

State of Idaho
License and Certificate of Water Right

Water License No. 18753

Amount 0.02 second foot

Water District No. _____

Priority March 6, 1939

THIS IS TO CERTIFY that U.S. FOREST SERVICE, COEUR D'ALENE NATIONAL FOREST of Coeur d'Alene, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 6, 1939; that Permit No. 18753 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.04 second foot, was issued thereunder on March 25, 1944, showing that said works were completed on the 26th day of February, 1944; and that on the 23rd day of March, 1950,

U.S. FOREST SERVICE, COEUR D'ALENE NATIONAL FOREST of Coeur d'Alene, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed spring, tributary of _____, for the purpose of domestic use, under Use Permit No. 18753 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4846, on the 7th day of November, 1951; The right hereby confirmed dates from March 6, 1939;

The Point of Diversion is located in the NE 1/4 SE 1/4, Sec. 33, Tp. 49 N., R. 3 E., B.M. Shoshone County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.02 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Montgomery Ranger Station in the NE 1/4 SE 1/4 Section 33, Township 49 North, Range 3 East, B.M.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 7th day of November, 1951.

(SEAL)

MARK R. KULP
State Reclamation Engineer

94-2185

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 26112

Permit No. 18753

District No.

1. Name of Applicant: U. S. FOREST SERVICE, COEUR D'ALENE NATIONAL FOREST

Postoffice address Coeur d'Alene

County: Kootenai

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: .04 cubic feet per second.

3. Source of water supply: Spring which is a tributary of

4. Location of point of diversion: 2170 feet distant from the S E

corner of Section 33, T. 49 N., R. 3 E., B. M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$

of Section 33, T. 49 N., R. 3 E., B. M., County of Shoshone

5. Water is to be used for: Domestic- Montgomery Station

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 150.00

8. Kind of works: Small reservoir 4'X4'X4' One inch pipe line Reservoir is box like
structure buried in water course to confine seepage.9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:10. Size of headgate: Width 1" pipe outlet ^{in reservoir} feet, height feet.11. Ditch: Width at bottom feet; width at water line feet; depth of water
feet; dimensions of flume:

Diameter of pipe 1 inches; length of conduit .075 miles.

Average grade per mile 200 feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

U. S. FOREST SERVICE
COEUR D'ALENE NATIONAL FOREST

By Chas. D. Simpson Agent.

Date of first receipt at Department of Reclamation: 9:10 A.M., March 6, 1939

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is **18753**
 Recorded in Book **68** Page **18753** Approved **March 23, 1939**

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 **May 22, 1939** 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 September 23, 1941

The whole of said work to be completed on or before **March 23, 1944**

Beneficial use of water appropriated in accordance herewith, to be made on or before March 23, 1950

Witness my hand this 23rd day of March, 1939

JAMES SPOFFORD

Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			In testimony whereof, we, C. A. BOTTOLFSEN, Governor of the State of Idaho, and GEO. H. CURTIS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd day of March, 1939. Countersigned: By GEO. H. CURTIS Secretary of State STATE OF IDAHO By C. A. BOTTOLFSEN Governor PERMIT NO. 18753 Certificate of Completion of Works To All Whom it May Concern: This is to certify that U. S. FOREST SERVICE, COEUR D'ALENE NATIONAL FOREST, of Coeur d'Alene, County of Kootenai, and State of Idaho, the holder of Permit No. 18753, issued upon Application No. 26112, bearing date of priority of March 6, 1939, authorizing the diversion of .04 second foot of the waters of a spring, County of Shoshone, State of Idaho, for domestic use at Montgomery Station 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 .04 second foot of the waters of said spring; that the point of diversion of said waters is located 2170 feet distant from the Southeast corner of Section 33, Township 49 North, Range 3 East, B. M., and is in the NE¼ SE¼ Section 33, Township 49 North, Range 3 East, B. M. Witness my hand this 25th day of March, A. D. 1944. Proof of completion of works made February 26, 1944 Certificate of Completion of Works issued March 25, 1944. JAMES SPENFORD State Reclamation Engineer																
LICENSE ISSUED FOR 0.02 SEC. FE page 4846																			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

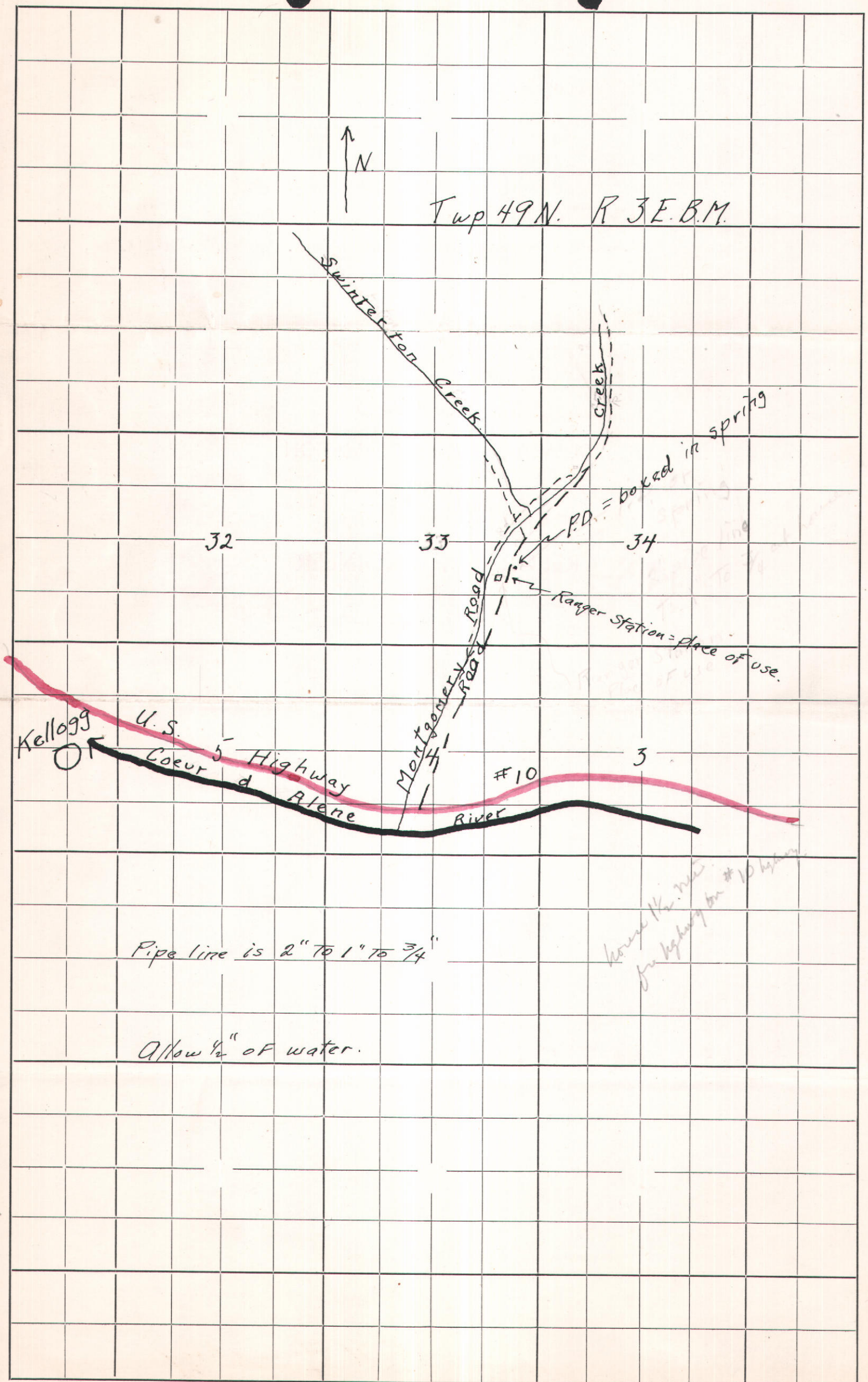
PERMIT NO. 18753

REPORT ON PROOF OF Beneficial use

10/2 of
men

aff. 0.04

Spent reading = 674 37,8



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

18753

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 18753This proof is for Beneficial use In Water District No. _____1. Name of applicant U.S. Forest Service, Coeur d'Alene Nat'l. Forest, Coeur d'Alene, Idaho2. Source of water supply: An unnamed spring3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33T. 49 N. R. 3 E. County of Shoshone

4. Describe works as they exist, giving dimensions and capacities of same: There is ⁹ concrete collecting tank, size 3 ft. by 4 ft. by 5 ft. high. 6 in. thick walls. The whole covered with a wooden shed, Top of the shed even with the surface of the ground, located on a steep hill side to the East of the road leading up Montgomery Creek, Approximately 450 feet along the road, from the house, and 50 ft. to the East of the road. Estimated elevation is 18 ft. above the house. There is hot and cold water in the house and one $\frac{1}{2}$ in. outlet in the yard. Measurement of this water gives 2 gal. in 22 seconds, approximately. Output is $\frac{1}{2}$ in. of water.

5. Water is used for: Domestic purposes6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Montgomery Ranger Station, in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 33, Twp. 49 N., Range 3 E., B.M.

Water is used at the Montgomery Ranger State for domestic purposes.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: This is a small spring that has been diverted for use at the station.This examination was made on the 12th day of September, 19 51.(Signed) E. H. Humphrey Examiner.

18753

3' x 4' x 5' x 6' x 8'

Covered with wooden shels.
top of shed was with surface
of ground.

Water enters over top of canvas
and then bottom.

unable to open the door.

Approx. 50' E. of road.

Elev. est. 18'

450' along rd to house

1" bullet in yard $\frac{1}{2}$

hot & cold in house

INSTRUCTIONS TO EXAMINERS:

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

22 Dec

2 gal in 22 Dec - Q.

2 trials

Permit No. 38753

Examination for Beneficial use

County Shoshone

33

4971 - 3 E

Q = .04 cfs.

S. = Spring

P.D. = 2170' fr. SE corner of

S. 33 T-49N: R3E.

in NE₄ SE₄ of S 33-49N-3E

Use = Dom. & Montgomery Station

50
.04
200

RECEIVED
OCT 3 1951

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 18753

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. K. A. Klehm, Coeur d'Alene, Idaho Forest Supervisor, Coeur-
d'Alene National Forest, Coeur d'Alene, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of 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. 18753, March 25, 1944, Priority of March 6, 1939

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

Ans. From a spring is located 2170 feet distant from SE corner of
Sec. 33, T49N, R3EBM and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SEC 33, T49N R3EBM

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. .04 second feet from a spring in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 33 T49N R3EBM
Project consists of a small basin the water course and .075 mi.
of 1" pipe.

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. For domestic use at Montgomery Station.

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

Ans. _____

18753

1944

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

Ans. .04 cubic feet per second from a spring on the Montgomery administrative site.

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. _____

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

Ans. Since March 6, 1939 by means of box and .075 mi. of 1" pipe for domestic use at Montgomery Station.

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) _____

I hereby certify that the foregoing testimony was read to the above subscribed 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 Camden County of Kootenai,

State of Idaho, on this 23rd day of March, A. D. 1950.

E. H. Miles
U.S. Comm'r.

My commission expires _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18753

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Herb A. Carlson - 35 years - 816 Indiana Avenue -
Shoshone County Field Deputy - Coeur d'Alene, Idaho

Ques. 2. Are you acquainted with K A Klehm, Forest Supervisor of, the
Coeur d'Alene Nat'l Forest
holder of Permit No. 18753? How long have you known him and where does
he reside?

Ans. 20 years - Coeur d'Alene, Idaho

Ques. 3. Have you read or heard read said Permit No. 18753, 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. A spring on Montgomery Administrative site consisting of a
box and .075 mi. of 1" pipe.

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

Ans. I would say .04 second feet or a one inch pipe of water.

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 im-
provements which have been made as a direct result of said use.

Ans. For domestic use at Montgomery Station.

18753

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. _____

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. Since 1939 on different occasions I have observed water being used for domestic use at this station.

(Signed)

Herb A. Carlson

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 Coeur d'Alene County of Shoshone, State of Idaho, on this 23rd day of March, A. D. 1950.

E. H. Miles
Notary Public

My commission expires _____

18753

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18753**Proof of Application of Water to Beneficial Use****Deposition of Witness**

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Howard Drake - 65 years - 1324 Sherman Avenue -

Consultant Forester - Coeur d'Alene, Idaho

Ques. 2. Are you acquainted with K A Klehm, Forest Supervisor of/, the
holder of Permit No. 18753 ? How long have you known him and where does
he reside?

Ans. 20 years - Coeur d'Alene, Idaho

Ques. 3. Have you read or heard read said Permit No. 18753, 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. A spring on Montgomery Administrative site consisting of a
box and .075 mi. of 1" pipe.

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

Ans. I would say .04 second feet or a one inch pipe of water.

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 im-
provements which have been made as a direct result of said use.

Ans. For domestic use at Montgomery Station.

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. _____

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. Since 1939 on different occasions I have observed water being used for domestic use at this station. _____

(Signed) Harold D. Duce

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 Coeur d'Alene
County of Shoshone, State of Idaho, on this 22nd day of March,
A. D. 1950.

E. H. Miles
U. S. Notary Public

My commission expires _____

18753

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 23rd day of March, 19 50
at Coeur d'Alene, County of Kootenai, State of Idaho, before
E. H. Miles, U. S. Commissioner, proof will be submitted of the
application to beneficial use of .04 ^{foot} cubic ~~feet~~ per second of the waters of a ~~said spring-~~
~~Montgomery Station~~ in accordance with the terms and conditions of Permit No. 18753
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
U. S. Forest Service, Gd'ta National Forest, Coeur d'Alene, Idaho

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

The amount applied to beneficial use is Montgomery Ranger Station .04 cubic foot
per second.

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ Montgomery Ranger Station, in the NE 1/4 Section 33, Township 49 North,

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

The right to take water from such works is based upon Permit No. 18753

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

The date of priority which said user is prepared to establish is March 6, 1939

MARK R. KULP
State Reclamation Engineer.

18753

Permit No. 18753STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

} ss.

County of KootenaiCLARENCE C. STRONG, Forest Supervisor of the
Coeur d'Alene National Forest

, 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. 18753, and that his postoffice address is Coeur d'Alene
State of IdahoSecond: That the name of the stream from which said water is to be directed is a spring, 2170 feet
distant from the S.E. corner of Sec. 33 T. 49 N., R. 3 E., in the NE 1/4
of said sectionThird: That the point of diversion of said water is sameFourth: That under the terms and conditions of said permit, construction thereunder was required to
be completed by March 23, 1944Fifth: That the use for which said water is intended is domesticSixth: That on the date above mentioned, the works constructed under said permit were ~~(or were not)~~
fully completed and consisted of the following:1. Kind of works: small reservoir and pipe

(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. Reservoir is 4'x4'x4' box buried
in water course(c) Size of headgate: Width feet, height feet.(d) Conduit width at bottom feet, width at water line

(State whether ditch, flume or pipe.)

feet, depth of water feet; diameter of pipe 1" inches, average grade
per mile is 200 feet. Length of conduit is .075 miles.Seventh: That said works are capable of conducting to the place of intended use .04
second feet of water.Eighth: That water appropriated under said permit is available for no acres of land
described as follows:

Ninth: Remarks: That

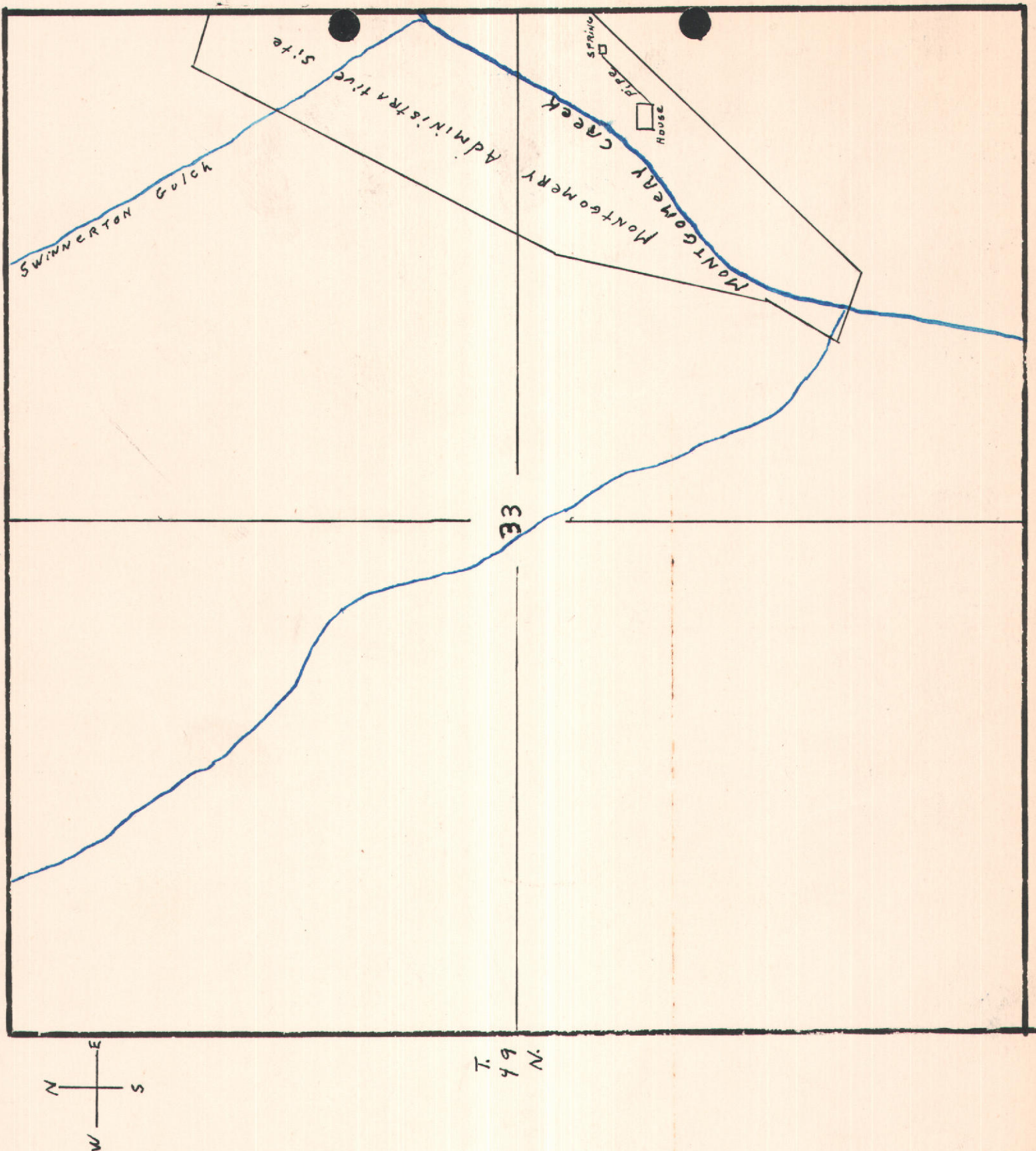
Clarence C. Strong
(Sign here)Subscribed and sworn to before me this 26th day of February, 1944

My commission expires

Notary Public.

18753

R. 3 E.



Map of Montgomery Station
T. 49 N., R. 3 E., Sec. 33
To Accompany Application for Permit
By: U. S. Forest Service
Coeur d'Alene National Forest
Coeur d'Alene, Idaho
March 3, 1939

SCALE: - 8 inches = 1 mile

Permit Map No. 18753
As Approved
Mar. 23-1939
JAMES SPOFFORD
Commissioner of Reclamation