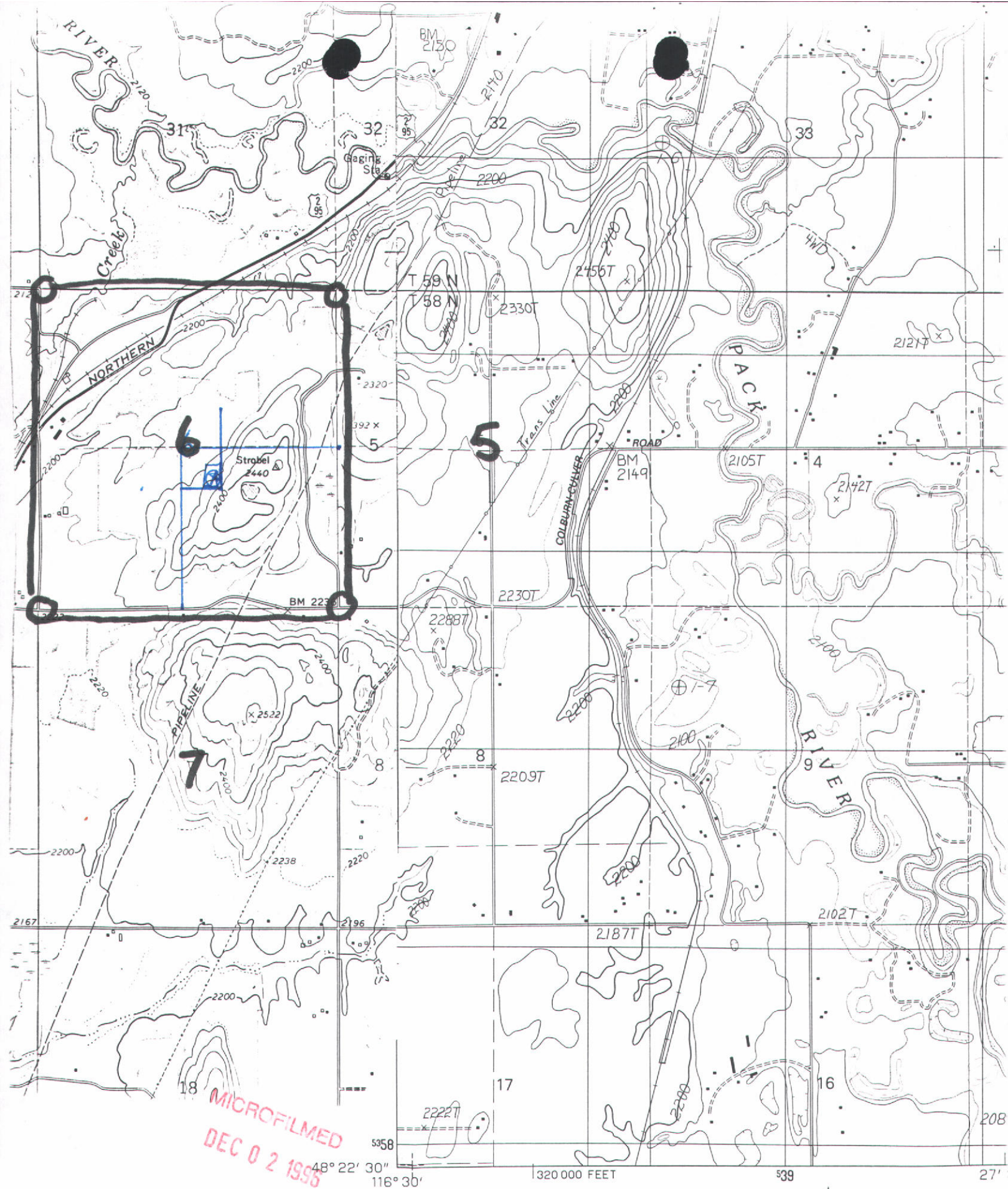




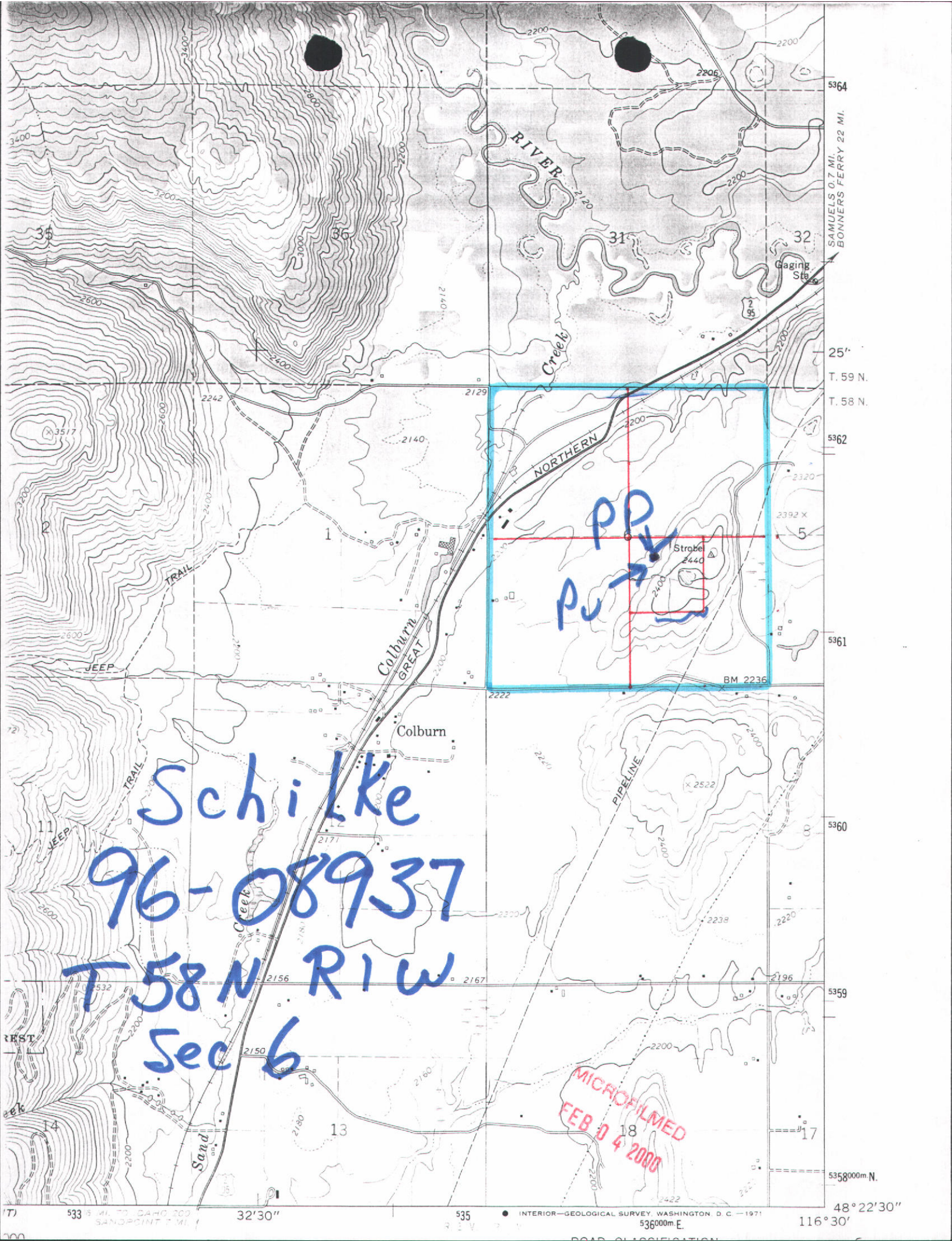
MICROFILMED
DEC 02 1988

PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
CONTROL BY USGS, NOS/NOAA
COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1986
FIELD CHECKED 1987 MAP EDITED
PROJECTION TRANSVERSE MERCATOR
GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR
10,000-FOOT STATE GRID TICKS IDAHO, WEST ZONE
UTM GRID DECLINATION 19° EAST
1989 MAGNETIC NORTH DECLINATION 19° EAST
VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
HORIZONTAL DATUM 1922 NORTH AMERICAN DATUM

T. S. N., R. I. W.

96-08937

PROVISIONAL MAP



Schilke

96-08937

T 58 N R 1 W

Sec 6

MICROFILMED
FEB 04 2000

SAMUELS 0.7 MI.
BONNERS FERRY 22 MI.

25'
T. 59 N.
T. 58 N.

5362

5361

5360

5359

5358000m N.

48° 22' 30"
116° 30'

● INTERIOR—GEOLOGICAL SURVEY, WASHINGTON, D. C. —1971

536000m E

PERMIT # 96-08937

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



Schilke

96-08937

MICROFILMED
FEB 04 2000

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08937

Priority: September 9, 1996

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.1 AF

This is to certify, that LOU SCHILKE
ANN SCHILKE

4005 NE MULTNOMAH
PORTLAND OR 97232

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 9, 1996; and has submitted Proof of Beneficial Use on September 24, 1998. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNWSE , Sec. 6, Township 58N, Range 01W
BONNER County

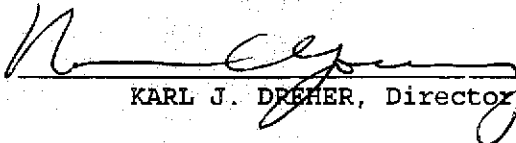
PLACE OF USE: STOCKWATER

TWN RGE SEC

58N 01W 6

NWSE

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 6th day of DECEMBER, 1999.


KARL J. DREHER, Director

MICROFILMED

FEB 04 1999

Amt. of Fee \$: 50.00
 Receipt No. 003180
 Receipt By: [Signature]
 Date Received: 9/24/98

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SEP 24 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.

- Permit No. 96-08937 Telephone No. 503-234-2047
- Name(s) of Permit Holder(s): Lou & Ann Schilke
- Mailing Address: 4005 NE Multnomah Portland, OR 97232
- Source of Water: Spring If **GROUNDWATER** (well), Date Drilled: mo. / yr.
 - Well Driller: Drilling Permit Number: - -
 - OPTIONAL:**
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):
- Use(s) (as authorized by the water right permit):
 Domestic (No. of households): 0.01 cfs Stockwater (No. and type of stock): 2 head 0.02 cfs
 Irrigation (No. of acres): Other:
- Total rate of diversion and/or volume for which proof is submitted: 0.03 cfs OR acre feet
- 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 <u> </u>	or	No <u>X</u>
	Has the measuring device been installed?	Yes <u> </u>	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u> </u>	or	No <u>X</u>
	Has the measurement port been installed?	Yes <u> </u>	or	No <u>X</u>
- Fee Enclosed: \$ 50 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
 Name: Brian Vincent Telephone Number: W: 360 737 6118 x4949
H: 503 695 5164
 Address: 330 NE SEIDL RD TROUTDALE OR 97060

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:

[Signature] for
ANN SCHILKE

(include your title, if on behalf of company or organization)

Date: 9/22/98

OCT 28 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 96-08937

Proposed Priority: September 9, 1996 Maximum Diversion Rate: 0.03 CFS

This is to certify, that **LOU SCHILKE**
ANN SCHILKE
4005 NE MULTNOMAH
PORTLAND OR 97232
has applied for a permit to appropriate water from:
SPRING tributary of **SINKS**

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>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.01 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNWSE , Sec. 6, Township 58N, Range 01W
BONNER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

58N 01W 6 NWSE

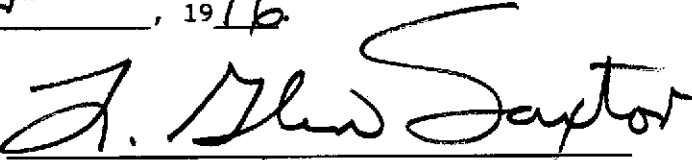
PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 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.
4. Domestic use is for a motor home site.
5. Stockwater use is for 2 head of range stock.

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

29th day of October, 1996


Karl J. Dreher, Director
for

RECEIVED
DEC 6 2 1996

RECEIVED

OCT 25 1996

FORM 202

1996

Department of Water Resources

Ident. No. 96-8937

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Ann & Lou Schilke Phone 503 2342047
Mailing address 4005 NE Multnomah Portland, OR 97232
2. Source of water supply SPRING which is a tributary of SINKS
3. Location of point of diversion is Township 58N Range 1W Sec. 6, in the NW 1/4, NW 1/4, SE 1/4, Govt. Lot _____, B.M., BONNER County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:

Amount <u>0.01</u> for <u>DOMESTIC</u>	purposes from <u>Y</u> to <u>12/31</u>	(both dates inclusive)
(cfs or acre-feet per annum)		
Amount <u>0.02</u> for <u>STOCK WATER</u>	purposes from <u>Y</u> to <u>12/31</u>	(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) 0.03 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 DEVELOP SPRING WITH CULVERT & CISTERN - STOCK TANK - GARDEN HOSE FOR DOMESTIC USE
 - 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 2 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. 2 head of range stock
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. DOMESTIC USE IS FOR MOTOR HOME SITE. STOCKWATER IS FOR 2 HEAD.

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DEC 2 1996

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
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
SSN 12	6															D			
																S			

Total number of acres to be irrigated _____

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

11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? APPLICANT

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

12. Remarks: _____

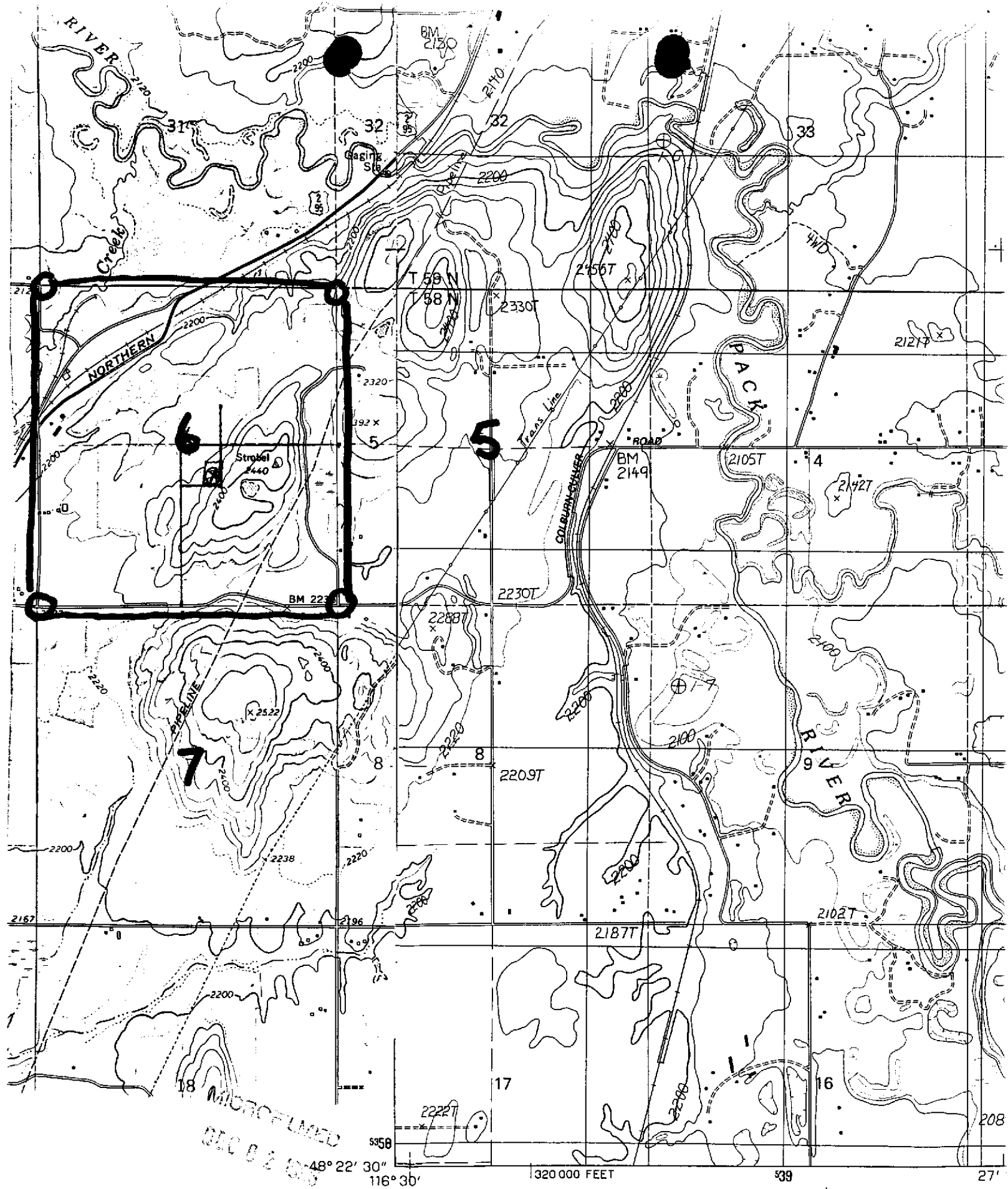
13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

DEC 9 2 1996

X Ann E Schicke
 Signature of Applicant (and title, if applicable)

Received by AB Date 9/19/96 Time 2:00 Preliminary check by AB
 Fee \$ 50 Received by AB # NO 10646 Date 9/19/96
 Publication prepared by AB Date 9/19/96 Published in Bonner Co Daily Bee 9/19 + 26/96
 Publication approved AB Date 10/9/96



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS, NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1986
 FIELD CHECKED 1987
 MAP EDITED 1989
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR
 10,000-FOOT STATE GRID TICKS 10,000
 UTM GRID DECLINATION 19° EAST
 1989 MAGNETIC NORTH DECLINATION 19° EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929

96-08937

T. 58 N., R. 1 W.



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

December 6, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LOU SCHILKE
ANN SCHILKE
4005 NE MULTNOMAH
PORTLAND OR 97232

RE: WATER RIGHT NO. 96-08937

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 of the Department unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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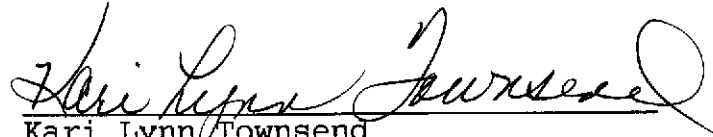
FEB 04 2000

CERTIFICATE OF MAILING

I hereby certify that on the 6th day of December, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 96-08937

LOU SCHILKE
ANN SCHILKE
4005 NE MULTNOMAH
PORTLAND OR 97232


Kari Lynn Townsend
Secretary

MICROFILMED
FEB 04 2000

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.

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FEB 04 2000

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 itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: File 96-08937

FROM: Sharla

DATE: December 1, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 96-08937 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

1. Point of Diversion: NWNWSE, S6, T58N, R1W

The examiner has not marked the backside of the exam report for needing an amendment and the map attached to the exam shows the point of diversion in the NWNWSE as permitted. The diversion point permitted will be retained for the license.

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FEB 04 2000

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 11/20/99

Permit No. 96-08937

BU Fee Pd \$ 50⁰⁰

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☒ n/a ☐ plat copy attached

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

GROUNDWATER: (✓Flow Chart)

Supp irr (irr = only use) - 065-079
Supp irr (+ other uses) - 100-101
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M (if on permit)

SURFACE WATER: (✓Flow Chart)

In/Above MSE - WB9
WD - R04 (WD#)
≤ 0.20 cfs/others - R02- 01P or No MD
> 0.20 cfs - R43

LOCATION:

Trust - R55 (consumptive uses)
Non-Trust - 048-049 (consumptive uses
or non-cons. > 1.0 cfs)

PD Change - P39/P47 - feds(P40)
PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

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, N/A
(02,03) - WB9 if above Weiser
Payette R (65) - 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

STORAGE - 18A-R02-01P-18B-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) NA
MINING - 081
FISH PROP - 029 (70'S only) 042-081
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077

Use Change/Add - P46

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
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
Lawn/garden included - W01

ADVANCE PRIORITY? ☐ Yes ☐ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - C/tire shop
Non-consumptive - 027
Water Quality - 081-R07
Mitigation - 121 (if on permit)
PPU acre limit - W27

CHECK NEW IRR SEASON MAP ☐

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
PU overlap rights - WB7-W31 (<1 ac)
GW replaced SW - 050

Permit Rate 03 cfs Fee Limit 0.20 cfs
Measured ✓ cfs Theoretical ✓ cfs

Use	Rate	Volume
Stock	01 cfs	af
	7 cfs	af
	7 cfs	af
TOTALS	7 cfs	af

OTHER CONDITIONS/REMARKS/COMMENTS 5/2 head hairy cattle household stock.

SRBA Claim Filed ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

AMENDMENTS REQUIRED ☐ Yes ☒ No

If yes, paragraph codes:

Adjustment Memo Needed ☒ Yes ☐ No

pd desc. not accurate, map matches permit.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 10 1999

K

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08937

1. Owner: Joe & Ann Schilke Phone No. (503) 234-2047

Current Address: 4005 NE Multnomah, Portland Ore 97232

2. Accompanied by: Ann Schilke EXAM DATE: 8-5-99

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Link

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
		NW	NW	NE	06	58N	01W	Bonner	USGS 7.5min Quad

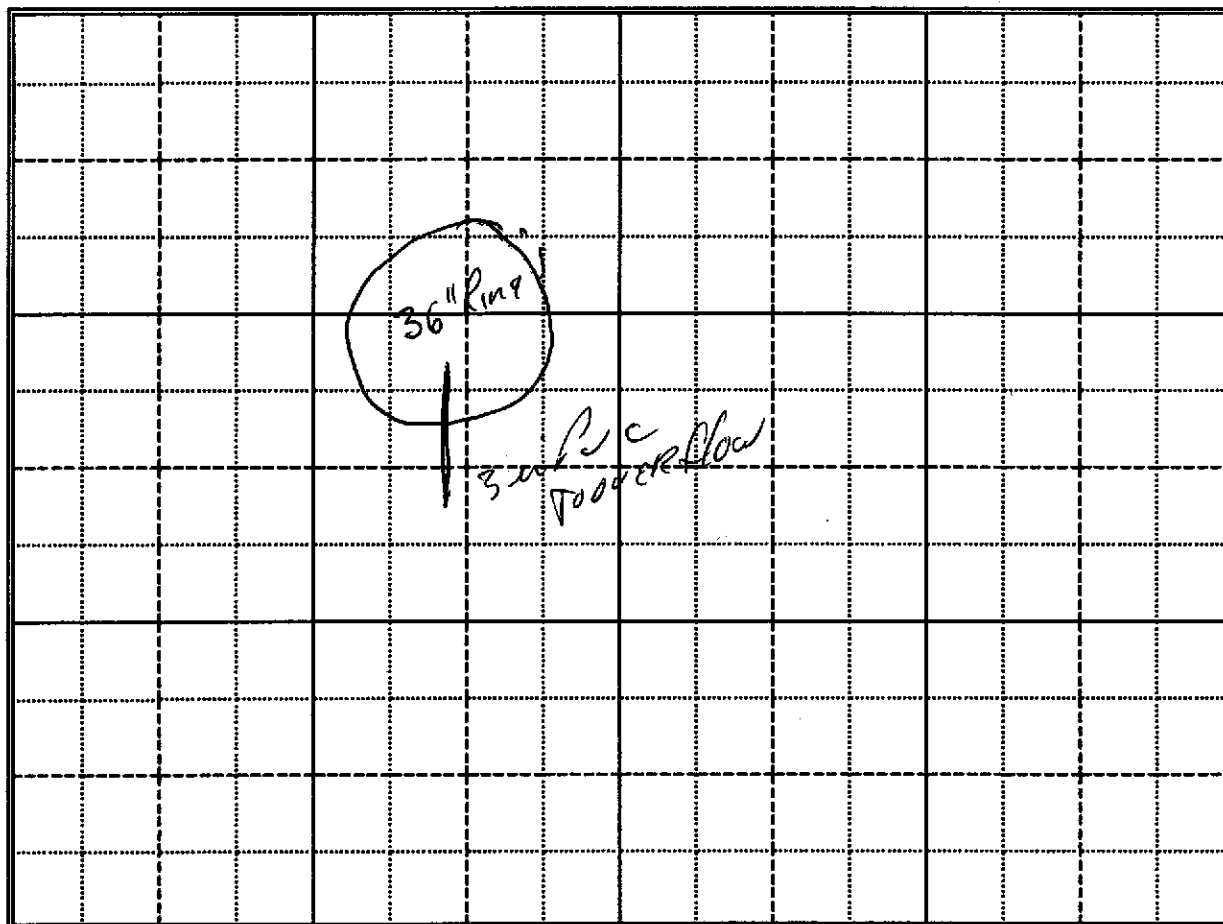
2. Place(s) of Use:

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	
58N	01W	06														S			

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



Scale: 1" = 1/2 MS.

____ 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

*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: _____

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FEB 04 2000

E. NARRATIVE/REMARKS/COMMENTS

Spring development consist of 36" dia
Rings 6' deep with 3" pvc pipe for over flow
or to stock tank. No stock tank at time
of exam. Stock use is out of spring.

There was no domestic development.
This was strictly a maybe someday type
deal.

I explained this to Mrs Schelke, that
I would not recommend a use that wasn't
there. I therefore can only recommend the
stock portion be licensed.

There wasn't enough flow to measure at time
of exam estimate 1987. I think earlier in
year if possible. That's why I'm recommending
minimum in stream stock watering.

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

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FEB 04 2000

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

*There was not enough flow to measure
at time of exam*

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Stockwater</i>	<i>01-01</i>	<i>12-31</i>	<i>1.01</i>	<i>1.1</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>1.01</i>	<i>1.1</i>

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

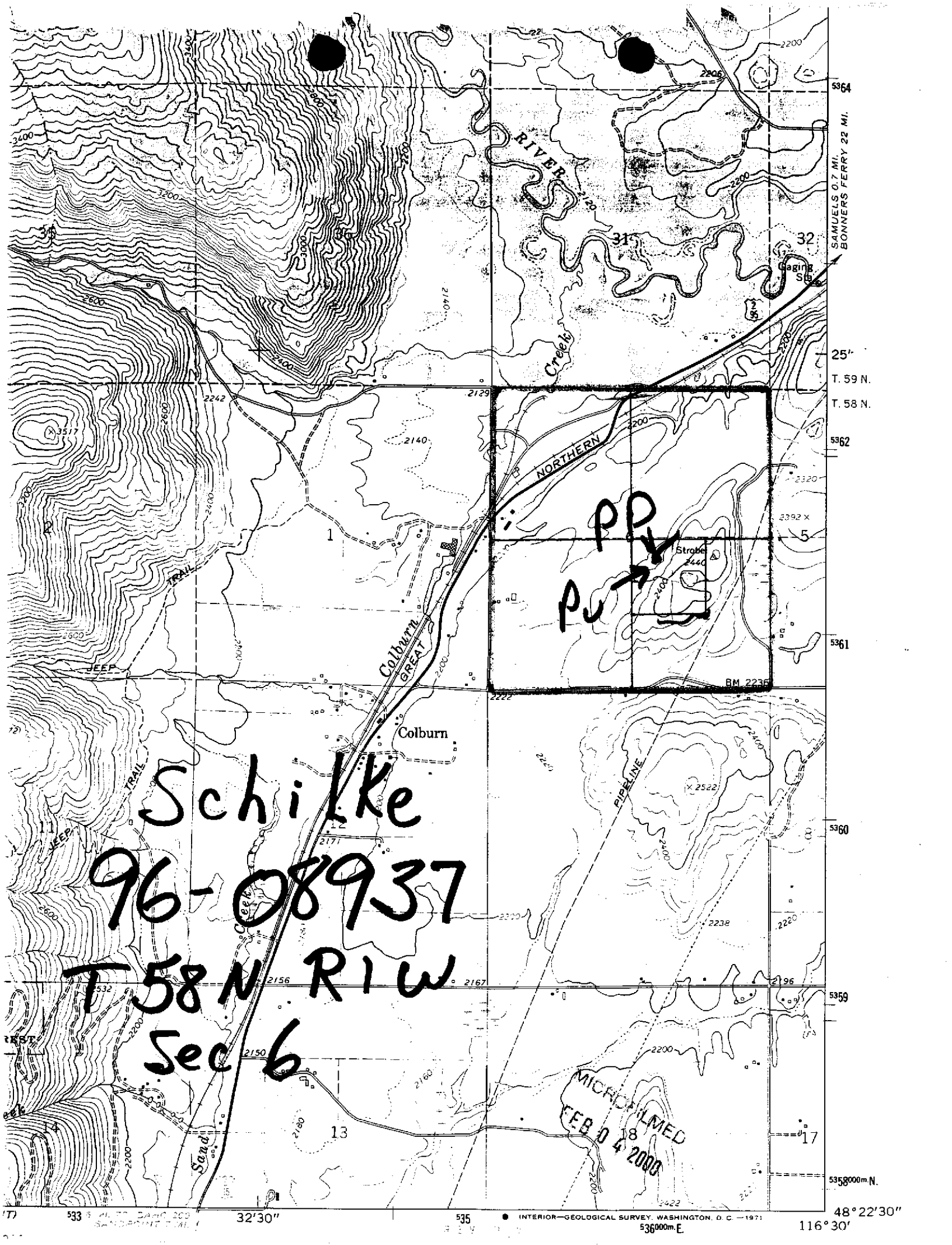
I. AUTHENTICATIONField Examiner's Name *Wayne Balducci* Date *9-7-99*

Reviewer _____ Date _____

SEAL

MICROFILMED

FEB 04 2000



Schilke
96-08937
T 58 N R 1 W
Sec 6

PP
P

MICROFILMED
FEB 04 2000

PERMIT # 96-08937

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



Schilke

96-08937

MICROFILMED
FEB 04 2000

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08937

Reviewed by Jef

Date 10-22-98

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

dom. stock

Correct Uses? yes

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

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

☐ Installed?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address _____

Proof Made 9-24-98



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

October 22, 1998

Lou and Ann Schilke
4005 NE Multnomah
Portland OR 97232

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08937

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

OCT 28 1998

August 31, 1998

LOU SCHILKE
ANN SCHILKE
4005 NE MULTNOMAH
PORTLAND OR 97232

PROOF DUE NOTICE

RE: PERMIT NO. 96-08937

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 November 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.

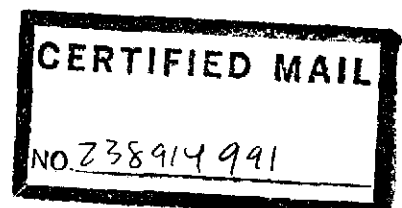
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

OCT 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

October 29, 1996

LOU SCHILKE
ANN SCHILKE
4005 NE MULTNOMAH
PORTLAND OR 97232

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08937

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and 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.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

MICROFILMED

DEC 8 2 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 96-8937 Name: Schilke Date: 10/29/96 Ad OK? ☒ ☒ 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(dam) - 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 River (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette River (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - *WB5(Boise R - Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(req)-010/06A/09E(WQ)-P10;044(N 1000 Spr)
~~In P05 + 5 a~~ - ~~057~~ (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERG); 18B-P09
Storage(✓3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), W07

LOCATION:

42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
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 - _____ <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

- ① woi/1 No ~~bas~~ home site ② woi/2 RL
- 11-1-1998

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 96-8937

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

APPLICANT: SCHILKE BY: TS DATE: 9/9/96

ITEM REQUIRED INFORMATION

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

*** 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: 9/9/96

☒ (Include Moratorium Remark)

☒ Statewide Average Diversion rate greater than 10 cfs or 1,000 af).

RECEIVED
OCT 25 1996

ADVERTISE IN: Bozeman Department of Water Resources 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

10/9/96 Affidavit of publication received

10/9/96 Application published correctly, If not, record action taken: _____

9/11/96 Publication dates and paper recorded on application | Sr. Agent initial TS

☒ Protests received. Final protest date: 10/17/96

☒ Measuring device required

☒ Measuring port required

☒ Special conditions: _____

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

Approval Recommended by: TS Date: 10/9/96

AFFIDAVIT OF PUBLICATION

RECEIVED
OCT 04 1996

State of Idaho

ss.

County of Bonner,

Sheri 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:

Notice of Application 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 19 day of September, 19 96 and ending on the 26 day of September, 19 96 and that said notice was published in said newspaper.

On this 26 day of September in the year of 96, before me, a Notary Public, personally appeared Sheri 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 L. Jones
Notary Public for Idaho

Residing at Sandpoint

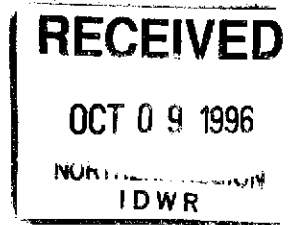
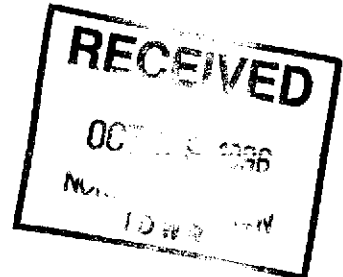
My commission expires: 6/2000

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

96-08937
SCHILKE, ANN
SCHILKE, LOU
4005 NE MULTNOMAH
PORTLAND, OR 97232
Source: SPRING Tributary: SINKS
Diversion Pt: NWNWSE Sec 6 T
58N R 01W in BONNER County.
Use: STOCKWATER (0.020 CFS)
DOMESTIC (0.010 CFS)
Total Diversion: (0.030 CFS)
Date Filed: 9/9/1996
In: BONNER County
T58N R01W S06 NWSE
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 OCTOBER 7, 1996.

KARL J. DREHER, Director
SNP#7921 Sep 19, 26, 1996



MICROFILMED
DEC 02 1996

96-08937

SCHILKE, ANN
SCHILKE, LOU
4005 NE MULTNOMAH
PORTLAND, OR 97232

Source: SPRING

Tributary: SINKS

Diversion Pt: NWNWSE Sec 6 T 58N R 01W in BONNER County.

Use: STOCKWATER	(	0.020 CFS)
DOMESTIC	(	0.010 CFS)
Total Diversion:	(	0.030 CFS)

Date Filed: 9/ 9/1996

In: BONNER County
T58N R01W S06 NWSE

RECORDED
364 3 2 126

September 11, 1996

Ann and Lou Schilke
4005 NE Multnomah
Portland OR 97232

Re: Water Appropriation Application No. 96-08937

Dear Mr. and Mrs. Schilke:

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 your source is groundwater, a 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

RECEIVED
SEP 11 1996