

No. 12327

APPLICATION FOR PERMIT
To appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Taliesin Reynolds
Postoffice address: Malad City, Idaho
County: Oneida State: Idaho
2. The quantity of water claimed is all the natural flow and the flood waters, about $\frac{1}{2}$ of one cubic foot per second.
3. Source of water supply: Peabody Creek.
4. Location of point of diversion: Approximately the northeast corner of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 19, Tp. 13 S. R. 37 E. B. M.
County of Oneida
5. To be used for: Irrigation & Domestic
 - I. Irrigation and domestic use:
 - (a) Amount of land to be irrigated: twenty five acres.
 - (b) In the following legal subdivisions: N $\frac{1}{2}$ of the NW $\frac{1}{4}$ Section 19, Tp. 13 S. of Range 37 East B. M.
6. Estimated cost of works: \$10.00
7. Description of works for diversion:
 - I. Kind of works: simple ditch.
 - II. Dimensions of works:
 - (a) Conduit ditch, width at bottom 1 $\frac{1}{2}$ feet, width at water line 2 feet, depth of water 4 to 5 in. Average grade per mile is 20 feet, according to fall. Length of conduit is $\frac{1}{2}$ mile, and it crosses the following quarter sections: N $\frac{1}{2}$ of the NW $\frac{1}{4}$ Sec. 19, Tp. 13 S. R. 37 E.
8. The time required for the completion of the construction of such work is one year.
9. Time required for the complete application of the water to the proposed use is one additional year.

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.

Taliesin Reynolds, ... Applicant.
By T. E. Ray.....Agent.

Remarks: Peabody Creek is a branch of Devil Creek but the natural flow of the creek never reaches the channel of Devil Creek at any season of the year. The natural flow is highest in the Spring of the year but dwindle to so small a quantity in the dry season as is about sufficient to irrigate a small garden tract. Peabody Creek is fed by several springs and this applicant wishes this permit to include the water from all such springs.

APPROVAL OF STATE ENGINEER.

The number of this permit is 8234.

Date of first receipt at office of State Engineer 9:00 a.m. April 25, 1912.

Recorded in Book 26. Page 8234. 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, 1912.

The whole of said work to be completed on or before May 4, 1913.

Beneficial use of water appropriated in accordance herewith, to be made on or before May 4, 1914.

Witness my hand this fourth day of May, 1912.

A. E. Robinson,

State Engineer

Satisfactory affidavit for proof of completion of works received May 12, 1913.

Fee received May 26, 1913.

Certificate of completion of works received June 7th, 1913.

PERMIT NO. 8234.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Taliesin Reynolds, of Malad City, County of Oneida, and State of Idaho, the holder of Permit No. 8234, issued upon Application No. 12327, bearing date of priority of April 25, 1912, authorizing the diversion of $\frac{1}{2}$ of 1 second-foot of the waters of Peabody Creek, County of Oneida, 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 $\frac{1}{2}$ of one second-foot of the waters of Peabody Creek, that the point of diversion of said waters is approximately in the NE Corner of NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 19, Twp. 13 S., R. 37 E. B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: N $\frac{1}{2}$ of NW $\frac{1}{4}$ Sec. 19, Twp. 13 S., R. 37 E. B. M., containing 25 acres.

Witness my hand this 7th day of June, A.D. 1913.

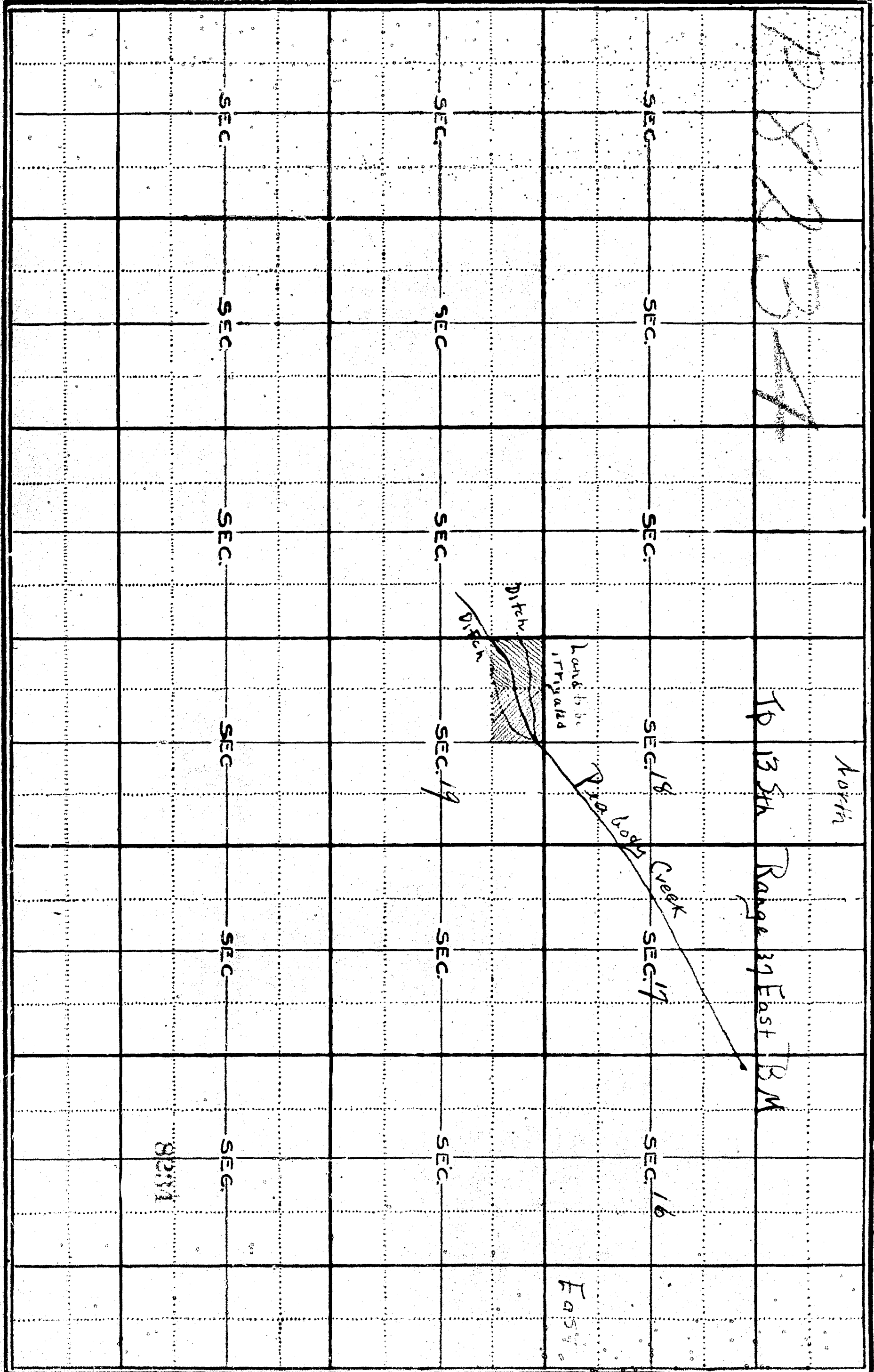
F.P. King,

State Engineer of the State of Idaho.

License issued for *3/10* second feet

Page 1376

Name of Applicant Taliesin Reynolds Malad City, Idaho



PERMIT MAP NO. 8234

AS APPROVED

MAY 4 1942

A. E. ROBINSON
STATE ENGINEER

8234

State of Idaho
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
STATE ENGINEER

Permit #8234-

Boise, Idaho, May 18, 1912

Taliesin Reynolds,

Malad City, 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.

8234

M 3/

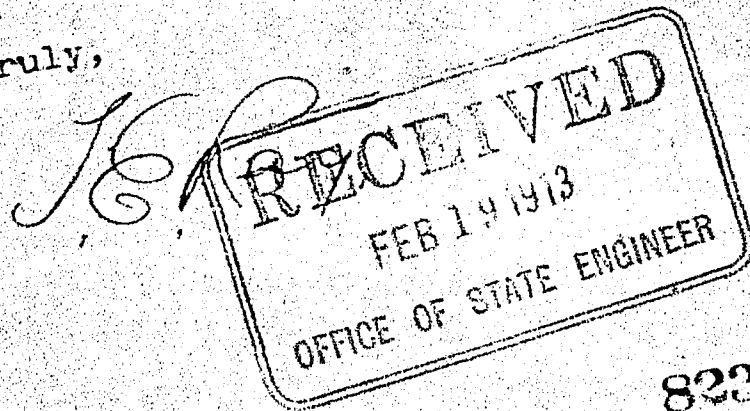
T. E. RAY
ATTORNEY AT LAW
MALAD CITY
IDAHO

Malad City, Idaho, 2/11/13

A.E. Robinson,
Boise, Idaho.

Enclosed please find authority to publish at expense of
Taliesin Reynolds notice of proof of application of water to beneficial
use in accordance with permit no 8234.

Very truly,



8234

State of Idaho**OFFICE OF STATE ENGINEER
BOISE****F. P. KING,
STATE ENGINEER****INSTRUCTIONS****PROOF OF COMPLETION OF WORKS****Boise, Idaho,****Dear Sir:**

Under the terms of your permit No. 8234, you are required to complete your diversion works on or before May 4, 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****8234**

March 28, 1913.

Permit 8234

Taliesin Reynolds,
Malad City, Idaho.

Sir:-

At the last session of the legislature a law was passed doing away with the publication of notice of proof of completion of works where the amount of water called for in the permit is 6.4 second feet or less. Am herewith inclosing you letter of instructions and affidavit required in such cases.

Very truly yours,

F.P.KING,

State Engineer.

F101-2

By _____

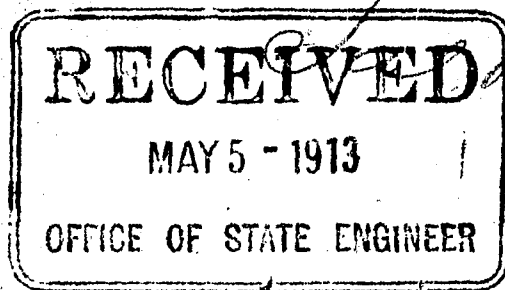
8234

A. E. Robinson,

T. E. RAY
ATTORNEY AT LAW
MALAD CITY
IDAHO

May, 2nd 1913

Please send information in
regard to proof of water to
beneficial use.



8234

May 7, 1913.

Permit 8234

Mr. Taliesin Reynolds,
Malad City, Idaho.

Sir:

We are in receipt of yours of May 3rd,
enclosing affidavit for proof of completion
of works under above permit. Upon receipt
of fee of \$5.00 the certificate will issue.

The notice of proof of beneficial use of water
is required to be advertised four weeks prior
to the date of making said proof. If you have
the land under cultivation and desire to proceed
with your proof at this time, the enclosed blanks
should be filled out and returned to us. As
license can be issued for only the amount of
water that has been actually used, allowing
an inch to the acre for land actually under
cultivation or irrigated for natural meadow or
pasture, it is well to have as much of the land
under cultivation as possible at the time proof
is made.

Very truly yours,

F. P. KING,

State Engineer.

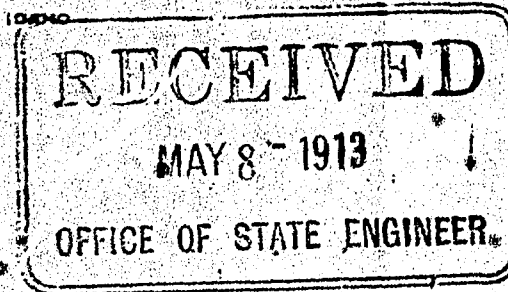
3N-BU

By _____

8234

T. E. RAY
ATTORNEY AT LAW
MALAD CITY

May 5th 1913



Mr. P.P. King,
State Engineer,
Boise, Idaho.

Dear sir:

In the proof of completion of works under permit No. 8234 under character of works the following was stated "ditch", it should have been "two ditches" Please correct this or return for correction as two ditches were constructed according to the map submitted on application.

Very truly,

Taliesin Reynolds
By T. E. Ray

8234

May 8, 1913.

Permit 8234

Mr. Taliesin Reynolds,
c/o T. E. Ray, Lawyer,
Malad City, Idaho.

Sir:

I am returning you herewith affidavit relative
to completion of works under above permit for
correction, as per your letter of the 5th inst.

Very truly yours,

F. P. KING,

State Engineer.

Aff. CW

By _____

8234

OFFICE OF STATE ENGINEER

Permit No.

Proof of Completion of Works

Affidavit of Holder

STATE OF IDAHO,

County of Oneida } SS.Salisim Reynolds, 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. 8234 and that his postoffice address is Malad City State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 4th, 1913

Third: That the use for which said water is intended is Irrigation & domestic

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 no ditches
(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 no ditches width at bottom 1 1/2 feet, width at water line 2 feet, depth of water 6 inches; diameter of pipe ✓ inches;

((State whether ditch, flume or pipe.))

average grade per mile is 70 feet. Length of conduit is 1/4 miles. each

Fifth. That said works are capable of conducting to the place of intended use no second feet of water.

Sixth. That water appropriated under said permit is available for 25 acres of land described as follows: North half of the North one quarter Section 19 Township 13 South Range 37 East Bm

Seventh. Remarks: That

RECEIVED

OFFICE OF STATE ENGINEER

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MAY 5 - 1913

OFFICE OF STATE ENGINEER

8234

Salisim Reynolds
Sign here.

Subscribed and sworn to before me this 3rd day of May, 1913

My commission expires Nov 13, 1914

Notary Public

May 12, 1913.

Permit 8234

Mr. T. Reynolds,
Malad City, Idaho.

Sir:

Am today in receipt of corrected affidavit
relative to proof of completion of works under
above permit. Upon receipt of fee of \$5.00,
certificate will issue.

Very truly yours,

F. P. KING,

State Engineer.

By _____

8234

T. E. RAY
ATTORNEY AT LAW
MALAD CITY
IDAHO

May 17th 1913

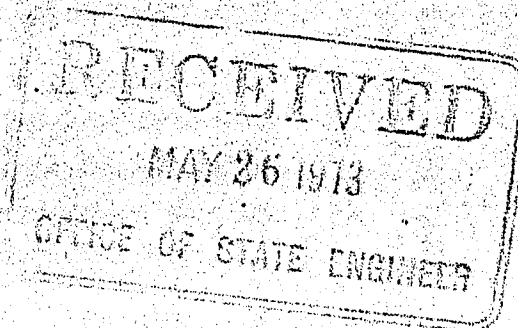
Mr. F. P. King,

State Engineer, Boise, Idaho.

Enclosed please find money order for five dollars to cover cost of
issuance of certificate for proof of completion of works under
permit no. 8234.

Very truly,

Julius Reynolds



8234

R

May 26, 1913.

Permit 8234

Taliesin, Reynolds,
Malad City, Idaho.

Sir:

Am herewith enclosing you receipt for fee for
proof of completion of works under above permit.
The certificate will be mailed just as soon as
we can get to it.

Very truly yours,

F.P.KING,

State Engineer.

R5527

By _____

8234

June 19, 1913.

Permit 8234

Taliesin Reynolds,
Malad City, Idaho.

Sir:

Am herewith enclosing you certificate of
completion of works issued under above permit.

Very truly yours,

P. P. KING,

State Engineer

CCW

By _____

8234

State of Idaho

ENGINEERING DEPARTMENT BOISE

F. P. KING,
STATE ENGINEER

Taliesen Reynolds,
Malad, Idaho.

Feb. 1, 1914.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. 8234 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.

8234

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Feby 13th 1914

(P. O.) Malad City Oneida County Idaho

To the State Engineer,
Boise, Idaho.

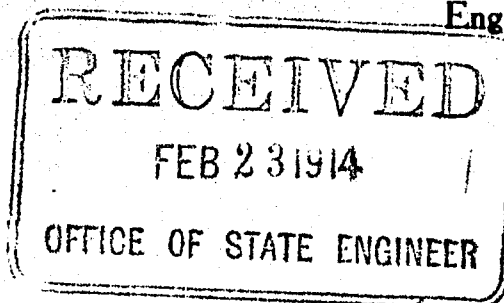
Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Idaho Enterprise, of Malad City Oneida County Idaho, published in the
county in which the works are situated.

Jules M. Reynolds

(If any 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 10 a. m. on the fourth day of April, 1914,
 at Malad City Oneida, County of Oneida, State of Idaho,
 before T.E. Ray a Notary public, proof will be submitted
 of the application to beneficial use of one-half of a cubic ~~feet~~ per second of the waters of
Peabody Creek, in accordance with the terms and conditions of Permit No. 8234
 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 Taliesin
Reynolds, Post Office address Malad City, Oneida County, Idaho

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

3. The amount applied to beneficial use is one-half of one cubic per second

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)
N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 9, Township 13 South Range 37 East Boise Meridian

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

6. The right to take the water from such works is based upon Permit No. 8234

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

8. The date of the priority which said user ~~is prepared to establish~~ is April 25
May 4th 1912

RECEIVED

OFFICE OF STATE ENGINEER

F. P. KING,
 State Engineer.

Copy

February 23, 1914.

Permit 8234

Taliesin Reynolds,
Malad City, Idaho.

Sir:

Am today in receipt of notices for proof of beneficial use of water under above permit. The notice for publication will be mailed to the Idaho Enterprise in time for the required four weeks publication prior to April 4th and deposition blanks will be mailed to Mr. T. E. Ray.

Very truly yours,

F. P. KING,

State Engineer.

By _____

8234

State of Idaho

A. E. ROBINSON
ENGINEER

ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS.

T. Reynolds,
c/o T. E. Ray,
Malad, Idaho.

Proof of Beneficial Use.

Boise, Idaho, March 17, 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. 8234.

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 4th, 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 Malad City, before T. E. Ray.

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,

A. E. ROBINSON
F.P.KING, ~~XXXXXXXXXXXX~~
State Engineer.

8234

PERMIT No. 8254

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Taliesin Reynolds, age 35; residence Malad City, Oneida County, Idaho, occupation, Farmer; P.O. Address, Malad City, 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 in person

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

Ans. Permit Number 8234; date Apr 25 1912; date of priority ~~April 25th~~ April 25th 1912

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

Ans. Peabody Creek; point of diversion approximately the north-east corner of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 19 Tp 13 South Range 37 East B.M. in Oneida County, Idaho

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.

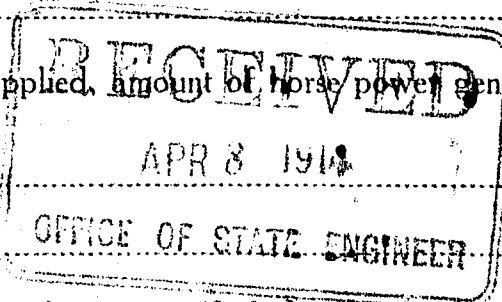
Ans. Works of diversion simple dam and ^{two} ditches; will convey one cubic foot of water from point of ~~conversion~~ diversion to place of use; Reynolds dam and ditch

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have *actually* been irrigated with said water.) 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. Water is used for irrigation and domestic purposes upon N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 19, Township 13 south Range 37 East B.M. ^{actually} have irrigated twenty acres on said above described land; 15 acres cultivated/and 5 acres natural meadow land ^{in NW $\frac{1}{4}$ NW $\frac{1}{4}$} nature improvements, cultivated land much increased in productiveness and grass on meadow land much better

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

Ans. XXXXXXXXXXXX



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

Ans. $\frac{1}{2}$ cubic foot 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. XXXXXXXX

8234

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

Ans. Used $\frac{1}{2}$ cubic foot of water upon the said 20 acres of land from 1st of May, 1912 to ~~the~~ 1st of September 1912, and from 1st of May 1913 to 1st of September, 1913, by turning water upon the said land into small ditches constructed thereon and thoroughly saturating the soil

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. none

(Sign)

Thomas Reynolds

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 Malad City, County of

Oneida

, State of Idaho, on this fourth day of April

A. D. 1914

John T. E. Ray

Notary public.

Permit No. 8234

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Henry Glead; age 35; Malad City, Oneida County, Idaho.
Farmer; P.O. Address, Malad City, Idaho.

Ques. 2. Are you acquainted with Taliesin Reynolds, the holder of Permit No. 8234? How long have you known him and where does he reside?

Ans. Have known him all my life, resides in Malad City, Idaho

Ques. 3. Have you read or heard read said Permit No. 8234, and are you familiar with its provisions and conditions?

Ans. Yes sir; 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. Peabody Creek; approximately the Northeast corner of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ sec 19, Tp 13 S. R. 37 E.B.M.

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?

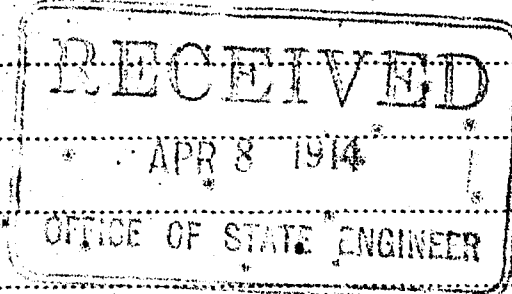
Ans. About one cubic foot per second; about one half cubic foot per second

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 and domestic purposes; used for the irrigation of of 15 acres cultivated land upon the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19 and for the irrigation of 5 acres natural meadow land in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 19 all in Tp 13 S.R. 37 E.B.M. said amounts of land have been irrigated; nature of improvement is that the 15 acres cultivated land has been greatly increased in productive qualities and the meadow land has a much better growth of grass upon it.

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

Ans. ~~XXXXXXXXXXXX~~



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 character of cultivated land reclaimed is a little generally mixed with black loam; and character of meadow land reclaimed is sandy black heavy soil

8234

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 sir

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 witnessed application to beneficial use of water diverted under said permit as follows; from middle May, 1912 to 1st Sept 1912, one half cubic foot per second has been diverted upon 15 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19 and on 5 acres in NW $\frac{1}{4}$ NW CSec 19; and the same amount upon same land in same legal subdivisions from middle May, 1913 to Sept 1st 1913; said water was diverted into small ditches upon said land and land or soil thoroughly saturated

(Sign)

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 Malad City, County of Oneida State of Idaho, on this fourth day of April A. D. 1914

Notary Public.

My Commission Expires Nov 13th 1914

Permit No. 8234

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. William H. Glead; age 31; residence Malad City, Oneida County, Idaho
Farmer; P.O. Address, Malad City, Idaho.

Ques. 2. Are you acquainted with Taliesin Reynolds, the
holder of Permit No. 8234? How long have you known him and where does he reside?

Ans. Yes, have known him all my life, he resides in Malad City, Idaho

Ques. 3. Have you read or heard read said Permit No. 8234, and are you familiar with its provisions and conditions?

Ans. Yes, 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. Peabody Creek; place of diversion approximately the Northeast corner of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 19, tp 13 S. R. 37 E.B.M. two ditches

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 cubic foot per second; have seen one half of one cubic foot per second being conveyed

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 and domestic purposes; used for irrigation of 15 acres of cultivated land on NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19 and for irrigation 5 acres natural meadow land on NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19 all in Tp 13 S. R. 37 E.B.M. nature of improvements are that the cultivated land is made much more productive and the meadow land raises heavier crop grass

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

Ans. XXXXXXXXXX

RECEIVED

APR 8 1944

OFFICE OF STATE ENGINEER

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. character cultivated land is little gravelly and black loam; natural meadow land sandy black heavy soil

8234

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

Ans. Mosir

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. Have witnessed application to beneficial use of water under said permit during year 1912 and 1913, one half cubic foot per second diverted from about middle May, 1912 to 1st September, 1912, upon 15 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19 and on 5 acres meadow land in NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 19, and same amount upon same acreage from middle May, 1913 to 1st September, 1913, in same legal subdivisions as year 1912; water was diverted into small ditches and the soil thoroughly saturated.

(Sign)

William H. Blair

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 Malad City, County of Oneida

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

Notary Public.

My Commission Expires November 13th 1914

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION

Notice of Proof of Application to Beneficial Use

Notice is hereby given that at 10 a. m. on the fourth day of April, 1914 at Malad City, County of Oneida, State of Idaho, before T. E. Ray a notary public, proof will be submitted of the application to beneficial use of one-half of a cubic foot per second of the waters of Peabody Creek, in accordance with the terms and conditions of Permit No. 8234 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 Talliesin Reynolds, Post Office address, Malad City, Oneida County, Idaho.

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

3. The amount applied to beneficial use is one-half of one cubic foot per second.

4. The place where said water is used is N $\frac{1}{2}$ N W $\frac{1}{4}$ Section 9, Township 13 south, Range 37 East Boise Meridian.

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

6. The right to take water from such works is based upon permit No. 8234.

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

8. The date of the priority which user is prepared to establish is April 25, 1912.

F. P. KING
State Engineer

William James
Publisher, of the
IDAHO ENTERPRISE, published weekly, at Malad
City, Idaho, do solemnly swear that a copy of the
notice, as per clipping attached, was published weekly in
the regular and entire issue of said newspaper, and not
in any supplement thereof, for *Six* consecu-
tive *weeks*, commencing with the issue dated
March 5, 1914, and ending with
the issue dated *April 2*, 1914.

William James
before me this *4th* day of *April*, 1914.
APR 8 1914
OFFICE OF STATE ENGINEER
George T. Public

8234

T. E. RAY
ATTORNEY AT LAW
MALAD CITY
IDAHO

April 4th 1914

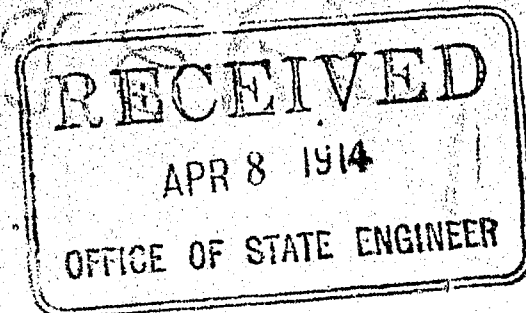
Mr. F. P. King,

State Engineer, Boise, Idaho.

Dear sir:

Enclosed proof papers in matter beneficial application water by Taliesin Reynolds. You will note that the publication of notice shows this water was applied and used on N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 9; there is an error as the water was used upon N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec 19; please advise for the benefit of Mr. Reynolds the necessary steps to correct this matter.

Very truly,



8234

April 8, 1914.

Permit 8234-T. Reynolds

T. E. Ray, Lawyer,
Malad City, Idaho.

Sir:

Am today in receipt of your letter enclosing depositions, affidavit of publication and fees for proof of beneficial use of water under above permit. The money order for fees will be held pending receipt of the report of the engineer.

In regard to the error in the publication notice would say that the holder should file an affidavit showing that an error was made in filling out the notice for publication and give the correct location of the lands. This affidavit will be filed with the depositions in the matter of proof.

The examination and report will be made by an engineer from this office as soon as weather conditions are more settled.

Very truly yours,

F. P. KING,

State Engineer.

By _____

8234

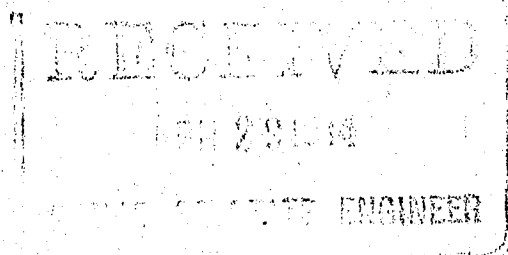
State of Idaho)
 ss.
County of Oneida)

Taliesin Reynolds being first duly sworn deposes and says:
that he is the identical person mentioned in Permit No. 8234 issued
by the State Engineer of the State of Idaho; that in filling out the
notice for publication of Proof of application to beneficial use of
the waters mentioned insaid permit an error was made in the des-
cription of the land where said waters is used in that the notice
should have stated that said water is used on the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section
19, Township 13 South Range 37 East Boise Meridian; that said waters
diverted under said p rmit were and are beneficially applied and
used upon the N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 19, Township 13 South Range 37 East
Boise Meridian.

Taliesin Reynolds

Subscribed and sworn to before me this 24th day of April
1914.

J. E. Ray
Notary Public.



8234

REPORT OF ENGINEER

1. State name of applicant and number of permit: *Telluson Reynolds, Permit #8234*
2. State source of water supply: *Parkady Cr.*
3. Location of point of diversion: *NE cor. of NE NW Sec 10, T 13 S R 37 E*

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

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

- | | | |
|---------------------------------|-------------------------|-------------------------|
| | <i>Ditch #1</i> | <i>Ditch #2</i> |
| (a) Width of conduit at bottom: | <i>6"</i> | <i>1</i> |
| (b) Width at water line: | <i>1'</i> | <i>1.5'</i> |
| (c) Depth of water: | <i>6"</i> | <i>6"</i> |
| (d) Grade per mile: | <i>40'</i> | <i>40'</i> |
| (e) Capacity of ditch: | <i>over 8" (inches)</i> | <i>25"</i> second feet. |

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

Capacity has been carried in Ditch #2.
No water in ditch #1 at time of exam. crops indicate full capacity of ditch to have been used.

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

forty acre tract: *N $\frac{1}{2}$ NW $\frac{1}{4}$ sec 19 T 13 S R 37 E*

70 acres in grass and barley NW $\frac{1}{4}$ NW $\frac{1}{4}$ sec 19
8 " " alfalfa in NE $\frac{1}{4}$ NW $\frac{1}{4}$ sec 19

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:

J. M. Burkett
May 8 1914

STATE OF IDAHO,

County of _____

-88-

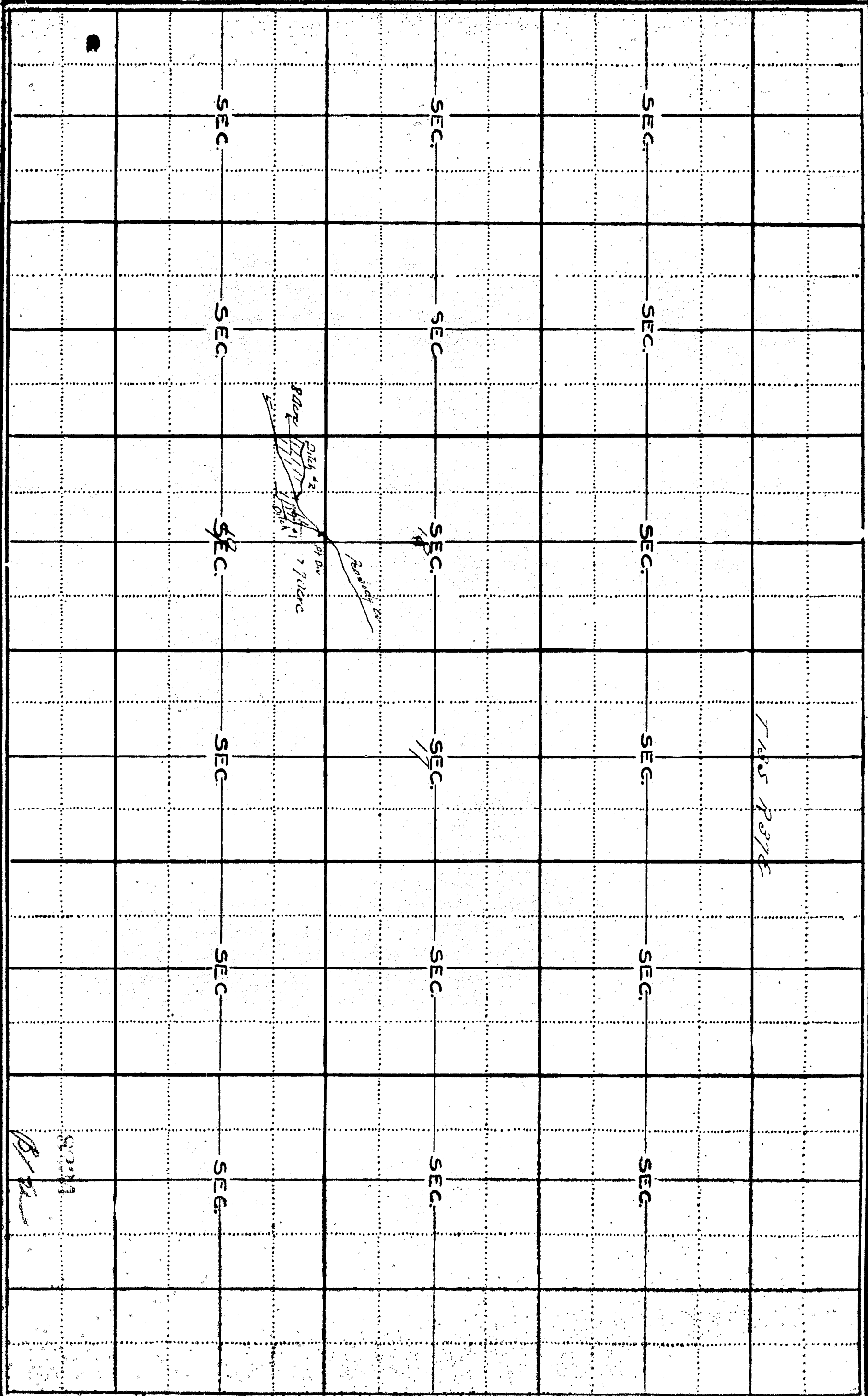
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 1914

My Commission Expires _____

Notary Public

Name of Applicant Terlie of Reynolds Permit # 8234



See B. rec. no.

June 13, 1914.

Permit 8234

Taliesin Reynolds,
Malad, Idaho.

Sir:

Am enclosing herewith water license No. 8234-
with receipt for fee.

Very truly yours,

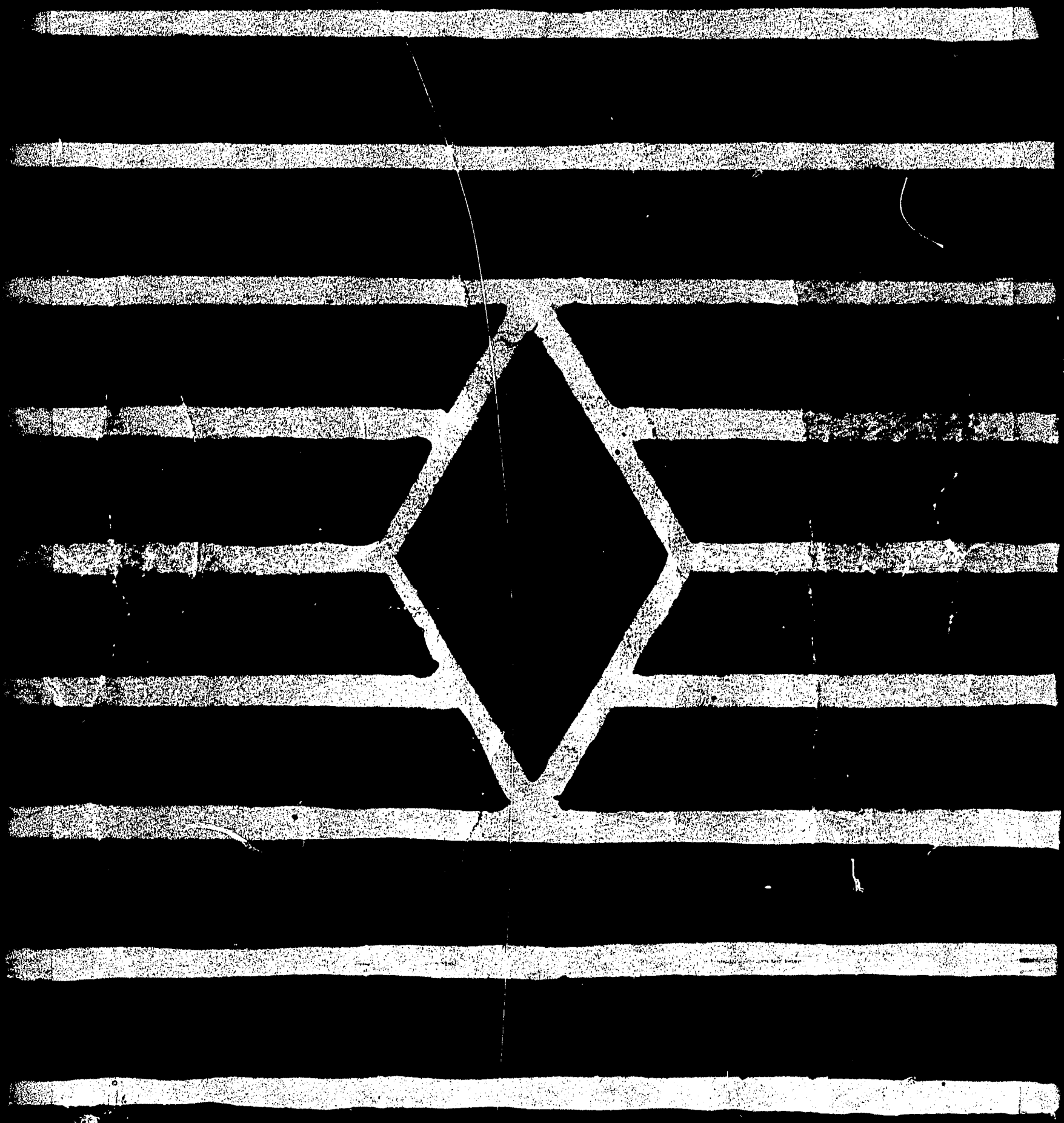
F. P. KING,

State Engineer.

L-R6457

By _____

8234



County: Oneida
 Stream: Peabody Creek
 Amount: $\frac{3}{10}$ of 1 sec.ft.
 Use: irrigation
 Priority: April 25, 1912

STATE OF IDAHO

Water License No. 8234

WHEREAS, On the 25th day of April, A. D. 1912,

Taliesin Reynolds

of Malad City, County of Oneida, State of Idaho, duly made application (No. 12327) to me for a permit to use $\frac{1}{2}$ of 1 cubic foot per second of the waters of Peabody Creek

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

WHEREAS, On the 4th day of May, A. D. 1912, Permit No. 8234 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 4th day of May, A. D. 1913 and for the application to beneficial use of said water on or before the 4th day of May, A. D. 1914, and,

WHEREAS, On the 3rd day of May, A. D. 1913,

Taliesin Reynolds

the holder of said permit, duly made proof of the completion of adequate works for the diversion of $\frac{1}{2}$ of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 8234 dated June 7, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use $\frac{1}{2}$ of 1 cubic foot per second of said water, with date of priority of April 25, 1912, and

WHEREAS, On the 4th day of April, A. D. 1914

Taliesin Reynolds

the holder of said permit, duly made proof of the application to beneficial use of $\frac{3}{10}$ of 1 cubic feet 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 Taliesin Reynolds

of Malad, County of Oneida, State of Idaho, the holder and owner of said Permit No. 8234, a perpetual right, dating from April 25, 1912 to the use of $\frac{3}{10}$ of 1 cubic foot per second of the waters of Peabody Creek

in the County of Oneida and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at the N. E. Cor. of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 19 T. 13 S., R. 37 E. B.M.,

and conducted to and upon 15 acres, divided as follows: 7 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 8 acres in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 19, T. 13 S., R. 37 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 of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 9th day of June A. D., nineteen hundred and fourteen.

F.P.KING,

(Seal)

State Engineer.

15 2006

