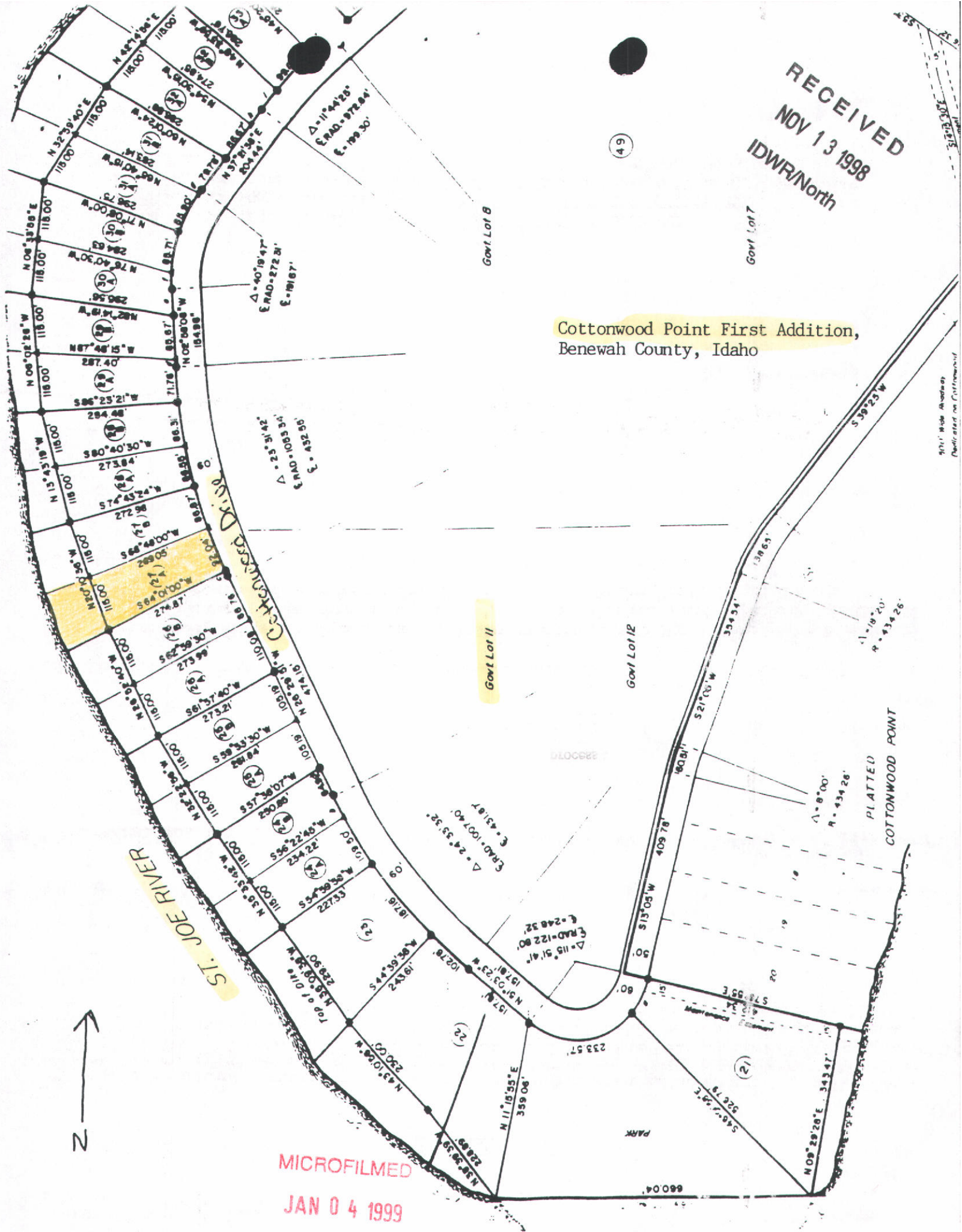
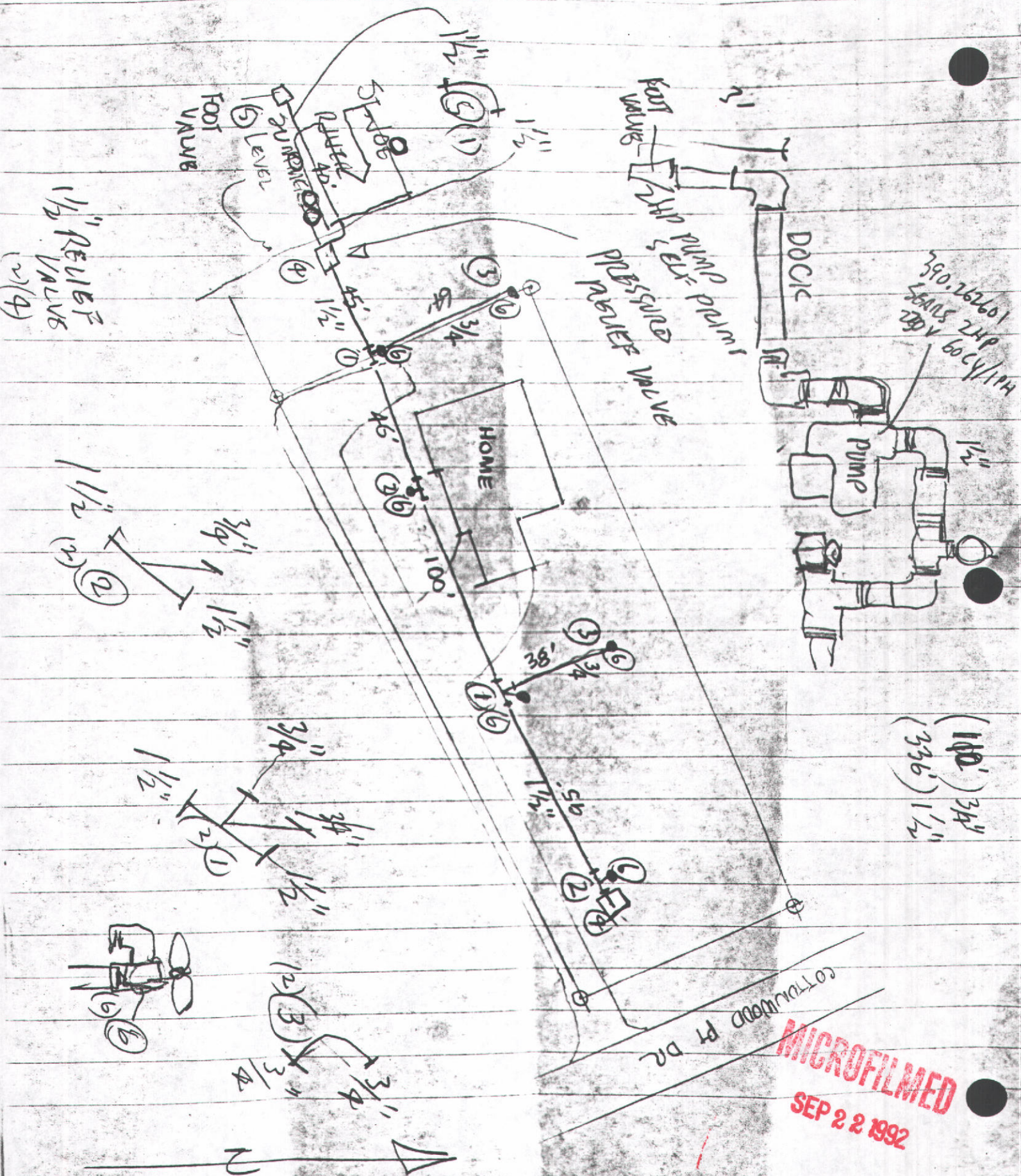


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IDWR/North

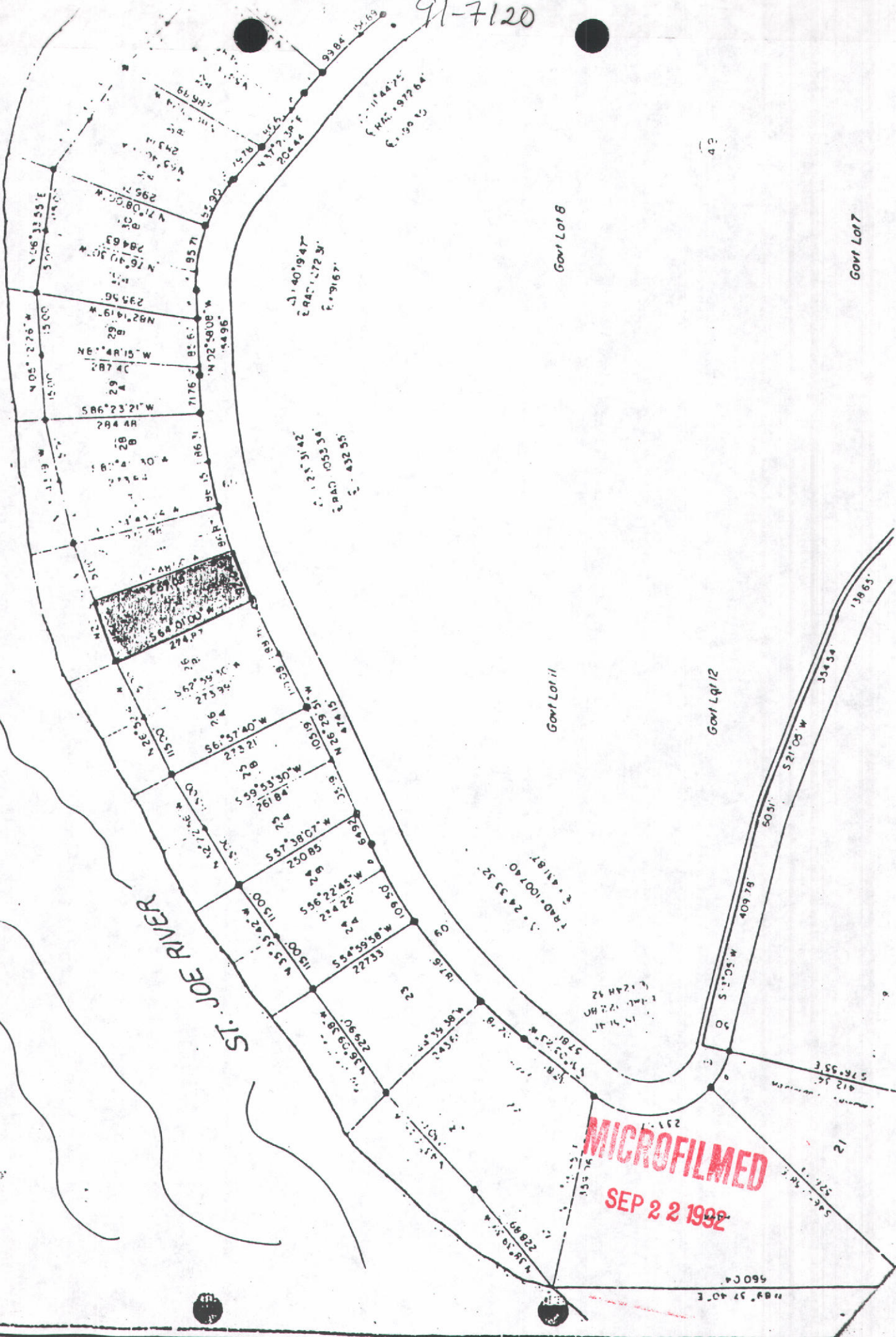
Cottonwood Point First Addition,
Benewah County, Idaho



MICROFILMED
JAN 04 1999

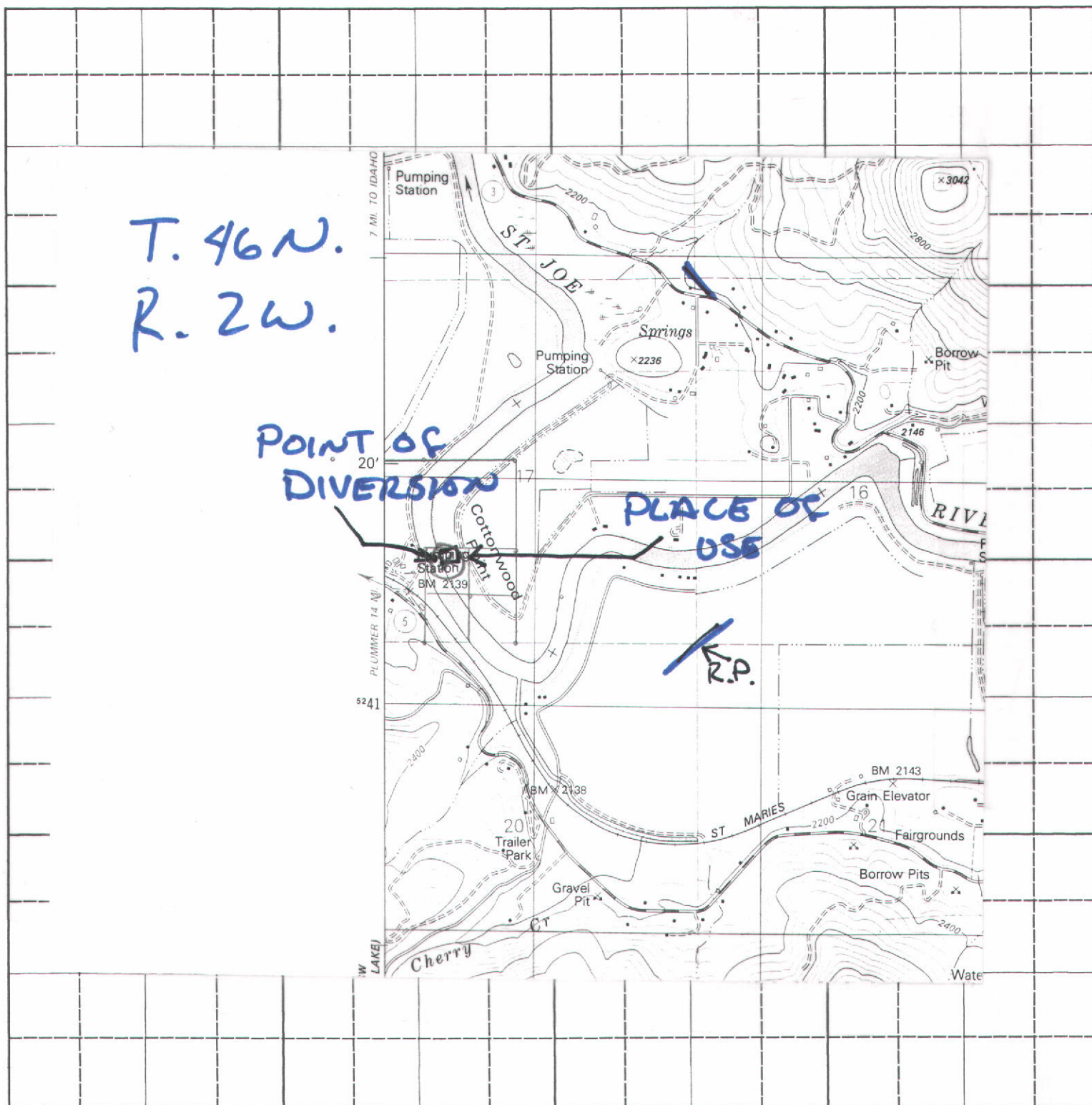


91-7120



MICROFILMED
SEP 22 1992

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

SEP 22 1992

X Julie Bourne
(Applicant)

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 17th day of June, 1992, and the last on the 24th day of June, 1992.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 24th day of June, 1992

Cynthia Ann Hammes

STATE OF IDAHO
COUNTY OF BENEWAH }

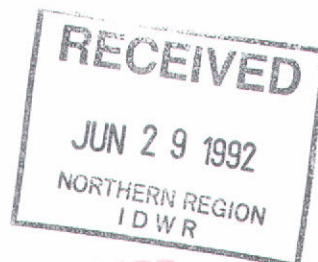
On this 24th day of June in the year of 1992, before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sharon D. Blackburn

Notary Public for Idaho

Residing at St. Maries, Id.

My commission expires: Nov. 4, 1992



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SEP 22 1992

**Applications for water
right filed by several**

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s)
have been filed to appropriate the
public waters of the State of Idaho:
91-07120

Bourne, Joel C.
HC 02 Box 26Z
St. Maries, ID 83861
Source: St. Joe River SW
Tributary: Coeur d'Alene Lake
Diversion Pt: NWSE1NW Sec 17 T
46N R 02W in BENEWAH County.
Use: Irrigation (.030 CFS); Total
Diversion: (.030 CFS)
Date Filed: June 3, 1992
In: BENEWAH County, T46N
R02W S17 SESW
1.0 Acres Total
92-07194

Rogers, Terry
Rogers, William
P.O. Box 215
Santa, ID 83866-0215
Source: Groundwater
Diversion Pt: NWNWSE Sec 14 T
44N R 01W in BENEWAH County.
Use: Stockwater Storage (.80 AF);
Domestic (.040 CFS); Recreation
Storage (.80 AF); Fire Protection
Storage (.80 AF); Diversion to
Storage (.060 CFS); Total Diversion
(.060 CFS)
Date Filed: June 8, 1992
In: BENEWAH County, T44N
R01W S14 NWSE
92-07195

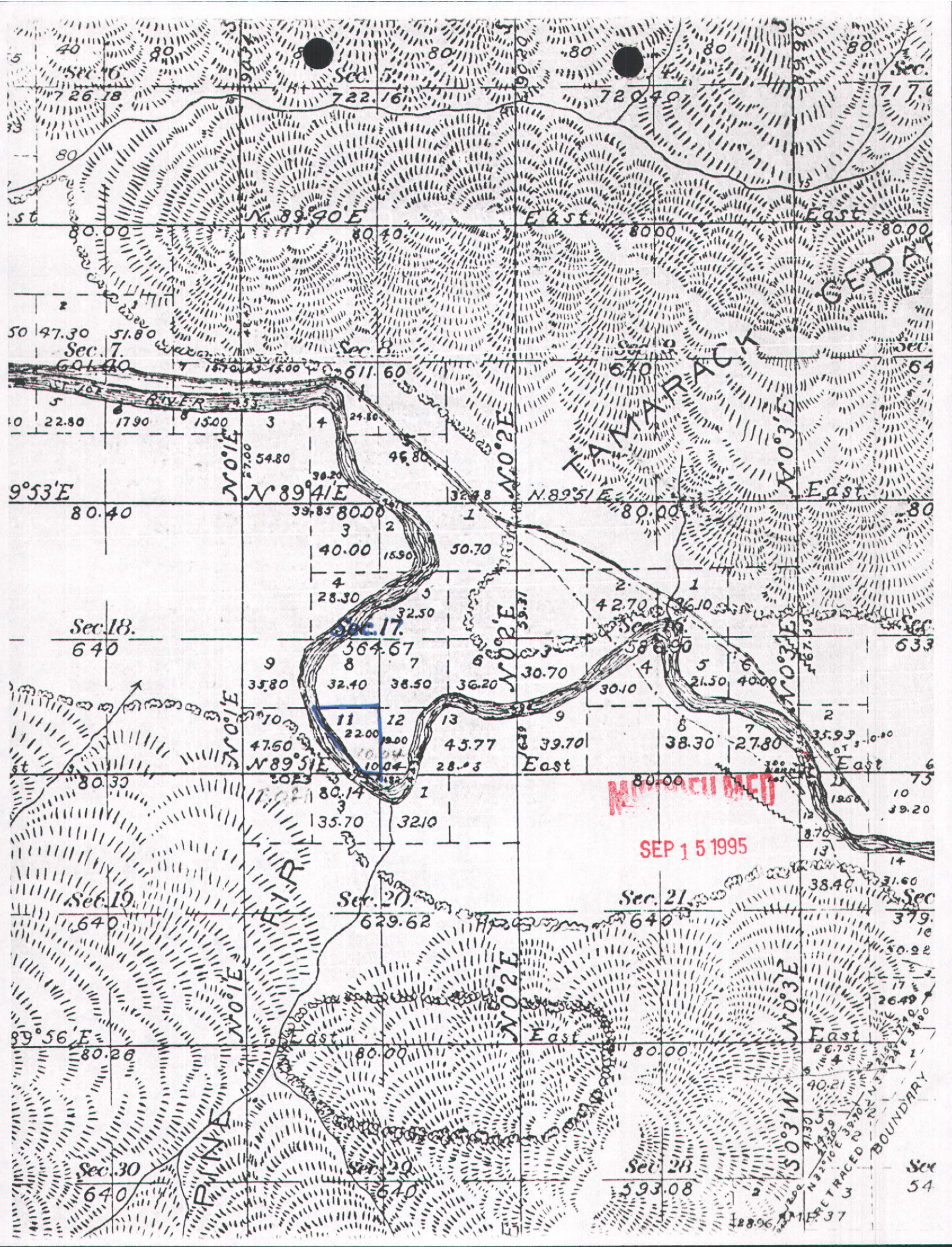
Rogers, William
Rogers, Terry
P.O. Box 215
Santa, ID 83866-0215
Source: Groundwater
Diversion Pt: SWNWSE Sec 14 T
44N R 01W in BENEWAH County.
Use: Stockwater Storage (1.60 AF);
Domestic (.040 CFS); Recreation
Storage (1.60 AF); Fire Protection
Storage (1.60 AF); Diversion to
Storage (.060 CFS); Total Diversion
(.060 CFS)
Date Filed: June 8, 1992
In: BENEWAH County, T44N
R01W S14 NWSE

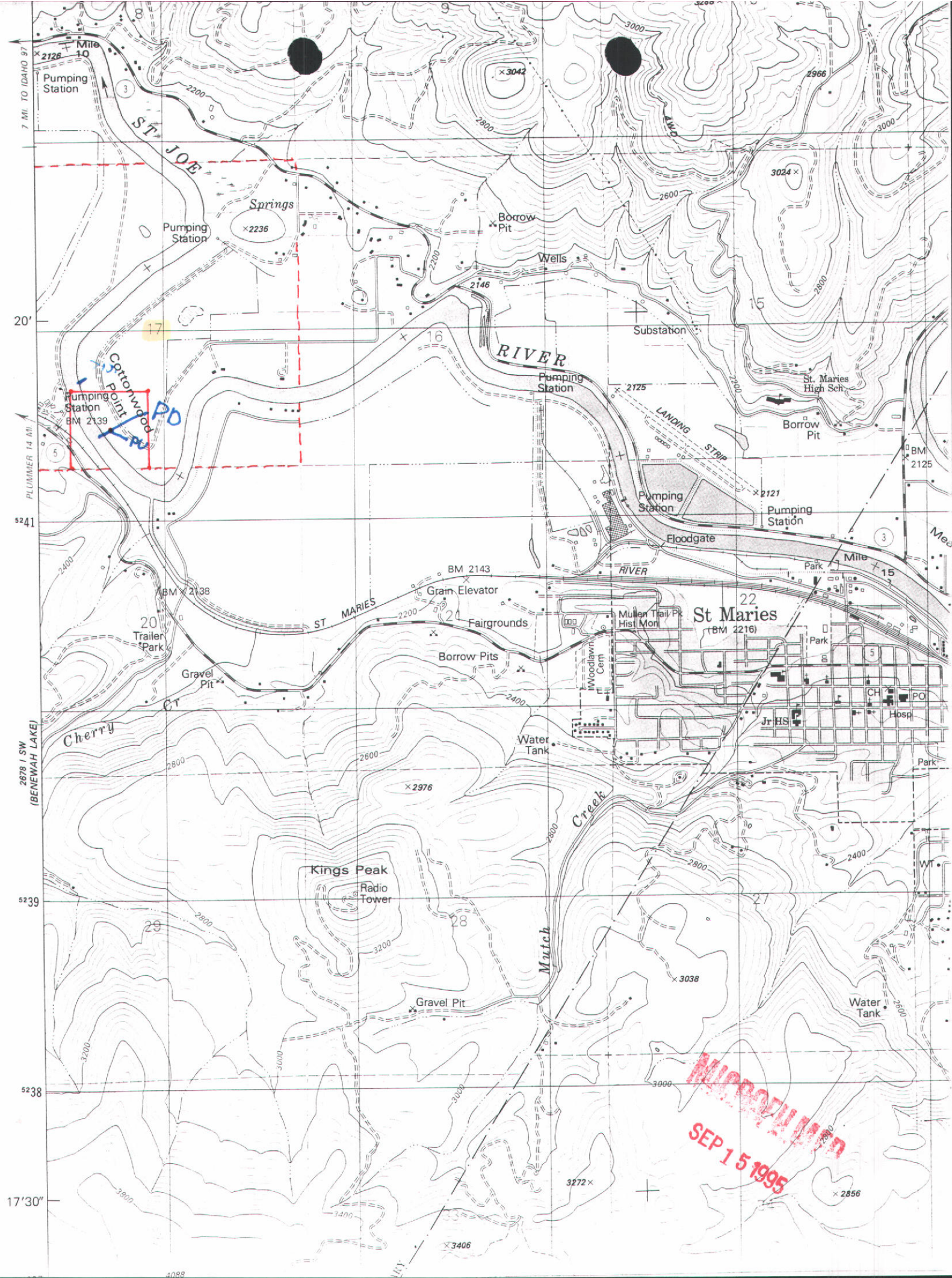
For additional information con-
cerning the property location, call
the Northern Regional Office at
765-4639.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before JULY 6, 1992.

R. KEITH HIGGINSON,
Director

No. 1767 --- June 17-24.







IRRIGATED AREA (P.V.)



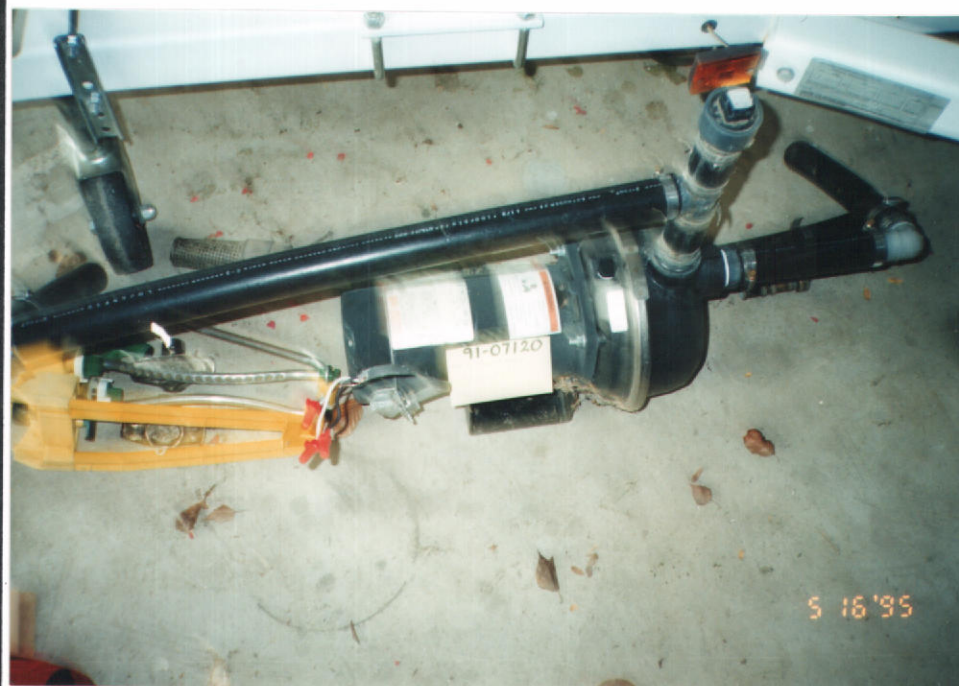
P.D.



P.V.

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SEP 15 1995

91-07120



PUMP

RECEIVED
SEP 15 1995

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

**RECEIVED
NOV 13 1998
IDWR/North**

**RECEIVED
NOV 17 1998**

1. Water Right No(s).: 91-01120 07120

Adjudication Claim No(s).: _____

Department of Water Resources

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant

Joel C. Bourne

515 Springfield Ave., Oceanside, CA 92057

4. New Owner/Claimant(s)

John McNulty

New Mailing Address

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
585 Cottonwood Drive

City, State and ZIP Code

St. Maries, ID 83861

New Telephone Number

(208) 245-9233

5. Date you acquired the property

11-2-98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s)

John McNulty

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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JAN 04 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

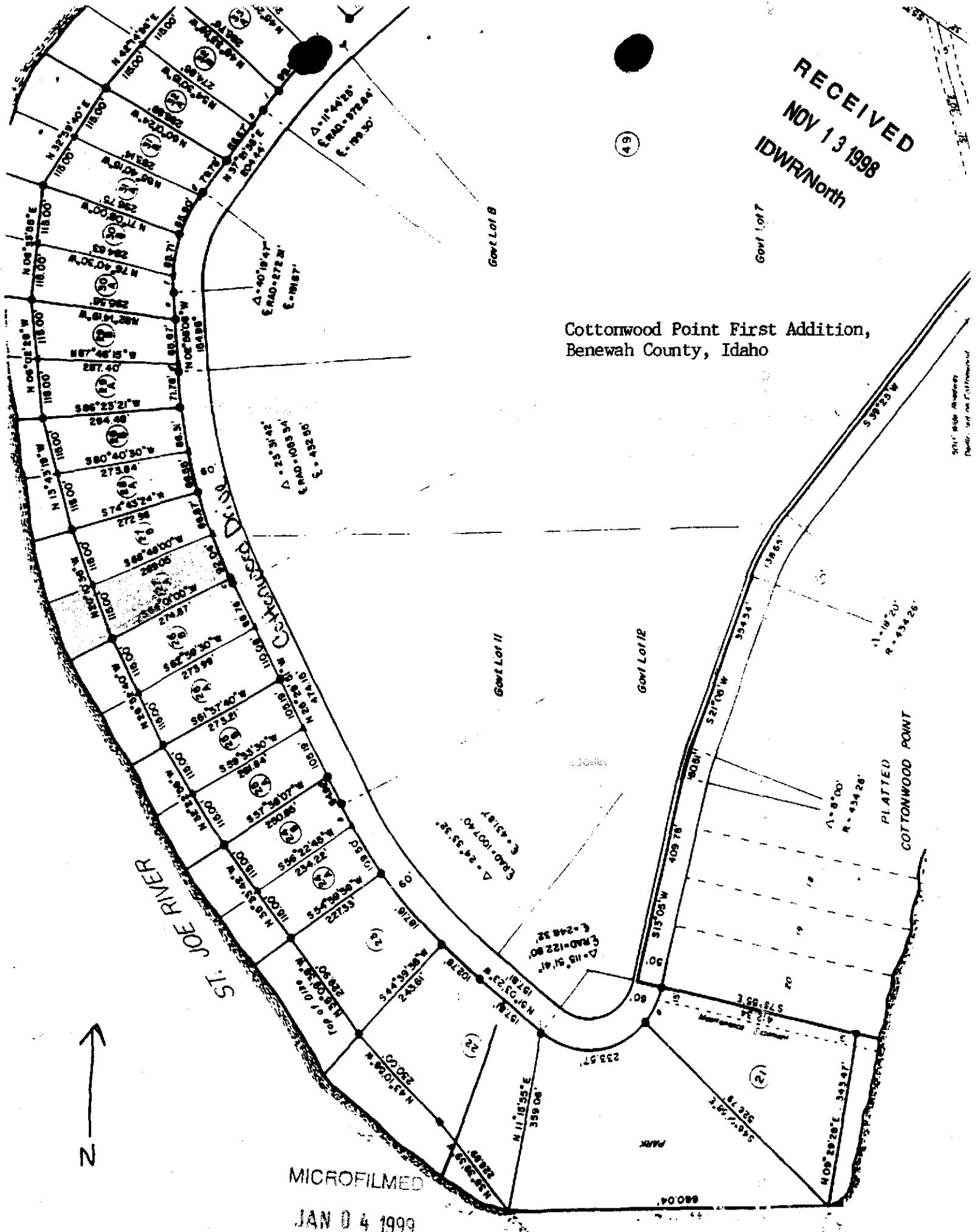
IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

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JAN 04 1999

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NOV 13 1998
IDWR/North

Cottonwood Point First Addition,
Benewah County, Idaho



MICROFILMED
JAN 04 1999

After recording, mail to:
Land Title Company of Benewah County, Inc.
831 Main Avenue
St. Maries, Idaho 83861

RECEIVED
NOV 13 1998
IDWR/North

WARRANTY DEED

For Value Received

JOEL C. BOURNE and JUDITH L. BOURNE, (who acquired title as JUDITH L. JAMISON), Husband and Wife

the grantors, do hereby grant, bargain, sell, and convey unto

JOHN McNULTY, a single man

whose address is: 585 Cottonwood Drive
St. Maries, ID 83861

the grantee, the following described real estate, situated in the County of Benewah, State of Idaho, to wit:

Lot 27A, COTTONWOOD POINT FIRST ADDITION, according to the recorded plat thereof, Benewah County, Idaho.

TO HAVE AND TO HOLD the said premises, with the appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all incumbrances except: easement to WWP, reservations and easements shown on the recorded plat, and recorded covenants; and that they will warrant and defend the same from all lawful claims whatsoever.

Dated November 2, 1998

Joel C. Bourne
Joel C. Bourne

Judith L. Bourne
Judith L. Bourne

STATE OF IDAHO

)
)ss.
)

County of Benewah

On this 2 day of November, 1998, before me, the undersigned, a Notary Public in and for the said State, personally appeared Joel C. Bourne and Judith L. Bourne, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Debra J. Boller
Notary Public for: IDAHO
Residing at: St. Maries
Commission Exp: 10-12-99

CERTIFIED COPY
LAND TITLE COMPANY

Debra J. Boller

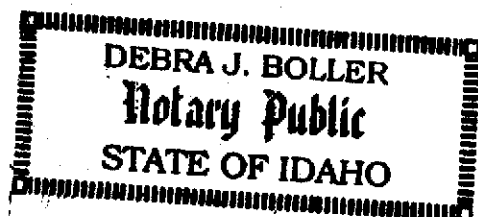
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'98 NOV 2 PM 2 37

BENEWAH COUNTY
KAY SATHER, CLERK

300
Ami J. Janssen
deputy
To Janssen



MICROFILMED
JAN 04 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07120

Priority: June 3, 1992

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

3.0 AF

This is to certify, that JOEL C BOURNE

585 COTTONWOOD DR

ST MARIES ID 83861

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 3, 1992; and has submitted Proof of Beneficial Use on July 15, 1993. An examination indicates that the works have a diversion capacity of 0.050 cfs of water from:

ST JOE RIVER

tributary to COEUR D ALENE LAKE

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 11(SESW), Sec. 17, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
46N	02W	17	Lot 11(SESW)	1		1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

SEP 15 1995

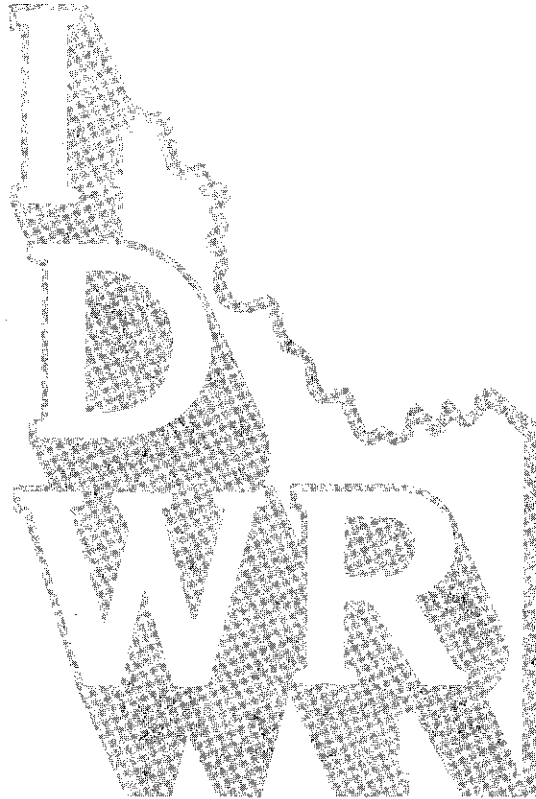
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07120

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 28TH
day of JULY, 1995.


Acting for KARL J. DREHER, Director



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SEP 15 1995

RECEIVED

JUL 15 1993

Department of Water Resources

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 7-15-93
Receipt No. CO 28143
Receipt by gw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 91-07120 Telephone No. (208) 245-4010
2. Name(s) of Permit Holder(s): JOEL C. BOURNE
3. Mailing Address: 585 COTTONWOOD DR., ST. MARIES ID 83861 (FORMERLY HCOZ BOX 262)
4. Source of Water: ST. JOE RIVER

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: 1.5 Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 1 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .03 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? X Yes _____ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? X Yes _____ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

JOEL BOURNE 245-4010
Name Telephone No.

585 COTTONWOOD DR., ST. MARIES, ID 83861
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

7/12/93
Date

Joel Bourne
Signature (and title, if on behalf of a company or organization)

MAILED

JUL 23 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 91-07120

Proposed Priority: June 3, 1992 Maximum Diversion Rate: 0.03 CFS
This is to certify, that JOEL C BOURNE

HC 02 BOX 26Z
ST MARIES ID 83861

has applied for a permit to appropriate water from:

ST JOE RIVER tributary of COEUR D ALENE LAKE

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSESW, Sec. 17, Township 46N, Range 02W
BENEWAH County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
46N 02W 17	SESW 1			1

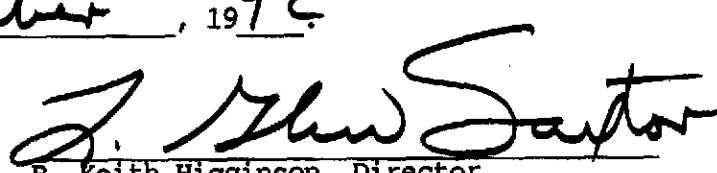
Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1993.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

3rd day of September, 1992

for 
R. Keith Higginson, Director

MICROFILMED

SEP 22 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant JOEL C. BOURNE Phone (208) 245-4010
Post office address HC 02 BOX 26 Z ST. MARIES, ID 83861
2. Source of water supply ST. JOE RIVER which is a tributary of COEUR D'ALENE LAKE
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 17 Township 46N Range 2W B.M. BOUENAH County; additional
points of diversion if any: _____
- * 4. Water will be used for the following purposes: 3-15 11-15 BLM
MAY 1 SEPT. 30
Amount 0.03 for IRRIGATION purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.03 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. 2.0 H.P. Pump
PIPELINE
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

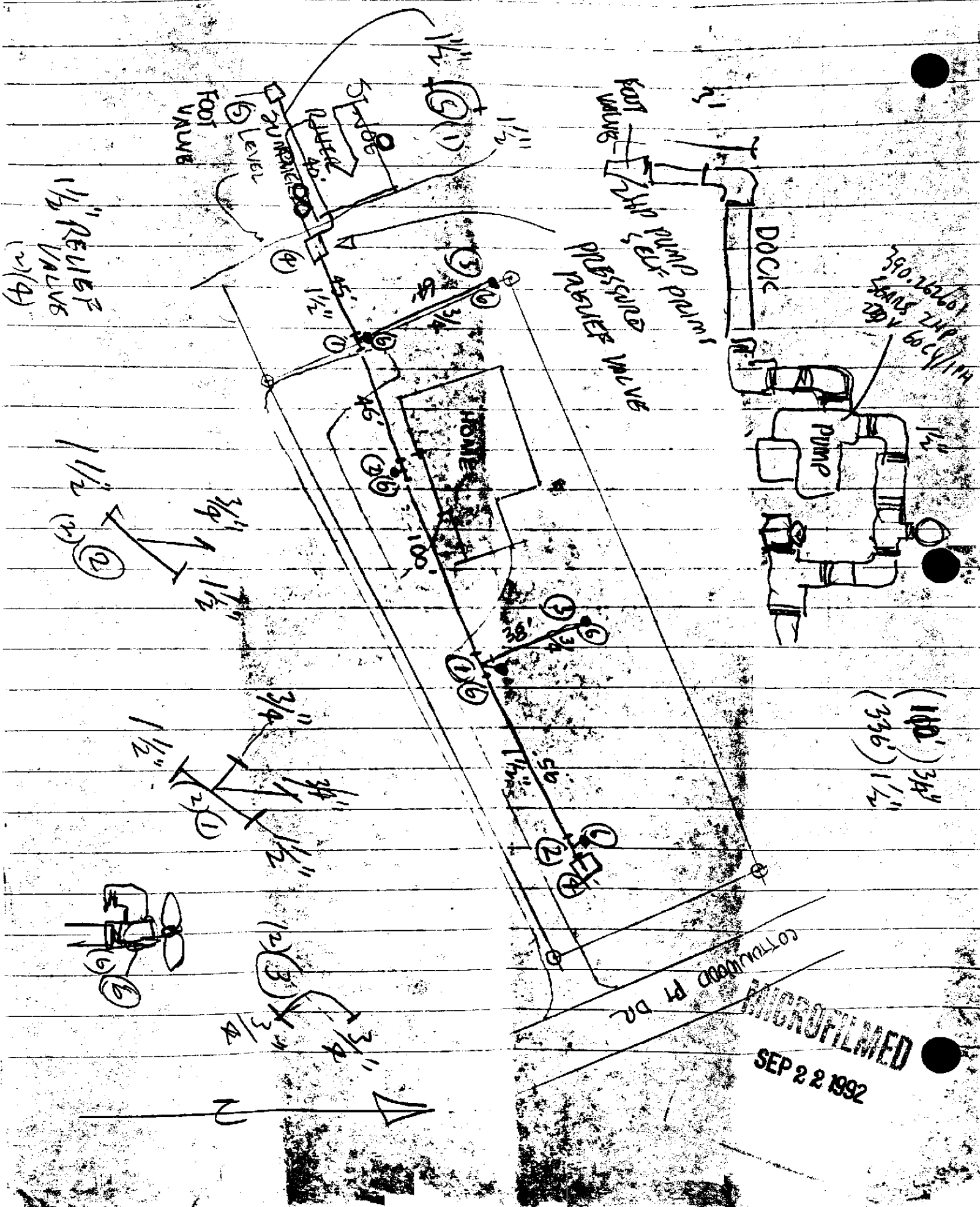
RECORDED

SEP 22 1992

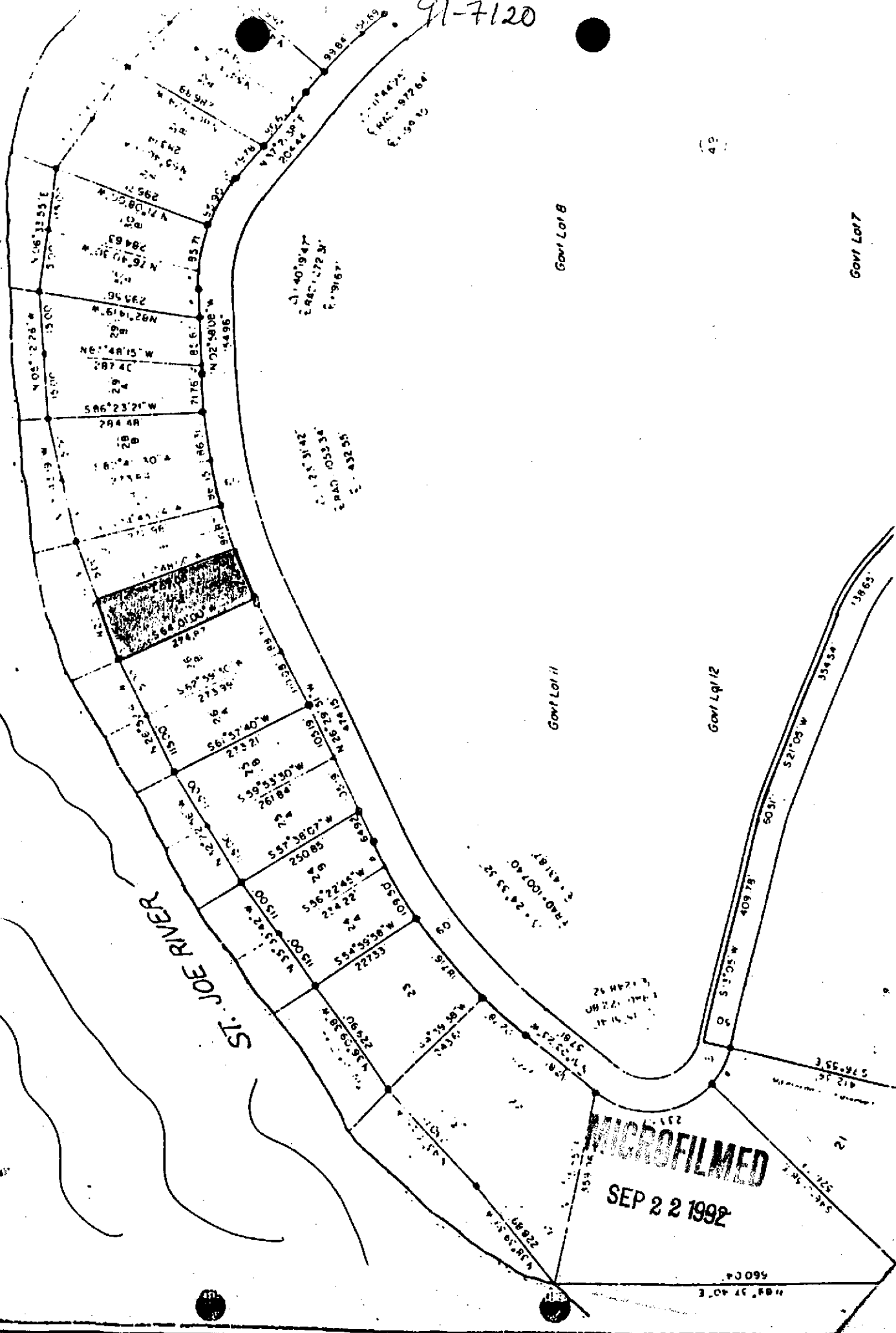
* Standard season of use.

SEP 22 1992

91-7120

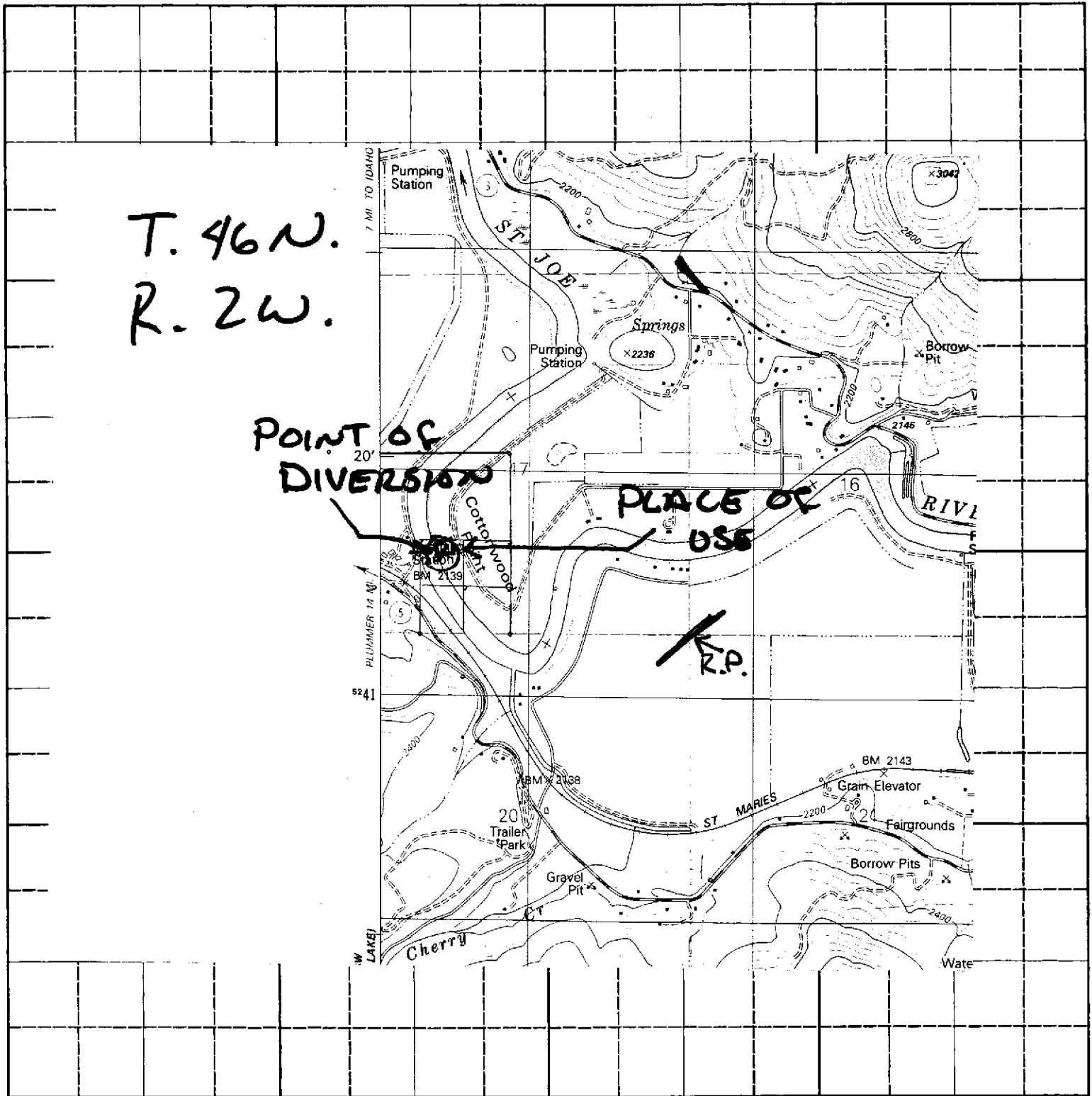


91-7120



91-7120

13. 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.

MICROFILMED
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.

SEP 22 1992

x *Julie Bonner*
(Applicant)

Received by AB Date 6/3/92 Time 12:00 Preliminary check by RJA
Fee \$ 30 ~~100~~ Receipted by AB # W-5524 Date 6/3/92
Publication prepared by pm Date 6/10/92 Published in 6/17-24/92
Publication approved pm Date 7/27/92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, 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. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

RECEIVED
SEP 22 1992

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 15th day of July, 1992 and the last on the 22nd day of July, 1992.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 22nd day of July, 1992.

Cynthia Ann Hammes

STATE OF IDAHO }
COUNTY OF BENEWAH }

On this 22nd day of July in the year of 1992, before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sharon D. Blackburn
Notary Public for Idaho
Residing at St. Maries, Id.
My commission expires: Nov. 4, 1992

Notice of correction
filed by Dept. of Water

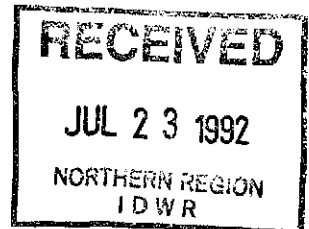
NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN
THAT APPLICATION FOR
PERMIT NO. 91-7120 in the name
of Joel C. Bourne was advertised in-
correctly on June 17 and 24, 1992.

The Diversion Pt. was incorrect-
ly advertised as the NWSNW Sec
17 T46N R02W; whereas, correctly
it should be the NWSEW Sec 17
T46N R02W.

(For additional information concern-
ing the property location, call
the Northern Regional Office at
765-4639.)

Protests to the above-referenced
correction must be filed with the
Director, Dept. of Water Resources,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Id. 83814 on or be-
fore AUGUST 3, 1992.

R. KEITH HIGGINSON, Dir.
No. 1801 -- July 15-22.



MICROFILMED
SEP 22 1992

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 17th day of June, 1992 and the last on the 24th day of June, 1992.

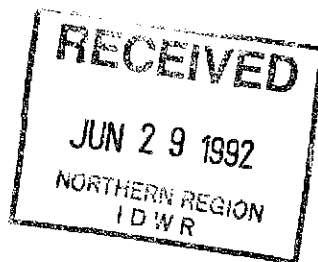
That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 24th day of June, 1992
Cynthia Ann Hammes

STATE OF IDAHO
COUNTY OF BENEWAH }

On this 24th day of June in the year of 1992, before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sharon D. Blackburn
Notary Public for Idaho
Residing at St. Maries, Id.
My commission expires: Nov. 4, 1992



SEP 22 1992

**Applications for water
right filed by several**

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s)
have been filed to appropriate the
public waters of the State of Idaho:
91-07120

Bourne, Joel C.
HC 02 Box 262
St. Maries, ID 83861
Source: St. Joe River SW
Tributary: Coeur d'Alene Lake
Diversion Pt: NWSE 17 T
46N R 02W in BENEWAH County.
Use: Irrigation (.030 CFS); Total
Diversion: (.030 CFS)
Date Filed: June 3, 1992
In: BENEWAH County, T46N
R02W S17 SESW
1.0 Acres Total
92-07194

Rogers, Terry
Rogers, William
P.O. Box 215
Santa, ID 83866-0215
Source: Groundwater
Diversion Pt: NWNWSE Sec 14 T
44N R 01W in BENEWAH County.
Use: Stockwater Storage (.80 AF);
Domestic (.040 CFS); Recreation
Storage (.80 AF); Fire Protection
Storage (.80 AF); Diversion to
Storage (.060 CFS); Total Diversion
(.060 CFS)
Date Filed: June 8, 1992
In: BENEWAH County, T44N
R01W S14 NWSE
92-07195

Rogers, William
Rogers, Terry
P.O. Box 215
Santa, ID 83866-0215
Source: Groundwater
Diversion Pt: SWNWSE Sec 14 T
44N R 01W in BENEWAH County.
Use: Stockwater Storage (1.60 AF);
Domestic (.040 CFS); Recreation
Storage (1.60 AF); Fire Protection
Storage (1.60 AF); Diversion to
Storage (.060 CFS); Total Diversion
(.060 CFS)
Date Filed: June 8, 1992
In: BENEWAH County, T44N
R01W S14 NWSE

For additional information con-
cerning the property location, call
the Northern Regional Office at
765-4639.

The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before JULY 6, 1992.

R. KEITH HIGGINSON,
Director

No. 1767 --- June 17-24.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 4, 1998

JOHN MCNULTY
585 COTTONWOOD DR
ST MARIES ID 83861

RE: WATER RIGHT 91-07120

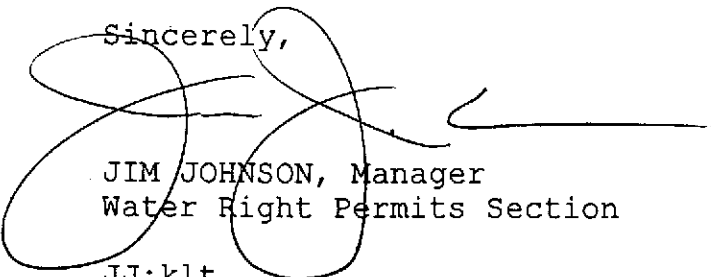
Dear Mr. McNulty:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JAN 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 28, 1995

JOEL C BOURNE
585 COTTONWOOD DR
ST MARIES ID 83861

RE: WATER RIGHT NO. 91-07120

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

SEP 15 1995

LICENSE REVIEW
Cindy Zimmerman

Permit #: 91-7120 Name: Bourne Date: 7/20/95
App Rcd 6/3/92 Priority 6/3/92 Examined 5/16/95 ✓Lots

NAME Chng OK ✓ Or Address Change? 585 Cottonwood

SOURCE — ✓ Clarify source —
— Prelim. Order to Void - Source change.

P/D — ✓ Amendment Needed? LT 11 -P39, P38
Overlap(s) none

P/U — ✓ Amendment Needed? LT 11 -P41, P38
Overlap(s) none
*P/D & P/U Amend? P37, P38
(See paragraph list for governmental agencies)

RATE — ✓ Permit/fee limits: 0.03/0.03
— Measured Q= NA cfs Theoretical Q= 0.05 cfs
— $1A \times 0.03 \text{ cfs/A} = 0.03 \text{ cfs}$
— (HP) $\frac{8.8 \times 0.70 \times 1.5}{40 + (2.31 \times 65)} = \frac{9.24}{190.15} = 0.05 \text{ cfs}$
Recommended capacity 0.05 cfs
Recommended rate 0.03 cfs

VOLUME — ✓ Season of Use: (D) 3/15 - 11/15 = 246 days
Calculations: $1A \times 3.0 \text{ AF/A} = 3.0 \text{ AF}$
— Flow limit: 0.03 x 246 x 1.9835 = 14.6 AF
— Recommended volume 3.0 AF

USES — ✓ Same Nature of Use? — -P46
— Amendment Needed? —

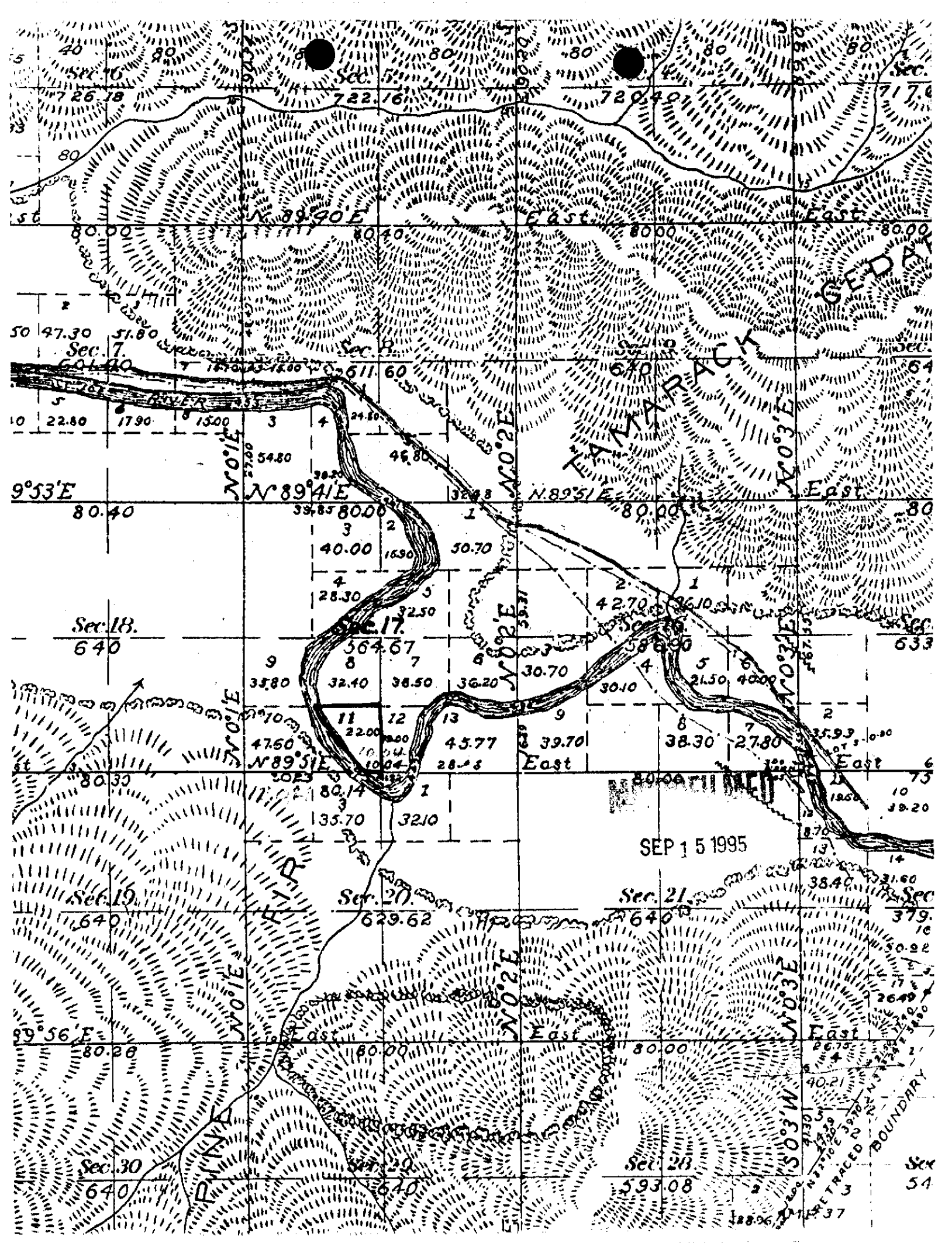
REMARKS — Multiple p/d's in $\frac{1}{4}$? —

CONDITIONS — Measuring (R01)/Locking (R02) Devices
— Watermaster Control (R04) - WD # —
R49 Irrigation rate/volume overlap
— Irrigation water overlap (065) (If gw use sw)
— Water Quality/Other —

PRIORITY Due 10/1/93 Rc'd 7/15/93 Receipt# CO28143 Fee OK? (Yes)/No
Order to Reinstate Needed? Yes/(No) Done? —
If Yes, Advanced? Yes/No to: —

COMMENTS: license as permitted. add govt wts

USE	CFS	DIV VOL	Adjustment Memo
<u>1rr/1A</u>	<u>0.03</u>	<u>3.0</u>	LICENSE: <u>P49</u>
<u>—</u>	<u>—</u>	<u>—</u>	#1 AMEND LTR: P46 or
<u>—</u>	<u>—</u>	<u>—</u>	P39/P41/P37 & P38
<u>TOTAL</u>	<u>0.03</u>	<u>3.0</u>	#2 AMEND LTR: P42/P47



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 13 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 91-07120

1. Owner: Joel C Bourne Phone No. (208) 245-4010

Current Address: 585 Cottonwood Dr. St maries Id, 83861

2. Accompanied by: owner EXAM DATE: 5/16/95

Address: same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: St Joe river tributary to Coeur d alene lake

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't-Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SW	17	46N	02W		USGS 7.5 min quad

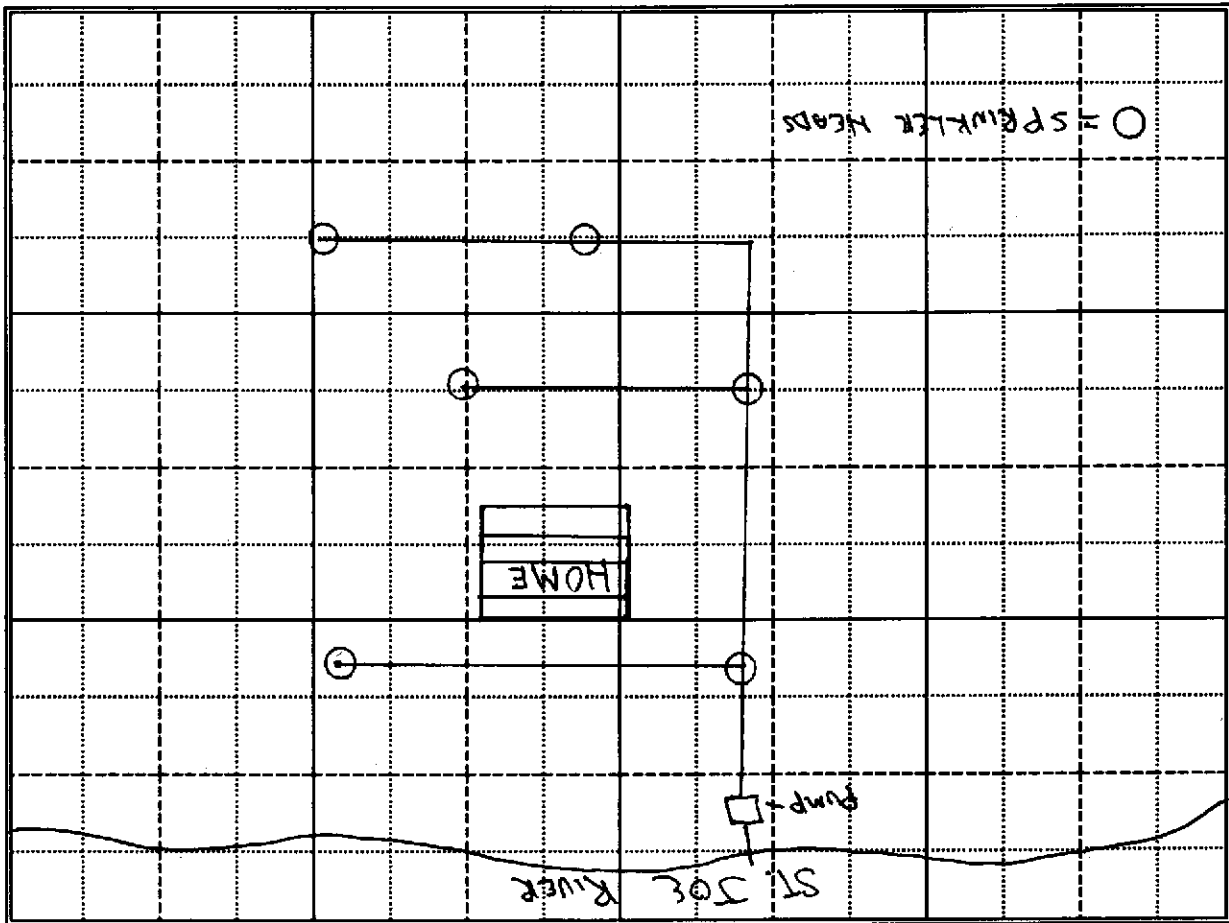
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	02W	17												1					1

SEP 15 1995

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable.



Scale: 1" = 100'

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Grundfos	1.5	N/A	Grundfos	C352C

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: *Therminator pump check*

RECEIVED

SEP 15 1995

E. NARRATIVE/REMARKS/COMMENTS

pump supplies water for irrigation system
from the St. Joe river. system was
not running due to local flooding

Have conditions of permit approval been met? ☒ yes ☐ no

SEP 15 1995

F. FLOW CALCULATIONS

Measured Method:

✓ Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1 \times 3.0 = 3.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 245 \times 1.9835 = 14.58$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	03-15	11-15	0.03	3.00
Totals:			0.03	3.00

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name Red McCracken Date _____

Reviewer _____ Date _____

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SEAL

SEP 15 1995

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 91-07120

DATE: 14-JUN-95

COMPLETE BY: TED MCCRACKEN

HORSEPOWER = 1.5

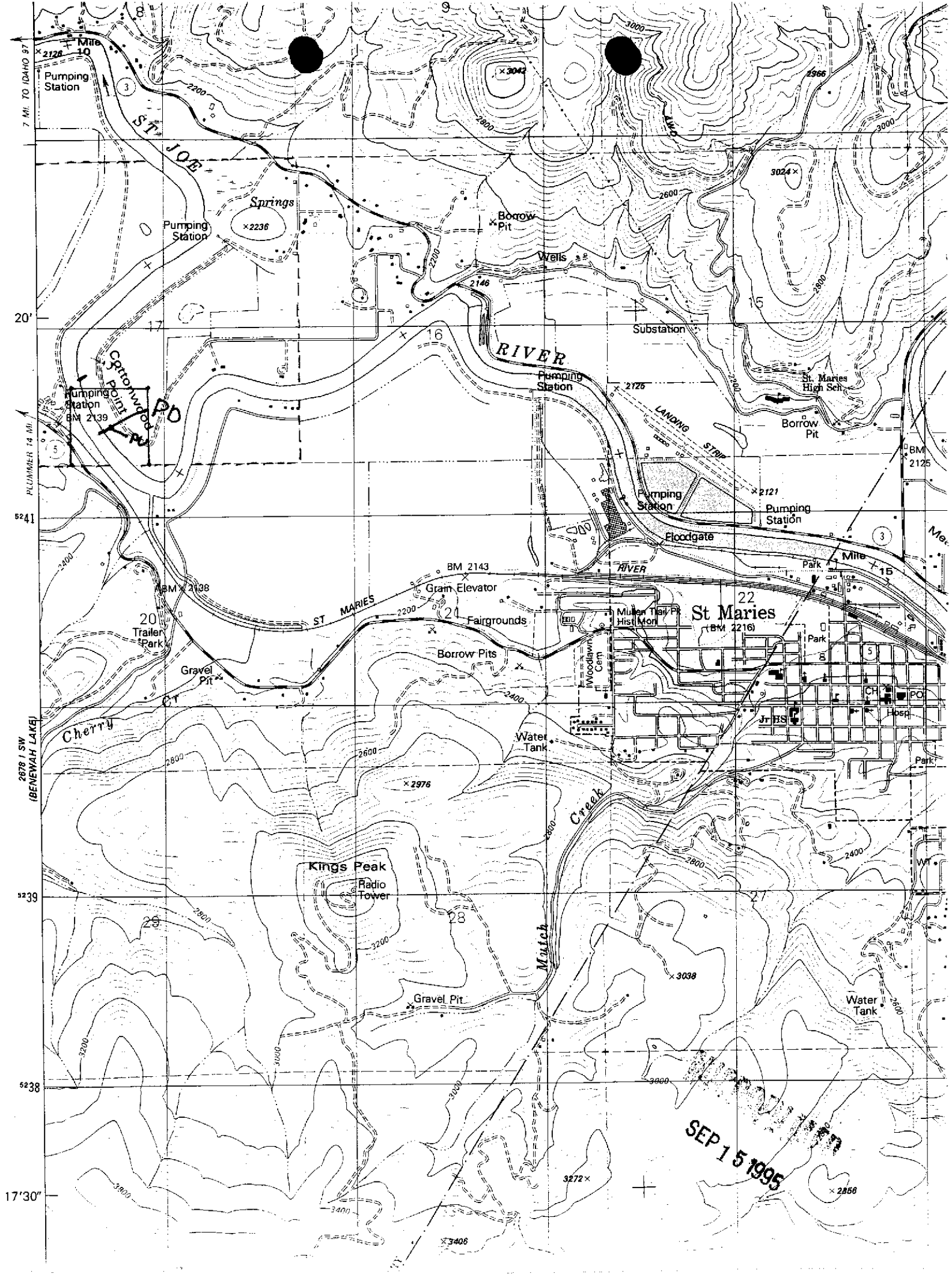
PUMP EFFICIENCY = 50%

DYNAMIC LIFT = 40 FEET

SYSTEM PRESSURE = 65 PSI

QUANTITY = 0.03 CFS

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SEP 15 1995



SEP 15 1995



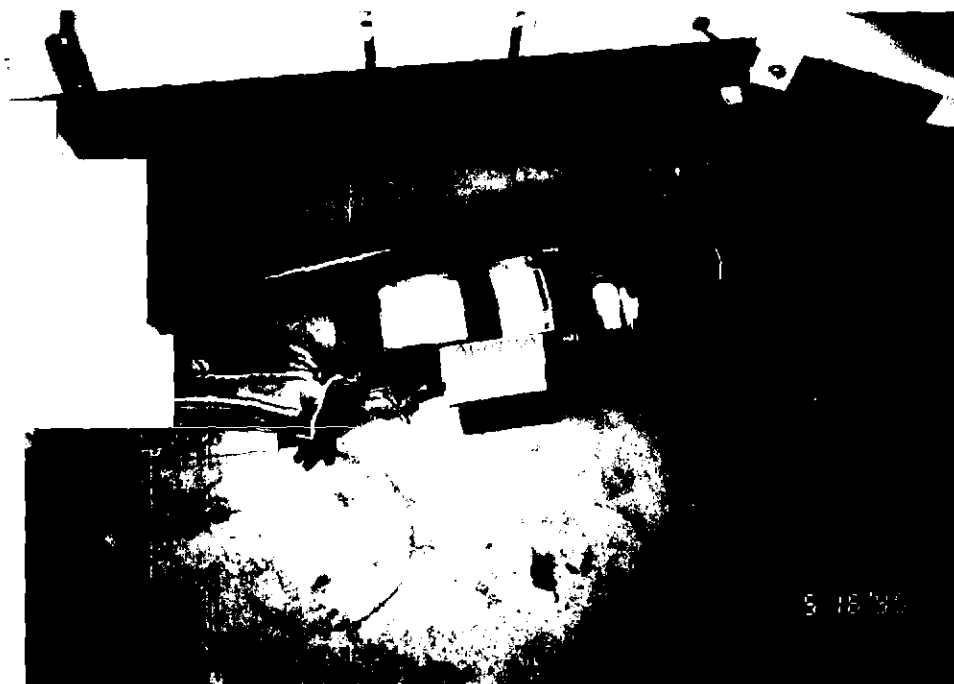
IRRIGATED AREA (P.V.)

P.D.

P.V.

RECEIVED
SEP 15 1995

91-07120



PUMP

SEP 15 1995

July 16, 1993

JOEL C BOURNE
585 COTTONWOOD DR
ST MARIES ID 83861

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 91-07120

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED

JUL 23 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 8, 1992

JOEL C BOURNE
HC 02 BOX 26Z
ST MARIES ID 83861

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 91-07120

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

RECORDED

SEP 22 1992

91-07120

BOURNE, JOEL C
HC 02 BOX 26Z
ST MARIES, ID 83861

Source: ST JOE RIVER

Tributary: COEUR D ALENE LAKE

Diversion Pt: NWSESW Sec 17 T 46N R 02W in BENEWAH County.

Use: IRRIGATION (.030 CFS)

Total Diversion: (.030 CFS)

Date Filed: 6/ 3/1992

In: BENEWAH County
T46N R02W S17 SESW

1.0 ACRES TOTAL

MICROFILMED

SEP 22 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

July 1, 1992

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 91-7120

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enc.

RECEIVED

SEP 22 1992

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 91-7120 in the name of Joel C. Bourne was advertised incorrectly on June 17 & 24, 1992.

The Diversion Pt. was incorrectly advertised as the NWSENW Sec 17 T46N R02W; whereas, correctly it should be the NWSESW Sec 17 T46N R02W.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before AUGUST 3, 1992.

R. KEITH HIGGINSON, Dir.

Published in the St. Maries Gazette Record on July 15 & 22, 1992.

SEP 22 1992