

No. 8768

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: Joseph P. Jones
 Postoffice address: Malad City
 County: Oneida State: Idaho
2. The quantity of water claimed is an amount of water equivalent to a continuous flow of 1/10 cubic foot per second.
3. Source of water supply: A certain spring known as Joe Jones Spring
 County of Oneida
4. Location of point of diversion: Lot one sec. 6, Tp. 13 S.R. 35 E.B.M.
5. To be used for:
 - I. Irrigation and domestic use:
 - (a) Amount of land to be irrigated: five acres.
 - (b) In the following legal subdivisions: The south-west quarter of the northeast quarter of Sec. 6, in Twp. 13 South, Range 35 E.B.M.
6. Estimated cost of works: Twenty five dollars.
7. Description of works for diversion:
 - I. Kind of works: Dam and ditch
 - II. Dimensions of works:
 - (a) Height of dam 2 feet, length of dam at top 5 feet, length of dam at bottom 3 feet. Material used in construction: Earth
 - (d) Conduit ditch, width at bottom 1 1/2 feet, width at water line one foot, depth of water six inches. Average grade per mile is 30 feet. Length of conduit is 1/4 and it crosses the following quarter sections: Part of lot one and part of the SW 1/4 of the NE 1/4 of Section 6, in Tp. 13 S.R. 35 E.B.M., to land described in 5 I (b) above which is the point of intended use.
8. The time required for the completion of the construction of such work is 1/2 year.
9. Time required for the complete application of the water to the proposed use is 1/2 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.

Joseph P. Jones.

Applicant

JONES EUREKA LEAF, PAT. FEB. 7, 1905

HALL LITHO CO. TOPEKA, KANS. 67427

Remarks: It is intended by this application to obtain a permit to appropriate the waters of what is known as Joe Jones spring by placing a small dam in the natural depression where it now follows and conduct it by means of a ditch to point of intended use. The said waters and spring are on the land of applicant he intends to dig the spring deeper for the purpose of increasing the water and to make a ditch as nearly parallel with the main depression as possible and then to turn the water out from the main irrigation ditch, and various points along its route.

 APPROVAL OF STATE ENGINEER

The number of this permit is 6039.

Date of first receipt of application: 9.00 A.M. May 5, 1910

Recorded in Book 18. Page 6039. Approved May 5, 1910.

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 grant the same, subject to the following limitations and conditions:

Work to begin on or before July 4, 1910, 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 August 5, 1910.

The whole of said work to be completed on or before November 5, 1910.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to May 5, 1911.

Witness my hand this fifth day of May, 1910.

D.G. Martin,
 State Engineer

Notice of proof of completion of works received September 6, 1910, fixing November 5, 1910, as date and Malad, as place of proof.

Publication notice mailed the Idaho Enterprise, at Malad, on September 27, 1910.

Deposition blanks mailed T. D. Jones, N. P. September 27, 1910.

The Water Commissioner notified September 27, 1910, to make examination of works,

The depositions and affidavit of publication and fee received May, 10, 1910.

Blank notice of proof of beneficial use of works mailed applicant February 1, 1911.

Notice of proof received March 25, 1911, fixing June 1, 1911, as date, and Malad, a place of proof.

Publication notice mailed the Idaho Enterprise, at Malad, May 2, 1911.

Deposition blanks mailed T. D. Jones, N. P., May 2nd.

Water Commissioner notified to make examination of works May 9, 1911

His report on completion of works and beneficial use of water received May 29, 1911

Depositions, affidavit of publication and fee for proof of beneficial use, received June 5, 1911

Certificate and license issued July 15, 1911.

Permit No. 6039.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that JOSEPH P. JONES, of Malad City, County of Oneida, and State of Idaho, the holder of Permit No. 6039, issued upon Application No. 8768, bearing date of priority of May 5, 1910, authorizing the diversion of 1/10th of 1 second foot of the waters of a spring known as Joe Jones Spring, 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 1/10th of 1 second foot of the waters of JOE JONES SPRING, that the point of diversion of said waters is at a point in Lot 1, Section 6, Township 13 South, Range 35 East of Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Part of Southwest quarter of Northeast quarter (SW4 NE4) Section 6, Township 13 South, Range 35 East of Boise Meridian.

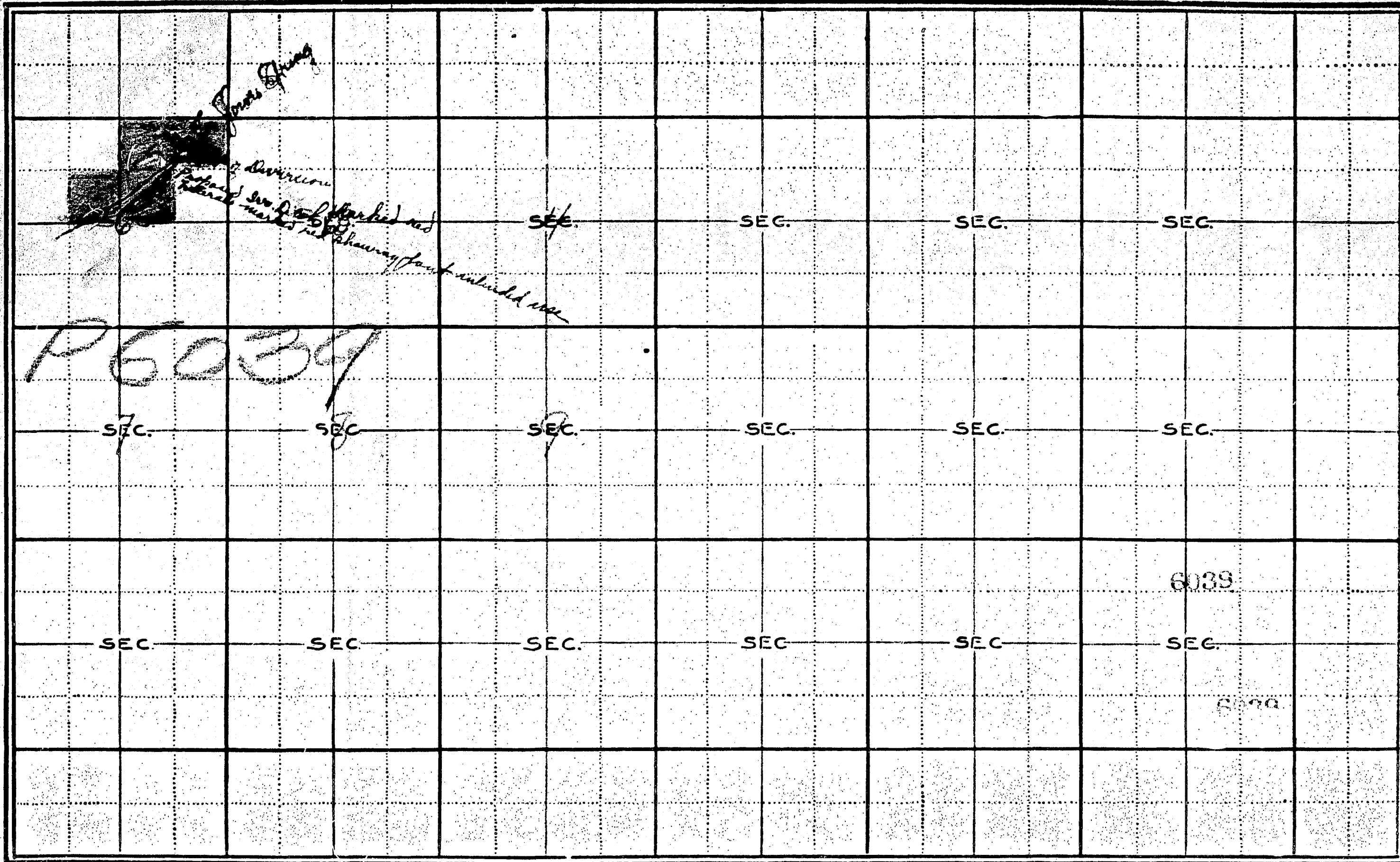
Witness my hand this 15th day of July, A. D. 1911.

A. E. Robinson,

State Engineer of the State of Idaho

License issued for 1/10 second feet

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State of Idaho
ENGINEERING DEPARTMENT
BOISE

JAS. STEPHENSON, JR.,
STATE ENGINEER

Permit No. 6039
Jos. P. Jones,
Malad City, Idaho

Boise, Idaho, May 21, 1910

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.

JAS. STEPHENSON, Jr.,
State Engineer.

6039

State of Idaho
ENGINEERING DEPARTMENT
BOISE

D. G. MARTIN
STATE ENGINEER

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Joseph P. Jones,
Malad City, Idaho

Boise, Idaho, August 1, 1910

Dear Sir:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your permit No. 6039

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which it is to be submitted, which proof MUST be on or before November 5, 1910

Upon receipt of the blank properly filled out, notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a Notary Public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the 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

6039

D. G. MARTIN

State Engineer.

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

RECEIVED

SEP - 6 1910

OFFICE OF STATE ENGINEER

(P. O.) Malad Idaho

(Date) Sept 1, 1910

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 10 A.M. on the 1st day of November, 1910, at Malad, County of Oneida, State of Idaho, before C. D. Jones, a Notary Public proof will be submitted of the completion of works for the diversion of an amount of water equivalent to a continuous flow of 1/10 cubic feet per second of the waters of Joe Jones Spring, so-called in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is

Joseph P. Jones

2. The postoffice address of such person or the place of business of such corporation is

Malad City County of Oneida State of Idaho

3. The number of such permit is 6039, and the date set for the completion of such work is November 5, 1910

4. Said water to be used for Domestic & Irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit, is 1/10 cubic feet per second.

6. The amount of lands for which said water is available is Seven acres,

particularly described as follows: A strip of land containing approximately
Seven Acres in the South West Quarter of the NE 1/4
SE 1/4 NW Sec 6 - Twp 13 S. R 33 E B M

(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 above notice are true.

6039

Engineer.

desires that the above notice be published, according to law, in the Malad Idaho
Enterprise of Malad Idaho published in the county in which said works are situated; the expense of which publication will be borne by

(Signature) C. D. Jones

NOTICE OF PUBLICATION

Notice is hereby given that at 10 A. M., on the fifth day November 1910, at Malad County of Oneida State of Idaho, before T. D. Jones, a Notary Public, proof will be submitted of the completion of works for the diversion of an amount of water equivalent to a continuous flow of $1/10$ cubic feet per second of the waters of Spring, so-called in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is Joseph P. Jones
2. The postoffice address of such person or the place of business of such corporation is Malad City County of Oneida State of Idaho.
3. The number of such permit is 6039, and the date set for the completion of such work is November 5, 1910
4. Said water to be used for domestic and irrigation purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is $1/10$ cubic feet per second.
6. The amount of lands for which said water is available is five acres particularly described as follows: SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ Sec. 6 Tp. 13 S. R. 35 E.B.M.

6039

D. G. Martin

State Engineer.

State of Idaho

ENGINEERING DEPARTMENT

BOISE

XXXXXXXXXXXXXXXXXXXX

JAMES STEPHENSON, JR.
ENGINEER

INSTRUCTIONS.

Proof of Completion of Works

Jos. P. Jones,
c/o T.D. Jones,
Malad City, Idaho

Sept 27, 1910
Boise, Idaho.

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works under your permit No.

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: November 5, 1910

1. On..... the date set for proof of completion of works, 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.D. Jones, 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 \$5.00. When these have been received, together with report of the examining engineer if everything is properly executed, Certificate of Completion of Works will issue.

Yours truly, D. G. Martin

XXXXXXXXXXXXXXXXXXXX

JAS. STEPHENSON, JR.,

State Engineer.

6039

Sept. 27, 1910.

J. O. Webster,
Water Comm. 1st Div.,
Idaho Falls, Idaho.

Dear Sir:-

Joseph P. Jones of Malad City, Idaho
holder of Permit #6039, authorizing the diversion
of 1/10 sec.ft. of the waters of Joe Jones
Spring, desires to make proof of completion
of works on November 5, 1910.

Yours truly,

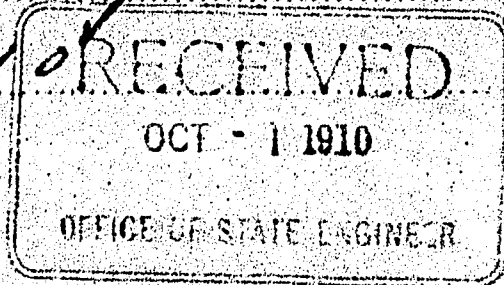
State Engineer,

By P

6039

(Place) *Malad City*

(Date) *9/29/10*



State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of *9/27* enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No. *6039* which will be published as you request, beginning with our issue of *10/6*

John F. Jones
6039

PERMIT NO. 6039

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Joseph P. Jones, 35 years, Malad, Idaho, farmer, Malad, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. No.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 6039, May 5th, 1910; an amount of water equivalent to a continuous flow of one-tenth cubic foot per second; a certain spring known as Joe Jones Spring in lot 1, sec. 6, township 13 South, of Range 35 EBM.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Domestic and culinary purposes; five acres of land in the South-west quarter of the North-east quarter in section 6, township 13 South, of Range 35 East, of the Boise Meridian.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes. It was all turned into ditch in May, 1910.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes. It does not exactly comply with terms of the permit.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. Lateral in place of paralleling main channel, bears South and South-west therefrom in the nature of quarter-circle, and ^{is} so constructed as to irrigate land lying between the lateral and the main channel.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Works consisting of a dam 2 feet high and 5 feet long at top, and 3 ft. at bottom across main channel, and ditch about 1 ft. wide at bottom and 6 " deep, and 1/4 mile long leading from point of diversion, having capacity of 1/2 cubic foot per second; the cost of which is about \$10.00.

(Sign here.)

Joseph P. Jones

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 5th day of November, A. D. 1910.

6039

John P. Jones
Malad City

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT No. 6039

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. William P. Jones, 42 years, Malad, Idaho, farmer, Malad, Idaho.

Ques. 2. Are you acquainted with Joseph P. Jones, the holder of Permit No. 6039 authorizing the diversion of 1/10 second-foot of the waters of Joe Jones Spring, at sec. 6, tp. 13 S R 35 E B. M. for domestic & culinary purposes? How long have you known him, and where does he reside?

Ans. Yes - 30 years - Malad, Idaho.

Ques. 3. Have you read or heard read said Permit No. 6039, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes; the South-west quarter of the North-east quarter of sec. 6, tp. 13 South, Range 35 E. B. M.; sandy loam, agricultural in nature; at least 1/10 cubic foot per second, continuous.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Earth and dam 3 ft. at bottom, 5 ft. at top, and 2 ft. high across channel, and plow furrow leading therefrom in a Southerly and South-westerly direction describing approximately a quarter circle from channel making susceptible to irrigation land lying between ditch and channel; ditch about 80 rods long, and is one ft. wide at bottom and 6 inches deep having capacity of 1/2 cubic foot per second.

(Sign here.)

William P. Jones

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

5th

day of

November

A. D. 1910.

6039

Mary Public

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. 6039.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. William H. Thomas, 41 years, Malad, Idaho, farmer, Malad, Idaho.

Ques. 2. Are you acquainted with Joseph P. Jones, the
holder of Permit No 6039, authorizing the diversion of 1/10 second-feet of the waters of
Joe Jones Spring, at sec. 6, tp. 13 S, R/35 E
for domestic & culinary purposes? How long have you known him, and where does he reside?

Ans. Yes - 30 years - Malad, Idaho.

Ques. 3. Have you read or heard read said Permit No. 6039, and are you familiar with its terms and conditions?

Ans. Yes.

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes; the South-west quarter of the North-east quarter of sec. 6, tp. 13 South, Range 35 E. B. M; sandy loam, agricultural in nature; at least 1/10 cubic foot per second, continuous.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes.

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Earth and dam 3 Ft. at bottom, 5 ft. at top, and 2 Ft. high ~~xxx~~
across channel, and plow furrow leading therefrom in a Southerly and SWe-
terly direction describing approximately a quarter circle from channel,
making susceptible to irrigation land lying between ditch and channel;
ditch about 80 rods long, and is 1 ft. wide at bottom and 6" deep having
capacity of 1/2 cubic foot per second.

(Sign here.) William R. 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**, County

of **Oneida**, State of Idaho, on this **6th** day of

November, A. D. 1910.

6139

NOV 12 1960

CONFIDENTIAL

NOTICE FOR PUBLICATION.

Notice is hereby given that at 10 A. M. on the fifth day of November 1910, at Malad, County of Oneida, State of Idaho, before T. D. Jones, a Notary Public, proof will be submitted of the completion of works for the diversion of amount of water equivalent to a continuous flow of 1-1/2 cubic feet per second of the waters of Joe Jones Spring, as called in accordance with the terms and conditions of a certain permit heretofore issued by the state engineer of the State of Idaho.

1. The name of the person holding said permit is Joseph P. Jones.
2. The postoffice address of such person or the place of business of such corporation is Malad City, County of Oneida, State of Idaho.
3. The number of such permit is 6039, and the date set for the completion of such work is November 5, 1910.
4. Said water to be used for domestic and irrigation purposes.
5. Said works of diversion will be fully completed on the date set for the completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 1-1/2 cubic feet per second.
6. The amount of lands for which said water is available is five acres, particularly described as follows: SW 1/4 of the NW 1/4 Sec. 17, T. 13 S. R. 4 E. B. M.

D. G. MARTIN,
State Engineer.

AFFIDAVIT OF PUBLICATION

I, John R. Jones, manager of the Idaho Enterprise, published at Malad City, Idaho, once each week, 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 four consecutive weeks, commencing with the issue dated October 26, 1910.

and ending with the issue dated November 3, 1910.

John R. Jones

Subscribed and sworn to before me this 3 day of November 1910.

T. D. Jones
Notary Public.

RECEIVED

NOV 10 1910

OFFICE OF STATE ENGINEER

6039

November 10, 1910.

Permit 6039

Joseph P. Jones,
Malad, Idaho.

Sir:-

Am today in receipt of depositions, affidavit of publication and fee for proof of completion of works under above permit. Upon receipt of satisfactory report from the water commissioner the certificate will be issued. Inclosed you will find receipt for fee.

Very truly yours,

State Engineer.

R3108

By...

6039

6039

State of Idaho
ENGINEERING DEPARTMENT
BOISE

D. G. MARTIN
ENGINEER

Boise, Idaho, February 1, 1911

Joseph P. Jones,
Malad City, Idaho

Dear Sir:

I enclose herewith blank Notice of Proof of Application of Water to Beneficial Use under your permit No. 6039 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,

D. G. MARTIN,

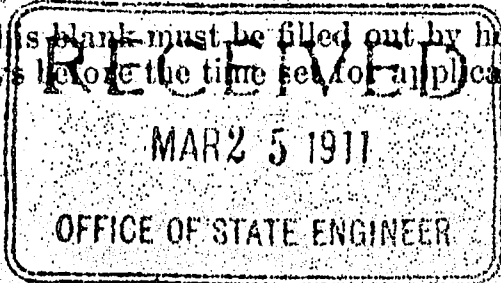
State Engineer.

6039

PERMIT NO. 6039

Notice of Proof of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

(P.O.) Malad, Idaho(Date) March 22, 1911

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2 P.M. on the 1st day of June 1911, at Malad County of Oneida State of Idaho, before T. D. Jones proof will be submitted of the application to beneficial use of an amount of water equivalent to a continuous flow of 1/10 cubic feet per second of the waters of Joe Jones Spring in accordance with the terms and conditions of Permit No. 6039 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

Joseph P. Jones - Malad City - Idaho2. The use to which said water has been applied is irrigation anddomestic use a continuous flow equivalent to 1/10 cubic foot per second3. The amount applied to beneficial use is 1/10

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) approximately five acres of land in the SW 1/4 NE 1/4 sec. 6 in twp. 13 S. Range 35 E.B.M. in Oneida county Idaho

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

6. The right to take the water from such works is based upon Permit No. 6039

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

Joe Jones Spring

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

May 5th, 1910

I desire that the above notice be published, according to law, in the Idaho Enterprise of Malad City, published in the county in which said water is to be used; the expense of which publication will be borne by me

(Sign)

Joseph P. Jones

6039

March 25, 1911

Permit 6039

Jos. P. Jones,
Malad, Idaho

Sir:-

- I am today in receipt of notice of proof of beneficial use of water under above permit. Notice for publication will be sent out in due time and deposition blanks will be mailed T. D. Jones, the notary public before whom proof is to be taken.

Very truly yours,

State Engineer.

By..

6039

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that on the 1st day of June, 1911, at 2 P.M., at Malad, County of Oneida State of Idaho; proof will be submitted of the application to beneficial use of one-tenth cubic ~~foot~~ per second of the waters of Joe Jones Spring in accordance with the terms and conditions of Permit No. 6039, 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 Joseph P. Jones, Malad City, Idaho.

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

3. The amount applied to beneficial use is one-tenth cubic foot

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) approximately five acres of land in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 6 in twp. 13 S. Range 35 E.B.M. in Oneida County, Idaho.

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

6. The right to take the water from such works is based upon Permit No. 6039.

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

8. The date of the priority which said user is prepared to establish is May 5th, 1910.

6039

State of Idaho

ENGINEERING DEPARTMENT

BOISE

JAMES STEPHENSON, JR.,
ENGINEER

INSTRUCTIONS.

Proof of Beneficial Use.

Joseph P. Jones,
c/o T. D. Jones,
Malad, City, Idaho.

Boise, Idaho. May 2nd, 1911.

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. 6039.

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:

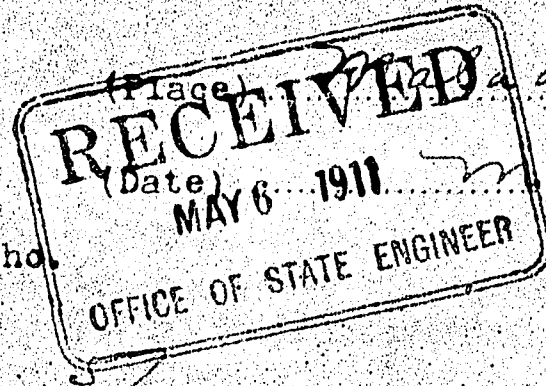
1. On June 1st, 1911 the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at Malad, County of Oneida, Idaho, at 2 P. M.

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,
~~JAMES STEPHENSON, JR.~~

State Engineer.

6039



State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of 7 enclosing Notice of Proof of Beneficial Use of Water under Permit No. 6039 which will be published as you request, beginning with our issue of May 11, 1911 6039

The Idaho Enterprise
By Mrs. James

May 9, 1911

Permit 6039

Mr. Chas. H. DeCamp,
Water Com. 1st Div.,
St. Anthony, Idaho

Sir:-

Joe F. Jones, of Maled City, the holder of above
permit, desires to make proof of beneficial use of
one-tenth of a second foot of the waters of Joe Jones
Spring, on June 1st.

Very truly yours,

State Engineer.

Encl

By...

6039

Report of Engineer

1. State name of applicant and number of permit: Pos. P. Jones - Permit 6039
2. State source of water supply: Joe Jones Spring
3. Location of point of diversion: Lot 1 Sec. 6, Tp. 13 S., R. 35 E. B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Works are fully completed to carry 1/2 acre ft.
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: 8"
 - (b) Width at water line: 12"
 - (c) Depth of water: 6"
 - (d) Grade per mile: 30'
6. State whether or not water has been turned into works of diversion and if so, to what extent: Have run continuously for two years
7. ~~Give exact location of lands to be irrigated.~~ Give exact number of acres under cultivation in each forty acre tract: SW 1/4 NE 1/4 Sec 6, Twp 13 S. R. 35 E. B.M.
Twenty (20) acres under cultivation
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:

Chas. H. Lamp
Water Comm. Div. H. I.

STATE OF IDAHO,

County of _____

} ss.

6039

_____, 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.

Twp 13 S. R. 35 E. B.M.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Dam Joe Jones Spring.
6 1/2 mi. N. W. 1/4 Sec. 14
R. 35 E. T. 13 S.

6039

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Joseph P. Jones, 35 years, Malad City, Idaho, Malad City, Idaho
by occupation a farmer

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. 6039, May 5", 1910, May 5", 1910

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

Ans. Joe Jones Spring: NE 1/4 NE 1/4 sec. 6. Twp. 13 S. R. 35 E.B.M

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

Ans. Dam and Ditch; capable of conveying 1/5 cubic feet of water
per second: South Ditch Dam is across the depression, the same
being more than 2 feet in height, more than 5 feet in length at
top, and more than 3 feet at the bottom, ditch being a plow furrow
varying in width from 6 inches to 2 feet, and is depth 8 inches.

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.)

Ans. Domestic and culinary purposes and irrigation purposes. land
upon which water has been and is used is five acres on the Southwest
quarter of the Northeast quarter of section 6 in Twp. 13 S. R. 35
E. B. M.

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

Ans. No other purposes than above-mentioned

RECEIVED

JUN 5 - 1911

OFFICE OF STATE ENGINEER

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

Ans. a continuous flow of 1/10 cubic feet 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. -----

6039

Permit No.

Proof of Application of Water to
Beneficial Use

DEPOSITION OF HOLDER

Amount of Water second feet

Source

County

Purpose

Place of use

Date of Priority

Received and filed

THE TRIBUNE POCATELLO, IDAHO

A. D. 1911 at 2 P.M.

Oneida

State of Idaho, on this 1st day of June

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

Notary Public.

Joseph D. Jones

(Sign)

Joseph D. Jones

ceptible of irrigation

Ans. No other appropriations nor no other water have been used on said lands, there being no other water to which said and is sus-

claimed thereunder.

lands herein described. Give full particulars regarding such other appropriations and rights verty under the above mentioned permit have been diverted and applied to beneficial use upon the (ques. 11) State when, how, in what amount and to what extent waters other than those di-

second was diverted and actually used for culinary, domestic and irrigation purposes on the lands hereinbefore mentioned all the water applied for amounting to at least 1/10 cubic feet per

Ans. On May 5th, 1910, by means of dam and ditch as here in-mentioned

above mentioned permit has been used.

(ques. 10. State when, how, in what amount and to what extent the water diverted under

Permit No. 6039

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. William P. Jones, 42 years, farmer, Malad city, Idaho
Malad city, Idaho.Ques. 2. Are you acquainted with Joseph P. Jones the
holder of Permit No. 6039? How long have you known him and where does he reside?

Ans. 30 years and upwards, Malad city, Idaho

Ques. 3. Have you read or heard read said Permit No. 6039, 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 con-
veying water from point of diversion to place of use.Ans. Joe Jones Spring; NE 1/4 NE 1/4 sec. 6 in Twp 13 S. R.
35 E.B.M. Dam and ditch. Dam across main channel, and ditch 8 inches
at bottom and foot or more at top, being a large plow furrowQues. 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. 1/5 cubic feet per second, from 1/10 to 1/5 cubic feet

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 sub-
division.)Ans. Domestic culinary and irrigation purposes: 5 acres in the
South-west quarter of the North-east quarter of section 6, Twp 13
South, Range 35 E.B.M.

6039

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

Ans. No other purposes than those mentioned

RECEIVED

JUN 5 - 1911

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. Sandy loam, which will require from 1/10 to 1/5 cubic feet per
second

Permit No. _____

**Proof of Application of Water to
Beneficial Use**

DEPOSITION OF WITNESS

Received and filed _____

WATER-TOOK CO., POHLETT & BARNES, AGENTS
7817

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 the water diverted under said permit.
Ans. At numerous times since May 5, 1910, I have been at his place
as I have a place adjoining the premises of applicant, and use some
of the water for domestic use by his permission, at all times I have
seen the water diverted by means of a plow furrow and dam and
turned on his land (Sign) *William Jones*

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 *Mald City*
County of *Oneida*, State of Idaho, on this *11* day of *June* A. D. 19 *11* at *2 P.M.*

[Signature]
Notary Public.

Permit No. 6039

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Morgan P. Jones; 50 years, Deputy Sheriff, Malad City, Idaho
Malad City, Idaho

Ques. 2. Are you acquainted with Joseph P. Jones the holder of Permit No. 6039? How long have you known him and where does he reside?

Ans. All his life, Malad city, Idaho

Ques. 3. Have you read or heard read said Permit No. 6039, 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. Joe Jones Spring; NE 1/4 NE 1/4 sec. 6 in Twp. 13 S.R. 35 E.B.M.; Earth dam across depression and ditch leading therefrom to point of use, said ditch being a plow furrow varying from 8 inches to two feet in width and in depth from 6 to 12 inches.

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. 1/3 of cubic feet per second; from 1/10 to 1/5 of a cubic foot

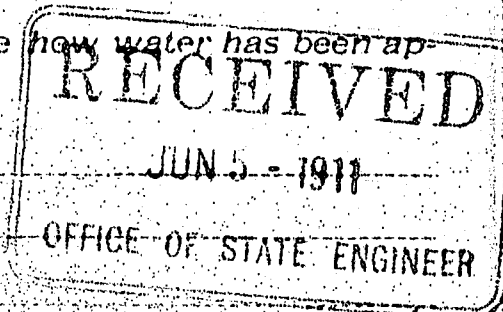
Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Domestic, culinary and irrigation purposes; 5 acres on the South-west quarter of the North-east quarter of sec. 6 Twp 13 S. R. 35 E.B.M.

6039

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

Ans. No other purposes



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

Ans. Sandy loam, which will require from 1/10 to 1/5 cubic feet per second.

Permit No. _____

**Proof of Application of Water to
Beneficial Use**

DEPOSITION OF WITNESS

Received and filed _____

State of Idaho, Boise, Idaho
1917

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so,
in what way and to what extent?
Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the
application to beneficial use of the water diverted under said permit.
Ans. during summer of 1910 and this year, I have noticed
him using on his land all the water from the spring, there being about
1/10 of a cubic foot per second.

(Sign) *Newton Jones*

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 1st
day of June A. D. 1911 at 2 o'clock P.M.

Newton Jones
Notary Public.

AFFIDAVIT OF PUBLICATION

64

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that on the 1st day of June, 1911, at 7 p. m., at Malad, County of Oneida, State of Idaho, before T. D. Jones, proof will be submitted of the application to beneficial use of one-tenth cubic foot per second of the waters of Joe Jones Spring in accordance with terms and conditions of Permit No. 6039, heretofore issued by the State Engineer of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Joseph P. Jones, Malad City, Idaho.

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

3. The amount applied to beneficial use is one-tenth cubic foot.

4. The place where said water is used is approximately five acres of land in the NW 1/4 NE 1/4 sec. 6 in Twp. 18 S., Range 25 E. B. M., in Oneida County, Idaho.

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

6. The right to take the water from such works is based upon Permit No. 6039.

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

8. The date of the price which said user is prepared to establish is May 8th, 1910

I, John R. Jones

Manager, 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 Five consec-

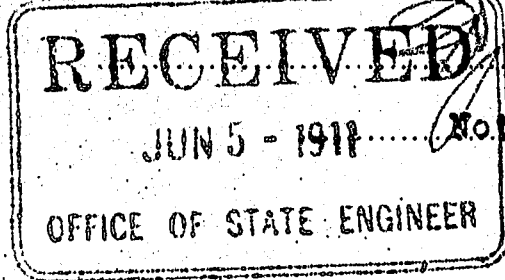
utive issues commencing with the issue dated

May 4, 1911, 1911, and ending with

the issue dated June 1st, 1911.

John R. Jones

Subscribed and sworn to before me this 1st day of June, 1911



Notary Public

6039

June 6, 1911

Permit 6039

Jos. P. Jones,
Malad City, Idaho

Sir:-

- All the papers in the matter of proof of completion of works and beneficial use of water under above permit are now on file. The certificate and license will be issued and mailed to you soon. Am inclosing herewith receipt for fee for beneficial use of water.

Very truly yours,

State Engineer.

R3567

By...

6039

July 19, 1911

Permit 6039

Jos. P. Jones,
Naled City, Idaho

Sir:-

Am inclosing herewith certificate and license
issued under above permit.

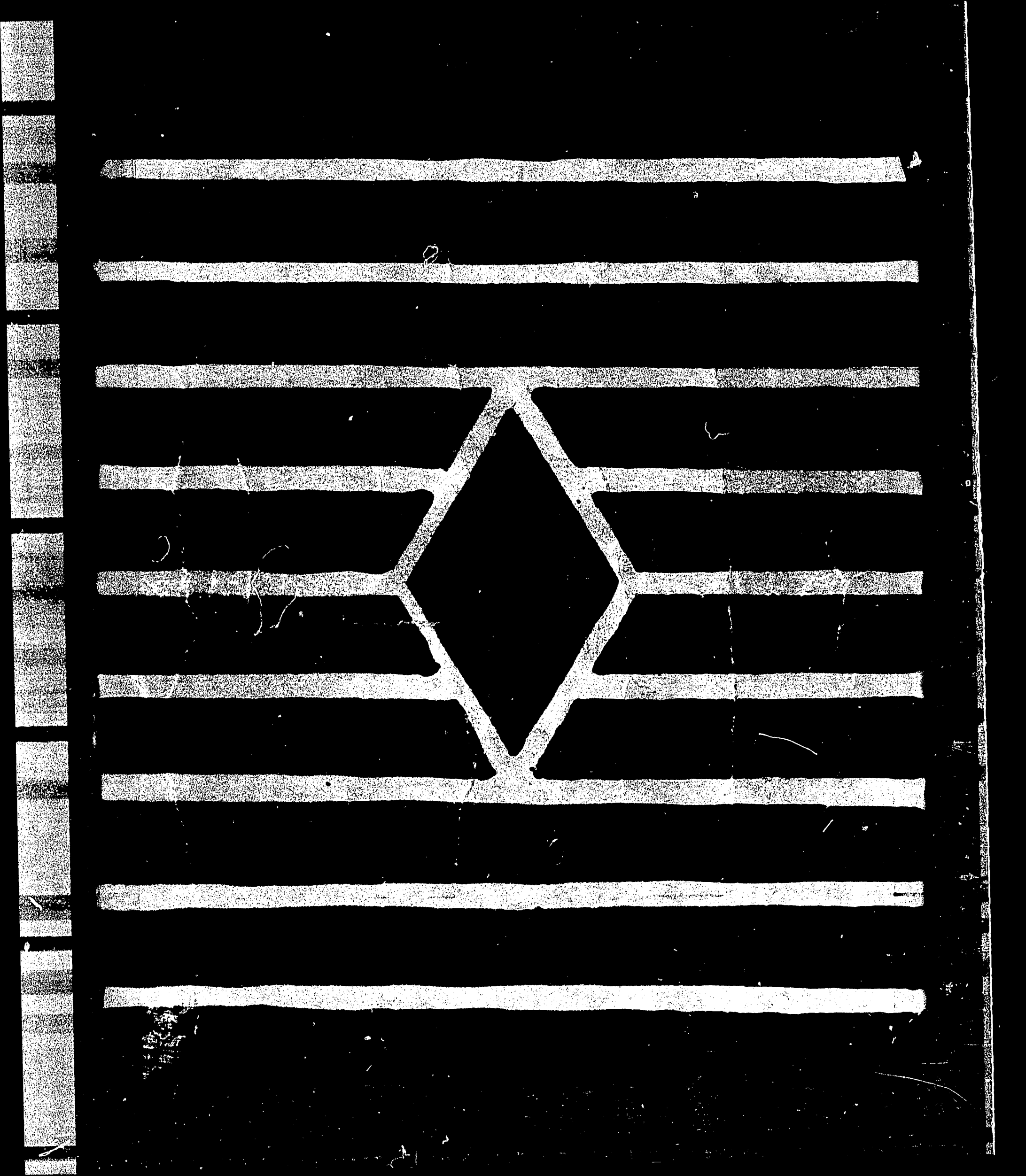
Very truly yours,

State Engineer

C&L

By...

6039



 *
 Oneida County, *
 Joe Jones Spring *
 1/10th of 1 cu. ft per sec. *
 Irrigation and domestic *
 Priority 5-5- 1910. *

S T A T E O F I D A H O
 Water License No. 6039

WHEREAS, On the 5th day of May, A. D. 1910, JOSEPH P. JONES, of Malad, County of Oneida, State of Idaho, duly made application (No. 8768) to me for a permit to use one-tenth (1/10th) of one cubic foot per second of the waters of JOE JONES SPRING, County of Oneida, State of Idaho for irrigation and domestic purposes, and

WHEREAS, On the 5th day of May, A. D. 1910, Permit No. 6039, 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 November, A. D. 1910, and for the application to beneficial use of said water on or before the 5th day of May, A. D. 1911, and,

WHEREAS, On the 5th day of November, A. D. 1910, JOSEPH P. JONES, the holder of said permit duly made proof of the completion of adequate works for the diversion of one-tenth (1/10th) of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 6039, dated July 15, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one-tenth (1/10th) of 1 cubic foot per second of water, with date of priority of May 5, 1910, and,

WHEREAS, On the 1st day of June, A. D. 1911, JOSEPH P. JONES, the holder of said permit duly made proof of the application to beneficial use of 1/10th 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 JOSEPH P. JONES, of Malad, County of Oneida, State of Idaho, the holder and owner of said Permit No. 6039, a perpetual right, dating from May 5, 1910, to the use of one-tenth (1/10th) of 1 cubic foot per second of the waters of JOE JONES SPRING, 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 Lot 1, Section 6, Township 13, South, Range 35 East of Boise Meridian, and conducted to and upon about 20 acres situated in the southwest quarter of Northeast quarter (SW4 NE4) Section 6, Township 13 South, Range 35 East of Boise Meridian, 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 15th day of July, A. D. Nineteen hundred and eleven.

A. E. Robinson,
 State Engineer.

17 2003

