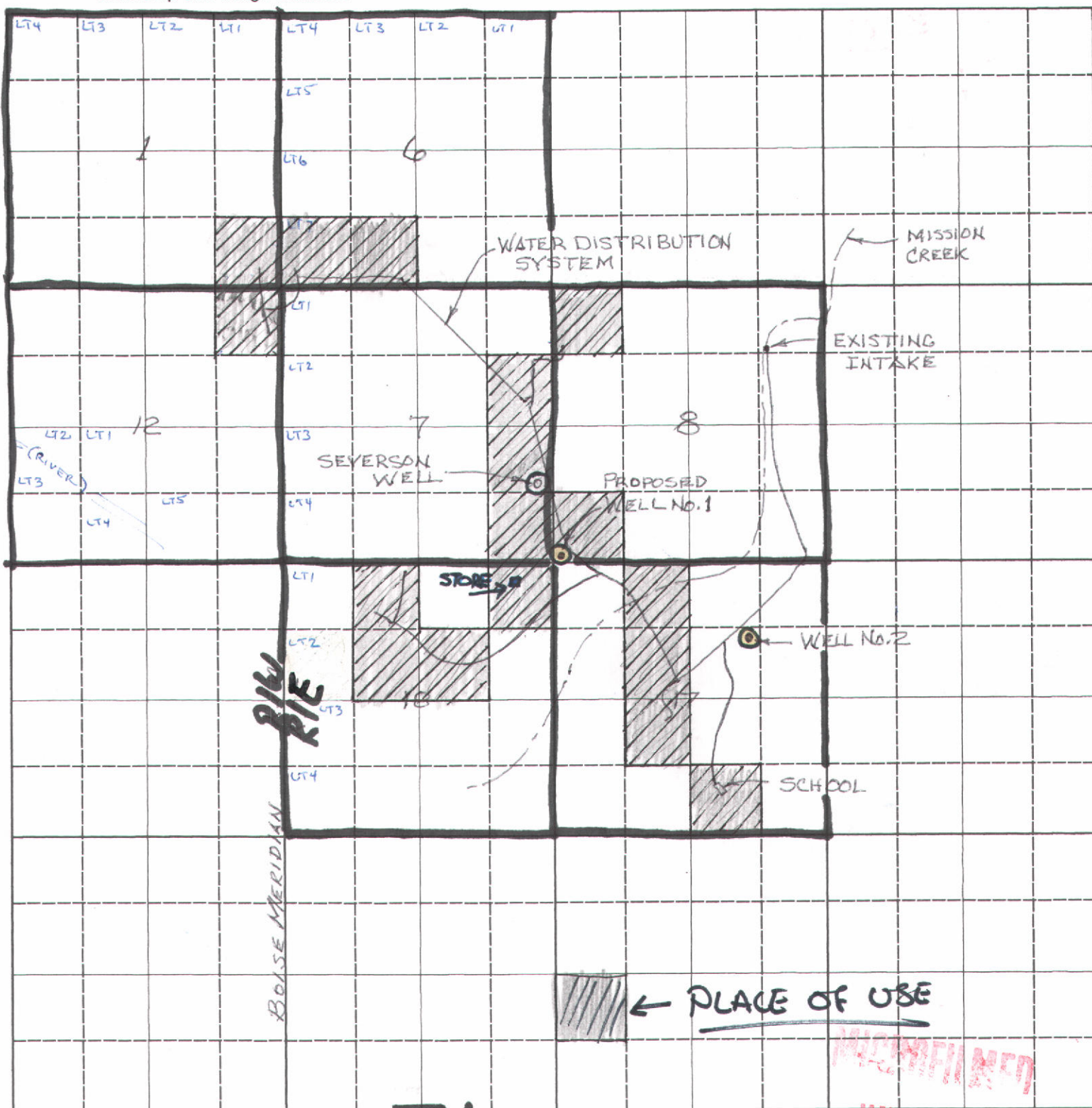


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

PLAN.

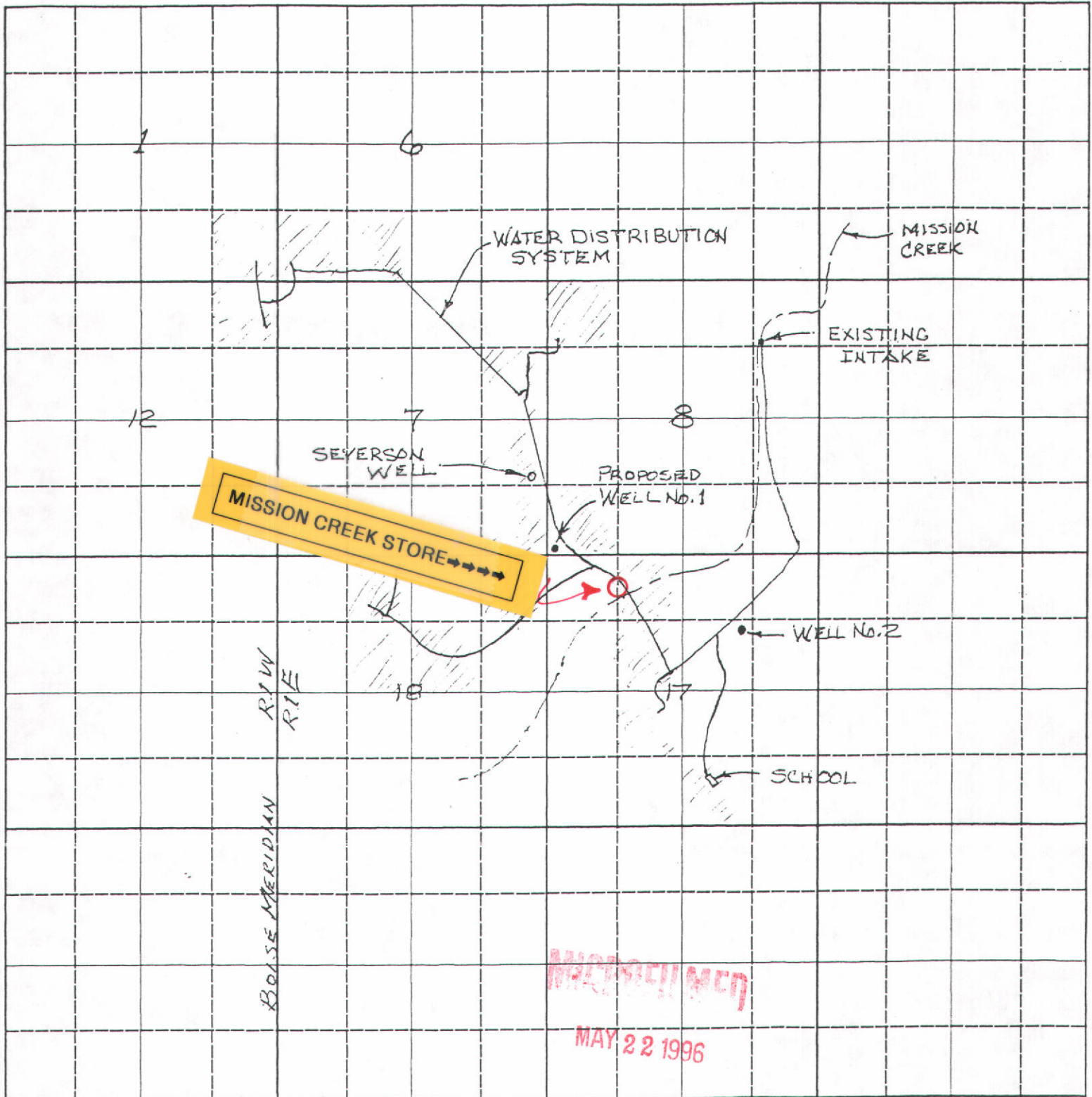
MAY 22 1996

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.

Willison Parker

Willison Parker, President

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.

T64 N

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.

RECEIVED

MAR 20 1996

NORTHWEST REGION
IDWR

Willison Parker

Willison Parker, President

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 98-07770)
)
IN THE NAME OF MISSION CREEK WATER)
ASSOCIATION)

**ORDER OF
REINSTATEMENT**

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before May 1, 1998; and,

WHEREAS, the Department notified the permit holder on February 28, 1998, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use, however, the notice was returned by the postal service marked refused; and,

WHEREAS, the the department sent the permit holder a lapse notice on May 26, 1998, since an acceptable proof of beneficial use or extension of time request had not been received; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on June 9, 1998;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 98-07770 is **REINSTATED** with an advance in priority to **April 22, 1996**.

DATED this 14th day of July, 1998.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECORDED
AUG 25 1998

Amt. of Fee \$: 50.00
Receipt No. 042542
Receipt By: VS
Date Received: 6/9/98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 09 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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 who has been appointed by the department.

1. Permit No. 98-07770 Telephone No. 208-267-2393

2. Name(s) of Permit Holder(s): Mission Creek Water Association

3. Mailing Address: HCR-60 Box 249 c/o Joan Mead Porthill, Idaho 83853-9703

4. Source of Water: well If **GROUNDWATER** (well), Date Drilled: mo 3 - 27 / yr. 98

a. Well Driller: Minden Water Wells Drilling Permit Number: 98 - 98 - N - 4

b. **OPTIONAL:**
Pump Horsepower: 15 Pressure (psi): 260 lbs. Dynamic pumping level (ft): 600

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

Domestic (No. of households): 35 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: plus school included

6. Total rate of diversion and/or volume for which proof is submitted: 60 gal/per cfs OR _____ acre feet
min.

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 _____ flow meter

Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No _____

Has the measurement port been installed? Yes _____ or No _____

8. Fee Enclosed: \$ 50.00 (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: Bob Dillin 267-2708 Address: _____
George Hays 267-2881 Telephone Number: HCR-60 Box 180 B.F. Idaho
Will Parker 267-3858 HCR-60 Box 182H Bonners Ferry, Idaho 83805
HCR-60 Box 238A Porthill, Idaho 83853-9703

10. The information given on this form 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.

Signature of permit holder: Joan Mead Date: 6-3-98
Joan Mead Secretary/ Treasurer
(include your title, if on behalf of company of organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 98-07770

Proposed Priority: March 14, 1996

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **MISSION CREEK WATER ASSN**
HC 60 BOX 249
PORTHILL ID 83853

has applied for a permit to appropriate water from: **GROUNDWATER**

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>
IRRIGATION	03/15 to 11/15	0.17 CFS
COMMERCIAL	01/01 to 12/31	0.20 CFS
DOMESTIC	01/01 to 12/31	0.20 CFS
Totals		0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 8, Township 64N, Range 01E
SWNE , Sec. 17, Township 64N, Range 01E
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>
64N	01E	6	Lot 7(SWSW)	0.8		SESW	0.2		1.0
		7	SENE	0.5		NESE	0.5	SESE	1.5
		8	NWNW	0.2		SWSW	0.5		0.7
		17	NENW	0.8		SENW	0.8	NESW	0.2
			SWSE	0.3					2.1
		18	NENE	1.0		SWNE	0.5	NENW	1.0
			SENW	0.5					3.0
01W		1	SESE	0.2					0.2
		12	NENE	0.5					0.5

Total number of acres irrigated: 9.0

PLACE OF USE: COMMERCIAL

TWN RGE SEC
64N 01E 18 NENE

PLACE OF USE: DOMESTIC same as IRRIGATION

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1998**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

MAY 22 1996

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

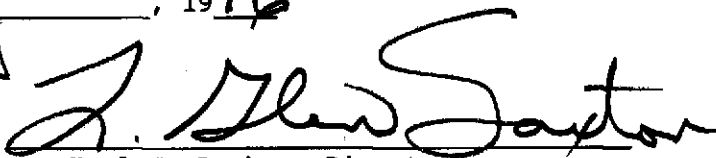
NO. 98-07770

CONDITIONS OF APPROVAL AND REMARKS

4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. The right holder shall comply with Idaho well construction standards when constructing a well pursuant to this right.
8. The issuance of this right does not grant any right-of-way or easement across the land of another.
9. Commercial use is for a store and Mount Hall School.
10. Domestic use is for 34 homes.
11. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

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

13 day of May, 1996


Karl J. Dreher, Director

for

MAY 22 1996

RECEIVED
MAY 06 1996

Ident. No. 98-07770

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

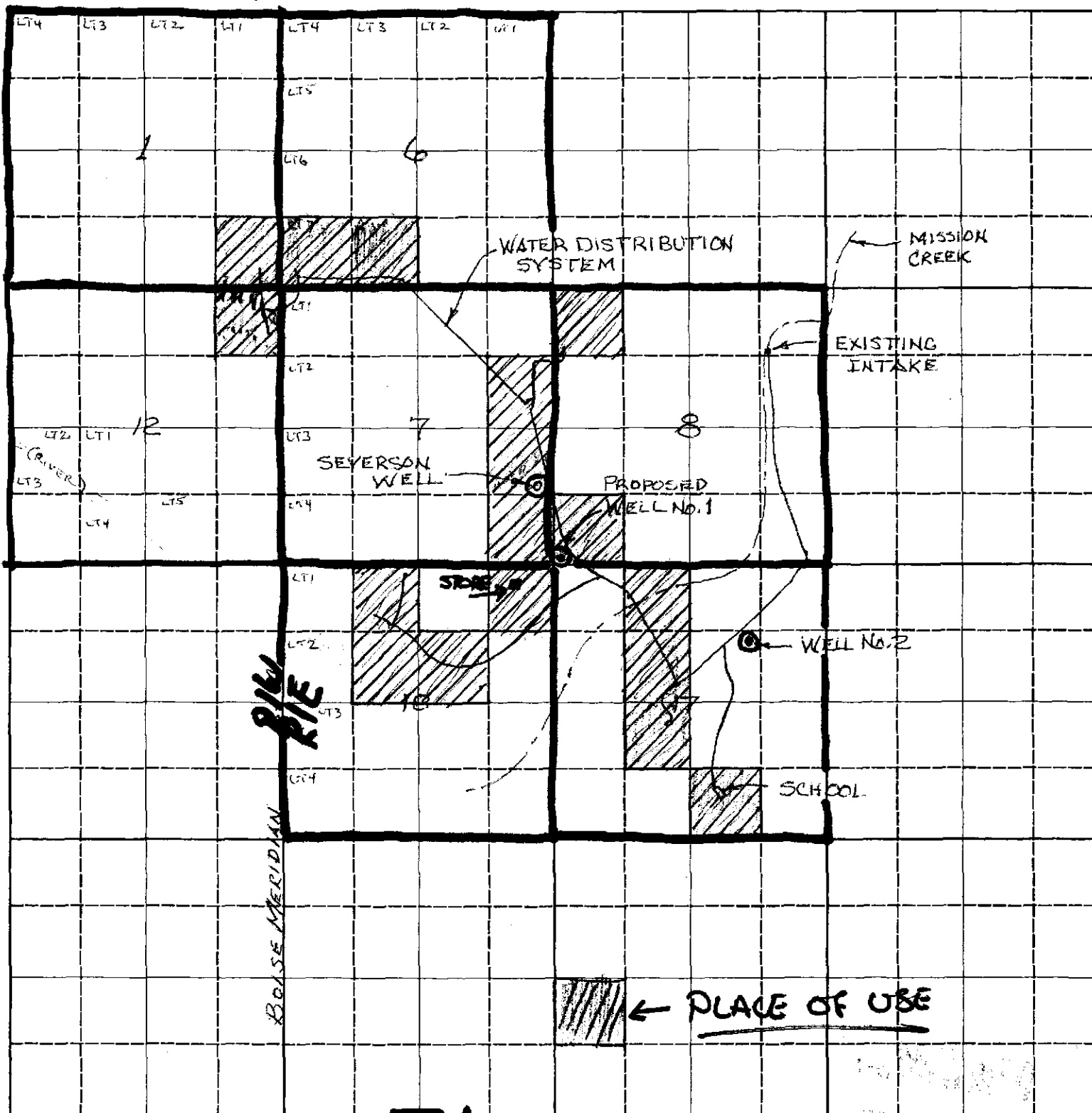
to appropriate the public waters of the State of Idaho

1. Name of applicant Mission Creek Water Association Phone (208) 267-3858
Post office address HCR 60, Box 249 - Porthill, ID 83853
2. Source of water supply ~~well~~ GROUNDWATER which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 8 Township 64N Range 1E B.M. Boundary County; additional
points of diversion if any: NE1/4, SW1/4, NE1/4, Section 17, Township 64North, Range 1 East
Boise Meridian
4. Water will be used for the following purposes:
Amount 0.20 cfs for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.17 cfs for Irrigation purposes from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.20 for COMMERCIAL purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. The diversion works will consist of
wells with pumps, flow meters and piping to connect to the existing distribution system
 - 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 8 inches; proposed depth of well is 260 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
8-18-95 WELL No. 1 Has not been drilled
 - e. If well is already drilled, when? Well No. 2 Drilling firm Minden Water Wells, No. 320;
Well was drilled for (well owner) Albert Brackenbusch 98 95 N 56
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
2 years (minimum 1 year).

MAY 22 1996

12. Remarks:

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.

Willison Parker

Willison Parker, President

MAY 22 1986

THE BOOK

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 _____.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by dp Date 3/14/96 Time 1:15 p
 Received by dp Date 3/14/96
 Fee \$ 50.00
 Received by dp Date 3/14/96
 # N0089978 Date 3/14/96
 Published in BF News 4/3 x 10/96 Date 3/26/96
 Publication prepared by dp Date 3/26/96
 Publication approved _____ Date _____



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1998

Mission Creek Water Assn
Attn Joan Mead
HCR 60 Box 249
Porthill ID 83853

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 98-07770

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to April 22, 1993, as provided in Section 42-218a.2, Idaho Code.

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.

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 the field examination, you may contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MAILED

AUG 25 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 98-01170 Reviewed by [Signature] Date 7-9-98

GENERAL CONSIDERATIONS

TYPES OF USE

YES Name same as permit?
YES Address same as permit?
NO Proof timely received? Correct Uses? YES
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
YES Drilling permit required?
NO Copy in the file? Drilling Permit No. 98-98-N-0004-000
200- Amount paid for permit YES Correct?
NO Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?
50- Amount Submitted
YES Correct?
NO Required?
 Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>6-9-98</u>	<u>160</u>
Date proof due	<u>5-1-98</u>	<u>- 121</u>
No. of days late	<u> </u>	<u>= 39</u>
Priority Date	<u>3-14-96</u>	<u>+ 73</u>
New Priority Date	<u>4-22-96</u>	<u>112</u>

74-22-96

DEFICIENCIES OR ACTION ITEMS

Ruin state & advance priority to april May 22, 1996.
Proof acceptable

DATA ENTRY

New Address X Proof Made 6-9-98

MEMORANDUM

To: File 98-07770

From: L. Glen Saxton *LS*

RE: TELEPHONE INQUIRY

Date: June 2, 1998

On this date, Joan Mead (208) 267-2393, secretary for the Mission Creek Water Association (association) called in connection with permit Nos. 98-07613 and 98-07770, both in the name of the association. She thought that the department had identified the association's water right with an incorrect identification number when sending the lapse notice for permit No. 98-07770. I explained that there were two (2) separate permits in the name of the association, one for surface water and one for groundwater.

She plans to timely submit the proof for permit No. 98-07770.

MEMORANDUM

AUG 25 1998

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

May 26, 1998

MISSION CREEK WATER ASSN
HC 60 BOX 249
PORTHILL ID 83853

LAPSE NOTICE

RE: PERMIT NO. 98-07770

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 1998. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED

MAY 24 1998

CERTIFICATION OF MAILING

I hereby certify that on 5-27-98
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

February 28, 1998

MISSION CREEK WATER ASSN
HC 60 BOX 249
PORTHILL ID 83853

PROOF DUE NOTICE

RE: PERMIT NO. 98-07770

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 May 1, 1998.

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

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

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

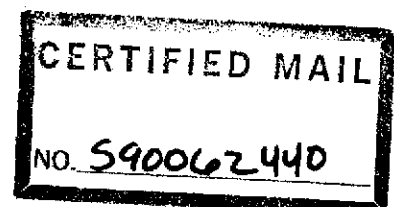
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAILED

AUG 28 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1996

MISSION CREEK WATER ASSN
HC 60 BOX 249
PORTHILL ID 83853

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 98-07770

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED 5/17/96
MAY 17 1996

MAY 22 1996

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

No.: 98-7770 Name: Mission G. Water Assoc. Date: 5/7/96 Ad OK? ☒
Correct Fee? ☒ Receipt #: N9978 Priority: 3/14/96 ☒ Gvmt Lts:

AREA OF CONCERN? - No/Yes Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. - - - , P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Water District (dem) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R ↑ Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - Blank <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)nd Delion & Brackenbusch, residents / lease agreements.

OTHER CONDITIONS:

STANDARD REMARKS:

① WB5/34 ② Down / store

BENEFICIAL USE DUE:

5-1-1998

COMMENTS:

change of 7(SWSW) S6, T6N, R01E.

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCE
APPLICATION APPLICATION ANALYSIS

WR
WRA
BC

APPLICATION # 98-07710

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

APPLICANT: MISSION CREEK WATER ASSN. BY: AB DATE: 3/14/96

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

- Yes No
- X Field check: by _____
- X Field report attached
- X Analysis Supp. attached(>5cfs/500af)
- X Water delivered by water master?
- Water District # _____

PROCESSING

Yes No PRIORITY DATE: 3/14/96

X (Include Moratorium Remark)

X Statewide Avertising: (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 *****

(Yes) (No) Checked by: _____ Date: ____/____/____

Remarks: _____

_____ Groundwater management area

_____ Critical ground water area

_____ Well Drilling Permit required

_____ Well Drilling Application and Fees received

_____ Well Drilling Application approved?

_____ Well Drilling Application Number _____

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

(Yes) (No)

_____ Notice of pending void order issued. Final order response date: ____/____/____

_____ Further information required from applicant

4/12 _____ Affidavit of publication received

4/12 _____ Application published correctly, If not, record action taken: _____

3/26 _____ Publication dates and paper recorded on application | Sr. Agent initial AB

_____ X Protests received. Final protest date: 4/22/96

_____ X Measuring device required

_____ X Measuring port required

_____ X Special conditions: _____

_____ X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB PMA Date: 4/29/96

RECEIVED
MAY 06 1996

Department of Water Resources

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

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

Legal # 3281

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 April, 1996
and ending on the 10 day of April, 1996
and that said notice was published in said newspaper.

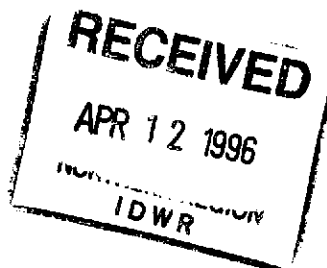
Dated: 4/11/96
[Signature]

Subscribed and sworn to before me this 11 day
of April, 1996.

Kristy Johnson
Notary Public for Idaho

Residing at Bonners Ferry

My Commission expires: 7-22-2000



NOTICE OF APPLICATION
FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
98-07769

Mc CAY, MONTY
PO BOX 16
COLBURN, ID 83865
Source: SPRING Tributary: RUBY
CREEK.
Diversion Pt: NWSWNE Sec 23
T 61N R 01W
in BOUNDARY County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 3-15-1996
In: BOUNDARY County
T61N R01W S23 SWNE

98-07770
MISSION CREEK WATER
ASSOCIATION
HCR 60 BOX 249
PORTHILL, ID 83853
Source: GROUNDWATER
Diversion Pt: SWSWSW Sec 8
T 64N R 01E
in BOUNDARY County.
NESWNE Sec 17 T 64N R 01E
in BOUNDARY County.
Use: IRRIGATION (0.170 CFS)
COMMERCIAL (0.200 CFS)
DOMESTIC (0.200 CFS)
Total Diversion: (0.200 CFS)
Date Filed: 3-14-1996
In: BOUNDARY County
T64N R01E S06 SWSW
SESW
✓ S07 SENE NESE SESE
✓ S08 NWNW SWSW
✓ S17 NENW SENW NESW
SWSE
✓ S18 NENE SWNE NENW
SENW
✓ R01W S01 SESE
✓ S12 NENE
9.4 ACRES TOTAL
98-07771

US FISH AND WILDLIFE
SERVICE DOI
911 NE 11TH AVENUE
PORTLAND, OR 972324181
Source: KOOTENAI RIVER
Tributary: COLUMBIA RIVER
Diversion Pt: NWSWNE Sec 18
T 62N R 01E
in BOUNDARY County.
Use: WILDLIFE (6.990 CFS)
WILDLIFE
STORAGE (444.00 AF)
Total Diversion: (6.990 CFS)
(444.00 AF)

Date Filed: 3-21-1996
In: BOUNDARY County
T62N R01E S19 NWNW
SWNW SENW NESW
NWSW SWSW SESW
R01W S24 SESE

For additional information con-
cerning 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, Ida-
ho 83814, together with a protest fee
of \$25.00 on or before APRIL 22,
1996.

KARL J. DREHER, Director
BFH#3281 April 3, 10, 1996

MAY 22 1996

March 26, 1996

Mission Creek Water Association
HCR 60 BOX 249
Porthill ID 83853

Re: Water Appropriation Application No. 98-07770

Dear Mission Creek Water Association:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N009978. 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 your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$35.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. It is possible to upgrade a Domestic Drilling Permit by submitting an additional \$165.00. These Permits can be obtained by your driller, also.

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

APR 22 1996

98-07770

MISSION CREEK WATER ASSOCIATION
HCR 60 BOX 249
PORTHILL, ID 83853

Source: GROUNDWATER

Diversion Pt: SWSWSW Sec 8 T 64N R 01E in BOUNDARY County.
 NESWNE Sec 17 T 64N R 01E in BOUNDARY County.

Use: IRRIGATION	(	0.170 CFS)
COMMERCIAL	(	0.200 CFS)
DOMESTIC	(	0.200 CFS)
Total Diversion:	(	0.200 CFS)

Date Filed: 3/14/1996

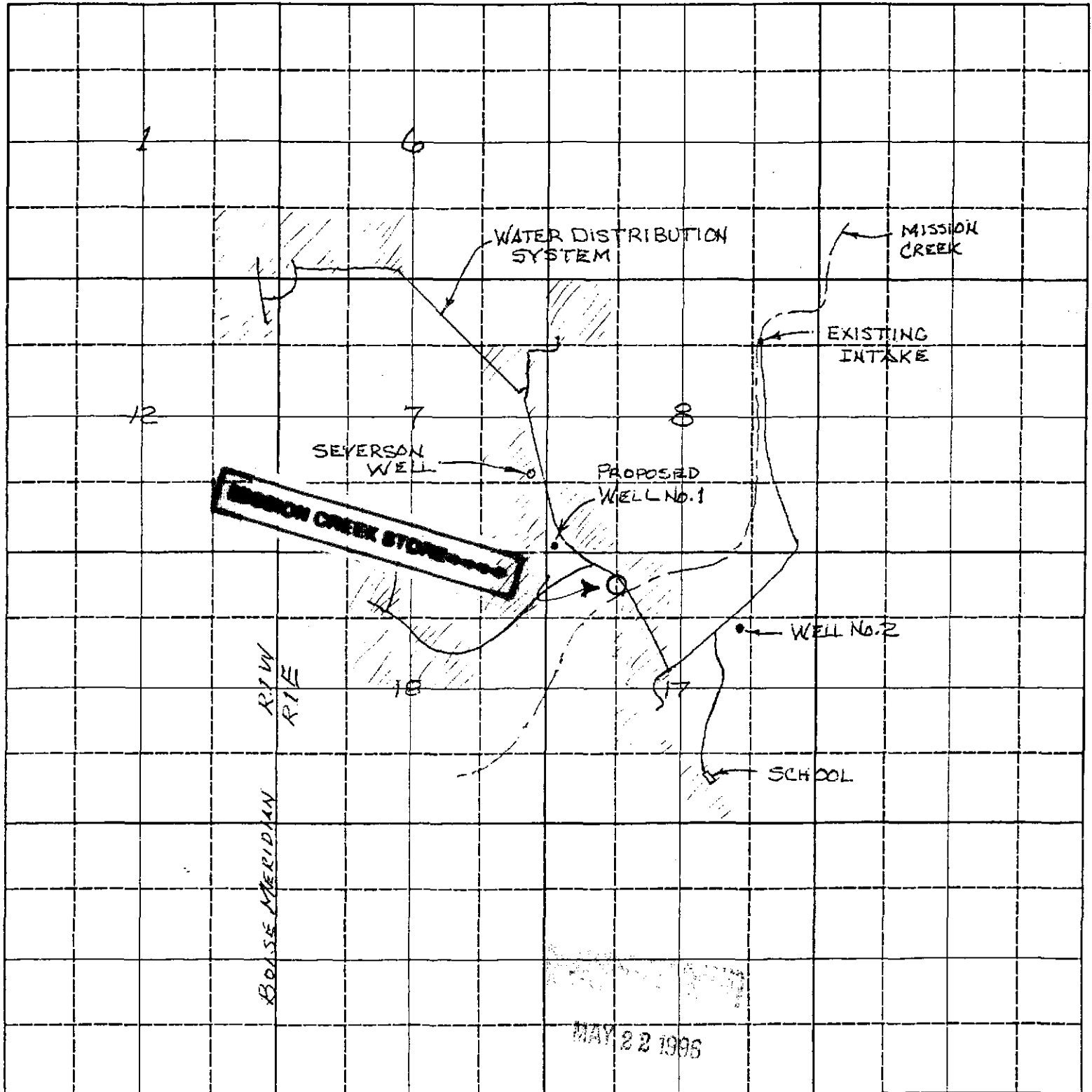
In: BOUNDARY County

T64N R01E S06	SWSW	SESW		
S07	SENE	NESE	SESE	
S08	NWNW	SWSW		
S17	NENW	SENW	NESW	SWSE
S18	NENE	SWNE	NENW	SENW
R01W S01	SESE			
S12	NENE			

9.4 ACRES TOTAL

MAY 22 1996

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.

T64 N

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.

RECEIVED

MAR 20 1996

WATER DIVISION
IDWR

Willison Parker

Willison Parker, President

RECEIVED

MAR 20 1996

**MISSION CREEK WATER BOARD OF DIRECTORS
IDWR**

MISSION CREEK WATER BOARD OF DIRECTORS - MARCH 1996

WILL PARKER: PRESIDENT

HCR 60 BOX 238A

PORTHILL, ID. 83853

267-3858 (HOME) 267-6733 (WORK)

BOB DILLIN: VICE PRESIDENT

HCR 60 BOX 180

BONNERS FERRY, ID. 83805

267-2708

GEORGE HAYS: DIRECTOR

HCR 60 BOX 182

BONNERS FERRY, ID. 83805

267-2881

VICTOR AMOTH: DIRECTOR

HCR 60 BOX 172

BONNERS FERRY, ID. 83805

267-5297

CHARLIE WIDNER: DIRECTOR

HCR 60 BOX 172

BONNERS FERRY, ID. 83805

267-2701

MAY 22 1996

MEMORANDUM

DATE: March 15, 1996
FROM: Allen Beardslee
TO: File
RE: Phone Conversation

I spoke with Willison Parker on March 15, 1996, to ask that he send us a list of the officers for the Mission Creek Water Association and also to send me a copy of the diagram of their system showing where the store was located. He said he would send me the information ASAP.

The diversion rate of 0.03 CFS for domestic use was changed to 0.20 CFS, the period of use was changed to the standard 3/15 - 11/15 for irrigation use and commercial use with a diversion rate of 0.04 was added for the store on their system.

Mr. Parker explained that the school planned to use domestic water only (no irrigation). He further stated that there was approximately 200 total people that would use water at the school, which included students and all the faculty

RECEIVED
MAY 22 1996