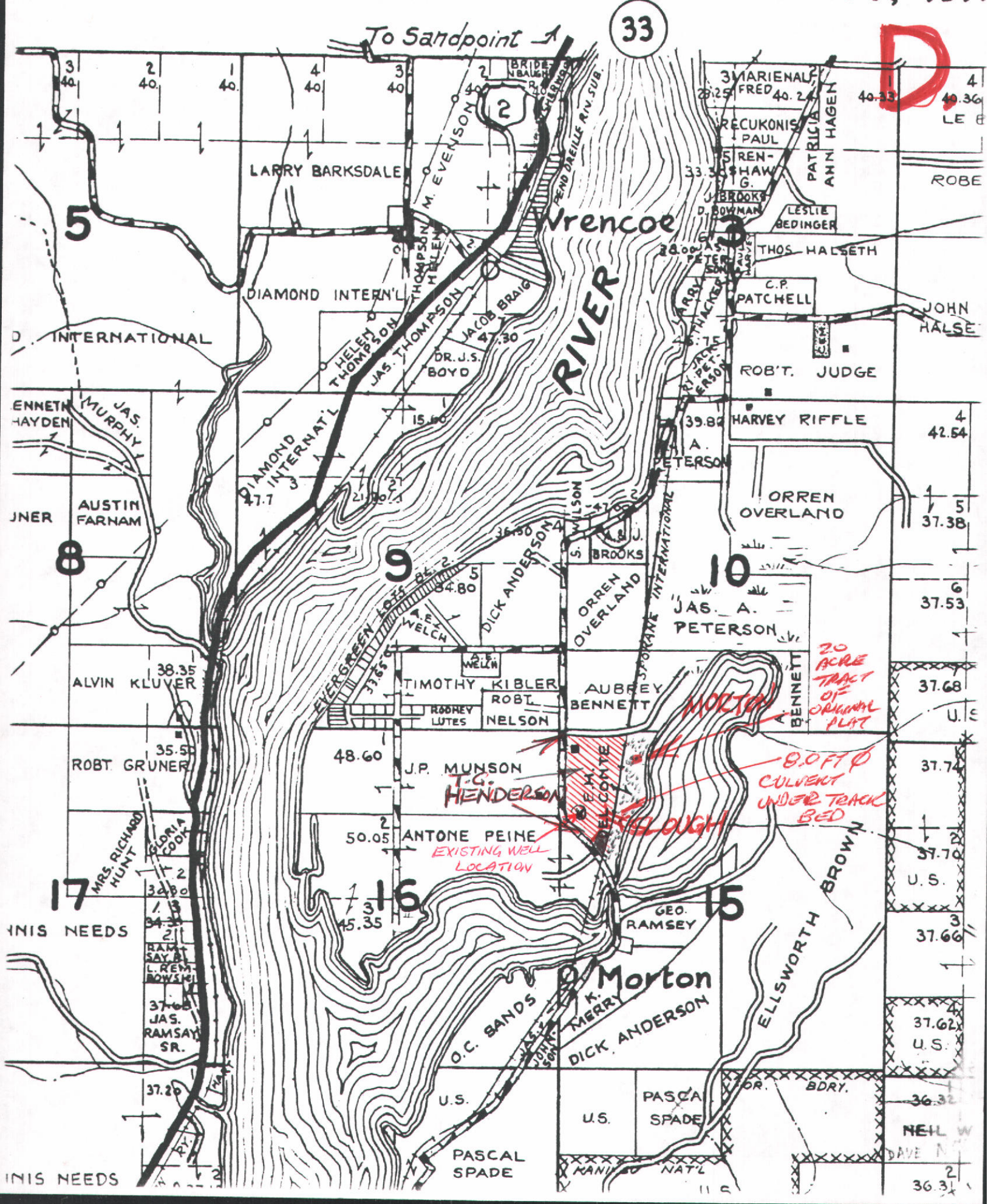


TOWNSHIP 36 N., RANGE 14 E. BONNER COUNTY, IDAHO

DATED MAY 1974



23 3/16 x 3/32

22

22

25

25

29

50 23
24-25

631

23

17893

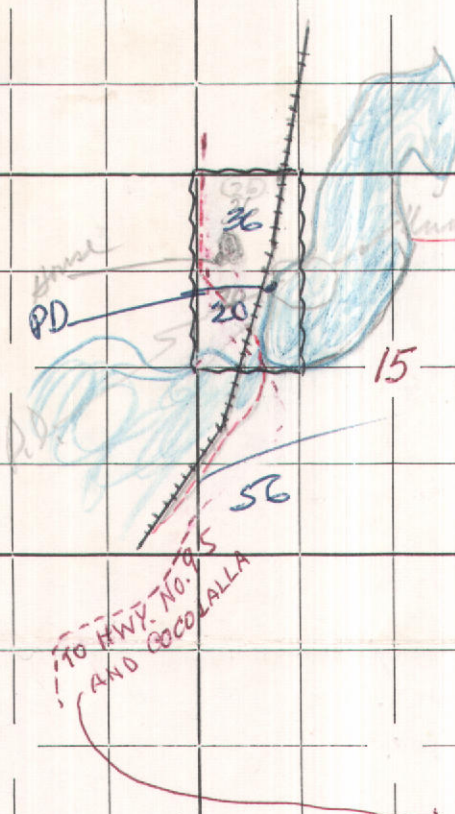
1262

9 145.13

16.42 inch w. 32 cfs

R-3W.

T.
56
N.



Unnamed lake

Back waters of Perid Oreille River

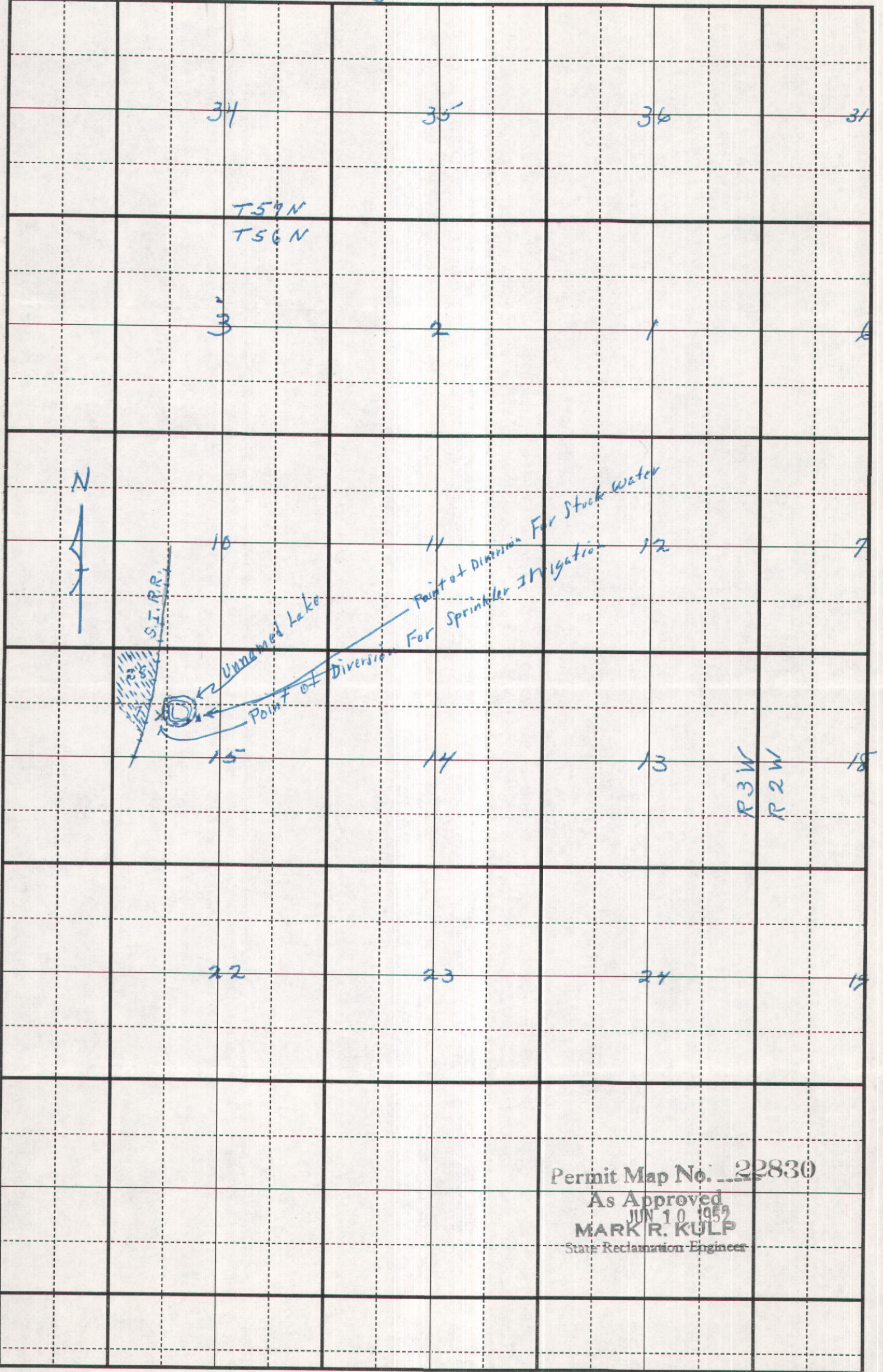
Subdivisions

ARBA

Q

56 acres

.32 cfs or 16 inches



Permit Map No. 22830
As Approved
JUN 10 1959
MARK R. KULP
State Reclamation Engineer

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

Notice is hereby given that at 10:00 A.M. on the 15th day of June, 1963 at Sandpoint, County of Bonner, State of Idaho, before Hardy C. Lyons, at his law office in said city, proof will be submitted of the application to beneficial use of 0.70 cubic feet per second of the waters of an unnamed lake, tributary of Morton Slough in accordance with the terms and conditions of Permit No. 22830 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 is John E. Springer, Route One, Sagle, Idaho.

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

The amount applied to beneficial use is 0.70 cubic feet per second.

The point of diversion of said water is SW 1/4 NW 1/4, Sec. 15, T. 53 N., R. 3 W. B. M., County of Bonner.

The place where said water is used (LEGAL DESCRIPTION) W 1/4 NW 1/4, Sec. 15, T. 53 N., R. 3 W. B. M.

The date of priority which said

user is prepared to establish is May 15, 1952.

GEO. N. CARTER,
State Reclamation Engineer
m2-9-16-23

State of Idaho

License and Certificate of Water Right

Water License No. 22830

Amount .32 c.f.s.

Water District No.

Priority May 15, 1952

THIS IS TO CERTIFY that JOHN E. SPRINGER
of Sagle, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 15, 1952; that Permit No. 22830
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.70 second feet, was issued thereunder on April 17, 1957, showing that said works
were completed on the 3rd day of April, 1957; and that on the 10th
day of June, 1963,

JOHN E. SPRINGER

of Sagle, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Unnamed lake
, a tributary of Morton Slough & Pend Oreille River, for the purpose of irrigation and
stock water, under Use Permit No. 22830 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

12 of Licenses at page 7743, on the 8 day of October, 1963;

The right hereby confirmed dates from May 15, 1952;

The Point of Diversion is located

in the SW 1/4 NW 1/4, Sec. 15, Tp. 56 N., R. 3 W., B. M. Benner 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 .32 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
56 N.	3 W.	15	NW 1/4 NW 1/4 SW 1/4 NW 1/4	28 7	36 20
			Total number of acres to be irrigated:		56

FHA

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

8th day of October, 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

96 2203

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 96-2203

APPLICATION No. 30520
 PERMIT No. 22830
 DISTRICT No.

1. Name of Applicant: **JOHN E. SPRINGER**

Postoffice address: **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:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: **0.70**

cubic feet per second.

3. Source of water supply: **Un-named lake**

which is a tributary of **Morton Slough and Pend Oreille River**

4. Location of point of diversion: **1850**

feet distant from the **N. W.**

corner of Section **15**, T. **56 N.**, R. **3 W.**, B. M., and is in the **SW $\frac{1}{4}$ NW $\frac{1}{4}$**

of Section **15**, T. **56 N.**, R. **3 W.**, B. M., County of **Bonner**

5. Water is to be used for **Irrigation and stock water**

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 , 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: \$ **3,000.00**

8. Kind of works: **Pipe for sprinkler irrigation**

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 feet; 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 (5)** years.

13. The time required for the complete application of the water to the proposed use is **Six (6)** 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? No 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.

JOHN E. SPRINGER *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 1:30 P. M. May 15, 1952

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 22830

Recorded in Book 81 Page 22830 Approved June 10, 1952

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 **August 10, 1952** and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **December 10, 1954**

The whole of said work to be completed on or before **June 10, 1957**

Beneficial use of water appropriated in accordance herewith, to be made on or before **June 10, 1963**

WITNESS My hand this 10th day of June, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN, 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 10th
day of June, 19 52.
STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

Secretary of State.

BY

LEN JORDAN

Governor.

REMARKS: Location of diversion for stock water is 2600 feet from N. W. corner of Section 15, T. 56 N. R. 3 W. and is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 15, T. 56 N. R. 3 W.
The lake is on my own land. It is about 45 acres in size.

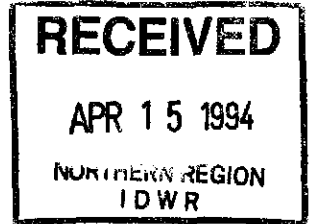
14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
56 N.	3 W.	15					28	7										35	
			Permit No. <u>22830</u> Certificate of Completion of Works																
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that JOHN E. SPRINGER of Sagle, County of Bonner, and State of Idaho, the holder of Permit No. 22830, issued upon Application No. 30520 bearing date of priority of May 15, 1952, authorizing the diversion of 0.70 second feet of the waters of an un-named lake which is a tributary of Morton Slough and Pend Orielle River and which is now inundated by Albany Falls Dam County of Bonner, State of Idaho, for domestic and sprinkler 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 0.70 second feet of the waters of an un-named lake that the point of diversion of said waters SW1/4NW1/4 of Section 15, Township 56 N., Range 3 West B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 28 acres in the NW1/4NW1/4 of Section 15, Township 56 N., Range 3 W.B.M. Proof of Completion of Works made: April 3, 1957.																			
Witness my hand this 17th day of April, A.D. 1957.																			
/s/ Mark R. Kulp State Reclamation Engineer																			
Proof of Completion of Works made: April 3, 1957 Certificate of Completion of Works issued April 17, 1957.																			
LICENSE ISSUED FOR 32 SEC. 15. Page 7743																			

RECEIVED
APR 25 1994
Department of Water Resources

Thomas & Irene Henderson
3000 Lakeshore Drive
Sagle, Idaho 83860
208-263-9635

14 April 1994



Idaho Department of Water Resources
State of Idaho - Northern Region
1910 Northwest Boulevard
Suite 210
Coeur d'Alene, Idaho 83814

Re: Transfer to Our Name, Reclamation and Conveyance of Custodianship of Previous Existing Water Right Permit, For Continued Use

1. Original permit on file with Dept of Water Resources No. 96-02203 (old No. 22830) pumping of water from unnamed lake - tributary to Morton Slough (actually Morton Slough).

Location: West $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15 Township 56 North Range 03 West Boise Meridian, Bonner County, Idaho and;

West $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15 Township 56 North Range 03 West Boise Meridian Bonner County, Idaho lying in portions of these tracts -

Bonner County Tax No. PP 56N 03 W 15 3151A for 35 acres. Plat included as enclosure (d).

2. Enclosed are instruments of conveyance of title deeds from the last permit owner, ie, John E. Springer, to the current landowners, Thomas G. & Irene F. Henderson, as enclosures (a), (b), and (c).
3. Two (2) intermittent flow/usage rates are requested as follows:
 - A. .34 CFS for summer (5 months) irrigation and stockwater, utilizing diesel drive - 25hp - 4" pump.
 - B. Up to 1.0 CFS as an emergency standby fire fighting system, utilizing diesel drive pump. The closest volunteer fire fighting facility to this area is over 12 miles away. By actual observation, response time is forty to sixty minutes to this area. This fire protection would protect at least three homesteads.
4. Background: It is unknown whether Mr. Howell drew water from this source. By actual observance, Mr. Delconte used a 30 hp, 3 PH electric driven 4 inch pump for major irrigation and a 3 $\frac{1}{2}$ hp, 1 PH electric driven - 1 $\frac{1}{2}$ " pump for garden watering.

I have been irrigating via a 4" diesel drive pump, into a 1 $\frac{1}{2}$ " line, during summers since May 1987.

Sincerely,

Handwritten signatures of Thomas G. Henderson and Irene F. Henderson. The signatures are in dark ink and are written over the typed names.
Thomas G. & Irene F. Henderson

- Encl: (a) Instrument of Conveyance of Title John E./Marjory May Springer
to Curtis R. Howell - Et Ux
- (b) Instrument of Conveyance of Title Curtis R. Howell, Et Ux to
E. H. DelConte, Et Ux.
- (c) Instrument of Conveyance of Title E. H. DelConte, Et Ux to Thomas G.
and Irene F. Henderson
- (d) Metzger Plat of Morton Slough Area, Showing DelConte/Henderson Tract
and Irrigation Access Culvert to Morton Slough

97827

EXECUTOR'S DEED

MARJORIE MAY SPRINGER, a widow, INDIVIDUALLY, a
EXECUTRIX OF THE ESTATE OF JOHN E. SPRINGER, DECEASED, in con-
tation of one dollar and other valuable consideration, rec-
which is hereby acknowledged, does hereby grant and conv-
CURTIS R. HOWELL, a married man, of Bonner County, Idaho
her right, title and interest, and all of the right, title
interest of the decedent at the time of his death, and all
right, title and interest that the estate may have subsequ-
acquired by operation of law, or otherwise, in and to the r
property situated in the County of Bonner, State of Idaho, ca
as follows, to-wit:

That portion of the North Half of the Northwest Qu-
(N $\frac{1}{2}$ NW $\frac{1}{4}$) of Section 15, Township 56 North, Range 3
Boise Meridian, lying West of Morton Slough; also
part of the Southwest Quarter of the Northwest Qu-
(SW $\frac{1}{4}$ NW $\frac{1}{4}$) lying between the County Road and the Rail-
right-of-way.

Subject to conditions, restrictions, reservations, re-
ments and/or rights of way of record.

Reference is hereby made to the Orders rendered
Probate Court of Bonner County, State of Idaho, the
and the proceedings had, in the matter of the estate
Springer, deceased, #3396, and particularly to the
Order of Solvency, dated October 13, 1964.

IN WITNESS WHEREOF, this instrument is ex-
day of October, 1964.

Marjorie Springer
Marjorie May Springer, Individu-

Marjorie Springer
Executrix of the Estate of John
deceased.

STATE OF IDAHO,)
: ss.
County of Bonner.)

On this 13th day of October, 1964, before me, the
signed, a Notary Public in and for said State, personally appeared



FILED FOR RECORD
DORIS L. KENNEY, BONNER COUNTY RECORDER
By Helen [unclear] agent
BONNER COUNTY ABSTRACT CO.
JAN 13 1965

426

MARIE MAY SPRINGER, a widow, known to me to be the person whose
is subscribed to the foregoing instrument, and acknowledged
that she executed the same individually and as Executrix of
estate of John E. Springer, deceased.

IN WITNESS WHEREOF, I have hereunto set my hand and
notarial seal on the date last above written.

Herbert C. Evans
Notary Public in and for the State of
Idaho, residing at Sandpoint.

B.

400

WARRANTY DEED

64177

KNOW ALL MEN BY THESE PRESENTS:

That CURTIS R. HOWELL, a married man dealing with his sole and separate property, and HELEN HOWELL, his wife, of the County of Bonner, State of Idaho, in consideration of One Dollar and other valuable considerations, do hereby grant, bargain, sell and convey unto E. H. DELCONTE and MARGARET DELCONTE, his wife, of the County of Bonner, State of Idaho, the following property in Bonner County, State of Idaho, to-wit:

That portion of the West Half of Northwest Quarter in Section 15, Township 56 North of Range 3 West of the Boise Meridian described as follows:

Beginning at the intersection of the East right of way of the County Road and the North line of said Section 15; thence East along the North line of said Section to the West right of way of the Spokane International Railway Co.; thence Southwesterly along the West right of way of said Railway to the North right of way line of the County Road; thence Northerly along said right of way to the point of beginning.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

AND the above named grantors hereby covenant that the above described premises are free from all encumbrances and that they will and their heirs, executors and administrators shall warrant and defend the above premises against all lawful claims and demands, except:

SUBJECT to all existing easements and rights of way of record and taxes for the year 1969.

SIGNED this 27 day of May, 1969.

Curtis R. Howell
Helen Howell

FILED FOR RECORD July 11/1969 3:40 P. E. H. Delconte
BY J. KENNEL BONNER COUNTY RECORDER BOOK NO. 4397 PAGE 207 460

455110

C.

323796

WARRANTY DEED

For value received E. B. DELCONTE and MARGARET DELCONTE, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto THOMAS G. HENDERSON and IRENE F. HENDERSON, husband and wife, the Grantees, whose current address is P.O. Box 161, Colburn, Idaho 83265, the following described premises, in Bonner County, Idaho, to-wit:

That portion of the W1/4 in Section 15, Township 56 North, Range 3 West of the Boise Meridian, Bonner County, Idaho, described as follows:

Beginning at the intersection of the East right of way of the County Road and the North line of said Section 15; thence East along the North line of said section to the West right of way of the Spokane International Railway Co.; thence Southwesterly along the West right of way of said Railway to the North right of way line of the County Road; thence Northerly along said right of way to the point of beginning;

EXCEPT A TRACT DESCRIBED AS FOLLOWS:

Commencing at a point South 51° 26' 52" East 33.25 feet from the section corner common to Sections 9, 10, 15 and 16, aforesaid Township and Range; thence South 0° 17' 20" East 277.68 feet; thence South 0° 06' 27" East 555 feet; thence South 0° 07' 50" East 403.75 feet; thence South 23° 12' 04" East 92.22 feet; thence South 41° 38' 13" East 26.88 feet; thence South 42° 54' 38" East 227.49 feet; thence South 43° 10' 39" East 496.29 feet to the TRUE POINT OF BEGINNING; thence North 24° 25' 28" East 252.51 feet; thence South 68° 53' 51" East 131.82 feet; thence South 13° 11' 49" West 349.08 feet; thence North 43° 10' 39" West 215.85 feet to the true point of beginning.

SUBJECT TO THE FOLLOWING:

Right of way for road purposes over the North 20 feet, by Deed recorded October 4, 1947 in Book 75 of Deeds, Page 243, records of Bonner County, Idaho.

Estate of interest of the United States of America as per Judgment on Declaration of Taking filed August 12, 1952 by United States of America in United States District Court for the District of Idaho, and recorded August 18, 1952 as Instrument No. 43058 in Book 14 of Judgments, Page 117, records of Bonner County, Idaho.

Daniel P. Featherston
Attorney At Law
105 Pine #109 - P.O. Box 1
Sandpoint, Idaho 83864
(208) 263-6866

WARRANTY DEED - Page 1

FILED BY SAFECO Title Ins.
BOOK 115 PAGE 300
FEE 3.00

'86 SEP 2 PM 12 20

CLIFFORD D. CHAPIN
RECORDER OF BONNER
COUNTY BY *[Signature]* DEP.

return to: Dana Kay Realty
126 N 3rd

C.

Transmission lines and poles of Northern Lights Incorporated, as indicated by instrument recorded June 12, 1957 under Document No. 61389 in Book 24 of Miscellaneous, Page 22, records of Bonner County, Idaho.

Easement for electric transmission line, as granted by E. H. Delconte to Northern Lights, Inc., a corporation, by instrument recorded November 9, 1972 under Document No. 144965, records of Bonner County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; and that they are free from all incumbrances, except all easements, rights of way, covenants and restrictions of record as are above set forth, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: August 28, 1986.

E. H. Delconte
E. H. DELCONTE, Individually
and as Attorney in Fact for
Margaret Delconte

Margaret Delconte
MARGARET DELCONTE
By: E. H. Delconte

STATE OF IDAHO, COUNTY OF BONNER:

On this 28th day of August, 1986, before me, a Notary Public in and for said State, personally appeared E. H. DELCONTE, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact for Margaret Delconte, and acknowledged to me that he subscribed the name of Margaret Delconte thereto as principal, and his own name individually and as attorney in fact.

Dora Kay Hanson
Notary Public, State of Idaho
Residing at Shoshone
My Comm. expires: 1989

By execution hereof, we hereby accept the terms and conditions set forth in this instrument this 28th day of August, 1986. (REAG CONTENT)

Thomas G. Henderson Irene F. Henderson
THOMAS G. HENDERSON IRENE F. HENDERSON

Daniel P. Featherston
Attorney At Law
105 Pine #109 - P.O. Box 1
Sandpoint, Idaho 83864
(208) 263-6866

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22830

REPORT ON PROOF OF Beneficial Use

John E. Springer
Sagle, Idaho

John E. Springer
Sagle, Idaho

Permit No. 22830

Completion of Works

Examination for and Beneficial Use

County Bonner

Quantity: 6.7 c.f.s. Sec. 15, T. 56N, R. 3W

Source: Unnamed lake

P.D.: SW 1/4 NW 1/4, Sec. 15, T. 56N, R. 3W

Use: Irrigation & stock

Filed: May 15, 1952

Due: June 10, 1963

Extension: —

Protest: —

Completion of Works: 4-17-57

Other Rights: None

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
SEP 24 1963

Department of Reclamation

64
30
1620

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 22830

This proof is for Beneficial Use

In Water District No.

1. Name of applicant JOHN E. SPRINGER, Sagle, Idaho
2. Source of water supply: unnamed lake, tributary Morton Slough & Pend Oreille River
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15
T. 56 N R. 3 W County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: $7\frac{1}{2}$ HP Wagner Motor & Model 59E277J858 - Deming Centrifugal pump # 195751
4" Suction reduced to 2" - 1 1/2" Outlet increased to 4" main line with 1 1/2" gate valve. - 4" x 1920' main line. - 21 3" lengths of lateral + 2 lengths 2" lateral 23 - 3/4 x 3 3/4" nozzle.

5. Water is used for: irrigation and stock water
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):

SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, 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? Columbia River

Remarks: Mr. John Springer along

Lake is back waters of Pend Oreille River

Measured by taking pressure readings along lateral

This examination was made on the 9th day of September, 1963

(Signed) *Loyd Johnson*

Examiner.

22830

October 23, 1964

Re: License No. 22830
John E. Springer

Randall Johnston, Supervisor
Farmers Home Administration
Sandpoint, Idaho

Dear Mr. Johnston:

License No. 22830 record has been
marked and your letter in regard to mortgage has been
placed in the file.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

22830

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

Sandpoint, Idaho

October 22, 1964

22830

OCT 23 1964

DEPARTMENT OF AGRICULTURE

Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Dear Sir:

We recently closed a loan to Mr. Curtis R. Howell of R#1 Sagle, Idaho for the purpose of purchasing the John E. Springer property.

Included in our real estate mortgage are the water rights under State of Idaho License and Certificate No. 22830 executed by the Idaho State Reclamation Engineer on October 8, 1963 for .32 c.f.s. with a priority of May 15, 1952.

Sincerely yours,

Randall Johnson
Randall Johnson
County Supervisor

p 7743

22830

October 8, 1963

RE: Permit No. 22830

John E. Springer
Sagle, Idaho

Dear Mr. Springer:

Enclosed is the License and Certificate of Water Right on the
above numbered permit.

Also enclosed is departmental receipt No. 31841 in the amount
of \$4.00 covering the fee.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. license
receipt

22830

Oct. 4, 1963

RECEIVED

OCT 7 1963

Mr. Carl E. Tappen

St. Reclamation Engineer

Department of Reclamation

Dear Mr. Tappen:

I find enclosed a check for \$4, the statutory fee for the license and certificate of water right on permit no. 22830 for the use of 0.32 second ft of surface water, not stock water and irrigation water for 56 A, with the point of diversion the S. W. $\frac{1}{4}$ N. W. Sec. 15 T 36 N., R 3 W. B.M. from unnamed lake, tributary Morton slough and Bend Arville River

Respectively yours

22830

400 - June 20-62

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

September 25, 1963

Re: Permit No. 22830

John E. Springer
Sagle, Idaho

Dear Mr. Springer:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 22830 shows the pump and pipe line are ~~xxx~~ capable of conveying 16 miner's inches, or 0.32 c.f.s. of water for stock water and irrigation of 56 acres.

Upon receipt of the statutory fees of \$ 4.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of May 15, 1952 to the use of 0.32 second feet of surface water with the point of diversion the SW¹/₄ Sec. 15, T. 56 N., R. 3 W., B.M. from unnamed lake, tributary Morton Slough and Bend Oreille River for stock water and irrigation of 56 acres in the W¹/₄ Sec. 15, T. 56 N., R. 3 W., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

22830

XXXXXXXXXX

August 27, 1963

Re: Permit No. 22830

John E. Springer
Sagle, Idaho

Dear Mr. Springer:

This is a follow up of the notice from the Department of Reclamation office that an inspection would be made on your water filing as soon as possible.

I will plan to inspect your permit on or about the week of September 9, 1963

Please arrange to be on the premises so that you can accompany me over the work.

Very truly yours,
Carl E. Tappan
~~SEBASTIAN CARTER~~
State Reclamation Engineer
By

Field Engineer

LWJ:mr

22830

1M April 1962

July 5, 1963

Re: Permit No.

22830

John E. Springer
Route #1
Sagle, Idaho

Dear Mr. Springer:

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

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,
CARL E. TAPPAN, Acting
~~CHIEF ENGINEER~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

ER

cc: Hardy C. Lyons
Attorney at Law
EPR: Sandpoint, Idaho

22830

Affidavit of Publication

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

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 of Proof Application of Water
to Beneficial Use; John E. Springer

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

Notice is hereby given that at
10:00 A.M. on the 10th day of June,
1963 at Sandpoint, County of Bon-
ner, State of Idaho, before Hardy
C. Lyons, at his law office in said
city, proof will be submitted of the
application to beneficial use of 0.70
cubic feet per second of the waters
of an unnamed lake, tributary of
Morton Slough in accordance with
the terms and conditions of Permit
No. 22830 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 is John E. Springer,
Route One, Sagle, Idaho.

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

The amount applied to beneficial
use is 0.70 cubic feet per second.

The point of diversion of said
water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T. 56
N., R. 3 W. B. M., County of Bon-
ner.

The place where said water is
used (LEGAL DESCRIPTION) W $\frac{1}{2}$ -
NW $\frac{1}{4}$, Sec. 15, T. 56 N., R. 3 W.
B. M.

The date of priority which said
user is prepared to establish is
May 15, 1952.

GEO. N. CARTER,
State Reclamation Engineer
m2-9-16-23

as it was published in the regular and entire issue
of the said paper for a period of Four
consecutive weeks, commencing on the 2nd
day of May, 1963, and end-
ing on the 23rd day of May,
1963, and that said notice was published in said
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

15 day of July, 1963.

Phyllis R. Rouse

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

22820

~~XXXXXXXXXX~~

June 25, 1963

RE: Permit No. 22830
John E. Springer

Sandpoint News Bulletin
Sandpoint, Idaho

Gentlemen:

Mr. John Springer made publication of beneficial use of the water from an unnamed lake in your paper running continuously from May 2nd to May 23, 1963. He sent his depositions in promptly but the affidavit of publication from the Sandpoint News Bulletin was not included. It is very necessary that we receive this affidavit as the depositions are of no value without it.

Please mail by return mail to us this affidavit of publication.

Very truly yours,

CARL E. TAPPAN, Acting
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR

22830

Hardy C. Lyons
Attorney at Law
Farmin Building
Sandpoint, Idaho
Telephone Co 3-3411

June 24, 1963

Department of Reclamation
State House
Boise, Idaho

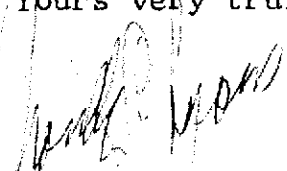
Re: Permit #22830
John E. Springer

Gentlemen:

I am enclosing Deposition of Mr. Springer and
witnesses. =

I assume that this is all that is required.

Yours very truly


Hardy C. Lyons

HCL:mm

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 22830

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address. ☒ Route #1
Ans. ☒ JOHN E. SPRINGER, ROUTE #1, FARMER P.O. Address, Sagle, Idaho
Sagle, Idaho

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. INDIVIDUAL CAPACITY

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

Ans. #22830 Date of permit: May 15, 1952 Date of ~~priority~~: 6/10/52

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

Ans. ☒ The source of water supply is a tributary of Morton's Slough and the Pend Oreille River. The place of diversion is 1850 feet distant from the NW corner of Sec. 15, T56 N, R3 WBM and is in the SW $\frac{1}{4}$ -NW $\frac{1}{4}$ of said Section Township and Range in Bonner County, Idaho.

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. The works for conveying water consist of a 7 $\frac{1}{2}$ h.p. electric pump pressure system and 4-inch sprinkler irrigation pipe, having 24 nozzles of 12 gallon per minute each, operating under a pressure of 60 pounds.

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. Water is used on the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 15, T56 N, R3 WBM. Said land consists of cultivated hay and pasture land.

Use of water on said property improves production of crops.

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

Ans. -----

22830

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

Ans. -----

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

Ans. 0.70 cubic feet per second

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. Permit was issued to the undersigned as an individual

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

Ans. To improve production of crops on the aforesaid land

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. The undersigned claims no rights in the waters other than those hereinabove mentioned.

(Sign) John E. Springer

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 10th day of June, A. D. 1963.

Hardy C. Lyons, Notary Public

My commission expires 1/18/66

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22830

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. My name is Ellsworth D. Brown, I am 48 years old; I am a farmer
and my residence and Post Office address is Route 1, Sagle, Bonner County,
Idaho.

Ques. 2. Are you acquainted with John E. Springer, the
holder of Permit No. 22830? How long have you known him and where does
he reside?

Ans. I am acquainted with John E. Springer; I have known him 15
years, he resides at Route 1, Sagle, Idaho. Our farms are in the same
neighborhood.

Ques. 3. Have you read or heard read said Permit No. 22830, 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. The source of water supply is a tributary of Morton's Slough and
the Pend Oreille River. The place of diversion is 1850 feet distant
from the northwest corner of Section 15, T56 N, R3 WBM and is in the
SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, Township and Range in Bonner County, Idaho. The
works for conveying water consists of a 7 $\frac{1}{2}$ h.p. electric pump pressure
system and 4-inch pipe for sprinkler irrigation.

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. 0.70 cubic feet per second is the estimated capacity. I have
seen the water being conveyed.

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. Sprinkler irrigation of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15,
T56 N, R3 WBM. Said property consists of pasture and cultivated hay land,
consisting of approximately 50 acres. Use of water on said land improves
production of the crops.

22830

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

Ans. Water is only used for irrigation.

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. The land is good for raising hay and grass crops. The amount of water required for its profitable cultivation is 0.70 cubic feet per second.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have no interest in the works, water or lands above-mentioned.

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. On numerous occasions I have been on the property and observed the system in operation.

(Signed)

Ellsworth D. Benson

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 10th day of June, A. D. 19 63.

Hardy C. Lyons

Notary Public.

My commission expires 1/18/66

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22830

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. My name is Robert M. Judge, I am 64 years old; I am a farmer and

my residence and Post Office address is Route 1, Sagle, Bonner County,
Idaho.

Ques. 2. Are you acquainted with JOHN E. SPRINGER, the
holder of Permit No. 22830? How long have you known him and where does
he reside?

Ans. I am acquainted with John E. Springer; I have known him fifty
years, he resides at Route 1, Sagle, Idaho. Our farms are in the same
neighborhood.

Ques. 3. Have you read or heard read said Permit No. 22830, 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. The source of water supply is a tributary of Morton's Slough and
the Pend Oreille River. The place of diversion is 1850 feet distant
from the northwest corner of Section 15, T56 N, R3 WBM and is in the
SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section, Township and Range in Bonner County, Idaho. The
works for conveying water consists of a 7 $\frac{1}{2}$ h.p. electric pump pres-
sure system and 4-inch pipe for sprinkler irrigation.

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. 0.70 cubic feet per second is the estimated capacity. I have
seen the water being conveyed.

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. Sprinkler irrigation of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15,
T56 N, R3 WBM. Said property consists of pasture and cultivated hay land,
consisting of approximately 50 acres. Use of water on said land improves
production of the crops.

22830

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

Ans. Water is only used for irrigation.

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. The land is good for raising hay and grass crops. The amount of water required for its profitable cultivation is 0.70 cubic feet per second.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have no interest in the works, water or lands above-mentioned.

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. On numerous occasions I have been on the property and observed the system in operation.

(Signed) Robert M. Judge

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 30th day of June, A. D. 19 63.

Hardy C. Lyons
Hardy C. Lyons Notary Public.

My commission expires 1/18/66

22830

April 24, 1963

Re: Permit No. 22830

Mr. John E. Springer,
Route 1,
Sagle, Idaho.

Dear Mr. Springer:

This acknowledges the Notice of Proof of ~~Completion of Works and Application~~
of Water to Beneficial Use under Permit No. 22830. The proofs are to be
made at 10:00 'clock A.M., on the 10th day of June, 19 63, before
Hardy C. Lyons, at his law office in Sandpoint, Idaho, Notary Public.

As of this date we have mailed the Notice to the Sandpoint News Bulletin
Sandpoint, Idaho, 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 dis-
interested 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

22830

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

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1963,
at Sandpoint, County of Bonner, State of Idaho, before
Hardy C. Lyons, at his law office in said city, proof will be submitted of the
application to beneficial use of 0.70 cubic feet per second of the waters of _____
an unnamed lake, tributary of Morton Slough in accordance with the terms and conditions of
Permit No. 22830 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 _____
John E. Springer, Route One, Sagle, Idaho

The use to which said water has been applied is irrigation and stockwater

The amount applied to beneficial use is 0.70 cubic feet per second

The point of diversion of said water is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T. 56 N., R. 3 W. B. M., County
of Bonner

The place where said water is used (LEGAL DESCRIPTION) W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 15, T. 56 N.,
R. 3 W. B. M.

The date of priority which said user is prepared to establish is May 15, 1952

GEO. N. CARTER
State Reclamation Engineer

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 22830
John E. Springer

Date: April 24, 1963

Sandpoint News Bulletin
Sandpoint, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **June 10, 1963** the date set for proof; the expense of the publication is to be paid by the applicant

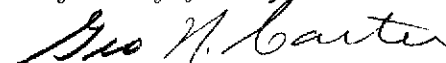
John E. Springer

of **Rt. 1, Sagle, 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

** 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.

Encl.

22830

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

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1963,
at Sandpoint, County of Bonner, State of Idaho, before
Hardy C. Lyons, at his law office in said City, proof will be submitted of the
application to beneficial use of 0.70 cubic feet per second of the waters of an un-
lake,
named Ford, tributary of Morton Slough in accordance with the terms and conditions of
Permit No. 22830 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 _____

John E. Springer, Route One, Sagle, Idaho

The use to which said water has been applied is Irrigation and Stockwater

The amount applied to beneficial use is 0.70 cubic feet per second

The point of diversion of said water is 1800 feet distant from the Northwest
corner of Section 15, T. 56 N., R. 3 W. B. M., and is in the SW 1/4 of
Section 15, Township 56 North, Range 3 West, B.M., County of Bonner

The place where said water is used (LEGAL DESCRIPTION) 28 acres, of applicant's
land in the NW 1/4 NW 1/4 of Section 15, Township 56 North, Range 3 W. B. M., and
7 acres in the SW 1/4 NW 1/4 of Section 15, Township 56 North, Range 3 W. B. M.

The date of priority which said user is prepared to establish is June 10th, 1963

State Reclamation Engineer

22830

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 22nd, 1963

(P. O.) Route One, 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. Bonneville Co.

John E. Springer.

(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

22830

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

Notice is hereby given that at 10:00 A.M. on the 10th day of June, 1963,
at Sandpoint, County of Bonner, State of Idaho, before
Hardy C. Lyons, at his law office in said City, proof will be submitted of the
application to beneficial use of 0.70 cubic feet per second of the waters of an un-
named lake tributary of Morton Slough in accordance with the terms and conditions of
Permit No. 22830 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 _____
John E. Springer, Route One, Sagle, Idaho

The use to which said water has been applied is Irrigation and Stockwater

The amount applied to beneficial use is 0.70 cubic feet per second

The point of diversion of said water is 1850 feet distant from the Northwest
corner of Section 15, T 56 N, R 3 W, B.M., and is in the SW 1/4 of the NW 1/4 of
Section 15, Township 56 North, Range 3 West, B.M., County of Bonner

The place where said water is used (LEGAL DESCRIPTION) 22 acres, of applicant's

land in the NW 1/4 NW 1/4 of Section 15, Township 56 North, Range 3 W. B. M., and
W 2 NW 1/4 of Section 15, Township 56 North, Range 3 W. B. M.

The date of priority which said user is prepared to establish is May 15, 1952
June 10th, 1960

State Reclamation Engineer

22830

B

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 22830

Date: April 1, 1963

John E. Springer
Sagle, Idaho

Dear Mr. Springer:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 22830 is due not later than June 10, 1963. 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.

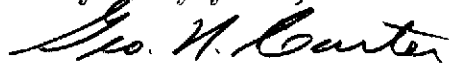
We enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date, the name of the town, the address of the 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 your 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.

Also enclosed 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 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,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10 - 11

22830

May 3, 1957

Re: Permit No. 22830

Mr. John E. Springer
Sagle
Idaho

Dear Mr. Springer:

Herewith is your Certificate of Completion of Works which has been corrected to show the land irrigated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 56 North, Range 3 West B.M. We have also made correction of the record of this certificate in Book 81 of Permits at Page 22830.

Very truly yours,

MARK R. KULP
By

Chief Clerk

EPR:nls

22830

Sagle Idaho

April 27-1957

RECEIVED
APR 29 1957

Department of Reclamation

Mark R. Halp.
State Reclamation Engineer

Dear Sir

In looking over the Certificate of completion of works on Permit no 22830 I discovered it is for SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of section 15. where as it is the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ that is being irrigated. I don't know if I made the mistake in my application or if it is a typing error. There is about 5-a. of the field irrigated that extends in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$. Should that be mentioned in the description

Yours Truly

John C. Springer

22830

April 17, 1957

Re: Permit No. 22830

Mr. John E. Springer
Sagle
Idaho

Dear Mr. Springer:

Enclosed is Certificate of Completion of Works issued under Permit No. 22830 for the diversion of 0.70 second feet of water from an un-named lake with point of diversion in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15, Township 56 N., Range 3 West B.M., with priority of May 15, 1952, for domestic use and sprinkler irrigation of 40 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 15.

Also enclosed is departmental receipt No. 28522 for \$5.00 issued for the payment of the \$5.00 fee for a Certificate of Completion of Works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:nls
Enc:

22830

Permit No. 22830STATE OF IDAHO
Department of ReclamationRECEIVED
APR 8 1957
Department of Reclamation

Proof of Completion of Work

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonneville

ss.

John E. Springer, 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. 22830, and that his postoffice address is Sagle
State of IdahoSecond: That the name of the stream from which said water is to be diverted is an unnamed lake which was inundated by Albany Falls DamThird: That the point of diversion of said water is SW 1/4 NW 1/4 Sec 15 T56N R36WFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 10, 1957Fifth: That the use for which said water is intended is irrigation domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: pipe & pump
(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
(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 0.7 second feet of water.Eighth: That water appropriated under said permit is available for 60 acres of land described as follows: S. W. 1/4 N. W. 1/4 Section 15 N. R36WNinth: Remarks: That water to be used for sprinkle irrigation and domestic useJohn E. Springer
(Sign Here)Subscribed and sworn to before me this 3rd day of April, 1957My commission expires 2-1-59J. O. Bisler
Notary Public.

22830

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

RE: Permit No. 22830

PROOF OF COMPLETION OF WORKS

Mr. John E. Springer
Sagle, Idaho

Boise, Idaho **April 1, 1957**

Dear Sir:-

Under the terms of your permit No. 22830 you are required to complete your diversion works on or before June 10, 1957. I enclose herewith 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 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.

Yours truly,

MARK R. KULP
State Reclamation Engineer

22830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
FOISE

Permit No. 22830

Date June 13, 1952

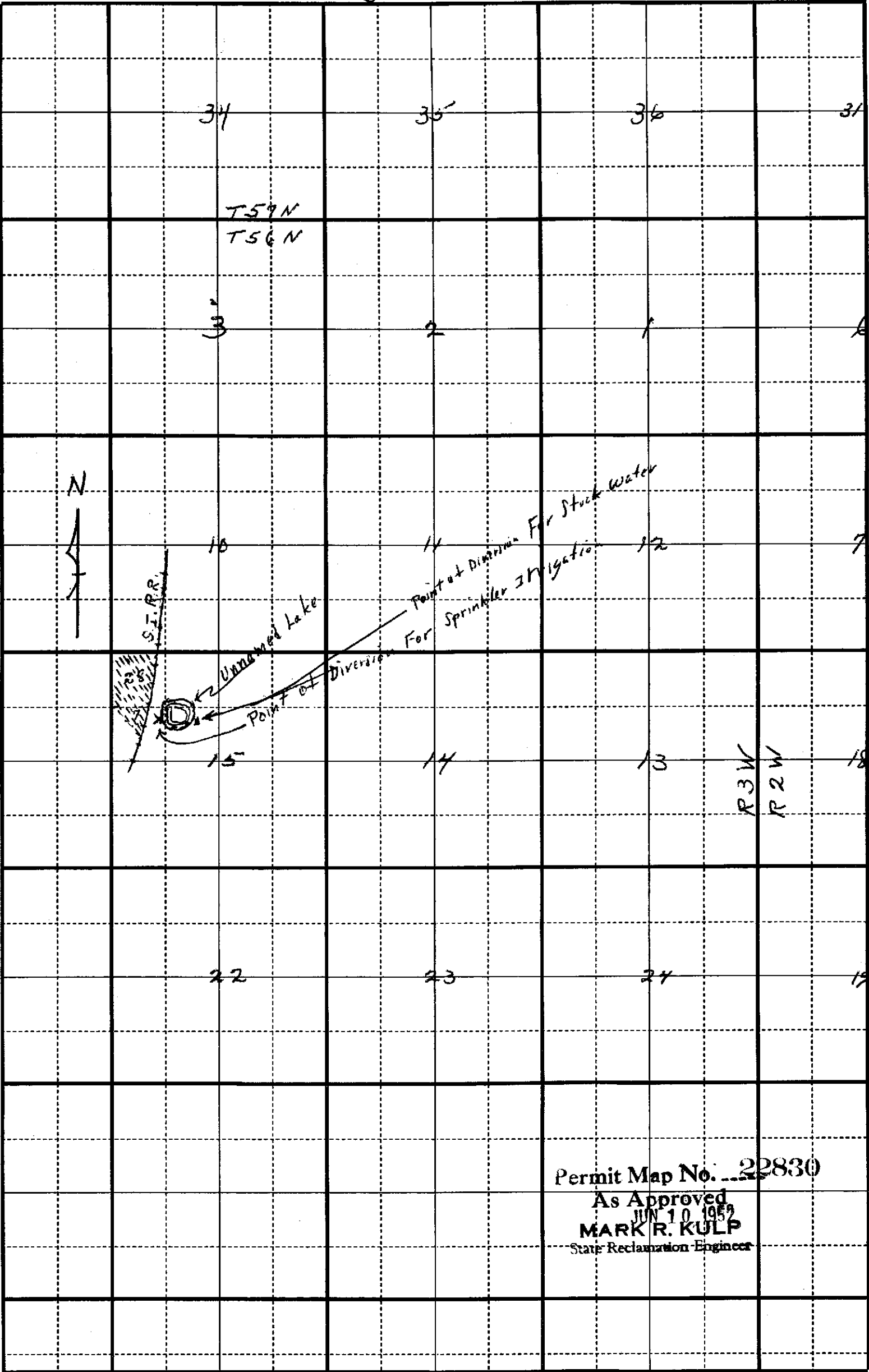
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. John E. Springer
Segle
Idaho

MARK R. KULP
State Reclamation Engineer

Enc. Departmental receipt No. 24453 for \$5.00 filing fee.

22830



Permit Map No. 22830
As Approved
JUN 10 1959
MARK R. KULP
State Reclamation Engineer

May 16, 1952

RE: Application No. 30580

Mr. John E. Springer
Sagle
Idaho

Dear Mr. Springer:

We acknowledge receipt of your application for permit to appropriate 0.7 of a second foot of water from an unnamed lake in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 15, Township 56 North, Range 3 West, B.M., accompanied by your check for the \$5.00 filing fee.

Before approving the application, we would like a little more information in regard to the lake from which the water is to be diverted. If it is a small lake or pond with an area of less than 5 acres, and is not located on your own land, it will be necessary to furnish written permission of the owner, using the form of affidavit for permission to file on springs found on the bottom of Page 3 of the application. If on your own land, the application should so state under "Remarks."

This is in accordance with Section 42-212, Idaho Code.

However, if the lake is of larger area, such permission will not be necessary, as it can be classified as public water.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22830

May 1, 1952

Mr. John E. Springer
Sagle
Idaho

Dear Mr. Springer:

In reply to your letter of April 29, 1952, we enclose a form of application for permit to appropriate the public waters of the State of Idaho together with a pamphlet giving regulations and instructions 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, two proofs are required as follows:

First, proof of completion of works which is made by affidavit before a Notary Public. The time required for making this proof should be stated under Question 12 in the application.

The final proof is made when the water has been completely applied for irrigation or whatever purpose it is intended. Notice of such proof must be published for four consecutive weeks in a county newspaper at your expense, and at the time set for proof, depositions are to be executed by yourself and two witnesses in proof of such beneficial use. The additional time required for making this proof should be stated under Question 13 of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22830

Soule Idaho
April 24-1952

Mark A Kulp
Reclamation engineer
State House
Boise Idaho

I have send application for
water right, for irrigation and
domestic use.

Yours Truly,

John E Springer

RECEIVED
MAY 1 1952
Department of Reclamation

22830

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

Notice is hereby given that at 10:00 A.M. on the 1st day of June, 1963 at Sandpoint, County of Bonner, State of Idaho, before Hardy C. Lyons, at his law office in said city, proof will be submitted of the application to beneficial use of 0.70 cubic feet per second of the waters of an unnamed lake, tributary of Morton Slough in accordance with the terms and conditions of Permit No. 22830 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 is John E. Springer, Route One, Sagle, Idaho.

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

The amount applied to beneficial use is 0.70 cubic feet per second.

The point of diversion of said water is 8W1/4NW1/4, Sec. 15, T. 53 N., R. 3W. B. M., County of Bonner.

The place where said water is used (LEGAL DESCRIPTION) is 8W1/4NW1/4, Sec. 15, T. 53 N., R. 3W. B. M.

The date of posting notice is May 15, 1962.

user is prepared to establish is May 15, 1962.

GEO. N. CARTER,

State Reclamation Engineer

m2-9-16-23