

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 75-07503

Priority: November 27, 1991

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that DAWN R WRIDE
AND
KENNETH WAYNE WRIDE
AND
LANNY DEE WRIDE
PO BOX 322
ABERDEEN ID 83210

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 26, 1990; and has submitted Proof of Beneficial Use on November 27, 1991. An examination confirms water is diverted from:

SOURCE

PANTHER CREEK

Tributary: SALMON RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

PANTHER CREEK SW1/4NW1/4 Sec. 34, Twp 19N, Rge 18E, B.M., LEMHI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
19N 18E 34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							X										

CONDITIONS OF APPROVAL

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. Domestic use is for one home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 15th day of December, 2012.

For 
GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Attachment To Water Right License
75-7503

This map depicts the DOMESTIC place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

R18E



0 0.025 0.05 0.1 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



RECEIVED

DEC 14 2012

DEPARTMENT OF
WATER RESOURCES

Page 1

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 75-07503**Date of Priority:** November 27, 1991**Maximum Diversion Rate:** 0.04 CFS**Maximum Diversion Volume:** 1.2 AF

Comes now MARION WRIDE
PO BOX 604

ABERDEEN ID 83210 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 75-07503, and requests that the permit be changed as follows:

Source: PANTHER CREEK**Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

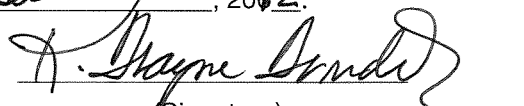
LOCATION OF POINT(S) OF DIVERSION:

PANTHER CREEK SW1/4NW1/4 Sec. 34, Twp 19N, Rge 18E, B.M.
LEMHI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N 18E 34							X										

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 29th day of November, 2012.


(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 75-07503

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by JH # C096273 Date 12-4-12

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 75-07503 with the following:

CONDITIONS OF APPROVAL

1. Domestic use is for one home.
2. The issuance of this right does not grant any right-of-way or easement across the land of another.

Witness my hand this 15th day of December, 2012.

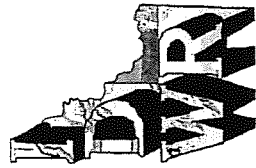
For Gary V. Spackman
GARY SPACKMAN
Director

The blue line from ...
that deliver water to the corner of our property where indicated



diversion point = Blue dot
Circled w yellow

Aerial map SENE 33... shows a "diversion point" in
an area where there is no creek. Our permit # 75-7503
is located in quadrant SWNW 34 as indicated above.

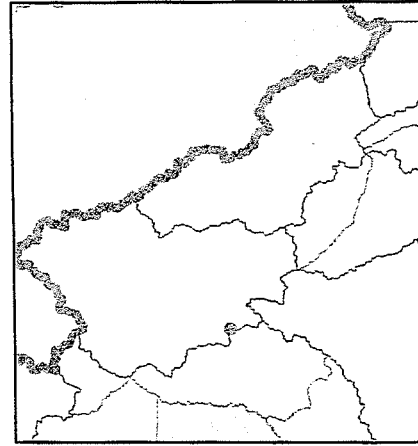


Idaho Department of Water Resources

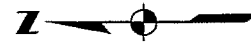
Permit Number
75-7503
(DOMESTIC)

Please mark where the ditch comes out of creek and the location of the house. Return map to IDWR.

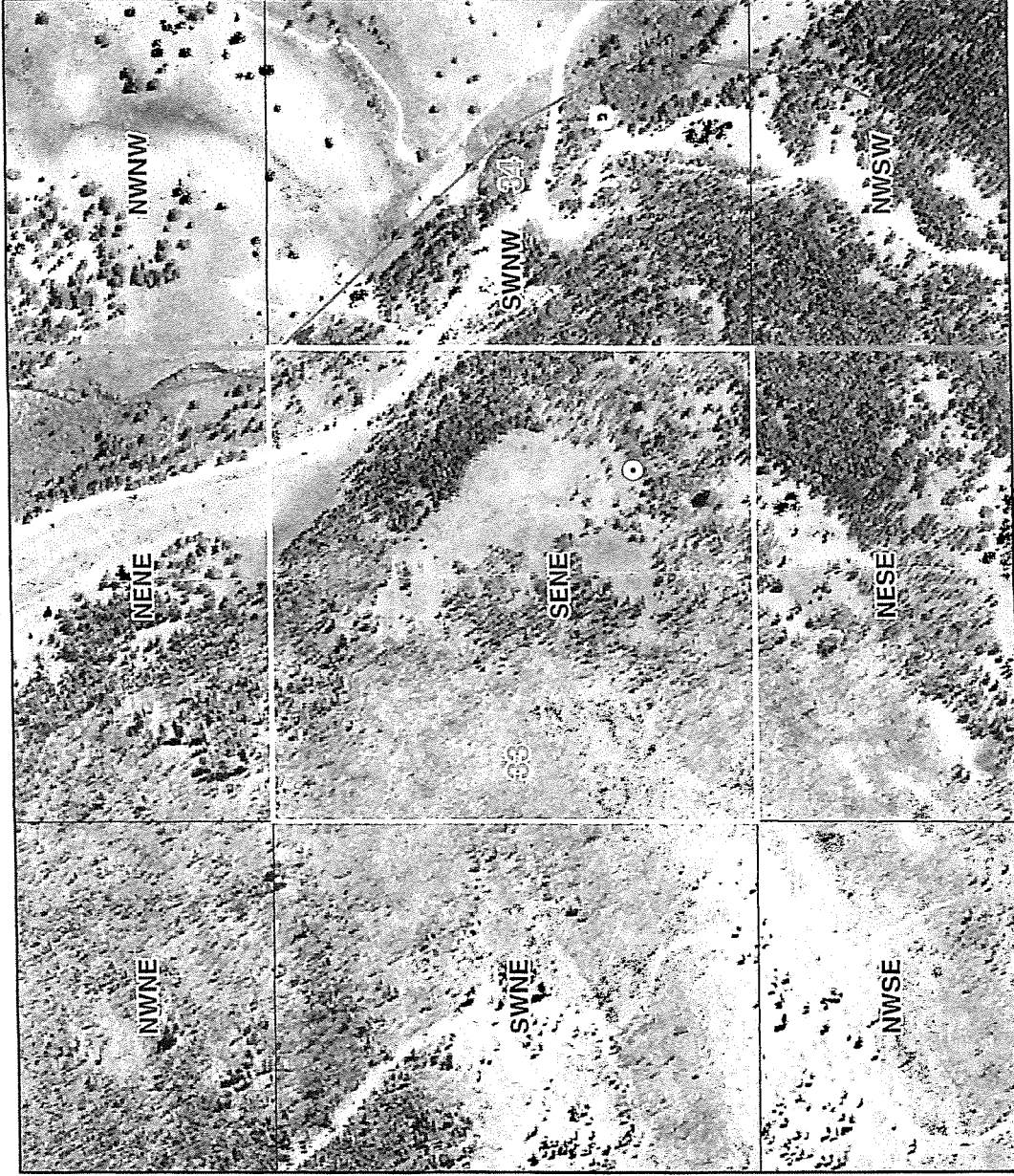
- Point of Diversion
- Place of Use
 - Townships
 - PLS Sections
 - Quarter Quarters
 - streams



Lemhi County
IDWR Basin 75



R18E



T19N

0 0.1 0.2 0.4 Miles

Creek diversion point is shown on permit map approx 150-200' upstream of Panther Cr. Bridge. Closest to Silver Creek turn-off. (see yellow dot)

DEC 04 2012

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
75-07503	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: MARION WRIDE
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): DAWN R. WRIDE, KENNETH WAYNE WRIDE
Name of each new owner as listed on the conveyance document
- LANNY DEE WRIDE
New owner continued ☐ and ☐ or ☐ and/or
- Box 322
Mailing address
- ABERDEEN ID 83210
City State ZIP
- 208-269-7733 KWAYNEWRIDE@gmail.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: MARCH 16, 1983

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - ☒ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ No fee is required for pending adjudication claims.

7. Signature: K. Wayne Wride NOV. 29, 2012
Signature of new owner/claimant Title, if applicable Date

Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 12-4-12 Receipt No. C096273 Receipt Amt. \$25.00

Approved by _____ Processed by [Signature] Date 12-4-12

WARRANTY DEED

For Value Received

MARION WRIDE

the grantor , do es hereby grant, bargain, sell and convey unto an undivided one-third interest each, unto DAWN R. WRIDE, a married man as his sole and separate property, KENNETH WAYNE WRIDE, a married man as his sole and separate property, and LANNY DEE WRIDE, a married man as his whose current address is sole and separate property, to hold said interest as 2500 Hall Drive tenants in common. West Lake, Ohio 44145

the grantees , the following described premises, in LEMHI County Idaho, to wit:

A parcel of land located in a portion of H.E.S. No. 629 in approximate Sections 27, 28, 33, and 34, unsurveyed, Township 19 N., Range 18 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at Corner No. 1 of said H.E.S. no. 629 and being the REAL POINT OF BEGINNING, a distance of 196.50 feet on a bearing of N. 48° 59' 38" E. to the Westerly Right-of-Way of Panther Creek Road:

Thence the following courses and distances along the Westerly Right-of Way of Panther Creek Road:

N. 55° 36' W., 428.11 feet;

N. 41° 28' 47" S., 308.87 feet along the chord of a curve to the right having a central angle of 28° 14' 28" and a radius of 633.00 feet;

Thence S. 15° 46' 12" W., 62.40 feet;

Thence S. 38° 10' E., 690 feet to the REAL POINT OF BEGINNING...

The above conveyance is made free and clear of all other encumbrances except: Rights of Way and easements, reservations in Federal patents and State deeds, or other restrictions imposed by law, building and use restrictions of record, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee , that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 16, 1983

Marion Wride

STATE OF IDAHO, COUNTY OF POWER

On this 16th day of March , 1983, before me, a notary public in and for said State, personally appeared Marion Wride

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

166580

STATE OF IDAHO } ss NO.
COUNTY OF LEMHI }

This instrument was filed for record at the request of Marion Wride

at 3:43 P.M. March 22 19 83

and duly filed and indexed in the

DEED

Records of Lemhi County,

Idaho.

Alberta Wiederrick

Ex-Officio Recorder

Furnished by the AMERICAN LAND TITLE CO.

Thence the following courses and distances:
Westerly Right-of-Way of Panther Creek Road:

N. 55° 30' W., 428.11 feet;

N. 41° 28' 47" S., 308.87 feet along the chord
of a curve to the right having a central angle
of 28° 14' 28" and a radius of 633.00 feet;

Thence S. 15° 46' 12" W., 62.40 feet;

Thence S. 38° 10' E., 690 feet to the REAL POINT OF
BEGINNING...

The above conveyance is made free and clear of all other
encumbrances except: Rights of Way and easements, reservations
in Federal patents and State deeds, or other restrictions
imposed by law, building and use restrictions of record,
building and zoning regulations and ordinances of any governmental
unit.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s,
their heirs and assigns forever. And the said Grantor do es hereby covenant to and
with the said Grantee , that he is the owner in fee simple of said premises; that they are free
from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 16, 1983

Marion Wride

STATE OF IDAHO, COUNTY OF POWER

On this 16th day of March, 1983,
before me, a notary public in and for said State, personally
appeared Marion Wride

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

James E. Glarborg
Notary Public
Residing at American Falls, Idaho
Comm. Expires Perpetual

166580

STATE OF IDAHO) ss NO.
COUNTY OF LEMHI)

This instrument was filed for record at the request of
Marion Wride
at 3:43 P.M. March 22 19 83
and duly filed and indexed in the
DEED Records of Lemhi County,
Idaho.

Alberta Wiederrick

By *Quinn F. Shaw* Ex. Office Recorder Deputy
Fees: 2.00 pd.
Mail to: Box 604, Aberdeen, Idaho 83210

Furnished by the AMERICAN LAND TITLE CO.,



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

December 17, 2012

DAWN R WRIDE

And

KENNETH WAYNE WRIDE

And

LANNY DEE WRIDE

PO BOX 322

ABERDEEN ID 83210

RE: License No. 75-7503

Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4916.

Sincerely,

A handwritten signature in cursive script, appearing to read "Craig Saxton".

Craig Saxton

Water Right Supervisor

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2012 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 75-7503

**DAWN R WRIDE
PO BOX 322
ABERDEEN ID 83210**

**KENNETH WAYNE WRIDE
PO BOX 322
ABERDEEN ID 83210**

**LANNY DEE WRIDE
PO BOX 322
ABERDEEN ID 83210**

A handwritten signature in cursive script, reading "Jean Hersley", is written over a horizontal line.

**Jean Hersley
Technical Records Specialist I**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

K. Wayne Wride
Box 322
Aberdeen ID 83210

RECEIVED

DEC 04 2012

DEPARTMENT OF
WATER RESOURCES

Thursday, November 29, 2012

Jean Hersley
Idaho Department of Water Resources
P.O. Box 83720
Boise Idaho

RE: Application for Water Right Amendment 75-07503, Notice of Change in Water Right Ownership, Updated arial map of Point of Diversion.

Hi Jean,

Thanks for returning my phone call regarding water right 75-07503.

As per our conversation, in order to change ownership and correct the actual point of diversion on Panther Creek (for at least 38 years that I know of), enclose are the four documents you requested:

Warranty Deed transferring property to me and my two brothers.
Map showing updated Point of Diversion (previously sent to you).
Application for Amendment...plus \$100.000
Notice of Change of Water Right Ownership...plus \$25.00

Enclosed is \$125 to cover fees. I hope this puts the whole affair in order.

Thank you



K. Wayne Wride

PS. If you need signatures from Dawn and Lanny on the "Change of Water Right Ownership" form, perhaps there is a way they can mail those signatures directly to you, referencing these documents. Please advise.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

11/14/2012

MARION WRIDE
PO BOX 322
ABERDEEN ID 83210

RE: Water Right Permit No. 75-07503

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report and the letter IDWR received from you dated November 9, 2012, the following elements were developed differently than described on your permit:

☒ **Point(s) of Diversion**

☒ **Place(s) of Use**

☐ **Other**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$100.00 filing fee within 14 days.

If you have any questions, please call me at (208)287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist I

Enclosure(s)

RECEIVED

NOV 14 2012

DEPARTMENT OF
WATER RESOURCES

Friday, November 9, 2012

Wayne Wride/Marion Wride
PO Box 322
Aberdeen ID 83210

Craig Saxton
Water Right Supervisor
PO Box 83720
Boise ID 83707-9815

Hi Craig,

I don't know if the yellow/black dot on the color arial view map I received from you regarding domestic water permit #75-7503 is supposed to represent the actual diversion point of the permit, or if I am supposed to indicate the diversion point.

If the color arial view is supposed to be an accurate representation, it is incorrect. I have included an arial view map showing the correct diversion point. It is approximately 150-200 feet upstream from the Panther Creek Bridge closest to the Panther Creek Road and Silver Creek Road Turn-Off. It is in quadrant SWNW 34, instead of SENE 33.

I have also indicated the location of the mobile home.

Thank you



K. Wayne Wride

Enclosures: 2 arial view maps

the bl. line from "diversion point" representing "ditch" that deliver water to the corner of our property where indicated



LOCATION OF "MOBILE HOME" house

diversion point = Blue dot
Circled w/ yellow

Aerial Map SENE 33... shows a "diversion point" in an area where there is no creek. Our permit # 75-7503 is located in quadrant SWNW 34 as indicated above.

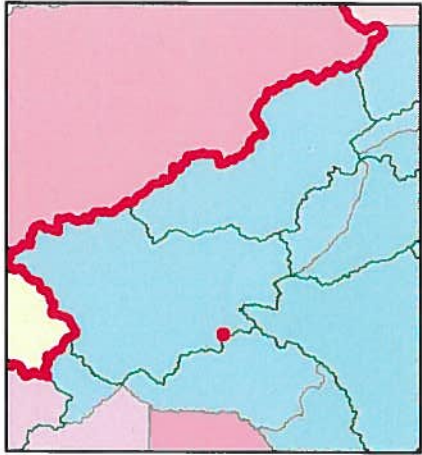


Idaho Department of Water Resources

Permit Number
75-7503
(DOMESTIC)

Please mark where the ditch comes out of creek and the location of the house. Return map to IDWR.

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters
- streams

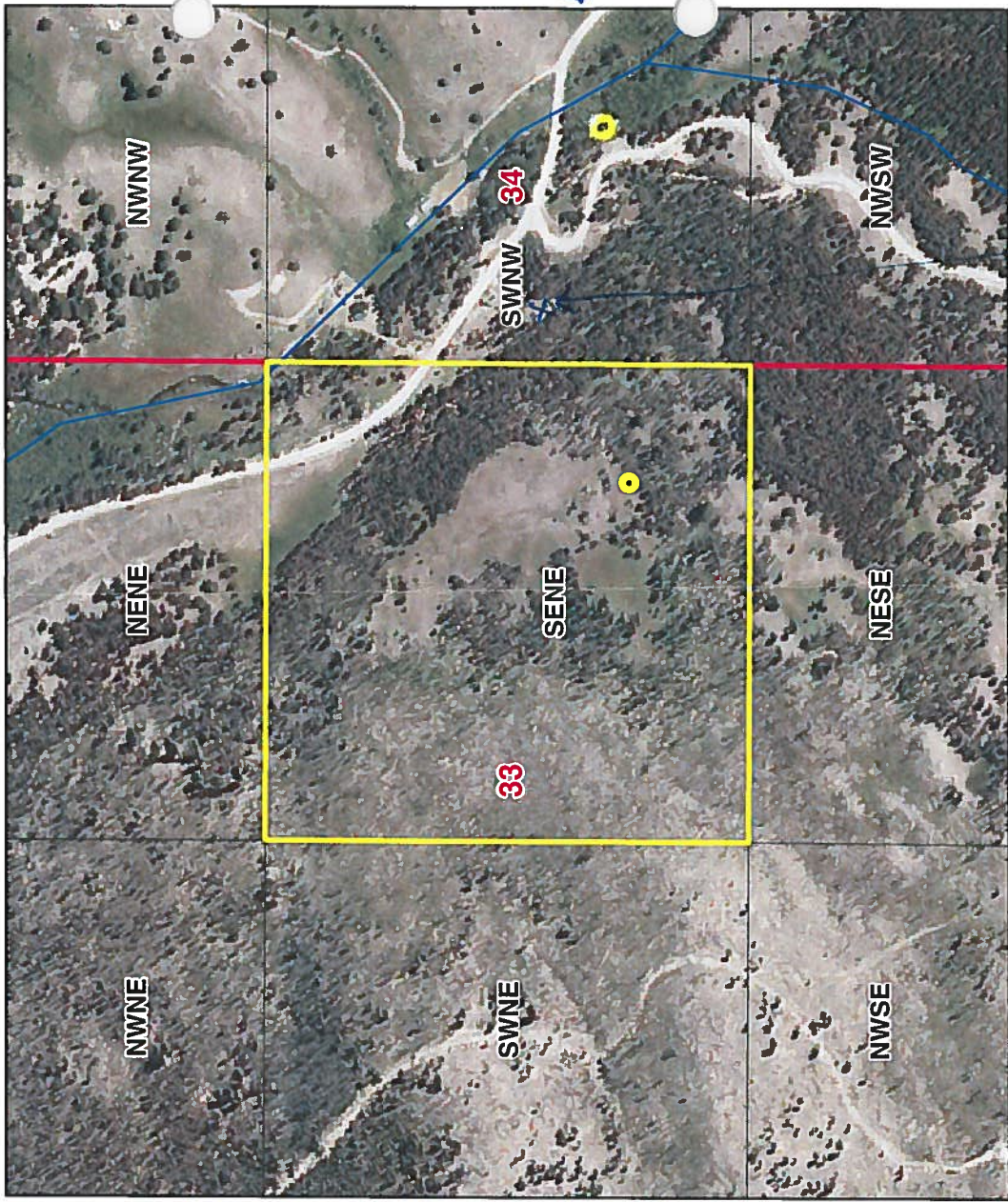


Lemhi County
IDWR Basin 75



Covered diversion point is shown on Quadrant SWNW 27 approx 150-200' upstream of Panther Cr. Bridge closest to Silva Creek turn-off. (see yellow dot)

R18E



T19N

LOCATION OF DWELLING

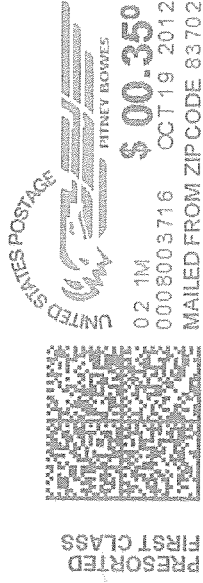
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

RECEIVED
OCT 29 2012
DEPARTMENT OF
WATER RESOURCES
15-1503

resent 10-30-12
to K. Wayne Wride
PO Box 322 10 83210
Aberdeen

MARION WRIDE
PO BOX 604
ABERDEEN ID 83210



NIXIE 841 DE 1 00 10/27/12
RETURN TO SENDER
NO MAIL RECEPTACLE
UNABLE TO FORWARD
BC: 837200098 *2936-06762-20-40

154ZSEB 8321



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

October 18, 2012

MARION WRIDE
PO BOX 604
ABERDEEN ID 83210

RE: Additional Information for Water Right Permit No. 75-7503

Dear Permit Owner:

The Idaho Department of Water Resources is in the process of reviewing water right permit no. 75-7503 for licensing. The review process includes verifying development of domestic use in connection with the permit. This can be done by determining if a dwelling exists on the property in question. The place of use that was approved on the permit doesn't have a home on the property.

I have enclosed a map of the area of use. Please mark where the ditch comes out of the creek and the location of the house. Return this map to IDWR in the prepaid envelope within thirty (30) days.

If I do not receive the requested information from you within thirty (30) days, action may be taken to void your permit. If you agree that no beneficial use of water occurred under water right permit 75-7503, you can shorten the voiding process by completing the enclosed relinquishment form and returning it to IDWR.

If you have any questions, please contact me at (208) 287-4916.

Sincerely,

for 
Craig Saxton
Water Right Supervisor

Enclosures