

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

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X Cary Fortis
(Applicant)

MICROFILMED

Proposed Diversion 7/5/80

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

81-7077

FOSTER, CARY

RT. 1 BOX 93E, KOOSKIA,
ID 83539

Source: GROUNDWATER
Date Filed: 12/26/1980

Amount: 0.08 CFS

Diversion Point: NENW Sec
24 T 32N R 04E, IDAHO Co.

Use: DOMESTIC (0.08 CFS)
from 01/01 to 12/31

Place of Use: NENW Sec 24
T 32N R 04E

Diversion Means: WELL,
PUMP AND PIPELINE

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814 on or before JANUARY 26, 1981.

C. STEPHEN ALLRED
Director

Published 1/7 & 1/14/81

J7-14

Nona Donaldson being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 7th day of January, 19 81, and the last publication on the 14th day of January, 1981; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Nona Donaldson

Subscribed and sworn to before me this 14th day of January, 19 81

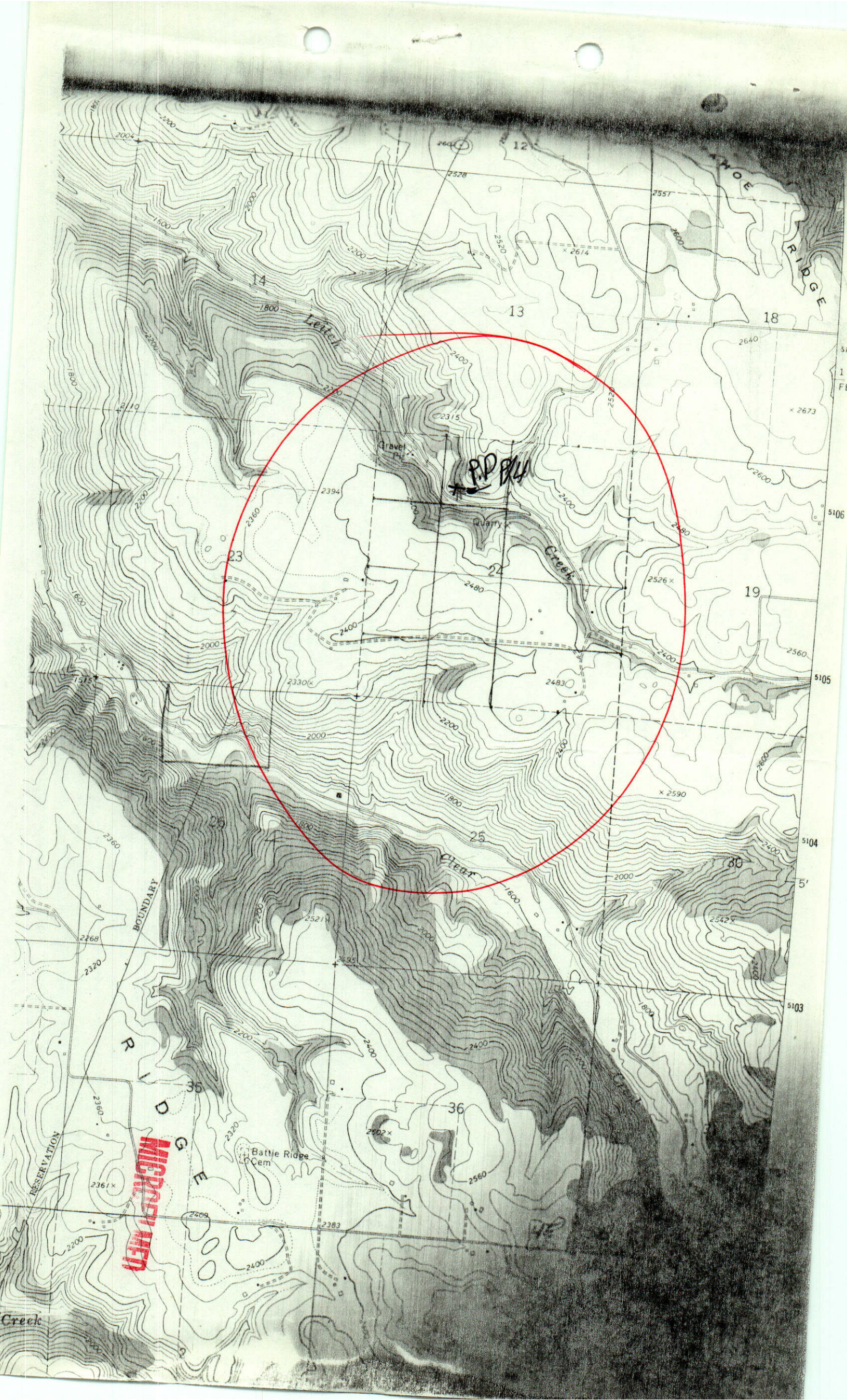
Marilyn J. Stolley, Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

JAN 14 1981

Department of Water Resources
Northern District Office

MICROFILMED



MICHAEL

P.D. 1/4

BOUNDARY

RESERVATION

Creek

Battle Ridge Loc. Cem.

Leitch

Quarry

Creek

Clear

RIDGE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 81-7077 Priority December 26, 1980 Amount .08 cfs

THIS IS TO CERTIFY, that Cary Foster
of Kooskia, ID, has complied with the terms and conditions of Permit
No. 81-7077 issued pursuant to Application for Permit dated December 26, 1980,
and has submitted proof to the Department of Water Resources on April 2, 1982,
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 .08 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(2 units)</u>	from <u>January 1</u> to <u>December 31</u> at <u>.08</u> cfs and <u>2.4 acre feet</u>		
	from _____ at _____ cfs and _____		
	from _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than .08 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
2.4 acre feet per year, said waters to be diverted within the NENW Sec 24
T32N R4E in the County of Idaho

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>32N</u>	<u>4E</u>	<u>24</u>																	

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
described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 23 day of
August, 19 82.

Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant CARY FOSTER Phone _____

Post office address Rt. 1, Box 93-E, Kooskia, ID 83539

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 32N

Range 4E B.M. _____ Idaho _____ County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for domestic purposes from 1/1 to 12/31 (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:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump and pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 32N

Range 4E B.M. _____

(2) Amount of power to be generated: _____ horsepower 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 2.

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

MICROFILMED

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

[illegible]

Total number of acres to be irrigated

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

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

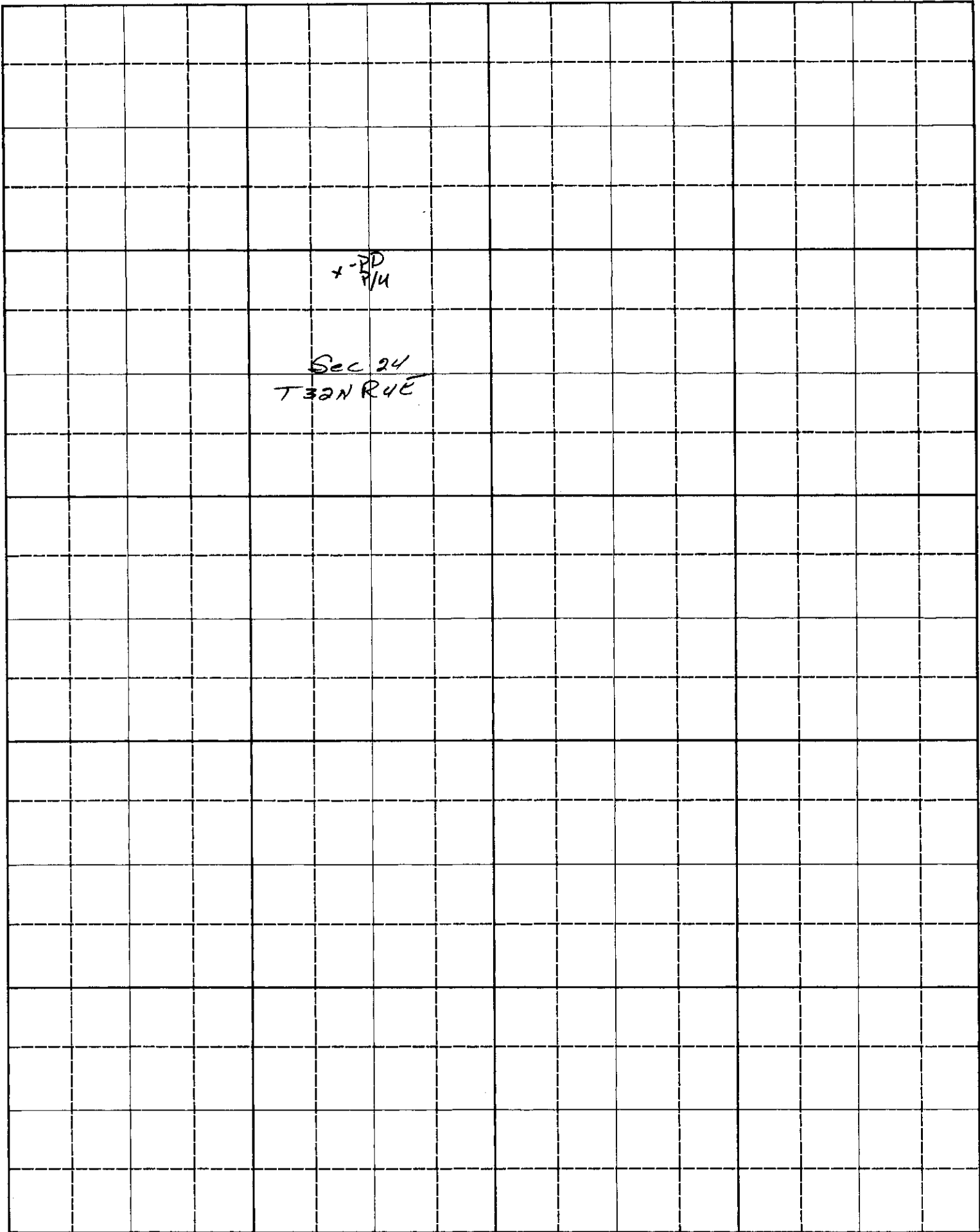
b. Who owns the land to be irrigated or place of use Applicant and Henry Foster

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

MICROFILMED

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Cary Foster
(Applicant)

MICROFILMED

Proposed Priority 12/26/80

Received by ML Date 12/24/80 Time 1:00 PM

Preliminary check by TK Fee \$ 30.00

Receipted by ML Date 12/31/80 (15506)

Publication prepared by ML Date 12/31/80

Published in Shoshone County Free Press

Publication dates 1/7 & 1/14/81

Publication approved ML Date 1/26/81

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RH RH

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. 81-7077, 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 February 1, 19 86.
- 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. Other:

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 3 day of February, 1981.

David R. Tuttle
Acting Chief, Operations Bureau

MICROFILMED

AFFIDAVIT OF PUBLICATION

Nona Donaldson being first duly sworn, says he is the Office Manager of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for 2 weeks, being published 2 times, the first publication being on the 7th day of January, 19 81, and the last publication on the 14th day of January, 1981; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

[Handwritten signature: Nona Donaldson]

Subscribed and sworn to before me this 14th day of January, 19 81

[Handwritten signature: Marilyn J. Stalley], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED

JAN 14 1981

Department of Water Resources
Northern District Office

MICROFILMED

WATER RIGHT NUMBER 81-7077

OWNER LAST NAME - FOSTER

FIRST NAME - CARY

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 93E

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - KOOSKIA

STATE - ID ZIP CODE - 83539

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 12-26-1980

COUNTY - IDAHO

TOTAL DIV. RATE -

.0800 CFS

TOTAL DIV. VOLUME - 2.40 AFA

TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 24 32N 04E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0800 CFS

USE DIV. VOLUME -

2.40 AFA

USE - DOMESTIC

PLACE OF USE - TWN 32N RNG 04E SEC 24 TRACT NENW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES

0

REMARKS -

NON IRRIG USE - D/2 HOMES

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 02-01-1986 PERMIT/DENIED - 02-03-1981 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELL, PUMP AND PIPELINE.

REVISED 11/27/84

September 22, 1982

RE: Permit No. 81-7077

Gary Foster
Route #1, Box 93-E
Kooskia, ID 83539

Dear Mr. Foster:

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

MICROFILMED

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

~~Point(s) of diversion:~~

NE NW-24-32N-4E

Place(s) of Use

[illegible]

Recommended Amendments:

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

Examiner's Signature _____

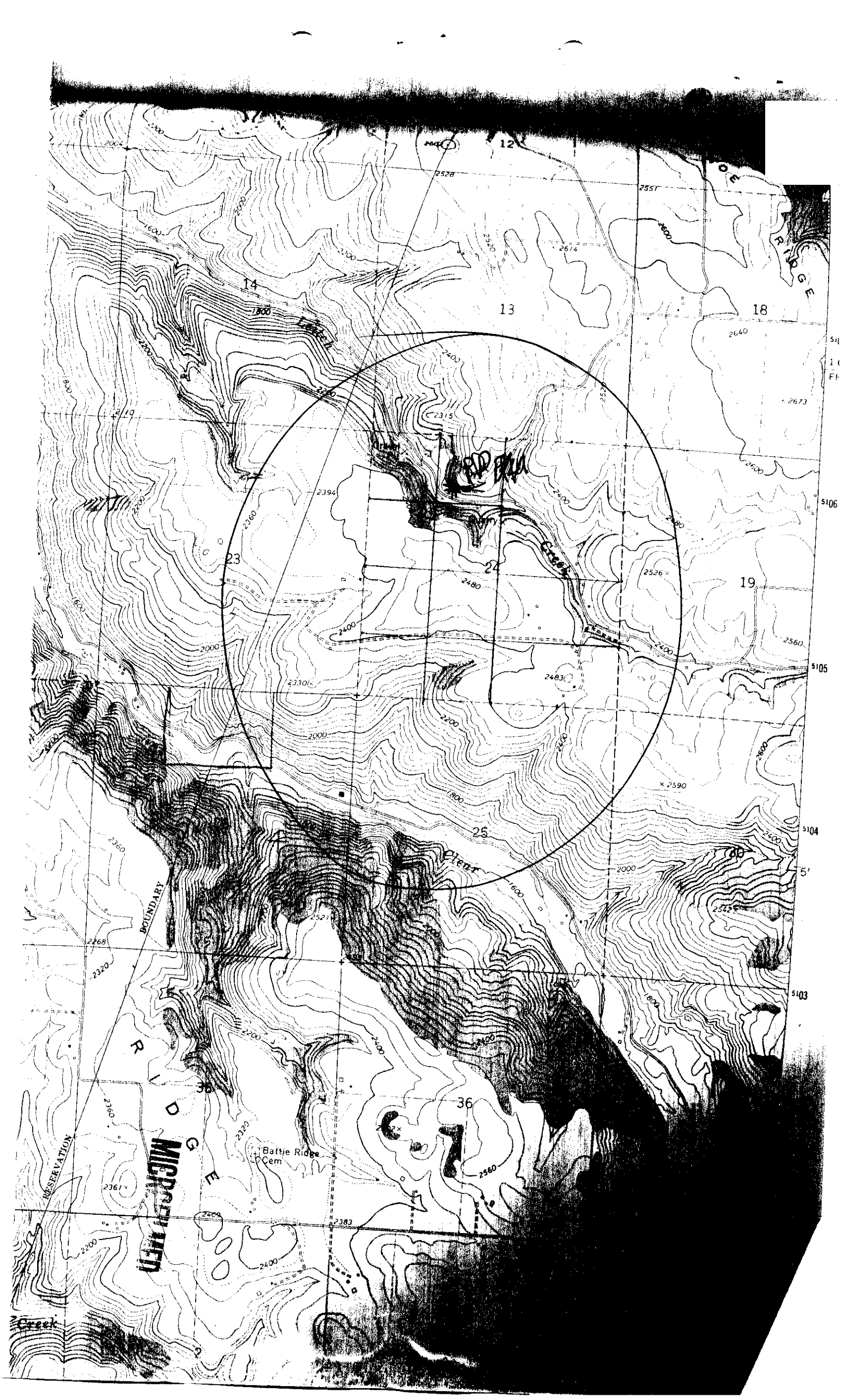
Checked by _____

Approved by _____

Date _____

Date _____

te



WATER RIGHT NUMBER 81-7077

OWNER LAST NAME - FOSTER

FIRST NAME - CARY

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 93E

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - KOUSKIA

STATE - ID ZIP CODE - 83539

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - PERMIT

STATUS -

PRIORITY - 12-26-1980 COUNTY - IDAHO

TOTAL DIV. RATE - .0800 CFS

TOTAL DIV. VOLUME - 2.4

.00 AFA TRER/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 24 32N 04E LOT

REDIV -

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

0.0

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0800 CFS

USE DIV. VOLUME - 2.4 .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 32N RNG 04E SEC 24 TRACT NENW LOT

AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE - D/2 HUMES.

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 02-01-1986 PERMIT/DENIED - 02-03-1981 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM -

COND. OF APPROVAL - 04

DIVERSION MEANS - WELL, PUMP AND PIPELINE.

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has committed to development to the extent shown below of Permit No. 81-7077

Name(s) of Permit Holder: Cary Foster

Post Office Address: Rt. 1 Box 93-E

Kooshkia, ID 83539 Tel. No. (208) 926-4134

Source of Water: Deep well

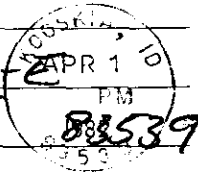
Extent of Use: ☒ Domestic (number of households)
☒ Stockwater 4 horses 2 cows (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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.

Date 4-1-82 **MICROFILMED** Cary Foster
Signature of Permit Holder

C. Foster
Rt. 1 Box 93-E
Keosauqua, Id 83539



Department of Water Resources

APR 2 1982

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

MICROFILMED

March 17, 1981

Cary Foster
Route 1, Box 93-F
Rooskia, ID 83539

Dear Mr. Foster:

Re: Permit No. 81-7077

Pursuant to your letter of March 7, 1981, enclosed is the Statement of Beneficial Use postcard.

If you have completed the water distribution system to the two domestic residents, you may submit the Statement of Beneficial Use postcard. If not, you have until February 1, 1986 to do so.

If you have any questions concerning this matter, please feel free to contact this office or our regional office in Coeur d'Alene, Idaho at 667-8484.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosure

RECEIVED

3-7-81

Rick MAR 11 1981

Department of Water Resources

Cary Foster
Rt. 1 Box 93-E
Kooskia, Id 83539

Dear Sir,

I would like to request
that you send me the
"Proof of Beneficial Use" form.
I have filed an Application
For Permit (#81-7077) and it
was approved. From what
I understand I must now
show 'beneficial use and to
do this I need the appropriate
form.

Thank you,
Cary Foster

MILWAUKEE

C. Foster
Rt. 1 Box 93-E
Koostina, Id
83539

MIDPOSTAL



Dept. of Water Resources
State house
Boise, Id
83720

) WATER RIGHT NUMBER 81-7077

WATER RIGHTS EDIT REPORT

02/06/81

PAGE 8

ACT
ION

) L STAGE - PERMIT

PROOF DUE - 02-01-1986 PERMIT/DENIED - 02-03-1981

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COND. OF APPROVL - 04

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WATER RIGHT NUMBER 81-7077

OWNER LAST NAME - FOSTER ✓

FIRST NAME - CARY ✓

ORIG OWNER -

ADDRESS LINE 1 - RT. 1 BOX 93E ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - KOOSKIA ✓

STATE - ID ✓ ZIP CODE - 83539 ✓

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - APPLICATION ✓

STATUS -

PRIORITY - 12-26-1980 ✓

COUNTY - IDAHO ✓

TOTAL DIV. RATE -

.0800 -CFS ✓

TOTAL DIV. VOLUME -

.00 AFA

TRF/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENW 24 32N 04E LOT ✓

REDIV -

FROM - 01-01 TO -

12-31

USE - DOMESTIC ✓

USE DIV. RATE -

.0800 CFS ✓

USE DIV. VOLUME -

.00 AFA

USE - DOMESTIC ✓

PLACE OF USE - TWN 32N RANG 04E SEC 24 TRACT NENW LOT ✓ AC

DATE -

TOTAL ACRES

0

DECREE NAME -

REMARKS -

NON IRRIG USE - 0/2 HOMES. ✓

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS - WELL, PUMP AND PIPELINE. ✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FOSTER, CARY
RT. 1 BOX 93E
KOOSKIA, ID 83539

FEBRUARY 11, 1981

RE: PERMIT NO. 81-7077

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: SK APPLICATION NUMBER: 81-7677

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

- ☒ Fee.
☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 1/26/81 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1/14/81 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 12/26/80 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: RSB Date: 1/26/81

STATE OFFICE REVIEW:

return receipt w/ cover letter

SLW/brand 04

- ☐ See attached sheet for more information.

By: Robyn Date: 2/3/81

MICROFILMED

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

May 27, 1982

Mr. Cary Foster
Rt. 1 Box 93E
Kooskia, Id. 83539

RE: S1-7077

Dear Mr. Foster:

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. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Asent

TDK/pms

cc: IDWR - State Office

MICROFILMED

IDENT. NO. 81-7677

WATER RIGHT
DATA ENTRY LOG

[illegible]

81-7077-

FOSTER, CARY

RT. 1 BOX 93E, KOOSKIA, ID 83539

Source: GROUNDWATER

Date Filed: 12/26/1980

Amount: 0.08 CFS

Diversion Point: NENW Sec 24 T 32N R 04E, IDAHO Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 24 T 32N R 04E

Diversion Means: WELL, PUMP AND PIPELINE.

MICROFILMED