

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Carl E. Aschenbrenner, Drawer I, Bonners Ferry, Idaho has received an approved permit No. 32654/98-2126 issued by the Idaho State Reclamation Department authorizing the diversion of 1.0 cubic feet per second of water from the Kootenai River, tributary of the Columbia River, subject to all prior rights. The priority to be established under this permit is December 27, 1965, and the permit was approved December 28, 1965. Water is to be diverted by pumping plant, sprinkler and pipe from a point within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 20, T. 62N, R. 1E, B.M. Boundary County, to be used for irrigation in the W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 62N, R. 1E, B.M. Proof of the application of the water to beneficial use is to be submitted to the department on or before December 28, 1975. Any protests against the issuance of a

license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on August 13 and August 20, 1970.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

William H. 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 Idaho State Reclamation Department/Aschenbrenner

a Notice of Existing Water permit.

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 August 13, 1970 and ending with the issue dated August 20, 1970

Subscribed and sworn to before me this 26 day of Aug, 1970

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

ater Administration

98-2126
32654

132-B

W. TUCKER

184-B
HUBBARD

191-B

HOWE FARMS INC.

184-B

HUBBARD

16-B 3
CAMPBELL
(HOWE)

5-B

A and B FARM
- 122A

ADDITIONAL

11-5

original
Point of deviation

MICROFILMED

January 14, 1966

Re: Permit No. ~~NR115~~ 32654

E. C. Aschenbrenner
Bonners Ferry
Idaho

Dear Mr. Aschenbrenner:

We enclose Permit No. 32654 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. ~~32654~~ 33047 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl. permit and license
EPR:pmk

632654

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-2126 Priority December 27, 1965 Amount 0.59 cfs

THIS IS TO CERTIFY, that Wesley W. Hubbard & Sons Inc.
of Bonn timers Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-2126 issued pursuant to Application for Permit dated December 27, 1965,
and has submitted proof to the Department of Water Resources on December 29, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.59 cfs of water from Kootenai River,
tributary to Columbia River, 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
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>0.59</u> cfs and	<u>286.7</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.59 cfs of water be diverted at any one time, and
that the amount of water so diverted 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
286.7 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Twp.
62N, Rge. 1E in the County of Boundary

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 $\frac{1}{4}$	
62N	1E	20													40	11	22		73
		21											25						25

Total number of acres irrigated 98

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 30 day of
November, 19 81.

Acting for the Director

Roman C. Young

RECEIVED

1

DEC 29 1975

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources

I, CARL E. ASCHENBRENNER hereby assign to WESLEY W. HUBBARD & SONS INC.
of STAR RT 2 BONNERS FERRY IDAHO 83805
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 32654/98-2126
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 23rd day of December, 19 75.

Carl E. Aschenbrenner
Permit Holder

Betty Lee Aschenbrenner
Spouse of Permit Holder

OREGON

State of Idaho)
County of Benton) ss.

On this 23rd day of December, 19 75, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Eleazar L. Lusk
Notary Public residing at 717 N.W. 33rd St.,
Corvallis, Oregon 97330
Notary Public for State of Oregon

My commission expires:
January 20, 1979

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
ASSIGNMENT OF PERMIT

I, E. C. Aschenbrenner, deceased hereby assign to Carl E. Aschenbrenner, A & B Farms
by Esther M. Bisbey, Administrator Name
of Drawer I Bonners Ferry, Idaho 83805,
Address

- CHECK ONE ☒ All my right, title, and interest, in and to Permit No. 32654/98-2126
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within
each 40-acre subdivision.)

Made this 1st day of August, 19 70.

Esther M. Bisbey
E.C. Aschenbrenner, deceased
Permit Holder by Esther M. Bisbey,
Administrator

Wife of Permit Holder

State of Idaho)
County of Boundary) ss.

On this 1st day of August, 19 70, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Tracie W. Sneed
Notary Public residing at _____

NOTARY PUBLIC for the State of Idaho
Residing at Bonners Ferry, Idaho
My commission expires August 6, 1973

My commission expires _____
NOTARY PUBLIC for the State of Idaho
Residing at Bonners Ferry, Idaho
My commission expires August 6, 1973

98-2126
32654

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32654/98-2126)

in the name of E. C. ASCHENBRENNER)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

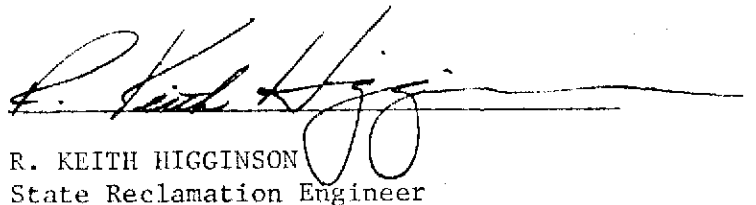
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 32654 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of
works as originally specified, but will be required to submit proof
to the Department of Reclamation of the application of the water to
beneficial use on or before December 28, 1975. The permit holder
should be aware that failure to complete one-fifth (1/5) of the works
within one-half (1/2) of the time originally set for completion of
works may be grounds for cancellation at the instance of the Department.

Dated this 8th day of May, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

32654
98-2126

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

98-
2126

APPLICATION No. 40815
PERMIT No. 32654
DISTRICT No.

1. Name of Applicant: E. C. Aschenbrenner

Postoffice address: Bonners Ferry

County:

Boundary

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

Assigned to Capt. E. Aschenbrenner, A &
B. Farms, Drawer I,
Bonnors Ferry, Idaho
83805

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 1.0

cubic feet per second.

3. Source of water supply: Kootenai River

which is a tributary of Columbia River

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is ~~in the~~ near center $S\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 20,

~~in section~~ , T. 62 N, R. 1 E , B. M., County of Boundary

5. Water is to be used for sprinkler irrigation for 100 acres.

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

(a) Point of use of water:

feet distant from

corner of Section

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

of Section of

, T. , R. , B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

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

of Section

, T. , R. , B.M.

7. Estimated cost of works: \$ 9,500.00

8. Kind of works: pumping plant, sprinkler and pipe

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

fee; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

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

5

years.

13. The time required for the complete application of the water to the proposed use is

5

additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

none known

- 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.

By /s/ Esther M. Bishey Agent.

Corrected application received:

The number of this permit is 32654
Recorded in Book 114 Page 32654 Approved December 28, 1965
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 February 28, 1966 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 June 28, 1968
The whole of said work to be completed on or before December 28, 1970
Beneficial use of water appropriated in accordance herewith, to be made on or before December 28, 1975

/s/ CARL E. TAPPAN
State Reclamation Engineer.

day of December, 19 65.
Countersigned:

(SEAL) By /s/ ARNOLD WILLIAMS Secretary of State.

14.

[illegible]

AFFIDAVIT OF PUBLICATION

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Carl E. Aschenbrenner, Drawer I, Bonners Ferry, Idaho has received an approved permit No. 32654/98-2126 issued by the Idaho State Reclamation Department authorizing the diversion of 1.0 cubic feet per second of water from the Kootenai River, tributary of the Columbia River, subject to all prior rights. The priority to be established under this permit is December 27, 1965, and the permit was approved December 28, 1965. Water is to be diverted by pumping plant, sprinkler and pipe from a point within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 20, T. 62N, R. 1E, B.M. Boundary County, to be used for irrigation in the W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 62N, R. 1E, B.M. Proof of the application of the water to beneficial use is to be submitted to the department on or before December 28, 1975. Any protests against the issuance of a

license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on August 13 and August 20, 1970.

STATE OF IDAHO } ss.
County of Boundary }

William H. 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 **Idaho State Reclamation Department/Aschenbrenner**

Notice of Existing Water permit.

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, com-

mencing with the issue dated **August 13**, 1970 and ending with the issue dated **August 20**, 1970

Subscribed and sworn to before me this 27 day of Aug, 1970

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

Water Administration

98-2126
32654

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 538

BONNERS FERRY, IDAHO — 83805

RECEIVED

AUG 27 1970

Carl E. Aschenbrenner

Drawer I

Bonnerr Ferry, Idaho

Department of Water Administration

1970

Aug. 20 Notice of Existing water
permit-41 lines 2 times

\$ 9.84

*paid
8-20-70
rk.*

*32654
98-2126*



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 1, 1981

RE: Permit No. 98-2126

Wesley W. Hubbard & Sons Inc.
Star Route #2
Bonners Ferry, ID 83805

Gentlemen:

Enclosed is a copy of the Water Right License issued on the above
referenced Permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Storehouse
Boise, Idaho 83720
(208) 334-4440

November 9, 1981

RE: Permit No. 98-2126

Wesley W. Hubbard & Sons Inc.
Star Route #2
Bonners Ferry, ID 83805

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 98-2126, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.59 cfs Source: Kootenai River

The maximum quantity diverted shall not exceed 286.7 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 62N, Rge. 1E, Boundary County

Beneficial use: Irrigation of 98 acres within the W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20;
SW $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 21; Twp. 62N, Rge. 1E

Priority date established: December 27, 1965

Conditions (if any):

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,

JIM JOHNSON
Water Distribution Supervisor

No Overlapping rights

[illegible]

(Include distance from pump to measuring device, if applicable.)

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☐ None

☒ Other NEW APP for
Additional Acreage

Examiner's Signature _____
Checked by: Belkaynes
Approved by: Koum

Date 8-7-81

Date 8/8/81

le

January 7, 1976

Re: Permit No. 98-2126

Wesley Hubbard & Sons, Inc.
Star Route 2
Bonners Ferry, Idaho 83805

Gentlemen:

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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

DEC 29 1965 OK

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. 40815

Permit No. 32654

98-2126
meb

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder C. E. ASCHENBRENNER ^{TRANSFERRED to} WESLEY W. HUBBARD & SONS INC
b) Post Office Address START 2 BONNEBAS PERRY IDAHO 83805
2. Permit Number 32654
3. Date of Priority that you are prepared to establish DEC 27, 1965
4. a) Source from which water was appropriated KOOTENAI RIVER
b) Location of the point of diversion: center 1/2 1/4 SE 1/4, Section 20
Township 62N, Range 1E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
Amount 264 gal per min for IRRIGATION purposes from 1 MAY to 1 NOV incl.
(cfs and/or acre-feet per annum) .586 cfs (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 .586 cfs 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: Using 33.8 gal nozzles 15 hp pump =

264 gal per min = .586 cfs: PUMP ON GOING MORE LATER →

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) KOOTENAI RIVER

b) Describe the type and size of measuring device which you have installed at your point of diversion:

We use SPRINKLER pipe with 33.8 gal nozzles
pumping approximately 264 gal per min - pump capacity

c) Give well driller's name and address and the date the well was completed:

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

checked by Tom Harris Soil Conservation

1-5-76

md

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
62W	R1E	20														40	11	22	73
62W	R1E	21											25						25
62W	R1E	20																5	5
62W	R1E	20													40				40
62W	R1E	21											13						13
62W	R1E	21											40						40

ORIGINAL

Total number of acres irrigated 196

10. Remarks: *The above permit is only figured on sprinkling pastures and when we took it over expanded the ground to be sprinkled under the same system. All ground owned. We still figure on expanding & improving the system to a higher unit so am asking for an extension of time of 5 yrs. for development.*

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

Dec 26 - 75 (Date) Wesley Hubbard (Signature)

State of IDAHO)
County of BOUNDARY) ss.

On this 26 day of DECEMBER, 1975, personally appeared before me the signer of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

William Johnston
Notary Public residing at Boomer, Id.

My commission expires 5-7-79

December 11, 1975

Re: Permit No. 98-2126

Mr. Deon Hubbard
1224 Thrushwood Drive
Logan, Utah 84321

Dear Mr. Hubbard:

Enclosed is an assignment form as you requested in our telephone conversation of this date.

Please note that the assignment form and the proof of beneficial use must be returned to this office on or before December 28, 1975.

If you need anything further, please contact this office or our District Office in Coeur d'Alene, Idaho.

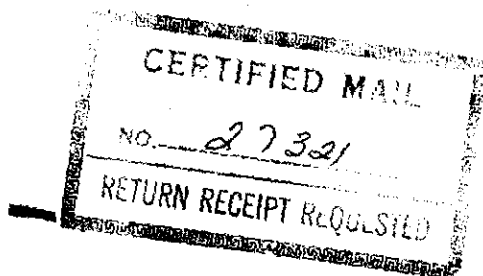
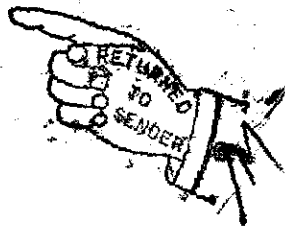
Sincerely,

JANICE ROHM
Secretary

JFR

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
St. ~~House~~
Boise, Idaho 83720



98-2126

*Q. parent:
40 West Hubbard
+ Sonny
own the land
your*

*Star Rt. 2
Bonners Ferry, ID.*



Mr. Carl Aschenbrenner, A&B Farms
Drawer 1
Bonners Ferry, ID 83805

FORWARDING ORDER EXPIRED

Name _____
1st Notice OCT - 3 1975
2nd Notice _____
Return OCT 18 1975

RECORDED



PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.								
1. The following service is requested (check one). ☐ Show to whom and date delivered..... 15¢ ☐ Show to whom, date, & address of delivery.. 35¢ ☐ RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢ ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢								
2. ARTICLE ADDRESSED TO:								
3. ARTICLE DESCRIPTION: <table border="1"><tr><td>REGISTERED NO.</td><td>CERTIFIED NO.</td><td>INSURED NO.</td></tr><tr><td></td><td>22351</td><td></td></tr></table> (Always obtain signature of addressee or agent) I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent			REGISTERED NO.	CERTIFIED NO.	INSURED NO.		22351	
REGISTERED NO.	CERTIFIED NO.	INSURED NO.						
	22351							
4. DATE OF DELIVERY		POSTMARK						
5. ADDRESS (Complete only if requested)								
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS						

☆ GPO: 1975-0-583-041

RECEIVED
OCT 3 1975
BONNER FERRY, MO



October 1, 1975

CERTIFIED MAIL *Q 7321*

Re: Permit No. 32654 (new no. - 98-2126)

Mr. Carl E. Aschenbrenner
Drawer I
Bonners Ferry, Idaho 83805

Dear Mr. Aschenbrenner:

One of the conditions of approval of your water Permit No. 98-2126 (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 December 28, 1975. 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
Director

RKH:jg
Enc: Proof affidavit

September 8, 1970

Re: Permit No. 32654/98-2126

Mr. Carl E. Aschenbrenner
Drawer I
Bonners Ferry, Idaho 83805

Dear Mr. Aschenbrenner:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until December 28, 1975, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

98.2126
32654

August 5, 1970

Re: Permit No. 32654/98-2126

Mr. Carl E. Aschenbrenner
Drawer I
Bonners Ferry, Idaho 83805

Dear Mr. Aschenbrenner:

Enclosed is a copy of the assignment submitted in connection with permit no. 32654/98-2126 and a copy of the permit sheet.

The legal notice for the above referenced permit is being published in the Bonners Ferry Herald of Bonners Ferry, Idaho on August 13 and August 20, 1970. You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

If you have any questions, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DC

Enc: copy of permit no. 32654/98-2126
copy of assignment

98-2126
32654

August 5, 1970

Re: Permit No. 32654/98-2126

Bonnars Ferry Herald
212 Main
Bonnars Ferry, Idaho 83805

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our 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 cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by Carl E. Aschenbrenner, Drawer I, Bonnars Ferry, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

32654
98-2126

RECEIVED

JUL 7 1970

E. C. Aschenbrenner
deceased Jan 8, 1967
Elizabeth Aschenbrenner
deceased Dec 18, 1966

Department of Water Administration

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that E. C. Aschenbrenner, Bonners Ferry, Idaho,
Carl E. Aschenbrenner & Esther M. Bisbey heirs and present owners and operators
has received an approved permit No. 32654/98-2126

32654/98-2126 issued by the Idaho State Reclamation Department authorizing the
diversion storage of 1.0 cubic feet per second above feet per annum
of water from the Kootenai River, tributary of the Columbia River

subject to all prior rights. The priority to be established under this permit is

December 27, 1965, and the permit was approved December 28, 1965

Water is to be diverted by pumping plant, sprinkler and pipe
from a point within the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 20, T. 62N, R. 1E, B.M., Boundary County,

to be used for irrigation

in the W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 62N, R. 1E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
department on or before December 28, 1975. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on
August 13 and August 20, 1970

State Reclamation Engineer:

Permit No. 32654/98-2126

You are hereby authorized to have the attached notice published at my expense in
the Bonners Ferry Herald of Bonners Ferry, Idaho;
published in the county in which the works are situated.

Carl E. Aschenbrenner
(Signature)

Drawer I Bonners Ferry
(Address) Idaho
7/3/70
(Date)

98-2126
32654

July 30, 1970

Re: Permit No. 32654/98-2126

Mr. Carl E. Aschenbrenner
Drawer I
Bonners Ferry, Idaho 83805

Dear Mr. Aschenbrenner:

Please be advised that in order for you and Mrs. Bisbey to control the above referenced permit, it will be required that the administrator of Mr. E. C. Aschenbrenner's estate assign this permit to you. An assignment form is enclosed for your use in this matter. Please have this form executed and return it to this office. Upon receipt of the assignment, we will cause the notice of existing water right to be published.

If you have any questions on this matter, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DC
Enc: assignment form

32654
98-2126

May 12, 1970

Re: Permit No. 32654 (New No. 98-2126)

Mr. E. C. Aschenbrenner
Bonnems Ferry
Idaho 83805

Dear Mr. Aschenbrenner:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

98-2126
32654

January 14, 1966

Re: Permit No. ~~NR825~~ 32654

E. C. Aschenbrenner
Bonners Ferry
Idaho

Dear Mr. Aschenbrenner:

We enclose Permit No. 32654 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. ~~32654~~ 33047 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

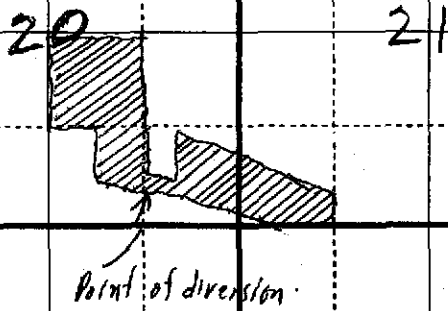
(MRS.) EDNA P. RULE
Chief Clerk

Encl. permit and license
EPR:pmk

632654

NAME OF APPLICANT E.C. Aschmeyer

Form No. 0



T. G. Z. N. R. I. E.

Permit Map No. 32654
As Approved
CARL E. TAPPAN DEC 28 1965
State Reclamation Engineer

December 16, 1965

RE: Application for Permit

E. C. Aschenbrenner
Box 732
Bonners Ferry, Idaho

Dear Mr. Aschenbrenner:

Returned herewith is your application for permit with
attached check for \$5.00.

All is acceptable except the point of diversion under 4;
600 feet from the SE corner of Sec. 20 would place the
diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20. The maps show the point
of diversion near the center of the S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 20.

Kindly correct and return.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

Enc. application
check

532654.