

2908

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho.

1. Name of applicant - ALICE BENNETT
Postoffice address: P. O. - Perry
County - Bannock.
2. The quantity of water claimed is two cubic feet per second.
3. Source of water supply - Bridge Creek, Bannock County.
4. Location of point of diversion - Near S. E. corner Sec. 21, Tp. 12 S., R. 41 E.
5. To be used for:
 - I. Irrigation and domestic use:
 - (a) Number of acres to be irrigated one hundred acres.
 - (b) In the following legal subdivisions - N2 SE4 & SE4 SE4 Sec. 17, Tp. 12 S., R. 41 E.
6. Estimated cost of works - \$2200.00
7. Description of Works for Diversion:
 - I. Kind of works - Ditch and flume (No dam)
 - II. Dimensions of Works:
 - (d) Ditch (flume or pipe) width at bottom $3 \frac{2}{3}$ feet, width at water line $4 \frac{1}{2}$ feet, depth of water one & one half feet. Average grade per mile is five feet. Length of ditch is four miles, and it crosses the following quarter sections - S2 Sec. 21, E2 Sec. 20, and E2 Sec. 17, Tp. 12 S., R. 41 E., to N2 SE4 & SE4 SE4 Sec. 17, which is the point of intended use. Other parties are interested in the construction of the ditch for the irrigation of lands lying in Secs. 8 & 17, Tp. 12 S., R. 41 E.
8. Time required for the completion of the construction of such work is one (1) year.
9. Time required for the complete application of the water to the proposed use is three (3) years.

Approval of State Engineer.

The number of this permit is 2068.

Date of first receipt of application 9 a. m. June 13, 1906.

Recorded in Book 6, page 2068. Approved June 18, 1906.

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 grant the same, subject to the following limitations and conditions:

One-fifth of the work above specified to be completed on or before December 18, 1906.

The whole of said work to be completed on or before June 18, 1907.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 18, 1910.

Witness my hand this 18 day of June, 1906.

Jas. Stephenson, Jr. State Engineer

Work to begin on or before August 17, 1906, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

Notice of proof of completion of works mailed applicant April 1, 1907.

Notice received April 11, 1907, fixing June 18th as date and Lago, Idaho, as place of proof.

Notice for publication sent to Pocatello Advance April 11, 1907.

Mr. Ed. Turner of Cove, Idaho, requested to examine works and so notified April 11, 1907.

Deposition blanks mailed applicant April 11, 1907.

Report of Mr. Turner received June 13, 1907.

Depositions of holder and witnesses, affidavit of publication and fees received August 5, 1907.

All papers being in and satisfactory, Certificate was duly issued this 15th day of August, 1907.

Permit No. 2068

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that ALICE BENNETT of Perry, County of Bannock and State of Idaho, the holder of Permit No. 2068, issued upon Application No. 2908, bearing date of priority of June 13, 1906, authorizing the diversion of 2 second feet of the waters of Bridge Creek, 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 2 second feet of the waters of Bridge Creek; that the point of diversion of said waters is in the Northwest quarter of Southeast quarter, Section 21, Township 12 South, Range 41 East of Boise Meridian, through Bridge Creek which heads in Spring which is in Northeast quarter of Northeast quarter Section 14, Township 12 South, Range 41 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North half of Southeast quarter ($N\frac{1}{2} SE\frac{1}{4}$) and Southeast quarter of Southeast quarter ($SE\frac{1}{4} SE\frac{1}{4}$) Section 17, Township 12 South, Range 41 East of Boise Meridian.

Witness my hand this 15th day of August, 1907.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho.

License issued for 1 second feet

8.656

P 2068

8902

SEC.

Application No. 2908

PERMIT NO. 2008

Alice Bennett

2 Sec. ft. of Bridge Creek
Barnock County

Approved June 18, 1906

SEC.

State Engineer

Geo. DePue
State Engineer

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

2008

PROPOSED DITCH

BRIDGE CREEK

Boise, Idaho, June 29, 1906.

Bannock Abstract Deposit & Trust Company,
Pocatello, Idaho.

Gentlemen:-

I enclose herewith Permit No. 2068 in favor of
Alice Bennett, Perry, Idaho.

Yours truly,

George S. Smith

2068

INSTRUCTIONS

Proof of Completion of Works.

Boise, Idaho, April 1, 1907

Alice Bennett
Perry

Dear Sir:-

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your Permit No. 2068

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which proof is to be submitted, which proof MUST be on or before June 18, 1907. Upon receipt of the blank, properly filled out, notice for publication will be sent to the paper direct from this office, which notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place, convenient to you and two witnesses, where there is a Notary Public or other officer authorized to administer oaths.

One of the requirements of the law is that an examination of the works constructed shall be made under the authority of the State Engineer. In order to make the expense as light as possible you are requested to furnish the name of a competent engineer, or surveyor, who can do this work for you at a reasonable cost. Upon receipt of such a name I will authorize him to make the examination and send me a report on or before the date set for the proof.

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

John Stephenson, Jr.

State Engineer.

2068

NOTICE OF PUBLICATION

Notice is hereby given that at 3 P. M., on the 18th day June 1907, at Lago County of Bannock State of Idaho, before W. H. Bassett proof will be submitted of the completion of works for the diversion of two cubic feet per second of the waters of Bridge Creek Bannock County, 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 _____

Alice Bennett

2. The postoffice address of such person or the place of business of such corporation is Perry

County of Bannock State of Idaho.

3. The number of such permit is 2068, and the date set for the completion of such work is

June 18, 1907

4. Said water to be used for Irrigation & domestic purposes.

5. 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 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 100 acres, particularly described as follows: N2 SE4 & SE4 S24 Sec. 17, Tp. 12 S., R. 41 E.

Jas. Stephenson, Jr.

State Engineer.

2068

Perry, Idaho, 4/8, '07.

James Stephenson, Jr., Boise, Idaho.

Dear Sir:-

In reply to your request made in your letter of instructions, I furnish the name of Ed. Turner of Cove, Idaho, who is competent to examine the works converging water to my place.

As I do not fully understand how to make the final ^{proof} on the water, I ask you ^{please} to furnish me the information I shall need.

Yours truly,

(Mrs.) Alice Bennett.

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.)

(Date)

Perry

April 8, 1907

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

DEAR SIR: Notice is hereby given that at 3 P. M. on the 18 day of June 1907, at Lago County of Bannock State of Idaho, before W. H. Bassett proof will be submitted of the completion of works for the diversion of two cubic feet per second of the waters of Bridge 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

Alice Bennett

2. The postoffice address of such person or the place of business of such corporation is Perry

County of

Bannock

State of Idaho.

3. The number of such permit is 2068, and the date set for the completion of such work is

June 18, 1907.

4. Said water to be used for Irrigation purposes.

5. 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 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 one hundred acres,

particularly described as follows: Parts of N² S.E. 4 + S.E. 4 S.E. 4 Sec. 17, Tp. 12 S. R. 41 E.

(In case of all 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

Pocatello

Advance

of

Pocatello

published in the county in which said works are

situated; the expense of which publication will be borne by

(Signature)

Alice Bennett

2068

No.

Notice of Proof of Completion of
Works

Received *April 11/1917*

Date of Proof

Place

Notice sent to

for publication on

Syms - York Co., Boise

Boise, Idaho, April 11, 1907

Mr. Ed. Turner

Cove, Idaho

DEAR SIR:

The holder of Permit No. 2068, Alice Bennett, residing at Perry, Idaho, which permit authorizes the diversion of 2 second-feet of the waters of Bridge Creek at _____, desire to make proof of the completion of works of diversion, at _____, on June 18, 1907.

Will you therefore please arrange with the holder of said permit for an examination of the works of diversion, ascertain whether or not they comply fully with the terms of said permit, and render me a report on the condition of such works before the date fixed for said proof of completion, in accordance with the provisions of Sections 4 and 5 of House Bill No. 146, passed by the Seventh Session of the Legislature, approved March 11, 1903.

Your report should be of sufficient detail to enable me to figure out the amount of water the works are capable of diverting and conveying to the place of use; giving also the description of the location of the point of diversion, and, in case of irrigation, the legal description of the land to be irrigated.

Will you also make a map on the enclosed plat, giving all the essential features of the works, such as point of diversion, route of ditch, place of use, etc.

You should also arrange with the holder of said permit for the payment of your fee for this service and such proper expenses as you will incur in making this examination and report.

Please advise me promptly of your receipt of this communication, and whether or not you will be able to make the examination and report requested.

Yours truly,

JAS. STEPHENSON, JR.,

State Eng 2068

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.
STATE ENGINEER

INSTRUCTIONS.

Proof of Completion of Works.

Boise, Idaho, April 11, 1907

Mrs. Alice Bennett
Perry, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under your permit No. 2068.

Depositions 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 June 18, 1907, the date set for the proof of completion of works, the enclosed deposition forms (two for permit holder and two each for two witnesses) should be filled out and sworn to, at Lago, Idaho, before W. H. Bassett.

2. To complete the proof, it is also necessary that an examination be made of the works as constructed, which examination must be under the authority of the State Engineer. It is the desire to make this expense as light as possible to the permit holder. Will you therefore give me the name of a competent engineer, or surveyor, in your neighborhood who could do this work with as little expense as possible to you? Upon receipt of name of such engineer or surveyor I will authorize him to do the work. The examination should be made on or before the date set for the proof.

3. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$5.00. When these have been received, together with report of examining engineer, if everything is properly executed, Certificate of Completion of works will issue.

Yours truly,

JAS. STEPHENSON, Jr.,

State Engineer.

2068

(Place) Pocatello, Idaho

(Date) April 18, 1907

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of April 11. enclosing Notice of
Completion of Works under Permit No. 2068 which will be published
as you request, beginning with our issue of April 18, 1907

Trux Talbot, Publisher Advance

2068

PRINTING

Tri Weekly \$3.00 per year
A Weekly \$1.25 per year

The Pocatello Advance

C. O. BROXON, Publisher

Pocatello, Idaho, June 9, 1907

James Stephenson, Jr.,
State Engineer
Boise, Idaho

Dear Sir: I sent Allice Bennett, Lago, Idaho, proof of publication of Land Notice sent me by you, together with bill for same, and, as I have not received settlement, I wish you would advise me as the date set is the 13th of the present month.

Yours very truly

Truxton Talbot, Publisher

2068

Boise, Idaho, June 11, 1907.

Permit 2068

Pocatello Advance,
Pocatello, Idaho.

Gentlemen:

Yours of the 9th at hand. Mrs. Bennett is to make proof on the 18th day of June. Before certificate is issued by this office in above permit the requirement is that she shall furnish an affidavit from you of the publication of notice which you will not issue until payment is made for publication. As the time of proof is hardly out yet I do not expect she will call for it until the time is fully up.

Very truly yours,

State Engineer.

Dic.S.

2068

COVE, IDAHO,

June 18th 1907

Joe Stephenson Jr
Boise Ida State Engineer

Dear Sir

would report that I have made
an examination of the works under
permit #2068 held by Alice Bennett
of Perry Bannock County Idaho, and
find that the same is completed as
indicated by the enclosed "plot" in
accordance with the permit by means
of a ditch $4\frac{1}{2}$ feet wide at water line
Depth of water $1\frac{1}{2}$ feet length of ditch 4 miles
average grade per mile 10 feet
flume 150 feet in length $3\frac{1}{2}$ feet wide
 18 inches depth - at grade 10 feet to the
mile. This ditch heads in a spring near
SE corner of NW⁴ of NW⁴ Sec 14 T¹ N 12 S R 41 E
and runs as indicated to the land of Alice Bennett
NW¹ SE⁴ and SE⁴ of SE⁴ Sec 17 T¹ N 12 S R 41 E

Yours truly

Edward J. Turner

Water Commissioner

2068

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

T. 12 S. R. 41 E.

Jan 18, 1907

SEC

SEC 8

SEC 9

SEC 10

SEC 1068

SEC 11

SEC 12

SEC

SEC 17

SEC 15

SEC 15

SEC 14

SEC 13

SEC

SEC 20

SEC 21

SEC 22

SEC 23

SEC 24

= land of Alice Bennett

subject to the land of Alice

large spring head of Bridge Creek

Printed and for sale by The Tribune Co., Ltd., Portland, Idaho.

PERMIT NO. 2968

Proof of Completion of Works.

DEPOSITION OF HOLDER.

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

Answer. Alice Bennett, 29 years, Perry, Idaho
Teacher, Perry, 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. 2908 June 18, 1906, Two second-feet
Bridge Creek Near S.E. Cor. Sec. 21 T. 12 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, 100 Acres, N² S.E.⁴ & S.E.⁴ of S.E.⁴
Sec. 17 T. 12 S. R. 41 E

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, May 30, 1907, Two second-feet

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, Comply fully.

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. ✓

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

Ans. Ditch & flume Flume 2 ft. wide 1 1/2 ft deep
ditch 3 1/2 ft bottom 4 1/2 ft top 1 1/2 ft deep 5 ft fall 4 miles long
\$2200.00

(Sign here.)

Alice Bennett.

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 sub-

scribed and sworn to before me, at my office in

of Parnock, State of Idaho, on this 18th day ofJuneA. D., 1907.William H. Bassett
Justice of the Peace

Permit No.

To appropriate second

feet of water from

County, Idaho.

by

Proof of Completion of Works

DISPOSITION OF HOLDER

Received and filed

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

PERMIT NO. 2908**Proof of Completion of Works.****DEPOSITION OF WITNESS.**

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

Ans. Henry H. Seamons, 30 years, Perry, Idaho
Farmer, Perry, IdahoQues. 2. Are you acquainted with Alice Bennett, the
holder of Permit No. 2908, authorizing the diversion of Two second-feet of the waters of
Bridge Creek, at Perry
for irrigation purposes? How long have you known him, and where does he reside?Ans. Eight years, Perry, IdahoQues. 3. Have you read or heard read said Permit No. 2908, and are you familiar with its
terms and conditions?Ans. YesQues. 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, N²SE⁴ + SE⁴ of SE⁴ Sec. 17, Black Clay
Loam. Two second-feetQues. 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. YesQues. 6. Describe the works of diversion as they now exist, and give your estimate of their ca-
pacity.Ans. Ditch & flume. Five-second-feet
Flume 3 ft wide 1 $\frac{2}{3}$ ft. deep. Ditch 4 $\frac{1}{2}$ ft. top 1 $\frac{1}{2}$ ft. deep 3 $\frac{3}{8}$ ft. bottom
5 ft. fall per mi. 4 mi. long(Sign here.) Henry H. SeamonsI 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 Perry, County of Bannock,
State of Idaho, on this 18th day of June, A. D. 1907William H. Barrett
Justice of the Peace

PERMIT NO. 2908

Proof of Completion of Works.

DEPOSITION OF WITNESS.

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

Ans. Harold Bennett, 22 years, Perry, Idaho
Farmer, Perry, Idaho

Ques. 2. Are you acquainted with Alice Bennett, the holder of Permit No. 2908, authorizing the diversion of two second-feet of the waters of Bridge Creek, at Perry, for irrigation purposes? How long have you known him, and where does he reside?

Ans. Eight years. Perry, Idaho

Ques. 3. Have you read or heard read said Permit No. 2908, and are you familiar with its terms and conditions?

Ans. 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. 7² S.E. 4 - S.E. 4 of S.E. 4 Sec. 17. Black Clay Loam
Two second-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. Ditch and flume. Five second-feet
Flume 3 ft. wide 1 $\frac{2}{3}$ ft. deep. Ditch 4 $\frac{1}{2}$ ft. top 1 $\frac{1}{2}$ ft. deep
3 $\frac{2}{3}$ ft. bottom 1.5 ft. fall per mi. 4 mi. long.

(Sign here.) Harold Bennett

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 Latah County of Blaine, State of Idaho, on this 18th day of June A. D. 1907

William H. Baugh
Justice of the Peace

PROOF OF PUBLICATION

STATE OF IDAHO,
COUNTY OF BANNOCK } ss.

NOTICE OF PUBLICATION

Notice is hereby given that at 3 p. m. on the 18th day of June 1907, at Lago, County of Bannock, State of Idaho, before W. H. Bassett, proof will be submitted of the completion of works for the diversion of two cubic feet per second of the waters of Bridge creek, Bannock county, 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 Alice Bennett.

2. The postoffice address of such person or the place of business of such corporation is Perry, county of Bannock, state of Idaho.

3. The number of such permit is 2068, and the date set for the completion of such work is June 18, 1907.

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

5. 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 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 100 acres, particularly described as follows: N. 1/4, SE 1/4 & SE 1/4, SE 1/4 Sec. 117, Tp. 12, S., R. 41 E.

JAS. STEPHENSON, Jr.

State Engineer.

Apr. 18-25 May 2-9

Trouxton Talbot being first duly sworn, deposes and says that he is the Publisher of the POCATELLO ADVANCE, a newspaper published in Pocatello, Bannock County, in the State of Idaho. That the notice, a true copy of which is hereto attached, was first published in said newspaper in its issue dated the 18th day of April, 1907, and was published in said newspaper for five consecutive weeks, the last publication thereof being dated the 16th day of May, 1907.

That said paper has been continuously and uninterruptedly published in said county during a period of fifty-two consecutive weeks prior to the first publication of said notice or advertisement, and is a newspaper within the meaning of the laws of Idaho.

Trouxton Talbot
SUBSCRIBED AND SWORN TO before me this 15 day of

July, A. D. 1907

2068

Cal Boyd
Notary Public

Perry, Idaho. Aug. 1, 1907.

James Stephenson, Jr., Boise, Idaho.

Dear Sir:-

Please find enclosed papers for proof of completion of ditch, and a remittance of \$5.00.

This delay in sending the papers was caused by the Affidavit being accidentally destroyed, and some delay in obtaining another one.

Hoping that I have caused no inconvenience, I am,

Very truly,

Alice Bennett.

Boise, Idaho, August 23, 1907

Permit 2068

Alice Bennett
Perry, Idaho.

Sir:

I enclose you herewith Certificate of Completion of
Works and receipt for fee in above permit.

Very truly yours,

Enc.

State Engineer.

2068

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, March 1, 1910

Alice Bennett,

2068

Perry, Idaho
Dear Sir:

I enclose herewith blank Notice of Proof of Application of Water to Beneficial Use under your permit No. 2068 which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

JAS. STEPHENSON, Jr.,
State Engineer.

THEO. TURNER
PRESIDENT

CARL A. VALENTINE
VICE-PRESIDENT

EZRA J. MERRILL
MANAGER

Bannock Abstract, Deposit & Trust Company

POCATELLO, IDAHO

April 22, 1910

State Engineer,
Boise, Idaho.

Dear Sir:

Kindly send us a blank notice of intention to make proof of the application of water to beneficial use, to be used in connection with permit No. 2068 of Alice Bennett.

Very truly yours,

Bannock Abstract Deposit & Trust Company

RECEIVED By

APR 25 1910

OFFICE OF STATE ENGINEER

Ezra J. Merrill

Manager.

H.

2068

April 25, 1910.

Permit 2068

Barnock A. D. & T. Co.,
Pocatello, Idaho

Attention Mr. Merrill

Sir:

I am inclosing you herewith blank notice of proof of beneficial
use of water as per your request the 22nd inst.

Very truly yours,

State Engineer.

By...

2068

THEO TURNER,
PRESIDENT.
A.F. CALDWELL,
VICE-PRESIDENT.
EZRA J. MERRILL,
SECY & TREAS.

Bannock Abstract, Deposit & Trust Company

DIRECTORS:
THEO TURNER,
A.F. CALDWELL,
EZRA J. MERRILL,
FRED G. CALDWELL,
OSCAR SONNENKALB.

Boise, Idaho, Apr 29, 1910

Hon. State Engineer,
Boise, Idaho.

Dear Sir:

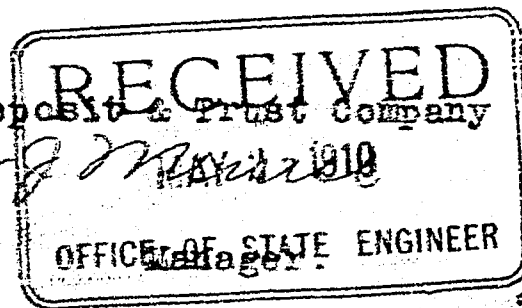
We hand you herewith notice of proof of application of water to beneficial use of Alice Bennett, Perry, Idaho, holder of permit No. 2068.

Very truly yours,

Bannock Abstract, Deposit & Trust Company

By

Ezra J. Merrill



H.

2068

PERMIT NO. _____

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.) Perry, Idaho

(Date) April 29, 1910

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

DEAR SIR: Notice is hereby given that at 10 A.M. on the 10th day of June 1910, at Bancroft County of Bannock State of Idaho, before Theo Turner proof will be submitted of the application to beneficial use of two cubic feet per second of the waters of Bridge Creek in accordance with the terms and conditions of Permit No. 2068 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
Alice Bennett, Perry, Idaho

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

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

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) R. 1/2 SE. 1/4, SE. 1/4 SE. 1/4 Section 17/
Township 12 South, Range 41 E. B. M.

5. The name of the canal or ditch or other works by which sand and water is conducted to such place of use is _____

6. The right to take the water from such works is based upon Permit No. 2068

7. The source of supply from which such water is diverted is Bridge Creek

8. The date of the priority which said user is prepared to establish is June 13, 1966

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

(Sign) _____

2168

2449 St. Louis, Co. 11-125-1118

State of Idaho

ENGINEERING DEPARTMENT

BOISE

JAMES STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS.

Proof of Beneficial Use.

Alice Bennett

c/o Bannock A. D. & T. Co.,

Boise, Idaho, May 2, 1910.

Dear Sir:

Pocatello, Idaho.

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your permit No. 2068.

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 June 10, 1910, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Bancroft, before Theo. Turner, H.P.

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

Yours truly,

JAS. STEPHENSON, JR.,

State Engineer.

2068

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use.

W. C. ...

Notice is hereby given that ^{at 10 A.M.} on the 10th day of July, 1906, at Bancroft, County of Bannock, State of Idaho, ^{before Theo. Turner,} proof will be submitted of the application to beneficial use of two cubic feet per second of the waters of Bridge creek, in accordance with the terms and conditions of Permit No. 2068, 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 Alice Bennett, Perry, Idaho
2. The use to which said water has been applied is irrigation and domestic use.
3. The amount applied to beneficial use is two 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) N2-SE4, SW4-SE4 Sec. 17, Tp. 12 S., R. 41 E. B. 1.
5. ~~The name of the canal or ditch or other works by which said water is conducted to such place~~ of use is _____
5. The right to take the water from such works is based upon Permit No. 2068.
6. The source of supply from which such water is diverted is Bridge creek.
7. The date of the priority which said user is prepared to establish is June 13, 1906.

D. G. Martin

State Engineer.

2068

Permit 2068

May 3, 1910.

Mr. J. O. Webster,
Water Commissioner Div.No.1,
Idaho Falls, Idaho, R.D.#5.

Sir:-

Alice Bennett, of Perry, Bannock county, the holder of Permit No. 2068, authorizing the diversion of 2 second feet of the waters of Bridge creek, desires to make proof of beneficial use on June 10, 1910.

Very truly yours,

State Engineer.

2068

Inc.

By...

Report of Engineer

1. State name of applicant and number of permit: Alice Bennett - Permit No. 2068
2. State source of water supply: Bridge creek
3. Location of point of diversion: Near S.E. corner Sec. 21, Tp. 12 S., R. 41 E. B.M.

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: *3 feet*
- (b) Width at water line: *4 feet*
- (c) Depth of water: *1 1/2 feet*
- (d) Grade per mile: *6 feet*

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

It is an old ditch and water has been used through it for several years

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: *NE 1/4 of SE 4 and SE 1/4 of SE 4 Sec. 17.*

Tp. 12 S. R. 41 E. Under Cultivation about 25 acres in SE 1/4 of SE 4. 20 acres in NE 1/4 of SE 4 and 10 acres in NW 1/4 of SE 4. Sec. 17. Tp. 12 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:

J. O. Webster
Water Commissioner
1st Div.

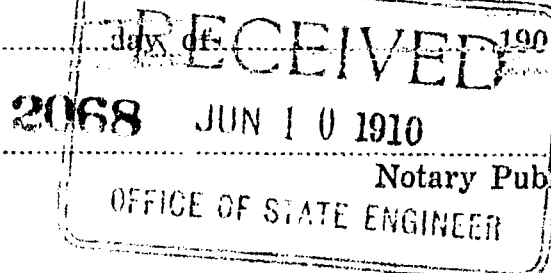
STATE OF IDAHO,

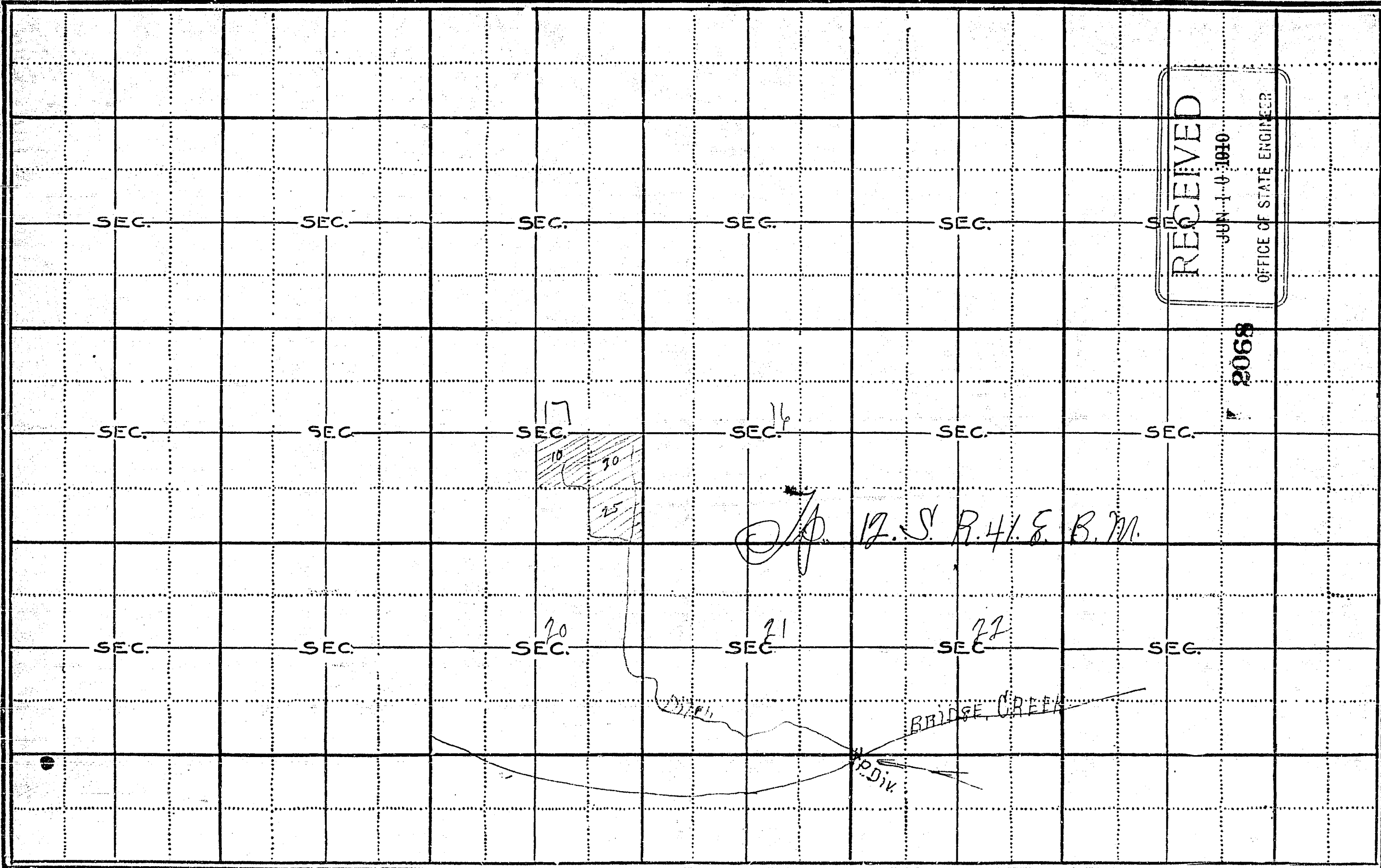
County of _____ } ss.

_____, 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 _____

My Commission Expires _____





RECEIVED
JUN 10 1910
OFFICE OF STATE ENGINEER

2068

June 7 1910
J. J. Martin
State Engineer
Pocatello Idaho

Dear Sir:

If all is O.K. please send
license to Bannock Abstract Co
Pocatello Idaho. for within
water right as the parties must
prove up on land June 18, 1910
(By request)

Yours Truly
J. O. Webster

P.S.
I will be down to attend
Talk fest June 14, 1910.
J. O. W.

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JUN 10 1910

OFFICE OF STATE ENGINEER

2068

Permit No. _____

Proof of Application of Water to Beneficial Use.

DEPOSITION OF HOLDER.

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

Ans. *Alice Bennett, 32 years, Perry, Blaine Co. Idaho*
Perry, 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. _____

I am acting for myself only.

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

Ans. *2068, June 13, 1906,*

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

Ans. *Bridge Creek, in N^W 4 of SE⁴, Sec. 21, T. 12 South*
Range 41 South E. B. M. through Bridge Creek which heads in Spring which is
in N^E 4 of N^E 4 Sec. 14, Twp. 12, R. 41 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.

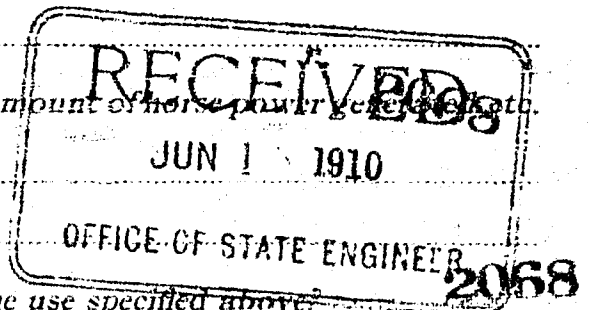
Ans. *Through a ditch from the aforesaid point of diversion, and a flume,*
said ditch 3 feet wide at bottom, 4 feet wide at top, 18 inches in depth, known as
Stocker Ditch, and diverted on flumes through 2 smaller ditches.

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, N^W of SE⁴, SE⁴ of SE⁴ Section 17, T. 12, R. 41 E. B. M.*
in N^W 4 of SE⁴, Sec. 17, 30 acres, N^E 4 of SE⁴, Sec. 17, 30 acres in
SE⁴ of SE⁴, Sec. 17, 15 acres.

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

Ans. *— no —*



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

Ans. *2 cubic feet, owing to the nature of the soil and*
land irrigated.

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. _____

I am original applicant

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

Ans. In 1906, used it upon 4 acres, in 1907 on 10 acres, in 1908 17 acres, in 1909, 42 acres, in 1910 75 acres, used about 1.5 cubic miles for acre upon said land during said time

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 all rights claimed thereunder.

Ans. Have used no other waters than under the above permit.

(Sign.) Alice Bennett

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 Bauer, County of

Bannock, State of Idaho, on this 10th day of June A. D. 1910

Wm. J. Turner
Notary Public

Permit No.

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

2068

Received and filed

PERMIT NO. _____

Proof of Application of Water to Beneficial Use.**DEPOSITION OF WITNESS:**

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

Answer. Leslie Bennett, age 26 years, P. O. Perry, IdahoQues. 2. Are you acquainted with Alice Bennettthe holder of Permit No. 2068? How long have you known him, and where does he reside?Ans. Yes, I have known her 10 years. She resides at Perry, Idaho.Ques. 3. Have you read or heard read said Permit No. 2068, and are you familiar with its provisions and conditions?Ans. 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. Bridge Creek in NW 1/4 of SE 1/4 Sec. 21, T. 12, R. 41, E. 3M, through Bridge Creek which heads in Spring which is in NE 1/4 of NE 1/4 Sec. 14, T. 12, R. 41, E. 3M.

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. 2 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.)

Ans. For irrigation, in NE 1/4 of SE 1/4, SE 1/4 of SE 1/4 Sec. 17, T. 12, R. 41, E. 3M, 30 acres in NW 1/4 of SE 1/4, Sec. 17, 30 acres, NW 1/4 of Sec. 17, 30 acres, in SE 1/4 of Sec. 17, 15 acres

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

Ans. Not for power purposes

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JUN 1 1910

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, sage brush land, 2 second feet or about 1 1/2 cubic inches per acre

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 the water diverted under said permit.

Ans. in 1906, on 4 acres, in 1907 on about 10 acres, in 1908 about 17 acres, in 1909 about 40 acres, in 1910 about 75 acres.

(Sign) Leslie Brownell

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 Bancroft, County of Bannock, State of Idaho, on this 10th day of April, A. D. 1910

Notary Public

Permit No.

Proof of Application of Water
to Beneficial Use.

DEPOSITION OF WITNESS.

2068

Received and filed

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Answer. Henry M. Seamons, age 33 years, P. O. Perry, Idaho

Ques. 2. Are you acquainted with Alice Bennett

the holder of Permit No. 2068? How long have you known him, and where does he reside?

Ans. Yes. 10 years. She resides at Perry, Idaho.

Ques. 3. Have you read or heard read said Permit No. 2068., and are you familiar with its provisions and conditions?

Ans. Yes. I am.

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

Ans. Source: Bridge Creek. Place of Diversion: Near SW corner of the SE 1/4 SE 1/4 Sec 17, Twp. 12 S. R. 41 E. B. M. Works: a ditch three feet wide in the bottom and nearly four feet wide at the top.

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

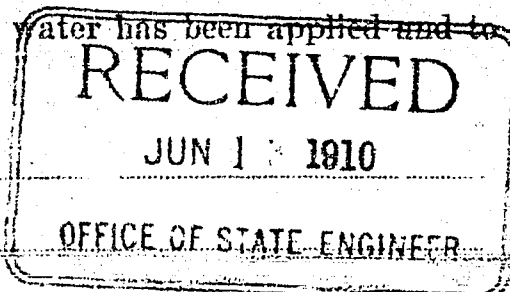
Ans. I estimate the works of diversion would safely carry eighteen fiftieths of a second foot and I have seen that much so conveyed.

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. Purpose: Irrigation. Water has been used on 7 acres of the SE 1/4 SE 1/4, on 20 acres of NE 1/4 SE 1/4, and probably 12 acres of NW 1/4 SE 1/4 Sec. 17 Twp. 12 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.



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

Ans. Character: sandy clay. To irrigate the land to the best advantage I think it would take 1 1/2 inches per acre.

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 the water diverted under said permit.

Ans. I have noticed 18 inches of water used on the land about three days at a time during the last three years.

(Sign) *Henry M. Seannous*

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 Bancroft, County of Bannock, State of Idaho, on this tenth day of June, A. D. 1910.

[Signature]
Notary Public.

Permit No.

Proof of Application of Water
to Beneficial Use

DEPOSITION OF WITNESS

2068

Received and filed

THEO TURNER,
PRESIDENT.
CARLA VALENTINE,
VICE-PRESIDENT.
EZRA J. MERRILL,
SECY & MANAGER.

Bannock Abstract, Deposit & Trust Company

DIRECTORS:
THEO TURNER,
CARLA VALENTINE,
EZRA J. MERRILL,
JAMES W. CARR,
WM. H. JACKSON, JR.

Paradise, Idaho.

June 11, 1910.

State Engineer,
Boise, Idaho.

Dear Sir:

With this we hand you Testimony of Claimant and two witnesses in the matter of proof of application of water to beneficial use of Alice Bennett of Perry, Idaho.

Mrs. Bennett has recently made a final proof upon her Desert Land entry (the ground covered by this water) and is very desirous that a certificate of application of water for beneficial use be issued at the very earliest possible date, so that the same may be filed with her Desert Land proof.

Our check for \$6.00 is enclosed herewith.

Yours very truly,

Bannock Abstract, Deposit & Trust Company

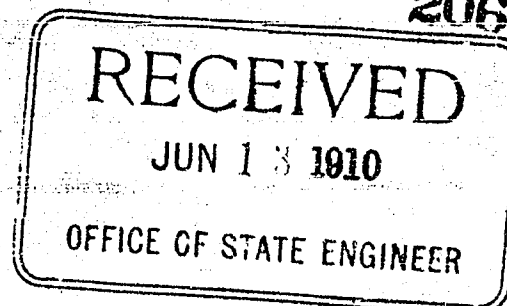
By

Ezra J. Merrill

Manager.

M:N

2068



June 13, 1910.

Permit 2068-Alice Bennett,

Bannock A. D. & T. Co.,
Pocatello, Idaho

Attention Mr. Merrill

Dear sir:-

I am today in receipt of yours of the 11th inst., inclosing depositions and fees for proof of beneficial use of water under above permit. Inclosed find receipt.

As soon as the affidavit of publication is received the matter of issuing license will be taken up.

Very truly yours,

State Engineer.

R2699

By...

2068

THEO TURNER,
PRESIDENT.
CARLA VALENTINE,
VICE-PRESIDENT.
EZRA J. MERRILL,
SECY & MANAGER

Bannock Abstract, Deposit & Trust Company

Boise, Idaho.

DIRECTORS:
THEO TURNER,
CARLA VALENTINE,
EZRA J. MERRILL,
JAMES W. CARR,
WM. H. JACKSON, JR.

July 5, 1910.

Hon. D. G. Martin, State Engineer,
Boise, Idaho.

Dear Sir:

With this we hand you affidavit of publication
in the matter of the application of water to bene-
ficial use of Alice Bennett, under permit No. 2068.

We trust the certificate may issue at once.

Very truly yours,

Bannock Abstract, Deposit & Trust Company

By

Ezra J. Merrill

Manager.

M/H.

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JUL 7 1910

OFFICE OF STATE ENGINEER

2068

Affidavit of Publication

RECEIVED

JUL 7 1910

OFFICE OF STATE ENGINEER

State of Idaho, }
County of Bannock. } ss

I, JOE H. DeWITT, do solemnly swear that I am the manager of the SODA SPRINGS CHIEFTAIN, a newspaper of general circulation published once each week at Soda Springs, Bannock County, State of Idaho; that the notice attached hereto, and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper for four consecutive weeks; the first publication being made on the 5th day of May 1910; that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the notice was published in the newspaper and not in a supplement. That said paper was published weekly at said Soda Springs, Idaho, for the period of more than one year immediately preceeding the said 5th day of.....

May 1910

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 10 A. M. on the 10th day of June, 1910, at Bannock, County of Bannock, State of Idaho, before Theo Turner, proof will be submitted of the application to beneficial use of two cubic feet per second of the waters of Bridge creek, in accordance with the terms and conditions of Permit No. 2063, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said permit are Alice Bennett, Perry, Idaho.

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

3. The amount applied to beneficial use is two 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) N 1/2 SE 1/4, SE 1/4 SE 1/4 Sec. 17, Tp. 12 S., R. 41 E. B. M.

5. The right to take the water from such works is based upon Permit No. 2063.

6. The source of supply from which such water is diverted is Bridge creek.

7. The date of the priority which said user is prepared to establish is June 13, 1906.

E. G. MARTIN, State Engineer.

Subscribed and Sworn to before me this 4th day of.....

June

A. D., 1910

L. C. Carter

Notary Public.

2068

Boise, Idaho, August 8, 1910

Permit No. 2068

Alice Bennett,
Perry, Idaho

Madam:--

Inclosed herewith find Water License issued
under above Permit.

Very truly yours,

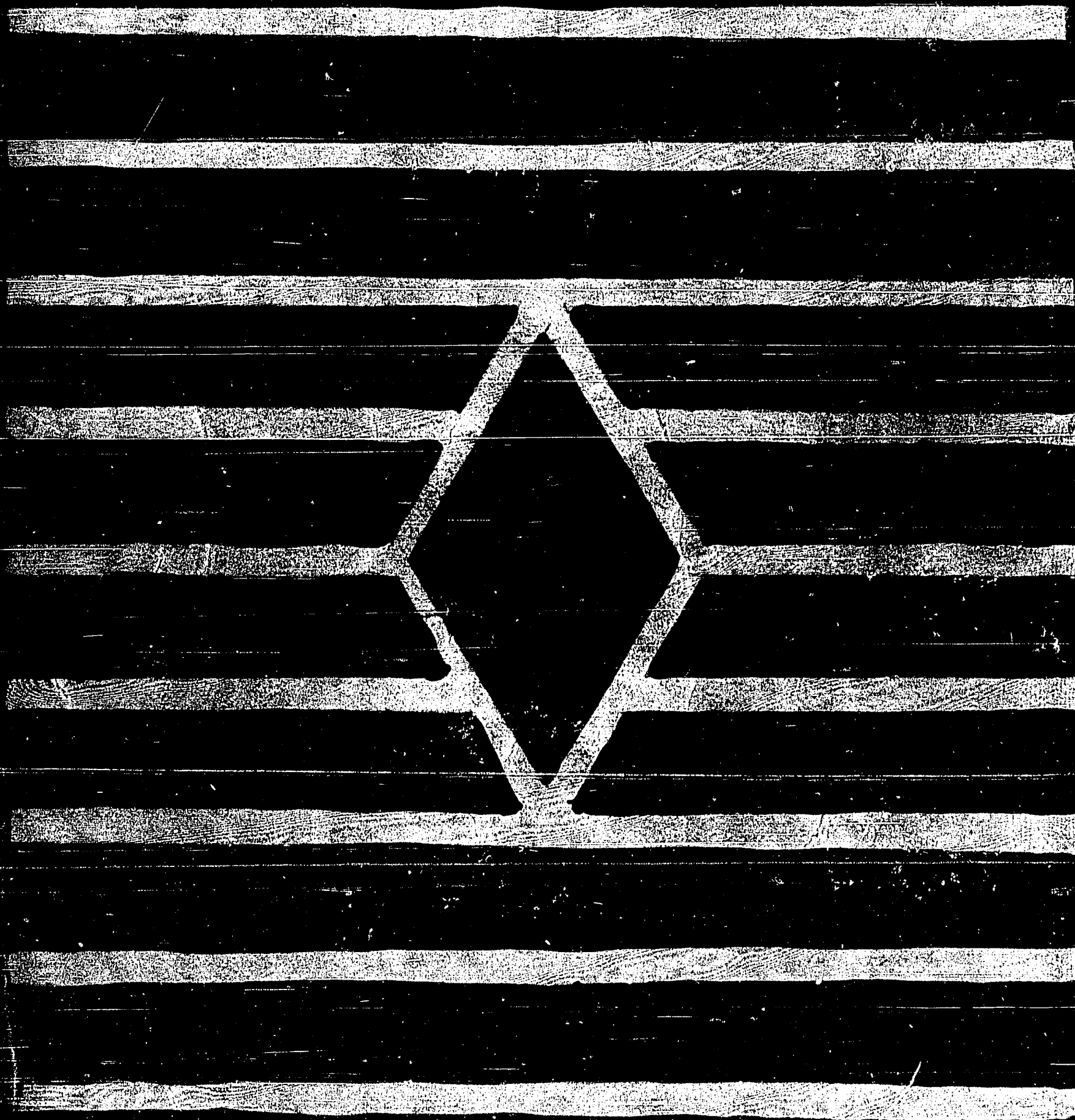
State Engineer

By _____

Enc WL.

2068

Agos



 Bannock County *
 Bridge Creek *
 1.1 second foot *
 Irrigation and domestic *
 Priority 6-13-1906 *

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

Water License No. 2068

WHEREAS, On the 13th day of June, A.D.1906, ALICE BENNETT, of Perry, County of Bannock, State of Idaho, duly made application (No. 2908) to me for a permit to use 2 cubic feet per second of the waters of Bridge Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 18th day of June, A.D.1906, Permit No. 2068, 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 18th day of June, A.D.1907, and for the application to beneficial use of said water on or before the 18th day of June, A.D.1910, and

WHEREAS, On the 18th day of June, A.D. 1907, ALICE BENNETT, the holder 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. 2068 , dated August 15,1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2 cubic feet per second of the waters of Bridge Creek, with date of priority of June 13, 1906, and

WHEREAS, On the 10th day of July, A.D.1910, ALICE BENNETT, the holder of said permit duly made proof of the application to beneficial use of 1.1 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 ALICE BENNETT, of Perry, County of Bannock, State of Idaho, the holder and owner of said Permit No. 2068, a perpetual right, dating from June 13,1906, to the use of 1.1 cubic feet per second of the waters of BRIDGE CREEK, in the County of Bannock, and State of Idaho, or so much thereof as may be necessary for the purpose hereinbelow mentioned, to be diverted at a point near the southeast corner of section 21, township 12 south of range 41 East of the Boise Meridian, and conducted to and upon (25 acres in southeast quarter of southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) 20 acres in northeast quarter of southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$) 10 acres in northwest quarter of southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of section 17, township 12 South of Range 41 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 fifth day of August,

A.D.Nineteen hundred and ten.

(SEAL)

Recorded August 5,1910

D.G.Martin

State Engineer

13 2015

