

2781 III NE
(BONNERS FERRY)

T. 62 N.

T. 61 N.

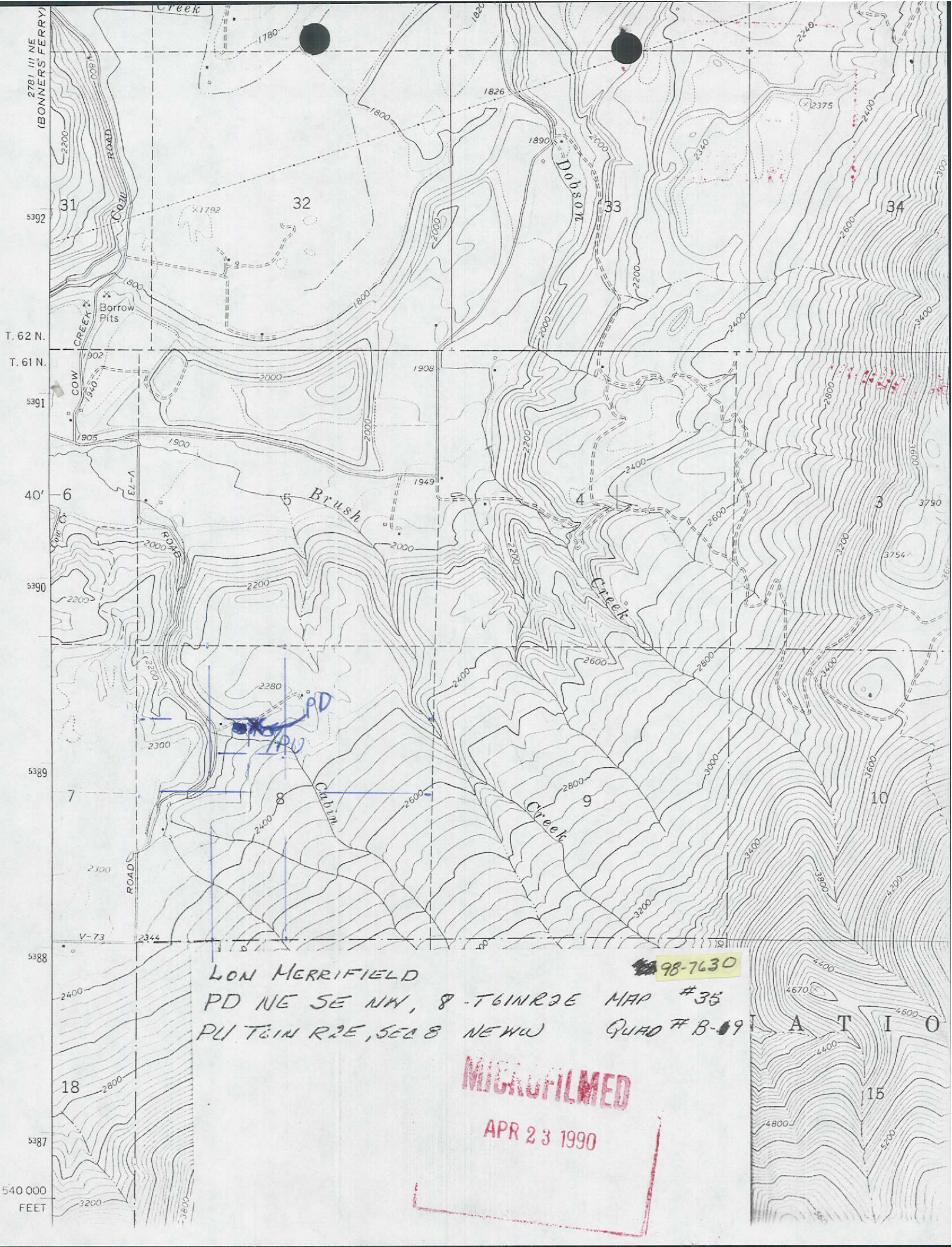
40'

5389

5388

5387

540 000
FEET



LON MERRIFIELD
PD NE SE NW, 8 T6IN R2E MAP #35
PLI T6IN R2E, SEC 8 NE NW QUAD # B-69

98-7630

MICROFILMED

APR 23 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07630

Priority: January 26, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
2.4 AF

This is to certify, that LONNIE E. MERRIFIELD
DONNA M. MERRIFIELD

RT. 1 BOX 509

BONNERS FERRY, ID 838050000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 26, 1987; and has submitted Proof of Beneficial Use on February 16, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to CABIN CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENW, Sec. 8, Township 61N, Range 02E
BOUNDARY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

61N 02E 8 SENW

CONDITIONS/REMARKS:

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

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APR 23 1990

517

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07630

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 9TH
day of MARCH, 1970.

Acting for *Norma Clough*
R. Keith Higginson, Director

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APR 23 1990

State of Idaho
Department of Water Resources

RECEIVED
FEB 14 1990

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 98-07630

Department of Water Resources

Date of Priority: January 26, 1987

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.4 AF

Comes now

LONNIE E. MERRIFIELD
DONNA M. MERRIFIELD

RT. 1 BOX 509

BONNERS FERRY, ID 838050000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 98-07630, and requests that the permit be changed as follows:

Source: SPRING

tributary to CABIN CREEK

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

DOMESTIC

01/01 to 12/31

0.04 CFS

2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENW, Sec. 8, Township 61N, Range 02E
BOUNDARY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

61N 02E 8

SENW

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APR 23 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Clifty, Vero, Oregon, this 12 day of Feb, 1990.

Lon E Merrifield
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 98-07630

FOR DEPARTMENT USE ONLY

Preliminary check by FW Fee = \$20.00 ☒ Received by J. Davis Date 2/14/90 #0014673

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 98-07630 with the following;

CONDITIONS/REMARKS:

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

Witness my hand this 9TH day of MARCH, 1990

Norman C. Young
Acting for R. Keith Higginson, Director

MICROFILMED

APR 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Lonnie E. and Donna M. Merrifield Phone 208-267-7129
Post office address Route 1, Box 509, Bonners Ferry, Idaho 83805
2. Source of water supply ~~unnamed~~ spring which is a tributary of CABIN CR
Tracy Cr.
FM USGS - 2-1-27-87
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 8 Township 61N Range 2E B.M. Boundary County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. * 100 gallon water box in spring to
install plastic pipe (buried) to pump house to 2 cabins

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 yr years (minimum 1 year).

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APR 14 1987

8. Description of proposed uses (if 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. 2 (Cabins - 18x20')
- 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	
61N	2E	8				D													

Total number of acres to be irrigated _____

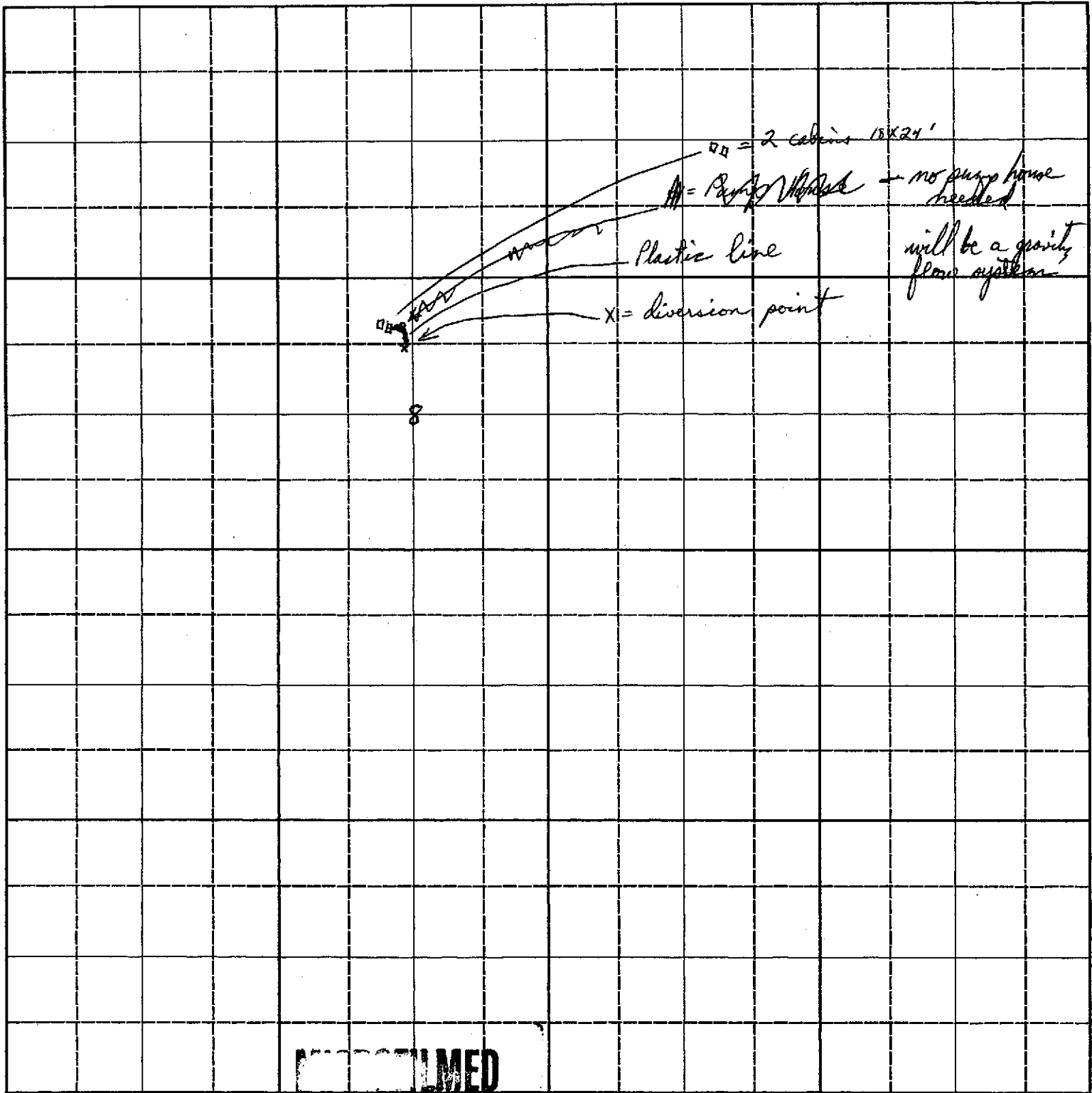
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? B. J. Carney
 - Who owns the land to be irrigated or place of use? Lonnie E. and Donna M. Merrifield
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Obtained Right of Way to develop and place spring box and place pipe on B.J. Carney land to divert water for this use.
- Remarks: This application for water right is superseded by an application for water right on same spring by Mr & Mrs. Francis and Joan Yeatts residing in Walla Walla, Wa.

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APR 14 1981

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.

APR 14 1987

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.

Lonnie L. Merrifield
(Applicant)
Danna M. Merrifield

Proposed Priority 1/26/87
Received by [Signature] Date 1/26/87 Time 3:00pm Preliminary check by k
Fee \$ 30.00 Receipted by [Signature] # 38204 Date 2/2/87
Publication prepared by [Signature] Date 2/12/87 Published in 2/18+25/87
Publication approved [Signature] Date 3/3/87

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. 98-7630, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. 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: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 20th day of March, 1987.

[Signature]
Chief, Operations Bureau

MICROFILMED

APR 14 1987

**NOTICE OF APPLICATION FOR
WATER RIGHT**

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

98-7630

MERRIFIELD, LONNIE E.
and-or DONNA M.

Rt. 1 Box 509, Bonners Ferry,
Idaho, 83805

Source: SPRING trib. to Cabin
Creek

Diversion pt.: NESENW Sec. 08
T 61N R 02E

Use: DOMESTIC (0.040 CFS)

Date filed: 1-26-1987 In: NENW
Sec. 08 T 61N R 02E

98-7631

ELK MOUNTAIN FARMS

One Busch Pl., St. Louis, Mo.

63118

Source: GROUNDWATER

Diversion Pt: SWSW Sec. 36 T
64N R 01W SENE Sec 02 T 64N
01W

Use: IRRIGATION (0.040 cfs)

DOMESTIC (0.1 cfs)

Date filed: 02-09-1987

In: SWSW Sec 36 T 64N R 01W

SENE Sec. 02 T 63N R 01W for 2
acres. *cf*

The permit(s) will be subject to
all prior water rights. Protests
must be filed with the Director,
Dep't of Water Resources, 4055
Government Way, Suite 9, Coeur
d'Alene, Idaho, 83814 on or before
March 9, 1987.

Ken Dunn, Dir.

Pub. 2-18, 25 No. 544

3/3/87

MIT

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Boundary

ss.

DAN DREWRY, MANAGING EDITOR FOR JIM THOMPSON being first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

PUBLISHER

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of WATER RIGHT

a #544

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Feb 18, 1987, and ending with the issue dated , 19 .

PROFILMED

APR 14 1987

Subscribed and sworn to before me this 26 day of Feb, 1987.

W A Ludwig

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

March 13, 1990

LONNIE E. MERRIFIELD
DONNA M. MERRIFIELD
RT. 1 BOX 509
BONNERS FERRY, ID 838050000

RE: PERMIT NO. 98-07630

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 23 1990

January 23, 1990

LONNIE E. MERRIFIELD
DONNA M. MERRIFIELD
RT. 1 BOX 509
BONNERS FERRY, ID 838050000

RE: PERMIT NO. 98-07630

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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APR 23 1990

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
9807630	61N	02E	8	NE SE NW		SPRING	MERRIFIELD, LONNIE E
				NO MATCHES FOR THIS POD			

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APR 23 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

YES NO PERMIT NO. _____
(☒) () B/U Acknowledgement Letter Sent _____ (INITIAL & DATE)
() (☒) Aerial Photo Date Requested _____ by _____
(☒) () Quad Sheet
() (☒) GL Plat
() () Copies of overlapping License Field Report Claim
() () Photo PD/PU
() () Correspondence (Date) _____
() () Other (List) _____

EXAM COMPLETED BY Louis Duboval DATE 6/23/88
SR AGENT REVIEW _____ DATE 8/88
REGIONAL MANAGER REVIEW _____ DATE 8/88
ENTERED ON COMPUTER BY _____ DATE 6/16/89
PRELIMINARY OVERLAP REVIEW BY JX meq DATE 4/89
(☒) NO OVERLAP FOUND

Film did not develop

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APR 23 1990

98-7630

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

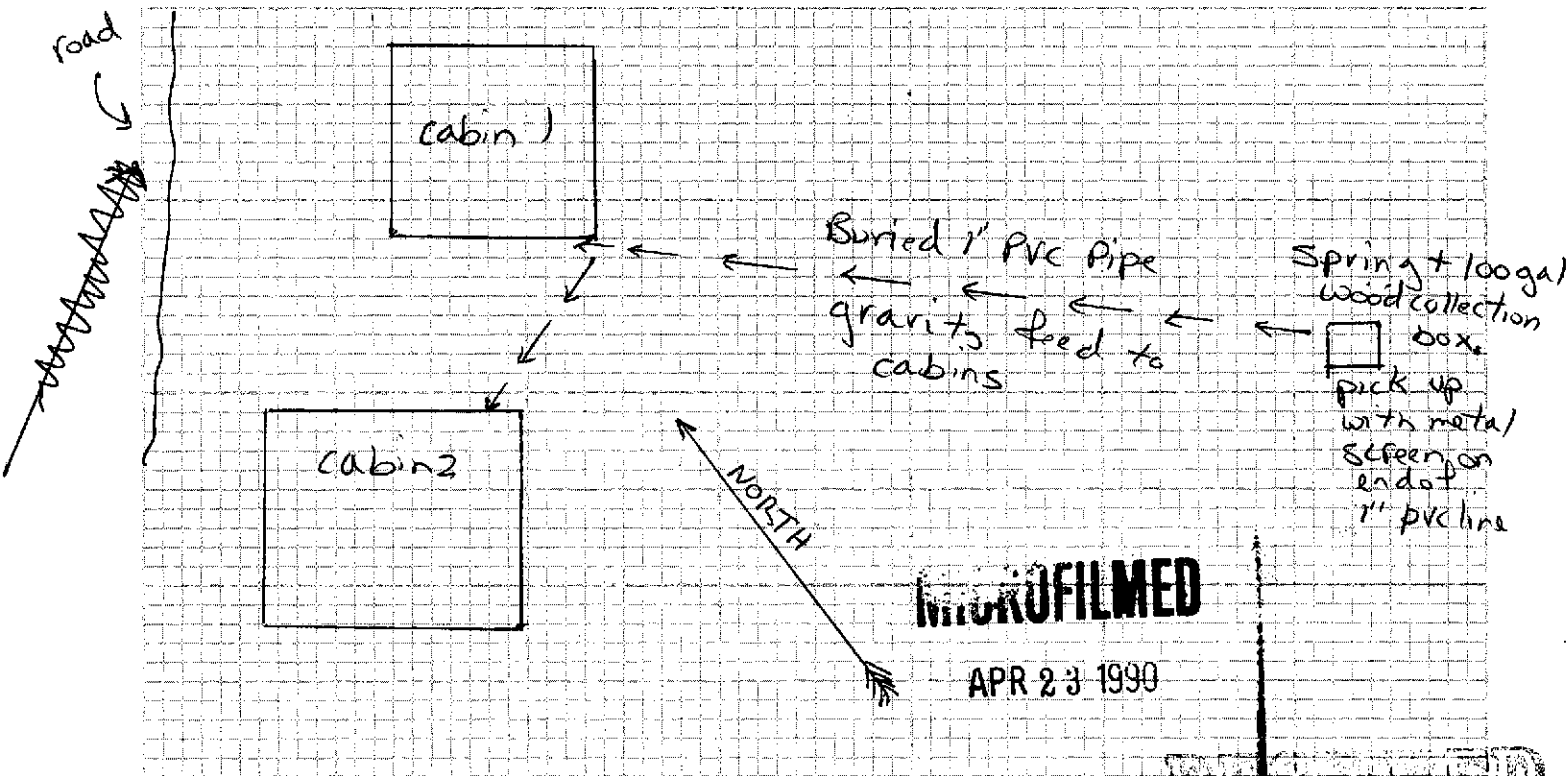
1. Owner: Donna F. and ~~Donna~~ Donna Merrifield Permit No. 98-7360
Current Address: Rt. 1 Box 509, Bonners Ferry, Id 83805 Phone No. 267-7129
2. Accompanied by: Lon Merrifield EXAM. DATE: 6/22/88
Address: SAME Phone No. SAME
Relationship to Permit Holder: SAME
3. Source: Spring tributary to ~~Donna~~ Cabin Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
☐ Copies Attached
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

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

JUN 26 1989

Department of Water Resources

System Description (continued)

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

Spring with 100 gal. wood collection box with a 1" screen covered pvc pipe pick-up. Buried 1" pvc pipe to cabins, gravity feed system.

☐ 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
	NONE				

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	NW	8	61N	2E	Boundary	MAP

6. Place(s) of Use:

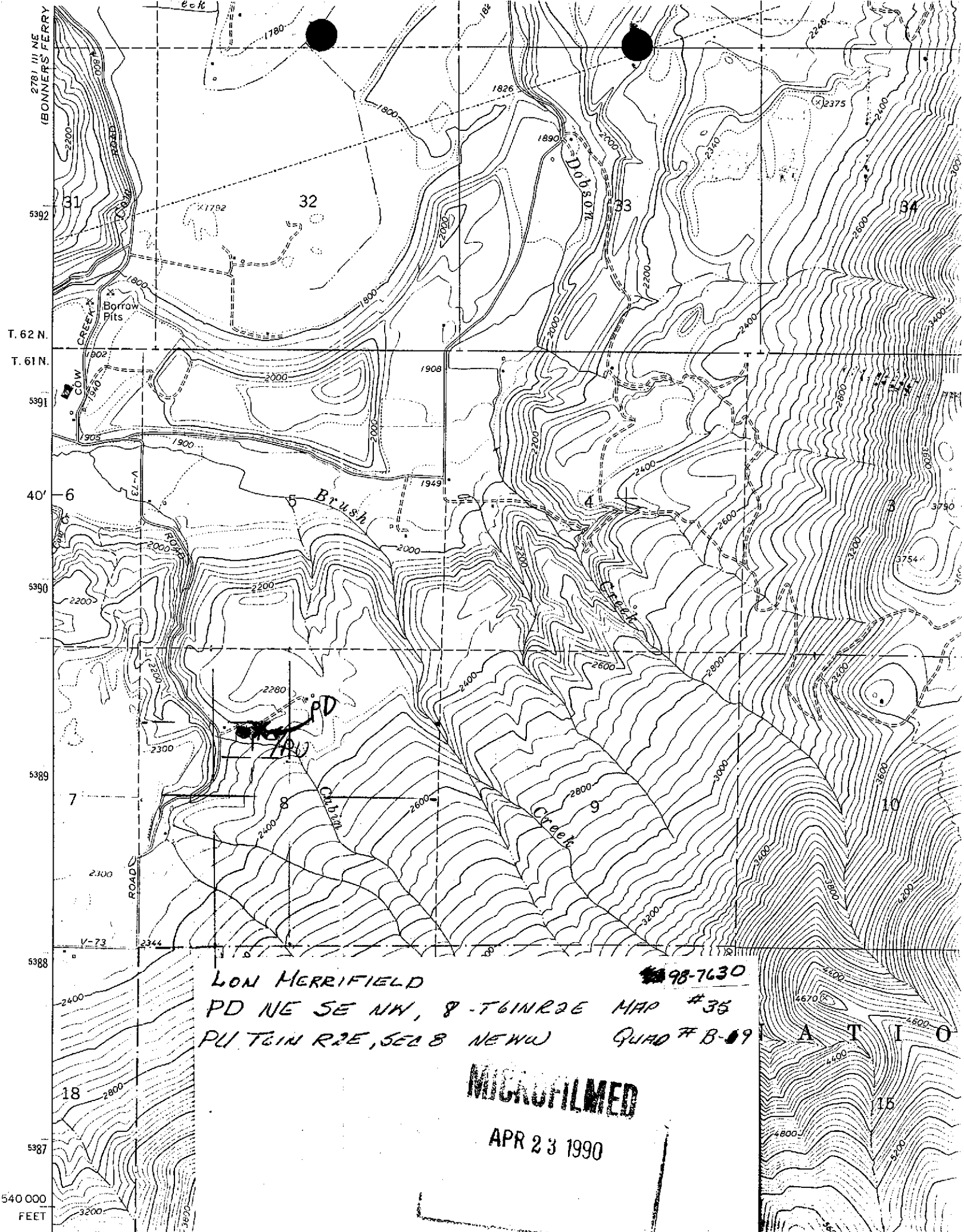
Indicate Method of Determination MAP

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
61N	2E	8								D									

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APR 23 1990

Do not use this space



LON HERRIFIELD
PD NE SE NW, 8-T6INR2E MAP #35
PU T6IN R2E, SEC 8 NEWW QUAD # B-89

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APR 23 1990

Do not use this space

D. FLOW MEASUREMENTS

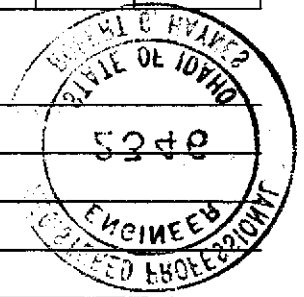
NONE

☐ Additional Data Sheets Attached

1.

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:



2 DOMESTIC

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:

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

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

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

2. Volume Calculations for Other Uses:

2 HOME = 2.4 afa

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APR 23 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04 cfs	2.4 afa
Totals:			.04 cfs	2.4 afa

2. Recommended Amendments

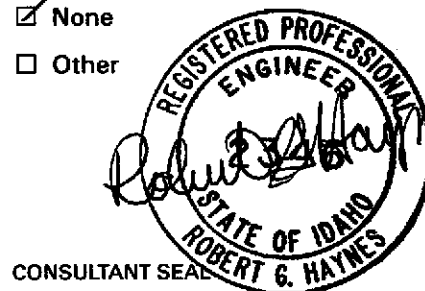
- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Louis Sukoraty
Signature [Signature]
Certification Date _____
Field Report Preparation Date 6/22/88



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

JDM 8/2/89

MICROFILMED

APR 23 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 18, 1988

Mr. Lonnie Merrifield
Rt. 1 Box 509
Bonners Ferry, Id. 83805

Re: 98-7630

Dear Mr. Merrifield:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

JUL 29 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 98-7630

Date: 3-16-1988

General Considerations:

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

Source of Water:

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

Extent of Use and Rate of Diversion:

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

Measuring Device:

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

Remarks:

Proof acceptable

W/A Priority Calculation:

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

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

*Sent Attn Rita Fleck
Sec/Records Manager*

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

FEB 16 1988

not encl. **PROOF OF BENEFICIAL USE**
Department of Water Resources

1301 N. Orchard St Boise ID 83706-2237

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

Permit No. 98-7630

Name(s) of Permit Holder: Lannie E and Donna M Merrifield ✓

Post Office Address: Rte 1 Box 509, Bonanza Ferry, Ida 83805

Telephone No. 208 267 7129

Source of Water: Spring with water box ✓

Extent of Use:

Domestic 2 ✓ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted .04 cfs cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: March 1987

Measuring Device: Required? Yes 1 No
Installed? Yes 1 No
Fee enclosed \$ NO Fee
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes 1 No
Installed? Yes 1 No

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

Lon Merrifield 267 7129
(Name) (Telephone Number)

Rt 1 Box 509 BF Ida 83805
(Address)

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

MICROFILMED

2/11/87
Date

Lon E Merrifield - Land Owner
Signature of Permit Holder (and title, if appropriate)

JUL 29 1988

Clifty View Nursery

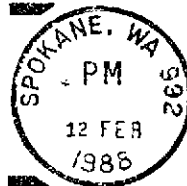
ORNAMENTAL, FRUIT AND FOREST SEEDLINGS

SHRUBS AND SPECIMEN TREES

CONTRACT GROWING

RTE 1, BOX 509

BONNERS FERRY, IDAHO 83805



ID Dept. of Water Resources

Attn: Rita Fleck, Sec/Records Manager

1301 N. Orchard Street

Boise, ID 83706-2239



138317
CERTIFIED MAIL
January 31, 1988

MERRIFIELD, LONNIE E. & DONNA M.
RT. 1 BOX 509
BONNERS FERRY, ID 83805

PROOF DUE NOTICE

RE: Permit No. 98-7630

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 April 1, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

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JUL 29 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
MARCH 24, 1987

MERRIFIELD, LONNIE E. & DONNA M.
RT. 1 BOX 509
HONNERS FERRY, ID 83805

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 98-7630

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

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 THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

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APR 14 1987

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: R APPLICATION NUMBER: 98-7630

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

☒ Fee.

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

☐ Yes ☐ No Platted by: _____ Map No. _____

☐ Yes ☐ No Other rights on same place of use. _____

☒ Yes ☐ No* In form for advertising.

Final date for protests: 3/9/87

☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 3/87

☒ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☐ Yes ☒ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____

☒ 1/26/87 Date of priority recommended.

Special conditions of approval or cover letter. _____

MONITORING

APR 14 1987

By: RWA Date: 3/10/87

STATE OFFICE REVIEW:

L16

04

RECEIVED

☐ See attached sheet for more information.

By: KW Date: 3/18/87

MAR 12 1987

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

98-7630

MERRIFIELD, LONNIE E. &/or DONNA M.

RT. 1 BOX 509, BONNERS FERRY, ID 83805

Source: SPRING trib. to CABIN CREEK

Diversion Pt: NESENM Sec 08 T 61N R 02E

Use: DOMESTIC (0.040 CFS)

Date Filed: 01/26/1987

In: NENW Sec 08 T 61N R 02E

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APR 14 1987

February 12, 1987

Mr. Lonnie E. Merrifield
Rt. 1 Box 509
Bonners Ferry, Id. 83805

Re: 98-7630

Dear Mr. Merrifield:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned Identification No. 98-7630. Please refer to this number in all further correspondence.

This office is currently in the process of advertising the application in the Bonners Ferry Herald. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

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

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to the final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Enclosed please find your Receipt No. 38204 for the amount of \$30.00.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms
Enc. - Receipt

RECEIVED

APR 14 1987

C
O
P
Y



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 765-4639

January 27, 1987

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

Dear Mr. Merrifield:

Enclosed please find your Application for Permit and Check No. 92-310 in the amount of \$30.00.

Please sign the check and return to this office for further processing.

Sincerely,

Patricia M. Stypa
Secretary/Office Coordinator

Enc. - Application
Check

INDEXED

APR 14 1987



Clifty View Nursery

LON and DONNA MERRIFIELD

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

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

January 21, 1987

*Mr. Bob Haines
Idaho Department of Water Resources
Suite # 9
4055 Government Way
Coeur d'Alene, Idaho 83814*

Dear Mr. Haines,

Enclosed is the Application for Permit to appropriate 0.04 cfs for domestic use to cabins located approximately 200 yards west of our home. Also enclosed is a check for \$ 30.00 which your secretary indicated was appropriate. In addition, I have enclosed a copy of "Pipeline Permit", a contract granting easement across Carney Pole Company land. If everything is in order please process, if not let me know. Thanks for your help on this and previous matters.

Sincerely,

Lon E. Merrifield

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APR 14 1987

RECEIVED
JAN 26 1987

**Department of Water Resources
Northern District Office**

PIPELINE PERMIT

THIS AGREEMENT made September 6, 1986, between B. J. CARNEY & COMPANY, Post Office Box 408, Spokane, Washington 99210-0408, herein referred to as "Grantor," and LONNIE MERRIFIELD and DONNA MERRIFIELD, husband and wife, d/b/a CLIFTY VIEW NURSERY, Route 1, Box 509, Bonners Ferry, Idaho 83805, herein referred to as "Permittee."

I

RIGHT OF WAY

For good and valuable consideration, Grantor grants to Permittee a non-assignable permit for the purposes of laying, constructing, operating, inspecting, maintaining, repairing, replacing, substituting, and removing a pipeline not to exceed one inch (1") in diameter for the transportation of water at a location and on a route to be selected by Grantee on, in, over and through the following-described land owned by Grantor in Boundary County, Idaho:

Northeast one-quarter (NE $\frac{1}{4}$) of the Southeast one-quarter (SE $\frac{1}{4}$) of the Northwest one-quarter (NW $\frac{1}{4}$), Section 8, Township 61N, Range 2 E. W. M; situate in Boundary County, Idaho.

The permit shall commence on the North boundary of the above-described real property at a point chosen by Permittee and proceed in a straight line to a wooden spring box set in the ground. The wooden spring box is located at a point approximately thirty-five

MICROFILMED

APR 14 1987

(35) yards South and one hundred (100 yards West of the Northeast corner of said real property. The permit shall not exceed five (5) feet on either side of Permittee's pipeline. Permittee shall not, without Grantor's prior written consent, cut or remove any merchantable timber in establishing its pipeline.

II

TERM

The rights granted in this agreement shall be possessed and enjoyed by Permittee so long as the pipeline and appurtenances constructed pursuant to this permit shall be maintained and operated by Permittee.

This Agreement may be terminated by either party upon thirty (30) days' written notice to the other at the respective address set forth above.

III

ADDITIONAL RIGHTS OF PERMITTEE

Permittee shall have the right of ingress and egress to and from the premises for any and all purposes necessary or convenient to the exercise by Permittee of the rights granted in this permit. Permittee shall use any water taken from the wooden spring box only for domestic purposes and only to service two (2) cabins which measure eighteen feet (18') by eighteen feet (18') erected by Permittee on its real property located immediately to the North of Grantor's real property and described as follows:

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APR 14 1987

Southeast one-quarter (SE $\frac{1}{4}$) of the Northeast one-quarter (NE $\frac{1}{4}$) of the Northwest one-quarter (NW $\frac{1}{4}$), Section 8, Township 61N, Range 2 E. W. M.; situate in Boundary County, Idaho.

IV

SURFACE DAMAGE

Permittee agrees to bury all pipelines to a depth of not less than one (1) foot, being sufficient to avoid any interference with Grantor's operations. Permittee further agrees to pay any and all damages to merchantable timber that may arise from the construction, maintenance, and operation of such pipeline.

V

EFFECT OF AGREEMENT

This Agreement shall be binding upon the heirs and legal representatives, successors, and assigns of the parties.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above-written.

B. J. CARNEY & COMPANY

BY

Wm. A. Davenport
WM. A. DAVENPORT

President

"G R A N T O R"

Lonnie Merrifield
LONNIE MERRIFIELD

Donna Merrifield
DONNA MERRIFIELD

d/b/a CLIFTY VIEW NURSERY

"P E R M I T T E E S"

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APR 18 1961

SS.

I certify that I know or have satisfactory evidence that WM. A. DAVENPORT signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the President of B. J. CARNEY & COMPANY to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this 16 day of September, 1986.

My Commission Expires: ~~LIFETIME~~ 11/3/88

55.

I certify that I know or have satisfactory evidence that LONNIE MERRIFIELD nad DONNA MERRIFIELD, husband and wife, signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 6 day of September, 1986.

THE CONFLUENCE

APR 14 1987

NOTARY PUBLIC in and for the State
of Idaho, residing at BONNERS FERRY

My Commission Expires: LIFETIME