

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that R. E. Lenker, P.O. Box 179, Bonners Ferry, Idaho has on June 25, 1975 submitted Application No. 98-7141 for a permit to appropriate 0.16 cubic feet per second of water from an Unnamed Spring by means of pipeline within the NW $\frac{1}{4}$ -NW $\frac{1}{4}$, Sec. 9, T. 62N, R. 2E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic (0.12 cfs) and stock-watering purposes (0.04 cfs) within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ -SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 62N, R. 2E, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before July 21, 1975.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 3 and July 10, 1975-ldwr

MICROFILMED

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)

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 # 98-7141

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 July 3, 1975, 196, and ending with the issue dated July 10, 1975, 196

Subscribed and sworn to before me this 22nd day of July, 1965

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

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 98-7141 Priority June 25, 1975 Amount 0.14 cfs

THIS IS TO CERTIFY, that R. E. Lenker

of Bonniers Ferry, Idaho, has complied with the terms and conditions of Permit No. 98-7141 issued pursuant to Application for Permit dated June 25, 1975, and has submitted proof to the Department of Water Resources on July 2, 1980, 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 0.14 cfs of water from spring, tributary to sinks, 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	from <u>January 1</u> to <u>December 31</u>	at <u>0.12</u> cfs and	<u>3.6</u> acre feet
(3 units)			
Stockwater	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.14 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 3.8 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 9, Twp. 62N, Rge. 2E 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 $\frac{1}{4}$	
62N	2E	9					X	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 30 day of November, 19 81.

Acting for the

Director

S.S. DE

Identification No. 98-7141

Application No. _____

APPROVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT**

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

1. Name of applicant R. E. Lenker Phone: 267-3335
post office address P.O. Box 179, Bonners Ferry, Idaho 83805
2. Source of water supply Unnamed Spring which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 62N
Range 2E 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 0.12 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Stockwater 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)
5. Total quantity to be appropriated:
a. 0.16 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Water diverted from subject property by 1½" plastic pipeline to W½SW¼NW¼ and E½SW¼NW¼, Sec. 9, T. 62N, R. 2E, B.M., to be used for domestic purposes.

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 5 years.
b. Estimated construction cost is \$ 2,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:

$NW\frac{1}{4}$	$NW\frac{1}{4}$
$W\frac{1}{2}SW\frac{1}{4}$	$NW\frac{1}{4}$

(1) Give the place of use of water: E½SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 9 Township 62N
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 6 head of cattle.

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water three.
(5) If water is to be used for other purposes describe: _____

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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 and Phil N. Schruerle

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Phil N. Schruerle purchased the W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9 under 1and contract on 11-11-74, which includes 1/3 interest in a water system to be developed on the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, with right-of-way over the E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 62N, R. 2E, B.M.

10. Remarks _____

P. 7 4
PLACE OF USE

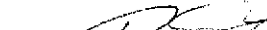
9

T-62N

R-2E

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.

Application for permit to appropriate the public


(Applicant)

Proposed Priority 6-25-1975

Received by KK Date 6/25/75 Time 1:30 P
Preliminary check by KK Fee \$ 10.00 # 931
Receipted by KK Date 6/25/75
Publication prepared by cp Date 6-27-75
Published in Bonnors Ferry Herald
Publication dates 7-3 & 7-10-75
Publication approved cp Date 7-29-75
Priority reduced to _____ Reason _____

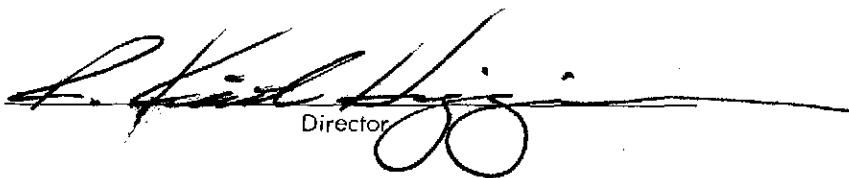
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by js

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. 98-7141, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 80.
 - c. Other: _____
2. Denial of said application is for the following reasons: _____

Witness my hand this 11 day of August, 19 75.


Director

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 25 1975

STATE OF IDAHO

County of Boundary

ss.

Echo Turnbull, bkpr. for W. H. Chubb

first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

Publisher, Department of Water Resources, Northern District Office

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 # 98-7141

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 July 3, 1975, 196, and ending with the issue dated July 10, 1975, 196.

Subscribed and sworn to before me this 22nd day of July, 1975

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

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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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before July 21, 1975.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 3 and July 10, 1975.

RECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

December 1, 1981

RE: Permit No. 98-7141

R. E. Lenker
P.O. Box 179
Bonners Ferry, ID 83805

Dear Mr. Lenker:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



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

November 9, 1981

RE: Permit No. 98-7141

R. E. Lenker
P.O. Box 179
Bonners Ferry, ID 83805

Dear Mr. Lenker:

A representative of this Department has made an examination of the works covered by your Permit No. 98-7141, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.14 cfs Source: spring trib. to sinks

The maximum quantity diverted shall not exceed 3.8 acre feet per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Twp. 62N, Rge. 2E, Boundary County

Beneficial use: Domestic (3 units) and stockwater uses within the NW $\frac{1}{4}$,
Sec. 9, Twp. 62N, Rge. 2E

Priority date established: June 25, 1975

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.

Since,

JIM JOHNSON
Water Distribution Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

SEP 4 1981
Department of Water Resources

98-7141

Permit No.
11-2

CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

- ☐ Appointment letter mailed:
- ☐ Telephone call made:
(List Telephone No. used)
- ☐ Appointment scheduled for:
(Date, time, location)

EXAMINATION

Date 8-5-81 Accompanied by ~ Total Q measured ~
If source is surface water, estimate total flow of source ~
Methods of measurement Est Meets Permit requirements? Calc.

Measurement calculations:

3 Homes - ~~0.08~~ ALLOW .12 cfs
10 hed 0.02

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

System Description

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

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	0.08 ✓	3.6 ✓	1-1	12-31
Stock	0.02 ✓	0.2 ✓	1-1	12-31
Total	0.10	3.8		

Remarks 4 homes on system one is "constitutional"

RENTAL No Overlapping rights

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

✓ Point(s) of diversion: NWNW, 9, 62N, 2E

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

Date _____

Date _____

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

July 30, 1980

Mr. R. E. Lenker
Rt. 1 Box 382
Bonners Ferry, Idaho 83805

RE: 98-7141

Dear Mr. Lenker:

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. 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

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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. 1000000000

Name(s) of Permit Holder: R. E. Henker

Post Office Address: PT 1 Box 382

Barbers Ferry, Idaho 83805 Tel. No. 242-3823

Source of Water: Katka Creek

Extent of Use:

- ☒ Domestic
- ☒ Stockwater
- ☐ Irrigation
- ☐ Other

Number of households
(number and type of stock)
(acres)

Measuring Device: Required? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No

Installed? ☐ Yes ☒ No

Installed? ☐ Yes ☒ No

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

7/2/88
Date

R. E. Henker
Signature of Permit Holder

RECEIVED

JUL 2 1988

Department of Water Resources
Northern District Office

PLACE
TEN CENT
STAMP
HERE

Department of Water Resources



JUL 2 1980

RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



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

May 31, 1980

118173

R. E. Lenker
P. O. Box 179
Bonners Ferry, ID 83805

Dear Mr. Lenker:

One of the conditions of approval of your water Permit No. 98-7141 was that evidence of the extent of development must be submitted to this office on or before August 1, 1980. (See last page of your approved permit). Enclosed is a post card which may 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 post card 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 within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MISSING MET

August 13, 1975

Re: Permit No. 98-7141

R. E. Lenker
R. O. Box 179
Bonners Ferry, ID 83805

Dear Mr. Lenker:

Enclosed is a copy of your approved Application for Permit No. 98-7141 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

RECEIVED
AUG 14 1975
BONNERS FERRY, ID

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 98-7141

☒ 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) SC 6/25/75 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) SC 6/25/75 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) SC 8/6/75 Other rights on the same place of use (None)

(10) _____ Comments: _____

(11) CP 7/29 Affidavit of Publication received (date) July 25, 1975

(12) CP 6/27 Final date for protests July 21, 1975
Protests received: yes _____ no ☒

(13) SC 8/6/75 All requested information received from agencies or applicant: yes ☒ no _____

(14) SC 8/6/75 Action recommended:
☒ Approve _____ Deny

6/25/75 Proposed Priority

_____ Reason for Reduction _____

No Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District North By SC Date 8/6/75

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

~~Room 208~~
~~300 Front Avenue~~
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 24, 1975

Re: Claim No. 98-4059 Application No. 98-7141
 " " 98-4060 " " 98-7142

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

Gentlemen:

Could you please submit the affidavits of publication and bills in connection with the above referenced items. The legal notices were to have been published in your newspaper on July 3 and July 10, 1975.

Your assistance in this matter is appreciated.

Very truly yours,

Corda M. Patterson
Secretary
Northern District

CP

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

June 27, 1975

Re: Application No. 98-7141 Claim No. 98-4059
" " 98-7142 " " 98-4060

Bonn timers Ferry Herald
P.O. Box 539
Bonn timers 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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

MICROFILMED

Bill: 7-29-75.4

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has on June 25, 1975 submitted Application No. 98-7141

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by means of pipeline

within the NW¹/₄, Sec. 9, T. 62N, R. 2E, B.M., Boundary County

to be used from Jan. 1 to Dec. 31

for domestic (0.12 cfs) and stockwatering purposes (0.04 cfs)

within the NW¹/₄, W²/₂SW¹/₄, E¹/₂SW¹/₄, Sec. 9, T. 62N, R. 2E, B.M.

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R. KEITH HIGGINSON

Director

Published in the Bonnors Ferry Herald, Bonners Ferry, Idaho

on July 3 and July 10, 1975

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R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on July 3 and July 10, 1975-ldwr

O.K.
7-10-75
P

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