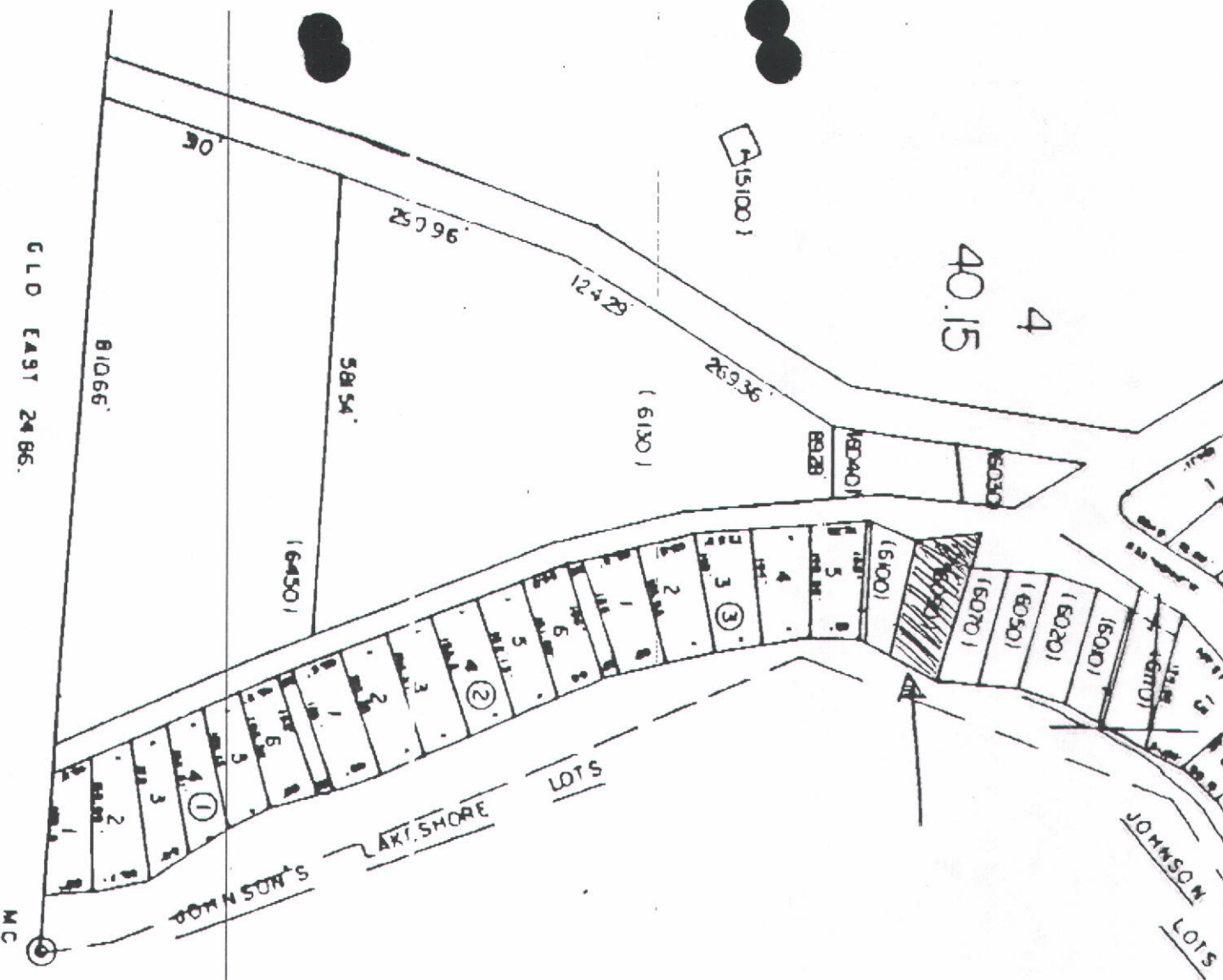
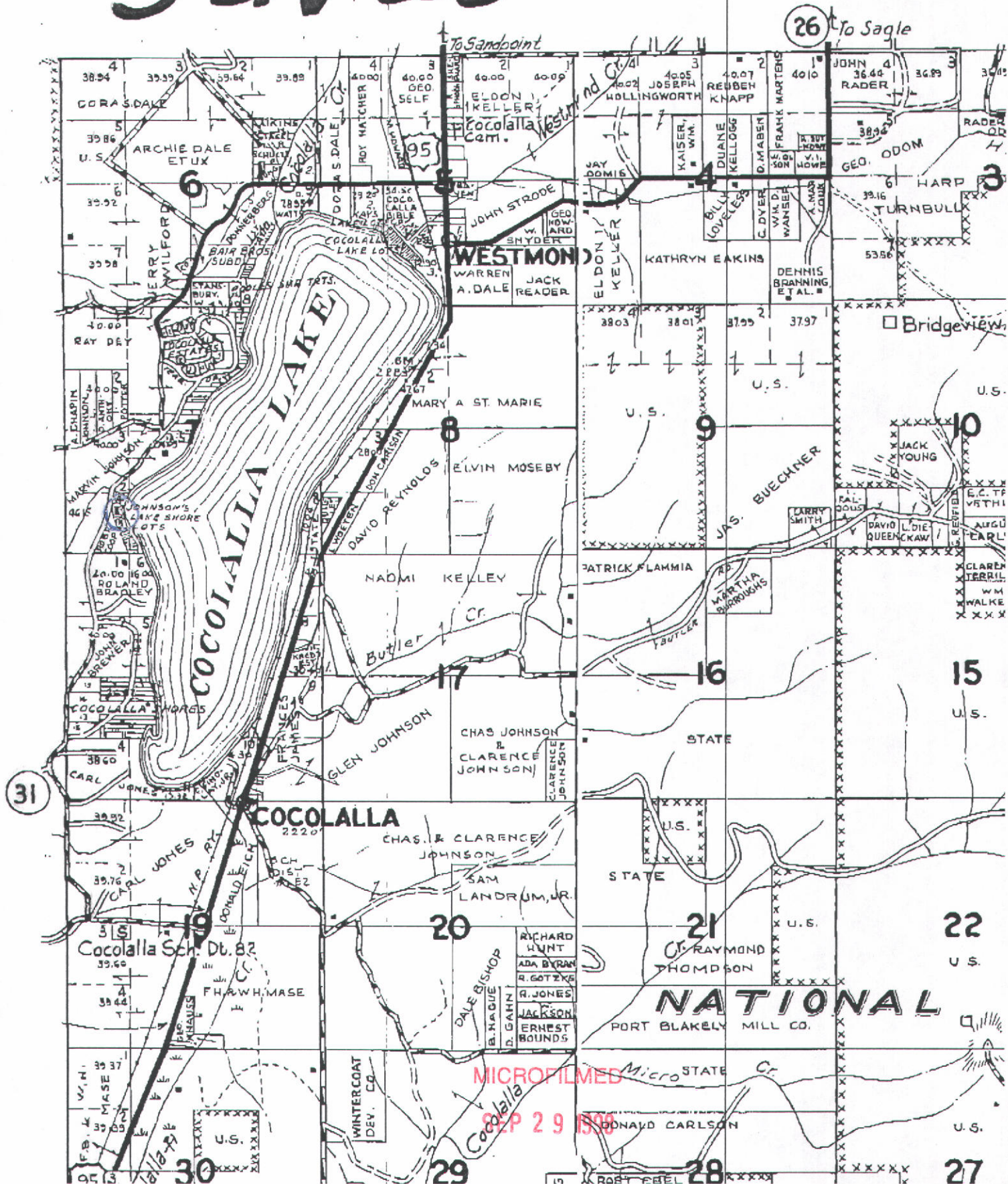


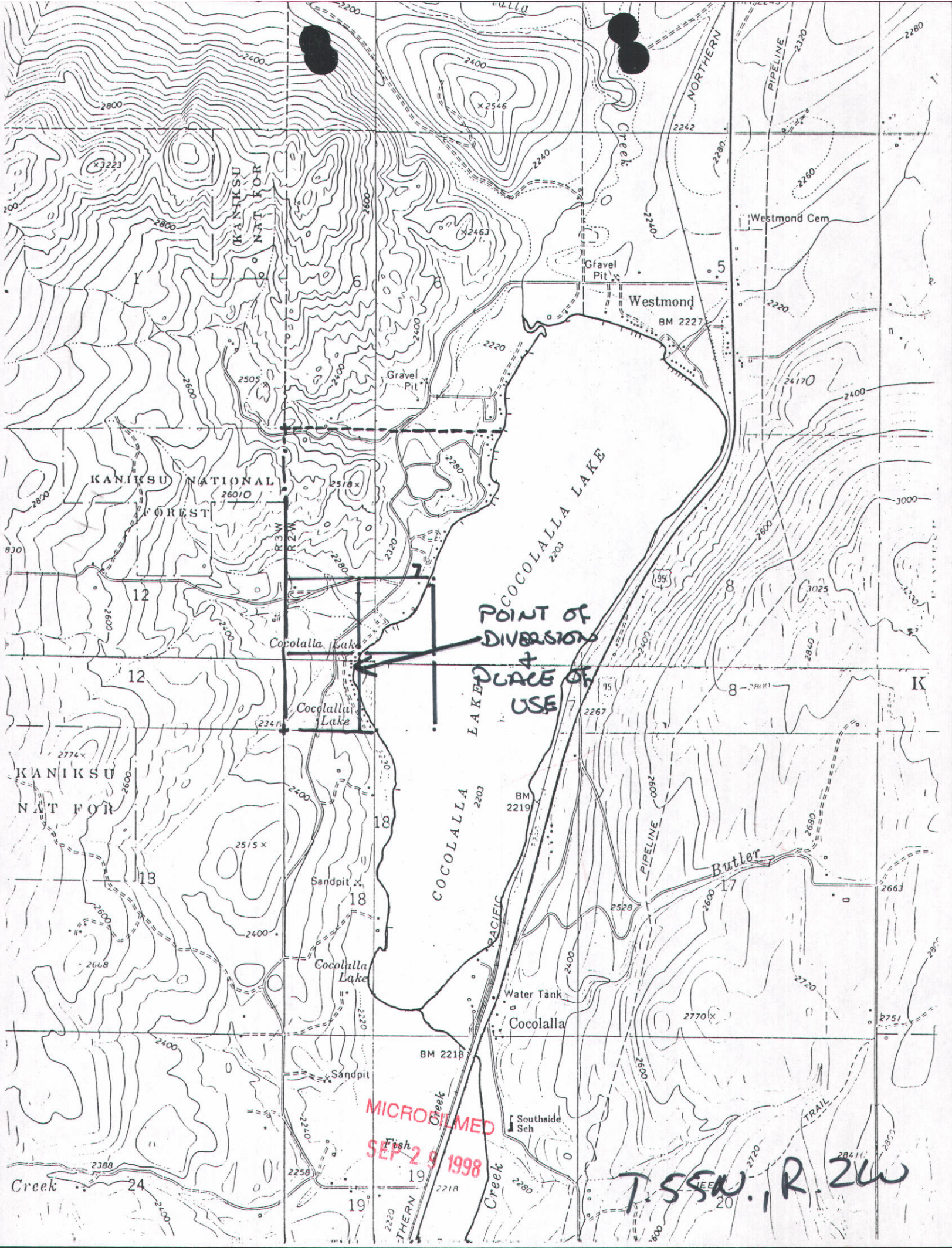


MICROFILMED
SEP 29 1998

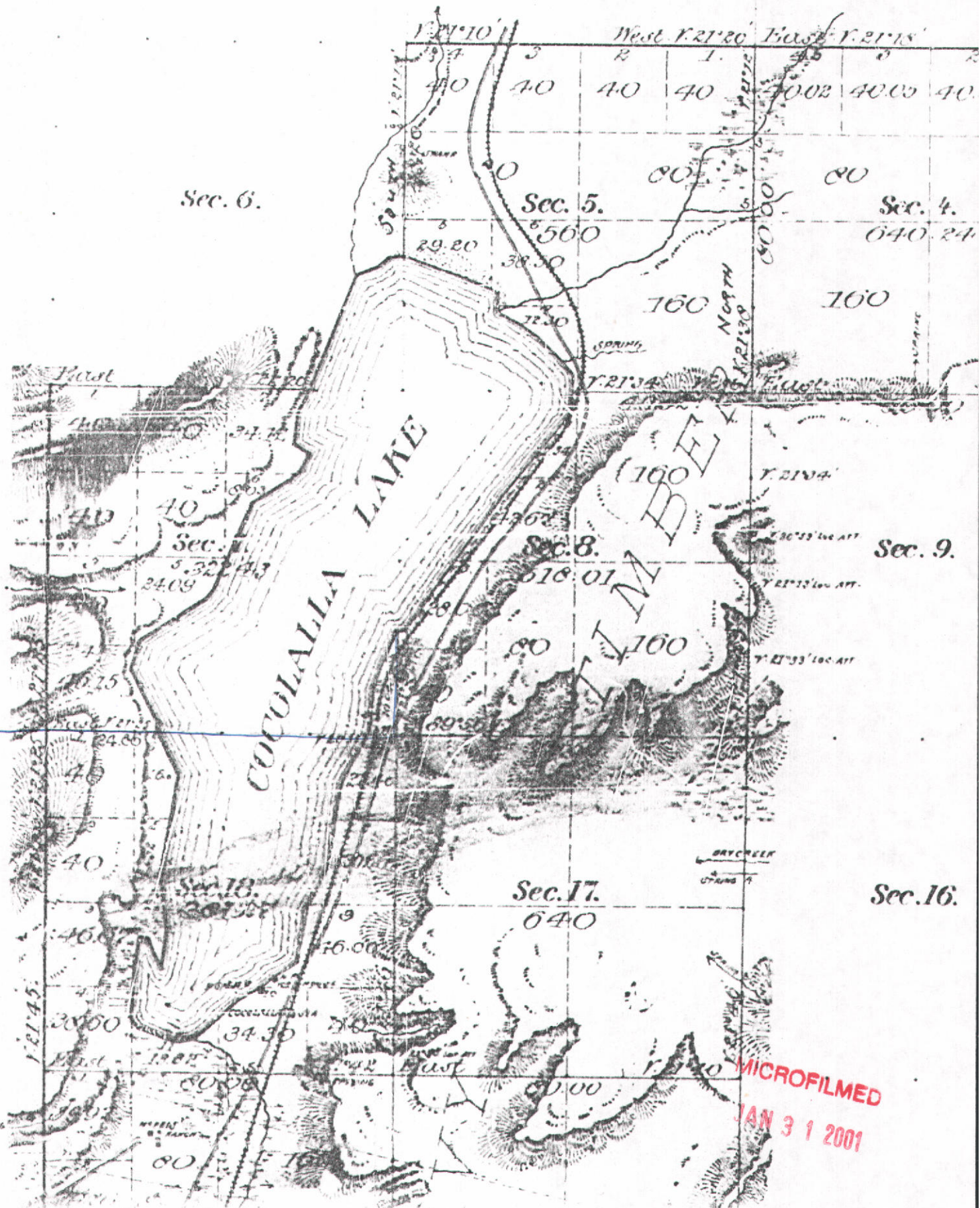
7-55N-2W

SCALE 2 IN. = 1 MILE

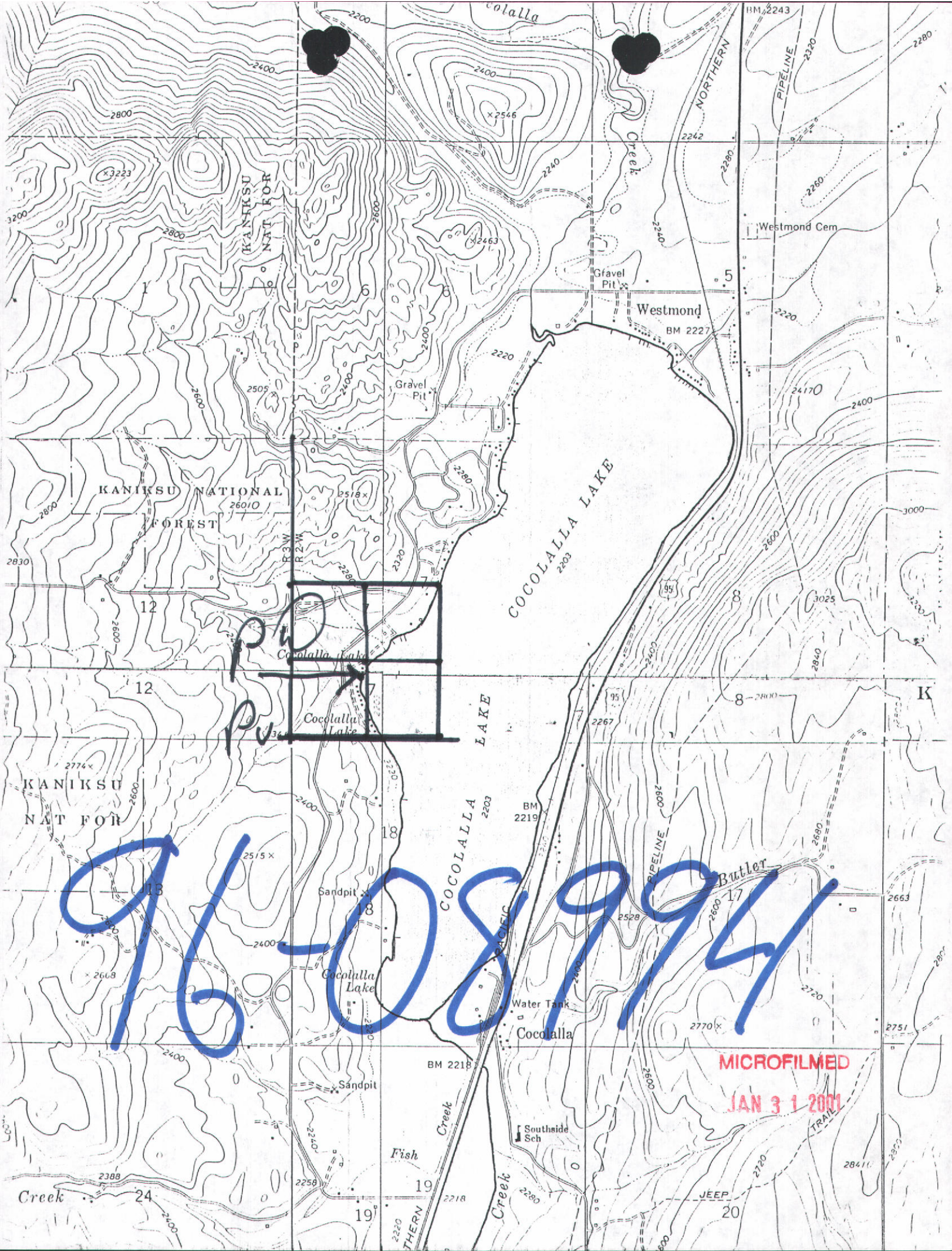
55N-2W**TOWNSHIP 55 N.,
BONNER CO.**



G *f* *F* *e* *E* *2W* *d*



MICROFILMED
JAN 31 2001



State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08994

Priority: June 04, 1998

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that JOYCE E LINK
6919 MT CARROL
DALTON ID 83815 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated June 01, 1998; and has
submitted Proof of Beneficial Use on August 04, 1999. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

COCOLALLA LAKE tributary to COCOLALLA CREEK

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

COCOLALLA LAKE L4 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7, Twp 55N, Rge 02W, B.M., BONNER County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55N 02W 7											X						
							L 4										

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 12th day of JANUARY, 2001.

Acting for

KARL J. DREHER, Director

MICROFILMED

JAN 31 2001

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF PERMIT NO.)
96-08994 IN THE NAME OF)
JOYCE E. LINK)
_____)

**AMENDED 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 August 1, 1999, and

WHEREAS, the permit holder submitted Proof of Beneficial Use on the 4th of August, 1999, and

WHEREAS, on December 27th, 1999, the Department issued an Order of Reinstatement advancing priority to June 4, 1996; and

WHEREAS, further review of the Order of Reinstatement shows a typographical error;

IT IS, THEREFORE, HEREBY ORDERED that the December 27th, 1999, Order of Reinstatement is rescinded and that the priority established under terms of the permit is June 4, 1998.

DATED this 2nd day of January, 2001.


L. GLEN SAXTON, CHIEF
Water Allocation Bureau

MICROFILMED

JAN 31 2001

IN THE MATTER OF PERMIT NO. 96-08994)
)
IN THE NAME OF JOYCE E LINK)
)

**ORDER OF
REINSTATEMENT**

DEC 29 1999

AUG 09 1999

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.

DEC 29 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08994

Proposed Priority: June 1, 1998

Maximum Diversion Rate:

0.04 CFS

This is to certify, that JOYCE E LINK
6919 MT CARROL
DALTON ID 83815

has applied for a permit to appropriate water from:

COCOLALLA LAKE

tributary of COCOLALLA CREEK

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 7, Township 55N, Range 02W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

55N 02W 7

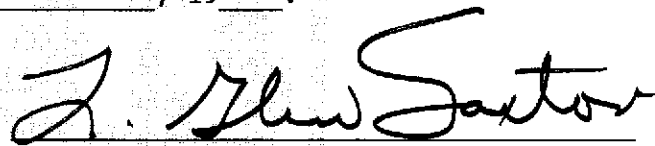
SWSW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1999.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

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

23 day of July, 1998.



Karl J. Dreher, Director

for

MICROFILMED

SEP 29 1998

Ident. No.

96-8994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

JUL 16 1998

Department of Water Resources

1. Name of Applicant Joyce E Link Phone 772-7898
Mailing address 6919 MT Cannon Dalton 83815
2. Source of water supply COOLALA LAKE which is a tributary of COOLALA CREEK
3. Location of point of diversion is Township 55N Range 2W Sec. 7 in the SW 1/4, SW 1/4, Govt. Lot BONNER, B.M., BONNER County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
 Amount 0.04 for DOMESTIC purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per annum)
 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. Describe type and size of devices used to divert water from the source PUMP IN LAKE
 - 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. 1 Home
 - e. Other; describe fully. _____

MICROFILMED

SEP 29 1998

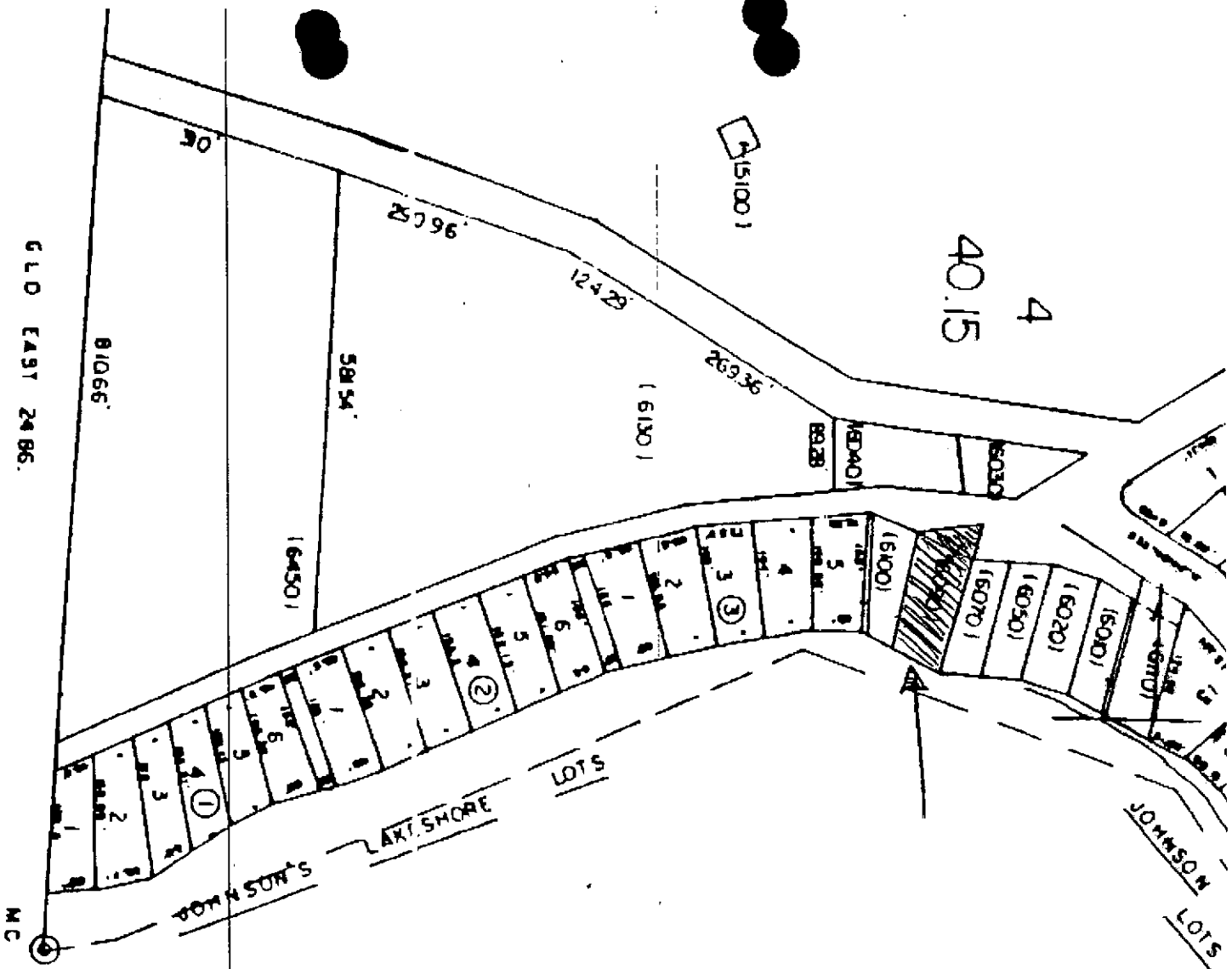
SEP 29 1998

7-55N-2u

MAY. -26. 98 (TUE) 11:37 SANDPOINT TITLE

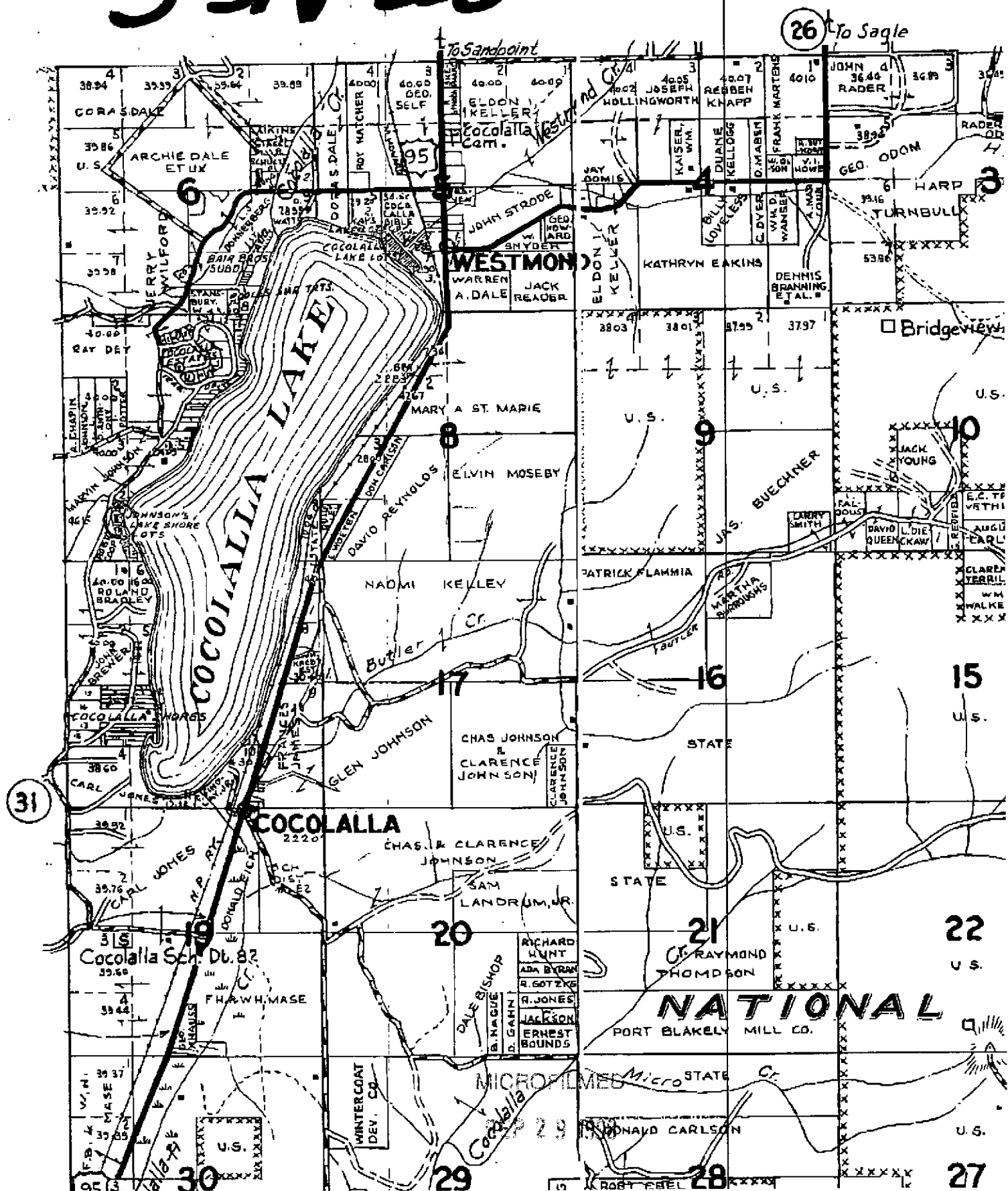
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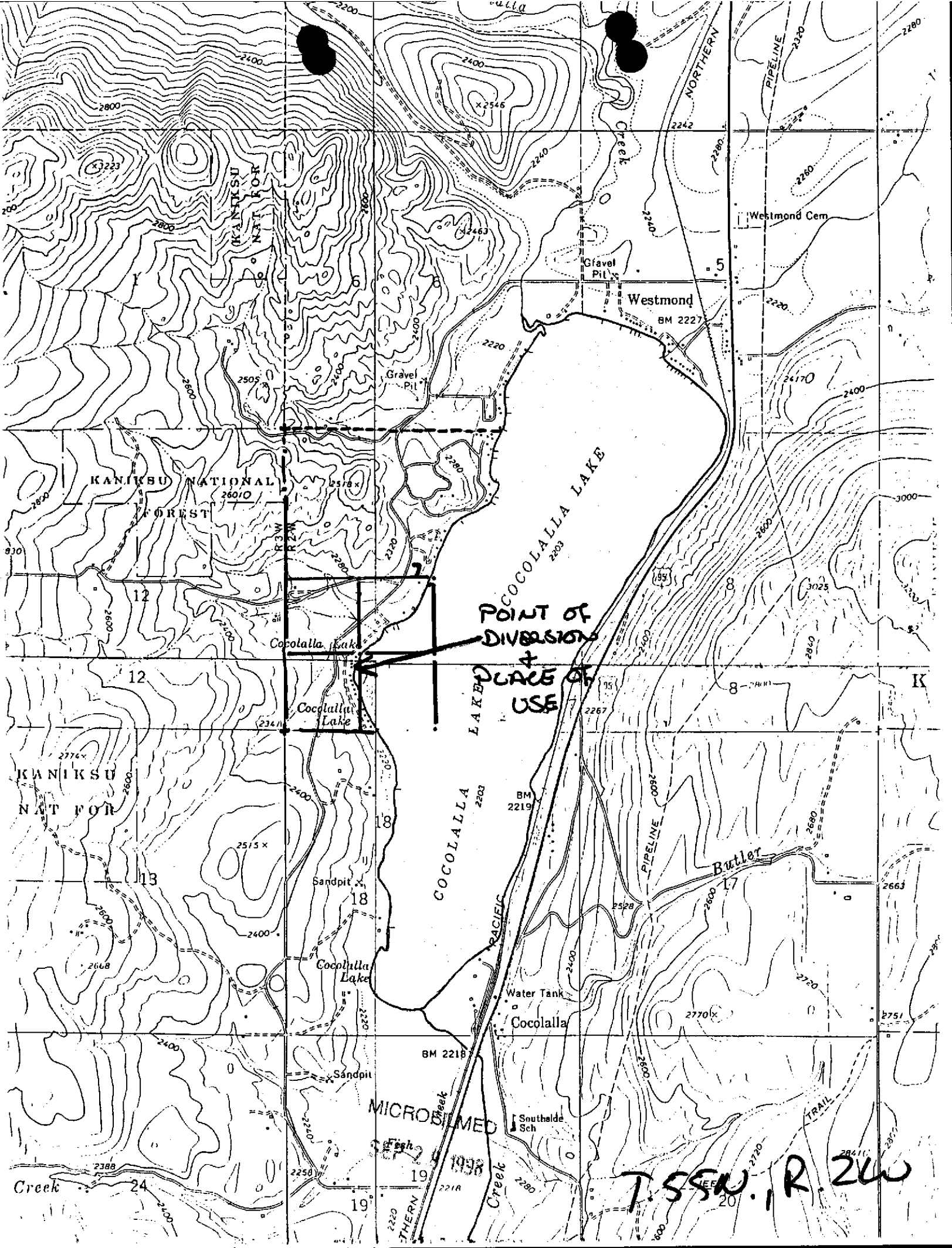
P. 003



55N-2W

TOWNSHIP 55 N.,
BONNER COI







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

January 16, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JOYCE E LINK
6919 MT CARROL
DALTON ID 83815

RE: License No. 96-8994 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or 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 forms and instructions.

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

MICROFILMED

Enclosure(s)

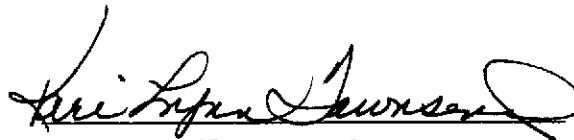
JAN 31 2001

CERTIFICATE OF MAILING

I hereby certify that on the January 16, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 96-8994

**JOYCE E LINK
6919 MT CARROL
DALTON ID 83815**

A handwritten signature in cursive script, appearing to read "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

JAN 31 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 2 1 2001

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.



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 2, 2001

JOYCE E LINK
6919 MT CARROL
DALTON ID 83815

Re: Permit No. 96-08994

Dear Ms. Link:

Upon review of your file prior to issuance of a license for the above water right the department finds that it has erred in a previously issued Order of Reinstatement, dated December 27th, 1999. Therefore, I am enclosing a copy of an Amended Order of Reinstatement that rescinds the present priority date of the permit and sets the correct priority date for this water right at June 4, 1998.

If you have any questions regarding this matter, please contact me at 327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson". The signature is written in dark ink and is positioned above the printed name and title.

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

cc: Regional Office

MICROFILMED

JAN 31 2001

LICENSE REVIEW CHECKLIST

Permit No. 96-8994

Date: 12/32/2000 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit 0.30 cfs

Measured 0.02 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.02

Water Uses OK

Change (P46)

Season of Use per new Standards

N/A - dom

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic 0.02 cfs 1.2 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.02 cfs 1.2 af

~~Irrigation~~ - overlap(R58-R61, R62-R65, R66-R69)

~~supp. Gw (WB7/065/104)~~

~~overlap spec combined rts (W35)~~

~~>1 acre (W31)~~

Domestic (W01/wb5/070/071/075)

~~Power (W42 or W43/025/027/R22 or R23)~~

~~Fish (042)~~

~~Fire (077)~~

~~Water Quality (081/R07)~~

~~Payette (W22/047/27A)~~

~~Stockwater for US (R37)~~

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions

☒ Watermaster Control

☒ GW Measurement/Measuring Device

☒ Other

☒ Trust (052/R55 - remove 051)

☒ Non-trust (048/049)

GW Dist? ☒

Water Msmt. Dist? ☒

Crit. GWMA? ☒

GWMA? ☒

Government Lots? ☒

yes - Gov Lot 4

Advance Priority? ☒ yes ☒ no

If yes, explain why below.

SRBA Claim? No

Adjust memo _____

Amend Letters _____

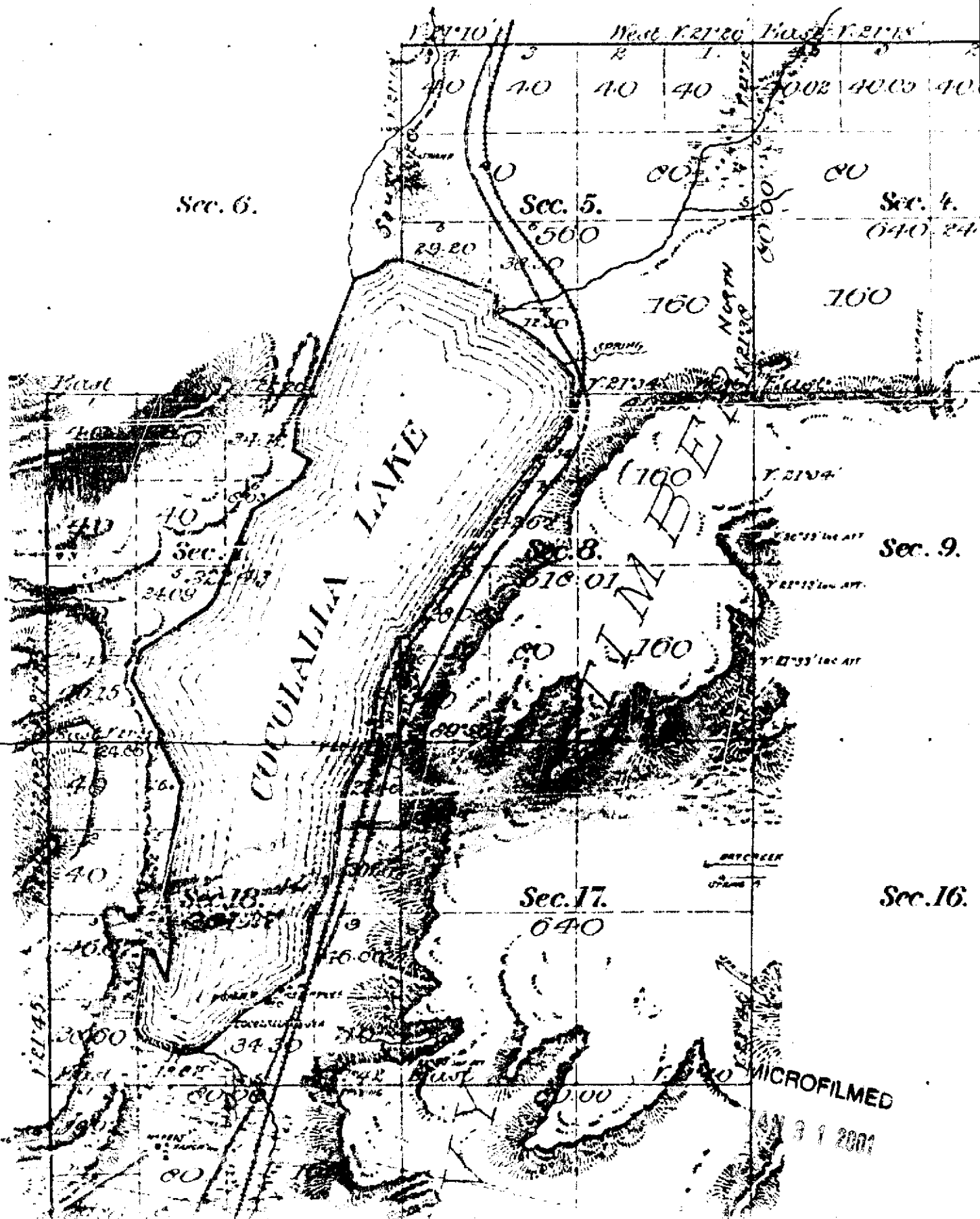
P87, S06

Second Amendment Notice _____

S06

Township N° 55 North Range N° 2

G F E 2W d



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
OCT 02 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08994

1. Owner: Joyce E. Link Phone No. (208) 772-7898

Current Address: 6919 Mt. Carroll, Dalton Id. 83815

2. Accompanied by: Joyce Link EXAM DATE: 7-18-00

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Cocolalla Lake tributary to Cocolalla 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:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SW	7	55N	02W	Donner	U.S.G.S. 7.5 min Quad

2. Place(s) of Use:

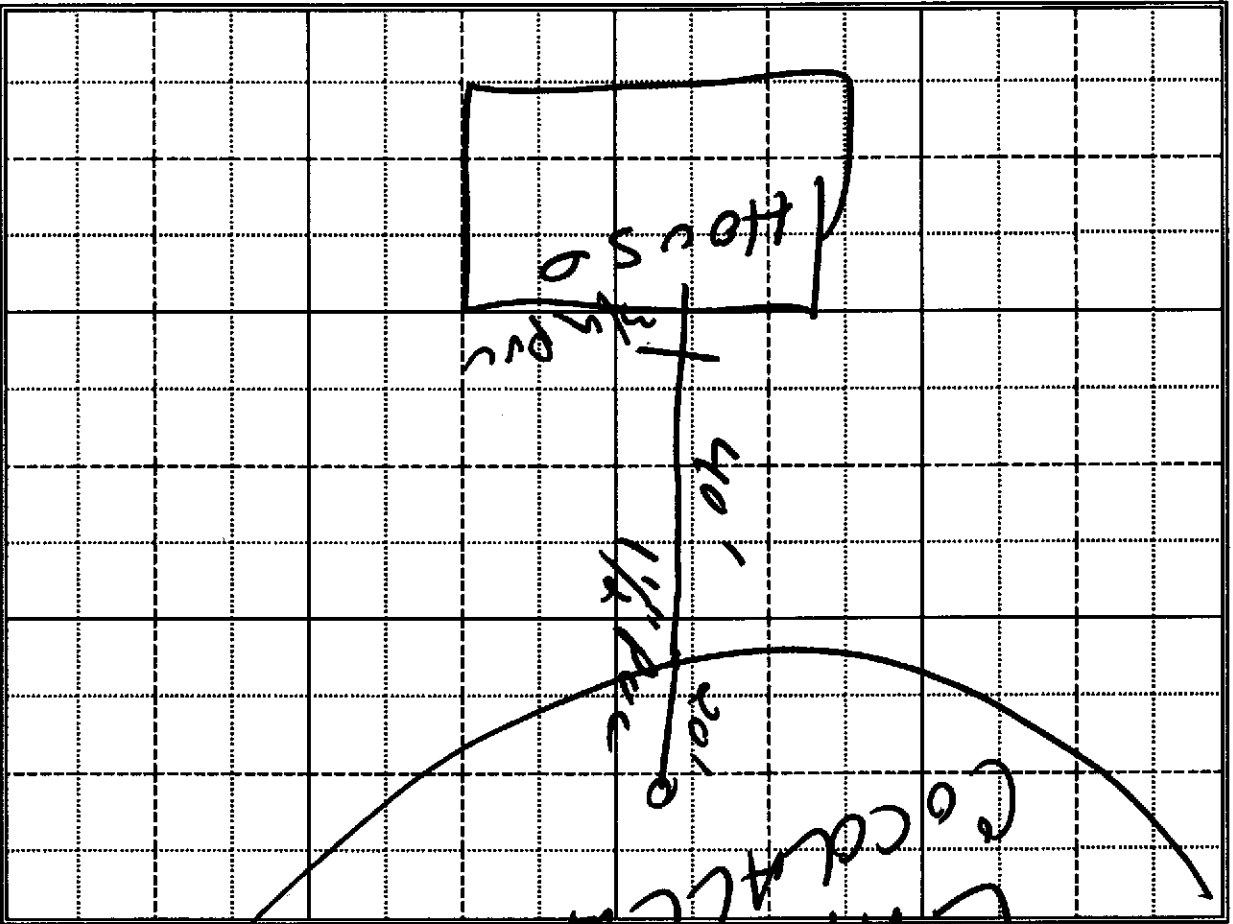
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55N	02W	07																	

MICROFILMED

JAN 31 2001

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



Scale: 1" = 100'

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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5	2801054915	Sub	1.5"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

RECEIVED
 JAN 5 1 2001

E. NARRATIVE/REMARKS/COMMENTS

Some how I lost the photos
for this exam. (Sorry)

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

MICROFILMED
JAN 31 2001

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gal bucket Spout 30 sec
 = 10 gpm x 1.133 cfs
 = 11.33 cfs

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

Period of Use

From 01-01 To 11-31

Rate of Diversion

Q (cfs) 1.02

Annual Volume

V (ata) 1.2

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

Wayne Baker Date 9-29-00

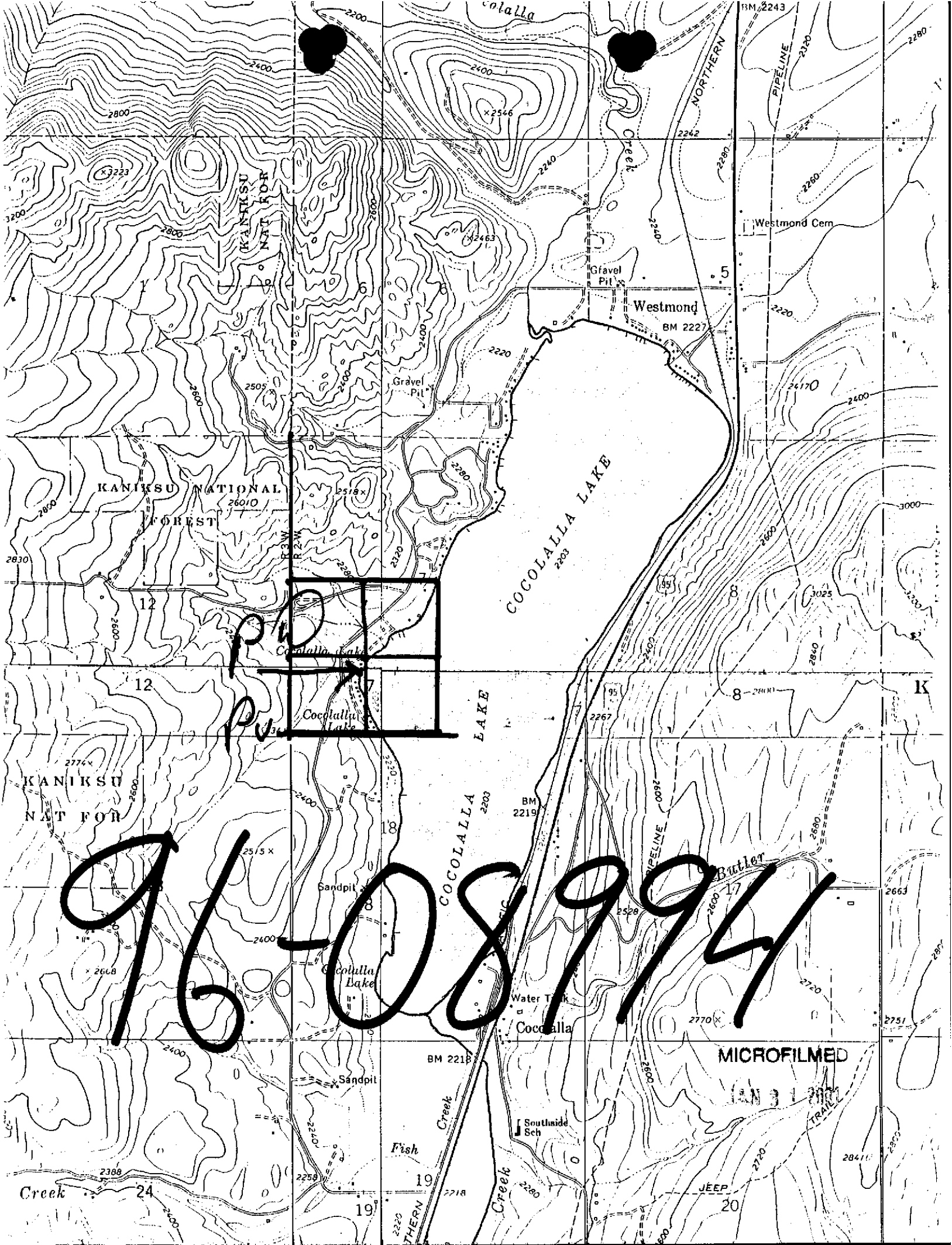
Reviewer

Date

MICROFILMED

SEAL

JAN 3 1 2001



P.D.
P.V.

96-08994

MICROFILMED
JAN 31 2007

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08994 Reviewed by [Signature] Date 11-16-99

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
 Drilling permit required?
 Copy in the file? Drilling Permit No.
 Amount paid for permit Correct?
 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 8-4-99
Date proof due 8-1-99 -
No. of days late 3 = 76-4-98
Priority Date 6-1-98 +
New Priority Date 6-4-98

DEFICIENCIES OR ACTION ITEMS

Reinstate & advance priority to June 4, 1996.
Proof Acceptable

DATA ENTRY

New Address [Signature] Proof Made 8-4-99



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 27, 1999

Joyce E Link
6919 Mt Carrol
Dalton ID 83815

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08994

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. Please note that the priority date has been advanced to June 4, 1996, pursuant to Section 42-218a, Idaho Code.

Please 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, please contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH, Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

MICROFILMED

DEC 29 1999

May 31, 1999

JOYCE E LINK
6919 MT CARROL
DALTON ID 83815

PROOF DUE NOTICE

RE: PERMIT NO. 96-08994

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 August 1, 1999.

(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.

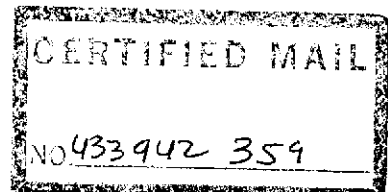
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



MICROFILMED

DEC 29 1999



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

July 23, 1998

PHILIP E. BATT
GOVERNOR

JOYCE E LINK
6919 MT CARROL
DALTON ID 83815

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08994

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.

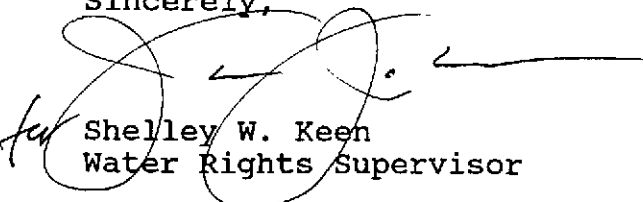
The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

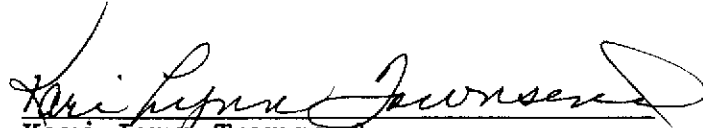
MICROFILMED
SEP 29 1998

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of July, 1998, 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. 96-08994

JOYCE E LINK
6919 MT CARROL
DALTON ID 83815


Kari Lynn Townsend
Secretary

MICROFILMED
SEP 29 1998

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED

SEP 29 1998

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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 suspend the effectiveness or enforcement of the order under appeal.

SEP 29 1998

WR0749NP
No. P96-08994

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/20/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOYCE E LINK 6919 MT CARROL DALTON ID 83815 (208) 772-7898	06/01/1998	DOMESTIC	01/01 12/31	0.040 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: COCOLALLA LAKE

Tributary to: COCOLALLA CREEK

Stage: PERMIT

Point(s) of Diversion: T55N R02W S07

SWSW

BONNER County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
55N	02W	7	:															:

Pou County: BONNER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

96-04227 96-04550 96-08028 96-08620 96-08994

Remarks: GEN Domestic use is for 1 home.

Dates: App. Received: 06/01/1998 Priority Date: 06/01/1998
Proof Due Date: 08/01/1999 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/03/1998 User-ID: DBALL Subject: DIVERSION DESCRIPTION
Pump in lake.

Audit: 07/20/98 CZIMMER

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindy Lou*
 No.: 96-8994 Name: Link Date: 7/20/98 Ad OK? ☒ / Gvmt Lts: ☒

AREA OF CONCERN:

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust
 - 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

- > 1 year - 26A-P17
 ≤ 1 year/no proof - P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

- > 0.24 cfs/5 acres - North / East / West
 ≤ 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
 - No MD

WMD Supplemental use

- > 0.24 cfs/5 acres - 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)
 ≤ 0.24 cfs/5 acres - 01M (report when notified)
 - No MD

DRILLING PERMIT:

- All wells (✓ WDQ3) - 046-P23
 In Basin 34? - 085
 Irr. within WD - P05 (new well location)

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

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- *WB9 _____

WD (✓ MAP & LISTING)

- > 0.10 cfs - R04 (WD # _____)
 - 01J-P08 (MD & LD)
 ≤ 0.10 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)

WMD (✓ MAP)

- > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

- > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)
 ≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (*Surface water):

- Snake R (01) - *W22 -P04, NA
 (02/03-irr) - 007 (w/ remark *WB9 if above Weiser), NA
 Payette R(65) - *W22 (regulated uses), 047-P04 (Payette Lake), NA
 Salmon R (70's) - 029 (fish screens), NA

USE:

- Domestic surface - *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
 >1 in rest. area - 071-070
 Fire Protection - 077
 Fish Propagation - 029-007-042(req)-081 (WQ)-P10
 Heating/Cooling - R07 (injection well)
 Irr ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)
 > 5 acres - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)
 Mining - 054(req) -081-P10
 Municipal - 022, 075, 004 (+memo?), NA (not in restricted area)
 Power - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);
 17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18
 Stockwater - R37 (BLM/USFS); NA
 Storage (✓3 compo.) - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

- 42-248 area - P84 (in 20/30/40/50/60/70/80 (87) basin)
 Boise Front LoGeo - 058 (<85° GW temp only)
 In-stream dev. - P52 (stream channel alteration)
 Mitigation - 120

SWAN FALLS FLAG (See Code Chart)

- Trust - _____
 Non-Trust (1) - 051-052-053-P74 (Consumptive Uses), NA
 - 048-049 (Consumptive Uses), NA
 - 004 (PD/PU) _____

OWNERSHIP:

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- 42-248/1
 - 8/1/1999

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WR1
WRA
BC

JUL 16 1998

APPLICATION # 96-8994

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW

APPLICANT: LINK

BY: AB DATE: 6/1/98

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()

PROCESSING

(Yes) (No) PRIORITY DATE: 6/1/98
 (Include Moratorium Remark)
 Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Boaner County

bc/shms/oh

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

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 # _____

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? _____

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 AB
 Protests received, Final protest date: 7/6/98
 Measuring device required _____
 Measuring port required _____
 Special conditions: _____
 Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: AB

Date: 7/10/98

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Shirley Plunk being first duly sworn on oath
deposes and says that he/she is Bookkeeper
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

App for Water Rights

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 18 day of June, 1998
and ending on the 25 day of June, 1998
and that said notice was published in said newspaper.

On this 25 day of June in the year
of 1998, before me, a Notary Public, personally
appeared Shirley Plunk,
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.

Carolyn K. Inge
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 6/00

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-08993

PACIFIC NORTHWEST FUELS
INC

HIGHWAY 95

SAGLE, ID 83860

Source: GROUNDWATER

Diversion Pt: SWNW Sec 15 T 56N

R 02W in BONNER County.

SENE Sec 16 T 56N R 02W in

BONNER County.

Use: IRRIGATION (0.180 CFS)

COMMERCIAL (0.180 CFS)

DOMESTIC (0.180 CFS)

Total Diversion: (0.180 CFS)

Date Filed: 6/1/1998

In: BONNER County

T56N R02W S15 SWNW

S16 SENW

25.0 ACRES TOTAL

96-08994

LINK, JOYCE E

6919 MT CARROL

DALTON, ID 83815

Source: COCOLALLA LAKE

Tributary: COCOLALLA CREEK

Diversion Pt: SWSW Sec 7 T 55N R

02W in BONNER County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 6/1/1998

In: BONNER County

T55N R02W S07 SWSW

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,
Idaho 83814, together with a protest
fee of \$25.00 on or before JULY 6,
1998.

KARL J. DREHER, Director
SNP#9265 Jun 18, 25, 1998

RECEIVED

JUL 06 1998

NORTHERN REGION
IDWR

MICROFILMED

SEP 29 1998

96-08994

LINK, JOYCE E
6919 MT CARROL
DALTON, ID 83815

Source: COCOLALLA LAKE

Tributary: COCOLALLA CREEK

Diversion Pt: SWSW Sec 7 T 55N R 02W in BONNER County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 6/ 1/1998

In: BONNER County
T55N R02W S07 SWSW

MICROFILMED
SEP 29 1998

June 10, 1998

Joyce E Link
6919 Mt Carrol
Dalton ID 83815

Re: Water Appropriation Application No. 96-08994

Dear Ms. Link:

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

MICROFILMED

SEP 29 1998