

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

(Applicant)

98-7013

T
62
N

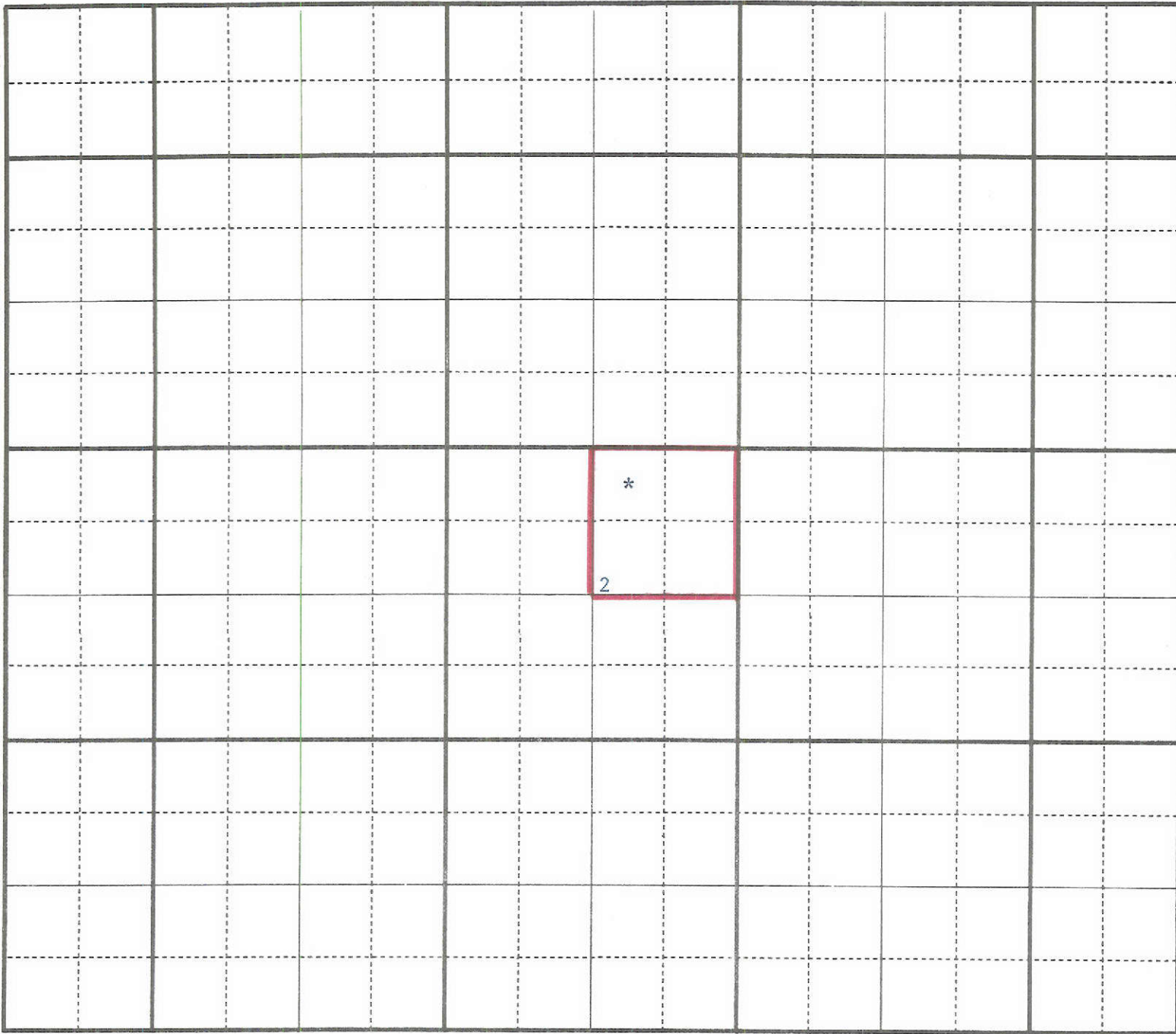
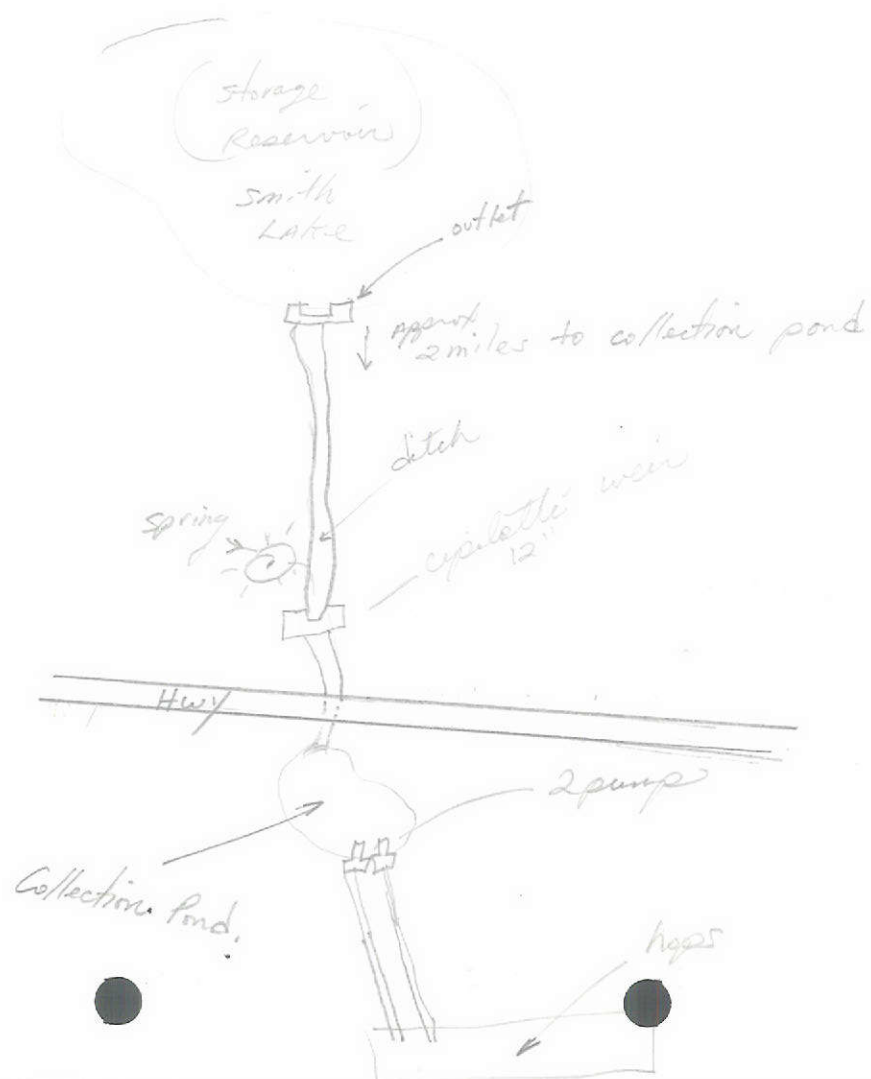


Diagram of System



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7013 Priority Sept. 6, 1968 Amount 95 acrefeet

THIS IS TO CERTIFY, that W. J. NIXON
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7013 issued pursuant to Application for Permit dated September 6, 1968,
and has submitted proof to the Department of Water Resources on August 20, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the storage of 95 acre feet of water from an unnamed stream,
tributary to Fleming Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Storage for irrigation	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>n/a</u> cfs and	<u>95 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
Irrigation	from <u>April 15</u> to <u>Oct. 15</u> (both dates inclusive)	at <u>1.34</u> cfs and	<u>399 acre feet or</u> <u>3.0 af per acre</u>

Subject, however, to the condition that no more than 95 acrefeet of water be stored at any one time, and
that the amount of water so stored and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.0 per acre acre feet per year/said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Twp. 62 N,
Rge. 1 E, B. M. and stored at a dam within the in the County of Boundary
NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 63 N, Rge. 2 E, B. M.

Description and location of place of use:

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 $\frac{1}{4}$	
62 N	1 E	2	30	39	33	31													133

Total number of acres irrigated 133

* Subject to the condition that the maximum volume per year shall not exceed 3.0
acre feet per acre when combined with License No. R-859/98-2136.

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
September, 19 75.

Director

Identification No. 98-7013

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

LICENSE ISSUED FOR SEC. F1,
LICENSE PAID NO. 95 A.F.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant W. J. NIXON
post office address Box 822 Bonners Ferry, Idaho 83805
2. Source of water supply Unnamed Stream which is a tributary of Fleming Cr.
3. a. Location of point of diversion is N.E. 1/4 of N.E. 1/4 of Section 2 Township 62N
Range 1E B.M. BOUNDARY County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 95 ac-ft for Irrigation purpose from Apr. 15 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. _____ cubic feet per second and/or
b. 95 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Existing small earth dam across creek for overnight reservoir and electric powered irrigation pump to portable sprinkler system.
- b. Height of storage dam 10 feet, active reservoir capacity 95 acre feet; total reservoir capacity 95 acre feet, materials used in storage dam: Earth
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 5000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE 1/4 of _____ 1/4 of Section 12 Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

98-7013

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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	
62 ^N	1 East	2	30	39	33	31													

Total number of acres to be irrigated 133

c. Describe any other water rights used for the same purposes Water license # R-859 dated Feb. 6, 1957 - Priority Sept. 15, 1950

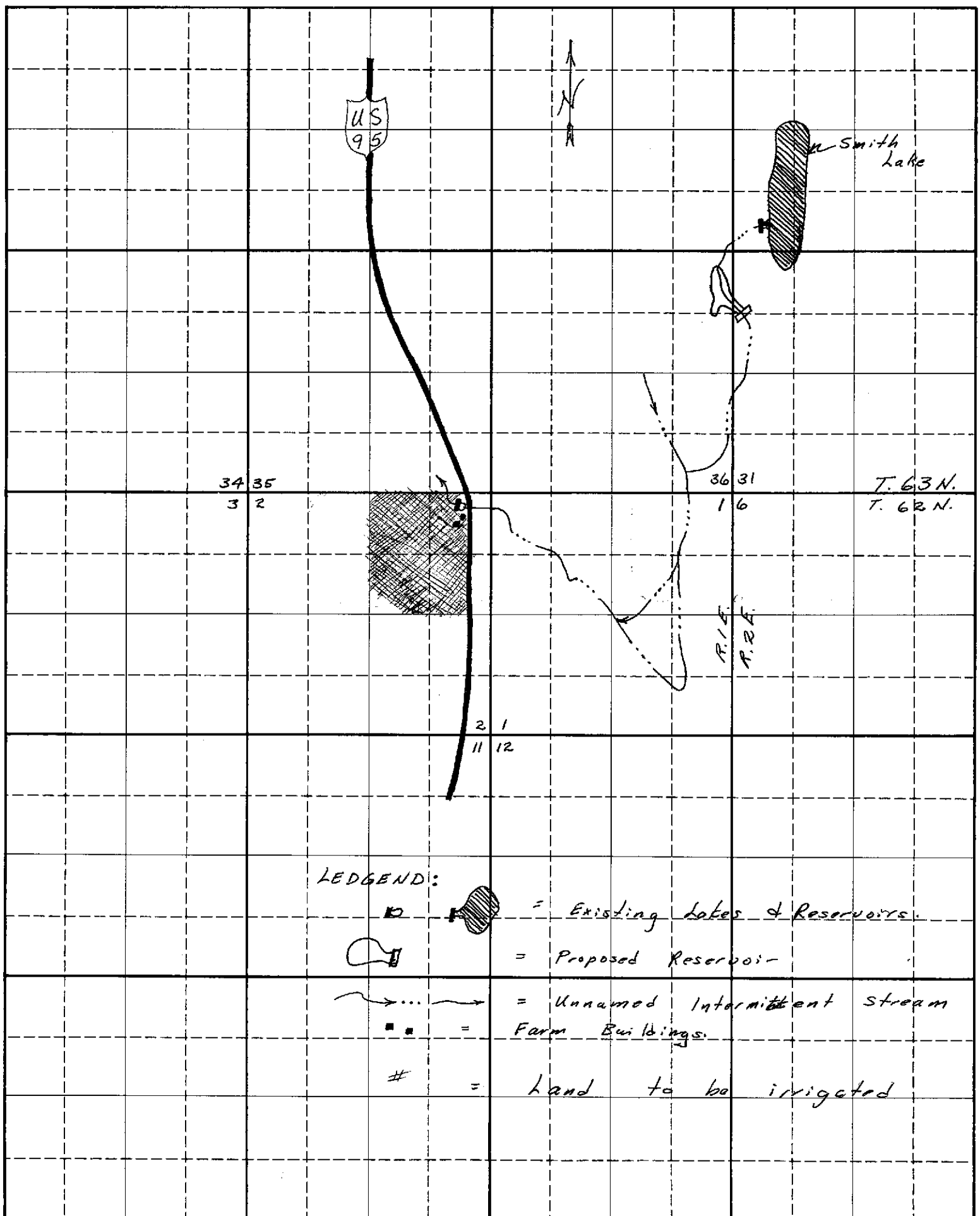
9. a. Who owns the property at the point of diversion W. J. NIXON

b. Who owns the land to be irrigated or place of use W. J. NIXON

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Land in the storage area not owned in fee by W. J. Nixon is covered by recorded permanent easement.

10. Remarks During the past 17 years that water has been used under Water License #859, there has only been enough water to irrigate approximately half the land covered in the application. The purpose of this application is to store additional water so that all the land can be properly irrigated.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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

(Applicant)

98-7013

Received by dj Date 9-6-68 Time 8:00 am

Preliminary check by DeW Fee \$ 20.00 9-6-68

Received by ef Date 9-6-68

Publication prepared by BS Date 9-13-68

Published in Bannock Ferry Herald

Publication dates 9-26 & 10-3-68

Publication approved BS Date 9-23-68

Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CSB DeW

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7013, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 73.
- c. Other: This permit is supplemental to all prior rights. The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 23rd day of October, 19 68.

L. Keith Higgins
State Reclamation Engineer

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Boundary } ss.

OCT 10 1968

W. A. Chubb

being first duly sworn up his oath, deposes and says that he is the publisher (or foreman)
publisher Department of Reclamation

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of W. J. Nixon

a Notice of Application for water permit No. 98-7013

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Sept. 26, 1968, and ending with the issue dated Oct. 3, 1968

Subscribed and sworn to before me this 8 day of Oct., 1968

NOTARY PUBLIC for the State of Idaho Notary Public in and for the County of Boundary, State of Idaho,
Residing at Bonners Ferry, Idaho residing at Bonners Ferry, Idaho.
My commission expires Jan. 11, 1970

98-7013

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that W. J. Nixon, Box 282, Bonners Ferry, Idaho has on September 6, 1968 applied for permit under application No. 98-7013 to store 98 acre feet of water from an unnamed stream, tributary of Fleming Creek. Water will be diverted by an earth dam across creek and electric pump into sprinklers within the NE 1/4 NE 1/4, sec. 2, T. 62 N, R. 1 E, B.M., Boundary county and is to be used from April 15 to October 15 for irrigation in the NE 1/4, sec. 2, T. 62 N, R. 1 E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on September 26 and October 3.
First pub. Sept. 26, 1968
Second pub. Oct. 3, 1968-d.r.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

OCT 28 1968

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that W. J. Nixon, Box 882, Bonners Ferry, Idaho has on September 6, 1968 applied for permit under application No. 98-7013 to store 95 acre feet of water from an unnamed stream, tributary of Fleming Creek. Water will be diverted by an earth dam across creek and electric pump into sprinklers within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 2, T. 62 N, R. 1 E, B.M., Boundary county and is to be used from April 15 to October 15 for irrigation in the NE $\frac{1}{4}$, sec. 2, T. 62 N, R. 1 E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on September 26 and October 3.
First pub. Sept. 26, 1968
Second pub. Oct. 3, 1968-d.r.

W. A. Chubb

being first duly sworn up his oath, deposes and says that he is the publisher (or foreman)

publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of W. J. Nixon

a **Notice of Application for water permit No. 98-7013**

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Sept. 26, 1968, and ending with the issue dated Oct. 3, 1968.

Subscribed and sworn to before me this 8 day of Oct, 1968

NOTARY PUBLIC for the State of Idaho
Residing at Bonners Ferry, Idaho
My commission expires Jan 11, 1970

C. Don Kenby
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

98-7013

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

State of Idaho
Department of Reclamation
Statehouse-Annex 2 Re:D.W.McEldowney
Boise, Idaho 83707

1968 98-
Oct. 3 Notice of Application No. 7013-
W. J. Nixon-26 lines 2 times \$ 6.24

"I hereby certify that the foregoing
account is just and correct, that the
amount claimed is legally due, after
allowing all just credits, and that
no part of same has been paid.

Bonnors Ferry Herald
Signature of claimant

A. G. (Hobby) Publishers

98-7013



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~XX STEPHEN A. HARRIS~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 22, 1982

Mr. W. S. Nixon
P. O. Box 822
Bonners Ferry, Id. 83805
98-7013
Re: 98-2136 and ~~93-7013~~

Dear Mr. Nixon;

Enclosed are certificates of approval for storage of water behind Nixon #1 and #2 Dams. The Department has issued these certificates in accordance with Title 42, Chapter 17 of the Idaho Code.

A recent inspection of Nixon #1 Dam by the Department revealed that the dam is being maintained in a satisfactory manner and only routine maintenance is needed to insure safe operation of the facility.

The inspection of Nixon #2 Dam revealed that the following specific work is needed and must be completed prior to the expiration of the enclosed certificate:

1. All trees and brush present on the downstream slope of the dam embankment should be killed and then removed to ground level, as has been accomplished on the upstream slope.
2. Rodents and other burrowing animals should be eliminated from the fill by poisoning and/or trapping them. Controlling vegetative cover often helps in rodent control.
3. Seepage near the downstream toe should be observed regularly. If any increase in flow or any fill movement is noted, you must notify this Department immediately. Fill movement could be indicated by discoloration of flow or sediment build-up at the seepage area.

MICROFILMED

Mr. W. S. Nixon
Page Two
June 22, 1982

Following the expiration of the certificate of approval, the dams will be re-examined and another certificate issued if they are in satisfactory condition.

Please let me know if you have any questions.

Sincerely,

LAWRENCE D. BEARD
E.I.T.

LDB/pms
Enc. - Certificates (2)
cc: IDWR - State Office

MICROFILMED

WRR100
98-7013

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
23-JAN-1986 22:59:23

01 WATER RIGHT NUMBER - 98-7013

02 OLD (D) NUMBER -

03001 - NIXON
LAST NAME

04001 - W. J.
FIRST NAME

05001 - C
ORIG. OWNER

06 ADD LINE 1 - P.O. BOX 822

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BONNERS FERRY

10 STATE - ID

11 ZIP - 83805

12 STAGE - L LICENSE

13 STATUS -

SOURCE
14001 - UNNAMED STREAM

TRIBUTARY OF
15001 - FLEMING CREEK

16 DIVERSION MEANS -

17 COUNTY - 21 BOUNDARY

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .000

20 TOTAL DIVERSION VOLUME - 95.00

21 WATER DISTRICT -

----- DIVERSION POINTS -----												
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S						
22001 - NENE	23001 - 02	24001 - 62N	25001 - 01E	26001 -	27001 -							
			28001 - 0	500.0	132.0	1.0	1.0	0.0	0.0	0.0	0	0 0 2.5

29 NON-IRRIGATION USE -

----- PLACE OF USE -----							
USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT	
30001 - 02 IRRIGATION STORAGE	31001 - 62N	32001 - 01E	33001 - 02	34001 - NENE	35001 - 30	36001 -	
30002 - 02 IRRIGATION STORAGE	31002 - 62N	32002 - 01E	33002 - 02	34002 - NWNE	35002 - 39	36002 -	
30003 - 02 IRRIGATION STORAGE	31003 - 62N	32003 - 01E	33003 - 02	34003 - SWNE	35003 - 33	36003 -	
30004 - 02 IRRIGATION STORAGE	31004 - 62N	32004 - 01E	33004 - 02	34004 - SENE	35004 - 31	36004 -	
							TOTAL ACRES: 133

----- WATER USE -----					
PERIOD FROM	PERIOD TO	USE CODE / USE	DIVERSION RATE	DIVERSION VOLUME	
37001 - 0101	38001 - 1231	39001 - 02 IRRIGATION STORAGE	40001 - 0.000	41001 -	95.00
37002 - 0415	38002 - 1015	39002 - 03 IRRIGATION FROM STORAGE	40002 - 0.000	41002 -	95.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

REMARKS
44001 - RES. LOCATED IN NWNW, S31, T63N, R2E.
44002 - SUBJECT TO THE COND. THAT THE MAX. VOLUME PER YR. SHALL NOT
44003 - EXCEED 3.0 AFA WHEN COMBINED WITH LIC. R859/98-2136.

APPROVAL CONDITIONS: 45001 01
45002 16

46 OTHER RIGHTS FOR SAME USE - LIC. 98-2136.

WRR100
98-7013

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
23-JAN-1986 22:59:23

----- D A T E S -----		----- D A T E S -----		----- F L A G S -----	
47	PRIORITY - 6-SEP-1968	55	LICENSE - 19-SEP-1975	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 23-JAN-1986	62	DATE_2 -		

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG[illegible]

8. Use Code: 0

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. Reservoir located in NW/4, S. 31, T63N, R2E
B. Not to exceed 3.0 ~~gpg~~ of per acre/yr when combined with d12 98
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use: 98-2436/R.859

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: ~~4-9850~~

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 01 16

14. Diversion Means (brief narrative):

September 19, 1975

Re: Permit No. 98-7013

C
W. J. Nixon
Box 822
Bonners Ferry, ID 83805

Dear Mr. Nixon:

O
Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

P
D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Y
Enc.

FROM

darlene

DATE 8/7/75

TO

Fred

SUBJECT

Permit 98-7013 - W.J. Nixon

Pursuant to the request of Bob Fleenor, I am herewith returning the field exam in connection with the above subj permit along with a copy of the permit and Mr. Nixon's letter of August 6th.

I assume you will be answering Mr. Nixon's letter. Will 'hold' the license until I hear from you.

SIGNATURE

FIELD REPORT

Post office address Box 822, Bonners Ferry, Idaho 83805 Phone

Tributary to Fleming Creek (name spring, stream, etc.)

TOTAL ACREAGE _____ 133

DATE OF EXAM 8/28/75

ACREAGE

Found 133
Recommended 133

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q= c.f.s. V= 95 AF/Ann. from 4/15 to 10/15
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes no ✓ The water from this reservoir is joined with water that is also stored in Smith Lake (See above map) (98-2136)

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured 95 a.f. Method of measurement Capacity of reservoir

Total Q recommended 95 a.f. Meter No. Type 12" Cippolletti Weir Condition fair

Total V recommended 95 a.f. / season storage

Recommended Amendments:

P.D. ✓ (See remarks)
Place of Use
Other
None

MEASUREMENT CALCULATION:

95 a.f. is the capacity of the reservoir (SCS measurement)
100 sprinklers (7/32 x 5/32) 50 lbs 600 gpm

#1 { Westinghouse Motor Goulds Pump Century Motor Bertley Pump
50 h.p. Ser: 7028154 #2 10 h.p. Ser: 4623
Ser: 7104 8" output Ser: 5L 125-amp 5" output

SYSTEM DESCRIPTION:

Water is stored in 95 a.f. reservoir by means of 10' earth dam (see dam file for data) water is released from reservoir into natural drainage way down to Sec 2 where it is pumped for sprinkler operation for the irrigation of 133 acres of hops. A cippolletti weir is located in ditch before water enters the collection pond.

REMARKS:

The reservoir is located in the NE1/4, NE1/4, Sec. 30, 63N-1E and the NW1/4, NW1/4, Sec. 31, 63N-2E. The Dam is located in the NW1/4, NW1/4, Sec. 31, 63N-2E. The point of re-diversion is located in the NE1/4, NE1/4, Sec. 2, 62N-1E (See Above Map) therefore the Point of diversion should be amended.

Examiner's Signature [Signature] Date 8/28/75

Checked by Bob Haynes Date 8/29/75

Approved by Date

NIXON, NIXON, LYONS & BELL

ATTORNEYS AT LAW
225 MAIN STREET
P. O. BOX 368
BONNERS FERRY, IDAHO 83805
(208) 267-3133

RECEIVED

AUG 7 1975

Department of Water Resources

202 FIRST FEDERAL SAVINGS & LOAN BLDG.

P. O. BOX 1013
COEUR D'ALENE, IDAHO 83814
(208) 667-4655

W. J. NIXON
W. W. NIXON
JAMES F. LYONS
STEVE F. BELL
SANDY YOUNGHANS

August 6, 1975

RECEIVED

AUG 11 1975

Department of Water Resources
Northern District Office

Mr. Bobby D. Fleenor
Chief, Water Rights
State of Idaho
Department of Water Resources
State House
Boise, Idaho 83720

Re: Permit No. 98-7013

Dear Mr. Fleenor:

I have your letter of August 5, 1975, and concur with your findings in regards to the above permit except that I do not agree that the amount of 75 acre feet is correct.

I was advised by the engineer that made the preliminary survey that there would be between 95 and 100 acre feet storage by the dam which was constructed.

To bear this out, I refer you to my Proof of Application of Water to Beneficial Use:

"c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Franklin W. Leitz, Agric. Engr., Soil Cons. Service, POB 730, Coeur d' Alene, Idaho, by survey and measurement of reservoir area; reading of weire at diversion by Ben Studer, Boundary Co., Extension Agent and Don Jensen, Cons. Eng., Soil Cons. Service"

If you have an actual survey which shows the amount of 75 acre feet as correct, I would appreciate receiving a copy of the survey or other proof which you have.

Very Truly Yours,

W.J. Nixon

wjn nlb

RECEIVED

100

3. Water will be used for the following purposes:

RECEIVED

Other uses:

Permit No. 98-7013
Examination for b/u

Max Rate of Diversion _____ cubic feet per second and annual volume 95 AF/Annum.

Other Points of Diversions:

Description of diverting works: small earthen dam across creek for overnight reservoir and electric powered irrigation pump to portable sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

TOTAL ACREAGE _____ 133

T
62
N

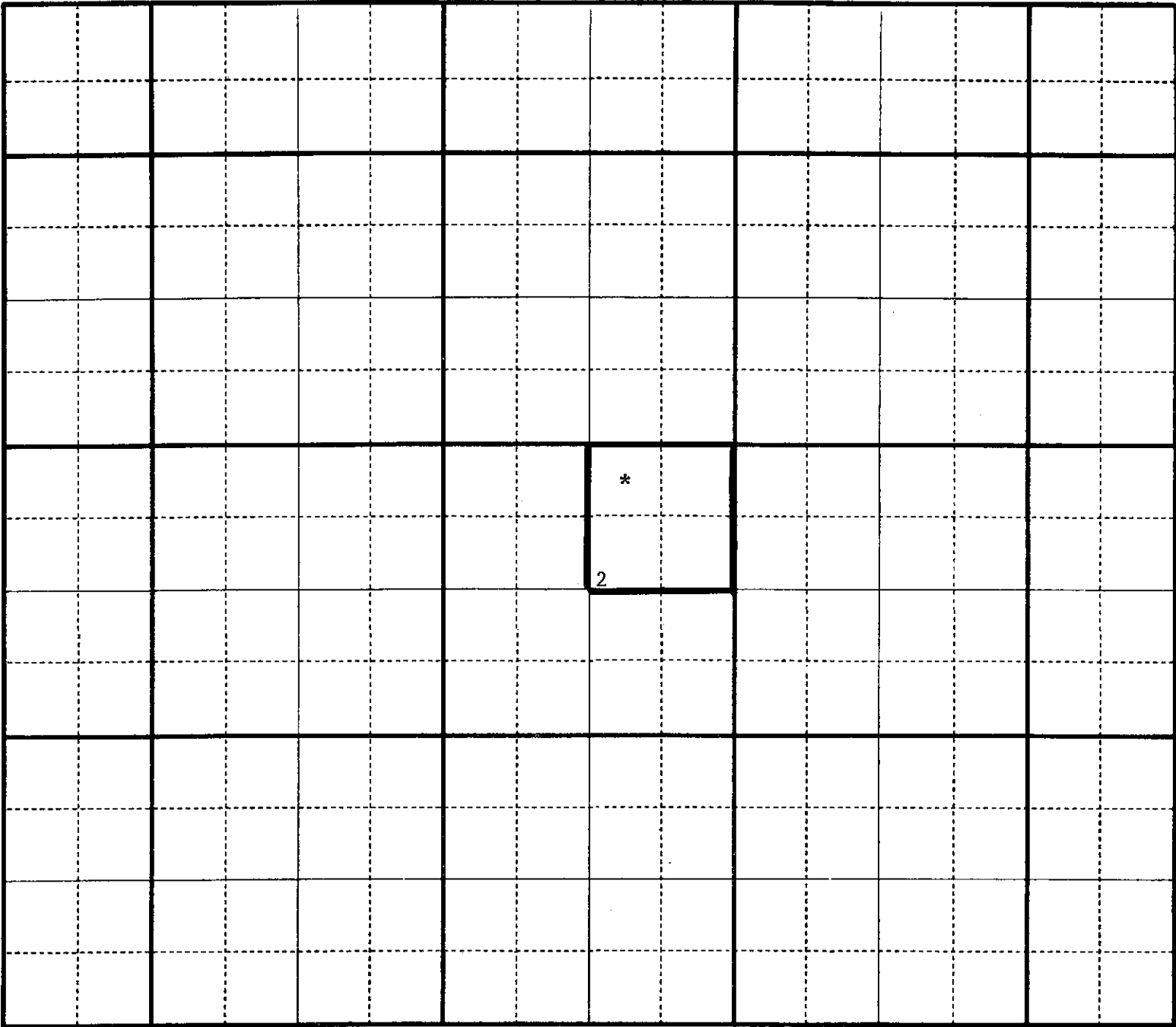
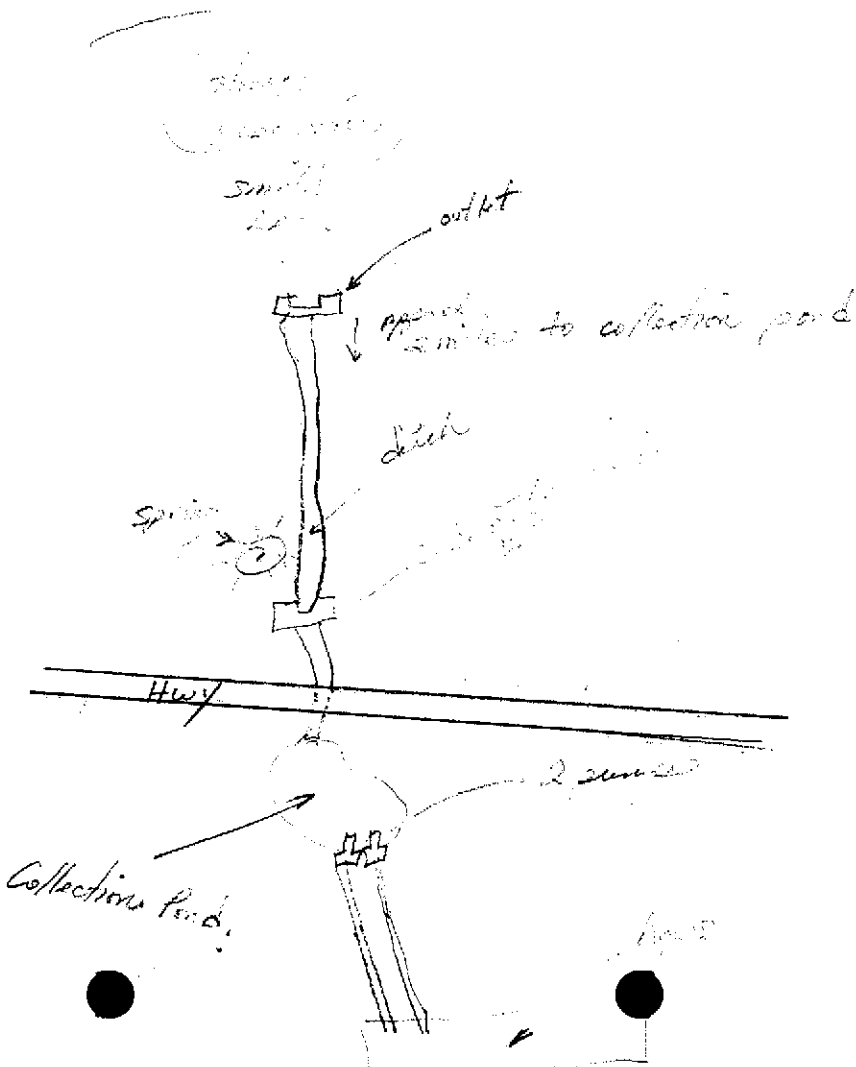


Diagram of System



DATE OF EXAM 7/15/75

ACREAGE

Found 133
Recommended 133

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Storage throughout the year
Irrigation Q= 75 a.f. c.f.s. V= 75 a.f. AF/Ann. from 4/15 to 10/15
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes ☒ no ☐ This water from the spring is joined with water that is stored in Smith Lake (see above sketch)

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes ☐ no ☒

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured unable to measure Method of measurement water from the spring

Total Q recommended Meter No. Type Condition fair

Total V recommended 75 a.f. / season 12" cippolatti weir

Recommended Amendments:

P.D.
Place of Use
Other
None ☒

MEASUREMENT CALCULATION:

100 sprinklers (7/32 x 5/32) 50 lbs. approx 600 gpm

system #1		system #2	
SYSTEM DESCRIPTION:			
Westinghouse Motor	Goulds Pump	Century Motor	Barkley Centrifugal Pump
50 hp	Ser: 702 B154	10 hp	Ser: 4623
Ser: 7104	8" output	Ser: 5L	125 gpm
			5" output

REMARKS:

The main source of water for irrigation comes from storage in Smith Lake. However there is a spring which continuously flows into the collection pond for overnight storage. Throughout the irrigation season there could be 75 a.f. of storage from this spring.

Examiner's Signature Paul E. Embertt Jr. Date 7/15/75

Checked by Paul E. Embertt Jr. Date 7/18/75

Approved by Date

August 5, 1975

Mr. W. J. Nixon
P.O. Box 822
Bonners Ferry, Idaho 83805

Dear Mr. Nixon:

A representative of this Department has made an examination of the works covered by your Permit No. 98-7013 and has found the following:

Quantity of water stored: 75 acrefeet Source: unnamed stream,
tributary to Fleming Creek

Amount of water that can be recognized as beneficially used under Idaho law: 75 acre feet

The maximum quantity diverted shall not exceed *3.0 acre feet per acre per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 2, Twp. 62 N, Rge. 1 E, B.M.

Beneficial use: Storage and irrigation of 133 acres within the NE $\frac{1}{4}$, Sec. 2, Twp. 62 N, Rge. 1 E, B.M.

Priority date established: Sept. 6, 1968

* Subject to the condition that the maximum volume per year shall not exceed 3.0 acre feet per acre when combined with License No. R-859/98-2136.

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

bc: Northern District Office

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

December 27, 1973

Re: 98-7013

W. J. Nixon
5720 Leonora
Apache Wells
Mesa, Arizona

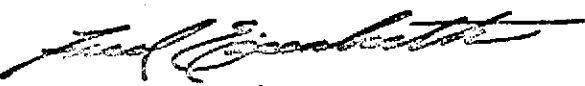
Dear Mr. Nixon:

Enclosed is a Certificate of Approval for storage of water behind Nixon No. 2 Dam. The Department has issued this certificate in accordance with Title 42, Chapter 17 of the Idaho Code. This certificate is issued for a two-year period, at which time the dam will be re-examined. If the dam is found to be in satisfactory condition, a new certificate will be issued.

Inspection indicates that your dam is in good condition and that no real problem exists. There does appear to be a small amount of water seeping through the outlet facilities. If at all possible, the standing water should be directed away from the tow area of the dam. However, this does not impose any real problems at this time.

If you should have any questions, or if we may be of any further assistance, feel free to contact this office.

Very truly yours,


Fred Eisenbarth
Northern District Manager

FE:cp

Enclosure

bcc: IDWA - Boise ✓

98-7013

August 21, 1973

Re: Permit No. 98-7013

W. J. Nixon
Box 822
Bonners Ferry, Idaho 83805

Dear Mr. Nixon:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field exam, please contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

98 7013

Identification No. _____

Permit No. 98-7013

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
AUG 20 1973 *Kf*

Department of Water Administration

- NIXON, INC., an Idaho Corporation, W. J. NIXON, President, successor in interest by Deed from W. J. Nixon
1. a) Name of Permit Holder _____
b) Post Office Address P. O. Box 822, Bonners Ferry, Idaho 83805
 2. Permit Number 89-7013
 3. Date of Priority that you are prepared to establish October 23, 1968
 4. a) Source from which water was appropriated Storage dam on unnamed stream, tributary of Fleming Creek
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 2
Township 62, Range North, R 1 E, Boise Meridian, Other points of diversion: _____
 5. a) The amount of water and use to which the water has been applied:
amount 95 acre feet for irrigation purposes from 4-15 to 10-15 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 95 acre feet cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Franklin W. Leitz, Agric. Engr., Soil Cons. Service, POB 730, Coeur d'Alene, Idaho, by survey and measurement of reservoir area; reading of weir at diversion by Ben Studer, Boundary Co., Extension Agent and Don Jensen, Cons. Engr., Soil Cons. Service
 6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
 7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) small earthen dam across creek for overnight reservoir and electric powered irrigation pump to portable sprinkler system.
b) Describe the type and size of measuring device which you have installed at your point of diversion: Cipolletti 1 foot
c) Give well drillers name and address and date the well was completed _____

Exam typed 8/20/73 by jc

98 7013

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use None

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

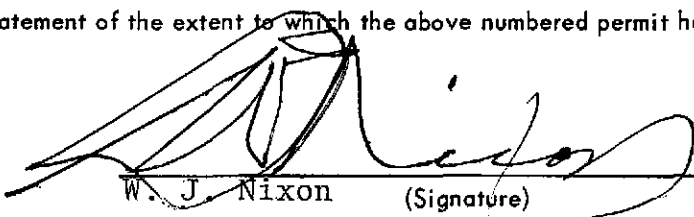
TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
62 N	1E	2	30	39	33	31													133

Total number of acres irrigated 133

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.

August 13, 1973
(Date)


W. J. Nixon (Signature)

State of Idaho)
County of Boundary) ss.

On this 13 day of August, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


Ruth Allred

Notary Public residing at Bonnerr's Ferry

My commission expires 6/1/76

NIXON, NIXON & LYONS
ATTORNEY AT LAW
P. O. BOX 368
OFFICES 225 MAIN STREET
BONNERS FERRY, IDAHO 83805
(208) 267-3133

W. J. NIXON
W. W. NIXON
JAMES F. LYONS

August 17, 1973

RECEIVED
AUG 20 1973
Department of Water Administration
202 FIRST FEDERAL SAVINGS & LOAN BLDG.
P. O. BOX 1013
COEUR D'ALENE, IDAHO 83814
(208) 667-4655

State of Idaho
Department of Water Administration
Statehouse -- Annex 1
Boise, Idaho 83707

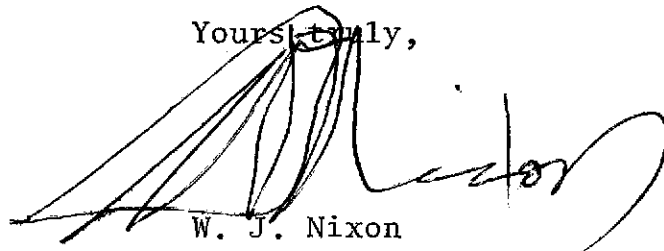
Re: Permit #98-7013

Attention: Bobby D. Fleenor
Assistant Director

Gentlemen:

I am enclosing herewith "Proof of Application of Water to Beneficial Use" under the above permit. I believe that I have furnished all of the information requested; however, if further information is necessary, please advise.

Yours truly,



W. J. Nixon

wnj ra
encl.

98 7013

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

24768

1

W J Nixon

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Nancy Bender

DATE DELIVERED

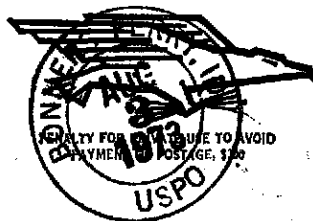
SHOW WHERE DELIVERED (*only if requested*)

3

AUG 3 - 1973

98 7013

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

**RETURN
TO**



98 7013

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 1, 1973 **CERTIFIED MAIL**

#24768

Re: Permit No. **98-7013**

W. J. Nixon
Box 822
Bonniers Ferry, Idaho 83805

Dear Mr. Nixon:

One of the conditions of approval of your water Permit No. 98-7013 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. Keith Higginson

R. KEITH HIGGINSON
Director

Enc: Proof affidavit

98 7013

June 14, 1973

Re: Permit No. 98-7013

W. J. Nixon
Box 822
Bonners Ferry, Idaho 83805

Dear Mr. Nixon:

Pursuant to your request of June 11, 1973, we are enclosing an affidavit form used to submit the required proof of beneficial use.

If you have any questions, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:jc
Enc: Proof affidavit
w/instructions

98 7013

NIXON, NIXON & LYONS

ATTORNEYS AT LAW
P. O. BOX 368
OFFICES 225 MAIN STREET
BONNERS FERRY, IDAHO 83805
(208) 267-3133

W. J. NIXON
W. W. NIXON
JAMES F. LYONS

June 11, 1973

JUN 14 1973
202 FIRST FEDERAL SAVINGS & LOAN BLDG.
P. O. BOX 1074
COEUR D'ALENE, IDAHO 83814
(208) 667-6612

State of Idaho
Department of Reclamation
Statehouse
Boise, Idaho 83707

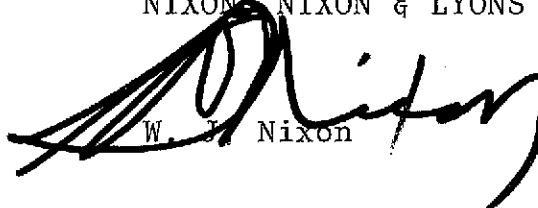
Re: Permit #98-7013
W. J. Nixon

Dear Sir:

I am prepared to make proof of completion of construction of the dam and application of water for beneficial use. Please send me the necessary forms,

Very truly yours,

NIXON, NIXON & LYONS


W. J. Nixon

wjn nlb

98 7013

October 28, 1968

Re: Permit No. 98-7013

W. J. Nixon
Box 832
Bonners Ferry, Idaho 83805

Dear Mr. Nixon:

You have submitted an application to appropriate and store waters of the State of Idaho. As a reminder, I wish to bring to your attention the requirements of Idaho Code 42-1707 concerning the submission of plans and specifications to the Department of Reclamation for approval.

The Code requires that any person, association, or corporation, excepting the U. S. Bureau of Reclamation, who shall desire to construct any dam or dike, for the purpose of storing or appropriating or diverting any of the waters of this state, when the same is to be more than ten feet in height or have a storage capacity of more than one hundred acre-feet, shall submit duplicate plans, drawings, and specifications of the proposed work to the Department of Reclamation for approval. If approval is granted one approved copy of such plan, drawing, or specification will be returned to you.

Also provided in the Code is an inspection clause which requires the Department of Reclamation to inspect or cause to be inspected as often as it deems advisable, any such dam or dike, to be more than twenty feet in height during construction.

The plans and specifications should provide as a minimum the following information:

A. Drawings

1. Dam profile
2. Spillway profile
3. Outlet work profile
4. General plan view
5. Section of dam or dike
6. Section of spillway
7. Location map

B. Dimensions and Elevations

1. Conduits and gates, dimensions and elevations
2. Water surface elevations

98-7013

3. Slopes of embankment surface
4. Provide dimensions sufficient to determine if the design is adequate

C. Specifications

Specifications should provide standards of control to assure that construction is accomplished in such a manner as to provide a structure which will perform as designed. Spillway capacities and capacities of all water control structures shall be provided.

The Department of Reclamation purposely does not attempt to prescribe definite criteria for design and construction of dams or dikes. Codes cannot be made uniformly applicable to the widely varying conditions encountered at different dam sites, and such a code could inhibit advancement in the science of dam design and construction. Instead, the Department conducts an independent review of individual plans and specifications for each project, as submitted by the applicant's engineer to insure the use of sound engineering and construction principles.

Though it is not required by law, the Department of Reclamation suggests that you obtain the services of a licensed Professional Engineer to design the required structures and prepare plans and specifications. This will not only protect the public from an unsafe structure, but will also protect your investment by reducing the possibility of failure or damage to other parties.

Sincerely,

A. Kenneth Dunn
Assistant State Reclamation Engineer

AKD/jmb

98-7013

October 28, 1968

Re: Permit No. 98-7013 - W. J. Nixon

**W. J. Nixon
Box 822
Bonners Ferry, Idaho 83805**

Dear Mr. Nixon:

We enclose a copy of your approved application for permit 98-7013
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

**C. Stephen Allred, Assistant
State Reclamation Engineer**

CSA:kh

**Enclosures: Copy of application
Receipt No. 2049 for \$20.
1 informational letter**

98-7013

RECEIVED

SEP 23 1968

Department of Reclamation

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that ~~W. J. Nixon, Box 832, Bonners Ferry, Idaho~~ has on September 6, 1968 applied for permit under application No. ~~98-7013~~ to store ~~55~~ acre feet of water from an unnamed stream, tributary of ~~Fleming Creek~~. Water will be diverted by an earth dam across creek and electric pump into sprinklers within the ~~NE 1/4 NE 1/4, sec. 2, T. 62 N, R. 1 E, B.M., Boundary county~~ and is to be used from ~~April 15~~ to ~~October 15~~ for irrigation in the ~~NE 1/4, sec. 2, T. 62 N, R. 1 E, B.M.~~ Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on September 26 and October 3.

First pub. Sept. 26, 1968

Second pub. Oct. 3, 1968-d.r.

98-7013

RF
FM

September 13, 1968

Re: Application No. 98-7013
W. J. Nixon

Bonnars Ferry Herald
Bonnars Ferry, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: legal notice

98-7013

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

Notice is hereby given that W. J. Nixon, Box 882, Bonners Ferry, Idaho

has on September 6, 1968

applied for permit under application No. 98-7013 to ~~every~~ store

95 ~~about 1000 per second~~ acre feet of water from an unnamed
stream, tributary of Fleming Creek . Water will be diverted by an earth
dam across creek and electric pump into sprinklers within the NE 1/4 NE 1/4,
sec. 2, T. 62 N, R. 1 E, B.M., Boundary County

and is to be used from April 15 to October 15 for irrigation

in the NE¹/₄, sec. 2, T. 62 N, R. 1 E, S.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bonnere Ferry Herald, Bonners Ferry, Idaho

on September 19 and September 26

98-7013

NIXON & NIXON

ATTORNEYS AT LAW

P. O. BOX 368

OFFICES 225 MAIN STREET

BONNERS FERRY, IDAHO 83805

ANDREWS 7-3133

W. J. NIXON

W. W. NIXON

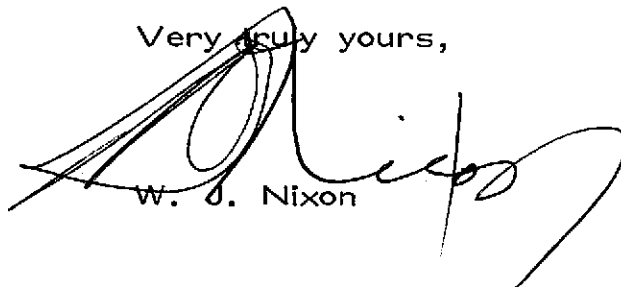
September 4, 1968

State Reclamation Engineer
State House
Boise, Idaho 83707

Dear Sir:

Enclosed herewith please find "Application for Water
Storage Permit", together with my check to cover fees
in the amount of \$20.00.

Very truly yours,



W. J. Nixon

wjn ra
Encls.

97-7013