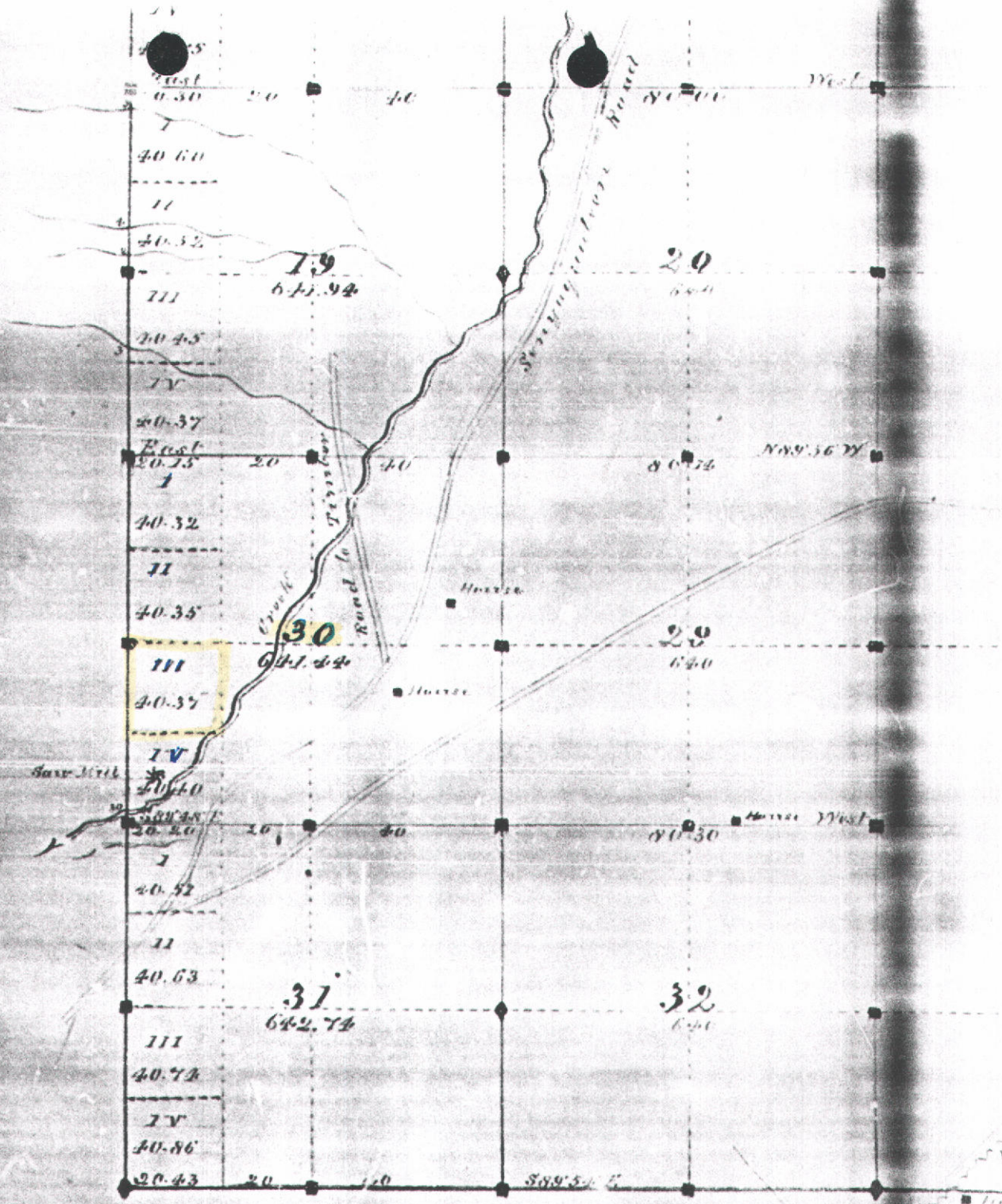
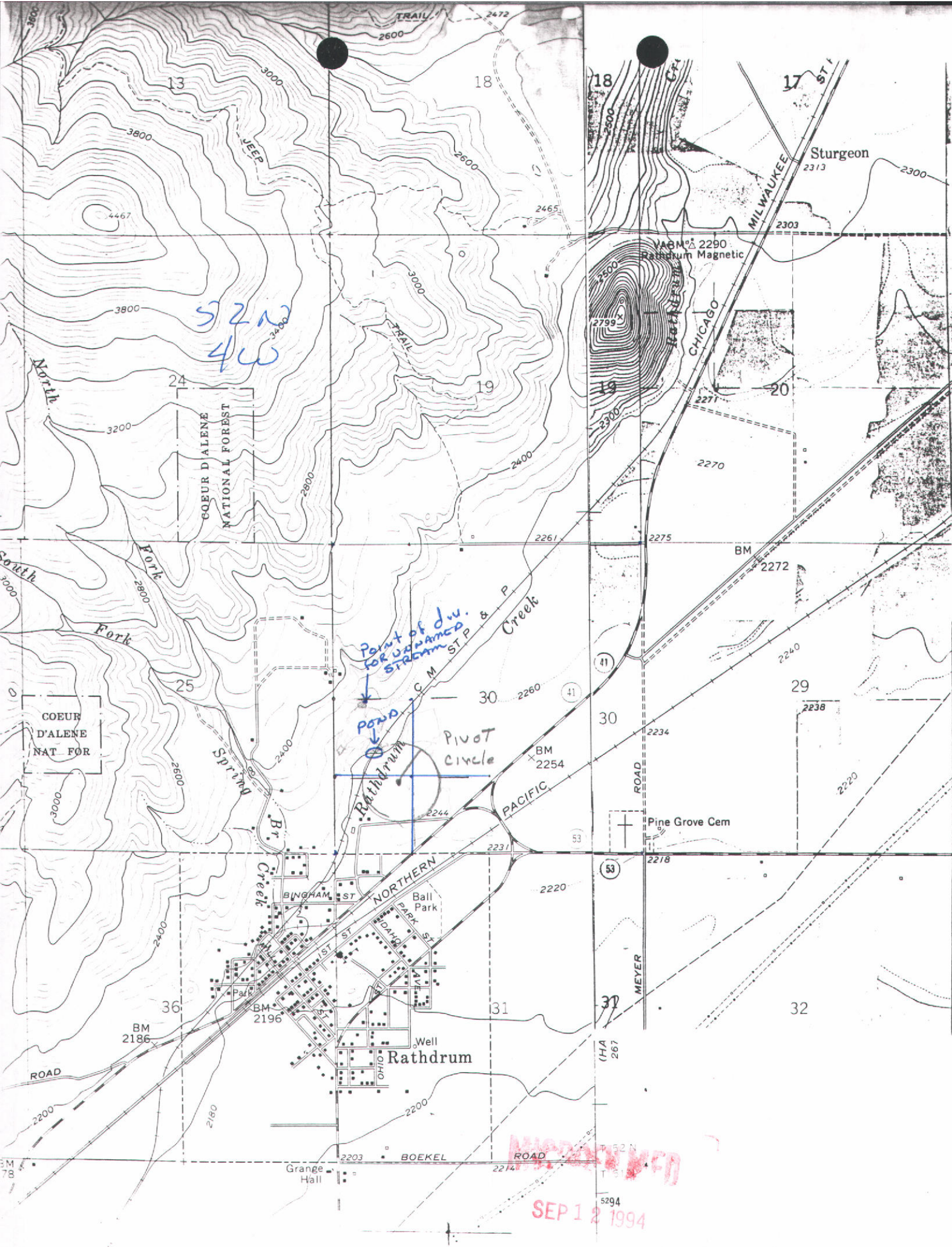




Designated	By whom Surveyed	Date of Contract	Amount of Survey		
			Miles	Chains	Links
Ship Lines	John B. David	August 29, 1890	2	0.0	10
divisions	" " "	" " "	39	42	42
orders	" " "	" " "	5	72	0

RECORDED
 SEP 12 1994



IN THE MATTER OF PERMIT NO. 95-08858)
)
IN THE NAME OF SYLTE RANCH)
)

**ORDER OF

REINSTATEMENT**

MICROFILMED
SEP 29 1998

AUG 10 1998

Department of Water Resources

SEP 29 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08858

Proposed Priority: March 23, 1994

Maximum Diversion Rate:

0.56 CFS

This is to certify, that **SYLTE RANCH**
RT 4 BOX 854
RATHDRUM ID 83858
has applied for a permit to appropriate water from:

UNNAMED STREAM
RATHDRUM CREEK

tributary of **RATHDRUM CREEK**
tributary of **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.56 CFS	
IRRIGATION STORAGE	03/15 to 11/15		5.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		5.0 AF
STOCKWATER	01/01 to 12/31	0.56 CFS	
STOCKWATER STORAGE	01/01 to 12/31		5.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		5.0 AF
RECREATION	01/01 to 12/31	0.56 CFS	
RECREATION STORAGE	01/01 to 12/31		5.0 AF
DIVERSION TO STORAGE	03/15 to 11/15	0.56 CFS	
Totals		0.56 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWSW), Sec. 30, Township 52N, Range 04W
KOOTENAI 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>
52N	04W	30	NESW 4	Lot 3(NWSW)	9	Lot 4(SWSW)	12	
			SESW 8					33

Total number of acres irrigated: 33

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: STOCKWATER FROM STORAGE, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **July 1, 1998**.
2. Subject to all prior water rights.

SEP 12 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

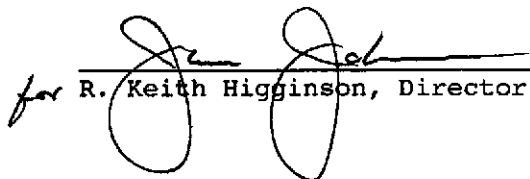
NO. 95-08858

CONDITIONS/REMARKS:

3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. Stockwater use is for 200 range cattle.
7. Recreation use is for fish.

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

19TH day of July, 1994.

for  R. Keith Higginson, Director

RECEIVED
SEP 1 2 1994

RECEIVED
JUN 06 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8858

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant SYLTE RANCH Phone 687-1213
Post office address RT #4 Box 850 RATHORUM ID 83858
UNNAMED STREAM RATHORUM CREEK
2. Source of water supply Rathorum Creek which is a tributary of SINKS
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot 3
Sec. 30 Township 52N Range 4W B.M. Keate 21 County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
- | Amount (cfs or acre-feet per annum) | Purpose | From | To | (both dates inclusive) |
|-------------------------------------|--------------------------------|-------------|--------------|------------------------|
| <u>.56</u> | <u>DIVERSION TO STORAGE</u> | <u>3/15</u> | <u>11/15</u> | |
| <u>.56</u> | <u>IRRIGATION</u> | <u>3/15</u> | <u>4/15</u> | |
| <u>5.0</u> | <u>IRRIGATION STORAGE</u> | <u>3/15</u> | <u>4/15</u> | |
| <u>5.0</u> | <u>IRRIGATION FROM STORAGE</u> | <u>3/15</u> | <u>11/15</u> | |
| <u>.56</u> | <u>STOCKWATER</u> | <u>4/1</u> | <u>12/31</u> | |
| <u>5.0</u> | <u>STOCKWATER STORAGE</u> | <u>4/1</u> | <u>12/31</u> | |
| <u>5.0</u> | <u>STOCKWATER FROM STORAGE</u> | <u>4/1</u> | <u>12/31</u> | |
| <u>.56</u> | <u>RECREATION</u> | <u>4/1</u> | <u>12/31</u> | |
| <u>5.0</u> | <u>REL STORAGE</u> | <u>4/1</u> | <u>12/31</u> | |
5. Total quantity to be appropriated is (a) .56 cubic feet per second and/or (b) 5.0 acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. POUND - PUMP - CIRCLE
IRRIGATION SYSTEM
- b. Height of storage dam 9.0 feet; active reservoir capacity 5.0 acre-feet; total
reservoir capacity 6.0 acre-feet; period of year when water will be diverted to storage:
4/1 to 12/31 inclusive.
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
4 years (minimum 1 year).

SEP 12 1994

Description of proposed uses (if irrigation only, go to item)

a. Hydropower, show total head of head and proposed flow in KW.

b. Stockwatering; list number and kind of livestock. 200 RANGELAND

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully: Retention use is for CIA

9. Description of place of use:

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

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

[illegible]

Total number of acres to be irrigated.

33

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

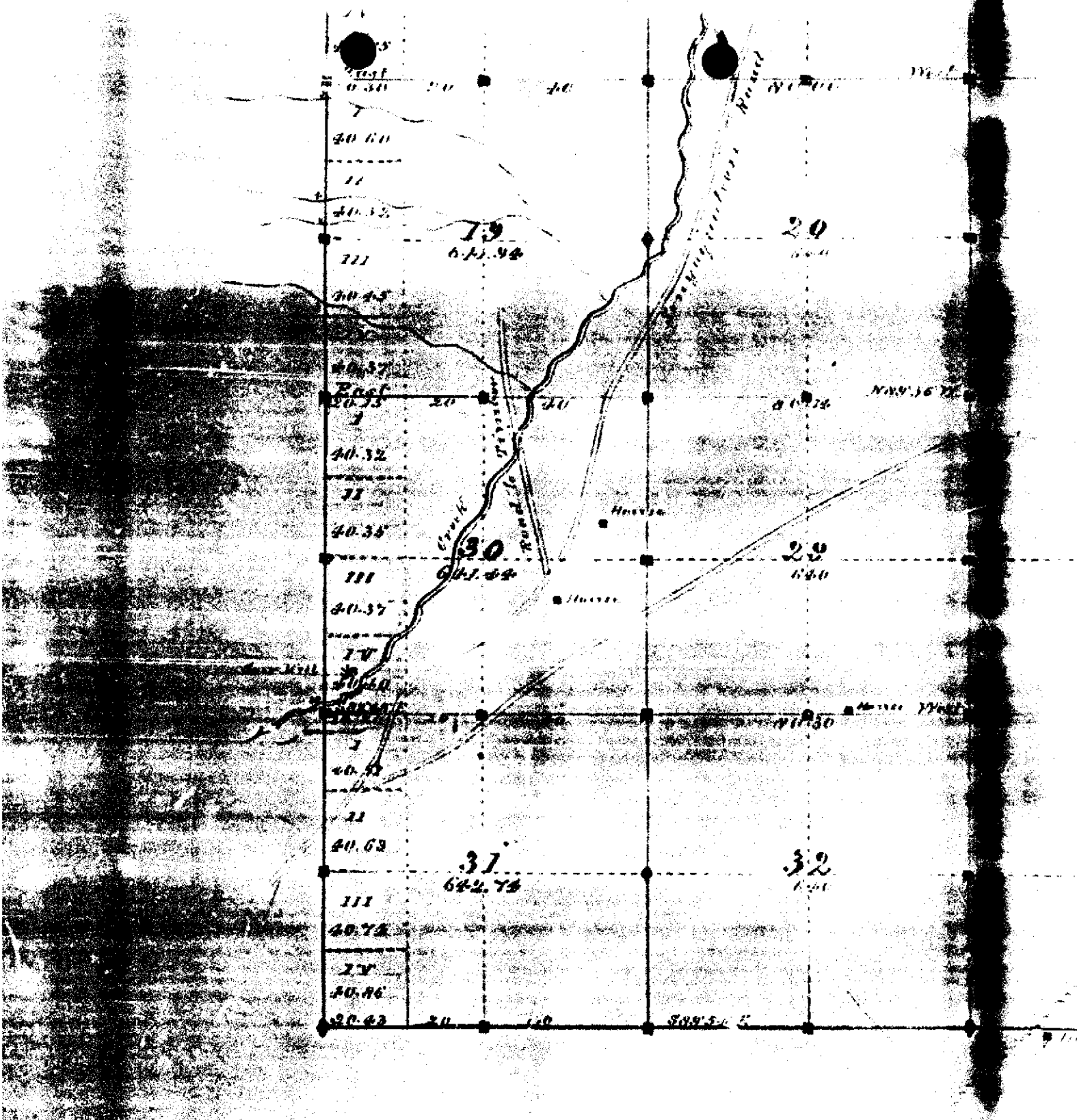
11. a. Who owns the property at the point of diversion? Applicant

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

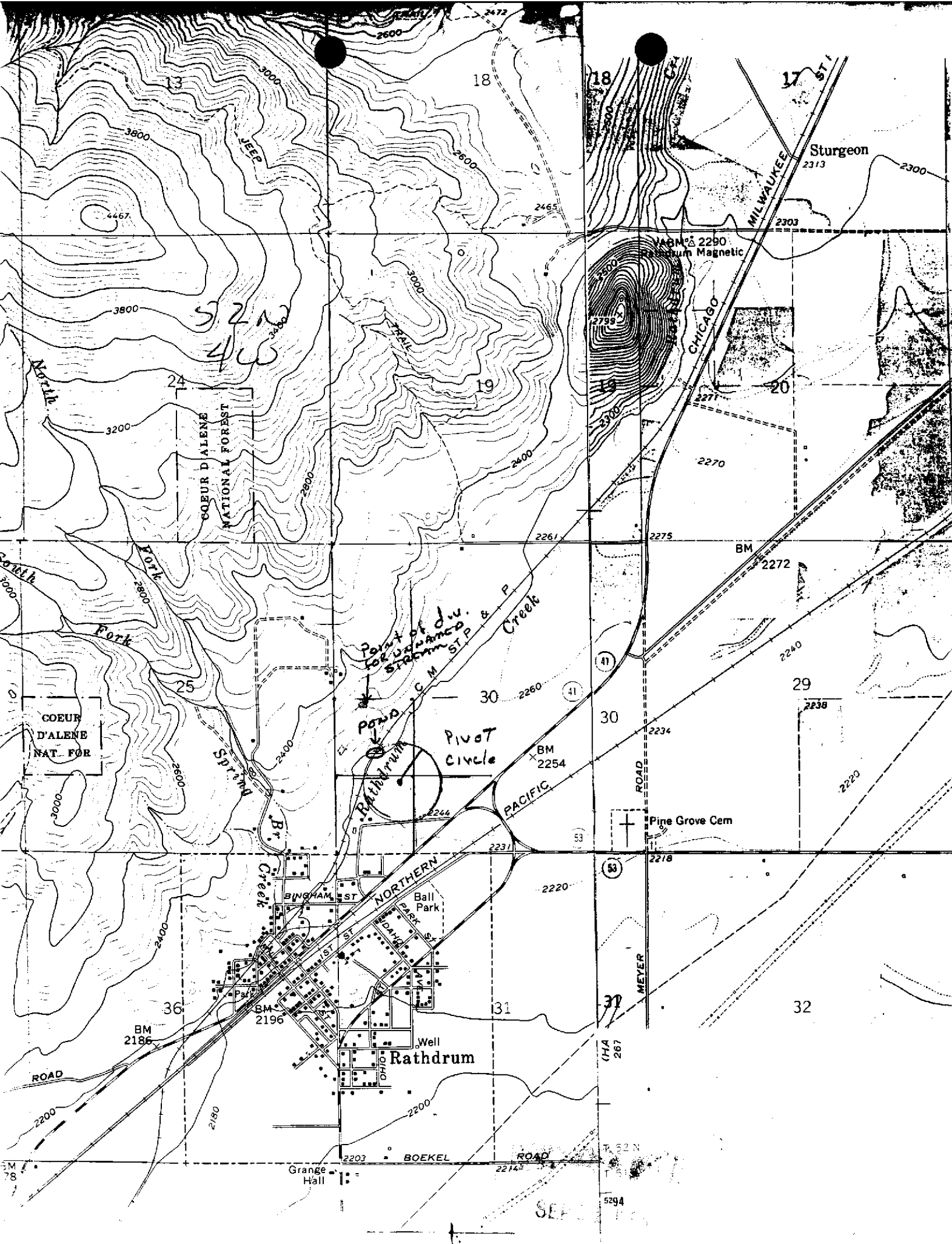
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

applicant to make this filing.

12. Remarks:



Name of Ship	By whom Surveyed	Date of Contract	Amount of Survey		
Ship Name	By whom Surveyed	Date of Contract	Miles	Charts	Length
Ship Name	John B. David	August 1994	12	0	10
Ship Name		SEP 12 1994	39	4	10
Ship Name			5	7	10



[illegible]

Salvatore S. S. S.
Partner (Applicant)

SEP 12 1994

e. Other:

- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

19

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by MS Date 3-23-94 Time 4:20 Preliminary check by MS

Fee \$ 45.00/100 Received by MS # 207475 Date 3-23-94

Publication prepared by MS Date 3/30/94 Published in CD/AD/MS # 7-14/94

Publication approved MS Date 4/20/94

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08858 Reviewed by Jfy Date 9-8-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

Irr., Stock, storage

no Address same as permit?

no Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

_____ Correct?

☐ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

yes Required?

100 - Amount Submitted

? Installed?

yes Correct?

_____ Waiver requested?

PRIORITY CALCULATION

Date proof received 8-5-98 217

Date proof due 7-1-98 - 182

No. of days late 35 = 35

Priority Date 3-23-94 + 82

New Priority Date 4-27-94 117

74/27/94

DEFICIENCIES OR ACTION ITEMS

Reinstate & advance priority to April 27, 1994.
Inform of measurement condition.
Proof acceptable.

DATA ENTRY

New Address 7955 W. Syite Ranch Rd. Proof Made 8-5-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

September 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SYLTE RANCH
7955 W SYLTE RANCH RD
RATHDRUM ID 83858

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 95-08858

Dear Permit Holder:

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

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to April 27, 1994, as provided in Section 42-218a.2, Idaho Code. Additionally, one of the conditions of your permit requires you provide means of measurement from all authorized points of diversion which would allow determination of the total rate of diversion. Your proof submittal does not indicate if this condition has been complied with. Please be aware that your failure to comply with this condition at the time the department conducts the field examination may jeopardize the validity of the permit.

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

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, you may contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

SEP 29 1998

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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

July 30, 1998

SYLTE RANCH
RT 4 BOX 854
RATHDRUM ID 83858

LAPSE NOTICE

RE: PERMIT NO. 95-08858

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated April 30, 1998. No further construction or additional development is authorized under this permit unless it is reinstated.

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

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED
SEP 29 1998

CERTIFICATION OF MAILING

I hereby certify that on 7/30/98
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



April 30, 1998

SYLTE RANCH
RT 4 BOX 854
RATHDRUM ID 83858

PROOF DUE NOTICE

RE: PERMIT NO. 95-08858

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 July 1, 1998.

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

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

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

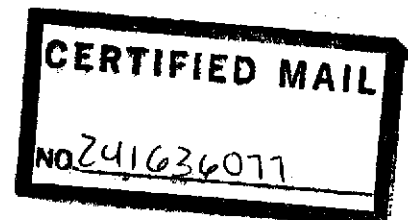
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

SEP 29 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 20, 1994

SYLTE RANCH
RT 4 BOX 854
RATHDRUM ID 83858

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08858

Dear Permit Holder:

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

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

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

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:dc

Enclosures

MAILED 11/20/94

SEP 12 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

Application #: 95-8858 Name: Sylte Ranch Date: 6/8/94

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
SYSTEM COMPLETED:

No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <flo-ch> - T17 (new), 01K (existing), No MD
- 0.2 cfs - No MD <flow chart>

Drilling Permit:

Included w/permit - Permit No. _____, P99
Existing well - NA (pre 7/1/87)
No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <flow chart>

LOCATION:

Water District(dem) - WD No. _____
*Surface water - 005 (req) 01J-P08 <flow chart>
(doesn't sink) or 01H-P01 <flow chart>; No MD
Groundwater - P05 (new irrigation well)
In stream channel - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (-85° Groundwater temp)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA
Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA
Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)
Irrigation - 803(if GW use SW 1st)(+5A do POU comp), NA
Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 054 (req) & 06A/010/09E-P10
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
Domestic (surface) - 021(Boise R ↑ L Peak), 27A(Payette R), NA

OWNERSHIP:

Non land owner - 004 (PD/PU) _____

PROTESTED:

Prehearing agreement- 020

OTHER CONDITIONS:

REMARKS:

- ① woz(200 ec) ② Rec use for fish.

BENEFICIAL USE DUE:

COMMENTS:

- 7-1-1998

- ① Corp off

* request for list of officers/partners sent 6/8/94 cz Received 7/15/94 cz.

WR0749NP
No. P95-08858

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/15/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SYLTE RANCH RT 4 BOX 854 RATHDRUM ID 83858 (208) 687-1213	03/23/1994	IRRIGATION	03-15 11-15	0.56 CFS	
			IRRIGATION STORAGE	03-15 11-15		5.00 AFA
			IRRIGATION FROM STORAGE	03-15 11-15		5.00 AFA
			STOCKWATER	01-01 12-31	0.56 CFS	
			STOCKWATER STORAGE	01-01 12-31		5.00 AFA
			STOCKWATER FROM STORAGE	01-01 12-31		5.00 AFA
			RECREATION	01-01 12-31	0.56 CFS	
			RECREATION STORAGE	01-01 12-31		5.00 AFA
			DIVERSION TO STORAGE	03-15 11-15	0.56 CFS	
TOTAL DIVERSION:					0.56 CFS	

Water Source: UNNAMED STREAM
RATHDRUM CREEK

Tributary to: RATHDRUM CREEK
SINKS

Stage: PERMIT

Point(s) of Diversion: T52N R04W S30 Lot 03(NWSW)

KOOTENAI 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
52N	04W	30	:											04	03-09	04-12	08			33.0
TOTAL ACRES																				33.0

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

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

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

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

Pou County: KOOTENAI

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

95-00733 95-00944 95-07604 95-07630 95-08858 A95-07604 A95-07630

Other Water Rights Listing Overlapping Place(s) of use:

95-00733 95-00944 95-07604 95-08858 A95-07604 A95-07630

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- T17 - Prior to diversion of water under this approval, the right holder
- shall provide a means of measurement acceptable to the Department
- from all authorized points of diversion which will allow
- determination of the total rate of diversion.

Conditions of Approval:

- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Remarks: Stockwater use is for 200 range cattle.
Recreation use is for fish.

Dates: App. Received: 03/23/1994 Priority Date: 03/23/1994
Proof Due Date: 07/01/1998 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/29/1994 User-ID: STYPA Subject: DIVERSION DESCRIPTION
Pond, pump, and circle irrigation system.
Dam height: 9 ft.; Active reservoir capacity: 5 A/F; Total
reservoir capacity: 6 A/F; Time period for diversion of water:
1/1 to 12/31 inclusive.

Date: 07/15/1994 User-ID: CZIMMERM Subject: PARTNERS
The partners of Sylte Ranch are Gordon Sylte, Joan Schween,
Deanda Roberts, and deanna Lucas Hobbs.

Audit: 06/08/94 CZIMMERM

MEMORANDUM

DATE: July 15, 1994
TO: File 95-08858
FROM: Cindy Zimmerman
SUBJECT: Corporate Officers

=====

Per telecon with Gordon Sylte today, the partners of Sylte Ranch are:

Gordon Sylte, Rt 4 Box 854, Rathdrum ID 83858
Joan Schween, 8114 Rebawood Dr, Humbel TX 77346-4514
Deanda Roberts, 2234 S Rockwood Blvd, Spokane WA 99203
Deanna Lucas Hobbs, 603 W 26th, Spokane WA 99203

SEP 12 1994



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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 8, 1994

SYLTE RANCH
RT 4 BOX 854
RATHDRUM ID 83858

RE: Application for Permit No. 95-08858

Dear Sirs:

I have received your application for permit for irrigation use for final review. However, I need a list of the names, titles, and addresses of all the corporate officers and/or partners of Sylte Ranch.

I will hold further processing on your application for 30 days pending your response. Please submit this information as quickly as possible within the 30-day period to prevent any further undue delay in processing your application.

If you have any questions, please feel free to contact me at (208) 327-7944.

Sincerely,

A handwritten signature in cursive script that reads 'Cindy Zimmerman'.

CINDY ZIMMERMAN
Water Resource Agent

c: Northern Region

SEP 12 1994

(WATER RIGHT NUMBERS THAT BEGIN WITH AN "*" ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM					
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE															
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac														
9508858	T52N R04W S30	UNNAMED STREAM																																					
	:									:									:	04	09	12	08	:									:	33					
9500733	RATHDRUM C :									:									:									:									:		
9500944	UNNAMED ST :									:									:	03-1								:									:		
9502011	SPRING :									:	03								:	03-07								:									:	7	
9504358	SPRING :									:									:									:									:	3	
9507592	UNNAMED ST :									:									:	03								:									:	3	
A9507592	UNNAMED ST :									:									:	01								:									:	1	
9507593	SPRING BRA :									:									:	02-01								:									:	1	
A9507593	SPRING BRA :									:									:	02-01								:									:	1	
9507604	RATHDRUM C :									:									:	02-01								:									:	1	
A9507604	RATHDRUM C :									:									:	15								:	20								:	43	
9507617	RATHDRUM C :									:	20								:	15								:	20								:	43	
A9507617	RATHDRUM C :	20								:	20								:	15								:									:	55	
9507630	RATHDRUM C :									:									:									:									:	55	
A9507630	RATHDRUM C :									:									:	05								05	:									:	10
9507719	UNNAMED ST :									:									:	03-05								04-05	:									:	10
A9507719	UNNAMED ST :									:	10								:	10								:									:	20	
9508457	UNNAMED ST :	20								:									:									:									:	20	
	NO MAPPING INFO AVAILABLE									:									:									:									:	20	

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # _____

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

APPLICANT: SYTLE BY: AS DATE: 3/24/94

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 3/24/94

☒ (Include Moratorium Remark)

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

ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: n/a

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: n/a

***** GROUNDWATER SECTION *****

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

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

RECEIVED
JUN 06 1994

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

Department of Water Resources

(Yes) (No)

- ____ Notice of pending void order issued. Final order response date: ____/____/____
____ Further information required from applicant
☒ Affidavit of publication received
☒ Application published correctly, If not, record action taken: _____

- ____ Publication dates and paper recorded on application | Sr. Agent initial AS
☒ Protests received. Final protest date: 4/25/94 Protest withdrawn
____ ☒ Measuring device required
____ ☒ Measuring port required
____ ☒ Special conditions: _____
____ ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AS Date: 6/1/94

Application No. 95/8858

SPECIAL NOTE: _____

PROTEST INFORMATION SHEET

Protestant(s)

	NAME	ADDRESS	PROTEST DATE
1	Id. D. of Fish & Game	2750 Kethleen Ave., CDA Id. 83814	4/22/94
2			
3			
4			
5			
6			
7			
8			
9			
10			

ATTORNEY

ADDRESS

DATE FILED: 4/22/94 PROTEST DUE DATE: 4/25/94

ISSUES: Negative impact on fish.

Applicant

ATTORNEY

ADDRESS

	DATE
Protest Date Entered on Computer	<u>5/2/94</u>
Acknowledgment Letters Sent	<u>5/2/94</u>
Hearing Date	_____
_____	_____
_____	_____
_____	_____

(Other Dates)

Other Information: _____

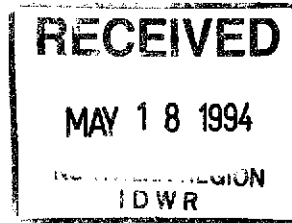
Protest information submitted to computer (following hearing) _____

SEP 12 1994



IDAHO FISH & GAME
PANHANDLE REGION
2750 Kathleen Avenue
Coeur d'Alene, Idaho 83814

Cecil D. Andrus / Governor
Jerry M. Conley / Director



May 13, 1994

Mr. Robert G. Haynes
Idaho Department of Water Resources
1910 Northwest Boulevard, Suite 210
Coeur d'Alene, ID 83814

Dear Bob:

REFERENCE: SYLTE/RATHDRUM CREEK TRIBUTARY

Chip Corsi of my staff met with Mr. Sylte on Thursday, May 12 to discuss his water right application. After reviewing the site and Mr. Sylte's plans, it does not appear the proposal will have a significant impact on the fishery. Therefore, we are withdrawing our protest of his application.

Sincerely,

David W. Ortmann
Regional Supervisor

DWO:CEC:njk

C: Natural Resource Policy Bureau
Legal

SEP 12 1994

95-08858

SYLTE RANCH
RT 4 BOX 854
RATHDRUM, ID 83858

Source: UNNAMED STREAM
Source: RATHDRUM CREEK

Tributary: RATHDRUM CREEK
Tributary: SINKS

Diversion Pt: NWSW Sec 30 T 52N R 04W in KOOTENAI County.

Use: IRRIGATION	(.560 CFS)	
IRRIGATION STORAGE		(5.00 AF)
IRRIGATION FROM STORAGE		(5.00 AF)
STOCKWATER	(.560 CFS)	
STOCKWATER STORAGE		(5.00 AF)
STOCKWATER FROM STORAGE		(5.00 AF)
RECREATION	(.560 CFS)	
RECREATION STORAGE		(5.00 AF)
DIVERSION TO STORAGE	(.560 CFS)	
Total Diversion:	(.560 CFS)	

Date Filed: 3/23/1994

In: KOOTENAI County
T52N R04W S30

NESW

NWSW

SWSW

SESW

33.0 ACRES TOTAL

SEP 12 1994



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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 29, 1994

Sylte Ranch
Rt 4 Box 854
Rathdrum ID 83858

RE: Application for Permit Number 95-08858

Dear Mr. Sylte:

Enclosed is a copy of a protest filed against the approval of the above-referenced application for permit to appropriate the public waters of the State of Idaho. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the Application for Permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager
RGH/pms

SEP 12 1994



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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 29, 1994

Mr. David Ortman
Idaho Fish & Game
2750 Kathleen Ave
Coeur d'Alene ID 83814

RE: Application for Permit Number 95-08858

Dear Mr. Ortman:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the Application for Permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager
RGH/pms

SEP 12 1994

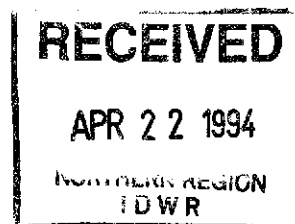


IDAHO FISH & GAME
PANHANDLE REGION
2750 Kathleen Avenue
Coeur d'Alene, Idaho 83814

Cecil D. Andrus / Governor
Jerry M. Conley / Director

April 20, 1994

Mr. Robert G. Haynes
Idaho Department of Water Resources
1910 Northwest Blvd. Suite 210
Coeur d'Alene, ID 83814



Dear Bob:

REFERENCE: 95-08858 SYLTE/RATHDRUM CREEK

We have reviewed the water right application by the Sylte Ranch to divert 0.56 cfs from Rathdrum Creek and tributary for irrigation and storage purposes.

Presently, Rathdrum Creek is negatively impacted by diversions, but still provides a seasonal fishery in and around Rathdrum. We are concerned further diversion for consumptive purposes will create additional negative impacts to the creek, and is therefore not in the public interest. Therefore, we are protesting this application at this time.

We will withdraw our protest if the applicant can demonstrate his diversion will not negatively affect the fishery. Chip Corsi of my staff will be the contact person, and will be happy to discuss our concerns with the applicant in hopes of resolving the protest.

Thanks for the opportunity to review this application.

Sincerely,

David W. Ortmann
Regional Supervisor

DWO:CEC:kh

C: Natural Resource Policy Bureau
Legal, Goddard

SEP 18 1994

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai.

ss.

Kem Alexander

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for 2 consecutive weeks commencing on the 7th day of April, 1994, and ending on the 14th day of April, 1994, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Subscribed and sworn to before me this 14th day of April, 1994.

Roberta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

95-08862
CITY OF POST FALLS
408 SPOKANE ST
POST FALLS, ID 83854
Source: GROUNDWATER
Diversion Pt: NWNWSW Sec 1 T 50N R 05W in KOOTENAI County.
Use: MUNICIPAL (5.000 CFS)
Total Diversion: (5.000 CFS)
Date Filed: 3/23/1994
T R S00

95-08863
SNYDER, R WILLIAM
S 18211 LATAH CREEK RD
VALLEYFORD, WA 99036
Source: KRUSE CREEK
Tributary: LAKE CREEK
Diversion Pt: LOT 10 (SWSW) Sec 8 T 48N R 05W in KOOTENAI County.
Use: WILDLIFE STORAGE (3.00 AF)
DIVERSION TO STORAGE (200 CFS)
Total Diversion: (200 CFS)
Date Filed: 3/29/1994
In: KOOTENAI County

T48N R05W S08 SWSW
For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.
The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before APRIL 25, 1994.

R. KEITH HIGGINSON, Director
Legal 868
April 7, 14, 1994

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08857

FOOTE, JIM
2076 MILLVIEW LN
COEUR D'ALENE, ID 83814
Source: SPOKANE RIVER
Tributary: COLUMBIA RIVER
Diversion Pt: NESE Sec 10 T 50N R 04W in KOOTENAI County.
Use: IRRIGATION (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 3/28/1994
In: KOOTENAI County
T50N R04W S10 NESE
1.0 ACRES TOTAL
95-08858

OK
42494
SYLTE RANCH
RT 4 BOX 854
RATHDRUM, ID 83858
Source: UNNAMED STREAM
Tributary: RATHDRUM CREEK
Source: RATHDRUM CREEK
Tributary: SINKS
Diversion Pt: NWSW Sec 30 T 52N R 04W in KOOTENAI County.
Use: IRRIGATION (560 CFS)
IRRIGATION STORAGE (5.00 AF)
FROM STORAGE (5.00 AF)
STOCKWATER (560 CFS)
STOCKWATER STORAGE (5.00 AF)
FROM STORAGE (5.00 AF)
RECREATION (560 CFS)
RECREATION STORAGE (5.00 AF)
DIVERSION TO STORAGE (560 CFS)
Total Diversion: (560 CFS)
Date Filed: 3/23/1994
In: KOOTENAI County
T52N R04W S30 NESW NWSW SWSW
SES
33.0 ACRES TOTAL
95-08859

BALDWIN, ROY
2517 POWDERHORN ST
POST FALLS, ID 83854
Source: GROUNDWATER
Diversion Pt: SESE SEC 7 T 50N R 05W in KOOTENAI County.
Use: IRRIGATION (100 CFS)
DOMESTIC (110 CFS)
Total Diversion: (210 CFS)
Date Filed: 3/21/1994
In: KOOTENAI County
T50N R05W S07 SESE
5.0 ACRES TOTAL
95-08860

POE ASPHALT PAVING INC
PO BOX 449
LEWISTON, ID 83501
Source: GROUNDWATER
Diversion Pt: SWSW Sec 31 T 51N R 05W in KOOTENAI County.
Use: COMMERCIAL (1.000 CFS)
Total Diversion: (1.000 CFS)
Date Filed: 3/25/1994
In: KOOTENAI County
T51N R05W S31 SWSW
95-08861

STONE, CHARLES M
E 4203 43RD AVE
SPOKANE, WA 99223
Source: COEUR D'ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: LOT 2 (SWNE) Sec 28 T 48N R 04W in KOOTENAI County.
LOT 2 (SENE) Sec 28 T 48N R 04W in KOOTENAI County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 3/29/1994
In: KOOTENAI County
T48N R04W S28 LOT 2 (SWNE) LOT 2 (SENE)

SEP 12 1994



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

CECIL D. ANDRUS
March 31, 1994

R. KEITH HIGGINSON
Director

Sylte Ranch
Rt. 4 Box 854
Rathdrum, Id. 83858

Gentlemen:

Re: Water Appropriation Application No. 95-8858.

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

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

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

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent
AB/pms

RECEIVED
MAY 11 1994

SEP 12 1994