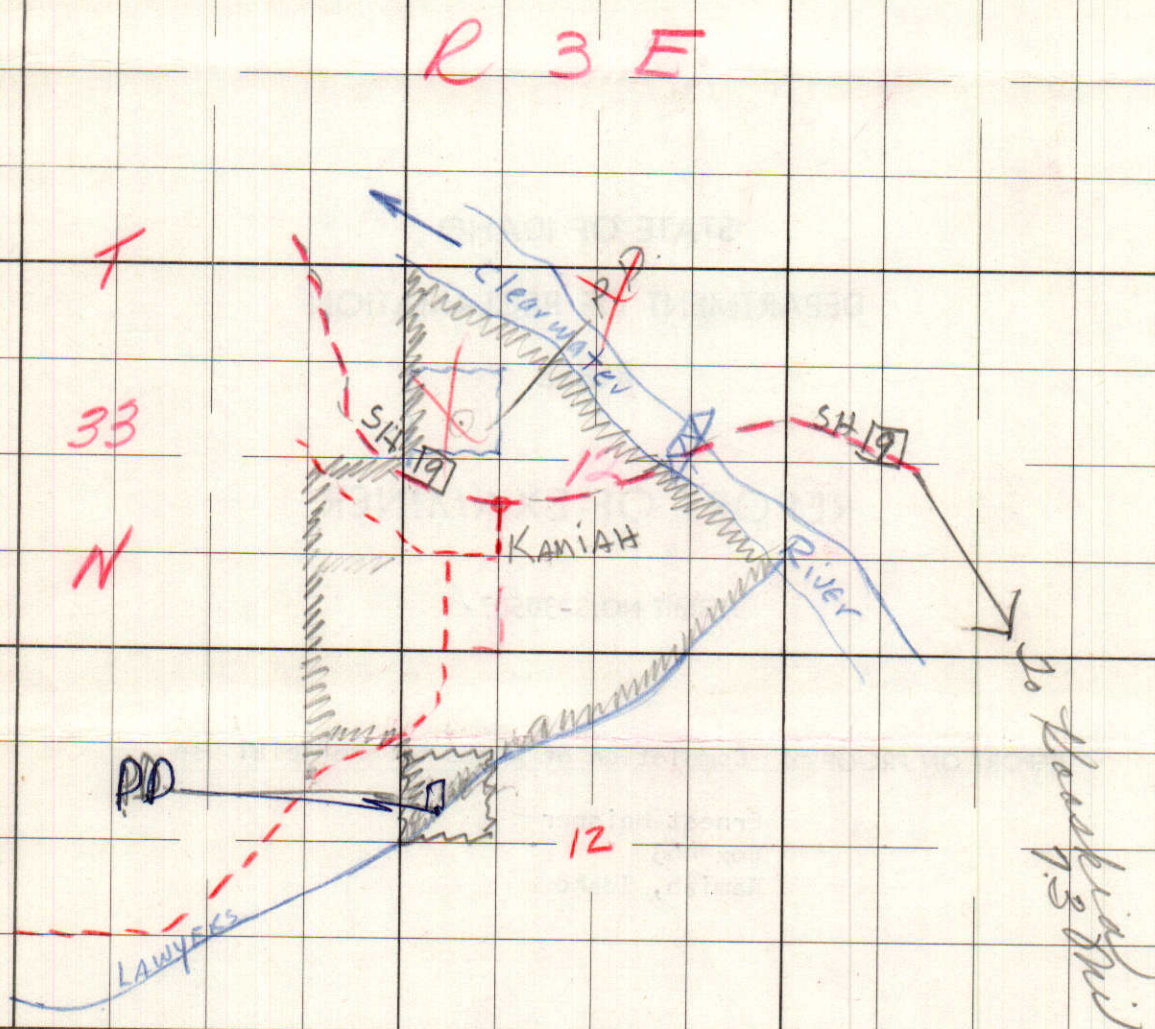




Subdivisions	1
AREA	1 1/2 ac
Q	.03 of 1 1/2 acres

RECEIVED

SEP 3 1965

Department of Reclamation

LEGAL NOTICE

NOTICE OF PROOF OF
COMPLETION OF WORKS

and

APPLICATION OF WATER TO
BENEFICIAL USE

NOTICE is hereby given that at 2 p.m., on the 30th day of June 1965, at Kamiah, County of Lewis, State of Idaho, before Albert J. Houde, Notary Public, at Kamiah, Idaho, proof will be submitted of the completion of works for the diversion of 0.03 cubic feet per second of the waters of Lawyer's Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30567, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Ernest Meisner, Kamiah, 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 conveying to the place of use is 0.03 cubic feet per second.

3. The use to which said water has been applied is Domestic and irrigation purposes, and the amount applied to beneficial use is 0.03 cubic feet per second.

4. The point of diversion of said water is in SW $\frac{1}{4}$ NM $\frac{1}{4}$ of section 12, TWP 33N, Rge 3 East, B. M.

5. The place where said water is used is Nickel's Addition to City of Kamiah, Kamiah, Idaho, County of Lewis. Total 1 (one) (more or less) acre.

6. The date of priority which said user is prepared to establish is July 9, 1962.

Carl E. Tappan
State Reclamation Engineer
3j, 10j, 17j, 24j, 4t

AFFIDAVIT OF PUBLICATION

Larry Schlieper being first duly sworn, says he is the publisher of the CLEARWATER PROGRESS, a weekly newspaper which is published and issued weekly at Kamiah, Lewis County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 4 weeks, being published 4 times, the first publication being on the 3 day of June, 1965, and the last publication on the 24 day of June, 1965; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Larry Schlieper

Subscribed and sworn to before me this 2 day of September, 1965.

Albert J. Houde, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.



30567

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300**

POSTMARK OF
DELIVERING OFFICE



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

**RETURN
TO**

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

19762

Room 107 Statehouse

INSURED NO.

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

C55-16-71548-6-F

POD Form 3811 Sep. 1963

30567

Lewis
County

Block 1

From the records of
Lewis County, Idaho

NICKEL

80

City of Kamiah
Lots

280'

1 2 3 4 5 6 7 8 9 10 11 12 13 14

215'

Block 2

ADDITION

140'

360'

Ernest

Meisner

292'

Lawyers creek

Idaho
County

Ernest Meisner

Permit Map No. 30567
As Approved JUL 12 1962
GEO. N. CARTER
State Reclamation Engineer

30567

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 85-2125 Priority 7-9-62 Amount 0.03 c.f.s.

THIS IS TO CERTIFY, that ERNEST MEISNER
of Kamiah, Idaho, has complied with the terms and conditions of Permit
No. 85-2125 issued pursuant to Application for Permit dated 7-9-62,
and has submitted proof to the Department of Water Administration on 6-20-65,
that he has applied water to a beneficial use, an examination by the Department indicates that the
works have a capacity of 0.03 c.f.s., and that the water has in fact been applied to a
beneficial use; a right to the use of water from Lawyer's Creek
tributary of Clearwater River, is hereby confirmed in the following amounts:
Amount 0.02 c.f.s. for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount 0.03 c.f.s. for Irrigation from April 1 to Oct. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.03 c.f.s. of water be diverted at
any one time, said waters to be diverted within the _____

SW¹/₄ NW¹/₄ Sec. 12, Twp. 33 N., Rge. 3 E., B. M.
in the county of Lewis; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 3.0 acre feet per year or _____
3.0 acre feet per acre for irrigation purposes and 0.57 acre feet per
year for domestic purposes.

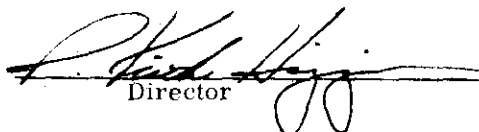
Description and location of place of use:

TWP.	RANGE	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
33 N	3 E	12						1											1

Total number of acres irrigated 1

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 15th day of
January, 19 71.


Director

85 2125

85-2125

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

APPLICATION No. 38638
PERMIT No. 30567
DISTRICT No.

1. Name of Applicant: Ernest Meisner

Postoffice address: Kamiah

County: Lewis

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(a) Cash on hand:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 0.03

cubic feet per second.

3. Source of water supply: Lawyer's Creek

which is a tributary of Clearwater River

4. Location of point of diversion:

feet distant from the

in SW $\frac{1}{4}$ NW $\frac{1}{4}$

corner of Section 12, T. 33 N, R. 3 East B.M., and is in the Nickel's Addition to City of Kamiah, Kamiah, Idaho.

of section, T., R., B. M., County of Lewis

5. Water is to be used for Domestic purposes and irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B.M., in the of Section, T., R., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B.M., in the
of Section, T., R., B.M.

7. Estimated cost of works: \$

8. Kind of works:

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

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

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

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 3 years.

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

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

s/ Ernest Meisner Applicant.

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 8:00 A.M. July 9, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 30567

Recorded in Book 107 Page 30567 Approved July 12, 1962

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before September 12, 1962 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **January 12, 1964**

The whole of said work to be completed on or before July 12, 1965

Beneficial use of water appropriated in accordance herewith, to be made on or before July 12, 1965

WITNESS My hand this 12 day of July, 1962

s/ CARL E. TAPPAN
Ass't. State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 12.....

day of July, 19 62.

STATE OF IDAHO

Countersigned:

(SEAL)

By s/ ARNOLD WILLIAMS
Secretary of State.

By s/ ROBERT E. SMYLIE
Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
33 N	3 E	12							1									1	

LICENSE ISSUED FOR 0.03 SEC. #1
LICENSE PAGE NO. _____

85-2125

January 22, 1982

Mr. Jack Ulmer
Rt. 2, Box 442D
Kamiah, ID 83536

Dear Mr. Ulmer:

As requested in your letter of January 13, 1982, to Northern Region and forwarded to State Office for response, enclosed is a copy of License No. 85-2125 in the name of Ernest Meisner.

A licensed right is considered real property and is appurtenant to the land. Title to the license passes with title to the land unless specifically reserved in the deed.

If you have any questions or need additional assistance, please do not hesitate to contact us.

Sincerely,

Roberta Garrett
Records Supervisor

Enclosure

RECORDED

JUL 12 1982

Mr. Johnson -

1-13-82

Re : 85-2125

Dear Sir:

When the state had a person at Grangerwell
to explain the Water Resources on Nov 17.
We went out and explained our problem to
them. They said they would check into
it and let us know. It's been almost 2
months now and still not a word.

We live on Laymans Creek and bought
a place from Ernest Meissner - He had a recorded
water right for it and this lady thought we
would get this right at the time we
purchased the place, but said she would check
it and send us a copy.

I would appreciate your checking into
this for us -

Thank you,
Jack Uhlmer
Rt 2 Box 442 D
Kamiah, Idaho
83536

RECEIVED

JAN 15 1982

Department of Water Resources
Northern District Office

MICROFILMED

JUL 12 1988

We do not have a copy either.

LR

IDENT. NO. 85-2125

WATER RIGHT
DATA ENTRY LOG

[illegible]

January 15, 1971

Re: Permit No. 85-2125 (C-30567)

C
O
Mr. Ernest Meisner
P.O. Box 463
Kamiah, Idaho 83536

Dear Mr. Meisner:

Enclosed herewith is your Water License issued on the above numbered permit.

P
Very truly yours,

BOBBY D. FLEENOR
Assistant Director

Y
BDF:kh

Enclosure

85 2125

January 7, 1971

Mr. Ernest Meisner
P. O. Box 463
Kamiah, Idaho 83536

Dear Mr. Meisner:

Returned herewith is Departmental Receipt No. 5477 in the amount of

\$5.00 for Licensing fee No. 85-2125,

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

85 2125

December 30, 1970

Re: Permit No. 85-2125 (G-30567)

Mr. Ernest Meisner
P.O. Box 463
Kamiah, Idaho 83536

Dear Mr. Meisner:

A representative of this department has made an examination of the works covered by your Permit No. 85-2125 and has found the following:

Quantity of water diverted: 0.03 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 0.03 c.f.s. (0.02 c.f.s. for domestic and 0.03 c.f.s. for irrigation not to exceed 0.03 c.f.s. at any one time)

The maximum quantity of water diverted shall not exceed 3.0 acre feet per season, for irrigation purposes and 0.57 acre feet per year for domestic purposes.

Beneficial Use: Domestic and Irrigation of 1 acres within the SW 1/4 NW 1/4 Sec. 12, T. 33 N., R. 3 E., B.M.

The priority date established is : July 9, 1962

A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director
BDF/kh

85-2125

85-2125

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
December 30, 1970



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

Re: Permit No. 85-2125 (G-30567)

Mr. Ernest Meisner
P. O. Box 463
Kamiah, Idaho 83536

Dear Mr. Meisner:

A representative of this department has made an examination of the works covered by your Permit No. 85-2125 and has found the following:

Quantity of water diverted: 0.03 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho law: 0.03 c.f.s. (0.02 c.f.s. for domestic and 0.03 c.f.s. for irrigation not to exceed 0.03 c.f.s. at any one time)

The maximum quantity of water diverted shall not exceed 3.0 acre feet per season, for irrigation purposes and 0.57 acre feet per year for domestic purposes.

Beneficial Use: Domestic and Irrigation of 1 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T. 33 N., R. 3 E., B.M.

The priority date established is : July 9, 1962

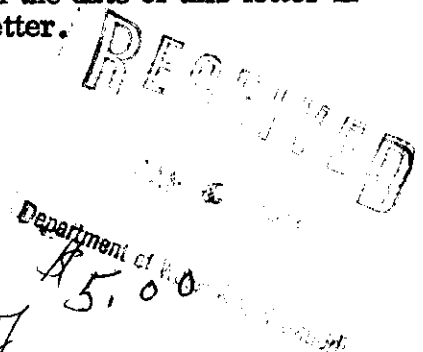
A fee totaling \$ 5.00 must be received within 30 days from the date of this letter in order that we can issue you a Water License as set forth in this letter.

Very truly yours,

Bobby D Fleenor

BOBBY D. FLEENOR
Assistant Director

BDF/kh



Kind enclosed check

Ernest Meisner

85 2125

85 2125

~~3.57~~

$$Q = .03 \text{ cfs Irr.}$$

$$V = 3.0 \text{ AF/Season Irr.}$$

$$Q = .02 \text{ cfs Dom.}$$

$$V = .57 \text{ AF/year Dom.}$$

$$\text{Total } Q = \text{Not to exceed } .03 \text{ cfs}$$

$$V = \text{Not to exceed } 3.57 \text{ AF}$$

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

Permit No. G-30567

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

1. Name of applicant Ernest Meisner

2. Source of water supply: Lawyer's Creek

3. Location of point of diversion: Is in the SW 1/4 of Section 12

T. 33 N R. 3 E County of Lewis

4. Describe works as they exist, giving dimensions and capacities of same: 2 HP Century Motor * ID - WGS, Model CS-215-17C3-3FA. 6" pulley and V Belt to a Berkeley Centrifugal pump with 4" V Bolt Pallas. Size 1 3/4" inlet x 1" outlet to 1 1/2" x 200' x 1" x 100' plastic pipe. 4-7 1/2" 4033 1/2" 30" 35' x 1 3/4" plastic suction pipe.

5. Water is used for: Domestic and Irrigation

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

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

SW 1/4, Sec. 12, T. 33 N., R. 3 E. B.M.

lawn garden & pasture = $\frac{150' \times 400'}{43560} = 1.4$ ac.

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

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

Remarks: Mr. Ernest Meisner along

$\frac{758 \times 4}{4488} = .0675$ cfs

This examination was made on the 16th day of September, 19 65

(Signed) Loren Johnson Examiner.

30567

30567

INSTRUCTIONS TO EXAMINERS

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

Ernest Meisner
Box 463 WE 5-2644
Kamiah, Idaho
Permit No. G-30567 ✓

Examination for Completion of Works & Beneficial Use

County Lewis ✓

Sec. 12 T. 33N R. 3E

Quantity: 0.03 cfs

Source: Lungy's Creek

P.D.: SW 1/4 NE 1/4
Sec 12, T. 33 N., R. 3 E.

Use: Domestic & Irrigation

Extension: _____

Protest: _____

Completion of Works: _____

Other Rights: none

Filed: July 9, 1962

Due: July 12, 1965

upmanst,
Baptist church
Right 1 hr. to ...
2 miles (least) ...
left 4 hrs. Long yard ...
toward creek. Last hr.
Green siding.

2nd Contingency	558
3.85	15.16
7.70	770
	423186
	2.8

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-30567 ✓

REPORT ON PROOF OF Completion of Works & Beneficial Use

Ernest Meisner
Box 463
Kamiah, Idaho

9/16/65

30567

September 3, 1965

Re: Permit No. **G-30567**
Ernest Meisner

Ernest Meisner
P. O. Box 463
Kamiah, Idaho

Dear Mr. Meisner:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the ~~Clearwater Program~~, all submitted in proof of completion of works and beneficial use on Permit No. **G-30567**

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: **tefw**

30567

RECEIVED
SEP 3 1965

Department of Reclamation

AFFIDAVIT OF PUBLICATION

Larry Schlieper being first duly

sworn, says he is the publisher
of the CLEARWATER PROGRESS, a weekly newspaper
which is published and issued weekly at Kamiah, Lewis
County, State of Idaho, and which is of general circulation
in said county and state; that the said notice, of which the
one hereto attached is a true copy, was published in said
paper for 4 weeks, being published 4 times,
the first publication being on the 3 day of June
1965, and the last publication on the
24 day of June, 1965; and that
the said notice was published in the newspaper proper and
not in a supplement; that said newspaper has been continu-
ously and uninterruptedly published in said county during
a period of more than seventy-eight consecutive weeks prior
to the first publication of said notice or advertisement.

Larry Schlieper

Subscribed and sworn to before me this 2 day
of September, 1965.

Albert J. Houde, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.

NOTICE OF PUBLICATION
APPLICATION OF WATER TO
IRRIGATIONAL USE
NOTICE is hereby given that at
1 p.m. on the 24th day of June
1965, at Kamiah, County of Lewis,
State of Idaho, Albert J. Houde, J.
Notary Public, will be present of
the publication of the notice of
the application of water to
irrigational use, and of the
priority of said water, and of the
amount thereof to be applied to
irrigational use, and of the
date of priority which said
water is prepared to establish
in said county and state.
The said notice will be
published in the newspaper
proper and not in a supplement,
and the said newspaper has been
continuously and uninterruptedly
published in said county during
a period of more than seventy-eight
consecutive weeks prior to the
first publication of said notice or
advertisement.
The said notice and water
has been applied to domestic and
irrigational purposes, and the
amount thereof to irrigational use is
0.05 cubic feet per second.
1. The point of diversion of said
water is in NW 1/4 of section
12, TWP 23N, R. 2E, S. 2E, M.
5. The place where said water is
used is Nick's Addition to City
of Kamiah, Kamiah, Idaho, County
of Lewis. Total 1 (one) (more or
less) acre.
6. The date of priority which
said water is prepared to establish
is July 1, 1965.
Carl E. Tappan
State Reclamation Engineer
Rt. 101, Box 205, 44

30567

August 25, 1965

RE: Permit No. 30567
Ernest Meisner

Larry Schlieper, Publisher
Clearwater Progress
Kamiah, Idaho

Dear Mr. Schlieper:

The affidavit of publication of the legal notice, published June 3 to 24 inclusive, of Mr. Meisner's intention to make proof of completion of works and beneficial use of the water has not been received in this office.

We maintain a record of receipt of such records before filing in the permit file. We did receive a receipt showing payment of the printing cost which is not the affidavit of publication.

Kindly send us the affidavit prior to the last of September or the permit of Mr. Meisner will possibly be cancelled.

Very truly yours,

RALPH W. THOMAS
Deputy State Reclamation Engineer

RWT:mr

30567

Kamiah, Idaho
Aug. 24, 1965

Department of Reclamation
Boise, Idaho

RECEIVED
AUG 25 1965
Department of Reclamation

Dear Sir,

In reply to your notice, I sorry to hear you didn't receive the Affidavit of Publication. I went to the Progress office and got this affidavit; went to Albert Houde, Notary of Public, and had it notarized immediately — then took it direct to the post office and mailed it myself and hoped that it would take care of this matter in full.

Ernest Meisner

Enc: 2

30567

The Clearwater Progress

PUBLISHERS - - QUALITY PRINTING
KAMIAH, IDAHO

State of Idaho
Department of Reclamation
Boise, Idaho

Dear Sir:

Mr. Ernest Meisner, Kamiah, showed me your letter and I definitely made out the affidavit of publication on or near the first day of July and was ~~was~~ notarized immediately the same day. According to Mr. Meisner the affidavit was mailed from Kamiah the very same day.

Mr. Meisner I know is a honest citizen of Kamiah and he has had trouble in acquiring this permit. I will make out a new affidavit for him if it is necessary but I feel his application should not face cancellation unless he is at fault, I'm sure if ~~he~~ is, he is unaware of it.

30567

Sincerely
Larry Schlieper, pub.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

August 20, 1965, ~~1964~~

Re: Permit No. 30567

To Ernest Meisner

Kamiah, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 30567

to Appropriate the Public Waters of the State of Idaho, have not been complied with as to

Failure to send into this office the Affidavit of Publication

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 30567

is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from date of this notice why said Permit should not be cancelled.

Said Permit No. 30567 claims the use of 0.03 cubic feet per second of the waters of Lawyers Creek with point of diversion located SW 1/4 Sec. 12., Twp. 33 N., Rge. 3 E.B.M. Lewis County, and was approved July 12, 1960

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

20th day of August, 1965

Carl E. Tappan
State Reclamation Engineer.

By _____ Assistant.

30567

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Ernest Meisner

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

AUG 28 1965

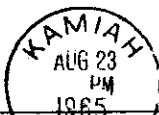
30567

CSS-16-71548-5-F GPO

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

**PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, FINE**

**POSTAGE OR
DELIVERING OFFICE**



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Attach gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

**RETURN
TO**

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

INSURED NO.

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

CS-16-7120-8-7

30567

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

August 20, 1965, ~~1966~~

Re: Permit No. 30567

To Ernest Meichner

Kamiah, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. 30567
to appropriate the Public Waters of the State of Idaho, have not been complied with as to

Failure to send into this office the Affidavit of Publication

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. 30567

is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. 30567 claims the use of 0.03 cubic feet per second of the
waters of Lawyers Creek with point of diversion located
SW 1/4 Sec. 12., Twp. 33 N., Rge. 3 E.B.M. Lewis County, and
was approved July 12, 1960

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

20th day of August, 1965

State Reclamation Engineer.

By _____
Assistant.

30567

LEGAL NOTICE

**NOTICE OF PROOF OF
COMPLETION OF WORKS**

and

**APPLICATION OF WATER TO
BENEFICIAL USE**

NOTICE is hereby given that at 2 p.m., on the 30th day of June 1965, at Kamiah, County of Lewis, State of Idaho, before Albert J. Houde, Notary Public, at Kamiah, Idaho, proof will be submitted of the completion of works for the diversion of 0.03 cubic feet per second of the waters of Lawyer's Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30567, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Ernest Meisner, Kamiah, 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 conveying to the place of use is 0.03 cubic feet per second.

3. The use to which said water has been applied is Domestic and irrigation purposes, and the amount applied to beneficial use is 0.03 cubic feet per second.

4. The point of diversion of said water is in SW $\frac{1}{4}$ NM $\frac{1}{4}$ of section 12, TWP 33N, Rge 3 East, B. M.

5. The place where said water is used is Nickel's Addition to City of Kamiah, Kamiah, Idaho, County of Lewis. Total 1 (one) (more or less) acre.

6. The date of priority which said user is prepared to establish is July 9, 1962.

Carl E. Tappan
State Reclamation Engineer
3j, 10j, 17j, 24j, 4t

AFFIDAVIT OF PUBLICATION

Larry Schlieper being first duly sworn, says he is the publisher of the CLEARWATER PROGRESS, a weekly newspaper which is published and issued weekly at Kamiah, Lewis County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 4 weeks, being published 4 times, the first publication being on the 3 day of June, 1965, and the last publication on the 24 day of June, 1965; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Larry Schlieper
Subscribed and sworn to before me this 17 day of July, 1965.
Albert J. Houde, Notary Public,
for the State of Idaho, residing at Kamiah, Idaho.

30567

July 15, 1965

RE: Permit 30567
Ernest Meisner

Ernest Meisner
Box 463
Kamiah, Idaho

Dear Mr. Meisner:

Receipt is acknowledged for your proofs in connection with the above numbered permit. However, no further action can be taken until we receive the affidavit of publication. This can be obtained from the CLEARWATER PROGRESS in Kamiah. We are returning your receipt for the charges.

Please return the affidavit promptly.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
State Water Rights & Records Clerk

MRB:ct
Enc. Receipt

30567

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 1 1965
Department of Reclamation

Permit No. 30567

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE JUL 13 1965

and Completion of Works

Department of Reclamation

DEPOSITION OF HOLDER

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

Kamiah, Idaho, Gardening, Postoffice Box 463

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority you propose to establish under the permit: 30567, July 12, 1962, July 9, 1962

Ques. 4. State source of water supply: Lawyer's Creek
Give location of point of diversion, showing subdivision, section, township and range:

In SW 1/4 NW 1/4 of Section 12, Twp. 33 N, Rge 3 East, B.M., and in the Nickel's Addition to City of Kamiah, Kamiah, Idaho.

Ques. 5. Describe your works of diversion: Domestic Purposes and irrigation

_____ ; state amount of water they are capable of conveying from point of diversion to place of use . 03 ; Give name of canal or ditch

or other works by which water is conducted to such place of use: None

_____ ; if a well, state depth of well _____ ; depth and size of casing: _____ ; depth to water _____ ; if pump is used,

state discharge of pump: 13.5 gal. per min. ; tell how it was measured or determined: _____

measured ; if sprinkler irrigation, give number and size of nozzles and

operating pressure: 5 sprinklers, 3/4 nozzles, 28# pressure

2 Ques. 6. State for what purpose water is used: Domestic Purposes and irrigation
If for irrigation, name each subdivision in which used and number of acres in each

0 subdivision that have actually been irrigated with said water : 1 acre more or less. SW 1/4 NW 1/4 Sec 12, 33 N - R 3 E

State nature of all improvements which have been made as a direct result of said use:

Gardening and Pasture

30567

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

7 Ques. 7. If for other than irrigation purposes, state purpose and how used:

• Watering 3 head stock

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

3 gal. per day.

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:

7 Ques. 10. State when and in what amount the water diverted under above mentioned permit has been first used: June 1, 1961 Time used since first use:

June 1, 1961

Ques. 11. Describe all other water rights appurtenant to same place of use:

(sign) _____

Ernest Morrison

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

Kamiah Idaho, County of Lewin

State of Idaho, on this 30 day of June, A.D. 1965.

Robert J. Hauke

My Commission expires:

July 18 1965

30567

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 1 1935

Department of Reclamation

RECEIVED
JUL 15 1935

Department of Reclamation

PERMIT NO. _____

**Proof of Application of Water to Beneficial Use
and Completion of Works
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. Ed Strehlen, 70, Kamiah, Ida., retired
Kamiah, Idaho

Ques. 2. Are you acquainted with Ernest Meisner, the holder of Permit No. 30567? How long have you known him and where does he reside?

Ans. 57 yrs. Kamiah, Idaho

Ques. 3. Have you read or heard read said Permit No. 30567, and are you familiar with its provisions and conditions?

Ans. yes

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

Ans. Lauriers Creek

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. 5 sprinklers used

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. Garden & pasture
SW 1/4 NW 1/4, Sec. 12, 33N - R 3E
Improvements: garden, Berries & pasture

30567

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

Ans. None

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

Ans. Level land, water required 0.03

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

Ans. no

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

Ans. Permit has used water the last three years for garden use and pasture

Ed. Stickler

(Signed)

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

County of Lewis, State of Idaho, on this 30 day of June, A. D. 1965.

Albert J. Gause

Notary Public.

My commission expires July 18 1965

30867

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 13 1965
Department of Reclamation

PERMIT NO. _____

Department of Reclamation

Proof of Application of Water to Beneficial Use
and Completion of Works
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. Johnnie Nickel age 47 Kamiah merchant
Kamiah Idaho

Ques. 2. Are you acquainted with ERNEST MEISNER, the holder of Permit No. 30567? How long have you known him and where does he reside?

Ans. 25 years Kamiah, Idaho

Ques. 3. Have you read or heard read said Permit No. 30567, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Lawyers Creek

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. 4055 SPRINKLERS

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 Cultivated land

SW 1/4 NW 1/4, Sec. 12, 33N - R 3E

Improvements: garden, pasture & Berries.

30567

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

Ans. None

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

Ans. level land, water required 0.03

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

Ans. No

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

Ans. Permit Has used water the last three years for garden use & pasture

Johanna Dickel

(Signed)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Kassia County of Lewis, State of Idaho, on this 30 day of June, A. D. 1905.

Albert J. Brade

Notary Public.

My commission expires July 18 1905.

July 1, 1965

RE: Permit 30567
Ernest Meisner

Ernest Meisner
P. O. Box 463
Kamiah, Idaho

Dear Meisner:

Returned herewith is your depositions in connection with the above numbered permit. The depositions are not complete; they have been marked in red on the margin before each question that either needs an answer or additional information.

The publication affidavit was not received and it can be picked up at the Clearwater Progress office in Kamiah.

Please make the necessary corrections to the depositions and return them with the affidavit of publication.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

M. RUSSELL BOSCH
State Water Rights & Records Clerk

MRB:et
Enc. depositions

30567

June 14, 1965

Re: Permit No. 30567
Ernest Meisner

Clearwater Progress
Kamiah, Idaho

Gentlemen:

On May 24th we Mailed you Notice of Publication on the above numbered permit requesting a tear sheet or copy for checking purposes.

To date we have not received such copy or tear sheet and ask that one be mailed to this office as soon as possible for checking purposes.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
H Chief Clerk

(office yellow copy)

Re: Permit No. 30567

May 24, 1965

Mr. Ernest Meisner,
Kamiah, Idaho.

Dear Mr. Meisner:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. 30567. The proofs are to be made at 2:00 o'clock P.M. on the 30th day of June, 1965, before Albert J. Houde, Kamiah, Idaho, Notary Public.

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

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

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

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

P.S. You will note that we have changed the date for making proof from May 20, 1965 to June 30, 1965, as the Notice for Publication was not received in this office until May 24, 1965, and would not allow time for any publications.

30567

Re: Permit No. 30567
Ernest Meisner

Date: May 24, 1965

Clearwater Progress
Kamiah, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to June 30, 1965
the date set for proof; the expense of the publication is to be paid
by the applicant Ernest Meisner
of Kamiah, Idaho to whom you should
furnish proof of publication on or prior to the date set for proof.

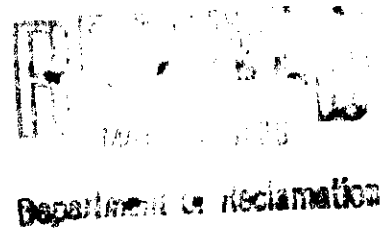
Please acknowledge receipt of this notice and furnish this
office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

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

30567



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 2 P.M. May 20, 1965
(P. O.) Kamiah, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the The Clearwater Progress of Kamiah, Idaho published in the county in which the works are situated.

Ernest Messner

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

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

Engineer

30567

MAY 24 1965

~~Department of Reclamation~~ NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

NOTICE is hereby given that at 2 P.M., on the 30 day of JUNE 1965, at Kamiah, County of Lewis, State of Idaho, before me Albert J. Hauke a Notary Public, at (address) Kamiah Idaho, proof will be submitted of the completion of works for the diversion of 0.03 cubic feet per second of the waters of Lawyer's Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30567, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Ernest Meisner, Kamiah, 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 conveying to the place of use is 0.03 cubic feet per second.
3. The use to which said water has been applied is Domestic Purposes and Irrigation purposes, and the amount applied to beneficial use is 0.03 cubic feet per second.
4. The point of diversion of said water is In SW 1/4 NW 1/4 of section 17, Twp 33 N, Rge 3 East, B. M.
5. The place where said water is used is Nickel's Addition to City of Kamiah, Kamiah, Idaho, County of Lewis

Total 1 acre.
(more or less)

6. The date of priority which said user is prepared to establish is July 19, 1962
July 8, 1962

Carl E. Tappan
State Reclamation Engineer

30567

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 30567

Date:
April 30, 1965

Mr. Ernest Meisner
Kamiah, Idaho

Dear Mr. Meisner:

Under the terms of your Permit No. 30567 you are required to make proofs of completion of works and application of water to beneficial use on or before **July 12, 1965**

Before this proof can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper in the county.

We enclose Form 36-A in duplicate, which is to be filled in and returned to this department at least forty (40) days before the above mentioned date and/or before the time you intend to make proof (this may be at any place that is convenient for you and your two witnesses), the quantity of water, for what purpose it is used, the point or points of diversion and the location of use, or lands which are irrigated - - by legal description. Descriptions should be taken from your Permit, including any amendments thereto, as recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your notice is published, or you may have to readvertise and complete another set of proof forms.

Also enclosed is Form 11, which is the authorization for us to have the notice published in the designated county newspaper, at your expense. This is to be returned with Forms 36-A

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

The amount of water allowed in a license cannot be more than is actually produced and measured and put to beneficial use, and cannot be more than the statutory amount allowable per acre of land actually found by the field inspection to have been irrigated at the time of proof.

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

Enc. Form 36A and 11
cc:

30567

Permit No. 30567

July 19, 1962

Mr. Ernest Meisner,
Kamiah, Idaho.

Dear Mr. Meisner:

We enclose Permit No. 30567 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 31126 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit. ~~XXXXXXXXXXXXXXXXXXXX~~

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:pmk

Enc.

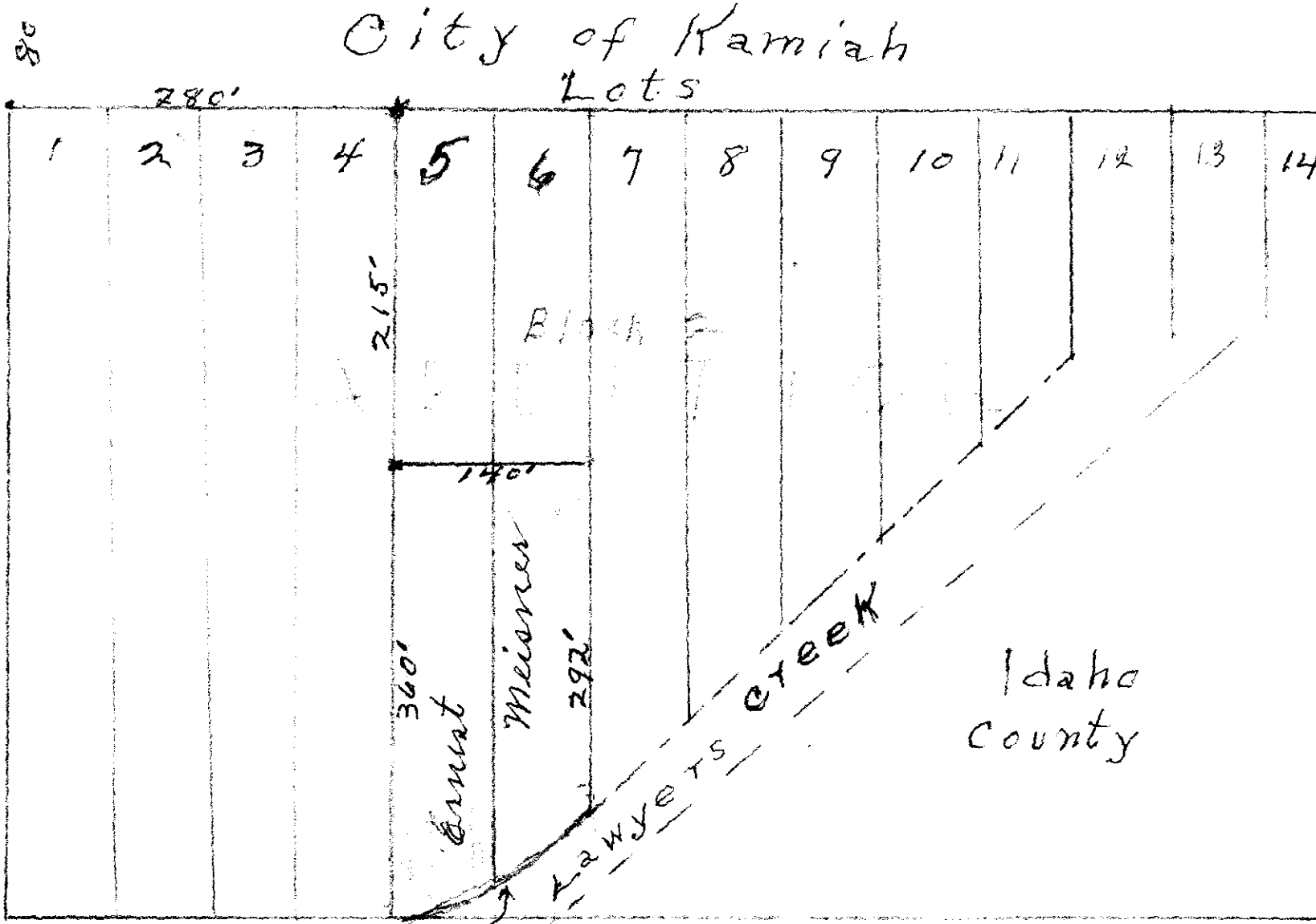
30567

Lewis
County

Block 1

From the records of
Lewis County, Idaho

N I C K E L



Ernest Meisner

Permit Map No. 30567
As Approved JUL 12 1962
GEO. N. CARTER
State Reclamation Engineer

30567

ROBERT E. SMYLIE
Governor



GEO. N. CARTER
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE

RECEIVED
JUL 9 1962
Department of Reclamation

July 3, 1962

Re: Application for Permit

Mr. Ernest Meisner
Kamiah, Idaho

Dear Mr. Meisner:

Returned herewith is your application for permit
with attached check for \$5.00 filing fee.

We have shown in pencil answers to 2, 3 and part of
5. Kindly check to be sure they are correct, sign the application
on page 3 and return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By: *Ralph W. Thomas*
RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. application with
check

*As far as I know, these
answers are correct on permit.
Thank you.*

Ernest Meisner



30567

July 3, 1962

Re: Application for Permit

Mr. Ernest Meisner
Kamiah, Idaho

Dear Mr. Meisner:

Returned herewith is your application for permit
with attached check for \$5.00 filing fee.

We have shown in pencil answers to 2, 3 and part of
5. Kindly check to be sure they are correct, sign the application
on page 3 and return to this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RTew

Enc. application with
check

30567

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

NOTICE is hereby given that at 2 p.m., on the 30th day of June 1965, at Kamiah, County of Lewis, State of Idaho, before Albert J. Houde, Notary Public, at Kamiah, Idaho, proof will be submitted of the completion of works for the diversion of 0.03 cubic feet per second of the waters of Lawyer's Creek, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 30567, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is: Ernest Meisner, Kamiah, 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 conveying to the place of use is 0.03 cubic feet per second.

3. The use to which said water has been applied is Domestic and irrigation purposes, and the amount applied to beneficial use is 0.03 cubic feet per second.

4. The point of diversion of said water is in SW $\frac{1}{4}$ NM $\frac{1}{4}$ of section 12, TWP 33N, Rge 3 East, B. M.

5. The place where said water is used is Nickel's Addition to City of Kamiah, Kamiah, Idaho, County of Lewis. Total 1 (one) (more or less) acre.

6. The date of priority which said user is prepared to establish is July 9, 1962.

Carl E. Tappan
State Reclamation Engineer
3j, 10j, 17j, 24j, 4t