

T
Diamond Match Co.
C/o H. A. Sewell
Newport, Wash.
Permit No.

Examination for Completion of works
and Beneficial use

County Bonner

23

6171-4W

Q = 25' cfs.

S. = Indian Cr.

P.D. = Pt. "T" in

SW NW S 23

61 N - 4 W.

flume is
73" W.
top on last
check.

P.D. = Okay.

Approx 350' above steel bridge

Dam is boards on log bank
supported by rocks. 5' deep

2' x 5' W x 200' long.

wooden flume feeder
comes in on N. or
stream side.

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) ss
COUNTY OF BOWMER)

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. JEWELL, 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.



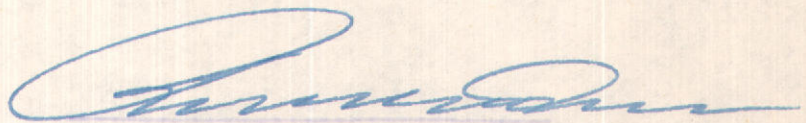
ROBERT E. DOW, NOTARY PUBLIC

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

19726

STATE OF IDAHO 1 ss
COUNTY OF BONNER)

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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

19726

T 61 N



PRIEST
LAKE

Indian Cr.

22

10

23

14

11

R 4 W

R 4 W

P

24

13

12

22

BONNER CO. IDAHO
BOUNDARY CO. IDAHO

RANGE 4 WEST
RANGE 3 WEST

North

M

Fork

19

18

7

D

20

17

8

R 3 W

R 3 W

C

A

B

South

Fork

21

16

9

L

X

J

H

G

E

INDIAN CREEK LOGGING FLUME

THE DIAMOND MATCH CO.

SCALE 2" = 1 MILE

T 61 N

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

478

State of Idaho

License and Certificate of Water Right

Water License No. 19726

Amount 25 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. 19726
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
25 second feet, was issued thereunder on July 6, 1951, showing that said works
were completed on the 12th day of September, 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 Indian Creek
, a tributary of Priest Lake, for the purpose of transportation of logs,
other timber products
poles and / , under Use Permit No. 19726 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 4787, 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 NW 1/4, Sec. 23, 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 25 cubic feet per second.

Description and location of use:

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

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)

97-2030

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

H. A. Sewell
Newport, Washington

Application No. 27262
Permit No. 19726
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: Twenty-five (25) cubic feet per second.

3. Source of water supply: Indian Creek which is a tributary of Priest Lake

4. Location of point of diversion: As shown on map Point "N" feet distant from the
corner of Section , T. , R. , B. M., and is in the SW $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 13 , T. 61 N. , R. 4 W. , B. M., County of Bonner

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

Lot 1 of Section 27 , T. 61 N. , R. 4 W. . B. M.

7. Estimated cost of works: \$ 150,000.00, including Applications 27250 to 27261, inclusive and 27263

8. Kind of works: Dam and V Logging Flume 48" side

9. Height of dam 10 feet; length of dam at top 70 feet; length of dam at bottom 30

feet; material used in dam: Timber crib sealed with brush, rocks and earth

10. Size of headgate: Width 7 feet; height 7 feet;

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

dimensions of flume: 40" V

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

Average grade per mile 200 to 600 feet.

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 COMPANY *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 19726
Recorded in Book 71 Page 19726 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, 19 45
Countersigned: STATE OF IDAHO

(SEAL) By IRA H. MASTERS Secretary of State.

By CHARLES C. GOSSETT Governor

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. 19726 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. 19726 and 19727. That the points of diversion are described in said Permit as being located as shown by map Points "N" and "P" in SW$\frac{1}{4}$ of SE$\frac{1}{4}$ of Sec. 13, and NE$\frac{1}{4}$ of NE$\frac{1}{4}$ of Sec. 23, T. 61 N., R. 4 W. B.M., and conveyed to the place of use through 48" V flume and feeders, as per map filed herewith. That he now requests that the point of diversion be changed to a point located as shown by map Point "T" in SW$\frac{1}{4}$ of NW$\frac{1}{4}$ of Sec. 23, T. 61 N., R. 4 W. B.M., and conducted to the place of use through the Feeder flume 5'x2' and main 48" V Flume, as per map above referred to. That his reasons for desiring to make such change are as follows: The leakage of Main Flume being considerable it is thought better to pick up leakage and inflow of tributaries at a point farther down the flume. 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, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, Nos. 19726 and 19727. 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. 19726
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that THE DIAMOND MATCH COMPANY of New York, County of _____, and State of New York, the holder of Permit No. 19726, issued upon Application No. 27262 bearing date of priority of November 6, 1945, authorizing the diversion of twenty-five (25) second feet of the waters of Indian Creek, a tributary of Priest Lake, County of Bonner, State of Idaho, for transportation of logs, 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 twenty-five (25) second feet of the waters of Indian Creek; that the point of diversion of said waters is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23, Township 61 North, Range 4 West, B.M.

Witness my hand this 6th day of July, A. D. 1951.

MARK R. KULP
State Reclamation Engineer

Proof of Completion of Works made September 12, 1949.
Certificate of Completion of Works issued July 6, 1951.

LICENSE ISSUED FOR 25 SEC. FT.
Page 4787



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.

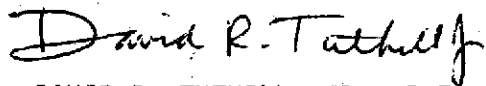
For your information, we have enclosed copies of each of the licenses, and a copy of a map of the "Indian Creek Logging Flume," which was prepared in 1951. At the time of our field examination, which was conducted in 1951, the logging flume was functioning for the purpose of conveying logs to the match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

cc: Dave Rydalch, Chairman
IWRB Minimum Stream Flows Committee

Enclosures

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19726

This proof is for Completion of works and 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: Indian Creek

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23

T. 61 N. R. 4 W. County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same. This permit and 19727 are additional feeders for the large log flume down Indian Creek. The feeder flume is 5' w. x 2' deep x 200' long. It enters the main flume on the North side of the flume. Flume extends from a pool approx. 5' deep made by a wooden dam similar to the other dams up stream.

See Permits 19714 thru 19727

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

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):

P. D. is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 23 and approx. 350' above the steel bridge across the stream.

This is non-consumptive use of water which is returned to the stream or lake at the mouth of Indian Creek where it enters 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: Five large loading docks and seven smaller ones have been used along the side of the flume for dumping logs in for transport.

This method of transport is especially useful in foul wet weather when use of roads is impossible.

Stations for putting the logs into the flume are constructed at all vantage points along the main flume.

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

(Signed) E. N. Humphrey Examiner.

T
Diamond Match Co.
C/o H. A. Sewell
Newport, Wash.
Permit No. _____

Examination for Completion of works
and Beneficial use
County Bonner

23
61 N - 4 W

Q - 25' cfs.
L = Indian Cr.

P.D. = 84 " T " in
SW NW S 23
61 N - 4 W.
Same is 73" W.
on one last
check.

P.D. = Okay.

Approx 350' above steel bridge

Dam is boards on log bank
supported by rocks. 5' deep

2' x 5' W x 200' long.

wooden frame feeder
comes in on N. or
stream side.

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

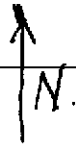
REPORT OF ENGINEER

PERMIT NO. 19726

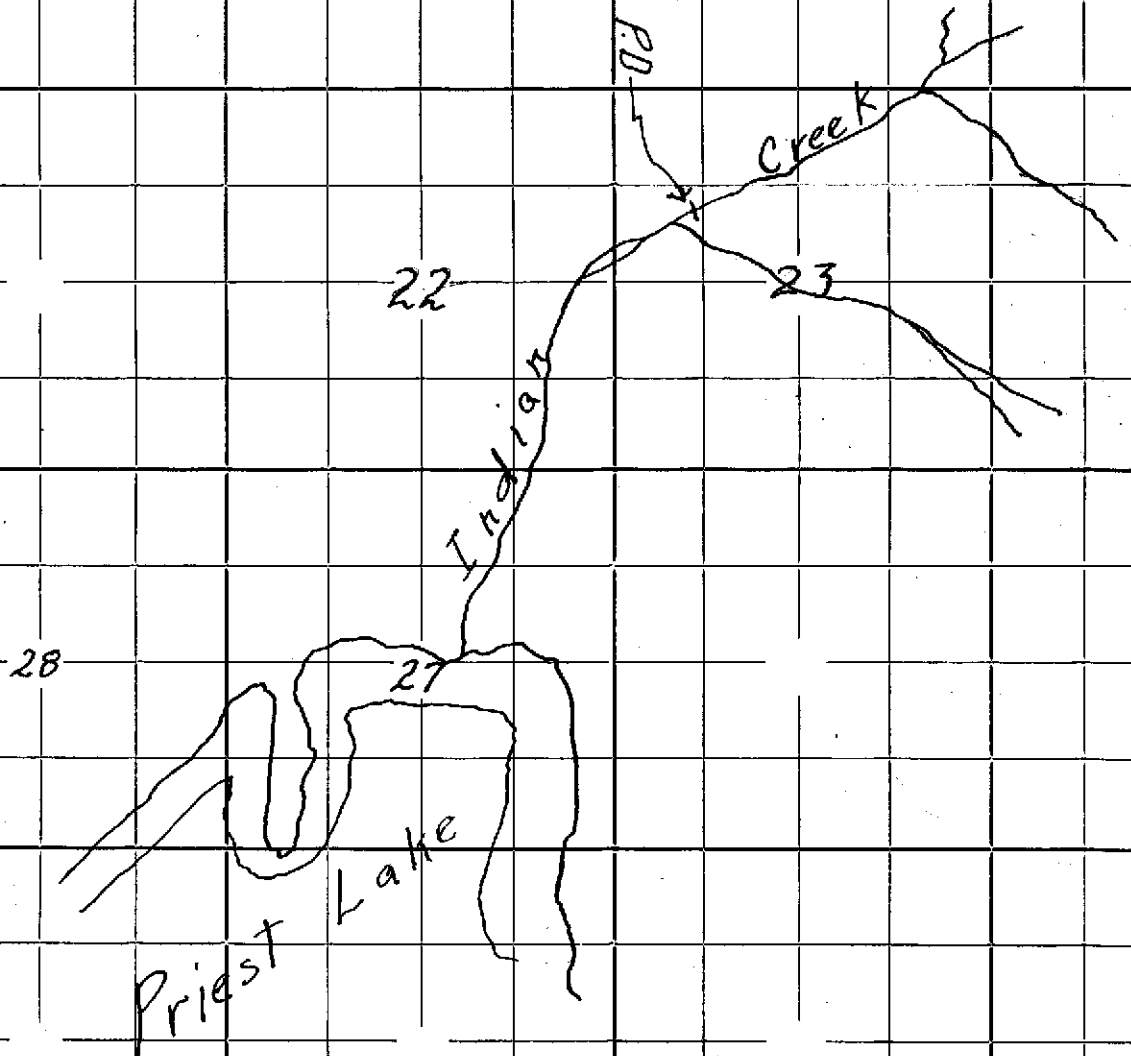
REPORT ON PROOF OF Completion of works and Beneficial use

25 of 2
sure

app. 25 c. 2.5



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



SEE LETTER IN FILE NO. 19714.

19726

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19726

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. 19726, Date No. 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. Source: Indian Creek Location: As shown by map point "T" in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 23, T. 61 N. R. 4 W.B.M.

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

Ans. Dam, feeder flume and V Flume: Height of dam 3', Length at top 50', length at bottom 20', Material used rocks, brush and earth. Reservoir capacity 0.01 acre feet. Headgate Size: Width 5', Height 2', Conduit width at bottom 5', width at water line 5', Depth of water 2', Length of conduit is 200' feeder. Said works are capable of conducting to the place of intended use 27 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.

19726

19726

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. 1949

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. 19726

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, 41, Coolin, Idaho Boat Operator and Contractor,
Coolin, Idaho

Ques. 2. Are you acquainted with H. A. Sewall, Agent of The Diamond Match Co., the holder of Permit No. 19726? 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. 19726, 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, or its tributaries, 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. 27 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

19726

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 Priest River

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. 19726

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 and Contractor,
Coolin, Idaho

Ques. 2. Are you acquainted with H. A. Sewell, Agent of The Diamond Match Co., the holder of Permit No. 19726? 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. 19726, 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, or its tributaries, 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. 27 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

19726

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. Elliot

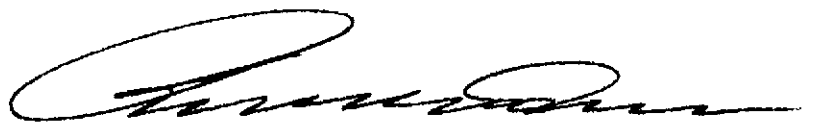
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Priest River,
County of Bonner, State of Idaho, on this 12th day of September,
A. D. 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

A handwritten signature in black ink, appearing to be "H. W. Anderson", written in a cursive style.

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

19726

PERMIT NO. 19726

Proof of Completion of Works

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

Ans. The Diamond Match Co., 30 Church St., New York. 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, amount of water you are authorized to divert, source, and point of diversion.

Ans. 19726, Nov. 8, 1945, 25 Sec. Ft. Indian Creek, as shown by map point "T" in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 23, T 61 N., R. 4 W.B.M.

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

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

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

Ans. Water was turned in works in 1947 to the maximum available

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

Ans. Works are fully completed and comply in all respects with terms of permit as amended

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

Ans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Dam, feeder flume and V Flume: Height of dam 3', Length at top 50', length at bottom 20'. Material used rocks, brush and earth. Reservoir capacity 0.01 acre feet. Headgate size: Width 5', Height 2', Conduit width at bottom 5', width at water line 5', Depth of water 2', Length of conduit is 200' feeder. Said works are capable of conducting to the place of intended use 27 second feet of water. (Sign here.)

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.

Notary Public.

My Commission expires

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

19726

1405

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

Permit No. 19726

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. L. J. Peterson, Coolin, Idaho, Boat Operator and Contractor
Coolin, IdahoQues. 2. Are you acquainted with H. A. Sowell, Agent of The Diamond Match Co the holder of Permit No. 19726, authorizing the diversion of 27 second-feet of the waters of Indian Creek Map point "T" in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 23, T. 61N. R. 4 W.B.M. at for purposes? 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. 19726, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans.

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

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Dam, feeder flume and V. Flume: Height of dam 3', Length at top 50', length at bottom 20', Material used rocks, brush and earth. Reservoir capacity 0.01 acre feet. Headgate size: Width 5', Height 2', Conduit width at bottom 5', width at water line 5'. Depth of water 2', Length of conduit is 200' feeder. Said works are capable of conducting to the place of intended use 27 second feet of water.

(Sign here.)

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

19726

NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT PRIEST RIVER, IDAHO
MY COMMISSION EXPIRES OCT. 16, 1957

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

Permit No. 19726

Proof of Completion of Works**DEPOSITION OF WITNESS**

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

Ans. E. J. Elliot, Coolin, Idaho, Boat Operator and Contractor

Coolin, Idaho

Ques. 2. Are you acquainted with H. A. Sewell, Agent of The Diamond Match Co the holder of Permit No. 19726, authorizing the diversion of 27 second-feet of the waters of Indian Creek Map point "T" in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 23, T. 61^{N.} R. 4 W.B.M. at for purposes? 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. 19726, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans.

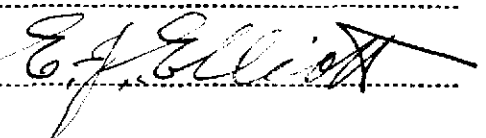
Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

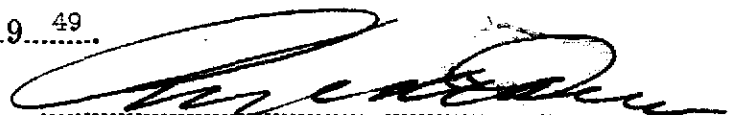
Ans. Dam, feeder flume and V. Flume: Height of dam 5', Length at top 50', length at bottom 20', Material used rocks, brush and earth. Reservoir capacity 0.01 acre feet. Headgate size: Width 5', Height 2', Conduit width at bottom 5', width at water line 5'. Depth of water 2', Length of conduit is 200' feeder. Said works are capable of conducting to the place of intended use 27 second feet of water.

(Sign here)



I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Priest River

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



19726

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

SEE LETTER FILED WITH PERMIT NO. 19714.

Permit No. 19726

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.~~

agent for

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. 19726, and that his postoffice address is Newport, State of Wash.

Second: That the name of the stream which said water is to be ~~diverted~~ ^{DIVERTED} is Indian Creek

Third: That the point of diversion of said water is as shown by map point "T" in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 23, T. 61 N. R. 4 W.B.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 ~~and other timber products~~ ^{transportation of logs, poles}

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 3 feet, length of dam at top 50 feet, length of dam at bottom 20 feet. Material used in construction rocks, brush 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 2 feet.

(d) Conduit width at bottom 5 feet, width at water line 5 feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is 200 ft. miles feeder.

(State whether ditch, flume or pipe)

Seventh: That said works are capable of conducting to the place of intended use 27 second feet of water.

Eighth: That water appropriated under said permit is available for

~~acres of land described as follows:~~ 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 11th day of August, 1949

My commission expires

Notary Public.

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) July 6, 1949

(P. O.) Newport, Washington

STATE RECLAMATION ENGINEER ;
TO THE ~~COMMISSIONER OF RECLAMATION~~:

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.

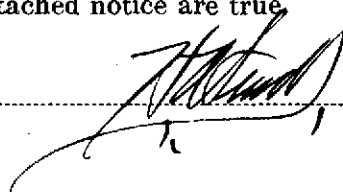
THE DIAMOND MATCH CO.,

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.

19726

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:00 A. M. on the 22nd.
day of August, 1949, at Priest River, County of Blaine
Bonner, State of Idaho, before Robert E. Dow, Notary Public,
proof will be submitted of the completion of works for the diversion of 25
cubic feet per second of the waters of Indian Creek and of
the application to beneficial use of said water in accordance with the terms and
conditions of Permit No. 19726 heretofore issued by the Department of
of the State of Idaho.
Reclamation

1. The name and postoffice address of the person or corporation holding said permit are Diamond Match Company, No. 30 Church St., New York, N.Y.
and its agent is H. A. Sawall, of Newport, Washington.
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 25 cubic feet per second.
3. The use to which said water has been applied is irrigation and transportation of logs,
timber products
domestic poles and other / purposes and the amount applied to beneficial use is 25 cubic feet per second.
4. The place where said water is used is Indian Creek Logging Flume
5. The date of priority which said user is prepared to establish is

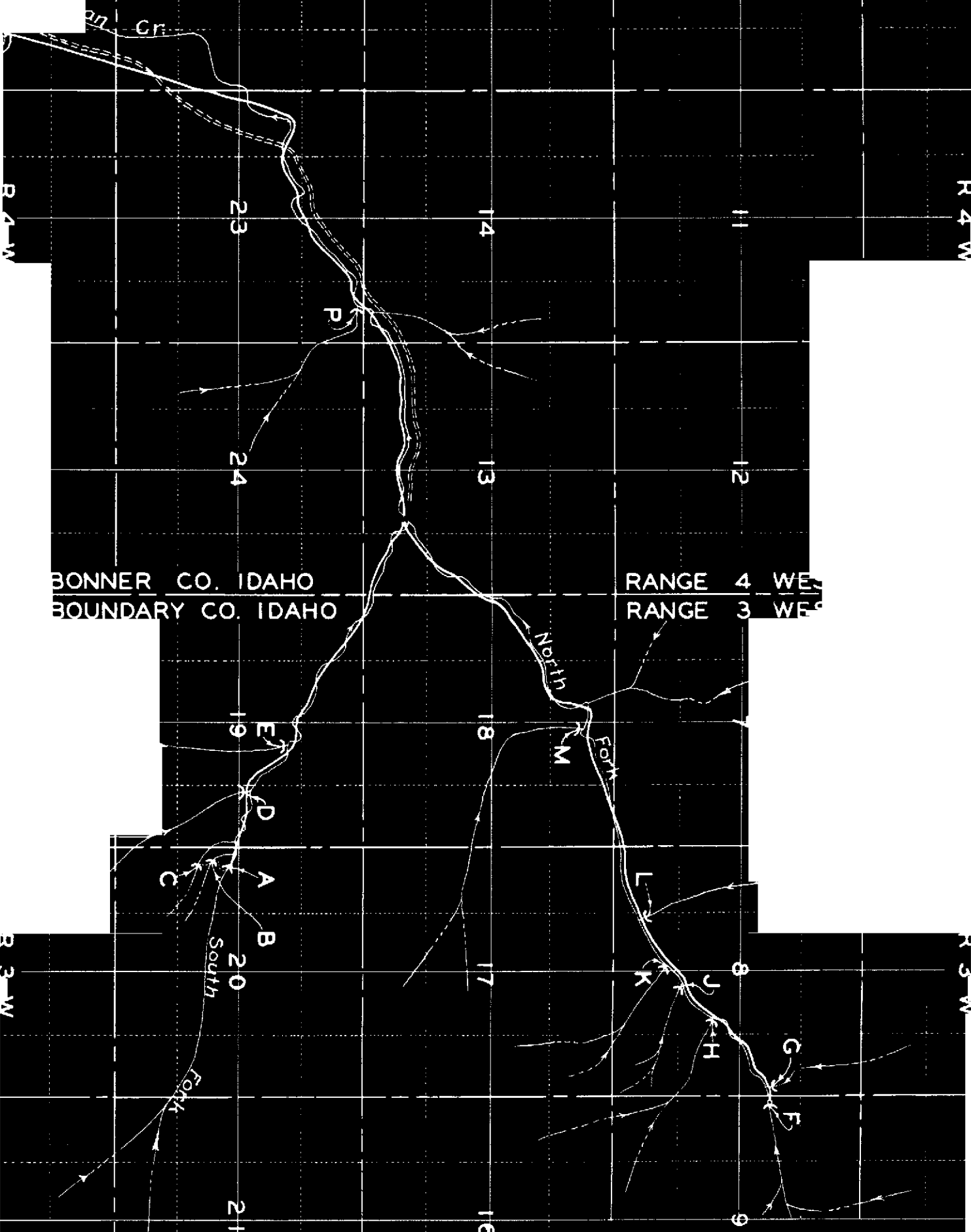
November 6, 1945

MARK R. KULP

19726

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BONNER CO. IDAHO
BOUNDARY CO. IDAHO

RANGE 4 WEST
RANGE 3 WEST

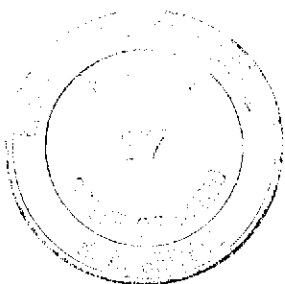
INDIAN CREEK LOGGING FLUME

THE DIAMOND MATCH CO.

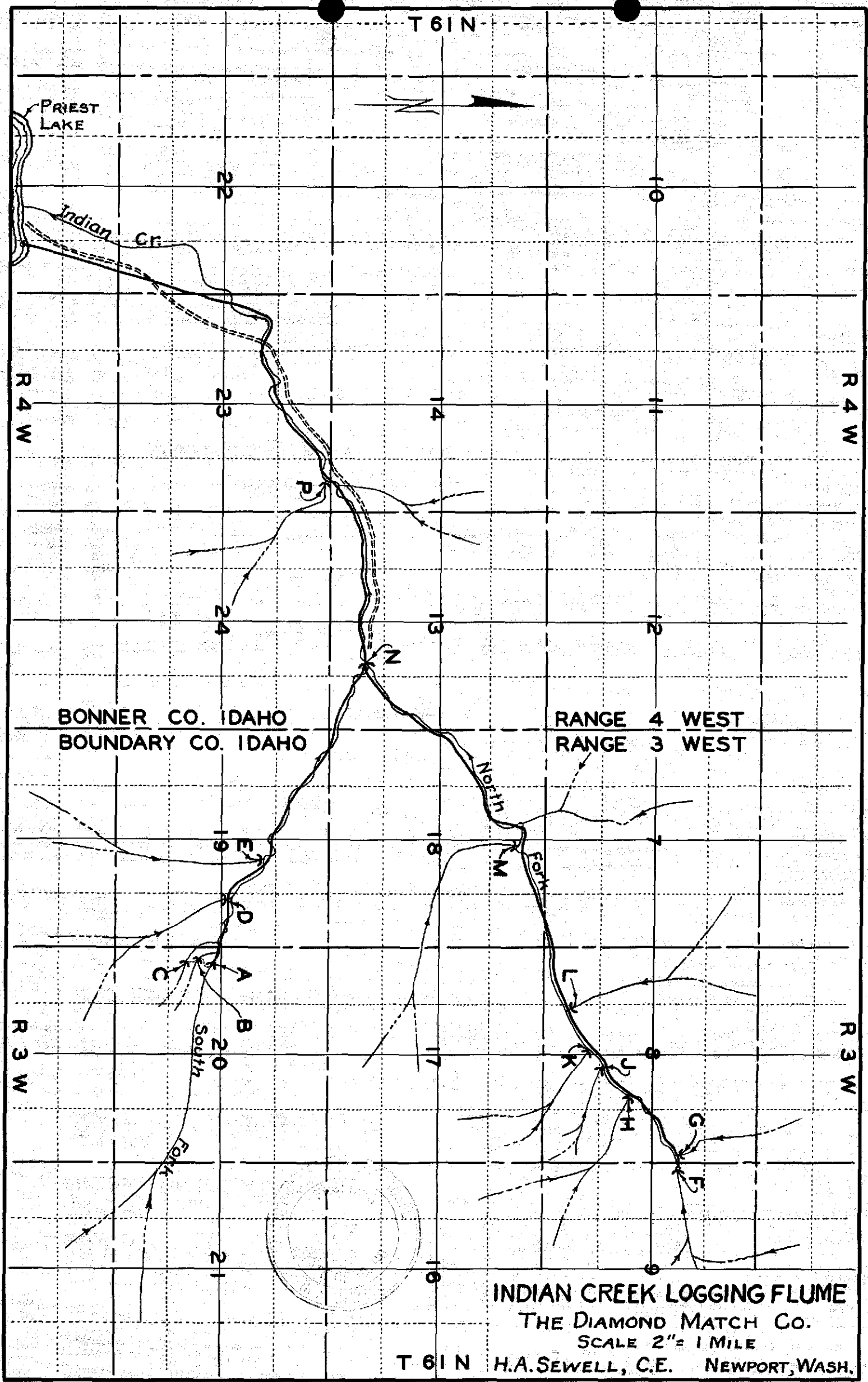
SCALE 2" = 1 MILE

T 61 N

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



Permit Map No. 19726
As Approved
NOV 8 1945 P
State Registration Engineer



BONNER CO. IDAHO
BOUNDARY CO. IDAHO

RANGE 4 WEST
RANGE 3 WEST

INDIAN CREEK LOGGING FLUME

THE DIAMOND MATCH CO.

SCALE 2" = 1 MILE

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

NOV 18 1925
M. F. KULP
State Reclamation Engineer

**NOTICE OF PROOF OF COMPLETION OF
WORKS and APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given, that at J. 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 completion of works for the diversion of 25 cubic feet per second of the waters of Indian Creek and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19726 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Diamond Match Company, No. 30 Church St., New York, N. Y. and its agent is H. A. Sewell, of Newport, Washington.

2. Said works of diversion will be fully completed, on the date set for such completion and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 25 cubic feet per second.

3. The use to which said water has been applied is transportation of logs, poles and other timber products, and the amount applied to beneficial use is 25 cubic feet per second.

4. The place where said water is used is Indian Creek Logging Flume.

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

MARK R. KULP
State Reclamation Engineer

7-28-49

30-4t