

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 93-07043

Priority: June 28, 1983

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.3 AF

This is to certify, that BILL ROSENBERRY
RUTH ROSENBERRY

HC 1 BOX 275

DE SMET ID 83824

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 28, 1983; and has submitted Proof of Beneficial Use on July 27, 1988. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
STOCKWATER STORAGE	01/01 to 12/31		0.2 AF
	Totals	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NENWSW , Sec. 2, Township 43N, Range 04W
BENEWAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

43N 04W 2

NWSW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

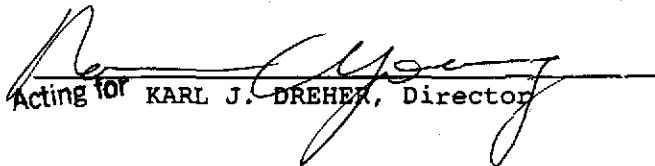
APR 9 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 93-07043

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 16TH
day of MARCH, 1978.


Acting for KARL J. DREHER, Director

MICROFILMED
APR 08 1978

RECEIVED

MAR 10 1998

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 93-07043

Date of Priority: June 28, 1983

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.3 AF

Comes now

BILL ROSENBERRY

RUTH ROSENBERRY

HC01 BOX 275

DE SMET ID 83824

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. 93-07043, and requests that the permit be changed as follows:

Source: SPRING

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
STOCKWATER STORAGE	01/01 to 12/31		0.2 AF
	Totals	0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NENWSW , Sec. 2, Township 43N, Range 04W
BENEWAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

43N 04W 2

NWSW

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 at Desmet Idaho, this 4th day of March, 1998.

MICROFILMED

APR 09 1998

William K Rosenberry
(Signature)
Ruth Rosenberry

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 93-07043

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 5000 Received by BS # 10011681 Date 3/10/98

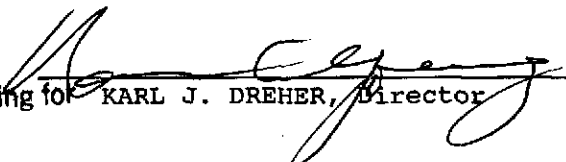
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 93-07043 with the following;

CONDITIONS OF APPROVAL AND REMARKS

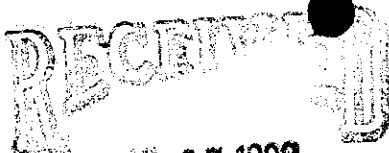
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 16TH day of MARCH, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

APR 03 1998



JUL 27 1988

no seal

STATE OF IDAHO

Department of Water Resources DEPARTMENT OF WATER RESOURCES

For Office Use Only

Fee Received N/A

Date _____

Receipt # _____

Receipt by _____

Reviewed by _____

Sent to region 8

PROOF OF BENEFICIAL USE

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

Permit No. 93-7043

Name(s) of Permit Holder: 93-4010 Ruth, Mr. William Rosenberg

Post Office Address: H.C.O. #1 Box 225 Desmet Idaho

Telephone No. 208-274-3342

Source of Water: _____

Extent of Use:

Domestic 1 (number of households) Stockwater 10 (number and type of stock)

Irrigation _____ (acres) Other/Remark this spring is

piped about 1/2 mile into a pond

Total rate and/or volume for which proof is submitted _____ cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

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

Fee enclosed \$ 0
(See License Examination Fee Schedule)

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

Person to contact to accompany the Department representative during the field examination:

Bill Rosenberg 208-274-3342
(Name) (Telephone Number)

H.C.O. #1 Box 225 Desmet Idaho
(Address)

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

NOT FILLED

July 22, 1988 William T. Rosenberg AUG 18 1988
Date Signature of Permit Holder (and title, if appropriate)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Bill or Ruth Rosenberry Phone 274-3342
Post office address St Rt Box 69, De Smet, Id. 83824
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 44N
Range 5W B.M. Benewah County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 for Stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Developed spring
with pipeline to place of use
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 44N
Range 5W B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered 10 hd
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
- (5) If water is to be used for other purposes describe: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

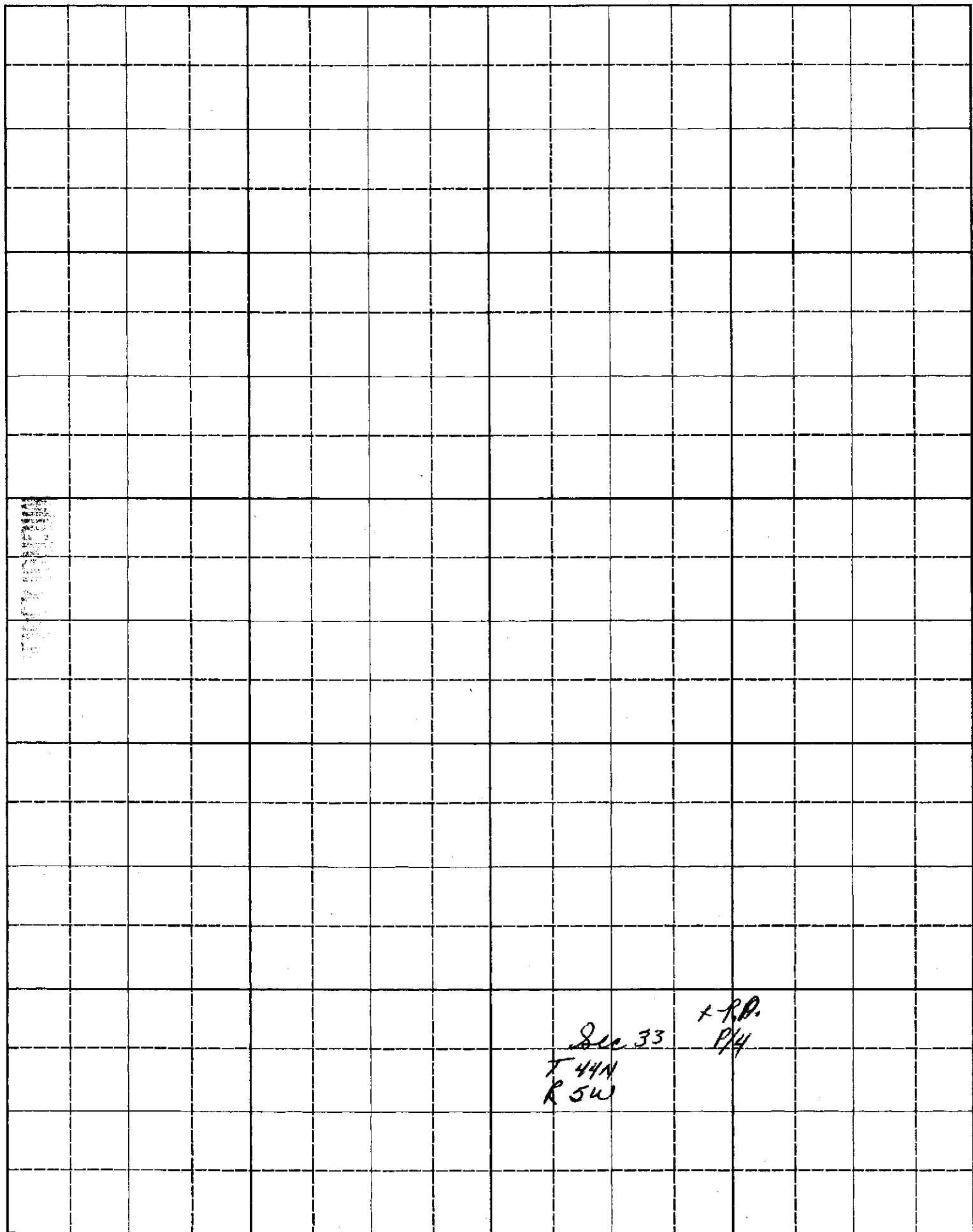
c. Describe any other water rights used for the same purposes as described above. None

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

b. Who owns the land to be irrigated or place of use APP

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____



Sec 33
T 44N
R 5W

x R.D.
P/4

Dec 33
T 44N
R 5W

+ Ruth Rosenberg
(Applicant)

Proposed Priority 6/28/1983

Received by JR Date 6-28-83 Time 11:50AM

Preliminary check by L/B Fee \$ 302

Receipted by JR Date (28373) 6-28-83

Publication prepared by pm Date 7/6/83

Published in St. Marie Gazette Record

Publication dates 7/13-20/83

Publication approved pm Date 8/26/83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by [Signature] DER

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 93-7043, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 13th day of September, 1983.

[Signature]
Chief, Operations Bureau

MEMORANDUM

TO: File 93-07043

FROM: Sharla

DATE: February 23, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 93-07043 are as follows:

H. RECOMMENDATIONS

Stockwater	1/1 - 12/31	0.02 cfs	0.1 afa
Stockwater Storage	1/1 - 12/31		0.2 afa
	TOTALS	0.02 cfs	0.3 afa

Volume is rounded to the nearest tenth. Since the domestic component was not developed, the stockwater pond can be included on the license (70' X 30'/43,560 X 4' = 0.2 af)

Examiner: Dave Pagel
Exam Date: August 18, 1997

RECORDED
APR 09 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 93-07043

DATE 2/20/98

REVIEWER: SHARLA

NAME Change OK

Address Change NO

SOURCE Change OK

Is change clarification of originally intended source? Yes

If not, prepare Notice of Intent to Void Yes

POINT OF DIV Change OK

Amendment required Yes

PLACE OF USE Change OK

Amendment required Yes

Does map agree with written description? Yes no

OVERLAPS Yes P/D Yes P/U
Overlap file pulled & reviewed Yes

RATE OF DIV

Permitted Rate .06 cfs

Fee limit .04 cfs no fee pd

Measured Yes cfs

Theoretical Yes cfs

Recommended Total Div Rate .02 cfs

ANNUAL VOLUME/ NATURE OF USES

$70 \times 30 / 43.560 \times 4 = 19.2 \text{ af}$

Use	cfs	Volume Calc
<u>Stock</u>	<u>.02</u>	<u>1</u> af
<u>" Ston</u>	<u>0</u>	<u>2</u> af
<u> </u>	<u>0</u>	<u>0</u> af
<u> </u>	<u>0</u>	<u>0</u> af
SUBTOTAL	<u>.02</u>	<u>3</u> af

Flow rate .02 cfs X 365 days X 1.98 = 14.5 af

Total volume recommended 14.5 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS

Yes Watermaster Control WD#

Yes GW Measurement/Measuring Device

Yes Overlap

Yes Use-specific conditions

Advancement of Priority Date Required Yes no

SRBA Claim Filed NA

Adjustment Memo rounded volume

1st Amend Letter P37 P38

2nd Amend Letter P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 93-07043

1. Owner: Bill Rosenberry Phone No. (208) 274-3342

Current Address: HC 1 Box 275 Desmet Idaho 83824

2. Accompanied by: N/A EXAM DATE: 8-6-97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NW	SW	02	43N	4W	Bewerah	USGS 7.5' Quad

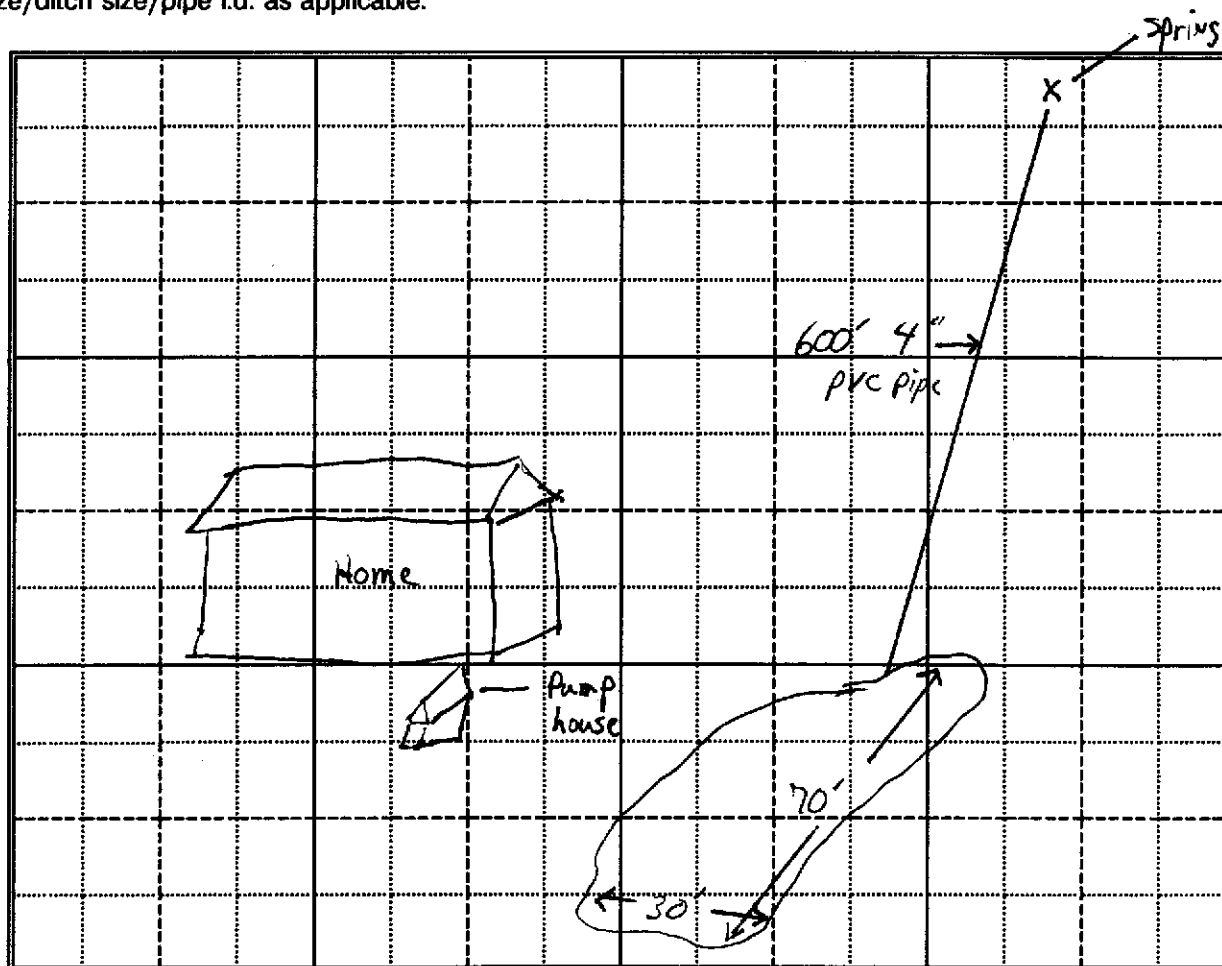
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
43N	4W	02										5							
														</					

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APR 09 1998

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



Scale: 1" = N/A

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

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APR 09 1998

E. NARRATIVE/REMARKS/COMMENTS

At the time this inspection was completed there was not any water flowing from the spring. There was a trickle of water coming out of a 4" pipe feeding into the stock pond.

To my knowledge the domestic water is supplied from a well that is equipped with a 1/2 hp pump. I did not see any development that supplied the home with water from the stock pond.

The legal description given on the water Right Profile Report for the place of use, and point of diversion are incorrect. The correct legal is as noted.

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

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APR 09 1998

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Flow negligible, unable to get measurement

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:**

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$\begin{aligned} \text{Stock pond} &= 70 \text{ ft.} \times 30 \text{ ft.} \times 4 \text{ ft.} \times .6 \\ &= 5040 \text{ ft}^3 / 43560 \text{ ft}^3 \\ &= .116 \text{ afa} \end{aligned}$$

$$7 \text{ cattle} \times 12 \text{ gals.} \times 365 \text{ days} = 30660 \text{ gals}$$

$$30660 / 325850 = .094 \text{ afa}$$

(.6 = Slope Factor)

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stock water	01/01	12/31	.02	.094
Totals:			.02	.094

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name David S. Paez Date 8-11-97

Reviewer _____ Date _____

SEAL

MICROFILMED

APR 03 1998



← PLACE OF USE

← UNDER ground SPRING



← PUMP House
TO HOME



← STOCK POND

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APR 09 1998

93-07043

← PLACE OR USE



← UNDER ground SPRING

← PUMP HOUSE
TO HOME



← STOCK POND

MICROFILMED
APR 09 1998

93-07043

← PLACE OF USE



← UNDER ground SPRING

← PUMP HOUSE
TO HOME



← STOCK POND

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APR 09 1998

93-07043



PERMIT # 93-07043

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Stockwater storage pond



4" pipe draining into
storage pond

MICROFILMED
APR 09 1998

PERMIT # 93-07043

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Point of diversion -
Spring (dried up)



Domestic well

MICROFILMED
APR 09 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 29 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 93-07043

1. Owner: BILL ROSENBERY Phone No. _____

Current Address: HC 1 Box 275 DESMET Id, 83824

2. Accompanied by: BILL ROSENBERY EXAM DATE: 7-12-94

Address: SAME AS ABOVE Phone No. (208) 274-3342

Relationship to Permit Holder: _____

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SW	02	43N	4W	BENEFICIAL	USGS 7.5 MIN QUAD

2. Place(s) of Use:

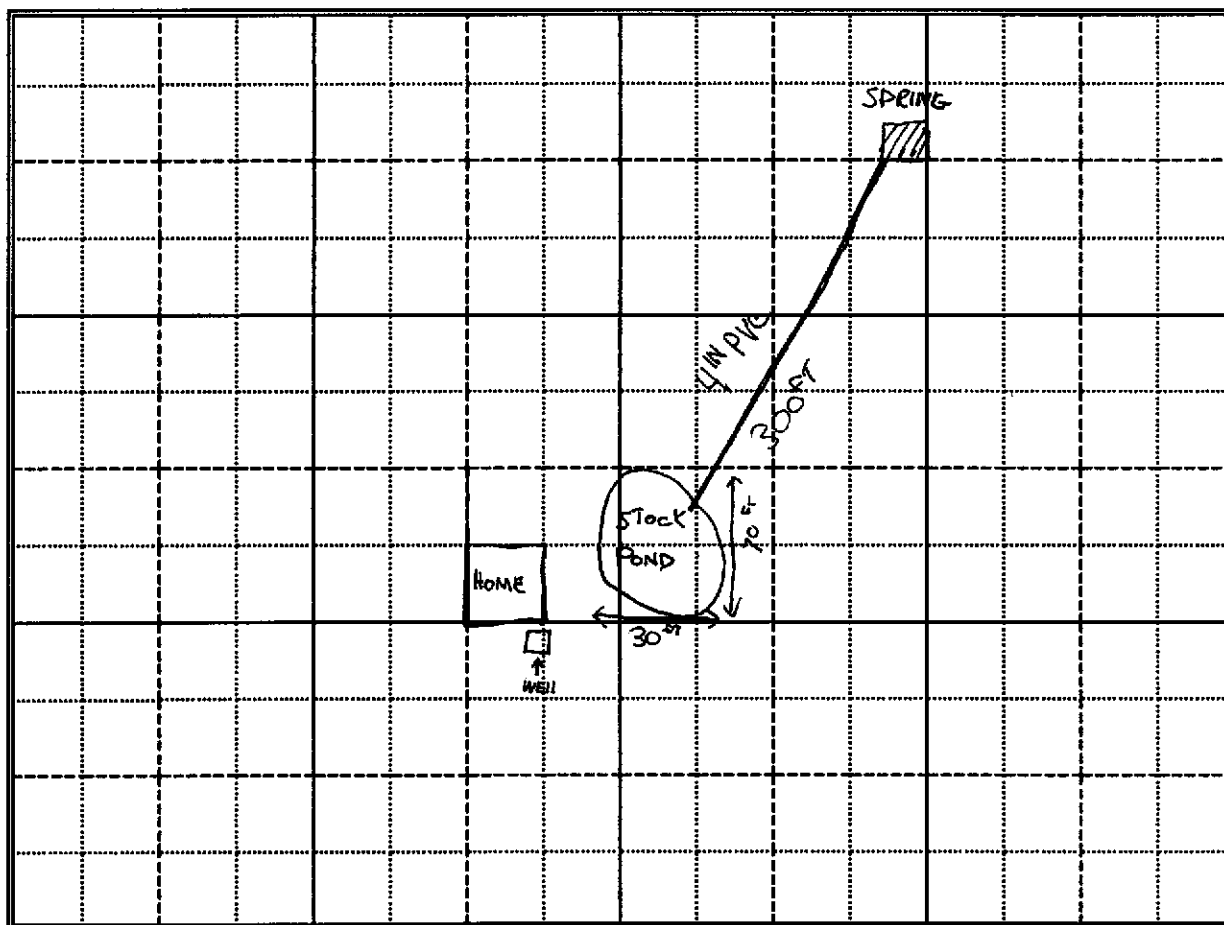
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
43 _N	04 _W	02											D, S.						

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APR 09 1998

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



Scale: 1" = _____

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

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

_____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

MICROFILMED

APR 09 1998

E. NARRATIVE/REMARKS/COMMENTS

UNDER ground SPRING fills Stockpond By gravity

Legal description was wrong changed it to T43N R04W Sec 2

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

MICROFILMED
APR 09 1968

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

$$6 \text{ CATTLE} \times 12 \text{ gal} \times 365 / 325,850 = .08 \text{ AFA}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	01-01	12-31	.04	1.2
Stock	01-01	12-31	.08	.08
Totals:			.06	2.0 *

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name TED MSC RACKEN Date 7/12/94

Reviewer _____ Date _____

SEAL

* Adjustments made during review of this right for license approval.
See memo for additional information. 6/23/95 czf.

MICROFILMED

APR 09 1998

93-7043

ROSENBERRY, BILL &/or RUTH

STAR RT. BOX 59, DE SMET, ID 83824

Source: SPRING trib. to SINKS

Date Filed: 06/28/1983

Diversion Pt: NENE Sec 33 T 44N R 05W

Use: STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NENE Sec 33 T 44N R 05W

RECEIVED
JUL 1 1983