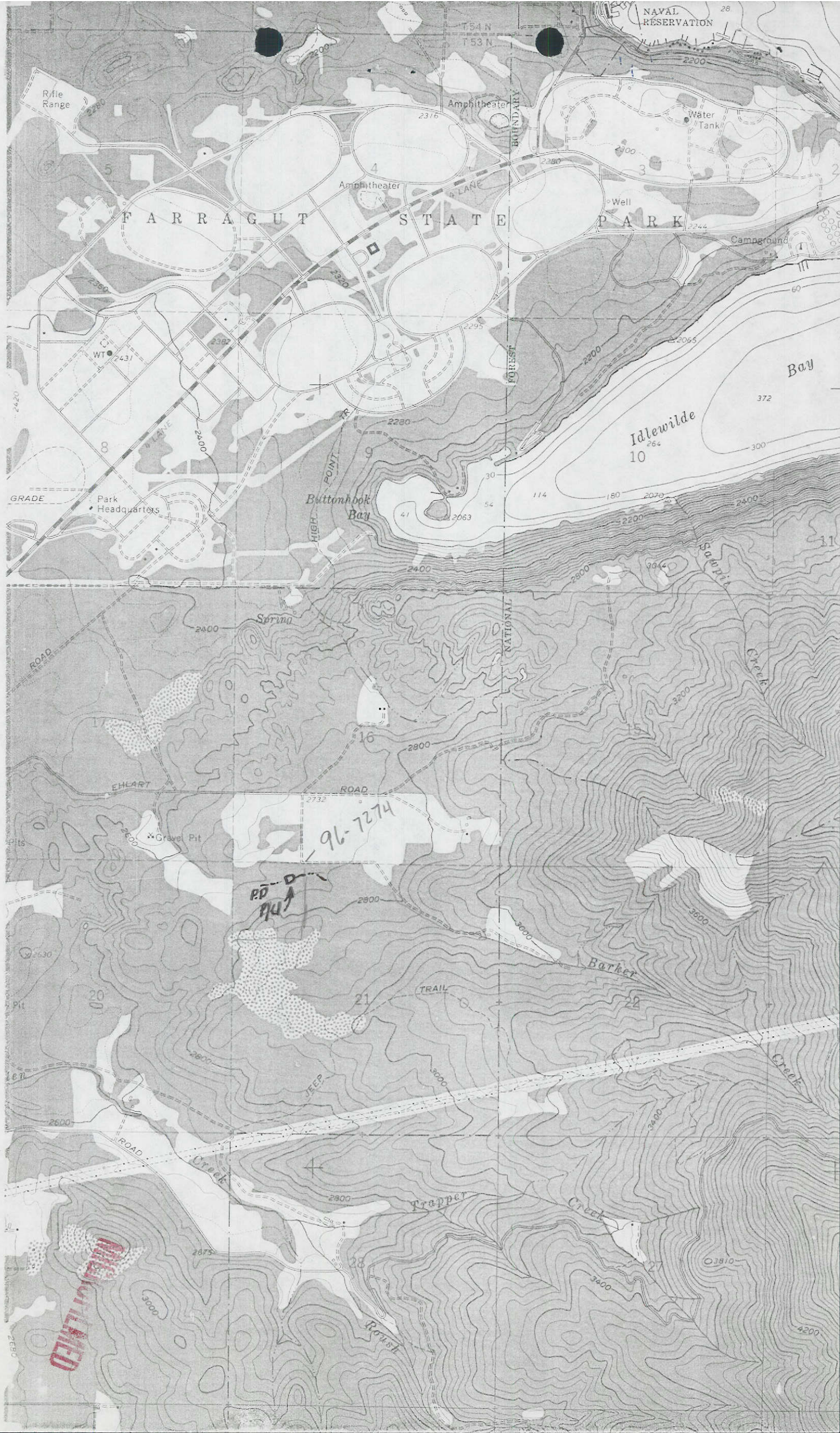




WATER RIGHT LICENSE

Acting for the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Identification No. **RECEIVED**

APR 27 1979

REQUEST FOR EXTENSION OF TIME

Department of Water Resources
Northern District Office

To provide additional time in which to submit
proof of beneficial use on a water right permit

Alvin O. & /or Genevieve M. Twete of Rt 1 Box 69 Athol ID 83801
(Name) (Address)

State of _____, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 967274.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before May 1, 1979.

That he has heretofore performed the following work described under said permit: _____

No work has been done.

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Equipment problems coupled health problems requiring hospitalization prevented completion of project. If extension is granted I expect to start construction this spring & summer

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to May 1, 1982.

Alvin O. Twete
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to May 1, 1982.

Signed this 24th day of May, 19 79.

A. Glen Saxton
Chief, Operations Bureau

Identification No. 96-7274

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

683-2267

1. Name of applicant Alvin O. &/or Genevieve M. Twete
post office address Route 1, Box 69, Athol, Idaho
2. Source of water supply Barker Creek which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21 Township 53N
Range 2W B.M. Kootenai 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 0.02 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.18 for Irrigation purpose from March 15 to Nov. 15 (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. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Construct stockwatering pond in
streambed.

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: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21 Township 53N
Range 2W 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 50 head of beef cattle.

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(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	
53N	2W	16												9					9

Total number of acres to be irrigated 9

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

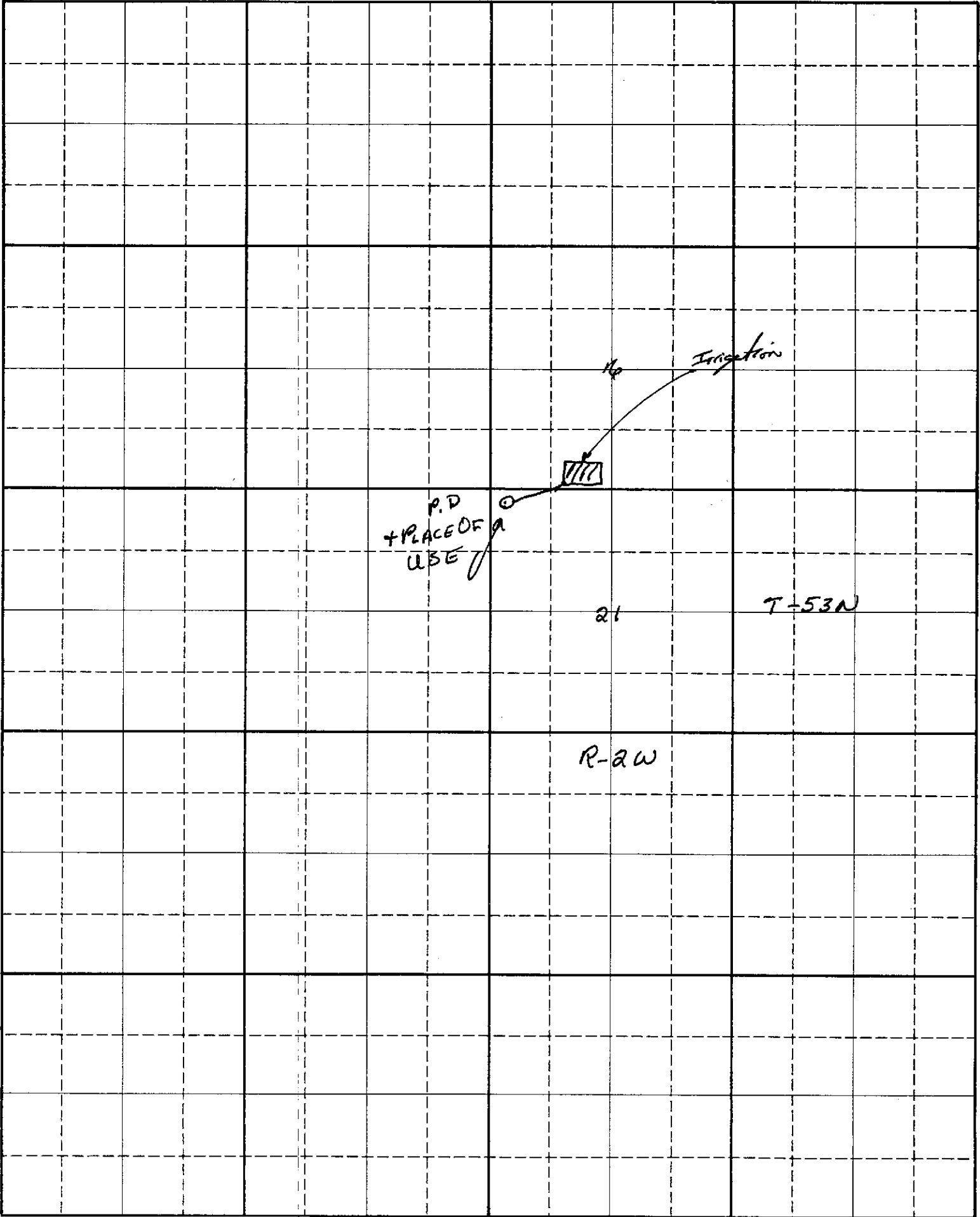
9. a. Who owns the property at the point of diversion Applicant

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.



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.

Alvin O. Truett
(Applicant)

98 7274

Received by KIC Date 4/19/74 Time 2:00 P.M.
Preliminary check by KIC Fee \$ 10.00
Receipted by KIC Date 4/19/74 # 14047
Publication prepared by CP Date 4-19-74
Published in Coeur d'Alene Press
Publication dates 4-25 & 5-2-74
Publication approved CP Date 5-13-74
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7274, 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 May 1, 19 79.
- c. Other: _____

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

Witness my hand this 20 day of May 19 74.

L. Keith Higin
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EP</u>	<u>4/19/74</u>	Application No. <u>96-7274</u>
(2)			☒ 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
(3)	<u>EP</u>	<u>4/19/74</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S. F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>EP</u>	<u>4/19/74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	<u>CE</u>	<u>5/13</u>	Affidavit of Publication received (date) <u>MAY 9, 1974</u>
(11)	<u>CE</u>	<u>4/19</u>	Final date for protests <u>MAY 13, 1974</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	<u>EP</u>	<u>5/13/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>EP</u>	<u>5/13/74</u>	Action recommended: ☒ Approve Priority <u>4/19/74</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Butte</u>	By <u>William L. Smith</u>	Date _____

96 7274

RECEIVED
MAY 13 1974
DEPARTMENT OF WATER ADMINISTRATION

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

RECEIVED
WEEKLY

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

MAY 9 1974

deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the

Notice of
Application

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for 2 consecutive weeks, commencing

on the 25 day of April, 1974, and ending on the

2 day of May, 1974.

Subscribed and sworn to, before me, this 8 day of May

1974

Roberta G. Manly
Notary Public for the State of Idaho
residing at Coeur d'Alene, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Alvin O. &/or Genevieve M. Twete, Route 1, Box 69, Athol, Idaho have on April 19, 1974 submitted Application No. 196-7274 for a permit to appropriate 0.20 cubic feet per second of water from Barker Creek by means of pond within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, T. 53N, R. 2W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and from March 15 to Nov. 15 for the irrigation of 9 acres (0.18 cfs) within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21 (stockwater); SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16 (Irrigation), T. 53N, R. 2W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON
Director

April 25, May 2, 1974

1224
1225 1974



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

December 1, 1981

RE: Permit No. 96-7274

Alvin O. &/or Genevieve M. Twete
Route #1, Box 69
Athol, ID 83801

Dear Mr. and Mrs. Twete:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

November 6, 1981

RE: Permit No. 96-7274

Alvin O. &/or Genevieve M. Twete
Route #1, Box 69
Athol, ID 83801

Dear Mr. and Mrs. Twete:

A representative of this Department has made an examination of the works covered by your Permit No. 96-7274, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: Barker Creek

The maximum quantity diverted shall not exceed 0.7 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Twp. 53N, Rge. 2E, Kootenai County

Beneficial use: Stockwater use within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 21, Twp. 53N, Rge. 2W

Priority date established: April 19, 1974

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

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NOV 10 1981
WATER RESOURCES
DIVISION

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

96-7274
Permit No.
28-1

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-30-81 Accompanied by ~ Total Q measured ~
If source is surface water, estimate total flow of source .5 cfs
Methods of measurement ~ Meets Permit requirements? yes

Measurement calculations:

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description 4'x50' Dam with excavated ± 4'deep x 50-Dia. Pond for stock

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>stock ✓</u>	<u>0.02 ✓</u>	<u>0.7 ✓</u>	<u>H</u>	<u>12-31</u>
Total	<u>0.02 ✓</u>	<u>0.7 ✓</u>		

Remarks NO IRR -Pond 3'-3" Fire board- 12 cnp ± 1' below crest for
over flow
Did not locate stock but Evidence
of stock in area. Assume 50 hd MAX

No Overlapping rights

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: NW NW, 21, 53N, 2W

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
53N	2W	21					X												

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Examiner's Signature

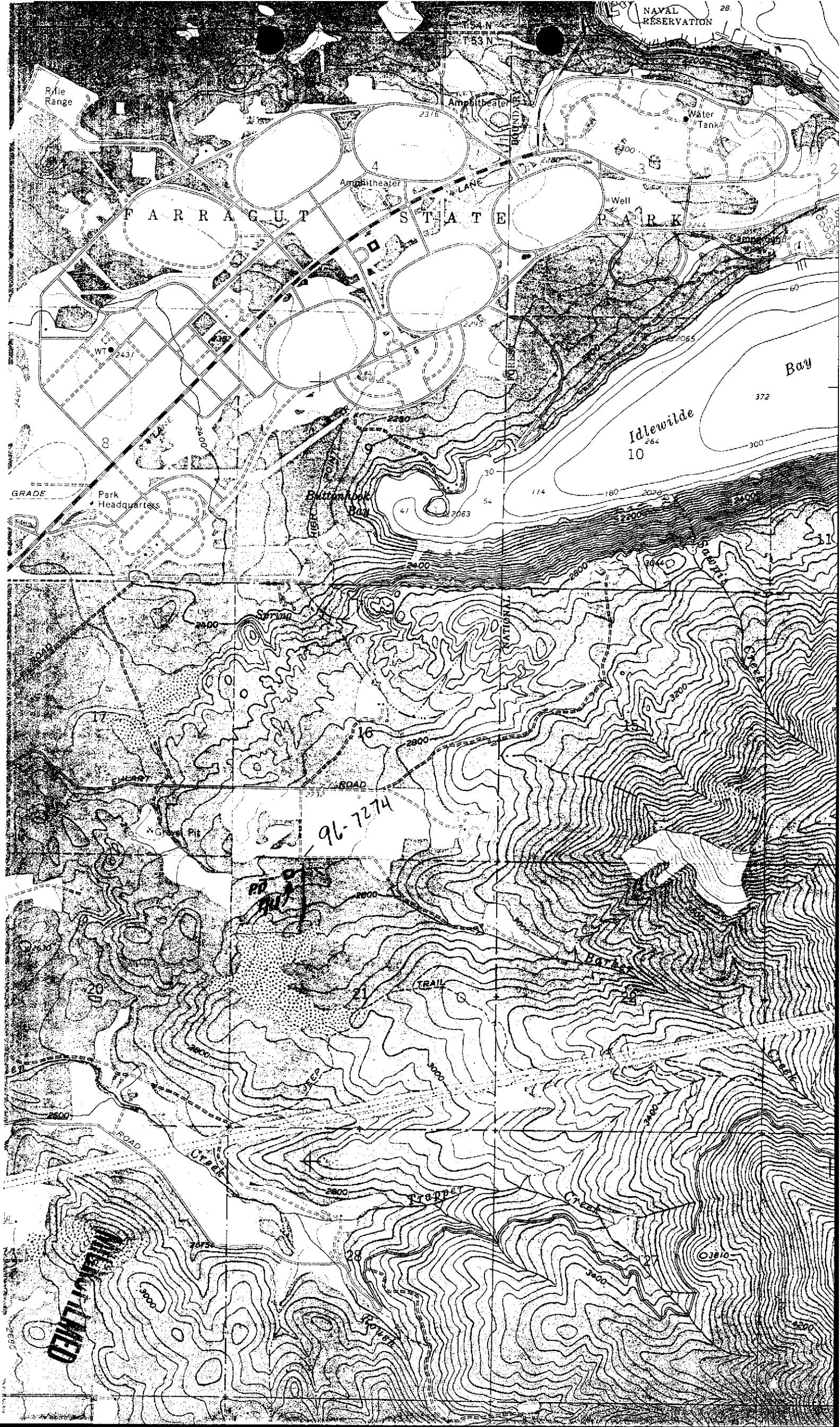
Called by

Approved by

Date 7-30-81

Date 8/18/81

Date 10/26/81



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. 96-7274

Name(s) of Permit Holder: Alvin O. &/or Genevieve M. Twete

Post Office Address: Rt. 1 Box 69

Athol, Idaho

Tel. No. 683-2267

Source of Water: Barker Creek

Extent of Use: ☐ Domestic ☒ Stockwater 50 ☒ Irrigation 9 ☐ Other

RECEIVED
(number of households)
(number and type of stock)
(access) 9 1981

Measuring Device: Required? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No

Department of Water Resources
North District Office
Installed? ☐ Yes ☒ No

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

1/9/81
Date

MICROFILMED
x Alvin O. Twete
Signature of Permit Holder

RECEIVED

JAN 12 1981

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
TEN CENT
STAMP
HERE

MICROFILMED

cc: IDWR - State Office

TDK/pms

TOM D. KING
Senior Water Resource Agent

Very truly yours,

this office.

If you have any questions concerning the field examination, please contact

will remain valid until the examination is made.

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.

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Dear Mr. Twete:

RE: 96-7274

Mr. Alvin Twete
Rt. 1 Box 69
Alhol, ID. 83801

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484
January 20, 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

May 24, 1979

Re: Permit No. 96-7274

Alvin O. &/or Benevieve N. Twete
Route #1, Box 69
Athol, ID 83801

Dear Mr. & Mrs. Twete:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to

May 1, 1982.

Sincerely,

Jan Grover
Water Rights Supervisor

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 4-27-79

FROM Bob Haynes

TO Water Right

SUBJECT According to my platbs there have been no filings on this source since this application was filed. If that is the case I see no reason not to approve the extension even though ~~it~~ he not done anything

MICROFILMED

Bob

SIGNATURE

FROM *Men S*DATE *5-23-79*TO *File 96-7274*

SUBJECT *From a phone conversation today w/ mr. Twete, I learned he has partially cleared and prepared his stockwatering pond.*

Zys
MICROFILMED

SIGNATURE



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

CERTIFIED MAIL

February 28, 1979

Re: Permit No. 96-7274

103692

Mr. and Mrs. Alvin O. Twete
Route 1, Box 69
Athol, ID 83801

Dear Mr. and Mrs. Twete:

One of the conditions of approval of your water Permit No. 96-7274 (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 May 1, 1979. 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.


RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

May 20, 1974

Re: Permit No. 96-7274

Mr. & Mrs. Alvin O. Twete
Route 1, Box 69
Athol, Idaho 83801

Dear Mr. Twete:

Enclosed is a copy of your approved Application for Permit No. 96-7274 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

96 7274

April 19, 1974

Re: Application No. 96-7274 - Alvin O. &/or Genevieve M. Twete
Claim No. 96-4117 - " " " " " "
" " 96-4118 - " " " " " "

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

~~"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."~~

(signature of claimant)

Very truly yours,

FRED EISENBARTH
Northern District Manager

Bill submitted 5-13-74 by CP

FE:CP

Enc: Legal Notices (3)

96 7274

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Alvin O. &/or Genevieve M. Twete,
Route 1, Box 69, Athol, Idaho
have ~~xxx~~ on April 19, 1974 submitted Application No. 96-7274
for a permit to appropriate 0.20 cubic feet per second ~~above feet per second~~
of water from Barker Creek
by means of pond
within the NW¹ NW⁴, Sec. 21, T. 53N, R. 2W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31 for stockwatering purposes (0.02 cfs); and
~~xxx~~ from March 15 to Nov. 15 for the irrigation of 9 acres (0.18 cfs)

within the NW¹ NW⁴, Sec. 21 (stockwater); SE¹ SW⁴, Sec. 16 (Irrigation), T. 53N,
R. 2W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on April 25 and May 2, 1974

OK 4/25/74

NOTICE OF APPLICATION
FOR WATER PERMIT

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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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON
Director

April 25, May 2, 1974

96-7274