

AFFIDAVIT OF PUBLICATION

RECEIVED

JAN 13 1969

STATE OF IDAHO }
County of Boundary } ss.

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 Milton J. Branson

a Notice of Approved Application for water

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 Oct. 24, 1968, and ending with the issue dated Oct. 31, 1968.

W. A. Chubb

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

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

31480

NOTICE OF APPROVED APPLICATION FOR WATER

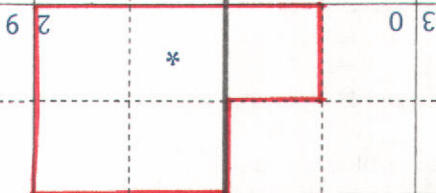
Notice is hereby given that Milton J. Branson, Star Route No. 2, Bonners Ferry, Idaho has received an approved permit No. 31480 to divert .8 cubic feet per second of water from Round Prairie Creek, tributary of Moyie River. The priority to be established under this permit is October 21, 1963. Water will be diverted by sprinklers within the SW1/4NW1/4, sec. 29, T. 65 N, R. 1 E, B.M., Boundary County and is to be used for irrigation purposes in the NW1/4, sec. 29, SE1/4NE1/4, sec. 30, T. 65 N, R. 2 E, B.M.

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

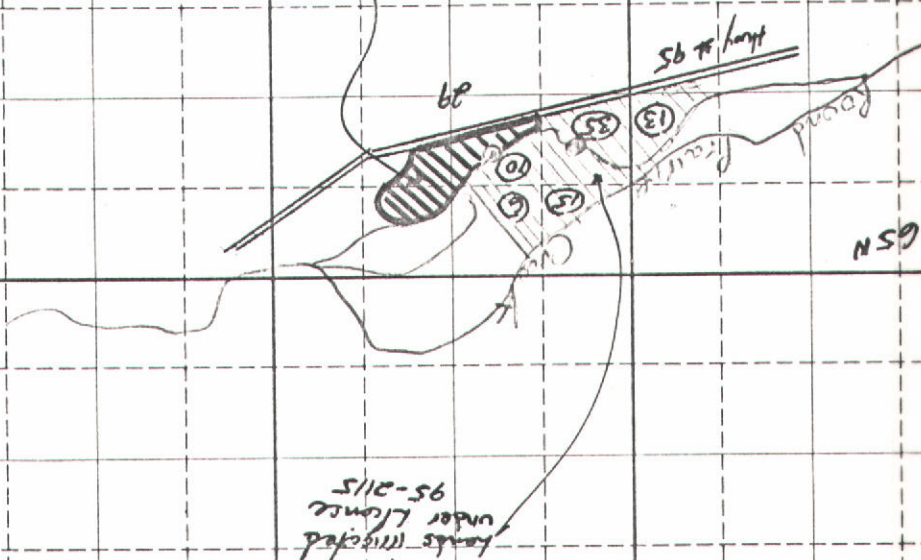
R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on October 24 and October 31, 1968.

	RECL. ENGR.	
	DEPUTY	
	WATER RIGHTS	
✓	APPROP.	
	DIST.	
	ADJ.	
	INVESTIGATION	
	WELLS	
	DAMS	

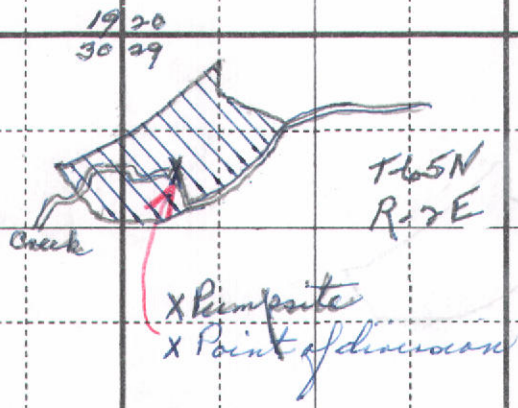


2E
lands irrigated under this permit



NAME OF APPLICANT Milt Branson

Form No. 0



Permit Map No. 31480
As Approved OCT 31 1963
CARL E. TAPPAN
State Reclamation Engineer

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31480/98-2115 Priority Nov. 24, 1963 Amount 0.36 cfs

THIS IS TO CERTIFY, that MILTON J. BRANSON
of Bonnars Ferry, Idaho, has complied with the terms and conditions of Permit
No. 31480/98-2115 issued pursuant to Application for Permit dated October 21, 1963,
and has submitted proof to the Department of Water Resources on December 4, 1973 (late proof),
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 0.36 cfs of water from Round Prairie Creek,
tributary to the Moyie 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>Nov. 15</u>	at <u>0.36</u> cfs and	<u>175 acre feet or</u> <u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.36 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
175 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29,
Twp. 65 N, Rge. 2 E, B. M. 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 $\frac{1}{4}$	
65 N	2 E	29					6	15	35	10									66
		30				13													13

Total number of acres irrigated 79

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 18 day of
August, 19 75.

Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31480/98-2115)
IN THE NAME OF MILTON J. BRANSON)

ORDER OF REINSTATEMENT

WHEREAS, on October 21, 1963, Milton J. Branson filed with the Department of Water Administration (formerly the Department of Reclamation) an application for permit to appropriate .8 cubic feet per second of water from Round Prairie Creek, tributary to Moyie River, to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Twp. 65N, Rge. 1E, B.M., Boundary County, to be used for irrigation purposes; and,

WHEREAS, on October 31, 1963, the Department approved said application and issued Permit No. 31480/98-2115 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before October 31, 1973; and,

WHEREAS, August 1, 1973, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

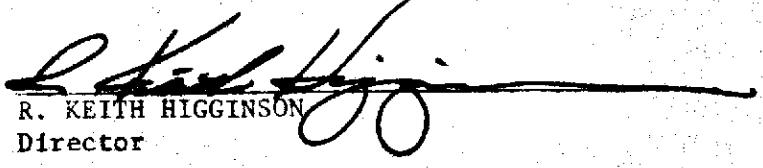
WHEREAS, on November 2, 1973, the Department notified the permit holder that Permit No. 31480/98-2115 had lapsed for failure to submit the required proof of beneficial use of water; and,

WHEREAS, on December 4, 1973, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 31480/98-2115 be REINSTATED and the priority advanced to November 24, 1963.


R. KEITH HIGGINSON
Director

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR EXTENSION OF TIME

State of Idaho)
County of Boundary)

Permit No. 31480/98-2115

Milton J. Branson of Star Route #2 Bonners Ferry, Idaho
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to Appropriate the Public Waters of the State of Idaho No. 31480/98-2115.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before October 31, 19 73.

That he has heretofore performed the following work described under said permit:

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: The desired pipe will not be available locally until in the spring of 1974.

Wherefore, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to October 31, 19 74.

Milton J. Branson
(signature) *

Subscribed and sworn before me this 25th day of October, 19 73.

seal

My commission expires 8-15-74

Rogden Lewis
(notary public)

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Administration, State of Idaho, hereby DENY the above application for extension of time for Permit No. 31480/98-2115 for failure of the permit holder to proceed with diligence in the completion of his project.

Witness my hand this 29 day of October, 19 73.

DENIED

R. Keith Higginson
Director

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707.

AFFIDAVIT OF PUBLICATION

RECEIVED

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that Milton J. Branson, Star Route No. 2, Bonners Ferry, Idaho has received an approved permit No. 31486 to divert 8 cubic feet per second of water from Round Prairie Creek, tributary of Moyie River. The priority to be established under this permit is October 21, 1963. Water will be diverted by sprinklers within the SW1/4NW1/4, sec. 29, T. 65 N, R. 1 E, B.M., Boundary County and is to be used for irrigation purposes in the NW1/4, sec. 29, SE1/4NE1/4, sec. 30, T. 65 N, R. 2 E, B.M.

Any protests against the intent of the permit 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 October 24 and October 31, 1968.

STATE OF IDAHO }
County of Boundary } ss.

W. A. Chubb

JAN 13 1969

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 **Milton J. Branson**

a **Notice of Approved Application for water**

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 Oct. 24, 1968, and ending with the issue dated Oct. 31, 1968.

W. A. Chubb

Subscribed and sworn to before me this _____ day of _____, 1968

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

31480

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 31480)

in the name of MiltonJJ. Branson, Star)

Route 2, Bonners 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. _____ 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 October 31, 1973. 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 18th day of September, 1968.

Jack. A. Barnett, Deputy
State Reclamation Engineer

31480

98-2115

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

LICENSE ISSUED FOR 316 SEC. FI.
LICENSE PAGE NO.

APPLICATION No. 39588
PERMIT No. 31480
DISTRICT No.

1. Name of Applicant: Milton J. Branson
Star Rt. 2,
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:

II. The financial resources of the applicant are:

- (a) Cash on hand: (c) Bond to be issued:
(b) Treasury stock: (d) Other resources:

2. Quantity of water claimed: .8 cubic feet per second.

3. Source of water supply: Round Prairie Creek which is a tributary of Moyie River

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$

of section 29 , T.65 N , R. 1 E. , B. M., County of Boundary

5. Water is to be used for Irrigation *← typing error (see map in file!)*

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: \$2000.00

8. Kind of works: sprinkler pump, 500 ft. of 4" main, 1000 ft. of 3" laterals

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 five years.

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

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Milton J. Branson *Applicant.*

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A.M. Oct. 21, 1963

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 31480

Recorded in Book 110 Page 31480 Approved October 31, 1963

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 December 31, 1963 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 May 1, 1966

The whole of said work to be completed on or before October 31, 1968

Beneficial use of water appropriated in accordance herewith, to be made on or before **October 31, 1973**

WITNESS My hand this 31st day of October, 1963

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

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLLIE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....31st

day of October, 19 63
Countersigned:

STATE OF IDAHO

(SEAL) By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor.

Secretary of State.

REMARKS: *Wtge. to F.H.G. - will not assign or amend without consent of F.H.G.*

14.

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	
65 N 65 N	2 E 2 "	29 30	13				6	15	35	10									66 13
Total Number of Acres to be Irrigated																	79		

August 20, 1975

Re: Permit No. 31480/98-2115

Mr. Milton J. Branson
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Branson:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

August 6, 1975

Mr. Milton J. Branson
Star Route # 2
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

A representative of this Department has made an examination of the works covered by your Permit No. 31480/98-2115 and has found the following:

Quantity of water diverted: 0.36 cfs Source: Round Prairie Cr.

Amount of water that can be recognized as beneficially used under Idaho law: 0.36 cfs

The maximum quantity diverted shall not exceed 175 acre feet per year.

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, Twp. 65 N, Rge. 2 E, B.M.

Beneficial use: Irrigation of 79 acres within the NW $\frac{1}{4}$, Sec. 29 and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Twp. 65 N, Rge. 2 E, B.M.

Priority date established: Nov. 24, 1963

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

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

DEC 18 1973

1. Name of permit holder Milton J. Branson

Postoffice address Star Route #2, Bonners Ferry, ID 83805

Department of Water Administration
Phone Northern Eastern Office

Person to contact _____

Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Round Prairie Creek

Tributary to Moyie River (name spring, stream, etc.)

3. Water will be used for the following purposes:

Amount .8 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 31480/98-2115
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion .8 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 65N N/S, Range 2E E/W, B.M., Section 29, Subdivision SW $\frac{1}{4}$ NW $\frac{1}{4}$, Boundary
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$,
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$,
County _____

Other Points of Diversions: _____

Description of diverting works: Portable elec. pump with 5 hp motor, irrigation by sprinklers.

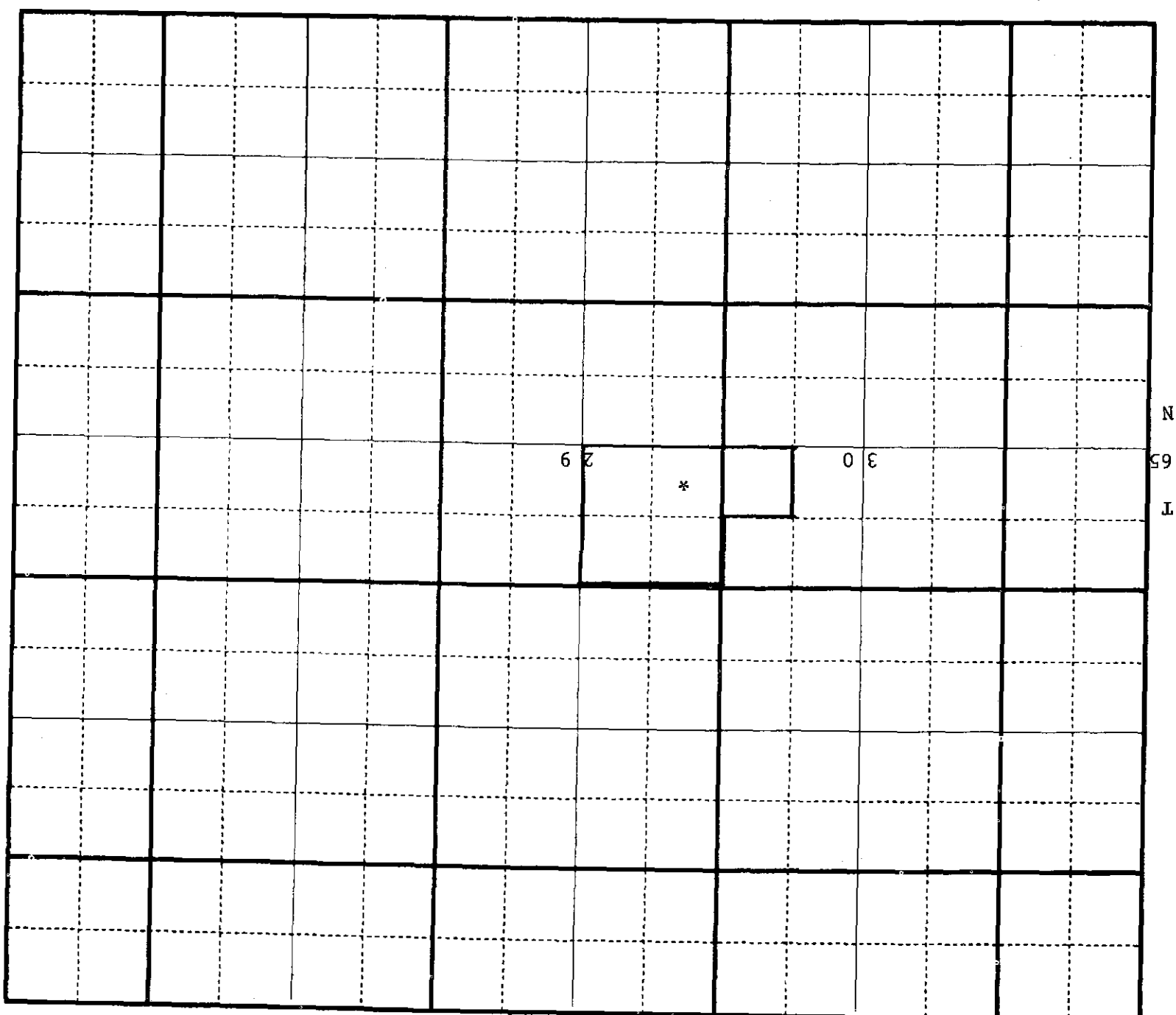
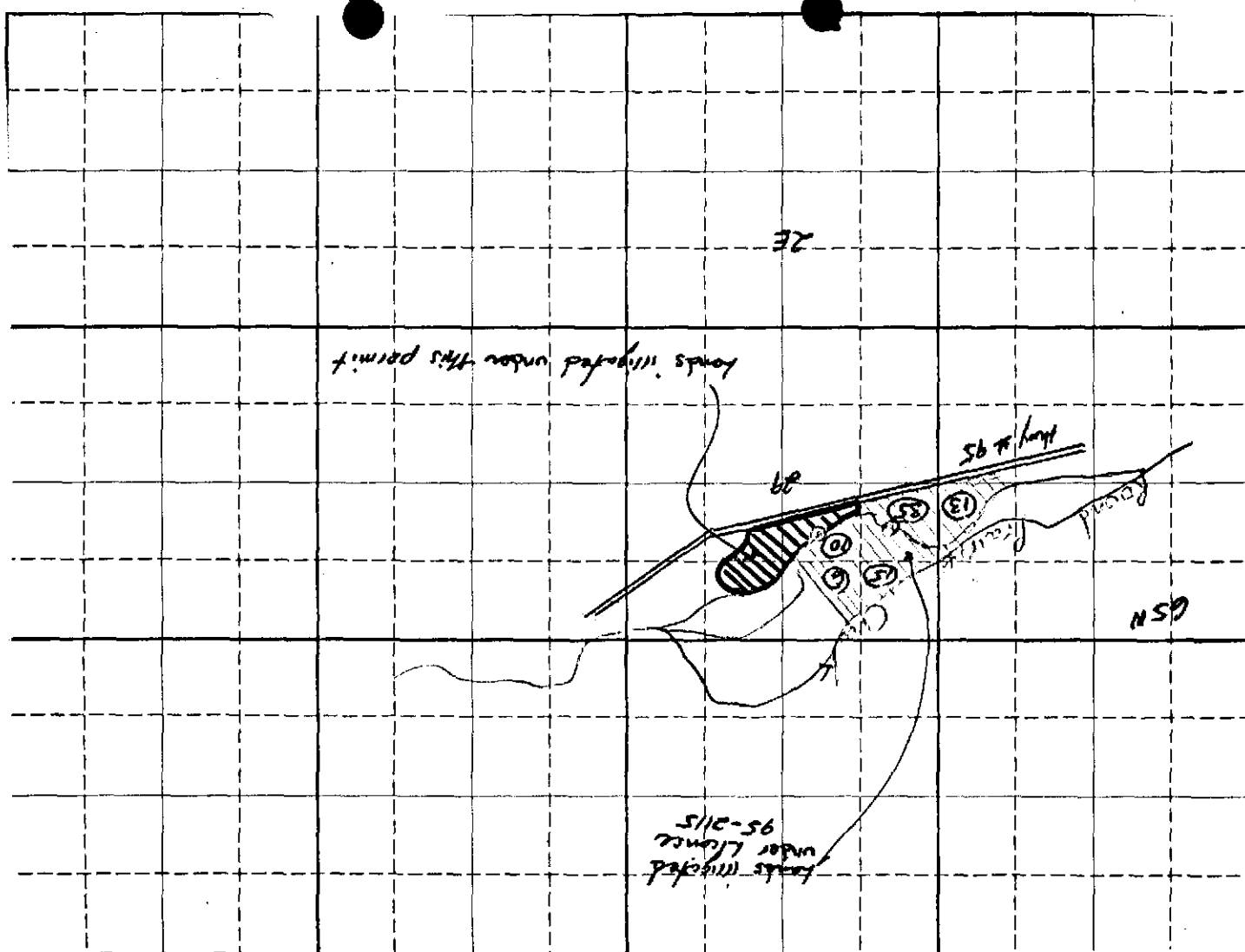
Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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 $\frac{1}{4}$	
65N	2E	29					6	15	35	10									66
		30				13													13

TOTAL ACREAGE

79



DATE OF EXAM 7/15/75

ACREAGE

Found 109 acres

Recommended 79 acres

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q = 0.36 c.f.s. V = 149.7 AF/Ann. from 3/15 to 11/15

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 ☒

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 0.36 cfs Method of measurement pressure gauge

Total Q recommended 0.36 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 14,970 ft/season (0.36 cfs x 1.98 x 210 days)

Recommended Amendments:

P.D. _____

Place of Use _____

Other _____

None ☒

MEASUREMENT CALCULATION:

19 sprinklers
1/4" x 3/32" (60 lbs) 8.59 gpm / nozzle x 19 nozzles ÷ 44 P.R. = 0.36 cfs

SYSTEM DESCRIPTION:

Century Motor Jacuzzi Pump

5 hp Size WLG 388

SN# 8AK10519 2 phase

REMARKS:

Examiner found 30 acres being irrigated which is not covered under this permit. The applicant is filing another permit to cover the 30 acres of additional land.

Examiner's Signature Fred Cornblatt Jr. Date 7/15/75

Checked by J.E. Westbrook Date 7/18/75

Approved by _____ Date _____

7.87

December 17, 1973

Re: Permit No. 31480/98-2115

Milton J. Branson
Star Route #2
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority date has been advanced to November 24, 1963.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this field examination will be made, but 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 Northern District Office at 401 Front Ave., Room 209, Dœur d'Alene, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC
Enclosure

98-2115

Identification No. _____

Permit No. 98-2115

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
DEC 4 1973 *late*
Department of Water Administration
Northern District Office

1. a) Name of Permit Holder Milton J. Branson
b) Post Office Address Star Route #2, Bonners Ferry, Idaho
2. Permit Number 31480/98-2115
3. Date of Priority that you are prepared to establish October 12, 1963
4. a) Source from which water was appropriated Round Prairie Creek
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 29
Township 65N, Range 1E, Boise Meridian, Other points of diversion:

5. a) The amount of water and use to which the water has been applied:
amount 0.8 cfs for Irrigation purposes from March 15 to Nov. 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 0.8 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: Measured through sprinkler nozzle by pressure and nozzle size.
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) Portable electric pump with 5 h.p. motor. Irrigation by sprinklers.
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed None

Exam typed 12/14/73 by jc

98-2115

98-215

STATE OF IDAHO]
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2190

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

November 2, 1973

Re: Permit No. 31480/98-2115

Milton J. Branson
Star Route #2
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit #31480/98-2115 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within sixty days from the date of this notice of lapsing.


A. KENNETH DUNN
Deputy Director

2115

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

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

October 30, 1973

Re: Permit No. G-31480/98-2115

Milton J. Branson
Star Route #2
Bonners Ferry, ID 83805

Dear Sir:

Enclosed please find a copy of the DENIED application for extension of time submitted in connection with the above referenced permit.

You should be aware that Idaho is under a mandatory permit system, therefore, it will be necessary to file an application for permit at such time as you continue to develop this project.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:ta
Enclosure

38 2115

OCT 19 1973

October 17, 1973

Department of Water Administration

Idaho Department of Water Administration
Statehouse Annex #2
Boise, Idaho

Re: Permit No. 31480/98--2115

Dear Sir:

This letter is a request for an extension of time for application of water to beneficial use for water Permit No 31480/98-2115

Irrigation pipe of the size desired will not be available until the spring of 1974. I therefore request an extension of time of one year.

Milton J. Branson

98 2115

October 22, 1973

Re: Permit No. 31480/98-2115

Milton J. Branson
Star Route #2
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

We are in receipt of your letter of October 19, 1973, requesting an extension of time on the above referenced permit.

Enclosed is an application for extension of time form which will give us the additional information we need to take final action on your request.

Please complete this form and return it to this office, on or before the proof due date, October 31, 1973.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:JC
Enclosure

98 2115

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.

1

Milton D. Pearson

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

8-4-72

3

SHOW WHERE DELIVERED (*only if requested*)

98 2115

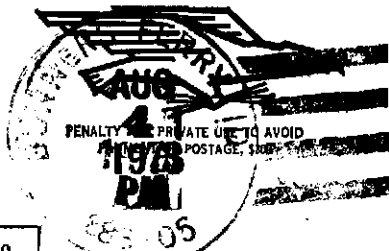
**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

655-10-71548-11

POD Form 3811 Apr. 1969

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**

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702**

98 2115



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

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

August 1, 1973 CERTIFIED MAIL

24672

Re: Permit No. 31480/98-2115

Milton J. Branson
Star Route 2
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

One of the conditions of approval of your water Permit No. 31480/98-2115 (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 31, 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
Director

Enc: Proof affidavit

98 2115

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Box 598
Bonners Ferry, Idaho 83805

RECEIVED

JUN 30 1969

Department of Reclamation

June 25, 1969

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Sir;

In regards to Permit No. 31480, Milton J. Branson has
satisfied his loan with Farmers Home Administration,
therefore, we no longer have a mortgage on his property.

Sincerely yours,

Frank S. Mendes

Frank S. Mendes
County Supervisor

31480

January 16, 1969

Re: Permit No. 31480

Milton J. Branson
Star Route 2
Bonners Ferry, Idaho

Dear Mr. Branson:

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 due until October 31, 1973, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that when you have fulfilled the requirements under the permit you may submit proof.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31480

December 24, 1968

Re: Permit No. 31480

Milton J. Branson
Star Route 2
Bonners Ferry, Idaho

Dear Mr. Branson:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not due until October 31, 1973; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Bonners Ferry Herald, Bonners Ferry, Idaho, and submit it to the Department as soon as possible so that there will be no unnecessary delay when you are ready to submit proof of beneficial use.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

31480

October 14, 1968

Bonnars Ferry Herald
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 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 can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by _____
Branson, Star Route 2, Bonners Ferry, Idaho

to whom you should furnish an affidavit of publication.

Very truly yours,
Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: Legal Notice

cc: Milton J. Branson

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31480

SEP 27 1968

Department of Reclamation

314 So

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

Milton G. Branson

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

SEP 20 1968

3

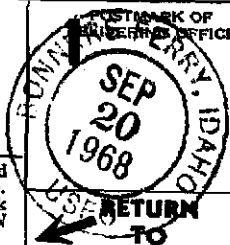
31480

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

68-16-71848-10

POD Form 3811 Apr. 1967



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

31480

September 10, 1968

Re: Permit No. 31480

Milton J. Branson
Star Route 2,
Bonners Ferry, Idaho 83805

Dear Mr. Branson:

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 those 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, stating that you have been issued a permit and are now submitting proof of beneficial use. 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:tg

enclosure: Order

Legal notice and instructions

31480

March 3, 1964

Re: Permit No. 31480
Milton J. Branson

Vern W. Yeates
County Supervisor
Farmers Home Administration
Bonners Ferry, Idaho

Dear Sir:

Your letter has been filed in the permit file and
the record of the permit has been marked showing the mortgage of
the rights.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

31480

UNITED STATES DEPARTMENT OF AGRICULTURE

FARMERS HOME ADMINISTRATION

Bonnors Ferry, Idaho

February 27, 1964

RECEIVED

MAR 3 1964

Department of Reclamation

State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho

Dear Sirs:

This is to advise you that Mr. Milton J. Branson, Star Route 2, Bonnors Ferry, Idaho holder of Permit No. 31480 has mortgaged the rights thereunder to the United States and has agreed that he will not assign or amend the permit without the consent of the Farmers Home Administration.

Sincerely yours,



Vern W. Yeates
County Supervisor

Noted OK

31480

November 12, 1963

Re: Permit No. 31480

Mr. Milton J. Branson,
Star Route 2,
Bonners Ferry, Idaho.

Dear Mr. Branson:

We enclose Permit No. 31480 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. 31873 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

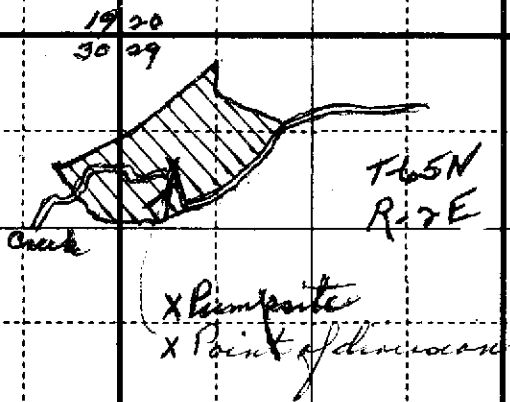
(MRS.) EDNA P. RULE
Chief Clerk

Encl. -Permit
Receipt
EPR:pmk

31480

NAME OF APPLICANT Milt Branson

Form No. 0



Permit No. 31480
As Approved
JAN 21 1953
State Reclamation Engineer

ROBERT E. SMYLLIE
Governor



State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

October 10, 1963

Re: Application for Permit

Milton J. Branson
Star Route #2
Bonners Ferry, Idaho

Dear Mr. Branson:

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

The point of diversion shown is 800 feet southeast of the East 1/4 corner of Section 30, which would be in the NW 1/4 SW 1/4, Sec. 29, instead of in Section 30, shown.

Kindly correct the point of diversion on the application and show the stream and point of diversion on both maps.

Return corrected application with the fee for processing.

Very truly yours,

A handwritten signature in cursive script that reads "Ralph W. Thomas".

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
\$5.00 bill



Corrections made.

31480

October 10, 1963

Re: Application for Permit

Milton J. Branson
Star Route #2
Bonners Ferry, Idaho

Dear Mr. Branson:

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

The point of diversion shown is 800 feet southeast
of the East 1/4 corner of Section 30, which would be in the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 29, instead of in Section 30, shown.

Kindly correct the point of diversion on the appli-
cation and show the stream and point of diversion on both maps.

Return corrected application with the fee for
processing.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
\$5.00 bill

31480

RECEIVED

OCT 21 1968

Department of Reclamation

**NOTICE OF APPROVED
APPLICATION FOR WATER**

Notice is hereby given that Milton J. Branson, Star Route No. 2, Bonners Ferry, Idaho has received an approved permit No. 31480 to divert .8 cubic feet per second of water from Round Prairie Creek, tributary of Moyie River. The priority to be established under this permit is October 21, 1963. Water will be diverted by sprinklers within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, sec. 28, T. 65 N, R. 1 E, B.M., Boundary County and is to be used for irrigation purposes in the NW $\frac{1}{4}$, sec. 28, SE $\frac{1}{4}$ NE $\frac{1}{4}$, sec. 30, T. 65 N, R. 2 E, B.M.

Any protests against the intent of the permit 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 October 24 and October 31, 1968.

4-31480