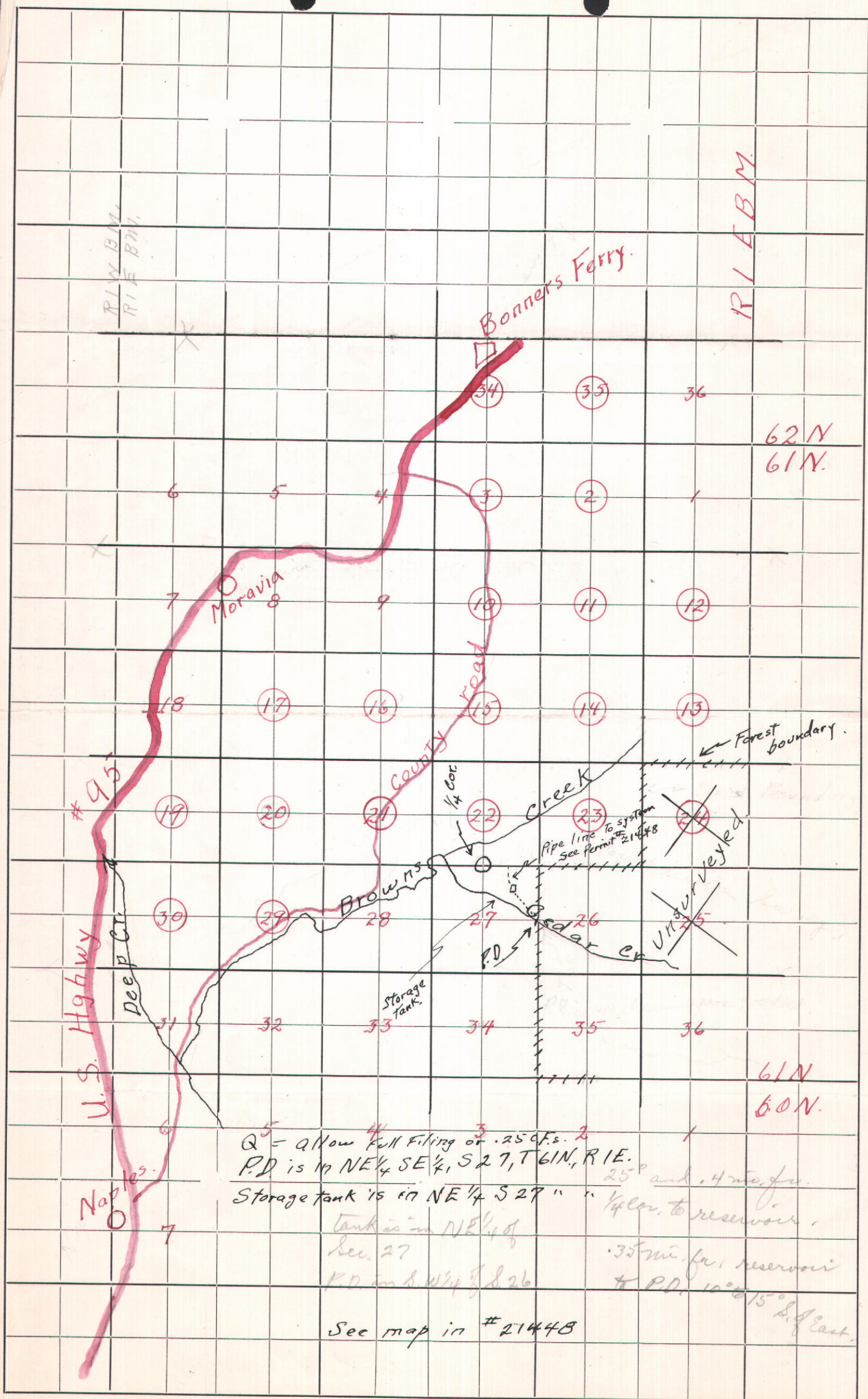
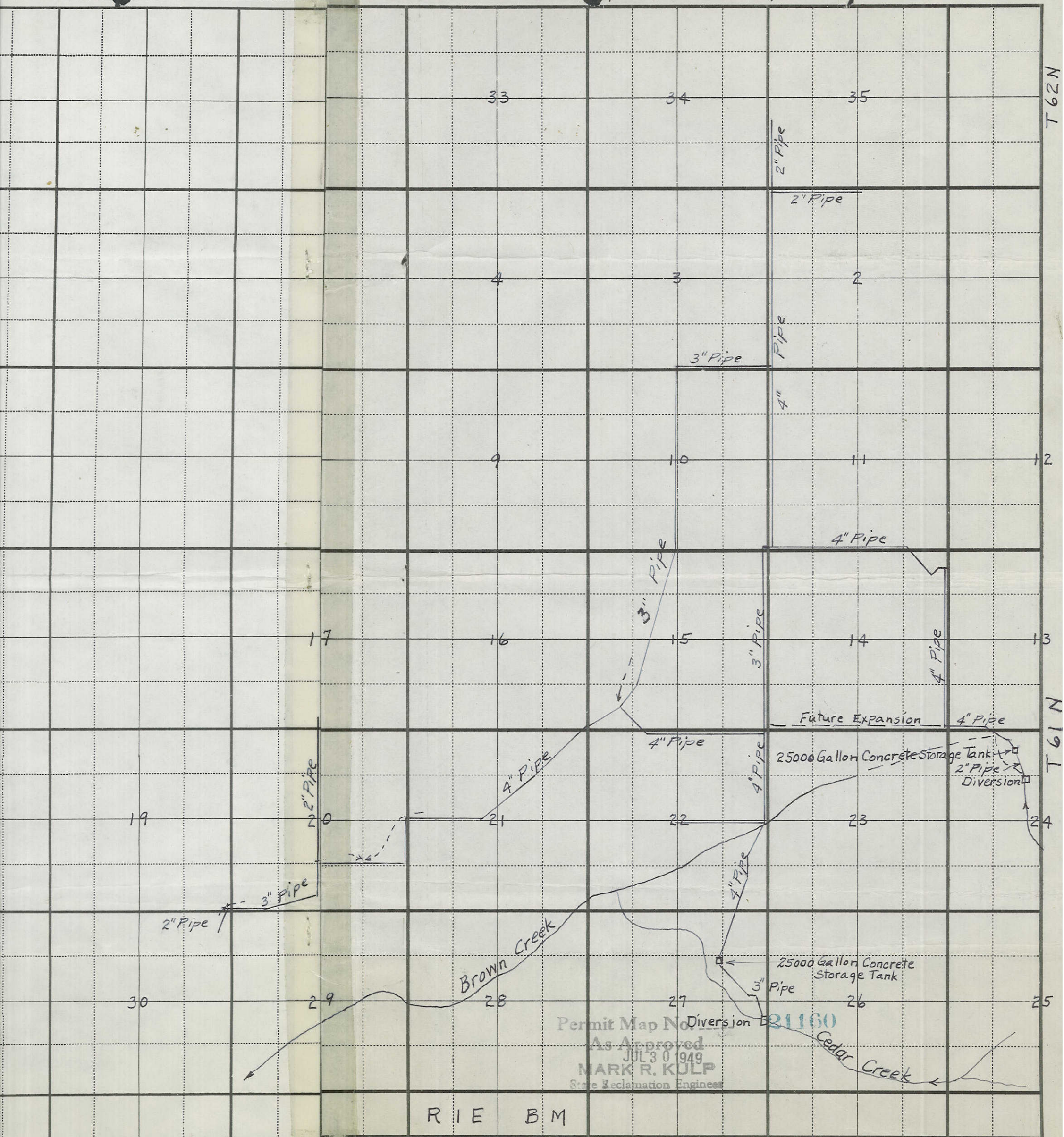






State of Idaho
License and Certificate of Water Right

Water License No. 21160 Amount 0.25 second foot
Water District No. _____ Priority June 23, 1949

THIS IS TO CERTIFY that PARADISE VALLEY WATER ASSOCIATION, INC.
of Bonnors Ferry, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated June 23, 19 49; that Permit No. 21160
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.25 second feet, was issued thereunder on June 5, 19 50, showing that said works
were completed on the 23rd day of May, 19 50; and that on the 28th
day of July, 19 50.

PARADISE VALLEY WATER ASSOCIATION, INC.
of Bonnors Ferry, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Cedar Creek
Creek, and thence Kootenai River
a tributary of Brown Creek, thence Deep for the purpose of domestic, stock and garden
irrigation, under Use Permit No. 21160 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4834, on the 31st day of October, 19 51;
The right hereby confirmed dates from June 23, 19 49;

The Point of Diversion is located
in the NE 1/4 SE 1/4, Sec. 27, Tp. 61 N., R. 1 E., B. M. Boundary County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.25 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
61 N.	1 E.		Small farmsteads in	Sections 2, 3, 10, 11, 12,	
			13, 14, 15, 16, 17,	19, 20, 21, 22, 23, 24,	
			29 and 30;		
62 N.	1 E.		And in Sections 34 and 35.		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
31st day of October, 19 51.

(SEAL) _____
MARK R. KULP
State Reclamation Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 20260

Amount 2.64 second feet

Water District No.

Priority January 20, 1948

THIS IS TO CERTIFY that MICHAEL JOHNSON, JR.
of Route 1, Blackfoot, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 20, 1948; that Permit No. 20260
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.3 second feet, was issued thereunder on September 28, 1948, showing that said works
were completed on the 21st day of September, 1948; and that on the 30th
day of March, 1951,

MICHAEL JOHNSON, JR.
of Route 1, Blackfoot, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, ~~subterranean~~ (subterranean flow), for the purpose of Irrigation
, under Use Permit No. 20260 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4833, on the 13th day of October, 1951;
The right hereby confirmed dates from January 20, 1948;

The Point of Diversion is located
in the SW 1/4 SW 1/4, Sec. 8, Tp. 2 S., R. 35 E., B. M. Bingham County
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 S.	35 E.	7	NE 1/4 SE 1/4	35	37
			NW 1/4 SE 1/4	40	25
			SW 1/4 SE 1/4	30	38
			SE 1/4 SE 1/4	30	35
2 S.	35 E.	8	NW 1/4 SW 1/4	25	12
			SW 1/4 SW 1/4	40	3
Number of Acres Actually Irrigated - -					150

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of October, 1951.

(SEAL)

E. N. Humphrey
Deputy State Reclamation Engineer

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho 98-2088

APPLICATION No. 28826

PERMIT No. 21160

DISTRICT No.

G. W. Elliott, Secretary
Naples, Idaho

1. Name of Applicant: PARADISE VALLEY WATER ASSOCIATION

Postoffice address: Bonners Ferry

County: Boundary

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: 1944 Bonners Ferry, Idaho

(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) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 0.25

cubic feet per second.

3. Source of water supply: Cedar Creek

which is a tributary of Brown Creek, thence Deep Creek,
thence Kootenai River

4. Location of point of diversion:

feet distant from the

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

of Section 27 , T. 61 N. , R. 1 E. , B.M., County of Boundary

5. Water is to be used for Domestic, stock, small gardens and lawns

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

(a) Point of use of water: feet distant from corner of Section

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

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B.M., in the

of Section , T. , R. , B.M.

7. Estimated cost of works: \$

8. Kind of works: Collection gallery- 25,000 gal. concrete tank, 80,000 ft. pipe line

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 4" pipe feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile 20' per 100' to level feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is None 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.

PARADISE VALLEY WATER ASSOCIATION *Applicant.*

By Winston Cook, *Agent.*
President

Date of first receipt at Department of Reclamation: 9:00 A. M. June 23, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21160

Recorded in Book 76 Page 21160 Approved July 30, 1949

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 September 30, 1949 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 July 30, 1950

The whole of said work to be completed on or before July 30, 1951

Beneficial use of water appropriated in accordance herewith, to be made on or before July 30, 1951

WITNESS My hand this 30th day of July, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, 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 30th

day of July, 1949.

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Governor.

Secretary of State.

REMARKS: Water to be diverted from Cedar Creek, which is tributary of Brown Creek; thence into Deep Creek, thence into Kootenai River. A concrete cutoff wall to be constructed across Cedar Creek and water collected by system of tile placed in a prepared collection bed above cutoff wall. Water will be diverted and stored in 25,000 gallon reinforced concrete storage tank, overflow from tank to be diverted back into Cedar Creek. Water will be conveyed from storage tank through 80,000 feet of metal pipe ranging from 4" to 2" to 50 users located in Paradise Valley, lying South of Bonners Ferry, Idaho.

14. Limited irrigation of small gardens and lawns will be provided as well as for stock and domestic use. Members of the Association propose to provide cash and labor in the amount of \$13,000 and borrow \$45,000 from the Farmers Home Administration to cover construction costs.

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 $\frac{1}{4}$	
							Permit No. 21160 CERTIFICATE OF COMPLETION OF WORKS												
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that PARADISE VALLEY WATER ASSOCIATION of Bonners Ferry, County of Boundary, and								Idaho, the holder of Permit No. 21160 issued upon Application No. 28826 bearing date of priority of June 23,								
			authorizing the diversion of 0.25 second foot of the waters of Cedar Creek, a tributary of Brown Creek, then												thence Kootenai River, County of Boundary, State of Idaho, for domestic, stock, small gardens & lawns purposes				
			complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the w												set out and described in said Permit; that said works are adequate for diverting and conveying to the place o				
			0.25 second foot of the waters of Cedar Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ S												hip 61 North, Range 1 East, B.M. and that the lands proposed to be irrigated by the use of said water are d				
			follows, to-wit: Farmsteads in the following sections: Sections 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20,												29, and 30 Twp. 61 N., Range 1 E., B.M.; Sections 34 and 35 Twp. 62 N., Range 1 E., B.M.				
			Witness my hand this 5th day of June, A. D. 1950.																
			Proof of Completion of Works made May 23, 1950.												MARK R. KULP State Reclamation Engineer				
			Certificate of Completion of Works issued June 5, 1950.																
			LICENSE ISSUED FOR 0.25 SEC. FT. 4834																

MARK R. KULP
State Reclamation Engineer

June 8, 1988

Marie M. Allen
Rt. 1, Box 466
Bonners Ferry, ID 83805

Dear Ms. Allen:

This office has reviewed your letter dated May 20, 1988 which posed several questions in connection with the Paradise Valley Water Association, Inc. (PVWA) near Bonners Ferry, Idaho.

Research of the water right files shows that two (2) water rights identified as licenses 98-2088 and 98-2092 were issued in October 1951. The department's examination of the water system at that time showed there were 50 users each with a 3/4 inch outlet using the water. Storage capacity at that time consisted of two storage tanks, one of 35,000 gallon capacity and the other of a 30,000 gallon capacity.

In June 1973, PVWA filed application 98-7074 which proposed the service expansion to 85 families. The proposed source was an unnamed stream tributary to Cow Creek. The permit lapsed for failure to submit the required proof of beneficial use.

In August 1976, PVWA filed application 98-7178 which proposed a development similar to lapsed permit 98-7074. This permit also lapsed for failure to submit proof of beneficial use.

As far as the department can determine, PVWA is a private water organization which is likely governed under by-laws enacted by the association. The department does not have authority over the by-laws of PVWA, but does have authority over the appropriation of the public waters of the state.

I did contact the Farmer's Home Administration office in Sandpoint and determined that loans are available to water associations and to individuals for construction and updating of water supply facilities. For more information on loans which may be available, you can contact Mac Cavasar, Farmer's Home Administration, 1500 Highway 2, Sandpoint, ID 83864 or by calling 263-7556 in Sandpoint.

Marie M. Allen

2

June 8, 1988

Please feel free to contact the department, if you have additional questions.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

c: N. Region

A. Kenneth Dunn

May 20- 1988

Water Resources, State House
Boise, Idaho

Dear Sir;

With regard to the Paradise Valley Water Association Inc. hereinafter known as PVWA, a small water authority near Bonners Ferry, Idaho which was developed and financed with the help of a U.S. Farmers Home Administration Loan (FHA) and which is believed to be using water originating on Federal land and using public land for storage and transmission lines.

This water authority serves about half of the approximately 200 households in the area, and contends that it cannot serve all of the households due to water shortage.

The privileged people of the area (the people served), as a matter of course, use many thousands of cu.ft. of water to irrigate lawns and gardens, and for livestock while the non privileged people who have been refused service, are denied any water.

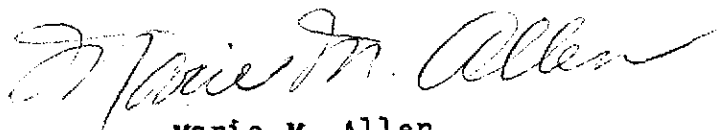
When we appeal to the PVWA we are told that it has no responsibility or duty to supply water to us in an equitable manner, and that we may be able to find water from other sources in the area and in effect we should build our own water system, we believe this is ambiguous and inconsistent in that they plead shortage, and suggest alternate sources at the same time.

We believe based on the bylaws of the PVWA, and its agreement with the FHA, and its use of public land and water, that it is not a private entity, with a mandate to serve in this inequitable manner, and to ignore the needs of about half of the people in the area.

In as much as this is not an area of rich people, we cannot pursue this matter in the courts, due to prohibitive legal costs.

In conclusion we ask that you endeavour to have carried out a complete, impartial investigation into this matter, and that appropriate action be taken to insure equity.

Sincerely


Marie M. Allen

RECEIVED
MAY 27 1988

Department of Water Resources

98-2088/21160 The affidavit of publication for proof of beneficial use cannot be located. We have checked the film this 10th day of November, 1969.

98-2088
21160

✓
November 1, 1951

RE: Permit Nos. 21160 and 21448

Mr. F. W. Meyer, Secretary
Paradise Valley Water Association, Inc.
Bonners Ferry, Idaho

Dear Mr. Meyer:

We enclose licenses and certificates of water right issued under Permit Nos. 21160 and 21448, confirming the right of the Paradise Valley Water Association, Inc., to the use of 0.25 second foot of water from Cedar Creek, with priority of June 23, 1949, and 0.25 second foot of water from an unnamed stream, tributary to Brown Creek, with priority of April 6, 1950, for domestic, stock and garden irrigation on small farmsteads in Sections 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 29, and 30, Township 61 North, Range 1 E. B.M. and Sections 34 and 35, Township 62 North, Range 1 E. B.M.

We also enclose departmental receipt No. 83857 for the \$10.00 fee paid therewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

21160

October 4, 1951

RE: Permit Nos. 21160 and 21148

Mr. C. W. Elliott, Secretary
Paradise Valley Water Association, Inc.
Naples, Idaho

Dear Mr. Elliott:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permits.

Therefore, upon receipt of the statutory fee of \$10.00 (\$5.00 on each permit) licenses will be issued for .25 of a second foot of water from Cedar Creek, and .25 of a second foot of water from an unnamed stream, tributary to Brown Creek, for domestic, stock, and small garden irrigation within the boundaries of the association.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

21160



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

October 4, 1951

RE: Permit Nos. 21160 and 21148

~~Mr. C. W. Elliott~~, Secretary
Paradise Valley Water Association, Inc.
Naples, Idaho

Dear Mr. Elliott:

We now have on file the report of our field engineer on examination for beneficial use under the above numbered permits.

Therefore, upon receipt of the statutory fee of \$10.00 (\$5.00 on each permit) licenses will be issued for .25 of a second foot of water from Cedar Creek, and .25 of a second foot of water from an unnamed stream, tributary to Brown Creek, for domestic, stock, and small garden irrigation within the boundaries of the association.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By *Jeanne L. Anderson*
Chief Clerk

A:fg

Enclosed check for above

F. W. Meyer, Sec.

RECEIVED
OCT 13 1951
Department of Reclamation
21140

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

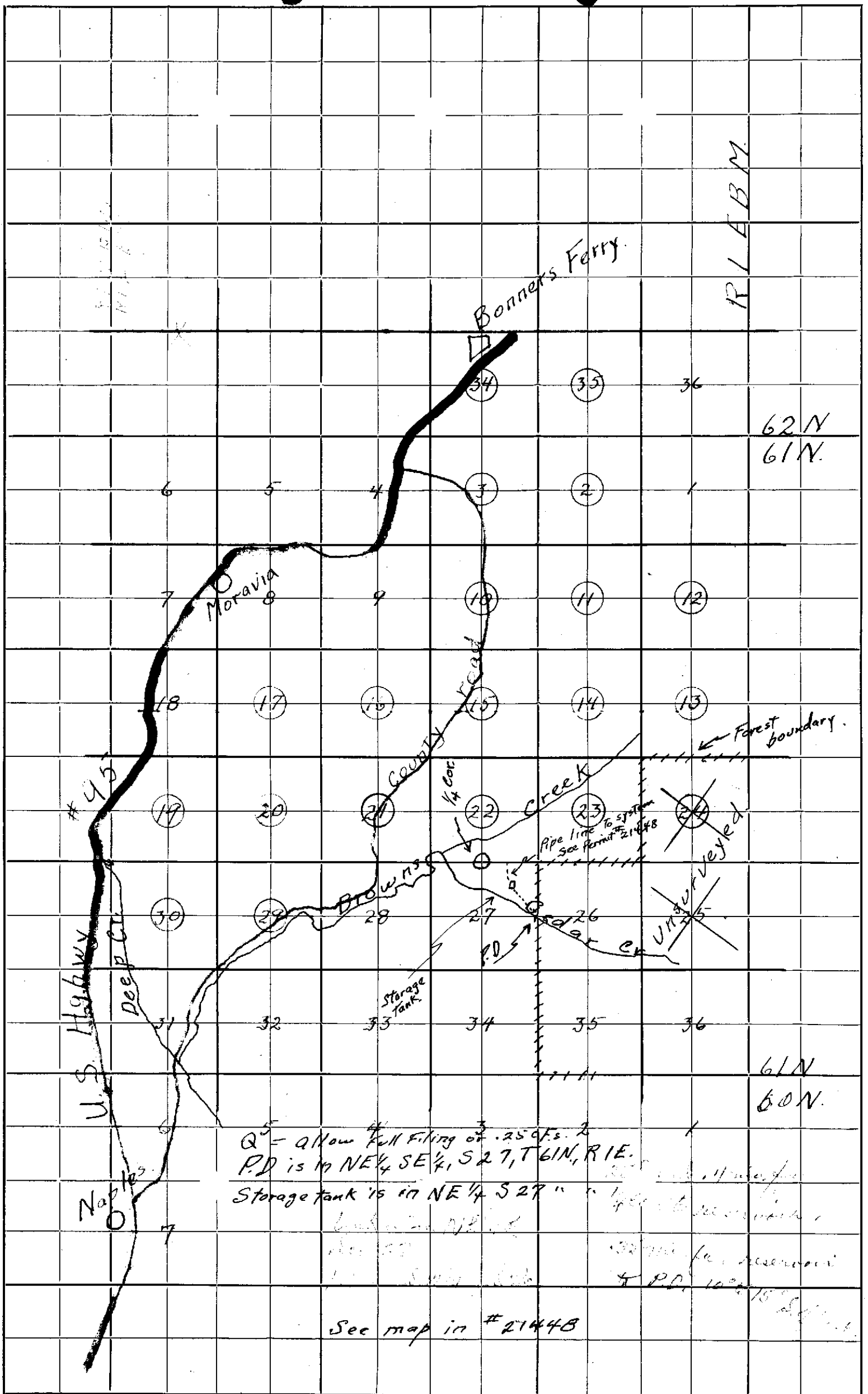
REPORT OF ENGINEER

PERMIT NO. 21160

REPORT ON PROOF OF Beneficial use

*25th
march*

Rep. 625



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21160

SEE Permit No. 21448

This proof is for Beneficial use

In Water District No. _____

1. Name of applicant Paradise Valley Water Ass'n., Inc., G. W. Elliott, Sec'y., Naples, Idaho.
2. Source of water supply: Cedar Creek
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27
T. 61 N. R. 1 E. County of Boundary
4. Describe works as they exist, giving dimensions and capacities of same: This consists of a diversion dam across Cedar Creek with a pipe that extends to the storage tank a short distance downstream, which tank supplies water for the Paradise Valley Water Association system. The dam is 27 yds. long, by 8 in. thick, by 4 ft. high, concrete. Spillway is in the center of the stream channel approximately 10 ft. long by 1 ft. high. Filter bed is approximately 12 ft. by 12 ft. square on the upstream side of the dam. There is a short steel pipe or breather at entrance to outlet; there is a concrete standpipe 38 in. by 48 in. square on the outside measurement and approximately 4 ft. high. There is a 3 in. pipe line from this dam to the reservoir, a distance of approximately 900 ft. The reservoir tank is concrete construction, 25000 gal. capacity. There is a 4 in. steel pipe 120 in. long for by pass into Cedar Creek. There is a 4 in. pipe line for delivery from the reservoir to the pipe system, extending to the users in Paradise Valley. There
5. Water is used for: Domestic, stock and small garden irrigation.
6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Small farmsteads in Secs. 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 29 and 30, Twp. 61 N., Range 1 E., B.M., and Sections 34 and 35,

Twp. 62 N., Range 1 E., B.M. There are 50, 3/4 in. outlets for this system on the map

4. (cont.) is also a by-pass line around the tank so that tank can be cleaned without interruption of service.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Cedar Creek to Brown's Creek to Deep Creek to Kootenai River.

Remarks: Line pressure at Mr. F. W. Myer's house was 96 lbs. per square inch.

Map in T. Vernon's office shows P.D. right against E. line of 27 in NE 33.
Map in F.H.A. shows tank in middle of SE NE $\frac{1}{4}$

This examination was made on the 28th day of August, 1951.

(Signed)

E. M. Humphrey

Examiner.

21160

Spallway is approx 10' long
x 1' in middle of stream.

Permit #21448 } are a
#21160 } single system
Permit #21160 }

Another filing has been
submitted to supplement these
two.

Revised 8" thick x 4' x 27' pl.

Filter bed approx 4' thick

eg. Stand pipe and cutman

to outlet is approx 4' above

ground and 6' underground

and 38" x 48" sq. (cutman)

covered with gal.

breather pipe inside and

3" outlet line to reservoir

All water in cedar

crack is being diverted

into the tank.

Paradise Valley Water Ass'n., Inc.
G.W. Elliott, Sec'y., Naples, Idaho

Permit No. 21160

Examination for Beneficial use

County Boundary

27 See Permit

6177-15 #21448

Q = 125 cfs. Same as Cedar Cr.

trib. of Brown to Leap to Kootenai

P.D. = in NW SE, S. 27 T. 6 N. R. 10 E.

Use is for Dom. stock - land garden

F. W. Meyer, Naples, Sec'y.

Location of 1st well

his mother was a well.

Mystron

S. 27
S 1/2 NE 1/4 = State land

Joe Vernon

RECEIVED

OCT 3 1951

Department of Reclamation

Copy 3 storage tank

3300 gal capy. concrete

on old basement - old cabine
close to tank

Have a 4" steel pipe for by

pass into cedar cr. approx 120'

to tank. Also have 4" by

passive around the tank so

that tank can be cleaned without

interrupting water delivery

One 4" line for delivery

from reservoir

35' in 5' from P.D. to reservoir

in 3" pipe

Set at least 100' head to reservoir

8.15

7.75 head water

4

July 21, 1951

Re: Permits Nos. 21448 and 21160

To Whom It May Concern:

The records in this Department show that the Paradise Valley Water Association is the holder of two Permits, as follows:

Permit No. 21160 for the diversion of 0.25 cubic foot per second of the waters of an unnamed stream tributary to Brown Creek.

Permit No. 21448 for the diversion of 0.25 cubic foot per second of the waters of Cedar Creek.

The statutory Proofs of Completion of Works and Beneficial Use have been made on both these Permits, but final action by this Department has not yet been taken, awaiting inspection and report by a field engineer.

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bb

21160

August 2, 1950

Re: Permit No. 21448 and 21160

Mr. G. W. Elliott
Naples, Idaho

Dear Mr. Elliott:

We acknowledge receipt of the depositions of yourself and two witnesses, also Affidavit of Publication in the Bonners Ferry Herald, all submitted in Proof of Beneficial Use under Permits Nos. 21448 and 21160.

In the depositions on Permit No. 21448, the point of diversion is described as the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24, Township 61 North, Range 1 East, B.M. However, the Permit describes it in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24.

Please advise if there has been a change in the point of diversion or if this is a typographical error in the proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21160

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21160

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. G. W. Elliott Farmer
Naples, Idaho

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

Ans. Paradise Valley Water Association, Incorporated - Bonners Ferry, Idaho
Secretary

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

Ans. #21160 June 23, 1949

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

Ans. Cedar Creek - N.E. $\frac{1}{4}$, S.E. $\frac{1}{4}$, Section 27, Twp. 61 North, Range 1 East, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Collection gallery. - .25 cu. ft. per second - Conducted by pipe line to place of use. 25,000 gallon concrete tank

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Domestic use - stock, small gardens and lawns.

21160

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Domestic purposes

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

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

Ans. Since August 9, 1949 - by pipe line - to full extent of pipe line which is .25 cu. ft. per second.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

(Sign) G. W. Elliott Sec.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Bonnars Ferry, County of Boundary, State of Idaho, on this 28 day of July, A. D. 1950,

Notary Public for the State of Idaho Irvin W. Sneed

residing at Bonners Ferry, Idaho

My commission expires My Commission Expires Aug. 15, 1953.

21140

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21160

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Victor S. Hennefer 36 yrs. U.S. D. A. clerk
Bonners Ferry, Idaho Box 598

Ques. 2. Are you acquainted with G. W. Elliott, Secretary,
The Paradise Valley Water Association, Inc., the
holder of Permit No. 21160 ? How long have you known him and where does
he reside?

Ans. Three years. Naples, Idaho

Ques. 3. Have you read or heard read said Permit No. 21160, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Cedar Creek
N.E. 1/4 S.E. 1/4 Sec. 27, Twp 61 North, Range 1 East, B. M.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. .25 cu. ft. per second. The same.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. No pumps

21160

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Domestic purposes on Farmsteads in Sections 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 29, and 30, Twp. 61 North, Range 1 East, B.M. and Sections 34 and 35, Twp. 62 North, Range 1 East, B.M. all in Boundary County, Idaho

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Domestic purposes only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. _____

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. By trips through the area and visits to farmsteads, during 1949 and 1950

(Signed)

Victor S. Hennefer

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Bonnors Ferry, County of Boundary, State of Idaho, on this 28 day of July, A. D. 1950.

Frairie W. Snead

Notary Public.

Notary Public for the State of Idaho
residing at Bonnors Ferry, Idaho

My commission expires

My Commission Expires Aug. 15, 1953.

21160

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21160

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

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

Ans. Howard F. Snead Box 55 Bonners Ferry, Idaho
50 yrs. Accountant, Auditor

Ques. 2. Are you acquainted with G. W. Elliott, Secretary,
Paradise Valley Water Association, Inc., the
holder of Permit No. 21160? How long have you known him and where does
he reside?

Ans. One year, nine months.
Naples, Idaho

Ques. 3. Have you read or heard read said Permit No. 21160, and are you
familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Cedar Creek - N.E. $\frac{1}{4}$, S.E. $\frac{1}{4}$, Section 27, Twp. 61, North, Range 1 East B.M.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. 25 cu. ft. per second. The same.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. No pumps

21160

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Domestic purposes on Farmsteads in Sections 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 29, and 30, Twp. 61 North, Range 1 East, B.M. and Sections 34 and 35, Twp. 62 North, Range 1 East, B.M. all in Boundary County, Idaho

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Domestic purposes only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. _____

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. By driving through the area and visits to Farmsteads during 1949 and 1950.

(Signed) _____

Howard F. Sneed

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Bonnors Ferry, County of Boundary, State of Idaho, on this 28 day of July, A. D. 19 50.

Tracie W. Sneed

Notary Public for the State of Idaho
residing at Bonnors Ferry, Idaho

Notary Public.

My commission expires _____

My Commission Expires Aug. 15, 1953.

21160

21160-21448

July 11, 1960

Bonnere Ferry Herald
Bonnere Ferry, Idaho

Gentlemen:

We are today in receipt of a copy of your issue of July 6, containing Notice of Beneficial Use Proof on Permits Nos. 21160 and 21448.

We find this notice to be correct with one exception. At the end of the second paragraph the address is Bonners Ferry, Idaho. The word "Ferry" has been omitted.

Please make this correction in your subsequent issues.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

21160

The Bonners Ferry Herald

PUBLISHERS AND COMMERCIAL PRINTERS

Bonners Ferry, Idaho

June 27, 1950

RECEIVED
JUN 29 1950
Department of Reclamation

Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Kulp:

Receipt is hereby acknowledged of notice
for publication for Permits Nos. 21160 and
21448. Publications will run on July 6, 13,
20, and 27, and a copy will be forwarded to
you of the first publication.

Very truly yours,

BONNERS FERRY HERALD

By

Al Smith

21160



PUBLISHED EVERY THURSDAY

COMPLETE NEWSPAPER COVERAGE OF BOUNDARY COUNTY

June 16, 1950

Re: Permits Nos. 21160 and 21448

Mr. C. W. Elliott, Secretary
Paradise Valley Water Association
Naples, Idaho

Dear Mr. Elliott:

We have sent to the Bonners Ferry Herald, a copy of Notice of Beneficial Use Proof to be made on the above numbered Permits on July 28, 1950, before Tracie W. Sneed, Notary Public, with instructions to publish it once a week for four consecutive weeks prior to that date and to send you the Affidavit of Publication, together with statement of costs.

We shall send the Notary Public the necessary forms of deposition, consisting of one for yourself and one for each of two witnesses, and at the time set, you should appear before the Notary, together with two disinterested witnesses who are familiar with the terms of your Permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk.

A:bn

21160

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: June 16, 1950

Re: Permits Nos. 21160 and 21148

Bonnars Ferry Herald

Bonnars Ferry, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 28, 1950 the date set for proof, the expense of the publication to be paid by the applicant, ^{of} Paradise Valley Water Association, of Bonnars Ferry, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Chief Clerk

21160

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 28th day of July, 1950, at Bonnors Ferry, Snead's Accounting County of Boundary, State of Idaho, before Tracie W. Snead, Notary, proof will be submitted of the application to beneficial use of 0.25 cubic foot per second of the waters of Cedar Creek in accordance with the terms and conditions of Permit No. 21160 and of the application to beneficial use of 0.25 cubic foot per second of the waters of an unnamed stream, tributary to Brown Creek, in accordance with the terms and conditions of Permit No. 21448 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Paradise Valley Water Association, Inc., Bonnors Ferry, Idaho.

The use to which said water has been applied is domestic, stock, and irrigation of small gardens and lawns.

The amount applied to beneficial use is .50 cubic foot per second.

The place where said water is used is Farmsteads in Sections 2, 3, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 29, and 30, Twp. 61 North, Range 1 East, B.M. and Sections 34 and 35, Twp. 62 North, Range 1 East, B.M.

The right to take water from such works is based upon Permit Nos. 21160 and 21448.

The source of supply from which such water is diverted is Cedar Creek and an unnamed stream tributary to Brown Creek.

The dates of priority which said user is prepared to establish are June 23, 1949 on Permit No. 21160 and April 6, 1950 on Permit No. 21448.

MARK R. KULP

State Reclamation Engineer

21160

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 12, 1950

(P. O.) Bonnars Ferry, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

Paradise Valley water assn. Inc.
G. W. Elliott Sec.

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

21160

June 8, 1950

Re: Permits Nos. 21160 and 21448

Mr. G. W. Elliott, Secretary
Paradise Valley Water Association, Inc.
Naples, Idaho

Dear Mr. Elliott:

We note from your letter of May 19, 1950, that you are prepared to make Proof of Beneficial Use under the above numbered Permits.

Since the water is to be used for the same purpose and on the same land, they may be combined in one notice and we enclose a form herewith. Please complete this form by inserting the date on which the proof is to be made and the name of the Notary Public, and return both copies to this Department, together with Form 11 which is authorization for us to have the notice published at your expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

P. S. Since the law requires publication once a week for four consecutive weeks before the date set for proof, the date should be set sufficiently far ahead to allow for the four weeks' publication.

21160

June 8, 1950

Re: Permits Nos. 21160 and 21448

Mr. G. W. Elliott, Secretary
Paradise Valley Water Association, Inc.
Naples, Idaho

Dear Mr. Elliott:

We enclose Certificates of Completion of Works issued under Permits Nos. 21160 for 0.25 of a second foot of water from Cedar Creek and 21448 for 0.25 of a second foot of water from an unnamed creek tributary to Brown Creek, both for domestic, stock and small garden irrigation in the Sections mentioned therein.

We also enclose Departmental Receipt No. 22369 for the \$10.00 fees paid in connection with these two proofs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
BY

Chief Clerk

A:bn
Enc.

21160



C. A. ROBINS
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

May 26, 1950

Re: Permits Nos. 21160 and 21448

RECEIVED
JUN 3 1950
Department of Reclamation

Mr. G. W. Elliott, Secretary
Paradise Valley Water Association, Inc.
Naples, Idaho

Dear Mr. Elliott:

We acknowledge receipt of your letter of May 19, 1950, enclosing affidavits in Proof of Completion of Works under the above numbered Permits, together with check for the \$10.00 fees in connection therewith.

However, in checking the description of the land on which the water is used, we notice that several Sections described in the Permits are omitted from the proofs, namely Sections 16, 17, 19, 23, 24, 29, 12, and 13 Township 61 North, Range 1 East, B.M.

Is it your intention to omit these in making your proofs?

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jeannie L. Anderson
Chief Clerk

A:bh

Dear Miss Anderson: I intended to get those sections in but not having a copy of the originals I used a map and so overlooked those. Could you include them for me.
Very truly yours
G. W. Elliott
21160

PARADISE VALLEY WATER ASSOCIATION, INC.

BONNERS FERRY, IDAHO

~~XXXXXXXXXX~~
Naples

May 19, 1950

Office, State Reclamation Engineer
Boise Ida.

Dear Miss Anderson;

Inclosed is the two Proof of completion of works
Affidavits, I hope they are properly made out.

Will you send me the forms for proof of beneficial use, please, and
if we then have further proofs to make please send them too as our
system is complete and in full use.

Very truly yours

G.W. Elliott

G.W. Elliott Sec

RECEIVED
MAY 26 1950
Department of Reclamation

21160

STATE OF IDAHO

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

SS.

County of boundary

Paradise valley water Assn Inc.

G.W. Elliott, Secretary of

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

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21160, and that his postoffice address is Naples State of Idaho.

Second: That the name of the stream which said water is to be directed is Cedar Creek.

Third: That the point of diversion of said water is xxxxxxx NE 1/4 Sec 1 of section 27 T6N R1E BM boundary co.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 30, 19 50.

Fifth: That the use for which said water is intended is domestic, stock, gardens

Sixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:

I. Kind of works: Collection gallery- 25,000 gal. concrete tank- 80,000 ft pipe
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: 4 in. pipe

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width 4" pipe feet, height feet.

(d) Conduit pipe width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe 4 inches, average grade per mile is 20' per 100' to level Length of conduit is 80,000 ft 15 miles.

Seventh: That said works are capable of conducting to the place of intended use 0.25 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows: Sections 22, 14, 15, 11, 10, 2, 3, 21, 20, 30 in

T 6N and sections 34, 35 in T 62N R 1E -- W 1/2 Sec 22 N 1/2 Sec 14 - W 1/2 Sec 11
S 1/2 of SE 1/4 sec 10 - W 1/2 sec 10 - N 1/2 of NE 1/4 sec 2 W 1/2 sec 2 - E 1/2 sec 3 - NE 1/4 & SW 1/4 sec 21

N 1/2 of SE 1/4 sec 20 & W 1/2 sec 20 - NE 1/4 sec 30 - All in T 61N R 1E - SW 1/4 sec 35 - SE 1/4 sec 34
in T 62N R 1E BM also Secs 16, 17, 19, 23, 24, 29, 12 & 13 - 6 1/4, 1 E.

Ninth: Remarks: That

Paradise valley water Assn. Inc.

G.W. Elliott dec

(Sign Here)

Subscribed and sworn to before me this 23rd day of May, 19 50

Tracie W. Sneed

Notary Public.

My commission expires Notary Public for the State of Idaho
Residing at Bonners Ferry, Idaho

My Commission Expires Aug. 15, 1952

21160

May 15, 1950

Re: Permits Nos. 21160 and 21448

Mr. C. W. Elliott, Secretary
Paradise Valley Water Association, Inc.
Neples, Idaho

Dear Mr. Elliott:

In reply to your request of May 11, 1950, we enclose the forms for making Proof of Completion of Works under the above numbered Permits.

These should be executed before a Notary Public and returned to this Department with the statutory fee of \$5.00 each.

We assume that you are not yet prepared to make Proof of Beneficial Use which of course is not yet due, and we shall be glad to send you the necessary forms for making this final proof upon request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21160

PARADISE VALLEY WATER ASSOCIATION, INC.

X
BONNERS FERRY, IDAHO
~~BOONERS FERRY~~
naples Idaho May 11 1950

Mark R. Kulp

State Reclamation Engineer

Boise Idaho

RECEIVED
MAY 15 1950
Department of Reclamation

Dear Sir;

The above Association is now ready to make proof of completion of work under permits No. 21160 and No. 21448, to make application for permanent permit.

Will you please tell me how to proceed.

Sincerely

G.W. Elliott

G.W. Elliott Sec.

naples Ida.

9/11 7-30-50 } 21160
B/R " " }

21160

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 21160

Date August 4, 1949

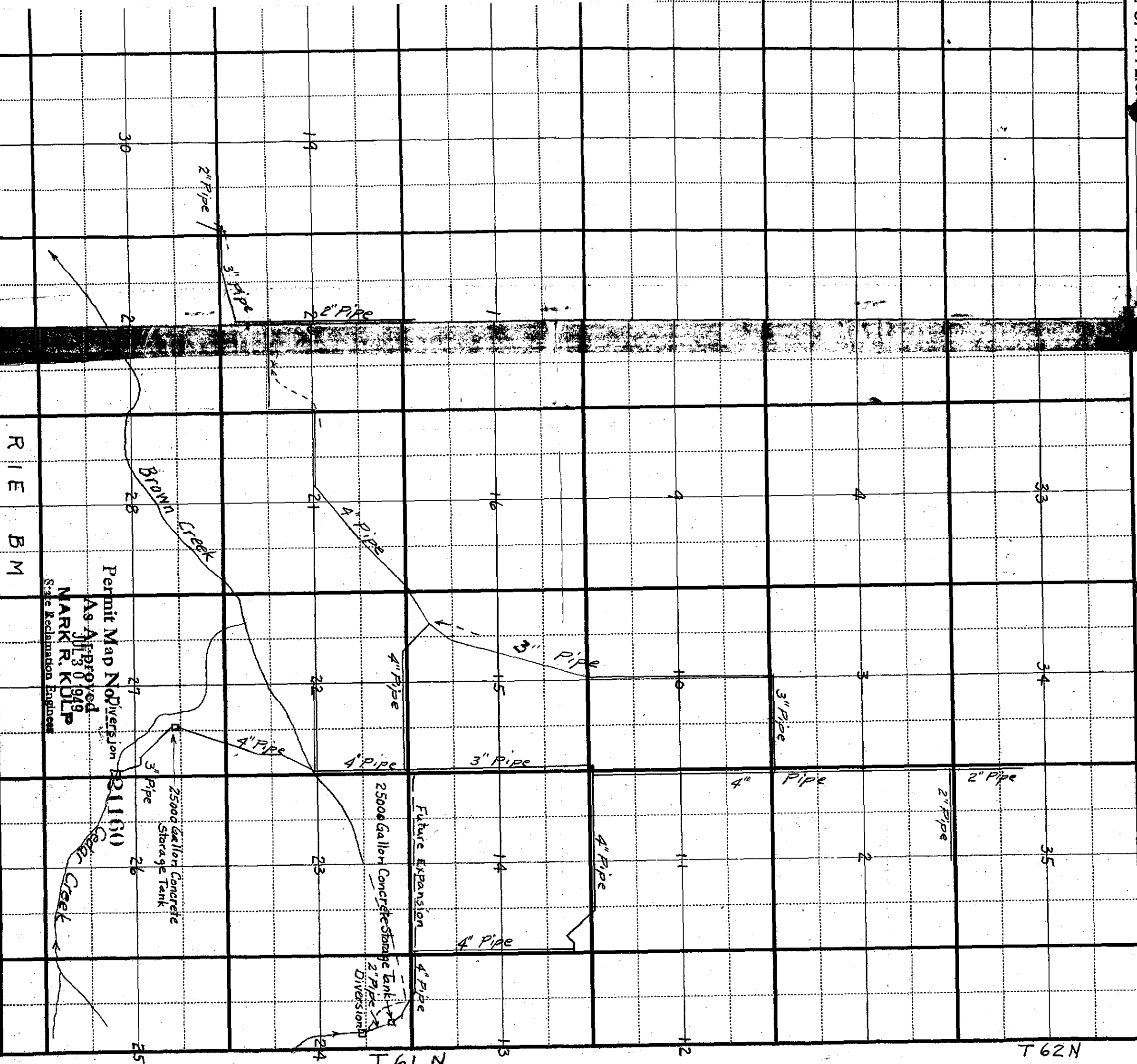
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

MARK R. KULP
State Reclamation Engineer

Mr. C. W. Elliott, Secretary
Paradise Valley Water Association
Naples, Idaho

Enc. Departmental Receipt No. 21665

21160



2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

21160

PARADISE VALLEY WATER ASSOCIATION, INC.

BONNERS FERRY, IDAHO

July 11- 1949

Department of Reclamation

Boise Idaho

Dear Sir;

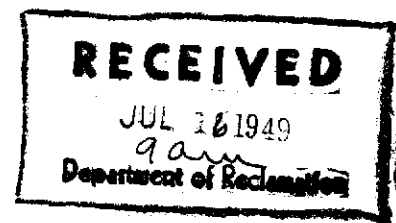
Inclosed please find check, \$5.00 filing fee of application
to appropriate water from Cedar Creek.

I am very sorry for this oversight.

Very truly yours

G.W. Elliott Secretary

Paradise Valley Water Assn, Inc.



21160

July 2, 1949

Mr. G. W. Elliott, Secretary
Paradise Valley Water Association
Naples, Idaho

Dear Mr. Elliott:

We acknowledge receipt of your application to appropriate 0.25 second foot of water from Cedar Creek. However, you failed to enclose the statutory filing fee of \$5.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21160