

No Color

Documents

In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7213 Priority August 20, 1973 Amount 0.05 cfs

THIS IS TO CERTIFY, that Fielden Louis Poirier, Jr.
of Blanchard, Idaho, has complied with the terms and conditions of Permit
No. 96-7213 issued pursuant to Application for Permit dated August 20, 1973,
and has submitted proof to the Department of Water Resources on October 22, 1974,
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 0.05 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and			<u>1.2 acre feet</u>
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.05</u> cfs and			<u>2.7 acre feet</u>
_____ from _____ to _____ at _____ cfs and			

(both dates inclusive)

Subject, however, to the condition that no more than 0.05 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
3.9 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 28,
Twp. 54 N, Rge. 5 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 $\frac{1}{4}$	
54 N	5 W	28					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 25 day of
August, 19 75.

Director

Identification No. 96-7213

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

LICENSE ISSUED FOR 05 SEP 77
LICENSE PAGE NO. 1

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

1. Name of applicant Fielden Louis Poirier Jr.
post office address Blanchard, Idaho 83804

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

3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 28 Township 54N
Range 5 W 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 0.05 cfs for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.05 cfs for stock water 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)

5. Total quantity to be appropriated:

0.05 cfs 25 gallons per minute cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 6" well 109' deep
with submersible pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year 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. done now

b. Estimated construction cost is \$ 1500.00

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 28 Township 54N
Range 5 W 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 200 head cattle and pigs

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

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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

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 F.L.Poirier Jr.

b. Who owns the land to be irrigated or place of use F.L.Poirier Jr.

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.

SECT 28 54 N 5W

House 1
● — 664

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.

F. L. Davis DRR Dec 30-73
(Applicant)

(Applicant)

Fielden Louis Powell

96. 7213

Proposed Priority 8-20-1973

96-7213
88 10 3

Received by TE Date 8/20/73 Time 1:00 pm.

Preliminary check by TE Fee \$ 10.00

Received by TE Date 8/20/73 # 11874

Publication prepared by CP Date 8-31-73

Published in PRIEST RIVER TIMES

Publication dates 9-6 + 9-13-73

Publication approved CP Date 9-24-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by N BDF

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. 96-7213, and said application is hereby APPROVED.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 74.

c. Other: _____

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

Witness my hand this 1st day of October 19 73.

R. Karl Hagg
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>8/26/73</u>	Application No. <u>96-7213</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>FE</u>	<u>8/26/73</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>FE</u>	<u>8/26/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>FE</u>	<u>9/25/73</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>FE</u>	<u>9/25/73</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CP</u>	<u>9-24-73</u>	Affidavit of Publication received (date) <u>SEPTEMBER 24, 1973</u>
(11)	<u>CP</u>	<u>9-4-73</u>	Final date for protests <u>SEPTEMBER 24, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>FE</u>	<u>9/25/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>FE</u>	<u>9/25/73</u>	Action recommended: ☒ Approve ____ Deny Reason for Reduction _____ ____ Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District	<u>Northern</u>	By <u>[Signature]</u> Date <u>9/25/73</u>

96 7213

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

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

Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 6th day of Sept., 1973,
and _____

ending on the 13th day of Sept., 1973,
and that said notice was published in said newspaper proper, and
not in supplement form.

Marie Martin

Subscribed and sworn to before me this

20th day of Sept., 1973

George C. Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

RECEIVED

Idaho Department of Water Administration
Boise and Blaine Offices

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Fiel-
den Louis Poirier, Jr., Blanchard,
Idaho has on August 20, 1973 sub-
mitted Application No. 96-7213 for
a permit to appropriate 0.05 cubic
feet per second of water from a
ground water source by means of
well and pump within the NW¼-
NW¼, Sec. 28, T. 54N, R. 5W,
B.M., Bonner County to be used
from Jan. 1 to Dec. 31 for domes-
tic (0.04 cfs) and stockwatering
purposes (0.05 cfs) within the
NW¼NW¼, Sec. 28, T. 54N, R.
5W, 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 Ad-
ministration, 401 Front Ave.,
Coeur d'Alene, Idaho, 83814 on or
before September 24, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Priest River
Times, Priest River, Idaho on
Sept. 6 and Sept. 13, 1973.

36-2t

96 7213

August 26, 1975

Re: Permit No. 96-7213

Fielden Louis Poirier, Jr.
Blanchard,
Idaho 83804

Dear Mr. Poirier:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

FIELD REPORT

3. Water will be used for the following purposes:

Permit No. 96-7213

Examination for b/u

TOTAL ACREAGE

DATE OF EXAM 4/11/25

ACREAGE

Found 1/2 acre of lawn and garden
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q=_____ c.f.s.	V=_____	AF/Ann. from _____	to _____
Domestic Q= <u>0.04</u> c.f.s.	V= <u>3.6</u>	AF/Ann. from <u>1/1</u>	to <u>12/31</u>
Livestock Q= <u>0.05</u> c.f.s.	V= <u>2.7</u>	AF/Ann. from <u>1/1</u>	to <u>12/31</u>

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 0.05 cfs Method of measurement estimated

Total Q recommended 0.05 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 6.3

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump and motor capacity

SYSTEM DESCRIPTION:

Submersible Pump and Motor
6" well 109" deep
1-hp motor

REMARKS:

Domestic purposes for 3 households and 1 machine shop.
Stockwater for approx. 200 head of cattle

Examiner's Signature Paul Eganbath Jr. Date 8/11/25

Checked by [Signature] Date 8/18/25

Approved by _____ Date _____

October 24, 1974

Re: Permit No. 96-8213

Fielden Louis Porier, Jr.
Blanchard,
Idaho 83804

Dear Mr. Porier:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in **Coeur d'Alene**.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

OCT 22 1973
Department of Water Resources

OK JG

1. a) Name of Permit Holder Fielden Louis Porier Jr.

b) Post Office Address Blanchard, Idaho 83804

2. Permit Number 96-7213

3. Date of Priority that you are prepared to establish 8/20/1973

4. a) Source from which water was appropriated well

b) Location of the point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 28

Township 54N, Range 5 W Boise Meridian, Other points of diversion: _____

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

Amount .04 cfs for domestic purposes from Jan 1 to Dec.31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount .05 cfs for livestock purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

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

b) Total amount appropriated .05 cfs 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: that is the capacity of submersible pump I installed --checked by timing flow into 5 gallon pail

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) 6" well 109' deep with 1 Hp submersible pump to pipeline furnishing water to two houses and two trailer houses which are all used by our immediate family with one of the trailers being used by hired help.

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

5 gallon pail

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

Carl Pitts Newport Wash. Dec. 1972

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

general farm domestic water supply for 2 houses and livestock

Exam typed

10/25/73 JG

MICROFILMED

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

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

Total number of acres irrigated _____

10. Remarks: _____

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

Oct 19-1974
(Date)

Fielder Louis Gouin
(Signature)

State of IDAHO)
County of BONNER) ss.

On this 19th day of OCTOBER, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Luc E. Clausen
Notary Public residing at Blanchard, Id. 83804

My commission expires Sept. 30, 1976

- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered..... 15¢
- ☒ Show to whom, date, & address of delivery.. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

76024

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4. *F. L. Poirier Jr.*

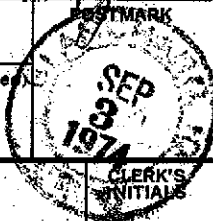
DATE OF DELIVERY

9-30-74

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

96-1213



UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300**



**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE**

BOISE, IDAHO 83720

August 30, 1974

CERTIFIED MAIL

#26024

Re: Permit No. 96-7213

Flecken Louis Poirier, Jr.
Blanchard,
Idaho 83804

Dear Mr. Poirier:

One of the conditions of approval of your water Permit No. 96-7213 (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 November 1, 1974. 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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

October 5, 1973

Re: Permit Nos. 96-7212
96-7213

Fielden Louis Poirier Jr.
Blanchard,
Idaho 83804

Dear Mr. Poirier:

Enclosed are copies of your approved Application for Permits as referenced above. We direct your attention to the conditions of approval as listed on the fourth page of each permit.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon permit #96-7212. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

SC 7213

August 31, 1973

Re: Application No. 96-7211 96-7219
96-7212 97-7041
96-7213 97-7042
96-7214

Priest River Times
P.O. Box 398
Priest River, ID 83856

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 9-24-73 by CP

FE:CP

96 7213

Enc: Legal Notices (7)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Fielden Louis Poirier, Jr.,
Blanchard, Idaho

has on August 20, 1973 submitted Application No. 96-7213
for a permit to appropriate 0.05 cubic feet per second ~~acre feet per annum~~
of water from a ground water source
by means of well and pump
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 54N, R. 5W, B.M., Bonner County

to be used from Jan. 1 to Dec. 31
for domestic (0.04 cfs) and stockwatering purposes (0.05 cfs)

within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 54N, R. 5W, 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 September 24, 1973.

R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho
on Sept. 6 and Sept. 13, 1973

96 7213