

No. 12265

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Leander M. Boyce
Postoffice address: Oxford
County: Bannock State: Idaho
2. The quantity of water claimed is one cubic foot per second .
3. Source of water supply: Unnamed lake.
4. Location of point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 15, Twp. 13 S. R. 38 E. B. M.
County of Bannock.
5. To be used for: Irrigation.
I. Irrigation and domestic use:
(a) Amount of land to be irrigated: 50 acres.
(b) In the following legal subdivisions: SE $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, Twp. 13 S. R. 38 East B. M.
6. Estimated cost of works: \$200.00
7. Description of works for diversion:
I. Kind of works: Dam, ditch
II. Dimensions of works:
(a) Height of dam 3 feet, length of dam at top 165 feet, length of dam at bottom 165 feet. Material used in construction: earth.
(b) Capacity of reservoir: See Remark 2
(c) Size of headgate: Width 2/3 foot, See remark 1.
(d) Conduit ditch, width at bottom 1 $\frac{1}{2}$ feet, width at water line 3 feet, depth of water 1 foot; average grade per mile is 7 feet. Length of conduit is 3/4 mile, and it crosses the following quarter sections: E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, Twp. 13 S. R. 38 East B. M.
8. The time required for the completion of the construction of such work is 3 years.
9. Time required for the complete application of the water to the proposed use is 0 additional years.

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.

Leander M. Boyce.....Applicant.

By.. J. Y. Boyce..J.....Agent.

Remarks: #1. The headgate will consist of just a valve not more than 8 inches square for drawing off the water.

#2. The reservoir is about 100 rods long from north to south ends. It comes to a point on the north end and is about 26 rods wide in the center. The water at the deepest

point will be about 15 feet and will slope gradually to the edges. The capacity has not been estimated in acre feet.

#3. If it is found necessary to use some stronger material for the dam than earth, concrete will be used.

#4. The point of diversion is on land owned by applicant.

- - - - -
APPROVAL OF STATE ENGINEER.

The number of this permit is 8230

Date of first receipt at office of State Engineer 9.00 a.m. April 17, 1912.

Returned to applicant for correction April 17, 1912.

Corrected application received April 24, 1912.

Recorded in Book 26. Page 8230. Approved May 4, 1912.

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

Work to begin on or before July 3, 1912, 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 November 4, 1913.

The whole of said work to be completed on or before May 4, 1915.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 4, 1915.

Witness my hand this fourth day of May, 1912.

A. E. Robinson,
State Engineer.

On proper request of the holder of the above numbered permit, I have this 27th day of April, 1915, extended the time for completion of works thereunder to the 4th day of May, 1916.

J. H. Smith,
State Engineer.

On proper request of the holder of the above numbered permit, I have this 8th day of May, A.D. 1916, extended the time for beneficial use of water appropriated thereunder to the 4th day of November, 1916.

J. H. SMITH, State Engineer.

Proof of Completion of works made May 5th, 1916.

Certificate of completion of works issued May 24 1916.

PERMIT NO. 8230

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:-

This is to certify that Leander M. Boyce, of Oxford, County of Bannock, and State of Idaho, the holder of Permit No. 8230, issued upon Application No. 12265 bearing date of priority of April 17, 1912, authorizing the diversion of one (1) second foot of the waters of an unnamed lake; County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use one (1) second foot of the waters of an unnamed lake; that the point of diversion of said waters is on the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec. 15, Twp. 13 S., R. 38 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ of SW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 15, Twp. 13 S., R. 38 E.B.M. containing 50 acres.

Witness my hand this 24th day of May A.D. 1916.

J.H. SMITH,

State Engineer of the State of Idaho

Name of Applicant

Leander M. Boyce

P 8230

Map 128 P 28 Locat B. M.

SEC.

SEC.

SEC.

SEC.

SEC. 13

SEC. 14

SEC.

SEC.

SEC.

SEC.

SEC. 12

SEC. 11

SEC.

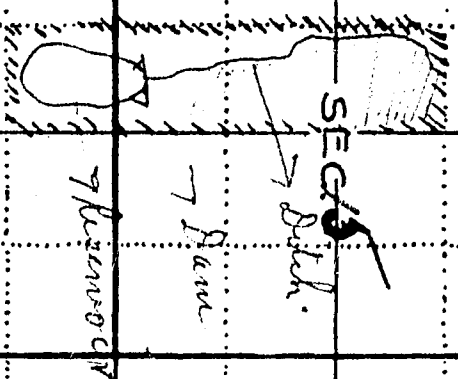
SEC.

SEC.

SEC.

SEC.

SEC.



8230

JUNIOR REAL ESTATE COMPANY,
POCATELLO, IDAHO

PERMIT MAP NO. 8230

AS APPROVED

MAY 4 1912

A. E. ROBINSON
STATE ENGINEER

8230

State of Idaho
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit #8230-Boyce

Boise, Idaho, May 18, 1912

Junior Real Estate 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.

A. E. ROBINSON,
State Engineer.

8230

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING.
STATE ENGINEER

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Leander M. Boice,
Oxford, Idaho.
DEAR SIR:

BOISE, IDAHO, **March 10, 1915.**

Under the terms of your permit No. **8230**, you are required to complete your diversion works on or before **May 4, 1915**. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

J. H. Smith ~~XXXXXX~~ **F. P. KING,**
State Engineer.

8230

State of Idaho
ENGINEERING DEPARTMENT
BOISE

STATE ENGINEER

Leander M. Boise,
Oxford, Idaho.

March 10, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 8230 which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly, H. Smith,

State Engineer.

8230

RECEIVED

MAR 22 1915

OFFICE OF STATE ENGINEER

March 19, 1915.

Wm. J. Smith

State Engineer

Dear sir: Received the papers
you sent me on the 10th of this month.
I thought the Junior Real Estate Co. of Pocatello
would lend to this business. I wrote to them
some time ago asking them to get the time of
proof extended about six months. But received
no reply. This is permit No. 8230. The reason I would
like to have my time for proof extended is on
account of so much rain the first of last
season raising the water until I was unable
to work at my dam and get the head gate the
way I want to. I have got a temporary head gate
in and used the water on some of my ground
last year. But I find it will be much better
to put in a cement gate and extend it on each
side for some distance and it will be
impossible to work at this until towards
fall. I have to raise the dam about a foot

8230

If it is possible it would be better to have
the time extended one year
But think I can complete the job in six
months from May the 4th

Yours truly
Leander M. Boyce

March 25, 1915.

Permit 8230.

Mr. Leander H. Boyce,
Oxford, Idaho.

Sir:

Replying to your letter of the 19th. would say that, inasmuch as only three years were granted for proof under your above numbered permit, you are entitled to make application for two additional years for proof of completion of works. This authoritatively extends the time for final proof the same length of time. I am herewith enclosing blanks which should be filled out in duplicate and returned to this office.

Very truly yours,

J. H. Smith,

State Engineer.

2P4

By _____

8230

May 10, 1915.

Permit 8230.

Leander M. Boyce,
Oxford, Idaho.

Sir:

Your application for extension of time has been
approved and duplicate copy is herewith returned.

Very truly y urs,

J. H. SMITH,

State Engineer.

BT

By _____

8230

Permit No. _____

Application For Extension of Time For Completion of Works

Leander M. Boyce

of

OxfordState of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho
No. 8230

Under the terms and conditions of said permit, construction work thereunder was required to be
completed by May 4th, 1915

That he has heretofore performed the following work described under said permit: _____

I have built the dam two feet high and have built the
ditch one half mile.

costing \$ 150.00

THAT he is unable to complete the remainder of the work within the required time, for the follow-
ing reasons, to-wit:

On account of rain fall one year ago, I was unable to finish
the work called for in the permit by May 4th 1915

WHEREFORE, He asks that the State Engineer extend the time for the completion of construc-
tion work under said permit, to May 4th, 1915

And further, deponent saith not

Subscribed and sworn to before me this 24th day of April, 1915

Notary Public.

My commission expires _____

Date of receipt at office of State Engineer April 27, 1915.

APPROVAL OF STATE ENGINEER.

J. H. Smith,

I, E. P. King, State Engineer of the State of Idaho, hereby extend the time for the completion of
construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. 8230,
to May 4th, 1915.

Witness my hand this 27th day of April, 1915.

State Engineer.

(over)

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Leander H. Boyce,
Oxford, Idaho.

February 1st, 1916.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No.-----8230, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. Smith

State Engineer

8230

OFFICE OF STATE ENGINEER

Permit No. 8230

Application for Extension of Time for Beneficial Use Proof.

STATE OF IDAHO

County of Franklin

} ss.

L.M. Boyce, of OxfordState of Idaho, 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,
~~8230~~ / 8230

THAT under the terms and conditions of said permit, proof of beneficial use thereunder was required
 to be made by May 4th, 1916

THAT he has heretofore put to beneficial use _____ second feet of water and
 has irrigated Fifteen acres.

THAT, for the following reasons, he is unable to put to beneficial use within the required time, the
 remainder of the water appropriated under his permit, to-wit: _____

At the time I made the application for the water the land was
unbroken and it required more work than was first expected there
fore ask an extension till November 1916 to get the water on all
the irrigable land.

WHEREFORE, He asks that the State Engineer extend the time for the making of proof of beneficial
 use under said permit to November, 1916

And further, deponent saith not.

Subscribed and sworn to before me this 4th day of March, 1916

L.M. Boyce
Quinn H. Cannon
 Notary Public.

My commission expires _____

Date of receipt at office of State Engineer May 8, 1916.

APPROVAL OF STATE ENGINEER

J.H. Smith

I, ~~J.H. Smith~~, State Engineer of the State of Idaho, hereby extend the time for the making of
 proof of beneficial use under Permit to appropriate the Public Waters of the State of Idaho, No. 8230
 to November 4th, 1916.

Witness my hand this 8th day of May, 1916.

8230

J.H. Smith
 State Engineer.

May 18, 1916.

Re Permit 8230.

Mr. L. M. Boyce,
Oxford, Idaho.

Sir:--

Your application for extension has been approved
and one copy is herewith returned to you.

Very truly yours,

J. H. SMITH,

State Engineer.

ET

By _____

8230

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

L. M. Boyce,
Oxford, Idaho
Dear Sir:

Boise, Idaho,

February 1st, 1916.

Under the terms of your permit No. 8230, you are required to complete your diversion works on or before May 4, 1916. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

J.H. Smith

State Engineer.

8230

February 26, 1916.

Re Permit No. 8230.

Mr. L. M. Boyce,
Oxford, Idaho.

Sir:-

Replying to your letter of the 24th would say that, in order to obtain license for the full amount of water it would be necessary to have used the water on all the land. However, you can get an extension of time for this proof, if you desire. Application for same should be made, in duplicate, upon the enclosed forms.

If only proof of completion of works is made, the notice is not required to be published, where the amount of water claimed does not exceed 6.4 second feet. The affidavit of holder and fee of \$5.00 are all that is required.

Proof can be made before George H. Carver, if he is authorized to administer oaths within the state.

Very truly yours,

J. H. SMITH,

State Engineer.

2F3

By _____

8230

273-12

8230
RECEIVED

FEB 26 1910

OFFICE OF STATE ENGINEER

Office Idaho 162

State Engineer

8230

Dear sir, would

like a little advice on my
permit, ^{No 8230} You sent me a blank
Notice of proof of Application
water Does this mean water
applied over all the 50 acres
on account of the brokenness of
the land it is a great deal more
work than that it would be and
was unable to get it over all of it.
If I could get until fall on
this part of it, I would be able
during the summer to get it on all
of the land Would it be alright to
make proof before George H. Heron
of Lewiston As it is nearer and cheaper



for me. How much money shall
I send you for the publishing? I
will be able to make proof
of completion of works on
the 4th of May. But it would be
better if you could arrange to
give me until next fall to
better apply the water.
Will you please give me information
regarding the last proof.

Yours truly
A. M. Boyce

May 8, 1916.

Re Permit 8230.

Leander M. Boyce,
Oxford, Idaho.

Sir:--

Your affidavit for proof of completion of works
is herewith returned for correction in the range number.
Check for fees accompanies same.

Very truly yours,

J. H. SMITH,

State Engineer.

AH-Ch\$5

By _____

8230

Permit No.

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Franklin } ss.Leander M. Boyce, being first duly sworn upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 12265 ⁸²³⁰ and that his postoffice address is Oxford.State of Idaho Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 4, 1915 but given one year extension.Third: That the use for which said water is intended is Irrigation.Fourth: That on the date above mentioned, the works constructed under said permit were ~~for were not~~ fully completed and consisted of the following:I. Kind of works: Reservoir, ditch, dam, headgate
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 165 feet, length of dam at bottom 165 feet. Material used in construction earth
(State whether wood, earth, stone or concrete.)(b) Capacity of reservoir not estimated yet acre feet.(c) Size of headgate: Width 8 feet, height 8 feet.(d) Conduit ditch width at bottom 1 1/2 feet, width at water line 3 feet, depth of water 1 feet; diameter of pipe _____ inches; average grade per mile is 7 feet. Length of conduit is 3/4 miles.Fifth: That said works are capable of conducting to the place of intended use 1 second feet of water.Sixth: That water appropriated under said permit is available for 50 acres of land described as follows: SE 1/4 SW 1/4; NE 1/4 SW 1/4 AND SE 1/4 NW 1/4, Sec. 15 Tp. 13 S, R. 38 E. B.M.

Seventh. Remarks: That

8230

Subscribed and sworn to before me this 5th day of May 1916My commission expires Dec 10 1917 Leander M. Boyce Notary Public.

May 31st, 1916.

Re: Permit No. 8230.

Mr. Leander M. Boyce,
Oxford, Idaho.

Dear Sir:-

Enclosed herewith please find Certificate of
Completion of Works, issued under the above permit,
together with receipt for fees.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

C. C. W.

R. 8265

8230

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Aug 15 1916

Leander M. Boyce,

Dear Sir: Oxburg, Idaho.

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. ²~~8230~~-----, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. SMITH

State Engineer

8230

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

Sept 28

(P. O.)

Cofford Idaho

To the State Engineer,

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Downey Idahoan, of Downey Idaho, published in the county in which the works are situated.

Leander M. Bayce

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

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

Engineer.

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at Ten a. m. on the 30th day of November, 1916,
 at Preston, County of Franklin, State of Idaho,
 before Geo. H. Carver, proof will be submitted
 of the application to beneficial use of One (1) ~~cubic foot~~ cubic foot per second of the waters of
An named lake, in accordance with the terms and conditions of Permit No. 8230
 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 Leander M. Boyce
Oford Idaho
2. The use to which said water has been applied is Irrigation and domestic use.
3. The amount applied to beneficial use is One cubic ft per second.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated).....
S¹/₄ S¹/₄ NE¹/₄ S¹/₄ and S¹/₄ NW¹/₄ Sec. 15
Twp 13 S. R. 38 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 ditch
6. The right to take the water from such works is based upon Permit No. 8230
7. The source of supply from which such water is diverted is An named lake
8. The date of the priority which said user is prepared to establish is May 4 1912
April 17 - 1912

J. H. Smith,

State Engineer.

8230

100-20-257

September 30, 1916.

Re Permit 8230 .

Leander M. Boyce,
Oxford, Idaho.

Sir:--

Am just in receipt of notice of final proof under above permit. Notice for publication will be mailed to the Downey Idahoan in time for the required four weeks publication prior to November 30th and deposition blanks will be mailed to Geo. H. Carver, at Preston.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

8230

(P. O.) Donny Ideer
(Date) Oct 25 1916

State Engineer, Boise.

Dear Sir:

I have your letter of Oct 24 1916 enclosing Notice of Proof
of Beneficial Use of Water under Permit No. 8230 which will be pub-
lished as you request, beginning with our issue of Oct 27 1916

Donny Ideer
By W. H. Hether's

8230

W 30

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Leander M. Boyce,

c/o Geo. H. Carver,
Preston, Idaho.

BOISE, IDAHO, November 1, 1916.

DEAR SIR:

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

8230.
DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On November 30th, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at

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

Yours truly,

J. H. SMITH,

State Engineer.

8230

November 22, 1916.

Re Permit 8230-Leander M. Boyce.

Mr. Geo. H. Carger,
U. S. Commissioner,
Proctor, Idaho.

Sir:--

Replying to yours of the 20th would say that you
are qualified to take the proof as U.S. Land Commissioner.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

8230

GEO. H. CARVER
U. S. COMMISSIONER
PRESTON, IDAHO

Preston Idaho November 20th 1916

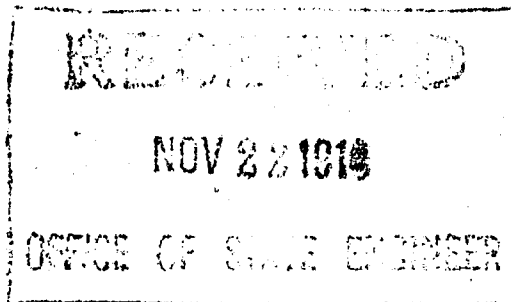
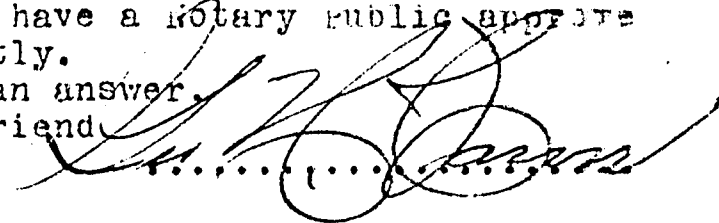
J.H.Smith
State Engineer
Boise Idaho

Dear Sir;

Your letter November 1st received this morning asking me to hear the proof case of Leander M Boyce Permit No. 8230 water beneficial use. My commission has expired as Notary Public and as United States Commissioner with your approval I will hear the case complete the papers and return them to you. Or I can do the work and have a Notary Public approve the same and then send the same to you promptly.

May I have the pleasure of an answer.

Your friend



8230

PERMIT No. 8230

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Laander M. Boyce --- 34 years of age : Oxford Idaho : Farmer

Address Oxford, Blaine County Idaho

Ques 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. I am not acting for any corporation

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

Ans. No. 8230 dated May 4th 1912. Approved by the state engineer May 4th 1912

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

Ans. From an UNNAMED LAK? located on the South side of SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15 in T. 13 South of Range 38 E. 1 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. A dam made of earth about three feet high, by ten rods long and the head gate is made of wood eight inches by eight inches. About one acre fact: The water is conveyed through a ditch to the place of use.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used for irrigation on the SE $\frac{1}{4}$ SW $\frac{1}{4}$ about 12 acres; on the NW $\frac{1}{4}$ SW $\frac{1}{4}$ about 8 acres; on SE $\frac{1}{4}$ NW $\frac{1}{4}$ about twenty acres. All cultivated land. About nineteen acres of alfalfa with one lateral ditch about 80 rods long: Harvested about thirty five loads of alfalfa and about three hundred bushels of wheat also about fifty bushels of potatoes.

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

Ans. The water is not used for anything else but irrigation purposes.

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

Ans. A good irrigating stream one hour per 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. I am the person who applied for the water.

8230

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

Ans. In 1915 I irrigated about fifteen acres of alfalfa and in 1916 irrigated about forty acres of grain, alfalfa and potatoes, by means of ditches and with a good irrigating stream. Harvested about thirty five loads of alfalfa and about three hundred bushels of grain also about 50 bushels of potatoes this year.

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. No other water has been used on the land above mentioned.

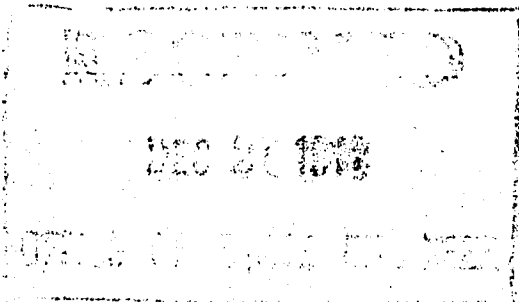
(Sign) Claude M. Boyce

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 Franklin, State of Idaho, on this 30th day of November

A. D. 1916.

George V. Cannon

United States Commissioner



Permit No. 8230

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Calvin V Henderson... 37 years of age.... Farmer.... Address
Oxford, Blaine County Idaho

Ques. 2. Are you acquainted with Leander J. Boyce, the holder of Permit No. 8230? How long have you known him and where does he reside?

Ans. I have known him for twenty five years. He resides at
Oxford, Blaine County Idaho

Ques. 3. Have you read or heard read said Permit No. 8230, and are you familiar with its provisions and conditions?

Ans. Yes Sir.

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. The source is out of an "IDEALIZED" DITCH, SE 1/4 Sec 15, Tn. 13 South of Range 38 E. 3 N. He conveys the water to the land by way of a ditch from the point of diversion to the place of use.

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. The ditch will safely conduct one and one half second feet to place of use.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used for irrigation purposes; on the SE 1/4 SW 1/4 12 acres; on the NE 1/4 SW 1/4 7 acres and on the SE 1/4 NE 1/4 about 20 acres irrigated all cultivated land. The main ditch is about three fourth of a mile long, average about two and one half feet wide and about one and one half feet deep. One lateral ditch about eighty rods long.

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

Ans. The water is not used for power purposes. The water is only used for irrigating purposes.

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. 8230

Ans. The character of the land is red clay and black soil. In my judgment, one watering every ten days one hour per acre would be sufficient for profitable cultivation of alfalfa. The watering in an irrigating season one hour and one half per acre for grain.

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

Ans. I have no interest in the works, water or lands above mentioned

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.

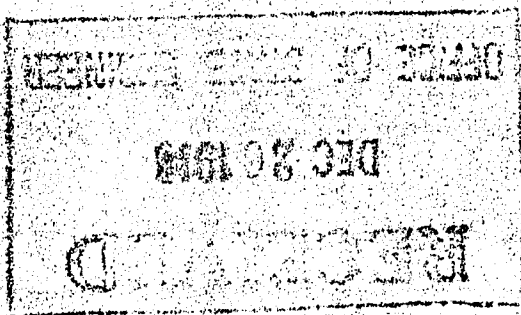
Ans. In 1915 I saw about fifteen acres irrigated and in 1916 about thirty nine acres irrigated in the amount of a good irrigating stream. I have seen the water used on the land during irrigating seasons for the last two years.

(Sign) Calvin V. Henderson

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 Franklin State of Idaho, on this 15th day of 30th A. D. 1916

Lura K. Barron
United States Commissioner Notary Public.

My commission expires _____



Permit No. 8230

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Wilay Davis--- 65 years of age :: Preston Idaho; Farmer;
Address Preston Franklin Co Idaho.Ques. 2. Are you acquainted with Leander M Boyce, the holder of Permit No. 8230? How long have you known him and where does he reside?Ans. I have known him 30 years::: He resides at Oxford IdahoQues. 3. Have you read or heard read said Permit No. 8230, and are you familiar with its provisions and conditions?Ans. Yes Sir.

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. From an "Unnamed Lake located on the South side of SE 3/4 Sec 15 T4 N3 E of Range 38 N.E.M.The water is conveyed to the land by way of a ditch from the point of diversion.

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. The ditch will convey one and one half second feet to the land

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used only for irrigation purposes::: On the SE 1/4 Sec 15 T4 N3 E 7 acres and on the SE 1/4 about 20 acres irrigated all cultivated land. The ditch is three fourth of a mile long about three feet wide by two feet deep.... A number of small laterals on the land.

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

Ans. The water is not used for power purposes.... Only used for irrigation purposes.

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. The soil is a clay formation.... Watering for each crop of alfalfa about three times each season.... Two irrigation for grain using a good irrigating stream each time.

8230

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 in the works nor in the land.

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. In 1915 I saw about fifteen or sixteen acres irrigated; in 1916 between ~~xxxx~~ twenty five and thirty acres irrigated. I have seen water used on the land for the last two year.

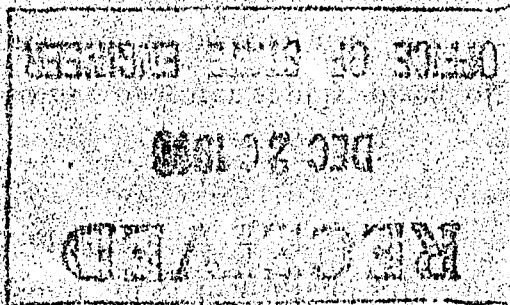
(Sign)

Riley Davis

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 Franklin State of Idaho, on this Idaho day of 30th November A. D. 1916.

George H. Davis
United States Commissioner Notary Public

My commission expires



AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION.

Notice of Proof of Application of
Water to Beneficial Use.

Notice is hereby given that at 10
a. m. on the 30th day of November,
1916, at Preston, county of Frank-
lin, state of Idaho, before George
H. Carver, notary public, proof will
be submitted of the application to
beneficial use of one (1) cubic foot
per second of the waters of an un-
named lake, in accordance with the
terms and conditions of Permit No.
8230, heretofore issued by the state
engineer of the state of Idaho.

1. The name and postoffice ad-
dress of the person holding said per-
mit are Leander M. Boyce, Oxford,
Idaho.

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

3. The amount applied to benefi-
cial use is one (1) cubic foot per sec-
ond.

4. The place where said water is
used is SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and
SE $\frac{1}{4}$ NW $\frac{1}{4}$, section 15, township
13 south, range 38 east, Boise mer-
idian.

5. The right to take the water
from such works is based upon Per-
mit No. 8230.

6. The source of supply from
which such water is diverted is an
unnamed lake.

7. The date of priority which said
user is prepared to establish is Ap-
ril 17, 1912. J. H. SMITH,
State Engineer.

49-52

STATE OF IDAHO, }
County of Bannock, } SS.

I, Will R Ferris publisher of The Downey
Idahoan, published weekly at Downey, Bannock County, State of Idaho, do sol-
emnly swear that a copy of the annexed advertisement was published weekly in
the regular and entire issue of said newspaper, and not in any supplement there-
of, for four consecutive weeks, commencing with the issue dated
October 37th, 1916, and ending with the is-
sue dated November 17th, 1916.

Will R Ferris

Subscribed and sworn to before me this 17th day of
November 1, 1916

J. H. Smith

Notary Public.

My commission expires 191

December 26th, 1916.

Re Permit 8230.

Mr. Leander M. Boyce,
Oxford, Idaho.

Dear Sir:--

We are in receipt of depositions, affidavit of publication and money order for fees, in the sum of \$6.00, for final proof under above permit. As soon as the examination can be made by our engineer, the matter of issuing license will be taken up.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

8230

REPORT OF ENGINEER

This proof is for Beneficial Use.In Water District No. 5-J.1. State name of applicant and number of permit: Leander M. Boyce, Permit #2230.2. State source of water supply: Unnamed Lake.3. Location of point of diversion: SE4 SW4 Sec. 15, T. 13 S., R. 38 E. B.M.

4. Describe works as they exist, giving dimensions and capacities of same:

Earth dam, 3' H. 165' L.Wood H.G. 3in, B. 8 in. D.Ditch 2' B. 1' D. Cap. 2 sec. ft.5. State whether or not water has been turned into works of diversion: Yes.6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): W2 SW4, and SW4 NW4 Sec. 15, T. 13 S., R. 38 E. B.M.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? One9. Give names and amount of each right: Leander M. Boyce.10. What large stream would the water here appropriated finally reach? Bear River.

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: 30 A. in NW4 SW4 and 30 A. in SW4 NW4 in cultivation.This examination was made on the 12 day of May 1920.

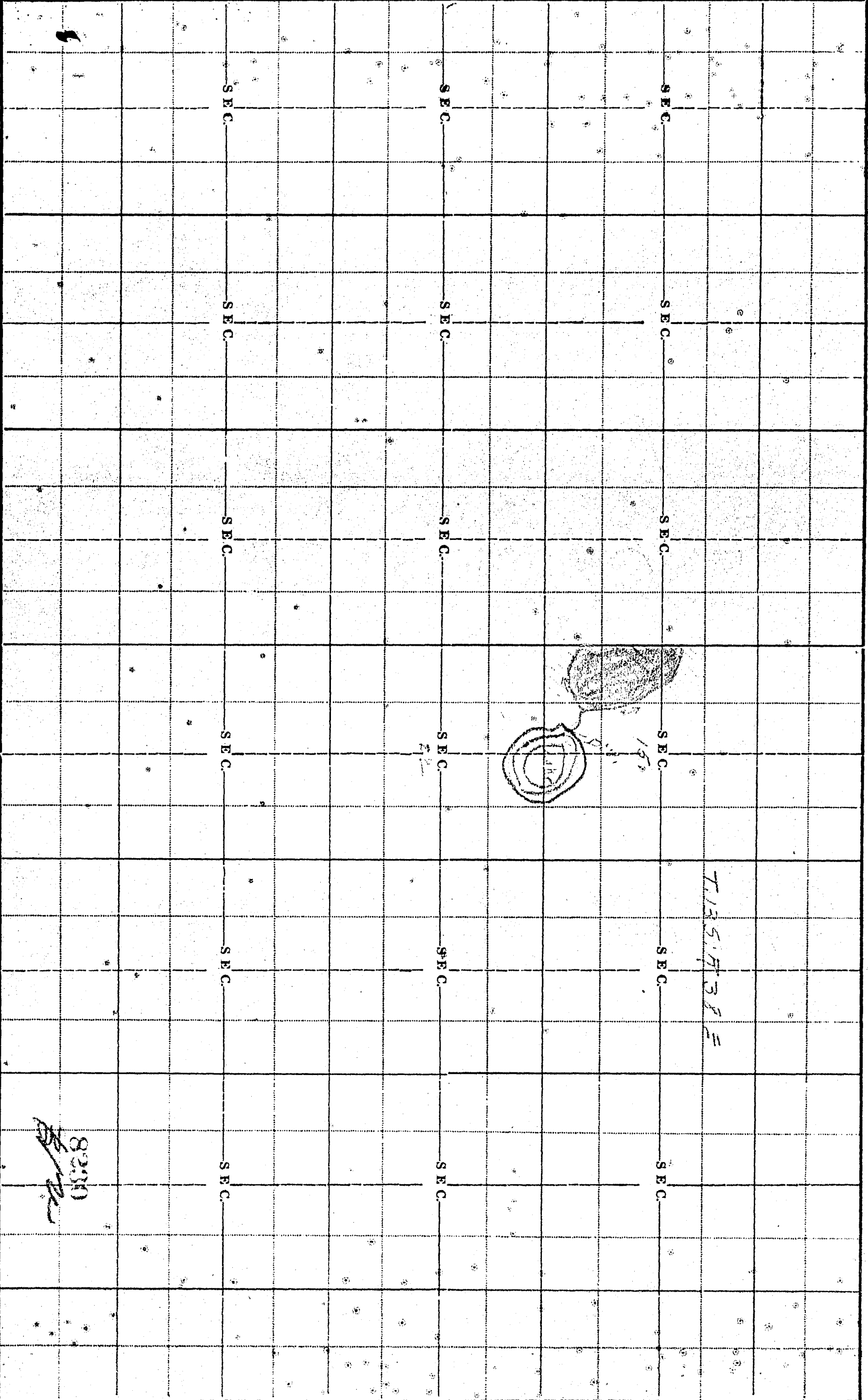
(Signed)

L. R. Annett.
L. R. Annett.

8230

Examiner.

NAME OF APPLICANT Leander M. Boyce # 1230.



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

Sept. 8, 1920.

Re: Permit 8230.

Leander M. Boyce,
Oxford, Idaho.

Dear Sir:--

Enclosing herewith water license issued under the
above permit, with receipt for fees paid.

Very truly yours,

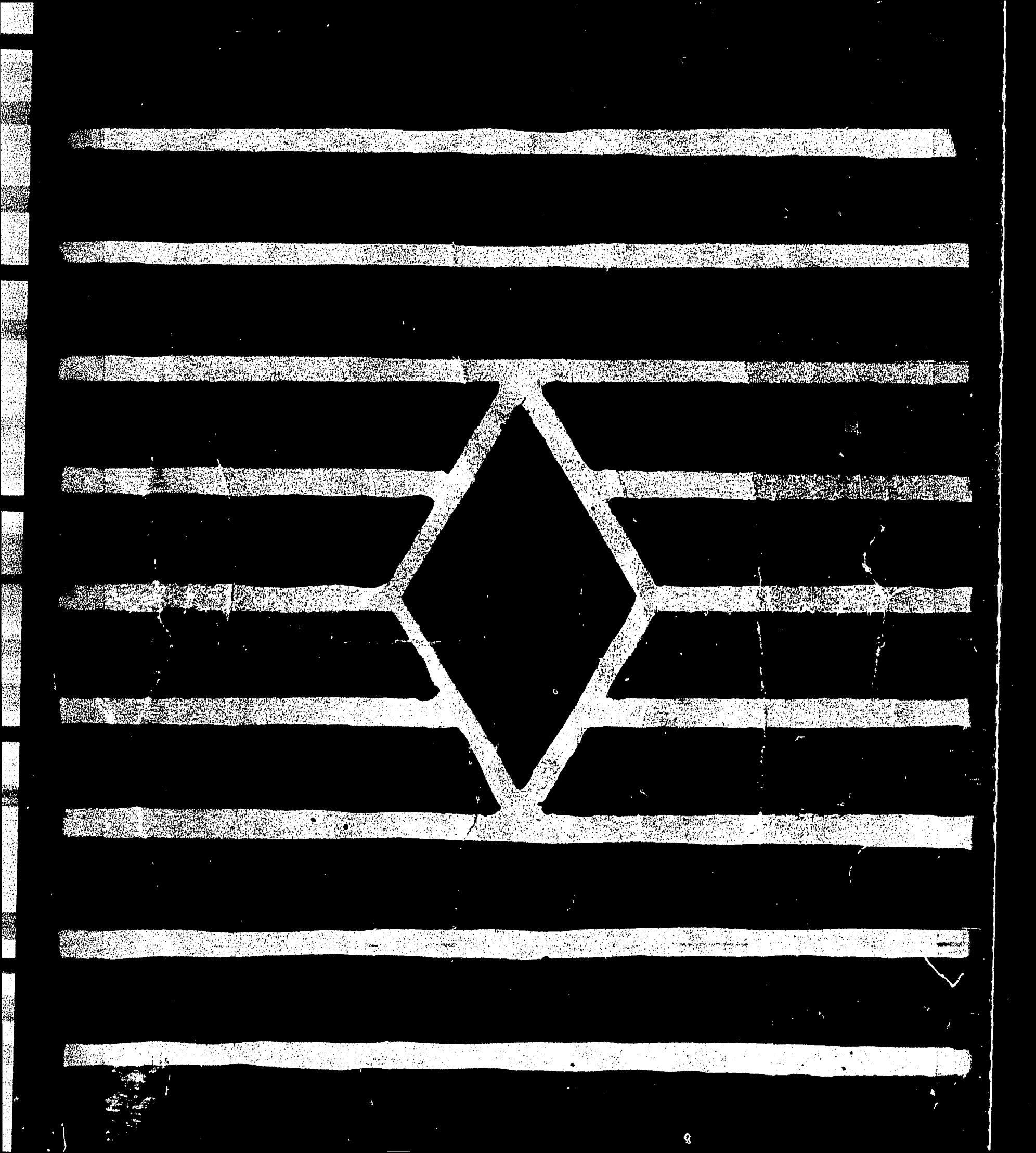
W. F. STEINBACH,

Commissioner of Reclamation.

By _____

WL-R1638

8230



State of Idaho
License and Certificate of Water Right

Water License No. 8230
Water District No. 5 J

Amount 1 sec. ft.
Priority May 4, 1912.

THIS IS TO CERTIFY that Leander M. Boyce,
of Oxford, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 17, 1912; that Permit No. 8230
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1
second feet, was issued thereunder on May 24, 1916, showing that said works
were completed on the 5th day of May, 1916; and that on the 30th
day of November, 1916,

Leander M. Boyce,
of Oxford, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of a right to the use of the waters of unnamed Lake,
a tributary of _____, for the purpose of irrigation use,
under Use Permit No. 8230 of the Commissioner of Reclamation, and that said right to the use of said
waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the
Commissioner of Reclamation of Idaho and entered of record in Volume 5 of Licenses, at page 2595, on the 26th
day of August, 1920;

The right hereby confirmed dates from May 4, 1912;

The Point of Diversion is located
in the SE 1/4 SW 1/4 Sec. 15, Tp. 13 S., R. 38 E., B.M. *Barrow*

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 S.	38 E.	15	NW 1/4 SW 1/4	25	25
			SW 1/4 SW 1/4	20	20
			SW 1/4 NW 1/4	5	5

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 26th
day of August, 1920.

H. G. Swenson
Commissioner of Reclamation.
By: S. T. Baer,
Deputy.

13 2017