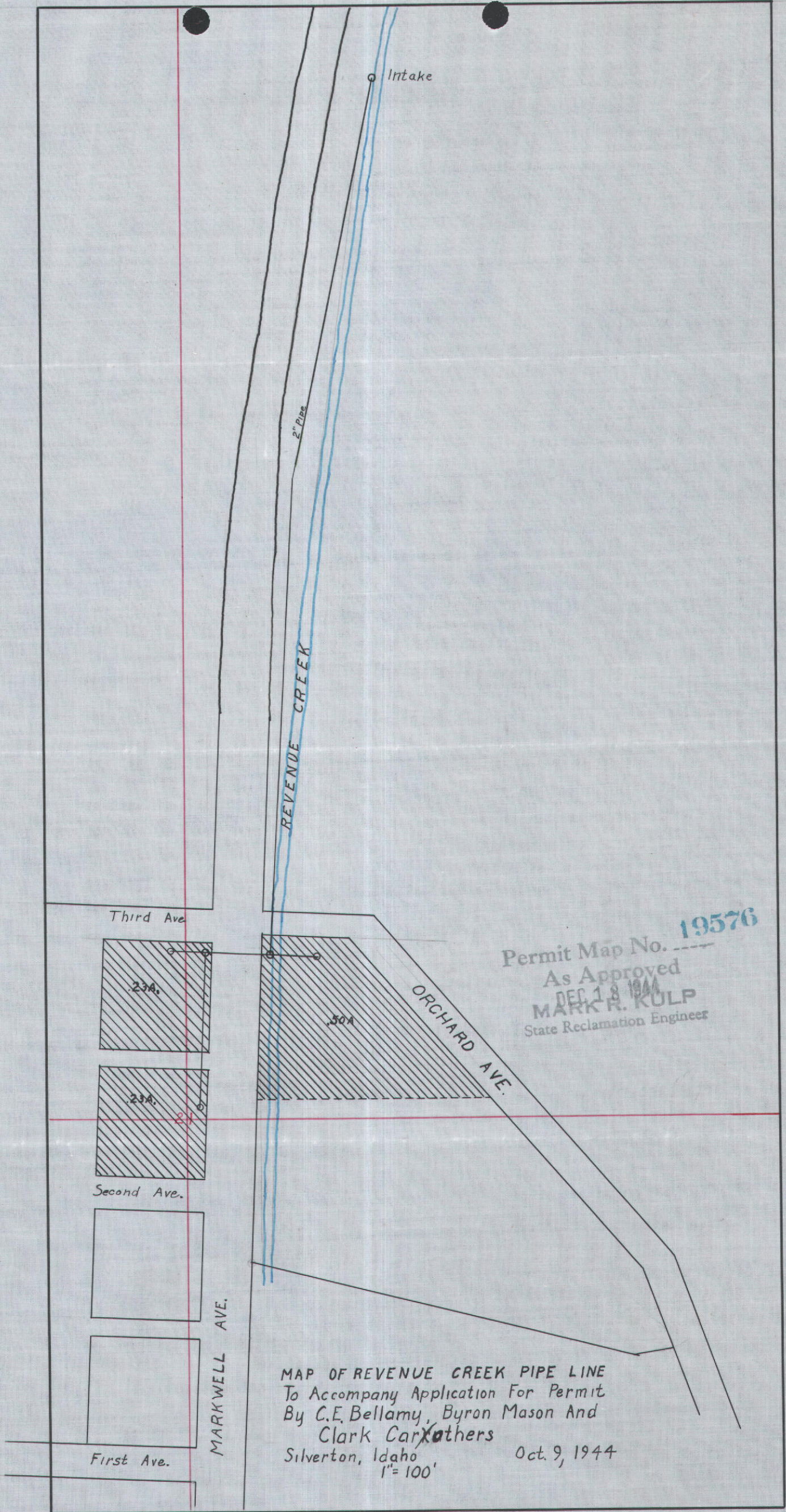




Permit Map No. 19576
As Approved
DEC 18 1944
MARK R. KULP
State Reclamation Engineer

MAP OF REVENUE CREEK PIPE LINE
To Accompany Application For Permit
By C.E. Bellamy, Byron Mason And
Clark Carothers
Silverton, Idaho
1"=100'

Oct. 9, 1944

State of Idaho
License and Certificate of Water Right

Water License No. 19576

Amount .005 second foot

Water District No. _____

Priority November 23, 1945

THIS IS TO CERTIFY that C. E. BELLAMY, BYRON MASON and CLARK CAROTHERS
of Silverton, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 29, 1944; that Permit No. 19576
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.005 second feet, was issued thereunder on November 17, 1945, showing that said works
were completed on the 7th day of November, 1945; and that on the 18th
day of December, 1945,

C. E. BELLAMY, BYRON MASON and MORTON KING (Assignee of Clark Carothers)

of Silverton, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of
Revenue Creek, a tributary of South fork Coeur / Alene River, for the purpose of irrigation and household
use, under Use Permit No. 19576 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

7 of Licenses at page 4343, on the 14th day of March, 1947;

The right hereby confirmed dates from November 23, 1945;

The Point of Diversion is located 965 ft. distant from 1/4 corner Section 21, and
in the SW 1/4 NE 1/4, Sec. 21, Tp. 48 N., R. 4 E., B. M. Shoshone 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 .005 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
48 N.	4 E.	21	Lots 7, 8, 9 & 10, Amended Markwell Addition, located in SW 1/4 NE 1/4, NW 1/4 SE 1/4 Section 21,	Block 3, Lot 1 Tract A, Silverton, Idaho, SE 1/4 NW 1/4, NE 1/4 SW 1/4 and Twp. 48 N., Range 4 E., B.M.	

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
14th day of March, 1947.

MARK R. KULP

State Reclamation Engineer

(SEAL)

94-2196

No. 19576

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

Clark Carothers
Silverton, Idaho

Application No. 27083
Permit No. 19576

District No.

1. Name of Applicant: C. E. BELLAMY, BYRON MASON and CLARK CAROTHERS

Postoffice address: Silverton

County: Shoshone

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: .005 cubic feet per second.

3. Source of water supply: Revenue Creek which is a tributary of South Fork Coeur d'Alene River

4. Location of point of diversion: 965 feet distant from the 1/4

corner of Section 21, T. 48 N., R. 4 E., B. M., and is in the SW 1/4 NE 1/4

of Section 21, T. 48 N., R. 4 E., B. M., County of Shoshone

5. Water is to be used for Irrigation and household 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: \$

8. Kind of works: 2" Pipe line- Diversion dam (removable for flood)

9. Height of dam 3 feet; length of dam at top 8 feet; length of dam at bottom 6
feet; material used in dam: Lumber

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 2 inches; length of conduit 1100 ft. miles.

Average grade per mile 90 feet.

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

13. The time required for the complete application of the water to the proposed use is No 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.

Clark Carothers
Byron Mason *Applicants*
C. E. Bellamy

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. Nov. 29, 1944

Returned to applicant for correction: Nov. 29, 1944

Corrected application received: Dec. 15, 1944

Approval of State Reclamation Engineer

The number of this permit is **19576**
Recorded in Book **70** Page **19576** Approved **December 18, 1944**

Recorded in Book 70 Page 19576 Approved December 18, 1944
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 **February 18, 1945** 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 **June 18, 1945**

The whole of said work to be completed on or before December 18, 1945

The whole of said work to be completed on or before ~~December 18, 1945~~
Beneficial use of water appropriated in accordance herewith, to be made on or before ~~December 18, 1945~~

Witness my hand this 18th day of December, 1944

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. BOTTOLFSSEN, Governor of the State of Idaho,
and GEO. H. CURTIS, 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 18th
day of December, 1944
Countersigned: STATE OF IDAHO

Countersigned:

(SEAL)

By GEO. H. CURTIS

Secretary of State.

By C. A. BOTTOLFSEN

Governor

Remarks:

14.

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
48 N.	4 E.	21	.573				.264				.102				.022				.961
			PERMIT NO. 19576 Certificate of Completion of Works																
To All Whom it May Concern:																			
This is to certify that C. E. BELLAMY, BYRON MASON AND CLARK CAROTHERS, of Silverton, County of Shoshone State of Idaho, the holders of Permit No. 19576, issued upon Application No. 27083, bearing date of priority of No 1944, authorizing the diversion of .005 second foot of the waters of Revenue Creek, a tributary of South fork of C River, County of Shoshone, State of Idaho, for irrigation and household purposes, have 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 .005 second foot of the waters of Revenue Creek; that the point of diversion of said waters is 965 feet distant from the 1/4 corner of Section 21, Range 4 East, B. M., and in the SW ¹ / ₄ NE ¹ / ₄ of said Section 21; and that the lands proposed to be irrigated by said water are described as follows, to-wit: .961 acres in the SW ¹ / ₄ NE ¹ / ₄ , SE ¹ / ₄ NW ¹ / ₄ , NE ¹ / ₄ SW ¹ / ₄ and NW ¹ / ₄ SE ¹ / ₄ Section 21, Range 4 East, B.M.																			
Witness my hand this 17th day of November, A. D. 1945.																			
Proof of completion of works made November 7, 1945																			MARK R. KULP
Certificate of completion of works issued November 17, 1945.																			State Reclamation Engineer

A S S I G N M E N T

For value received, I hereby assign all my right, title and interest in and to Permit to appropriate the Public Waters of the State of Idaho, No. 19576, to Morton King, of Silverton, Idaho, said water being appurtenant to Lots 7 and 8, Block 3, Amended Markwell Tract.

CLARK CAROTHERS
Permit holder
LOUISE CAROTHERS
Wife of Permit holder.

STATE OF WASHINGTON)
(ss.
County of Yakima)

On this 24th day of July, 1946, before me, a Notary Public for the State of Washington, residing at Yakima, personally appeared Clark Carothers, known to me to be the person whose name is subscribed to the within instrument and duly acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

(SEAL)

O. M. Waltz
Notary Public residing at Yakima

My commission expires Nov. 9, 1949.

Received and filed for record in the Department of Reclamation
at Boise, Idaho, at 2:30 P. M., July 25, 1946.

Mark R. Kulp
State Reclamation Engineer
A

LEASE ISSUED FOR 02.5 SEC. FT.
P. 4343

November 6, 1958

Re: Permit No. 19576

Mr. James P. Keane
Attorney At Law
Gyde-Taylor Building
Wallace, Idaho

Dear Mr. Keane:

We find the following described water right of record in this office.

A License was issued March 14, 1947 to C. E. Bellamy, Byron Mason and Morto King, for 0.005 cubic feet per second from Revenue Creek. The point of diversion is described as being 965 feet from the 1/4 corner of Section 21, and in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21, Township 48 North, Range 4 East, B. M., Shoshone County.

The land to which the water is to be applied is described as follows:

Lots 7, 8, 9 and 10, Block 3, Lot 1 Tract A, Amended Markwell Addition, Silverton, Idaho, located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, Township 48 North, Range 4 East, B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

GNC/lw

19576

JAMES P. KEANE
ATTORNEY AT LAW
GYDE-TAYLOR BUILDING
WALLACE, IDAHO

RECEIVED
NOV 6 1958
Department of Reclamation

November 4, 1958

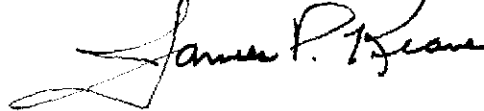
Commission of Reclamation
Statehouse
Boise, Idaho

Gentlemen:

Would you kindly advise me if any location of water rights have been filed with you concerning Revenue Gulch near Silverton, Shoshone County, Idaho, which is in Township 48 N, R 4 E.B.M., Section 21?

Thanking you in advance for your cooperation in this matter,
I am

Very truly yours,



James P. Keane

JPK:m

19570

March 15, 1947

Re: Permit No. 19576

Mr. C. E. Bellamy
Box 234
Silverton, Idaho

Dear Mr. Bellamy:

We enclose licenses and certificate of water right issued under Permit No. 19576 confirming the right of yourself, Byron Mason and Morton King to the use of .005 of second foot of the waters of Revenue Creek with priority of November 23, 1945 for irrigation and household use on Lots 7, 8, 9 and 10, Block 3, Lot 1 Tract A Amended Maxwell Addition, Silverton, Idaho, Shoshone County.

We also enclose departmental receipt No. 19869 for the \$5.00 fee paid by you in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:FA

19576

✓
Re: Permit No. 19576

Messrs. C. E. Bellamy, Byron Mason and Morton King
Silverton, Idaho

Dear Sirs:

We now have our report of our Field Engineer on examination for beneficial use under your permit No. 19576.

Therefore, upon receipt of the statutory fee of \$5, a license will be issued for .005 of a cubic foot per second of water from Revenue Creek for irrigation and domestic use on Lots 7, 8, 9 and 10, Block 3, Lot 1, Tract A, Amended Markwell Addition, Silverton, Idaho.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:FA

19576

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

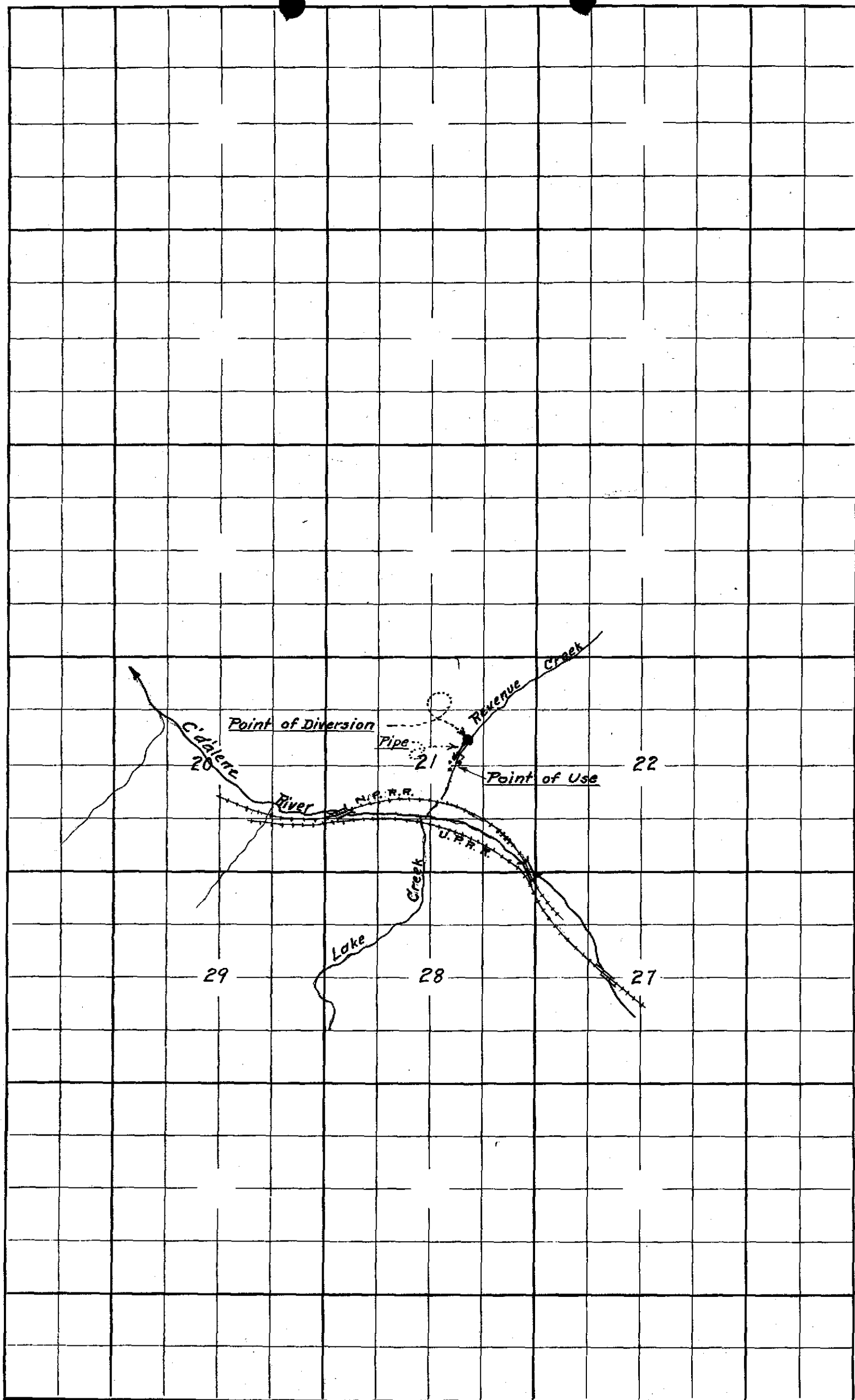
REPORT OF ENGINEER

PERMIT NO. 19576

REPORT ON PROOF OF Beneficial use

1005-c.f.s. 2

OK
mkt



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

19576

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Thorton being assigned

Permit No. 19576

This proof is for Beneficial use

In Water District No.

1. Name of applicant C. E. Bellamy, Byron Mason & Clark Carothers, Silverton, Idaho
 2. Source of water supply: Revenue Creek
 3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 21
T. 48 N. R. 4 E. County of Shoshone
 4. Describe works as they exist, giving dimensions and capacities of same: A Log Dam 2 feet high, and 16 feet long, controls for a screened diversion which runs thence via 150 feet of 4 inch pipe, and 450 feet of 2 inch pipe which provides service for three users
 5. Water is used for: Irrigation and household 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 for other than irrigation): Lots 7, 8, 9 & 10 Block 3, Lot 1 Tract A, Amended Markwell Addition, Silverton, Idaho, located in SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, Township 48 North, Range 4 East, 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? Coeur D'alene River

Remarks:

This examination was made on the 10th. day of October, 1946.

(Signed)

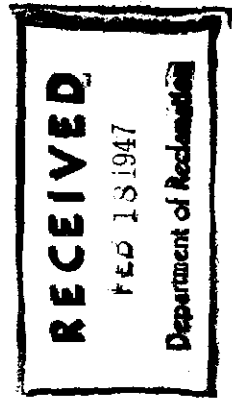
W. J. Delmon
Examiner.

C. E. Bellamy, Byron Mason,
Clark Carothers, Silverton, Idaho

Permit No. 19576

Examination for Beneficial use

County Shoshone



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.

July 26, 1946

Re: Permit No. 19576

Mr. Clark Carothers
Box 254
Silverton, Idaho

901 Pleasant Ave.
Yakima, Wash.

Dear Mr. Carothers:

Your note enclosing money order for the 50 cent fee for recording the assignment of your interest in Permit No. 19576 to Morton King, of Silverton, Idaho, was received this morning.

The assignment has been duly recorded, and we enclose Departmental Receipt # 19553 for the recording fee.

We are sending a copy of this letter to Mr. King, and enclosing him the assignment.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.
C to Morton King

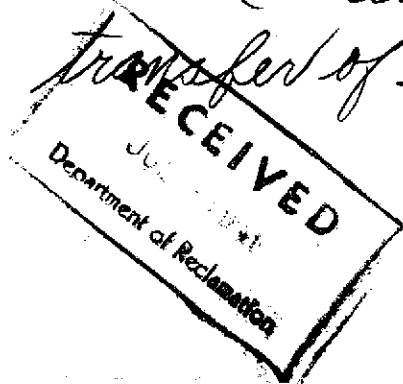
19576

I forgot to enclose Money
order (50 cent) on water right
transfer of Silverton Idaho.

Clark Carothers

901 Pleasant Av.
Yakima
Wn.

19576



July 25, 1946

Re: Permit No. 19576

Mr. Clark Carothers
Box 254
Silverton, Idaho

Dear Mr. Carothers:

We acknowledge receipt of the assignment
of your interest in the above numbered permit
to Morton King, of Silverton, Idaho, with
the notation that this water is appurtenant to Lots 7 & 8,
Block 3, Amended Markwell Tract.

Upon receipt of the statutory fee of fifty cents
(50¢) this assignment will be recorded.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
CC to Morton King

19576

June 11, 1946

Re: Permit No. 19576

Mr. Clark Carothers
Box 254
Silverton, Idaho

Dear Mr. Carothers:

We are in receipt of your letter of June 10th, in which you state that you wish to transfer your interest in the above Water Permit to the parties who have purchased your lots to which the water is appurtenant.

We enclose a form of assignment to be executed by yourself and wife to the new owner- and in doing so please indicate the land to which this water is appurtenant.

The fee for recording the assignment in this department is fifty cents.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19576

Silverton Idaho
June 10, 1946

Dept. of Reclamation
Boise, Idaho.

Dear Sir:-

I am selling my lots here for which
Irrigation Permit No. 19576 has been issued.
Permit is issued to Mason, Bellamy and Carothers.
What must I do to transfer my irrigation
right to the new owner.

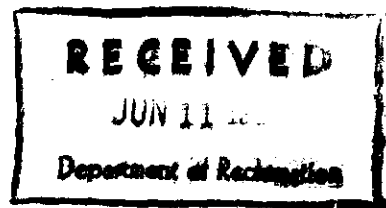
very truly

Clark Carothers.

Box 254

Silverton
Idaho.

19576



19576

May 21, 1946

Bigsby Abstract Company
Wallace, Idaho

Gentlemen:

In reply to your letter of May 16th, inquiring
as to water rights on Revenue Creek, in Section
21, Township 48 North, Range 4 East, B.M.:

Permit No. 19576, in the name of C. E. Bellamy,
Byron Mason and Clark Carothers, of Silverton,
Idaho, filed November 29, 1944, for .005 cubic
foot per second, for irrigation and domestic
purposes, with point of diversion in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 21, Twp. 48 North, Range 4 East, B.M.;
for use on the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$
of this same section,

Both completion of works and beneficial use proofs
have been made under this permit, but the license
has not yet been issued, pending report from our
Field Engineer.

There is no charge for this information, and if we
can serve you further, please do not hesitate to
call upon us.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A

19576

BIGSBY ABSTRACT COMPANY
SHOSHONE COUNTY ABSTRACTS
WALLACE, IDAHO

C. S. BIGSBY
OWNER

May 16th, 1946

State Reclamation Department
107 State House
Boise, Idaho

Gentlemen:

I would like to know who holds the water rights on
Revenue Creek in Section 21, Township Forty-eight North,
Range Four East Boise Meridian.

If there is a charge for the above information please send
me your bill and I will send my check by return mail.

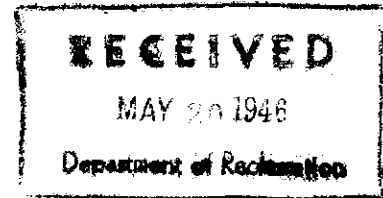
Very truly yours

BIGSBY ABSTRACT COMPANY

By

C. S. Bigsby

19576



Arnold Williams
XXXXXXXXXXXX

December 26, 1945

Re: Permit No. 19576

Mr. Clark Carothers
Silverton, Idaho

Dear Mr. Carothers:

We have received from Elsie M. Ryan, Notary Public, the depositions of yourself, C. E. Bellamy, Byron Mason, and two witnesses, also affidavit of publication from the Wallace Press-Times, all in connection with beneficial use proof under the above numbered permit.

Before final action can be 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, since this department has but one field engineer, who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will try to contact you at the time he makes the examination, so that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

19576

CONSOLIDATED INSURANCE AGENCY

REAL ESTATE

SURETY BONDS

WALLACE, IDAHO

December 19, 1945

Mr. Mark R. Kulp,
State Reclamation Engineer
Department of Reclamation,
State House,
Boise, Idaho.

Dear Mr. Kulp:

RE: Permit No. 19576
C. E. Bellamy, Byron Mason, Clark Carothers

In accordance with your letter of December 8th, I am enclosing

Deposition of Permit Holder
Depositions of Two Witnesses - Fred Morin and Joseph W Woelfel
Affidavit of Publication of Notice

in connection with proof of beneficial use of water under Permit
No. 19576.

I trust the enclosed papers will be found in order.

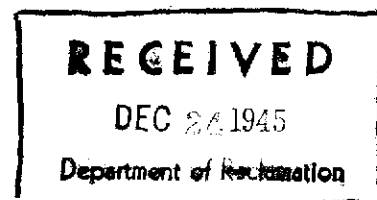
Yours truly,

Elsie M. Ryan

Elsie M. Ryan

19576

r



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19576

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. C. E. Bellamy, Silverton, Idaho, plumber, Silverton, Idaho
Byron Mason, Silverton, Idaho, electrician, Silverton, Idaho
Clark Carothers, Silverton, Idaho, millman, Silverton, 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.

Ans. 19576 - December 18, 1944 - date of priority, November 23, 1945

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

Ans. Revenue Creek is source of supply - 965 from property line

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. wooden dam and two inch pipe line with smaller laterals - .005 second feet of water - name of works is Revenue Irrigation Project

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

Ans. Irrigation, poultry house, etc. Lots 7, 8, 9 and 10, Markwell Tract, and Lot 1, Tract A Amended Markwell Tract - .961 acre - natural meadow land converted to garden and lawn

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

Ans. none

19576

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. .005 second feet of water

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. during entire summer of 1945 entire amount of water diverted has been used for irrigation of garden, lawns and shrubbery.

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

x. C. E. Bellamy
x. Byron Mason
(Sign) x. Clark Brothers

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 Wallace, County of Shoshone, State of Idaho, on this 18th day of December, A. D. 1945.

Elsie M. Ryan

My commission expires 2/4/49

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19576

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. Joseph W. Woelfel - 38 - Silverton, Idaho, Groceryman & Postmaster-Silverton, Idaho

Ques. 2. Are you acquainted with C. E. Bellamy, Byron Mason and Clark Carothers the holder of Permit No. 19576? How long have you known him and where does he reside?

Ans. yes, about six years, Silverton, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19576, 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. Revenue Creek - Place of diversion 965 feet up stream from irrigated land - two inch pipe with smaller laterals.

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. .005 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. Irrigation, poultry house, and ^{garden} Lots 7, 8, 9 and 10 Markwell Tract and Lot 1, Tract A Amended Markwell Tract - .961 Acre

19576

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

Ans. No

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. loose alluvial soil - ^{second}.005/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. 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. Periodically during the entire summer - water used over these lots for
garden, shrubs, lawns, poultry, Watered by sprinkling and flooding

(Signed)

Joseph M. Wallace

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 Wallace, County of Shoshone, State of Idaho, on this 18th day of December, A. D. 19 45

Elsie M. Ryan

Notary Public.

My commission expires 2/4/49

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19576**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. Fred Morin - 42 years - Silverton, Idaho - Chief Electrician - Silverton, Idaho

Ques. 2. Are you acquainted with C. E. Bellamy, Byron Mason and Clark Carother, the holder of Permit No. 19576? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. 19576, 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. Revenue Creek - place of diversion 965 feet up stream from irrigated land - two inch pipe with smaller laterals.

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. .005 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. Irrigation, poultry house and garden use - lots 7, 8, 9 and 10 Markwell Tract and lot 1, Tract A Amended Markwell Tract - .961 Acre

19576

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

Ans. NO

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. loose alluvial soil - .005 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. 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. Periodically during the entire summer - water used over these lots for garden, shrubs, lawns, poultry - watered by sprinkling and flooding

(Signed) Isid Morin

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 Wallace, County of Shoshone, State of Idaho, on this 18th day of December, A. D. 1945.

Elsie M Ryan
Notary Public.

My commission expires 2/4/49

PROOF OF PUBLICATION

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

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a. m. on the 18th day of December, 1945, at Wallace, County of Shoshone, State of Idaho, before Elsie M. Ryan, Notary Public, proof will be submitted of the application to beneficial use of .005 cubic feet per second of the waters of Revenue Creek in accordance with the terms and conditions of Permit No. 19576 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 C. E. Bellamy, Byron Mason and Clark Carothers, (Silverton, Idaho).

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

The amount applied to beneficial use is .005 second feet of water.

The place where said water is used Lots 7, 8, 9, 10, Block 3, Lot 1 Tract A, Amended Markwell Addition, Silverton, Idaho, located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, Township 48 North, Range 4 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is Revenue Creek Pipe Line.

The right to take water from such works is based upon Permit No. 19576.

The source of supply from which such water is diverted is Revenue Creek.

The date of priority which said user is prepared to establish is November 23, 1945.

MARK R. KULP,
State Reclamation Engineer.
4X—Nov. 23, 30, Dec. 7, 14, 1945.

L. W. Lieb, being first duly

sworn, deposes and says: That he is the Manager of the Press-Times Publishing Company, publishers of the Wallace Press-Times, a daily newspaper printed and published at Wallace, Shoshone County, Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county

during a period of seventy-eight consecutive weeks prior to the 23rd day of November, 1945.

Pursuant to the provisions of Chapter 154 of the 1933 Session Laws of the State of Idaho, said Press-Times Publishing Company has designated Friday of each week as the day on which will be published legal notices required by law or by order of any court of competent jurisdiction within the State of Idaho.

That the Notice of Proof Application of which a complete and correct copy is hereto attached, was first published in said newspaper in its Friday issue dated the 23rd day of November, 1945, and was published in each successive Friday issue of said newspaper for four issues, the last publication thereof being in the Friday issue dated the 14th day of December, 1945,

Subscribed and sworn to before me this

15 day of December, A. D., 1945.

Notary Public for the State of Idaho
residing at Wallace, Idaho

1945

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, December 8, 1945

Re: Permit No. 19576
C.E. Bellamy, Byron Mason, Clark Carothers

Elsie M. Ryan
Notary Public
Wallace, Idaho

DEAR ~~SIR~~ Madam:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 19576

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 December 18, 1945, 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 Wallace, Idaho before Elsie M. Ryan, 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,

MARK R. KILP
Commissioner of Reclamation.
State Reclamation Engineer

19576

PRESS-TIMES PUBLISHING COMPANY

Member of Associated Press

WALLACE, IDAHO

Nov. 19, 1945.

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

Attention Jeanne L. Anderson.

Dear Miss Anderson:

This is to acknowledge receipt of Notice for Publication covering application of Clark Carothers, Silverton, Idaho, to be published in four issues of the Wallace Press-Times, Wallace, Idaho, starting with the Friday issue of November 23, 1945.

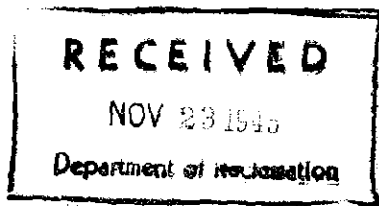
Proof of publication and statement will be submitted to Mr. Carothers.

Thank you.

Yours Very Truly,

Wallace Press-Times

L. W. Lieb
L. W. Lieb, Manager.



Arnold Williams
~~XXXXXXXXXXXX~~

November 19, 1945

Re: Permit No. 19576

Mr. Clark Carothers
Box 254
Silverton, Idaho

Dear Mr. Carothers:

We enclose herewith Certificate of Completion of Works issued under the above numbered permit in the names of C. E. Bellamy, Byron Mason and yourself, to appropriate .005 of a second foot of water from Revenue Creek, for irrigation and household use, in Shoshone County, Idaho.

We also enclose Departmental Receipt # 19244 for the \$5.00 fee paid you in connection with completion of works proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19576

✓
November 15, 1945

Re: Permit No. 19576

Mr. Clark Carothers
Silverton, Idaho *Box 254*

Dear Mr. Carothers:

We acknowledge receipt of affidavit in proof of completion of works under the above numbered permit, in the name of C. E. Bellamy, Byron Mason and yourself, also money order for the \$5.00 fee. Certificate of completion of works will be issued and sent you within a few days.

We also acknowledge receipt of duplicate notice of beneficial use proof to be made under this permit at Wallace, Idaho, on December 18th, and your authorization for us to have the notice published at your expense in the Wallace Press Times.

You have not named a Notary Public before whom this beneficial use proof is to be made- and there is not time to have a reply from you as to this and allow for the necessary four publications before December 18th- So we have filled this in with the name of the Notary Public who acknowledged the completion of works proof- Elsie M. Ryan. If that is not satisfactory- please get in touch with the Wallace Press Times at once, giving them the correct name, and also advise us in regard to it.

The notice has been sent to the newspaper, with instructions in regard to publishing same- and requesting them to send you the affidavit of publication, together with statement of cost.

About ten days prior to the date set for proof we shall send to the Notary Public the forms of deposition to be used by yourselves and two witnesses in making the proof. And at the time set you should appear at the Notary's office, together with two disinterested witnesses, who are familiar with the terms of the permit, and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Date: November 15, 1945

Re: Permit No. 19576

The Wallace Press-Times

Wallace, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 18, 1945, the date set for proof, the expense of the publication to be paid by the applicant, Clark Carothers of Silverton, 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Chief Clerk

19576

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) _____

(P. O.) _____

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
Wallace press Times of Wallace (Shoshone county), published in
the county in which the works are situated. Idaho.

CER

X

C. E. Bellamy

BAM

X

Byron Maxon

Clark Carothers

(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.

19576

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

Notice is hereby given that at 10:00A. M. on the 18th day of December, 1946,
at Wallace, County of Shoshone, State of Idaho, before
Elsie M. Ryan, Notary Public, proof will be submitted of the
application to beneficial use of .005 cubic feet per second of the waters of Revenue
Creek in accordance with the terms and conditions of Permit No. 19576
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
C.E. Bellamy, Byron Mason, Clark Carothers (Silverton, Idaho).

The use to which said water has been applied is Irrigation & Household

The amount applied to beneficial use is .005 Second Feet of Water

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) Lots 7, 8, 9, 10 in Block 3; Lot 1 Tract A Amended
Markwell Addition, Silverton, Idaho, located in the ~~XXXXXX, XXXXX Addition~~
SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21, Township 48 North,
Township 48 North, Range 4 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is Revenue Creek Pipe Line

The right to take water from such works is based upon Permit No. 19576

The source of supply from which such water is diverted is Revenue Creek

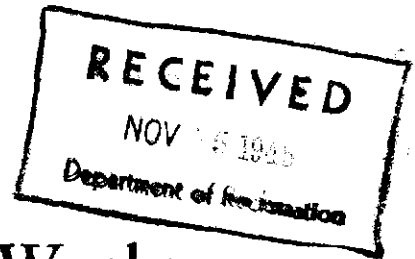
The date of priority which said user is prepared to establish is November 29, 1944
~~XXXXXXXXXXXXXXXXXXXX~~

MARK R. KULP

State Reclamation Engineer.

19576

Permit No.

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

SS.

County of ShoshoneC.E. Bellamy, Byron Mason, Clark Carothers

..., 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. 19576, and that his postoffice address is Silverton, State of Idaho.

Second: That the name of the stream from which said water is to be directed is Revenue Creek.

Third: That the point of diversion of said water is 965 Ft. (Northernly) From 1/4 Corner Sec. 21 - T48N R4E B.M. - In The SW 1/4 NE 1/4 Same Sec.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Dec. 18, 1945.

Fifth: That the use for which said water is intended is Irrigation and Household.

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

II. Dimensions of work: Dam and Pipe Line

(a) Height of dam 3 feet, length of dam at top 8 feet, length of dam at bottom 6 feet. Material used in construction Wood

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir ✓ acre feet.

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

(d) Conduit Pipe width at bottom ✓ feet, width at water line ✓
(State whether ditch, flume or pipe)

feet, depth of water ✓ feet; diameter of pipe 2 inches, average grade per mile is 90 feet. Length of conduit is .18 miles ($\frac{18}{100}$)

Seventh: That said works are capable of conducting to the place of intended use .005 second feet of water.

Eighth: That water appropriated under said permit is available for .961 ($\frac{96}{100}$) acres of land described as follows: Twp 48N R4E Sec 21

Amount in Each	NE 1/4	NW 1/4	SW 1/4	SE 1/4	Total
40 Acre	✓	✓	✓	✓	✓
Lot 7 & 8, Block 3	.573	.264	.102	.022	.961

Lot 9 & 10, Block 3, Lot 1, Tract A, Amended Markwell

Ninth: Remarks: That Project Completed and used
Irrigable Season of 1944

C.E. Bellamy
Byron Mason
Clark Carothers

(Sign here)

Subscribed and sworn to before me this 7th day of November, 1945

My commission expires 2/4/49

Oliver M. Ryan

Notary Public.

19576

1945

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

G.E. Bellamy, Byron Mason & Clark Carothers
C/o Clark Carothers
Silverton, Idaho

October 1, 1945

Dear Sir:

Under the terms of your permit No. 19576 you are required to complete your diversion works and make proof of beneficial use on or before December 18, 1945.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is December 18, 1945, 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.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

19576

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 19576

Date December 21, 1944

Dear Sir:

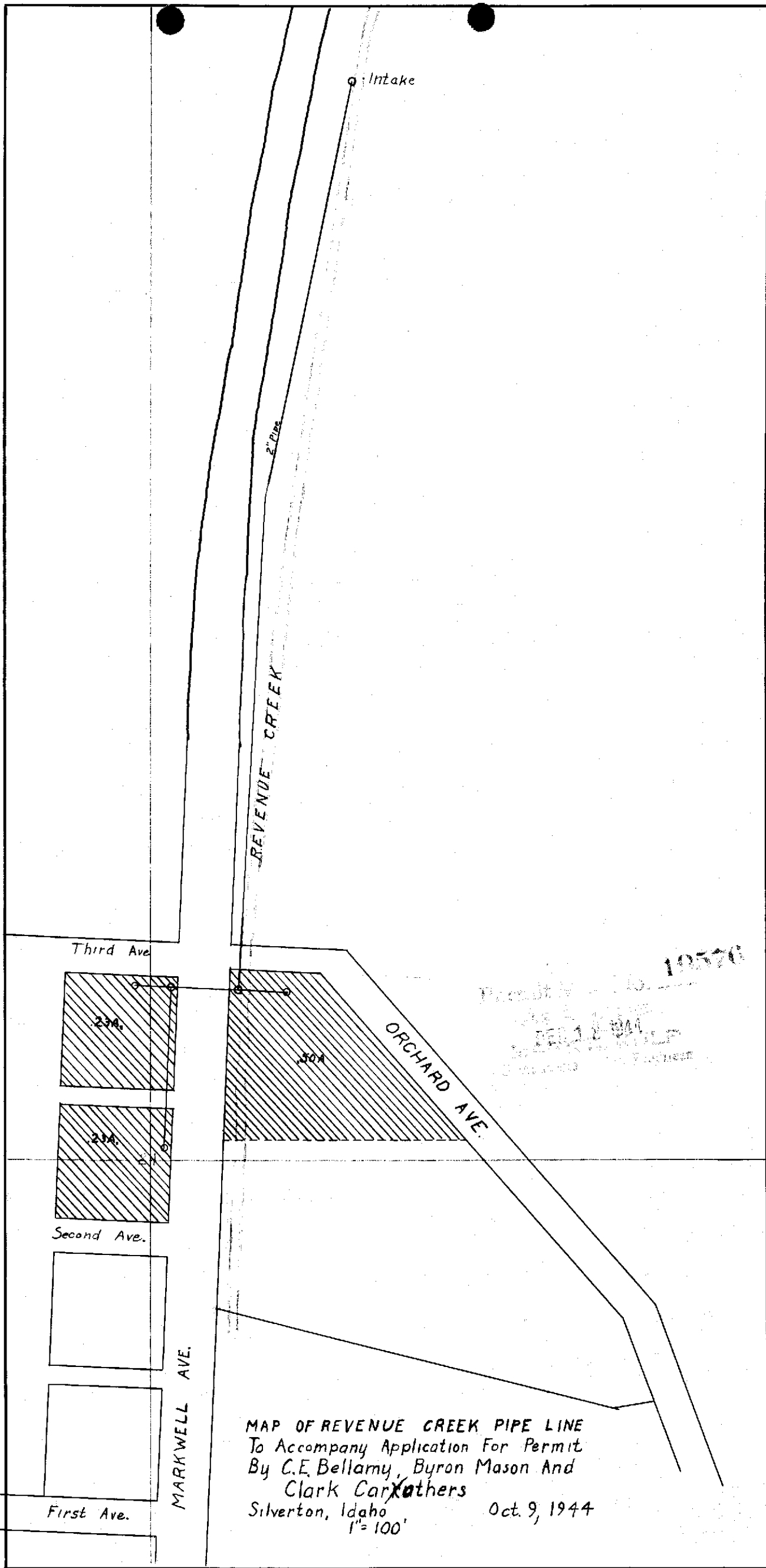
We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

C.E. Bellamy, Byron Mason & Clark Carothers
C/o Clark Carothers
Silverton, Idaho
Enc. Receipt # 18714

MARK R. KULP

State Reclamation Engineer

19576



November 29, 1944

Re: Application No. 27083

Mr. Clark Carothers
Silverton, Idaho

Dear Mr. Carothers:

This morning's mail brings us the return of the above application for permit- but we are obliged to return it again, as the signature is incomplete.

Inasmuch as there are three applicants, it should either be signed personally by all three, or else all three names should be listed on the third page, as applicants- by yourself as Agent.

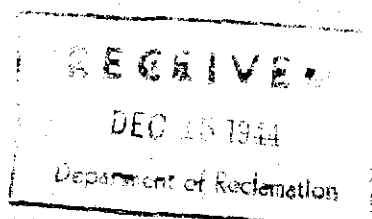
Please give this matter your prompt attention, so that the application may receive the approval of the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.





C. A. BOTTOLFSSEN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

October 19, 1944

Mr. Clark Carothers
Silverton, Idaho

Dear Mr. Carothers:

We acknowledge receipt of application for permit to appropriate the public waters of the State of Idaho, for C. E. Bellamy, Byron Mason and yourself; accompanied by postal money order for \$5.00 to pay the filing fee.

However, this application should be signed on the line marked "Applicant" on the third page, and we return it herewith for that purpose.

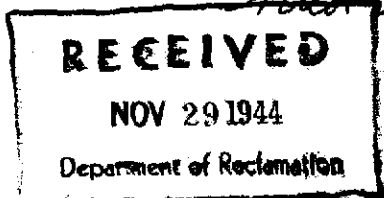
Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeannie L. Anderson
Chief Clerk

A
Encl.



*My error - I thought I
had mailed the application*

Thank you

Clark Carothers

19576

November 22, 1944

Mr. Clark Carothers
Silverton, Idaho

Dear Mr. Carothers:

We have had no reply to the letter which we addressed you on October 19th, 1944, in which we returned your permit application for your signature.

We hold to your credit the \$5.00 filing fee, and upon return of the completed application, it will be approved and permit issued.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

19576

October 19, 1944

Mr. Clark Carothers
Silverton, Idaho

Dear Mr. Carothers:

We acknowledge receipt of application for permit to appropriate the public waters of the State of Idaho, for C. E. Bellamy, Byron Mason and yourself; accompanied by postal money order for \$5.00 to pay the filing fee.

However, this application should be signed on the line marked "Applicant" on the third page, and we return it herewith for that purpose.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19576