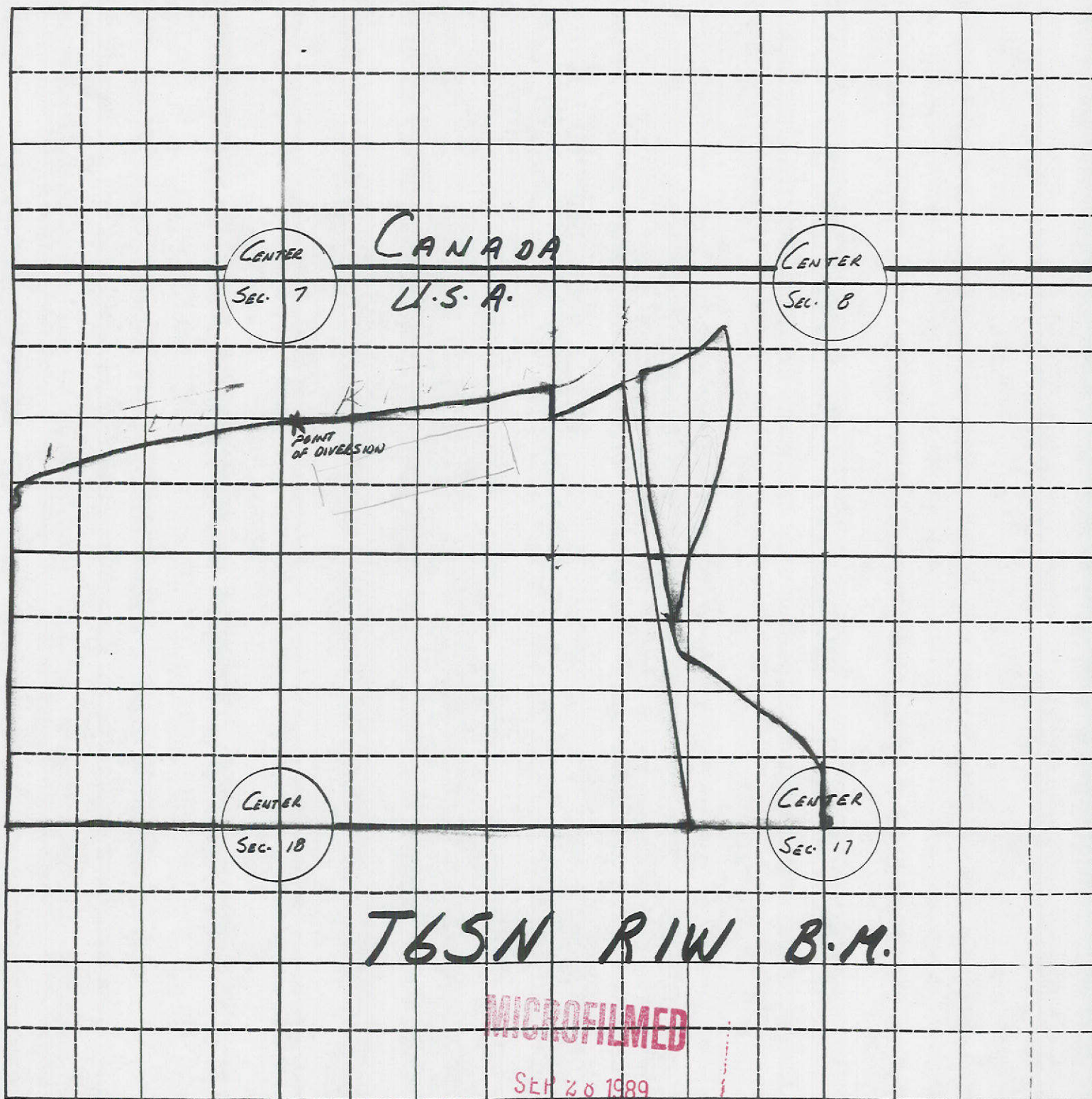


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

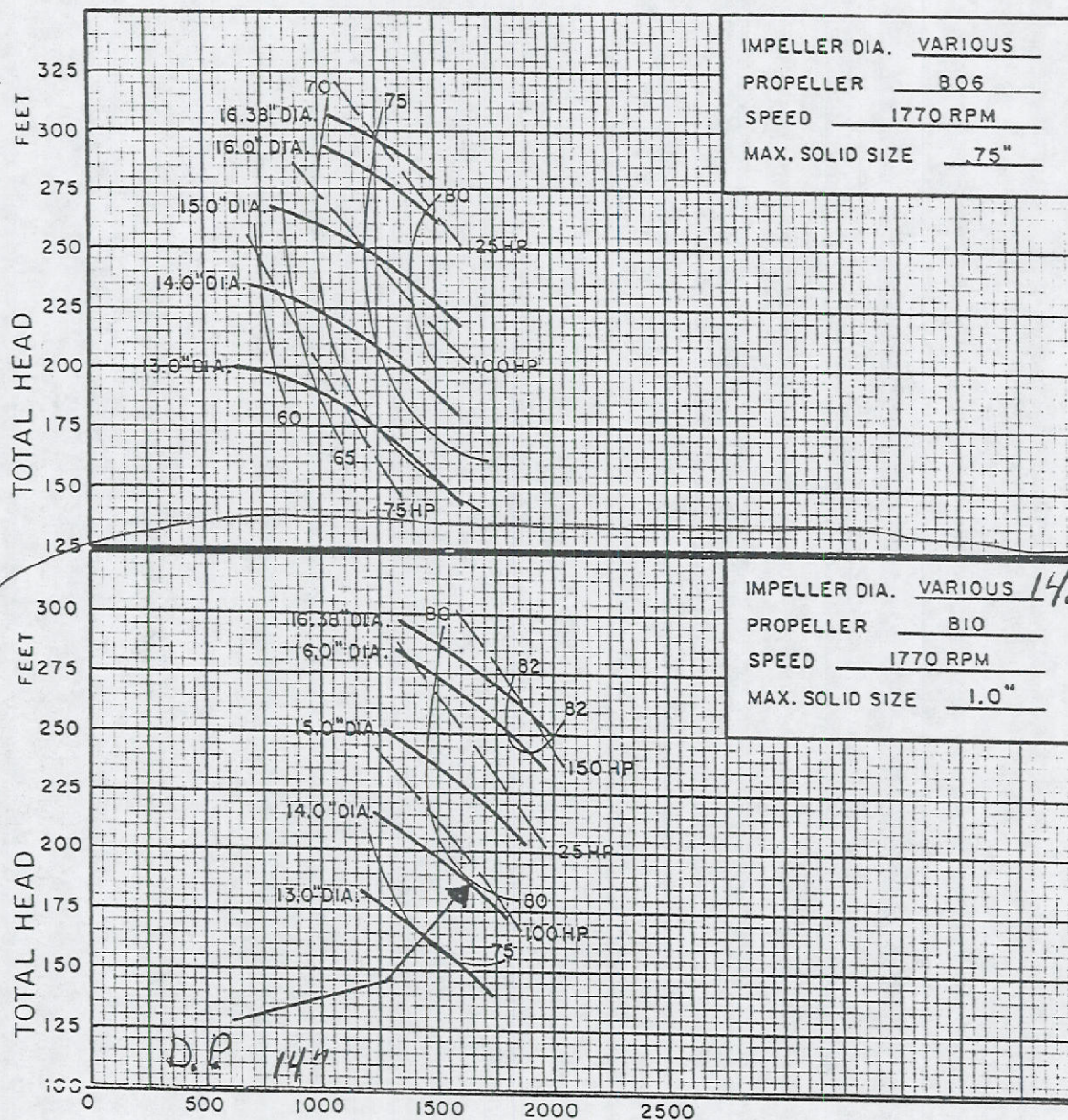
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Russell W. Blatter
VICE PRESIDENT (Applicant) MATERIALS ACQUISITION

SUPERSEDES
338-34 DEC.83

MODEL 5HH VMI
(VERTICAL MOUNT INDUCER)
1800 RPM 60HERTZ

338-67
JAN. 1985



35) = METERS GPM x (.227) = CUBIC METERS PER HOUR

CAPACITY
CORNELL PUMP CO.

U.S. GALLONS PER MINUTE
Portland, Oregon 97222

Tavern Farm Pump

Model 5HH 100 Hp. to produce 1750 GPM & 185 Hd. Ft.
Equiped with B 10 Prop and 14" impeller trim.

MAINTENANCE
DEC 15 1994



BERKELEY PUMPS
Pumpton Division—Transamerica Corp., Inc.

SUBMERSIBLE TURBINE PUMPS

8" AND 10" BOWLS

PERFORMANCE CURVES

CURVE	2500
DATE	4-1-85
PAGE	9.01
SUPERSEDES	
Curve 2500 Page 9.01	
Dated 3-1-84	

TAVERN FARM PUMP

Berkeley Submersible Turbine Pump

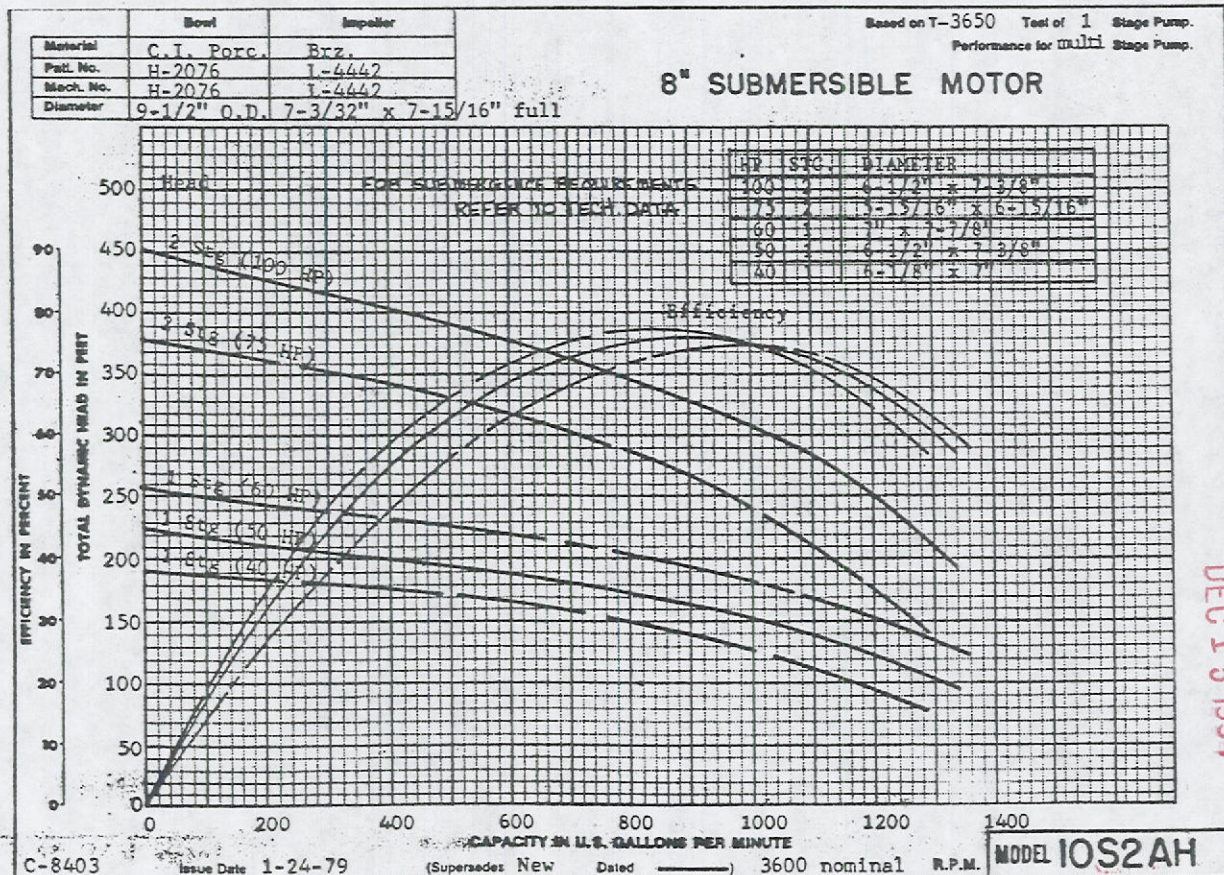
Model 10S2AH 60 HP

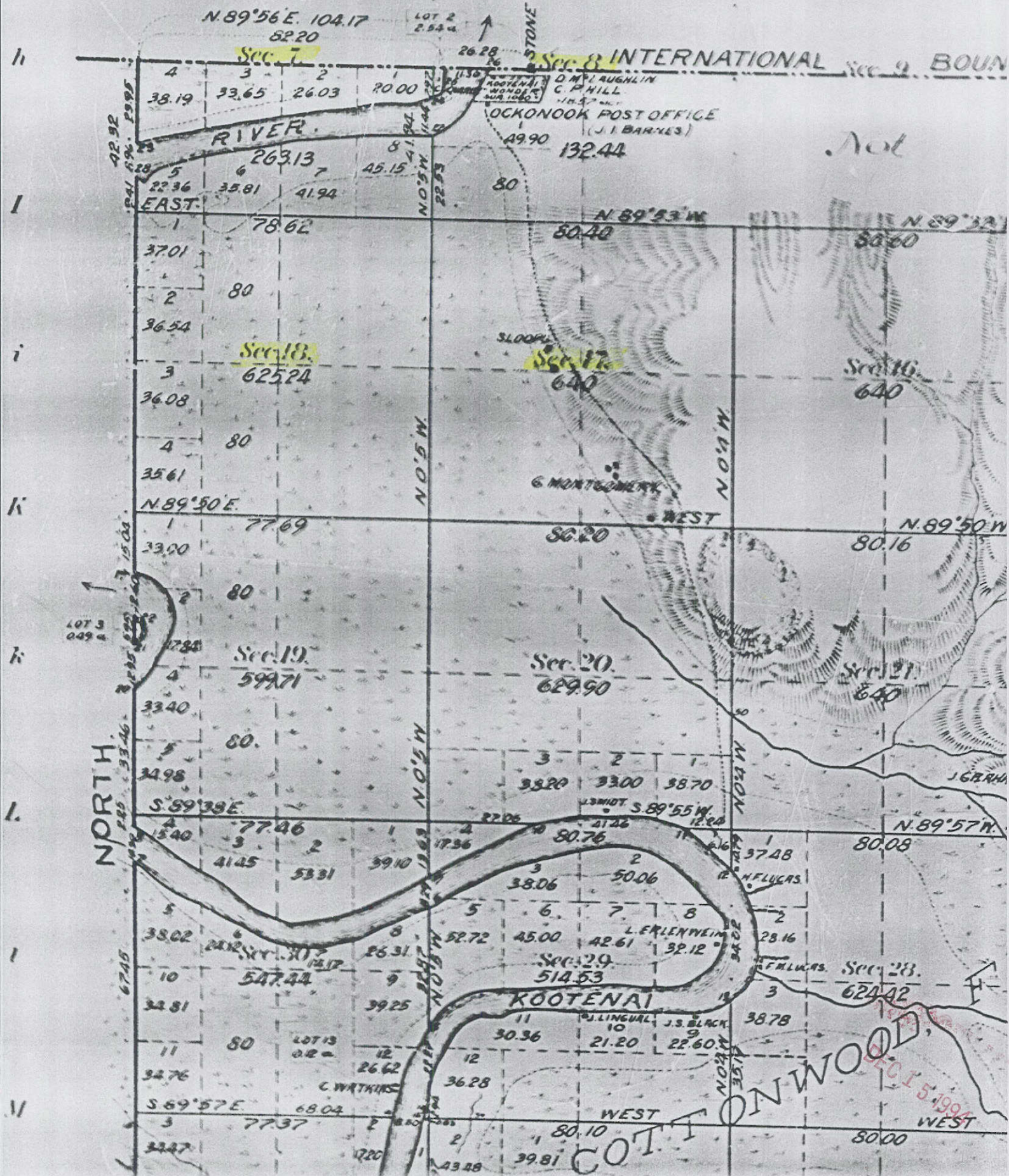
Three phase 60 H.P. 3600 RPM motor

7" x 7 7/8" Trim

Will produce 1000 GPM & 185 Hd. Ft.

Requires 60 Hp. @ 75% Efficient.





SMITH FALLS QUADRANGLE
IDAHO-BOUNDARY CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

310 000 FEET
"30"



DEC 15 1994

SMITH FALLS QUADRANGLE
IDAHO-BOUNDARY CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



98-7655

T. 65 N. R. 1 W. Sec 7 SWSE P.D.

DEC 15 1994

A6817

PERMIT # 98-02655

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S

pumping

station



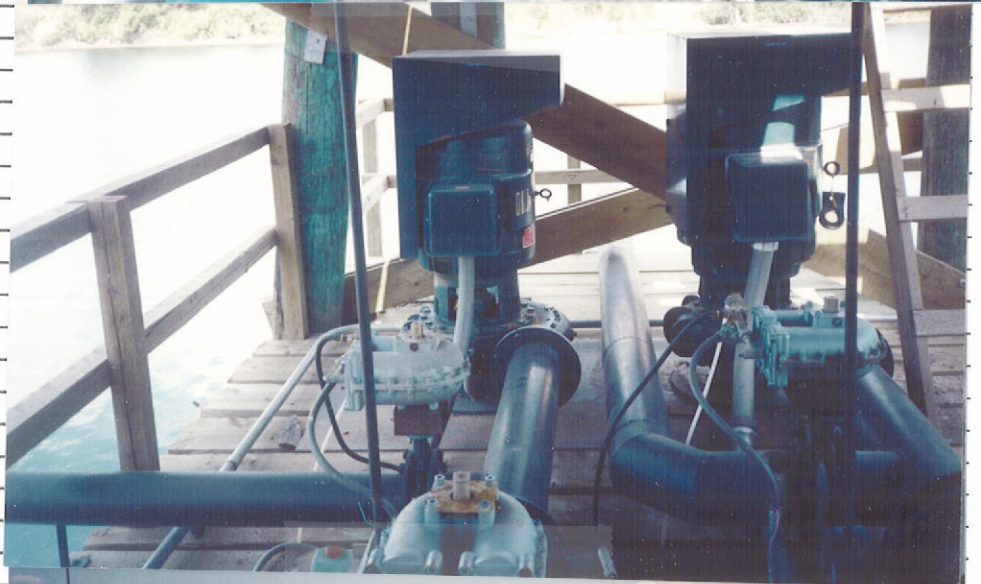
DEC 15 1994
DEC 15 1994

PERMIT # 98-07665

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS

Pumping
station



DEC 15 1984

7. Preparation of drawings. One set of original or good quality reproduction drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8 1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings.

8. Purpose and intended use:

Commercial _____ Public _____ Private X Other _____

Describe IRRIGATION WATER USED FOR GROWING HORSES

9. Proposed Starting Date 7-1-89 Estimated Duration 1-MONTH

10. If any portion of the activity is complete indicate month and year of completion N.A.
Indicate the existing work on the drawings.

11. Names, addresses and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

LEBOY TOMPKES P.O. BOX 38 (1850' D/S)
PORT HILL, IDAHO 83853

TUCKER FARMS P.O. BOX 227 (3230' U/S)
PORT HILL, IDAHO 83853

12. LEGAL OWNER
IF OTHER THAN
APPLICANT

N.A.

MAILING ADDRESS

City, State,
Zip Code

PHONE

Area
Work ()

Area
Home ()

13. List other applications, approvals or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in this application.

Issuing Agency	Type Approval	Identification No.	Date of Application	Date of Approval

14. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? ☐ YES ☐ NO (If "Yes" explain)

15. Remarks or additional information:

16. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

Date

June 6, 1989

Signature of Applicant (Required)

Brady W. Stutts

The application must be signed by the applicant. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate MICHAEL E. RIPATTI to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

Date

6/6/89

Signature of Authorized Agency (if applicable)

Michael E. Ripatti

Signature of Applicant (if applicable)

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both. Do not send a permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND PROCESSING FEE WITH APPLICATION

SEP 28 1989

NORTH



H.W LINE
LW LINE

KOOTENAI RIVER

60'

40'

12'

EXISTG TOP OF SLOPE

PROPOSED WOOD DOCK

WATER LINE

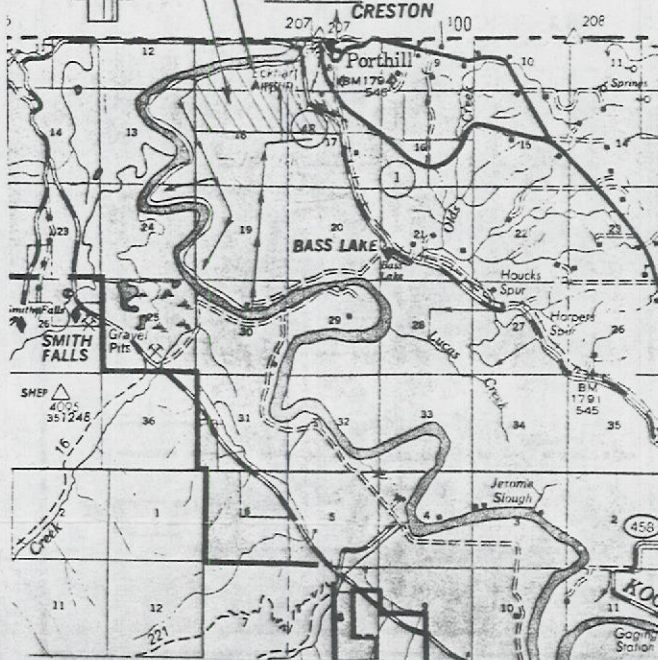
FLOW DIRECTION

PLAN

NORTH



ANHEUSER-BUSCH PROPERTY PROJECT



SCALE IN MILES - 1" = 2 MILES

LOCATION OF THE DOCK IS

1850 FEET WEST OF THE SEC LINE BETWEEN SEC. 7 & SEC. 8 T. 65 N. R. 1 W. B.M.

EXISTG EARTH DIKE

HIGH WATER LINE

EXISTG GRADE

TREATED WOOD PILES

UPPER PLATFORM

APPARENT HIGH WATER LEVEL EL. 1745.7

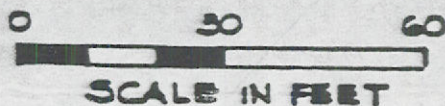
LOWER PLATFORM

PRESENT W.L. 1741.6

APPROX. LW LEVEL 1739.0

EL. 1725.6

ELEVATION



SCALE IN FEET

SEP 28 1989

071-0YC-A-003149

**PROPOSED
IRRIGATION PUMP DOCK**

IN: KOOTENAI RIVER

NEAR: PORT HILL

COUNTY: BOUNDARY

STATE: IDAHO

APPLICATION BY:

ELK MOUNTAIN FARMS

DATE: APRIL 4, 1989

1 OF 1

EVANS, KEANE, KOONTZ, BOYD, SIMKO & RIPLEY

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

COEUR D'ALENE OFFICE:

FRED M. GIBLER
CHARLES L. A. COX
STEVEN C. WETZEL
ROBERT J. FASNACHT

KELLOGG OFFICE:

WILLIAM F. BOYD
FRED M. GIBLER
CHARLES L. A. COX

III MAIN STREET

P. O. BOX 659
KELLOGG, IDAHO 83837-0659
(208) 784-1105
TELECOPY (208) 783-7601

ATTORNEYS AT LAW

FIRST INTERSTATE PLAZA, SUITE 301
505 FRONT AVENUE
COEUR D'ALENE, IDAHO 83814
(208) 664-9287

BOISE OFFICE:

BLAINE F. EVANS
ROBERT J. KOONTZ
LARRY D. RIPLEY
REX BLACKBURN
BRUCE C. JONES
BARTON L. KLINE
JED W. MANWARING
JAMES D. HOVREN
C. NICHOLAS KREMA
BRETT T. DELANGE
BETTY H. RICHARDSON
DAVID W. GRATTON
JON M. BAUMAN
SPENCER M. REESE

OF COUNSEL
KARL JEPPESEN

SUITE 1701, IDAHO FIRST PLAZA
101 S. CAPITOL BLVD.
P. O. BOX 959
BOISE, IDAHO 83701-0959
(208) 384-1800
FACSIMILE (208) 345-3514

April 6, 1989

RECEIVED
APR 10 1989

Department of Water Resources
State of Idaho
State Office
45 West State Street
Boise, ID 83720

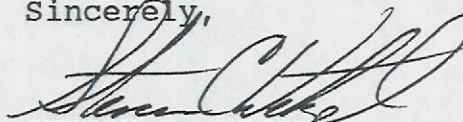
Dear Sir or Madam:

Department of Water Resources

I am the attorney of record for Elk Mountain Farms, a subsidiary of Anheuser-Busch, Inc. Our office is in the process of inventorying all water rights which apply to our client's operations in Boundary County. In order to assure adequate communication we would request that in the future any communications to our client also include copies to this office. The water rights numbers for which we have interest include the following: 98-07654, 98-7655, 98-07631, 98-07625, 98-07248, 98-07309, and 98-07632.

Thank you for your assistance on this matter.

Sincerely,


STEVEN C. WETZEL

SCW/tl

cc: Elk Mountain Farms
Anheuser-Busch

MICROFILMED

SEP 28 1989

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, ... Richard Hardy, first being duly sworn, depose and say: That I am the Assist. Foreman of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of June , 19. 89 ., last publication having been made on the 22nd day of June , 19.89., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this . 28th . day of June , 19.89..

Richard Hardy
.....
Deon R. Napier
.....
Notary Public

My commission expires September 30., ... , 19.94..

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 98-7655 in the name of Consolidated Farms Inc. d/b/a Elk Mountain Farms was advertised incorrectly on May 18 & 25, 1989

Part of the place of use was incorrectly described as T65N R01W S 07 SWSW SESW NEST NWSE SWSE SESE; whereas, correctly it should be T65N R01W S 07 SWSW SESW NESE NWSE SWSE SESE.

(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 3, 1989.

R. KEITH HIGGINSON, Director
Published: June 15, 22, 1989

MICROFILMED

SEP 28 1989

RECEIVED

JUL 03 1989

NORTHERN REGION
IDWR

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07655

Priority: March 3, 1989

Maximum Diversion Rate: 9.64 CFS
Maximum Diversion Volume: 1812.0 AF

This is to certify, that CONSOLIDATED FARMS INC
DBA ELK MOUNTAIN FARMS

ONE BUSCH PLACE
ST LOUIS MO 63118

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 3, 1989; and
has submitted Proof of Beneficial Use on September 24, 1990. An examination indicates
that the works have a diversion capacity of 9.640 cfs of water from:

KOOTENAI RIVER tributary to COLUMBIA RIVER

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>
IRRIGATION	03/15 to 11/15	9.64 CFS	1812.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 7 (SWSE), Sec. 7, Township 65N, Range 01W
BOUNDARY County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>					
65N 01W 7	Lot 5(SWSW) 23	Lot 6(SESW) 34	Lot 1(NESE) 4		
	Lot 2(NWSE) 0.4	Lot 7(SWSE) 39	Lot 8(SESE) 40		140.4
8	NESW 6.5	NWSW 6	SWSW 28		
	SESW 6.5				47
17	NENW 2	NWNW 27.5	SWNW 35.5		
	SENW 38				103
18	NENE 40	NWNE 40	SWNE 40		
	SENE 40	NENW 40	Lot 1(NWNW) 37		
	Lot 2(SWNW) 36.5	SENW 40			313.5

Total number of acres irrigated: 603.9

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

DEC 15 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

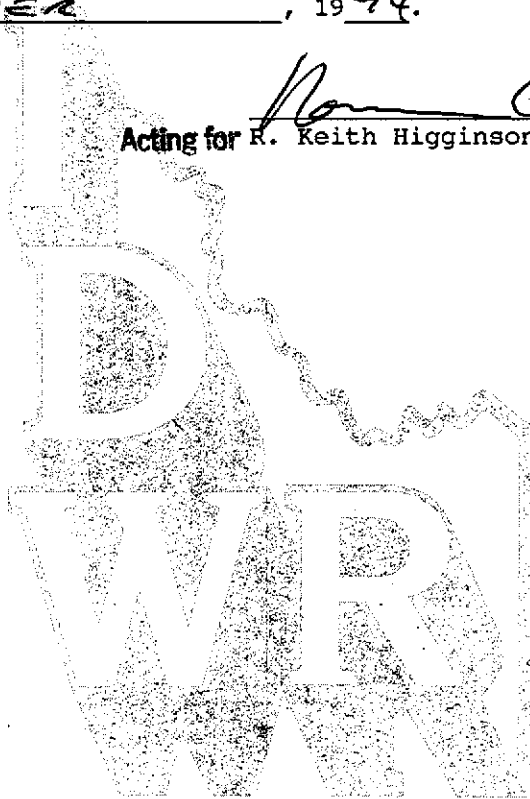
WATER RIGHT NO. 98-07655

CONDITIONS/REMARKS:

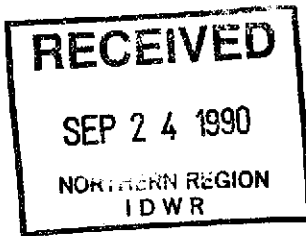
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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 13th day of OCTOBER, 1994.

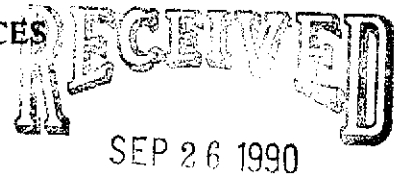
Acting for R. Keith Higginson, Director



DEC 15 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE



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 ~~field examination fee~~ or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 98-07655 Telephone No. 314/577-9970

Name(s) of Permit Holder(s): Consolidated Farms, Inc. (d/b/a Elk Mt. Farms, Inc.)

Post Office Address: One Busch Place (701 Lyn.), St. Louis, MO 63118

Source of Water: Kootenai River

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation 604.44 (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 12.1 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: May 1990

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

Measuring device: Required? Yes No Installed? Yes No

OR

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

Fee Enclosed: \$ 400.00 (See License Examination Fee Schedule)

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

Brad Studer or Richard Boisselle 208/267-8569
Name Telephone No.

P. O. Box R, Bonners Ferry, ID 83805
Address

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.

9/19/90
Date

Donald W. Blalt President, Consolidated Farms, Inc.
Signature (and title if on behalf of a company or organization)

FROM

J.J.

DATE

10/5/89

TO

File # 98-7655

SUBJECT

Please carbon copy any correspondence regarding
action of this file to:

Steven C. Wetzel, Attorney at law
505 Front Avenue
Coeur d'Alene, ID

Shanx

RECORDED
INDEXED

FEB 08 1991

J.J.

SIGNATURE

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 98-07655

Proposed Priority: March 3, 1989

Maximum Diversion Rate:

12.10 CFS

This is to certify, that **CONSOLIDATED FARMS INC.**
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

has applied for a permit to appropriate water from:

KOOTENAI RIVER

tributary of **COLUMBIA RIVER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 11/15

12.10 CFS

LOCATION OF POINT(S) OF DIVERSION: **LOT 7(SWSE), Sec. 7, Township 65N, Range 01W**
BOUNDARY County

PLACE OF USE: **IRRIGATION**

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
65N	01W	7	SWSW 22.6	SESW 34.4	NESE 4	
			NWSE 0.4	SWSE 39.2	SESE 40	140.6
		8	NESW 6.5	NWSW 5.8	SWSW 27.9	
			SESW 6.6			46.8
		17	NENW 2.2	NWNW 27.6	SWNW 35.5	
			SENW 38.3			103.6
		18	NENE 40	NWNE 40	SWNE 40	
			SENE 40.1	NENW 40	NWNW 37	
			SWNW 36.5	SENW 40		313.6

Total number of acres irrigated:

604.6

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1990.**
2. Subject to all prior water rights.
3. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

SEP 28 1989

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 98-07655

CONDITIONS/REMARKS:

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

1st day of September, 1989.

for R. Keith Higginson, Director

11/24/89

SEP 28 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 98-7655

To appropriate the public waters of the State of Idaho

1. Name of applicant Consolidated Farms, Inc.
d/b/a Elk Mountain Farms Phone (314) 822-6565
Post office address 12855 Flushing Meadow Drive, Suite 200B, St. Louis, MO 63131
2. Source of water supply Kootenai River which is a tributary of Columbia River
3. Location of point of diversion is 1/4 of SW 1/4 of SE 1/4, Govt. Lot 7
Sec. 7 Township 65N Range 1W B.M. Boundary County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 12.1 cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 12.1 cfs and/or (b) 5904 ~~acre feet per annum~~
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Intake structure on Kootenai River,
see attached

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 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).

SEP 28 1989

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
65N	1W	7											22.64	34.36	4.01	0.43	39.21	39.95	140.60
65N	1W	8									6.53	5.79	27.80	6.56					46.76
65N	1W	17					2.17	27.55	35.50	38.30									103.52
65N	1W	18	40.0	39.98	40.04	40.06	39.96	36.96	36.54	40.02									313.56

Total number of acres to be irrigated 604.44

10. Describe any other water rights used for the same purposes as described above. 98-07309, 98-07625

98-07248, 98-07632, 98-07086 ^{LAPSED}

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

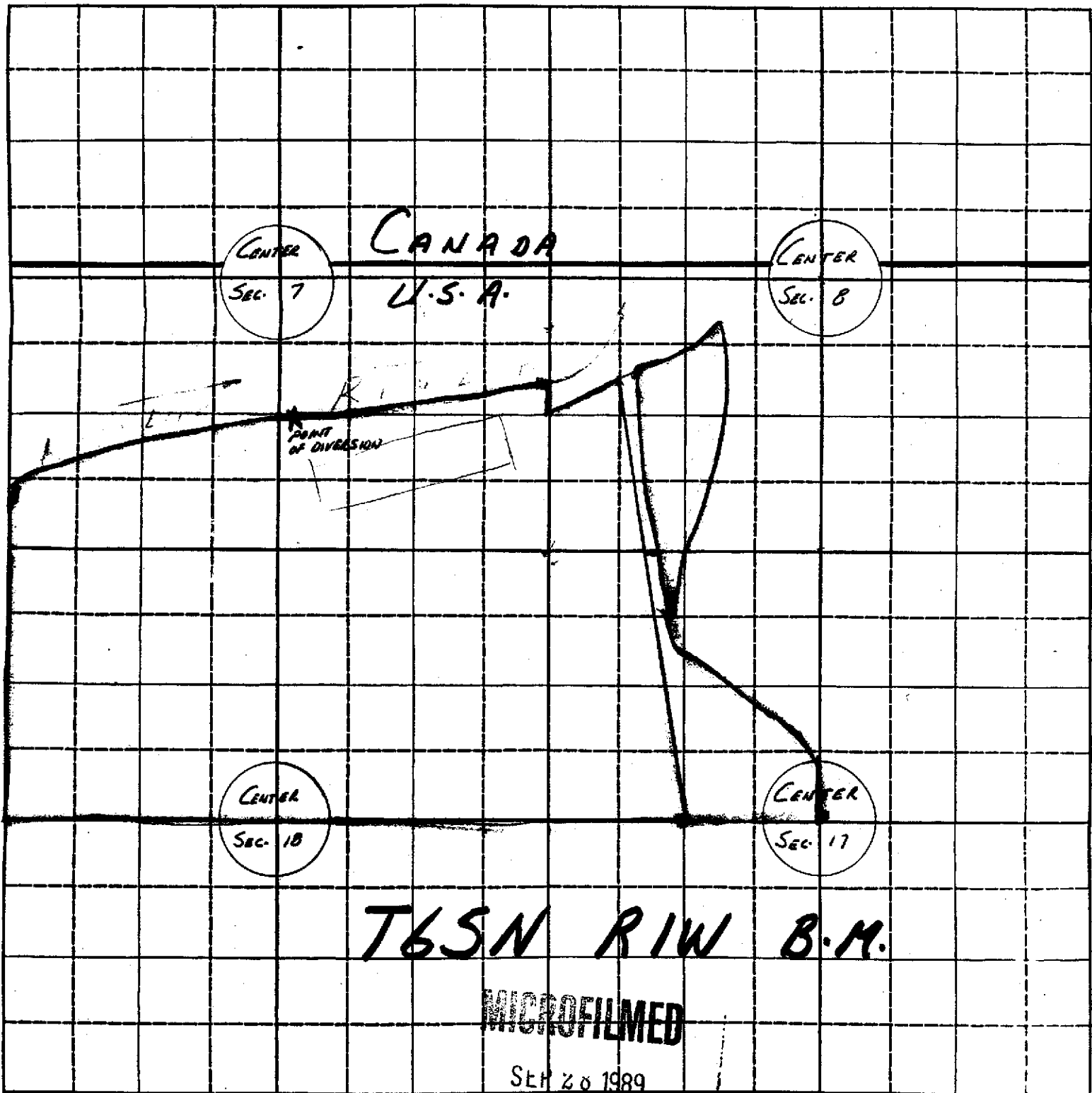
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

SEP 28 1989

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



Scale: 1/2 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.

Donald W. Blatter
VICE PRESIDENT - MATERIALS ACQUISITION
(Applicant)

Received by RyA Date 3/89 Time 1:30 Preliminary check by JK
Fee \$ 28500 Received by RyA # N2385 Date 3/3/89
Publication prepared by pm Date 4/12/89 Published in Idaho State Register
Publication approved pm Date 7/5/89

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

SEP 28 1989

TAVERN

- THREE SUBMERSIBLE TURBINE PUMPS MOUNTED ON CARTS FOR REMOVAL FROM RIVER. CARTS TO REST ON RIVER BOTTOM.

30 HP	1650 GPM
60 HP	2650 GPM
50 HP	750 GPM

- TWO SHORE MOUNTED CENTRIFUGAL PUMPS.

60 HP	1600 GPM
100 HP	2650 GPM

- DISCHARGE FROM SUBMERSIBLE PUMPS IS 8", 10", 12"
- IRRIGATION UNDERGROUND PIPING VARIES FROM 18" TO 4".

MR2989

MICROFILMED

SEP 28 1989



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

October 14, 1994

CONSOLIDATED FARMS INC
DBA ELK MOUNTAIN FARMS
ONE BUSCH PLACE
ST LOUIS MO 63118

RE: WATER RIGHT NO. 98-07655

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,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

DEC 15 1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 98-7655 DATE 8-26-94



NAME	Yes ☒ No ☐	Or <u>Address</u> Change?
PRIORITY DATE	☐ ☒	Advance? ☐ Advanced to: ☐ Order to reinstate needed? ☐ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☐ ☒	Changes or just clarification of originally intended source? ☐ Notice of Intent to Void necessary? ☐
POINT OF DIV	☐ ☒	Amendment needed? ☐ Overlaps? ☐
PLACE OF USE	☐ ☒	Amendment needed? ☐ Overlaps? ☐
DIV RATE	☐ ☒	<u>Sprinkler</u> Measurement Q = <u>9.64</u> Theoretical Q = ☐ <u>604 x .02 = 12.08</u>
Capacity: <u>9.64</u> Combined rates exceed capacity ☐ Permit/fee limits: <u>12.10</u> Allowable: <u>9.64</u>		
ANNUAL VOLUME	☐ ☒	Season of use: <u>D/3.0 (3-15 to 11-15)</u> Calculations: <u>604 x 3 = 1812</u>
Flow limit: <u>9.64</u> cfs x <u>246</u> x 1.9835 = <u>4703</u> Combined volumes exceed capacity/allowable ☐		
USES	☐ ☒	Change in Nature of Use or additional uses? ☐ Amendment necessary? ☐
REMARKS	☐ ☒	Multiple p/d(s) in 1/4 1/4? ☐ Other ☐
CONDITIONS	☐ ☒	Measuring/Locking Devices ☐ Watermaster control - District ☐ <u>R29</u> Irrigation Overlap ☐ Water Quality ☐ Other ☐

COMMENTS: KNOWN AS "TAVERN PROTECT." REDUCE RATE TO CAPACITY

RECOMMENDED	CFS	VOLUME	LICENSE ☒
<u>Irrigation</u>	<u>9.64</u>	<u>1812</u>	ADJUSTMENT MEMO NEEDED ☐
			1ST AMENDMENT LETTER ☐
TOTALS			FINAL AMENDMENT LETTER ☐

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 01 1993

Department of Water Resources

A. GENERAL INFORMATION

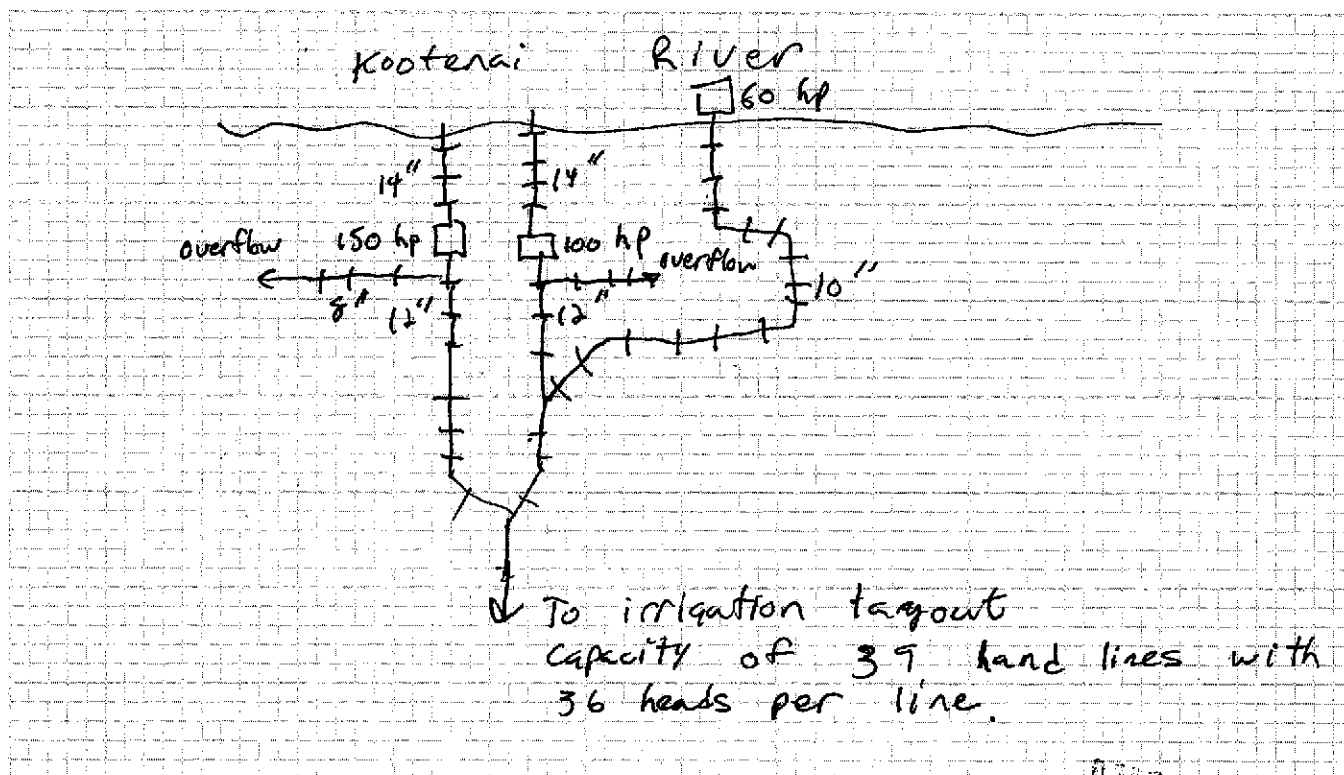
1. Owner: Consolidated Farms Inc, Farms ^{EIK mt} Permit No. 98-07655
Current Address: One Busch Place, St. Louis, MO 63118 Phone No. 314-577-9970
2. Accompanied by: Gary Wittgenstein EXAM. DATE: 8/3/92
Address: P.O. Box R, Bonners Ferry, ID 83805 Phone No. 267-8569
Relationship to Permit Holder: Employee
3. Source: Kootenai River tributary to Columbia River

B. OVERLAP REVIEW

1. Other water rights with same place of use: None
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)

DEC 15 1994

System Description (continued)

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

Three pumps (150, 100, and 60 hp) deliver water through 12" pipe, 12" pipe and 10" pipe to an irrigation system with a capacity for 39 lines with 36 heads/line. Irrigation lines are of 3" line.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Marathon	150	19-02357-11/27-02	Cornell	13 7/16"
	Marathon electric	100	19-06373-4/20-06	Cornell	14"
		60		Berkeley	10S2AH

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

- 5. Point(s) of Diversion:**

[illegible]

- 6. Place(s) of Use:**

Indicate Method of Determination Map

[illegible]

Do not use this space

DEC 15 1994

Do not use this space

D. FLOW MEASUREMENTS

☐ 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: ~~From pump~~ From engineers report 6 - (1469 sprinklers)(3.056 PM/SPRINK)
4486 PM/CFS
= 9.64 CFS
2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (604)(30) = 1812 \text{ AFA}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1812 \text{ AFA}$

2. Volume Calculations for Other Uses:

RECEIVED
DEC 15 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Irrigation is for hops field, which is very labor intensive for irrigation. At time of exam, field manager could not just turn on the maximum irrigation to demonstrate that use. The engineers report was used to calculate maximum use, for the number of sprinkler heads that could be used. The pump curves show a pumping potential of 5500 gpm @ about 75 psi.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	9.64	1812 AFA
Totals:			9.64 cfs	1812 AFA

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 Knoblock

Signature

Robert Knoblock

Certification Date

Field Report Preparation Date

8/6/92

CONSULTANT SEAL

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

DEC 15 1994



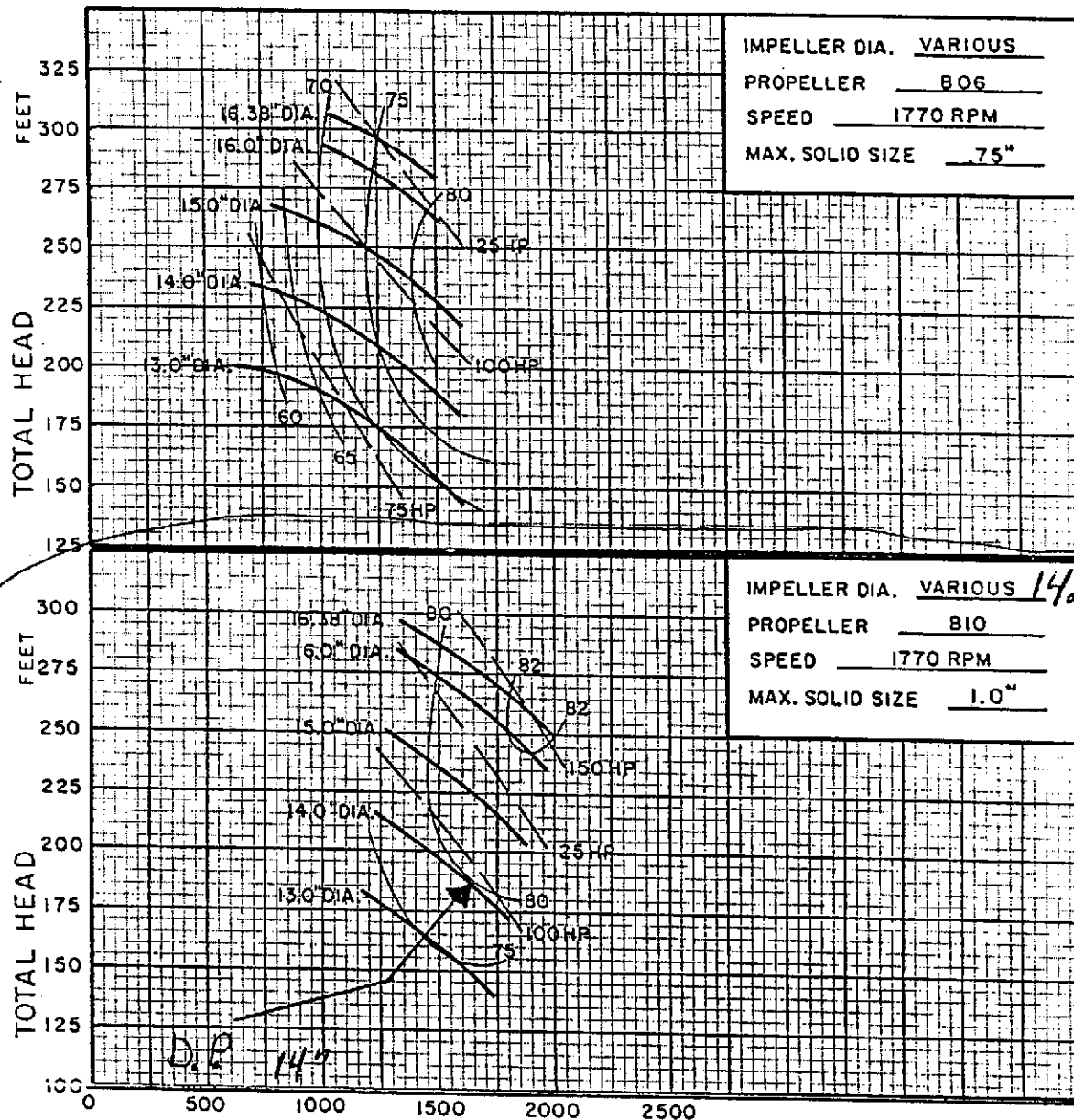
80 HP - 1000 GPM
100 HP - 1750 GPM
150 HP - 2750 GPM
TOTAL TAVERN FARM
PUMP CAPACITY =
5500 GPM

Soil type	<u>Devoignes-Ritz</u>	Continuous WHP required	<u>151 HP.</u>
Crop	<u>Hops</u>	Continuous BHP required	<u>180 HP @ 84% Eff.</u>
Maximum irrigated depth	<u>36"</u>	Type of system	<u>Hand Move</u>
Maximum water intake rate	<u>.2" to .6" Per Hr.</u>	Precipitation rate	<u>.22 Per Hr.</u>
Maximum waterholding capacity	<u>7"</u>	Hrs. per set	<u>12 Hrs.</u>
Maximum depletion	<u>50%</u>	Acres per set	<u>1.34 Acres 39 Lines</u>
Net Water Replaced	<u>2.2"</u>	Sets per irrigation	<u>10</u>
Gross Water Replaced.	<u>2.6"</u>	Lane spacing	<u>40' x 40'</u>
Peak water use per day	<u>.28"</u>	Type of power	<u>Electricity</u>
Irrigation interval	<u>7.86 days</u>	\$16.00 per HP Plus .0165 Per KW Used	
Acres to be irrigated	<u>527</u>	Power cost per hr.	<u>\$9.57 per Hr.</u>
Pumping hrs. per day	<u>24</u>	(Per ac. in. applied)	<u>1.30 @ 400 Hours</u>
G.P.M. per acre	<u>6.6</u>	G.P.M. per sprinkler	<u>3.05</u>
Total G.P.M. required	<u>3478</u>	Number of sprinklers	<u>1419</u>
Static water level while pumping	<u>15</u>	Water supply	<u>Kootenai River</u>
Elevation from pump to highest point	<u>5</u>		
Mainline size	<u>18" through 6"</u>	Mainline loss	<u>21 Hd. Ft. 9 PSI</u>
Hose size		Hose loss	<u>Hd. Ft. PSI</u>
Lateral line size	<u>3" 1460'</u>	Lateral line loss	<u>18 Hd. Ft. 8 PSI</u>
Sprinkler requirement			<u>115 Hd. Ft. 50 PSI</u>
		Total	<u>173 Hd. Ft. 75 PSI</u>

SUPERSEDES
338-34 DEC.83

MODEL 5HH VMI
(VERTICAL MOUNT INDUCER)
1800 RPM 60HERTZ

338-67
JAN. 1985



35) = METERS
GPM x (.227) = CUBIC METERS PER HOUR

CAPACITY
CORNELL PUMP CO.

U.S. GALLONS PER MINUTE
Portland, Oregon 97222

Tavern Farm Pump

Model 5HH 100 Hp. to produce 1750 GPM & 185 Hd. Ft.
Equipped with B 10 Prop and 14" impeller trim.

DEC 15 1994



BERKELEY PUMPS
Pumptron Division—Transamerica Corp., Inc.

SUBMERSIBLE TURBINE PUMPS

8" AND 10" BOWLS

PERFORMANCE CURVES

CURVE	2500
DATE	4-1-85
PAGE	9.01
SUPERSEDES	
Curve 2500 Page 9.01	
Dated 3-1-84	

TAVERN FARM PUMP

Berkeley Submersible Turbine Pump

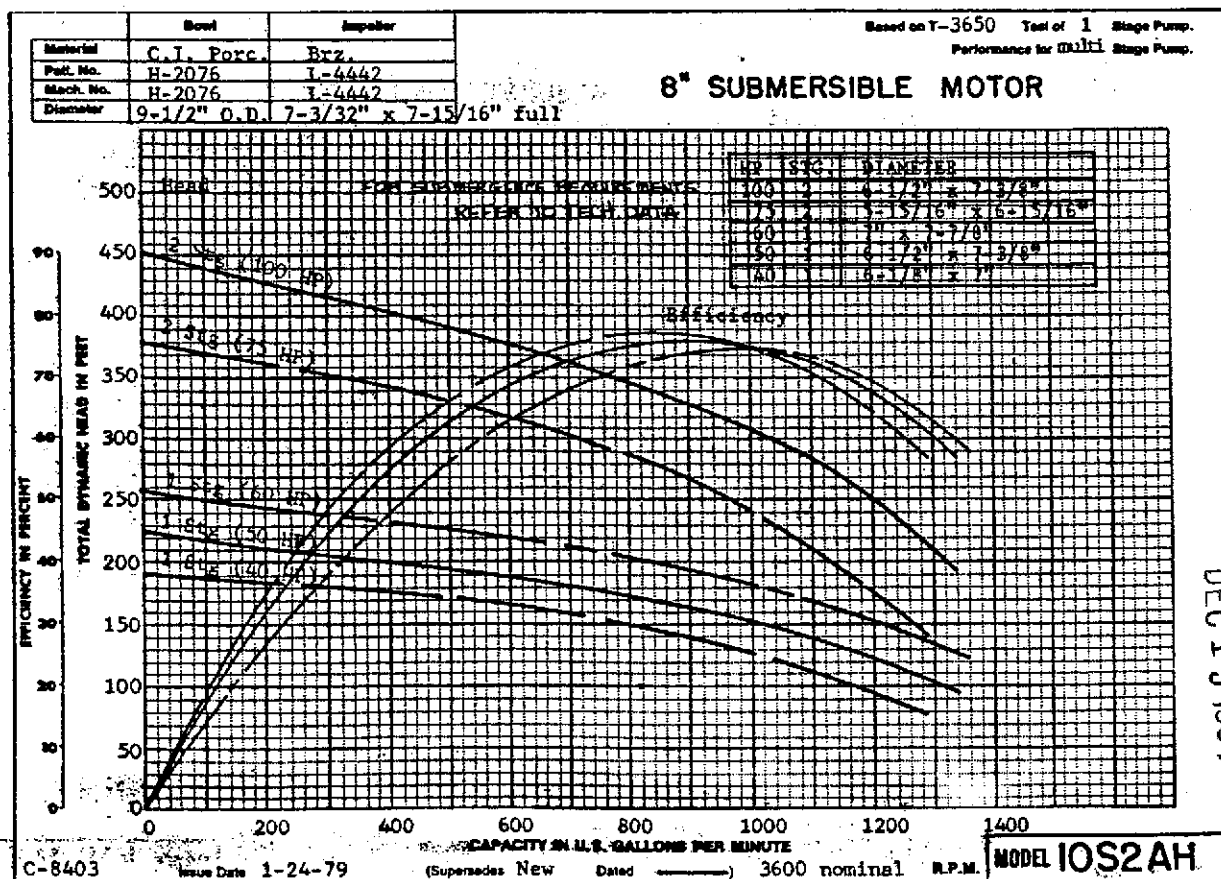
Model 10S2AH 60 HP

Three phase 60 H.P. 3600 RPM motor

7" x 7 7/8" Trim

Will produce 1000 GPM & 185 Hd. Ft.

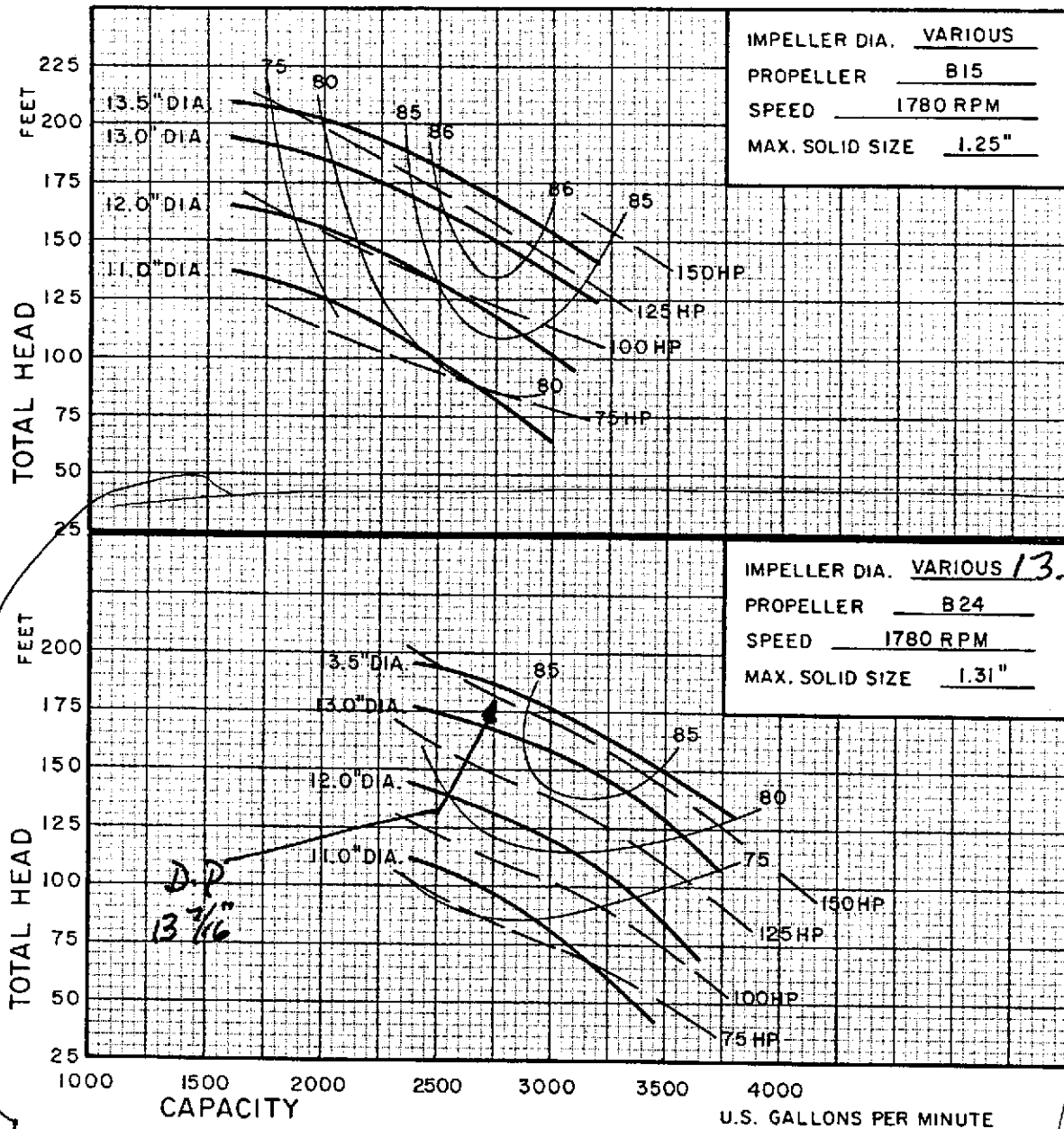
Requires 60 Hp. @ 75% Efficient.



336-58
JAN. 1985

MODEL 6RB VMI
(VERTICAL MOUNT INDUCER)
1800 RPM 60 HERTZ

SUPERSEDES
336-35 DEC. 83



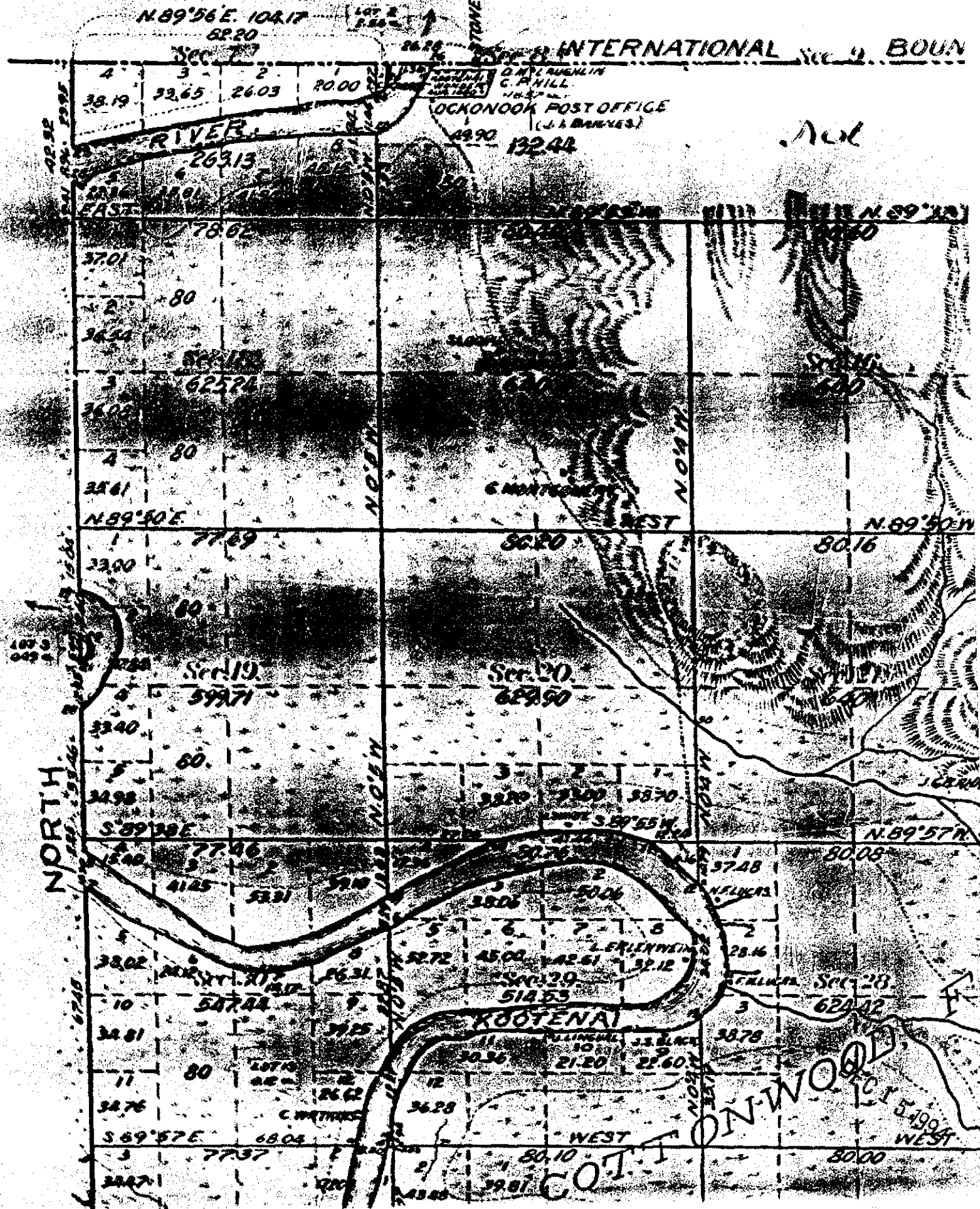
FT. x (.305) = METERS

GPM x (.227) = CUBIC METERS PER HOUR

Tavern Farm Pump

Model 6 RB 150 Hp. to produce 2750 GPM & 185 Hd. Ft.
Equipped with B24 Prop and 13 7/16" Impeller.

DEC 15 1994



SMITH FALLS QUADRANGLE
IDAHO-BOUNDARY CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

310 000 FEET

"30"

1934

R. 2 W.

R. 1 W.

535

536

116° 30'

CRESTON 7 MI.

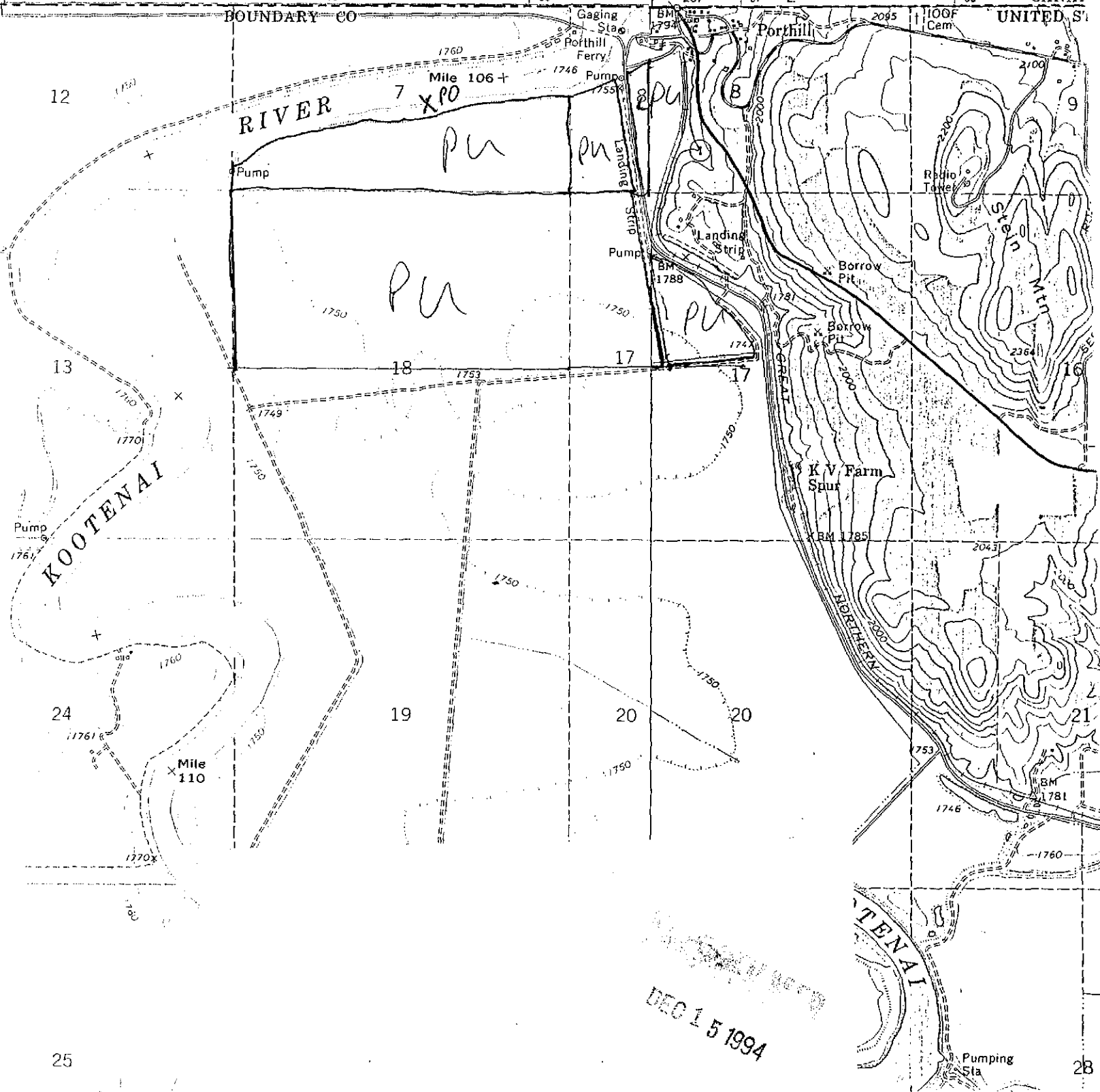
537 000 M.E.

538

CANAL

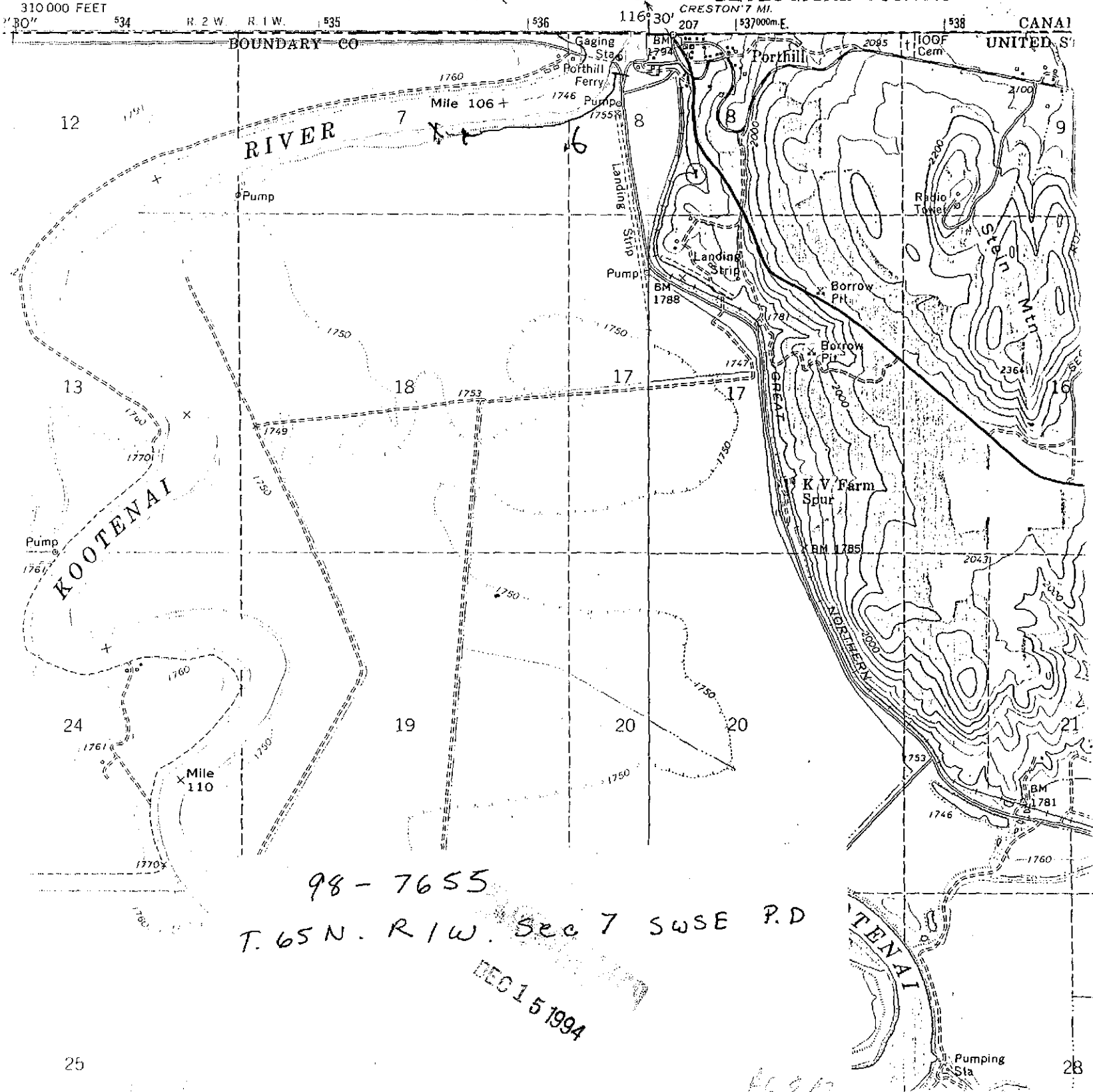
BOUNDARY CO

UNITED S



SMITH FALLS QUADRANGLE
IDAHO-BOUNDARY CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



PERMIT # 98-02655

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S

pumping
station



DEC 15 1994
DEC 15 1994

PERMIT # 98-07665

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S

Pumping
station



December 21, 1990

CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 98-07655

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

138154
July 31, 1990

CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

PROOF DUE NOTICE

RE: PERMIT NO. 98-07655

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 October 1, 1990. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 18 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 1, 1989

CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P98-07655

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.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

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

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SEP 28 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 23, 1989

Consolidated Farms, Inc.
d/b/a Elk Mountain Farms
12855 Flushing Meadow Drive, Suite 200B
St. Louis, MO 63131

RE: Applications to Appropriate Water Nos. 98-7654 and 98-7655
Proposing Diversion of 10.5 and 12.1 Cubic Feet Per Second,
Respectively, from the Kootenai River

Dear Sirs:

On August 9, 1989, I wrote a letter asking for additional information about application to appropriate water no. 98-7654. I subsequently received application for permit no. 98-7655 which contains a great deal of information regarding application no. 98-7654.

After having reviewed the information, I find that it is sufficient, and no further information need be submitted. I apologize for the prior request and will attempt to expedite these applications.

Sincerely,

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

cc. Steven C. Wetzel, Attorney at Law
505 Front Ave.
Coeur d'Alene, ID 83814

MICROFILMED

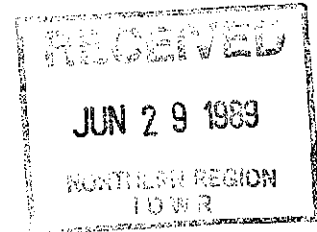
SEP 28 1989



County of Boundary

P.O. Box 419

Bonniers Ferry, Idaho--83805



June 27, 1989

Department of Water Resources
Northern Region
Suite 210
1910 Northwest Boulevard
Coeur d' Alene, Idaho 83814

Gentlemen:

After a review of the applications to appropriate Public Waters of the State of Idaho made by Consolidated Farms, Inc. dba Elk Mountain Farms for the Tavern Farm and Backwoods Expansion. We have made the following conclusions;

1. No objections to the permits with the following condition: that the volume of water removed not have a harmful effect on river fisheries.

Respectfully,

Chris Clark, Jr.

Chris Clark, Chairman
Boundary County Commissioners

CC/th

MicrofilmED

SEP 28 1989



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

June 14, 1989

Boundary County Commissioners
Boundary County Courthouse
Bonners Ferry, Id. 83805

Re: 98-7655

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enc. - Appln.

MICROFILMED

SEP 28 1989

Celebrate
IDAHO
1890 • CENTENNIAL • 1990



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

June 14, 1989

Dept. of Fish & Game
2320 Government Way
Coeur d'Alene, Id. 83814

Re: 98-7655

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enc. - Appln.

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SEP 28 1989

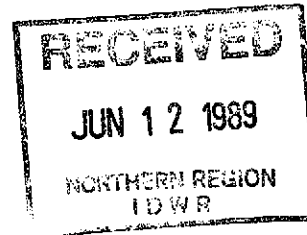




Elk Mountain
Farms, Inc.

JUNE 08, 1989

DEPARTMENT OF LANDS
STATEHOUSE ROOM 121
BOISE, IDAHO 83720



ATT: Don McNarie

RE: Easement Permit on Kootenai River
in G.L.7 S7 T65 R1W

As per our telephone conversation on June 6, 1989, we are submitting, herewith, a check for Two Hundred Fifty Dollars (\$250.00), to be applied toward an Easement Permit for the attached structure.

If the Board is unable to handle this request at the June 13, 1989 meeting could you issue us a Right of Entry letter that would allow us to begin construction in late June or early July.

If you have any questions, please call me at (208) 267-3252.

Sincerely,

Michael E. Ripatti

Michael E. Ripatti
Resident Construction Engineer
MER/lp

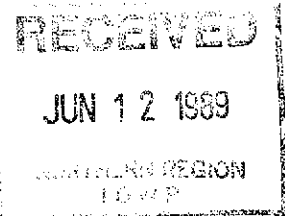
enc.

cc: M. Doherty
B. Schneider
B. Haynes

MICROFILMED

SEP 28 1989

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
AND
STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO, DEPARTMENT OF LANDS



The Department of the Army permit program is authorized by Section 10 of the River and Harbor Act of 1899 and Section 404 of the Clean Water Act. These laws require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

The applicant has sent copies of this application to the agencies checked: ID Dept. Water Res. - Boise ☐,
Cover d'Alene ☐; ID Dept. Lands ☐, Corps of Engineers - Walla Walla ☐.

PLEASE TYPE OR PRINT	
1. Corps of Engineers # Date Received	2. State of Idaho # Date Received
3. NAME OF APPLICANT <u>ELK MOUNTAIN FARMS</u> MAILING ADDRESS <u>WEST SIDE ROAD</u> <u>BONNERS FERRY, IDAHO</u> Area PHONE Work <u>(208) 267-3252</u> Home <u>(208) 267-5997</u> <u>208 267-8589</u> Date of Application <u>6/6/89</u>	4. AUTHORIZED AGENT <u>MICHAEL E RIPATTI</u> MAILING ADDRESS <u>HCR 60 BOX 188-A</u> <u>BONNERS FERRY, IDAHO</u> Area PHONE Work <u>(208) 267-3252</u> Home <u>(208) 267-5997</u>
5. Location where proposed activity exists or will occur. Name of waterway <u>KOOTENAI RIVER</u> Tributary of <u>COLUMBIA RIVER</u> <u>1/2 MI. U/S FROM PORTHILL</u> Assessor's Desc. (Tax Number or Subdivision, Lot & Block No.) In or near city or town <u>6L 7</u> <u>BOUNDARY</u> - <u>IDAHO</u> <u>83805</u> <u>7</u> <u>65N</u> <u>RIW</u> County State Zip Code Section Township Range 6. Describe the proposed activity, including description of the type of structures, if any, to be erected on fills, or pile or float-supported platforms. If additional space is needed, use a separate sheet or Section 15 (Remarks). Describe the proposed activity in detail: <u>CONSTRUCT 60FT WOOD DOCK ON TREATED TIMBER PILING FOR THE PURPOSE OF MOUNTING 3- IRRIGATION AND/OR FIRE PUMPS OVER DEEPER WATER.</u> Describe construction methods and equipment: <u>OPEN DIKE & LEVEL UP HIGH RIVERBANK TO SET CRANE ON. DRIVE PILING AND BUILD ALL OR PART OF DOCK FROM RIVER BANK OR FROM CRANE LOCATED ON BARGE IN RIVER. PLACE RIP RAP ALONG RIVERBANK ADJACENT TO DOCK TO STABILIZE.</u> Length of project along the stream or extension into lake or reservoir: <u>40' ALONG BANK, 50' OUTPAST H.W. MARK</u> Stream gradient: <u>AT LOW WATER .05 FT/MI AT HIGH WATER .03 FT/MI</u> Will material be placed waterward of ordinary high water mark? <u>YES - SHOT ROCK</u> Will material be placed in adjacent wetlands? <u>NO</u> Type of fill material: <u>SHOT ROCK</u> (i.e. sand, etc.) Material Source: <u>LOCAL QUARRY</u> Volume of material to be placed <u>200 CY</u> (cubic yards) Will excavation be required? <u>NO</u> Disposal Site Location: <u>TOE OF DIKE & HIGH RIVERBANK</u> Method of diverting flow, if needed: <u>N.A.</u> Method of controlling turbidity: <u>N.A.</u>	

MICROFILMED
SEP 28 1989

7. Preparation of drawings. One set of original or good quality reproduction drawings must be attached to this application. NOTE: DRAWINGS NOT LARGER THAN 8 1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings.

8. Purpose and intended use:

Commercial _____ Public _____ Private X Other _____

Describe IRRIGATION WATER USED FOR GROWING HOOPS

9. Proposed Starting Date 7-1-89 Estimated Duration 1-MONTH

10. If any portion of the activity is complete indicate month and year of completion N.A.
Indicate the existing work on the drawings.

11. Names, addresses and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

LEBOY TOMPKIE P.O. BOX 35 (1850' D/S)
PORT HILL, IDAHO 83853

FUCKER FARMS HCR 66 BOX 227 (3330' U/S)
PORT HILL, IDAHO 83853

12. LEGAL OWNER
IF OTHER THAN
APPLICANT

N.A.

MAILING ADDRESS _____ City, State, _____
Zip Code _____

PHONE _____ Area _____
Work () Home ()

13. List other applications, approvals or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in this application.

Issuing Agency	Type Approval	Identification No.	Date of Application	Date of Approval
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

14. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? ☐ YES ☐ NO (If "Yes" explain)

15. Remarks or additional information: _____

16. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

Date June 6, 1989

Signature of Applicant (Required) Bradley W. Stutts

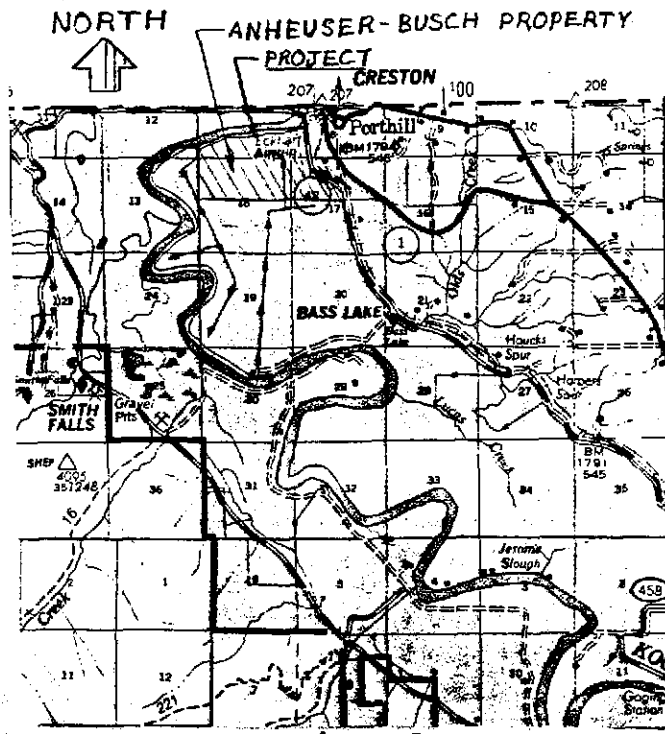
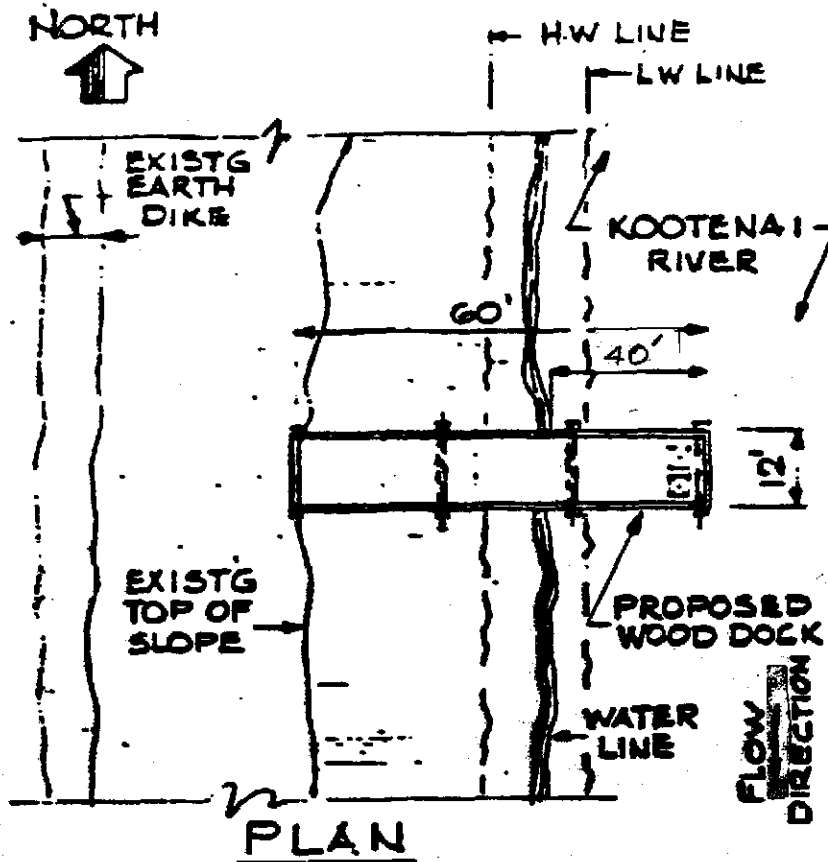
The application must be signed by the applicant. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate MICHAEL E. RIPATTI to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

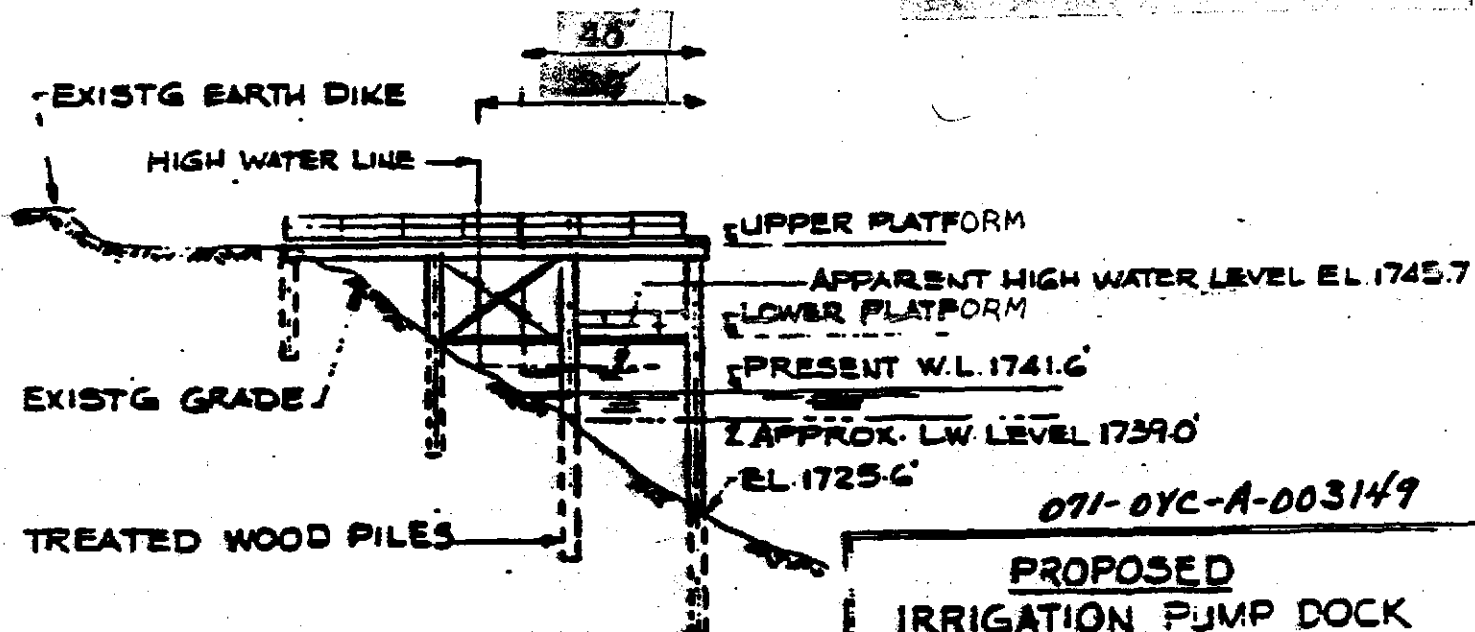
Date 6/6/89 Signature of Authorized Agent (if applicable) Michael E. Ripatti Signature of Applicant (if applicable) _____

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both. Do not send a permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND PROCESSING FEE WITH APPLICATION SEP 28 1989



LOCATION OF THE DOCK IS
 265 FEET WEST OF THE
 E. 1/4 SEC. 8, T. 65 N. R. 17 W. E.P.



071-0YC-A-003149

**PROPOSED
 IRRIGATION PUMP DOCK**

IN: KOOTENAI RIVER
 NEAR: ~~BOUNDARY~~
 COUNTY: BOUNDARY
 STATE: IDAHO
 APPLICATION BY:
 ELK MOUNTAIN FARMS
 DATE: APRIL 4, 1989

1 OF 1

SEP 28 1989

EVANS, KEANE, KOONTZ, BOYD, SIMKO & RIPLEY

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

COEUR D'ALENE OFFICE:

FRED M. GIBLER
CHARLES L. A. COX
STEVEN C. WETZEL
ROBERT J. FASNACHT

KELLOGG OFFICE:

WILLIAM F. BOYD
FRED M. GIBLER
CHARLES L. A. COX

111 MAIN STREET
P. O. BOX 659
KELLOGG, IDAHO 83837-0659
(208) 784-1105
TELECOPY (208) 783-7601

ATTORNEYS AT LAW
FIRST INTERSTATE PLAZA, SUITE 301

505 FRONT AVENUE
COEUR D'ALENE, IDAHO 83814
(208) 664-9287

BOISE OFFICE:

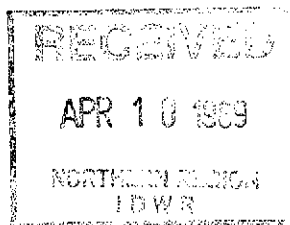
BLAINE F. EVANS
ROBERT J. KOONTZ
LARRY D. RIPLEY
REX BLACKBURN
BRUCE C. JONES
BARTON L. KLINE
JED W. MANWARING
JAMES D. HOVREN
C. NICHOLAS KREMA
BRETT T. DELANGE
BETTY H. RICHARDSON
DAVID W. GRATTON
JON M. BAUMAN
SPENCER M. REESE

OF COUNSEL
KARL JEPPESEN

SUITE 1701, IDAHO FIRST PLAZA
101 S. CAPITOL BLVD.
P. O. BOX 959
BOISE, IDAHO 83701-0959
(208) 384-1800
FACSIMILE (208) 345-3514

April 7, 1989

Mr. Tom D. King
Senior Water Resource Agent
Northern Region
Department of Water Resources
Suite 210
1910 Northwest Blvd.
Coeur d'Alene, ID 83814



Re: Elk Mountain/Anheuser-Busch Water Rights

Dear Tom:

Thank you for your assistance on April 5, 1989, in organizing and confirming the water rights of my clients.

Enclosed you will find financial commitment letters to complete the information needed for our applications. It is my understanding that now all of the requirements of your letter dated March 8, 1989 have been fulfilled and that the permit can be processed without further delay. However, it is incumbent upon my client to request comment from those agencies listed in your March 8, 1989, letter before Boise can complete its review. Please inform my office immediately if my understanding is incorrect as to the status applications.

I have forwarded the Proof of Beneficial Use related to permit #98-07631 and #98-07632 to Mike Ritcher in St. Louis for the signature of the appropriate individual. We can expect those to be returned in the near future.

In determining the date of initial diversion and beneficial use, for your Proof of Use form, I have been informed by Brad Studer, in Bonners Ferry, that there is an inaccuracy in permit #98-07631. The approved permit indicates a point of diversion in section 36 and a separate point of diversion at section 2. It is my understanding that was the intended well site but the site had to be changed. In fact the well was drilled in section 35 not 36. I have further been informed that the well serves section 36 and section 1,

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SEP 26 1989

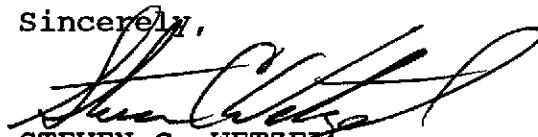
Mr. Tom D. King
April 7, 1989
Page Two

not section 2. The processing area served is located in section 36 and the housing being located in section 1. I believe that it is important that this matter be corrected in the near future. Perhaps a telephone contact from you directly to Mr. Studer or an investigation of the site by yourself in conjunction with the investigation for the Proof of Beneficial Use could assure accuracy as to the location of diversion and use. Mr. Studer's telephone number is (208) 267-8569.

It would further be my suggestion that if in fact the original approved permit was based upon inaccurate information as to diversion and use, then an amendment should be filed. Perhaps as part of the licensing process that actual notice of the amendment could be completed in accordance with the publishing requirements of the permit process. It is very important to my client that all lawful requirements for the issuing of the permit and license be fulfilled to the letter of the law.

Thank you for your continuing cooperation on this matter.

Sincerely,



STEVEN C. WETZEL

SCW/tl
cc: Anheuser-Busch
Elk Mountain Farms

REGISTERED

SEP 28 1989



**Busch Agricultural
Resources, Inc.**
ONE OF THE ANHEUSER-BUSCH COMPANIES

Interoffice
Correspondence

RECEIVED
MAR 31 1989
ENVIRONMENTAL ENGRG.
DEPT.

March 30, 1989

Mr. Mike Richter
Environmental Engineering

RE: ELK MOUNTAIN FARM
PROJECT 1544
PROJECT AUTHORIZATION

Attached per your request is a copy of the two approvals for the above project.

Should you have any questions, please call me at 822-6525.

Jerry Wolkowitz
Director of Engineering

JW/mr
attach.

cc: J. A. Brussman
M. K. Anderson
F. Luebben

MICROFILMED

SEP 28 1989



ANHEUSER-BUSCH COMPANIES

22/87 cc: P. Anzia
D. George
G. Dyson

Interoffice Correspondence

December 17, 1987

RECEIVED
DEC 18 1987

Messrs. Aloys H. Litteken
Thomas R. Billen
Osmond Conrad
Gerald C. Thayer
Stephen R. Beluk
Carl L. Blough**
Ronald S. Burkhardt

John L. Hamilton**
James E. King
Thomas M. McGinnis
John W. Robson**
Gerald F. Wagner
Geoffrey Steinhart**
Paul G. Whitlow**

Busch Agricultural Resources, Inc.

Messrs. Raymond E. Goff
Donald W. Kloth
John A. Brussman
Jerry Wolkowitz*

REPORT OF POLICY COMMITTEE ACTION
MEETING HELD OCTOBER 15, 1987

The following project was approved:

PROJECT

AMOUNT

Busch Agricultural Resources, Inc.
Hop Farm Expansion
Bonners Ferry, Idaho

\$2,600,000

* Original project papers are attached.

**Copies of project papers are attached.

John
John L. Hayward
Secretary *ak*

63a

MICROFILMED

SEP 28 1989



ANHEUSER-BUSCH COMPANIES

Interoffice Correspondence

September 30, 1988

Messrs. Thomas R. Billen
Osmond Conrad
Richard N. Hill
Stephen R. Beluk
Ronald S. Burkhardt
Albert R. Wunderlich**

John L. Hamilton**
James E. King
Thomas M. McGinnis
John W. Robson
Gerald F. Wagner
James Merlo**
Paul G. Whitlow**

Busch Agricultural Resources, Inc.

Messrs. Raymond E. Goff
Donald W. Kloth
John A. Brussman
Jerry Wolkowitz*

REPORT OF ANHEUSER-BUSCH COMPANIES, INC. BOARD ACTION
MEETING HELD SEPTEMBER 28, 1988

The following project was approved:

<u>Project</u>	<u>Amount</u>
<u>Busch Agricultural Resources, Inc.</u>	
1100 Acre Hops Farm Expansion - Bonners Ferry, ID (\$2,600,000 previously appropriated)	\$16,100,000 (Add'l)
Capitalized Operating Expense for 1100 Acre Hops Farm Expansion - Bonners Ferry, ID	\$ 4,500,000

* Original project papers are attached.

**Copies of project papers are attached.


JoBeth Brown
Assistant Secretary

113G-4

MICROFILMED

SEP 28 1989



ANHEUSER-BUSCH COMPANIES

Interoffice
Correspondence

October 31, 1988

Messrs. Raymond E. Goff
Donald W. Kloth
John A. Brussman

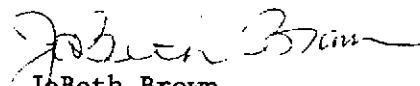
REPORT OF BOARD ACTION - MEETING HELD SEPTEMBER 28, 1988

Hop Farm Expansion -
Busch Agricultural Resources, Inc.

Mr. Kloth presented the Policy Committee's recommendation that the Elk Mountain Hop Farms in Bonners Ferry, Idaho be increased by 1,100 acres to establish a domestic source for Saaz hops and that funds be appropriated for equipment, construction, and capitalized hop yard establishment costs. After discussion, on motion duly made, seconded and carried by unanimous vote, the following resolution was adopted:

RESOLVED, that in accordance with the recommendation of the Policy Committee this day presented to the meeting by Mr. Donald W. Kloth, authority is hereby given for the following project of Busch Agricultural Resources, Inc.:

<u>Project</u>	<u>Amount</u>
1,100 Acre Hop Farm Expansion and Capitalized Operating Expense - Bonners Ferry, ID	\$20,600,000


JoBeth Brown
Assistant Secretary

111G-71

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SEP 28 1989

EVANS, KEANE, KOONTZ, BOYD, SIMKO & RIPLEY

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

COEUR D'ALENE OFFICE:

FRED M. GIBLER
CHARLES L. A. COX
STEVEN C. WETZEL
ROBERT J. FASNACHT

KELLOGG OFFICE:

WILLIAM F. BOYD
FRED M. GIBLER
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III MAIN STREET

P. O. BOX 659
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TELECOPY (208) 783-7601

ATTORNEYS AT LAW

FIRST INTERSTATE PLAZA, SUITE 301
505 FRONT AVENUE
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OF COUNSEL
KARL JEPPESEN

SUITE 1701, IDAHO FIRST PLAZA
101 S. CAPITOL BLVD.
P. O. BOX 959
BOISE, IDAHO 83701-0959
(208) 384-1800
FACSIMILE (208) 345-3514

April 6, 1989

RECEIVED
APR 10 1989

Department of Water Resources
State of Idaho
State Office
45 West State Street
Boise, ID 83720

Dear Sir or Madam:

Department of Water Resources

I am the attorney of record for Elk Mountain Farms, a subsidiary of Anheuser-Busch, Inc. Our office is in the process of inventorying all water rights which apply to our client's operations in Boundary County. In order to assure adequate communication we would request that in the future any communications to our client also include copies to this office. The water rights numbers for which we have interest include the following: 98-07654, ~~98-7655~~, 98-07631, 98-07625, 98-07248, 98-07309, and 98-07632.

Thank you for your assistance on this matter.

Sincerely,


STEVEN C. WETZEL

SCW/tl

cc: Elk Mountain Farms
Anheuser-Busch

MICROFILMED

SEP 28 1989

MEMORANDUM

TO: FILE

FM: Tom King, Sr. Agent - Northern Region

Date: March 29, 1989

SUBJECT: # 98-07655

The names of Company Officials is located in 98-07632

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SEP 28 1989

TAVERN FARM

MICROFILMED

SEP 28 1989

KOOTENAI RIVER BASIN

77

12322000 KOOTENAI RIVER AT PORTHILL, ID
(International gaging station)

LOCATION.—Lat 49°00'00", long 116° 30'10", in NE¹/₄, NW¹/₄, SW¹/₄, sec.8, T.65 N., R.1 W., Boundary County, Hydrologic Unit 17010104, on right bank 300 ft south of international boundary at Porthill, and at mile 105.63.

DRAINAGE AREA.—13,700 mi², approximately.

WATER-DISCHARGE RECORDS

PERIOD OF RECORD.—May to July 1904 and October 1927 to March 1928 (elevations only), and April 1928 to current year in reports of Geological Survey. October 1924 to September 1927 (gage heights only) in reports of Water Survey of Canada, Department of Environment.

REVISED RECORDS.—SWD ID 1971-75 (m).

GAGE.—Water-stage recorder. Datum of gage is 1,700.00 ft above Topographic Division Datum of 1928. Gage readings have been reduced to that datum. National Geodetic Vertical Datum of 1929 and datum of Geodetic Survey of Canada are 0.03 ft higher. Prior to May 17, 1928, nonrecording gages at approximately same site. Datum of gages prior to July 28, 1928, 38.34 ft higher, except in 1904 when different datum was used.

REMARKS.—No estimated daily discharges. Records fair except for those below 10,000 ft³/s, which are poor. Daily discharge represents entire flow passing international boundary, and is computed by adding tributary inflow for intervening area to flow at station near Copeland and correcting for channel storage between stations near Copeland and at Porthill. Boundary dike of Reclamation Farm and U.S. Forest Service roadway dike (south side of Boundary Creek) remained intact and flow of river was confined throughout year to main channel on which gage is located. Elevations affected by backwater from Kootenay Lake. No drainage dike failed during year. Flow regulated by Libby Dam started on Mar. 21, 1972.

COOPERATION.—This station is maintained by the United States under agreement with Canada.

AVERAGE DISCHARGE.—59 years, 15,850 ft³/s, 15.71 in./yr, 11,480,000 acre-ft/yr.

EXTREMES FOR PERIOD OF RECORD.—Maximum daily discharge, 125,000 ft³/s June 1, 1948; maximum elevation, 1,767.61 ft, June 7, 1961; minimum daily discharge, 1,380 ft³/s Feb. 8, 1936; minimum elevation, 1,738.21 ft, Apr. 3, 1944.

EXTREMES OUTSIDE PERIOD OF RECORD.—Maximum elevation known, 1,772.7 ft in June 1894, present datum.

EXTREMES FOR CURRENT YEAR.—Maximum daily discharge, 35,100 ft³/s Nov. 25; maximum elevation, 1,749.30 ft, Nov. 25; minimum daily discharge, 5,060 ft³/s Sept. 8; minimum elevation, 1,739.82 ft, Apr. 2.

DISCHARGE, IN CUBIC FEET PER SECOND, WATER YEAR OCTOBER 1986 TO SEPTEMBER 1987
MEAN VALUES

DAY	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP
1	13800	27900	7620	5810	5900	10400	6670	32100	10600	8650	7660	12600
2	15200	28000	12500	5670	5860	9240	6690	31200	9730	9040	7250	14300
3	15300	28000	8940	5690	5770	10100	7010	26100	9070	9330	7060	13300
4	20300	27600	7350	5600	5610	12400	7620	21700	8720	9010	7140	12700
5	25200	27400	7020	6780	5510	10800	8540	19800	8550	9100	8370	11000
6	26200	27200	6910	18000	5540	10400	9900	20200	8410	8820	8430	5560
7	26300	27300	6720	23800	5420	11500	10900	21300	8370	8150	8110	5080
8	25800	27100	6640	24900	5320	11600	11600	22500	8230	8420	7960	5060
9	25700	26900	6560	25000	5330	10600	12700	23300	8450	8020	6650	11100
10	26500	26900	6460	25200	5480	9650	12400	23100	7980	8050	6600	14500
11	26600	26600	6440	25200	5470	9550	12600	21400	7620	5680	6830	17500
12	26600	26700	6300	25400	5480	9520	12800	20200	7230	6260	8280	15800
13	26700	26200	6230	25400	5350	10200	11900	19900	6910	7760	10000	8090
14	26700	26200	6310	25400	5380	11200	11100	18100	6770	5540	11900	7110
15	26700	26000	6170	22700	5380	11400	10800	17000	6610	5320	12300	7030
16	26800	25800	6170	21200	5280	11000	11800	16200	7120	8290	8870	12700
17	26900	26000	6090	17500	5450	10300	13700	14900	7560	8610	6360	16200
18	27100	26100	6260	7530	5420	9900	15700	13700	7360	9700	12800	19000
19	27200	26700	6160	6280	5940	9810	16000	12700	7220	9680	14700	16500
20	27300	26800	7600	6030	12200	9570	14500	11700	7260	8690	14700	8410
21	27400	28000	10600	5920	20200	9040	13200	10900	7290	9060	14400	6960
22	27500	28400	11400	5750	21900	8610	12700	10200	7140	12000	13000	6940
23	27500	23200	21100	5770	22000	8150	13400	9800	6950	14100	6860	15100
24	27400	29100	22800	5760	21800	7850	14400	9660	6810	13700	6070	17200
25	27700	35100	16700	5710	21400	7580	15500	9500	6520	14300	12600	18800
26	27800	20500	7570	5700	21700	7470	16200	9390	6350	15100	14500	19500
27	28100	12000	6310	5760	21900	7520	16700	9330	6200	13800	14700	19700
28	27700	9490	6080	5720	17500	7340	18600	9310	6270	11700	14700	17900
29	27700	8590	6000	5510	---	6970	23500	9080	6150	11200	12900	19100
30	28000	8070	5750	5580	---	6840	28700	8930	7930	11100	6580	19700
31	28200	---	5810	5520	---	6700	---	10200	---	7050	5930	---
TOTAL	793900	739850	260570	391790	285490	293210	397830	513400	227380	289230	304210	394440
MEAN	25610	24660	8405	12640	10200	9458	13260	16560	7579	9330	9813	13150
MAX	28200	35100	22800	25400	22000	12400	28700	32100	10600	15100	14700	19700
MIN	13800	8070	5750	5510	5280	6700	6670	8930	6150	5320	5930	5060
AC-FT	1575000	1467000	516800	777200	566300	581600	789100	1018000	451000	573700	603400	782400

CAL YR 1986 TOTAL 5809020 MEAN 15920 MAX 35100 MIN 5750 AC-FT 11520000
WTR YR 1987 TOTAL 4891300 MEAN 13400 MAX 35100 MIN 5060 AC-FT 9702000

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SEP 28 1989

KOOTENAI RIVER BASIN

12322000 KOOTENAI RIVER AT PORTHILL, ID-Continued
(International gaging station)

GAGE HEIGHT (FEET) WATER YEAR OCTOBER 1986 TO SEPTEMBER 1987
MEAN VALUES

DAY	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP
1	45.71	47.86	45.36	45.02	44.12	42.75	39.85	47.09	45.66	44.65	44.37	44.46
2	45.97	47.77	45.79	45.04	44.17	42.54	39.85	47.44	45.55	44.55	44.30	44.71
3	46.04	47.68	45.62	45.07	44.10	42.58	39.88	46.61	45.39	44.55	44.23	44.83
4	46.38	47.58	45.42	45.13	44.01	42.90	39.93	45.95	45.27	44.60	44.16	44.79
5	47.19	47.54	45.43	45.14	43.92	42.73	40.12	45.73	45.23	44.63	44.26	44.73
6	47.40	47.62	45.41	45.87	43.81	42.68	40.35	45.94	45.34	44.67	44.24	44.39
7	47.55	47.68	45.41	46.56	43.71	42.78	40.56	46.38	45.42	44.57	44.24	44.37
8	47.68	47.63	45.44	46.70	43.61	42.70	40.78	46.88	45.44	44.40	44.25	44.40
9	47.56	47.58	45.40	46.69	43.51	42.50	41.06	47.43	45.46	44.32	44.19	44.82
10	47.72	47.50	45.39	46.65	43.41	42.29	41.03	47.71	45.42	44.25	44.23	45.26
11	47.72	47.48	45.37	46.62	43.32	42.11	41.08	47.60	45.30	44.17	44.27	45.67
12	47.73	47.47	45.33	46.60	43.27	41.96	41.14	47.76	45.19	44.12	44.31	45.88
13	47.74	47.43	45.33	46.62	43.20	41.94	40.97	48.18	45.13	44.22	44.42	45.24
14	47.75	47.55	45.32	46.64	43.14	42.08	40.82	47.98	45.09	44.06	44.59	45.20
15	47.76	47.69	45.34	46.32	43.06	42.15	40.75	47.96	45.10	44.09	44.66	45.26
16	47.77	47.84	45.33	45.92	42.98	42.04	40.93	47.99	45.17	44.35	44.39	45.82
17	47.73	48.09	45.32	45.55	42.91	41.88	41.30	47.88	45.31	44.39	44.19	46.23
18	47.73	48.02	45.28	44.50	42.85	41.84	41.72	47.71	45.27	44.41	44.57	46.69
19	47.70	47.91	45.24	44.36	42.77	41.76	41.85	47.59	45.18	44.46	44.81	46.64
20	47.66	47.77	45.18	44.25	43.17	41.57	41.62	47.35	45.15	44.40	44.87	45.91
21	47.63	47.84	45.26	44.13	44.09	41.39	41.43	47.03	45.06	44.40	44.89	45.75
22	47.60	47.94	45.30	44.05	44.43	41.17	41.43	46.73	45.04	44.62	44.83	45.65
23	47.64	47.50	46.30	44.03	44.43	40.98	41.52	46.45	44.99	44.86	44.22	46.15
24	47.64	47.69	46.88	44.03	44.34	40.80	41.69	46.18	44.92	44.96	44.07	46.48
25	47.69	49.24	46.29	44.03	44.28	40.61	41.95	45.92	44.86	45.04	44.53	46.59
26	47.72	47.56	45.15	44.05	44.24	40.52	42.14	45.73	44.80	45.25	44.77	46.70
27	47.83	45.99	45.03	44.05	44.23	40.38	42.30	45.59	44.75	45.12	44.83	46.75
28	47.92	45.72	45.01	44.00	43.91	40.19	42.85	45.53	44.66	44.83	44.88	46.61
29	47.91	45.58	44.99	44.04	---	40.06	44.13	45.53	44.55	44.72	44.85	46.66
30	47.94	45.44	45.05	44.05	---	39.96	45.55	45.47	44.64	44.73	44.22	46.71
31	47.92	---	45.06	44.07	---	39.90	---	45.60	---	44.36	44.06	---
MEAN	47.48	47.47	45.42	45.15	43.68	41.67	41.35	46.80	45.14	44.54	44.44	45.64
MAX	47.94	49.24	46.88	46.70	44.43	42.90	45.55	48.18	45.66	45.25	44.89	46.75
MIN	45.71	45.44	44.99	44.00	42.77	39.90	39.85	45.47	44.55	44.06	44.06	44.37
CAL YR 1986	MEAN 45.39	MAX 50.59	MIN 41.19									
WTR YR 1987	MEAN 44.91	MAX 49.24	MIN 39.85									

MICROFILMED

SEP 28 1989



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES NORTHERN DISTRICT

COEUR D'ALENE, IDAHO 83814

1910 Northwest Blvd., Suite 210
Telephone: (208) 765-4639

Re: Application for Permit No. 98-7655

Dear Applicant:

The Department of Water Resources herewith acknowledges receipt of your application for a permit to appropriate a portion of the public water of the State of Idaho as well as the appropriate filing fee, for which a receipt is enclosed. The appropriation application has been assigned the above-referenced number. To assist us in providing you with accurate, speedy service, please refer to this number in all future correspondence.

Your appropriation application is currently in the process of being advertised in the county newspaper. The advertisement will be published for two weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the appropriation application is protested, you will be sent a copy of the protest. All protests must be resolved before the appropriation application can be approved or denied. If the protestant does not voluntarily withdraw the protest, this Department will conduct a conference and/or hearing on the matter.

If the appropriation application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will then conduct a complete review prior to the final processing of the appropriation application and notify you of the outcome of this review. If the appropriation application is approved, a copy of your appropriation permit (bearing the reference number) will be sent to you.

If your source of water is a well (unless you are using a well that is already in existence), you will also have to apply for a permit to construct the well. These drilling permits can be obtained from this office, but can only be issued to holders of valid ground water rights or approved appropriation permits.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Receipt

MICROFILMED

SEP 28 1989

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, ... Richard Hardy, first being duly sworn, depose and say: That I am the Assist. Foreman of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 15th day of June , 19. 89 ., last publication having been made on the 22nd day of June , 19.89. ., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this . 28th . day of June , 19.89. .

Richard Hardy
.....
Deon R. Napier
.....
Notary Public

My commission expires September 30, ... , 19.94. .

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 98-7655 in the name of Consolidated Farms Inc. d/b/a Elk Mountain Farms was advertised incorrectly on May 18 & 25, 1989

Part of the place of use was incorrectly described as T65N R01W S 07 SWSW SESW NEST NWSE SWSE SESE; whereas, correctly it should be T65N R01W S 07 SWSW SESW NESE NWSE SWSE SESE.

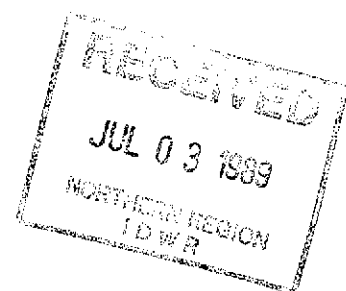
(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

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 3, 1989.

R. KEITH HIGGINSON, Director
Published: June 15, 22, 1989

OK
7/1/89
MICROFILMED

SEP 28 1989



NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 98-7655 in the name of Consolidated Farms Inc. d/b/a Elk Mountain Farms was advertised incorrectly on May 18 & 25, 1989.

Part of the place of use was incorrectly described as T65N R01W S 07 SWSW SESW NEST NWSE SWSE SESE; whereas, correctly it should be T65N R01W S 07 SWSW SESW NESE NWSE SWSE SESE.

(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 3, 1989.

R. KEITH HIGGINSON, Dir.

Published in the Post Register on 6/15 & 22/1989.

MICROFILMED

SEP 28 1989



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 11, 1989

Mr. Michael Ripatti
HCR 60 Box 188A
Bonners Ferry, Id. 83805

Dear Mr. Ripatti:

We have received your Joint Application Form. Since the work involves construction of a water diversion structure, a Permit to Alter a Stream Channel is not required from this office.

There may be requirements from the Idaho Department of Lands and the U. S. Army Corps of Engineers so we are forwarding a copy of your application to them.

Regarding Elk Mountain Farm's water right applications, due to an error made in publication in the newspaper and other processing problems, you can expect the approved permits by approximately July 15th.

Sincerely,

KENNETH KNOBLOCK
Stream Channel Specialist

KK/pms

cc: IDL - w/enc.
COE - w/enc.

MAILED

SEP 28 1989





IDAHO FISH & GAME

REGION 1
2320 Government Way
Coeur d'Alene, ID 83814
(208) 765-3111

May 3, 1989



Mr. Robert G. Haynes, PE
Regional Supervisor
Idaho Department of Water Resources
1910 Northwest Boulevard, Suite 210
Coeur d'Alene, ID 83814

Dear Bob:

REFERENCE: 98-07654 and 98-07655 ELK MOUNTAIN FARMS WATER
DIVERSIONS FROM KOOTENAI RIVER

We received a letter from the attorneys of Elk Mountain Farms requesting our comments on their water diversions from the Kootenai River. They have already incorporated screening requirements of one quarter inch mesh and approach velocities of 0.5 feet per second or less into their design.

If the diversions will require excavation in the river bed or bank, we would request that the work occur during low flows in late July or August to minimize impacts to fish habitat and water quality. We currently have a research project attempting to identify critical sturgeon spawning and rearing areas in the Kootenai River. These areas are currently undocumented so scheduling instream activities after fry have emerged would minimize impacts. We would also recommend that upland riparian areas that are disturbed by line placement be revegetated prior to fall rains to prevent erosion.

Thank you for the opportunity to comment.

Sincerely,

for Ned Horner
David W. Ortmann
Regional Supervisor

DWO:NJH:amh

c: Bureau of Fisheries
Bureau of Program Coordination
Steven Wetzel

Cecil D. Andrus / Governor
Jerry M. Conley / Director

MICROFILMED

SEP 28 1989



Working for wildlife since 1938

NOTICE OF
APPLICATION FOR
WATER RIGHT

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

98-07654

CONSOLIDATED FARMS,
INC.
DBA ELK MOUNTAIN
FARMS
12855 Flushing Meadow
Dr.

Suite 200B
St. Louis, Mo 63131
Source: Kootenai River
Tributary: Columbia River
Diversion Pt: Lot 2
(NWNE) Sec 23 T 64N R
01W

Use: Irrigation (10.500
CFS)

Date Filed: 3/03/1989

In: T64N R10W S23
NWNE SWNE SENE

NENW
SENE NESW NWSW

SWSW
SESE NESE NWSE

SWSE
S24 SWNW

S26 NWNE NENW
NWNW SWNW

SENE
525.7 ACRES TOTAL

98-07655

CONSOLIDATED FARMS
INC.
DBA ELK MOUNTAIN
FARMS
12855 Flushing Meadow
Dr.

Suite 200B
St. Louis, MO 63131

Source: Kootenai River
Tributary: Columbia River

Diversion Pt: Lot 7
(SWSE) Sec 7 T 65N R

01W
Use: Irrigation (12.100
CFS)

Date Filed: 3/03/1989

In: T65N R01W S07
SWSW SESE NESE

NWSE
SWSE SESE

S08 NESW NWSW
SWSW SESE

S17 NENW NWNW
SWNW SENW

S18 NENE NWNE SWNE
SENE

NENW NWNW SWNW
SENE

604.5 TOTAL ACRES

For additional information
concerning the property lo-
cation, call the Northern
Regional Office at 765-
4639.

The permit(s) will be sub-
ject 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 June
5, 1989.

R. Keith Higginson, Direc-
tor

PUBLISH: Thursday, May
18, and 25, 1989.

Affidavit of Publication

STATE OF IDAHO
COUNTY OF TWIN FALLS } SS.

RECEIVED

Nº 19854

JUN 12 1989

I, Linda Capps McSwain being first duly sworn upon oath, depose
and say that I am Bruce Clark of the TIMES NEWS, published daily, at
Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per
clipping attached, was published in the regular and entire issue of said newspaper, and not in
any supplement thereof, for two consecutive weeks,
commencing with the issue dated May 18, 1989,
and ending with the issue dated May 25, 1989.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho
Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily ex-
cept Monday, both of which newspapers prior to consolidation had been published under said names in said city and
county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-
NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at
which time said newspaper began daily publication under said name in said city and county continuously and
uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated
as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho,
to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers,
and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 25 day of May in the year of 1989, before me,
a Notary Public, personally appeared Linda Capps McSwain
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.

Sheva R. Feltman
Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

MICROFILMED

SEP 28 1989

Proof of Publication

The Post-Register

State of Idaho, }
County of Bonneville } ss

I, ... Ted Delezene, first being duly sworn, depose and say: That I am the Foreman of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 18th day of May 19. 89., last publication having been made on the 25th day of May 19. 89., and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this .. 31st .. day of May 19. 89.

Ted Delezene
.....
Donald Napier
.....
Notary Public

My commission expires . September . 30., ... 19. 94..

MICROFILMED

B10

SEP 28 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following applications have been
filed to appropriate the public waters of the
State of Idaho:

98-07654
CONSOLIDATED FARMS, INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER; Tributary:
COLUMBIA RIVER
Diversion Pt: LOT 2 (NWNE) Sec 23 T 64N
R 01W
Use: IRRIGATION (10.500 CFS)
Date Filed: 3/03/1989
In: T64N R01W S23 NWNE SWNE SENE
NENW SENW NESW NWSW SWSW
SESW NESE NWSE SWSE
S24 SWNW
S26 NWNE NENW NWNW SWNW
SENW
525.7 ACRES TOTAL

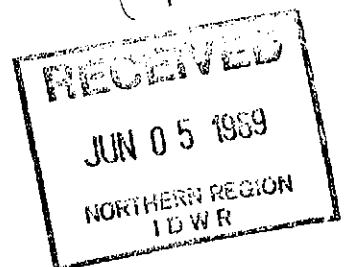
98-07655
CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER; Tributary:
COLUMBIA RIVER
Diversion Pt: LOT 7 (SWSE) Sec 7 T 65N R
01W
Use: IRRIGATION (12.100 CFS)
Date Filed: 3/03/1989
In: T65N R01W S07 SWSW SESW (NESE) NESE
NWSE SWSE SESE
S08 NESW NWSW SWSW SESW
S17 NENW NWNW SWNW SENW
S18 NENE NWNE SWNE SENE NENW
NWNW SWNW SENW
604.5 ACRES TOTAL

For additional information concerning
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, North-
ern Region, 1910 Northwest Blvd., Suite
210, Coeur d' Alene, Idaho 83814 on or
before JUNE 5, 1989.

R. KEITH HIGGINSON, Director

Published: May 18, 25, 1989



TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 052589 INVOICE No. LOU163153

Account No. 96475 8-07654

Description 63153NOTIC

Times 2 Lines 55

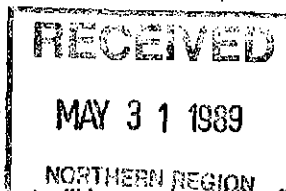
Tab Lines

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

STATE OF IDAHO
DEPT. OF WATER RESOURCES
4055 GOVERNMENT WAY
COEURDALENE
ID 83814

\$ 55.00



NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

NOTICE OF APPLICATION FOR WATER RIGHT

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

CONSOLIDATED FARMS, INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200 B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER Tributary: COLUMBIA RIVER
Diversion Pt: LOT 2 (NWNE) Sec 23 T 64N R 01W
Use: IRRIGATION (10.500 CFS)
Date Filed: 3/03/1989

In: T64N R01W S23 NWNE SWNE SENE NENW
SENW NESW NWSW SWSW
SESW NESE NWSE SWSE
S24 SWNW
S26 NWNE NENW NWNW SWNW
SENW

525.7 ACRES TOTAL
CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B

ST. LOUIS, MO 63131
Source: KOOTENAI RIVER Tributary: COLUMBIA RIVER
Diversion Pt: LOT 7 (SWSE) Sec 7 T 65N R 01W
Use: IRRIGATION (12.100 CFS)
Date Filed: 3/03/1989

In: T65N R01W S07 SWSW SESW NESE NWSE
SWSE SESE
S08 NESW NWSW SWSW SESW
S17 NENW NWNW SWNW SENW
S18 NENE NWNE SWNE SENE
NENW NWNW SWNW SENW
604.5 ACRES TOTAL

For additional information concerning 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 JUNE 5, 1989.

R. KEITH HIGGINSON, Director

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 82-7186 in the name of Idaho Dept. of Fish & Game was advertised incorrectly on February 2 & 9, 1989.

The place of use was incorrectly advertised as T28N R08E S30; whereas, correctly it should be T28N R08E S30 NWSW.
(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 June 5, 1989.
R. KEITH HIGGINSON, Dir.

RECORDED

SEP 28 1989

FFIDAVIT OF PUBLICATION

E OF IDAHO, ss.
ty of Nez Perce

Sue Baumeister, being duly sworn,

and says, I am the Legal Clerk of the Lewiston Morning Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly issued regularly at least once a day for more than 21 consecutive days immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION FOR

and hereto and which is made a part of this affidavit was published in the Lewiston Morning Tribune, 2 time(s). Publication began on 051889

or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 051889, and the last publication thereof being on the 052589, and said

NOTICE OF APPLICATION FOR

published in the regular and entire issue of said newspaper and a supplement thereof and was so published in every issue and part of the said paper, during the period and times of publication as stated above.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 25th day of May, 1989

[Signature]

Notary Public in and for the State of Idaho
residing at Lewiston, therein

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

74.04

Account Name			Account Number		
Idaho Department of Water Resources (Northern)			#100631		
Address		City/State		Zip	
1910 Northwest Blvd., Suite 210		Coeur d'Alene, ID		83814	
Ordered By	P.O. Number	Rate	Run Dates		
Patricia M. Stypa		NT.	1989 May 18, 25		
Identification			Estimated Inches		Real Inches
Applications for Water Rights					
Number of Affidavits Requested					Legal Number
1					#2674

NOTICE OF APPLICATION FOR WATER RIGHT

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

98-07654

Consolidated Farms, Inc.
DBA Elk Mountain Farms
12855 Flushing Meadow Dr.
Suite 200B
St. Louis, MO 63131

Source: Kootenai River

Tributary: Columbia River
Diversion Pt: Lot 2 (NWNE)
Sec 23 T 64N R 01W

Use: Irrigation (10,500 CFS)

Date Filed: 3/03/1989

In: T64N R01W S23 NWNE
SWNE SENE NENW SENW
NESW NWSW SWSW SESW
NESE NWSE SWSE

In: T64N R01W S24 SWNW

In: T64N R01W S26 NWNE
NENW NWNW SWNW
SENW

525.7 ACRES TOTAL

98-07655

Consolidated Farms, Inc.
DBA Elk Mountain Farms
12855 Flushing Meadow Dr.
Suite 200B
St. Louis, MO 63131

Source: Kootenai River

Tributary: Columbia River
Diversion Pt: Lot 7 (SWSE)
Sec 7 T 65N R 01W

Use: Irrigation (12,100 CFS)

Date Filed: 3/03/1989

In: T65N R01W S07 SWSW
SESW NESE NWSE SWSE
SESE

In: T65N R01W S08 NESW
NWSW SWSW SESW

In: T65N R01W S17 NENW
NWNW SWNW SENW

In: T65N R01W S18 NENE
NWNE SWNE SENE NENW
NWNW SWNW SENW

604.5 ACRES TOTAL

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

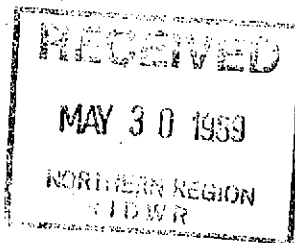
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before June 5, 1989.

R. KEITH HIGGINSON
Director

Pub, May 18, 25, 1989

2674

STATE OF IDAHO)
) SS.
COUNTY OF ADA)



Debbie Richards

, being duly

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for 2 _____

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of May 18, 19 89

and ending with the issue of May 25, 19 89

Subscribed and sworn to before me this 25th

day of May, 19 89

Notary Public for Idaho, Residing at Boise, Idaho

MICROFILMED

SEP 26 1989

Proof of Publication

The Post-Register

RECEIVED

MAY 15 1989

NORTHERN REGION
IDWR

State of Idaho, }
County of Bonneville } ss

I, ... Ted Delezene ..., first being duly sworn, depose and say: That I am the
..... Foreman of The Post Company, a corporation of Idaho Falls, Bonneville
County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except
Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in
the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903,
such consolidation being made on the 1st day of November, 1931, and each of said newspapers have been
published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and
said Post-Register having been published continuously and uninterruptedly from the date of such consolidation,
up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in
said Post-Register for two consecutive weeks, first publication having been made
on the 20th day of April , 19.89., last publication
having been made on the 27th day of April , 19.89., and that the
said notice was published in the regular and entire issue of said paper on the respective dates of publication, and
that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this ... 4th ... day of ... May , 19.89.

Ted Delezene
Deon K. Napier
Notary Public

My commission expires .. September 30, ..., 19.94.

NOTICE OF APPLICATION FOR WATER RIGHT

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

98-07654
CONSOLIDATED FARMS, INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER; Tributary:
COLUMBIA RIVER
Diversion Pt: LOT 2 (NWNE) Sec 23 T 64N
R 01W
Use: IRRIGATION (10.500 CFS)
Date Filed: 3/03/1989
In: T64N R01W S23 S24 S26
525.7 ACRES TOTAL

98-07655
CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER; Tributary:
COLUMBIA RIVER
Diversion Pt: LOT 7 (SWSE) Sec 7 T 65N R
01W
Use: IRRIGATION (12.100 CFS)
Date Filed: 3/03/1989
In: T65N R01W S07 S08 S17 S18
604.5 ACRES TOTAL

For additional information concerning
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, North-
ern Region, 1910 Northwest Blvd., Suite
210, Coeur d'Alene, Idaho 83814 on or
before MAY 8, 1989.

R. KEITH HIGGINSON, Director
Published: April 20, 27, 1989

*Missing to add these
computer error*

5/15/89

MICROFILMED

SEP 28 1989

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 04/27/89 INVOICE No. 10010779

Account No. 94475

Description 60749NOTIC

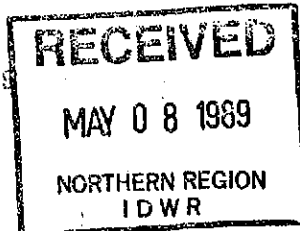
Times 2 Lines 106

Tab Lines

**LEGAL ADVERTISING
INVOICE**

SOLD TO:

STATE OF IDAHO
DEPT. OF WATER RESOURCES
4055 GOVERNMENT WAY
COEURDALENE
ID 83814



\$ 106.00

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

Diane Holzer, being duly sworn,
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation,
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION FOR
attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 042089, or once a
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 042089, and the last pub-
lication thereof being on the 042789, and said

NOTICE OF APPLICATION FOR
was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

SUBSCRIBED AND SWORN BEFORE ME THIS THE 1

SEP 28 1989 day of May 1989

98-07655
CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER Trib-
utary: COLUMBIA RIVER
Diversion Pt:
LOT 7 (SWSE) Sec 7 T 65N R 01W
Use: IRRIGATION (12.100 CFS)
Date Filed: 3/03/1989
In: T65N R01W S07
604.5 ACRES TOTAL
For additional information concern-
ing 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 Wa-
ter Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or before
MAY 8, 1989.
R. KEITH HIGGINSON, Director

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

85-07529
COX, LLOYD M.
COX, MARIAN J.
RT. 1 BOX 114
PECK, ID 83545

Source: SPRINGS Tributary:
SINKS

Diversion Pt:
SESENW Sec 12 T 36NR 01W
NESESW Sec 12 T 36N R 01W
SWSWSE Sec 12 T 36N R 01W

Use: IRRIGATION (.100 CFS)

Date Filed: 3/27/1989

In: T36N R01W S12 SWSW SESW
5.0 ACRES TOTAL
85-07530

KAREFREE COVE
C/O CHARLES CASSELL
922 SIXTH ST.
CLARKSTON, WA 99403

Source: GROUNDWATER

Diversion Pt:
SESENE Sec 16 T 33N R 04W

Use: DOMESTIC (.040 CFS)

Date Filed: 4/03/1989

In: T33N R04W S16 SENE
85-07531

DE ATLEY CO.
A DIVN. OF EUCON CORP.
P.O. BOX 648
LEWISTON, ID 83501

Source: GROUNDWATER

Diversion Pt: NWNESE Sec 14 T
35N R 06W

Use:

COMMERCIAL (.111 CFS)
DOMESTIC (.111 CFS)

Date Filed: 4/06/1989

In: T35N R06W S14 NESE
86-07260

CARROLL, CLIFFORD JOHN
CARROLL, ANDREA C.
P.O. BOX 542
JULIAETTA, ID 83535

Source: SPRINGS Tributary:
SINKS

Diversion Pt: SESESE Sec 26 T 38N
R 03W

Use:

IRRIGATION (.030 CFS)
DOMESTIC (.080 CFS)

Date Filed: 4/07/1989

In: T38N R03W S26 SESE
1.0 ACRES TOTAL
98-07654

CONSOLIDATED FARMS, INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

Source:
KOOTENAI RIVER Tributary: CO-
LUMBIA RIVER

Diversion Pt:
LOT 2 (NWNE) Sec 23 T 64N R
01W

Use: IRRIGATION (10.500 CFS)

Date Filed: 3/03/1989

In: T64N R01W S23

525.7 ACRES TOTAL

S24
S26

*Left out
all 40's.
Re-sub.
computer error*

NOTICE OF APPLICATION OF WATER RIGHT
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

98-07654

CONSOLIDATED FARMS, INC.

DBA ELK MOUNTAIN FARMS

12855 FLUSHING MEADOW DR.

SUITE 200B

ST. LOUIS, MO 63131

Source: Kootenai River

Tributary: Columbia River

Diversion Pt: Lot 2

(NWNE) Sec 23 T 64N R

01W

Use: Irrigation (10,500 cfs)

Date Filed: 03/03/1989

In: T64N R01W S23

S24

S26

525.7 Acres Total

98-07655

CONSOLIDATED FARMS, INC.

DBA ELK MOUNTAIN FARMS

12855 FLUSHING MEADOW DR.

ST. LOUIS, MO 63131

Source: Kootenai River

Tributary: Columbia River

Diversion Pt: Lot 7

(SWSE) Sec 7 T 65N R

01W

Use: Irrigation (12,100 cfs)

Date Filed: 03/03/1989

In: T65N R01W S07

S08

S17

S18

604.5 Acres Total

For additional information

concerning the property loca-

tion, call the Northern

Regional Office at 765-

4639

The permit(s) will be sub-

ject 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 May 8,

1989.

R. Keith Higginson

Director

PUBLISH: Thursday, April

20, and 27, 1989.

Affidavit of Publication

STATE OF IDAHO

COUNTY OF TWIN FALLS } SS.

RECEIVED

MAY 04 1989

No 19739

I, Linda Capps McGuire being first duly sworn upon oath, depose and say that I am Business Clerk of the NORTHERN REGION OF THE TIMES-NEWS, published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for Two consecutive Weeks, commencing with the issue dated April 20, 1989, and ending with the issue dated April 27, 1989.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereof, Thursday is announced as the day on which said legal notices will be published.

STATE OF IDAHO

COUNTY OF TWIN FALLS

On this 28 day of April in the year of 1989, before me,

a Notary Public, personally appeared Linda Capps McGuire, 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.

Heva R. Feltman
Notary Public for Idaho

Residing at Twin Falls County

My commission expires: 5/19/94

MICROFILMED

SEP 28 1989

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

Dan Drewry being first duly sworn on oath
deposes and says that he/she is Editor

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:

Application for Water Right
1239

as it was published in the regular and entire issue of the
said paper for a period of 28 consecutive weeks,
commencing on 19 day of April, 19 89
and ending on the 26 day of April, 19 89
and that said notice was published in said newspaper.

On this 26 day of April in the year
of 1989, before me, a Notary Public, personally
appeared Dan Drewry,
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 Thoms
Notary Public for Idaho

Residing at Bonners Ferry

My commission expires: 12-1-1994

NOTICE OF APPLICATION
FOR WATER RIGHT

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

98-07654

CONSOLIDATED FARMS, INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER
Tributary: COLUMBIA RIVER
Diversion Pt: LOT 2 (NWNE) Sec 23
T 64N R 01W
Use: IRRIGATION (10.500 CFS)
Date Filed: 3/03/1989
In: T64N R01W S23 NWNE SWNE
SENE NENW SENW NESW NWSW
SWSW SESW NESE NWSE SWSE
S24 SWNW S26 NWNE NENW
NWNW SWNW SENW
525.7 ACRES TOTAL

98-07655

CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131
Source: KOOTENAI RIVER
Tributary: COLUMBIA RIVER
Diversion Pt: LOT 7 (SWSE) Sec 7 T
65N R 01W
Use: IRRIGATION (12.100 CFS)
Date Filed: 3/03/1989
In: T65N R01W S07 SWSW SESW
NESE NWSE SWSE SESE S08
NESW NWSW SWSW SESW S17
NENW NWNW SWNW SENW S18
NENE NWNE SWNE SENE NENW
NWNW SWNW SENW
604.5 ACRES TOTAL

98-07656

ALBRIGHT, DAVID
BOX 1401
COEUR D'ALENE, ID 83814
Source: SPRING Tributary: SINKS
Diversion Pt: NWNENE Sec 36 T
65N R 02W
Use: DOMESTIC (.040 CFS)
Date Filed: 4/07/1989
In: T65N R02W S25 SWSE
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 MAY 8, 1989.

R. Keith Higginson, Director

#1239 April 19, 26, 1989

RECEIVED
MAY 01 1989
NORTHERN REGION
IDWR

MICROFILMED

SEP 28 1989

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

62.52

Account Name Idaho Department of Water Resources (Northern)			Account Number #100631	
Address 1910 Northwest Blvd., Suite 210		City/State Coeur d'Alene, ID		Zip 83814
Ordered By Patricia Stypa	P.O. Number	Rate NT	Run Dates 1989 April 20, 27	
Identification Applications for Water Rights			Estimated Inches	Real Inches
1 Number of Affidavits Requested				Legal Number #2414

NOTICE OF APPLICATION FOR WATER RIGHT

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

98-07654
Consolidated Farms, Inc.
DBA Elk Mountain Farms
12855 Flushing Meadow Dr.
Suite 200B
St. Louis, MO 63131
Source: Kootenai River
Tributary: Columbia River
Diversion Pt: Lot 2 (NWNE)
Sec 23 T 64N R 01W
Use: Irrigation (10,500 CFS)
Date Filed: 3/03/1989
In: T64N R01W S23
In: T64N R01W S24
In: T64N R01W S26
525.7 ACRES TOTAL

98-07655
Consolidated Farms, Inc.
DBA Elk Mountain Farms
Suite 200B
St. Louis, MO 63131
Source: Kootenai River
Tributary: Columbia River
Diversion Pt: Lot 7 (SWSE)
Sec 7 T 65N R 01W
Use: Irrigation (12,100 CFS)
Date Filed: 3/03/1989
In: T65N R01W S07
In: T65N R01W S08
In: T65N R01W S17
In: T65N R01W S18
604.5 ACRES TOTAL

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

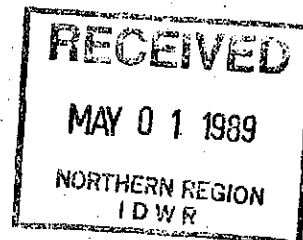
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before MAY 8, 1989.

R. KEITH HIGGINSON
Director

Pub. Apr. 20, 27, 1989

2414

STATE OF IDAHO)
) ss.
COUNTY OF ADA)



Debbie Richards

, being duly

sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for 2 ☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of April 20, 19 89

and ending with the issue of April 27, 19 89

Debbie Richards

Subscribed and sworn to before me this 27th

day of April, 19 89

MICROFILMED

SEP 28 1989

[Signature]
Notary Public for Idaho

98-07655

CONSOLIDATED FARMS INC.
DBA ELK MOUNTAIN FARMS
12855 FLUSHING MEADOW DR.
SUITE 200B
ST. LOUIS, MO 63131

Source: KOOTENAI RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 7 (SWSE) Sec 7 T 65N R 01W

Use: IRRIGATION (12.100 CFS)

Date Filed: 3/03/1989

In: T65N R01W S07	SWSW	SESW	NESE	NWSE
	SWSE	SESE		
S08	NESW	NWSW	SWSW	SESW
S17	NENW	NWNW	SWNW	SENW
S18	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW

604.5 ACRES TOTAL

MICROFILMED

SEP 28 1989

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
March 8, 1989

R. Keith Higginson
Director

Elk Mountain Farms
Mr. Donald W. Klotter
12855 Flushing Meadow Dr. Suite 200 B
St. Louis, Mo. 63131

Re: Application Permit (Tavern Farm and Backwoods Expasion)

Dear Applicant:

I regret to inform you that your two Applications For Permit To Appropriate The Public Waters Of The State Of Idaho are not acceptable in their present form, so you must provide the department with the following information.

Item #1: You must provide this department with a list of names and address of the partners, board of directors, or other governing officials.

Item #10: Describe any other water rights you may possess which are used to irrigate the ground listed on this application, by number if possible.

Item #9 and #13: These two items must agree, but on the Backwoods Expansion Application they do not. I am sending a copy of the two items, please make corrections in red, initial the changes and return them to this office.

With the above information the applications can be accepted and advertised, but before they can be approved the department must have the following information.

A certified financial statement or financial commitment letter (financial statement) from committed party, as well as project design/plans, cost estimation to project completion and proof of possessory interest in the lands to be irrigated. (Possessory interest may be shown with a copy of last years tax notices and/or lease agreement.

You must also solicit comments concerning the appropriation, from the Idaho Dept. of Fish and Game; the Idaho Dept. of Health and Welfare, Division of Environment; and the Boundary County Commissioners Office.

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. Items #9 & #13

MICROFILMED

SEP 28 1989

EVANS, KEANE, KOONTZ, BOYD, SIMKO & RIPLEY

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

FIRST INTERSTATE PLAZA, SUITE 301

505 FRONT AVENUE

COEUR D'ALENE, IDAHO 83814

(208) 664-9287

BOISE OFFICE:

BLAINE F. EVANS
ROBERT J. KOONTZ
JOHN S. SIMKO
LARRY D. RIPLEY
REX BLACKBURN
BRUCE C. JONES
BARTON L. KLINE
JED W. MANWARING
JAMES D. HOVREN
C. NICHOLAS KREMA
BRETT T. DELANGE
BETTY H. RICHARDSON
DAVID W. GRATTON

OF COUNSEL
KARL JEPPESEN

SUITE 1701, IDAHO FIRST PLAZA

101 S. CAPITOL BLVD.

P. O. BOX 959

BOISE, IDAHO 83701-0959

(208) 384-1800

FACSIMILE (208) 345-3514

COEUR D'ALENE OFFICE:

JAMES P. KEANE
STEVEN C. WETZEL
ROBERT J. FASNACHT

KELLOGG OFFICE:

WILLIAM F. BOYD
FRED M. GIBLER
CHARLES L. A. COX

111 MAIN STREET

P. O. BOX 659

KELLOGG, IDAHO 83837-0659

(208) 784-1105

TELECOPY (208) 783-7601

February 28, 1989

Mr. Robert G. Haynes, P.E.
Regional Manager
State of Idaho
Department of Water Resources
Northern Region
4055 Government Way, Suite 9
Coeur d'Alene, ID 83814

RE: Consolidated Farms, Inc. dba Elk Mountain Farms
Tavern Farm and Backwood Farm

Dear Mr. Haynes:

Enclosed for filing please find original Applications for Permit for the above-mentioned projects. Also enclosed please find our firm's checks in the amount of \$285.00 for Tavern Farm's application and \$245.00 for Backwood Farm's application.

Please advise as to when the applications are approved and the permits are issued. Thank you.

Sincerely,

STEVEN C. WETZEL

SCW/sc

Encs.

cc: Anheuser-Busch Companies, Inc.

MICROFILMED

SEP 28 1989