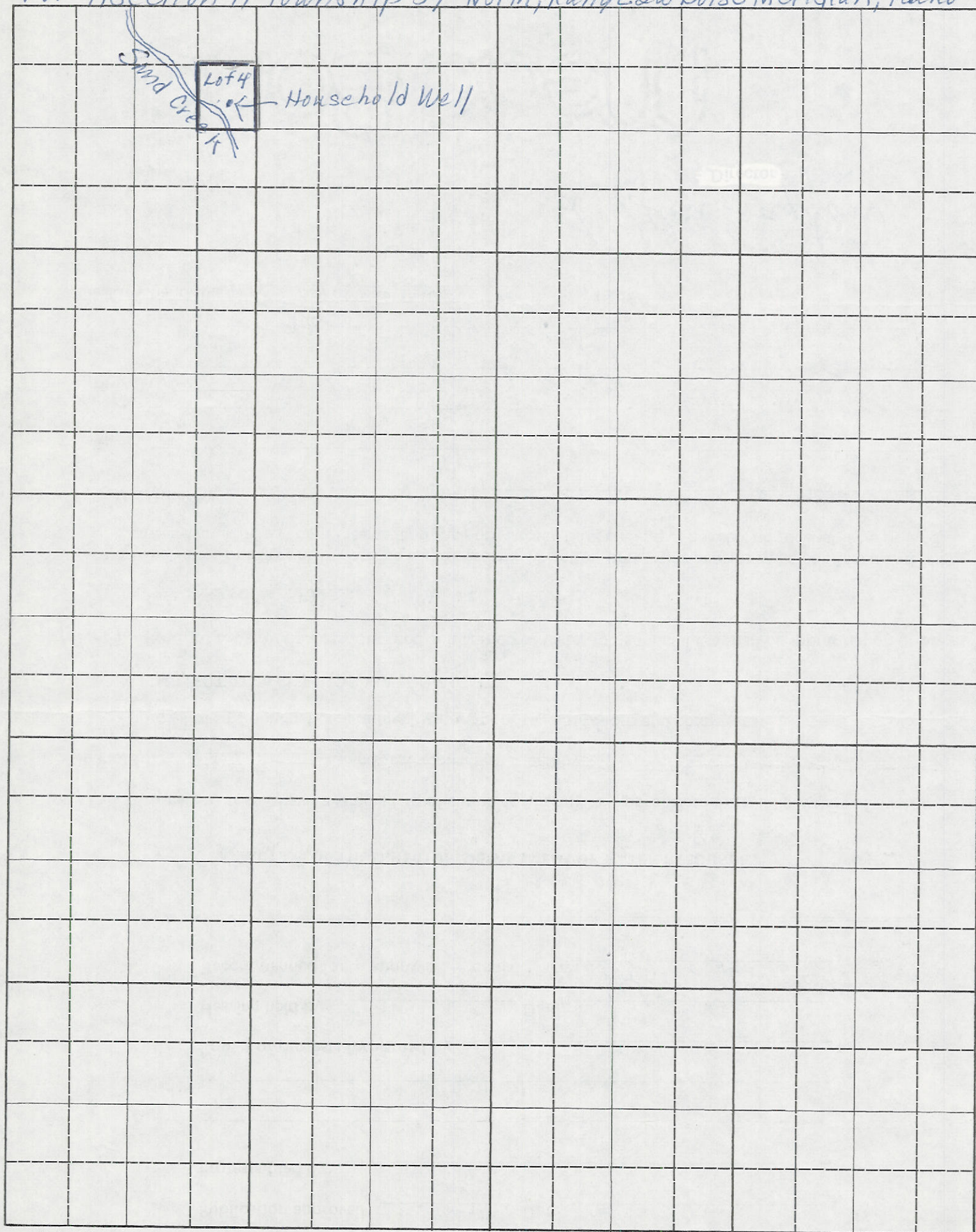


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Lot 4, Section 4, Township 57 North, Range 2W Boise Meridian, Idaho



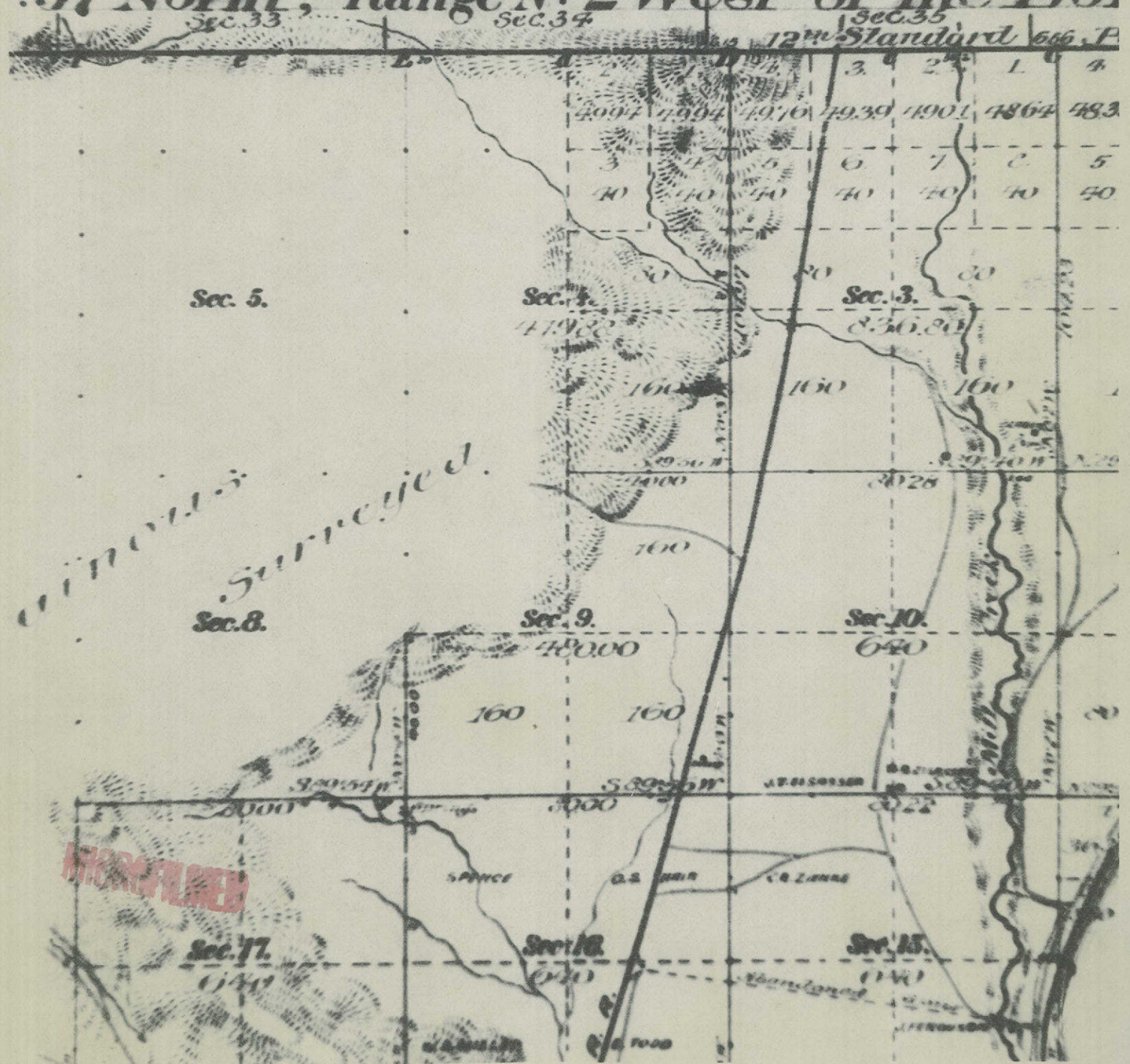
Scale: 2 inches equal 1 mile.

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.

Agnes E. Elliott
Agnes E. Elliott
(Applicant)



No. 57 North, Range No. 2 West of the Bo.



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7853 Priority January 28, 1980 Amount 0.04 cfs

THIS IS TO CERTIFY, that Tolbert E. & Agnes E. Elliott
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7853 issued pursuant to Application for Permit dated January 28, 1980,
and has submitted proof to the Department of Water Resources on February 5, 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 0.04 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
<u>Domestic</u> <u>(1 unit)</u>	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 _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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 is 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 GL 4 (NE $\frac{1}{4}$ NE $\frac{1}{4}$) Section 4,
Twp. 57N, 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 $\frac{1}{4}$	
57N	2W	4	GL4 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 21 day of
September, 19 81.

Director

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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 Tolbert E. & Agnes E. Elliott Phone (208) 263-9847
Post office address P.O. Box 1391, Sandpoint, Idaho 83864
2. Source of water supply Well-Ground Water which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of Lot 4 of Section 4 Township 57N
Range 2W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- 0.04 ~~for~~ Domestic 3-5-80 J.J.
Amount for Residential 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. 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. _____
- b. Height of storage dam N/A 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 8 inches; proposed depth of well is 68 feet.

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

8. Description of proposed uses:

- a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of Lot 4 of Section 4 Township 57N
Range 2W 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 2.
- (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:

[illegible]

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Tolbert E. & Agnes E. Elliott

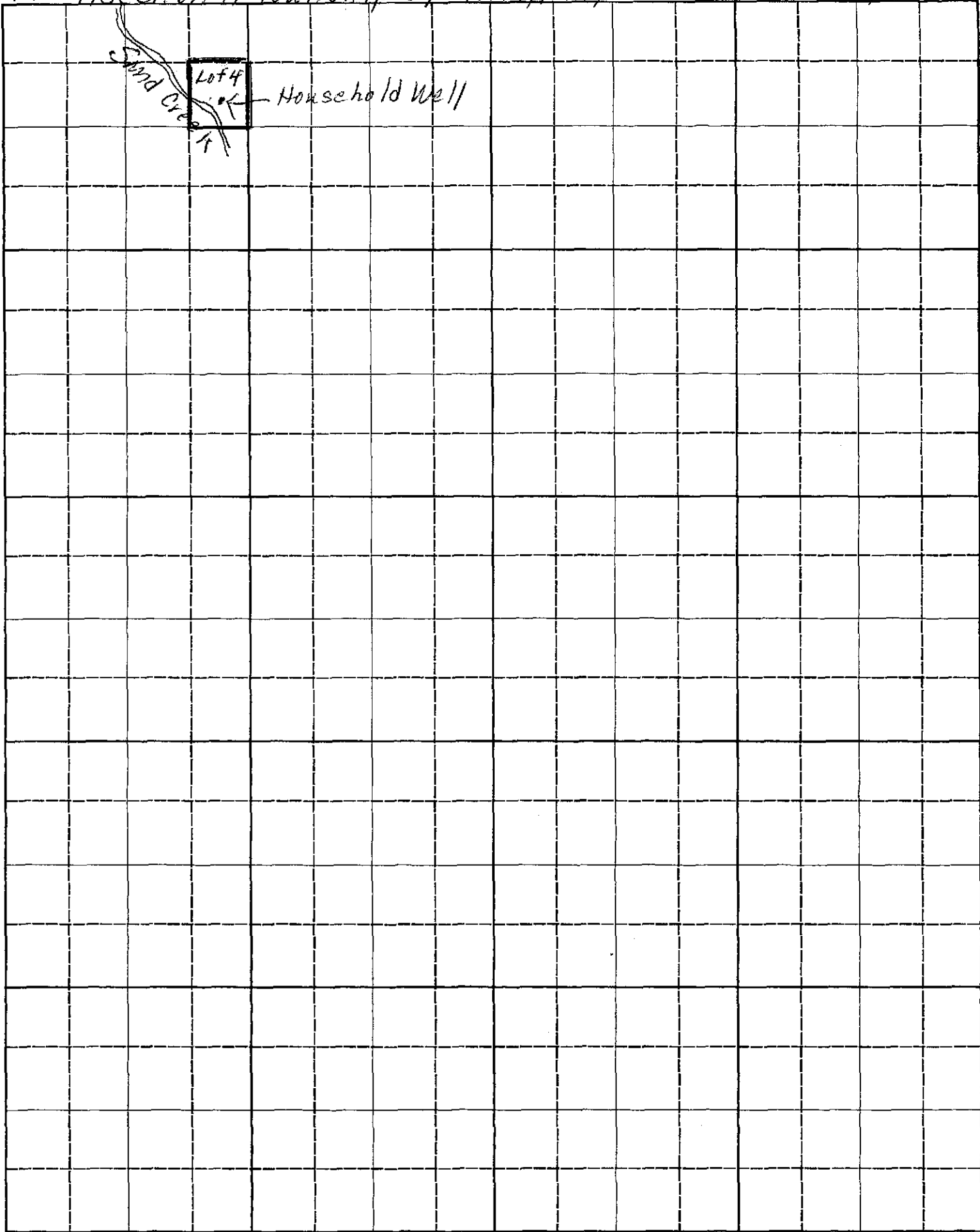
b. Who owns the land to be irrigated or place of use _____

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

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

Lot 4, Section 4, Township 57 North, Range 2W Boise Meridian, Idaho



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.

Agnes E. Elliott
[Signature]
(Applicant)

Proposed Priority 1/28/80

Received by pm Date 2/4/80 Time 2:20 pm
Preliminary check by K Fee \$ 20.00
Receipted by pm Date 2/6/80 (16815)
Publication prepared by pm Date 2/7/80
Published in Sandpoint Bee
Publication dates 2/13+20/80
Publication approved pm Date 2/25/80
Protests filed by: none

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

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. 96-7853, 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 April 1, 19 81.
- 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 5th day of March, 19 80.

L. Glen Saxton
Chief, Open Space 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 Notice of Applications 96-7852 & 96-7853 as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 13 day of 2, 1980 and ending on the 20 day of 2, 1980 and that said notice was published in said newspaper.

Subscribed and sworn to before me this 20 day of Feb, 1980.

Adell 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:

96-7852

ELLIOTT, TOLBERT E. & or AGNES E.

P. O. BOX 1391, SANDPOINT, ID. 83864

Source: UNNAMED CREEK tributary to SAND CREEK

Date Filed: 01-28-1980

Amount: 0.20 CFS

Diversion Point: LOT 04 Sec 04 T 57N R 02W, BONNER Co.

Use: IRRIGATION (0.20 CFS) from .03-15 to 11-15'

Place of Use: SENE Sec 04 T 57N R 02W FOR 10 ACRES

Diversion Means: PUMP

96-7853

ELLIOTT, TOLBERT E. & or AGNES E.

P.O. BOX 1391, SANDPOINT, ID. 83864

Source: GROUNDWATER

Date Filed: 01-28-1980

Amount: 0.04 CFS

Diversion Point: LOT 04 Sec 04 T 57N R 02W, BONNER Co.

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

Place of Use: LOT 04 Sec 04 T 57N R 02W

Means: WELL

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 3, 1980.

C. STEPHEN ALLRED

Director

Published 2-13 & 2-20-80.

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96-7853

January 29, 1980

Mr. Tolbert E. Elliott
P. O. Box 1391
Sandpoint, Idaho 83864

Dear Mr. Elliott:

We are returning your Check No. 92-55 in the amount of \$55.00 and your two Applications for Permit.

Please check Items 4, 5.a. and 8.b. I have pencilled in the information I believe to be appropriate. If you concur, please write in the correct information in ink and return the Applications and a check for \$40.00. If you disagree, please contact me at this office.

Sincerely,

TOM D. KING, JR.
Senior Water Resource Agent

TDK/pms

Enc. - Check
Applications (2)

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

September 28, 1981

RE: Permit No. 96-7853

Tolbert E. & Agnes E. Elliott
P.O. Box 1391
Sandpoint, ID 83864

Dear Mr. and Mrs. Elliott:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

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State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

SEP 4 1981

Department of Water Resources

96-7853

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 8-25-81 Accompanied by Daughter of 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:

one time ✓

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

System Description 6" X 68' well with submersible pump & pipeline to home

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

RECOMMENDED AMOUNTS

USE

Domestic

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

0.04 ✓

1.2 ✓

1-1

12-31

Total

0.04 ✓

1.2 ✓

Remarks One home & no lawn approx 15' X 60'

No overlapping rights

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MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

(NENE, SENE) $\swarrow$ see microfiche

Point(s) of diversion: GL4, 4, 57N, 2W

Place(s) of Use

[illegible]

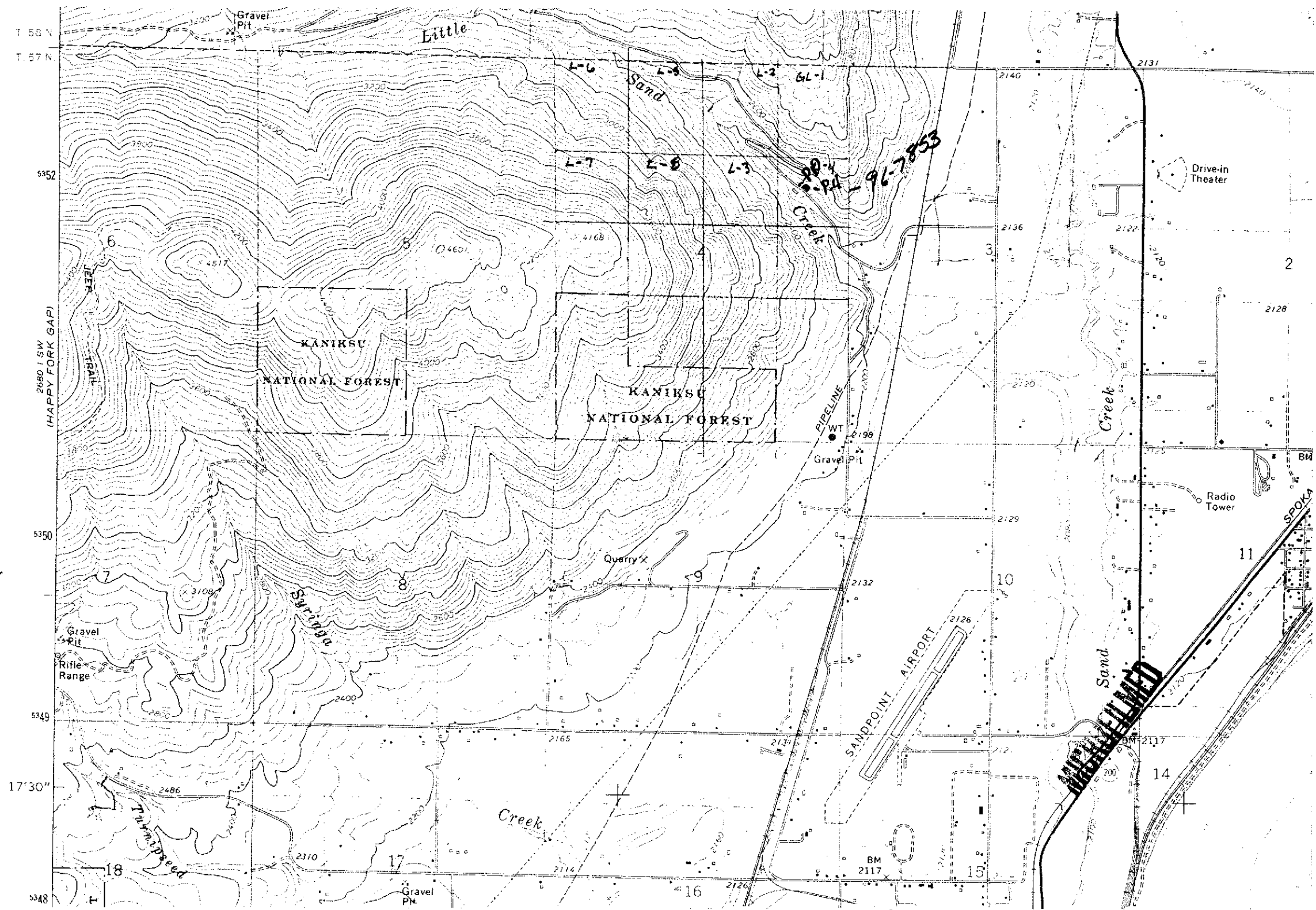
Recommended Amendments:

- ☐ 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 JKing
Checked by Bob Haynes
Approved by _____

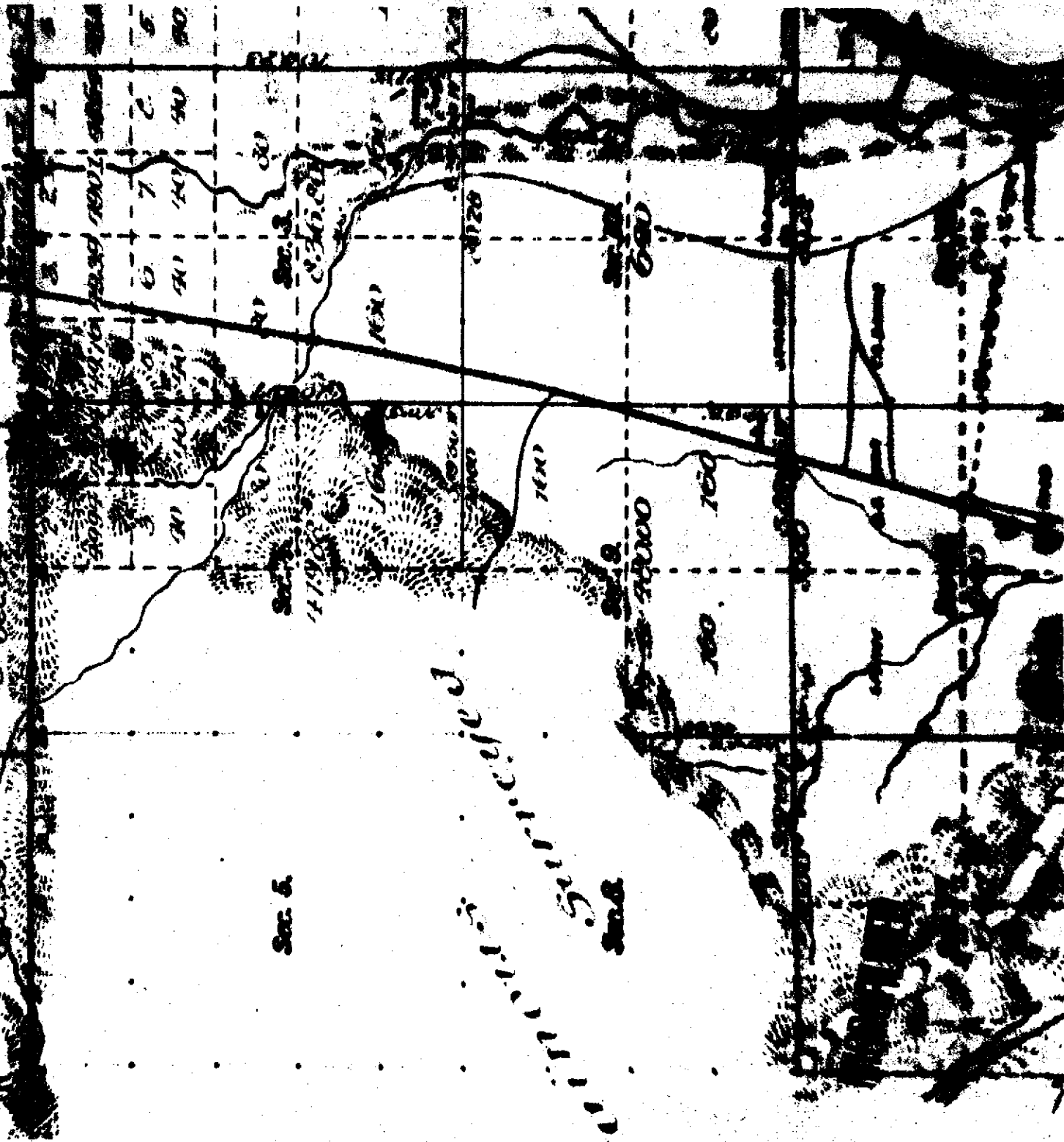
Date 9-2-82
Date 9-11-81

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0000000000

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

John D. King

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

February 18, 1981

Mr. Tolbert E. Elliott
P. O. Box 1391
Sandpoint, Id. 83864

RE: 96-7853

Dear Mr. Elliott:

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,

John D. King
TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

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. 76-7853.

Name(s) of Permit Holder: Tilbert E. & Agnes E. Linder

Post Office Address: P.O. Box 1391

Sandpoint, Idaho 83864 Tel. No. 208/263-2227

Source of Water: Well

Extent of Use: ☒ Domestic 1 (number of households)

☐ Stockwater _____ (number and type of stock)

☒ Irrigation 2 (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.

2/2/81
Date

[Signature]
Signature of Permit Holder

Tolbert & Agnes Elliott
P. O. Box 1391
Sandpoint, Idaho 83864



RECEIVED

FEB 5 1981



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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

ELLIOTT, TOLBERT E. & AGNES E.
P.O. BOX 1391
SANDPOINT, ID 83864

138323

JANUARY 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7853 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 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

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

March 6, 1980

Tolbert & Agnes Ellfott
P.O. Box 1391
Sandpoint, Idaho 83864

Dear Mr. & Mrs. Ellfott,

RE: Permit No.'s 96-7852 & 96-7853

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:mr

Enclosure

UNRECORDED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 96-7853

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.
☐ Yes ☒ No Final date for protests: 3/3/80
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2/20/80
☒ 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? _____
1/28/80 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: RA

Date: 3/3/80

STATE OFFICE REVIEW:

Type correction item 4.

Short letter w/o cand.

- ☐ See attached sheet for more information.

By: Jim

Date: 3/5/80

MICROFILMED

ELLIOTT, TOLBERT E. &/or AGNES E.

P.O. BOX 1391, SANDPOINT, ID 83864

Source: GROUNDWATER

Date Filed: 01/28/1980

Amount: 0.04 CFS

Diversion Point: LOT 04 Sec 04 T 57N R 02W, BONNER Co.

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

Place of Use: LOT 04 Sec 04 T 57N R 02W

Diversion Means: WELL

MICROFILMED

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

February 8, 1980

Mr. Tolbert E. Elliott
P. O. Box 1391
Sandpoint, Idaho 83864

RE: 96-7852 & 96-7853

Dear Mr. Elliott:

Enclosed is Receipt No. 16815 in the amount of \$40.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Stypa

PMS

Enclosure

MICROFILMED