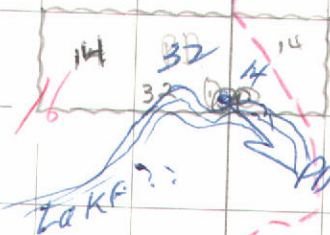


Rge. 3W

To Sandpoint

Trp 56 N.

P.D.
0



32
10
10
60

43
42
37
32

154
38

$$40^{\#} - \frac{8.07 \times 34}{418.8} = .62 \text{ cfs}$$

Subdivisions 3

AREA 60 ac

Q .62 cfs

Anton A. Peine
Rt 1
Sagel, Idaho
Permit No. 25813

Examination for Completion of Works & Beneficial Use

County Bonner

Quantity: 3.0 c.f.s. Sec. 16 T. 56N R. 3 W., B.M.

Source: Pend Oreille River

P.D.: SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16,
T. 56N., R. 3 W., B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works: June 3, 1960

Other Rights: none

Filed: July 1, 1955

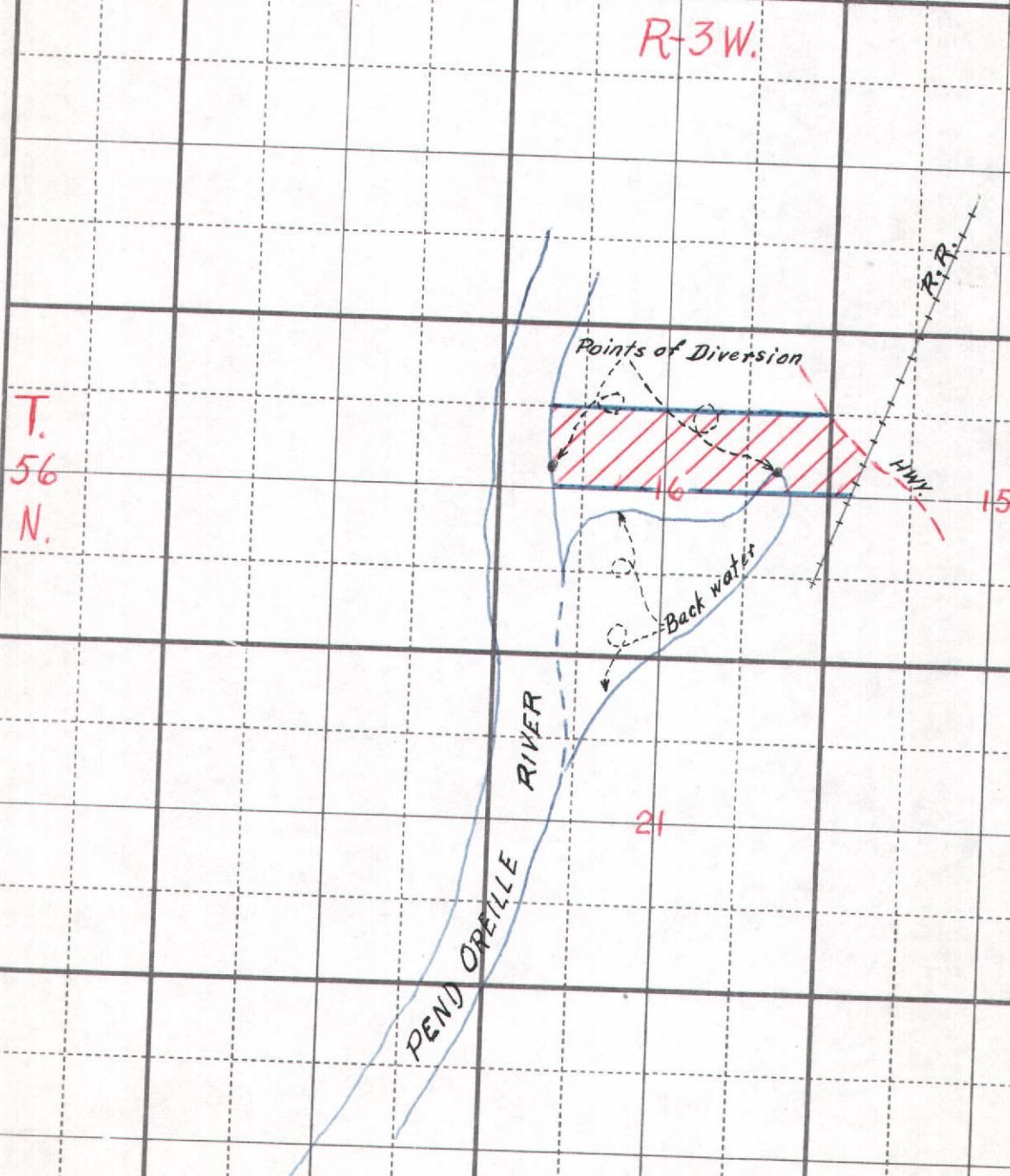
Due: July 18, 1966

Made: June 20, 1966

Priority: July 1, 1955

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.



Permit Map No. **25813**
As Approved
JUL 18 1955
MARK R. RULP
State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 25813 Priority July 1, 1955 Amount 0.62 c.f.s.

THIS IS TO CERTIFY that ANTON A. FEINE - Assignee - ANTON A. or WILHELMINA FEINE of Sagle, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 1, 1955; that Permit No. 25813 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.0 second feet, was issued thereunder on June 5, 1960, showing that said works were completed on the 6th day of May, 1960; and that on the 20th day of June, 1966, ANTON A. or WILHELMINA FEINE

of Sagle, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of Bend Oreille River,

a tributary of -- for the purpose of irrigation, under Use Permit No. 25813 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 14 of Licenses, at Page 8825, on the 12th day of June, 1967.

The right hereby confirmed dates from July 1, 1955.

The Point of Diversion is located

in the SE 1/4 NE 1/4, Sec. 16, Twp. 56 N, R. 3 W, B.M., Bonner 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 0.62 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
56 N	3 W	15	SW 1/4 NW 1/4	14	14
		16	SW 1/4 NE 1/4	40	14
			SE 1/4 NE 1/4	40	32
			Total number of acres to be irrigated:		60

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 12th day of June, 1967.

R. Keith Higgins
State Reclamation Engineer.

25813

96 2258

State of Idaho

LICENSE AND CERTIFICATE
OF WATER RIGHT

Water License No. 25813
To Anton A. or Wilhelmina Peine
Sagle, Idaho
Source of Supply Pend Oreille River
Bonner County
Amount 0.62 Sec. Ft.
Point of Diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16,
T. 56 N., R. 3 W., B.M.
Place of Use SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15,
SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 56 N,
R. 3 W., B.M.
Purpose Irrigation
Date of Priority July 1, 1955
Recorded June 12, 1967
in Book 14 of Licenses, Page 8825

Application For Permit To Appropriate the Public Waters of the State of Idaho

96-2238

APPLICATION No. 33679
PERMIT No. 25813
DISTRICT No.

Anton A. Peine
Route #1
Sagle, Idaho

1. Name of Applicant: **ANTON A. PEINE**

Postoffice address: **Route 1, Sagle**

County: **Bonner**

State: **Idaho**

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

Assigned to

Anton A. Peine
Wilhelmina Peine
Rt #1 - Sagle - Idaho

II. The financial resources of the applicant are:

(a) Cash on hand:

(c) Bond to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: **150 inches or 3.0** cubic feet per second.

3. Source of water supply: **Pend Oreille River** which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the **SW $\frac{1}{4}$ and SE $\frac{1}{4}$**

of section **16** , T. **56 N.** R. **3 W.**, B. M., County of **Bonner**

5. Water is to be used for **irrigation**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section of , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: **\$1,000.00**

8. Kind of works: **pump and ditches**

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is **Five** years.

13. The time required for the complete application of the water to the proposed use is **Six** additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **None**

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

ANTON A. PEINE *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 5 P. M. July 1, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 25813

Recorded in Book 91 Page 25813 Approved July 18, 1955

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 **September 18, 1955** 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 **January 18, 1958**

The whole of said work to be completed on or before July 18, 1960

Beneficial use of water appropriated in accordance herewith, to be made on or before July 18, 1966

WITNESS My hand this 18 day of July, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE,.....ROBERT E. SMYLLIE....., Governor of the State of Idaho,
and IRA H. MASTERS....., 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.....18th.....

day of July, 1955
Countersigned:

STATE OF IDAHO

(SEAL) By IRA H. MASTERS *Secretary of State.*

By ROBERT E. SMYLLIE *Governor.*

By: Paula L. Fleenor
Acting Secretary of State

REMARKS:

14.

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 $\frac{1}{4}$	
56 N.	3 W.	16 15	40	40	16 14	40					136 14

Total number of acres to be irrigated: 150

ASSIGNMENT ✓

For value received, I hereby assign all of my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 25813 to Anton A. or Wilhelmina Peine, of Route #1, Sagle, Idaho

S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 16,
SW $\frac{1}{2}$ NW $\frac{1}{4}$, Section 15, Township 56 North, Range 3 West.

s/ Anton Peine
Permit Holder

s/ Wilhelmina Peine
Wife of Permit Holder

State of Idaho)
) ss
County of Bonner)

On this 24 day of May, 1960, before me, a Notary Public for the State of Idaho, residing at Sandpoint, Idaho, personally appeared Wilhelmina M. Peine and Anton A. known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal, the day and year in this certificate first above written.

s/ Nonna Sommerfeld
Notary Public, Residing at

My commissioner expires 2/17/62
(seal)

Permit No. 25813
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ANTON A. PEINE of Sagle, County of Bonner, and State of Idaho, the holder of Permit No. 25813 issued upon Application No. 33679 bearing date of priority of July 1, 1955, authorizing the diversion of 3.0 second feet of waters of waters of Pend Oreille River, County of Bonner, State of Idaho, for 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 3.0 second feet of the waters of Pend Oreille River; that the point of diversion of said waters SW¹/₄NW¹/₄ and SE¹/₄NE¹/₄, Sec. 16 T. 56 N., R. 3 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

143 acres of land in S¹/₂NE¹/₄, S¹/₂NW¹/₄, Sec. 16; SW¹/₄NW¹/₄, Sec. 15, T. 56 N., R. 3 W., B. M.

Witness my hand this 3rd day of June, A. D. 1960.

s/ GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: May 6, 1960

LICENSE ISSUED FOR 0.62 SEC. FT.
LICENSE PAGE NO. 8825.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. 25813

REPORT ON PROOF OF Beneficial Use

Anton A. Peine
Rt 1
Sage, Idaho 40# 203-3906

Permit No. 25813

Examination for Completion of Works & Beneficial Use

County Bonner

Quantity: 3.0 c.f.s.
Sec. 16 T. 56N. R. 3 W., B.M.

Source: Pend Oreille River

P.D.: SWANNA, SEANEX, Sec. 16,
T. 56N., R. 3 W., B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works: June 3, 1960

Other Rights: none

Filed: July 1, 1955

Due: July 18, 1966

Made: June 20, 1966

Priority: July 1, 1955

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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 25813

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Anton A. Peine
2. Source of water supply: Pend Oreille River
3. Location of point of diversion: Is in the SW¹/₄ NW¹/₄, SE¹/₄ NE¹/₄, T. 16 of Section 16
T. 56 N R. 3 W., B.M. County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: 5 HP Wagner Motor Model # 213-12050-03 # H3L, Deming Centrifugal pump # 262698 - 4" suction pipe reduced to 2" outlet to pump 1 1/2" outlet increased to 4" portable main line #2 5 HP Woods Gas Engine 2032646, Woods Centrifugal pump 2 1/2" outlet with 2" outlet to a 4" x 800' portable main line to open ditch.

5. Water is used for: Irrigation
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):

SW¹/₄ NW¹/₄, Sec. 15; SE¹/₄ NE¹/₄, Sec. 16, T. 56 N., R. 3 W., 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: Mr. Peine along

Pressure readings along lateral

This examination was made on the 15 day of August, 1966

(Signed)

Lloyd Johnson

Examiner.

25813

Plat
DW

June 12, 1967

Re: Permit No. 25813

Anton A. or Wilhelmina Peine
Route # 1
Sagle, Idaho 83860

Dear Mr. and Mrs. Peine:

Enclosed are your License and Certificate of Water Right on the
above referenced permit and departmental receipt No. 33813 in
the amount of \$5.00 covering the fees.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enclosures: License
Receipt

25813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Check
No 33813

Boise, Idaho, *June 12*, 19*17*

RECEIVED

FROM

Autos A. Pine of Sagley Lake \$ *6.00*
Six Dollars and DOLLARS

FOR

Carey Act Trust Fund	- - -	\$	
Application for Permit No.	- - -	\$	
Proofs <i>Y.M.B.M. 25813</i>	- - -	\$	<i>6.00</i>
Certified Copy	- - -	\$	
Recording Deed	- - -	\$	
Certificate	- - -	\$	
TOTAL	- - -	\$	<i>6.00</i>

A. Keith Higgins
State Reclamation Engineer

By *Mary Leach*

25813

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

May 23, 1967

RECEIVED
JUN 12 1967

Department of Reclamation

Re: Permit No. 25813

Anton A. Peine
Route #1
Sagle, Idaho

Dear Mr. Peine:

Our field examiner's report on his inspection of application of water to beneficial use under the terms of permit 25813 shows the pump and pipeline are capable of conveying 31 miner's inches, or 0.62 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$6.00, we will issue the License and Certificate of Water Right for 0.62 c.f.s. confirming the right with priority of July 1, 1955, to the use of surface water from Pend Oreille River with the point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 56 N, R. 3 W, B.M. for irrigation of 60 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15; S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 16, T. 56 N, R. 3 W, B.M.

Very truly yours,

A handwritten signature in dark ink, reading "Donald W. McEldowney". The signature is written in a cursive style with a large initial "D".

Donald W. McEldowney
Water Rights Clerk

DWM:nw

May 23, 1967

Re: Permit No. 25813

Anton A. Peine
Route #1
Sagle, Idaho

Dear Mr. Peine:

Our field examiner's report on his inspection of application of water to beneficial use under the terms of permit 25813 shows the pump and pipeline are capable of conveying 31 miner's inches, or 0.62 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$6.00, we will issue the License and Certificate of Water Right for 0.62 c.f.s. confirming the right with priority of July 1, 1955, to the use of surface water from Pend Oreille River with the point of diversion in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, T. 56 N, R. 3 W, B.M. for irrigation of 60 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15; S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 16, T. 56 N, R. 3 W, B.M.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

25813

(152)

B.87/ 828

B.841 (1-4)

J. H. G. + C. G.

17.73

- 1 -

7.40

11.43

4.6.53

6.43

B.88/ 1000

Anton

B.85 C.9

B.88 1000

Anton

60

14

32

14

(16)

B.286 1048
(3-3)

11.5

C.528

B.87/ 828

390

1050

C.814
(1-2)

25813

Re: Permit No. 25813

July 6, 1966

Anton A. Peine
Rt 1
Sagle, Idaho

Dear Mr. Peine:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Sandpoint News-Bulletin all submitted in proof of completion of works and beneficial use on Permit No. 25813.

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 to contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

Deputy State Reclamation Engineer

RKH:mr

P.S. Returned is the statement of cost of the publication.

25813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 25813

RECEIVED
JUN 23 1966

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Anton A. Peine, Route 1, Sagle, Idaho, farmer, Route 1, Sagle, Idaho.

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

Ques. 3. State number, approval date of permit, and date of priority: _____

25813; 7/18/55; 7/18/55.

Ques. 4. State source of water supply: Pend Oreille River

Give location of point of diversion, showing subdivision, section, township and range

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T56N, R3W

Ques. 5. Describe your works of diversion: 5 HP electric motor, 1 $\frac{1}{2}$ " discharge pump; 5 HP gas motor, 2" discharge pump for flooding.

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: .56 c.f.s. ; 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 _____ ; depth to water _____ ; if pump is used, state discharge of pump: _____ ; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: 18 seven-gal. sprinkler heads at 40# pressure on electric system.

Ques. 6. State for what purpose water is used: Irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

14 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T56N, R3W; 30 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T56N, R3W; 16 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T56N, R3W.

25813

D

State nature of all improvements which have been made as a direct result of said use:

Irrigation system has made possible more improved pasture and hay production.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 1956 - .56 c.f.s. - Time used since first use:

Every year since.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

(sign) Anton Pelmis ✓

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

Sandpoint, County of Bonner
State of Idaho, on this 20 day of June, A. D. 19 66.

My commission expires: _____

Dorothy M. Norlen
Notary Public in & for State of Idaho
Residing at Sandpoint, Idaho
My Commission Expires July 6, 1968

25813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 23 1966

Department of Reclamation

PERMIT NO. 25813

Proof of Application of Water to Beneficial Use
Deposition of Witness

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. A. E. Welch, 57, Route 1, Sagle, farmer, Route 1, Sagle, Idaho.

Ques. 2. Are you acquainted with Anton A. Peine, the holder of Permit No. 25813? How long have you known him and where does he reside?

Ans. Ten years; Route 1 Sagle

Ques. 3. Have you read or heard read said Permit No. 25813, 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. Pend Oreille River; ~~Swamp Creek~~ SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T. 56N, R3W

5 HP electric motor, 1 $\frac{1}{2}$ " discharge pump; 5 HP gas motor, 2" discharge pump for flooding.

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. .56 c.f.s., same

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; 14 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15; 30 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16; 16 acres

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 16, T56N, R3W. Cultivated land. Improved pasture and hay.

25813

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

Ans. _____

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. Hay and pasture land. Additional water could be used profitably.

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. Since 1956 I have witnessed the full use of this irrigation system.

(Signed)

R. E. Welch

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 Sandpoint

County of Bonner, State of Idaho, on this 20 day of June,

A. D. 1966.

Dorothy M. Norton
Notary Public.

My commission expires

Notary Public in & for State of Idaho
Residing at Sandpoint, Idaho
My Commission Expires July 6, 1968

25813

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 23 1986

Department of Reclamation

PERMIT NO. 25813

Proof of Application of Water to Beneficial Use
Deposition of Witness

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. Virginia Overland; 35; Route 1, Sagle, Idaho; housewife; Route 1, Sagle.

Ques. 2. Are you acquainted with Anton A. Peine, the holder of Permit No. 25813? How long have you known him and where does he reside?

Ans. Ten years; Route 1, Sagle.

Ques. 3. Have you read or heard read said Permit No. 25813, 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. Pend Oreille River; ~~SW 1/4~~ SE 1/4 NE 1/4 Sec. 16, T. 56N, R3W

5 HP electric motor, 1 1/2" discharge pump; 5 HP gas motor, 2" discharge pump for flooding.

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. .56 c.f.s., same

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; 14 acres SW 1/4 NW 1/4 Sec. 15, T 56N, R3W; 30 acres SE 1/4 NE 1/4 Sec. 16,

T56N, R3W; 16 acres SW 1/4 NE 1/4, Sec. 16, T56N, R3W. Cultivated land. Improved pasture and hay.

25813

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

Ans. _____

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. Hay and pasture land. Additional water is needed beyond what this system
can supply.

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. Since 1956 I have witnessed the use of this irrigation system to the
fullest extent of its capacity.

(Signed)

Virginia Garland

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 Sandpoint, County of Bonner, State of Idaho, on this 20 day of June, A. D. 19 66.

Dorothy M. Norton
Notary Public.

My commission expires _____

Notary Public in & for State of Idaho
Residing at Sandpoint, Idaho
My Commission Expires July 6, 1968

25813

Affidavit of Publication

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

RECEIVED
JUN 29 1966

Department of Reclamation

L.E. Pietsch being first duly sworn on
oath deposes and says that he is Publisher
of The Sandpoint News-Bulletin, a weekly
newspaper printed and published at Sandpoint,
Bonner County, Idaho; that the said Sandpoint
News-Bulletin has been continuously and unin-
terruptedly published in said Bonner County
during a period of 18 months or 78 weeks
prior to the first publication of the hereto
attached notice for publication in the case of
Notice for Publication, Notice of Proof

Application of Water to beneficial

use

as it was published in the regular and entire issue
of the said paper for a period of four
consecutive weeks, commencing on the 19th
day of May, 1966, and end-
ing on the 9th day of June,
66, and that said notice was published in said
newspaper, and not in supplemental form.

L.E. Pietsch

Subscribed and sworn to before me this

26 day of June, 1966

Myrtle B. Galt
Notary Public for Idaho,
Residing at Sandpoint, Idaho.

NOTICE FOR PUBLICATION NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on
the 20th day of June, 1966, at
Sandpoint F.H.A. Office, County
of Bonner, State of Idaho, before
Mrs. Dorothy Norlen, proof will
be submitted of application to
beneficial use of 3.0 cubic feet
per second of the waters of Pend
Oreille River in accordance with
the terms and condition of Per-
mit No. 25813 heretofore issued by
the Department of Reclamation of
the State of Idaho.

The name and post office ad-
dress of the person or corporation
holding said permit: Wilhelmina &
Anton A. Peine, Route 1, Sagle,
Idaho.

The use to which said water
has been applied is irrigation.

The amount applied to beneficial
use is 3.0 c.f.s.

The point of diversion of said
water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$,
Section 16, T. 56N, R3W.

The place where said water is
used (legal description): 14 acres
SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15; 32 acres
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16; 14 acres
SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16.

The date of priority which said
user is prepared to establish is
July 1, 1955.

CARL TAPPAN,
State Reclamation Engineer
m19-26-je2-9

25813

May 12, 1966

Re: Permit No. 25813

Anton A. Peine
Rt 1
Sagle, Idaho

Dear Mr. Peine:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 25813.
The proofs are to be made ~~at 10:00 o'clock~~ on the 29th day of June, 19 66 before Mrs. Dorothy Norlen
Sandpoint FHA Office Notary Public.

As of this date, we have mailed the Notice to the Sandpoint News-Bulletin, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then 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, and 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,

M. Russell Bosch
Office Manager

Encl.

cc: Notary

25813

Re: Permit No. 25813

May 12, 1966

Sandpoint News-Bulletin
Sandpoint, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to June 20, 1966. The expense of the publication is to be paid by Anton A. Peine of Rt 1, Sagle, Idaho to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking at least one week prior to the first publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

CET:mr

25813

RECEIVED
MAY 11 1966
Department of Reclamation

Route 1, Sagle, Idaho
May 9, 1966

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
Room 107 Statehouse
Boise, Idaho

Dear Mr. Tappan:

Enclosed are completed Forms 10 and 11 as instructed.

In your letter of May 2, you have used Permit No. 25793 which does not conform. The number on the application permit is 25813. Apparently this is an error and I have used the #25813.

Sincerely,



Anton A. Peine

25813

RECEIVED

MAY 11 1966

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 9, 1966

(P. O.) Route 1, Sagle, 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 Sandpoint News-Bulletin of
Sandpoint, Idaho Published in
the county in which the works are situated.

Anton A. Resnie

(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

25813

RECEIVED
MAY 11 1966

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at ~~10:00~~ A.M. on the 20th day of June, 1966,
at Sandpoint P.H.A. Office, County of Bonner, State of Idaho, before
Mrs. Dorothy Norlen, proof will be submitted of the
application to beneficial use of 3.0 cubic feet per second of the waters of
Pond Oreille River in accordance with the terms and conditions of
Permit No. 25813 heretofore issued by the Department of Reclamation of the State of
Idaho.

The name and post office address of the person or corporation holding said permit _____

Wilhelmina Anton A. Peine, Route 1, Eagle, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 3.0 cfs

The point of diversion of said water is _____

SW $\frac{1}{4}$ and SE $\frac{1}{4}$, Section 16, T. 56N, R3W

The place where said water is used (LEGAL DESCRIPTION) _____

14 acres SW $\frac{1}{4}$ Section 15; 32 acres SE $\frac{1}{4}$ Section 16; 14 acres SW $\frac{1}{4}$
Section 16 Twp 56N R3W

The date of priority which said user is prepared to establish is July 28, 1955

State Reclamation Engineer

25813

D

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

25813

Re: Permit No. ~~25793~~

Date:

May 2, 1966

Anton A. or Wilhemina Peine
Route #1
Sagle, Idaho

Dear Mr. Peine:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. ~~25793~~ is due not later than **July 18, 1966**. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

Before this proof 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.

We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated -- by legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as 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, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

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, and at the place named, before the Notary Public, as advertised in the publication notice.

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by field inspection to have been irrigated at the time of proof.

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

Enc. Form 10 and 11

25813

June 6, 1960

Re: Permit No. 25813

C
O
P
Y

Anton A. Peine
Route #2
Sagle, Idaho

Dear Mr. Peine:

We enclose herewith assignment of Permit No. 25813 to Anton A. or Wilhelmina Peine, with departmental receipt No. 30114 in the amount of \$0.50 attached for fee.

We also enclose Certificate of Completion of Works, with departmental receipt No. 30115 in the amount of \$5.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hule
Chief Clerk

EPR:ew

Enc. assignment
certificate
receipts (2)

25813

RI

Permit No. 25813STATE OF IDAHO
Department of ReclamationRECEIVED
MAY 13 1960Proof of Completion of Works
AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonner County, Idaho.

ss.

RECEIVED
JUN 3 1960
Department of Reclamation

Anton A. or Wilhelmina Peine, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 25813, and that his postoffice address is Sagle,
State of Idaho.

Second: That the name of the stream from which said water is to be diverted is

Pend Oreille Lake RiverThird: That the point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ andSE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 16.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 18, 19 60Fifth: That the use for which said water is intended is Irrigating of Hay LandSixth: That on the date above mentioned, the works constructed under said permit were fully completed and consisted of the following:I. Kind of works: Sprinkler System, Price \$2366.65
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.(c) Size of headgate: Width feet, height feet.(d) Conduit width at bottom feet, width at water line feet
(State whether ditch, flume or pipe)feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use

3.0 second feet of water.Eighth: That water appropriated under said permit is available for 143
acres of land described as follows: S $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 16;SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 56 North, Range 3 WestNinth: Remarks: That Wilhelmina Peine Anton A Peine
(Sign Here)Subscribed and sworn to before me this 12th day of May, 19 60My commission expires 2/17/62Norma Sommerfeld
Notary Public.

25813

May 17, 1960

RE: Permit No. 25813

Anton A. Peine
Rt 1
Sagle, Idaho

Dear Mr. Peine:

Returned herewith is the Form 6 with attached check for the \$5.00 fee you submitted to this office.

You did not complete the third, seventh and eighth questions.

Under third you should show the subdivision in which you divert the water. Your permit shows you intended to divert from the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 16.

Under seventh you should show the amount of water you are diverting. Your permit shows 3.0 second feet of water.

Under eighth you should show the legal description of the land you are irrigating. Your permit shows S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 16; SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 56 North, Range 3 West.

The permit does not show Wilhelmina Peine. You and your wife may sign the enclosed assignment form before a Notary Public and return to this office with the \$0.50 fee for recording.

Kindly complete the form 6, Proof of Completion of Works, and return promptly to this office with the check attached.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RWT:mr
Enc. proof of completion of works
check
assignment

25813

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

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho

Re: Permit No. 25813

May 2, 1960

Anton A. Peine
Route #1
Sagle, Idaho

Dear Mr. Peine:

Dear Sir:

Under the terms of your permit No. 25813 you are required to complete your diversion works on or before July 18, 1960. I enclose 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 of Works 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.

Very truly yours,

GEO. N. CARTER

STATE RECLAMATION ENGINEER

Enc. Form 6

25813

July 26, 1955

RE: Permit No. 25813

Mr. Anton A. Peine
Route 1
Sagle, Idaho

Dear Mr. Peine:

We enclose Permit No. 25813 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

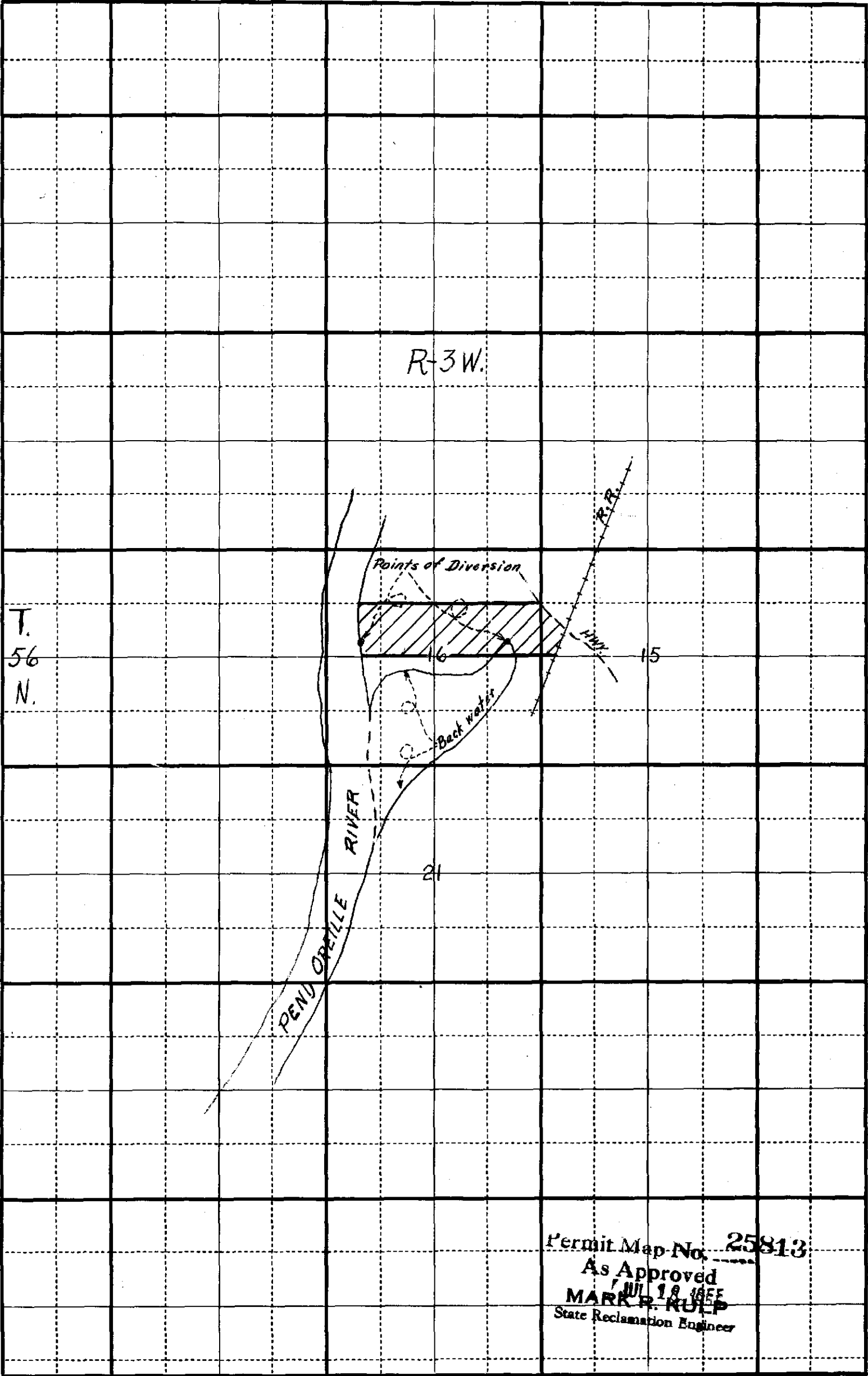
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

Enc.

25813



July 14 - 55
Sagle, Idaho.

Dear Sir:

We are finally moved
and our address is Sagle,
Idaho, Route 1.

We are the folks that
filed for some water, and
you wanted to know what
our address would be so
you could send us our paper.

Sincerely yours

Anton Paine
Sagle, Idaho
Route 1.

RECEIVED
JUL 15 1955

Department of Reclamation

25813

**NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that on the 20th day of June, 1966, at Sandpoint F.H.A. Office, County of Bonner, State of Idaho, before Mrs. Dorothy Norlen, proof will be submitted of application to beneficial use of 3.0 cubic feet per second of the waters of Pend Oreille River in accordance with the terms and condition of Permit No. 25813 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit: Wilhelmina & Anton A. Peine, Route 1, Sagle, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 3.0 c.f.s.

The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 16, T. 56N, R3W.

The place where said water is used (legal description): 14 acres SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15; 32 acres SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16; 14 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16.

The date of priority which said user is prepared to establish is July 1, 1955.

CARL TAPPAN,
State Reclamation Engineer
m19-26-je2-9