

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. 96-7737

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 4 day of January, 19 79,
and
ending on the 11 day of January, 19 79,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

12 day of Jan, 19 79.

Adrian 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:

96-7737

Name: LAKE, JAMES R.
Address: ROUTE 2 BOX 27 G-
8, NEWPORT, WA 99156
Source: GROUNDWATER
Date Filed: 12-26-1978
Amount: 0.04 CFS
Diversion Point: NENW Sec
01 T 55N R 06W, BONNER Co.
Use: DOMESTIC (0.04 CFS)

from 01-01 to 12-31

Place of Use: NENW Sec 01 T
55N R 06W

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 JANUARY 22, 1979.

C. STEPHEN ALLRED
Director
Published 1-4, 1-11-79.

RECEIVED
JAN 16 1979

Department of Water Resources
Northern District Office
MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7737 Priority December 26, 1978 Amount 0.04 cfs

THIS IS TO CERTIFY, that JAMES R. LAKE

of Newport, Washington, has complied with the terms and conditions of Permit
No. 96-7737 issued pursuant to Application for Permit dated December 26, 1978,
and has submitted proof to the Department of Water Resources on December 26, 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 0.04 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	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 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 NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, Twp. 55N,
Rge. 6W, 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	6W	1					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 29 day of
June, 19 79.

Deputy 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 JAMES R. LAKE Phone _____

Post office address RT 2 Box 27 G-8, NEWPORT, WA 99156

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1 Township 55N

Range 6W B.M. BONNER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 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. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP

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 6 inches; proposed depth of well is 342 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 NW $\frac{1}{4}$ of Section 1 Township 55N
Range 6W 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 ONE.

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

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[illegible]

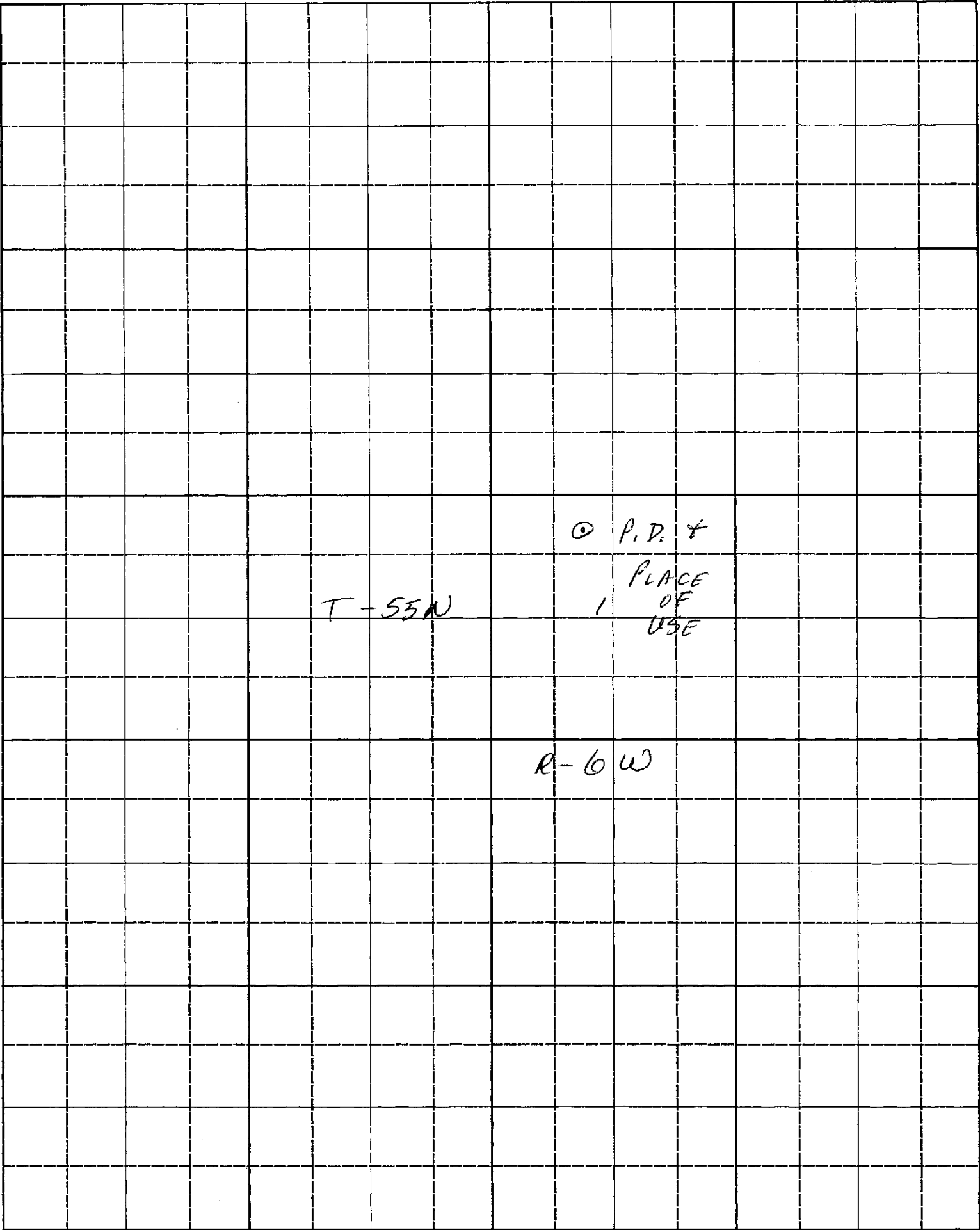
c. Describe any other water rights used for the same purposes as described above. NONE

b. Who owns the land to be irrigated or place of use 11

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 SILVER BIRCH ACRES, BLK 2, LOT 10

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.

James R. Lake
(Applicant)

Proposed Priority 12-26-78

Received by KK Date 12/26/78 Time _____

Preliminary check by RA Fee \$ 20.00

Receipted by KK Date 12/26/78 # 12138

Publication prepared by for Date 12/26/78

Published in Idaho Daily Star

Publication dates 1/4-11/79

Publication approved for Date 1/17/79

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RA 15

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. 96-7737, 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 February 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: _____

Witness my hand this 30th day of January, 19 79.

L. Glen Sayton
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. 96-7737

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 4 day of January, 19 79,
and
ending on the 11 day of January, 19 79,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

12 day of Jan, 19 79.

Adrian Thompson

Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-7737

Name: BAKE, JAMES R.
Address: ROUTE 12 BOX 273
8, MONTICELLO, ID 83406
Source: GROUND WATER
Date Filed: 11-26-1978
Amount: 0.01 cfs
Diversion Point: ADJ. NW Sec 14, T22N R16W
ADJ. Sec 14, T22N R16W

from 01-01 to 12-31

Place of Use: ADJ. Sec 14, T22N R16W

55N R 06W

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 Govt. Way, Coeur d'Alene, Id, 83814 on or before JANUARY 22, 1979.

C. STEPHEN ALLRED
Director
Published 1-4-1979

OK
1/17/79

RECEIVED
JAN 16 1979

Department of Water Resources
Northern District
MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CICS

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 29, 1979

James R. Lake
Rt. 2, Box 276-8
Newport, WA 99156

Dear Mr. Lake:

RE: Water Right No. 96-7737

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

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DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder James R. Lake

Post office address At 2, Box 276-8, Newport WA Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for domestic /
AF/Annum (nature of use)

Period of Use: from 1-1 to 12-31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 10W E/W, B.M., Section 1, Subdivision NE 1/4 NW 1/4 Section
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____, _____ County _____

Other Points of Diversions: _____

Description of diverting works: well & pump

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Permit No. 92-121
Examination for 6/a

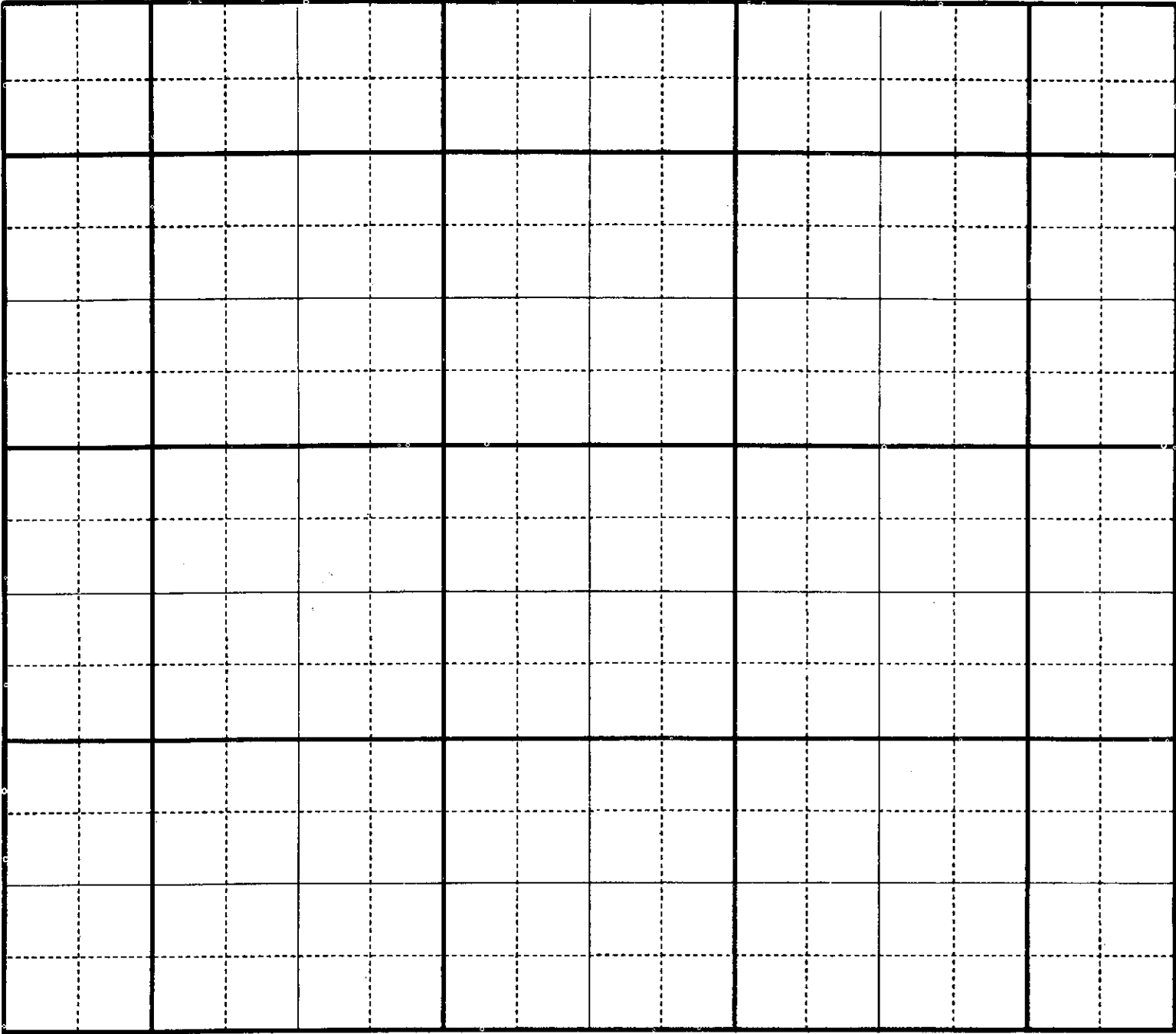


Diagram of System

DATE OF EXAM 4-5-79

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.04 cfs Method of measurement _____

Total Q recommended 0.04 cfs ~~1.2 AF/A~~ Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

One hour (trailer)

SYSTEM DESCRIPTION:

Well, pump & pipeline

REMARKS:

No contact

Examiner's Signature FD King Date 4/9/79

Checked by Bob Haynes Date 4-9-79

Approved by _____ Date _____



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

February 13, 1979

James R. Lake
Route 2, Box 27G-8
Newport, WA 99156

Dear Mr. Lake:

Re: Permit No. 96-7737

We acknowledge receipt of the affidavit submitted as proof of beneficial 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 cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Coeur d'Alene.

Sincerely,

RITA FLECK
Water Rights

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

*Received
Dec. 26, 1979
JH
or*

1. a) Name of permit holder JAMES R. LAKE
- b) Post office address Rt 2 Box 276-8, NEWPORT, WA 99156
2. Permit number _____
3. Date of priority that you are prepared to establish 12/26/78
4. a) Source from which water was appropriated GROUNDWATER
- b) Location of the point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 1
Township 55N, Range 6W Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated _____ cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
ESTIMATED
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
~~TO THE PUMP~~
b) Describe the agreement of understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
WELL & PUMP
b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other) _____

Exam typed 2-12-79 by JH

MICROFILMED

c) Give well driller's name and address and the date the well was completed: _____

NORM HOEFNER, PRIEST RIVER.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

ONE HOUSEHOLD NE, NW, Sec 1, T-55N, R-6W

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

12/26/78
(Date)

James R. Lake
(Signature)

State of Idaho)
County of Kootenai) ss.

On this 26 day of December, 1978, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Robert L. Hayner
Notary Public
Residing at COA

My commission expires lifetime



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

January 31, 1979

Re: Permit No. 96-7737

James R. Lake
Rt. 2, Box 27 G-8
Newport, WA 99156

Dear Mr. Lake:

Enclosed is a copy of your approved Application for Permit No. 96-7737. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

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96-7737

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. W Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 1 Time req. for Proof of B/U
7. N/A Place of Use for other than irrig.
8. ✓ Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 40 Fee & Rec't. No. ✓

Copies Sent To:

NO Idaho Health Department NO U.S.F.S.
NO Idaho Fish & Game Dept. NO Dept. of Lands
NO Bureau of Land Management NO Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land N/A

N/A Withdrawals of all protests received yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Tribs. NO

Snake River Condition NO

Payette River Letter NO

Priority Date 12/26/78

Water Quality #16 NO

Water Quality #10 NO

intrastate NO interstate NO

Meas. Dev. or Sc. Meas. NO

Totalizing meter NO

Supplemental NO

Right-of-Way Cond. NO

Watermaster Cond. NO

Wtr. Dist No. NO

Meas. Dev. Cond. for apps within a Water Dist. NO

Jim
Reviewer

1/25/79
Date

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7737 Leah Sells

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RJA 12-27-78

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) RJA 12-27-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) pm 1/17/79

Affidavit of Publication received(date) 1/16/79

(12) pm 1/22/79

Final date for protests January 22, 1979
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

RECEIVED
JAN 24 1979

Department of Water Resources

12-26-78 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Doyne Date 1-22-79

96-2232

LAKE, JAMES R.

ROUTE 2, BOX 27 G-8, NEWPORT, WA 99156

Source: GROUNDWATER

Date Filed: 12/26/1978

Amount: 0.04 CFS

Diversion Point: NENW Sec 01 T 55N R 06W, BONNER Co.

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

Place of Use: NENW Sec 01 T 55N R 06W

Diversion Means: WELL AND PUMP

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

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

DECEMBER 27, 1978

Priest River Times
PO Box 398
Priest River, ID 83856

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JANUARY 22, 1979.

Yours truly,

Patricia M. Stypa
Secretary

Encl.

MICROFILMED