

No. 15025.

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

1. Name of applicant: Charles E. Thomas

Postoffice address: R. F. D. #1 - Malad

County: Oneida

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 0.5 cubic feet per second.

3. Source of water supply: Springs and seepage springs, known as "Stump Canyon Springs"

4. Location of point of diversion: SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 14, Township 14 South of Range 34 E. of Boise Meridian.5. To be used for: Watering stock in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 14 T. 14 S. R. 34 E. B. M. County of Oneida

- I. Irrigation and domestic use: (a) Amount of land to be irrigated: acres.
- (b) In the following legal subdivisions:

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: \$500.00

7. Description of works for diversion:

I. Kind of works:

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

width at bottom

feet,

width at water line

feet, depth of water

feet; diameter of pipe

Inches; average grade per mile is
and it crosses the following quarter sections:

feet. Length of conduit is miles,

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

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

Charles E. Thomas,
Applicant.

By

Agent.

Date of first receipt at office of State Engineer 4.10 p.m. January 11, 1915.

Returned to applicant for correction January 12, 1915.

Corrected application received January 23, 1915.

APPROVAL OF STATE ENGINEER

The number of this permit is 10988

Recorded in Book 37 Page 10988 Approved February 13, 1915.

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 April 12, 1915 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 13, 1915.

The whole of said work to be completed on or before August 13, 1915.

Beneficial use of water appropriated in accordance herewith, to be made on or before August 13, 1915.

Witness my hand this 13th day of February, 1915.

Herbert Wing,
Acting State Engineer.

Remarks:

This water supply is very limited, it practically dries up in July. I desire to improve and increase the supply, and trough the same for a watering place for cattle throughout the summer months, as this is almost the only water available on the east side of the Range. The spring is located near the summit of the range, isolated from all settled land, and the water could never be used for irrigation.

In order to increase the present supply, I intend to dig a trench at the head of said springs to afford a draw for same, also to fence the head of spring to prevent cattle trampling and checking the water. Furthermore, to build a dam about 200 ft. below head of spring to store water from running off during early spring when not all consumed.

The above mentioned spring is upon Government land.

Proof of Completion of works made August 21, 1915.

Certificate of Completion of works issued Sept. 10th, 1915.

Permit No. 10988.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Charles E. Thomas of Malad, County of Oneida, and State of Idaho, the holder of Permit No. 10988, issued upon Application No. 16025, bearing date of priority of January 11, 1915, authorizing the diversion of .5 of 1 second foot of the waters of Stump Canyon Springs, County of Oneida, State of Idaho, for 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 .2 of 1 second-foot of the waters of Stump Canyon Springs; that the point of diversion of said waters is in the SW4 of NE4, Sec. 14, T. 14 S., R. 34 E.B.M. and that the place of use of said water is the SW4 of NE4 of Sec. 14, T. 14 S., R. 34 E.B.M., to be used for watering stock.

Witness my hand this 10th day of September, A.D. 1915.

J.H. Smith,

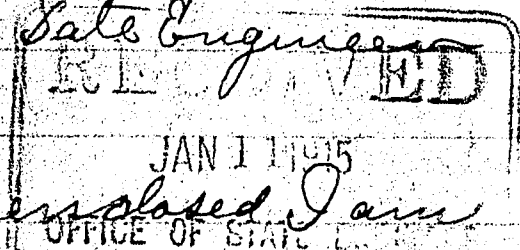
License issued for 2/10 second fee

State Engineer of the State of Idaho.

Page 1896

16-565
Malad Idaho Jan 5-15

Mr J P King State Engineer
Boise Ida.



Dear Sir enclosed I am
sending application for Permit to
appropriate water.

Hope you will pardon this long
delay. but your last letter has
been mislaid until lately, but hope
that this will be all O.K.

If there is any advertising or such
work required in connection with
business you will kindly inform
me of same. With kindest regards
and wishing you the compliments
of the season I am Yours very Truly
C. Thomas

Boise, Idaho, January 12, 1915.

Application 16025.

Mr. Chas. E. Thomas,
R. F. A. # 1,
Malad, Idaho.

Sir:--

Your application 15565 received out of time and refiled under the above number with January 11, 1915, as date of priority. Same is herewith returned for completion in the following particulars:

In paragraph 5 immediately following the expression "Watering stock" give the legal description of the 40 acre tract in which water will be used for stock purposes.

Submit two copies of the map. Indicate upon the maps the point of use.

Very truly yours,

HERBERT WING,

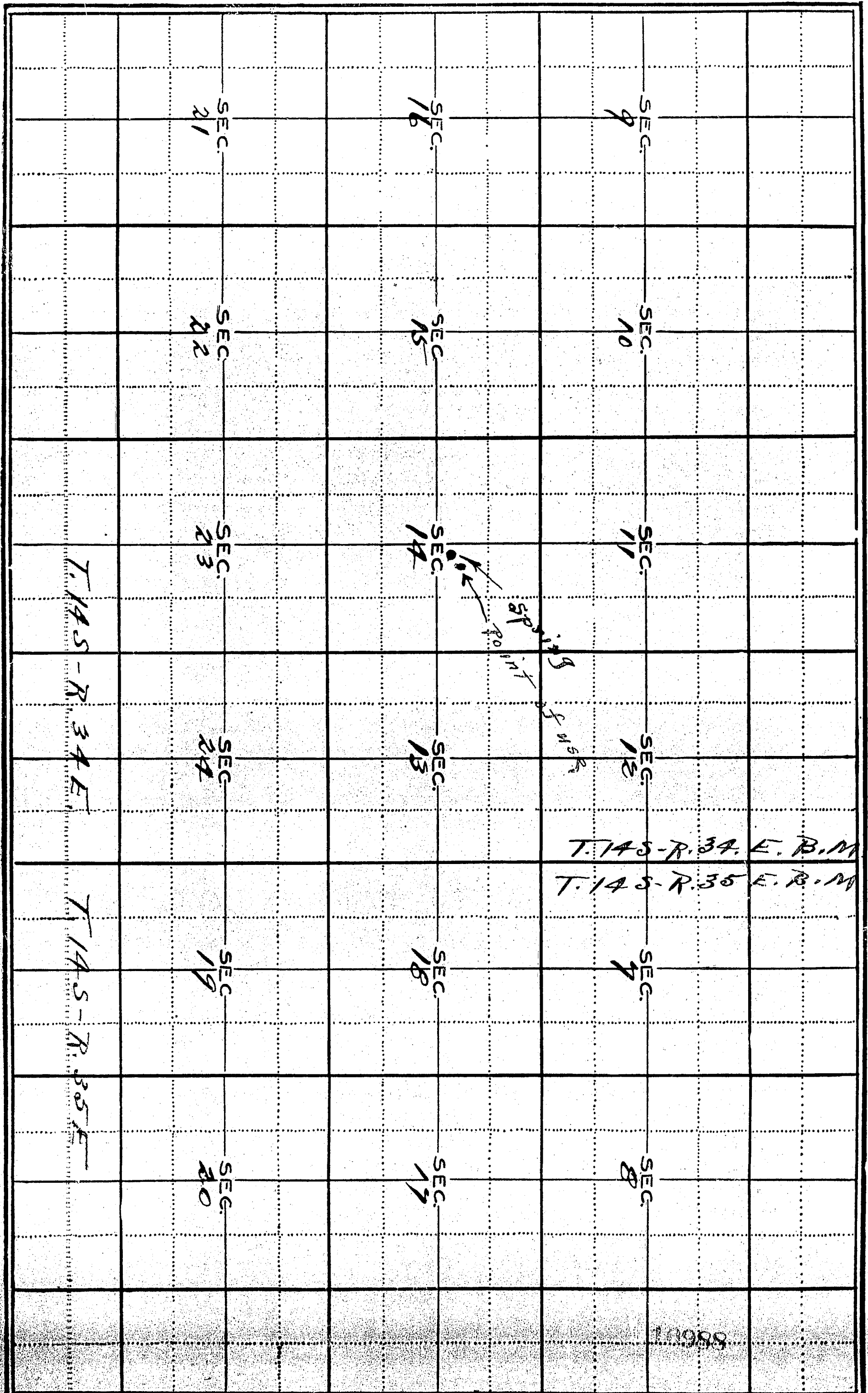
Acting State Engineer.

By _____

Enc. A. 16025-LMF.

GB.

Name of Applicant Charles E. Thomas



Permit Map No. 1094

As Approved

FEB 13 1915

BY

HERBERT WING

ACTING STATE ENGINEER

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Permit 10988.

Chas. E. Thomas,
Malad, Idaho.

R. F. D. #1.

Dear Sir:

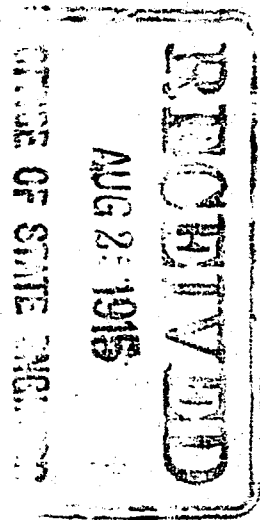
BOISE, IDAHO, February 20, 1915.

*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.*

HERBERT WING,
~~ENGINEER~~

Acting State Engineer.

10988



11088

Malad Aug 21-15.
Mr J H Smith
State Engineer
Dear Mr Smith find enclosed
"Proof of Completion of Work"
Hope same will be found
Satisfactory. Also my check
for \$5.00 as per required.
Please send information
regarding last proof.
And Oblige Yours
C E Thomas

Permit No. 10988

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of OneidaChas. E Thomas ss.

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. 10988 and that his postoffice address is Malad P. O. Id. State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by Aug 13, 1916

Third: That the use for which said water is intended is For watering cattle

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:

Trenched & Dam
(Reservoir, dam, ditch, flume, pipe or otherwise.)
Trenches 75 ft long, Dam 3 ft high.

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 25 feet, length of dam at bottom 21 feet. Material used in construction Earth & Timber

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

(b) Capacity of reservoir _____ acre feet.

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

(d) Conduit _____ width at bottom _____ feet, width at water line _____ (State whether ditch, flume or pipe)

line _____ feet, depth of water _____ feet; diameter of pipe _____ inches;

average grade per mile is _____ feet. Length of conduit is _____ miles.

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

2 second feet of water.

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

Seventh. Remarks:

That said water has been fully utilized for the purpose above mentioned until the latter part of July when water dried up

C. E. Thomas
(Sign here)

Subscribed and sworn to before me this 21 day of Aug, 1916

My commission expires _____

C. E. Thomas
J. D. Notary Public
10988

State of Idaho
ENGINEERING DEPARTMENT
BOISE

STATE ENGINEER

Charles E. Thomas
Malad, Idaho.

June 6, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your permit No. ---10988--- which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. E. Smith

State Engineer.

10988

State of Idaho

ENGINEERING DEPARTMENT
BOISE

STATE ENGINEER

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Charles R. Thomas,
R. F. D. #1, Malad, Idaho.
Dear Sir:

Boise, Idaho, June 8, 1915.

Under the terms of your permit No.-----10988 you are required to complete your diversion works on or before---Aug. 13, 1915. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

J. H. Smith

State Engineer.

10988

NOTICE FOR PUBLICATION

JUN 23 1915

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 2 a.m. on the Fourteenth day of August, 1915,
 at Melad, Idaho, County of Oneida, State of Idaho,
 before Jenkins (County Clerk), proof will be submitted
 of the application to beneficial use of One Half cubic feet per second of the waters of
Stump Canyon Springs in accordance with the terms and conditions of Permit No. 10988
 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

Charles E. Thomas Melad Ida. R. 9 10th

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

Watering Live Stock

3. The amount applied to beneficial use is

0.5 Cubic feet per second

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

S.W. 1/4 of the N.E. 1/4 of Sec. 14 T. 14 S. - R. 34 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

STUMP CANYON CUTS

6. The right to take the water from such works is based upon Permit No. 10988

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

~~S.W. 1/4 of the N.E. 1/4 of Sec. 14 T. 14 S. - R. 34 E. B.M.~~ Stump Canyon Springs

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

January 11 - 1913

Idaho, R.F.D. #1 June 19-1916.
Hon J. H. Smith,
Boise Idaho.

Dear Sir,

As per request I enclose herewith
Notice of Prop of Application.

Hoping you will find all O.K.
and thanking you for favors
done I am yours Very
C. E. Thomas

P. S. You addressed me as
Charles R. Thomas! It should be
Charley E. Thomas!

This mistake was perhaps made
by the use of one of Mr C. R. Thomas
letter heads. Kindly correct same
and Oblige
C. E. T.

10988

June 23, 1915.

Permit 10988.

Mr. Chas. E. Thomas,
Malad, Idaho, RD#1.

Sir:--

Am just in receipt of your letter enclosing notices for final proof under above permit. Notice for publication will be mailed to the Malad Enterprise and deposition blanks will be mailed to Jenkins Jones, County Clerk at Malad.

It will also be necessary for us to have the report of some competent person and, if you will send the name of some one near you who is familiar with such work, we will send him the necessary report and map forms.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10988

Malad Ida. R.F.D. #, July 10-15.
Mr J.H. Smith:
Boise Ida.

Dear Sir:

As per request of yours of
the 23rd ~~ult~~ I herewith submit
the name of R A Blaisdel
who I believe to be familiar with
works on water I desire to
secure.

Thanking you in advance
and also for past favors
I beg to remain Yours
C. C. Thomas

RECEIVED

JUL 1 1915

OFFICE OF STATE ENGINEER

10388

Office of the State Engineer

Malad, Idaho, July 15, 1915.

Mr. R. A. Blaisdel,
Malad, Idaho.

DEAR SIR:

Mr. C. E. Thomas, residing at Malad
County of _____, State of Idaho, has requested that
you make examination required under Permit No. 10988. Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

J. H. SMITH, ~~A. E. ROBINSON~~,

State Engineer.

10988

STATE OF IDAHO

ENGINEERING DEPARTMENT

F. P. KING,
STATE ENGINEER

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

Chas. E. Thomas,
c/o Jenkin Jones, County Clerk,
DEAR SIR: Malad, Idaho.

BOISE, IDAHO, **July 28, 1915.**

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. **10988.**

DEPOSITION OF PERMIT HOLDER,

DEPOSITIONS OF TWO WITNESSES.

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

1. On ~~August 14th~~ **August 14th**, 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, before Jenkin Jones, County Clerk.**

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

Yours truly,

J. H. SMITH, ~~F. P. KING~~

State Engineer.

10988

REPORT OF ENGINEER

1. State name of applicant and number of permit: C. E. Thomas # 10988
2. State source of water supply: By Digging Trenches in Hill
3. Location of point of diversion: or slope and diverting same
into a pond or Reservoir.
VS NW 1/4 NE 1/4 TS. 14 T. 14. R. 31.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:
I believe the work has been fully developed.
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: There has been prior to
 - (b) Width at water line: this work, a seepage & mud hole.
 - (c) Depth of water: and the applicant has dug two trenches
 - (d) Grade per mile: some 75 ft long. and drained same into
 - (e) Capacity of ditch: a reservoir for the watering of cattle
about 3/4 second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
To its full extent
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: For the use of stock
Located in Sec. 14, T. 14 Range 35 E. R. 31 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: The above applicant has to the
best of my knowledge complied
with every requirement

R. A. Blasdell

STATE OF IDAHO,

County of Oneida

ss.

R. A. Blasdell

, 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 3rd day of August 1914.

My Commission Expires

Notary Public

10988

C. E. Thomas

১৭৭

640

54

TRENCHES

10988

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

August 7, 1915.

Re Permit 10988.

Mr. C. E. Thomas,
Malad, Idaho.

Sir:--

We are today in receipt of satisfactory report
on beneficial use of water by R. A. Blasdell.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10988

PERMIT No. 10988

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER AUG 7 1915

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

Ans. Charles E. Thomas, 33, Malad RED#1, Farmer, Oneida Co. Idaho.

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

Ans. Not acting for corporation.

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

Ans. 10988, June 8th 1915.

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

Ans. Springs and seepage springs known as "Stump Canyon Springs" SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14 Twp. 14 South Range 34 East of Boise Meridian. County of Oneida State of 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. Dug trenches into side of hill for a distance of 75 feet; built a dam 3 feet high; trenches and dam fenced to keep cattle from tramping same. Trenches are capable of carrying .2 -second feet of water. known as "Stump Canyon Springs".

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 stock in the southwest quarter of the northeast quarter of Section 14 Township 14 South of Range 34 East of the Boise Meridian. Dam is used as sort of trough with fence surrounding same. Cattle can drink from this dam, but do not dramp in the water.

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.

10988

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

Ans. From April 15th 1915, for stock watering, used continually until July 25th 1915 when Springs went dry.

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.

(Sign) Charles C Thomas

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,

Oneida, State of Idaho, on this 14th day of August A. D. 1915.

Jerkin Jones
Clerk of the District Court

10988

Permit No. 10988

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

APR 11 1915

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

Ans. Lafayette Larson, 36, Malad RFD#1, Farmer, Oneida Co., Idaho

Ques. 2. Are you acquainted with Charles E. Thomas, the holder of Permit No. 10988? How long have you known him and where does he reside?

Ans. 15 years; Malad RFD#1, Oneida County, Idaho

Ques. 3. Have you read or heard read said Permit No. 10988, 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. Stump Canyon Springs; SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14 Tp. 14 S.R. 34 E.B.M., constructed trenches about 60 to 70 feet long into side of hill and built a dam, trenches and dam fenced so that cattle cannot tramp the same.

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 2 tenths second feet, have seen in running there.

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. Just for watering stock. On the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14 Tp. 14 S.R. 34 E. B. M.

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.

10988

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.

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. Before claimant performed development work on Springs there was very little to them, but since the trenches have been constructed about 2 tenths second feet of water flowed to the dam. Cattle have used the same but the Spring is now dry.

(Sign)

Lafayette Larson

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 Helad City, County of Oneida

State of Idaho, on this 14th day of August, A. D. 19 15

Jerkie Jones
Clerk of the District Court ~~Notary Public~~

My Commission Expires _____

10988

AFFIDAVIT OF PUBLICATION

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use.

Notice is hereby given that at 2 A. M. on the 14th day of August, 1915, at Malad, County of Oneida, State of Idaho, before Jenkin Jones, proof will be submitted of the application to beneficial use of one half of one cubic foot per second of the waters of Stump Canyon Springs, in accordance with the terms and conditions of permit No. 10988 heretofore issued by the State engineer of the State of Idaho.

1. The name and address of the person or corporation holding said permit are Chas. E. Thomas, Malad, Idaho.

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

3. The amount applied to beneficial use is 0.2 Cu. Ft. per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) SW1-4 of the NE1-4 of Section 14, Township 14 South, Range 34 E. of Boise Meridian.

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

6. The right to take the water from such works is based upon permit No. 10988.

7. The source of supply from which such water is diverted is the Stump Canyon Springs.

8. The date of the priority which the said user is prepared to establish is January 11, 1915.

J. H. SMITH

State Engineer

7-15 8-12

I, *A. C. Pelton*

Managing Editor

AUG 2 1915

OF STATE

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 *5* consecutive

weeks, commencing with the issue dated

July 15, 19*15*, and ending with

the issue dated *August 12*, 19*15*

A. C. Pelton

before me this *16* day of *Aug*, 19*15*

E. Ray

Notary Public

10988

August 20, 1915.

Permit 10988.

Mr. Charles E. Thomas,
R.F.D.#1, Malad, Idaho.

Sir:—

We are today in receipt of depositions, affidavit of publication and check for fees in the sum of \$2.00, for proof of beneficial use of water under above permit. In looking over the depositions I note that your examining engineer, Mr. R. A. Blasdell, has acted as a witness also. This could not be accepted as one party could not act in both capacities. It will, ~~therefore~~ be necessary for you to obtain the deposition of some one else in lieu of the said deposition.

Where the permit holder is required to pay the expense of the examining engineer, no additional fees are charged by this office on final proof. I am, therefore, returning you the check for \$2.00.

As soon as the deposition of some one else has been obtained and sent to us, the matter of issuing the license will be taken up.

Very truly yours,

J. H. SMITH,

State Engineer.

Dep.--Ch#25

By _____

10988

August 25, 1915.

Permit 10988.

Mr. Chas. E. Thomas,
Malad, Idaho. RFD#1.

Sir:--

We are just in receipt of your letter enclosing affidavit and fee for proof of completion of works under above permit. The certificate of completion will be issued and mailed to you soon. Upon receipt of the deposition of witness, as specified in our letter to you of August 20th, the license will issue.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10988

Permit No...10988...

Proof of Application of Water to Beneficial Use/15

DEPOSITION OF WITNESS

AUG 2 1915

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

Ans. T. M. Hughes, 39, Malad RFD#1, Farmer, Oneida County, Idaho.

Ques. 2. Are you acquainted with Charles E. Thomas, the holder of Permit No. 10988? How long have you known him and where does he reside?

Ans. 15 years: Resides at Malad RFD#1, Idaho.

Ques. 3. Have you read or heard read said Permit No. 10988, and are you familiar with its provisions and conditions?

Ans. Yes Sir

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Stump Canyon Springs: SW 1/4 NE 1/4 Sec. 14 Tp. 14 S. R. 34 E. B. M.

Dam constructed, into which flows the waters thru trenches made into the side hill.

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. 2 tenths second feet and have seen this amount flow therefrom.

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. Watering stock at the SW 1/4 NE 1/4 Sec. 14 Tp. 14 S. R. 34 E. B. M.,

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.

10988

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 what ever.

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. There never was much water there until he dug the trenches ...
but since then the water has increased and cattle and horses have been
aboe to water there, but the Spring has gone dry now.

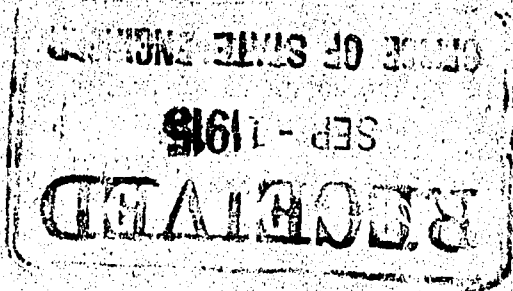
(Sign)

J. D. Hughes

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 24th day of August, A. D. 1915.

Leukin Jones
Clerk of the District Court ~~Notary Public~~

My Commission Expires



10988

J. H. SMITH
STATE ENGINEER
FRED A. WILKIE
DEPUTY STATE ENGINEER

State of Idaho
Engineering Department
Boise

August 25, 1915.

Permit 10988.

Mr. Chas. E. Thomas,
Malad, Idaho. RFD#1.

Sir:--

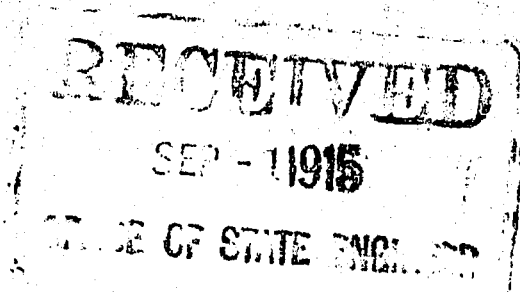
We are just in receipt of your letter enclosing affidavit and fee for proof of completion of works under above permit. The certificate of completion will be issued and mailed to you soon. Upon receipt of the deposition of witness, as specified in our letter to you of August 20th, the license will issue.

Very truly yours,

J. H. SMITH,

State Engineer.

By Chas. E. Thomas



10988

September 28, 1915.

Re Permit No. 10988.

C. E. Thomas,
Malad, Idaho.

Sity---

Am enclosing herewith water license issued
under above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

L

By _____

10988

September 15, 1915.

Permit 10988.

Charles E. Thomas,
Malad, Idaho.

Sir:--

Am ~~enclosing~~ herewith certificate of completion
of works, with receipt for fees.

Very truly yours,

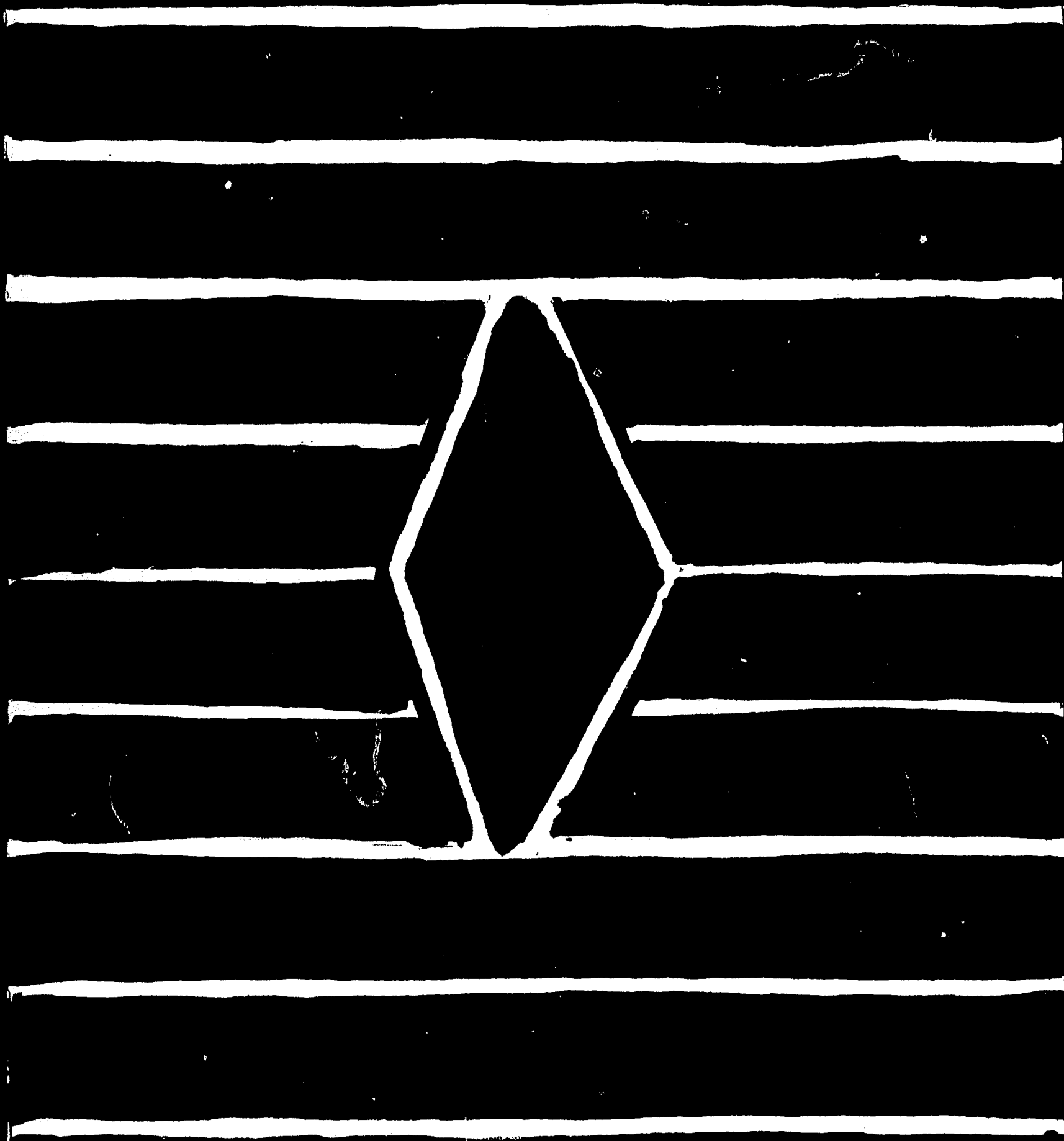
J. H. SMITH,

State Engineer.

CCW¹ER7591

By _____

10988



County: Oneida
 Stream: Stump Canyon Springs
 Amount: 1/2 of 1 sec. ft.
 Use: Watering stock
 Priority: Sept. 27, 1915.

STATE OF IDAHO

Water License No. 10988

WHEREAS, On the 11th day of January, A. D. 1915,

Charles E. Thomas,

of Malad, County of Oneida, State of Idaho, duly made application (No. 16025) to me for a permit to use 1/2 of 1 cubic foot per second of the waters of Stump Canyon Springs,

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

WHEREAS, On the 13th day of February, A. D. 1915, Permit No. 10988 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 13th day of August, A. D. 1915, and for the application to beneficial use of said water on or before the 13th day of August, A. D. 1915, and,

WHEREAS, On the 21st day of August, A. D. 1915,

Charles E. Thomas

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 2/10 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10988 dated September 10, 1915 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2/10 of one cubic foot per second of the said waters, with date of priority of January 11, 1915, and

WHEREAS, On the 14th day of August, A. D. 1915,

Charles E. Thomas

the holder of said permit, duly made proof of the application to beneficial use of 2/10 of one 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 Charles E. Thomas,

of Malad, County of Oneida, State of Idaho, the holder and owner of said Permit No. 10988, a perpetual right, dating from January 11, 1915, to the use of 2/10th of 1 cubic foot per second of the waters of Stump Canyon Springs,

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 a point in the SW 1/4 of NE 1/4 of Section 14, T. 14 S., R. 34 E.B.M.

and conducted to and upon the SW 1/4 of NE 1/4, Sec. 14, T. 14 S., R. 34 E.B.M.

for the purpose of Watering stock, 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 September, A. D. nineteen hundred and Fifteen.

J. H. SMITH.

(Seal)

State Engineer:

