

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 19 1972

STATE OF IDAHO }
County of Boundary } ss.

W. H. Chubb

Department of Water Administration being
Northern District Office (or foreman)

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 Department of Water Administration

a Notice of Application for water permit- Heath
No. 98-7063

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 Oct. 5, 1972, ~~1966~~, and ending with the issue dated Oct. 12, 1972, ~~1966~~.

, bookkeeper

Subscribed and sworn to before me this 16 day of Oct, 1972.

Notary Public in and for the County of Boundary, State of Idaho,
C. Don Kerby
Residing at Bonners Ferry, Idaho.
My commission expires Jan. 12, 1974

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ray L. and/or Audrae Heath, P. O. Box 821, Malibu, California have on September 26, 1972 submitted Application No. 98-7063 for a permit to appropriate 0.05 cubic feet per second

of water from an Unnamed Spring, tributary of Kootenai River by means of storage tank and pipeline within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 65N, R. 1E, B.M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic (0.03 cfs) and stock-watering purposes (0.02 cfs) within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 25, T. 65N, R. 1E, B.M.

If issued, this permit will be permit must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before October 23, 1972.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on October 5 and October 12, 1972.

98 7063

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83805

State of Idaho
Department of Water Administration
401 Front Ave. Rm. 209
Coeur d'Alene, Idaho 83814

1972

Oct. 5 Notice of App. for Water-#98-7063-
Heath-26 lines 2 times

\$ 6.24

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

SIGNED: Bonnerr Ferry Herald
BY: Rick Hoglan, Controller

98 7063

Transfer No. 2874Water Right No. 98-7063STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROVED
APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Ray L. and/or Audrae Heath Phone 267-5376Post Office address Box 1009 Bonners Ferry, Id 83805

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. 98-7063 issued by the Idaho Department of Water Resources

c. Claim No. _____ 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 Spring tributary to Kootenai River4. Date of priority 9/26/72

5. Water is used for the following purposes:

amount 0.03cfs for Domestic purposes from 1/1 to 12/31
amount 0.02cfs for Stock purposes from 1/1 to 12/31
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)6. Total amount of water under right: a. 0.05 cubic feet per secondb. 1.9 acre feet per annum7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25Township 65N Range 1E, B.M., in Boundary CountyAdditional 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>65N</u>	<u>1E</u>	<u>25</u>					X												

Total number of acres to be irrigated _____

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.

MICROFILMED

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.

		R/W					
		X P P/O					
	V65N	25					
MICROFILMED							

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

**NOTICE OF APPLICATION FOR TRANSFER OF
WATER RIGHT**

On April 22, 1983, Ray L. &/or Andrae Heath filed with the Department of Water Resources Application for Transfer of Water Right License No. 98-7063. The original water right is for 0.05 cfs of water from a spring tributary to the Kootenai River, used for Stock and Domestic purposes, with a diversion point and place of use in the NENW Sec 25 T65N R1E, B.M. The date of priority is September 26, 1972.

The purpose of the transfer is to correct the legal descriptions for the diversion point and place to show the NENW Sec 25 T65N R1W, B.M.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814, on or before May 23, 1983.

KEN DUNN, Dir.

First publication May 5, 1983

Final publication May 12, 1983-idwr

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Alice Winn, bkpr for Pete Thompson 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 Notice of Application for Transfer
of Water Right

a _____

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, com-
mencing with the issue dated May 5, 1983, and ending with the
issue dated May 12, 1983.

Alice Winn
Subscribed and sworn to before me this 18th day of May, 1983.

Judy Lane
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. 98-7063 Priority Sept. 26, 1972 Amount 0.05 cfs

THIS IS TO CERTIFY, that RAY L. &/or AUDRAE HEATH
of Malibu, California, has complied with the terms and conditions of Permit
No. 98-7063 issued pursuant to Application for Permit dated September 26, 1972,
and has submitted proof to the Department of Water Resources on November 1, 1973,
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 0.05 cfs of water from an unnamed spring,
tributary to the Kootenai River, 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> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.03</u> cfs and <u>1.2</u> acre feet			
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.02</u> cfs and <u>0.7</u> acre feet			
from _____ to _____ at _____ cfs and _____			
(both dates inclusive)			

Subject, however, to the condition that no more than 0.05 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
1.9 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25,
Twp. 65 N, Rge. 1 E, 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 $\frac{1}{4}$	
65 N	1 E	25					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 28 day of
July, 19 75.

Director

LICENSE ISSUED FOR .05 SEC. FT.
LICENSE PAGE NO. _____

Identification No. 98-7063

Application No. _____

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant Ray L. and/or Audrae Heath
post office address P.O. Box 821 Malibu, California 90265
2. Source of water supply Unnamed Spring which is a tributary of Kootenia River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 65N
Range 1E B.M. Boundary County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into waterway at a point in NE $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 25 Township 65N Range 1E B.M. _____
4. Water will be used for the following purposes:
Amount .03 cfs for Domestic purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 cfs for Stockwater purpose from 1/1 to 12/31 (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. .05 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Developed spring with storage tank
and pipeline 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 _____ 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 one years.
b. Estimated construction cost is \$ 1500.00.
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 NW $\frac{1}{4}$ of Section 25 Township 65N
Range 1E 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 50 head of beef cattle

* (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:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. none

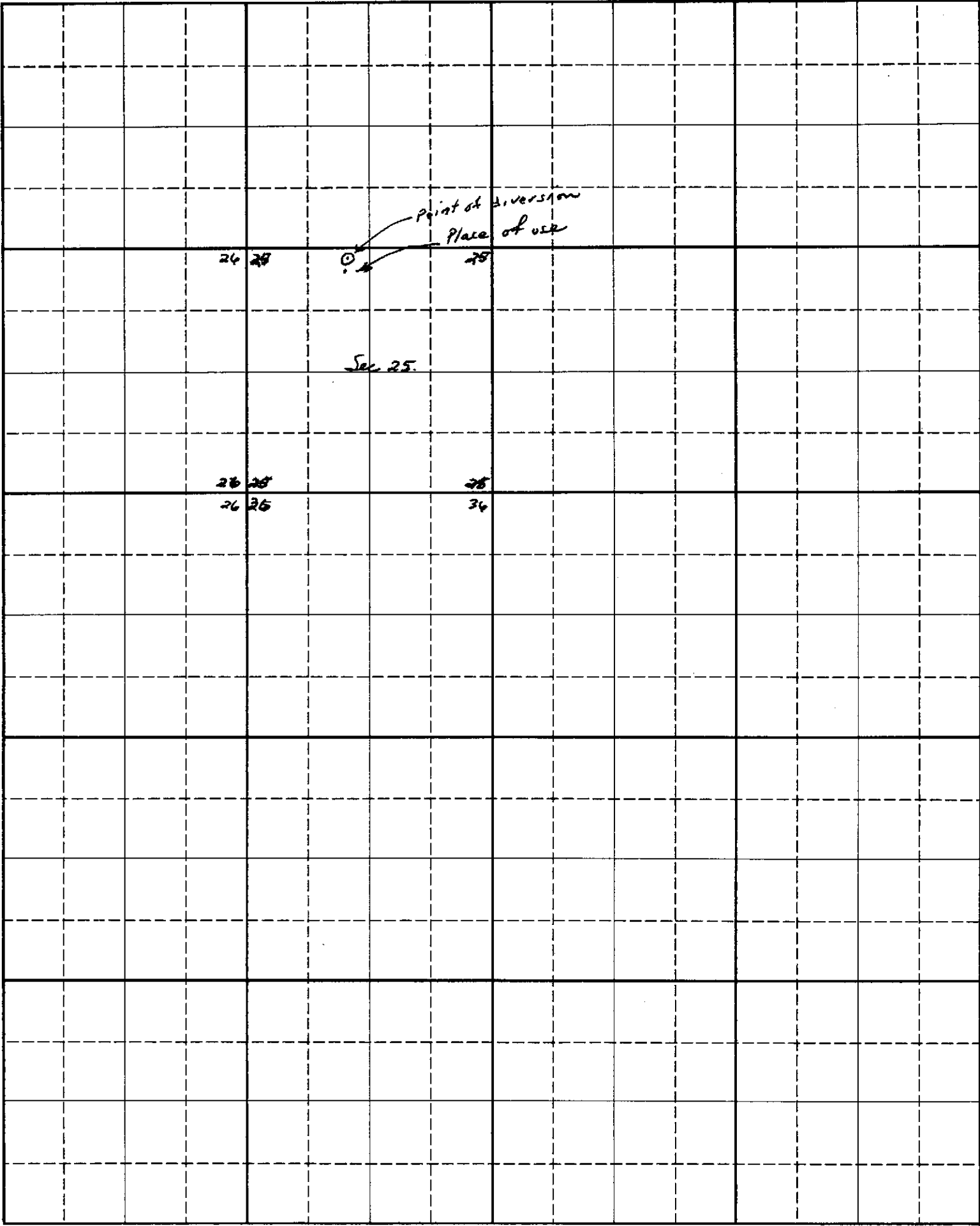
9. a. Who owns the property at the point of diversion applicant

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 _____

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

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.

X Ray L. Heath
(Applicant)

50 7030

Received by CR Date 9-26-72 Time 1:10 p.m.
Received by ej Date 9-15-72 Time 10:30am
Preliminary check by FE Fee \$ 10.00 rec'd # 8446
Receipted by FE Date 9/27/72
Publication prepared by CR Date 9-29-72
Published in Bonnors Ferry Herald
Publication dates 10-5 & 10-12-72
Publication approved CR Date 10-16-72
Priority reduced to 9-26-72 Reason Acceptable App.

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by D

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7063, 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 December 1, 1973.
- c. Other: _____

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

Witness my hand this 7th day of November 1972.

P. Karl Higginson
Director

Identification No. _____

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR _____ SEC. F1.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant LAY L. AND AUDRAE HEATH
post office address P.O. Box 821 - MAIBO CALIF 90265
2. Source of water supply Spring which is a tributary of Kootenai River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 65N
Range 1E B.M. Boundary County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into water way at a point in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25 Township 65N Range 1E B.M. Boundary.

4. Water will be used for the following purposes:

- Amount .03 for Domestic ~~Stockwater~~ purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount .03 for Stockwater purpose from Jan 1 to Dec 31 (both dates inclusive) 9/15/72 BDF
(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. .03 cubic feet per second and/or
- b. _____ acre feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Spring development, storage tank, Pipeline

- 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 1 years.

- b. Estimated construction cost is \$ 1500.00.

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 NW $\frac{1}{4}$ of Section 25 Township 65N
Range 1E B.M. 9/15/72 BDF see map

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 50 head Beef.

(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: _____

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

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

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. None Known.

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

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

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 _____

A hand-drawn map on a grid background. A horizontal line is drawn across the middle of the grid. A point on this line is labeled "Point of Use" with an arrow pointing to it from the right. From this point, a line goes diagonally up and to the left, ending at a point labeled "Point of Diversion" with an arrow pointing to it from the right. To the left of the "Point of Diversion", there are two sets of numbers stacked vertically: "23 24" on top and "26 25" on the bottom.

x Ray R. Heath
(Applicant)

Received by ej Date 9-15-72 Time 10:30 A
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

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

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 _____, 19____.
 - c. Other: _____

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

Witness my hand this _____ day of _____ 19____.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)			Application No. _____ Name <u>Ray L and Audrae Heath</u>
(2)			Check: ☐ Signature — <u>Should be signed by both parties</u> ☒ Point of Diversion <u>Separate</u> — ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U <u>Added</u> — ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)			In form for advertising _____
(6)			Affidavit of Publication received _____
(7)			Final date for protests _____ Protests received: yes _____ no _____
(8)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____ _____ _____
(13)			Action recommended: ☐ Approve _____ Priority _____ ☐ Deny _____ Reason for Reduction _____ _____ See attached sheet for conditions of approval _____ No conditions for approval
(14)			District _____ By _____ Date _____ Title _____

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>9/27/72</u>	Application No. <u>98-7063</u> Name <u>Ray L. and/or Audrae Heath</u>
(2)	<u>FE</u>	<u>9/27/72</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>FE</u>	<u>9/27/72</u>	In form for advertising <u>OK</u>
(6)	<u>CR</u>	<u>10-19-72</u>	Affidavit of Publication received <u>10-19-72</u>
(7)	<u>CR</u>	<u>9-29-72</u>	Final date for protests <u>OCTOBER 23, 1972</u> Protests received: yes <u> </u> no <u>✓</u>
(8)			Date and Place of hearing <u> </u> Decision reached at hearing <u> </u>
(9)			Located within Water District No. <u> </u>
(10)			Critical groundwater area: yes <u> </u> no <u>✓</u>
(11)			Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(12)			Comments: <u> </u> <u> </u> <u> </u>
(13)	<u>FE</u>	<u>10/26/72</u>	Action recommended: ☒ Approve Priority <u>9/26/72</u> ☐ Deny Reason for Reduction <u> </u> See attached sheet for conditions of approval
	<u>FE</u>	<u>10/26/72</u>	No conditions for approval
(14)	<u>FE</u>	<u>10/26/72</u>	District <u>North</u> By <u>Fred E. [Signature]</u> Date <u>10/26/72</u> Title <u>Supervisor I</u>

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Boundary } ss.

OCT 19 1972

W. H. Chubb

first duly sworn upon his oath, deposes and says that he is the publisher of the Bonnerr's 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 Department of Water Administration

the advertisement of Idaho Department of Water Administration

a Notice of Application for water permit- Heath
No. 98-7063

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 Oct. 5, 1972, and ending with the issue dated Oct. 12, 1972

, bookkeeper

Subscribed and sworn to before me this 14 day of Oct, 1972

C Don Kerby
Notary Public in and for the County of Boundary, State of Idaho,
Residing at Bonners Ferry, Idaho
My commission expires Jan. 12, 1974

98 7063

WATER PERMIT
Notice is hereby given that Ray
Heath for Andras Heath, P. O. Box
821, Malibu, California, have on Sep
23, 1972, submitted Application
for a permit to divert water by
means of storage tank and pipeline
within the NE1/4NW1/4, Sec. 25, T.
65N, R. 1E, B.M., Boundary County
to be used from Jan. 1 to Dec. 31
for domestic (0.03 cfs) and stock-
watering purposes (0.02 cfs) within
the NE1/4NW1/4, Sec. 25, T. 65N, R.
1E, B.M.
If issued, this permit will be per-
mit must be filed with the Idaho
Department of Water Administra-
tion, 401 Front Ave., Coeur d'Alene,
Idaho, 83814 on or before October
23, 1972.
E. KEITH HIGGINSON
Director
Published in the Bonners Ferry

August 17, 1983

RE: Water Right No. 98-7063

Ray L. &/or Audrae Heath
Box 1009
Bonners Ferry, ID 83805

Dear Mr. and Mrs. Heath:

Enclosed is a copy of your approved application for transfer of the above referenced water right.(Transfer No. 2874).

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: JK

1. Right number 98-7063 Applicant _____
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
correct location ☒ Other Change Range from 1E to 1W ✓
4. Check:
☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
☒ Description of original point of diversion.
☒ Description of original place of use.
5. Amount of land &/or water transferred:
☒ All of right.
☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
☒ Check description of point(s) of diversion.
☒ Check description of place of use.
☒ Check map (shows p.d. and p.u. after transfer).
☒ Check for correct signature, notarization, and fee.
☒ Check proof of ownership of right &/or land from which water is transferred.
☒ Check for expansion in use of right. Comments _____

☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A

j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

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

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By Bob H. Date 8-15-83
No special conditions recommended

RECEIVED
JUN 17 1983
Department of Water Resources

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On April 22, 1983, Ray L. &/or ^{AUDRAE} Andrae Heath filed with the Department of Water Resources Application for Transfer of Water Right License No. 98-7063. The original water right is for 0.05 cfs of water from a spring tributary to the Kootenai River, used for Stock and Domestic purposes, with a diversion point and place of use in the NENW Sec 25 T65N R1E, B.M. The date of priority is September 26, 1972.

The purpose of the transfer is to correct the legal descriptions for the diversion point and place ^{of USE} to show the NENW Sec 25 T65N R1W, B.M.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814, on or before May 23, 1983.

KEN DUNN, Dir.

Published in the Bonners Ferry Herald on May 5 and 12, 1983.

UNRECORDED

Bob
Does this have
to get re-adv. for
this?

Will run
5/12 & 19/83
P/D ant 5/31/83
willed 3X

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

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KEN DUNN, Dir.

Published in the Bonners Ferry Herald on May 5 and 12, 1983.

MICROFILMED

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

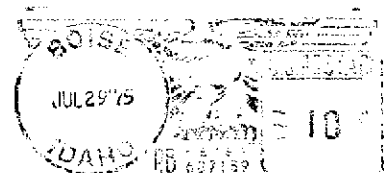
WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720


**NOT DELIVERABLE
AS ADDRESSED —
UNABLE TO FORWARD**

Ray L. &/or Audrae Heath
P. O. Box 821
Malibu, CA 90265



RECEIVED

Department of Water Resources

Re-sent to:
Port Hill, ID 83853

8-6-75

sh



MICROFILMED

July 29, 1975

Re: Permit No. 98-7063

Ray L. &/or Audrae Heath
P. O. Box 821
Malibu, CA 90265

Dear Mr. & Mrs. Heath

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

C
O
P
Y

RECEIVED

RECEIVED

NOV 5 1976

3. Water will be used for the following purposes:

Other uses: _____

- Other Points of Diversions: _____

Description of diverting works: Developed spring w/storage tank and pipeline to place of use.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

MICROFILMED

TOTAL ACREAGE

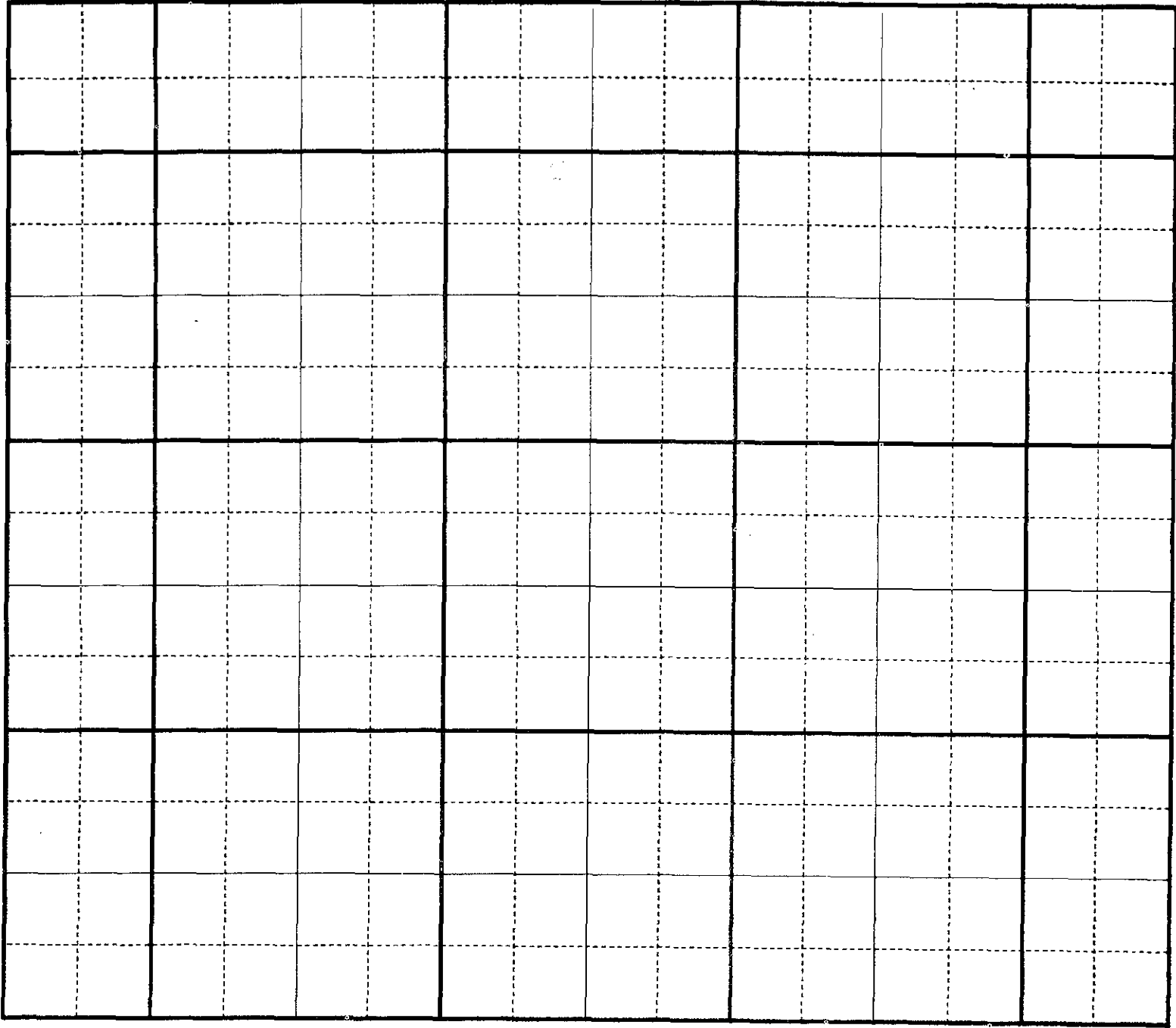


Diagram of System

DATE OF EXAM 7/15/75

ACREAGE

Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s.	V= _____	AF/Ann. from _____	to _____
Domestic Q= <u>.03</u> c.f.s.	V= <u>1.2</u>	AF/Ann. from <u>1/1</u>	to <u>12/31</u>
Livestock Q= <u>.02</u> c.f.s.	V= <u>.7</u>	AF/Ann. from <u>1/1</u>	to <u>12/31</u>

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 .05 cfs Method of measurement estimated

Total Q recommended .05 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.9 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

Developed Spring with storage tank and piped to place of use

REMARKS:

Water is used for domestic purposes for 1 household and stockwater for 50 head of beef cattle.

Examiner's Signature [Signature] Date 7/15/75

Checked by [Signature] Date 7/18/75

Approved by _____ Date _____

November 7, 1973

Re: Permit No. 98-7063

Ray L. &/or Audrae Heath
P. O. Box 821
Malibu, California 90265

Dear Mr. & Mrs. Heath:

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 exam, please contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

98 7063

Identification No. 98-7063

Permit No. 98-7063

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
NOV 1 1972
Department of Water Reclamation

1. a) Name of Permit Holder Ray L. and/or Audrae Heath
b) Post Office Address P. O. Box 821 Malibu, Calif. 90265
2. Permit Number 98-7063
3. Date of Priority that you are prepared to establish September 15, 1972
4. a) Source from which water was appropriated Unnamed Springs
b) Location of the point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 25
Township 65N, Range 1E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .03 cfs for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .02 cfs for Stockwater purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount YOSKATE for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .05 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: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Developed spring with storage tank and pipeline to place of use.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

Exam typed 11/7/73 by jc

98-7063

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic and Stockwater

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

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.

October 29, 1973
(Date)

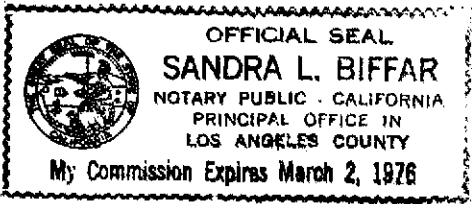
Ralph Heath - Andrew Heath
(Signature)

State of California
County of Los Angeles ss.

On this 29th day of October, 19 73, 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 3-2-76

Sandra L. Biffar
Notary Public residing at Santa Monica
California



SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐ Show address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

DATE DELIVERED

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

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

1

2

3

Richard Heath

24898

10/4/73

ES

U.S. POSTAL SERVICE
OFFICIAL BUSINESS

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



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



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

October 1, 1973

CERTIFIED MAIL

#24898

Re: Permit No. 98-7063

Ray L. &/or Audrae Heath
P. O. Box 821
Malibu, California 90265

Dear Mr. & Mrs. Heath:

One of the conditions of approval of your water Permit No. 98-7063 (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 December 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

98 7063

November 9, 1972

Re: 98-7063

Ray L. and/or Audrae Heath
P. O. Box 821
Malibu, California 90265

Dear Mr. and Mrs. Heath:

Enclosed is a copy of your approved Application for Permit No. 98-7063. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

98 7063

September 29, 1972

Re: Application No. 98-7062 - Gerald A. &/or Irene Tinkess
" " 98-7063 Ray L. &/or Audrae Heath

Bonnors Ferry Herald
212 Main
Bonnors Ferry, ID 83805

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor
Northern District

Bill submitted 10-26-72 by ce

FE:CR

Enc: Legal Notices (2)

98 7063

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83305

State of Idaho
Department of Water Administration
401 Front Ave. Rm. 209
Coeur d'Alene, Idaho 83814

1972

Oct. 5 Notice of App. for Water-#98-7063-
Heath-26 lines 2 times

\$ 6.24

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

SIGNED:

Bonners Ferry Herald
BY: *Rich. H. Hays*

98 7063

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ray L. &/or Audrae Heath,

P.O. Box 821, Malibu, California

have ~~xxx~~ on September 26, 1972 submitted Application No. 98-7063

for a permit to appropriate 0.05 cubic feet per second ~~acre feet per annum~~

of water from an Unnamed Spring, tributary of Kootenia River

by means of storage tank and pipeline

within the NE1/4, Sec. 25, T. 65N, R. 1E, B.M., Boundary County

to be used from Jan. 1 to Dec. 31

for domestic (0.03 cfs) and stockwatering purposes (0.02 cfs)

within the NE1/4, Sec. 25, T. 65N, R. 1E, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before October 23, 1972.

R. KEITH HIGGINSON

Director

Published in the Bonnors Ferry Herald, Bonners Ferry, Idaho

on October 5 and October 12, 1972

98 7063

NOTICE OF APPLICATION FOR

WATER PERMIT

Notice is hereby given that Ray L. and/or Audree Heath, P. O. Box

821, Malibu, California have on September 26, 1972 submitted Application No. 98-7063 for a permit to appropriate 0.05 cubic feet per second of water from an unnamed spring,

tributary of Kootenai River by means of storage tank and pipeline within the NE1/4NW1/4, Sec. 25, T. 65N, R. 1E, B.M., Boundary County

to be used from Jan. 1 to Dec. 31 for domestic (0.03 cfs) and stockwatering purposes (0.02 cfs) within the NE1/4NW1/4, Sec. 25, T. 65N, R. 1E, B.M.

If issued, this permit will be permitted must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before October 23, 1972.

R. KEITH HIGGINSON

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on October 5 and October 12, 1972.

98 7063

0.4
10-3-72
C

September 29, 1972

Re: Application for Permit No. 98-7063

Ray L. Heath
P.O. Box 821
Malibu, CA 90265

Dear Mr. Heath:

Attached herewith is your receipt No. 8446 in the amount of \$10 for the filing fee on the above referenced application, which was received in this office.

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor
Northern District

FE:CR

Enc: Receipt

98 7063

98-7063

September 25, 1972

Ray L. Heath
P.O. Box 821
Malibu, CA 90265

Dear Mr. Heath:

Your letter of September 15, 1972 has been forwarded to our Northern District Office, and in researching our files, we did not find any record of water rights on the property you described. However, this does not mean that there are no water rights. We have no way of knowing if any "use" or Constitutional Water Rights have been established. This would pertain to the water being used within the past five years and put to beneficial use.

Water rights of the Constitutional nature may be recorded by filing a Claim to a Water Right with this Department, if the water was first used prior to May 20, 1971. After this date, you must file an Application for Permit with our Department before you can divert any public waters within the State of Idaho. We have enclosed, for your convenience, both of these forms with instructions.

If you should have any questions, or if we can be of further assistance, please feel free to contact this office.

Very truly yours,

Ervin E. Ballou
Water Resource Examiner
Northern District

EEB:cr

Enclosures

P.S. We suggest that you contact the local County Tax Association if you wish information pertaining to gas, oil, and mineral rights.

98 7063

Ray L. Heath

P.O. Box 821

Malibu, California 90265

RECEIVED

SEP 15 1972

Department of Water Administration
Boise, Idaho Office

RECEIVED

SEP 18 1972

September 15, 1972
Department of Water Administration

Bureau of Reclamation

State House

Boise, Idaho 83707

Dear Sirs,

My wife and I recently bought some property in Boundary County in Northern Idaho. Upon reading the title insurance policy we find that no previous owner has filed for the mineral, oil, gas and other Hydrocarbon rights on the property. We would like to do this since we now are the owners. Can you please advise us as to what your state requires? The description of the property is: the North Half of Section Twenty-Five (25), Township Sixty-Five (65) North, Range One (1) West. B.M.

Sincerely,

Ray L. Heath

98 7063

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

Ray L. Heath
P.O. Box #821
Malibu, California 90265

Dear Mr. Heath:

We are returning your Application for Permit along with your check #90-2221 in the amount of \$10.00. We have taken the liberty of typing your application. Please notice that we have added stockwater under item #4 and have changed the total amount under item #5 to .05cfs. Under item #8a(4) list the number of families that will use the domestic water. After reviewing all items on the application for errors and completing item #8a(4), please sign on the bottom of page three and return to our department and we will continue with the processing.

If you should have any questions, please feel free to contact us.

Very truly yours,

Fred Eisenbarth
Water Resource Examiner I

enc. : application for permit
check #90-2221 for \$10.00

98 7063