

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II

PHOTOGRAPHS



place of use

← RISER

Water (submersible)
pump in longask

MICROFILMED

FEB 08 1991



2780 IV
(ELMIRA)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116°15' 1360000 FEET (CENT) 558000m E. R 2 E. 560 561 10' 562 563 2780 I (MT. PEND OREILLE) 566 400000 FEET R 3 E.

T. 57 N
950000
FEET (CENT)
5343000m N.

SANDPOINT 20 MI
HOPE 4 MI

T. 56 N

5337

5336

10'

5334

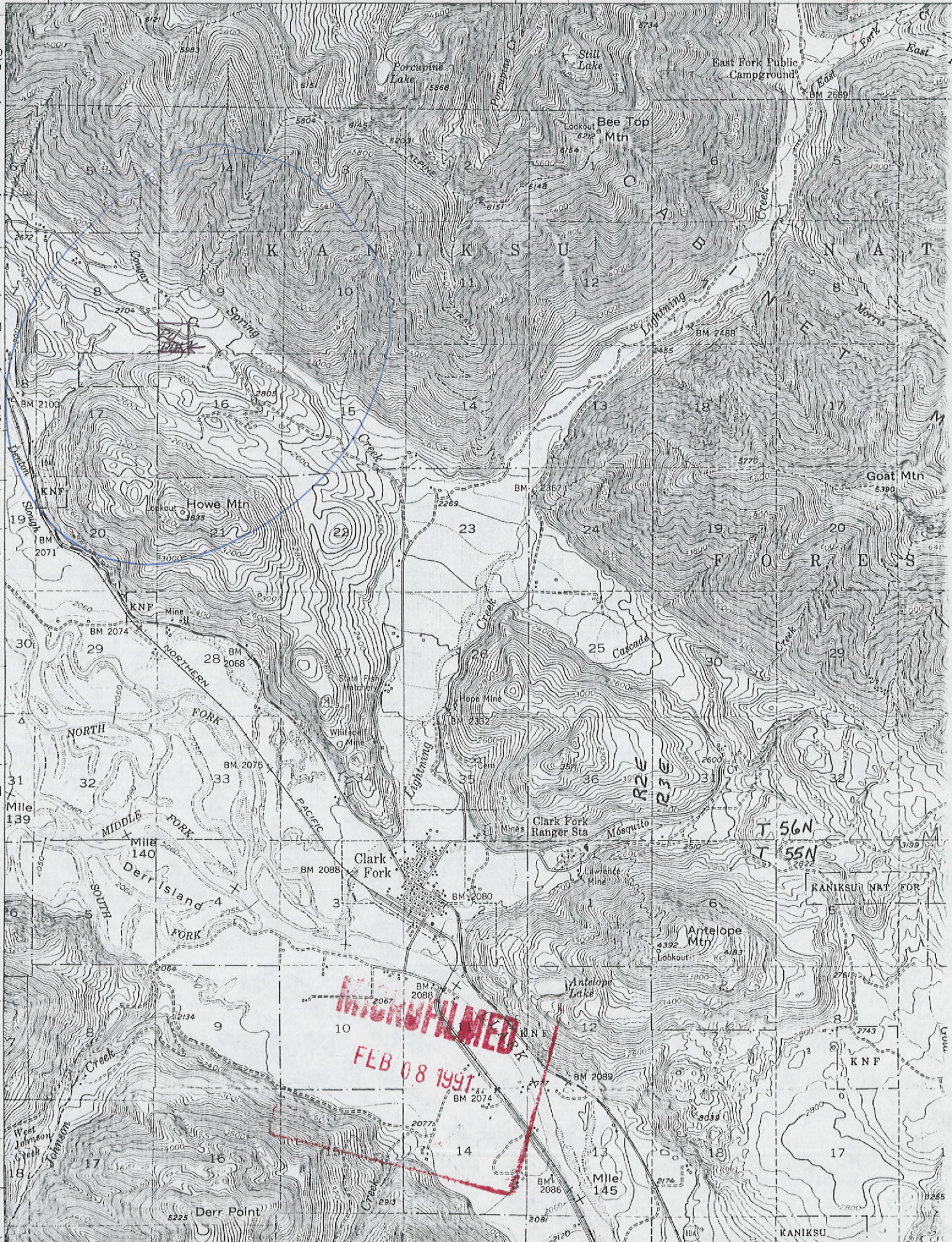
5333

5332

2780 III
(PACKSADDLE MTN.)

ATHOL 36 MI

T. 55 N



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8207
Name(s) of Permit Holder(s): JAMES A. FEHSEL
Post Office Address: 6590 KANIKSU SHORES CIRCLE
Sandpoint Idaho Tel. No. 261-9874

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on 8/1/83 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

11/14/83
Date

James A. Fehsel
Signature of Permit Holder

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08207

Priority: June 18, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

This is to certify, that JAMES A. FEHSEL
135 SPRING CREEK RD.

HOPE, ID 838360000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 26, 1983; and
has submitted Proof of Beneficial Use on September 23, 1987. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

COUGAR CREEK

tributary to PEND OREILLE LAKE

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:

SWSW , Sec. 9, Township 56N, Range 02E
BONNER County

PLACE OF USE: DOMESTIC
TWN RGE SEC

56N 02E 9 SWSW

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.

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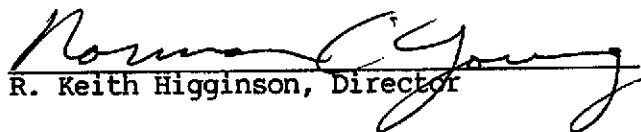
FEB 18 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08207

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 24TH
day of JANUARY, 1991.

Acting for


R. Keith Higginson, Director

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FEB 18 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-8207 IN THE
NAME OF JAMES A. FEHSEL

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1987; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on September 23, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-8207 be REINSTATED and the priority advanced to June 18, 1983.

Dated this 21st day of October, 1987.

MICROFILMED

APR 06 1988

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant JAMES A. FEHSEL Phone 263-9874
Post office address Rt. 1 Box 101, Sandpoint Idaho 83864
2. Source of water supply Cougar Cr. which is a tributary of Lake Pend Oreille
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9 Township 56 N.
Range 2 E B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .04 cfs for Domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 for Stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

From Item 8.a.3
of B.A.S. - JK-5-26-83

5. Total quantity to be appropriated:

- a. .04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Crib dam to create storage reservoir, 3/4 hp. pump from well cistern
- b. Height of storage dam 3 feet, active reservoir capacity .075 acre-feet; total reservoir capacity .075 acre-feet, materials used in storage dam: log, stone, clay, 2x6 Priming planks
Period of year when water will be diverted to storage Jan 1 to Dec 31 inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is 36 inches; proposed depth of well is 4 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 4 years (minimum 1 year - maximum 5 years).

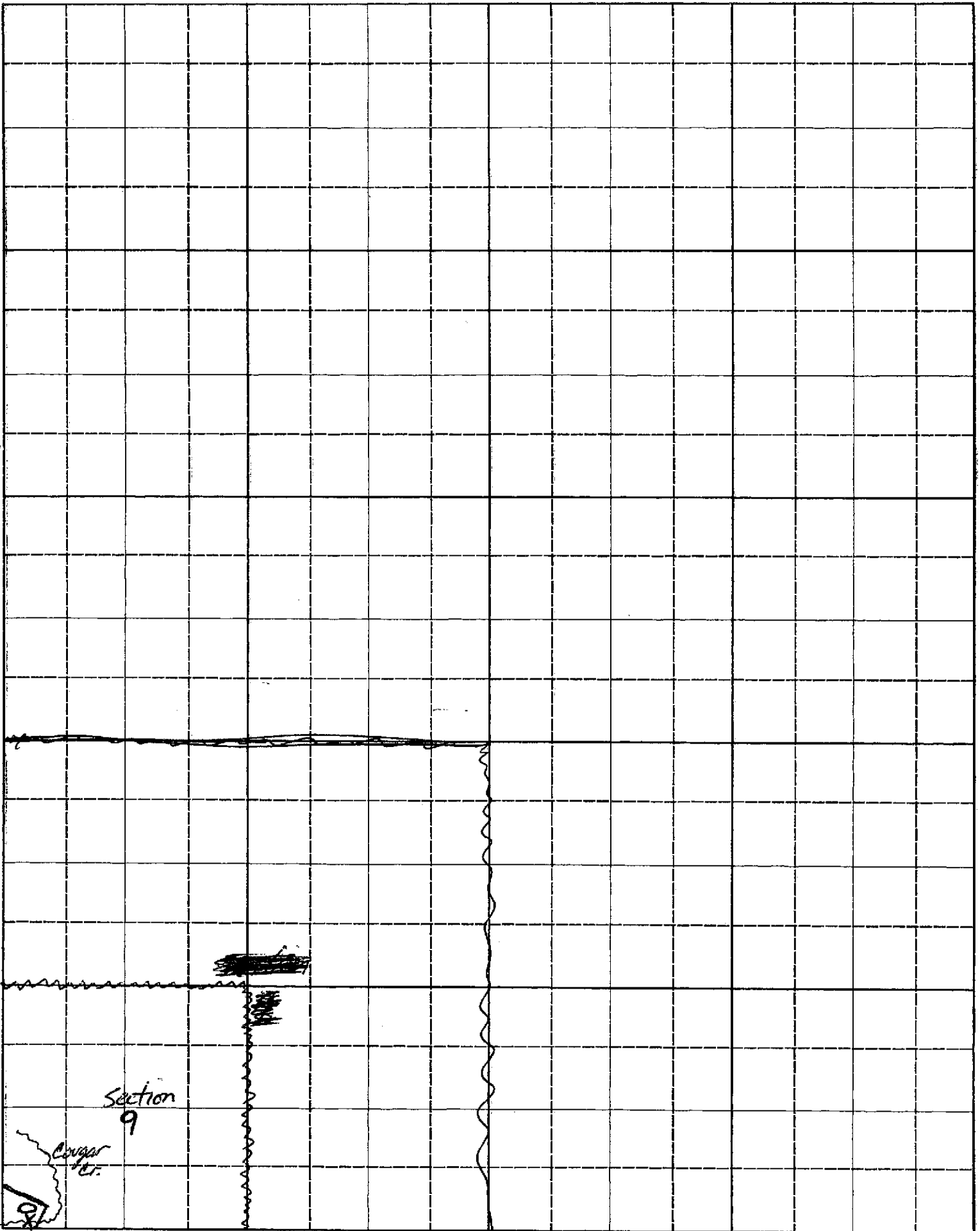
8. Description of proposed uses:

- a. If water is **not** for irrigation:
- (1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9 Township 56 N
Range 2 E B.M. - From Map - JK-5-26-83
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered 1 horse, 1 cow (watered from domestic supply)
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
- (5) If water is to be used for other purposes describe: 1/4 acre garden plot (from domestic supply)

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

T-56N - R-2E



Scale: 2 inches equal 1 mile.

"X" represents location of dam, cistern, & pump
"O" " " " " usage

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.

James C. Leibel
(Applicant)

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Proposed Priority 5/26/1983

Received by RyH Date 5/26/83 Time Noon
Preliminary check by JH Fee \$ 30
Receipted by JH Date 5-26-83 (27038)
Publication prepared by KK Date 6/1/83
Published in 6/9/ - 6/16/83
Publication dates August per
Publication approved JH Date 7/26/83
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RyH

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. 96-8207, and said application is hereby APPROVED.

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 September 1, 19 87.
- 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. Other:
Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 12th day of August, 1983.

J. Glen Sayton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 8 day of 6, 1983 and ending on the 15 day of 6, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 6 day of 7, 1983.

Dee M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-8207

FEHSEL, JAMES A.
RT. 1 BOX 101, SANDPOINT,
ID 83864

Source: COUGAR CREEK
trib. to PEND OREILLE
LAKE

Date Filed: 05/26/1983

Diversion Pt: SWSW Sec 09
T 56N R 02E

Use: IRRIGATION (0.02
CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.04 CFS)

In: SWSW Sec 09 T 56N R
02E FOR 1 ACRES

96-8208

LEMMERT, FRED
WILLIAM

HCR 68 BOX 228A,
CAREYWOOD, ID 83809

Source: GROUNDWATER

Date Filed: 05/31/1983

Diversion Pt: NENW Sec 07
T 54N R 02W

Use: IRRIGATION (0.15
CFS)

DOMESTIC (0.08 CFS)

In: NENW Sec 07 T 54N R
02W FOR 5 ACRES

96-8209

EASY LIVIN' ACRES
WATER ASSN.

RT. 1 BOX 186, SAGLE, ID
83860

Source: GROUNDWATER

Date Filed: 05/31/1983

Diversion Pt: NESE Sec 09 T
56N R 03W

Use: DOMESTIC (0.20 CFS)

In: NWSE NESE SWSE
SESE Sec 9 T 56N R 03W

96-8210

KRISCHEN, LLOYD E.
&/or JOY A.

RT. 1 BOX 174, SAMUELS,
ID 83862

Source: PACK RIVER trib.
to PEND OREILLE LAKE

Date Filed: 05/31/1983

Diversion Pt: SENW Sec 03
T 58N R 01W

Use: IRRIGATION (0.40
CFS)

In: SENW Sec 04 T 58N R
01W FOR 20 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before JUNE 27, 1983.

KEN DUNN, Dir.

Published 6/8 & 6/15/83

Dept. of Water Resources

RECORDED

February 5, 1991

JAMES A. FEHSEL
135 SPRING CREEK RD.
HOPE, ID 838360000

RE: WATER RIGHT NO. 96-08207

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

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FEB 08 1991

January 7, 1991

JAMES A. FEHSEL
135 SPRING CREEK RD.
HOPE, ID 838360000

RE: WATER RIGHT NO. 96-08207

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

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FEB 18 1991

LICENSE REVIEW CHECKLIST

Permit No. 96-8207

Name/Address change? ok ☒

Priority date Advance? yes no ☒
Memo to advance

Order to reinstate needed? yes no ☒

Total cfs Limited by fee
Limited by capacity ☒

Total volume Limited by flow
Chart checked for AF rate/ac N/A

Capacity Actual measurement checked NONE
Theoretical checked NONE
If greater than permit, check for other rts

Source Changed? yes no ☒
If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒
More than one per 1/4? Remember remark
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ☒ permit ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4
Description of non-irrig uses ☒
Special overlap condition

Conditions -	Dates/Misc. -
Measuring device <u> </u>	Water Dist <u> </u>
W.Master control <u> </u>	App Rec'd <u> </u>
Overlap <u> </u>	Proof Rec'd <u> </u>
Water quality <u> </u>	
Other <u> </u>	

CHECK FOR ADJ. CLAIM Needed according to proof filed
Filed - needs amended
Add'l fee required
Not filed - ☒
Not needed

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Comments/Changes to Examiner's Recommendations: FEB 08 1991

License 10-day ☒ 30-day

Back of field report signed? ☒
Reviewer S. Curtis Date 12/26/90 Review time 7 min.

SENIOR AGENT REVIEW

**Check List
for
Beneficial Use Field Report**

RECEIVED
JUN 27 1990

Department of Water Resources

Permit 96-08207

A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
✓ 6. Irrigation (Rule 5,1,8) method of determination

✓ **D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

✓ **E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

F. OPTIONAL

G. VOLUME CALCULATIONS

✓ Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

H. REMARKS AND OVERLAP ANALYSES

✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

J. AUTHENTICATION

✓ Name, Signature, Certification Date, Exam Date.

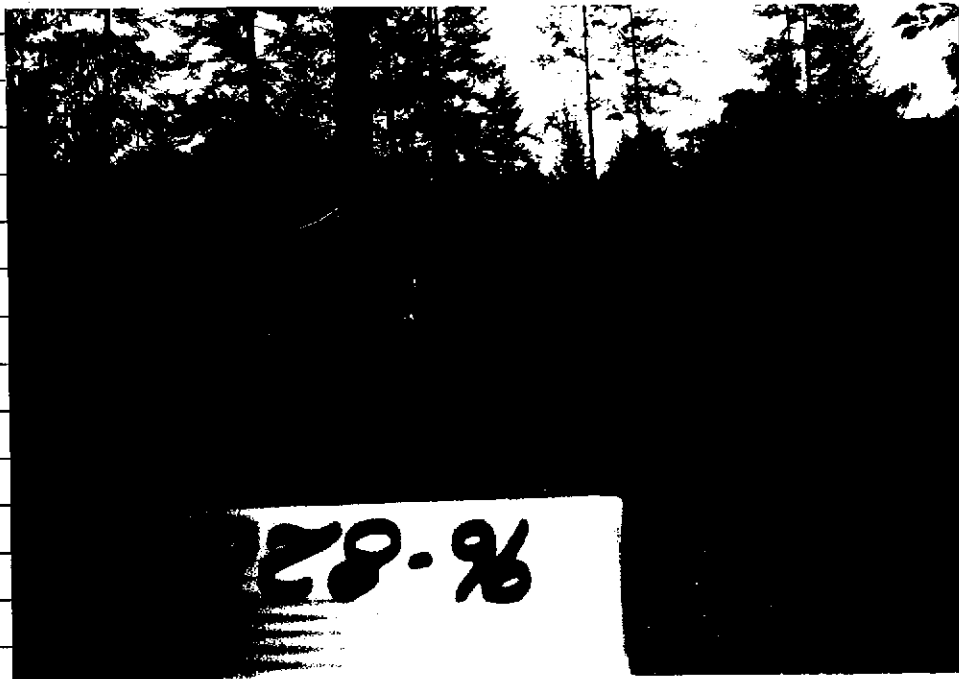
WELL INSPECTION REPORT

✓ Check with permit and well log for discrepancies

Signature [Signature] Date 12/8/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II

P H O T O G R A P H S



place of use

← RISE R

*Water (submersible)
pump in bog area*

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FEB 08 1991



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990
Department of Water Resources

A. GENERAL INFORMATION

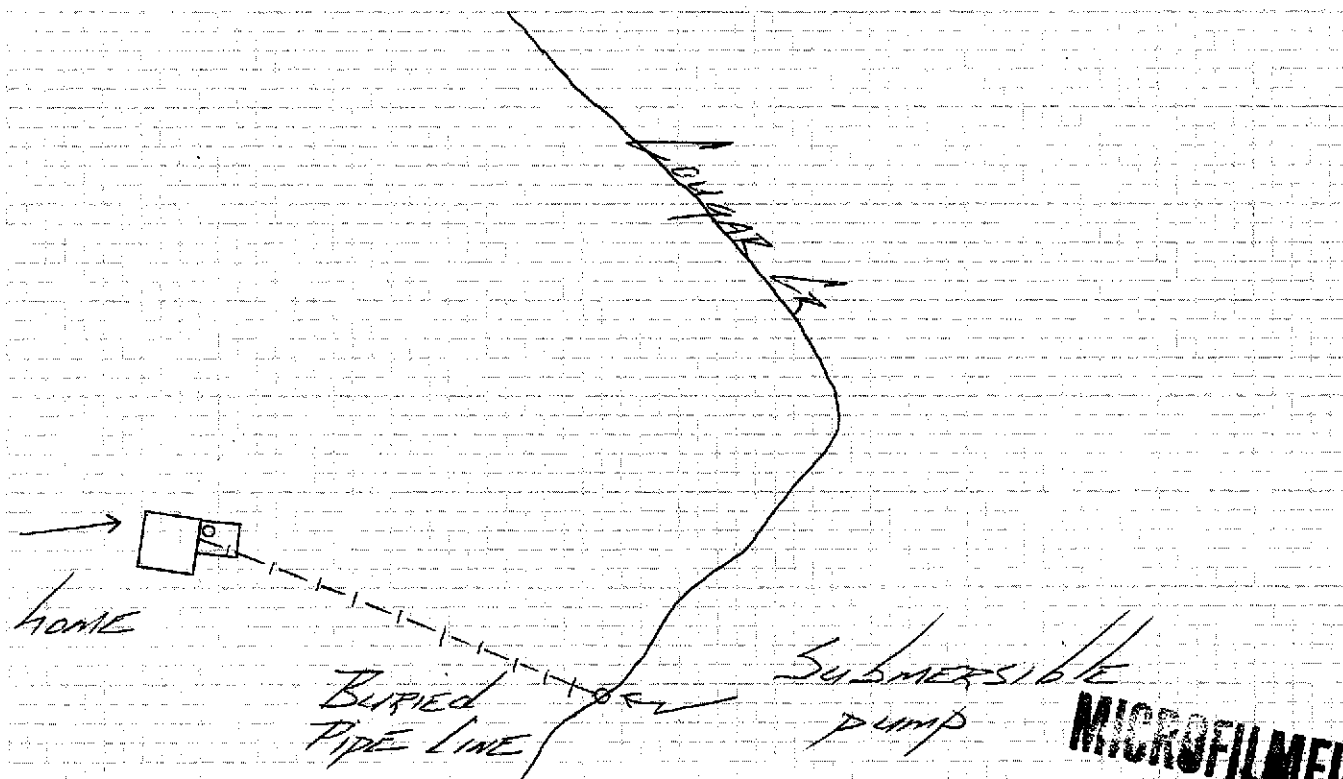
1. Owner: JAMES FEHSE Permit No. 96-09207
Phone No. 264-5757
Current Address: 135 SPRING CR. RD. HOPE ID 83836
2. Accompanied by: JAMES FEHSE EXAM. DATE: 8/22/89
Address: 135 SPRING CR. RD. HOPE ID Phone No. 264-5757
Relationship to Permit Holder: SELF
3. Source: SUGAR CR. tributary to LAKE PENDORELLE TDK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. 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 or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater.

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Pump submerged in longgar L.P. buried black portable hose to home one 36 gal. storage tank and two frost free risers for lawn and garden.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>SUBMERSIBLE</i>	<i>AERO</i>	<i>1/2</i>		<i>AERO</i>	<i>1 1/4 TDK</i>

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					<i>56N 9</i>	<i>56N 2E</i>	<i>Benner</i>		<i>Map</i>

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	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	
<i>56N 2E</i>		<i>9</i>											<i>D</i>						

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FEB 18 1991

Do not use this space

2780 IV
(ELMIRA)

400000 FEET
R 3 F

T. 57 N
950000
T (CENT)

5343000m.N.

T. 56 N. ^{vib}

3. SANDPOINT 20 MI
1 MI 3000' HOPE 4 MI

5334

5333

2790 III
(PACKSADDLE

— 1 —
TOTAL 36 MS. 1

T. 55 N.

2087
10
2088
FILMED

FEB 08 1991

14

SMile

KANIKSU.

Do not use this space

D. FLOW MEASUREMENTS

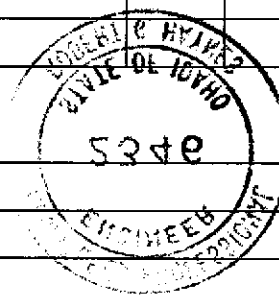
☐ Additional Data Sheets Attached

1.

NONE

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

.04 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

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:

1.2 AF/ HOME w/ LAWN

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

MR. FEHSEL APPLIED FOR IRRIGATION AND STOCK
BUT HE DOESN'T HAVE ANY USE FOR IT.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	.04	1.2
Totals:			.04	1.2

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

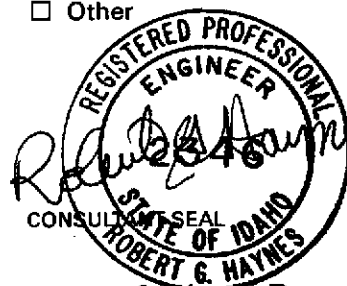
J. AUTHENTICATION

Field Examiner's Name Charlotte Amos

Signature Charlotte Amos

Certification Date 2/17/89

Field Report Preparation Date 3/22/89



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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FEB 18 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8207
Name(s) of Permit Holder(s): JAMES A. FEHSEL
Post Office Address: 6590 KANIKSU SHORES CIRCL
Sanpoint Idaho Tel. No. 9874

☒ I hereby certify that construction of diversion works for the above referenced permit began on 8/1/83 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is not an acceptable reason.

11/14/83
Date

James A. Fehsel
Signature of Permit Holder

J. Fehsel

6590 Kaniksu Shores

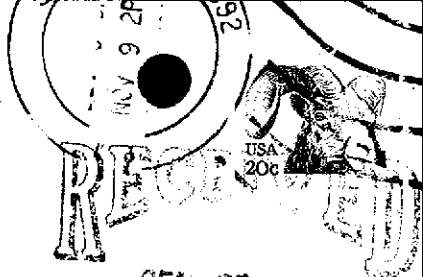
Sawpoint Id 83864

MICROFILMED

FEB 8 1991



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



SEP 21 1983

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 765-4639

NOVEMBER 9, 1987

JAMES FEHSEL
135 SPRING CK. RD.
HOPE, ID 83836

RE: Permit No. 96-8207

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Enclosed please find a copy of an order involving your permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone or in person.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

APR 06 1988

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 96-8207

DATE: 10-19-87

Date proof received

Proof due

Number of day proof late

Priority date

New priority date

266

- 244

22

+ 147

169

Sept. 23

Sept. 1

May 26, 1983

June 18, 1983

Remarks:

RECEIVED

APR 06 1988

RECEIVED

SEP 23 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 28 1987

For Office Use Only
Fee Received ☒
Date ☒
Receipt # ☒
Receipt by ☒
Reviewed by ☒
Sent to region ☒

Department of Water Resources
Northern District Office

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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.

Permit No. 96-8207

Name(s) of Permit Holder: JAMES A. FENSEL

Post Office Address: 135 SPRING CR. RD., HOPE, ID. 83836

Telephone No. 264-5757

Source of Water: Cougar Cr.

Extent of Use:

Domestic 1 ☒ (number of households) Stockwater 2 ☒ (number and type of stock)

Irrigation 1/4 ☒ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: 8/20/83

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ N/A
(See License Examination Fee Schedule)

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

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

CALL APPLICANT - HAS 2 DOGS
(Name) (Telephone Number)

(Address)

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. 20, 1987
Date

James A. Fensel
Signature of Permit Holder (and title, if appropriate)

APR 06 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

APR 06 1988

RECEIVED

Calhoun
IDAHO
RECEIVED
SEP 25 1987

Department of Water Resources

RESORTED
FIRST CLASS





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

September 17, 1987

FEHSEL, JAMES A.
RT. 1 BOX 101
SANDPOINT, ID 83864

LAPSE NOTICE

RE: Permit No. 96-8207

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated June 30, 1987.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this Department within sixty days of the date of mailing of this lapse notice.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MAILED

APR 00 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

RECEIVED

JUL 10 1987

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

FEHSEL, JAMES A.
RT. 1 BOX 101
SANDPOINT, ID 83464

Department of Water Resources

CERTIFIED MAIL
June 30, 1987

PROOF DUE NOTICE

RE: Permit No. 96-8207

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, 1987. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

APR 06 1988

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.



September 17, 1987

FEHSEL, JAMES A.
RT. 1 BOX 101
SANDPOINT, ID 83864

LAPSE NOTICE

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Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

APR 06 1988

9-18-1987

[Signature]

FROM

Rita Feltch

TO

File 96-8207

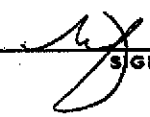
SUBJECT

Returned B/U Notice

*The Bonner County Assessor has
no record of James A. Fehsel owning
land in this County.*

MICROFILMED

APR 06 1988



SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



REASON CHECKED
Forward Expired ☐
Insufficient Address ☐
Unclaimed ☐ Refused ☐
Attempted-Not Known ☐
No Such Street Number ☐
No Such Box Number ☐
No Mail Receipt ☐

Claim Check
No.
773633

☐ Hold

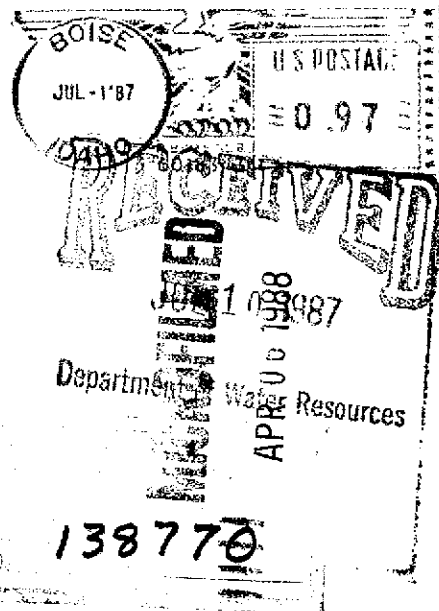
Date

7-3
1ST Notice

2ND Notice

Return

Detached from
PS Form 3849-A,
Oct. 1986



FEHSEL, JAMES A.
RT. 1 BOX 101
SANDPOINT, ID 83864

138770
CERTIFIED MAIL
June 30, 1987

PROOF DUE NOTICE

RE: Permit No. 96-8207

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, 1987. (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 completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECORDED

APR 06 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FEHSEL, JAMES A.
RT. 1 BOX 101
SANDPOINT, ID 83864

AUGUST 30, 1983

RE: PERMIT NO. 96-8207

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 96-8207

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 6/27/83 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/14/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
✓ 5/26/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: SLW Date: 7/29/83

STATE OFFICE REVIEW: return receipt

- ☐ See attached sheet for more information.

By: SLW Date: 8/9/83

RECEIVED
AUG-05 1983
Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

IDENT. NO. 96-8207

WATER RIGHT
DATA ENTRY LOG

[illegible]

96-8202

FEHSEL, JAMES A.

RT. 1 BOX 101, SANDPOINT, ID 83864

Source: COUGAR CREEK trib. to PEND OREILLE LAKE

Date Filed: 05/26/1983

Diversion Pt: SWSW Sec 09 T 56N R 02E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: SWSW Sec 09 T 56N R 02E FOR 1 ACRES

MICROFILMED