

6504 26

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Cougar Creek Water Users Association, Inc., c/o Walter Knapp, Coeditor, Inc., has on June 6, 1974 submitted Application No. 197-7059 for a permit to appropriate 2.0 cubic feet per second of water from Cougar Creek by means of reservoir and pipelines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 60N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes for 125 families within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 26, T. 60N, R. 4W, 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 Avenue, Coeur d'Alene, Idaho, 83814 on or before July 1, 1974.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on June 13 and June 20, 1974.

24-21

6-11-74
C.K.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7059 Priority June 6, 1974 Amount 0.27 cfs

THIS IS TO CERTIFY, that Cougar Creek Water Users Association, Inc.
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 97-7059 issued pursuant to Application for Permit dated June 6, 1974,
and has submitted proof to the Department of Water Resources on May 4, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.27 cfs of water from Cougar Creek,
tributary to Priest Lake, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (84 units)	from <u>January 1</u> to <u>December 31</u>	at <u>0.27</u> cfs and	<u>100.8</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.27 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
100.8 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 23, Twp.
60N, Rge. 4W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
60N	4W	23												X					
		26				X			X	X	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 28TH day of
September, 19 82.

Acting for the Director

Norman C Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 97-7059

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. 97-7059

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant COUGAR CREEK WATER USERS ASSOCIATION, INC.
post office address 3 Walter Knapp, Coolin, Idaho

2. Source of water supply Cougar Creek which is a tributary of Priest Lake

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 60N
Range 4 W B.M. Bonner County; additional points of diversion if any: None

b. If water is not consumed, it will be discharged into Priest Lake at a point in SW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 23 Township 60N Range 4W B.M.

4. Water will be used for the following purposes:

Amount 2.0 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. 2.0 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A concrete diversion will be placed in Cougar Creek, to divert water into an 8" line, which will run into a 5000 gallon metal reservoir. The reservoir will have an 8" overflow return line, which will return the unused water to the Creek. A 4" feed line will pipe the water out of the reservoir into the system lines.

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 \$ 10,000

8. Description of proposed uses:

(SEE REMARKS)

a. If water is **not** for irrigation: (see attached map)

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 125 estimated

(5) If water is to be used for other purposes describe: _____

6502 46

Total number of acres to be irrigated.

on individual private wells or pumping from Priest Lake.

- Applicant to make this filing Applicant is a water users association, which has been incorporated.

10. Remarks

11. Map of proposed project:

[illegible]

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.

COUGAR CREEK WATER USERS ASSN., INC.

By: [Signature]
(Applicant) its attorney

97 7039

Received by CP Date 6-3-74 Time 11:30 a.m.
Preliminary check by CP Fee \$ 35.00
Received by CP Date 6-6-74 # 1118
Publication prepared by CP Date 6-7-74
Published in Priest River Times
Publication dates 6-13 & 6-20-74
Publication approved CP Date 7-1-74
Priority reduced to 6-6 Reason No loss
Submitted

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

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 97-7059, 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 July 1, 19 79.
c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 15 day of July, 19 74.

State Reclamation Engineer

[Signature]

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>ZE</u>	<u>6/6/74</u>	Application No. <u>97-7059</u>
(2)			☒ 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
(3)	<u>ZE</u>	<u>6/6/74</u>	In form to receipt
	<u>ZE</u>	<u>6/6/74</u>	Send Copies to: ☒ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>ZE</u>	<u>6/6/74</u>	<u>State of Idaho</u> ☒ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>ZE</u>	<u>6/6/74</u>	In form for advertising
(6)	_____	_____	Located within Water District No. _____
(7)	_____	_____	Critical groundwater area: yes _____ no _____
(8)	_____	_____	Groundwater levels: _____ Decline (comment) _____ _____ Stable (comment) _____ _____ Increasing (comment) _____
(9)	_____	_____	Comments: _____
(10)	<u>cp</u>	<u>7/1</u>	Affidavit of Publication received (date) <u>July 1, 1974</u>
(11)	<u>cp</u>	<u>6/7</u>	Final date for protests <u>July 1, 1974</u> Protests received: yes _____ no ☒
(12)	_____	_____	Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>ZE</u>	<u>7/8/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>ZE</u>	<u>7/8/74</u>	Action recommended: ☒ Approve Priority <u>6/6/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District	<u>Boothman</u>	By <u>[Signature]</u> Date <u>7/8/74</u>

97 7059

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Marie Martin, being duly sworn, says that she is the Co-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Notice of Application for water Permit

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 13th day of June, 1974, and

ending on the 20th day of June, 1974, and that said notice was published in said newspaper proper, and not in supplemental form.

Marie Martin

Subscribed and sworn to before me this

27th day of June, 1974

George Choudry
Notary Public for Idaho,
Residing at Priest River, Idaho.

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Cougar Creek Water Users Association, Inc., c/o Walter Kaapp, Coonlin, Idaho has on June 6, 1974 submitted Application No. 97-7059 for a permit to appropriate 2.0 cubic

feet per second of water from Cougar Creek by means of reservoir and pipelines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 60N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes for 125 families within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26, T. 60N, R. 4W, 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 Avenue, Coeur d'Alene, Idaho, 83814 on or before July 1, 1974.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on June 13 and June 20, 1974.

24-2t

97 7059

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

RECEIVED

The undersigned owner (s) of Permit (Application) No. 97-7059 of the State Reclamation Engineer of the State of Idaho hereby nominates and appoints THOMAS E. COOKE, ATTORNEY AT LAW, whose address is PO Box 788, Priest River, Id., as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 20 day of June, 19 74.

COUGAR CREEK WATER USERS ASSN. INC.

X. Wallin Knapp
President

STATE OF IDAHO)
) ss
County Bonner)

On this 20 day of June, 19 74 personally appeared before me the signer ^{xxx} (s) of the above instrument, who duly acknowledged to me that he ~~xxxxx~~ (she) (they) executed the same.

William M. Lammiman
Notary Public

Residing at Priest River therein

My Commission expires:

10-22-77

97 7059

RECEIVED

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

JUN 21 1974

Department of Reclamation
Boise, Idaho

The undersigned owner (s) of Permit (Application) No 97-7059 of the State Reclamation Engineer of the State of Idaho hereby nominates and appoints THOMAS E. COOKE, ATTORNEY AT LAW, whose address is PO Box 788, Priest River, Id., as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 20 day of June, 19 74.

COUGAR CREEK WATER USERS ASSN. INC.

X. Waller Knapp
President

STATE OF IDAHO)
County Bonner) ss

On this 20 day of June, 19 74 personally appeared before me the signer ^{xxx} (s) of the above instrument, who duly acknowledged to me that he ~~xxxxx~~ (she) (they) executed the same.

William M. Sammons
Notary Public

My Commission expires:

Residing at Priest River therein

10-22-77

97 7059

September 28, 1982

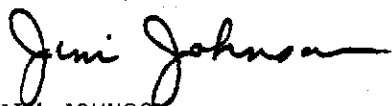
RE: Permit No. 9707059

Cougar Creek Water Users Association, Inc.
c/o Al Robinson
2421 East 45th
Spokane, WA 99203

Dear Mr. Robinson:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



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

August 26, 1982

RE: Permit No. 97-7059

Cougar Creek Water Users Association
c/o Al Robinson, President
2421 East 45th
Spokane, WA 99203

Dear Mr. Robinson:

A representative of this Department has made an examination of the works covered by your Permit No. 97-7059, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.27 cfs Source: Cougar Creek

The maximum quantity diverted shall not exceed 100.8 acre feet
per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 60N, Rge. 4W, Bonner County

Beneficial use: Domestic use for 84 units within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23;
NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26; Twp. 60N, Rge. 4W

Priority date established: June 6, 1974

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

JUL 14 1980

Department of Water Resources

97-7059

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made:	5-79	JK	443-2095
(List Telephone No. used)	6-79	JK	"
☐ Appointment scheduled for:	6-79	JK	AM @ Site
(Date, time, location)	7-79	JK	" " "
	7-80	JK	" " "
	7/13/82	RyH	at site with A.L. Robinson

EXAMINATION

Date 7-7-80 Accompanied by AL Robinson Total Q measured 1209pm 7/13/82
If source is surface water, estimate total flow of source 2.5 cfs
Methods of measurement 10 gal bucket RyH 7/13/82 Meets Permit requirements? yes

Measurement calculations:

 $84 \text{ hoses } 0.40 \text{ cfs } \& 100.80 \text{ AF/Ann}$ $84 \times 1.2 = 100.8 \text{ AF/ANN}$ $0.40 \text{ cfs } \times 1.9835 \times 365 \text{ day} = 289.59 \text{ AF/ANN}$

Measured 10 gal in 5 sec
 $.27 \times 1983 \times 365 = 195.4 \text{ AF}$
use 100.8 AF

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

System Description Conc. Dimension structure in stream, 8" Line to 5000 gal storage tank, 4" main line to 7000' of 4" Main w/210' Head.

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

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE

RyH 7/13/82

Q (cfs)

V (afa)

FROM

TO

0.40

100.8

1-1

12-31

.27

100.8

1-1

12-31

Total

0.27

100.80

Remarks System is not under pressure until after reaching storage tank. Meter or access port not practicable. System is steep & crooked no place to erect measuring device in stream (almost a water fall.)

7-9-80 called Mr. Knapp and offered 2 alternatives find 50 gal drum & measure overflow or reduce amount to 0.40 cfs. Since system would have to be shut completely down during show, he elected to reduce to 0.40 cfs and remove measuring device requirement

7/13/82 Used 10 gal bucket. All water diverted by system was routed to overflow and measured there.

7-9-80

MAP (Attach Aerial Photo)

RECEIVED
Department of Water Resources
Northridge District Office

May 4, 1979

MAY 24 1979

Dept of Water Resources

Rita F Beck

Department of Water Resources

I closed you will find a drawing describing the Association water intake from Canyon Creek. It was built in accordance to the instructions we had at that time. As you can see any excess water is returned to Canyon Creek.

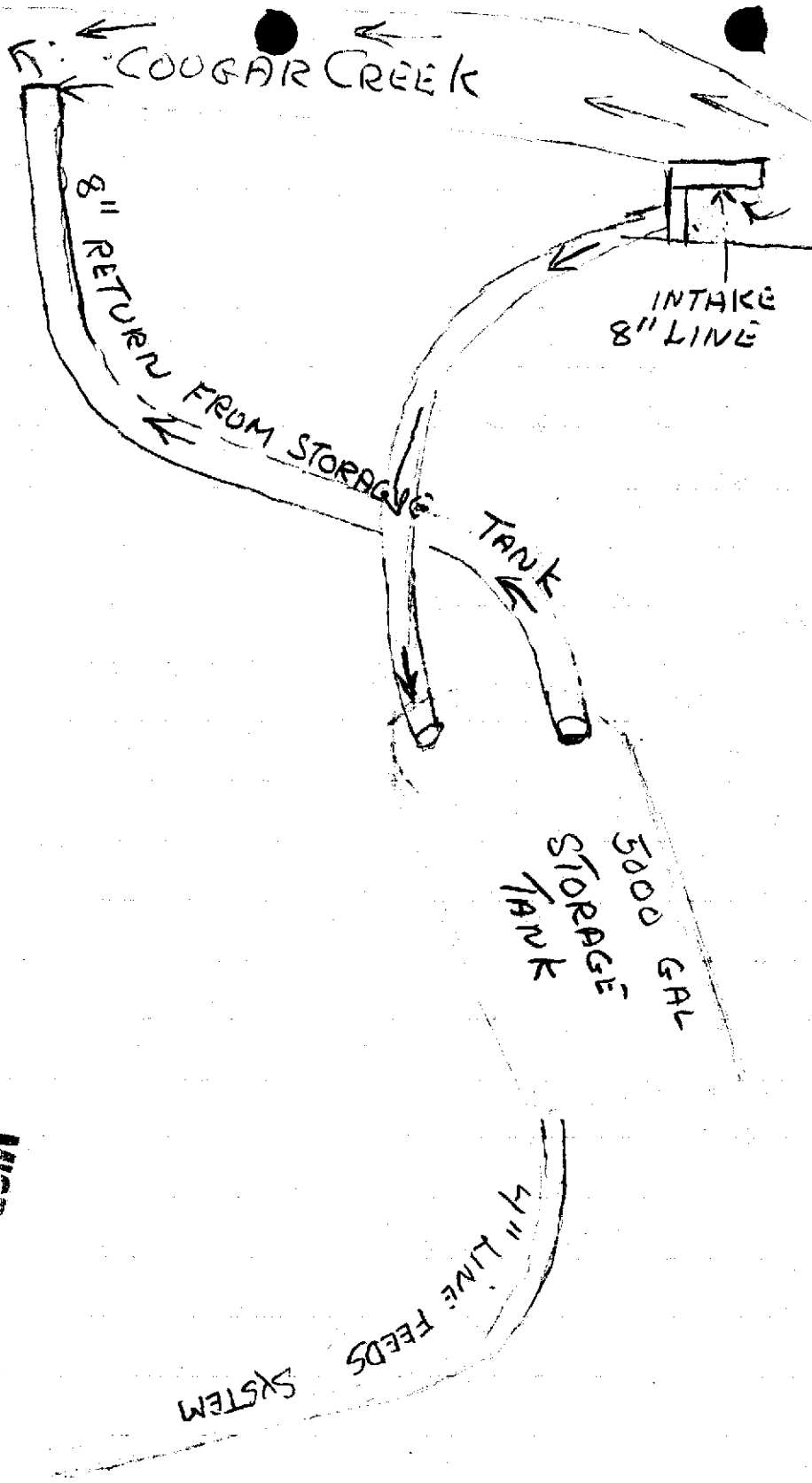
During the winter we probably have a maximum of five House Roods on the system full time. Summer users will vary forty to sixty House Roods.

No Charge is made to Assoc. members for the water they receive from the system and each member takes care of his own filtering.

We have a membership of approximately 74 members.

If there is any further way I can help. Please have one of your representative contact me and I will be glad to take the time to go over the system with him.
W Knappe

LAKE



COUGAR CREEK WATER USERS ASSO

MFC 2000

INTER-DEPARTMENT MEMO — 1

FROM Rita

TO Pat -- Northern Region

SUBJECT Measuring Device -- Permit No. 97-7059

DATE 5/11/79
RECEIVED

MAY 14 1979

Department of Water Resources
Northern District Office

No measuring device was indicated on the postcard, however, a measuring device, or certified measurement by a professional engineer, or an access port is required. I suggest you request the type of measuring device installed when you acknowledge the proof of beneficial use.

RF

SIGNATURE

A. Kenneth Dunn
XXXXXXXXXX

October 13, 1981

Mr. Al Robinson, President
Cougar Creek Water Users Assn.
2421 East 45th
Spokane, Washington 99203

Dear Mr. Robinson:

In response to your letter of October 5, 1981, I would be happy to meet with you to discuss water measurement for the Cougar Creek Water Users Assn.

I would suggest that you just stop by the office some Tuesday when you are in Coeur d'Alene. I am normally in the office all the time.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

October 5, 1981

Mr. Bob Haynes
Idaho Department of Water Resources
4055 Government Way
Coeur D'Alene, Idaho 83814

Mr. Haynes:

I would like to meet with you at your convenience to measure our outflow from Cougar Creek for our Water Users Association.

I am in Coeur D'Alene on Tuesday of each week; maybe we could get together for lunch.

Please reply!

Sincerely,



RECEIVED

OCT 8 1981

Al Robinson, President
Cougar Creek Water Users Association
2421 East 45th
Spokane, Washington 99203

Department of Water Resources
Northern District Office

INTER-DEPARTMENT MEMO — 1

FROM Jim J.

DATE

9/2/81

TO File

SUBJECT

The field exam w/ supporting
information was returned to
the Region to have the permit
holder install an access port.

MICROFILMED

SIGNATURE



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

June 30, 1981

Cougar Creek Water Users Association, Inc.
% Walter Knapp
Coolin, ID 83821

Dear Mr. Knapp,

A representative of this Department has made an examination of the works covered by your Permit No. 97-7059, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.34 cfs Source: Cougar Creek

The maximum quantity diverted shall not exceed 100.8 acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 60N, Rge. 4W, B.M.

Beneficial use: Domestic use for 84 homes within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26, Twp. 60N, Rge. 4W.

Priority date established: June 6, 1974

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

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

July 13, 1979

Cougar Creek Water Users Assn.
c/o Walter Knapp
Coolin, Idaho 83821

RE: 97-7059

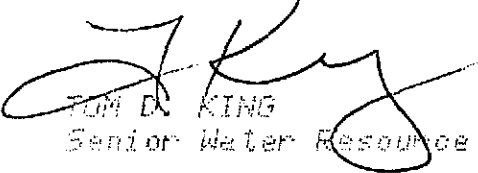
Gentlemen:

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/Fms

cc: IDWR - State Office

MICROFILMED

INTER-DEPARTMENT MEMO — 1

DATE 5/11/79

FROM Rita

TO Pat -- Northern Region

SUBJECT Measuring Device -- Permit No. 97-7059

No measuring device was indicated on the postcard, however, a measuring device, or certified measurement by a professional engineer, or an access port is required. I suggest you request the type of measuring device installed when you acknowledge the proof of beneficial use.

MICROFILMED

RF

SIGNATURE

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. 97-7059

Name(s) of Permit Holder COUGAR CREEK WATER USERS ASSO

Post Office Address: _____

Coolin Ida 83821

Source of Water: COUGAR CREEK

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

5-4-79 Cougar Creek Water Users Assoc
 Date Wade K. Krueger
 Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Pt 1 Box 280
Coolin Idaho
— 83821



USA 15c

International Child

State of Idaho
Dept of Water Resources
373 W Franklin Street
Boise
Idaho

Rita Fleck

83720

May 4, 1979

RECEIVED

Dept of Water Resources

Rita F Beck

May 7 1979
Department of Water Resources

I closed you will find a drawing describing the Association water intake from Cougar Creek. It was built in accordance to the instructions we had at that time. As you can see any excess water is returned to Cougar Creek.

During the winter we probably have a maximum of five House Roods on the system full time. Summer users will vary forty to sixty House Roods.

No charge is made to Asso. members for the water they receive from the system and each member takes care of his own filtering.

We have a membership of approximately 74 members.

If there is any further way I can help. Please have one of your representative contact me and I will be glad to take the time to go over the system with him.

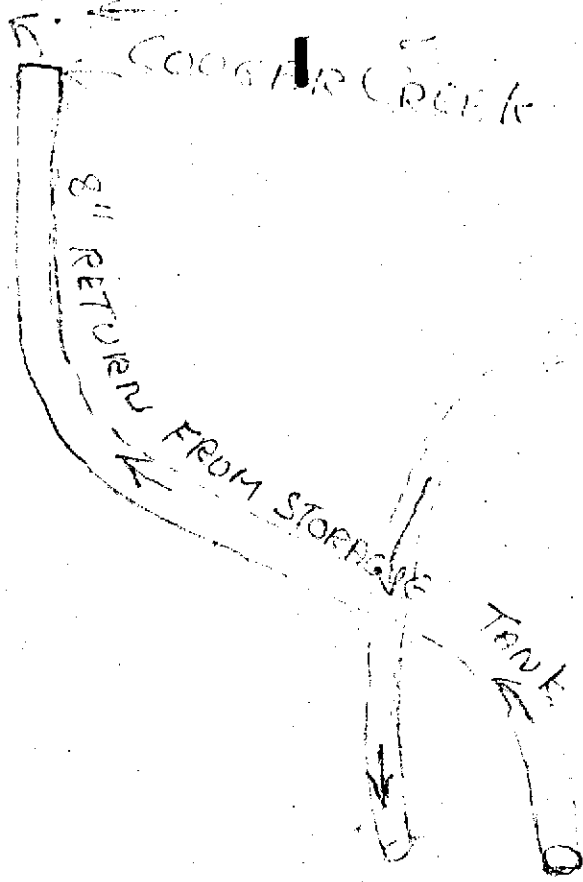
W Knapp

MICROFILMED

← AVE

COUGAR CREEK

INTAKE
8" LINE



COUGAR CREEK WATER USERS ASSO

5000 GAL
STORAGE
TANK

4" LINE FEEDS

SYSTEM

MICROFILMED



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

106937

May 1, 1979

Cougar Creek Water Users Association, Inc.
c/o Walter Knapp
Coolin, ID 83821

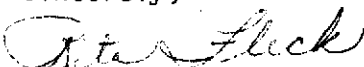
Gentlemen:

One of the conditions of approval of your water Permit No. 97-7759 was that evidence of the extent of development must be submitted to this office on or before July 1, 1979. (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

MICROFILMED



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

NOV 24 1979

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

MICROFILMED

July 16, 1974

Re: Permit No. 97-7059

Cougar Creek Water Users Assn.
c/o Walter Knapp
Coolin, Idaho 83821

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 97-7059. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

97 7059

IDAHO



ADDRESS REPLY TO:

DEPARTMENT OF PUBLIC LANDS
PRIEST LAKE AREA OFFICE
P.O. BOX 88, COOLIN, IDAHO 83821

DEPARTMENT OF PUBLIC LANDS

GORDON C. TROMBLEY
COMMISSIONER

June 24, 1974

Mr. Fred Eisenbarth
Department of Water Administration
401 Front Avenue, Room 209
Coeur d'Alene, Idaho 83814

Re: App. 97-7059
Cougar Creek Water Users
Association

Dear Mr. Eisenbarth:

Regarding your letter of June 6 inquiring about the status of the above referenced water permit application, the Cougar Creek Water Users Association has applied for an easement to include the point of diversion on Cougar Creek. The easement is currently under consideration and is looked upon favorably; however, final approval has not been issued as of this date. If you have any further questions, please feel free to call.

Sincerely,

FOR THE COMMISSIONER

A handwritten signature in cursive script, appearing to read "C. Dexter Gill".

C. Dexter Gill
Area Supervisor

CDG:gs

cc: Commissioner - Trombley

97 7059

June 7, 1974

Re: Application No. 97-7059 - Cougar Creek Water Users Assn., Inc.
Claim No. 96-4121 - William R. Brees

Priest River Times
P.O. Box 398
Priest River, ID 83856

Gentlemen:

Enclosed are legal notices 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 galley proofs for review before publication.

After sending us galley proofs, proceed with the publications on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publications. If you cannot publish the notices on the proposed dates, please contact us immediately.

Affidavits of publication must be submitted to our office along with the publication bills. Your cooperation in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notices (2)

Bill Submitted 7-1-74 by CP

97 7059

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Cougar Creek Water Users Association, Inc.,
c/o Walter Knapp, Coolin, Idaho
has on June 6, 1974 submitted Application No. 97-7059
for a permit to appropriate 2.0 cubic feet per second ~~acre-foot per annum~~
of water from Cougar Creek
by means of reservoir and pipelines
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 60N, R. 4W, B.M., Bonner County
to be used from Jan. 1 to Dec. 31
for domestic purposes for 125 families
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26, T. 60N, R. 4W, 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 July 1, 1974.

R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho
on June 13 and June 20, 1974

97 7059

6-11-74
G.K.

02-7059

June 6, 1974

Re: Application for Permit No. 97-7059 - Cougar Creek Water Users Assn., Inc.

Department of Public Lands
339 South Ella Avenue
Sandpoint, ID 83864

Gentlemen:

Enclosed is a copy of the above referenced application which was filed with our office to divert water from Cougar Creek.

The point of diversion and places of use are listed as being on land owned by the State of Idaho. If an easement has been filed in connection with this land, we would appreciate a copy of this document for our records.

Your assistance in this matter is appreciated, and if there are any questions, please contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure

97 7059

June 6, 1974

Re: Application for Permit No. 97-7059 - Cougar Creek Water Users Assn., Inc.

Mr. Jack C. Ross
Department of Health
P.O. Box 734
Sandpoint, ID 83864

Dear Mr. Ross:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our office as soon as possible. We normally complete the processing of an application within a four-week period and we are required to take final action shortly thereafter.

If we may be of any further assistance, please contact us.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

97 7059

June 6, 1974

Re: Application for Permit No. 97-7059 - Cougar Creek Water Users Assoc., Inc.
(Your File No. 0385)

COOKE & LAMANNA
P.O. Box 788
Priest River, ID 83856

Gentlemen:

Attached is your receipt No. 14118 in the amount of \$35 for the filing fee on the
above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

97 7059

June 6, 1974

Re: Cougar Creek Water Users Assn., Inc.
Application for Permit
Your File No. 0385

Mr. T. E. Cooke
COOKE & LAMANNA
P.O. Box 788
Priest River, ID 83856

Dear Mr. Cooke:

I neglected to mention in our telephone conversation of June 5 that it is necessary to have you submit the Power of Attorney form which is enclosed. You will then be able to sign any documents pertaining to the application, including the application itself.

Please return the form to our office and we shall begin processing of the application. Your assistance in this matter is appreciated.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:cp

Enclosure

97 7059

COOKE & LAMANNA
ATTORNEYS AND COUNSELORS AT LAW
BEARDMORE BUILDING
P. O. BOX 788
PRIEST RIVER, IDAHO 83856

THOMAS E. COOKE
NICK M. LAMANNA

(208) 448-0311

May 31, 1974

Idaho State Dept. of Water Administration
Northern District Office
401 Front Ave.
Coeur d' Alene, Idaho

Re: Cougar Creek Water Users Assn., Inc.
Application for Permit
Our file No. 0385

Gentlemen:

Enclosed is a partially completed application for a permit to divert public waters, together with a project map.

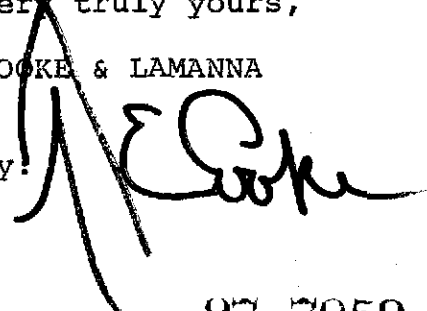
I was unable to complete a portion of the form, wherein the question about quantity of water requested is asked. I do not have conversion tables which would enable me to complete this part of the form, and am therefore requesting your assistance in this regard. A description of the diverting works is included with the form, and I wonder if perhaps you could advise me how much water we would be looking at here? I have not enclosed filing fees for this same reason.

Perhaps you could telephone me on your receipt of this letter and application so we could discuss this further. I believe the application is otherwise complete, but perhaps some other questions might occur to you, which we could talk over at the same time. The Association has already applied to the State for the necessary easements for the pipeline and reservoir area.

Thank you for your attention to this matter.

Very truly yours,

COOKE & LAMANNA

By: 

TEC:tc
enc.

97 7059

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

The undersigned owner (s) of Permit (Application) No. 97-7059 of the State Reclamation Engineer of the State of Idaho hereby nominates and appoints THOMAS E. COOKE, ATTORNEY AT LAW, whose address is PO Box 788, Priest River, Id., as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to Application or Permit. Such acts shall include, but not be limited to the filing of applications, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 20 day of June, 19 74.

COUGAR CREEK WATER USERS ASSN. INC.

X *Walter H. Knappe*
President

STATE OF IDAHO)
) ss
County Bonner)

On this 20 day of June, 19 74 personally appeared before me the signer ^(s) ~~xxx~~ of the above instrument, who duly acknowledged to me that he ^(she) ~~xxxxx~~ (they) executed the same.

W. L. Lamm
Notary Public

Residing at Priest River therein

My Commission expires:

10-22-77

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

being duly sworn, says that he is the publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

as it was published in the regular and entire issue of said paper for a period of _____ consecutive weeks, commencing on the _____ day of _____, 19____, and _____

ending on the _____ day of _____, 19____, and that said notice was published in said newspaper proper, and not in supplemental form.

Mae Martin

Subscribed and sworn to before me this

_____ day of _____, 19____.

Lois Connelly
Notary Public for Idaho,

Residing at Priest River, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Cougar Creek Water Users Association, Inc., c/o Walter Knapp, Coonlin, Idaho has on June 6, 1974 submitted Application No. 97-7059 for a permit to appropriate 2.0 cubic

feet per second of water from Cougar Creek by means of reservoir and pipelines within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 60N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes for 125 families within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 26, T. 60N, R. 4W, 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 Avenue, Coeur d'Alene, Idaho, 83814 on or before July 1, 1974.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on June 13 and June 20, 1974.

24-2t

97-7059