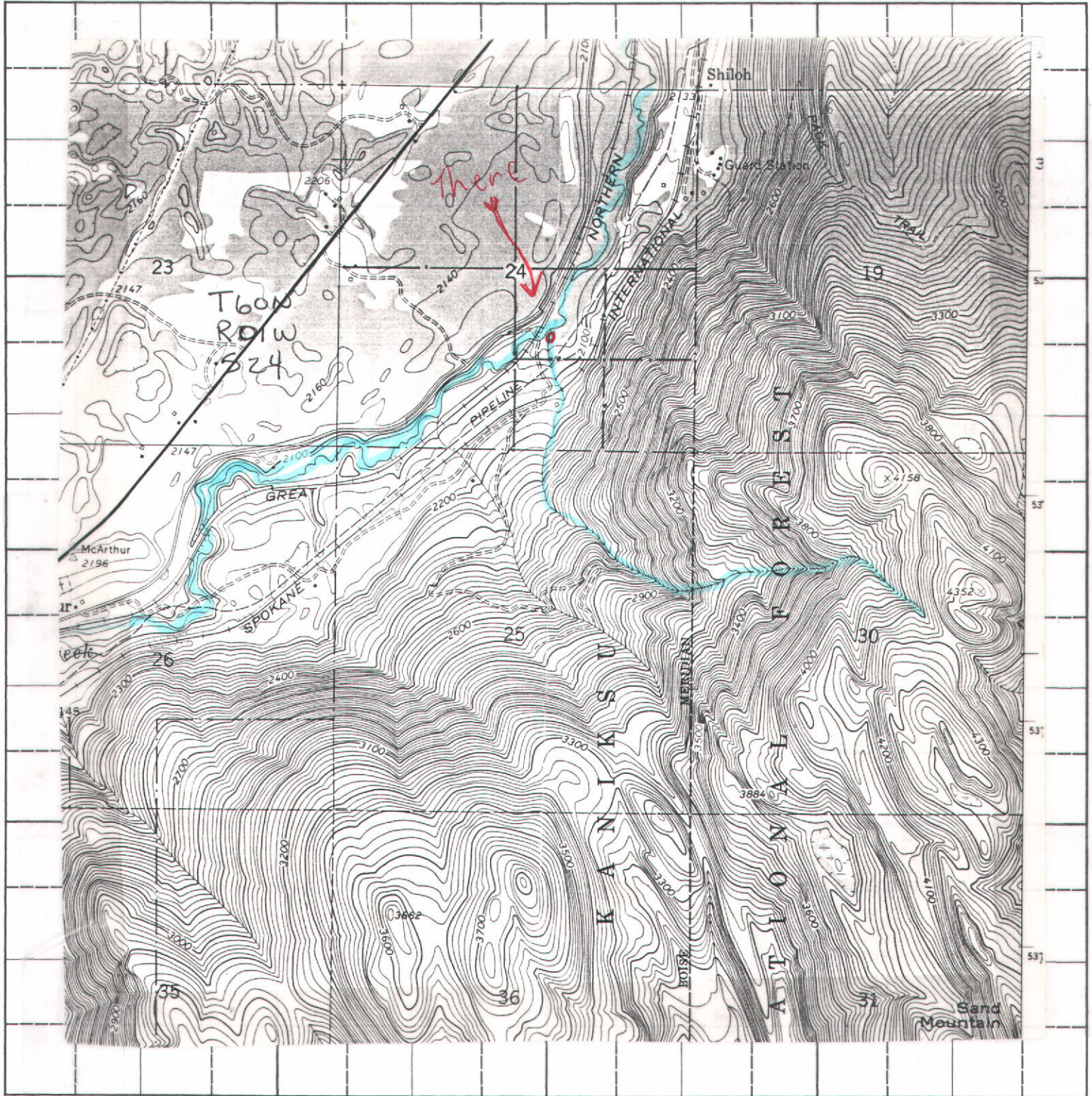


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

DEC 15 1994

Harry L. Cameron
(Applicant)

PERMIT # 08-07729

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

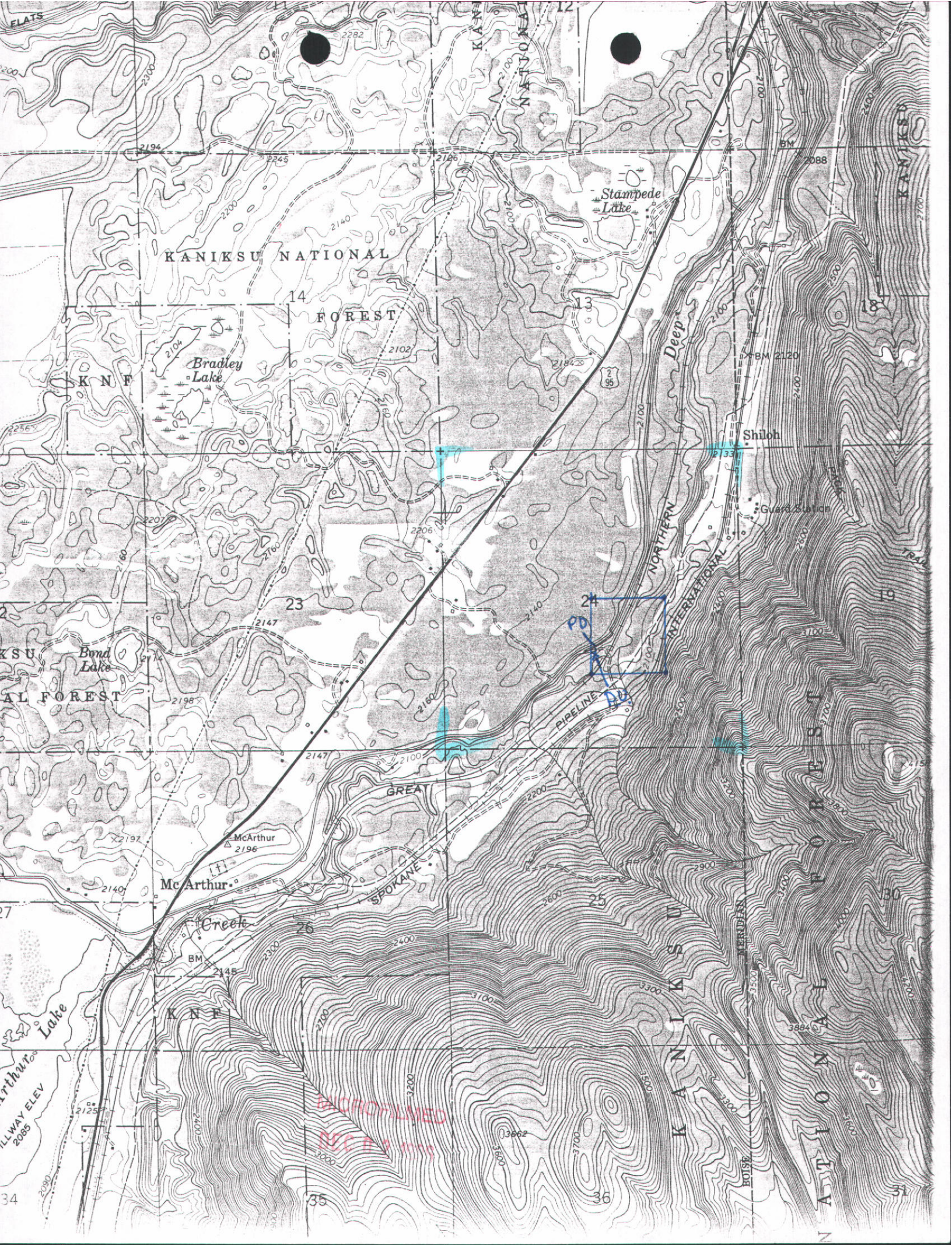


pond



pond

MICROFILMED
FEB 02 1996



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07729

Priority: March 22, 1994

Maximum Storage Volume:

2.0 AF

This is to certify, that GARY L CAVENDER

BC 1 BOX 413B

NAPLES ID 83847

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 22, 1994; and has submitted Proof of Beneficial Use on May 15, 1995. An examination indicates that the works have a storage capacity of 2.000 af of water from:

UNNAMED STREAM

tributary to DEEP CREEK

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>
RECREATION STORAGE	01/01 to 12/31		2.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 24, Township 60N, Range 01W
BOUNDARY County

PLACE OF USE: RECREATION STORAGE

TWN RGE SEC

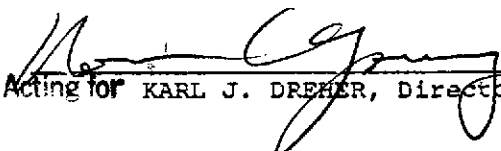
60N 01W 24

NWSE

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.
5. Recreation storage is for swimming and fishing.

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 20TH day of SEPTEMBER, 1996.


Acting for KARL J. DREHER, Director

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 5-15-95
Receipt No. C032636
Receipt by JW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

MAY 15 1995

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have 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, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 98-07729 Telephone No. 208-267-3352
2. Name(s) of Permit Holder(s): Gary Cavender
3. Mailing Address: HC-1 Box 413 B, Naples, Idaho 83847
4. Source of Water: unnamed stream

If GROUNDWATER, Well Driller's Name: - Date Drilled: -

OPTIONAL:

Pump horsepower: - Pressure (psi): - Dynamic pumping level (ft.): -

5. Extent of Use (as authorized by the permit):

Domestic - (No. of households) Stockwater 10 range stock (No. and type of stock)

Irrigation - (No. of acres) Other Swimming & Recreation & Fishing

6. Total rate and/or volume for which proof is submitted 0.20 cfs OR 2.0 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? - Yes X No Installed? - Yes X No

OR

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

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Gary Cavender 208-267-3352
Name Telephone No.

HC-1 Box 413 B Naples Id. 83847
Address

10. 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.

5-2-95 Gary L Cavender
Date Signature (and title, if on behalf of a company or organization)

JUN 14 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 98-07729

Proposed Priority: March 22, 1994 Maximum Diversion Rate: 0.20 CFS

This is to certify, that GARY L CAVENDER
HC 1 BOX 413B
NAPLES ID 83847

has applied for a permit to appropriate water from:

UNNAMED STREAM tributary of DEEP CREEK

and a permit is APPROVED for development of water 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	
STOCKWATER STORAGE	01/01 to 12/31		2.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		2.0 AF
RECREATION	01/01 to 12/31	0.20 CFS	
RECREATION STORAGE	01/01 to 12/31		2.0 AF
	Totals	0.20 CFS	

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 24, Township 60N, Range 01W
BOUNDARY County

PLACE OF USE: STOCKWATER
TWN RGE SEC
60N 01W 24 NWSE

PLACE OF USE: STOCKWATER FROM STORAGE, same as STOCKWATER use

PLACE OF USE: RECREATION, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1995.
2. Subject to all prior water rights.
3. Stockwater use is for 10 range stock.
4. Recreation use is for swimming and fishing.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

7th day of June, 1994

[Signature]
for R. Keith Higginson, Director

DEC 15 1994

RECEIVED

JUN 02 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 98-7729

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant Gary L. Cavender Phone 267-3352
Post office address HCR-01 Box 413B Naples, Idaho 83847
2. Source of water supply unnamed stream ground water which is a tributary of Deep creek
3. Location of point of diversion is 1/4 of NW 1/4 of SE 1/4, Govt. Lot 24 Township 60 N Range 1 W B.M. Boundary County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
- Amount 2.0 for storage/rec purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.20 for recreation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 2.0 for storage/stock water purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.20 for stock water purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.20 and/or (b) 2.0
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. on stream pond
100X100X6 deep
- b. Height of storage dam 4' feet; active reservoir capacity 2.0 acre-feet; total reservoir capacity 2.5 acre-feet; period of year when water will be diverted to storage: Jan 1 to Dec 31 inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year).

* maximum allowable per IDWR standards for # of head identified. 6/6/94 c.r.

8. Description of proposed uses (if irrigation only, go to item 9):

[illegible]

DEC 15 1984

(Applicant)

DEC 15 1994

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by	<i>[Signature]</i>	Date	3/22/94	Time	2:30 PM	Preliminary check by	<i>[Signature]</i>
Fee \$	30.00	Received by	<i>[Signature]</i>	#	N7466	Date	3/22/94
Publication prepared by	<i>[Signature]</i>	Date	3/28/94	Published in	<i>[Signature]</i>	Date	4/22/94
Publication approved	<i>[Signature]</i>	Date	5/11/94				

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

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 _____, 19____.

- 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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 23, 1996

GARY L. CAVENDER
HC 1 BOX 413B
NAPLES ID 83847

RE: WATER RIGHT NO. 98-07729

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
DEC 02 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 98-07729

DATE 9/9/96

REVIEWER: S H A R L A

NAME Change OK

Address Change

SOURCE

Is change clarification of originally intended source?

If not, prepare Notice of Intent to Void

POINT OF DIV

Amendment required NO

PLACE OF USE

Amendment required NO

Does map agree with written description? ✓ yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .20 cfs

Fee limit 20 AF cfs

Measured 2.0 cfs af

Theoretical cfs

Volume 2.0 af

Recommended Total Div Rate cfs

ANNUAL VOLUME/
NATURE OF USES ✓

Use Re stor.

Volume Calculation 2.0 af

 af

 af

 af

 af

SUBTOTAL 2.0 af

on-stream storage - volume only, no direct flow

Flow rate cfs X days X 1.9835 = af

Total volume recommended 2.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

Re stor/ swimming & fishing
WOT

CONDITIONS Watermaster Control WD#

 GW Measurement/Measuring Device

 Overlap

 Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed NA

Adjustment Memo

1st Amend Letter NA

2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 98-07729

1. Owner: Gary L. Cavender

Phone No. (208) 267-3352

Current Address: HC 2 Box 413B Naples Id, 83847

2. Accompanied by: owner

EXAM DATE: 6-19-95

Address: same as above

Phone No. same.

Relationship to Permit Holder: _____

3. Source: unnamed stream

tributary to Deep Creek

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	SE	24	60N	01W	Boundary	USGS 7.5 min quad

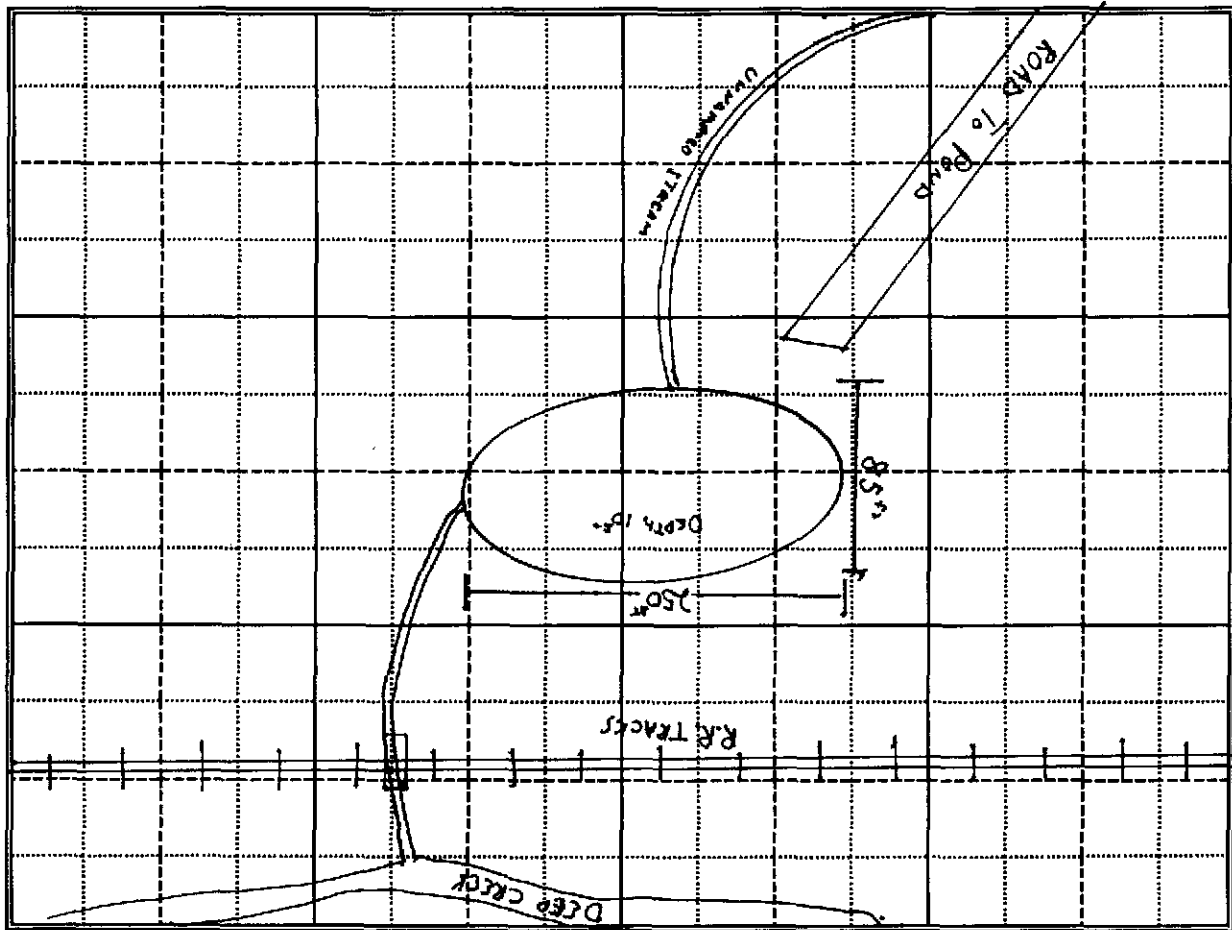
2. Place(s) of Use:

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	
60N	01W	24																R	

[Handwritten signature and date]
6/20/95

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



Scale: 1" = 100'

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
	N/A		N/A	N/A	N/A

*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:

E. NARRATIVE/REMARKS/COMMENTS

Stream flows directly into pond then
flows into deep creek. there were no
cattle at time of inspection and
no stock tank to tell if there ever
have been any cattle there.
There was no diversion from stream
so no diversion rate was needed

UNRECORDED
DEC 12 1955

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

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LH} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

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

2. Volume Calculations for Other Uses:

$$85 \times 250 \times 10 \times 4 = 2.0 \text{ AF}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Period of Use
From _____
To _____

Rate of Diversion
Q (c/s)

Annual Volume
V (ata)

Rec Storage

10-10 12-31

02

Totals:

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 _____

1. AUTHENTICATION

Field Examiner's Name

Reviewer _____
Date _____

SEAL

PERMIT # 08-07729

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

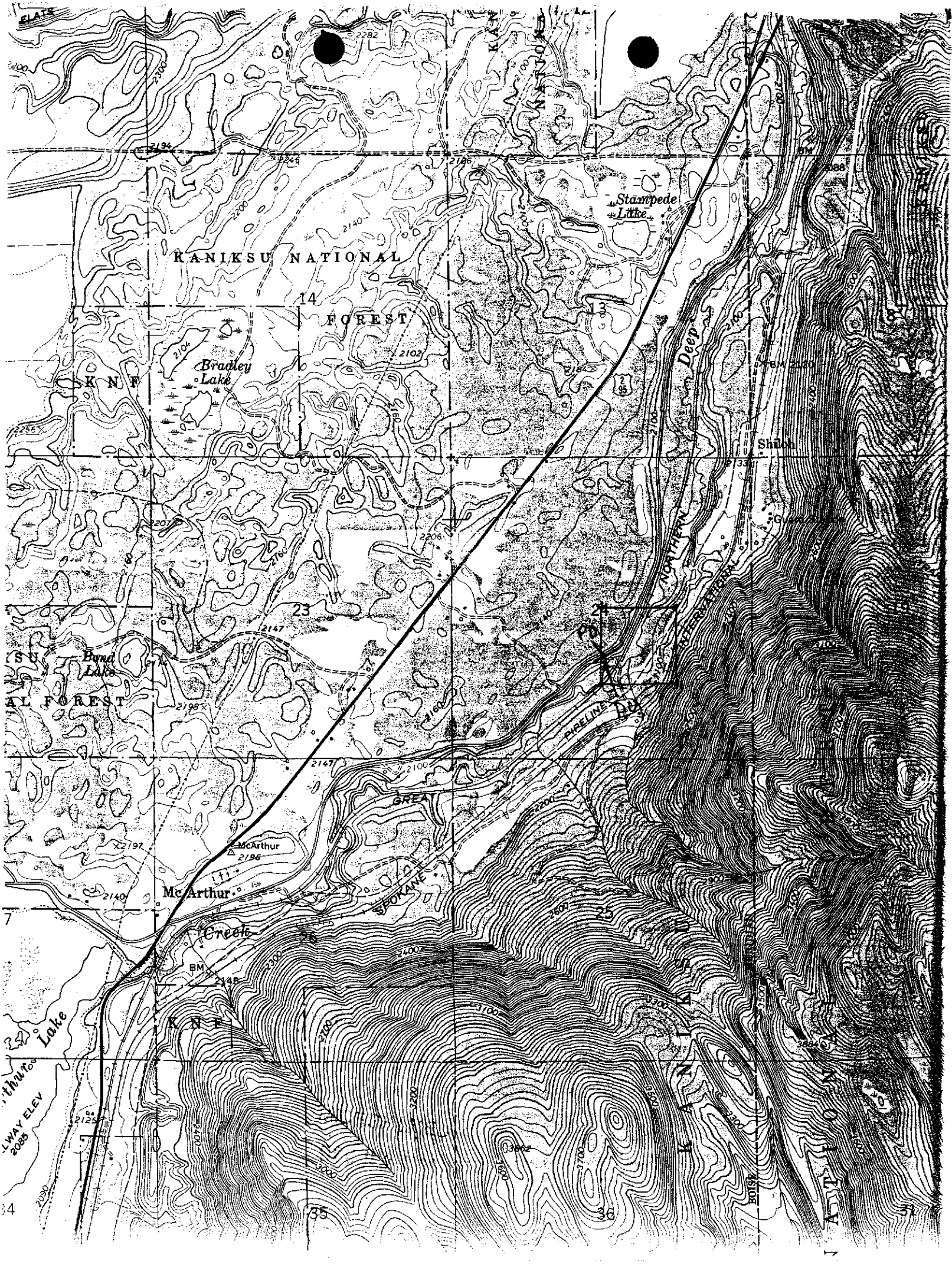
P H O T O G R A P H S



Pond



Pond



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 98-07729 Reviewed by [Signature] Date 5-23-95

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

stock recreation

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

☐ Well log in the file?

_____ Correct?

LICENSE EXAMINATION FEE

yes Required?

50.00 Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

☐ Installed?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	/	_____	
Date proof due	_____		_____	
No. of days late	_____		=	_____
Priority Date	_____		+	_____
New Priority Date	_____			_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____

Proof Made 5-15-95

May 23, 1995

GARY L CAVENDER
HC 1 BOX 413B
NAPLES ID 83847

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 98-07729

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

JUN 14 1995

March 31, 1995

GARY L CAVENDER
HC 1 BOX 413B
NAPLES ID 83847

PROOF DUE NOTICE

RE: PERMIT NO. 98-07729

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

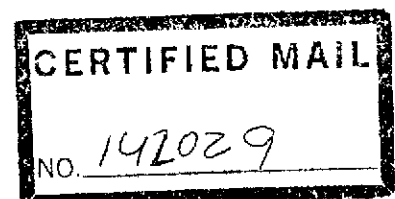
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUN 14 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 7, 1994

GARY L CAVENDER
HC 1 BOX 413B
NAPLES ID 83847

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 98-07729

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

JUN 15 1994

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

Application #: 98-7729 Name: Cavender Date: 6/6/94

AREA OF CONCERN? *NA* No/Yes _____ Mor _____ GWMA Trust/Non-trust
SYSTEM COMPLETED: *NA*

No 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted	-	P16
Proof submitted	-	NA

GROUNDWATER:

+ 0.2 cfs	<flo-ch>	-	T17 (new), 01K (existing), No MD
- 0.2 cfs		-	No MD <flow chart>

Drilling Permit:

Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <flow chart>

LOCATION:

```

Water District(dem) - WD No. _____
    *Surface water - 005 (req) 01J-P08 <flow chart>
      (doesn't sink) or 01H-P01 <flow chart>; No MD
    Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° Groundwater temp)
Swan Falls Flag - B <See condition code chart>
    Trust - 051-052-053-P74 (Consumptive Uses), NA
    Non Trust <1> - 048-049 (Consumptive Uses), NA

```

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA
 Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
 Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA

USE:

Fish Propagation	-	07A-042 (req) & 010/06A/09E(WQ)-P10 044 (N 1000 Spr)
Irrigation	-	803(if GW use SW 1st)(+5A do POU comp), NA
Power	-	08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10; +25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Mining	-	054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.)	-	18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface)	-	021(Boise R ↑ L Peak), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU)

PROTESTED:

Prehearing agreement- 020

OTHER CONDITIONS:

REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

Water Right Number - P98-07729

Prefix Translation: PERMIT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

CAVENDER

GARY L

1 - HC 1 BOX 413B

2 -

3 -

City- NAPLES

Phone - 208-267-3352

State- ID Zip- 83847

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
03/22/1994 18 NORTHERN P - PERMIT

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
UNNAMED STREAM DEEP CREEK

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
60N	01W	24	NW SE				(21) BOUNDARY			

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
04 - STOCKWATER		01/01	12/31	0.020	
05 - STOCKWATER STORAGE		01/01	12/31		2.00
06 - STOCKWATER FROM STORAGE		01/01	12/31		2.00
46 - RECREATION		01/01	12/31	0.200	
47 - RECREATION STORAGE		01/01	12/31		2.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.200

TwN	Rng	Sec	Tract	Lot	Acres	Code	Place of Use Description	County
60N	01W	24	NW SE			04	STOCKWATER	(21) BOUNDARY

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
Stockwater use is for 10 range stock.
Recreation use is for swimming and fishing.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

Water right number - P98-07729

Prefix Translation: PERMIT

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+-----+ Comments +-----+

Date: 03/29/1994 User Id: STYPA Subject: DIVERSION DESCRIPTION

On-stream pond 100' x 100' x 6'.

reservoir capacity: 2.5 A/F; diversion period: 1/1 to 12/31

Height of dam: 4'; active reservoir capacity: 2 A/F; total inclusive.

+ - - Audit Fields - 06/06/94 CZIMMERM

+-----Water Rights Dates and Flags Area-----+

Proof Due Date - 06/01/1995

Approved/Denied - 00/00/0000

Proof Made Date - 00/00/0000

Exam to S.O. Date- 00/00/0000

Order Show Cause - 00/00/0000

Licensed Date - 00/00/0000

Decree Date - 00/00/0000

Presumption Flag -

Field Exam Made - 00/00/0000

Protested Date - 00/00/0000

Hearing Date - 00/00/0000

Verified Date - 00/00/0000

Receipt Number - N007466

App'l Received - 03/22/1994

Name Connector ~

Field Exam Fee -

Swan Falls - B

Temporary Right - P

DLE/Carey Act -

Water District -

Transfer/Amended -

POU Ownership Flag- Y

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # _____

***** INITIAL REVIEW *****

APPLICANT: CAVENDER BY: AB DATE: 3 / 25 / 94

ITEM REQUIRED INFORMATION

1. (x) Name and Address
2. (x) Source
3. (x) Point of Diversion & County
4. (x) Quantity
(x) Nature of Proposed Use
(x) Period of Use
5. (x) Total Quantity
6. (x) Description of diverting works
7. (x) Time required for b/u
8. (x) Proposed use
9. (x) Place of use or acres irrigated
10. (x) Other Water Rights
11. (x) Ownership
13. (x) Map
(x) Signature
(x) Fee (Amt, recpt, acknowlegment)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

Yes No

- ___ x Field check: by _____
___ t Field report attached
___ t Analysis Supp. attached(>5cfs/500af)
___ t Water delivered by water master?
___ Water District # _____

PROCESSING

Yes No

PRIORITY DATE: 3 / 22 / 94

___ y (Include Moratorium Remark)

___ y Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Boundedney County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: u/a

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes)(No)

Checked by: _____ Date: ___/___/___

Remarks: _____

- ___ x Groundwater management area
___ t Critical ground water area
___ t Well Drilling Permit required
___ t Well Drilling Application and Fees received
___ t Well Drilling Application approved?
___ Well Drilling Application Number _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes)(No)

- ___ t Notice of pending void order issued. Final order response date: ___/___/___
___ t Further information required from applicant
___ t Affidavit of publication received
___ t Application published correctly, If not, record action taken: _____
___ t Publication dates and paper recorded on application | Sr. Agent initial AB
___ t Protests received. Final protest date: 4/25/94
___ t Measuring device required
___ t Measuring port required
___ t Special conditions: _____
___ t Special conditions of approval _____ letter attached:

Approval Recommended by: AB RYH

JUN 02 1994

Date: 5 / 13 / 94

Department of Water Resources

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary

Wristy Johnson being first duly sworn on oath
deposes and says that he/she is Bookkeeper

of the Bonners Ferry Herald, a newspaper printed and
published at Bonners Ferry, Boundary County, Idaho; that
the said newspaper has been continuously and
uninterruptedly published in said Boundary County during
a period of 12 months prior to the first publication of the
hereto attached notice of publication in the case of:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 4 day of April, 1994
and ending on the 13 day of April, 1994
and that said notice was published in said newspaper.

Dated: April 26, 94
Wristy Johnson

Subscribed and sworn to before me this 26 day
of April, 1994.

Karel Meeler
Notary Public for Idaho

Residing at Sandpoint

My Commission expires: 5399

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public
waters of the State of Idaho:

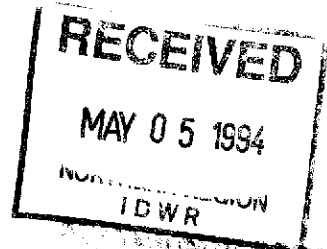
98-07729
CAVENDER, GARY L
HCR 01 BOX 413B
NAPLES, ID 83847

Source: UNNAMED STREAM Tributary: DEEP CREEK
Diversion Pt: NWSE Sec 24 T 60N R 01W in BOUNDARY County.
Use: STOCKWATER (200 CFS)
STOCKWATER STORAGE (2.00 AF)
STOCKWATER FROM STORAGE (2.00 AF)
RECREATION (200 CFS)
RECREATION STORAGE (2.00 AF)
Total Diversion: (200 CFS)

Date Filed: 3/22/1994
In: BOUNDARY County NWSE
T60N R01W S24

For additional information concerning the property location, call the
Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be
filed with the applicant and with the Director, Dept. of Water Resources,
Northern Region, 1910 Northwest Blvd., suite 210, Coeur d'Alene, Idaho
83814 on or before APRIL 25, 1994.
R. KEITH HIGGINSON, Director
BFH #2720 April 6, 13, 1994



MAY 5 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS

March 31, 1994

R. KEITH HIGGINSON

Director

Mr. Gary L. Cavender
HCR 01 Box 413B
Naples, Id. 83847

Dear Mr. Cavender:

Subject: Water Application for Permit Number 98-7729.

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N7466. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before your Application for Permit can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent
Enc. - Receipt

RECEIVED
MAY 13 1994

98-07729

CAVENDER, GARY L
HCR 01 BOX 413B
NAPLES, ID 83847

Source: UNNAMED STREAM

Tributary: DEEP CREEK

Diversion Pt: NWSE Sec 24 T 60N R 01W in BOUNDARY County.

Use: STOCKWATER	(.200 CFS)	
STOCKWATER STORAGE		(2.00 AF)
STOCKWATER FROM STORAGE		(2.00 AF)
RECREATION	(.200 CFS)	
RECREATION STORAGE		(2.00 AF)
Total Diversion:	(.200 CFS)	

Date Filed: 3/22/1994

In: BOUNDARY County
T60N R01W S24 NWSE

DEC 1 8 1994

DEC 1 8 1994

DEC 1 8 1994