

State of Idaho
License and Certificate of Water Right

Water License No. 16480

Amount 5.0 Sec. Ft.

Water District No.

Priority May 21, 1926

THIS IS TO CERTIFY that Village of Bonners Ferry
of Bonners Ferry, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 21, 1926; that Permit No. 16480
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
5.0 second feet, was issued thereunder on April 14, 1931, showing that said works
were completed on the 9th day of April, 1931; and that on the 29th
day of May, 1931,

Village of Bonners Ferry

of Bonners Ferry, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Myrtle
Creek, a tributary of Kootenai River, for the purpose of Domestic use,
under Use Permit No. 16480 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 3742, on the 11th day of May, 1933;
The right hereby confirmed dates from May 21, 1926;

The Point of Diversion is located
in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Tp. 62 N., R. 1 W., B. M. Boundary 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 5.0
cubic feet per second.

Description and location of use: Village of Bonners Ferry.

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 11th day of May, 1933

(SEAL)

R. W. FARIS
Commissioner of Reclamation

By MANS H. COFFIN
Director of Water Resources

90 2023

98-2033

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

Application No. 23329
Permit No. 16480
District No.

1. Name of Applicant: Village of Bonners Ferry, Idaho, a municipal corporation

Postoffice address: Bonners Ferry County: Boundary State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

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

3. Source of water supply: Myrtle Creek which is a tributary of Kootenai River

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$
of Section 23 , T. 62 N., R. 1 W., B. M., County of Boundary

5. Water is to be used for: Domestic use

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: \$ 150,000.00

8. Kind of works: Dam and pipe line

9. Height of dam 6 feet; length of dam at top 40 feet; length of dam at bottom 30
feet; material used in dam: Concrete

10. Size of headgate: Width 3 feet; height 2 feet

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

Diameter of pipe 12 inches; length of conduit six miles.

Average grade per mile 60 feet

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

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

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

15. (a) Is reservoir to be used? **no reservoir** 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.

Village of Bonners Ferry, Idaho. - Applicant.

By J. H. Cave Engineer ~~Agent.~~

Date of first receipt at Department of Reclamation. 9:00 A. M. May 21, 1926

Returned to applicant for correction.

Corrected application received.

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 16480

Recorded in Book 59 Page 16480 Approved May 24, 1926

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 July 23, 1926 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 **November 24, 1928**

The whole of said work to be completed on or before **May 24, 1931**
Beneficial use of water appropriated in accordance herewith, to be made on or before **May 24, 1933**

Witness my hand this 24th day of May, 1926

W. G. SWENDSEN
Commissioner of Reclamation.

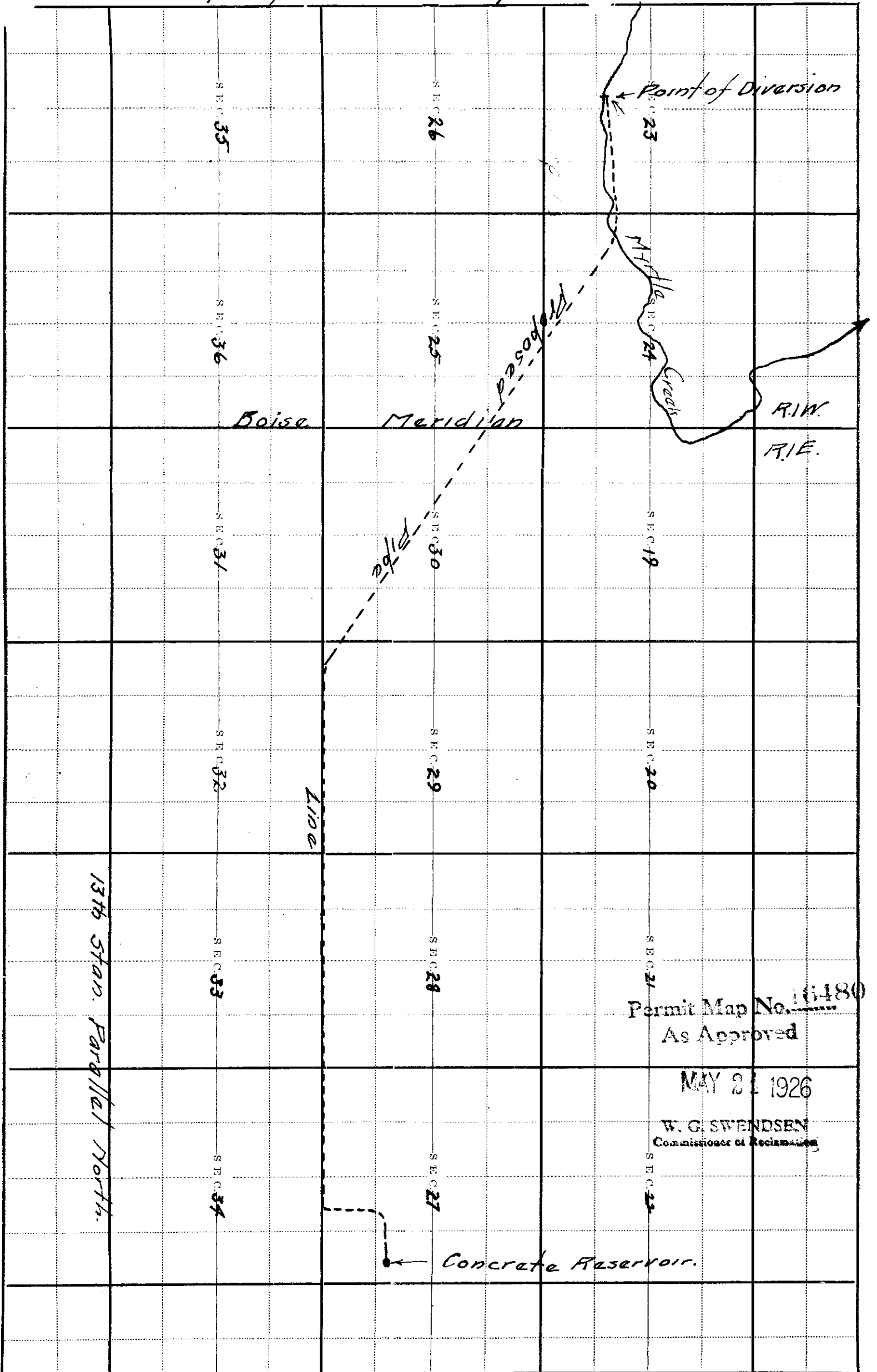
Remarks:

BY GEO. N. CARTER
Assistant

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	
			Proof of completion of works made April 9, 1931. Certificate of Completion Works issued April 14, 1931. Permit No. 16480 CERTIFICATE OF COMPLETION OF WORKS. _____ To All Whom It May Concern: This is to certify that Village of Bonners Ferry, a municipal corporation, of Bonners Ferry County of Boundary and State of Idaho, the holder of Permit No. 16480, issued upon Application No. 23329, bearing date of priority of May 21, 1928, authorizing the diversion of five (5) second feet of the waters of Myrtle Creek, County of Boundary, State of Idaho, for domestic purposes, 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 five (5) second feet of the waters of Myrtle Creek; that the point of diversion of said waters is in the NE¼SW¼, Sec. 23, Twp. 62 N. 1 W., B.M.; and that the place of intended use of said water is in the Village of Bonners Ferry, Idaho, Witness my hand this 14th day of April, A. D., 1931. R. W. FARIS Commissioner of Reclamation. _____ LICENSE ISSUED FOR 5.0 SEC. FT. VOL 7. Page 3742																

OF APPLICANT

Village of Bonners Ferry, Ida.



State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 16480

Mr. J. H. Gave

Bonniers Ferry, Idaho

Dear Sir:

Boise, Idaho,

May 27, 1926

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

W. G. SANDSEN
Commissioner of Reclamation.

16480

September 4, 1928

Re: Permit No. 16480

MR. O. C. WILSON
Attorney at Law
Bonners Ferry, Idaho

Dear Mr. Wilson:

Reference is had to the matter of permit to appropriate water standing in the name of Village of Bonners Ferry.

From our records I observe that Permit No. 16480, appropriating five cubic feet per second of the waters of Myrtle Creek, is in good standing and nothing further is required at this time. Proof of completion of works is due May 24, 1931; however, if the diversion works are completed prior to that date, it is my suggestion that the proof be made before the matter is lost sight of.

In referring to our permit records, I notice that the Village of Bonners Ferry Permit No. 14890, appropriating 140 second feet of the waters of Moyie River for power purposes, is in default and was cancelled February 17, 1926, for failure to make proof of completion of works, which was due August 24, 1925.

I presume the right can be sustained by standing upon the actual appropriation and use of the water in case of adverse claims.

The Village of Bonners Ferry also has Permit No. 16481 permitting the diversion of 4 $\frac{1}{2}$ cubic feet per second of the waters of Snow Creek. Proof is due on this permit on the same date as the Myrtle Creek permit, namely, May 24, 1931.

Very truly yours,

Commissioner of Reclamation

GNC/eq

16480

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Clerk, of the

Village of Bonners Ferry
Idaho

Boise, Idaho,

March 2, 1931

Dear Sir:—

Under the terms of your permit No. 16480 you are required to complete your diversion works on or before May 24, 1931. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

GEO. N. CARTER
Commissioner of Reclamation.

16480

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

H. M. Burdick

(Signature or name of addressee.)

Village Club

(Signature of addressee's agent.)

Date of delivery, _____

3/4/31, 19

Form 3811

116480

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 433

INSURED PARCEL

No. _____

PENALTY FOR PRIV.

TO AVOID PAYMENT OF POSTAGE, \$300

POSTMAN OF DELIVERING
OFFICE



1934
DATE OF DELIVERY

Learn to _____

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

RECEIVED BY RECLAMATION

BOISE,

IDAHO.

VILLAGE OF BONNERS FERRY

OFFICE OF THE CLERK
BONNERS FERRY, IDAHO

April 10, 1931

Department of Reclamation
Boise, Idaho

Gentlemen:

Inclosed please find Affidavit of holder on Proof of Completion of works on Permit 16480, Village of Bonners Ferry, Idaho and warrant for \$5.00 fee for certificate of completion.

Will you kindly issue a public notice of Proof of Application of Water to Beneficial Use, published in the Bonners Ferry Herald or Bonners Ferry, proof to be submitted before O. C. Wilson, Notary Public.

Very truly yours,



Clerk

16480

SCANNED

OCT 18 2004

Permit No. 16480

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Boundary } ss

E. E. Fry being first duly sworn, upon his oath deposes and says:
 First: That he is the chairman of the Board of Trustees of the holder and owner of Permit to appropriate the Public Waters of the state of Idaho, No. 16480, and that his postoffice address is Bonners Ferry, State of Idaho.

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

Third: That the point of diversion of said water is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 23, TWP. 62 N. 1 W. B. H.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by May 24, 1931.

Fifth: That the use for which said water is intended is 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: Dam and pipe line
 (Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 8 feet, length of dam at top 40 feet, length of dam at bottom 30 feet. Material used in construction reinforced concrete
 (State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir 1 acre feet.

(c) Size of headgate: Width 16 in. feet, height 16 in. feet.

(d) Conduit 16" round pipe width at bottom feet, width at water line feet, depth of water feet, diameter of pipe 16 inches, average grade per mile is 20 feet. Length of conduit is 6 miles.
 (State whether ditch, flume or pipe.)

Seventh: That said works are capable of conducting to the place of intended use 2 $\frac{1}{2}$ second feet of water.

Eighth: That water appropriated under said permit is available for ~~2000~~ of land described as follows: Domestic use of residents of village of Bonners Ferry, Idaho.

Ninth: Remarks: That

Subscribed and sworn to before me this 9th day of April, 1931.

My commission expires Nov. 13, 1931

(Sign here)

Notary Public.

SCANNEL 16480

OCT 18 2004

April 15, 1931.

Re: Permit No. 16480.

H. M. Buroker, Clerk
Bonners Ferry, Idaho

Dear Sir:-

Enclosed you will find certificate of completion of works issued under the above numbered permit, with receipt for fee paid.

In accordance with your request the 10th inst., we have prepared notice of proof of beneficial use of water, setting May 29th as the date, proof to be made at Bonners Ferry before O. C. Wilson, notary public. One copy of such notice has today been mailed to the Bonners Ferry Herald. Deposition blanks for holder and two witnesses will be mailed to Mr. Wilson in time for proof to be made on the date set.

Very truly yours,
R. W. FARIS
Commissioner of Reclamation
By

Encl.

Chief Clerk

16480

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10.30 a. m. on the 29th day of May, 1931,
at Bonniers Ferry, County of Boundary, State of Idaho,
before O. C. Wilson, notary public, proof will be submitted
of the application to beneficial use of five (5) cubic feet per second of the
waters of Myrtle Creek in accordance with the terms and conditions of
Permit No. 16480 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.....

Village of Bonners Ferry, Idaho.

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

The amount applied to beneficial use is five (5) cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) For municipal purposes in the Village of Bonners Ferry.

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

The right to take water from such works is based upon Permit No. 16480

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

The date of the priority which said user is prepared to establish is May 21, 1926.

R. W. FARIS

Commissioner of Reclamation.

795W-23-62N-100
Boundary

16480

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date April 15, 1931.

Publisher The Herald
Bonnors Ferry, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 29, 1931, the date set for proof, the expense of the publication to be paid by the applicant, Village of Bonnors Ferry, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

R. E. FARIS

Commissioner of Reclamation

16480

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO, May 18, 1931.

The Village Clerk,
Bonners Ferry, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 16480

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 May 29, 1931, 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 Bonners Ferry before O. C. Wilson, 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,

R. W. FARRIS
Commissioner of Reclamation.

16480

January 13, 1932

Re: Permit No. 16480

Mr. O. C. Wilson
Bonners Ferry, Idaho

Dear Sir:

Enclosed herewith are depositions for Beneficial Use proof in connection with the above permit. Since we do not know whether your publication of notice of application of water to Beneficial Use has been completed, we cannot set the date when you shall offer your proof.

If the notice has not been published, please advise us to that effect, and we will forward the necessary papers for you to fill in. If the publication has been made, you may offer your proof immediately.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Office Engineer,

PH/LP

16480

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 16480

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. H. H. Buroker, Manager Water & Light Dept. Bonners Ferry, Idaho

Village of Bonners Ferry, Idaho

Ques. 2. Are you acquainted with a municipal corporation, the holder of Permit No. 16480? How long have you known him and where does he reside?

Ans. 10 years

Ques. 3. Have you read or heard read said Permit No. 16480, 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. Myrtle Creek, Boundary County, Idaho; approximately 200 ft. west of N. & S. center line of Sec. 23-62-1W. E. 1/4 and in NE 1/4 SW 1/4 of said section; concrete diversion dam; steel pipe line from dam to point 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. 7 cu. ft. per second

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. Municipal domestic use to residents of Bonners Ferry, Idaho; part of water used to develop auxilliary electric power for Bonners Ferry, Idaho.

16480

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

Ans. 225 H. P. generated by water wheel driven generator.

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. continuously from May 21, 1926 water has been supplied by gravity to Bonners Ferry, Idaho averaging approximately 5 cu. Ft. per second and auxilliary power has been generated at various times as required.

(Signed) _____

H M Buraker

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 Bonners Ferry, County of Boundary, State of Idaho, on this day of 29th day of May, A. D. 1931.

O. C. Jones

Notary Public.

My commission expires Nov. 13, 1931

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 16430

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. J. H. Cave, Bonners Ferry, Idaho, Engineer, Bonners Ferry, Idaho
Engineer for Village of Bonners Ferry, Idaho

Village of Bonners Ferry, Idaho

Ques. 2. Are you acquainted with a municipal corporation, the holder of Permit No. 16430? How long have you known him and where does he reside?

Ans. 10 years

Ques. 3. Have you read or heard read said Permit No. 16430, 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. Myrtle Creek, Boundary County, Idaho; approximately 200 ft. west of N. & S. center line of Sec. 23-62-1W. E. M. and in NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said section; concrete diversion dam; steel pipe line from dam to point 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. 7 cu. ft. per second

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. Municipal domestic use to residents of Bonners Ferry, Idaho; part of water used to develop auxilliary electric power for Bonners Ferry, Idaho.

16480

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

Ans. 225 H. P. generated by water wheel driven generator.

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. continuously from May 21, 1926 water has been supplied
by gravity to Bonners Ferry, Idaho averaging approximately 5 cu. Ft.
per second and auxilliary power has been generated at various times
as required.

(Signed) _____

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Bonners Ferry, County of Boundary, State of Idaho, on this day of 29th day of May, A. D. 1931.

OC Oliver
Notary Public.

My commission expires Nov 13, 1931

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 16480

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. E. F. Fry, Bonners Ferry, Idaho, Physician,
Bonners Ferry, 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. Village of Bonners Ferry, Ida., Chairman of Board of Trustees

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

Ans. #16480; May 24, 1926; May 21, 1926

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

Ans. Myrtle Creek, Boundary County, Ida.; approx. 200 ft W. of
N and S center line of Sec. 23-62-1W.B.M. and in NE 1/4 of SW 1/4 of said Section.

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. Concrete diversion dam; steel pipe line from dam to
point of use; capable of conveying 7 cu. ft. per sec;
known as Bonners Ferry Gravity Water System.

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. Municipal Domestic use to residents of Bonners Ferry,
Idaho; part of water used to develop auxiliary
electric power for Bonners Ferry, Idaho.

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

Ans. 225 H.P. generated by water wheel driven
generator.

16480

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

Ans. 5 cu. ft. per sec.

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. 5 cu. ft. per sec. has been used for above purposes since May 21, 1926.

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)

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 Bonanza Ferry, County of Bannock, State of Idaho, on this 29th day of May, A. D. 1931.

My commission expires

Mar. 13, 1931

Notary Public

Residing at Bonanza Ferry, Idaho

AFFIDAVIT OF PUBLICATION

Notice for Publication NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:30 a. m. on the 29th day of May, 1931, at Bonners Ferry, County of Boundary, State of Idaho, before O. C. Wilson, notary public, proof will be submitted of the application to beneficial use of five (5) cubic feet per second of the waters of Myrtle Creek in accordance with the terms and conditions of Permit No. 16480 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 Village of Bonners Ferry, Idaho.

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

The amount applied to beneficial use is five (5) cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) for municipal purposes in the Village of Bonners Ferry.

The right to take water from such works is based upon Permit No. 16480.

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

The date of the priority which said user is prepared to establish is May 21, 1926.

R. W. FARIS.

Commissioner of Reclamation.
First publication April 23, 1931.
Fifth and last pub., May 21, 1931.

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

C. W. King

being first duly sworn upon his oath, deposes and says: That he is the proprietor

of the Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the

hereto attached notice; that the advertisement of
Village of Bonners Ferry, Idaho

a. Notice of Proof Application of water
to Beneficial Use

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for five

consecutive issues, commencing with the issue dated April 23

1931 and ending with the issue dated May 21, 1931

C. W. King
Proprietor.
Bonners Ferry.

Subscribed and sworn to before me this 29th day of

May, 1931

O. C. Wilson
Notary Public in and for the County of Boundary, State of Idaho, residing at Bonners Ferry, Idaho.

OLIVER C. WILSON

ATTORNEY

**OFFICES: FIRST NATIONAL BANK BLDG.
BONNERS FERRY, IDAHO**

Jan. 20, 1932

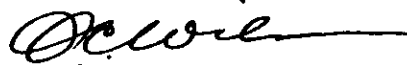
R. W. Faris
Commissioner of Reclamation
Boise, Idaho

Dear Sir:

Enclosed please find Application #16480
for permit to Village of Bonners Ferry to
appropriate water, Affidavit of Publication
of Notice of Proof Application of water to
Beneficial Use, Deposition of Holder, Dep-
osition of Witness, H. M. Euroker and Dep-
osition of Witness, J. H. Cave.

Trusting the same are in order, I remain

Very truly yours,



OCW:FD

16480

January 23, 1932

Re: Permit No. 16480

Mr. O. C. SILSON
Attorney at Law
Bonners Ferry, Idaho

Dear Sir:

We are in receipt of the following papers in connection with the above permit, issued to the Village of Bonners Ferry, to-wit: DEPOSITION of the HOLDER, proof of application of water to BENEFICIAL USE, DEPOSITIONS of two WITNESSES for proof of application of water to BENEFICIAL USE, and AFFIDAVIT OF PUBLICATION OF NOTICE of application of water to BENEFICIAL USE.

Your depositions will be placed on file without final action until the time when our field engineer can make his examination. At such time you will be further notified as to fees due before you license is issued.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk

RE/LP

16480

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 16480

This proof is for BEN. USE.

In Water District No. _____

1. Name of applicant Village of Bonners Ferry

2. Source of water supply: Myrtle Creek

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

T. 62 N. R. 1 W. County of Boundary

4. Describe works as they exist, giving dimensions and capacities of same: *Diversion is by means of a reinforced concrete dam 60' long, 12' high with a spillway 1 ft. deep $\frac{3}{4}$ 20 ft length of crest. About 7 miles of welded steel pipe in size of 16" $\frac{3}{4}$ 12", also a distribution system of smaller sizes. Three storage tanks serve as pressure equalizer.*

5. Water is used for: Municipal Domestic purposes

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

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

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

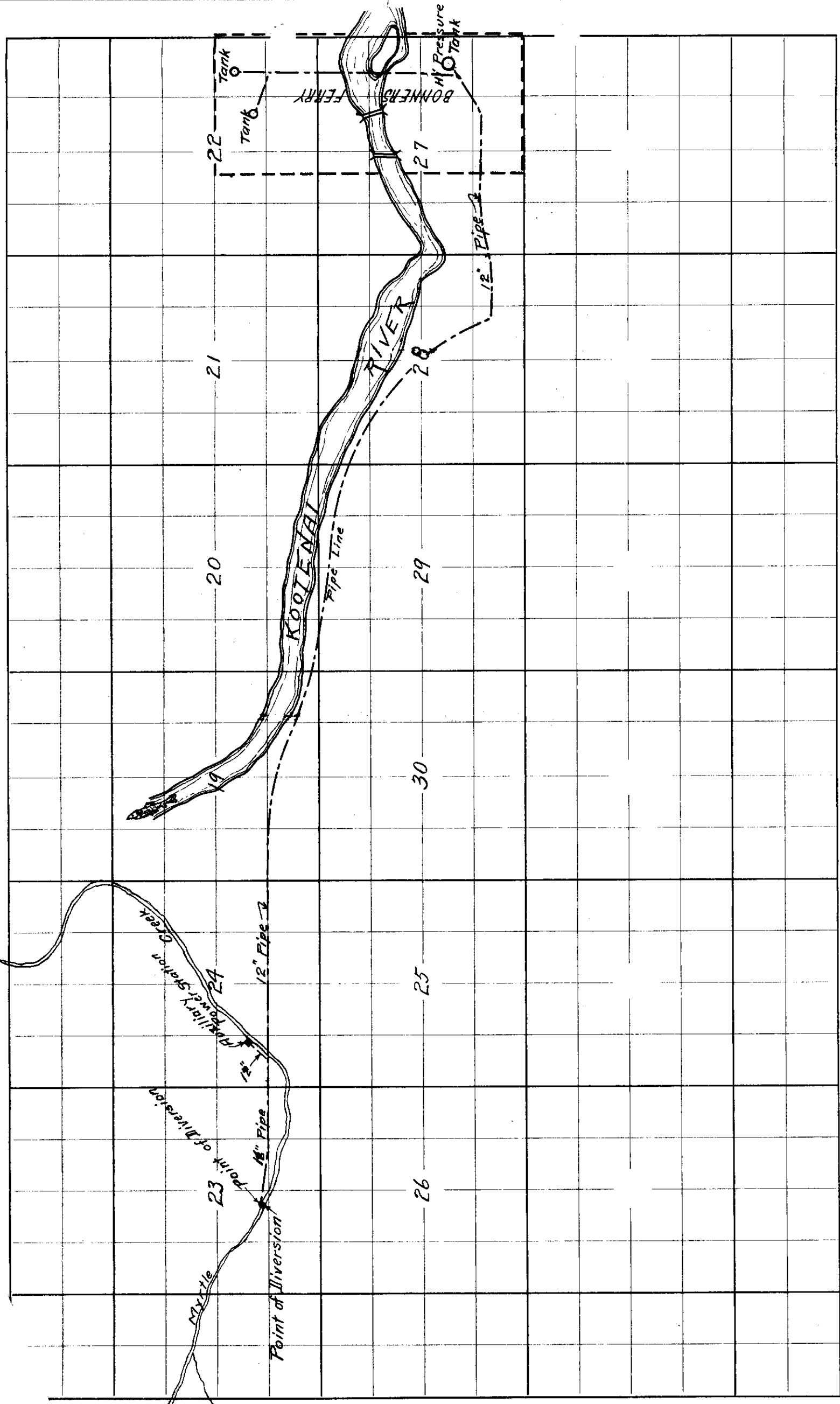
8. What large stream would the water here appropriated finally reach? Kootenai River

Remarks:

This examination was made on the 29th day of August, 1932

(Signed) _____ Examiner.

16480



February 28, 1933

RE: PERMIT NO. 16480
Village of Bonners Ferry

MR. J. H. CAVE
Engineer
Bonners Ferry, Idaho

Dear Sir:

We are now in receipt of the Engineer's Report made in connection with proof of application of water to beneficial use under the above permit.

The fee due on this proof is set by statute at \$5.00. Upon receipt of this amount your license will be issued.

Very truly yours,

R. W. FAHIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC

16480

VILLAGE OF BONNERS FERRY

OFFICE OF MANAGER

ELECTRIC LIGHT AND WATER DEPARTMENT

BONNERS FERRY, IDAHO

March, 4, 1933

Commissioner of Reclamation

Boise, Idaho

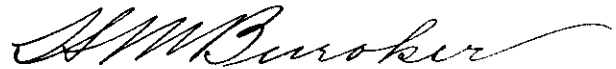
Dear Sir:

Your letter of February 28th, addressed to Mr. J.H. Cave, regarding permit No. 16480 has been turned over to this office.

We wish to advise that we received the certificate of completion of works on this permit under date of April, 14th 1931. If proof of application is necessary in addition to the certificate we now hold, please advise and we will remit the \$5.00 fee.

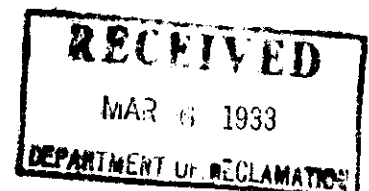
Very truly yours,

Village of Bonners Ferry
Light and Water Department



Manager

HMB/B



16480

March 6, 1933

RE: PERMIT NO. 16480

MR. H. M. BUREKER
Manager Village of Bonners Ferry Light & Water Dept.
Bonners Ferry, Idaho

Dear Sir:

We have your letter of the 4th inst. in which you acknowledge receipt of our notice informing you that upon receipt of a \$5.00 fee a license would be issued under the above mentioned permit. You also say that you wish to advise that you received the Certificate of Completion of Works on this permit under date of April 14, 1931.

The permit law provides that there shall be two proofs made under any permit. These proofs are provided for on the Commissioner's Approval on the last page of the application. The first proof relates only to the diversion works which are necessary to divert the water from the natural stream way, and convey it from that point to the place of intended use.

The issuance of the Certificate of Completion of Works does not constitute a water right, and the final proof, which is proof of application of water to beneficial use must be made before a license can be issued.

The fees of this department are fixed by statute. Any permit which claims water for any other purpose than irrigation requires a fee of \$5.00 at the time when proof of beneficial use is offered, regardless of the quantity of water that is claimed.

Immediately upon receipt of a fee in the above amount a license will be issued under your permit.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engineer

PLH:MC

16480

May 11, 1933

RE: PERMIT NO. 16480
Village of Bonners Ferry

CITY CLERK
Bonners Ferry,
Idaho

Dear Sir:

We enclose herewith LICENSE AND CERTIFICATE OF WATER RIGHT issued today under the above permit for 5.0 second feet of the waters of Myrtle Creek, a tributary of Kootenai River, Boundary County, Idaho, with diversion in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, T. 62 N., R. 1 W. B. M. This license bears date of priority of May 21, 1926, and has been made a matter of record in the department.

We enclose also office receipt for \$5.00 paid by the Village of Bonners Ferry in connection with proof of beneficial use under this permit.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:MC
Encls.2

16480

INTER-DEPARTMENT MEMO--1

DATE March 9, 1955

FROM State Reclamation Engineer

TO Mr. Clare, Department of Health

SUBJECT License No. 16480

License No. 16480

Dated May 11, 1933

For 5 second feet

From Myrtle Creek

With Priority of May 21, 1926

Point of Diversion - NE 1/4 Section 23, Township 62 North, Range 1 West, B.M.

For domestic use at the Village of Bonners Ferry.

SIGNATURE

16480

98-2033

February 12, 1968

Regional Director
Bureau of Sports Fisheries and Wildlife
U. S. Fish and Wildlife Service
Department of the Interior
P. O. Box 3737
Portland, Oregon 97208

Dear Sir:

Pursuant to your request, we are forwarding an application for extension of time form and a copy of Permit No. 16480.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:KS

Enclosures

C
O
P
Y

98-2033

16480

WILSON & WALTER

ATTORNEYS AT LAW

P. O. BOX 749

BONNERS FERRY, IDAHO — 83805

Josephine P. Beeman, Esq.
Assistant Attorney General
Legal Counsel Idaho Department of Water Resources
Boise, Idaho 83720

9-2033
WILSON & WALTER

ATTORNEYS AT LAW

PETER B. WILSON
NEIL O. WALTER

205 W. KOOTENAI
PHONE 267-3127
267-3128
P. O. BOX 749
BONNERS FERRY, IDAHO — 83805

September 21, 1977

Josephine P. Beeman, Esq.
Assistant Attorney General
Legal Counsel Idaho Department of Water Resources
Boise, Idaho 83720

Re: City of Bonners Ferry/U.S. Fish & Wildlife Service
Water Rights from Myrtle Creek in Boundary
County, Idaho
Your file ARW/re LA-Idaho Kootenai NWR
Our file: City of Bonners Ferry

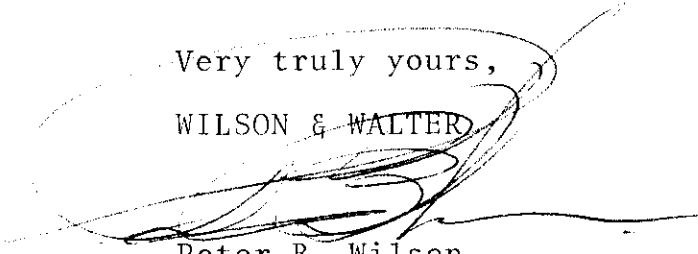
Dear Josephine:

I am enclosing a copy of our water right for 5.cfs. Since the water department advised you we didn't have such a right of record, I thought I would send this to you so that you could have them correct their files.

Thank you.

Very truly yours,

WILSON & WALTER



Peter B. Wilson
City Attorney

PBW/bas
Enc.

State of Idaho
License and Certificate of Water Right

Water License No. 16480 Priority May 21, 1926 Amount 5.0 sec. ft.

THIS IS TO CERTIFY that Village of Bonners Ferry of Bonners Ferry, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated May 21, 1926; that Permit No. 16480 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.0 second feet, was issued thereunder on April 14, 1931, showing that said works were completed on the 9th day of April, 1931; and that on the 29th day of May, 1931,

Village of Bonners Ferry of Bonners Ferry, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of a right to the use of the waters of Myrtle Creek, a tributary of Kootenai River for the purpose of Domestic use, under Use Permit No. 16480 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 3742, on the 11th day of May, 1933; The right hereby confirmed dates from May 21, 1926;

The Point of Diversion is located in the NE 1/4 SW 1/4, Sec. 23, Tp. 62 N, R. 1 W., B. M. Boundary 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 5.0 cubic feet per second.

Description and location of use: Village of Bonners Ferry.

Table with 6 columns: Twp., Range, Section, Forty-Acre Tract, No. Acres Described in Permit, No. Acres Actually Irrigated. The table body is mostly empty.

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 11th day of May, 1933.

R. W. FARIS Commissioner of Reclamation. By Hans H. Coffey Director of Water Resources

Permit No. 16480

Certificate of Completion of Works

To ALL WHOM IT MAY CONCERN:

This is to certify that Village of Bonners Ferry, a municipal corporation,
of Bonners Ferry, County of Boundary, and State of
Idaho, the holder of Permit No. 16480, issued upon Application
No. 23329, bearing date of priority of May 21, 1926, authorizing the diversion of
five (5) second feet of the waters of Myrtle Creek,

County of Boundary, State of Idaho, for domestic
purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof
of completion of the works of diversion set out and described in said Permit; that said works are adequate for
diverting and conveying to the place of intended use five (5)
second feet of the waters of Myrtle Creek;

that the point of diversion of said waters is in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 62 N.,
R. 1 W., B.M. ;

~~and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:~~

and that the place of intended use of said water is in the
Village of Bonners Ferry, Idaho.

Witness my hand this 14th day of April A. D. 19 31.

[Signature]
Commissioner of Reclamation.

By

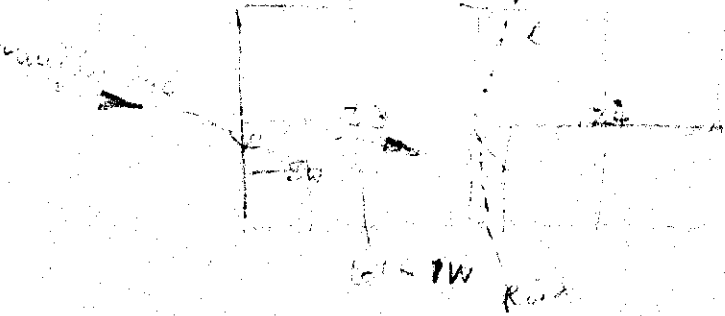
Assistant.

Dam is in line

NW 1/4 SW 1/4 S

Sec 23 T62N R1W
B.M.

Myrtle Creek



Myrtle Creek

STATE OF IDAHO
License and Certificate of
Water Right

Water License No. 16480.....

To .. Village of Bonners Ferry.....

..... Bonners Ferry, Idaho.....

Source of Supply.....

..... Myrtle Creek.....

..... Boundary..... County

Amount..... 5.0..... Sec. Feet

Point of Diversion.. NE 1/4 SW 1/4 Section 23.

..... T. 62 N., R. 1 W. B. M.

Place of Use.....

..... Village of Bonners Ferry.....

Purpose ... Domestic Use.....

Date of Priority... May 21, 1926.....

Recorded .. May 11, 1933.....

in Book... 7... of... Licenses Page 3742

PERMIT No. 16480

Certificate of Completion
of Works

Dated April 14, 1931

Stream Myrtle Creek

County Boundary

Amount 5 sec. ft.

Date of Priority - May 21, 1926

Recorded in Book 59

of Permits, page 16480

Receipt Details for ID N015334

Status	Adjustment Type	Version
		1

for Reference

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/21/2002 2:32:35 PM	10/21/2002 2:38:21 PM	NORTHERN	\$570.00	Check
Payer		CITY OF BONNERS FERRY		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4736			
Card Expiration Date	Credit Card Transaction #		

Comment WR App fee

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$570.00	PERMITS	65103	0229	21		1155

*Overpaid
by \$200*

Refund(s):

Amount	Payee	Date	Document Number
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*Apply To Transfer
processing*

*(balance due for
Transfer \$210
pd Rct# N015580
4/18/03)*

Idaho Department of Water Resources Receipt

Receipt ID N015580

Payment Amount	\$210.00	Date Received	4/18/2003 1:40:36 PM	Region	Northern	Status	☐
Payment Type	Check	Check Number	5843	<i>for Reference</i>			
Payer	CITY OF BONNERS FERRY						
Comment	Transfer App Fee						

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$210.00	TRANSFERS	0229	21	65105	1155


Signature Line (Dept. Representative)