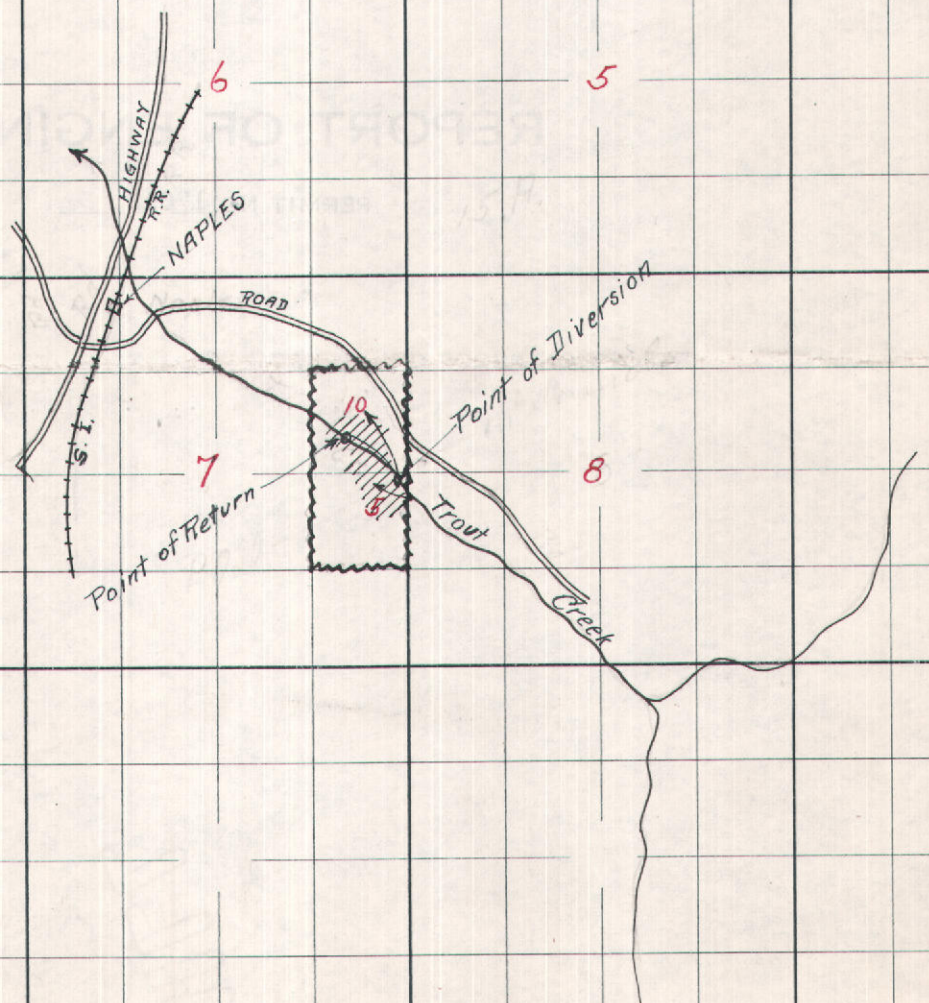




As Approved

Permit Map No. 17662

MAY 16 1937

R. W. DAVIS

Commissioner of Reclamation

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

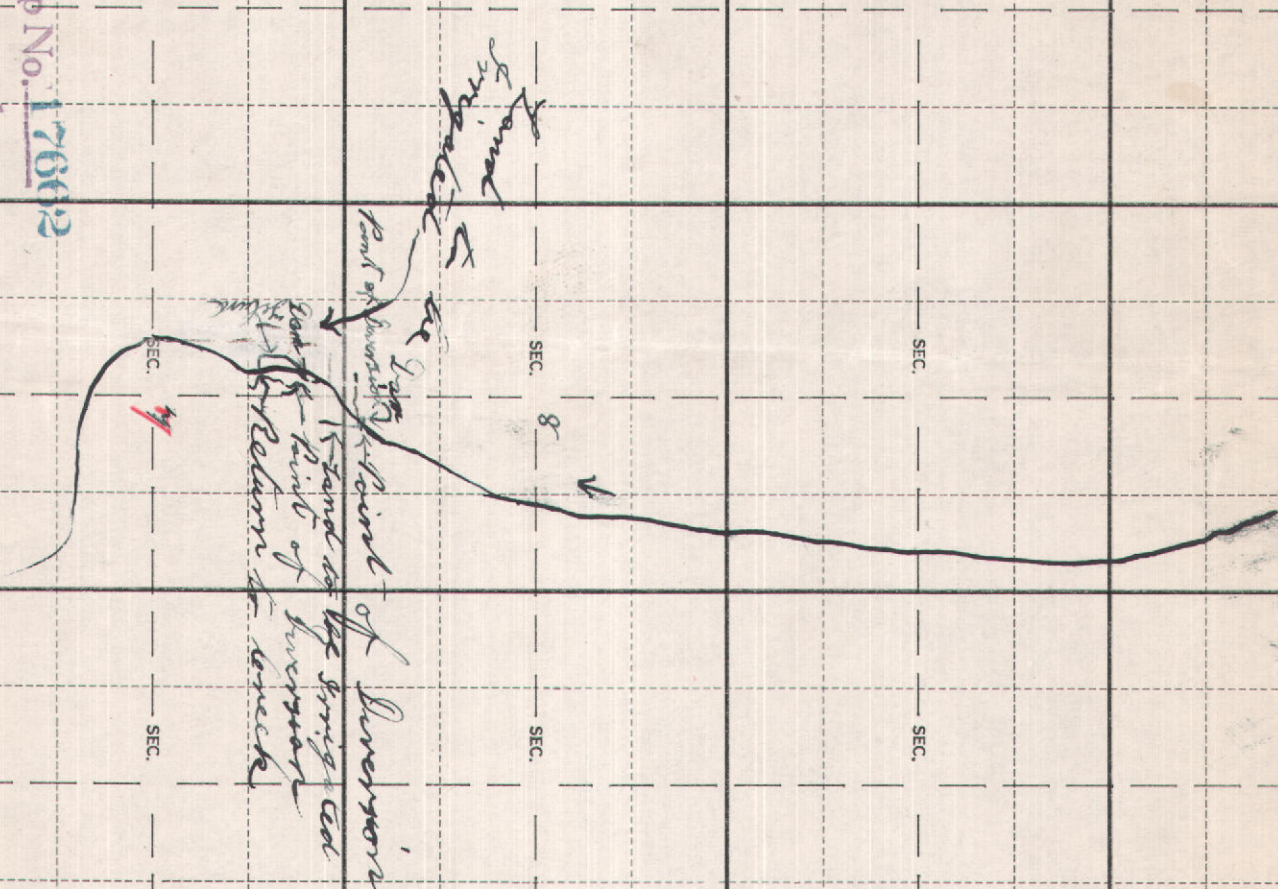
SEC.

SEC.

SEC.

SEC.

SEC.



State of Idaho
License and Certificate of Water Right

Water License No. 17662
Water District No.

Amount 1.8 Sec. Ft.
Priority March 2, 1932

THIS IS TO CERTIFY that **E. W. DAVIS**
of **Naples, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **March 2**, 19 **32**; that Permit No. **17662**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
2 second feet, was issued thereunder on **August 9**, 19 **33**, showing that said works
were completed on the **7th** day of **August**, 19 **33**; and that on the **16th**
day of **May**, 19 **34**,

E. W. DAVIS

of **Naples**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **Trout Creek**
, a tributary of **Deep Creek**, for the purpose of power, irrigation &
domestic, under Use Permit No. **17662** of the Commissioner 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 Commissioner of Reclamation of Idaho and entered of record in Volume **7**
of Licenses, at page **3819**, on the **24th** day of **February**, 19 **36**;

The right hereby confirmed dates from **March 2**, 19 **32**;

The Point of Diversion is located
in the **SE** $\frac{1}{4}$ **NE** $\frac{1}{4}$, Sec. **7**, Tp. **60 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 **1.8**
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
60 N	1 E	7	SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$	19 15	10 5
0.3 Sec. Ft. to be used for irrigation purposes and 1.5 Sec. Ft. to be used for power purposes.					

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 Commissioner of Reclamation, affixed at Boise, Idaho,
this **24th** day of **February**, 19 **36**.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

38 3041

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

98-2045

Application No. 24748
Permit No. 17662
District No.

1. Name of Applicant: E. W. Davis

Postoffice address: Naples

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:

(b) Treasury stock

(c) Bonds to be issued:

(d) Other resources:

Irrigation

2. Quantity of water claimed $1\frac{1}{2}$ ft. for power & $\frac{1}{2}$ ft. for / cubic feet per second.

3. Source of water supply: Trout Creek

which is a tributary of Deep Creek

4. Location of point of diversion: No. 1 6600
No. 2 1800

feet distant from the

corner of Section 7, T. 60 N., R. 1 E., B. M., and is in the

of Section 7, T. 60 N., R. 1 E., B. M., County of Boundary

5. Water is to be used for: Power, Irrigation & Domestic

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

(a) Point of use of water: 2640 feet distant from NE corner of Section 7

T. 60 N., R. 1 E., B. M., in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, T. 60 N., R. 1 E., B. M.

(b) Amount of power generated: 8 H. P., under feet head.

(c) Water is to be returned to Creek at a point 2680 feet

distant from the NE corner of Section 7, T. 60 N., R. 1 E., B. M., in the

SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, T. 60 N., R. 1 E., B. M.

7. Estimated cost of works: \$ 60.00

8. Kind of works: Lumber & Concrete

9. Height of dam 2 feet; length of dam at top 6 feet; length of dam at bottom 4

feet; material used in dam: Lumber & Concrete

10. Size of headgate: Width 16 inches
8 inches feet; height feet.

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

feet; dimensions of flume: 1 ft.
8 inches

Diameter of pipe inches; length of conduit 850 feet miles.

Average grade per mile 4 ft. feet.

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

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

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

15. (a) Is reservoir to be used? **No.** 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 waters of the State of Idaho as herein set forth.

E. W. DAVIS

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 1:00 P. M., March 2, 1932

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17662

Recorded in Book **64** Page **17662** Approved **May 16, 1932**

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 **July 15, 1932**

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 November 16, 1932

The whole of said work to be completed on or before May 16, 1933

Beneficial use of water appropriated in accordance herewith, to be made on or before May 16, 1934

Witness my hand this 16th day of May, 1932

R. W. FARIS
Commissioner of Reclamation.

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
60 N.	1 E.	7	19																19
60 N.	1 E.	7													15				15
Total																	34		

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. 17662 Under the)
Provisions of Section 41-311,)
Idaho Code Annotated.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 17662 lapsed through failure of the holder to make proof of completion of works of diversion within the time specified in the Permit, to-wit: May 16, 1933; and,

WHEREAS, On the 1st day of July, 1933 notice to show cause why said permit should not be canceled, under the provisions of Section 41-311, Idaho Code Annotated, was duly served on the holder of said permit; and,

WHEREAS, On the 17th day of July, 1933 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 9th day of August, 1933 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 17662, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 17662 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department,
at Boise, Idaho, this 9th day of August, 1933.

(SEAL)

R. W. FARIS
Commissioner of Reclamation

PERMIT NO. 17662

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that E. W. Davis of Naples, County of Boundary, and State of Idaho, the holder of Permit No. 17662, issued upon Application No. 24748 bearing date of priority of March 2, 1932, authorizing the diversion of 2 second feet of the waters of Trout Creek, County of Boundary, State of Idaho, for power, irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2 second feet of the waters of Trout Creek, that the point of diversion of said waters is No. 16600 feet distant from the NE $\frac{1}{4}$ corner of Sec. 8, T. 60 N., R. 1 E., B. M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 8, T. 60 N., R. 1 E., B. M. No. 2 1800 feet distant from the NE $\frac{1}{4}$ corner of Section 7, T. 60 N., R. 1 E., B. M. and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 7, T. 60 N., R. 1 E., B. M., County of Boundary, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 19 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and 15 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, T. 60 N., R. 1 E., B. M.

Witness my hand this 9th day of August, A. D. 1933.

Proof of Completion of Works made August 7, 1933.
Certificate of Completion of Works issued August 9, 1933.

R. W. FARIS
Commissioner of Reclamation

RECORDED IN 1.8 3819
Vol. 7 Page 3819

February 26, 1936

Re: Permit No. 17662

MR. E. W. DAVIS
Naples,
Idaho

Dear Sir:

We are enclosing herewith Water License No. 17662,
issued under the above numbered permit, together with our
office receipt in the amount of \$6.00.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17662

17662

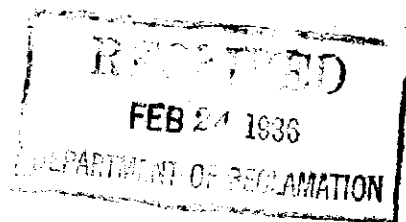
Department of Reclamation

Naples Idaho
Brookland Farm
Jan 20th 1936

Dear Sir

Inclosed you will find
order for \$6.00 for license and
final proof under permit No 17662

Sincerely E. W. Davis



17662

February 7, 1936

Re: Permit No. 17662

MR. E. W. DAVIS
Naples,
Idaho

Dear Sir:

This is to advise you that we now have the field engineer's report covering his examination made in connection with final proof under Permit No. 17662 and upon receipt of a fee of \$6.00 we shall issue a license to you for 1.8 second feet of water. This amount will be apportioned as follows: 1.5 second feet for the development of power and ~~0.3~~ 0.3 second feet for irrigation purposes. The amount you claimed for irrigation purposes has been reduced because of the fact that you have applied the water to only 15 acres instead of the 25 acres described in your permit.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

17662

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17662

This proof is for BENEFICIAL USE

In Water District No.

1. Name of applicant E. W. DAVIS, Naples, Idaho

2. Source of water supply: Trout Creek

3. Location of point of diversion: Is in the No. -1 NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8 ^{OUT}
No. -2 SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 7 of Section ~~XXX~~ both in

T. 60 N. R. 1 E. County of Boundary

4. Describe works as they exist, giving dimensions and capacities of same: Diversion dam

40 ft long x 8 ft high with concrete base and board facing.

Power Flume 823 ft long x 12" wide x 7" deep. Overshot water wheel

belt connected to 1500 watt generator, Delco type.

Irrigation ditch 15 ft wide x 1 ft deep

5. Water is used for: Power, irrigation and domestic purposes.

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 for other than irrigation): SE $\frac{1}{4}$ NE $\frac{1}{4}$ & NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 60 N., R. 1 E., B. M.

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

8. What large stream would the water here appropriated finally reach? Kootenai River

Remarks: Water used for generation of power is diverted

from, and returned to stream upon land of the

owner of this permit

This examination was made on the 19th day of July, 1935

(Signed)

Edw. L. Dolman
Examiner.

E. W. DAVIS
Naples, Idaho

Permit No. 17662

Examination for BENEFICIAL USE PROOF

County Boundary

INSTRUCTIONS TO EXAMINERS

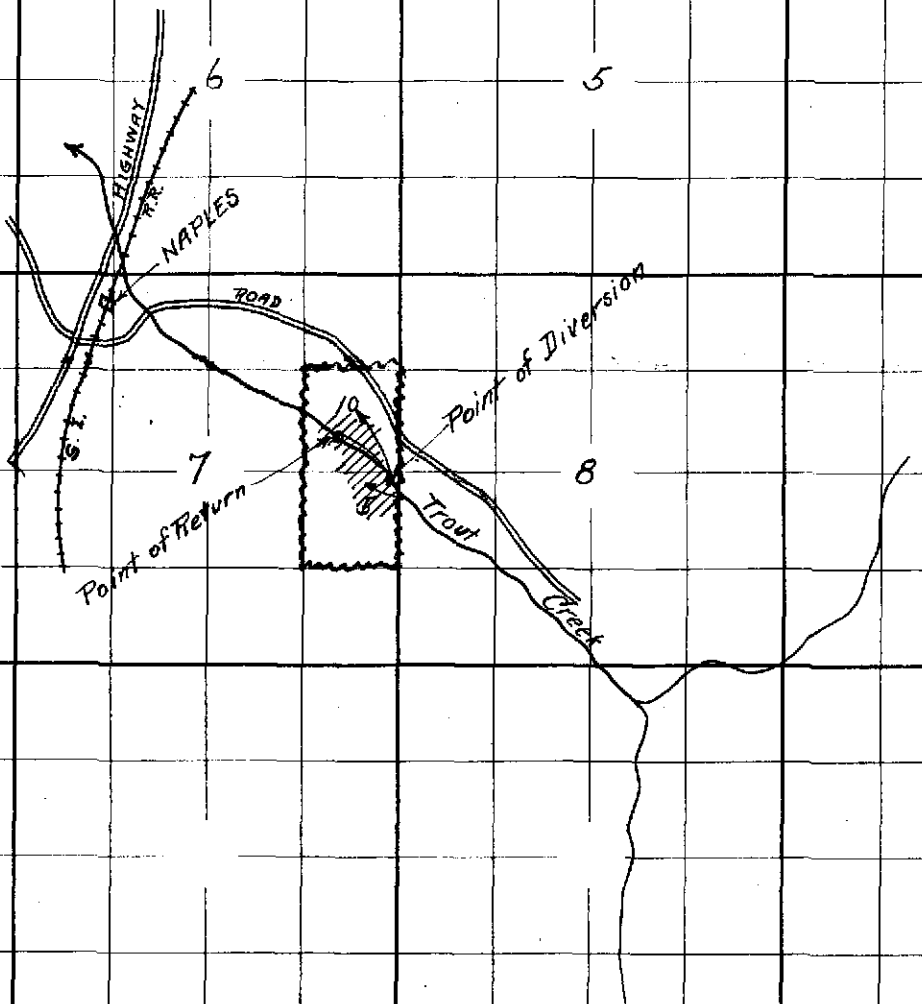
1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make a plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17662

REPORT ON PROOF OF BENEFICIAL USE



May 28, 1934

Re: Permit No. 17662
E. W. Davis

MR. J. H. McNALLY, Cashier
First National Bank,
Bonners Ferry, Idaho

Dear Sir:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses and the affidavit of publication from the newspaper, all in connection with Beneficial Use Proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since the department has but one field engineer who makes examinations all over the state. However, Mr. Tolman, Field Engineer for this department, will contact Mr. Davis at the time set for examination so that he may show him over the grounds. After his report is on file in this office you will be further notified as to fees due before the issuance of Mr. Davis' license.

Very truly yours,

R. W. FAHIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PIH:RG

17662

The First National Bank

OF BONNERS FERRY

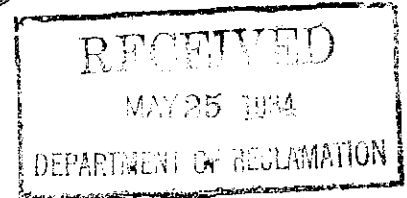
MEMBER FEDERAL RESERVE BANK

BONNERS FERRY, IDAHO,

May 23, 1934



C. D. SIMONDS, PRESIDENT
C. W. KING, VICE PRESIDENT
J. H. McNALLY, CASHIER
PHILLIP C. LEACH, ASST. CASHIER



17662

Department of Reclamation,
State of Idaho,
Boise, Idaho

Re: Water Permit No. 17662

Gentlemen:

Under date of May 8th you forwarded to me papers in connection with Water Permit No. 17662.

On May 16, 1934 Mr. E. W. Davis, as permit holder and Mr. Hans F. Petersen and Peder Moe, as witnesses, called and the enclosed depositions were taken and acknowledged by me. These depositions together with the affidavit of publication are enclosed herewith.

Kindly acknowledge receipt of this paper to Mr. E. W. Davis at ~~Gonzales~~, Idaho.
Naples,

Very truly yours,

J. H. McNally

Cashier

JHM-w
encl.

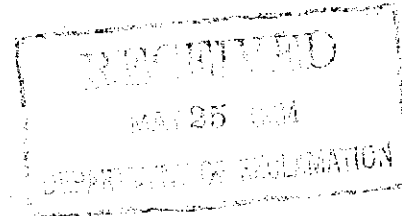
17662

KOOTENAI VALLEY DAILY SENTINEL

"YOUR NEWSPAPER"

EACH EVENING EXCEPT SUNDAY

BONNERS FERRY, IDAHO



EDITOR
RICHARD L. MYERS

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 2:00 p. m. on the 16th day of May, 1934, at Bonners Ferry, County of Boundary, State of Idaho, before J. H. McNally, Notary Public, proof will be submitted of the application to beneficial use of 2 cubic feet per second of the waters of Trout Creek in accordance with the terms and conditions of Permit No. 17662 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is E. W. Davis, Naples, Idaho (Brookland Farm).

The use to which said water has been applied is power, irrigation and domestic purposes.

The amount applied to beneficial use is $1\frac{1}{2}$ second foot for power and $\frac{1}{2}$ second foot for irrigation.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) SE $\frac{1}{4}$ NE $\frac{1}{4}$, 19 acres; & NE $\frac{1}{4}$ SE $\frac{1}{4}$, 15 acres; both in Sec. 7, T. 60 N., R. 1 E., B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is private ditch.

The right to take water from such works is based upon Permit No. 17662.

The source of supply from which such water is diverted is Trout Creek.

The date of the priority which said user is prepared to establish is March 2, 1932.

R. W. FARIS,
Commissioner of Reclamation.
a14-m5

AFFIDAVIT OF PUBLICATION

State of Idaho ss
County of Boundary

Richard L. Myers, being first duly sworn upon his oath, deposes and says: That he is the editor of the Kootenai Valley Daily Sentinel, a newspaper of general circulation, published daily at Bonners Ferry, Boundary County, State of Idaho; that the said Kootenai Valley Daily Sentinel has been continuously and uninterruptedly published in said Boundary County during a period of 12 months or 52 weeks prior to the first publication of the hereto attached notice; that the advertisement of E. W. Davis, a Notice of Proof Application of Water to Beneficial Use, Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for four consecutive weeks, commencing with the issue dated April 14, 1934, and ending with the issue dated May 5, 1934.

Richard L. Myers

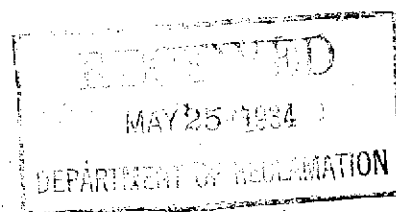
Subscribed and sworn to before me this
twelfth day of May, 1934.

Harold K. Kewald

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

17662

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17662

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. E. W. Davis, residing 3/4 mile east of Naples, Idaho, occupation farmer, post office address, 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. acting on behalf of myself.

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

Ans. Permit No. 17662, approved May 16, 1932, Mar. 2, 1932

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

Ans. Trout Creek. NW 1/4 SW 1/4 of Sec. 8; NE 1/4 SE 1/4 of Sec. 7, both in T. 60 N., R. 1 E., B. M., Boundary County

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.

Ans. Dam, flume, ditch and water wheel.

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. Power, irrigation and domestic. SE 1/4 NE 1/4 Sec. 7, T. 60 N., Range 1 EBM on which 19 acres are irrigated and NE 1/4 SE 1/4 of same section on which 15 acres are irrigated, this is cultivated land and pasture land.

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

Ans. Water used for domestic purposes. Water runs through flume onto water wheel, generating 7 horsepower.

17662

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 1½ sec. ft.

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. all water diverted has been used.

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. Have only used for which permit was issued.

(Sign) E. M. Davis

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 16th day of May, A. D. 1934.

J. M. Nally

My commission expires Aug. 1, 1935.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17662

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. Hans F. Peterson, age 48, residing at Naples, Idaho, woodsman and farmer, postoffice address at Naples, Idaho.

Ques. 2. Are you acquainted with E. W. Davis, the holder of Permit No. 17662? How long have you known him and where does he reside?

Ans. Am acquainted with Mr. Davis, have known him for 7 years, he resides about 3/4 mile east of Naples, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17662, 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 conveying water from point of diversion to place of use.

Ans. Trout Creek, point #1 6600' from NE corner of Sections 8 and 7, T60, 1EBM point #2, 1800' from NE corner of Section 8 and 7, T 60, 1EBM. Works consist of dam, flume and waterwheel.

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

Ans. 1 1/2 & 1/2 sec. ft.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation of 19 acres in SE 1/4 NE 1/4 Sec. 7, T60, 1EBM and 15 acres in NE 1/4 SE 1/4 Sec. 7, T60, 1EBM, also used for domestic purposes and power.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. Water is diverted through flume to water wheel where power is generated. Water also used for domestic use.

Ques. 8. (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. cultivated land and meadow land.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 10. 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. Have witnessed this water used in irrigation, for home use and to generate power. This has been witnessed four times during the past year.

(Signed)

Klaus F. Rehersen

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 Bonnars Ferry, County of Boundary, State of Idaho, on this ~~day of~~ 16th day of May, A. D. 19 34.

My commission expires Aug. 1, 1935

J. M. Nally
Notary Public.
Notary Public for the State of Idaho
My Commission Expires Aug. 1, 1935

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17662

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. Peder Moe, age 67, residing at Naples, Idaho, woodsman and
farmer, postoffice address at Naples, Idaho

Ques. 2. Are you acquainted with E. W. Davis, the holder of Permit No. 17662? How long have you known him and where does he reside?

Ans. Have known Mr. Davis for 7 years, he lives about 3/4 miles east
of Naples, Idaho

Ques. 3. Have you read or heard read said Permit No. 17662, 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 conveying water from point of diversion to place of use.

Ans. Trout Creek, point #1 is 6600' from NE corner of Sections 8 and 7,
T 60, Range 1 EBM, point #2 is 1800' from NE corner of Section 8 and 7, T 60,
Range 1 EBM. Works consist of dam, flume and waterwheel.

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

Ans. 1 1/2 & 1/2 sec. ft.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. Irrigation of 19 acres in SE 1/4 NE 1/4 Sec. 7, T 60, 1 EBM and 15
acres in NE 1/4 SE 1/4 Section 7, T 60, Range 1 EBM, also used for domestic
purposes and for power.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. ~~Water is diverted through a flume to the water wheel where power is generated. The water is also used for domestic purposes.~~

Ques. 8. (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. ~~Cultivated land and meadow land.~~

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. ~~No~~

Ques. 10. 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. ~~Personally witness the use of the water in irrigation, home use and for generating power. Have been at the place two or three times a month during the past year.~~

(Signed)

Peeler Mae

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 Bonnars Ferry, County of Boundary, State of Idaho, on this ~~day of~~ 16th day of May, A. D. 1934.

J. M. Nally

Notary Public.

My commission expires Aug. 1, 1935

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 8, 1934

MR. J. H. McNALLY, Notary Public
Bonners Ferry
Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17662

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On May 16, 1934, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Bonners Ferry, Idaho before J. H. McNally, Notary Public

2. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17662

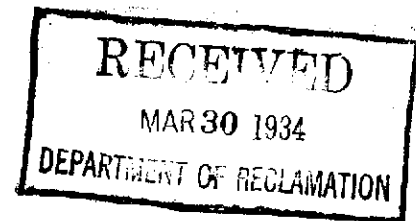
KOOTENAI VALLEY DAILY SENTINEL

"YOUR NEWSPAPER"

EACH EVENING EXCEPT SUNDAY

BONNERS FERRY, IDAHO

EDITOR
RICHARD L. MYERS



17662

March 29, 1934.

Mr. R. W. Paris,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

This will acknowledge receipt of Notice for
Publication for E. W. Davis of Naples, Idaho. A copy
of the first publication of this notice will be
sent to your office.

Yours very truly,

Richard L. Myers

Editor,
KOOTENAI VALLEY DAILY SENTINEL

17662

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date March 26, 1934

EDITOR KOOTENAI VALLEY DAILY SENTINEL
Bonnara Ferry, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 16, 1934, the date set for proof, the expense of the publication to be paid by the applicant,

E. W. DAVIS, Naples, 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,

R. W. FARIS

Commissioner of Reclamation

17662

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) March 19, 1934.

(P. O.) Naples, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Kootenai Valley Daily Sentinel of Bonniers Ferry, published in the county in which the works are situated. *Boundary*

E. W. Davis

(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.

17662

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 2:00 P.M. on the 16th day of May, 1934,
at Bonnere Ferry, County of Boundary, State of Idaho,
before J. H. McNally, Notary Public, proof will be submitted
of the application to beneficial use of 2 cubic feet per second of the
waters of Trout Creek in accordance with the terms and conditions of
Permit No. 17662 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is
E. W. DAVIS, Naples, Idaho (Brookland Farm)

The use to which said water has been applied is power, irrigation and domestic purposes.

The amount applied to beneficial use is 1 1/2 second foot for power and 1/2 second foot for irrigation.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) SE 1/4 NE 1/4, 19 acres; & NE 1/4 SE 1/4, 15 acres; both in Sec. 7, T. 60 N.,
R. 1 E., B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is private ditch.

The right to take water from such works is based upon Permit No. 17662

The source of supply from which such water is diverted is Trout Creek.

The date of the priority which said user is prepared to establish is March 2, 1932.

R. W. FARIS

Commissioner of Reclamation.

17662

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

MR. E. W. DAVIS
Hayles, Idaho

March 12, 1934

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. **17662**....., which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is **May 16, 1934**, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS

~~GEORGE N. CARTER~~

Commissioner of Reclamation.

17662

August 9, 1933

Re: Permit No. 17662

MR. E. W. DAVIS
Naples,
Idaho

Dear Sir:

We are enclosing herewith Order Reinstating Permit and
Certificate of Completion of Works under the above numbered Permit
No. 17662. Also office receipt in the amount of \$5.00.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____

G
Encl.

17662

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Reinstatement)
of Permit No. 17662 Under the)
Provisions of Section 41-311,)
Idaho Code Annotated.)

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 17662 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the Permit, to-wit: May 16, 1933; and,

WHEREAS, On the 1st day of July, 1933 notice to show cause why said permit should not be canceled, under the provisions of Section 41-311, Idaho Code Annotated, was duly served on the holder of said permit; and,

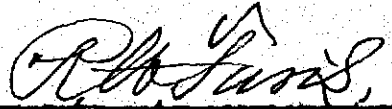
WHEREAS, On the 17th day of July, 1933 the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 9th day of August, 1933 depositions of the holder and two witnesses were received at the Department of Reclamation showing that the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed as required under the terms of said Permit No. 17662, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby Ordered that said Permit No. 17662 be, and the same is, hereby reinstated, and that a certificate of completion of works be issued to the applicant herein.

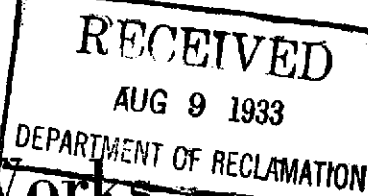
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 9th day of August, 1933.



Commissioner of Reclamation

17662

PERMIT No. 17662



Proof of Completion of Works

DEPOSITION OF HOLDER

In compliance with Sec. ~~41-311~~ ~~Idaho Code~~ ~~Annotated~~
41-311 Idaho Code Annotated

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

Ans. E. W. Davis, Brookland Farm
Chaples, Idaho. Occupation Farmer

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. 17662 Applied for March 27, 1932. Approved
May 16, 1932. 2 ft. Trout Creek N.W. 1/4 of S.W. 1/4 of NE 1/4 of Sec. 60 of T. 12 N., R. 12 E., B. 12

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you have reclaimed or intend to reclaim.

Ans. Power Irrigation & Domestic. 34 acres.
19 acres in S.E. 1/4 of N.E. 1/4 of S.W. 1/4 of Sec. 60 of T. 12 N., R. 12 E., B. 12

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes. Fall of 1932 for Power & Spring of 1933
for Power & later for Irrigation & piped water for domestic use

Ques. 6. State whether or not the works of diversion are fully completed, if so on what date, and whether or not they comply in all respects with terms of the permit.

Ans. Yes

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans.

Ques. 8. Give description of works and state dimensions and capacity of each part as they existed on Oct. 10th, 1932, and give cost of same.

Ans. No. 1 Dam 2" High 10 ft Top 4 ft Bottom Flume 8.00 ft Power Wheel
No. 2 Dam 2" High 12 ft Top 8 ft Bottom. No. 2 Dam washed
out April 28, 1933.

(Sign here.) E. W. Davis

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 Bonners Ferry, County of Boundary, State of Idaho, on this 7th day of August, A. D. 1933.

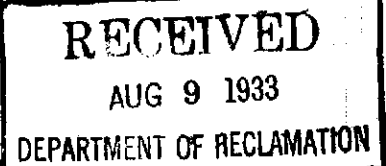
My Commission expires.....

Annally
Notary Public for the State of Idaho
Residing at Bonners Ferry,
My Commission Expires Aug. 1, 1933

17662

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No. 17662...



Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. ~~41-311~~ ~~Idaho Code Annotated~~
~~41-311, Idaho Code Annotated~~

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

Ans. ... Peder Moe, Naples, Idaho, occupation - farmer and sawmill
 ... operator, postoffice - Naples, Idaho

Ques. 2. Are you acquainted with ... E. W. Davis ..., the
 holder of Permit No. 17662 ... authorizing the diversion of ... 2 ... second-feet of the waters
 of ... Trout Creek ..., at ...
 Power, irrigation and
 for domestic ... purposes? How long have you known him, and where does he reside?

Ans. Known for 5 years, lives $\frac{1}{2}$ mile east of Naples, Idaho

Ques. 3. Have you read or heard read said Permit No. 17662 ..., and are you familiar with
 its terms and conditions?

Ans. ... yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated
 under said permit? If so, describe same, state its character, and give your estimate of the amount of
 water required for its profitable cultivation.

Ans. ... Land is sandy loam, from $\frac{1}{2}$ foot to 1 foot required for
 ... irrigation.

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the
 entire amount of water set out in the permit from point of diversion to place of use? If so, when
 were they so completed?

Ans. ... Fall of 1932

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question
 5, and give your estimate of their capacity on that date.

Ans. ... Concrete and lumber dam 2' high, 10' long, 4' bottom length
 ... also wooden flume 800' long

(Sign here.) ... Peder Moe

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, at my office in Bonners Ferry ..., County of
 ... Boundary ..., State of Idaho, on this 7th ... day of
 ... August ... A. D. 1933.

My Commission expires

Notary Public for the State of Idaho
 Residing at Bonners Ferry,
 My Commission Expires Aug. 1, 1935

17662

The Depositions of Witnesses, in this form, taken separately, required in each case.

PERMIT No.. 17662.

RECEIVED

AUG 9 1933

DEPARTMENT OF RECLAMATION

Proof of Completion of Works

DEPOSITION OF WITNESS

In compliance with Sec. ~~43-311, Idaho Code Annotated~~
43-311, Idaho Code Annotated

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

Ans. Hans. F. Petersen, residence at Naples, Idaho, occupation
..... of farmer, postoffice at Naples, Idaho

Ques. 2. Are you acquainted with... E. W. Davis....., the
holder of Permit No.. 17662... authorizing the diversion of... 2..... second-feet of the waters
of Trout Creek....., at $\frac{1}{2}$ miles from Naples
Power, irrigation and
for.. domestic..... purposes? How long have you known him, and where does he reside?

Ans. Known Mr. Davis for 6 years, he resides $\frac{1}{2}$ mile east of Naples, Idaho

Ques. 3. Have you read or heard read said Permit No.. 17662....., and are you familiar with
its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated
under said permit? If so, describe same, state its character, and give your estimate of the amount of
water required for its profitable cultivation.

Ans. Land is sandy loam and will require from $\frac{1}{2}$ foot to 1 foot...
..... for irrigation.....

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the
entire amount of water set out in the permit from point of diversion to place of use? If so, when
were they so completed?

Ans. In the fall of 1932

Ques. 6. Describe the works of diversion as they existed on the date stated in answer to Question
5, and give your estimate of their capacity on that date.

Ans. Concrete and lumber dam 2' high, 4' bottom length and 10'....
..... top length... Flume 800' long, wooden flume,.....

(Sign here.) Hans F. Petersen

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, at my office in Bonners Ferry....., County of
..... Boundary....., State of Idaho, on this 7th..... day of
..... August..... A. D. 19.. 33

My Commission expires.....

Notary Public for the State of Idaho
.....
Notary Public.

17662

July 22, 1933

Re: Permit No. 17662

MR. E. W. DAVIS
Naples,
Idaho

Dear Sir:

Under date of July 17th we received your notice of appearance in which you acknowledged receipt of our notice of cancellation under the above permit and also in which you explain your intentions of offering proof to show that the works were fully completed on or before the date on which proof was due. As we previously informed you, it will be necessary for you to go before some notary public or other officer who is empowered to administer oaths and execute depositions in support of your proof. We base our authority in this procedure on Section 41-311, Idaho Code Annotated, which states that the Department of Reclamation shall serve notice of cancellation upon the permit holder on any permit which it deems subject to cancellation. The department has for many years taken the position that the same authority which requires cancellation in the case of non-conformance with the terms of a permit will also permit reinstatement of the permit if the permit holder has completed the works within the time allowed in the permit.

When the depositions which we are enclosing have been properly executed, please return them to this department with the statutory fee of \$5.00. If they are in proper form and the Commissioner of Reclamation is satisfied that you have complied with the terms of your contract in so far as the physical conditions are concerned, an order reinstating your permit will be drawn which may be followed by the certificate of completion of works.

Very truly yours,

R. L. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

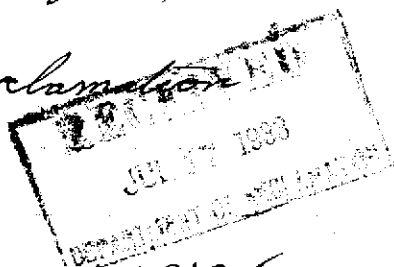
PLH:RG
Encl.

17662

Naples Lake
Brookland Farm
July 14, 1933

R. W. Harris

Commissioner of Reclamation



Dear Sir

I received your letter stating that I should have made proof on or before May 14, 1933, I did not know this or I would have explained on or before that date. The reason I did not make proof at that date was that one end of a dam washed out and I thought it necessary to repair same before making proof. I have it repaired so that I am using water for power and irrigation. I have been using water

171

for power since April 2
and for irrigation when
needed.

This work was completed last
November 20, 1932, and used
for power until freezing
weather stopped such use
I can get several witnesses
to prove this, the water
for irrigation was not
used until this summer.
If you have an Agent in
this district and have him
look my work over
you will find my
intention to comply with
permit and make full use
of water are good.

1933 Sincerely C. M. Davis

NOTICE OF APPEARANCE

To Commissioner of Reclamation

Boise, Idaho.

Dear Sir:

Receipt of notice that Permit No. 17662
is held for cancellation, under the provisions of Section
41-511 Idaho Code Annotated, is acknowledged.

I hereby enter an appearance and will offer proof
to show that the works required thereunder were fully com-
pleted on the date proof of completion of works was due.

Dated at Naples, Idaho, this 14th
day of July, 1933.

E. W. Davis
Applicant

Y
Agent

17662

Post Office Department

OFFICIAL BUSINESS

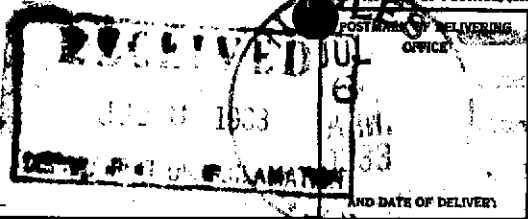
REGISTERED ARTICLE

No. 3181

INSURED PARCEL

No. _____

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



Return Dept of Reclamation,

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

BOISE,

IDAHO.

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

X E. M. Davis

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 7/6, 1933

Form 381

July 8, 1933

RE: Permit No. 17662

Mr. E. W. Davis
Naples,
Idaho

Dear Sir:

We are today in receipt of your affidavit for proof of completion of works under the above mentioned permit. As you know proof was due under this permit on May 16, 1933. The law specifically provides that proof shall be made on or before the date it is due. Consequently we cannot accept your proof in this form. If the works were fully completed prior to May 16, 1933 you may file notice of appearance of your intention to show that such was the case and at a later date file special deposition in support of your proof, one of the holder and one each of two witnesses, which will be furnished by this department. We are enclosing a blank form on which you may file notice of appearance, for your convenience. After we are in receipt of this notice we will mail the depositions and they should be executed and returned to this department at the earliest possible date. Upon receipt of these depositions, if the Commissioner of Reclamation is satisfied that you have proceeded in good faith, in attempting to comply with the terms of your permit an order reinstating your permit will be drawn and the certificate of completion of works can then be issued.

We are returning your certificate also postal money order in the sum of \$5.00. Please hold this money order until such time as you submit your depositions and at that time return it to this department.

Very truly yours,

R. E. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

17662
ENCL.
RER:RG

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

July 1, 1933

Re: Permit No. 17662

To E. W. Davis

Maples, Idaho

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. 17662,
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

PROOF OF COMPLETION OF WORKS

you are hereby notified in compliance with Sec. 5594, Compiled Statutes of Idaho, that said Permit No. 17662
is hereby held for cancellation.

You are hereby required to show cause before the Commissioner of Reclamation on or before forty days
from date of this notice why said Permit should not be cancelled.

Said Permit No. 17662 claims the use of 2.0 cubic feet per second of the
waters of Trout Creek, with point of diversion located
1. NW 1/4 Sec. 8)
2. SE 1/4 Sec. 7) T. 60 N., R. 1 E. B. M., and
was approved May 16, 1932

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this

1st day of July, 1933

Commissioner of Reclamation.

By _____
Assistant.

17662

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

E. W. Davis
Naples, Idaho

Boise, Idaho,
March 7, 1933

Dear Sir:—

Under the terms of your permit No. 17662 you are required to complete your diversion works on or before May 16, 1933. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17662

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17662

May 16, 1932

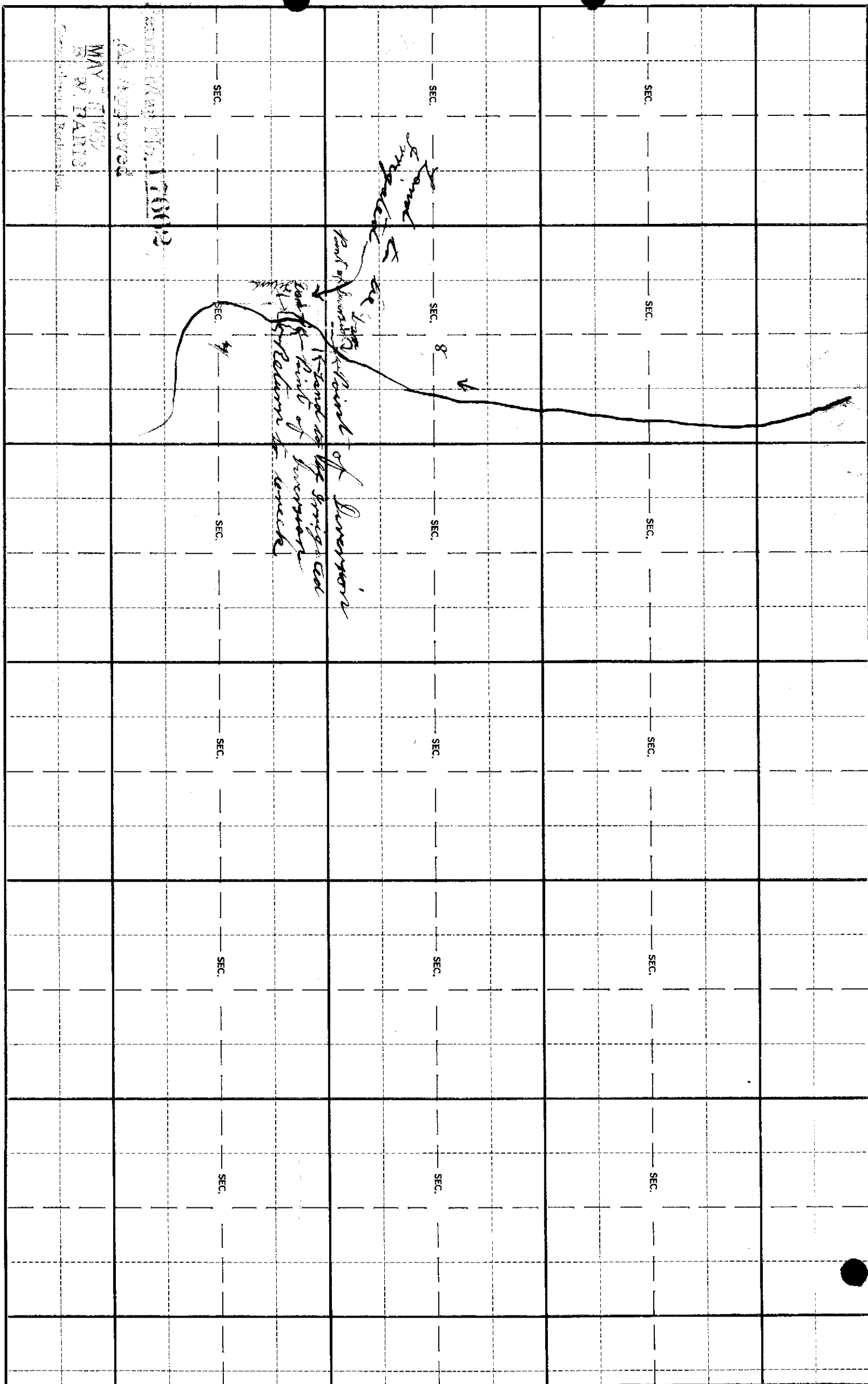
Boise, Idaho,

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as
given under approval of the Commissioner of Reclamation on
the third page.

R. W. DAVIS
Naples, Idaho

17662
R. W. FARIS
Commissioner of Reclamation.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE WATER FOR POWER PURPOSES IN ACCORDANCE
WITH THE PROVISIONS OF CHAPTER 212, 1929 LAWS

NOTICE IS HEREBY GIVEN That on the 2nd day of March, 1932, E. W. Davis, whose address is Naples, Idaho, made application No. 24748, to appropriate Two cubic feet per second of the waters of TROUT CREEK for power, irrigation and domestic purposes.

That the said water is to be diverted in:

No. (1) 6600 feet distant from the NE corner of Section 8, Twp 60 N. Range 1 E. B. M., and is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 8, Twp. 60 N. R. 1 E. B. M. County of Boundary.

No. (2) 1800 feet distant from the NE corner of Section 7, Twp 60 N. Range 1 E. B. M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, Twp 60 N. Range 1 E. B. M., County of Boundary.

That the point of use of water is:

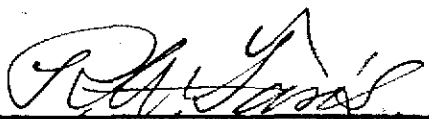
2640 feet distant from NE corner of Section 7, Twp 60 N., Range 1 E., B. M., in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, Twp 60 N., Range 1 E. B. M.

That the point of return of said water is:

Trout Creek at a point 2680 feet distant from the NE corner of Section 7, Twp 60 N., Range 1 E. B. M., in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 7, Twp 60 N., Range 1 E. B. M.

That any protests against the approval of this application should be filed in the Department of Reclamation within sixty (60) days of the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

DATED this 8th day of March, 1932.


Commissioner of Reclamation

Date of first posting: 3-16-32
Date of last posting: 5-15-32

SERVICE OF the foregoing, by copy, is hereby admitted, this 12th day March, 1932,


Applicant

17662
Agent

17662

March 8, 1932

Re: APPLICATION NO. 24748

MR. E. W. DAVIS
Engineer
Naples, Idaho

Dear Sir:

In compliance with Chapter 212 of the 1929 Session laws, we are enclosing notice in duplicate of the application of E. W. Davis of Naples, Idaho, to appropriate 2 cubic feet per second of the waters of TROUT CREEK for power, irrigation, and domestic purposes. Will you please acknowledge service on both copies and return them to this Department for posting. After the 60 day period has elapsed, if there have been no protests filed, the application will pass to permit.

We are enclosing a pamphlet of instructions which contains an amendment that was passed in 1929. The old fee was computed at the rate of \$1.00 for the first second foot, and 10¢ for each additional second foot or fraction thereof; while the new fee is calculated at the rate of \$5.00 for the first second foot or less and 25¢ for each additional second foot or fraction thereof. We cannot issue an office receipt for your application fee until the day when your application passes to permit. At such time your receipt will be issued and mailed to you promptly.

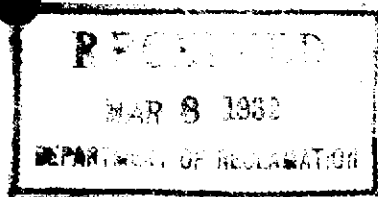
Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer

PH/LP

17662



Waples Idaho
Brookland Farm
March 7, 1932.

Mr. R. W. Faris, Com. of Reclamation
Boise Idaho.

Dear Mr. Faris:

I have made the alterations as you suggested in my water right application and am enclosing the same herewith.

In regard to fees you say \$5.25 is due now. On the card of instructions sent with my application blanks the printed words said \$1.00 due with application but this section was all crossed out with red pencil and no remarks made. I therefore thought no money was necessary. If however the fee is \$5.25 as you state keep the money order and send me a receipt, or same.

Yours truly, E. W. Davis 17662

17662

March 3, 1932

Re: APPLICATION FOR PERMIT

Mr. JOHN R. VILEY,
Bonners Ferry,
Idaho

Dear Mr. Viley:

We have your letter of the 26th inst., re application of Ernest Davis, of Naples, Idaho, for permit to appropriate water.

The application is being returned to Mr. Davis today for minor corrections, and upon return in proper form, with application fee of \$5.20, will be approved with a priority as of March 2, 1932.

This application, we understand, includes use of water for power purposes, on which account it will have to be posted the Statutory time of 60 days before permit can issue.

Very truly yours,

Commissioner of Reclamation

RWF/mt

17662

March 3, 1932

Re: APPLICATION FOR PERMIT

Mr. E. W. Davis
Naple, Idaho

Dear Sir:

We are herewith returning your application for permit in order that you may make a few minor corrections. It is noted that you have only given one point of diversion on your application which is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 8, Twp. 60 N., Range 1 E. B. M.; whereas on your township platte you show two points of diversion. The second point of diversion being in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, Twp 60 N., Range 1 E. Will you please show the second point of diversion on your application, to correspond with the maps?

Under paragraphs 12 & 13 you are only asking for six months in each case. It is suggested that you take at least a years time for the completion of works, and a years time for application of water to beneficial use. However, you do not have to wait until you time is up before you offer your proof of completion of works, as such proof may be offered any time your diversion works are completed.

An application fee of \$5.25 should accompany this application. The fee is computed at the rate of \$5.00 for the first second foot or less and 25¢ for each additional second foot or fraction thereof. Your application carries date of priority as of March 2, 1932.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer

17662



BONNERS FERRY LUMBER COMPANY, LTD.

MANUFACTURERS AND DISTRIBUTORS

Weyerhaeuser Forest Products

IDAHO WHITE PINE - WESTERN SOFT PINE

BONNERS FERRY IDAHO

February 26th, 1932.

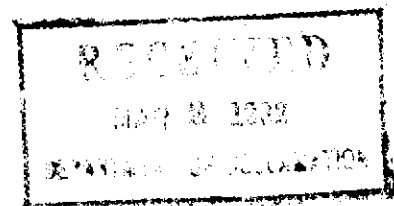
Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

Dear Mr. Faris:

Mr. Ernest Davis, of Naples, Idaho is
filing an application for a water-right. If you can
expedite the granting of this application or be of
assistance to him in any other way it will be very
much appreciated.

Yours very truly,

John R. Wiley
Boundary County Democratic State Committeeman.



17662

Naples Idaho
Brookland Farm
Feb. 29, 1932.

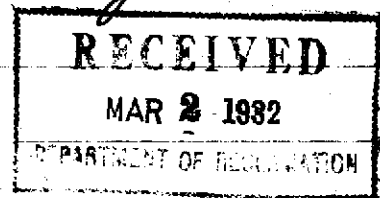
Mr. R. H. Faris,
Comm. of Reclamation
Boise, Idaho

Dear Mr. Faris:

Enclosed find my application for a water right. Also a permit to construct a dam given by Mr. George Watuloo. If it is not necessary to keep Mr. Watuloo's permit on file in your office, will you kindly return it to me.

I shall greatly appreciate any effort you may make to pass these water right papers through without any undue delay.

Yours truly,
E. W. Davis.



17662