

# Affidavit of Publication

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

L. E. 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 unin-  
terruptedly 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  
Permit to Appropriate the  
Public Waters of the State  
of Idaho: Max Kenneth Pierce

as it was published in the regular and entire issue  
of the said paper for a period of Two  
consecutive weeks, commencing on the 9th  
day of July, 1970, and end-  
ing on the 16th day of July,  
1970, and that said notice was published in said  
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

30th day of July, 1970.

Chapin B. Bate

Notary Public for Idaho,  
Residing at Sandpoint, Idaho.

## NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that  
Max Kenneth Pierce Star Route,  
Sandpoint, Idaho, has on June 5,  
1970, submitted Application No.  
96-7051 to appropriate the public  
waters of an unnamed spring.  
The application proposes a max-  
imum diversion and appropriation  
of 0.02 cubic feet per second of  
water to be diverted by pipe line  
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 9,  
T. 56N, R. 1W, B.M., Bonner  
County, and is to be used within

the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 16, T. 56N,  
R. 1W, B.M. for domestic pur-  
poses from Jan. 1 to Dec. 31.

Any permit issued pursuant to  
this application will be subject to  
ALL PRIOR WATER RIGHTS and  
subject to the CONTROL OF A  
STATE WATERMASTER. Any protest  
against this application must  
be filed with the Idaho Depart-  
ment of Water Administration on  
or before July 27, 1970.

R. KEITH HIGGINSON,  
Director.

Published in the Sandpoint  
News-Bulletin, Sandpoint, Idaho,  
on July 9 and July 16, 1970.  
Jy9-16

RECEIVED

JUL 31 1970

Department of Water Administration

96-7051

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7051 Priority June 18, 1970 Amount 0.02 cfs

THIS IS TO CERTIFY, that MAX KENNETH PIERCE  
of Sagle, Idaho, has complied with the terms and conditions of Permit  
No. 96-7051 issued pursuant to Application for Permit dated June 5, 1970,  
and has submitted proof to the Department of Water Resources on August 14, 1975 (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 0.02 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>0.02</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 0.02 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 NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Sec. 9,  
Twp. 56 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 $\frac{1}{4}$ |        |
| 56 N | 1 W   | 16   |                  |                  |                  |                  | 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  
October, 19 75.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-7051 )

in the name of MAX KENNETH PIERCE )

ORDER OF REINSTATEMENT

WHEREAS, on June 5, 1970, Max Kenneth Pierce applied for a permit with the Department of Water Resources (formerly the Department of Water Administration) to appropriate 0.02 cubic feet per second of water from an unnamed spring to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 9, Twp. 56N, Rge. 1W, B.M., Bonner County, to be used for domestic purposes; and,

WHEREAS, on August 10, 1970, the Department approved the said application and issued Permit No. 96-7051 with the conditions that proof of construction of works and application of water to beneficial use be submitted to the Department on or before August 1, 1975; and,

WHEREAS, on June 2, 1975, the Department notified the permit holder by certified mail that proof of beneficial use of water was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on August 6, 1975, the Department notified the permit holder that Permit No. 96-7051 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on August 14, 1975, 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 the notice 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. 96-7051 be REINSTATED and the priority be advanced to June 18, 1970.

Dated this 20<sup>TH</sup> day of August, 1975.

*Norman C. Young*

A. KENNETH DUNN, Administrator  
by NORMAN C. YOUNG, Chief, Engineering Bureau

RECEIVED  
JUL 18 1975  
Jfr

Identification No. 96-7051

Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 02 SEC. FTA  
LICENSE PAGE NO. \_\_\_\_\_

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant MAX KENNETH PIERCE  
post office address STAR RT. SANDPOINT IDAHO 83864
2. Source of water supply UNNAMED SPRING which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NW 1/4 of NW 1/4 of Section 9 Township 56N  
Range 1W B.M. BONNER County; additional points of diversion if any: \_\_\_\_\_
- b. If water is not consumed, it will be discharged into GROUND at a point in \_\_\_\_\_ 1/4  
of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 02 CFS for DOMESTIC purpose from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 05 CFS for DOMESTIC purpose from 4/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 02 CFS cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. 1 1/2 PIPE LINE  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. Height of storage dam 100 FE 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 \$ 700.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: NW 1/4 of NW 1/4 of Section 16 Township 56N  
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 1 FAMILY  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

96-7051

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 \_\_\_\_\_

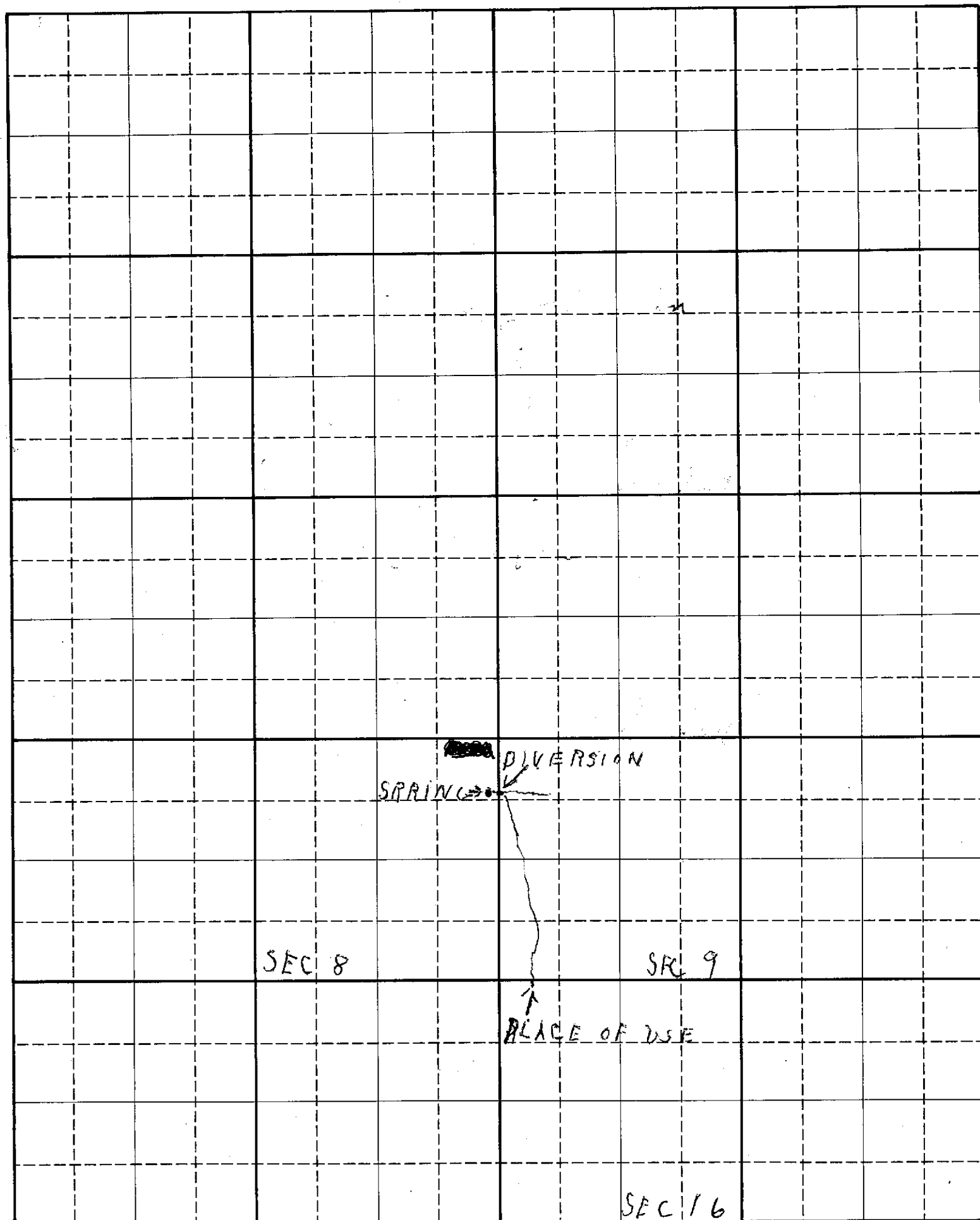
9. a. Who owns the property at the point of diversion MAX. KENNETH PIERCE

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

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 Water will be taken from source as soon as a permit can be obtained from BLM  
Water is to be used by daughter and son in law  
is not a housing project

11. Map of proposed project:



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.

Max H. Pierce  
(Applicant)  
Max Kenneth Pierce

96-7051

Received by el Date 6-5-70 Time 2:30p  
Preliminary check by Das Fee \$ 10.00  
Receipted by jm Date 6-8-70  
Publication prepared by du Date 7-2-70  
Published in Sandpoint News Bulletin  
Publication dates 7-9+16-70  
Publication approved du Date 8-4-70  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by Das Wm

**APPROVED**

ACTION OF STATE RECLAMATION ENGINEER

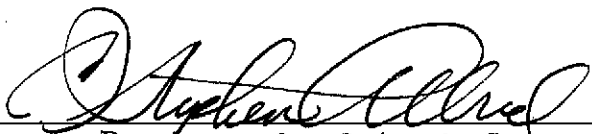
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7051, and said application is hereby APPROVED.

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 75.
- c. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Witness my hand this 10th day of August, 19 70.

  
Deputy State Reclamation Engineer

# Affidavit of Publication

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

L. E. Pietsch being first duly sworn on  
oath deposes and says that he is Publisher  
of The Sandpoint News-Bulletin, a weekly  
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Notice of Application for  
Permit to Appropriate the  
Public Waters of the State  
of Idaho; Max Kenneth Pierce

as it was published in the regular and entire issue  
of the said paper for a period of Two  
consecutive weeks, commencing on the 9th  
day of July, 1970, and end-  
ing on the 16th day of July,  
1970, and that said notice was published in said  
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

July day of July, 1970.

[Signature]  
Notary Public for Idaho,  
Residing at Sandpoint, Idaho.

## NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

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within the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 9,  
T. 58N, R. 1W, B.M., Bonner  
County, and is to be used within

the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 16, T. 58N,  
R. 1W, B.M. for domestic pur-  
poses from Jan. 1 to Dec. 31.  
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subject to the CONTROL OF A  
STATE WATERMASTER. Any pro-  
test against this application must  
be filed with the Idaho Depart-  
ment of Water Administration on  
or before July 27, 1970.

R. KEITH HIGGINSON,  
Director.

Published in the Sandpoint  
News-Bulletin, Sandpoint, Idaho,  
on July 9 and July 16, 1970.  
Jy9-16

96-7051

October 14, 1975

Re: Permit No. 96-7051

C  
O  
P  
Y  
Max Kenneth Pierce  
H.C.R. 66  
Sagle, ID 83860

Dear Mr. Pierce:

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.

ENCLOSURE

RECEIVED

445 300

Department of Water Resources  
Northern District Office

(name spring, stream, etc.)

RECEIVED

007 7 2

Department of Water Resources  
Permit  
Examin

Permit No. 96-7051

Examination for b/u

b/u

96-7051

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96-7051

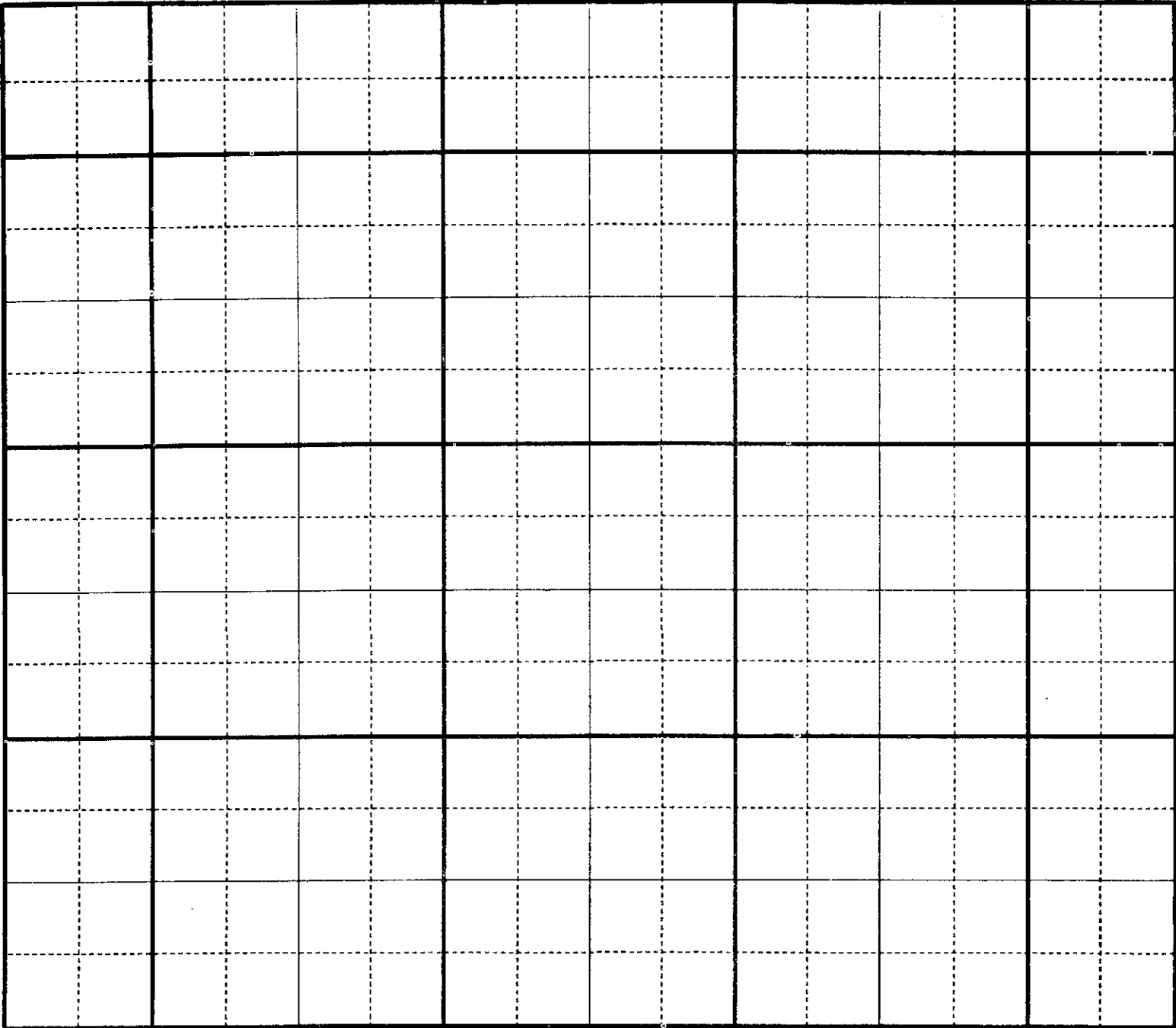


Diagram of System

DATE OF EXAM 10/2/75

ACREAGE  
Found 1/4 acre lawn  
Recommended \_\_\_\_\_

Irrigation Requirement \_\_\_\_\_ Ac Ft/Ac

USE  
Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= 0.02 c.f.s. V= 1.2 AF/Ann. from 1/1 to 12/31  
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 0.02 cfs Method of measurement estimated

Total Q recommended 0.02 cfs Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 1.2 a-f.

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

Developed Spring with collection tank.  
1" plastic pipe carries water down hill to  
place of use.

REMARKS:

Domestic for 1 household

Examiner's Signature Julius E. Smith Jr. Date 10/2/75

Checked by W. L. K. Beck Date 10/6/75

Approved by \_\_\_\_\_ Date \_\_\_\_\_



# STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

August 20, 1975

Re: Permit No. 96-7051

Max Kenneth Pierce  
H.C.R. 66  
Sagle, Idaho 83860

Dear Mr. Pierce:

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 18, 1970.

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, please contact our District Office in Coeur d'Alene.

Sincerely,

D. DARLENE REICH  
Water Rights Supervisor

DDR:JFR

Enclosure

MICROFILMED

RECEIVED

AUG 14 1975

Department of Water Resources

Identification No.

Permit No. 96-7051

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Max Pierce  
b) Post Office Address H.C. B 66 Eagle Idaho  
2. Permit Number 96-7051  
3. Date of Priority that you are prepared to establish Sept 19 1970  
4. a) Source from which water was appropriated Spring  
b) Location of the point of diversion: NW 1/4 NW 1/4, Section 9  
Township 56, Range 1 W Boise Meridian, Other points of diversion: none  
5. a) The amount of water and use to which the water has been applied:  
Amount unknown for domestic purposes from 1/1 to 12/31 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)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated unknown 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: none  
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) conducted by 1 in pipe  
b) Describe the type and size of measuring device which you have installed at your point of diversion: none  
c) Give well driller's name and address and the date the well was completed: none  
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic use

Exam typed

8228

MICROFILMED

mfb

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 |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
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|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
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|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|   |   |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated \_\_\_\_\_

10. Remarks: water was put to use Oct 1, 1970

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

8/13/75 (Date) Max Kenneth Pierce (Signature)

State of Idaho )  
County of Bonner ) ss.

On this 13<sup>th</sup> day of August, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (~~she~~) (~~they~~) executed the same.

Harold E. Carter  
Notary Public residing at Garfield  
Bay, Sandpoint, Id

My commission expires 18 Oct 1978



# STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

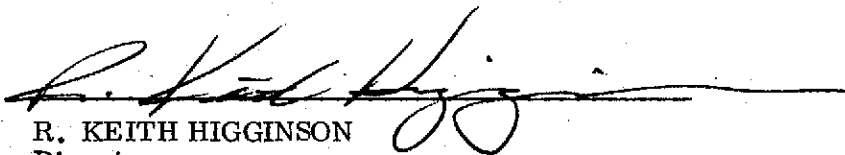
August 6, 1975

Max Kenneth Pierce  
Star Route  
Sandpoint, Idaho 83864

Dear Mr. Pierce:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 96-7051 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.

  
R. KEITH HIGGINSON  
Director

MICROFILMED

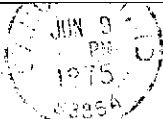
RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

PS Form 3811, Nov. 1973

U.S. GPO : 1974 O - 527-803

|                                                                                                                                                                                                                                                                                                                                                                                                                                     |                      |                                   |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|-----------------------------------|
| <p>6. UNABLE TO DELIVER BECAUSE:</p>                                                                                                                                                                                                                                                                                                                                                                                                |                      | <p>CLERK'S INITIALS</p>           |
| <p>5. ADDRESS (Complete only if requested)</p>                                                                                                                                                                                                                                                                                                                                                                                      |                      | <p>POSTMARK</p> <p>JUN 9 1975</p> |
| <p>4. DATE OF DELIVERY</p>                                                                                                                                                                                                                                                                                                                                                                                                          |                      |                                   |
| <p>SIGNATURE</p> <p><i>May Bennett Davis</i></p> <p>I have received the article described above.</p>                                                                                                                                                                                                                                                                                                                                |                      |                                   |
| <p>(Always obtain signature of addressee or agent)</p>                                                                                                                                                                                                                                                                                                                                                                              |                      |                                   |
| <p>REGISTERED NO.</p> <p>86876</p>                                                                                                                                                                                                                                                                                                                                                                                                  | <p>CERTIFIED NO.</p> | <p>INSURED NO.</p>                |
| <p>3. ARTICLE DESCRIPTION:</p>                                                                                                                                                                                                                                                                                                                                                                                                      |                      |                                   |
| <p>2. ARTICLE ADDRESSED TO:</p> <p>REGISTERED</p>                                                                                                                                                                                                                                                                                                                                                                                   |                      |                                   |
| <p>1. The following service is requested (check one).</p> <p><input type="checkbox"/> Show to whom and date delivered. 15¢</p> <p><input type="checkbox"/> Show to whom, date, &amp; address of delivery. 35¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom and date delivered. 65¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery. 85¢</p> |                      |                                   |
| <p>● SENDER: Complete items 1 and 2. Add your address in the "RETURN TO" space on reverse.</p>                                                                                                                                                                                                                                                                                                                                      |                      |                                   |

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS



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



**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.

**RETURN  
TO**



**DEPARTMENT OF WATER RESOURCES**  
STATEHOUSE  
BOISE, IDAHO 83720

June 2, 1975

CERTIFIED MAIL

26870

Re: Permit No. 96-7051

Max Kenneth Pierce  
Star Route  
Sandpoint, Idaho 83864

Dear Mr. Pierce:

One of the conditions of approval of your water Permit No. 96-7051 (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, 1975. 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

RECORDED

March 12, 1970

C  
O  
P  
Y

Max Pierce  
Star Route  
Sandpoint, Idaho 83864

Dear Mr. Pierce:

We are enclosing an application for permit form and instructions on how to complete the form as you requested in your letter, of March 5, 1970.

If we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:kh

Enclosures

96-7051

August 10, 1970

Re: Permit No. 96-7051

Mr. Max Kenneth Pierce  
Star Route  
Sandpoint, Idaho 83864

Dear Mr. Pierce:

Enclosed is a copy of your approved Application for Permit No. 96-7051. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

C. Stephen Allred  
Deputy Director

CSA:kh

Enclosures: Copy of permit  
Receipt No. 4722 for \$10

96-7051

July 28, 1970

Re: Application for Permit No. 96-7051  
Max Kenneth Pierce

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

Gentlemen:

Would you please submit an affidavit of publication and a certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on July 9th and 16th, 1970.

May we please have your prompt attention to this matter.

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:DR

96-7051

July 2, 1970

Re: Application for Permit No. 96-7051 - Max Kenneth Pierce

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

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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney  
Appropriation Supervisor

DWM:kh  
Enclosure

96-7051

*Bill submitted  
8-4-70  
de*

NOTICE OF APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Max Kenneth Pierce, Star Route,  
Sandpoint, Idaho, has on June 5, 1970,  
submitted Application No. 96-7051 to appropriate the public waters of  
an unnamed spring

the proposed uses are

The application proposes a maximum diversion and appropriation of 0.02  
cubic feet per second acre/feet of water to be diverted by pipe line  
within the NW<sup>1</sup>/4 NW<sup>1</sup>/4 Sec. 9,  
T. 56N, R. 1W, B.M., Bonner County,

and is to be used within the NW<sup>1</sup>/4 NW<sup>1</sup>/4 Sec. 16, T. 56N, R. 1W, B.M. for  
domestic purposes from Jan. 1 to Dec. 31

Any permit issued pursuant to this application will be subject to ALL PRIOR  
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest  
against this application must be filed with the Idaho Department of ~~Reclamation~~ **Water Administration** on  
or before July 27, 1970

R. KEITH HIGGINSON  
Director  
~~State Reclamation Engineer~~

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho,  
on July 9 and July 16, 1970

*xH.*

*96-7051*

June 2, 1970

C  
O  
P  
Y  
Mr. Max Kenneth Pierce  
Star Route  
Sandpoint, Idaho 83864

Dear Mr. Pierce:

We are herewith returning your application for permit and check in the amount of \$10.00. Before we can process your application, we will require additional information as follows:

Item 4 & 8(4): The maximum the Department can allow per single family dwelling is .02 c.f.s. Please enter the number of families to be served and the amount of water to be appropriated.

Item 9 a & b: List the owner of the property both at the point of diversion and place of use.

Also, it has been brought to our attention by the Idaho Attorney General's office, that in order for your application to be valid, your signature must be exactly as your name appears under item 1 on the application. Please re-sign the application before resubmitting to the Department for processing.

If you have any questions regarding the above, please do not hesitate to contact us.

Very truly yours,

Dorian T. Clay  
Appropriation Examiner

DTC:DR

Enc: Application w/check

96-7051

3/5/70

To Whom It May Concern

I am going to build a house in Bonner County. I would like to have a water rights application sent to me. I am going to run water from a spring to our building site. I would also like all information you have concerning water rights.

Thank You.  
Max Pierce  
Star Route  
Sandpoint, Idaho  
83864

RECEIVED

MAR 9 1970

Department of Reclamation

96-7051