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Documents
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 Bonner County *
 Campbells Creek & Small Spring*
 Irrigation and domestic *
 12/50 of 1 cubic foot per sec.*
 Priority 6-24-1907 *

S T A T E O F I D A H O

WATER LICENSE NO. 2887

WHEREAS, On the 24th day of June, A. D. 1907, GEORGE A. BARRY, of Athol, County of Kootenai, State of Idaho, duly made application (No. 4075) to me for a permit to use 1.6 cubic feet per second of the waters of Campbells Creek and Small Spring, County of Bonner, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 29th day of June, A. D. 1907, Permit No. 2887 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 29th day of June, A. D. 1908, and for the application to beneficial use of said water on or before the 29th day of June, A. D. 1911, and,

WHEREAS, On the 29th day of June, A. D. 1908, GEORGE A. BARRY, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.6 cubic feet per second of said waters, as evidenced by my Certificate No. 2887, dated July 15th, 1908, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.6 cubic feet per second of water, with date of priority of June 24th, 1907, and,

WHEREAS, On the 17th day of June, A. D. 1911, GEORGE A. BARRY, the holder of said permit duly made proof of the application to beneficial use of 12/50 of one 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 GEORGE A. BARRY, of Athol, County of Kootenai, State of Idaho, the holder and owner of said Permit No. 2887, a perpetual right, dating from June 24th, 1907, to the use of 12/50 of one cubic foot per second of the waters of Campbells Creek and 1/50 of one cubic foot per second of the waters of Small Spring, 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 on Campbells Creek near the East line of the Northwest quarter of the Northwest quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) Section 29, Township 54 North, Range 2 West of the Boise Meridian, and on Small Spring, at the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Tp. 54 N., R. 2 W. B. M., and conducted to and upon 12 acres in the N $\frac{1}{2}$ and W $\frac{1}{2}$ of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 29, Township 54 North, Range 2 West of the Boise Meridian, 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 20th day of October, A. D. Nineteen hundred and eleven.

A. E. Robinson,
 State Engineer

96 2016

No. 4075

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant - George A. Barry

Postoffice address: . . . Athol

County - Kootenai

State: Idaho

2. The quantity of water claimed is (1.6) one foot and 6 tanths cubic feet per second.

3. Source of water supply: Campbells Creek and Small Spring

County of Bonner.

4. Location of point of diversion of Campbells Creek near E. line of NW4 of NW4 Sec.29, T. 54 N. R. 2 W. and that of Spring at its source SW4 NW4 Sec.29, T. 54 N.R. 2 W.

5. To be used for:

I. Irrigation and domestic use:

(a) Amount of land to be irrigated: 80 acres.

(b) In the following legal subdivisions: W2 of NW4 Sec.29, T. 54 N., R. 2 W.B.M.

6. Estimated cost of works - One hundred dollars.

7. Description of works for diversion:

I. Kind of works: Ditches.

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 10 feet, length of dam at bottom 6 feet, Material used in construction: Wood and earth.

(b) Capacity of reservoir: 50 acre-feet.

(c) Size of headgate: Width $3\frac{1}{2}$ feet, height 2 feet.(d) Conduit - Ditches, width at bottom one ft., width at water line 14 ins., depth of water 3 inches. Average grade per mile is 30 feet. Length of conduit is 850 ft., and it crosses the following quarter sections - NW $\frac{1}{4}$ Sec.29, T. 54 N. R. 2 W., a portion thereof, to land described in 5 I (b) above, which is the point of intended use.

8. Time required for the completion of the construction of such work is 1 year.

9. Time required for the complete application of the water to the proposed use is 3 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.

George A. Barry
Applicant.

Remarks: The dimensions of ditch from the Spring will be 225 ft. in length, 6 inches at bottom, width at water line 8 inches. The water will be taken at source of Spring without dam or headgate and is to carry one tenth of one cubic foot which is a part of the whole amount asked for.

APPROVAL OF STATE ENGINEER.

The number of this permit is 2887.

Date of first receipt of application 9:00 a.m. June 24, 1907.

Recorded in Book 8, page 2887. Approved June 29, 1907.

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 grant the same, subject to the following limitations and conditions:

Work to begin on or before August 28, 1907, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before December 29, 1907.

The whole of said work to be completed on or before June 29, 1908.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to June 29, 1911.

Witness my hand this 29 day of June, 1907.

Jas. Stephenson, Jr.

State Engineer.

Blank notice of proof of completion of works mailed applicant March 1, 1908.

Notice received April 27, 1908, fixing June 29, 1908 as date, and Athol, Idaho as place of proof.

Notice for publication mailed Northern Idaho News, Sandpoint, Idaho, April 29, 1908.

Deposition blanks mailed applicant April 29, 1908.

W.H. Edelblute authorized April 29, 1908, to make examination of works.

His report received June 25, 1908.

Depositions, affidavit and fees received July 2, 1908.

Certificate of completion of works issued July 15, 1908.

Permit No. 2887.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that GEORGE A. BARRY of Athol, County of Kootenai, and State of Idaho, the holder of Permit No. 2887, issued upon Application No. 4075 bearing date of priority of June 24, 1907, authorizing the diversion of 1.6 second feet of the waters of Campbells Creek and Small Spring, County of Bonner, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.6 second-feet of the waters of Campbells Creek and small spring, that the point of diversion of said waters is from Campbells creek near east line of northwest quarter of northwest quarter section 29, township 54 north, range 2 west of Boise meridian, and from small spring in southwest quarter of northwest quarter section 29, township 54 north, range 2 west of Boise meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: West half of northwest quarter ($W\frac{1}{2}$ of $NW\frac{1}{4}$) section 29, township 54 north, range 2 west of Boise meridian.

Witness my hand this fifteenth day of July A.D. 1908.

Jas. Stephenson, Jr.
State Engineer of the State of Idaho.

License issued for 26/100 second feet

P. 932

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 1, 1974

Re: License No. 96-2016

Mr. Gary Bishop
Route 1
Post Falls, ID 83854

Dear Mr. Bishop:

Attached is your receipt No. 14055 in the amount of \$1 for payment of the copy of
the above referenced license.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

96-2016

Payment for copy of Water License
96-2016.

RECEIVED

APR 26 1974

Department of Water Administration
Northern District Office

Thankyou
Gary A. Bishop

96-2016

May 27-68
RECEIVED

MAY 29 1968

Dear Mr. Boeck

Department of Reclamation

I am enclosing Data concerning
water rights of discribed area. Please
check them out. This is an
abstract of title:

Chas. L. Heitman, James H
Presnell, Louis H. Poirier, Frank
Rusho, Earl J. Rusho; holders of Permit
no. 3016 dated July 3, 1907.

This was filed Oct 28, 1912

Book 1 of Water Rights

10.6 cfs

96-2017

96-2016
2887

Page 142.

(over)

The land we are on was owned
Earl J. Busha. On these water
rights still valid?

Thank You.

Douglas R. Yergens

Box 495

Blanchard, Idaho

I also have
this: It says

Filed in the office of the recorder of Bonner County, Id.
Jan. 31, 1913 at 11-04 a.m. and recorded
in Book 4 of Misc. Records at Page 308
there of.

May 28, 1968

RE: License 96-2017

Douglas R. Yergens
Box 495
Blanchard, Idaho 83804

Dear Mr. Yergens:

Water Permit No. 3016 has been changed to number 96-2017. This license is still valid and as long as the water is used on the property it is a valid right. The licensed right becomes appurtenant to the lands and remain there no matter who owns the property, unless transferred off. We find no record of transfer on this right.

Hope this answers your question,

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MPR:efw

2887
96-2016