

No. 14995

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant, Joseph L. Collings

Postoffice address, Paris, Idaho

County, Bear Lake State, of Idaho

1. If applicant is a corporation, give

(a) Date and place of incorporation;

(b) The amount of capital stock;

(c) The amount paid in;

(d) Names and addresses of directors.

II. The financial resources of the applicant are: (a) Cash on hand;

(b) Treasury stock;

(c) Bonds to be issued;

(d) Other resources.

2. The quantity of water claimed is about 20 minare inches

~~2000~~ feet per second.

3. Source of water supply: Spring

4. Location of point of diversion: N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ Sec. 1, Twp. 16 S. R. 45 E. B. M.

County of Bear Lake, State of Idaho

5. To be used for: Irrigation and domestic purposes

I. Irrigation and domestic use: (a) Amount of land to be irrigated: about 20 acres.

(b) In the following legal subdivisions: N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ Sec. 1, Twp. 16 S. R. 45 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point,

[b] Amount of power to be generated;

H. P. under

[c] Is water to be returned to any stream?

ft. head

[d] If so, name stream and locate point of return;

6. Estimated cost of works, \$150.00

7. Description of works for diversion:

I. Kind of works: Reservoir dam and ditches

II. Dimensions of works:

[a] Height of dam 10

feet, length of dam at top 165

feet,

length of dam at bottom 50

feet. Material used in construction: Wood, earth and stone.

[b] Capacity of reservoir

acre feet. (c) Size of headgate, width none

feet,

Height

feet. (d) Conduit ditto

width at bottom 1

feet,

width at water line 1 $\frac{1}{2}$

feet, depth of water 5 in.

feet; diameter of pipe

inches; average grade per mile is

feet. Length of conduit is 40 rd. ~~at least~~and it crosses the following quarter sections: N.W. $\frac{1}{4}$ of S.E. $\frac{1}{4}$ of Sec. 1, Twp. 16 S. R. 45 E. B. M.

8. The time required for the completion of the construction of such work is one years.

9. Time required for the complete application of the water to the proposed use is one additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Joe. L. Collings, Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. April 1, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10080
Recorded in Book 33 Page 10080 Approved April 10, 1914

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____
to be filed on or before June 9, 1914

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 10, 1914.

The whole of said work to be completed on or before April 10, 1915.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 10, 1915.

Witness my hand this 10th day of April, 1914. W. P. KING,

State Engineer.

Remarks: Spring in question rises on above described forty acre tract belonging to applicant and is to be used on same.

On proper request of the holder of the above numbered permit I have this 8th day of April, 1915, extended the time for completion of works to the 1st day of December, 1915.

J. H. SMITH,
State Engineer.

By Fred A. Wilkie, Deputy.

Proof of Completion of Works made 3rd day of December, 1915.

Certificate of Completion of Works issued Dec. 15th, A.D. 1915.

PERMIT NO. 10080.

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:*

This is to certify that Joseph L. Collings, of Paris, County of Bear Lake, and State of Idaho, the holder of Permit No. 10080, issued upon Application 14995, bearing date of priority of April 1st, 1914, authorizing the diversion of 2/5 of 1 second foot of the waters of a spring, County of Bear Lake, State of Idaho for irrigation and domestic purposes has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use, 2/5 of 1 second foot of the waters of a spring; that the point of diversion of said waters is in the NW 1/4 of SE 1/4 of Sec. 1, T. 10 S., R., 45 E. B.M., and that the lands proposed to be irrigated by the use of said waters are described as follows, to-wit: NW 1/4 of SE 1/4 of Sec. 1 T., 10 S., R. 45 E., B.M. containing about 20 acres.

Witness my hand this 15th day of December, A.D. 1915.

J. H. Smith,

State Engineer of State of Idaho.

Recorded by 106
Checked by 915

A F F I D A V I T.

-----oOo-----

STATE OF IDAHO,)
COUNTY OF BEAR LAKE.) ss.

Joseph L. Collings who being first duly sworn upon oath deposes and says that he is the owner of Permit to appropriate the Public Waters of the State of Idaho No. 10080,

That in making application for said Permit the location of the springs was incorrectly described as NW $\frac{1}{4}$ of SE $\frac{1}{4}$ Sec. 1, Tp. 16 S. R. 45 E. B. M., County of Bear Lake, State of Idaho,

Now therefore Affiant prays that said Permit be changed in so far as the location of the point of diversion is concerned to read as follows: Southeast corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 2, Township 16 South, Range 45 East Boise Meridian.

And further affiant saith not.

Joseph L. Collings,

Subscribed and sworn to before me this 25th day of August, 1916.

My Commission expires
Nov. 22nd 1919.

W. Smith Hoge,
Notary Public,
Residing at Paris, Idaho.

(SEAL).

Received and filed for record in the office of the State Engineer at Boise, Idaho,
9.00 A. M. Aug. 28, 1916.

J. H. Smith,
State Engineer.

APPLICATION FOR AMENDMENT

TO PERMIT TO APPROPRIATE THE PUBLIC WATERS

OF THE STATE OF IDAHO, NO. 10080.

Comes now JOSEPH L. COLLINGS, and represents to the State Engineer of the State of Idaho,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 10080, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

In SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 2, Township 16 South Range 45 East, B. M., making a total of about 20 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Paris, Idaho, this 25th day of August, 1916.

Joseph L. Collins.

Date of receipt at Office of State Engineer August 28, 1916.

APPROVAL OF STATE ENGINEER.

I, J. H. Smith, State Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 10080. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Witness my hand this 28th day of August, 1916.

J. H. Smith,

State Engineer.

License issued for 3/50 ft second foot

(Signed J. H. Smith)

Name of Applicant Joseph L. Collins

U.S. 16 21. 11. 45 - E. B. 211

~~E-C-1~~

discharge
of
National Council
on
Education
Planning

10000

SCALE: 2 INCHES=1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

PERMIT MAP NO. 1104

AS APPROVED

APR 10 - 1914

R. P. King

SEATTLE

State of Idaho

ENGINEERING DEPARTMENT

BOISE

F. P. KING.
STATE ENGINEER

Mr. Joseph L. Collings,
Parrle, Idaho.

April 10, 1914.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 10080 which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

F. P. KING.

State Engineer.

10080

State of Idaho

ENGINEERING DEPARTMENT

BOISE

F. P. KING,
STATE ENGINEER

April 10, 1914.

Mr. Joseph L. Collings,
Paris, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 10080 which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is ~~set out in your permit~~ and if proof is submitted subsequent to that your priority will be advanced ~~in the order of the time between the date~~ of the time between the date proof should have been submitted and the date it is submitted.

JUN 22 1914

Yours truly,

F. P. KING.

OFFICE OF STATE ENGINEER

Mr. Collings tells me that the blanks said to be inclosed did not come, and handed this to me some time ago, but I have been very busy in the District Court and really forgot it.

Yours truly,

Joseph L. Collings

10080

June 22, 1914.

Permit 10080, Jos. L. Collins.

Mr. Jesse P. Rich,
Paris, Idaho.

Sir:

Replying to yours relative to above permit would say that it was an error in sending out the notice of final proof with the permit. The first proof under this permit is not due until April 10, 1915, and the blanks will be mailed to the holder three months in advance of the date for proof.

Very truly yours,

F. P. KING,

State Engineer.

By _____

10080

JESSE P. RICH
PROSECUTING ATTORNEY
BEAR LAKE COUNTY
Paris, Idaho

June, 29, 1914.

Mr. F. P. King
State Engineer
Boise, Idaho.

Dear Sir:

Permit 10080, Jos. L. Collings.

Am returning the application for a permit in the above mentioned matter. I suppose this application was returned by mistake instead of sending the permit.

Yours very respectfully,

RECEIVED

JUL - 1914

OFFICE OF STATE ENGINEER

10080

Boise, Idaho, July 3, 1914.

Permit No. 10080-Collings.

Jesse P. Rich, Lawyer,
Paris, Idaho.

Sir:--

Replying to yours of the 29th inst.
in the above would say that the instrument which
you returned to us is the Permit, the statute
specifically stating that the application, when
properly approved by the State Engineer, shall
constitute the Permit. Same is returned herewith.

Very truly yours,

F.P. KING,

State Engineer.

By _____

Enc. A. 10080.
W/L

10080

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Joe. L. Collings,
Paris, Idaho.

BOISE, IDAHO, January 7, 1915.

DEAR SIR:

Under the terms of your permit No. 10080, you are required to complete your diversion works on or before April 10, 1915. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

HERBERT TING F. P. KING
Acting State Engineer.

10080

LAW OFFICE OF
HART & RICH
PRESTON, IDAHO

February, 2, 1915.

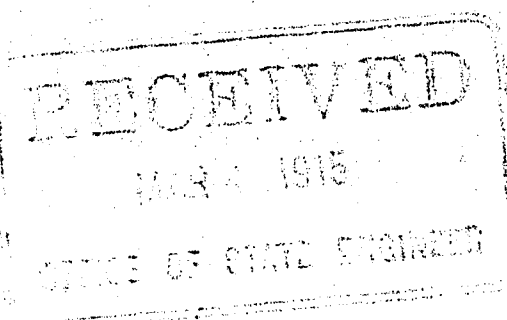
Mr. Herbert King
Acting State Engineer
Boise, Idaho.

Dear Sir:

In reference to permit No. 10080 for the diversion of water issued to Joseph L. Collings would like to state that Mr. Collings wishes another year in which to complete the water works. If possible please arrange matters to that end.

Yours very truly,

Jesse P. Rich



10080

March 4, 1915.

Permit 10080.

J. P. Rich, Attorney,
Preston, Idaho.

Sir:

Replying to your letter of the 2nd would say
that the holder of the above permit should make
application for extension of time, in duplicate,
upon the enclosed forms.

Very truly yours,

Herbert Wing,

Acting State Engineer.

2P4

By _____

10080

Permit No. 10080

Application For Extension of Time

For Completion of Works

Joseph L. Collings

of

Paris,State of Idaho

being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 10080

Under the terms and conditions of said permit, construction work thereunder was required to be completed by April 10, 1915

That he has heretofore performed the following work described under said permit:

Constructed two ditches but has been unable to complete the
reservoir as yet.

costing \$ 25.00

THAT he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

On account of the snow being on the ground and the climatic
conditions being such that he is unable to get on the ground in time
to do the required work, and that he will be busy with his cropping
so that he cannot do the work before the late summer or fall.

WHEREFORE, He asks that the State Engineer extend the time for the completion of construction work under said permit, to December 1st, 1915.

And further, deponent saith not

Subscribed and sworn to before me this 6th

day of

April1915.

My commission expires Dec. 1, 1915.

Date of receipt at office of State Engineer April 8, 1915.

Notary Public.

APPROVAL OF STATE ENGINEER.

J. H. Smith,

J. H. Smith, State Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho. No. 10080, to December 1st, 1915.

Witness my hand this

8th

day of

April1915.

(over)

State Engineer.

10080

April 8, 1915.

Permit 10080.

Joseph L. Colings,
Paris, Idaho.

Sir:

Your application for extension of time under above permit has been approved and duplicate copy is herewith returned to you.

Very truly yours,

J. H. SMITH,

State Engineer.

ET

By _____

10080

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Joseph L. Collings,
~~Paris~~, Idaho.
Paris

Boise, Idaho,
Sept. 21, 1915.

Dear Sir:

10080

Under the terms of your Permit No. ~~1180~~-----, you are required to complete your diversion works on or before Dec. 1st, 1915.----- I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

J. H. Smith.

State Engineer

Permit No. 10080

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bear Lake

} ss.

Joseph L. Collings, being first duly sworn upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 10080 and that his postoffice address is Paris, Bear Lake State of Idaho.

Second: That the name of the stream from which said water is to be diverted is

a Spring (commonly known as "Bear Hollow Spring")

Third: That the point of diversion of said water is in NW 1/4 of SE 1/4 Sec. 1, Twp. 16

S. R. 45 E. B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 1st 1915.

Fifth: That the use for which said water is intended is Irrigation and domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Reservoir, dam and ditches.

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 10 feet, length of dam at top 165 feet, length of dam at bottom 50 feet. Material used in construction

Wood earth and stone

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 6x8" ~~xxxx~~, height _____ feet.

(d) Conduit, ditch width at bottom one feet, width at water

(State whether ditch, flume or pipe)

line 1 1/2 feet, depth of water 5 in. ~~xxx~~ diameter of pipe _____ inches;

average grade per mile is _____ feet. Length of conduit is 40 rods ~~miles~~.

Seventh: That said works are capable of conducting to the place of intended use about 20 miners inches ~~second feet~~ of water.

Eighth: That water appropriated under said permit is available for about 20 acres of land described as follows: NW 1/4 SE 1/4 Sec. 1, Twp. 16 S. R. 45 E. B. M.,

Ninth. Remarks: That

(Sign here)

Subscribed and sworn to before me this 3rd day of December 1915.

My commission expires Nov. 22, 1915.

Notary Public.
Paris, Idaho.

10080

Dec. 15th, 1915.

Re: Permit No. 10080.

Mr. Jos. L. Collings,
Paris, Idaho.

Dear Sir:-

Enclosed herewith please find Certificate of Completion of Works, issued under Permit No. 10080, together with receipt of fees.

Very truly yours,

J. H. SMITH,

State Engineer.

By

CCW- R. No.7915.

10080

July 8th, 1916.

Re: Permit No. 10080.

W. Smith Hoge,
Paris, Idaho

Dear Sir:-

In replying to your letter of the 5th re regard to amendment of the above permit, we would advise that in order to correct the permit as to location of spring, the holder should file in this office an affidavit setting forth the fact that in the application the location of the springs was incorrectly described and giving the correct description of the forty in which this spring is located.

In order to correct the list of lands to be irrigated the enclosed application for amendment of permits should be prepared and filed in this office in accordance with the instructions on the back of the blank.

Very truly yours,

J. H. SMITH,

State Engineer.

By

REH-NES

Encl-

Amend. to Per.

10080

W. SMITH HOGE

ABSTRACTS--REAL ESTATE--LOANS--INSURANCE

PARIS, IDAHO

July 5th 1916.

State Engineer,
Boise, Idaho.

RECEIVED

JUL 7 - 1916

OFFICE OF STATE ENGINEER

Dear Sir:

Joseph L. Collings, of this City, is the owner of Permit 10080, which calls for 2/5 of one Second foot of water in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 1, Tp. 16 S. R. 45 E. B. M., His said Permit, and the Certificate of Completion of Works both recite that the water rises and is to be used on land owned by applicant.

Through some unaccountable mistake(unless applicant wrongly described the land or the attorney who prepared his said papers mis-understood him) neither his land nor the location of the water is correctly described.

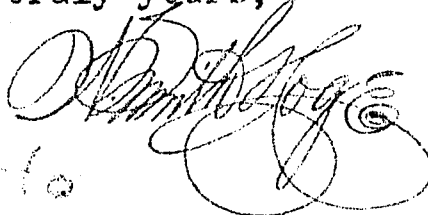
As a matter of fact the land owned by the applicant is correctly described as: Lots 1, 2, and 3, S $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, same township and range, and the water claimed by him is located and used on SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 2.

Mr Collings is desirous of having the matter corrected and has asked me to write for information as to the best way out of the difficulty, and if necessary to make out a complete set of new papers will he be able to still hold his original date of priority to the use of said water.

May I ask as a personal favor your opinion in this matter so that I can correctly advise Mr Collings the proper way in which to proceed to secure his title to this water.

Thanking you for your consideration of this matter, allow me to remain,

Very truly yours,



*File 10080 as to
loc. of spring &
file A. H. for land*

10080

W. SMITH HOGE

ABSTRACTS--REAL ESTATE--LOANS--INSURANCE

PARIS, IDAHO

August 25th 1916.

STATE ENGINEER,

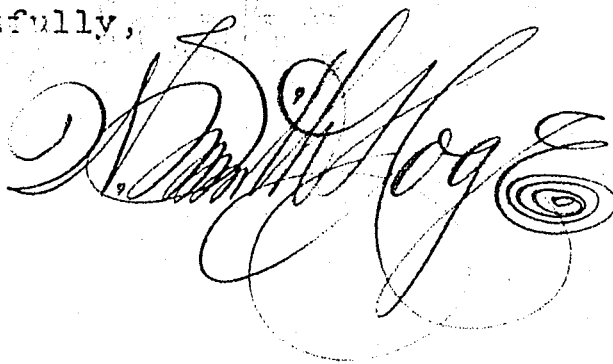
Boise, Idaho.

Dear Sir:

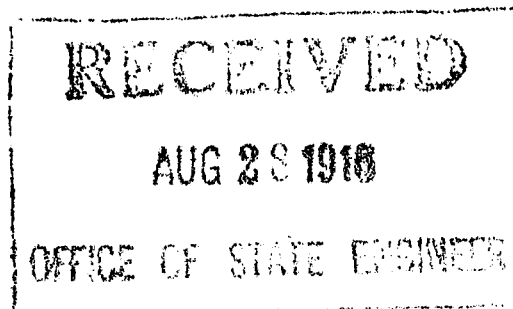
Herewith I hand you Affidavit of Joseph L. Collings, applying for change of point of diversion in his Permit No. 10080, also Application for Ammendment, and Two Plats showing corrdction of location and works as they should be, and really are.

Kindly address the corrected papers and any other correspondence with reference to this Permit to me, as Mr. Collings has directed that I look after this matter for him as he is out of town considerable of the time, and oblige,

Respectfully,



10080



Name of Applicant JOSEPH L. COLLINGS.

TOWNSHIP 16, SOUTH RANGE 45 EAST B.M.

SEC. 3
JOSEPH L. COLLINGS
HOMESTEAD

SEC. 4

SEC. 5

SEC. 6

SEC. 7

SEC. 8

SEC. 9

SEC. 10

SEC. 11

SEC. 12

NATURAL CHANNEL
DITCHES
SPRING
LAND TO BE
IRRIGATED

SEC. 13

SEC. 14

SEC. 15

SEC. 16

SEC. 17

SEC. 18

RECEIVED
AUG 3 1913
OFFICE OF STATE ENGINEER

10000

August 29, 1916.

Re Permit 10080.

W. Smith Hoge,
Paris, Idaho.

Sir:--

Am herewith returning approved application
for amendment of above permit, affidavit for change
of point of diversion and duplicate map, the same
having been placed on record in this office.

Very truly yours,

J. H. SMITH,

State Engineer.

APD-M-AA

By _____

10080

State of Idaho

ENGINEERING DEPARTMENT

BOISE

Joseph L. Collins,
Paris, Idaho.

Sept. 15, 1916.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **10080**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. SMITH,

State Engineer

10080

Dist 5-0

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 1st day of December, 1916,
 at Paris, County of Bear Lake, State of Idaho,
 before W. Smith Hoge, a Notary Public, proof will be submitted
 of the application to beneficial use of about 20 miners inches, ~~xxxxxx~~ of the waters of
a Spring, in accordance with the terms and conditions of Permit No. 10080
 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Joseph L. Collings,
Paris, Bear Lake County, Idaho.
2. The use to which said water has been applied is Irrigation and domestic purposes.
3. The amount applied to beneficial use is about 20 miners inches.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
in the SE 1/4 SE 1/4 Section 2, Township 16 South Range 45 East
Boise Meridian.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is
The Joe Collings Reservoir and Ditch.
6. The right to take the water from such works is based upon Permit No. 10080.
7. The source of supply from which such water is diverted is the Joe Collings Spring.
8. The date of the priority which said user is prepared to establish is April 16th 1914.

J. H. Smith,

State Engineer.

10080

September 29, 1916.

Re Permit 10080.

Jos. L. Collings,
Paris, Idaho.

Sir:--

We are in receipt of notice of final proof under above permit. Notice for publication will be mailed to the Paris Post in time for the required four weeks publication prior to December 1st and deposition blanks will be mailed to W. Smith Hoge.

Very truly yours,
J. H. SMITH,

State Engineer.

By _____

10080

State Engineer, Boise.

Dear Sir:

I have your letter of Oct 24-16 enclosing Notice of Proof of Beneficial Use of Water under Permit No. 10080 which will be published as you request, beginning with our issue of Nov 3-1916

(P. O.)

Paris Idaho

(Date)

Oct 29-16

W. H. Stearns

Editor Paris Post

10080

5-6

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Jos. L. Collings,
c/o W. Smith Hoge,
Paris, Idaho.

BOISE, IDAHO, November 14, 1916.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 10080.

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On December 1st, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Paris, before W. Smith Hoge, Notary Public.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,
J. H. SMITH,

State Engineer.

10080

PERMIT No. 10080

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Joseph L. Collings, age 27 years, Farmer, Paris, Idaho.

Ques 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. #

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 10080, dated April 10, 1914, date of priority, April 10, 1914.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source of supply: "JOE COLLING'S SPRING", location of point of diversion is SE Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, Twp. 16, S. R. 45 E. B. 1

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Reservoir, dam and ditches, capable of conveying sufficient water to irrigate all the irrigable portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Tp. 16 S. R. 45 E. name is: "Joe Collings Dam and ditch"

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have *actually* been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Domestic and irrigation, approximately 2 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 16 S. R. 45 E. B. M., have been actually irrigated, cultivated land, the chief purpose of this permit being to secure the waters from this spring for domestic purposes.

Ques. 7. If for other than irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. #

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. About 20 miners inches, or all of said water that I can use on the place.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. #

10080

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. For five years, I have used the water for irrigation having irrigated about 2 acres of alfalfa and garden and the balance of the water used has been for domestic purposes, it being located in a dry-farming section all of the neighbors secure their supply of water from this spring, and it is for this reason that I am endeavoring to obtain title thereto in order that the dry-farmers may not be deprived of water which they haul from my spring in large quantities.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. I have used no other waters.

(Sign)

Joseph L. Hollings

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in the City of Paris, County of Bear Lake, State of Idaho, on this 1st day of December A. D. 1916.

My Commission expires
Nov. 22, 1919.

[Signature]
Notary Public.
residing at Paris, Idaho.

10080

RECEIVED

DEC 4 1916

OFFICE OF STATE ENGINEER

Permit No. 10080

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Walter P. Rich, age 47 years, farmer, Paris, Idaho.

Ques. 2. Are you acquainted with Joseph L. Collings, the holder of Permit No. 10080? How long have you known him and where does he reside?

Ans. All his life, he resided at Paris, Idaho when not on his dry farm.

Ques. 3. Have you read or heard read said Permit No. 10080, and are you familiar with its provisions and conditions?

Ans. Yes sir.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. the "JOE COLLINGS SPRING", SE corner of the SE 1/4 Sec. 2, Tp. 16 S. R. 45 E. B. M., his works consist of a dam or reservoir and ditches, from spring to land irrigated.

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 20 miners inches as near as I am able to tell, or all that flows from the spring, he is claiming all that he can use from the spring.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes, the land irrigated consists of a small lucern patch and garden, and the balance of the water claimed is used simply for domestic purposes, the spring being located on his dry-farm is the only water for several miles around and he permits the dry-farmers to haul water from his spring to their lands, without cost. The spring being located on his land he is endeavoring to secure title to the water, or all thereof that he can use.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. #

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. character of the land black sage-brush loam, I estimate that he requires all the water that flows from the spring, for the profitable cultivation of the land.

10080

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None whatever.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have frequented the place often during the past four years and have seen the water used on the place.

(Sign) Walter P. Rich

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in city of Paris, County of Bear Lake,

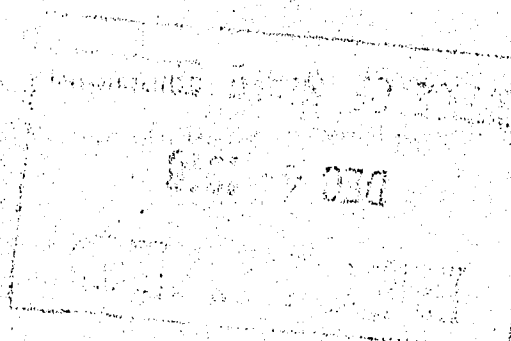
State of Idaho, on this 1st day of November, A. D. 19 16.

Notary Public.

Paris, Idaho.

My commission expires November 22, 1919.

10080



Permit No. 10080

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Standley H. Rich, age 31 years, farmer (and County Treasurer at the present time) post office Paris, Idaho.

Ques. 2. Are you acquainted with Joseph L. Collings, the holder of Permit No. 10080? How long have you known him and where does he reside?

Ans. All my life or ever since I have been big enough to remember, he resides when not on his farm, at Paris, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10080, and are you familiar with its provisions and conditions?

Ans. Yes sir.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Source: "Joe Collings Spring" his works consist of a dam or reservoir and ditches,

Ques. 5. How many second-feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I don't know how many second feet but judge about 20 miners inches or all the water the spring gives.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The land irrigated is located in the SE 1/4 Sec. 2, Tp. 16 S. R. 45 E. B. M., he irrigates a small patch of alfalfa and garden spot and the balance of the water claimed is for domestic purposes as he permits the other dry-farmers to haul water for his spring to their land, as this is practically all the water there is for a number of miles around and he is endeavoring to secure title to it in order that the farmers may not be deprived of the water, for domestic purposes.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. #

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Character of land irrigated is black sage brush loam, and I estimate he needs all the water that flows from the spring, at times, then again there may be a surplus and some run to waste at certain times.

10080

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No sir.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Every season since he has been over ther on his farm, four or five years, and he has used the water each season practically continually

(Sign)

Stanley H. Hild

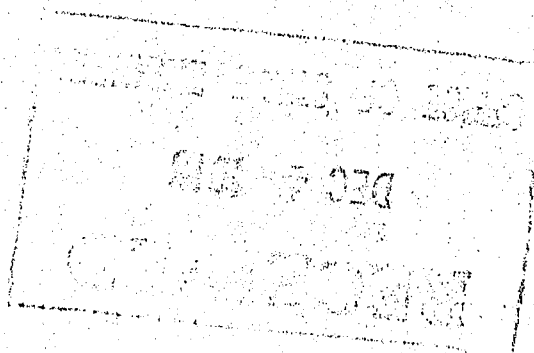
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in city of Paris, County of Bear Lake State of Idaho, on this 1st day of December A. D. 1916.

[Signature]
Notary Public.

Paris, Idaho.

My commission expires November 22, 1919

10080



NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 1st day of December, 1916, at Paris, County of Bear Lake, State of Idaho, before W. Smith Hoge a Notary Public, proof will be submitted of the application to beneficial use of two fifths of 1 cubic foot per second of the waters of a spring, in accordance with the terms and conditions of Permit No. 10080, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Joseph L. Collings, of Paris, Bear Lake County, Idaho.

2. The use to which said water has been applied is irrigation and domestic use.

3. The amount applied to beneficial use is two fifths of 1 cubic foot per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 2, T. 16 S., R. 45 E., B. M.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is the Joe Collings reservoir and ditch.

6. The right to take the water from such works is based upon Permit No. 10080.

7. The source of supply from which such water is diverted is a Spring.

8. The date of the priority which said user is prepared to establish is April 1st, 1914.

J. H. SMITH, State Engineer.

Publishers Certificate

THIS IS TO CERTIFY:

That the attached notice.....
..... was published in THE PARIS POST,
a weekly newspaper published in the County of
Bear Lake and state of Idaho, for a period of
four weeks, consecutively, the first publi-
cation thereof, being on the 3rd day of Nov.
A.D., 1916, and the last insertion on the 24th
day of Nov. A.D., 1916.

IN WITNESS WHEREOF I have hereunto set my
hand, this 29 day of Nov. A.D., 1916.

THE PARIS POST PUBLISHING Co.

By

W. K. Hoge

Editor and Manager.

Sworn and subscribed to before me this,
the 29th day of Nov. A.D., 1916.

10080

J. H. Smith
Notary Public.

December 4, 1916.

Re Permit 10080.

Joseph L. Collings,
Paris, Idaho.

Dear Sir:--

We are just in receipt of depositions, affidavit of publication and check for fees for proof of use of water under above permit. As soon as the examination can be made by our engineer in the spring, the license will issue. You will lose no rights by the delay in making the examination.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10080

REPORT OF ENGINEER

1. State name of applicant and number of permit: Jos. Collings - Permit No. 10080
2. State source of water supply: Spring - 2/5 Sec. 2
3. Location of point of diversion: SE 1/4 Sec. 2, T. 16 S., R. 45 E., B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Completed.
5. Describe works as they exist, giving dimensions and capacities of same: Dam 4' high, 18' on top, 12' on bottom. - Earth - well sodded - this dam is located 30' below spring. No headgate - Small ditch taking out on each side of dam - 6" on bottom, 14" on W.L., 6" deep - each will carry about 20 inches - Turns water from ditch into 6" wood pipe, 20' long, - Raucher drive under outlet end of pipe & fill ~~barrels~~ barrels for domestic use - only spring for miles.
6. State whether or not water has been turned into works of diversion: Yes - Running about 8" at time of exam.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): SE 1/4 Sec. 2 - 16 S. - 45 E.
3 acres under cultivation - Filing made mainly for domestic purposes.
8. Submit map on enclosed plat, showing location and details of above description.

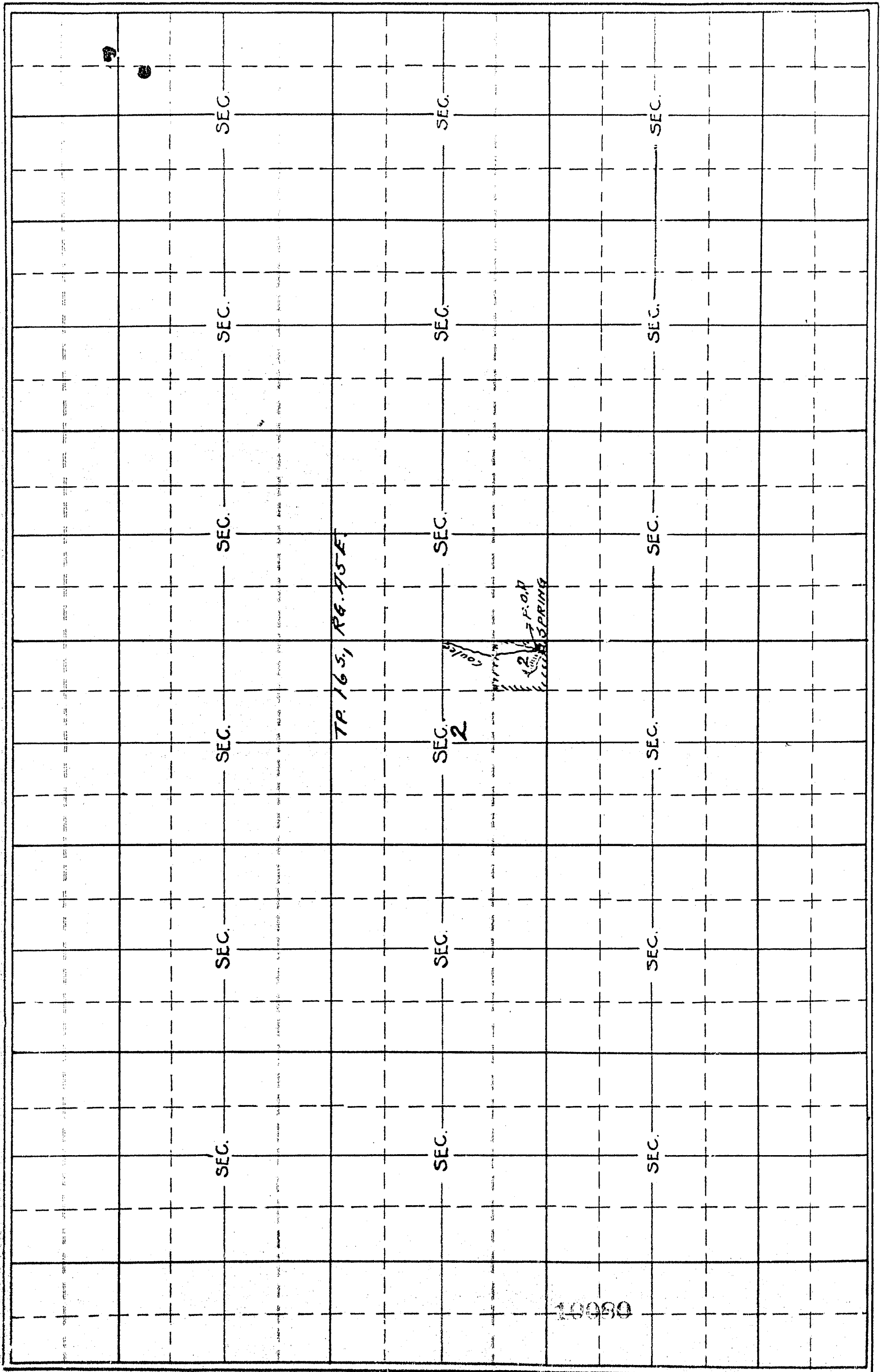
Remarks:

This examination was made on the 22 day of Aug. 1917.

(Signed)

Examiner.

Name of Applicant Jos. Callings — # 10080.



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

October 1, 1917.

Re: Permit No. 10080.

Mr. Joseph L. Collings,
Paris, Idaho.

Dear Sir:

Enclosing herewith Water License
issued under above permit, with receipt
for fee.

Very truly yours,

J. H. Smith,

State Engineer.

By

CE/ML

Enc: WL

R-8779

10080

Standley H. Rich

TREASURER & TAX COLLECTOR
BEAR LAKE COUNTY

PARIS, IDAHO. Oct. 31st, 1917

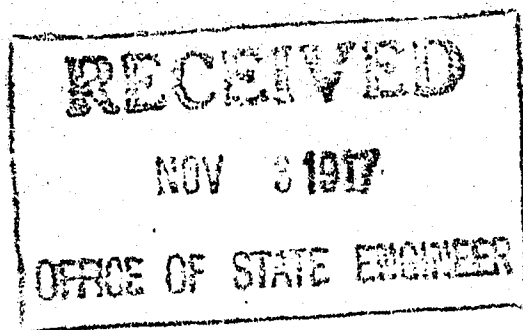
Mr. J. H. Smith, State Engineer,
Boise, Idaho.

Dear Sir;

I am inclosing herewith certificate of water license #10080 of Joseph L. Collings, of Paris, Idaho. There appears to be an error on this paper, as on the first page it refers to 2/5 of a cubic foot, and on the back it refers to 3/5 of a cubic foot. Will you kindly correct this, and send it to Mr. James Collings, father of Mr. Joseph Collings. Joseph Collings is now in the service of the United States at American Lake, Washington, and is leaving these papers with his father.

Respectfully yours

Standley H. Rich
Co. Treasurer.



10080

November 3rd, 1917.

Re Permit 10080- Jos. L. Collings.

Mr. S. H. Rich,
Paris, Idaho.

Dear Sir:--

Replying to your letter of the 31st ult., in which you return License issued under above permit for correction, would say that the amount of water was cut down from two-fifths of a second foot to three-fiftieths, as the proof showed that only three acres were under cultivation. License can be issued for only an inch to the acre for the amount of land under cultivation. I am therefore returning the license without change.

Very truly yours ,

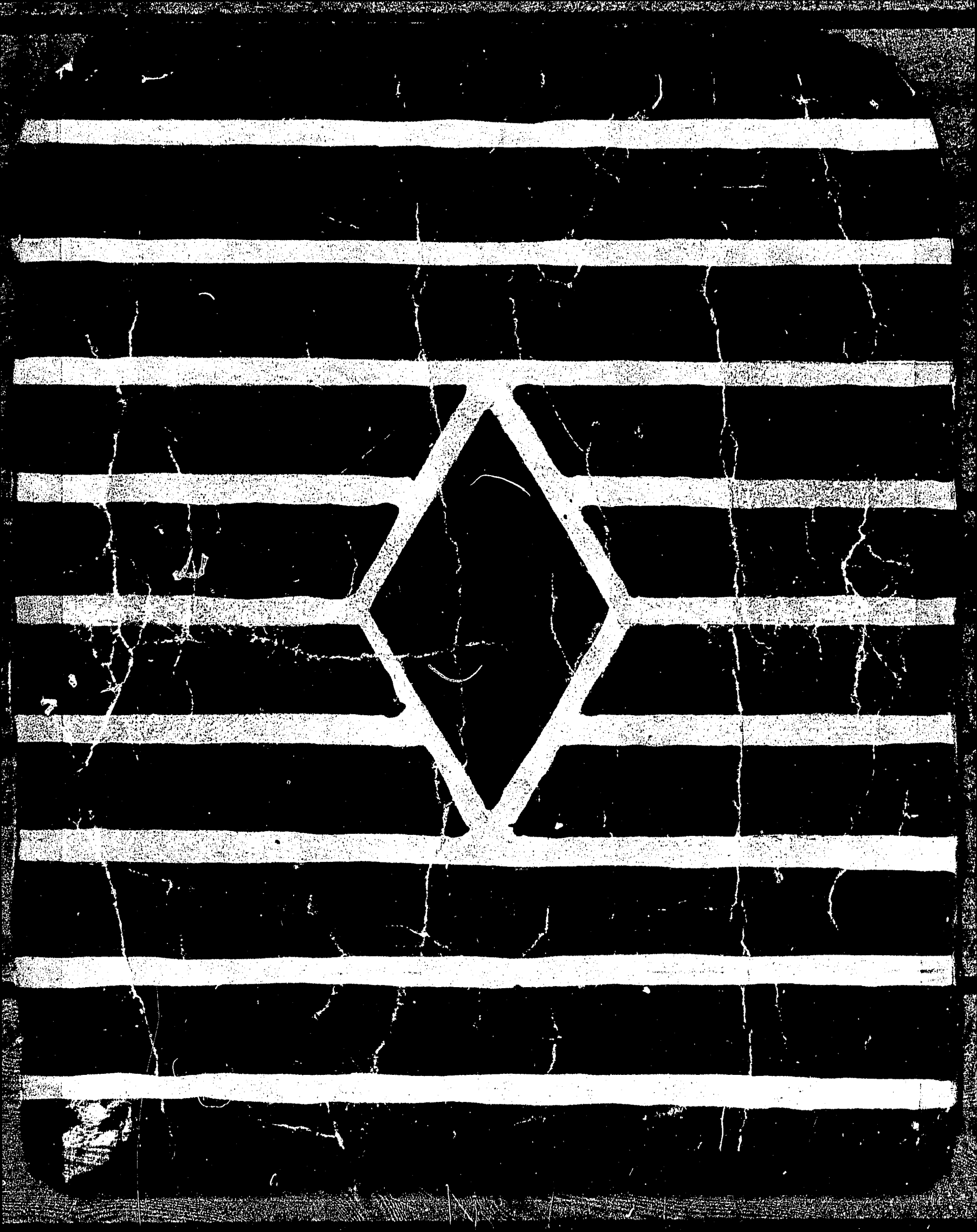
J. H. SMITH,

State Engineer.

By_____

L

10080



County: Bear Lake.
 Stream: Spring.
 Amount: 3/50 of 1 sec. ft.
 Use: Irrigation.
 Priority: 4-1-14.

STATE OF IDAHO

Water License No. 10080.
 Water District No. 5 0.

WHEREAS, On the 1st day of April, A. D. 1914, Joseph L. Collings,

of Paris, County of Bear Lake, State of Idaho, duly made application (No. 14995) to me for a permit to use 2/5 of 1 cubic foot per second of the waters of a spring, in Water District No. 5-0.,

County of Bear Lake, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 10th day of April, A. D. 1914, Permit No. 10080 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 10th day of April, A. D. 1915, and for the application to beneficial use of said water on or before the 10th day of April, A. D. 1916, and,

WHEREAS, On the 8th day of April, A. D. 1915, the time for completion of works under said permit was extended to the 1st day of December, A. D. 1915, and,

WHEREAS, On the 3d day of December, A. D. 1915, Joseph L. Collings,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 2/5 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10080 dated December 15, 1915, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2/5 of 1 cubic foot per second of said waters, with date of priority of April 1, 1915, and

WHEREAS, On the 1st day of December, A. D. 1916, Joseph L. Collings,

the holder of said permit, duly made proof of the application to beneficial use of 3/50 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to Joseph L. Collings,

of Paris, County of Bear Lake, State of Idaho, the holder and owner of said Permit No. 10080, a perpetual right, dating from April 1, 1914, to the use of 3/50 of 1 cubic foot per second of the waters of a spring,

in the County of Bear Lake and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point near the Southeast corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 2, T. 16 S., R. 45 E. B. M.,

and conducted to and upon 3 acres in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 2, T. 16 S., R. 45 E. B. M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 21st day of September, A. D., nineteen hundred and seventeen.

J. H. Smith,

(Seal)

State Engineer.

11 2053

