

R-3W.

20

21

Jerome

T.
42
N.

28

5a.

P.D.

To Potlatch

33

34

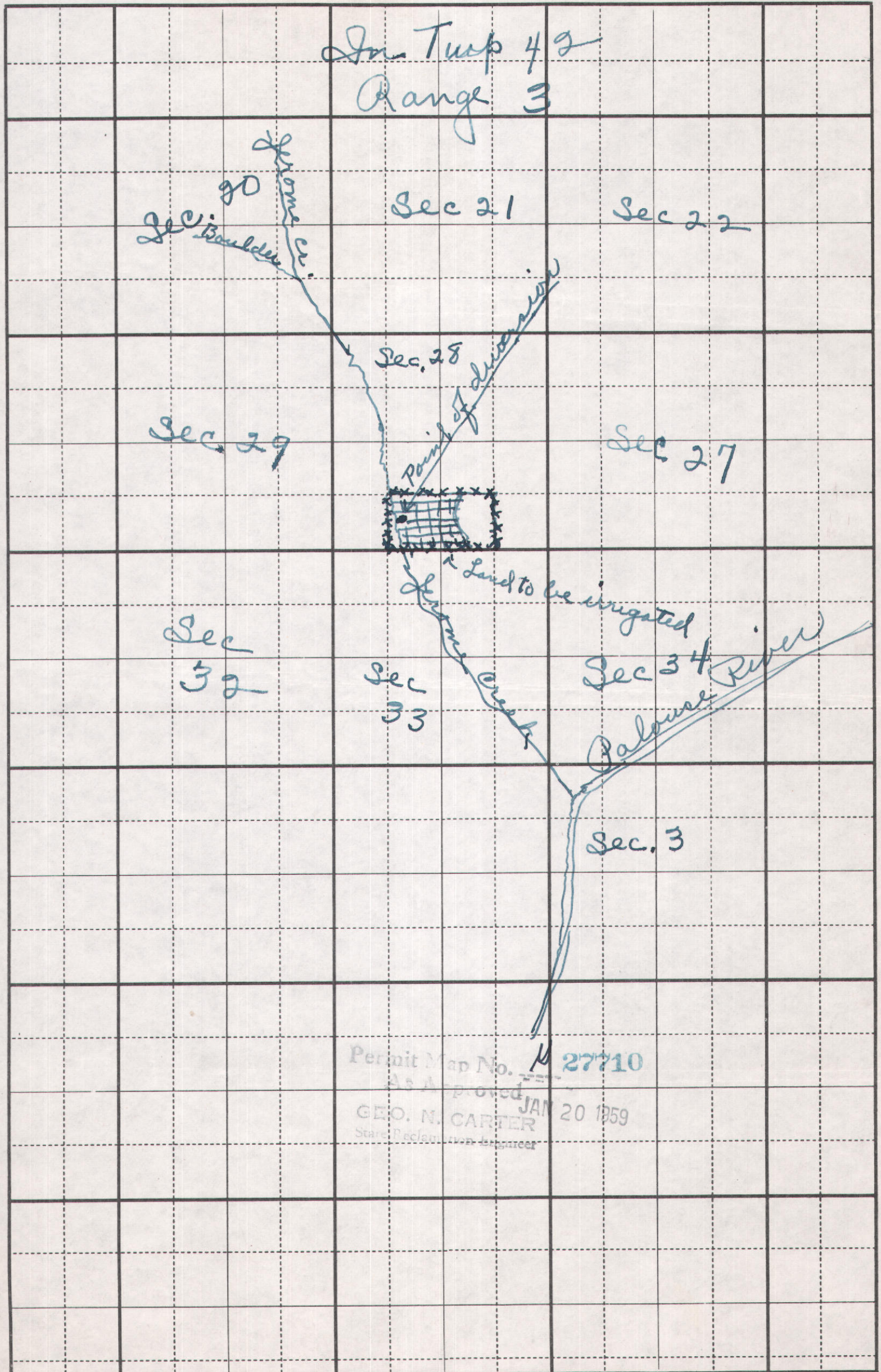
Creek

PALOUSE RIVER

Subdivision = One

Area = 5 acres.

$Q = 3''$ or .06 yds.



Permit Map No. 27710
 As Approved JAN 20 1959
 GEO. N. CARTER
 State Reclamation Engineer

State of Idaho

License and Certificate of Water Right

Water License No. 27710

Amount .06 c.f.s.

Water District No.

Priority Jan. 12, 1959

THIS IS TO CERTIFY that WALTER NEUBRECH
of Olympia, Washington, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 12, 1959; that Permit No. 27710
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.0 second feet, was issued thereunder on November 23, 1959, showing that said works
were completed on the 13 day of November, 1959; and that on the 19
day of January, 1960,

WALTER NEUBRECH

of Olympia, State of Washington, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Jerome
Creek, a tributary of Palouse River, for the purpose of irrigation, stock water
& domestic, under Use Permit No. 27710 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
11 of Licenses at page 6977, on the 7th day of October, 1960;

The right hereby confirmed dates from January 12, 1959;

The Point of Diversion is located

in the SE 1/4 SW 1/4, Sec. 28, Tp. 42 N, R. 3 W., B. M. Latah 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 .06 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
42 N.	3 W.	28	SE 1/4 SW 1/4	35	5
			Total number of acres to be irrigated:		5

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

7th day of October, 1960.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

State of Idaho

License and Certificate of Water Right

Water License No. G-22909Amount 5.66 c.f.s.

Water District No. _____

Priority July 15, 1952.

THIS IS TO CERTIFY that ROSS G. WARD
 of Twin Falls, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated July 15, 19 52; that Permit No. G-22909
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.66 second feet, was issued thereunder on October 11, 19 60, showing that said works
 were completed on the 1st day of September, 19 56, and that on the 1st
 day of September, 19 56,

ROSS G. WARD

of Twin Falls, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean flow, for the purpose of irrigation
 , under Use Permit No. G-22909 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
11 of Licenses at page 6978, on the 11th day of October, 19 60;
 The right hereby confirmed dates from July 15, 19 52;

The Point of Diversion is located
 in the SW 1/4 NW 1/4, Sec. 21, Tp. 7 S., R. 23 E., B. M. Lincoln 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 5.66 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 S.	23 E.	21	NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	37
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
					<u>37</u>
Total number of acres to be irrigated:				314	

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
11th day of October, 19 60.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

Application For Permit
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 35646
PERMIT No. 27710
DISTRICT No.

Walter Neubrech
2946⁵⁸ Quince St.
Olympia, Washington

1. Name of Applicant: WALTER NEUBRECH

Washington

Postoffice address: 2946 South Quince St., Olympia, / County: Thurston

State: Washington

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) Bond to be issued:
- (d) Other resources:

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

3. Source of water supply: Jerome Creek which is a tributary of Palouse River

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the SE¹/₄SW¹/₄
of section 28 , T. 42N , R. 3 W , B. M., County of Latah

5. Water is to be used for Irrigation except .01 cubic ft. per second for domestic & Stock Watering

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 of , 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: \$ 2,000

8. Kind of works: pump and aluminum tubing (sprinkler system)

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 fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 1 years.

13. The time required for the complete application of the water to the proposed use is 0 additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: No knowledge of any.

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

/s/ Walter Neubrech
Applicant.

Bv

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. January 12, 1959

Returned to applicant for correction:

Corrected application received:

The number of this permit is 27710
Recorded in Book 98 Page 27710 Approved January 20, 1959
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 March 20, 1959 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 July 20, 1959
The whole of said work to be completed on or before January 20, 1960
Beneficial use of water appropriated in accordance herewith, to be made on or before January 20, 1960

WITNESS My hand this 20th day of January, 1959

/s/ GEO. N. CARTER
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, 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 20th
day of January, 1959. STATE OF IDAHO

day of _____, 19____.

Countersigned:

(SEAL) By _____ /s/ ARNOLD WILLIAMS
Secretary of State.

STATE OF IDAHO

By _____ /s/ ROBERT E. SMYLLIE
Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
42 N	3 W	28	35				50
Permit No. 27710							
CERTIFICATE OF COMPLETION OF WORKS							
TO ALL WHOM IT MAY CONCERN:							
This is to certify that WLATER NEUBRECH of Olympia, County of Thurston, and State of Washington, the holder of Permit No. 27710, issued upon Applicat on No. 35646 bearing date of priority of January 12, 1959, authorizing the diversion of 1.0 second feet of the waters of Jerome Creek, County of Latah, State of Idaho, for irrigation, domestic and stock watering purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.0 second feet of the waters of Jerome Creek, a tributary of the Palouse River; that the point of diversion of said waters <u>SE$\frac{1}{4}$SW$\frac{1}{4}$, Sec. 28, T. 42 N., R. 3 W., B. M.</u>; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 50 acres in <u>SE$\frac{1}{4}$SW$\frac{1}{4}$, SW$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 28, T. 42 N., R. 3 W., B. M.</u> Witness myhand this 23rd day of November, 1959. s/ GEO. N. CARTER State Reclamation Engineer Proof of Completion of Works Made: November 13, 1959							
page 6977							

October 7, 1960

Re: Permit No. 27710

Walter Neuhrech
2946 South Quince St.
Olympia, Washington

Dear Mr. Neuhrech:

We enclose License and Certificate of Water Right
issued on Permit No. 27710.

We also enclose departmental receipt No. 30297 in
the amount of \$2.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Kule
Chief Clerk

EPR:ew

27710

STATE OF WASHINGTON
DEPARTMENT OF GAME

RECEIVED
OCT 4 1960

Memo for

Dept of Reclamation
Room 107 State House
Boise, Idaho -

Dear Sir:

Enclosed find my check
for \$2.00 for water rate
Permit No. 27710 -

Yours truly
Halter Nubrock

September 23, 1960

Re: Permit No. 27710

Mr. Walter Neubrach
2946 S. Quince
Olympia, Washington

Dear Mr. Neubrach:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 27710 shows the Jerome Creek is capable of conveying 3 miner's inches, or .06 c.f.s. of water for the irrigation of 5 acres.

Upon receipt of the statutory fee of \$ 2.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of January 12, 1959 to the use of .06 second feet of surface water with the point of diversion in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, for the irrigation of 5 acres in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, T. 42 N., R. 3 W., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

RECEIVED
SEP 14 1960

Department of Reclamation

Olympia, Washington
September 9, 1960

Mr. E. N. Humphrey, Deputy
State Reclamation Engineer
State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sir:

I have been out of the state recently which will account for the delay in replying to your letter of August 30th.

Circumstances do not permit the extending of irrigation from my place on Jerome Creek as was planned. Therefore I will offer noopposition for the use of water from Jerome Creek to be reduced to a sufficient amount to irrigate five acres at this time.

As soon as the remainder of this place is ready for water I will re-apply for an additional amount.

Yours truly,

Walter Neubrech

WALTER NEUBRECH
2946 South Quince
Olympia, Washington

AUGUST 30, 1960

Re: Permit No. 27710

Mr. Walter Neubrech
2916 S. Quince
Olympia, Washington

Dear Mr. Neubrech:

I made inspection in connection with your Permit on August 25th. All I found was two small pumps and hose lines from each up the hill to nozzles that sprinkled small trees.

In the evening I talked by phone with Mr. Miller. He said that approximately 5 acres of young trees had been irrigated.

State law will not allow over one miner's inch per acre on a water license, so 5 acres would automatically limit a license to five inches or less.

I don't believe your pumps will deliver more than 3 inches total through the sprinklers and that is what I intend to turn in on my report. That amount will furnish more water than you need to sprinkle 5 acres with.

Further, at any future time, you can apply for additional water under a new permit if you decide to use more water. It is not the purpose of the law to restrict you but to give you license to amount you actually use.

If for any reason such report is not according to the facts please let me know at once.

Yours truly,

GEO. N. CARTER
State Reclamation Engineer

By:

E. N. HUMPHREY, Deputy
State Reclamation Engineer

ENH:ew

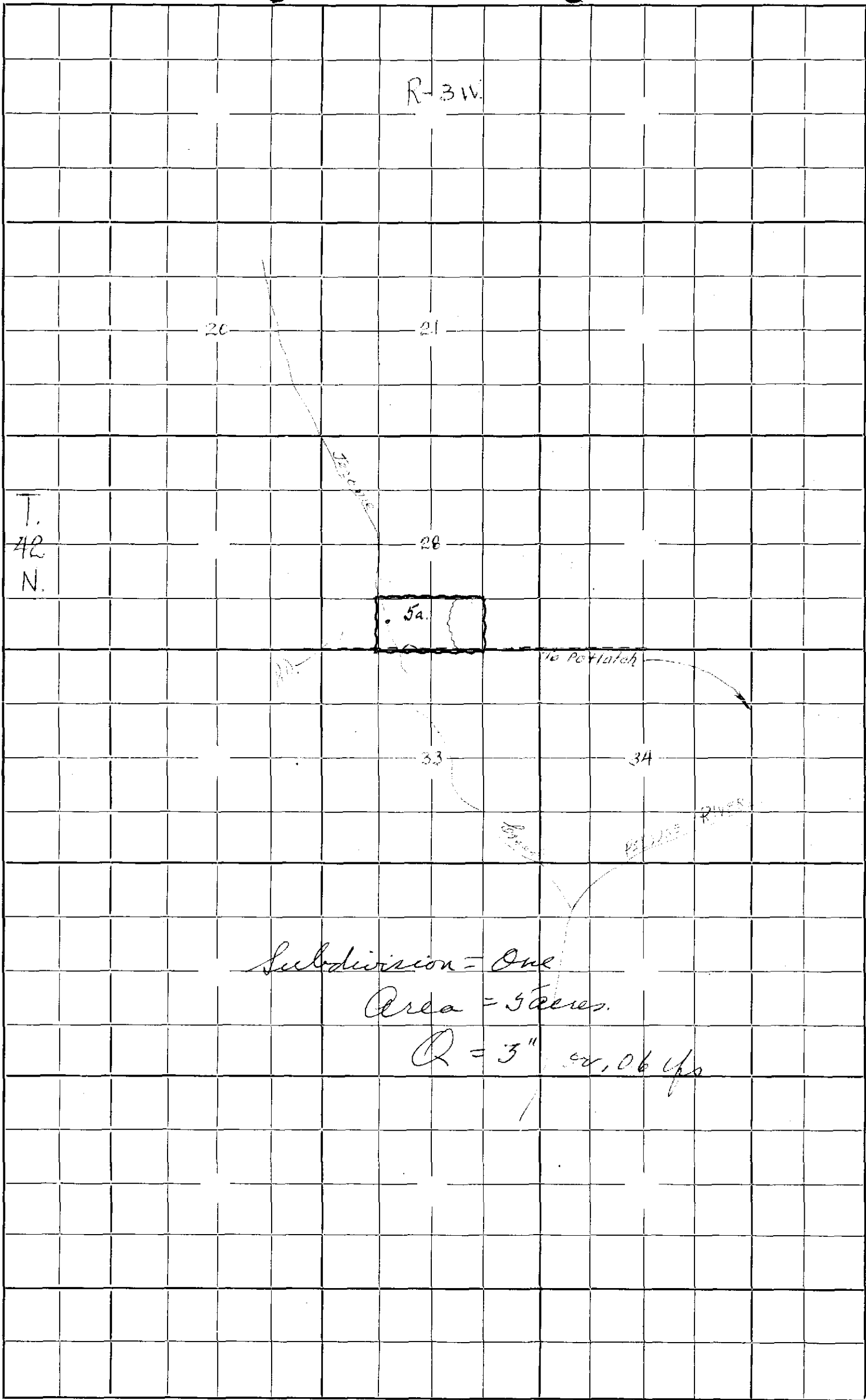
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 27710

REPORT ON PROOF OF Beneficial Use

Walter Neubrech, 2946 S. Quince, Olympia, Washington



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 27710

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Walter Neubrech

2. Source of water supply: Jerome Creek

3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 28

T. 42 N. R. 3 W.B.M. County of Latah

4. Describe works as they exist, giving dimensions and capacities of same:

Myers Piston pumps (hor.) 1 1/4" in x 1 1/2" out (2")
 2 1/2 x 8" cyclinder 1/2 hp 172' up weather from motor
 2 1/2" plastic pipe line. Use 1 - 3/4" single R bird # 20.
 Also have a 1/4 hp. motor on another center pump -
 Two sprinklers is now used.

5. Water is used for: irrigation except .01 cfs for domestic & stock watering

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE 1/4 SW 1/4, SW 1/4 SE 1/4 of Sec. 28., Twp. 42 N., Rge. 3 W.B.M.

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

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

Remarks: Paul Miller a brother-in-law lives on place.
 This is a tree farm. Many trees. Has been so dry they lost many trees.
 They use 2 small portable pumps with plastic pipe to carry water up the hill. est. 50 to 55 feet vertical lift. Use # 20 R. bird sprinklers - small circle settled

This examination was made on the 25 day of Aug., 1960

(Signed) E. H. Humphrey, Examiner.

Walter Neubrech
2946 S. Quince St.,
Olympia, Washington
Permit No. 27710

Examination for Beneficial Use

County Latah

28-42 N. - 3 W.

Q = 1.0 c.f.s.

S = Jerome Cr.

P.D. = SE. SW, Sec. 28, T. 42 N. - R. 3 W.

Use = Irrigation, Domestic, Stock

Filed = Jan. 12, 1955
59

Due = Jan. 20, 1960

B

Q/W = 11-23-59

no other right

INSTRUCTIONS TO EXAMINERS

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

January 22, 1960

RE: Permit No. 27710

Mr. Walter Neubrecht
2946 South Quince
Olympia, Washington

Dear Mr. Neubrecht:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in The Daily Idahonian, all submitted in proof of beneficial use on Permit No. 27701.

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

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR

27710

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

L. A. Boas

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: *December 5-*

12-19-26

the same being the dates desig-
nated for the publication of said
legal notice.

Louis M. Boas

Subscribed and sworn to before

me this *30th* day of *December*

19*59*

A. B. Robinson

Notary Public,

residing at Moscow, Idaho

NOTICE OF PROOF APPLICA- TION OF WATER TO BENE- FICIAL USE

Notice is hereby given that a 11:45
A.M. on the 19th day of January, 1960,
at Moscow, County of Latah, State of
Idaho, before Robert Tunnicliff, Court
House, proof will be submitted of the
application to beneficial use of 1 cubic
foot per second of the waters of Je-
rome Creek in accordance with the
terms and conditions of Permit No.
27710 heretofore issued by the Depart-
ment of Reclamation of the State of
Idaho.

The name and postoffice address of
the person or corporation holding said
permit are Walter Neubrech, 2946 South
Quince, Olympia, Wash.

The use to which said water has been
applied is Irrigation, domestic and
stock.

The amount applied to beneficial use
is 1 cubic foot per second.

The place where said water is used
(if for irrigation, give full and accurate
description of the lands irrigated.)
SE $\frac{1}{4}$ of SW $\frac{1}{4}$, & SW $\frac{1}{4}$ of SE Sec. 28, T.
42 N. Range 3 W.B.M.

The right to take water from such
works is based upon Permit No. 27710.

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

The date of priority which said user
is prepared to establish is Jan. 12, 1859.

GEO. N. CARTER,

State Reclamation Engineer.

4t Dec. 5-12-19-26, 1959.

RECEIVED
JAN 2 2 1960
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JAN 2 1960
Department of Reclamation

Permit No. 27710

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. WALTER NEUBRECH. 2946 South Quince, Olympia, Washington.
Chief, Enforcement Division, State Department of Game

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. Permit # 27710 1-20-59 Date of priority is 1 - 12 - 59

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

Ans. Jerome Creek, tributary of Palouse River. Point of diversion, S E $\frac{1}{4}$ S W $\frac{1}{4}$
Section 28, T. 42 N., R. 3, W. B. M.

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

Ans. Two electric pumps, each discharging approx. 50 gals. per minute, as per
manufacturers specifications, plus flooding of meadow lands.

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. Water is to be used to irrigate approx. 25 acres of cultivated land and
25 acres of meadow or pasture lands. Approximately one-half of these lands
in each of the following subdivisions: S E $\frac{1}{4}$ of S W $\frac{1}{4}$ and S W $\frac{1}{4}$ of S E $\frac{1}{4}$,
Section 28, T. 42 N., R. 3 W. B. M.

27710

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 2 1930
Department of Reclamation

PERMIT NO. 27710

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. My name is Paul Miller. I am 32 years of age and my residence and postoffice address is Harvard, Idaho. My occupation is logger.

Ques. 2. Are you acquainted with Walter Neubrech, the holder of Permit No. 27710? How long have you known him and where does he reside?

Ans. I have known Walter Neubrech for 13 years. He resides at 2916 South Quince, Olympia, Washington.

Ques. 3. Have you read or heard read said Permit No. 27710, 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. Jerome Creek. Pumping and flooding

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

Ans. 0.5 second feet. I have seen the pump forcing water through a 2 inch pipe for irrigation purposes.

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. Water is to be used to irrigate approximately 25 acres of Cultivated land and 24 acres of pasture land, located in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ in Section 28, Township 42 North, Range 3 WBM

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
Department of Reclamation

PERMIT NO. 27710

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. Mrs. Paul Miller, age 32, residence and postoffice address, Harvard, Idaho; housewife.

Ques. 2. Are you acquainted with Walter Neubrech, the holder of Permit No. 27710? How long have you known him and where does he reside?

Ans. I am acquainted with Walter Neubrech. I have known him for 20 years and he lives at 2946 South Quince, Olympia, Washington

Ques. 3. Have you read or heard read said Permit No. 27710, 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. Jerome Creek; pumping and flooding

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

Ans. 0.5 second feet. I have seen pump forcing water through a 2 inch pipe for irrigation purposes.

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. Water is to be used to irrigate approximately 25 acres of cultivated land and 25 acres of pasture land, located in SE $\frac{1}{4}$ of SW $\frac{1}{4}$; and SW $\frac{1}{4}$ of SE $\frac{1}{4}$; all in Section 28, Township 42 North, Range 3, WBM

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

W. J. Mariceau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: *Dec. 5-12-19-26,*
1959

the same being the dates designated for the publication of said legal notice.

W. J. Mariceau
Subscribed and sworn to before

me this *26th* day of *Dec*

19 *59*

[Signature]
Notary Public,

residing at Moscow, Idaho
Residing in Moscow, Idaho
County of Latah

My Commission Expires Sept. 10, 1960

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that a 11:45 A.M. on the 19th day of January, 1960, at Moscow, County of Latah, State of Idaho, before Robert Tunnicliff, Court House, proof will be submitted of the application to beneficial use of 1 cubic foot per second of the waters of Jerome Creek in accordance with the terms and conditions of Permit No. 27710 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 Walter Neubrech, 2946 South Quince, Olympia, Wash.

The use to which said water has been applied is Irrigation, domestic and stock.

The amount applied to beneficial use is 1 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated.)
SE 1/4 of SW 1/4, & SW 1/4 of SE Sec. 28, T. 42 N., Range 3 W.B.M.

The right to take water from such works is based upon Permit No. 27710.

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

The date of priority which said user is prepared to establish is Jan. 12, 1959.

GEO. N. CARTER,
State Reclamation Engineer.
4t Dec. 5-12-19-26, 1959.

RECEIVED
DEC 28 1959
Department of Reclamation

27710

Affidavit of Publication

STATE OF IDAHO
County of Latah

} ss.

W. T. Marneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: *Dec 5-12-19-26,*

1959

the same being the dates desig-
nated for the publication of said
legal notice.

W. T. Marneau

Subscribed and sworn to before

me this *26th* day of *Dec*

19 *59*

[Signature]

Notary Public,

residing at Moscow, Idaho
Residing in Moscow, Idaho
County of Latah

My Commission Expires Sept. 10, 1960

NOTICE OF PROOF APPLICA- TION OF WATER TO BENE- FICIAL USE

Notice is hereby given that a 11:45
A.M. on the 19th day of January, 1960,
at Moscow, County of Latah, State of
Idaho, before Robert Tunnickliff, Court
House, proof will be submitted of the
application to beneficial use of 1 cubic
feet per second of the waters of Je-
rome Creek in accordance with the
terms and conditions of Permit No.
27710 heretofore issued by the Depart-
ment of Reclamation of the State of
Idaho.

The name and postoffice address of
the person or corporation holding said
permit are Walter Neubrech, 2946 South
Quince, Olympia, Wash.

The use to which said water has been
applied is Irrigation, domestic and
stock.

The amount applied to beneficial use
is 1 cubic foot per second.

The place where said water is used
(if for irrigation, give full and accurate
description of the lands irrigated.)
SE $\frac{1}{4}$ of SW $\frac{1}{4}$, & SW $\frac{1}{4}$ of SE Sec. 28, T.
42 N. Range 3 W.B.M.

The right to take water from such
works is based upon Permit No. 27710.

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

The date of priority which said user
is prepared to establish is Jan. 12, 1959.

GEO. N. CARTER,
State Reclamation Engineer.
41 Dec. 5-12-19-26, 1959.

27710

December 9, 1959

Re: Permit No. 27710
Walter Neubrech

The Daily Idahonian
Moscow, Idaho

Gentlemen:

Upon checking the proof mailed to us on Permit No. 27710 in the name of Walter Neubrech, we find an omission in Paragraph Four (4) which should read:

The amount applied to beneficial use is "1 cubic foot per second". 1 cubic foot per second was omitted from the ad.

Please correct this error and mail us a tear sheet showing correction.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

GNC:HP:ew

27710

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

November 30, 1959

Re: Permit No. 27710

Mr. Walter Neubrech
2946 South Quince,
Olympia, Washington.

Dear Mr. Neubrech:

This acknowledges the Notice of Proof of ~~Completion of Works and Application of~~
Water to Beneficial Use under Permit No. 27710. The proofs are to be
made at 11:45 o'clock A.M., on the 19th day of January, 1960, ~~1959~~
before Robert Tunnicliff, Court House, Moscow, Notary Public.

As of this date we have mailed the Notice to the Daily Idahonian
with instructions to publish it once a week for four consecutive weeks prior to
the date set for final proof and then mail the affidavit of publication and
statement of costs to you.

It is important that the enclosed depositions be executed by you and two dis-
interested witnesses who are familiar with the terms of the permit and the work
done thereunder, at the place, on the date, and at the time and before the Notary,
as advertised. It is very important and necessary that each question be answered
in detail.

In returning the depositions to this office, be sure that all copies have been
signed, the Notary's seal has been placed on each and that all depositions, (holder
and two witnesses) are being returned. Also be sure to enclose the Affidavit of
Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

Encl.

EPR *pmk*

cc: Notary

27710

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. 27710
Walter Neubrech

Date: Nov. 30, 1959

The Daily Idahonian,
Moscow, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to January 19, 1960 the date set for proof; the expense of the publication is to be paid by the applicant

Walter Neubrech of 2946 South Quince, Olympia, Wash.
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 or tear-sheet of the first publication.**

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.
EPR:pmk



ROBERT E. SMYLER
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

November 18, 1959

RECEIVED
NOV 27 1959
Department of Reclamation

Re: Permit No. 27710

Mr. Walter Neubrech
2946 South Quince
Olympia, Washington

Dear Mr. Neubrech:

Enclosed are the Forms 10 and 11 you submitted for notice of intention to make proof of beneficial use of water.

The County Auditor as such is not an acceptable substitute for a Notary Public according to the Ada County Auditor's office. Possibly the Latah County Auditor is a Notary Public. In any case, the name of the person must be shown.

Your notice shows the place of irrigation to be in only one 40-acre subdivision. If you are irrigating any portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, it should also be shown.

Kindly complete the name of the Notary Public, show all land being irrigated and return all papers promptly to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Edna P. Rutledge*
(Mrs.) Edna P. Rutledge
Chief Clerk

RT:
EPR: ew

Mrs Rutledge - Sorry to cause you this extra trouble. Thanks for your help.
Wm.

27710

RECEIVED
NOV 18 1959

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

NOV 18 1959
Department of Reclamation

(Date) November 13, 1959

(P. O.) 2946 South Quince, Olympia, Wash.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

The Daily Idahoian You are hereby authorized to have the attached notice published at my expense in the
Any newspaper in Moscow, Idaho of _____ published in
the county in which the works are situated.

Robert H. H. H.

(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.

27710

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

RECEIVED
NOV 18 1959

Department of Reclamation
NOV 27 1959
Department of Reclamation

Notice is hereby given that at 11:45 A. M. on the 19th day of JANUARY, 1960,
at MOSCOW, County of LATAH, State of Idaho, before
Robert Tunnicliff, Court House, proof will be submitted of the
application to beneficial use of 1 cubic feet per second of the waters of JEROME CREEK
in accordance with the terms and conditions of Permit No. 27710
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

Walter Neubreack, 2946 South Quince, Olympia, Wash.

The use to which said water has been applied is Irrigation, domestic and stock.

The amount applied to beneficial use is 1 Cubic Foot. per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

S.E. 1/4 of S.W. 1/4, & S.W. 1/4 of S.E. Sec. 28, T. 42 N., Range 3 W.B.M.

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

None

The right to take water from such works is based upon Permit No. 27710

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

The date of priority which said user is prepared to establish is JAN. 12, 1959

Geo. H. Carter

State Reclamation Engineer.

27710-7

November 23, 1959

Re: Permit No. 27710

Mr. Walter Neubrech
2946 South Quince St.
Olympia, Washington

Dear Mr. Neubrech:

We enclose Certificate of Completion of Works issued
on Permit No. 27710.

We also enclose departmental receipt No. 29875 in the
amount of \$5.00 covering fees.

Very truly yours,

GEO. W. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew
Enc. certificate
receipt

27710RT

November 18, 1959

Re: Permit No. 27710

Mr. Walter Neubrech
2946 South Quince
Olympia, Washington

Dear Mr. Neubrech:

Enclosed are the Forms 10 and 11 you submitted for notice of intention to make proof of beneficial use of water.

The County Auditor as such is not an acceptable substitute for a Notary Public according to the Ada County Auditor's office. Possibly the Latah County Auditor is a Notary Public. In any case, the name of the person must be shown.

Your notice shows the place of irrigation to be in only one 40-acre subdivision. If you are irrigating any portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, it should also be shown.

Kindly complete the name of the Notary Public, show all land being irrigated and return all papers promptly to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

RT:
EPR: ew

27710

Permit No. 27710STATE OF IDAHO
Department of ReclamationRECEIVED
NOV 18 1959
Department of Reclamation

Proof of Completion of Works -

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Latah

SS.

Walter Neubrech

, 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. 27710, and that his postoffice address is 2946 South Quince, Olympia, State of Washington.

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

Jerome Creek

Third: That the point of diversion of said water is

in S E 1/4 of S W 1/4, Sec. 28, T. 42N, Range # 3 W.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Jan. 20, 19 60.

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

Irrigation, Stock, Domestic

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

I. Kind of Works: Flooding and pumping.

(RESERVOIR, DAM, DITCH, FLUME, PIPE OR OTHERWISE)

II. Dimensions of work:

(a) Height of dam 3 ft. feet, length of dam at top 6 feet, length of dam at bottom 4 feet. Material used in construction Logs & 2 x 12 planks

(STATE WHETHER WOOD, EARTH STONE OR CONCRETE)

(b) Capacity of reservoir 1000 sq. ~~3000~~ feet.

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

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

(STATE WHETHER DITCH, FLUME OR PIPE)

feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use

One second feet of water.

Eighth: That water appropriated under said permit is available for 50 acres acres of land described as follows: S E 1/4 of the S W 1/4 and the S W 1/4 of the S E 1/4

in Sec. 28, T. 42N, Range 3 W B M

Ninth: Remarks:—That

Walter Neubrech

(SIGN HERE)

Subscribed and sworn to before me this

13th

day of

November, 19 59Albert V. Bertucci

NOTARY PUBLIC

My commission expires

June 27-61

27710 RT

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

RE: Permit No. 27710Date Nov. 1, 1959

Mr. Walter Neubrech
2946 S. Quince St.
Olympia, Washington

Dear Sir:

Under the terms of your Permit No. 27710 you are required to make proofs of completion of works and application of water to beneficial use on or before

January 20, 1960

We enclose Form 6 to be filled in and sworn to by you before a Notary Public, and returned to this department on or before the above date, for making proof of completion under the permit. Upon receipt of this affidavit, provided same satisfactorily shows the completion of 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 enclose Form 10, in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date or before the time you intend to make proof. This form, in duplicate, is to include the time of day, the date (allowing for four weeks publication), the name of the town, the address of the Notary Public before whom you will appear to make the depositions of proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use or lands which are irrigated--by 40-acre legal land description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

Also enclosed is Form 11, which is the authorization for us to have the Notice published in the designated county newspaper, at your expense. This is to be returned with Forms 10.

At the time we send the notice to the newspaper will will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set and at the place named, before the Notary Public, as advertised in the publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

Enc. Form 6
Form 10-11
instructions

27710

January 22, 1959

Re: Permit No. 27710

Mr. Walter Neubrech
2946 South Quince St.,
Olympia, Washington

Dear Mr. Neubrech:

We enclose Permit No. 27710, in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. 29448, which was issued covering payment in the amount of \$5.00, for the filing fee of the above mentioned permit.

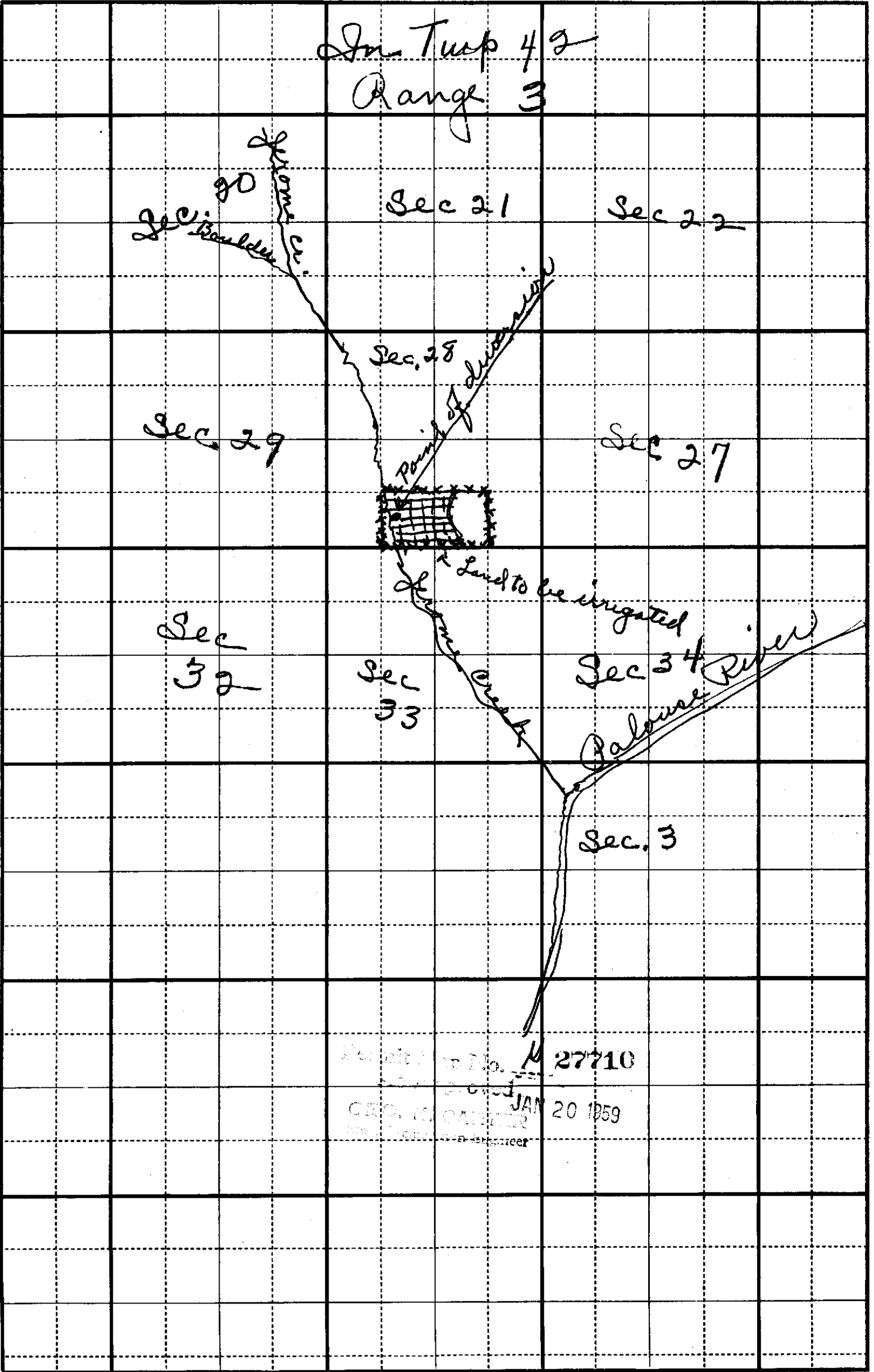
Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR/lw
Encls. (2)

27710



NOTICE OF PROCEEDINGS APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 11:45 A.M. on the 19th day of January, 1960, at Moscow, County of Latah, State of Idaho, before Robert Tunnickliff, Court House, proof will be submitted of the application to beneficial use of 1 cubic foot per second of the waters of Jerome Creek in accordance with the terms and conditions of Permit No. 27710 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 Walter Neubrech, 2946 South Quince, Olympia, Wash.

The use to which said water has been applied is Irrigation, domestic and stock.

The amount applied to beneficial use The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated.) SE $\frac{1}{4}$ of SW $\frac{1}{4}$ & SW $\frac{1}{4}$ of SE Sec. 28, T. 42 N., Range 3 W.B.M.

The right to take water from such works is based upon Permit No. 27710. The source of supply from which

such water is diverted is Jerome Creek. The date of priority which said user is prepared to establish is Jan. 12, 1959.

GEO. N. CARTER,
State Reclamation Engineer.
41 Dec. 5-12-19-26, 1959.

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given, at a 11:45 A.M. on the 19th day of January, 1960, at Moscow, County of Latah, State of Idaho, before Robert Tunnick, Court House, proof will be submitted of the application to beneficial use of 1 cubic feet per second of the waters of Jerome Creek in accordance with the terms and conditions of Permit No. 27710 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 Walter Neubrech, 2946 South Quince, Olympia, Wash.

The use to which said water has been applied is Irrigation, domestic and stock.

The amount applied to beneficial use is 1 cubic foot per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated.) SE $\frac{1}{4}$ of SW $\frac{1}{4}$, & SW $\frac{1}{4}$ of SE Sec. 28, T. 42 N., Range 3 W.B.M.

The right to take water from such works is based upon Permit No. 27710.

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

The date of priority which said user is prepared to establish is Jan. 12, 1959.

GEO. N. CARTER,

State Reclamation Engineer.

4t Dec. 5-12-19-26, 1959.