

No. 13902.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: C.W. Hoopes and Oliver Anderson.

Postoffice address: Weston,

County: Franklin

State: Idaho.

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(d) Names and addresses of directors:

(c) The amount paid in:

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 $8/10$ of one second foot. cubic feet per second.3. Source of water supply: An Un-named stream. Surplus waters in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 11 in Tp. 16, S $\frac{1}{2}$. Range 38 E.B.M.4. Location of point of diversion: About 900 feet West of the East Line of Sec. 11 (in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ thereof) Tp. 16 So. R. 38 E.B.M.

County of Franklin.

5. To be used for: Irrigating purposes.

I. Irrigation and domestic use. (a) Amount of land to be irrigated: Forty (40)

acres.

(b) In the following legal subdivisions: NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 12 in Tp. 16 So., Range 38 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: \$300.00

7. Description of works for diversion:

I. Kind of works: Ditch

II. Dimensions of works:

[a] Height of dam

feet, length of dam at top

feet,

length of dam at bottom

feet. Material used in construction:

[b] Capacity of reservoir

acre feet.

[c] Size of headgate, width

feet,

Height

feet.

(d) Conduit Ditch

width at bottom

2

feet,

width at water line

3

feet, depth of water

2

feet; diameter of pipe

inches; average grade per mile is 5 feet. Length of conduit is $\frac{1}{2}$ miles,
and it crosses the following quarter sections: SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 11 Tp. 16 So.,
R. 38 E.B.M. and SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 12 in Tp. 16 So. of R. 38 E.B.M.

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

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

C.W. Hoopes. Oliver Anderson. Applicant.

By

Agent.

Date of first receipt at office of State Engineer

9.00 A.M. March 19, 1913.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER.

The number of this permit is 9203

Recorded in Book 30 Page 9203 Approved April 5, 1913.

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 June 4, 1913. 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 July 5, 1913.

The whole of said work to be completed on or before October 5, 1913.

Beneficial use of water appropriated in accordance herewith, to be made on or before April 5, 1914.

Witness my hand this 5th day of April, 1913.

F.P.King,
State Engineer.

Remarks:

We two parties, are applicants for the water herein applied for, and purpose using the same jointly as our land is contiguous.

This water is not known by any name and collects in a certain draw located in Section 11 Township 16 South of Range 38 E.S.M. As shown in plan. The origin of this water is from irrigation in the west part of Section 11 and surrounding country. This stream varies in size owing to the amount of irrigation done in and about this section of the country. At time there is a good irrigating stream which diminishes irregularly, for this reason the amount of water isn't given in cubic feet per second, as required in this blank.

Recorded by
Checked by

L.L.
9/13

Proof of completion of works made January 27, 1914.

Certificate of completion of works issued February 14, 1914.

PERMIT NO. 9203

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that C. W. Hoopes and Oliver G. Anderson, of Weston, County of Franklin and State of Idaho, the holders of Permit No. 9203, issued upon Application No. 13902, bearing date of priority of March 19, 1913, authorizing the diversion of 8/10 of 1 second foot of the waters of an unnamed stream, County of Franklin, State of Idaho, for irrigation and domestic purposes, have 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 8/10 of 1 second foot of the waters of an unnamed stream; that the point of diversion of said waters is about 900 feet west of the east line of Sec. 11, in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 11, T. 16 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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 12, T. 16 S., R. 38 E. B. M., containing 40 acres.

Witness my hand this 14th day of February, A. D. 1914.

F. P. KING,

State Engineer of the State of Idaho.

On proper request of the holder of the above numbered permit, I have this 6th day of April, 1914, extended the time for beneficial use of water thereunder to April 30th, 1914.

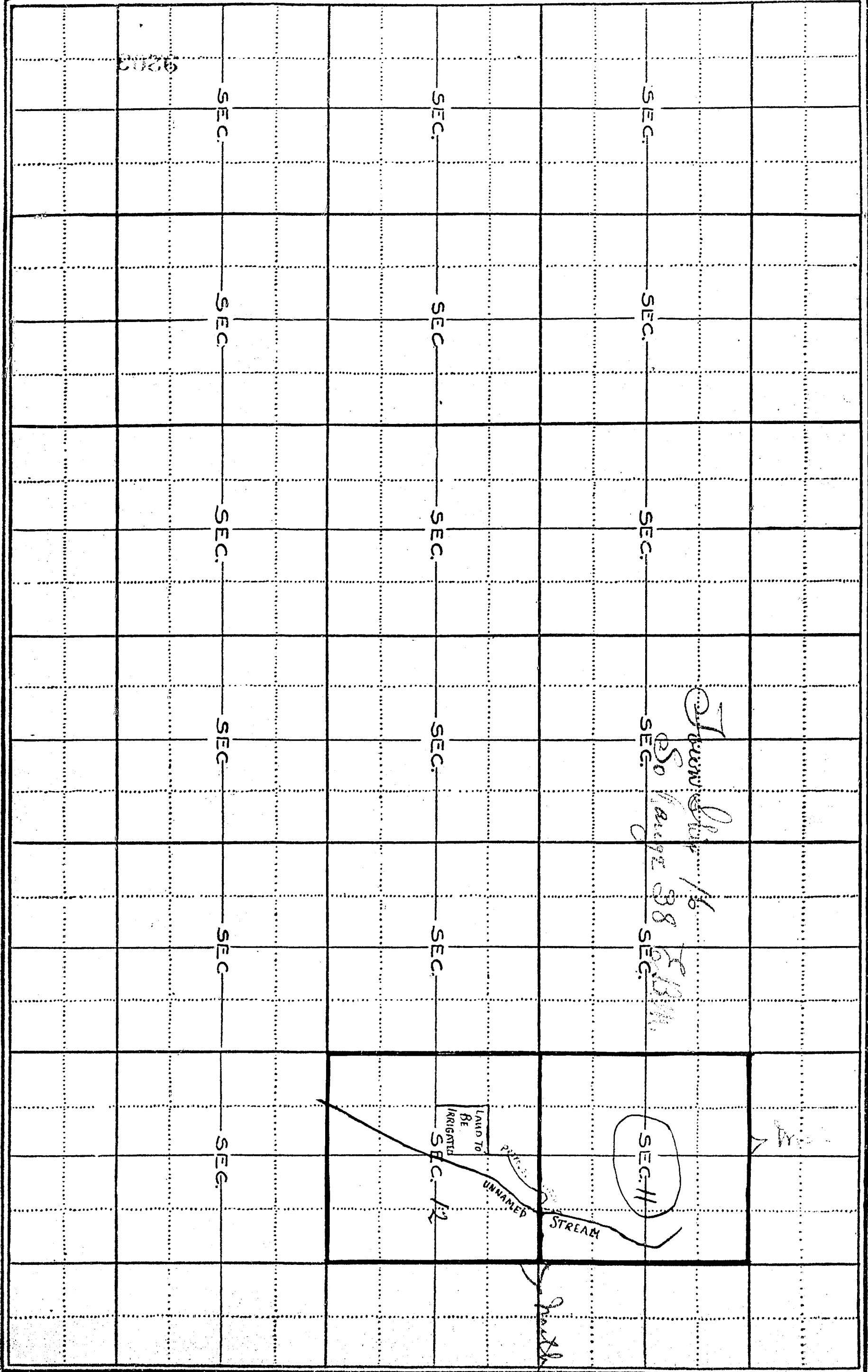
F. P. KING,

State Engineer.

License issued for 82/100 second feet

Page 1687 - C. W. Hoopes
" " - Oliver G. Anderson.

Name of Applicant C. H. Hoopes & Oliver Anderson



142013

AMSTERS

APR 5 1913

BY

W. H. H. H.

RECEIVED BY THE VICE PRESIDENT

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

BOISE, IDAHO. April 5, 1913.

Permit No. 9203,
C.W. Hoopes & Oliver Anderson,
Donnan, Idaho.

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~~
F.P. KING, State Engineer.

9203

State of Idaho

OFFICE OF STATE ENGINEER
BOISEF. P. KING,
STATE ENGINEER

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

E. W. Hoopes Et al.

Boise, Idaho, July 7, 1913.

Boston,
Dear Sir:

Under the terms of your permit No. 9203, you are required to complete your diversion works on or before Oct. 5. 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.

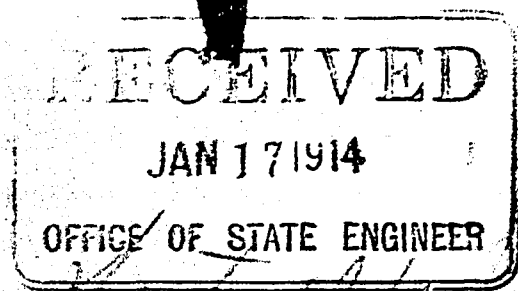
The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof 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

9203

119203



Winton J. Johnson 11-14
State Engineer, Boise Id.

In regards To Permit No
13902. I have completed the
work according to permit
Please advise me what
must be done in order
to hold up right.

Yours Respectfully
C. W. Hooper &
Oliver Anderson

9203

January 17, 1914.

Permit 9203

Mr. C. H. Hoopes, et al,
Weston, Idaho.

Sir:

In reply to your letter of the 16th inst. would say that, under the terms of the above numbered permit, proof of completion of works was required to be made by October 5, 1913, and the required notice was mailed you July 7th. You will, therefore, be required to furnish an affidavit showing the works were fully completed within the time specified in the permit and also state why proof was not made within the required time. This affidavit should be filed with the enclosed affidavit of holder for proof of completion of works, together with fee of \$5.00, as per instructions accompanying same.

Very truly yours,

F. P. KING,

State Engineer.

F5-6

By _____

9203

9203

RECEIVED

JAN 29 1914

OFFICE OF STATE ENGINEER

Wester

State Engineer

Dear Sir: Enclosed

you will find Affidavit
& papers up Completion of
works on the river to

I see by your letter this
should have been done
before Oct 5th 1913. We completed
the work & raised the water
by the 1st of June but did
not get the work that we
had to finish by the 1st of
July 1914. The letter you
stated was sent me for
some reason. I have received
it and hope it is finally
satisfactory. I will keep it
for you.

Permit No. 9203

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Franklin } ss.E. W. Hoopes, 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. 9203 and that his postoffice address is Weston
 State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by October 5th 1913

Third: That the use for which said water is intended is Agricultural

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: Ditch
 (Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(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 2 feet, width at water line 3 feet, depth of water 2 feet; diameter of pipe 4 inches: average grade per mile is 5 feet. Length of conduit is 1/2 miles.

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

8/10 of one second feet of water.

Sixth. That water appropriated under said permit is available for forty acres of land described as follows:

NE 1/4 of the SW 1/4 of Sec 12 in Tp 16 S. Range 38 East Boise Meridian

Seventh. Remarks: That

said works have been fully completed within the time specified in Permit No 9203

OFFICE OF STATE ENGINEER

Sign here.

Subscribed and sworn to before me this 27th day of January, 1914

My commission expires 11/25/1914

9203

Notary Public.

A F F I D A V I T .

STATE OF IDAHO,

COUNTY OF FRANKLIN : : SS.

C. W. Hooper, being first duly sworn, deposes and says that he is a resident of Weston, Franklin County, State of Idaho; that he is the owner and holder of Permit No: 9203 issued by F. P. King, State Engineer of and for the State of Idaho; that he has and did fully complete the works specified in said Permit No. 9203 within the time specified therein to-wit: October 5th, 1913; affiant further states that his failure to submit final proof to the engineering department of the State of Idaho, within the time specified in the said Permit No. 9203 was due to the fact that affiant did not receive, and up to date of making this affidavit has not received, notice from the said engineering department of the State of Idaho, with respect to the making of final proof of completion of works.

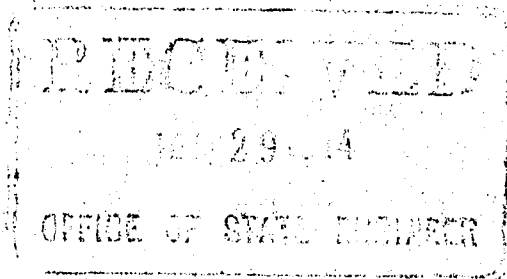
SIGNED:

C. W. Hooper

Subscribed and sworn to before me this 27 day of January, 1914.

Leo A. Gasto
Notary Public.

My Commission expires Nov. 25th, 1914.



9203

February 21, 1914.

Permit 9203

C. W. Hoopes,
Weston, Idaho.

Sir:

Am enclosing herewith certificate of completion
of works and receipt for fee for proof of completion
under above permit.

Very truly yours,

F. P. KING,

State Engineer.

CCW-R6218

By _____

9203

108

Wreston Mass 24th 14

State Engineer

Dear sir: In regards
to mine & Mrs Andersons
permit No 9203 - would
like you to advise us
what steps to take
before making final
proof.

Yours truly
C. W. Hoopes

9203

March 26, 1914.

Permit 9203

C. W. Hoopes,
Weston, Idaho.

Sir:

Replying to your letter of the 24th inst. would say that proof of beneficial use of water under the above permit is required to be made April 5, 1914, in order to retain your original date of priority. In view of the fact that there is not now time for the required four weeks publication of the notice prior to said date, I would suggest that you make application for extension of time for beneficial use of water. This application should be made in duplicate upon the enclosed forms. The enclosed forms for notice of proof should be filled out and returned to this office in ample time for the notice to be sent to the paper for the required four weeks publication.

Very truly yours,

M. P. KING,

State Engineer.

2F3-3NU

By _____

9203

4/1 30

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

March 28, 1917

(P. O.)

Weston, Idaho

To the State Engineer,

Boise, Idaho.

Dear Sir:

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

Franklin County Citizens, of Preston, Idaho, published in the

county in which the works are situated.

C. W. Hopper Oliver Anderson

(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.

9293

RECEIVED

OFFICE OF STATE ENGINEER

NOTICE FOR PUBLICATION

OFFICE OF STATE ENGINEER

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2 PM on the 30th day of April, 1914,
 at Weston, County of Franklin, State of Idaho,
 before George D. Easton, Notary Public, proof will be submitted
 of the application to beneficial use of 8/10 of one second foot cubic feet per second of the waters of
Unnamed Stream, in accordance with the terms and conditions of Permit No. 9203
 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 C. W. Hoopes
and Oliver Anderson of Weston, Franklin Co, Idaho
2. The use to which said water has been applied is Irrigation Purposes
3. The amount applied to beneficial use is all of said water
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
NE 1/4 of SW 1/4 of Sec. 12 in Tp. 16 S of Range
38 E 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 has no name
6. The right to take the water from such works is based upon Permit No. 9203
7. The source of supply from which such water is diverted is a certain draw located
in Sec 11, Township 16 S of Range 38 E B M
8. The date of the priority which said user is prepared to establish is March 19th, 1913

OFFICE OF STATE ENGINEER

Permit No. 9203

Application for Extension of Time for Beneficial Use Proof.

STATE OF IDAHO,
County of Franklin } ss.C. W. Hopper & Oliver Anderson, of Weston, Franklin Co.
State 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, No. 9203THAT under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by April 3rd, 1914THAT he has heretofore put to beneficial use 8 1/2 second feet of water and has irrigated 30 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:

By reason of freezing weather and ice-blocked ditchesWHEREFORE, He asks that the State Engineer extend the time for the making of proof of beneficial use under said permit to April 30th, 1914

And further, deponent saith not.

Subscribed and sworn to before me this 28th day of March, 1914C. W. Hopper Oliver Anderson
Leo A. Gasto

Notary Public.

My commission expires Nov. 25, 1914Date of receipt at office of State Engineer March 30, 1914.

APPROVAL OF STATE ENGINEER.

I, F. P. King, 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. 9203, to April 30, 1914.Witness my hand this 6th day of April, 1914.F. P. King
State Engineer.

9203

Permit 9203

April 7, 1914.

C. W. Hoopes and
Oliver Anderson,
Weston, Idaho.

Gentlemen:

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

Very truly yours,

F. P. KING,

State Engineer.

ET

By _____

9203

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

G. W. Hodges & Oliver Anderson
c/o George D. Casto,
Weston, Idaho

BOISE, IDAHO, April 16, 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. 9203.

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 April 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 Weston, before George D. Casto, notary public.

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.

9203

STATE OF IDAHO

ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

C. W. Hoopes & Oliver Anderson
c/o George D. Casto,
Weston, Idaho

BOISE, IDAHO. April 16, 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. 9203.

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

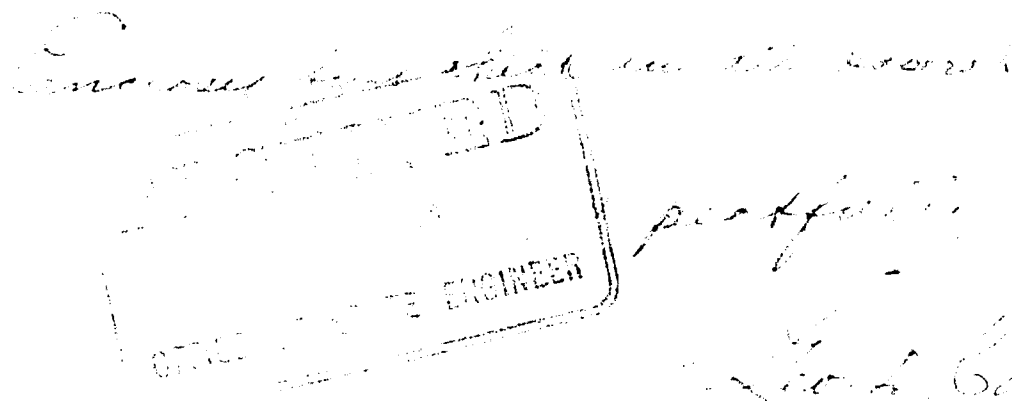
In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On April 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 Weston, before George D. Casto, notary public.
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.



9203

PERMIT NO. 9203

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDERS

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

Ans. E. W. Hoopes 7 yrs., Weston, Idaho; Farmer, Weston, Idaho.Oliver Anderson 33 yrs Weston, Idaho, Farmer, Weston, Idaho

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

Ans. _____

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

Ans. No. 9203, April 5, 1913, March 19, 1913

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

Ans. Water rises in a certain draw located in Sec 11, Tp. 16 S., R. 38 E. 6 M.Point of diversion is 900 ft. west of section line between sections 11 & 12 Tp. 16 S. R. 38 E. 6 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. A ditch about 2 ft. wide at bottom, and 3 ft. wide at top, about 3 ftdeep and 1/2 mile long, and begins about 900 W. of section line between sections 11 & 12 Tp. 16 S. of R. 38 E. 6 M. B.

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. Used for irrigation, Land is cultivated, now grows agood crop of alfalfa; irrigated about 40 acres located in N.E. 1/4 of Sec. 12 Tp. 16 S. of R. 38 E. 6 M.

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. 8 1/2 of one second 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. _____

9203

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

Ans. Water was first used on said lands according to provisions of permit #9203 on 28 days of June, and was used continuously during summer of 1913. Water in amount estimated at 1 cusec. per sec. is now irrigating said lands.

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.

We have no other water than that aforesaid.

(Sign) C. W. Hoopes
Oliver Anderson

I hereby certify that the foregoing testimony was read to the above subscribers before its signing, that I believe ^{them} ~~him~~ to be the persons ^{they} ~~he~~ represents ^{themselves} ~~himself~~ to be, and that said testimony was subscribed and sworn to before me, at my office in Weston, County of

Franklin, State of Idaho, on this 30th day of April, A. D. 1914.

Leo D. Gasta
Notary Public

My Commission expires 11-25-1914.

9203

Permit No. 9203**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Orson Olsen, 53 yrs., Weston, Idaho, farmer, Weston, Idaho.Ques. 2. Are you acquainted with Oliver Anderson and C. W. Hoopes, the holders of Permit No. 9203? How long have you known ^{them} ~~him~~ and where does ~~he~~ ^{they} reside?Ans. Have known each one over twenty years, both reside at Weston, Franklin County, State of IdahoQues. 3. Have you read or heard read said Permit No. 9203, 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. a sort of draw located in Sec. II, Tp. 16 So. R. 38. E. B. M.; 900 ft. West of Sec. line between Sec. II, and Sec. 12, TP. & R. aforesaid, a ditch about 2 ft. wide at bottom and 3 ft. at top, and about $\frac{1}{8}$ mile long

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. About one cu. ft. per sec. Ditch carries about that amount now.

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: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of sec. 12, Tp. 16. So. R. 38. E.B.M. forty acres. The land is cultivated land, now growing a splendid crop of alfalfa.

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

Ans.

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

Ans. Land is a sort of clayey loam. One cu. ft. per sec. will water said lands fairly well.

9203

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, monetary or otherwise.

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 used the above water on the said lands, during June and July of 1913, and have seen said waters being used upon the said lands this spring of 1914, and I also helped to construct the ditch leading the waters out upon said lands.

(Sign) Orson Olsen

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 Weston, County of Franklin, State of Idaho, on this 30th day of April, A. D. 1914.

Geo. D. Gasto

Notary Public.

My Commission Expires November 25th, 1914.

Permit No. 9203**Proof of Application of Water to Beneficial Use****DEPOSITION OF WITNESS**

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

Ans. Ira M. Schow, 39 yrs., Weston, Idaho, Farmer, Weston, Idaho.Ques. 2. Are you acquainted with Oliver Anderson and C. W. Hoopes, the holders of Permit No. 9203? How long have you known ^{them} ~~him~~ and where do ~~he~~ ^{they} reside?Ans. They both reside in Weston, Idaho, I have known them each for a little more than three years.Ques. 3. Have you read or heard read said Permit No. 9203, 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. Water rises in a certain draw, located in Sec. II of Tp. 16 So. of R. 38 E. B. M.; diversion occurs about 900 ft. west of section line between sections II & I2. Tp. & R. aforesaid; Permit holders have constructed a ditch about $\frac{1}{2}$ mile long, 3 ft. wide and 2 ft. deep to their lands.

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. About one cu. ft. per sec. Parties are using said amount now.

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. Used for irrigation; the lands are well cultivated, and now grow a good crop of alfalfa; waters are used on NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 12. in Tp. 16 So. of Range 38 East Boise Meridian

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

Ans.

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

Ans. Land is a clay loam, and the water now being used I think is ample to irrigate the said lands.

9203

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 said water being used on said lands in the amount aforesaid during the summer of 1913, and I have helped irrigate said lands with said water during this spring (1914).....

(Sign)

Ora M. Schou

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 Weston County of Franklin

State of Idaho, on this thirtieth day of April A. D. 1914.

Leo D. Casto

Notary Public.

My Commission Expires November 25th, 1914.

9203

Affidavit of Publication

STATE OF IDAHO, }
County of Franklin } ss

NOTICE FOR PUBLICATION.

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 2 p. m. on the 30th day of April, 1914, at Weston, County of Franklin, State of Idaho, before George D. Casto, notary public, proof will be submitted of the application to beneficial use of 8-10 of one second foot cubic feet per second of the waters of unnamed stream, in accordance with the terms and conditions of Permit No. 9203 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: C. W. Hoopes and Oliver Anderson of Weston, Franklin County, Idaho.

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

3.—The amount applied to beneficial use is all of said water.

4. The place where said water is used is NE¼ of SW¼ of Sec. 12, in Tp 16, S. of range 38 E. B. M.

5. The name of the canal or ditch or other works by which said is conducted to such place of use is—ditch has no name.

6. The right to take the water from such works is based upon Permit No. 9203.

7. The source of supply from which said water is diverted is a certain draw located in Sec 11, Township 16 South of range 38 E. B. M.

8. The date of the priority which said user is prepared to establish is March 19th, 1913.

F. P. KING,
State Engineer.

I, Walter R. Ro do solemnly swear that I am one of the publishers of the FRANKLIN COUNTY CITIZEN, a weekly newspaper of general circulation published each week at Preston, Idaho; that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper for 4 consecutive weeks, the first publication having been made on the 2 day of April 1914 and that the last publication was made on the 23 day of April 1914 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.

Walter R. Ro

Subscribed and sworn to before me this 29 day of April, 1914

Arthur M. Mearns
Notary Public.

I, George D. Casto, Register, do hereby certify that a notice, a printed copy of which is hereto 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 29 day of April 1914

9203

OK - J
10/2

REPORT OF ENGINEER

Rr. No 9203

1. State name of applicant and number of permit: C. W. Hoopes & Oliver Anderson
2. State source of water supply: Un-named Stream
3. Location of point of diversion: NE 1/4 NE 1/4 Sec 11 T16 S R38 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: 1 1/2 feet
 - (b) Width at water line: 2 1/2 "
 - (c) Depth of water: 1.0 "
 - (d) Grade per mile: 2.5 "
 - (e) Capacity of ditch: At least 3 sec ft. 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: 32 Acres NE 1/4 SW 1/4 Sec 12 T16 S R38 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

OCT 30 1914

OFFICE OF STATE ENGINEER

Examined Sept 30 - 1914T. G. Bantz

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.

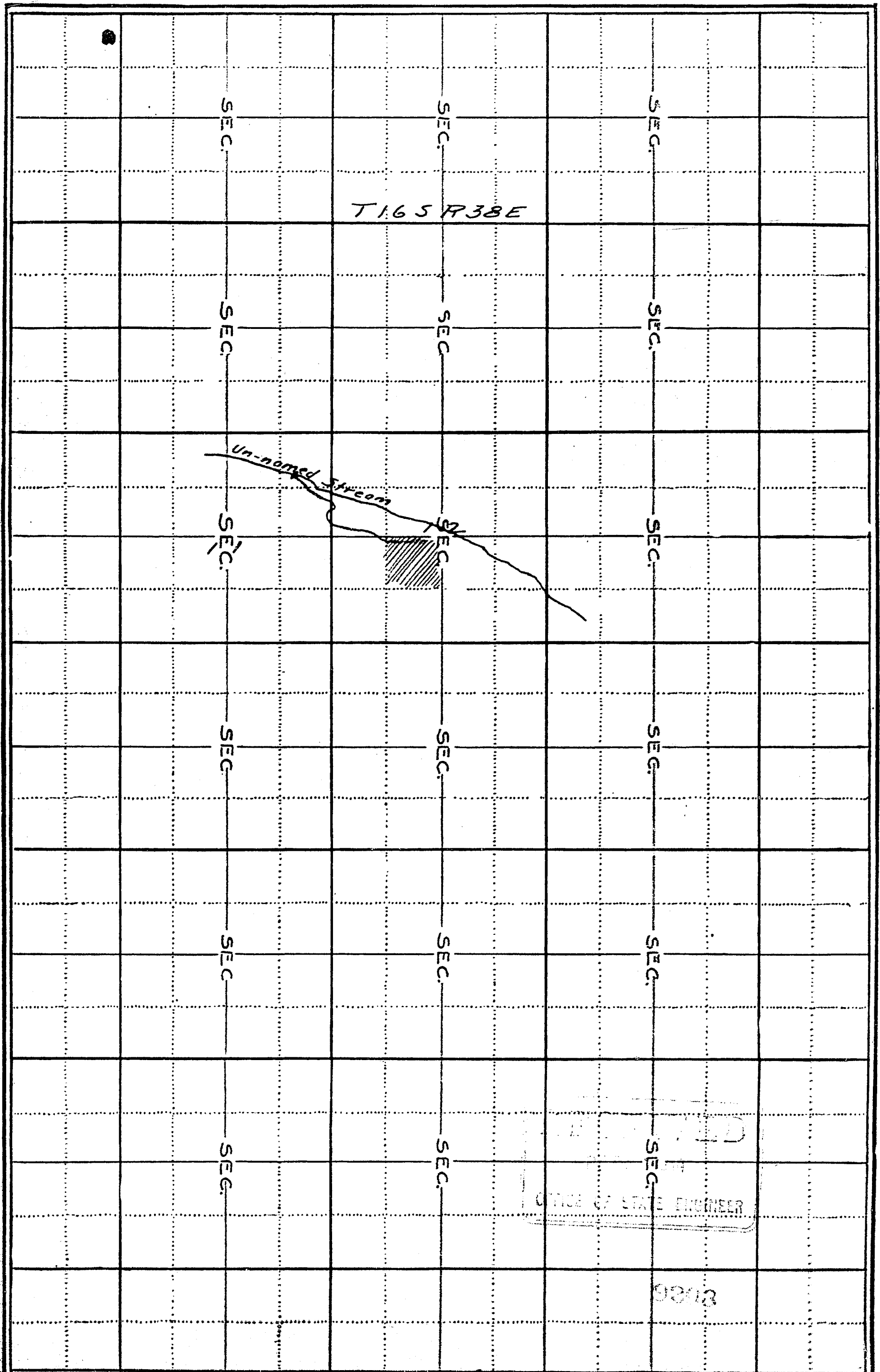
Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

9203

Name of Applicant *C.W. Hoopes and Oliver Anderson* Per No *9203*



November 7, 1914.

Permit 9203.

Mr. C. E. Hoopes,
Weston, Idaho.

Sir:

Am enclosing herewith water license issued
under above permit, with receipt for fees.

Very truly yours,

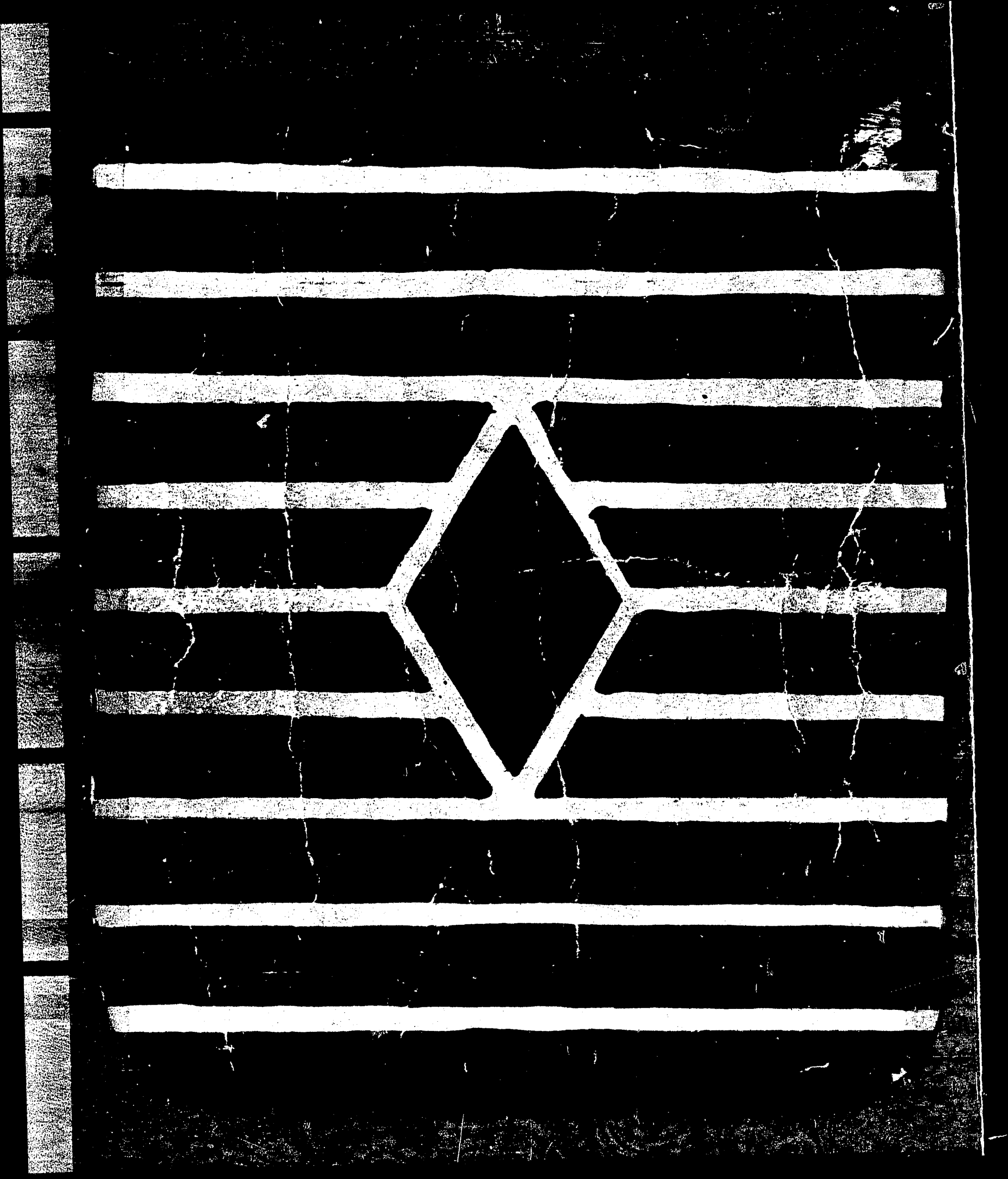
Herbert Wing,

Acting State Engineer.

L

By _____

9203



County: Franklin
 Stream: An unnamed stream
 Amount: 32/50 of 1 cu.ft.
 Use: irrigation and domestic
 Priority: March 19, 1913.

13-2058

STATE OF IDAHO

Water License No. 9203

WHEREAS, On the 19th day of March, A. D. 1913,
 C. W. Hoopes and Oliver Anderson

of Weston, County of Franklin, State of Idaho, duly made application
 (No. 13902) to me for a permit to use 8/10 of 1 cubic foot per second of the waters of
 an unnamed stream, surplus waters in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 11, T. 16 S.,
 R. 38 E.B.M.,
 County of Franklin, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 5th day of April, A. D. 1913, Permit No. 9203 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 5th day of October, A. D. 1913, and for the application to ben-
 efitial use of said water on or before the 5th day of April, A. D. 1914, and,

WHEREAS, On the 27th day of January, A. D. 1914,
 C. W. Hoopes and Oliver Anderson

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
 8/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 9203
 dated February 14, 1914, confirming the completion of works of sufficient capacity for diverting and
 conveying to the place of intended use 8/10 of 1 cubic foot per second of said water,
 with date of priority of March 19, 1913, and

WHEREAS, On the 6th day of April, A. D. 1914, the time for beneficial use
 of water under said permit was extended to the 30th day of April, A. D. 1914, and,

WHEREAS, On the 30th day of April, A. D. 1914,
 C. W. Hoopes and Oliver Anderson

the holder of said permit, duly made proof of the application to beneficial use of 32/50 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 C. W. Hoopes and Oliver Anderson

of Weston, County of Franklin, State of Idaho, the holder and owner
 of said Permit No. 9203, a perpetual right, dating from March 19, 1913
 to the use of 32/50 of 1 cubic foot per second of the waters of an unnamed stream,

in the County of Franklin and State of Idaho, or so much thereof as may be necessary for the
 purposes hereinbelow mentioned, to be diverted at a point in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 11,
 T. 16 S., R. 38 E.B.M.,

and conducted to and upon 32 acres in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 12, T. 16 S., R. 38 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 26th day of October
 A. D. nineteen hundred and fourteen.

Herbert Wing,

(Seal)

Acting State Engineer.

13 2058