

AFFIDAVIT OF PUBLICATION

RECEIVED

MAY 25 1976

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James A. Carter, Box 22, Naples, Idaho has on 4-23-76 submitted Application No. 98-7166 for a permit to appropriate 0.04 cubic feet per second of water from Unnamed Creek tributary to McArthur Reservoir by means of Collection box with pipeline to place of use within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, T60N R1W Boundary County to be used from Jan. 1 to Dec. 31 for Domestic purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 33, T60N R1W.

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 May 17, 1976.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald on April 29 and May 6, 1976-idwr

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) of the Idaho Dept. of Water Resources Department of Water Resources Alameda District Office
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 #98-7166

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 April 29, 1976, 196, and ending with the issue dated May 6, 1976, 196.

Subscribed and sworn to before me this 31st day of May, 1976

Echo Turnbull, bkpr.
[Signature]
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 98-7166 Priority April 23, 1976 Amount 0.04 cfs

THIS IS TO CERTIFY, that James A. Carter
of Naples, Idaho, has complied with the terms and conditions of Permit
No. 98-7166 issued pursuant to Application for Permit dated April 23, 1976,
and has submitted proof to the Department of Water Resources on February 12, 1981,
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 0.04 cfs of water from unnamed creek,
tributary to McArthur Lake, 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
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</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 0.04 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 $\frac{1}{4}$, Section 33, Twp.
60N, Rge. 1W 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 $\frac{1}{4}$	
60N	1W	33									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 27TH day of
October, 19 82.

Acting for the Director

Norman C. Young

Identification No. _____

Application No. 98-7166

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 JAMES A. CARTER Phone: 509-244-2707
post office address PO Box 22 Naples, Ida.
2. Source of water supply Unnamed Creek which is a tributary of MS Arthur Reservoir
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 60N
Range 1W B.M. Boundary County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .04 for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 5'x5' collection box
Approx 10' deep; 3/4 h.p. pump, 50 gal pressure tank
w/3/4" pipe to place of use

- 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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
- 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33 Township 60N
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 one.
(5) If water is to be used for other purposes describe: _____

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

[illegible]

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 _____

RAW
RIW

SEC 31

SEC 32

SEC 33

Unnamed Creek

20 ft Place of use

T 60N

T 59N

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.

* James A. Carter
(Applicant)

Proposed Priority 4-23-76

Received by TK Date 4-23-76 Time 2:20 PM

Preliminary check by AK Fee \$ 10.00

Receipted by TK Date 4-23-76/4207

AK Publication prepared by KK Date 4-23-76

Published in Bonnerys Ferry Herald

Publication dates 4-29 5-6

Publication approved CP Date 6-1-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AK AK

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. 98-7166, and said application is hereby APPROVED.

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

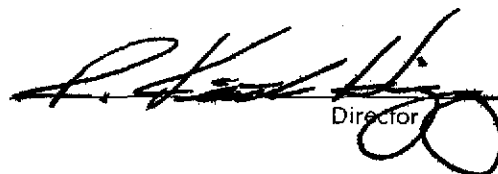
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 81.

c. Other: _____

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

Witness my hand this 4 day of June, 19 76.


Director

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MAY 25 1976

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R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald on April 29 and May 6, 1976-jdwz

STATE OF IDAHO

County of Boundary

} ss.

Echo Turnbull, Esq. for W. E. Shubbfirst duly sworn upon his oath, deposes and says that he is the ^{Department of Water Resources} ~~Notary Public~~ ^{being} ~~for~~ ^{foreman's} ~~District Office~~

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 Resourcesa Notice of Application 98-7166

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 April 29, 1976, 196 , and ending with the issue dated May 6, 1976, 196 .

Subscribed and sworn to before me this 24th day of May, 1976

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

November 30, 1982

RE: Permit No. 98-7166

James A. Carter
Star Route
Naples, ID 83847

Dear Mr. Carter:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

98-7166

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	7-27-82	TK	No phone
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8-8-82 Accompanied by Total Q measured
If source is surface water, estimate total flow of source
Methods of measurement EST Meets Permit requirements?

Measurement calculations:

one share
garden

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
								see below

System Description 24" Vertical CMP with pump & pipeline

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
Domestic	0.04	1.2	1.1	12.31
Total				

Remarks

No light in pump house - small elec. motor with pump (Berkley type)
Motor possibly 3/4 - 1 HP.

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MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE SW - Sec 33 - T60N, R1W

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

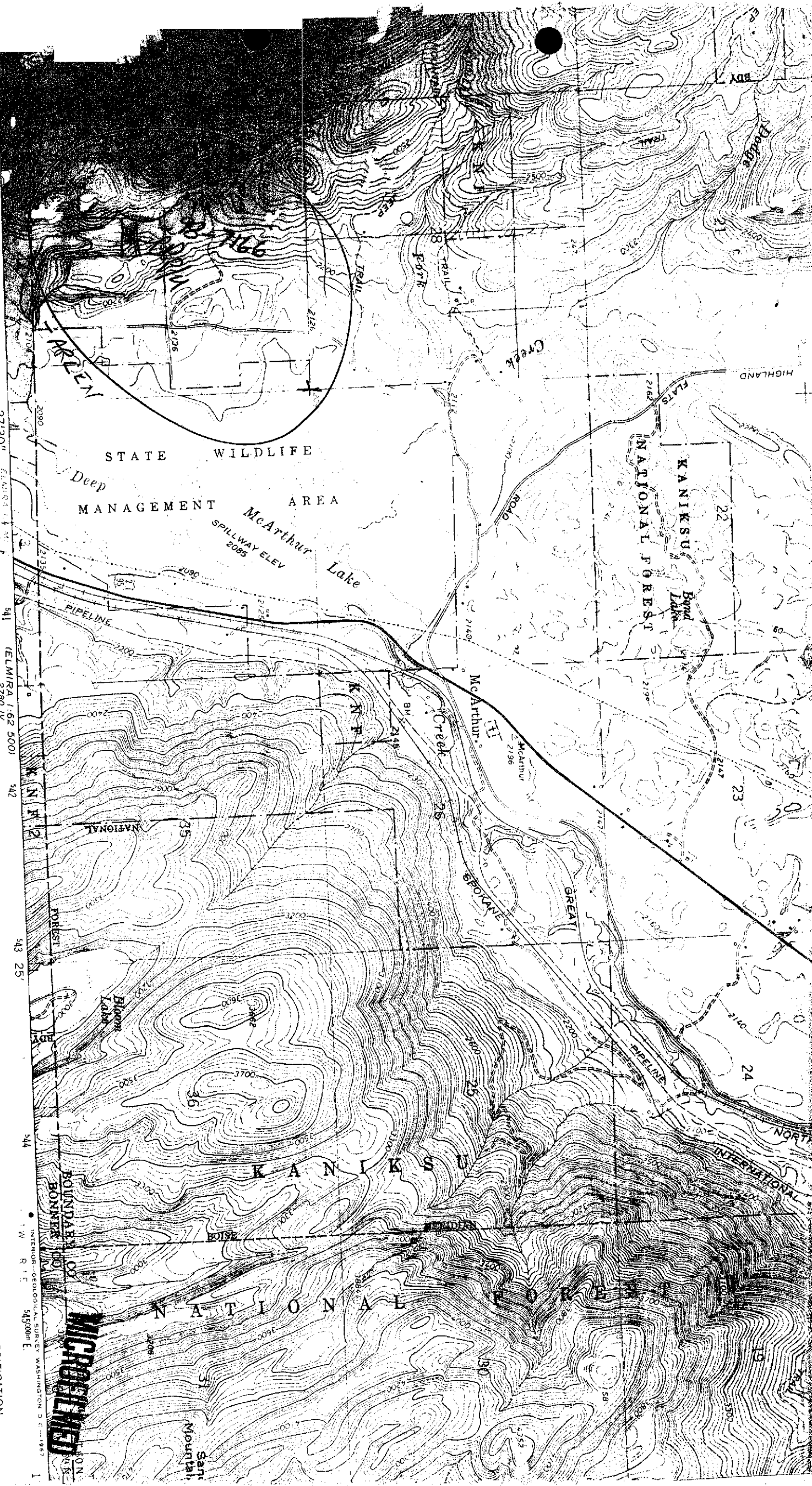
Checked by

Approved by

Date 9-9-82

Date _____

Date 10-5-82



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 98-7166.

Name(s) of Permit Holder: JAMES A. CARTER

ADDRESS CHANGE

Post Office Address: STAR ROUTE, NAPLES, ID

Tel. No. _____

Source of Water: UNNAMED STREAM TRIB. TO McARTHUR RES

Extent of Use:

☒ Domestic

ONE

(number of households)

☐ Stockwater

(number and type of stock)

☐ Irrigation

(acres)

☐ Other _____

FEB 9 1981

Measuring Device:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

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

2/9/81

Date

Department of Water Resources
Northern District Office

MICROFILMED

Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

March 23, 1981

Mr. James A. Carter
Star Route
Naples, Idaho 83847

RE: 98-7166

Dear Mr. Carter:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

June 4, 1976

Re: Permit No. 98-7166

James A. Carter
P.O. Box 22
Naples, ID 83847

Dear Mr. Carter:

Enclosed is a copy of your approved Application for Permit No. 98-7166 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 98-7166 James A Carter

☒ 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) RSA 4-23-76

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

(4) RSA 4-23-76

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 Self review

(11) CP 6/1

Affidavit of Publication received (date) MAY 25, 1976

(12) CP 5/6

Final date for protests MAY 17, 1976
Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve ☐ Deny

_____ Proposed Priority 4-23-76

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern By B. B. Haynes Date 6-1-76

RECEIVED

JUN 2

Department of Water Resources

May 21, 1976

Re: Application No. 98-7166 - James A. Carter

Bonnors Ferry Herald
Box 539
Bonnors Ferry, ID 83805

Gentlemen:

Could you please submit the affidavit of publication and bill in connection with the above referenced item. The legal notice was to have been published in your newspaper on April 29 and May 6, 1976.

Your assistance in this matter would be appreciated.

Very truly yours,

Corda M. Patterson
Secretary

CP



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

April 23, 1976

Re: Application No. 98-7166 James A. Carter

Bonnars Ferry Herald
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

RGH:cp

Enc: Legal Notice(s)

Bill: 61-76.4

NOTICE OF APPLICATION FOR WATER PERMIT

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Box 22, Naples, ID

has on 4-23-76 submitted Application No. 98-7166

for a permit to appropriate 0.04 cubic feet per second ~~2000 GPM PER ANNUM~~

of water from Unnamed Creek tributary to McArthur Reservoir

by means of Collection box with pipeline to place of use

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 33, T60N R1W Boundary County

to be used from Jan 1 to Dec 31

for Domestic purposes

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 33, T60N R1W

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R. KEITH HIGGINSON
Director

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