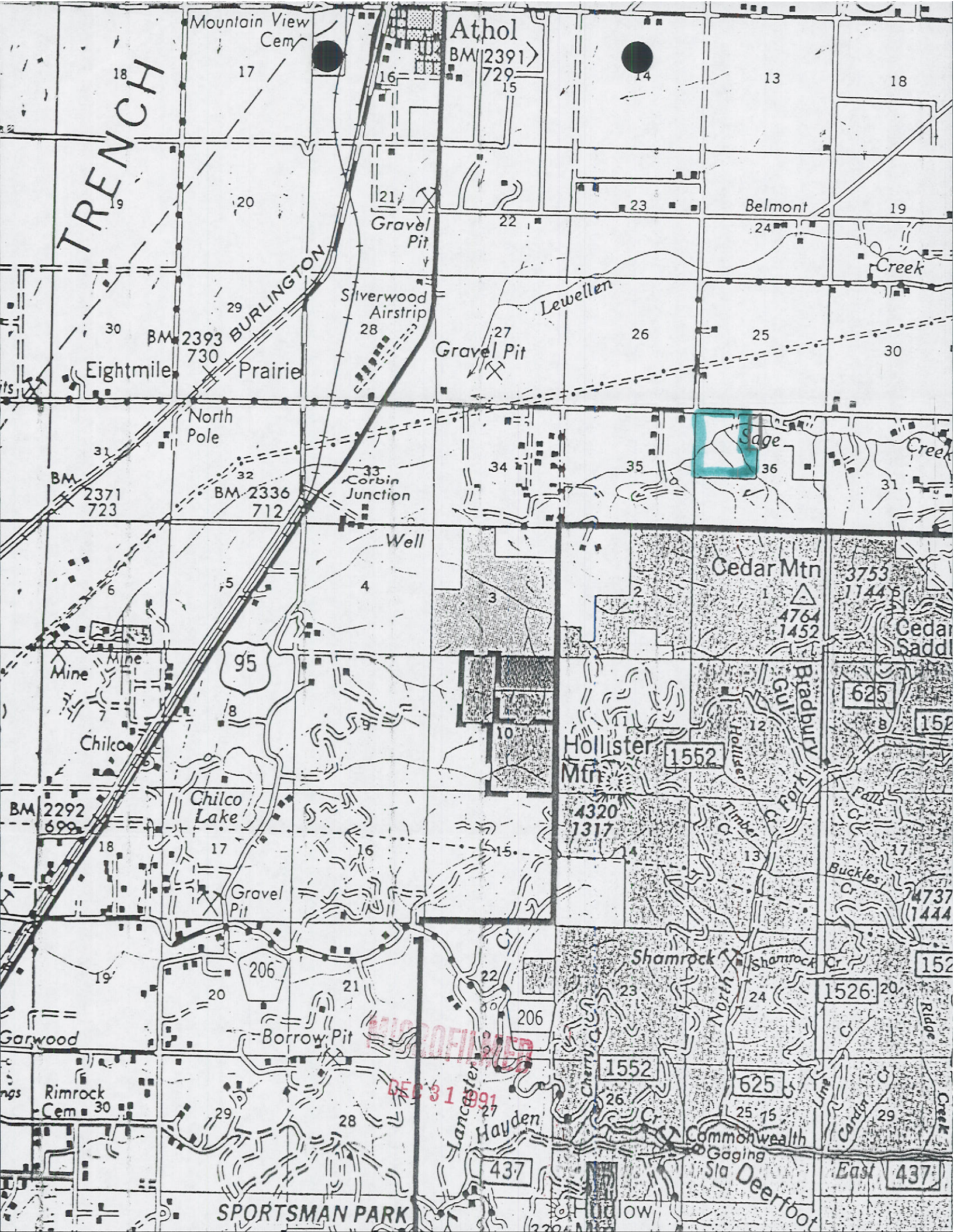


MICROFILMED
DEC 31 1991

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-7944
MOTT, JOHN &/or REBECCA
RT. 1 BOX 81A, ATHOL, ID 83801
Source: GROUNDWATER
Date Filed: 03/03/1981
Amount: 0.20 CFS
Diversion Point: SWSW Sec 20 T 53N R 02W, KOOTENAI Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15; DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWSW Sec 20 T 53N R 02W FOR 20 ACRES
Diversion Means: WELL, PUMP AND PIPELINE.

96-7945
CARPENTER, JOHN LEROY &/or FRANCES O.
P.O. BOX 598, HAYDEN LAKE, ID 83875
Source: GROUNDWATER
Date Filed: 03/02/1981
Amount: 0.06 CFS
Diversion Point: SESW Sec 20 T 53N R 02W, KOOTENAI Co.
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31
Place of Use: SESW Sec 20 T 53N R 02W
Diversion Means: WELL AND PUMP.

96-7946
FISHER, WILLIAM &/or CANDACE
RT. 1, BOX 92, ATHOL, ID 83801
Source: UNNAMED STREAM tributary to SAGE CREEK; SAGE CREEK tributary to SINKS
Date Filed: 02/27/1981
Amount: 0.80 CFS
Diversion Point: NENW NWNW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: IRRIGATION (0.80 CFS) from 04/01 to 10/15
Place of Use: NENW NWNW SWNW Sec 36 T 53N R 03W FOR 40 ACRES
Diversion Means: INTAKE AND PUMP.

96-7947
FISHER, WILLIAM &/or CANDACE
RT. 1 BOX 92, ATHOL, ID 83801
Source: UNNAMED STREAM tributary to SINKS
Date Filed: 02/27/1981
Amount: 0.08 CFS
Diversion Point: SWNW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: IRRIGATION (0.06 CFS) from 04/01 to 10/15; STOCKWATER (0.02 CFS) from 01/01 to 12/31
Place of Use: SWNW Sec 36 T 53N R 03W FOR 3 ACRES
Diversion Means: POND AND PIPELINE.

96-7948
FISHER, WILLIAM &/or CANDACE
RT. 1 BOX 92, ATHOL, ID 83801
Source: GROUNDWATER
Date Filed: 02/27/1981
Amount: 0.04 CFS
Diversion Point: NENW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: NENW Sec 36 T 53N R 01W
Diversion Means: WELL, PUMP AND PIPELINE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814 on or before MARCH 30, 1981.

C. STEPHEN ALLRED
Director

Legal 883
March 12, 19, 1981

OK
3/24/81

STATE OF IDAHO,
County of Kootenai, } ss.

Jessie Chamberlain being first duly sworn upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Application for Water Right

of which the annexed is a printed copy, was published in the regular Thurs. issue of said newspaper for 2 consecutive weeks, commencing on the 12th day of March, 19 81, and ending on the 19th day of March, 19 81, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Jessie Chamberlain

Subscribed and sworn to before me this 19th day of March, 19 81.

Roberta Brandley
Notary Public for the State of Idaho, residing at Coeur d'Alene, Idaho.

LEADER

MICROFILMED

RECEIVED
DEC 06 1991
Department of Water Resources

December 3, 1991

Dept. of Water Resources
State House
Boise, Idaho 83720

Dear Sirs:

The Ueberroth Family Trust has purchased approximately 150 acres of land as described in the enclosed copy of the deed. Peter and Jenny Ueberroth (trustees) have requested that this name appear with the following water rights which we believe to be on the 150 acres - WR5809 No. 96-07948, WR5809 No. 96-04278, WR5809 No. 96-04277, WR5809 No. 96-04003. The first three rights now have the names Linnea and Rick Kuhnhausen and the last right has the name Milan and Maria Fiala.

Please contact me if there is a fee for this service or if there is a correction to be made or when the change of name with the water right has been made.

Sincerely,

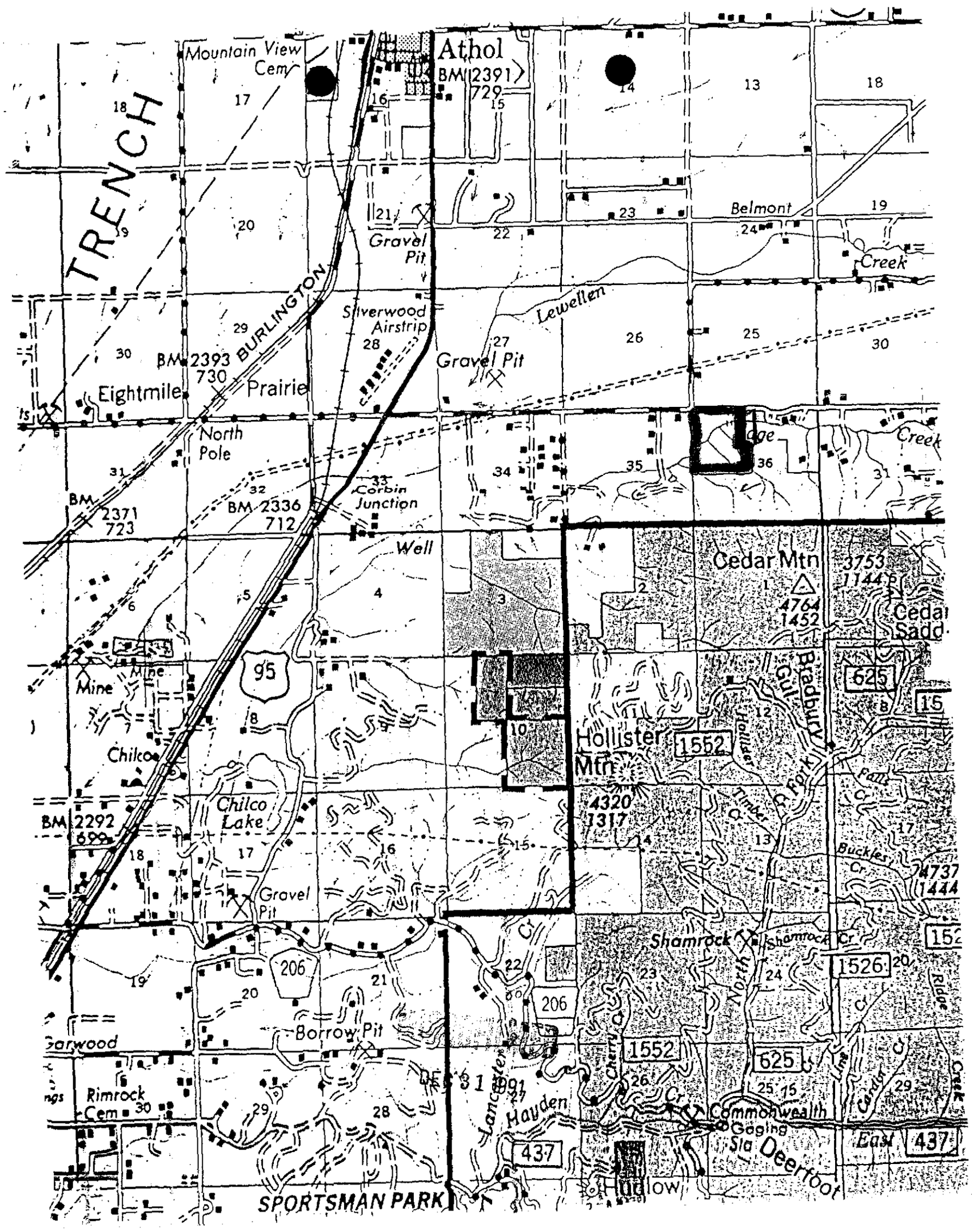
Mick Blakely

Mick Blakely
Associate Broker

MB/kd

RECEIVED
DEC 31 1991

HOPE REALTY
1410 Lincoln Way ▪ Coeur d'Alene, Idaho 83814 ▪ (208) 765-3641
Residential ▪ Commercial ▪ Investment ▪ Acreage ▪ Lake Property ▪ Business ▪ Farm & Ranch
FAX (208) 667-0842


Athol
BM 2391
729
Mountain View Cem
TRENCH
Belmont
Creek
Gravel Pit
Silverwood Airstrip
Lewellen
BURLINGTON
BM 2393
730
Eightmile
Prairie
Gravel Pit
North Pole
Corbin Junction
BM 2371
723
BM 2336
712
Well
Cedar Mtn
3753
1144
4764
1452
Hollister Mtn
1552
4320
1317
Bradbury Gul
625
Chilco
Chilco Lake
BM 2292
699
Gravel Pit
Shamrock
1526
Borrow Pit
206
1552
625
437
Rimrock Cem
Hayden
Commonwealth
Deerfoot
East
Hidlow
SPORTSMAN PARK

First American Title Company

12302-R

WARRANTY DEED

1337881

For Value Received RICK J. KUHNHAUSEN and LINNEA A. KUHNHAUSEN, husband and wife, the grantor(s), do(es) hereby grant, bargain, sell, and convey unto PETER V. UEBERROTH and VIRGINIA M. UEBERROTH, as Trustees under the UEBERROTH FAMILY TRUST dated June 27, 1986, the Grantee(s), whose current address is P.O. Box 100, Laguna Beach, CA 92652 the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

SUBJECT TO a Mortgage executed by WILLIAM P. FISHER, JR. and CANDACE FISHER, husband and wife (Mortgagor) for MILAN P. FIALA and MARIA A. FIALA, husband and wife (Mortgagee), recorded OCTOBER 15, 1979, as instrument number 822419, records of Kootenai County, Idaho.

The grantee(s) herein, hereby agree(s) to assume said Mortgage and any obligations thereunder, and further agree(s) to pay and satisfy the debt secured therein according to the terms and conditions thereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their/her/his/its heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/it/they is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances except current taxes, restrictions and easements of record and that he/she/it/they will warrant and defend the same from all lawful claims whatsoever.

Dated: OCTOBER 7, 1991

RICK J. KUHNHAUSEN

LINNEA A. KUHNHAUSEN

PETER V. UEBERROTH, Trustee
UEBERROTH FAMILY TRUST

VIRGINIA M. UEBERROTH, Trustee
UEBERROTH FAMILY TRUST

RECORDED

DEC 31 1991

ORDER NO. 12312

EXHIBIT "A"

1337881

The Northwest Quarter of Section 36, Township 53 North, Range 3 West, B.M., Kootenai County, State of Idaho.

EXCEPT that portion described as follows:

A part of the Northeast Quarter of the Northwest Quarter of Section 36, Township 53 North, Range 3 West, B.M., as described as follows:

BEGINNING at the North Quarter corner of said Section 36; thence

South along the East line of said Northeast Quarter of the Northwest Quarter, a distance of 1000 feet; thence

West, a distance of 250 feet; thence

North parallel with said West line, a distance of 500 feet; thence

West, a distance of 371.2 feet; thence

North, a distance of 500 feet to the North line of said Section 36; thence

East along said Section line, a distance of 621.2 feet to the POINT OF BEGINNING.

AND EXCEPT that portion conveyed to Lakes Highway District by Quitclaim Deed recorded August 13, 1991.

RECEIVED

DEC 31 1991

1337851

STATE OF Colorado)
: ss
COUNTY OF Boulder)

On This 6th day of November, In the year before me, a Notary Public in and for said State, personally a[illegible] LINNEA A. KUHNHAUSEN, known or identified to me to be the pe[illegible] whose name(s) is/are subscribed to the within Instrum[illegible] acknowledged to me that he/she/they executed the same.

Notary Public of State of Colorado
Residing at _____
Commission Expires January 23, 1993

STATE OF IDAHO)
COUNTY OF KOOTENAI) SS

On this 7th day of October, 19 91, before me, a Notary Public in and for said State, personally appeared PETER V. UEBERROTH and VIRGINIA M. UEBERROTH known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrumen[illegible] as Trustee, and acknowledged to me that he/she/they executed the same as such Trustee.

Residing at: CDA
Commission Expires: 6-30-94

NOTARY PUBLIC STATE OF IDAHO

STATE OF IDAHO)
COUNTY OF KOOTENAI) ss

On This 7th day of November, In the year 19 91 before me, a Notary Public in and for said State, personally appeared RICK J. KUHNHAUSEN, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public of IDAHO
Residing at CDA
Commission Expires 6-30-94

NOTARY PUBLIC

RECORDED

DEC 31 1991

RECEIVED
JUL 6 1987
Department of Water Resources
Northern District Office

RECEIVED
JUL 13 1987
Department of Water Resources

ASSIGNMENT

WILLIAM P. FISHER and CANDACE C. FISHER, husband and wife, hereinafter referred to as "Fishers", do hereby assign all of their right, title and interest in and to any water rights they presently have, including any water rights they have by appropriation or by claims to water rights filed with the Idaho Department of Water Resources which is utilized by the Fishers appurtenant to the real property described below unto RICK J. KUHNHAUSEN and LINNEA A. KUHNHAUSEN, husband and wife, hereinafter referred to as "Kuhnhausens."

This Assignment shall include specifically, without limiting the foregoing, to any right, title and interest Fishers have in water rights located in the NW¼ of Section 36, Township 53 North, Range 3 W.B.M.

This Assignment shall include specifically, without limiting the foregoing, to any right, title and interest Fishers have to: 1) Approved Water Permit No. 96-7946 the Extension thereof; 2) Approved Water Permit No. 96-7947 and Extension thereof; 3) Water Right License No. 96-7948 and its preceeding Approved Water Permit of the same number; 4) Water Right Claim No. 96-4277; and 5) Water Right Claim No. 96-4278.

By this document the right for continued use is formally acknowledge and/or assigned. Said use shal

MICROFILMED
AUG 25 1987

include the right or continued use and maintenance of said creek at the date of execution of this Assignment.

IN WITNESS WHEREOF, the Fishers have hereto set their hands this 23rd day of ~~July~~ June, 1987. WPF CCF

William P. Fisher
WILLIAM P. FISHER

Candace C. Fisher
CANDACE C. FISHER

STATE OF IDAHO)
) ss.
County of Kootenai)

On this 23rd day of ~~July~~ June, 1987, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared WILLIAM P. FISHER and CANDACE C. FISHER, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Rod Hall
Notary Public for the State of Idaho
Residing at Post Falls
My commission expires 9/21/88

RECORDED
AUG 25 1987

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7948 Priority February 27, 1981 Amount .04 cfs

THIS IS TO CERTIFY, that WILLIAM & CANDACE FISHER

of Athol, Idaho, has complied with the terms and conditions of Permit No. 96-7948 issued pursuant to Application for Permit dated February 27, 1981, and has submitted proof to the Department of Water Resources on February 27, 1981, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of .04 cfs of water from a groundwater source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from January 1 to December 31	at .04 cfs	and 1.2 acre feet
	from	at cfs	and
	from	at cfs	and

(Insert dates inclusive)

Subject, however, to the condition that no more than .04 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.2 acre feet per year, said waters to be diverted within the NE¼NW¼, Sec. 36, Twp. 53N, Rge. 3W, B.M. in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
53N	3W	36																	

Total number of acres irrigated _____

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

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30th day of April, 19 81.

MICROFILMED

Director

DEPARTMENT OF WATER RESOURCES

Det

Form 202
3/78

Ident. No. 96-7948

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 Wm & Candace Fisher Phone 683-2746

   Post office address Rte 1 Box 92 Athol, ID 83801

2. Source of water supply groundwater which is a tributary of —

3. Location of point of diversion is NE ¼ of NW ¼ of Section 36 Township 53 N

   Range 3 W B.M. Kootenai County, additional points of diversion if any: ____

4. Water will be used for the following purposes:

   Amount .04 (cfs ~~or acre-feet per annum~~) for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)

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

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

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

5. Total quantity to be appropriated:

   a. 0.04 cubic feet per second and/or b. ____ acre-feet per annum.

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. Well pump & pipeline

   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 ____ (Month/Day) to ____ (Month/Day) inclusive.

   c. Proposed well diameter is 6 inches; proposed depth of well is 175 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: NE ¼ of NW ¼ of Section 36 Township 53 N

      Range 1 W B.M.

      (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 family.

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

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

96-4278

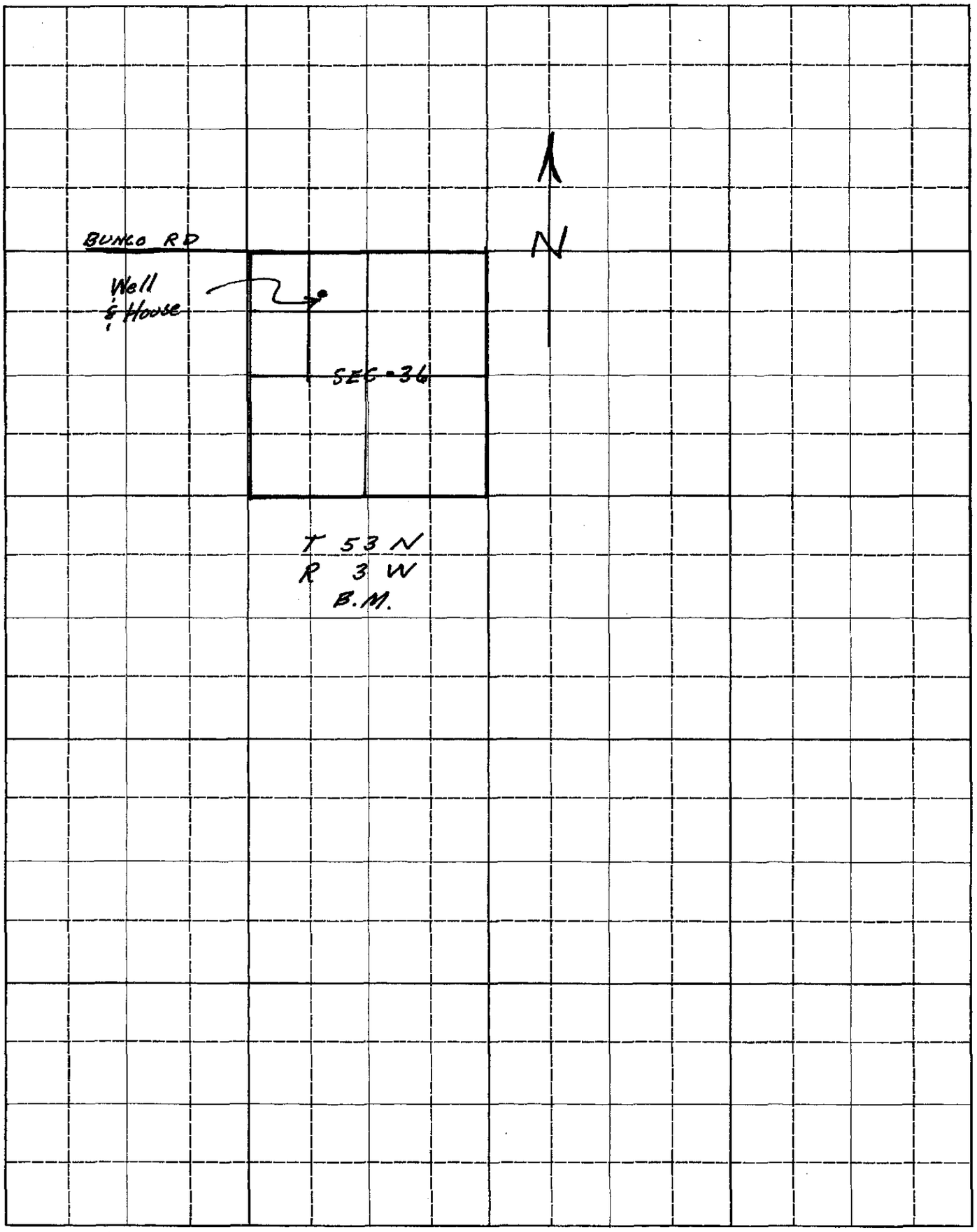
9. a. Who owns the property at the point of diversion _____

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

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

10. Remarks Well serves one household - Fisher.

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.

Wm Fuhr
(Applicant)
Candace Sanders

MICROFILMED

Proposed Priority 2/7/81

Received by RSA Date 2/27/8 Time Noon

Preliminary check by TR Fee $ 30.00

Receipted by RSA Date 2/27/81 # 18001

Publication prepared by mo Date 3/5/81

Published in Coeur d'Alene Press

Publication dates 3/12+19/81

Publication approved mo Date 3/24/81

Protests filed by: none

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by RSA

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. 96-7948, 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 May 1, 19 82.

   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:

Witness my hand this 9th day of April, 1981.

L. Glen Saxton

Chief, Operations Bureau

Professional Engineers
Registered Land Surveyors

MECKEL ENGINEERING & SURVEYING

402 Idaho Avenue
Coeur d'Alene, Idaho 83814
Phone (208) 667-4638

February 26, 1981

PROJECT: WILLIAM AND CANDACE FISHER

WELL: (Permit)

SW/4, NE/4, NW/4 Section 36, Township 53 North, Range 3 West, B.M.

Domestic use, one household (Jan. 1 to Dec. 31) = 0.04 cfs

SPRING: (Permit)

SW/4, NE/4, NW/4 Section 36, T.53N., R.3W., B.M.

Supplemental and auxilary domestic use for one household and livestock (Jan. 1 to Dec. 31) = .04 cfs

Unnamed Stream, Tributary to Sage Creek

Claim by prior use

SW/4, NE/4, NW/4 Section 36, T.53N., R.3W., B.M.

Drainage Area 0.4 mi^2

Expected summer average flow (Min.) = 0.1 cfs

Claim for Jan. 1 to Dec. 31

For irrigation of 3.0 Acres, use will be = 0.06 cfs

Unnamed Stream, Tributary (Sink) to Sage Creek

SW/4, SW/4, NW/4, Section 36, T.53N., R.3W., B.M.

Permit for livestock (less than 100) = 0.02 cfs

Drainage area 0.2 mi^2

Expected summer average flow (Min.) = 0.05 cfs

Permit for Jan. 1 to Dec. 31

Continued

MICROFILMED

PROJECT: WILLIAM AND CANDACE FISHER

SAGE CREEK:

NW/4, NE/4, NW/4 Section 36, T.53N., R.3W., B.M.
Drainage area 7.0 mi^2 (approximately)
Permit for irrigation of 40 acres, April 1 to October 15 = 0.8 cfs

Expected summer average flow (min.) = 1.5 cfs
(Assuming no diversion)

Calculations for comparison to gaged stream:

Hayden Creek station number 12 - 4160 (1979 Report)
Hydrologic Bench Mark
D.A. 22.0 mi^2

Minimum for period of record 1.7 cfs (August 1977)
Normal low 2.5 cfs (estimated from records) = $\frac{2.5}{22.0}$ = .11 cfsm

Expected summer low:
Tributary to Sage Creek (Site 3) = (.4)(.11) = .04 cfs
Measured 2.77 cfs on 2/20/81
Summer average = 0.1 cfs
Tributary to Sage Creek (Sink) (Site 4)
= (.2)(.11) = 0.2 cfs
Summer average = .05 cfs
Measured 0.77 cfs on 2/20/81

PROFESSIONAL ENGINEER, LAND SURVEYOR REGISTERED #3451 STATE OF IDAHO JAMES P. MECKEL

James P. Meckel
2-26-81

MICROFILMED

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-7944
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RT. 1 BOX 81A, ATHOL, ID 83801
Source: GROUNDWATER
Date Filed: 03/03/1981
Amount: 0.20 CFS
Diversion Point: SWSW Sec 20 T 53N R 02W, KOOTENAI Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15; DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWSW Sec 20 T 53N R 02W FOR 20 ACRES
Diversion Means: WELL, PUMP AND PIPELINE.

96-7945
CARPENTER, JOHN LEROY &/or FRANCES O.
P.O. BOX 598, HAYDEN LAKE, ID 83875
Source: GROUNDWATER
Date Filed: 03/02/1981
Amount: 0.06 CFS
Diversion Point: SESW Sec 20 T 53N R 02W, KOOTENAI Co.
Use: DOMESTIC (0.06 CFS) from 01/01 to 12/31
Place of Use: SESW Sec 20 T 53N R 02W
Diversion Means: WELL AND PUMP.

96-7946
FISHER, WILLIAM &/or CANDACE
RT. 1, BOX 92, ATHOL, ID 83801
Source: UNNAMED STREAM tributary to SAGE CREEK; SAGE CREEK tributary to SINKS
Date Filed: 02/27/1981
Amount: 0.80 CFS
Diversion Point: NENW NWNW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: IRRIGATION (0.80 CFS) from 04/01 to 10/15
Place of Use: NENW NWNW SWNW Sec 36 T 53N R 03W FOR 40 ACRES
Diversion Means: INTAKE AND PUMP.

96-7947
FISHER, WILLIAM &/or CANDACE
RT. 1 BOX 92, ATHOL, ID 83801
Source: UNNAMED STREAM tributary to SINKS
Date Filed: 02/27/1981
Amount: 0.08 CFS
Diversion Point: SWNW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: IRRIGATION (0.06 CFS) from 04/01 to 10/15; STOCKWATER (0.02 CFS) from 01/01 to 12/31
Place of Use: SWNW Sec 36 T 53N R 03W FOR 3 ACRES
Diversion Means: POND AND PIPELINE.

96-7948
FISHER, WILLIAM &/or CANDACE
RT. 1 BOX 92, ATHOL, ID 83801
Source: GROUNDWATER
Date Filed: 02/27/1981
Amount: 0.04 CFS
Diversion Point: NENW Sec 36 T 53N R 03W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: NENW Sec 36 T 53N R 01W
Diversion Means: WELL, PUMP AND PIPELINE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814 on or before MARCH 30, 1981.

C. STEPHEN ALLRED
Director

Legal 883
March 12, 19, 1981

STATE OF IDAHO,
County of Kootenai, } ss.

Jessica Chamberlain being first duly sworn upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Application for Water Right

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive weeks commencing on the 12th day of March, 19 81, and ending on the 19th day of March, 19 81, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Jessica Chamberlain

Subscribed and sworn to before me this 19th day of March, 19 81.

Roberta Manley
Notary Public for the State of Idaho, residing at Coeur d'Alene, Idaho.

LEADER

3/24/81

MICROFILMED

December 30, 1991

RE: Water Right No. 96-07948
Claim Nos. 96-04003/04277/04278

Ueberroth Family Trust
c/o Mick Blakely
Hope Realty
1410 Lincoln Way
Coeur d'Alene, ID 83814

Dear Water Right Holder (s):

We are in receipt of the correspondence concerning ownership of the above referenced water right.

In Idaho, licensed water rights and water right claims are considered real property; therefore, proof of owning the land is proof of owning the water right unless specifically excluded in the sale. We have placed your correspondence in the files for future reference and have modified our computer records to reflect that you are the present owner.

If you have any questions, please let us know.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

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DEC 31 1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

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

July 21, 1987

RE: Water Right Nos. 96-4277/4278/7946/7947/7948

Rick J. & Linnea A. Kuhnhausen
2500 Harrison Ave.
Coeur d'Alene, ID 83814

Dear Mr. and Mrs. Kuhnhausen:

The Department acknowledges receipt of the document reflecting the change of ownership of the above referenced rights and have changed our records accordingly.

Enclosed for your records are copies of each of the water rights. You should note that Permits 96-7946 and 96-7947 are not complete according to our records. You will be receiving additional correspondence on these permits in the future.

If you have any questions concerning these rights, please contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosures

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AUG 25 1987

Permit No. 96-7946
96-7947
96-7948
96-4277
96-4278

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? yes
2. Notary? yes
3. a. Full Assignment? yes
   b. Partial Assignment?
4. "No assignment" condition on permit? no
5. Commencement of Works received? yes except for 96-7946 & 47
   a. Commencement of works requested? no
   b. Show Cause Order drafted & sent?
   c. Cancellation necessary? no
6. Affidavit of residency required? no
7. Extension granted due to litigation? - yes
   (If yes, commencement of works is not required.)

1. Type permit summary sheet. Sharla
2. Coding sheet. Sharla
3. Acknowledgement letter type. see attached
4. Copy to region. Sharla

Date 7-21-87

Employee Jm

MICROFILMED
DEC 31 1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor
A. KENNETH DUNN
~~STEPHEN ALLRED~~
Director

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

May 6, 1981

William & Candace Fisher
Rt. 1, Box 92
Athol, Idaho 83801

Dear Mr. & Mrs. Fisher,

RE: License No. 96-7948

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
~~XXSTEPXIX XMXRIX~~
Director

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

April 28, 1981

William & Candace Fisher
Rt. 1, Box 92
Athol, Idaho 83801

Dear Mr. & Mrs. Fisher,

RE: Permit No. 96-7948

Enclosed is a copy of your approved Application for Permit.

Since you have already submitted proof to beneficial use and a field exam has been completed a Water Right License is being prepared and will be sent to you shortly.

Sincerely,

DAVID R. TUTHILL, JR. P.E.
Supervisor, Water Allocation Section

DRT:mr
Enclosure

Form 219
12/79

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

96-7948
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 3-4-81 Accompanied by – Total Q measured –

If source is surface water, estimate total flow of source –

Methods of measurement Est / Calc Meets Permit requirements? yes

Measurement calculations: One home 0.04cfs 1.2 AF

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description A6"x175' well, pump & pipeline

Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	0.04 ✓	1.2 ✓	1-1	12-31
Total	0.04 ✓	1.2 ✓		

Remarks From well log & Assessor

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MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NENW, 36, T53N, R3W

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
53N	3W	36					X												

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

Examiner's Signature J W Kay Date 3-4-81

Checked by Robyn Date

Approved by Robyn Date 4/8/81

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

Mr. and Mrs. William Fisher
Rt. 1 Box 92
Athol, Id. 83801

RE: 96-7948

Dear Mr. and Mrs. Fisher:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/rms

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

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. 76-7[redacted]8.

Name(s) of Permit Holder: Wm & Candace Fisher

Post Office Address: R+1 Box 92

Athol ID 8381[redacted] Tel. No. 683-2746

Source of Water: Groundwater

Extent of Use:
- ☒ Domestic 1 (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.

2/27/81
Date

Wm Fisher
Candace Fisher
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Form No. 202a
2/79

State of Idaho

Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK APPLICATION NUMBER: 96-7948

CHECK:

- ☑ Source.
- ☑ Point of diversion.
- ☑ County.
- ☑ Description of diverting works.
- ☑ Time required for beneficial use of water.
- ☑ Place of use or acres irrigated.
- ☑ Map.
- ☑ Signature.
- ☑ Fee.

Field check by: _____
Date: _____
Comments: _____

- ☐ 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.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

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: 3/30/81 ✓
- ☐ Yes ☑ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☑ Affidavit of publication received. Date: 3/24/81 ✓
- ☑ 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? _____
- 2/19/81 Date of priority recommended. ✓
- Special conditions of approval or cover letter. _____

By: RJT Date: 3/30/81

STATE OFFICE REVIEW:

SL w/o cond

☐ See attached sheet for more information.

By: _____ Date: 4/8/81

96-7948_

FISHER, WILLIAM &/or CANDACE

RT. 1 BOX 92, ATHOL, ID 83801

Source: GROUNDWATER

Date Filed: 02/27/1981

Amount: 0.04 CFS

Diversion Point: NENW Sec 36 T 53N R 03W, KOOTENAI Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 36 T 53N R 01W

Diversion Means: WELL, PUMP AND PIPELINE.

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