PROOF OF PUBLICATION

STATE OF IDAHO,
County of Shoshone, } SS.

Wm. Penney, being first duly sworn deposes and says that he is publisher of KELLOGG—NEWS—WARDNER a weekly newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the .....

Notice for Publication-Notice of Proof Application of Water to Beneficial Use

Permit 18993
Young Men's Christian Association of Kellogg, Idaho

of which the annexed is a true copy, was published in each regular weekly issue of said newspaper, and not in a supplement thereto, for a period of 4 consecutive weeks, the first publication thereof being in its issue dated November 29, 1940 and the last publication thereof being in the issue dated December 20, 1940

Wm Penney

Subscribed and sworn to before me this 20th day of December, 1940

H. L. Tuson

Notary Public

18993

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

Notice is hereby given that at 7:30 p. m. on the 20th day of December, 1940, at Kellogg, County of Shoshone, State of Idaho, before W. L. Tuson, a Notary Public, proof will be submitted of the application to beneficial use of .25 cubic feet per second of the waters of Dudley Creek in accordance with the terms and conditions of Permit No. 18993 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 Young Men's Christian Association, 126 McKinley Avenue, Kellogg, Idaho.

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

The amount applied to beneficial use is .25 cubic feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) YMCA Camp (Ferguson Lodge) in S½SE¼ Sec. 27, Twp 49N., Range 4E., B. M.

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

The right to take water from such works is based upon Permit No. 18993.

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

The date of priority which said user is prepared to establish is June 10, 1940.

JAMES SPOFFORD,
Commissioner of Reclamation

11-29-12-20

4111

4111

State of Idaho

License and Certificate of Water Right

Water License No. 18993 Amount 0.25 c.f.s.

Water District No. Priority June 10, 1940

THIS IS TO CERTIFY that YOUNG MEN'S CHRISTIAN ASSOCIATION of Kellogg, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated June 10, 1940, 19 ; that Permit No. 18993 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .25 second feet, was issued thereunder on November 22, 1940 19 , showing that said works were completed on the 18th day of November, 19 40 ; and that on the 20th day of December, 19 40,

YOUNG MEN'S CHRISTIAN ASSOCIATION of Kellogg, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Dudley Creek, a tributary of Beaver Creek, for the purpose of domestic use for camp purposes, under Use Permit No. 18993 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 4111, on the 27th day of March, 19 42 ;

The right hereby confirmed dates from June 10, 1940, 19 ;

The Point of Diversion is located in the NW¼ ¼ NE¼ ¼, Sec. 34, Tp. 49 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 0.25 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 Commissioner of Reclamation, affixed at Boise, Idaho, this 27th day of March, 19 42

E.V. BERG
Commissioner of Reclamation

(SEAL)

94 217

State of Idaho

License and Certificate of Water Right

Water License No. 18791 Amount 0.1 c.f.s.

Water District No. Priority May 10, 1939

THIS IS TO CERTIFY that STATE OF IDAHO, DEPT. OF PUBLIC WORKS of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 10, 1939, 19; that Permit No. 18791 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.1 second feet, was issued thereunder on May 23, 1941, 19, showing that said works were completed on the 9th day of May, 19 41; and that on the 9th day of May, 19 41,

STATE OF IDAHO, DEPT. OF PUBLIC WORKS

of Boise, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of spring, a tributary of, for the purpose of drinking fountain public use, and/, irrigation of roadsides, under Use Permit No. 18791 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 4110, on the 27th day of March, 19 42;

The right hereby confirmed dates from May 10, 1939, 19;

The Point of Diversion is located in the SW¼ ¼ NW¼ ¼, Sec. 16, Tp. 15 S, R. 39 E, B. M. Franklin

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.1 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 Commissioner of Reclamation, affixed at Boise, Idaho, this 27th day of March, 19 42

E. V. BERG
Commissioner of Reclamation

(SEAL)

№ 18993

94-2177

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Young Men's Christian Association
126 McKinley Ave.
Kellogg, Idaho

Application No. 26408
Permit No. 18993
District No.

1. Name of Applicant: YOUNG MEN'S CHRISTIAN ASSOCIATION
Postoffice address: Kellogg County: Shoshone State: Idaho
   I. If applicant is a corporation, give:
   (a) Date and place of incorporation: Kellogg, Idaho- May 31, 1939
   (b) Amount of capital stock:
   (c) Amount paid in:
   (d) Names and addresses of directors: C. Y. Garber, D. R. Gittinger, W. R. McFaddin, W. A. Tuson, W. W. Papesh, Edward W. Mayer, Alvin F. Kroll, P. C. Feddersen, S. A. Easton, R. D. Leisk, Irving Laskey, A. Y. Bethune, Ray Roland, A. V. Dunkle; all of Kellogg, Idaho
   II. The financial resources of the applicant are:
   (a) Cash on hand: $1,200.00
   (b) Treasury stock:
   (c) Bonds to be issued:
   (d) Other resources:

2. Quantity of water claimed: 0.25 cubic feet per second.

3. Source of water supply: Dudley Creek which is a tributary of Beaver Creek

4. Location of point of diversion: 1600 feet distant from the S E corner of Section 27, T. 49 N., R. 4 E., B. M., and is the- in the NW¼ NE¼ of Section 34, T. 49 N., R. 4 E., B. M., County of Shoshone

5. Water is to be used for: Domestic use only for camp 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: $ 200.00

8. Kind of works: Pipe

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 feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet; dimensions of flume:
   Diameter of pipe two (2) inches; length of conduit 0.2 miles.
   Average grade per mile 200 feet.

12. The time required for the completion of such work is six months 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.

Young Men's Christian Association *Applicant.*

By Raymond D. Wilder *Agent.*
Gerenal Secretary

Date of first receipt at Department of Reclamation: 9:00 A.M. June 10, 1940

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18993
Recorded in Book 69 Page 18993 Approved June 14, 1940
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 August 13, 1940 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 September 14, 1940
The whole of said work to be completed on or before December 14, 1940
Beneficial use of water appropriated in accordance herewith, to be made on or before December 14, 1940

Witness my hand this 14th day of June, 1940

JAMES SPOFFORD
Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We C. A. BOTTOLFSEN 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 have caused the Great Seal of the State of Idaho to be hereunto affixed, this 14th day of June 19 40

Countersigned: STATE OF IDAHO

(SEAL

By GEO. H. CURTIS *Secretary of State.* By C. A. BOTTOLFSEN *Governor.*

Remarks:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Point of use of water: At Y.M.C.A. camp in S½SE¼ Sec. 27, Twp. 49 N., Range 4 E., B.M.

PERMIT NO. 18993
Certificate of Completion of Works.

TO ALL WHOM IT MAY CONCERN:

This is to certify that YOUNG MEN'S CHRISTIAN ASSOCIATION, of Kellogg, County of Shoshone, and State of Idaho, the holder of Permit No. 18993, issued upon Application No. 26408, bearing date of priority of June 10, 1940, authorizing the diversion of 0.25 second foot of the waters of Dudley Creek, a tributary of Beaver River, County of Shoshone, State of Idaho, for domestic use for camp 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 anf conveying to the place of intended use 0.25 second foot of the waters of Dudley Creek; that the point of diversion of said waters is located 1600 feet distant from the Southeast corner of Section 27, Township 49 North, Range 4 East, B. M., and in the NW¼ of NE¼ of Section 34, Township 49 North, Range 4 East, B. M.; and that the point of use of said water is at the Y.M.C.A. camp in the S½SE¼ Section 27, Township 49 Northm Range 4 East, B. M.

Witness my hand this 22nd day of November, A. D. 1940.

JAMES SPOFFORD
Commissioner of Reclamation

Proof of completion of works made November 18, 1940
Certificate of Completion of Works issued November 22, 1940.

LICENSE ISSUED FOR 0.25 SEC. FT.
MAR 27 1942
#4111

April 1, 1942

Re : 18993

Young Men's Christian Association
c/o Raymond F. Wilder, Gen. Secty.
Kellogg, Idaho

Dear Mr. Wilder:

We are enclosing License and Certificate of Water Right for the use Of .25 cubic feet per second of the waters of Dudley Creek for the purpose of camp use on the NW¼NE¼, Sec. 34, Twp. 49 N., Rge 4 E., B. M. in the County of Shoshone.

Very truly yours,
E. V. [illegible]
Commissioner of Reclamation

BY: Chief Clerk.

ml.
encl.

18993

Form 23

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18993

This proof is for Beneficial use In Water District No.

1. Name of applicant Young Men's Christian Association, Kellogg, Idaho
2. Source of water supply: Dudley Creek, a tributary of Beaver River
3. Location of point of diversion: Is in the NW¼ of NE¼ of Section 34
   T. 49 N. R. 4 E. County of Shoshone
4. Describe works as they exist, giving dimensions and capacities of same: A small earth check diverts to a 300ft. length of I2" X I2" "V" type flume; thence via pressure box (4' X 4' X 8'long) and I700 feet of I½ inch pipe to camp buildings and place of use.
5. Water is used for: Domestic use for camp located in S½SE¼ Sec. 27, T.49 N.,R. 4 E.,BM
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):

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

8. What large stream would the water here appropriated finally reach? Coeue D'Alene River

Remarks

This examination was made on the 27th. day of May, 1941

(Signed) Fred L. Dolman
Examiner.

18993

Y. M. C. A., Kellogg, Idaho
Raymond F. Wilder, Gen. Secy.

73

Permit No. 18993

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.

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

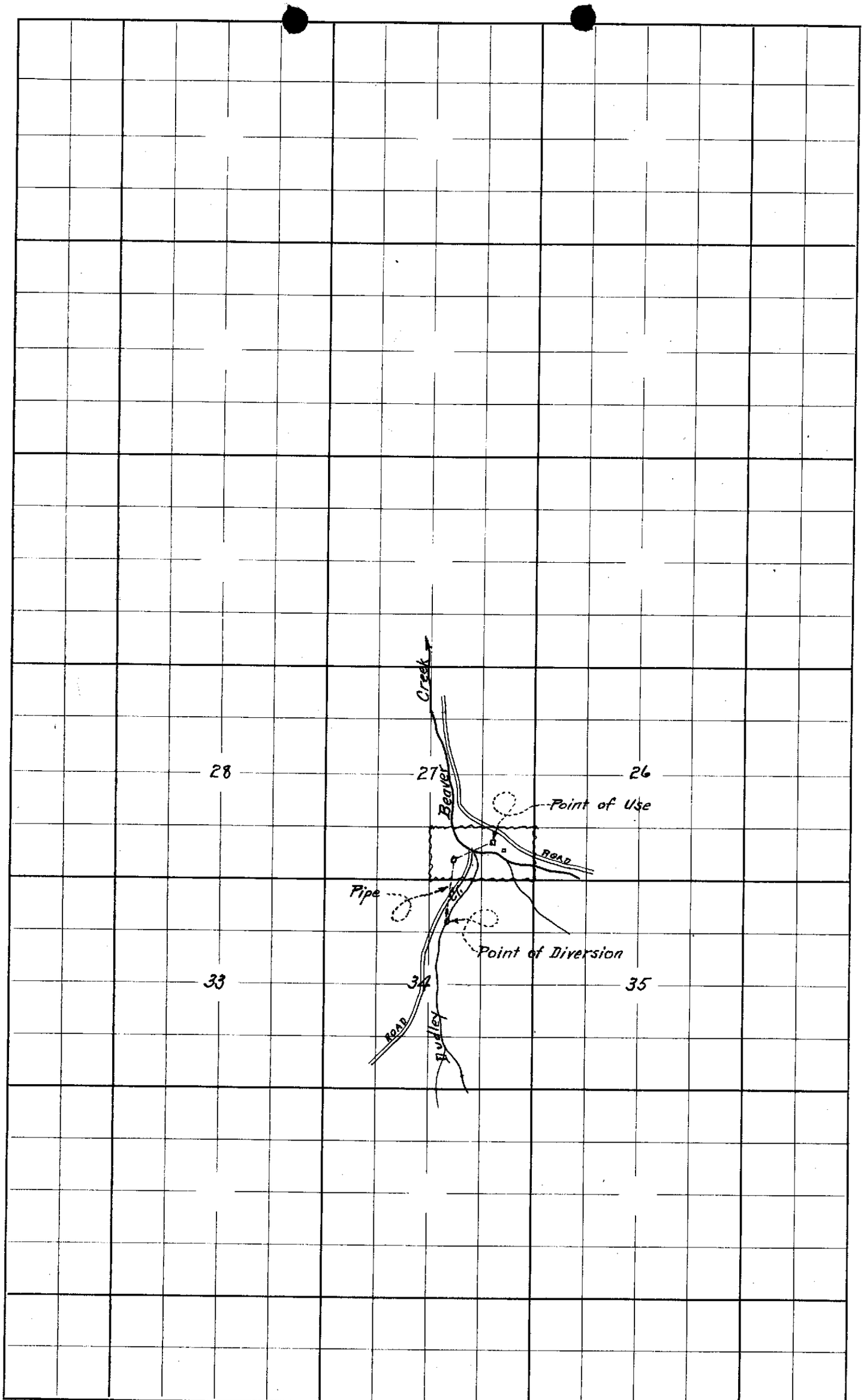
BOISE

REPORT OF ENGINEER

PERMIT NO. 18993

REPORT ON PROOF OF Beneficial use

O.H. fn. .25 c.f.s.
fn. $5.00 Paid R# 17634
[illegible]



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

18993

December 31, 1940

Re: Permit No. 18993

Mr. Raymond F. Wilder,
General Secretary YMCA,
126 McKinley Avenue,
Kellogg, Idaho.

Dear Mr. Wilder:

Through an oversight, in writing you yesterday, we asked for the $5.00 fee in connection with beneficial use proof.

Our records show that this has already been paid, and is covered by our Receipt No. 17634.

We trust that you will pardon this error.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

18993

December 30, 1940

Re: Permit No. 18993

Mr. Raymond F. Wilder,
General Secretary YMCA,
126 McKinley Avenue
Kellogg, Idaho

Dear Mr. Wilder:

We acknowledge receipt, from the Notary Public, Mr. William L. Tuson, of the depositions of the holder and two witnesses, also affidavit of publication from the Kellogg News, all in connection with beneficial use proof under the above numbered permit, in the name of the Young Men's Christian Association.

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

However, Mr. Tolman, Field Engineer for this department, will try and contact you at the time set for examination, so that you may arrange to show him over the grounds, and upon receipt of his report a license will be issued in accordance therewith.

Meanwhile, you may send at your convenience the statutory fee in connection with this final proof, which amounts to $5.00.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLA

Chief Clerk

18993

WILLIAM L. TUSON
ATTORNEY AT LAW
HUTTON BLDG.
KELLOGG, IDAHO

RECEIVED
DEC 23 1940
Department of Reclamation

December 21, 1940

State of Idaho
Department of Reclamation
Boise, Idaho

Re: Permit 18993 - Y.M.C.A.

Dear Sirs:

I have enclosed herewith the following:

Proof of publication of Notice of proof of application of water to beneficial use,

Deposition of Permit Holder,

Depositions of Two Witnesses.

Sincerely yours,

W. L. Tuson

18993

wlt jr
encs.

PROOF OF PUBLICATION

STATE OF IDAHO,
County of Shoshone, } SS.

Wm. Penney, being first duly sworn deposes and says that he is publisher of KELLOGG—NEWS—WARDNER a weekly newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the .....

Notice for Publication-Notice of Proof Application of Water to Beneficial Use

Permit 18993
Young Men's Christian Association of Kellogg, Idaho

of which the annexed is a true copy, was published in each regular weekly issue of said newspaper, and not in a supplement thereto, for a period of 4 consecutive weeks, the first publication thereof being in its issue dated November 29, 1940 and the last publication thereof being in the issue dated December 20, 1940

Wm Penney

Subscribed and sworn to before me this 20th day of December, 1940

W. L. Tuson
Notary Public

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

Notice is hereby given that at 7:30 p. m. on the 20th day of December, 1940, at Kellogg, County of Shoshone, State of Idaho, before W. L. Tuson, a Notary Public, proof will be submitted of the application to beneficial use of .25 cubic feet per second of the waters of Dudley Creek in accordance with the terms and conditions of Permit No. 18993 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 Young Men's Christian Association, 126 McKinley Avenue, Kellogg, Idaho.

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

The amount applied to beneficial use is .25 cubic feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) YMCA Camp (Ferguson Lodge) in S½SE¼ Sec. 27, Twp 49N., Range 4E., B. M.

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

The right to take water from such works is based upon Permit No. 18993.

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

The date of priority which said user is prepared to establish is June 10, 1940.

JAMES SPOFFORD,
Commissioner of Reclamation

11-29-12-20

18993

Form 16.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

Permit No. 18993

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Raymond D. Wilder; General Secretary, Young Mens Christian Association of Kellogg, Idaho; 126 McKinley Avenue, Kellogg, 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. Young Mens Christian Association, Kellogg, Idaho; principal place of business is Kellogg, Idaho; deponent acting under authority of Board of Directors of Corporation.

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

Ans. Permit number 18993, dated June 14, 1940, priority dating from June 10, 1940

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

Ans. Dudley Creek, a tributary of Beaver River in Shoshone County. Point of diversion located 1600 feet distant from SE corner Sec 27, T 49N R4E BM, and in the NW¼ of NE¼ of Section 34, T 49N, Ranger 4 East, 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. 2" pipe line capable of conducting .25 cubic feet per second.

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

Ans. Domestic use at YMCA camp (Ferguson Lodge) in S½SE¼ Section 27, Township 49 North, Range 4 East, B.M.

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

Ans. Domestic usas only, no irrigation, no power.

18993

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

Ans. .25 cubic feet per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

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

Ans. Domestic uses in YMCA camp operating in summer seasons 1939 and 1940.

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.

(Sign) Kellogg Young Mens Christian Assn, Inc
Raymond P Wilder, Gen Secy.

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 Kellogg, County of ~~Idaho~~ Shoshone, State of Idaho, on this 20th day of December, A. D. 1940.

W. L. Pierson

My commission expires Dec. 21, 1944

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, RESIDING AT KELLOGG

18993

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18993

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. W. J. Mulroney; ; 112 Kellogg Avenue, Kellogg, Idaho; automobile dealer; Papesh Chevrolet Company, Kellogg Idaho.

Ques. 2. Are you acquainted with the Young Mens Christian Association, Kellogg, the holder of Permit No. 18993 ? How long have you known him and where does he reside?

Ans. Resides and does business at Kellogg Idaho for thirty years past.

Ques. 3. Have you read or heard read said Permit No. 18993, 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 frrom point of diversion to place of use.

Ans. water is diverted from Dudley Creek, a tributary of Beaver River, in Shoshone County, at a point 166 feet from SE corner of Section 27, T 49N R4E BM, and in the NW¼ of NE¼ of Section 34, T49N, R4E b.m. and is conducted to point of use through a two-inch pipe.

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. Amount sought in permit application. Have seen quantity such as required for use of permit holder up to amount named in permit being so conveyed.

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 improvement which have been made as a direct result of said use.

Ans. Domestic purposes only. At YMCA camp.

18993

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

Ans. _____

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. During camping seasons of 19 39 and 1940 as visitor to camp I have seen the application of the water diverted to the use intendded.

(Signed) W. F. Mulroney

I hereby certify that the foregoing testimony was read to the above subbscriber 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 Kellogg, County of Shoshone, State of Idaho, on this day of December the 20th, A. D. 1940.

W. L. Dixon
Notary Public.

My commission expires Dec. 21, 1944

18993

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18933

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. Edna Leigh Wilder; 40 ;416 Helen Street, Kellogg, Idaho; housewife; post-office address same as residence.

Ques. 2. Are you acquainted with the Kellogg Young Mens Christian Association, the holder of Permit No. 18933 ? How long have you known him and where does he reside?

Ans. yes; ten years; located at Kellogg Idaho.

Ques. 3. Have you read or heard read said Permit No. 18933, 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 frrom point of diversion to place of use.

Ans. water diverted from Dudley Creek, a tributary of Beaver River, Shoshone County, at a point 1600 feet distant from the SE corner of Section 27, Township 49N, Range 4E, BM, and in the NW¼ of NE¼ of Section 34, Township 49N, Range 4E B.M. whence it is conducted through a 2 inch pipe line to the site of use.

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. I have seen the works conveyeing the amount required by the permit holder for the purpose intended and suppose the line is capable of conveying the amount of the permit.

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 improvement which have been made as a direct result of said use.

Ans. Water is used for domestic purposes at the YMCA boys and girls camp.

18993

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

Ans. _____

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. I saw the works constructed and placed in operation and without assigning dates saw the use of water conveyed to the camp by the works described at least ten times during the summer camp season (July and August) 1940.

(Signed) Edna Leigh Wilder

I hereby certify that the foregoing testimony was read to the above subbscriber 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 Kellogg, County of Shoshone, State of Idaho, on this day of December the 20th, A. D. 1940.

M. L. Pinson
Notary Public.

My commission expires Dec. 21, 1944

NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, RESIDING AT KELLOGG

18993

DISTRICTING CENTER FOR THE GREAT COEUR D'ALENE MINING AREA — MINES ⋈ SMELTERS ⋈ REFINERIES

RECEIVED
DEC 21 1940
Department of Reclamation

The Kellogg Evening News

Kellogg, Idaho

Dec. 18, 1940

James Spofford,
Commissioner Reclamation,

Boise, Idaho.

Dear Sir:- Yours of the 11th at hand. We had supposed the YMCA had written you concerning same. However, the notice for proof of beneficial use, Permit No. 18993, was duly received but did not arrive at this office in time for four weekly insertions prior to December 18. The weekly News is issued on each Friday and the first insertion on the notice was run on November 29. The 4th insertion would be December 20. Your date for proving up was set December 18.

We immediately conferred with the YMCA secretary and W. L. Tuson, before whom proof is to be made, and they changed the date to December 20 for offering proof. We therefor changed the date in the notice to read "20" instead of 18 and thereby give same four insertions according to your instructions.

We trust this will meet with your approval. Proof of publication will be furnished the YMCA and copies of the paper have been forwarded your office.

Respectfully,

Kellogg NEWS Wardner

Mc Powers

18993

December 11, 1940

Re: Permit No. 18993

Kellogg Evening News,
Kellogg, Idaho.

Gentlemen:

On November 20th we sent you a notice for publication in connection with beneficial use proof under the above numbered permit, in the name of the Young Men's Christian Association, of Kellogg, Idaho, which notice was to be published once a week for four weeks prior to December 18th.

We have received no acknowledgment of this notice, nor have we received a copy of your paper containing same.

Please advise by return mail if the notice is being published, and also please send us a copy of your paper containing same.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

JLS

Chief Clerk

18993

Form No. 22-B

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Boise, Idaho, December 7, 1940

Re: Permit No. 18993
Y. M. C. A.

Mr. W. L. Tuson,
Notary Public,
Kellogg, Idaho

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18993

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, 1940, 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 Kellogg, Idaho before W. L. Tuson, 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,

JAMES SPOFFORD
Commissioner of Reclamation.

18993

November 22, 1940

Re: Permit No. 18993

Mr. Raymond D. Wilder, General Secretary,
Young Men's Christian Association,
Kellogg, Idaho.

Dear Mr. Wilder:

We acknowledge receipt of your letter of November 18th, enclosing Affidavit of proof of completion of works under the above numbered permit, together with check for $10.00 in payment of completion of works and beneficial use proof fees, for which we enclose Departmental Receipts Nos.17632 and 17634.

The notice for proof of beneficial use enclosed has been sent to the Kellogg Evening News, with instructions to publish it once a week for four consecutive weeks prior to December 18, 1940, the date set for proof.

About ten days prior to that date we shall send to W. L. Tuson, Notary Public, the proper forms of depositions, consisting of one for the holder and one for each of two witnesses, so that he may have them in ample time for the proof. And on that date you should appear at his office, 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.

We are enclosing Certificate of Completion of works issued under this permit, for 0.25 second foot of the waters of Dudley Creek, diverted in the NW¼ NE¼ of Section 34, Township 49 North, Range 4 East, B.M., for domestic use at the Y.M.C.A. camp site in the S½SE¼ Section 27, Township 49 North, Range 4 East, B.M.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

18993

JLA
Encls.

P.S. The priority date is June 10, 1940, the date application was filed

Form No. 11-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Re: Permit No. 18993

November 20, 1940
Date . . . . . .

Kellogg Evening News
Kellogg, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 18, 1940, the date set for proof, the expense of the publication to be paid by the applicant, Young Men's Christian Association, 126 McKinley Ave, Kellogg to whom you should furnish proof of publication on or prior to the date for proof.

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

Very truly yours,
James Spofford

Commissioner of Reclamation

18993

Form 10

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 7:30 PM. on the 18th day of December, 1940, at Kellogg, County of Shoshone, State of Idaho, before M. L. Tuson, a Notary Public, proof will be submitted of the application to beneficial use of .25 cubic feet per second of the waters of Dudley Creek in accordance with the terms and conditions of Permit No. 18993 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 Young Mens Christian Association, 126 McKinley Avenue, Kellogg, Idaho

The use to which said water has been applied is domestic

The amount applied to beneficial use is .25 cubic feet

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) YMCA Camp (Ferguson Lodge) in S½SE¼ Sec. 27, Twp 49N., Range 4e., B.M.

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

The right to take water from such works is based upon Permit No. 18993

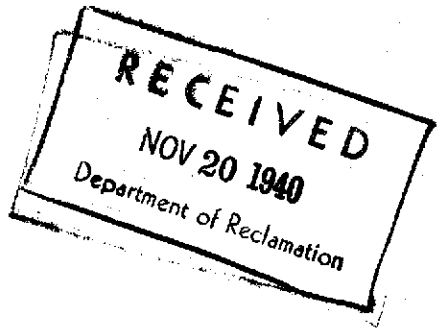
The source of supply from which such water is diverted is Dudley Creek

The date of priority which said user is prepared to establish is June 10, 1940

James Spofford
Commissioner of Reclamation.

18993

YOUNG MEN'S CHRISTIAN ASSOCIATION
126 McKINLEY AVENUE
KELLOGG, IDAHO



November 18, 1940

James Spofford, Esq.,
Commissioner of Reclamation,
Boise, Idaho.

Sir:

Attached are Proof of Completion of Works, duplicate Notice of Prnof of Application of Water to Beneficial Use, and authorization for publication of the Ntice of Proof, all in connection with permit number 18993 issued to us. Also attached is our check in the amount of $10,00 covering the fees concerned with both of these proofs. Notice of proof is dated for 7:30 p.m. December 18th next, this being the date of a meeting of the Board of Directors of this Association for purposes of transacting corporate business.

Yours very truly,

Raymond D. Wilder,
General Secretary.

rdw enw
encls.

18993

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 16, 1940

(P. O.) Kellogg, 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 Kellogg Evening News of Kellogg, Idaho, published in the county in which the works are situated.

Young Mens Christian Association,
by Raymond S. Wilder
General Secretary.

(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.

18993

We are not quite clear on what should be inserted as the "date of priority which the user is prepared to establish". We can show use of water for domestic camp purposes at this location since July 1, 1938, but presume that for the purpose of this transaction it should not be shown earlier than the date of proof. Please correct this insertion if it should be stated differently.

RDW

18993

Form 6

Permit No. 18993

STATE OF IDAHO

Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO } ss.

County of Shoshone

Raymond D. Wilder, General Secretary of the Young Mens Christian Association, being first duly sworn, upon his oath deposes and says: Kellogg, Idaho

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 18993, and that his postoffice address is 126 McKinley Avenue, Kellogg Idaho State of

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

Third: That the point of diversion of said water is 1600 feet distant from the SE corner Sec. 27, T49N, R4E, BM; and is in the NW¼ NE¼ Sec 34, T49N, R 4E BM, County of Shoshone.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 14, 19 40.

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

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

1. Kind of works: pipe
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

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

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.

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

(d) Conduit 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 feet. Length of conduit is .2 miles.

Seventh: That said works are capable of conducting to the place of intended use .25 second feet of water.

Eighth: That water appropriated under said permit is available for acres of land described as follows:

Ninth: Remarks: That

Young Mens Christian Association,
by Raymond D. Wilder (Sign here) General Secretary.

Subscribed and sworn to before me this 18th day of November, 1940.

W. L. Dyson
NOTARY PUBLIC IN AND FOR THE STATE OF IDAHO, RESIDING AT KELLOGG
Notary Public.

My commission expires Jan. 4, 1944

18993

OK 0.25 S.F.
H.D.

Form No. 5-A

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Re: Permit No. 18993

Y. M. C. A.
126 McKinley Avenue
Kellogg, Idaho

October 7, 1940

Dear Sir:

Under the terms of your permits No. 18993 you are required to complete your diversion works and make proof of beneficial use on or before December 14, 1940.

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.

I 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 14, 1940, 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

JAMES SPOFFORD

Commissioner of Reclamation

18993

June 26, 1940

Re: Permit No. 18993

Mr. Raymond D. Wilder,
General Secretary Y M C A
Kellogg, Idaho.

Dear Mr. Wilder:

We are enclosing herewith Permit No. 18993 issued to the Young Men's Christian Association.

BE SURE AND NOTE LIMITATIONS AND CONDITIONS OF SAME, as given under approval of the Commissioner of Reclamation on the fourth page.

Although your application stated that the works were completed, you will note that we have allowed six months time in which to make the necessary proofs. This is because four weeks publication is required prior to making the beneficial use or final proof- and this will allow ample time, although the proof may be started at once, if you so desire.

The first proof required is proof of completion of works, and this can be made by executing the Affidavit enclosed- and returning to this office, with the statutory fee of $5.00- and upon approval a Certificate of Completion of Works will be issued.

We are also enclosing duplicate forms for Notice of beneficial use proof- which should be filled out, setting time, place, and also giving the name of the Notary Public before whom proof will be made. Of course, the date should be set far enough ahead to allow for the necessary four weeks publication.

Both copies of this Notice, and also your authorization for us to have it published in any paper that you may designate in the county where the water is diverted, should be returned to this office, and upon receipt we shall send the notice to the newspaper with instructions in regard to publishing same.

The fee in connection with this proof is also $5.00- which may be paid at the time the depositions of proofare sent in.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

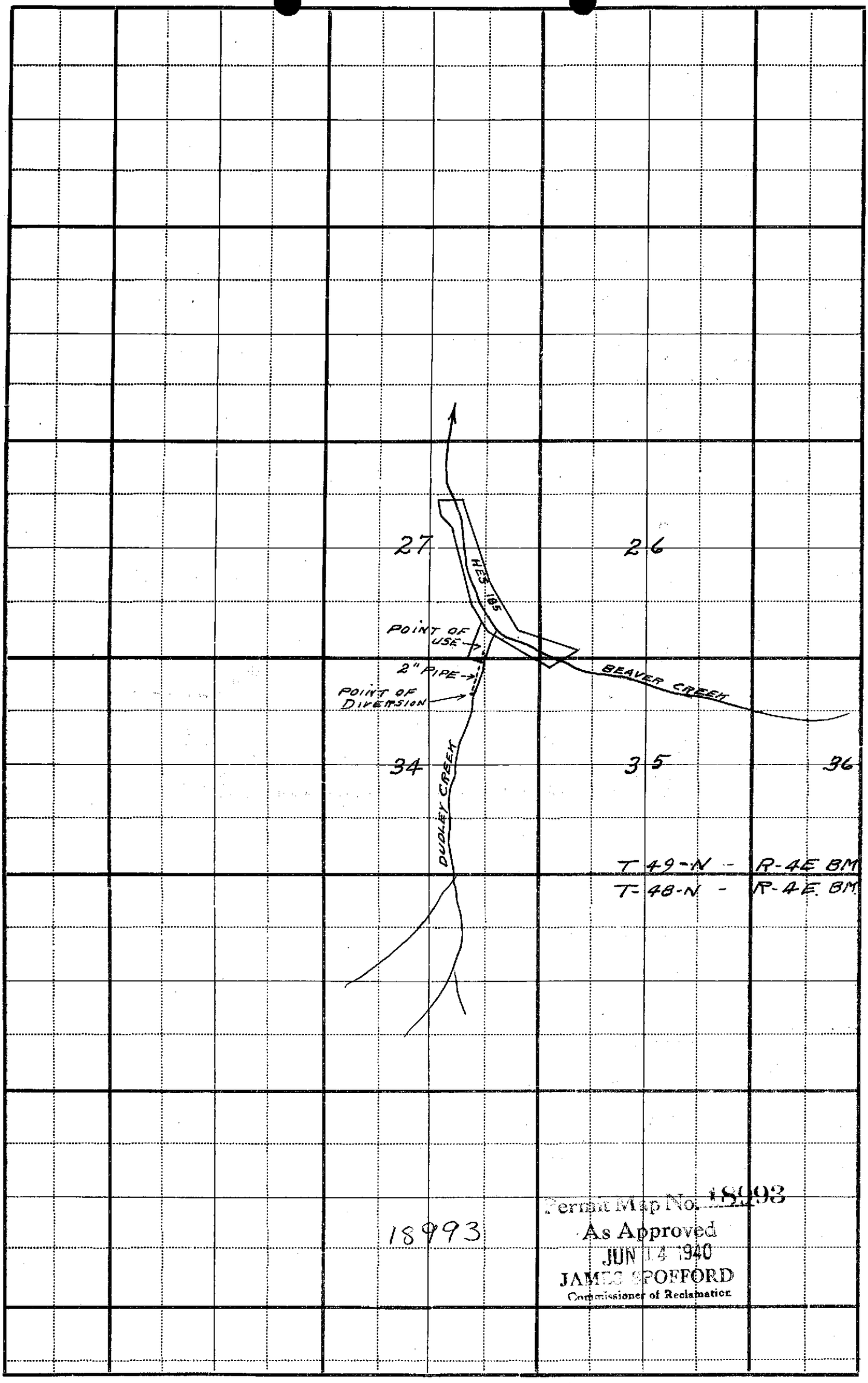
Chief Clerk

JLA
Encs.

18993

NAME OF APPLICANT

FORM No. 0



18993

Permit Map No. 18993
As Approved
JUN 14 1940
JAMES B. FOFFORD
Commissioner of Reclamation

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

YOUNG MEN'S CHRISTIAN ASSOCIATION
126 McKINLEY AVENUE
KELLOGG, IDAHO

9:00 AM

June 7, 1940

Mr. Harry Dewey,
Deputy Commissioner,
Department of Reclamation,
Boise, Idaho.

Dear Mr. Dewey:

This refers further to an exchange of correspondence we had two months ago about water rights on Dudley Creek.

Enclosed is our application for a permit to take water out of this Creek for domestic use exclusively on a YMCA camp site. Attached to the application are two maps showing the location of the project and the necessary application fee.

Your attention is called to the fact that the two-inch pipe specified as the "kind of work" in the application is already installed as we did this last year under the authority of Mrs. John F. Ferguson and her permit number 17437. About a thousand feet above the point of use we have erected a wooden tank holding approximately 900 gallons of water as stabilizer to the system. Our engineer advisor believes that this is not a reservoir within the meaning of the water law and therefore it has not been mentioned in the application but I mentioned it here to make it a matter of record with you and to place us entirely in the clear.

There is probability that from time to time the area now in our possession by permit from the forest service may be enlarged unless we should come into possession of the Ferguson tract HES 185. We want to be informed whether the permit we are now applying for is adequate to cover our domestic uses at any point within a probable enlargement of our camp site.

Yours very truly,

Raymond D. Wilder

Raymond D. Wilder,
General Secretary.

rdw/emw
Enc.

18993

18993

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

Notice is hereby given that at 7:30 p. m. on the 20th day of December, 1940, at Kellogg, County of Shoshone, State of Idaho, before W. L. Tuson, a Notary Public, proof will be submitted of the application to beneficial use of .25 cubic feet per second of the waters of Dudley Creek in accordance with the terms and conditions of Permit No. 18993 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 Young Men's Christian Association, 126 McKinley Avenue, Kellogg, Idaho.

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

The amount applied to beneficial use is .25 cubic feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) YMCA Camp (Ferguson Lodge) in S½SE¼ Sec. 27, Twp 49N., Range 4E., B. M.

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

The right to take water from such works is based upon Permit No. 18993.

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

The date of priority which said user is prepared to establish is June 10, 1940.

JAMES SPOFFORD,
Commissioner of Reclamation
11-29-12-20

NOTICE OF ASSESSMENT

Office of the Enterprise Mining Company, Limited, Kellogg, Idaho, October 31, 1940.

Notice is hereby given that at

NOTICE TO DELINQUENT STOCKHOLDERS

Office of the Highland - Surprise Consolidated Mining Company, Rossi Insurance Building, Wallace, Idaho.

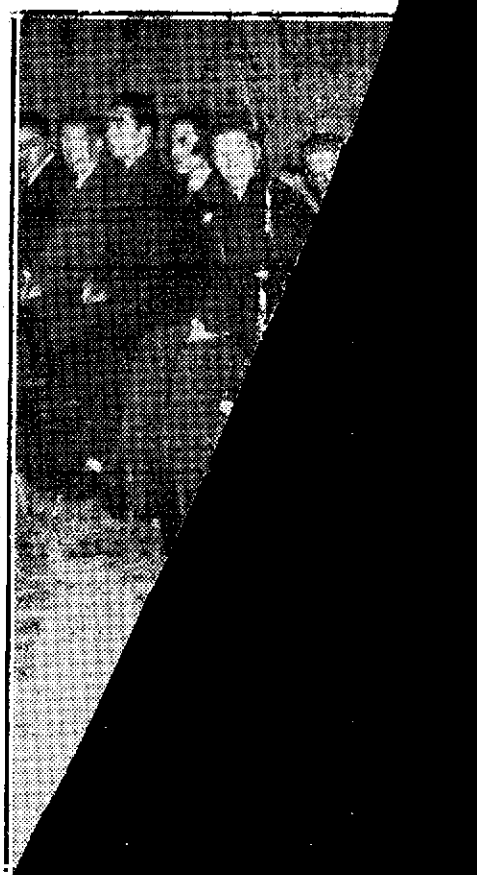
Notice is hereby given that there is delinquent upon the following described shares of the capital stock of the Highland-Surprise Consolidated Mining Company on account of an assessment of two cents per share, levied on September 25, 1940, the several amounts set opposite the names of the respective shareholders as follows, to-wit:

	Cert. No.	No. Shares	Assessment
Carlson, Eric James B.	2316	2000	$40.00
Markle, ... James B.	3137	5000	100.00
Markle ..... Pohlman, T.	3138	5000	100.00
F. & Co. ..... Pohlman, T.	3117	1000	20.00
F. & Co.	3118	1000	20.00

And in accordance with law, so many shares of each parcel of such stock as may be necessary will be sold at the office of the Highland - Surprise Consolidated Mining Company, Rossi Insurance Building, Wallace, Idaho, on Wednesday at 9 a. m. (Daylight Saving Time), December 18, 1940 to pay the delinquent assessment thereon, together with the costs of advertising and expenses of sale. The date for said delinquent sale was originally fixed as November 25, 1940 and by order of the Board of Directors was extended to the 18th day of Decem ber, 1940.

H. M. HUEMAN, Secretar
11-22-12-6

NOTICE TO CREDITO

In the Probate Court
County of Shoshone
Idaho.
In the Matter of th
ALEXANDER WA

NOTICE IS HE
by the undersig
the Estate of A