

STATE OF IDAHO) ss
COUNTY OF BONNER)

I, ROBERT E. DOW, Notary Public for the State of Idaho
residing at Priest River, Idaho, hereby certify that on August 22, 1949
at 11:00 A.M. in the matter of Proof of Completion of Works and Proof
of Application of Water to Beneficial Use on Permits Nos. 19714 to
19727 inclusive issued by State of Idaho to The Diamond Match Company,
no protests were received, and H. A. SEWELL, Agent of Diamond Match
Company was present prepared to make the required proofs, but the
necessary forms of Affidavit not being on hand, the matter was
continued until 11:00 A.M. September 12, 1949, in order to permit
the completion of proper proofs.



ROBERT E. DOW, NOTARY PUBLIC

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1952

19716

T 61 N



PRIEST
LAKE

Indian Cr

R 4 W

R 4 W

22

10

23

14

11

24

13

12

BONNER CO. IDAHO
BOUNDARY CO. IDAHO

RANGE 4 WEST
RANGE 3 WEST

R 3 W

R 3 W

19

18

7

20

17

8

21

16

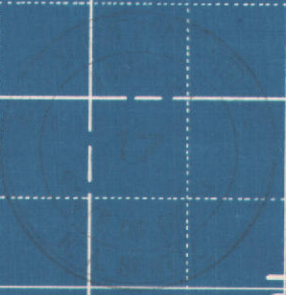
9

North

Fork

South

Fork



INDIAN CREEK LOGGING FLUME

THE DIAMOND MATCH CO.

SCALE 2" = 1 MILE

T 61 N

H.A. SEWELL, C.E. NEWPORT, WASH.

State of Idaho

License and Certificate of Water Right

Water License No. 19716

Amount Five second feet

Water District No.

Priority November 6, 1945

THIS IS TO CERTIFY that THE DIAMOND MATCH COMPANY
of New York, N. Y., made application for a permit to appropriate the
public waters of the State of Idaho, dated November 6, 1945; that Permit No. 19716
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
five second feet, was issued thereunder on August 29, 1949, showing that said works
were completed on the 22nd day of August, 1949; and that on the 12th
day of September, 1949.

THE DIAMOND MATCH COMPANY
of New York, State of New York, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of an unnamed
tributary of / the south fork Indian Creek, for the purpose of transportation of logs,
other timber products
poles and / , under Use Permit No. 19716 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
8 of Licenses at page 4777, on the 6th day of July, 1951;
The right hereby confirmed dates from November 6, 1945;

The Point of Diversion is located
in the SW 1/4 SE 1/4, Sec. 18, Twp. 61 N., R. 4 W., B. M. Bonner 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 five (5) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

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

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

6th day of July, 1951.

MARK R. KULP

State Reclamation Engineer

(SEAL)

APPLICATION FOR PERMIT To Appropriate the Public Waters of the State of Idaho

H. A. Sewell
Newport, Washington

Application No. 27252
Permit No. 19716
District No.

1. Name of Applicant: THE DIAMOND MATCH COMPANY

Postoffice address: 30 Church St. New York County: State: N. Y.

I. If applicant is a corporation, give:

(a) Date and place of incorporation: Dec. 26, 1930- State of Delaware

(b) Amount of capital stock: \$26,337,500.00

(c) Amount paid in: \$26,337,500.00

(d) Names and addresses of directors: William A. Fairburn, Elisha Walker, Howard F. Holman,
F. Austin Lidburg, Henry G. Lucas, Manning Jacob, Robert G. Fairburn, Edward T. Gardner;
C/o Diamond Match Co., 30 Church St., New York, N. Y.

II. The financial resources of the applicant are:

(a) Cash on hand: \$2,688,113.50- Dec. 31, 1944

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources: \$33,264,382.16

2. Quantity of water claimed: Five (5) cubic feet per second.

3. Source of water supply: Indian Creek, unnamed tributary / of S. fork which is a tributary of Priest Lake

4. Location of point of diversion: As shown by map-Point "C" feet distant from the
corner of Section , T. , R. , B. M., and is in the NW 1/4 SW 1/4
of Section 20 , T. 61 N. , R. 3 W. , B. M., County of Boundary

5. Water is to be used for Transportation of logs, poles, and other timber products

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

(a) Point of use of water: As shown by map 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 Priest Lake, as shown by map at a point outside meander line feet

distant from the --corner-of-Section --, T. --, R. --, B. M., in the
of Lot 1 of Section 27 , T. 61 N. , R. 4 W. . B. M.

7. Estimated cost of works: \$ 150,000.00, including Applications 27250-27251 and 27253 to 27263 inclusive

8. Kind of works: Feeder dam and ditch

9. Height of dam 4 feet; length of dam at top 25 feet; length of dam at bottom 15
feet; material used in dam: Timber crib sealed with brush, rocks and earth.

10. Size of headgate: Width 6 feet; height 2 feet;

11. Ditch: Width at bottom 2 feet; width at water line 6 feet; depth of water 2 feet;

dimensions of flume: 48" V

Diameter of pipe inches; length of conduit entire project 7.37 miles.

Average grade per mile 200 to 600 feet. Feeder-0.1 %

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Five (5) 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.

THE DIAMOND MATCH CO.

Applicant.

By

H. A. Sewell

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. November 6, 1945

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19716

Recorded in Book 71 Page 19716 Approved November 8, 1945

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 January 8, 1946 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 8, 1948

The whole of said work to be completed on or before November 8, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before November 8, 1955

Witness my hand this 8th day of November, 1945

MARK R. KULP

State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, CHARLES C. GOSSETT, Governor of the State of Idaho,

and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....8th.....

day of November, 1945.

STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

By CHARLES C. GOSSETT

Governor

Secretary of State.

Remarks: This water right is one of a system serving Indian Creek Logging Flume and consisting of diversions at points A, B, C, D, E, F, G, H, J, K, L, M, N, & P.

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
			APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 19716 Comes now THE DIAMOND MATCH CO. and represents to the State Reclamation Engineer of the State of Idaho: That it is the owner and holder of Permits to appropriate the Public Waters of the State of Idaho, Nos. 19714, 19715, 19716, 19717, 19718. That the points of diversion are described in said Permits as shown by Map points "A", "B", "C", "D", and "E" in NW$\frac{1}{4}$ of SW$\frac{1}{4}$, (3) of Sec. 20, and SE$\frac{1}{4}$ of NE$\frac{1}{4}$, SW$\frac{1}{4}$ of NE$\frac{1}{4}$ of Sec. 19, T. 61 N., R. 3 W. B.M., and conveyed to the place of use through 48" V flume and various feeders, as per map filed herewith. That it now requests that the point of diversion be changed to a point located as shown by map Point "S" in SW$\frac{1}{4}$ of SE$\frac{1}{4}$ of Sec. 13, T. 61 N., R 4 W., B.M. and conducted to the place of use through the Feeder flume 5'x1.5' and main 48" V Flume, as per map above referred to. That his reasons for desiring to make such change are as follows: South fork of Indian Creek can be logged more economically by truck than by flume, and water is needed in main 48" V flume on Indian Creek. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Newport, Wash., this 26 day of Oct., 1948. THE DIAMOND MATCH CO. By H. A. Sewell, Agent Date of receipt at Department of Reclamation - October 30, 1948. APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, do hereby approve the above and foregoing application for amendment to Permits to appropriate the Public Waters of the State of Idaho, Nos. 19714, 19715, 19716, 19717, 19718. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																

Permit No. 19716
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that THE DIAMOND MATCH COMPNAV of New York, County of _____, and State of New York, the holder of Permit No. 19716, issued upon Application No. 27252 bearing date of priority of November 6, 1945, authorizing the diversion of Five second feet of the waters of Indian Creek, unnamed tributary of South fork, a tributary of Priest Lake, County of Boundary, State of Idaho, for transportation of longs, poles, and other timber products, 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 Eighteen second feet of the waters of said stream; that the point of diversion of said waters is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, Township 61 North, Range 4 West, B.M.

Witness my hand this 29th day of August, A. D. 1949.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made August 22, 1949.
Certificate of Completion of Works issued August 29, 1949.

LICENSE ISSUED FOR 5 SEC. FT.

Page 4777



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 1, 1985

Diamond Match Co.
30 Church Street
New York, NY 10007

Re: Idaho Water Right License Nos. 97-2030, 97-2031, 97-2056,
97-2058, 97-2060, 97-2061, 97-2062 and 97-2063

Gentlemen:

On April 26, 1985, the Idaho Water Resource Board filed an Application for Permit to develop a minimum instream flow water right on Indian Creek tributary to Priest Lake in Idaho. In the course of investigation of water rights related to Indian Creek, we have discovered the eight above-referenced licenses in the name of the Diamond Match Co. The purpose of this letter is to solicit information regarding the currency and validity of the licensed water rights.

For your information, we have enclosed copies of each of the licenses, and a copy of a map of the "Indian Creek Logging Flume," which was prepared in 1951. At the time of our field examination, which was conducted in 1951, the logging flume was functioning for the purpose of conveying logs to the match factory located along the banks of Priest Lake.

It is our understanding that this logging flume and the associated match factory have not been in existence for many years. Pursuant to Section 42-222, Idaho Code, a copy of which is enclosed, "All rights to the use of water acquired under this chapter or otherwise shall be lost and forfeited by a failure for a term of five (5) years to apply it to the beneficial use for which it was appropriated and when any right to the use of water shall be lost through nonuse or forfeiture such rights to such water shall revert to the State and be again subject to appropriation under this chapter." Based on this statute, it appears likely that the above-referenced licensed water rights have been forfeited.

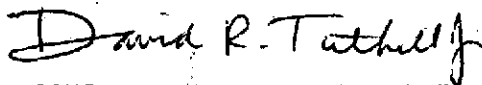
Diamond Match Co.

May 1, 1985

Page 2

For the purpose of clarifying the record on this matter, we ask that you provide information regarding when the match factory along Priest Lake last utilized the Indian Creek logging flume. Based on information that you provide, the file can be better documented regarding the availability of flows for instream flow purposes. I would ask that you please provide this information to my attention by June 1, 1985, so that we may proceed in a timely manner with processing the minimum stream flow application.

Sincerely,



DAVID R. TUTHILL, JR., P.E.

Supervisor, Water Allocation Section

DRT/lis

cc: Dave Rydalch, Chairman
IWRB Minimum Stream Flows Committee

Enclosures

✓
August 2, 1951

Re: Permits Nos. 19716, 19718 & 19725

Mr. H. A. Sewell
Consulting Engineer
Newport, Washington

Dear Mr. Sewell:

We are in receipt of your letter of July 31, 1951, calling attention to certain errors in the points of diversion in the above numbered Licenses.

We have made the necessary corrections on the Licenses and on office records of same, and return the Licenses herewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

19716

ROBT. E. MCLEAN E. E.
BRANCH OFFICE
810 PAULSEN BLDG.
SPOKANE, WASH.

H. A. SEWELL AND J. A. SEWELL

MEMBER A. S. C. E. ASSOC. M. A. S. C. E.

CONSULTING AND CONTRACTING ENGINEERS

NEWPORT, WASHINGTON

July 31, 1951

RECEIVED
AUG 2 1951
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Subject: Permits 19714 to 19727, inclusive

Dear Sir:

This letter is a belated acknowledgment of your letter of July 6, enclosing certain Certificates of Completion of Work and Certificates of Water Rights of the above numbers.

On checking these over, we find errors in the Points of Diversion of permits Nos. 19716, 19718, and 19725, and are returning these permits to you for correction and correction of recording.

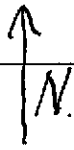
We will be pleased to receive the corrected certificates.

Yours truly,

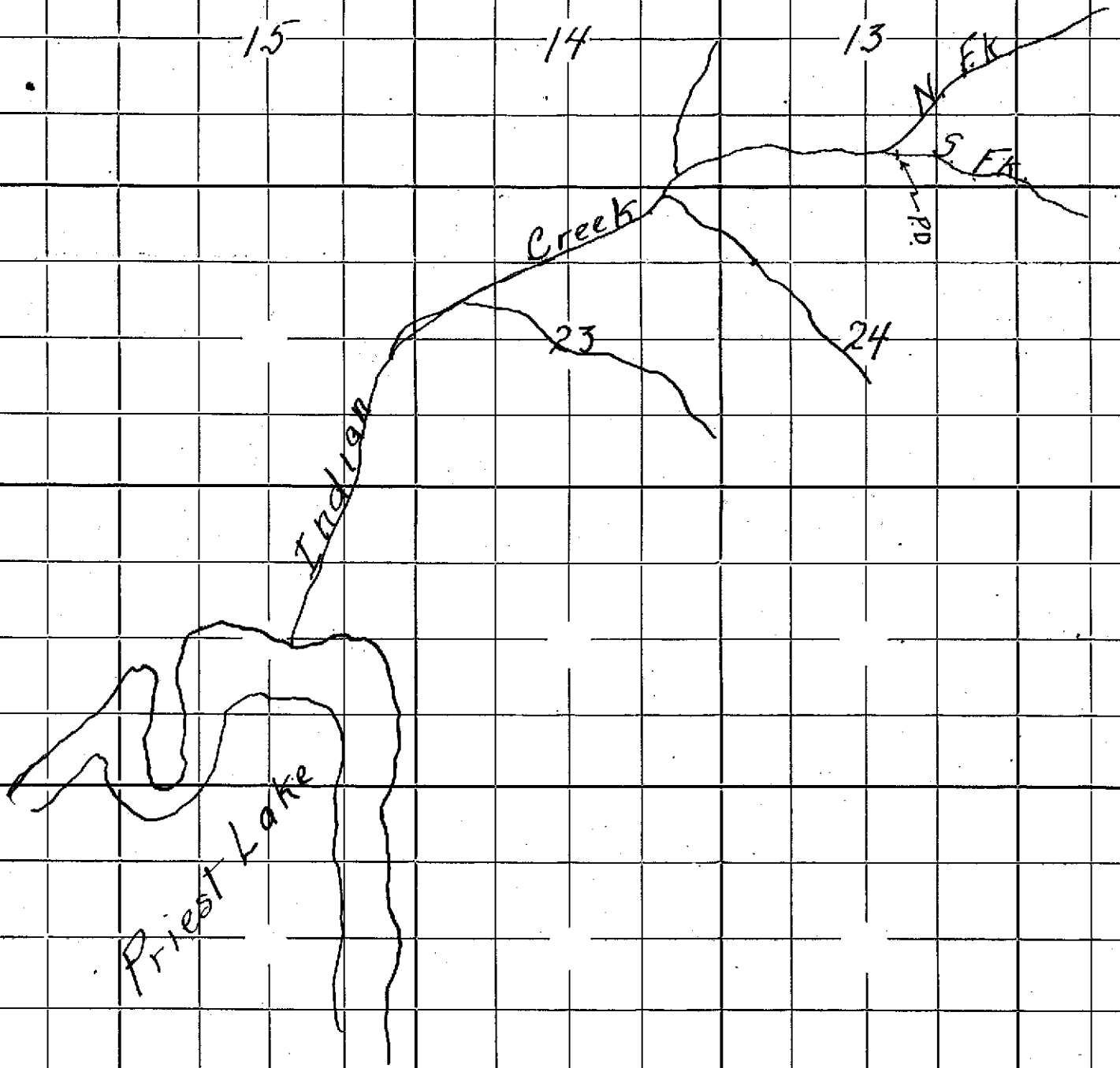

H. A. Sewell
Engineer

HAS/mms
Enc.

19716



Twp 61 N. R. 4 W. B.M.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 19716

REPORT ON PROOF OF Beneficial Use

5 cfs
max

app. 5 cfs

Richard L. Smith Co.
c/o E. A. Smith
Newport, Wash.
Permit No. 19716

Examination for Beneficial use

County Bonner

$Q = 5^{\circ} \text{ cfs.}$
 $L = \text{unimproved trib. S. Fork Indian S.}$
 $P.D. = \text{SW SE S. 13}$
 $T61N. R4W. P8^{\circ} S^{\circ}$
 $\text{Compl.} = 18 \text{ cfs.}$

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 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.
6. Give general characteristics of soils, topography, and crops raised.

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

Permit No. 19716

This proof is for Beneficial Use In Water District No.

1. Name of applicant Diamond Match Co., C/o H. A. Sewell, Newport, Washington
2. Source of water supply: Unnamed tributary So. fork Indian Creek
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13
T. 61 North R. 4 West County of Bonner
4. Describe works as they exist, giving dimensions and capacities of same: Water is picked up by feeder flume 18" deep x 62" wide x 80' long in the mouth of the S. Fork of Indian Creek and dumped into the main flume described in Permit 19719. The pool is formed by a small wooden dam approx. 4' high across the mouth of the stream. Boards have been fastened to a heavy log for backing and support.

Transportation of logs, poles and other timber products in main
5. Water is used for: 48" flume known as Indian Creek Logging Flume.

6. State whether or not water has been turned into works of diversion: yes.

P. D. is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 13.

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

This is a non-consumptive use and water returns to the lake at the mouth of Indian Creek where the logs are fed into the lake.

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

8. What large stream would the water here appropriated finally reach? Priest Lake.

Remarks: water filed on in these permits merely add to that already in the large flume for transport of logs.

This examination was made on the 5th day of June, 1951.

(Signed) E. N. Humphrey Examiner.

SEE LETTER IN FILE NO. 19714.

STATE OF IDAHO) ss
COUNTY OF BONNER)

I, ROBERT E. BOW, Notary Public for the State of Idaho, residing at Priest River, Idaho, hereby certify that on August 2 at 11:00 A.M. in the matter of Proof of Completion of Work and of Application of Water to Beneficial Use on Permits Nos. 19726 & 19727 inclusive issued by State of Idaho to The Bismuth Hatch Co. no protests were received, and H. A. SEWELL, Agent of said Company was present prepared to make the required proofs, but necessary forms of Affidavit not being on hand, the matter continued until 11:00 A.M. September 12, 1949, in order to permit the completion of proper proofs.


ROBERT E. BOW, Notary Public

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCTOBER 1, 1950

NOTARY PUBLIC
COUNTY OF BONNER
IDAHO

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19716

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. H. A. SEWELL, Newport, Washington, Civil Engineer, Newport, Wash.

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. THE DIAMOND MATCH CO. 30 Church St. New York

Ans. I am its agent authorized to represent it in all matters pertaining to Water Rights on tributaries of Priest Lake, Idaho.

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

Ans. Permit No. 19716, Date Nov. 8, 1945, Date of Priority 9:00 A.M. Nov. 6, 1945

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

Ans. Indian Creek, unnamed tributary of S. Fork. Location: As shown by map point "S" in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 13, T. 61 N., R. 4 W.7.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Dam, Feeder Flume and V Flume Dam--Height 5', Length of top 25', Bottom length 10' Material used: Timber crib sealed with brush, rocks, and earth. Reservoir Capacity 0.01 acre feet Headgate size: Width 5', Height 1.5', Bottom width 5', Width at Water line 5', Depth of water 1.5', Length of conduit is 100' feeder. Said works are capable of conducting to the place of intended use 18 second feet of water.

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. Transportation of logs, poles and other timber products in main 48" flume known as Indian Creek Logging Flume.

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

Ans. This water right is one of a system Nos. 19714 to 19727 inclusive, appropriating water for use in said Indian Creek Logging Flume.

19716

1907

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

Ans. For efficient operation at least 50 second feet including storage must be available above logs for sluicing same.

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 available water under permits 19714 to 19727 is being 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. No other waters are available except flood waters, which are used when available to eliminate curtailment of operations due to having to use storage.

(Sign) _____

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 Priest River, County of Bonner,

State of Idaho, on this 12th day of September, A. D. 19 49

My commission expires _____

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19716

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. L. J. Peterson, 40 Coolin, Idaho, Boat Operator & Contractor

Coolin, Idaho

Ques. 2. Are you acquainted with H. A. Sewell, Agent of The Diamond Match Co., the holder of Permit No. 19716? How long have you known him and where does he reside?

Ans. 8 years Newport, Washington

Ques. 3. Have you read or heard read said Permit No. 19716, 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. Indian Creek, unnamed tributary of S. Fork, at place described in permit,
by dam and flume as described in permit.

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. 18 second feet of water.

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. Transportation of logs, poles and other timber products in main 48" flume
known as Indian Creek Logging Flume.

19716

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

Ans. This water right is one of a system Nos. 19714 to 19727, inclusive,
appropriating water for use in said Indian Creek logging flume.

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. _____

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 observed operation of flume and sluicing many times.

(Signed) _____

L. J. Peterson

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 _____

County of Bonner, State of Idaho, on this 12th day of September,
A. D. 19 49.

[Signature]
Notary Public.

My commission expires _____

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1952

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19716

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. E. J. Elliot, 73, Coolin, Idaho, Boat Operator & Contractor

Coolin, Idaho

Ques. 2. Are you acquainted with H. A. Sewell, Agent of The Diamond Match Co, the holder of Permit No. 19716? How long have you known him and where does he reside?

Ans. 20 Years, Newport, Washington

Ques. 3. Have you read or heard read said Permit No. 19716, 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. Indian Creek, unnamed tributary of S. Fork, at place described in permit,
by dam and flume as described in permit.

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. 18 second feet of water

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. Transportation of logs, poles and other timber products in main 48" flume
known as Indian Creek Logging Flume.

19716

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

Ans. This water right is one of a system Nos. 19714 to 19727, inclusive,
appropriating water for use in said Indian Creek Logging Flume.

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. _____

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 observed operation of flume and sluicing many times.

(Signed) E. J. Elliott

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 Priest River,
County of Bonner, State of Idaho, on this 12th day of September,
A. D. 1949.

[Signature]
Notary Public.

My commission expires _____

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1952

SEE LETTER FILED WITH PERMATT NO. 19714

Permit No. 19716

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonner

SS.

H. A. Sewell, Agent of The ~~Diamond Match Co.~~, 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. 19716, and that his postoffice address is Newport, State of Wash.

Second: That the name of the stream which said water is to be ~~directed~~ ^{diverted} is Indian Creek, unnamed tributary of S. Fork

Third: That the point of diversion of said water is as shown by map point "3" in the SW¹/₄ of SW¹/₄ of Sec. 25, T. 61 N., R. 4 W.W.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by November 8, 1950.

Fifth: That the use for which said water is intended is transportation of logs, poles & timber products

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

I. Kind of works: Dam, Feeder Flume and V. Flume

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 5 feet, length of dam at top 25 feet, length of dam at

bottom 10 feet. Material used in construction timber crib sealed with brush, rocks and earth

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir 0.01 acre feet.

(c) Size of headgate: Width 5 feet, height 1.5 feet.

(d) Conduit width at bottom 5 feet, width at water line 5 feet

(State whether ditch, flume or pipe)
feet, depth of water 1.5 feet; diameter of pipe 48 inches, average grade per mile is 200 feet. Length of conduit is 100 ft. miles feeder.

Seventh: That said works are capable of conducting to the place of intended use 18 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows xx transportation of logs, poles and other timber products in main 48" flume known as Indian Creek Logging Flume.

Ninth: Remarks: That this water right is one of a system Nos. 19714 to 19727 inclusive, appropriating water for use in said Indian Creek Logging Flume.

THE DIAMOND MATCH CO.,

By

Agent

(Sign Here)

Subscribed and sworn to before me this 24th day of August, 1949

My commission expires

Notary Public.

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1952

19716

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 14, 1949
(P. O.) Newport, Wash.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Priest River Times of Priest River, Idaho published in
the county in which the works are situated.

The Diamond Match Co.,

By

H. A. Sewell, Agent

(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.

19716

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 22nd day of August, 1942,
at Friest River, County of Bonner, State of Idaho, before
Robert E. Dew, Notary Public, proof will be submitted of the
application to beneficial use of 5 cubic feet per second of the waters of Indian Creek, unnamed
tributary of South Fork in accordance with the terms and conditions of Permit No. 19716
Department of Reclamation
heretofore issued by the ~~Governor and the Secretary of State~~ of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are The
Diamond Match Co., 30 Church St., New York, New York, and its agent is
H. A. Sewell of Newport, Washington

The use to which said water has been applied is Transportation of Logs, Poles, etc.

The amount applied to beneficial use is Five Second Ft.

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated).....

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Indian Creek Logging Flume

The right to take water from such works is based upon Permit No. 19716

The source of supply from which such water is diverted is Indian Creek,
unnamed tributary of South Fork

The date of priority which said user is prepared to establish is November 6, 1945

State Reclamation Engineer.

19716

See letter sending Certificate of Completion
of Works in File 19715.

T 61 N



PRIEST
LAKE

Indian Cr.

22

10

23

14

11

24

13

12

BONNER CO. IDAHO
BOUNDARY CO. IDAHO

RANGE 4 WEST
RANGE 3 WEST

North

19

18

7

20

17

8

2

16

9

INDIAN CREEK LOGGING FLUME

THE DIAMOND MATCH CO.

SCALE 2" = 1 MILE

T 61 N H. A. SEWELL, C.E. NEWPORT WA

NOTICE OF PUBLICATION
NOTICE OF PRO APPLICATION OF
WATER TO BENEFICIAL USE

Notice is hereby given that at 11 A. M. on the 22nd. day of August, 1949, at Priest River, County of Bonner, State of Idaho, before Robert E. Dow, Notary Public, proof will be submitted of the application to beneficial use of 5 cubic feet per second of the waters of Indian Creek, unnamed tributary of South Fork in accordance with the terms and conditions of Permit No. 19716 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are The Diamond Match Co., 30 Church St., New York, New York and its agent is H. A. Sewell of Newport, Washington.

The use to which said water has been applied is Transportation of Logs, Poles, etc.

The amount applied to beneficial use is Five Second Ft.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated).

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

The right to take water from such works is based upon Permit No. 19716.

The source of supply from which such water is diverted is Indian Creek, unnamed tributary of South Fork.

The date of priority which said user is prepared to establish is November 6, 1945.

MARK R. KULP
State Reclamation Engineer

7-28-49

30-41