

**STARTING
RIGHT
SIDE OF
FILE**

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 33345/98-2133 Priority Nov. 28, 1966 Amount 0.8 cfs

THIS IS TO CERTIFY, that BEE LINE WATER ASSOCIATION
of Bonnerr's Ferry, Idaho, has complied with the terms and conditions of Permit
No. 33345/98-2133 issued pursuant to Application for Permit dated November 28, 1966,
and has submitted proof to the Department of Water Administration on December 11, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.8 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Meadow Creek
tributary of the Moyie River, is hereby confirmed in the following amounts:

Amount 0.8 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

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

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

Subject, however, to the condition that no more than 0.8 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SE¹/₄NE¹/₄ Sec. 36, Twp. 64 N, Rge. 1 E, B.M.

in the county of Boundary; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 144 acre feet per year ~~xx~~

~~acre feet per year~~

Description and location of place of use:

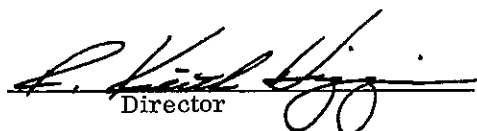
TWP.	RANGE	SEC.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				TOTALS
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
62N	1E	Sections	1,	2,	11	&	12												
63N	1E	Sections	8,	9,	10,	15,	16,	17,	20,	21,	22,	23,	26,	27,	28,	34,	35	&	36

Total number of acres irrigated _____

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28 day of

December, 19 73.


Director

98-2133

RECEIVED
DEC 19 1973
Ref # 13459
Department of Water Administration

of (address) Box 676,

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 98-2133, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, T. 64N,
R. 1E, B.M. Other points of diversion _____

mo. - day

mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

98-2133

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of 10 columns and 8 rows, creating a total of 80 square units. The lines are thin and black, set against a white background. There are no margins, text, or other markings on the page.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

ACTION OF STATE RECLAMATION ENGINEER

Witness my hand this 28 day of December, 19 73

December 19, 1978

P. Karl Higgin

Director ~~State Reclamation Engineer~~
Dept. of Water Administration

✓ 33345
K.D.
98-2133

Application For Permit
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 41558
PERMIT No. 33345
DISTRICT No.

Nixon and Nixon
Attorney at Law
P.O. Box 368
Bonners Ferry, Idaho 83805

1. Name of Applicant: Bee Line Water Association

Postoffice address: Bonners Ferry

County: Boundary

State: Idaho 83805

I. If applicant is a corporation, give:

(a) Date and place of incorporation: in process of incorporation

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors: Edmund Justus, Raymond Mossman, Ray Stueve, Peter Braun, Jack Malcolm, Dewayne Wedel and Neal Larsen, all of Route #1, Bonners Ferry, Idaho 83805.

II. The financial resources of the applicant are:

(a) Cash on hand: \$2500.00

(c) Bond to be issued: none (HA loan and grant)

(b) Treasury stock:

(d) Other resources: \$15,500.00 (membership fees)

2. Quantity of water claimed: .8

cubic feet per second.

3. Source of water supply: Meadow Creek

which is a tributary of Moyie River.

4. Location of point of diversion: the SW $\frac{1}{4}$ NW $\frac{1}{4}$

~~feet distant from the~~

~~corner of~~ Section 31, T. 64 N, R. 2 E, B.M., and is in the Boundary

of section, T., R., B. M., County of

5. Water is to be used for domestic

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B.M., in the of Section of, T., R., B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B.M., in the
of Section, T., R., B.M.

7. Estimated cost of works: \$ 170,000.00

8. Kind of works: domestic water system (gravity)

9. Height of dam feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is 3 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

16. (a) Is reservoir to be used? 100,000 gal / storage tank. If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

BEE LINE WATER ASSOCIATION Applicant.

By /s/ W. W. NIXON Agent.

Date of first receipt at Department of Reclamation: November 28, 1966 9:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 33345
Recorded in Book 116 Page 33345 Approved December 13, 1966
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before February 13, 1967 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before June 13, 1968
The whole of said work to be completed on or before December 13, 1969
Beneficial use of water appropriated in accordance herewith, to be made on or before December 13, 1972

WITNESS My hand this 13th day of December, 1966. /s/ R. KEITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 13th day of December, 1966.
COUNTERSIGNED: STATE OF IDAHO

(SEAL) By /s/ LOUIS E. CLAPP, Secretary of State. By W. E. DREVLOW, Acting Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			DOMESTIC																

LICENSE ISSUED FOR 28 SEC. FY. HOUSE PAG NO.

**NOTICE OF EXISTING
WATER PERMIT**

Notice is hereby given that Bee Line Water Association, Bonners Ferry, Idaho has received an approved permit No. 33345 issued by the Idaho State Reclamation Department authorizing the diversion of .8 cubic feet per second of water from Meadow Creek tributary of Moyie River, subject to all prior rights. The priority to be established under this permit is November 28, 1966 and the permit was approved December 13, 1966. Water is to be diverted by a domestic water system (gravity) from a point within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 64N, R. 2E, B.M., Boundary County to be used for domestic purposes in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 64N, R. 2E, B.M. Proof of the application of the water to beneficial use is to be submitted to the Department on or before December 13, 1972. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on August 7 and August 14, 1969-idr.

AFFIDAVIT

PUBLICATION

RECEIVED

SEP 22 1969

STATE OF IDAHO }
County of Boundary } ss.

W. H. Chubb

being first duly sworn up his oath, deposes and says that he is the publisher (or foreman) of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that the advertisement of Bee Line Water Association/State of Idaho

Notice of Existing Water Permit

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Aug. 7, 1969, and ending with the issue dated Aug. 14, 1969

Subscribed and sworn to before me this 21 day of Aug., 1969.

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

Residing at Bonners Ferry, Idaho
My commission expires Jan. 11, 1970

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33345)
in the name of Bee Line Water Association)
Bonners Ferry, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law;
and,

WHEREAS, these changes raised questions as to the procedures to be followed by
holders of permits issued prior to the effective date of the amendments, May 31, 1967;
and,

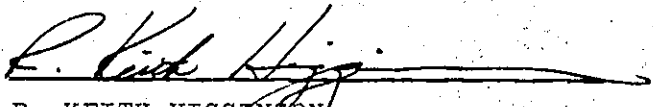
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33345 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are
hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42,
Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit
holders expense for two weekly issues in the official newspaper of
the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion
of works as originally specified, but will be required to submit
proof to the Department of Reclamation of the application of the
water to beneficial use on or before December 13, 1972. The per-
mit holder should be aware that failure to complete one-fifth
(1/5) of the works within one-half (1/2) of the time originally
set for Completion of Works may be grounds for cancellation at
the instance of the Department.

Dated this 18TH day of July, 1969.


R. KEITH HIGGINSON
State Reclamation Engineer

33345
98-2133

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 33345

Permit No. _____

District No. _____

1. Name of Applicant: **Bee Line Water Line Association**
Post Office address: **Bonners Ferry** County: **Boundary** State: **Idaho 83805**

If applicant is a corporation, give:

- (a) Date and place of incorporation: **in process of incorporation**
(b) Amount of Capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: **Edmund Justus, Raymond Mossman, Ray Stueve, Peter Braun, Jack Malcolm, Dewayne Wedel, and Neal Larsen, all of Route 1, Bonners Ferry, Idaho 83805.**

The financial resources of the applicant are: (a) Cash on hand: \$ **2500.00**(b) Treasury stock: _____ (c) Bonds to be issued: **none (FHA loan & grant)**(d) Other resources: **\$15,500.00 (membership fees)**

2. Quantity of water claimed: **.8** cubic feet per second

3. Source of water supply: **Meadow Creek**

which is tributary of **Moyie River**

4. Location of point of diversion: **the SW $\frac{1}{4}$ NW $\frac{1}{4}$** ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
of Section **31**, Twp. **64N**, Rge. **2E**, B. M., and is in the _____
of Section _____, Twp. _____, Rge. _____ B.M., County of **Boundary**

5. Water is to be used for: **domestic**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
Twp. _____, Rge. _____, B. M., in the _____ of Section _____, Twp. _____, Rge. _____, B. M.

(b) Amount of power generated: _____ H. P., under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, Twp. _____, Rge. _____, B. M., in the
_____ of Section _____, Twp. _____, Rge. _____, B. M.

7. Estimated cost of works: \$ **170,000.00**

8. Kind of works: **domestic water system (gravity)**

(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____

feet; material used in dam _____
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width _____ feet; Height _____ feet

11. Ditch: Width at bottom _____ feet; Width at water line _____ feet; Depth of water _____ feet;

Dimensions of flume _____; Diameter of pipe _____ inches;

Length of conduit _____ miles. Average grade per mile _____ feet.

33345

12. The time required for the completion of such work is 3 years.

13. The time required for the complete application of the water to the proposed use is 3 additional years.

14. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision

[illegible]

Total Number of Acres to be Irrigated.....

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

none

16. (a) Is reservoir to be used? 100,000 gal storage tank (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit:

(c) Date of filing of Application for Storage Permit and Name of Applicant:

Remarks:

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.

BEE LINE WATER ASSOCIATION

Applicant.

By W. W. Nixon, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I,, of, County of, State of, do hereby certify that I am the owner of the land on which the spring mentioned in the application of is located, to-wit:

and that I do hereby grant unto the said permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO

County of) ss.

On this day of, 195..., before me, a Notary Public for the State of Idaho, residing at, personally appeared..... known to me to be the person.... whose name.... subscribed to the foregoing certificate, and acknowledged to me thathe.... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

My commission expires

Notary Public.

33345

Approval of State Reclamation Engineer

The number of this permit is.....

Recorded in Book Page Approved.....
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$..... to be filed before

Work to begin on or before, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before

Beneficial use of water appropriated in accordance herewith, to be made on or before

Witness my hand this day of....., 195.....

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, Governor of the State of Idaho, and Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this day of....., 195.....

Countersigned:

STATE OF IDAHO

By Secretary of State.

By Governor.

No.	PERMIT	Date of first receipt at office of State Reclamation Engineer 11-28-66 9:00 AM	Returned to applicant for correction	Corrected application received	Fees, \$.....	FILING FEES FOR USE PERMIT:	
						For the first Sec. Ft.	\$5.00
						For each additional Sec. Ft. or Fraction	
						Thereof	.25

15-00

Rec. No. 33525

(Form No. 1)

Address all communications to
Nixon & Nixon, Attorneys at Law
P.O. Box 368, Bonners Ferry, Idaho 83805

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 41558
Permit No. 33345
District No. _____

RECEIVED
NOV 28 1986
9:00 A.M.
Department of Reclamation

1. Name of Applicant: Bee Line Water Association
Post Office address Bonners Ferry County Boundary State Idaho 83805

If applicant is a corporation, give:

(a) Date and place of incorporation: in process of incorporation
(b) Amount of Capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: Edmund Justus, Raymond Mossman, Ray Stueve, Peter Braun, Jack Malcolm, Dewayne Wedel, and Neal Larsen, all of Route 1, Bonners Ferry, Idaho 83805.

The financial resources of the applicant are: (a) Cash on hand: \$ 2500.00
(b) Treasury stock: _____ (c) Bonds to be issued: none (FHA loan & grant)
(d) Other resources: \$15,500.00 (membership fees)

2. Quantity of water claimed: .8 cubic feet per second

3. Source of water supply: Meadow Creek
which is tributary of Moyie River

4. Location of point of diversion: the SW 1/4 NW 1/4 ~~XXXXXX~~
of Section 31, Twp. 64N, Rge. 2E, B. M., and is in the _____
of Section _____, Twp. _____, Rge. _____ B.M., County of Boundary

5. Water is to be used for: domestic

6. If for mining, milling, power or manufacturing purposes, give:
(a) Point of use of water: _____ feet distant from _____ corner of Section _____
Twp. _____, Rge. _____, B. M., in the _____ of Section _____, Twp. _____, Rge. _____, B. M.
(b) Amount of power generated: _____ H. P., under _____ feet head.
(c) Water is to be returned to _____ at a point _____ feet
distant from the _____ corner of Section _____, Twp. _____, Rge. _____, B. M., in the
_____ of Section _____, Twp. _____, Rge. _____, B. M.

7. Estimated cost of works: \$ 170,000.00

8. Kind of works: domestic water system (gravify)
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____
feet; material used in dam _____
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

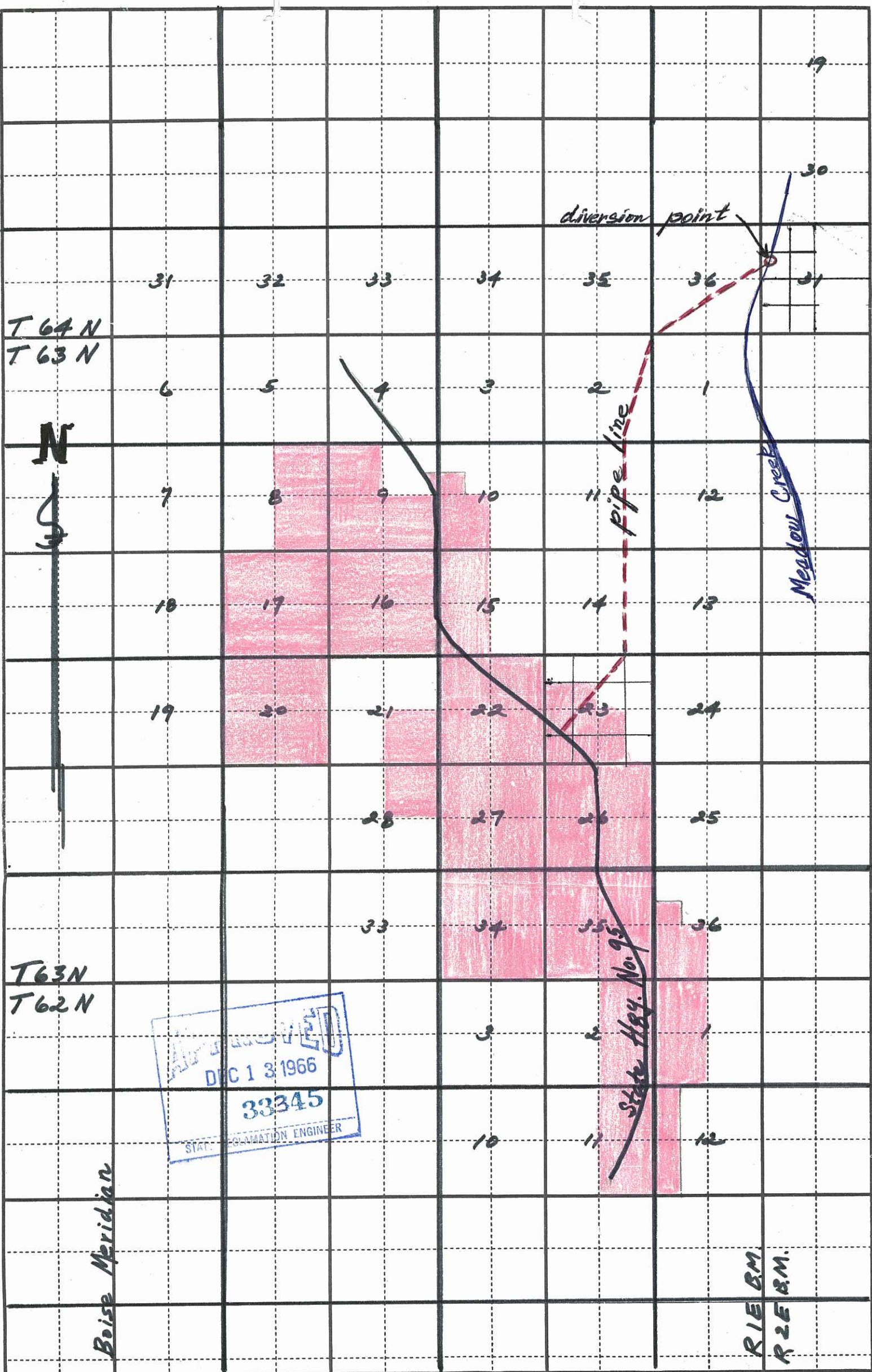
10. Size of headgate: Width _____ feet; Height _____ feet

11. Ditch: Width at bottom _____ feet; Width at water line _____ feet; Depth of water _____ feet;
Dimensions of flume _____; Diameter of pipe _____ inches;
Length of conduit _____ miles. Average grade per mile _____ feet.

33345

NAME OF APPLICANT

Form No. 0



33345

1011

Approval of State Reclamation Engineer

The number of this permit is **33345**

Recorded in Book 116 Page **33345** Approved DEC 13 1966
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$..... to be filed before

Work to begin on or before **February 13, 1967**, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **June 13, 1968**

The whole of said work to be completed on or before **December 13, 1969**

Beneficial use of water appropriated in accordance herewith, to be made on or before **December 13, 1972**

Witness my hand this **13th** day of **December**, 19**66**

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, **ROBERT E. SMYLIE** Governor of the State of Idaho,

and **LOUIS E. CLAPP**, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to

be hereunto affixed, this **13th** day of **December**, 19**66**

Countersigned:
By *Louis E. Clapp*
Secretary of State

STATE OF IDAHO
By *Robert E. Smylie*
Governor.

No. **33345**

PERMIT

Date of first receipt at office of State
Reclamation Engineer

November 28, 1966 9:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ **5.00**

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. **\$5.00**

For each additional Sec. Ft. or Fraction

Thereof **.25**

33345

**STARTING
RIGHT
SIDE OF
FILE**

Page _____ of _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 71798

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of applicant BEE LINE WATER ASSOCIATION Phone 265-4270
Post Office address PO Box 676 BOUNTERS FERRY ID 83805

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes CHANGE NATURE OF USE FROM DOMESTIC TO MUNICIPAL -

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|-----------------|--------------------|------------------|---------------------------|
| <u>98-2133</u> | <u>11/28/66</u> | <u>0.8</u> | <u>MUNICIPAL</u> | <u>41</u> to <u>12/31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 0.8 cubic feet per second and/or 144 acre-feet per annum.
3. Source of water MEADOW CREEK tributary to MOYIE RIVER
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>SE</u>	<u>NE</u>	<u>36</u>	<u>64N.</u>	<u>1E.</u>	<u>BOUNDARY</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>64N.</u>	<u>1E.</u>	<u>36</u>																	

Total acres _____

WITHDRAWN
11-16-2009

WITHDRAWN
11-16-2009

WITHDRAWN

SCANNED
FEB 17 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 98-2133 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other SPECIAL USE PERMIT FROM USES (ATTACHED)

3. Source of water MEADOW CREEK tributary to MOYLE RIVER

4. Date or priority 11-28-66

5. Water is used for the following purpose:

amount 0.8 for DOMESTIC purposes from 7/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.8 cubic feet per second and/or 144 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	36	64N.	1E.	BOUNDARY	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
64N.	1E.	36																	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 98-7803, 98-7309,

98-7625

SCANNED
FEB 17 2005

PART 1

6. General Information:

- a. Description of diversion system CONCRETE INTAKE STRUCTURE ON MEADOW CREEK - GRAVITY SYSTEM - 8 MILES TO TREATMENT PLANT - GRAVITY TO SERVICE LINES
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

WATER HAS BEEN USED CONTINUOUSLY SINCE INSTALLATION OF SYSTEM. AS OF THE DATE OF THIS FILING, THERE ARE 144 MEMBERS ON SYSTEM

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

SCANNED
FEB 17 2005

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>MUNICIPAL</u>	<u>0.8</u>	<u>365 DAYS/YR</u>	<u>4/1</u> to <u>12/31</u>
				to _____

2. Quantity and quality of return flows and location of discharge:

N/A

3. Describe effects on other water uses resulting from the proposed change:

N/A

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

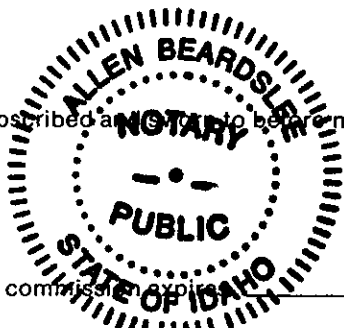
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 17th day of October, 192001

X Robert J. Jansen
(Signature of Applicant)

Allen Beardsley
(Notary Public)

My commission expires 8/8/06



FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by AB Date 10-17-01 Protest filed by _____

Prelim. check by AB Fee _____

Receipted by AB Date 10-17-01 15014712

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

SCANNED
FEB 17 2005

MEMO

TO: File 98-2133, 98-7819, & 98-7821

FROM: Cherie Padilla

DATE: November 13, 2009

RE: Phone Conversation w/ Charlotte Bransum re Transfers 71797 and 71798

I spoke with Charlotte Branscum from the Bee Line Water Assoc. We discussed the letter that I sent 10/15/09 pertaining to transfer 71798 and Bee Line's options. I clarified that changing the beneficial use for the rights to municipal would result in the reduction of volume under both transfer 71797 and 71798. She informed me that they do not wish to lose volume under their rights and would send in withdrawal forms for the transfers.



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
Interim Director

October 15, 2009

BEE LINE WATER ASSN INC
PO BOX 676
BONNERS FERRY ID 83805

RE: Application for Transfer #71798-Possible Enlargement of Water Right

To Whom It May Concern:

Idaho Department of Water Resources (Department) is reviewing your transfer application which proposes to change the nature of use of right no. 98-2133 from domestic to municipal. The purpose of this letter is to give you a chance to provide input and additional information regarding the use of the right if the transfer were approved.

Idaho Code §42-202B says in pertinent part that:

"Municipal purposes" refers to water for residential, commercial, industrial, irrigation of parks and open space, and related purposes

As you can see, there are many different uses that are authorized under a municipal water right. One of the privileges provided to growing communities under municipal water rights is the flexibility for full consumption of the water under the many uses allowed under the umbrella of municipal use.

As you can imagine, the same privileges are not granted to a water right that is strictly for domestic uses. In most cases, domestic use is considered only partly consumptive, that is to say that part of the water is consumed by the domestic use and the remainder is eventually returned to the source the water was taken from.

Under Idaho law, a transfer cannot result in enlargement of a water right, including enlargement of the historic consumptive use. In order to ensure that enlargement will not occur, the Department must examine what portion of the right is consumptive. When water right 98-2133 was licensed, it was assigned a volume of 144 acre-feet (af) based on 120 customers each using 1.2 af/year (0.6 af for indoor use and 0.6 af for lawn irrigation). In this case, the lawn irrigation is the consumptive portion of the right which totals 72 af.

When the Department evaluates your transfer application, we must be sure that the resulting change does not cause an enlargement. Although the right is limited to 144 af, there is potential under a

Page 2

Bee Line Water District

municipal use to enlarge the consumptive use above the 72 af used historically. In order to avoid enlarging the consumptive volume of water provided by water right 98-2133 there are two options:

1. Transfer the full volume under right 98-2133, 144 af, to municipal purposes and restrict the number of homes and irrigation to what was licensed, 120 customers with up to ½ acre each without the flexibility for additional consumption.
- or
2. Transfer the consumptive use volume only from right 98-2133, 72 af, and issue the transfer without any further restrictions.

The Department would like you to select which option is best suited to fit the needs of the water district or provide information to demonstrate that enlargement of the right will not occur.

Please respond to this letter within thirty (30) days of the date of this letter so the Department can continue processing the transfer application. If there is no response within thirty days, the application may be rejected on the basis that sufficient information has not been received in order to ensure that enlargement will not occur.

Also, keep in mind that the application for transfer has not been advertised yet and is still subject to public protest.

Thank you for your attention to this matter and don't hesitate to contact me at 208-287-4944 if you have any questions.

Sincerely,



Cherie Padilla
SR Water Resource Agent
Water Allocation Bureau

USDA Forest Service



Sandpoint Ranger District

1500 Highway 2, Suite 110
Sandpoint, ID 83864

Telephone: (208)263-5111

Fax Number: (208)265-6670

Date: 10/23/01To: Al BeardsleyFrom: Tom BallNumber of Pages to Follow: 4Message: Hi Al. Here's a copy of the
permit you requested.

U.S. Dept. of Agriculture Forest Service	a. Record no. (1-2) <u>70</u>	b. Region (3-4) <u>01</u>	c. Forest (5-6) <u>04</u>
SPECIAL USE PERMIT Act of Oct. 1 1976 (P.L. 94-579)	d. District (7-8) <u>07</u>	e. User Number (9-12) <u>4204-01</u>	f. Kind of Use (13-15) <u>915</u>
This permit is revocable and nontransferable (Ref. FSM 2710)	g. State (16-17) <u>16</u>	h. County (18-20) <u>021</u>	k. Card no. (21) <u>1</u>

Permission is hereby granted to BEE LINE WATER ASSOCIATION, Star Rt. 1, Bonners Ferry, ID 83805, hereinafter called the permittee, to use subject to the conditions set out below, the following described lands or improvements:

A water pipeline right-of-way, 5 feet in width, 3.5 miles long, across the E. 1/2 of Sec. 2, E. 1/2 Sec. 11, T.63N, R.1E; SE 1/4 SE 1/4 Sec. 35, SE 1/4, NW 1/4, SW 1/4, SE 1/4, Sec. 36, T.64N, R.1E. as shown on map, Appendix A, dated 5/86 and made a part of the permit. Also permitted is a weir and clearing of 110 feet x 150 feet.

This permit covers 2.46 acres and is issued for the purpose of:

using and maintaining a water diversion and water transmission line for a multiple user water system.

1. Construction or occupancy and use under this permit shall begin within N/A month, and construction, if any, shall be completed within N/A months, from the date of the permit. This use shall be actually exercised at least 365 days each year, unless otherwise authorized in writing.

2. In consideration for this use, the permittee shall pay to the Forest Service, U.S. Department of Agriculture, the sum of forty-five Dollars & 19 cents (\$45.19) for the period from January 1, 1993 to December 31, 1993, and thereafter annually on January 1st. Provided, however, Charges for this use may be made or readjusted whenever necessary to place the charges on a basis commensurate with the value of the use authorized by this permit.

3. This permit is accepted subject to the conditions set forth herein, and to conditions 4 to 32 attached hereto and made a part of this permit.

PERMITTEE	Name of Permittee <u>BEE LINE WATER ASSOC. INC.</u>	Signature of Authorized Officer <u>Richard L. Higgins</u>	Date <u>3-1-93</u>
ISSUING OFFICER	Name and Signature <u>Debbie Henderson-Norton</u> <u>Allen Chumie</u>	Title <u>DISTRICT RANGER</u>	Date <u>3/12/93</u>

(Continued)

2700-4 (12/88)

4. Development plans; layout plans; construction, reconstruction, or alteration of improvements; or revision of layout or construction plans for this area must be approved in advance and in writing by the Forest Supervisor. Trees or shrubbery on the permitted area may be removed or destroyed only after the forest officer in charge has approved, and has marked or otherwise designated that which may be removed or destroyed. Timber cut or destroyed will be paid for by the permittee as follows: Merchantable timber at appraised value; young-growth timber below merchantable size at current damage appraisal value; provided that the Forest Service reserve the right to dispose of the merchantable timber to other than the permittee at no stumpage cost to the permittee. Trees, shrubs, and other plants may be planted in such manner and in such places about the premises as may be approved by the forest officer in charge.
5. The permittee shall maintain the improvements and premises to standards of repair, orderliness, neatness, sanitation, and safety acceptable to the forest officer in charge.
6. This permit is subject to all valid claims.
7. The permittee, in exercising the privileges granted by this permit, shall comply with the regulations of the Department of Agriculture and all Federal, State, county and municipal laws, ordinances, or regulations which are applicable to the area or operations covered by this permit.
8. The permittee shall take all reasonable precautions to prevent and suppress forest fires. No material shall be disposed of by burning in open fires during the closed season established by law or regulation without a written permit from the forest officer in charge or his authorized agent.
9. The permittee shall exercise diligence in protecting from damage the land and property of the United States covered by and used in connection with this permit, and shall pay the United States for any damage resulting from negligence or from the violation of the terms of this permit or of any law or regulation applicable to the National Forests by the permittee, or by agents or employees of the permittee acting within the scope of their agency or employment.
10. The permittee shall fully repair all damage, other than ordinary wear and tear, to national forest roads and trails caused by the permittee in the exercise of the privilege granted by this permit.
11. No Member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this agreement or to any benefit that may arise herefrom unless it is made with a corporation for its general benefit.
12. Upon abandonment, termination, revocation, or cancellation of this permit, the permittee shall remove within a reasonable time all structures and improvements except those owned by the United States, and shall restore the site, unless otherwise agreed upon in writing or in this permit. If the permittee fails to remove all such structures or improvements within a reasonable period, they shall become the property of the United States, but that will not relieve the permittee of liability for the cost of their removal and restoration of the site.
13. This permit is not transferable. If the permittee through voluntary sale or transfer, or through enforcement of contract, foreclosure, tax sale, or other valid legal proceeding shall cease to be the owner of the physical improvements other than those owned by the United States situated on the land described in this permit and is unable to furnish adequate proof of ability to redeem or otherwise re-establish title to said improvements, this permit shall be subject to cancellation. But if the person to whom title to said improvements shall have been transferred in either manner provided is qualified as a permittee and is willing that his future occupancy of the premises shall be subject to such new conditions and stipulations as existing or prospective circumstances may warrant, his continued occupancy of the premises may be authorized by permit to him if, in the opinion of the issuing officer or his successor, issuance of a permit is desirable and in the public interest.
14. In case of change of address, the permittee shall immediately notify the Forest Supervisor.
15. The temporary use and occupancy of the premises and improvements herein described may be sublet by the permittee to third parties only with the prior written approval of the Forest Supervisor by the permittee shall continue to be responsible for compliance with all conditions of this permit by person to whom such premises may be sublet.

16. This permit may be terminated upon breach of any of the conditions herein or at the discretion of the Regional Forester or the Chief, Forest Service.
17. In the event of any conflict between any of the preceding printed clauses or any provisions thereof and any of the following clauses or any provisions thereof, the following clauses will control.

Fees, Payments and Financial Records

18. LATE PAYMENT INTEREST CHARGE: Pursuant to the Federal Claims Collection Act of 1966, as amended, 31 USC 3101, et seq., and regulations at 7 CFR Part 3, Subpart B, an interest charge shall be assessed on any payment not made by the payment due date. Interest shall be assessed using the most current rate prescribed by the United States Department of the Treasury Financial Manual (TFM-6-8020). Interest shall accrue from the date the payment was due. In addition, the cost of processing and handling the overdue payment shall be added to the amount due. A penalty of 6 percent per year shall be assessed on any payment overdue in excess of 90 days from the payment due date. Payments will be credited on the date received by the designated collection officer or deposit location. If the payment due date(s) falls on a nonworkday, the interest and penalty charges shall not apply until the close of business of the next workday. [A6]
19. NONPAYMENT OF FEES AND CHARGES: This authorization shall terminate upon the holder's failure to make the annual fee payment, the late payment charge, and any other charges when due. (R1-E2)

Safety, Health and Liability

20. INDEMNIFICATION OF UNITED STATES: The holder shall indemnify the United States against any liability for damage to life or property arising from the occupancy or use of National Forest lands under this permit. (B8)
21. HEALTH, SAFETY AND ENVIRONMENTAL PROTECTION: Holder shall take all measures necessary to protect the health and safety of all persons affected by its activities performed in connection with the construction, operation, maintenance, or termination of the water system, and shall promptly abate as completely as possible any physical or mechanical procedure, activity, event, or condition, existing or occurring at any time: (1) that is susceptible to abatement by the holder, (2) which arises out of, or could adversely affect the construction, operation, maintenance, or termination of all or any part of the water transmitting facilities, and (3) that causes or threatens to cause: (a) a hazard to the safety of workers or to public health or safety, or (b) serious and irreparable harm or damage to the environment (including but not limited to areas of vegetation or timber, fish or other wildlife populations, or their habitats, or any other natural resource). Holder shall immediately notify the authorized officer of all serious accidents which occur in connection with such activities. [B26]
22. RISKS AND HAZARDS: Avalanches, rising waters, high winds, falling limbs or trees, and other hazards are natural phenomena in the Forest that present risks which the holder assumes. The holder has responsibility of inspecting the site, lot, right-of-way, and immediate adjoining area for dangerous trees, hanging limbs, and other evidence of hazardous conditions and, after securing permission from the Forest Service, or removing such hazards. (B24)

Tenure, Termination, Suspension and Limits of Use

23. SUPERSEDED PERMIT: This permit supersedes a special-use permit designated: April 1, 1968. (X18)
24. LONG-TERM USE: Unless sooner terminated or revoked by the authorized officer, in accordance with the provisions of the authorization, this authorization shall expire and become void on December 31, 2002, but a new special-use authorization to occupy and use the same National Forest System land may be granted provided the holder will comply with the then-existing laws and regulations governing the occupancy and use of National Forest lands and shall have notified the authorized officer not less than 4 months prior to said date that such new authorization is desired. [E2]
25. NON-EXCLUSIVE USE: This permit is not exclusive; that is, the Forest Service reserves the right to use or permit others to use any part of the permitted area for any purpose, provided such use does not interfere with the rights and privileges hereby authorized. (X49)

26. DISPUTES: Appeal of any provisions of this authorization or any requirements thereof shall be subject to the appeal regulations at 36 CFR 251, Subpart C (54 FR 3362, January 23, 1989), or revisions thereto. (X96)

27. WATER RIGHTS: This permit confers no right to the use of water by the holder. (X74)

Operations, Activities and Services

28. AREA ACCESS: The holder agrees to permit the free and unrestricted access to and upon the premises at all times for all lawful and proper purposes not inconsistent with the intent of the permit or with the reasonable exercise and enjoyment by the holder of the privileges thereof. (X19)

Development, Construction and Maintenance

29. IMPLIED PERMISSION: Nothing in this permit shall be construed to imply permission to build or maintain any structure not specifically named on the face of this permit, or approved by the authorized officer in the form of a new permit or permit amendment. (X3)

30. IMPROVEMENT RELOCATION: This permit is granted with the express understanding that should future location of United States Government-owned improvements or road rights-of-way require the relocation of the holder's improvements, such relocation will be done by, and at the expense of, the holder within a reasonable time as specified by the authorized officer. (X33)

Resource Protection

31. SUSPENSION OF PRIVILEGES: Use of this authorization may be suspended by the Forest Service in whole or in part for breach of any stipulation contained within. Continued use of the authorized area, privileges, or facilities thereon during suspension may result in cancellation of the authorization. (R1-E1)

32. PERIODIC INSPECTIONS: The holder understands that periodic inspections by and for the Forest Service are necessary for monitoring special-use authorization compliance. Therefore, the holder agrees to make the authorized premises, improvements, facilities and activities available and accessible for inspection by, and on behalf of, the Forest officer in charge and/or any other duly authorized official. (R1-X19)

7214
Pima

NATIONAL

BEE LINE



A map of the Bee Line Service Area, showing a network of roads and highways. The map is divided into sections by a grid. The text "BEE LINE SERVICE AREA" is written across the top of the map. The map shows a complex network of roads, with some roads labeled with numbers like 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100. The map also shows various landmarks and features, including a large area labeled "BEE LINE SERVICE AREA" and a smaller area labeled "BEE LINE SERVICE AREA".

RECORD OF SURVEY

IN THE

South Half of Section 1,
Township 62 North, Range 1 East,
of the Boise Meridian,
Boundary County, Idaho

FOR

THREE MILE WATER DISTRICT

AND

BEE LINE WATER ASSOCIATION, INC.

PRELIMINARY

NOTE

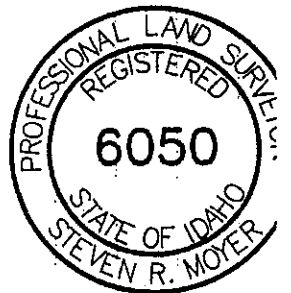
The 30 foot access and utility easement is for accessing the w storage tanks in the NE1/4 and the NW1/4 SE1/4. The 50' ac easement is for access to the 3 water well parcels. Reference Record of Survey, Book 2, Page 93 for the location of the 50' easement, as well as the 20' power easement and t irrigation easements.

BASIS OF BEARINGS

Bearings based on the east line of the SE1/4 of Section 1 per Record of Survey, Book 2 of Surveys, Page 93, Instrument Number 155927.

SURVEYOR'S CERTIFICATION

I, Steven R. Moyer, Idaho Land Surveyor No. 6050, do hereby certify that the plat hereon is a true and correct representation of a survey made by me or under my direct supervision in conformance with the laws of the State of Idaho [Idaho Code 31-2709, (1973), and 55-1905 through 55-1906], and accepted methods and procedures of surveying.



INST.

#189174

BEE LINE
WATER ASSOC.

INST.

#201957

N 00°34'06" E 1318.81 (1/16-C1/4)

20' Irrigation easement
per Inst. #xxxxxx

0.04 ACRE

INST.

#168674

Find - 5/8" rebar
bent - no cap

795.52

BEE LINE
WATER ASSOC. INST.
#201957

1.00 ACRE

C1/4
Find - Brass cap/iron pipe
PLS 3628
P&F - filed 5-11-83

SW1/16
N 89°39'59" W 1308.32
1139.57

N 89°39'59" W
168.75

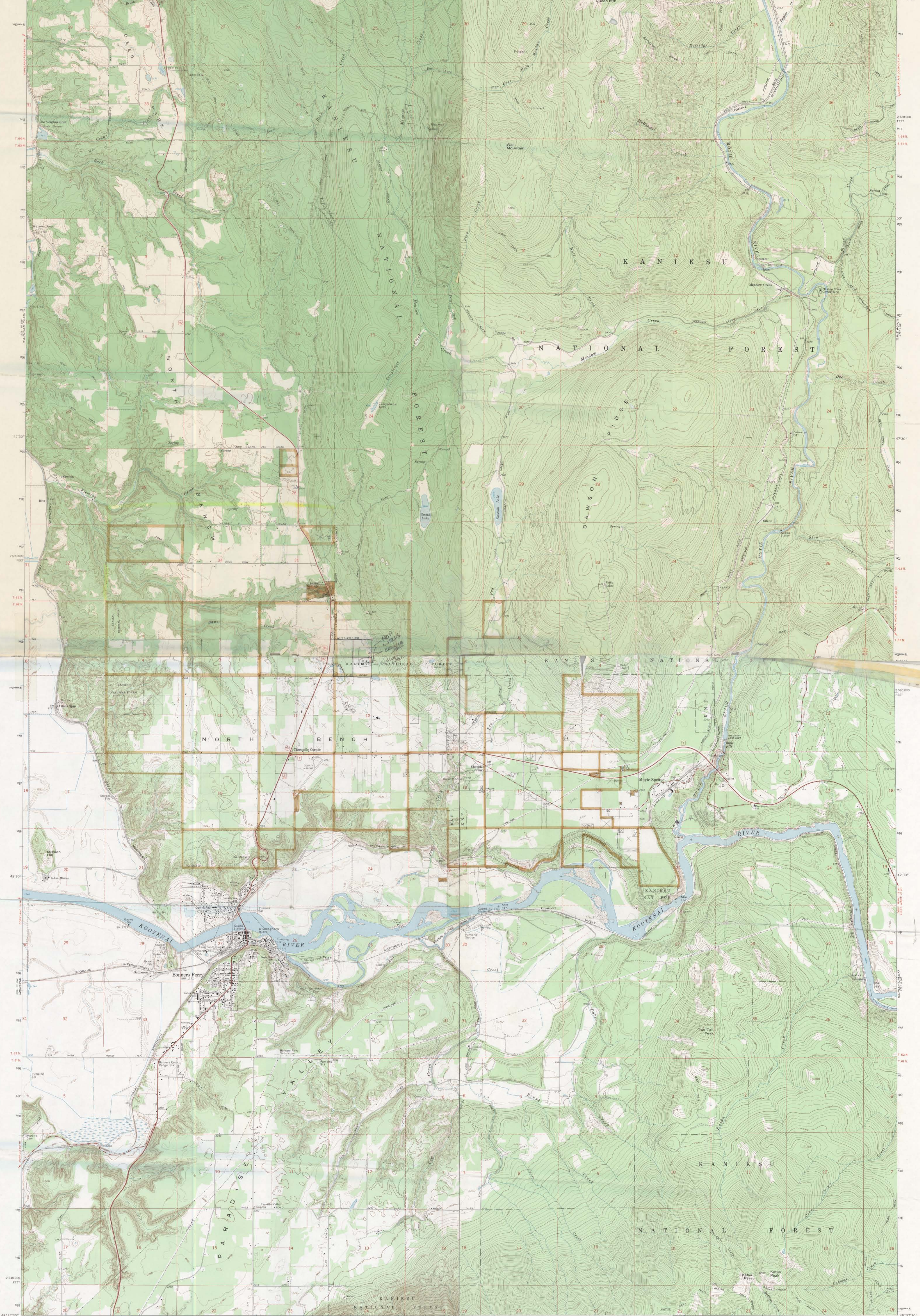
L12
L11
L13
L14
100.30
N 89°25'54" W
110
N 69°50'08"
90.14
18.19

48.99
100.30

N 00°34'06" E

434.30
N 00°34'06" E

N 89°25'54" W
100.30



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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



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

December 28, 1973

Re: Permit No. 33345/98-2133

Bee Line Water Association
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

We are also enclosing a copy of the approved amendment along with Receipt #13459 in the amount of \$10.00.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosures

98-2133

December 13, 1973

Re: Permit No. 33345/98-2133

Bee Line Water Association
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 33345/98-2133 and has found the following:

Quantity of water diverted: 0.8 cfs Source: Meadow Creek

Amount of water that can be recognized as beneficially used under Idaho law: 0.8 cfs

The maximum quantity diverted shall not exceed 144 acre feet per year.

Beneficial use: Domestic purposes within Sec. 1, 2, 11 & 12, Twp. 62 N, Rge. 1 E. Domestic purposes within Sec. 8, 9, 10, 15, 16, 17, 20, 21, 22, 23, 26, 27, 28, 34, 35 & 36, Twp. 63 N, Rge. 1 E

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 64 N, Rge. 1 E, B.M.

Priority date established: November 28, 1966

The point of diversion found by our examiner differs from that listed under your permit, therefore, it will be necessary for you to amend the permit before a Water License can be issued. We are enclosing a partially completed application for amendment for your use. Please sign the application and return it to this office with a \$10.00 filing fee within 20 days of the date of this letter in order that we may issue a Water License as set forth above.

If you do not concur with these findings or have any questions, please contact this office within the 20 day period.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

98-2133

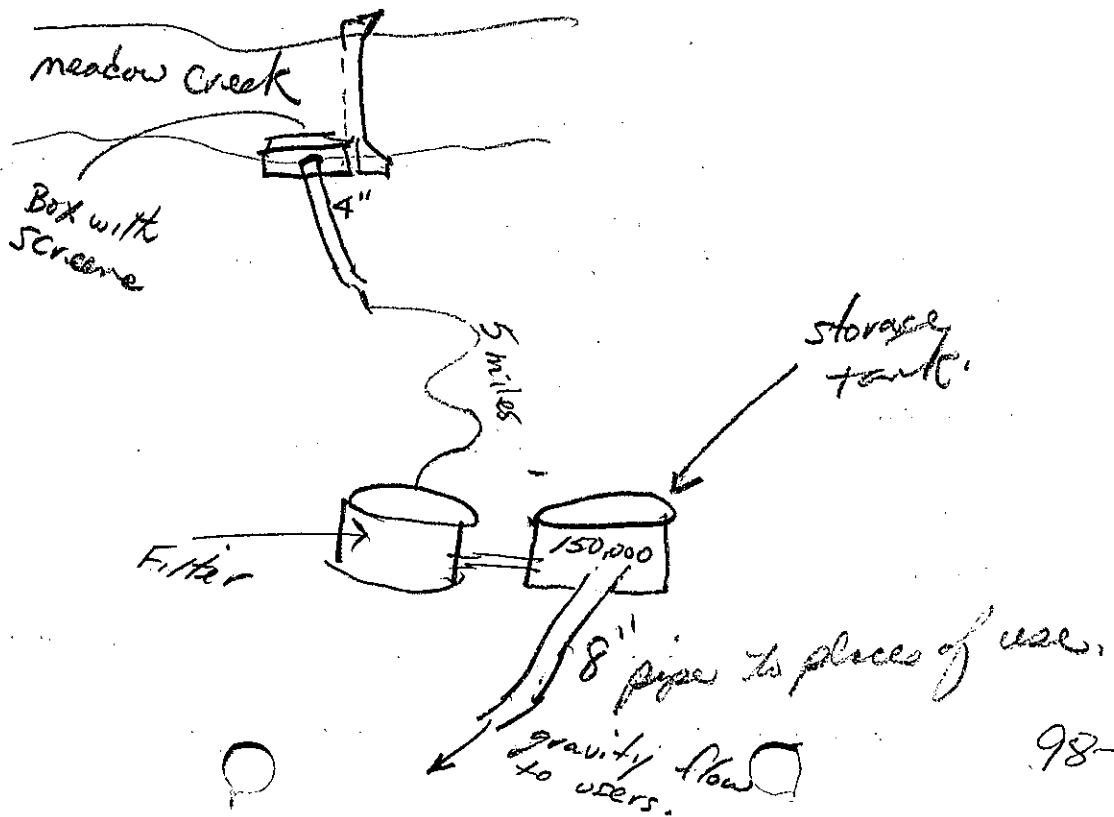
RECEIVED

NO. 10 1912

- TOTAL ACREAGE**

P. 14
N

Diagram of System



DATE OF EXAM May 2, 1973

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.8 c.f.s. V= 143.62 AF/Ann. from Jan. 1 to Dec. 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 0.8 cfs Method of measurement Sparling meter

Total Q recommended 0.8 cfs Meter No. 84357 Type Sparling Condition Good

Total V recommended 143.62 AF/A

Recommended Amendments:

P.D. SE 1/4 NE 1/4, Sec. 36, T. 64N, R. 1E
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

Quantity measured through meter depends on the amount of water being used by the water users at that time. Records indicate that 360 gpm has been measured.

SYSTEM DESCRIPTION:

(SEE SKETCH)

Mr. McGraw was present at time of exam, and Mrs. Krugel showed me the records.

REMARKS:

$46,800,000 \div 325,850 = 143.62$ AF/A
There are 120 water users.

Examiner's Signature Fred E. Embert Jr. Date 5/10/73

Checked by George Ballou Date 5-16-73

Approved by Fred E. Embert Jr. Date 5/16/73

98-2133

August 16, 1972

RECEIVED
AUG 18 1972
Department of Water Administration

C
O
P
Y

Beeline Water Association Inc.
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

We are forwarding herewith your copy of State of Idaho Easement No. 4284, granting a right of way for construction and maintenance of a water line across State land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 63 North, Range 1 East, Boise Meridian.

We are also enclosing your copy of State of Idaho Receipt No. 100358, acknowledging payment for the easement consideration, the application fee and the grass seed deposit. The receipt for the stumpage and scaling payment has already been forwarded to you by the Timber Management Division.

Very truly yours

FOR THE COMMISSIONER

W. J. Mitchell
Division Chief, Lands

WJM/lgb

Enclosures

cc: Area Supervisor - Pend Oreille Lake
Department of Water Administration ✓

98 2133

STATE OF IDAHO EASEMENT

NO. 4284

THIS INDENTURE, made this 15th day of June, 1972, by and between the STATE OF IDAHO, acting by and through the State Board of Land Commissioners,

as party of the first part, and REE LINE WATER ASSOCIATION, INC.,
Bonniers Ferry, Idaho 83805, as party of the second part;

WITNESSETH: That for and in consideration of the sum of Twenty Five DOLLARS (\$25.00), lawful money of the United States of America, receipt whereof is hereby acknowledged, the party of the first part does hereby grant to the party of the second part an easement for the purpose of constructing and maintaining a water line

over and across the following described lands situated in Boundary County, State of Idaho, to-wit:

A strip of land 30 feet in width, being 15 feet on each side of the following described centerline:

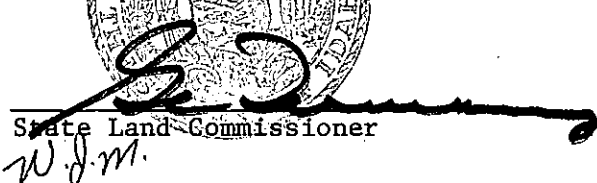
Beginning at the Southeast corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 63 North, Range 1 East, Boise Meridian; thence northerly along the East line of said SW $\frac{1}{4}$ SE $\frac{1}{4}$, 15 feet to the REAL POINT OF BEGINNING; thence Westerly parallel to the South line of Section 16, 1320 feet, more or less, to the West line of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 16, an area containing 0.91 acre, more or less.

It is further understood and agreed that in the event the lands hereinabove described are not used for the purposes herein specified for any five year period, the State Board of Land Commissioners may declare such right-of-way forfeited and the use of the lands will revert back to the State of Idaho or to the record owner of the lands.

IN WITNESS WHEREOF, the State Board of Land Commissioners has caused these presents to be executed by its President, the Governor of the State of Idaho, and countersigned by the Secretary of State and the State Land Commissioner.

STATE BOARD OF LAND COMMISSIONERS

Countersigned:


Secretary of State

State Land Commissioner
W. J. M.


Governor of the State of Idaho and
President of the State Board of
Land Commissioners

98 2133

State of _____)
County of _____) ss

On this _____ day of _____, 19____, before me, the undersigned, a notary public in and for said State, personally appeared _____

known to me to be the person whose name _____ is/are subscribed to the foregoing instrument and acknowledged to me that _____ he _____ executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last written above.

Notary Public residing at _____

My commission expires _____

State of Idaho)
County of Ada) ss

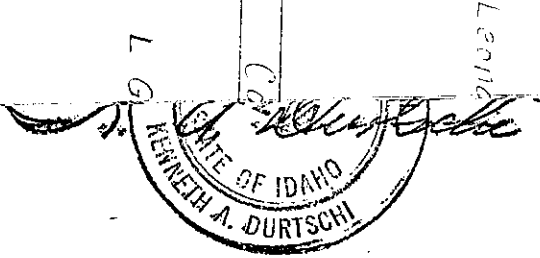
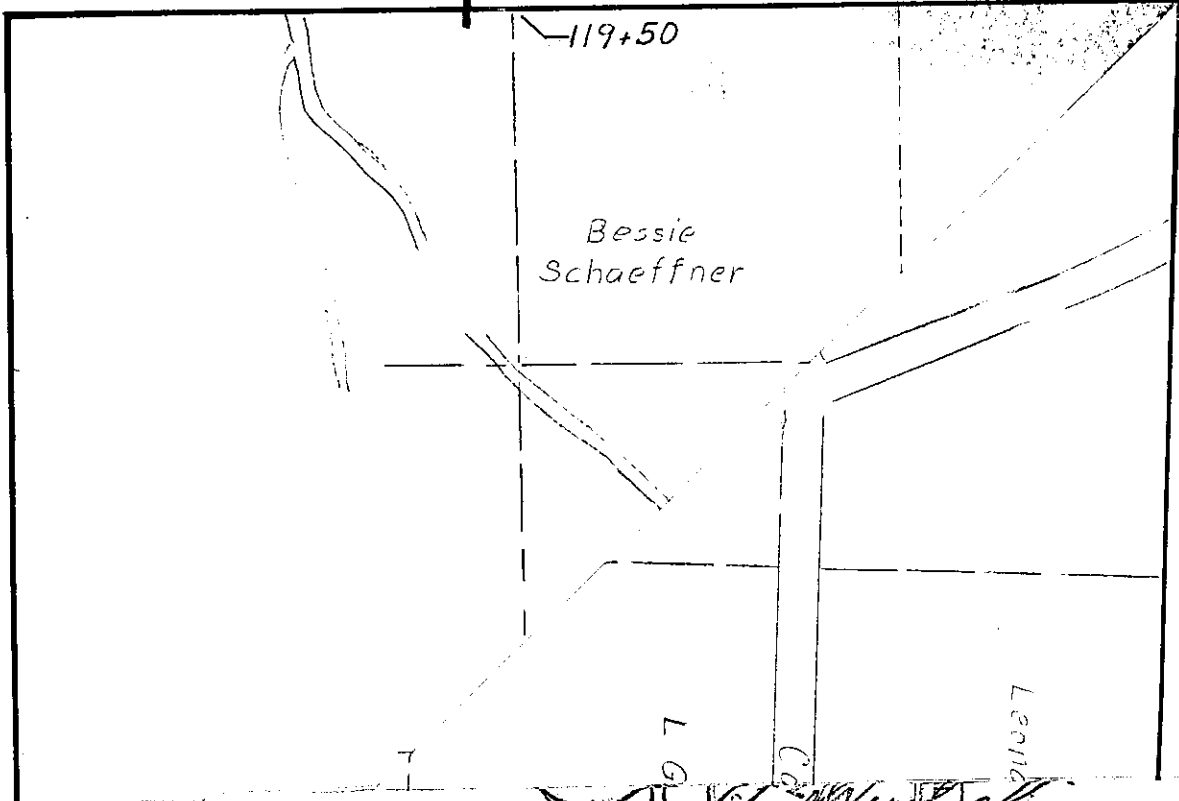
On this 21st day of June, 19 72, before me, a notary public in and for said State, personally appeared Cecil D. Andrus, known to me to be the Governor of the State of Idaho and President of the State Board of Land Commissioners, Pete T. Cenarrusa, known to me to be the Secretary of State of Idaho, and G. C. Trombley, known to me to be the State Land Commissioner of the State of Idaho, that executed the said instrument and acknowledged to me that such State of Idaho and State Board of Land Commissioners executed same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the day and year last written above.

John B. Bogan
Notary Public residing at _____
Idaho City, Idaho

My commission expires 8-25-74

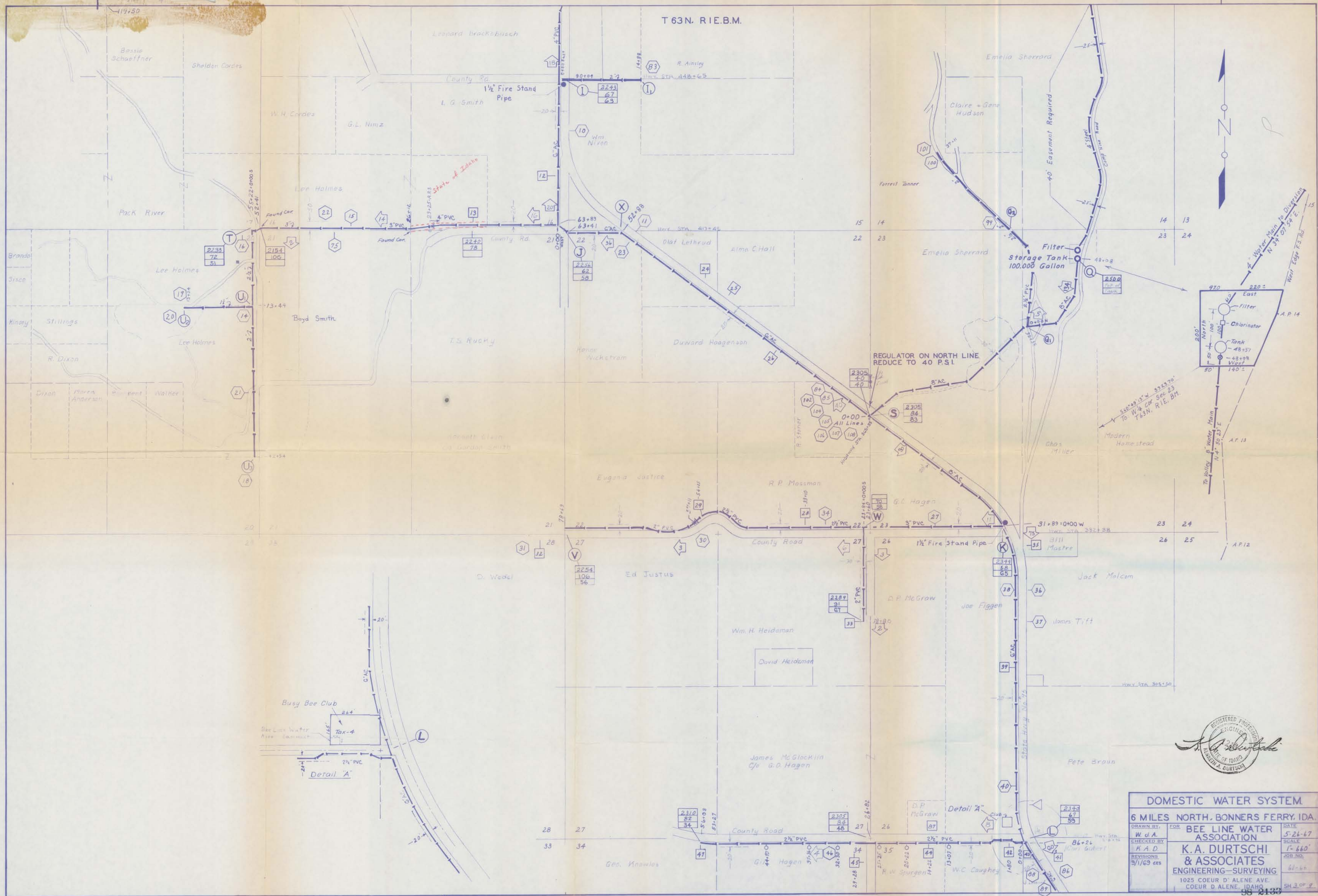
Sheet 4



DOMESTIC WATER SYSTEM		
6 MILES NORTH, BONNERS FERRY, IDA.		
DRAWN BY, W. J. A.	FOR BEE LINE WATER ASSOCIATION	DATE 5-26-67
CHECKED BY K. A. D.	K. A. DURTSCHI & ASSOCIATES ENGINEERING-SURVEYING 1025 COEUR D' ALENE AVE. COEUR D ALENE, IDAHO	SCALE 1"= 660'
REVISIONS 9/1/69 EES		JOB NO. 61-66
		SH. 3 OF 2

Geo. Knowles

too large to be filmed



DOMESTIC WATER SYSTEM			
6 MILES NORTH, BONNERS FERRY, IDAHO			
DRAWN BY	FOR	DATE	
W. A. A.	BEE LINE WATER ASSOCIATION	5-26-67	
CHECKED BY		SCALE	
K. A. D.		1" = 660'	
REVISIONS		JOB NO.	
9/1/63 ces		61-60	
K. A. DURTSCHI & ASSOCIATES			SH. 2 OF 2
ENGINEERING-SURVEYING			
1025 COEUR D'ALENE AVE.			
COEUR D'ALENE, IDAHO			

December 18, 1972

Re: Permit No. 33345/98-2133

Bee Line Water Association
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial 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 cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field exam, please contact our Northern District Office at 401 Front Avenue, Room 209, Coeur d'Alene, Idaho.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

bc: Northern District Office
Enc: Field exam report

98 2133

Identification No. _____

Permit No. 33345/98-2133

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

Department of Water Administration

1. a) Name of Permit Holder Bee Line Water Association
b) Post Office Address Box 676 Bonners Ferry, Idaho 83805
2. Permit Number 33345/98-2133
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Meadow Creek
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 36
Township T64N, Range R1E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount X 46,800,000 gals for Domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated _____ cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: K.A. Dartschi Eng. Associates -
Professional Engineering Coeur d'Alene, Idaho 83814
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: N/A
b) Describe the agreement or understanding by which you take water from the works: N/A
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Water is diverted by concrete dam and intake to Sand Filter then to 100,000 gal Conc. Storage tank. Thence by 8" A.C. Pipe line to distribution system - All by gravity.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 3" Water Meter installed in Chlorinator compartment.
c) Give well drillers name and address and date the well was completed N/A.

Exam typed 12-11-22 by tw

98 21

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use The water serves approx 130 rural residences in the area approx 3-10 miles North of Bonners Ferry, Idaho and generally along U.S. Hwy 95.

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: None

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres irrigated _____

10. Remarks: The amount of water used varies with the season and the number of users - Water is used for Domestic purposes including golf sprinkling and some livestock watering.

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

Dec. 4, 1972
(Date)

x Harold E. Stuve
(Signature)

State of Idaho)
County of Boundary) ss.

On this 4th day of December, 19 72, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Alice L. Knepp
Notary Public residing at Bonnors Ferry, Idaho

My commission expires May 18, 1972

October 2, 1972 CERTIFIED MAIL

#2A001

Re: Permit No. 33345/98-2133

Bee Line Water Association
Bonners Ferry,
Idaho 83805

Gentlemen:

One of the conditions of approval of your water Permit No. 33345/98-2133 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 13, 1972. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

R. Keith Higginson

R. KEITH HIGGINSON
Director

98 2133
Enc: Proof affidavit
cc: Nixon & Nixon
P. O. Box 368
Bonners Ferry, Idaho

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address
where delivered

☐ Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

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

CERTIFIED NO.

24001

INSURED NO.

DATE DELIVERED

OCT 4 1972

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Bee Line Water

h. b. Gruegel

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

98 2133

September 22, 1969

Re: Permit No. 33345/98-2123

Bee Line Water Association
% Alice L. Kruegel
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until December 13, 1972, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

33345
98-2123

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

September 16, 1969

Re: Permit No. 33345 (New No. 98-2133)

Bee Line Water Association
% Alice L. Kruegel
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 13, 1972, however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Bonners Ferry Herald, Bonners Ferry, Idaho, and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB



Department of Reclamation

*I am new at this -
Hope this is correct -
Alice L. Kruegel
Secy Treas.*

*33345
98-2133*

September 16, 1969

Re: Permit No. 33345 (New No. 98-2133)

Bee Line Water Association
% Alice L. Kruegel
Box 676
Bonners Ferry, Idaho 83805

Gentlemen:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until December 13, 1972, however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Bonners Ferry Herald, Bonners Ferry, Idaho, and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:JMB

33345
98-2133

July 30, 1969

Re: Permit No. 33345

Bee Line Water Association
c/o Alice L. Kruegel
Box 676
Bonners Ferry, Idaho

Gentlemen:

The legal notice for the above referenced permit is being published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on August 7 and August 14, 1969.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above mentioned newspaper upon payment of the bill of publication.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

33345
98-2133

July 30, 1969

Re: Permit No. 33345
Bee Line Water Association

Bonnors Ferry Herald
212 Main
Bonnors Ferry, Idaho 83805

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact the Department of Reclamation immediately.

The expense of the publication is to be paid by Alice L. Kruegel, Box 676, Bonnors Ferry, Idaho,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notice

98-2133
33345

RECEIVED

JUL 28 1969

NOTICE OF EXISTING WATER PERMIT

Department of Reclamation

Notice is hereby given that Bee Line Water Association, Bonners Ferry,
Idaho has received an approved permit No.
33345 issued by the Idaho State Reclamation Department authorizing the
diversion ~~stoppage~~ of .8 cubic feet per second ~~acre/foot/year/month~~
of water from Meadow Creek tributary of Moyie River,
subject to all prior rights. The priority to be established under this permit is
November 28, 1966 and the permit was approved December 13, 1966.
Water is to be diverted by a domestic water system (gravity)
from a point within the SW1/4NW1/4, Sec. 31, T. 64N, R. 2E, B.M.,
Boundary County
to be used for domestic purposes
in the SW1/4NW1/4, Sec. 31, T. 64N, R. 2E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the
Department on or before December 13, 1972. Any protests against
the issuance of a license for the above referenced permit should be filed with the
Department of Reclamation within ten (10) days of the last date of publication of
this notice or prior to the licensing of the permit. Licensing may commence prior
to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on
August 7 and August 14, 1969.

State Reclamation Engineer:

Permit No. 33345

You are hereby authorized to have the attached notice published at my expense in
the Bonners Ferry Herald of Bonners Ferry, Idaho;
published in the county in which the works are situated.

Bee Line Water Association
by Alice L. Truogel Bonners Ferry, Idaho
(Signature) (Address) Box 4676
Secretary/Treasurer July 25, 1969 83808
(Date)

33345
98-2133

July 15, 1969

Re: Permit No. 33345

Bee Line Water Association
Bonners Ferry,
Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit ~~which entitles you to make proof of beneficial use of water~~. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Order
Advertising package

33345

Don W. Samuelson
xxxxxxxxxxxxxx

January 9, 1967

Re: Permit No. 33345
Bee Line Water Association

Nixon and Nixon
Attorneys at Law
P.O. Box 368
Bonners Ferry, Idaho 83805

Gentlemen:

We enclose Permit No. 33345 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 33535 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt

MRP:ejw

M. RUSSELL BOSCH
Office Manager

33345

NIXON & NIXON

ATTORNEYS AT LAW

P. O. BOX 368

OFFICES 225 MAIN STREET

BONNERS FERRY, IDAHO 83805

ANDREWS 7-3133

W. J. NIXON

W. W. NIXON

November 23, 1966

RECEIVED
NOV 28 1966

Department of Reclamation

33345

Mr. R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho

RE: Bee Line Water Association
Boundary County, Idaho

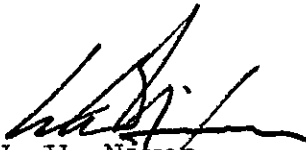
Dear Sir:

Enclosed herewith please find application forms in duplicate for permit to appropriate water for domestic purposes by the Bee Line Water Association together with this office's check in the sum of \$5.00 to cover filing fees.

Thank you for your attention in this matter.

Yours very truly,

NIXON & NIXON


W. W. Nixon

WWN:ds

encls.

33345