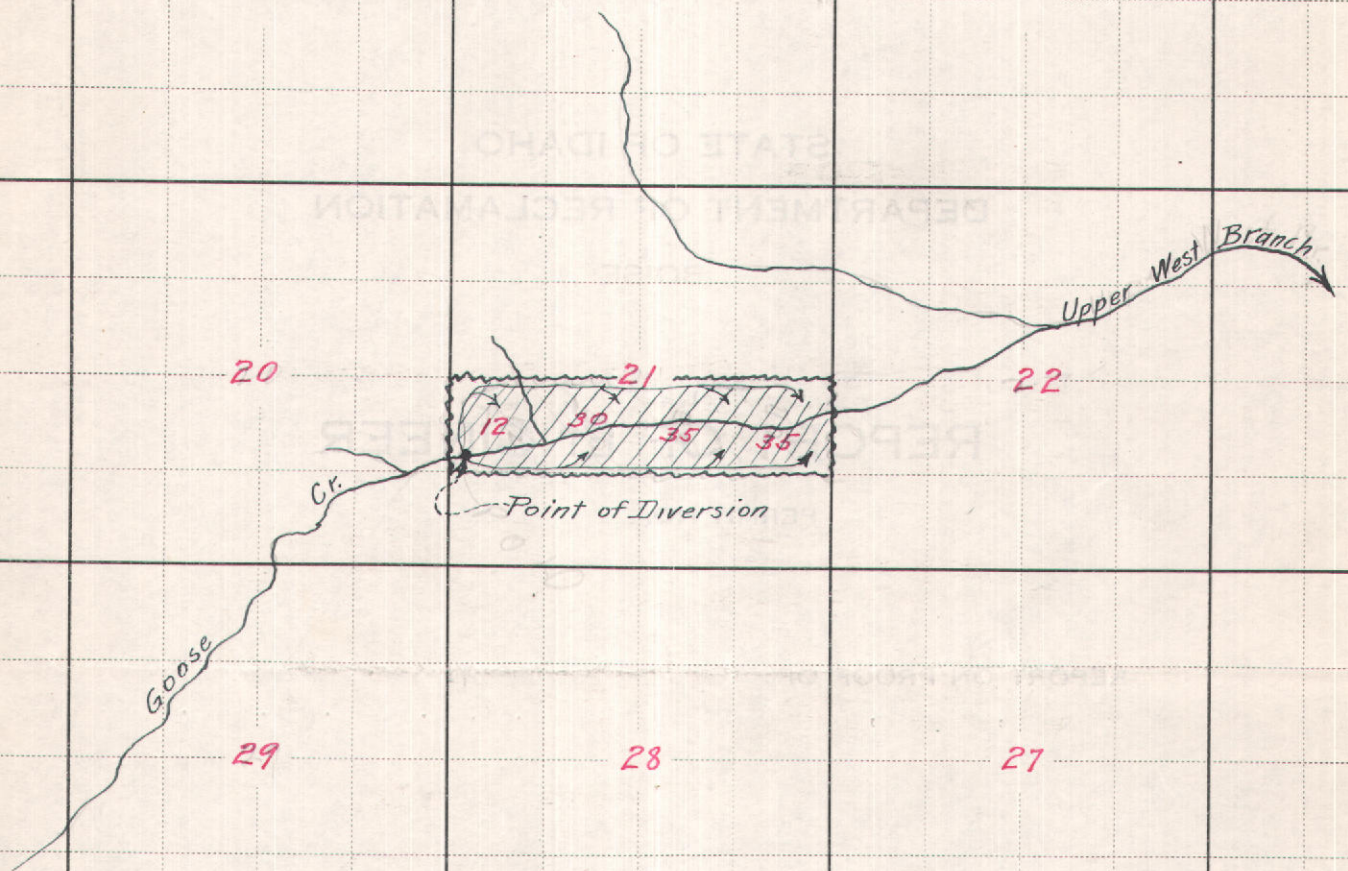


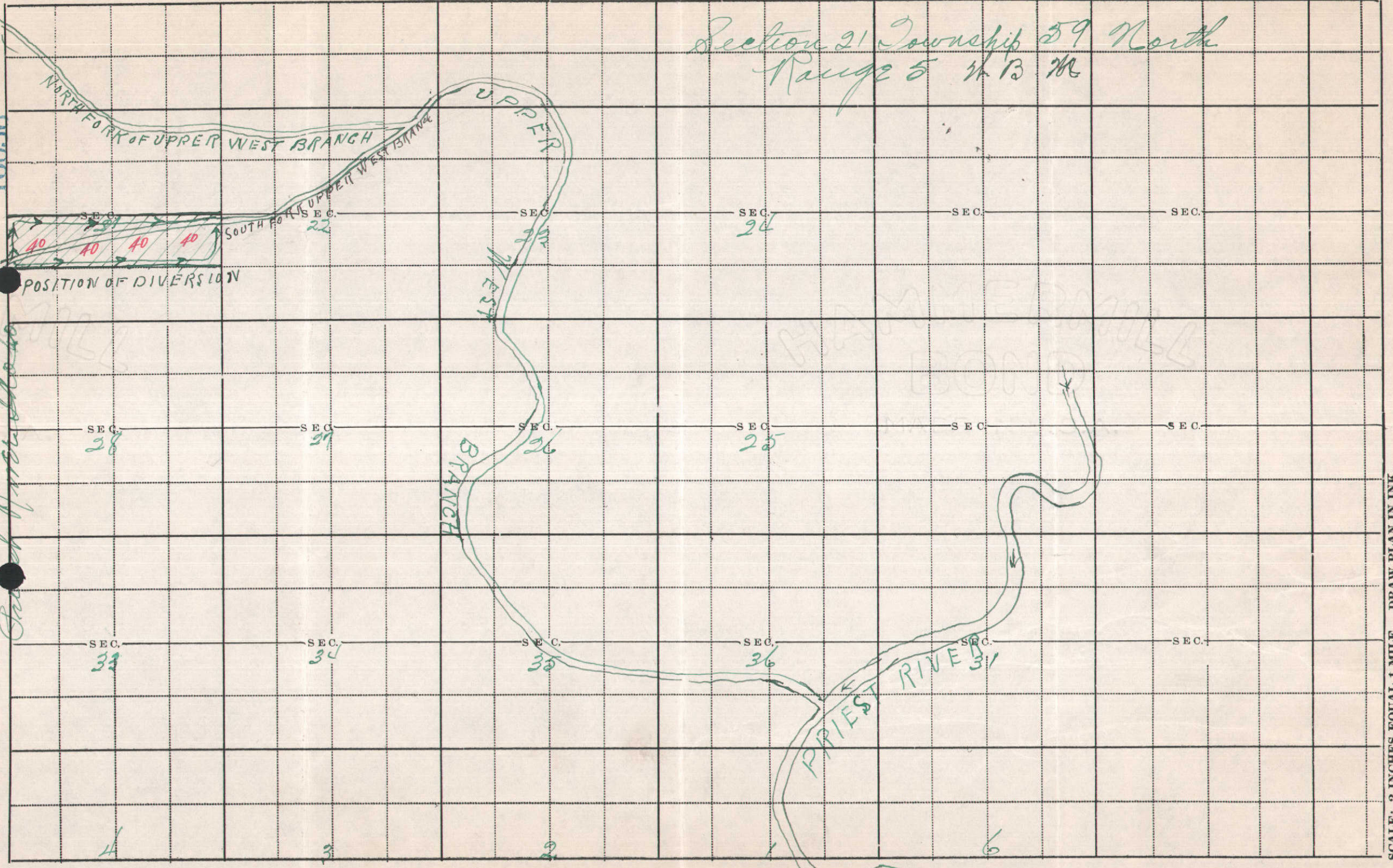


16056

NAME OF APPLICANT *Franklin S. Backer*

NAME OF APPLICANT

*Section 21 Township 39 North
Range 5 N B M*



16056

State of Idaho
License and Certificate of Water Right

Water License No. 16056

Amount 2.24 sec. ft.

Water District No.

Priority 7-10-1924

THIS IS TO CERTIFY that Frank DeBacker
of Priest River, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 10, 1924; that Permit No. 16056
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on June 9, 1927, showing that said works
were completed on the 6th day of June, 1927; and that on the 16th
day of July, 1929,

Frank DeBacker

of Priest River, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of South Fork of
Upper West Branch River, a tributary of Priest River, for the purpose of irrigation and
domestic use, under Use Permit No. 16056 of the Commissioner of Reclamation,
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3610, on the 1st day of March, 1930;

The right hereby confirmed dates from July 10, 1924;

The Point of Diversion is located
in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Tp. 59 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 2.24
cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
59 N	5 W	21	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	12
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	30
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	35
					Total 112 acres

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 1st day of March, 1930.

GEO. N. CARTER
Commissioner of Reclamation

(SEAL)

97 2017

APPLICATION FOR PERMIT 97-2017

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 22780
Permit No. 16056
District No. 99

1. Name of Applicant: **Frank DeBacker,**
 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:
 - (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: **Three and one-fifth** cubic feet per second.
3. Source of water supply: **South Fork of Upper West Branch River** which is a tributary of **Upper West Branch of Priest River.**
4. Location of point of diversion: _____ feet distant from the
 corner of Section _____, T. _____, R. _____, B. M., and is in the **NW $\frac{1}{4}$** of the **SW $\frac{1}{4}$**
 of Section **21**, T**59 N.**, R. **5 W.**, B. M., County of **Bonner.**
5. Water is to be used for: **Irrigation and domestic 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: \$ **450.00**
8. Kind of works: **Ditches.**
9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom
 feet; material used in dam _____
10. Size of headgate: width **two** feet; height **two** feet
11. Ditch: Width at bottom **two** feet; width at water line **four** feet; depth of water **three**
 feet; dimensions of flume _____
 Diameter of pipe _____ inches; length of conduit **2 $\frac{1}{2}$** miles.
 Average grade per mile **twenty** feet
12. The time required for the completion of such work is **three** years.
13. The time required for the complete application of the water to the proposed use is **two** 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.

Frank DeBacker. Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation. 9 A. M. July 10, 1924.

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is **16056**
Recorded in Book **57** Page **16056** Approved **July 16, 1924.**
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 **September 15, 1924,** 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 **January 16, 1926.**
The whole of said work to be completed on or before **July 16, 1927.**
Beneficial use of water appropriated in accordance herewith, to be made on or before **July 16, 1929.**

Witness my hand this 16th day of July, 1924.

W. G. SWENDSEN.
Commissioner of Reclamation.

Remarks: All above land owned by myself.

14 Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
59N	5 W.	21									40 40				40 40				160
			Total Number of Acres to be irrigated																160
			Proof of completion of works made June 6, 1927																
			Certificate of completion of works issued June 9, 1927																
			Permit No. 16056																
			CERTIFICATE OF COMPLETION OF WORKS																
			TO ALL WHOM IT MAY CONCERN:																
			This is to certify that Frank DeBacker of Priest River, County of Bonner, and State of Idaho, the holder of Permit No. 16056, issued upon Application No. 22780, bearing date of priority of July 10, 1924, authorizing the diversion of 3.2 second feet of the waters of South Fork of Upper West Branch 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 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 3.2 second feet of the waters of South Fork of Upper West Branch River; that the point of diversion of said waters is in the NW1/4 of SW1/4, Sec. 21, Twp. 59 N., R. 5 W., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NW1/4SW1/4, NE1/4SW1/4, NW1/4SE1/4 and NE1/4SE1/4 Sec. 21, Twp. 59 N., R. 5 W., B. M.																
			Witness my hand this 9th day of June, A. D. 1927.																
			GEO. N. CARTER Commissioner of Reclamation																
			LICENSE ISSUED FOR 2.27 SEC. FT. Page 3610 8-1-30																

March 3, 1930.

RE: Permit No. 16056

Mr. Frank DeBacker
Priest River, Idaho

Dear Sir:

We are mailing you herewith License
and Certificate of Water Right issued to you
under the above numbered permit, together with
receipt for fee.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By
Chief Clerk

G

16056

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Bonner, } ss.

S. A. Wickware being duly
sworn, says that he is the publisher
of the

PRIEST RIVER TIMES,

a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and that said newspaper during all the time herein mentioned is, and was, a newspaper of general circulation, published weekly, and that the annexed is a true copy of the notice for publication in the case of

Notice of Proof Application of Water 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 27th day of June 1929 and ending on the 11th day of July 1929 and that the said notice was published in said newspaper proper, and not in supplement form.

S. A. Wickware

Subscribed and sworn to before me
this 13th day of July A.

D. 192 9

Mercedes Tremblay

NOTARY PUBLIC
PRIEST RIVER, IDAHO

NOTICE FOR PUBLICATION Notice of Proof Application of Water To Beneficial Use.

NOTICE is hereby given that at 10 a. m. on the 16th day of July, 1929, at Priest River, County of Bonner, State of Idaho, before M. W. McLean, Notary Public, proof will be submitted of the application to beneficial use of 3.2 cubic feet per second of the waters of South Fork of Upper West Branch in accordance with the terms and conditions of Permit No. 16056 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Frank De Backer, Priest River, Idaho.

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

The amount applied to beneficial use is 3.2 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Township 59 North, Range 5 West, W. B.

The right to take water from such works is based upon Permit No. 16056.

The source of supply from which such water is diverted is South Fork of Upper West Branch.

The date of the priority which said user is prepared to establish is July 10, 1924.

GEO. N. CARTER,
Commissioner of Reclamation.

16056

February 18, 1930.

Re: Permit No. 16056

Mr. Frank DeBacker
Priest River, Idaho.

Dear Sir:-

The report of our field engineer on proof of beneficial use of water under your above permit is now on file here. Upon receipt of fees in the sum of \$8.00, together with the affidavit of publication, license will be issued you.

The affidavit of publication should be obtained from the Priest River Times.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

16056

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 16056

This proof is for Beneficial Use

In Water District No. 99

1. Name of applicant: Frank DeBacker
2. Source of water supply: South Fork of Upper West Branch
3. Location of point of diversion: Is in the NW¹SW¹ of Section 21
T. 59 N. R. 5 W.B.M. County of Bonner

4. Describe works as they exist, giving dimensions and capacities of same: Diversion structure of planks, 12 ft long, 10 ft wide and 4 ft deep flash board control. Ditch 4 ft wide and 2 ft deep.

5. Water is used for: Irrigation

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NW¹SW¹, NE¹SW¹, NW¹SE¹ & NE¹SE¹, Sec. 21, T. 59 N., R. 5 W., B.M.

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

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

Remarks: A farm well tilled and a home well filled
(Industry and Husbandry going hand in hand)

This examination was made on the 31st day of July 1927

(Signed) Edw. J. Tolman

Examiner.

16056

Frank DeBacker
Priest River

93

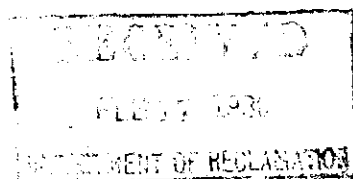
Permit No. 16056

Examination for BEN. USE

County BONNER

INSTRUCTIONS TO EXAMINERS

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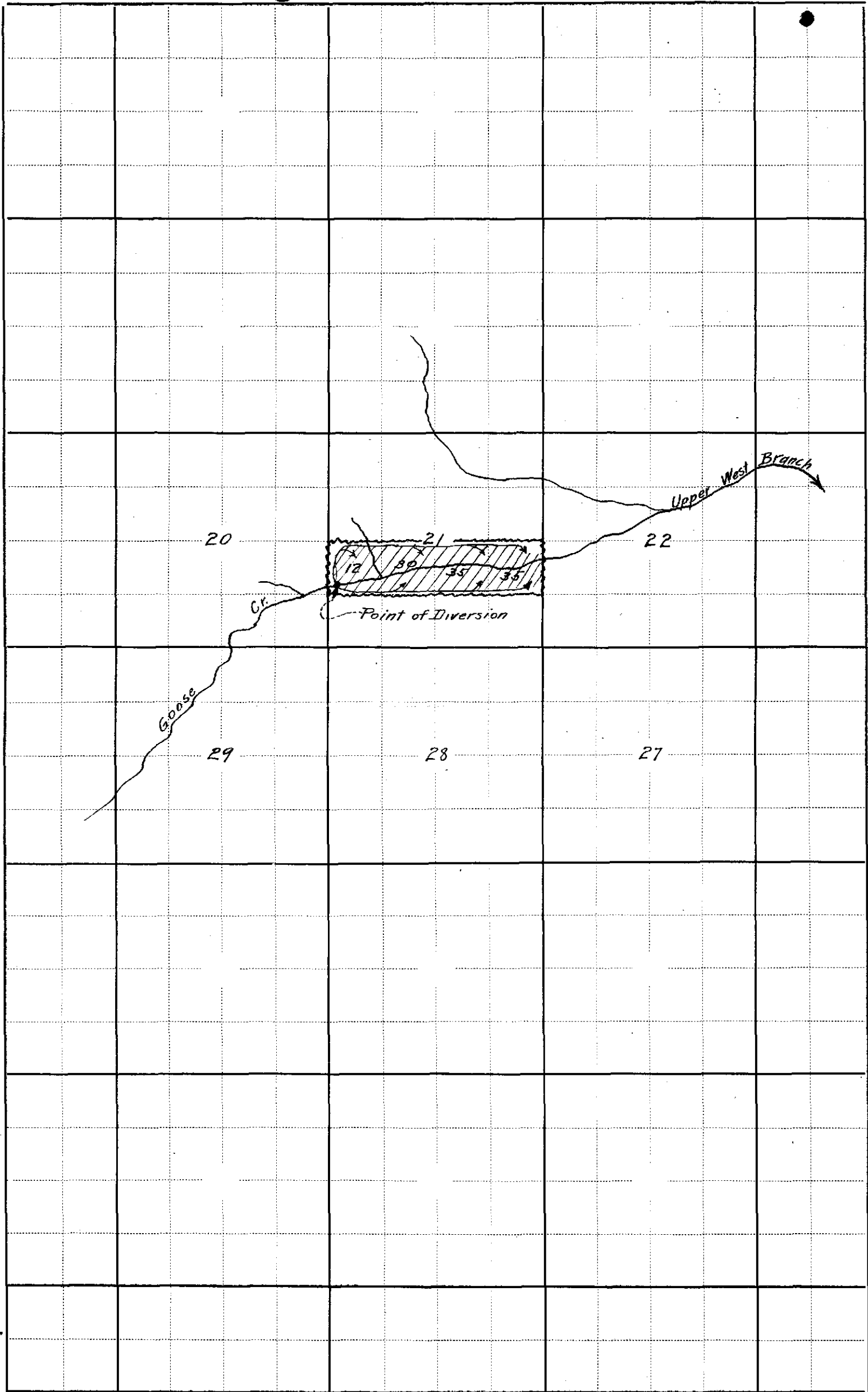


STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. _____

REPORT ON PROOF OF _____



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

July 18, 1929

Re: Permit No. 16056

MR. FRANK DEBACKER
Priest River
Idaho

Dear Sir:

This office is to-day in receipt of depositions of yourself and two witnesses in the matter of proof of beneficial use of water under Permit No. 16056.

As soon as the report of our examining engineer is received, you will be advised as to fees due before license can be issued.

Affidavit of publication from the Priest River Times should be filed in this office as soon as possible.

Yours very truly,

GEO. N. CARTER
Commissioner of Reclamation

By
Chief Clerk

16056

Loans and Insurance
Abstracts of Title

M. W. McLEAN

REAL ESTATE

City Property Sold
and Exchanged

Invest in Our 6, 8 and 10 per cent Saving Bonds

Priest River, Idaho,

July 16th, 1929.

Hon. Geo. N. Carter,
Commissioner of Reclamation
Boise, Idaho.

Dear Sir:0

Enclosed find the deposition of permit holder, Frank DeBacker, permit No-16056 and the deposition of Arend Blonk, who is close neighbor of the holder and Mr. Hataway who lives in the same section with Mr. DeBacker; all first class good farmers and good citizens as well, and am very glad to send you the papers covering the permit that is making a good farm for Mr DeBacker and will eventually make him a rich farmer. He is now irrigating a hundred acres of hay land and about fifty for pasture, has 60 head of cattle and is buying more. It is good to realize that the people that are deriving such a benefit from the water is getting it to benefit themselves and the country in general.

Ricka McLean, my wife, is the Notary Public and she issued the papers and I was a witness to the proceedings and saw that the witnesses and the holder heard the reading of the documents after they were completed, was duly sworn, seperately, and signed in the presence of the Notary and the writer.

Very truly yours,



16056

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16056

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. Arend Blonk, 38 years of age, Priest River, Bonner County, Idaho,
Post office Address Priest River, Idaho,

Ques. 2. Are you acquainted with Frank DeBacker, the holder of Permit No. 16056? How long have you known him and where does he reside?

Ans. I am; Have known him for 10 years; resides on Section 21, Twp. 59
North, Range 5 W.B.M.

Ques. 3. Have you read or heard read said Permit No. 16056, and are you familiar with its provisions and conditions?

Ans. I have read permit No-16056, I am familiar with all provisions and
conditions.

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. South fork of the Upper West Baranch River, tributary of the Upper
West Branch of the Priest River; diversion point about 85 rods North
from the Southwest corner of Section 21, Twp. 59 N. Range 5 W.B.M.

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

Ans. About 3 second feet of water to place of use.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for irrigating meadow land in the North half of the
South half of Section 21, Twp. 59, Range W.B.M. containing about 150
acres of natural meadow.

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

Ans. For irrigation only.

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. Irrigating natural meadow land requiring about 3 second feet of water.

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

Ans. I have no interest in the land or works mentioned above.

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. many times in the years 1927, 1928 and 1929, alsom witnessed the building of the works and the water being diverted over the land.

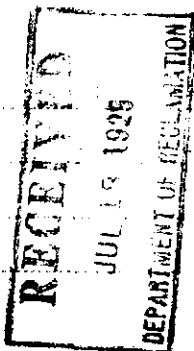
(Signed) _____

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 16th day of July, A. D. 1929.

Richa M. Lean
Notary Public in and for the State
of Idaho, residing at Priest River.

Notary Public:

My commission expires May 15th, 1931.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16056

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. James Hathaway, 70 years of age, Section 21-59-5-W.B.M.
occupation farmer, post office address Priest River, Idaho.

Ques. 2. Are you acquainted with Frank DeBaaker, the
holder of Permit No. 16056? How long have you known him and where does he reside?

Ans. have known him for the past ten years, he resides in the above
described Section and is my neighbor.

Ques. 3. Have you read or heard read said Permit No. 16056, and are you familiar with
its provisions and conditions?

Ans. Have heard the permit read and am familiar with provisions and
conditions.

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. South Fork of the Upper West Branch River, a tributary of the
Upper west Branch of the Priest River, diversion point about 85 rods
North from the Southwest corner of Section 21-59N. 5 W.B.M.

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

Ans. About 3 second feet of water to place of use

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each
sub-division in which water has been used and number of acres irrigated in each subdivision.) State
whether cultivated or natural meadow land and the nature of all improvements which have been made
as a direct result of said use.

Ans. Water is used for irrigating land in the North half of the South
half of Section 21. Township 69 North, Range 5 W.B.M. containing about
150 acres of land requiring water at certain season of the year.

16056

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

Ans. For irrigation only.

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. Irrigating land that that has been reclaimed and is producing hay and grass.

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

Ans. I have no interest in the land or water works described above.

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. I have witnessed the land reclaimed, the improvements made for conveying the water and the placing of the gates in the ditches as well as the water placed on the land.

(Signed) _____

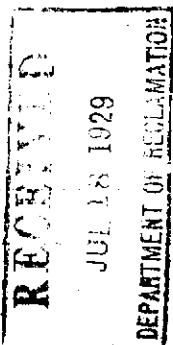
James H. Conway

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 16th day of July, A. D. 1929.

Richard M. Lean
Notary Public in and for the State
of Idaho, residing at Priest River.

Notary Public:

My commission expires May 15th, 1931.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO.

PERMIT NO. 16056

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Frank DeBacker, 59 years of age; residence Section 21, Township
59 North, Range 5 West B. M.; Priest River, Bonner County, Idaho.

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

Ans. Acting for my self only.

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

Ans. Permit No-16056 dated July 16th, 1924, Priority date July 1924.

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

Ans. South Fork of the Upper West Branch River, tributaary of the Upper
West Branch of Priest River; diversion point 85 rods North from Southwest
corner of Section 21, Twp. 59 N. Range 5 W.B. M.

Ques. 5. Describe your works of diversion, and state amout 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. Dirt dam with plank gate divided into two parts 1 6 feet long and
1 4 feet long and both 4 feet high; 1 gate in ditch 3X3½ feet, 40 feet N.
diversion point. second gate in ditch 3X3½ feet 60 feet N. diversion point.
1 ditch 1½ miles in length and another ditch 1 mile in length, ditches are
3½ feet wide and 2 feet deep.

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. for irrigation and domestic purposes; in the North half of the South
half of Section 21, Twp. 59 N. Range 5 W.B.M.; used on natural meadow.
containing about 150 acres on which the water is used, land improved by
water in raising hay.

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

Ans. irrigation only at this time.

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

Ans. ^{Cubic} 3.2 second feet of water is necessary for land irrigated.

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. I am the person to whom the permit was issued.

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

Ans. June, July and August, in the years 1927, 1928 and 1929, through gates and ditches to flow over meadow land growing hay. not all the water used, for the season is some what moist.

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. water other than that diverted flows down the creek and is not used on above described land. only, about half of the water in the river is diverted to land above described.

(Sign)

Frank De Backer

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

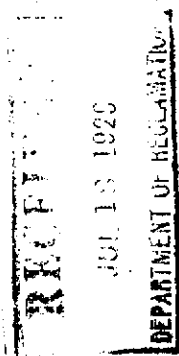
State of Idaho, on this 16th day of July A. D. 1929

Notary Public

Ridha M. Lion

Notary Public in and for the State
of Idaho, residing at Priest River.

My commission expires May 15th, 1931



State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,

June 20, 1929.

Frank DeBacker,

c/o

M. W. McLean,

Priest River, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16056

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

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

1. On July 16, 1929, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Priest River before M. W. McLean, notary public.

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

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

Yours truly,

GEO. H. CARTER

Commissioner of Reclamation.

16056

PRIEST RIVER TIMES

S. A. WICKWARE, Publisher

Priest River, Idaho

June 11, 1929

Mr. George N. Carter
Commissioner of Reclamation
Boise, Idaho

Dear Sir:

Notice for publication "Application for
Water", Frank DeBacker, ofn Priest River, ap-
plicant, received. We will publish this no-
tice in our issues of June 20, 27, July 4
and 11.

Thanking you for this business, we remain

Yours truly,
Priest River Times
By

S. A. Wickware

16056

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date June 4, 1929

PRIEST RIVER TIMES.

Priest River, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to July 16, 1929, the date set for proof, the expense of the publication to be paid by the applicant, Frank DeBacker, of Priest River, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

GEO. N. CARTER

Commissioner of Reclamation.

16056

April 26, 1929.

Re: Permit No. 16056

Mr. Frank DeBacher,
Priest River, Idaho.

Dear Sir:-

We are today in receipt of notices for proof of beneficial use of water under the above permit. These are in proper form and will be held here without further action until some time the first week in June when a copy will be mailed to the Priest River Times for the required four weeks publication prior to July 15, the date set for proof.

Deposition blanks for holder and two witnesses will later be mailed to the notary public before whom proof is to be made.

Very truly yours,
GEO. N. CARTER
Commissioner of Reclamation.

By _____
Chief Clerk.

16056

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date)

April - 24, 1929

(P. O.)

Priest River Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

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

Frank De Backer

(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.

16056

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 16 day of July, 1929,
at Priest River, County of Bonner, State of Idaho,
before M. W. McLean, Notary Public, proof will be submitted
of the application to beneficial use of 3.2 cubic feet per second of the
waters of South Fork of Upper West Branch in accordance with the terms and conditions of
Permit No. 16056 heretofore issued by the Commissioner of Reclamation
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Frank DeBocker, Priest River, Idaho.

The use to which said water has been applied is

Irrigation and domestic purposes

The amount applied to beneficial use is 3.2 Cu. Ft. per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$,

Sec. 21, Tp. 59N-R. 5W. W. 13M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Ditch (No Name)

The right to take water from such works is based upon Permit No. 16056

The source of supply from which such water is diverted is

South Fork of Upper West Branch

The date of the priority which said user is prepared to establish is July 10, 1924.

Geo. H. Carter,

Commissioner of Reclamation.

NWSW-21-59N-5W

Bonner
71-

16056

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Frank DeBacker
Priest River, Idaho

April 9, 1929

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. **16056**....., which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is **July 16, 1929**....., and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

GEO. N. CARTER,
Commissioner of Reclamation.

16056

June 9, 1927

Re: Permit No. 16056

MR. FRANK DeBACKER
Priest River
I d a h o

Dear Sir:

We are enclosing herewith Certificate of
Completion of Works, issued under Permit No. 16056, to-
gether with receipt for fees.

Very truly yours,

GEO. N. CARTER
Commissioner of Reclamation

By
Chief Clerk

Enclosures-2

16056

Priest River, Idaho.

June 6, 1927.

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

Gentlemen:

Herewith proof of completion
of work - Affidavit of holder. Also
enclosed check for \$5.00 covering fee.

Yours very truly,

A De Backer

16056

Permit No. 16056STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Bonner

} SS

Frank De Backer, 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. 16056, and that his postoffice address is Priest River State of IdahoSecond: That the name of the stream from which said water is to be diverted is South Fork of Upper West Branch of Priest RiverThird: That the point of diversion of said water is In the NW 1/4 - SW 1/4 Sec. 21 - T59N - R5W B.M.Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by July 16, 1927.Fifth: That the use for which said water is intended is Irrigation & Domestic

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: Head gate and two Ditches
(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 3 feet, height 2 feet.(d) Conduit Ditch width at bottom 2 feet, width at water line 4 feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is 20 feet. Length of conduit is 2 1/2 miles.Seventh: That said works are capable of conducting to the place of intended use 3 1/2 second feet of water.Eighth: That water appropriated under said permit is available for 160 acres of land described as follows: NW 1/4 - SW 1/4, NE 1/4 - SW 1/4, NW 1/4 - SE 1/4, NE 1/4 - SE 1/4 - Sec. 21 - T59N - R5W B.M.Ninth: Remarks: That Conduits carrying full capacity at present time and water being used on about eighty acresFrank De Backer

(Sign here)

Subscribed and sworn to before me this 6th day of June, 19 27My commission expires Nov 15, 1928Mervin Lemley
Notary Public.

16056

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

April 5. 1927.

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. Frank DeBacker,
Priest River, Idaho.

Boise, Idaho,

Dear Sir:—

Under the terms of your permit No. 16056.....you are required to complete your diversion works on or before July 16, 1927...... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

GEO. N. CARTER.
Commissioner of Reclamation.

16056

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Re: Permit No. 16056

Mr. Frank DeBacker,
Priest River, Idaho,
Dear Sir:

Boise, Idaho,
July 16, 1924.

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

W. G. SWENDSEN.
Commissioner of Reclamation.

16056

