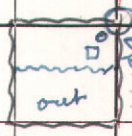


68 900 gph
15-

R-2W.

T.
53
N.

6

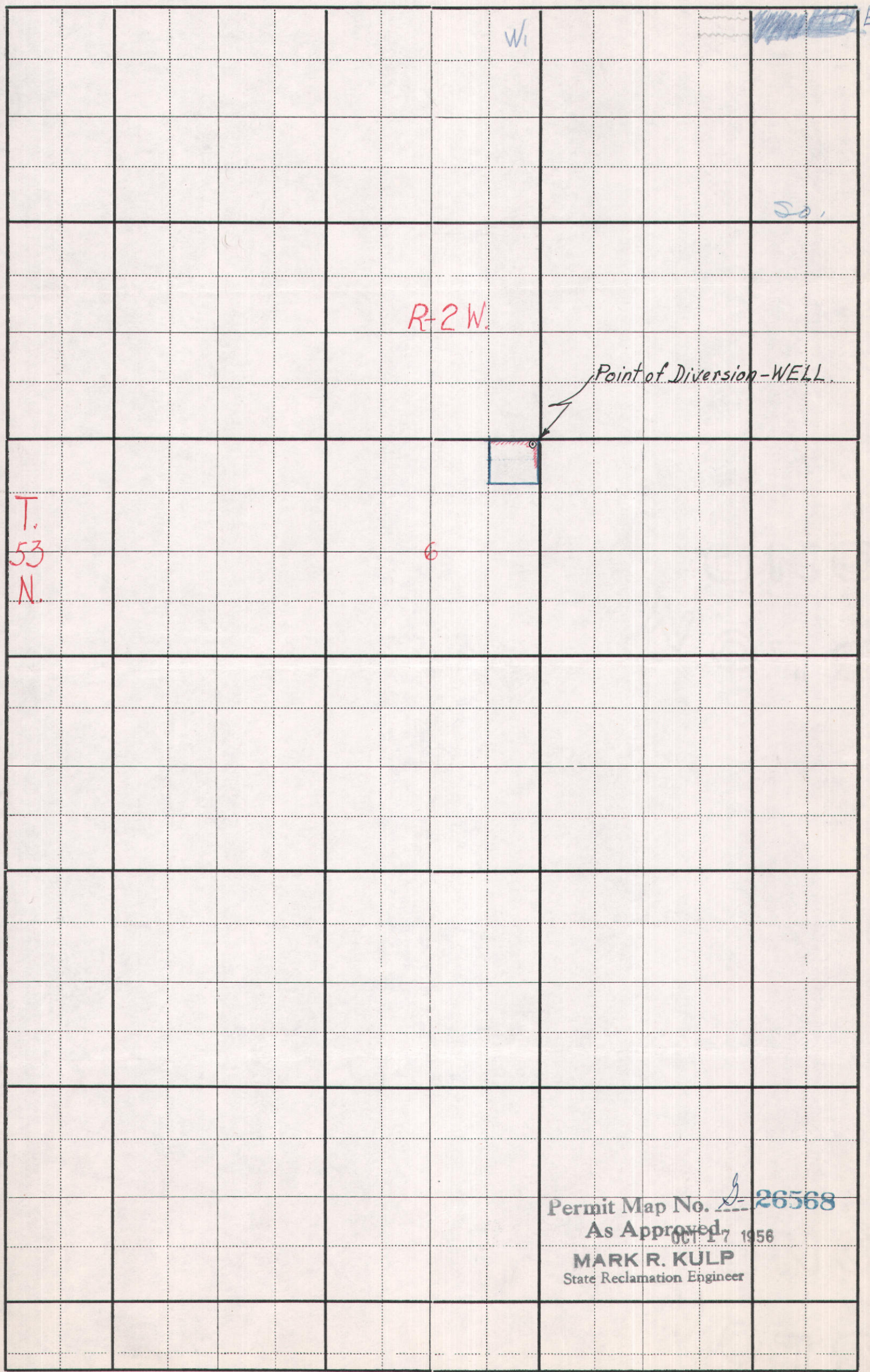


Sec. Cor. located.

P.D.
house

TO ATHOL & HWY. U.S. 95.
STATE HWY. NO. 34

Area = $1\frac{1}{2}$ acres
Sub = One
Use = domestic & irrig.
 $Q = 7.5$ inches $1\frac{1}{9}$ inches.
 $.03$ cfs.
 $.022$ cfs.



26568

State of Idaho

License and Certificate of Water Right

Water License No. G-26568

Amount 0.022 c.f.s.

Water District No.

Priority October 1, 1956

THIS IS TO CERTIFY that WALLACE & MAYNARD B. LEMMON
 of Athol, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated October 1, 1956; that Permit No. G-26568
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.022 second feet, was issued thereunder on August 21, 1959, showing that said works
 were completed on the 14 day of October, 1958; and that on the 14
 day of October, 1958,

WALLACE & MAYNARD B. LEMMON

of Athol, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of domestic & irrigation
 use, under Use Permit No. G-26568 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 11 of Licenses at page 6736, on the 21 day of August, 1959;
 The right hereby confirmed dates from October 1, 1956;

The Point of Diversion is located
 in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Tp. 53 N., R. 2 W., B. M. Kootenai County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 0.022 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
53 N	2 W.	6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	30	1.5
			Total number of acres to be irrigated:		1.5

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
 21 day of August, 1959.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 24478 Amount 0.2 c.f.s.
Water District No. Priority Sept. 14, 1953

THIS IS TO CERTIFY that J. T. STINCHCOMB
of St. Maries, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 14, 1953; that Permit No. 24478
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.4 second feet, was issued thereunder on October 10, 1955, showing that said works
were completed on the 14 day of September, 1955; and that on the 15
day of April, 1959,

J. T. STINCHCOMB
of St. Maries, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Benewah
Creek, a tributary of St. Joe River, for the purpose of irrigation
, under Use Permit No. 24478 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
11 of Licenses at page 6735, on the 21 day of August, 1959;

The right hereby confirmed dates from September 14, 1953;
The Point of Diversion is located SW¹/₄NE¹/₄, NE¹/₄SW¹/₄,
in the 1/4 1/4, Sec. 8, Tp. 45 N., R. 3 W., B. M. Benewah County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
45 N.	3 W.	8	SW ¹ / ₄ NE ¹ / ₄	15	25
			SE ¹ / ₄ NW ¹ / ₄	25	15
			Total number of acres to be irrigated:		40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
21 day of August, 1959.

(SEAL)
GEO. N. CARTER
State Reclamation Engineer.

96-209

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-34484
 Permit No. G- 26568
 District No.

Wallace Lemmon
 Rt. 1
 Athol, Idaho

1. Name of Applicant: WALLACE LEMMON & MAYNARD B. LEMMON
 Postoffice address: Rt. 1, Athol County: Kootenai State: Idaho
2. Quantity of water claimed: .06 c.f.s.
 (a) Rate of withdrawal in cubic feet per second. or Idaho
 Miners' inches 3 or gallons per minute.
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well approx. 200 to 250 ft. deep
4. Location of point of diversion or well is in the NE ¼ of the NE ¼ of Section 6
 Twp. 53 N. , Rge. 2 W. , B.M., County of Kootenai
5. Water is to be used for: Household & garden (Domestic purposes)
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the NE ¼ of the NE ¼ of Section 6 , Twp. 53 N.
 Rge. 2 W. , B.M.
 (b) Waste water or sewage effluent is to be returned to Ground
 at a point in the NE ¼ of the NE ¼ of Section 6 , Twp. 53 N. , Rge. 2 W. , B.M.
7. Kind of works: Household etc. & Garden, Lawn etc.
8. Estimated cost of works: \$ 4000.00
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Two years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$2000.00
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources: Income
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) (cubic feet per second, inches or gallons per minute) is for new lands.

I am having a well hand dug by Joe E. Waller, Licensed Digger. This well is to supply my household and garden etc use, jointly with my son Maynard B. Lemmon who owns adjoining acreage. At present there is approx. 5 acres cleared ground. These properties are not used to farm but as homes.

Remarks: I am in hopes the well will not be more than 200 ft. deep. My cistern will be used for storage for household, at present water for domestic use is hauled from 4-8 miles according to road conditions.

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

WALLACE LEMMON
MAYNARD B. LEMMON

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:30 A.M. October 1, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26568

Recorded in Book 94 Page 26568 Approved Oct. 17, 1956

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 17, 1956 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 17, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before October 17, 1958

Witness my hand this 17th day of October, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th day of October, 1956.

Countersigned:

STATE OF IDAHO

(SEAL)

By JAS. H. YOUNG, Secretary of State.

By ROBERT E. SMYLLIE, Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
53 N	2 W	6	30				30 A.
			Permit No. G-26568 CERTIFICATE OF COMPLETION OF WORKS ✓				
✓ TO ALL WHOM IT MAY CONCERN:							
This is to certify that WALLACE & MAYNARD B. LEMMON, of Athol, County of Kootenai, and State of Idaho, holder of Permit No. G-26568, issued upon Application No. G-34484, bearing date of priority of October 1, 1956, authorizing the diversion of 0.06 second feet of the waters of a well, County of Kootenai, State of Idaho, for domestic and irrigation 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 0.022 second feet of the waters of a well from subterranean flow, that the point of diversion of said waters is <u>NE¹/₄NE¹/₄, Sec. 6, T. 53 N., R. 2 W., B. M.</u>, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 1 1/2 acres in <u>NE¹/₄NE¹/₄, Sec. 6, T. 53 N., R. 2 W., B. M.</u> Witness my hand this 21 day of August, A. D. 1959. s/ GEO. N. CARTER State Reclamation Engineer Proof of Completion of Works Mde: October 14, 1958 LICENSE ISSUED FOR 0.022 SEC. FT. Page 6736							

August 21, 1959

Re: Permit No. 026568

Mr. Wallace & Maynard B. Lesson
Route #1
Athol, Idaho

Gentlemen:

We enclose Certificate of Completion of Works and License
and Certificate of Water Right issued on Permit No. G-26568.

We also enclose departmental receipt No. G-0298, in the
amount of \$7.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. certificate
license
receipt

26568

Aug 18.

Mr. Geo. N. Carter
State Reclamation Eng

RECEIVED
AUG 2 11959
Department of Reclamation

Dear Sir:

Enclosed find check for
\$ 7.00 fees as per your letter
of Aug. 13th

Very truly yours

Wallace Emerson

1126568

August 13, 1959

RE: Permit No. G-26568

Wallace and Maynard B. Lemmon
Athol, Idaho - *Rt #1 - Box 24*

Gentlemen:

Our field engineer's report on his inspection of the completion of works and beneficial use of the water under the terms of Permit No. G-26568 shows that the well is capable of conveying 1-1/9 miner's inches (0.022 c.f.s) of water for irrigation of 1 1/2 acres.

Upon receipt of the statutory fees, totaling \$7.00, we will issue the Certificate of Completion of Works (for which the fee is \$5.00) and the License and Certificate of Water Right (\$2.00 at the rate of \$2.00 for each 40-acre subdivision), confirming the right with priority of October 1, 1956, to the use of 0.022 second foot of subterranean water, with point of diversion in the NE 1/4 NE 1/4 of Section 6, for irrigation of 1 1/2 acres in the NE 1/4 NE 1/4 of Section 6, Township 53N., Range 2W.B.M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:EPR:mr

826568

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

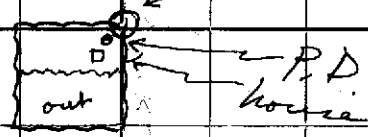
PERMIT NO. G-26568

REPORT ON PROOF OF Completion of Works & Beneficial Use
Wallace Lemmon & Maynard B. Lemmon
Athol, Idaho

100' 90' 100'

R-2W.

Sec. Cor. located.



T.
53
N.

6

70 A. 1101 & 1102 H.S. 95.
STATE MAP NO. 34

Area = $1\frac{1}{2}$ acres

Sub = 0.01

Use = domestic & irrig.

Q = 7.5 inches $1\frac{1}{2}$ inches.

.03 cfs.

.022 cfs.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-26568

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Wallace Lemmon & Maynard B. Lemmon

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the _____ NE¹/₄NE¹/₄ of Section 6

T. 53 N. R. 2 W. B.M. County of Kootenai

4. Describe works as they exist, giving dimensions and capacities of same: Well = 32" x 250'

1 1/2 hp. Fairbanks Morse Cent. motor with pump down
in well. 1 1/2" pipe up out of well for delivery.
This well is mainly irrigation
There is a small 1/4 hp. Helco domestic system for
the house

5. Water is used for: Household & garden (domestic purposes)

6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

30 Acres - in the NE¹/₄NE¹/₄ of Section 6, Township 53 North, Range 2 West, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

10 gpm measured.

Mr & Mrs Lemmon along.

Old people - he is not well. Heer eat up their
garden.

This examination was made on the 28 day of July, 19 57

B26568

(Signed)

E. N. Humphrey
Examiner.

8' x 10' x 7 1/2' wood
front proof.
6' x 8' x 8' = 1400 gal.
Tank

Main pump is
down in well.
1 1/2" pipe up out of
well.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 5 1959

DEPT. OF AGRICULTURE
DIVISION OF RECLAMATION

2293
2020
270 Permit No. Q-26568

Examination for Completion of Works &
Beneficial Use Proof

County Kootenai
6-53N.-2W.

Q2 0.06 a.f.s.

S2 Well

P.D. 2 NE, NE., Sec.

Use = Household & Garden
(Domestic)

10 gpm

Filed = Oct. 1, 1956

Dec. = Oct. 17, 1958

no other right

Atbol, Idaho 250' x 52"
24' x 16' in to water
h = 232' 134200 for outflow

1 1/2 hp. F. M.

1/4 hp. Delco. motor
Ruieall Tank

15' low for 2 1/2 gal.
12' 8. " 2 gal



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

July 24, 1959

Re: Permit # G-26568

Mr. Wallace Lemmon
Mr. Maynard Lemmon
Athol, Idaho

Dear Mr. Lemmon:

Statutes requires a field inspection in connection with the proofs on Permit # G-26568 before license and certificate of water right can be issued.

Such inspection and report on same is required for any and all permits being brought to license within this State.

An inspecting Engineer from this Department requests that you or someone familiar with the terms of the permit and representing you be prepared to accompany him on the inspection, on Tuesday afternoon,

July 28, 1959.

If he cannot get in touch with you by phone or otherwise he will drive to the well location or point of diversion given in the permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

EN:EW

E. N. Humphrey
Deputy

G-26568

October 24, 1958

Re: Permit No. G-26568

Mr. Wallace Lemmon &
Maynard B. Lemmon
Athol, Idaho

Gentlemen:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Kootenai County Leader, all submitted in Proof of Completion of Works and Application of Water to Beneficial Use, on Permit No. G-26568.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR/lw

cc: C. J. Hamilton
Attorney At Law
Suite 203 Elder Building
Coeur D'Alene, Idaho

1826568

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 23 1958
Department of Reclamation

Permit No. G-26568

Proof of Application of Water to Beneficial Use

and Completion of Works
Deposition of Holder

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

Ans. Wallace W. Lemmon & MAYNARD B. LEMMON

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

Ans.

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

Ans. No. G 26568 - 9:30 A.M. Oct. 1, 1956, ^{Oct. 17} ~~Oct. 17~~, 1956

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

Ans. Deep Well, Approx. 150' SW of the NE corner of Sec. 6, T 53 N, R 2 W.

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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well, 250ft deep, 32" x 32" wood curb, with steel pipe 16" x 24" from water level down to bottom of well. A submersed pump ~~for~~ horsepower, pumps 15 gal. per minute. BY FILLING A BUCKET UNDER TIMED MEASUREMENT. BAIL BUCKET TEST PROVED WELL CAPABLE OF DELIVERING IN EXCESS OF ONE CF/SECOND.

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

Ans. Household, garden & lawns, to irrigate 10 A. land, for various uses including fruit trees, grasses, etc. 240 ADDITIONAL ^{30"} ACRES ARE BEING PLACED UNDER IRRIGATION. CULTIVATED LAND - NE 1/4 NE 1/4, SEC. 6 TWP 53 N. Rge. 2 W BM

B26568

78

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

Ans. NOT APPLICABLE

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

Ans. NOT APPLICABLE

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. NOT APPLICABLE

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

Ans. Since Nov. 1956, household, garden & lawns USED 900 GAL P/H.

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) Wallace L. Lamm

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 Coeur d'Alene County of Kootenai State of Idaho, on this 21st day of OCTOBER, A. D. 1958

My commission expires

8-6-60

B26568

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT 23 1958
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. ADALPH SCHLATTER - 69 - ATHOL -
FARMER - ATHOL RTE 1

Ques. 2. Are you acquainted with WALLACE LEMON, the holder of Permit No. 26568? How long have you known him and where does he reside?

Ans. YES - 8 YRS - ATHOL

Ques. 3. Have you read or heard read said Permit No. 26568, 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. DEEP WELL, APPROXIMATELY 150' SW OF
THE NE CORNER OF SEC 6 T53N,
R2W - SPRINKLER SYSTEM

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. ONE CUBIC FT/SEC.
15 gal per minute

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 15 GAL/MIN. - BY BUCKET MEASUREMENT
TIMED.

26568

Ques. 7. 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. HOUSEHOLD IRRIGATION - CULTIVATED GARDEN & FRUIT TREES.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. NOT APPLICABLE

Ques. 9. (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. CULTIVATED - ONE CUBIC FT./SEC.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. NO

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. IN MAY 1957 - HAVE SEEN WATER USED FOR HOUSEHOLD AND GARDEN USE.

(Signed) Adolph Schlatter

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 CORR D'ALENE, County of KOOTENAI, State of Idaho, on this 14th day of OCTOBER, A. D. 1958.

[Signature]
Notary Public.

My commission expires 8-6-60

26568

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
OCT. 23 1958
Department of Reclamation

and Completion of Works

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. MRS DELLA NORMAN - 58 YRS - ATHOL, IDAHO
HOUSEWIFE - ATHOL, IDAHO

Ques. 2. Are you acquainted with WALLACE LEMMON, the holder of Permit No. 26568 ^{MAYNARD B. LEMMON}? How long have you known him and where does he reside?

Ans. YES - 11 YRS - ATHOL, IDAHO

Ques. 3. Have you read or heard read said Permit No. 26568, 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. Deep well approx 150' S.W. of the NE
Corner of Sec 6 T 53 N, R 2 W - NENE
SPRINKLER SYSTEM.

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. ONE CUBIC FT/SEC. - 900 GAL/HR

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 15 gal per minute - BY ~~THE~~ BUCKET
MEASUREMENT TIMED.

26568

Ques. 7. 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. HOUSEHOLD & IRRIGATION - CULTIVATED
GARDEN & FRUIT TREES.
NE 1/4 NE 1/4 Sec 6 TWP 53 R 2WBM

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. NOT APPLICABLE

Ques. 9. (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. CULTIVATED - ONE CUBIC FT/SEC.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. NO

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. IN MAY 1957 - HAVE SEEN WATER
USED FOR HOUSEHOLD AND GARDEN USE.

(Signed) Mrs. Della Norman

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 BOLOEVR D'ALENE County of KOOTENAI, State of Idaho, on this 14th day of OCTOBER, A. D. 1958

My commission expires

8-6-60
10-14-58

[Signature]
Notary Public.

126568

AFFIDAVIT OF PUBLICATION

OCT 23 1958

Legal Notices

NOTICE OF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that 10:00 A. M., on the 17th day of October, 1958, at Coeur d'Alene, County of Kootenai, State of Idaho, before C. J. Hamilton, Notary Public, at Powell Bldg., Coeur d'Alene, Idaho, proof will be submitted of the completion of works for the diversion of 0.06 cubic feet per second of underground water from a well, and of the application of beneficial use of said water, in accordance with the terms and conditions of Permit No. G26568 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wallace Lemmon and Maynard B. Lemmon, Athol, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.06 cubic feet per second.

3. The use to which said water has been applied is domestic and irrigation purposes, and the amount applied to beneficial use is 0.06 cubic feet per second.

4. The point of diversion of said water is Approx. NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53N Rge. 2 W. B. M.

5. The place where said water is used NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53, Rge. 2 W. B. M.

6. The date of priority which said user is prepared to establish is October 1, 1956.

GEORGE N. CARTER,

State Reclamation Engineer.

Sept. 5, 12, 19, 26, 1958.

STATE OF IDAHO,
County of Kootenai, } ss.

I, Carolyn Pruitt

Dep.

, Being first duly sworn, upon

oath deposes and says:

1. I am now and at times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one and not a party of the above entitled action.

2. I am now and at times hereinafter mentioned was the Chief Clerk

of the Kootenai County Leader, a newspaper printed and published weekly in Coeur d'Alene, Kootenai County, Idaho and having a general circulation in said County.

3. The Notice of Proof of Completion of Work and

Application of Water to Beneficial Use

of which the annexed is a printed copy, was published in the regular

Friday issue of said newspaper for 4 consecutive issues, com-

mencing on the 5 day of Sept., 1958, and ending

on the 26 day of Sept., 1958, and such

publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight weeks immediately prior to the first publication of said notice.

Signed

Carolyn Pruitt

Subscribed and sworn to before me this 26 day of Sept.,

19 58

Just Hitley

Notary public in and for the State of Idaho, residing at Coeur d'Alene, Idaho.

G26568

Law Offices of
C. J. HAMILTON
SUITE 203 ELDER BUILDING
COEUR D'ALENE, IDAHO

October 21, 1958

RECEIVED
OCT 23 1958
Department of Reclamation

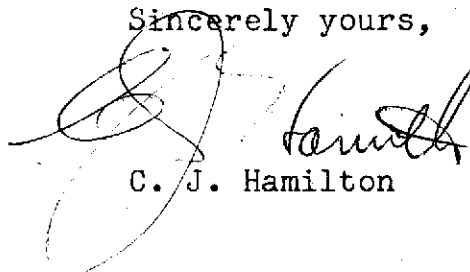
Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit No. G-26568
Wallace Lemmon and
Maynard B. Lemmon

Dear Sir:

Enclosed you will find the papers which I have corrected in accordance with the instructions contained in your letter of October 17, 1958, and also the Affidavit which you requested.

Sincerely yours,


C. J. Hamilton

CJH:db

encs.

826568

RECEIVED
OCT 23 1958
Department of Reclamation

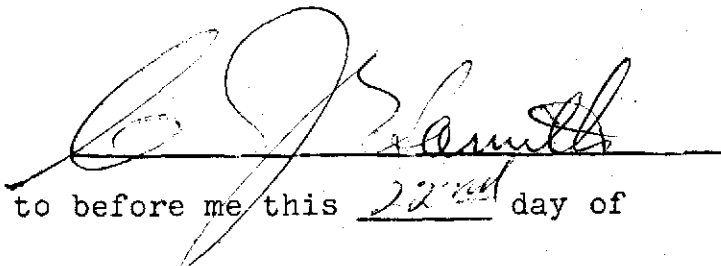
STATE OF IDAHO)
County of Kootenai) ss

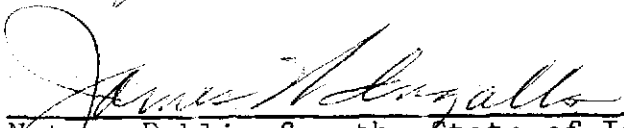
C. J. Hamilton being first duly sworn on oath deposes and says:

That I am the Notary Public who took the depositions in regard to permit No. G-26568. That my office in the Powell Building in the City of Coeur d' Alene was open at the hour of 10:00 A.M., on October 17, 1958, and no protests were received against the issuance of said application of water to beneficial use.

Further affiant sayeth not.

Dated this 22nd day of October, 1958.


Subscribed and sworn to before me this 22nd day of
October, 1958.


Notary Public for the State of Idaho,
residing at Coeur d' Alene, Idaho. My
commission expires: 8/8/61

1826568

October 17, 1958

Re. Permit No. G-26568
Wallace Lemmon and
Maynard B. Lemmon

Mr. C. J. Hamilton
Suite 203 Elder Building
Coeur D'Alene, Idaho

Dear Mr. Hamilton:

We acknowledge receipt of your letter of October 14, 1958, enclosing depositions of Wallace Lemmon and Maynard B. Lemmon, together with two witnesses, in Proof of Completion of Works and Beneficial Use on Permit No. G-26568; also an incomplete Affidavit of Publication which seems to have had the copy of the notice itself torn off.

We are returning the depositions for the following corrections.

- (1) Question (6) of the Deposition of the Holder and Question (7) in the depositions of the two witnesses should give the legal land description of the place where the water has been beneficially applied.
- (2) These depositions are all dated October 14, 1958, whereas the published notice set October 17, 1958 as the date for making proofs. This will require an affidavit from yourself, as notary public, stating that your office was open at the time set for proof, that is, 10:00 A. M., on October 17, 1958 and that no protests were received (if such is the case).

In order to complete these proofs it is important that the corrected depositions be returned promptly together with the completed affidavit of publication and your notarial affidavit as above.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR/A/lw
Encls.

826568

Law Offices of
C. J. HAMILTON
SUITE 203 ELDER BUILDING
COEUR D'ALENE, IDAHO
October 14, 1958

OCT 16 1958
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

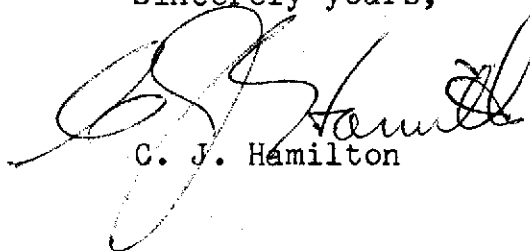
Re: Wallace Lemmon
Permit No. G-26568

Gentlemen:

Enclosed you will find the Affidavit of Publication, deposition of two witnesses, and deposition of the holder, which have been properly executed before me this day.

I would appreciate your expediting the processing of this application.

Sincerely yours,



C. J. Hamilton

CJH:db

encs.

cc: Mr. Wallace Lemmon
Route 1
Athol, Idaho

G26568

September 11, 1956

Re: Permit No. G-26568
Wallace Lemmon & Maynard B. Lemmon

Kootenai County Leader
Courr D'Alene, Idaho

Dear Sir:

We acknowledge receipt of a copy of the Publication of Notice of Proof of Completion of Works and Application of Water to Beneficial Use in connection with Permit No. G-26568, in the name of Wallace Lemmon and Maynard B. Lemmon, published in your September 5th issue.

Upon checking the publication, we find several errors, as follows: -

In Line 9 - it being printed - "1" cubic feet per second - should read - 0.06 cubic feet per second.

In Paragraph 2 - Line 6 - it being printed - "1" cubic feet per second - should read - 0.06 cubic feet per second.

In Paragraph 3 - Line 5 - it being printed - "1" cubic feet per second - it should read - 0.06 cubic feet per second.

In Paragraph 4 - Line 2 - it being printed - "said water is Approx. 150' SW of the NE corner of Sec. 6, T. 53N, R. 2 W." - should read - NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53 N- Rge. 2 W.B.M.

In Paragraph 5 - Line 2 - it being printed " NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 6, T. 53N, R-2 E" should read - NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53N, Rge. 2 W.B.M.

In Paragraph 6 - Line 3 - it being printed - "November, 1956" - should read - October 1, 1956.

A correction in your subsequent issues will be appreciated and a copy mailed to this department for checking.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer
By

Mrs. Edna P. Rutledge
Chief Clerk

EPR:lw

26568

August 28, 1958

RE: Permit No. G-26568

Mr. Wallace Lemmon
Route #1
Athol, Idaho

Dear Mr. Lemmon:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26568, to be made at 10:00 A.M. on the 17th day of October, 1958, before Mr. C. J. Hamilton, Notary Public, at Coeur d'Alene, Idaho.

As of this date, we have mailed the Notice to the Kootenai Leader, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then to mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses, who are familiar with the terms of the Permit and the work done thereunder, at the place, on the date at the time and before the Notary as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's Seal has been placed on each, and that all depositions (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR
Encs. (3)

cc: Mr. C. J. Hamilton
Powell Bldg.,
Coeur d'Alene, Idaho

826568

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: August 28, 1958

RE: Permit No. G-26568

Kootenai Leader
Cosur d'Alene, Idaho

Gent Lemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to October 17, 1958 the date set for proof; the expense of the publication is to be paid by the applicant

Wallace Lammun of Route #1, Athol, Idaho
to whom you should furnish proof of publication on or prior to the date set for
proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear-sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

826568

RECEIVED
AUG 27 1958

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Aug 22, 1958

(P. O.) Athol Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Kootenai County Leader of Coeur d'Alene, Idaho published in
the county in which the works are situated.

Kootenai Co.

sign X Wallace Lemmon

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

826568

RECEIVED

AUG 27 1958

Department of Reclamation

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that 10:00 A.M., on the 17th day of October, 1958, at Crane & Alene, County of Kootenai, State of Idaho, before C. J. Hamilton, Notary Public, at (address) Powell Bldg Crane & Alene Idaho, proof will be submitted of the completion of works for the diversion of 0.06 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 626568 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wallace Lemmon E Maynard B. Lemmon, Athol, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.06 cubic feet per second.

3. The use to which said water has been applied is domestic & irrigation purposes, and the amount applied to beneficial use is 0.06 cubic feet per second.

4. The point of diversion of said water is Approx 150' SW of the NE⁴ NE⁴ corner of Sec 6, T 53 N, R 2 W B.M.

5. The place where said water is used is NE⁴ of the NE⁴ Sec 6, T 53 N, R 2 W B.M.

6. The date of priority which said user is prepared to establish is Oct. 1, 1956.

R26568

State Reclamation Engineer

R

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

DEPARTMENT OF RECLAMATION

BOISE

RE: Permit No. G-26568

Date August 1, 1958

Wallace Lemmon & Maynard B. Lemmon
Route #1
Athol, Idaho

Dear Sir:

The date for proofs of completion of works and application of water to beneficial use, as set out under the terms of Permit No. G-26568 are due not later than October 17, 1958.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the above mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point or points of diversion; and the location of use or the lands which are irrigated--all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER

State Reclamation Engineer

Enclosures

B26568

October 23, 1956

RE: Permit No. G-26568

Mr. Wallace Lemmon
Route 1
Athol, Idaho

Dear Mr. Lemmon:

We enclose Permit No. G-26568 in the name of yourself and Maynard B. Lemmon and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-2182 for the \$5.00 filing fee.

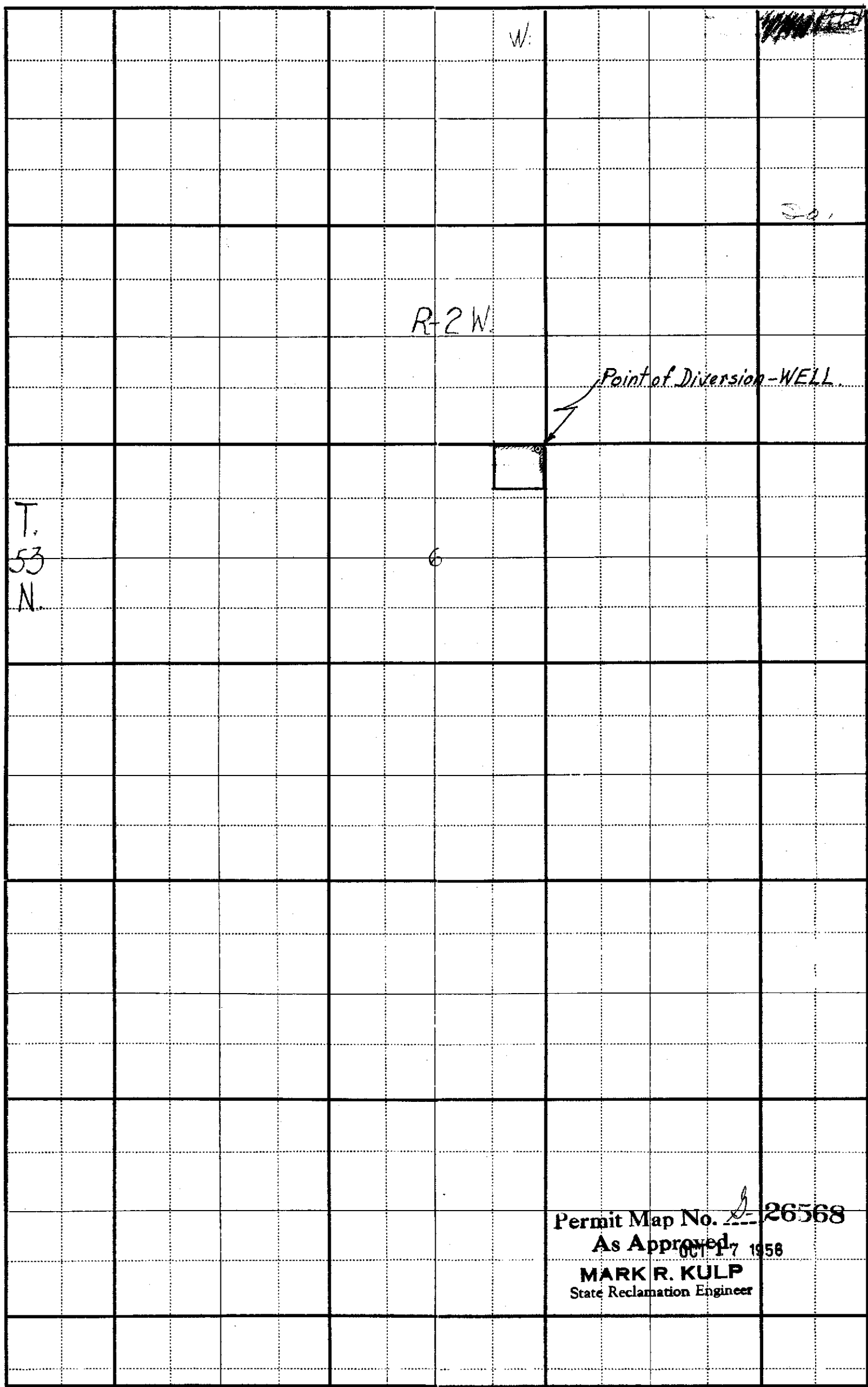
Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

S26568



26568

Oct 9, 1956

RECEIVED
OCT 11 1956
Department of Reclamation

Mr Mark R. Kulp
State Reclam. Engr
Boise, Idaho

Dear Sir:

Replying to your letter of the 1st
I wish to advise that my son's
property adjoins mine, I have the
first 10 rods & he has 2nd 20 rods
of R.E. 147 Sec. 6.

The well is on my property
about 10 ft. from our line.

His name is, Maynard B.
Lemmon, & we would like to
get a total of 2 inches
He at present is at Fort Yukon
Alaska but expects to return in
a month or so, so if any
papers are necessary for his
signature, I will find them
to him. We wish the Permit
jointly. Very truly yours

by (a22) S26568

Wallace Lemmon
Rt 1, Athol, Idaho

October 1, 1956

Mr. Wallace Lemmon
Route 1
Athol, Idaho

Dear Mr. Lemmon:

We acknowledge receipt of your application for permit to appropriate one inch of water from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, Twp. 53 North, Range 2 West, B. M. for household and garden use (domestic) in the same subdivision, accompanied by your check for the \$5.00 filing fee.

We note your statement that your son will also use this well for domestic purposes, and in that case the permit should be made jointly in both your own and your son's name; and it may be for one inch each, or a total of two inches.

Please advise as to the location of your son's home where he will use the water, whether in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 6, the same as your own, or in another subdivision.

Also please advise as to your son's name.

Upon receipt of this information, your application will be processed in regular course.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

26568

September 17, 1956

Mr. Wallace Lemmon
Route 1
Athol, Idaho

Dear Mr. Lemmon:

In reply to your letter of September 12, 1956, we enclose a form of application for permit to appropriate subterranean water from a well together with a pamphlet giving regulations and instruction in regard to filing same.

When this application is approved, it will be signed by the proper State Officials and sent you as a use permit under which you may proceed with the construction of the work described in the application.

In order to complete your water right, proofs of completion of works and application of the water to beneficial use are required. The time required for making these proofs should be indicated under Question 10.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

T:hl1
Enc.

826568

Sept. 12

Mr Mark R Kulp.

State Reclamation Eng

Dear Sir:

I wish to dig a well
to supply water ^{for household etc} on my
Property in Belmont (Bayview)
District, Koolenai Co.

Kindly send me proper
forms to fill out

Very truly yours

Wallace Lemmon

R. 1, Athol, Idaho

WALLACE LEMMON

R. 1, ATHOL

IDA.

RECEIVED

SEP 17 1956

Department of Reclamation

826568

**— NOTICE OF PROOF
OF COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that 10:00 A. M., on the 17th day of October, 1958, at Coeur d'Alene, County of Kootenai, State of Idaho, before C. J. Hamilton, Notary Public, at Powell Bldg., Coeur d'Alene, Idaho, proof will be submitted of the completion of works for the diversion of 0.06 cubic feet per second of underground water from a well, and of the application of beneficial use of said water, in accordance with the terms and conditions of Permit No. 26568 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wace Lemmon and Maynard Lemmon, Athol, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 0.06 cubic feet per second.

3. The use to which said water has been applied is domestic and irrigation purposes, and the amount applied to beneficial use is 0.06 cubic feet per second.

4. The point of diversion of said water is Approx. NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53N Rge. 2. W. B. L.

5. The place where said water is used NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, Twp. 53N Rge. 2 W. B. M.

6. The date of priority which said user is prepared to establish is October 1, 1956.

GEORGE N. CARTER
State Reclamation Engineer
Sept. 5, 12, 19, 26, 1958.

**NOTICE OF PROOF
OF COMPLETION OF WORKS
ON
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that 10:00 A. M., on the 17th day of October, 1958, at Coeur d'Alene, County of Kootenai, State of Idaho, before C. J. Hamilton, Notary Public, at Powell Bldg., Coeur d'Alene, Idaho, proof will be submitted of the completion of works for the diversion of 1 ¹/₂ cubic feet per second of underground water from a well, and of the application of beneficial use of said water, in accordance with the terms and conditions of Permit No. G26568 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wallace Lemmon and Maynard B. Lemmon, Athol, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 1 ¹/₂ cubic feet per second.

3. The use to which said water has been applied is domestic and irrigation purposes, and the amount applied to beneficial use is 1 ¹/₂ cubic feet per second.

4. The point of diversion of said water is Approx. 150' SW of the NE corner of sec. 6, T 53N, R2W.

5. The place where said water is used is NE ¹/₄ of the NE ¹/₄ of sec. 6, T 53N, R2W.

6. The date of priority which said user is prepared to establish is November, 1956.

GEORGE N. CARTER,
State Reclamation Engineer.

~~Sept 5 12 10 26 1958~~