

10. Other water rights on these lands 96-2219 - IRRIG. PAC - ?
 11. Other water right diverted from same p.d. 96-8160 - ?

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



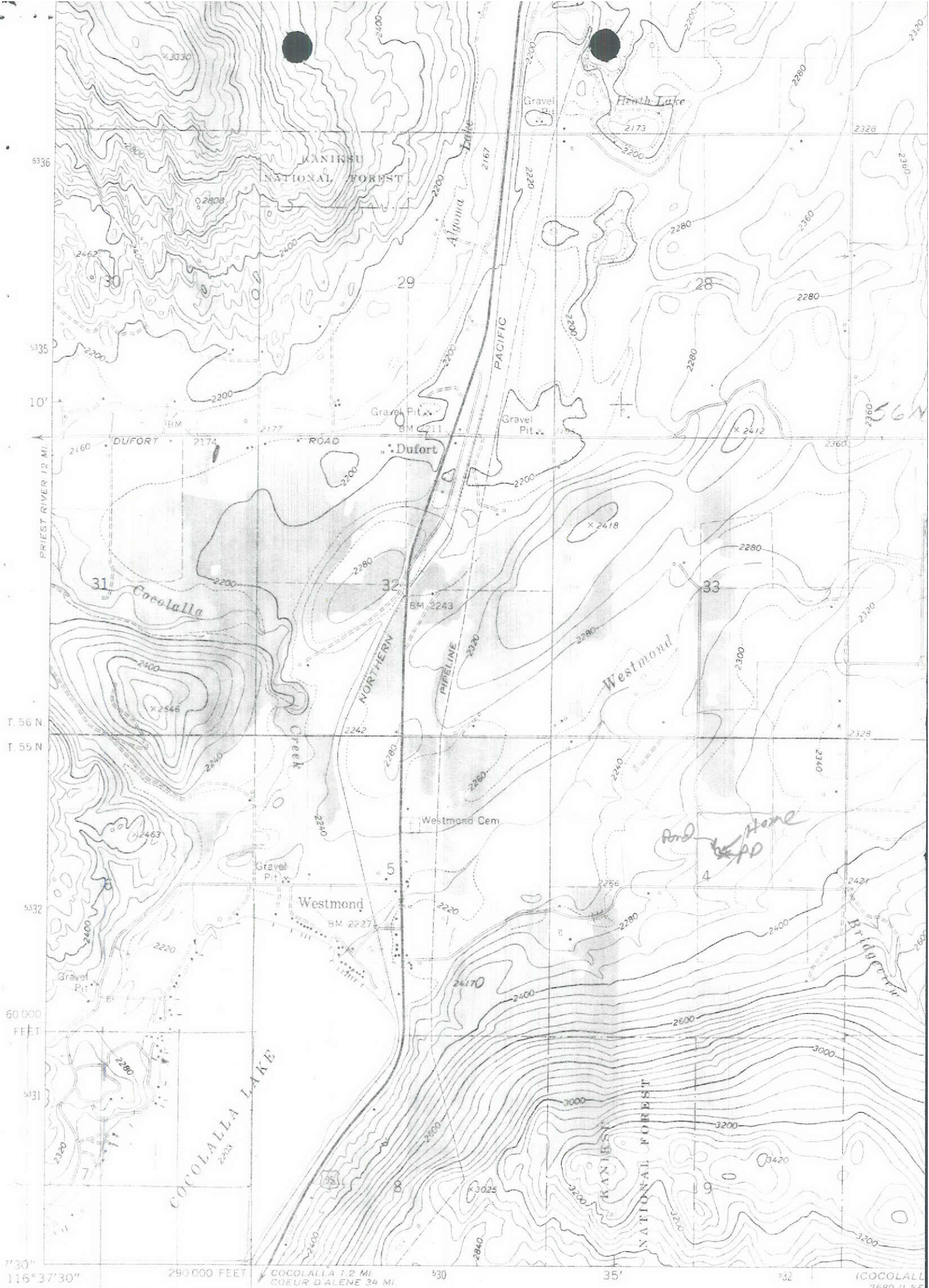
13. ☒ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. 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

16. Examiner's/Consultant's Signature [Signature] Date 7/25/82
 Consultant's License Number _____
 IDWR Director's Authorization to Conduct
 Beneficial Use Examination _____

Date _____ CONSULTANT SEAL
 MICROFILMED
 JUL 27 1988



Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial
photographs taken 1966. Field checked 1968
Selected hydrographic data compiled from USC&GS
Chart 6170 (1967)
This information is not intended for navigational purposes
Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
west zone

UTM GRID AND 1968 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

RECEIVED
JUL 27 1988

SCALE 1:24,000
CONTOUR INTERVAL
DOTTED LINES REPRESENT
DATUM IS MEAN SEA
SOUNDINGS IN FEET—DATUM IS LA

TWP. 55N RGE. 2W MAP # D-6 MAP SCALE

EXAM DATE 7/18/84

96-8169
PERMIT #2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-8169

Priority: March 30, 1983 Amount: .04 CFS 1.2 AFA

This is to certify, that JAMES CARHART
7430 WESTMOND RD.
SAGLE, ID 83860

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated March 30, 1983, and
has submitted proof to the Department of Water Resources on May 10, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .04 cfs of water from;

SPRING tributary to COCOLALLA LAKE

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.04 cfs	1.2 afa

LOCATION OF POINT OF DIVERSION(S): SWNE , Sec. 4, Township 55N, Range 2W
Bonner County

PLACE OF USE: Domestic

TWN RGE SEC

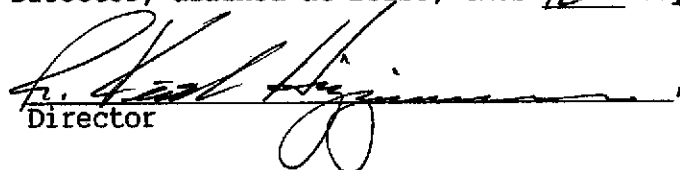
55N 2W 4 SWNE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This 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 12th day
of May, 1988.

MAINTAINED


Director

JUL 27 1988

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 CARHART Phone 263-2477

Post office address R2 BOX 383 SAGLE IDAHO 83860

2. Source of water supply Springs which is a tributary of COCOLALLA LAKE

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 55N

Range 2W B.M. Bowen County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 cfs for Domestic 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)

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:

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

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring Box-Cistern System
AND ALSO Pumped From pond (gravity flow to cistern then
pumped from cistern to house also pumped from existing pond to garden)

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is (3FT) 36 inches; proposed depth of well is 6 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 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 NE $\frac{1}{4}$ of Section 4 Township 55N
Range 2W B.M. Bowen

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(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: Domestic use

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated

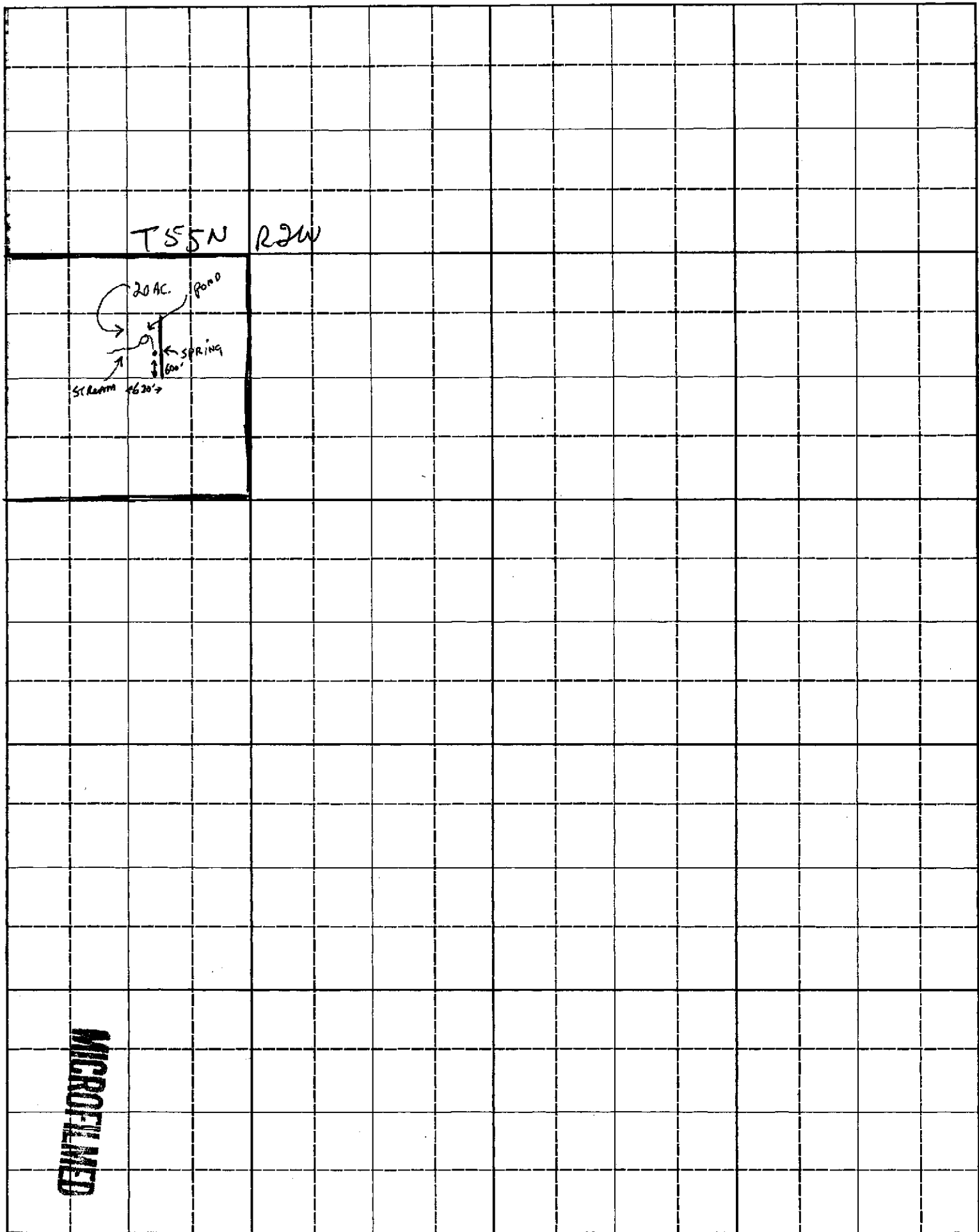
c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion JAMES CARHART MORTGAGE TO DICK KELLOGG
b. Who owns the land to be irrigated or place of use JAMES CARHART " " " "
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing LAND 20 acres purchased ~~from~~ by Jim Carhart from Dick Kellogg in Aug 1973. Kellogg now holds 15 year mortgage expiring Aug 1988.

10. Remarks

The pond to which I refer was dug by Dick Kellogg in 1960. He obtained assistance from the County Extension (Bonner Co.) and applied for and received a water use permit from your office. I am assuming the use of that right transfers with title when I bought the land.

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



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.

Jim Carhart
(Applicant)

Proposed Priority 3/30/83

Received by RJA

Date 4/12/83

Time 11:45 AM

12:15 PM

Preliminary check by RJA

Fee \$ 30.00

Received by mm

Date 4/12/83 (27524)

Publication prepared by mm

Date 4/14/83

Published in Laurel Bee

Publication dates 4/20-27/83

Publication approved LB

Date 5/17/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____

Date _____

Recommended for approval

denial

by RJA

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. 96-8169, 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 July 1, 19 84.

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:

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 17th day of June, 1983.

L. Glen Saxton
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 20 day of 4, 1983 and ending on the 27 day of 4, 1983 and that said notice was published in said newspaper.

Subscribed and sworn to before me this 20 day

of 5, 1983.

Adrian Thompson
Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-8169 OK

CARHART, JAMES
RT. 2 BOX 383, SAGLE, ID
83860

Source: SPRING trib. to
COCOLALLA LAKE

Date Filed: 03/30/1983

Diversion Pt.: SWNE Sec. 04
T 55N R 02W

Use: DOMESTIC (0.04 CFS)
In: SWNE Sec. 04 T 55N R
02W

96-8170

RIVERLAKE TRAILER
RESORT

P.O. BOX 219, CLARK
FORK, ID 83811

Source: GROUNDWATER

Date Filed: 04/13/1983

Diversion Pt. NWNW Sec. 11
T 55N R 02E

Use: STOCKWATER (0.02
CFS)

DOMESTIC (0.20 CFS)

In: NWNW Sec. 11 55N R 02E
96-8171

ANTELOPE MOUNTAIN
PARTNERSHIP

P.O. BOX 24, COLBURN, ID
83865

Source: UNNAMED
STREAM trib. to SINKS

Date Filed: 04/13/1983

Diversion Pt: NWNW

SWNW Sec. 07 T 55N R 03E

Use: POWER (3.00 CFS)

DOMESTIC (0.11 CFS)

In: NWSW Sec. 07 T 55N R
03E

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 MAY 9, 1983.

KEN DUNN, Dir.

NOTICE OF APPLICATION
FOR TRANSFER OF
WATER RIGHT

On April 8, 1983, David H. Vig filed with the Department of Water Resources Application for Transfer of Water Right No. 96-2223. The original Water Right is for 0.18 cfs of water from a groundwater source used for irrigation and domestic purposes with one point of diversion in the SWNE Sec. 30 T54N R2W, B.M., Bonner County, with a place of use in the NWNE and the SWNE Sec. 30 T54N R2W, B.M., Bonner County for 30 acres. The date of priority is February 7, 1954. The applicant now wishes to add another point of diversion in the SWNE Sec. 30 T54N R2W, B.M., Bonner County.

Protests against the granting of this transfer must be filed with the Director of the Dept. of Water Resources, 4055 Government Way, Coeur d'Alene, ID 83814 on or before May 9, 1983.

KEN DUNN, Dir.

Publ. A20,27-21

May 12, 1988

JAMES CARHART
7430 WESTMOND RD.
SAGLE, ID 83860

RE: Permit No. 96-8169

Dear Permit 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:sc

Enclosure

MAILED

JUL 27 1988

[illegible]

10. Other water rights on these lands 96-2219-96-8160-?
11. Other water right diverted from same p.d. 96-8160-?

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. 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

16. Examiner's/Consultant's Signature [Signature] Date 7/25/87
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date _____ CONSULTANT SEAL
JUL 27 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

AUG 16 1984

96-8169
Permit No.

Department of Water Resources

1. **Measurement Calculations**

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

one home

- b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

- c) Volume Calculations for Other Uses:

one home

2. **Overlap Review**

- a) Other water rights with same place of use: 96-22-19 = IRRIGATION 9AC
96-8160 - Domestic - $\frac{1}{2}$ E/2 SW NE Sec 4 } For ASSESSOR

- b) Other water rights with same point of diversion: _____

- c) Analysis: *It appears that there are perhaps two^{or 3} springs within SW NE - No overlap at this time ~ 96-8160
But due now - should be checked carefully.*

MICROFILMED

JUL 4 1988

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder: _____
Address: _____

5. Source: _____ tributary to _____

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
DOMESTIC	1-1	12-31	0.04	1.2

Allowable Maximums: _____

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County

8. Place(s) of Use

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	
Total Acres _____																			

9. Recommended Conditions/Remarks: _____

MICROFILMED

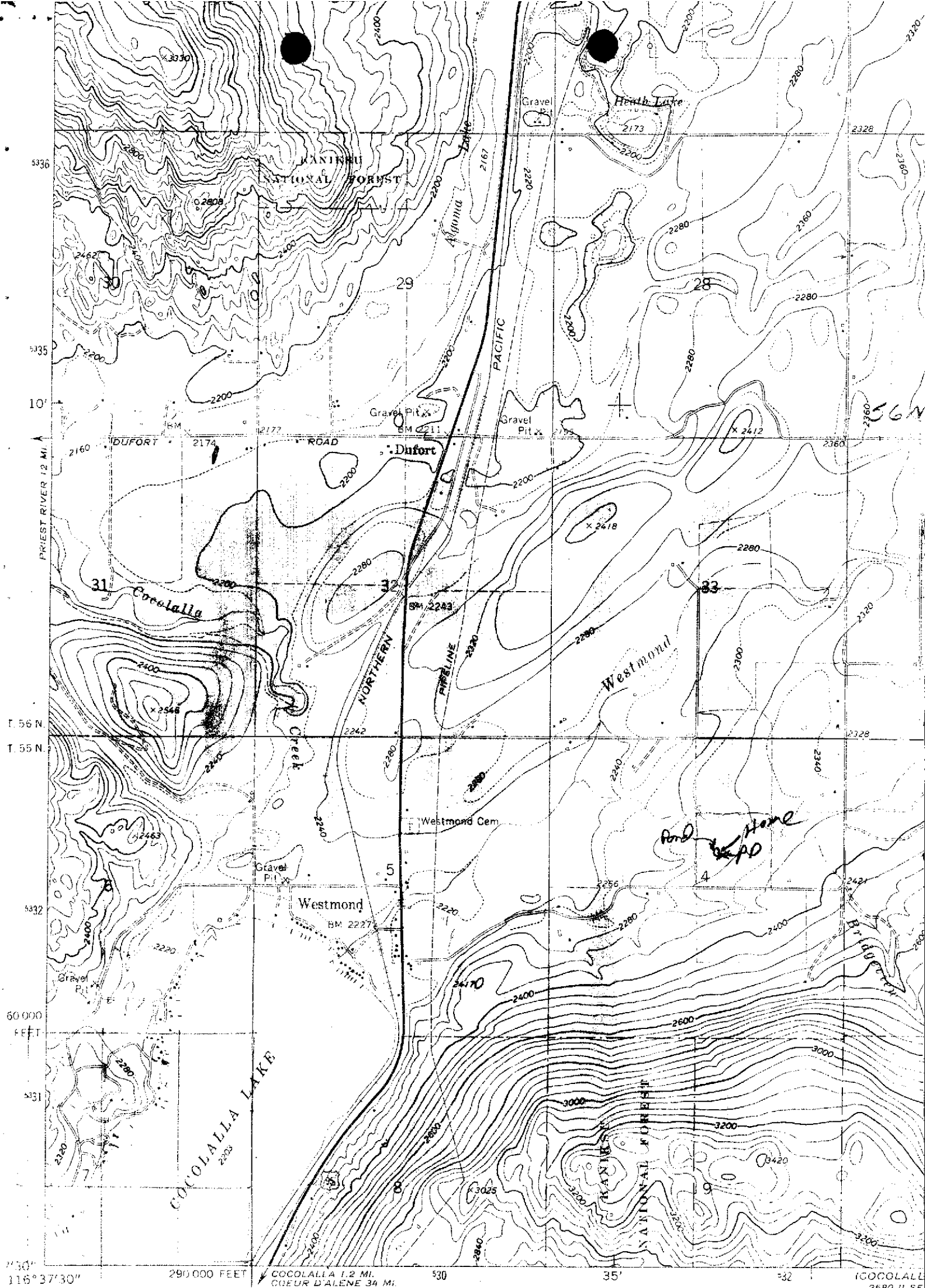
JUL 27 1988

10. 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 _____

11. Examiner's Signature [Signature] Date 7/25/84
 Checked in Regional Office by [Signature] Date 8/8/84
 Approved in State Office by _____ Date _____



Mapped, edited, and published by the Geological Survey
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial
photographs taken 1966. Field checked 1968

Selected hydrographic data compiled from USC&GS
Chart 6170 (1967)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system,
west zone

1:25,000 Scale Horizontal Tolerance At 90% Confidence

SCALE 1:24,000

GN MN
21°
373 MILES
JUL 27 1988

CONTOUR INTERVAL
DOTTED LINES REPRESENT
DATUM IS MEAN S
SOUNDINGS IN FEET DATUM IS LA

UTM GRID AND 1968 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET

TWP. 55N RGE. 2W MAP # D-6 MAP SCALE

EXAM DATE 7/18/84

96-8169
PERMIT #2

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) 667-6484

MAY 29, 1984

JAMES CARHART
7430 WESTMOND RD.
SAGLE ID 83860

RE: Permit No. 96-8169

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced 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 at 667-6484 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Asent

cc: IDWR - State Office

MAIL ROOM

JUL 27 1988

DEPARTMENT OF WATER RESOURCES

96-8169

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. _____.

Name(s) of Permit Holder:

JAMES CARHART

Post Office Address:

7430 WESTMOND ROAD

SAGLE IDAHO 83860

Tel. No. 2632477

Source of Water:

Spring

Extended Use:

☒ Domestic

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☐ Other

Measuring Device:

Required?

☐ Yes☒ No

Installed?

☐ Yes☐ No

Access Port:

Required?

☐ Yes☒ No

Installed?

☐ Yes☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

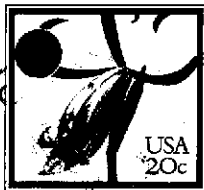
7 MAY 84

Date

Jim Carhart

Signature of Permit Holder

7430 WESTMOND RD.
SAGE ID. 83860



Spreading pogonia Cleistes divaricata

RECEIVED

MAY 30 1984



Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138716

CARHART, JAMES
RT. 2 BOX 383
SAGLE, ID 83860

PROOF DUE NOTICE

APRIL 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-8169 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

REPRODUCTION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

CARHART, JAMES
RT. 2 BOX 383
SAGLE, ID 83860

JULY 06, 1983

RE: PERMIT NO. 96-8169

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.

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. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

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: RJA

APPLICATION NUMBER: 96-8169

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
☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No*

Field check by: _____
Date: _____
Comments: _____

Field check required.
Critical groundwater area.
Request dam safety information. Sent by: _____ Date: _____
In form to receipt.

*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: 5-9-83 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/16/83 ✓
☒ 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? _____
✓ 3/30/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RJA Date: 5/23/83

STATE OFFICE REVIEW:

SLW/L16 at
☐ See attached sheet for more information.
By: [Signature] Date: 6/15/83

RECEIVED
JUN 14 1983

Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

96-8169

CARHART, JAMES

RT. 2 BOX 383, SAGLE, ID 83860

Source: SPRING trib. to COCOLALLA LAKE

Date Filed: 03/30/1983

Diversion Pt: SWNE Sec 04 T 55N R 02W

Use: DOMESTIC (0.04 CFS)

In: SWNE Sec 04 T 55N R 02W

RECORDED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 6, 1983

Mr. James Carhart
Rt. 2 Box 383
Sagle, Id. 83860

Dear Mr. Carhart:

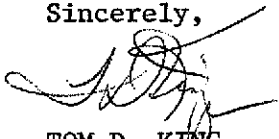
I have found that Mr. Kellogg filed a permit and was granted License No. 96-2219, for irrigation purposes. This license is prima facie evidence of a water right to irrigate and is appertinent to the property. In other words, the irrigation right passes to the owner of the irrigated land.

If the domestic use started prior to May 20, 1971, then the domestic water rights were developed at the time the water was put to use in the home, and you need not file to protect the rights. If the domestic use started after May 20, 1971, then it is necessary to file the application for permit. I am returning your Check No. 92-360 in the amount of \$30.00 and your Application for Permit to allow you the opportunity to consider your alternatives.

If you decide to file the Application for Permit, there are a few items which should be changed or added. The Department will probably not approve an Application for Permit for domestic use if the rate of diversion exceeds 0.02 cfs per home or 0.04 cfs for a single home. Please list the number of homes in Item No. 8a4 and change Item Nos. 4 and 5a to 0.04 cfs for one home or multiply 0.02 cfs times the number of homes and list this figure in Item Nos. 4 and 5a.

If you need any assistance, please contact me at this office.

Sincerely,


TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Application

RECEIVED

APR 12 1983

Department of Water Resources
Northern District Office

NOT RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director April 8, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Mr. James Carhart
Rt. 2 Box 383
Sagle, Id. 83860

Dear Mr. Carhart:

I have found that Mr. Kellogg filed a permit and was granted License No. 96-2219, for irrigation purposes. This license is prima facie evidence of a water right to irrigate and is appertenant to the property. In other words, the irrigation right passes to the owner of the irrigated land.

If the domestic use started prior to May 20, 1971, then the domestic water rights were developed at the time the water was put to use in the home, and you need not file to protect the rights. If the domestic use started after May 20, 1971, then it is necessary to file the application for permit. I am returning your Check No. 92-360 in the amount of \$30.00 and your Application for Permit to allow you the opportunity to consider your alternatives.

If you decide to file the Application for Permit, there are a few items which should be changed or added. The Department will probably not approve an Application for Permit for domestic use if the rate of diversion exceeds 0.02 cfs per home or 0.04 cfs for a single home. Please list the number of homes in Item No. 8a4 and change Item Nos. 4 and 5a to 0.04 cfs for one home or multiply 0.02 cfs times the number of homes and list this figure in Item Nos. 4 and 5a.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Application

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant JAMES CARHART Phone 263-2477

Post office address R2 BOX 383 SAGLE Idaho 83860

2. Source of water supply Springs which is a tributary of COCOLALA LAKE

3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4 Township 55N

Range 2W B.M. BONDER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .5 cfs for Domestic 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)

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:

a. .5 cfs cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring Box - Eastern System
AND ALSO Pumped From pond (gravity flow to cistern then
pumped from cistern to house also pumped from existing pond to garden)

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is (3 FT) 36 inches; proposed depth of well is 6 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 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 NE $\frac{1}{4}$ of Section 4 Township 55N
Range 2W B.M. BONDER

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: Domestic use

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b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated

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

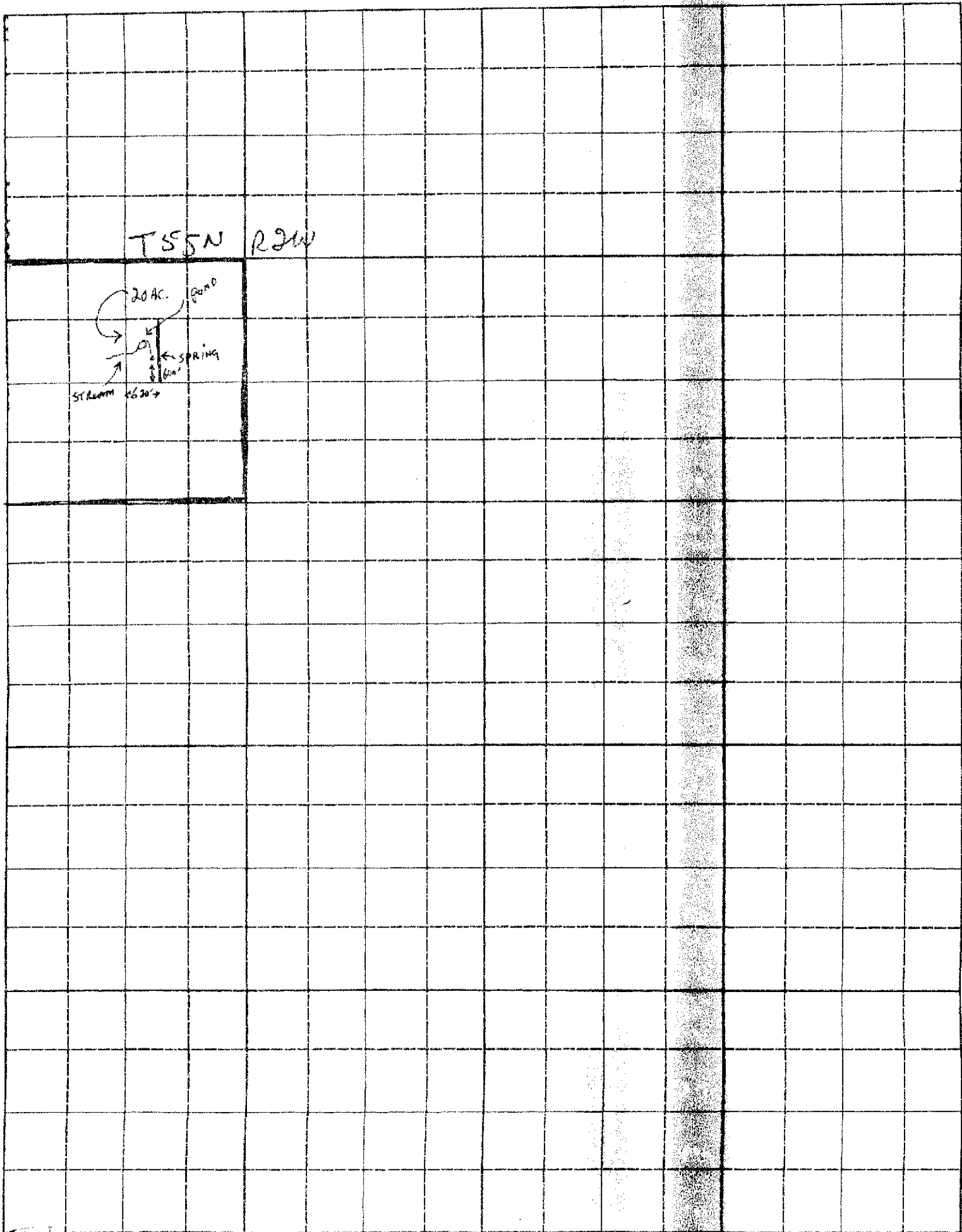
9. a. Who owns the property at the point of diversion James CARHART mortgage To Dick Kellogg
b. Who owns the land to be irrigated or place of use James CARHART " " " "
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing LAND 20 acres purchased ~~from~~ by Jim CARHART from Dick Kellogg in Aug 1973. Kellogg now holds 15 year mortgage expiring Aug 1988.

10. Remarks

The pond to which I refer was dug by Dick Kellogg in 1960. He obtained assistance from the County Extension (Bonner Co.) and applied for and received a water use permit from your office. I am assuming the use of that right transfers with title when I bought the land.

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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.



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.

Jm Carhart
(Applicant)

Received by WAA Date 3/30/03 Time 12:15 PM

Preliminary check by _____ Fee \$ _____

Receipted by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. Other: