

No. 10270

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Hugh S. Geddes

Postoffice address: Preston

County: Oneida State: Idaho

2. The quantity of water claimed is one cubic foot per second.

3. Source of water supply: springs, $\frac{1}{2}$ second ft rises on the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and $\frac{1}{4}$ Sec. foot rises on the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and $\frac{1}{4}$ Sec. ft. on the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 32, Tp. 13 S. R. 39 E. B. M., also the use of the flood waters that run into these springs., County of Bannock, State of Idaho.

4. Location of point of diversion: The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 32, Tp. 13 S. R. 39 E. B. M.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 50 acres

(b) In the following legal subdivisions: The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 6, and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, all in Tp. 14 S. R. 39 E. B. M.

6. Estimated cost of works: canal has been completed

7. Description of works for diversion: a dam and a small canal

I. Kind of works: ditch

II. Dimensions of works:

(a) Conduit ditch, width at bottom $1\frac{1}{2}$ feet, width at water line three feet, depth of water $\frac{1}{2}$ ft. to one foot. Average grade per mile is 16 feet. Length of conduit is $1\frac{1}{2}$ miles, and it crosses the following quarter sections: NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Sec. 6, and the SW $\frac{1}{4}$ of Sec. 6, Tp. 14 S. R. 39 E. B. M., and the SE $\frac{1}{4}$ of Sec. 32, Tp. 13 S. R. 39 E. B. M. to land described in 5 I (b) above which is the point of intended use.

8. The time required for the completion of the construction of such work is has been 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.

Hugh S. Geddes,

Applicant

Remarks: This water has been claimed and used on the above described land for about thirty years, and I have used the water on the above described land for about six years and have at all times and do still have the undisputed right and use to all of the waters asked for.

APPROVAL OF STATE ENGINEER

The number of this permit is 7121.

Date of first receipt of application: 9.00 a.m. February 11, 1911

Returned to applicant for correction: February 11, 1911

Corrected application received: February 23, 1911

Recorded in Book 21. Page 7121. Approved February 28, 1911

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

Work to begin on or before April 29, 1911, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 28, 1911.

The whole of said work to be completed on or before August 28, 1911.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to August 28, 1911.

Witness my hand this twenty-eighth day of February, 1911

P. G. Martin

State Engineer

STATE OF IDAHO,)
) SS.
 County of Oneida.)

HUGH S. GEDDES, being first duly sworn, upon his oath deposes and says:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 7121.

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

3710 feet North and 2200 East of the Southwest corner of Section 5, in Township 14 South, Range 39 East B.M.

That such change will be made for the following reasons, to-wit: That I did not know what the technical term "Point of Diversion" meant and mistook it for the point where the springs were located instead of the point where it was taken out of its natural channel.

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

And further deponent saith not.

Hugh S. Geddes.

Subscribed and sworn to before me this 20th day of August, 1912.

J. M. Larsen.

My Commission expires Apr. 30, 1912.

Notary Public.

(SEAL)

Received and filed for record in the office
 of the State Engineer at Boise, Idaho, at
 2:00 A.M. Aug. 23, 1912.

A. E. Robinson.

State Engineer.

ARC.

Both Notices received June 12th, 1911, fixing August 26th, 1911, as date, and Preston, Idaho, as place of proof.

Deposition blanks mailed July 14th, 1911, to J. H. Larsen, M.P.

Publication Notice mailed July 14th, 1911, to the Preston News.

Depositions, affidavit and fees received August 21st, 1911.

S. P. Morgan authorized April 30th, 1912, to make the required examination.

Report received August 12th, 1912.

Certificate and License issued September 14th, 1912.

License issued for 1 second-foot.

Permit No. 7121

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that HUGH S. GEDDES, of Preston, County of Oneida, and State of Idaho, the holder of Permit No. 7121, issued upon Application No. 10278, bearing date of priority of February 11th, 1911, authorizing the diversion of 1 second foot of the waters of SPRINGS, 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 second-foot of the waters of Springs, that the point of diversion of said waters is at a point 3710 feet North and 2200 feet East of the Southwest Corner of Section 5, Township 14 South, Range 39, East of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 6, and the Northwest quarter of the Northeast quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Section 7, Township 14 South, Range 39, East of the Boise Meridian.

Witness my hand this 14th day of September, A.D. 1912.

A. E. Robinson,
State Engineer.

License issued for 1 second feet
Page 1081

Township 14 South,	Range 39	East: Polish Meridian,
--------------------	----------	------------------------

~~SEC. 18~~

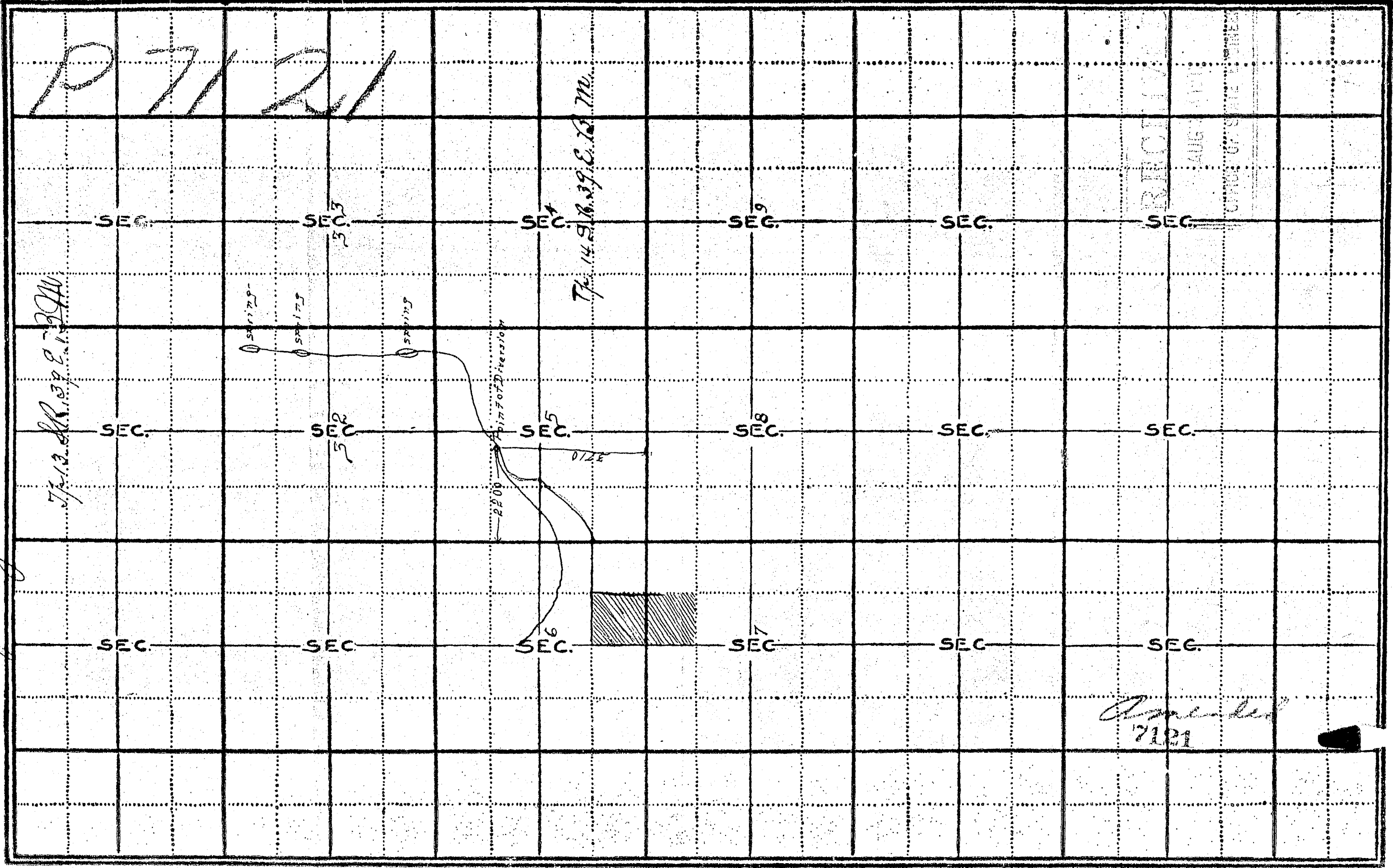
SEC. 17

SEC. 18

10-10-10

Name of Applicant.....

Hugh S. Gadder



STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
State Engineer

Permit No. 7121

Hugh A. Geddes,

Preston, Idaho

Boise, Idaho, March 18, 1911

Dear Sir:

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

A. E. ROBINSON,
State Engineer.

7121

H. S. GEDDES, PRESIDENT

J. N. LARSEN, SECRETARY & TREASURER

GEDDES, LARSEN & CO.

REAL ESTATE. MORTGAGES. LOANS

FIRE INSURANCE. DEEDS. TITLES. NOTARIAL WORK

PRESTON, IDAHO

June 9th, 1911.

Mr. E. A. Robinson

State Engineer, Boise, Idaho.

Dear Sir:-

Enclosed please find Notice of Proof of Application of Water to Beneficial Use in accordance with terms and conditions of Permit No. 7121. I have not filled out, hour, date, place of or whom ^{to} come before in notice of proof, I thought I would ask you to fill this out as I would be able to meet your convenience.

Please advise ~~me~~ by return mail as to time and place and before whom this is to be ~~filled out~~. *heard*

Thanking you ~~to~~ remain.

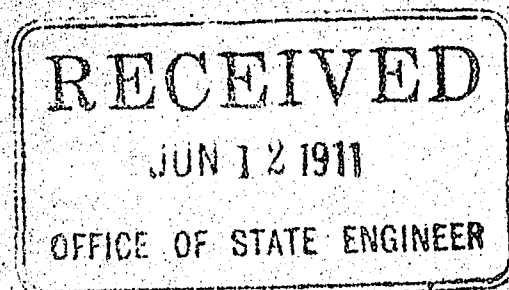
Yours very truly,

~~GEDDES, LARSEN & CO.~~

~~Per~~

H. S. Geddes

JNL-



7121

June 12, 1911

Permit 7121

H. S. Goddes,
Preston, Idaho

Sir:-

I am just in receipt of your letter of the 9th inst. inclosing notice of proof of beneficial use of water under above permit. As it will be necessary to make your proof of completion of works at this time, I have completed the notice for both proofs, setting the time for proof at 2 p.m. August 26th and the place Preston, before Arthur W. Hart, notary public. If this is not satisfactory please advise at once.

Very truly yours,

State Engineer.

By...

7121

GEDDES. LARSEN & CO.

REAL ESTATE. MORTGAGES. LOANS

FIRE INSURANCE. DEEDS. TITLES. NOTARIAL WORK

PRESTON, IDAHO

June 14th, 1911.

Mr. A. E. Robinson

State Engineer

Boise, Idaho.

Dear Sir:-

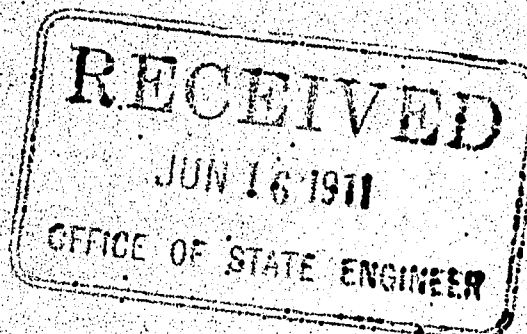
In answer to yours of the 12th, inst., you state that if I desire any change made in proof to advise you.

The time and place is satisfactory, it would be a little better and more convenient if you could have the hearing before J. N. Larsen Notary Public at Preston.

Trusting that it will be agreeable to you to make this change. I remain.

Yours very truly,

H. S. Geddes



June 16, 1911

Permit 7121

H. S. Goddes,
Preston, Idaho

Sir:-

- In reply to your letter of the 14th inst. would say that I have inserted the name of J.H. Larsen in your notice of proof, as the notary before whom proof is to be taken. The publication notice will be sent out accordingly.

Very truly yours,

State Engineer.

By...

7121

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

Proof of Completion of Works

and

Eng S. Geddes,
c/o J. N. Larsen, M.P.,

Preston, Idaho.

Boise, Idaho, July 14, 1911.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under Permit No. 7121.....

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.....August 26th, 1911,.....the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at.....Preston, Idaho,.....before.....J. N. Larsen, M.P.

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

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

Yours truly,

A. E. ROBINSON

State Engineer.

7121

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

Notice is hereby given that at 2 P.M., on the 26th
day of August, 19 11, at Preston, County of
Oneida, State of Idaho, before J. H. Larson
proof will be submitted of the completion of works for the diversion of 1
cubic ~~foot~~ per second of the waters of springs
and of the application to beneficial use of said water in accordance with the terms and conditions
of Permit No. 7121 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
Hugh S. Geddes, Preston, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and
the amount of water which said works are capable of conducting to the place of use, in accord-
ance with the plans accompanying the application for such permit, is 1
cubic ~~foot~~ 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 cubic ~~foot~~ per second.

4. The place where said water is used is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 6, and NW $\frac{1}{4}$
NE $\frac{1}{4}$, Sec. 7, all in Tp. 14 S., R. 39, E., D.M.

5. The date of priority which said user is prepared to establish is 7121

February 11, 1911.

A. E. ROBINSON,

~~DOCTOR~~

State Engineer,

July 19, 1911.

Re: Permit 7121.

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

Sir:

Hugh S. Sedles, Preston, Idaho, the
holder of above numbered permit, desires
to take proof of completion of works and
of application of water to beneficial use
on one second-foot of the waters of a
Spring, on August 26th, 1911.

Very truly yours,

State Engineer.

By _____

7121

March 23, 1911

Permit 7121

Hugh S. Geddes,
Preston, Idaho

Sir:-

In looking over the record of above permit I find that the source of water supply is given as in Oneida county while our starting book shows it to be in Bannock county. In order to make the correction it will be necessary for the permit to be sent to this office. Will you, therefore, send your permit in and same will be returned to you as soon as the correction has been made on our records.

Thanking you for this favor, I remain

Very truly yours,

State Engineer.

By...

7121

H. S. GEDDES, PRESIDENT

J. N. LARSEN, SECRETARY AND TREASURER

GEDDES, LARSEN & CO.

Real Estate, Mortgages, Loans

FIRE INSURANCE, DEEDS, TITLES, NOTARIAL WORK

PRESTON, IDAHO, Apr. 21. 1911.

Hon. A.E. Robinson, State Engineer,

Boise, Ida.,

Dear sir as per your request I herewith return to you my Application for your correction as per your letter of the 23. Ult, the Source of supply is Bannock County instead of Oneida, I have finished my canal and would be pleased if you would send necessary blanks to make proof.

Yours very truly

Hugh S. Geddes,

7121

April 25, 1911

Permit 7121

Hugh S. Goddes,
Preston, Idaho

Sir:-

- I am returning you herewith the above numbered permit the correction having been made both on the permit and on our record books.

Per your request I am inclosing you herewith blank notices for proof of completion of works and beneficial use of water.

Very truly yours,

State Engineer.

F103-121

By....

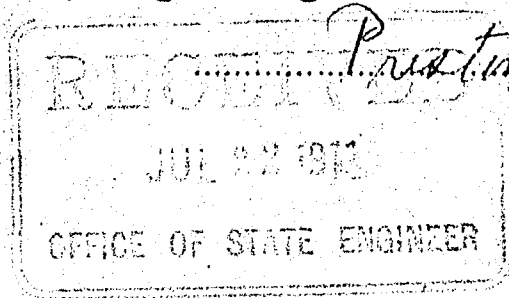
7121

(Place) Preston Idaho
(Date) July 18-1911

State Engineer, Boise.

Dear Sir:

I have your letter of July 14 enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No. 7121 which will be published as you request, beginning with our issue of July 20



7121

GEDDES, LARSEN & CO.

REAL ESTATE. MORTGAGES. LOANS

FIRE INSURANCE. DEEDS. TITLES. NOTARIAL WORK

Preston, Idaho August 29th., 1911.

RECEIVED

AUG 31 1911

OFFICE OF STATE ENGINEER

State Engineer A. E. Robinson

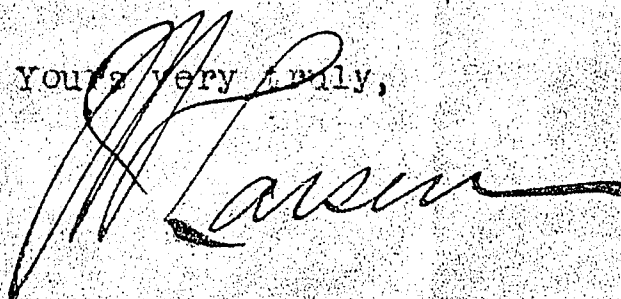
Boise, Idaho.

Dear Sir:-

Enclosed please find Deposition of Permit Holder,
Deposition of Two Witnesses and Affidavit of Publication
properly filled out. Same being the ones you sent us Permit
No. 7121 made by Hugh S. Geddes. Also check for \$9.00.

Trusting that you will find everything properly
executed and that certificate of completion of works and License
will issue.

Yours very truly,

Dict. J.NL.
WB

7121

PERMIT NO. 7121

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans.

Hugh S. Geddes, age 52 yrs Ruston Idaho Farmer,
Rust. Ruston 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.

Acting for self

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

Ans.

*712/ Feb 23, 1911. One Cu. Ft. per second SE 1/4 of the
SE 1/4 of Section 32 Tp. 13 SR. 39 E. R. 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.

For irrigation and domestic use. The SW 1/4 of the SE 1/4
of Sec. 6 and the NW 1/4 of the NE 1/4 of Sec. 7 all in Tp. 14 SR. 39
E. R. M.

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

Ans.

Yes all water has been conveyed by way of a ditch from
the springs for over six years to the above described land

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.

Ditch is fully completed

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.

A ditch 1 1/2 ft. wide at bottom, 3 ft. wide at water line
ditch about 18 inches deep, & capable of conveying one cu.
cu. ft. per second. The ditch has been in use by me for over six years
and same was completed when I purchased it.

(Sign here.)

Hugh S. Geddes

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

Onida
August

State of Idaho, on this

A. D. 1911

County of

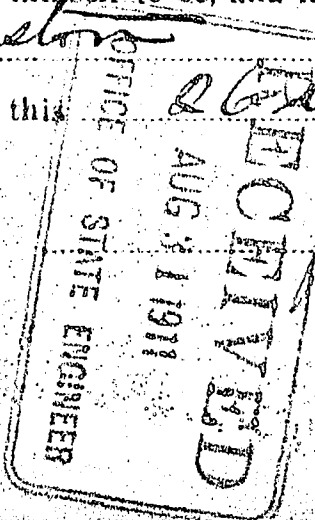
day of

My Commission expires

April 30, 1913

Notary Public.

7121



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

PERMIT NO. 7121

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Chris O. Wold 53 yrs Preston Ida Farmer,
P.O. address Preston Ida,

Ques. 2 Are you acquainted with Hugh S. Geddes, the
holder of Permit No. 7121, authorizing the diversion of One second-foot of the waters of

Certain Springs located on the S.E. 1/4 of the S.E. 1/4 and the N.E. 1/4 of the S.E. 1/4
+ the N.E. 1/4 of the N.E. 1/4 of Sect. 32 Tp. 13. S.R. 39 E.R. M.
for Irrigation + Domestic purposes? How long have you known him, and where does he reside?

Ans. For over six years, he resides at Preston Idaho.

Ques. 3. Have you read or heard read said Permit No. 7121, 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 the land is located in the S.W. 1/4 of the S.E. 1/4 of Sec. 6 (E)
and the N.W. 1/4 of the N.E. 1/4 of Sec. 7 all in Tp. 14 S.R. 39 E.R. M. land
is level a black clay loam, the springs will not furnish enough water
to water all of the above described land for the full season.

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 Sir

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

Ans. The work of diversion consists of a ditch about 3 ft
wide + about 18 inches deep, it will carry all of the
water that can be collected from the springs as well
as the flood waters

(Sign here.)

Chris O. Wold

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

of Preston, State of Idaho, on this

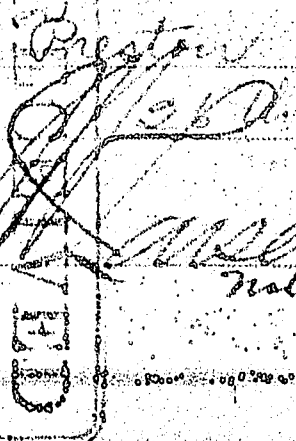
August

A. D. 1917

day of

7121

STATE ENGINEER



Notary Public

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

PERMIT NO. 7121

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Geo. Sant Jr. Farmer, Preston Idaho, R. F. D. #2.

Ques. 2 Are you acquainted with Hugh S. Geddes, the

holder of Permit No. 7121, authorizing the diversion of One second-feet of the waters of

to certain springs located on the SE 1/4 of the SE 1/4 and the NW 1/4 of the SE 1/4
+ the NE 1/4 of the NE 1/4 of Sec. 32, T. 13, R. 39, E. 2, N.
for irrigation & domestic purposes? How long have you known him, and where does he reside?

Ans. For over six years, he resides at Preston Idaho

Ques. 3. Have you read or heard read said Permit No. 7121, 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 the land is located in the NW 1/4 of the SE 1/4 of
Sec. (6) and the NW 1/4 of the NE 1/4 of Sec. 7 all in T. 14, R. 39, E. 2, N.
land is level a black clay loam, the springs will not furnish enough water
to water all of the above described land for the full season.

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 sir;

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

Ans. The works of diversion consists of a ditch about
3ft wide + about 18 inches deep, it will carry all of the
water that can be collected from the springs as well as the flood
water.

(Sign here.)

George Sant Jr

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 Preston, County

of Oneida, State of Idaho, on this 20th day of

August, A. D. 1911

A. D. 1911

7121

OFFICE OF STATE ENGINEER

RECORDED

INDEXED

Preston
Idaho
Notary Public

Permit No. 7121

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. *Hugh S. Geddes. Preston, County of Oneida, State of 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. *Not acting in behalf of a corporation*

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

Ans. *Permit No. 7121 - Date Feb. 23, 1911.*

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

Ans. *From Springs located on the SE 1/4 of the SE 1/4 & NE 1/4 of the SE 1/4 and the NE 1/4 of the NE 1/4 of Sec. 32 T. 13 S. R. 39 E. B. M., also flood water.*

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. *A ditch 1 1/2 feet wide at bottom - 3 feet wide at water line, ditch about 18 inches deep, capable of conveying One Cu. ft. per second, Hugh S. Geddes private ditch*

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.)

Ans. *Irrigation and domestic use - The NW 1/4 of the SE 1/4 of Sec. 32 (6.) and the NW 1/4 of the NE 1/4 of Sec. seven (7), all in T. 13 S. R. 39 E. B. M.*

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

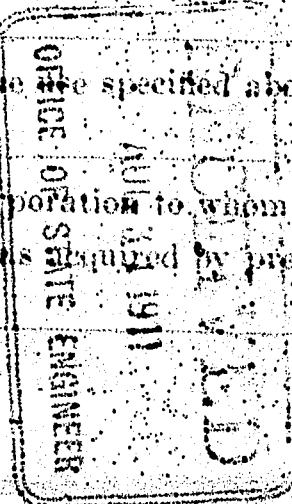
Ans. *For irrigation purposes*

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

Ans. *One Cu. Ft. per second*

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 the person*



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

Ans. *The water has been claimed and used on the land herein described for about thirty (30) years and I have used the water on said land for six years, and during all this time there has been no dispute my right to use said water.*

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

Ans. *When the springs have been low have had water from the Oneida Irrigation District Canal Co.*

(Sign) *Hugh S. Geddes*

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 *Preston*, County of

Oneida, State of Idaho, on this *25th* day of *August*

A. D. 19*11*

Larsen
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

THE TRIBUNE POCATELLO, IDAHO

Permit No. 7121

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Chris O. Wolk, age 53 yrs. Farmer, Preston Idaho

Ques. 2. Are you acquainted with Hugh S. Giddler the

holder of Permit No. 7121? How long have you known him and where does he reside?

Ans. Have known him 16 years
Preston, Idaho

Ques. 3. Have you read or heard read said Permit No. 7121, 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. Springs located on the SE 1/4 of the SE 1/4 + the NE 1/4 of the SE 1/4 + the NE 1/4 of the NE 1/4 of Sec. 32, T. 13 S. R. 39 E. B. 2A.
The Water is conveyed through a ditch about 18 inches deep + three 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. One Cu. ft. per second, during flood water I have seen more and have seen less in a dry season.

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.)

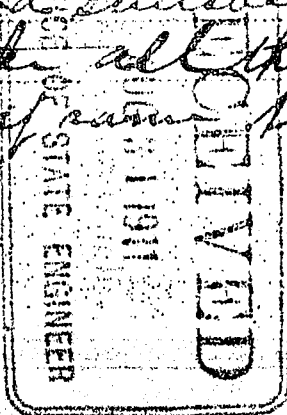
Ans. Water is used for Irrigation + domestic use on the SW 1/4 of the SE 1/4 of Sec. 6 + the NW 1/4 of the NE 1/4 of Sec. 7, T. 14, R. 39, E. 2A.

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

Ans. None other than Irrigation + domestic use

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. good level land suitable for farming + some is now farmed it will take all the water that comes from the springs also flood water if same were reserved



7121

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

Ans. *None whatever*

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

Ans. *I have seen Hugh S. Giddes use the water unmolested for the past six years*

(Sign) *Chris O. Wold*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in *Preston*

County of *Oneida* State of Idaho on this *26th*
day of *August* A. D. 19*11*

My Commission Expires *Apr 30, 1911*

[Signature]
Notary Public.

Permit No. 7121

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. George Sant Jr., Age 50 yrs. Farmer
 P.O. R.F.D. #2 - Idaho.

Ques. 2. Are you acquainted with Hugh S. Geddes the holder of Permit No. 7121? How long have you known him and where does he reside?

Ans. About six years.

Ques. 3. Have you read or heard read said Permit No. 7121, 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. Springs located on the S.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ & the N.E. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ & the N.E. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sect. 32, Tp. 13 S R 39 E B. M.
 The water is conveyed through a ditch about 18 inches deep and three 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. One Cu. ft. per second, during flood waters I have seen more and have seen less in dry season.

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. Water is used in Irrigation & Domestic use on the S.W. $\frac{1}{4}$ of the S.E. $\frac{1}{4}$ of Sec. 6 & the N.W. $\frac{1}{4}$ of the N.E. $\frac{1}{4}$ of Sec. 7 Tp. 14 S R 39 E B. M.

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

Ans. none other than Irrigation & Domestic use.

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. good level land suitable for farming & same is now farmed it will take all the water that comes from the springs also flood waters if same were reserved.

RECEIVED

AUG 31 1911

STATE ENGINEER

7121

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

Ans. none whatever

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

Ans. I have seen Hugh S. Geddes use the water unmolested for the past six years.

(Sign) George Sant Jr.

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

County of Oneida State of Idaho, on this 26 th.
day of August A. D. 1911.

George Sant Jr.
Kasen Notary Public.

My Commission Expires Apr 30, 1911

Affidavit of Publication

H goe

STATE OF IDAHO,
County of Oneida

I, *E. Earl Wilson*, do solemnly swear that I am one of the publishers of the PRESTON NEWS, a weekly newspaper of general circulation published each week at Preston, Oneida County, 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 *five* consecutive weeks, the first publication having been made on the *20th* day of *July* 191*1* and that the last publication was made on the *17th* day of *August* 191*1* that said notice was published in the regular issue of every number of the paper during the periods and times of publication, and that the said notice was published in the newspaper and not in a supplement.

E. Earl Wilson

Subscribed and sworn to before me this

26th

day of *Aug* 191*1*

J. N. Larsen

Notary Public.

I, _____, Register,

do hereby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the

day of _____ 191*1*

RECEIVED

AUG 31 1911

OFFICE OF STATE ENGINEER

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

Notice is hereby given that at 2 p. m. on the 20th day of August, 1911, at Preston, county of Oneida, State of Idaho, before J. N. Larsen, proof will be submitted of the completion of works for the diversion of 1 cubic foot per second of the waters of springs and of the application to beneficial use of said water in accordance with the terms and conditions of permit No. 7121 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 Hugh S. Geddes, Preston, 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 cubic foot 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 cubic foot per second.

4. The place where said water is used is in the sw 1-4 sec 1-4, section 6, and nw 1-4 sec 1-4, section 7, all in township 14 south, range 39 east, B.M.

5. The date of priority which said user is prepared to establish is February 11, 1911.

A. E. Robinson, State Engineer.

7121

September 1, 1911

Permit 7121-H.S. Geddes

J. N. Larsen,
Preston, Idaho

Sir:-

I am today in receipt of depositions, affidavit of publication and fees for proof of completion of works and beneficial use of water under above permit. Am inclosing herewith receipts for fees. As soon as the report of the water commissioner is received the matter of issuing the certificate and license will be taken up.

Very truly yours,

State Engineer.

R3822-3

By...

7121

April 6th, 1912.

Re: Permit #7121.

Hugh S. Geddes,
Preston, Idaho.

Sir:

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

Very truly yours,

State Engineer.

7121

By _____

GEDDES, LARSEN & COMPANY

**Real Estate, Mortgage Loans
Fire Insurance, Deeds, Titles, Notarial Work**

Preston, Idaho**April 10th, 1912.**

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

RECEIVED**APR 13 1912****OFFICE OF STATE ENGINEER**

Dear Sir:-

In answer to yours of the 6th, inst., with reference to Permit No. 7121 asking me to furnish you the name of a suitable person to make an examination in the matter of proof ^{ON} small water right. I recommend the name of Mr. S. P. Morgan of Franklin, Idaho he being our County Surveyor.

Trusting that this recommendation will be satisfactory to you and that Mr. Morgan will be appointed to make the examination I remain.

Yours very truly,

H. S. Geddes

HSG:MB.

7121

April 13, 1912.

Permit 7121

S. P. Morgan,
Franklin, Idaho.

Sir:-

Am just in receipt of a letter from Mr. H.S. Gaddes, of Preston, asking that you be authorized to make examination of works and beneficial use of water under the above permit. The permit calls for one second foot of the waters of springs. I am inclosing you herewith report and map forms.

Very truly yours,

State Engineer.

RMF

By...

7121

S. P. MORGAN
HYDRAULIC AND IRRIGATION ENGINEER
FRANKLIN, IDAHO
COUNTY ENGINEER

7121

Franklin Idaho
April 28 1912

Mr. A. E. Robinson
State Engineer
Bainbridge Idaho

Dear Sir;

Am in receipt of yours of the
13 inst ~~and~~ in regards to H. P. Seddes
Water appropriation. Will attend to it this
week. Would have done it sooner but it
will necessitate a 40 mile drive and
the roads are something deplorable but
are drying up fast now.

Who stands the expenses of the work
the State or Mr. Seddes

Respectfully yours
S. P. Morgan

7121

April 30, 1912.

Permit 7121-H.S. Geddes

Mr. S. P. Morgan,
Franklin, Idaho.

Sir:-

In reply to your letter of the 28th inst. relative to examination under above permit would say that, owing to the inadequate appropriation made by the last legislature to cover the expenses of the water commissioners, they are unable to make the examinations under the permits and the permit holder will, therefore, be required to pay the fee for the examination.

As the above permit is for only one second foot of the waters of small unnamed springs, Mr. Geddes could, no doubt, get some one nearer who would be able to report on the works and at much less expense than you could afford to make the trip. I would advise you to write him relative to the fees before going to make the examination.

Very truly yours,

State Engineer.

By...

7121

REPORT OF ENGINEER

1. State name of applicant and number of permit: Hugh S. Geddes. - 7121
2. State source of water supply: Springs
3. Location of point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Tp. 13 S., R. 39, 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: one foot
 - (b) Width at water line: 2.0 inches
 - (c) Depth of water: Ditch was dry when I was there but is capable of carrying 12 inches of water
 - (d) Grade per mile: 5.0 this is what it actually is but grade is not even or uniform
 - (e) Capacity of ditch: about 2 $\frac{1}{2}$ to 3 second feet second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent: Yes the water has been used for a number of years through these works
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 6 and NW $\frac{1}{4}$ NE $\frac{1}{4}$ section 7 in township 14 South Range 39 East Boise Meridian and is all under cultivation
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:

The point of diversion as you have it in 3 is in correct, part of the springs are located on this 40 acre tract but the actual point of diversion where water is taken from its natural course is 2200 feet west and 3710 feet North of the of the SW corner of section 5 T P 14 S R 39 E B M.

S. P. Morgan

STATE OF IDAHO,

County of Oneida

} ss.

S. P. Morgan

, 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

8th

day of

August1912

My Commission Expires

March 8 - 1915E. A. Morrison

Notary Public.

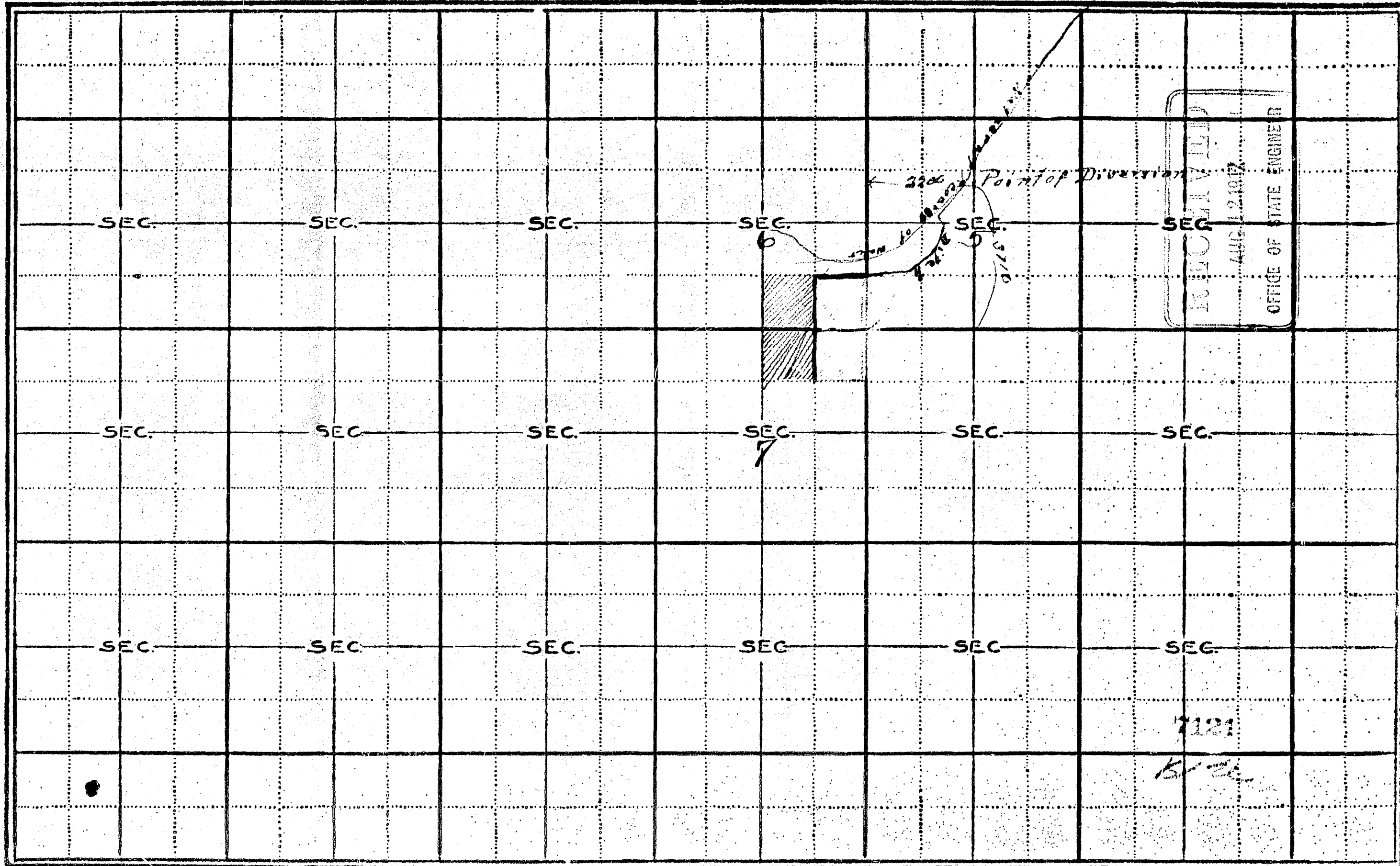
7121

B. B.

RECEIVED

AUG 12 1912

OFFICE OF STATE ENGINEER



August 13, 1912.

Permit 7121

Hugh S. Giddens,
Preston, Idaho.

Sir:-

According to the report of Mr. S.P. Morgan, which has just been received, the description of the location of point of diversion given in the above numbered permit is incorrect. Mr. Morgan gives the actual point of diversion as follows: 2200 ft. west and 3710 ft. north of the SW corner of section 5, township 14 south, range 39 E.R.M. This, as you see, does not agree with the permit. It will, therefore be necessary for you to file an affidavit relative to this change. Two copies of the map should accompany the affidavit. An inclosing herewith the required blanks.

Upon receipt of such affidavit, the certificate and license will be issued.

Very truly yours,

State Engineer.

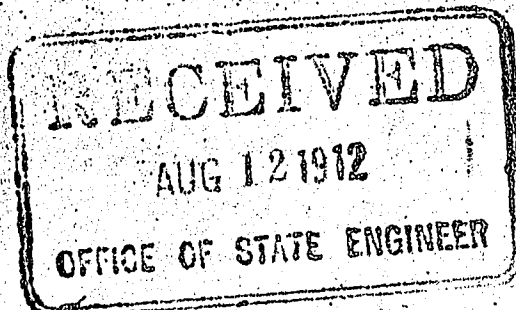
APD-2342

By...

7121

S. P. MORGAN
HYDRAULIC AND IRRIGATION ENGINEER
FRANKLIN, IDAHO
COUNTY ENGINEER

Permit 7121



Franklin Idaho
July 9, 1912.

The Hon. State Engineer
Boise Idaho

Dear Sir:

Enclosed you will find the report on the H. S. Geddes water filing in a letter from your office of some time ago you wrote me in regards the state not being able to pay for this work and that maybe Mr Geddes had better get some one closer to the work to examine it but me a little bit funny according to the last two reports of your office instead of it being necessary for the legislature making an appropriation for this kind of work the office was an asset rather than a liability and the last report some \$7000 was turned in to the state treasure. What is the matter? Why such a change? The state has always been able to pay for its work before for the Engineering Dept. Mr Geddes has paid me however for this job.

Respectfully yours 7121
S. P. Morgan

August 13th, 1912.

Re: Permit #7121.

Mr. S. P. Morgan,
Franklin, Idaho.

Dear Sir:

Your letter of July 9th, relative to the H. S. Geddes' water filing, has been received. I note that in this letter you make some comments relative to the necessity of having permit holders pay for reports. It is a source of great pleasure to me to learn that there is somebody in the state that is so much better informed regarding this matter than I am that he is able to draw my attention to the fact that \$27,000 was turned over to the State Treasurer from this office last year. It must be that in some way or other I had overlooked this small amount of loose change, or I certainly would not require permit holders to pay for work for which the state had ample funds. Of course, you understand, thoroughly, or I presume you do from your letter, that all a state official has to do is to dip his hands into the State Treasurer and abstract therefrom any amount of money which he may deem necessary or desirable, but, unfortunately, a number of persons who are not as well informed regarding this matter as you are and who constituted the membership of the last legislature so far forgot themselves as to follow the provisions of our State Constitution and appropriated definite and fixed amounts for the carrying on of certain work, and with equal thoughtlessness, I had performed in the year of 1911 more work by the Water Commissioners than was done during the two years preceding and this at a less cost per permit than it had cost before. This was extremely reckless on my part and had I had the benefit of such intelligent advisors as you appear to be I would have had performed less work so that this fund could have been stretched out over two years instead of one.

Thanking you most kindly for your criticisms and assuring that I deeply appreciate your interest in this matter, I am,

Very truly yours,

7121

7121
Preston, Idaho,
Aug. 21, 1912.

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

RECEIVED
AUG 23 1912

OFFICE OF STATE ENGINEER

Dear Sir;

Inclosed please find affidavit and the two
copies of maps, as per your request of the 13th, inst.

Trusting that the certificates will issued
as soon as you receive this.

Yours very truly,

H. S. Giddens

7121

64

[Handwritten signature]

September 13, 1912.

Permit 7121

Hugh S. Geddes,
Preston, Idaho.

Sir:-

Your affidavit of change of point of diversion under above permit has been recorded in this office and is herewith returned to you together with one copy of the map. The certificate and license will be issued and mailed to you soon.

Very truly yours,

State Engineer.

APD

By...

7121

September 19, 1912.

Permit 7121

Hugh S. Geddes,
Preston, Idaho.

Sir:-

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

Very truly yours,

State Engineer.

C&L

By...

7121

BANNOCK TITLE-ABSTRACT COMPANY

POCATELLO, IDAHO

7

September 21, 1931

Hon. Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

We wish that you would search the records in your office and advise us whether or not a filing was ever made and proof completed of a beneficial use of the waters from a spring in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 32, Township 13 S. R. 39 East of the Boise Meridian, sometimes or usually referred to as the Nate Smith spring.

This spring has been piped and the waters therefrom reservoired for use by the town or settlement of Bonida. A filing might have been made on this spring by Hugh S. Gaddes, who was a subsequent owner and from whom the settlement of Bonida purchased the water right.

The water rights and distributing system belong to "Bonida Water Works Company," a corporation duly organized and existing for the purpose of operating water works.

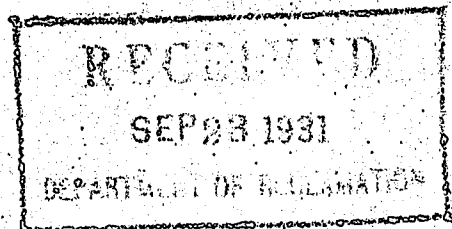
Thanking you for an early reply, we are

Very truly yours,

BANNOCK TITLE-ABSTRACT COMPANY,

Geo. J. Turner
Secretary.

TJT:V



7121

September 22, 1931

Re: PERMIT No. 7121

DANNOCK TITLE-ABSTRACT COMPANY
Pocatello
Idaho

Dear Sirs:

Replying to your inquiry of September 21: I
find that HUGH S. CEDDES filed on an unnamed
spring in the:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec.32, Twp.13 S., R. 39 East

Proof of completion of works and beneficial
use were duly made and license issued February
11, 1911 for 1 cubic foot per second.

Very truly yours,

Assistant Commissioner
of Reclamation

7121

ROBERT D. WENNERGREN
Attorney and Counselor at Law
Preston, Idaho
March 19, 1954

RECEIVED
MAR 22 1954
Department of Reclamation

Mr. Mark Kulp
State of Idaho,
Bureau of Reclamation.
Boise, Idaho

Dear Sir:

Would you please advise me if there is any filing on any water
contained or arising upon the following land:

Lot 4 of Section 4, and Lot 1 of Section 5, of
Township 14, South Range 39 East of the Boise
Meridian.

This is located in Franklin County, but was just recently annexed
to Franklin County, and was previously located in Bannock County.

Thanking you for your consideration in this matter,

Very truly yours,

Robert D. Wennergren
Robert D. Wennergren
Preston, Idaho.

L 7121 1075 - 5955 -
3710' N + 2200' E of Rk to SW 5 - 145 - 39 5
400 SWS 6 - 4102 NW 47
2-11-54
H. S. G. 7121
dtd. 4-14-54

March 22, 1954

RE: License No. 7121

Mr. Robert D. Wernnergren
Attorney at Law
Preston, Idaho

Dear Mr. Wernnergren:

Reference is made to your letter of March 19, 1954, in
regard to filing of water right in Sections 4 and 5, Township
14 South, Range 39 East B.M.

Our records show license No. 7121, issued to Hugh S. Geddes
September 14, 1912, for 1 second foot of water from springs located
3710 feet North and 2200 feet East of the Southwest corner, Section
5, Township 14 South, Range 39 East B.M., with priority of February
11, 1911, for use on 40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, and 40 acres
in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, same township and range.

Very truly yours,

MARY R. KULP
State Reclamation Engineer
By

Chief Clerk

Ach11

7121

Preston, Idaho,
August 7, 1954.

Department of Reclamation,
Boise, Idaho.

Gentlemen:

Please advise me if any filings were made on water from springs situated in Southeast quarter of Southeast quarter of Section 32, Township 13 South, Range 39 E. E. M.

If there be any, they would probably be by Hugh S. Geddes or by Banida Waterworks Company, and made many years ago.

Very truly yours,

James J. Taylor

133 South 2nd East St.,
Preston, Idaho.

RECEIVED
AUG 9 1954

Department of Reclamation

L. 7121 (11813)

Hugh S. Geddes -

1 c/s - 2-11-11

Springs - 3710 ft. - 2200 ft. E

"Str" sec. 5 - 148 298 -

Sec - str sec 6 north 7 - 14-29 -

7121

August 10, 1934

RE: License No. 7121

Mr. James D. Gaylor
133 South 2nd East St.,
Preston, Idaho

Dear Mr. Gaylor:

In reply to your letter of August 7th, there is no record in this Department of a filing on springs in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 13 South, Range 39 East, B. M. *Correct*

We do, however, find license No. 7121 in the name of Hugh S. Geddes with priority of February 11, 1911, for one second foot of water from springs located 3710 feet North and 220 feet East of the SW $\frac{1}{4}$ Section 5, Township 14 South, Range 39 East, B. M., which is very close to the land you describe. This permit is for irrigation on land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 6, and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 7, Township 14 South, Range 39 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:BF

7121

August 12, 1954

RE: License No. 7121
Hugh S. Geddes

Mr. James D. Gaylor
133 South 2nd East St.,
Preston, Idaho

Dear Mr. Gaylor:

On August 10, 1954, we answered your letter of August 7 asking about filings on Springs in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, Township 13 South, Range 39 East, B. M.

We informed you of a license issued to Hugh S. Geddes which would indicate that the springs were in Section 6.

~~However, a review of the file indicates that the locations of the~~
springs were given as in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 32, Township 13 South, Range 39 East, B.M., to irrigate land in Sections 6 and 7, Township 14 South, Range 39 East, B.M.

The proof of Completion of Works shows these locations in Section 32. Affidavits of holder and two witnesses also show the springs in Section 32.

A local engineer was appointed to make an inspection and report and apparently the form used was sent from this office with the notation

2. State Source of water supply: "Spring"
3. Location of Point of Diversion: "SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, Twp. 13 S., Rge. 39 E., B.M."

-
8. Remarks: "The point of diversion as you have it in 3 is incorrect, part of the springs are located on this 40 acre tract, but the actual point of diversion where water is taken from its natural course is 2200 feet west and 3710 feet North of the SW corner of Section 5, Twp. 14 S., Rge. 39 E., B.M."

A point thus described as 2200 feet west and 3710 feet North of the SW corner of Section 5 would be in Section 6. The Engineers Sketch map shows the point of diversion as 2200 feet East and 3710 feet North of the said SW corner of Section 5.

We add this information on account of inconsistencies in the descriptions in the files.

Very truly yours,

7121

MARK R. KULP
State Reclamation Engineer

K:br

DELL W. SMITH
ATTORNEY AT LAW
PRESTON, IDAHO

January 10, 1956

RECEIVED
JAN 12 1956

Department of Reclamation
Check Enc. #, 50

*For certified copy of
Permit No. 7121*

Department of Reclamation
Boise, Idaho

Gentlemen:

Could you kindly send us a certified copy of a water permit mailed to one Hugh S. Geddes of Banida, Idaho. Said water right being located on the following described real property situated in the County of Franklin, State of Idaho:

The South East quarter of the South East quarter, Section 32, Township 13 South, Range 39 EBM, a spring

Enclosed will find \$1.50 for fees.

Sincerely,

Dell W. Smith

Dell W. Smith
Attorney at law

DWS/cc

7121

January 12, 1956

Re: Permit No. 7121

Mr. Neil W. Smith
Attorney At Law
Preston, Idaho

We are enclosing a copy of Permit No. 7121 filed in the name
of Hugh S. Coffee which you requested in your letter of January 10,
1956.

No. 27787

We are also enclosing departmental receipt for \$1.50 in pay-
ment of fee for certified copy.

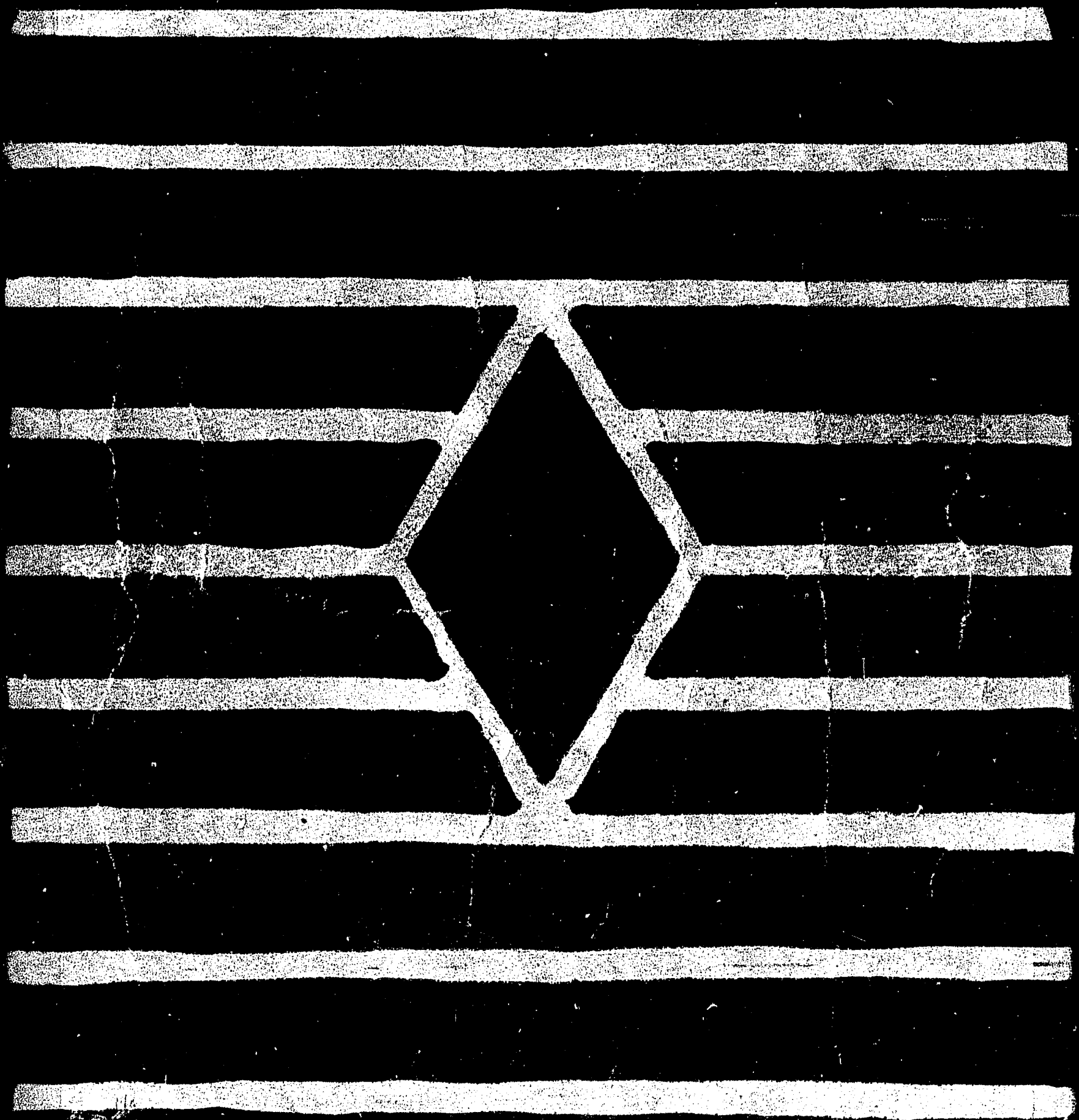
Very truly yours,

MARK R. KULP
State Reclamation Engineer
by

Ray E. Thompson
Office Manager

T:cu
JWB

7121



 Bannock County *
 Springs, *
 1 second-foot *
 Irrigation *
 Priority 2/11/11. *

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

Water License No. 7121.

WHEREAS, On the 11th day of February, A. D. 1911, HUGH S. GEDDES, of Preston, County of Oneida, State of Idaho, duly made application (No. 10278) to me for a permit to use 1 cubic foot per second of the waters of SPRINGS, County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 28th day of February, A. D. 1911, Permit No. 7121 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 28th day of August, A. D. 1911 and for the application to beneficial use of said water on or before the 28th day of August, A. D. 1911, and,

WHEREAS, On the 26th day of August, A. D. 1911, HUGH S. GEDDES, the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 7121, dated September 14th, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1 cubic foot per second of water, with date of priority of February 11th, 1911, and,

WHEREAS, On the 26th day of August, A. D. 1911, HUGH S. GEDDES, the holder of said permit, duly made proof of the application to beneficial use of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to HUGH S. GEDDES, of Preston, County of Oneida, State of Idaho, the holder and owner of said Permit No. 7121, a perpetual right, dating from February 11th, 1911, to the use of 1 cubic foot per second of the waters of SPRINGS, 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 3710 feet North and 2200 feet East of the Southwest Corner of Section 5, Township 14 South, Range 39, East of the Boise Meridian, and conducted to and upon 80 acres, divided as follows: (40 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, and 40 acres in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 7, Township 14 South, Range 39, 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 14th day of September, A. D. Nineteen hundred and twelve.

(SEAL)

A. E. Robinson,

State Engineer.