

No Color
Documents
In File

State of Idaho
License and Certificate of Water Right

Water License No. 14239
Water District No. 105

Amount 1.12 sec. ft
Priority 8-21-19

THIS IS TO CERTIFY that Wm. W. Branon
of Bonners Ferry, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 21, 1919; that Permit No. 14239
was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.12
second feet, was issued thereunder on January 25, 1920, showing that said works
were completed on the 21st day of January, 1920; and that on the 13th
day of March, 1920,

Wm. W. Branon

of Bonners Ferry, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation
State Engineer of Idaho, of a right to the use of the waters of Fry Creek,
a tributary of Kootenai River, for the purpose of irrigation and domestic use,
under Use Permit No. 14239 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 State
Engineer of Idaho and entered of record in Volume 5 of Licenses, at page 2562, on the 25th
day of May, 1920;

The right hereby confirmed dates from August 21, 1919;

The Point of Diversion is located
in the SW 1/4 of SW 1/4, Sec. 8, Tp. 62 N, R. 2 E, B. M.
County of Boundary

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 1.12 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
62 N	2 E	8	SW 1/4 SW 1/4	20	15
		17	NW 1/4 NW 1/4	40	40
					Total 55

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.

Commissioner of Reclamation

WITNESS the seal and signature of the State Engineer, affixed at Boise, Idaho, this 25th
day of May, 1920

W. A. SWEETSER

Commissioner of Reclamation State Engineer

(SEAL)

98 2003

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

98-2023

Application No. 20239
Permit No. 14239
District No. 105

1. Name of Applicant: Wm. W. Brantom.

Postoffice address: Bonners Ferry, County: Boundary State: Idaho.

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

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

2. Quantity of water claimed: one and (1.12) twelve cubic feet per second.

3. Source of water supply: Fry Creek which is a tributary of Kootnai River.

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the SW. SW.
of Section 8 , T. 62 N. , R. 2 E. , B. M., County of Boundary.

5. Water is to be used for: Irrigation.

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: \$50.00

8. Kind of works: Ditch, already constructed.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom $1\frac{1}{2}$ feet; width at water line $2\frac{1}{2}$ feet; depth of water 2
feet; dimensions of flume
Diameter of pipe inches; length of conduit $\frac{1}{4}$ miles.
Average grade per mile 3 feet.

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

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

Wm. W. Branom. Applicant.

By Agent.

Commissioner of Reclamation

Date of first receipt at office of State Engineer 9:00 A. M. Aug. 21, 1919.

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION.
APPROVAL OF STATE ENGINEER

The number of this permit is 14239

Recorded in Book 50 Page 14239 Approved September 12, 1919.

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 November 11, 1919 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 December 12, 1919.

The whole of said work to be completed on or before March 12, 1920.

Beneficial use of water appropriated in accordance herewith, to be made on or before March 12, 1920.

Witness my hand this 12th day of September, 1919.

W. G. Swendsen.

State Engineer.

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	
62 N.	2 E.	8											16						16
"	"	17						40											40
Total number of acres to be irrigated																			56

Proof Completion of Works made: January 21, 1920.

Certificate issued: January 26, 1920.

Permit No. 14239

CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Wm. W. Branom, of Bonners Ferry, County of Boundary, and State of Idaho, the holder of Permit No. 14239, issued upon Application No. 20239, bearing date of priority of August 21, 1919, authorizing the diversion of 1.12 second feet of the waters of Fry Creek; County of Boundary, State of Idaho, for 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 diversio set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.12 second feet of the waters of Fry Creek; that the point of diversion of said waters is in the SW¼ SW¼, Sec. 8, T. 62 N., R. 2 E., B. M., and that the lands proposed to be irrigate by the use of said water are described as follows, to-wit: 16 acres in S½SW¼SW¼, Sec. 8; 40 acres in NW¼NW¼, Sec. 17, T. 62 N., R. 2 E. B. M.

Witness my hand this 26th day of January, A. D. 1920.

W. G. Swendsen.
Commissioner of Reclamation of
the State of Idaho.

License issued for 1.12 second feet

Page 2562

By: S. T. Baer.
Deputy.

August 15, 1932

Re: PERMIT No. 14239

Mr. WM. W. BRANOM,
Bonners Ferry,
Idaho

Dear Sir:

We have your letter of August 10th re Water License No. 14239, but are sorry to have to advise that we are not in a position to help you with reference to the matter.

This Department has no judicial authority and no authority or control of an unadjudicated water right. A water right license is not, in itself, a water right, but merely prima facie evidence, admissible in a water adjudication suit, tending to show the holder's right to the use of the water claimed, and to become effective must be confirmed by a court of competent jurisdiction, which, in your case, would be the District Court in and for your county, or the U. S. District Court of the Northern District of Idaho.

If the party complained of is trespassing upon your rights with reference to the use of water, you are in the same position as you would be if he were invading any of your other rights. Your relief would lie in an appropriate action in court.

We are enclosing herewith your License Certificate No. 14239.

Regretting that we are not in a position to render you any assistance in this matter, I am

Very truly yours,

Commissioner of Reclamation

RWF/mt
Enc.

14239

Water License #14239
Book 5 W.L. Page 2562

Wm. W. Branom
Permit 14239

Bonner Ferry, Idaho

Aug. 10-1932

Commissioner of Reclamation

Baise, Idaho.

Dear Sir:- I am the owner of Water License
#14239, Water District #105, dated Aug 21, 1919
for 1.12 second feet, and have used the water
exclusively since then, till one week ago.
When one Charles E. Butts, who joined abo.
me placed a dam across the Creek on
his land and shut off all water from me
and is using the water to irrigate his own
land. He has no right - and claims none but
is a new comer here and is too dumb to
understand he is violating the law
The water in my creek is very low now and
I am entitled to much more water than all that
is coming down to his dam and as he is
not financially responsible, I desire you
take steps immediately to open up the
creek to its rightful owner. Thanking you

Very truly yours -

Enclosure 14239

W. W. Branom

June 9, 1920.

Re: Permit 14239.

Mr. Wm. W. Branch,
Bonners Ferry,
Idaho.

Dear Sir:

I am enclosing herewith water license issued
under the above numbered permit, with receipt for fees
paid.

Yours very truly,

W. G. Swendsen,
Commissioner of Reclamation,

By: _____

OMB:LEW

R. # 4983

L. # 14239

14239

PLAINVIEW FARMS
THE PLACE WHERE GOOD THINGS GROW
FIVE MILES NORTHEAST
BONNERS FERRY, IDAHO

Jane Fifth Nineteen-twenty.

Mr W.G.Swendsen,
Commissioner of Reclamation,
Boise, Idaho.,

Dear Sir:-

In the matter of my application #20239 for water right on Fry creek in this County, the proof approved and all fees tendered and accepted but no certificate has been received by me, I am advising you of the fact and to say the certificate should be sent direct to me, if it has not already been sent and gone astray thru the mails.

Thanking you for an early reply,

Very truly yours,

W. E. Brauon

14239

14239



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

March 20, 1920.

Re Permit No. 14239.

Wm. W. Branom,
Bonners Ferry, Idaho.

Dear Sir:--

All papers in the matter of proof of beneficial use of water under the above permit are now on file and are found to be satisfactory. Upon receipt of statutory fees in the sum of \$4.00 the license will be issued you.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By *W. G. Swensen*

142 39

over

1st Endorsement

Bonniers Ferry, Ida.,
mhh 26, 1920

Respectfully returned to Mr.
W.G. Swendsen, Boise, with check
of \$4.00 to cover same.

Enclosure

W. J. Brannon

March 20, 1920.

Re Permit No. 14239.

Wm. W. Branam,
Bonners Ferry, Idaho.

Dear Sir:—

All papers in the matter of proof of beneficial use of water under the above permit are now on file and are found to be satisfactory. Upon receipt of statutory fees in the sum of \$4.00 the license will be issued you.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

PERMIT NO. _____

Proof of Application of Water to Beneficial Use**DEPOSITION OF HOLDER**

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

Ans. Wm W Branom - 46 - Bonner Ferry,
Boundary County, Idaho - Farmer - Bonner Ferry Idaho

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

Ans. For self

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

Ans. 14239 Sept. 12 1919

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

Ans. From Dawson Lake and Springs - Where Fry
Creek crosses the 1/4 quarter line of SW SW of sec 8 - 62 N R 2 E

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. Temporary dam in Creek, cutting the banks
and conducting water thru lateral over
meadow, main ditch can carry 60 inches
or more

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. Irrigation SW SW SW Sec. 8, N W N W
Sec 17, Township 62 N - Range 2 E B M
56 acres -

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

Ans. None

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

Ans. 36 inches

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. Original Applicant -

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

Ans. None used so far

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. The whole waters of the Creek have been used for irrigation and domestic purposes since 1907

(Sign) W. W. Brauns

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 Bonnere Ferry, County of Boundary State of Idaho, on this 12th day of March A. D. 1920

J. C. Bush
Notary Public
Residing at
Bonnere Ferry, Idaho

14239

14239
MAY 29 1920

Permit No. 14239

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. William Maas - 47 - Bommer Ferry Ida
Farmer - Bommer Ferry IdaQues. 2. Are you acquainted with Wm W Branom, the holder of Permit No. 14239? How long have you known him and where does he reside?Ans. Yes. 5 to 6 years - Bommer Ferry
Idaho, living on farm about 5 miles NE of
Bommer Ferry Ida.Ques. 3. Have you read or heard read said Permit No. 14239, 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. From Fry Creek & Dawson Lake
Has ditch for conveying water

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. Ditch carrying now about 3 ft deep and 3 wide

Ques. 6. 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. For irrigation on S²SWSW - sec 8, - 62 N R 2 E
and on 3 NW NW - sec 17 - 62 N R 2 E.
Part cultivated and part ~~natural~~ meadow
also used to water stock.

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

Ans.

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. Most land is flat and ~~best~~ of black
soil. The amount of water supplied by this
ditch would be enough

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. *8 or 10 times during past year water on this place would caused land to raise once again as much as without it*

(Sign) *William Meas*

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 *Bonneville* county of *Boundary*, State of Idaho, on this *15th* day of *March* A. D. 19 *20*

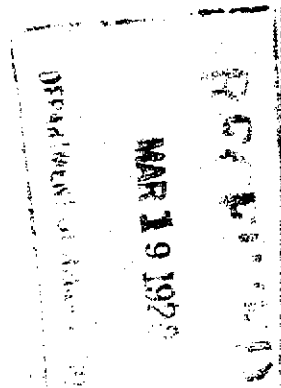
J. C. Bush
Notary Public.

My commission expires

Apr 19 - 1923

Residing at Bonneville
Idaho

14239



Permit No. 14239

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Sylvester McGuire - 49 - Bonners Ferry Ida
Farmer & Woodman - Bonners Ferry IdaQues. 2. Are you acquainted with Wm W Beaman, the
holder of Permit No. 14239? How long have you known him and where does he reside?Ans. yes - 6 years - Bonners Ferry Ida
on farm out of Bonners Ferry 5 miles NEQues. 3. Have you read or heard read said Permit No. 14239, 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. From Dawson Lake and Fry Creek
conveying water by ditching

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. About 3 or 4 ft deep and 3 to 4 ft wide

Ques. 6. 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. For irrigation - on S²SWSW sec 8.
62N. R2E - and NW NW 1/4 sec 17 - 62N. R2E.
Part cultivated and part meadow
land

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

Ans.

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. all lies flat, but about 6 acres
below. Land can be by this ditch and
such ditch would furnish enough water

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

Ans. None.

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. 6 or 7 times during last year
Water on this land would increase
crop at least once again as much

Witness By

W. C. Reed

(Sign)

His
mark Sylvester McQuinn

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 Bonner Ferry, County of Boundary, State of Idaho, on this 17th day of March, A. D. 19__

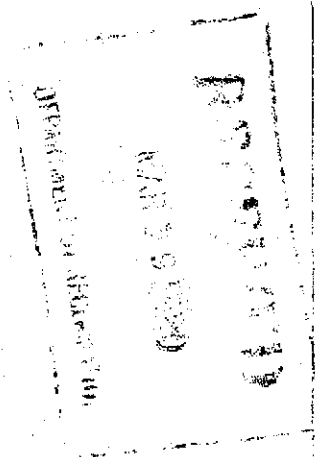
J. C. Bush
Notary Public.

My commission expires

Apr 19 - 1923

Residing at
Bonner Ferry, Ida.

14239



Bonnors Ferry Herald---Affidavit of Publication

Copy of Notice

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10:30 a. m. on the 12th day of March, 1920, at Bonnors Ferry, County of Boundary, State of Idaho, before J. C. Bush, notary public, proof will be submitted of the application to beneficial use of 1.12 cubic feet per second of the waters of Fry Creek in accordance with the terms and conditions of Permit No. 14239 heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: William W. Branom, Bonnors Ferry, Idaho.

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

The amount applied to beneficial use is 1.12 cu. ft. per second.

The place where said water is used (if for irrigation, give full and accurate description of the land irrigated) 16 acres in S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 8, and 40 acres in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 62 N., R. 2 E., B. M.

The date of the priority which said user is prepared to establish is August 21, 1919.

W. G. SWENDSEN,
4t Commissioner of Reclamation.

County of Boundary, }
State of Idaho }

Charles W. King, being first duly sworn upon his oath deposes and says: That he is the manager of the Bonnors Ferry Herald, a newspaper of general circulation, published weekly at Bonnors Ferry, Boundary County, Idaho; that the advertisement of W. G. Swendsen

a Notice of Proof Notice for Publication, a printed copy of which is attached hereto, was published in said newspaper, and not in a supplement thereto, for 4

consecutive issued, commencing with the issue dated

Feb 6 1920, and ending with the issue

dated Feb. 27 1920.

C. W. King
Manager.

Subscribed and sworn to before me this 17 day of March 1920.

M. Danaheld
Notary Public in and for Boundary County, State of Idaho, residing at Bonnors Ferry, Idaho.

14239

Bonnors Ferry, Idaho. Feb. 16th. 1920.

Mr. W. G. Swendsen,

Commissioner.

Boise, Ida.

Dear Sir:

In accordance with your instructions, I examined Mr. Wm. W. Branom's Water Right under Permit No. 14239 and am herewith enclosing Examiners Report on the same.

Respectfully Yours,

J. H. Cave

14239

REPORT OF ENGINEER

Beneficial Use

This proof is for Permit No. 14239

In Water District No. 105

1. State name of applicant and number of permit: W. W. Branom
2. State source of water supply: Fry Creek
3. Location of point of diversion: In the S. W. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ Sec. 8. T. 62 N. R. 2 E. B. M.
4. Describe works as they exist, giving dimensions and capacities of same: By use of logs, brush and earth the creek is dammed to divert the water into one of the several ditches. The main ditch is more than $\frac{1}{4}$ mile in length and is about 18 inches wide at the bottom and about 3 ft. wide at the top and will average 30 inches in depth. Various lateral ditches lead from the creek or from the main ditch. There is no permanent dam or headgate.
5. State whether or not water has been turned into works of diversion: Yes. Water has been diverted to all points to be irrigated.
6. Give exact location 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): The S. $\frac{1}{2}$ of the S. W. $\frac{1}{4}$ of the S. W. $\frac{1}{4}$ of Sec. 8 T. 62 N. R. 2 E B. M. excepting 4 acres in the N. E. corner thereof. Also, all of the N. W. $\frac{1}{4}$ of the N. W. $\frac{1}{4}$ of Sec. 17 T. 62 N. R. 2 E. B. M. The number of acres to be irrigated in the former is 16, in the latter 40.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? one
9. Give names and amount of each right: Wm. W. Branom Claims 1. 12 cu. ft. pr. second.
10. What large stream would the water here appropriated finally reach? Kootenai River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: Fry Creek which empties into the Kootenai River.

Remarks: Fry Creek is fed by springs from the foot hills and from Dawson Lake. At times there is no water in sight in the creek bed at this place. And at times of rain or melting snow has est. flow of 10 S.F.
This examination was made on the 16th day of Feb. 1920.

(Signed)

J. A. Cave

Examiner.

14239

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of } ss. Boundary

J. H. Cave

, being first duly sworn, deposes and says that the

statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 16th day of February 1920

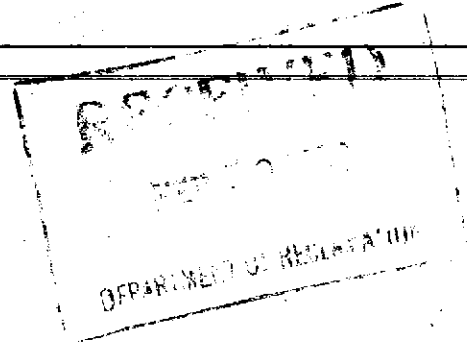
My commission expires April 19th, 1923

J. C. Bush
Notary Public.

14239

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. 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.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. 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.



NAME OF APPLICANT

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

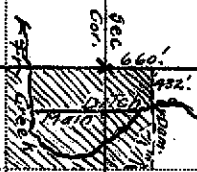
T. 62 N.

R. 2 E. B. M.

SEC.
18

SEC.
7

SEC.



SEC.
8

SEC.

MAP
ACCOMPANYING
REPORT OF EXAMINER
OF
WATER PERMIT No. 14239.
S.E.C. J.H. Lake, Examiner

SEC.
17

SEC.
9

SEC.

SEC.
16

14239

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO,
Feb. 11, 1920.

William W. Branom
Bonners Ferry, Idaho.
c/o J.C. Bush, Notary Public.
Bonners Ferry, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 14239

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 the permit holder's rights:

1. On March 12, 1920, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to at Bonners Ferry, Idaho, before J. C. Bush, 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 examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. Swendsen

~~State Engineer~~
Commissioner of Reclamation

14239

(P. O.)

Bonner Ferry Idaho

(Date)

2/6/20

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of 2/3/20 enclosing notice of proof under
Permit No. 14239 which will be published as you request, beginning with our issue of.....

Herald
per C. King
Prop

14239

February 3, 1920.

Re Permit 14239.

Mr. Harley Cave,
County Surveyor,
Bonners Ferry, Idaho.

Dear Sir:--

At the request of Messrs. Bottum and Wilcox,
attorneys for Wm. W. Brannon, I hereby authorize you to
make the required examination for proof of beneficial use
of water under the above permit and enclose report and map
forms.

You should arrange with the holder for your fees for services
before making the examination.

Very truly yours,

W. G. SWENLSEN,

Commissioner of Reclamation.

By_____

RMF

14239

FRANK BOTTUM

O. C. WILSON

**BOTTUM & WILSON
LAWYERS**

FIRST STATE BANK BLDG.
BONNERS FERRY, IDAHO

January 31st, 1920

Department of Reclamation,
Boise, Ida.

Gentlemen:-

Re Permit 14239 Wm. W. Brannon

We suggest the name of Harley Cave,
County Surveyor of Boundary County, Idaho,
to make the examination and report required
in the above entitled matter.

Very truly yours,

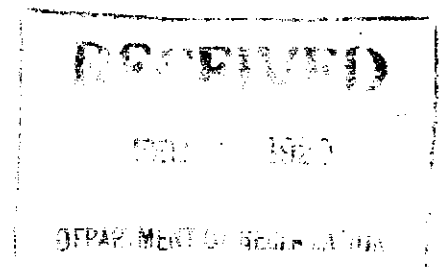
OCW-3

BOTTUM & WILSON,

By

O. C. Wilson

14239



January 31, 1920.

Re Permit 14239.

Messrs. Bettum & Wilson,
Attorneys at law,
Bonners Ferry, Idaho.

Gentlemen:

Enclosing herewith certificate of completion of
works issued under the above permit, with receipt for fees
paid.

Relative to the proof of use of water, would say that
notice of this proof is required to be published no matter
how small the filing. It is only for proof of completion
of works that the statutes provide for proof without publi-
cation where the amount claimed does not exceed 6.4 second
feet.

Very truly yours,

W. G. SWENSON,

Commissioner of Reclamation.

By _____

GCW-R

14239

January 26, 1920.

Re: Permit 14239 - William W. Brannon.

Messrs. Bottum & Wilson,
Attorneys at Law,
Bonners Ferry, Idaho.

Gentlemen:

We are in receipt of your letter of the 21st instant, enclosing affidavit of the holder for proof of completion of works under the above numbered permit, together with fee of \$5.00. The certificate of completion of works will be issued and mailed to you soon.

March 12 has been set as the date for making final proof under this permit before J. C. Bush, Notary Public at Bonners Ferry. A copy of the notice will be mailed to the Bonners Ferry Herald for the required four weeks' publication prior to the date set for proof, and deposition blanks will be mailed to Mr. Bush.

It will also be necessary for an examination to be made and report filed by someone competent in this line of work. If the holder can send us the name of someone near him to make this examination, we will authorize the party to do the work and send him necessary report blank. The holder, however, should arrange with the party making the examination for any fees for services.

Very truly yours,

W. O. Swendsen,

Commissioner of
Reclamation,

By

14 2 39

B/B.

FRANK BOTTUM

O. C. WILSON

BOTTUM & WILSON
LAWYERS

FIRST STATE BANK BLDG.
BONNERS FERRY, IDAHO

Jan. 21st, 1920

Department of Reclamation,
Boise, Idaho.

Gentlemen:-

Enclosed please find proof of completion of works by William W. Brannon under Permit No. 14239 and check for \$5.00 for fee for certificate of completion.

In the papers forwarded to Mr. Brannon was Form 10 being notice for publication, which we enclose herewith, but it is our understanding that this publication is not used where the amount of water appropriated is as stated in the proof herewith enclosed.

The water covered by this permit has been applied to beneficial use on the land described therein since April 30th, 1909 and the ditches are all completed and have been for some years.

Will you kindly advise what further is necessary to be done by Mr. Brannon in this regard?

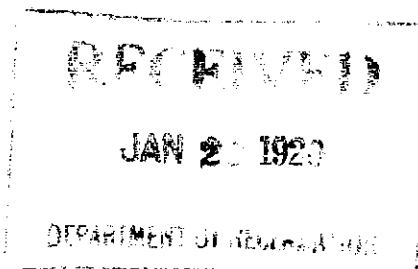
Very truly yours,

ocw-s

BOTTUM & WILSON,

BY

O. C. Wilson



14239

Send name of K-

14239

NOTICE FOR PUBLICATION

NOTICE OF PROOF OF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:32 a. m. on the 12th day of March, 1920,
at Bonners Ferry, County of Bonanza, State of Idaho,
before J. C. Busby, Notary Public, proof will be submitted
of the application to beneficial use of 1.12 cubic feet per second of the
waters of Fry Creek in accordance with the terms and conditions of
Permit No. 14239 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are William W. Brauser, Bonners Ferry, Idaho
2. The use to which said water has been applied is irrigation of agricultural land
3. The amount applied to beneficial use is 1.12 cu. ft. per sec.
4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) 16 acres in S²SW⁴SW⁴ of Section 8, and 140 acres in NW⁴NW⁴ of Sec. 17, all in Twp 62 N. R 2 E. B. M.
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is Not named.
6. The right to take water from such works is based upon Permit No. 14239
7. The source of supply from which such water is diverted is Fry Creek
8. The date of the priority which said user is prepared to establish is August 21-1919

Dist-105-
Snd - SW⁴SW⁴ - 8 - 62 N - 2 E
Snd name of X- 14239

State Engineer.

Permit No. 14239

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Boundary } ss.

William W. Branson, 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. 14239, and that his postoffice address is Bonners Ferry State of Idaho

Second: That the name of the stream from which said water is to be diverted is

Fry Creek

Third: That the point of division of said water is when Fry Creek flows through S¹/₂SW¹/₄SW¹/₄ of Section 8 and NW¹/₄NW¹/₄ of Section 17, all in Twp 62 N. R. 2 E. B. 17.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by March 12, 1920

Fifth: That the use for which said water is intended is agricultural

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

I. Kind of works: 6 small laterals from Fry Creek on above described land
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir None acre feet.

(c) Size of headgate: Width ✓ feet, height ✓ feet.

(d) Conduit Ditch width at bottom one + 1/2 feet, width at water line 2 1/2 feet, depth of water 2 feet; diameter of pipe ✓ inches, average grade per mile is 2 feet. Length of conduit is 1/2 miles.

Seventh: That said works are capable of conducting to the place of intended use 1.12 second feet of water.

Eighth: That water appropriated under said permit is available for 56 acres of land described as follows:

16 acres in S¹/₂SW¹/₄SW¹/₄ of Section 8,
40 acres in NW¹/₄NW¹/₄ of Section 17, all in
Twp 62 N. R. 2 E. B. 17.

Ninth: Remarks: That

William W. Branson
(Sign here)

Subscribed and sworn to before me this 21st day of January, 1920

J. L. Bush
Notary Public.

My commission expires April 19-1923

14239

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho, December 16, 1919.

William T. Brannom,
Bonners Ferry, Idaho.

Dear Sir:—

Under the terms of your permit No. 14239 you are required to complete your diversion works on or before March 12, 1920. 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,

W. G. SWANSON,
Commissioner of Reclamation.

14239

State of Idaho
ENGINEERING DEPARTMENT
BOISE

December 10, 1919.

William W. Branom,
Bonnars Ferry, Idaho.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 14239, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. Swendsen,
~~State Engineer~~

Commissioner of Reclamation.

14239

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 14239
Wm. W. Branom.
Bonners Ferry, Idaho.

Boise, Idaho,
Sept. 20, 1919.

Dear Sir:

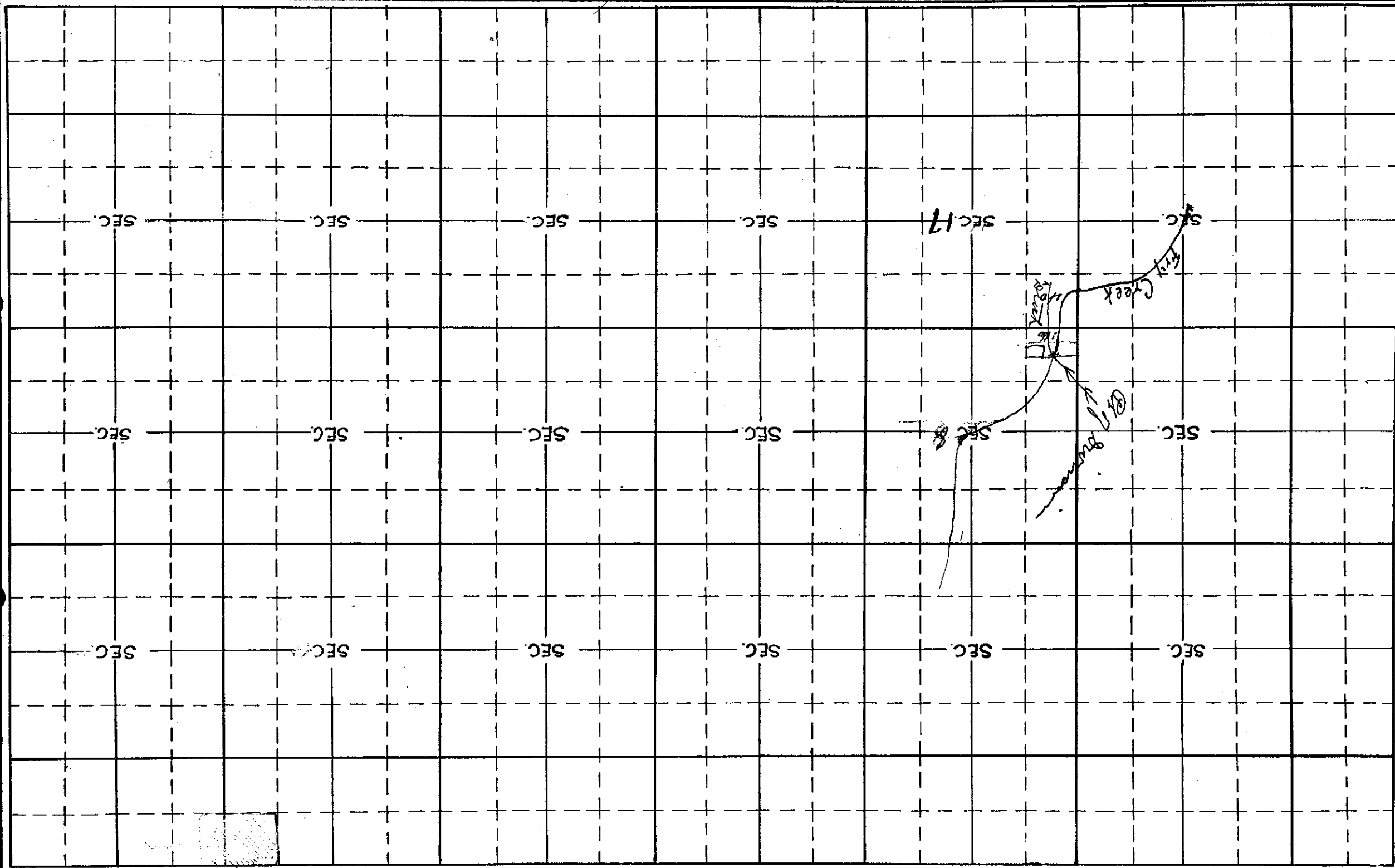
I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of State Engineer on the third page.

W. G. Swendsen.
Commissioner of Reclamation.

14239

Name of Applicant *William W. Brannon*

Journal 6211. Road 2.3. 2.5m



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK

14239



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER

BOISE

August 15, 1919.

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

Re: Application Unacceptable.

Mr. W. W. Branom,
Bonners Ferry, Idaho.

Dear Sir:

Your application is returned as unacceptable as same was not accompanied by the required statutory fee.

We note in paragraph 14 that you desire to irrigate 56 acres and the maximum permitted by statute is one inch per acre, hence paragraph 2 should read 56 inches or 1.12 cubic feet per second, fee on which is \$1.10. In paragraph 11, state the length and grade of the ditch. Show the ditch on the maps and mark the township and range also.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By

[Signature]
Deputy.

STB:MB
Encl.
GF

14239

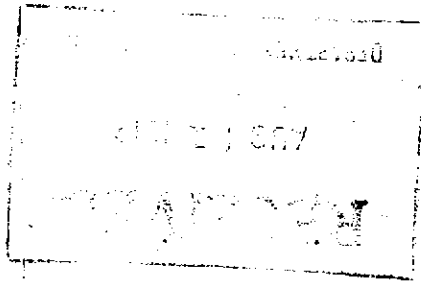
1st E. L. L. L. L.

Bonnie J. L. L. L.
Aug. 14, 1979.

Respectfully returned with
Application amended,
and check to cover
fee as requested
within.

Donna J. L. L.

E. L. L. L.



14239