

October 5, 1960

Re: Permit No. 20530

Jack Giles, President
Clearwater Association, Inc.
Clearwater, Idaho

Dear Sir:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 20530 shows that Wall Creek is capable of conveying 6 miner's inches, or .12 c. f.s. of water for the irrigation of gardens, stock water and domestic use for 40 families in Sections 11, 12, 13, 14 and 24, T. 31 N., R. 4 E., B. M. and Sections 18, 19, 20, 29 and 30, T. 31 N., R. 5 E. B. M.

*omit from
license*

Upon receipt of the statutory fee of \$5.00, we will issue the License and Certificate of Water Right, confirming the right with priority of July 14, 1948 to the use of .12 c.f.s. of water with the point of diversion in the NE 1/4 Sec. 31, for the domestic use, stock and garden irrigation of the land listed above.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

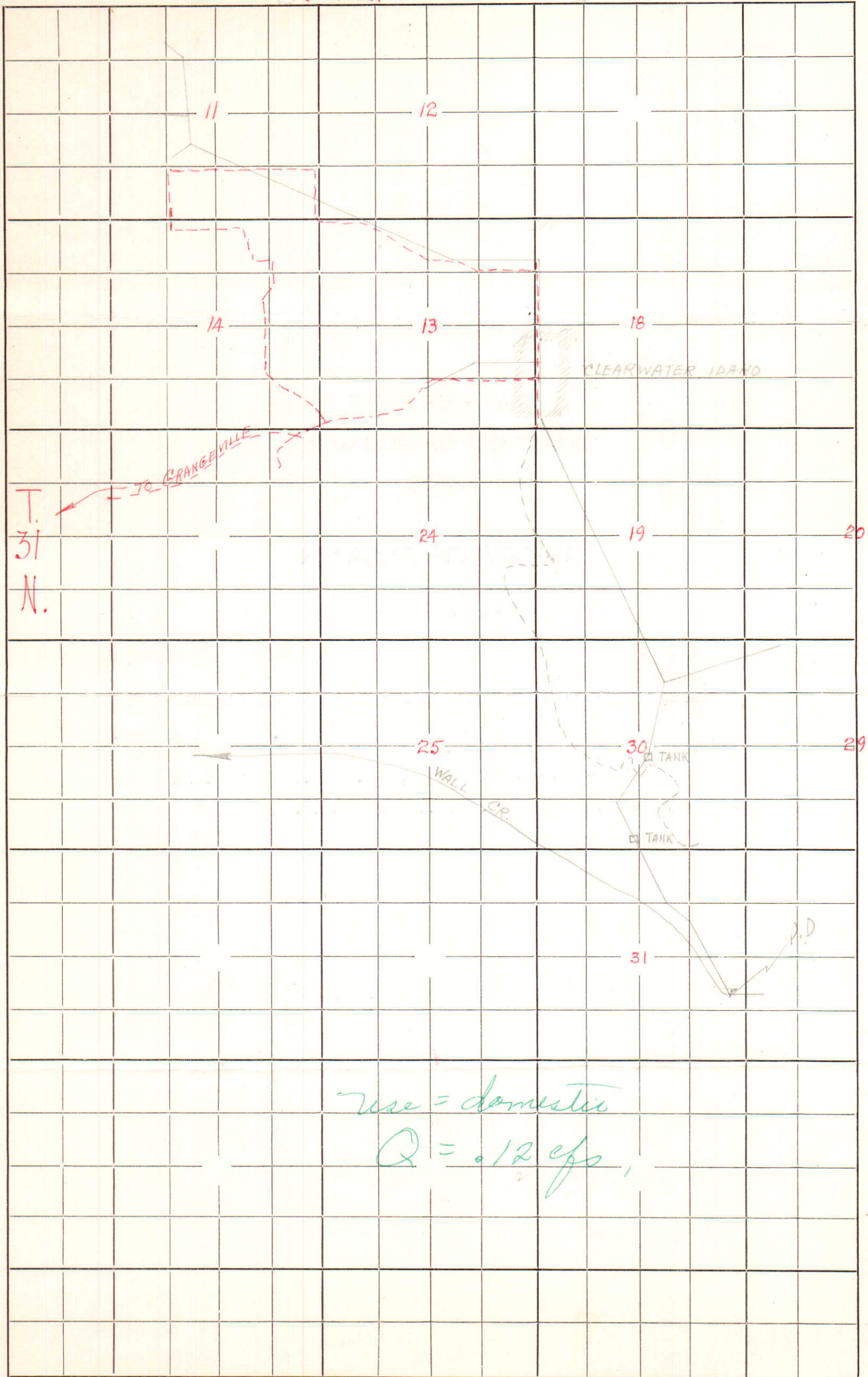
EPR:ew

20530

21

R-4 E.

R-5 E.



use = domestic
 $Q = .12 \text{ cfs}$

**Notice For Publication
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M. on the 24th day of July, 1959, at Grangeville, County of Idaho, State of Idaho, before William J. Dee, proof will be submitted of the application to beneficial use of 0.12 cubic feet per second of the waters of Wall Creek in accordance with the terms and conditions of Permit No. 20530 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Clearwater Water Association Inc., Clearwater, Idaho.

The use to which said water has been applied is domestic, stock and small garden irrigation.

The amount applied to beneficial use is 0.12 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) The Village of Clearwater and Vicinity for domestic, stock and small garden irrigation for the members of the association.

The name of the canal or ditch or other works by which said water is conducted to such place of use is 4" Main Line and 45,000 gallon reservoir.

The right to take water from such works is based upon Permit No. 20530.

The source of supply from which such water is diverted is Wall Creek in NE $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 31 T. 31 N.R. 3 E.B.M.

The date of priority which said user is prepared to establish is July 16, 1959.

GEO. N. CARTER,
State Reclamation Engineer.

jn25-1116

RECEIVED
SEP 2 5 1959
Department of Reclamation

AFFIDAVIT OF PUBLICATION

Kay M. Thompson being first duly

sworn, says he is the Chief Clerk
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho 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 four weeks, being published four times, the first publication being on the 25th day of June, 1959, and the last publication on the 16th day of July, 1959; 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.

Kay M. Thompson

Subscribed and sworn to before me this 14th day of August, 1959.

H. L. Love, Notary Public,
for State of Idaho, residing at Grangeville, Idaho.

20530

Wall Creek

507

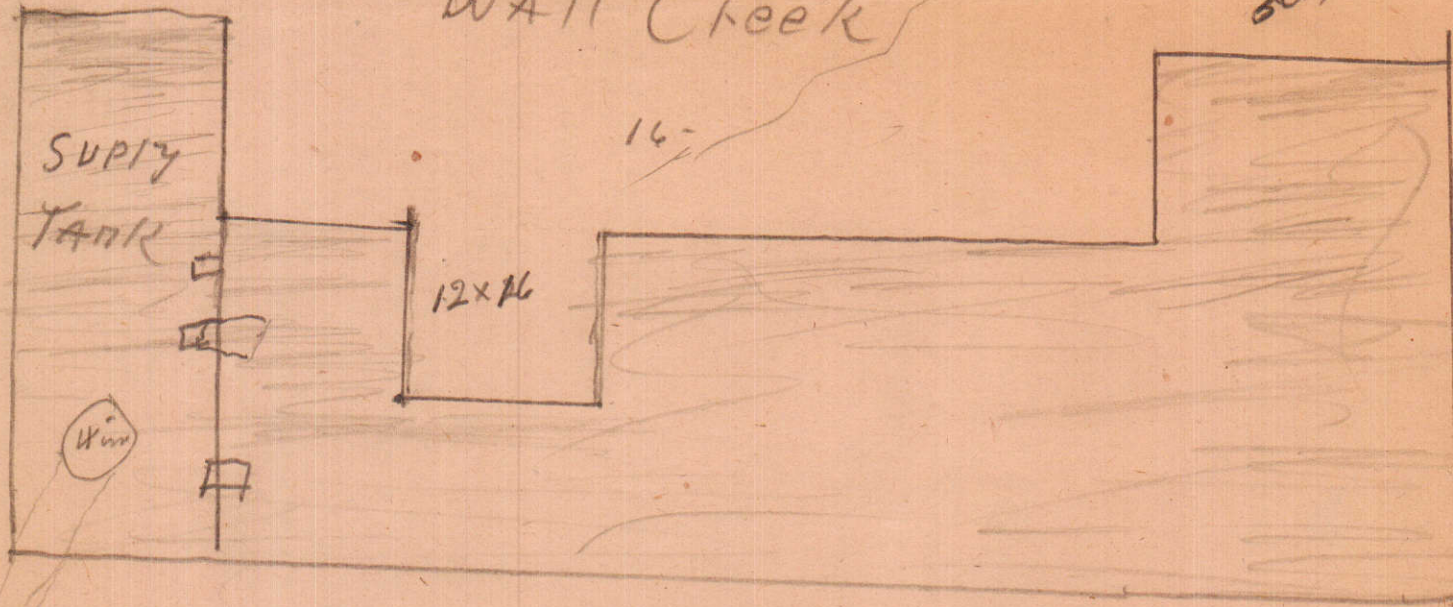
14-

SUPPLY
TANK

12x16

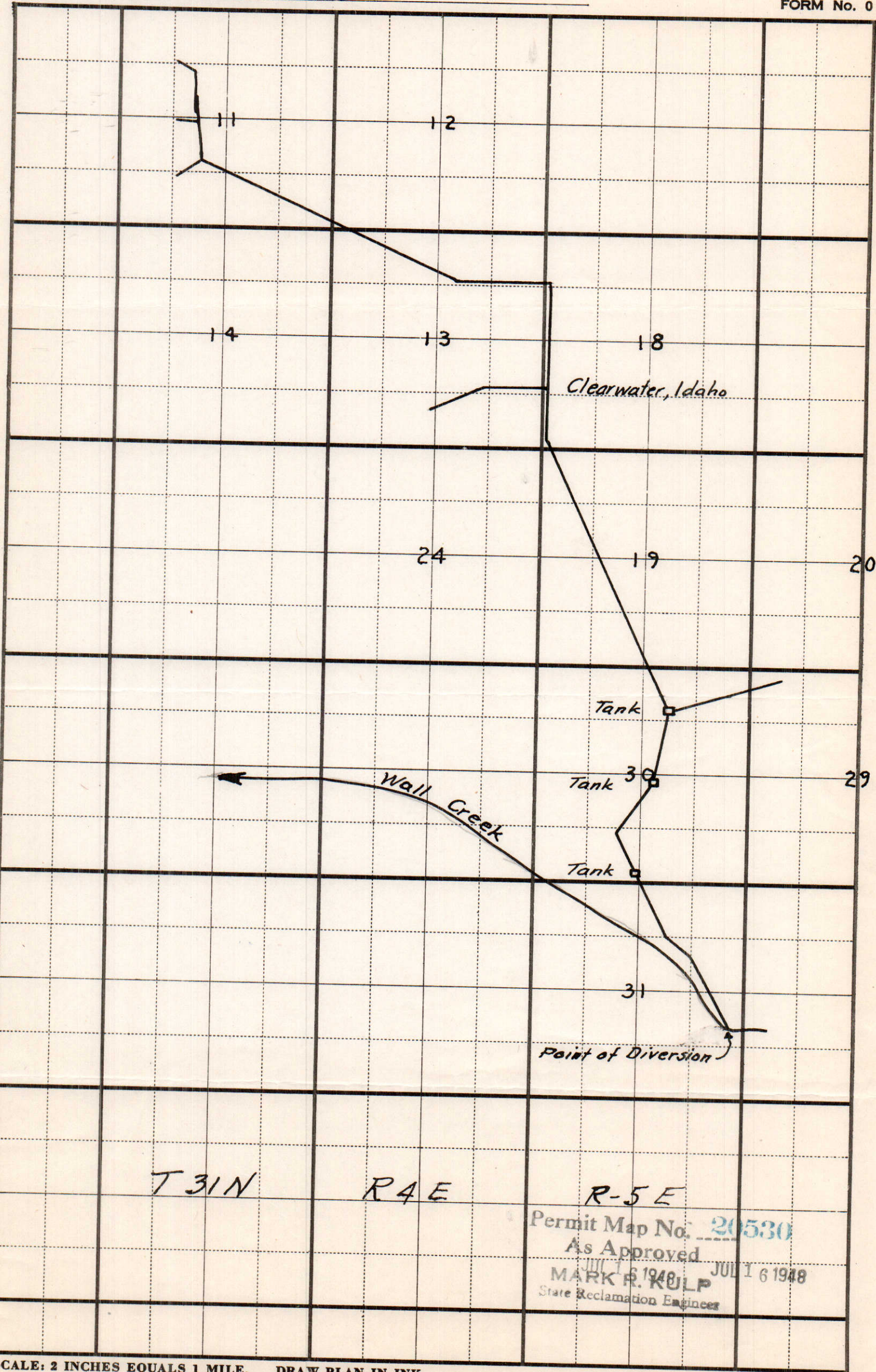
Win

Head Dam



NAME OF APPLICANT *Jack Giles*

FORM No. 0



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

20530

State of Idaho
License and Certificate of Water Right

Water License No. 20530

Amount .12 c.f.s.

Water District No.

Priority July 14, 1948

THIS IS TO CERTIFY that JACK GILES - Assignee - CLEARWATER WATER ASS'N., Inc. of Clearwater, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 6, 1948; that Permit No. 20530 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .12 second feet, was issued thereunder on July 27, 1953, showing that said works were completed on the 5th day of June, 1953; and that on the 24th day of July, 1959,

CLEARWATER WATER ASS'N., Inc.

of Clearwater, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Wall Creek, a tributary of Sally Ann Creek, for the purpose of domestic, stock & garden irrigation, under Use Permit No. 20530 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

11 of Licenses at page 6987, on the 14 day of October, 1960;

The right hereby confirmed dates from July 14, 1948;

The Point of Diversion is located

in the NE 1/4 SE 1/4, Sec. 31, Twp. 31 N, R. 5 E., B. M. Idaho County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .12 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Domestic Use, Stock Water and Gardens		
31 N.	4 E.	Sections 11, 12, 13, 14, and 24			
31 N.	5 E.	Sections 18, 19, 20, 29 and 30			

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

14 day of October, 1960.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

82-2074
85-2087

Nº 20530
85-2087

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28172
PERMIT No. 20530
DISTRICT No.

1. Name of Applicant: JACK GILES
- Postoffice address: Clearwater County: Idaho State: Idaho
- I. If applicant is a corporation, give:
- (a) Date and place of incorporation:
 - (b) Amount of capital stock:
 - (c) Amount paid in:
 - (d) Names and addresses of directors:
- II. The financial resources of the applicant are:
- (a) Cash on hand:
 - (b) Treasury stock:
 - (c) Bonds to be issued:
 - (d) Other resources:
2. Quantity of water claimed: 0.12 cubic feet per second.
3. Source of water supply: Wall Creek which is a tributary of Sally Ann Creek, tributary of South fork Clearwater River
4. Location of point of diversion: feet distant from the corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31 , T. 31 N. , R. 3 E. , B.M., County of Idaho
5. Water is to be used for Domestic, stock and small garden
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: \$ 40,000.00
8. Kind of works: Pipe line, concrete cut-off, collection bed and storage tanks
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 4" pipe feet; height feet.
11. Ditch: Width at bottom feet; width at water line feet; depth of water feet; dimensions of flume: Diameter of pipe 4 inches; length of conduit to tank 1.70 miles Distribution 6 miles miles. Average grade per mile 42 feet.
12. The time required for the completion of such work is Five (5) years.
13. The time required for the complete application of the water to the proposed use is Six (6) 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.

JACK GILES

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. July 6, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20530

Recorded in Book 74 Page 20530 Approved July 16, 1948

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 16, 1948 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 16, 1951

The whole of said work to be completed on or before July 16, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before July 16, 1959

WITNESS My hand this 16th day of July, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho,
and J. D. "CY" PRICE, 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 16th day of July, 1948.

STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By C. A. ROBINS

Governor.

Bv J. D. "CY" PRICE

Secretary of State.

REMARKS: A concrete cut-off will be constructed across Wall Creek and water collected by perforated pipe in a prepared collection bed. Water will be diverted through a 4-inch steel pipe and stored in several storage tanks, a total of 40,000 gallon storage. Water will be conveyed from storage tanks through 34,000 feet of steel pipe ranging from 4-inch to 1½ inch diameter to about 35 users in the vicinity of Clearwater. Limited irrigation of small gardens will be provided as well as domestic and stock use.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
Domestic, stock and garden irrigation will be used by about 35 families in the following sections:- 11, 12, 13, 14 & 24, Twp. 31 North, Range 4 East, B. M., and Sections 18, 19, 20, 29 & 30, Twp. 31 North, Range 5 East, B. M.																			
A S S I G N M E N T																			
For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 20530 to Clearwater Water Association, Inc. of Clearwater, Idaho.																			
JACK GILES Permit holder. Jack Giles																			
INIS M. GILES Wife of Permit holder.																			
State of Idaho) County of Idaho) ss																			
On this 22nd day of February, 1949, before me, a Notary Public for the State of Idaho, residing at Clearwater, personally appeared Jack Giles and Inis M. Giles, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.																			
In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written. (SEAL)																			
MARJORIE M. DEMOSS, Clearwater, Idaho Notary Public, residing at																			
My commission expires August 11, 1951																			
Received and filed for record by this Department of Reclamation at Boise, Idaho at 9:00 A.M. March 5, 1949																			
MARK R. KULP State Reclamation Engineer																			

Permit No. 20530
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that CLEARWATER WATER ASSOCIATION, INC. of Clearwater, County of Idaho, and State of Idaho, the holder of Permit No. 20530, issued upon Application No. 28172 bearing date of priority of July 6, 1948, authorizing the diversion of 0.12 second feet of the waters of Wall Creek, a tributary of Sally Ann Creek, thence South Fork Clearwater River, County of Idaho, State of Idaho, for domestic, stock and garden irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 100 gallons per minute second feet of the waters of Wall Creek; that the point of diversion of said waters is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Township 31 North, Range 3 East, B.M. and that the place of use of said water is for some fifty families in Sections 11, 12, 13, 14, and 24, Twp. 31 North, Range 4 East, B.M., and Sections 17, 18, 19, 20, 29 and 30, Twp. 31 North, Range 5 East, B.M.

WITNESS MY HAND THIS 27th day of July, A.D. 1953.

MARK R. KULP
 State Reclamation Engineer

Proof of Completion of Works made June 5, 1953
 Certificate of Completion of Works issued July 27, 1953

LICENSE ISSUED FOR 162 SEC. FA.
 Page 6987

July 5, 1966

Re: Permit No. 20530

U. S. Department of Agriculture
Forest Service
Nez Perce National Forest
Grangeville, Idaho

Gentlemen:

In response to your recent inquiry, we have checked our files regarding rights of the Clearwater Water Association, Inc.

It holds Permit 20530 on which application was filed on July 6, 1948, and in connection with which license was issued confirming the right to divert 0.12 c.f.s. of water from Sally Ann Creek at a point in NE¹/₄ Sec. 31, T. 31 N., R. 5 E., B. M. with priority of July 14, 1948. The water is used for "domestic, stockwatering and gardens" in Sections 11, 12, 13, 14 and 24, T. 31 N., R. 4 E., and Sections 18, 19, 20, 29 and 30, T. 31 N., R. 5 E., B. M.

If you need further information on this please let me know.

Very truly yours,

R. KEITH HIGGINSON, Deputy
State Reclamation Engineer

RKH:ew

20530

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
NEZPERCE NATIONAL FOREST
GRANGEVILLE, IDAHO 83530

ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO
2510

RECEIVED
JUL 5 1966

Department of Reclamation

June 30, 1966

State of Idaho
Department of Reclamation
State House
Boise, Idaho

Dear Sir:

We are in the process of preparing a Watershed Management Plan for the Wall Creek Watershed which supplies water for Clearwater Idaho. In conjunction with this report we would like to know the status of the water rights filed by the Clearwater Water Association, Inc., Clearwater, Idaho. Information concerning date of filing, amount required, etc., is appreciated.

Thank you.

Sincerely,

J. E. Sanderson
Forest Supervisor

By *James F. Hammy*

7/14/68 PRIORITY
FILED 7/16/68
LICENSE .12 CFS - 6987
SALLAWAY CREEK
NE 1/4 SEC 31 31N 5E
DOMESTIC, STOCK & GARDENS

SECS 11, 12, 13, 14, 24 31N 4E
SECS 18, 19, 20, 29, 20 31N 5E



20530

October 14, 1960

Re: Permit No. 20530

Edna M. Tholl, Secretary
Clearwater Water Ass'n., Inc.
Clearwater, Idaho

Dear Mrs. Tholl:

Enclosed is License and Certificate of Water Right
issued on Permit No. 20530.

We also enclose departmental receipt No. 30313 in
the amount of \$5.00 covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

Enc. license
receipt

20530
RT

Clearwater Water Ass'n.
Clearwater, Idaho
Oct. 12 1960

OCT 13 1960

Dept. of Reclamation

Dear Sir,

Kind enclosed check for \$5.00
for permit No. 20530

Board of Directors
Clearwater Water Ass'n.

By Edna M. Thall
Sec. 20530

October 5, 1960

Re: Permit No. 20530

Jack Giles, President
Clearwater Association, Inc.
Clearwater, Idaho

Dear Sir:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 20530 shows that Wall Creek is capable of conveying 6 minor's inches, or .12 c. f.s. of water for the irrigation of gardens, stock water and domestic use for ~~20~~ families in Sections 11, 12, 13, 14 and 24, T. 31 N., R. 4 E., B. 1 N. and Sections 18, 19, 20, 29 and 30, T. 31 N., R. 5 E. B. 1 N.

omit from license

Upon receipt of the statutory fee of \$5.00, we will issue the License and Certificate of Water Right, confirming the right with priority of July 25, 1900 to the use of .12 c.f.s. of water with the point of diversion in the NE 1/4, Sec. 31, for the domestic use, stock and garden irrigation of the land listed above.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

20530

R1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

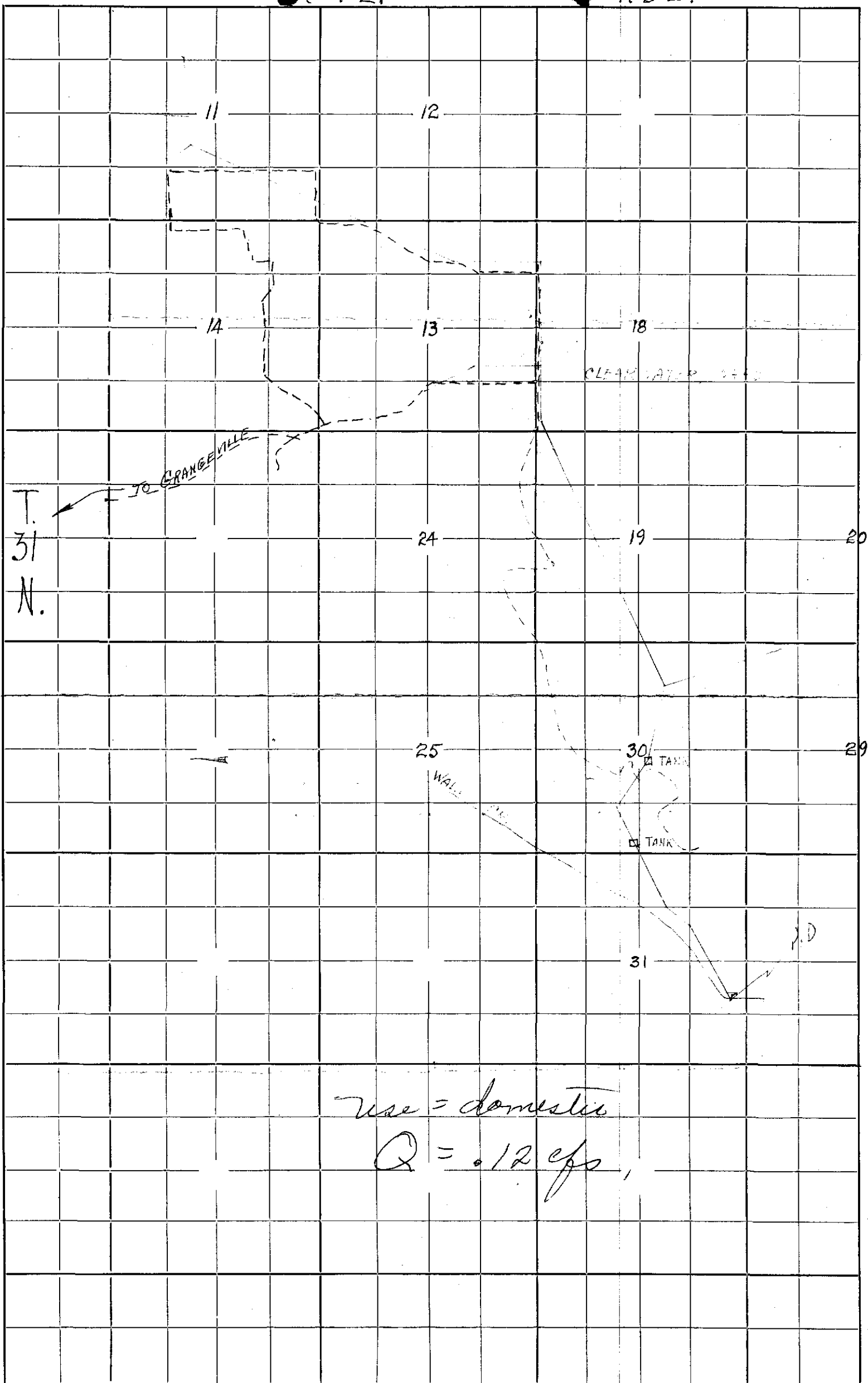
PERMIT NO. 20530

REPORT ON PROOF OF Beneficial Use

Clearwater Association Inc. Jack Giles, Pres.
Clearwater, Idaho

R-4 E.

R-5 E.



STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20530

This proof is for Beneficial Use

In Water District No.

1. Name of applicant: Clearwater Association, Inc. Jack Giles, President

2. Source of water supply: Wall Creek

3. Location of point of diversion: Is in the NE 1/4 of Section 31

T. 31 N. R. 3 E. B. M. County of Idaho

4. Describe works as they exist, giving dimensions and capacities of same: Concrete wall across stream 8' wide, some 10' T. 6' x 2' h x 8' l. wood apron headgate settling basin approx 25' x 10' with sand & gravel screen. Inlet stand pipe 3.3' x 50" x 12' approx. 4" inflow pipe 4" outflow. metal top on stand pipe. 4" air vent 2' from inlet.

5. Water is used for: domestic, stock and small garden

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):

Domestic, stock and garden irrigation will be used by about 35 families in the following sections: 11, 12, 13, 14 & 24, Twp. 31 N., Rge. 4 E.B.M. and Sections 18, 19, 20, 29 & 30 Twp. 31 N., Rge. 5 E.B.M.

40 families W.S. Brown - H. Schreyer - Baptist ch. - Knappton - M. Smith - Myrick - H. Harris - F. Wilson - H. Harris - J. Sawyer - E. Brotnor - Odd fellows Hall - H. Smith - E. Wilson - F. Wilson - H. Sydnor - V. Osterhout - W. Atwood - L. Hunter - Chas. Smith - S. Carter - D. Strawn, J. R. Hall - M. Norton - L. McLean - J. Kulas - R. Llewellyn - F. Moore - H. Swaine - B. Abel - E. Linnhart, H. Linnhart, J. Mayne - F. Moore (2) V. Matton - F. Jones - H. Raper - G. Sydnor

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

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

Remarks: 4" pipe to reservoir and on to town. Then drops to 2" main for balance. 3/4" laterals to houses. all steel line buried. 4" lines are coated with tar. Res. 20' x 28' x 10' h. overflow at tank 600' x 2" into tank. 200' pressure on main in town (reported)

\$50000 cost. \$45000 F.H.A. loan.

Ralph Thomas surveyed and laid out this system when he was with F.H.A.

This examination was made on the 26 day of Sept, 1960

(Signed) E. N. Humphrey, Engineer

20530

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.

RECEIVED
OCT 4 1960
Department of Reclamation

Clearwater Association, Inc.
Jack Giles, President
Clearwater, Idaho
Permit No. 20530

WA 6-7392
Examination for Beneficial Use

County Idaho

31-31N.-3E.

Qc 0.12 a.f.s.

S = Wall Creek

P.D. = NE. SE, Sec. 31, T. 31N. - R. 3E.

40000 gal. Rod.

50 users

Use = Domestic, Stock, and
Small gardens

Filed = July 6, 1948

Due = July 16, 1959

C/W = 7-27-53

no other right

October 1, 1959

RE: Permit No. 20530

Mr. Jack Giles, President
Clearwater Association, Inc.
Clearwater, Idaho

Dear Mr. Giles:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Idaho County Free Press, all submitted in proof of beneficial use on Permit No. 20530.

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR

cc: William J. Dee
Attorney at Law
Grangeville, Idaho

20530

GRAHAM & CAMPBELL BLDG.

WILLIAM J. DEE
ATTORNEY AT LAW
GRANGEVILLE, IDAHO

PHONE 182

September 23, 1959

RECEIVED
SEP 25 1959
Department of Reclamation

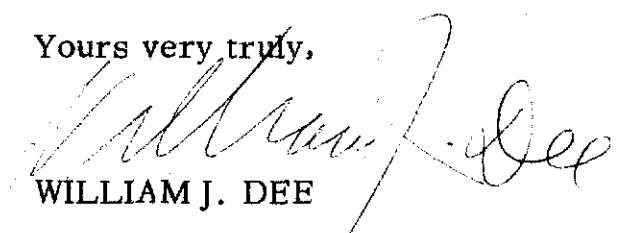
Department of Reclamation
State House
Boise, Idaho

Dear Sir:

Enclosed you will find depositions of the holder and two witnesses in the proof of application of water to beneficial use for the Clearwater Water Association, Clearwater, Idaho.

Also enclosed is the affidavit for publication.

Yours very truly,


WILLIAM J. DEE

WJD:js
enc.

-20530

**Notice For Publication
NOTICE OF PROOF APPLICATION
OF WATER TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M. on the 24th day of July, 1959, at Grangeville, County of Idaho, State of Idaho, before William J. Dee, proof will be submitted of the application to beneficial use of 0.12 cubic feet per second of the waters of Wall Creek in accordance with the terms and conditions of Permit No. 20530 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Clearwater Water Association Inc., Clearwater, Idaho.

The use to which said water has been applied is domestic, stock and small garden irrigation.

The amount applied to beneficial use is 0.12 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) The Village of Clearwater and Vicinity for domestic, stock and small garden irrigation for the members of the association.

The name of the canal or ditch or other works by which said water is conducted to such place of use is 4" Main Line and 45,000 gallon reservoir.

The right to take water from such works is based upon Permit No. 20530.

The source of supply from which such water is diverted is Wall Creek in NE 1/4 Sec. 31 T. 31 N.R. 3 E.B.M.

The date of priority which said user is prepared to establish is July 16, 1959.

GEO. N. CARTER,
State Reclamation Engineer.

jn25-1116

AFFIDAVIT OF PUBLICATION

Kay M. Thompson being first duly

sworn, says she is the Chief Clerk of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho 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 four weeks, being published four times, the first publication being on the 25th day of June, 1959, and the last publication on the 16th day of July, 1959; 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.

Subscribed and sworn to before me this 14th day of August, 1959.

Notary Public,
for State of Idaho, residing at Grangeville, Idaho.

20530

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 25 1959

Department of Reclamation

Permit No. 20530

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Clearwater Association Inc., Clearwater, Idaho by Jack Giles, President,
Clearwater, Idaho

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

Ans. Clearwater Water Association Inc., Clearwater, Idaho, Jack Giles, Pres.,
Authority ordered by resolution of the board of directors

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

Ans. #20530 July 16, 1948 Date of priority July 16, 1948

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

Ans. Wall Creek, Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) Section 31,
Twp. 31st North, Range 5th E. B. M.

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

Ans. Cement Dam with intake tank with lead in 4" pipe, 0.12 Cu. Ft. per Second,
to place of use; all gravity flow for domestic use of members of the
association.

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

Ans. For domestic use of members only also some patrons

20530

RT

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

Ans. As aforesaid said water is used for domestic use for members and patrons only

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

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.

Ans. I originally applied, then assigned to the association

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

Ans. December 1950, began use of water and has had continuous domestic use for members and patrons since.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. None

6 Lemwater water assoc
(Sign) Jack Wilson

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 Grangeville, County of Idaho

State of Idaho, on this 24th day of July, A. D. 1959

William J. J. J.
Notary Public in and for the State of Idaho

My commission expires Sept. 8, 1962



20530

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHORECEIVED
SEP 25 1959
Department of ReclamationPERMIT NO. 20530**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. Carey York, Adult, Clearwater, FarmerQues. 2. Are you acquainted with Clearwater Water Association Inc., the holder of Permit No. 20530? How long have you known him and where does he reside?Ans. Nine Years and the registered office of the association is Clearwater, IdahoQues. 3. Have you read or heard read said Permit No. 20530, 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. NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Sec. 31, Twp. 31 North, Range 5 E. B. M.Cement dam with tank and 4" intake pipe

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

Ans. 0.12 Cubic Feet per second.

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. For domestic use of members and patrons located in the area known as
Clearwater, Idaho

20530

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

Ans. For domestic use of members and patrons in homes and small gardens.

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

Ans. _____

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

Ans. No.

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

Ans. Have observed the application frequently over the past nine years as I own property and am a resident of the area although I obtain my water from another source.

(Signed) Carey York

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 Grangeville

County of Idaho, State of Idaho, on this 24 day of July

A. D. 1959

My commission expires Sept 8, 1962

William J. Dell
Notary Public.

20530

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
SEP 25 1959
Department of Reclamation

PERMIT NO. 20530

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. Katherine M. Butcher, adult, 1110 Scott Street, Grangeville, and Housewife

Ques. 2. Are you acquainted with Clearwater Water Association Inc., the holder of Permit No. 20530? How long have you known ~~him~~^{it} and where does he reside? Nine Years and the registered office of the association is Clearwater, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 20530, 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. NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Sec. 31, Twp. 31 North, Range 5 E.B.M.

Cement dam with tank and 4" intake pipe

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

Ans. 0.12 Cubic Feet per second.

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. For domestic use of members and patrons located in the area known as
Clearwater, Idaho

20530

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

Ans. For domestic use of members and patrons in homes and small gardens.

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

Ans. _____

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

Ans. No

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

Ans. As former member for three years and from frequent visits in the area

(Signed) Katherine M. Batchen

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 Grangeville

County of Idaho, State of Idaho, on this 24 day of July

A. D. 1959

William J. Deel
Notary Public.

My commission expires Sept 8, 1962

28530

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

June 12, 1959

Re: Permit No. 20530
Clearwater Water Assn., Inc.

Mr. William J. Dee,
Attorney at Law,
Grangeville, Idaho.

Dear Mr. Dee:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. 20530, in the name of Clearwater Water Association, Inc.. Final Proof is to be made before you, as Notary on the 24th day of July, 1959, at 10:00 o'clock A.M., at Grangeville, Idaho.

As of this date we have mailed the Notice to the Idaho County Free Press, Grangeville, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. 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, that your Notary's seal has been placed on each and that all depositions, (Holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:Pk
Encl. Applicant

20530

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION
Boise, Idaho

Date: June 12, 1959

Re: Permit No. 20530
Clearwater Water Association, Inc.,

Idaho County Free Press
Grangeville, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to July 24, 1959 the date set for proof; the expense of the publication is to be paid by the applicant

Clearwater Water Association, Inc., of Grangeville, 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,

GEO. N. CARTER
State Reclamation Engineer
By

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

Encl.

20530

GRAHAM & CAMPBELL BLDG.

WILLIAM J. DEE
ATTORNEY AT LAW
GRANGEVILLE, IDAHO
June 8, 1959

RECEIVED
JUN 11 1959
Department of Reclamation

PHONE 182

State Reclamation Engineer
Department of Reclamation
Statehouse
Boise, Idaho

Dear Mr. Carter:

Enclosed you will find a notice for publication of the NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE. Also we are enclosing the authorization to publish the same.

You will note that there are several blanks in the notice that I have marked by a red "X". The corporation has misplaced its original application. We presume that you have the pertinent information on file and we hereby authorize you to insert the proper information in your file into the blanks that I have indicated in the said notice. We would very much appreciate you doing this for us.

If there is anything else that is needed we would appreciate you communicating with me at your earliest convenience.

Yours very truly,

William J. Dee
WILLIAM J. DEE

WJD:js
enc.

P.S. We are running over our time of July 16, 1954. I presume this will not prejudice our proof.

WJD 20530

RECEIVED
JUN 1 1959
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) June 8, 1959

(P. O.) Clearwater Association Inc.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Idaho County Free Press of Grangeville, Idaho published in
the county in which the works are situated.

Idaho Co. ✓
CLEARWATER ASSOCIATION, INC.

By Theodore H. Hall
Director

(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.

20530

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

RECEIVED
JUN 1 11 1959
Department of Reclamation

Notice is hereby given that at 10:00 A. M. on the 24th day of July, 1959,
at Grangeville, County of Idaho, State of Idaho, before
William J. Dee, proof will be submitted of the
application to beneficial use of 0.12 cubic feet per second of the waters of Wall Creek
in accordance with the terms and conditions of Permit No. 20530
heretofore issued by the Department of Reclamation of the State of Idaho.

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

Clearwater Association Inc., Clearwater, Idaho

The use to which said water has been applied is domestic, stock and small garden irrigation

The amount applied to beneficial use is 0.12 cubic feet per second

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

The Village of Clearwater and Vicinity for domestic, stock and
small garden irrigation for the members of the association.

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

4" Main Line and 45,000 gallon reservoir

The right to take water from such works is based upon Permit No. 20530

The source of supply from which such water is diverted is Wall Creek in NE 1/4 Sec 31 T.31N. - R.3E.B.M.

The date of priority which said user is prepared to establish is X July 16, 1959

GEO. N. CARTER

State Reclamation Engineer.

20530

STATE OF IDAHO
DEPARTMENT OF RECLAMATIONRE: Permit No. 20530Date May 1, 1959Clearwater Water Ass'n.
Clearwater, Idaho

Dear Sir:

The date for proof of application of water to beneficial use, as set out under the terms of Permit No. 20530 is due not later than July 16, 1959. If by this date you are not prepared to make this proof, you may make it at a later date, however, your priority will be advanced the same length of time for which the proof is late.

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 within the county.

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

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

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

Very truly yours,

GEO. N. CARTER
State Reclamation EngineerEnc. Form 10 -2
Form 11-1
Instructions

20530

✓
July 27, 1953

RE: Permit No. 20530

Clearwater Water Association, Inc.
Clearwater
Idaho

Gentlemen:

We enclose Certificate of Completion of Works issued under Permit No. 20530 for the diversion of 100 gallons per minute of the waters of Wall Creek with point of diversion in the NE¹ SE¹ Section 31, Township 31 North, Range 3 East, B.M., for domestic, stock and garden irrigation by some fifty families in Sections 11, 12, 13, 14 and 24, Township 31 North, Range 4 East, B.M., and Sections 17, 18, 19, 20, 29 and 30, Township 31 North, Range 5 East, B.M.

We also enclose departmental receipt No. 26082 for the \$5.00 fee paid in connection therewith.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20530

✓
July 8, 1953

RE: Permit No. 20530

Clearwater Water Association, Inc.
Clearwater
Idaho

Gentlemen:

On June 8, 1953, we returned an affidavit evidently submitted in proof of completion of works on Permit No. 20530 for certain corrections.

To date this affidavit has not been returned and we are still holding Mr. Jack Giles' check for \$5.00 awaiting your reply.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20530

Wall Creek

14-

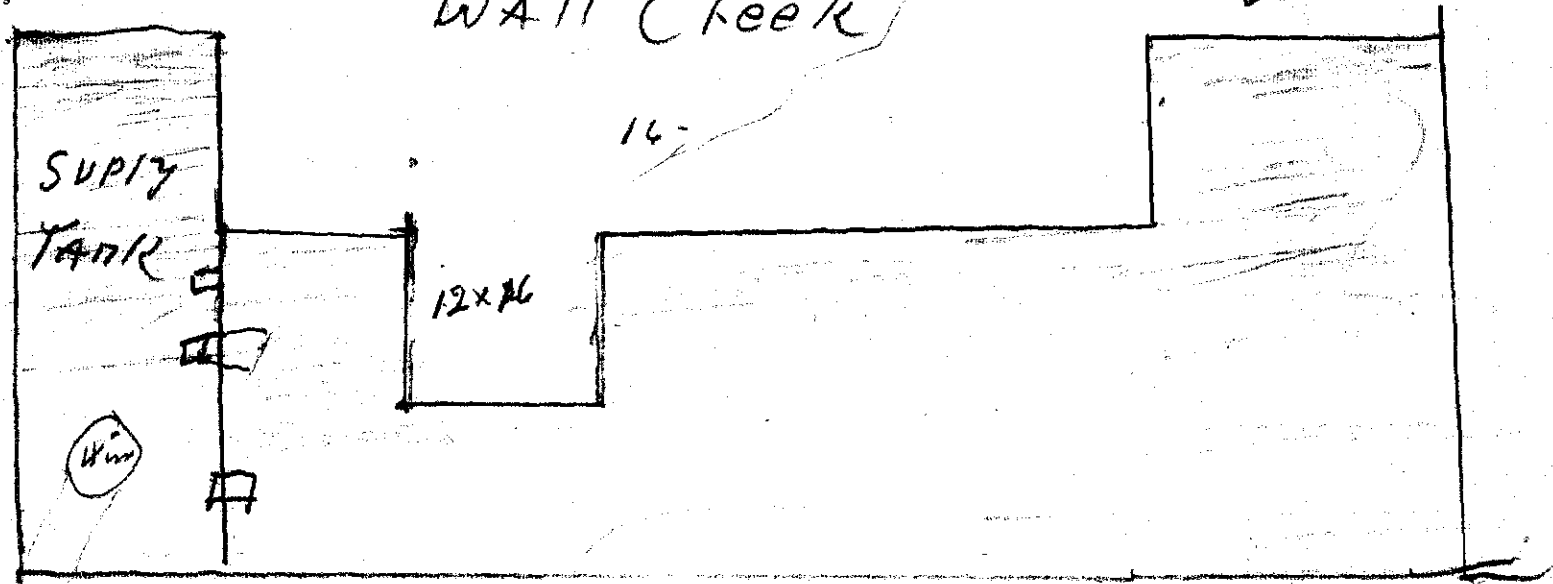
SUPPLY

TANK

12x26

Win

Head Dam



Permit No. 20530STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

RECEIVED
JUN 8 1953
Department of Reclamation

STATE OF IDAHO

County of Idaho

ss.

Clearwater Water Association
Jack Giles

being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 20530, and that his postoffice address is Clearwater
State of Box 57, Idaho

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

Head of Wall Creek Nezperce National Forest Sec 31Third: That the point of diversion of said water is Sec 31 T31 NR 5ENE 4 SE 4 Sec. 31Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December, 1949.Fifth: That the use for which said water is intended is Domestic

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

I. Kind of works: Pipe

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam 8 feet, length of dam at top 16 feet, length of dam at bottom 16 feet. Material used in construction Cement & re-en-forcing Steel (concrete)

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir (40,000 gal) acre feet.(c) Size of headgate: Width 16 in. feet, height 26 in. feet.(d) Conduit Pipe width at bottom 6 x 10 feet, width at water line Pipe

(State whether ditch, flume or pipe)

feet, depth of water 6 feet; diameter of pipe 4 in. inches, average grade per mile is 11 feet. Length of conduit is 11 miles.Seventh: That said works are capable of conducting to the place of intended use 100
gal per minute second feet of water.

Eighth: That water appropriated under said permit is available for

acres of land described as follows: 25 acres50 water usersin sections 31, 30, 19, 18, 17, R 5E T31;Sections 24, 13, 14, 11, 12 R 4E T31;Ninth: Remarks: That 1/2 acre to be used for each consumer(President), Jack Giles

(Sign Here)

Subscribed and sworn to before me this 5th day of June, 1953My commission expires 5/1/57

Notary Public.

20530

June 8, 1953

RE: Permit No. 20530

Clearwater Water Association, Inc.
Clearwater
Idaho

Gentlemen:

We return the enclosed affidavit, evidently submitted in proof of completion of works on Permit No. 20530, for the following corrections:

1. This permit is in the name of the Clearwater Water Association, Inc., having been assigned to said corporation by Jack Giles.

2. Answer Questions 3, 4, 5, 7, and give the land description where the water is used under Question 8.

If Mr. Giles is signing as president of the association, the affidavit should so state.

Meanwhile we hold to your credit the statutory fee of \$5.00 in connection with this proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20530

State of Idaho
DEPARTMENT OF RECLAMATION

BOISE

May 1, 1953

INSTRUCTIONS

Clearwater Water Ass'n.
Clearwater
Idaho

PROOF OF COMPLETION OF WORKS

Boise, Idaho

Dear Sir:-

Under the terms of your Permit No. 20530 you are required to complete your diversion works on or before July 16, 1953. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

20530

To Whom it May Concern:

The records in this Department show Permit No. 20530, issued to Jack Giles on July 16, 1948, for 0.12 cubic foot per second of the waters of Hall Creek, and transferred to the Clearwater Water Association, Inc., as recorded in the State Department of Reclamation, on March 5, 1949.

This Permit No. 20530 is for domestic, stock and small garden irrigation, for a number of families located in Sections 11, 12, 13, 14 and 24, Township 31 North, Range 4 East, E.M., and Sections 18, 19, 20, 29 and 30, Township 31 North, Range 5 East, E. M.

Permit No. 20530 is in good standing at the present time, the statutory proofs not being due until July 16, 1953, and July 16, 1959, respectively.

MARK R. KULP

State Reclamation Engineer

20530

✓
March 8, 1949

Re: Permit No. 20530

Mr. J. P. Swayne, Secretary
Clearwater Water Association
Clearwater, Idaho

Dear Mr. Swayne:

We return the Assignment of Permit No.
20530, from Jack Giles and wife, to the Clearwater
Water Association, which has been duly recorded in
this Department.

We also enclose Departmental Receipt No.
21341 for the fifty cents (.50) assignment fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

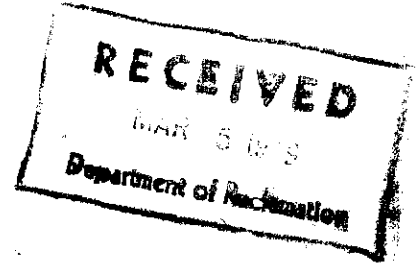
20530

Clearwater Water Association

AN IDAHO NON-PROFIT ASSOCIATION

CLEARWATER, IDAHO

March 2, 1949



State Reclamation Engineer
Boise, Idaho

Dear Sir:

In connection with the diversion on the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 31, Township 31, Range 5 East, I am sending you the assignment of Water Right from Gack Giles and wife to the Clearwater Water Association, Inc., as evidenced in Permit to Appropriate the Public Waters of the State of Idaho, No. 20530.

The fee of fifty cents enclosed is to pay for transfer of the Permit.

Respectfully.

J.P. Swayne
J.P. Swayne, secretary CWA.

20530

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 20530

Date July 21, 1948

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

MARK R. KULP
State Reclamation Engineer

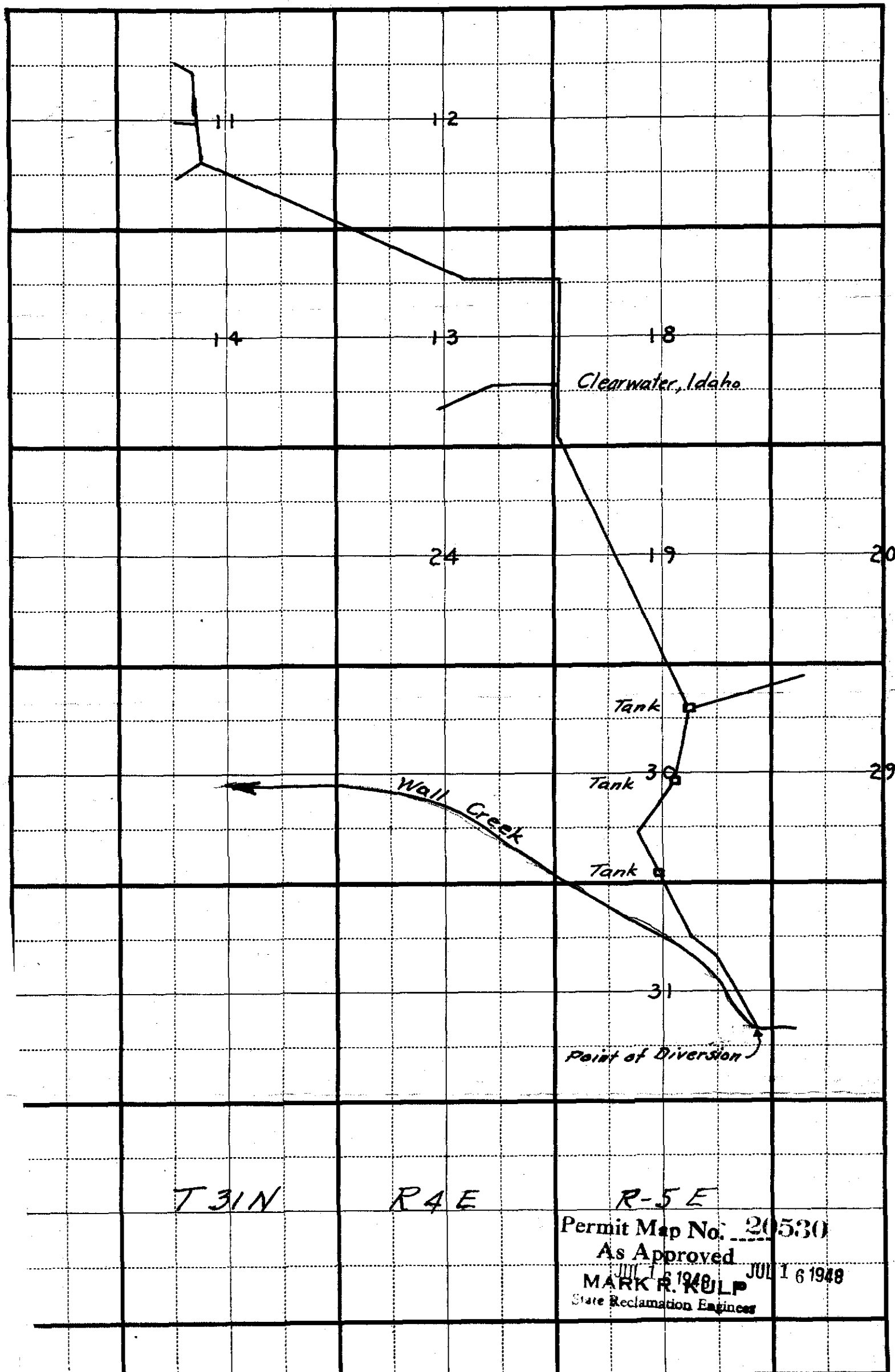
Jack Giles
Clearwater, Idaho

Enc. Receipt No. 20719

20530

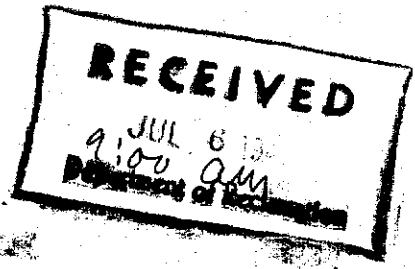
NAME OF APPLICANT *Jack Giles*

FORM No. 0



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

20530



Clearwater, Idaho
July 3, 1948

State Reclamation Engineer
Boise, Idaho

Dear Sir:

Inclosed you will find Application for Permit and
\$5:00 fee.

Sincerely,

Jack Giles

Jack Giles

20530

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