

No. 11076.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Thomas Freeman.

Postoffice address: Soda Springs.

County: Bannock State: Idaho.

2. The quantity of water claimed is 6 2/5th cubic feet per second.

3. Source of water supply: Swan Lake (See Remarks Nos. 3).

4. Location of point of diversion: 825 ft. N. and 250 ft. E. from SE corner SW 1/4 Sec. 30, T. 9 S. R. 44 E. B. M.

5. To be used for: Irrigation & Domestic use.

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 320 acres.

(b) In the following legal subdivisions: E 1/2 SE 1/4, SW 1/4 SE 1/4 and SE 1/4 SW 1/4 Sec. 25, W 1/2 SE 1/4 Sec. 26 and E 1/2 SW 1/4 Sec. 26 Tp. 9 S. R. 43 E. B. M.

6. Estimated cost of works: \$500.00

7. Description of works for diversion:

I. Kind of works: Ditch.

II. Dimensions of works:

(c) Size of headgate: Width 3 feet, height 2 1/2 feet.

(d) Conduit Ditch, width at bottom 4 feet, width at water line 4 feet, depth of water 1 foot. Average grade per mile is 7 feet. Length of conduit is 2 1/2 miles

and it crosses the following quarter sections: S 1/2 SW 1/4, Sec. 30 Tp. 9 S. R. 44 E. B. M. SE 1/4 S 1/2 NE 1/4, S 1/2 NW 1/4 Sec. 25 and SE 1/4 NE 1/4 Sec. 26 T. 9 S. R. 43 E. B. M.

8. The time required for the completion of the construction of such work is 1st. October 1911.
9. Time required for the complete application of the water to the proposed use is 1st October, 1911.

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.

Thomas Freeman,

Applicant.

By.....Daniel H. Rowley.....Agent.

Remarks: (No. 1) Ditch follows natural slope of foothill (160 Rods) thro' S 1/2 SW 1/4 Sec. 30 T. 9 S. R. 44 E. B. M.

Remarks No. 2) Ditch taken thro' land belonging to U. S. Government.

Remarks No. 3) Swan Lake is about 2 acres in area, and is situated upon land in U. S. Government ownership.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7739.

Date of first receipt at office of State Engineer: 9.00 a.m. July 24, 1911.

Returned to applicant for correction: July 24, 1911.

Corrected application received: September 21, 1911.

Recorded in Book 24 Page 7739 Approved September 30, 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 November 29, 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 December 30, 1911.

The whole of said work to be completed on or before March 30, 1912.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 30, 1912.

Witness my hand this thirtieth day of September, 1911.

A. E. Robinson,

State Engineer.

STATE OF UTAH,)
 (ss.
County of Salt Lake.)

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

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 7739.

That he intends to change the point of diversion, as described in said permit, to the following described point:

825' N. and 250' E. from the Southeast Corner of Southwest quarter, Sec. 30, Township 9 South, Range 45 East Boise Meridian.

That such change will be made for the following reasons, to-wit:

For the reason that the point of diversion in the original permit was located in Range 44 East, when in truth and in fact it is located in Range 45 East. That the proper description of said point of diversion is as above set forth.

That no one will be injured by such change and that deponent will make such change at his own risk.

And further deponent saith not.

Thomas Freeman.

Subscribed and sworn to before me this 19 day of February, 1912.

(SEAL)

Barnard J. Stewart
Notary Public.

My commission expires _____

Received and filed for record in the
office of the State Engineer at Boise,
Idaho, at 9:00 A.M., February 29th, 1912.

A. E. Robinson.
State Engineer.

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. 7739

Comes now Thomas Freeman, 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. 7739, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

East half of Southeast quarter & Southwest quarter of Southeast quarter, southeast quarter of Southwest quarter Section 25; the east half of southeast quarter and southwest quarter of southeast quarter Section 26; the northeast quarter of northeast quarter of Section 35; Township 9 So. Range 42 East, Boise Meridian, making a total of 320 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 Salt Lake City, this 19th day of February, 1912.

Thomas Freeman

Date of receipt at office of State Engineer 9.00 a.m. Feb. 28, 1912.

APPROVAL OF STATE ENGINEER.

I, A. E. Robinson, 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. 7739. 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 5th day of Mar. 1912.

A. E. Robinson,
State Engineer

7739

Notice of Proof of Completion of Works and of Water to Beneficial Use received December 16, 1911, fixing January 27th, 1911, as date, and Soda Springs, as place of proof. Deposition blanks mailed December 20th, 1911, to Herbert Horsley, M.P. Publication Notice mailed December 20th, 1911, to the Herald, at Footstello. Depositions, affidavit of publication and fees received February 1st, 1912. C. B. Wilson authorized May 8th, 1912, to make the required examination. Report received June 5th, 1912. Certificate and License issued June 6th, 1912. License issued for 5.8 second-foot.

Permit No. 7739.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that THOMAS FREEMAN, of Soda Springs, County of Bannock, and State of Idaho, the holder of Permit No. 7739, issued upon Application No. 11076, bearing date of priority of July 24th, 1911, authorizing the diversion of 6.4 second feet of the waters of SWAN LAKE, County of Bannock, 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 6.4 second-foot of the waters of SWAN LAKE, that the point of diversion of said waters is at a point 825 feet North and 250 feet East from the Southeast Corner of the Southwest quarter (SW $\frac{1}{4}$), Section 30, Township 9 South, Range 45, 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: East half of the Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Section 25, East half of the Southeast quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$), Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 26, Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section 35, Township 9 South, Range 45, East of the Boise Meridian.

Witness my hand this 6th day of June, A.D. 1912.

A. E. Robinson.

State Engineer.

License issued for ^{5.8} second feet

Page 1000

Name of Applicant

Thomas Freeman

P 7739

SEC.

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RECEIVED

SEP 20 1911

STATE ENGINEER

O'Brien Lake

PERMIT MAP NO. 7739

AS APPROVED

SEP 30 1941

A. E. ROYCE
STATE ENGINEER

Name of Applicant

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2938

W. C. H. H. H.

A M E N D E D

7739

PERMIT MAP NO.

AS APPROVED

MAR. 5 1912

BY

A. E. JOHNSON
STATE ENGINEER

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON
STATE ENGINEER

Permit #7739-Freeman

Boise, Idaho, October 20, 1911

Chas. B. Wilson,

Soda Spring, 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.

7738

State of Idaho

ENGINEERING DEPARTMENT

BOISE

D. G. MARTIN
ENGINEER

Thomas Freeman,
Soda Springs, Idaho.

Boise, Idaho, Dec. 1st, 1911.

Dear Sir:

I enclose herewith blank Notice of Proof of Completion of Works under your permit No. 7739 and blank Notice of Proof of Beneficial Application of Water under same permit, which notice should be filled out and returned to me at least 60 days before the date upon which it is desired to submit proof, which proof should be on or before March 30, 1912.

Yours truly,

D. G. MARTIN,

State Engineer.

7738

Stewart, Stewart & Alexander

Lawyers

Spec. Building

Salt Lake City, Utah

SAMUEL W. STEWART
BARNARD J. STEWART
DANIEL ALEXANDER

Salt Lake City, Utah, Dec. 15th., 1911.

RECEIVED

DEC 18 1911

OFFICE OF STATE ENGINEER

A. E. Robinson, State Engineer,

Boise, Idaho.

Dear sir:

At the request of Mr. Thomas Freeman, of Soda Springs, Idaho, we are enclosing herewith notice of completion of works, and notice of proof of application of water to beneficial use and permit No. 7739. Mr. Freeman would like to make his proof at Soda Springs, if possible, but not knowing whether or not he could make his proof there he did not fill in the blank as to the place of proof, or before whom the proof is to be made. It would be just as convenient, however, for him to make his proof at Pocatello, if satisfactory with you, and he authorizes you to insert the place and before whom the proof is to be made in the blanks referred to. He has fixed the day of the hearing for ^u 22nd. Janary, and would like to have the notice published in the paper at Pocatello, in whichever paper you may designate, and would like to have you fill in that blank also. Kindly advise us at your earliest convenience if that date is satisfactory and in which paper the notice will be published, and where and before whom the hearing is to be had, as Mr. Freeman expects to be in Salt Lake for several weeks and we will advise him upon receipt of word from you.

If there are any additional fees Mr. Freeman will remit upon your advising us of the amount of same.

7738

Respectfully

Stewart, Stewart & Alexander

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, Idaho

(Date)

December 14-1911

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

DEAR SIR: Notice is hereby given that at 10 A.M., on the 27th day of January, 1911, at Soda Springs, County of Bannock, State of Idaho, before Herbert Horsley, V. B. proof will be submitted of the completion of works for the diversion of $6\frac{2}{5}$ cubic feet per second of the waters of Snake Lake 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

Thomas Freeman

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 7739, and the date set for the completion of

such work is March 30, 1912

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 $6\frac{2}{5}$ cubic feet per second.

6. The amount of lands for which said water is available is 320 acres.

particularly described as follows: E $\frac{1}{2}$ S E $\frac{1}{4}$, S $\frac{1}{4}$ E $\frac{1}{4}$ and S E $\frac{1}{4}$ S $\frac{1}{4}$ Sec 25; N $\frac{1}{2}$ S E $\frac{1}{4}$ Sec 26 and E $\frac{1}{2}$ S $\frac{1}{4}$ Sec 26, T 9 S. R. 43 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

desires

that the above notice be published according to law, in the

Herald

of Pocatello

published in the county in which said works are

situated; the expense of which publication will be borne by

Thomas Freeman

(Signature)

Thomas Freeman

STATE ENGINEER

7738

PERMIT NO. 7739

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)

Dec 14 - 1911

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

DEAR SIR: Notice is hereby given that at 10 A M., on the 22nd day ofJanuary, 1911 at Soda Springs, County ofBannock, State of Idaho, before Herbert Horsley, M.P.proof will be submitted of the application to beneficial use of 6 2/5 cubic feet per secondof the waters of Swan Lakein accordance with the terms and conditions of Permit No. 7739 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

Thomas Freeman, Soda Springs2. The use to which said water has been applied is Irrigation anddomestic use3. The amount applied to beneficial use is 6 2/5 cubic feet per second4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) E 1/2 S E 1/4, SW 1/4 SE 1/4 and SE 1/4 SW 1/4Sec 25, N 1/2 S E 1/4 Sec 26 and E 1/2 SW 1/4 Sec
26 T. 9 S R. 43 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 ditch6. The right to take the water from such works is based upon Permit No. 77397. The source of supply from which such water is diverted is Swan LakeBannock County Idaho8. The date of the priority which said user is prepared to establish is July 24 - 1911I desire that the above notice be published, according to law, in the Herald
of Pocatello, published in the county in which said water is to be used; the
expense of which publication will be borne by me.

(Sign)

Thomas Freeman

7738

December 19, 1911.

Permit 7739-Thos. Freeman.

Stewart, Stewart & Alexander,
Attorneys-at-Law,
Judge Building,
Salt Lake City, Utah.

Gentlemen:-

Am in receipt of your letter of the 15th inst. inclosing notices of proof under above permit. In reply would state that, in order to allow time for the required four weeks publication of the notice, I have set January 27th as date of proof and the notice for publication has today been mailed to the Pocatello Herald. The proof is to be made at Soda Springs before Herbert Horsley, a notary public of that city.

No fees are due at this time. When proof is submitted the fee due the State for proof of completion of works will be \$5.00 and for beneficial use of water \$2.00 for each forty acre tract, or fraction, to which water has been beneficially applied.

The necessary deposition blanks will be mailed to Mr. Herbert Horsley in time for proof to be made January 27th.

Very truly yours,

State Engineer.

By...

7738

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

Proof of Completion of Works

and

Thomas Freeman,
c/o Herbert Horsley, N.P., Proof of Beneficial Use of water.
Soda Springs, Idaho.

Boise, Idaho, Dec. 20th, 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. 7739.....

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.....January..27th., 1912.,.....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.....Herbert Horsley, N.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.

Depositions must be received in this
office by February 11th, 1912..

Yours truly..

A. E. ROBINSON

State Engineer.

7739

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

Notice is hereby given that at 10 A.M., on the 27th
day of January, 1919, at Soda Springs, County of
Bannock, State of Idaho, before Herbert Horsley, H.P.,
proof will be submitted of the completion of works for the diversion of 6.4
cubic feet per second of the waters of Swan Lake,
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 7739, 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
Thomas Freeman, Soda Springs, Bannock County, 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 6.4
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 6.4 cubic feet per second.

4. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25,
W $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 26, Tp. 9 S., Range 43, East of the Boise
Meridian.

5. The date of priority which said user is prepared to establish is July 24th, 1911.

A. E. Robinson.

P/E/MARTIN,

State Engineer.

7738

December 20th, 1911.

Re: Permit 7739.

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

Sir:

On January 27th, 1912, Thomas
Freeman of Soda Springs, Idaho,
the holder of the above numbered
permit, desires to make proof
of completion of works and of
application of water to beneficial
use of 6.4 second-feet of the
waters of Swan Lake.

Very truly yours,

State Engineer.

By _____

7738

(Place).....

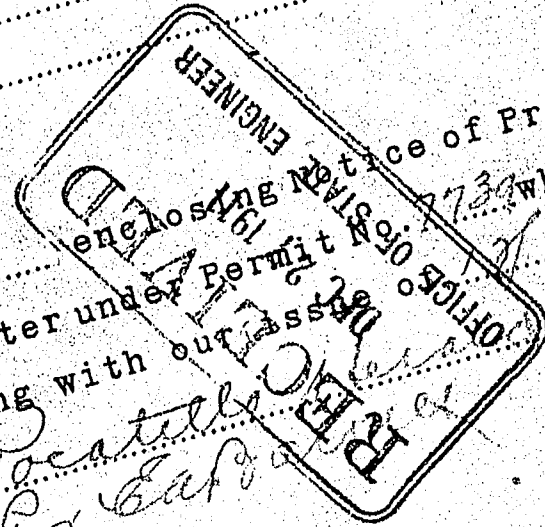
(Date).....

State Engineer, Boise.

Dear Sir:

I have your letter of *Dec 22nd*
of Completion of Works and Beneficial Use of Water under Permit No. *7738* which
will be published as you request, beginning with our *Assessment*

Locality
Per E. A. D. A.



7738

County of Bannock

State of Idaho.

ss.

Personally appeared before me, H. Drewery a Justice of the peace in and for Soda Springs Precinct, Bannock County, Idaho Thomas Freeman, Soda Springs, Idaho, he deposes and says; I am the same Thomas Freeman of Soda Spgs' Idaho who was required to make proofs as follows to wit; Proof of completion of works, also proof of the beneficial use of the waters diverted from Swan Lake, as per permit #7739 the same to be made before H. Horsley a Notary Public at Soda Spgs' Idaho, on the 27th day of Jan. 1912, That H. Horsley a Notary Public being then and there away from Soda Spgs but being at this time :- the 27th day of Jan. 1912 spending the winter in Salt Lake City, I therefore make the necessary proofs, hereunto attached, before H. Drewery, a Justice of the Peace at Soda Spgs' Idaho.

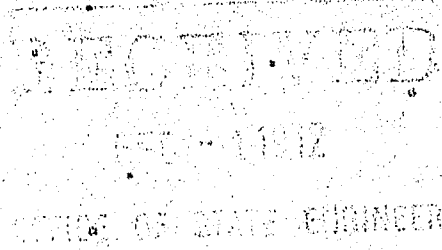
Thomas Freeman

Subscribed and sworn to before me this 27th day of
Jan. 1912.

H. Drewery

Justice of the Peace.

Soda Spgs' Precinct.



7738

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Thomas Freeman, 41, Soda Springs, Idaho. Farmer and Stock Raiser, Soda Spgs, Idaho.

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. 7739, Sep. 21st 1911, 6 2/5 Cubic feet per second

Swan Lake, ~~XXXXXXXXXX~~ near the N.W. cor. of the S.W. 1/4, S.E. 1/4.

Sec 30 T. 9, S. R. ~~XXXXXX~~ 43 E. B. M.

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 purposes, 320 acres, E. 1/2, S.E. 1/4,

S.W. 1/4 S.E. 1/4, S.E. 1/4 S.W. 1/4 Sec 25, E. 1/2 S.E. 1/4 Sec 26.

~~XXXX~~ S.W. 1/4 ~~XXXXXXXXXXXXXXXXXXXX~~ S.E. 1/4 Sec 26, T. 9, S. R. 42

E. B. M. and the N.E. 1/4 of the N.E. 1/4 Sec. 31, T. 9, S. R. 42, 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, during all of the irrigation season of the year 1911

and several years prior to that time, 6 2/5 cubic feet per sec.

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. yes, yes, excepting see explanation attached herunto. *

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. A mistake was made in the drafting of the Permit map No. 7739 which is herein inclosed, the correction is shown in pencil marks.

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

Ans. head gate at lake which is used as resivoir, the lake or

Resivoir covers an area of about two acres and is fed from

several Marshes, Ditches, 2 1/2 miles, average 2ft deep, at

bottom 2 1/2 ft at water line 3 1/2 ft. wide. cost \$500.00.

(Sign here.)

Thomas Freeman

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 27th day of

January, A. D. 1912.

Justice of the Peace

~~XXXXXXXXXX~~

My Commission expires

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

Permit No. 7739

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. George Nichols, 43, Soda Spgs' Idaho, Farmer and rancher.
Soda Spgs' Idaho.

Ques. 2. Are you acquainted with Thomas Freeman, the holder of Permit No. 7739, authorizing the diversion of 6 2/5 second-feet of the waters of Swan Lake, at for Irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. 20 years, Soda Spgs' Idaho.

Ques. 3. Have you read or heard read said Permit No. 7739, 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, there is 320 acres in all, consisting in the E. 1/2 S.E. 1/4, the S.W. 1/4 S.E. 1/4, the S.E. 1/4 S.W. 1/4, in Sec 25, the E. 1/2 S.E. 1/4, the S.W. 1/4 S.E. 1/4, Sec 26, the N.E. 1/4 N.E. 1/4, Sec 31, all in T. 9. S. R. 42. E. B. M. the land is a sandy loam. 6 2/5 Cubic Feet.

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.

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

Ans. A large reservoir or Lake with Head Gate from which are ditches about 2 1/2 miles long which are easily capable of conveying ~~seven~~ ^{seven} cubic feet per second of the water taken out of the lake or reservoir to places of distribution.

(Sign here.)

George Nichols

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 Benneack

State of Idaho, on this 27th day of July, A. D. 1912

Justice of the Peace.

7739

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

Permit No. 7739

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Thomas A. Sterrett. Age 40, Soda Spgs', Idaho, Hog Raiser

Soda Spgs' Idaho.

Ques. 2. Are you acquainted with Thomas Freeman, the

holder of Permit No. 7739, authorizing the diversion of 6 2/5 second-feet of the waters of

Swan Lake, at

for Irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. about 12 years, Soda Spgs' Idaho.

Ques. 3. Have you read or heard read said Permit No. 7739, 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 E. 1/2 S.E. 1/4 - the S.W. 1/4 S.E. 1/4. S.E. 1/4 S.W. 1/4

Sec. 25. E. 1/2 S.E. 1/4. S.W. 1/4 S.E. 1/4. Sec. 26. N.E. 1/4, N.E. 1/4

Sec. 31. all in T.9 S.R. 42.E.B.M. containing in all 320 acres.

generally a sandy loam. 6 2/5 cubic feet.

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. there is a large Head Gate at the Reservoir and about 2 1/4

miles of ditches. the ditches are capable of conveying ~~the entire amount~~ ^{about seven}

cubic feet per second to the points of distribution.

(Sign here.) Thomas A. Sterrett

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 27th day of Jan. A. D. 1912

H. Brown
Justice of the Peace.

7739

Permit No. 7739

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Thomas Freeman, age 41. Soda Springs, Idaho. Farmer and Stock Raiser. Soda Spgs. 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. 7739. Sep. 21st 1911. Sep. 21st. 1911.

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

Ans. Swan Lake, 825 Ft. N. and 250 ft E. from S.E. cor. S.W. 1/4 Sec. 30. T.9. S.R. 43. E.B.M.

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. there is a large head gate at the point where I take the water from the Lake that I use as a reservoir, and from there I have a series of ditches, the main ditch is about 2 1/2 miles long, two ft. deep. 2 1/2 ft wide at bottom. 3 1/2 ft wide at water line. and is capable of conveying 6 2/5 cubic ft per second to the land. Swan Lake 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. Irrigation and domestic purposes. E. 1/2 S.E. 1/4, 80 acres. S.W. 1/4, S.E. 1/4, 40 acres. S.E. 1/4, S.W. 1/4, 40 acres. all in Sec 25. E. 1/2, S.E. 1/4, 80 acres. S.W. 1/4, S.E. 1/4, 40 acres, all in sec. 26. S.W. 1/4, N.E. 1/4, 40 acres Sec. 31. all in T.9.S.R.42.E.B.M. 320 acres in all. Grain and grass crops and pasture land has been made to yield profitably on all the above subdivisions through the application of the water.

Ques. 7. If for more 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. 6 2/5 cubic feet.

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. -----

THE TRIBUNE & POCATELLO, IDAHO

Permit No.	20
Proof of Application of Water to Beneficial Use	
DEPOSITION OF HOLDER	
Amount of Water	second feet
Source	
County	
Purpose	
Place of use	
Date of Priority	
Received and filed	

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 27th day of Jan. A. D. 1912

Justice of the Peace.

James Freeman (Sign)

320 acres has been irrigated with 6 2/3 cubic feet of the waters of Swan Lake which I now use as a reservoir.

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. There are several natural marshes above the lake into which these marsh waters flow.

Ques. 12. 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. during all of the irrigation season of 1911, and several years before, by the aid of a system of ditches and head gates.

Ques. 13. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans.

Permit No. 7739

Proof of Application of Water in Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Thomas A. Sterrett, age 40, Soda Spgs' Idaho. Hog Raiser
Soda Spgs' Idaho.

Ques. 2. Are you acquainted with Thomas Freeman, the
holder of Permit No. 7739? How long have you known him and where does he reside?

Ans. about 12 years, Soda Spgs' Idaho.

Ques. 3. Have you read or heard read said Permit No. 7739, 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. Swan Lake, near the N.W. Cor. of the S.W. 1/4, of the S.E. 1/4
Sec. 30, T.9.S.R.43.E.B.M. a large head gate, and ditches about
2 or 3 miles in length, averaging about 2 ft deep. 2 1/2 ft. wide
at the bottom and 3 1/2 ft wide at the water line.

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. about 7 second feet. 6 2/5 second 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.) 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. E. 1/2 S.E. 1/4 80 acres, S.W. 1/4 of
S.E. 1/4, 40 acres. S.E. 1/4, S.W. 1/4, 40 acres. in Sec 25. E. 1/2 S.E. 1/4
80 acres. S.W. 1/4, S.E. 1/4, 40 acres in Sec 26. N.E. 1/4 E.E. 1/4, 40 Aors.
Sec. 31. all in T.9.S.R.42.E.B.M. 320 acres. cultivated grasses and grain
and pasture land has been brought about by the aid of the water upon
each of these subdivisions.

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. Sandy Loom, 6 2/5 second feet of water.

7739

Permit No. 7739

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George Nichols, 43. Soda Spgs' Idaho. Farmer and Rancher.
Soda Spgs' Idaho.

Ques. 2. Are you acquainted with Thomas Freeman, the holder of Permit No. 7739? How long have you known him and where does he reside?

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

Ques. 3. Have you read or heard read said Permit No. 7739, 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. Swan Lake. near the W.W.Cor. of the S.W.1/4, of the S.E. 1/4 Sec. 30. T.9.S.R.43.E.B.M. from the head gate at the Lake there is about 2 1/2 miles of ditch, the ditch averages about 2 ft. deep, 3 1/2 ft. wide at the water line and about 2 1/2 ft wide at the bottom.

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. about seven Cubic ft. per second. six to seven second 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.) 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 use. E.1/2, S.E.1/4, 80 acres, S.W.1/4, S.E.1/4, 40 acres. S.E.1/4, S.W.1/4, 40 acres. in Sec. 25. E.1/2, S.E.1/4, 80 acres. S.W.1/4, S.E.1/4, 40 acres, in Sec 26. N.E.1/4, N.E.1/4, 40 acres, Sec 31. all in T.9.S.R.42.E.B.M. (320 acres) in each subdivision as above, the land has produced grains and grasses. by the said irrigation 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. Sandy loam. 6 2/3 cubic feet of water.

7738

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

to what extent?

Ans.

Ques. 10 State when, how, in what amount and to what extent you have witnessed the application for

beneficial use of water diverted under said permit.

Ans. throughout the season of 1911, and several seasons prior

to the year of 1911, by the aid of ditches and head gates, on

320 acres with 6 2/5 cubic feet of the waters of Swan Lake.

(Sign) *George Nichols*

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 *Boad Springs* County of *Bennock*

State of Idaho, on this *27th* day of *Jan.* A. D. 1912.

A. J. Henry
My Commission Expires

the bottom, *1/2* mile at the water line and about *1/2* mile at *1/2* mile of ditch, the ditch averaged about *1/2* mile from the head gate of the lake.

Swan Lake, near the E. W. Cor. of the S. 1/4, T. 14 N., R. 14 E.

Jan. 27

1912

Boad Springs, Idaho.

1912

George Nichols

Boad Springs, Idaho.

George Nichols, Notary Public, Idaho.

THE POCATELLO HERALD

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
COUNTY OF BANNOCK } SS.

KARL H. S. HOUGEN, being first duly sworn, deposes and says that he is the Published of THE POCATELLO HERALD, a newspaper published in Pocatello, Bannock County, in the State of Idaho. That the notice, a true copy of which is hereto attached, was published in the... Semi-Weekly... edition of said newspaper for... 4... consecutive ISSUES, first publication having been made on the... 26th... day of... December... 1911...

That said newspaper is established and has a general circulation and is a newspaper within the meaning of the laws of the State of Idaho.

Subscribed and sworn to before me this... 9th... day of... January... 1912...

Clyde H. Gray
Notary Public
7738

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

Notice is hereby given that at 10 A. M., on the 27th day of January, 1912, at Soda Springs, County of Bannock, State of Idaho, before Herbert Horsley, N. P., proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of the waters of Swan Lake, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 7,739, 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 Thomas Freeman, Soda Springs, Bannock County, 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 6.4 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 6.4 cubic feet per second.

4. The place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, W $\frac{1}{2}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, Section 26, Tp. 9 S., Range 42, East of the Boise Meridian.

5. The date of priority which said user is prepared to establish is July 24th, 1911.

A. E. ROBINSON,
State Engineer.

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A.E. ROBINSON
STATE ENGINEER

February 1, 1912

Permit 7739

Thomas Freeman,
Soda Springs, Idaho.

Sir:-

I am today in receipt of depositions, affidavit of publication and fees for proof of beneficial use of water under above permit, also you permit.

The first is correct
In checking the depositions I find that you have given the location of the point of diversion as in range 43 East, and the lands in range 42 East. The permit shows the point of diversion to be ~~in range 44 East and the lands in range 43 East.~~ Kindly inform me which of these descriptions is correct as it will be necessary for you to correct the depositions or the permit.

The check for fees will be held pending receipt of further information and the report of the water commissioner.

I am returning you herewith your permit as we have no further need of same in the office.

Very truly yours,

RECEIVED
FEB - 8 1912
A.E. Robinson
State Engineer.
By *W.B.*

P7739-

Reverton Utah Feb 6 1912

A. E. Robinson ^{State Engineer}
Boise Idaho

Dear Sir

In reply to yours of Feb 1 will
say that the depositions is correct
The Point of divergence is in
range 43 and the lands is in ^{range} 42
I am Respectfully

Thomas Freeman

File of R.R. & Finance Co.

7738

February 8, 1912.

Permit 7739

Thomas Freeman,
Riverton, Utah

Sir:-

I am just in receipt of your letter of the 6th inst. relative to location of point of diversion and list of lands to be irrigated under above permit. In reply would state that it will be necessary for you to file application for amendment of permit and affidavit as to point of diversion upon the inclosed forms. You should also file two copies of the map showing the location of the point of diversion and the lands.

Very truly yours,

State Engineer.

AP-PD-SMF

By

7738

SAMUEL W. STEWART
BARNARD J. STEWART
DANIEL ALEXANDER

Stewart, Stewart & Alexander

7738

Boise, Idaho, February 23, 1912.

Permit 7739.

Stewart, Steward & Alexander,
Salt Lake City, Utah.

Gentlemen:--

Replying to yours of the 9th inst.
just received would advise that point of
diversion as described in permit 7739 is as
follows:

825' E. and 250' E. from SE corner
S¹/₄ Sec. 30, 9 S. 44 E. B. M.

The maps in questions may be sketch
maps but should be as accurate as possible
under the circumstances.

Very truly yours,

State Engineer.

By _____

W/G.

7738

Stewart, Stewart & Alexander
Lawyers
JUDGE BUILDING
Salt Lake City, Utah

SAMUEL W. STEWART
BARNARD J. STEWART
DANIEL ALEXANDER

Salt Lake City, Utah, Feb. 26th., 1912.

RECEIVED

FEB 28 1912

OFFICE OF STATE ENGINEER

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

Dear sir:

At the request of Mr. Thomas Freeman, we are herewith enclosing the affidavit and application which you requested him to execute in order to change the description of the point of diversion of certain waters to be appropriated by him, and the lands to be irrigated thereby, together with some rough sketches of the source of water supply and the land to be irrigated thereby.

Will you kindly advise us if these papers are all that are required and if Mr. Freeman will be required to do anything further.

Very respectfully,

Stewart, Stewart & Alexander

P 7737

7738

Boise, Idaho, February 29, 1912.

Permit 7739-Froeman.

Stewart, Stewart & Alexander,
Salt Lake City, Utah.

Gentlemen:--

This to acknowledge receipt of
yours of the 26th, accompanied by appli-
cation for amendment to the above permit,
together with affidavit as to change of
point of diversion. Application duly
approved will be returned to you as soon
as the necessary recording can be done.

Very truly yours,

State Engineer.

By _____

W/C.

7738

March 7, 1912.

Permit 7739-Thos Freeman

Stewart, Stewart & Alexander,
Salt Lake City, Utah.

Gentlemen:-

The applications for amendment of above permit have been approved and placed on record in this office. Same are returned herewith together with one copy of the map. Am also inclosing receipts for fees for proof of completion of works and beneficial use of water under said permit.

As soon as the report of the water commissioner is received the matter of issuing the certificate and license will be taken up.

Very truly yours,

State Engineer.

Enc. R4299-4500
PD-AA-M

By...

7738

REAL ESTATE
INSURANCE
INVESTMENTS

The Junior Real Estate Company

LAND FILINGS
FINAL PLATS
WATER ADJUSTMENTS

Bozatllo, Idaho

March 25, 1912

RECEIVED

MAR 26 1912

OFFICE OF STATE ENGINEER

Hon. A. E. Robinson,
Boise, Idaho.

Dear Sir:

Mr. Thomas Freeman of Soda Springs, has made application to your office for a permit to appropriate some of the waters of Swan Lake, the same being located near Soda Springs. We believe in either Township 8 or 9 South, Ranges 41 or 42 East. The time for the completion of work under his application is March 30, 1912.

We are advised that Mr. Freeman has not yet commenced his publication and would be pleased to have you advise us whether or not he would be permitted under this old application to submit such proof at this time or at such time as the advertising can be published. It is our opinion that this is allowable but that it will change the date of his priority a length of time equal to the difference of March 30th of this year and the date upon which he makes his proof.

Kindly advise us regarding this matter at your first convenience as Mr. Freeman expects to call and see us regarding this matter in the next few days.

Very truly yours,
THE JUNIOR REAL ESTATE CO.
BY

W. H. Jackson, Jr.
MANAGER.

J/T

7738

March 26, 1912.

Permit 7739-Freeman

The Junior Real Estate Co
Pocatello, Idaho.

Gentlemen:-

In reply to your letter of the 25th would say that Thomas Freeman holds permit No. 7739, for 6.4 second feet of the waters of Swan Lake. On January 27th Mr. Freeman made both proof of completion of works and beneficial use of water under said permit and all the papers are now on file with the exception of the water commissioner's report. Upon receipt of said report the certificate and license will be issued.

Stewart, Stewart & Alexander, of Salt Lake City, were Mr. Freeman's attorneys in this matter and most of the correspondence has been through their office.

Very truly yours,

State Engineer.

By...

7738

Arda Spring Ida 3/29/12

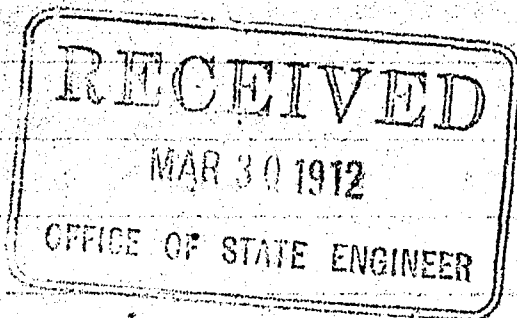
State Engineer

Boise Ida

Enclosed please find \$1.00
one dollar, for which send
to West. Jackson - the Junior Realty
Co. of Pocatello Ida
a certified copy of the ~~work~~
"completion of works and Licence"
of "The Fremont" Waters - Seven Pages

Res Oblige

D. H. Penley



7738

March 30, 1912.

Permit 7739

D. H. Rowley,
Soda Springs, Idaho.

Sir:-

In reply to your letter of the 29th inst. would say that the certificate and license under above permit have not yet been issued as the report of the water commissioner has not been filed. As soon as such report is received the certificate and license will be issued and mailed to you. If you then desire certified copies of same, they will be furnished you, together with a statement for fees. I return you herewith your money order for \$1.00.

Very truly yours,

State Engineer.

MO\$1.

BY...

7738

April 6th, 1912.

Re: Permit #7739.

Thomas Freeman,
Soda Springs, Idaho.

Sir:

Owing to the increased amount of work required of the water commissioners, it will be impossible for them to make the examinations in the matter of proof under the small water rights. It will, therefore, be necessary for you to have this work done by some one whom you know to be competent to make such examination and report. If you will send the name of such a party, instructions and blanks will be furnished him. A licensed surveyor is preferred where one can be conveniently obtained.

Very truly yours,

State Engineer.

By _____

7738

7739

Soda Springs May 1 - 1912

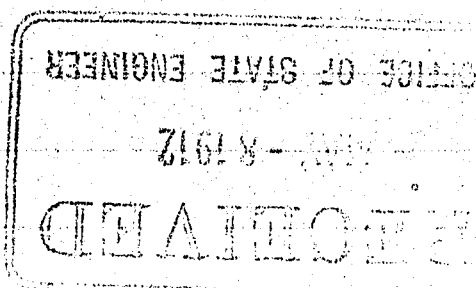
Mr. A. E. Robinson

Dear Sir

Having gone of the 5th of last
month at hand will say that

C. B. Wilson of this place will
be competent to do the work
He being a licensed surveyor

Respectfully
Thomas Freeman



7738

May 8, 1912.

Permit 7739

C. B. Wilson,
Soda Springs, Idaho.

Sir:-

By request of Thomas Freeman, of Soda Springs,
I am inclosing you herewith blanks for report on
completion of works for the diversion of 6.4 sec-
ond feet of the waters of Swan Lake and of the appli-
cation to beneficial use of said water.

Very truly yours,

State Engineer

RMF

By...

7738

REPORT OF ENGINEER

1. State name of applicant and number of permit: Thomas Freeman - 7739
2. State source of water supply: Swan Lake
3. Location of point of diversion: 825 ft. N. and 250 ft. E. from SE Cor. of the SW $\frac{1}{4}$, Sec. 30, Tp. 9 S., Range 44, East of the Boise Meridian. See Remarks No. 1.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: 4 feet
- (b) Width at water line: 4 feet
- (c) Depth of water: 1 foot
- (d) Grade per mile: 7 feet
6 $\frac{2}{5}$
- (e) Capacity of ditch: second feet
6. State whether or not water has been turned into works of diversion and if so, to what extent: Yes. To the full extent.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: E $\frac{1}{2}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 25, NE $\frac{1}{2}$, SE $\frac{1}{4}$, E $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 26, Township 9 South, Range 45, East of the Boise Meridian. See Remarks No. 2.
- NE $\frac{1}{4}$, SE $\frac{1}{4}$, 20 acres. NE $\frac{1}{4}$, SE $\frac{1}{4}$, 40 acres. } Sec 26. T. 9. S. R. 42. E. B. M.
E $\frac{1}{4}$, SE $\frac{1}{4}$, 40 acres. SE $\frac{1}{4}$, SE $\frac{1}{4}$, 40 acres. }
W $\frac{1}{4}$, SE $\frac{1}{4}$, 40 acres. SW $\frac{1}{4}$, SE $\frac{1}{4}$, 30 acres. }
E $\frac{1}{4}$, SW $\frac{1}{4}$, 40 acres. NE $\frac{1}{4}$, NE $\frac{1}{4}$, 40 acres. } Sec 35 T. 9 S. R. 42 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 (No. 1) Range, No 43 EBM as per Amended Permit

(No. 2) E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 35, T9 SR 42 E.B.M. as per amended Permit.

ROBIN

6-19-1972

~~SECRET OF STATE - EMBROIDER~~

Charles Wilson

STATE OF IDAHO,

County of Dane

Charles B. Wilson

Arthur B. Hilson, 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 25th day of May 1918

My Commission Expires

Oct 20th 1914

Herbert Kirsley

Notary Public.

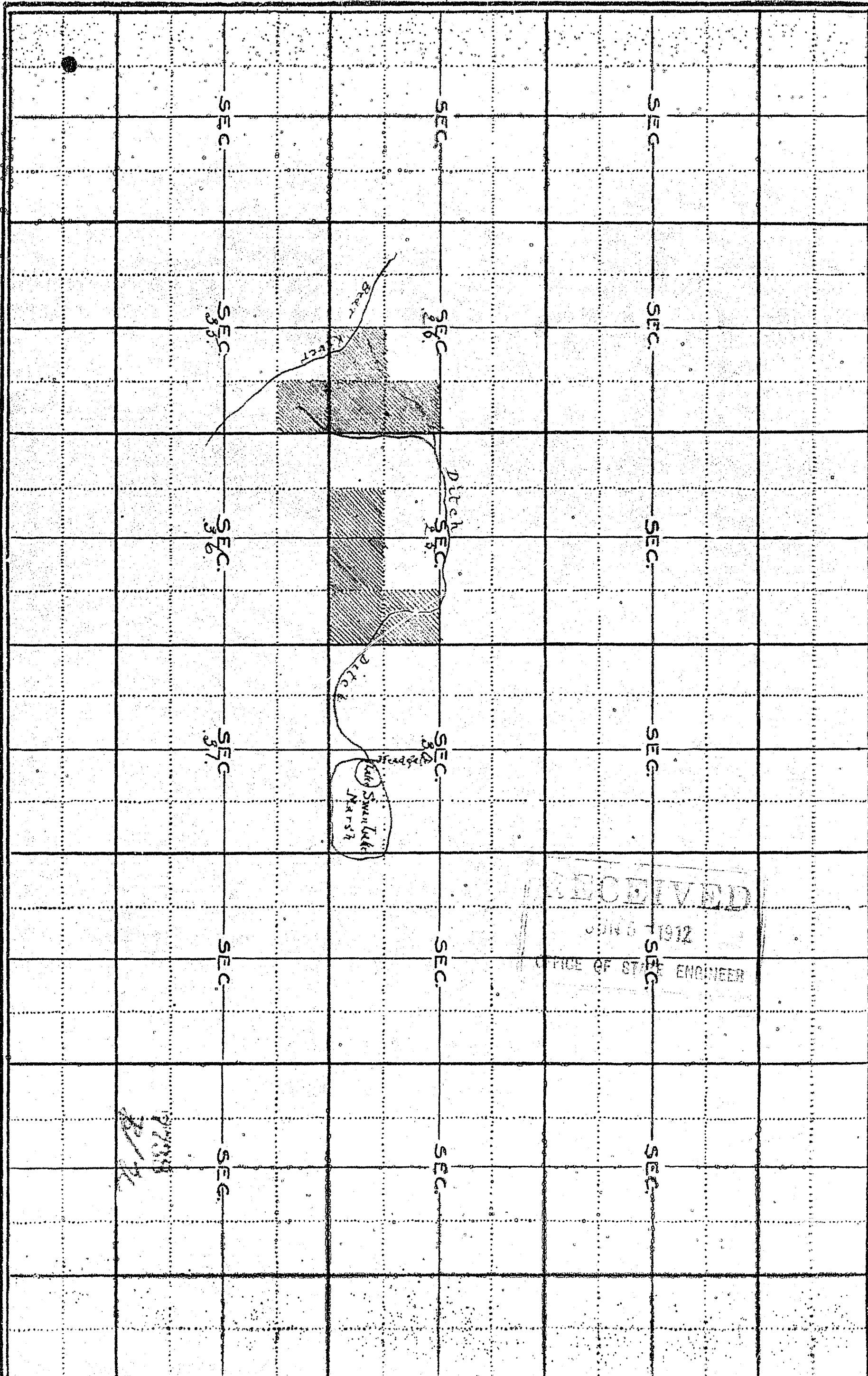
72812

Name of Applicant

Thomas Freeman

Township No 9 South Range No 12 East 6 M.

Township No 9 South Range No 12 East 6 M.



2. Encl

Soda Springs.

Idaho.

May 29th 1912.

A. E. Robinson Esq.

State Engineer

Boise.

re Permit No. 7738

James Freeman

Dear Sir,

I herewith enclose Report, with Maps, re above
Permit, for Beneficial use, remains.

Yours truly,

Charles W. Johnson

7738

June 25, 1912.

Permit 7739

Thomas Freeman,
Soda Springs, Idaho.

Sir:-

Am inclosing you herewith certificate and
license issued under above permit.

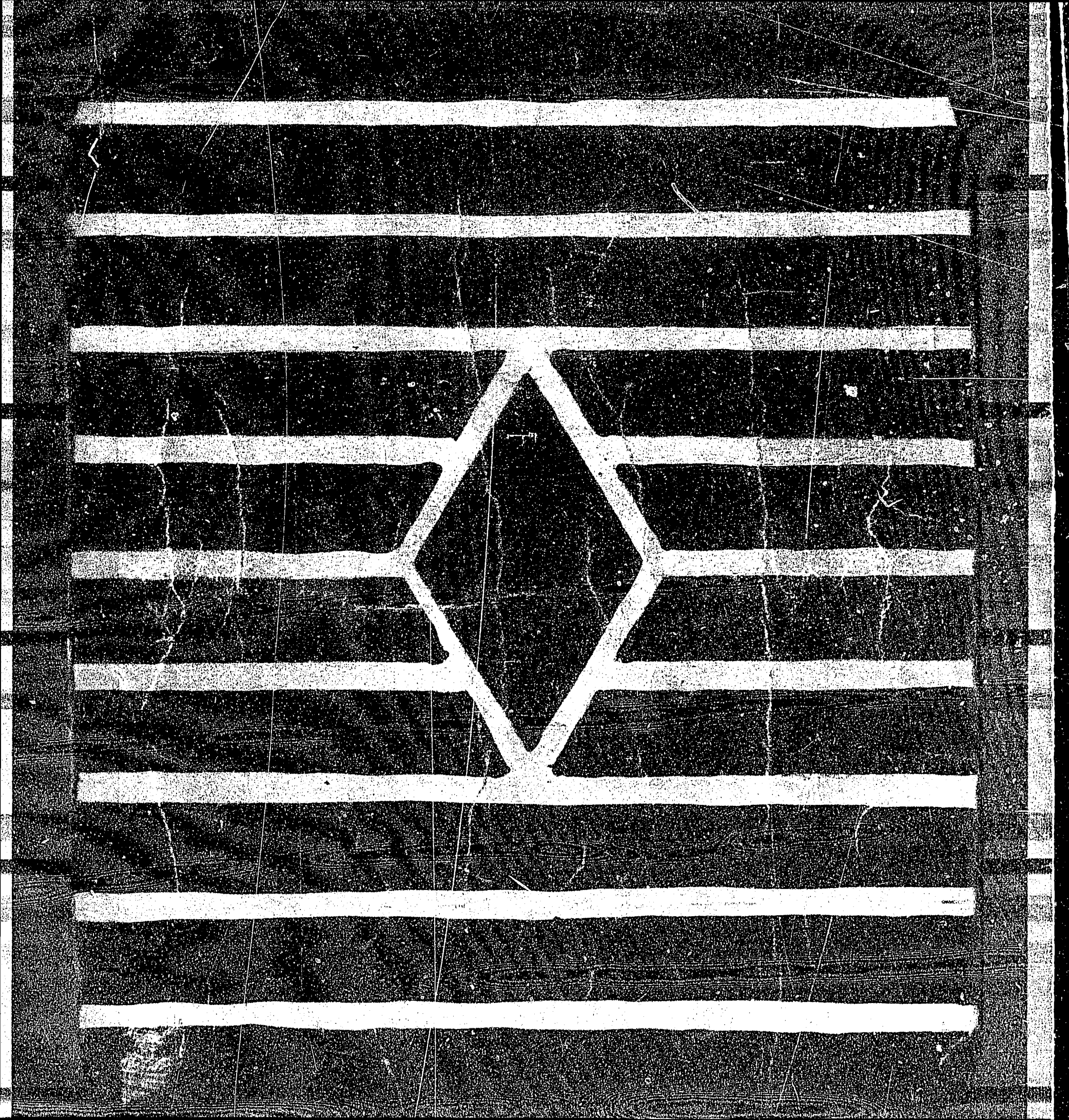
Very truly yours,

State Engineer.

C&I

By...

7738



 Bannock County. *
 Swan Lake. *
 5.8 cu. ft. per sec. *
 Irrigation and domestic. *
 Priority 7-24-11. *

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

Water License No. 7739.

WHEREAS, On the 24th day of July, A. D. 1911, THOMAS FREEMAN, of Soda Springs, County of Bannock, State of Idaho, duly made application (No. 11076) to me for a permit to use 6.4 cubic feet per second of the waters of SWAN LAKE, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 30th day of September, A. D. 1911, Permit No. 7739 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 30th day of March, A. D. 1912, and for the application to beneficial use of said water on or before the 30th day of March, A. D. 1912, and,

WHEREAS, On the 27th day of January, A. D. 1912, THOMAS FREEMAN, the holder of said permit duly made proof of the completion of adequate works for the diversion of 6.4 cubic feet per second of said waters, as evidenced by my Certificate No. 7739, dated June 6th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 6.4 cubic feet per second of water, with date of priority of July 24th, 1911, and

WHEREAS, On the 27th day of January, A. D. 1912, THOMAS FREEMAN, the holder of said permit duly made proof of the application to beneficial use of 5.8 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 THOMAS FREEMAN, of Soda Springs County of Bannock, State of Idaho, the holder and owner of said Permit No. 7739, a perpetual right, dating from July 24th, 1911, to the use of 5.8 cubic feet per second of the waters of SWAN LAKE, 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 825 feet North and 250 feet East from the Southeast Corner of the Southwest quarter (SW $\frac{1}{4}$), Section 30, Township 9 South, Range 43 East of the Boise Meridian, and conducted to and upon 290 acres, divided as follows: (20 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, 40 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, 30 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, and 40 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Tp. 9 S., Range 42, East of the Boise Meridian, 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 6th day of June, A. D. Nineteen hundred and twelve.

A. E. Robinson,

State Engineer.

(SEAL)

27 2021