

5346

5345

5344

48°15'

5343000m N.

T. 57 N.

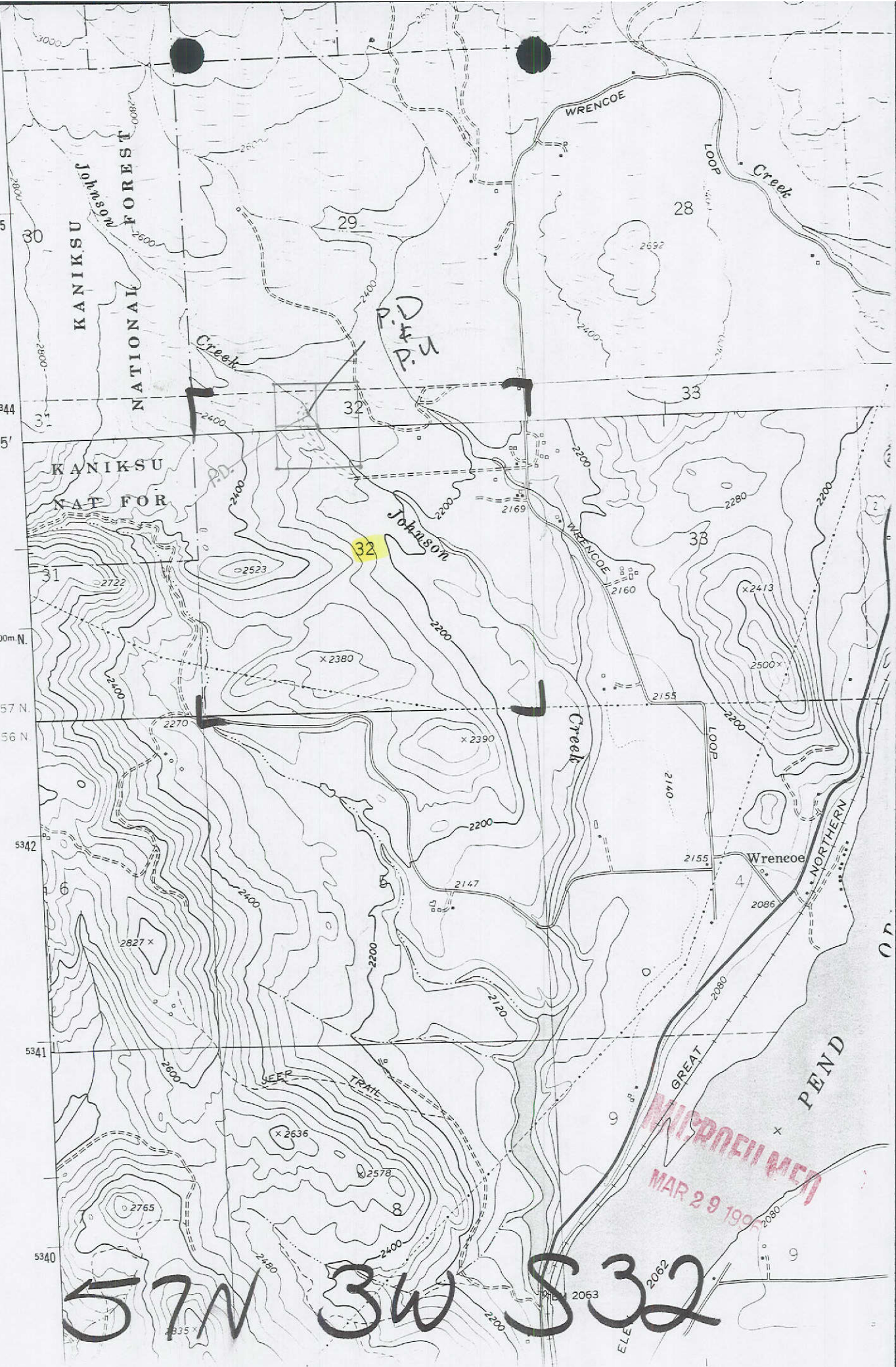
T. 56 N.

5342

5341

5340

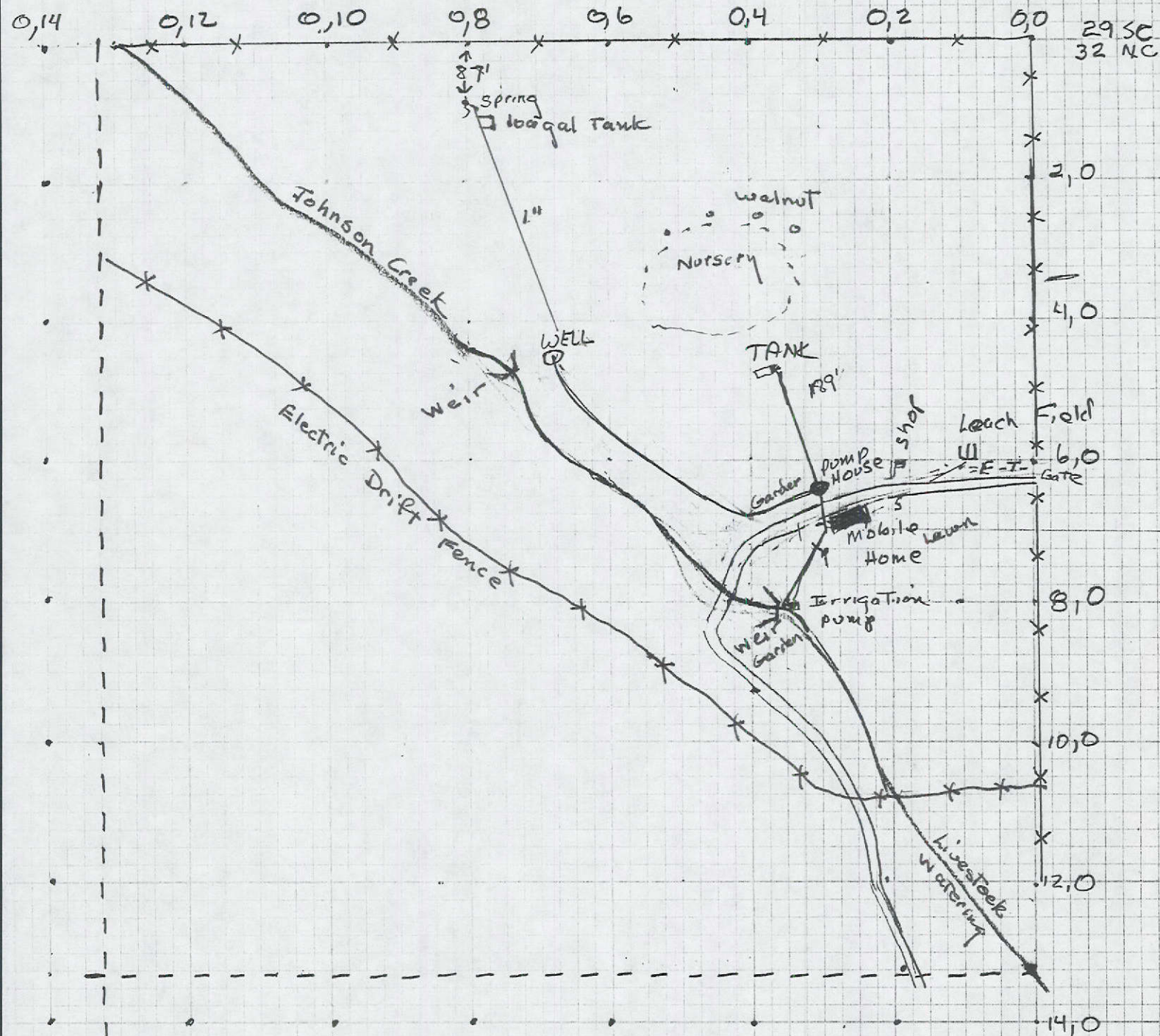
57W 34W S32



NE 1/4 NW 1/4 Sec 32

1" = 200'

25°



2 87' from Fence

✱ Weir

MAR 29 1996

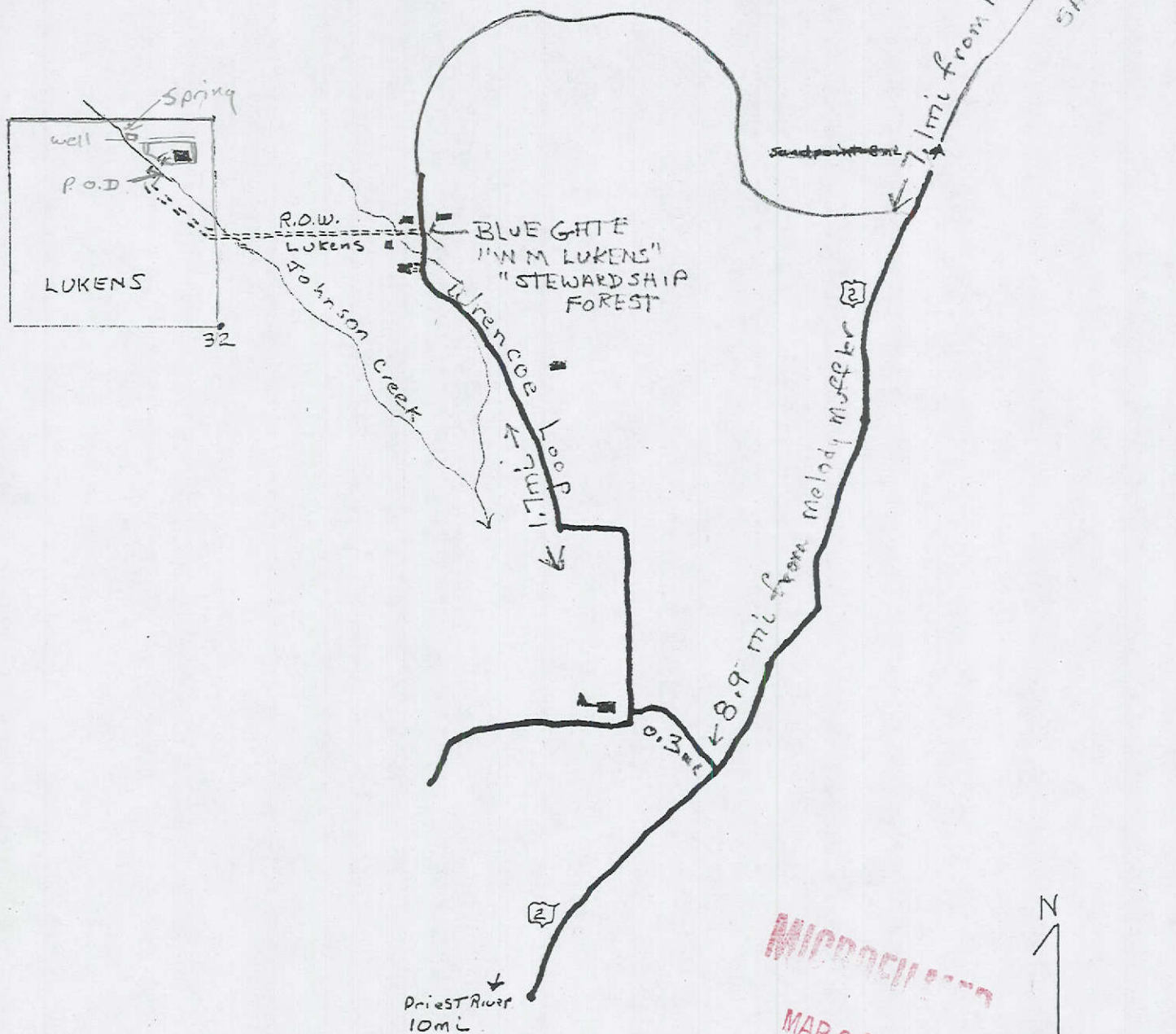
LUKENS

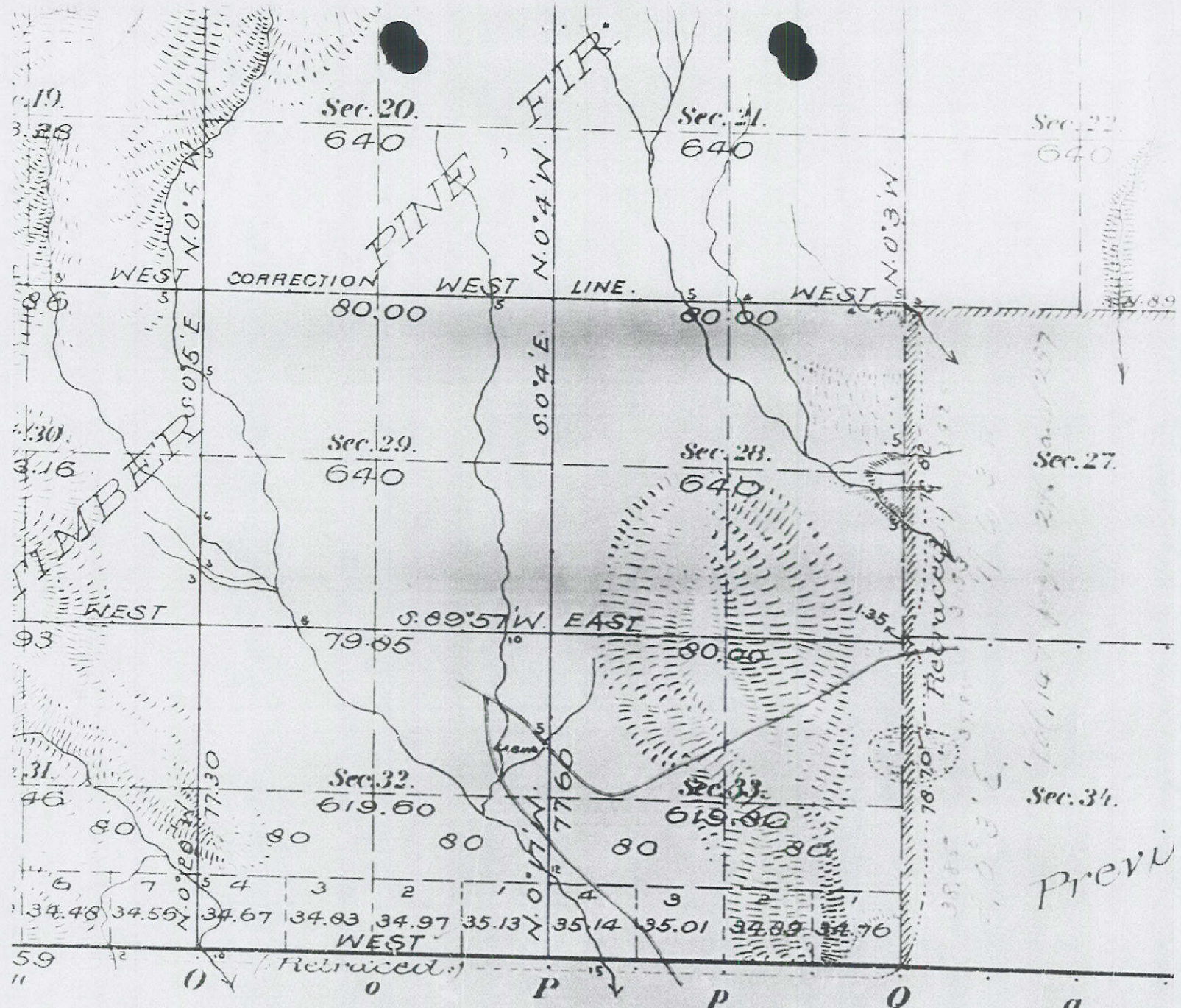
TREE
FARM

1850 WRENCO LOOP ROAD

SANDPOINT, ID.

(208) 263-4440





Total number of Acres 20222.13 (ad)

Whom Surveyed	Date of Contract	Amount of Surveys			When Surveyed	Mean Declination
N.		M.	Ch.	Lk.		
Marshall G. Gordon	May 25, 1896	9	50	30	July 25-Sep. 18, 1896	21° 59' E.
"	"	48	10	54	Sep. 19-Oct. 8, 1896	
"	"	1	27	48	July 20-Oct. 3, 1896	
"	"	3	08	59	September 29, 1896	
Wm. Oliver	"	4	75	00	June 28-July 1, 1896	
Wm. & Mike	May 23, 1892	1	10	80	Nov. 23-24, 1892	
"	"	0	00	00	Sept. 18-28, 1892	

57N 3W 32

MAR 29 1896

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 2 day of April, 1992
and ending on the 9 day of April, 1992
and that said notice was published in said newspaper.

On this 13 day of April 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.

Tim 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:

96-08687

LUKENS, WILLIAM M.
LUKENS, FAYE S.
1850 WRENCO LOOP RD.
SANDPOINT, ID 83864

Source: SPRING Tributary:
JOHNSON CREEK

Source: JOHNSON CREEK Tribu-
tary: PEND OREILLE RIVER

Diversion Pt. NWNENW Sec 32 T
57N R 03W In BONNER County.

Use: IRRIGATION (.020 CFS)

STOCKWATER (.020 CFS)

WILDLIFE (.010 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.090 CFS)

Date Filed: 3/24/1992

In: BONNER County

T57N R03W S32 NENW

5.0 ACRES TOTAL

For additional information con-
cerning 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 APRIL 20, 1992.

R. KEITH HIGGINSON,
Director
SNP#4636 Apr. 2, 9, 1992

RECEIVED

MAY 04 1992

NORTHERN REGION
IDWR

MICROFILMED
SEP 22 1992

4636

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08687

Priority: March 17, 1992

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

1.4 AF

This is to certify, that FAYE S LUKENS
WILLIAM M LUKENS

1850 WRENCO LOOP RD
SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 17, 1992; and has submitted Proof of Beneficial Use on September 10, 1992. An examination indicates that the works have a diversion capacity of 0.060 cfs of water from:

SPRING
JOHNSON CREEK

tributary to JOHNSON CREEK
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>
STOCKWATER	04/01 to 10/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.06 CFS	1.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNEW , Sec. 32, Township 57N, Range 03W
BONNER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

57N 03W 32 NENW

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND 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.

RECEIVED
MAR 29 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08687

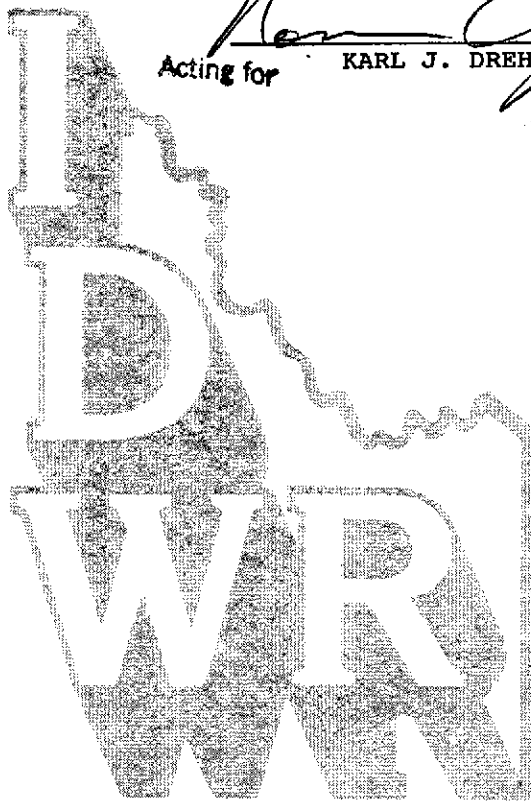
CONDITIONS OF APPROVAL AND REMARKS

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 21ST
day of MARCH, 19 96.

Acting for


KARL J. DREHER, Director



MAR 29 1996

RECEIVED

SEP 10 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 96-08687 Telephone No. 208 263-4440

2. Name(s) of Permit Holder(s): William M LUKENS FAYE S LUKENS

3. Post Office Address: 1850 WRENCO LOOP RD SANDPOINT ID 83864

4. Source of Water: Spring & Johnson Creek,

a. If ground water, well driller's name: William Lukens Date drilled: 7/15/92

b. Pump horsepower: 1 1/2 Pressure (psi): 20 Dynamic pumping level (ft.): 8

5. Extent of Use:

Domestic 1 (No. of households) Irrigation 5 (No. of acres)

Stockwater 13 (No. and type of stock) Other _____
Range Cattle

6. Total rate and/or volume for which proof is submitted 0.7 cfs _____ 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 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

William M LUKENS 208 263-4440
Name Telephone No.

1850 WRENCO LOOP RD SANDPOINT ID 83864
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.

Sept 7, 1992
Date

William M Lukens
Signature (and title if on behalf of a company or organization)

FILED
SEP 22 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08687

Proposed Priority: March 24, 1992 Maximum Diversion Rate: 0.17 CFS
This is to certify, that WILLIAM M LUKENS

FAYE S LUKENS
1850 WRENCO LOOP RD
SANDPOINT ID 83864

has applied for a permit to appropriate water from:

SPRING
JOHNSON CREEK

tributary of JOHNSON CREEK
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	0.10 CFS
STOCKWATER	04/01 to 10/31	0.02 CFS
WILDLIFE	01/01 to 12/31	0.01 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
Totals		0.17 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNENW , Sec. 32, Township 57N, Range 03W
BONNER County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>				
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>	
57N 03W 32	NENW 5			5	
Total number of acres irrigated:				5	

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

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 July 1, 1993.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
4. Stockwater use is for 13 range cattle.
5. Domestic use is for 1 home.
6. Two points of diversion are located within NENW, S32, T57N, R03W.

MICROFILMED

SEP 22 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08687

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

10 th day of June, 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 WILLIAM M ANDIOR FRYE S. LUKENS Phone (208) 263-4440
Post office address 1850 WRENCO LOOP RD SANDPOINT IDAHO 83864
SPRING JOHNSON CR.
2. Source of water supply Spring on Johnson Creek which is a tributary of PENDOREILLE RIVER
JOHNSON CREEK PENDOREILLE RIVER
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 57N Range 3W B.M. BONNER County; additional
(2 POINTS)
points of diversion if any: Johnson Creek - same as above
4. Water will be used for the following purposes:
Amount 0.04^{cfs} for single home purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for stock watering purposes from 4/1 to 10/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02^{0.10} for irrigation purposes from 3/15 4/1 to 10/31 11-15 BLM (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.01 for wild life purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.08^{0.17} and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. for Spring - collection Box, gravity
for stock watering, Sump, Sump pump, 100gal storage Tanks

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ 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
1 year years (minimum 1 year).

SEP 22 1992

* allowable rate

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. 12 cows, 1 bull + calves
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. WILDLIFE - WATERING TANK
Irrigation - Lawn, Garden

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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	3E	32					DS												
57N	3E	32					LS												<5 A

Total number of acres to be irrigated <5

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

11. a. Who owns the property at the point of diversion? Applicant - William M + Faye S LUKENS

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

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: WATER IS for - Spring - Domestic
creek - Stock, Lawn/Garden irrigation

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SEP 22 1992

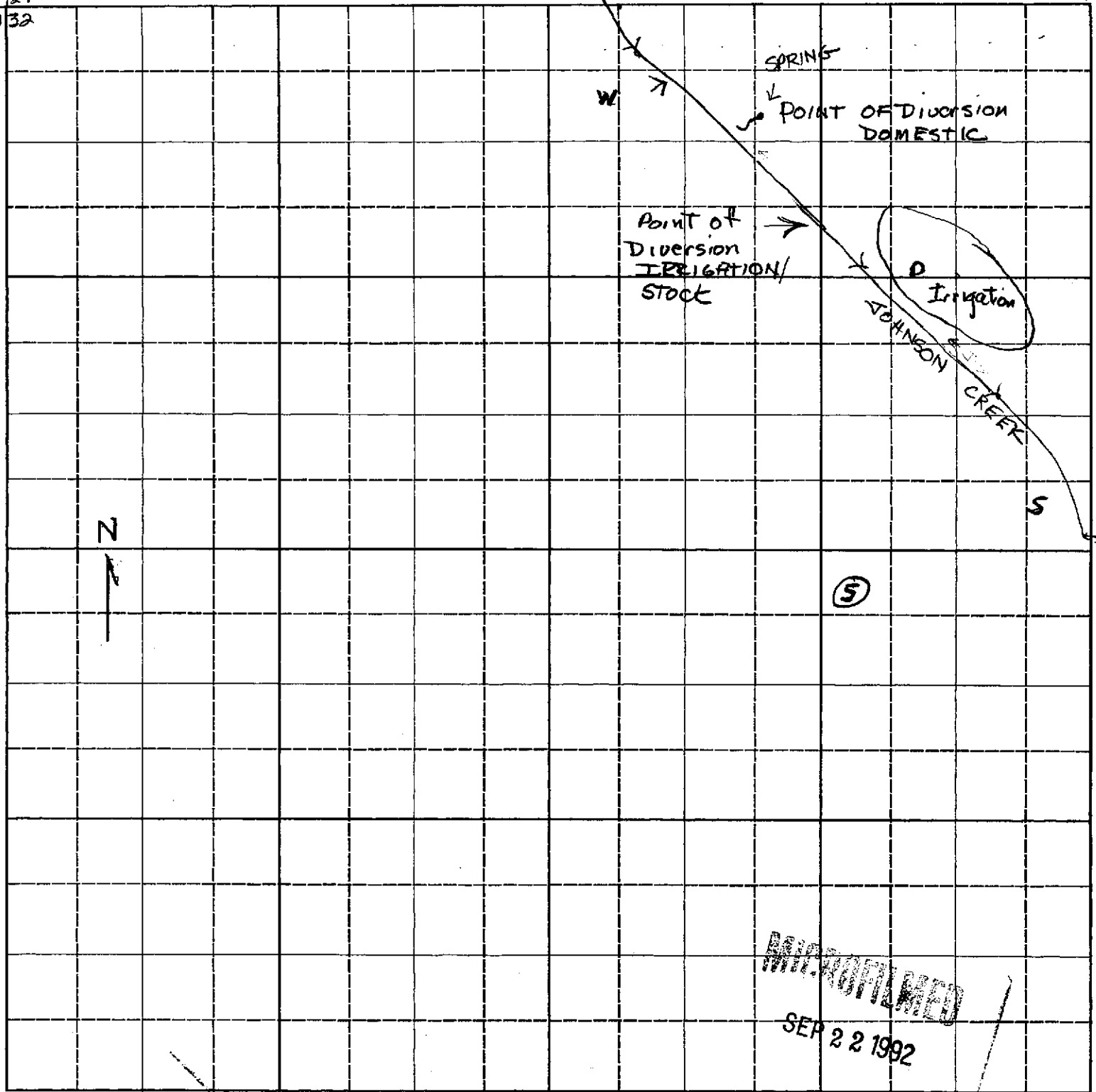
96-8687

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

30 29
31 32

NW 1/4 SEC 32 T57N R3W

N⁴ COR



Scale: 2 inches equal 1 mile.

16" = 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.

William M. Lukens
(Applicant)

Received by [Signature] Date 3/24/92 Time 2:32 PM Preliminary check by TDK
Fee \$ 30.00 Receipted by [Signature] # N 5284 Date 3/17/92
Publication prepared by [Signature] Date 3/26/92 Published in Idaho Bee
Publication approved [Signature] Date 5/5/92

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:

MICROFILMED

SEP 22 1992



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

March 25, 1996

FAYE S LUKENS
WILLIAM M LUKENS
1850 WRENCO LOOP RD
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08687

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,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

MAR 29 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 46-08687 DATE 3-11-96



NAME Change OK ☒ Assignment Needed _____

PRIORITY DATE _____ ☒ Advance? _____ Advanced to: _____
 Order to reinstate needed? _____
 Incorrect fee for rate recommended? _____

SOURCE _____ ☒ Changes or just clarification of originally intended source? _____
 Notice of Intent to Void necessary? _____

POINT OF DIV _____ ☒ Amendment needed? _____
_____ ☒ Overlaps? _____

PLACE OF USE _____ ☒ Amendment needed? _____
_____ ☒ Overlaps? _____

DIV RATE _____ ☒ Permit/fee limits: .17 CFS
Sprinkler Meas Q = .05 Theo Q = _____ Recommend: .06
NONE ON SPRING...
Dom. OK @ .04 Stock OK @ .02
 Combined rates exceed capacity _____

ANNUAL VOLUME _____ ☒ Volume Limit: _____ Season: 4-1 to 10-31 (213 days)
_____ ☒ Calculations: Dom. OK @ 1.2
Stock OK @ .4 x (213/365) = .2
 Flow limit: _____ cfs x _____ x 1.9835 = _____
 Combined volumes exceed capacity/allowable _____

USES _____ ☒ Change in Nature of Use or additional uses? _____
 Amendment necessary? _____

NEW CONDITIONS _____ Irrigation Overlap Replaces Surface Water .050
_____ Supplemental GW .065
_____ Water Quality/Dam Safety/Heat-Cool/Fish _____
_____ WM Control- District _____ Meas/Lock Devices _____
_____ Other _____

NEW REMARKS _____ Supplemental GW [in Snake River Plain] WB8/WB7
_____ Irr/Dom Combination WB5 PPU Recommendation _____
_____ Boise River/Wood River Source Aes/Rec Uses W38
_____ Multiple p/d(s) in ¼ ¼? _____
_____ Fire Protection WB6
_____ Other _____

COMMENTS: SEE Memo

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	NA
<u>Stockwater</u>	<u>.02</u>	<u>.2</u>	Adjustment Memo Needed	<u>YES</u>
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	LICENSE	<u>✓</u>
<u>TOTAL</u>	<u>.06</u>	<u>1.4</u>	1ST AMEND LETTER	
			2ND AMEND LETTER	

MEMORANDUM

TO: File 96-08687 / William Lukens
FROM: Brenda Chapman
DATE: March 12, 1996
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for Right 96-08687 are based on the information below:

- 1) The examiner states Mr. Lukens is only irrigating his lawn and garden. There are no dimensions in the exam of the actual amount of land irrigated; therefore, the recommendation will be for internal/external domestic use and eliminating irrigation. The standard domestic use will cover up to $\frac{1}{2}$ acre of lawn and garden.
- 2) Because there is no reference to a wildlife watering facility, that use will also be deleted. The wildlife probably water out of the stream as the cattle do.
- 3) The stockwater volume is reduced to the requirements for a shortened season of 213 days.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Domestic	1-01 to 12-31	.04	1.2
Stockwater	4-01 to 10-31	.02	.2

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MAR 29 1996

RECEIVED
DEC 14 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08687

1. Owner: William M Lukens Phone No. (208) 263-4440

Current Address: 1850 Wrench Loop Rd. Sandpoint, ID 83864

2. Accompanied by: Mr. Lukens EXAM DATE: 10/8/94

Address: same Phone No. same

Relationship to Permit Holder: Owner

3. Source: _____ tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

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
						57N	3W	Bonner	U.S.G.S. Topo

2. Place(s) of Use:

Indicate Method of Determination U.S.G.S. Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	3W	32																	

MAR 29 1996

SEE: Maps Below

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No. ^{model}	Pump Make	Pump Serial No. or Discharge Size
Well	General Elec.	1/2		Grundfos	1" 22psi
~~Well~~ Creek pump	" "	1/2	SKC39QNI000BX	Grundfos	1" 40psi

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

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: Bucket method.

SECRET

MAR 29 1996

E. NARRATIVE/REMARKS/COMMENTS

Irr. from Creek measurement 4 garden sprinklers
4 gal. 64 sec. = 3.75 gpm
4 gal. 61 sec 3.93 gpm } 3.68 gpm avg.
4 gal 73 sec 3.29 gpm } .00223
4 gal. 64 sec. 3.75 gpm
14.72 gpm

Stockwater drink from creek (15 head)

Mr. Lukens is irrigating his lawn & garden
as of now. In future he is going to irrigate
a tree farm.

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

RECORDED

MAR 29 1996

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \text{ ac.} \times 3.0 = 3.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .04 \text{ cfs} \times 245 \times 1.9835 = 19.43$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 3.0$$

2. Volume Calculations for Other Uses:

$$\text{Stockwater} - 15 \text{ head} = .02 \text{ cfs} = .4 \text{ AFA}$$

$$\text{Irrigation} - 6 \text{ sprinkler @ } 3.42 \text{ gpm} = 20.52 \text{ gpm} =$$

$$= .00223 \text{ cfs}$$

$$.04 \text{ cfs for irr.}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	01-01	12-31	.04	1.2
* Stockwater	04-01	10-31	.02	0.4
Irrigation	03-15	11-15	.04	3.0
Wildlife	01-01	12-31	.01	.2
Totals:			.1	4.8

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

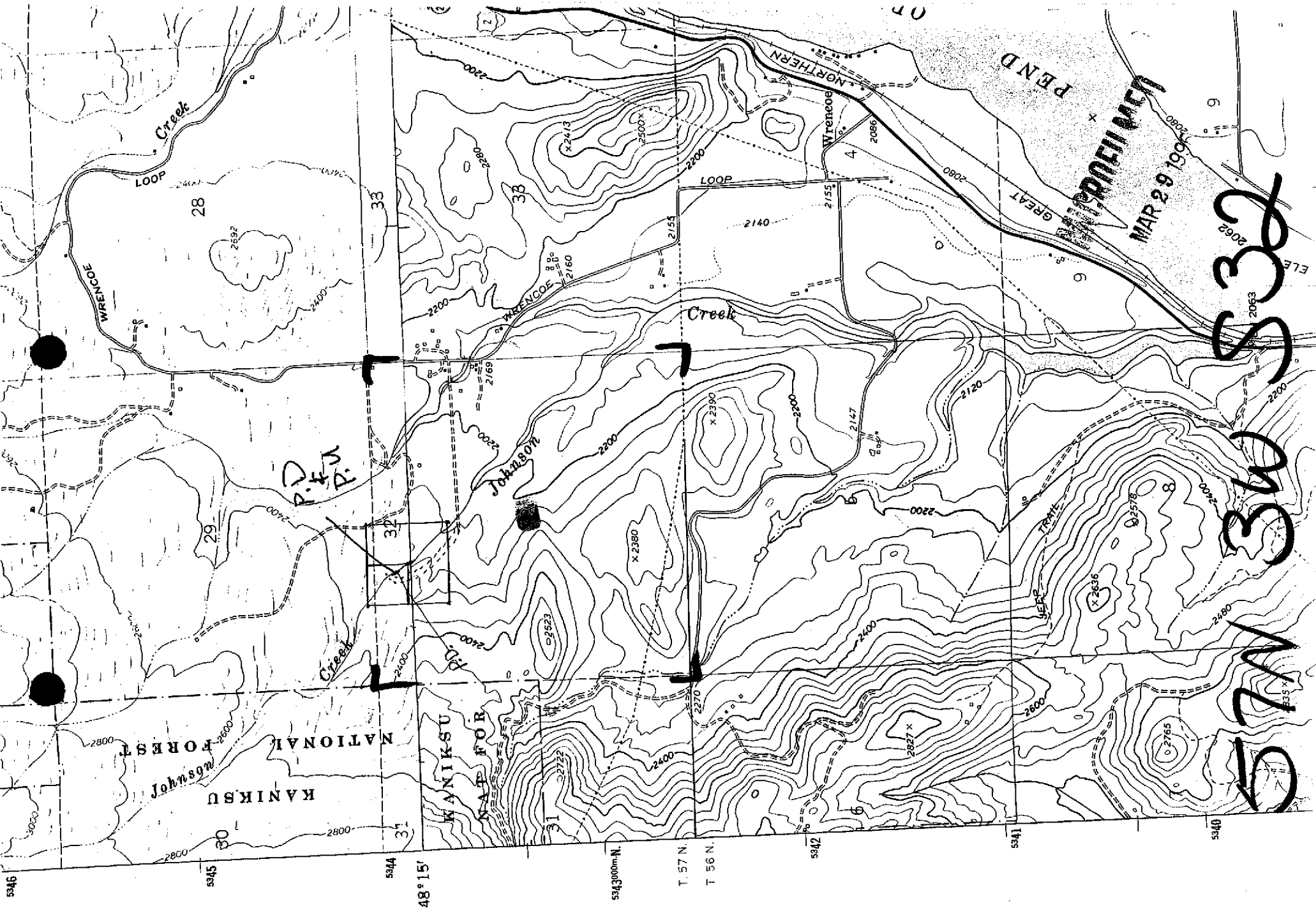
I. AUTHENTICATIONField Examiner's Name Jon M. Kunz Date _____

Reviewer _____ Date _____

SEAL

* See adjustment memo.

MAR 29 1996



57A
332

MAR 29 1962

P. D. P. N.

P. D. P. N.

Johnson

KANIKSU NATIONAL FOREST

KANIKSU NAT FOR

T. 57 N.
T. 56 N.

534,300m N.

48° 15'

5345

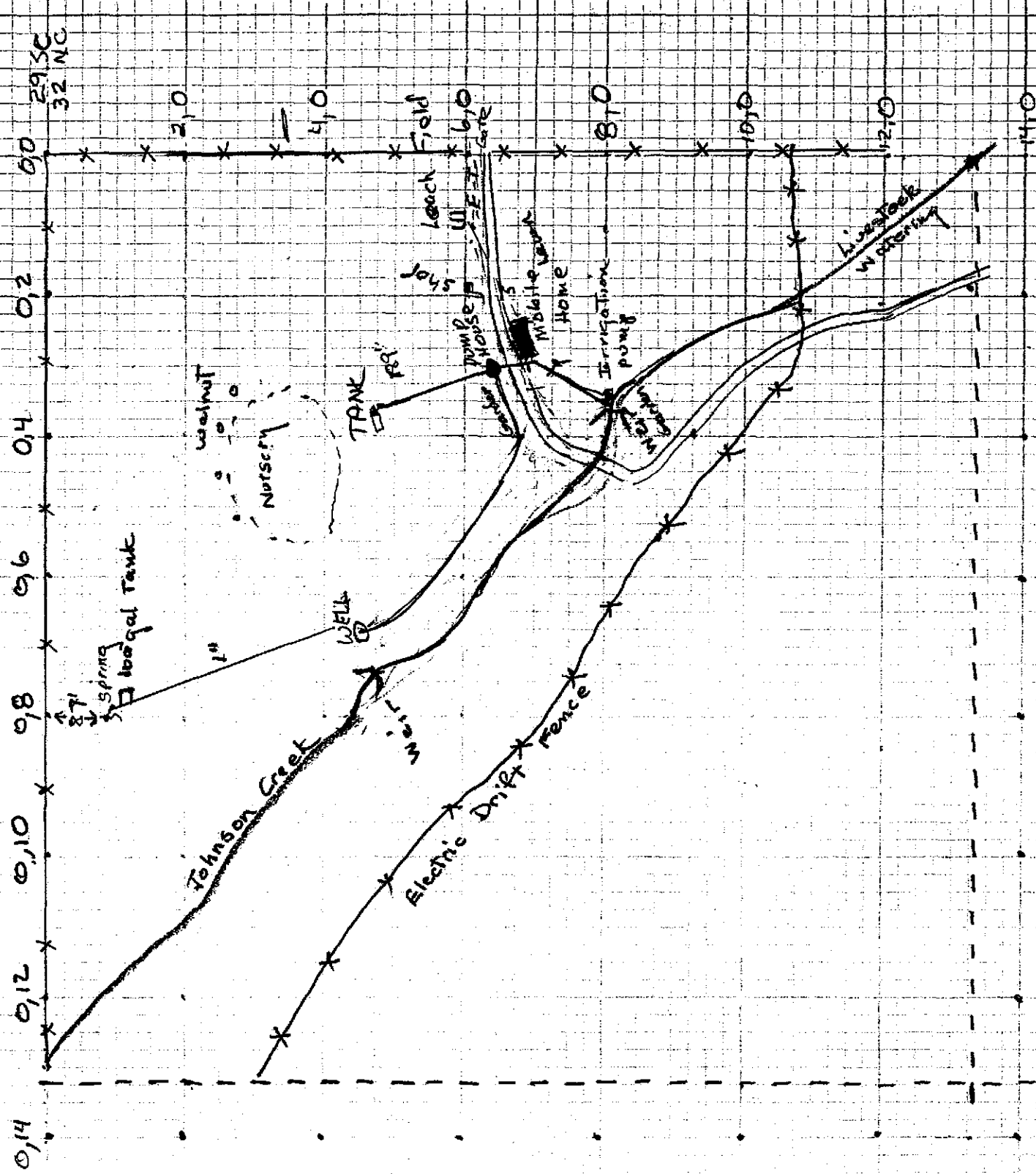
5344

5342

5341

5340

NE 1/4 NW 1/4 Sec 32



287' from Fence

weir

MAR 28 1936

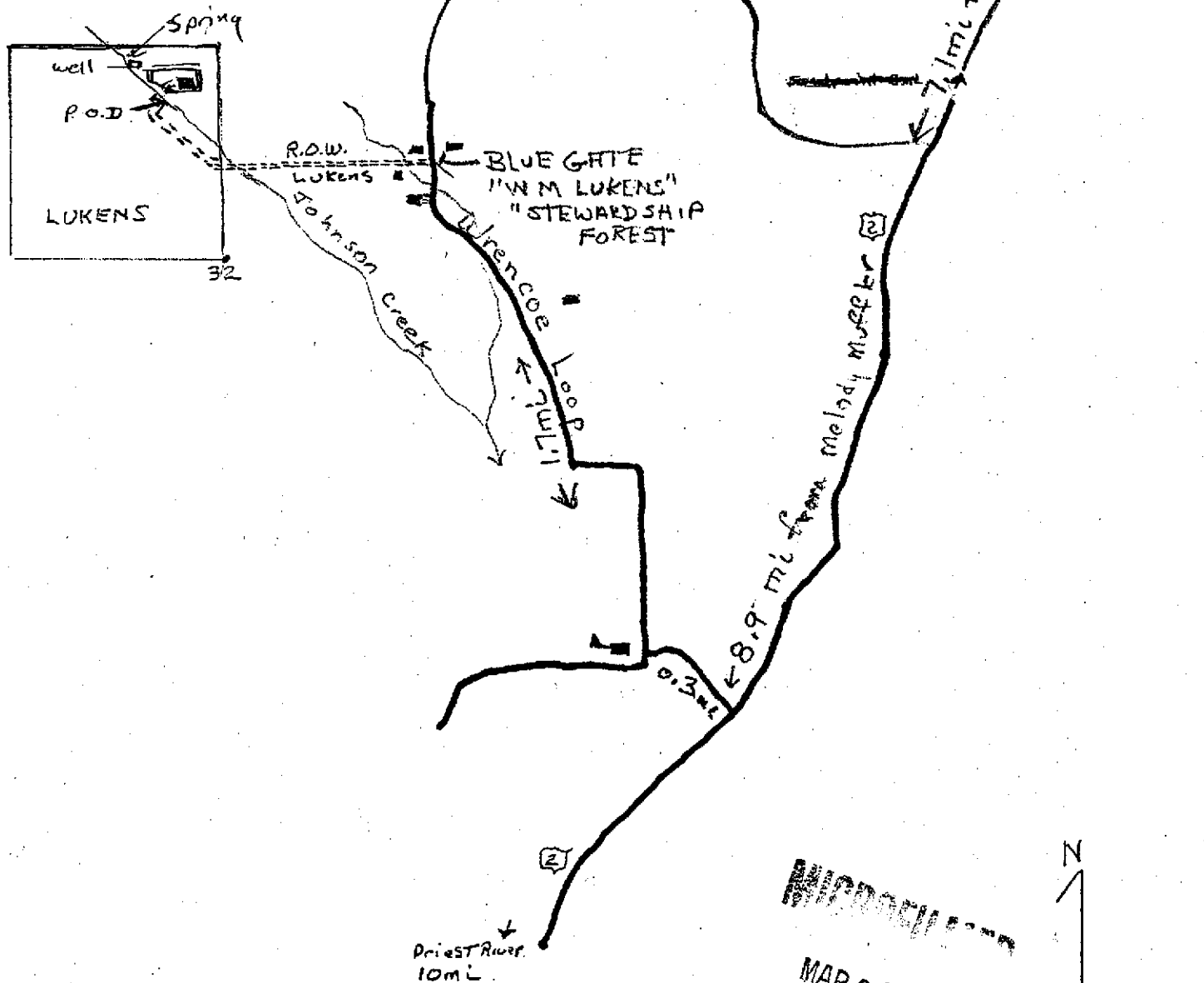
LUKENS

TREE
FARM

1850 WRENCO LOOP ROAD

SANDPOINT, ID.

(208) 263-4440



Handwritten signature

MAR 29 1996



Scale 1" = 2.64 mi.

September 11, 1992

WILLIAM M LUKENS
FAYE S LUKENS
1850 WRENCO LOOP RD
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08687

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)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

WILSON
SEP 22 1992



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

June 11, 1992

WILLIAM M LUKENS
FAYE S LUKENS
1850 WRENCO LOOP RD
SANDPOINT ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08687

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
Technical Records Specialist

BLM:cz

Enclosures

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SEP 22 1992

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Mueller 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 2 day of April, 1992
and ending on the 9 day of April, 1992
and that said notice was published in said newspaper.

On this 13 day of April in the year
of 92, before me, a Notary Public, personally
appeared Karel Mueller,

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.

Tim 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:

96-08687

LUKENS, WILLIAM M.

LUKENS, FAYE S.

1850 WRENCO LOOP RD.

SANDPOINT, ID 83864

Source: SPRING Tributary:
JOHNSON CREEK

Source: JOHNSON CREEK Tribu-
tary: PEND OREILLE RIVER

Diversion Pt. NWNENW Sec 32 T
57N R 03W In BONNER County.

Use: IRRIGATION (.020 CFS)

STOCKWATER (.020 CFS)

WILDLIFE (.010 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.090 CFS)

Date Filed: 3/24/1992

In: BONNER County

T57N R03W S32 NENW

5.0 ACRES TOTAL

For additional information con-
cerning 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 APRIL 20, 1992.

R. KEITH HIGGINSON,
Director
SNP#4636 Apr. 2, 9, 1992

RECEIVED

MAY 04 1992

NORTHERN REGION
IDWR

RECEIVED

SEP 22 1992

4636

96-08687

LUKENS, WILLIAM M
LUKENS, FAYE S
1850 WRENCO LOOP RD
SANDPOINT, ID 83864

Source: SPRING
Source: JOHNSON CREEK

Tributary: JOHNSON CREEK
Tributary: PEND OREILLE RIVER

Diversion Pt: NWNENW Sec 32 T 57N R 03W in BONNER County.

Use: IRRIGATION	(.020 CFS)
STOCKWATER	(.020 CFS)
WILDLIFE	(.010 CFS)
DOMESTIC	(.040 CFS)
Total Diversion:	(.090 CFS)

Date Filed: 3/24/1992

In: BONNER County
T57N R03W S32 NENW

5.0 ACRES TOTAL

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SEP 22 1992

March 18, 1992

MR WILLIAM LUKENS
1850 WRENCO LOOP RD
SANDPOINT ID 83864

Re: Appropriation Application

Dear Applicant:

The Idaho Department of Water Resources has received your Application For Permit To Appropriate The Public Waters Of The State Of Idaho and your filing fee in the amount of \$30.00 for which receipt #N-005284 is enclosed. However I regret to inform you that the application is not acceptable in its present form, so I am returning it to you for clarification or completion of the following:

Item #4: You must complete this item by listing the maximum rate of diversion in cubic feet per second for each use being proposed. You must also list each purpose for which the water is to be diverted and list the portion of the year in which the water will be used for each purpose. You have mentioned irrigation and wildlife in item #12, if these uses are to be made they must appear in item #4 and in Item #9. You have also mentioned aesthetics in item #9, if this use is to be made it must be listed in item #4 and clarified in item #8.e.

The usual diversion rate for domestic purposes is 0.04 cfs/home. The maximum rate of diversion for irrigation is 0.02 cfs per acre (0.03 cfs per acre if less than five acres are to be irrigated). The usual diversion rate for under 10 head of stock purposes is 0.02 cfs.

Item #13: An application is not acceptable without a map or plat of sufficient scale (not less than two inches equal to one mile) to show the proposed project. You must either draw a map using the section layout provided, or you must provide a separate map. Either map must show the property in relation to the Section, Township and Range as established by the Public Land Survey. The map must have a North arrow and the scale must be shown. The point of diversion must be labeled and the place of use must be outlined and labeled. The point of diversion and place of use must agree with items #3 and #9.

The Application must be completed and returned to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

RECEIVED

SEP 22 1992

Mr. William Lukens
Page Two
March 18, 1992

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

enclosure

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SEP 22 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 WILLIAM M ANDIOR FAYE S. LUKENS Phone (208) 263-4440
Post office address 1850 WRENCO LOOP RD SANDPOINT IDAHO 83864
SPRING JOHNSON CR.
2. Source of water supply Spring on Johnson Creek which is a tributary of PEND OREILLE RIVER
JOHNSON CREEK PEND OREILLE RIVER
3. Location of point of diversion is NW 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____
Sec. 32 Township 57N Range 3 W B.M. BONNER County; additional
(2 POINTS)
points of diversion if any: Johnson Creek - SAME AS ABOVE
4. Water will be used for the following purposes:
Amount <2500 gpd for Single home purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount <2500 gpd for STOCK WATERING purposes from 4/1 to 10/31 (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) <2500 gpd and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. for Spring collection Box, gravity
for Stock watering, Sump, Sump pump, 100gal storage Tank

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ 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 proposed beneficial use is
1 year years (minimum 1 year).

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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. 12 cows, 1 bull + calves
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. _____

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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	3E	32					D WF ST												

Total number of acres to be irrigated _____

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

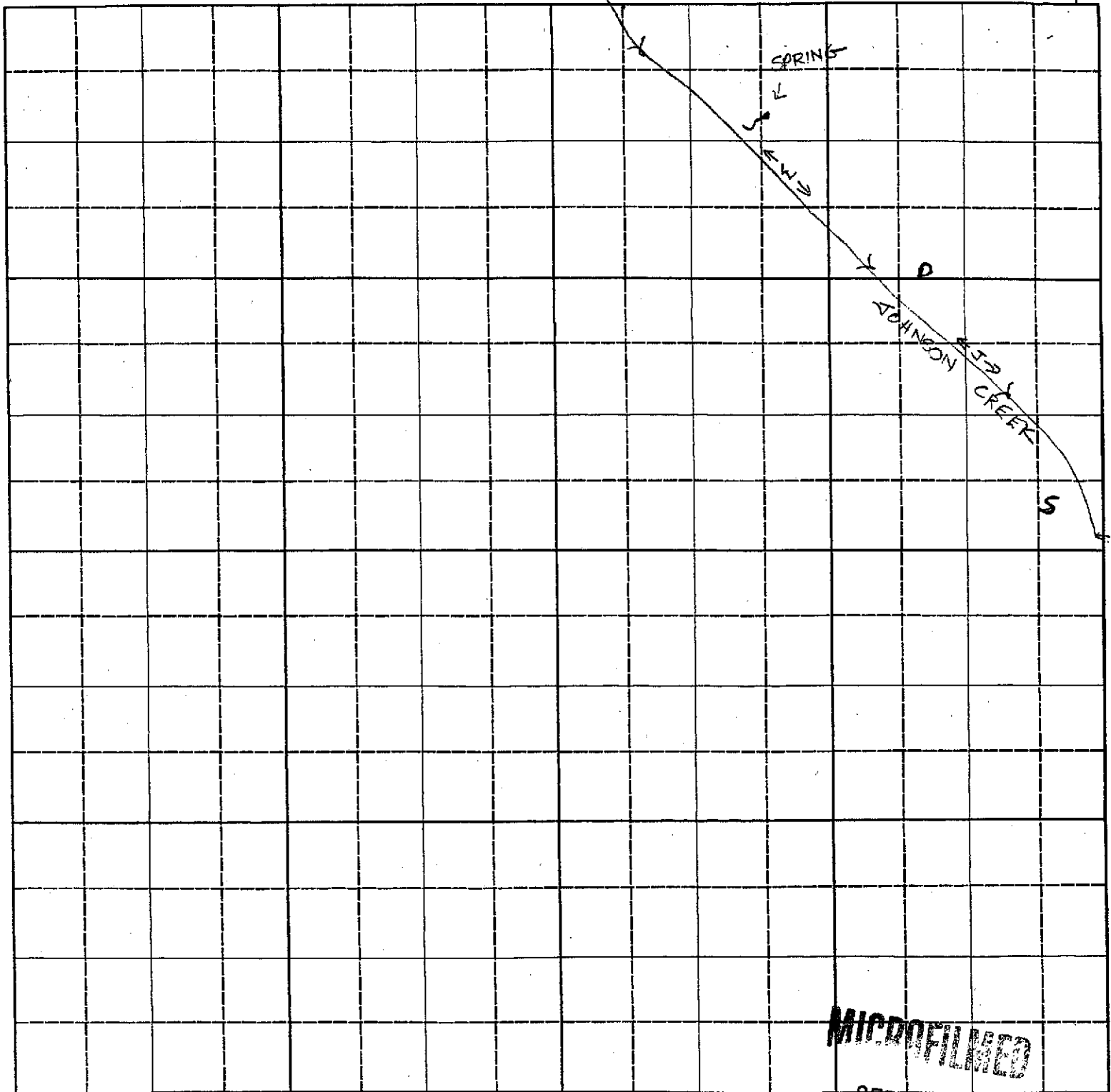
11. a. Who owns the property at the point of diversion? Applicant - William M. & Faye S. LUKENS
- b. Who owns the land to be irrigated or place of use? SAME
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: WATER IS for - Spring - Domestic
creek - Stock, WIFE, garden, LAWN

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13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. T57N R3W NW 1/4 SEC 32



Scale: 2 inches equal 1 mile.

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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.

William M. Lukens
(Applicant)

Received by *jm* Date 3/17/92 Time 2:00 PM Preliminary check by
Fee \$ 30.00 Received by *jm* # N 5234 Date 3/17/92
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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