

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

STATE OF IDAHO,

County of Kootenai,

ss.

Callie Painter, being first duly sworn,
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 18 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 for Permit
to appropriate water*

of which a printed copy is annexed hereto, was published in all the regular Wednesday
weekly issues of said newspaper for *two* consecutive weeks, commencing

on the *5* day of *March*, 19*80*, and ending on the
12 day of *March*, 19*80*.

Subscribed and sworn to, before me, this *12* day of *March*,

Bernard R. Primer
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

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

Notice is hereby given that Vaughn F. Sargent, Route 1, Box 91, Athol, Idaho, has on February 9, 1970, submitted Application No. 96-7045 to appropriate the public waters of an unnamed spring, tributary of Sage Creek. The proposed uses are .01 cfs for domestic purposes from Jan. 1 to Dec. 31 and .06 cfs for irrigation from June 1 to October 1.

The application proposes a maximum diversion and appropriation of .07 cubic feet per second of water to be diverted by concrete box and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, T. 53N, R. 3W, B.M., Kootenai County, and is to be used within the N $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, T. 53N, R. 3W, B.M. for domestic purposes and the irrigation of 3 acres.

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 on or before March 23, 1970.

R. KEITH HIGGINSON
State Reclamation
Engineer

March 5, 12, 1970

NOTARY PUBLIC for the State of Idaho
Residing at Coeur d'Alene, Idaho
My commission expires December 1, 1970

- N -

BELMONT DISTRICT ROAD

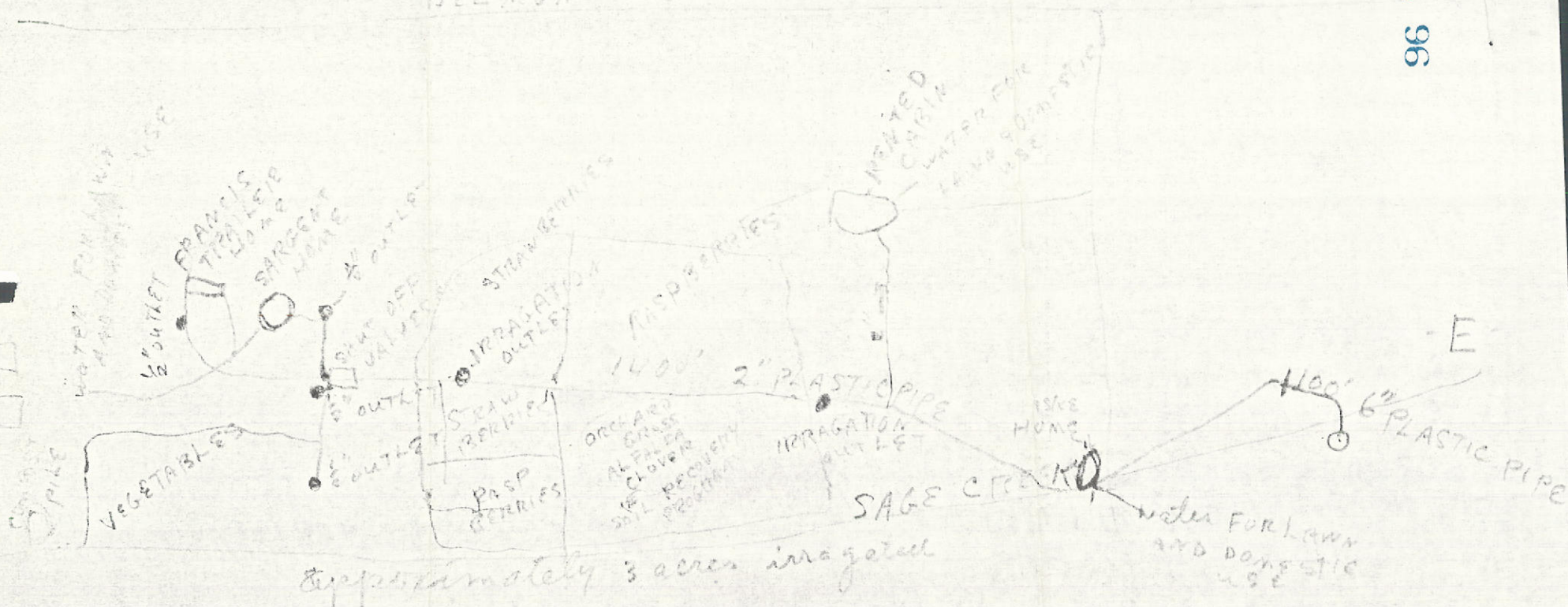
96 7045

EARTH WORK
PRODUCING PTS

- W -

- E -

- S -



State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 96-7045 Priority Feb. 9, 1970 Amount 0.07 cfs

THIS IS TO CERTIFY, that VAUGHN F. SARGENT
of Athol, Idaho, has complied with the terms and conditions of Permit
No. 96-7045 issued pursuant to Application for Permit dated February 9, 1970,
and has submitted proof to the Department of Water Administration on April 10, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.07 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed spring
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.06 cfs for Irrigation from June 1 to Oct. 1 (both dates inclusive)
Amount 0.01 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.07 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 53 N, Rge. 3 W, B.M.

in the county of Kootenai; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 9 acre feet per year or _____
3.0 acre feet per acre. for irrigation use and 2.4 acre feet per year for
domestic use with the total amount not to exceed 11.4 acre feet per year.

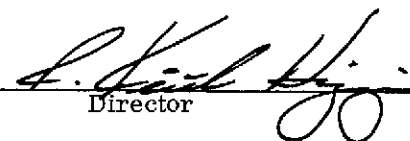
Description and location of place of use:

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 $\frac{1}{4}$	
53 N	3 W	36	1	2															3
		36	X	X	(domestic)														

Total number of acres irrigated 3

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 10 day of
September, 19 73.


Director

96 7045

Identification No. 96-7045

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 0.07 cfs
11-15-0

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Vaughn F. Sargent
post office address Rt 1 Box 91, Athol, Idaho (83801)
2. Source of water supply Spring which is a tributary of Sage Creek
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 53 N
Range 3 W B.M. Kootenai County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Sage Creek at a point in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 53 N Range 3 W B.M. _____
4. Water will be used for the following purposes:
Amount .01 for domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .06 for irrigation purpose from June 1 to Oct. 1 (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. .07 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Concrete box at spring
diverts water into pipelines to 4 houses and field
for irrigation. (Gravity irrigation)
- 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 2 years. Presently in use.
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 $\frac{1}{4}$ NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36 Township 53 N
Range 3 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 _____
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 4.
(5) If water is to be used for other purposes describe: _____

96-7045

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 $\frac{1}{4}$	
53N	3W	36	1	2															3 acres

Total number of acres to be irrigated 3

c. Describe any other water rights used for the same purposes _____

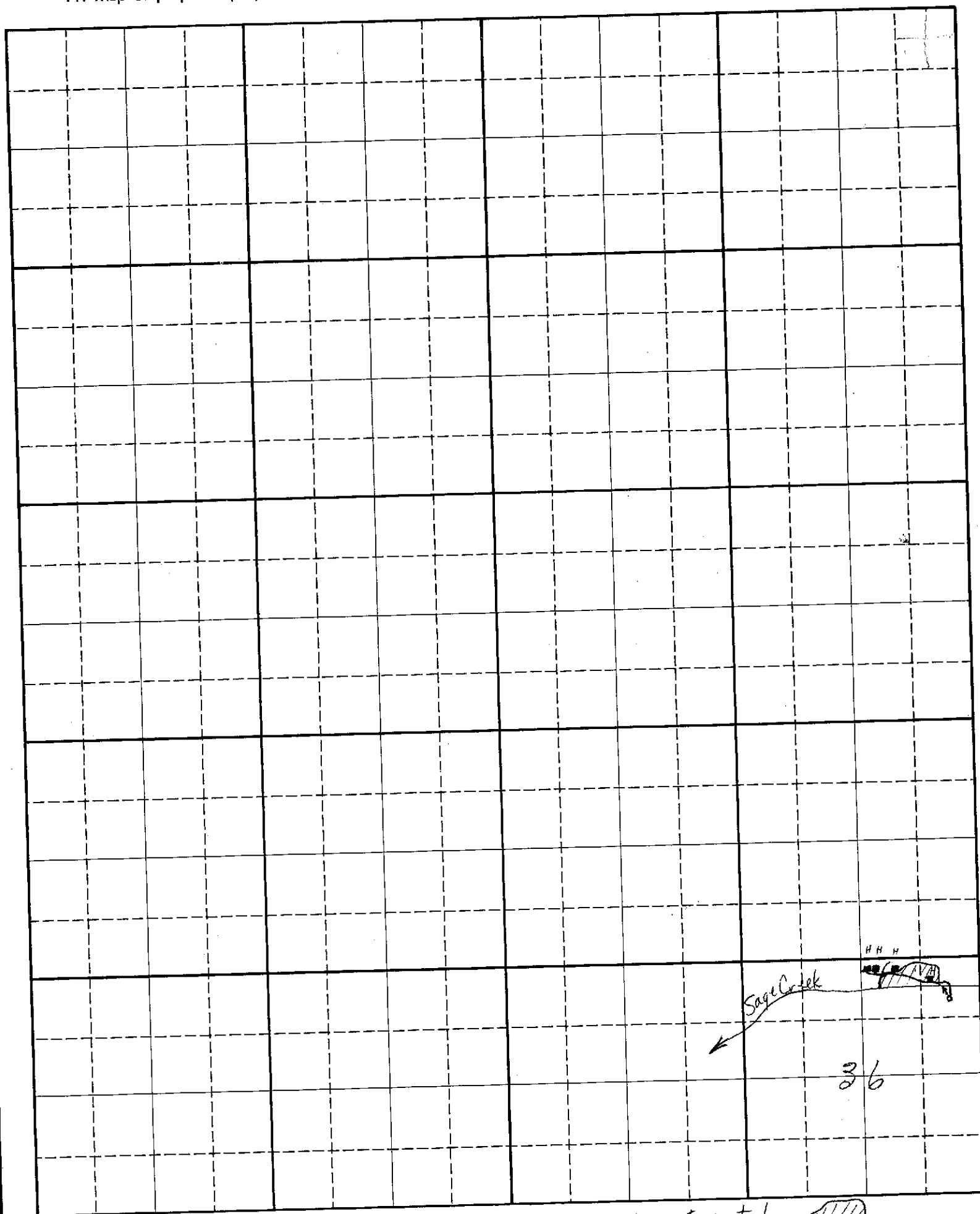
9. a. Who owns the property at the point of diversion U. F. Sargent

b. Who owns the land to be irrigated or place of use U. F. Sargent

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 The water from the spring has been in use in the households since October 1968 and for garden irrigation during the summer of 1969. The pipe line was installed at an approximate cost of \$1500.00. We have used the water from the creek since 1961.

11. Map of proposed project:



Scale: 2 inches equal 1 mile

Pipeline —
Spring —

Area Irrigated

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.

Vaughn F. Sargent
(Applicant)

96-7045

Received by U Date 2-9-70 Time 8:00 am
Preliminary check by D Fee \$ 10⁰⁰
Received by CJ Date 2-9-70
Publication prepared by de Date 2-23-70
Published in Coeur d'Alene Press
Publication dates 3-5+12-70
Publication approved de Date 3-24-70
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Mr. D

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7045, 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 June 1, 19 72.
- c. Other: _____

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

Witness my hand this 1st day of May 19 70.

P. Kirk Higg
State Reclamation Engineer

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

STATE OF IDAHO, }

County of Kootenai, }

ss.

Callie Painter being first duly sworn,
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 for Permit to appropriate water

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for two consecutive weeks, commencing

on the 5 day of March, 1980, and ending on the 12 day of March, 1980.

Subscribed and sworn to, before me, this 12 day of March

1980

96-7045

Bruce W. Primmer

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

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

Notice is hereby given that Vaughn F. Sargent, Route 1, Box 91, Athol, Idaho, has on February 9, 1970, submitted Application No. 96-7045 to appropriate the public waters of an unnamed spring, tributary of Sage Creek. The proposed uses are .01 cfs for domestic purposes from Jan. 1 to Dec. 31 and .06 cfs for irrigation from June 1 to October 1.

The application proposes a maximum diversion and appropriation of .07 cubic feet per second of water to be diverted by concrete box and pipeline within the NE 1/4 of Sec. 36, T. 53N, R. 3W, B.M., Kootenai County, and to be used within the NE 1/4, Sec. 36, T. 53N, R. 3W, B.M. for domestic purposes and the irrigation of 3 acres.

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 on or before March 23, 1970.

R. KEITH HIGGINSON
State Reclamation
Engineer

March 5, 12, 1970

September 12, 1973

Re: Permit No. 96-7045

Vaughn F. Sargent
Route 1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

Enclosed herewith is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLENNOR
Assistant Director

bjg

Enclosure

96 7045

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

August 27, 1973

Mr. Vaughn F. Sargent
Route #1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

A representative of this Department has made an examination of the works covered by your Permit No. 96-7045 and has found the following:

Quantity of water diverted: 0.07 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.07 cfs

The maximum quantity of water diverted shall not exceed 11.4 acre feet per year.

Beneficial use: Irrigation of 3 acres and domestic purposes within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 53 N, Rge. 3 W, B.M.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp. 53 N, Rge. 3 W, B.M.

Source: Unnamed spring

Priority date established: February 9, 1970

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

96 7045

FIELD REPORT

Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.07 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 53 N N/S, Range 3 W E/W, B.M., Section 36, Subdivision NE 1/4 NE 1/4, Kootenai
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: concrete box at springs diverts water into 6" pipe, thence to 2" pipe, thence to small pipes to four residences and field, pressure supplied by gravity

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Permit No. 96-7045

Examination for b/u

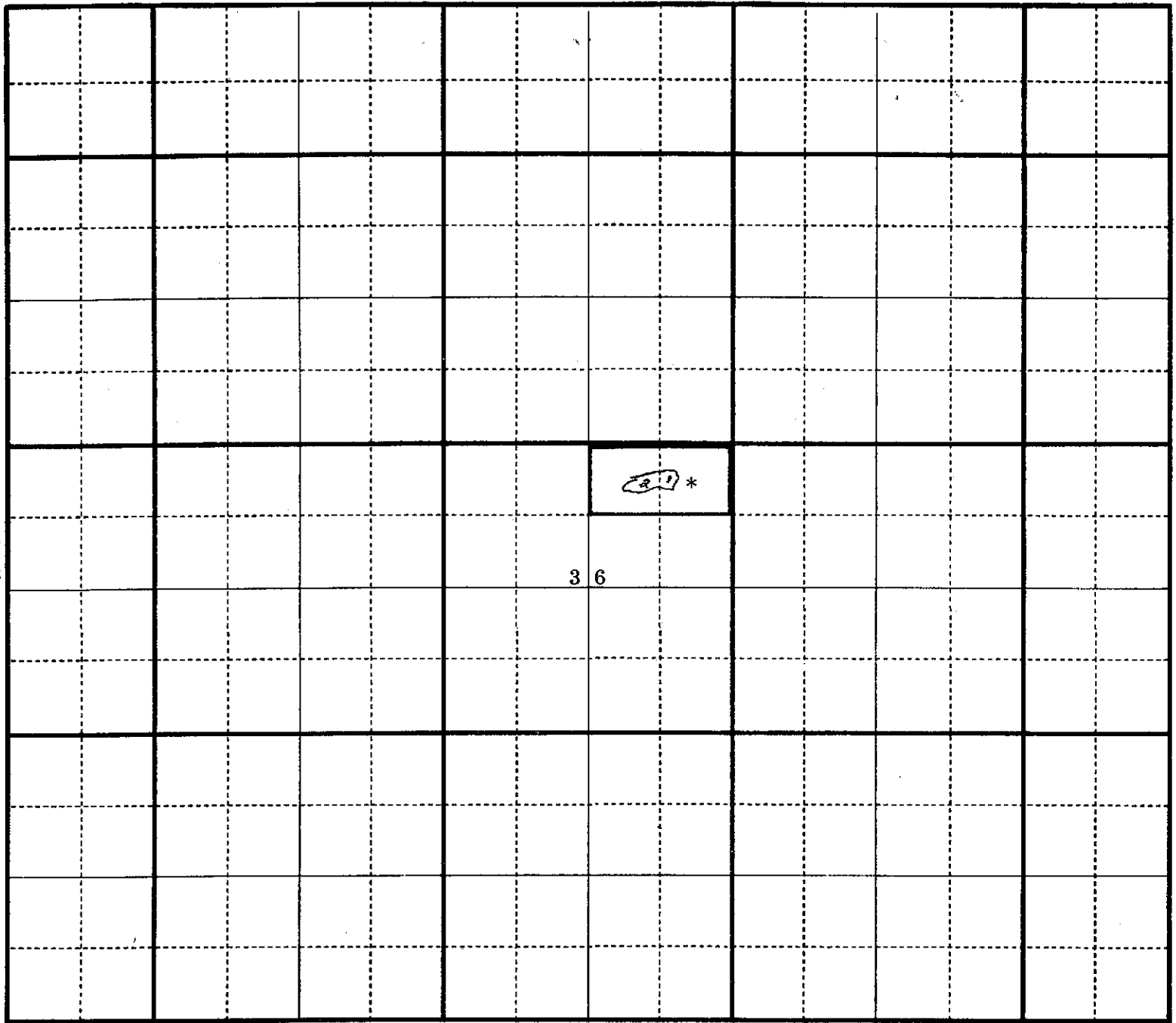
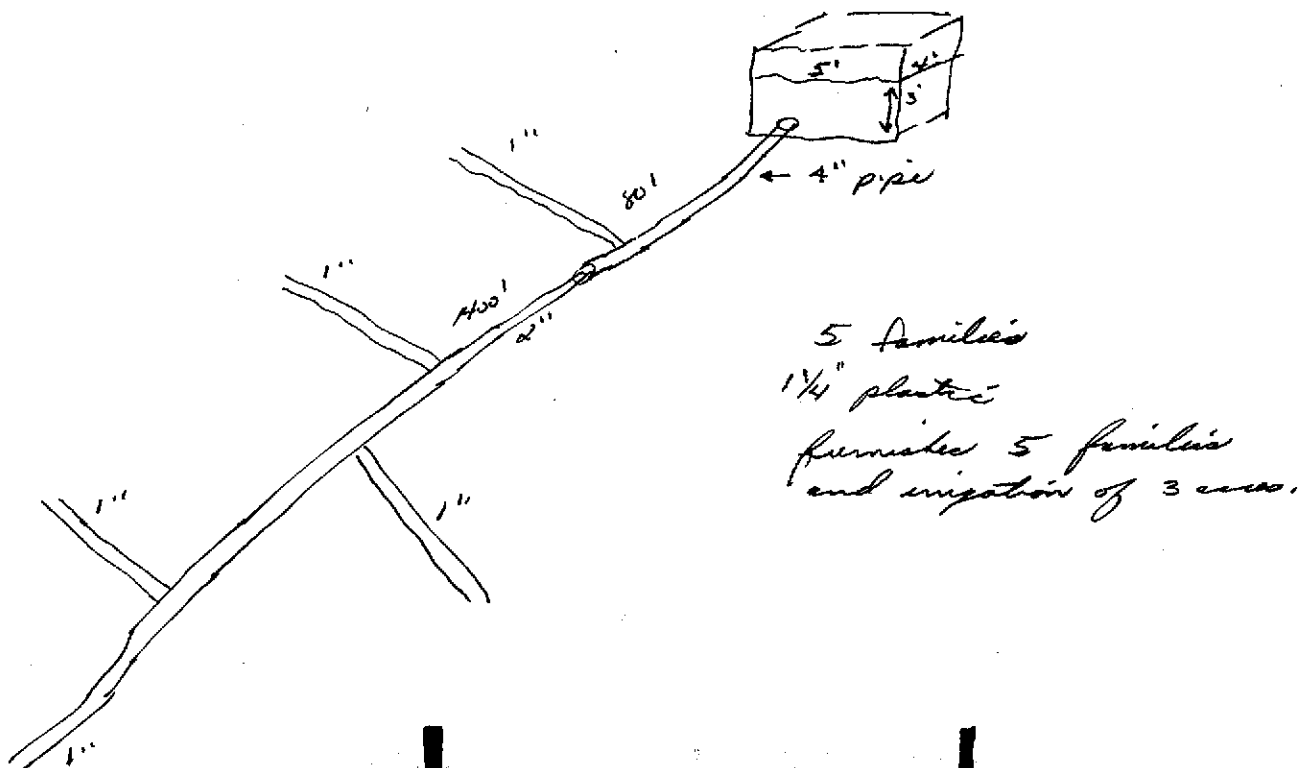


Diagram of System



DATE OF EXAM 10/4/72

ACREAGE

Found 3
Recommended 3

Irrigation Requirement 3.0 Ac Ft/Ac

USE

Irrigation Q = .06 cfs c.f.s. V = 9.0 AF/Ann. from 6/1 to 10/1
Domestic Q = .01 cfs c.f.s. V = .6 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 estimated .07 cfs Method of measurement

Total Q recommended .07 cfs Meter No. None Type Condition

Total V recommended 9.6 at.

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

The spring is located in the NENE Sec 36 S3N-3W. The system consists of a collection box with a 4" discharge (80') then a 2" line 1400'. There are 5 domestic homes that use the domestic water. There is 3.0 acres of gardens & lawns (strawberries, potatoes etc.) Irrigation is done by sprinklers (approx 6 at a time.)

REMARKS:

Unable to take an accurate measurement. Recommended to license at .01 cfs for domestic and .06 cfs for irrigation. Place of use for domestic is in NW 1/4 Sec 36.

Examiner's Signature Fred E. Embuth Date 10/4/72

Checked by William E. Ballou Date 10-31-72

Approved by Fred E. Embuth Jr. Date 11/14/72

RECEIVED

APR 10 1972

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Reclamation

1. a) Name of Permit Holder VAUGHN F. SARGENT
 b) Post Office Address RT 1 BOX 91 ATHOZ, IDAHO
 2. Permit Number 96-7045
 3. Date of Priority that you are prepared to establish 2/9/70
 4. a) Source from which water was appropriated SPRING
 b) Location of the point of diversion: NE 1/4 NE 1/4, Section 36
 Township 53N, Range 3W Boise Meridian, Other points of diversion: _____

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

amount .01 CFS for DOMESTIC purposes from JAN. 1 to DEC. 31 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount .06 CFS for IRRIGATION purposes from JUNE 1 to OCT. 1 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 .07 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: measurement of flow with containers and stop water by self with aid and advice of personnel of U.S. Dept. of Soil Conservation

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) concrete box at spring diverts water into 6" pipe, thence to 2" pipe, thence to smaller pipes to four (4) residences and fields, pressure supplied by gravity flow.

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

c) Give well drillers name and address and date the well was completed _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use This water has been used exclusively in four (4) residences for household needs and lawn. Also a small amount has been used in an earthworm breeding enterprise and compost pits.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: There are approximately 3 acres irrigated; some in each subdivision

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 $\frac{1}{4}$	
53N	3W	36	1	2															3

Total number of acres irrigated 3

10. Remarks: The household uses of the water varies very little except for more company in the summer as all residents are permanent. The irrigation could vary as to the amount of rainfall during the summer and the need for it.

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

April 6, 1972
(Date)

Vaughn F. Sargent
(Signature)

State of Idaho)
County of Kootenai) ss.

On this 6th day of April, 1972, 19____, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Garry J. Smith
Notary Public residing at Coeur d'Alene
Commission Expires 2/1/75

My commission expires _____

April 21, 1972

Re: Permit No. 96-7045

Mr. Vaughn F. Sargent
Route 1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

We acknowledge receipt of your 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 from 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

96 7045

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

23501

1

Vanden Langer

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (*only if requested*)

3

96 7045

4-3-72

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.



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



**RETURN
TO**

96 7045

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707**

March 31, 1972 CERTIFIED MAIL #23501

Re: Permit No. 96-7045

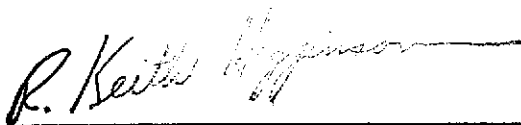
Vaughn F. Sargent
Route 1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

One of the conditions of approval of your water Permit No. 96-7045 (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 June 1, 1972. 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

Enc: Proof affidavit
dr

96 7045

February 17, 1972

Re: Permit No. 96-7045

Mr. Vaughn F. Sargent
Route 1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

We have received your notarized letter of February 15th. Please be advised that proof of beneficial use must be made on the Department's form.

We are therefore herewith enclosing a proof of beneficial use affidavit for your use. If we may be of any assistance with the completion of this affidavit, please let us know.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

96 7045

February 15, 1972

RECEIVED

FEB 17 1972

Department of Water Administration

R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

In complying with your request of proof of construction of works and application of water to beneficial use on my property by right of approved permit No. 96-7045, I herewith send a map of our place, and the general uses of the water.

The Iskes' and Francis', as well as myself are permanent residents, and the cabin is rented year round, most of the time.

We have over 1000 raspberry plants, and a fairly large strawberry patch. We shall have over 1000 asparagus plants this year.

One parcel is set aside for organic restoration of fertility. All of these plots and parcels are irrigated as needed, according to the amount of rainfall.

The spring is walled with cement blocks. The outlet is a 6 inch plastic pipe, thence to a 2 inch pipe, thence in to smaller pipes for the use in homes, lawns or gardens.

These installations are, and have been in for over two years.

I swear the information above is true. If any further proof is needed, I shall be happy to comply.

Respectfully yours,

Vaughn F. Sargent

Vaughn F. Sargent
Rt. 1, Box 91
Athol, Idaho 83801

VFS:ah

On this 16th day of February, 1972,
Harold J. Francis Personally appeared
before me.

Witness *Harold J. Francis*
Harold J. Francis

J. R. Connyman
J. R. Connyman
Notary Public

Residing at Hayden Lake, Idaho
My Commission Expires April 25, 1974

96 7045

-N-

BELMONT DISTRICT ROAD

96 2045

May 4, 1970

Re: Permit No. 96-7045

Mr. Vaughn F. Sargent
Route 1, Box 91
Athol, Idaho 83801

Dear Mr. Sargent:

We enclose a copy of your approved application for permit 96-7045 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4180 for \$10

96-7045

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

March 24, 1970

Re: Application for Permit NO. 95-7081 - Ronald L. Hanson
96-7043 - Gordon F. or Leola M. Seerley
96-7045 - Vaughn F. Sargent
96-7046 - Pack River Company

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

Gentlemen:

We are herewith returning the bills for publication received in connection with the above referenced applications for permit.

Would you please have your cashier sign the certifications in order that we may submit the bills to our accounting department for payment.

Your prompt attention to this matter would be appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

Enclosures (4)

96-7045

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Vaughn F. Sargent, Route 1, Box 91,
Athol, Idaho, has on February 9, 1970,
submitted Application No. 96-7045 to appropriate the public waters of
an unnamed spring, tributary of Sage Creek.
The proposed uses are .01 cfs for domestic purposes from Jan. 1 to Dec. 31 and
.06 cfs for irrigation from June 1 to October 1

The application proposes a maximum diversion and appropriation of .07
cubic feet per second ~~acre/feet~~ of water to be diverted by concrete box and
pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36,
T. 53N, R. 3W, B.M., Kootenai County,

and is to be used within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 53N, R. 3W, B.M. for domestic
purposes and the irrigation of 3 acres

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 on
or before March 23, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on March 5 and March 12, 1970.

KH.

96-7045

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

Notice is hereby given that Vaughn F. Sargent, Route 1, Box 91, Athol, Idaho, has on February 9, 1970, submitted Application No. 96-7045 to appropriate the public waters of an unnamed spring, tributary of Sage Creek. The proposed uses are .01 cfs for domestic purposes from Jan. 1 to Dec. 31 and .06 cfs for irrigation from June 1 to October 1.

The application proposes a maximum diversion and appropriation of .07 cubic feet per second of water to be diverted by concrete box and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, of Sec. 36, T. 53N, R. 3W, B.M., Kootenai County, and is to be used within the N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 36, T. 53N, R. 3W, B.M. for domestic purposes and the irrigation of 3 acres.

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 on or before March 23, 1970.

R. KEITH HIGGINSON
State Reclamation
Engineer

March 5, 12, 1970

96-7045

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

February 23, 1970

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

Re: Application for Permit No. 95-7081 - Ronald L. Hanson
96-7043 - Gordon F. or Leola M. Seerley
96-7045 - Vaughn F. Sargent
96-7046 - Pack River Company

Coeur d'Alene Press
2nd & Lakeside
Coeur d'Alene, Idaho 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 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 Examiner

DWM:DR

Enc: Legal notices (4)

*Bill submitted
3-24-70
hw*

96-7045