

WARRANTY DEED

130405-587

For Value Received

Fred L. Page and Wilma I. Page, husband

and wife,

the grantor s do hereby grant, bargain, sell and convey unto

William L. Hammaker and

Twila K. Hammaker, husband and wife

the grantees, the following described premises, in

Bonner

County Idaho, to-wit:

Beginning at a point North 0 Degrees 10' 51" West along the Section line 378.00 feet and South 89 degrees 43' West 510.00 feet from the East quarter corner of Section 1 Township 56 North Range 1 East Boise Meridian; thence South 89 degrees 43' West 675.00 feet; thence South 45 degrees 0' West 171.21 feet; thence South 51 degrees 13' East 15.27 feet; thence South 44 degrees 44' West 367.53 feet to a point on the Northeastly right of way of the Northern Pacific Railway, said point being Northwestly along said Northeastly right of way a distance of 1492.50 feet from its intersection with the North line of the SE 1/4 SE 1/4 of Section 1, said intersection being South 89 degrees 33' West 854.11 feet from the 1/16 corner in the East line of the SE 1/4 of said Section 1; thence along said right of way Southeastly following a 3064.79 feet radius curve right 208.15 feet, chord of said arc bears South 33 degrees 05' East 208.11 feet; thence North 58 degrees 30' East 1089.82 feet to point of beginning; Together with all mineral rights and all water rights, and together with an assignment of the Northern Pacific Railway Company lease.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantees, that t hq are the owner s in fee simple of said premises; that they are free from all incumbrances

and that the y will warrant and defend the same from all lawful claims whatsoever.

Dated: July 11, 1969

Fred L. Page

Wilma I. Page

STATE OF IDAHO, COUNTY OF Bonner
On this 11th day of July, 1969,
before me, a notary public in and for said State, personally
appeared Fred L. Page and Wilma I.
Page

known to me to be the persons whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at Sandpoint, Idaho
Comm. Expires 1970

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of Bonner Land Title Co.

at 42 minutes past 1 o'clock P.m.,
this 9 day of Nov.,
1970, in my office, and duly recorded in Book 132
of Deeds at page 587

DORIS L. KENNEY
Ex-Officio Recorder

By *John Ham* Deputy.

Fees \$1.00
Mail to: Sandpoint Realty Co.
Sandpoint, Idaho

INSTRUMENT No.

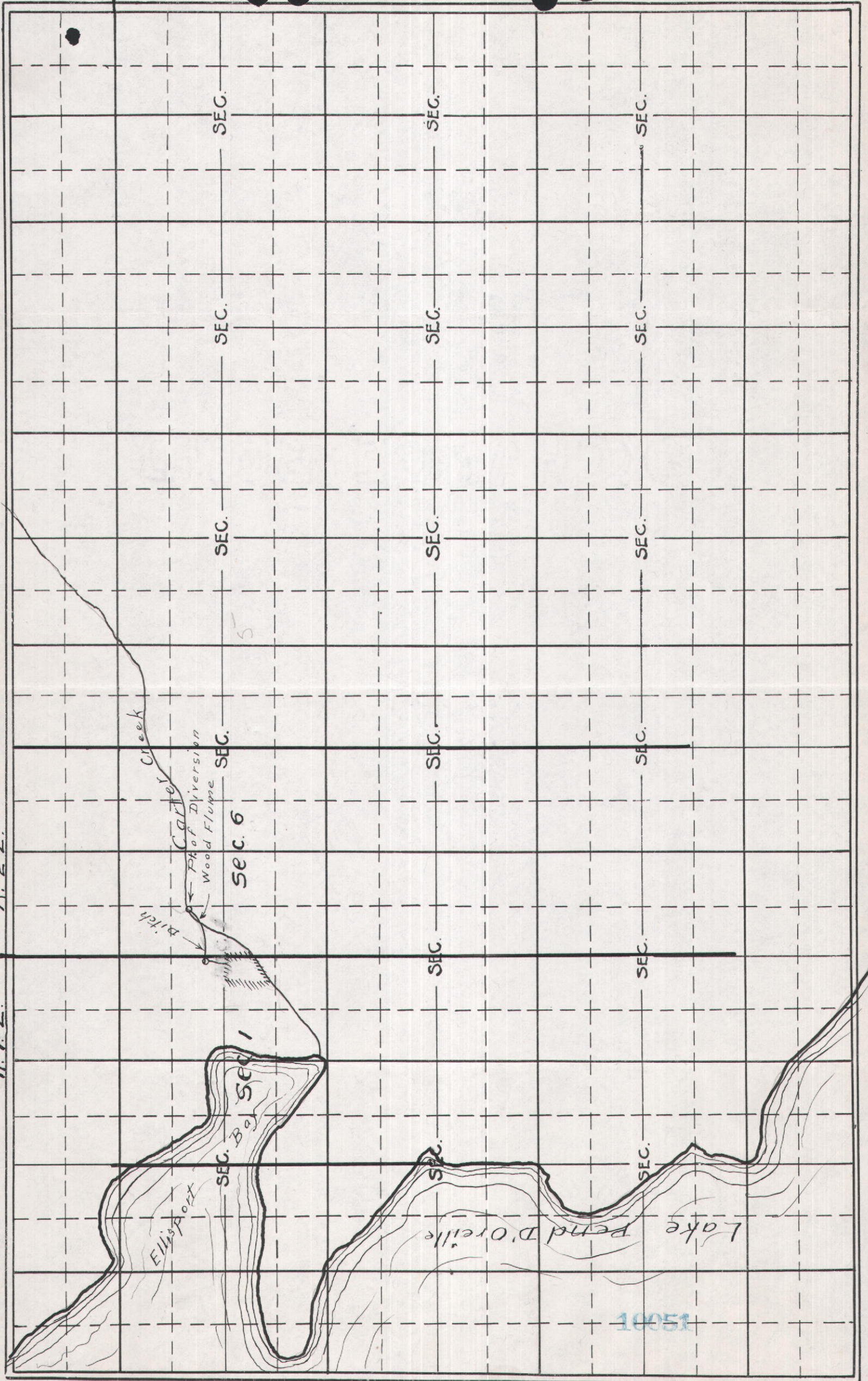
STATE OF IDAHO, COI
On this 4th
before me, a notary public
appeared

William L. Hammaker, husband

known to me to be the
subscribed to the within
me that

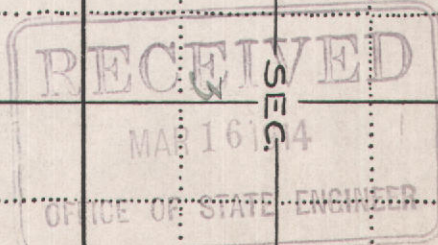
Residing at
Comm. Expires

N 75.1
T 56 N.
T. 57 N.
Name of Applicant M. Anderson and others



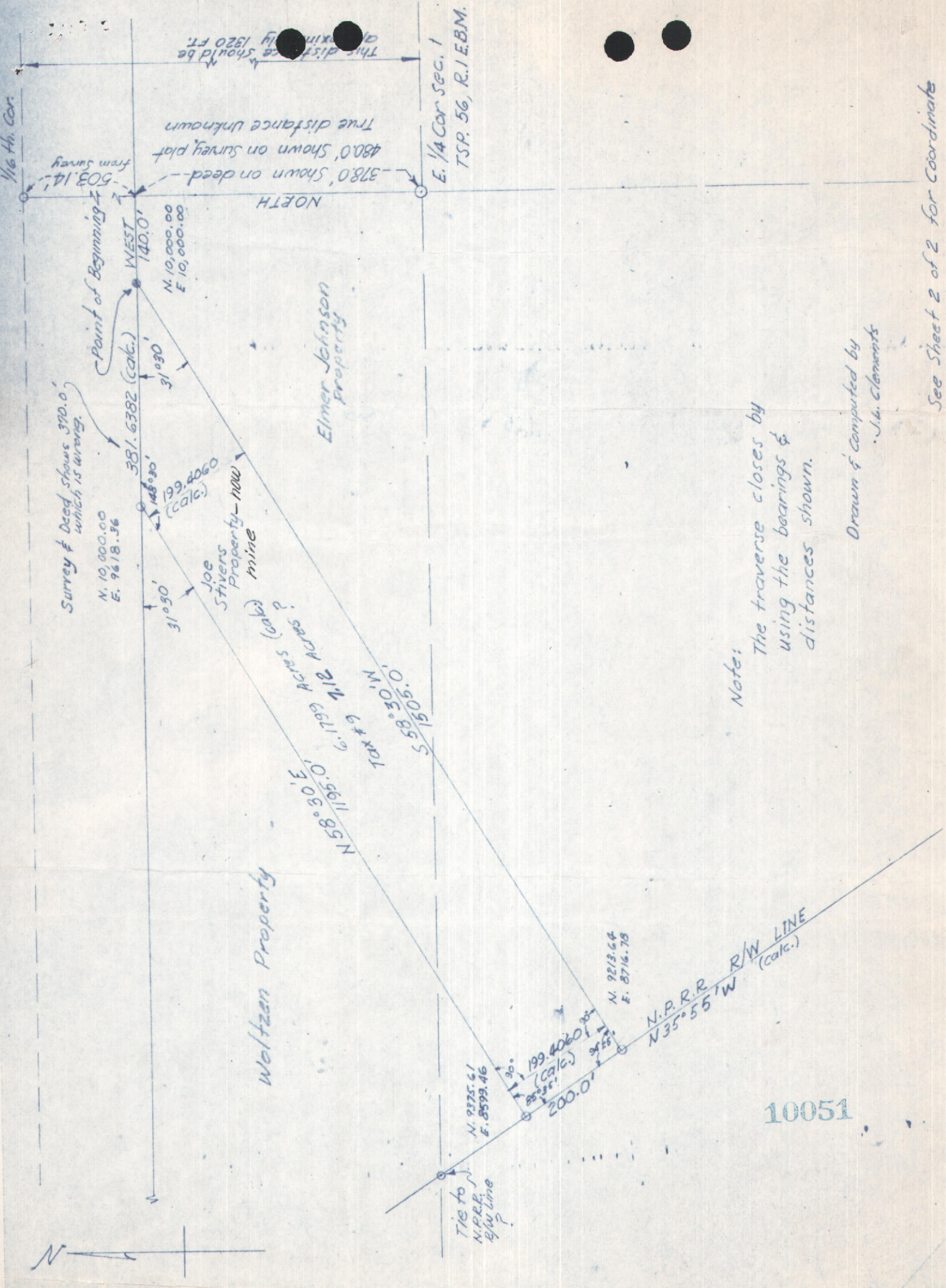
SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

M. A. Meyerson



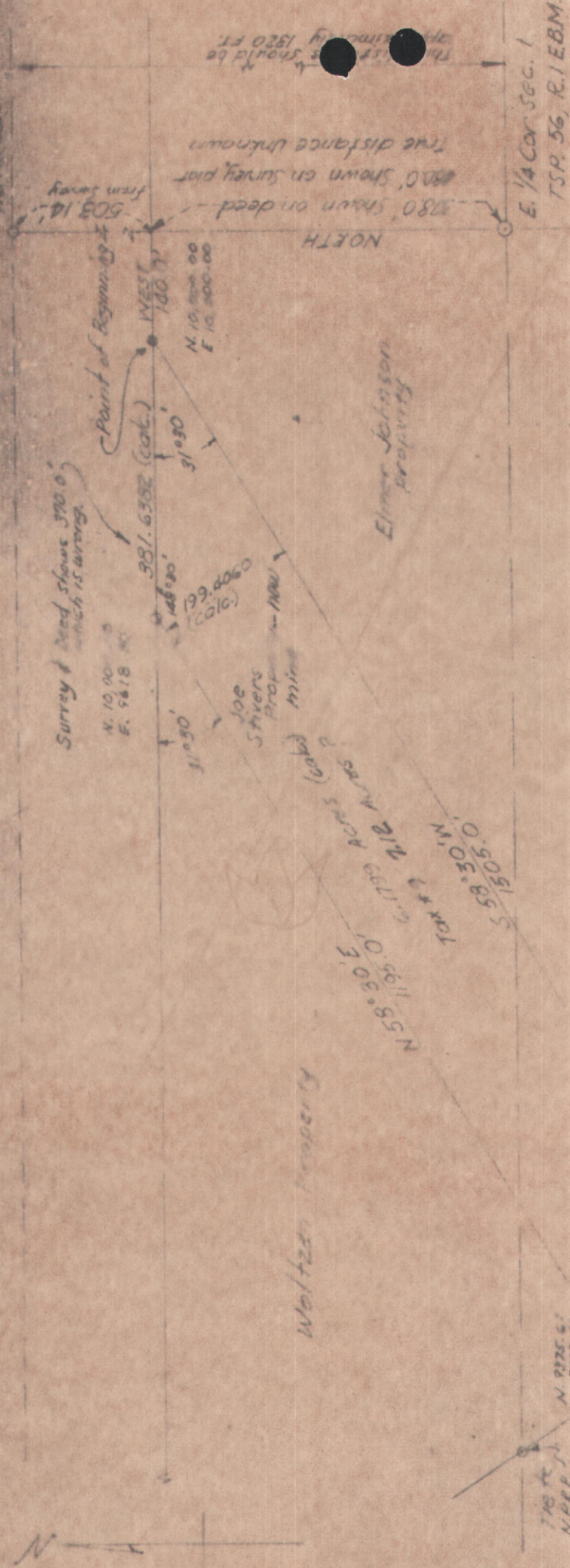
T 56 N

T 57 N



Note:
The traverse closes by
using the bearings &
distances shown.

Drawn & Computed by
J.B. Clements



Note:
The traverses close, by using the bearings & distances shown.

Diagram & Computed by
J. L. Clements

10051

County: Bonner
Stream: Carter Creek
Amount: 22/50 Sec. Ft.
Use: Irrigation and Domestic
Priority: 3-16-14

2113

STATE OF IDAHO

Water License No. 10051
WATER DISTRICT NO. 96.

WHEREAS, On the 16th day of March, A. D. 1914, M. Anderson, Robert C. Moter and Ellan Stewart

of Hope, County of Bonner, State of Idaho, duly made application (No. 14944) to me for a permit to use one (1) cubic foot per second of the waters of Carter Creek, in Water District No. 96,
County of Bonner, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 21st day of March, A. D. 1914, Permit No. 10051 was issued to said applicants for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 21st day of March, A. D. 1915, and for the application to beneficial use of said water on or before the 21st day of March, A. D. 1916, and,

WHEREAS, On the 8th day of March, A. D. 1915, M. Anderson, Robert C. Moter and Ellan Stewart

the holder^s of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said waters, as evidenced by my Certificate No. 10051 dated April 29, 1915, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of said water, with date of priority of March 16, 1914, and

WHEREAS, On the 17th day of May, A. D. 1917, M. Anderson, Robert C. Moter and Ellan Stewart

the holder^s of said permit, duly made proof of the application to beneficial use of 22/50 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to M. Anderson, Robert C. Moter and Ellan Stewart

of Hope, County of Bonner, State of Idaho, the holder^s and owner of said Permit No. 10051, a perpetual right, dating from March 16, 1914, to the use of 22/50 of 1 cubic foot per second of the waters of Carter Creek

in the County of Bonner and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 605 feet N. and 650 feet E. of the quarter corner between Sec. 1 T. 56 N., R. 1 E., B.M. and Sec. 6, T. 56 N., R. 2 E., B.M.

and conducted to and upon 22 acres of land in the NE¹/₄ of SE¹/₄, Sec. 1, T. 56 N., R. 1 E., B.M.

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 30th day of June
A. D. nineteen hundred and seventeen,

J. H. Smith.

(Seal)

State Engineer:

96 2072

No. 14944

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: M. Anderson, Robert C. Moter, Ellen Stewart

Postoffice address: Hope

County: Bonner

State: Idaho

I. If applicant is a corporation, give

(a) Date and place of incorporation:

(b) The amount of capital stock:

(c) The 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. The quantity of water claimed is One cubic feet per second.

3. Source of water supply: Carter Creek

4. Location of point of diversion: 605 ft. N. 650 E. of the Quarter Cor. between Sec. 1
T. 56 N. R. 1 E. and Sec. 6 T. 56 N. R. 2 E. B. M.

County of Bonner

5. To be used for:

I. Irrigation and domestic use: (a) Amount of land to be irrigated: About 125 acres.

(b) In the following legal subdivisions: South 25 acres in the S. E. Cr. of the N. E.
Cr. and the S. 25 acres of the S. W. Cr. of the N. E. Cr. and Lot 6 of
Sec. 1, and about 30 acres in the N. E. Cr. of the S. E. Cr. of Sec. One
T. 56 N. R. 1 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under

ft. head

[c] Is water to be returned to any stream?
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: Rock and log dam

II. Dimensions of works:

[a] Height of dam 4 feet, length of dam at top 15 feet,

length of dam at bottom 15 feet. Material used in construction Rock and logs

[b] Capacity of reservoir acre feet. (c) Size of headgate, width feet,

Height feet. (d) Conduit wood flume width at bottom 12 in. ~~feet~~

width at water line feet, depth of water feet, diameter of pipe

inches; average grade per mile is 40 feet. Length of conduit is 735 ft. ~~miles~~
and it crosses the following quarter sections: Part of the N. W. Cr. 6 T. 56 N. R. 2 E.
into N. E. Cr. of Sec. One T. 56 N. R. 1 E. B. M.

8. The time required for the completion of the construction of such work is one years.

9. Time required for the complete application of the water to the proposed use is one
additional years.BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public
waters of the State of Idaho as herein set forth.M. Anderson, R. C. Moter, Ellen Stewart,
Applicant.s

By M. Anderson

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. March 16, 1914.

Returned to applicant for correction

Corrected application received

APPROVAL OF STATE ENGINEER

The number of this permit is 10051

Recorded in Book 33 Page 10051 Approved March 21, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of _____ to be filed on or before _____

Work to begin on or before May 20, 1914 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before September 21, 1914.

The whole of said work to be completed on or before March 21, 1916.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 21, 1916.

Witness my hand this 21st day of March, 1914.

F. P. KING, State Engineer.

Remarks:

Proof of completion of works made March 8, 1915.

Certificate of completion issued April 29, 1915.

Permit No. 10051

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that M. Anderson, Robert C. Moter and Ellan Stewart, of Hope, County of Bonner and State of Idaho, the holders of Permit No. 10051, issued upon Application No. 14944, bearing date of priority of March 16, 1914, authorizing the diversion of one (1) second foot of the waters of Carter creek, County of Bonner, State of Idaho, for irrigation and domestic purposes, have 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 one (1) second foot of the waters of Carter Creek; that the point of diversion of said waters is 605 feet north and 650 feet east of the quarter corner between Sec. 1, T. 56 N., R. 1 E.B.M. and Sec. 6, T. 56 N., R. 2 E.B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and SW $\frac{1}{4}$ of NE $\frac{1}{4}$, and Lot 6 of Sec. 1, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 1, T. 56 N., R. 1 E.B.M., containing 125 acres.

Witness my hand this 29th day of April, A. D. 1915.

J. H. Smith,

State Engineer of the State of Idaho.

On proper request of the holder of the above numbered permit, I have this 17th day of January, 1916, extended the time for beneficial use of water thereunder to the 21st day of March, 1917.

J. H. Smith,
State Engineer.

Recorded by *U.L.*

Checked by *43*

License issued for *22/20* second

Page 2113



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 30, 1982

RE: Water Right No. 96-2072

W. L. Hammaker
4280 Patterson Dr. #86
Diamond Springs, CA 95619

Dear Mr. Hammaker:

This office acknowledges receipt of the withdrawal of your application for transfer of the above referenced water right. The application will have no further action taken on it.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

I, W. L. Hammaker, hereby withdraw my Application For Transfer # 96-2072, with the understanding that this withdrawal will have no effect on the license as it was originally recorded in the files of the Idaho Department of Water Resources.

W. L. Hammaker

Sworn to before this 7th day of October, 1982.

Robert L. Haynes

Notary Public
Residing at Coeur d' Alene, Idaho

Transfer No. 2755Water Right No. 96-2072*Change in Nature of Use*STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

*Withdrawn*Name of applicant W.L. Hammaker Phone 916-626-6229Post Office address 4280 Patterson Dr. #86, Diamond Springs, Ca 95619

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 96-2072 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Carler Creek (Riser Creek) tributary to Lake Pend Oreille4. Date of priority 3-16-1914

5. Water is used for the following purposes:

amount 0.44 cfs for Irrigation & Domestic purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.44 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6Township 56N Range 2E, B.M., in Bonner County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>56N</u>	<u>1E</u>	<u>1</u>														<u>22</u>			<u>22</u>

Total number of acres to be irrigated 22

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

omit part B).

b. _____ acre feet per annum

Range LE, B.M., DONNET _____
County _____

[illegible]

5

1. General Information

b. Description of diving works ~~Small dam will be built to look them~~

by gravity flow in 1" pipe to place of use

c. Describe the reasons for the proposed changes NOTED at USS

Additional points

3. Change in place of use *None*

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water

right which limit your authority to make the proposed change? Yes _____ No _____. If yes, provide

a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place or use is changed pursuant to this transfer

c. Describe the lands and place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated 1

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

NO change

[illegible]

SCALE: 2 inches equal 1 mile. Draw plan in ink.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement

in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

[Signature]

Subscribed and sworn to before me this 27 day of SEPTEMBER, 19 82

(Notary Public)

[Signature]

My commission expires LIFE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

and said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

FOR DEPARTMENT USE ONLY

Received by Mr Date 9/28/82 Fee 30.00 Prelim. check by Mr Received by Mr Date 9/30/82 (24398) Published in Public Pub. dates 10/6/82 (24398) Watermaster recommendation requested on _____ Recommended for _____ approval _____ denial _____ by _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Application For Transfer of Water Right
Supplemental Information for
CHANGE IN NATURE OF USE

1. Fully complete Form 222. Type or print in ink "CHANGE IN NATURE OF USE" at the top of page 1. If no change in point of diversion or place of use is desired, so note under items C.2 and/or C.3. C.

2. Describe fully the new use to which the water is intended to be applied (see sample calculations on reverse side):

a. Nature of use: Domestic For One home 0.04 cfs

Irrigation For one acre 0.02 cfs

b. Rate of flow: 0.06 cfs

c. Hours per day and days per year that the flow will be diverted:

24 hrs/day - 365 days/yr.

d. Season of use: 1-1 to 11-31 Domestic

3-15 to 11-15 Irrigation

e. Return flows from the use: (quantity and quality of return flows, and location of discharge):

None

3. Describe positive and negative effects on other waterusers predicted to result from the proposed change in nature of use. A greater total volume

of water will not be used & may be made
subject to future Appropriators. The season of
use will be expanded.

277°

277°

WARRANTY DEED

130405-587

For Value Received Fred L. Page and Wilma I. Page, husband

and wife,

the grantor s do hereby grant, bargain, sell and convey unto William L. Hammaker and
Twila K. Hammaker, husband and wife

the grantees, the following described premises, in Bonner County Idaho, to-wit:

Beginning at a point North 0 Degrees 10' 51" West along the Section line 378.00 feet and South 89 degrees 43' West 510.00 feet from the East quarter corner of Section 1 Township 56 North Range 1 East Boise Meridian; thence South 89 degrees 43' West 675.00 feet; thence South 45 degrees 0' West 171.21 feet; thence South 51 degrees 13' East 15.27 feet; thence South 44 degrees 44' West 367.53 feet to a point on the Northeasterly right of way of the Northern Pacific Railway, said point being Northwesterly along said Northeasterly right of way a distance of 1492.50 feet from its intersection with the North line of the SE 1/4 SE 1/4 of Section 1, said intersection being South 89 degrees 33' West 854.11 feet from the 1/16 corner in the East line of the SE 1/4 of said Section 1; thence along said right of way Southeasterly following a 3064.79 feet radius curve right 208.15 feet, chord of said arc bears South 33 degrees 05' East 208.11 feet; thence North 58 degrees 30' East 1089.82 feet to point of beginning; Together with all mineral rights and all water rights, and together with an assignment of the Northern Pacific Railway Company lease.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantees, that they are the owner s in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 11, 1969

Fred L. Page
Wilma I. Page

STATE OF IDAHO, COUNTY OF Bonner
On this 11th day of July, 1969,
before me, a notary public in and for said State, personally appeared Fred L. Page and Wilma I. Page

known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

Notary Public
Idaho
Comm. Expires 7-70

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of Bonner Land Title Co.
at 42 minutes past 1 o'clock P.M.,
this 9 day of July, 1969, in my office, and duly recorded in Book 122 of Deeds at page 587

By *John L. Kenney* Deputy
Ex-Officio Recorder

Fees \$ 15
Mail to: *John L. Kenney, Deputy Recorder, Bonner County, Idaho*

INSTRUMENT NO.

WIL

the grantor s

the grantee s

TO HAVE A
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with the said Gra
from all incumbran
E

and that they

Dated: *11/11/69*

STATE OF IDAHO, COI
On this 11th day of July, 1969,
before me, a notary public appeared

William L. Hammaker, husband

known to me to be the persons subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

Residing at
Comm. Expires

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of _____

legal notice

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 6 day of 10, 1982 and ending on the 13 day of 10, 1982 and that said notice was published in said newspaper.

P. Thompson

Subscribed and sworn to before me this 4th day of 11, 1982.

Adell M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

**NOTICE OF APPLICATION
FOR TRANSFER OF
WATER RIGHT**

On September 28, 1982, W.L. Hammaker filed with the Department of Water Resources Application for Transfer of a portion of Water Right No. 96-2072. The original water right is for 0.44 cfs of water from Carter Creek (Riser Creek) tributary to Lake Pend Oreille, used for Irrigation of 22 acres and Domestic purposes, with a point of diversion in the SWNW Sec 6, T56N, R2E, B.M., Bonner County, and a place of use within the NWSE Sec. 1, T56N, R1E, B.M., Bonner County. The date of priority is March 16, 1914.

The applicant, as owner of 0.06 cfs of water for irrigation of 3 acres of the above license, now wishes to change the nature of use of his irrigation portion of said license to 0.04 cfs of water for domestic use for one home and 0.02 cfs of water for irrigation of one acre, for a total of 0.06 cfs of water. The period of use for domestic purposes will be 1/1 to 12/31 and the period of use for irrigation purposes will be 3/15 to 11/15.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before October 25, 1982.

A. KENNETH DUNN
Director

Published Oct. 6, 13, 1982
Department of Water Resources

RECEIVED
NOV 12 1982

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Executive Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 27, 1982

Mrs. Mary Haevers Brinkman
4475 Nevada N.E.
Salem, Or. 97305

RECEIVED

NOV 1 1982

Department of Water Resources

Handwritten signature

Dear Mrs. Brinkman:

I have, I hope, completed the research that you requested on License No. 96-2072 and your right to the use of the spring water which is wholly contained on the property of Mrs. Shirley White, and have drawn the following conclusions:

1. If your property is a portion of the property irrigated from Riser (Carter) Creek when License No. 96-2072 was issued, and there has not been a lapse of five consecutive years of non-use, then you own a portion of the irrigation rights outlined in that license.
2. If you or your predecessor changed the point of diversion from the SWNW, Sec. 6, T56N, R2E after May 26, 1969, then you must file an Application for Transfer of the point of diversion.
3. If a five-consecutive-year lapse did occur and if the water use was resumed prior to May 20, 1971, then you must file a Claim to a Water Right by June 30, 1983. If the use was resumed after May 20, 1971, then you must file an Application for Permit in order to develop a water right for irrigation from Riser (Carter) Creek.
4. Since you have evidence of clear title to the use of water from the springs and an easement to the springs, you should file a Claim to a Water Right on those springs prior to June 30, 1983. The filing would make the water right a matter of public record and would probably be in your best interest, since there is more than one home using the diversion structure.

RECEIVED

Mrs. Mary Haevers Brinkman
Page Two
October 27, 1982

I hope this information will aid you in determining what action you must take to protect the rights you have or to develop the rights you wish to obtain. I have not enclosed any of the forms, since I am not sure which ones you may decide to file. I will send you any of the forms you feel you need, upon your request for the specific forms.

If we can be of any further assistance, please contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

10-27-82



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~A. Stephen Allen~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 8, 1982

Mr. James L. Baxter
1030 Helen Ave.
Santa Clara, Cal. 95051

Re: Transfer 96-2072 - Hammaker

Dear Mr. Baxter:

We hereby acknowledge receipt of your protest in the above-referenced matter.

Please be advised that Mr. Hammaker withdrew his Application for Transfer and, therefore, your protest is no longer necessary.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDS

RECEIVED

RECEIVED
NOV 26 1982

Department of Water Resources

Department of Water Resources
Northern Region

We Protest.

Wm. HAMMAKER

TRANSFER 96-2072

Nature of use IRRIGATION to Domestic

James L. Baxter
Marjorie A. Baxter
October 5, 1982

RECEIVED

OCT 8 1982

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On September 28, 1982, W. L. Hammaker filed with the Department of Water Resources Application for Transfer of a portion of Water Right No. 96-2072. The original water right is for 0.44 cfs of water from Carter Creek (Riser Creek) tributary to Lake Pend Oreille, used for Irrigation of 22 acres and Domestic purposes, with a point of diversion in the SWNW Sec. 6, T56N, R2E, B.M., Bonner County, and a place of use within the NWSE Sec. 1, T56N, R1E, B.M., Bonner County. The date of priority is March 16, 1914. The applicant, as owner of 0.06 cfs of water for irrigation of 3 acres of the above license, now wishes to change the nature of use of his irrigation portion of said license to 0.04 cfs of water for domestic use for one home and 0.02 cfs of water for irrigation of one acre, for a total of 0.06 cfs of water. The period of use for domestic purposes will be 1/1 to 12/31 and the period of use for irrigation purposes will be 3/15 to 11/15. Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before October 25, 1982.

KEN DUNN, Dir.

Published in the Sandpoint Daily Bee on October 6 and 13, 1982.

RECEIVED
OCT 13 1982
WATER RESOURCES
DEPT.

November 24, 1970

Re: Permit No. 96-2072

Mr. William Hammaker
Post Office Box # 218-A
Hope, Idaho 83836

Dear Mr. Hammaker:

Pursuant to your letter of November 18, 1970, please be advised that a perfected or licensed water right is appurtenant to the lands described in that license, regardless of whose name appears on the license.

Under normal conditions, the maximum quantity of water that the department approves for licensing is 1 inch, or 0.02 c.f.s. per irrigated acre, and 1 inch, or 0.02 c.f.s. for the domestic use of each household. Unless a formal transfer of the licensed right is filed with this department, each acre described in that license will still have its proportionate share of water mentioned in the license, and no one would have the authority to use the water elsewhere.

The above referenced license is in the name of M. Anderson, Robert C. Moter, and Elaan Stewart, and is in the amount of 22 inches, or 0.44 c.f.s. This license is appurtenant to 22 acres located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 56 N, Range 1 E. As there has never been a transfer of any kind recorded with this department to move any of this water from the 22 acres previously described, each acre would still have its share of the water as described in the above referenced license.

If we may be of any further assistance in this matter, please do not hesitate to contact us.

Very truly yours,

Fred Eisenbarth, Jr.
Field Examiner

DC:FE:cm

96 2072

WILLIAM HAMMAKER
BOX 218-A
HOPE, IDAHO 83836

11.18.70

Dear Mr. Eisenbath,

It was indeed helpful to consult with you in your office last week. Thank you again -

It is now our understanding that our property in Donner County, Hope, Idaho carries properly licensed water rights under license number 96-2072 (old #10051). Original owners of our property to whom the rights were granted in 1914 were Moler and Stewart. The location is Section 1 Township 56 North Range 1 EBM.

If you will kindly write verifying this information, we shall greatly appreciate it.

Sincerely,

W. L. Hammaker

96 2072

September 5, 1963

Re: Permit 10051

Mr. & Mrs. Elmer Johnson
P. O. Box 233
Hope, Idaho

Dear Mr. & Mrs. Johnson:

This office has only an administrative capacity in dealing with the State of Idaho water rights.

Since the matters referred to in your letter of August 29 are of a judicial nature and pertaining to real estate and right-of-way it is suggested that you consult an attorney for legal advise.

The enclosed photo-copy is taken from an original which is on record in this office under permit 10051. It may be of assistance to you.

We regret that we are unable to advise you except in matter of water administration.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
State Water Rights Clerk

HP:vj

encl. photo-copy of survey

10051

Hope, Idaho

August 29, 1963

Department of Reclamation
Room 107 State House
Boise Idaho

Dear Sir:

We are having trouble with neighbors about them trying to claim some of our land. One even as far as to move their line fence on our property.

Seems like we can't get any help in Sandpoint, so we are writing to you about the right thing to do. Would like the Idaho statute law about how long it takes for some one to have their fence on property to claim it.

10051

We are planning to sell our farm here at Hope and in case we do would like to see the buyer get a fair and right deal from us.

Another matter if we should have our property surveyed, would you please advise me of how this can be done without too much expense for me.

You have the description of our property "License No. 10051" at your department.

We also want to know if an easement for a water way pipe line has to be signed by husband and wife to make it legal.

Thanking you for your trouble.

Sincerely,

Mr. & Mrs. Elmer Johnson
P.O. Box 233
Hope Idaho

10051

August 21, 1962

RECEIVED
AUG 21 1962

U.S. Bureau of Reclamation
(Water rights dept.)
Boise, Idaho

Department of Reclamation

Gentlemen:

Can you enlighten me on who has a water right from Carter Creek and how much? My property is shown on the enclosed map and was originally owned by Reverend Mortar (deceased) who I believe obtained the original water right. The adjoining property, presently owned by Harold Waltzen, was taking water off of my personal pipeline unknown to me, via some verbal permission from Mr. Stivers, the former owner of my property. Mr. Waltzen failed to advise me of this arrangement until I caught him tampering with my pipeline and requested to know what was going on. You may rest assured that he is no longer hooked up to my line. He is now trying to tie in to a joint dividing box shared by Elmer Johnson, Walt VanStone, Mrs. Pounsville and myself. My question is does he have a legal water right? 10051

This water right arrangement has been a source of confusion since the

beginning and I would appreciate knowing the full particulars regarding the amount of water allotted to each and whose properties are included in the original supply of 22 inches.

According to the neighbors heresay, my property is allowed 7" of the 22. Is this correct?

The stream from which the water comes is sometimes referred to as Riser Creek and may appear in your records as such.

Your early reply will be very much appreciated.

Very truly yours,
James H. Clements
P.O. Box 295
Hope, Idaho

Note: There has never been a pipeline to Walter's property from our district box - previously the only water the former owner of his property received was overflow from the box and run in an open ditch to his place. This happened about 20 yrs ago.

August 21, 1962

Re: Carter Creek

10051

Mr. James L. Clements,
Box 295,
Hope, Idaho.

Dear Mr. Clements:

We have received your letter of August 21st which was addressed to the U. S. Bureau of Reclamation.

Water License No. 10051 was issued to M. Anderson, Robert C. Moter and Ellen Stewart for 0.4 c.f.s. from Carter Creek to irrigate 22 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 56 N., Rge. 1 E. The map drawn by the examiner shows the land in three contiguous tracts in the NE Corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, all situated north of Carter Creek. This was examined in April, 1917.

Water License No. 18597 was issued to Mrs. E. C. Van Stone for 0.4 c.f.s. to irrigate 2 acres in west center of SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 18 acres through the center of SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Twp. 56 N., Rge. 1 E. All land adjacent to the ditch as constructed in May, 1941.

We have no record of how much land was owned by the three owners of License No. 10051 or how the water was divided.

Both water rights apparently had a common point of diversion.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RWT:pmk

10051

April 26, 1935

Re: Water License No. 10051

MR. P. S. ANDERSON
Hope,
Idaho

Dear Sir:

In reply to your letter of April 14th we wish to advise you that a license was issued under the above permit on the 30th of June, 1917, for 22/50 of 1 cubic foot of water per second, to Mr. M. Anderson, Robert C. Moter and Ellen Stewart. This water was, at that time, being diverted from Carter Creek and the license was made appurtenant to 22 acres situated in the NE 1/4 SE 1/4, Section 1, T. 56 N., R. 1 E. Insofar as the records of this office are concerned, this license remains in full force and effect and you, as your father's heir, are entitled to your proportionate share of such water right.

The records do not indicate how many acres out of the 22 your father owned but the water was apportioned at the rate of one miners inch for each acre of land.

Very truly yours,

R. W. PARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

10051

Hope, Idaho Apr 14 - 35

State of Idaho -
Engineering Dept.

APR 17 1935

Gentlemen:

I am enclosing two letters from your office written to my father -

Will you please let me know what final disposition was as to this water right, also, if any prior or subsequent water rights exist on Sutton Creek, Carter and if so, by whom -

The Mr. Anderson mentioned was, as before stated, my father, and my interest in asking this information is as his heir -

Thanking you, I am,

Very truly Yours,

P. S. Anderson.

P. S. ANDERSON.

HOPE - IDAHO.

June 22, 1931

Re: PERMIT No. 10051

Mr. HUGH McDONALD
Hope
Idaho

Dear Sir:

We have your letter of June 19 re: Waters of CARTER CREEK.

Examination of our records discloses that ANDERSON, MOTER and STEWART hold a license for:

.44 second feet of the waters of CARTER CREEK

under Permit No. 10051.

I. A. SNYDER holds a permit for:

.8 second feet

under which proof of completion of works was made and certificate issued. Proof of beneficial use of water was never made and no license issued.

We do not find the name of KYLE on our records. It is possible that KYLE may have taken over this latter permit.

The waters of CARTER CREEK have never been decreed, on which account no watermaster has been appointed to distribute the water of that stream. If the water-users so desire and will send to this department a petition of a majority of such users, requesting the appointment of some one satisfactory to them to act as watermaster, we will make the appointment.

Very truly yours,

Commissioner of Reclamation

10051

● ● Hope Idaho ● ●
Box 267

June 19, 1931

Department of Reclamation

Dear Sirs

In reference to Water license No 10051 Water district No 96 which was issued to M. Anderson, R. C. Moter and Ellan Stewart on the 8th day of March 1914 and is now held by Hans Moe. Myself and Ellan Stewart. I would like to have the Cooperation of your department to have the water fairly divided between the three places. When the water gets low as it usually does in July I don't get sufficient water while the others have water going to waste.

Our water is flumed from the Creek to a round supply tank 14 ft by 8 ft high. The three places get their water from the tank through pipes which flows into open ditches. On the Hans Moe place they get their water through a 2 1/2 inch

open pipe. His place consists of 12 acres
I get my water through two pipes. one
is $1\frac{1}{4}$ inch the other is 1 in. I have 5 acres
The Helen Stuart place get their water
through $1\frac{1}{2}$ in pipe for 5 acres.

would you recommend dividing this
water by weir or by water pressure gauge
In time of water shortage ~~should~~ the
water be divided according to the
number of acres you have in the water
right or the number of acres you have
in crop where you can make beneficial
use of the water.

I would also like to know the status of
a Mr Kyles water license on Carter Creek
NW $\frac{1}{4}$ sec 6 Twp 56 R 2. How much water is
he entitled too. He gets his water about
a thousand feet farther up the Creek than we
do He takes his water from the Creek through
an 8 in flume and about 1 per cent grade
I understand that he claims to have

first water right on Carter creek. That
he is to get all his water before we
can get any.

Yours Respectfully

Hugh McDonald

10051

August 4, 1924.

In Re: Permit No. 10051

Mr. R. C. Moter,
Hope, Idaho.

Dear Sir:

Replying to yours of the 25th in which you inquire as to whether or not you will be notified when proof is offered under the above stated Permit, you are advised that if and when such final proof is offered, in advance of final action taken by this Department, notices are required to be published and will be published in some newspaper in the county in which the works are located. These are the only notices that are given out.

Very truly yours,

Commissioner of Reclamation

WGS:E

10051

This seems to be a question
of right - of - way - now which
we would have no con-
trol - ?

10051

ms. B

July 19, 1924.

G F

Mr. R. C. Moler,
Hope, Idaho.

Dear Sir:

To date no inquiry has come to this office from Mr. Kyle concerning the Snyder water right on Carter Creek.

For your information I would say that unless the rights on this creek have been adjudicated, one could establish priority by use, even though permit had been applied for and had lapsed. In order to protect your right it would be necessary for you to prove that the older right had not been used for a period of five consecutive years.

The question as to whether or not a right could be reinstated by this office would depend entirely upon the facts submitted at the time the request was made.

You would in no way impair your personal rights by permitting a neighbor to attach a pipe line used for domestic purposes.

Very truly yours,

Deputy Commissioner of Reclamation.

WGS-H

10051

Hope, Idaho, July, 17 1924 .

State Engineer :
Idaho :-

Dear Sir :-

It is probable that
a Mr Kyle, will make applications for a water right
from Carter Creek, Bonner Co., or at least inquire of
you touching an old water right granted to a mister
Snider, but which has not been used for eleven years,
and accordingly as we have been informed has elapsed.
we have thought it well to write you that our right
granted us might not be impaired . The right is to
Mr M. Anderson, R. C. Moter, and Ellen Stewart,

He would take the water above the point from which
our water is taken . We would know if it be necessary
for us to take any action in the case, and what it could
be . Again-could either of us give a neighbor the
privilege of attaching to our pipe line for house pur-
poses, without impairing our personal right ?

Very Respectfully .

R. B. Moter

July 6th, 1917.

Re Permit 10051.

Mr. M. Anderson,
Hope, Idaho.

Sir:--

Enclosing herewith water license issued under above permit.

Very truly yours,

J. H. SMITH,

State Engineer.

VL

By _____

10051

AFFIDAVIT OF PUBLICATION

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

S. M. Moon, 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, and that the annexed is a true copy of the notice for publication in the case of *Proof of application, M. Anderson, R.C.*

Notar. Ellan Stewart

as it was published in the regular and entire issue of said paper for a period of *Three* consecutive weeks, commencing on the *20th* day of *May*, 191*7*, and ending on the *13th* day of *March*, 191*7* and that said notice was published in said newspaper proper, and not in supplement form.

S. M. Moon

Subscribed and sworn to before me this *26* day of *May*, A. D., 191*7*.

E. M. Brown
Notary Public

NOTICE FOR PUBLICATION.—Notice of Proof of application of water to beneficial use. Notice is hereby given that at two p. m. on the 21st day of March, 1917, at Hope, county of Bonner, state of Idaho, before Dell Ferguson, Justice of the peace, proof will be submitted of the application to beneficial use of one-half ($\frac{1}{2}$) of cubic foot per second of the waters of Carter Creek, in accordance with the terms and conditions of Permit 10051 heretofore issue by the State Engineer of the state of Idaho.

1. Name and postoffice address of person or corporation holding said permit are M. Anderson, R. C. Moter, Ellan Stewart, Hope, Idaho.

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

3. The amount applied to beneficial use is about one-half cubic foot per second.

4. The place where said water is used is NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 1, T. 56, N. R. 1, E. B. M.

5. The right to take the water from such works is based upon Permit No. 10051.

6. The source of supply from which such water is diverted is a mountain stream called Carter Creek.

7. The date of the priority which said water user is prepared to establish is March 21st, 1914.

J. H. SMITH, State Engineer.
Feb. 20-Mar 10

10051

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. Mr. Andersen 62 years old, Farmer
P.O. Hope Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Acting for Robert Motor, Ellen Steward
and Mr. Andersen as Agent for All.

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

Ans. 10051 Approved March 21, 1914

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

Ans. Carter Creek. 605 ft. N. and 650 ft. E.
of 1/4 Cor. bet. sec. 1 T. 56 N. R. 1 E. and sec. 6 T. 56 N. R. 2 E. B. M.

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

Ans. Rock and log dam 4 ft. high 15-
feet long, wood flume triangular section
10 inch sides, and ditch length of conduit
735 ft.

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

Ans. Irrigation and domestic use.
22 acres in three contiguous tracts in
Cultivated Meadow & garden

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

Ans. _____

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

Ans. One inch per acre

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder?

Ans. _____

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

Ans.

The water has been used to irrigate practically all of the land described

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.

None

(Sign)

M Anderson, Agent

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 *Bonner*, County of

State of Idaho, on this

17th

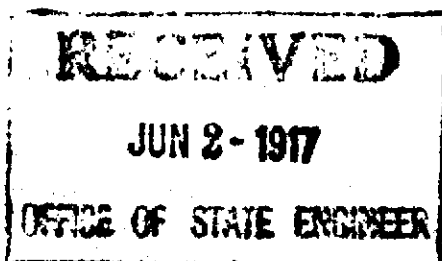
day of

May

A. D. 19*17*

J. G. Benehley
Justice of the Peace in and for Hope
Precinct, County of Bonner, State of Idaho.

10051



May 21, 1917.

Re Permit 10051. M. Anderson.

Mr. J. G. Benchley,
Hope, Idaho.

Dear Sir:—

We are just in receipt of your letter enclosing depositions, with money order fees in the sum of \$2.00, for proof of beneficial use of water under above permit, and I note what you say in regard to the delay in making the proof.

In checking the depositions I note that the name, or names of the holders, are not inserted at the top of the depositions of the holder. This deposition is, therefore, returned for completion in this respect. If Mr. Anderson is acting for himself and the other applicants, he should so state under Ques. 2 of the blank.

There also remains the affidavit of publication, which can be obtained from the publisher of the Northern Idaho News upon payment of the publication fees.

As no fees are charged at this office where the holder is required to stand the expense of having the examination made, the money order is herewith returned.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

DH-MO-60751

10051

MD
✓⁰⁰

Hope, Idaho

May 17/1916

J. H. Smith

State Engineer.

Enclosed find Depositions sent to M. Anderson
care of Dell Ferguson, Justice of the Peace..

Mr Ferguson was elected, but failed to
qualify. I was appointed by County Commission
on Oct 1, 1917. This explains the silence
of Mr Ferguson regarding Depositions.

Yours Very truly

J. G. Benchley,
Justice of the Peace in and for Hope
Precinct, County of Bonner, State of Idaho.

Permit No. 10051

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. August Anderson 51 yrs. Hope, Idaho,

lumber worker, Hope, Idaho

Ques. 2. Are you acquainted with Marius Anderson, the holder of Permit No. 10051? How long have you known him and where does he reside?

Ans. About twelve years Hope, Idaho

Ques. 3. Have you read or heard read said Permit No. 10051, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Carter Creek, 605 feet N 659 feet E of the Quarter corner between Sec 1-T 56 N R 1E and Sec 6 T 56 N R 2 E BM

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. The works will safely carry 1 second ft. or a little more

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

Ans. Irrigation and domestic uses

about 22 acres logged off land, can all be

cultivated with use of water

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

Ans. No

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. Logged off land about one inch per acre

10051

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

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen the water several times on this land

and know it will benefit the soil for agriculture

purposes

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

Bonner

County of Idaho

State of Idaho, on this 17th day of May A. D. 1917.

Subscribed and sworn to before me in and Notary Public.
Precinct, County of Bonner, State of Idaho.

J. G. Bunchley

My commission expires Feb 1st 1919

10051

Permit No. 10051

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Lewis Stromberg 41 years Hope, Idaho

Lumber worker Hope, Idaho

Ques. 2. Are you acquainted with Marius Anderson, the holder of Permit No. 10051? How long have you known him and where does he reside?

Ans. Yes- have known him about sixteen years, he resides

near Hope, Idaho

Ques. 3. Have you read or heard read said Permit No. 10051, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Carter Creek, 650 feet N and 659 Feet E of the Quarter corner between Sec 1-T-56N R1E and Sec 6 T 36 N R 2 E BM Idaho

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. The works will carry safely one second foot or a little more

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

Ans. Irrigation and domestic uses, about twenty two acres this is logged off land and can all be cultivated with the use of water.

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

Ans. Not for other purposes

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

Ans. For irrigation, logged off land about one inch per acre

10051

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

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen the water on this land several times
and know that it will greatly benefit the soil for
agriculture purposes.

(Sign) Louis Stenberg

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 Bonner, County of Idaho

State of Idaho, on this 17th day of May A. D. 19 17.

J. G. Benchley
Justice of the Peace in and for Idaho Public.
Precinct, County of Bonner, State of Idaho

My commission expires Feb 1st 1917

10051

May 14th, 1917.

Re Permit 10051.

Mr. M. Anderson,
Hope, Idaho.

Dear Sir:--

The report of Mr. H. A. Von Schravendyk, on beneficial use of water under above permit, has just been received. This proof was advertised to be made before Dell Furgeson, Justice of the Peace, at Hope, Idaho, on March 21st but as yet the depositions have not been received. Please advise us as to whether or not the proof was made on that date. If so, the depositions should be sent in at once.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10051

REPORT OF ENGINEER

1. State name of applicant and number of permit: No. of permit 10051, M. Anderson et al
2. State source of water supply: Carter Creek
3. Location of point of diversion: 605 ft. N. and 650 ft. E. of the 1/4 cor.
bet. sec. 1, T. 56 N. R. 1 E. and sec. 6, T. 56 N. R. 2 E. B. V.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: They are.
5. Describe works as they exist, giving dimensions and capacities of same: The works consist
of a rock and log dam, 4 feet high, 15 feet long, a wooden flume
of triangular cross section with 10 inch sides, length 570 feet,
a ditch 16 inches wide at bottom 12 inches deep, 165 feet long.
The grade of the flume is 6 inches in 100 feet. The grade of the
ditch is 19 feet in its length. The carrying capacity of of
flume and ditch is in excess of one second-foot.
6. State whether or not water has been turned into works of diversion: Yes
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): 22 acres in
three contiguous tracts in the northeast corner of the NE4 of
the SE4 of sec. 1, T. 56 N. R. 1 E. B. V.
8. Submit map on enclosed plat, showing location and details of above description.

Remarks:

This examination was made on the 12 day of April 1917

(Signed)

H. G. von Schravendyk

10051 Examiner.

(This report must be sworn to when not made by an attaché of the State Engineer's office)

STATE OF IDAHO

County of BONNER

ss.

H. A. van Schravendyk, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

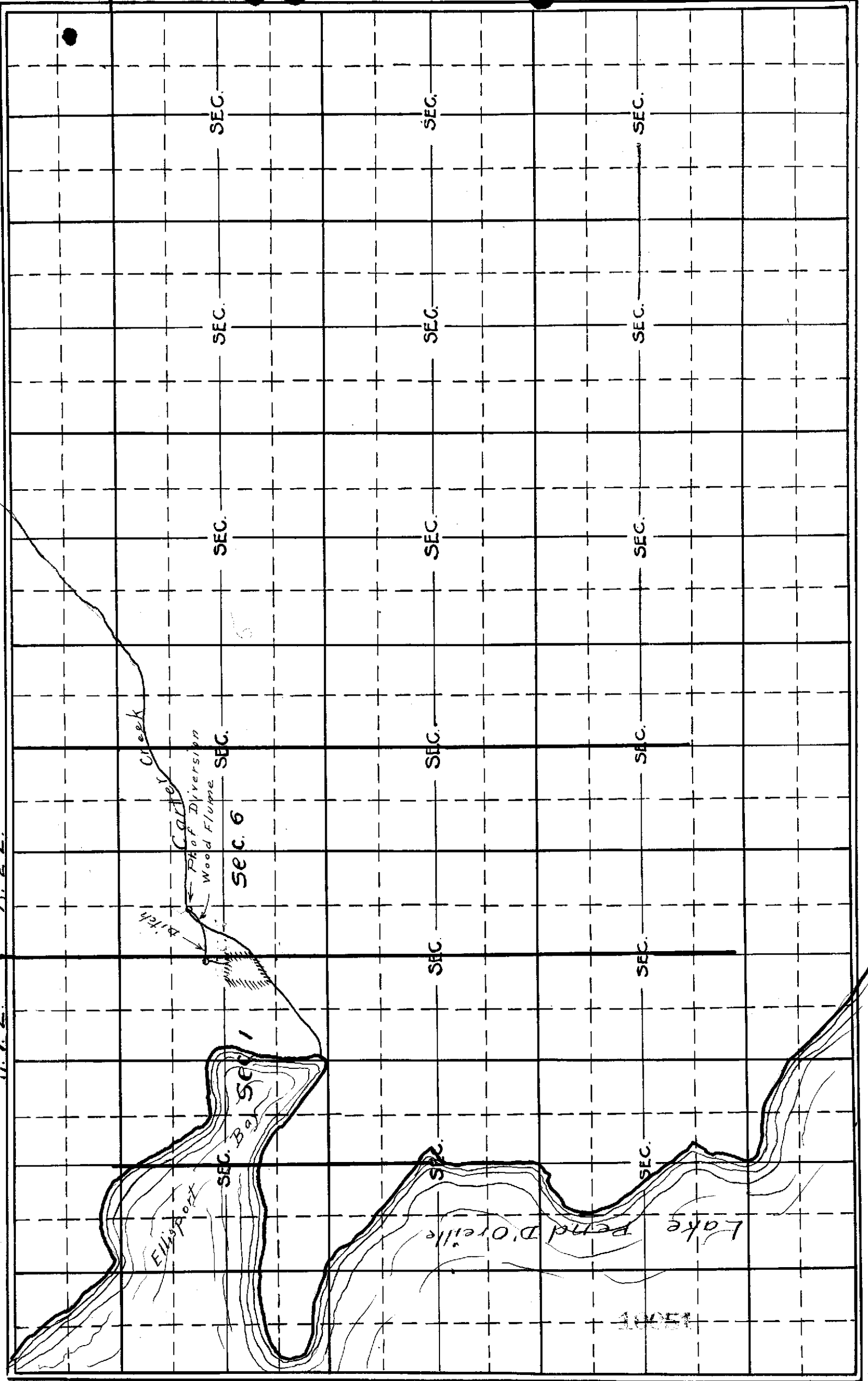
Subscribed and sworn to before me this 7th day of May 1917

My Commission Expires Feb 1 1919

J. G. Beckley
Notary Public.
Justice of the Peace in and for Hope
Precinct, County of Bonner, State of Idaho.

10951

N 15.1 T 57 N
Name of Applicant M. Anderson and others



March 19, 1817.

Re Permit No. 10051.

Mr. M. Anderson,
Hoper Idaho.

Dear Sir:--

Replying to your letter of the 16th would say
that it will be satisfactory for you to have the exam-
ination made later, after the snow is off.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10051

Hope 16 m 3LS-17

1051

State Engineer

Boise Idaho

10051

I see the Postmaster Hope
and he told me he was
not able to fill the blanks
pertaining to our Water
rights, and we will try
to get a Engineer, but
as there is 2 or 3 feet high
here just now, a Engineer
can do very little

before time goes down.
Will you kindly advise
me if this be all right
I remain yours

Mr Andersen.

This Letter is pertaining
to Permit 10057.

10057

Office of the State Engineer

1005-1
Permit 10104

Boise, Idaho, Feb. 24 1917

Mr. Jas. Campbell,
Hope, Idaho.

DEAR SIR:

Mr. M. Anderson, residing at Hope
County of _____, State of Idaho, has requested that
you make examination required under Permit No. 1005-1
10104. Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

J.H. SMITH, ~~JAMES CAMPBELL~~

State Engineer

RECEIVED

MAR 15 1917

OFFICE OF STATE ENGINEER

10051

*State Engineer Smith
Please don't
I am not in position
to do this work and
there is a good engineer
here who can do it.
Mr. Anderson says the
answer is to keep more so
as soon as the snow
is off he will send you
the name of someone who
will do it
Yours truly
James Campbell*

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

M. Anderson,
c/o Dell Furgeson, J.P.
Hope, Idaho.

INSTRUCTIONS
PROOF OF BENEFICIAL USE

BOISE, IDAHO, March 8th, 1917.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under your Permit No. 10051.

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On March 21st, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at **Hope, before Dell Furgeson, J.P.**

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fee of \$2.00 for each 40-acre tract, or fraction, to which water has been applied. When these have been received together with report of examining engineer, if everything is properly executed, License will issue.

Yours truly,

J. H. SMITH,
State Engineer.

10051

Office of the State Engineer

Butte, Idaho, Feb. 24 1905

Permit 10104

Mr. Jas. Campbell,
Hope, Idaho.

DEAR SIR:

~~Mr. M. Anderson~~, residing at ~~Hope~~
County of _____, State of ~~Idaho~~, has requested that
you make examination required under Permit No. ~~10104~~ ¹⁰⁰⁵¹. Will you
therefore, arrange with the holder of said Permit to make such examination as will
enable you to answer the questions on the enclosed blank? Also, make a sketch on
the enclosed blank plat showing source of supply, point of diversion, route of ditch
and place of use. You should, also, arrange with the holder of said Permit for the
payment of your fee for your services, and such proper expenses as you will incur in
making this examination and report.

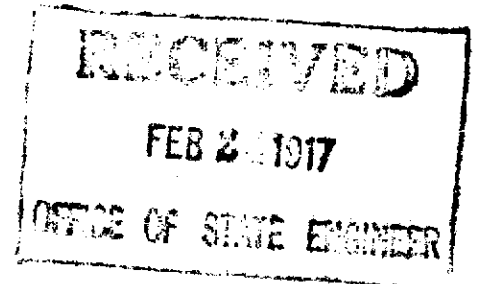
Please advise me promptly of receipt of this communication, and whether or not
you will be able to make the examination and report as required.

Very truly yours,

J. H. SMITH, ~~State Engineer~~
A. F. ROBINSON,
State Engineer.

10051

State of Idaho
ENGINEERING DEPARTMENT
BOISE



A. E. ROBINSON
ENGINEER

Mr. M. Anderson,
Box 222, Hope, Idaho.

February 12th, 1917.

DEAR SIR:

Before your proof can be accepted, it will be necessary that an examination and report be made to this office concerning the same. This examination preferably should be made by an engineer, but in the event that one cannot be secured, the report of any other person competent to determine the capacity of the works, and the area irrigated, will be satisfactory.

Will you, therefore, advise this office whom you wish to be instructed to make this examination for you?

Very truly yours,

J. H. SMITH, ~~A. E. ROBINSON~~.

State Engineer.

Hope, Idaho, Feb. 20 1917.

J. H. SMITH, et,
State Engineer;

Replying to the above, would say we have no Engineer conveniently near, and would name as a competent and reliable person Mr. James Campbell, the P.M. at this place.

Respectfully Yours.

10051

(P. O.) San Point, Idaho

(Date) Feb. 14, 1917

State Engineer, Boise.

Dear Sir:

I have your letter of Feb. 12, 1917, enclosing Notice of Proof of Beneficial Use of Water under Permit No. 10051 which will be published as you request, beginning with our issue of Feb. 20th, 1917.

NORTHERN IDAHO NEWS,

Per Daniel J. [Signature]

10051

Marror!

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at two a. m. on the 21st day of March, 1917,
 at at Hope, County of Bonner, State of Idaho,
 before Dell Furgessen, Justice of the Peace, proof will be submitted
 of the application to beneficial use of 1.2 1/2 of 1 ~~cubic feet per second~~ cubic feet per second of the
 waters of Carter Creek, in accordance with the terms and conditions of
 Permit No. 10051 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are A. Anderson; R. C. Moter, Ellen Stewart.
2. The use to which said water has been applied is irrigation and domestic uses
3. The amount applied to beneficial use is About one-half cubic feet.
4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) Is part of Section 14 one of Township 56) fifty six North of Range
one (1) East of B.M. containing (22) twenty two acres.
NE 1/4 NE 1, T. 56 N., R. 1 E., B.M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is _____
6. The right to take the water from such works is based upon Permit No. 10051
7. The source of supply from which such water is diverted is A mountain stream called
Carter Creek.
8. The date of the priority which said user is prepared to establish is March 21st 1914

State Engineer.

10051

State of Idaho
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON
ENGINEER

Mr. M. Anderson,
Bix 222, Hope, Idaho.

February 12th, 1917.

DEAR SIR:

Before your proof can be accepted, it will be necessary that an examination and report be made to this office concerning the same. This examination preferably should be made by an engineer, but in the event that one cannot be secured, the report of any other person competent to determine the capacity of the works, and the area irrigated, will be satisfactory.

Will you, therefore, advise this office whom you wish to be instructed to make this examination for you?

Very truly yours,

J. H. SMITH, ~~A. E. ROBINSON~~

State Engineer.

J. H. SMITH,
STATE ENGINEER
FRED. J. WILKIE,
DEPUTY STATE ENGINEER

State of Idaho
Engineering Department
Boise

January 11, 1917.

Re Permit No. 10051.

Mr. M. Anderson,
Box 222, Hope, Idaho.

Dear Sir:--

Replying to your letter in which you enclose notices for final proof under above permit, would say that the legal description of the forty acre tract or tracts in which the 22 acres are located should be given. If you will send this information, the same will be inserted in the notice before sending out for publication.

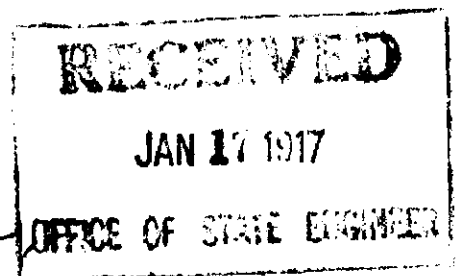
Notice for publication will be mailed to the Northern Idaho News in due time and deposition blanks will be mailed to D. Farggson, Justice of the Peace.

Very truly yours,

J. H. SMITH,

State Engineer

By *W. Brown*



*NE 1/4 of NE 1/4 of Sec 1 Twp 56
Range 1 East
B M*

10051

January 11, 1917.

Re Permit No. 10051.

Mr. M. Anderson,
Box 222, Hops, Idaho.

Dear Sir:--

Replying to your letter in which you enclosed notices for final proof under above permit, would say that the legal description of the forty acre tract or tracts in which the 22 acres are located should be given. If you will send this information, the same will be inserted in the notice before sending out for publication.

Notice for publication will be mailed to the Northern Idaho News in due time and deposition blanks will be mailed to D. Farggson, Justice of the Peace.

Very truly yours,

J. H. SMITH,

State Engineer

By _____

10051

Hope Jan 9 - 17.

State Engineer

Boise Ida.

Sir!

I send you back the
Blanks, and hope it
is filled out right.

As you see, we do not
want Water for more
than 22 Acres, as same
is the holdings of Land,
for all of us. Please

give us as much Water
as the Law will allow us
Land here is very open.
and need all the Water
we can get.

I remain your

M. Anderson.

Box 222 Hope Idaho

State of Idaho
ENGINEERING DEPARTMENT

BOISE

M. Anderson et al.,
Hope, Idaho.

December 1, 1916.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. ~~10051~~, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. SMITH,

10051

State Engineer

January 24, 1916.

Re Permit 10051.

Mr. M. Anderson,
Hope, Idaho.

Sir:--

Your application for extension of time for
beneficial use of water under above permit has
been approved and duplicate copy is herewith
returned to you. Very truly yours,

J. H. SMITH,

State Engineer.

By _____

ET

10051

OFFICE OF STATE ENGINEER

Permit No. 10051

Application for Extension of Time for Beneficial Use Proof.

STATE OF IDAHO

County of Bonner

ss.

R. C. Motors and M. Underwood Mrs Stewart. of HopeState of Idaho, being first duly sworn upon his oath deposes and says:

THAT ~~he~~ ^{they are} is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho,
No. 10051

THAT under the terms and conditions of said permit, proof of beneficial use thereunder was required
to be made by on or before March 21, 1916

THAT ~~he~~ ^{they have} has heretofore put to beneficial use ~~a sufficient amt.~~ ^{second feet} of water ~~and~~
has irrigated 17 -- -- -- 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: Mrs Stewart is at present
absent and has not been able to do her part of the work or to use
any of the water.

WHEREFORE, He asks that the State Engineer extend the time for the making of proof of beneficial
use under said permit to extend to March 21, 1917

And further, deponent saith not.

Subscribed and sworn to before me this 15th day of January, 1916

J. G. Sanderley
Justice of the Peace in and for Hope Public
Precinct, County of Bonner, State of Idaho.

My commission expires January 1st 1917Date of receipt at office of State Engineer January 17, 1916.

APPROVAL OF STATE ENGINEER

J. H. Smith,

I, ~~XXXXXX~~, State Engineer 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. 10051,
to March 21st, 1917.

Witness my hand this 17th day of January, 1916.

J. H. Smith
State Engineer.

10051

December 27, 1915.

Re Permit 10051.

Mr. M. Anderson,
Hope, Idaho.

Sir:--

Replying to yours of the 23rd would advise that an application for extension of time for beneficial use of water be filed. This would protect the rights of all concerned and would lose no priority. Application should be filed in duplicate upon enclosed forms.

Very truly yours,

J. H. SMITH,

State Engineer.

2F3

By _____

10051

Hebe, Idaho, December 23 1915 .

J . H . Smith : -

Beise , Idaho : -

State Engineer :-

Dear Sir : -

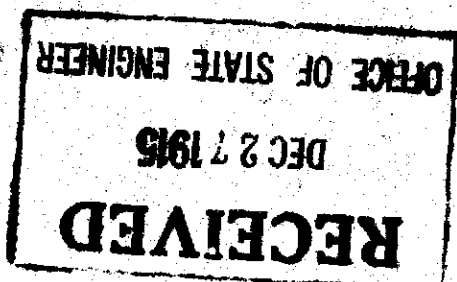
As Mr. Meter has been away from home for some two weeks , we have been delayed from writing until the present, and now write to inquire of you concerning the fact, Mr. Stewart having been in Canada for two years and only a renter in the house, has not used any of the water . Myself and Mr. Meter have used the water for both irrigation and household purposes, both of us having our pipe lines and reservoirs . Mr. Stewart expects to be here in the spring and Mr. Meter has the authority to attend to the water right of Mr. Stewart. But as he has not used the water we cannot report the quantity of water used as we would have done .

How shall we report concerning this item ? Mr. Stewart will want the water and has done his part towards putting in the flume and ditching and will only need a few hundred feet of pipe in order to reach his house, garden and orchard and we want to protect his interests, but we do not wish to state the facts only as they are . . We respectfully ask your indulgence in making request for instruction from you .

Very Truly Yours .

This relates to Permit No. 19051 .

M Anderson
Agent



15001

State of Idaho
ENGINEERING DEPARTMENT

M. Anderson, et al.
Hope, Idaho.

BOISE

December 1, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 10051, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

J. H. Smith,

State Engineer

10051

State of Idaho
ENGINEERING DEPARTMENT

M. Anderson, et al.
Hope, Idaho.

BOISE

December 1, 1915.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. **10051**, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and the date it is submitted.

Yours truly,

10051 J. H. Smith,

State Engineer

May 14, 1915.

Permit 10051.

Mr. M. Anderson,
Hope, Idaho.

Sir:

Am enclosing herewith certificate of completion
of works, with receipt for fee.

Very truly yours,

J. H. SMITH,

State Engineer.

CCW-R7304.

By _____

10051

March 15, 1915.

Permit 10051.

Mr. E. Andersen,
Hope, Idaho.

Sir:

We are today in receipt of affidavit and fee for proof of completion of works under above permit. The certificate will be mailed soon.

I am, at your request, enclosing blank notices for final proof under this permit. License is issued for only the amount of water that has been actually beneficially used, allowing an inch to the acre.

Very truly yours,

J. H. SMITH,

State Engineer.

By _____

10051

Hope Mexico - 15

State Engineer

Boise

Idaho

Sir!

I send you this proof of
Completion of Work together with
fees of five Dollars hoping
it will be satisfactory to
your Office.

10051

We have done the work stated
in Permit No 10051 faithfully
and in Addition have done lots
more to make Valey useful
to us the coming Summer.
Please send Blanks for
final prop. and if anything

you can help us, by advising
it be gladly received
Very truly yours

M. Anderson.

10051

Permit No. 14944

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonner

} ss.

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

First: That he ^{Robt. C. Meter and Ellen Stewart are} the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 10051 and that ^{their} ~~his~~ postoffice address is Hope State of Idaho

Second: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 21, 1914, 1914

Third: That the use for which said water is intended is Irrigation and domestic pur-

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

I. Kind of works: Flume ditches and pipe
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam Four feet, length of dam at top 15 feet, length of dam at bottom 12 feet. Material used in construction logs and rock

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

(b) Capacity of reservoir 25 acres feet.

(c) Size of headgate: Width one feet, height 1.1.2 feet.

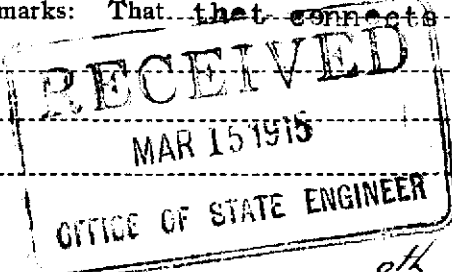
(d) Conduit Flume width at bottom 12 in. ^{plank V shaped} feet, width at water line (State whether ditch, flume or pipe) which will be replaced by a pipe in due time. line feet, depth of water feet; diameter of pipe inches; average grade per mile is 40 feet. Length of conduit is 755 ft. miles

Fifth. That said works are capable of conducting to the place of intended use an ample amount for present use which will be increased to one cubic foot when needed.

Sixth. That water appropriated under said permit is available for 125 acres of land described as follows: South 25 acres of the S.E. Qr. of the N.E. Qr. and the S. 25 acres of the S.W. Qr. of the N.E. Qr. and Lot 6 of Sec. 1 and about 50 acres in the N.E. Qr. of Sec. 1. TOWN 56, N.R. 1. F.B.M.

R.C. Meter has 800 Ft. of 1.1.2 in. and 600 Ft. of 1.1.4 in. pipe

Seventh. Remarks: That that connects with the end of flume.



Subscribed and sworn to before me this 8th day of March 1915

My commission expires Jan 1 1916

M. Anderson
(Sign here)
J. G. Benchley
Notary Public.
Justice of the Peace in and for Hon.
Precinct, County of Bonner, State of Idaho.

10051

State of Idaho
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

M. Anderson, et al,
Hope, Ida.

BOISE, IDAHO, Dec. 8, 1914.

DEAR SIR:

Under the terms of your permit No. 10051, you are required to complete your diversion works on or before March 31, 1915. 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,

~~F. P. KING,~~
HERBERT WING
Acting State Engineer.

10051

September 25, 1914.

Permit 10051

Mr. M. Anderson,
Box 222, Hope, Idaho.

Sir:

Replying to your letter of recent date, just received, would say that no showing is required to be made under above permit until March 21, 1915.

Very truly yours,

F. P. KING,

State Engineer.

By _____

10051

700

RECEIVED
SEP 25 1914
OFFICE OF STATE ENGINEER

Mr F F King

State Engineer

Sir!

Boise Ida

This letter relates to permit
10051 in your Book 33. Page
10051. Approved March 26, 1914

We have done the Work on
Water, according to permit.

Please let me know
if anything further is to
be done. ~~before~~ before March
21, 1915. Water is on Land
now.

Respectfully

Box 222

10051

M Anderson

Hope Ida

Agent

Hope, Idaho, July 25, 1914.

W.G. Swendsen, Commissioner :-

Boise, Idaho :-

Honored Sir :

Thanking you
for your reply of July 19 to our request concerning
the water right of M. Anderson, R. C. Moter, and Elias
to
Stewart, water from Carter creek, Bonner Co, Idaho,
approved by P. P. King, State Engineer, March 29, 1914,
and NO. 19051, recorded in Book 33, would say that no
water has been used from the Snider permit for eleven
years. In case that a right is asked for, will we be
informed from your office, so that we can prepare proof
for our protection ?

✓ Again, Mr Snider gave us ready permission to cross
his land as in no way did the flume embarres his land.
but no title was given, only a verbal permit.

Can the holder of the land now interfere with our right
to cross his land, and if so what action should we take
to secure a legal right to so cross his land ?

We expect to do "unto others", &c. But would have all
things clear.

Very Respectfully

R. C. Moter.

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

F. P. KING,
STATE ENGINEER

Re Permit No. 10051

BOISE, IDAHO, March 21, 1914.

Mr. M. Anderson,
Box 222, Hope, Idaho.

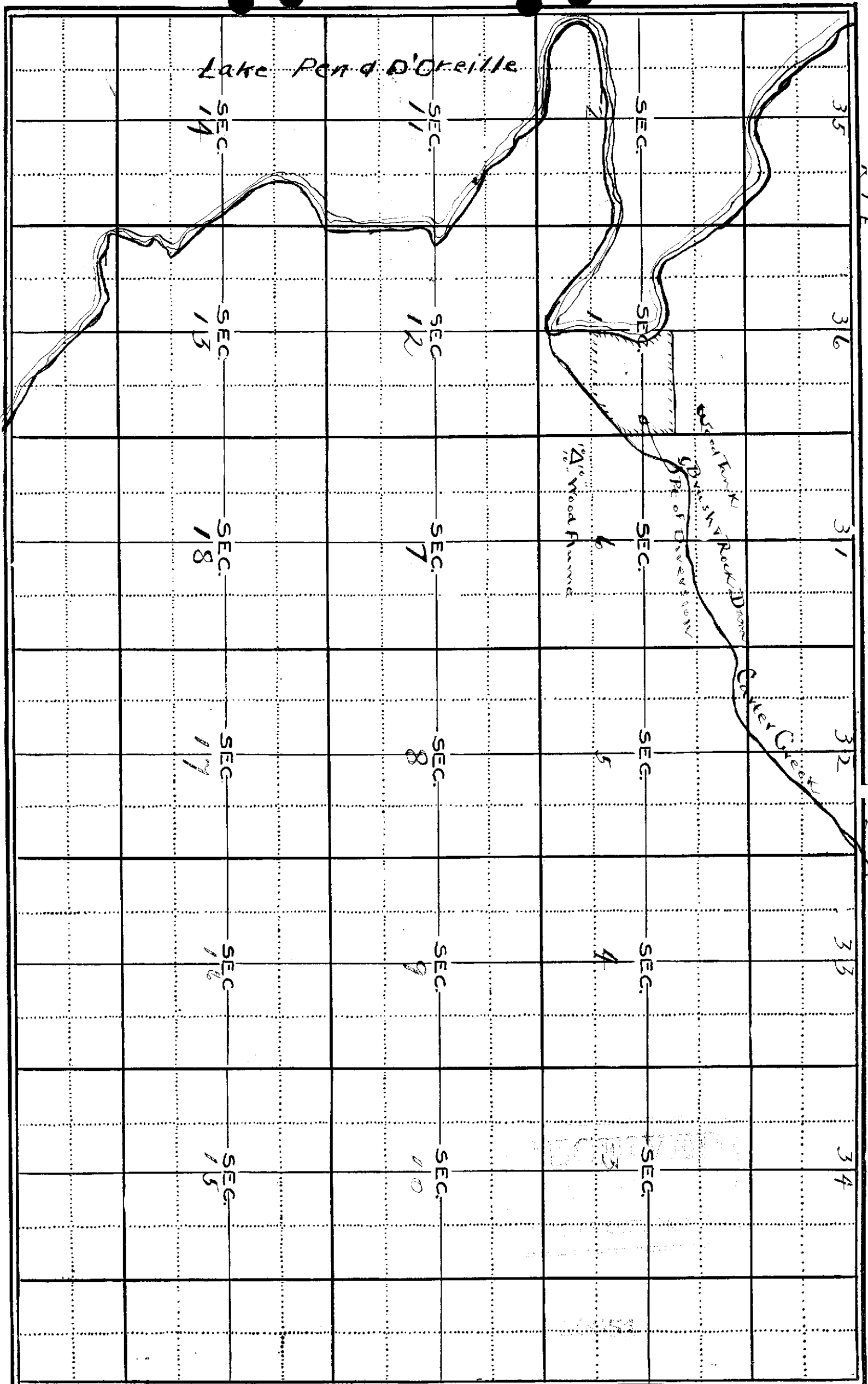
Dear Sir:

*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.*

F. P. KING,
State Engineer.

10051

Name of Applicant M. G. V. E. S. O. V.



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

Printed and for sale by the Statesman Shop, Boise, Idaho.

Hope, Idaho, March 10th, 1914.

State Engineer,

Boise, Idaho.

Dear Sir:-

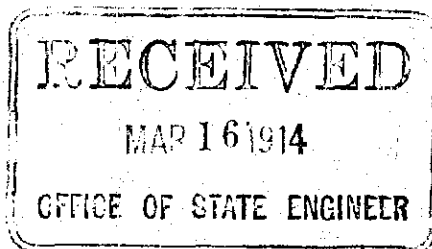
I am returning herewith papers in connection with application for water right in Sec. 1. I have had 2 additional maps prepared that am enclosing herewith.

I am enclosing M. O. for \$1.00 herewith.

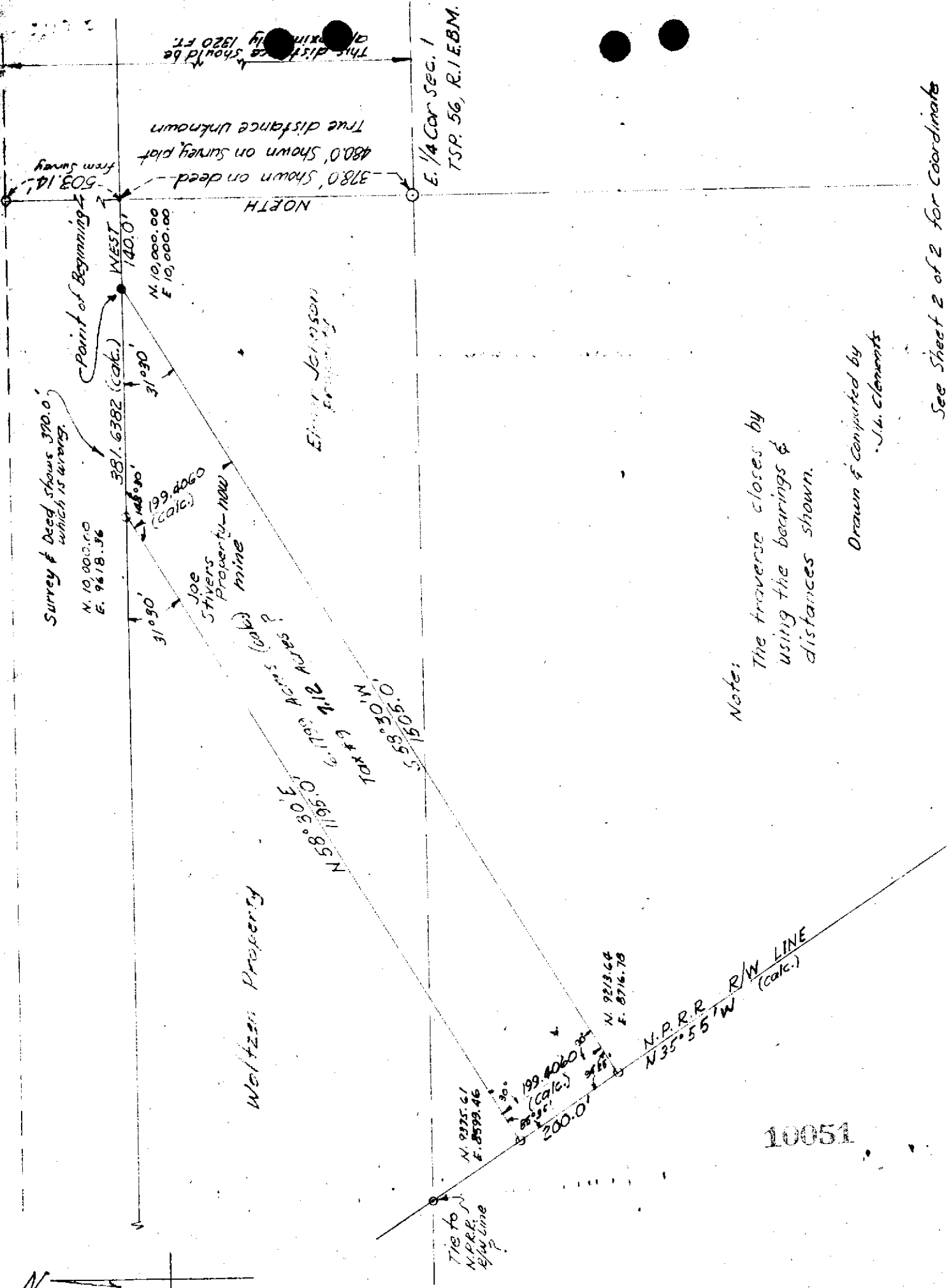
Yours truly,

M. Anderson.

14944



10051



Survey & Deed shows 390.0' which is wrong.
N. 10,000.00
E. 9,618.56

Point of Beginning
WEST 140.0'
N. 10,000.00
E. 10,000.00

378.0' shown on deed
480.0' shown on survey plat
True distance unknown

This distance should be approximately 1920 FT.

Waltzen Property

Joe Stivers Property - now mine

E. 1/4 Cor. Sec. 1
TSP. 56, R. 1 E.B.M.

Tie to N.P.R.R. Blue Line

N. 92° 13' 64"
E. 8716.73
N. 35° 55' W
R/W LINE (calc.)
200.0'

Note:
The traverse closes by using the bearings & distances shown.

Drawn & Computed by
J.L. Clements

10051

19001

780 40 1
N. 20. 2. 1
4/10/10

8173
10, 20, 30

1

8

108

Subaru

11

1

10

100

1000

2

11

21

the present case. he
is doing a good business

Drawn & colored by
H. C. G. G.

STATE OF IDAHO
ENGINEERING DEPARTMENT

F. P. KING
STATE ENGINEER

BOISE

HERBERT WING
DEPUTY STATE ENGINEER
W. R. HEYDE
CHIEF CARRY ACT ENGINEER

February 23, 1914.

Permit 6460

Mr. M. Anderson,
Hope, Idaho.

Sir:

After checking the deeds enclosed in your letter of the 18th, I find that we could not accept them for record in this office as assignments of the above numbered permit for the reason that the number of the permit is not specified. In order for you to straighten out the title to the water, it will be necessary for you to file a new application and obtain a new permit and I herewith enclose application blank and map forms. The new application should include the names of the present holders. As there have been no permits issued upon Carter creek since the above permit was granted, you will lose no material rights by filing the new application. I am herewith returning you the deeds.

Very truly yours,

F. P. KING,

State Engineer.

F1-4D

BT *W. R. Heyde*

10051