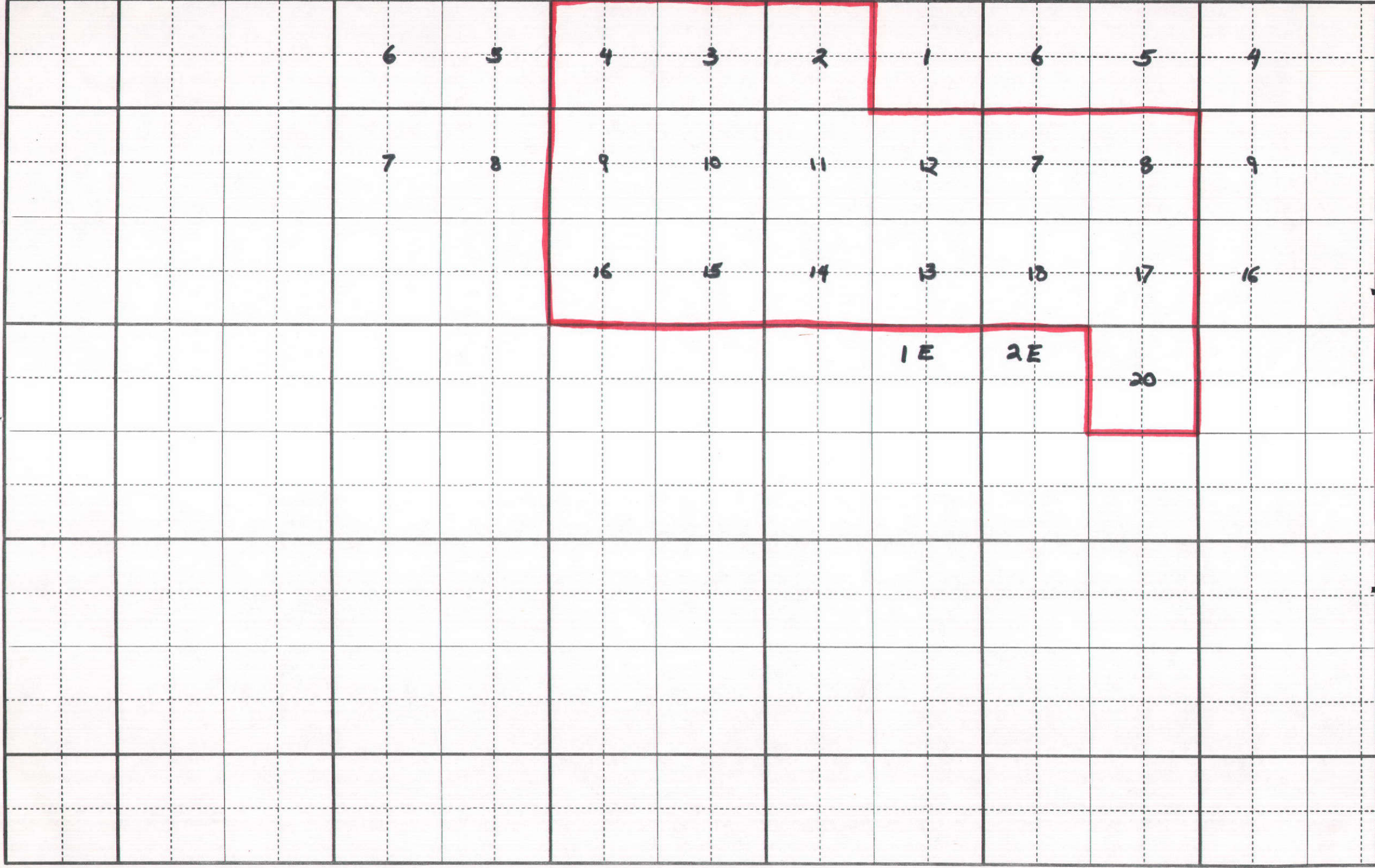


NAME OF APPLICANT North Beach Water Pass 98 2121

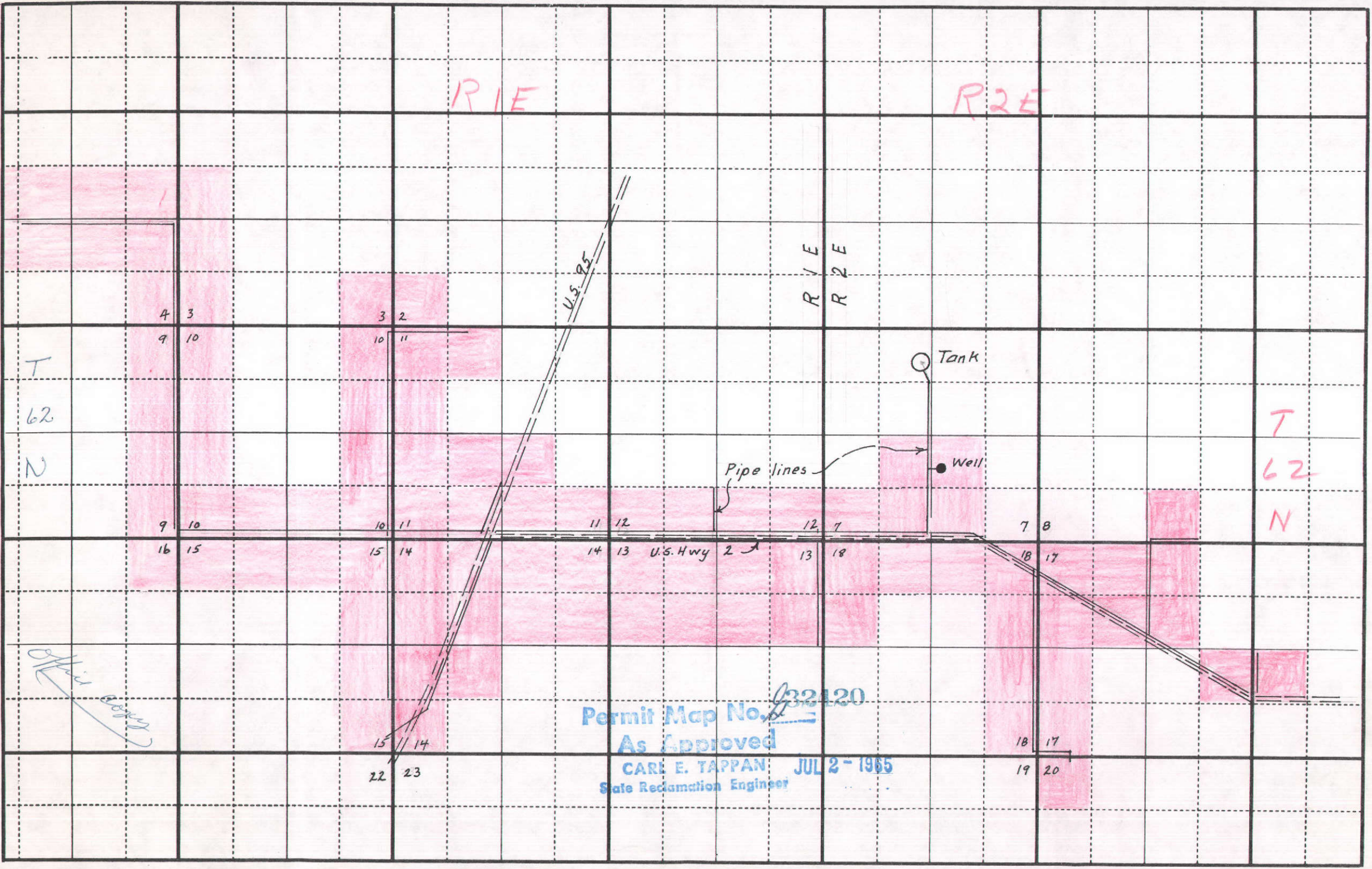
Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw in Ink.

98 2121

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.



32420

State of Idaho  
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32420/98-2121 Priority July 4, 1965 Amount 0.20 cfs  
(late proof)

THIS IS TO CERTIFY, that North Bench Water Association  
of Bommers Ferry, Idaho, has complied with the terms and conditions of Permit  
No. 32420/98-2121 issued pursuant to Application for Permit dated June 28, 1965,  
and has submitted proof to the Department of Water Administration on July 8, 1970,  
that he has applied water to a beneficial use; an examination by the Department indicates that the  
works have a capacity of 0.20 cfs, and that the water has in fact been applied to a  
beneficial use; a right to the use of water from a ground water source  
tributary of \_\_\_\_\_, is hereby confirmed in the following amounts:

Amount 0.20 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Amount \_\_\_\_\_ for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)

Subject, however, to the condition that no more than 0.20 cfs of water be diverted at  
any one time, said waters to be diverted within the \_\_\_\_\_

NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 7, Twp. 62 N, Rge. 2 E, B.M.

in the county of Boundary; and that the amount of water so diverted and to which such  
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can  
actually be beneficially used and shall not exceed 108 acre feet per year ~~xx~~

~~acre feet per acre.~~

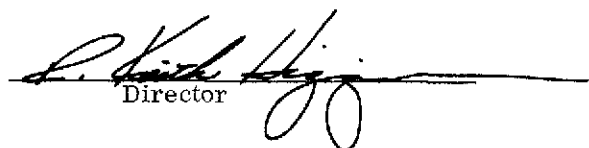
Description and location of place of use:

| 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 | 2 E   |      | All of Sections  |                  |                  |                  | 7,               | 8,               | 17,              | 18,              | and 20           |                  |                  |                  |                  |                  |                  |                  |        |
| 62 N | 1 E   |      | All of Sections  |                  |                  |                  | 2,               | 3,               | 4,               | 9,               | 10,              | 11,              | 12,              | 13,              | 14,              | 15,              | and 16           |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

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 26<sup>TH</sup> day of  
March, 19 73.

  
Director

98 2121

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION  
OF THE  
STATE OF IDAHO

IN THE MATTER OF APPROVAL OF EXTENSION )  
OF TIME FOR PERMIT NO. 98-2121 in the name of )  
NORTH BENCH WATER ASSOCIATION )

ORDER

WHEREAS, on June 28, 1965, North Bench Water Association, Bonners Ferry, Idaho, applied to the Department of Reclamation ( renamed to Department of Water Administration on July 1, 1970 ) for a permit to divert 0.2 cubic feet per second of water for domestic purposes from January 1 to December 31 from a ground water source in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 7, Twp. 62 N., Rge. 2 E., B.M., Boundary County to be used within portions of Sections 7, 8, 17, 18, & 20, Twp. 62 N., Rge. 2 E., B.M.; and portions of Sections 2, 3, 4, & 9 thru 16, Twp. 62 N., Rge. 1 E., B.M.; and,

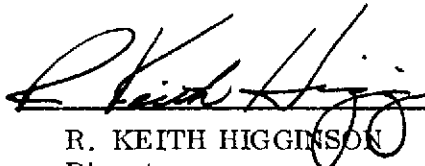
WHEREAS, on July 2, 1965, the department approved said application with the condition that proof of construction of works and application of the water to beneficial use be submitted on or before July 2, 1970; and,

WHEREAS, on June 26, 1970, the department received an application for extension of time submitted by James F. Lyons, attorney for the permit holder; and,

WHEREAS, the permit holder has shown adequate cause why Permit No. 98-2121 should be extended;

IT IS, THEREFORE, ORDERED that proof of construction and application of water to beneficial use is hereby extended and due on or before September 2, 1970.

Dated this 7th day of July, 1970.

  
R. KEITH HIGGINSON  
Director

98-2121  
32420

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-32420/98-2121 )

in the name of North Bench Water Association)

Bonniers Ferry, Idaho )

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,

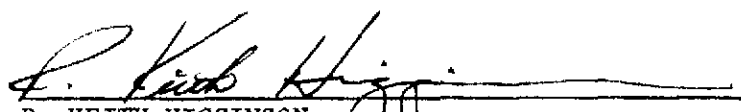
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice  
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-32420 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.

Dated this 20<sup>TH</sup> day of FEBRUARY, 19 70.

  
R. KEITH HIGGINSON  
State Reclamation Engineer

98-2121  
32420

# APPLICATION FOR PERMIT

## To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40573  
Permit No. G- 32420  
District No.

1. Name of Applicant: North Bench Water Association  
Nick Plato - Chairman  
Postoffice address: Bonners Ferry County: Boundary State: Idaho
2. Quantity of water claimed: 0.2 c.f.s.
  - (a) Rate of withdrawal in cubic feet per second or Idaho  
Miners' inches or gallons per minute
  - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 7  
Twp. 62 N , Rge. 2 E , B.M., County of Boundary
5. Water is to be used for: Domestic
6. If for municipal, industrial or recreational purposes, give:
  - (a) Point of use of water is in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section 7, 8, 17, 18, 20, Twp. 62 N.  
Rge. 2 E. , B.M. and Sec. 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, T. 62 N., R. 1 E.,
  - (b) Waste water or sewage effluent is to be returned to None  
at a point in the  $\frac{1}{4}$  of the  $\frac{1}{4}$  of Section , Twp. , Rge. , B.M.
7. Kind of works: Well with electric pump, controls and pump house, Main line to storage tank and pipe distribution system.
8. Estimated cost of works: \$ Well, pump, controls and pump house \_ \$5,500
9. (a) Is reservoir to be used? Yes  
(b) ~~Capacity of reservoir:~~ Storage Tank: 50,000 gallons
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
  - I. (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:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
  - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
  - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

LICENSE ISSUED FOR 0-20 SEC. FT.  
 LICENSE PAGE NO. \_\_\_\_\_

# **NOTICE OF EXISTING WATER PERMIT**

Notice is hereby given that North Bench Water Association, Bonners Ferry, Idaho, has received an approved permit No. G-32420/98-2121 issued by the Idaho State Reclamation Department authorizing the diversion of 0.2 cubic feet per second of water from a ground-water source, subject to all prior rights. The priority to be established under this permit is June 28, 1965, and the permit was approved July 2, 1965. Water is to be diverted by well, pump, controls, pump-house, mainline, storage tank, and pipe from a point within the NW1/4-SE1/4, Sec. 7, T. 62 N, R. 2 E, B. M., Boundary County, to be used for domestic purposes in Secs. 7, 8, 17, 18, 20, T. 62 N, R. 2 E, B. M.; Secs. 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, T. 62 N, R. 1 E, B.M. Proof of the application of the water to beneficial use is to be submitted to the department on or before July 2, 1970. Any protest 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 June 25, 1970. - nn

## **AFFIDAVIT OF PUBLICATION**

STATE OF IDAHO } ss.  
County of Boundary }

**W. 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 **State Reclamation engineer & Nixon & Nixon**

### **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 **1 only** consecutive issues, commencing with the issue dated **6/25/70 June 25**, 19**70**, and ending with the issue dated \_\_\_\_\_, 19**6**.

Subscribed and sworn to before me this **7** day of **August**, 19**70**

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

32420  
98-2121

Identification No. \_\_\_\_\_

Permit No. G-32420/98-121

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

JUL 8 1970

Department of Water Administration

1. a) Name of Permit Holder NORTH BENCH WATER ASSN.  
b) Post Office Address Bonnars Ferry, Idaho 83805  
2. Permit Number G-32420/98-121 98-2121 df  
3. Date of Priority that you are prepared to establish July 2, 1970  
4. a) Source from which water was appropriated Ground Water  
b) Location of the point of diversion: NW-1/4 SE 1/4 1/4, Section 7  
Township 62 N, Range 2 E Boise Meridian, Other points of diversion: \_\_\_\_\_

5. a) The amount of water and use to which the water has been applied:

amount 0.2 for Domestic purposes from All year 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)

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.2 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: The flow measurement was made by the use of measuring orifice and was pumped with the use of a turbine-type well pump and a diesel powered engine and was witnessed and certified by K. A. Durtschi, a professional engineer in the State of Idaho.

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: Pipelines of North Bench Water Association

b) Describe the agreement or understanding by which you take water from the works: Permit

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) The pump was a LB-6 6" Peerless turbine with a 10 h.p. motor. The well casing is 10-inch diameter and the depth overall is 60 feet.

b) Describe the type and size of measuring device which you have installed at your point of diversion: There was no meter installed at the pump at the time of installation. We did, however, leave a meter tube and such installation could be done, if required, without too much problem.

c) Give well drillers name and address and date the well was completed The well driller was E. A. Holman Drilling Co., of Spokane, Washington. The well was completed approximately August 30, 1965.

*Exam Typed  
August 26, 1970  
cm*

*98-2121  
32420*

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic purposes Sections 7, 8, 17, 18, 20, Twp. 62 N., R. 2, E.B.M.;  
Sections 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, Twp. 62 N., R. 1, EBM

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 |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |

Total number of acres irrigated -0-

10. Remarks: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

July 3, 1970 (Date) James L. Jones Attorney (Signature)  
For North Bench Waterway

State of Idaho ss.  
 County of Bannock

On this 3rd day of July, 1970, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Ruth Allured  
 Notary Public residing at Bonner Ferry  
Idaho

My commission expires 6/1/72

March 27, 1973

Re: Permit No. 32420/98-2121

North Bench Water Assn.  
Bonners Ferry,  
Idaho 83805

Gentlemen:

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

Sincerely,

BOBBY D. FLEENOR  
Assistant Director

BDF:DR  
Enclosure

98 2121

## FIELD REPORT

- TOTAL ACREAGE**

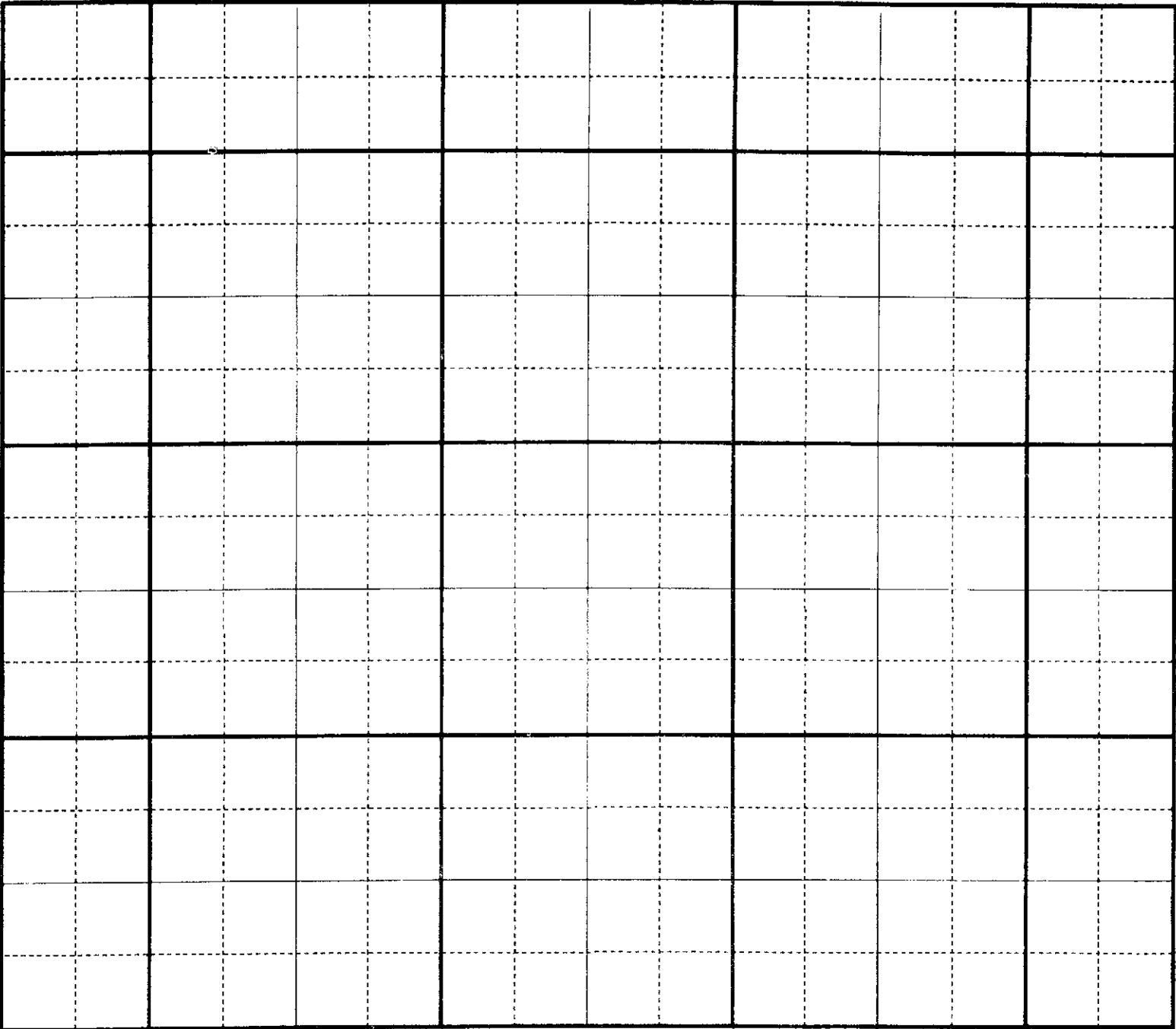
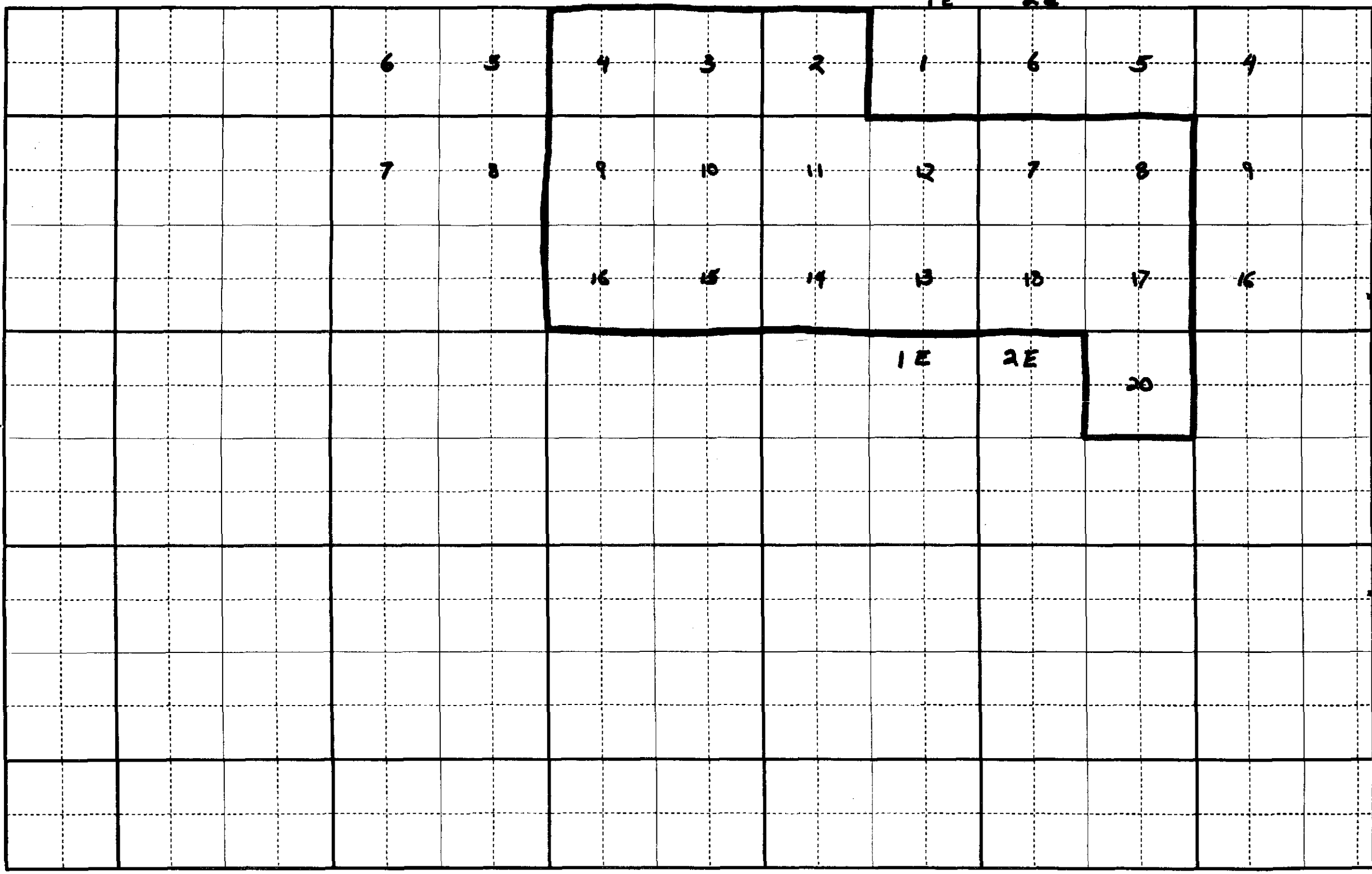


Diagram of System

NAME OF APPLICANT. North Beach Water Assoc. 98 2121

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Man In Ink.

98 2121

DATE OF EXAM August 30, 1972

98 2121

ACREAGE

Found \_\_\_\_\_  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE

Domestic

Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= 0.2 c.f.s. V= 143.5 AF/Ann. from Jan. 1 to Dec. 31  
Livestock Q= \_\_\_\_\_ c.f.s. V= 108.0 AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
fyd

Is water co-mingled? yes \_\_\_\_\_ no \_\_\_\_\_

Name source: Ground water  
twp. 62N N/S, Rge 2E E/W, B.M., Sec. 7, Sub. NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Boundary  
County

Exchange? yes \_\_\_\_\_ no \_\_\_\_\_

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  
County

Point of injection:  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  
County

Point of exchange:  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  
County

Total Q measured 0.2 c.f.s. Method of measurement calculated

Total Q recommended 0.2 c.f.s. Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 143.5 AF/Ann.

Recommended Amendments: 108.0 AF/yr fyd

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:

$0.2 \text{ cfs} \times 1.98 \text{ cfs} \times 365 \text{ days} = 143.5 \text{ AF/ann (max pump cap.)}$   
to include domestic irrigation  
90 families (1.2 AF) = 108.0 AF  
fyd

SYSTEM DESCRIPTION:

10" well 60' in depth w/ peerless 10 HP  
pump motor to 30,000 gal storage tank  
(steel)

REMARKS:

No way to measure recommend from pumping capacity and AF by maximum require-  
ments. No pumping records available. See letter.

Examiner's Signature Erwin C. Ballou Date Aug. 30, 1972

Checked by Fred E. Smith Jr. Date 11/30/72

Approved by Fred E. Smith Jr. Date 11/30/72

RECEIVED

OCT 3 1972

Department of Water Administration  
Northern District Office

Bonniers Ferry, Ida.  
Oct. 2, 1972

Dept. of Water Administration  
State of Idaho  
401 Front Ave. Rm 209  
Coeur D'Alene, Ida.

Dear Sir:

In reply to your letter of inquiry of  
September 25th. We serve Eighty Eight (88)  
families on this association.

If you wish further information please contact  
the officials of the association.

Yours truly,

*J. Wilson*  
North Bench Water Ass'n  
J. Wilson, Sec.-Treas.  
Star Rt. # 2

98 2121

September 25, 1922

Re: Permit No. 98-2121

No. Bench Water Association  
Bonners Ferry,  
Idaho 83805

Gentlemen:

Our Examiner has completed a field inspection of your diversion works, and we now need information as to the number of families presently being served. We would also appreciate any figures you may have on the daily, monthly, or yearly use. Upon receipt of this information, we will complete our examination and issue the water license.

We regret not being able to visit with one of your representatives during the period we were in the area, but conditions would not permit it.

Your assistance in this matter is appreciated, and if you should have any questions, please feel free to contact this office.

Very truly yours,

Ervin E. Ballou  
Water Resource Examiner  
Northern District

EEB:cr

Enclosures

98 2121

August 11, 1970

Re: Permit No. G-32420/98-2121

Mr. James F. Lyons  
NIXON & NIXON  
P.O. Box 368  
225 Main Street  
Bonners Ferry, Idaho 83805

Dear Mr. Lyons:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from 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. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM/DG

P.S. Please be advised that the examination should take place in the 1970 or 1971 season.

98-2121  
32420

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

JAMES F. LYONS

August 7, 1970

State of Idaho  
Department of Water Administration  
Statehouse -- Annex 2  
Boise, Idaho 83707

Attention: Donald W. McEldowney  
Appropriation Supervisor

Re: North Bench Water Association

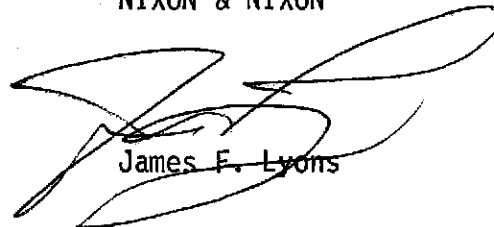
Dear Sir:

Enclosed please find "Affidavit of Publication" issued by  
the Bonners Ferry Herald, as per your request of July 16,  
1970.

We would appreciate receiving Permit No. G-32420/98-2121,  
pursuant to the Notice.

Very truly yours,

NIXON & NIXON



James F. Lyons

ra  
Encl.

98-2121  
32420

July 16, 1970

Re: Permit No. G-32420/98-2121

Mr. James F. Lyons  
NIXON & NIXON  
P.O. Box 368  
Bonners Ferry, Idaho 83805

Dear Mr. Lyons:

We acknowledge receipt of the affidavit of beneficial use submitted in connection with the above referenced permit.

The North Bench Water Association will be required to have a notice published at their expense for two consecutive weekly issues of a newspaper as prescribed by the Department. A form was sent to them on February 20, 1970 for them to complete and return to this office. As soon as we are in receipt of this form, we will cause the notice to be published.

Please be advised that a license cannot be issued until we are in receipt of the affidavit of publication. We are withholding further processing of permit no. G-32420/98-2121 until we have received the above mentioned form.

If you have any questions, please advise.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM/DG

cc: North Bench Water Association

98-2121  
32420

**NIXON & NIXON**  
ATTORNEYS AT LAW  
P. O. BOX 368  
OFFICES 225 MAIN STREET  
BONNERS FERRY, IDAHO 83805  
ANDREWS 7-3133

RECEIVED

JUL 8 1970

Department of Water Administration

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

July 7, 1970

State of Idaho  
Department of Reclamation  
Boise, Idaho 83707

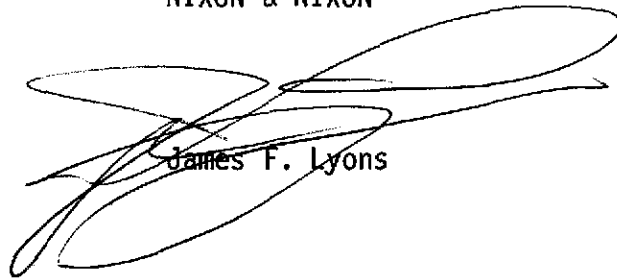
Re: North Bench Water Assn.  
Boundary County, Idaho

Gentlemen:

Enclosed please find completed "Proof of Application of Water  
to Beneficial Use" for the above water association.

Yours truly,

NIXON & NIXON



James F. Lyons

ra  
Encl.

98-2121  
32420

XXXXXXXXXXXX

Director

July 8, 1970

Re: Permit No. 98-2121 ( G-32420 )

Nixon & Nixon  
Mr. James F. Lyons  
P.O. Box 368  
Bonners Ferry, Idaho 83805

Dear Mr. Lyons:

Enclosed is an Order approving the extension of time which you submitted in behalf of your clients. Proof of construction and application of water to beneficial use on the above numbered permit is now due on or before September 2, 1970.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh  
Enclosure

cc. North Bench Water Association  
Nick Plato, Chairman  
Bonners Ferry, Idaho 83805

98-2121  
32420

C  
O  
P  
Y

NIXON & NIXON  
ATTORNEYS AT LAW  
P. O. BOX 368  
OFFICES 225 MAIN STREET  
BONNERS FERRY, IDAHO 83805  
ANDREWS 7-3133

RECEIVED  
JUN 23 1970  
Department of Reclamation

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

June 23, 1970

Mr. R. Keith Higginson  
State Reclamation Engineer  
Statehouse  
Boise, Idaho 83707

Dear Mr. Higginson:

This is to notify you that I am writing this letter on behalf of the North Bench Water Association of Bonners Ferry, Idaho who holds Permit No. G-32420-98-2121.

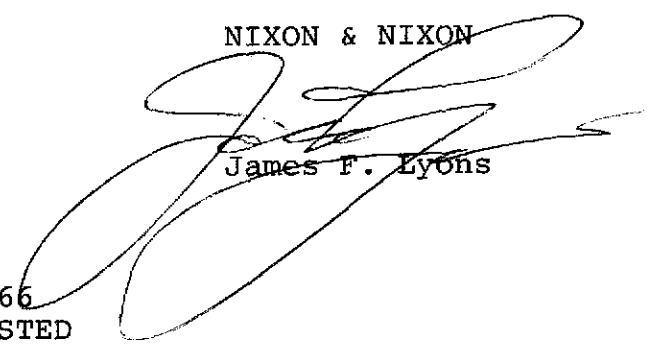
At this time they have completed their project and will be filing a completion notice (Application of Water to Beneficial Use) and will be publishing notice in a local paper on this matter as required under your Order dated February 20, 1970.

Be advised that we request the necessary time extension to complete the paper-work on this matter.

Would you please grant a sixty (60) day extension from July 2, 1970 so that we may complete the paper-work. Please advise as soon as possible.

Yours truly,

NIXON & NIXON

  
James F. Lyons

JFL:nm

CERTIFIED MAIL #743666  
RETURN RECEIPT REQUESTED

98-2121  
32420

# INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and  
address where delivered



Deliver ONLY  
to addressee

*(Additional charges required for these services)*

## RECEIPT

*Received the numbered article described below.*

REGISTERED NO.

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

CERTIFIED NO.

1

*North Beach Water Care*

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

*Mrs Nick Platts*

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

*5-4-70*

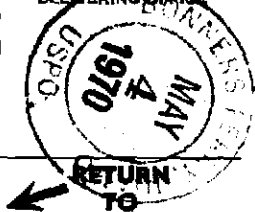
3

*32420*  
*98-2121*

**POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$300**

POSTMARK OF  
DELIVERING OFFICE



**INSTRUCTIONS:** Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED**.

**NAME OF SENDER**

Department of Reclamation

**STREET AND NO. OR P.O. BOX**

Annex # 2 Statehouse

**POST OFFICE, STATE, AND ZIP CODE**

Boise, Idaho 83707

May 1, 1970

Re: Permit No. G-32420/98-2121

North Bench Water Association  
Nick Plato, Chairman  
Bonners Ferry, Idaho 83805

Gentlemen:

One of the conditions of the approval of your permit no. G-32420/98-2121 was that proof of application of the water to beneficial use be submitted to this office on or before July 2, 1970.

Enclosed is an affidavit form which must be used to submit this proof. You may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code Amended.

Either the proof or a request for 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*

State Reclamation Engineer

Enc: Proof form

dr

cc: Nimon & Nixon

Box 368, Bonners Ferry, Idaho

CERTIFIED MAIL

#21838

32420  
98-2121

February 20, 1970

Re: Permit No. G-32420 (New No. 98-2121)

North Bench Water Association  
Bonners Ferry, Idaho 83805

Gentlemen:

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 it upon request at any time.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:JMB

Enc. Order  
Advertising package

cc. NIXON & NIXON, Box 368, Bonners Ferry, Idaho 83805

98-2121  
32420

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that North Bench Water Association, Bonners Ferry,  
Idaho, has received an approved permit No.  
G-32420/98-2121 issued by the Idaho State Reclamation Department authorizing the  
diversion ~~/storage~~ of 0.2 cubic feet per second ~~acre/feet/ft/annum/~~  
of water from a ground-water source  
subject to all prior rights. The priority to be established under this permit is  
June 28, 1965 and the permit was approved N/ July 2, 1965.  
Water is to be diverted by well, pump, controls, pumphouse, mainline, storage tank, and pipe  
from a point within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 7, T. 62 N, R. 2 E, B. M., Boundary County,  
to be used for domestic purposes  
in the Secs. 7, 8, 17, 18, 20, T. 62 N, R. 2 E, B. M.; Secs. 2, 3, 4, 9, 10, 11,  
12, 13, 14, 15, 16, T. 62 N, R. 1 E, B. M.  
Proof of the application of the water to beneficial use is to be submitted to the  
department on or before July 2, 1970. 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  
\_\_\_\_\_ and \_\_\_\_\_.

98-2121  
32420

July 9, 1965

Re: Permit No. G-32420  
North Bench Water Assn.

Nixon & Nixon,  
Attorneys at law,  
Box 368,  
Bonners Ferry, Idaho.

Gentlemen:

We enclose Permit No. G-32420 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. 4-9374 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

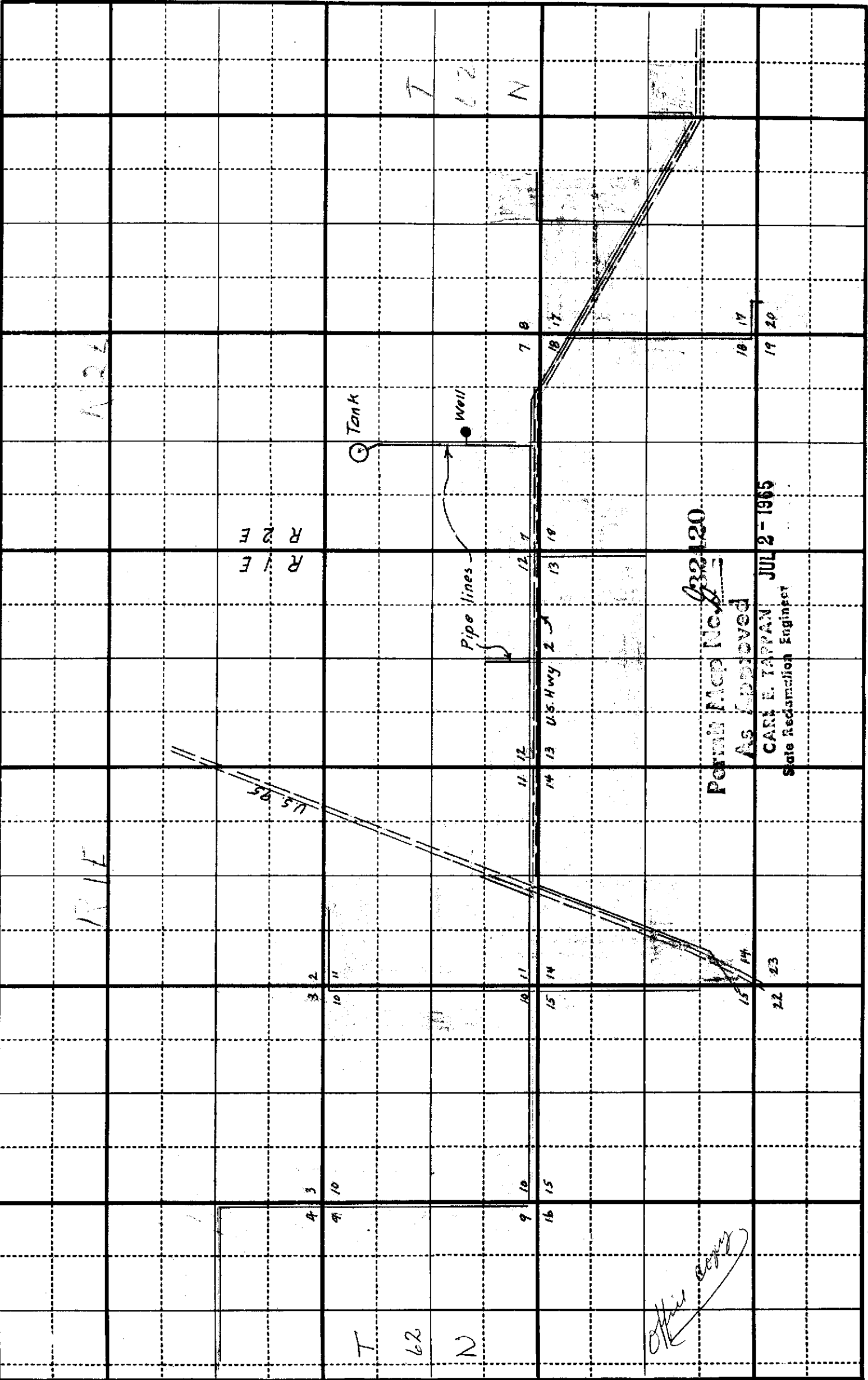
(MRS.) EDNA P. RULE  
Chief Clerk

Encl.  
EPR:pmk

P.S. You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

cc, North Bench Water Assn.,  
Bonners Ferry, Idaho

6 32420



32420

NIXON & NIXON

ATTORNEYS AT LAW

P. O. BOX 368

OFFICES 225 MAIN STREET

BONNERS FERRY, IDAHO 83605

ANDREWS 7-3233

W. J. NIXON

W. W. NIXON

June 25, 1965

State Reclamation Engineer  
Boise  
Idaho

Dear Sir:

Enclosed herewith please find Application for Permit to appropriate 0.2 C.F.S. of subterranean water.

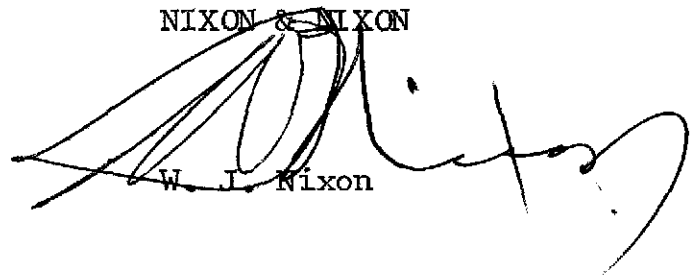
The applicant is an association of farmers developing a water system for domestic livestock and garden purposes and has made application for a loan with the Farmers Home Administration for this purpose. The association is in the process of organizing as a non-profit corporation. This association has an option on the land and water right under Permit #19018 for 0.2 C.F.S. which appears to be insufficient for their eventual use load.

It is necessary to do additional development work and I have advised the association to go ahead and file this application at this time even though their corporation is not complete. The directors of the association are: Nick Plato, Bruce Frazier, C. C. Campbell, Vere R. Padgett, Allan Sheldon, Marvin Bennett and Cyril Mastre, all Route 1, Bonners Ferry, Idaho, who will merely act as directors until complete organization.

Enclosed also is this office's check in the sum of \$5.00 to cover any fees.

Very truly yours,

NIXON & NIXON



W. J. Nixon

wjn ra  
Encls.

cc: F.H.A. Office  
Bonners Ferry, Idaho

32420