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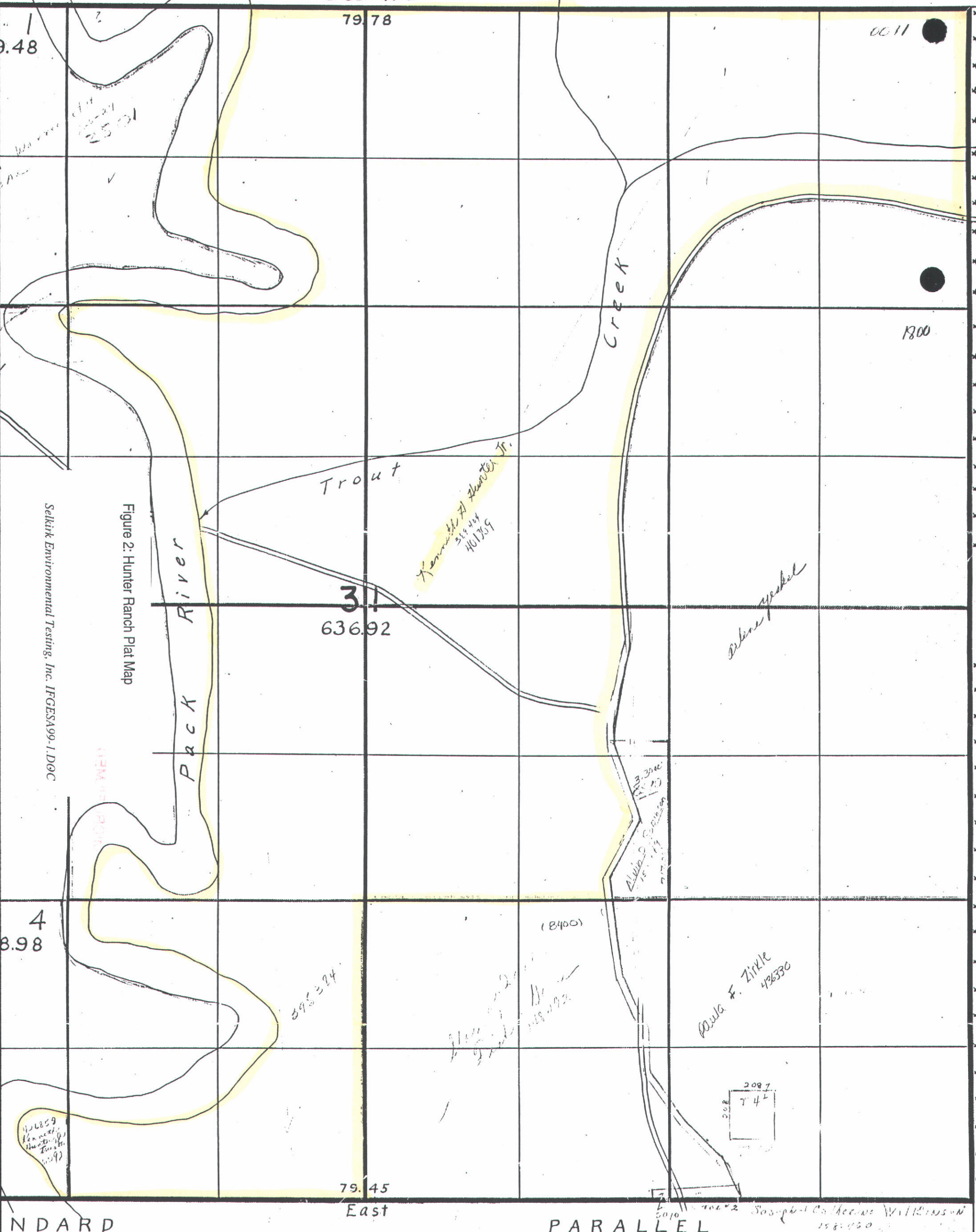
HUNTER RANCH- LOWER PACK RIVER (216 ACRES)

DEC 29 1999

NORTHERN REGION
IDWR

NOV 12 1999

SECTION No. 31, SUBDIVISION _____
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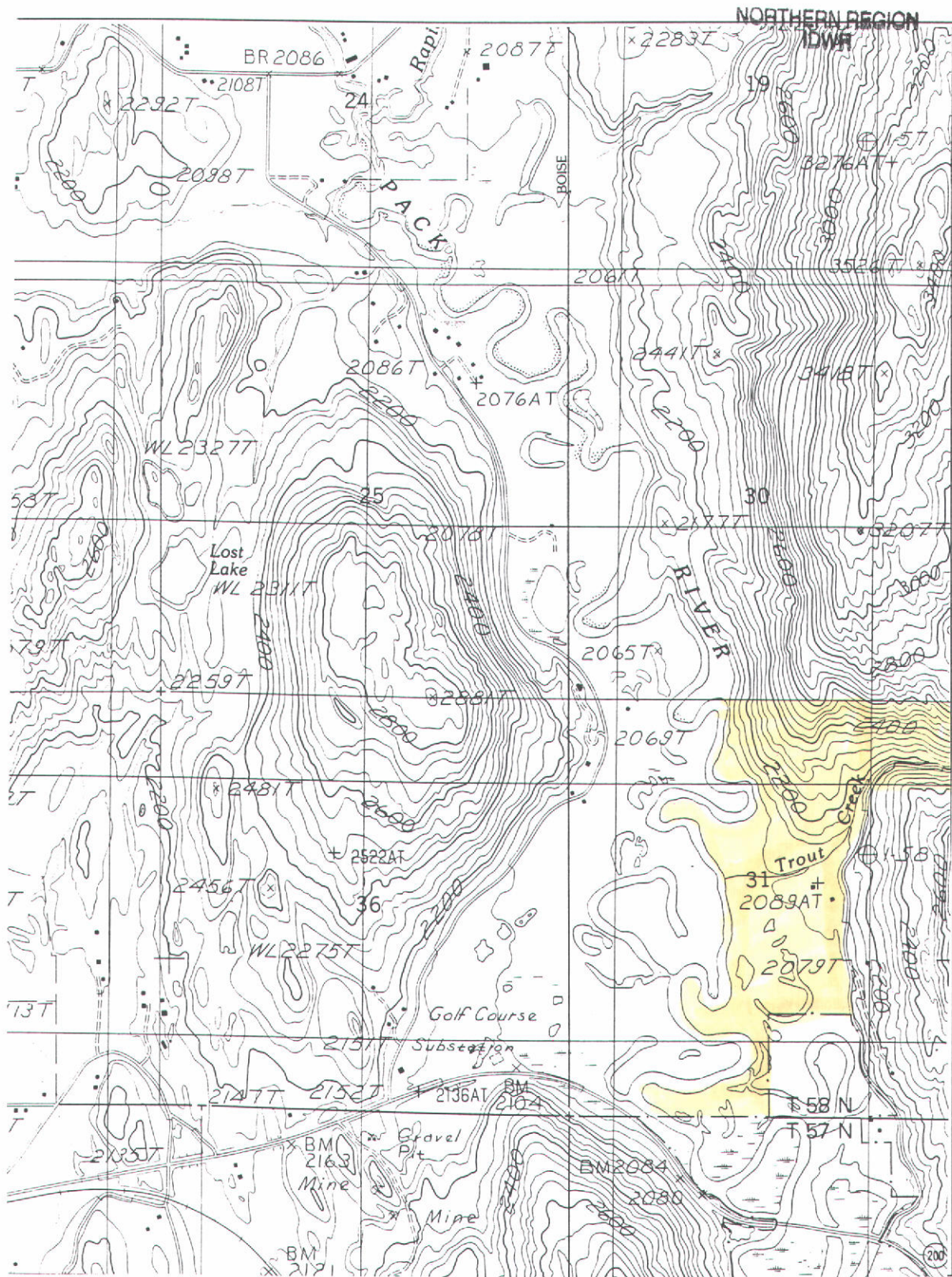


Figure 3: Location Map

MICROFILMED

DEC 29 1999

~~XXXXXXXXXX~~
Barzilla W. Clark

March 4, 1937

Re: Permit No. 17403

CHAS. F. LYNCH
Sandpoint, Idaho

Dear Sir:

You will find enclosed herewith, License and Certificate of Water Right which has been issued under the terms of the above permit for 0.2 cubic feet per second of the waters of Trout Creek in Bonner County.

We are also enclosing our office receipt No. 16129 in the amount of \$6.00 covering fee remitted by you in connection with beneficial use proof.

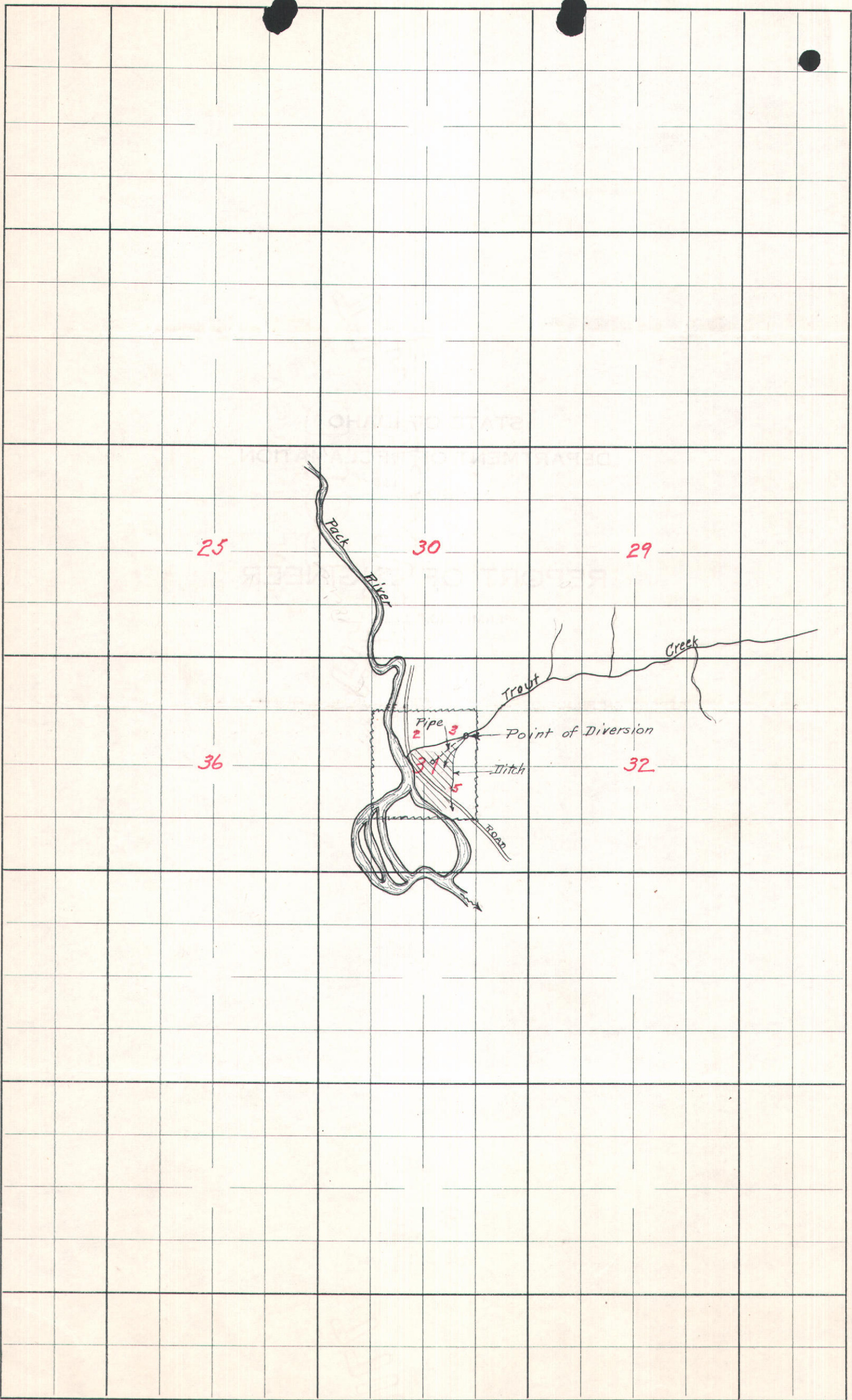
Very truly yours

R. W. FARIS
Commissioner of Reclamation

by
Ass't Chief Clerk

cj
encl

17403



AFFIDAVIT OF PUBLICATION

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

W. R. Staudacher

RECEIVED
DEC 16 1935
DEPARTMENT OF RECLAMATION

being duly sworn, says that
he is the Publisher of the NORTHERN IDAHO NEWS,
a weekly newspaper printed and published at Sandpoint, Bonner
County, Idaho, and that said newspaper during all the time herein
mentioned is, and was, a newspaper of general circulation, pub-
lished weekly for 78 weeks prior to January 1, 1930, and that the
annexed is a true copy of the 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 said paper
for a period of Four consecutive weeks, commenc-
ing on the 1 day of November 1935, and
ending on the 22 day of November 1935,
and that said notice was published in said newspaper proper, and
not in supplement form.

W. R. Staudacher

Subscribed and sworn to before me this 25 day of
November

A. D., 1935

Charles R. Tiff

Notary Public in and for Bonner Co
Idaho residing at Sandpoint, Idaho

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00
a. m. on the 13th day of December,
1935, at Sandpoint, County of Bonner,
State of Idaho, before Robert S. Mc-
Rae, clerk of the District Court, proof
will be submitted of the application to
beneficial use of 0.2 cubic feet per sec-
ond of the waters of Trout creek in ac-
cordance with the terms and conditions
of Permit No. 17402 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 Charles F. Lynch, Route No.
1, Sandpoint, Idaho.

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

The amount applied to beneficial use
is 0.2 cubic feet per second.

The place where said water is used (if
for irrigation, give full and accurate de-
scription of the lands irrigated) 3 acres
in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1 acre in the SE $\frac{1}{4}$
NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 $\frac{1}{2}$
acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 21,
T. 58 N., R. 1 E., B. M.

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

The right to take water from such
works is based upon Permit No. 17403.

The source of supply from which such
water is diverted is Trout creek.

The date of the priority which said
user is prepared to establish is Novem-
ber 26, 1930.

R. W. FARIS,
Commissioner of Reclamation.
Nov. 1-Nov. 22

17403

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

CHARLES F. LYNCH,
Sandpoint, Idaho

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho, **October 7, 1932**

Dear Sir:—

Under the terms of your permit No. **17403** you are required to complete your diversion works on or before **Dec. 13, 1932**. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

3043

REGISTERED
RETURN RECEIPT REQUESTED

CHARLES F. LYNCH

17403

SFC 31, T 58, N. R. 1 E. B.M.

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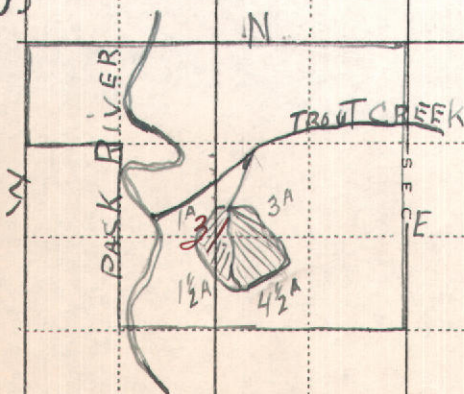
SEC

SEC

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SEC

Prop. 58 N. R. 1 E. B.M., Idaho



SFC 31

S

T. 58 N.

T. 57 N.

Permit Map No. 17403

As Approved

DEC 13 1930

GEO. N. CARTER
Commissioner of Reclamation

RECEIVED

NOV 12 1999

RECEIVED

NOV 19 1999

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION
IDWR

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Water Right No(s): 96-02128 & 96-07773 *FW 11/24/99*

Adjudication Claim No(s): _____

The following **REQUIRED** information must be submitted with this form:

- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
OR
C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former Owner/Claimant Kenneth H. Hunter, Jr.
PO Box 5275, Santa Barbara, CA 93150
New Owner/Claimant(s) IDAHO DEPARTMENT OF FISH AND GAME
Name Connector (Check one): ☒ and ☐ or ☐ and/or
New Mailing Address 600 S. Walnut, PO Box 25
City, State and ZIP Code Boise, ID 83707
New Telephone Number (208) 334-2920 (Bureau of Wildlife)
Date you acquired the property October 15, 1999

Did you acquire all of the former owner's property? If you did, skip this item and go to Item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

Signature of New Owner(s) Paul L. Hanna
or Claimant(s)

for IDAHO DEPARTMENT OF FISH AND GAME

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

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DEC 29 1999



WARRANTY DEED

NORTHERN REGION
IDWR

For Value Received KENNETH H. HUNTER JR, A Married Man as his sole and separate property, the grantor(s), do(es) hereby grant, bargain, sell and convey unto IDAHO DEPARTMENT OF FISH AND GAME, the grantee(s) whose current address is 600 S. Walnut Street, P. O. Box 25, Boise, Idaho 83707, the following described premises, in Bonner County Idaho, to wit:

PARCEL 1:

That portion of the East half of the Northwest quarter, the Northeast quarter, the Northeast of the Southwest, and the North half of the Southeast quarter lying Easterly of Pack River and Westerly of Trout Creek County Road, all in Section 31, Township 58 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

PARCEL 2:

That portion of the Southeast quarter of the Southwest quarter, lying Easterly of the Pack River in Section 31, Township 58 North, Range 1 East, Boise Meridian, records of Bonner County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except easements of record or in view, and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 10/7/99

Kenneth H. Hunter Jr
KENNETH H. HUNTER JR

STATE OF California } SS
COUNTY OF Santa Barbara

On this 7th day of OCTOBER, 1999, before me, the undersigned, a Notary Public in and for the said State, personally appeared KENNETH H. HUNTER JR known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

[Signature]
Notary Public in and for said County and State

Residing at: _____
Commission Exp.: 12/25/99

RECORDING DATA:



MICROFILMED
DEC 29 1999

FILED BY
SANDPOINT TITLE INSURANCE
1999 OCT 15 A 9 16
300
MAINE SCOTT
BONNER COUNTY RECORDER
DEPUTY

Copy to Paul
Hanna &
Atam Storals



MICROFILMED

NOV 12 1999

HINTER RANCH, LOWER PACE RIVER (216 ACRES)

OCT 23 1999

NORTHERN REGION
IDWR

RECEIVED

NOV 12 1999

58, NORTH, RANGE No. <sup>NORTHERN REGION
IDWR</sup>, EAST, BOISE MERIDIAN, IDAHO

SECTION No. 31, SUBDIVISION

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Pack River

Figure 2: Hunter Ranch Plat Map

Selink Environmental Testing, Inc. IFGESA99-1.DOC

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NDARD

Handwritten: Joseph & Catherine W. Benson 198130

RECEIVED

NOV 12 1999

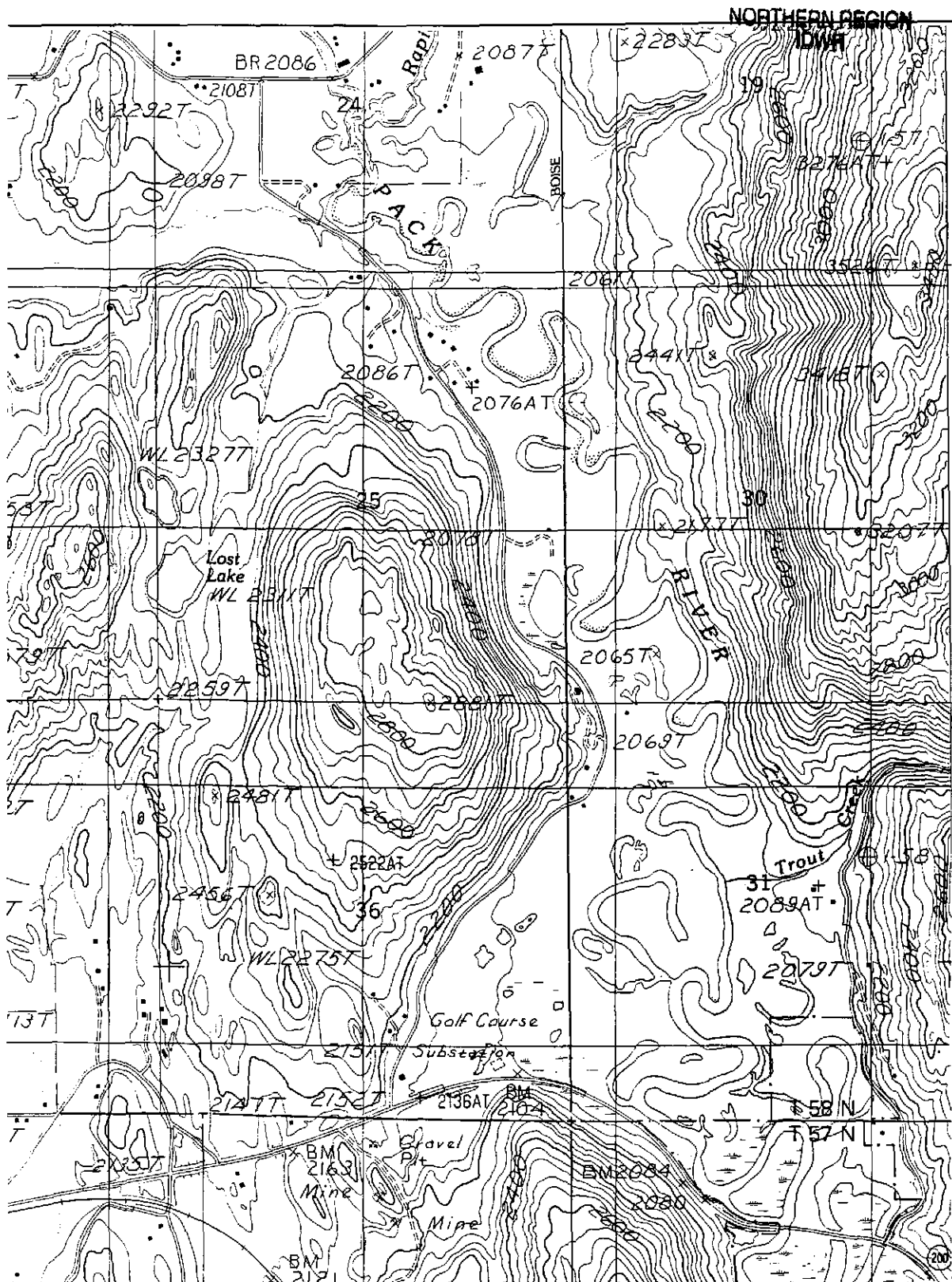


Figure 3: Location Map

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DEC 29 1999

State of Idaho
License and Certificate of Water Right

Water License No. 17403

Amount 0.2 sec. ft.

Water District No.

Priority November 26, 1930

THIS IS TO CERTIFY that CHAS. F. LYNCH
of Sandpoint, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 26, 1930; that Permit No. 17403
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.2 second feet, was issued thereunder on November 14, 1932, showing that said works
were completed on the 8th day of November, 1932; and that on the 13th
day of December, 1935,

CHAS. F. LYNCH

of Sandpoint, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Trout Creek
, a tributary of Pack River, for the purpose of irrigation and
domestic use, under Use Permit No. 17403 of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3865, on the 3rd day of March, 1937;

The right hereby confirmed dates from November 26, 1930;

The Point of Diversion is located
in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Tp. 58 N., R. 1 E., 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 0.2
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
58 N.	1 E.	31	SW $\frac{1}{4}$ NE $\frac{1}{4}$	3	3
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	1	2
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	4 $\frac{1}{2}$	5
					10

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this 3rd day of March, 1937

R. W. FARIS

Commissioner of Reclamation

(SEAL)

96 2128

96-2128

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

Application No. **24462**
Permit No. **17403**
District No.

1. Name of Applicant: **CHAS. F. LYNCH,**

Postoffice address: **Sandpoint,** 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: **0.2** cubic feet per second.

3. Source of water supply: **Trout Creek** which is a tributary of **Pack River**

4. Location of point of diversion: **2310' W. & 1508' south** ~~feet distant~~ from the **northeast**
corner of Section **31**, T. **58 N.**, R. **1 E.**, B. M., and is in the **SW $\frac{1}{4}$** of the **NE $\frac{1}{4}$**
of Section **31**, T. **58 N.**, R. **1 E.**, B. M., County of **Bonner**

5. Water is to be used for: **Irrigation and domestic purposes.**

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

(a) Point of use of water: **feet distant from** **corner of Section**
T. **58 N.**, R. **1 E.**, B. M., in the **SW $\frac{1}{4}$** of Section **31**, T. **58 N.**, R. **1 E.**, 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. **58 N.**, R. **1 E.**, B. M., in the
of Section **31**, T. **58 N.**, R. **1 E.**, B. M.

7. Estimated cost of works: \$ **25.00**

8. Kind of works: **Ditches**

9. Height of dam **feet**; length of dam at top **feet**; length of dam at bottom **feet**;
material used in dam: **feet**

10. Size of headgate: Width **2** feet; height **2** feet.

11. Ditch: Width at bottom **1** feet; width at water line **1 $\frac{1}{2}$** feet; depth of water **1/2**
feet; dimensions of flume

Diameter of pipe **inches**; length of conduit **1/4** miles.

Average grade per mile **25** feet.

12. The time required for the completion of such work is **two (2)** years.

13. The time required for the complete application of the water to the proposed use is **three (3)** additional years.

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

15. (a) Is reservoir to be used? **No.** 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.

Chas. F. Lynch Applicant.

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 9 A. M., November 26, 1930

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17403
Recorded in Book 63 Page 17403 Approved December 13, 1930.
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 February 12, 1931, 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 December 13, 1931.
The whole of said work to be completed on or before December 13, 1932.
Beneficial use of water appropriated in accordance herewith, to be made on or before December 13, 1935.

Witness my hand this 13th day of December, 1930.

GEO. N. CARTER
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	
58 N.	1 E.	31	3				1				1½				4½				10

PERMIT NO. 17403

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Charles F. Lynch of Sandpoint, County of Bonner, and State of Idaho, the holder of Permit No. 17403, issued upon Application No. 24462, bearing date of priority of November 26, 1930, authorizing the diversion of 0.2 second feet of the waters of Trout Creek, which is tributary to Pack River, County of Bonner, 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 0.2 second feet of the waters of Trout Creek, that the point of diversion of said waters is 2310 feet west and 1508 feet south from the NE corner of Section 31, T. 58 N., R. 1 E. B. M., and is in the SW¼NE¼ of Section 31, T. 58 N., R. 1 E. B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 10 acres, 3 acres in the SW¼NE¼, 1 acre in the SE¼NW¼, 1½ acres in the NE¼SW¼, 4½ acres in the NE¼SE¼, all in Section 31, T. 58 N., R. 1 E.B.M.

Witness my hand this 14th day of November, A. D. 1932.

R. W. FARIS
Commissioner of Reclamation

Proof of completion of works made November 8, 1932.
Certificate of completion issued November 14, 1932.

LICENSE ISSUED FOR 0.2 SEC. FT.

p. 3865 Vol 7.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

IDAHO DEPARTMENT OF FISH & GAME
PO BOX 25
BOISE ID 83704-0025

RE: Water Rights 96-02128 & 96-07773

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

Jeff Peppersack
for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

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DEC 29 1999

Memorandum

To: Files 96-02128 & 96-07773

From: Kay Walker *KW*

Date: 11/24/99

Re: Ownership Change
.....

In reviewing this ownership change, I found another right that appeared to belong to the same property. Rt. 96-07773 was filed in 1979 for a domestic use by Clemans H. &/or Arlene S. Yeakel. We have documentation in file 96-02128 that the Yeakels purchased the property from Chas. Lynch – the original right holder. I contacted Paul Hanna of IDF&G and asked him if there was a home connected to the property they had purchased from Kenneth Hunter. Mr. Hanna stated there is a mobile home on the property that gets water from a spring. In looking at 96-07773, I found the source to be a spring so I believe Rt. 96-07773 should also have the ownership changed to IDF&G. Mr. Hanna agreed – he did not realize that there was another right on the property when he submitted the ownership change.

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DEC 29 1999

SD-0604-2 Township: 58N			Age: 01E		Section: 31		Tract:		Lot:	
S	L	STATE	O	S	Max # Records	10				
E	O	Water	W	T	Priority	Use				
L	Tract T	Right No.	N	AC	G	Date	Code	Desc		
NWSE	96-02128			5	L	11/26/1930	43	DOMEST		
NWSE	96-07773	YEAKEL, CLEMANS H.	C		L	04/19/1979	43	DOMEST		
		YEAKEL, ARLENE S.	C							

↑
 may also need to
 change this one -
 Yeakel bought
 land from Lynch.

(Enter=Continue)

(GOLD 7=This Query)

(Menu ____)

11/24
 called & left msg. for Paul
 Hanna @ IDF&G - 769-1414
 to see if also bought a
 home on property - kw

MICROFILMED

DEC 29 1999

July 2, 1969

RE: License No. 17403 - 96-2128
Charles Lynch

Mrs. C. H. Yeakel
Strout Realty
P. O. Box 486
Sandpoint, Idaho 83864

Dear Mrs. Yeakel:

It appears that if you purchased Mr. Charles Lynch's property you also own the water right. You should have been given the water license when you received the deed. If Mr. Lynch still has the license you should request he give you the original. Since the water is appurtenant to the lands it has no value to anyone except the holder of that land. If you cannot get the water license we can send you a copy of of the one here in the file.

If we can be of further assistance please let us know.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

14403
96-2128



STROUT®

LICENSED REAL ESTATE BROKER

Realty WORLD'S LARGEST

P.O. BOX 486 SANDPOINT, IDAHO 83864
(208) 263-2525
Location: 109 N. 5th Ave.
June 29, 1969

RECEIVED

JUL 1 1969

CLEM YEAKEL
ARLENE YEAKEL
Realtors



Idaho State Reclamation Department
State Building
Boise, Idaho

Department of Reclamation

Re: Water rights

Gentlemen:

We own property in Section 31-58- 1 East of the Boise meridian, (The NENW, SENW, NESW, NE $\frac{1}{4}$ - N $\frac{1}{2}$ SE $\frac{1}{4}$) and were told when we purchased it in 1952 that we had the water rights on Trout Creek. Former owners were Charles Lynch, and then Meigs. Were these rights automatically transferred to us, or were there ever any filed? If there have never been any filed, we would appreciate your sending application forms to us so that we might apply for them.

We have used water from here for irrigating garden and crops every year.

Thank you for your assistance.

Sincerely

Mrs C H Yeakel

Mrs. C. H. Yeakel

17403
Leimard

14404
96-2128

~~XXXXXXXX~~

Barzilla W. Clark

March 4, 1937

Re: Permit No. 17403

CHAS. F. LYNCH
Sandpoint, Idaho

Dear Sir:

You will find enclosed herewith, License and Certificate of Water Right which has been issued under the terms of the above permit for 0.2 cubic feet per second of the waters of Trout Creek in Bonner County.

We are also enclosing our office receipt No. 16129 in the amount of \$6.00 covering fee remitted by you in connection with beneficial use proof.

Very truly yours

R. F. FARIS
Commissioner of Reclamation

by
Asst Chief Clerk

cj
encl

17403

February 19, 1937

XXXXXXXXXX

Barzilla W. Clark

Re: Permit No. 17403

CHARLES F. LYNCH
Sandpoint, Idaho

Dear Sir:

We now have the Field Engineer's report covering the examination which he made of the lands you have irrigated with the water claimed under the above permit.

He gives you credit for having irrigated a total of 10 acres in 3 different subdivisions. The statutory fee in connection with this proof is \$6.00 and upon receipt of this amount, we shall issue a license to you for 0.2 of one second foot of water from Trout Creek.

Very truly yours

Chief Clerk & Office Engineer

PLH/cj

17403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17403

This proof is for Beneficial Use

In Water District No.

1. Name of applicant CHARLES F. LYNCH
2. Source of water supply: Trout Creek
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 31
T. 58 N. R. 1 E. County of Bonner
4. Describe works as they exist, giving dimensions and capacities of same: Rock dam 14 ft long x 1 ft high. Ditch 3 ft wide x 1 ft deep. A check in the ditch diverts into a flume 12" x 12" x 40' long and also into domestic service pipe 4" to 3/4" diameter x 400 ft long
5. Water is used for: irrigation and domestic purposes
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 irrigation): SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ & NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, T. 58 N., R. 1 E., B.M.

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

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

Remarks: Present flow of Trout Creek = 1 Sec. Ft.

This examination was made on the 8th day of August, 19 36

(Signed)

Fred H. Dolman

Examiner.

Permit No. 17403

Examination for Beneficial Use Proof

County Benner

INSTRUCTIONS TO EXAMINERS

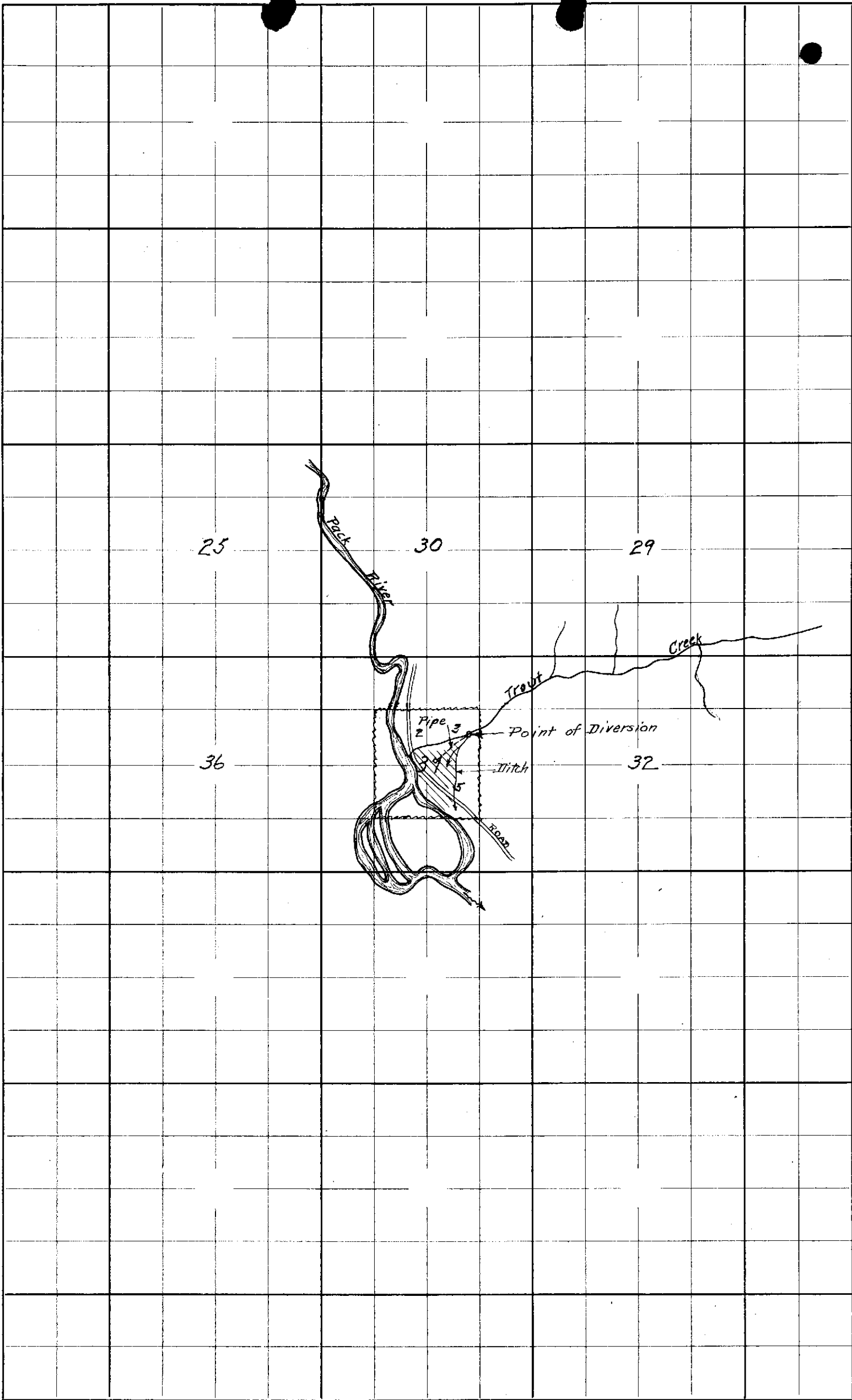
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated 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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17403

REPORT ON PROOF OF BENEFICIAL USE PROOF



December 19, 1935

Permit No. 17403

MR. CHARLES F. LYNCH
Route 1,
Sandpoint, Idaho

Dear Sir:

This will acknowledg receipt of the deposition of the holder, depositions of two witnesses and the affidavit of publication from the newspaper, all in connection with beneficial use proof under the above permit, which were submitted by Mr. Robert S. McCrea, Clerk of the District Court.

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 the department has but one field engineer who makes examinations all over the state. However, Mr. Tolman, Field Engineer for this department, will contact you at the time set for examination so that you may show him over the grounds. After his report is on file in this office you will be further notified as to fees due before the issuance of your license.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

17403

ROBERT S. McCREA

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

County of Bonner

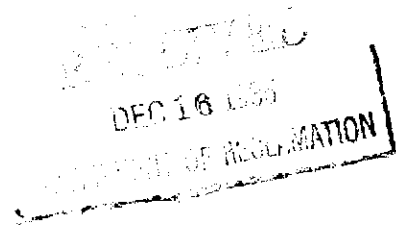
STATE OF IDAHO

SANDPOINT, IDAHO

Dec. 13, 1935

COMMISSIONERS

OTTO SWANSTROM, CHAIRMAN
HOMER SMITH
E. W. BRIDGE

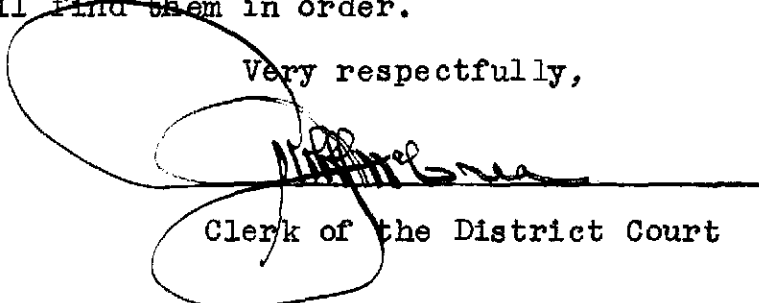


State of Idaho,
Department of Reclamation,
Boise, Idaho.

Dear Mr. Faris: Attention Honorable R. W.
Faris, Commissioner.

In accordance with your notice for the taking
of proof of beneficial use of water, Permit No.
17403, Charles F. Lynch, I am enclosing, herewith,
the Deposition of Mr. Lynch and the Depositions
of two witnesses covering said matter, and I
trust you will find them in order.

Very respectfully,


Clerk of the District Court

RSM:fl

17403

AFFIDAVIT OF PUBLICATION

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

W. R. Staudacher

being duly sworn, says that he is the Publisher of the NORTHERN IDAHO NEWS, a weekly newspaper printed and published at Sandpoint, Bonner County, Idaho, and that said newspaper during all the time herein mentioned is, and was, a newspaper of general circulation, published weekly for 78 weeks prior to January 1, 1930, and that the annexed is a true copy of the 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 said paper for a period of Four consecutive weeks, commencing on the 1 day of November 1930, and ending on the 22 day of November 1935, and that said notice was published in said newspaper proper, and not in supplement form.

W. R. Staudacher

Subscribed and sworn to before me this 25 day of November

A. D., 1935

Carl R. Tift

Notary Public in and for Bonner Co.
Idaho residing at Sandpoint, Idaho

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10:00 a. m. on the 13th day of December, 1935, at Sandpoint, County of Bonner, State of Idaho, before Robert S. McRae, clerk of the District Court, proof will be submitted of the application to beneficial use of 0.2 cubic feet per second of the waters of Trout Creek in accordance with the terms and conditions of Permit No. 17402 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 Charles F. Lynch, Route No. 1, Sandpoint, Idaho.

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

The amount applied to beneficial use is 0.2 cubic feet per second.

This place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 3 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1 acre in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 21, T. 58 N., R. 1 E., 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 ditch.

The right to take water from such works is based upon Permit No. 17403.

The source of supply from which such water is diverted is Trout creek.

The date of the priority which said user is prepared to establish is November 28, 1930.

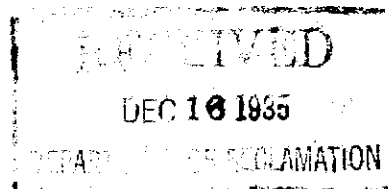
R. W. FARNS,

Commissioner of Reclamation.

Nov. 1-Nov. 22

17403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17403

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Charles F. Lynch, Route I, Sandpoint, Idaho; Rancher,
Route I, Sandpoint, 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. No corp.

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

Ans. No. 17403, Dec. 13, 1930; Nov. 26, 1930.

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

Ans. Trout Creek with distributary Pack River. 2310 feet W. and 1580
ft. S. of the N.E. Cor. of Sec. 31, Twp. 58 North, Range 1 E.B.M.
and is in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 31, Twp. 58 North, Range 1 E.B.M. Bonner Co.

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. Ditch and wooden head-gate; 0.2 cubic ft. per sec.; private ditch.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic purposes. 10 acres, 3 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
1 acre in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
all in Section 31, T. 58 N., R. 1 E.B.M.

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

Ans. None

17403

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

Ans. 0.2 cubic ft. per sec.

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. Not a corp.

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

Ans. During all of the time.

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. Has been used for no other purpose.

(Sign) *Chas. F. Lynch*

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 13th day of December, A. D. 1935.

Wm. C. Brea

Clerk of the District Court
Bonner County, Idaho

My commission expires June 3rd, 1938.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17403

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. A. F. Shields, 53 yrs., Route I, Sandpoint, Idaho, Rancher,
Route I, Sandpoint, Idaho

Ques. 2. Are you acquainted with Charles F. Lynch Yes, the holder of Permit No. 17403? How long have you known him and where does he reside?

Ans. Nearly six yrs., Route I, Sandpoint, Idaho

Ques. 3. Have you read or heard read said Permit No. 17403, and are you familiar with its provisions and conditions?

Ans. Yes. Yes.

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

Ans. Trout Creek with tributary Pack River. 2310 feet W. and 1580
ft. S. of the NE Cor. of Sec. 31, Twp. 58 North, Range 1, E.B.M. and is in
the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 31, Twp. 58 N., Range 1 E.B.M., Bonner County.
Ditch and wooden head-gate; 0.2 cubic ft. per sec.; private ditch.

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. 0.2 cubic ft. per sec.

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. 10 acres, 3 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
1 acre in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$,
all in Sec. 31, T. 58 N., R. 1 E.B.M.

17403

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

Ans. Domestic 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 land with gravel sub-soil. 0.2 cubic ft. per sec.

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. I made a personal examination of the point of diversion and the ditch conveying the water on said land tracts.

(Signed) Arthur F. Shields

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 Dec. 13th, A. D. 19 35

My commission expires June 3rd, 1938.

Notary Public.
Clerk of the District Court
Bonner County, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17403

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. William Anderson, 54 yrs., Hope, Idaho, Rancher, Hope, Idaho.

Ques. 2. Are you acquainted with Charles F. Lynch Yes., the holder of Permit No. 17403? How long have you known him and where does he reside?

Ans. Six yrs., Route I, Sandpoint, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17403, and are you familiar with its provisions and conditions?

Ans. Yes. Yes.

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

Ans. Trout Creek with distributary Pack River, 2310 ft. W. and 1580 ft. S. of the NE Cor. of Sec. 31, Twp. 58 North, Range 1, E.B.M. and is in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 31, Twp. 58 N., Range 1 E.B.M., Bonner County. Ditch and wooden head-gate; 0.2 cubic ft. per sec.; private ditch.

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. 0.2 cubic ft. per sec.

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. 10 acres, 3 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1 acre in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 4 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 31, T. 58 N., R. 1 E.B.M.

17403

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

Ans. Domestic 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 land with gravel sub-soil. 0.2 cubic ft. per sec.

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. I made a personal examination of the point of diversion and the ditch conveying the water on said land tracts.

(Signed)

William Anderson

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 Dec. 13th, A. D. 19 35

My commission expires June 3rd, 1938.

Notary Public
Clerk of the District Court
Bonner County, Idaho

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: Permit No. 17403

BOISE, IDAHO,
December 2, 1935

CLERK, DISTRICT COURT
Bonner County,
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. 17403

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 December 13, 1935, 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 E. McCrea, Sandpoint, Idaho

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.

R. W. FARIS

Commissioner of Reclamation.

17403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 17403

Date.....October 25, 1935.....

EDITOR, NORTHERN IDAHO NEWS
Sandpoint,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 13, 1935....., the date set for proof, the expense of the publication to be paid by the applicant,.....

.....CHAS F. LYNCH, R. # 1, Sandpoint, Idaho.....
to whom you should furnish proof of publication on or prior to the date set for proof.

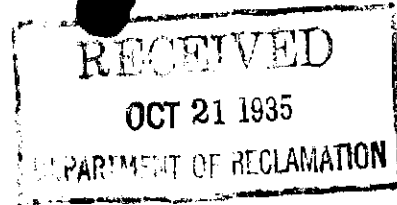
Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17403



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) *R#1 Sandpoint 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 *Northern Idaho News* of *Sandpoint Ida*, published in the county in which the works are situated.

E Bonner

Chas. F. Lynch

(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.

17403

Engineer.

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 13th day of December, 1935,
at Sandpoint, County of Bonner, State of Idaho,
before Robert S. McRae Clerk of the District Court, proof will be submitted
of the application to beneficial use of 0.2 cubic feet per second of the
waters of Trout Creek in accordance with the terms and conditions of
Permit No. 17403 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.....

CHARLES F. LYNCH, R # 1, Sandpoint, Idaho

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

The amount applied to beneficial use is 0.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands
irrigated) 3 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, 1 acre in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 1 $\frac{1}{2}$ acres on the NE $\frac{1}{4}$ SW $\frac{1}{4}$,
4 $\frac{1}{2}$ acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 31, T. 58 N., R. 1 E., 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 ditch

The right to take water from such works is based upon Permit No. 17403

The source of supply from which such water is diverted is Trout Creek

The date of the priority which said user is prepared to establish is November 26, 1930.

R. W. FARIS

Commissioner of Reclamation.

17403

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

CHARLES F. LYNCH
Sandpoint, Idaho

October 7, 1935

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17403, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is Dec. 13, 1935, 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,

R. W. FARIS ~~DEPARTMENT~~
Commissioner of Reclamation.

17403

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No.

INSURED PARCEL

No.

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

RECEIVED

OCT 14 1932

DEPARTMENT OF RECLAMATION

OFFICE OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Return to

Street and Number,
or Post Office Box,

(NAME OF SENDER)

BOISE,

IDAHO.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Charles F. Lynch. EO
(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *10-12*, 193

Form 3811

17403

November 14, 1932

Re: Permit No. 17403

Mr. Charles F. Lynch
Sandpoint, Idaho

Dear Sir:

We are enclosing herewith your Certificate of Completion of Works, issued today under the above numbered permit, and made a matter of record in this department..

Very truly yours,

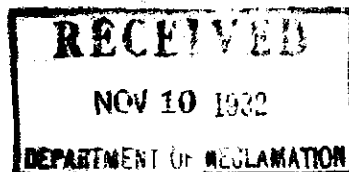
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

Encl. Office receipt for \$5.00.

17403

Permit No. 17403STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bonner } ssCharles F. Lynch, 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. 17403, and that his postoffice address is Sandpoint
State of IdahoSecond: That the name of the stream from which said water is to be diverted is Trout CreekThird: That the point of diversion of said water is 2310 ft. west and 1508 ft. south from the N.E. corner of Sec 31 Twp 58. N. Range 1 E. B. M. and is inFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec. 13, 1932
the SW 1/4 NE 1/4 of Sec 31, T. 58 N., R. 1 E. B. M.Fifth: That the use for which said water is intended is Irrigation & domestic purposes

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Ditches

(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam.....feet, length of dam at top.....feet, length of dam at bottom.....feet. Material used in construction.....

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

(b) Capacity of reservoir.....acre feet.

(c) Size of headgate: Width.....2 feet, height.....2 feet.(d) Conduit ditch width at bottom.....1 feet, width at water line.....1 1/2
(State whether ditch, flume or pipe.)feet, depth of water.....1/2 feet; diameter of pipe.....inches, average grade per mile is.....25 feet. Length of conduit is.....1/4 miles.Seventh: That said works are capable of conducting to the place of intended use.....0.2 cu. ft. per
second foot of water.Eighth: That water appropriated under said permit is available for.....10 acres
of land described as follows: NE 1/4 of SW 1/4 NE 1/4 3Q. = SE 1/4 of NW 1/4 1Q. = NE 1/4 of SW 1/4 1 1/2 Q. = NW 1/4 of SE 1/4 4 1/2 Q. all in Twp. 58 N. Range 1 East B. M. Sec. 31.

Ninth: Remarks: That

Subscribed and sworn to before me this.....8th day of November, 1932My commission expires Oct. 24, 1936Charles F. Lynch
(Sign here)
Carl R. Tift
Notary Public in and for Bonner Co.
Idaho residing at Sandpoint, Idaho

17403

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

CHARLES F. LYNCH,
Sandpoint, Idaho

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho, **October 7, 1932**

Dear Sir:—

Under the terms of your permit No. **17403** you are required to complete your diversion works on or before **Dec. 15, 1932**. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

3043

RECEIVED
OCT 10 1932
FEDERAL BUREAU OF RECLAMATION
BOISE, IDAHO

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17403

December 15, 1930

Mr. Chas. F. Lynch
Sandpoint, Idaho

Boise, Idaho,

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 page.

GEO. N. CARTER

Commissioner of Reclamation.

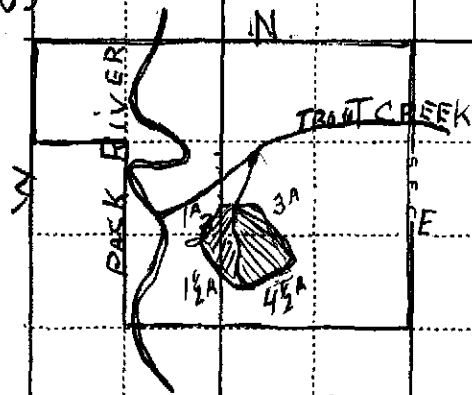
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CHA. F. LYNCH

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SEC 31. T 58. N. R. 1 E. B.M.

Prop. 5.87. R 1 E. B.M., Ida.



SEC 31

T. 58 N.

T. 57 N.

Permit Map No. 17403

As Approved

DEC 13 1930

GEO. N. CARTER
Commissioner of Reclamation

December 4, 1930.

Re: Application 24462.

Mr. Chas. F. Lynch
Sandpoint, Idaho

Dear Sir:-

In reply to your letter of the 2nd inst. would say that you may use the water all the time, before proof is made as well as after. This, however, would not prevent some one else from making a filing, if additional water was in the stream, but your filing would hold priority over the later one. In fact, you could use the water without making a filing at all but you would have no record right and, in case of a controversy later with other users on the stream, you would have to establish your priority by right of use by court decree.

As to the time set for making proof would say that, inasmuch as the works are already completed, we have allowed two years for completion and three additional years for beneficial use of water. You may, however, make either one or both proofs prior to the dates set if you so desire. And, in case it is impossible for you to make proof on the date set in the application, you may, at the expiration of the time, or prior thereto, ask for an extension of time of three years for completion and three additional for beneficial use of water. But, in any case, you have the right to continue using the water and your priority under this permit will be November 26, 1930.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

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Sandpoint Idaho.
Dec. 2 - 30

Commissioner of Reclamation
Boise Idaho.

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Dear Sir :-

Your letter of Nov
26- received asking me to
state time to make proofs
on water right I have filed on.
The ditches are finished and
the ground in cultivation.
The water to be put to benific
use this next spring and
summer. (If I set a 5 year
period of time in which
to prove up on, Can I use
the water during that time?
Or can some one else file
prove up and take this
water away from me

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2.

during this 5 year period
since I have made first
application. If I am safe
in holding and using
this water I would
like to have 5 years in
which to prove up on.
If not send blanks and
instructions for proving
up. Also please send
write cost of proving up.

Yours Very Truly

Chas. F. Lynch

R #1

Sandpoint
Idaho

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November 26, 1930

MR. CHAS. F. LYNCH
Sandpoint
Idaho

Dear Sir:

Your application to appropriate 0.2 sec. ft. of the waters of Trout creek is in acceptable form.

Under "Remarks" you say that the ditches are all finished. Please inform this office how soon final proof can be made.

There are two proofs to be made under a permit right: Proof of completion of works, which can be made at any time you desire so long as the works are completed and adequate for conveying to the place of intended use the amount of water you have filed on. The other proof, namely, proof of application of water to beneficial use, under which a water license is issued, can be made at any time after the land you propose to irrigate is in cultivation. You are allowed, according to statute, five years within which to make proof of completion of works, and six years additional within which to make proof of beneficial use. These two questions should be answered under Paragraphs 12 and 13 of the application.

Kindly inform the office at your earliest convenience the time you wish to take in making these proofs.

Yours very truly,

GEO. N. CARTER
Commissioner of Reclamation

By

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