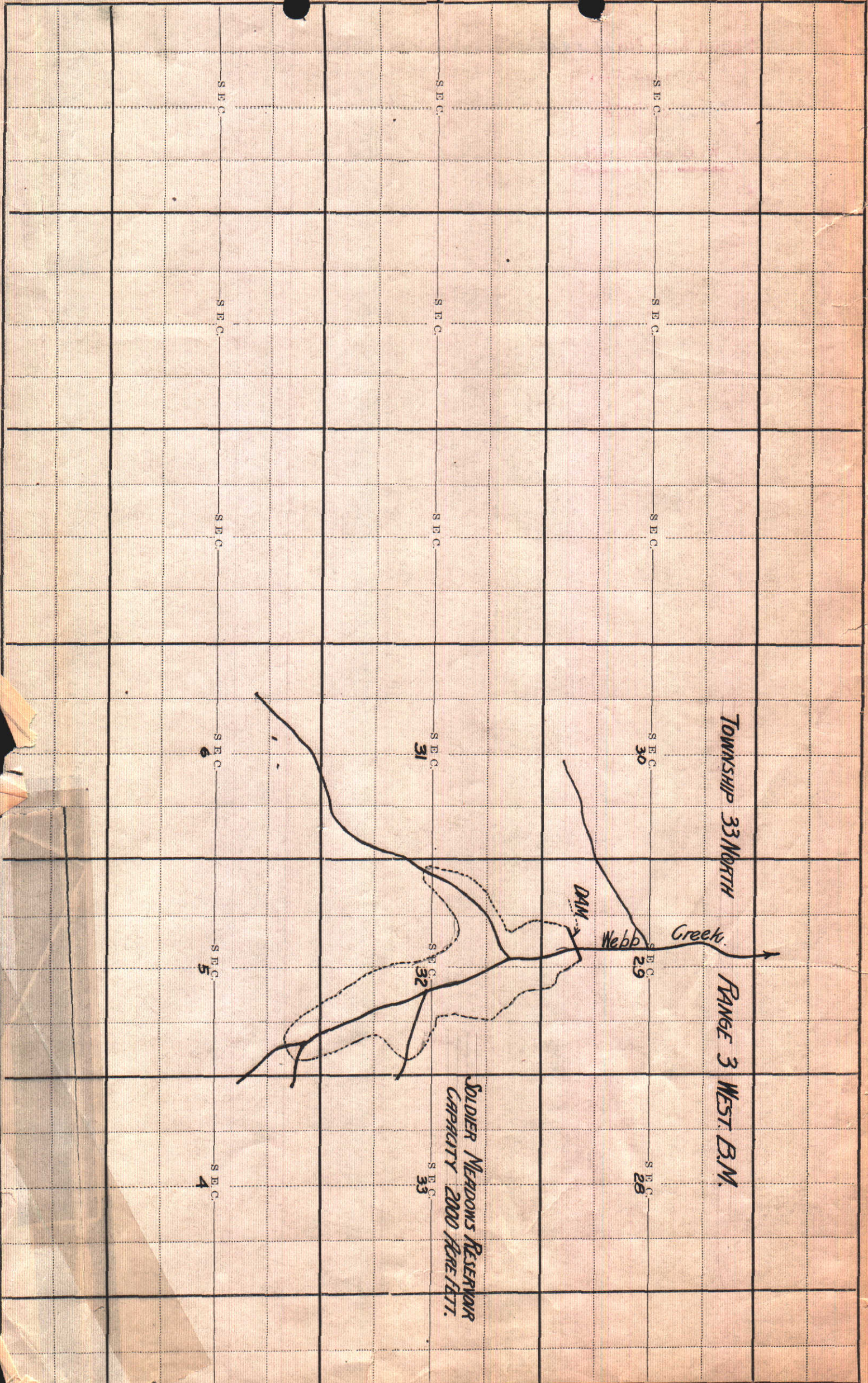


NAME OF APPLICANT

Lewiston Valley Water Company.



R-294

Application for a Permit to Construct the

Soldier Meadows Reservoir

85-2146

And to Store the Unappropriated Waters of the State of Idaho

Application No. R 22037
Permit No. R 294
District No. 81-X

1. Name of Applicant: **Lewiston Valley Water Company,**

Postoffice Address: **Portland,** County: **Multnomah** State: **Oregon**

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: **Jan. 14, 1919, Salem, Oregon.**
- (b) Amount of capital stock: \$ **250,000**
- (c) Amount paid in: \$ **250,000.00**
- (d) Names and addresses of directors: **C. F. Adams, Joseph Simon, Blaine B. Coles, Portland, Oregon; E. M. Ehrhardt, R. S. Erb, Lewiston, Idaho.**

II. The financial resources of the applicant are: (a) Cash on hand: \$ **1325.23 (May 1, 1922)**
(b) Treasury stock: \$ (c) Bonds to be issued: \$
(d) Other resources: **real estate, telephone lines and irrigation system.**

2. Quantity of water to be stored **2000** acre feet per annum.

3. Source of water supply **Webb Creek**, which is a tributary of **Sweetwater Creek**

4. Water is to be used for: **irrigation**

5. The outlet of the proposed reservoir is located

feet distant from the corner of Section , T. , R. ,
B. M., and is in the **SE $\frac{1}{4}$ SW $\frac{1}{4}$** of Section **29**, T. **33 N**, R. **3 W** B. M., County of **Nez Perce**.

6. Fill out either (a) or (b).

(a) The reservoir is located in the channel of **Webb Creek**

(b) The reservoir is to be filled through the Feeder Canal,
which has a width at bottom of ft., width at top of ft., depth of ft., average
grade per mile ft., capacity cubic feet per second.

7. (a) The area of the high water line of the reservoir is **(not known)** acres.

(b) The available capacity of the reservoir is **2000** acre feet.

8. Height of dam: **57** feet; length of dam at top **530** feet; length of dam at bottom **110** feet.

Material used in dam: **earth spread in thin layers and compacted by rolling or otherwise.**

9. The estimated cost of proposed reservoir is \$ **110,700 (exclusive of dam and reservoir site)**

10. Amount of land to be irrigated **4390.69** acres; said land being described in Use Permit mentioned in
Paragraph 13 herein, which Use Permit is hereby referred to and made a part hereof.

11. The time required for the completion of such work is **two (2)** years.

13. The water stored in accordance with this permit will be conducted to the place of use through the **Sweetwater**
canal, constructed under the terms of Permit No. **877**, filed by **Lafe Pence**
on **June 14, 1904**

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and to store the unap-
propriated waters of the State of Idaho as herein set forth.

Lewiston Valley Water Company, Ltd., Applicant.

By **Blaine B. Coles, Secretary,**, Agent.

Commissioner of Reclamation
 Date of first receipt at office of ~~State Engineer~~ 9 A. M. May 24, 1922.
 Returned to applicant for correction
 Corrected application received

Commissioner of Reclamation.
Approval of ~~State Engineer~~

The number of this Permit is R 294

Recorded in book R 1 Page 294 Approved May 29, 1922.

This is to certify that I have examined the within application for a permit to construct a reservoir and to store the unappropriated 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 28, 1922 and to continue diligently and

uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 29, 1923.

The whole of said work to be completed on or before May 29, 1924.

Beneficial use of water stored in accordance herewith, to be made on or before May 29, 1924

as set out in Permit No. 877 for the appropriation of the public waters of the State of Idaho, which is hereby referred to and made a part hereof.

Witness my hand this 29th day of May, 1922.

W. G. SWENDSEN,
 Commissioner of Reclamation,
~~State Engineer.~~

Remarks:

FOR VALUE RECEIVED, LEWISTON VALLEY WATER COMPANY, LTD., AN Oregon Corporation, hereby assigns all its right, title and interest in and to Permit to appropriate the public waters of the State of Idaho, No. R-294, to Lewiston Orchards Irrigation District, a Municipal Corporation of the State of Idaho.

IN WITNESS WHEREOF, Lewiston Valley Water Company, Ltd., has caused these presents to be executed by its President and Secretary and its corporate seal to be hereunto affixed this 23d day of January, 1924.

Lewiston Valley Water Company, Ltd.

By C. F. Adams,
 President.

In the Presence of:

E. R. Michener ?

C. Leblanc

(SEAL)

STATE OF OREGON,)
 (ss.
 County of Multnomah)

On this 23d day of January, 1924, before me appeared C. F. Adams and Blaine B. Coles both to me personally known, who being duly sworn did say that he, the said C. F. Adams, is the President, and he, the said Blaine B. Coles, is the Secretary of Lewiston Valley Water Company, the within named corporation, and that the seal affixed to said instrument is the corporate seal of said corporation, and the said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and the said C. F. Adams and Blaine B. Coles acknowledged said instrument to be the free act and deed of said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this day and year in this, my certificate, written.

(SEAL)

C. Leblanc
 Notary public for Oregon
 My commission expires July 27, 1928,

Received and filed for record in the Department of Reclamation at Boise, Idaho, this 30th day of January, 1924, at 9:00 A. M.

W. G. SWENDSEN,
 Commissioner of Reclamation

STATE OF IDAHO
CERTIFICATE OF COMPLETION OF RESERVOIR
AND RIGHT TO STORE WATER

Water District No. 81-X

Amount 2,000 acre-feet

Priority 5-24-1922.

THIS IS TO CERTIFY that Lewiston Orchards Irrigation District of Lewiston, State of Idaho, has made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of a right to store the waters of Webb Creek, tributary of Sweetwater Creek, for the purpose of irrigation, under Use Permit No. 15945, and Reservoir Permit No. R-294, of the Commissioner of Reclamation, and that said right to store said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by order of the Commissioner of Reclamation of Idaho, and entered of record at Boise, in Volume 1 of Permits, at page 294, on the 30th day of April, 1924; that the right hereby confirmed dates from May 24, 1922; that the amount of water entitled to be stored each year under such right, for the purposes aforesaid, shall not exceed 2,000 acre-feet.

The Reservoir is located in Section 29, Tp. 33 N., R. 3 W., B. M.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 30th day of April, 1924.

W. G. SWENDSEN,
Commissioner of Reclamation.

(SEAL)

D E E DRec'd 2-1-49
Book 181 Page 284

THIS INDENTURE, made this 2nd day of November, 1948, between the LEWISTON ORCHARDS IRRIGATION DISTRICT, an irrigation district organized and existing under and by virtue of the laws of the State of Idaho, Grantor, and THE UNITED STATES OF AMERICA, Grantee.

WITNESSETH:

That the Lewiston Orchards Irrigation District, pursuant to Article 27 of the Repayment Contract between the Lewiston Orchards Irrigation District and the United States, dated September 10, 1947 and recorded on October 1, 1947 in Book 7 of Miscellaneous Records, beginning on page 237 in the records of the County Recorder of Nez Perce County, State of Idaho, has granted, bargained and sold, and by these presents doth grant, bargain, sell, convey and confirm unto the United States of America and its assigns forever, all the following described real property situated in Nez Perce County, State of Idaho, to-wit:

The entire domestic and irrigation water diversion and distribution system of the Lewiston Orchards Irrigation District, including but not limited to the following:

The Water Permits and Water Licenses granted by the State Engineer of the State of Idaho with respect to such system:

The Water system extending from Captain John's Canal diverting water from Captain John's Creek, including

Soldiers Meadow Reservoir on Webb Creek, Webb Canal diverting water from Webb Creek into the East Fork of Sweetwater Creek, Lake Waha Reservoir Canal diverting water from the West Fork of Sweetwater Creek, Lake Waha and pumping facilities, Sweetwater Canal diverting water from Sweetwater Creek, to and including Reservoir "A", Relief Reservoir No. 1, Relief Reservoir No. 2, and the various pipe lines and canals constituting the distribution system of said irrigation and domestic water system; and

All land and rights-of-way acquired for said system by any means whatsoever, including, among others, by prescriptive right, by adverse use, by conveyances, by condemnation proceedings, by reservations and dedications made by the Lewiston Land and Water Company, Limited and by the Lewiston Sweetwater Irrigating Company, Limited, or their predecessors on plats of subdivided lands, or in deeds to private owners or in certificates of water rights.

RESERVING unto the Grantor for salvage, the existing pumping and power line facilities at Lake Waha.

EXCEPTING all lands acquired by the Grantor in connection with Reservoir "A" located in Sections sixteen, seventeen,

twenty and twenty-one, Township 33 North, Range 4 West, Boise meridian, which lie at an elevation twenty (20) feet above the maximum water surface elevation of said reservoir; and EXCEPTING all land acquired by the Grantor in connection with Soldiers Meadow Reservoir located in Sections 29 and 32, Township 33 North, Range 3 West, Boise Meridian, which lie fifty (50) feet above the maximum water surface elevation of said reservoir; and

EXCEPTING all that portion of the SE of the NW
NE of the SW
SE of the SW
of Section 31, Township 34,
North of Range 3, West Boise Meridian,
not included in the right of way for Webb Canal running through
the above described property.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said Grantor.

TO HAVE AND TO HOLD ALL and singular the above mentioned and described premises, together with the appurtenances, unto the United States of America and its assigns forever. And the said Grantor, its successors and assigns, the said premises in the quiet and peaceable possession of the said Grantee and its assigns, against the said Grantor, and against all and every person and persons whomsoever lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the Grantor above named has caused these presents to be signed by its President and attested to by its Secretary, and has caused the District seal to be affixed thereto, the day and year first above written.

LEWISTON ORCHARDS IRRIGATION DISTRICT

BY:

/s/ Bert Schroeder

President

ATTEST:

/s/ Wilbur C. Kelly

Secretary

(SEAL)

STATE OF IDAHO

) ss.

COUNTY OF NEZ PERCE)

On this 2nd day of November, in the year 1943, before me, RUSSELL S. RANDALL, a Notary Public, personally appeared BERT SCHROEDER, known to me to be the President of the Lewiston Orchards Irrigation District and the person who executed the within instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

/s/ Russell S. Randall

Notary Public for Idaho
Residing at Lewiston

(SEAL)

My commission expires 1-10-51.

Pacific Northwest Region Water Inventory Report

Project LEWISTON ORCHARDS

Division

Water Right Description			Water Right Filing Activity						
Entity	Facility	Source	Action	Number	Date	CFS	Acre Ft	Uses	Priority
LOID	CLEARWATER RIVER DIVERSION	CLEARWATER RIVER	Application	85-7109	06/17/1970	30.00		I, M	06/17/1970
			Permit	85-7109	08/04/1970				
			Certificate						
			Adjudication	Relinquished				UseRight	
Comment									
LOID	WELL DOMESTIC	GROUND WATER	Application	85-7146	04/29/1977	3.00		M & I	04/29/1977
			Permit						
			Certificate						
			Adjudication	A85-07146				UseRight	
Comment									
LOID	WELL DOMESTIC	GROUNDWATER	Application	85-7428	02/28/1985	4.00		M & I	02/28/1985
			Permit	85-7428	06/28/1985	4.00		M & I	
			Certificate						
			Adjudication	A85-07428				UseRight	
Comment									
USA	DAMS AND CANALS	CAPTAIN JOHN CREEK	Application		12/04/1934		2,000.0	I, D	12/04/1934
			Permit	R-576	02/27/1937		2,000.0	I, D	
			Certificate	85-2147	07/20/1940		2,000.0	I, D	
			Adjudication	85-2147		20.00	I, D	+	
Comment 20 CFS SRBA LICENSE R-576 WATER DIVERTED FROM BROWNS CREEK (TRIB CAPTAIN JOHN CREEK) FOR STORE IN SOLDIERS MEADOW RESERVOIR RELEASED FROM STORE FOR BENE USE									

Project LEWISTON ORCHARDS			Division						
Water Right Description			Water Right Filing Activity						
Entity	Facility	Source	Action	Number	Date	CFS	Acre Ft	Uses	
USA ✓	DIVERSION DAM CREEK & DITCH TO LAKE WAHA	WEST FORK SWEETWATER CREEK	Application	85-11087		20.00		I, D	Priority
			Permit						05/26/1915
			Certificate						UseRight
			Adjudication	85-11087		20.00		I, D	
Comment 20 CFS BENE USE CLAIM UP TO 20 CFS IS DIVERTED FROM WEST FORK SWEETWATER CREEK TO STORAGE IN LAKE WAHA. WATER IS PUMPED FROM LAKE WAHA FOR DELIVERY & USE LOI									
USA ✓	LAKE WAHA PUMP DIVERSION	LAKE WAHA	Application		05/26/1915	10.00		I, D	Priority
			Permit	11331	06/19/1915	10.00		I, D	05/26/1915
			Certificate	85-2049	07/05/1922	10.00		I, D	UseRight
			Adjudication	85-2049		10.00	4,000.0	I, D	+
Comment 10/4000 LICENSE 11331, DIVERSION INCLUDES NATURAL ACCRUALS & WATERS IMPORTED TO LAKE WAHA FROM WEST FORK SWEETWATER CREEK & DRAFTING 4000 AF FROM LAKE WAHA									
USA ✓	LAKE WAHA PUMP DIVERSION	LAKE WAHA	Application	22117	07/24/1922	10.00		I, D	Priority
			Permit	15566	08/01/1922	10.00		I, D	08/24/1923
			Certificate	85-2063	04/30/1924	10.00		I, D	UseRight
			Adjudication	ABS 02063					+
Comment NEED TO FILE 15566 LAKE WAHA & ALL SOURCES & TRIBES INCLUDING BOTH NORMAL FLOW & FLOOD FLOW WATER OF SAID LAKE WAHA & ITS SOURCES & TRIBES									
USA ✓	MANNS LAKE DAM OUTLET FISH TRAP TANK PIP	LINDSAY CREEK AND SWEETWATER CREEK	Application	85-4483	04/07/1986		10,500.0	I,K,IN,M,F	Priority
			Permit						06/01/1907
			Certificate						UseRight
			Adjudication	85-4483			10,500.0	I,K,IN,M,F	
Comment 10500 AF FILED IN SRBA, STATUTORY CLAIM, USES IRR 8000 AF, STOCKWATER 1000 AF, INDUSTRIAL 1500 AF, MUNICIPAL 1500 AF, FIRE PROTECTION 1000 AF									

As of September 29, 1997

Pacific Northwest Region Water Inventory Report

Page 3 of 3

Project LEWISTON ORCHARDS

Division

Water Right Description			Water Right Filing Activity						
Entity	Facility	Source	Action	Number	Date	CFS	Acres Ft	Uses	
USA ✓	SOLDIERS MEADOW RESERVOIR DAM	WEBB CREEK	Application	R-22037	05/24/1922		2,000.0	I	Priority
			Permit	R-294	05/29/1922		2,000.0	I	05/24/1922
			Certificate	85-2146	04/30/1924		2,000.0	I	UseRight
			Adjudication	85-2146			2,000.0	I, D	=
Comment 2000 AF FILED IN SRBA, WATER LICENSE R-294									
USA ✓	SWEETWATER DIVERSION AND CANAL	SWEETWATER CREEK	Application	1040	07/14/1904	100.00		I, D	Priority
			Permit	877	10/25/1904	100.00		I, D	07/14/1904
			Certificate	85-2003	10/22/1909	87.80		I, D	UseRight
			Adjudication	85-0016	06/12/1916	100.00		I, D	+
Comment 87.8 SRBA LIC 877 4/11/16 85-2003 SUPERCEDED DECREE SIEGRIST MILL V. LEWISTON-SWEETWATER IRR CO POU 3,845.48 ACRES NEZ PERCE COUNTY BASIS OF CLAIM DECREE									
USA ✓	WEBB CREEK DIVERSION DAM CONDUIT & CANAL	WEBB CREEK & SOLDIERS MEADOW RES(WEBB CR RIES)	Application	15945	01/30/1924	40.00		I, D	Priority
			Permit	15945	04/30/1924	40.00		I, D	01/30/1924
			Certificate	85-2065	04/30/1924	40.00		I, D	UseRight
			Adjudication	85-2065			40.00	I, D	=
Comment 40 CFS FILED IN SRBA, WATER LICENSE 15945, 3845.48 A IRRIGATED NEZ PERCE COUNTY									

SEP 29 '97 04:01PM DIV OF WPRNDL

P.8

WARNING

The pending transfer on this right is being held in abeyance until 7/1/1999 per Idaho Code, 42-1763B (effective 7/1/96) and Order Staying Proceedings dated 6/96.

NO FURTHER ACTION WILL BE TAKEN ON THIS RIGHT UNTIL 7/99!

Bill Text

H0704

|||| LEGISLATURE OF THE STATE OF IDAHO ||||
Fifty-third Legislature Second Regular Session - 1996

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 704

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO INTERIM AUTHORITY FOR RENTAL OF WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON; AMENDING CHAPTER 17, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1763B, IDAHO CODE, TO STATE LEGISLATIVE FINDINGS AND INTENT, TO PROVIDE WATER RENTALS, TO PROVIDE CONDITIONS ON WATER RENTALS, TO PROVIDE APPLICATION TO CERTAIN CONTRACTUAL OBLIGATIONS, TO PROVIDE EFFECTIVENESS CONTINGENT ON CERTAIN CONDITIONS OCCURRING AND TO PROVIDE A SUNSET CLAUSE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 17, Title 42, Idaho Code, be, and the same is hereby amended by the addition thereto of a **NEW SECTION**, to be known and designated as Section 42-1763B, Idaho Code, and to read as follows:

42-1763B. INTERIM AUTHORITY FOR RENTAL OF STORAGE WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON.

(1) Legislative findings and intent regarding rental of storage water from U.S. bureau of reclamation projects in the Snake River basin within Idaho to augment lower Snake River flows during the migration of Snake River salmon.

(a) The legislature finds that the U.S. bureau of reclamation requested the release of four hundred twenty-seven thousand (427,000) acre feet of water to augment salmon flows in order to satisfy the conditions of the biological opinion issued by the national marine fisheries service on March 2, 1995. The legislature authorizes the U.S. bureau of reclamation to release water from its projects under the limited conditions of this section in 1996, 1997, 1998 and 1999.

(b) It is the intent of the legislature to promptly consider the repeal of subsections (2) and (3) of this section in the event that the provisions of the biological opinion issued by the national marine fisheries service on March 2, 1995, related to the provision of flows for salmon from the Snake River basin above Brownlee Reservoir are modified or declared arbitrary, capricious or otherwise unlawful, or are set aside by any federal court.

(2) Rental of storage water from U.S. bureau of reclamation storage.

(a) Notwithstanding the legislative approval required in section 42-108, Idaho Code, any storage water release from U.S. bureau of reclamation reservoirs within the state of Idaho for

use to augment river flows during the migration of Snake River salmon pursuant to this section must be rented through the water bank operated by the Idaho water resource board pursuant to sections 42-1761 through 42-1764, Idaho Code, or through local water rental committees, created pursuant to section 42-1765, Idaho Code, under their respective water bank rules; provided however, that the agricultural preference provisions of local rental pool rules shall not apply to any uncontracted space rented by the U.S. bureau of reclamation pursuant to this section.

(b) For any rental of water pursuant to this section, the director shall not be required to determine under section 42-1763, Idaho Code, whether the water supply is sufficient for the purpose for which it is sought, whether the rental would cause the use of water to be enlarged beyond that authorized under the water right to be rented, whether such use is in the public interest, or whether such use is consistent with the factors enumerated under subsection (3) of section 42-401, Idaho Code.

(3) Conditions on storage water rentals.

(a) Any storage water made available under this section shall be obtained only from willing lessors. Any water rented under this section from reservoirs located within a basin having a local rental pool committee established pursuant to section 42-1765, Idaho Code, shall be rented pursuant to this section only through the local rental pool committee.

(b) Storage water made available under this section shall be limited to four hundred twenty-seven thousand (427,000) acre feet annually. These releases from storage shall be reduced by other water the U.S. bureau of reclamation provides for augmentation of salmon flows from the Snake River and its tributaries.

(c) In no event shall the release of water under this section cause the water surface of Cascade Reservoir to be below the elevation required to maintain a storage volume of three hundred

2

thousand (300,000) acre feet, fifty thousand (50,000) acre feet of which is dead space, which is currently estimated to be at an elevation of four thousand eight hundred nine and two-tenths (4,809.2) feet.

(d) The U.S. bureau of reclamation shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

(e) All storage water rented from U.S. bureau of reclamation reservoirs under this section must be used for power production purposes within the state of Idaho.

(f) Nothing herein shall entitle the U.S. bureau of reclamation to rent storage water upon termination or expiration of the permission given in this section.

(4) Nothing in this section shall be construed to alter in any way the existing contractual obligations of the U.S. bureau of reclamation or to constitute a finding by the legislature that the rental or use of storage water for augmentation of flows for salmon migration is a beneficial use of water, that it is in the public interest, or whether such use injures existing water rights.

(5) This section shall not become effective until the

director certifies to the governor that the U.S. bureau of reclamation's applications to transfer water right numbers 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 will be held in abeyance until July 1, 1999.

(6) On and after January 1, 2000, this act shall be null, void and of no force and effect.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 5, 1996

The Honorable Philip E. Batt
Governor, State of Idaho
State Capitol
Boise, ID 83720-0034

F.Y.I.

RE: CERTIFICATION REQUIRED BY H.B. 704

Dear Governor Batt:

This letter certifies that the Department of Water Resources will hold the U.S. Bureau of Reclamation's Applications for Transfer Numbers 4616, 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636 and Applications to Amend Permit Numbers 25-07004 and 63-03618 in abeyance until July 1, 1999. This certification is required under subsection 5 of Section 42-1763B, Idaho Code, as a condition for the effectiveness of House Bill 704 approved by the 1996 Legislature which will become effective July 1, 1996.

The department will hold in abeyance all actions associated with the applications including action on requests for discovery or other matters relating to the applications. If you have questions about this matter or if I can provide additional information, I am available at your convenience.

Sincerely,

KARL J. DREHER
Director

c: The Honorable Pete T. Cenarrusa
John W. Keys, III
IDWR service list for BOR transfers
IDWR - Western Region
IDWR - Southern Region
IDWR - Eastern Region

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATIONS	)	
FOR TRANSFER NOS. 4616, 4617, 4618,	)	
4623, 4624, 4625, 4626, 4627, 4628, 4629,	)	
4630, 4631, 4632, 4633, 4636, AND FOR	)	
THE AMENDMENT OF WATER RIGHT	)	ORDER STAYING
PERMIT NOS. 25-07004 AND 63-03618	)	PROCEEDINGS
IN THE NAME OF THE UNITED STATES	)	
BUREAU OF RECLAMATION	)	
	)	

On May 15, 1995, the United States Bureau of Reclamation (Bureau) filed fifteen applications for transfer of water rights and two applications for amendment of water right permits with the Idaho Department of Water Resources (Department). The applications seek approval to use a combined total of up to 427,000 acre feet of water per year from Bureau reservoirs for flow augmentation purposes as a proposed contribution to salmon recovery efforts. The applications seek authorization to release water for the requested purposes beginning in the Spring of 1996.

Pursuant to the consent of the parties, the director entered an order on September 19, 1995, providing among other things that the Bureau's pending applications would be held without further action until April 1, 1996. In accordance with the stipulation of the parties, the order also directed the parties to address the issues and concerns raised by the Bureau's applications through draft legislation or other alternative means.

Legislation prepared in response to the issues and concerns identified as a result of this proceeding was introduced before the 1996 Idaho Legislature as House Bill No. 704. The legislation was approved on March 15, 1996, as Session Laws Ch. 282 to be codified as section 42-1763B, Idaho Code, with an effective date of July 1, 1996. Subsection 5 of section 42-1763B provides that the section shall not become effective until the director certifies to the Governor that the U.S. Bureau of Reclamation's applications at issue in this proceeding will be held in abeyance until July 1, 1999. Section 42-1763B, Idaho Code, as added by H.B. 704 provides as follows:

42-1763B. INTERIM AUTHORITY FOR RENTAL OF STORAGE WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON. (1) Legislative findings and intent regarding rental of storage water from U.S. bureau of reclamation projects in the Snake River basin within Idaho to augment lower Snake River flows during the migration of Snake River salmon.

(a) The legislature finds that the U.S. bureau of reclamation requested the release of four hundred twenty-seven thousand (427,000) acre feet of water to augment salmon flows in order to satisfy the conditions of the biological opinion issued by the national marine fisheries service on March 2, 1995. The legislature authorizes the U.S. bureau of reclamation to release water from its projects under the limited conditions of this section in 1996, 1997, 1998 and 1999.

(b) It is the intent of the legislature to promptly consider the repeal of subsections (2) and (3) of this section in the event that the provisions of the biological opinion issued by the national marine fisheries service on March 2, 1995, related to the provision of flows for salmon from the Snake River basin above Brownlee Reservoir are modified or declared arbitrary, capricious or otherwise unlawful, or are set aside by any federal court.

(2) Rental of storage water from U.S. bureau of reclamation storage.

(a) Notwithstanding the legislative approval required in section 42-108, Idaho Code, any storage water release from U.S. bureau of reclamation reservoirs within the state of Idaho for use to augment river flows during the migration of Snake River salmon pursuant to this section must be

rented through the water bank operated by the Idaho water resource board pursuant to sections 42-1761 through 42-1764, Idaho Code, or through local water rental committees, created pursuant to section 42-1765, Idaho Code, under their respective water bank rules; provided however, that the agricultural preference provisions of local rental pool rules shall not apply to any uncontracted space rented by the U.S. bureau of reclamation pursuant to this section.

(b) For any rental of water pursuant to this section, the director shall not be required to determine under section 42-1763, Idaho Code, whether the water supply is sufficient for the purpose for which it is sought, whether the rental would cause the use of water to be enlarged beyond that authorized under the water right to be rented, whether such use is in the public interest, or whether such use is consistent with the factors enumerated under subsection (3) of section 42-401, Idaho Code.

(3) Conditions on storage water rentals.

(a) Any storage water made available under this section shall be obtained only from willing lessors. Any water rented under this section from reservoirs located within a basin having a local rental pool committee established pursuant to section 42-1765, Idaho Code, shall be rented pursuant to this section only through the local rental pool committee.

(b) Storage water made available under this section shall be limited to four hundred twenty-seven thousand (427,000) acre feet annually. These releases from storage shall be reduced by other water the U.S. bureau of reclamation provides for augmentation of salmon flows from the Snake River and its tributaries.

(c) In no event shall the release of water under this section cause the water surface of Cascade Reservoir to be below the elevation required to maintain a storage volume of three hundred thousand (300,000) acre feet, fifty thousand (50,000) acre feet of which is dead space, which is currently estimated to be at an elevation of four thousand eight hundred nine and two-tenths (4,809.2) feet.

(d) The U.S. bureau of reclamation shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

(e) All storage water rented from U.S. bureau of reclamation reservoirs under this section must be used for power production purposes within the state of Idaho.

(f) Nothing herein shall entitle the U.S. bureau of reclamation to rent storage water upon termination or expiration of the permission given in this section.

(4) Nothing in this section shall be construed to alter in any way the existing contractual obligations of the U.S. bureau of reclamation or to constitute a finding by the legislature that the rental or use of storage water for augmentation of flows for salmon migration is a beneficial use of water, that it is in the public interest, or whether such use injures existing water rights.

(5) This section shall not become effective until the director certifies to the governor that the U.S. bureau of reclamation's applications to transfer water right numbers 4616, 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 will be held in abeyance until July 1, 1999.

(6) On and after January 1, 2000, this act shall be null, void and of no force and effect.

Having reviewed the prior stipulation of the parties in this proceeding and the provisions of House Bill 704, to be codified as section 42-1763B, Idaho Code, the director orders as follows:

ORDER

IT IS HEREBY ORDERED that, in accordance with the provisions of House Bill 704, to be codified as section 42-1763B(5), Idaho Code, effective July 1, 1996, the U.S. Bureau of Reclamation's Applications to transfer water right numbers 4616, 4617, 4618, 4623, 4624, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 shall be held in abeyance until July 1, 1999.

IT IS FURTHER ORDER that:

1. All matters associated with this proceeding, including issues regarding the scope and nature of potential discovery and the holding of any hearing, shall be held in abeyance

until July 1, 1999, and the existing rights of the parties to raise issues regarding these matters shall not be diminished as a result of the issuance of this order.

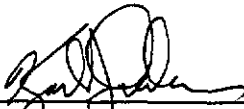
2. The U.S. Bureau of Reclamation shall be authorized to release water to augment Snake River flows for salmon migration purposes during 1996, 1997, 1998 and 1999 in accordance with the provisions of section 42-1763B, Idaho Code.

3. Pursuant to section 42-1763B(3)(d), Idaho Code, the Bureau shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

4. The Bureau, in addition, shall provide at least seven-days prior notice to the director of the actual amount, source and timing of water releases as they are made under section 42-1763B, Idaho Code, or if impracticable, as soon as feasible under the circumstances.

5. This is an interlocutory order issued pursuant to Rule 710 of the Department's Rules of Procedure, IDAPA 37.01.010710.

DATED this 5th day of June 1996.



KARL J. DREHER
Director

MEMORANDUM

R- 294

February 14, 1968
(date)

Examination of this permit shows that proof of completion of works and beneficial use of water for this project was submitted under Permit No. 877 ✓. Therefore action on this storage filing may be considered completed, the same as if proofs had been submitted and certificate and license issued.

per RKH

February 12, 1968

R-294

May 5, 1924.

Permits Nos. R-284
15844

Mr. R. S. Wallace, President,
Lewiston Orchards Irrigation Dist.,
Lewiston, Idaho.

Dear Sir:

We are enclosing herewith Certificate of Completion of Works,
issued under Reservoir Permit No. R-284; Certificate of Completion of
Works and Water License, issued under Permit No. 15844 and Certificate
of Completion of Works and Water License, issued under Permit No. 15945.

Very truly yours,

W. C. SWENDSEN,
Commissioner of Reclamation.

Encs-3

By

Chief Clerk.

R-294

April 30, 1924.

Re: Permits Nos. 2324,
18864-18948

Mr. D. S. Wallace, President,
Lewiston Orchards Irrigation Dist.,
Lewiston, Idaho.

Dear Sir:-

The depositions of yourself and witnesses in the matter of proof of completion of work and beneficial use of water under the above permits were duly received and found to be in proper form and acceptable. The reports required have just been filed by Mr. Carter, as he had been over the project only a few months ago and knew conditions, hence, it was not necessary to make another inspection. The certificates of completion of work and licenses will now be issued and mailed to you within the next few days.

Receipt for fees for proof of completion of work, together with refund to you in the sum of \$4.28, is herewith enclosed.

Under the Provision of Sec. 5502, Chapter 54, Session Laws of 1923, the applicant is not required to pay additional fees for proof of beneficial use of the water.

Very truly yours,
W. G. SWENSON,
Commissioner of Reclamation.

By _____
Chief Clerk.

R-294

STATE OF IDAHO DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-294

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant: Lewiston Orchards Irrigation District

2. Source of water supply: Webb Creek

3. Location of ^{Outlet of Reservoir} point of diversion: Is in the SE 1/4 of SW 1/4 of Section 29

T. 33N R. 3W B.M. County of Nez Perce

4. Describe works as they exist, giving dimensions and capacities of same: Reservoir Created by Construction of Earth Fill Dam in channel of Webb Creek at Soldier Meadow. Fill is approx. 700' long. two & three to one slopes. 60 feet high. Puddled cutoff trench. spillway is provided. Outlet concrete structure. Capacity 2500 acre feet.

5. Water is used for: Irrigation 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): Land to be irrigated is that within boundary of Lewiston Orchards Irrigation District and conforms to the list of legal subdivisions in the permit (See permit map or maps & Plans in Reclamation District Bond Commission & Irrigation District files)

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

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

Remarks: _____

This examination was made on the _____ day of _____ 19____

(Signed)

E. N. Carter

Examiner.

R-294

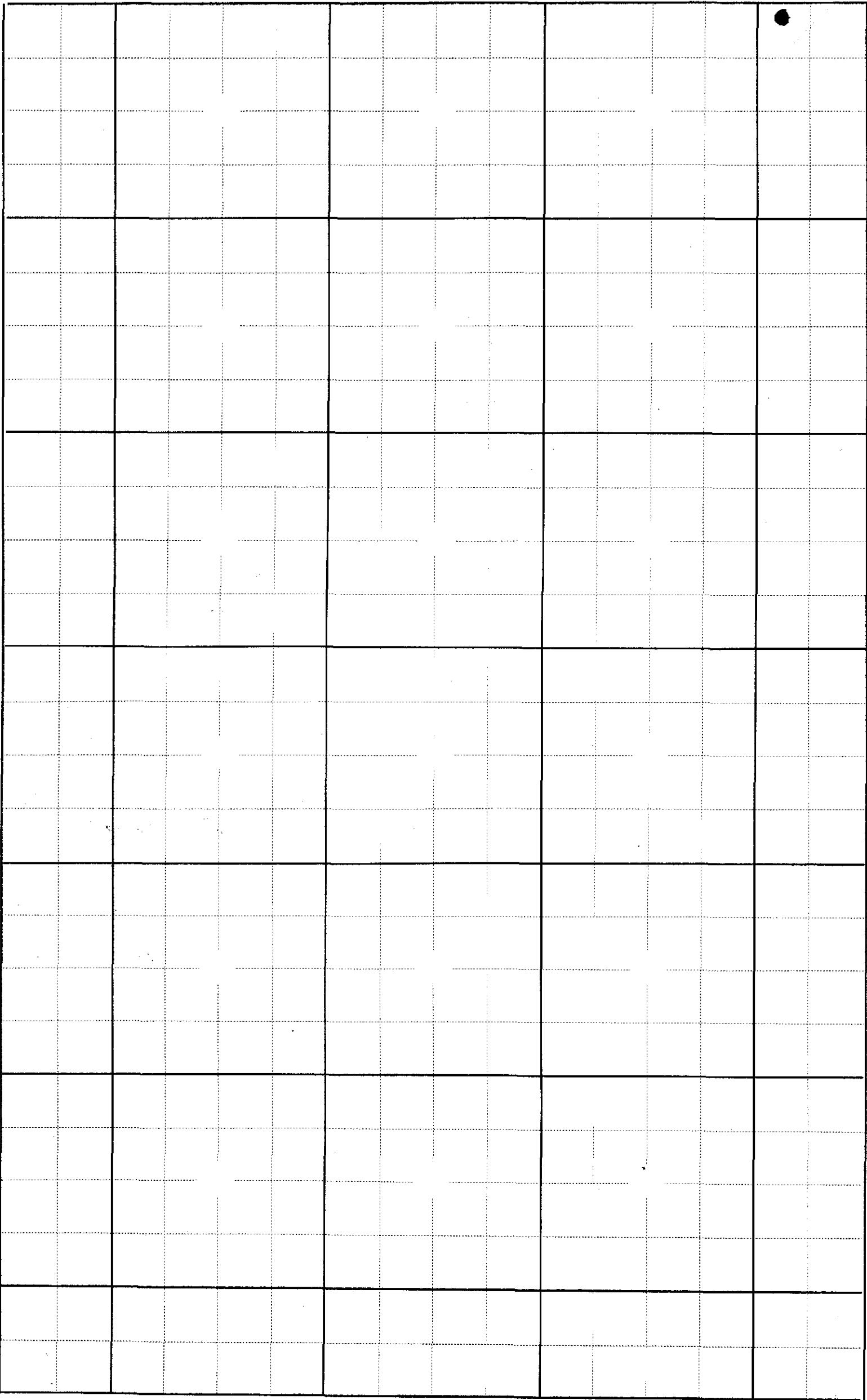
Permit No.

Examination for

County

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.
-



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

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. R-294

REPORT ON PROOF OF Completion of Works & Penetrial Use of Water.

C E R T I F I C A T E

State of Idaho)
County of Nez Perce) ss:

I, Dexter C. Rich, a Notary Public in and for the State of Idaho do hereby certify that pursuant to notice duly made the annexed depositions relative to permit No. R-294, two for David S. Wallace, two for Russell H. Mann and two for K. Cecil Parker were taken before me at the office of Randall & Becker in the city of Lewiston, Nez Perce County, Idaho, on the 10th day of April, 1924.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal this 10th day of April, 1924.

Dexter C. Rich
Notary Public in and for the State of
Idaho, residing at Lewiston therein.

PERMIT NO. R-294

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. David S. Wallace - 54 - Lewiston, Ida., Manager and President, Lewiston Orchards Irrigation District

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Lewiston Orchards Irrigation District, Lewiston Ida. - President of Board of Directors

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. Permit No R-294, - May 24, 1922, 2500 Acre Feet, Storage of Webb Creek at Soldier Meadow

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Irrigation and Domestic Purposes - 4391.66 acres, see attached slip for description of land.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Dam Completed Dec 1922, and Storage of Water began at that date.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. None

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Earthen dam - 700 ft long, approx. 60 feet in height. Capacity 2500 Acre feet. Cost was included in purchase price of plant \$350,000.00 with additions and betterments, among which were the works herein concerned. Estimated cost of these works \$130,000.00 (Sign here.) David S. Wallace

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Lewiston, County of

My Place, State of Idaho, on this 10th day of April, A. D. 1924

Herb O. Rich

Notary Public.

My Commission expires Nov 13 - 1927

R-294

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. R-294

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Russell H. Mann, 35 - Lewiston Orchards
Suph. Lewiston Orchards Irr. Dist., Lewiston Idaho

Ques. 2. Are you acquainted with Lewiston Orchards Irrigation Dist., the holder of Permit No. R-294, authorizing the diversion of 2500 ^{acre} ~~second~~ feet of the waters of

Webb Creek, at Soldiers Meadow for storage purposes? How long have you known him, and where does he reside?

Ans. 3 years

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

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. yes - Orchards, vegetables and gardens
1 1/2 acre foot per acre

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Earthen dam approx 700 ft in length and
60 ft in height - 2500 acre feet - storage

(Sign here) Russell H. Mann

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, at my office in of Randall & Becker, Lewiston, County

of My Place, State of Idaho, on this 10th day of

April A. D. 1924

Alister C. Rich

R-294

The Depositions of two Witnesses, in this form, taken separately, required in each case.

PERMIT NO. R-294

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. R Cecil Parker, 36, Lewiston Orchards
Bookkeeper Lewiston Orchards Irrigation District

Ques. 2. Are you acquainted with Lewiston Orchard Irrigation District, the holder of Permit No. R-294, authorizing the diversion of 2500 ^{acre} second-feet of the waters of Webb Creek, at Soldiers Meadow for storage purposes? How long have you known him, and where does he reside?

Ans. 3 years, -

Ques. 3. Have you read or heard read said Permit No. R-294, and are you familiar with its terms and conditions?

Ans. yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Yes - Orchards, Vegetable and garden land
1 1/2 acre feet per acre

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. Earthen dam approx - 700 feet in length
and 60 feet in height

(Sign here.)

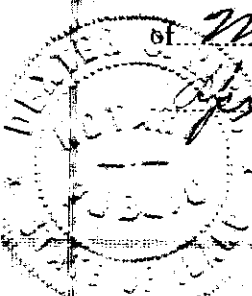
R Cecil Parker

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, at my office in of Randall & Becker, Lewiston, County

of Nez Perce, State of Idaho, on this 10th day of

April A. D. 1924

Arthur C. Rich



This Indenture, Made this Fourteenth day of June, 1922, between LEWISTON VALLEY WATER COMPANY, a corporation created under the laws of the State of Oregon, with it's principal place of business at Portland, Multnomah County, Oregon, and it's principal place of business in Idaho, at Lewiston, Nez Perce County, Idaho, party of the first part, and LEWISTON ORCHARDS IRRIGATION DISTRICT, a municipal corporation organized and existing under virtue of the laws of the State of Idaho, of Lewiston, Nez Perce County Idaho, party of the second part,

Witnesseth

That the said party of the first part, for and in consideration of the sum of ONE DOLLAR, and other good and valuable considerations, in hand paid by the said party of the second part the receipt whereof is hereby acknowledged, and the said party of the second part forever released and discharged therefrom, has granted, bargained, sold, conveyed, remised, released, alienated, transfered, assigned, and confirmed, and by these presents does grant, bargain, sell, convey, remise, release, alienate, transfer, assign, and confirm unto the said party of the second part, and to it's successors and assigns forever, all of the following real and personal property, situated in the County of Nez Perce, in the State of Idaho, to-wit:

That certain property situated in the County of Nez Perce and State of Idaho, known as the water system for diverting and distributing water for domestic and irrigation purposes and all assets of said Lewiston Valley Water Company, more particularly described as follows;

WATER PERMIT No. 877 and WATER LICENSE No. 877, granted by the State Engineer of the State of Idaho, October 25th, 1904 and April 11th, 1916 respectively; and Water Permit No. 11331 granted by the State Engineer, June 19th, 1915, and said Engineer's certificate of completion of works thereunder, and the irrigation system in Nez Perce County, Idaho, constructed pursuant thereto, from Lake Waha to a tributary of Sweetwater Creek, and from the point of diversion at the forks of Sweetwater Creek in the S $\frac{1}{2}$ of Section 28, Twp. 34, North Range 4 W.B.M., to and including Reservoir "A" situated in Sections 16, 17, 20, and 21 in Twp. 35 North Range 4 W.B.M., and the Main Pipe Line known as Lateral

"B" extending from said Reservoir "A", and the various pipe lines extending from various points on said Lateral "B" and constituting the distributing system of said irrigation system, including also the Relief Reservoir No. 1 situate in Lots 1, 2, and 3 in Block 64 of Lewiston Orchards Tract No. 4 according to the Plat of said Tract, in the Recorder's office of said Nez Perce County; also Relief Reservoir No. 2 and easements in connection therewith, the site of said Reservoir being the circular tract 408 feet in diameter in NE $\frac{1}{4}$ of Section 24 Twp. 35 N.R. 5 W.B.M. and same and said easements are described in deed to Lewiston Sweetwater Irrigating Company, Limited, dated February 9, 1918, recorded in the Recorder's office, in said Nez Perce County, February 12, 1918 in Book 122, page 333; Also all land and rights of way acquired for said irrigation system, including the site of Reservoir "C" in Sections 29, and 32, Twp. 33, N.R. 3 W.B.M. and in lots 1 and 2, Sec. 5 Twp. 32 N.R. 3 W.B.M. and rights of way on Webb Creek, all as shown in deeds and judgments of condemnation of record in the Recorder's office, and the office of the Clerk of the District Court of said Nez Perce County, in favor of F. D. Warner, Lewiston Sweetwater Irrigation Company, Limited, Lewiston Sweetwater Irrigating Company, Limited, and deed of said F. D. Warner to said Lewiston Sweetwater Irrigation Company, Limited, and from Lewiston Sweetwater Irrigation Company Limited, to Lewiston Sweetwater Irrigating Company, Limited, and reserved in dedications on plats of subdivided lands and in deeds from Lewiston Land and Water Company, Limited, to private owners and in certificates of water rights issued by Lewiston Sweetwater Irrigating Company, Limited, or its predecessor.

Including and subject to all rights acquired and conceded in the following deeds to Lewiston Valley Water Company, viz; From Chapman and wife, dated April 20, 1920, book 127 of Deeds, page 551; M. L. Bailey and husband, dated October 14, 1921, Book 131 of Deeds 103; Myrtle L. Bailey and husband, dated November 16, 1921, Book 129 of Deeds, 514, all in Recorder's office, Nez Perce County, Idaho.

General location of said works and system above mentioned is shown on maps Exhibits "A" and "B" of Complaint in Lewiston Sweetwater Irrigating

Company, Limited vs. Potts, et al, No. 3335, and in map Exhibit "A" in Complaint in case of F. D. Warner, Plaintiff against Felix Warren and other, No. 988 above, in said District Court in said Nez Perce County; Also all meters, material, machinery, pipe, pipe lines, ditches, flumes, canals, headgates, reservoirs, tools, steam engines, cars, dump-cars, steel rails, rock crusher, steam shovel, vehicles, equipment, surveys, surveyors and engineers instruments, equipments and supplies, plats, locations, books, records and files and things of every nature now owned or used in the construction, extension, maintenance and operation of said water system, and all water rights belonging to said party of the first part of every nature, and appurtenances including the telephone system belonging thereto and used in connection therewith, and the power and pumping plants with equipment at Lake Waha, also, all moneys due or to become due from water consumers for water furnished or to be furnished through said system, and other accounts and bills receivable.

Said property constituting said system is also described in the Receivers Inventory, filed with the clerk of said District court, February 8, 1919, in the action No. 3977. Also all the rights privileges, franchises and immunities of the Lewiston Valley Water Company, and other property rights, if any, of any and every nature whatsoever, and the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, and all the estate, right, title, interest, claims or demands of the said Lewiston Valley Water Company as well at law as in equity, of, in and to the said property and appurtenances, excepting from the foregoing conveyance, assignment and transfer, One Steam Shovel, Two Dinkey Engines, and all the cars located at the dam site of Reservoir "A", and excepting further all moneys, water rentals, accounts and bills receivable maturing down to and including March 1, 1922.

This conveyance, transfer, and assignment also conveys transfers and assigns all extensions, improvements, betterments it may make at any time hereafter to its said water system and said plant. Among such improvements, extensions, and betterments being the following contemplated in enlarging and improving Reservoir A and constructing Reservoir "C" and connecting it with

Sweetwater above point of diversion and improving Waha Plant and duplicating same and enlarging and improving ditches into Waha and improving distribution system and canals and flumes, in which works the following among other materials will be used. viz:

1. 1-250 KVA Generator (either G.E. or Westinghouse)
2. 1-Switchboard panel complete.
3. 1-380 HP Water Wheel, Harris type or equal.
4. Foundation for water wheel and generator.
5. 1-4 inch (4") bye pass at water wheel.
6. 1-12 inch (12") Centrifugal Pump to deliver 4500 GPM against 170 FT Head.
(Above to be either Byron, Jackson, Delaval, Union Steam Pump Co. Goulds or Allis Chalmers.)
7. 1-250 H.P. Electric Motor, direct connection to above pump.
8. 1-12 inch (12") impeller to replace impeller in present pump.
9. Transmission line power house to pumping plant of suitable size carried on existing pole line.
10. Extra coils and bearings for replacement when necessary to present electrical equipment.
11. Extra armature, coils and bearings furnished with new equipment.
12. Material for 12 foot (12') addition to present power house.
13. 1350 feet 22 inch D.R. Steel pipe 16 gauge slip joint.
14. 150 " 15 " " " " 12 " Flanges
15. 400 " 15 " " " " 10 " "
16. 300 " 15 " " " " 7 " "
17. 150 " 15 " " " " " "
18. 1-12 inch Gate Valve.
19. 2-12 " Ball Joints.
20. 1-16 inch 12 inch Wye.
21. 4-16 inch rubber dredge sleeves.
22. 12 feet 14 inch ER 14 gauge suction pipe.
23. Furnish design, material and erect complete one scow 40 feet long x. 24 feet wide x 3½ feet deep, standard construction, and having 4 b side planking, bulkheads and end planking, and 3" bottom and decks, all at Lake Waha and to include a house.

Together With All And Singular.

The hereditaments and appurtenances thereunto belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders rents, issues and profits thereof, and all the estate, right, title, interest, claim, or demand whatsoever of the said party of the first part, either in law or equity, of, in and to the above bargained premises and property, real and personal, with the hereditaments and appurtenances.

To Have And Hold, The said premises and property, real and personal, above bargained and described, with the appurtenances, unto the said party of the second part, it's successors and assigns forever.

And the said party of the first part, for itself and it's successors

and assigns, does covenant, grant, bargain and agree to and with the said party of the second part, it's successors and assigns, that at the time of the enrolling and delivery of these presents it is well seized and possessed of the premises and property, real and personal, above conveyed and transferred, as of good, sure, perfect, absolute, and indefeasible estate of inheritance in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell, convey, transfer and assign the same in manner and form aforesaid, and that the same are free and clear of all former or other grants, bargains, sales, liens, transfers, assignments, taxes, assessments and incumbrances of what kind or nature soever; and the above bargained premises and property, real and personal, in the quiet and peaceable possession of the said party of the second part, it's successors and assigns, against all and every person or persons lawfully claiming or to claim the whole or any part thereof, the said party of the first part shall and will warrant and forever defend.

The foregoing conveyance and covenants are executed under and by virtue of the following resolution of the Board of Directors of the said party of the first part, duly adopted at a regular meeting of the said board, duly and regularly held on the 13th day of -----June----- 1922, which resolution is written of record in the corporate minute book of the said party of the first part, as a part of the minutes of the meeting held by the Board on that day, which said minutes, at the end thereof, bear the signatures of the President and Secretary of said party of the first part; the said resolution so adopted and placed of record as aforesaid, being in the words and figures following, to-wit:

BE IT RESOLVED, That the President and Secretary of the
LEWISTON VALLEY WATER COMPANY, (The Vice-President acting
in case of absence or disability of the President, and
the Assistant Secretary acting in case of absence or disability of the Secretary) he and they are hereby empowered to execute, acknowledge and deliver such deed, transfer and assignment, in such form and with such provisions and with

such covenants as they may deem necessary and proper for conveying, transferring and assigning to the said party of the second part, all property of the said party of the first part, of every nature, whether real, personal or mixed, and wheresoever situate, and whether now owned or hereafter at any time acquired, saving and excepting only; one steam Shovel, Two Dinkey Engines, the cars now located at the dam site of Reservoir A, of the said party of the first part, situate East of Lewiston Orchards, in said Nez Perce County, Idaho, and excepting also accounts receivable, moneys, water rentals and bills receivable maturing down to and including March 1, 1922; said officials hereinabove empowered hereby being also empowered hereby to make any and all adjustments and settlements which they may deem fit and proper and necessary to carry out and close the contract of sale between the said party of the first part and the said party of the second part, of March 20, 1922, and to execute and deliver a deed, transfer and assignment as aforesaid, with such descriptions, provisions and covenants, and on such considerations as may be necessary to finally close relations under said contract, and any and all controversies that may arise in completing and closing the same; and they shall have authority in their discretion to take and defend any and all actions and proceedings in court or otherwise, and to execute any and all instruments of every nature which they may deem necessary, proper or convenient in the execution and carrying out of the power and authority vested in them, and the secretary, or assistant secretary acting in his place as above provided may affix the corporate seal of this corporation to all conveyances, transfers assignments or other instruments

which may be executed pursuant to this resolution".

In Testimony Whereof, The said party of the first part has hereunto caused it's name to be signed hereto and it's corporate seal to be affixed by it's President and it's Secretary the day and year first herein written.

LEWISTON VALLEY WATER COMPANY.

By C. F. Adams
Its President.

and by Blaine B. Coles
Its Secretary.

Attest: Corporate seal
of said party of the
first part.

Blaine B. Coles
Secretary.

Signed, Sealed and Delivered
in the presence of.

Thos. A. Duttue

Arthur Cook

STATE OF OREGON, |

ss-

COUNTY OF Multnomah. |

BE IT REMEMBERED, That on this 14th day of June, 1922, before me, Arthur Cook, the undersigned Notary Public, in and for the State of Oregon, personally appeared C. F. Adams, known to me to be the President, and Blaine B. Coles, known to me to be the Secretary of the LEWISTON VALLEY WATER COMPANY, the corporation whose name is subscribed to, and which executed the within and foregoing instrument, and they, then and there, acknowledged to me that said corporation executed the same, and that they caused the corporate seal of said corporation to be affixed thereto.

WITNESS, my hand and notarial seal, the day and year in this certificate hereinabove first written.

Arthur Cook
NOTARY PUBLIC in and for the State
of Oregon; Residing at Portland, in
Multnomah County, Oregon.
My Commission Expires on the 9th day of
October, 1923.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. && R-294

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques.1 State your name, age, residence, occupation and postoffice address
David.S.Wallace, 54, Lewiston Orchards, Pres.& Manager of Lewiston
Ans.....
Orchards Irrigation District, Lewiston, Idaho.
.....

Ques 2. If acting in behalf of corporation, state its name, principal
place of business(ifaforeign corporation, give name of postoffice of
statutory agent), your position with reference to same, and your
authority for appearing in its behalf.
Lewiston Orchards Irrigation District, Lewiston, Ida. President of
AnsBoard of Directors of Lewiston Orchards Irrigation District,.....

Ques 3. State number and date of permit, and date of priority you
propose to establish under the permit.
Permit No R-294, May 24, 1922
Ans.....

Ques 4. State source of water supply and give exact location of point
of diversion.
Webb Creek at Soldier Meadows, Sec 29 Twp 33 N R 3 W.
Ans.....
.....

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.
Earthen dam 700 ft long 69 ft in height, Webb Creek Canal capacity
Ans.....
40 Sec Ft, Sweetwater Canal capacity 50 Sec Ft.
.....
.....
.....
.....

Ques.6. State for what purpose water is used and describe place of use.

close	Legal Description of Land of the Lewiston Orchards Irrigation District.	
ished.	SW 1-4 Sec 18, Tp. 35 N., Range 4 W.	
p. m.	B. M. 183.54 acres.	
street.	The SE 1-4, the SW 1-4 and the NW 1-4 of Sec. 13, Tp. 35 N. Range 5 W. B. M. 164.35 acres.	
hards.	The NE 1-4 of Sec. 28, Tp. 35 N. Range 5 W. B. M. 163.06 acres.	
arks-	The S. 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M. 309.07 acres.	
gar-	A portion of the N. 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M. 86.75 acres.	
house	All of Sec. 15, Tp. 35 N. Range 5 W. B. M. 613.59 acres.	
In-	The SE 1-4, the SW 1-4 and the NW 1-4 of Sec. 16, Tp. 35 N. Range 5 W. B. M. 477.00 acres.	
home	That portion of the NE 1-4 of Sec. 16 in Blks. 146 and 147--60.47 acres.	
-room	The NE 1-4, the NW 1-4, the N. 1-2 of the SE 1-4, and the N. 1-2 of the SW 1-4 of Sec. 17, Tp. 35 N. Range 5 W. B. M. 476.21 acres.	
999-L.	The NE 1-4 and the N. 1-2 of the SE 1-4 of Sec. 18, Tp. 35 N. Range 5 W. B. M. 337.64 acres.	
ished-	The S. 1-2 of Sec. 8, Tp. 35 N. Range 5 W. B. M. 334.27 acres.	
avies	Portion of the SW 1-4 of Sec. 9, Tp. 35 N. Range 5 W. B. M. 20.87 acres.	
Owl	The N. 1-2 of Sec. 21, Tp. 35 N. Range 5 W. B. M. 330.37 acres.	
Ph.	The N. 1-2 of Sec. 22, Tp. 35 N. Range 5 W. B. M. 310.66 acres.	
venue.	Portion of the SW 1-4 of Sec. 12, Tp. 35 N. Range 5 W. B. M. 80.48 acres.	
Write	The SE 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M. 157.05 acres.	
B. &	The NE 1-4 of the SW 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M. 57.75 acres.	
part-	Lewiston Vineyards.	
length	SE 1-4 of NW 1-4, and SW 1-4 of NE 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M. 151.13 acres.	
and	Portion of the SW 1-4 of NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M. 111.6 acres.	
1116.	Portion of the NW 1-4 of the NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M. 1.21 acres.	
118th	Summary.	
feet.	168.54	
arn,	464.35	
s of	163.06	
ther	309.07	
at	86.75	
one	419.59	
at	477.00	
one	60.47	
one	476.21	
one	237.64	
one	334.27	
one	30.87	
one	320.37	
one	310.66	
one	80.48	
one	157.05	
one	75.78	
one	75.13	
one	1.12	
one	1.21	
one	1201.56	

W. G. SWENDSEN,
Commissioner of Reclamation.

number with d the sult of
LODGE DIRECTORY
Orchards,
.....
.....
.....

The oldest of these permits, No. 877, originally acquired by Lafe Pence, transferred successively to H. L. Powers, F. D. Warner, Lewiston-Sweetwater Irrigation Company, Limited, and Lewiston-Sweetwater Irrigating Company, Limited, ripened into Certificate No. 877, dated October 22, 1909, confirming the completion of works. Later on, and on October 23rd, 1915, due proof of application to beneficial use of 87.8 cubic feet of water, ^{per mile} All of this appears in and by the records of the office of the Department of Reclamation, to which reference is made in this proceeding as the basis thereof, and upon which to claim priorities for final completion of the original plan.

Lewiston-Sweetwater Irrigating Company, Limited, the corporation which produced the proof sufficient to secure the above mentioned certificates, was the developer of what has since been called Lewiston Orchards, a territory including within its borders 4391.66 acres of land, all susceptible of irrigation under the works proven as aforesaid.

In the years 1919 ~~and 1920~~, the properties of the Lewiston-Sweetwater Irrigating Company, Limited, were foreclosed, pursuant to a decree in foreclosure, rendered in the District Court of Nez Perce County, State of Idaho, and at the sale of such properties, held in May, 1922 1919, the Lewiston Valley Water Company, an Oregon corporation, became the purchaser of all of such properties, including all of the above mentioned water rights.

From the Lewiston Valley Water Company, and by deed dated June 14, 1922 the applicant here in, Lewiston Orchards Irrigation District, these same properties were deeded to the applicant. A copy of this latter deed, which was recorded in the office of the Recorder of Nez Perce County, Idaho, on June 30, 1922, in Book 131 of Deeds at page 408, is hereto attached and made a part hereof.

All of the subsequent permits, Nos. 11331, 15566, 15945, and the permit herein concerned, No. R294, were procured and made in extension of, in addition to and in completion of the original plan or irrigation as begun in the proceedings which terminated in the above certificates both numbered 877. The lands irrigated in each case ~~xx~~ are the same, the 4391.66 acres mentioned above.

When the present applicant, Lewiston Orchards Irrigation District, purchased its properties, as above set forth, the addition known as Permit No. 11331, was already in operation. As the water procured from the original source, No. 877 and No. 11331, was insufficient the purchase price, \$350,000, included ~~two~~ additional additions or betterments. Known as No. R 294 and 15945, and by separate agreement with the contractor, No. 15566 was added. These five permits, 877, 11331, 15566, 15945 and R 294, at present comprise one general, complete and operating water system, supplying annually 1.5 acre feet per acre for the land originally selected for beneficial application, the 4391.66 acres, originally known as Lewiston Orchards, and now incorporated under the irrigation laws of the State of Idaho as Lewiston Orchards Irrigation District. With the additions noted above this complete plant or works has been in full and successful operation for one entire irrigation season, the season of 1923. R-294

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

Irrigation & Domestic purposes.

Ans.....

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

Acre foot and one half per acre.

Ans.....

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.

By deed transferring ownership from Lewiston Valley Water Company

Ans. to Lewiston Orchards Irrigation District.....

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

All water available has been stored and used since December 1922.

Ans.....

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 right claimed thereunder.

Water has been diverted and applied under permit Nos 11331, 15566, 877 and 15945.

Totalling approximately 7,000 acre feet of water.

(Sign) David L. Wallace.....

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 Lewiston.....

....., County of My Perce.....

State of Idaho, on this 10th..... Day of April.....

A.D. 1924

..... Lester C. Rich.....

Notary Public, residing at Lewiston, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
PERMIT NO. *R. 294*

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.

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

Ans. *Russell H. Mann - 35 - Lewiston, Idaho*
Supt. Lewiston Orchards Irrigation District, Lewiston, Idaho

Question 2 Are you acquainted with..... Holder of Permit No. *R. 294*? How long have you known him and where does he reside?

Ans. *3 years - Lewiston, Idaho*

Question 3 Have you read or heard read said Permit No R 294, and are you familiar with its provisions and conditions?
Yes

Ans.....

Question 4 State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.
Webb Creek and Soldier Meadows, Webb Creek and Sweetwater canals.

Ans.....

Question 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. Forty second feet.

Close		Legal Description of Land of the Lewiston Orchards Irrigation District.	
Shed.	P. m.	SW 1-4 Sec. 18, Tp. 35 N., Range 5 W. B. M.-158.54 acres.	
street,		The SE 1-4, the SW 1-4 and the NW 1-4 of Sec. 13, Tp. 35 N. Range 5 W. B. M.-164.35 acres.	
yards.		The NE 1-4 of Sec. 23, Tp. 35 N. Range 5 W. B. M.-163.05 acres.	
arks-		The S 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M.-309.07 acres.	
gar-		A portion of the NW 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M.-85.75 acres.	
house		All of Sec. 16, Tp. 35 N. Range 5 W. B. M.-619.59 acres.	
In-		The SE 1-4, the SW 1-4 and the NW 1-4 of Sec. 16, Tp. 35 N. Range 5 W. B. M.-477.00 acres.	
home		That portion of the NE 1-4 of Sec. 16 in Blks. 116 and 147-69.47 acres.	
room		The NE 1-4, the NW 1-4, the N 1-2 of the SE 1-4, and the N 1-2 of the SW 1-4 of Sec. 17, Tp. 35 N. Range 5 W. B. M.-476.24 acres.	
ie in		The NE 1-4 and the N 1-2 of the SE 1-4 of Sec. 18, Tp. 35 N. Range 5 W. B. M.-237.64 acres.	
95-L.		The S 1-2 of Sec. 8, Tp. 35 N. Range 5 W. B. M.-324.27 acres.	
ished		Portion of the SW 1-4 of Sec. 9, Tp. 35 N. Range 5 W. B. M.-30.87 acres.	
ives		The N 1-2 of Sec. 21, Tp. 35 N. Range 5 W. B. M.-320.37 acres.	
OW1		The N 1-2 of Sec. 22, Tp. 35 N. Range 5 W. B. M.-310.66 acres.	
Ph.		Portion of the SW 1-4 of Sec. 12, Tp. 35 N. Range 5 W. B. M.-80.48 acres.	
venue.		The SE 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M.-157.06 acres.	
Write		The NE 1-4 of the SW 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M.-31.78 acres.	
B. &		Lewiston Vineyards:	
part-		NE 1-4 of NW 1-4, and SW 1-4 of NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.-75.13 acres.	
ighth		Portion of the SW 1-4 of NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.-1.12 acres.	
and		Portion of the NW 1-4 of the NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.-1.21 acres.	
110.		Summary.	
ect.		158.54	
arn.		464.35	
t of		163.06	
her		309.07	
		86.75	
at		619.59	
one		477.00	
		60.47	
		476.24	
		324.27	
		237.64	
		30.87	
		320.37	
		310.66	
		80.48	
		157.06	
		37.78	
		75.13	
		1.12	
		1.21	
al.		4391.66	
nn.		W. G. SWENDSEN,	
11		Commissioner of Reclamation.	
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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
PERMIT NO. *R. 294*

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. *Russell H. Mann - 35 Lewiston, Idaho*

Supt. Lewiston Orchards Irrigation District Lewiston, Idaho

Ques 2 Are you acquainted with.....
Holder of Permit No *R. 294*? How long have you known him and where does he reside?

Ans. *3 years Lewiston, Idaho*

Ques 3 Have you read or heard read said Permit No R 294, and are you familiar with its provisions and conditions?

Yes

Ans.....

Ques 4 State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Webb Creek and Soldier Meadows, Webb Creek and Sweetwater canals.

Ans.....

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. Forty second feet.

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

Ans. Irrigation and domestic use, in Lewiston Orchards. See attached sheet for description of land. Cultivated land. Orchards, vegetables, Gardens and homes.

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

Ans. Irrigation and domestic purposes.

Ques 8. (If for irrigation) state character of land that has been reclaimed, and give you estimate of the amount of water for its profitable cultivation.

Ans. Extremely dry wheat land. One and one half acre feet per acre.

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

Ans. Yes. Owner of 5 acre of land.

Ques 10. State when, ~~and~~ how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. For the past 3 years. I have witnessed the irrigation of the entire district.

(Sign).....Russell H. Mann

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

.....Lamiston....., County of My. Pine.....

State of Idaho, on this 10th.....day of April.....A.D. 1924

Arthur C. Rich
Notary Public

My commission expires Nov 13, 1927

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE, IDAHO

PERMIT NO. 1-294

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.

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

Ans. Cecil Parker, 36, Lewiston, Orchard
Cookkeeper, Lewiston, Idaho

Lewiston Orchards Irrigation District

Question 2 Are you acquainted with Holder of Permit No. 1-294? How long have you known him and where does he reside?

Ans. 3 years, Lewiston, Orchard

Question 3 Have you read or heard read said Permit No R 294, and are you familiar with its provisions and conditions?

Yes

Ans.

Question 4 State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Webb Creek and Soldier Meadows, Webb Creek and Sweetwater canals.

Ans.

Question 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. Forty second feet.

close	Legal Description of Land of the Lewiston Orchards Irrigation District.
shed.	SW. 1-4 Sec. 18, Tp. 35 N., Range 4 W. B. M.—153.64 acres.
p. m.	The SE. 1-4, the SW. 1-4 and the NW. 1-4 of Sec. 18, Tp. 35 N. Range 5 W. B. M.—164.35 acres.
street.	The NE. 1-4 of Sec. 23, Tp. 35 N. Range 5 W. B. M.—163.06 acres.
wards.	The S. 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M.—309.07 acres.
arks.	A portion of the N. 1-2 of Sec. 14, Tp. 35 N. Range 5 W. B. M.—36.75 acres.
W. B. M.—619.69 acres	All of Sec. 15, Tp. 35 N. Range 5 W. B. M.—476.34 acres.
gar-	The SE. 1-4, the SW. 1-4 and the NW. 1-4 of Sec. 16, Tp. 35 N. Range 5 W. B. M.—477.00 acres.
house	That portion of the NE. 1-4 of Sec. 16 in Bkls. 146 and 147—60.47 acres.
In-	The NE. 1-4, the NW. 1-4, the N. 1-2 of the SE. 1-4, and the N. 1-2 of the SW. 1-4 of Sec. 17, Tp. 35 N. Range 5 W. B. M.—237.64 acres.
home	The NE. 1-4 and the N. 1-2 of the SE. 1-4 of Sec. 18, Tp. 35 N. Range 5 W. B. M.—237.64 acres.
ne in	The S. 1-2 of Sec. 8, Tp. 35 N. Range 5 W. B. M.—324.27 acres.
995-L.	Portion of the SW. 1-4 of Sec. 9, Tp. 35 N. Range 5 W. B. M.—30.87 acres.
ished	The N. 1-2 of Sec. 21, Tp. 35 N. Range 5 W. B. M.—230.37 acres.
inish-	The N. 1-2 of Sec. 22, Tp. 35 N. Range 5 W. B. M.—310.66 acres.
avies	Portion of the SW. 1-4 of Sec. 12, Tp. 35 N. Range 5 W. B. M.—80.48 acres.
Owl	The SE. 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M.—157.06 acres.
venue.	The NE. 1-4 of the SW. 1-4 of Sec. 7, Tp. 35 N. Range 5 W. B. M.—37.15 acres.
White	SE. 1-4 of NW. 1-4, and SW. 1-4 of NE. 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.—45.13 acres.
B. &	Portion of the SW. 1-4 of NW 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.—112 acres.
part-	Portion of the NW. 1-4 of the NW. 1-4 Sec. 7, Tp. 35 N. Range 5 W. B. M.—121 acres.
length	Summary.
and	158.54
1110.	464.35
18th	162.06
feet.	309.07
arn.	88.75
s of	619.29
ther	477.00
at	460.47
one	476.91
one	237.64
one	324.27
one	30.87
one	320.37
one	310.66
one	80.48
one	157.06
one	37.15
one	75.12
one	1.12
one	1.21
one	1291.86

W. G. SWENDSEN,
Commissioner of Reclamation.

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R-294

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
PERMIT NO. 1-294

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. Cecil Parker, 36, Lewiston, Orchards
Bookkeeper, Lewiston, Idaho

Lewiston Orchards Irrigation District

Ques.2 Are you acquainted with.....
Holder of Permit No. 1-294 How long have you known him and where does he reside?

Ans. 3 years, Lewiston, Orchards

Ques 3 Have you read or heard read said Permit No R 294, and are you familiar with its provisions and conditions?

Yes

Ans.....

Ques 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Webb Creek and Soldier Meadows, Webb Creek and Sweetwater canals.

Ans.....

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. Forty second feet.

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

Ans. Irrigation and domestic use, in Lewiston Orchards. See attached sheet for description of land. Cultivated land. Orchards, vegetables, Gardens and homes.

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

Ans. Irrigation and domestic purposes.

Ques 8. (If for irrigation) state character of land that has been reclaimed, and give you estimate of the amount of water for its profitable cultivation.

Ans. Extremely dry wheat land. One and one half acre feet per acre.

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

Ans. Yes. Owner of 10 acres of land.

Ques 10. State when, ~~and~~ how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. For the past 3 years, I have witnessed the irrigation of the entire district.

(Sign).....Paul Parker.....

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

Lewiston....., County of Nez Perce.....
State of Idaho, on this 10th.....day of April.....A.D. 1924

Arthur C. Rich
Notary Public

My commission expires Nov 13, 1927

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Lewiston Orchards Irr. Dist.,
By David S. Wallace, President,
Lewiston, Idaho.

BOISE, IDAHO, **March 29, 1924.**

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of completion of works under Permit No. **R-294**-----

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 the permit holder's rights:

1. On **April 10, 1924,**-----, the date set for proof of completion of works, the enclosed deposition forms (one for permit holder and one each for two witnesses) should be filled out and sworn to, at **Lewiston, before Dexter C. Rich, 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,

W. G. SWENDSEN,
Commissioner of Registration.
State Engineer.

R-294

R-294

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

DATE March 7, 1924.

Publisher, Lewiston Tribune,
Lewiston, Idaho,

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to April 10, 1924, the date set for proof, the expense of the publication to be paid by the applicant, David S. Wallace, Pres. Lewiston Orchards Irr. Dist., ^{Lewiston, Idaho,} to whom you should furnish proof of publication on or prior to the date set for proof.

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

Very truly yours,

W. G. SWANSON,

Commissioner of Reclamation.

R-294

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Jan 26 1924

(P. O.) Lewiston, 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
Lewiston Morning Tribune of Lewiston, Ida., published in
the county in which the works are situated.

Lewiston Orchards Irrigation District

David S. Wallace Pres

(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 compe-
tent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

LEGAL DESCRIPTION OF LAND OF THE LEWISTON ORCHARDS IRRIGATION DISTRICT

S.W. 1/4 Sec 18 Tp 35 N Range 4.W.B.M. --158.54 acres

The S.E. 1/4, the S.W.1/4 and the N.W.1/4 of Sec 13 To 35 N, Range 5.W.B.M.-----464.35 acres

The N.E. 1/4 of Sec 23 Tp 35 N. Range 5. W.B.M. ----163.06 Acres

The S 1/2 of Sec 14 Tp 35 N Range 5 W.B.M.----- 309.07 Acres

That portion of the N 1/2 of Sec 14 To 35 N Range 5 W.B.M.---86.75 acres

All of Sec 15 Tp 35 N Range W.B.M. --619.59 Acres

The S.E. 1/4 and the S.W.1/4 & the N.W. 1/4 of Sec 26 Tp 35 N.Range 5.W.B.M.-----477.00 acres

That portion of the N.E. 1/4 of Sec 16 in blks 146 & 147---60.47 Acres

The N.E. 1/4, the N.W. 1/4, the N 1/2 of the S.E. 1/4, and the N 1/2 of the S.W. 1/4 of Sec 17 Tp 35 N Range 5 W.B.M.---476.24 Acres

The N.E.1/4 and the N 1/2 of the S.E. 1/4 of Sec 18 Tp 35 N Range 5.W.B.M.-----237.64 Acres.

The S 1/2 of Sec 8 Tp 35 N Range 5.W.B.M.---324.27 acres.

Portion of the S.W. 1/4 of Sec 9 Tp 35 N Range 5 W.B.M. 30.87 Acres.

The N 1/2 of Sec 21 Tp 35 N Range 5 W.B.M. ---320.37 Acres.

The N 1/2 of Sec 22 Tp 35 N Range 5 W.B.M. ---310.66 acres

Portion of S.W. 1/4 of Sec 12 Tp 35 N Range 5 W.B.M.--80.48 Acres.

The S.E. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--- 157.06 Acres

The N.E. 1/4 of the S.W. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--37.78 acres

Lewiston Vineyards:

S.E. 1/4 of N.W. 1/4, and S.W. 1/4 of N.E. 1/4 sec 7 Tp 35 N Range 5.W.B.M.---75.13 Acres

Portion of the S.W. 1/4 of N.W. 1/4 Sec 7 Tp 35 N Range 5 W.B.M. 1.12 acres

Portion of the N.W. 1/4 of the N.W. 1/4 Sec 7 Tp 35 N Range 5 W.B.M. 1.21 Acres

Summary: 158.54
 464.35
 163.06
 309.07
 86.75
 619.59
 477.00
 60.47
 476.24
 237.64
 324.27
 30.87
 320.37
 310.66
 80.48
 157.06
 37.78
 75.13
 1.12
 1.21
 4391.66

**NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that, at 10 A.M., on the ^{10th} first day of April, 1924, at Lewiston, County of Nez Perce, State of Idaho, before Dexter C. Rich, a Notary Public, at the office of Randall & Becker, Salesberg Bldg., proof will be submitted of the completion of works and application to beneficial use of water, as hereinafter described, in the following amounts from the following named streams and under the following permits heretofore issued by the Commissioner of Reclamation of the State of Idaho, to-wit:

Permit No. 15546, for 10 cubic feet per second of the waters of Lake Waha and all its tributaries, bearing date of priority of August 24, 1923;

Permit No. B-294, for the storage of 2500 acre-feet of the waters of Webb Creek at Soldier Meadow, bearing date of priority of May 24, 1922;

Permit No. 15945, for 40 cubic feet per second of the waters of Webb Creek and Webb Creek Reservoir, bearing date of priority of January 30, 1924;

That said works for the diversion and storage of said water will be completed on the dates specified in the respective permits for such completion.

The name and address of the holder of said permits is Lewiston Orchards Irrigation District, Lewiston, County of Nez Perce, State of Idaho.

The water appropriated under said permits is to be used for irrigation and domestic purposes.

The amount of land for which such water is available is 4591.66 acres, particularly described as follows:

**W. G. SWENDSEN,
Commissioner of Reclamation.**

NOTICE FOR PUBLICATION

Notice is hereby given that at 10 A.M. on the first day of April 1924, at Lewiston, County of Nez Perce, State of Idaho, before ^{Salesberg Eldg} Dexter C Rich, A Notary Public, at the office of Randall & Becker proof will be submitted of the completion of works for the storage of 2500 Acre feet of water of Webb Creek at Soldier Meadows in accordance with the terms and conditions of a certain permit heretofore issued by the Commissioner of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is Lewiston Orchards Irrigation District.
2. The postoffice address of such person or principal place of business of such corporation is, Lewiston, County of Nez Perce, State of Idaho.
3. The number of the permit is R-294, and the date set for the completion of such work is
4. Said water is to be used for Irrigation & Domestic purposes.
5. Said works of storage will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for such permit is 2500 Acre Feet.
6. The amount of lands for which said water is available is 4391.66 acres particularly described as follows:

LEGAL DESCRIPTION OF LAND OF THE LEWISTON ORCHARD IRRIGATION DISTRICT

S.E. 1/4 Sec 16 Tp 35 N Range 4. E. 1. E. . --158.54 acres

The S.E. 1/4, the S.W. 1/4 and the N.W. 1/4 of Sec 13 To 35 N, Range 5. W. E. W. -----464.35 acres

The N.E. 1/4 of Sec 23 Tp 35 N. Range 5. W. E. W. ----163.06 Acres

The S 1/2 of Sec 14 Tp 35 N Range 5 W. E. W. ----- 309.07 Acres

That portion of the N 1/2 of Sec 14 To 35 N Range 5 W. E. W. --85.75 acres

All of Sec 15 Tp 35 N Range W. E. W. --619.59 Acres

The S.E. 1/4 and the S.W. 1/4 & the N.W. 1/4 of Sec 26 Tp 35 N. Range 5. W. E. W. -----477.00 acres

That portion of the N.E. 1/4 of Sec 16 in blks 146 & 147 ---60.47 Acres

The N.E. 1/4, the N.W. 1/4, the N 1/2 of the S.E. 1/4, and the N 1/2 of the S.W. 1/4 of Sec 17 Tp 35 N Range 5 W. E. W. ----476.24 Acres

The N.E. 1/4 and the N 1/2 of the S.E. 1/4 of Sec 18 Tp 35 N Range 5. W. E. W. -----237.64 Acres.

The S 1/2 of Sec 8 Tp 35 N Range 5. W. E. W. ---324.27 acres.

Portion of the S.W. 1/4 of Sec 9 Tp 35 N Range 5 W. E. W. 30.87 Acres.

The N 1/2 of Sec 21 Tp 35 N Range 5 W. E. W. ---320.37 Acres.

The N 1/2 of Sec 22 Tp 35 N Range 5 W. E. W. ---310.66 acres

Portion of S.W. 1/4 of Sec 12 Tp 35 N Range 5 W. E. W. --80.48 Acres.

The S.E. 1/4 of Sec 7 Tp 35 N Range 5 W. E. W. --- 157.06 Acres

The N.E. 1/4 of the S.E. 1/4 of Sec 7 Tp 35 N Range 5 W. E. W. ---37.78 acres

Lewiston Vineyards:

S.E. 1/4 of N.W. 1/4, and S.W. 1/4 of N.W. 1/4 sec 7 Tp 35 N Range 5. W. E. W. ---75.13 Acres

Portion of the S.W. 1/4 of N.W. 1/4 sec 7 Tp 35 N Range 5 W. E. W. 1.12 acres

Portion of the N.W. 1/4 of the N.W. 1/4 sec 7 Tp 35 N Range 5 W. E. W. 1.21 Acres

Summary: 158.54

464.35

153.0

2. The postoffice address of such person or principal place of business of such corporation is, Lewiston, County of Nez Perce, State of Idaho.
3. The number of the permit is R-294, and the date set for the completion of such work is
4. Said water is to be used for Irrigation & Domestic purposes.
5. Said works of storage will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for such permit is 2500 Acre Feet.
6. The amount of lands for which said water is available is 4391.66 acres particularly described as follows:

LEGAL DESCRIPTION OF LAND OF THE LEWISTON ORCHARD IRRIGATION DISTRICT

S.E. 1/4 Sec 16 Tp 35 N Range 4. E. E. E. --158.54 acres

The S.E. 1/4, the S.W. 1/4 and the N.W. 1/4 of Sec 13 To 35 N, Range 5. W. E. E. -----464.35 acres

The N.E. 1/4 of Sec 23 Tp 35 N. Range 5. W. E. E. ----163.06 Acres

The S 1/2 of Sec 14 Tp 35 N Range 5 W. E. E. ----- 309.07 Acres

That portion of the N 1/2 of Sec 14 To 35 N Range 5 W. E. E. --88.75 acres

All of Sec 15 Tp 35 N Range W. E. E. --619.59 Acres

The S.E. 1/4 and the S.W. 1/4 & the N.W. 1/4 of Sec 26 Tp 35 N. Range 5. W. E. E. -----477.00 acres

That portion of the N.E. 1/4 of Sec 16 in blks 146 & 147 ---60.47 Acres

The N.E. 1/4, the N.W. 1/4, the N 1/2 of the S.E. 1/4, and the N 1/2 of the S.W. 1/4 of Sec 17 Tp 35 N Range 5 W. E. E. ---476.24 Acres

The N.E. 1/4 and the N 1/2 of the S.E. 1/4 of Sec 18 Tp 35 N Range 5. W. E. E. -----237.64 Acres.

The S 1/2 of Sec 8 Tp 35 N Range 5. W. E. E. ---324.27 acres.

Portion of the S.W. 1/4 of Sec 9 Tp 35 N Range 5 W. E. E. 30.87 Acres.

The N 1/2 of Sec 21 Tp 35 N Range 5 W. E. E. ---320.37 Acres.

The N 1/2 of Sec 22 Tp 35 N Range 5 W. E. E. ---310.66 acres

Portion of S.W. 1/4 of Sec 12 Tp 35 N Range 5 W. E. E. --80.48 Acres.

The S.E. 1/4 of Sec 7 Tp 35 N Range 5 W. E. E. --- 157.06 Acres

The N.E. 1/4 of the S.W. 1/4 of Sec 7 Tp 35 N Range 5 W. E. E. --37.78 acres

Lewiston Vineyards:

S.E. 1/4 of N.W. 1/4, and S.W. 1/4 of N.E. 1/4 Sec 7 Tp 35 N Range 5. W. E. E. ---75.13 Acres

Portion of the S.W. 1/4 of N.W. 1/4 Sec 7 To 35 N Range 5 W. E. E. 1.12 acres

Portion of the N.W. 1/4 of the N.W. 1/4 Sec 7 Tp 35 N Range 5 W. E. E. 1.21 Acres

Summary: 158.54
464.35
163.06
309.07
88.75
619.59
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30.87
320.37
310.66
80.48
157.06
37.78
75.13
1.12
1.21

4391.66

LEGAL DESCRIPTION OF LAND OF THE LEWISTON ORCHARDS IRRIGATION DISTRICT

S.W. 1/4 Sec 18 Tp 35 N Range 4.W.B.M. --158.54 acres

The S.E. 1/4, the S.W.1/4 and the N.W.1/4 of Sec 13 To 35 N, Range 5.W.B.M.-----464.35 acres

The N.E. 1/4 of Sec 23 Tp 35 N. Range 5. W.B.M. ----163.06 Acres

The S 1/2 of Sec 14 Tp 35 N Range 5 W.B.M.----- 309.07 Acres

That portion of the N 1/2 of Sec 14 To 35 N Range 5 W.B.M.---85.75 acres

All of Sec 15 Tp 35 N Range W.B.M. --619.59 Acres

The S.E. 1/4 and the S.W.1/4 & the N.W. 1/4 of Sec 26 Tp 35 N.Range 5.W.B.M.-----477.00 acres

That portion of the N.W. 1/4 of Sec 16 in blks 146 & 147---60.47 Acres

The N.E. 1/4, the N.W. 1/4, the N 1/2 of the S.E. 1/4, and the N 1/2 of the S.W. 1/4 of Sec 17 Tp 35 N Range 5 W.B.M.---476.24 Acres

The N.E.1/4 and the N 1/2 of the S.E. 1/4 of Sec 18 Tp 35 N Range 5.W.B.M.-----237.64 Acres.

The S 1/2 of Sec 8 Tp 35 N Range 5.W.B.M.---324.27 acres.

Portion of the S.W. 1/4 of Sec 9 Tp 35 N Range 5 W.B.M. 30.87 Acres.

The N 1/2 of Sec 21 Tp 35 N Range 5 W.B.M. ---320.37 Acres.

The N 1/2 of Sec 22 Tp 35 N Range 5 W.B.M. ---310.66 acres

Portion of S.W. 1/4 of Sec 12 Tp 35 N Range 5 W.B.M.--80.48 Acres.

The S.E. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--- 157.06 Acres

The N.E. 1/4 of the S.W. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--37.78 acres

Lewiston Vineyards:

S.E. 1/4 of N.W. 1/4, and S.E. 1/4 of N.E. 1/4 sec 7 Tp 35 N Range 5.W.B.M.---75.13 Acres

Portion of the S.W. 1/4 of N.W. 1/4 Sec 7 Tp 35 N Range 5 W.B.M. 1.12 acres

Portion of the N.W. 1/4 of the N.W. 1/4 Sec 7 Tp 35 N Range 5 W.B.M. 1.21 Acres

Summary:	158.54
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	30.87
	320.37
	310.66
	80.48
	157.06
	37.78
	75.13
	1.12
	1.21
	<u>4391.66</u>

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Office of Randall & Becker
Valeberg Bldg.

Notice is hereby given that at _____ on the First
April 24 Lewiston
 day of _____, 19____, at _____, County of
Noz Perce State of Idaho, before Dexter C. Rich, A. Notary Public
storage
 proof will be submitted of the completion of works for the diversion of 2500 Acre Feet
~~XXXXXX~~ of the waters of Webb Creek
 and of the application to beneficial use of said water in accordance with the terms and conditions
Commissioner of
 of Permit No. R-294, heretofore issued by the Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation, holding said permit, are
Lewiston, Idaho. Lewiston Orchards Irrigation
District Lewiston Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the
 amount of water which said works are capable of conducting to the place of use, in accordance with
 the plans accompanying the application for such permit, is 2500 Acre Feet ~~XXXXXX~~.

3. The use to which said water has been applied is irrigation and domestic
 purposes and the amount applied to beneficial use is 2500 Ac Ft ~~XXXXXX~~.

4. The place where said water is used is _____

5. The date of priority which said user is prepared to establish is Aug 9, 1908

Lewiston Orchards Irrigation District

Frank D. Wallace Pres

LEGAL DESCRIPTION OF LAND OF THE LEWISTON ORCHARDS IRRIGATION DISTRICT

S.W. 1/4 Sec 18 Tp 35 N Range 4.W.B.M. --158.54 acres

The S.E. 1/4, the S.W.1/4 and the N.W.1/4 of Sec 13 To 35 N, Range 5.W.B.M.-----464.35 acres

The N.E. 1/4 of Sec 23 Tp 35 N. Range 5. W.B.M. ----163.06 Acres

The S 1/2 of Sec 14 Tp 35 N Range 5 W.B.M.----- 309.07 Acres

That portion of the N 1/2 of Sec 14 To 35 N Range 5 W.B.M.--88.75 acres

All of Sec 15 Tp 35 N Range W.B.M. --619.59 Acres

The S.E. 1/4 and the S.W.1/4 & the N.W. 1/4 of Sec 26 Tp 35 N.Range 5.W.B.M.-----477.00 acres

That portion of the N.E. 1/4 of Sec 16 in blks 146 & 147---60.47 Acres

The N.E. 1/4, the N.W. 1/4, the N 1/2 of the S.E. 1/4, and the N 1/2 of the S.W. 1/4 of Sec 17 Tp 35 N Range 5 W.B.M.---476.24 Acres

The N.E.1/4 and the N 1/2 of the S.E. 1/4 of Sec 18 Tp 35 N Range 5.W.B.M.-----237.64 Acres.

The S 1/2 of Sec 8 Tp 35 N Range 5.W.B.M.---324.27 acres.

Portion of the S.W. 1/4 of Sec 9 Tp 35 N Range 5 W.B.M. 30.87 Acres.

The N 1/2 of Sec 21 Tp 35 N Range 5 W.B.M. ---320.37 Acres.

The N 1/2 of Sec 22 Tp 35 N Range 5 W.B.M. ---310.66 acres

Portion of S.W. 1/4 of Sec 12 Tp 35 N Range 5 W.B.M.--80.48 Acres.

The S.E. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--- 157.06 Acres

The N.E. 1/4 of the S.W. 1/4 of Sec 7 Tp 35 N Range 5 W.B.M.--37.78 acres

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S.E. 1/4 of N.W. 1/4, and S.W. 1/4 of N.E. 1/4 sec 7 Tp 35 N Range 5.W.B.M.---75.13 Acres

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	30.87
	320.37
	310.66
	80.48
	157.06
	37.78
	75.13
	1.12
	1.21
	4391.66

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Office of Randall & Becker
Salesberg Bldg.

Notice is hereby given that at _____ on the First
day of April, 1924, at Lewiston, County of

Nez Perce State of Idaho, before Dexter C Rich, A Notary Public

proof will be submitted of the completion of works for the ~~diversion~~ ^{storage} of ~~XXXXXX~~ 2500 Acre Feet

~~XXXXXX~~ cubic feet per second of the waters of Webb Creek

and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. R-294, heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

Lewiston, Idaho. Lewiston Orchards Irrigation
District Lewiston Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 2500 Acre Feet ~~XXXXXX~~ cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes and the amount applied to beneficial use is 2500 Ac Ft ~~XXXXXX~~ cubic feet per second.

4. The place where said water is used is _____

5. The date of priority which said user is prepared to establish is March 20, 1922

Lewiston Orchards Irrigation District

Samuel Wallace Pres

State of Idaho

DEPARTMENT OF RECLAMATION

Re: Permit R-294.

BOISE

Lewiston Valley Water Co.

Portland, Oregon.

Lewiston, Idaho

Boise, Idaho,

June 7, 1922.

Dear Sir:

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

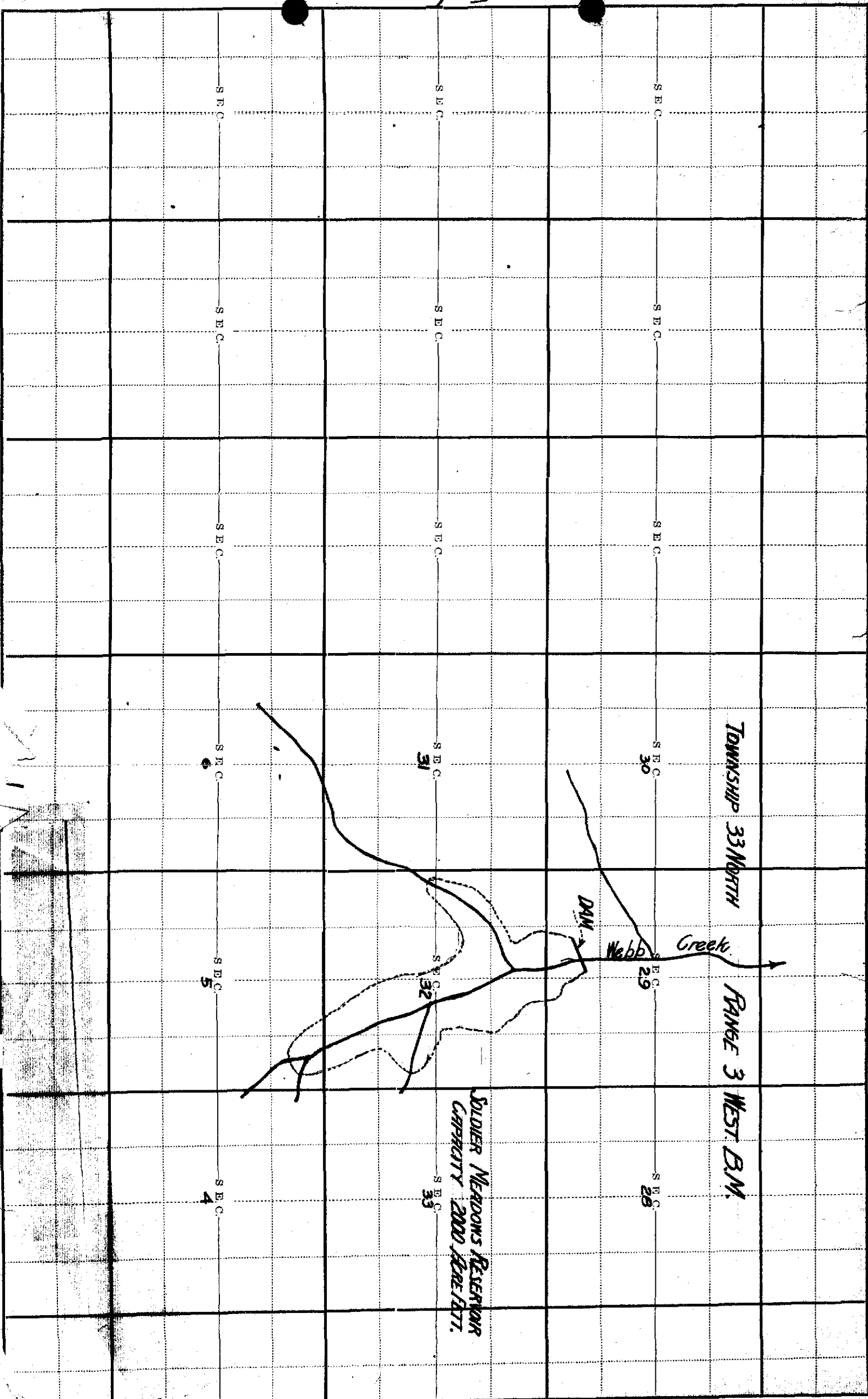
W. G. SWENDSEN.

Commissioner of Reclamation.

R-294

NAME OF APPLICANT

Lewiston Valley Water Company.



INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

R-294