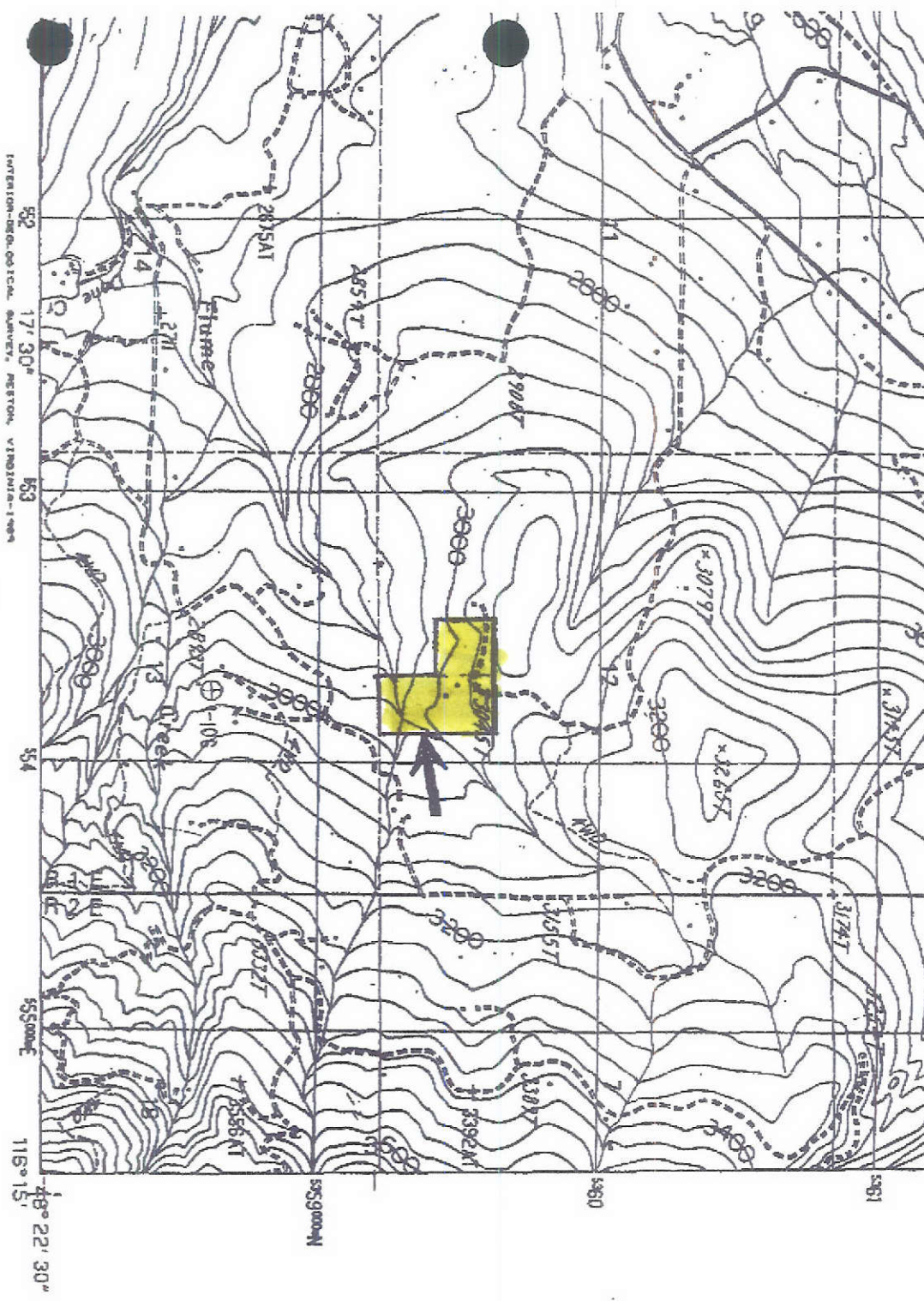


EET

3044
12808

CURACY STANDARDS
VER. COLORADO 80225
92

1	2	3	1	Nagle
			2	Thousand Oaks
			3	City Menards
4		5	4	Shades Road Oaks
			5	Oaks Bay
			6	Tree Park
6	7	8	7	Tree Park
			8	Tree Park

ADJOINING 7.5 QUADRANGLE NAMES

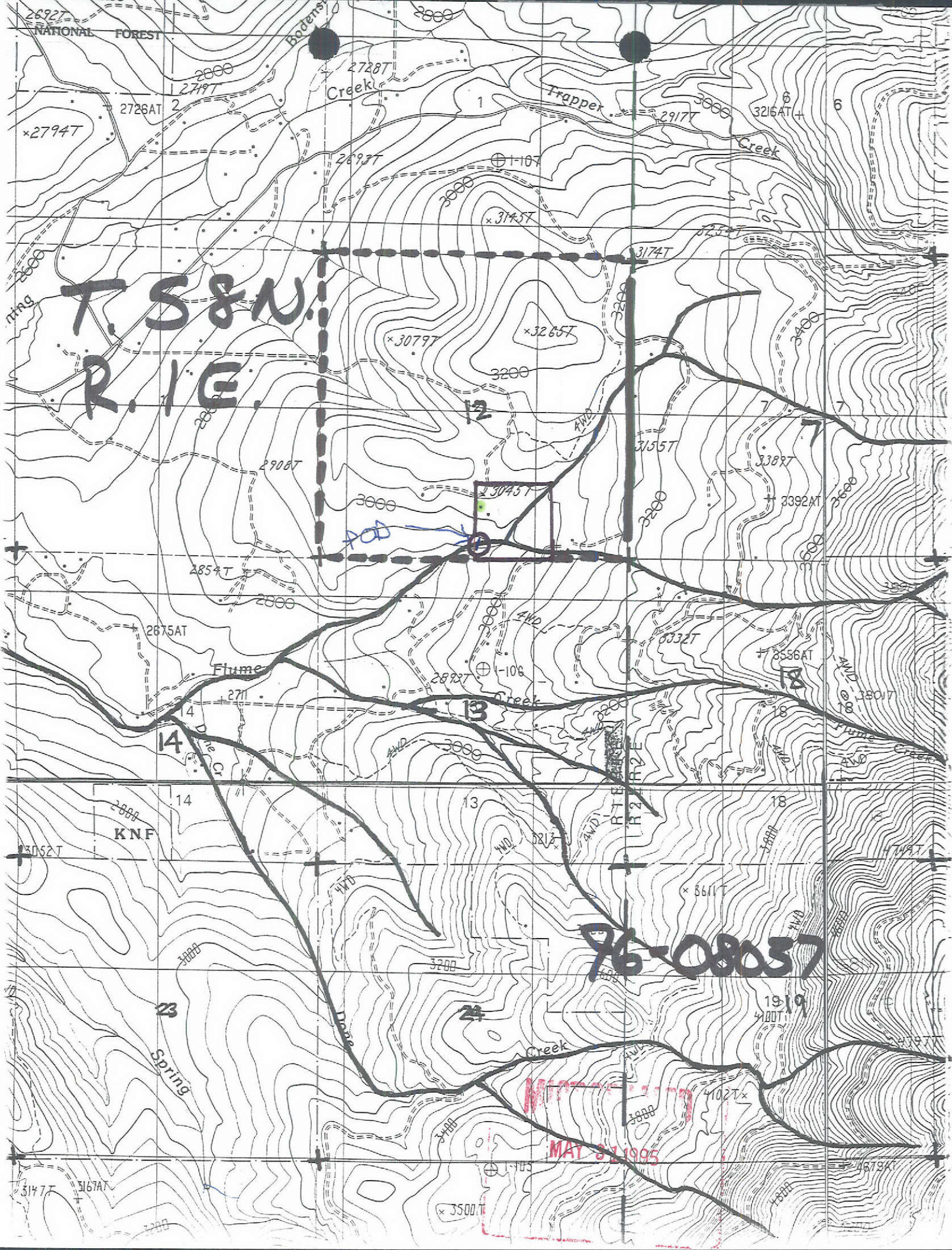
ROAD LEGEND

- Improved Road
- Unimproved Road
- Trail
- Interstate Route
- U.S. Route
- State Route

WYLLIE KNOB, IDAHO
PROVISIONAL EDITION 1989

4816-D3-TF-024

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APR 15 1999

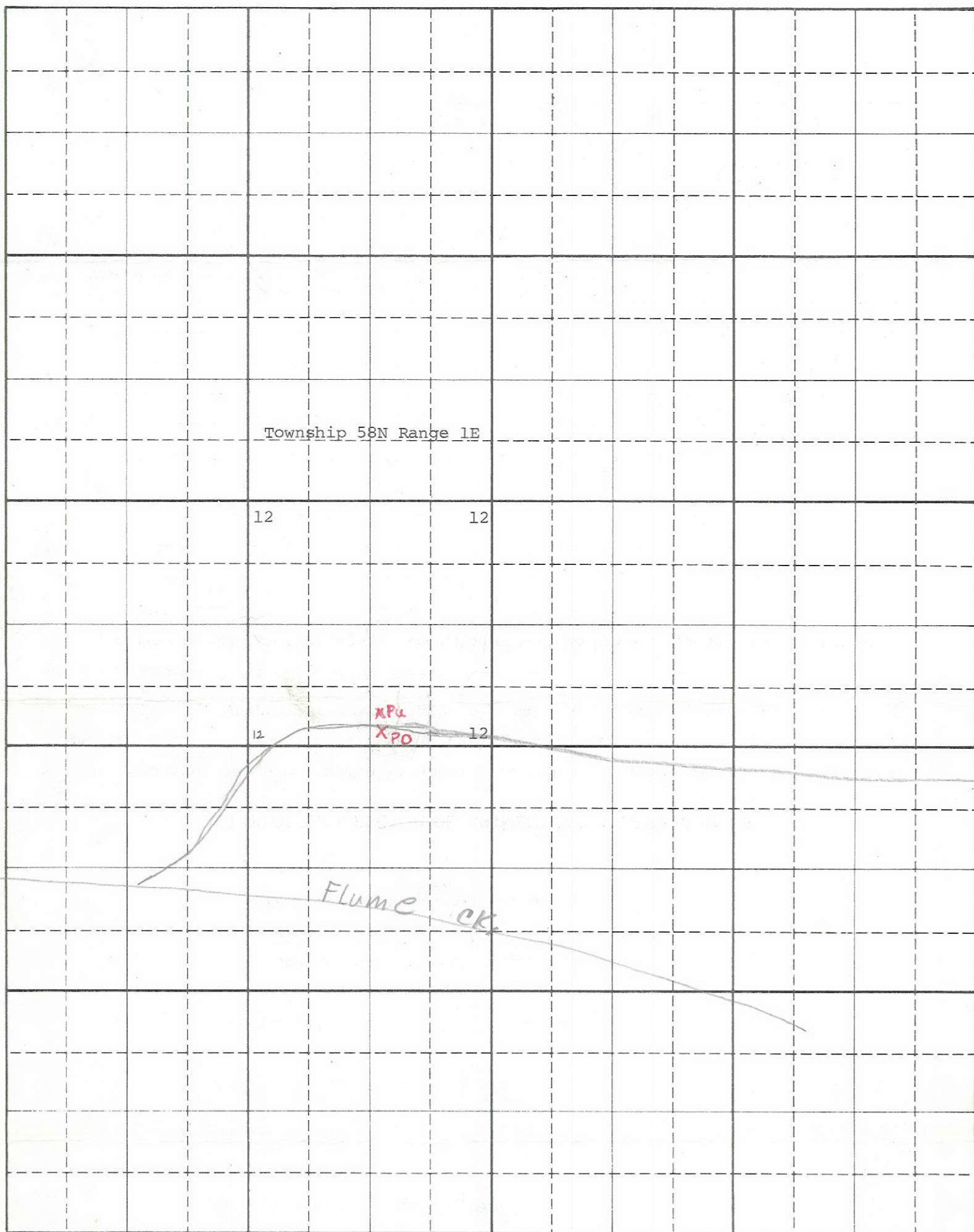


T.S. & N.
R.I.E.

96-08037

MAY 8 1995

11. 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.

[Signature]
(Applicant) Cynthia N. Tayan

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 9608037

1. Owner: RICHARD K VLENBORNE / NOREEN PHILLIPS

Phone No. 263-1497

Current Address: 9465 RAPID LIGHTNING CR. ROAD SANDPOINT, ID. 83864

2. Accompanied by: MS. PHILLIPS

EXAM. DATE: 4/17/90

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: UNNAMED CR. tributary to FLUME CR.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

2. Other water rights with same point of diversion: 96-07711

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



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RECEIVED

Scale: 1" = NTS

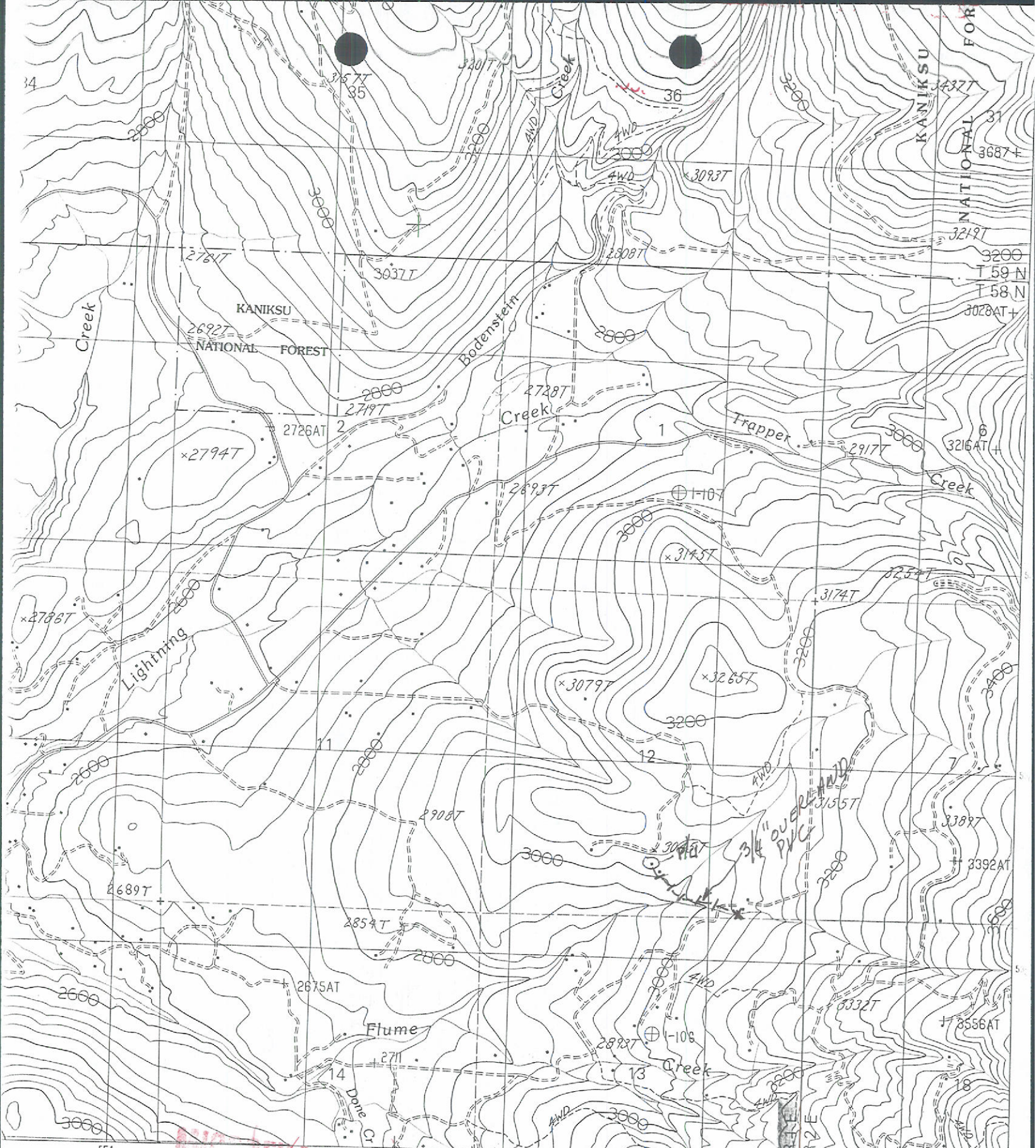
MAY 24 1993

DEC 16 1992

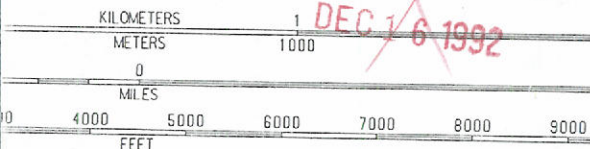
2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

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

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).



SCALE 1:24 000



CONTOUR INTERVAL 40 FEET

9608037

T58N R1E SEC. 12

NOT RECORDED

MAY 24 1993

DEC 16 1992

116°

RECEIVED

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

JUL 20 1998 NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

DEPARTMENT OF WATER RESOURCES print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED

JUL 16 1998

NORTHERN REGION
IDWR

1. Water Right No(s).: See attached documents
 Adjudication Claim No(s).: 96-08037 96-08397 96-08630
 2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant Richard K. Wenborne/Noreen Phillips
329 Wilson St
Tipton, IN 46072 ph 765 675-7211
 4. New Owner/Claimant(s) Terry A. & Martha H. Graybeal
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 7921 Ingram St.
 City, State and ZIP Code Anchorage, AK 99502
 New Telephone Number (907) 243-3738
 5. Date you acquired the property 1 May 98
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate see attach Number and type of stock see attach
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Terry A. Graybeal 11 Jul 98
Martha H. Graybeal 11 Jul 98
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

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APR 15 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

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APR 15 1999



448550 523226 INSTRUMENT NO.

AFTER RECORDING MAIL TO: WARRANTY DEED
THE GRANTEE

For Value Received RICHARD K. WENBORNE and NOREEN E. WENBORNE, husband and wife

The grantor(s), do(es) hereby grant, bargain, sell and convey unto TERRY GRAYBEAL and MARTHA H. GRAYBEAL, husband and wife

the grantee(s), whose current address is 7921 Ingram St, Boise ID 83725
 the following described premises, in Bonner County Idaho, to

See Exhibit A Attached hereto and made a part hereof.

Assessor's Parcel No:

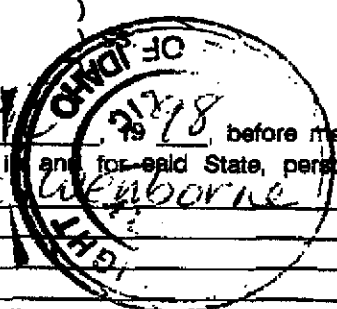
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except specific matters of record as shown above,

and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: 4-21-98

X Richard K. Wenborne by Noreen E. Wenborne X Noreen E. Wenborne
 RICHARD K. WENBORNE Attorney in Fact NOREEN E. WENBORNE

STATE OF Idaho
 COUNTY OF Bonner
 On this 27th day of April 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Noreen E. Wenborne



known or identified to me to be the person(s) whose names is/are subscribed to the within instrument and acknowledged to me that he executed the same.

Lisa Huwight
 Notary Public in and for said County and State

Residing at: Sagie
 Commission Exp: 2/20/99

RECORDING DATA:

MICROFILMED
 APR 15 1999

STANDARD TIME REGISTER
 MAY -1 P 4:21
 COUNTY RECORDER
 DEPUTY

EXHIBIT "A"

IN THE STATE OF IDAHO, COUNTY OF BONNER

PARCEL 1:

The Northeast Quarter of the Southeast Quarter of the Southwest Quarter of Section 12, Township 58 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

PARCEL 2:

The West Half of the Southwest Quarter of the Southeast Quarter of Section 12, Township 58 North, Range 1 East, Boise Meridian, Bonner County, Idaho.

SUBJECT TO AND TOGETHER WITH a 30 foot non-exclusive easement over all existing roads.

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 1998, A LIEN IN THE PROCESS OF ASSESSMENT, NOT YET DUE OR PAYABLE.

EASEMENT AND CONDITIONS CONTAINED THEREIN:

RECORDED: APRIL 17, 1978
INSTRUMENT NO.: 198893
BOOK/PAGE: 71 OF MISCELLANEOUS
IN FAVOR OF: DANIEL M. JONES AND ELENE T. JONES,
HUSBAND AND WIFE
FOR: INGRESS AND EGRESS
AFFECTS: SUBJECT PROPERTY

EASEMENT AND CONDITIONS CONTAINED THEREIN:

RECORDED: APRIL 24, 1978/MAY 4, 1978
INSTRUMENT NO.: 199610
BOOK/PAGE: 72 OF MISCELLANEOUS
IN FAVOR OF: ROBERT J. STAPLETON, A SINGLE PERSON
FOR: INGRESS AND EGRESS
AFFECTS: SUBJECT PROPERTY

RESTRICTIONS AND/OR EXCEPTIONS CONTAINED IN INSTRUMENT:

RECORDED: APRIL 2, 1980
INSTRUMENT NO.: 226506

WARRANTY DEED
18550EXA/PAGE 2

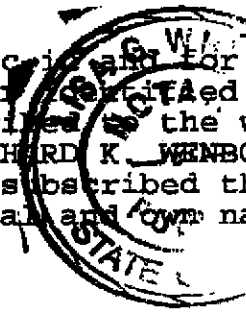
MICROFILMED
APR 15 1999

EASEMENT DISCLOSED BY INSTRUMENT AND CONDITIONS CONTAINED THEREIN:

IN FAVOR OF: SUE KATHERINE GAITHER, A SINGLE WOMAN
FOR: INGRESS, EGRESS AND UTILITIES OVER,
UNDER AND ACROSS THE EXISTING ROAD OVER PROPERTY
DESCRIBED AS THE NORTHEAST QUARTER OF THE SOUTHEAST
QUARTER OF THE SOUTHWEST HALF OF SECTION 12
AFFECTS: PARCEL 1
DISCLOSED BY: QUITCLAIM DEED
RECORDED: AUGUST 31, 1982
INSTRUMENT NO.: 259444

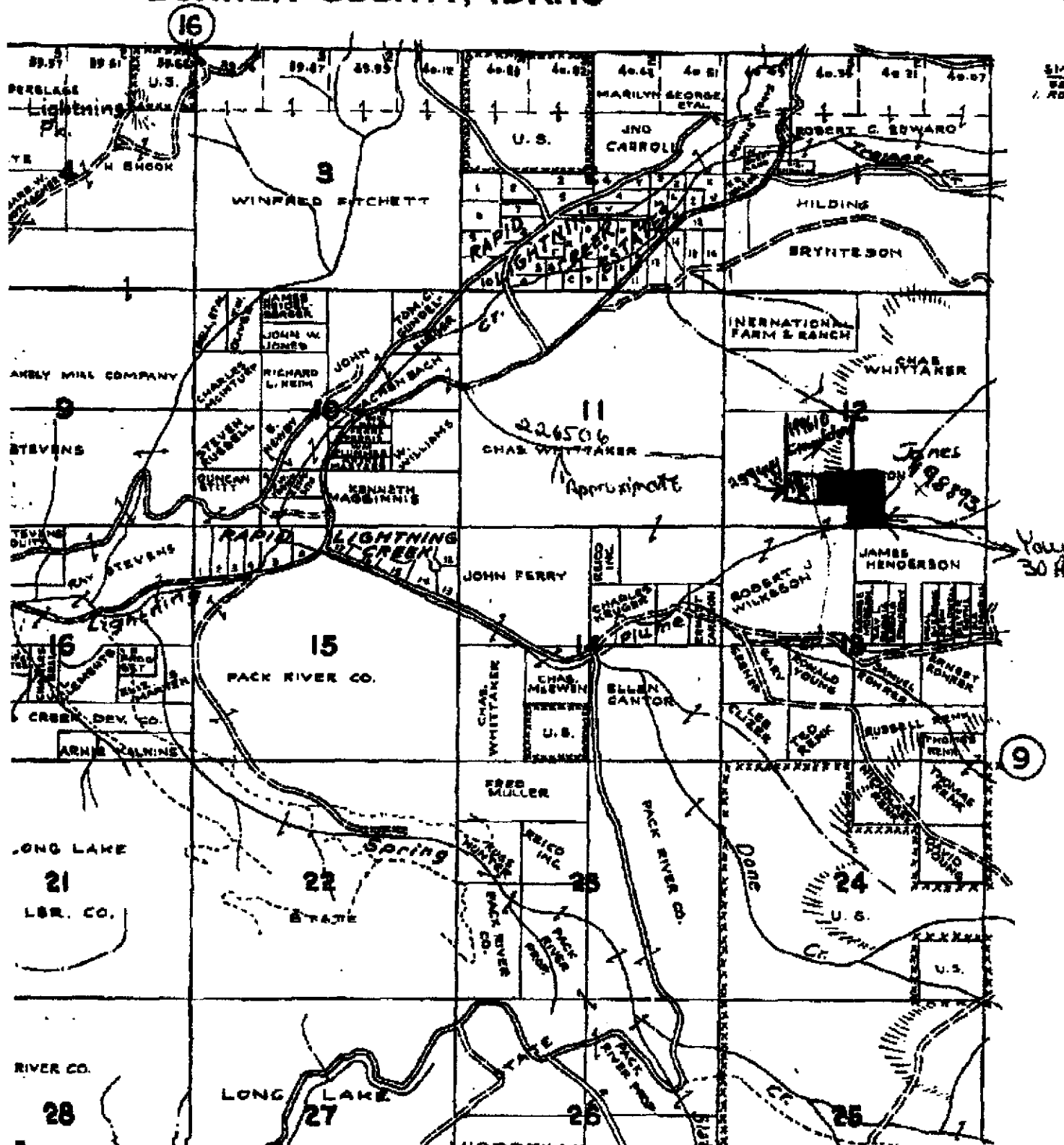
STATE OF IDAHO)
) SS
COUNTY OF BONNER)

On this day of 1998, before me, the undersigned, a Notary Public for said State, appeared NOREEN E. WENBORNE, known or identified to me to be the person whose name is subscribed to the within instrument as the Attorney in Fact of RICHARD K. WENBORNE, and acknowledged to me that he subscribed the name of RICHARD K. WENBORNE thereto as principal and own name as Attorney in Fact.



Risa G. Wright
Residing at: SAGLE
Commission expires: 2/20/99

WNSHIP 58 N., RANGE 1 E. B. M. BONNER COUNTY, IDAHO

ME
TACOI

MICROFILMED

APR 15 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4524
WATER RIGHT NO. 96-08037

This is to certify that: **RICHARD K WENBORNE**
NOREEN PHILLIPS WENBORNE
9465 RAPID LIGHTNING CREEK RD
SANDPOINT ID 838640000

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.01 CFS	1.5 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
UNNAMED STREAM	FLUME CREEK		

Priority: 06/22/1982

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 12, Township 58N, Range 01E
BONNER 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>
58N	01E	12	SWSE	0.5		0.5
Total number of acres irrigated:						0.5

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
2. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 11th day of May, 1995.

[Signature]
Chief, Water Alloc. Bureau

RECORDED

MAY 31 1995

Page 1 of STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 12 1995

Transfer No. 4524

APPLICATION FOR TRANSFER OF WATER RIGHT

RECEIVED

FEB 27 1995

PART 1

Name of applicant RICHARD K. WENBORNE AND/OR NORGEN PHILLIPS-WENBORNE Phone 263-1497
Post Office address 9465 RAPID LIGHTNING, SANDPOINT ID 83864

Department of Water Resources

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other
2. Describe the reason for the proposed changes MOVE POINT OF DIVERSION ONTO WENBORNE/PHILLIPS PROPERTY.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|----------------|--------------------|-------------------|----------------------------|
| <u>96-08037</u> | <u>6/22/82</u> | <u>0.01</u> | <u>IRRIGATION</u> | <u>5/31</u> to <u>9/30</u> |
| | | | | |
| | | | | |
| | | | | |
2. Total amount of water being transferred 0.01 cubic feet per second and/or 1.50 acre-feet per annum.
3. Source of water UWAMEN STREAM tributary to FLUME CREEK
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	12	SEN	1E	BONNER	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
SEN	1E	12															.5		.5

MAY 31 1995

Total acres .5

PART 1

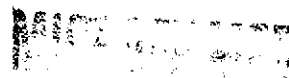
6. General Information:

- a. Description of diversion system Pump / PIPE LINE
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.



 MAY 31 1995

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 96-08037

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/31 to 09/30	0.01 CFS	1.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
UNNAMED STREAM	FLUME CREEK

Priority: 06/22/1982

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 12, Township 58N, Range 01E
BONNER 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>
58N	01E	12	SWSE	0.5		0.5
Total number of acres irrigated:						0.5

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

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MAY 31 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. _____ filed with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

T.S. & N.
R.I.E.

~~MAY 31 1994~~

86-08037

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED
MAP

RECEIVED
MAY 31 1995

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

X. Green Wentborne

(Signature of Applicant)

Subscribed and sworn to before me this 11 day of January, 19 95.Susan L. Dixon

(Notary Public)

My commission expires 10/97**FOR DEPARTMENT USE ONLY**Transfer contains 4 pages and 2 attachmentsReceived by db Date 1/12/95Protest filed by Prelim. check by Fee 100⁰⁰Receipted by Date 2/7/95 N008608Published in Banner Co Daily BeeCopies of protest forwarded by Pub. dates 2/29/95Hearing held by Date Watermaster recommendation requested on Recommended for ☐ approval ☐ denial rec'd. by Copy of transfer sent to lien holder **RECEIVED**

MAY 31 1995

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	96-8037	Tajan, Joseph M. Cynthia N.	0.16
Full Assignment	96-8037	Wenborne, Richard K. Phillips, Noreen	0.16

UPDATE SUMMARY

RECORDED

APR 06 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08037

Priority: June 22, 1982

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 1.5 AF

This is to certify, that RICHARD K WENBORNE
NOREEN PHILLIPS

9465 RAPID LIGHTNING CREEK RD
SANDPOINT ID 838640000

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 23, 1982; and
has submitted Proof of Beneficial Use on July 29, 1987. An examination indicates
that the works have a diversion capacity of .010 cfs of water from:

UNNAMED STREAM tributary to FLUME CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/31 to 09/30	0.01 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 12, Township 58N, Range 01E
BONNER 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>
58N	01E	12	SWSE	0.5		0.5

Total number of acres irrigated: 0.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

MAY 24 1993

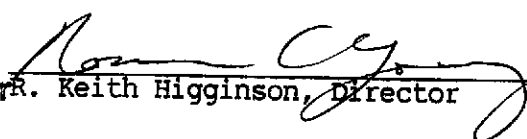
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08037

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code, witness the seal and signature of the Director, affixed at Boise, this 30TH day of SEPTEMBER, 1992

Acting for  Keith Higginson, Director

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MAY 24 1993

State of Idaho
Department of Water Resources

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SEP 17 1992

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08037

Department of Water Resources

APPROVED

Date of Priority: June 22, 1982

Maximum Diversion Rate:
Maximum Diversion Volume:

0.01 CFS
1.5 AF

Comes now

RICHARD K WENBORNE
NOREEN PHILLIPS

9465 RAPID LIGHTNING CREEK RD
SANDPOINT ID 838640000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 96-08037, and requests that the permit be changed as follows:

Source: UNNAMED STREAM

tributary to FLUME CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/31 to 09/30	0.01 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION: SESE, Sec. 12, Township 58N, Range 01E
BONNER 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>
58N	01E	12	SWSE	0.5		0.5

Total number of acres irrigated: 0.5

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

Signed at Sandpoint, this 31st day of August, 19 92.

Richard Wenborne
Noreen Wenborne
(Signature)

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MAY 24 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08037

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$20.00 Receipted by JJ # C025491 Date 9-17-92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 96-08037 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

Witness my hand this 30TH day of SEPTEMBER, 1992.

R. Keith Higginson
Acting for R. Keith Higginson, Director

RECEIVED

MAY 24 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-8037 IN THE
NAME OF RICHARD K. WENBORNE &/OR NOREEN PHILLIPS

)
) 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 on or before April 1, 1987; and,

WHEREAS, the Department notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to make the proof; and,

WHEREAS, the permit lapsed for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, on July 29, 1987, the permit holders assigned all right, title and interest in and to Permit No. 96-8037 to Richard K. Wenborne &/or Noreen Phillips; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on July 29, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-8037 be REINSTATED and the priority advanced to June 22, 1982.

Dated this 16th day of November, 1987.

MICROFILMED

APR 06 1988

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

RECEIVED

AUG 03 1987

State of Idaho

Department of Water Resources

RECEIVED

Department of Water Resources

ASSIGNMENT OF PERMIT

Department of Water Resources

San Juan District Office

I, Joe Tajan Cynthia N. Tajan hereby assign to RICHARD K. WENBORNE FOR NOREEN PHILLIPS

of 9465 RAPID LIGHTNING CREEK RD SANDPOINT, ID 83864
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 96-8037
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 28 day of July, 19 87.

Joe Tajan

Permit Holder

Cynthia N. Tajan

Spouse of Permit Holder

State of Idaho

County of

Bonner

ss.

On this 28 day of July, 19 87, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he ~~(she)~~ (they) executed the same.

seal

Nancy Ward

Notary Public residing at

Sandpoint

My commission expires:

9-25-92

MICROFILMED

APR 06 1988

Identification No. 96-8037

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Joseph M. Tajan/Cynthia N. Tajan Phone: 263-0821
post office address Rt. 1 Box 459 C-E Sandpoint, ID. 83864
2. Source of water supply unn creek which is a tributary of Flume Cr.
3. a. Location of point of diversion is W $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 58 N
Range 1E B.M. Bonner County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stockwater purpose from May 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.10 for Irrigation purpose from May 31 to Sept. 30 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 16 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3 h.p. pump (used weekly for
30 minute period).

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: W $\frac{1}{2}$ SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 12 Township 58N
Range 1E B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 4 horses

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
58N	1E	12																	From map RGH 3/4/82 5 5

Total number of acres to be irrigated 5

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicants

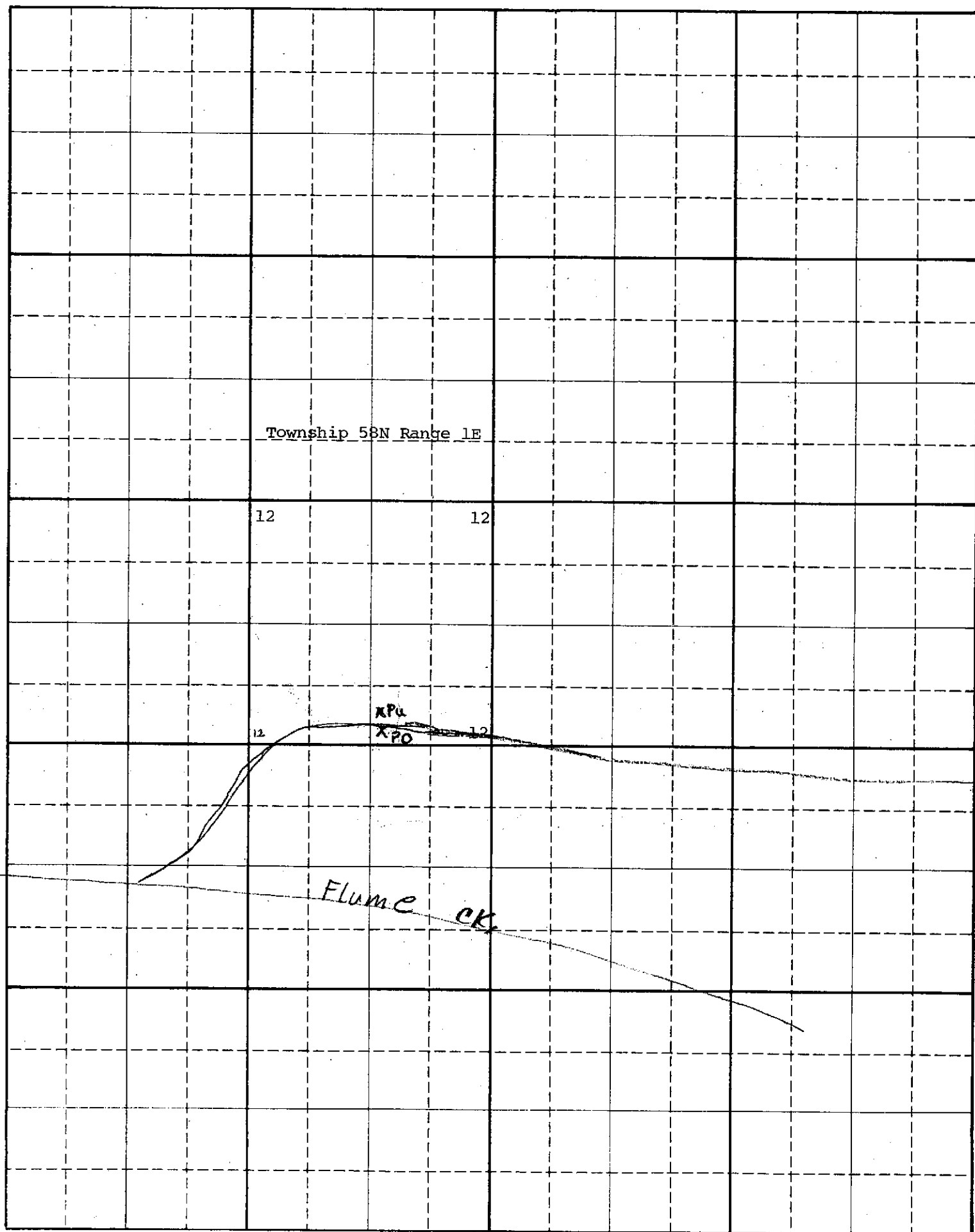
b. Who owns the land to be irrigated or place of use Applicants

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Property is under escrow with Al Paulsen and Associates, d/b/a Bennett Escrow, Spokane, Washington; applicants are making payments.

10. Remarks

RECEIVED

11. 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

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

[Signature]
(Applicant) / Cynthia N. Tolan

MICROFILMED

Proposed Priority 2/23/1982

Received by JK Date 02-08-82 Time 1:00

Preliminary check by JK Fee \$ 30.00

Received by JK Date 3-3-82 (21164)

Publication prepared by K14 Date 3/4/82

Published in 3/10/82 - 3/17/82

Publication dates Indepint Bee

Publication approved JK Date 4/13/82

Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by JK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-8037, and said application is hereby APPROVED.

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

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 87.
- Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 28th day of April, 19 82.

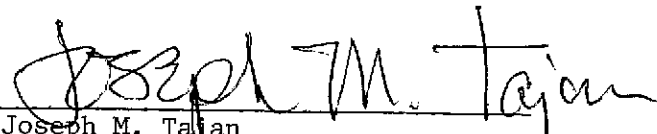
J. Glen Gayton
Chief, Operations Bureau

MICROFILMED

W I T H D R A W A L

I, JOSEPH M. TAJAN, do hereby withdraw my Amendment of Permit No. 96-8037, with the understanding that the filing fee of \$20.00 will be applied to a new Application for Permit to appropriate water for power generation.

Dated: This 3 day of May, 1984.


Joseph M. Tajan

MICROFILMED

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MAY 18 1984

Department of Water Resources
Northern District Office

STATE OF IDAHO

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now Joseph M./Cynthia N. Tajan Phone (208)263-1722
of (address) Box 9465-Rapid Lightning Rd. Sandpoint, ID 83864, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 96-8037, and requests that the permit and permit map be changed as follows:

1. Point of diversion: W $\frac{1}{2}$ /SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12, Township 58N, Range 1E, B.M.,
County of Bonner. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 0.02 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for Irrigation purposes from 5-31 to 9-30 (both dates inclusive)
(cfs or acre-feet per annum) Hydro-

Amount 0.16 for Electric purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

0.16 Total - JK (see correspondence) 1/16/84

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>58N</u>	<u>1E</u>	<u>12</u>															<u>3</u>		<u>3</u>

Total number of acres to be irrigated = 3

4. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or the place of use? "
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Property is under escrow with Al Paulsen & Associates, d/b/a Bennett Escrow, Spokane, WA; applicants are making payments.

MICROFILMED

Show 40-acre subdivisions, townships, ranges and ditches.

Township 58N Range 1E

12 12

12 12

X

Scale: 2 inches equal 1 mile.

↑
N

Signed at Sandpoint, Idaho, this 13th day of September, 19 83.

Joe Tajan
(Signature)

(Signature)

Amytha N. Tajan

FOR DEPARTMENT USE ONLY

Preliminary check by JK Fee = \$20.00

Received by JK Date 9/15/83 631347

Publication prepared by *Am* Date 4/29/83

Published in Aspen Ble

Publication dates 10/5+12/83

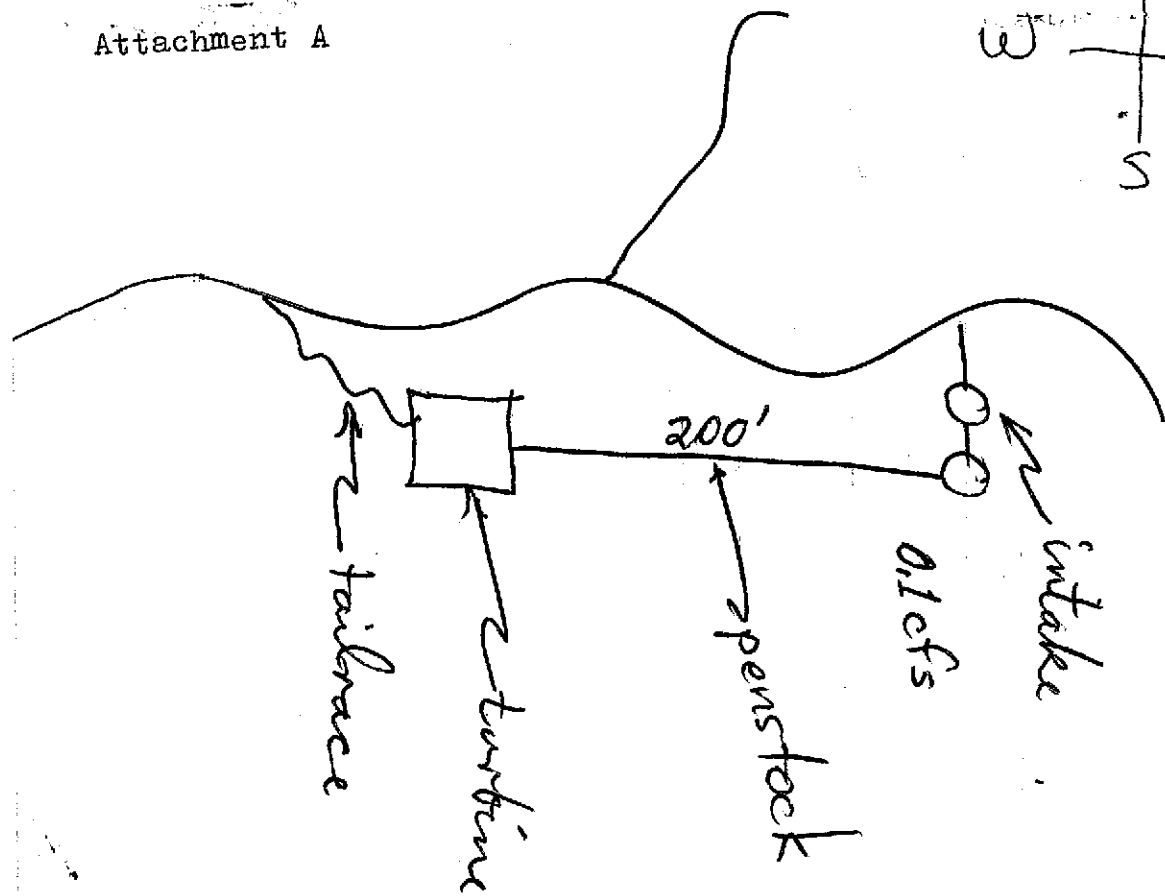
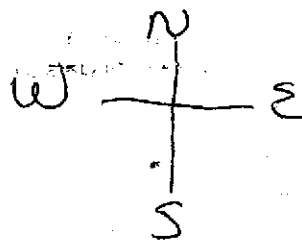
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, _____, of the Department of Water Resources hereby

MICROFILMED

Witness my hand this _____ day of _____, 19 _____

Attachment A



AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 _____

Legal notice
as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 5 day of 10, 1983 and ending on the 12 day of 10, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 2 day of Nov, 1983.

Adell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR AMENDMENT OF A
PERMIT

Notice is hereby given that Joseph M. &/or Cynthia N. Tajan have filed with the Department of Water Resources Application for Amendment of Permit No. 96-8037, changing the nature of use. The original permit was for the following uses:

0.04 CFS Domestic from 1/1 to 12/31

0.02 CFS Stockwater from 5/1 to 12/31

0.10 CFS Irrigation from 5/31 to 9/30

for a total of 0.16 CFS. Applicants now wish to amend said original permit No. 96-8037 to show the uses as follows:

0.04 CFS Domestic from 1/1 to 12/31

0.02 CFS Stockwater from 5/1 to 12/31

0.04 CFS Irrigation from 5/31 to 9/30

0.10 CFS Hydroelectric Power from 1/1 to 12/31 for a total of 0.16 CFS.

Any protest to the proposed amendment may be filed with the Id. Dept. of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814, on or before October 24, 1983.

KEN DUNN, Dir.
Published in the Sandpoint Bee, on 10/5 and 10/12/83.

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NOV 10 1983

Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 _____

Legal Notice
as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 10 day of 3, 1982 and ending on the 17 day of 3, 1982 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 6 day of 4, 1982.

Adell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF
APPLICATION FOR
WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-8037

TAJAN, JOSEPH M. &/or CYNTHIA N.

RT. 1 BOX 459 C-E, SANDPOINT, ID 83864

Source: UNNAMED STREAM tributary to FLUME CREEK

Date Filed: 02/23/1982

Amount: 0.16 CFS

Diversion Point: SWSE Sec 12 T 58N R 01E, BONNER Co.

Use: IRRIGATION (0.10 CFS) from 05/31 to 09/30

STOCKWATER (0.02 CFS) from 05/01 to 12/31

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWSE Sec 12 T 58N R 01E FOR 5 ACRES

Diversion Means: PUMP.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before MARCH 29, 1982.

A. KENNETH DUNN

Director

Published March 10, 17, 1982

Department of Water Resources

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APR 9 1982

Department of Water Resources
Northern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

1501 North Orchard Street

Boise, Idaho 83706-2237

RETURN SERVICE
REQUESTED

WR 96-08037
96-08397
96-08630

W.A.

*4.30.99 WR 2 updated
Mail person FIRST CLASS*

APR 15 1999

RECEIVED
APR 28 1999
Department of Water Resources

GRAY921 995023003 1A98 08 04/20/99
RETURN TO SENDER
GRAYBEAL
3225 WILEY POST LOOP
ANCHORAGE AK 99517-2322

RETURN TO SENDER

99502X3922 02
AUTO 99502





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

April 15, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TERRY A GRAYBEAL
MARTHA H GRAYBEAL
7921 INGRAM ST
ANCHORAGE AK 99502

RE: Water Rights 96-08037/96-08397/96-08630

Dear Mr. & Mrs. Graybeal:

The Department is in receipt of the correspondence changing ownership of the above referenced water rights to you. We have modified our records to reflect these changes in ownership and computer generated reports are enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to be 'J. Johnson', with a long horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

APR 15 1999



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 11, 1995

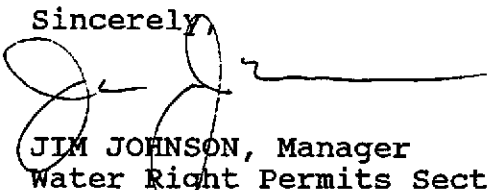
RICHARD K WENBORNE
NOREEN PHILLIPS WENBORNE
9465 RAPID LIGHTNING CREEK RD
SANPOINT ID 83864

Transfer of Water Right No. 96-08037

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4524). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

MICROFILMED

MAY 31 1995

MEMORANDUM

TO: FILE NO. 96-08037

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4524

DATE: May 10, 1995

=====

Transfer No. 4524 was filed to change the point of diversion under Right No. 96-08037 to a location on the applicant's property. The right is used with a supplemental groundwater Right No. 96-08630 to irrigate around a home and garden.

The season of use was adjusted to current standards. Recommended conditions include a right-of-way condition since the transfer application map did not clearly identify the extent of the applicant's property and the field exam map shows the home is not directly adjacent to the new point of diversion. Other conditions include irrigation overlap and standard transfer conditions.

RECORDED

MAY 31 1995

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4524

Date Reviewed 05-10-95

Right(s) 26-08037 _____

☒ Print Split Summary ☒ ^{P/D change Only} Run POU Comparison Report

☒ B: Change P/D C: Add P/D D: Change P/U E: Change Nature of Use
F: Change Period of Use G: Other H: Change P/D & Add P/D
I: Change P/D & P/U J: Add P/D & Change P/U

Proof of Ownership NA P/D change only

Transfer ☒ All of Right _____ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Right

Season/Vol. D/3.0

(1) ☒ Priority (2) ☒ Use (3) _____ Season (4) ☒ Rate (5) ☒ Volume
(6) ☒ Source (7) _____ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NO Water District (12) Yes Pertinent Conditions (13) NO Expansion

IRR Overlap
(3) Allow standard season 3-15 to 11-15 Vol. provides full vol on original season.
(7) Change P/D

Supplemental use from GWS from 96-08/80 on same property

Transfer Remarks _____

Conditions R49, T04, T07, T08

Database/Processing Notes T file ✓ SC 5/11/95
Easy Print ☺

WR Reports File _____

Transfer Memo Complete ☒

WR0749NP
No. T96-08037

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD K WENBORNE	06/22/1982	IRRIGATION	03-15 11-15	0.010 CFS	1.50 AFA
C	NOREEN PHILLIPS WENBORNE 9465 RAPID LIGHTNING CREEK RD SANDPOINT ID 838640000 (208) 263-1497					
TOTAL DIVERSION:					0.010 CFS	1.50 AFA

Water Source: UNNAMED STREAM

Tributary to: FLUME CREEK

Stage: LICENSE

Point(s) of Diversion: T58N R01E S12 SWSE

BONNER County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
58N	01E	12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	0.5
TOTAL ACRES																			0.5	

Pou County: BONNER

Other Water Rights with Same Point(s) of Diversion and Source:
96-08397

Other Water Rights Listing Overlapping Place(s) of use:
96-08037 96-08630

Conditions of Approval:

- R49 - This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dates:	App. Received:	02/23/1982	Priority Date:	06/22/1982	(Priority Date Advanced.)
	Proof Due Date:	04/01/1987	Proof Made Date:	07/29/1987	(Proof Received Late.)
	Exam Made Date:	04/17/1990	Exam Sent to S.O.:	06/12/1990	
	Licensed Date:	09/30/1992			

Misc: Water District Number: Field Exam Fee: N (Not Required)

Comments: Date: 12/29/1994 User-ID: PSKAGGS Subject: TRANSFER NO. 4524

WR0749NP
No. T96-08037

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/10/95
PAGE: 2

Comments: Date: 12/29/1994 User-ID: PSKAGGS Subject: TRANSFER NO. 4524
Transfer No. 4524 was filed to change the point of diversion
under Right No. 96-08037.

Audit: 12/29/94 PSKAGGS 04/13/95 SCURTIS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '???' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

[illegible]

T58N R01E S 12

NO MATCHES FOR THIS POU IN AJ-POU

9608037	UNNAMED ST :	:	:	0	:
T9608037	UNNAMED ST :	:	:	0	:
9608630	GROUNDWATE : DGM/IRP SAME PROPERTY	:	:	1	:
	NO MAPPING INFO AVAILABLE				

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 04/13/95
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
96-08037	WENBORNE , RICHARD K PHILLIPS , NOREEN	0.01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: AB

1. Right number 96-08037 Applicant WENBORNE
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- a. ☐ All of right.
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- c. ☒ Check description of point(s) of diversion.
- d. ☒ Check description of place of use.
- e. ☒ Check map (shows p.d. and p.u. after transfer).
- f. ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- h. ☒ Check for expansion in use of right. Comments _____
- i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
- j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No 2/15/95
3. Protest received? ☐ Yes ☒ No AB 2/22/95

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____

4. By RAH Date 2/23/94

RECEIVED

FEB 27 1995

Department of Water Resources

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pamela D. Johnson 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

RIGHT TRANSFER NO. 4524

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,

commencing on 2 day of February, 1995

and ending on the 9 day of February, 1995

and that said notice was published in said newspaper.

On this 10 day of February in the year

of 1995, before me, a Notary Public, personally

appeared Pamela D. Johnson,

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.

Cecylon K. Inge
Notary Public for Idaho

Residing at Sandpoint Id

My commission expires: 6/2000

**NOTICE OF APPLICATION
FOR WATER RIGHT
TRANSFER NO. 4524**

NOTICE IS HEREBY GIVEN that water right License No. 96-08037 in the name of RICHARD K. WENBORNE AND NOREEN PHILLIPS WENBORNE, whose address is 9465 RAPID LIGHTNING RD, SANDPOINT, ID, was filed for the diversion of .01 Cubic Feet per Second &/or 1.50 Acre/Feet of water from an unnamed stream, tributary to flume creek, with a point of diversion in the SESE of T58N R01E Sec. 12, Bonner County, to be used for irrigation purposes from 5/31 to 9/30, within the SWSE of T58N R01E of Sec. 12, Bonner County. The priority date is 6/22/1982.

The Licensee now wishes to transfer the point of diversion to the SWSE of T58N, R01E, Sec. 12, Bonner County.

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

Any protest to the proposed transfer must be filed with the applicant and with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, on or before February 20, 1995.

R. KEITH HIGGINSON, Dir.
SNP#6655 Feb 2, 9, 1995

RECEIVED

FEB 15 1995

NORTHERN REGION
IDWR

RECORDED
MAY 31 1995

No bill received. do

1-23-95

Dear Mr Beardslee,

I have not yet received the copies of the maps you were going to send me. In case you forgot, it was maps of 58N Range 2E, showing Section 18 and 58N Range 1E sect 12, 13, 14 & 11. The maps help me by showing the creek in question at the hearing and pinpointing the horse sites.

I appreciate your help and if you have already sent the copies, thank you.

RECEIVED

RECEIVED

MAY 31 1995

JAN 26 1995

NORTHERN REGION
IDWR

January 30, 1995

Mr. & Mrs. Wenborne
9465 Rapid Lightning
Sandpoint ID 83864

RE: Transfer Number 4524

Dear Mr. & Mrs. Wenborne:

It appears that we have not received the \$100.00 filing fee necessary to process your Application for Transfer Number 4524. I apologize if it was not clear that a fee was necessary for this filing. Please submit the fee back to this office as soon as possible, so we can proceed with processing and advertising.

Also, please find enclosed a copy of the map you asked for.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

Allen Beardslee
Sr.

Water

Resource

Agent

MAY 31 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

Philip E. Batt
Governor

R. KEITH HIGGINSON
Director

January 25, 1995

Richard K. Wenborne & Noreen Phillips-Wenborne
9465 Rapid Lightning
Sandpoint, ID 83864

Re: Application for Water Right No. 96-08037
Transfer No. 4524

Dear Mr. and Mrs. Wenborne:

The Idaho Department of Water Resources hereby acknowledges receipt of your Application for Transfer of Water Right, for the above referenced water right to appropriate the public waters of the State of Idaho.

Your Application for Transfer of a Water Right is being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for approval. If your Application for Transfer of Water Right is protested, 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 your Application for Transfer of a Water Right can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Transfer of a Water Right from our State Office in Boise.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

Allen Beardslee
Senior Water Resource Agent

RECEIVED

MAY 31 1995

January 25, 1995

Bonner County Daily Bee
P. O. Box 159
Sandpoint, ID 83864

Re: Notice of Application for Water Right Transfer #4524

Gentlemen:

Enclosed you will find a legal Notice of Application for Water Right Transfer, which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send the Affidavit of Publication, and the bill, to this office before February 20, 1995.

Thank you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

MICROFILMED
MAY 31 1995

copy

NOTICE OF APPLICATION FOR WATER RIGHT TRANSFER NO. 4524

NOTICE IS HEREBY GIVEN that water right License No. 96-08037 in the name of RICHARD K. WENBORNE AND NOREEN PHILLIPS-WENBORNE, whose address is 9465 RAPID LIGHTNING RD, SANDPOINT, ID, was filed for the diversion of .01 Cubic Feet per Second &/or 1.50 Acre/Feet of water from an unnamed stream, tributary to flume creek, with a point of diversion in the SESE of T58N R01E Sec. 12, Bonner County, to be used for irrigation purposes from 5/31 to 9/30, within the SWSE of T58N R01E of Sec 12, Bonner County. The priority date is 6/22/1982.

The Licensee now wishes to transfer the point of diversion to the SWSE of T58N, R01E, Sec. 12, Bonner County.

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

Any protest to the proposed transfer must be filed with the applicant and with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, on or before February 20, 1995.

R. KEITH HIGGINSON, Dir.

Published in the Bonner County Daily Bee, on 2/2 & 9/95.

RECEIVED
MAY 21 1995

October 2, 1992

RICHARD K WENBORNE
NOREEN PHILLIPS
9465 RAPID LIGHTNING CREEK RD
SANDPOINT ID 838640000

RE: WATER RIGHT NO. 96-08037

Dear Water Right Holder(s):

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

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
DEC 16 1992
MAY 24 1993

RICHARD K WENBORNE
NOREEN PHILLIPS
9465 RAPID LIGHTNING CREEK RD
SANDPOINT ID 838640000

August 19, 1992

RE: WATER RIGHT NO. 96-08037

Dear Water Right Holder(s):

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

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
AUG 16 1992

MAY 24 1993

LICENSE REVIEW CHECKLIST

Permit # 96-08037

Date 8-13-92
28

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☒	☐	Disagree with Actual Measurement?
			<u>.01 cfs (IRR) .5 x .03 = .015 x .02</u>
	☐	☒	Disagree with Theoretical?
	☒	☐	Limited by Capacity? <u>.01 cfs</u>
TOTAL VOLUME			Rate/ac <u>3.0</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>5-31 to 9-30 Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
			<u>.5 x 3.0 = 1.5 afa (IRR)</u>
	☐	☒	Limited by Flow? <u>.01 x 122 x 1.9835 = 2.4 > 1.5</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	Intended source
	☐	☒	Notice of Intent to Void.
P/D	☒	☐	Verify with Map
	☐	☒	Amendment Needed? <u>Change SWSE to SESE</u>
	☐	☒	Is Overlap Analysis a Consideration?
P/U	☐	☒	Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use? <u>Drop all except IRR</u>
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>R49</u>	☐	Overlap
	☐	☒	Water Quality
		☒	DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS/MEMOS NEEDED: Reduced rate, acres, uses Amend P/D

License ☐ 10-Day ☐ 15-Day ☒ Special Correspondence ☐

WR0749NP
No. L96-08037

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/13/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD K WENBORNE	06/22/1982	IRRIGATION	05-31 09-30	0.01 CFS	1.5 AFA
C	NOREEN PHILLIPS 9465 RAPID LIGHTNING CREEK RD SANDPOINT ID 838640000 (208) 263-1497			TOTAL DIVERSION:	0.01 CFS	1.5 AFA
O	JOSEPH M TAJAN					
O	CYNTHIA N TAJAN					

Water Source: UNNAMED STREAM

Tributary to: FLUME CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.01 CFS

Point(s) of Diversion: T58N R01E S12 SE SE

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
58N	01E	12	:																	:	
																				0.5	
																			TOTAL ACRES	0.5	

Pou County: BONNER

Other Water Rights with Same Point(s) of Diversion and Source:
96-07711

Other Water Rights Listing Overlapping Place(s) of use:
96-08037 96-08630 E96-08630

Conditions of Approval:

- R49 - This right when combined with all other rights shall provide no
- more than .03 cfs per acre nor more than 3.0 afa per acre for the
- lands above.

Dates:	App. Received:	02/23/1982	Priority Date:	06/22/1982	(Priority Date Advanced.)
	Proof Due Date:	04/01/1987	Proof Made Date:	07/29/1987	(Proof Received Late.)
	Exam Made Date:	04/17/1990	Exam Sent to S.O.:	06/12/1990	
	Licensed Date:				

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 08/13/92 SKAGGS

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 9608037

✓ A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

✓ B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

✓ C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
✓ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey?Aerial Photos/Permit.

✓ D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

✓ E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

✓ F. OPTIONAL

✓ G. VOLUME CALCULATIONS

- Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

✓ H. REMARKS AND OVERLAP ANALYSES

- ✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

✓ I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

✓ J. AUTHENTICATION

Name, Signature, Certification Date, Exam Date.

✓ WELL INSPECTION REPORT

Check with permit and well log for discrepancies

RECEIVED
JUN 27 1990

Department of Water Resources

Signature Jon A. King Date 4/20/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 9608037

1. Owner: RICHARD K WENBORNE / NOREEN PHILLIPS

Phone No. 263-1497

Current Address: 9465 RAPID LIGHTNING CR. ROAD SANDPOINT, ID. 83864

2. Accompanied by: MS. PHILLIPS

EXAM. DATE: 4/17/90

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: UNNAMED CR. tributary to FLUME CR.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

2. Other water rights with same point of diversion: 96-07711

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

- ☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.)

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

RECEIVED

MAY 24 1993

RECEIVED
DEC 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

Permit No. 9608037

A. GENERAL INFORMATION

1. Owner: RICHARD K V/ENH
Current Address: 9465 Rd
2. Accompanied by: MS. PHIL
Address: _____
Relationship to Permit Holder: _____
3. Source: UNNAMED CR.

UNNAMED CR 28199 6888-9

B. OVERLAP REVIEW

1. Other water rights with same pl

2. Other water rights with same pc

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Ir
size/ditch size/pipe i.d. as appli

Rock
STREAM
3/4" PVC

UNNAMED

UNNAMED

Scale: 1" = NTS

MAY 24 1993

DEC 16 1992

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

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

3/4" PVC PLACED IN STREAM BED DOWNSTREAM OF
LARGE ROCK, THEN OVERLAND TO PLACE OF USE, WHERE
SOAKER HOSES ARE ATTACHED FOR LAWN & GARDEN

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GRAVITY					

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SE	12	58N	1E	BONNER	MAP

6. **Place(s) of Use:**

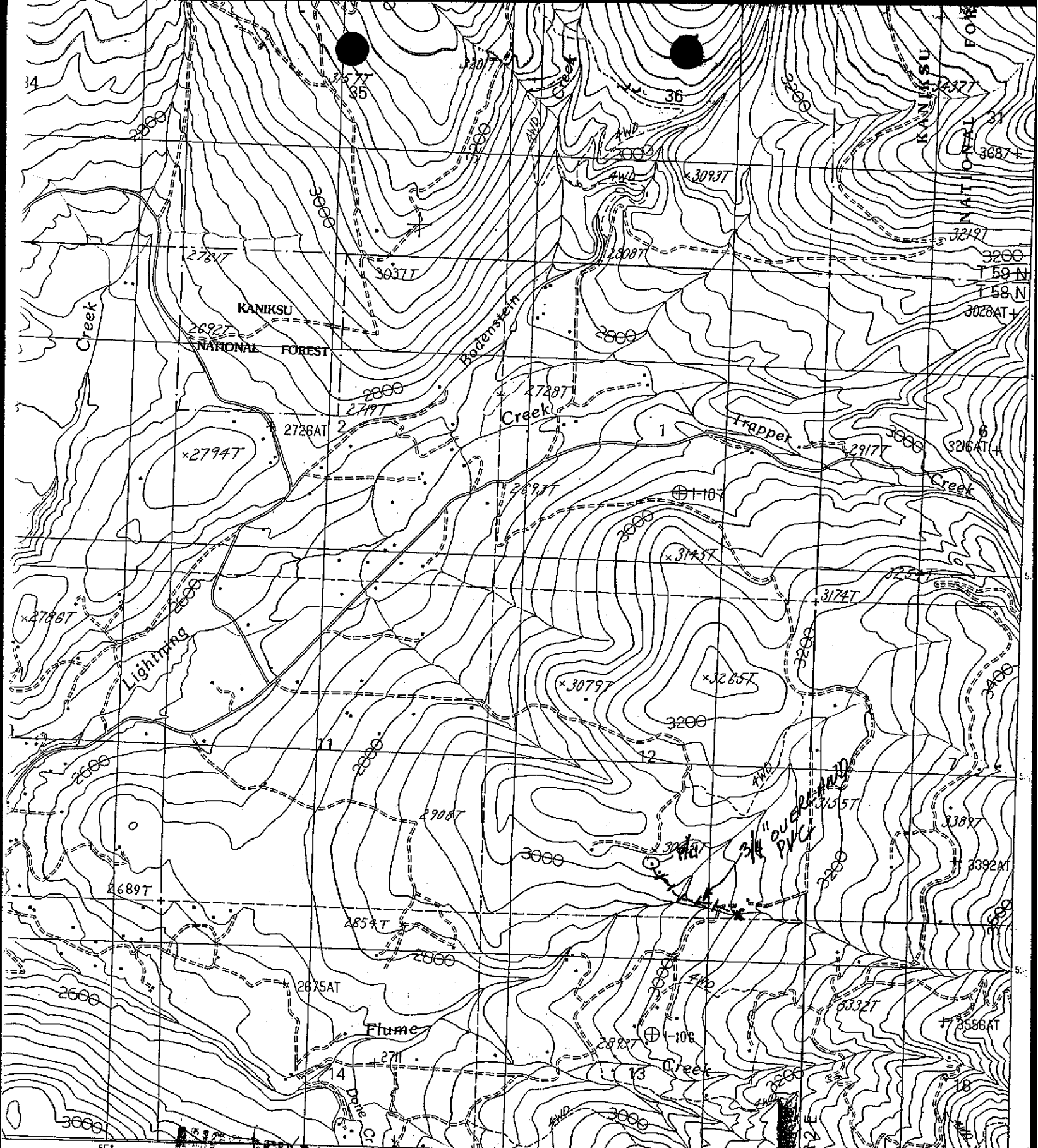
Indicate Method of Determination MAP

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
58N	1E	12															1/2		1/2

Do not use this space

MAY 24 1993

DEC 16 1992



SCALE 1:24 000

KILOMETERS

METERS

MILES

FEET

DEC 16 1992

960803

T58N R1E SEC. 12

960803

MAY 24 1993

CONTOUR INTERVAL 40 FEET

Do not use this space

D. FLOW MEASUREMENTS

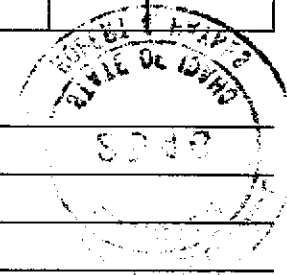
none

☐ Additional Data Sheets Attached

1.

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\left(\frac{.0463}{.009}\right) \left(\frac{.75}{12}\right)^{2.667} \sqrt{\frac{30}{2000}} = .01 - cfs$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

: Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres}^{\frac{1}{2}} \times \text{Irrigation Requirement}^{\frac{3}{2}}) = 1.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season})^{\frac{2}{5}} \times 1.9835 = 4.9$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.5$$

2. Volume Calculations for Other Uses:

DEC 16 1992

MICROFILMED

MAY 24 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

DIVERSION POINT IS ON PROPERTY OF JEFF GIBBS (9607711)
WITH HIS VERBAL PERMISSION. THIS RIGHT MAY BE
ABANDONED WHEN GROUND WATER IS FURTHER DEVELOPED
THERE IS NO STOCK AND HOME USES WATER FROM
GROUNDWATER SOURCE.

PHOTO BY CHARLOTTE AMMON

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR.	3-15	11-15	.01	1.5
Totals:			.01	1.5

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

J. AUTHENTICATION

Field Examiner's Name Tom D. King
Signature Tom D. King
Certification Date 4/16/90
Field Report Preparation Date 4/20/90



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

NOT RECORDED
MAY 24 1993
DEC 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8037

Name(s) of Permit Holder(s): Joe M. TAJAN / C. TAJAN

Post Office Address: PO Box 459 CE

Sandpoint Idaho Tel. No. 263-6885 mobile 1020

☒ I hereby certify that construction of diversion works for the above referenced permit began on Aug. 15 - 1982 (date) and I understand that I must

continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reasons beyond my control:

*Note: A financing difficulty is not an acceptable reason.

11-18-82
Date

Joe M. Tajan
Signature of Permit Holder

MAY 24 1993

MR JOE TAJAN
RT 1 BOX 459
SANDPOINT ID 83864



IDAHO DEPARTMENT OF WATER RESOURCES
STATE HEADQUARTERS
BOISE, IDAHO 83720

MAY 24 1993

DEC 16 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

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

September 21, 1987

SEP 23 1987

Department of Water Resources

Welborne and Phillips
9465 Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-8397 and 96-8037

Dear Waterusers:

I have checked with our State Office in Boise and the assignment forms and the beneficial use forms have both been filed.

There are no problems.

Sincerely,

KENNETH KNOBLOCK
Stream Channel Specialist

KK/pms

cc: IDWR - State Office

RECEIVED
FILMED

APR 06 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

November 17, 1987

Richard K. Wenborne and
Noreen Phillips
9465 Rapid Lightning Creek Rd.
Sandpoint, ID 83864

Dear Mr. Wenborne and Ms. Phillips:

Re: Permit No. 96-8037

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The assignment has been entered into the department's records. A copy of the permit is enclosed for your records.

Also acknowledges receipt of the proof of beneficial use form. Note that because of the late submittal of proof, permit has been reinstated with an advance in priority.

The next step is for a department representative to conduct a field inspection to determine the extent of use. I cannot tell you just when this examination will be conducted, but our representative will try to contact schedule a convenient time.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Encl.

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APR 06 1988

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8037

Date: 11-16-1987

General Considerations:

Assigned Name same as permit
Signature the same as permit holder
Address change _____ If yes, a data entry sheet data prepared
Proof received after proof due date, if so see priority calculation

Source of Water:

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

Extent of Use:

Same as permit
Is a letter needed?

Rate of Diversion:

Amount same as permit, if no:
 _____ Is the amount of water in same fee range?
 _____ Has permit holder indicated when water was first put to a
 beneficial use?
 _____ Is a letter needed?

Measuring Device:

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

Remarks: Note letter dated 7-8-1987 requests proof and fee
 by Aug. 1, 1987. This date is a Sat. the next working day
 is Aug 3; when the proof was rec. in this office.

Priority Calculation:

Date proof received	<u>July 29, 1987</u>	<u>210</u>
Date proof due	<u>April 1, 1987</u>	+ <u>91</u>
No. of days late		= <u>119</u>
Priority date	<u>Feb. 23, '82</u>	+ <u>54</u>
NEW PRIORITY DATE	<u>June 22, 1982</u>	= <u>173</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Permit No. 96-8037

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? Yes
2. Notary? Yes
3. a. Full Assignment? Yes
b. Partial Assignment?
4. "No assignment" condition on permit? NO
5. Commencement of Works received? S/u rec'd
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required? NO
7. Extension granted due to litigation?
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type.
4. Copy to region. ✓

Shanda
Shanda
Hilli Singh
Shanda

Date 8-27-87

Employee J. [Signature]

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

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 23 1987

AUG 03 1987

Department of Water Resources

PROOF OF BENEFICIAL USE

Department of Water Resources
Northern District Office

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

Permit No. 96-8037

Name(s) of Permit Holder: RICHARD K. WENBORNE AND/OR NOREEN PHILLIPS

Post Office Address: 9465 RAPID LIGHTNING CREEK RD, SANDPOINT, IDAHO 83864

Telephone No. NONE

Source of Water: UNNAMED CREEK WHICH IS A TRIBUTARY OF PLUME CREEK

Extent of Use:

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

Irrigation ONE (acres) Other/Remark _____

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

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

Measuring Device: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

Fee enclosed \$ _____
(See License Examination Fee Schedule)

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

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

RICHARD K. WENBORNE AND/OR NOREEN PHILLIPS NONE
(Name) (Telephone Number)

9465 RAPID LIGHTNING CREEK RD SANDPOINT ID 83864
(Address)

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

RECORDED

APR 06 1988

7/28/87
Date

Richard K. Wenborne Noreen Phillips
Signature of Permit Holder (and title, if appropriate)

July 8, 1987

Joseph M. Tajan
9465 Rapid Lightening Rd.
Sandpoint, ID 83864

Dear Mr. Tajan:

Re: Permit No. 96-8037

Returned is the proof of beneficial use form submitted to this office on May 8, 1987. Also enclosed is a proof of beneficial use instruction sheet.

Note that for the amount of water being diverted, there is a fee of \$50.

To have the permit reinstated, please return the proof form and fee by August 1, 1987.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

APR 06 1988

Please note regarding date that water was first diverted and beneficially used -- due to the fact that our home was lost to fire in June of 1984, I have no paperwork to go by for the date. Please use the forms you have in your office to make this correction, if necessary.

Thank you.

RECEIVED

MAY 08 1987

Department of Water Resources

MICROFILMED

APR 06 1988

RECEIVED

MAY 08 1987

Department of Water Resources

April 22, 1987

State of Idaho, Dept. Of Water Resources
Statehouse
Boise, Id. 83720

Attn: L. Glen Saxton, Chief, Operations Bureau
Re: Permit No, 96-8037

Dear Sir:

Prior to April 1, 1987, I mistakenly sent to your office
Proof of Beneficial Use Form with regard to permit no. 96-8397
which is for a small hydro-electric system on our property.

The form which I needed to send to you was for our regular
water rights permit no. 96-8037. This corrected form is
enclosed and I hope that you will consider this mistake on
my part. I was confused as to the fact that these two
permits had separate numbers.

Thank you for your consideration in this matter.

Sincerely,

Joseph M. Tayan
Joseph M. Tayan
9465 Rapid Lrng. Rd.
8dpt, ID. 83864

MICROFILMED

APR 06 1988

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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
APRIL 13, 1987

TAJAN, JOSEPH M. & CYNTHIA N.
RT. 1 BOX 459 C-E
SANDPOINT, ID 83864

LAPSE NOTICE

RE: PERMIT NO. 96-8037

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A, IDAHO CODE, THE ABOVE REFERENCED WATER PERMIT HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF OF NOTICE TO YOU DATED JANUARY 31, 1987.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT PROOF OF BENEFICIAL USE OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED PROOF OF BENEFICIAL USE SUBMITTAL (INCLUDING THE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT) OR THE EXTENSION REQUEST FORM TOGETHER WITH THE \$15 FEE MUST BE RECEIVED BY THIS DEPARTMENT WITHIN SIXTY DAYS OF THE DATE OF MAILING OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A PROOF OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. 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 GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 4-20-1987
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

MAILED

APR 06 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
JANUARY 31, 1987

138754

TAJAN, JOSEPH M. & CYNTHIA N.
RT. 1 BOX 459 C-E
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-8037

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 1, 1987. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH WHEN ACCOMPANIED BY THE LICENSE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

APR 06 1988

June 1, 1984

RE: Permit No. 96-8037

Joseph M. Tajan
Box 9465 Rapid Lightning Rd.
Sandpoint, ID 83864

Dear Mr. Tajan:

We acknowledge receipt of the withdrawal of the Application for Amendment submitted for the above referenced permit.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc



STATE OF IDAHO
Department of Water Resources

No. 349

Boise, Idaho, 9/15, 1973

RECEIVED
FROM

Joe R. Tajan of Idpt. \$ 20⁰⁰
Twenty & no/100 DOLLARS

FOR

(1) App for Amend	\$	20	00
	\$		
	\$		
	\$		
TOTAL - - -	\$	20	00

ckr# 92-331

JRK

MICROFILMED

May 14, 1984

Mr. Joseph M. Tajan
Box 9465 Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-8037

Dear Mr. Tajan:

On March 28, 1984, I mailed an Application for Permit and Withdrawal of Amendment for you to complete and return to this office.

If I have not received these documents back from you by June 4, 1984, I will assume you do not wish to make any further changes and process the amendment. However, the amendment will probably not be approved since the total volume of water used for power would exceed the total volume for irrigation.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

March 28, 1984

Mr. Joseph Tajan
Box 9465 Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-8037

Dear Mr. Tajan:

I regret to inform you that your Application for Amendment to generate power under your existing permit has been rejected by our State Office. There were problems of which this office was unaware, when a similar situation occurred in southern Idaho.

Since this office recommended that you file an amendment instead of a new application for power, the amendment fee of \$20.00 can be applied to the fee of the new application if you will sign the enclosed amendment withdrawal form.

I have taken the liberty of preparing the application, but I have not completed Item Nos. 4, 5a, 6a nor 8a2 since you may wish to increase the amounts. Please sign the application and insure that you use the appropriate fee schedule based on your new amount in Item No. 5a, less the \$20.00 fee to be applied.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Withdrawal
Application
Instructions

MICROFILMED

MEMO

RECEIVED

MAR 14 1984

Department of Water Resources
Northern District Office

Date: 3-8-84

TO: Bob Haynes

FROM: L. Glen Saxton

Re: App for permit 96-8037 (Tajan)

As a follow-up to our phone conversation today, I do not think the Dept can approve the amendment submitted on the above ref. app. which reduces some votes for the original uses proposed & adds power as a use. The main reason is found in Sec 42-211 which states in part ... if approval thereof would not result in the div & use of more water than originally permitted... the director... shall approve... etc. Even tho the rates were reduced so that the total vote on amendment doesn't exceed original amt, the problem of diversion of a larger amt would be in the volume diverted for power purposes.

MICROFILMED

Memo

2

There was a lot of interest in the Southern part of the state about 2 yrs ago in "adding" a power use to an existing permit. These proposals were sought by the permit holders for several reasons such as

a) opportunity to add power as a use to a permit which might be 15 yrs old hence an advantage of priority.

b) payment of only an amendment fee (20⁰⁰) which might then add power use in a much longerant with fewer \$ laid out for the new use than submitting a new app for permit.

In short, the Dept concluded & held that power use could not simply be "added" to a permit by amendment.

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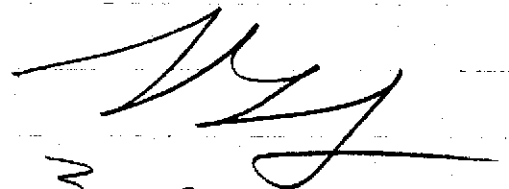
Something had to be "changed" or ^{given up.}
 It is possible in some cases depending on the original uses to "change" the existing uses, add power & still not enlarge the amt of water to be diverted. Parameters that can't be enlarged include div rate, consumptive volume & total volume. An example where an amendment could perhaps be approved would be a permit say for 10 cfs for fish propog purposes changed to show only 10 cfs for power purposes. In this example rate is not enlarged, c.u. is probably not enlarged & total vol would be same if 10 cfs were diverted under either use year around.

Since State Office probably has not adequately described this thinking in the past to the regional offices, I suggest you write the applicant, advise that

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the amendment can't be approved for this & so reasons which weren't clear to your office. ~~I~~ Advise that a new app is appropriate & under the circumstances the Dept will apply the amendment fee (Assuming applicant will withdraw the amendment from the Dept's consideration) to the applic for permit fee req'd for power purposes.

If you wish to discuss the logic further please advise me.


3-8-84

MICROFILMED

MEMORANDUM

TO: File 96-8037

FROM: Jim Johnson

DATE: February 29, 1984

RE: Conversation with Bob Haynes

Bob understood that the change in use analysis pertained to licensed rights only.

He felt that this permit would not adverse any existing rights if no intervening rights for power had been filed.

Also, he understood that the subordination condition added would prevent injury to all consumptive uses. Therefore, he had no problem with the amendment as proposed.

MICROFILMED

AMENDMENT APPLICATION REVIEW

File: 96-8037
 Conducted by: Jim Johnson
 Date: February 29, 1984

<u>Permit</u>	<u>Amendment</u>
0.04 Domestic	0.02 Domestic
0.02 Stock	0.02 Stock
0.10 Irrigation	0.04 Irrigation
	0.10 Hydro
<u>0.16</u>	<u>0.16</u>

Irrigation	
5 acres	3 acres

1. Change permit use from 0.10 cfs for irrigation to 0.10 cfs for power.
 (0.04 cfs still used for irrigation)
2. Change irrigated acres from 5 to 3
3. 0.10 cfs hydro generation - is non-consumptive
4. Change domestic use from 0.04 to 0.02 cfs
 Domestic use is non-consumptive
5. Irrigation use reduced by 0.06 cfs and by 2 acres.

Determine controlling parameter limiting change in nature of use:

Total Volume - Before Change

Irrigation: ✓
 5 acres X 3.0 AF/ac = 15.0 AF/annum.

Domestic: ✓
 1 unit = 1.2 AF/annum.
 16.2 Total

Stockwater: ✓
 No change

APPROVED

Total Volume - After Change

Irrigation:

3 acres X 3.0 AF/ac = 9.0 AF/annum. ✓

Domestic:

1 unit

1.2
= ~~0.6~~ AF/annum.
9.6 AF/annum

Total

Stockwater:

No change

10.2

Hydropower:

Amount available for power use is the difference between annual volume before change and annual volume used for irrigation and domestic:

Before: 16.2 *OR* *16.2*
After: 9.6 *- 10.2*
 6.0

Available for power = 6.6 AF/annum

At a rate of diversion of 0.10 cfs, volume limit would be reached in:

0.10 cfs X 1.9835 X y = 6.6 AF

$y = \frac{6.6}{0.10 \times 1.9835} = 33 \text{ days}$

Amendment requests 365 days. Therefore, a rate that would produce 6.6 AF in 365 days would be:

$x \times 1.9835 \times 365 = 6.6 \text{ AF}$
 $x = \frac{6.6}{1.9835 \times 365} = 0.0009 \text{ cfs}$

This amount is not sufficient to produce the beneficial use intended.

Therefore the amendment should not be approved.

MICROFILMED

State of Idaho
Department of Water Resources
AMENDMENT ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 96-8037 Applicant J.M. Tajan

Purpose of Amendment: ☐ Change point of diversion. ☐ Add diversion point(s).

☐ Increase amount. ☐ Change place of use. ☒ Other Nature of use

CHECK:

- ☒ Description of amended point(s) of diversion. NO change
- ☒ Amount, nature and period of use. ~~If increased, delay date of priority.~~
- ☒ Description of amended places of use. ~~If expanded, delay date of priority.~~
- ☒ Ownership of point of diversion and place of use. NO change
- ☒ Map. OK
- ☒ Signature (must be permit holder). OK
- ☒ Fee. OK
- ☒ Existing water rights from the same source, amended place of use. NO change
- ☐ Right number(s) N/A
- ☒ Yes ☐ No Should amendment be advertised? OK
- ☐ Yes ☒ No ~~Should date of priority be delayed? If yes, to what date?~~

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.
- ☐ Protests processed. N/A
- ☒ Approve.
- ☐ Deny.

Conditions _____

By _____ Date _____

STATE OFFICE PROCESSING:

- ☐ Amendment correct and complete. By _____ Date _____
- ☐ Approved copy sent to applicant and to Region. By _____ Date _____

use L18, L14, L19

OIF, O8A, 17D
25

amendment leaves
insufficient water
for irrigation.

RECEIVED
JAN 23 1984

Department of Water Resources

See overlap review - next page. kw 1/31/84

for amendment

POWER CALCULATIONS FOR APPLICATION NO. 96-8037

proposed

P = Kilowatts .74 X hp

Q = cfs 0.10

H = feet 200' (per map attachment)

e = efficiency

- ✓ 1.) Affidavit of Residency
✓ 2.) Ownership of Facilities
N/A 3.) *Financial Ability
○ 4.) Feasibility of Project
a. Plans, drawings
b. Economic analysis

N/A 5.) *Compliance w/FERC

*only for projects of more than 25 cfs
or more than 500 horsepower.

$$e = \frac{P(11.8)}{QH} = \frac{2(11.8)}{20.0} = \frac{23.6}{20.0} = 1.18 \text{ e Not reasonable}$$

$$e = \frac{P(11.8)}{QH} = \frac{1(11.8)}{0.10 \times 200'} = \frac{11.8}{20.0} = 0.59 \text{ at 1 kw}$$

$$P = \frac{QHe}{11.8} = \frac{0.10 \times 200' \times 0.80}{11.8} = \frac{16}{11.8} = 1.36 \text{ kw}$$

allow 1 kw

Based on the above calculations the proposed project must have an ~~80%~~ efficiency.

59%

OVERLAP REVIEW

as per Bert's terminal 1/31/84.

P/D/sec 96-7711 permit for irr., stock & domestic
source: unnamed stream p/d-SESE, Sec. 12,
Twp. 58N, Rge. 1E

P/U/sec 96-7711 (SESE, 5 acres), Sec. 12, 58N, 1E

BYPASSED AREA recommended L14 (from permit letters)

kw
1/31/84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director
December 5, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Mr. Joseph M. Tajan
Box 9465 Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-8037

Dear Mr. Tajan:

I am afraid that you have still not reduced the rate of diversion sufficiently for this Department to approve the Amendment you propose.

Unless I receive notice to the contrary from you by January 6, 1984, I will reduce the diversion rate to 0.02 cfs for domestic, 0.04 cfs for irrigation and 0.10 cfs for power generation, for a total of 0.16 cfs.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

November 17, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Mr. Joseph M. Tajan
Box 9465 - Rapid Lightning Rd.
Sandpoint, Id. 83864

Re: 96-8037 Amendment

Dear Mr. Tajan:

Before the above-referenced amendment can be processed, we must have you complete the enclosed affidavit.

Please fill out the form, sign it before a notary public and return it to our office as soon as possible so that we may continue processing your amendment.

Sincerely,

Patricia M. Stypa
Secretary - O/C

Enc. - Affidavit



September 13, 1983

State of Idaho
Dept. of Water Res.
Suite No. 9
4055 Gov't Way
Coeur d'Alene, ID. 83814

Attn: Tom D. King
Senior Water Resource Agent

Dear Mr. King:

Enclosed is our check no. 262 in the amount of \$20.00
and our Application for Amendment of a Permit.

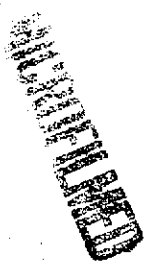
Our water needs have altered so the amounts on the form
have been changed accordingly. Thank you for any
assistance in this matter.

Sincerely,

Joseph M. Tajan

Joseph M. Tajan
JMT/tt

Enc: check \$20.00 #262
Application for Amendment of a Permit



NOTICE OF APPLICATION FOR AMENDMENT OF A PERMIT

Notice is hereby given that Josphe M. &/or Cynthia N. Tagan have filed with the Department of Water Resources Application for Amendment of Permit No. 96-8037, changing the nature of use. The original permit was for the following uses:

0.04 CFS Domestic from 1/1 to 12/31

0.02 CFS Stockwater from 5/1 to 12/31

0.10 CFS Irrigation from 5/31 to 9/30

for a total of 0.16 CFS. Applicants now wish to amend said original permit No. 96-8037 to show the uses as follows:

0.04 CFS Domestic from 1/1 to 12/31

0.02 CFS Stockwater from 5/1 to 12/31

0.04 CFS Irrigation from 5/31 to 9/30

0.10 CFS Hydroelectric Power from 1/1 to 12/31

for a total of 0.16 CFS.

Any protest to the proposed amendment may be filed with the Id. Dept. of Water Resources, 4055 Government Way, Coeur d'Alene, Id. 83814, on or before October 24, 1983.

KEN DUNN, Dir.

Published in the Sandpoint Bee, on 10/5 and 10/12/83.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 12, 1983

Mr. Joseph M. Tajan
Box 9465 Rapid Lightning Rd.
Sandpoint, Id. 83864

Dear Mr. Tajan:

I am returning your Check No. 92-23 in the amount of \$5.00 and your Application for Amendment. The filing fee for an Amendment is \$20.00; however, this Department cannot approve the Amendment for 0.10 cfs for hydropower unless enough irrigation, stock and/or domestic use is deleted to amount to 0.10 cfs. (You could delete stockwater at 0.02 cfs, domestic at 0.04 cfs and irrigation of 2 acres at 0.04 cfs for a total of 0.10 cfs for hydropower and 0.06 cfs for irrigation of 3 acres.)

In view of this, it would probably be in your best interest to file a new Application for power. I am enclosing an Application for Permit and instructions, along with an affidavit of residence. The affidavit must be completed for power generation.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Check
Amendment
Application
Instructions

MICROFILMED

RECEIVED

AUG 3 1983

Department of Water Resources

August 1, 1983

RECEIVED

AUG 11 1983

Department of Water Resources
Northern District Office

State of Idaho
Dept. of Water Resources
State Office
450 W. State Street
Boise, Idaho 83720

Re: Ident. No. 96-8037
TAJAN

Enclosed is our Application for Amendment of a Permit. We are also enclosing a check in the amount of \$5.00. We paid \$30.00 when our Application for Permit was filed and according to table of cfs an additional \$5.00 is required. Please inform if all is not in order regarding this matter. Also please note address change.

Thank you.

Sincerely,

Cynthia N. Tajan

Joseph M. and Cynthia N. Tajan
Box 9465 Rapid Lightning Road
Sandpoint, ID. 83864

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

~~A. C. Stephan~~
~~Director~~

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 26, 1982

96-8037

Mr. Joseph M. Tajan
Rt. 1 Box 459 G-E
Sandpoint, Id. 83864

Dear Mr. Tajan:

I am returning your application along with your Check No. 19-50 for a correction. The problem arises over the legal description you have entered in Item No. 8.b. for the irrigated acres.

According to the map, the acreage is in the SW¹/₄ of the SE¹/₄. In Item No. 8.b., you have the acreage in the SW¹/₄ of the SW¹/₄.

Please correct the section that is in error and return the application and filing fee.

If you have any questions, please contact me at this office.

Sincerely,

LAWRENCE D? BEARD
E.I.T.

LDB/pms

Enc. - Application
Check

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~EX-Supervisor~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 11, 1982

96-8037

Mr. Joseph M. Tajan
Rt. 1 Box 459 C-E
Sandpoint, Id. 83864

Dear Mr. Tajan:

I regret to inform you that the Idaho Department of Water Resources cannot accept an Application for Permit without the statutory filing fee. Also, the quantities of water seem somewhat excessive. Before you return the application, please consider and/or complete the following items:

Item No. 2 - I am not exactly certain what the source of water is, but it appears to be a spring. If so, please write "spring" in the blank following the words "Source of Water Supply:", and in the blank following the words "a tributary of" write in the name of the body of water into which it flows. If the water sinks then write in "sinks".

Item No. 4 - One of the criteria for establishing a water right in the State of Idaho is that all water diverted be put to a beneficial use. An application for a rate of diversion greater than the amount deemed appropriate may not be approved, unless it can be shown to the satisfaction of the Director of this Department that the rate applied for is necessary and that the water appropriated will not be wasted. The amount of water deemed appropriate for a single household is 0.04 cfs; for 10 head of stock or less, 0.02 cfs; for irrigation of 5 acres, 0.10 cfs; for a total of 0.16 cfs. You may apply for the amounts you have indicated, but you must list the reasons for the excess in Item No. 10 and/or a separate document.

Item No. 5a - If you decide to reduce the amounts requested, please change this total to correspond.

Item No. 5b - AFA is used in an application only when referring to stored water, so this item should be deleted. An AFA limitation will be computed by this Department.

Item No. 11 - Please complete this item in ink, labeling the point of diversion (P/D) and the places of use (P/U).

MICROFILMED

Mr. Joseph M. Tajan
Page Two
February 11, 1982

The filing fee for an application to appropriate 0.27 cfs is \$45.00, for 0.16 cfs it is \$30.00. Please send the appropriate amount when you return the application to this office.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resources Agent

TDK/pms

Enc. - Application

RECORDED

RECEIVED

see
6/30/83

JUN 21 1983

June 22, 1983

David R. Tuthill, Jr., P.E.
Supervisor, Water Allocation Section
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Approved Permit No. 96-8037
TAJAN, Joseph M. & Cynthia N.
Rt. 1 Box 459-CE
Sandpoint, ID. 83864

Dear Mr. Tuthill:

Please send three (3) Application for Amendment
Forms.

Thank you.

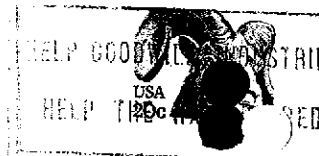
Sincerely,

Joseph M. Tajan

Joseph M. Tajan

MICROFILMED

MR JOE TAJAN
RT 1 BOX 459
SANDPOINT ID 83864



MICROFILMED

Mr. David R. Tuthill, Jr., P.E.
Supervisor, Water Allocation Section
State of Idaho
Dept. of Water Resources
Statehouse
Boise, Idaho 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

TAJAN, JOSEPH M. & CYNTHIA M.
RT. 1 BOX 459 C-E
SANDPOINT, ID 83864

MAY 04, 1982

RE: PERMIT NO. 96-8037

DEAR PERMIT HOLDER:

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

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK APPLICATION NUMBER: 96-8037

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 3/29/82 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/8/82 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
2/24/82 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RAA Date: 4/16/82

STATE OFFICE REVIEW:

return receipt w/cover letter
SLW/L12 26

- ☐ See attached sheet for more information.

By: Relig Date: _____

RECEIVED
APR 19 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

C-7

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
SWSE	12	18N	01E	--	--	1.0

IDAHO STREAM CODE INDEX

4800.0970.0030.0030.0010.-----

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

MICROFILMED

96-8032

TAJAN: JOSEPH M. &/or CYNTHIA N.

RT. 1 BOX 459 C-E, SANDPOINT, ID 83864

Source: UNNAMED STREAM tributary to FLUME CREEK

Date Filed: 02/23/1982

Amount: 0.16 CFS

Diversion Point: SWSE Sec 12 T 58N R 01E, BONNER Co.

Use: IRRIGATION	(0.10 CFS)	from 05/31 to 09/30
STOCKWATER	(0.02 CFS)	from 05/01 to 12/31
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: SWSE Sec 12 T 58N R 01E FOR 5 ACRES

Diversion Means: PUMP.

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