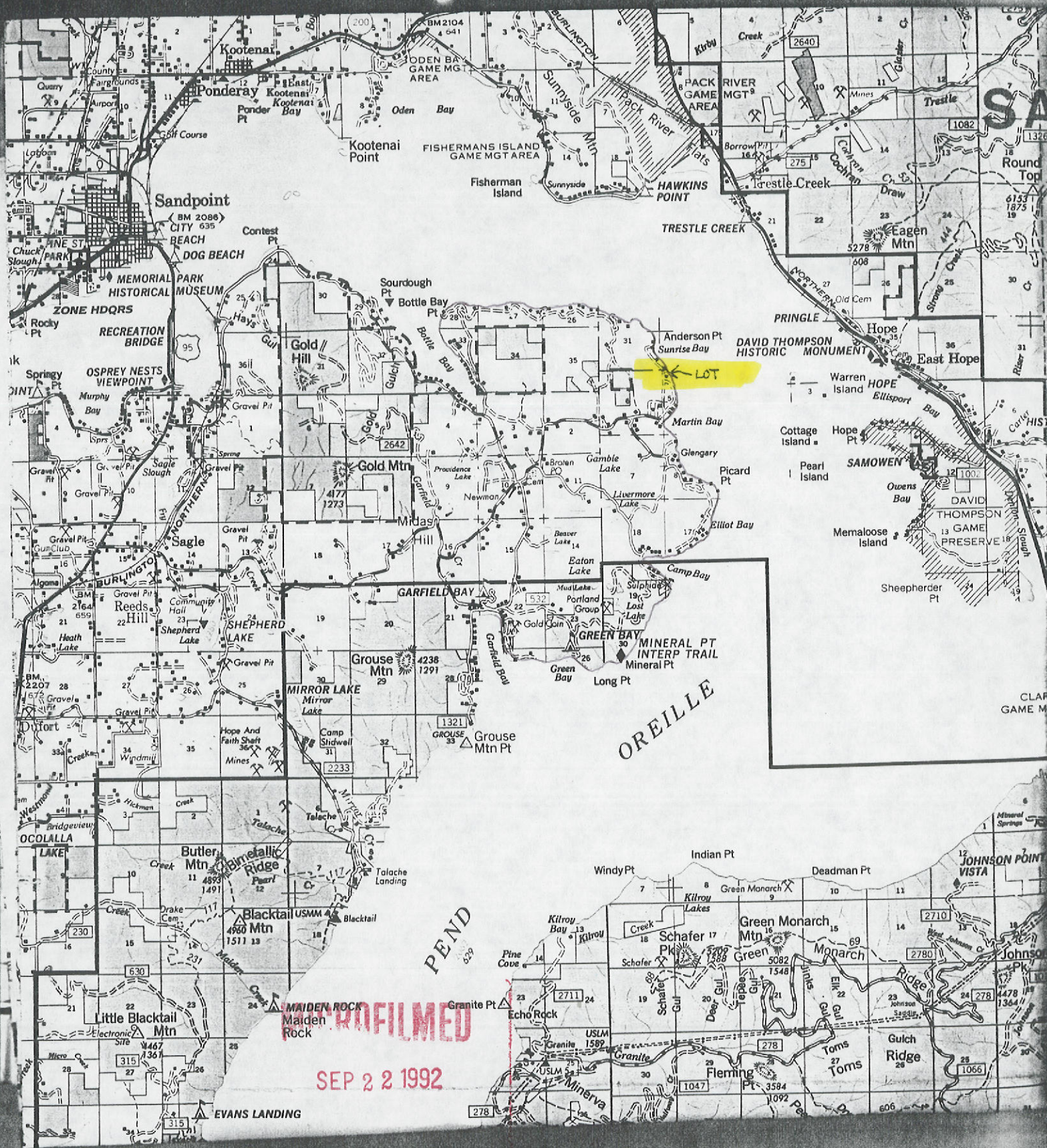


96-8694

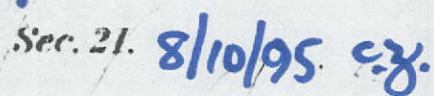


PENDING

SEP 22 1992

G f F e E d

EAST 8000 2.33



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116° 22' 30"
48° 15'
5344000mN

547000mE

548

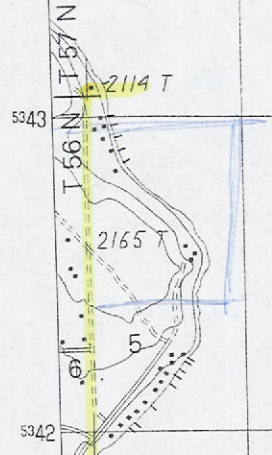
549

Boat Ramp

(200)

Anderson
Point

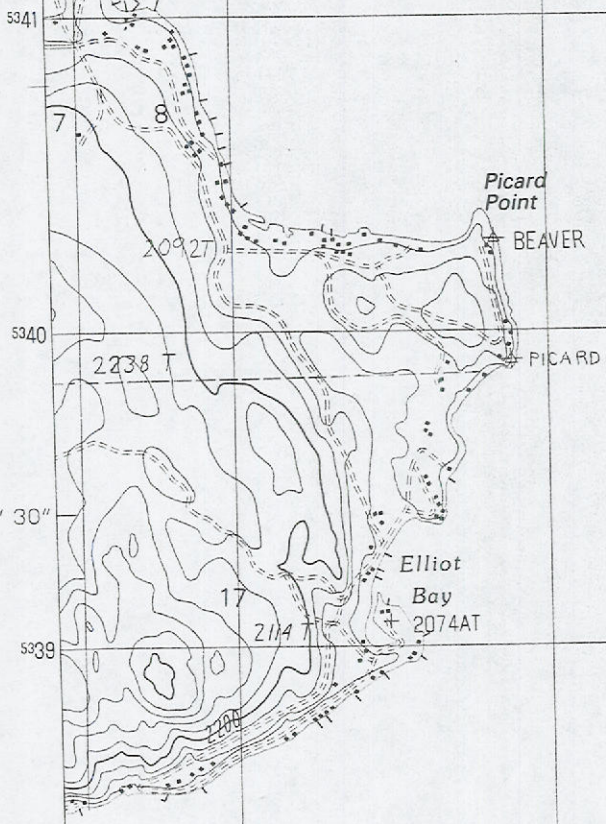
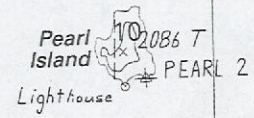
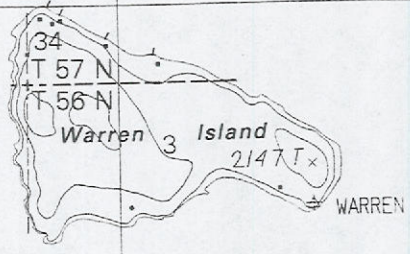
Mile
130



Martin Bay
BM 2066

2089 AT

Glengary



Camp
Bay

INDEFINITE

BOUNDARY

UNCLASSIFIED
SEP 18 1995
LAKE

5338



Supplemental to Extension of Time Request



Supplemental to Extension of Time Request

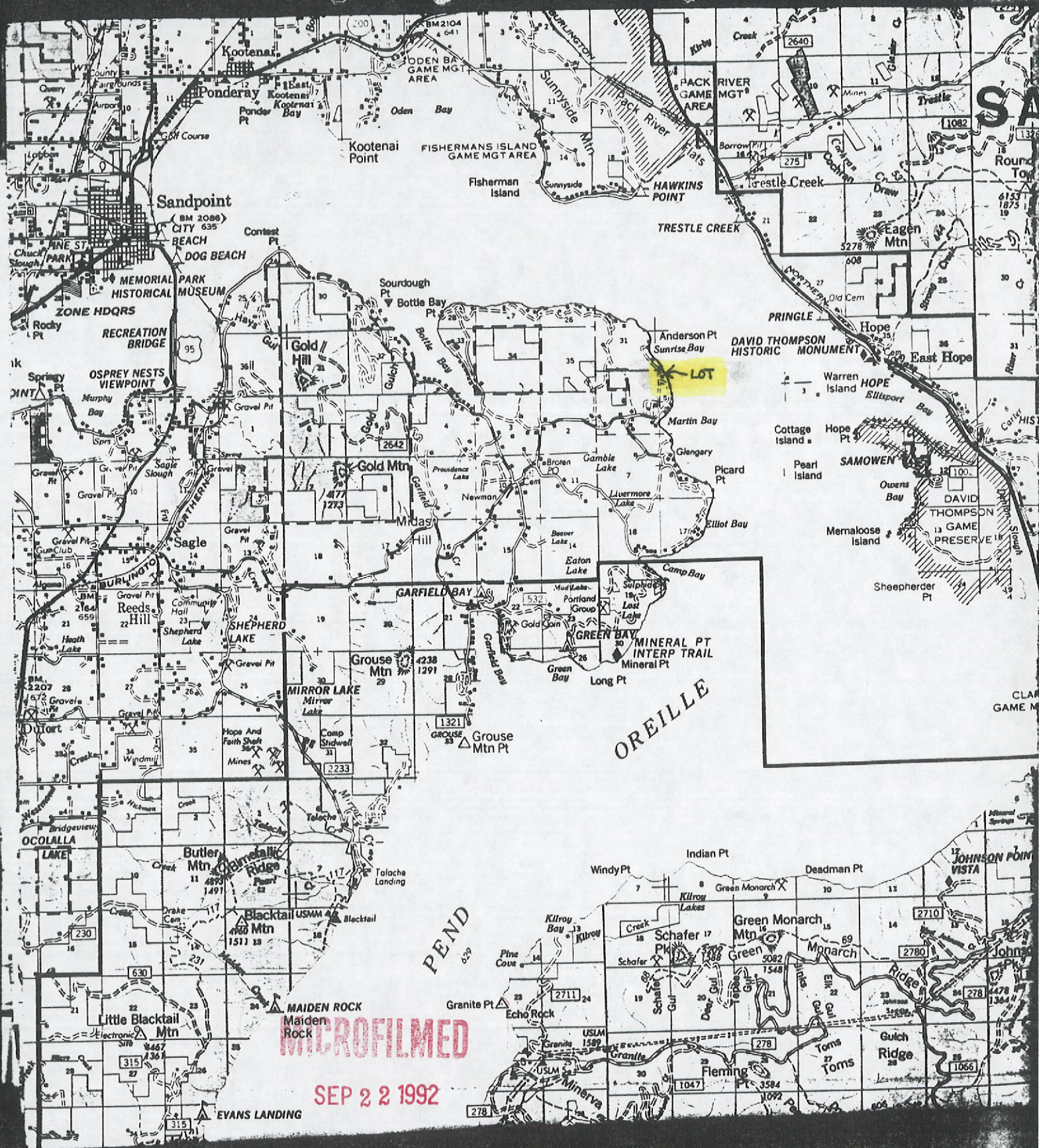


PEND

MICROFILMED

SEP 2 1992

CLAI
GAME M



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08694

Priority: April 10, 1992

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 10, 1992; and has submitted Proof of Beneficial Use on January 23, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

PEND OREILLE LAKE

tributary to PEND OREILLE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNW), Sec. 5, Township 56N, Range 01E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

56N 01E 5 Lot 1(NWNW)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.

Witness the seal and signature of the Director, affixed at Boise, this 22ND
day of AUGUST, 1995.

Acting for KARL J. DREHER, Director

SEP 18 1995

RECEIVED

JAN 23 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 96-08694 Telephone No. (619) 373-2600
2. Name(s) of Permit Holder(s): Mike Janisse
3. Mailing Address: 11133 Rome Beauty DR. Calif. City, CA. 93505
4. Source of Water: Lake Pend Oreille

If **GROUNDWATER**, Well Driller's Name: N/A Date Drilled: N/A

OPTIONAL:

Pump horsepower: 1.5 Pressure (psi): 80 Dynamic pumping level (ft.):

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater N/A (No. and type of stock)

Irrigation .5 (No. of acres) Other N/A

6. Total rate and/or volume for which proof is submitted .04 cfs OR N/A acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR

Flow Measurement Port: Required? Yes No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Charles or Eleanor Janisse 208 623-4806
Name Telephone No.

P.O. BOX 411 SPINT LAKE, ID 83869
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Jan 14, 1995 Mike Janisse MAR 30 1995
Date Signature (and title, if on behalf of a company or organization)

RECEIVED

JUL 22 1993

Department of Water Resources

For Office Use Only
\$15 Fee Received by CA
Date 7-22-93
Receipt No. 008202

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 96-08694

Name(s) of Permit Holder: Mike Janisse

Mailing Address: 11133 Rome Beauty Dr. Calif. City, CA. 93505

Date Proof is Due Sept 1, 1993 Telephone No. 619 373-2600

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

see enclosed photo's
on telecon - ground cleared also

Costing \$ 35,000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

my three brothers and I are building this
house and we only have a few months out of
the year in which to make it out there for construction.

Permit holder(s) request an extension to Nov 30, 19 95.

FEE: \$15.00

Mike Janisse
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is
extended to September 1, 1995.

SEP 01 1993

Signed this 26th day July, 19 93

J. Blum Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08694

Proposed Priority: April 10, 1992 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **MICHAEL O JANISSE**
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

has applied for a permit to appropriate water from:

PEND OREILLE LAKE tributary of **PEND OREILLE RIVER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNW , Sec. 5, Township 56N, Range 01E
BONNER County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
56N	01E	5	NWNW	0.5		0.5

Total number of acres irrigated: 0.5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1993.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

7th day of August, 1992

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

SEP 2 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Michael O. Janisse Phone 619-373-2600

Post office address 1133 Rome Beauty Dr. California City, CA. 93505

2. Source of water supply Lake Pendoreille which is a tributary of PENDOREILLE RIVER ~~CLARK RIVER~~

see ATTACHED sheets 3. Location of point of diversion is _____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____
Sec. 5 Township 56N Range 1E B.M. BANNER County; additional
points of diversion if any: N/A From P^R ADK 4/13/92

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 5-1-92 to 5-1-92 (both dates inclusive)
(cfs or acre-feet per annum) 1-1 12-31 -TDK
From 8.2. TDK

Amount 0.02 for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works: LAKE pumping system

a. Description of ditches, flumes, pumps, headgates, etc. 3/4 Horsepower Submersible pump
40' 4" ABS pipe, 300' 1" poly pipe, 86 gallon pressure tank,
4 filter cartridge manifold,

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
permanent residence years (minimum 1 year).

SEP 22 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 household
- e. Other; describe fully. 1/2 acre landscape irrigation

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

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	
<u>SW</u>	<u>1E</u>	<u>5</u>						<u>D</u> <u>1/2</u>											<u>1/2</u>

Total number of acres to be irrigated 1/2

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED

SEP 22 1992

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. SEE ATTACHED SHEET

SEE ATTACHED SHEET

[illegible]

PROBATION

SEP 22 1992

Scale: 2 inches equal 1 mile.

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.


(Applicant)

Received by L. J. Hegel Date 4/10/92 Time 2:00 pm Preliminary check by JK
Fee \$ 300.00 Receipted by RSA # 115347 Date 4/10/92
Publication prepared by pm Date 4/29/92 Published in Idaho Bee (Barnaby)
Publication approved pm Date 6/4/92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECEIVED

SEP 22 1992

398371
WARRANTY DEED

For Value Received ROBERT EUGENE SELLERS and SALLY CAROL SELLERS, husband and wife

The grantor(s), do(es) hereby grant, bargain, sell and convey unto MICHAEL OWEN JANISSE, a single man

the grantee(s), whose current address is 11133 ROME BEAUTY DRIVE, CALIFORNIA CITY, CA 93505

the following described premises, in BONNER

County Idaho, to-wit:

See Exhibit A Attached hereto and made a part hereof.

Assessor's Parcel No: RP 56N01E053300 A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above,

and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 5th, 1991

X Robert Eugene Sellers
ROBERT EUGENE SELLERS

X Sally Carol Sellers
SALLY CAROL SELLERS

STATE OF Idaho)
COUNTY OF Ada) SS.

On this 18th day of November, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Eugene Sellers
And SALLY CAROL SELLERS

RECORDING DATA:

SEP 22 1992

RECEIVED
COUNTY
91 NOV
FILED BY
Sandoz

398371

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BONNER

A tract in Section 5, Township 56 North of Range 1 East of the Boise Meridian, more particularly described as follows:

FROM the Northwest corner of said Section 5;

THENCE South 0 degrees 11' 19" East along the West section line of said Section 5 a distance of 706.41 feet;

THENCE East 38.00 feet to the True Point of Beginning;

THENCE North 76 degrees 44' 30" East 91.41 feet;

THENCE South 41 degrees 59' East 117.09 feet;

THENCE North 66 degrees 58' East 150.65 feet;

THENCE North 32 degrees 44' West 116.00 feet;

THENCE South 89 degrees 33' West 243.16 feet;

THENCE South 0 degrees 01' 30" East 88.53 feet to the True Point of Beginning.

TOGETHER WITH all lands lying between the extended Easterly and Westerly lot lines and the mean high water line of Lake Pend Oreille.

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 1991, A LIEN IN THE PROCESS OF ASSESSMENT, NOT YET DUE OR PAYABLE.

ANY CLAIMS ARISING OUT OF THE DIFFERENCE BETWEEN THE MEAN HIGH WATER LINE AND THE MEANDER LINE OF LAKE PEND OREILLE.

A PERPETUAL RIGHT OF WAY AND EASEMENT TO OVERFLOW, FLOOD AND SUBMERGE A PORTION OF THE HEREIN DESCRIBED PROPERTY, AND INCIDENTAL PURPOSES, UPON THE TERMS AND PROVISIONS THEREIN SET FORTH AS CONVEYED TO THE UNITED STATES OF AMERICA, BY WARRANTY EASEMENT RECORDED JANUARY 30, 1953, IN BOOK 19 OF MISCELLANEOUS, PAGE 564, RECORDS OF SAID COUNTY.

MICROFILMED

SEP 22 1992

PR25

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above,

and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 5th, 1991

X Robert Eugene Sellers
ROBERT EUGENE SELLERS

X Sally Carol Sellers
SALLY CAROL SELLERS

STATE OF Idaho)
COUNTY OF Ada) SS.

On this 18th day of November, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Eugene Sellers
And SALLY CAROL SELLERS

known or identified to me to be the person(s) whose names ~~is~~^{are} subscribed to the within instrument and acknowledged to me that he ^{they} executed the same.

Sheryl L. Martin
Notary Public in and for said County and State

Residing at: Boise, Id
Commission Exp: 2/25/97

RECORDING DATA:

PR25
Sandpoint Title Insurance
FILED BY
91 NOV 25 AM 11 15
SCOTT
RECORDED BY BONNER
COUNTY CLERK
DEP.

SEP 22 1992

AFTER RECORDING MAIL TO
THE GRANTEE.



AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Miller being first duly sworn on oath
deposes and says that he/she is Bookkeeper
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 7 day of May, 1992
and ending on the 14 day of May, 1992
and that said notice was published in said newspaper.

On this 19th day of May in the year
of 92, before me, a Notary Public, personally
appeared Karel Miller,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Kris Johnson
Notary Public for Idaho

Residing at

Sandpoint

My commission expires:

10/22/93

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

< B>96-08689< D>
BRANDT, DONNA
POOR, GEORGE E.
4405 LOOP RD.
COCOLALLA, ID 83813
Source: GROUNDWATER
Diversion Pt: SWNESW Sec 7 T
55N R 02W in BONNER County.
Use: COMMERCIAL(.100 CFS)
DOMESTIC
(.040 CFS)

Total Diversion: (.140 CFS)
Date Filed: 4/17/1992
In: BONNER County
T55N R02W S07 NESW
96-08691
WION, MILTON
WION, TONI
9145 RAPID LIGHTNING RD.
SANDPOINT, ID 83864
Source: FLUME CREEK
Tributary: RAPID LIGHTNING
CREEK
Diversion Pt: SENE Sec 15 T 58N
R 01E in BONNER County.
Use: IRRIGATION(.020 CFS)
Total Diversion: (.020 CFS)

Date Filed: 4/13/1992
In: BONNER County
T58N R01E S15 NENE NWNE
0.5 ACRES TOTAL

96-08692
BRANDT, DONNA
4405 LOOP RD.
COCOLALLA, ID 83813
Source: GROUNDWATER
Diversion Pt: NWSWN Sec 18 T
55N R 02W in BONNER County.
Use: DOMESTIC
(.100 CFS)

Total Diversion: (.100 CFS)
Date Filed: 4/17/1992
In: BONNER County
T55N R02W S18 SWNW
96-08693
ALBERS, DOYLE
1019 GARFIELD BAY RD.
SAGLE, ID 83860
Source: SPRING Tributary: PEND
OREILLE LAKE
Diversion Pt: SWSESE Sec 8 T
56N R 01W in BONNER County.
Use: DOMESTIC
(.020 CFS)

Total Diversion: (.020 CFS)
Date Filed: 4/14/1992
In: BONNER County
T56N R01W S17 NENE
96-08694
JANISSE, MICHAEL O.
11133 ROME BEAUTY DR.
CALIFORNIA CITY, CA 93505
Source: PEND OREILLE LAKE
Tributary: PEND OREILLE RIVER
Diversion Pt: NWNW Sec 5 T 56N
R 01E in BONNER County.
Use: IRRIGATION(.020 CFS)
DOMESTIC
(.040 CFS)

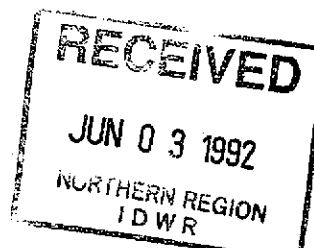
Total Diversion: (.040 CFS)
Date Filed: 4/10/1992
In: BONNER County
T56N R01E S05 NWNW
0.5 ACRES TOTAL

96-08696
GADSBY, WILLIAM T.
GOODRICH, BIBIANA
1650 WRENCOE LOOP
SANDPOINT, ID 83864
Source: JOHNSON CREEK
Tributary: PEND OREILLE RIVER
Diversion Pt: SWNWSW Sec 29 T
57N R 03W in BONNER County.
Use: IRRIGATION(.020 CFS)
STOCKWATER(.020 CFS)
DOMESTIC
(.060 CFS)

FIRE PROTECTION(.200 CFS)
Total Diversion: (.200 CFS)
Date filed: 4/23/1992
In: BONNER County
T57N R03W S29 NWSW
1.0 ACRES TOTAL
For additional information
concerning the property location,
call the Northern Regional Office at
765-4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before MAY 26, 1992.

R. KEITH HIGGINSON,
Director
SNP#4697 May 7, 14, 1992



SEP 22 1992

211 07



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 24, 1995

MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

RE: WATER RIGHT NO. 96-08694

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

NOTED

SEP 18 1995

LICENSE REVIEW
Cindy Zimmerman

Permit #: 06-8694 Name: Janusse Date: 8/10/95
App Rcd 4/10/92 Priority 4/10/92 Examined 6/9/95 ✓ Lots

NAME Chng OK Or Address Change?

SOURCE Clarify ✓ Clarify source not on efam, per system diagram - Pond Oreille Lake.
Prelim. Order to Void - Source change.

P/D Clarify ✓ Amendment Needed? add LT 1 -P39, P38
Overlap(s)

P/U Clarify ✓ Amendment Needed? clarify LT 1 -P41, P38
Overlap(s)
*P/D & P/U Amend? P37, P38
(See paragraph list for governmental agencies.)

RATE ✓ Permit/fee limits 0.04 / 0.04
Measured Q = none cfs Theoretical Q = none cfs
no irrigation use found
dom 1 hm = 0.04
Recommended capacity 0.04 cfs
Recommended rate 0.04 cfs

VOLUME ✓ Season of Use: () 1/1 - 12/31 = 365 days
Calculations: dom 1 hm x 1.2 = 1.2
Flow limit: 0.04 x 365 x 1.9835 = 1.2 AF
Recommended volume 1.2 AF

USES ✓ Same Nature of Use? -P46
Amendment Needed?

REMARKS ✓ Multiple p/d's in 1/1? 1 woi/1

CONDITIONS Measuring (R01)/Locking (R02) Devices
Watermaster Control (R04) - WD #
Irrigation rate/volume overlap
Irrigation water overlap (065) (If gw use sw)
Water Quality
Other

PRIORITY Due 9/1/95 Rc'd 1/23/95 Receipt# 6032024 Fee OK? (Yes) No
Order to Reinstate Needed? Yes/No Done?
If Yes, Advanced? Yes/No to:

COMMENTS: license for domestic use only

USE	CFS	DIV VOL
<u>Dom/1</u>	<u>0.04</u>	<u>1.2</u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u>TOTAL</u>	<u>0.04</u>	<u>1.2</u>

Adjustment Memo ✓

LICENSE: P49
#1 AMEND LTR: P46 or
P39/P41/P37 & P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: August 11, 1995
TO: File No. 96-08694
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

=====

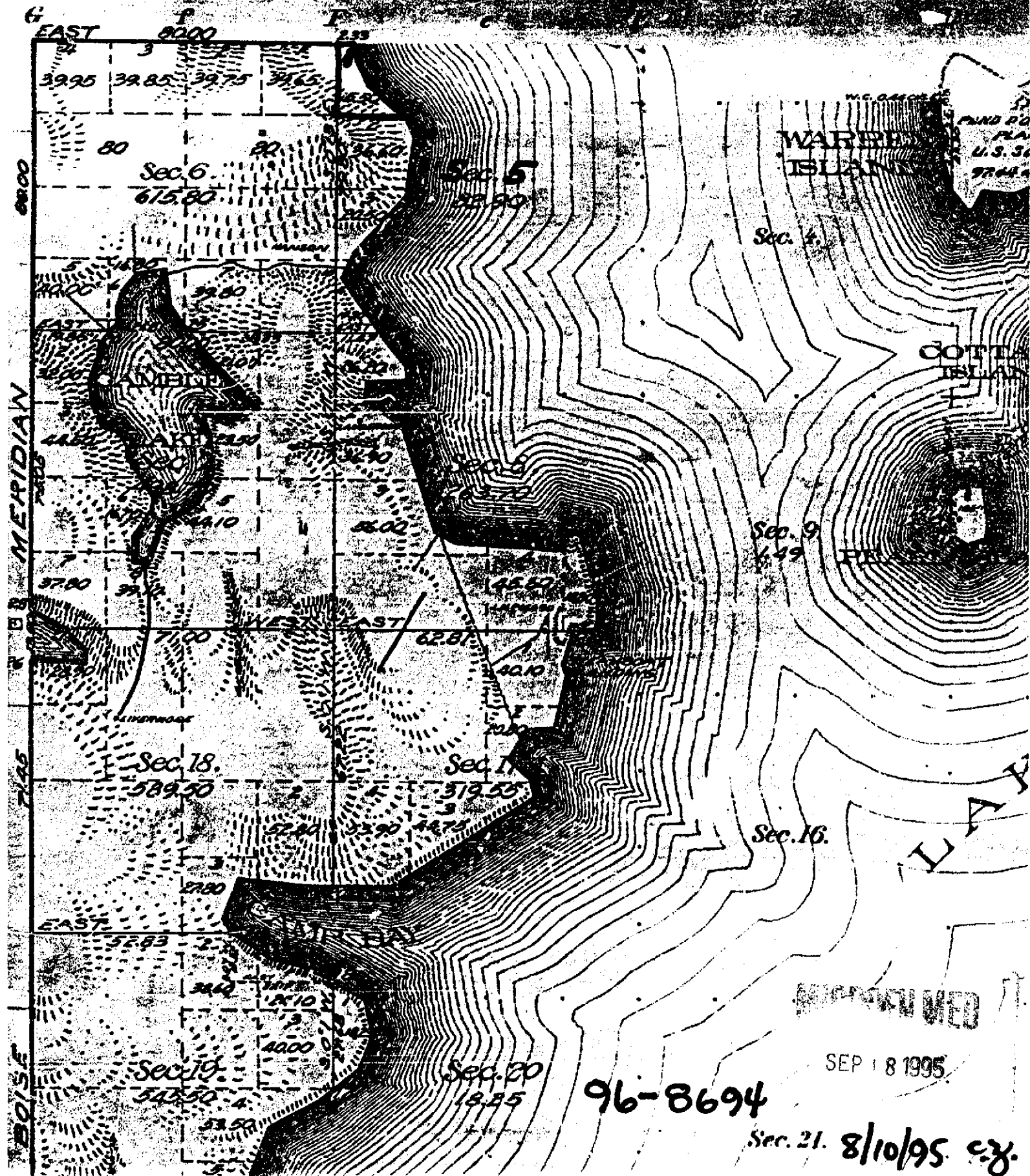
The following adjustments were made on the field report:

1. Source was not identified on the report, but per system diagram the source is **Pend Oreille Lake tributary to Pend Oreille River.**
2. Point of diversion, per government plat, is located within **Lot 1 (NWNW), S05, T56N, R01E.**
3. Place of use, per government plat, is located within **Lot 1, (NWNW), S05, T56N, R01E.**

RECORDED

SEP 18 1995

Township N° 56 North Range N° 1 East



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 13 1995
Department of Water Resources
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-8694

1. Owner: MICHAEL JANISSE Phone No. 619 373 2600
Current Address: 11133 Rome Beauty Dr. California City CA 93505
2. Accompanied by: MICHAEL JANISSE EXAM DATE: 6/9/95
Address: SAME AS ABOVE Phone No. _____
Relationship to Permit Holder: SELF

* 3. Source: _____ tributary to _____

B. OVERLAP REVIEW

- Other water rights with the same place of use: _____
- Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NW	05	56N	1E	BONNER	

2. Place(s) of Use:

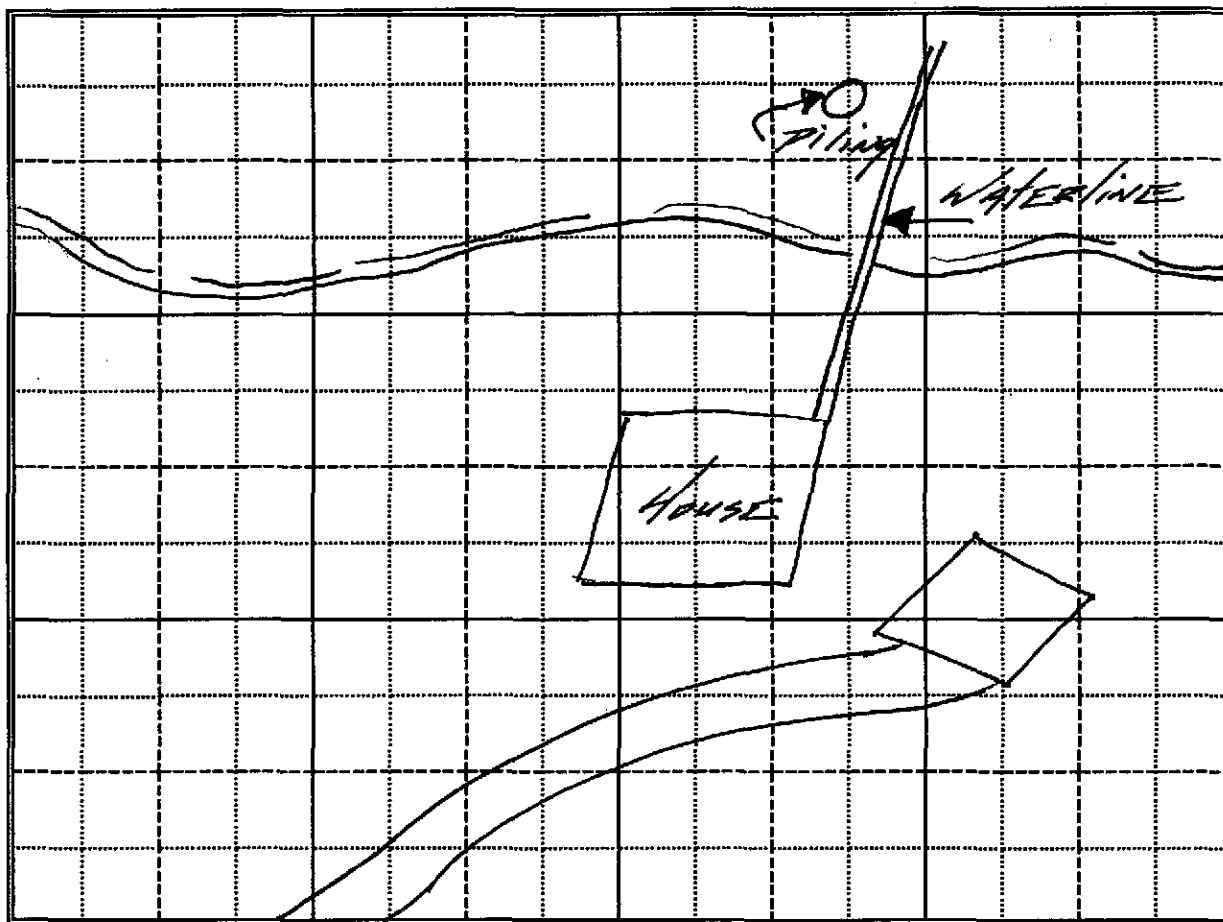
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	1E	05						D											
						</													

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
SUBMERSIBLE		1/2			

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

RECORDED

SEP 18 1995

E. NARRATIVE/REMARKS/COMMENTS

THE SANISSES WILL NOT NEED
IRRIGATION. THEY ARE KEEPING
THEIR LAND NATURAL.

Have conditions of permit approval been met? ☒ yes ☐ no

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SEP 18 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____**2. Volume Calculations for Other Uses:****H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>DOMESTIC</u>	<u>1-1</u>	<u>12-31</u>	<u>0.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04</u>	<u>1.20</u>

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name Charlotte Sumner Date 6/9/95

Reviewer _____ Date _____

SEAL

SEP 18 1995

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116° 22' 30"
48° 15'
5344000mN

547000mE

548

549

Boat Ramp

(200)

Anderson
Point

Mile
130

N

2114 T

5343

156

2165

5342

Martin Bay
B.M. 2066

2089AT

2165

Glengary

5341

7

2092T

Picard
Point

BEAVER

5340

2238 T

PICARD

12' 30"

Elliot
Bay

2074AT

5339

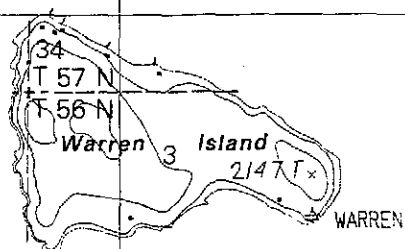
2114 T

Camp
Bay

INDEFINITE

BOUNDARY

5338



L
A
K
E
SEP 18 1938

January 27, 1995

MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08694

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

MAR 30 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 2, 1993

Mike Janisse
11133 Rome Beauty Dr
California City, CAID 93505

Re: Permit No. 96-08694

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to September 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any further assistance, please feel free to contact this office.

Sincerely,


Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

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SEP 01 1993



Supplemental to Extension of Time Request



Supplemental to Extension of Time Request

June 30, 1993

MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

PROOF DUE NOTICE

RE: PERMIT NO. 96-08694

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before September 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

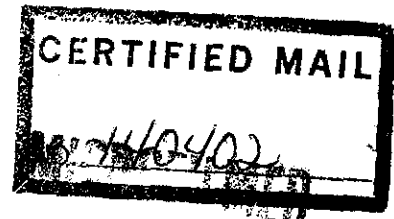
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



SEP 01 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 10, 1992

MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93505

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08694

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

RECEIVED
SEP 22 1992

SEP 22 1992

96-08694

JANISSE, MICHAEL O
11133 ROME BEAUTY DR
CALIFORNIA CITY, CA 93505

Source: PEND OREILLE LAKE

Tributary: PEND OREILLE RIVER

Diversion Pt: NWNW Sec 5 T 56N R 01E in BONNER County.

Use: IRRIGATION (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 4/10/1992

In: BONNER County
T56N R01E S05 NWNW

0.5 ACRES TOTAL

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SEP 22 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 10, 1992

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 96-8694

Gentlemen:

Enclosed is a copy of a recent filing with this Department that may be of interest to your agency.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Application

RECEIVED

SEP 22 1992

April 13, 1992

MR MICHAEL O JANISSE
11133 ROME BEAUTY DR
CALIFORNIA CITY CA 93502

Re: Water Appropriation Application

#

96-8694

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application For Permit To appropriate the Public Waters Of The State Of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

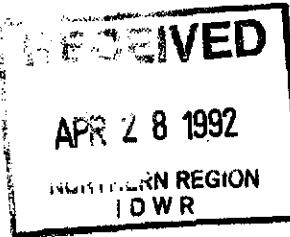
Sincerely,

Tom D. King
Sr. Water Resource Agent

enclosures

SEP 22 1992

STANLEY F. HAMILTON
DIRECTOR



DATE: April 27, 1992

BOARD OF LAND
COMMISSIONERS
CECIL D. ANDRUS
Governor
PETE T. CENARRUSA
Secretary of State
LARRY ECHOHAWK
Attorney General
J.D. WILLIAMS
State Auditor
JERRY L. EVANS
Supt of Public
Instruction

MEMORANDUM

TO: Idaho Department of Fish and Game
Idaho Department of Health & Welfare, DEQ
Idaho Department of Water Resources
Panhandle Health District 1
Clean Lake Coordinating Council
Kootenai Environmental Alliance
Bonner County Public Works
US Army Corps of Engineers
Adjacent Property Owners Lloyd Johnson
Sharon Rench

FROM: Carl Washburn *CW*
Navigable Waters Specialist

RE: NOTICE OF APPLICATION - L-96-S-759 - JANISSE, M. O.

Enclosed is an application and plats requesting permission to install submersible pump in 4" ABS pipe manifold to 300' x 1" poly pipe in Pend Oreille Lake.

Please submit your recommendations to me by May 11, 1992, regarding the likely effect of the proposed encroachment upon adjacent property, lake, and streambed value factors of navigation, fish and wildlife habitat, aquatic life, recreation, aesthetic beauty, or water quality. If you have concerns or are opposed to the project as proposed, please list your specific reasons for concern or opposition and any facts or documentation to support your position.

You should recommend alternate plans if they are economically feasible to accomplish the purpose of the proposed encroachment. You should also recommend any mitigation measures or special restrictions/provisions you would like included as part of the permit if one is issued.

If you do not submit a comment, I will assume you have no objections to the application. If you have questions concerning the application, I suggest you contact the applicant. If the applicant cannot answer your questions, please contact me at 208/765-5235.

mc
enclosures

RECEIVED

SEP 22 1992

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
AND

STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO, DEPARTMENT OF LANDS

SEPARATE PERMIT DECISIONS MUST
BE RECEIVED FROM BOTH THE STATE
OF IDAHO AND THE CORPS OF
ENGINEERS PRIOR TO START OF
WORK

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These laws require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 3B, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

The applicant has sent copies of this application to the agencies checked: ID Dept. Water Res. - Boise ☒, Coeur d'Alene ☒, Twin Falls ☒, Idaho Falls ☒; ID Dept. Lands - Boise ☒, Coeur d'Alene ☒; Corps of Engineers - Walla Walla ☒.

PLEASE TYPE OR PRINT

1. Corps of Engineers # _____ Date Received _____	2. State of Idaho # <u>L-96-S-759</u> Date Received <u>4-10-92</u>
3. Applicant <u>Michael O. Janisse</u> Mailing Address <u>1133 Bone beauty dr</u> <u>California city CA. 93505</u> Area _____ Work Phone () _____ Home <u>(619) 373-2600</u> Date of Application <u>3-29-92</u>	4. Authorized Agent _____ Mailing Address _____ Area _____ Work Phone () _____ Home () _____

5. Location where proposed activity exists or will occur.

Waterway Lake Pend Oreille Tributary of: CLARK river
In or near city of town Sand point Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
Bonner Id. * SEE ATTACHED sheet *(See instructions)
County _____ State _____ Zip Code _____ T/4 T/4 Section _____ Township _____ Range _____

6. Describe the proposed activity, including description of the type of structures, if any, to be erected on fills, or pile or float-supported platforms. If additional space is needed, use a separate sheet or Section 16 (Remarks).

Describe the proposed activity in detail: propose to Install Lake water
pump system for 1 household - domestic use

Describe construction methods and equipment: 3/4 h.p. submersible pump in 4" ABS
pipe manifold to 300' 1" poly pipe to 86 gallon pressure
system

Length of project along the stream or extension into lake or reservoir: 70'

Stream gradient: _____

Will material be placed waterward of ordinary high water mark? YES

Will material be placed in adjacent wetlands? NO

Type of fill material: N/A (i.e. sand, etc.) Material Source: [REDACTED]

Volume of material to be placed: .125 (cubic yards)

Will excavation be required? PIPE Disposal Site Location: _____

Method of diverting flow, if needed: N/A

Method of controlling turbidity: N/A

7. Size and Capacity of proposed bridge or culvert and area of drainage served (sq. miles): N/A
(Idaho Department of Water Resources requirement.)

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SEP 22 1992

8. Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings.
9. Purpose and intended use:
Commercial _____ Public _____ Private ☒ Other _____
Describe Domestic water use
10. Proposed Starting Date 1-5-92 Estimated Duration year round residence
11. If any portion of the activity is complete, indicate month and year of completion _____
Indicate the existing work on the drawings.
12. Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway. South Side North Side
Loyd Johnson Sharon Rensch
7441 MARTIN BAY Rd. 40 Sharon's Hallmark
SAN POINT, ID. 83864 306 N. 1st Ave
(208) 263-2071 SAN POINT, ID. 83864
Work (208) 263-3813 / Home (208) 263-4915
13. LEGAL OWNER IF OTHER THAN APPLICANT _____
MAILING ADDRESS _____ CITY, STATE, _____
ZIP CODE _____
PHONE _____ AREA _____
WORK () _____ HOME () _____
14. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.
- | Issuing Agency | Type of Approval | Identification No. | Date of Application | Date of Approval |
|----------------|------------------|--------------------|---------------------|------------------|
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
15. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No ☒ (If "Yes" explain) _____
16. Remarks or additional information: _____
17. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

Date

3-29-92

Signature of Applicant (REQUIRED)

Xm De Jansse

The application must be signed by the applicant. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

Date

Signature of Authorized Agent (if applicable)

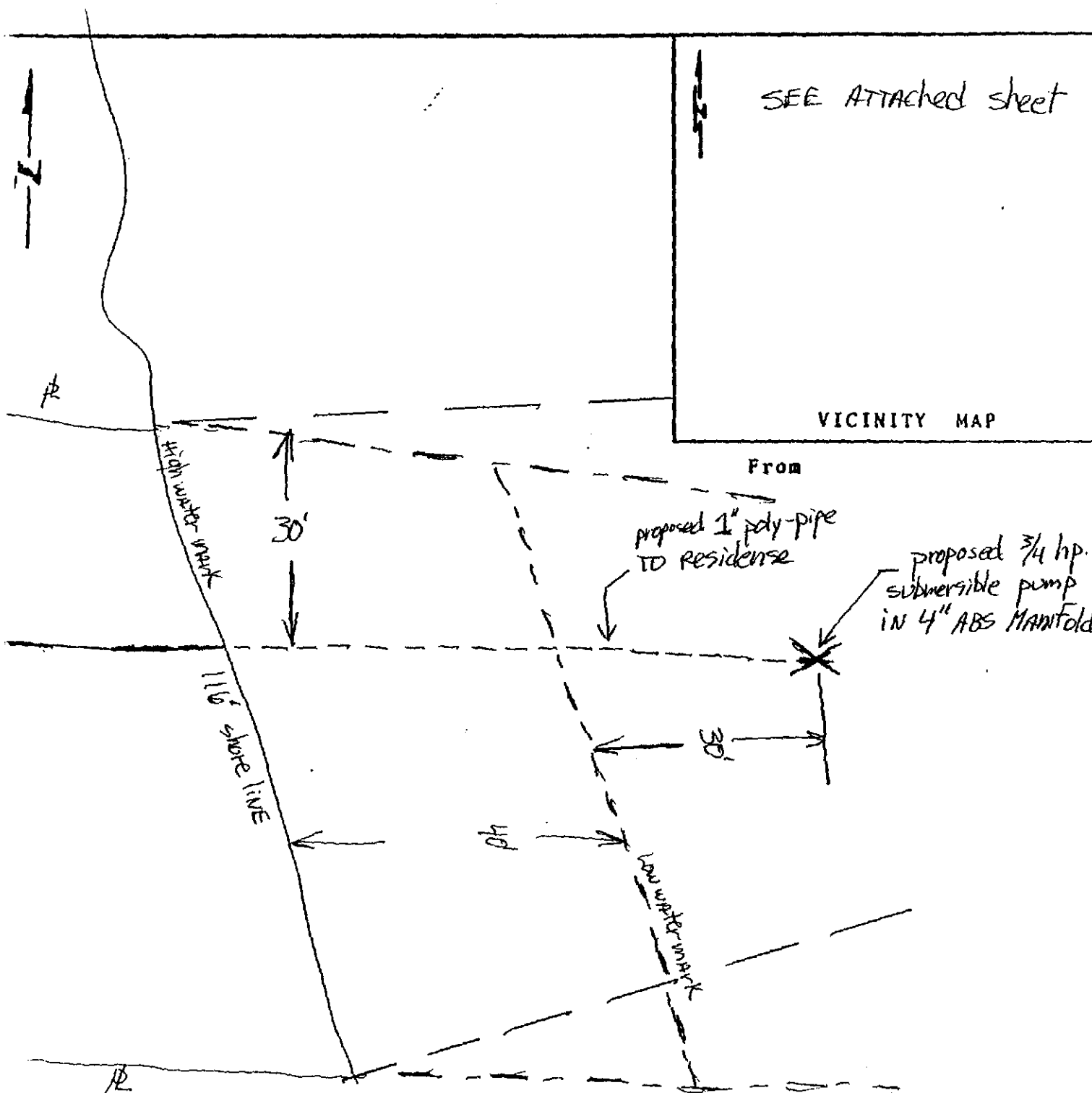
Signature of Applicant (if applicable)

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND PROCESSING FEE WITH APPLICATION

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SEP 22 1992



DATUM PLANE: IF NOT NGVD 1929, SPECIFY

- a. HIGH WATER
- b. LOW WATER

HWM

LWM

LAKE BED

1" pipe

pump

REPRODUCED AND FILMED

IN
IN/NEAR

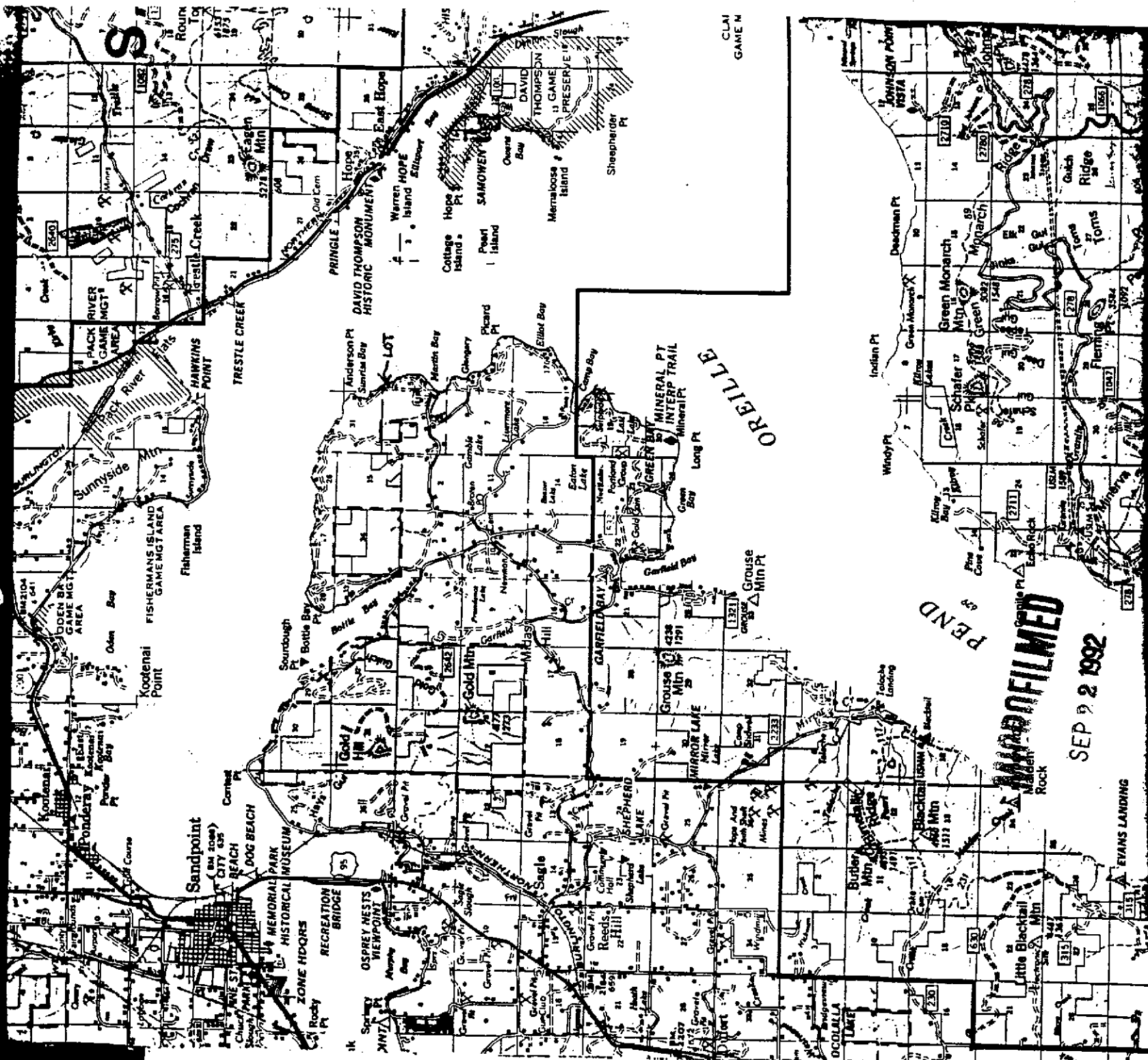
SEP 22 1992

COUNTY,

SHEET 1

DATE:

APPLICATION BY:



CLAI
GAME N

MAP FILMED
SEP 2 1992

EVANS LANDING

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant Michael O. Janisse Phone 619-373-2600

Post office address 11133 Rome Beauty dr. California City, CA. 93505

2. Source of water supply Lake Pendoreille which is a tributary of Clark river

3. Location of point of diversion is _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____

Sec. _____ Township _____ Range _____ B.M. _____ County; additional

points of diversion if any: N/A

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 5-1-92 to 5-1 (year round) (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: LAKE pumping system

a. Description of ditches, flumes, pumps, headgates, etc. 3/4 Horse power Submersible pump
40' 4" ABS pipe, 300' 1" poly pipe, 86 gallon pressure tank,
4 filter cartridge manifold,

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet; total
reservoir capacity N/A acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.

d. Is ground water with a temperature of greater than 90°F being sought? NO

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

permanent residence years (minimum 1 year).

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SEP 22 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 household
- e. Other; describe fully. 1/2 acre landscape irrigation

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

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	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or place of use? "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

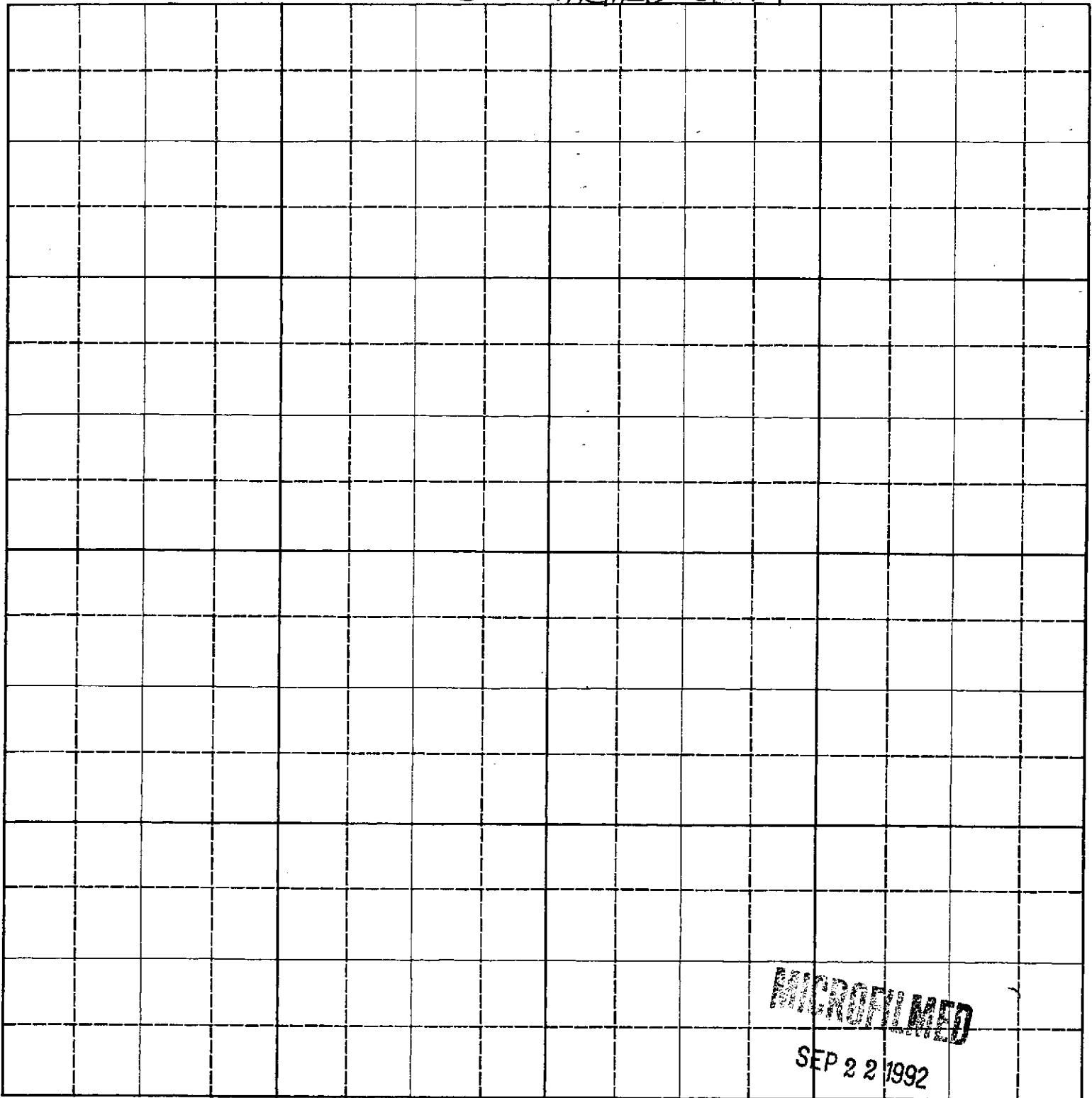
12. Remarks: _____

RECORDED

SEP 22 1992

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. SEE ATTACHED SHEET

SEE ATTACHED SHEET

A large grid of 20 columns and 20 rows, with a 'MICROFILMED' stamp and the date 'SEP 22 1992' in the bottom right corner.

MICROFILMED

SEP 22 1992

Scale: 2 inches equal 1 mile.

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.

Amber Jamose
(Applicant)

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ _____ Received by _____ # _____ Date _____

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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SEP 22 1992

398371
WARRANTY DEED

For Value Received ROBERT EUGENE SELLERS and SALLY CAROL SELLERS, husband and wife

The grantor(s), do(es) hereby grant, bargain, sell and convey unto MICHAEL OWEN JANISSE, a single man

the grantee(s), whose current address is 11133 ROME BEAUTY DRIVE, CALIFORNIA CITY, CA 93505

the following described premises, in BONNER

County Idaho, to-wit:

See Exhibit A Attached hereto and made a part hereof.

Assessor's Parcel No: RP 56N01E053300 A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above,

and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 5th, 1991

X Robert Eugene Sellers
ROBERT EUGENE SELLERS

X Sally Carol Sellers
SALLY CAROL SELLERS

MICROFILMED

SEP 22 1992

STATE OF Idaho)
COUNTY OF Ada) SS.

RECORDING DATA:

On this 18th day of November, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Eugene Sellers
Sally Carol Sellers

RECORDED
COUNTY

91 NOV

Sanjooi
FILED BY

398371

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BONNER

A tract in Section 5, Township 56 North of Range 1 East of the Boise Meridian, more particularly described as follows:

FROM the Northwest corner of said Section 5;

THENCE South 0 degrees 11' 19" East along the West section line of said Section 5 a distance of 706.41 feet;

THENCE East 38.00 feet to the True Point of Beginning;

THENCE North 76 degrees 44' 30" East 91.41 feet;

THENCE South 41 degrees 59' East 117.09 feet;

THENCE North 66 degrees 58' East 150.65 feet;

THENCE North 32 degrees 44' West 116.00 feet;

THENCE South 89 degrees 33' West 243.16 feet;

THENCE South 0 degrees 01' 30" East 88.53 feet to the True Point of Beginning.

TOGETHER WITH all lands lying between the extended Easterly and Westerly lot lines and the mean high water line of Lake Pend Oreille.

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 1991, A LIEN IN THE PROCESS OF ASSESSMENT, NOT YET DUE OR PAYABLE.

ANY CLAIMS ARISING OUT OF THE DIFFERENCE BETWEEN THE MEAN HIGH WATER LINE AND THE MEANDER LINE OF LAKE PEND OREILLE.

A PERPETUAL RIGHT OF WAY AND EASEMENT TO OVERFLOW, FLOOD AND SUBMERGE A PORTION OF THE HEREIN DESCRIBED PROPERTY, AND INCIDENTAL PURPOSES, UPON THE TERMS AND PROVISIONS THEREIN SET FORTH AS CONVEYED TO THE UNITED STATES OF AMERICA, BY WARRANTY EASEMENT RECORDED JANUARY 30, 1953, IN BOOK 19 OF MISCELLANEOUS, PAGE 564, RECORDS OF SAID COUNTY.

MICROFILMED

SEP 22 1992

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above,

and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 5th, 1991

X Robert Eugene Sellers
ROBERT EUGENE SELLERS

X Sally Carol Sellers
SALLY CAROL SELLERS

STATE OF Idaho)
COUNTY OF Ada) SS.

On this 18th day of November, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Robert Eugene Sellers
And SALLY CAROL SELLERS

known or identified to me to be the person(s) whose names is/are subscribed to the within instrument and acknowledged to me that he executed the same.

Sheryl L. Martie
Notary Public in and for said County and State

Residing at: Boise, Id
Commission Exp: 2/25/97

RECORDING DATA:

MICROFILMED

SEP 22 1992

AFTER RECORDING MAIL TO
THE GRANTEE.

Sandpoint Title Insurance
FILED BY
91 NOV 25 AM 11 15
RECEIVED OF BONNER
COUNTY CLERK
SCOTT
DEP.

