

Spring
Point of diversion
House
to be irrigated

3

2

1

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

6

5

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

RECEIVED
FEB 11 1971
FBI - NEW YORK

8756

8/2

Name of Applicant: *John Michael*

County: Bonner.
 Stream: Unnamed Creek.
 Amount: 2/50 of 1 sec. ft.
 Use: Irrigation.
 Priority: 9-12-12.
 District No. 97.

STATE OF IDAHO

Water License No. 8756.
 Water District No. 97.

WHEREAS, On the 12th day of September, A. D. 1912,

John Weichsl

of Harlem, County of Bonner, State of Idaho, duly made application (No. 13128) to me for a permit to use one (1) cubic foot per second of the waters of an unnamed creek, in Water District No. 97, County of Bonner, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 12th day of October, A. D. 1912, Permit No. 8756 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 12th day of October, A. D. 1915, and for the application to beneficial use of said water on or before the 12th day of October, A. D. 1917, and,

WHEREAS, On the 17th day of September, A. D. 1915,

John Weichsl

the holder 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. 8756 dated October 26, 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 September 12, 1912, and

WHEREAS, On the 3d day of November, A. D. 1917,

John Weichsl,

the holder of said permit, duly made proof of the application to beneficial use of 2/50 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

John Weichsl

of Harlem, County of Bonner, State of Idaho, the holder and owner of said Permit No. 8756, a perpetual right, dating from September 12, 1912 to the use of 2/50 of 1 cubic foot per second of the waters of an unnamed 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 in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 4, T. 54 N., R. 4 W., B. M.,

and conducted to and upon 2 acres of land in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T. 54 N., R. 4 W., 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 29th day of December, A. D. nineteen hundred and seventeen.

J. H. SMITH,

State Engineer.

(Seal)

No. 13128

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant: John Weichal

Postoffice address: Harlem

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 (1) cubic feet per second.

3. Source of water supply: Unnamed creek, arising from springs and surface water. (See Remark No. 1)

4. Location of point of diversion: About twenty (20) rods due east of N.W. corner of Southwest quarter of Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 4, Twp. 54 N. R. 4 W. B. M.

County of Bonner

5. To be used for: Irrigation and domestic use.

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 80 acres.

(b) In the following legal subdivisions: South half of Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Four (4) Township Fifty four (54) North Range Four (4) West Boise Meridian.

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: \$250.00

7. Description of works for diversion:

I. Kind of works: Reservoir and ditch with lateral ditches.

II. Dimensions of works:

[a] Height of dam eight (8) feet, length of dam at top 100 feet,

length of dam at bottom 90 feet. Material used in construction: wood, earth and stone.

300 ft. x 150 ft.

[b] Capacity of reservoir acre feet. [c] Size of headgate, width 2 feet,

Height 1 feet. (d) Conduit ditch width at bottom 1 $\frac{1}{2}$ feet,

width at water line 1 $\frac{3}{4}$ feet, depth of water six in. feet, diameter of pipe

inches; average grade per mile is 200 feet. Length of conduit is 400 ft. - miles, and it crosses the following quarter sections: Northwest quarter of Section 4, Twp. 54 N. R. 4 W. B. M.

8. The time required for the completion of the construction of such work is three (3) years.

9. Time required for the complete application of the water to the proposed use is Two (2) 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.

John Weichsl.....Applicant.

By ... Allen P. Asher Agent.

Date of first receipt at office of State Engineer 9.00 a. m. September 12, 1912.

Returned to applicant for correction September 13, 1912.

Corrected application received September 23, 1912.

APPROVAL OF STATE ENGINEER.

The number of this permit is 8756

Recorded in Book 28 Page 8756 Approved October 12, 1912.

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 December 11, 1912, 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 April 12, 1914.

The whole of said work to be completed on or before October 12, 1915.

Beneficial use of water appropriated in accordance herewith, to be made on or before October 12, 1917.

Witness my hand this 12th day of October, 1912.

A. D. Robinson,
State Engineer.

Remarks:

No. 1. Source of Water supply. The unnamed creek from which appropriation will be made rises in the northeast quarter (NE $\frac{1}{4}$) of Section Five (5) Twp. 54 N. Range 4 W. B. M. and flows in a southeasterly direction entering the NW $\frac{1}{4}$ of Section 4, Twp. 54 N. R. 4 W. B. M. about 20 rods north of NW corner of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Sec. 4, and enters the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 4, Twp. 54 N. R. 4 W. B. M. about 20 rods west of said NW corner of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Sec. 4; the NE $\frac{1}{4}$ of Sec. 5 above described is owned by the Humbird Lumber Co.; the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 4 above described is owned by P. B. Carl; the S $\frac{1}{2}$ of said Sec. 4 is owned by the applicant John Weichsl, the stream flows through the three ownerships, and will be diverted at a point as follows:

POINT OF DIVERSION. Just south of the point where the said stream enters the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of said section 4.

Proof of completion of works made

September 17th, 1915.

Permit No. 8756.

Certificate of Completion issued

October 26th, 1915.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that John Weichsl, of Harlem, County of Bonner, and State of Idaho, the holder of Permit No. 8756, issued upon Application No. 13128 bearing date of priority of September 12, 1912, authorizing the diversion of One (1) second foot of the waters of an Unnamed creek, County of Bonner, State of Idaho, for Irrigation & Domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one (1) second-foot of the waters of an unnamed creek; that the point of diversion of said waters is about twenty (20) rods due east of N.W. Corner of Southwest quarter of Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 4, Twp. 54 N., R. 4 W. B. M. and that the lands proposed to be irrigated by the use of said water are described as follows: South half of Northwest quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Four (4) Township Fifty four (54) North Range four (4) West Boise Meridian.

Witness my hand this 26th day of October, A.D. 1915.

J.H. Smith,

State Engineer of the State of Idaho.

License issued for 2/50 of 1 second foot

Page 205

Recorded by *CP*

Checked by *CP*

REPORT OF ENGINEER

1. State name of applicant and number of permit: John Weichel #8756
2. State source of water supply: Spring
3. Location of point of diversion: 70 rods from the section corner south west Sec 4 Township 54 North 4 west B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Yes

5. Describe works as they exist, giving dimensions and capacities of same:

From point of diversion a wooden pipe runs 500 ft, 6 in under ground, pipe being $3\frac{1}{2} \times 3\frac{1}{2}$ inside. There is also a ditch 1 ft 6 in wide, 1 foot deep to carry this amount of water to a 6 feet higher level to the buildings and acreage to be irrigated. The soil on this acreage is a volcanic ash with a sandy and gravel subsoil.

6. State whether or not water has been turned into works of diversion: Yes The holder of Permit has used this water for domestic purposes.

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):

The Northwest of the Northwest 2 acres, of the Southwest of the Northwest quarter of Sec 4 Township 54 North 4 West B.M. Irrigation and Domestic

Holder of Permit has about 25 acres in cultivation on this 40 acre tract

8. Submit map on enclosed plat, showing location and details of above description.

Remarks: The holder of Permit #9202 has given John Weichel permission to put in works of diversion on the N.W. quarter of the N.W. quarter and use $\frac{1}{8}$ of a cubic foot per second for irrigation and domestic use.

This examination was made on the 25 day of September 1917.

(Signed)

Frank Carl

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.

Frank Hale

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

25th

day of

Sept

191*7*

Arthur G. White

Notary Public.

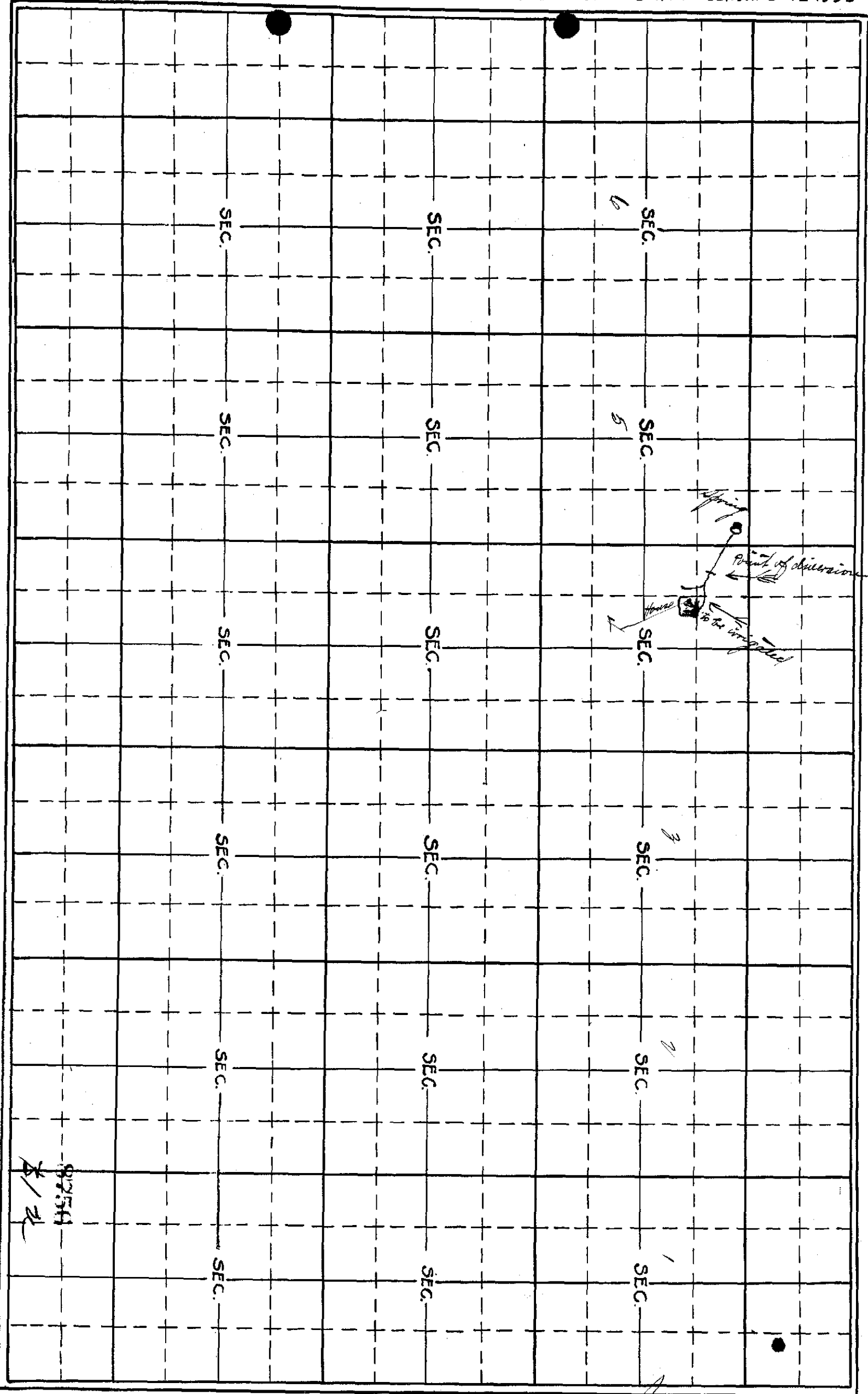
My Commission Expires

Jan 1, 1918

RECEIVED

OCT. 4 1917

OFFICE OF STATE ENGINEER



82564
X/2

Name of Applicant: *John M. Smith*