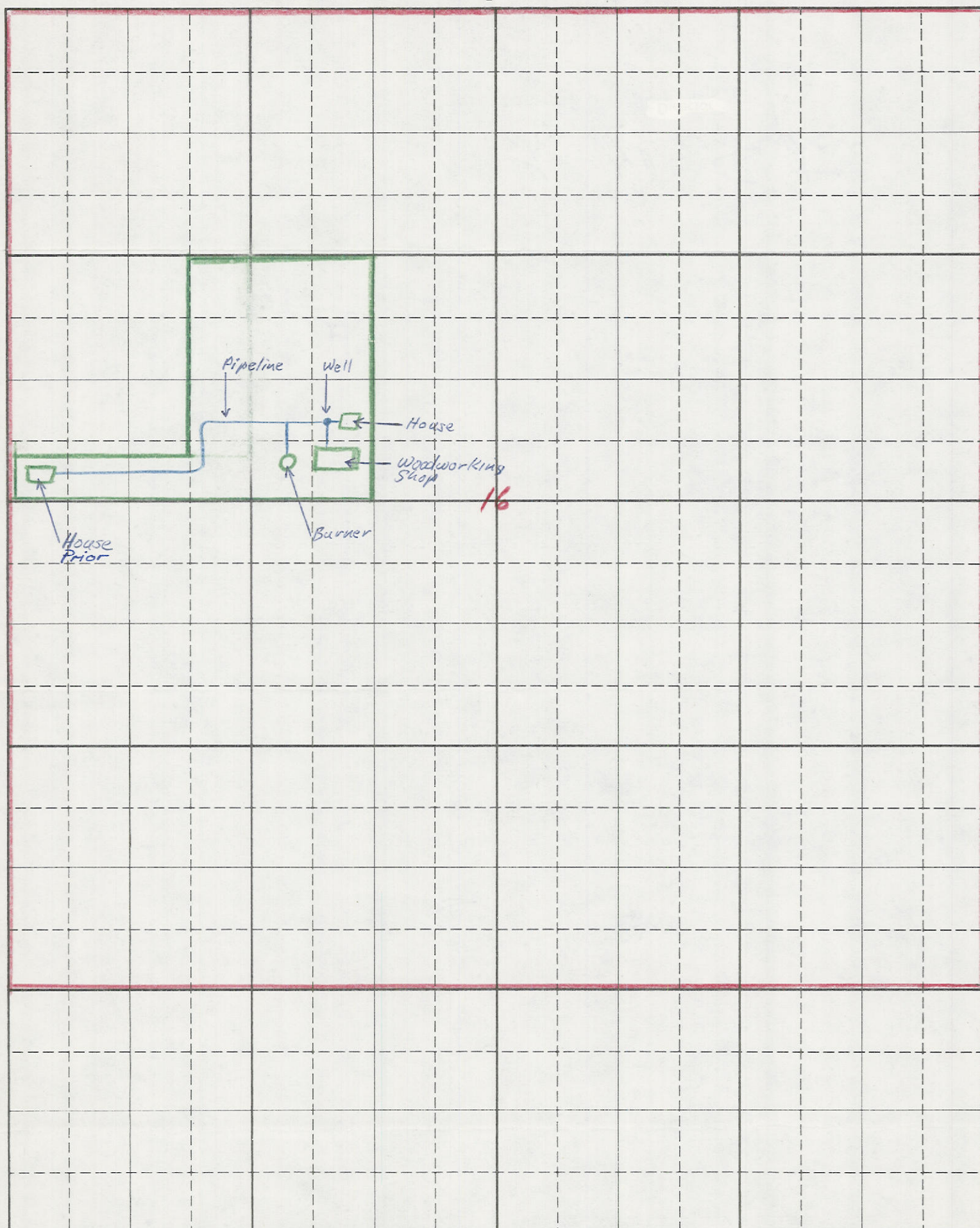


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. Section 16, Township 56 North, Range 2 West, B.M.:



XXXXXXXXXXXXXXXXXXXX Scale: 8 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.

x Bernard O. Fournier
(Applicant)



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

September 21, 1981

Mr. Berton Fournier
Rt. 1 Box 286
Sagle, Id. 83860

RE: 96-7898

Dear Mr. Fournier:

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. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7898 Priority August 27, 1980 Amount 0.08 cfs

THIS IS TO CERTIFY, that Berton O. & Alma E. Fournier
of Sagle, Idaho, has complied with the terms and conditions of Permit
No. 96-7898 issued pursuant to Application for Permit dated August 27, 1980,
and has submitted proof to the Department of Water Resources on September 8, 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 0.08 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 <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	cfs and	_____
Industrial	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>16.5</u> acre feet
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.08 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
17.7 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16, Twp.
56N, Rge. 2W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
56N	2W	16						X	X										

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 28 day of
June _____, 19 82.

Director

Ident. No. 96-7898

STATE OF IDAHO JUN 7 1982

LICENSING Department of Water Resources

MAY 13 1982

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Berton O. & Alma E. Fournier Phone

of (address) Route #1, Box 286, Sagle, Idaho, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho

No. 96-7898 , and requests that the permit and permit map be changed as follows:

NO CHANGE

1. Point of diversion: _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,

County of _____ . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

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)

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

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated = _____

4. a. Who owns the property at the point of diversion? _____

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

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

MICROFILMED

Dr

Show 40-acre subdivisions, townships, ranges and ditches.

[illegible]

Signed at Seale, this 3 day of June, 1952.
Betsey C. Fournier
 (Signature)

Preliminary check by Jmi Fee = \$20.00
 Publication prepared by N/A Date _____
 Publication dates _____

Received by ag Date 6-15-82 # 23727
 Published in _____

I, A. KENNETH DUNN, of the Department of Water Resources hereby APPROVE the above Application for Amendment of Permit No. 96-7898.

Witness my hand this 28 day of June, 19 82

Director

MICROFILMED

Identification No. 96-7898
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Berton O., Alma E. Fournier Phone: 263-5974
post office address Rt. 1, Box 286, Sagle, ID 83860
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 56 N
Range 2 W B.M. Bonner County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into earth at a point in SE $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 16 Township 56N Range 2W B.M. _____
4. Water will be used for the following purposes:
Allow 0.04 *
Amount 0.1 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.3 for industrial purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated: Allow 0.34 * RH 10-15-80
a. 0.4 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, underground
pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity 80 gal. acre feet, materials used in storage dam: _____
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
Allow 1 yr. * (Well has been used for residence and livestock since 1945.
is 0 years Second residence and woodworking shop added in June, 1963.)
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 56N
Range 2W B.M. _____
(2) Amount of power to be generated: None hp under _____ feet of head.
(3) List number of each kind of livestock to be watered None under this permit. 35 head
of cattle watered under prior appropriation.
(4) Name of municipality to be served None, or number of families to be
supplied with domestic water one on this permit, one under prior appropriation.
(5) If water is to be used for other purposes describe: For consumption and fire control
(sprinklers) for woodwork shop.

MICROFILMED

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	
56N	2W									X									

Total number of acres to be irrigated 5

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

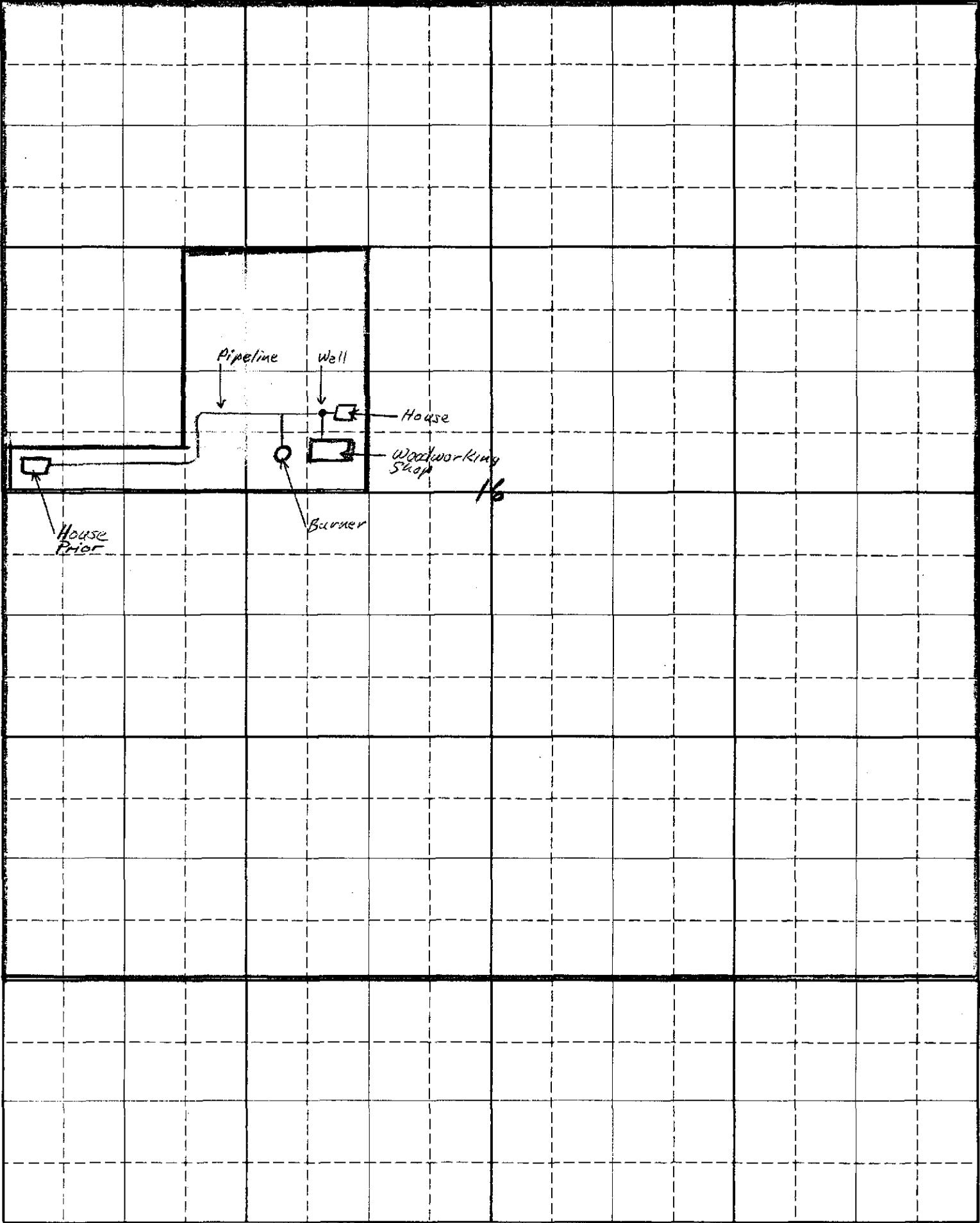
9. a. Who owns the property at the point of diversion Berton O., Alma E. Fournier

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

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

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. Section 16, Township 56 North, Range 2 West, B.M.:



XXXXXXXXXXXXXXXXXXXX Scale: 8 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.

x Bernard O. Fournier
(Applicant)

Proposed Priority 8/27/80 Received by JK Date 8-27-80 Time Noon
Preliminary check by JK Fee \$ 45.00
Received by me Date 8/29/80 (15373)
Publication prepared by me Date 9/4/80
Published in Sageprint Bee
Publication dates 9/10 & 17/80
Publication approved me Date 9/24/80
Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for (approval) denial by RA

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. 96-7898, 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 November 1, 19 81.
- c. Other: Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.
(2) The maximum rate of diversion shall not exceed 0.34 cfs.

2. Denial of said application is for the following reasons: _____

Witness my hand this 31st day of October 19 80.

L. Glen Sayton
Chief, Operations Division

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 _____

Application for Water Right

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 10 day of 9, 1980 and ending on the 17 day of 9, 1980 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 22 day of Sept, 19 80.

Allan M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

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:

94-7898

FOURNIER, BERTON O.
&/or ALMA E.
RT. 1 BOX 286, SAGLE, ID
83880

Source: GROUNDWATER

Date Filed: 08/27/1980

Amount: 0.40 CFS

Diversion Point: SENW Sec
16 T 56N R 02W, BONNER,
Co.

Use: INDUSTRIAL (0.30
CFS) from 01/01 to 12/31
DOMESTIC (0.10 CFS) from
01/01 to 12/31

Place of Use: SENW Sec 16 T
56N R 02W

Diversion Means: WELL,
PUMP AND PIPELINE.

94-7980

MARTIN, SR., CHARLES E.
MARTIN, DEANNA M.
P.O. BOX 538, SAGLE, ID
83880

Source: GROUNDWATER

Date Filed: 08/04/1980

Amount: 0.04 CFS

Diversion Point: NESW Sec
22 T 56N R 01W, BONNER
Co.

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

Place of Use: NESW Sec 22 T
56N R 01W

Diversion Means: WELL
AND PUMP

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
SEPTEMBER 29, 1980.

C. STEPHEN ALLRED
Director

Published 9/10 & 9/17, 1980
Department of Water Resources

MICROFILMED

July 8, 1982

RE: Permit No. 96-7898

Berton O. and Alma E. Fournier
Route #1, Box 286
Sagle, ID 83860

Dear Mr. and Mrs. Fournier:

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment. Also enclosed is Departmental Receipt No. 23727 in the amount of \$20.00.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED

June 1, 1982

RE: Permit No. 96-7898

Berton O. & Alma E. Fournier
Route #1, Box 286
Sagle, ID 83860

Dear Mr. and Mrs. Fournier:

Our office received your letter on May 12, 1982. In your letter you have asked several questions in regards to our letter of May 5, 1982.

Our examiner visited your water system in October of 1981. On his field report he has calculated the well and pump output with a 90% efficiency for the total capacity of 0.08 cubic feet per second which is equal to 36 gallons per minute. One domestic unit and your industrial use can be recognized by your permit. Whereas, the other domestic unit and stockwater are not identified on your original permit. I have enclosed a copy of the permit.

On the copy of the permit you can see the notation that says the other domestic unit and stockwater are under a prior appropriation. In checking our records I find no other water right filing for these uses. Under our claims program there is no need to file on historical uses for 1 domestic unit or under 1000 head of stock. I have enclosed a brochure which will explain this program.

Before we can license Water Right Permit No. 96-7898 as set forth in our letter of May 5, 1982, we must amend the permit to correspond with the examiner's findings.

Please sign the enclosed amendment application and return it to this office along with a \$20.00 filing fee within 15 days in order that we might issue your license. If we have not received the amendment we will assume you are no longer interested in the water right and start cancelling procedures.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosures

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 5, 1982

RE: Permit No. 96-7898

Berton O. & Alma E. Fournier
Route #1, Box 286
Sagle, ID 83860

Dear Mr. and Mrs. Fournier:

A representative of this Department made an examination of the works covered by your Permit No. 96-7898 and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.08 cfs Source: groundwater

The maximum quantity diverted shall not exceed 17.7 acre feet
per year.

Point of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 56N, Rge. 2W, Bonner County

Beneficial use: Domestic use for 1 unit and industrial use within the
S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 16, Twp. 56N, Rge. 2W

Priority date established: August 27, 1980

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

RECEIVED

MAY 13 1982

Department of Water Resources

Dear Sir:

In your letter you say
beneficial use domestic one unit
but there is two complete homes
plus the industrial use plus the
20 to 40 head of livestock you don't
mention the livestock or the one
domestic unit. Your representative
was told that when he was here.
So I do not know if you are
allowing me enough water.

Thank you
Benton O. & Alma E.
Turner

MICROFILMED

Benton O Fournier
Rt 1 Box 286
Sagle, Idaho 83860

State of Idaho
Dept of Water Resources
Statehouse
Boise, Idaho 83720



MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

May 5, 1982

RE: Permit No. 96-7898

Berton O. & Alma E. Fournier
Route #1, Box 286
Sagle, ID 83860

Dear Mr. and Mrs. Fournier:

A representative of this Department made an examination of the works covered by your Permit No. **96-7898** and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: **0.08 cfs** Source: **groundwater**

The maximum quantity diverted shall not exceed **17.7** acre feet per year.

Point of diversion: **SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 56N, Rge. 2W, Bonner County**

Beneficial use: **Domestic use for 1 unit and industrial use within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, Twp. 56N, Rge. 2W**

Priority date established: **August 27, 1980**

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

96-7898

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	10-20-81	JL	263-0974-BIAN-5128
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 10-21-81 Accompanied by App Total Q measured -
 If source is surface water, estimate total flow of source -
 Methods of measurement Est/calc. Meets Permit requirements? Yes

Measurement calculations:
 Efficiency 88(2) 80% @ 77 cfs
 $2.33(35) + 100$
 @ 90% EFF. = 0.088
 One home = 0.04 cfs @ 1.2 AF
 Industrial = 0.08 cfs (capacity), 10 hrs/day, 5 days/wk, 52 wks/yr - 10/16 hrs
 is 250 working days $\therefore 0.08(1.9835)250(10\text{ hrs}) = 16.53 \text{ AF}$
 24 hrs

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

System Description 6"x100' well with 2HP pump & pipeline to place of use

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

RECOMMENDED AMOUNTS

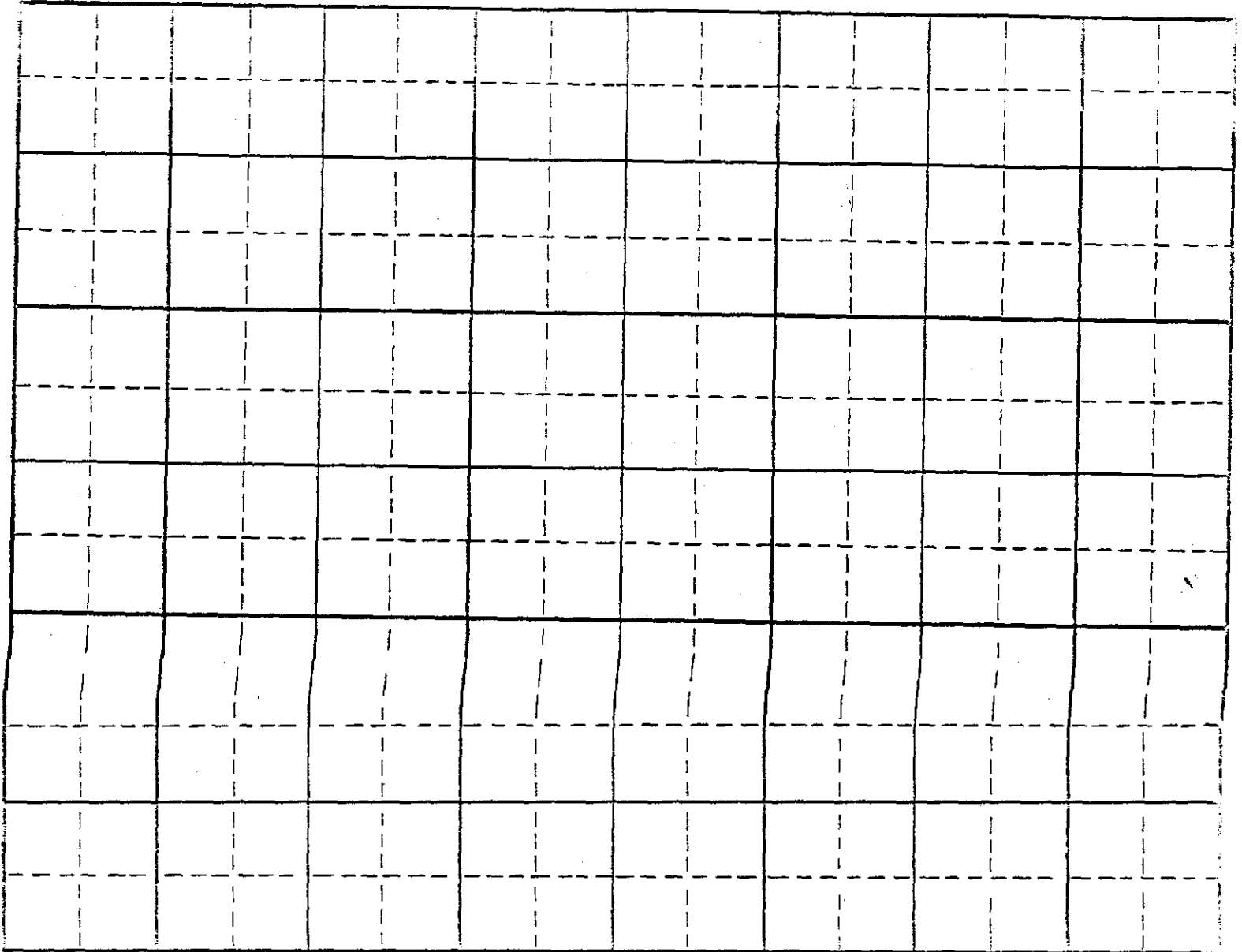
USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>Domestic</u>	<u>0.04</u> ✓	<u>1.2</u> ✓	<u>1-1</u>	<u>12-31</u>
<u>Industrial</u>	<u>0.08</u> ✓	<u>16.53</u> ✓	<u>1-1</u>	<u>12-31</u>
Total	<u>0.08</u>	<u>17.73</u>		

Remarks Industrial use for cooling saw blades & Restroom facilities

to exceed 0.08 cfs when combined with previous right for domestic
lock
looked on both microfiche & computer for
previous and could not find any.
No Overlap RC

MICROFILMED

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SE NW -16-56N-2W

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	
4N	2W	16							X	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 Signature J King

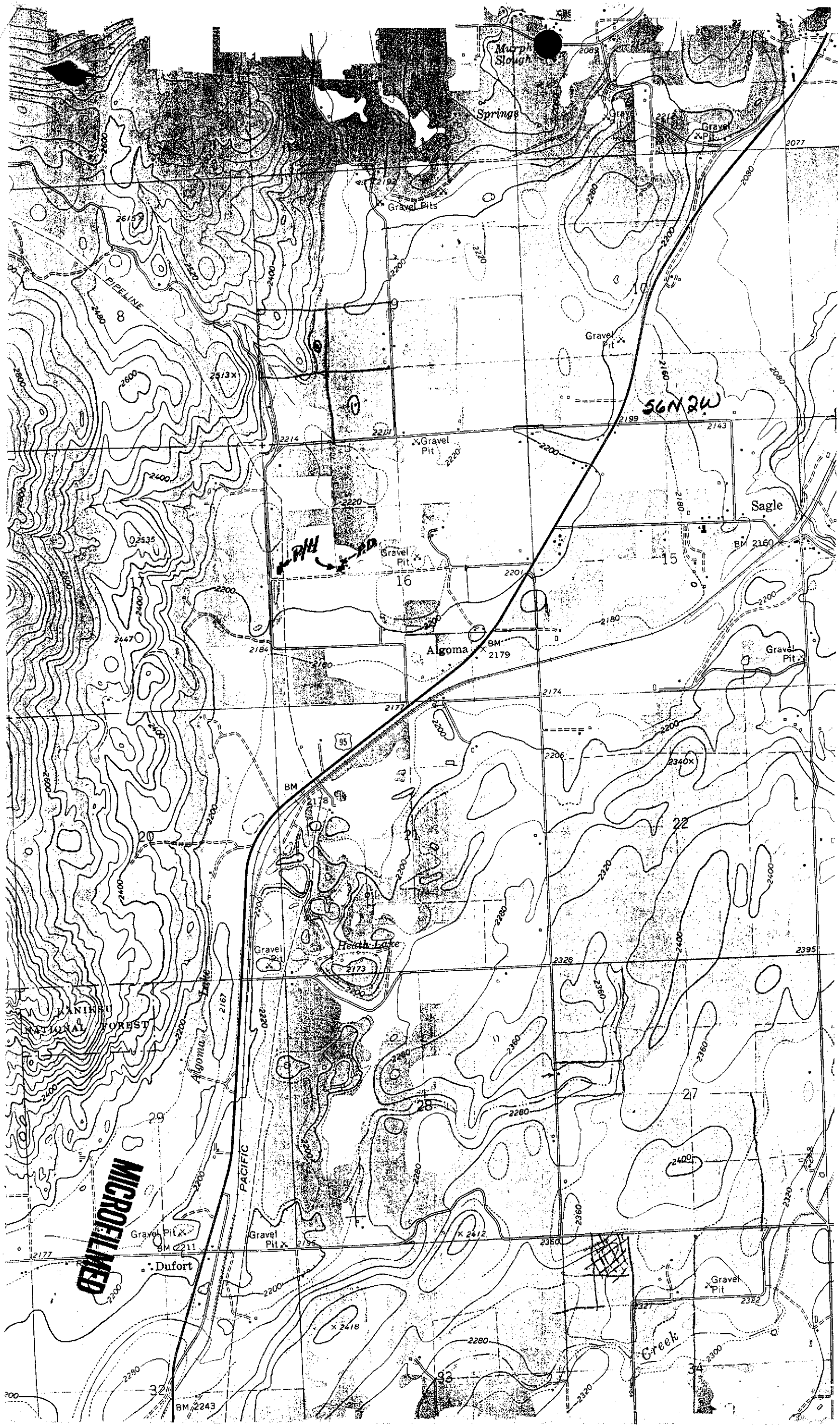
Checked by Bob Haynes

Approved by

Date 10-27-81

Date 10/28/81

Date 4-23-82



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
A. KENNETH DUNN
Director

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

September 21, 1981

Mr. Berton Fournier
Rt. 1 Box 286
Saele, Id. 83860

RE: 96-7898

Dear Mr. Fournier:

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 we 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. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/ams

cc: IDWR - State Office

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. 46-7898

Name(s) of Permit Holder: Berton O & ALMA E. Fournier

Post Office Address: Rt 1 Box 286

Tel. No. 208-263-5974

Source of Water: Ground

Extent of Use:

☒ Domestic	<u>2</u>	(number of households)
☒ Stockwater	<u>20 head cows</u>	(number and type of stock)
☐ Irrigation		(acres)
☒ Other	<u>business</u>	

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.

9/4/81
Date

Alma E. Fournier
Signature of Permit Holder

Alma E. Turner

Rt. 1 Box 286

Seagle, Idaho 83560



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

FOURNIER, BERTON O. & ALMA E.
RT. 1 BOX 286
SAGLE, ID 83860

138570

AUGUST 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7898 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1981. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FOURNIER, BERTON O. & ALMA E.
RT. 1 BOX 286
SAGLE, ID 83860

NOVEMBER 20, 1980

RE: PERMIT NO. 96-7898

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 A FORM 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

RECEIVED

OCT 24 1980

10/16/80

TO: Bob Haynes

FROM: Jim Johnson

Department of Water Resources

RE: Amount for Domestic

Bob, this App. appears to be asking for 0.1 cfs for one house hold.

This amount is considerably greater than the 0.04 cfs we normally allow.

According to Admin Memo dated 06/04/80 we can allow more if justified.

I don't see anything in the file which would allow this much, however, before we reduced it I thought that we should return it to you in case you had additional information.

Please note the corrections penciled in. If they are ok please have the corrections typed in.

THANKS

IF YOU HAVE ANY QUESTIONS ON THIS
LET ME KNOW.

Jim,

I concur that it should
be reduced

Bob

RECEIVED

OCT 21 1980

Department of Water Resources
Northern District Office

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK APPLICATION NUMBER: 96-7898

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: 9/29/80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/24/80 ✓
☒ 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? _____
☒ 9/27/80 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: Ryff Date: 9/29/80 **MICROFILMED**

STATE OFFICE REVIEW: return receipt w/cover letter Com item 4 & 5, 7

SLW to cond
☐ See attached sheet for more information.
By: Rbryn Date: 10/29/80 098

FOURNIER, BERTON O. &/or ALMA E.

RT. 1 BOX 286, SAGLE, ID 83860

Source: GROUNDWATER

Date Filed: 08/27/1980

Amount: 0.40 CFS

Diversion Point: SENW Sec 16 T 56N R 02W, BONNER Co.

Use: INDUSTRIAL	(0.30 CFS)	from 01/01 to 12/31
DOMESTIC	(0.10 CFS)	from 01/01 to 12/31

Place of Use: SENW Sec 16 T 56N R 02W

Diversion Means: WELL, PUMP AND PIPELINE.

MICROFILMED

August 28, 1980

Mr. Jonathan W. Cottrell
Attorney at Law
P. O. Box 874
Sandpoint, Idaho 83864

Dear Mr. Cottrell:

We are enclosing a Water Users Handbook as well as instructions for filing a Claim to a Water Right and an Application for Permit.

The changes in Legislation you have referred to have also led to the following interpretation concerning single household domestic systems. When a second single family "hook up" is made to an existing single family domestic system, the resulting multiple two-household system can be considered as either a multiple system or two single household systems, depending upon intent.

If the system was designed and built for multiple "hook ups", then it must be considered to be a multiple system and subject to the recording requirement. However, if the system was designed and built for one household, and the second household was added later in time, two distinct single household domestic rights may have been established from one well and, therefore, not subject to the recording process.

In the case of Mr. Fournier, it was probably not necessary to include the domestic use with the industrial use. But since the filing was necessary for industrial, I see no reason to delete the domestic, especially since it further defines the right and the filing fee would not change.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Instructions for Claims and Applications
Water Users Handbook

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JONATHAN W. COTTRELL

ATTORNEY AND COUNSELOR AT LAW
304 MAIN STREET
P. O. BOX 874
SANDPOINT, IDAHO 83864

TELEPHONE 263-7534
AREA CODE 208

August 22, 1980

Idaho Department of Water Resources
4055 Government Way
Suite 1
Coeur d'Alene, Idaho 83814

Re: Application of Berton O., Alma E. Fournier

Gentlemen:

Enclosed herewith for filing is the application for water permit of Berton O. and Alma E. Fournier, together with my check in the amount of \$45.00 filing fee. Please contact me if you have any question concerning the same.

Ret
At your earliest opportunity, please forward the current publication of:

1. Instructions for Filing and Application for Permit
2. Instructions for Filing Claim to a Water Right
3. Water Users' Handbook

My copies of these appear to have been outdated by subsequent amendments to the water law. If the forms for use with water claims and water permits have been changed in the last year or two, I would appreciate your also forwarding a few of any of the forms which have been changed.

Very truly yours,

Jonathan W. Cottrell
Jonathan W. Cottrell

JWC:jl

Encl.

RECEIVED

AUG 28 1980

Department of Water Resources
Northern District Office

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