



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7828 Priority October 4, 1979 Amount .08 cfs

THIS IS TO CERTIFY, that LILLO GITHENS & JOAN WINTER
of Sagle, Idaho, has complied with the terms and conditions of Permit
No. 96-7828 issued pursuant to Application for Permit dated October 4, 1979,
and has submitted proof to the Department of Water Resources on October 20, 1980,
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 .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 (2 units)	from <u>January 1</u> to <u>December 31</u> at	<u>.08</u> cfs and	<u>2.4</u> acre feet
	from _____ at	_____ cfs and	_____
	from _____ at	_____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than .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
2.4 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 16, Twp. 56N,
Rge. 2W, B.M. 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																	

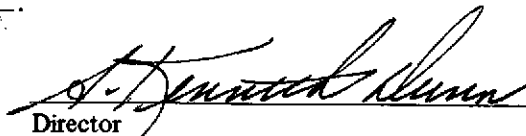
Total number of acres irrigated _____

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 24 day of
July, 19 81.

MICROFILMED


Director

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 Neil Githens and Joan Winter Phone 208-263-8135
PO Box 401 # 263-8315
Post office address PO Box 136 Sagle, Ida. 83860
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16 Township 56N
Range 2W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.08 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. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Well and pump
- 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 _____ inches; proposed depth of well is _____ 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 16 Township 56N
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:

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. _____

9. a. Who owns the property at the point of diversion Fido Githens

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

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

10. Remarks _____

Dec. 16 + P.D. & Place of use
T56NR2W

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.

_____ makes application for permit to appropriate

John G. Winter
John G. Winter
(Applicant)

Proposed Priority 10/4/79

Received by VR Date 10-4-79 Time 1:00 PM
Preliminary check by KK Fee \$ 20⁰⁰xx
Received by pm Date 10/4/79 (15061)
Publication prepared by pm Date 10/11/79
Published in Sandpoint Daily Bee
Publication dates 10/17-24/79
Publication approved pm Date 11/14/79
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by BA 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. 96-7828, 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 December 1, 19 80.
- 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: (1) The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 21st day of November, 19 79.

J. Glen Saxton
Chief, Dept. of Water Resources

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 _____

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 17, 1979 and ending on the 24 day of Oct, 19 79 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 12 day of Nov, 19 79.

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:

96-7828

GITHENS, LILO
WINTER, JOAN
P.O. BOX 401, (AND P.O. BOX 136), SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 10-04-1979
Amount: 0.08 CFS
Diversion Point: SWNE Sec 16 T 56N R 02W, BONNER Co.
Use: DOMESTIC (0.08 CFS) from 01-01 to 12-31
Place of Use: SWNE Sec 16 T 56N R 02W
Diversion Means: WELL & 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 of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814 on or before NOVEMBER 5, 1979.

C. STEPHEN ALLRED
Director

Published 10-17 and 10-24-79.

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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

July 30, 1981

LeLo Githens &
Joan Winter
P.O. Box 401 & 136
Sagle, ID 83860

Dear Mr. Githens, & Ms. Winter,

RE: Permit No. 96-7828

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

Report No. 96-7828

Permit No.
9-2

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 7-9-81 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:
2 homes @ 0.04 & 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
								<u>5</u>

System Description 6" well, pump & pipe

*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>0.08</u> ✓	<u>2.4</u> ✓	<u>1-1</u>	<u>12-31</u>
Total	<u>0.08</u>	<u>2.4</u>		

Remarks Well house leaked - 2 small pressure tanks @ 40 psi.

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MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

✓ Point(s) of diversion: SWNE, 16, 56N, 2E

Place(s) of Use

[illegible]

Recommended Am

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None☐ Other

Examiner's Signature _____

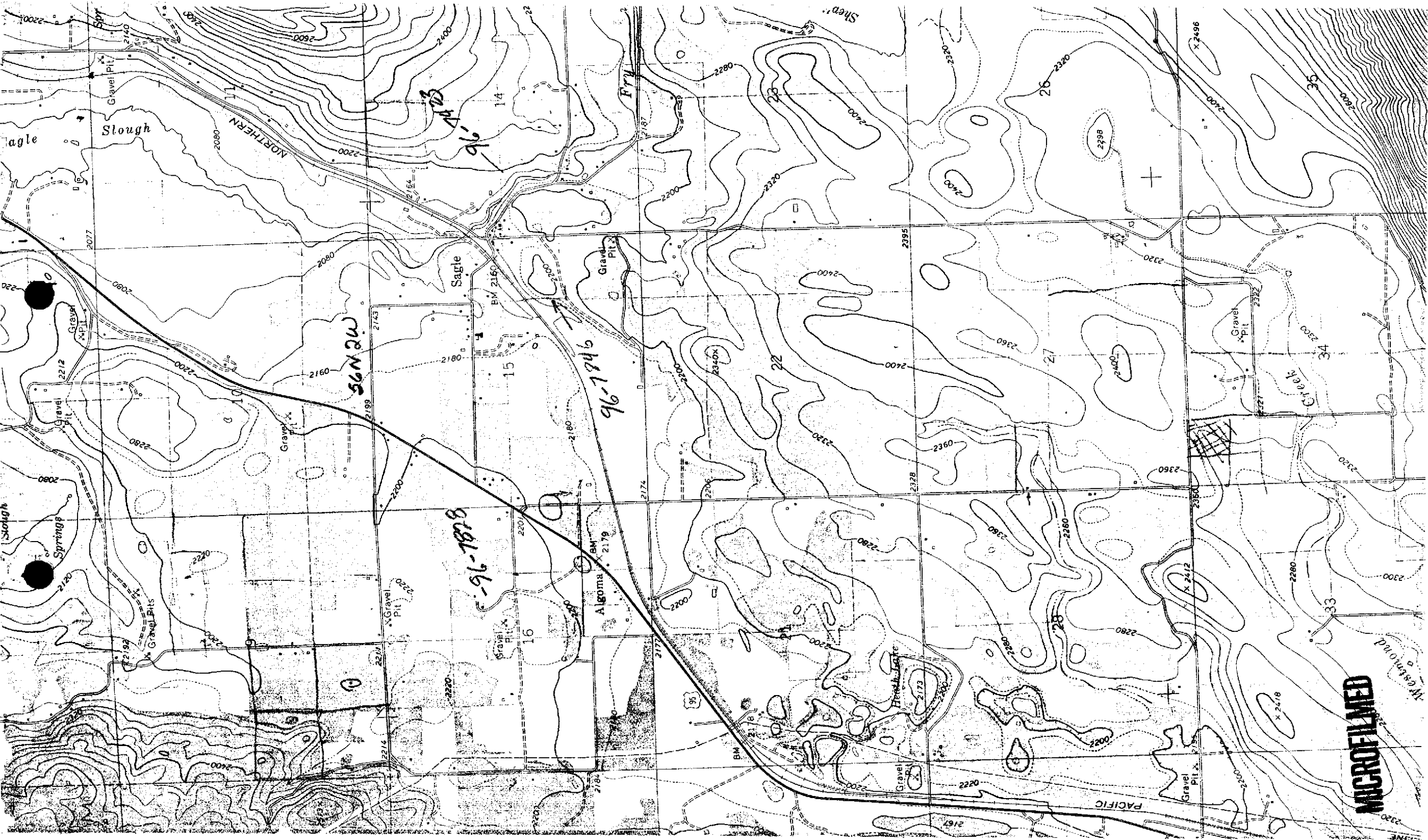
Checked by

Approved by _____

Date _____

Date _____





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WATER RIGHT NUMBER 96-7828

OWNER LAST NAME - GITHENS

FIRST NAME - LILD

ORIG OWNER -

OWNER LAST NAME - WINTER

FIRST NAME - JOAN

ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 401

ADDRESS LINE 2 - (AND P.O. BOX 136)

ADDRESS LINE 3 -

CITY - SAGLE

STATE - ID ZIP CODE - 83860

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 10-04-1979 COUNTY - BONNER

TOTAL DIV. RATE - .0800 -CFS

TOTAL DIV. VOLUME - 2.4 .00 AFA TRFR/AMEND -

WATER DIST. -

OLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNE 16 56N 02W LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE - .0800 CFS USE DIV. VOLUME - 2.4 .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 56N RNG 02W SEC 16 TRACT SWNE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE - D/2 HOMES

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 12-01-1980 PERMIT/DENIED - 11-21-1979 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 04

DIVERSION MEANS - WELL & PUMP

IDENT. NO. 96-7828

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

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

December 5, 1980

Mr. Lilo Githens and
Ms. Joan Winter
P. O. Box 136
Sagle, Idaho 83860

RE: 96-7828

Dear Mr. Githens & Ms. Winter:

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/fms

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

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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. 96-7828.

Name(s) of Permit Holder: Joan Winter and/or Lilo Githens

Post Office Address: P.O. Box 401 and P. O. Box 136

Sagle, Id. 83860

Tel. No. 263-8135
263-8315

Source of Water: Groundwater

Extent of Use: ☒ Domestic 2

☐ Stockwater

☐ Irrigation

☐ Other

RECEIVED

(number of households)

(number and type of stock)

(acres)

OCT 15 1980

Measuring Device: Required? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No

Department of Water Resources

Installed? ☐ Yes ☒ No

Northern District Office

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

October 15, 1980

Date

Joan Githens

Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

OCT 20 1980



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

GITHENS, LILO
P.O. BOX 401
(AND P.O. BOX 136)
SAGLE, ID 83860

138568

SEPTEMBER 30, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7828 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1980. (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

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State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

November 21, 1979

Lilo Githens & Joan Winter
P.O. Box 401
Sagle, Idaho 83860

Dear Mr. Githens, & Ms. Winter,

RE: Permit No. 96-7828

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.

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

DRT:lr

Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KK

APPLICATION NUMBER: 96-7828

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.

Field check by: _____

Date: _____

Comments: _____

☒ 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.

*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: _____

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 11/14/79

☒ 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? _____

☒ 10-4-79

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: RJA

Date: 11/15/79

STATE OFFICE REVIEW:

04,

Short letter w/o conditions

☐ See attached sheet for more information.

By: Jm

Date: 11/19/79

RECEIVED
NOV 19 1979

Department of Water Resources

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96-2828

GITHENS, LILO
WINTER, JOAN

P.O. BOX 401, (AND P.O. BOX 136), SAGLE, ID 83860

Source: GROUNDWATER

Date Filed: 10/04/1979

Amount: 0.08 CFS

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

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

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

Diversion Means: WELL & PUMP

RECEIVED