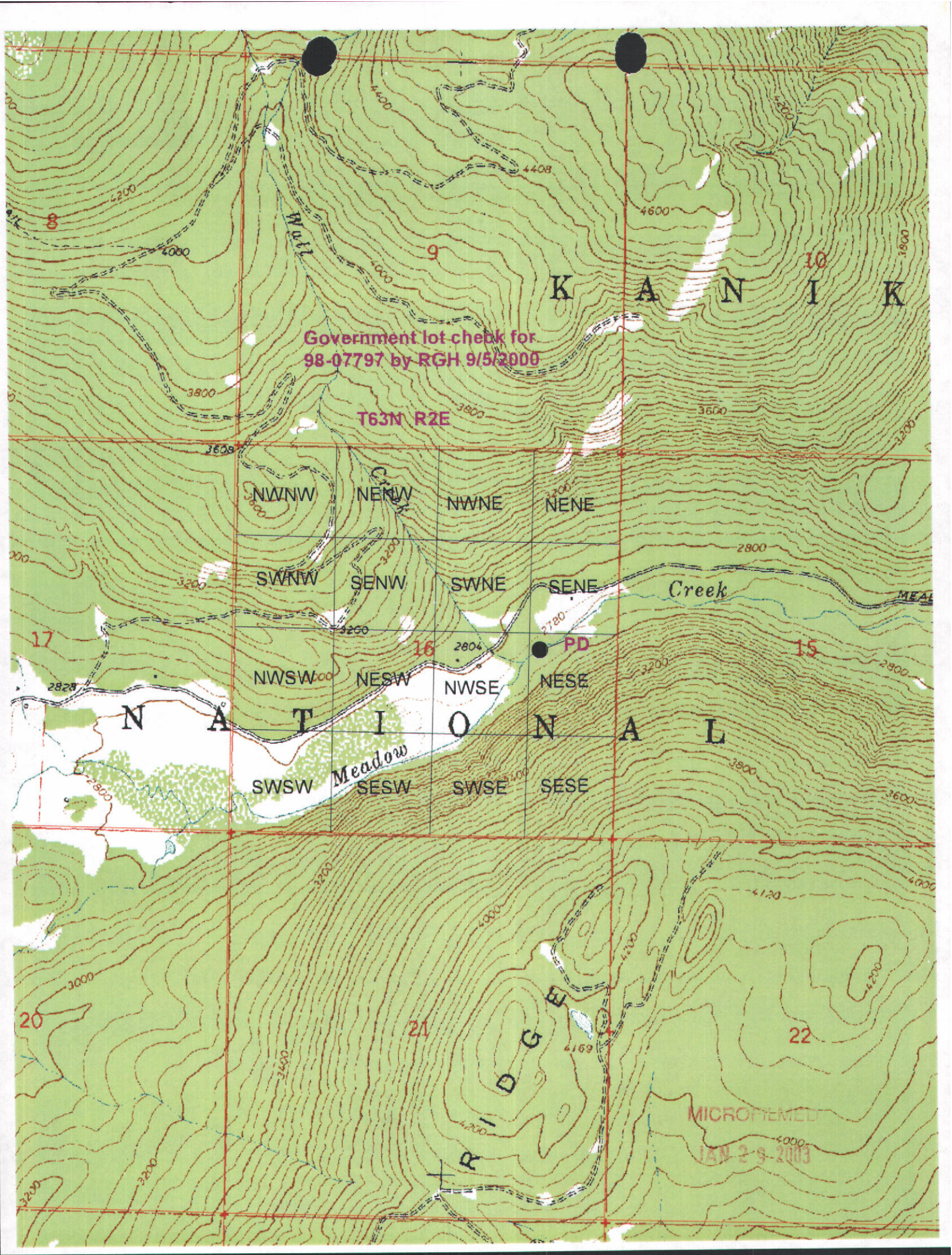




Government lot check for
98-07797 by RGH 9/5/2000

T63N R2E

KANINK

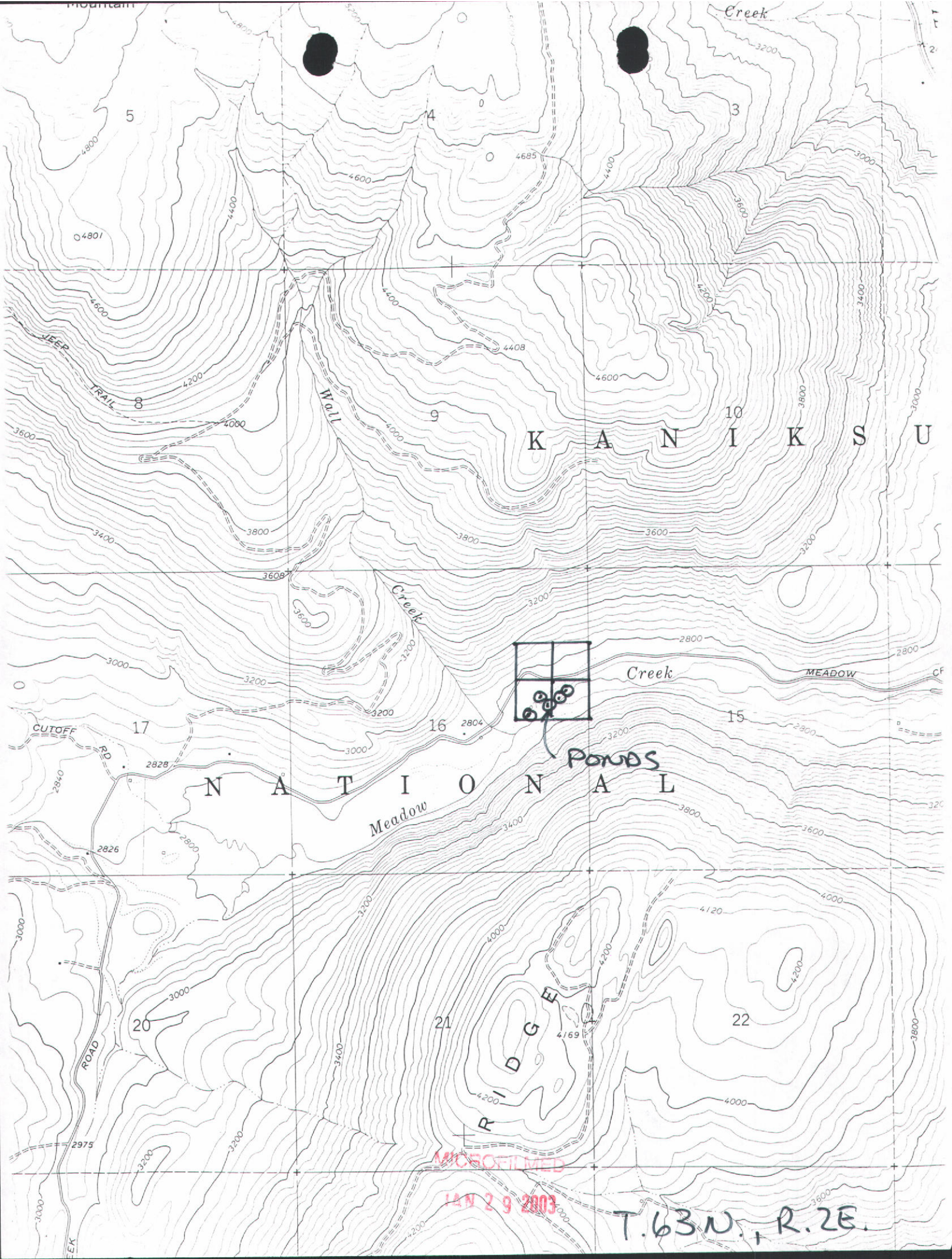
Creek

NATIONAL

Meadow

PD

MICROFILMED
JAN 29 2003



98-07797

KANIKSU

NATIIONAL

Meadow

Ponds

DGE

T.63N. R.2E.

PD IRK

98-07797



pu



pu



pu



IRR
pump



IRR

984302
-Dom.(SC)

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS Reviewed by Cindy Zimmerman on 11/18/00

No. 98-07797 Name: Ruth Corp. Officers — Ad ok ✓ Govt Lots ✓

AREA OF CONCERN: No/Yes — Moratorium — GWMA — TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag -

Trust - 051(P74) (consumptive uses)

Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac) 3.0

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

SURFACE WATER: (√Flow Chart)

F&G contacted - Yes/No Response OK

In/Above MSF - WB9 Moyie R.

PLANNING REVIEW/RESPONSE

In-stream development - P52

WD - R04 (WD# —)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A

(02,03) - 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area - 070-071-075(no parks/common areas, etc)

Irr use listed separate - WB5

Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

BENEFICIAL USE DUE: 12 / 01 / 01

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period

≤ 1 yr - P16

> 1 yr - 26A(P17)

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

Multiple pd's per 1/4 - W32

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Use definitions - W02 example - S/50 range

Pre-1987 development - 068-074 (allow 120 days for proof due)

Single p/d intended - 076

other Rec use / 5 ponds

IRRIGATION SEASON 5/1 - 10/31 (Per updated map)

OTHER CONDITIONS/REMARKS R66 WB9 Rec use

COMMENTS PC P16

RECEIVED

JAN 10 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 98-07797 Telephone No. 267-3925

2. Name of Permit Holder(s): DELORES BAKER RUTH

3. Mailing Address: ACR 61 Box 208

City BOUDEL'S FERRY State ID Zip 83805

4. Source of Water: SPRINGS If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 5 Other: POND

6. Total rate of diversion and/or volume for which proof is submitted: 0. cfs OR 12.0 Acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50- (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: SAME AS ABOVE Telephone Number: _____

Address: _____

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: X Delores Baker Ruth Date: 1-4-01
(include your title, if on behalf of company of organization)

MICROFILMED

JAN 24 2001

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 98-07797

Priority: April 12, 2000

Maximum Storage Volume:

12.0 AF

This is to certify, that DELORES BAKER RUTH

HCR 61 BOX 208

BONNERS FERRY ID 83805

has applied for a permit to appropriate water from:

SPRINGS

tributary of MEADOW CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		1.0 AF
IRRIGATION FROM STORAGE	05/01 to 10/31		1.0 AF
RECREATION STORAGE	01/01 to 12/31		12.0 AF
	Totals		12.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSENE, Sec. 16, Township 63N, Range 02E

SESENE, Sec. 16, Township 63N, Range 02E

BOUNDARY County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
63N	02E	16	SENE	0.5		0.5

Total number of acres irrigated:

0.5

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before December 1, 2001.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. Water shall not be diverted under this right when flows in the Moyie River are below established minimum stream flows.
5. Recreation storage is for fiver fishing ponds.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

7th day of December, 2000.

MICROFILMED

JAN 2 8 1991

[Signature]
for Karl J. Dreher, Director

Ident. No. 98-07797

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

SEP 6 2000

DEPARTMENT OF WATER RESOURCES

1. Name of Applicant Delores Baker Ruth Phone 208-267-3925
Mailing address HCR 61, Box 208, Bonners Ferry, Id 83805
2. Source of water supply SPRINGS which is a tributary of MEADOW CREEK
3. Location of point of diversion is Township 63N Range 2E Sec. 16, in the SW 1/4, SE 1/4, NE 1/4, Govt. Lot _____, B.M., BOUNDARY County; additional points of diversion if any: SE 1/4 SE 1/4 NE 1/4, SEC 16, T. 63N, R. 2E

4. Water will be used for the following purposes:

Amount 12.0 for STORAGE FOR REL. purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) IRRIGATION

Amount 1.0 for STORAGE purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) IRRIGATION FROM

Amount 1.0 for STORAGE 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) _____ and/or (b) 12.0
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source SPRINGS WITH POND(S)
EXCAVATION - ON-STREAM
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
- d. Is ground water with a temperature of greater than 85°F being sought? _____
- e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. 5 POND(S) #1 60'x60'x4', #2 50'x100'x8', #3 200'x150'x6'
#4 30'x30'x5', #5 300'x150'x6'

Recreation use is for fishing.

MICROFILMED

JAN 2 9 2001

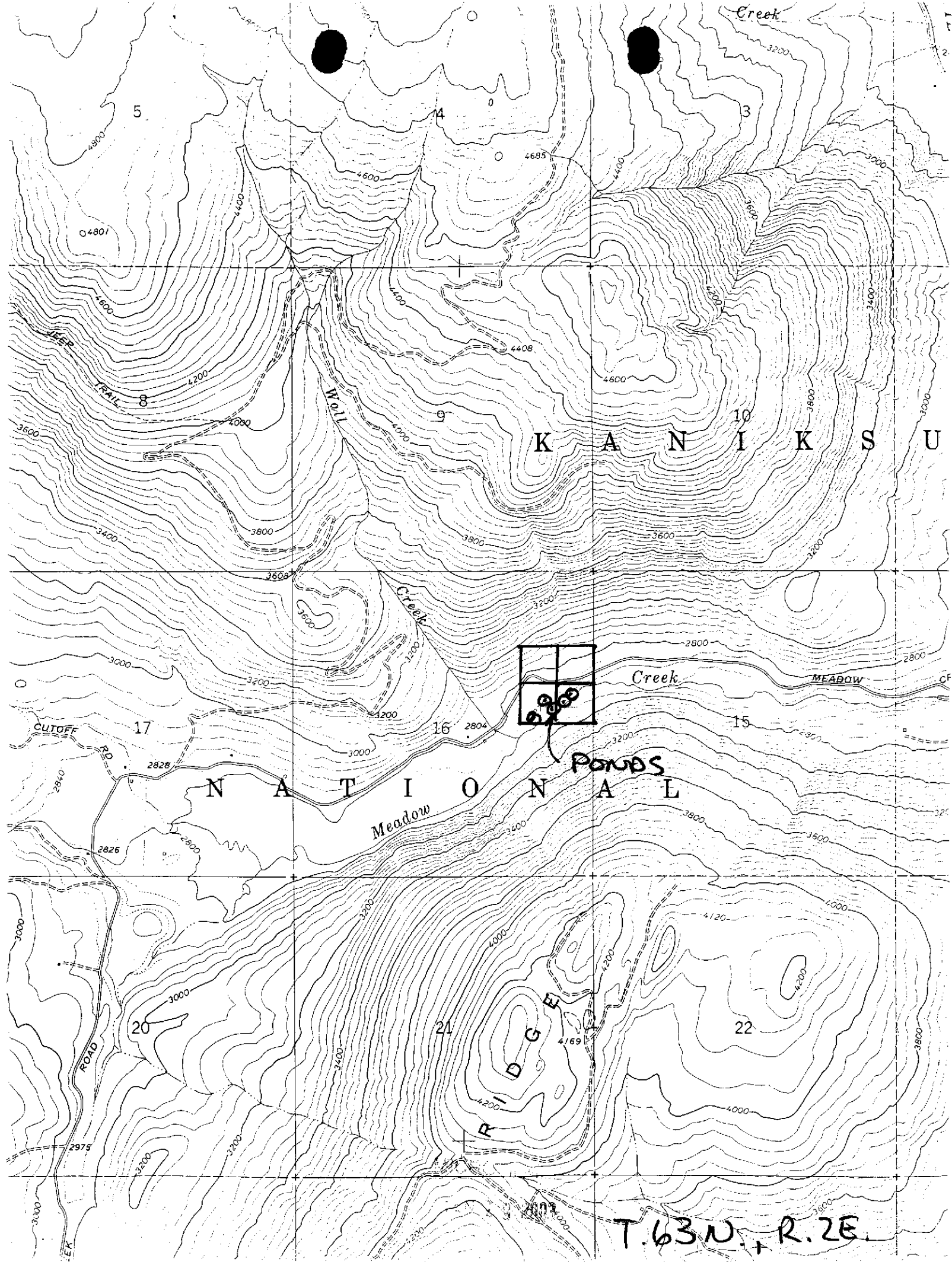
9. Description of place of use:

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

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

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
63.26	16	16																	





T. 63 N., R. 2 E.

JUL - 2 2001
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 98-07797

1. Owner: Melores Baker Kuhl Phone No. (208) 267-3925

Current Address: HR 61 Box 208, Bonners Ferry, Id. 83805

2. Accompanied by: Deane Kutt EXAM DATE: 6-7-01

Address: Same as above Phone No. _____

Relationship to Permit Holder: Husband

3. Source: Springs tributary to Meadow Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

2. Measurements:

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

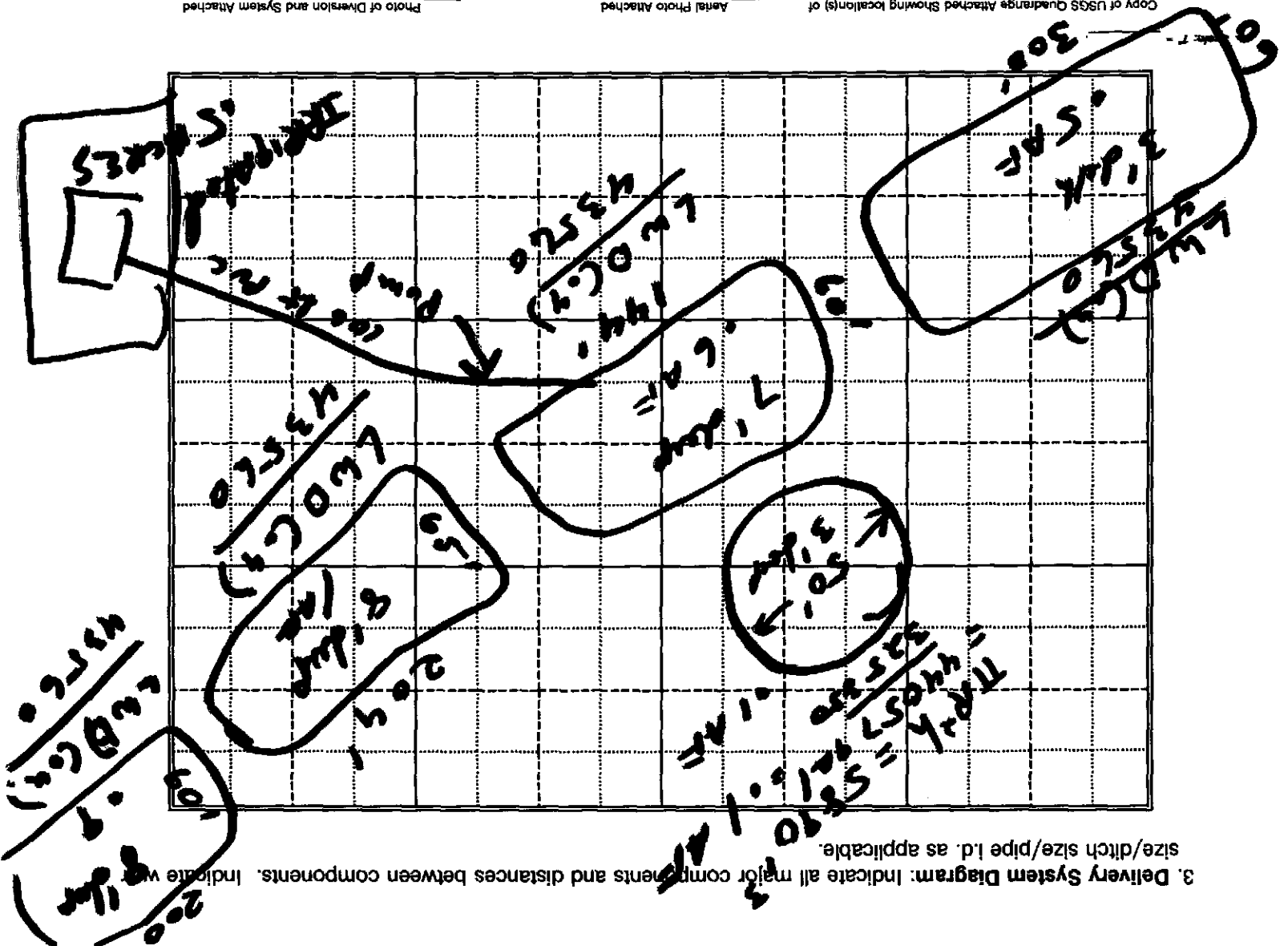
D. FLOW MEASUREMENTS

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

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Dayton	5	NL	NL	1"

4.

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
Aerial Photo Attached of (required for irrigation of 10+ acres)
Photo of Diversion and System Attached



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

98-07797

K A N I K S U

N A T I O N A L

Meadow

POND

D G E

T. 63 N. R. 2 E.

PD IRK

98-07797



Pu



Pu



Pu



IRR
pump



PU
IRR

E. NARRATIVE/REMARKS/COMMENTS

Irrigation around house is done
with garden hose & portable sprinklers

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

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gal bucket 5 gal in 30 sec = 10 gpm
 $10 \times 133681 = 102085$
 60

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 0.5 \times 3 = 1.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.02 \times 183 \times 1.9835 = 7.2$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 1.5$$

2. Volume Calculations for Other Uses:

See Schematic Section

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use
 Irrigation from storage
 For storage

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

I. AUTHENTICATION

Field Examiner's Name

Date

Reviewer

Date

SEAL

From	To	Period of Use	Rate of Diversion Q (cfs)	Annual Volume V (ata)
01-01	12-31	12-31	0.02	3.01
05-01	10-31	10-31	0.02	1.5
01-01	12-31	12-31	0.02	3.01
Totals:				
			0.02	4.5



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

January 24, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DELORES BAKER RUTH
HCR 61 BOX 208
BONNERS FERRY ID 83805

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 98-07797

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **Northern** Regional Office of the department in Coeur d'Alene at (208) 769-1450.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

MICROFILMED
JAN 29 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 98-07797

Reviewed By: dgibson

Date: January 24, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N014088	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		01/04/2001
Date proof due	-	12/01/2001
No. of days late	=	0
Holiday allowance	+	
Priority date	+	04/12/2000
New priority date	=	04/12/2000

Deficiencies of Actions Items

Acknowledge proof.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 8, 2000

DELORES BAKER RUTH
HCR 61 BOX 208
BONNERS FERRY ID 83805

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 98-07797

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

MICROFILMED
JAN 29 2003

Sincerely,

Shelley W. Keen

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

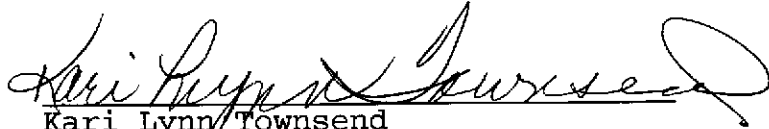
MICROFILMED
JAN 29 2003

CERTIFICATE OF MAILING

I hereby certify that on the **8th** day of **December, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 98-07797

DELORES BAKER RUTH
HCR 61 BOX 208
BONNERS FERRY ID 83805


Kari Lynn Townsend
Secretary

MICROFILMED
JAN 29 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
JAN 23 2002

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
JAN 29 2003

Keen, Shelley

From: Graham, Bill
Sent: Thursday, December 07, 2000 11:27 AM
To: Keen, Shelley
Subject: Water Right Applications, #P96-09049 and #P98-07797

Hello Shelly - I have reviewed the two water right applications you forwarded. Application #P96-09049 is acceptable with condition #6, and application #P98-07797 is acceptable with condition #4.

Thanks for the opportunity to review - Bill G.

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

Reviewed by Cindy Zimmerman on 11/18/00

No. 98-01797 Name: Ruth Corp. Officers Ad ok ☒ Govt Lots ☒

AREA OF CONCERN: ☒ No/Yes Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P24 (20s-70s, 81-86)

Swan Falls Flag -

Trust - 051(P74) (consumptive uses)

Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

SURFACE WATER: (√Flow Chart)

F&G contacted - Yes/No Response OK

In/Above MSF - WB9 Meyer R.

PLANNING REVIEW/RESPONSE

In-stream development - P52

WD - R04 (WD#)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A

(02,03) - 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area - 070-071-075 (no parks/common areas, etc)

Irr use listed separate - WB5

Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

BENEFICIAL USE DUE: 12 / 01 / 01

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period

≤ 1 yr

> 1 yr

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

Multiple pd's per 1/4 - W32

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Use definitions - W02 example - S/50 range

Pre-1987 development - 068-074 (allow 120 days for proof due)

Single p/d intended - 076

Other Rec use / S ponds

IRRIGATION SEASON 5/1 - 10/31 (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS

PC P16

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

SEP 6 2000

WRI
BCA
WRA

APPLICATION # 98-07797

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: DELORES BAKER-RUTH

BY: RB

DATE: 4/12/00

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes) (No)

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

PROCESSING

(Yes) (No) PRIORITY DATE: 4/12/00

☒ (Include Moratorium Remark)

☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: BOUNDARY County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
☒	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
☒	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
☒	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?

Remarks: NO GOVT. LOTS - RB

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- ☒ Notice of pending void order issued. Final order response date: _____/_____/_____
- ☒ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly. If not, record action taken: _____
- ☒ Publication dates and paper recorded on application | Sr. Agent initial _____
- ☒ Protests received, Final protest date: 5/22/00
- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: Ruth

Date: 9/5/2000



IDAHO FISH & GAME

PANHANDLE REGION
2750 Kathleen Avenue
Coeur d'Alene, Idaho 83814

Dirk Kempthorne/Governor
Rod Sando/Director

April 28, 2000

RECEIVED
MAY 02 2000
IDWR/North

Ms. Dianne Ball
Idaho Department of Water Resources
1910 Northwest Boulevard, Suite 210
Coeur d'Alene, ID 83814

Dear Dianne:

REFERENCE: WATER RIGHTS APPLICATIONS
RUTH / 98-04302, 98-07796, 98-07797

We have reviewed the water rights applications by the Ruth's for appropriations and storage near Meadow Creek in Boundary County. The appropriations are small and from spring sources, and we do not expect significant impacts to the stream or its fishery. For the proposed fishpond, the applicants should be aware that they will need to contact the Department regarding stocking and pond permits. If they intend to use the pond for wildlife purposes, they may wish to contact us for technical assistance through our Habitat Improvement Program.

Provided the pond is constructed so as to prevent fill material being transported to Meadow Creek, will not impact the Meadow Creek floodplain, and is appropriately permitted, we have no objection to it.

Thanks for the opportunity to comment.

Sincerely,

Greg Tourtlotte
Regional Supervisor

GIT:CEC:kh

C: Tracey Trent, IDFG, Boise
Greg Johnson, IDFG

MICROFILMED
JAN 20 2003

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, April 20, 2000 3:38 PM
To: 'Chip Corsi'
Subject: perweek1.txt



perweek1.txt.url

Chip, please review the water right for CAG Investments from Lake Coeur d'Alene; with a final date of protest being 5/8/00.

Also please review the three Ruth filings, 2 for regular water rights and 1 for a claim, all of which are from springs. Final date of protest on the Ruth filings will be 5/22//00.

We will need comments from you by the respective dates. Thanks very much.
Dianne Ball - IDWR - Coeur d'Alene

<http://www.idwr.state.id.us/info/water/rights/perweek1.txt>

MICROFILMED

JAN 23 2003

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary, Carol Arthur

_____ being first duly sworn on oath
deposes and says that he/she is ad manager
of the Bonners Ferry Herald, a newspaper printed and
published at Bonners Ferry, Boundary County, Idaho; that
the said newspaper has been continuously and
uninterruptedly published in said Boundary County during
a period of 12 months prior to the first publication of the
hereto attached notice of publication in the case of:

4306 Water Right / Ruth

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 3 day of May, 2000
and ending on the 10 day of May, 2000
and that said notice was published in said newspaper.

On this 10 day of May in the year
of 2000, before me, a Notary Public, personally
appeared Carol A. Arthur,

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

Jean E. Driel
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7/22/2002

RECEIVED
JUN 09 2000
IDWR/North

NOTICE OF APPLICATION
FOR WATER RIGHT

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

98-07796

RUTH, DUANE C
HCR 61 BOX 208
BONNERS FERRY, ID 83805
Source: SPRING
Diversion Pt: NWNESE Sec.16 T 63N R 02E In BOUNDARY County.
Use: DOMESTIC
RECREATION STORAGE (0.020 CFS)
DIVERSION TO STORAGE (0.020 CFS)
Total Diversion: (0.020 CFS)
Date Filed: 4/12/2000
In: BOUNDARY County
T63N R02E S16 NESE

98-07797

RUTH, DELORES BAKER
HCR 61 BOX 208
BONNERS FERRY, ID 83805
Source: SPRINGS
Diversion Pt: SWSENE Sec 16 T 63N R 02E in BOUNDARY County.
SESENE Sec 16 T 63N R 02E in BOUNDARY County.
Use: IRRIGATION STORAGE (1.00 AF)
IRRIGATION FROM STORAGE (1.00 AF)
RECREATION STORAGE (12.00 AF)
Total Diversion: (12.00 AF)
Date Filed: 4/12/2000
In: BOUNDARY County
T63N R02E S16
0.5 ACRES TOTAL
SENE

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

The permit(s) will be subject to all prior water rights. Protests must be filed with
the applicant and with the Director, Dept. of Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest
fee of \$25.00 on or before MAY 22, 2000.

KARL J. DREHER

NOTICE OF CLAIMS
TO WATER RIGHT

The Following claim(s) have been filed on water rights created by diversion and
beneficial use:

98-04302

RUTH, DELORES BAKER
HCR 61 BOX 208
BONNERS FERRY, ID 83805
Source: SPRING
Diversion Pt: NWSENE Sec 16 T 63N R 02E in BOUNDARY County.
Use: DOMESTIC
Total Diversion: (0.010 CFS)
Claimed Property: 6/15/1905
In: BOUNDARY County
SENE

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

Exceptions to a claim may be filed with the Director, Dept. of Water Resources,
Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814.

KARL J. DREHER, Director

BFH#4306
May 3, 10, 2000

MICROFILMED

JAN 29 2003

98-07797

RUTH, DELORES BAKER
HCR 61 BOX 208
BONNERS FERRY, ID 83805

Source: SPRINGS

Tributary: MEADOW CREEK

Diversion Pt: SWSENE Sec 16 T 63N R 02E in BOUNDARY County.
 SESENE Sec 16 T 63N R 02E in BOUNDARY County.

Use: IRRIGATION STORAGE	(	1.00 AF)
IRRIGATION FROM STORAGE	(	1.00 AF)
RECREATION STORAGE	(	12.00 AF)
Total Diversion:	(	12.00 AF)

Date Filed: 4/12/2000

In: BOUNDARY County
 T63N R02E S16 SENE

0.5 ACRES TOTAL

MICROFILMED

APR 24 2000

April 26, 2000

Delores Baker Ruth
HCR 61 Box 208
Bonners Ferry ID 83805

Re: Water Appropriation Application No. 98-07797 Springs in SWSENE T63N R2E Sec 16

Dear Mr. Ruth:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICHAEL L. LEE

JAN 29 2001

WR0749NP
No. 98-07797

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/13/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DELORES BAKER RUTH HCR 61 BOX 208 BONNERS FERRY ID 83805 (208) 267-3925	04/12/2000	IRRIGATION STORAGE IRRIGATION FROM STORAGE RECREATION STORAGE	03/15 11/15 03/15 11/15 01/01 12/31		1.00 AFA 1.00 AFA 12.00 AFA
TOTAL DIVERSION:						12.00 AFA

Water Source: SPRINGS

Tributary to: MEADOW CREEK

Stage: APPLICATION

Point(s) of Diversion: T63N R02E S16 SWSENE SESENE BOUNDARY County

Place of use Legal Description for: IRRIGATION STORAGE

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
63N	02E	16	:					:				:			0.5
			:	.5	:			:				:			

Place of use location for IRRIGATION FROM STORAGE is the same location as described for: IRRIGATION STORAGE

Pou County: BOUNDARY

Remarks: GEN Recreation storage use is for fishing.

Dates: App. Received: 04/12/2000 Priority Date: 04/12/2000
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 04/13/2000 User-ID: DBALL Subject: Examiner's notes.
Two points of diversion. Springs with ponds (5) excavated-on-stream.
Ponds: #1) 60'x60'x4' #2) 50'x100'x8' #3) 200'x150'x6'
#4) 30'x30'x5' #5) 300'x150'x6'.
Time required 1 year.

Audit: 04/13/00 DBALL