



PERMIT # 98-07660

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S

PD
#2



PD
#1



2x7.5 hp
pumps



SEP 01 1993

Kodak
Royal
PAPER

Kodak
Royal
PAPER

Kodak
Royal
PAPER

2111

PD

#2

PD

#1

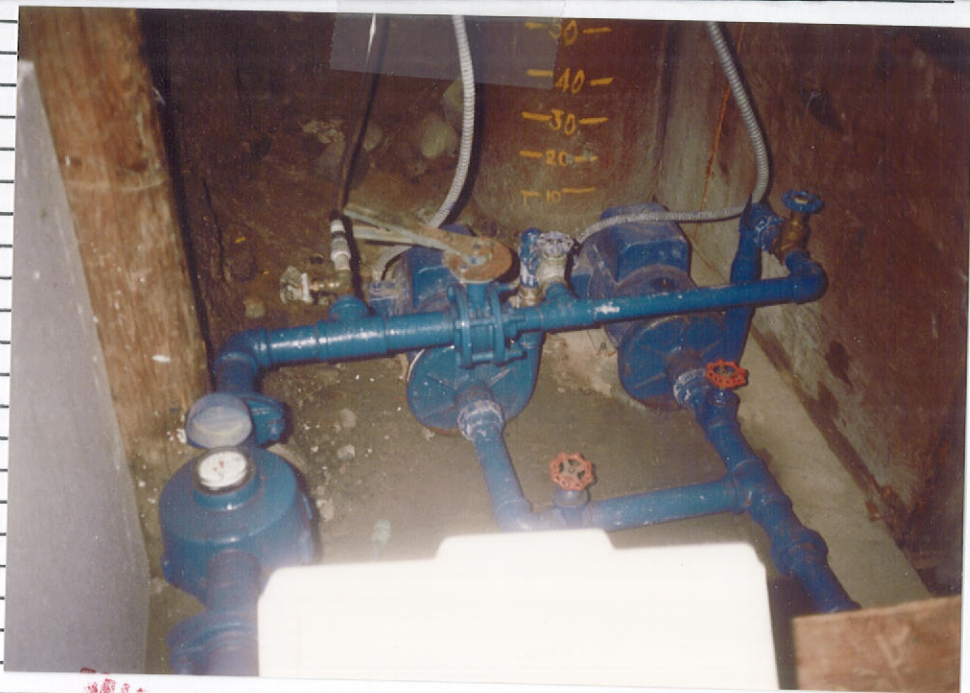
2x7.5 hp
pumps



SEP 01 1993

#1

2x7.5 hp
pumps



SEP 01 1993

PERMIT # 98-07660

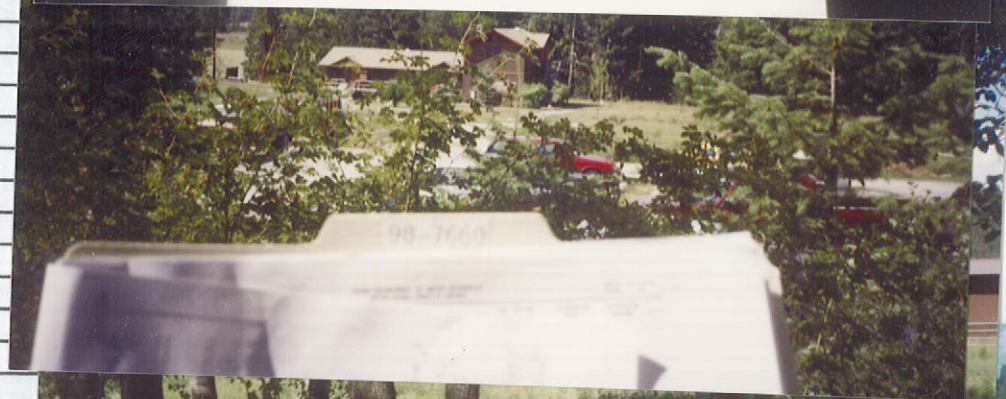
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

backup
system
pump behind
file



pu



pu



pu



SEP 01 1993

DE



backup
system
pump behind
file

pu



pu



pu

SEP 01 1993

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system
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SEP 01 1993



DE

backup
system
pump behind
file

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SEP 01 1993



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07660

Priority: August 11, 1989

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 21.2 AF

This is to certify, that ROCKY MOUNTAIN ACADEMY
RT 1

BONNERS FERRY ID 83805 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 11, 1989; and has submitted Proof of Beneficial Use on September 24, 1990. An examination indicates that the works have a diversion capacity of .050 cfs of water from:

SPRINGS tributary to BRUSH 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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	20.9 AF
	Totals	0.05 CFS	21.2 AF

LOCATION OF POINT(S) OF DIVERSION: SENESW , Sec. 5, Township 61N, Range 02E
NENWSE , Sec. 5, Township 61N, Range 02E
BOUNDARY County

PLACE OF USE: STOCKWATER
TWN RGE SEC

61N 02E 5 NWSW

PLACE OF USE: DOMESTIC
TWN RGE SEC

61N 02E 5 NESW NWSW

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.

RECEIVED

SEP 01 1993

State of Idaho
Department of Water Resources

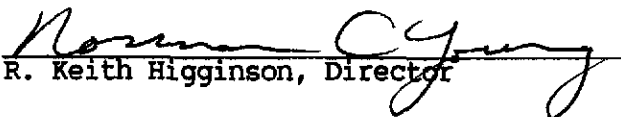
WATER RIGHT LICENSE

WATER RIGHT NO. 98-07660

CONDITIONS/REMARKS:

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. Stockwater use is for 12 head of mixed stock, 20 sheep, and 100 chickens.
6. Domestic use is for a boarding school.

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 30TH day of JULY, 19 93.


Acting for R. Keith Higginson, Director

SEP 01 1993

RECEIVED

SEP 24 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Amnt. of Fee \$ 50.00
Date 9/29/90
Receipt No. C.O. 8709
Received by J. L. Leman

SEP 10 1990

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 98-07660

Telephone No. 208-267-7522

Name(s) of Permit Holder(s): R. M. A.

ROCKY MOUNTAIN ACADEMY

ROUTE 1

BONNERS FERRY, ID 83805

Post Office Address: _____

Source of Water: SPRINGS TRIBUTARY OF BRUSH CREEK

If ground water, well driller's name: _____

Date drilled: _____

Extent of Use: 260 STUDENTS AND STEEP

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

52 MIXED LIVESTOCK AND 200 POULTRY
Stockwater _____ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted .13 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: SINCE 1983

One of the following may be a condition of approval of your permit:

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

OR

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

Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

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

DON JORDAN

Name

ROCKY MOUNTAIN ACADEMY

ROUTE 1

BONNERS FERRY, ID 83805

Address

Telephone No. 267-7522

MICROFILMED

FEB 18 1991

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.

Date

9/6/90

Signature (and title if on behalf of a company or organization)

Ronald Jordan (Business Manager)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 98-07660

Proposed Priority: August 11, 1989 Maximum Diversion Rate: 0.13 CFS
This is to certify, that **ROCKY MOUNTAIN ACADEMY**
RT. 1
BONNERS FERRY, ID 83805
has applied for a permit to appropriate water from:

SPRINGS

tributary of **BRUSH 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>
STOCKWATER	01/01 to 12/31	0.04 CFS
DOMESTIC	01/01 to 12/31	0.09 CFS
	Totals	0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENESEW Sec. 5, Township 61N, Range 02E
NENWSE Sec. 5, Township 61N, Range 02E
BOUNDARY County

PLACE OF USE: STOCKWATER

TWN RGE SEC

61N 02E 5 NESW NWSW

PLACE OF USE: DOMESTIC, 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 **September 1, 1991.**
2. Subject to all prior water rights.
3. Stockwater use is for 52 mixed head and 200 poultry; domestic use is for a school.

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

28th day of **August**, 19**90**

for
R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED
FEB 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 98-07660

To appropriate the public waters of the State of Idaho

PAID
AUG 9 1989
\$15.00 CR. #1586

1. Name of applicant Rocky Mtn. Academy Phone 267-7522
Post office address REL Bonners Ferry, ID. 83805
2. Source of water supply Springs, which is a tributary of Brush Creek
3. Location of point of diversion is SE 1/4 NE 1/4 SW 1/4 & NE 1/4 NW 1/4 SW 1/4 Govt. Lot SE TDK
Sec. 5 Township 61N Range 2E B.M. BOUNDARY County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.09 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 8.84 for stockwater 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 is (a) 0.13 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. TWO DEVELOPED SPRINGS, gravity
flow to sand filter (20 gpm) then by pump & pipe line to
22,000 gal storage tank then gravity flow to place of use
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ 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 so _____
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).

MICROFILMED

FEB 18 1991

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. 20 Cows, 6 HORSES, 20 SHEEP, 200 CHICKENS, 6 HOGS
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. SCHOOL WITH 160 RESIDENTS
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>GIN</u>	<u>2E</u>	<u>5</u>									<u>D</u>	<u>D</u>							

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

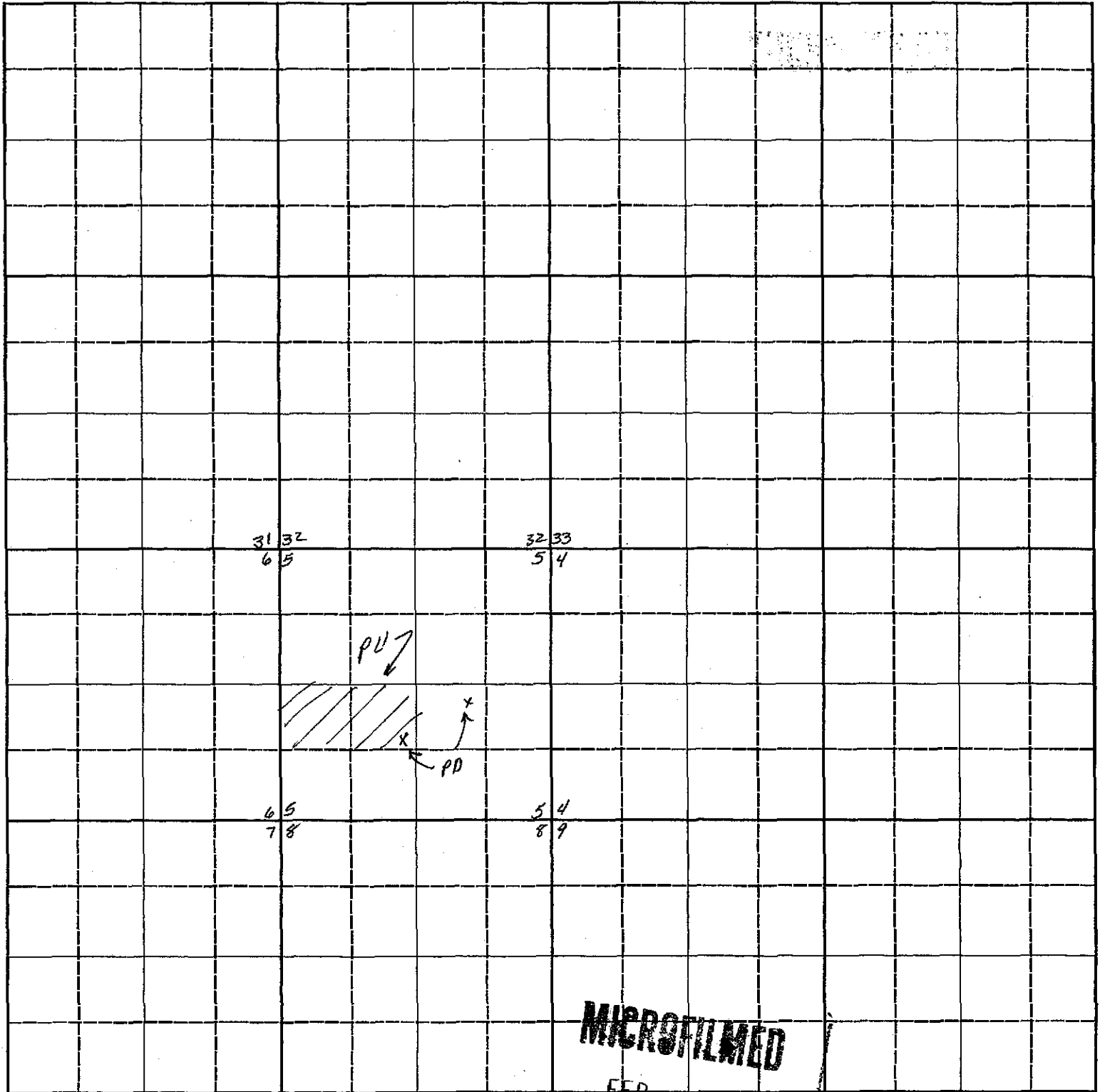
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED

FEB 08 1991

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.

MICROFILMED

FEB 08 1991

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.

x Don A. Earle
(Applicant)
SEC. TREAS

Received by [Signature] Date 8/19/89 Time 2:00 PM Preliminary check by [Signature]
Fee \$ 15.00 Receipted by [Signature] # N 3287 Date 6/15/89
Publication prepared by [Signature] Date 8/30/89 Published in 7/17/90
Publication approved [Signature] Date 9/18/89

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. _____, 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:

MICROFILMED

FEB 08 1991



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

July 30, 1993

ROCKY MOUNTAIN ACADEMY
RT 1
BONNERS FERRY ID 83805

RE: WATER RIGHT NO. 98-07660

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

UNRECORDED

SEP 01 1993

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROCKY MOUNTAIN ACADEMY RT 1	08/11/1989	STOCKWATER DOMESTIC	01-01 12-31 01-01 12-31	0.02 CFS 0.05 CFS	0.3 AFA 20.9 AFA
	BONNERS FERRY ID 83805 (208) 267-7522			TOTAL DIVERSION:	0.05 CFS	21.2 AFA

Water Source: SPRINGS

Tributary to: BRUSH CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.05 CFS

Point(s) of Diversion: T61N R02E S05 SE NE SW NE NW SE

Place of use Legal Description for: STOCKWATER

								NE				NW				SW				SE													
								NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE							
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
61N	02E	5	:											:											:								

Place of use Legal Description for: DOMESTIC

NE												NW				SW				SE																	
				NENE		NWNE		SWNE		SENE		: NENW		NWNW		SWNW		SENW		: NESW		NWSW		SWSW		SESW		: NESE		NWSE		SWSE		SESE		:	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:		
61N	02E	5	:									:									:							:								:	
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Pou County: BOUNDARY

~~Non-Irrigation Uses: 6/52 MIXED, 200 POULTRY~~

Remarks: Stockwater use is for 12 head of mixed stock, 20 sheep, and 100 chickens.
Domestic use is for a boarding school.

Dates: App. Received: 08/11/1989 Priority Date: 08/11/1989
Proof Due Date: 09/01/1991 Proof Made Date: 09/24/1990
Exam Made Date: 06/25/1992 Exam Sent to S.O.: 06/08/1993
Licensed Date:

Misc: Water District Number: 98A Field Exam Fee: R (Received)

Audit: 07/16/93 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 98-7660 Date 7-13-92 Brenda Chapman

NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒	Advance? <u> </u> Memo to Advance <u> </u>
	☐ ☒	Order to Reinstate Needed?
SOURCE	☐ ☒	Changes? Clarification of Originally Intended source <u> </u>
	☐ ☒	Notice of Intent to Void - Source change.
P/D	☐ ☒	Amendment Needed? <u> </u>
	☐ ☒	Is Overlap Analysis a Consideration?
P/U	☐ ☒	Amendment Needed? <u> </u>
	☐ ☒	Is Overlap Analysis a Consideration?
TOTAL CFS	☐ ☒	Incorrect Fee for rate recommended?
	<u>-NA-</u>	Disagree/Measurement <u>none</u>
	<u>-NA-</u>	Pumping Theoretical $(8.8) \times (.70) \times ()$
		$(+ [2.31 \times])$
	☐ ☒	System Capacity <u>.05</u> (from filter)
		Allowable Amount: <u>.05 CFS</u>
TOTAL VOLUME		Rate/ac <u> </u> AFA Irr. Season <u> </u>
		Standard Irr. Season <u> </u>
		Season Recommended <u> </u>
160 students = 17.9	☐ ☒	Disagree with Examiner's Calculations? <u>DOMESTIC 20.9</u>
Apartment = 3.0	☐ ☒	<u>Cattle & horses / sheep & chickens = .20 + .04 + .01 = .25</u>
20.9	☐ ☒	Flow limit: <u>.05</u> x 365 x 1.9835 = <u>36.2 ></u>
USES	☐ ☒	Change(s) in Nature of Use? <u> </u>
	☐ ☒	Amendment Needed? <u> </u>
REMARKS	☐ ☒	Multiple P/Ds in 1/4 1/4? <u>()</u>
	☒ ☐	Non-Irr. Uses <u>Stockwater & DOMESTIC</u>
	☒ ☐	Special Overlap Condition <u> </u>
	☒ ☐	Other <u> </u>
CONDITIONS	☐ ☒	Measuring Devices <u> </u> Dates/Misc <u> </u>
	☐ ☒	W/Master Control <u> </u> Water Dist <u> </u>
	☐ ☒	Irrigation Overlap <u> </u> <u>6-15-89</u> App Rec'd
	☐ ☒	Water Quality <u> </u> <u>6-25-92</u> Exam Made
COMMENTS:	<u>Reduce rate</u>	

RECOMMENDED

CFS

VOL

Irrigation
Domestic
Stockwater

.05
.02

20.9
.25.3

LICENSE ☒

AMEND

Total

.05

21.2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 10 1993

Department of Water Resources

A. GENERAL INFORMATION

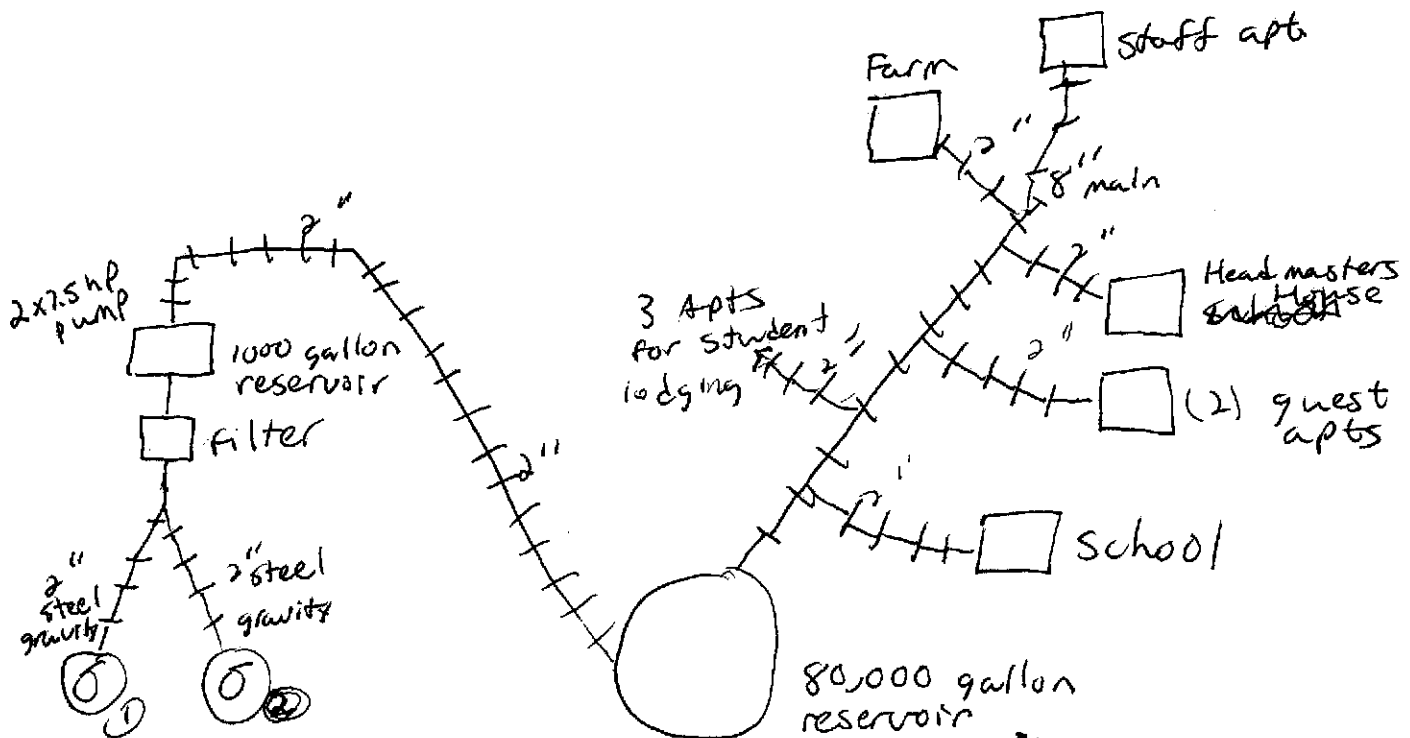
Permit No. 98-07660
Phone No. 267 7522
Owner: Rocky Mountain Academy
Current Address: Route 1, Bonners Ferry, ID 83805
Accompanied by: Groundskeeper EXAM. DATE: 8/25/92
Address: same Phone No. same
Relationship to Permit Holder:
3. Source: Springs tributary to Brush Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
☐ 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).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)

MINOR REVISIONS
SEP 11 1993

System Description (continued)

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

The two springs are caught in 2 separate concrete rings and are gravity fed through 2" steel line through a 23 gpm filter(max) into a 1000 gallon reservoir.

(2) 7.5 hp pumps deliver the water to an 80,000 gallon reservoir. From the reservoir water is gravity fed down 8" main off of which 2" line connects to: The school, 2 guest apts, Headmasters house, Staff apt., Farm, 3 apts for student housing. A backup pump

(1 hp) is used for emergencies and is connected through 2, 60 gallon pressure tanks ☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Main	Jacuzzi	7 1/2	4K87PT8		
Main	Jacuzzi	7 1/2	4K87PT9		
backup		1		Red Jacket	6081

*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
1		SE	NE	SW	5	61N	02E	Boundary	Map
2		NE	NW	SE	5	61N	02E	Boundary	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	
61N	02E	5									0	0							
"	"	"									1	5							

Do not use this space

SEP 01 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.05	20.9
Stockwater	1/1	12/31	.02	.45
Totals:			.05 cfs	21.35 AF

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

J. AUTHENTICATION

Field Examiner's Name Robert Knobloch
Signature Robert Knobloch
Certification Date _____
Field Report Preparation Date 7/8/92

CONSULTANT SEAL

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

MICROFILMED

SEP 01 1993

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:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

23 gpm filter max = .05 cfs

2. Alternate Method for Checking Purposes:

stockwater $\Rightarrow$.02 cfs
Domestic $\Rightarrow$.05 cfs

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) $\div$ 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 .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

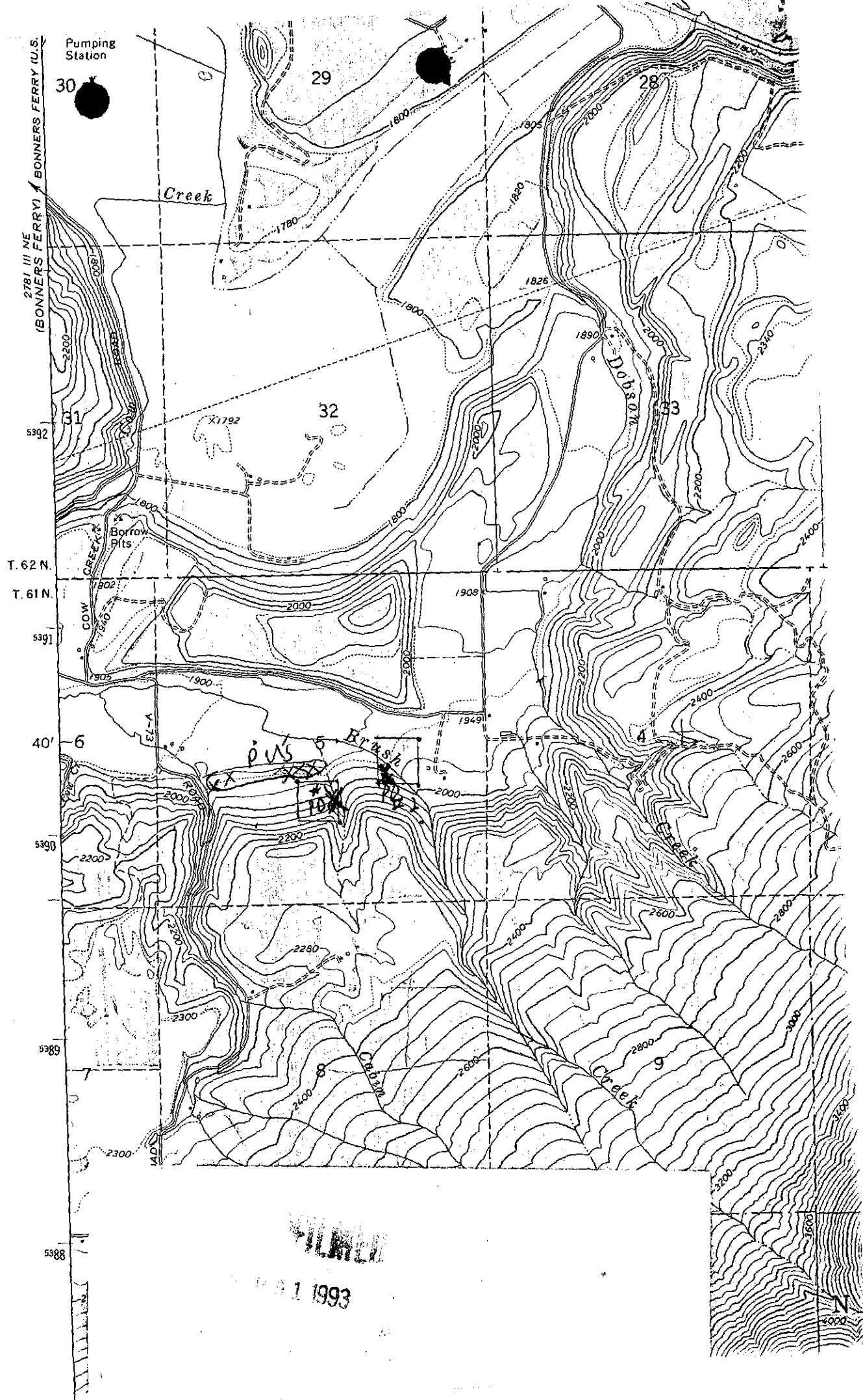
$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

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

2. Volume Calculations for Other Uses:

stockwater 6 horses - .08 AF
6 cows - .02 AF
20 sheep - .04 AF
100 chickens - .01 AF
 .45 AF

SEP 01 1993
boarding
160 students - housed also
 = 12.9 AF
staff apt, head masters
apt, 2 guest apts - 3.0 AF
 includes 1/2 acre



2781 III NE
(BONNERS FERRY) / BONNERS FERRY (U.S.)

Pumping
Station

T. 62 N.

T. 61 N.

40'

5390

5389

5388

FILED

1993

N

PERMIT # 98-07660

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

PD

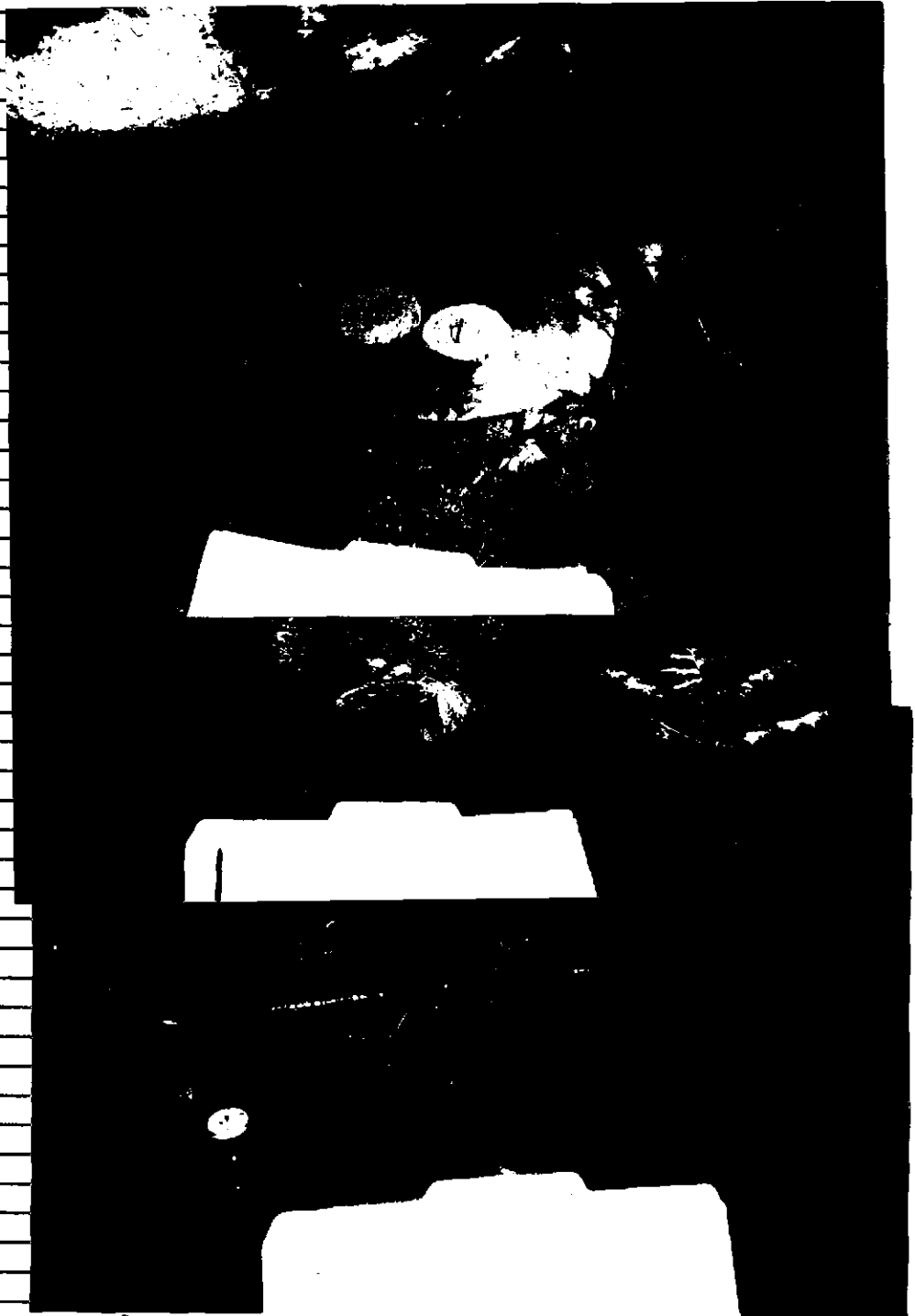
#2

PD

#1

2x7.5 hp

pumps



SEP 01 1993

PD

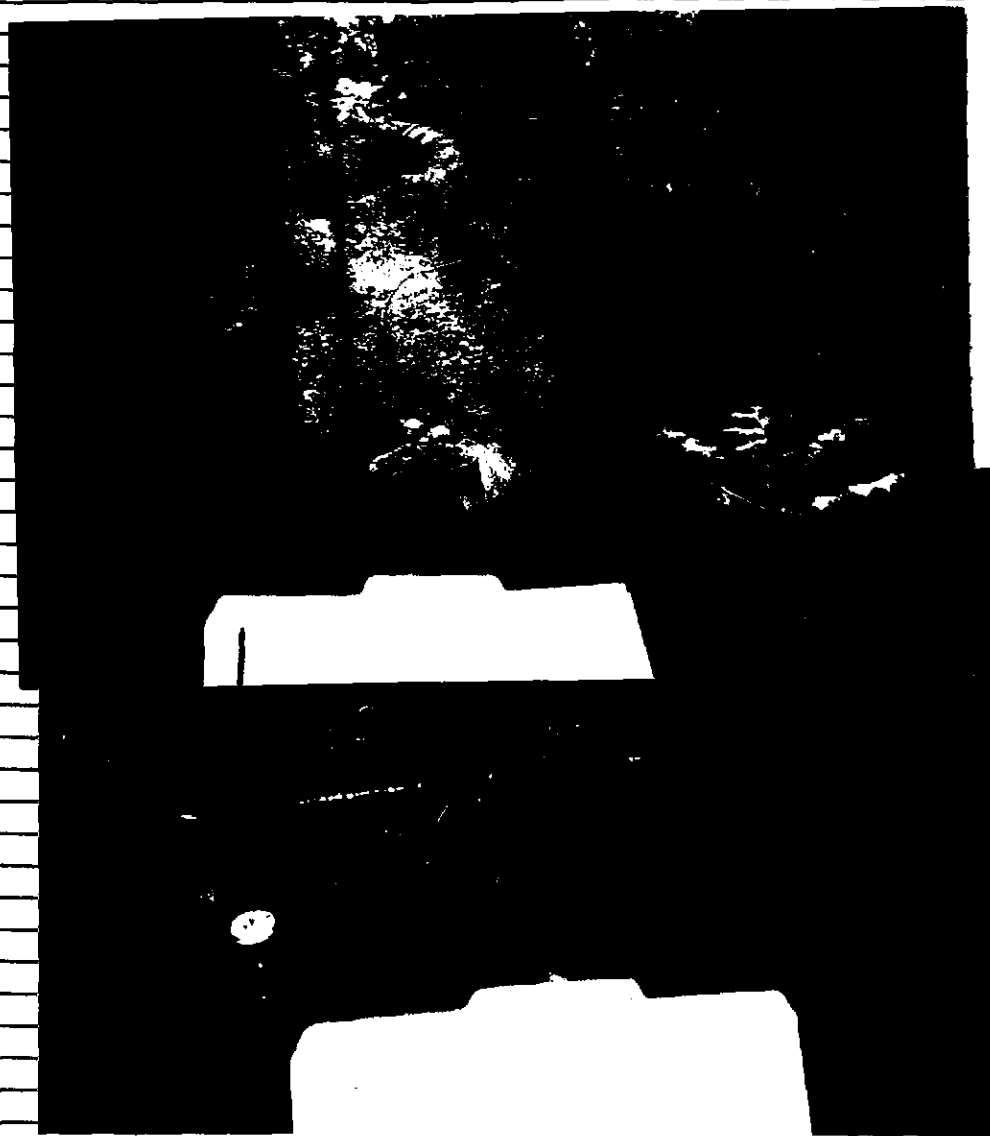
#2

PD

#1

2x7.5 hp

pumps



SEP 07 1993

#1

2x7.5 hp
pumps



SEP 01 1993

PERMIT # 98-07660

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

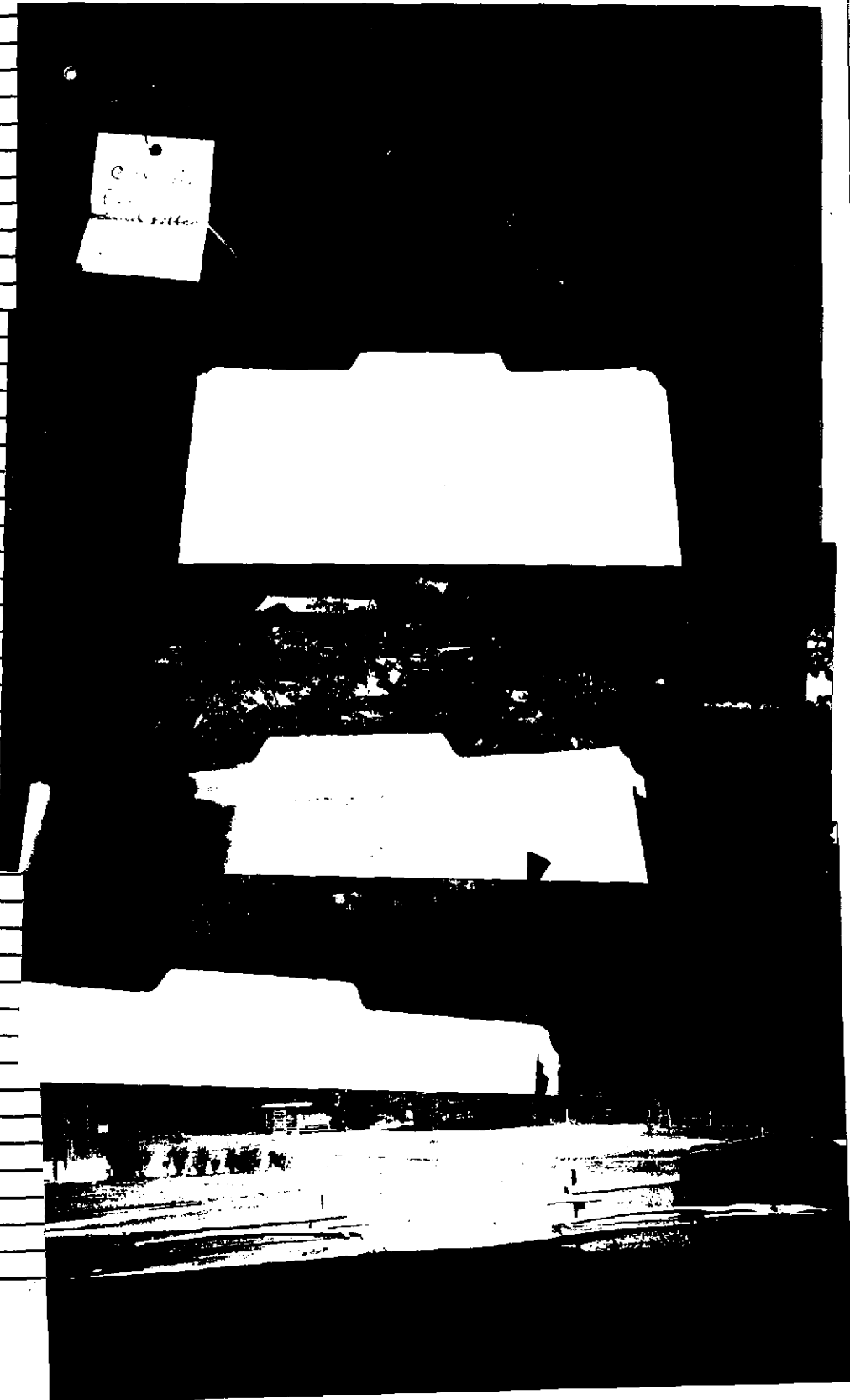
backup
system
pump behind
file

pu

pu

pu

SEP 01 1993



DE

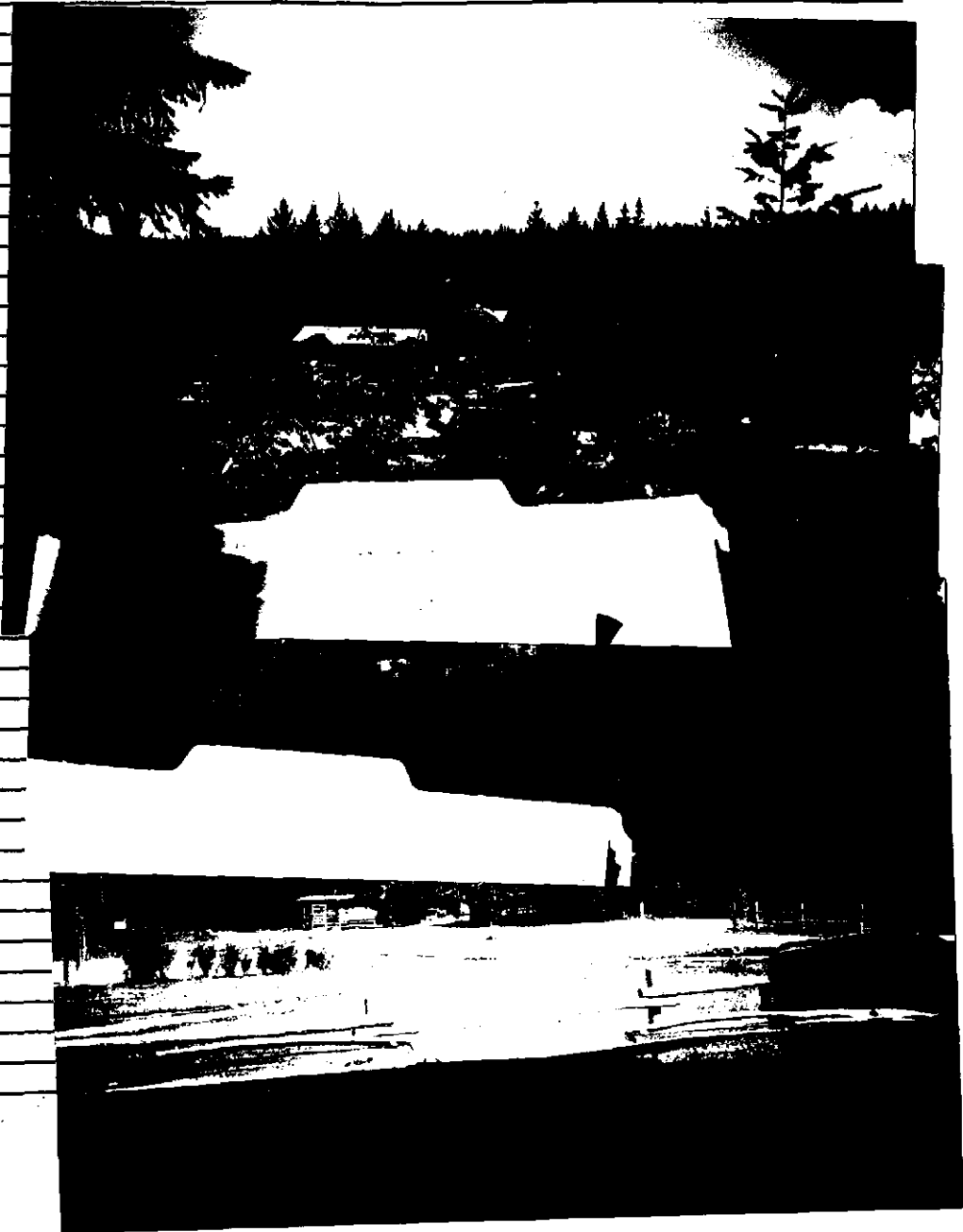
backup
system
pump behind
file

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PU

PU

SEP 01 1993



DI

backup
system
pump behind
file

PU

PU

PU

SEP 01 1993



DI

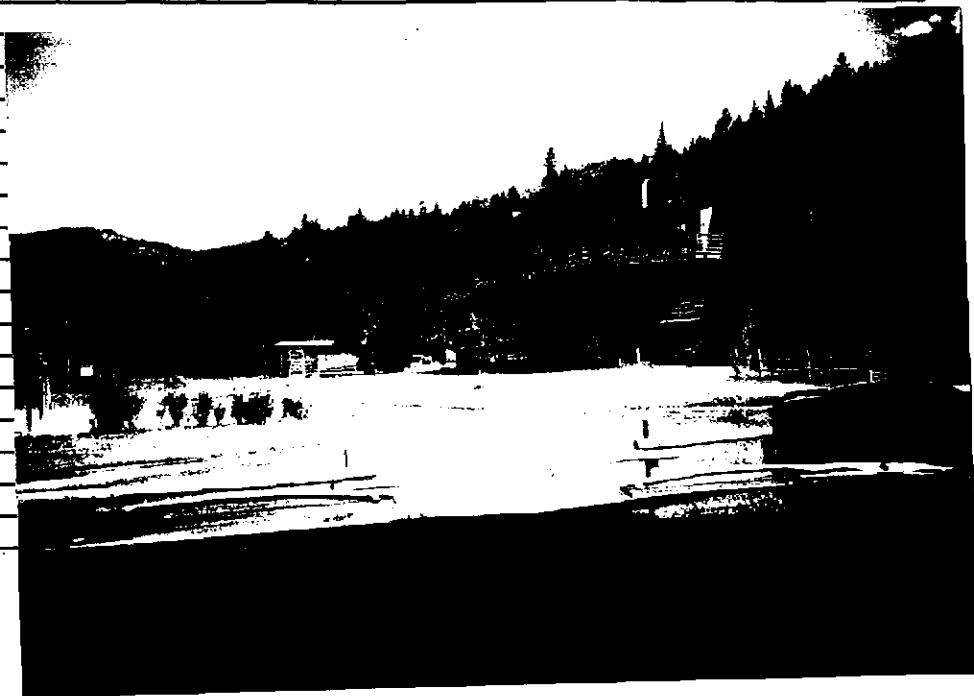
backup
system
pump behind
file

PU

PU

PU

SEP 01 1993



January 25, 1991

ROCKY MOUNTAIN ACADEMY
RT. 1
BONNERS FERRY, ID 83805

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 98-07660

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)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

FEB 08 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 98-7660

Date 12-21-90

GENERAL CONSIDERATIONS

Y Name same as permit?
Y Address same as permit? If no, prepare data entry form.
N Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no.
 Well log in file?
 Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

Y Required?
130 Amount submitted?
Y Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

LB

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	- <u> </u>
No. of days late	<u> </u>	= <u> </u>
Priority date	<u> </u>	+ <u> </u>
NEW PRIORITY DATE	<u> </u>	= <u> </u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 30, 1990

ROCKY MOUNTAIN ACADEMY
RT. 1
BONNERS FERRY, ID 83805

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 98-07660

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

We have enclosed 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 for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

FEB 08 1991

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

Carol Arthur being first duly sworn on oath
deposes and says that he/she is Manager
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:

#1608

Notice of Correction 98-7660

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 July, 1990
and ending on the 11 day of July, 1990

and that said notice was published in said newspaper Carol A. Arthur

On this 12 day of July in the year
of 1990, before me, a Notary Public, personally
appeared Carol Arthur

known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Anna Thomas
Notary Public for Idaho

Residing at Bonners Ferry

My commission expires: 12-1-1994



NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN
THAT APPLICATION FOR
PERMIT NO. 98-7660 in the name of
Rocky Mtn. Academy was ad-
vertised incorrectly on September 6
& 13, 1989.

The diversion point was in-
correctly advertised as SENESW
and NENWSW Sec 5 T61N R02E;
whereas, correctly it should be
SENESW and NENWSE Sec 5 T61N
R02E.

(For additional information
concerning the property location,
call the Northern Regional Office at
765-4639.)

Protests to the above-referenced
correction must be filed with the
Director, Dept. of Water Resources,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, ID 83814 on or before
July 23, 1990.

R. Keith Higginson, Dir.
#1608 July 4, 11, 1990

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 98-7660 in the name of Rocky Mtn. Academy was advertised incorrectly on September 6 & 13, 1989.

The diversion point was incorrectly advertised as SENESW and NENWSW Sec 5 T61N R02E; whereas, correctly it should be SENESW and NENWSE Sec 5 T61N R02E.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before July 23, 1990.

R. KEITH HIGGINSON, Dir.

Published in the Bonners Ferry Herald on 7/4 & 11/1990.



MEMORANDUM

TO: NORTHERN REGION

FROM: KAY WALKER *kw*

RE: APPLICATION FOR PERMIT 98-7660

DATE: 19-JUN-1990

=====

There is an error on the point of diversion description.
Please note that p/d #2 is not in the SW1/4. The way I read
the map it is within the NENWSE.

Please correct the description and re-advertise if the map is
accurate. Thanks!! Kay

↑
TDR



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FEB 08 1991

[REDACTED]



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 25, 1990

Rocky Mtn. Academy
Route 1
Bonners Ferry, Id. 83805

Re: 98-7660

Gentlemen:

Please be advised that the conference on your above-referenced water right application which was scheduled for 9:00 a.m. on Thursday, May 31, 1990, in Bonners Ferry, Idaho, has been vacated.

The last protest, which was filed by Nishek Nursery, has been withdrawn so we will now forward the application to our State Office in Boise for further processing.

If you have any questions, please do not hesitate to contact this office.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

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FEB 18 1991

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

SPECIAL NOTE: _____

PROTEST INFORMATION SHEET

Protestant(s)

NAME

ADDRESS

1 ~~Mr. Lon Merrifield~~ WITHDRAWN ~~Acrylic View Nursery, Rt. 1 Box 509, BF, Id..~~ 9/25/89

2 ~~Mr. Cleve W. Shearer~~ WITHDRAWN ~~Box 173, Bonners Ferry, Id. 83805~~ 9/22/89

3 ~~Mr. Bill Shrope, Mer~~ WITHDRAWN ~~Nishek Nursery, Rt. 1 Box 516, BF, Id. 83805~~ 9/22/89

4 _____

5 _____

6 _____

7 _____

8 _____

9 _____

10 _____

ATTORNEY NAME

ADDRESS

Date Filed: 9/22/89 Protest Due Date: 9/25/89

Issues: Will adversely affect water rights already existing. Not enough water.

Applicant

ATTORNEY NAME

ADDRESS

DATE

Protest Date Entered on Computer 9/26/89

Acknowledgement Letters Sent 9/27/89

Hearing Date _____

(Other Dates)

Other Information: _____

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FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 25, 1990

Mr. Bill Shrope, Mgr.
Nishek Nursery
Rt. 1 Box 516
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Shrope:

We wish to acknowledge receipt of the withdrawal of your protest to the above-referenced water right filed in the name of Rocky Mtn. Academy.

If you have any questions regarding this matter, please feel free to contact this office.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

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FEB 08 1991





RECEIVED

MAY 23 1990

NORTHERN REGION
IDWR

Wayne Nishek
Marjorie Nishek

ROUTE 1, BOX 516 • BONNERS FERRY, IDAHO 83805 • TELEPHONE (208) 267-7191

ROBERT HAYNES
Reginal Manager
Dept. of Water Resources
1910 Northwest Blvd. Suite 210
Coeur d'Alene, ID 83814

May 21, 1990

Robert,

This is in regards to the water rights filed for, by the Rocky Mt. Academy. In Previous dicussions I thought this matter was resolved, in that the academy would drop the larger right in favor of the right to the spring. My only concern was the larger demand on the already taxed water supply, I have no problem with their use of the spring.

As it is understood we drop our protest. I am sorry this has taken so long, but thought it was taken care of to everyones satisfaction.

Bill Shrope Manager
Nishek Nursery

Copy sent to:
Rocky Mt. Academy

Bill Shrope
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FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 21, 1990

Mr. Lon Merrifield
Clifty View Nursery
Rt. 1 Box 509
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Merrifield:

We wish to acknowledge receipt of the withdrawal of your protest to the above-referenced water right filed in the name of Rocky Mtn. Academy.

If you have any questions regarding this matter, please advise.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

c: Rocky Mtn. Academy - Since Nishek Nursery is still protesting the above water right, the conference is still scheduled for 9:00 a.m. on Thursday, May 31, 1990.

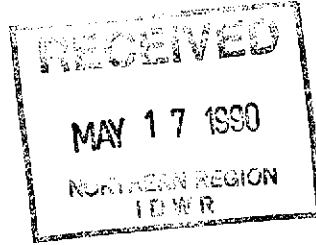
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FEB 08 1991





Clifty View Nursery



LON and DONNA MERRIFIELD
RT. 1, BOX 509
BONNERS FERRY, IDAHO — 83805
(208) 267-7129

*Quality seedlings, trees, and shrubs
for Landscaping, Christmas trees
and Reforestation*

May 16, 1990

R. Keith Higginson, Director
Dept. of Water Resources
Northern Region
1910 Northwest Blvd. Suite 210
Coeur d'Alene, Idaho 83814

Mr Higginson,

I wish to withdraw my protest of water right # 98-07663 applied for
by Rocky Mountain Academy. The questions I had were answered to my satisfaction.
Thank you for your consideration in this matter.

660 JEM May 16 1990

Sincerely

Lon E Merrifield
Lon Merrifield, President

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FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 16, 1990

Cooperative Extension Service
Courthouse Annex Building
Bonanza Ferry, Idaho 83805

Re: 98-7660

Gentlemen:

This is to confirm reservations for a conference to be held by this Department on Thursday, May 31, 1990, in your conference room, which will begin at 9 o'clock a.m. and last to approximately noon.

If this is not what your records reflect, please advise immediately.

Sincerely,

PATRICIA M. STYPA
Secretary/Office Coordinator

RECEIVED

FEB 18 1991

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

**RETURN
TO**



Print Sender's name, address, and ZIP Code in the space below.

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814**



**PENALTY FOR PRIVATE
USE, \$300**



● **SENDER:** Complete Items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

Mr. Bill Shrope Manager
Nishek Nursery
Rt. 1 Box 516
Bonners Ferry, Id. 33805

4. Article Number

14784

Type of Service:

☐ Registered
☒ Certified
☐ Express Mail

☐ Insured
☐ COD

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

5/16/90 RK

8. Addressee's Address (ONLY if requested and fee paid)

MAY 21 1990

NORTHWEST REGION
ID W.B.

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

**RETURN
TO**



Print Sender's name, address, and ZIP Code in the space below.

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814**



REGISTERED

FEB 08 1991



**PENALTY FOR PRIVATE
USE, \$300**



● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

Mr. Lon Merrifield
Clifty View Nursery
Rt. 1 Box 509
Bonners Ferry, Id. 83805

4. Article Number

14783

Type of Service:

- ☐ Registered
☒ Certified
☐ Express Mail

- ☐ Insured
☐ COD

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature — Addressee

X

Ray Anshy

6. Signature — Agent

X

7. Date of Delivery

5/16/9

R/L

8. Addressee's Address (ONLY if requested and fee paid)

MAY 17 1993

NORTH PLAIN REGION
IDWR

**UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS**

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

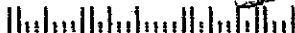
**RETURN
TO**



Print Sender's name, address, and ZIP Code in the space below.

RECEIVED
FEB 08 1981

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814**



● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4. Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

Rocky Mtn. Academy
Route 1
Bonners Ferry, Idaho 83805

1661 80-833

4. Article Number

14782

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified Mail ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature — Addressee

X

6. Signature — Agent

X

7. Date of Delivery

5/15/90

8. Addressee's Address (ONLY if requested and fee paid)

MAY 17 1990

NORTHWEST REGION

DOMESTIC RETURN RECEIPT

PS Form 3877, July 1978
ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAILNAME AND
ADDRESS
OF SENDER**DEPARTMENT OF WATER RESOURCES**
1910 NORTHWEST BLVD. - SUITE 210

Indicate type of mail

- ☐
- Registered
-
- ☐
- Insured
-
- ☐
- COD
-
- ☐
- Certified

I certify that we have

- ☐
- Commercial Insurance
-
- ☐
- A deductible clause of
-
- \$

Affix stamp here if issued as
certificate of mailing or for
additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

LINE	NUMBER OF ARTICLE	COEUR D'ALENE, IDAHO 83814 ORIGINATOR'S NAME AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S.D. FEE	S. H. FEE	REST. DEL. FEE	REMARKS
1	14782	Rocky Mtn. Adacemy Rt. 1 Bonners Ferry, Id. 83805	25c	85c				90c				End 5/17/90 98-7660
2	14783	Mr. Lon Merrifield, Clifty View Nursery Rt. 1 Box 509, Bonners Ferry, Id. 83805	"	"				"				5/17/90 Rec'd.
3	14784	Mr. Bill Shrope, Manager, Nishek Nursery, Rt. 1 Box 516, Bonners Ferry, Id. 83805	"	"				"				Rec'd 5/21/90
4	14785	Mr. and Mrs. Roland D. Naccarato N. 11614 King Arthur Dr., Spokane, Wa. 99218	"	"				"				96-8568
5	14786	Mr. N. W. Sherwood 4855 Hwy. 2, Sandpoint, Id. 83864	"	"				"				
6	14787	U.S.D.A. Forest Service 1500 Highway 2, Sandpoint, Id. 83864	"	"				"				968573
7	14788	Mr. Byron Lewis, Diamond T. Ranch Box 625, Clark Fork, Id. 83811	"	"				"				
8	14789	Ms. Linda Deeter 500 Carr Creek Rd., Sandpoint, Id. 83864	"	"				"				96-8571
9	14790	Mr. Harry J. Wildgen 6375 Hwy. 2 West, Sandpoint, Id. 83864	"	"				"				
10												
11												
12												
13												
14												
15												

RECEIVED
FEB 08 1991

COEUR D'ALENE, IDAHO
MAY 15 1990
USPS

TOTAL NUMBER OF PIECES LISTED BY SENDER 9	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE 9	POSTMASTER, PER (Name of receiving employee) <i>[Signature]</i>	The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.
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FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

* U.S. GOVERNMENT PRINTING OFFICE: 1978 270-037

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST)
APPROVAL OF APPLICATION FOR PERMIT) NOTICE OF
NO. 98-7660 IN THE NAME OF ROCKY) CONFERENCE
MTN. ACADEMY.)

On August 11, 1989, Rocky Mtn. Academy filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. The Department received protests against approval of said application from Mr. Bill Shrope of Nishek Nursery and Mr. Cleve D. Shearer on September 22, 1989; and from Mr. Lon Merrifield on September 25, 1989. The protest of Mr. Cleve D. Shearer was withdrawn on November 27, 1989.

The Department has set the matter of protest for a conference on Thursday, May 31, 1990, at 9 o'clock a.m., in the Cooperative Extension Service Conference Room, Courthouse Annex Building, Bonners Ferry, Idaho. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources.

The following issues are involved in the consideration of the application and protest(s):

1. Will the proposed use reduce the quantity of water under existing water rights?

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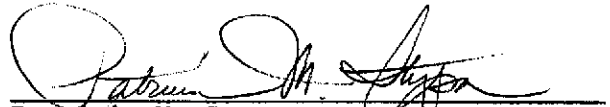
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Dated this 15th day of May, 1990.


ROBERT G. HAYNES, P. E.
REGIONAL MANAGER

I hereby certify that on the 15th day of May, 1990, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:


Patricia M. Stypa
Secretary/Office Coordinator

CERTIFIED MAIL

Rocky Mtn. Academy
Route 1
Bonners Ferry, Id. 83805

Mr. Lon Merrifield
Clifty View Nursery
Rt. 1 Box 509
Bonners Ferry, Id. 83805

Mr. Bill Shrope, Manager
Nishek Nursery
Rt. 1 Box 516
Bonners Ferry, Id. 83805

MICROFILMED
FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

November 28, 1989

Mr. Cleve D. Shearer
Box 173
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Shearer:

We hereby acknowledge the receipt of your withdrawal of protest against the above-referenced Application for Permit filed in the name of Rocky Mountain Academy.

If you have any questions, please feel free to contact this office.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

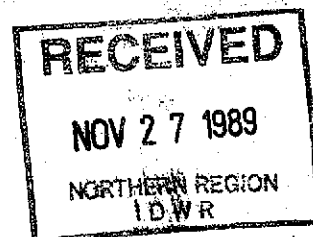
RGH/pms

cc: Rocky Mtn. Academy - The protests of Clifty View Nursery and Nishek Nursery are still in effect.

MICROFILMED

FEB 08 1991





23 November 1989

Dept. of Water Resources
Northern Region
Suite 210, 1910 N.W. Blvd
Coeur d'Alene, Idaho 83814

Re: Correspondence of 8 Nov 1989

Dear Mr. Haynes:

Please be advised
that I made an agreement with the
Rocky Mtn. Academy to drop my
objection to their development of
3 springs (No. 98-7660) tributary to
Brush Creek in exchange for their
dropping claims to No. 98-7663.

Thank you,
Cleve D. Shearer

Cleve D. Shearer

Box 173

Bonniers Ferry

Idaho 83805

FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 26, 1989

Rocky Mtn. Academy
Route 1
Bonners Ferry, Id. 83805

Re: 98-7660

Gentlemen:

Enclosed are copies of protests filed against the approval of the above-referenced application for permit to appropriate the public waters of the State of Idaho. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protests have been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enclosures

MICROFILMED

FEB 08 1991

Colby
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State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 26, 1989

Mr. Bill Shrope, Manager
Nishek Nursery
Rt. 1 Box 516
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Shrope:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

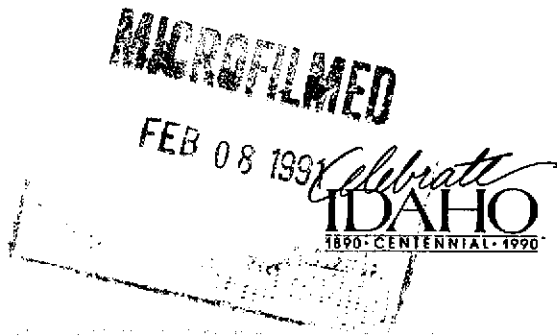
1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms





State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 26, 1989

Mr. Lon Merrifield
Clifty View Nursery
Rt. 1 Box 509
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Merrifield:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

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3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

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FEB 08 1991

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State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 26, 1989

Mr. Cleve D. Shearer
Box 173
Bonners Ferry, Id. 83805

Re: 98-7660

Dear Mr. Shearer:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

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4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

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FEB 08 1991

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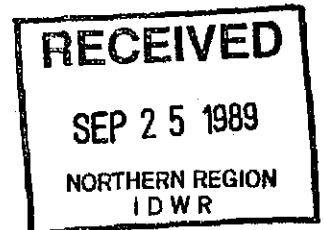
Clifty View Nursery

LON and DONNA MERRIFIELD
RT. 1, BOX 509
BONNERS FERRY, IDAHO — 83805
(208) 267-7129

*Quality seedlings, trees, and shrubs
for Landscaping, Christmas trees
and Reforestation*

September 22, 1989

R. Keith Higginson, Director
Dept. of Water Resources
Northern Region
1910 Northwest Blvd. Suite 210
Coeur d'Alene, Idaho 83814



Mr. Higginson,

I wish to protest the water right # 98-07663 applied for by the Rocky Mountain Academy. This area is zoned agriculture and mainstay of the Academy is not agriculture. I have many questions on this water right and they need to answer them and they have not contacted me or our firm to answer such questions.

I would protest water right # 98-07660 until I knew if this was for current water uses or for future water uses.

At times there is not adequate water in Cabin-Cow Creek system to currently cover the allotted users. The Rocky Mountain Academy has already, I feel, demonstrated its ability for development without regard to current laws and therefore these water rights need to be discussed with neighbor prior to your office giving its approval.

Sincerely

Lon Merrifield, President

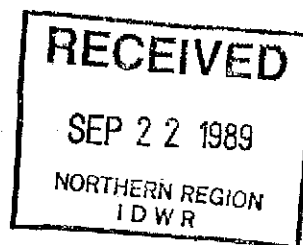
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FEB 08 1991



FILED BY	
DATE	

Director, Dept. of Water Resources
Northern Region, 1910 N.W. Blvd
Suite 210, Coeur d'Alene
Idaho, 83814



20 September, 1989

Dear Sir;

I wish to protest the
Rocky Mtn. Academy water application
perm. # 98-07660 & # 98-07663.

If my information is correct,
& the "springs" permit is to simply
legitimize what they have already done,
then the Academy shows little respect
for either their neighbors or the laws
of the State of Idaho.

This would not bode well if
they received an additional 230 CFS
out of Cabin Creek.

Please also bear in mind that
while there are several agricultural
enterprises downstream of the Academy
that need & use the water, the
Academy is not an agricultural enterprise.

Lastly, let me mention that
approximately 250 people live or work

on Academy property. That's a lot of
sewage & if it is not going into holding
tanks it is being injected into the
groundwater & ultimately Cow Creek.

Thank you,
Cleve D. Shearer

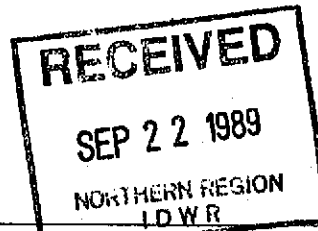
Cleve D. Shearer
Box 173
Bonners Ferry
Idaho 83805

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FEB 08 1991



ROUTE 1, BOX 516 • BONNERS FERRY, IDAHO 83805 • TELEPHONE (208) 267-7191



Wayne Nishek
Marjorie Nishek

Dept. of Water Resources
To the Director,

This letter is in response to the filing for water rights by the Rocky Mt. Academy. As in the past more rights are issued than conditions allow. How can this system handle another 2 water rights, especially when one of them is a 40 acre right. Merrifield's employees tell me that there are 800 irrigation heads on the parcel we argued over before, and ~~he~~ intends to expand further. Erickson is using water he never used before. The first dry year is going to be major headaches for both you and us. It was close this year, but the rains came just in time.

I feel we have to protest these new applications by the academy, 98-07660, 98-07663. In closing, what are they doing for water now.

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FEB 08 1991

Thank you,
Bill Shupe
(manager.)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor
September 11, 1989

R. Keith Higginson
Director

Rocky Mountain Academy
Rt. 1
Bonners Ferry, Id. 83805

Re: Water Appropriation Application # 98-07663 and 98-07660

Dear Applicant:

This department acknowledges receipt of your two Applications For Permit To Appropriate The Public Waters Of The State Of Idaho and your filing fees in the amount of \$60.00 for which your Receipts #N003089 and #N003237 are enclosed.

Your appropriation applications have been assigned the above referenced numbers, to assist us in providing you with prompt, accurate service, please refer to these numbers in all future correspondence.

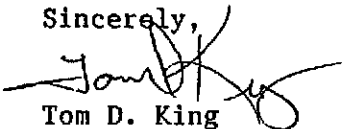
Your applications are in the first stage of water right permit processing, and are currently being advertised in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the applications are protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the applications can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the applications are not protested they will be forwarded to Boise, where departmental staff will conduct a more in depth review of the applications, to determine if there is a need for further information that will facilitate the Directors decision on the application. You will be notified by mail of this decision.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: Receipt

MICROFILMED

FEB 08 1991

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

Carol Arthur being first duly sworn on oath
deposes and says that he/she is Manager
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:

98-07660 Brush Creek
#1364

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 6 day of Sept., 19 89
and ending on the 13 day of Sept., 19 89
and that said notice was published in said newspaper. Carol A. Arthur

On this 13 day of Sept in the year
of 1989, before me, a Notary Public, personally
appeared Carol Arthur,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Anna Thomas
Notary Public for Idaho

Residing at Bonners Ferry

My commission expires: 12-1-1994

STATE OF APPLICATION FOR WATER RIGHT

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

98-07660

ROCKY MOUNTAIN ACADEMY
RT. 1

BONNERS FERRY, ID 83805

Source: SPRINGS Tributary:
BRUSH CREEK

Diversion Pt: SENESW Sec 5 T 61N
R 02E

NENWSW Sec 5 T 61N R 02E

Use: DOMESTIC (.090 CFS)

STOCKWATER (.040 CFS)

Date Filed: 8/11/1989

In: T61N R02E S05 NESW NWSW

98-07663

ROCKY MOUNTAIN ACADEMY

RT. 1

BONNERS FERRY, ID 83805

Source: CABIN CREEK Tributary:
COW CREEK

Diversion Pt: NWSW Sec 5 T 61N R
02E

Use: IRRIGATION (.230 CFS)

Date Filed: 8/11/1989

In: T61N R02E S05 NESW NWSW
40.0 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before SEPTEMBER 25, 1989.

R. Keith Higginson, Director

#1364 September 6, 13, 1989

RECEIVED

SEP 15 1989

NORTHERN REGION
IDWR

MICROFILMED

FEB 08 1991

98-07660

ROCKY MOUNTAIN ACADEMY
RT. 1
BONNERS FERRY, ID 83805

Source: SPRINGS

Tributary: BRUSH CREEK

Diversion Pt: SENESW Sec 5 T 61N R 02E
 NENWSW Sec 5 T 61N R 02E

Use: DOMESTIC (.090 CFS)
 STOCKWATER (.040 CFS)

Date Filed: 8/11/1989

In: T61N R02E S05 NESW NWSW

*changed on
computer
6/26/90*

MICROFILMED
FEB 18 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

July, 11, 1989

Rocky Mtn. Academy
Rt. 1
Bonners Ferry, Id. 83805

Re: Appropriation Application

Dear Applicant:

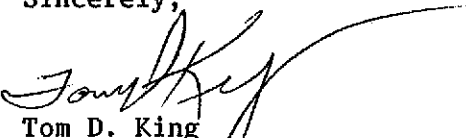
I regret to inform you that since the water you use for domestic comes from a different source than the water you use for irrigation and since the systems are entirely separate, you must file on each source separately.

I have taken the liberty of preparing the applications for your signature, but I still do not understand how the water gets from the creek to the pond, so please complete item # 6.a on the irrigation application.

The fee for these applications is \$30.00 each, since you have paid \$45.00 there is now a total due of \$15.00.

If I can be of any further assistance please do not hesitate to contact me at this office.

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc. 2 Apps.

MICROFILMED

FEB 08 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

June 21, 1989

Rocky Mountain Academy
Rt. 1
Bonners Ferry, Id. 83805

Re: Water Appropriation Application

Dear Applicant:

The Idaho Department of Water Resources acknowledges receipt of your Application For Permit To appropriate The Public Waters Of The State Of Idaho and your filing fee of \$30.00 for which receipt #N-003089 is enclosed. However I regret to inform you that the application is not complete, so I am returning it to allow you to correct the following:

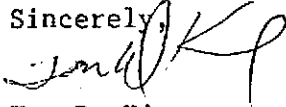
Item #9: The irrigated acreage must agree with the map.

Item #13: The map must agree with item #9.

The Application must be completed and returned to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,



Tom D. King
Sr. Water Resource Agent

Enc: App.
Receipt

MICROFILMED

FEB 08 1991