

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

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 Department of Water Administration

a Notice of Application for water permit/Max Leroy Owen

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 Aug. 5, 1971, and ending with the issue dated Aug. 12, 1971.

William H. Chubb

Subscribed and sworn to before me this 27 day of August, 1971.

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

98 7043

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Max Leroy Owen, Box 818, Bonners Ferry, Idaho, has on July 8, 1971 submitted Application No. 98-7043 for a permit to appropriate 0.01 cubic feet per second of water from spring by means of pipe and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 61N, R. 1E, B. M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 61N, 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, Statehouse, Boise, Idaho, 83707.

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the advertisement of **Idaho Department of Water Administration**

a **Notice of Application for water permit/Max Leroy Owen**

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 Aug. 5, 1967, and ending with the issue dated Aug. 12, 1967.

William H. Chubb

Subscribed and sworn to before me this 27 day of August, 1967.

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Max Leroy Owen, Box 818, Bonners Ferry, Idaho, has on July 8, 1971 submitted Application No. 98-7043 for a permit to appropriate 0.01 cubic feet per second of water from spring by means of pipe and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 61N, R. 1E, B. M., Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 61N, 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, Statehouse, Boise, Idaho 83707,

on or before August 23, 1971.
R. KEITH HIGGINSON,
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on Aug. 5 and Aug. 12, 1971-idwa

98 7043

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LISTING OF RIGHTS

03/04/81

INDICATES TOTAL		SOURCE: SPRING		TRIBUTARY TO: SINKS					
RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT	
98-4059	SHEARER, CLEVE D. SHEARER, REBECCA P.O. BOX 173 BONNERS FERRY ID 83805	10-01-1903	STOCKWATER	01-01 12-31	.70 AFA .02 CFS	NWSW S30 T62N R02E (LT03)	NESW S30 T62N R02E	BENEFICIAL USE	
			DOMESTIC	01-01 12-31	1.20 AFA .03 CFS		SAME AS OTHER USE		
					* 1.90+AFA * .05+CFS				
98-0111	KIDD, JOHN 9121 SHELLEY DR. GARDEN GROVE CA 92641	02-27-1909	IRRIGATION	03-15 11-15	.02 CFS	SESW S30 T62N R02E	SESW(02) S30 T62N R02E	BENEFICIAL USE	
							* 2 ACRES*		
			STOCKWATER	01-01 12-31	.40 AFA .02 CFS		SAME AS OTHER USE		
			DOMESTIC	01-01 12-31	1.20 AFA .04 CFS		SAME AS OTHER USE		
					* ---+AFA * .08+CFS				
98-0113	ATKINS, CHARLES ATKINS, DELLA RT. 1 BOX 504 BONNERS FERRY ID 83805	01-01-1925	STOCKWATER	01-01 12-31	.70 AFA .02 CFS	SWNW S18 T61N R02E (LT02)	LT02 (SWNN) S18 T61N R02E	BENEFICIAL USE	
7043	OWEN, MAX LEROY RT. 1 BOX 497 BONNERS FERRY ID 83805	07-13-1971	DOMESTIC	01-01 12-31	1.20 AFA .01 CFS	NWSE S12 T61N R01E	NWSE S12 T61N R01E	LICENSE	

PLEASE NOTE

This water right is currently involved in an adjudication procedure. Insure that the regional office is notified of any changes or correspondence.

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 98-7043 Priority July 13, 1971 Amount 0.01 cfs
(late proof)

THIS IS TO CERTIFY, that MAX LEROY OWEN
of Bonnors Ferry, Idaho, has complied with the terms and conditions of Permit
No. 98-7043 issued pursuant to Application for Permit dated July 8, 1971,
and has submitted proof to the Department of Water Administration on October 6, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.01 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from an unnamed spring
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.01 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.01 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12, Twp. 61 N, Rge. 1 E, B.M.
in the county of Boundary; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1.2 acre feet per year ~~HK~~

~~_____ acre feet per year.~~

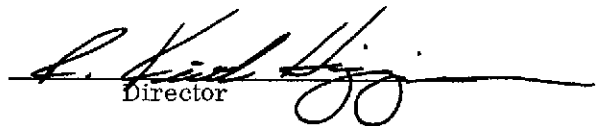
Description and location of place of use:

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 $\frac{1}{4}$	
61N	1E	12														X			

Total number of acres irrigated _____

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 9th day of
November, 19 73.


Director

98 7043

Identification No. 98-7043

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

LICENSE ISSUED FOR 20 SEC. F. APPLICATION FOR PERMIT
LICENSE PAGE NO. _____

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

1. Name of applicant Max Leroy Owen
post office address Box 818, Bonners Ferry, Idaho 83805
2. Source of water supply Spring which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61N
Range 1E B.M. Boundary County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Spring Drainage Area at a point in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61N Range 1E B.M. _____
4. Water will be used for the following purposes:
Amount 0.01 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. (4 gal. per minute) .01 c/s ~~acre feet per annum~~ Domestic
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Piped to storage tank using 1 h.p. pump from small seeping spring which flows 2 gallons per minute now, and hope to increase the flow to 4 gallons per minute.
- 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 \$ 250.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61N
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 two horses
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water two
(5) If water is to be used for other purposes describe: House and garden usage

98 7043

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

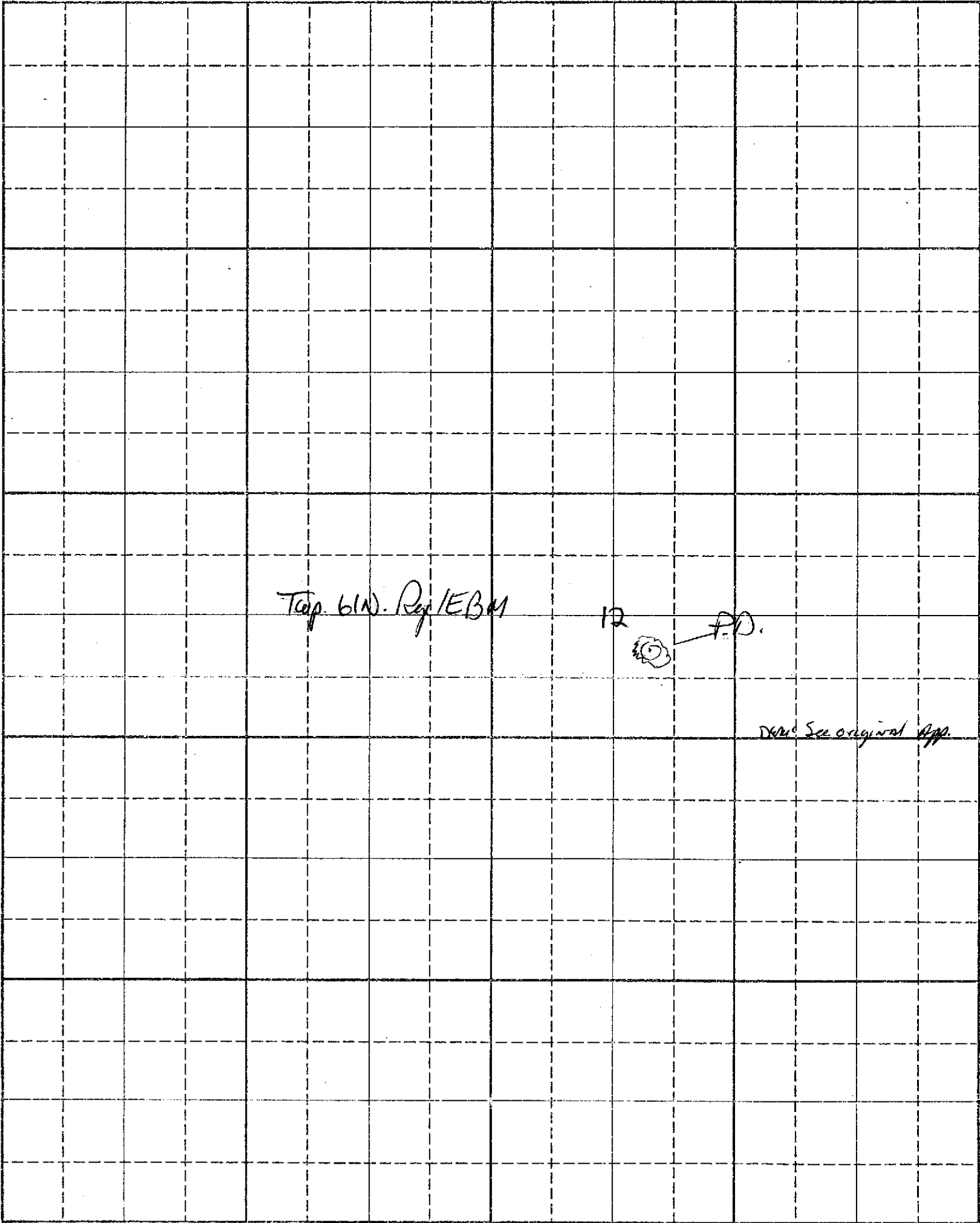
9. a. Who owns the property at the point of diversion Max Leroy Owen

b. Who owns the land to be irrigated or place of use Max Leroy Owen

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 This little spring is to furnish our house and garden with water and the two horses as listed above. The spring seeps out of a bank, runs about 30 feet, and disappears again. It is not used by anyone, nor will it affect anyone near me.

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.

Max L. Owen
(Applicant)
Max Leroy Owen

Received by vh Date 7-8-71 Time 8:00 am

Preliminary check by De Fee \$ 10.00 # 6879

Receipted by vh Date 7-13-71

Publication prepared by cr Date 7-23-71

Published in Bonniers Ferry Herald

Publication dates 8-5 & 8-12-71

Publication approved ds Date 9-1-71

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DSJ/DFC/1

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. 98-7043, and said application is hereby APPROVED.

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

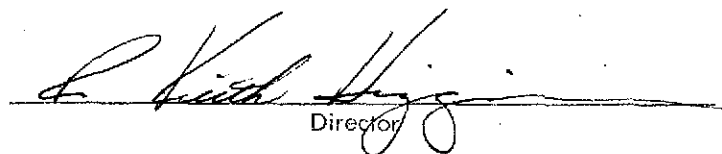
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1972.

c. Other: _____

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

Witness my hand this 28th day of September, 1971.


Director

98 7043

Identification No. 98-7043

Application No. _____

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 Max Leroy Owen
post office address Box 818 - Bonanza Ferry Idaho 83805
2. Source of water supply Spring which is a tributary of you
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61 N
Range 1 B.M. East Boundary additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Spring-Drainage Area at a point in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61 Range 1 B.M. East

4. Water will be used for the following purposes: House + Garden + 2 horses.
Amount .01 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: Per minute
a. 4 gals cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Piped to storage tank using 1hp pump from small seeping spring which flows 2 gals per min now & hope to increase the flow to 4 gals per min.
b. Height of storage dam None 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 MONTH year
b. Estimated construction cost is \$ 25000.

8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 61
Range 1 B.M. East
(2) Amount of power to be generated: None hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 2 horses
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.
(5) If water is to be used for other purposes describe: Garden + usage

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below: NONE

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 NONE

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 Max Leroy Owen

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

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

10. Remarks This little spring is to furnish our house & garden with water & the 2 horses as listed above. The spring seeps out of a bank run about 30 feet and disappears again. It is not used by anyone nor will it affect anyone near it.

M. O.

house
Map of pro
and range n

A blank sheet of graph paper featuring a grid of squares. The grid consists of 10 columns and 10 rows. In the top-left corner, there are some faint handwritten marks, including what appears to be a small circle and some illegible scribbles. The rest of the page is empty.

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.

(Applicant) Ray L. Chiles

Max Leroy Ames

98 7043

*Type & Send
Back to Signature*

38 7043

Received by V.A. Date 7-8-71 Time 8:00 A
Preliminary check by [Signature] Fee \$ 10.00 # 6879
Received by [Signature] Date 7-13-71
Publication prepared by cr Date 7-23-71
Published in Bonnors Ferry Herald
Publication dates 8-5 & 8-12-71
Publication approved [Signature] Date 9-1-71
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

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Permit No. 98-7043)
in the name of MAX LEROY OWEN)

ORDER OF REINSTATEMENT

WHEREAS, on July 8, 1971, Max Leroy Owen filed with the Department of Water Administration an application for permit to appropriate 0.01 cubic feet per second of water from an unnamed spring within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 12, Twp. 61 N, Rge. 1 E, B. M., Boundary County, to be used for domestic purposes; and,

WHEREAS, on September 28, 1971, the Department approved said application and issued Permit No. 98-7043 with the condition that proof of construction of works and application of water to beneficial use be submitted on or before October 1, 1972; and,

WHEREAS, on August 1, 1972, the Department notified the permit holder by certified mail that proof of beneficial use was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on October 5, 1972, the Department notified the permit holder that Permit No. 98-7043 had lapsed for failure to submit the required proof of beneficial use; and,

WHEREAS, on October 6, 1972, the Department received the required proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

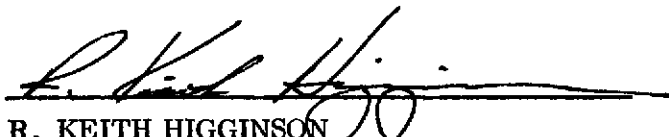
WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 98-7043 be REINSTATED and the priority advanced to July 13, 1971.

Dated this 8 day of December, 1972.



BDF:DR


R. KEITH HIGGINSON
Director

98 7043

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County of Boundary } ss.

W. E. Chubb

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William E. Chubb

Subscribed and sworn to before me this **27** day of **August**, 19**71**

Dorothy J. Plum

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

98 7043

NOTICE OF APPLICATION FOR
WATER PERMIT
I, Max Leroy Owen, of
Boundary County, Idaho, do hereby
apply for a permit to divert
and use for irrigation purposes
a certain amount of water from
the NE 1/4 of Sec. 12, T. 6N, R.
3E, Boundary County, to be
diverted from 1 to Dec. 31 for
irrigation purposes within the NE 1/4
of Sec. 12, T. 6N, R. 3E, B. M.
The water right is to be
diverted from the main canal
of the project and the water
right is to be used for
irrigation purposes.

Director
Published in the Bonners
Ferry Herald, Bonners Ferry, Idaho, on
Aug. 5 and Aug. 12, 1971-idwa

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

W. E. Grubb

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Subscribed and sworn to before me this 27 day of August, 1971.
Donna J. Pluss
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

98 7043

NOTICE OF APPLICATION FOR WATER PERMIT

It is hereby given that Max Leroy Owen, Bonners Ferry, Idaho, has on July 13, 1971, submitted Application No. 98-7043 for permit to appropriate 0.01 cubic feet per second of water from spring means of pipe and pump within NW 1/4 Sec. 14, T. 61N, R. 11E, B. 1E, Boundary County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE 1/4 Sec. 12, T. 61N, R. 11E, B. 1E.

It is further stated that this permit will be subject to all prior water rights. Protests against the granting of the permit may be filed with the Idaho

W. E. Grubb, Publisher
Director
Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on Aug. 5 and Aug. 12, 1971-Idwa

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2190



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

November 13, 1973

Re: Permit No. 98-7043

Max Leroy Owen
Route 1, Box 497
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

98 7043

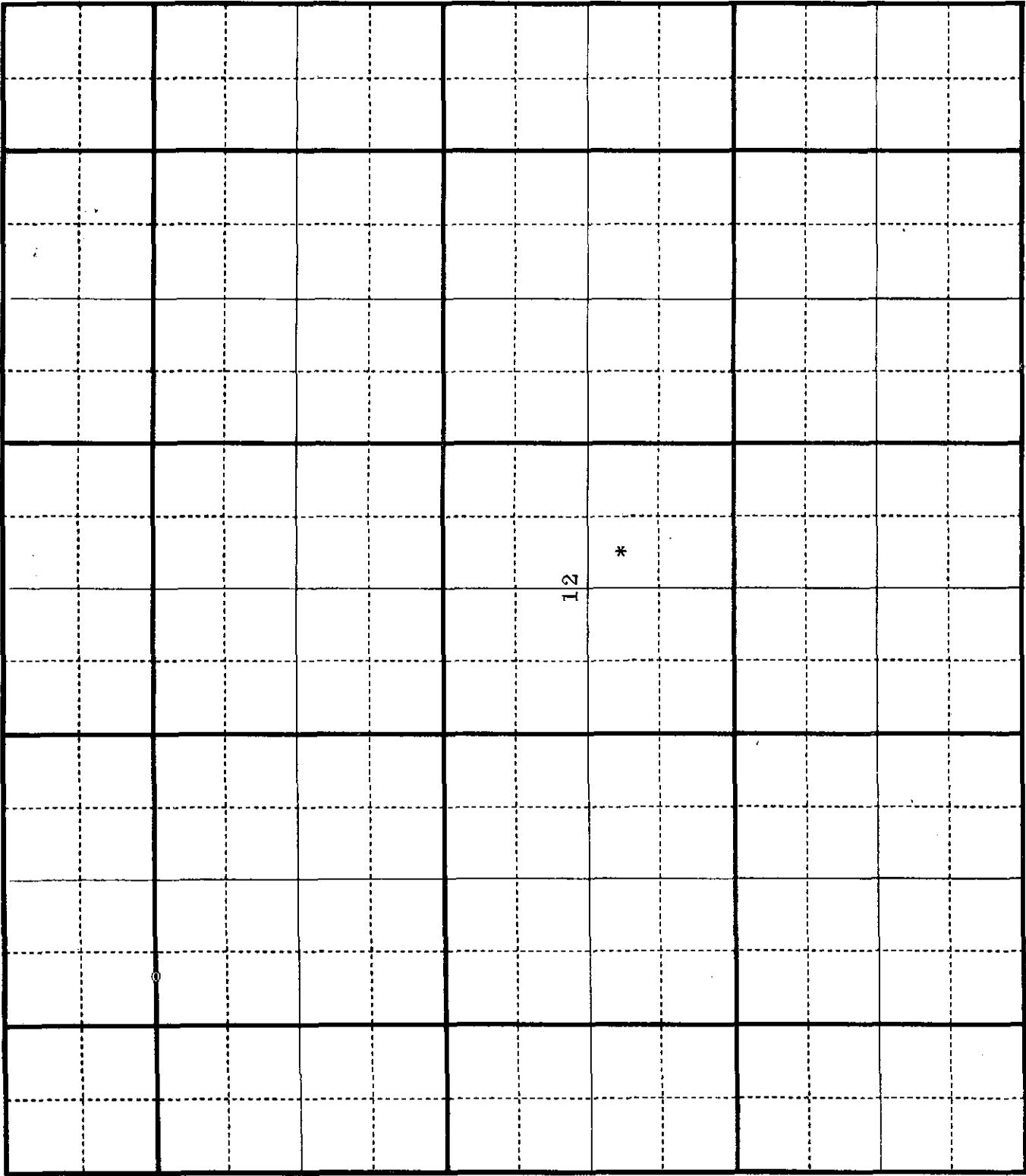


Diagram of System

DATE OF EXAM May 3, 1973

ACREAGE
Found 0
Recommended 0

Irrigation Requirement 0 Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= 0.01 c.f.s. V= 1.2 AF/Ann. from Jan. 1 to Dec. 31
Livestock Q= c.f.s. V= AF/Ann. from to

Is water co-mingled? yes no X

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Exchange? yes no X

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 Estimated Method of measurement

Total Q recommended 0.01 cfs Meter No. Type Condition

Total V recommended 1.2 AF/A

Recommended Amendments:

P.D.
Place of Use
Other
None X

MEASUREMENT CALCULATION:

Estimated. Amount of water to be licensed is limited to
the amount listed in the permit.

SYSTEM DESCRIPTION:

Spring box with plastic pipe to two (2) houses. Pump and motor.
One trailer house and one new home being built.

REMARKS:

No one home at time of exam. When exam was made, there was no irrigation.

Examiner's Signature Paul E. Bumbuth Jr. Date 5/3/73

Checked by Erwin C. Ballou Date 5-16-73

Approved by Paul E. Bumbuth Jr. Date 5/3/73

RECEIVED

1972

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Department of Water Administration

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Oct 6 - 1972
JF
late

1. a) Name of Permit Holder Max Leroy Owen
- b) Post Office Address Rt. 1 - Box 497
2. Permit Number 98-7043
3. Date of Priority that you are prepared to establish Aug. 17, 1971
4. a) Source from which water was appropriated Spring
- b) Location of the point of diversion: NW 1/4 SE 1/4, Section 12
Township 61N, Range 1E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 0.01 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
- b) Total amount appropriated 4 gals per min. 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: I estimate, about 4 gals per min from spring

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) Water is pumped from spring to pressure tank then to house, garden, & orchard
- b) Describe the type and size of measuring device which you have installed at your point of diversion: none

- c) Give well drillers name and address and date the well was completed none

Exam typed 12-11-72 by AK

98 7043

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use no

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: no

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	

10. Remarks: The water is used solely for house, garden & my small orchard. Total number of acres irrigated None

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

10/5/72 (Date) May L. Over (Signature)

State of Idaho ss.
County of Boundary

On this 24th day of November, 19 72, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he ~~(she)~~ (they) executed the same.

Barbara Spranger
Notary Public residing at Shawnee Ferry, Id

My commission expires 2-29-76

December 11, 1972

Re: Permit No. 98-7043

Mr. Max Leroy Owen
Route 1, Box 497
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed please find an Order of Reinstatement; you will note that the priority has been advanced to July 13, 1971, under this 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 exam 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 Avenue, Room 209, Coeur d'Alene, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Order

bc: Northern District Office
Enc: Field exam report

98 7043

October 10, 1972

Re: Permit No. 98-7043

C
Mr. Max Leroy Owen
Route 1 - Box 497
Bonners Ferry, Idaho 83805

O
Dear Mr. Owen:

We are herewith returning your proof affidavit submitted in connection with the above referenced permit. Please be advised that the affidavit must be signed before a notary public before we can accept it.

P
We wish also to advise you that the affidavit must be returned on or before December 4, 1972, in order for the Department to be able to reinstate this permit.

If you have any questions regarding this matter, please let us know.

Very truly yours,

Y
BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

98 7043

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

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

October 5, 1972

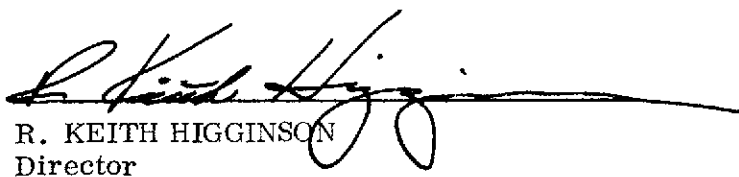
Re: Permit No. 98-7043

Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit 98-7043 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:DR

98 7043

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 to whom, date and address
where delivered



Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

23884

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

88 7043

DATE DELIVERED

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

AUG 7 - 1972

3

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office



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

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

62 2043

August 1, 1972 CERTIFIED MAIL

* 23884

Re: Permit No. 98-7043

Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

One of the conditions of approval of your water Permit No. 98-7043 (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 October 1, 1972. 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
dr

98 7043

October 1, 1971

Re: Permit No. 98-7043 - Max Leroy Owen

C
Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

O
Dear Mr. Owen:

Enclosed is a copy of your approved Application for Permit No. 98-7043. We direct your attention to the conditions of approval as listed on the fourth page.

P
Very truly yours,

BOBBY D. FLEENOR
Assistant Director

Y
BDF:cr

Enclosure

98 7043

September 14, 1971

H

Mr. Max Leroy Owen
Post Office Box #818
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

We are once again returning your application for permit, as we find in reviewing it that your signature is in error. The signature on page three must appear in the exact manner as it appears under item #1, page one of the application.

As soon as you have returned the application properly signed, we will continue with its processing.

If you should have any further questions, please do not hesitate to contact this office.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enclosure

98 7043

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401
(208) 523-7186



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Irrigation and
Flood Control Districts
Waste Disposal Wells
Stream Channel Protection

July 27, 1971

Re: Application for Permit No. 98-7043

Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

While processing your application for permit, we have taken the liberty of retyping it for clarity purposes. Please sign the application on Page 3 and re-submit it so that we may continue with its processing.

Your assistance in this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CR

Enc: Application for Permit

98 7043

September 3, 1971

Re: Application for Permit No. 98-7043

C Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

C Dear Mr. Owen:

C On July 27, 1971, the Department forwarded a typed form for your signature in connection with the above referenced application. Please be advised that the Department is prepared to take final action on your application, however we cannot do so until you return the application form.

P May we please hear from you regarding this matter by return mail.

P Very truly yours,

Y Donald W. McEldowney
Appropriation Supervisor

DWM:DR

98 7043

August 26, 1971

Re: Application for Permit No. 98-7043 - Max Leroy Owen

Bonnars Ferry Herald
212 Main
Bonnars Ferry, Idaho 83805

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on August 5 and August 12, 1971.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB

98 7043

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Eastern District Office
240 South Holmes Avenue
Idaho Falls, Idaho 83401
(208) 523-7186



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Irrigation and
Flood Control Districts
Waste Disposal Wells
Stream Channel Protection

July 27, 1971

Re: Application for Permit No. 98-7043

Max Leroy Owen
Box 818
Bonners Ferry, Idaho 83805

Dear Mr. Owen:

While processing your application for permit, we have taken the liberty of retyping it for clarity purposes. Please sign the application on Page 3 and re-submit it so that we may continue with its processing.

Your assistance in this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CR

Enc: Application for Permit

July 23, 1971

Re: Application for Permit No. 98-7043 - Max Leroy Owen

Bonniers Ferry Herald
212 Main
Bonniers Ferry, Idaho 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 our 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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

Bill submitted 9-1-71 By ds

DWM/cr
Enc: legal notice

98 7043

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Max Leroy Owen, Box 818,
Bonnere Ferry, Idaho
has on July 8, 1971 submitted Application No. 98-7043
for a permit to appropriate 0.01 cubic feet per second ~~acre-foot per annum~~
of water from spring
by means of pipe and pump
within the NW 1/4, Sec. 12, T. 61N, R. 1E, B.M., Boundary County

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

within the NW 1/4, Sec. 12, T. 61N, 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, Statehouse, Boise, Idaho, 83707, on or before August 23, 1971.

R. KEITH HIGGINSON

Director

Published in the Bonnere Ferry Herald, Bonnere Ferry, Idaho
on Aug. 5 and Aug. 12, 1971.

98 7043

July 13, 1971

Max L. Owen
Box 818
Bonners Ferry,
Idaho 83805

Dear Mr. Owen:

Returned herewith is your receipt No. 6879 in the amount of \$10.00
for your application for permit

which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

98 7043