

No. 10954

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Abe C. D. E. E. Anderson & Co., Associates

Postoffice address: Soda Spring

County: Blaine State: Idaho

2. The quantity of water claimed is two (2) cubic feet per second.

3. Source of water supply: Little & Big Spring Creek, one half from each.

4. Location of point of diversion: In NE $\frac{1}{4}$ of Sec. thirteen, T. 9 S. R. 41 E.

County of Blaine

5. To be used for: Irrigation and domestic purposes

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: about one hundred acres.

(b) In the following legal subdivisions: South $\frac{1}{2}$ and NW $\frac{1}{4}$ of Sec. twelve and NE $\frac{1}{4}$ of Sec. eleven all in T. 9 S. R. 41 E. N. H.

6. Estimated cost of works: \$250.00

7. Description of works for diversion:

I. Kind of works: Dams and ditches

II. Dimensions of works:

(a) Height of dam three feet, length of dam at top thirty feet, length of dam at bottom twenty-five feet. Material used in construction, wood, earth and stone.

(c) Size of headgate: Width see remark No. 1

((a) Conduit ditch, width at bottom about five feet, width at water line about six feet, depth of water about two feet. Average grade per mile is about seven feet. Length of conduit is about one mile and it crosses the following quarter sections: NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec. 13; and SW $\frac{1}{4}$ of Sec. 12; and SW $\frac{1}{4}$ of Sec. 11, in T. 9 S. R. 41 E. N. H.

8. The time required for the completion of the construction of such work is "see remark No 2"

9. Time required for the complete application of the water to the proposed use is see remark No. 3

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.

Abe C. Anderson & Associates,

Applicant

Remarks: Remark No. 1, we have no headgate, it is an easy place to turn the water.

Remark No. 2, this ditch has been completed about thirty years.

Remark No. 3; the water has been applied on this land for about thirty years, through this ditch.

APPROVAL OF STATE ENGINEER

The number of this permit is 7493

Date of first receipt at office of State Engineer 9:00 A.M. June 23, 1911
Recorded in Book 23 Page 7492 Approved July 22, 1911.

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:

Work to begin on or before September 20, 1911, 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 22, 1911

The whole of said work to be completed on or before January 22, 1912.

Beneficial use of water appropriated in accordance herewith, to be made on or before January 22, 1912.

Witness my hand this twenty-second day of July, 1911

A. E. Robinson,

State Engineer.

Notice of proof of completion of works and of application of water to beneficial use received September 20, 1911, fixing November 6, 1911, as date, and Soda Springs, Idaho, as place of proof.

Fees received September 20, 1911.

Deposition blanks and Publication notice mailed September 21, 1911

Water Commissioner notified September 21, 1911

Report of Engineer received October 4, 1911.

Depositions, Affidavit of Publication and Fees received November 16, 1911.

Certificate & License issued November 20, 1911.

Permit No. 7493

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that ABE C. and D. and M. ANDERSON, Sr., of Soda Springs, County of Bannock, and State of Idaho, the holders of Permit No. 7493, issued upon Application No. 10954, bearing date of priority of June 23rd, 1911, authorizing the diversion of 1 second foot of the waters of Little Spring Creek, and 1 second foot of the waters of Big Spring Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, have 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 1 second-foot of the waters of Little Spring Creek, and 1 second-foot of the waters of Big Spring Creek, that the point of diversion of said waters is at a point in the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 13, Township 9 South, Range 41, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: South half (S $\frac{1}{2}$), Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 12, and the Northeast quarter of the Southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 11, Township 9 South, Range 41, East of the Boise Meridian.

Witness my hand this 20th day of November, A. D. 1911.

A. E. Robinson,

State Engineer of the

State of Idaho.

License issued for *Regard* second feet

Name of Applicant *Chas. E. Anderson and Associates*

P 7495

T. 9 S. R. 41 E. B. M.

Sec. 11

Sec. 12

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

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SEC.

SEC.

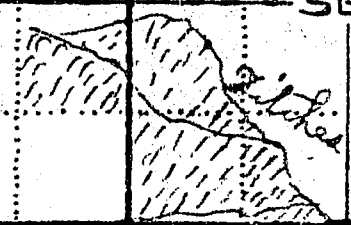
SEC.

SEC.

SEC.

SEC.

7193



Big Spring Creek

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
State Engineer

Permit 7493.

Boise, Idaho, August 7, 1911.

Abe C. Anderson,

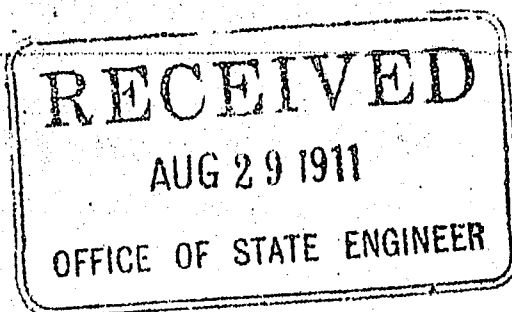
Soda Springs, Idaho.

Dear Sir:

I enclose herewith above numbered permit. **BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME** as given under approval of State Engineer on the third page.

A. E. ROBINSON,
State Engineer.

7493



Coda Springs, Idaho,
Aug. 26, 1911.

Mr. A. E. Robinson, State Engineer,
Boise, Idaho.

Dear Sir:

I have your card of June 26, 1911, stating that you had received ~~received~~ our application, No. 10954 for permit to appropriate the public waters of the State of Idaho. You say same will be passed to permit and returned to me as soon as recorded.

Now, it has been two months since date of your card, so I thought best to write you inquiring about it. Perhaps you have sent it and it has miscarried. Please let me hear from you about it.

Will you send some one to inspect completion of works and application of water to beneficial use?

And will I need other blanks to fill out? and what about the notice for publication?

Thanking you in advance for the information, I remain,

Yours truly,

Edw. C. Anderson.

7193

August 29, 1911

Permit 7493

Abe O. Anderson,
Soda Springs, Idaho

Sir:-

- In reply to your letter of the 26th inst. would say that your Permit was mailed to you at Soda Springs on the 7th of August. As it has not been returned to this office, I am at a loss to know why you have not received it.

If you are ready to make proof of completion of works and beneficial use of water, the inclosed blanks should be filled out and returned to this office in time for notice of proof to be advertised thirty days prior to date of proof. Upon receipt of these notices, properly filled out, the water commissioner will be notified to make inspection of the works and report.

Very truly yours,

State Engineer

F103-121

By...

Soda Springs, Idaho,
Sept. 3, 1911

A. E. Robinson, State Engineer,
Borae, Idaho.

RECEIVED
SEP 9 1911
OFFICE OF STATE ENGINEER

Dear Sir: - Your letter of Aug. 29, 1911, received; and in regards to permit No. 7493, to appropriate water, that you say was mailed to me at Soda Springs, Aug. 7th has not yet been received; so I wish you would send me a copy of it as soon as possible; if there is a charge for it let me know and I will remit.

I have received the blanks for Notice of Proof of Completion of Works, and Notice of Proof of Application of Water to Beneficial Use. Each blank reads that it must be filled out and forwarded at least 60 days before the time set for completion of works, or the time set for application of water. Now, I wish you would inform me if I can date proof of both blanks for the same day? And will forty days be time enough for receipt of blanks in your office to give you time for notice of proof to be advertised thirty days prior to date of proof?

Yours truly,

Edw. C. Anderson.

7193

Sept. 9, 1911

Permit 7493

Abe C. Anderson,
Soda Springs, Idaho

Sir:-

Am inclosing you herewith certified copy
of above numbered permit, as per your request
the 5th inst. Please to remit \$1.50 for same.

It is not absolutely necessary that the notice
of proof be filed 60 days in advance of the date
of proof. They should be filed in ample time to
allow the notice to be advertised thirty days
prior to date of proof.

The date for making proof can be the same on both
blanks and proof made at the same time. A combined
notice for publication will be sent to the paper,
thus saving the cost of two publication notices.

Very truly yours,

State Engineer.

CC

By....

7193

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

(P.O.) Soda Springs

(Date) Sept. 18, 1911

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2 P. M., on the sixth day of November, 1911, at Soda Springs, County of Bannock, State of Idaho, before H. Drewery, J. P. proof will be submitted of the completion of works for the diversion of two cubic feet per second of the waters of Little and Big Spring Creek in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Abe C. & J. V. N. Anderson, Sr., Associates

2. The postoffice address of such person or the place of business of such corporation is Soda Springs, County of Bannock, State of Idaho.

3. The number of such permit is 7493, and the date set for the completion of such work is November sixth 1911.

4. Said water to be used for irrigation and domestic purposes.

5. Said works of diversion will be fully completed on the day set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit is two cubic feet per second.

6. The amount of lands for which said water is available is about one hundred acres, particularly described as follows: part of South $\frac{1}{2}$ and NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. twelve and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. eleven, all in T. 28. R. 41 E. B. M.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the above notice are true.

Engineer.

I desire that the above notice be published according to law, in the Chieftain of Soda Springs published in the county in which said works are situated; the expense of which publication will be borne by

(Signature) Abe C. Anderson

RECEIVED

SEP 20 1911

ENCLOSURE

7493

PERMIT NO. 7493

Notice of Proof of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

(P.O.) Soda Springs, Idaho.

(Date) Sept. 18, 1911.

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2 P. M., on the sixth day of November, 1911, at Soda Springs, County of Bannock, State of Idaho, before H. Drewery, J. P. proof will be submitted of the application to beneficial use of two cubic feet per second of the waters of Little and Big Spring Creek in accordance with the terms and conditions of Permit No. 7493 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 Abe C. & D. & N. Anderson, Sr.

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

3. The amount applied to beneficial use is two cubic feet per second

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) on South $\frac{1}{2}$ and NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. twelve and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. eleven, T. 9 S. R. 41 E. S. 12.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Spring Creek Ditch.

6. The right to take the water from such works is based upon Permit No. 7493

7. The source of supply from which such water is diverted is Little and Big Spring Creek

8. The date of the priority which said user is prepared to establish is from 1891

I desire that the above notice be published, according to law, in the Blue Star of Soda Springs, published in the county in which said water is to be used; the expense of which publication will be borne by me.

(Sign) Abe C. Anderson

SEP 20 1911

7493

716 712-13-78-41E

Boda Springs, Idaho,
Sept. 18, 1911.

A. C. Robinson, State Engineer,
Boise, Idaho.

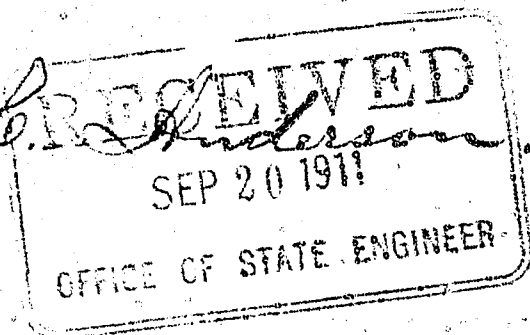
Dear Sir:—Enclosed find Notice of Proof of
Completion of works, and Notice of Application
of Water to Beneficial Use. Please send the combined
notice for publication to "The Boda Springs Chieftain"
in time to allow the notice to be advertised thirty
days prior to date of proof.

Also find a check for one dollar and fifty
cents for the copy of the last Application for
permit: no 10954.

Trusting I have filled-out the blanks alright,
I remain,

Yours truly,

L. H. C. R. Anderson



ENGINEERING DEPARTMENT

\$1.58

No 3856

STATE OF IDAHO

Boise, Idaho, Sept. 20 1911

Received of

Abe C. Anderson

One 50/1000000

DOLLARS

Account of

Certified Copy

7193

R. E. Robinson

State Engineer.

By

EB

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

Proof of Completion of Works

Abe C. Anderson, et al., and
s/o H. Drowery, J.P. Proof of Beneficial Use of water.
Soda Springs, Idaho.

Boise, Idaho, September 21st, 1911.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. 7493.

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 November 6th, 1911, the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at Soda Springs, Idaho, before H. Drowery, J.P.

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fees as follows: Fee for proof of completion of works is \$5.00 for ten second feet or less. Over ten second feet a charge of 30 cents a second foot is made. The fee for beneficial use of water, for power purposes is \$5.00; if for irrigation, \$2.00 for each 40-acre tract, or fraction, to which water has been beneficially applied.

When these have been received, together with report of the Water Commissioner, if everything is properly executed, Certificate of Completion of Works and License will issue.

Yours truly,

A. E. ROBINSON

State Engineer.

**NOTICE OF PROOF OF COMPLETION OF WORKS
AND
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 2 P.M. on the 6th
day of November, 19 11, at Soda Springs, County of
Bannock, State of Idaho, before H. Drewery, J.P.
proof will be submitted of the completion of works for the diversion of 2
cubic feet per second of the waters of Little and Big Spring Creeks,
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 7493, 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
Abe C. & D. & H. Anderson, Sr., Soda Springs, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and
the amount of water which said works are capable of conducting to the place of use, in accord-
ance with the plans accompanying the application for such permit, is 2
cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic
purposes, and the amount applied to beneficial use is 2 cubic feet per second.

4. The place where said water is used is on the S $\frac{1}{2}$. NW $\frac{1}{4}$ SW $\frac{1}{4}$. Sec. 12. NE $\frac{1}{4}$. SE $\frac{1}{4}$.
Sec. 11, Tp. 9 S., R. 41 E., B. M.

5. The date of priority which said user is prepared to establish is

June 23rd, 1911.

A. E. ROBINSON
D. G. MARTIN
State Engineer.

7493

September 21st, 1911.

Re: Permit 7493.

Charles H. DeCamp,
Water Commissioner,
St. Anthony, Idaho.

Sir:

Abe C. Anderson, et al., of Soda Springs, Idaho, the holder of the above numbered permit, desires to make proof of application of water to beneficial use and proof of completion of works on two cubic feet per second of the waters of Little and Big Spring Creeks on November 6th, 1911.

Very truly yours,

State Engineer.

By _____

(Place).....

(Date).....

Soda Springs, Idaho
September 22, 1911

State Engineer, Boise.

Dear Sir:

I have your letter of *September 21*,..... enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No. *7493* which will be published as you request, beginning with our issue of *Sept. 26, 1911*

W. H. Hildreth
Pub. Chieftain.

OFFICE OF STATE ENGINEER

SEP 26 1911

RECEIVED

7493

REPORT OF ENGINEER

1. State name of applicant and number of permit: Abe C. Anderson, et al. - 7493
2. State source of water supply: Little and Big Spring Creeks
3. Location of point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13. Tp. 9 S., R. 41 E.

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Works will carry more than permit calls for

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 3'
- (b) Width at water line: 5'
- (c) Depth of water: 1'
- (d) Grade per mile: 7'
- (e) Capacity of ditch: 4' second feet.

6. State whether or not water has been turned into works of diversion and if so, to what extent:

Has been used for more than 20 years

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: N. W $\frac{1}{4}$ S. W $\frac{1}{4}$ Sec 12 Cultivated 30 acres

S. W $\frac{1}{4}$ S. W $\frac{1}{4}$ " " " 30 "

S. E $\frac{1}{4}$ S. W $\frac{1}{4}$ " " " 20 "

N. E $\frac{1}{4}$ S. E $\frac{1}{4}$ " " " 20 "

all in Twp 9-S-R. 41, E. B. M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

From the point of diversion to the S. E $\frac{1}{4}$ S. W $\frac{1}{4}$ Sec 12 the canal is much larger as it is a joint ditch owned by several water users

Chas. L. Anderson
Water Div. Sec 12

STATE OF IDAHO,

County of _____

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

7/10/13
7-7

Name of Applicant

Top 9-S.R. 41 E.B.M.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

11
SEC.

Creek

12
SEC.

SEC.

SEC.

SEC.

SEC.

14
SEC.

13
SEC.

SEC.

SEC.

Beaver River

Dam

Little Spring Creek

Big Spring Creek

Dam

7403
B-1-26

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

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

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Abe. C. & D & N Anderson Sear' associates, Abe C. age 46,

D. age 36, N. age 76, Soda Springs, Idaho. Stock Raiser

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 7493, date June 23 rd 1911, Two cubic feet per second,

Little & Big Spring Creek, one half from each, N.E. 1/4 of N.E. 1/4

Sec 13, T. 9. S. R. 41 E.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and domestic, about 100 acres, S 1/2 of the N.

W. 1/4 of S.W. 1/4 of Sec 12. and N.E. 1/4 of S.E. 1/4 of Sec. 11

(eleven) all in T. 9. S. R. 41 E. B.M.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes, ^{since} the Year 1891, and also during all of the irrigation

season of 1911, during the months of May to Sep. inclusive. Two Cubic feet per second.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Fully Completed, Yes.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. _____

RECEIVED

NOV-16-1911

OFFICE OF STATE ENGINEER

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dams and Ditches, Dam; height of dam 3 ft., length of dam at

top 30 ft. length at bottom 25 ft., material used in construction of

Dam, Wood, Earth and Stone, the other Dam is simply a wing Dam of

Rock. Ditch width at bottom about 5 ft. at water line about 6 ft., depth

of water about 2 ft, average grade per mile about 7 ft. length of ditch

about one mile, cost estimated about \$250.00.

I hereby certify that the foregoing testimony was ^{read to} ~~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 Soda Springs, County of

Bannock

State of Idaho, on this

6th

day of

Nov.

A. D. 1911

Justice of the Peace

Notary Public

XXXXXXXXXXXX

7193

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 7493

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Joshua J. Call

Ans. ~~James J. Call~~, age 64, Soda Springs, Idaho. Miner,

Soda Springs, Bannock Co. Idaho.

Ques. 2 Are you acquainted with Abs. C. Anderson & D. & N. Anderson, the holder of Permit No. 7493, authorizing the diversion of Two second-feet of the waters of Little and Big Spring Creek, at Soda Springs, for Irrigation and domestic purposes? How long have you known him, and where does he reside?

Ans. about 30 years, Soda Springs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 7493, and are you familiar with its terms and conditions?

Ans. Yes, Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, the S.E. 1/4 of the S.W. 1/4 Sec 12 about 20 acres

the S.W. 1/4 of the S.W. 1/4 Sec 12 about 30 acres, the N.W. 1/4 of the S.W. 1/4 Sec 12 about 30 acres, and the N.E. 1/4 of the S.E. 1/4 Sec 11. about 20 acres all in T. 9. S. R. 41 E. B. M. portions, sandy loam portions clay and part in sage brush, about one inch to the acre.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. yes, Yes.

Ques. 6 Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. One Wing Dam of rock on the big spring creek, the other dam on little spring creek, consists of earth, wood and stone, height of dam about 4 ft. length of dam at bottom 25 ft. top 30 ft. Ditch width at bottom 5 ft. water line about 6 ft. length about one mile. capacity of ditch about two and 1/2 cubic feet.

(Sign here.)

Joshua J. Call

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 Soda Springs, County

of Bannock, State of Idaho, on this 6th day of

Nov. 1911

A. D. 191

H. Gregory

7192

Justice of the Peace.

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 7493

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. August Largilliere, age 63, Merchant and Banker.

Ques. 2. Are you acquainted with Abe C. Anderson and D. & N. Anderson Sear, the holder of Permit No. 7493, authorizing the diversion of Two second-feet of the waters of Little and Big Spring Creek, at Soda Springs for Irrigation & Domestic purposes? How long have you known him, and where does he reside?

Ans. Yes, over 20 Years, Soda Springs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 7493, and are you familiar with its terms and conditions?

Ans. Yes, Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes, about 100 acres the S.E. 1/4 of the S.W. 1/4 Sec 12 about 20 acres and S.W. 1/4 of the S.W. 1/4 Sec 12 about 30 acres the N. W. 1/4 of the S.W. 1/4 Sec 12 about 30 acres, and the N.E. 1/4 of the S. E. 1/4 Sec eleven about 20 acres all in T.9.S.R.41 E.B.M. part of land is sandy loom and part is clay some sage brush land. one inch to the acre.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes, Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. two dams:- one a wing dam of rock, the other dam is constructed of Wood, Stone and earth, height 3 or 4 ft. length at top about 35 ft. at bottom 25 ft. Ditch about one mile long, width at bottom about 5 ft. at water line about 6 ft. grade per mile about 7 ft.

RECEIVED

NOV 16 1911

(Sign here.)

August Largilliere

I James 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 Soda Springs, County of Bannock, State of Idaho, on this 6th day of

Nov. 1911 A. D. 191

A. Brown
Justice of the Peace.

Permit No. 7493**Proof of Application of Water to Beneficial Use****DEPOSITION OF HOLDER**

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

Ans. Abe C. Anderson and D. & H. Anderson Senr' associatesAbe C. Age 46, D. Age 36, H. Age 76. Soda Spgs' Idaho. Stock raiser

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. 7493 date June 23 rd 1911. June 25rd. 1911. an earlier priority of rights will date back to the year 1891.

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

Ans. Little and Big Spring Creek, one half from each, in N.E.1/4 of N.E.1/4 of Sec 13. T.9.S.R.41 E.B.M. County of Blaine.

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. One Wing Dam ~~and~~ of rock in Big Spring Creek, and one Dam in Little Spring Creek consisting of Wood, Earth and Stone. and Ditches Main Ditch, length one mile, width at bottom about 5 ft. at water line 6 ft. depth of water about 2 ft. average grade per mile about 7 ft. Dam. Height of Dam 3 ft. length at top 30 ft. at Bottom 25 ft.

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.)

Ans. Irrigation and domestic purposes, S.E.1/4 of the S.W.1/4 of Sec 12. about 20 acres, S.W.1/4 of the S.W.1/4 of Sec 12 about 30 acres, the N.E.1/4 of the S.W.1/4 Sec 12 about 30 acres, the N.E.1/4 of the S.E. 1/4 of Sec eleven about 20 acres, all in T.9. S.R. 41 E.B.M.

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. One inch to the acre.

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. _____

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NOV 16 1911

STATE OF IDAHO
OFFICE OF STATE ENGINEER

App. C. Anderson and U. S. H. Anderson, respondents
 App. C. Anderson, D. Anderson, H. Anderson, stock raiser

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Amount of Water	Second foot
Source	
County	
Purpose	
Place of use	
Date of Priority	

Received and filed
 THE CLERK OF THE DISTRICT COURT

Justice of the Peace.

A. D. 1911

State of Idaho, on the 6th day of NOV.

I hereby certify that the foregoing testimony was read to the above subscriber before its sign-
 ing and 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 County of

(Sign) *Lydia B. Anderson*
 I, Lydia B. Anderson, do hereby certify that the foregoing testimony was read to the above subscriber before its sign-
 ing and 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 County of

Ans. I. State when, how, in what amount and to what extent waters other than those di-
 verted 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. All through the irrigation season of 1911 since June 23rd
 and prior to said permit, over twenty years, two cubic feet upon
 the lands heretofore described, or about 100 acres.

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

Permit No. 7493

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. August Lergilliere, age 63, Merchant and Banker.
Soda Springs, Bannock County, Idaho.

Ques. 2. Are you acquainted with Abe C. Anderson & D. & E. Anderson Sons, the holder of Permit No. 7493? How long have you known them and where do they reside?

Ans. Yes, over 20 years, Soda Spgs, Idaho.

Ques. 3. Have you read or heard read said Permit No. 7493, and are you familiar with its provisions and conditions?

Ans. Yes, Yes.

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. Little & Big Spring Creek. the N.E. 1/4 of the N.E. 1/4 Sec 13. T.9.S.R. 41 E.B.M. Bannock County. two Dams :- one Wing dam of rock, on Big Spring Creek and one Dam of Wood Earth and Stone on Little Spring Creek, and Ditches the large Dam, height 3 or 4 ft. length at top about 25 ft. bottom about 25 ft. Ditch length about one mile, width at bottom 6 ft. at water line 6 ft. average grade per mile about 7 ft.

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. easily two cubic ft. about two cubic ft.

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.)

Ans. Irrigation and domestic, on the S.E. 1/4 of the S.W. 1/4 sec 12 about twenty acres, and the S.W. 1/4 of the S.W. 1/4 of Sec 12 about 30 acres, and the N.W. 1/4 of the S.W. 1/4 of Sec 12 about 30 acres, and the N.E. 1/4 of the S.E. 1/4 Sec eleven about 20 acres all in T.9. S.R. 41 E.B.M. Bannock County.

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

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NOV 16 1911

OFFICE OF STATE ENGINEER

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. Sandy and clay pretty well equal in quantity.

7193

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.

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. all during the present summer 1911 and also during many irrigating seasons before, as far back as 20 years, about two cubic feet of the water has gone through these dams and ditches

(Sign)

August Parzilliere

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 Soda Springs

County of Bannock

State of Idaho, on this

6th

day of Nov.

A. D. 1911.

Justice of the Peace.

W. A. P. H. K.

Permit No. 7493

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. ~~XXXXXXXXXX~~ **Joshua J. Call** age 64. Miner. Soda Spgs. Idaho.Ques. 2. Are you acquainted with **Abe C. Anderson & D. & H. Anderson Sons** holder of Permit No. **7493**? How long have you known ^{them} and where does he reside?Ans. **Yes.** about 30 Years.Ques. 3. Have you read or heard read said Permit No. **7493**, and are you familiar with its provisions and conditions?Ans. **Yes. Yes.**

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. **Little and Big Spring Creek. Big Spring Creek The N.E. 1/4 of the N.E. 1/4 of Sec 13 T.9 S.R.41 E.B.M. near the Cr. of the E. Cor of Sec 12 & 13 same. One Wing Dam of rock on big Spring Creek, the other Dam on Little Spring Creek consists of Earth, Wood and Stone height of dam about 4 ft. length of dam at bottom 25 ft. top 30 ft. and ditch width at bottom 5 ft. water line about 6 ft. length one mile**

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. **two & 1/2 Cubic feet.** about two Cubic Feet.

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.)

Ans. **Irrigation and domestic. S.E. 1/4 of the S.W. 1/4 of Sec 12 about 20 acres. S.W. 1/4 of the S.W. 1/4 of Sec 12 about 30 acres, the N.W. 1/4 of the S.W. 1/4 Sec 12 about 30 acres. N.E. 1/4 of the S.E. 1/4 of Sec eleven about 20 acres all in T.9. S. R. 41 E. B. M.**

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

Ans. **None.**

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NOV 16 1911

OFFICE OF STATE ENGINEER

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. **Sandy loam and clay some sage brush land.**
about two Cubic ft.

7493

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.

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.

during the months of June, July, Aug. and Sep. 1911
about Two Cubic Feet of the water on the lands above and heretofore described.

(Sign)

Joshua J. Call

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 Soda Springs,

County of Bannock

State of Idaho, on this

6th

day of

Nov.

A. D. 1911.

Justice of the Peace

~~Notary Public~~

~~Notary Public~~

AFFIDAVIT OF PUBLICATION.

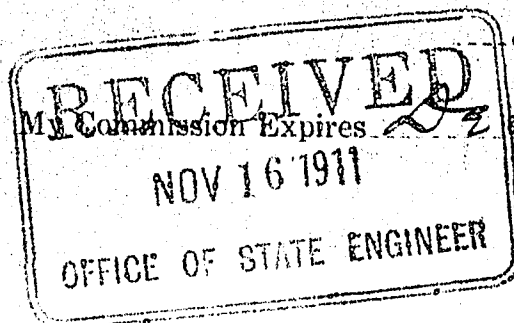
STATE OF IDAHO, }
COUNTY OF BANNOCK. } SS

I, W. H. HILDRETH, being first duly sworn, deposes and says that he is the publisher of THE SODA SPRINGS CHIEFTAIN, a newspaper published every week in Soda Springs, County of Bannock, State of Idaho; that the annexed advertisement was published once each week for Four successive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 28th day of September 1911 and the date of the last publication was on the 19th day of October, 1911.

W. H. Hildreth

Subscribed and sworn to before me this 20th day of October, 1911.

L. B. Eastman
Notary Public.



Notice of Proof of Completion of Works and Application of Water to Beneficial Use.

NOTICE is hereby given that at 2 p. m., on the 6th day of November, 1911, at Soda Springs, County of Bannock, State of Idaho, before H. Drewery, J. P., proof will be submitted of the completion of works for the diversion of two cubic feet per second of the waters of Little and Big Spring Creeks, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 7493, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the persons, or corporation, holding said permit, are Abe C. and D. and N. Anderson, Sr., Soda Springs, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is two cubic feet per second.

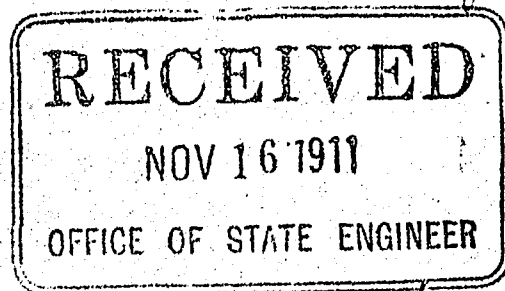
3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is two cubic feet per second.

4. The place where said water is used is on the S $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 12; and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 11, Tp. 9 S., R. 41 E., B. M.

5. The date of priority which said user is prepared to establish is June 23rd, 1911.

A. E. ROBINSON, State Engineer.
First pub Sept. 28; last Oct. 11.

7493



Soda Springs, Idaho.
Nov. 8, 1911.

A. E. Robinson, State Engineer,
Boise, Idaho.

Dear Sir:

Enclosed find affidavit of publication of notice and deposition of permit-holder and depositions of two witnesses for proof of completion of works, and proof of beneficial use of water, under permit No. 7493. And find a Postal money order for thirteen dollars (\$13.00), for five dollar fee for proof of completion of works, and eight dollar fee for beneficial use of water for four forty acre tracts or fractions thereof.

Trusting that everything is properly executed, and that the report of the Water Commissioner is O.K., and that in the near future Certificate of Completion of Works and License will issue, I remain,

Yours truly,
A. E. Anderson.

7193

December 1st, 1911.

Re: Permit 7493.

Abe C. Anderson,
Soda Springs, Idaho,
Bannock County.

Sir:

I herewith enclose to
you Certificate of Completion
of Works and License issued
under the above numbered per-
mit, together with receipt,
No. 4065-66.

Very truly yours,

State Engineer.

By _____

Enc.

7193

file

Soda Springs, Idaho.
Dec. 23, 1911.

A. E. Robinson, State Engineer,
Boise, Idaho.

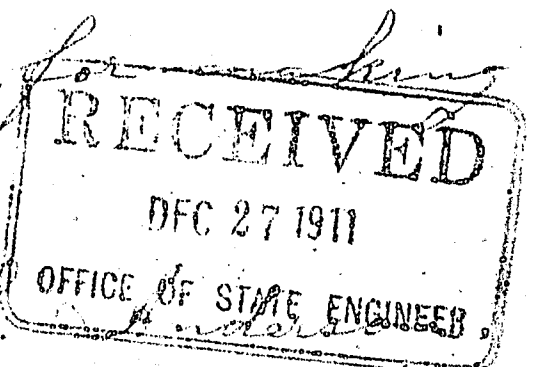
Dear Sir:

In looking over the Water License No. 7483 of recent date that you sent me, I see there is a misdiscription in a forty acre tract; — it should read the same as in certificate of completion of Works; I will interline the correction and cancel the misdiscription with a lead pencil which you can erase and insert with the typewriter. I will enclose to you the certificate of completion of Works together with Water License for your inspection. And I enclose you ten cents in postage stamps for which please return them by registered mail.

Thanking you in advance for making the correction, I remain,

Yours truly,

A. E. Robinson



December 27th, 1911.

Re: Permit 7493.

Abe C. Anderson,
Soda Springs, Idaho.

Sir:

I am returning you herewith
the certificate and license
issued under the above numbered
permit, the necessary correction
having been made in the description
of the lands in the license.

Thanking you for calling
my attention to this matter, I am,

Very truly yours,

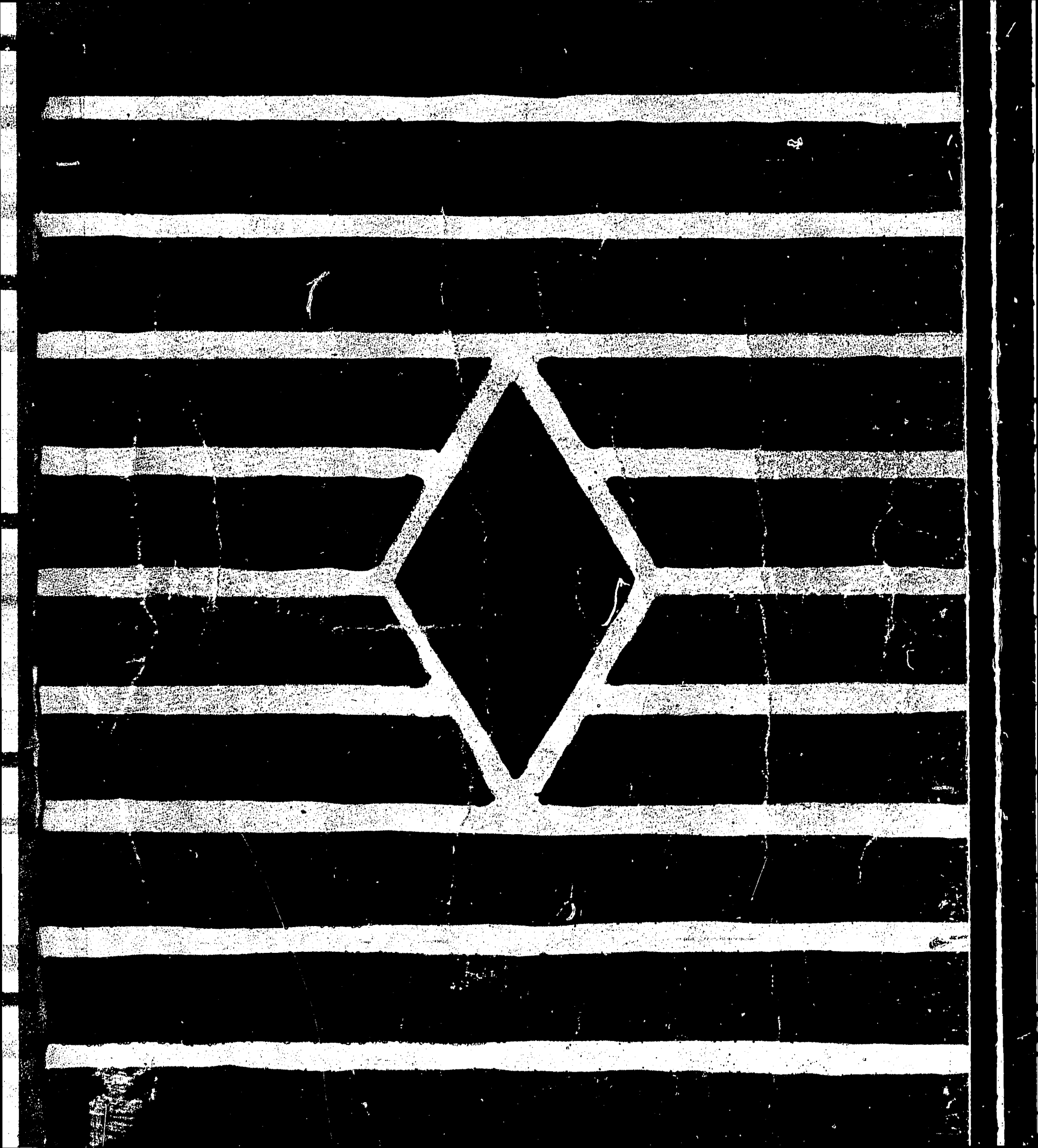
State Engineer.

By _____

Enc. C-L

7493

B/P



 Bannock County *
 Big Spring Creek *
 2 cu. ft. per second *
 Irrigation and domestic *
 Priority 6-23-1911. *

11-2067

S T A T E O F I D A H O

Water License No. 7493

WHEREAS, On the 23rd day of June, A. D. 1911, ABE C. and D. and N. ANDERSON, Sr., of Soda Springs, County of Bannock, State of Idaho, duly made application (No. 10954) to me for a permit to use 1 cubic foot per second of the waters of Little Spring Creek, and 1 cubic foot per second of the waters of Big Spring Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 22nd day of July, A. D. 1911, Permit No. 7493 was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 22nd day of January, A. D. 1912, and for the application to beneficial use of said water on or before the 22nd day of January, A. D. 1912, and,

WHEREAS, On the 6th day of November, A. D. 1911, ABE C. and D. and N. ANDERSON, Sr., the holders of said permit duly made proof of the completion of adequate works for the diversion of 2 cubic feet per second of said waters, as evidenced by my Certificate No. 7493, dated November 20th, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2 cubic feet per second of water, with date of priority of June 23rd, 1911, and,

WHEREAS, On the 6th day of November, A. D. 1911, ABE C. and D. and N. ANDERSON, Sr., the holders of said permit duly made proof of the application to beneficial use of 2 cubic feet 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 ABE. C. and D. and N. ANDERSON, Sr., of Soda Spring, County of Bannock, State of Idaho, the holders and owners of said Permit No. 7493, a perpetual right, dating from June 23rd, 1911, to the use of 1 cubic foot per second of the waters ^{of Little Spring Creek,} and 1 cubic foot per second of the waters _{of Big Spring Creek,} in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 13, Township 9 South, Range 41, East of the Boise Meridian, and conducted to and upon 100 acres, divided as follows: (30 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 30 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, 20 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, ^{Section 12,} and 20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11, Township 9 South, Range 41, East of the Boise Meridian, for the purposes 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 20th day of November, A. D. Nineteen hundred and eleven.

11 2067

(SEAL)

A. E. Robinson,
 State Engineer

