

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7819 Priority August 31, 1979 Amount 0.08 cfs

THIS IS TO CERTIFY, that LARRY LIBERTY or DAVID WHITE
of Newport, Washington, has complied with the terms and conditions of Permit
No. 96-7819 issued pursuant to Application for Permit dated August 31, 1979,
and has submitted proof to the Department of Water Resources on August 31, 1979,
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 an unnamed spring,
tributary to Hoppenstal Creek, 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>(2 homes)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>2.4</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____
	(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 is 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 NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Twp. 55N,
Rge. 5W, B.M. in the County of Bonner

Description and location of place of use:

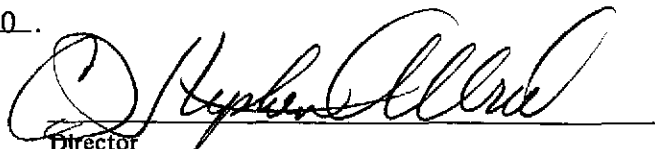
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
55N	5W	5																	

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 30 day of
July, 19 80.


Director

MICROFILMED

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 LARRY LIBERTY OR DAVID WHITE Phone _____
Post office address RT 2 Box 37-A3, NEWPORT, WA 99156
2. Source of water supply UNNAMED SPRING which is a tributary of HOPPENSTAL CR.
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 55N
Range 5W 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 JAN 1 to DEC 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. COLLECTION BOX & 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 _____ 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: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 55N
Range 5W 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: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated

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

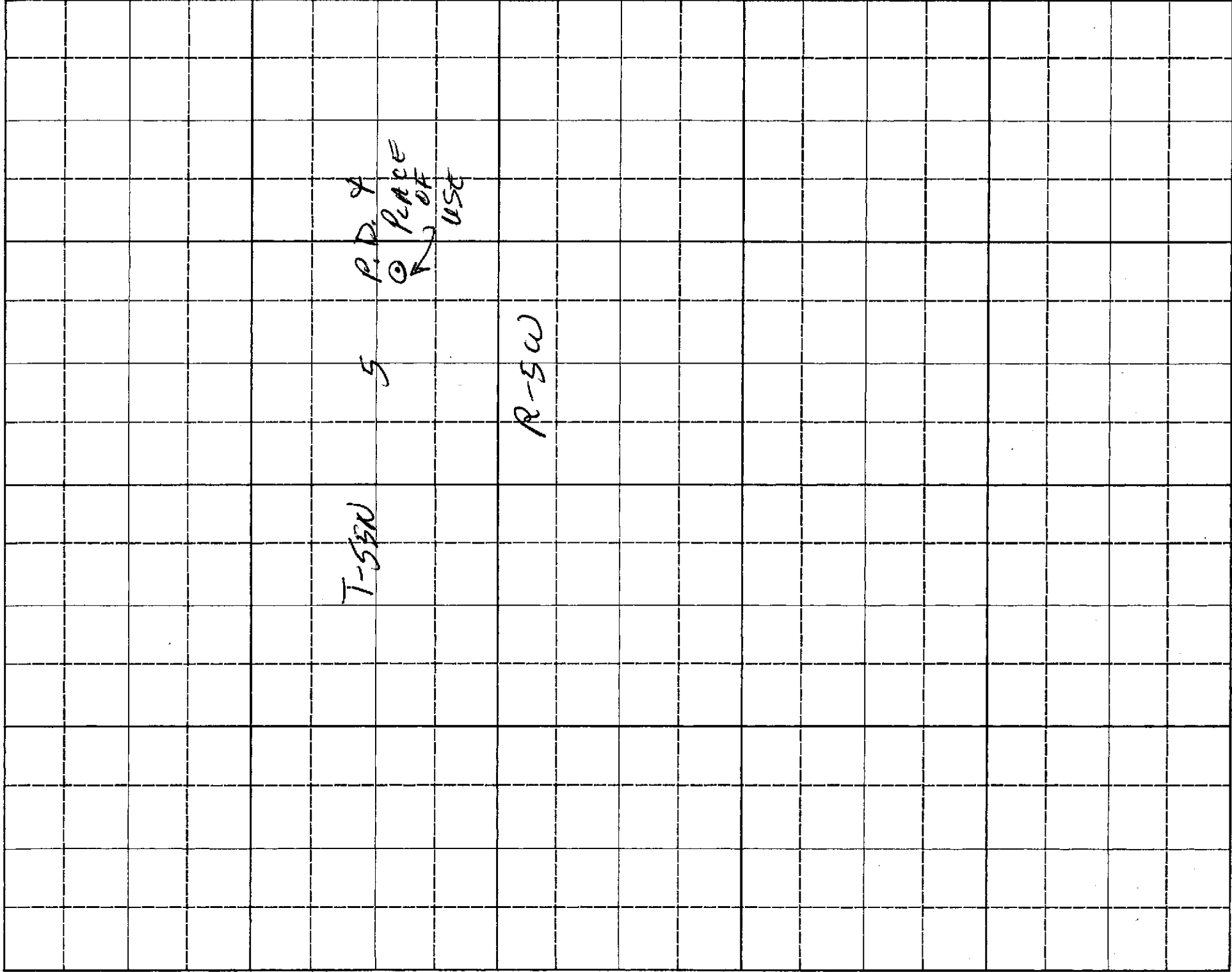
9. a. Who owns the property at the point of diversion APPLICANTS

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.



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.

Larry L. Liberty
(Applicant)

Proposed Priority

8/31/79

Received by KK Date 8/31/79 Time 1:30 P

Preliminary check by TK Fee \$ 20⁰⁰

Received by KK Date 8/31/79 # 15006

Publication prepared by oms Date 9/6/79

Published in Great River Times

Publication dates 9-13-79 to 9-20-79

Publication approved MB Date 10-2-79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RA 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. 96-7819, 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 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 9th day of October, 19 79.

J. Glen Saxton
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

...Pete Thompson...
being duly sworn, says that he is the publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Application for Water Right No. 96-7819

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 13 day of September, 1979,

And

ending on the 20 day of September, 1979,

and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

26 day of Sept, 1979.

Adel M. Thompson
Notary Public for Idaho,
Residing at Priest River, 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:

96-7819

LIBERTY, LARRY
WHITE, DAVID
RT. 2 BOX 37-A3, NEWPORT,
WA 99156

Source: UNNAMED SPRING
tributary to HOPPENSTAL
CREEK

Date Filed: 08-31-1979

Amount: 0.08 CFS

Diversion Point: NESE Sec 05 T
55N R 05W, BONNER Co.

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

Place of Use: NESE Sec 05 T
55N R 05W

Diversion Means: COLLEC-
TION BOX & PIPE

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 OCTOBER 1, 1979.

C. STEPHEN ALLRED

Director

Published 9-13 and 9-20-79

RECORDED



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

July 31, 1980

Larry Liberty or
David White
Rt. # 2, Box 37-A3
Newport, Washington 99156

Dear Sirs,

RE: License No. 96-7819

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:mr
Enclosure

MICROFILMED

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MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

Point(s) of diversion: NE SE, S, 55 N, SW

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	
<u>55 N</u>	<u>5 W</u>	<u>5</u>													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 [Signature]
 Checked by Bob Hayes
 Approved by RH

Date 6-17-80
 Date 6/25/80
 Date 7/15/80

STATE OF IDAHO

RECEIVED

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

OCT 11 1979

To appropriate the public waters of the State of Idaho

Department of Water Resources
Northern District OfficeApplicant LARRY LIBERTY OR DAVID WHITE Phone _____Post office address RT 2 Box 37-A3, NEWPORT, WA 991562. Source of water supply UNNAMED SPRING which is a tributary of HOPPENSTAL CR.3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 55NRange 5W B.M. BANNER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for DOMESTIC purposes from JAN 1 to DEC 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. COLLECTION BOX & 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 _____ 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: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 55NRange 5W 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: _____

MICROFILMED

Alanna Hand

96-7819

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. NONE

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

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.

T-530

g

P.D. 4

OR PENCE

OF

USE

R-510

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.

Larry L. Liberty
(Applicant)

Proposed Priority 2/31/79

Received by KK Date 8/31/79 Time 1:30 P

Preliminary check by TK Fee \$ 20⁰⁰

Receipted by KK Date 8/31/79 #15006

Publication prepared by pm Date 9/6/79

Published in Front River Times

Publication dates 9-13-79 to 9-20-79

Publication approved AB Date 10-2-79

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date, _____

Recommended for approval denial by RA 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. 96-7819, 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 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 9th day of October, 19 79.

A. Glen Saxton
Chief of Bureau

RECEIVED

DEC 13 1978

DEPARTMENT OF WATER RESOURCES

T^o Idaho Department of Water Resources will consider this card as a statement that the permit holder has completed development to the extent shown below of Permit No. 96-7879

Name(s) of Permit Holder: HARRY LIBERTY & DAVID WHITE
Post Office Address: RT 2 BOX 37-A3
NEWPORT, WA 99156

Source of Water: UNWATER SPRING
Extent of Use: 2 (number of households)
☒ Domestic (number and type of stock)
☐ Stockwater
☐ Irrigation
☐ Other

Measuring Device: Required? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No
The above information is a true statement of the extent to which the above numbered permit has been developed.

Date: 8/31/79
Signature of Permit Holder: David White

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 19, 1979

Mr. Larry Liberty
Mr. David White
Route 2 Box 37-A3
Newport, WA 99156

RE: 96-7819

Dear Mr. Liberty & Mr. White:

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. 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

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

RECEIVED
DEC 20 1979
IDWR

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 19, 1979

Mr. Larry Liberty
Mr. David White
Route 2 Box 37-A3
Newport, WA 99156

RE: 96-7819

Dear Mr. Liberty & Mr. White:

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. 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
TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

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. 96-7819.

Name(s) of Permit Holder: HARRY LIBERTY & DAVID WHITE

Post Office Address: RT 2 Box 37-A3
NEWPORT, WA 99156

Source of Water: UNNAMED SPRING

Extent of Use: ☒ Domestic 2 (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.

8/31/79
Date

David White
Signature of Permit Holder

PROFILED

PLACE
TEN CENT
STAMP
HERE

*Received
9/31/29*



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

October 10, 1979

Larry Liberty or David White
Route 2 Box 37-A3
Newport, Wa. 99156

Dear Mr. Liberty & Mr. White,

[Handwritten mark]

RE: Permit No. 96-7819

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

RECEIVED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 96-7819

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.
☐ 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. 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. N/A
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10-1-79
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10-2-79
☒ 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? _____
8-31-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

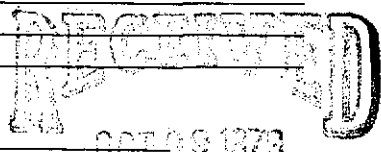
By: JKH Date: 10-2-79

STATE OFFICE REVIEW:

04-
Short letter w/o condition

See attached sheet for more information.

By: Jui Date: 10/9/79



96-7819

LIBERTY, LARRY
WHITE, DAVID

RT. 2 BOX 37-A3, NEWPORT, WA 99156

Source: UNNAMED SPRING tributary to HOPPENSTAL CREEK

Date Filed: 08/31/1979

Amount: 0.08 CFS

Diversion Point: NESE Sec 05 T 55N R 05W, BONNER Co.

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

Place of Use: NESE Sec 05 T 55N R 05W

Diversion Means: COLLECTION BOX & PIPE

UNRECORDED