

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07089

Priority: July 1, 1983

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume:¹ 1.2 AF

This is to certify, that ROBERT RUSSELL
P.O. BOX 395
DARBY MT 598290395

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 1, 1983; and
has submitted Proof of Beneficial Use on September 26, 1988. An examination indicates
that the works have a diversion capacity of .060 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>
DOMESTIC	01/01 to 12/31	0.06 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: NENENE , Sec. 14, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: DOMESTIC
TWN RGE SEC

46N 02W 14 NENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Diversion of water for domestic purposes is accomplished by means of a combined water delivery system from two water sources identified under this right & Right No. 91-7088. The combined rate of diversion under both rights shall not exceed 0.06 cfs.
6. Domestic use under this right is for a truck stop.

RECORDED

NOV 24 1981

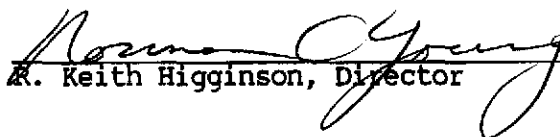
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07089

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 4th
day of NOVEMBER, 1991.

Acting for


R. Keith Higginson, Director

NOV 21 1991

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 Robert Rasmussen Phone 208 245-4547
Post office address PO Box 216 St. Maries Idaho 83861-0216
2. Source of water supply Spring which is a tributary of _____
3. Location of point of diversion is Part of Goun. Lot 4 of Section 14 Township 46 N
Range 2W B.M. Beneviah County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .06 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Spring

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

Allow 5 years *kw 10/31/83
use is _____ years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: Part of Goun. Lot 4
(1) Give the place of use of water: _____ of Section 14 Township 46 N

Range 2W B.M.

(2) Amount of power to be generated: NONE horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered NONE

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 0.

(5) If water is to be used for other purposes describe: For Shop Use

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

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion Robert Krassell

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

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

1 MILE

FOR SALE BY

SKER MAPS

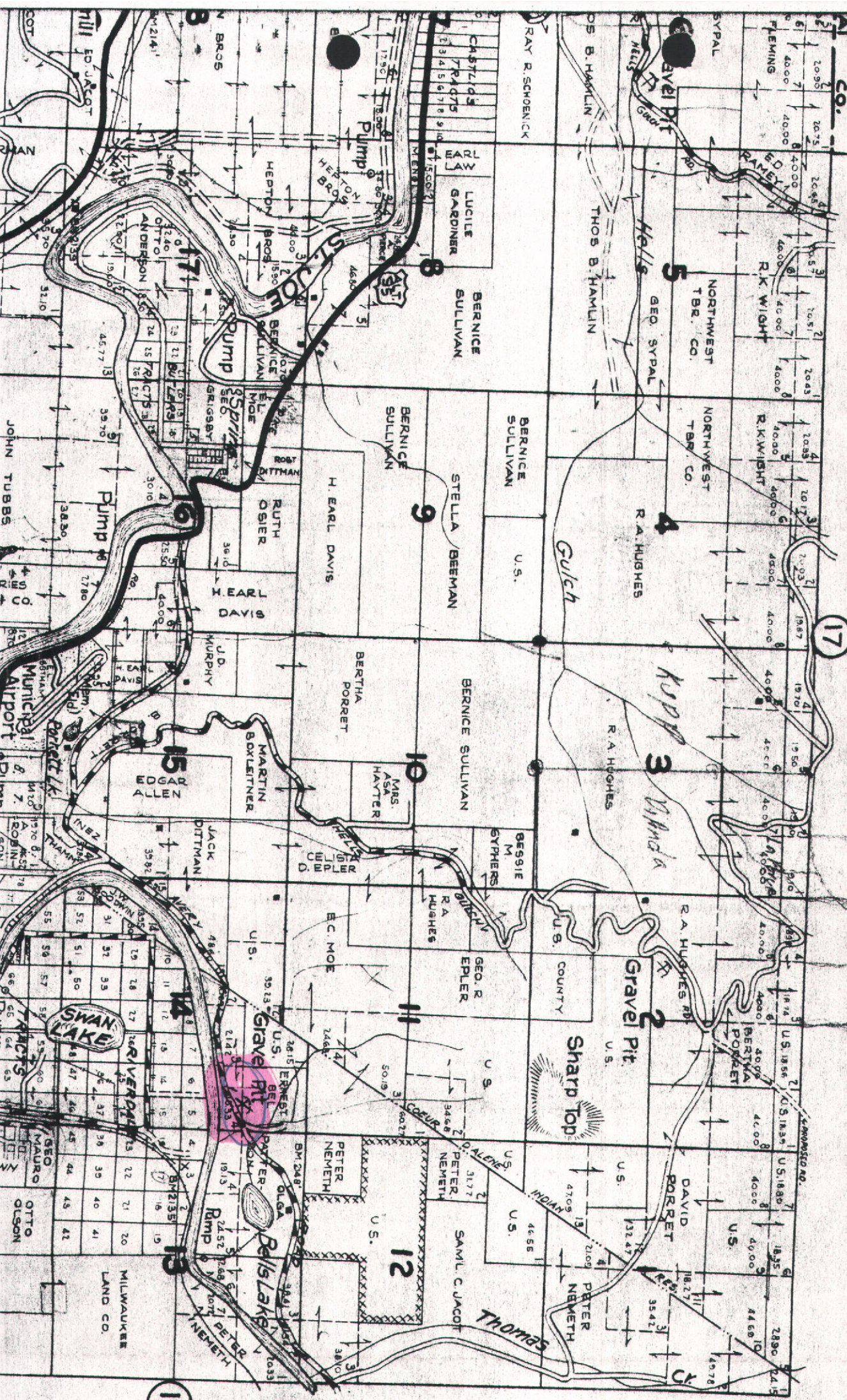
ST. TACOMA, WASHINGTON
E. SEATTLE, WASHINGTON

DATED FEB. 1960

TOWNSHIP 46 N., RANGE 2 W. B. M.

BENEWAH COUNTY, IDAHO

PAGE



SMALL TRACTS

- 1- H. HEUBLE
- 2- A. BLAKE
- 3- HILLCREST PARK
- 4- O. MILLER
- 5- DELBERT BROWN
- 6- RUTH FOUNTAIN
- 7- L. CASWELL
- 8- L. S. WAREHINE

CASTLE'S TRACTS

- 1-2-3- RAY SCHNOENICK
- 4-5- C. N. BEAL
- 6-7- ARTHUR BICKLE
- 8- M. A. FACTOR
- 9- D. B. RECTOR
- 10- RAY LOUNSBURG

RIVERDALE TRACTS

- SEC 13-14-24
- 1- P. J. GEO. MAURO
- 2- T. H. MAURO
- 3- T. H. MAURO
- 4- T. H. MAURO
- 5- T. H. MAURO
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- 100- T. H. MAURO

BUTLER'S TRACT

- SEC 16-17
- 1-2- STELLA BEEM
- 3-4- JAMES E. BEEM
- 5-6- STELLA BEEM
- 7-8- JAMES E. BEEM
- 9-10- JAMES E. BEEM
- 11-12- JAMES E. BEEM
- 13-14- JAMES E. BEEM
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- 99-100- JAMES E. BEEM

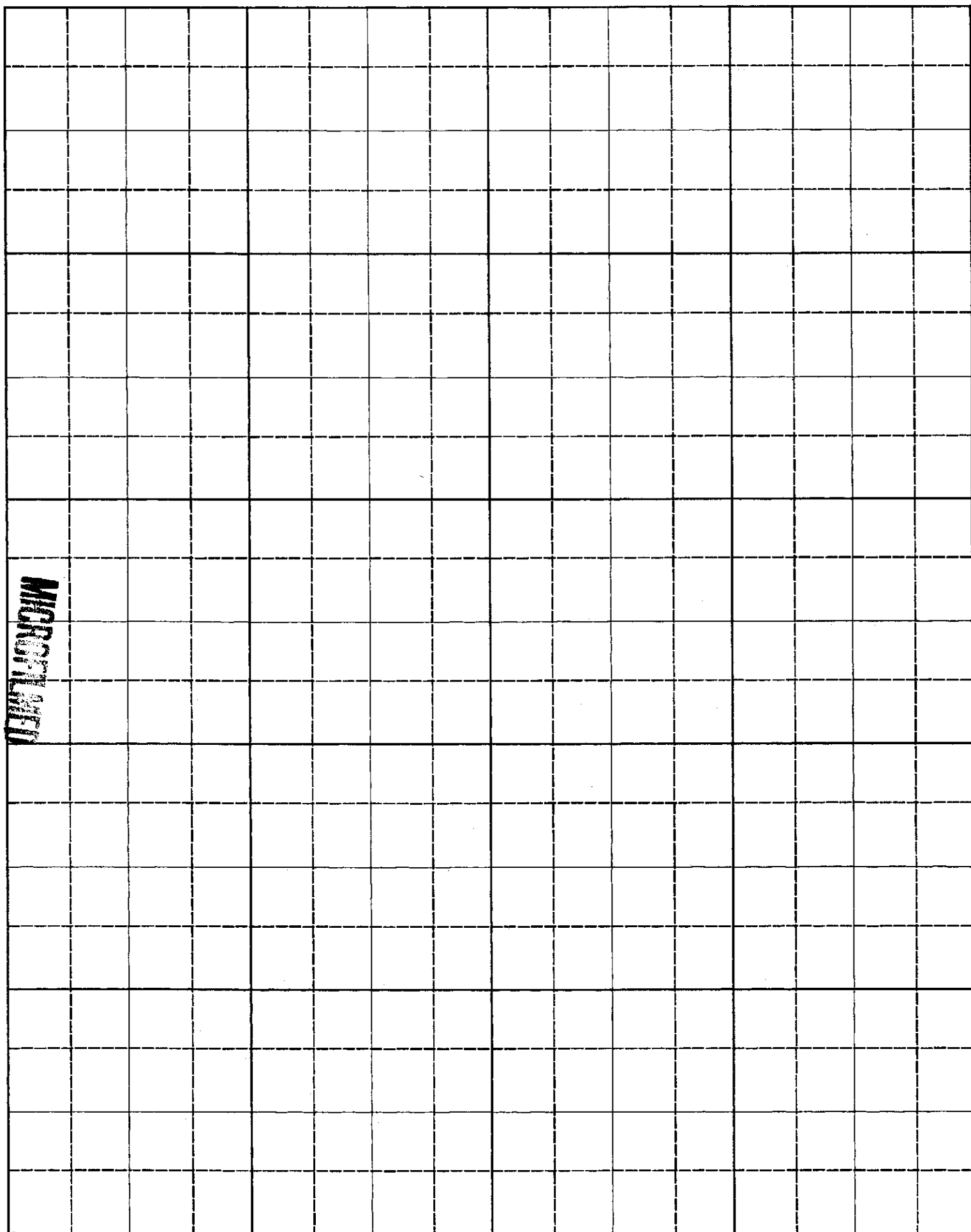
ST. MARIES GAP TRS. SEC 3

- 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

WADES SUBD

- SEC 26
- 1-4- N. GREENE
- 5-8- N. GREENE
- 9-12- N. GREENE
- 13-16- N. GREENE
- 17-20- N. GREENE
- 21-24- N. GREENE
- 25-28- N. GREENE
- 29-32- N. GREENE
- 33-36- N. GREENE
- 37-40- N. GREENE
- 41-44- N. GREENE
- 45-48- N. GREENE
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- 53-56- N. GREENE
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- 69-72- N. GREENE
- 73-76- N. GREENE
- 77-80- N. GREENE
- 81-84- N. GREENE
- 85-88- N. GREENE
- 89-92- N. GREENE
- 93-96- N. GREENE
- 97-100- N. GREENE

RECORDED



Scale: 2 inches equal 1 mile.

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

Robert Russell
(Applicant)

7/1/83

Proposed Priority

Received by RAH Date 7/1/83 Time 12:30 PM
Preliminary check by ✓ Fee \$ 3000
Receipted by RAH Date 7/5/83 # 28671
Publication prepared by pm Date 8/3/83
Published in St Maries Gazette Record
Publication dates 8/10 - 8/17
Publication approved R Date 10/7/83
Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RAH kw

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. 91-7089, 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 November 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 4 day of November, 1983.

Acting David R. Tuttle
Chief, Operations Bureau

LICENSE REVIEW CHECKLIST

Permit No. 91-7089

Name/Address change? ok ☒

Priority date Advance? yes no ☒
Memo to advance
Order to reinstate needed? yes no ☒

Total cfs Limited by fee ☒
Limited by capacity ☒

Total volume Limited by flow
Chart checked for AF rate/ac N/A

Capacity Actual measurement checked
Theoretical checked
If greater than permit, check for other rts

Source Changed? yes no ☒
If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒
More than one per 44? Remember remark
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map ☒ permit ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 44 ☒
Description of non-irrig uses
Special overlap condition

Conditions -	Dates/Misc. -
Measuring device <u> </u>	Water Dist <u> </u>
W.Master control <u> </u>	App Rec'd <u> </u>
Overlap <u> </u>	Proof Rec'd <u> </u>
Water quality <u> </u>	
Other <u> </u>	

CHECK FOR ADJ. CLAIM Needed according to proof filed
Filed - needs amended
Add'l fee required
Not filed -
Not needed ☒

Comments/Changes to Examiner's Recommendations:
Volume = 2.1 AF + washes (219,000 gpy/325,850 = .7 AF) = 1.4 AF
indicates a 5 AF + washes (219,000 gpy/325,850 = .7 AF) = 1.4 AF

License 10-day 1.2 10-day

Back of field report signed?

Reviewer J. Curtis Date 7/10/91 Review NOV 21 1991 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 91-07089

☒ **A. GENERAL INFORMATION**

- ☒ 1. Name and address are most current available. (Check BU statement)
☒ 2. Exam Date
☒ 3. Source (Check Permit)

☒ **B. OVERLAP REVIEW**

- ☒ 1. & 2. (Rule 5,1,4)

☒ **C. SYSTEM DESCRIPTION**

- ☒ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
☒ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
☒ 3. Word Picture (Rule 5,1,3 / 5,1,4)
☒ 4. Diversion (Rule 5,1,3)
☒ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
☒ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey? Aerial Photos/Permit.

☒ **D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

☒ **E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

☒ **F. OPTIONAL**

☒ **G. VOLUME CALCULATIONS**

- Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

☒ **H. REMARKS AND OVERLAP ANALYSES**

- ☒ All actual uses listed (Rule 5,1,2):
☒ All unused, permitted uses listed (Rule 5,1,2):
☒ Overlaps (Rule 5,1,4):
☒ Return flows (Rule 5,1,5):
☒ Conditions (Rule 5,1,6).

☒ **I. RECOMMENDATIONS**

- ☒ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
☒ 2. Compare permit to exam for amendments (Rule 5,1,16)

☒ **J. AUTHENTICATION**

Name, Signature, Certification Date, Exam Date.

☒ **WELL INSPECTION REPORT**

Check with permit and well log for discrepancies

Signature



Date

11/14/80



MICROFILMED

NOV 21 1991



MICROFILMED

NOV 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 24 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 91-07089

1. Owner: Robert Russell Phone No. (406) 821-3261

Current Address: PO Box 395 Darby Montana 59829

2. Accompanied by: Don Darter EXAM. DATE: 8/15/90

Address: 96C-21 730 Main Street, St. Maries ID 83861 Phone No. 245-2551

Relationship to Permit Holder: Realtor Rep.

3. Source: Spring tributary to Sinks

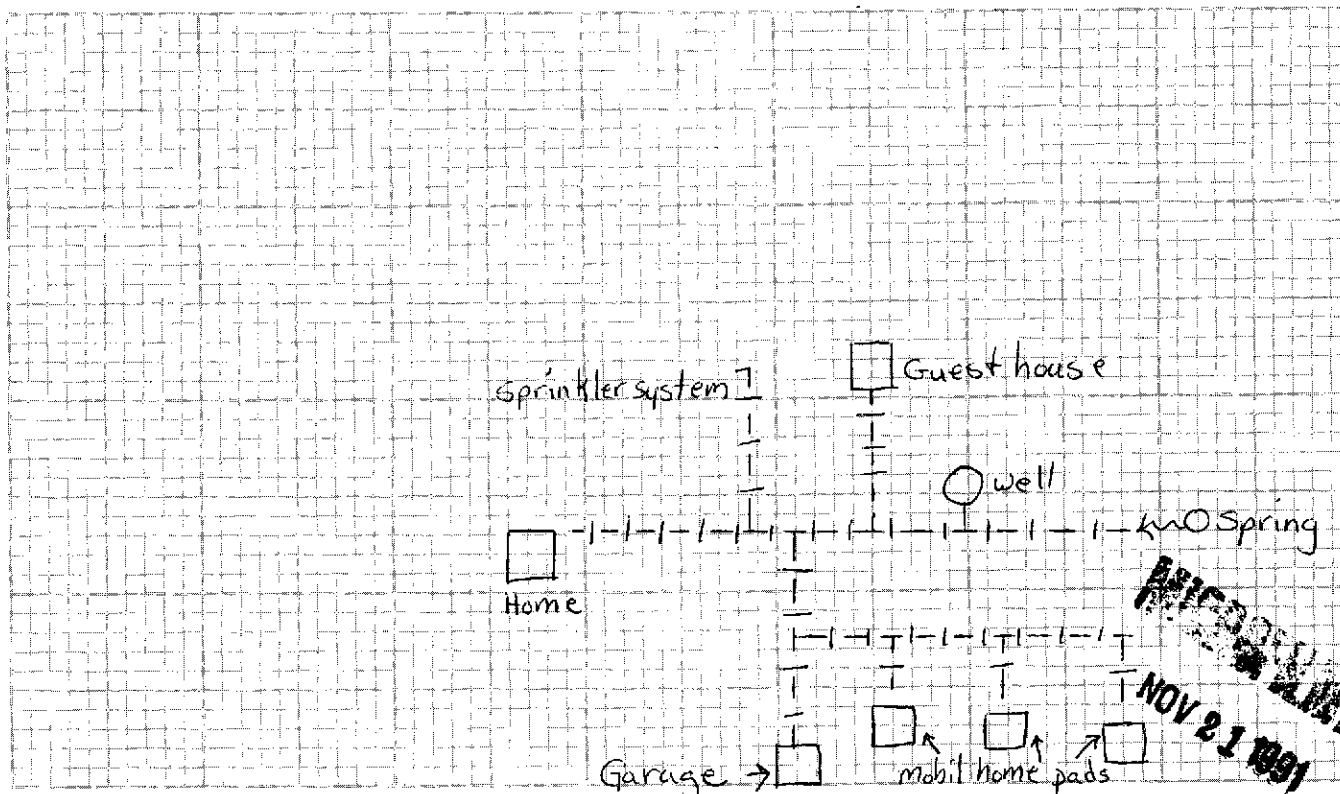
B. OVERLAP REVIEW

1. Other water rights with same place of use: 91-07088 ☐ Copies Attached

2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = Nts

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Aerial Photo Attached N/A
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Spring & Well tie into same system which provides water for Log truck bussiness (Shop), which has powerwasher, restroom, full-service garage, and 3 mobil home pads. Piped spring water is controlled by a valve, so entire system can run on either spring water or ground water. Well casing & valves to various points of use are contained inside a 4' diameter culvert, sunk into the ground. All pipes are buried. There is a pipe to home, a pipe to guest house, a pipe to sprinkler system (30 neblon pop-ups & One 5/8" impact sprinkler at 50psi), and a pipe to Shop.

☐ See Remarks on page 4 for continuation

4.

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

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	~~8~~	NE	NE	NE	14	46N	2W	Beneath	Map

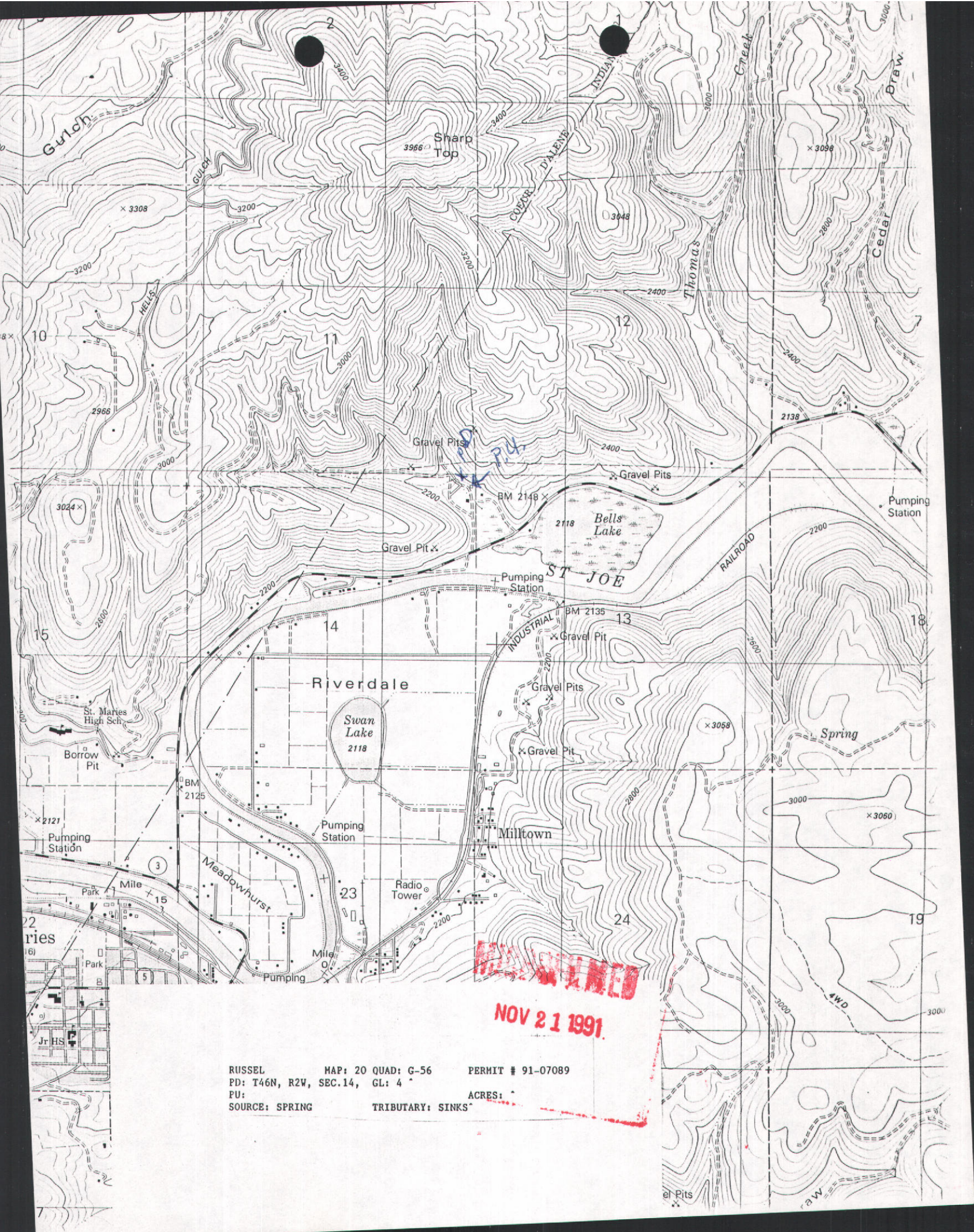
6. Place(s) of Use:

Indicate Method of Determination *Map*

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	
46N	2W	14	D																

NOV 21 1991

Do not use this space



RUSSEL MAP: 20 QUAD: G-56 PERMIT # 91-07089
PD: T46N, R2W, SEC.14, GL: 4
PU: ACRES: *
SOURCE: SPRING TRIBUTARY: SINKS*

Do not use this space

D. FLOW MEASUREMENTS

None

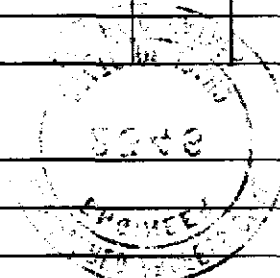
☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Pilot Gage reading of 50 psi



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

0.06 cfs as per permit

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .00173 = _____ (8)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

UNRECORDED

G. VOLUME CALCULATIONS

NOV 1 1991

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses: 1 Shop at 15 gal/day/person x 4 persons x 365 days = 21,900 gal or 0.5 AFA

Power washer 5 gpm x 2 hrs (120 min) x 10 trucks x 365 days = 218,000 gal

Time to wash 10 Trucks

5.0 AFA

Total Volume = 55 AFA

[illegible]

1. Recommended Amounts

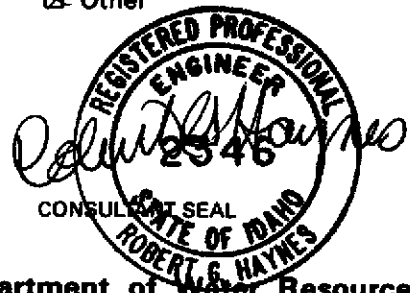
	From	To	Q (cfs)	V (afa)
Domestic	1-1	12-31	0.06 cfs	5.5 afa

Totals: 0.06 cfs 5.5 gfa

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

Field Examiner's Name Theresa U. Bright
Signature Theresa U. Bright
Certification Date 4/16/90
Field Report Preparation Date 8/28/90



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

NOV 21 1991

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 91-7089

Date: 10/5/88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NA Is a measuring device or access port required?
NA Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

NA

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Form 217
03/86

RECEIVED

SEP 26 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received \$50.00
Date 9/27/88
Receipt # C022709
Receipt by
Reviewed by
Sent to region

Department of Water Resources

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. 91-07089

Name(s) of Permit Holder: Robert E. Russell

Post Office Address: P.O. Box 395 Darby, MT 59829-0395

Telephone No. 406-821-3261

Source of Water: Spring

Extent of Use: Permit allows only for shop Use

Domestic 4 (number of households)

Stockwater Yes (number and type of stock)
4 horses

Irrigation 12 (acres)

Other/Remark Commerical Truck Shop

Total rate and/or volume for which proof is submitted .21-1.0 .06 cfs * acre-feet

Show the date water was first diverted and beneficially used under this permit: February 1975

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

Fee enclosed \$ 100.00 50.00 *
(See License Examination Fee Schedule)

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

Per letter 10/3/88

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

(Name)

(Telephone Number)

(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.

OCT 13 1988

9-23-88

Date

Signature of Permit Holder (and title, if appropriate)

Owner

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JS

APPLICATION NUMBER: 91-7089

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 8/29/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/24/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
7/1/83 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: ASW Date: 10/12/83

STATE OFFICE REVIEW:

417 26

☐ See attached sheet for more information.
By: KW Date: 10/31/83

Department of Water Resources

MICROFILMED

91-2089

RUSSELL, ROBERT

P.O. BOX 216. ST. MARIES, ID 83861

Source: SPRING trib. to SINKS

Date Filed: 07/01/1983

Diversion Pt: LOT 04 Sec 14 T 46N R 02W

Use: DOMESTIC (0.06 CFS)

In: LOT 04 Sec 14 T 46N R 02W

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