

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7376 Priority June 12, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that LEE W. BURNETT
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7376 issued pursuant to Application for Permit dated June 10, 1975,
and has submitted proof to the Department of Water Resources on August 3, 1976 (late proof),
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 an unnamed spring,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and <u>1.2</u> acre feet			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 3,
Twp. 57 N, Rge. 1 W, B. M. in the County of Bonner

Description and location of place of use:

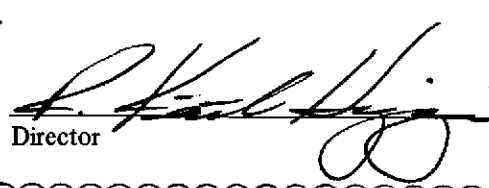
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
57 N	1 W	3												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 11 day of
December, 19 76.

Director 

Identification No. 96-7376

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Lee W. Burnett Phone 263-4079
post office address Route 1, Box 504, Sandpoint, Idaho 83864
2. Source of water supply Spring which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 57N
Range 1W 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 _____
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 _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose 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. Underground spring to 300 gallon
storage tank to pump which is $\frac{1}{2}$ hp with tank to house for domestic use. All
plastic pipe (1").

- 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 1 years.
b. Estimated construction cost is \$ 300.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 57N
Range 1W B.M. _____
(2) Amount of power to be generated: _____ hp 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: _____

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

TWP.	RANGE	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	

Total number of acres to be irrigated _____

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

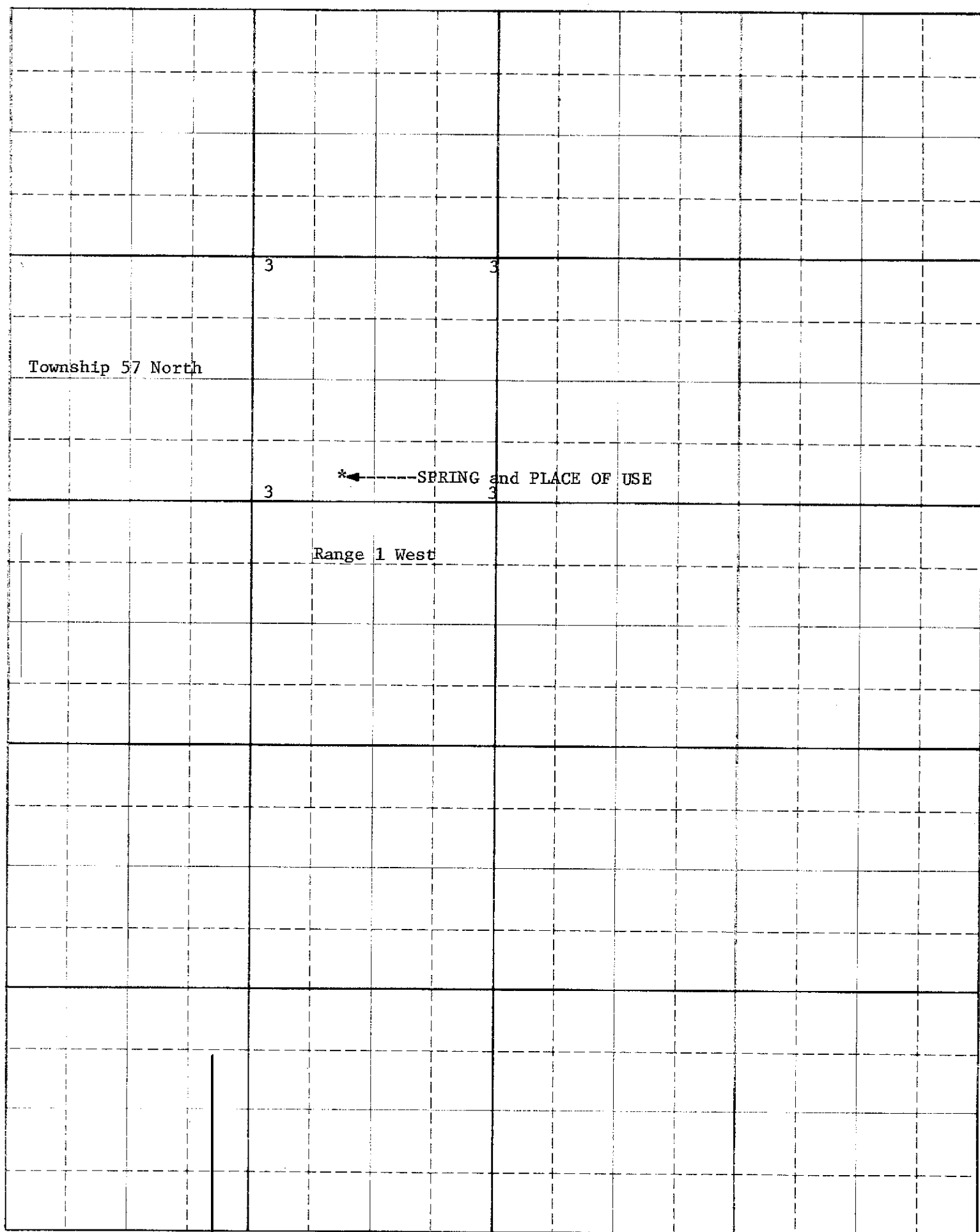
9. a. Who owns the property at the point of diversion Applicant

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 Applicant owns property on which spring is flowing.

10. Remarks See item 6a

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.

Lee W. Burnett
(Applicant)

Proposed Priority 6-11-1975

Received by KK Date 6-10-75 Time 1:00 pm

Preliminary check by FE Fee \$ 10.00

Received by FE Date 6-11-75 (Rec't. #911)

Publication prepared by cp Date 6-13-75

Published in Sandpoint News-Bulletin

Publication dates 6-19 & 6-26-75

Publication approved cp Date 7-2-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JH

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. 96-7376, 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 August 1, 19 76.
- c. Other: _____

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

Witness my hand this 9 day of July, 19 75.


Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-7376

IN THE NAME OF LEE W. BURNETT

ORDER OF REINSTATEMENT

WHEREAS, on June 11, 1975, Lee W. Burnett filed with the Department of Water Resources an application for permit to appropriate 0.04 cubic feet per second of water from a spring within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 57N, Rge. 1W, B.M., Bonner County, to be used for domestic purposes; and,

WHEREAS, on July 9, 1975, the Department approved said application and issued Permit No. 96-7376 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1976; and,

WHEREAS, on June 1, 1976, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on August 1, 1976, the permit automatically lapsed for failure of the permit holder to submit proof of beneficial use of water; and,

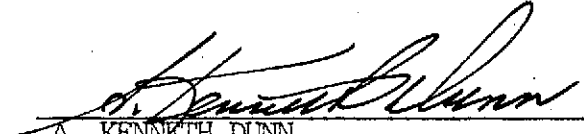
WHEREAS, on August 3, 1976, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-7376 be REINSTATED and the priority advanced to June 13, 1975.

Dated this 10 day of August, 1976.


A. KENNETH DUNN

Administrator, Operations Division

Affidavit of Publication

STATE OF IDAHO, }
County of Bonner, } ss.

Gary L. Pietsch being first duly sworn on oath deposes and says that he is Publisher of The Sandpoint News-Bulletin, a weekly newspaper printed and published at Sandpoint, Bonner County, Idaho; that the said Sandpoint News-Bulletin has been continuously and uninterruptedly published in said Bonner County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice for publication in the case of Notice of Application for Water Permit, submitted by Lee W. Burnett, Route 1, Box 504, Sandpoint, Idaho, No. 96-7376.

as it was published in the regular and entire issue of the said paper for a period of two consecutive weeks, commencing on the 19th day of June, 19 75, and ending on the 26th day of June, 19 75, and that said notice was published in said newspaper, and not in supplemental form.

Gary L. Pietsch

Subscribed and sworn to before me this 26th day of June, 19 75.

Alvin G. Galt

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

RECEIVED
JUN 20 1975
Department of Water Resources
Coeur d'Alene, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lee W. Burnett, Route 1, Box 504, Sandpoint, Idaho has on June 10, 1975 submitted Application No. 96-7376 for a permit to appropriate 0.04 cubic feet per second of water from a Spring by means of storage tank, pump, and pipeline within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 57N, R. 1W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 57N, R. 1W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before July 7, 1975.

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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before July 7, 1975.

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho on June 19 and June 26, 1975. Je19-26

SEE LETTER IN
FILE DATED
7/2/75. 4

December 14, 1976

Re: Permit No. 96-7376

Lee W. Burnett
Route 1, Box 504
Sandpoint, ID 83864

Dear Mr. Burnett:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

RECEIVED
DEC 17 1976
SANDPOINT, ID

RECEIVED

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Lee W. Burnett
Post office address Route 1, Box 504, Sandpoint, ID 83864 Phone 263-4079
Department of Water Resources
Northern District Office
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Domestic (1)
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 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: _____

Permit No. 96-7376
Examination for b/u

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 57N N/S, Range 1W E/W, B.M., Section 3, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Bonner County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: water being pumped from 200 gal. storage vessel

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
57N	1W	3											X						

TOTAL ACREAGE _____

DATE OF EXAM 11-23-76

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 Calc.

Total Q recommended 0.04 Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

One household @ 0.04 & 1.2 AF/Ann

SYSTEM DESCRIPTION:

1 HP # D-62 w/pipe line to place of use

REMARKS:

Examiner's Signature Tom O'King Date 11-29-76

Checked by Bob Haynes Date 11-30-76

Approved by _____ Date _____

August 11, 1976

Re: Permit No. 96-7376

Lee W. Burnett
Route 1, Box 504
Sandpoint, Idaho 83864

Dear Mr. Burnett:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has been advanced to June 13, 1975.

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 exam so that you may show him the system.

If you have any questions regarding the field exam, please contact our Regional Office in Coeur d'Alene.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JFR

Enclosure

Identification No. _____

Permit No. 96-7376

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

RECEIVED

AUG 8 1976

1. a) Name of Permit Holder LEE BURNETT
b) Post Office Address RT #1 Box 504 SANDPOINT, IDAHO 83864
2. Permit Number 96-7376

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated UNDERGROUND SPRING

b) Location of the point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3

Township S7N, Range 1W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount _____ for HOUSE HOLD purposes from PRESENT FUTURE incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for HOUSE HOLD purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for HOUSE HOLD purposes from _____ to _____ incl.
(cfs and/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: _____

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: _____

b) Describe the agreement or 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) WATER BEING PUMPED FROM
200 GAL STORAGE VESSEL

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

200 GAL STEEL STORAGE TANK

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

N/A

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

NOT USED FOR IRRIGATION
ONLY FOR HOUSEHOLD USE.

exam typed 8-12-76

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

→ NOT IRRIGATION ←

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.

July 1, 76
(Date)

Lee W Burnett
(Signature)

State of Idaho)
County of Banner) ss.

On this 7th day of July, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Dennis E. England
Notary Public residing at Antelope

My commission expires 5-15-1980

June 1, 1976

CERTIFIED MAIL

138711

Re: Permit No. 96-7376

Lee W. Burnett
Route 1, Box 504
Sandpoint, Idaho 83864

Dear Mr. Burnett:

One of the conditions of approval of your water Permit No. 96-7376 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before AUGUST 1, 1976. Enclosed is an affidavit form which must 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.

Either the beneficial use affidavit 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

July 11, 1975

Re: Permit No. 96-7376

Lee W. Burnett
Route 1, Box 504
Sandpoint, ID 83864

Dear Mr. Burnett:

Enclosed is a copy of your approved Application for Permit No. 96-7376 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

RECEIVED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7376

- ☒ 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) SEP 6/14/75 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) SEP 6/14/75 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) SEP 7/8/75 Other rights on the same place of use
- (10) _____ Comments: _____
- (11) CP 7/2 Affidavit of Publication received(date) JUNE 27, 1975
- (12) CP 6/13 Final date for protests JULY 7, 1975
Protests received: yes _____ no ☒
- (13) SEP 7/8/75 All requested information received from agencies or applicant: yes ☒ no _____
- (14) SEP 7/8/75 Action recommended:
☒ Approve _____ Deny
6/10/75 Proposed Priority
Reason for Reduction _____
NO Measuring device required
See attached sheet for other conditions of approval
☒ No special conditions for approval
- (15) District Northern By L. E. Caruth Date 7/8/75

MICROFILMED

RECEIVED

JUL 9 1975

Department of Water Resources

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXX
XXXXXXXXXXXX

July 2, 1975

Re: Application No. 96-7376 - Lee W. Burnett

Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, ID 83864

Gentlemen:

We are returning a copy of the affidavit of publication and the bill for the above referenced item which was published in your newspaper on June 19 and June 26, 1975. Please note that the last paragraph of the notice was printed twice; therefore, the bill for this publication should be for 31 lines instead of 39.

We would appreciate your adjusting your records and forwarding us a corrected bill. Thank you in advance for your assistance in this matter.

Very truly yours,

Corda M. Patterson
Secretary
Northern District

CP

Enclosures

RECEIVED
JUL 10 1975
FBI - SPOKANE

Re: Application for Permit No. 96-7376

Dear Mr. Burnett:

Very truly yours,

FE:CP

Attachment

[illegible]

Mr. Lee W. Burnett
Route 1, Box 504
Sandpoint, ID 83864

We have begun processing your Application for Permit to divert water from a Spring; however, we have typed your Application and are returning it for your signature.

If all items are correct, please sign at the bottom of Page 3 and return the form to our office. Your assistance in this matter is appreciated.

FRED EISENBARTH
Northern District Supervisor

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 13, 1975

Re: Application No. 96-7376 - Lee W. Burnett
Claim No. 96-4146 - Charles L. Johnson

Sandpoint News-Bulletin
P.O. Box 218
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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

RECEIVED

Bill: 7-2-75.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lee W. Burnett,

Route 1, Box 504, Sandpoint, Idaho

has on June 10, 1975 submitted Application No. 96-7376

for a permit to appropriate 0.04 cubic feet per second ~~XXXXXX~~

of water from a Spring

by means of storage tank, pump, and pipeline

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 57N, R. 1W, B.M., Bonner County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, T. 57N, R. 1W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before July 7, 1975.

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho

on June 19 and June 26, 1975

MICROFILMED

Identification No. 96-7376

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant LEE W. BURNETT Phone: 263-4079
post office address RT #1 Box 504 SANDPOINT, IDAHO

2. Source of water supply UNDER GROUND SPRING which is a tributary of —

3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 57N
Range 1W B.M. BONNER County; additional points of diversion if any: —

b. If water is not consumed, it will be discharged into LAKE BACK WATER at a point in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 57N Range 1W B.M. —

4. Water will be used for the following purposes:

Amount 5.04 for DOMESTIC purpose from JANUARY 1 to DECEMBER 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purpose from — to — (both dates inclusive)
(cfs or acre-feet per annum)
Amount — for — purpose from — to — (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 5.04 cubic feet per second and/or
b. — acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. UNDERGROUND SPRING TO 300 gal STORAGE TANK TO PUMP WHICH IS $\frac{1}{2}$ HP WITH TANK TO HOUSE FOR DOMESTIC USE. ALL PLASTIC PIPE (1")

b. Height of storage dam — feet, active reservoir capacity — acre feet; total reservoir capacity N.A. 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 N.A. 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 1/2 years.

b. Estimated construction cost is \$ 300.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3 Township 57N
Range 1W B.M. —

N.A. (2) Amount of power to be generated: — hp under — feet of head.

N.A. (3) List number of each kind of livestock to be watered —

N.A. (4) Name of municipality to be served —, or number of families to be supplied with domestic water One.

N.A. (5) If water is to be used for other purposes describe: —

MICROFILMED

NA₆

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

TWP.	RANGE	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	

Total number of acres to be irrigated _____

NA₆

Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion LEE W. BURNETT

b. Who owns the land to be irrigated or place of use LEE W. BURNETT

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

APPLICANT OWNS PROPERTY ON WHICH
SPRING IS FLOWING

10. Remarks _____

SEE ITEM 6a

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

I OWN 1 ACRE & WANT THIS UNDERGROUND
SPRING FOR DOMESTIC USE ONLY. CANNOT
EXPLAIN ON THIS SCALE OF MAP.

57N

3

0

1W

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.

Lee W. Burnett
(Applicant)

Received by KIC Date 6/10/75 Time 1:00 P
Preliminary check by TE Fee \$ 10.00
Receipted by TE Date 6/14/75 # 911
Publication prepared by CP Date 6-13-75
Published in Sandpoint News-Bulletin
Publication dates 6-19 & 6-26-75
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

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

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. _____, and said application is hereby _____.

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 _____, 19____.
- c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director