

No. 12896

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: John E. Martinson

Postoffice address: Thatcher County: Bannock State: Idaho

- I. If applicant is a corporation, give (a) Date and place of incorporation
 (b) The amount of capital stock: (c) The amount paid in:
 (d) Names and addresses of directors:

- II. The financial resources of the applicant are: (a) Cash on hand:
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:

2. The quantity of water claimed is 1.5 cubic feet per second.

3. Source of water supply: Unnamed springs

4. Location of point of diversion: Near the SE corner of the SE $\frac{1}{4}$ Sec. 28, T. 11 S. R. 40 E.

5. To be used for: Irrigation & Domestic purposes County of Bannock

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: Seventy Five acres.
 (b) In the following legal subdivisions: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Township
 11 So. Range 40 E. B. M.

- II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under ft. head

[c] Is water to be returned to any stream?
return:

(d) If so, name stream and locate point of

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 two feet, length of dam at top 15 feet,
 length of dam at bottom 20 feet. Material used in construction: Earth

[b] Capacity of reservoir acre feet. [c] Size of headgate, width feet,

Height feet. (d) Conduit Ditch width at bottom 5/6 feet,

width at water line one feet, depth of water 2/3 feet; diameter of pipe

inches; average grade per mile is 1 $\frac{1}{2}$ feet. Length of conduit is 5/8 miles,
 and it crosses the following quarter sections: The east half of the Southeast quarter of
 Section 28 and the Southwest quarter of the Northwest quarter of Section 27,
 Township 11 So. Range Forty East B.M..

8. The time required for the completion of the construction of such work is one years.

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

John E. Martinson..... Applicant.

By

Agent.

Date of first receipt at office of State Engineer 9.00 a.m. August 3, 1912.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is 8580

Recorded in Book 27 Page 8580 Approved August 24, 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:

Bond in the sum of _____ to be filed on or before _____

Work to begin on or before October 23, 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 February 24, 1913.

The whole of said work to be completed on or before August 24, 1913.

Beneficial use of water appropriated in accordance herewith, to be made on or before August 24, 1914

Witness my hand this 24th day of August, 1912.

A. E. Robinson,
State Engineer.

Remarks:

The spring is wholly upon land belonging to applicant.

Satisfactory affidavit of proof of completion of works made August 27, 1913.

Certificate of completion of works issued September, 13, 1913.

PERMIT NO. 8580.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that John E. Martinson, of Thatcher, County of Bannock, and State of Idaho, the holder of Permit No. 8580, issued upon Application No. 12896, bearing date of priority of August 3, 1912, authorizing the diversion of 1.5 second feet of the waters of Unnamed 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 1.5 second feet of the waters of Unnamed Springs: that the point of diversion of said waters is near the SE Cor. of SE $\frac{1}{4}$ Sec. 28, Twp. 11 S., R. 40 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27, Twp. 11 S., R. 40 E.B.M., containing 75 acres.

Witness my hand this 13th day of September, A.D. 1913.

F.P. King,

State Engineer of the State of Idaho.

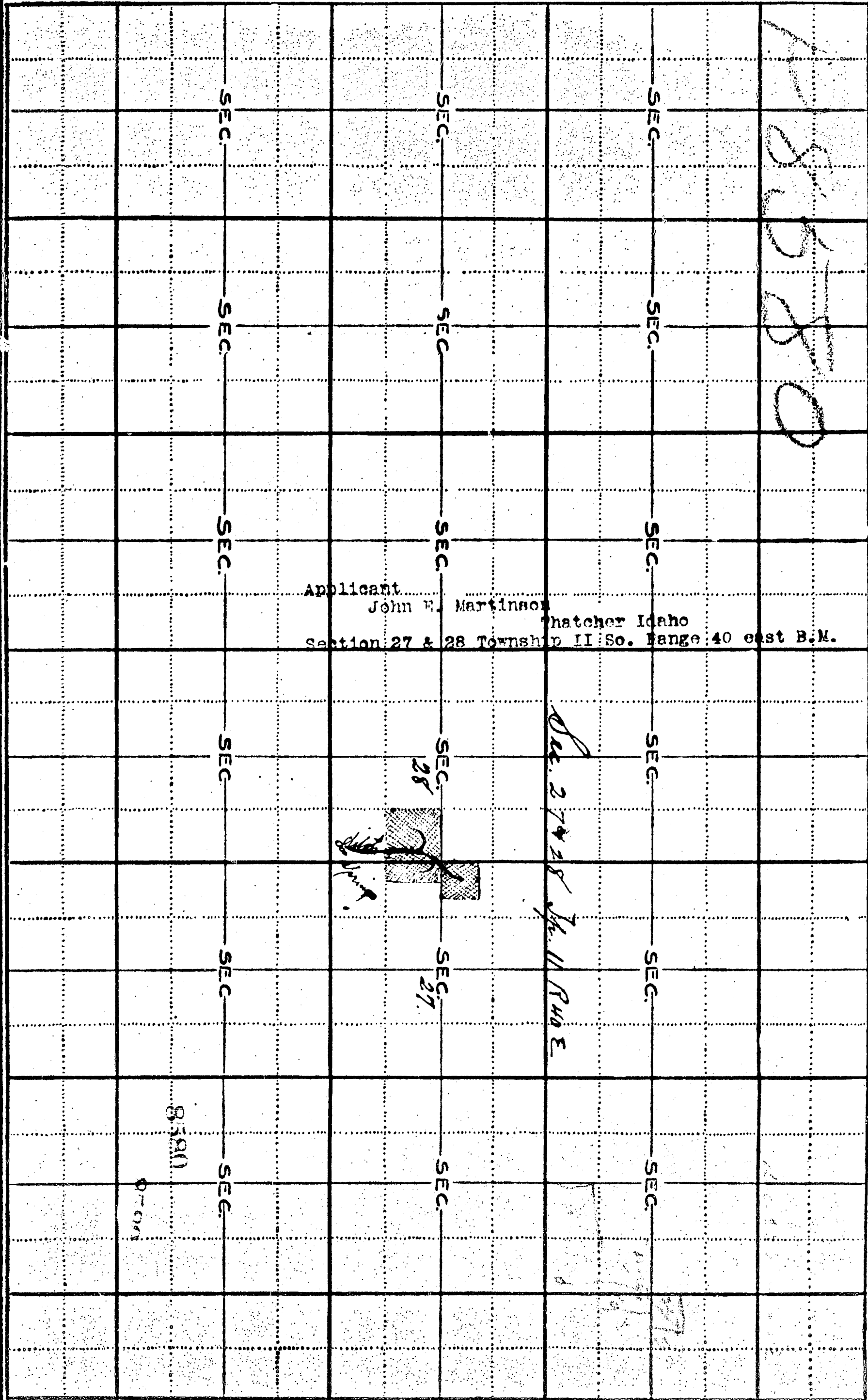
License issued for 2 1/2 second feet

Recorded by CFB

Checked by WFB

Page 1760

Name of Applicant John E. Martinson.



PERMIT MAP NO. 8580

AS APPROVED

AUG 24 1912

A. E. ROBINSON
STATE ENGINEER

8580

State of Idaho**OFFICE OF STATE ENGINEER
BOISE****F. P. KING,
STATE ENGINEER****INSTRUCTIONS****PROOF OF COMPLETION OF WORKS****John E. Martinson,****Thatcher, Idaho****Boise, Idaho, May 1, 1913.**

Dear Sir:

Under the terms of your permit No. 8580, you are required to complete your diversion works on or before Aug. 24, 1913. 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, 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,

**F. P. KING,
State Engineer****8580**

OFFICE OF STATE ENGINEER

Permit No. 8580

Proof of Completion of Works

Affidavit of Holder

STATE OF IDAHO,

County of Blaine } ss.

John E. Martinson 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. 8580 and that his postoffice address is Thatcher State of Idaho.

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by August 24, 1913.

Third: That the use for which said water is intended is irrigation for domestic purposes.

Fourth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Dam & ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 100 feet, length of dam at top 15 feet, length of dam at bottom 20 feet. Material used in construction Earth.

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width _____ feet, height _____ feet.

(d) Conduit ditch width at bottom 7/6 feet, width at water line _____ feet, depth of water 2/3 feet; diameter of pipe _____ inches; average grade per mile is 1 1/2 feet. Length of conduit is 7/8 miles.

Fifth. That said works are capable of conducting to the place of intended use _____

1.5 second feet of water.

Sixth. That water appropriated under said permit is available for 75 acres of land described as follows: N.E. 1/4 S.E. 1/4 Sec 28; S.W. 1/4

S.W. 1/4 S.W. 1/4 Section 27. Township Eleven N. Range 40 E. R. 1.

Seventh. Remarks: That

8580

Sign here.

Subscribed and sworn to before me this 29 day of August, 1913

My commission expires Dec 30, 1914

Notary Public.

August 30, 1913.

re Permit 8580

John E. Martinson,
Thatcher, Idaho.

Sir:

Upon receipt of fee of \$5.00, the certificate
of completion of works will be issued.

Very truly yours,

F.P.KING,

State Engineer.

By _____

8580

September 8, 1913.

Permit 8580

John E. Martinson,
Thatcher, Idaho.

Sir:

Am today in receipt of fee for proof of completion of works under above permit, for which you will find enclosed receipt. The certificate of completion of works will be mailed to you soon.

Very truly yours,

F. P. KING,

State Engineer.

R5845

By _____

8580

Boise, Idaho, September 17, 1913.

Permit No. 8580

Mr. John E. Martinson,
Thatcher, Idaho.

Dear Sir:

I hand you herewith Certificate
of Completion of works issued under above
Permit.

Yours truly,

F.P.KING,

State Engineer.

By _____

8580

State of Idaho

ENGINEERING DEPARTMENT

BOISE

F. P. KING,
STATE ENGINEER

John E. Martineau.
Thatcher, Idaho.

May 1, 1914.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 8580..... 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,

F. P. KING.

State Engineer.

8580

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

July 14 1914

(P. O.)

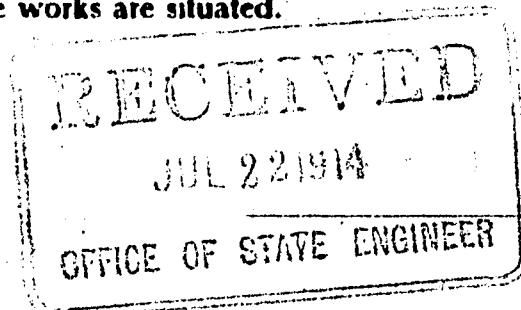
Thatcher Idaho

To the State Engineer,

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Bancroft Dry Farmer of Bancroft Idaho, published in the
county in which the works are situated.

John E. Martinson

(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.

Thatcher Idaho July 14 1914. To P. King. State Engineer

Dear Sir:- I am prepared to show up on this water on day of priority, but reason of me not sending this sooner is that this notice have been mislaid owing no doubt to the trouble I have had. For a month ago my eldest son just 28 years of age drowned in Beaver and since that time I have not been able to attend to my business very well. Hoping this explanation will be satisfactory. I am yours truly

John E. Martinson

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 11 a. m. on the 15 day of September, 1914,
 at Grace, County of Bannock, State of Idaho,
 before W. H. Smith, proof will be submitted
 of the application to beneficial use of 1.5 cubic feet per second of the waters of
unnamed springs, in accordance with the terms and conditions of Permit No. 8580
 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.....

John E. Martinson - Thatcher - Idaho

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

Irrigation and Domestic

3. The amount applied to beneficial use is.....

1.5 Second-foot of Water

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

N & 1/4, Sec. 28, S 1/4 N & 1/4, N & 1/4 S 1/4
Sec. 27, Twp. 11 S. R. 40 E. B. M.
Containing 75 acres

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

6. The right to take the water from such works is based upon Permit No. 8580

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

unnamed Spring

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

August 31 1914

Sept 12

July 23, 1914.

Permit 8580.

Mr. John E. Martinson,
Thatcher, Idaho.

Sir:

Your notices for final proof to hand and same are satisfactory. The notice for publication will be mailed to the Bancroft Dry Farmer in time for the required four weeks publication prior to September 15th and deposition blanks will be mailed to Mr. W.H. Smith, at Grace.

Very truly yours,

F. P. KING,

State Engineer.

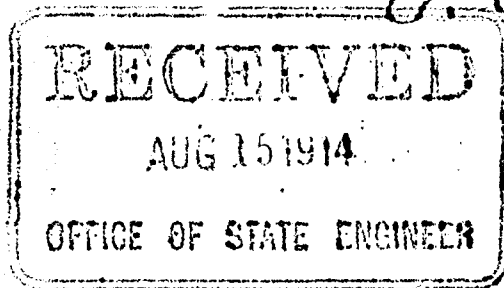
[Signature]

State Engineer, Boise.

Dear Sir:

● I have your letter of *August 10* enclosing Notice of Proof of Beneficial Use of Water under Permit No. *8580* which will be published as you request, beginning with our issue of *August 14, 1914*

E. C. Harlin, Business
mgr.



8580

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

John E. Martinson,
c/o W. H. Smith,
Grace, Idaho.

BOISE, IDAHO,

August 20, 1914.

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. **8580.**

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 ~~September 18th~~, 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 **Grace, before W. H. Smith, 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,

F. P. KING,

State Engineer.

8580

REPORT OF ENGINEER

1. State name of applicant and number of permit: *John E. Mortinson Per. No 8520*
2. State source of water supply: *Un-named Springs*
3. Location of point of diversion: *SE 1/4 SE 1/4 Sec. 28 T. 11 S. R. 40 E. B.M.*

4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:

They Are

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: *10 inches*
- (b) Width at water line: *1 foot*
- (c) Depth of water: *8 inches*
- (d) Grade per mile: *80 feet*
- (e) Capacity of ditch: *2* second feet.

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

It has - To Capacity

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each

forty acre tract: *4 acres SW 1/4 NW 1/4 - 20 acres NW 1/4 SW 1/4 Sec 27*
5 Acres NE 1/4 SE 1/4 Sec 28. All in T. 11 S. R. 40 E. B.M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

RECEIVED

SEP 27 1914

OFFICE OF STATE ENGINEER

Examined Sept 28 - 1914

T. G. Burt

STATE OF IDAHO,

County of _____

} ss.

being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

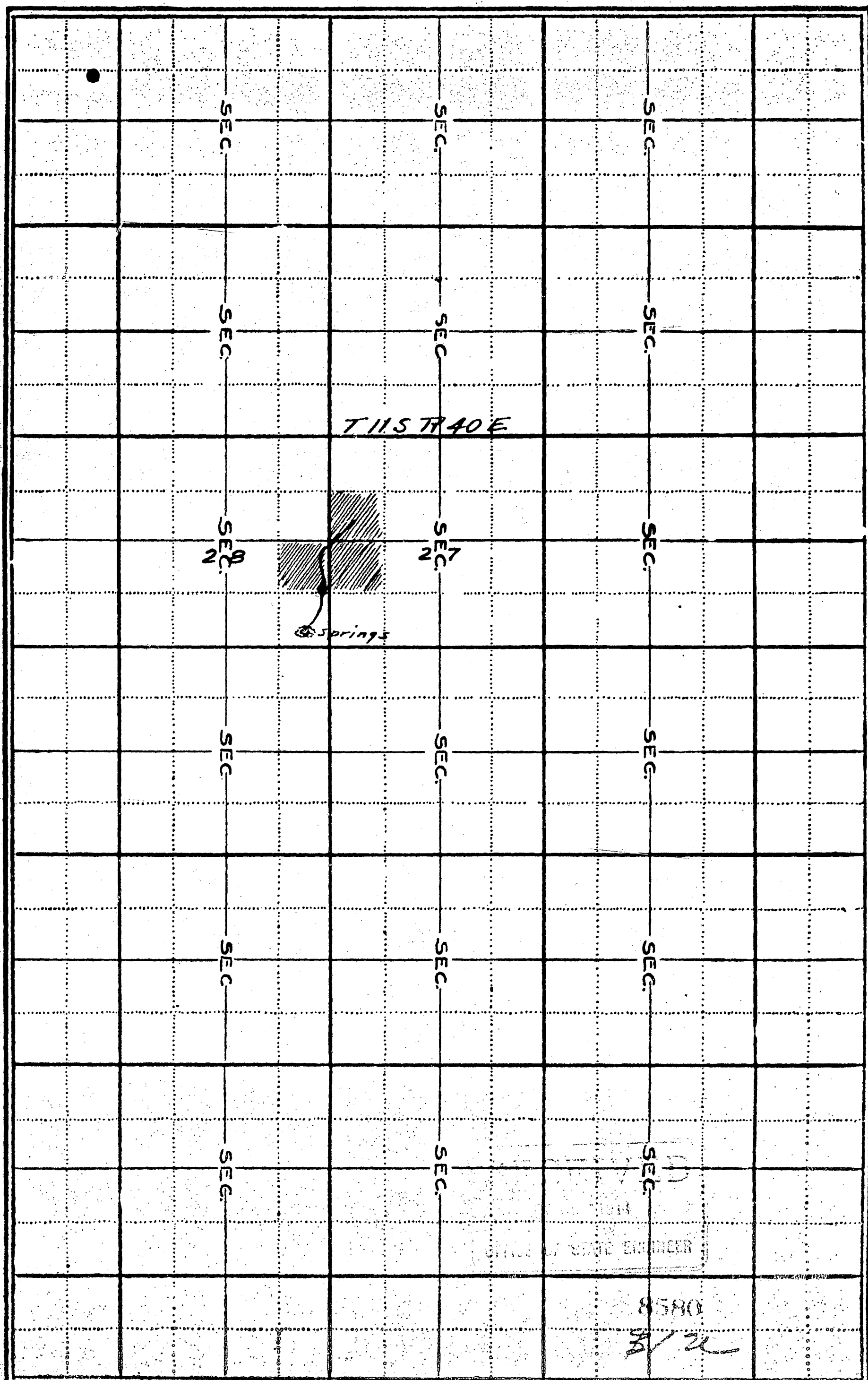
Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

8540

Per. No 8580



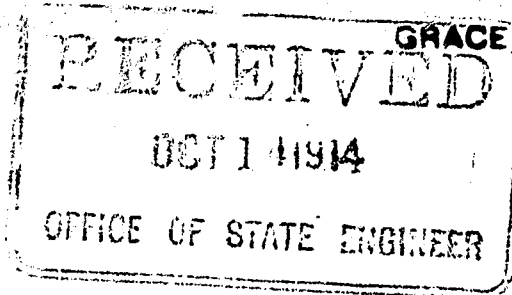
SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

Printed and for sale by the Statesman Shop, Boise, Idaho.

A. L. ANDREASEN

DEALER IN

IMPLEMENTS, GRAIN AND COAL



GRACE, IDAHO. Oct. 10, 1914.

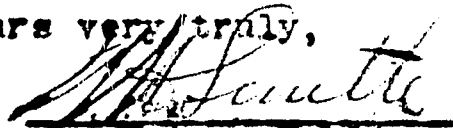
State Engineer.

Boise, Idaho.

Dear, Sir:

In regard to permitt #8580 which is to be issued to John E. Martensen. Thatcher, Idaho will say that proof was summitted to me on the 15th. of Sep. and the reason that it has not been forwarded to your office is that I have not been able to get an affidavit of the publication but will be able to get it soon and will forward same to you.

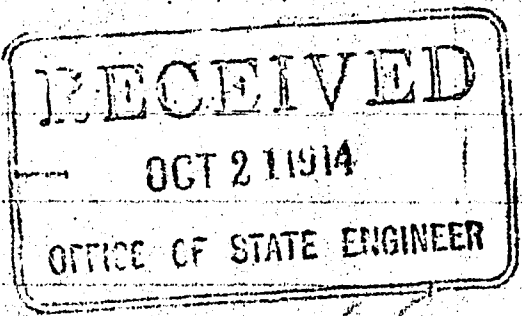
Yours very truly,


Notary Public.

8580

2580

State Engineer
Boice Idaho
Thatcher Idaho
Oct 19 1914



Dear Sir:

I am writing you this to inform you that the examining Engineer when on my place from what my wife informed me did not see more than 1/2 of the stream of water I actually used in my permit No 8085 as it was running in two channels when he was here and as I understand he saw only the one stream I was not using any of it for irrigation then as it was late and past irrigation season. I hope this will be explanatory in case the examiners report show less water than I applied for. Dear yours very truly

John G. Martinson

Thatcher Idaho

8580

October 21, 1914.

Permit 8580.

John E. Martinson,
Thatcher, Idaho.

Sir:

Replying to your letter of the 19th would say that the report of the examining engineer shows 29 acres land under cultivation. This will entitle you to 29 inches, or 29/50 of a second foot of water. The depositions have not yet been received.

Very truly yours,

Herbert King,

Acting State Engineer.

By _____

8580

PERMIT NO. 8580

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans.

John E. Martenson, 41, Stock grower
and farmer Address Thatcher Idaho

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

Ans.

acting for my self

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

Ans.

Permit No 8580 Priority Aug 3 1914

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

Ans.

Unnamed Springs, Diversion is near the
S.E. corner of the S.E. 4th of sec 28 T.P. 11, S.R. 40 E, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans.

Dam 20 ft wide 30 ft long, ditch 2 ft wide
and 1 1/2 ft deep. Will carry 2 second feet water

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

Ans.

Irrigation and domestic NE 4th of SE
4th sec 28 30 acres and S.W. of NW 4th 20 acres and NW of SW 4th
sec 27 25 acres, Cultivated land, Improvements
larger crops

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

Ans.

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

Ans.

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.

8580

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

Ans. *Summer seasons of 1912-13-14, Irrigation
1 1/2 second ft. Irrigated most of described
Land*

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*

(Sign)

John E. Martinson

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 *Blaine*, County of

Bannock, State of Idaho, on this *15* day of *September*

A. D. 19*14*

H. Smith
Taloy Public

Permit No. 8580**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Edgar Ransom age 24 Cleveland IdahoQues. 2. Are you acquainted with John E. Martensen, the holder of Permit No. 8580? How long have you known him and where does he reside?Ans. Seven years Thatcher IdahoQues. 3. Have you read or heard read said Permit No. 8580, 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. Spring no more. Flow to this corner of the S.E. 4th Sec 28 T. 11 N. and 2. 11 ditch

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

Ans. Two second ft one second ft

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

Ans. Irrigation N.E. 4th S.E. 4th Sec 28 30 acres, used on alfalfa

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

Ans. _____

RECEIVED

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. Gravel and sandy land
Two second ft

8580

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

Ans. No

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

Ans. June 15 1913. Irrigation used
water to irrigate wheat

(Sign) Edgar Ramon

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 Luce County of Bannock

State of Idaho, on this 15th day of September A. D. 1914

H. H. Smith
Notary Public.

My Commission Expires Sept 20 1917

Permit No. 8580

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Emanuel Crossley age 38. Farmer
Shafter Idaho

Ques. 2. Are you acquainted with John E. Martenson the

holder of Permit No. 8580? How long have you known him and where does he reside?

Ans. Ten years Shafter Idaho

Ques. 3. Have you read or heard read said Permit No. 8580, 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. Ground Springs Near the S.E. corner
of the S.E. 4th Sec 28 T.P. 11. Dam and
ditch

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

Ans. Two second ft. One second ft.

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

Ans. Irrigation N.E. 4th of S.E. 4th Sec 28
about 30 acres. Cultivated land, larger
crops

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

Ans.

RECEIVED

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

Ans. Gravelly land. Still second ft.

8580

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

Ans. No

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

Ans. About July 1 1914, Samuel and
Augstad etc

(Sign)

Samuel Crossley

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 Loce County of Bannock

State of Idaho, on this 15 day of September A. D. 1914

J. H. Smith

Notary Public.

My Commission Expires

Sept 20 1917

PROOF OF PUBLICATION

Copy of Notice

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 11 a. m. on the 15th day of September, 1914, at Grace, County of Bannock, State of Idaho, before W. H. Smith, proof will be submitted of the application to beneficial use of 1.5 cubic feet per second of the waters of Unnamed springs, in accordance with the terms and conditions of Permit No. 8580, heretofore issued by the State Engineer of the State of Idaho.

1. The name and address of the person holding said permit are John E. Martinson, Thatcher, Idaho.

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

3. The amount applied to beneficial use is 1.5 cu. ft. per sec.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) ne $\frac{1}{4}$ Sec. 28, sw $\frac{1}{4}$ nw $\frac{1}{4}$, nw $\frac{1}{4}$ sw $\frac{1}{4}$, Sec. 27, T. 11 S., R. 40 E. B. M., containing 75 acres.

5. The right to take water from such works is based upon Permit No. 8580.

6. The source of supply from which such water is diverted is Unnamed spring.

7. The date of priority which said user is prepared to establish is August 24, 1912.

F. P. KING, State Engineer.

J. J. Whitney
~~E. J. Martinson~~, first duly sworn, deposes and says that he is publisher of the Bancroft Dry Farmer, a newspaper of general circulation, published at Bancroft, Bannock County, in the State of Idaho.

That the notice, a true copy of which is hereto attached, was published on the 21 day of August 1914, and was published, in each succeeding issue until the 11th day of Sept. 1914, being a period of three successive weeks. That said newspaper is published weekly, on Friday of each week.

J. J. Whitney
Subscribed and sworn to before me the 23rd day of Dec A. D. 1914.

A. E. Johnson
Notary Public in and for County of Bannock,
State of Idaho.

My commission expires the 7th day of March 1915

8580

Loce Ida
Mar 30-14
State Engineer
Bozeman

Here is
enclosed please send
Three deposition forms filled out
on the day advised, also deposit
of publication & check for \$4.00.
The reason this has
not been in sooner
the publishing Co neglected
sending in the affidavit
of publication

Yours Truly

H. H. Smith

W. J. S.
Loce
Ida

STATE OF IDAHO
ENGINEERING DEPARTMENT

BOISE

HERBERT WING
ACTING STATE ENGINEER

W. B. HENSON
CHIEF CLERK ACT. ENGINEER

January 2, 1915.

Permit 8580.

Mr. John E. Martenson,
Thatcher, Idaho.

Sir:

We are just in receipt of depositions and affidavit of publication for final proof under above permit, together with check for fees in the sum of \$4.00. In checking the report of the engineer for this proof I find that he has given parts of three forties under cultivation. The fees would, therefore, amount to \$6.00 and I accordingly return herewith the check for \$4.00. Upon receipt of correct fees the license will issue.

Very truly yours,

Herbert Wing,

Acting State Engineer.

Ch\$4

By *Est. W. H.*

Place Id.

March 9 - 1915

Enclosed please find check for \$6.00 as per above

*Yours Truly
H. W. Henson*

8580

January 11, 1915.

Permit 8580.

John E. Mattinson,
Thatcher, Idaho.

Sir:

Am just in receipt of fees for final proof
under the above permit. License will be issued
and mailed to you just as soon as we can get to it.

Very truly yours,

Herbert Wing,

Acting State Engineer.

By _____

8580

February 11, 1915.

Permit 8580

John E. Martinsen,
Thatcher, Idaho.

Sir:
Am enclosing herewith water license, with receipt
for fees.

Very truly yours,

Herbert Wing,

Acting State Engineer.

WL-R7172

By _____

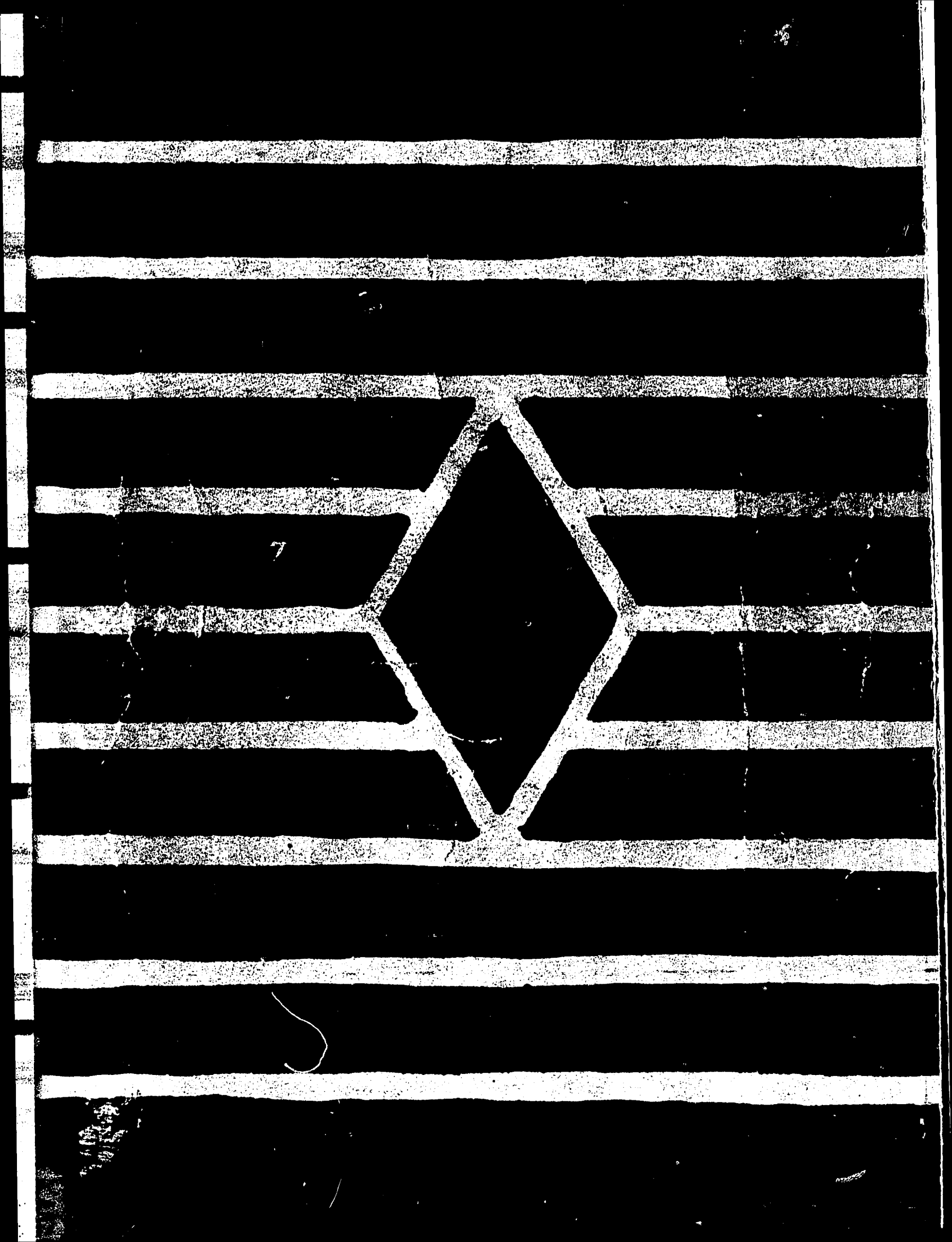
8580

FILMED ON:

APRIL

14

1964



Division of Water Rights

442 State Capitol

Salt Lake City, Utah 84114



ALWAYS USE
ZIP CODE



Mr. Keith Higginson
Department of Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

13 2051

RECEIVED

FEB 28 1973

Department of Water Administration

February 23, 1973

Mr. Keith Higginson
Department of Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

Dear Keith:

I am considering acquiring an interest in a farm in Idaho and am investigating the water rights that pertain to the land. Could you do me a favor and have one of your men check out the water rights of record in your office? The land is located as follows:

W $\frac{1}{2}$ of NW $\frac{1}{4}$	Section 27, T11S, R40E,
NW $\frac{1}{4}$ of SW $\frac{1}{4}$	Section 27, T11S, R40E,
E $\frac{1}{2}$ of NE $\frac{1}{4}$	Section 28, T11S, R40E,
SW $\frac{1}{4}$ of NE $\frac{1}{4}$	Section 28, T11S, R40E,
SE $\frac{1}{4}$	Section 28, T11S, R40E,
S $\frac{1}{2}$ of SW $\frac{1}{4}$	Section 28, T11S, R40E,
NE $\frac{1}{4}$ of SW $\frac{1}{4}$	Section 28, T11S, R40E,
NW $\frac{1}{4}$	Section 33, T11S, R40E,
N $\frac{1}{2}$ of SW $\frac{1}{4}$	Section 33, T11S, R40E,
SW $\frac{1}{4}$ of SW $\frac{1}{4}$	Section 33, T11S, R40E,
NW $\frac{1}{4}$ of SE $\frac{1}{4}$	Section 33, T11S, R40E,
SE $\frac{1}{4}$ of NE $\frac{1}{4}$	Section 32, T11S, R40E,

I would appreciate any information you can provide. Thank you.

Yours truly,

Dan

Donald Norseth

DCN/mmt

p.s. Congratulations on your appointment.

13 2051

C
February 26, 1973

C
Mr. Donald Norseth
State of Utah
Division of Water Rights
442 State Capitol
Salt Lake City, Utah 84114

P
Dear Mr. Norseth:

P
We are in receipt of your letter of February 23, 1973. A search of our records has failed to find but one filing of the land in question and this file only covers a small portion of the land. We have searched the Bear River Decree and our source and plat indexes, with little success. If the water right you are inquiring about can be explained with greater detail, maybe we can assist you further.

Y
Please contact us if you have any questions on the matter.

Y
Very truly yours,

Donald W. McEldowney
Water Rights Administrator

DWM/cd

Enc: Copy of License

13 2051

County: Bannock
 Stream: Springs
 Amount: 29/50 sec.ft.
 Use: Irrigation
 Priority: 8-3-1912.

STATE OF IDAHO

Water License No. 8580

WHEREAS, On the 3rd day of August, A. D. 1912, John E. Martinsen,

of Thatcher, County of Fremont, State of Idaho, duly made application (No. 12896) to me for a permit to use 1.5 cubic feet per second of the waters of Unnamed Springs

County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 24th day of August, A. D. 1912, Permit No. 8580 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 24th day of August, A. D. 1913, and for the application to beneficial use of said water on or before the 24th day of August, A. D. 1914, and,

WHEREAS, On the 27th day of August, A. D. 1913, John E. Martinsen,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 1.5 cubic feet per second of said waters, as evidenced by my Certificate No. 8580, dated September 13, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.5 cubic feet per second of said water, with date of priority of August 3, 1912, and

WHEREAS, On the 15th day of September A. D. 1914, John E. Martinsen,

the holder of said permit, duly made proof of the application to beneficial use of 29/50 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

John E. Martinsen

of Thatcher, County of Fremont, State of Idaho, the holder and owner of said Permit No. 8580, a perpetual right, dating from August 3, 1912, to the use of 29/50 of 1 cubic foot per second of the waters of unnamed 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 in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 28, T. 11 S.,

R. 40 E.B.M.,

and conducted to and upon 29 acres, divided as follows: 4 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$, 20 acres in NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 27; 5 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 28, all in T. 11 S., R. 40 E.B.M.,

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 or 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 25th day of January, A. D. nineteen hundred and fifteen.

Herbert Wing,

(Seal)

Acting State Engineer:

13 2051

