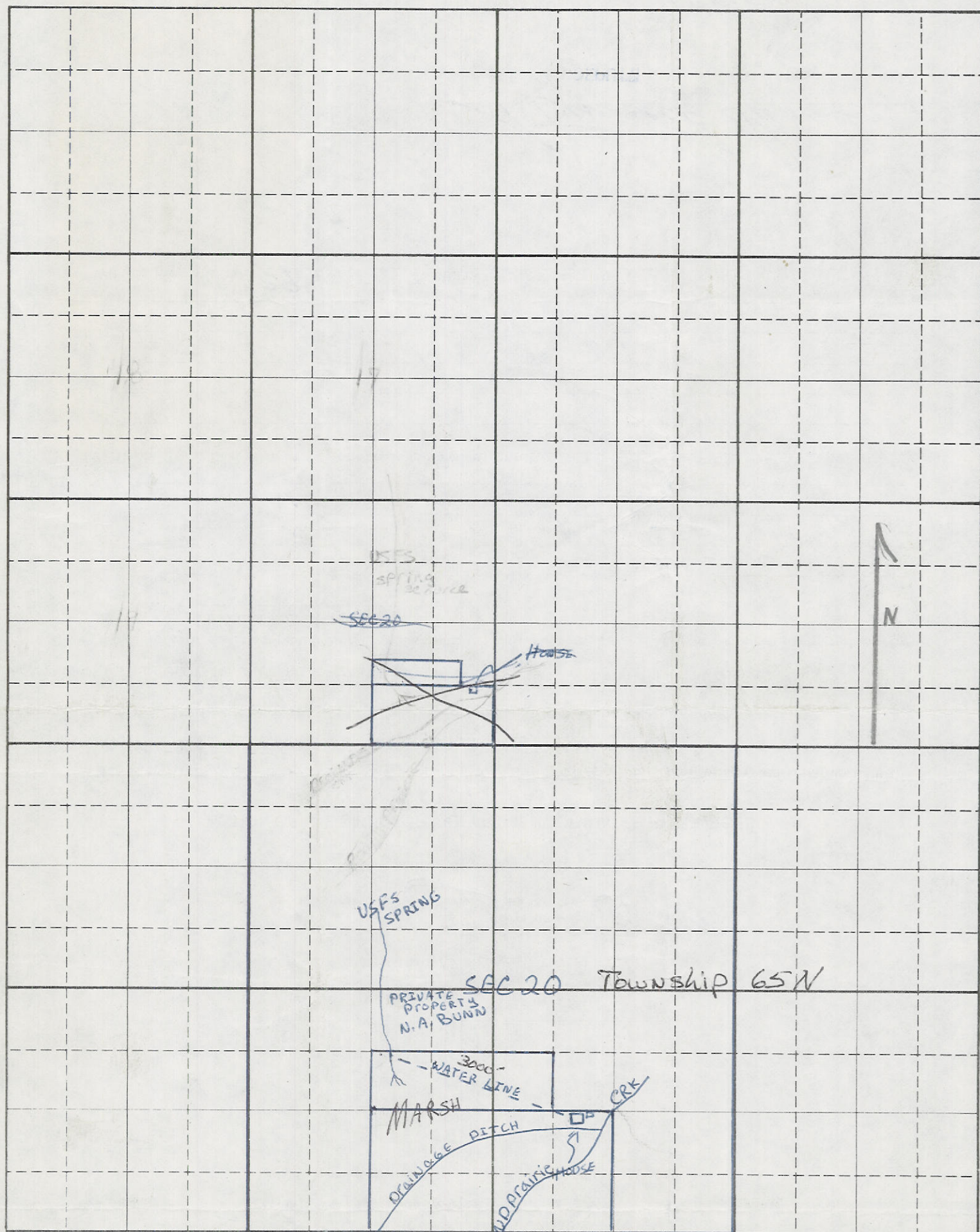


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile
4" = 1 Mi

BUTTERS PROPERTY 110A
20A - S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$
10A - SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$
40A SE $\frac{1}{4}$ SW $\frac{1}{4}$
40A SW $\frac{1}{4}$ SE $\frac{1}{4}$

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.

Leslie K. Butters
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7224 Priority October 11, 1977 Amount 0.02 cfs

THIS IS TO CERTIFY, that LESLIE K. BUTTERS
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7224 issued pursuant to Application for Permit dated October 11, 1977,
and has submitted proof to the Department of Water Resources on January 2, 1979,
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>	<u>from January 1 to December 31</u>	<u>at 0.02 cfs and</u>	<u>1.2 acre feet</u>
_____	_____ to _____	_____ cfs and	_____
_____	_____ to _____	_____ 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 NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, Twp. 65N,
Rge. 2E, B.M. in the County of _____ Boundary _____

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 $\frac{1}{4}$	
65N	2E	20																	

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 30 day of
April, 19 80.

Director

Identification No. _____
Application No. 98-7224

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Leslie K. Butters Phone: 262-5396
post office address STAR ROUTE #2, Bonners Ferry, Idaho 83805
2. Source of water supply Unnamed Spring which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20 Township ~~65N~~ 65N
Range ~~2E~~ 2E B.M. BOUNDARY County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into Ground at a point in SW $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 20 Township 65N Range 2E B.M. BOUNDARY Co.
4. Water will be used for the following purposes:
Amount 15.04 DOMESTIC purpose from January 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 15.04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. COVERED SPRING BOX and
3000 feet of 1" buried LINE to House and Garden

b. Height of storage dam _____ feet, active reservoir capacity 4x4 foot ~ 100 gal acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: DIRT
Period of year during which storage will occur 12-31 to 1-1 1-1 to 12-31 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. IN OPERATION
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: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20 Township 65N
Range 2E 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 _____
(5) If water is to be used for other purposes describe: DOMESTIC

RECEIVED

b. N.A. 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 as described above. _____

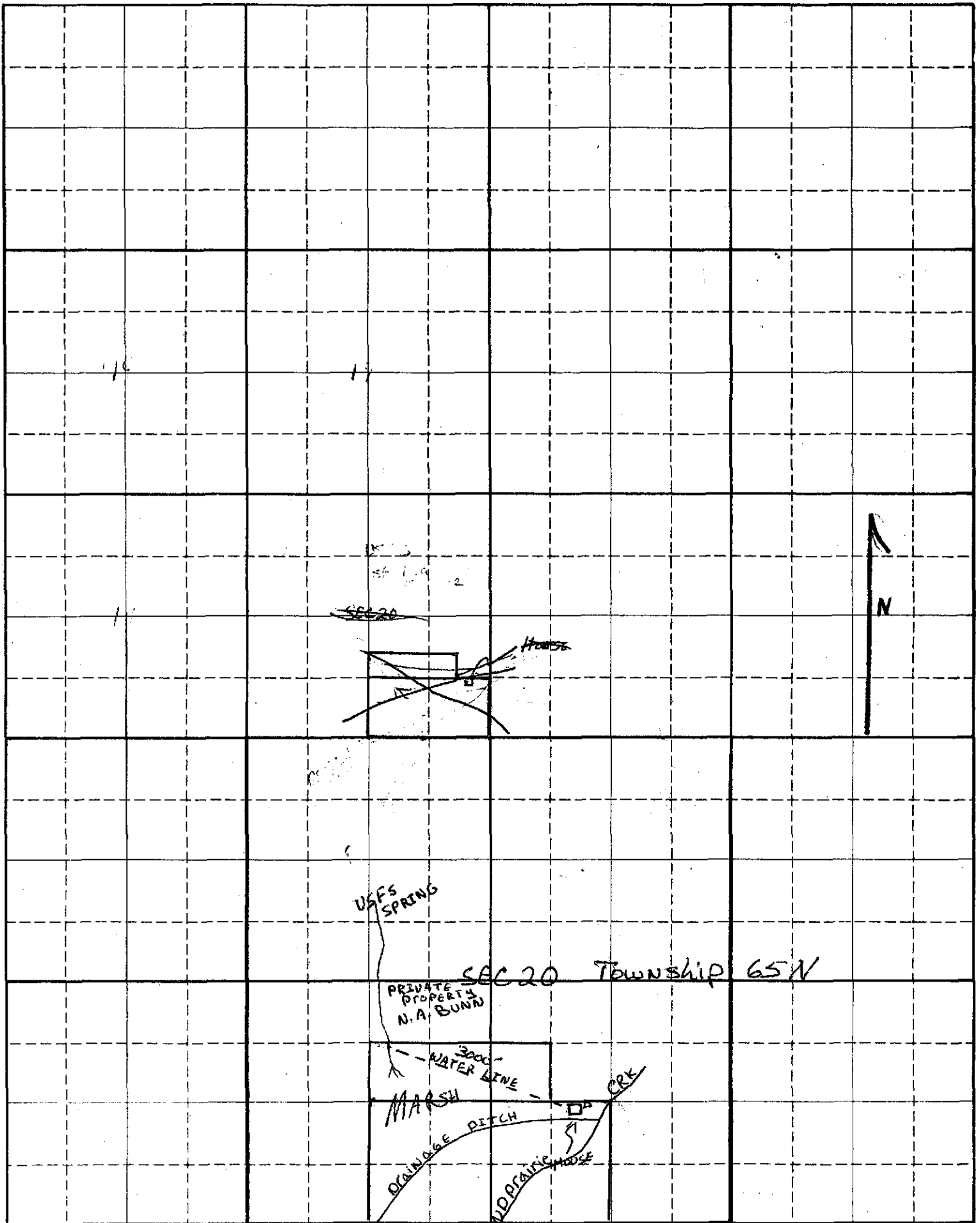
9. a. Who owns the property at the point of diversion applicant

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks The spring heads of the side of Harvey Mnt. and is shown on forest service maps. It runs thru N.A. Bunn's land and on to my property where it goes into the edge of a marsh also on my property. The springs is developed and in use at the present time as described in part #6

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile
4" = 1 mi

BUTTERS PROPERTY 110A
20A - SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 80A SE $\frac{1}{4}$ SW $\frac{1}{4}$
10A - SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40A SW $\frac{1}{4}$ SE $\frac{1}{4}$

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.

Leslie K. Butters
(Applicant)

Proposed 10/11/77

Shlw 10-11-77 (noon)

Received by Shlw Date 9-20-77 Time 1100N

Preliminary check by R Fee \$ 10-900

Received by B Date 10-27-77 (9451)

Publication prepared by B Date 10-27-77

Published in Bozeman Ferry Road

Publication dates 11-10 & 12-23

Publication approved Shlw Date 12-1-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Shlw W.H.W.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7224, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 79.
- Other: _____

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

Witness my hand this 29 day of January, 19 78.

A. James
DEPUTY Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leslie K. Butters, Star Rt. 2, Bonners Ferry, Idaho has on October 11, 1977 submitted Application No. 98-7224 for a permit to appropriate 0.04 cubic feet per second of water from

an unnamed stream by means of a spring box & pipeline within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20, T65N, R2E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 20, T65N, R2E, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before November 28, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on November 10 and November 17, 1977.-ldwr

Echo Turnbull, bkpr. for W. H. Chubb being first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Idaho Dept. of Water Resources

a Notice of Application #98-7224

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Nov. 10, 1977, and ending with the issue dated Nov. 17, 1977.

Subscribed and sworn to before me this 30 day of Nov., 1977

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

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the advertisement of Idaho Dept. of Water Resources

a Notice of Application #98-7224

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Echo Turnbull, bkpr.

Subscribed and sworn to before me this 20 day of Nov., 1977

Luth Allred
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

RECORDED
INDEXED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

May 7, 1980

Leslie K. Butters
Star Rt. 2
Bonners Ferry, Idaho 83805

Dear Mr. Butters,

RE: License No. 98-7224

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:mr

Enclosure

RECEIVED
MAY 10 1980



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

April 10, 1980

Leslie K. Butters
Star Rt. 2
Bonners Ferry, Idaho 83805

Dear Mr. Butters,

A representative of this Department has made an examination of the works covered by your Permit No. 98-7224, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.02 cfs Source: an unnamed spring

The maximum quantity diverted shall not exceed 1.2 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, Twp. 65N, Rge. 2E, B.M.

Beneficial use: Domestic use within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 65N, Rge. 2E.

Priority date established: October 11, 1977

Conditions (if any):

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

Sincerely,

AN GROVER
Water Rights Supervisor

MICROFILMED

1. Name of permit holder Lessie K. Butters
 Post office address Star Rt. 2, Bonners Ferry Phone 267-5396
 Northern District of Idaho
 Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

Permit No. 10-1227
Examination for 5/2

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 165N N/S, Range 2E E/W, B.M., Section 20, Subdivision NE 1/4 SW 1/4 Boundary
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: spring box, buried pipeline

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

MICROFILMED

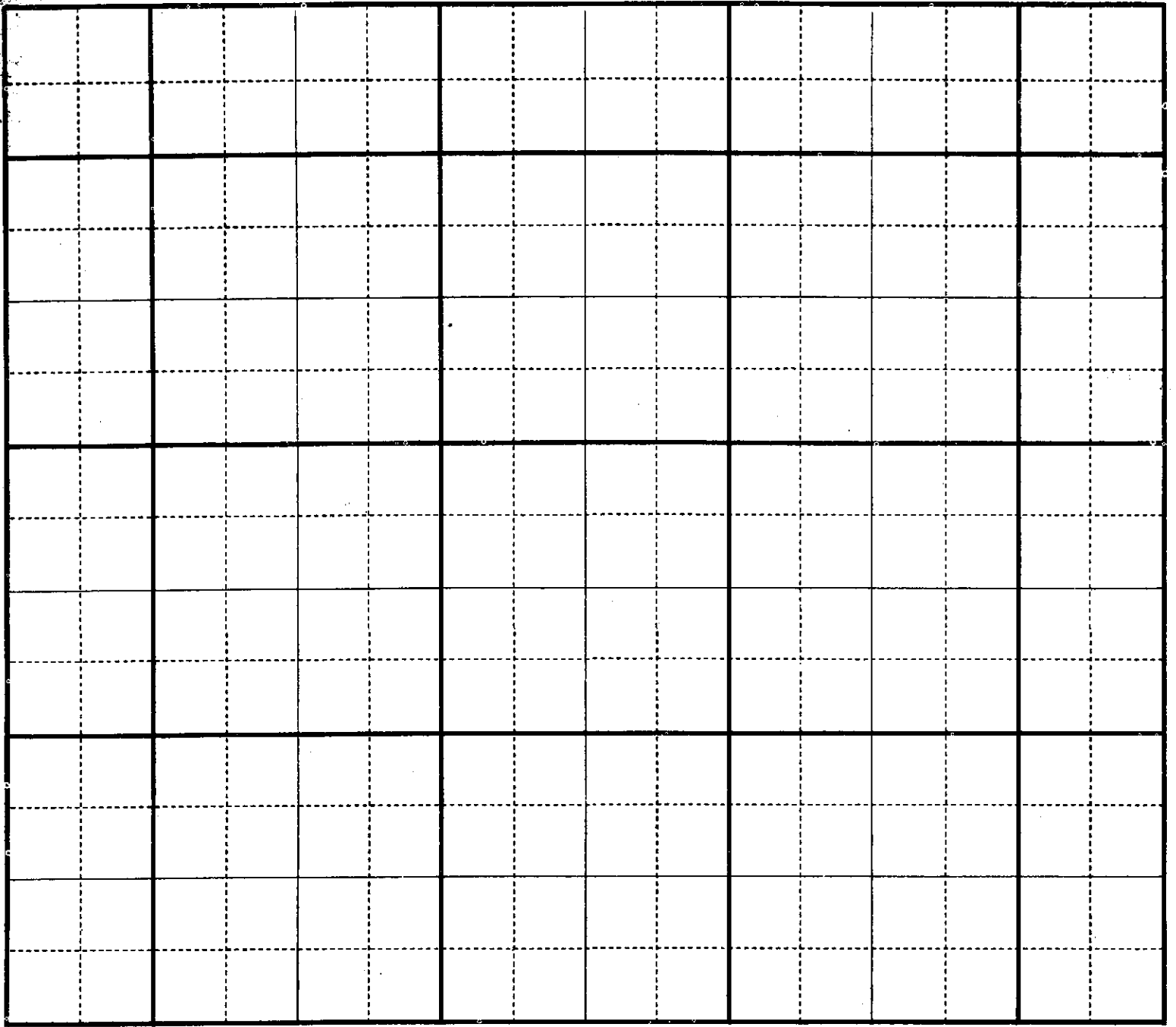


Diagram of System

DATE OF EXAM 5/30/79

ACREAGE
Found _____
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 April to plac 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 10 gpm Method of measurement 5 gal Bucket

Total Q recommended 0.02 Meter No. _____ Type _____ Condition _____

Total V recommended 1.2

Recommended Amendments:

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

MEASUREMENT CALCULATION:

one home 0.02 cfs 1.24 gpm
5 gal Bucket in 30 sec

SYSTEM DESCRIPTION:

Developed spring with pipeline to place of use

REMARKS:

Contributed water

Examiner's Signature JHKg Date 5/30/79

Checked by Bob Haynes Date 6-12-79

Approved by _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

January 30, 1979

RE: Permit No. 7224

Leslie K. Butters
Star Route 2
Bonners Ferry, ID 83805

Dear Mr. Butters:

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 regional office in **Coeur d'Alene**.

Sincerely,

RITA FLECK
Water Rights

MIC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE**

Department of Water Resources
Northern District Office

JAN 2 1979

1. a) Name of permit holder Leslie K. Butters

b) Post office address Star Route #2 Bonners Ferry, Idaho 83805

2. Permit number 98-7224

3. Date of priority that you are prepared to establish 1 Feb 1978

4. a) Source from which water was appropriated Unnamed Spring

b) Location of the point of diversion: NE 1/4 SW 1/4, Section Twenty

Township 65N, Range 2E Boise Meridian. Other points of diversion: _____

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

Amount .04 for DOMESTIC purposes from 1 Jan to 31 Dec incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)

b) Total amount appropriated _____ 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:

The Flow rate into Spring Box is unknown, flow out of water
pipe is 5 Gal/Min, done by applicant, timed into a Bucket
at Hydrant.

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 of 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):

400 yards down from Spring head water is diverted thru a
Spring Box where it goes thru a filter and down 1/2 mile of buried
1" line to Home.

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)

None

MICROFILMED

c) Give well driller's name and address and the 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:

Domestic use of 1 home including garden in the
Summer.

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

None

[illegible]

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.

16 Dec 78
(Date)

Leslie K. Butler
(Signature)

State of Idaho)
County of Baundary) ss.

On this 28 day of December, 1978, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

My commission expires Life

Rae Brozier
Notary Public
Residing at Donners Ferry, Idaho



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL # 100390

November 30, 1978

Re: Permit No. 98-7224

Leslie K. Butters
Star Route 2
Donners Feery,, ID 83805

Dear Mr. Butters:

One of the conditions of approval of your water Permit No. 98-7224 (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 February 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

February 1, 1978

Re: Permit No. 98-7224

Leslie K. Butters
Star Route #2
Bonners Ferry, ID 83805

Dear Mr. Butters:

Enclosed is a copy of your approved Application for Permit No. 98-7224. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 98-7224 Butters

☒ 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

(1) JK 10-26-77

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

Request Dam Safety Information

(4) JK 10-26-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: no field review

(11) SW 12-1-77

Affidavit of Publication received (date) 12-1-77

(12) _____

Final date for protests 11-28-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve

_____ Deny

10-11-77 Proposed Priority

Reason for Reduction App Incomplete

NO Measuring device required No p.D.

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Harper

Date 12-6-77

UNRECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

November 3, 1977

Re: Application No. 98-7224 ✓
Claim No. 98-4087, 98-4088, 98-4089, and 98-4090
Amended Claim No. 98-4080

Bonnars Ferry Herald
P.O. Box 539
Bonnars Ferry, ID 83805

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

H:ab

c: Legal Notice(s)

MICROFILMED

Bill -
received
OK 12-1-77
shdw

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leslie K Butters
Star Rt 2, Bonners Ferry, Id
has on October 11, 1977 submitted Application No. 98-7224
for a permit to appropriate 0.04 cubic feet per second ~~acres feet per annum~~
of water from an unnamed stream
by means of a spring box & pipeline
within the NE 1/4 SW 1/4 Sec 20, T65N, R2E, B.M., Boundary County

to be used from Jan 1 to Dec 31
for domestic purposes

within the SW 1/4 SE 1/4 Sec 20, T65N, R2E, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before November 28, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonnors Ferry Herald, Bonners Ferry, Id
on November 10 and November 17, 1977

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Leslie K. Butters, Star Rt. 2, Bonners Ferry, Idaho has on October 11, 1977 submitted Application No. 98-7224 for a permit to appropriate 0.04 cubic feet per second of water from an unnamed stream by means of a spring box & pipeline within the NE1/4SW1/4 Sec. 20, T65N, R2E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SW1/4SE1/4 Sec. 20, T65N, R2E, B.M.

If issued, the 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before November 28, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on November 10 and November 17, 1977.-idwr

012
11-10-77
B



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

October 28, 1977

RE: Application No. 98-7224

Leslie K Butters
Star Rt 2
Bonners Ferry, Id 83805

Dear Mr Butters,

Attached is your receipt No. 9451 in the amount of \$ 10.00 for the filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

SECRET

October 13, 1977

Leslie Butters
Star Rt. 2
Bonners Ferry, ID 83805

Dear Mr. Butters:

I have received your check #92-142 and your application for permit. The application will show a priority date of 10-11-77. In an effort to assure your best interest I have held the application and check from processing.

On the letter you returned with the application you made a notation that the spring was developed in 1966. If you wish to protect this priority date, it would be best to file a Claim to a Water Right. I have enclosed such a form for your convenience. If you do not wish to file the Claim, please contact me at 667-6484.

If you wish to file the Claim, please fill it out, sign it before a notary public, and return it to this office. I will then use the check #92-142 to cover the filing fee for the Claim and will not file the Application.

If this office can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

RECEIVED
OCT 13 1977
WATER RESOURCES
DIVISION
BOYD COUNTY
IDAHO

September 22, 1977

Leslie Butters S
Star Route 2
Bonners Ferry, ID 83805

Dear Mr. Butters:

We are herewith returning your application for permit and check #92-142. More information is required before this office will be able to process the permit.

Before discussing the permit however, it might be in your best interest for me to acquaint you with some facets of water rights of which you may not be aware. If your spring was developed and used in a home (house, trailer, camper, etc...) prior to May 20, 1971, you may have developed a water right. The priority of the water right would be the first date the water was used in the home by you or your predecessor. To make this right a matter of record within the State of Idaho, it would be necessary to file a claim to a Water Right. The Claim does not confirm the water right, but is your sworn public statement that such water right exists. If you wish to file a claim, please contact this office and we will send you the forms.

If your spring was not developed before May 20, 1971, you must file an application for permit in order to develop a water right. You may also file the application if your spring was developed before 1971. However, by doing so you would lose the priority date and a new one (the date of receipt of the application) would be assigned. The permit however, once examined and licensed, does confirm the water right.

If you wish to file the application, please complete item 3. a., the map shows the point of diversion to be in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec 20. If the spring supplies water to one household the department cannot approve an application with a diversion rate of more than 0.04 cfs unless a sufficient reason is given for the excessive amount. Also if it is for one household, please so indicate in item 8. a. 4. in the space provided.

I have taken the liberty of adding some standard items. Under item 7. a. The maximum allowable completion time is 5 years. Since you have indicated that your spring is already in use I have suggested one year to allow for processing time.

Page 2.
September 22, 1977
Butters

This action will not alter your priority date. Townships are both north and south.. I have added an "N" to your descriptions to avoid possible future confusion. Since you claim ownership of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 20, on your map, I have completed item 9. for you.

If this office can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

MICROFILMED

L. Butters
Stark #2
Bonners Ferry
Idaho
83805

Mr. King,

Received your letter of 13 October
and have meant to call but keep
forgetting. At any rate the original
application should read the spring
was developed in 1916 and used since
1925. Don't know how I got the
dates wrong. Thank you for catching
the error.

Sincerely
L. Butters.

RECEIVED

OCT 26 1977

Department of Water Resources
Northern District Office

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 22, 1977

Leslie Butters
Star Route 2
Bonners Ferry, ID 83805

*Hold for
Answer
Claim?*

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*Developed
1966*

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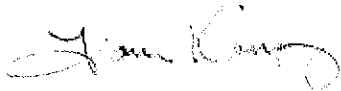
MICROFILMED

Page 2.
September 22, 1977
Butters

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If this office can be of any further assistance, please do not hesitate to contact us.

Sincerely,



TOM KING
Senior Water Resource Agent

TK/sdw

Enclosure

Dear Mr. King,

Thank you so much for your careful review of my application and concise help as to how to correct my error. I figured I'd made some mistakes but hoped this would be someone to help out down this. I believe I've taken care of the problems so lets run it thru again.

Sincerely
Les Butters