

No Color
Documents
In File

State of Idaho
License and Certificate of Water Right

Water License No. 14233
 Water District No. 98

Amount 0.64 sec. ft.
 Priority 8-21-1919

THIS IS TO CERTIFY that Dennis O'Laughlin,
 of Sandpoint, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated August 21, 1919; that Permit No. 14233
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.1 second feet, was issued thereunder on August 9, 1921, showing that said works
 were completed on the 21st day of July, 1921; and that on the 10th
 day of September, 1927,

J. C. Hughes,

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 Switzer Creek,
 a tributary of Sand Creek, for the purpose of irrigation and
 domestic use, under Use Permit No. 14233 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 6
 of Licenses, at page 3481, on the 23d day of November, 1927;

The right hereby confirmed dates from August 21, 1919;

The Point of Diversion is located
 in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 35, Tp. 58 N., R. 2 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 0.64
 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.	2 W.	35	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$	35 20	20 12
					Total 32

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 23d day of November, 1927.

GEO. N. CARTER.

Commissioner of Reclamation

(SEAL)

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

96-2090

Application No. 20245
 Permit No. 14233
 District No. 98

1. Name of Applicant: Dennis O'Laughlin.

Postoffice address: Route 1 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: 1.1 cubic feet per second.

3. Source of water supply: Switzer Creek which is a tributary of Sand Creek

4. Location of point of diversion: feet distant from the
 corner of Section , T. , R. , B. M., and is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$
 of Section 35 , T. 58 N. , R. 2 W. , B. M., County of Bonner.

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

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: \$ 50.00

8. Kind of works: Dam, flume and ditch.

9. Height of dam 2 feet; length of dam at top 3 feet; length of dam at bottom 3
 feet; material used in dam logs, rocks and earth.

10. Size of headgate: Width 2 feet; height 8 in. feet

11. Ditch: Width at bottom 2 feet; width at water line 2 feet; depth of water 8 in.

~~flume~~; dimensions of flume 2 ft. wide, 8 in. deep.

Diameter of pipe none inches; length of ~~flume~~ 150 feet ~~inches~~

Average grade per mile 60 feet.

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

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

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

provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.1 second feet of the waters of Switzer Creek; that the point of diversion of said waters is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 35, T. 58 N., R. 2 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 35, T. 58 N. R. 2 W., B. M.

Witness my hand this 9th day of August, A. D. 1921.

W. G. SWENDSEN,
Commissioner of Reclamation

By: Geo. B. Archibald,
Deputy.

D.64
P.3481

Upon proper request of the holder of the above numbered Permit (14233) I have this 4th day of September, 1923, extended the time for beneficial use proof to the 12th day of September, 1927.

W. G. SWENDSEN,
Commissioner of Reclamation

November 25, 1927.

Re: Permit No. 14233--J.C. Hughes.

Mr. Peter Johnson,
Sandpoint, Idaho.

Dear Sir:

We are mailing you herewith Water License
issued under the above numbered permit; also
receipt for \$4.00 fees paid. We are refunding
one dollar herewith enclosed.

Very truly yours,

GEO. H. CARTER,
Commissioner of Reclamation.

By

Chief Clerk.

Enc.

14233

1112 Dick Carter Morris Jan 14-27
Commissioner
of Reclamation
Boise Idaho

Dear Sir

I have not to date heard
from Proofs of application
of Water to beneficial use which
was given Sept 10th as to Permit
No 14233.

Yours Truly
J. C. Hughes
115 1st St
Morris
Minnesota

14233

September 13, 1927.

Re: Permit No. 14233-John C. Hughes.

Mr. Peter Johnson,
Sandpoint, Idaho.

Dear Sir:

We are in receipt of depositions of holder and two witnesses in the matter of proof of beneficial use of water under the above numbered permit, also affidavit of publication, and money order in the sum of \$5.00. These papers will be placed on file in this office without further action until the report can be made by our examining engineer, who is now in the northern part of the State.

The money order in the sum of \$5.00 will be held without receipt until the report has been made. The fees due will be \$2.00 for each forty-acre tract or fraction under cultivation, making a total in this case of only \$4.00. If the report of the engineer shows this to be the case the receipt will be issued for \$4.00 and \$1.00 refunded to you.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

14233

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 14233.

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. George R. Schmojer, 48 years of age, Farmer, Sandpoint, Idaho.

Ques. 2. Are you acquainted with John C. Hughes, the holder of Permit No. 14233? How long have you known him and where does he reside?

Ans. I am, I have ~~known~~ known Mr. Hughes since the Fall of 1920, he is now in Morris, Minnesota, his intentions are to move onto his farm in the very near future.

Ques. 3. Have you read or heard read said Permit No. 14233, and are you familiar with its provisions and conditions?

Ans. Yes, I have, I am.

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. Switzer Creed, tributary to Sand Creek, in the NW $\frac{1}{4}$, NE Sec. 35, Twp. 58 N. Rg. 2 W.B.M., Bonner County, State of Idaho, about 100 feet east of the G.N.Ry. Main Line. Rock and Log Dam, then a ditch 2 feet wide and about 8 or 10 inches deep, ^{about 200 yards} then a flume about 150 feet long built of double 1 inch lumber, the flume is 2 feet wide and 8 inches deep, then a ditch about 150 yards to the place where the water is used.

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

Ans. 1.1 cubic feet per second. I am sure I have seen that much run in the ditches and flume, and will carry that much.

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 improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic use. I would say there are about 21 acres irrigated in the NE $\frac{1}{4}$, NW $\frac{1}{4}$, and about 5 acres in the NE $\frac{1}{4}$, NE $\frac{1}{4}$, and about 3 acres in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, all in Section 35, Township 58 N. Range 2 W.B.M., Bonner County, State of Idaho. The land was originally timber but has all been cleared. The land has all been plowed and crops raised thereon for many years, that is to say, it has been cropped since water was put onto it, and with the water raises very good crops of Clover, Alfalfa and all varieties of garden truck.

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

Ans. Not used 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. The land has some gravel spots and needs a considerable amount of water. In my judgment all the water claimed is needed for the land irrigated as I have stated before.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have 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. In 1920 and every year since, I have personally seen the water used for irrigating the land, excepting the years of 1921 and 1922, when I was away, but ever since I have personally seen the water used on the land, I have worked the land this year, but have been over the land every now and then, excepting as above stated. I have seen in each year the amount of water used as claimed.

(Signed)

George R. Schroyer.

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 10th day of September, A. D. 1927.

John J. Simon

Notary Public.

My commission expires October 1st, 1927.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 14233.

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. Joseph P. Haas, 32 years of age, Now in Sandpoint, Idaho, Farmer, Address,
Sandpoint, Idaho.

Ques. 2. Are you acquainted with John C. Hughes, the holder of Permit No. 14233? How long have you known him and where does he reside?

Ans. I knew when he bought the place, and have known the place about ten years, but never met him personally until this Spring. He resides at Morris, Minnesota, now, but is expected to move onto the place in the near future. I have for several years work on the place, improving it, have also worked on the ditches.

Ques. 3. Have you read or heard read said Permit No. 14233, and are you familiar with its provisions and conditions?

Ans. I have; I am.

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. Switzer Creek, tributary of Sand Creek. In the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Sec. 35, Twp. 58 N. Rg. 2 W.B.M. about 100 east of the G.N.Ry. Main Line. Rock and Log Dam; Flume about 150 long, 2 feet wide and 8 inches deep, is built out of double 1 inch lumber. Then water is run in ditches. There is also a ditch leading from the Dam to the flume about 200 yards.

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

Ans. 1.1 cubic feet, and perhaps more, per second, I have seen that much run in the ditch and flume.

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 improvements which have been made as a direct result of said use.

Ans. Irrigation and domestic. There are about 21 acres irrigated in the NE $\frac{1}{4}$, NE $\frac{1}{4}$ and about 3 acres in the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Section 35, Township 58 N. of Range 2 W.B.M., Bonner County, State of Idaho. The land was timbered, but has all been cleared of all brush and stumps and is cultivated, and irrigated as above stated. It is seeded to Clover and Alfalfa, and crops have been raised and are being raised thereon.

14233

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

Ans. Not used for power 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. There are spots of the land that are somewhat gravelly, and need a lot of water, and all the water claimed is need for the land and domestic use.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have non whatever.

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. It was first used on the land in the Fall of 1919, and then it has been used every year since, and I have personally seen the same used during all the above years, and I am sure all of the water claimed as been used each year upon the land, as I have personally seen it used.

(Signed) _____

Joseph P. Haag

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 10th day of September, A. D. 1927...

Deputy Johnson
Notary Public.

My commission expires October 1st, 1927.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Bonner, } ss.
J. Parsons being first duly sworn on oath
deposes and says, that he is *publisher* of the *Pend d'Oreille Review*, a weekly newspaper printed and published at Sandpoint, Bonner County, Idaho; that the said *Pend d'Oreille Review* 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 for publication proof of application of water to beneficial use*.
C. Hughes
it was published in the regular and entire issue of the said paper a period of *four* consecutive weeks, commencing on the *28th* day of *July*, 192*7*, and ending on the *18th* day of *August*, 192*7*, and that said notice was published in said newspaper proper and not in supplement form.

Subscribed and sworn to before me this *9th* day of *September*, 192*7*.
Peter Johnson
Notary Public for Idaho.
Residing at Sandpoint, Idaho

Notice For Publication
NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10 a. m. on the 10th day of September, 1927, at Sandpoint, County of Bonner, State of Idaho, before Peter Johnson, a Notary Public, proof will be submitted of the application to beneficial use of 1.1 cubic feet per second of the waters of Switzer Creek, tributary of Sand Creek in accordance with the terms and conditions of Permit No. 14233 heretofore issued by the State of Idaho.
The name and postoffice address of the person or corporation holding said permit are J. C. Hughes, of Sandpoint, Bonner County, State of Idaho.
The use to which said water has been applied is Irrigation and Domestic.
The amount applied to beneficial use is 1.1 cubic feet per second.
The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) N 1/2 of the NE 1/4, Sec. 35, Twp. 53 N Rg. 2 W. B. M.
The right to take water from such works is based upon Permit No. 14233.
The source of supply from which such water is diverted is Switzer Creek, tributary of Sand Creek.
The date of priority which said user is prepared to establish is August 21, 1919.
GEORGE N. CARTER
Commissioner of Reclamation
Jul. 29 Aug. 4-11-18

14233

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. John C. Hughes, age 49 years, Locomotive Engineer;
Morris, Minnesota, 115 W. 6th St.

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.

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

Ans. No. 14233 date of priority Aug. 21st. 1919.

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

Ans. Switzer Creek tributary of Sand Creek in N. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$
Sec. 35, T. 58 N. R. 2, W. B. M. about 100 ft. E. of G. N. R. R. E.
right of way line.

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. All ditch except 150 ft. of flume 2 ft. wide by 8 in. high.
capable of carrying 1-1 cubic feet per second.

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

Ans. For irrigation and domestic use 21 acres in N. E. $\frac{1}{4}$ of N. E. $\frac{1}{4}$
. 3 acres in N. W. $\frac{1}{4}$ of N. E. $\frac{1}{4}$, all in Section 35, T. 58, N. R. 2,
W. B. M. County of Bonner cleared of heavy second growth and all
stumps taken out, land plowed and seeded to sweet clover and alfalfa,
also use the water for home use.

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

Ans. For domestic use; all residence purposes except drinking:

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

Ans. Soil consists of gravel subsoil; need all the water possible to allow.

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. Purchased this property together with Permit from Dennis O'Laughlin;

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used. Used since 1920 for domestic use and irrigating

Ans. parts of field as it was cleared and put under cultivation, as

Switzer Creek gets very low during July and August and I endeavored to store ground water during high-water periods.

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. Not any.

(Sign)

John C. Hughes

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 Morris, County of Stevens Minnesota, State of Minnesota on this 6th day of September, A. D. 1927.

J. D. Flaherty

My commission expires Nov. 9, 1927.

S. S. Flaherty, Notary Public, Stevens County, Minn.
My Comm. Expires Nov. 9, 1927.

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

Permit No. **14233**This proof is for **Beneficial Use**In Water District No. **98**

1. Name of applicant: **J. C. Hughes**
2. Source of water supply: **Switzer Creek**
3. Location of point of diversion: Is in the **NW $\frac{1}{4}$ NE $\frac{1}{4}$** of Section **35**
T. **58 N.** R. **2 W.B.M.** County of **BONNER**

4. Describe works as they exist, giving dimensions and capacities of same: *Diversion is by means of rock check dam 1 ft. high x 20' long and a head gate 2 ft. wide x 2' high x 2' long. Slitch 2 ft wide x 8" deep and board flume 150 ft long x 2' wide x 8" deep*

5. Water is used for: **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 irrigation): **N $\frac{1}{2}$ of NE $\frac{1}{4}$, Sec. 35, Twp. 58 N., R. 2 W.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? *Lake Pond O'Reille*

Remarks: *Crops principally sweet clover and garden*

This examination was made on the *5th* day of *Sept* 19*27*

14233

(Signed)

Herb A. Johnson

Examiner.

13
J. C. Hughes
Sandpoint

Permit No. 14233

Examination for BEN. USE

County BONNER

INSTRUCTIONS TO EXAMINERS

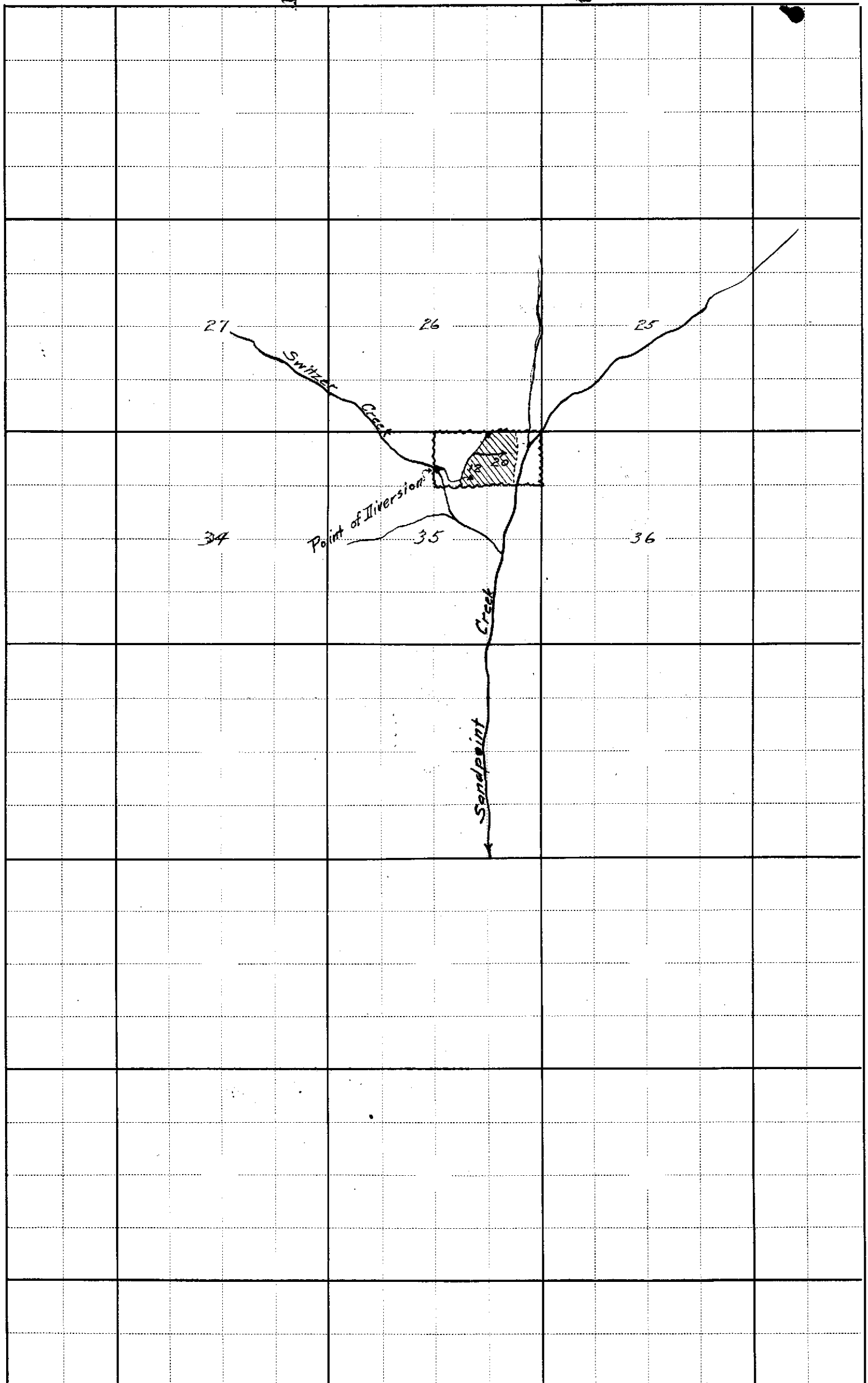
1. Always carefully note the location of the point of diversion, and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the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

REPORT ON PROOF OF _____



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

August 23, 1927

J. C. Hughes,

c/o Peter Johnson,
Notary Public,
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. 14233

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 September 10, 1927, 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 before Peter Johnson, 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,

GEO. N. CARTER,
Commissioner of Reclamation.

14233

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date July 22, 1927

Pend O'Reille Review,
Sandpoint, Idaho.

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to September 10, 1927, the date set for proof, the expense of the publication to be paid by the applicant, J. C. Hughes, of Sandpoint, 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,

GEO. N. CARTER,

Commissioner of Reclamation.

14233

July 21, 1927.

Re: Permit No. 14233

Mr. Peter Johnson,
Sandpoint, Idaho.

Dear Sir:-

Referring to your letter of the 18th inst., in which you enclosed notices for proof under the above permit, would say that September 10, has been set as the date for making proof, the amount of water 1.1 second foot and the date of priority August 21, 1919. The notices have been completed in these particulars. Unless otherwise advised, a copy will be mailed to the Pend d'Oreille Review in time for the notice to be published the required four weeks.

It will not be necessary for the holder to appear in person at the time proof is made. He may appoint some one to act for him if he so desires, or, he may make his deposition before some officer authorized to administer oaths at his present place of residence. It will not be necessary to state this in the notice to be published.

Deposition blanks for holder and two witnesses are enclosed herewith.

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

By _____
Chief Clerk.

Enc.

14233

FIRE INSURANCE DEPARTMENT

BALFOUR, GUTHRIE & CO.

GENERAL AGENTS

BALFOUR BUILDING

SAN FRANCISCO

PETER JOHNSON

AGENT

THE AMERICAN INSURANCE COMPANY

REAL ESTATE AND INSURANCE

COR. SOUTH FIRST & LAKE STS.

SANDPOINT, IDAHO

July 18th, 1927.

Hon. Geo. N. Carter,
Commissioner Reclamation,
Boise, Idaho.

Re: Permit No. 14233,
J.H. Hughes.

Dear Sir:

I am herewith enclosing the application for publication of Notice under Permit No. 14233, together with Notice partly made out, but as I do not feel capable to complete it, I will thank you to do so.

As I wrote you before, Mr. Hughes will not be able to be here at the time proof is submitted, but will be at Morris, Minnesota, and if his evidence is required, his may be taken before "S.S. Flaherty" Notary Public, Stevens County, State of Minnesota.

In the event that Mr. Hughes' evidence is also required, will not the Notice have to be reformed so as to show where his testimony will be taken?

Thanking you for your early attention herein, I am,

Yours very truly,

Kindly send the Notice either to the write or the paper named in the Notice.



14 2 33

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 11th, 1927.

(P. O.) 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 Pend d'avis Review of Sandpoint, Idaho,, published in the county in which the works are situated.

J. C. Hughes.

(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.

14233

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 a. m. on the 10th day of September, 1927,
at Sandpoint, County of Bonner, State of Idaho,
before Peter Johnson, a Notary Public, proof will be submitted
of the application to beneficial use of 1.1 cubic feet per second of the
waters of Switzer Creek, tributary of Sand Creek, in accordance with the terms and conditions of
Permit No. 14233 heretofore issued by the
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
J. C. Hughes, of Sandpoint, Bonner County, State of Idaho,

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

The amount applied to beneficial use is 1.1 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) N $\frac{1}{2}$ of the NE $\frac{1}{4}$, Sec. 35, Twp. 58 N. Rg. 2 W.B.M.

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

The right to take water from such works is based upon Permit No. 14233.

The source of supply from which such water is diverted is Switzer Creek, tributary of Sand Creek.

The date of the priority which said user is prepared to establish is August 21, 1919.

work - 30 - 5821 - 2 yr
Bonner
98

Geo. N. Carter,
Commissioner of Reclamation.

14233

aug
21
1919

June 24, 1927.

Re: Permit No. 14233

Mr. J. C. Hughes,
115 W. 6th St.,
Morris, Minnesota.

Dear Sir:-

Per your request of recent date, we are mailing you herewith blank notices for proof of beneficial use of water under the above numbered permit. These should be filled out and returned to us in time for one copy of the notice to be mailed to the paper for the required five publications prior to the date set for proof. Deposition blanks will then be mailed to the notary public, or other officer, before whom proof is to be made, such officer to be designated by you in the notice.

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

By _____
Chief Clerk.

3K

14233

To State Engineer
Department of Reclamation
Boise Idaho

Dear Sir -

as holder of Permit No 14233
on Sweetser Creek Bonanza County
Idaho, I am Prepared to make Proof
of beneficial use by Sept 1st
Please furnish me with Prescribed
Form.

Yours Truly
J C Hughes
115 W 6th St
Morris
Minn

14233

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Mr. J. C. Hughes,
Sandpoint, Idaho.

June 3, 1927.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **14223**....., which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

GEO. N. CARTER.

Commissioner of Reclamation.

14233

March 31, 1927.

Re: Permit No. 14233--J.H.Hughes.

Mr. Peter Johnson,
Sandpoint, Idaho.

Dear Sir:

Referring to your letter of the 29th instant, would say that the holder of the above numbered permit will not be required to return to Idaho to appear in person at the time he makes proof of beneficial use of water under the above numbered permit. His deposition may be taken in the State of Minnesota, or he may authorize someone to act for him as his agent in Idaho at the time proof is made.

The records show this proof to be due September 12, 1927. Notice will be mailed from this office ninety days in advance of the date the proof is due.

Very truly yours,

GEO. N. CARTER,
Commissioner of Reclamation,

By

Chief Clerk.

B:P

14233

NIAGARA-DETROIT UNDERWRITERS
DEPARTMENT OF
NIAGARA FIRE INSURANCE COMPANY

OF NEW YORK
ESTABLISHED A.D. 1850

OTHO E. LANE, PRESIDENT
BERNARD M. CULVER, VICE PRESIDENT
WILLIAM L. STEELE, VICE PRESIDENT
CHAS. A. LUNG, SECRETARY

PACIFIC COAST DEPARTMENT
378 PINE STREET SAN FRANCISCO
EDWIN PARRISH, MANAGER
JOHN A. CARLSON, ASST. MANAGER

PETER JOHNSON, RESIDENT AGENT
SANDPOINT, IDAHO

March 29th, 1927.

Hon. State Engineer,
Boise, Idaho.

My dear Sir:

I write this letter at the request of Mr. J. H. Hughes,
holder of Water Permit No. 14233, Application No. 20245, Bonner County,
his evidence,
Idaho; who desires to know whether his proof, in support of his Final
Proof can be taken at Morris, in the State of Minnesota, where he re-
~~isided~~ sided; of course, other evidence can be taken here?

Mr. Morris is preparing a farm for his use in the near
future, but is employed at Morris, Minnesota, and should his presence
be needed here, it would mean that he would be obliged to make the
trip out here for that purpose, and would, of course, mean a sacrifice
for him.

Kindly advise me upon this matter at your early convenience
as Mr. Hughes desires to know before returning, being here for the purpose
of doing the Spring Farming.

Yours very truly,

Peter Johnson

14233

STATE OF IDAHO
Department of Reclamation

Permit No. 14233

Application for Extension of Time for Beneficial Use Proof

STATE OF IDAHO

County of Banner } ss.

J. C. Hughes, of Minnesota

State of Minnesota being first duly sworn upon his oath deposes and says:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. 14233

THAT, under the terms and conditions of said permit, proof of beneficial use thereunder was required to be made by Sept. 12th, 1924.

THAT he has heretofore put to beneficial use Twenty one fiftieths second feet of water and has irrigated 20 acres.

THAT, for the following reasons, he is unable to put to beneficial use within the required time, the remainder of the water appropriated under his permit, to-wit: Forty one fiftieths of one foot as this land has been cut over some years ago it is covered with large stumps and a very heavy second growth which makes clearing very difficult and expensive and therefore deem it necessary for to make this request, for Extension of time, which I hope if granted will enable me to bring this tract all under cultivation,

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the making of proof of beneficial use under said permit to Sept. 12th, 1927.

Subscribed and sworn to before me this 1st day of September, 1923

Eleanor L. Dushak
Notary Public.

My commission expires

Stevens County, Minnesota
My Commission expires Jan. 27, 1929,

Date of receipt at office of Department of Reclamation

SEPT. 4, 1923.

APPROVAL OF COMMISSIONER OF RECLAMATION

I, W. G. Swendsen, Commissioner of Reclamation of the State of Idaho, hereby extend the time for the making of proof of beneficial use under Permit to Appropriate the Public Waters of the

State of Idaho, No. 14233, to September 12, 1927, 19

Witness my hand this 4th day of September, 1923.

14233

W. G. Swendsen
Commissioner of Reclamation.

August 25, 1923.

Re: Permit No. 14233

Mr. J. C. Hughes,
115 W. 5th St.,
Mariss, Minnesota.

Dear Sir:-

Replying to yours of the 21st inst. would say that your application for extension of time for beneficial use of water under the above permit should be made upon our regular form, herewith enclosed.

Very truly yours,
W. C. SWENDSEN,
Commissioner of Reclamation.

By
Chief Clerk.

FS

14 233

Morris Aug 21 - 23
Dept of Reclamation State of Idaho
W.G. Swenden, Commissioner

Dear Sir

Being the holder
of Permit No. 14233, for Water right
on Quitzer Creek Bonner County, I find it
necessary to make request for Extension
of time on final Proof of beneficial use of
said Water, the land to which the Water is
to be used being timbered, it is quite
Expensive Clearing, I have leased the Place
and am taking the rent out in Clearing,
I therefore Pray for an Extension of time to
Sept 12th 1927

Yours Truly
J C Hughes
115 W 6th St

F 3

14233

Morris

Minnesota

August 11, 1921.

Permit No. 14253.

Mr. J. C. Hughes,
Sandpoint, Idaho.

Dear Sir:

We enclose herewith Certificate of
Completion of Works, issued under the above
numbered Permit, together with receipt for
fee.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

MB/E

Chief Clerk.

14233

Permit No. 14233STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Banner } ss.

....., being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 14233, and that his postoffice address is Sand Point State of Idaho.Second: That the name of the stream from which said water is to be diverted is Switzer Creek.Third: That the point of division of said water is about 1000 feet from the C.W. corner of the NW 1/4 of Sec 35 T. 14 N. R. 2 W. B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Sept 12th, 1921.Fifth: That the use for which said water is intended is irrigation and domestic use.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: dam ditch and flume
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 2 feet, length of dam at top 3 feet, length of dam at bottom 3 feet. Material used in constructionLags, Rocks and Earth
(State whether wood, earth, stone or concrete.)(b) Capacity of reservoir 120 acre feet.(c) Size of headgate: Width 2 feet, height 8 in feet.(d) Conduit flume ditch width at bottom 2 feet, width at water line 2 feet, depth of water 8 in feet; diameter of pipeinches, average grade per mile is 6.0 feet. Length of conduit is flume 150 feet miles. ditch 1700 hundred feetSeventh: That said works are capable of conducting to the place of intended use 1.01 cubic feet per second feet of water.Eighth: That water appropriated under said permit is available for 5.5 acres of land described as follows: 3.5 acres of NW 1/4 of Sec 35 T. 14 N. R. 2 W. B.M. all in Banner County State of Idaho

Ninth: Remarks: That

Subscribed and sworn to before me this 21st day of July, 1921.Myron Harris
Notary Public.My commission expires July 27, 1923

14233

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,
June 6, 1981.

J. C. Hughes,
Sandpoint, Idaho.

Dear Sir:—

Under the terms of your permit No. 16235-----, you are required to complete your diversion works on or before Sept. 12, 1981. 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,

State Engineer.

14233

August 20, 1920.

Re: Permit/4233.

Mr. Peter Johnson,
Sandpoint, Idaho.

Dear Sir:--

In returning herewith assignment of above permit, with
receipt for recording fees. am also returning you the original permit.

Very truly yours,

W. G. SWENDBEN,

Commissioner of Reclamation.

By_____

14233

R. N. DUNN, DISTRICT CLERK
JOHN M. FLYNN, CLERK DISTRICT COURT
ROBT. S. MCCREARY, AUDITOR AND RECORDER
ROBERT COONS, TREASURER AND TAX COLLECTOR
R. G. PRICHARD, ASSESSOR
CHAS. E. SPOOR, SHERIFF
PETER JOHNSON, PROSECUTING ATTORNEY
GERTRUDE LE HUQUET, SUPT. OF PUBLIC INSTRUCTION
CARYL W. WILSON, SURVEYOR
WILL F. WHITAKER, PROBATE JUDGE
DR. W. M. KNAPP, CORONER



COMMISSIONERS
HENRY L. MELDER
THOMAS CAMPBELL
WILLIAM ASHLEY

SANDPOINT, IDAHO

August 12th, 1920.

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759

Department of Reclamation,
Boise, Idaho.

Hon. W. G. Swendsen,

Gentlemen:

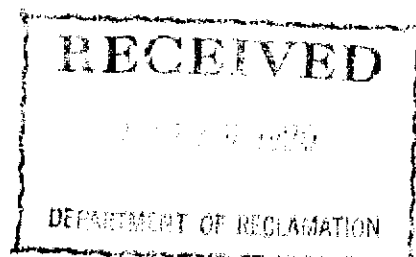
I am herewith enclosing assignment of water permit No. 4233 from Dennis O'Hughlin to whom the same was issued, in which I have had his wife join, to J. C. Hughes, together with application for permit bearing that number and money order for \$3.75 for the recording thereof, agreeable to the Manual of Instructions.

I will thank you to return the permit to me when you have made the necessary use of it.

Yours very truly,

Peter Johnson

J:O



14 2 33

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14233
Dennis O'Laughlin.
Sandpoint, Idaho.

Boise, Idaho,
Sept. 20, 1919.

Dear Sir:

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

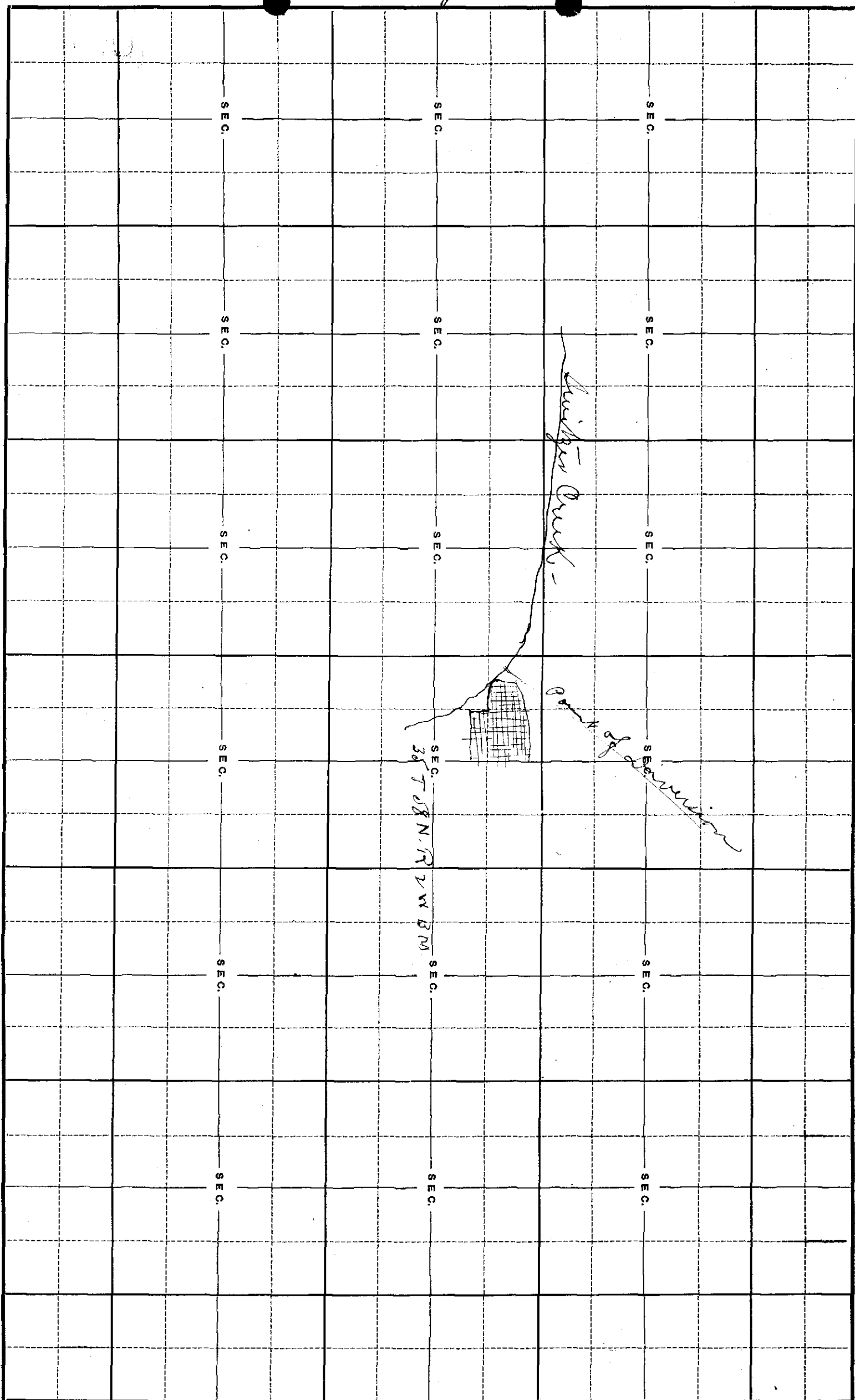
W. G. Swendsen.

Commissioner of Reclamation.

14 233

NAME OF APPLICANT

Dennis O'Laughlin



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

14233