

No. 4574.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Amy C. Thatcher.

Postoffice address: Cove.

County: Bannock State: Idaho.

2. The quantity of water claimed is #1 - 1 cu. ft. Beaver Dam Creek #2 - $3/5$ cu. ft. Birch Creek.
cubic feet per second.

3. Source of water supply: Beaver Dam Creek 1 cu ft. Birch Creek $3/5$ cu ft.

County of Bannock.

4. Location of point of diversion: No. 1 SW cor. NE4 SW4 No 2 NE cor. SE4 SW4 Sec. 6 Tp. 11
S. R. 40E.

5. To be used for:

I. Irrigation and Domestic Use:

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

(b) In the following legal subdivisions: W2 SE4 Sec 6 Tp. 11 S. R. 40 E.

6. Estimated cost of works: \$100.00

7. Description of works for diversion:

I. Kind of works: 2 dams and Ditch.

II. Dimensions of works:

(a) #1 Height of dam $3\frac{1}{2}$ feet, length of dam at top 6 feet length of dam at
bottom 5 feet. #2 Height of dam 2 feet, length of dam at top 8 feet length of
dam at bottom 6 feet. Material used in construction: earth and stone.

(d) Conduit Ditch, width at bottom 2 feet, width at water line $2\frac{1}{2}$ feet, depth of
water one foot. Average grade per mile is $\frac{1}{2}$ " to rod. Length of conduit
is one-half mile, and it crosses the following quarter sections: S⁴ NW⁴, NE⁴ SW⁴
W2 SE4 Sec. 6 Tp. 11 S. R. 40 E. to land described in 5 I (b) above which is
the point of intended use.

8. Time required for the completion of the construction of such work is Completed

9. Time required for the complete application of the water to the proposed use is Completed

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.

Amy C. Thatcher

Applicant.

By.....Fred G. Caldwell.....Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is 3258.

Date of first receipt of application 9:00 A.M. November 15, 1907.

Returned to applicant for correction November 15, 1907.

Corrected application received November 19, 1907.

Recorded in Book 9 Page 3258 Approved November 23, 1907.

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:

Work to begin on or before January 22, 1908, 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 February 23, 1908.

The whole of said work to be completed on or before May 23, 1908.

The time for proof of beneficial use of water appropriated in accordance herewith, to extend to May 23, 1908.

Witness my hand this 23rd day of November 1907,

Jas. Stephenson, Jr.,

State Engineer.

Blank notice of completion of works and beneficial use mailed applicant February 1, 1908.

Notices received Feb. 24, 1908. fixing May 23, 1908 as date, and Bancroft as place of proof.

Notice for publication mailed Pocatello Tribune March 17, 1908.

Deposition blanks mailed applicant March 17, 1908.

C.B. Wilson authorized April 8, 1908, to make examination of works.

His report received May 25, 1908.

Deposition, affidavits and fees received May 19, 1908.

Certificate and license issued July 27, 1908.

Permit No. 3259

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that AMY C. THATCHER of Cove, County of Bannock and State of Idaho, the holder of Permit No. 3259, issued upon Application No. 4574 bearing date of priority of Nov. 15, 1907, authorizing the diversion of 1 second foot of the waters of Beaver Dam Creek and .6 of 1 second foot of Birch 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 1.6 second-feet of Beaver Dam and Birch Creeks that the point of Diversion of said waters is from Beaver Dam Creek in the northeast quarter of southwest quarter, and from Birch Creek in the southeast quarter of southwest quarter, section 6, township 11 south, range 40 east of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: west half of southeast quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) section 6, township 11 south, range 40 east of Boise Meridian.

Witness my hand this 27th day of July A.D. 1908.

Jas. Stephenson, Jr.

State Engineer.

License issued for 1.6 second feet

0.33

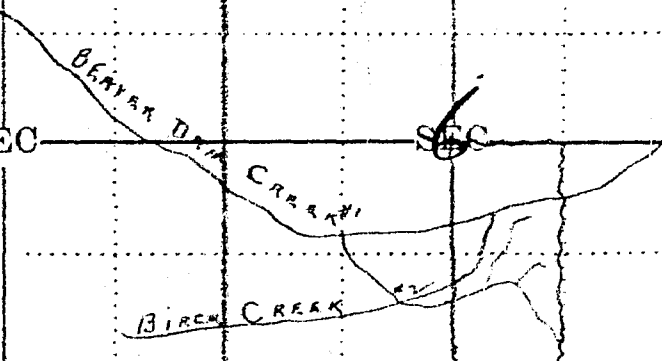
TOWNSHIP 11 S. R. 40 E. B.M.

P3259

SEC SEC SEC SEC SEC SEC

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SEC SEC SEC SEC SEC SEC



Application No. 4574.
Permit No. 3259.
Amy C. Thatcher.
1 Sec. Ft. Beaver dam Creek.
3/4 Sec. ft. Birch Creek.
Hennock County.
Approved November 25, 1907.

J. A. DePue
State Engineer.

Scale 2 inches = 1 mile. Draw Plan in Ink.

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

3259

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, Nov. 25, 1907.

Permit 3259. Amy C. Thatcher.

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

JAS. STEPHENSON, Jr.,
State Engineer.

3259

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

Boise, Idaho, February 1, 1908.

Amy C. Thatcher
Cove, Idaho

Dear Sir:

I enclose herewith blank Notice of Proof of Completion of Works under your permit No. 3259 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 May 23, 1908.

Yours truly,

JAS. STEPHENSON, Jr.,

State Engineer.

3259

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS.

Proof of Completion of Works
and
Proof of Beneficial Use of Water.

Boise, Idaho, March 17, 1908

Amy C. Thatcher
Cove, Idaho

Dear Sir: ~~xxx~~ Madam:

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

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 May 23, 1908, 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

2. Bancroft, Idaho, before Fred G. Caldwell. 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 for completion of work 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, Certificate of Completion of Works and License will issue.

Yours truly,

JAS. STEPHENSON, Jr.,

State Engineer.

3259

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.)

Coe, Idaho

(Date)

Feb-17, 1908

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

Dear Sir: Notice is hereby given that at 1 P.M. on the 23^d day of

May 1908, at Bancroft County of Bannock.

State of Idaho, before Fred G. Caldwell proof will be submitted of the

completion of works for the diversion of 75 second inches cubic feet per second of the waters of 1 mi. Beaver Dam Creek & 3/4 mi. Birch 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

Amy C. Thatcher

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

Coe

County of

Bannock

State of Idaho.

3. The number of such permit is 3259, and the date set for the completion of such work is

May 23, 1908

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 1.63 cubic feet per second.

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

80

acres, particularly described as follows:

The West 1/2 Sec 10 East 1/4 Sec 6 Township 11 N Range 40 East 13 W.

(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 Tribune of Pocatello Ida published in the county in which said works are situated; the expense of which publication will be borne by me

(Signature)

Amy C. Thatcher

Feb 24-08

3259

Permit No. 3259

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.)

Cove, Idaho

(Date)

Feb 17th 1908

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

DEAR SIR: Notice is hereby given that at 1 P.M. on the 23 day of May, 1908, at Bancroft County of Bannock State of Idaho, before Fred G. Caldwell proof will be submitted of the application to beneficial use of 76. Second Inches cubic feet per second of the waters of Beaver Dam Creek & Butch Creek in accordance with the terms and conditions of Permit No. 3259 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

Amy C. Thatcher, Cove, Idaho

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

Irrigation

3. The amount applied to beneficial use is

50 Inches

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

The West 1/2 of the So East 1/4 of Sec 6 Township 11 So Range 40 East 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

Amy C. Thatcher Ditch

6. The right to take the water from such works is based upon Permit No. 3259

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

Beaver Dam & Butch Creek

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

June 1905
Nov. 15, 1907

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

(Sign)

Amy C. Thatcher

Feb 24-08 3259

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

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

Notice is hereby given that at
on the day of at 1 P.M.
County of 23rd State of Idaho, before
proof will be submitted of the completion of works for the diversion of
cubic feet per second of the waters of Fred G. Caldwell,
and of the application to beneficial use of said water in accordance
with the terms and conditions of permit No. 3259
by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said permit is

XX are Amy C. Thatcher, Cove, 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 intended use, in accordance with the plans accompanying the application for such permit, is 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 per second.

4. The place where said water is used is
xxxxxxx cubic feet per second.

WE SE4 Sec.6, T.11 S.,
Range 40 East of Boise Meridian.

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

November 15, 1907.

JAS. STEPHENSON, Jr.,

State Engineer.

3259

(Place)

(Date)

Pocatello Idaho

March - 19-08
RECEIVED

MAR 20 1908

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of Mar 17-08 enclosing Notice of
Completion of Works and Notice of Application of Water to Beneficial
Use under Permit No. 3259 which will be published as you request,
beginning with our issue of Mar 21st 08

L. L. L. Co. L. L. Co.

Carson

3259

THEO. TURNER
PRESIDENT

L. D. BROWN
SECRETARY

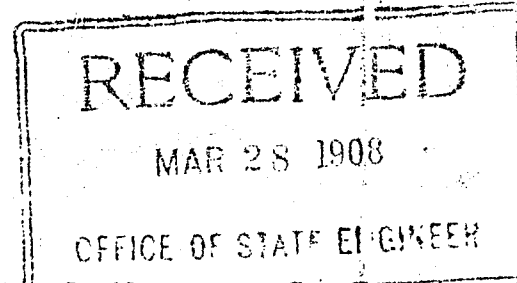
FRED G. CALDWELL
MANAGER

Bannock Abstract, Deposit & Trust Co.

POCATELLO, IDAHO

March 27, 1908.

Hon. James Stephenson, Jr.,
State Engineer,
Boise, Idaho.



Dear Sir:

I notice that you have advertised the Amy G. Thacker water proof before me at Bancroft on May 23rd next, and for your information I would say, that I will not be there on that date, my regular dates there being May 16th and 29th. I am there every other week Friday and Saturday, and if you can I wish you would have this notice changed to either the 16th or 29th of May, and greatly oblige,

Very truly yours,

Fred G. Caldwell
Manager.

3259

Boise, March 28, 1908.

Permit 3259-Amy C. Thatcher.

Fred G. Caldwell, Manager
Bannock Abstract, Deposit & Trust Co.,
Pocatello, Idaho.

Sir:

Replying to yours of the 27th inst. would say that it would be impossible for me to change the date for making proof under the above permit. As the proof is advertised to be made on the 23rd of May it could not now be changed so if you cannot be there on that date it will be necessary for the holder of permit to make proof before some other officer and we will so notify her. Am sorry that I am unable to change the date either to the 16th or the 29th as you suggest but under the statute I have no authority for so doing.

Very truly yours,

State Engineer.

B.

By....

3259

Boise, March 28, 1908.

Permit 3259.

Mrs. Amy C. Thatcher,
Cove, Idaho.

Madam:

We are in receipt of a letter from Mr. P. C. Caldwell in which he states that he will not be in Bancroft on the 23rd inst. to take your proof. As I have no authority for changing the date for making proof it will be necessary for you to send us the name of another officer before whom this proof can be made.

Very truly yours,

State Engineer.

B.

By... ..

3259

Bannock Abstract, Deposit & Trust Co.

POCATELLO, IDAHO

Pocatello, Idaho, March 30, 1908.

Hon. James Stephenson, Jr.,
State Engineer,
Boise, Idaho.

Dear Sir:

We note what you say in your favor of the 28th inst., in that you are unable to change the date for the proof of Any C. Thacher which is advertised to be made before the writer at Bancroft on May 23rd next.

I cannot agree with you in the matter of the changing of this date for the reason that the law provides that the proof should be advertised for four weeks, and there is yet plenty of time to have this date changed to either of the dates which I requested and have it published the required length of time.

We think the paper will make no extra charge for running the notice a week longer in a case of this kind. If there is any extra charge refer it to us and we will arrange for it.

I am continually advertising final proofs on homestead entries and so forth, and I have no trouble in changing dates whenever I see fit, as long as the law is fully complied with.

Trusting you will see your way clear to accommodate me in this matter, I am,

Very truly yours,

Fred G. Caldwell
Manager

RECEIVED

APR 1 1908

OFFICE OF STATE ENGINEER

3259

3259

State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
ENGINEER

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

Notice is hereby given that at 1 P.M.
on the 16th day of May, 1908, at Bancroft
County of Bannock, State of Idaho, before Fred G. Caldwell,
proof will be submitted of the completion of works for the diversion of
one cubic foot per second of the waters of Beaver Dam Creek and
and of the application to beneficial use of said water in accordance
with the terms and conditions of Permit No. 3253 heretofore issued
by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person holding said
permit is are Wm C. Thatcher, Cove, 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 intended use, in accordance with
the plans accompanying the application for such permit, is 1.6
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 1.6
~~per second~~ cubic feet per second.

4. The place where said water is used is W2 SE4 Sec.6, T.11 S.,

R. 40 E.B.M.

5. The date of priority which said user is prepared to estab-
lish is November 15, 1907.

JAS. STEPHENSON, Jr.,

State Engineer.

3259

Boise, April 1, 1908.

Permit 3259-Amy C. Thatcher.

Mr. Fred G. Caldwell,
Pocatello, Idaho.

Dear Sir:

Replying to yours of the 30th inst. would say that the only way the date for making proof can be changed is by re-advertising and I accordingly enclose you herewith notice for publication which you may give to the newspaper in case you desire to have the notice re-advertised the full four weeks before making proof.

Very truly yours,

State Engineer.

B-Enc. F103-D
F222

By...

3259

THEO. TURNER
PRESIDENT

L. D. BROWN
SECRETARY

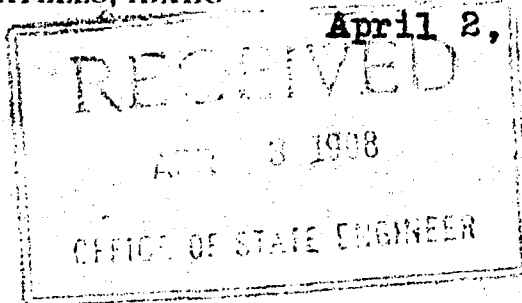
FRED G. CALDWELL
MANAGER

Bannock Abstract, Deposit & Trust Co.

POCATELLO, IDAHO

April 2, 1908.

Hon. James Stephenson, Jr.,
State Engineer,
Boise, Idaho.



Dear Sir:

We beg to acknowledge receipt of your favor of the 1st inst., with enclosures in the matter of the re-advertising of the Amy C. Thatcher notice of intention to make proof on account of her water permit No. 3259.

We have arranged with the Tribune for the republication of this notice, proof to be made before the writer at Bancroft May 16, 1908. Thanking you for your attention in this matter, we are,

Very truly yours,

Manager.

3259

Thatcher Idaho

April 5, 1908

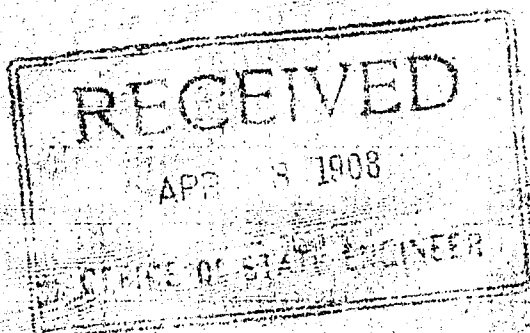
State Engineer

Boise Ida.

Gentlemen, I give you the ^{name} C. B. Wilson
of Soda Springs Idaho to bind to the surveying
of my water ditch.

Respectfully

Mrs Amy C. Thatcher



3259

Boise, Idaho, April 8, 1908Mr. C. B. WilsonSole Springs, Idaho

DEAR SIR:

The holder of Permit No. 3259, Amy C. Thatcher, residing at Thatcher, Idaho, which permit authorizes the diversion of 1 second-feet of the waters of Beaver Dam creek & 3/5 of 1 sec. ft. of Birch creek at _____, desire to make proof of the completion of works of diversion, at _____, on May 23, 1908

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 determine 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 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. Also, give the exact number of acres in each forty acre tract to which water has been applied beneficially

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 Engineer.

3259

Soda Springs.
Idaho.

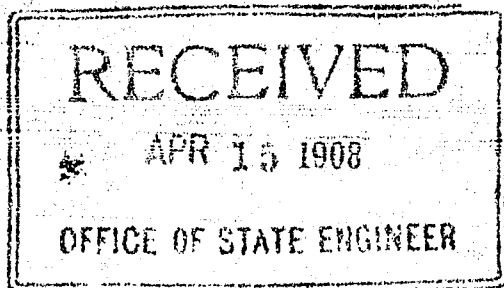
April 11th 1908.

Jas Stephen P. Logg
 State Engineer.
 Boise. }

Dear Sir: Permit No. 3259—

Your favor of 8th inst to hand & in reply,
beg to say, I will make the necessary examination
& report accordingly.

Yours Truly
Chas. Wilson.



3259

(Place)

Pocatello

(Date)

April 4/2/08

RECEIVED

State Engineer, Boise Idaho.

Dear Sir:

I have your letter of April 1st 07 enclosing Notice of Completion of Works and Notice of Application of Water to Beneficial Use under Permit No. 3259 which will be published as you request, beginning with our issue of April 4th

change date from
5/23 to 7/16/08

Trehume Co. Sec

3259

PERMIT NO. 3259

Proof of Completion of Works.

DEPOSITION OF HOLDER.

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

Ans. Amy C. Thatcher 26, Thatcher, Rancher, Thatcher 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. 3259, 1 Second foot Beaver Dam Creek 500 ft NW from NW corner SW 1/4

SE 1/4 Sec 6 T 11 S R 40 E B M. 3/5 of 1 Second foot Birch Creek 400 ft NW from NW corner SW 1/4

SE 1/4 Sec 6 T 11 S R 40 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 80 acres W 1/2 SE 1/4 Sec 6 T 11 S R 40 E B M.

Gravelly Loam.

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, 15 April 1908, 1 3/5 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 Yes.

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

Ans.

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

Ans. Beaver Dam Creek, Dams Length at top & bottom 20 ft. ^{Earth} Wood Stone Birch Creek Dam Length at top & bottom 10 ft. ^{Earth} Wood Stone. Ditch, Right Hand Fork, middle at bottom 3 ft. width at water line 3 ft. in Average grade per mile 15 ft. Length 1500 ft. Left Hand Fork width at bottom 3 ft. width at water line 3 ft. in. Average grade per mile 15 ft. Length 1400 ft. Cost 350.00

Depth of Ditch 15 inches.

(Sign here.) Amy C. Thatcher

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 16 day, of

May

A. D. 1908

Fred L. Caswell

3259

Notary Public

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

PERMIT NO. 3259

Proof of Completion of Works.

DEPOSITION OF WITNESS.

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

Ans. Alexander Taylor, 28, Cove, Rancher, Painter, Cove Idaho

Ques. 2. Are you acquainted with Amy C. Thatcher, the holder of Permit No. 3259, authorizing the diversion of One second-foot of the waters of Beaver Dam Creek & Birch Creek 3 3/8 of 1 Sec 7 at Thatcher for irrigation purposes? How long have you known her, and where does she reside?

Ans. Yes, Eight Years, Thatcher Idaho

Ques. 3. Have you read or heard read said Permit No. 3259, 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, W 1/2 S E 1/4, Sec 6, T 11, S R. 40 E B M, Gravelly Loam 2 inches to the acre

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

Ans. Yes

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

Ans. Beaver Dam Creek, Dam, Length at top & bottom 20 feet, Earth Stone & Wood
Birch Creek, Dam Length at top & bottom 10 ft Earth Stone & Wood, Ditch Right Hand Fork
width at bottom 3 ft width at water line 3 ft 6 in average grade per mile 15 ft Length 1500 ft.
Left Hand Fork width at bottom 3 ft width at water line 3 ft 6 in average grade per mile
15 ft, Length 1400 ft 3 25 00 Depth of Ditch 15 inches.

(Sign here.)

Alexander Taylor

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 16 day of May, A. D. 1908

Edw. C. Sweet 3259
Notary Public

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

PERMIT NO. 3259

Proof of Completion of Works.

DEPOSITION OF WITNESS.

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

Ans. William H. Larkins, 52, Cove, Rancher Cove Idaho.

Ques. 2. Are you acquainted with Amy C. Thatcher, the

holder of Permit No. 3259, authorizing the diversion of $\frac{3}{5}$ of 1 second-foot of the waters of

Beaver Dam Creek, at Thatcher.

for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes, 20 years Thatcher, Idaho.

Ques. 3. Have you read or heard read said Permit No. 3259, 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 W $\frac{1}{2}$ SE $\frac{1}{4}$ Sec 6 T 11 S R. 40 E B. M. Sage Brush & Gravelly Loam 2 inches to the acre.

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

Ans. Yes.

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

Ans. Beaver Dam Creek, dam length at top & bottom 20 feet, Earth, Straw Wood, Birch Creek
 Dam, length at top & bottom 10 ft. Earth, Straw Wood, ditch Right Hand Fork, width at bottom 3 ft
 width at waterline 3 ft 6 in. Average grade per mile 15 ft. Length 1500 ft. Left Hand
 Fork width at bottom 3 ft, width at waterline 3 ft 6 in, Average grade per mile 15 ft.
 Length 1400 ft. Cost \$350.00 Depth of ditch 15 inches

(Sign here.)

William H. Larkins

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 Brainerd, County of Bannock,
 State of Idaho, on this 16th day of May, A. D. 1902.

J. C. Caldwell 3259
 Notary Public

Permit No. 3259

Proof of Application of Water to Beneficial Use.

DEPOSITION OF HOLDER.

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

Ans. Amy C. Thatcher. 26 Thatcher, Rancher, Thatcher 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. 3259,

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

Ans. Beaver Dam Creek, 500 ft NW from NW Corner SW 1/4 SE 1/4 Sec 6 T 11 S R 40 E B 7 N.
and Birch Creek, 400 ft NW from NW Corner SW 1/4 SE 1/4 Sec 6 T 11 S R 40 E B 7 N.

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. Beaver Dam Creek Dam Length at top & bottom 20 ft ^{20 ft} ^{20 ft} Birch Creek Dam Length at top & bottom 10 ft ^{20 ft} ^{20 ft} Ditch, Right Hand Fork, width at bottom 3 ft, width at water line 3 ft 6 in. Average depth 15 in. Left Hand Fork, width at bottom 3 ft, width at water line 3 ft 6 in. Average depth 15 in. Thatcher Ditch, 1 1/2 Secs feet. Thatcher Ditch, 1 1/2 Secs feet. Thatcher Ditch, 1 1/2 Secs feet.

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: NW 1/4 SE 1/4 Sec 6 T 11 S R 40 E B 7 N 23.9 acs.
Domestic: SW 1/4 SE 1/4 6 11 40 17

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

Ans.

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

Ans. Two inches to the acre.

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

Ans.

3259

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

Ans. 18 April 1908 irrigation, 1 3/5 Sec ft, 40 acres

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.

(Sign.) Amy C. Thatcher

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 Banner, State of Idaho, on this 16 day of May, A. D. 1908

Wm L. Cardwell
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

Received and filed

PERMIT No. 3259

Proof of Application of Water to Beneficial Use.

Deposition of Witness:

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

Answer. William H. Larkins 52. Cove Rancher, Cove Idaho.

Ques. 2. Are you acquainted with Amy C. Thatcher
the holder of Permit No. 3259 ? How long have you known her, and where does she reside?

Ans. Yes 20 Years, Thatcher Idaho.

Ques. 3. Have you read or heard read said Permit No. 3259, 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. Beaver Dam Creek 500' NW from NW Corner SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 11 T11 S11.40 dam length 20 ft. }
 Birch Creek 400' NW NW SW $\frac{1}{4}$ SE $\frac{1}{4}$ 6.11.40 dam 10. }
 Ditch Right Hand 1st, width at bottom 3 ft, width at waterline 3 ft. Average grade per mile 15 ft.
 Length 1600 ft. Left Hand 2nd, width at bottom 3 ft, width at waterline 3 ft. Average
 grade per mile 15 ft. Length 1400 ft. Sept 15 - in ch.

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. $1\frac{3}{5}$ Acord feet. That Amount.

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. *Longhorn Domestic*. NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 6. T11, S'R. 40 E B W. = 23 aers.
S'W $\frac{1}{4}$ SE $\frac{1}{4}$ " 6 " 11 " 40 " = 17 "

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. Sage Brush & Gravelly Loam. 2 inches to the 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

329

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. 15 April 1908, irrigation, 1 1/2 Sec. 36, 40 Acres.

(Sign)

William H. Larkin

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 16 day of May, A. D. 1908

Fred. Caldwell

Notary Public

Permit No.

Proof of Application of
Water
to Beneficial Use.

DEPOSITION OF WITNESS.

Received and filed

THE IVY PRESS, BOISE

PERMIT No. 3259

Proof of Application of Water to Beneficial Use.

Deposition of Witness:

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

Answer. Alexander Taylor, 28, Core, Rancher & Painter, Core Idaho.

Ques. 2. Are you acquainted with Amy C. Thatcher.
the holder of Permit No. 3259? How long have you known her, and where does she reside?

Ans. Yes Eight Years, Thatcher Idaho.

Ques. 3. Have you read or heard read said Permit No. 3259, 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. Bear Jaw Creek 500 ft NW 1/4 NW 1/4 Sec 6 T11 S12 40 E B M = 23 acres
Borch Creek 400 NW 1/4 NW 1/4 SW 1/4 SE 1/4 6 11 40 B M = 14 acres
Ditch Right Hand fork width at bottom 3 ft width at water line 3 ft 6 in Average grade point 15 ft
Length 1500 ft Left Hand fork width at bottom 3 ft width at water line 3 ft 6 in Average grade
per mile 15 ft Length 1400 ft Depth 15 inches of ditch.

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. 1 3/5 Second feet, That Amount.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Irrigation & Domestic, NW 1/4 SE 1/4 Sec 6 T11 S12 40 E B M = 23 acres
SW 1/4 SE 1/4 6 11 40 = 14

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. Gravelly Loam Sage Brush, 2 inches to the 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

3259

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. 1st May 1908, irrigation, 1³/₅ Acre-ft. 40 Acres.

(Sign) Alexander Taylor

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 Baucraft, County of Bannock State of Idaho,

on this 16 day of May, A. D. 1908.

J. F. Casawee

Notary Public

Permit No.

Proof of Application of
Water
to Beneficial Use.

DEPOSITION OF WITNESS.

Received and filed.

THE IVY PRESS, BOISE

3259

COUNTY OF BANNOCK

SS.

STRIKES LANDS
UNIONIAL LIMITED

SUBSCRIBED AND SWORN TO before me this 16 day of May, A. D. 1908.

Wm. J. Casdwell
Notary Public

3257

THEO. TURNER
PRESIDENT

L. D. BROWN
SECRETARY

FRED G. CALEWELL
MANAGER

Bannock Abstract, Deposit & Trust Co.

POCATELLO, IDAHO

May 18, 1908.

Hon. James Stephenson, Jr.,
State Engineer,
Boise, Idaho.

Dear Sir:

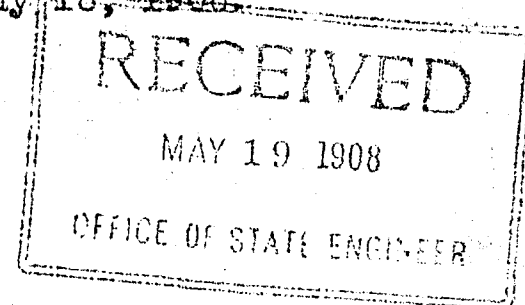
We hand you herewith the proof of application of water to beneficial use, proof of completion of work of Amy C. Thatcher under Permit No/ 3259, proof of publication and our check for \$9.00 in payment of the fees of your office.

Very truly yours,

Bannock Abst. Dep. & T. Co.

By

R. Wilson



3259

Boise, May 19, 1908.

Permit 3269.

Amy C. Thatcher,
Thatcher, Idaho.

Madam:

I received by this morning's mail affidavit of publication, depositions and fees under above permit. I enclose you herewith receipts for fees. As soon as we receive report from the engineer examining the works, if everything is satisfactory, certificate and license will be issued.

Very truly yours,

R119991200

State Engineer.

By.....

3259

Report re. Permit, No. 3259

- (1) Name of Applicant. Amy C. Thatcher. Coe, Idaho.
(2) Quantity of Water Claimed. 1 Sec. 6 Beaver Dam Creek, $\frac{3}{5}$ Sec. 6 of Birch Creek.
(3) Sources of Water Supply. Beaver Dam Creek & Birch Creek. Bannock County.
(4) Location of Points of Diversion. Beaver Dam Creek 500 ft NW from NW Corner SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6. T. 11. S. R. 40 E. B. 9W.

Width of Weir Notch 24 inches Depth of Water over Crest of Weir = 5 inches
Birch Creek 400 ft NW from NW Corner SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6. T. 11. S. R. 40 E. B. 9W.
Width of Weir Notch 24 inches, Depth of Water over Crest of Weir = 4 inches.

- (5) Use. Irrigation & Domestic.
SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 6. T. 11, S. R. 40 E. = 14 Acres irrigated.
NW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 6. : 11 . 40 . . = $\frac{23}{40}$

- (6) Estimated Cost of Works. \$300⁰⁰

- (7) Description of Works of Diversion. Two Dams & Ditches.

II Dimensions of Works, Beaver Dam Creek, Height of Dam 3 ft. Length top & bottom = 20 ft.
Birch Creek. 8° 3. 5° = 8.

Material used. Earth, Wood & Stone.

Ditch Right Hand fork, width at bottom 3 ft, at waterline 3 ft 6 in, depth 15 inches, average
grade per mile 15 ft. Length 1500 ft & crosses NE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 6 to SW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6
T. 11. S. R. 40 E. B. 9W. where it is used.

Ditch Left Hand fork width at bottom 3 ft, at waterline 3 ft 6 in, depth 15 inches, average
grade per mile 15 ft. Length 1400 ft & crosses NE $\frac{1}{4}$, SW $\frac{1}{4}$ Sec. 6 to NW $\frac{1}{4}$, SE $\frac{1}{4}$ Sec. 6.
T. 11. S. R. 40 E. B. 9W. where it is used.

Character of Soil. Gravelly Loam.

May 15th 1908

Chas. B. Wilson.

Soda Springs
Idaho

Township No. 11 South of Range No. 40 E.B.M.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Beaver Dam
Birch Creek
Ditch

Permit No. 3259.
Amy C. Thatcher
Thatcher
IDAHO

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

CB Wilson
Soda Springs
May 15 1908

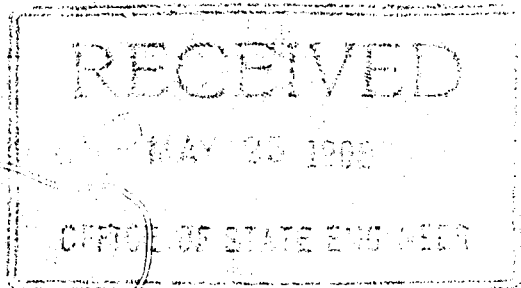
3259

1 Incl

Soda Springs.
Idaho.

May 22nd 1908.

Geo Stephenson, P. E.
State Engineer }
Boise }



Dear Sir.

I herewith enclose Report, re examination of
Permit. No. 3259. Amy. C. Thatcher. of Thatcher.
I remain.

Yours truly
Chas. H. Wilson.

Boise, August 5, 1908.

Permit 3259

My C. Thatcher,
Coe, Idaho

Enclosing you herewith certificate and license issued under
above permit.

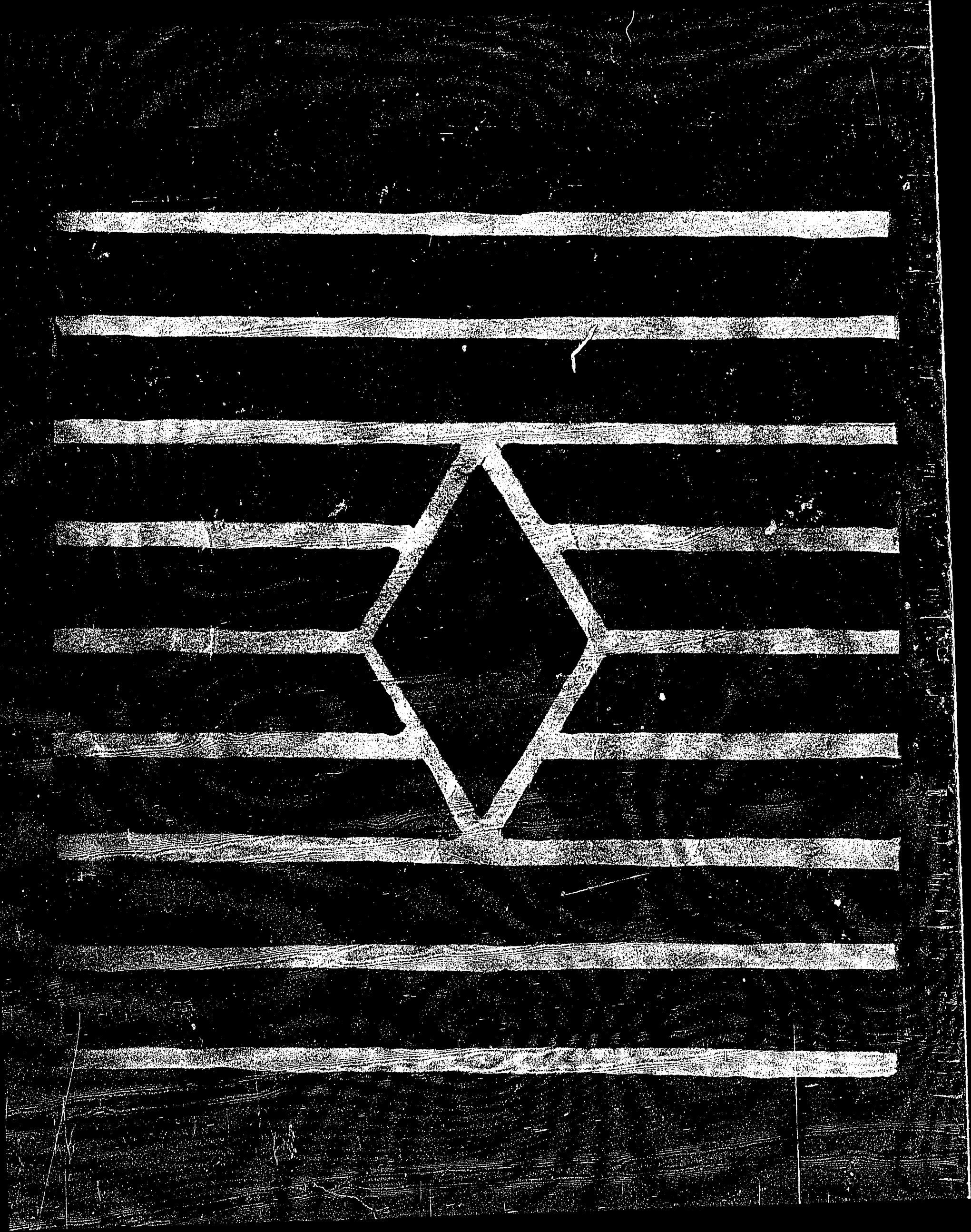
Yours truly,

State Engineer.

C&L

By...

3259



Bannock County *
Beaver Dam and Birch Creeks *
.8 of 1 second foot *
irrigation and domestic *
priority 11-15- 1907 *

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

Water License No.3259

WHEREAS, On the 15th day of November A.D. 1907 AMY C. THATCHER of Cove County of Bannock and State of Idaho duly made application (No. 4574) to me for a permit to use 1 cubic foot per second of the waters of Beaver Dam Creek .6 of 1 cubic foot from Birch Creek, County of Bannock, State of Idaho, for irrigation and domestic purposes; and

WHEREAS, On the 23d day of November A.D. 1907 Permit No. 3259 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 23d day of May A.D. 1908 and for the application to beneficial use of said water on or before the 23d of May A.D. 1908 and,

WHEREAS, On the 16th day of May A.D. 1908 the holder of said permit duly made proof of the completion of adequate works for the diversion 1.6 cubic foot per second of said waters, as evidenced by my Certificate No. 3259 dated July 27, 1908 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.6 cubic foot per second of water, with date of priority of November 15, 1907 and,

WHEREAS, On the 16th day of May A.D. 1908 proof was duly made of the application to beneficial use of .8 of 1 cubic foot per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to AMY C. THATCHER of Cove, Idaho, the holder and owner of said Permit No. 3259 a perpetual right, dating from November 15. 1907 to the use of .8 of 1 cubic foot per second of the waters of Beaver Dam and Birch Creeks 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 on Beaver Dam Creek in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and from Birch Creek in SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6, T.11.S.R. 40 E.B.M., and conducted to and upon (17 acres in the southwest quarter of southeast quarter and 23 acres in the northwest quarter of the southeast quarter, section 6, township 11, south, range 40 east of 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 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
27th day of July A.D. Nineteen Hundred and eight.

Jas. Stephenson, Jr.
State Engineer.

(SEAL)

Recorded July 27, 1908.

13 2018