

12 - $1\frac{1}{4} \times 3\frac{1}{32}$

41

39

34

$$\frac{671 \times 12}{450} = .1786 \text{ or } .18 \text{ cfs. or } 9 \text{ inches}$$

3 $1\frac{1}{4}$

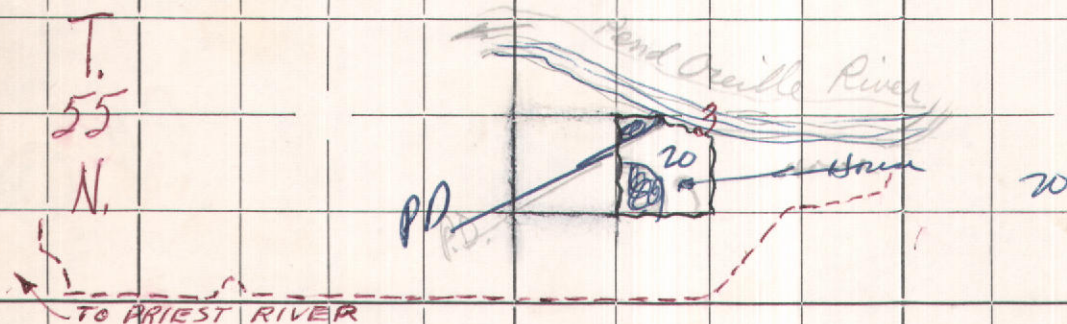
38 $\times = 6.71 \text{ GPM}$

40" 703

35" 657

.044

R-4W.



Subdivisions

1

AREA

20 acres

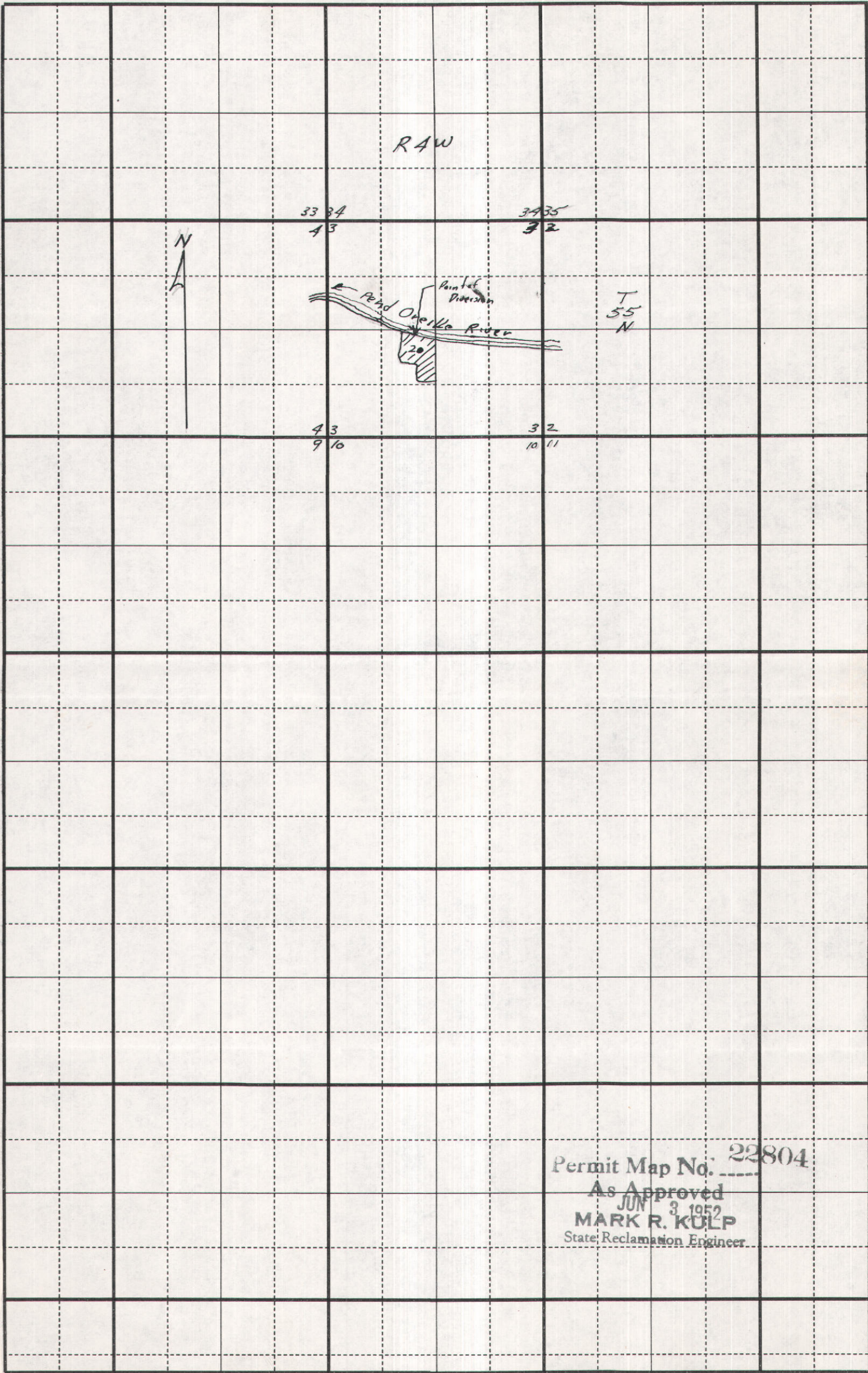
Q

.18 cfs or 9 inches.

V

60 ac. ft. / season

Ernest E. Basser



Permit Map No: 22804
As Approved
JUN 3 1952
MARK R. KULP
State Reclamation Engineer

22804

WATER LICENSE

Water License No. 22804/96-2202 Priority May 23, 1952 Amount 0.18 c.f.s.

THIS IS TO CERTIFY, that ERNEST E. BAUER

of Priest River, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 23, 1952; that Permit 22804/96-2202 was issued pursuant to said application; that the proposed works were completed on or about June 1, 1963, with a storage/or carrying capacity of 0.18 c.f.s., said works consisting of motor and pump; and that on June 1, 1963, proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 60 acre feet per season, with a maximum rate of diversion of 0.18 cubic feet per second of the waters of Pend Oreille River, tributary of, for the purpose of Irrigation from April 1 to October 31; and for from to; and for from to; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in NE 1/4 SW 1/4, Sec. 3, T. 55 N, R. 4 W, B.M., and other additional points, in the County of Bonner; and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 60 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
55 N	4 W	3									20								20

Total number of acres irrigated 20

The right to the use of the water 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

22nd day of January, 1970.

R. Kirk Higgins
State Reclamation Engineer

96 2202

96-2202
22804

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 96-2202

APPLICATION No. 30551
 PERMIT No. 22804
 DISTRICT No.

1. Name of Applicant: ERNEST E. BAUER

Postoffice address: Rt. 1, Priest River

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:

(a) Cash on hand:

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.4

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 NE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 3 , T. 55 N. , R. 4 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 , 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: \$ 1,285.05

8. Kind of works: Pump and 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: Not known

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.

ERNEST E. BAUER *Applicant.*

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99	99
100	100

Date of first receipt at Department of Reclamation: 9:00 A. M. May 23, 1952

Returned to applicant for correction:

Corrected application received: 11/1/77

Approval of State Reclamation Engineer

The number of this permit is 22804

Recorded in Book 81 Page 22804 Approved June 3, 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 3, 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 3, 1954

The whole of said work to be completed on or before June 3, 1957

Beneficial use of water appropriated in accordance herewith, to be made on or before June 3, 1963

WITNESS My hand this 3rd day of June, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, EDSON H. DEAL Acting 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 3rd
day of June, 1952. STATE OF IDAHO

Countersigned: _____
 (SEAL) By IRA H. MASTERS
Secretary of State.

By EDSON H. DEAL
Acting Governor.

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 $\frac{1}{4}$	
55 N.	4 W.	3									20								20
Permit No. 22804 Certificate of Completion of Works																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that ERNEST E. BAUER of Route # 1, Priest River, County of Bonner, and State of Idaho, the holder of Permit No. 22804, issued upon Application No. 30551 bearing date of priority of May 23, 1952, authorizing the diversion of 0.4 second feet of the 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 0.4 second feet of the waters of Pend Oreille River that the point of diversion of said waters NE$\frac{1}{4}$SW$\frac{1}{4}$ of Section 3, Township 55 North, Range 4 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 20 acres in the NE$\frac{1}{4}$SW$\frac{1}{4}$ of Section 3, Township 55 North, Range 4 West, B.M. Proof of Completion of Works made: May 18, 1957.																			
Witness my hand this 31st day of May, A.D. 1957																			
/s/ Mark R. Kulp State Reclamation Engineer																			
Proof of Completion of Works made: May 18, 1957 Certificate of Completion of Works issued: May 31, 1957.																			

January 22, 1970

Re: Permit No. 22804/96-2202

C
O
P
Y

Mrs. Ernest E. Bauer
Route 1, Box 71
Priest River, Idaho 83856

Dear Mrs. Bauer:

Enclosed herewith is the Water License issued on the above numbered permit.

Also enclosed is departmental receipt No. 4070 in the amount of \$2 covering the licensing fees.

Very truly yours,

C. Stephen Allred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures

22804
96-2202

Mrs. Bernice Bauer
Route 1 - Box 71
Priest River, Idaho

Department of Reclamation
Statehouse - Annex 2
Boise, Idaho, 83707

83856

RECEIVED

JUN 12 1970

Department of Reclamation

Dear Sir

Mrs. Bauer passed away
several years ago. I have checked back
in the papers I have here but can't
find any letter.

I am inclosing a check for
\$2.00 and hope this will take care
of the matter at hand.

Sincerely
Mrs. Bernice Bauer
wife of
Ernest E. Bauer

22804
96-2203

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

January 8, 1970

Re: Permit No. 22804/96-2202

Ernest E. Bauer
Route 1
Priest River, Idaho 83856

Dear Mr. Bauer:

Enclosed please find a copy of the fee letter which the department mailed to you on September 25, 1963.

Please be advised that if the department does not receive the required licensing fees within 10 days from the date of this letter, we shall proceed to cancel the above referenced permit.

Please contact us if you need any further assistance.

Very truly yours,

A handwritten signature in cursive script, reading "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

Enc. Fee letter

96-2202
22804

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho

September 25, 1963

Re: Permit No. 22804

Ernest E. Bauer
Rt 1
Priest River, Idaho

Dear Mr. Bauer:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 22804 shows the pump and sprinklers are ~~is~~ capable of conveying 9 miner's inches, or 0.18 c.f.s. of water for irrigation of 20 acres.

Upon receipt of the statutory fees of \$ 2.00 - 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 23, 1952 to the use of 0.18 second feet of surface water with the point of diversion in the NE 1/4 SW 1/4, Sec. 3, T. 55 N., R. 4 W., B.M. from Pend Oreille River for irrigation of 20 acres in the NE 1/4 SW 1/4, Sec. 3, T. 55 N., R. 4 W., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:rr

*Filed 10/1/63
10/1/63
22804*

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22804

REPORT ON PROOF OF Beneficial Use

Ernest E. Bauer, Rt. #1, Priest River, Idaho

12 - 1/4 x 3/32

41

39

34

$$\frac{671 \times 12}{450} = .1786 \times .18 \text{ cfs. or } 9 \text{ inches}$$

$$3 \overline{) 114}$$

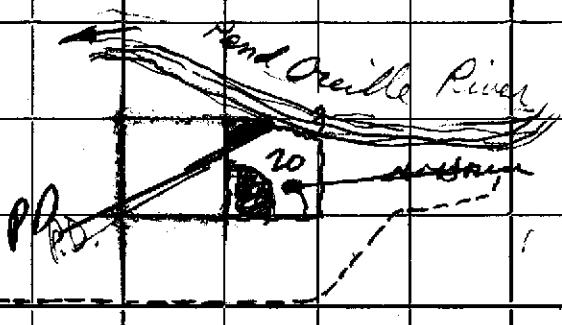
38

6.71 6.71

40° 703
25° 657
154

R-4W.

T.
55
N.



Subdivision 1

AREA 20 acres

Q .18 cfs or 9 inches.

V 60 ac. 71. / season

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 22804

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Ernest E. Bauer

2. Source of water supply: Pend Oreille River

3. Location of point of diversion: Is in the NE 1/4 of Section 3

T. 55N R. 4 W.B.M. County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: 5 HP Wagner Motor
 Model #231 E 499 J 1279, Deming 2" x 1 1/2" Centrifugal Pump
 #192832, 4" x 2" Suction, 1 1/2" to 1 1/2" Gate Valve, 1 1/2" to 4" Portable
 Main Line (4" x 900') - 420' x 3" lateral - 12 - 1/4" x 3/8" nipples

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):

20 acres in NE 1/4 Sec. 3., Twp. 55 N., Rge. 4 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. E. E. Bauer along

Measured by taking pressure reading along lateral.

This examination was made on the 11th day of September, 1963

(Signed)

Loyd Johnson
Examiner.

22804

Ernest E. Bauer
Route #1
Priest River, Idaho
Permit No. 22804

Examination for Beneficial Use

County Bonner

Quantity 0.4 c.f.s.,
Sec. 3 T. 55N R. 14 WBM

Source: Pend Oreille River

P. D.: NE. SW, Sec. 3, T. 55N, R. 14 WBM.

Use: Irrigation

Filed: May 23, 1952

Due: June 3, 1963

Extension: —

Protest: —

Completion of Works: 5-31-57

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

XXXXXXXXXX

August 27, 1963

Re: Permit No. 22804

Ernest E. Bauer
Rt 1
Priest River, Idaho

Dear Mr. Bauer:

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
~~GEO. N. CARTER~~
State Reclamation Engineer
By

Field Engineer

LMJ:mmp

22804

1M April 1962

~~XXXXXXXXXX~~

June 17, 1963

Re: Permit No.
22804

Ernest E. Bauer
Route #1
Priest River, Idaho

Dear Mr. Bauer:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Priest River Times, all submitted in proof of ~~completion of works~~ and beneficial use on Permit No. 22804.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

22804

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Bonner,

ss.

P. K. Woods

being duly sworn, says that he is the Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

as it was published in the regular and entire issue of said paper
for a period of four consecutive weeks, commencing on
the 18th day of April, 19 63,
and _____
_____ ending on the 9th day of May, 19 63,
and that said notice was published in said newspaper proper, and
not in supplement form.

P. K. Woods

Subscribed and sworn to before me this

9th day of May, 19 63

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho.

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 Priest River,
County of Bonner, State of Ida-
ho, before Georgia Hagman Mc-
Gee, 132 Main St., proof will be
submitted of the application to
beneficial use of 0.4 cubic feet
per second of the waters of Pend
Oreille River in accordance with
the terms and conditions of Per-
mit No. 22804 heretofore issued
by the Department of Reclama-
tion of the State of Idaho.

The name and post office ad-
dress of the person or corpora-
tion holding said permit Ernest
E. Bauer, Route 1, Priest River,
Idaho.

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

The amount applied to benefici-
al use is 0.4 feet per second.

The point of diversion of said
water is NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3,
Township 55 North, Range 4
West, B. M.

The place where said water is
used (LEGAL DESCRIPTION)
NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3, Township
55 North, Range 4 West, B. M.
20 acres.

The date of priority which
said user is prepared to establish
is May 23, 1952.

GEO. N. CARTER
State Reclamation
Engineer.

16-4t

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

22804

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Mr. Ernest W. Bauer, Rt. #1, Priest River, Idaho
farmer

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

Ans. _____

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

Ans. 22804, June 3 1952 date of priority Jun 23 1952
Jun 10 1963

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

Ans. Pond Oreille River NW 1/4 SW 1/4 of Sec. 3 Twp 55NR4WBM
Bonner Co. 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. pump & pipe for sprinkler irrigation. pump with 70 pounds of pressure
and 4 inch pipe. 11 nozzles 3/32 second 1 1/2 64ths inch.

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. irrigation- 1 piece consisting of 20 acres, cultivated land, giving
improved crops. Sec. 13, T. 55N., R. 4W.

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

Ans. _____

22804

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. _____

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. _____

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

Ans. _____

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. _____

(Sign) Ernest E. Banner

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 Priest River County of Bonner

State of Idaho, on this 1st. day of June, A. D. 1963.

George Hagman Notary

My commission expires Aug. 1 1966

NOTARY PUBLIC for the State of Idaho
Residing at Priest River, Idaho
My commission expires Aug. 1, 1966

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 3 1911
Department of Reclamation

PERMIT NO. 22804

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. Homer Smith, age 68, reside in Bonner Co. and mailing address
is Priest River, Ida. My occupation is County Commissioner for
Bonner County, Ida.

Ques. 2. Are you acquainted with Ernest F. Bauer, the
holder of Permit No. 22804? How long have you known him and where does
he reside?

Ans. yes, I have known him 30 years and he resides in Bonner Co. Idaho.

Ques. 3. Have you read or heard read said Permit No. 22804, 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. Pand Oreill River, NW 1/4 SW 1/4 of Sec. 3 Twp 55NR4WBM, Bonner Co. Idaho.
Pump and pipe for sprinkler irrigation. Pump has 70 pounds pressure
with 4 inch pipe

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. 0.4

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 of 1 piece of land consisting of 20 acres of
cultivated land, The improvements are growing crops.

where?

22804

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. production of the land has been doubled. 0.4

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

no

Ans. _____

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. for the past 11 years I have observed the application to
beneficial use of water diverted under said permit.

(Signed)

Homer Smith

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 Priest River, County of Bonner, State of Idaho, on this 1st day of June, A. D. 19 63.

George Waffman M. Gu

Notary Public.

My commission expires Aug. 1 1966

NOTARY PUBLIC for the State of Idaho
Residing at Priest River, Idaho
My commission expires Aug. 1, 1966

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22804

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. Burton L. Turner, 33, reside in Bonner Co. Occupation is
farming and mailing address Priest River, Idaho

Ques. 2. Are you acquainted with Ernest W. Bauer, the holder of Permit No. 22804? How long have you known him and where does he reside?

Ans. for the past 3 years, and he resides in Bonner Co. Idaho

Ques. 3. Have you read or heard read said Permit No. 22804, 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. Pond Oreille River, NE 1/4 SW 1/4 of Sec. 3 Twp 55 NR 4 WBM, Bonner Co. Ida.
Pump & pipe for sprinkler irrigation. Pump has 70 pounds pressure
with a 4 inch pipe.

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. 0.4

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 of 1 piece of land consisting of 20 acres of
cultivated land. The improvements are growing crops.

where?

22804

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. production of the land has doubled. 0.4

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. I am his closest neighbor and for the past 3 years I have had
the opportunity to observe the application of this water.

(Signed) Burton L. Turner

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 Priest River, County of Bonner, State of Idaho, on this 1st day of June, A. D. 1963

George Hagman M. E.
Notary Public.

My commission expires Aug. 1 1966

NOTARY PUBLIC for the State of Idaho
Residing at Priest River, Idaho
My commission expires Jan. 1, 1966

22804

April 15, 1963

Re: Permit No. 22804

Mr. Ernest E. Bauer,
Rtous #1,
Priest River, Idaho.

Dear Mr. Bauer:

This acknowledges the Notice of Proof of ~~Completion of Work~~ Application of Water to Beneficial Use under Permit No. 22804. The proofs are to be made at 10:00 clock A.M., on the 1st day of June, 1963, before Georgia Hagman McGee, 132 Main St., Priest River, Idaho, Notary Public.

As of this date we have mailed the Notice to the Priest River Times Priest River, Ida. 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,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 22804
Ernest E. Bauer

Date: April 15, 1963

Priest River Times,
Priest River, Idaho.

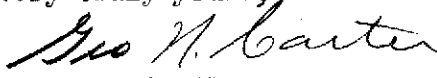
Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to June 1, 1963 the date set for proof; the expense of the publication is to be paid by the applicant

Ernest E. Bauer of Rt. #1, Priest River, 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.

22804

ROBERT E. SMYLLIE
Governor



GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

April 11, 1963

Re: Permit No. 22804
Ernest E. Bauer

Hagman Insurance Agency,
Priest River, Idaho.

Gentlemen:

Mr. Ernest E. Bauer has made notice of proof for application of water to beneficial use to be made on June 1, 1963, and named your agency as a Notary before whom the proof will be executed.

Please inform us of the name of the person who will notarize the depositions in regard to this matter, as we cannot advertise Hagman Insurance Agency as a Notary.

Your prompt reply will be appreciated.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By


H. PETRI
Water Rights Clerk

HP:pmk

Georgia Hagman Mc Gee
132 Main St. Priest River, Ida.



RECEIVED
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
APR 11 1963

22804

April 11, 1963

Re: Permit No. 22804
Ernest E. Bauer

Hagman Insurance Agency,
Priest River, Idaho.

Gentlemen:

Mr. Ernest E. Bauer has made notice of proof for application of water to beneficial use to be made on June 1, 1963, and named your agency as a Notary before whom the proof will be executed.

Please inform us of the name of the person who will notarize the depositions in regard to this matter, as we cannot advertise Hagman Insurance Agency as a Notary.

Your prompt reply will be appreciated.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

H. PETRI
Water Rights Clerk

HP:pmk

22804

Apr. 9, 1963

Dept. of Reclamation.

Boise, Ida.

Dear sir: —

Enclosed are the forms you
Requested be filled out.

I have a paper in my possession
which is titled "Certificate of Completion
of Works." Now I have to go through
another phase of the same and more
expense. What a person has to go
through, to take a little water out
of a big stream like the Pend Oreille
River is beyond me. Honestly I think
it is just legal Robbery. I suppose in
3 or 5 years there will be another
session. I sure hope not.

Yours truly 22804

Ernest Bamer

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 9 1963

(P. O.) Print River Ida.

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Print River Times of
Print River, Idaho published in the
county in which the works are situated.

Donner Co.

Ernest E. Bauer.

(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

22804

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

Notice is hereby given that at 10 A.M. on the 1 day of June, 1963,
at Priest River, County of Bonner, State of Idaho, before
GEORGIA HAGMAN MCGEE, 132 Main St.,
Idaho, proof will be submitted of the
application to beneficial use of 0.4 cubic feet per second of the waters of Pond Oreille River
in accordance with the terms and conditions of
Permit No. 22804 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 _____

Ernest E. Bauer R#1 Priest River, Ida.

The use to which said water has been applied is Irrigation (Sprinkler)

The amount applied to beneficial use is 0.4 ft. per sec.

The point of diversion of said water is NE 1/4 & NW 1/4 - Sec 3 - T55N - R4W.

North Range 4 West BM.

The place where said water is used (LEGAL DESCRIPTION) NE 1/4 & NW 1/4 - Sec 3 - T55N - R4W.

20 acres.

The date of priority which said user is prepared to establish is May 25, 1963

Geo. H. Carter
State Reclamation Engineer

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 22804

Date:

April 1, 1963

Ernest E. Bauer
Route #1
Priest River, Idaho

Dear Mr. Bauer:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 22804 is due not later than June 3, 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

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 10 and 11

22804

May 31, 1957

Re: Permit No. 22804

Mr. Ernest E. Bauer
Route # 1
Priest River, Idaho

Dear Mr. Bauer:

Enclosed is Certificate of Completion of Works issued under Permit No. 22804 for the diversion of 0.4 second feet of water from Pend Oreille River with the point of diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, Township 55 North, Range 4 West, B.M., with land proposed to be irrigated described as 20 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3.

Also enclosed is departmental receipt No. 28624 for \$5.00 issued as receipt of payment of the fee for the Certificate of Completion of Works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR/nls
Enc:

22804

Permit No. 22804

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
MAY 27 1957
Department of Reclamation

STATE OF IDAHO

SS.

County of Banner

Ernest E. Banner, 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. 22804, and that his postoffice address is R. 41 Priest River State of Idaho

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

Pond Oreille River

Third: That the point of diversion of said water is NE 4 SW 4

Sec. 3 T. 55 N. R. 4 W.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 3, 1957

Fifth: That the use for which said water is intended is Sprinkler Irrigation

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 Pump & Pips for Sprinkler Irrigation
(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 _____
0.4 second feet of water.

Eighth: That water appropriated under said permit is available for _____
acres of land described as follows: 20 A Pasture & hay

Ninth: Remarks: That _____

Ernest E. Banner
(Sign Here)

Subscribed and sworn to before me this 18 day of May, 1957

My commission expires Aug 1 - 1958

George Sullivan M. Lee
Notary Public.
NOTARY PUBLIC for the State of Idaho
residing at Priest River, Idaho
My Commission Expires Aug 1, 1958.

22804

Proof

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS

RE: Permit No. 22804

PROOF OF COMPLETION OF WORKS

Mr. Ernest E. Bauer
Route #1
Priest River , Idaho

Boise, Idaho

April 1, 1957

Dear Sir:-

Under the terms of your permit No. 22804 you are required to complete your diversion works on or before June 3, 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

22804

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 22804

Date June 4, 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.

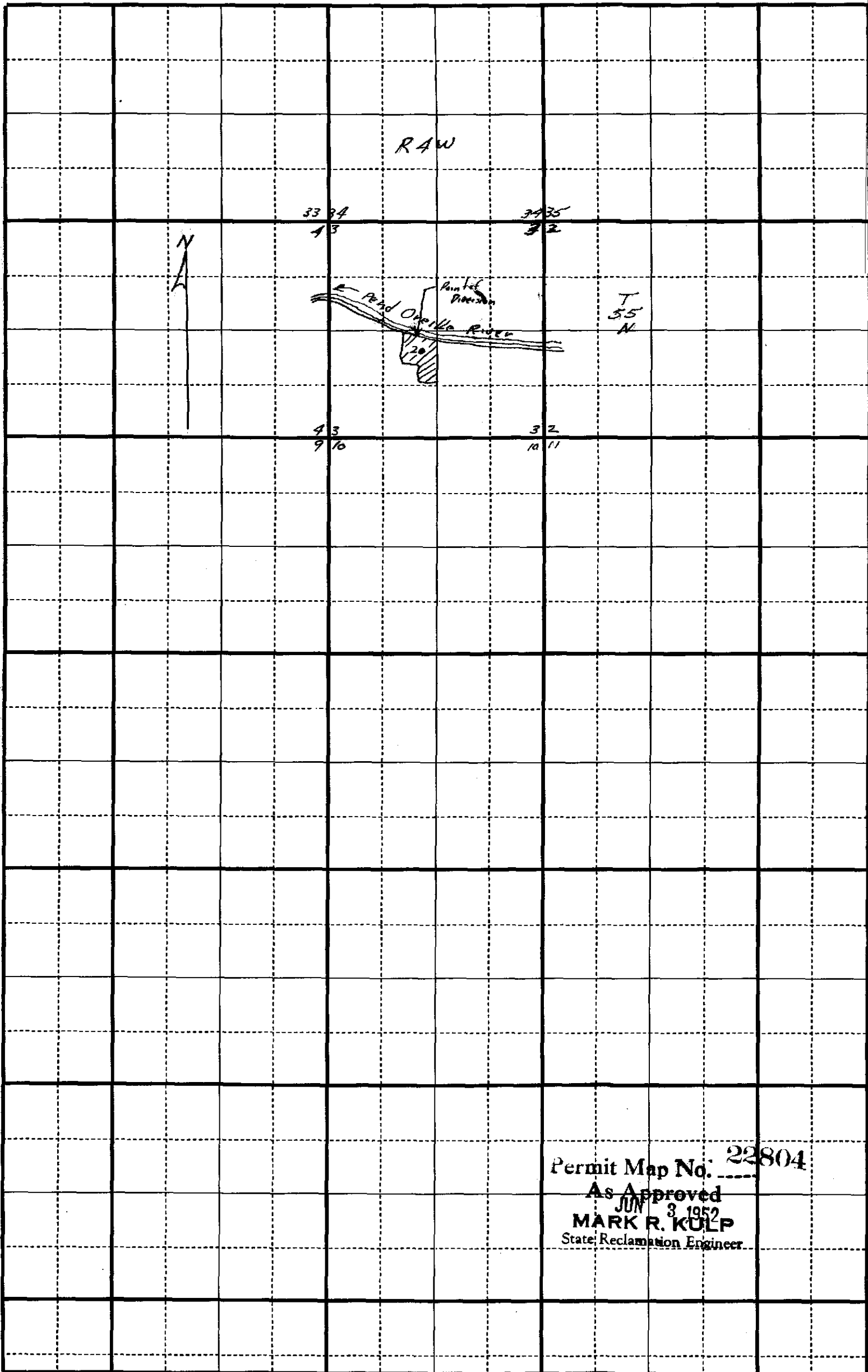
Mr. Ernest E. Bauer
Route 1
Priest River, Idaho

MARK R. KULP
State Reclamation Engineer

Enc. Departmental receipt No. 24483 for \$5.00 filing fee.

22804

Ernest E. Basser



22804

May 5, 1952

Mr. Ernest E. Bauer
Route 1
Priest River, Idaho

Dear Mr. Bauer:

In reply to your letter of May 2, 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.

22804

Priest River, Idaho

May 2 1952

Mr. Mark Hulp

Reclamation Engineer

Boise, Idaho.

Dear sir:-

Please send me an
Application Form for Water Right.
Thank you

Yours truly

Ernest E. Bamer
R#1 Priest River

Idaho.

RECEIVED
MAY 5 1952

Department of Reclamation

22804

**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 Priest River, County of Bonner, State of Idaho, before Georgia Hagman McGee, 132 Main St., proof will be submitted of the application to beneficial use of 0.4 cubic feet per second of the waters of Pend Oreille River in accordance with the terms and conditions of Permit No. 22804 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 Ernest E. Bauer, Route 1, Priest River, Idaho.

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

The amount applied to beneficial use is 0.4 feet per second.

The point of diversion of said water is NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3, Township 55 North, Range 4 West, B. M.

The place where said water is used (LEGAL DESCRIPTION) NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3, Township 55 North, Range 4 West, B. M. 20 acres.

The date of priority which said user is prepared to establish is May 23, 1952.

GEO. N. CARTER
State Reclamation
Engineer.

16-4t