

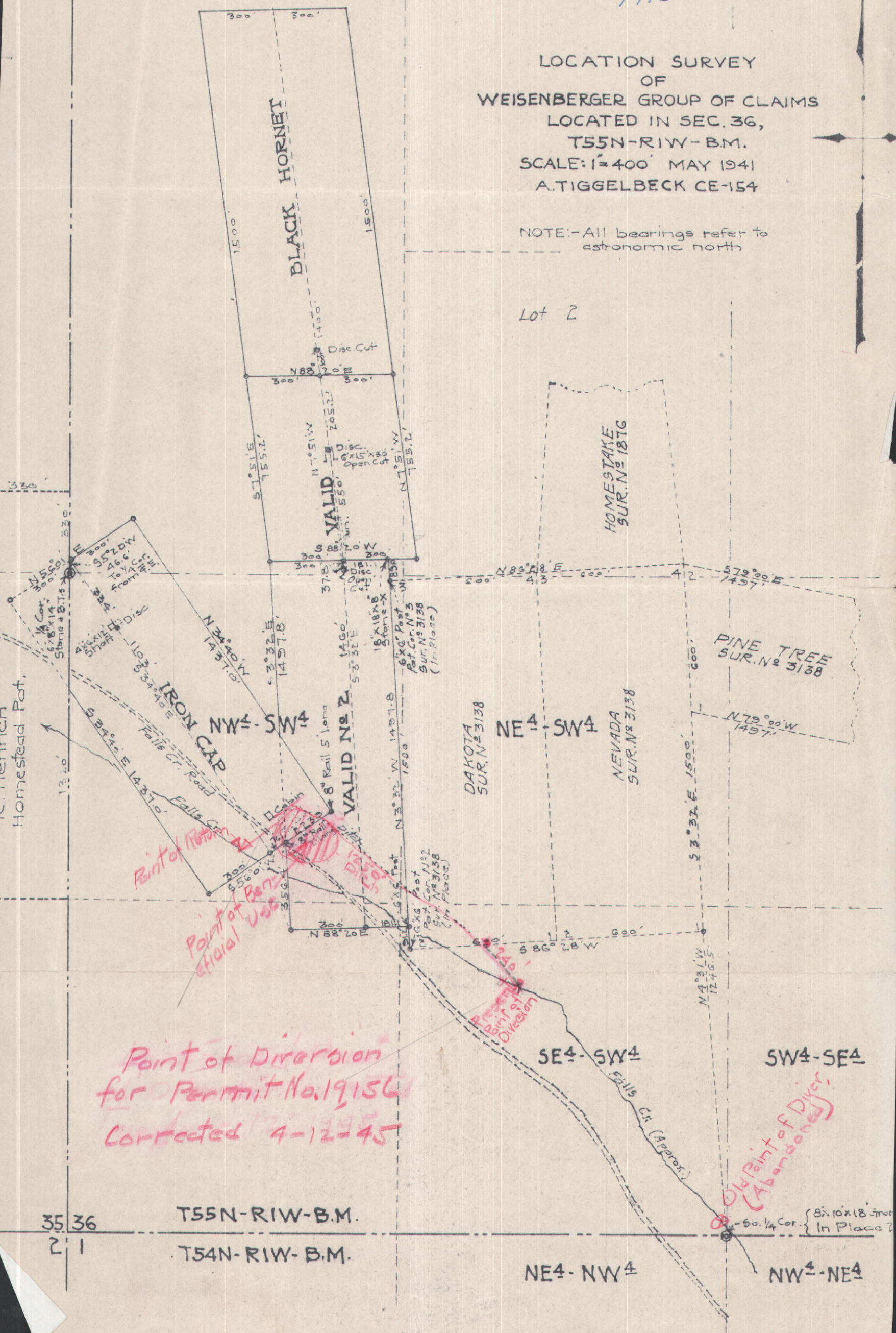
26 25
35 36

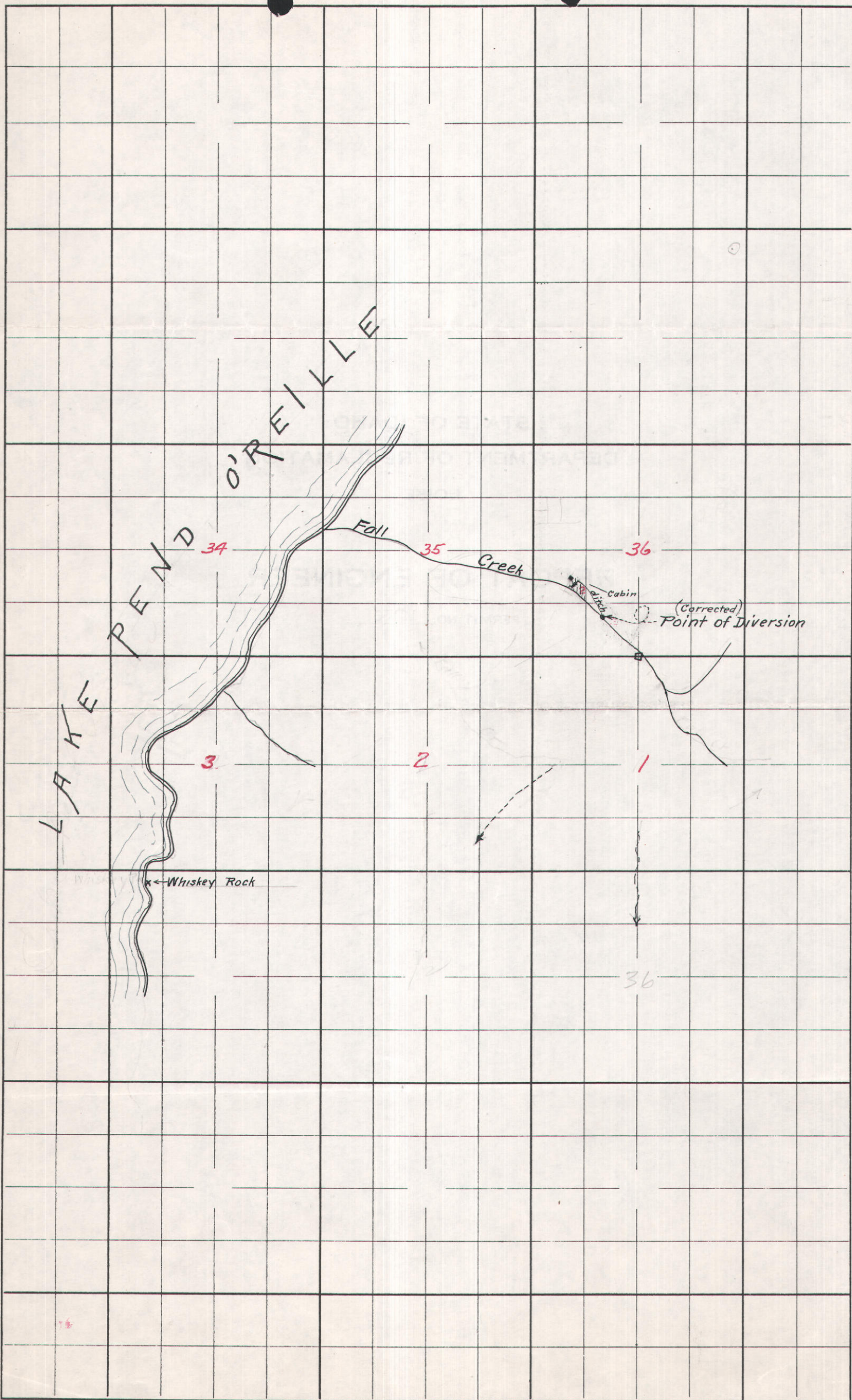
Lot 1
19156

LOCATION SURVEY
OF
WEISENBERGER GROUP OF CLAIMS
LOCATED IN SEC. 36,
T55N-R1W-B.M.
SCALE: 1"=400' MAY 1941
A. TIGGELBECK CE-154

NOTE: All bearings refer to
astronomic north

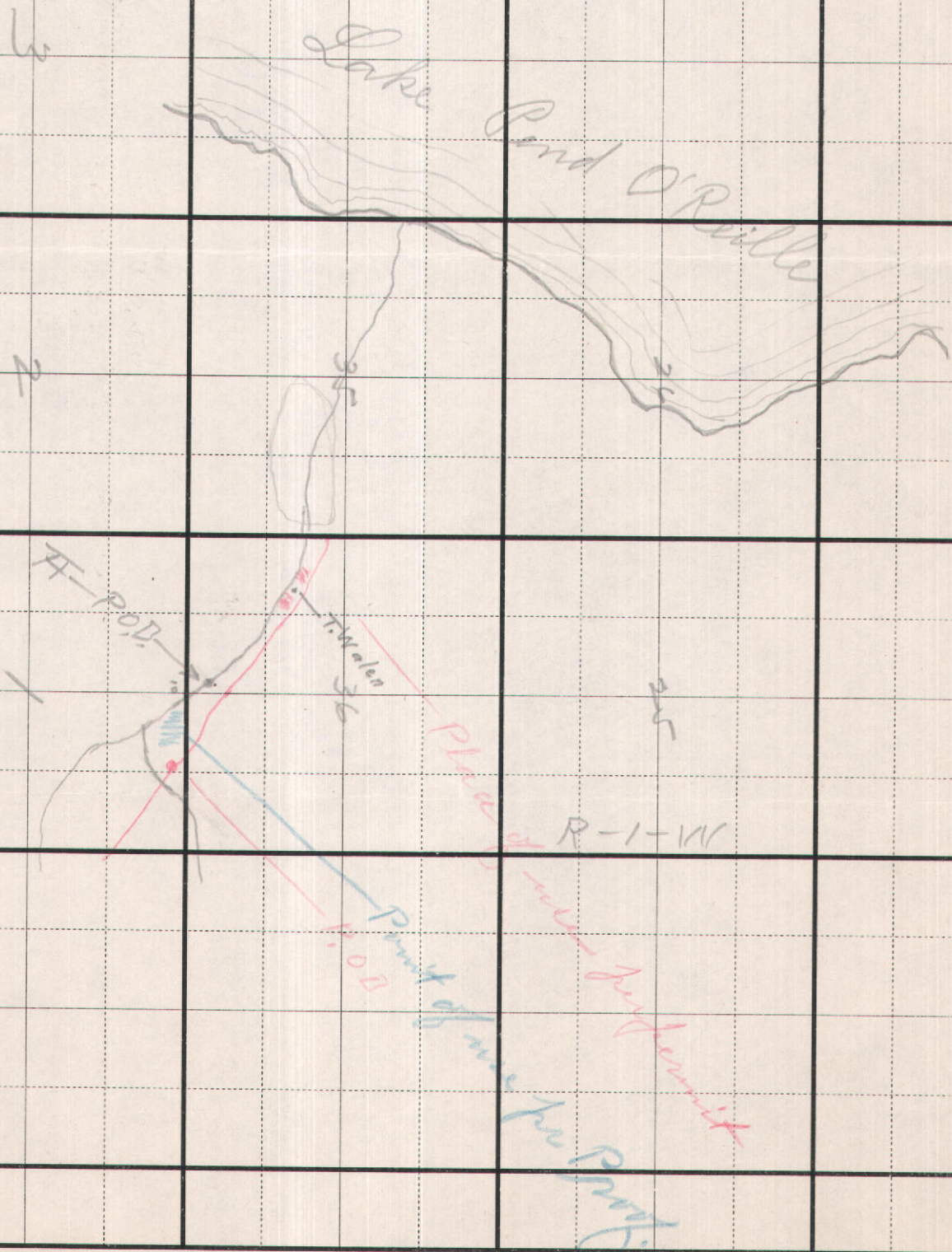
Lot 2





Note -
Falls Creek
Crosses Township
Line 33 just east of
Quarter Corner
between Sec. 1 and 36

55 N
54 N





Permit Map No. 19156
SEC.
As Approved
JUN 10 1941
E. V. BERG

State of Idaho

License and Certificate of Water Right

Water License No. 19156

Amount .04 second foot

Water District No.

Priority June 2, 1941

THIS IS TO CERTIFY that JOHN W. WEISENBERGER
 of Granite Creek, via Bayview, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated June 2, 1941; that Permit No. 19156
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.5 second feet, was issued thereunder on December 5, 1941, showing that said works
 were completed on the 13th day of October, 1941; and that on the 10th
 day of January, 1942,

JOHN W. WEISENBERGER

of Granite Creek, via Bayview, State of Idaho, made proof to the satisfaction of the
 Commissioner of Reclamation of Idaho, of the right to use the waters of Falls Creek
 , a tributary of - , for the purpose of irrigation and domestic
 use , under Use Permit No. 19156 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
 Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4263, on the 9th day of May, 1945;

The right hereby confirmed dates from June 2, 1941;

The Point of Diversion is located
 in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Tp. 55 N., R. 1 W., B. M. Bonner 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 .04
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
55 N.	1 W.	36	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2	2

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
 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 9th day of May, 1945

MARK R. KULP

Commissioner of Reclamation
 State Reclamation Engineer

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 11985
Water District No.

Amount 0.3 sec. ft.
Priority June 21, 1933

THIS IS TO CERTIFY that H. S. TAYLOR of Mackay, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 19, 1916; that Permit No. 11985 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.3 second feet, was issued thereunder on March 25, 1924, showing that said works were completed on the 13th day of November, 1923; and that on the 20th day of July, 1944,

J. B. TAYLOR, Attorney in fact for H. S. Taylor, deceased, and Clyde Taylor of Mackay, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Carr Spring in Lucky Gulch, a tributary of --, for the purpose of Irrigation, milling and manufacturing, under Use Permit No. 11985 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 7 of Licenses, at page 4262, on the 27th day of April, 1945; to Clyde C. Taylor and Ivan I. Taylor, of Mackay, Idaho. The right hereby confirmed dates from June 21, 1933;

The Point of Diversion is located in the SW ¼ NE ¼, Sec. 35, Tp. 7 N., R. 23 E., B. M. Custer 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 0.3 cubic feet per second, being 0.1 c.f.s. for consumptive use for irrigation and steam boiler, and 0.2 c.f.s. for non-consumptive use for industrial purposes. Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	23 E.	35	NW¼ SE¼	10	3

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, Commissioner of Reclamation, affixed at Boise, Idaho, this 27th day of April, 1945

(SEAL)

MARK R. KULP
Commissioner of Reclamation
State Reclamation Engineer

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

96-2149

Application No. 28616
Permit No. 19156
District No.

1. Name of Applicant: JOHN W. WEISENBERGER
Postoffice address: Granite Creek via Bayview County: Bonner 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:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: .5 cubic feet per second.
3. Source of water supply: Falls Creek which is a tributary of
4. Location of point of diversion: Lake Pend Oreille feet distant from the
corner of Section , T. , R. , B. M., and is the NW 1/4 NE 1/4
of Section 1 , T. 54 N , R. 1 W , B. M., County of Bonner
5. Water is to be used for: domestic purposes and irrigation
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: \$ 300.00
8. Kind of works: ditch and diversion dam
9. Height of dam 3 feet; length of dam at top 8 feet; length of dam at bottom 3
feet; material used in dam: cedar logs and earth crib
10. Size of headgate: Width 1 1/2 feet; height 3 feet.
11. Ditch: Width at bottom 1 1/3 feet; width at water line 2 feet; depth of water 1
feet; dimensions of flume: none
Diameter of pipe none inches; length of conduit 6/10 miles.
Average grade per mile 15 feet.
12. The time required for the completion of such work is six months years.
13. The time required for the complete application of the water to the proposed use is six additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG., Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to permit to appropriate the public waters of the State of Idaho, No. 19156. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. V. BERG. /s/
Commissioner of Reclamation.

Recorded this 5th day of December, 1941.

AFFIDAVIT FOR CHANGE OF POINT OF DIVERSION OF WATER RIGHT
PERMIT NO. 19156

STATE OF IDAHO)
(ss.
County of Bonner)

John W. Weisenberger, being first duly sworn, deposes and says: That his postoffice address is Granite Creek, via Bayview, Idaho. That he is the owner of and using a certain water right for 0.5 cubic feet per second of the water of Falls Creek, County of Bonner, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 19156, issued by the Department of Reclamation, dated June 10, 1941, bearing date of priority of June 2, 1941, for the purpose of irrigating the following described lands, situate, lying and being in Water District No....., in the County of Bonner, and State of Idaho, to-wit: 2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Township 55 North, Range 1 West, B.M., and is the person to whom such right was so issued.

That said waters are now described in said permit as being diverted from said stream in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 1, Twp. 54 N., Range 1 W.,

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 36, Twp. 55 N., Range 1 W.,

That his reasons for desiring to make such change are as follows: The point of diversion was erroneously described in the original application and permit.

That no one will be injured by such change and that such change is made at affiant's own risk.

JOHN WEISENBERGER
Affiant.

Subscribed and sworn to before me this 7th day of May, 1945.

(SEAL) Arthur K. Bowden
Notary Public Bonner County, Idaho
Residence- Sandpoint, Idaho
My commission expires Oct. 6, 1948

ISSUED FOR 04 SEC. 36

p. 4263

Charles C. Gossett

May 9, 1945

Re: Permit No. 19156

Mr. John W. Weisenberger
Granite Creek
Via Bayview
Idaho

Dear Mr. Weisenberger:

We enclose herewith License and Certificate of Water Right issued under the above numbered permit, confirming your right to the use of Four One-hundredths (.04) of a second foot of water from Falls Creek, with priority of June 2, 1941, for irrigation and domestic use on two acres of land in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Township 55 North, Range 1 West, B.M.

We also enclose Departmental Receipt No. 18866 for the \$2.00 fee in connection with final proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19156

Affidavit for Change of Point of Diversion of Water Right

Permit No. 19156

STATE OF IDAHO,

County of Bonner

ss.

John W. Weisenberger, being first duly sworn, deposes and says: That his postoffice address is Granite Creek, via Bayview, Idaho. That he is the owner of and using a certain water right, for 0.5 cubic feet per second of the water of Falls Creek, County of Bonner, State of Idaho, obtained by virtue of Permit to appropriate the public waters of the State of Idaho, No. 19156, issued by the Department of Reclamation, dated June 10, 19 41, bearing date of priority of June 2, 1941, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. _____, in the County of Bonner and State of Idaho, to-wit: 2 acres in the NW 1/4 SW 1/4 Sec. 36, Twp. 55 N., Range 1 W., B.M.

and is the person (~~or representative of the person or persons~~) to whom such right was so issued, (~~or has become the owner thereof in the following manner:~~)

~~described in said permit as being~~
That said waters are now/diverted from said stream in the NW 1/4 of NE 1/4 of Sec. 1, Twp. 54 N., Range 1 W., and conducted to the above described lands through the ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said waters from the point above described to a point located in SE 1/4 of SW 1/4 of Sec. 36, Twp. 55 N., Range 1 W., and thereafter conduct same to the above described land through the ditch, as per map above referred to;

That his reasons for desiring to make such change are as follows: The point of diversion was erroneously described in the original application and permit

That no one will be injured by such change and that such change will be made at affiant's own risk.

Subscribed and sworn to before me this 7th day of May, 19 45

John Weisenberger
Affiant.

Arthur Bowden

Notary Public, Bonner County, Idaho
My commission expires Oct. 6/1948

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

19156

RECEIVED

MAY 9 1945

Department of Reclamation

Charles C. Gossett

April 25, 1945

Re: Permit No. 19156

Mr. Arthur Tiggelbeck
Fidelity Building
Sandpoint, Idaho

Dear Mr. Tiggelbeck:

We acknowledge receipt of your letter of April 12th, enclosing map, showing location of the point of diversion and place of use in Permit No. 19156, in the name of John W. Weisenberger.

We note that the place of use is as shown in the permit, and the published notice in connection with beneficial use proof, but that an error was made in the depositions of the witnesses.

However, since there is a change in the description of the point of diversion, it will be necessary for the enclosed affidavit to be executed and returned for record in this department.

Upon receipt of same, a license can be issued for four one-hundredths (.04) of a second foot, or two inches, of water from Falls Creek- upon payment of the statutory fee of \$2.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

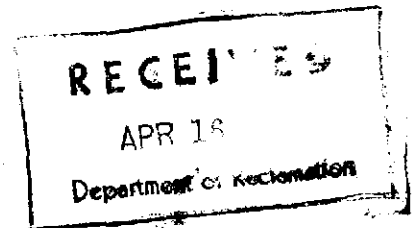
A
Encl.

19156

ARTHUR TIGGELBECK
CIVIL ENGINEER
FIDELITY BLDG.
SANDPOINT, IDAHO

April 12, 1945

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho



Dear Mr. Kulp:

Mr. Weisenberger was in this morning and after checking over the application for permit No. 19156, we found that a mistake had been made in giving the location of the point of diversion. This came about through recopying the data given in application No. 23,756, which gave the point of diversion as being located in the NW $\frac{1}{4}$ - NE $\frac{1}{4}$ Sec. 1, T 54 N-R 1 W-B.M.

This point of diversion, however, was afterwards abandoned because of lack of water at this point and moved down creek to the point shown on the enclosed map. This change, however, had already been made and the ditch was in beneficial use at the time [June 2, 1941] the application for permit No. 19156 was filed, but Mr. Weisenberger inadvertently forgot about this change made in the point of diversion when he recopied the older application.

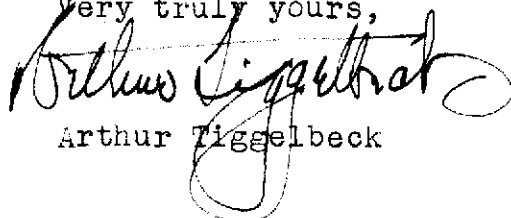
The enclosed map, however, correctly shows the present point of diversion, location of ditch, point of beneficial use, and location of cabin.

Mr. Weisenberger accurately tied in the point of diversion from the south center end stake of the Dakota Sur. No. 3138. This map is based on a patent survey made by us some years ago, shown in broken line and also an amended location survey of Mr. Weisenberger's claims, shown in solid line, made by us just previous to filing of application for permit No. 19156, so that it may be taken as authentic.

Mr. Weisenberger's witnesses simply got balled up on the point of beneficial use as I can vouch for its correct location from personal knowledge.

If this doesn't cover the desired information, we shall be glad to furnish any further data required.

Very truly yours,


Arthur Tiggelbeck

AT:mrw

19156

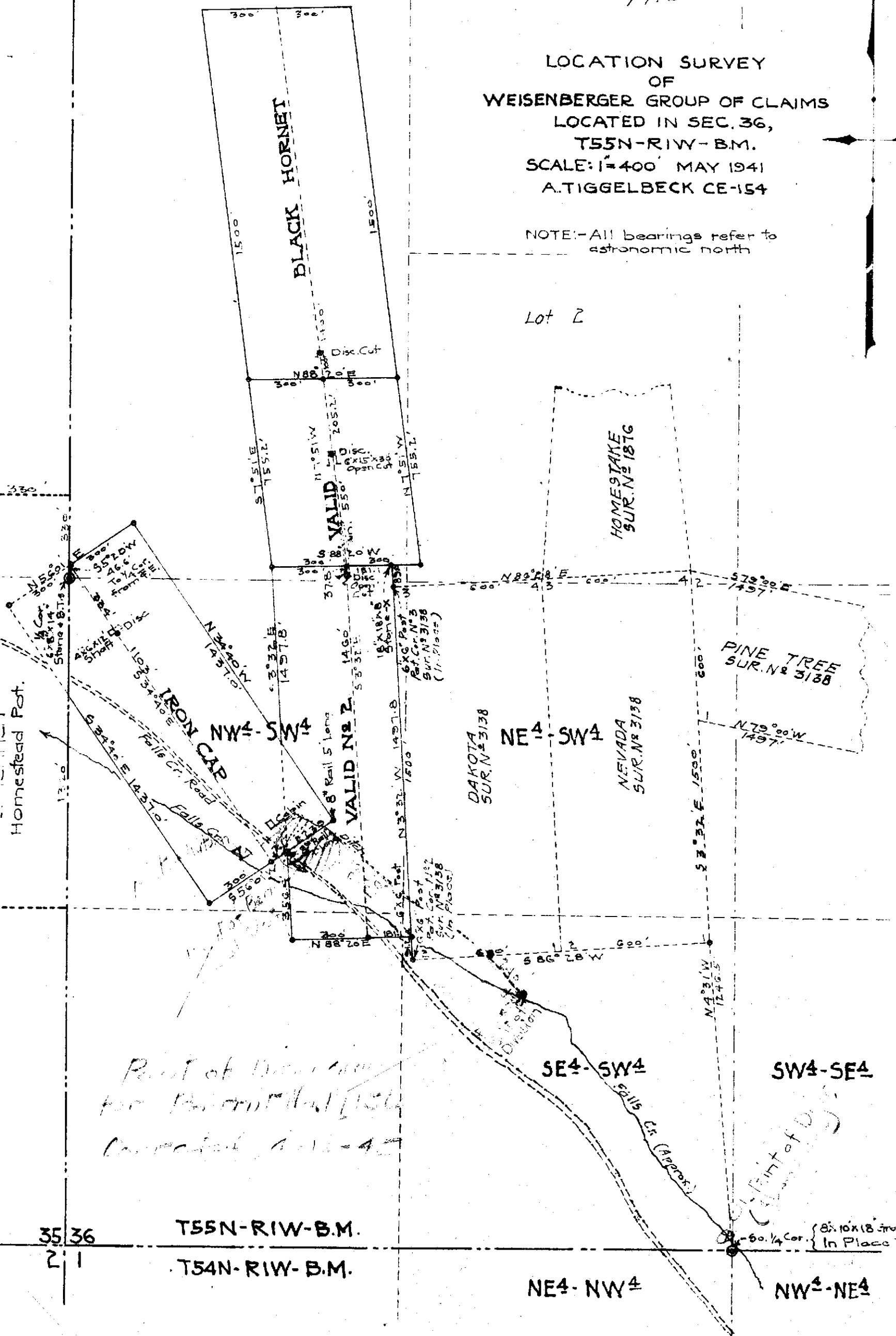
26 25
35 36

Lot 1 19156

LOCATION SURVEY
OF
WEISENBERGER GROUP OF CLAIMS
LOCATED IN SEC. 36,
T55N-R1W-B.M.
SCALE: 1"=400' MAY 1941
A.TIGGELBECK CE-154

NOTE: All bearings refer to
astronomic north

Lot 2



Homestead Pot.

Point of Division
for Section 36, T55N-R1W-B.M.
Corrected 1915-42

Point of Division

8x10x18 ft
In Place?

Charles C. Gossett

April 9, 1945

Re: Permit No. 19156

Mr. Arthur Tiggelbeck
Fidelity Building
Sandpoint, Idaho

Dear Mr. Tiggelbeck:

We acknowledge receipt of your letter of April 6th, in regard to the above numbered permit, in the name of John W. Weisenberger, and note that you will check the matter upon receipt of the necessary information from him.

Meanwhile, will advise that there seems to be a typographical error in the next to last paragraph of our letter to Mr. Weisenberger of March 23rd, and the word "West" in the next to last line was written East- instead of West - and for that reason you mistook it as being intended for East-

That last sentence should read, "Your headgate is evidently North and a little West of that corner", etc.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

19156

ARTHUR TIGGELBECK
CIVIL ENGINEER
FIDELITY BLDG.
SANDPOINT, IDAHO

April 6, 1945

RECEIVED

APR 9 1945

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

Mr. Weisenberger forwarded your letter of March 23, regarding his water right, to me for attention. His papers, however, are locked up in the bank vault and I have to write him for the key before I can get at them to make a check.

Referring to the statement of the witnesses in paragraph 3 of your letter, it is possible that they got the point of use and point of diversion mixed up, as you state in paragraph 2 that the point of diversion is given as being in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 55 North, Range 1 West, B.M.

1/4 Cor. — Your statement in paragraph 5 of your letter, "Your headgate is evidently North and a little East of the South Quarter of Sec. 36, which would bring it into the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36 instead of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1" appears to be self-contradictory, as it obviously could not be east of the South Quarter Corner of Section 36 and still fall in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of that section

Apparently the intake is very close to the South Quarter Corner of Section 36, and it is possible that it is west instead of east of this corner, which would bring it, as you say, in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36.

However, I have a map, made in connection with a patent survey some years ago which accurately locates this corner, and I am forwarding a copy of it to Mr. Weisenberger, to have him accurately located the intake and cabin you speak of with reference to the South Quarter Corner of Section 36. As soon as I get this information from Mr. Weisenberger and access to his papers so I can check up, I will forward the necessary corrections.

Very truly yours,

Arthur Tiggelbeck

AT:mrw
C. C. John Weisenberger.

19156

Charles C. Gossett

March 23, 1945

Re: Permit No. 19156

Mr. John M. Weisenberger,
Granite Creek,
Via Bayview, Idaho

Dear Mr. Weisenberger:

We now have the report of our Field Engineer on examination for beneficial use under the above numbered permit, and in checking this with your permit and beneficial use proofs, we find several discrepancies as to point of diversion and place of use.

The point of diversion is shown in your permit, and on the sketch map which accompanied same, as being in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 54 North, Range 1 West, B.M., and the place of use in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, Township 55 North, Range 1 West, B.M.

In the advertised notice in connection with beneficial use proof, the place of use is so described, but the depositions of your two witnesses give the place of use as in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 54 North, Range 1 West.

Please advise if the house you are using is what is known as the Galen house, which is located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36. Mr. Tolman, our Field Engineer, was unable to find you when he made the examination, so Mr. Clarence W. Hill, a neighbor, kindly showed him over the premises.

In regard to the point of diversion, the government survey shows that Fall Creek crosses the township line 33 feet east of the quarter corner between Section 1, Twp. 54 N., Range 1 W., B.M., and Section 36, Township 55 N., R. 1 W., B.M. Your headgate is evidently North and a little West of that corner, which would bring it into the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 36, instead of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1.

It is necessary for both the point of diversion and place of use definitely and accurately described before we can proceed further in the matter of issuing a license and completing your water right. We shall therefore appreciate hearing from you promptly in regard to these seeming discrepancies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

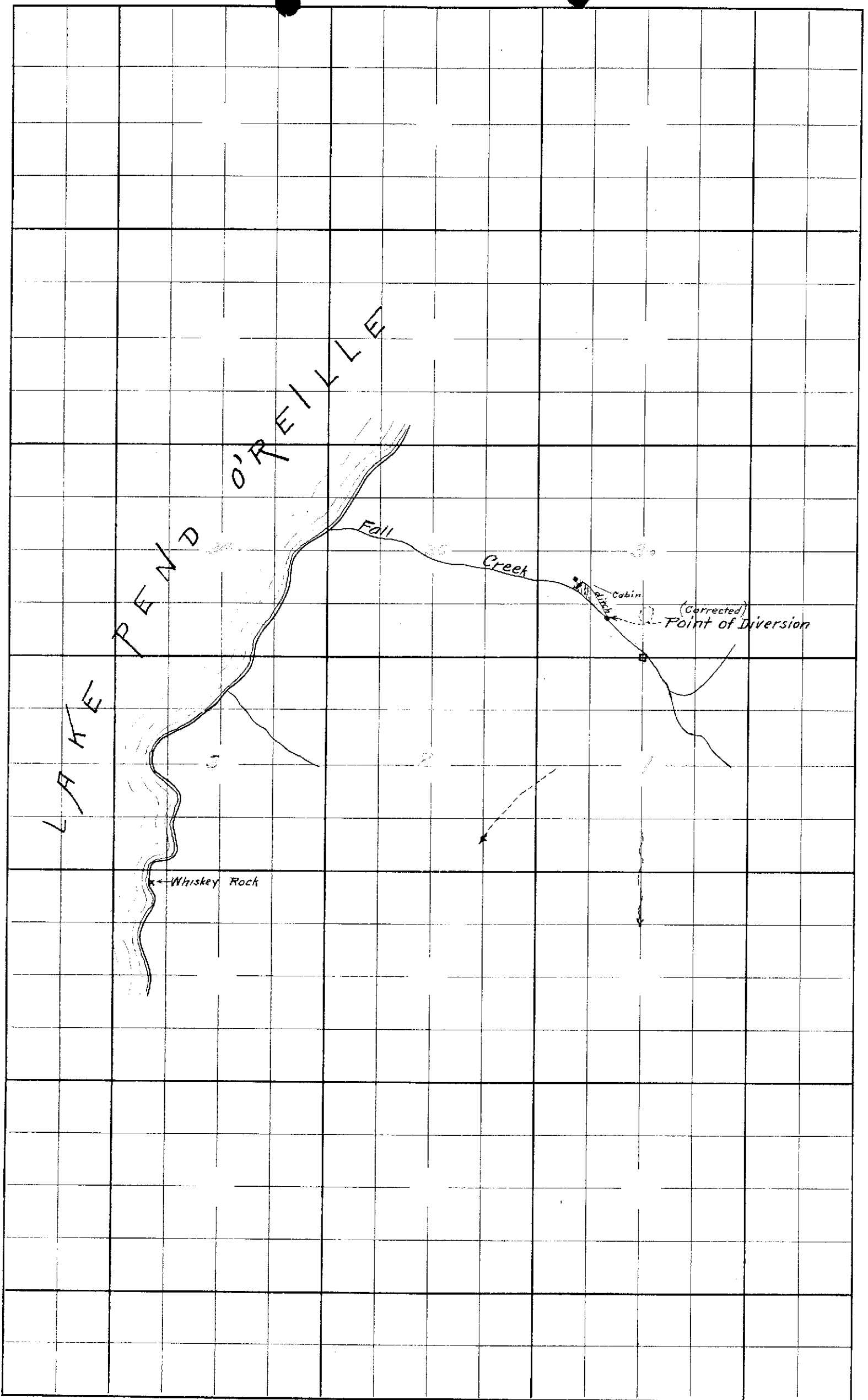
19156

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19156

REPORT ON PROOF OF Beneficial Use Proof



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19156

This proof is for Beneficial Use In Water District No.

1. Name of applicant John W. Weisenberger, Granite Creek, via Bayview, Idaho

2. Source of water supply: Falls Creek 36

3. Location of point of diversion: Is in the NE 1/4 of Section 1

T. 34 N R. 1 W County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: A Wing Dam of rocks

30ft. long X 1ft. high; Head gate of hand hewn plank 5ft. long X 1 1/2 ft. wide
and 2ft. deep, Ditch 1 1/2 to 3ft wide and of the same depth.

A wooden box reservoir 8ft. long X 2ft. wide X 2ft. deep near cabin.

5. Water is used for: domestic purposes and irrigation

6. 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 for other than irriga-
tion):

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

8. What large stream would the water here appropriated finally reach? Lake Pend O'Reille

Remarks: Approximately 2 acres irrigated, Owner absent on defence work
at time of examination.

This examination was made on the 26th day of August, 1944.

(Signed)

Fred J. Holman

Examiner.

John W. Weisenburger, Granite Creek, Via Bayview, Idaho

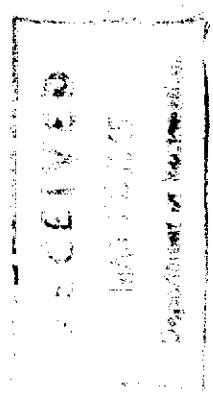
Permit No. 10113

Examination for Beneficial Use

County Blaine

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 a 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.



March 4, 1942

Re: 19156

Mr. John W. Weisenberger
Granite Creek
via Bayview, Idaho

Dear Mr. Weisenberger:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from Sandpoint Bulletin, all in connection with Beneficial Use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since this department has but one field engineer, who makes examinations all over the State.

However, Mr. Tolman, field engineer for the Department, will try and contact you at the time set for examination, so that you may arrange to show him over the grounds.

When the engineer's report is filed, you will be notified of the amount due for Beneficial Use proof. Upon receipt of your check, a license will be issued.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: Chief Clerk.

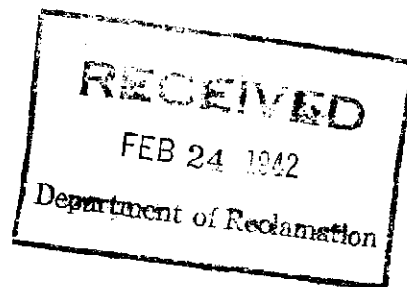
ml.

19156

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER



Re: 19156

Jan. 2, 1942

BOISE, IDAHO,

Mr. Robert S. McCrea
Sandpoint, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19156

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 rights:

1. On January 10, 1942, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Sandpoint, Idaho before Robert S. McCrea, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

E. V. BERG.
Commissioner of Reclamation.

19156

ROBT. S. McCREA

CLERK OF THE DISTRICT COURT
AUDITOR AND RECORDER
CLERK OF THE BOARD OF COMMISSIONERS

County of Bonner

STATE OF IDAHO

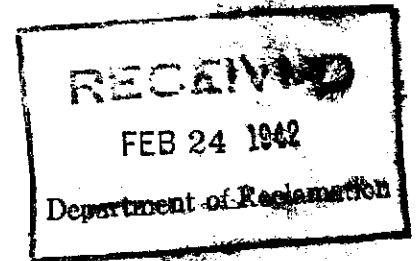
SANDPOINT IDAHO

February 21st.

COMMISSIONERS

M. D. HART, CHAIRMAN
CALVIN HUFF
FRANK HUBBARD

Department of Reclamation
Boise
Idaho



Dear Sirs:-

Enclosed you will find the proofs
in the Water right John W. Weisinberger
and I trust you will find them in proper
condition.

Some delay was necessary in the matter
as Mr Weisinberger, overlooked bringing
his record with him.

The Depositions were taken on January
10th. but needed a little correction.

Very respectfully

A large, stylized handwritten signature in dark ink. The signature appears to be "R. S. McCrea" with a large, looping flourish underneath.

19156

Affidavit of Publication

STATE OF IDAHO, }
County of Bonner, } ss.

L. E. Pietsch being first duly sworn on oath deposes and says that he is printer of The Sandpoint Bulletin, a weekly newspaper printed and published at Sandpoint, Bonner County, Idaho; that the said Sandpoint Bulletin has been continuously and uninterruptedly published in said Bonner county during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice for publication in the case of Notice

of Proof Application
of Water to Beneficial
Use

as it was published in the regular and entire issue of the said paper for a period of four consecutive weeks, commencing on the 11th day of December, 1941, and ending on the first day of January, 1942, and that said notice was published in said newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

2 day of Jan, 1942

Vivian E. Shoemaker

Notary Public for Idaho,

Residing at Sandpoint, Idaho.

RECEIVED

FEB 24 1942

Department of Reclamation

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 10th day of January, 1942, at Sandpoint, County of Bonner, State of Idaho, before Robert S. McCrea, County Recorder, proof will be submitted of the application to beneficial use of 0.5 cubic feet per second of the waters of Falls Creek in accordance with the terms and conditions of Permit No. 19156, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address,

of the person or corporation holding said permit are John W. Weisenberger, Granite Creek, Idaho.

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

The amount applied to beneficial use is 0.5 second feet.

The place where said water is used NW1/4SW1/4 of Section 36, Township 35 North, Range 1 West Boise Meridian.

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

The right to take water from such works is based upon Permit No. 19156.

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

The date of priority which said user is prepared to establish is June 2, 1941.

E. V. BERG,

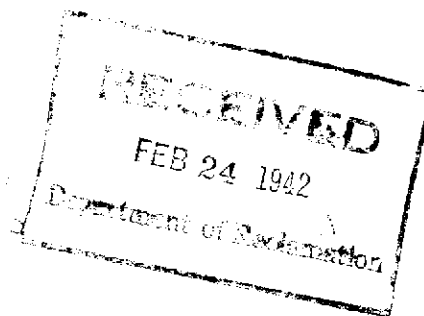
Commissioner of Reclamation.

411-18-25-11

19156

J. W. Weisenberger

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 19156

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. J.W.Weisenberger Granite Creek, Miner Granite Creek
via;- Bayview

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. Not appearing for any Corporation

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

Ans.

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

Ans. Falls Creek

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

Ans. A Ditch, 20 inches deep, about 30 inches wide

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. Irrigation and Domestic use, one Division about 2 Acres
Cultivated. 2500 ft. of ditch

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

Ans. Not for Power purposes

19156

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

Ans. 5/10 of one Second foot

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. I am the person that received the permit

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

Ans. All of said water is in use during the Summer season. are
using domestic water at all times

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. No other waters have been used from said ditch

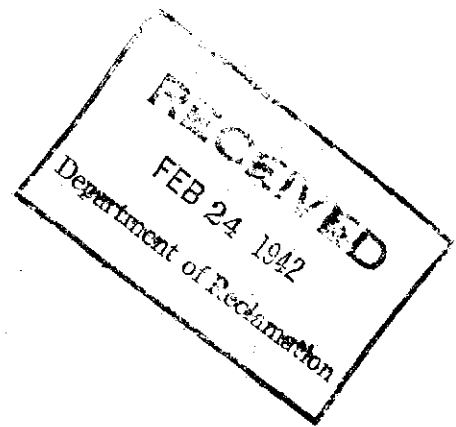
(Sign)

John W. Whinnery

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 Sandpoint, County of Bonner, State of Idaho, on this 10th day of January, A. D. 19 42.

My commission expires

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 19156

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. W. C. Ames Age 64 Years Sandpoint Idaho

Ques. 2. Are you acquainted with J. W. Weisenberger, the holder of Permit No. 19156? How long have you known him and where does he reside?

Ans. July 5th, 1902 Granite Creek Idaho Via Bayview

Ques. 3. Have you read or heard read said Permit No. 19156, 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. Falls Creek, taken from the Creek by a ditch in the ground
20 inches deep and 30 inches wide. Water is used on the premises
In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1 Township 54 North, Range 1 West B.M.

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

Ans. Half of 1 Second Foot The Same

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation and Domestic purposes 2 Acres of Land
Cultivated and used for growing vegetables and fruit

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

Ans. Not for Power

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. Clay Loom Timber Land

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 water diverted under said permit.

Ans. Frequent trips to the property and examination

(Signed)

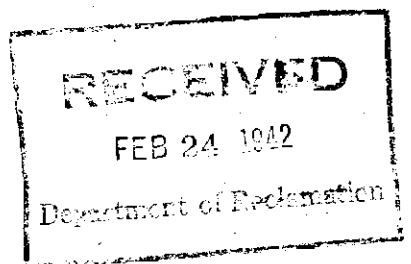
M. E. Ames

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 Sandpoint, County of Bonner, State of Idaho, on this day of Tenth January, A. D. 19 42.

My commission expires

[Signature]
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 19156

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. 36 years Sandpoint Idaho
Merchant

Ques. 2. Are you acquainted with J. W. Wisenberger, the holder of Permit No. 19156? How long have you known him and where does he reside?

Ans. November 16th. 1932 Granite Creek via: Bayview

Ques. 3. Have you read or heard read said Permit No. 19156, 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. Falls Creek. From the Creek by a ditch 20 inches deep and 30 inches wide. Place of use in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1 Township 54 North, Range 1 West B.M.

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

Ans. 0.5 Second Feet of water

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Domestic purposes and Irrigation. Number of Acres Two
all cultivated and used for growing vegetables and fruit

W. H. Long, Reporter
19156

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

Ans. Not for power

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. Clay loom before reclaimed forest groth.

0.5 second feet is ample water

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 water diverted under said permit.

Ans. Frequent trips to the property and by examination

(Signed)

Wigil C. Gossuin

I hereby certify that the foregoing testimony was read to the above subbscriber 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 Sandpoint, County of Bonner, State of Idaho, on this day of 10th. January, A. D. 19 42.

My commission expires

[Signature]
Notary Public.

Re 19156

January 9, 1942

Mr. Ralph Henrichs
Granite Creek
via Payview, Idaho

Dear Mr. Henrichs:

We wish to acknowledge receipt of your letter of January 5th stating that John Weisenberger was making proof of Beneficial Use for 0.5 second feet of the waters of Falls Creek for domestic and irrigation purposes. You also state that you have a licensed water right for .2 second feet on the same stream just below the Weisenberger place and that in the summer time there is only enough water in the stream for your own use.

This department cannot deny the right of anyone to file on water. However, before Mr. Weisenberger is issued a license for a water right, our field engineer will examine the conditions on the stream.

Priority of appropriation gives the better right to the prior holder. You have the prior right and if there is not enough water for Mr. Weisenberger and yourself, you will have the first right to the use of the water up to the amount of your licensed right or 0.2 second feet.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: ROY W. THOMPSON
Deputy Commissioner.

RWT:ml.

19156

Granite Creek, Ida.

Jan. 5-42.

Mr. E. V. Berg, Commissioner of
Reclamation, Boise.

Dear Sir:— I notice in, Sandpoint
Bulletin, dated, Jan. 1st. that John Wei-
senburger is making application
for water right, on Falls Creek, to
the amount of 25 second feet, for the
purpose of domestic and irrigation.
I have a proved up water right
about $\frac{1}{2}$ mile lower, on the same creek.
and in dry season is not any more
water than I can use.

My License No. 17803

RECEIVED

JAN 9 1942

Recorded, Jan. 5, 1933

Department of Reclamation

in Book 7 Page. 3887

Ralph Henrich

Via Bayview, Granite Creek, Ida.

19156

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Jan. 2, 1942

BOISE, IDAHO,

Re: 19156

Mr. Robert S. McCrea
Sandpoint, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19156

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 rights:

1. On January 10, 1942, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Sandpoint, Idaho before Robert S. McCrea, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

E. V. BERG.

Commissioner of Reclamation.

19156

December 5, 1941

Re: 19156

Mr. John W. Weisenberger
Granite Creek, Idaho
Via Bayview, Idaho

Dear Mr. Weisenberger:

We are enclosing a certificate of completion of works issued upon the above numbered permit for 0.5 second feet of the waters of Falls Creek to be used on the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 36, Twp. 55 N., Rge. 1 W. Receipt for the \$5.00 amount is also enclosed, No. 17995.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: CHIEF CLERK.

ML.
encl. 2

19156

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: 19156

Sandpoint Bulletin
Sandpoint, Idaho

Dec 5, 1942
Date . ~~Oct. 31, 1941~~

Dear Sir:

Enclosed you will find notice for publication once a week
for four consecutive weeks prior to *Jan 1942* ~~December 10, 1941~~, the date
set for proof, the expense of the publication to be paid by the appli-
cant, **John W. Weisenberger, Granite Creek, Idaho**

to whom you should furnish proof of publication on or prior to the date
set for proof.

Please acknowledge receipt of this notice and furnish this
office with a copy of the first publication.

Very truly yours,

E. V. BERG.

Commissioner of Reclamation

19156

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

Notice is hereby given that at....^{10th}~~10:00~~ M. on the ^{Jan}~~10th~~ day of ⁴²~~Dec~~, 19~~41~~.
 at **Sandpoint**, County of **Bonner**, State of Idaho, before
 **Robert S. McCrear**, County Recorder, proof will be submitted of the
 application to beneficial use of **0.5** cubic feet per second of the waters of **Falls Creek**.
 in accordance with the terms and conditions of Permit No. **19156** ..
 heretofore issued by the... **Commissioner of Reclamation** of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
John W. Weisenberger, Granito Creek, Idaho

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

The amount applied to beneficial use is **0.5 second feet**

The place where said water is used (if for irrigation, give full and accurate description of the
~~lands irrigated~~) **NW 1/4 of Sec. 36, Twp. 42 N., Rge. 1 W., B. M.**

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

The right to take water from such works is based upon Permit No. **19156**

The source of supply from which such water is diverted is **Falls Creek**

The date of priority which said user is prepared to establish is **June 2, 1941**

E. V. BERG.

.....
 Commissioner of Reclamation.

19156

Dec. 5, 1941

Re: 19156

Mr. John W. Weisenberger
Granite Creek, Idaho
Via Bayview, Idaho

Dear Mr. Weisenberger:

Due to error in recording the transfer of place of use of water on the above numbered permit, your notice of publication for beneficial use was not mailed to the Sandpoint Bulletin until today. First publication will start next week and will be published once a week for four consecutive weeks. Proof to be made at Sandpoint on the 10th of January before Robert S. McCrea.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation

BY: CHIEF CLERK.

ML.

19156

Granite Creek, Cal. Oct. 31/22. 1944

State Of, Ida.

Department Of Reclamation

E. V. Berg, Commissioner

Boise, Ida.

Hear Sir:

Enclosed find Application for Amendment,
To Permit to appropriate the Public Waters of
the State of Idaho. To:-

You will find the water to be used in
said Sec. as described.

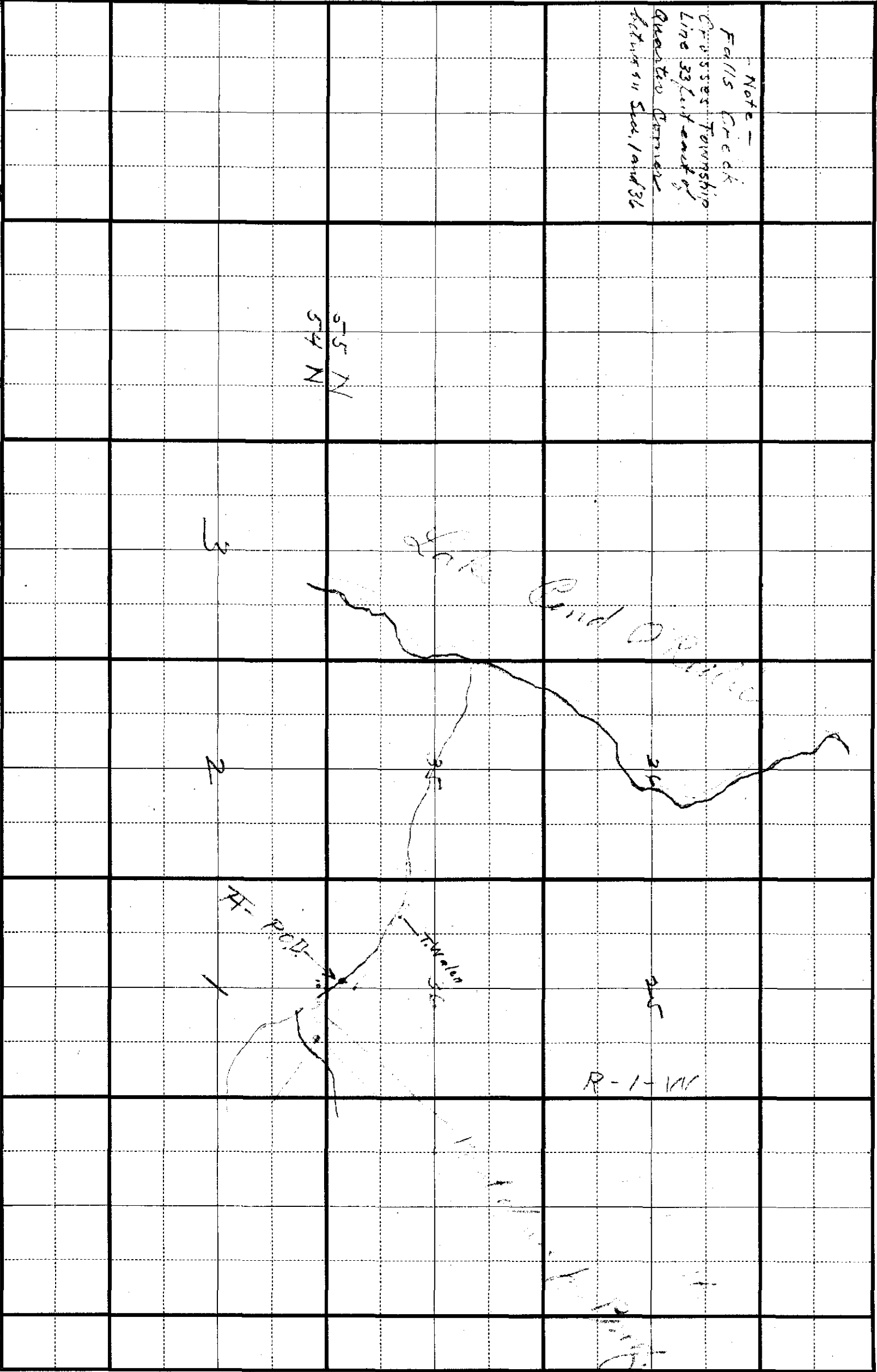
Yours Truly

P.S. Waltham

Can I move up on this water before
Dec. 10th. would like to do so before the roads
are all blocked with snow.

This ditch has been completed for some time.

1956



Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. 19156

Comes now John W. Weisenberger, and represents to the Commissioner of Reclamation of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 19156, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

The NW¹ of the SW¹ of Sec. 36, T55N-R1W-B.M.

, making a total of 2 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Granite Cr., this 29 day of Oct., 19 41.

John W. Weisenberger

Date of receipt at Office of Department of Reclamation Nov. 1, 1941

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 19156. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. V. Berg
 Commissioner of Reclamation.

(Over)

19156

Effective April 10, 1911

Department of Reclamation

REGULATIONS AS TO AMENDED APPLICATION AND PERMIT.

Section 3255 of the Revised Codes, provides for the amendment of a permit as to lands upon which the water is to be used. The permit holder, to avail himself of the provisions of this section, should fill out and file with the Commissioner of Reclamation the application blank found upon the reverse side of the sheet. If there is not sufficient room in such blank for the legal description of the amended list of lands, this may be submitted as an exhibit, proper reference thereto being made in the application.

Before amended permit will be granted applicant must file with the application two maps, showing the following details:

- (a) Name of applicant.
- (b) Section, town and range numbers, where public survey has been made.
- (c) Source or sources of supply.
- (d) Point or points of diversion.
- (e) Route of ditch or ditches, including laterals delivering water within one mile of each 160 acre tract of the lands to be irrigated.
- (f) Lands to be irrigated to be shown by cross-hatching, outlining, or coloring.

If original permit called for more than 25 cubic feet per second, the maps must be prepared from actual survey and must be certified to by engineer in charge of survey, in the following form:

I hereby certify that this map was prepared from an actual survey made by me.....
19..... and correctly shows position of points indicated thereon.

.....
Engineer.

P. O.

Date.....19.....

October 21, 1941

Re: 19156

Mr. John W. Weisenberger
Granite Creek, Idaho

Dear Mr. Weisenberger:

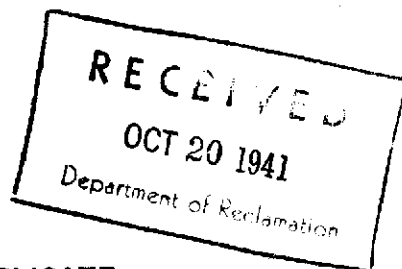
Our records show land to be irrigated in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1, Twp. 54 N., Rge. 1 W, but your proof of completion of works and your notice for publication list the lands in Sec. 36, Twp. 55 N., Rge. 1 W. Which is correct? If the latter is correct, we will need an affidavit to change the place of use. Forms for that purpose are enclosed.

Very truly yours,
E. V. BERG.
Commissioner of Reclamation.

BY: Chief Clerk.

ml.

19156



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Oct. 13, 1941
(P. O.) Granite Creek, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Sandpoint Bulletin of Sandpoint, Idaho, published in
the county in which the works are situated.

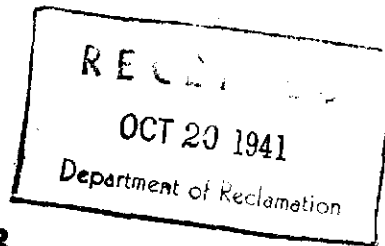
John W. Wamboldt

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water
per second, the following certificate must be signed by a well-known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

19156



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

Notice is hereby given that at...*10*...A. M. on the...*10*...day of...*Dec.*..., 1941.,
 at...*Sandpoint*..., County of...*Bonner*..., State of Idaho, before
 ...*Robt. S. McCrea, County Recorder*..., proof will be submitted of the
 application to beneficial use of...~~600~~*50* cubic feet per second of the waters of...
Falls Creek...in accordance with the terms and conditions of Permit No. *19156*
 heretofore issued by the...*Commissioner of Reclamation*...of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
*John W. Weisenberger, Granite Creek, Idaho*.....

The use to which said water has been applied is *Domestic and Irrigation*.

The amount applied to beneficial use is ...~~600~~*50* second feet.....

The place where said water is used (if for irrigation, give full and accurate description of the
~~lands irrigated~~) ...*NW 1/4 - SW 1/4 of Sec. 36, T54N R1W B.M.*.....

NW SW 1/4 N

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

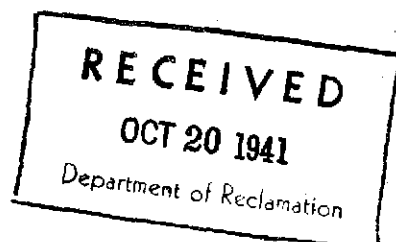
The right to take water from such works is based upon Permit No. *19156*.....

The source of supply from which such water is diverted is *Falls Creek*.....
~~in the NW 1/4 - NE 1/4 of Sec. 1, T54N R1W B.M.~~

The date of priority which said user is prepared to establish is...~~Dec. 10, 1941~~
June 2, 1941

.....
 Commissioner of Reclamation.

19156

Permit No. 19156STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Booner

} ss.

John W. Weisenberger, 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. 19156, and that his postoffice address is Granite Creek State of IdahoSecond: That the name of the stream from which said water is to be directed is Falls CreekThird: That the point of diversion of said water is The NW 1/4 - NE 1/4 of Sec. 1, T. 54 N. - R. 1 W. - B. M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec. 10th, 1941.Fifth: That the use for which said water is intended is Domestic and irrigation

Sixth: 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: Diversion Dam and Ditch
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 3 feet, length of dam at top 20 feet, length of dam at bottom 15 feet. Material used in construction Log and dirt Crib

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

(b) Capacity of reservoir acre feet.(c) Size of headgate: Width 1.5 feet, height 2.5 feet.(d) Conduit Ditch width at bottom 2 feet, width at water line 4 feet, depth of water 1.5 feet; diameter of pipe inches, average grade per mile is 15 feet. Length of conduit is 0.6 miles.
(State whether ditch, flume or pipe.)Seventh: That said works are capable of conducting to the place of intended use 6.6 second feet of water.Eighth: That water appropriated under said permit is available for 2 acres of land described as follows: N 1/4 - SW 1/4 - Sec. 30, T. 54 N. - R. 1 W. - B. M.

Ninth: Remarks: That

John W. Weisenberger
(Sign here)Subscribed and sworn to before me this 13th day of October, 1941My commission expires Dec. 29, 1944Vivian E. Shoemaker
Notary Public for
the State of Idaho, residing at
Sandpoint, Idaho

19156

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE.

Oct. 6, 1941

Re: 19156

John W. Weisenberger
Granite Creek
via Bayview, Idaho
Dear Sir:

Under the terms of your permit No. ~~19156~~ you are required to complete your diversion works and make proof of Beneficial Use on or before

~~Dec. 10, 1941~~

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 of Works will be issued to you.

I also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is ~~Dec. 10, 1941~~, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

E. V. BERG.
Commissioner of Reclamation.

19156

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19156

Boise, Idaho,
June 10, 1941

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the ~~third~~ ^{fourth} page.

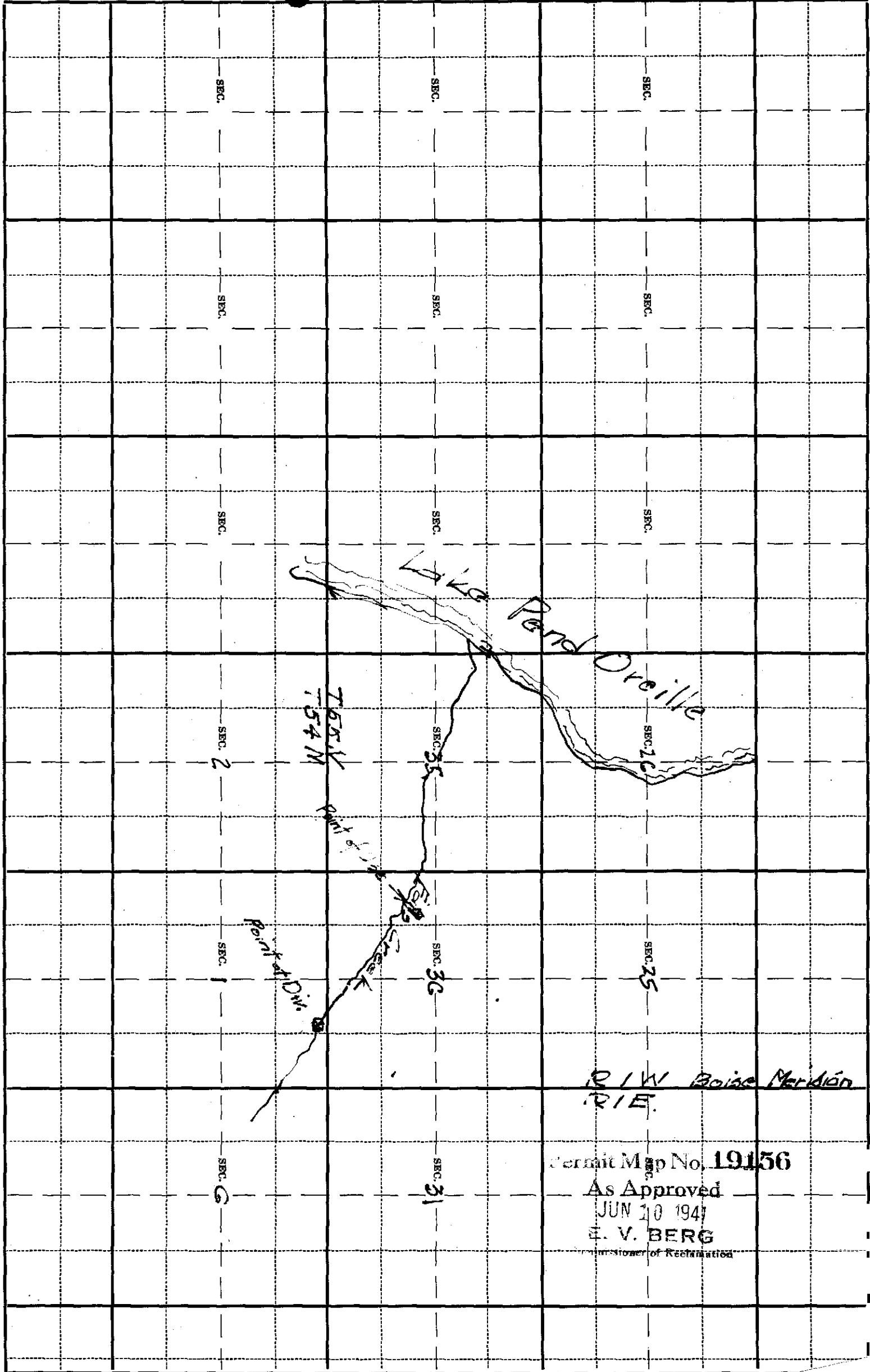
John W. Weisenberger
Granite Creek
via Bayview, Idaho

E. V. BERR.
Commissioner of Reclamation.

19156

NAME OF APPLICANT John W. Weisenberger

FORM NO. 0



NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 1st day of January, 1942, at Sandpoint, County of Bonner, State of Idaho, before Robert S. McCrea, County Recorder, proof will be submitted of the application to beneficial use of 0.5 cubic feet per second of the waters of Falls Creek in accordance with the terms and conditions of Permit No. 19156, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are John W. Weisenberger, Granite Creek, Idaho.

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

The amount applied to beneficial use is 0.5 second feet.

The place where said water is used NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 36, Township 55 North, Range 1 West Boise Meridian.

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

The right to take water from such works is based upon Permit No. 19156.

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

The date of priority which said user is prepared to establish is June 2, 1941.

E. V. BERG,

Commissioner of Reclamation.