

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

Application No. 26377
Permit No. 18965
District No.

1. Name of Applicant: GEORGE MICHAELSON
Postoffice address: St. Charles County: Bear Lake 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: 63 inches or 1.26 cubic feet per second.
3. Source of water supply: Peters Pond which is a tributary of
4. Location of point of diversion: About 25 rods N W feet distant from the center of NE $\frac{1}{4}$ corner of Section 2, T. 15 S., R. 43 E., B. M., and is the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 2, T. 15 S., R. 43 E., B. M., County of Bear Lake
5. Water is to be used for: 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: \$ 800.00
8. Kind of works: Centrifugal pump, pipe, levee and ditches
9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam: (18 ft. lift from surface of pond to levee)
10. Size of headgate: Width feet; height feet.
11. Ditch: Width at bottom 3 feet; width at water line 3 $\frac{1}{2}$ feet; depth of water 2 feet; dimensions of flume: Diameter of pipe 8 inches; length of conduit ditches 280 rods notes. Average grade per mile About 1 inch to rod feet.
12. The time required for the completion of such work is two years.
13. The time required for the complete application of the water to the proposed use is no additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? ☐ No ☐ Yes If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

GEORGE MICHAELSON

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 11:00 A. M. April 27, 1940

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18965
Recorded in Book 69 Page 18965 Approved April 30, 1940
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 June 29, 1940 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 April 30, 1941
The whole of said work to be completed on or before April 30, 1942
Beneficial use of water appropriated in accordance herewith, to be made on or before April 30, 1942

Witness my hand this 30th day of April, 1940

JAMES SPOFFORD

Commissioner of Reclamation.

IN TESTIMONY WHEREOF, We C. A. BOTTOLFSSEN Governor of the State of Idaho, and GEO. H. CURTIS
Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and have
caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th day of April 19 40

Countersigned:

STATE OF IDAHO

(SEAL

By GEO. H. CURTIS

Secretary of State.

By C. A. BOTTOLFSSEN

Governor.

Remarks: Peters Pond is a pond with no outlet located on our farm, the area of which is approximately 17 acres. We have installed a centrifugal pump and use as power a Fordson tractor, which raises the water from surface of pond in a 5 inch pipe to the levee from which the distribution ditches distribute the water over the land.

14. (Continued below)

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	
15 S.	43 E.	2	30 35																65
							Total Number of Acres to be Irrigated				-				-				65
REMARKS (Continued)			It is our intention to increase the size of the pipe to 8 inches and this will furnish ample water for the land to be irrigated.																

							PERMIT No. 18965												
							CERTIFICATE OF COMPLETION OF WORKS.												
TO ALL WHOM IT MAY CONCERN:																			
			This is to certify that GEORGE MICHAELSON OF St. Charles, County of Bear Lake, and State of Idaho of Permit No. 18965, issued upon application No. 26377 bearing date of priority of April 27, 1940, authorizing the use of 1.26 second feet of the waters of Peters Pond, County of Bear Lake, State of Idaho, for irrigation purposes, has complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said permit; that said works are adequate for diverting and conveying to the place of use 1.26 second feet of the waters of Peters Pond, that the point of diversion of said waters SE ¹ / ₄ NW ¹ / ₄ NE ¹ / ₄ , Sec. 2, Twp. 15 S. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: W ¹ / ₂ NE ¹ / ₄ , Sec. 2, Twp. 15 S., Rge. 43 E. B. M.																
			Witness my hand this 25th day of June, 1942.																
COMPLETION OF WORKS MADE: June 1, 1942																			
Certificate issued: June 25, 1942.																			



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
JAMES SPOFFORD, COMMISSIONER
BOISE

HARRY DEWEY
DEPUTY COMMISSIONER

C. A. BOTTOLFSEM, GOVERNOR

April 24, 1940

Mr. George Michaelson,
St. Charles, Idaho.

Dear Sir:-

We acknowledge receipt of your application for permit on 63 inches of water from Peters Pond, accompanied by check for \$5.00 filing fee.

However, the fees required are \$5.00 for the first second foot, or 50 inches, and 25 cents additional for each additional second foot or fraction thereof.

Upon receipt of this additional 25 cents, the application will be given a number and a starting date, and upon approval a permit will be issued.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

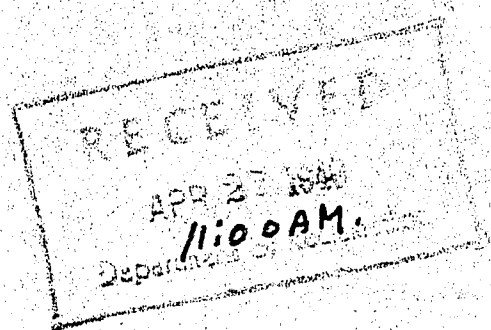
By

Harry Dewey
Deputy Commissioner

JLA

CC to W. Smith Hoge

18965



SCALE 10 CHAINS = 1 INCH

N.
↑

TO PARIS

NE COR. SEC. 2

80 Rods

80 Rods

U.S. HIGHWAY 499

160 Rods

80 Acres
DEEDED

FARM

80 x 160 Rods

NW-NE 1/4 SEC. 2,
T. 15 S. R. 43 E. B.M.

80 Rods

HOME

TO ST. CHARLES

AREA OF "PETERS POND-ABOUT 17 ACRES
18 FOOT LIFT FROM SURFACE OF POND
TO LEVY. - 280 RODS OF DITCHES
4 FT. WIDE AT TOP - 3 FT. WIDE
AT BOTTOM. AVERAGE DEPTH 2 FEET.
NOW USING 5 INCH CENTRIFUGAL PUMP
EXPECT TO CHANGE TO 8 INCH PUMP.

POWER: 4 CYLINDER FORDSON TRACTOR
AREA OF LAND TO BE IRRIGATED - 63 ACRES

18965

Permit Map No. 18965

As Approved

APR 10 1960

JAMES SPENCER

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 15965

Boise, Idaho, May 6, 1940

Dear Sir:

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

JAMES SPOTFORD

Mr. George Michaelson
St. Charles, Idaho
Eng. Receipt # 17385

Commissioner of Reclamation.

18965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE.

Febr. 6, 1942

Re: 18965

Geo. Michaelson
St. Charles, Idaho

Dear Sir:

Under the terms of your permit No. ~~18965~~ you are required to complete your diversion works and make proof of Beneficial Use on or before ~~Apr. 30, 1942~~.

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 of Works will be issued to you.

I also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is Apr. 30, 1942, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

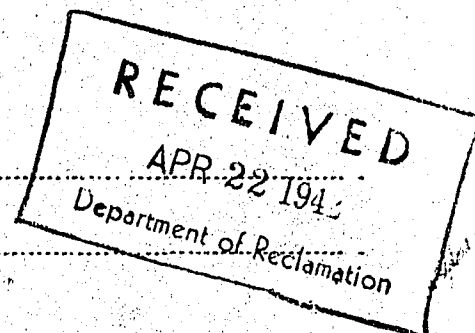
E. V. BERG.

Commissioner of Reclamation.

18965

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 20th 1942
(P. O.) St Charles, Idaho



TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
"PARIS POST" of Paris, Idaho, published in
the county in which the works are situated.

George Michaelson,

(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.

18965

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

30 *April*

Notice is hereby given that at 10 A. M. on the 1st day of June, 1942,
 at Paris, County of Bear Lake, State of Idaho, before
W. Smith Hoge, Notary Public, proof will be submitted of the
 application to beneficial use of 1.26 ^{Second feet,} ~~per second~~ of the waters of "Peters Pond"
 in accordance with the terms and conditions of Permit No. 18965,
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....
George Michaelson, St Charles, Idaho,

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 1.26 second feet per second,

The place where said water is used ~~(if for irrigation, give full and accurate description of the~~
~~lands irrigated)~~ 63 acres located in the West half of North east Quarter
of Sec. 2, Twp. 15 S., R. 43 E.B.M.,

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

The right to take water from such works is based upon Permit No. 18965.

The source of supply from which such water is diverted is Peters Pond.

April 27, 1940

The date of priority which said user is prepared to establish is June 20, 1940.

E. V. Bue
 Commissioner of Reclamation.

18965

April 27, 1942

Re: 18965

Mr. George Michaelson
St. Charles, Idaho

Dear Mr. Michaelson:

The Statutes provide that completion of works proof and beneficial use proof must be made on the date set for proof and if proof cannot be made on or before that date that an extension of time must be signed on or before that date. We are enclosing a completion of works form to be filled out and signed before a Notary Public on or before the 30th of this month, also an application for Extension of Time on your beneficial use proof. It is impossible to advertise for four consecutive weeks and make proof on the 30th of April, the date set for proof. If you still wish to make proof on June 1st, set that date on the application. The application must be signed by a Notary Public on or before April 30, 1942 and returned to this office.

Very truly yours,
E. V. BERG
Commissioner of Reclamation

BY: Chief Clerk.

ml.
encl.

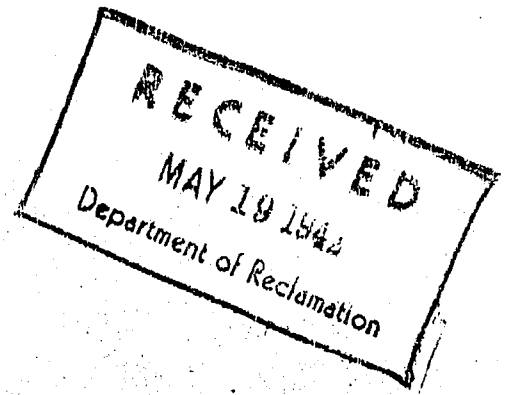
18965

Dear Lake County Abstract Co.

BONDED ABSTRACTORS AND REALTORS
INSURANCE AND BONDS

W. SMITH HOGE, MANAGER

PARIS, IDAHO



Re: 18965

May 16th 1942

Commissioner of Reclamation
of the State of Idaho,
Boise, Idaho.

Dear Sir:

On April 20th, last, we prepared for George Michaelson, of St Charles, Idaho, his application to make proof of completion of works on the waters of Peters Pond, and requested the publication of Notice be made in "THE PARIS POST", Our check No. 3178, in the sum of \$5.00 was inclosed for your fee.

In as much as the Notice has not yet appeared in the paper we are wondering if our letter was received by your Department. As I recall it the application set June 20th as the date for hearing.

Will you kindly check the matter and advise us as soon as possible and if the application has gone astray, kindly forward new blanks, and oblige,

Very respectfully,

WSH/v

A handwritten signature in cursive script, appearing to read "W. Smith Hoge". Below the signature, the name "W. Smith Hoge," is printed in a serif font.

Apr. 30, 1942 - both Proofs

18965

May 20, 1942

Re: 18965

Mr. Charles Michaelson
c/o W. Smith Hoge
Paris, Idaho

Dear Mr. Hoge:

We received your notice for publication in the Paris Post for proof to be made on the first of June on the 22nd day of April. Under date of April 27th we wrote Mr. Michaelson that it would be impossible to publish once a week for four consecutive weeks and make proof on the 30th of April as provided in the Permit. We enclosed forms to be signed extending the time for making proof to June 1, 1942 and asked that they be signed and returned to this office before April 30, the day set for proof. We have had no response from Mr. Michaelson. Now it is too late to make proof or to obtain an extension, because it is past the date set for proof.

There is one loophole provided by the statutes, we will send Mr. Michaelson a forty day cancellation notice by registered mail. He will be given an opportunity to make his completion of works proof with two witnesses and a signed affidavit that the works were completed before April 30th and have the right to publish for beneficial use proof, within that forty day period. Otherwise, there is nothing else to do except to file an application for a new permit and pay the customary fee. What is your desire?

Very truly yours,
K. V. BERG
Commissioner of Reclamation.

BY: Chief Clerk.

ml.

18965

Bear Lake County Abstract Co.

ECNDED ABSTRACTORS AND REALTORS

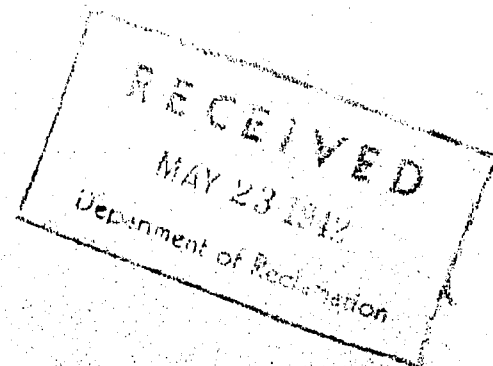
INSURANCE AND BONDS

W. SMITH HOGGE, MANAGER

PARIS, IDAHO

Re 18965

May 22nd 1942



E.V.BERG, COMM. OF RECLAMATION,
DEPARTMENT OF RECLAMATION,
Boise, Idaho.

Dear Sir:

Replying to yours of the 20th with reference to the Michaelson Proof, (the name is George, not Charles) will say that, it is our desire to get the proof over with as soon as possible, as the work has all been completed and was completed before the date set for the proof, so if you will, as suggested, send Mr Michaelson the forty day cancellation notice by registered mail, and give him the opportunity to make his completion of works proof with two witnesses and a signed affidavit that the works were completed before April 30th and have the right to publish for beneficial use proof, within the forty day period, We will get the matter over with and completed for him.

Very respectfully,

A handwritten signature in dark ink, appearing to be "W. Smith Hogge", written in a cursive style.

WSE/v

4-30-42 - both proofs, 12604.5.

18965

May 25, 1942

Re: 18965

Mr. George Michaelson,
St. Charles, Idaho

Dear Mr. Michaelson:

We are enclosing Completion of Works depositions to be signed by yourself and two witnesses before a Notary Public. These are to be signed as soon as possible and returned to this Department.

We are also enclosing Notice of Publication forms to be filled out and returned to this office. Better allow five weeks before date set for making proof--one week in the mails and 4 weeks for publication prior to date set for proof. We can use the authority for publication in the Paris Post, that we have in our files. We will also need an affidavit that the works were completed prior to April 30, 1942.

Very truly yours,
E. C. BERG
Commissioner of Reclamation

BY: Chief Clerk

cc.
cc to T. Smith Hoge, Paris, Idaho
encl.

18965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

May 25, 1942

194

Re: Permit No. 18965

To George Michaelson

St. Charles, Idaho

It appearing to the Commissioner of Reclamation that the terms and conditions of Permit No. 18965
to appropriate the Public Waters of the State of Idaho, have not been complied with as to failure to make

completion of works proof on April 30, 1942.

you are hereby notified in compliance with Sec. 41-311, Idaho Code Annotated that said Permit No. 18965
is hereby held for cancellation.

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

Said Permit No. 18965 claims the use of 1.26 cubic feet per second of the
waters of Peters Pond, with point of diversion located
SE 1/4 NE 1/4, Sec. 2, Twp. 15 S., Rge. 43 E., Bear Lake Co., and
was approved April 30, 1940

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

25 day of May, 1942

E. V. BERG

Commissioner of Reclamation.

By _____

Assistant.

18965

Post Office Department

OFFICIAL BUSINESS

RECEIVED

JUN 1 1942

Department of Reclamation

POSTMARK OF DELIVERING OFFICE

29
1942

Return to

Dept of Reclamation
(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No.

85024

INSURED PARCEL

No.

18965

BOISE,

IDAHO.

RETURN RECEIPT

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

1 Geo. Michaelson
(Signature or name of addressee)

2 C. M. Orrell
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 194

Michaelson

18965

RECEIVED

JUN 9 1942

Department of Reclamation

A F F I D A V I T .

STATE OF IDAHO,)
County of Bear Lake,) ss

George Michaelson, of St Charles, Bear Lake County, in the State of Idaho, who being first duly sworn, upon oath, deposes and says, that he is the identical person who made Application for Permit to appropriate the public waters of the State of Idaho, and which Permit was granted and numbered 18965, under date of April 30th 1940.

That said Permit specified that proof of completion of works should be completed on or before April 30th 1942.

Affiant hereby swears upon oath that said works were fully completed and said water put to beneficial use prior to said date, and that same was true even prior to April 30th 1941.

And further affiant saith not.

Geo. Michaelson

Subscribed and sworn to before me this 1st day of June 1942.

(SEAL)

My Commission expires:
November 22nd 1943.

Notary Public, for Idaho,
Residing at Paris, therein.

18965

PERMIT NO. 18965

RECEIVED

JUN 3 1941

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. ...George Michaelson, St. Charles, Idaho, Farmer,

Post Office address: St. Charles, Idaho,

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

Ans.

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

Ans. 18965, April 30, 1940, 1.26 cubic feet per second, point of diversion is about 25 rods NW from center of NE $\frac{1}{4}$ Sec. 2, Tp. 15 S.R. 43 EBM.

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

Ans. Approximately 63 acres in W $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 2, Twp. 15 S. R. 43 E.B.M.,

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

Ans. Yes, prior to April 30, 1941, and to the full of extent of Permit,

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

Ans. Yes, the works are fully completed and comply with all terms of Permit

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

Ans. The works do comply with terms of permit.

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

Ans. Water is raised from Peters Pond by means of a Centrifugal Pump, approximately 18 feet, through an eight inch pipe, Power is furnished by means of a Buick Auto Engine, and distributed into the levy and ditches, the ditch 3 ft. wide at bottom, 2 ft. deep, grade 1 in. to rod; $1\frac{1}{2}$ miles long.

(Sign here.) *Geo. Michaelson*

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 Paris,

County of Bear Lake, State of Idaho, on this 1st day of June, A. D. 1942.

[Signature]
Notary Public.

My Commission expires Nov. 22nd 1943.

18965

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

Permit No. 18965.....

RECEIVED

JUN 8 1942

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Mrs. Vern S. Nelson, Montpelier, Idaho, housewife,
Post Office, Montpelier, Idaho,

Ques. 2. Are you acquainted with.....George Michaelson....., the holder of Permit No. 18965., authorizing the diversion of 1.26.....second-feet of the waters of Peters Pond....., at St. Charles, Idaho for irrigation purposes? How long have you known him, and where does he reside?

Ans. About 15 years, he resides at St. Charles, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18965., and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans. Yes, it is ordinary sage-brush ground, (before it was broken-up) and it requires the normal amount of water for irrigation.

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

Ans. In my opinion it is.

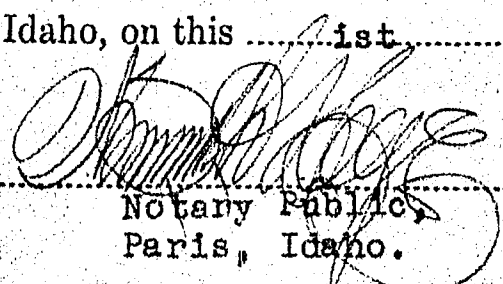
Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. A pump, run by a Motor, and the water is raised from the Pond through an eight inch pipe, and emptied into a ditch through which the water is spread out over the land, and there is apparently enough water to fully irrigate the land under cultivation.

(Sign here.) Mrs. Vern S. Nelson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Paris, County of Bear Lake, State of Idaho, on this 1st day of June, A. D. 1942.

18965



Notary Public
Paris, Idaho.

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

Permit No. 18965

RECEIVED

JUN 3 1942

Department of Reclamation

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Glenn W. Michaelson, St. Charles, Idaho, Farming, and post office, is St. Charles, Idaho,

Ques. 2. Are you acquainted with George Michaelson, the holder of Permit No. 18965, authorizing the diversion of 1.26 second-feet of the waters of Peters Pond, at St. Charles, for irrigation purposes? How long have you known him, and where does he reside?

Ans. Yes sir, he is my father, all my life, and he resides at St. Charles,

Ques. 3. Have you read or heard read said Permit No. 18965, and are you familiar with its terms and conditions?

Ans. yes

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

Ans. I am acquainted with the land and the water used on it, as I work with my father, the land is light sandy clay loam, and requires the normal supply of water for its profitable irrigation, the water applied for is ample for successful irrigation of the land under cultivation.

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

Ans. Yes the works are fully completed and sufficient to convey the water specified in the Permit.

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

Ans. The works consist of a complete irrigation system of ditches, from the place where the water is raised from the pond, by means of a centrifugal pump, and an eight inch pipe, and the equipment is ample to supply all of the water applied for and specified in the Permit.

(Sign here.) Glenn W. Michaelson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Paris, County of Bear Lake, State of Idaho, on this 1st day of June, A. D. 1942.

Notary Public.

18965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Re: 18965

Paris Post
Paris, Idaho

DATE ~~June 10, 1942~~ _____

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 10, 1942**, the date set for proof, the expense of the publication to be paid by the applicant, **George Michaelson, St. Charles, Idaho**

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

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

Very truly yours,

E. V. BERG
Commissioner of Reclamation.

18965

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

Notice is hereby given that at **10** A. M. on the **10th** day of **July**, 19 **42**,
 at **Paris**, County of **Bear Lake**, State of Idaho, before
W. Smith Hoge, Notary Public, proof will be submitted of the
 application to beneficial use of **1.26** cubic feet per second of the waters of
Peters Pond in accordance with the terms and conditions of Permit No. **18965**,
 heretofore issued by the **Commissioner of Reclamation** of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
George Michaelson, St. Charles, Idaho

The use to which said water has been applied is **irrigation**

The amount applied to beneficial use is **1.26 cubic feet per second**

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) **In the West half of Northeast quarter of Sec. 2,**
Twp. 15 S. R. 43 E. B. M., approximately 63 acres.

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

The right to take water from such works is based upon Permit No. **18965**

The source of supply from which such water is diverted is **Peters Pond**

The date of priority which said user is prepared to establish is **April 27, 1940**

E. V. BERG

Commissioner of Reclamation.

18965

The Paris Post

Continuing The Bear Lake Booster

KEITH F. VARNER, Editor & Publisher

OLDEST WEEKLY NEWSPAPER IN THE STATE OF IDAHO

PARIS, IDAHO

RECEIVED

JUN 16 1942

Department of Reclamation

June 12, 1942

State of Idaho
Dept. of Reclamation

Paris, Idaho

Dear Sir:-

This is to acknowledge receipt of the
notice pertaining to Henry Mickelson of St.
Charles, Idaho.

and also, The Paris Post
J. F. Varner

18965

June 25, 1942

Re: 18965

Mr. George Michaelson
St. Charles, Idaho

Dear Mr. Michaelson:

We are enclosing a Certificate of Completion of Works issued on the above numbered permit for the use of 1.25 second feet of the waters of Peter's Pond with point of diversion in the SE1/4 of Sec. 2, Twp. 15 S., Rge. 43 E. B. M. for irrigation purposes.

The department's receipt #18210 for \$5.00 completion of works fee is also enclosed.

Very truly yours,
E. V. BERG
Commissioner of Reclamation

BY: Chief Clerk.

ml.
encl.

18965

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

June 29, 1942

BOISE, IDAHO,

Re: 18965

Mr. W. Smith Hoge, Notary Public
Paris, Idaho

DEAR SIR:

George Michaelson, St. Charles

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 18965

DEPOSITION OF PERMIT HOLDER,
DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On July 10, 1942, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Paris, Idaho before W. Smith Hoge, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

E. V. BERG

Commissioner of Reclamation.

18965

Dear Lake County Abstract Co.

BONDED ABSTRACTORS AND REALTORS

INSURANCE AND BONDS

W. SMITH HOGE, MANAGER

PARIS, IDAHO

July 16th 1942

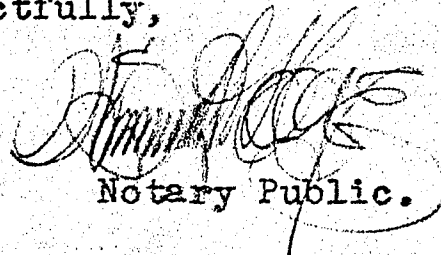
E. V. Berg,
Commissioner of Reclamation,
Boise, Idaho.

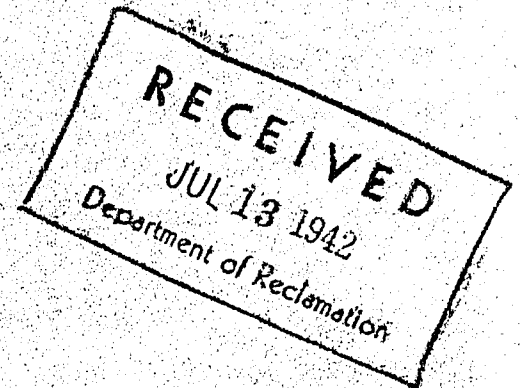
Dear Sir:

As per instructions, we have today, taken the Depositions of George Michaelson, of St Charles, Idaho, and his Two witnesses, in connection with proof of beneficial use of water under Permit No. 18965, which we hand you herewith together with Publishers Affidavit duly sworn to.

Trusting that you will find same satisfactory, allow me to remain,

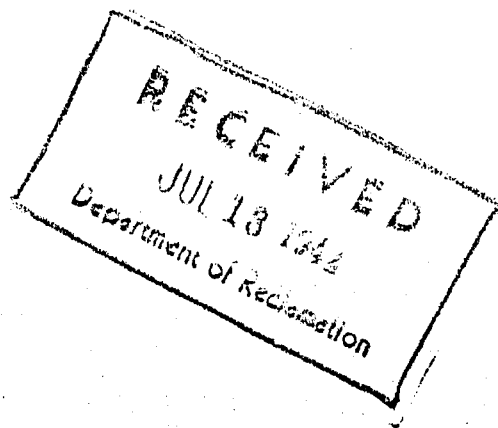
Very respectfully,


Notary Public.



18965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 18965

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. George Michaelson, St Charles, Farmer, St Charles, 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. _____

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

Ans. Permit No. 18965, date April 27, 1940,

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

Ans. Peters Pond, Point of diversion about 25 rods NW from Center of NE $\frac{1}{4}$ of Sec. 2, Twp. 15 S.R. 43 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.

Ans. Levy and Ditch, into which the water is lifted from Peters Pond by means of a Centrifugal Pump, through an eight inch pipe by means of a Buick Auto Engine, and distributed into the levy and ditches. The name is private ditch owned by Claimant, and is capable of conveying the full 1.26 second feet of water to place of use.

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. Irrigation, in W $\frac{1}{2}$ of NE $\frac{1}{4}$ Sec. 2, Twp. 15 S.R. 43 E.B.M., approximately 63 acres under irrigation and same is cultivated ground. The improvements consist of the pump and ditches and levy described above, The ditch is about $1\frac{1}{2}$ miles in length, 3 feet wide at bottom, 4 ft. at water line, 2 ft. deep, diameter of pipe is 8 inches, and the lift is 18 or 19 feet from surface of pond to levy,

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

Ans. irrigation only.

18965

E. W. Van Wagoner
RMT

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

Ans. 1.26 second feet of water.

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 am the person.

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

Ans. It has been used each season for irrigation, and the full amount of 1.26 second feet has been used.

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. Other than the water described herein.

(Sign)

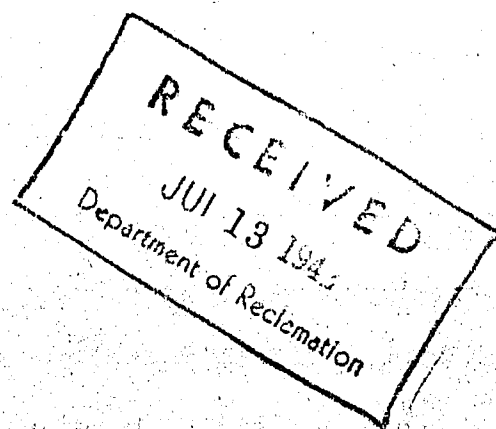
George Michelson.

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 Paris, County of Bear Lake, State of Idaho, on this 10th day of July A. D. 1942

Notary Public, Paris, Idaho.

My commission expires Nov. 22nd 1943.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 18965

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. Dow Williamson, age 40 years, Barber, Paris, Idaho.

Ques. 2. Are you acquainted with George Michaelson, the holder of Permit No. 18965? How long have you known him and where does he reside?

Ans. Yes sir, I have known him practically all of life, and he resides at St Charles, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18965, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. The Source of supply is Peters Pond, and the point of diversion is about 25 rods NW from the Center of NE $\frac{1}{2}$ of Sec. 2, in Twp. 15 S. R. 43 EBM. The works consist of ditches, a levy, and a pump which raises the water about 18 feet from the Pond and into the Levy and ditches which convey it to the land under cultivation.

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. Approximately 1.26 second feet, and this is the amount the works are supposed to supply, and that I have seen used there.

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

Ans. It is irrigation water only, and about 63 acres of the eighty are under cultivation and irrigation, not meadow. The nature of the improvements are as described above, ditches, levy and pump etc.,

18965

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

Ans. Used for irrigation only.

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. About 63 acres reclaimed, and it requires the full 1.26 second feet to successfully irrigate it, for profitable cultivation.

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

Ans. I have no interest in the works or the land or the water.

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. I have seen the water being diverted to the land each year since he first began the works and in my estimation it requires all of the water he is applying for, to successfully irrigate it.

(Signed) Dow Williamson

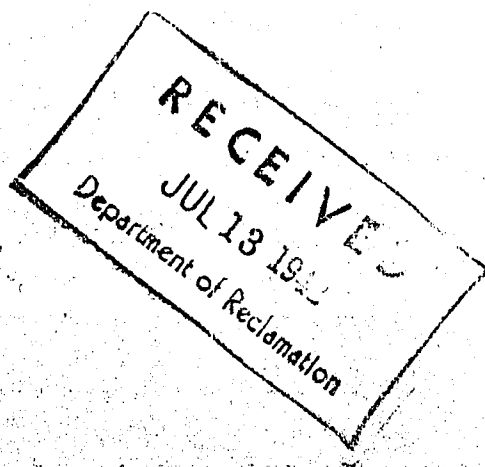
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Paris, County of Bear Lake, State of Idaho, on this day of July 20th, A. D. 1942.

[Signature]
Notary Public.

My commission expires Nov. 22nd 1943.

18965

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



PERMIT NO. 18965

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. Glenn W. Michaelson, age 35 years, farmer, St Charles, Idaho

Ques. 2. Are you acquainted with George Michaelson, the holder of Permit No. 18965? How long have you known him and where does he reside?

Ans. I have known him all of my life. He is my father, and he resides at St Charles, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18965, and are you familiar with its provisions and conditions?

Ans. Yes sir.

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. Source is Peters Pond, place of diversion is about 25 rods NW from Center of NE $\frac{1}{4}$ of Sec. 2, Twp. 15 S. R. 43 E.B.M., the works consist of a system of irrigation ditches, a levy and a centrifugal pump which raises water from the pond and dumps it into the levy and ditches.

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. 1.26 second feet of water, or all that the ditches will hold and that is the amount I have seen used there.

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

Ans. It is for irrigation only, and waters approximately 63 acres in the W $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 2, Tp. 15 S. R. 43 E.B.M., and the land so irrigated is all cultivated land.

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

Ans. It is all for irrigation.

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. It was originally sage-brush land and has been cultivated and put under cultivation and irrigation and it now produces alfalfa and other crops.

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

Ans. I am only interested in it through him being my father, and I have worked there with him, and know all of the details of the system and its workings.

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. Every year since the work was begun and the full amount of water asked for has been used and diverted to the land under cultivating and irrigation.

(Signed) Glenn W. Michaelson

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 Paris, County of Bear Lake, State of Idaho, on this day of 10th July A.D. 1942

[Signature]
Notary Public.

My commission expires Nov. 22nd 1943.

18965

**NOTICE OF PROOF APPLICATION
OF WATER**

TO BENEFICIAL USE

Notice is hereby given that at 10 A. M., on the 10th day of July, 1942, at Paris, County of Bear Lake, State of Idaho, before W. Smith Hoge, Notary Public, proof will be submitted of the application to beneficial use of 1.26 cubic feet per second of the waters of Peters Pond in accordance with the terms and conditions of Permit No. 18965 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are George Michaelson, St. Charles, Idaho.

The use to which said water has been applied is irrigation.

The amount applied to beneficial use is 1.25 cubic feet per second.

The place where said water is used: In the West half of Northeast quarter of Sec. 2, Twp. 15 S. R. 43 E.B.M., approximately 63 acres.

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

The right to take water from such works is based upon Permit No. 18965.

The source of supply from which such water is diverted is Peters Pond.

The date of priority which said user is prepared to establish is April 27, 1940.

E. V. BERG,
Commissioner of Reclamation.

PARIS POST
THE BEAR LAKE BOOSTER

PARIS, IDAHO

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

County of Bear Lake

} ss.

I, *Keith F Varner*, publisher and manager of *PARIS POST* ~~THE BEAR LAKE BOOSTER~~, a weekly newspaper published weekly at Paris, Idaho, Bear Lake county, do solemnly swear that a copy of the attached notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for *four* consecutive weeks, commencing with the issue dated, *June 18* 194*2* and ending with the issue dated, *July 9* 194*2*.

Keith F Varner
Publisher

Subscribed and sworn to and before me this *10th*

day of *July*, 194*2*

W. Smith Hoge
Notary Public.

(Seal)

18965

JULY 27, 1942

MR. GEORGE MICHAELSON
St. Charles
Idaho

Dear Sir:

RE: Permit #18965

This will acknowledge receipt of the Deposition of the holder, Depositions of two witnesses, and the Affidavit of Proof of Publication from the Paris Post, Paris, Idaho, all in connection with the Beneficial Use Proof under the above Numbered Permit.

Before Final action can be taken in this matter, the law requires that a field examination be made by an Engineer from this Department. We are unable to say just when this examination will be made, since this Department has but one Field Engineer, who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for the Department, will try and contact you at the time set for examination, so that you may arrange to show him over the grounds.

When the Engineer's Report is filed, you will be notified of the amount of Fees inconnection with your Beneficial Use Proof, and upon receipt of said Fees, a License will be issued to you.

Very truly yours,

E. V. BERG
Commissioner of Reclamation

By: ROY W. THOMPSON
Deputy Commissioner

RWP:LCC

18965

OFF OF THE STATE

OF THE STATE OF NEW YORK

OFFICE OF THE COMMISSIONER OF THE LAND OFFICE



Point of Diversion

3

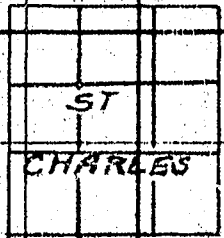
2

1

10

11

12



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18965

This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant George Michaelson
2. Source of water supply: Peters Pond
3. Location of point of diversion: Is in the 25 rds. NW from center of NE $\frac{1}{4}$ of Section 2
T. 15. S R. 43. E. County of Bear Lake
4. Describe works as they exist, giving dimensions and capacities of same: An Intake Trench 10 ft.
wide X 1 ft. deep from pond to sump. A centrifugal pump (Swaley Mfg Co)
with 10 inch intake and 8 inch outlet, against a 19 foot lift, driven
by a Buick Automobile power plant. Ditch 2 $\frac{1}{2}$ feet wide X 1 $\frac{1}{2}$ feet deep.
5. Water is used for: 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 for other than irrigation):

W $\frac{1}{2}$ of 2, 15 South, Range 43 E. B. M.

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

8. What large stream would the water here appropriated finally reach? None, (no outlet from Lake)

Remarks _____

This examination was made on the 17th. day of September, 19 42

(Signed)

Frederick J. Johnson

Examiner

18965

C. A. Bottolfson
XXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXX
James Spofford, Commissioner

February 2, 1943

Re: Permit No. 18965

Mr. George Michaelson
St. Charles, Idaho

Dear Mr. Michaelson:

A short time ago we received the report of our Field Engineer on examination for beneficial use under the above numbered permit.

This report shows that the works are capable of conducting to the place of intended use 1.26 second feet of water from Peters' Pond for the irrigation of 65 acres in the $3\frac{1}{2}$ NE $\frac{1}{4}$ Section 2, Township 15 South, Range 45 East, B. M.

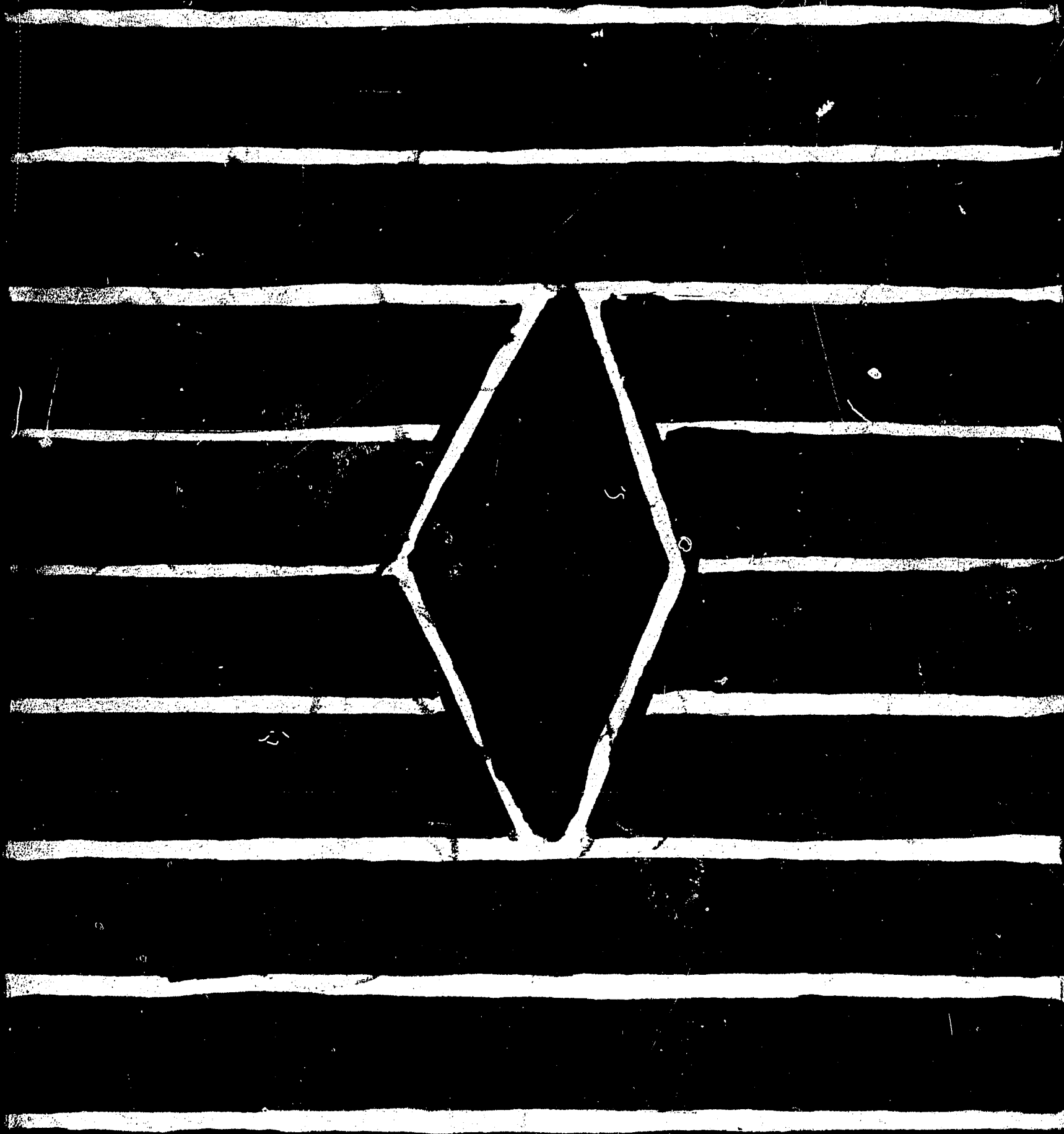
Therefore, upon receipt of the statutory fee of \$4.00 a license will be issued.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Chief Clerk

18965



8-9-1971

MEMO

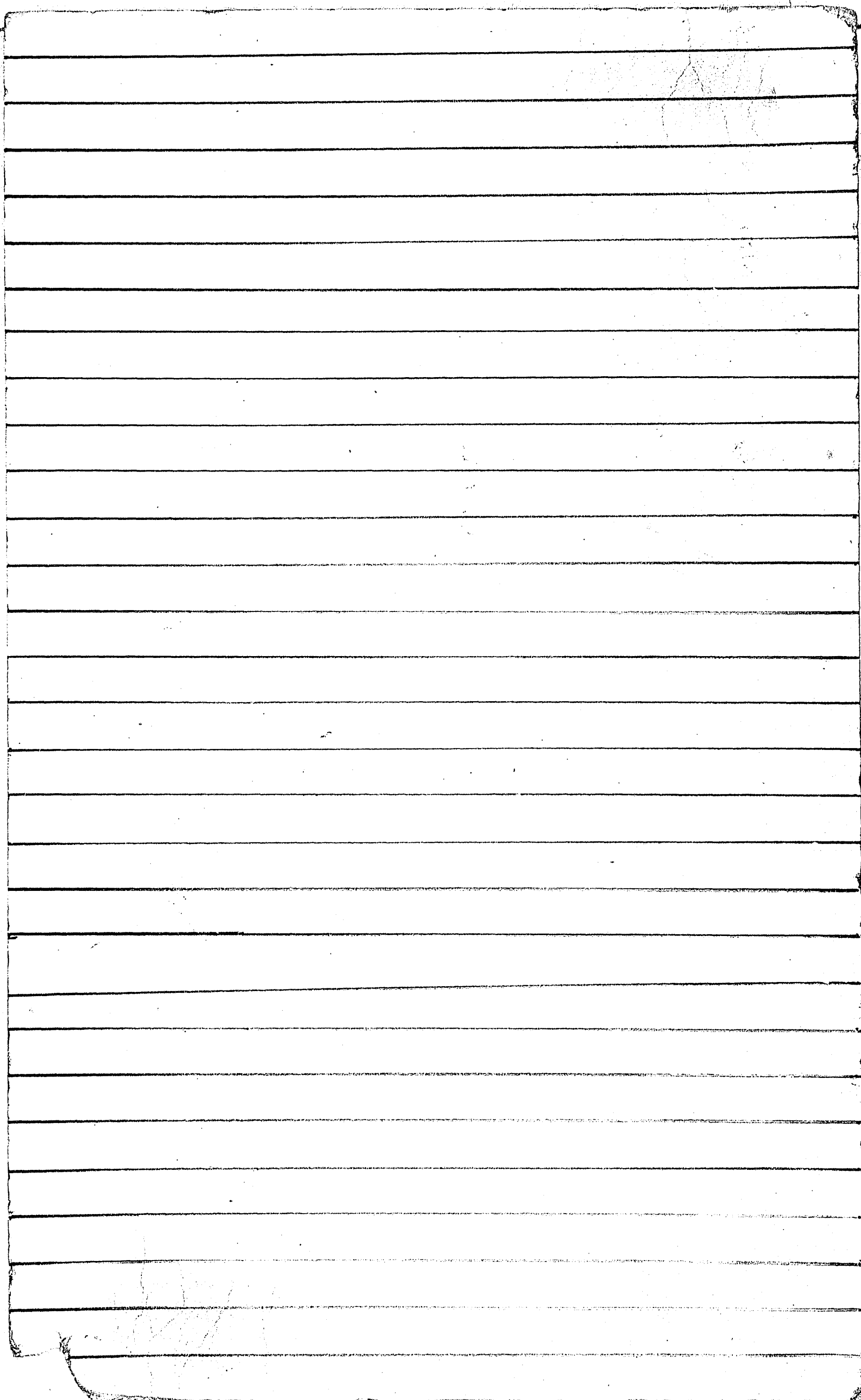
Re: Permit No. 18965/11-2097 - George Michaelson

In reviewing the proposed decree to be entered in the matter of Saint Charles Creek, with Assistant Attorney General, Philip Barber, and Deputy Director, C. Stephen Allred, it was noted that this permit was entered and recommended for a priority and water right as the date of first receipt by this Department. It should be noted that the licensing fees have not yet been paid and the permit is subject to cancellation and also the proof of beneficial use was late and therefore subject to a reduction of priority, as provided by Idaho Statute.



DONALD W. MCELLOWNEY

11 2037



May 15, 1974

CERTIFIED MAIL

32017

Re: Permit No. 18965 (New No. 11-2097)

George Michaelson
c/o Glenn or Dean Michaelson
St. Charles, Idaho 83272

Dear Mr. Michaelson:

It appearing to the Department of Water Administration that the terms and conditions of Permit No. 18965/11-2097 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$4.00

_____, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Administration on or before June 24, 1974, why said permit should not be cancelled.

Permit No. 18965/11-2097 claims the use of 1.26 cubic feet per second of water from Peters Pond,

the point of diversion was to be located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2,
Twp. 15 S, Rge. 43 E, B.M.

and the permit was approved April 30, 1940.

R. Keith Higginson
R. KEITH HIGGINSON
Director

MICROFILMED

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

32017

1

George Michelson

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

A.M.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

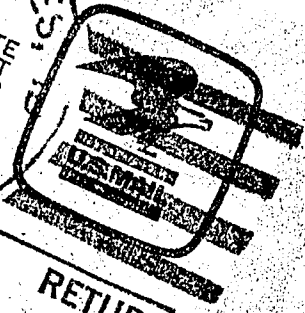
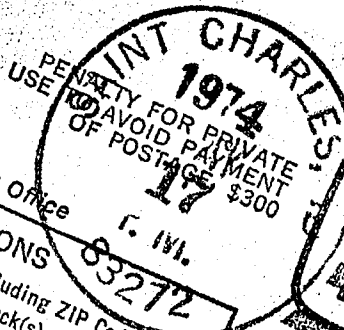
5-17-74

3

Postoffice

11-2097

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

SENDER INSTRUCTIONS

- Print in the space below your name, address, including ZIP Code.
- If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.

RETURN
TO

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707

PS Form 3811
June 1973

RECEIVED

JUN 3 1974

Department of Water Administration

R. Keith Kippinson:

Dear Sir:

I am very sorry that you had to write to me about that \$4.00 which I owe you for my license fee for my water. but I did not know that I was supposed to pay this fee on my water. Would you please tell me when & how often it is due & I will see that it is in your office on time.

Yours Truly:

W. Glenn Richardson

MICROFILMED

Box 34

Paris Idaho 83261

May 30 1974

Box 34

Paris Idaho 83261

June 17, 1974

Re: Permit No. 18965/11-2097 - George Michaelson

Mr. W. Glenn Michaelson
Box 34
Paris, Idaho 83261

Dear Mr. Michaelson:

Enclosed herewith is a copy of the Water License issued on the above referenced permit. Also enclosed is receipt No. 14541 for \$4.00 covering the licensing fee.

Although this license is not in your name, you control that portion of the license that covers your land as the water right becomes appurtenant to the land.

A water right license is evidence of the existence of a water right and can only be lost by abandonment or by forfeiture through a 5-year period of non-use. Therefore, it is not required that a license be renewed and no additional fees will be required. We are returning your self-addressed stamped envelope.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of license
Receipt #14541
Envelope

MICROFILMED

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 18965/11-2097 Priority July 7, 1940 Amount 1.26 cfs

THIS IS TO CERTIFY, that GEORGE MICHAELSON
of St. Charles, Idaho, has complied with the terms and conditions of Permit
No. 18965/11-2097 issued pursuant to Application for Permit dated April 27, 1940,
and has submitted proof to the Department of Water Administration on July 10, 1942 (late proof),
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.26 cfs of water from Peters Pond,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 15</u> to <u>Oct. 31</u>	at <u>1.26</u> cfs and	<u>129 acre feet</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.26 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
129 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 2,
Twp. 15 S, Rge. 43 E, B.M. in the County of Bear Lake

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
15 S	43 E	2		30	33														63

Total number of acres irrigated 63

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 14 day of
June, 19 74.

Director

