

RECOMMENDED AMOUNTS

30day #1

MICROFILMED

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
96-7463	8-9-1976	0.06	8-9-1976	8-14-1981	0.06 cfs

4. Permit Holder: John Cosolito & Risa Devore

Address: 9155 Rapid Lightning Rd., Sandpoint, ID 83864

5. Source: Flume Creek tributary to Rapid Lightning Creek

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrig.</u>	<u>3-15</u>	<u>11-15</u>	<u>0.02 cfs</u>	<u>3.0</u>
<u>Domestic (1 unit)</u>	<u>1-1</u>	<u>12-31</u>	<u>0.04 cfs</u>	<u>0.6</u>

Allowable Maximums: 0.06 cfs 3.6 AF

7. Point(s) of Diversion: (ONE POINT)

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
		NE	SE		13	58N	1E	Bonner
		SE	NE					
		CORRECTION MADE PER REVIEW OF ITEMS 8 & 14 ON FORM 219A						
		J.S.	2/3/86					
		NE	SE		13	58N	1E	Bonner

8. Place(s) of Use ✓

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
58N	1E	13			X														1
58N	1E	13			1														1 ac.
Total Acres <u>1</u>																			

Total Acres 1

9. Recommended Conditions/Remarks: SEE ITEM #14 FORM 219A

License-per request of rt. holders 1/20/86

10. 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

11. Examiner's Signature [Signature] Date 7/25/85

Checked in Regional Office by Bob Haynes Date 8/12/85

Approved in State Office by X. Walker Date 2-3-1986

10. Other water rights on these lands none
11. Other water right diverted from same p.d. none

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks MRS. HSKEDON SAID PIPE IN STREAM ^{PASSESTHROUGH} ON HER PROPERTY, THROUGH E² SKINE AND INTO NESE WHICH BELONGS TO LEE CLIZER ~ NO EASEMENTS

15. 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 SEE #14

☒ Other

16. Examiner's/Consultant's Signature [Signature]

Date 6/20/95

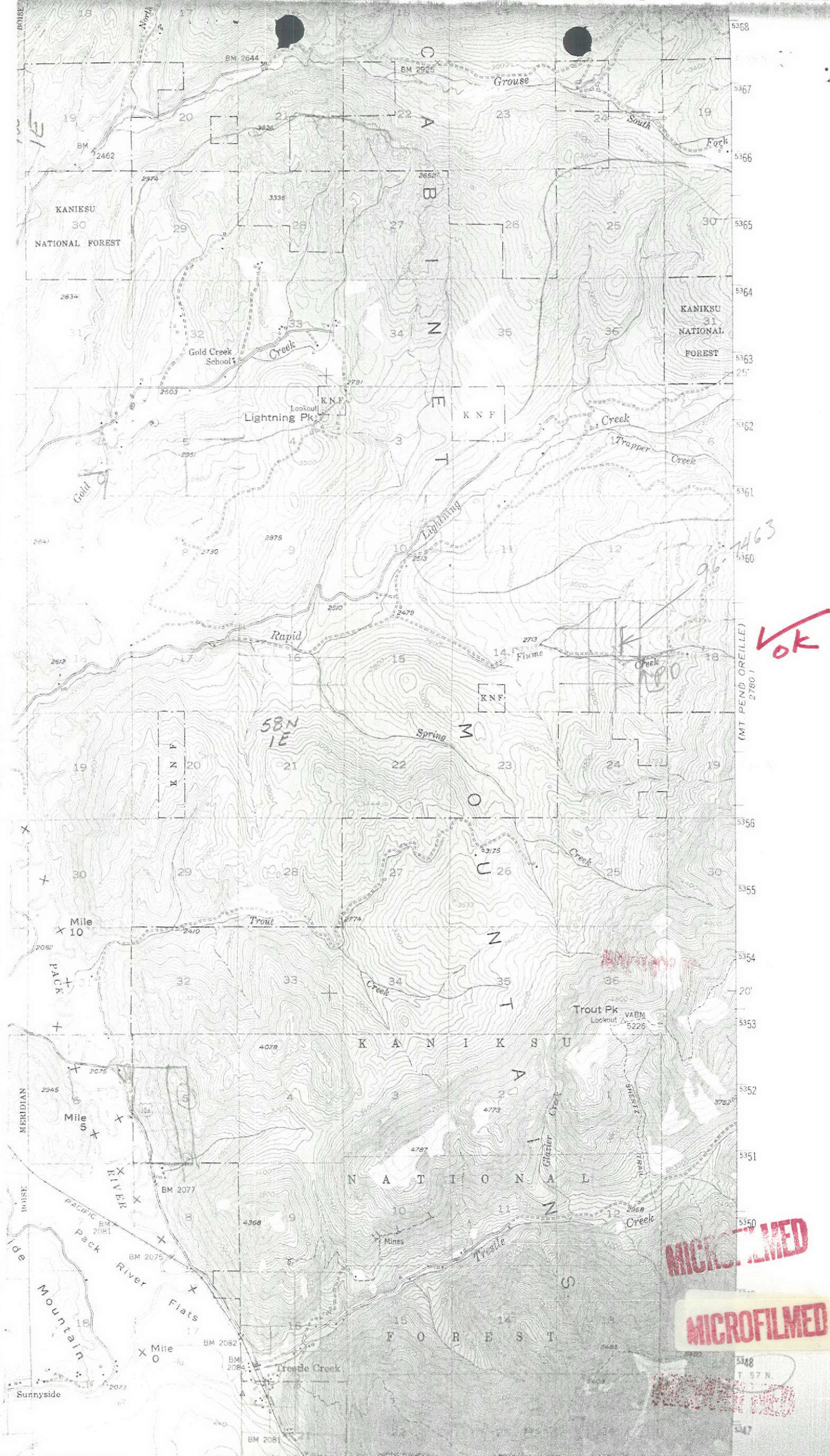
Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

CONSULTANT SEAL



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7463 Priority August 9, 1976 Amount 0.06 cfs

THIS IS TO CERTIFY, that John Cosolito & Risa Devore
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7463 issued pursuant to Application for Permit dated August 9, 1976,
and has submitted proof to the Department of Water Resources on August 14, 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 0.06 cfs of water from Flume Creek,
tributary to Rapid Lightning 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.02</u> cfs and	<u>3.0</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>0.6</u> acre feet
(1 Unit)	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.06 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
3.6 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13,
Twp 58N, Rge 1E 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 $\frac{1}{4}$	
58N	1E	13			1														1

Total number of acres irrigated 1

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MICROFILMED

CONDITIONS OF APPROVAL

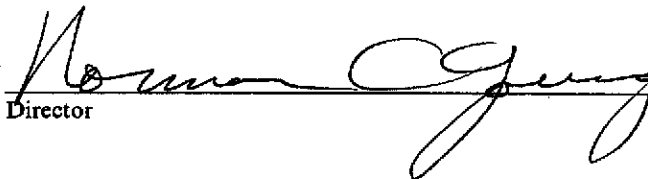
a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 17TH day of MARCH, 19 86.

Acting for the Director



ms ✓

STATE OF IDAHO

Licensing

RECEIVED

MAR 6 1986

RECEIVED

FEB 24 1986

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

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

Department of Water Resources

APPROVED

Comes now John Cosolito & Risa Devore Phone _____

of (address) 9155 Rapid Lightning Rd. Sandpoint, ID 83864, 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. 96-7463, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE ¼ SE ¼, Section 13, Township 58N, Range 1E, B.M.,
County of Bonner. 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:
No change

TWP	RGE	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 = _____

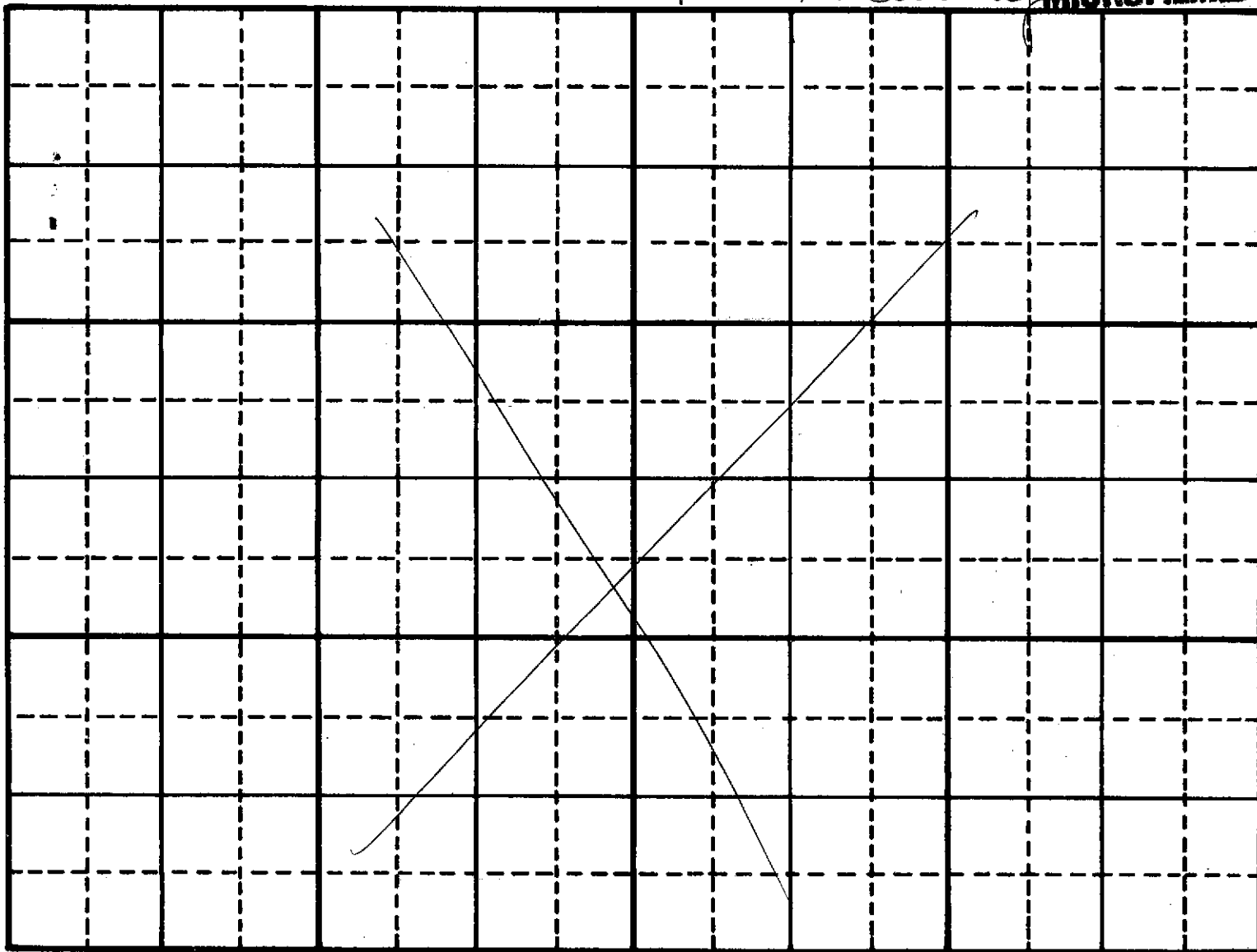
4. a. Who owns the property at the point of diversion? _____
b. Who owns the land to be irrigated or the place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

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Complete the following map by showing land and point of diversion as proposed by this amendment.

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

Not Necessary MICROFILMED



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at _____, this 1 day of March, 19 86.

x Risa Devore
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00 ☒

Received by ag Date 3-6-86 # 37523

Publication prepared by N/A Date _____

Published in _____

Publication dates _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby

Approve the above Application for Amendment for Permit No. 96-7463.

Witness my hand this 17th day of MARCH, 19 86.

Acting for the Norman Young
Director

ms ✓

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	96-7463	Clizer, Lee	.11
Full Assignment	96-7463	Cosolito, John Costalito, John Devore, Risa	.11

per corres. of 1/20/86 kw

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State of Idaho
Department of Water Resources

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OCT 7 1985
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Lee and Kathy Clizer hereby assign to John Costalito and Risa Devore
of 9155 Rapid Lt. Rd. Sandpoint, Idaho
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 96-7463
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 12 day of August, 19 85.

Lee Clizer
Permit Holder

Kathy Clizer
Spouse of Permit Holder

State of Idaho)
County of Bonner) ss.

On this 12th day of August, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ ~~(she)~~ (they) executed the same.

seal

Patricia J. Pasel
Notary Public residing at
Sandpoint, Id

My commission expires:

9-15-87

RECEIVED

OCT 9 1985

Department of Water Resources
Northern District

Identification No. 96-7463

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 Lee Clizer Phone: _____
post office address Route 1, Box 453, Sandpoint, Idaho 83864
2. Source of water supply Flume Creek which is a tributary of Rapid Lightning Creek
(2 points)
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 58N
Range 1E B.M. Bonner County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for Power Gen. purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.11 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump with pipeline. Water wheel for power generation.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
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: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 58N
Range 1E B.M. _____
(2) Amount of power to be generated: 2 hp under 330 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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JAN 10 1996
IDAHO DEPARTMENT OF WATER RESOURCES

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	
58N	1E	13			1														1

Total number of acres to be irrigated 1

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 Applicant

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

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.

[illegible]

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.

x Lee Chaz
(Applicant)

~~Proposed~~ Priority 8-9-76

Received by KK Date 8-9-76 Time 11:30 am

Preliminary check by _____ Fee \$ 10.00

Receipted by cp Date 8-9-76 (Rec. #4344)

Publication prepared by cp Date 8-13-76

Published in Sandpoint Daily Bee

Publication dates 8-18 & 8-25-76

Publication approved cp Date 9-1-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by BEF

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. 96-7463, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

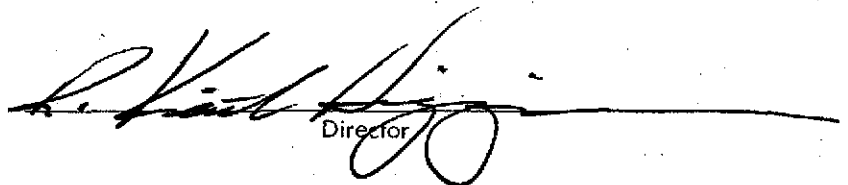
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1981.

c. Other: _____

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

Witness my hand this 17 day of September, 1976.


Director

Individual Owner

AFFIDAVIT TO ESTABLISH RESIDENCE

I, LEE CLIZER of Sandpoint, County of Bonner,
State of Idaho, being duly sworn, do hereby certify that I am a bona fide resident
of the State of Idaho.

/s/ Lee Clizer

Subscribed and sworn to before me this 9th day of August, 1976

/s/ Corda M. Roberts
Notary Public
Residence COENO D'ALENE, IDAHO
My Commission expires SEPT. 11, 1976

NOTE: This permit is issued subject to the provisions of S. L. 1937, Ch. 142;
am. 1957, Ch. 66. (Idaho Code, Sections 42-205 to 42-210).

Corporation or Association

AFFIDAVIT TO ESTABLISH RESIDENCE
OR QUALIFICATION TO DO BUSINESS UNDER THE LAWS OF
IDAHO...

I, _____ of _____ County of _____
State of Idaho, being first duly sworn, depose and say:

That I am the designated statutory agent of the _____,
that as such I am in charge of the registered office of the said _____,
as provided by Section 30-143, Idaho Code, at _____,
Idaho, wherein are kept the records provided by Section 30-144, Idaho Code, and
that _____ is a legal _____ qualified to do business
in the State of Idaho under the laws of the State of Idaho.

/s/ _____

Subscribed and sworn to before me this _____ day of _____, 19____

/s/ _____
Notary Public
Residence _____
My commission expires _____

NOTE: This permit is issued subject to the provisions of S. L. 1937, Ch. 142;
am. 1947, Ch. 66, (Idaho Code, Sections 42-205 to 42-210).

AFFIDAVIT OF PUBLICATION

RECEIVED

AUG 31 1976

State of Idaho,

ss.

County of Bonner,

Department of Water Resources
Northern District Office

Pete Thompson being first duly sworn on
oath deposes and says that he is publisher
of the Sandpoint Daily Bee, a daily news-
paper printed and published at Sandpoint,
in Bonner County, Idaho; that the said
Daily Bee has been continuously and un-
interruptedly published in said Bonner
County during a period of 12 months prior
to the first publication of the hereto at-
tached notice of publication in the case
of Water Permit

as it was published in the regular and en-
tire issue of the said paper for a period
of 2 consecutive weeks, commencing
on the 18 day of Aug, 1976
and ending on the 25 day of Aug, 1976 and that said notice was
published in said newspaper and not in
supplemental form.

Pete Thompson

Subscribed and sworn to before me this

27 day of Aug, 1976.

Adell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Lee Clizer, Route 1, Box 453,
Sandpoint, Idaho has on August
9, 1976 submitted Application
No. 96-7463 for a permit to ap-
propriate 0.11 cubic feet per
second of water from Flume
Creek, tributary of Rapid
Lightning Creek by means of
pump, pipeline, and water
wheel within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (2
points), Sec. 13, T. 58N, R. 1E,
B.M., Bonner County to be used
from Jan. 1 to Dec. 31 for
domestic (0.04 cfs) and power
generation purposes (0.05 cfs);
and from March 15 to Nov. 15
for the irrigation of one acre
(0.02 cfs) within the SW $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 13, T. 58N, R. 1E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before September 6,
1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint
Daily Bee, Sandpoint, Idaho on
August 18 and August 25, 1976.

March 19, 1986

RE: Permit No. 96-7463

John Cosolito & Risa Devore
9155 Rapid Lightning Rd.
Sandpoint, ID 83864

Dear Permit Holders:

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. 37523 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 Rights Supervisor

JJ:sc
Enclosures

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 18 1985

96-7463
96-7463
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

one home 0.04 - one home 0.04
one acre 3/4" hose 0.02 - one acre 3/4" hose
0.02

estimated capacity = 0.06 cfs

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{3.0}{3.0} \checkmark$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 245 \text{ days}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \frac{3.0}{3.0}$

c) Volume Calculations for Other Uses:

ONE HOME 0.6 AF ✓
one home 0.6 AF

2. Overlap Review

a) Other water rights with same place of use: none - none

b) Other water rights with same point of diversion: none - none

c) Analysis:

NOT SOLICITED

exam done in pencil-

30 day #1

Allowable Maximums:

7. Point(s) of Diversion: (ONE POINT)

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			~~NE~~	~~SE~~	13	58N	1E	BONNER
			~~SE~~	~~NE~~				
		CORRECTION MADE PER REVIEW OF ITEMS 8 & 14 ON FORM 219A						
		J.S. 2/3/86						
			NE	SE	13	58N	1E	Bonner

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks: SEE ITEM #14 FORM 219A

License-per request of rt. holders 1/20/86

10. 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

11. Examiner's Signature J. V. K...

Checked in Regional Office by Bob Koupes

Approved in State Office by K. Walker

Date 7/25/85

Date 9/12/85

Date 2-3-1986



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

February 25, 1986

RE: Permit No. 96-7463

Risa Devore
9155 Rapid Lightning Rd.
Sandpoint, ID 83864

Dear Ms. Devore:

We are in receipt of your correspondence dated 2/17/86 and have marked the amendment form as you requested.

Everything has already been filled in except the line requiring your signature on the back of the amendment. After signing the form, please return with the \$20.00 filing fee.

If you have any additional questions, you can reach me at 334-4162.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

9155 Rapid Lightning Road
Sandpoint, Idaho 83864
February 17, 1986

Department of Water Resources
450 West State Street
Boise, Idaho

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FEB 21 1986

Re: Permit No. 96-7463

Department of Water Resources

Dear Mr. Johnson:

I am writing in regard to your last correspondence. I am somewhat confused by the "application for amendment to permit". I'm not quite sure what I need to complete.

When Mr + Mrs Clizer moved from here, they took all their improvements (i.e., water pump + hydro-electric plant) off the land. We have plans to restore those improvements, but have not done so at this time. For the time being, we are using only a gravity flow line up the creek. The field examiner apparently found the point of diversion to be NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 13, T 58 N R 1 E. This is not our land. We have a letter of permission from the owners to use a water line going through their property. The letter of permission is simply that; it is not a deeded easement.

I am returning the application for **MICROFILMED** amendment to a permit with this letter. I would appreciate your continued assistance in filling it out properly. Please mark the spaces I

need to fill in, in order that I may do it correctly.

Thank you very much for your help in this matter.

RECEIVED
JUN 10 1988

Sincerely,
Risa Devore

Department of Water Resources

MICROFILMED

February 7, 1986

RE: Permit No. 96-7463

John Cosolito & Risa Devore
9155 Rapid Lightning Rd.
Sandpoint, ID 83864

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 96-7463 and has found the following:

Amount of water that can be recognized as beneficially used
under Idaho law: 0.06 cfs Source: Flume Creek trib to
Rapid Lightning Creek

The maximum quantity diverted shall not exceed 3.6 acre feet per
year.

Point(s) of diversion: NESE, Sec. 13, Twp 58N, Rge 1E

Beneficial Use: Domestic use for 1 unit and irrigation of 1
acre within SWNE, Sec. 13, Twp 58N, Rge 1E

Priority date established: August 9, 1976

Conditions (if any):

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 Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

- LEE ELZER Permit No. 96-7463
1. Owner: JOHN COSTELITO OL RISA DEVORE Phone No. _____
Current Address: 9155 ²²⁷⁵ RAPID LIGHTNING Rd SANDPOINT ID. 83864
2. Accompanied by: PAULA MCKEON EXAM. DATE: 6/20/95
Address: 9515 RAPID LIGHTNING CR SDPT Phone No. _____
Relationship to Permit Holder: NONE
3. Source: Flume CR tributary to RAPID LIGHTNING CR.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GRAVITY					

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

3/4" PIPE IN STREAM GRAVITY FLOW TO HOME

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

7. Measurements *ONE HALF HOUR* ☐ Additional data/computation sheets attached

ONE HOME LAWN GARDEN ☐ Addit

No POWER

8. Point(s) of Diversion: Indicate Method of Determination *MAP/ASSESSOR*

Indicate Method of Determination MAP/ASSESSOR

[illegible]

9. Place(s) of Use: W²W² SWNE Irrigation - give acres served by system at time of exam.
Indicate Method of Determination _____

Place(s) of Use: $W^2.W^2$ SWNE

Indicate Method of Determination

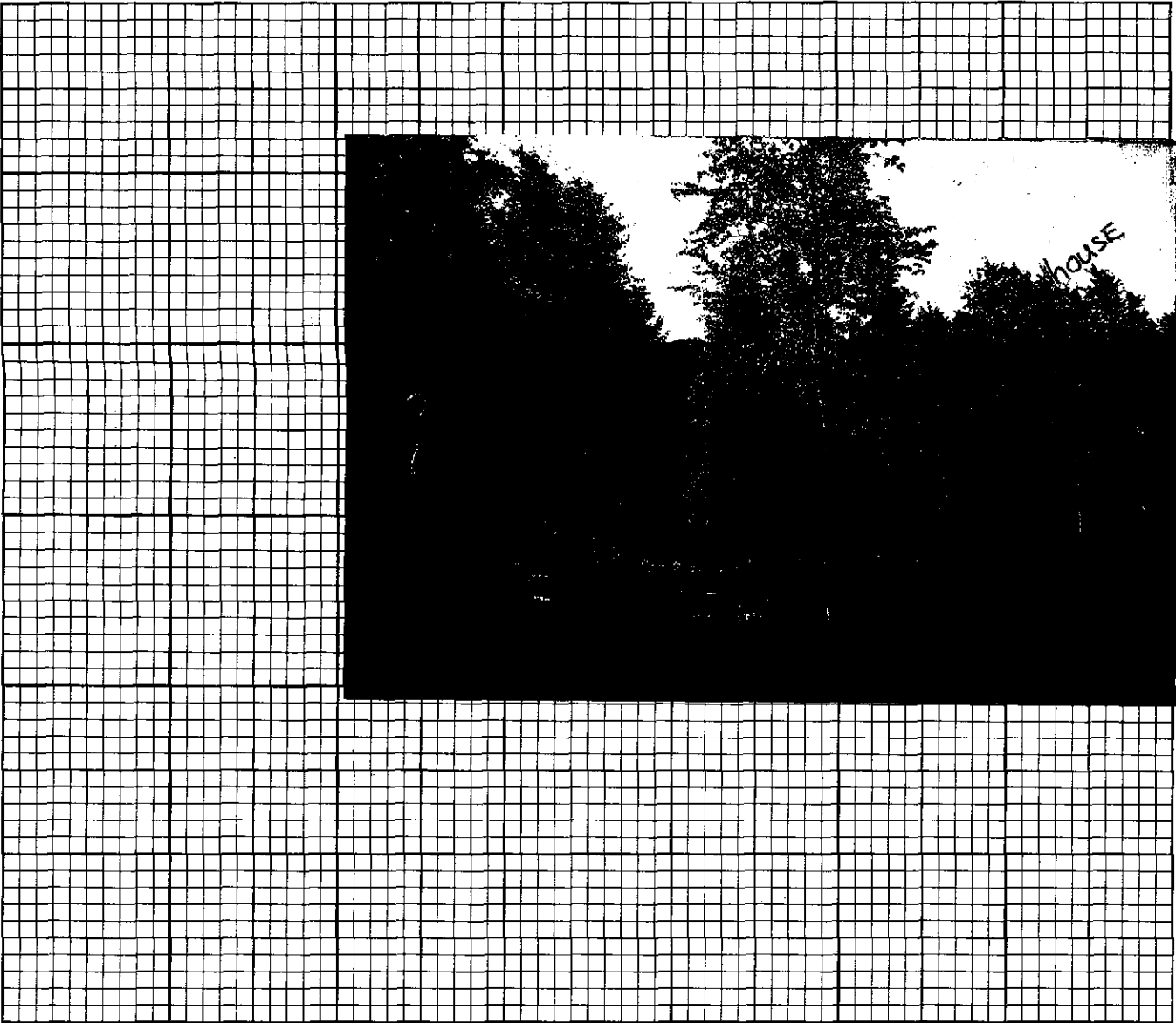
[illegible]

Total Acres _____

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10. Other water rights on these lands none
11. Other water right diverted from same p.d. none

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks MRS H-SKEON SAID PIPE IN STREAM ^{PASSESTHROUGH} ON HER PROPERTY, THROUGH
E² SWINE AND INTO NESE WHICH BELONGS TO LEE CLIZER ~ NO EASEMENTS

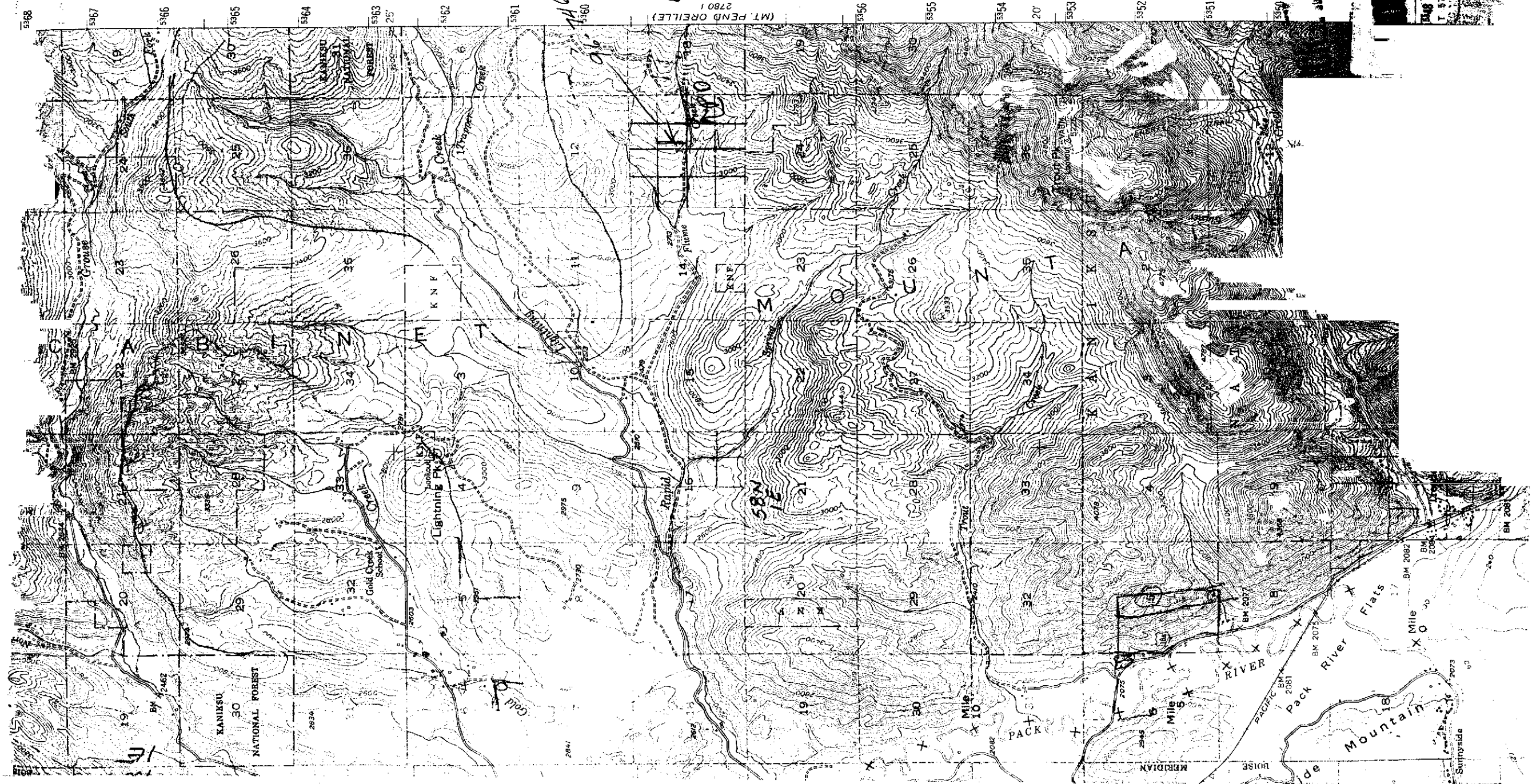
15. Recommended Amendments
- | | | |
|--|--|---|
| ☒ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☐ None |
| ☐ Change P.U. as reflected above | ☒ Add P.U. as reflected above <u>SEE #14</u> | ☒ Other |

16. Examiner's/Consultant's Signature [Signature] Date 6/20/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct Beneficial Use Examination _____

Date _____ CONSULTANT SEAL



Vok

463

46

FILED

FILED

Aug
T. 57 N.

9155 RAPID LIGHTNING ROAD

SANDPOINT, IDAHO 83864

JANUARY 20, 1986

DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

RECEIVED

JAN 27 1986

RE: PERMIT NO. 96-7463

Department of Water Resources

DEAR MR. JOHNSON:

IN OCTOBER 1985 transfer of the water rights permit from the previous owner of our property to us was effected.

Apparently the next step is for your office to review the field examination and prepare a water rights license. What exactly is involved in the process? We would like to do whatever is necessary to receive the water rights license.

Please let us know, so we can proceed.

Thank you for your help.

Sincerely, **MICROFILMED**

Risa Devore

John Cosolito

November 5, 1985

RE: Permit No. 96-7463

*Cosolito — per corres.
of 1/30/86
KW*
John ~~Cosolito~~ &
Risa Devore
9155 Rapid Lt. Rd.
Sandpoint, ID 83864

Dear Permit Holder(s):

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

In reviewing the permit, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met, and the field examination completed. The next step will be for our office to review the field examination and prepare a water right license.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

Permit No. 96-7463

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? Yes
2. Notary? Yes
3. a. Full Assignment? Yes
b. Partial Assignment? N/A
4. "No assignment" condition on permit? NO
5. Commencement of Works received? Yes
 - a. Commencement of works requested? N/A
 - b. Show Cause Order drafted & sent? N/A
 - c. Cancellation necessary? N/D
6. Affidavit of residency required? NO
7. Extension granted due to litigation? NO
(If yes, commencement of works is not required.)

1. Type permit ☒ summary sheet. N/A
2. Coding sheet. ☒ - Shoula #1/are
3. Acknowledgement letter type. ☒
4. Copy to region. ☒

Date 10-9-85

Employee Jni

MICROFILMED

9155 Rapid Lightning Road
Sandpoint, Idaho 83864

State of Idaho
Department of Water Resources

RECEIVED

OCT 2 1985

Department of Water Resources
Northern District Office

Dear Mr. King:

Enclosed is a notarized assignment of permit from Clizers.

We are unsure exactly what type of water rights Clizers originally applied for. Also, if there was any deadline on setting up a system.

If you would please inform us of exactly what we need to do we would really appreciate it, as we are ignorant of all the facts. If we need to apply for an extension would you please send the necessary papers.

Thank you for you time and help.

Sincerely,
Risa Devore
John Cosolito

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 25, 1985

Mr. John Costelito
Ms. Risa Devore
9155 Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-7463

Dear Mr. Costelito and Ms. Devore:

It has come to my attention that you are the current owners of the W 1/2 W 1/2 SWNE Sec. 13 T56N R1E.

As the owners of this property, I assume you would also like to have the domestic water rights that were used on the property by your predecessor, Mr. Lee Clizer.

To obtain these rights, you must have the enclosed assignment of permit signed by Mr. Clizer and notarized. The assignment must then be returned to this office to effect the transfer of the rights from Mr. Clizer to you.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Assignment

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Stephen Allen~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 10, 1982

Mr. Lee Clizer
Rt. 1 Box 453
Sandpoint, Id. 83864

Re: 96-7463

Dear Mr. Clizer:

On August 5, I attempted to do a water rights exam for your above-referenced permit.

At that time, I could not locate your property, so the exam could not be performed.

Please contact me to set up an appointment as an exam must be done before a water license can be issued.

Sincerely,

Lawrence D. Beard
LAWRENCE D. BEARD
E.I.T.

LDE/pms

MICROFILMED

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

November 2, 1981

Mr. Lee Clizer
Rt. 1 Box 453
Sandpoint, Id. 83864

RE: 96-7463

Dear Mr. Clizer:

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

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. 96-7463

Name(s) of Permit Holder: Lee Clizer

Post Office Address: Rt 1 Box 453 Slat ID

Tel. No. _____

Source of Water: Flume Creek tributary of Rapid Lightning

Extent of Use:

☒ Domestic	_____	(number of households)
☐ Stockwater	_____	(number and type of stock)
☒ Irrigation	<u>1 acre</u>	(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.

8-14-81

Date

MICROFILMED

Lee Clizer

Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

AUG 14 1981



Department of Water Resources
Northern District Office

AUG 19 1981

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

August 26, 1981

Re: Permit No. 96-7463

Lee Clizer
Route #1, Box 453
Sandpoint, ID 83864

Dear Mr. Clizer:

Enclosed is a statement of beneficial use card which needs to be completed for the above referenced permit.

In your letter received August 10, 1981, you stated that you were ready for an inspection of your system. As soon as the enclosed card is submitted a field inspection can be conducted and a license issued based on the findings of the field examiner. This card needs to be submitted on or before the proof due date, September 1, 1981.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Sr. Water Resource Agent

JG:jg
Enclosure

MICROFILMED

RECEIVED

AUG 10 1981

Department of Water Resources

Dear Sirs,

We have completed our water system and are ready
for your inspection for our water permit number 96-7463.
Do we need to talk with the water resources people in
Cd'A or will you do that?

Thankyou,

Lee Clizer

Rt 1 Box 453

Scpt. ID 83864

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

CLIZER, LEE
RT. 1 BOX 453
SANDPOINT, ID 83864

138380

JUNE 30, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7463 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 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

September 17, 1976

Re: Permit No. 96-7463

**Lee Clizer
Route 1, Box 453
Sandpoint, ID 83864**

Dear Mr. Clizer:

Enclosed is a copy of your approved Application for Permit No. **96-7463** . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

**BOBBY D. FLEENOR
Chief, Water Rights**

BDF:mef

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 13, 1976

Re: Application No. 96-7463 Claim No. 96-4169
" " 96-7464 " " 96-4170
" " 96-7465

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

Bill: 9-1-76.4

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7463

Elzer

☒ 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)

PGA

8-9-76

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

(4)

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: *Tred Egenbath is most familiar with the area his opinion is that no supply problems should exist*

(11)

cp

9/1

Affidavit of Publication received(date) Aug. 31, 1976

(12)

cp

8/13

Final date for protests SEPTEMBER 6, 1976

Protests received: yes _____ no ☒

(13)

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

(14)

Action recommended:

_____ Approve _____ Deny

_____ 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 Haynes

Date 9-7-76



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 13, 1976

Re: Application No. 96-7463 Claim No. 96-4169
" " 96-7464 " " 96-4170
" " 96-7465

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:cp

Enc: Legal Notice(s)

Bill: 9-1-76-4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lee Clizer,
Route 1, Box 453, Sandpoint, Idaho
has on August 9, 1976 submitted Application No. 96-7463
for a permit to appropriate 0.11 cubic feet per second ~~over 1000 per annum~~
of water from Flume Creek, tributary of Rapid Lightning Creek
by means of pump, pipeline, and water wheel
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 13, T. 58N, R. 1E, B.M., Bonner County

to be used from Jan. 1 to Dec. 31 for domestic (0.04 cfs) and power generation
~~for~~ purposes (0.05 cfs); and from March 15 to Nov. 15 for the irrigation of
one acre (0.02 cfs)
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 58N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests
against the granting of the permit must be filed with the Idaho Department of
Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before
September 6, 1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on August 18 and August 25, 1976

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Lee Clizer, Route 1, Box 453, Sandpoint, Idaho has on August 9, 1976 submitted Application No. 96-7463, for a permit to appropriate 0.11 cubic feet per second of water from Flume Creek, tributary of Rapid Lightning Creek by means of pump, pipeline, and water wheel within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 13, T. 58N, R. 1E, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic (0.04 cfs) and power generation purposes (0.05 cfs); and from March 15 to Nov. 15 for the irrigation of one acre (0.02 cfs) within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 13, T. 58N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 6, 1976.

R. KEITH HIGGINSON

Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on August 18 and August 25, 1976.

O.K.
8-23-76
P