

State of Idaho

License and Certificate of Water Right

Water License No. 21953Amount 0.06 second foot.

Water District No. _____

Priority December 30, 1950

THIS IS TO CERTIFY that JOHN FULTON
 of Priest River, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 30, 19 50; that Permit No. 21953
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.32 second foot, was issued thereunder on April 25, 19 51, showing that said works
 were completed on the 18th day of April, 19 51; and that on the 18th
 day of May, 19 51,

JOHN FULTON

of Priest River, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a branch of
Snow Creek ~~tributary of~~, for the purpose of irrigation and fire pro-
tection use, under Use Permit No. 21953 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 4770, on the 18th day of June, 19 51;
 The right hereby confirmed dates from December 30, 19 50;

The Point of Diversion is located
 in the SW 1/4 SW 1/4, Sec. 20, Twp. 57 N., R. 5 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 0.06 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
57 N.	5 W.	20	NE 1/4 SW 1/4	2	2
			NW 1/4 SE 1/4	10	--
			SW 1/4 SE 1/4	4	--
			Total Number of Acres Irrigated -	- - -	2

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.

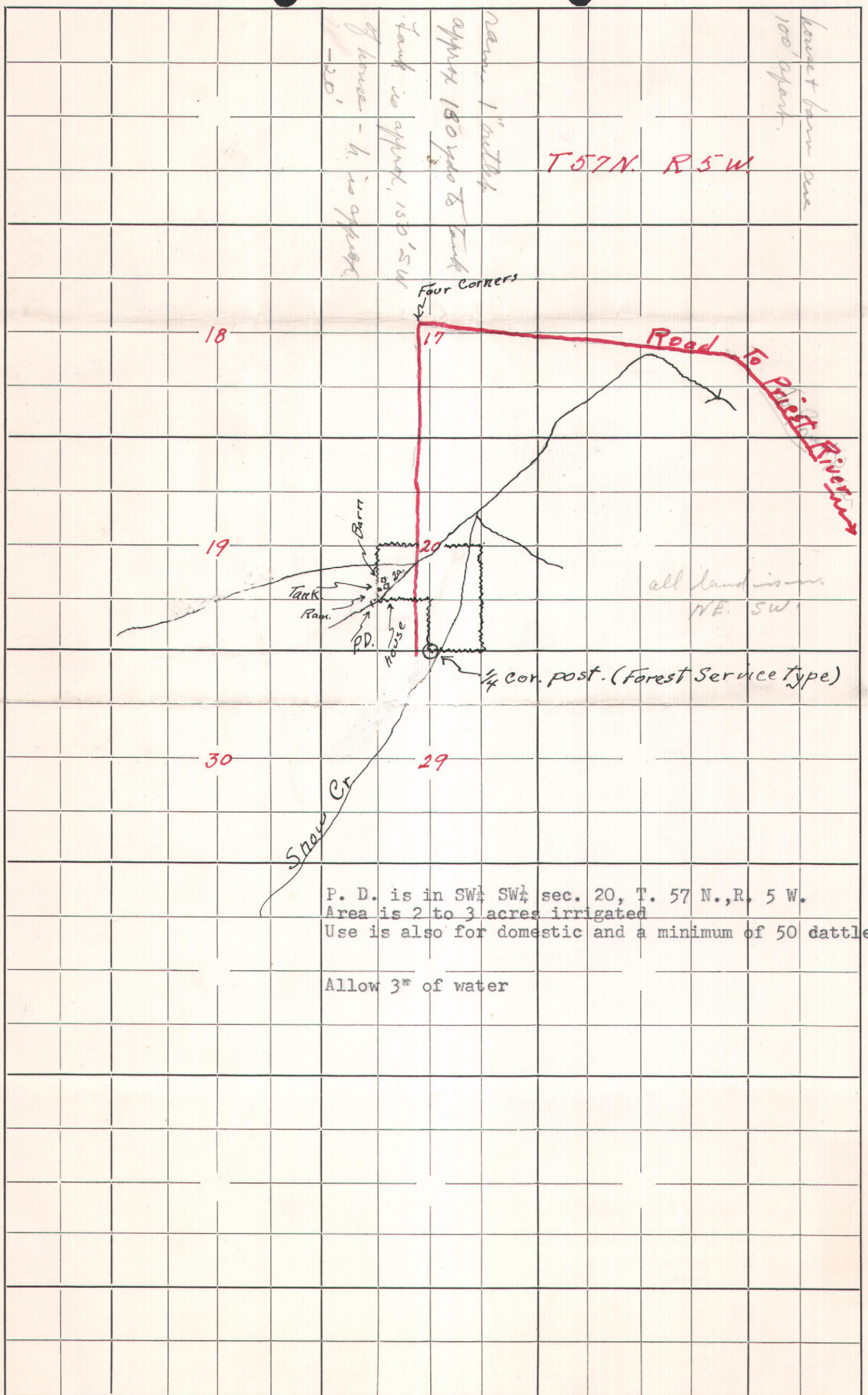
WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

18th day of June, 19 51.

MARK R. KULP

State Reclamation Engineer

(SEAL)



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Bonner.

ss.

K. L. Woods

being duly sworn, says that he is the Owner-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 650 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

as it was published in the regular and entire issue of said paper for a period of Four consecutive weeks, commencing on the 26th day of April, 1951, and

ending on the 17 day of May, 1951, and that said notice was published in said newspaper proper, and not in supplement form.

P. H. Woods

Subscribed and sworn to before me this 18th day of May, 1951

[Signature]
Notary Public for Idaho,
Residing at Priest River, Idaho.

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

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A. M. on the 18th day of May, 1951, at Priest River, County of Bonner, State of Idaho, before Georgia Hagman McGee, Notary Public, proof will be submitted of the application to beneficial use of .32 cubic foot per second of the waters of Branch of Snow Creek in accordance with the terms and conditions of Permit No. 21953 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 John Fulton, Priest River, Idaho.

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

The amount applied to beneficial use is .32 cubic foot per second.

The place where said water is used NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Twp. 57 N., Range 5 W., B. M.

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

The right to take water from such works is based upon Permit No. 21953.

The source of supply from which such water is diverted is Branch of Snow creek.

The date of priority which said user is prepared to establish is December 30, 1950.

MARK R. KULP
State Reclamation Engineer

17-4t

21953

State of Idaho
License and Certificate of Water Right

Water License No. 21953

Amount 0.06 second foot.

Water District No.

Priority December 30, 1950

THIS IS TO CERTIFY that JOHN FULTON

of Priest River, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 30, 1950; that Permit No. 21953 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.32 second foot, was issued thereunder on April 25, 1951, showing that said works were completed on the 18th day of April, 1951; and that on the 18th day of May, 1951,

JOHN FULTON

of Priest River, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a branch of Snow Creek ~~intermittent~~, for the purpose of irrigation and fire protection use, under Use Permit No. 21953 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 4770, on the 18th day of June, 1951;

The right hereby confirmed dates from December 30, 1950;

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 20, Twp. 57 N., R. 5 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 0.06 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
57 N.	5 W.	20	NE 1/4 SW 1/4	2	2
			NW 1/4 SE 1/4	10	--
			SW 1/4 SE 1/4	4	--
Total Number of Acres Irrigated -				-	2

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

18th day of June, 1951.

MARK R. KULP
State Reclamation Engineer

(SEAL)

N^o 21953
97-2035

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

APPLICATION No. 29572
PERMIT No. 21953
DISTRICT No.

1. Name of Applicant: JOHN FULTON

Postoffice address: Priest River

County: Bonner

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:

- (b) Treasury stock:
- (d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 0.32

cubic feet per second.

3. Source of water supply: Branch of Snow Creek

which is a tributary of Priest River

4. Location of point of diversion:

feet distant from the

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

of Section 20 , T. 57 N. , R. 5 W. , B.M., County of Bonner

5. Water is to be used for Domestic and irrigation purposes.

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: \$ 225.00

8. Kind of works: Pipe and ram

9. Height of dam None 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 feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe 7/8 inches; length of conduit 0.25 miles.

Average grade per mile 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 None additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (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 water of the State of Idaho as herein set forth.

JOHN FULTON

Applicant.

Bv

Chas. Tiggebook

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. December 30, 1950

Returned to applicant for correction: December 30, 1950

Corrected application received: February 24, 1951

Approval of State Reclamation Engineer

The number of this permit is 21953

Recorded in Book 78

Page 21953

Approved February 24, 1951

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 Completed 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 0 0

The whole of said work to be completed on or before May 24, 1951

Beneficial use of water appropriated in accordance herewith, to be made on or before May 24, 1951

WITNESS My hand this 24th day of February, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN, 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 24th day of May, 1906.

day of February, 19 51.

STATE OF IDAHO

Countersigned:

(SEAL)

By LEN JORDAN

Governor.

By IRA H. MASTERS

Secretary of State.

REMARKS: The point of diversion has been indicated - The length of conduit is indicated - This seems to quite clearly define the place of use.

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 $\frac{1}{4}$	
57 N.	5 W.	20			2	10 4	16
PERMIT NO. 21953 Certificate of Completion of Works To All Whom it May Concern: This is to certify that John Fulton, of Priest River, County of Bonner, and State of Idaho, the holder of No. 21953, issued upon Application No. 29572, bearing date of priority of December 30, 1950, authorizing the diversion of 0.32 second foot of the waters of a branch of Snow Creek, a tributary of Priest River, County of Bonner, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to proof of completion of the works of diversion set out and described in said Permit; that the works are adequate for conveying and conveying to the place of intended use 0.32 second foot of the waters of said branch of Snow Creek; that the diversion of said waters is in the SW$\frac{1}{4}$ SW$\frac{1}{4}$ Section 20, Township 57 North, Range 5 West, B. M.; and that the lands to be irrigated by the use of said water are described as follows, to-wit: NE$\frac{1}{4}$ SW$\frac{1}{4}$, NW$\frac{1}{4}$ SE$\frac{1}{4}$ and SW$\frac{1}{4}$ SE$\frac{1}{4}$ Section 20, Township 57 North, Range 5 West, B. M. Witness my hand this 25th day of April, A. D. 1951. Proof of completion of works made April 18, 1951 Certificate of Completion of Works issued April 25, 1951 MARK R. KULP State Reclamation Engineer							
LICENSE ISSUED FOR 0.06 SEC. FT. Page 4770							

May 11, 1966

RE: Permit No. 21953
License No. page 4770

John L. Fulton
Priest River,
Idaho

Dear Mr. Fulton:

In answer to your letter of May 9, 1966, your water license number 21953 can be sold in the same manner as the property. It is appurtant to the land and should be listed in the sale agreement and recorded on the deed and given to the new owner along with the deed.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

21953

Priest River, Idaho
May 9 1966

Department of Reclamation,
Boise, Idaho.

Gentlemen:

I hold License and Certificate of Water Right #21953 which has been recorded in Book 8 of Licenses Page 4770.

In the event I sell my property can this water right be transferred to the new owner, and what procedure do we take to make the transfer?

Yours very truly

John L. Fulton
JLF

RECEIVED
MAY 11 1966

Department of Reclamation

21953

✓
June 21, 1951

Re: Permit No. 21953

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We enclose License and Certificate of Water Right issued under Permit No. 21953, confirming your right to the use of 0.06 second feet of water from a branch of Snow Creek, with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, Township 57 North, Range 5 West, B.M., and priority of December 30, 1950, for irrigation and fire protection use on the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 20.

We also enclose Departmental Receipt No. 23460 for the \$5.00 fee paid in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21953

June 9, 1951

Re: Permit No. 21953

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We now have on file the report of our Field Engineer on examination for Beneficial Use under your Permit No. 21953.

Therefore upon receipt of the statutory fee of \$5.00, a License will be issued for 0.06 of a second foot or 3 inches of water from a branch of Snow Creek for garden irrigation and fire protection use.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 21953

This proof is for Beneficial use In Water District No. _____

1. Name of applicant John Fulton, Priest River, Idaho

2. Source of water supply: Branch of Snow Creek

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20

T. 57 N. R. 5 W. County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: There is a 2" steel pipe extends from a pool in the stream to the garden approx. 200 yards distance. Also there is another 2" pipe extends to the pit where the ram is located. It is from the same pool. Ram is in a wooden curbed pit approx. 4' deep to prevent freezing. Water is lifted by the ram approx. 20' to the tank situated on the hill above the house. From there water is delivered thru iron pipes to the house and also to the barn. Ram outlet is 1" pipe. Distance from P. D. to tank is approx. 180 yds. (est)

Ram pit is small and difficult to get into. Operates the whole year around.

5. Water is used for: 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 other than irrigation):

NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Twp. 57 North, Range 5 West, B. M.

Water is used on the garden, in the house, and for stock water. Area is approx. 2 to 3 acres in the garden and lawn. Stock water for 50 to 100 cattle. The place of use is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 above.

Point of Diversion is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20

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

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

Remarks: This water is also used as protection against forest fires.

This examination was made on the 4 th day of June, 1951

(Signed) E. M. Humphrey Examiner.

21953

John Fulton

Priest River

Permit No. 21953

Examination for Beneficial use

County Benner

S. 20.

T. 57N. R. 5W.

S. = Branch of Snow Cr.

Q = 32 cfs.

FD = SW SW S. 20 - T. 57N. R. 5W.

For = Dam & Irrig.

Ceeca 16 acres.

NW SE - S. 20 = 10a

SW SE - " = 4a

NE SW " = 2a

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.

RECEIVED

JUN 8 1951

Department of Reclamation

For garden & fire protection

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

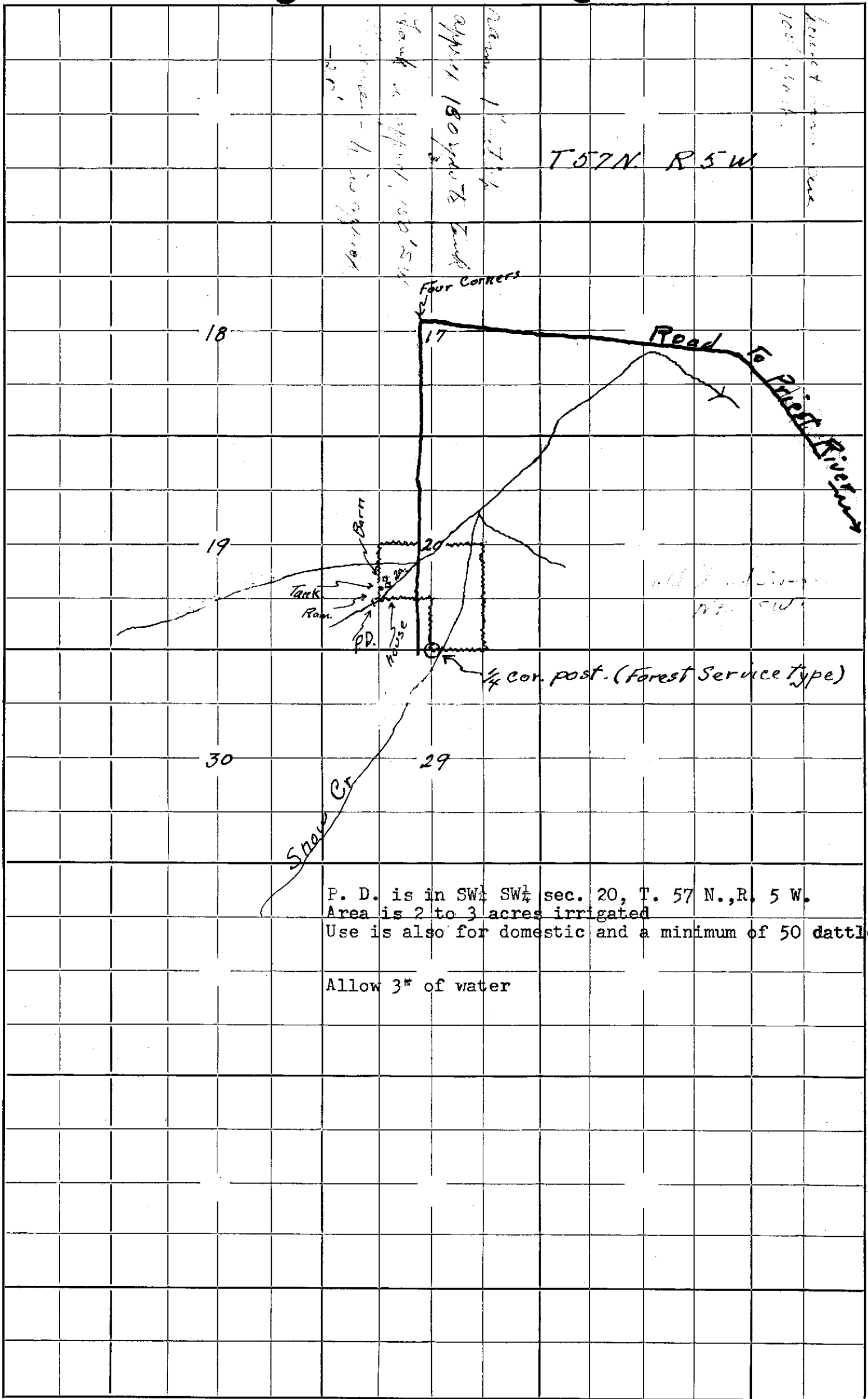
PERMIT NO. 21953

REPORT ON PROOF OF Beneficial use

*.06 cfs
max*

app- 0.32 c.f.s.

2a-



P. D. is in SW $\frac{1}{4}$ SW $\frac{1}{4}$ sec. 20, T. 57 N., R. 5 W.
 Area is 2 to 3 acres irrigated
 Use is also for domestic and a minimum of 50 dattle
 Allow 3" of water

May 21, 1951

Re: Permit No. 21953

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We acknowledge receipt of the depositions of yourself and two witnesses, also Affidavit of Publication in the Priest River Times, all submitted in Proof of Beneficial Use under Permit No. 21953.

Before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We cannot say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAY 21 1951
Department of Reclamation

Permit No. 21953

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. John Fulton (farmer)
Bonner County, Idaho. Priest River, 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. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit. 2-24-51 12-30-50

Ans. Permit #21953, Date Oct. 18 1950. Date of Priority Oct. 18 1950

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

Ans. Branch of Snow Creek, which is Tributary of Priest River.
Point of Diversion SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 20 Twp 57 N.R. 5WBM.

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

Ans. pipe and ram. .32 cubic feet per second.

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

Ans. domestic and irrigation purposes.

21953

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

Ans. _____

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

Ans. .32 cubic feet per second

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. Water has been used to the extent of .32 cubic feet per second since date of permit, Oct. 18 1950.

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

Ans. none

(Sign)

John G. Fulton

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 18th. day of May, A. D. 19 51,

My commission expires Aug. 1st. 1954

George W. Wagoner M. Ge

21953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21953

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. Harry F. McKee 50 yrs. Priest River Idaho
Head Surveyor in L.R. Mill Box 332

Ques. 2. Are you acquainted with John Fulton, the holder of Permit No. 21953? How long have you known him and where does he reside?

Ans. Have known him about ²⁰~~35~~ years. He resides in Bonner County, Ida.

Ques. 3. Have you read or heard read said Permit No. 21953, 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. Branch of Snow Creek, which is tributary to Priest River.
Pipe and Ram.

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. .32 cubic feet per second, that same amount.

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

Ans. _____

21953

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

Ans. domestic purposes and irrigation. Irrigation of 2 acres in
NE $\frac{1}{4}$ of SW $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 4 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of
Sec. 20 Twp 57 NR5Wbm, Bonner County, Idaho.

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

Ans. none other

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

Ans. garden use; 0.32 second feet of water

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

Ans. none

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

Ans. I have witnessed the use on many occasions. We will say
specifically as of April the 23rd. 1951

(Signed)

Harry F. McKeen

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 18th day of May,
A. D. 1951

George Nugman McKeen
Notary Public.

My commission expires Aug. 1st 1954

21953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21953

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. Charles H. Huggins 5312 N. Lucy Spokane Wash.
Electrical Operator for Washington Water Power Spokane Wash.

Ques. 2. Are you acquainted with John Fulton, the holder of Permit No. 21953? How long have you known him and where does he reside?

Ans. About 40 years, Bonner County, Idaho.

Ques. 3. Have you read or heard read said Permit No. 21953, 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. Branch of Snow Creek which is tributary to Priest River.

Pipe and Ram

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. 0.32 cubic feet per second, that same amount.

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

Ans. _____

21953

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

Ans. Domestic purposes and irrigation. Irrigation of 2 acres in
NE $\frac{1}{4}$ of SW $\frac{1}{4}$; 10 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 4 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of
Sec. 20 Twp 57 NR5WBM Bonner County, Idaho.

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

Ans. none other

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

Ans. garden use; 0.32 second feet of water

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

Ans. none

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

Ans. I have witnessed the use at various times during the past
ten years. And I have made a special point of witnessing the
use on April 22nd 1951.

X (Signed) Clarence Hagman X

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 18th day of May,
A. D. 19 51.

Gordon Hagman
NOTARY PUBLIC for the State of Idaho
Residing at Priest River, Idaho.
Notary Public.

My commission expires Aug. 1st 1954

21953

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Bonner.

ss.

K. L. Woods

being duly sworn, says that he is the Owner-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 650 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

as it was published in the regular and entire issue of said paper for a period of Four consecutive weeks, commencing on the 26th day of April, 1951, and

ending on the 17 day of May, 1951, and that said notice was published in said newspaper proper, and not in supplement form.

K. L. Woods

Subscribed and sworn to before me this 18th day of May, 1951.

[Signature]
Notary Public for Idaho,
Residing at Priest River, Idaho.

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

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
My Commission Expires Oct. 16, 1952

Notice is hereby given that on the 18th day of May, 1951, at Priest River, County of Bonner, State of Idaho, before Georgia Hagaman, Notary Public, proof was taken of the application filed by K. L. Woods, second of the water of Snow Creek in accordance with the terms and conditions of Permit No. 21953, issued by the Department of Reclamation of the State of Idaho.

The name and position of the person or corporation holding said permit is Fulton, F. L. & Co.

The use to which such water has been applied is for irrigation.

The amount applied to beneficial use is .32 cubic feet per second.

The place where used is NE 1/4 SW 1/4 Section 20, Twp. 2 N., Range 5 W., R. M.

The name of the canal or other works by which water is conducted to the place of use is pipe and ditch.

The date of completion of such works is based upon Permit No. 21953.

The source of water from which such water is diverted is Branch of Snow Creek.

The date of payment of such user is prepared to submit on December 30, 1950.

[Signature]
Notary Public for Idaho,
Residing at Priest River, Idaho.

21953

AFFIDAVIT OF PUBLICATION

April 25, 1951

Re: Permit No. 21953

Georgia Hagman McGee
Notary Public
Priest River, Idaho

Dear Madam:

We have corrected Mr. John Fulton's proof of completion of works under Permit No. 21953, as authorized in your letter of April 22nd, 1951.

We enclose Certificate of Completion of Works issued under this permit, for the diversion of 0.32 second foot of water from a branch of Snow Creek, with point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, Twp. 57 North, Range 5 West, B.M., for irrigation and domestic use on land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 20; also Departmental Receipt No. 23291 for the \$5.00 fee in connection with this proof.

As stated in office letter of April 20, 1951, a copy of the notice of beneficial use proof to be made on this permit on May 18th has been sent to the Priest River Times with instructions in regard to publishing.

We enclose the forms of deposition to be used in making this proof, consisting of one for Mr. Fulton and one for each of two witnesses, and at the time set he should appear before you, with two disinterested witnesses, who are familiar with the terms of the permit, and the work done thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

21953

C. S. KREMER, President



TWIN CITY FIRE INSURANCE COMPANY

OF

MINNEAPOLIS

HAGMAN INSURANCE AGENCY

RESIDENT AGENT

PHONE 5561

PRIEST RIVER, IDAHO

Apr. 22 1951

Re: Permit No. 21953

John Fulton

State of Idaho,
Department of Reclamation,
Boise, Ida.

Att'n: Jeanne L. Anderson
Chief Clerk

Dear Madam:

This will authorize you to make the correction in Mr. Fulton's
Affidavit as outlined in your letter, of April 20, 1951.

Please accept our thanks for your kind co-operation in this
matter.

Very truly yours,

Georgia Hagman McGe
Notary Public

21953

RECEIVED
APR 25 1951
Department of Reclamation

RECEIVED

APR 23 1951

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



Jeanne L. Anderson, Chief Clerk
Department of Reclamation
Boise, Idaho

This is acknowledge receipt of the notice
for publication of Permit No. 21953. First
publication will be April 26.

Very truly yours,

K. L. Woods

K. L. Woods, Publisher
Priest River Times
Priest River, Idaho

21953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 21953

Date: April 20, 1951

Priest River Times

Priest River, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **May 18, 1951** the date set for proof, the expense of the publication to be paid by the applicant, **John Fulton** of **Priest River 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
BY

Chief Clerk

21953

April 20, 1951

Re: Permit No. 21953

Georgia Hagman McGee
Notary Public
Priest River, Idaho

Dear Madam:

We acknowledge receipt of your letter of April 18, 1951, enclosing Proof of Completion of Works on Permit No. 21953 of John Fulton and the \$5.00 fee in connection therewith; also Notice of Beneficial Use Proof to be made on this Permit on May 18, 1951.

We have completed the notice and are sending a copy by air mail to the Priest River Times with instructions to publish it once a week for four consecutive weeks prior to May 18th, and to send the Affidavit of Publication, together with statement of costs, to John Fulton. This notice should reach the newspaper in ample time for publication in next week's issue.

The Permit describes the place of use as the NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Township 57 North, Range 5 West, B.M., and we have so stated in the notice. However, Mr. Fulton's Affidavit in Proof of Completion of Works does not give the complete description in that it does describe 2 acres in the NE $\frac{1}{4}$, 10 acres in the NW $\frac{1}{4}$, 4 acres in the SW $\frac{1}{4}$ without indicating either Section, Township or Range.

Upon your authorization to do so, we will correct this to read as described in the Permit, namely, 2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 10 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 4 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Township 57 North, Range 5 West, B.M.

We shall withhold issuance of Certificate of Completion of Works awaiting your further advice.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

21953
A:bh



C. S. KREMER, President

TWIN CITY FIRE INSURANCE COMPANY

OF

MINNEAPOLIS

HAGMAN INSURANCE AGENCY

RESIDENT AGENT

PHONE 5561

PRIEST RIVER, IDAHO

Apr. 18 1951

RECEIVED
APR 20 1951
Department of Reclamation

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

Re: Permit No. 21953

Dear sir:

Enclosed herewith Form 6 (Proof of Application) executed by John Fulton in my presence.

Enclosed also Form 10 and Form 11.

Mr. Fulton is sorry that he was unable to get this in the mail more promptly but due to road conditions it was quite impossible for him to appear before a notary, until now.

We have arranged for him to make final proof on May 18th. in order that this may be done, it will have to be published in the next issue of the Priest River Times, which comes out Apr. 26th. I would appreciate it if you would get this to them by Tuesday the 24th. I am sorry to rush you in this matter but it is the only way we can meet the date of May 24th.

Yours very truly,

George Halpman Mc Gee
Notary Public.

C.ck incl.

21953

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

Notice is hereby given that at 10 A. M. on the 18th day of May, 19 51
at Priest River, County of Bonner, State of Idaho, before
Georgia Hagman Mc Gee, Notary Public, proof will be submitted of the
application to beneficial use of .32 cubic ~~feet~~ per second of the waters of Branch of
Snow Creek in accordance with the terms and conditions of Permit No. 21953
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.....

John Fulton, Priest River, Idaho

The use to which said water has been applied is domestic & irrigation
foot

The amount applied to beneficial use is .32 cubic ~~feet~~ per second.

The place where said water is used (~~Information given and accurate description of the~~
~~land irrigated and City of Section 20, Twp. 57 N., Range 5 W., B.M.~~ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$
Section 20, Twp. 57 N., Range 5 W., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is pipe and ram

The right to take water from such works is based upon Permit No. 21953

The source of supply from which such water is diverted is Branch of Snow creek

The date of priority which said user is prepared to establish is December 30, 1950

MARK R. KULP

State Reclamation Engineer.

21953

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)..... April 18 1951

(P. O.)..... Priest River, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

John Fulton

(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.

Permit No. 21953

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Bonner

ss.

John Fulton

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. 21953, and that his postoffice address is Priest River

State of Idaho

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

Branch of Snow Creek

Third: That the point of diversion of said water is

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 T57NR5 WBM Bonner Co.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by has been, 19

Fifth: That the use for which said water is intended is domestic & irrigation

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: pipe and ram

(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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

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

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

(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe 7/8 inches, average grade per mile is feet. Length of conduit is 0.25 miles.

Seventh: That said works are capable of conducting to the place of intended use 32 cubic feet per second foot of water.

Eighth: That water appropriated under said permit is available for 16

acres of land described as follows: 2-NE $\frac{1}{4}$; 10-NW $\frac{1}{4}$; 4-SW $\frac{1}{4}$

2 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$, 10 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, 4 acres in SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20, Twp. 57 N. Range 5 West, B. M.

Ninth: Remarks: That

John Fulton
(Sign Here)

Subscribed and sworn to before me this 18th day of April, 19 51

My commission expires Aug. 1st. 1954

George H. Haggan M. Lee
Notary Public.

21953

March 2, 1951

Re: Permit No. 21953

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We enclose Permit No. 21953, the application for which we have completed to the best of our ability from the information which you furnished.

We also enclose Departmental Receipt No. 22959 for the \$5.00 filing fee.

Since the application states that the works are completed and that no additional time is required for making Proof of Beneficial Use, we have allowed three months or until May 24, 1951, within which to make the two statutory proofs required to complete the water right.

The first proof, or proof of completion of works, should be made on Form 6 enclosed, executed before a Notary Public, and returned to this Department with the statutory fee of \$5.00.

The statutes require publication of a notice in a county newspaper for four consecutive weeks prior to making proof of beneficial use. This notice should be made in duplicate on Form 10, setting the time and place, and naming the Notary Public before whom the proof is to be made. The time, of course, should be set sufficiently far ahead to allow for the four weeks' publication.

Both copies of Form 10 to be returned to this Department, together with Form 11, which is your authorization for us to have the notice published at your expense in the designated newspaper. We shall then send a copy of the notice to the newspaper with instructions in regard to publishing.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

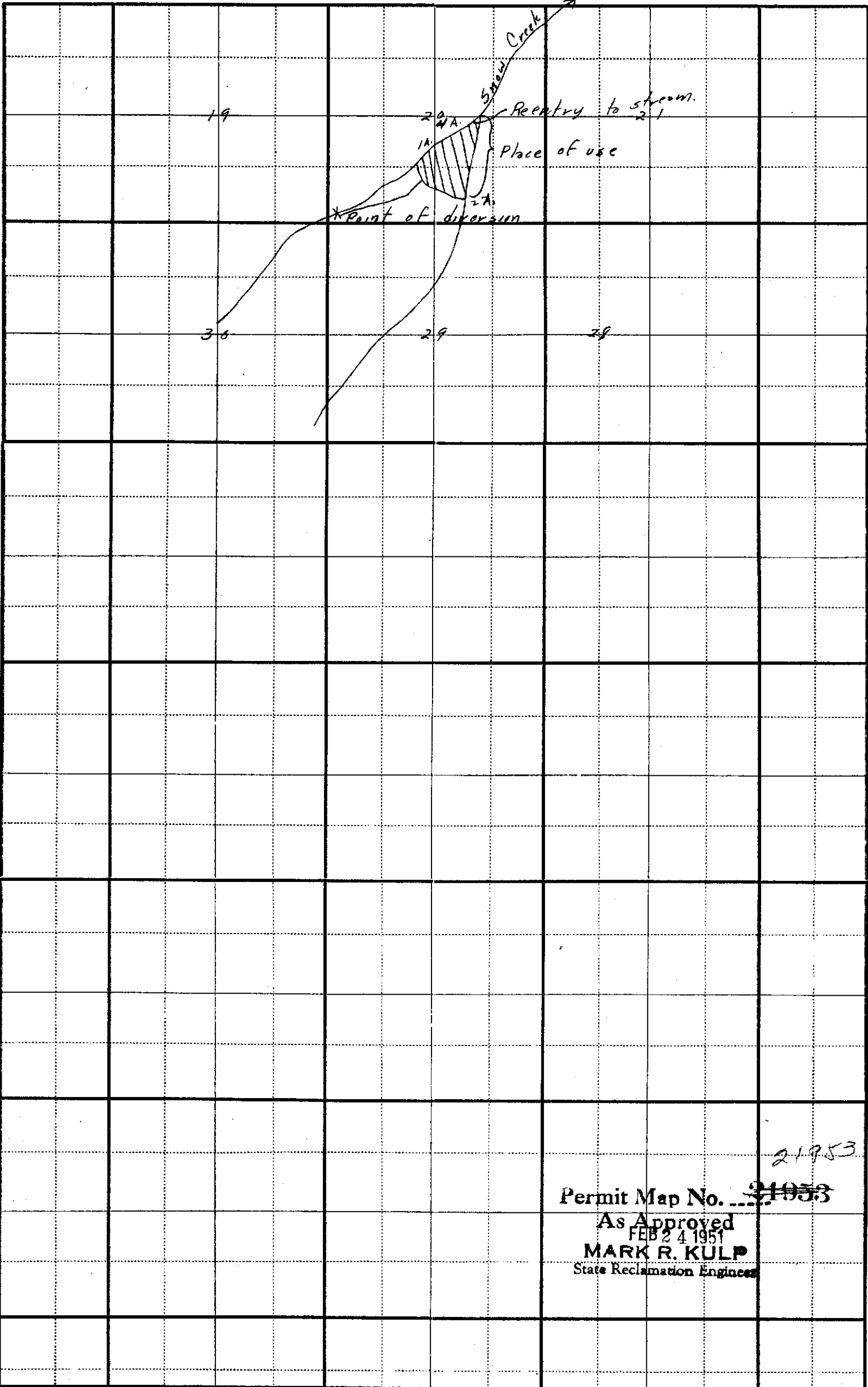
Chief Clerk

21953
A:bh
Enc.

NAME OF APPLICANT

John Fulton

Form No. 0



Permit Map No. 21953
As Approved
FEB 24 1951
MARK R. KULP
State Reclamation Engineer

21953

SNOW VALLEY FARM

—

ALBERT HAGMAN, Proprietor
Rural Telephone

*

PRIEST RIVER, IDAHO

*

RECEIVED
FEB 24 1951
Department of Reclamation

Dept of Reclamation,
Boise Idaho

Priest River, Idaho

Sir, You are certainly being as technical
as you can be about this water permit and
causing me any amount of trouble

First we took it up to Fugglebeck in Sandpoint
thinking we'd get it done correctly, I tried some one
to take us also paid him a fee, Then it came
back for correction twice & we had to get Forest
Ranger to fix it for us.

The reason we tried to get a Permit is that our neighbor
place on this Creek is being sold, & we were told some
one could come in & file for water right and allow
us only for house hold & domestic use & in dry weather
we need it for a round buildings and few acres
of garden & fruit.

I don't understand what you ask in your letter but
you try to put yourself in our place and see if you
can make it a little easier for us to get this Permit
We as a rule like to do what is asked and
try to be agreeable about it but don't understand
what the reason for all this

Yours Truly

Mr John Fulton

✓
February 16, 1951

Re: Application No. 29572

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We are again in receipt of your application for Permit to appropriate one second foot of water from a branch of Snow Creek, on which you have checked the acreage as a total of seven acres.

While you do not so state, we infer that you wish your application to cover irrigation as well as domestic use. Please advise if that is your intention.

It would appear from the sketch map that there are more than seven acres to be irrigated, but if only seven, you could only be allowed one inch per acre. On the other hand, if you expect to irrigate all the land shown on the sketch map, which looks like in the neighborhood of forty acres, in such case you could be allowed forty inches.

As this matter has been pending for some time, we would appreciate having your early reply so that your application may be approved and Permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21953



C. A. ROBINS
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

December 30, 1950

RECEIVED
FEB 15 1951
Department of Reclamation

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We acknowledge return of your application for Permit to appropriate water from a branch of Snow Creek, accompanied by your check for the \$5.00 filing fee.

We note your statement that the water is to be used for domestic purposes, but we would rather infer from your sketch map that you also wish to use it ^{for} irrigation, especially since you have changed the amount to one second foot, or 50 inches.

If that is the case, will you please indicate on the copy of the sketch map returned herewith, the number of acres in each 40 acre subdivision that you wish to irrigate.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson

Chief Clerk

A: bh
Enc.

The acreage is indicated on the map.

J.L.

21953

February 2, 1951

Re: Application No. 29572

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We have had no reply to office letter addressed you on December 30, 1950, in which we enclosed a copy of the sketch map which accompanied your application to appropriate water from Snow Creek, with the request that you indicate thereon, the number of acres in each 40 acre subdivision which you propose to irrigate.

No doubt you have overlooked this, but the Statutes require that applications must be completed within sixty days, so we are bringing the matter to your attention at this time.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21953

December 30, 1950

App. 29572

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We acknowledge return of your application for Permit to appropriate water from a branch of Snow Creek, accompanied by your check for the \$5.00 filing fee.

We note your statement that the water is to be used for domestic purposes, but we would rather infer from your sketch map that you also wish to use it ^{for} irrigation, especially since you have changed the amount to one second foot, or 50 inches.

If that is the case, will you please indicate on the copy of the sketch map returned herewith, the number of acres in each 40 acre subdivision that you wish to irrigate.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:blh
Enc.

21053

✓
December 20, 1950

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

On November 10, 1950, we returned your application for Permit to appropriate water from a branch of Snow Creek in order that it might be completed along the lines suggested.

To date, we have had no reply to this letter and we are writing to inquire whether or not you are still interested in obtaining such a Permit.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21953

November 10, 1950

Mr. John Fulton
Priest River, Idaho

Dear Mr. Fulton:

We return your application for Permit to appropriate water from a branch of Snow Creek for completion as follows:

1. The place of use of water should be shown either under Question 6 or under "Remarks" on the third page.

2. The application should also be accompanied by sketch maps in duplicate on the forms enclosed, showing the course of the creek, point of diversion and the place of use.

The application should also be accompanied by the statutory filing fee of \$5.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21953