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2

Transfer No. 2809Water Right No. 96-4398

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant BLANCHARD COOPERATIVE WATER ASSN. Phone 437-3371
Post Office address 40 F.L. POIRIER, BOX K, BLANCHARD, ID 83814

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. 96-4398 on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water GROUNDWATER tributary to _____4. Date of priority 1950

5. Water is used for the following purposes:

amount 0.15 for DOMESTIC purposes from JAN 1 to DEC 31
amount 0.15 for IRRIGATION purposes from MAR 15 to NOV 15
amount 0.03 for STOCKWATER purposes from JAN 1 to DEC 31
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.15 cubic feet per second
&/or
b. _____ acre feet per annum7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 20
Township 54N Range 5W, B.M., in BONNER County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>54N</u>	<u>5W</u>	<u>20</u>	<u>16X</u>	<u>16X</u>	<u>16X</u>	<u>16X</u>													<u>64</u>
									<u>16X</u>										<u>16</u>

Total number of acres to be irrigated 80

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

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omit part B).

1. Amount of water: a. _____ cubic feet per second

- b. _____ acre feet per annum

2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____

Range _____, B.M., _____ County _____

Additional points

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼			
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼
TOTALS																		

Total number of acres to be irrigated -

- C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE**

- ### 1. General Information

- a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet

- b. Description of diverting works

- c. Describe the reasons for the proposed changes**

2. Change in point of diversion

ADDITION
Point of diversion

Range 30

Additional points

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

3/25/20

c. Describe the lands and place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. _____
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

T-54N

20

21

R-5W

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SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

SOURCE

in use of the original right. The information contained in this application is true to the best of my knowledge.

Application may result in voiding its approval.

11

FEbruary

AC Blympton
(Notary Public)

LIFE TIME

This is to certify that I have examined Application for Transfer of Water Rights No. 96-4398

approved

and said application is hereby approved, subject to the following limitations and conditions:

day 16

1983

D. Allen Saylor

Date 02/14/83

[Handwritten signature]

Fee

(4884) C2/h/c

Ernest Jones

Pub. dates 1934-1937

rec'd.

٤٩

Recommended for

denial

Date _____

Hearing held by

Copies of protest forwarded by

Protest filed by

Date 02/14/83

Fee

(4884) C2/h/c

Received by

Published in

Pub. dates 1934-1937

Watermaster recommendation requested on

rec'd.

NOTE

No info regarding transfer
has been put on computer
in regional office.

Pat

Affidavit of Publication

STATE OF IDAHO }
County of Bonner, } ss.

Pete Thompson

Publisher

being duly sworn, says that he is the
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

Dept. of Water Resources

Notice of Application for transfer of
water right

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 24th day of February, 1983,
and

ending on the 3rd day of March, 1983,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

9 day of March, 1983.

Odell M. Thompson

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On Feb. 22, 1983, Blanchard
Cooperative Water Assn. fil-
ed with the Department of
Water Resources Applica-
tion for Transfer of Water
Right No. 96-4398. The
original water right is for
0.15 cfs of water from a
groundwater source used for
Domestic (0.15 cfs), Irriga-
tion (0.15 cfs) and
Stockwater (0.03 cfs), with a
point of diversion in the

SENE Sec. 20 T54N R5W,
B.M., Bonner County and us-
ed in the NE 1/4 Sec. 20 and
the SW 1/4 NW 1/4 Sec. 21, T54N
R5W, B.M., for a total of 80
acres. The date of priority is
1950.

The applicant now wishes to
add an additional point of
diversion in the NE 1/4 NE 1/4
Sec. 20 T54N R5W, B.M.,
Bonner County, Idaho.

Protests against the gran-
ting of this transfer must be
filed with the Director of the
Department of Water

Resources, 4055 Government
Way, Coeur d'Alene, Id.
83814 on or before March 14,
1983.

KEN DUNN, Dir.
Published in the Priest River
Times, on 2/24 and 3/3/83.
Department of Water Resources 40

OK
3/14/83

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RECEIVED

Department of Water Resources
Northern District Office

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that BLANCHARD COOPERATIVE WATER ASSOCIATION
(Name of Claimant)

(Name of Claimant)

(Name of Claimant)
C/O F.L. POIRIER Box K BLANCHARD, ID 83804 Telephone No. 477-3371
(Mailing Address) (Zip Code)

(Mailing Address)

(Zip Code)

Telephone No. 477-3371

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1950

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

name and source of water: (Name of stream, lake, spring, etc., or ground water)
GROUNDWATER tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, qpd, AFA)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)

(Mo., Day)

(Mo., Day)

Quantity 0.15 Use DOMESTIC Period of Use From JAN 1 To DEC. 31

Quantity 0.15 Use IRRIGATION Period of Use From MAR 15 To NOV 15

Quantity 0.03 Use STOCKWATER Period of Use From JAN 1 To DEC 31

Quantity _____ Use _____ Period of Use From _____ To _____

Quantity _____ Use _____ Period of Use From _____ To _____

(4) 0.15 TOTAL QUANTITY USED.

(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE ¼ NE ¼, Sec. 20 Twp. 54N Rge. 5W B.M., County of BONNER

Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. PUMP & PIPELINES

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 80

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Domestic use

DOMESTIC USE - 30 FAMILIES

IRRIGATION - LAWN & GARDENS

NOTE: Include here the type and number of stock watered: 150 HEAD DAIRY CATTLE

(7) If you are claiming water as a member of an organization, list name of organization: THE HOPE CHURCH

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Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
) County of _____

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 11 day of FEBRUARY 1983

(Claimant)

R. G. Gamm Sec.

Notary Public
Residing at

BLAIR BEHARD ID

My commission expires LIFETIME

FOR DEPARTMENT USE ONLY

Forwarded to
claimant by:
Date

Exception filed by:

Date

Date

Date

Date

Published in

Dates

\$20.00 fee received by

Received by

check by

3/3-12/83

2/14/83

2/14/83

2/14/83

2/14/83

2/14/83

2/14/83

2/14/83

2/14/83

2/14/83

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

publisher

being duly sworn, says that he is the _____
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

Dept. of Water Resources

96-4398, 96-4399, 97-4112, 97-4188,
97-4189

as it was published in the regular and entire issue of said paper

for a period of two consecutive weeks, commencing
the 3rd day of March, 1983
and _____

ending on the 10th day of March, 1983
and that said notice was published in said newspaper proper,
not in supplement form.

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s)
have been filed on water
right(s) created by diversion
and beneficial use:

96-4398

B L A N C H A R D
COOPERATIVE WATER
ASSN.

C/O F.L. POIRIER, P.O.
BOX K, BLANCHARD, ID
83804

Source: GROUNDWATER

Priority Date: 01/01/1950

Diversion Pt: SENE Sec 20 T

54N R 05W

Use: IRRIGATION (0.15

CFS)
STOCKWATER (0.03 CFS)
DOMESTIC (0.15 CFS)
In: NE 1/4 Sec 20 T 54N R 05W
SWNW Sec 21 T 54N R 05W
FOR 80 ACRES

96-4399

HULQUIST, CARL A.
RT. 1 BOX 216, SAGLE, ID
83860

Source: JEWEL LAKE trib.
to TANNER CREEK

Priority Date: 09/01/1951

Diversion Pt: NWSW Sec 04
T 55N R 03W

Use: IRRIGATION (0.40
CFS)

In: SWNW SENW Sec 33 T

56N R 03W SWNW SENW

NESW NWSW Sec 04 T 55N R

03W FOR 52 ACRES

97-4112

PROFF, ALBERT &/or AN-
NAL

RT. 1 BOX 46, ROSALIA,
WA 99170

Source: HORTON CREEK
trib. to PRIEST LAKE

Priority Date: 01/01/1905

Diversion Pt: NWNW Sec 03

T 60N R 04W

Use: DOMESTIC (0.04 CFS)

In: LOT 05 (NWNW) Sec 03 T

60N R 04W

97-4188

BROCKWAY, PAT

1127 E. ROCKWELL ST.,
SPOKANE, WA 99207

Source: OLE CREEK and
SLOUGH CREEK trib. to

PRIEST RIVER, WEST
BRANCH

Priority Date: 01/01/1967

Diversion Pt: SWSE Sec 01 T

57N R 06W

Use: IRRIGATION (0.02
CFS)

DOMESTIC (0.04 CFS)

In: SWSW Sec 06 T 57N R

05W FOR 1 ACRES

97-4189

HAGMAN, ELMER

15 MARSHALL ST., OLD

GREENWICH, CT 06870

Source: SNOW CREEK,

NORTH FORK trib. to

PRIEST RIVER, LOWER

WEST BR.

Priority Date: 01/01/1900

Diversion Pt: NENW Sec 20

T 57N R 05W

Use: STOCKWATER (0.03
CFS)

In: NENW Sec 29 T 57N R

05W

Exceptions to a claim may

be filed with the Director,

Dept. of Water Resources,

4055 Gov't. Way, Coeur

d'Alene, Id. 83814.

KENDUNN, Dir.

Published in Priest River

Times 3/3 & 3/10/83

Dept. of Water Resources

Subscribed and sworn to before me this

4 day of May, 1983

Adell M. Thompson

Notary Public for Idaho,

Residing at Priest River, Idaho

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1983

Water Resources

Department of Idaho

June 17, 1983

Re: Transfer of Water Right No. 96-4398

Blanchard Cooperative Water Assn.
c/o F. L. Poirier
Box K
Blanchard, ID 83814

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2809). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

~~INTERNAL~~ REVIEW BY: Jim

1. Right number 96-4398 Applicant _____
2. Type of right: ☐ Decree ☐ License ☒ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ^{ok} ☐ Check description of point(s) of diversion.
 - d. ^{N/A} ☐ Check description of place of use.
 - e. ^{ok} ☐ Check map (shows p.d. and p.u. after transfer).
 - f. ^{ok} ☐ Check for correct signature, notarization, and fee.
 - g. ^{N/A} ☐ Check proof of ownership of right &/or land from which water is transferred.
 - h. ^{N/A} ☐ Check for expansion in use of right. Comments _____
 - i. ^{N/A} ☐ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? N/A

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ^{ok} ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* Approval of this transfer does not VALIDATE
RIGHT CLAIMED UNDER 96-4398.
4. By _____ Date _____

Jim 6-7-83 use above condition
* All uses within Watermaster Districts require special conditions.

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NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On February 14, 1983, Blanchard Cooperative Water Assn. filed with the Department of Water Resources Application for Transfer of Water Right No. 96-4398. The original water right is for 0.15 cfs of water from a groundwater source used for Domestic (0.15 cfs), Irrigation (0.15 cfs) and Stockwater (0.03 cfs), with a point of diversion in the SENE Sec. 20 T54N R5W, B.M., Bonner County and used in the NE $\frac{1}{4}$ Sec. 20 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 21, T54N R5W, B.M., for a total of 80 acres. The date of priority is 1950.

The applicant now wishes to add an additional point of diversion in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20 T54N R5W, B.M., Bonner County, Idaho.

Protests against the granting of this transfer must be filed with the Director of the Department of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814 on or before March 14, 1983.

KEN DUNN, Dir.

Published in the Priest River Times, on 2/24 and 3/3/83.

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RECEIVED
MAR 22 1983
Department of Water Resources

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: RYA

Right Number 96-4398

Applicant Blanchard Coop Water Assn.

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By mm

Date 3/22/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw

Date 3/30/83

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RECEIVED
MAR 29 1983

Department of Water Resources

96-4398

BLANCHARD COOPERATIVE WATER ASSN.

C/O F. L. POIRIER, P.O. BOX K, BLANCHARD, ID 83804

Source: GROUNDWATER

Priority Date: 01/01/1950

Diversion Pt: SENE Sec 20 T 54N R 05W

Use: IRRIGATION	(0.15 CFS)
STOCKWATER	(0.03 CFS)
DOMESTIC	(0.15 CFS)

In: NENE NWNE SWNE SENE Sec 20 T 54N R 05W SWNW Sec 21 T 54N R 05W
FOR 80 ACRES

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

MARCH 21, 1983

BLANCHARD COOPERATIVE WATER ASSN.
C/O F. L. POIRIER
P.O. BOX K
BLANCHARD ID 83804

RE: Claim No. 96-4398

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,
yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure