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 Derr's Creek *
 Bonner County *
 .9 of 1 second foot *
 Irrigation and domestic *
 Priority 9-12-1904 *

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

Water License No. 882

WHEREAS, On the 12th day of September A.D.1904, M. ETTA DERR, of Clark fork, County of Bonner, State of Idaho, duly made application (No. 1178) to me for a permit to use 3.2 cubic feet per second of the waters of Derr Creek, County of Bonner, State of Idaho, for irrigation and domestic purposes: and

WHEREAS, On the 25th day of October A.D.1904, Permit No. 882, 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 25th day of October A.D.1907, and for the application to beneficial use of said water on or before the 25th day of October A.D.1909, and

WHEREAS, On the 25th day of October A.D.1907, M. ETTA DERR, the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 882, dated December 17,1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of said waters, with date of priority of September 12,1904, and

WHEREAS, On the 5th day of June A.D.1909, M.ETTA DERR, the holder of said permit duly made proof of the application to beneficial use of .9 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to M. ETTA DERR, of Clarkfork, County of Bonner, State of Idaho, the holder and owner of said Permit No. 882, a perpetual right, dating from September 12,1904, to the use of .9 of 1 cubic foot per second of the waters of Derr's 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 on the boundary line between the southeast quarter of the northeast quarter (SE4 NE4) & the northeast quarter of the southeast quarter (NE4 SE4) section 15, township 55 north, range 2 east of Boise meridian, and conducted to and upon (5 acres in the southeast quarter of northeast quarter (SE4 NE4), 30 acres in south half of northwest quarter (S2 NW4) and 10 acres in northwest quarter of southwest quarter (NW4 SW4) section 14, township 55 N. Range 2 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 17th day of August,
 A.D. Nineteen hundred and nine.

(SEAL)

Recorded August 17,1909

Jas. Stephenson, Jr.
 State Engineer

96-2005

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Record of Application f

1. Name of applicant M. Etta Durr,Postoffice address: P. O. Clarkfork, Idaho.County Kootenai.

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) The 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 Three & 2/10 cubic feet per second3. Source of water supply Davis Creek, Kootenai County.4. Location of point of diversion South up the creek near the center of the west line of Sec. 14, Twp. 55 N. R. 2 E. B. M.5. To be used for: Domestic and irrigating purposes

I. Irrigation and domestic use:

(a) Number of acres to be irrigated (160) One Hundred sixty acres(b) In the following legal subdivisions part of the N. 1/2 of the S. W. 1/4 of Sec. 14 & part of the N. W. 1/4 of said Sec. 14, Twp. 55 N. R. 2 E. B. M.

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for

(b) Amount, of power to be generated horse power

(c) At what point

(d) If water is to be returned to stream, ("yes" or "no")

(e) If "yes" at what point

6. Estimated cost of works

7. Description of works for diversion:

I. Kind of works (reservoir, dam, ditch, flume, pipes or otherwise) 1st a dam then a flume and afterwards a ditch. Point of Div. indicated on chart by the star

II. Dimensions of works:

(a) Height of dam 2 or 3 feet, length of dam at top Not over 15 ft feetlength of dam at bottom about same feet, material used in construction(wood, earth, stone or concrete) wood and stone(b) Capacity of reservoir 500 gallons probably acre feet.(c) Size of headgate, width one 1/2 (1 1/2) feet, height one ft feet.(d) Ditch (flume or pipe) width at bottom same width feet, width at waterline same feet, depth of water one ft feet. Averagegrade per mile is about 2.5, feet. Length of ditch is 160 rods 1/2 milemiles, and it crosses the following quarter sections S. W. 1/4 of 14 & part of N. W. 1/4 of14, Twp. 55, N. R. 2 E. B. M.to my residence on the S. W. 1/4 of 14 & on down to which is the point of intended use.
the slough & large ditch on the N. W. 1/4 of 14.

State of Idaho.

No. 1237.

RECEIVED
JAN 10 1907
CLERK OF DISTRICT COURT
IDAHO

or Permit to Appropriate

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S. CO. HOIST. IDAHO.

8. Time required for the completion of the construction of such work is Five years
years. (The time must in no case exceed five years after date of approval of application.)

9. Time required for the complete application of the water to the proposed use is Nine years
years. (The time must in no case exceed four years after the date set for the completion of works as defined
in Section 8.)

Remarks:

the Public Waters of the

APPROVAL OF STATE ENGINEER.

The number of this permit is 881
Date of first receipt of application 8 a.m. October 5, 1904
Returned to applicant for correction October 5, 1904
Corrected application received October 12, 1904
Recorded in Book 3 Page 881
Approved October 25, 1904

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:

One-fifth of the work above specified to be completed on or before October 25, 1905
The whole of said work to be completed on or before October 25, 1906
The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to October 25, 1908

Witness my hand this Twenty-fifth day of October 1904

Wayne Darlington.
State Engineer.

Notice of Proof of Completion of Works mailed applicant Aug 1, 1906

the Public Waters of the

APPROVAL OF STATE ENGINEER.

The number of this permit is 882

Date of first receipt of application 8 a.m. Sept. 12, 1904

Returned to applicant for correction September 12, 1904

Corrected application received October 13, 1904

Recorded in Book 3 Page 882

Approved October 25, 1904

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:

One-fifth of the work above specified to be completed on or before April 25, 1906.

The whole of said work to be completed on or before October 25, 1907.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to October 25, 1909.

Witness my hand this twenty-fifth day of October, 1904

Wayne Darlington

State Engineer.

Notice of Proof of Completion of Works mailed applicant July 1, 1907.
Notice received August 19, 1907, fixing Oct. 25, 1907, as date and Clarkfork, Idaho, as place of proof.

Notice for publication mailed Northern Idaho News, Sept. 4, 1907.

Deposition blanks mailed applicant - Sept. 4, 1907.

Earl Wilson authorized Sept. 4, 1907, to examine works.

His report received Sept. 14, 1907.

Deeds and depositions received November 11, 1907.

Affidavit of publication received December 2, 1907.

Certificate issued December 17, 1907.

State of Idaho.

No. 1178.

Permit-No. 882

Certificate of Completion of Works.

To All Whom it May Concern:

This is to certify that M. Etta Derr of Blackfoot, County of Kootenai and State of Idaho, the holder of Permit-No. 882, issued upon Application No. 1178, bearing date of priority of September 12, 1904, authorizing the diversion of 3.2 second feet of the waters of Merri Creek, County of Kootenai, State of Idaho, for irrigation and domestic purpose 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 3.2 second feet of the waters of Merri Creek; that the points of diversion of said water are: 1st. dam in the Northeast-quarter of Southeast quarter (NE¹SE¹) Section 13; 2nd. dam in Southwest-quarter of Northwest quarter (SW¹NW¹) Section 14; Townships 55 North, Range 2 East Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to wit: North half of Southwest quarter (N¹SW¹) and part of Northwest quarter (NW¹) Section 14, Townships 55 North, Range 2 East of Boise Meridian.

Witness my hand this 17th day of December, A.D. 1907.

Jas. Stephenson, Jr.
State Engineer.

License issued for 9/10 second feet

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