

SAGLE QUADRANGLE
IDAHO-BONNER
7.5 MINUTE SERIES (TOPOGRAPHIC)

2780
(ELMIRA 1:62,500)

BONNERS FERRY 36 MI.
SANDPOINT 2.3 MI.

32°30"

310 000 FEET

536

116°30'

48°15'

2 400 000
FEET

X Mile 118

Sleep

Verdant

BM 2092

X Grave Pit

T. 57 N.

T. 56 N.

X 2270

2077

Sagle Slough

Gravel Pit

Spring

NORTHERN

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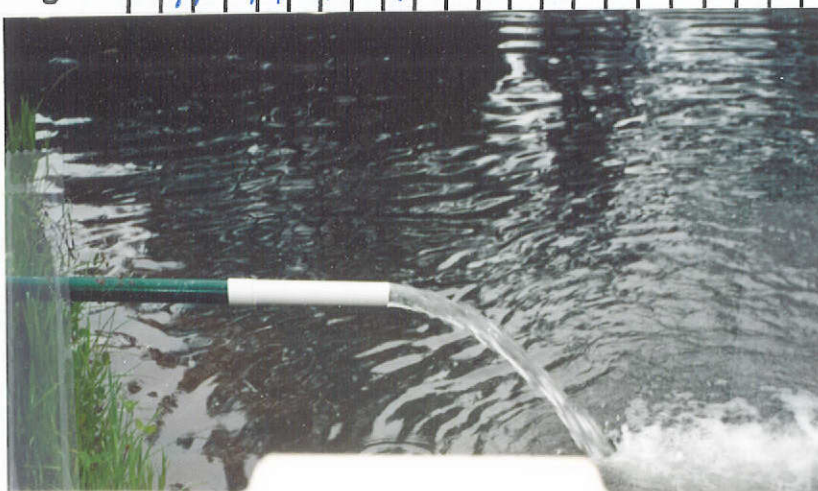
PERMIT #

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUP

OTO GRA



Pond
IN Flow to Pond

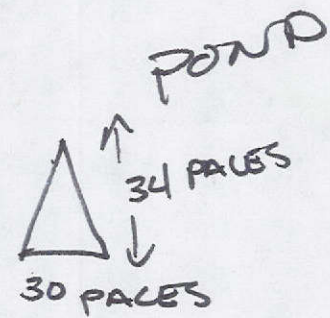
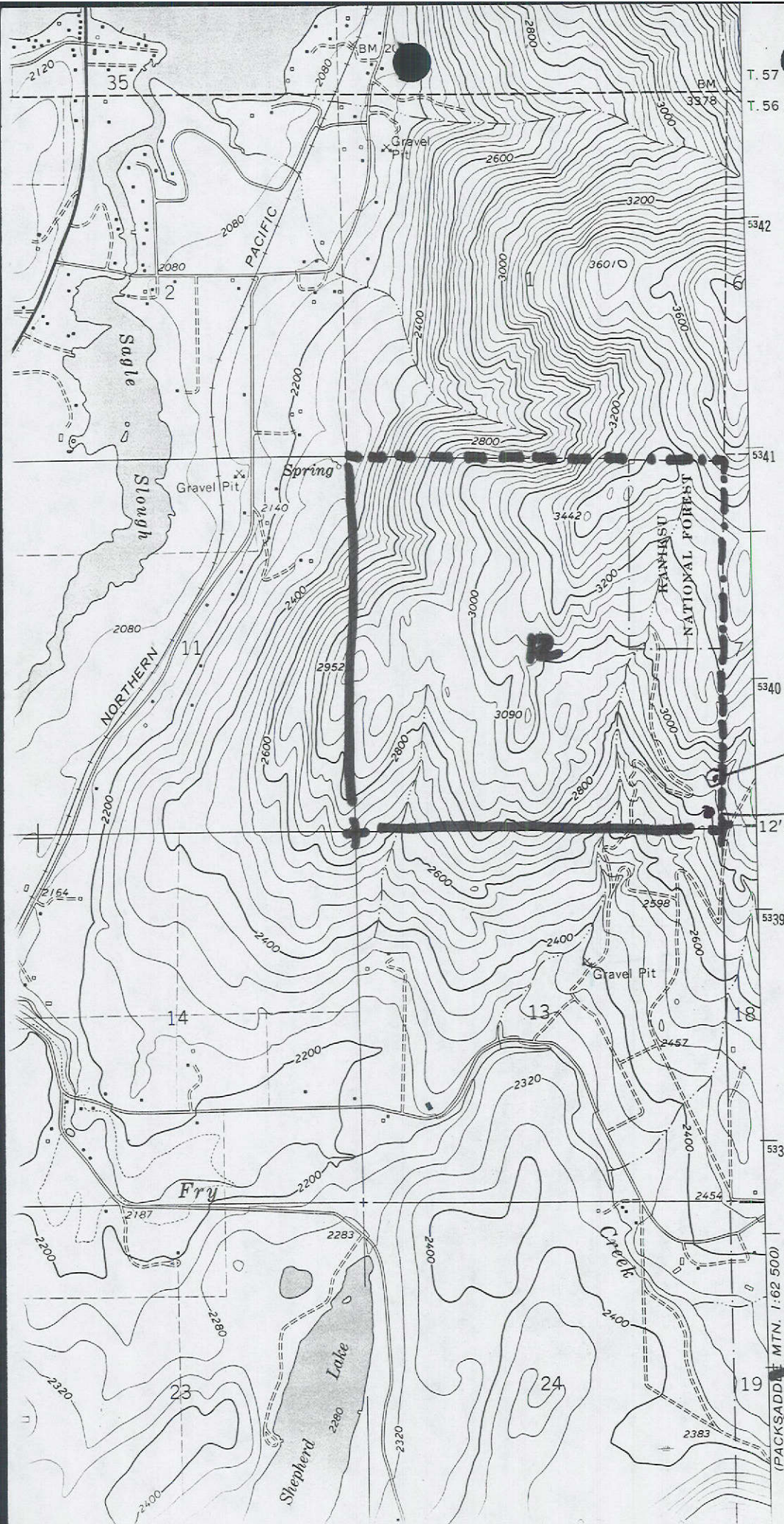


Valve at point of diversion
Point of diversion



NOT FILMED

JUN 18 1997



POINT OF
DIVERSION
POND

96-08802

OLDRIDGE
T. 56 N., R. 2 W.

JUL 18 1997

Great Lakes™ Pond Aeration Systems

Aerate A Lake* Up To 1 1/2 Acres For Just \$560!

The DA-1 Lake and Pond Aeration System is a complete aeration and destratification system, including an AES Synergistic Diffuser Manifold (ALA-4GL), a 1/3 horsepower diaphragm compressor, a pole-mount lockable steel cabinet, 6' power cord, 100 feet of tubing (P200S), and 15 brick ties (T120R). The ties are used to attach bricks (not included) to the tubing to keep it on the lake bottom. Our WD-0 weighted tubing (shown below) is optional.

The compressor can be located hundreds of feet from the pond with additional tubing (See page 97). The sound-reducing, ventilated, weather-proof heavy steel cabinet is easily installed on a post, pier or boat house. Installation is easy, instructions are included, and the entire unit is UPS-able. Also available without cabinet. See descriptions below for other system options.

*A single DA-1 system will typically aerate round ponds up to these dimensions:

Pond Size	Depth
1 1/2 acres	15 to 20 feet
1 acre	12 to 15 feet
1/2 acre	9 to 12 feet
1/4 acre	5 to 9 feet
1/8 acre	3 to 5 feet

We are the Aeration Experts.

We've Aerated Over 60,000 Acres To Date!

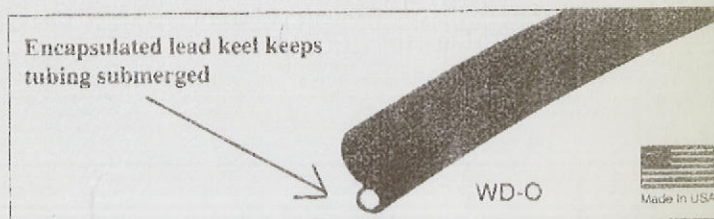


Part No.	Description	Ship	Price
DA-1	Complete Aeration System as described above	4 + 5 + 41 lbs (3 boxes)	\$560.00
DA-1W	DA-1 System with 100' weighted air delivery tubing	4 + 23 + 41 lbs (3 boxes)	739.00
DA-10	DA-1 System without any air delivery tubing	4 + 41 lbs (2 boxes)	539.00
DA-14	DA-1 System with 400' x 1/2" unweighted air tubing	4 + 23 + 41 lbs (3 boxes)	585.00
DA-1NC	DA-1 System without air compressor cabinet	4 + 5 + 23 lbs (3 boxes)	379.00
DA	DA-1 System with 100' WD55 deicing tubing in place of ALA-4GL diffuser	6 + 23 + 41 lbs (3 boxes)	715.00

Weighted Tubing

This self-weighted polyethylene tubing is an easier to install alternative to the brick and tie tubing used with pond and lake aeration systems. It's especially useful in applications where frequent moving or simplified installation is required. The I.D. is 0.50 inches. See page 98 for compatible fittings.

Encapsulated lead keel keeps tubing submerged

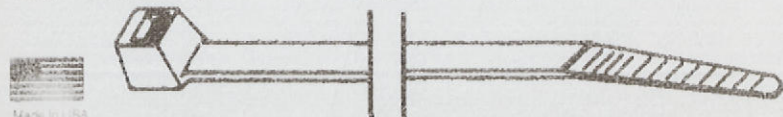


Part No. WD-0	Weighted Air Delivery Tubing	0.50" ID .612" OD	Ship Wt. 48 lbs./200'	\$1.95/ft.	\$1.75/ft./250'+
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Black Cable Ties

These versatile fasteners can be used in countless applications wherever you need to bundle wire, tie nets or cages, attach tubing to bricks, etc., etc. We've chosen this particular tie for its strength, consistent high quality and overall weatherability. Sold in package quantities only. These ties are made

with carbon black for the best in U.V. light protection. The series T21 ties have a minimum tensile strength of 250 pounds that can be doubled just by wrapping the tie around the object twice. These are the some of the least expensive top quality cable ties available anywhere!



Made in USA

BLACK COLOR FOR LONGEST LIFE WHEN EXPOSED TO SUNLIGHT

Compare our prices!

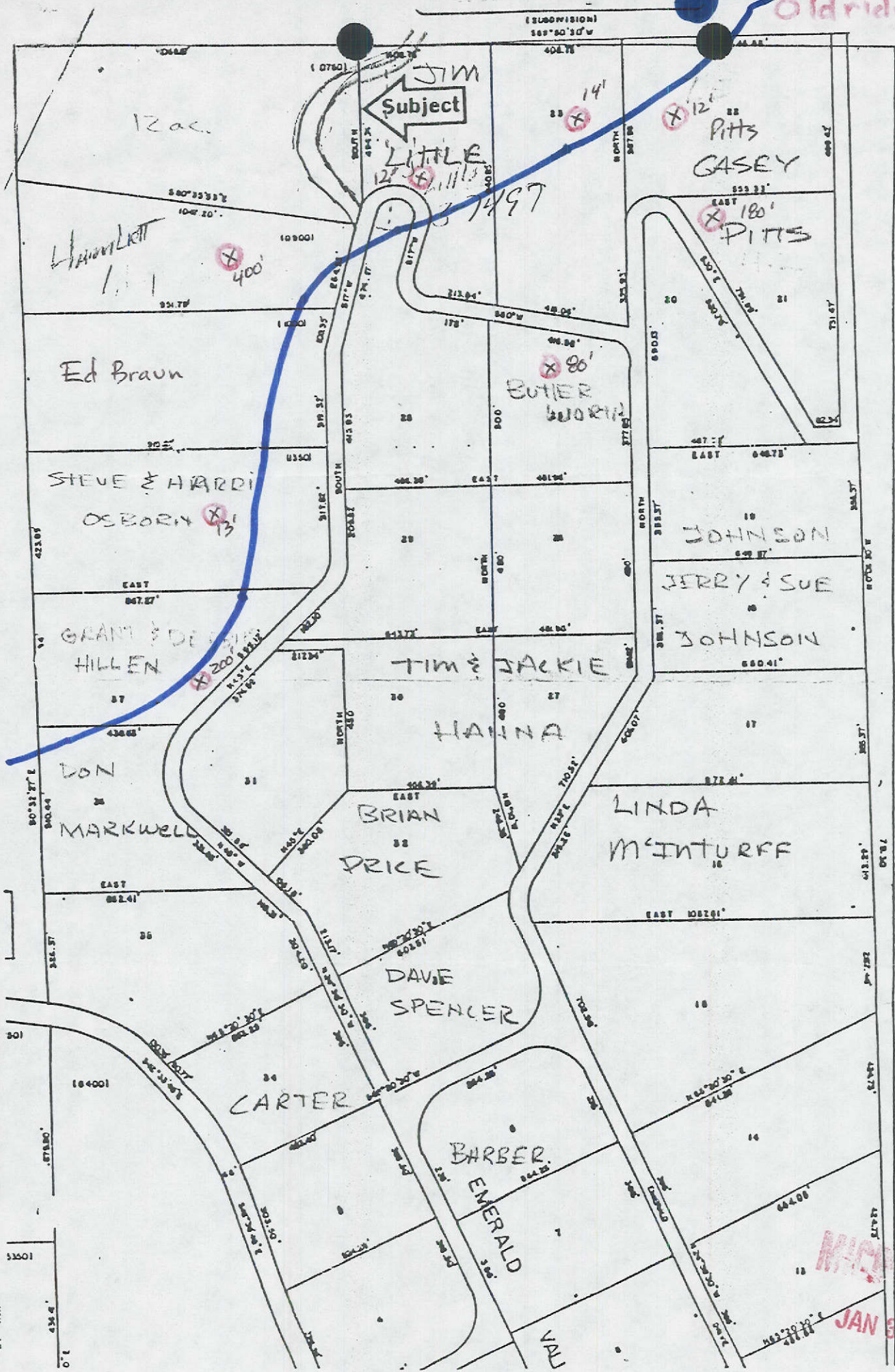
PART NO.	DESCRIPTION	SHIP WT. PER 100	MINIMUM TENSILE UNLOCKING STRENGTH	MAXIMUM BUNDLE DIAMETER	LENGTH	APPROXIMATE WIDTH	PKG. QTY.	PKG. PRICE	QTY. PRICE	QTY. PRICE
T18-R	Cable Ties	.5 lb.	18 lbs.	3/4"	4'	.10"	100	\$ 1.90	\$ 1.70/5+	\$1.50/20+
T30-R	Cable Ties	.5 lb.	30 lbs.	1 1/4"	6'	.14"	100	3.45	3.10/5+	2.79/20+
T40-R	Cable Ties	.8 lb.	40 lbs.	3"	11 1/2'	.15"	100	6.20	7.40/5+	6.70/20+
T120-R	Cable Ties	1 lb.	120 lbs.	4"	15 1/4'	.30"	50	8.45	7.60/5+	6.85/20+
T21081	Releasable Lashing Tie	2 lbs.	250 lbs.	5"	20'	.50"	25	17.85	15.90/4+	14.30/10+
T21083	Releasable Lashing Tie	3 lbs.	250 lbs.	8"	25'	.50"	25	26.25	23.65/4+	21.25/10+
T21084	Releasable Lashing Tie	4 lbs.	250 lbs.	10"	35'	.50"	25	33.90	30.50/4+	27.45/10+

RECEIVED

JAN 31 1996

RECEIVED
OCT 02 1995
NORTHERN REGION
IDWR

Oldridges



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08802

Priority: June 9, 1994

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
1.0 AF

This is to certify, that NEIL OLDRIDGE
PO BOX 1012

SAGLE ID 83860-1012 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 9, 1994; and
has submitted Proof of Beneficial Use on December 18, 1995. An examination indicates
that the works have a diversion capacity of 0.130 cfs of water from:

UNNAMED STREAM

tributary to FRY 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>
WILDLIFE STORAGE	01/01 to 12/31		1.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
AESTHETIC STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	10/02 to 06/14	0.04 CFS	
	Totals	0.04 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE, Sec. 12, Township 56N, Range 02W
BONNER County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

56N 02W 12

SESE

CONDITIONS OF APPROVAL AND 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 is limited to the amount which can actually be beneficially 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.

MICROFILMED
JUN 18 1997

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 96-08802

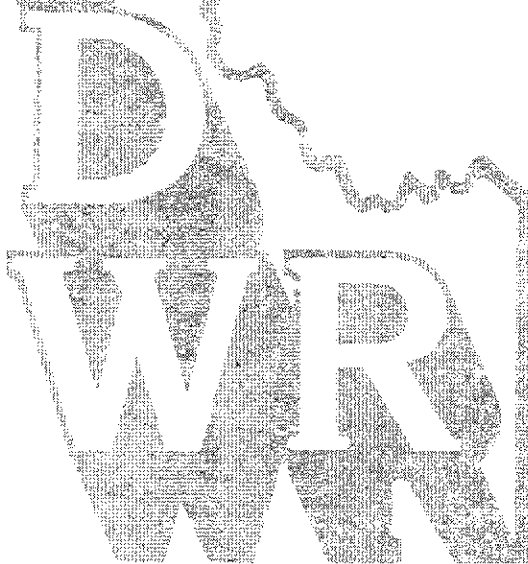
CONDITIONS OF APPROVAL AND REMARKS

5. Use of water under this right may be affected by an agreement between the protestant and the right holder.
6. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.

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 11th day of July, 1997.

Acting for

KARL J. DREHER, Director



MICROFILMED

JUL 18 1997

RECEIVED

DEC 18 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. CO34182
Receipt By: ju
Date Received: 12-19-95

PROOF OF BENEFICIAL USE

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

1. Permit No. 96-08802 Telephone No. 208-265-4980

2. Name(s) of Permit Holder(s): NEIL OLDRIDGE

3. Mailing Address: P.O. BOX 1012, SAGLE, IDAHO 83860

4. Source of Water: UNNAMED STREAM If GROUNDWATER (well), Date Drilled: mo. N.A. / yr.

a. Well Driller: N.A. Drilling Permit Number: N.A. - -

b. **OPTIONAL:**
Pump Horsepower: N.A. Pressure (psi): N.A. Dynamic pumping level (ft): N.A.

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

Domestic (No. of households): N.A. Stockwater (No. and type of stock): N.A.

Irrigation (No. of acres): N.A. Other: WILDLIFE, FIRE PROTECTION & AESTHETIC STORAGE

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 cfs OR 1.0 acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No X
Has the measuring device been installed? Yes or No X

Flow Measurement Port: Is a flow measurement port required? Yes or No X
Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Neil Oldridge Telephone Number: 208-265-4980

Address: 500 GARFIELD BAY ROAD, SAGLE, IDAHO 83860

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Neil Oldridge Date: 12-5-95
(include your title, if on behalf of company or organization)

JAN 31 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08802

Proposed Priority: June 9, 1994

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **NEIL OLDRIDGE**

PO BOX 1012

SAGLE ID 83860-1012

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **FRY CREEK**

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>
WILDLIFE STORAGE	01/01 to 12/31		1.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
AESTHETIC STORAGE	01/01 to 12/31		1.0 AF
DIVERSION TO STORAGE	10/02 to 06/14	0.04 CFS	
	Totals	0.04 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 12, Township 56N, Range 02W
BONNER County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

56N 02W 12

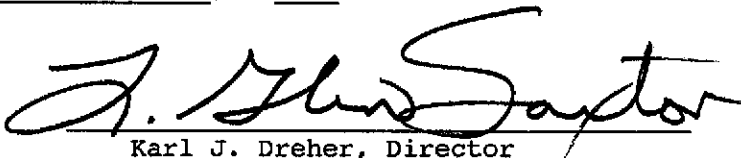
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CONDITIONS OF APPROVAL AND REMARKS

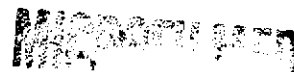
1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1996.**
2. Subject to all prior water rights.
3. Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.

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

29th day of November, 1995.


Karl J. Dreher, Director

for



JAN 21 1996

RECEIVED
NOV 24 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-8802

To appropriate the public waters of the State of Idaho

1. Name of applicant NEIL OLDRIDGE Phone 265-4980

Post office address P.O. Box 1012 SAGE, ID 83860

2. Source of water supply UNNAMED STREAM which is a tributary of FRY CREEK

3. Location of point of diversion is _____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot 4

Sec. 12 Township S6N. Range 2W. B.M. BONNER County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 1.0 for STORAGE FOR WILDLIFE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for DIVERSION TO * 102 4 purposes from 6/14 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.0 for STORAGE FOR AESTHETICS purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.0 for STORAGE FOR FIRE PROT. purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) 1.0 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 2" PIPELINE IN STREAM GRAVITY FLOW

b. Height of storage dam 13 feet; active reservoir capacity 1.0 acre-feet; total reservoir capacity 1.3 acre-feet; period of year when water will be diverted to storage: 1/1 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 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____;

Well was drilled for (well owner) _____

7. Time required for the completion of the works and application of the water to be proposed beneficial use is 1 years (minimum 1 year).

* per applicant's letter dated 12/1/99 & protest agreement. 11/28/95

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	2W	12																CT4 W (STORAGE)	
																		FIRE PROTE (STORAGE)	
																		I (STORAGE)	
																		* DIV. TO STORAGE	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

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

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

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

12. Remarks: _____

JAN 31 1996

SAGLE QUADRANGLE
IDAHO-BONNER
7.5 MINUTE SERIES (TOPOGRAPHIC)

BONNERS FERRY 3.6 MI.
SANDPOINT 2.3 MI.

32°30'

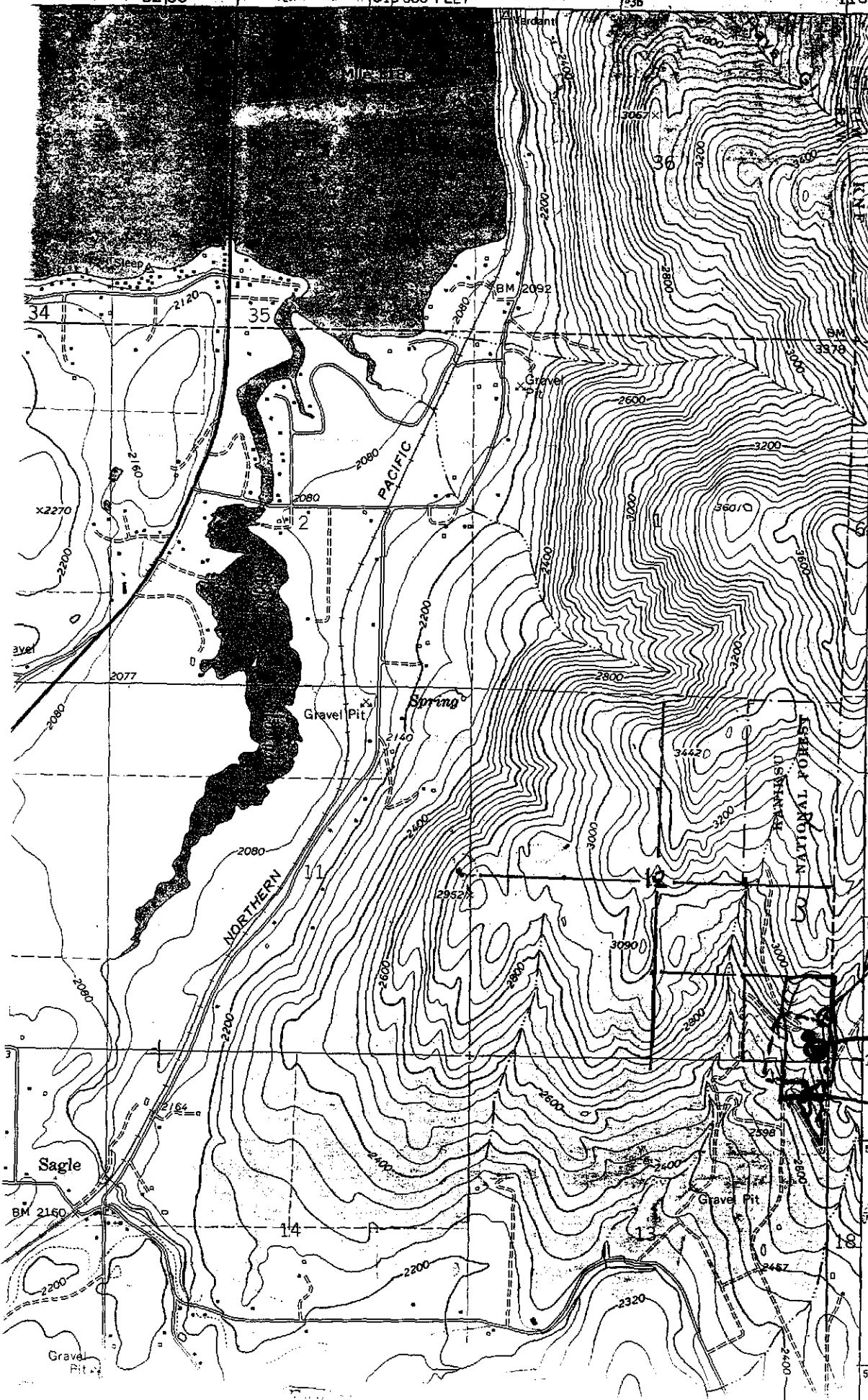
131°00'00" EAST

536

116°30'

48°15'

2 400 000
FEET



POINT
OF
DIVERSION
OVERIDGE
Pond
100'
well
PITS

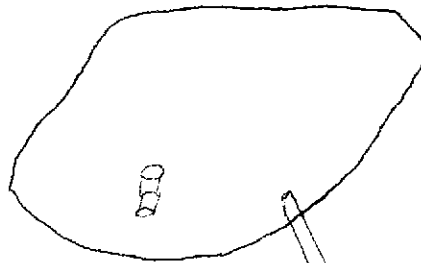
JAN 31 1990

EXACTLY

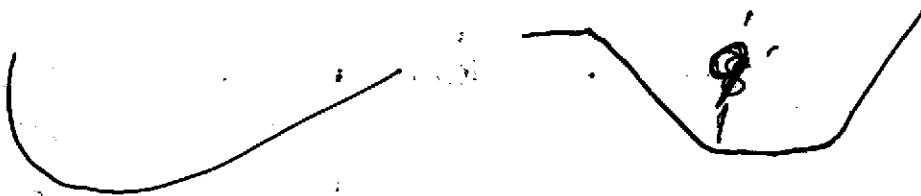
SAGE - 3 miles - on left Gravel Rd.

EMERALD VALLEY ESTATE SUB-DIVISION - POST
WITH NAMES → TURN LEFT - FOLLOW Rd. FORK
GO RIGHT, THEN LEFT UP Rd. 1 MILE.
SIBBITH NAME.

40 30
3 3
120 90



HOUSE 60' NORTH OF SECTION LINE



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

[illegible]

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.

X Mrs. A. O. O. O.
(Applicant)

Received by RSC Date 6/8/94 Time 4:47p Preliminary check by _____
Fee \$ 30.00 Receipted by RSC # N7750 Date 6/8/94
Publication prepared by RSC Date 6/29/94 Published in 7/1 & 14/94 Bonner Co. Daily Bee
Publication approved _____ Date _____

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. _____, and said application is hereby _____.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- 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.
- 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.
- e. Other:

JAN 31 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

July 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NEIL OLDRIDGE
PO BOX 1012
SAGLE ID 83860-1012

RE: WATER RIGHT NO. 96-08802

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below.

Also, please note that Permit No. 96-08802, and therefore the license also, limits your diversion rate to 0.04 cfs, or 18 gallons per minute. The Department's field examiner reported that you were diverting 60 gallons per minute when he inspected your diversion system in 1996. Under this water right you are not authorized to divert more than 18 gallons per minute.

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the

preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,

- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name and title.

Shelley W. Keen
Water Rights Supervisor

c: Northern Region

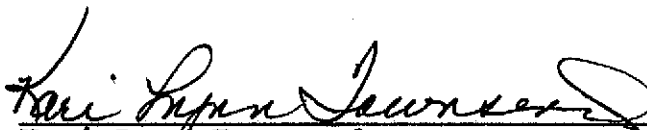
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 96-08802

NEIL OLDRIDGE
PO BOX 1012
SAGLE ID 838601012


Kari Lynn Townsend
Secretary

MICROFILMED

JUL 18 1997

MEMORANDUM

TO: File 96-08802

FROM: Sharla

DATE: August 14, 1996

RE: Licensing

As indicated in a letter dated December 1, 1994 from the permit holder to concerned parties, Dave LePard inspected this facility and determined it did not fall under the jurisdiction of the department's Dam Safety section. In a conversation with Mike Stubblefield on this date, he confirmed that this storage facility would not require a dam safety application and verified that no such application has been filed. The condition of permit regarding dam safety certification will be dropped from the license.

One of the conditions upon which an agreement with the protestants was reached pertains to the installation of a smaller section of pipe at the upper end of the diversion pipe restricting the amount delivered to 0.04 cfs. At the time of the hearing in September, 1995, this requirement was stated to have been fulfilled, per Norm Young's hearing notes, "the inlet to the buried two inch pipe has been reduced to 1/2" diameter to reduce flow to 18 gpm". The examiner indicated in his report that applicant was to be contacted to reduce diversion rate to 0.04 cfs - measured rate at time of exam was 0.13 cfs. While no further conditions are proposed for the license to limit the diversion, a special cover letter should be sent when the license is issued, informing the right holder that diversion of more than 0.04 cfs is illegal and that regional personnel will be requested to make an unscheduled visit to confirm compliance.

MICROFILMED

JUL 18 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08802

DATE 8/9/96

REVIEWER: SHARLA

NAME Change OK ✓

Address Change No

SOURCE Change ✓

Is change clarification of originally intended source?
If not, prepare Notice of Intent to Void

POINT OF DIV Change ✓

Amendment required No

PLACE OF USE Change ✓

Amendment required NO

Does map agree with written description? ✓ yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .04 cfs
Fee limit .20 cfs
Measured .13 cfs
Theoretical .11 cfs

another method should have been used, but photos show >.04 cfs clearly
\$5000
5 gal bucket / 5 sec.
2" pipe .11 cfs @ 5 fps
Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/ NATURE OF USES

triangle pond
50 (100) X 100 / 43,560 X 8.5 =
.98 = 1.02 af

Use	Volume Calculation
<u>Wild Star</u>	<u>1.0</u> af
<u>Fire Star</u>	<u>1.0</u> af
<u>Aesth. Star</u>	<u>1.0</u> af
<u>Dw. to Star</u>	<u>N/A</u> af
SUBTOTAL	<u>1.0</u> af

Flow rate cfs X days X 1.9835 = af
Total volume recommended 1.0 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS W07

CONDITIONS Watermaster Control WD#

 GW Measurement/Measuring Device

 Overlap

 Use-specific conditions 020

Advancement of Priority Date Required yes ✓ no

SRBA Claim Filed N/A

1st Amend Letter N/A

Adjustment Memo remove dam safety cond.

2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08802

1. Owner: OLDRIDGE, NEIL Phone No. (208) 265-4980

Current Address: P.O. Box 1012, Sagle, Idaho 83860

2. Accompanied by: N/A EXAM DATE: JUNE 24, 1996

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed Stream tributary to Fry Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NA

2. Other water rights with the same point of diversion: NA

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	SE	12	56 N.	2 W.	Bonner	U.S.G.S. 7.5 min. Quad.

2. Place(s) of Use:

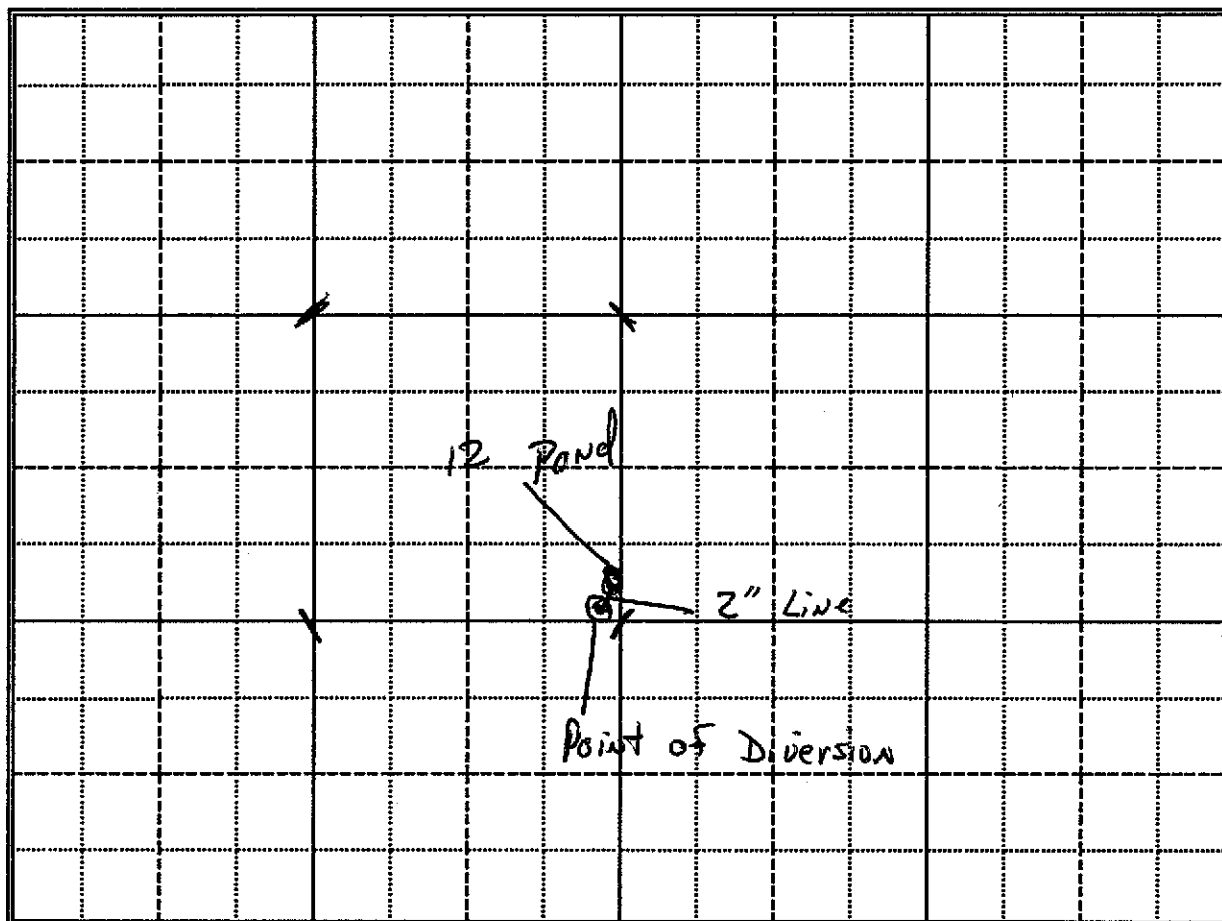
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56 N.	2 W.	12																W	(Storage)
																		F	(Storage)
																		J	(Storage)
																		(Div. to storage)	

MICROFILMED

JUN 12 1997

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



Scale: 1" = NTS

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

MICROFILMED

JUL 18 1997

E. NARRATIVE/REMARKS/COMMENTS

60 gals. per minute using bucket method (filled 5 gallons in 5 seconds)
water is diverted from stream by cement/rock dam, using
2" pipe - gravity flow to pond.
applicant to be contacted - to reduce diversion rate to .04 C.F.S.

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

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1111 18 1997

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

pond volume ; dim. = $100' \times 100' \times 8.5' / 2 = \frac{42500}{43560} = 1 \text{ AFA}$
 calculated based on triangle shape

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Wildlife, Fire protection				
Aesthetic Storage	1-1	12-30	.04	1.00
Totals:			.04	1.00

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name Dave Pajel Date 6-24-96

Reviewer _____ Date _____

SEAL

MICROFILMED

JUL 18 1997

PERMIT #

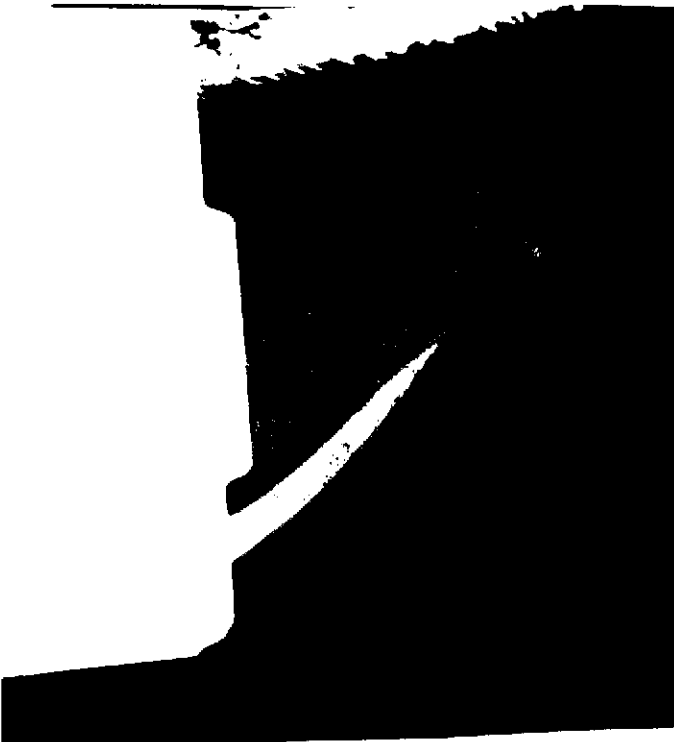
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUP

OTO GRA



in flow to Pond

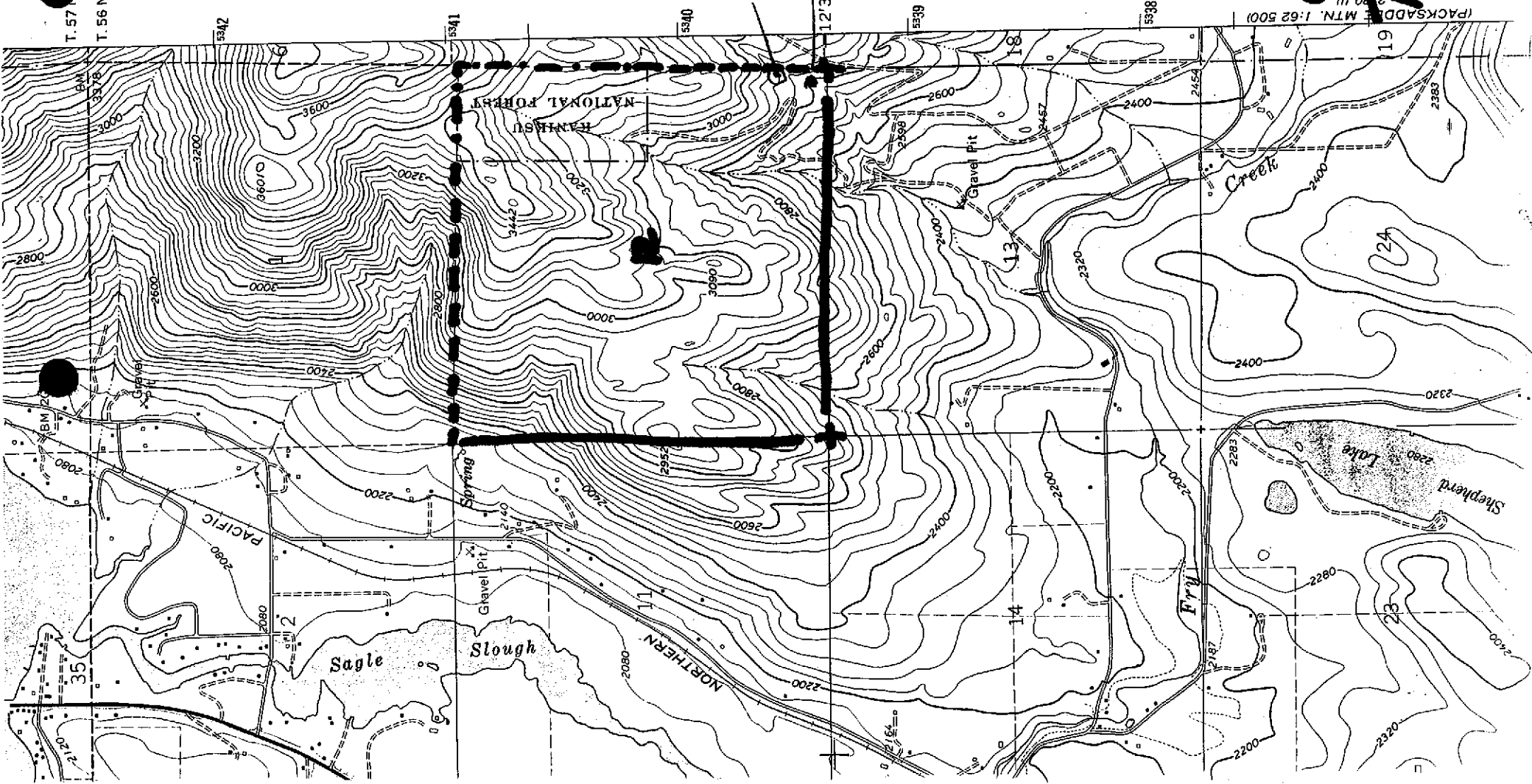
Pond



Valve at point of diversion
Point of diversion



18 1997



T. 57 N.
T. 56 N.

POND
34 PACES
30 PACES

POINT of
DIVERSION
POND

96-08802

OLDRIDGE

T. 56 N., R. 2 W.

JUL 18 1937

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-8802 Reviewed by [Signature] Date 1-3-96

GENERAL CONSIDERATIONS

TYPES OF USE

YES Name same as permit? _____
YES Address same as permit? _____
YES Proof timely received? Correct Uses? _____
If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source
_____ Ground water source
_____ Drilling permit required?
_____ Copy in the file? Drilling Permit No. _____
_____ Amount paid for permit _____ Correct?
_____ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?
50.00 Amount Submitted
YES Correct?
no Required?
_____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____ -
No. of days late _____ =
Priority Date _____ +
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 12-18-95

January 4, 1996

NEIL OLDRIDGE
PO BOX 1012
SAGLE ID 838601012

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08802

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

JAN 31 1996



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

November 29, 1995

NEIL OLDRIDGE
PO BOX 1012
SAGLE ID 83860-1012

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08802

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Please contact the regional office nearest you for details.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

MAILED
JAN 31 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 96-8802 Name: Oldridge Date: 11/27/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: N 9750 Priority: 6/8/94 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
~~1 year/no proof~~ - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - 028(may report)
~~In WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R ↑ L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09(+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU) _____
OTHER CONDITIONS: _____
~~STANDARD REMARKS:~~ _____
BENEFICIAL USE DUE: - 12-1-1996
COMMENTS: - reduce season for use 55

No. a
4/87-06/92n

HO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
NOV 24 1995

APPLICATION # 96-08803

***** INITIAL REVIEW ***** Department of Water Resources

APPLICANT: OLDRIDGE BY: AB DATE: 6/9/94

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
13. (X) Map
(X) Signature
(X) Fee (Amt, recpt, acknowledgment)

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

PROCESSING

Yes No PRIORITY DATE: 6/9/94
X (Include Moratorium Remark)
X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: SB Thurs
Banner County.

LETTERS SENT REQUESTING:

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

ADDITIONAL INFORMATION

Yes No

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

INFORMATION RECEIVED:

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

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

(Yes) (No)

Checked by: _____ Date: ____/____/____
Remarks: _____

- X Groundwater management area
1 Critical ground water area
1 Well Drilling Permit required
1 Well Drilling Application and Fees received
0 Well Drilling Application approved?
Well Drilling Application Number _____

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

(Yes) (No)

- Notice of pending void order issued. Final order response date: ____/____/____
1 Further information required from applicant
1 Affidavit of publication received
1 Application published correctly, If not, record action taken: _____
1 Publication dates and paper recorded on application | Sr. Agent initial _____
1 Protests received. Final protest date: 7/1/94
Measuring device required
Measuring port required
Special conditions: _____
Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____ Date: ____/____/____

REC NO: N7926 \$125.00
7/9

October 25, 1995

Mr Patrick Seymour
Box 214
Sagle ID 83860

Re: 96-08802

Dear Mr. Seymour:

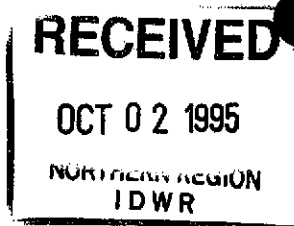
I received the specifications for the aerator that Mr. Oldridge installed on his pond. I talked with people from DEQ about aeration units, but they don't have any expertise in evaluating the adequacy of the system. The equipment that Mr. Oldridge installed matches the manufacturers recommendation for a pond of the dimensions that Mr. Oldridge constructed. That is about as far as we can go with an evaluation. I assume that you and Mr. Oldridge have met to review any suggestions that you might have for his installation. Unless I hear to the contrary from you by Nov. 8, I will assume that you are satisfied at this point.

If you have any questions, please contact me.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

NOTED
JAN 31 1996



Mr. Robert Haynes, Regional Supervisor
Idaho Department of Water Resources
1910 Northwest Blvd.
Coeur d'Alene, Idaho 83814

September 29, 1995

Dear Mr. Haynes:

In accordance with agreements made at the informal hearing on my water right application No. 96-08802 held in Sandpoint on September 21, 1995, I agreed to provide you and Mr. Patrick Seymour with details on my already installed pond aerator. Those details are as follows:

- The unit installed in my pond is the Model DA-1 as manufactured and sold by Aquatic Eco-Systems, Inc., 1767 Benbow Ct. Apopka, Florida 32703. Their phone number is 407-886-3939, Fax 407-886-6787. The engineer I worked with to determine the proper unit was Mr. Ed Ostrowski.
- Enclosed, please find the Aquatic Eco-Systems catalog page describing this unit. In the catalog page, the DA-1 unit is stated as capable of aerating satisfactorily a pond of 9 to 12 foot depth, one half acre in size. My pond is 10 feet deep and approximately 1/8 of an acre in size. This would indicate that the unit installed is capable of aerating a pond four times the size of my pond.
- Enclosed also is a sheet from an Aquatic Eco-Systems brochure stating that a single diffuser at 17 feet of water depth with a 1/3 h.p. compressor is capable of aerating a pond of four acres in size. The DA-1 in my pond is a 1/3 h.p. motor with 4 soapstone diffusers indicating again a capacity well in excess of my 1/8 acre pond.

I hope this will make you comfortable that the aerator in my pond is sufficient in capacity to maintain the water quality we all want. If I can be of further assistance or if you need additional information, please call me or Mr. Ostrowski at Aquatic Eco-Systems Inc.

Sincerely,

Neil L. Oldridge

CC: Mr. Patrick Seymour

Great Lakes™ Pond Aeration Systems

Aerate A Lake* Up To 1 1/2 Acres For Just \$560!

The DA-1 Lake and Pond Aeration System is a complete aeration and destratification system, including an AES Synergistic Diffuser Manifold (ALA-4GL), a 1/3 horsepower diaphragm compressor, a pole-mount lockable steel cabinet, 6' power cord, 100 feet of tubing (P200S), and 15 brick ties (T12OR). The ties are used to attach bricks (not included) to the tubing to keep it on the lake bottom. Our WD-0 weighted tubing (shown below) is optional.

The compressor can be located hundreds of feet from the pond with additional tubing (See page 97). The sound-reducing, ventilated, weather-proof heavy steel cabinet is easily installed on a post, pier or boat house. Installation is easy, instructions are included, and the entire unit is UPS-able. Also available without cabinet. See descriptions below for other system options.

*A single DA-1 system will typically aerate round ponds up to these dimensions:

Pond Size	Depth
1 1/2 acres	15 to 20 feet
1 acres	12 to 15 feet
1/2 acre	9 to 12 feet
1/4 acre	5 to 9 feet
1/8 acre	3 to 5 feet

We are the Aeration Experts.

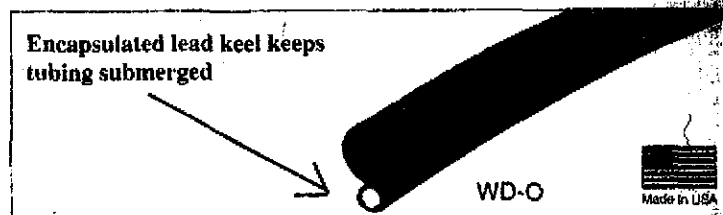
We've Aerated Over 60,000 Acres To Date!



Part No.	Description	Ship	Price
DA-1	Complete Aeration System as described above	4 + 5 + 41 lbs (3 boxes)	\$560.00
DA-1W	DA-1 System with 100' weighted air delivery tubing	4 + 23 + 41 lbs (3 boxes)	739.00
DA-10	DA-1 System without any air delivery tubing	4 + 41 lbs (2 boxes)	539.00
DA-14	DA-1 System with 400' x 1/2" unweighted air tubing	4 + 23 + 41 lbs (3 boxes)	585.00
DA-1NC	DA-1 System without air compressor cabinet	4 + 5 + 23 lbs (3 boxes)	379.00
DA	DA-1 System with 100' WD55 deicing tubing inplace of ALA-4GL diffuser	6 + 23 + 41 lbs (3 boxes)	715.00

Weighted Tubing

This self-weighted polyethylene tubing is an easier to install alternative to the brick and tie tubing used with pond and lake aeration systems. It's especially useful in applications where frequent moving or simplified installation is required. The I.D. is 0.50 inches. See page 98 for compatible fittings.

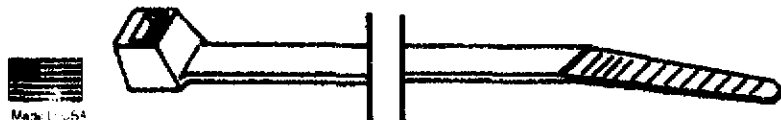


Part No. WD-0	Weighted Air Delivery Tubing	0.50" ID .612" OD	Ship Wt. 48 lbs./200'	\$1.95/ft.	\$1.75/ft./250'+
---------------	------------------------------	-------------------	-----------------------	------------	------------------

Black Cable Ties

These versatile fasteners can be used in countless applications wherever you need to bundle wire, tie nets or cages, attach tubing to bricks, etc., etc. We've chosen this particular tie for its strength, consistent high quality and overall weatherability. Sold in package quantities only. These ties are made

with carbon black for the best in U.V. light protection. The series T21 ties have a minimum tensile strength of 250 pounds that can be doubled just by wrapping the tie around the object twice. These are the some of the least expensive top quality cable ties available anywhere!



Compare our prices!

BLACK COLOR FOR LONGEST LIFE WHEN EXPOSED TO SUNLIGHT										
PART NO.	DESCRIPTION	SHIP WT. PER 100	MINIMUM TENSILE UNLOCKING STRENGTH	MAXIMUM BUNDLE DIAMETER	LENGTH	APPROXIMATE WIDTH	PKG. QTY.	PKG. PRICE	QTY. PRICE	QTY. PRICE
T15-R	Cable Ties	.5 lb.	18 lbs.	3/4"	4"	.10"	100	\$ 1.90	\$ 1.70/5+	\$1.50/20+
T30-R	Cable Ties	.5 lb.	30 lbs.	1 1/4"	6"	.14"	100	3.45	3.10/5+	2.79/20+
T40-L	Cable Ties	.8 lb.	40 lbs.	3"	11 1/2"	.15"	100	8.20	7.40/5+	6.70/20+
T120-R	Cable Ties	1 lb.	120 lbs.	4"	15 1/4"	.30"	50	8.45	7.60/5+	6.85/20+
T21081	Releasable Lashing Tie	2 lbs.	250 lbs.	5"	20"	.50"	25	17.85	15.90/4+	14.30/10+
T21083	Releasable Lashing Tie	3 lbs.	250 lbs.	8"	24"	.50"	25	26.25	23.65/4+	21.25/10+
T21084	Releasable Lashing Tie	4 lbs.	250 lbs.	10"	35"	.50"	25	33.90	30.50/4+	27.45/10+

RECEIVED

RECEIVED

OCT 02 1995

JAN 31 1996

NOTHING REGION

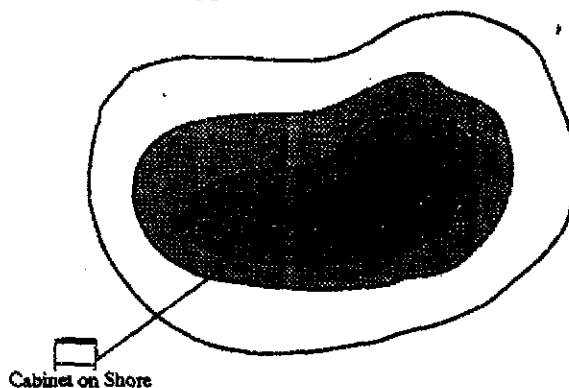
WHAT DO I NEED?

Call Aquatic Eco-Systems and Ask for a Free System Quotation

Information Required to Design a System for Your Lake

1. Surface acres and shape
2. Bottom contour drawing (including depths)
3. Electricity location and voltage
4. Lake history such as fish kills, algae/weed problems, fish quantity, winter-kill, location, ice cover, use, etc.
5. Send above to Aquatic Eco-Systems for a free price quotation.

Typical Installation



Here are some horsepower examples of how Your System may be sized.

Size of Lake	# of Diffusers	hp needed
to 4 acres	1	1/3
to 10 acres	2	3/4
100 acres	14	7

* based on a 17' diffuser depth
(eutrophic conditions)

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Vandal-proof steel cabinets, replacement parts, water quality testing kits, lake dye, water clarifier, lake tools & more.

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JAN 31 1996

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OCT 02 1995

NORTHWEST REGION
IDWR

Application 96-08802
September 21, 1995

Applicant: NEIL OLDRIDGE

Protestants — Patrick & Jean Seymours
GALE Belgrade

Issues

- (1) Constructed w/o permit
- (2) Water Quality
- (3) Fish Passage
- (4) Effect on G.W. rights

Concerns

- Effect on G.W. Level @ wells
- Effect on water quality @ aquifer - G.W. S.H.
- Installed an aeration system in the "tank" (pond)
- Artesian well "sealed" — i.e. the holding tank was closed up to prevent overflow to the creek —
- the inlet to the buried two inch pipe has been reduced to $\frac{1}{2}$ " diam. to reduce flow to 18 gpm —
- Downstream effects —
 - Erosion control on the outlet —
 - Screen on outflow
 - Water quality concerns — Close 2 str.

RECEIVED

JAN 31 1996

CONFERENCE/HEARING SCHEDULE

Northern Region

TUESDAY, SEPTEMBER 19, 1995:

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BOULEVARD, SUITE 210, COEUR D ALENE, ID

9:00 A.M. - 96-08857 - NASH, ARNOLD EDMUND KEIR & MARGUERITE B. R.

1:00 P.M. - 91-07127 - MILLS, G. CHETT &/OR KIM &/OR E. KENNETH, JR.

WEDNESDAY, SEPTEMBER 20, 1995:

FEDERAL BUILDING, (SOIL CONSERVATION SERVICE) 2ND FLOOR CONFERENCE ROOM
220 E. FIFTH, MOSCOW, ID

9:00 A.M. - 87-07174 - HICKLIN, WILLIAM J

1:00 P.M. - 84-07284 - BOWMAN, DWIGHT

THURSDAY, SEPTEMBER 21, 1995:

COURTHOUSE, COURTROOM 2, UPSTAIRS
215 S 1ST, SANDPOINT, ID

9:00 A.M. - 96-08802 - OLDRIDGE, NEIL

1:00 P.M. - 96-08824 - WILLIAMS, DONALD L.

MICROFILMED

JAN 31 1996

Seymour
PO Box 214
Sagle ID 83860-0214

CERTIFIED

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RETURN RECEIPT
REQUESTED

Mr Robert Haynes, Regional Manager
Dept of Water Resources
1910 Northwest Blvd, Suite 210
Coeur d'Alene ID 83814



P.O. Box 214
Sagle, ID 83860
September 18, 1995

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

RE: Application for permit # 96-08802

Dear Mr. Haynes:

This is being written in the event neither of us is able to attend the hearing scheduled for September 21, 1995. A previous work commitment for Jean and an out of area fire assignment for Patrick may prevent us from attending.

We wish to reiterate our initial concerns regarding this stream diversion and pond construction. To avoid repetition, we are once again enclosing copies of our previous correspondence. We strongly encourage you to address each item highlighted. We do not believe this has been done up to this time.

Sincerely,

Jean Seymour for both
Jean Seymour
Patrick Seymour

RECEIVED

JAN 31 1996

P.O. Box 214
Sagle, ID 83860
May 23, 1995

Mr. Robert Haynes, Regional Manager
Dept. of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814

RE: Application for permit # 96-08802

Dear Mr. Haynes:

We are extremely disappointed in the timing and location of the scheduled conference and/or hearing in this matter. All of the listed protesting parties have full time jobs, and to attend this session in Coeur d'Alene creates a hardship which few of us can afford. Why isn't this scheduled for an evening session and why is the location in Coeur d'Alene? Are there no public buildings available in Sandpoint? How about the Federal building, the Idaho Dept. of Lands or even Sagle Elementary School?

It would appear this meeting location and time are very suitable to the Oldridges.

As stated in our original phone call a year ago, this diversion and pond construction were done totally without permits. Mr Oldridge had full knowledge of his legal responsibilities to obtain permits. We know this to be fact, as we had informed him of such, several months before construction began.

It certainly appears from comments made in his letter dated December 1, 1994, that Mr. Oldridge still does not understand the Stream Protection Act in the state of Idaho.

Few of the points raised in the original protest letter, dated September 6, 1994 have been sufficiently addressed, (some not at all). As one example, judging by the sediment carried by the Class II stream below the pond outlet this spring, adequate erosion control methods still have not been accomplished. This sediment flowed directly into Fry Creek, which flows into Lake Pend Oreille.

We have great concern for the potential of the stocked non-native fish, (of which there are many), to have passage into Class I streams during periods of over flow. They will migrate to Lake Pend Oreille.

Since we are unable to attend this meeting, we ask that you review our original concerns, as stated in our letter of September 6, 1994 and see that each is accurately addressed by yourself, or a qualified professional in your office in a timely manner.

Sincerely,

Jean Seymour
Patrick Seymour

RECORDED

JAN 31 1996

9.6.94

~~December 7, 1994~~

Neil & Carol Oldridge
P. O. Box 1012
Sagle ID 83860

Re: Water Right Application No. 96-08802

Dear Neil:

This letter is in response to your letter dated July 25, 1994, and our subsequent meeting with you to view the pond and its setup. As you know, many of your neighbors have some reservations relating to the pond and its effect on the creek and our water systems.

During the pond's construction, we noticed the following effects:

1) The well at the Pitts' residence (Lots 21 and 22, Emerald Valley Estates), went dry and consequently destroyed the well pump. Sandpoint Pump arrived the following day, removed the pump and found the water to be four feet above the pump. Ordinarily, the water is at the top of the well, which is 180 feet deep.

A new pump was installed, and when the pond was completely filled and overflow allowed back into the creek, the Pitts' pump started overflowing and it was necessary for Sandpoint Pump to return and reseal the cap.

2) The well located at the Hillen's residence (Lot 37, Emerald Valley Estates), is usually an overflowing artesian well during the months of May and June. During the periods the pond was being filled from the creek, the Hillen's well did not overflow. When the pond was filled, the well began to again overflow.

3) After the pond was filled, the well located on the Oldridge's property began experiencing problems. The holding tank filled with dirt, which was then flushed directly into the creek. The creek water was flowing with mud for a few days. The Pitts' and Belgarde's well water was consequently muddy during this interim period.

INDEXED

JAN 31 1996

Concerns:

1) The creek clearly seems to influence our water systems. We feel the drawoff from the creek could pose a significant threat to the water systems located downstream, many of which have been developed for 10 to 15 years.

2) The creek also has an impact on the water downstream and how this ecosystem relates to wildlife habitat, more specifically, the fish inhabiting these waters.

The existing diversion is in an unnamed Class II tributary of Fry Creek. This stream supports fish approximately 1,300 feet below the diversion during the winter, spring, and early summer (until June in a "normal" year). This time is critical for juvenile and fry trout. The diversion will reduce an already limited water flow during this critical period.

3) The effects of possible pesticide use on the wildlife habitat and our water systems.

4) In normal years, the creek does not flow during the months of July, August, and September. During these months, the pond will not be creek fed and there will be no overflow. Thus, the pond will become polluted with a buildup of algae and nutrients. When the creek does again begin flowing and there is an overflow back into the creek from the pond, the polluted water will be discharged into the creek, and possibly our water systems.

5) Existing outflow from the pond is not in a natural drainage pattern. Erosion during the outflow period is causing sedimentation to be deposited into the stream. This sediment will ultimately be transported into the Class I (fish holding) areas of the stream, filling the small pools, and further decreasing fish habitat.

6) Prior to the filling of the pond, the creek was flowing. During the period the pond was being filled, the creek dried up completely. This was noticed on the Pitts', the Gulich's, and the Little property. The creek remained dry for three days.

Potential Solutions:

1) Instead of using a 2" intake pipe from the creek, we would like to see the 2" pipe removed and 3/4" intake pipe utilized.

2) The siphoning from the creek to the pond shall be only during the months of December through March.

3) At no point should more than 10 percent of the creek's flow be siphoned into the pond.

JAN 31 1996

Neil & Carol Oldridge
December 7, 1994
Page 3

- 4) There shall be no permanent dam structure in the creek.
- 5) Ideally, a drain field would be constructed so that no algae or nutrients would be deposited directly into the creek during the overflow process. In the alternative, some sort of filtering system should be installed to ensure the quality of water returning to the creek.
- 6) Where clean water is to be returned to the creek, the 6" inch drain pipe should extend directly to the creek instead of the current placement of the drainage pipe, which is uphill from the creek approximately 30 feet. Adequate energy dissipaters and erosion control measures shall be implemented.
- 7) All deficiencies and violations noted by the Department of Water Resources' representative during the site visit will be corrected.
- 8) Any agreement shall be on a trial basis for one year.

We appreciate your willingness to work with us in an attempt to meet everyone's concerns. Thank you Neil and Carol.

Craig & Linda Pitts
Tim & Jackie Hanna
Ed Braun
Jim Little
Grant & Debbie Hillen
Jean & Pat Seymour
Steve & Harri Osborn
Anne Hammet
Gale Belgarde
cc: Department of Water Resources

JAN 31 1996

File: 96-08802 - OLDRIDGE
Date: SEPTEMBER 21, 1995
Place: COURTHOUSE, COURTROOM 2, UPSTAIRS
215 S 1ST, SANDPOINT, ID

NAME _____

Cave 2 Oldridge

May 2 O'Brien

PATRICK E SEYMOUR

ADDRESS

500 Garfield Bay Rd

500 GARFIELD BAY RD.

433 GARFIELD BAY Rd.

RECEIVED
JAN 31 1996

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Blank lined area for notes on the right side of the page.

RECEIVED
JAN 31 1996

In the Matter of Application)

No. 96-08802 in the Name of)

Neil Oldridge)

Agreement

We, the undersigned, agree ~~the~~ the following items to resolve the protest against the issuance of a permit for the above referenced application.

1. Installation of erosion control measures on the outfall of the pond if deemed necessary by Patrick Seymour.
2. Screening of the outfall.
3. Review of the adequacy of the aeration system by the Division of Environmental Quality to prevent algae or nutrient transport to downstream waters.

Signed at Sandpoint September 21 1995.

Neil Oldridge
Neil Oldridge

Patrick E. Seymour
Patrick Seymour

RECEIVED
JAN 31 1996

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SEP 06 1995

NORTH

3. Article Addressed to: **IDWR**

NEIL OLDRIDGE
P O BOX 1012
SAGLE ID 83860

5. Signature (Addressee)

6. Signature (Agent)

Article Number

4b. Service Type

☐ Registered

☒ Certified

☐ Express Mail

☐ Insured

☐ COD

☐ Return Receipt for Merchandise

7. Date of Delivery

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DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814



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3. Article Addressed to:

JEAN H. SEYMOUR
PATRICK E. SEYMOUR
P O BOX 214
SAGLE ID 83860

4a. Article Number

48365

4b. Service Type

- | | |
|---|---|
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| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

9-1-95

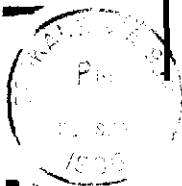
5. Signature (Addressee)

PE Seymour

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**

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1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

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- Complete item and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
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3. Article Addressed to:

GALE H. BELGARDE
GARFIELD EAY ROAD
SAGLE ID 83860

4a. Article Number

48366

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Registered Mail ☐ Return Receipt for Merchandise

Date of Delivery

9-1-95

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

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DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08802)
IN THE NAME OF NEIL OLDRIDGE)

NOTICE OF HEARING

On JUNE 8, 1994, NEIL OLDRIDGE (applicant) filed with the Department of Water Resources (department), application for permit No. 96-08802. The application was protested by CRAIG & LINDA PITTS, JAMES D. LITTLE, GALE H. BELGARDE, TIM & JACKIE HANNA, GRANT HILLEN, STEVEN OSBORNE, EDWARD L. BRAUN, JEAN & PATRICK SEYMOUR and ANNE E. HAMMET. The conference held by the department on MAY 30, 1995, did not resolve the matter of protest.

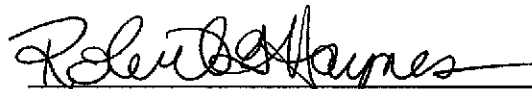
The department has scheduled the matter for hearing on THURSDAY, SEPTEMBER 21, 1995, at 9:00 AM in the Courtroom 2, upstairs at the COURTHOUSE, 215 S. 1ST, SANDPOINT, ID. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request. The presiding officer at the hearing will be Norman C. Young.

If you plan to offer exhibits for the record, note that IDAPA Rule of Procedure 37.01.01606 requires that you provide a copy of exhibits to each part and to the presiding officer.

The hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within ten (10) days prior to the hearing.

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 31st day of August, 1995.



Robert G. Haynes, Regional Supervisor

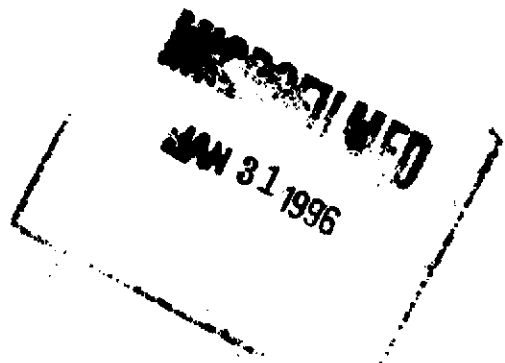
JAN 31 1996

I hereby certify that on the 31st day of August, 1995, I mailed a true and correct copy of this document, postage prepaid, to the applicant(s) and protestant(s) listed below:

Dianne L. Ball
Dianne L. Ball, Senior Secretary

Certified Mail

- ✓ NEIL OLDRIDGE
- ✓ GALE H. BELGARDE
- ✓ JEAN/PATRICK SEYMOUR



CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR PERMIT

ISSUES

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

1. Will the proposed appropriation injure other water rights?
2. Is the water supply sufficient for the purpose for which it is sought to be appropriated?
3. Was the application made in good faith or for delay or speculative purposes?
4. Does the applicant have sufficient financial resources with which to complete the proposed project?
5. Will the proposed use conflict with the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, 3, 4, and 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

INDEXED

JAN 31 1996

CONFERENCE

The purpose of a prehearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

HEARING

The department will tape record the hearing. Copies of a hearing are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the director.

Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within ten (120) days prior to the hearing.

MAILED
JAN 31 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

RECEIVED

JUL 11 1995

WATER DIVISION
IDWR

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08802)
IN THE NAME OF NEIL OLDRIDGE)

AGREEMENT

We, the undersigned agree to the following measures to resolve the protest against the issuance of the above referenced application for permit:

1. The installation of a smaller section of pipe at the upper end of the diversion pipe that will restrict the amount of water diverted from the stream to 0.04 cubic feet per second (cfs) or 18 gallons per minute (gpm).
2. No diversion of water from June 15 to Oct 1 and diversion of water from May 1 to June 15 and from Oct 1 to Oct 31 only when the flow of water in the stream at the culvert on the Oldridge property exceeds 50 gpm.
3. The installation of an aeration device by the applicant in the pond .

APPLICANT

Edward L. Brann

James D. Feltle
Shant Hillier
Craig Pitts

Jackie Hanna

Tim Hanna

Lynnda Pitts

Anna E. Hammet

Steven Olden

PROTESTANTS

RECEIVED

JAN 31 1996

PUBLIC HEARING

File: 96-08802 - OLDRIDGE
Date: MAY 30, 1995
Time: 8:00 A.M.
Place: 1910 NORTHWEST BLVD., SUITE 310
COEUR D'ALENE, ID 83814 (208) 769-1450

ROSTER OF ATTENDANCE

NAME

ADDRESS

Neri Oldridge

500 GARFIELD BAY RD. SAGLE, IDAHO 83860

Linn Hanna

485 Garfield Bay Rd, Sagle, ID 83860

CRAIG PITTS

495 GARFIELD BAY RD SAGLE ID

Linda Pitts

495 GARFIELD BAY RD SAGLE ID 83860

RECORDED

JAN 31 1996

CONFERENCE/HEARING SCHEDULE

Northern Region

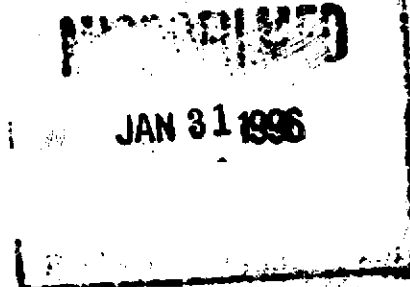
1910 NORTHWEST BOULEVARD, SUITE 210
COEUR D'ALENE, ID 83814 (208) 769-1450

TUESDAY, MAY 30, 1995

8:00 A.M. - 96-08802 - OLDRIDGE

10:00 A.M. - 96-08783 - MURPHY

1:00 P.M. - 96-08765 - USSACK



BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION	)	
FOR PERMIT NO. 96-08802	)	NOTICE OF CONFERENCE
<u>IN THE NAME OF NEIL OLDRIDGE</u>	)	AND/OR HEARING

On JUNE 8, 1994, NEIL OLDRIDGE filed with the Department of Water Resources (department) application for permit no. 96-08802. The application was protested by CRAIG & LINDA PITTS, JAMES D. LITTLE, GALE H. BELGARDE, TIM & JACKIE HANNA, GRANT HILLEN, STEVEN OSBORNE, EDWARD L. BRAUN, JEAN & PATRICK SEYMOUR and ANNE E. HAMMET.

The department has scheduled the matter for conference &/or hearing on MAY 30, 1995 at 8:00 A.M., at 1910 NORTHWEST BLVD., SUITE 210, COEUR D'ALENE, ID 83814. The conference &/or hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request. The presiding officer at the conference &/or hearing will be ROBERT G. HAYNES, REGIONAL MANAGER.

The conference &/or hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference &/or hearing, please advise the department within ten (10) days prior to the conference &/or hearing.

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 8TH day of MAY, 1995.


Regional Supervisor

I hereby certify that on the 8th day of May, 1995, I mailed a true and correct copy, postage prepaid, of this document to the applicants(s) and protestant(s) listed below:

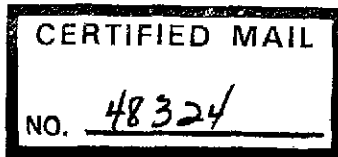

Secretary

Certified Mail

NEIL OLDRIDGE
CRAIG & LINDA PITTS
JAMES D. LITTLE
GALE H. BELGARDE
TIM & JACKIE HANNA
GRANT HILLEN
STEVEN OSBORNE
EDWARD L. BRAUN
JEAN PATRICK SEYMOUR
ANNE E. HAMMET

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region Office
1910 Northwest Blvd - Suite 200
Coeur d'Alene, ID 83814-2615

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Insufficient Address
No such street
No such office in state
Do not remain in this jurisdiction



2523

APR 14 1995

JAN 31 1996

GRANT HILLEN
465 GARFIELD BAY RD.
SAGLE ID 83860

NAME 91
1st Notice 5/9/95
2nd Notice 5-10
Return 5-24

960718 1005 PM



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- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

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3. Article Addressed to:

GRANT HILLEN
465 GARFIELD BAY RD.
SALE ID 83860

4a. Article Number

48324

4b. Service Type

- ☐ Registered ☐ Insured
- ☒ Certified ☐ COD
- ☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991 ☆U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

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your Form 3811, Domestic Return Receipt, completed on the reverse side of this form.

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4, and 5.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED
MAY 14 1995
DWM

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

CRAIG & LINDA PITTS
495 GARFIELD BAY RD
SAGLE ID 83860

4a. Article Number

48320

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5-10-95

5. Signature (Addressee)

Linda Pitts

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

JAN 31 1996

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



JAN 8 1995

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

SENDER:

- Complete items 1 and/or 2 for additional service.
- Complete items 3, a, & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED

MAY 11 1995

REGION
DWR

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

TIM & JACKIE HANNA
485 GARFIELD BAY RD.
SAGLE ID 83860

4a. Article Number

48322

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5-10-95

5. Signature (Addressee)**6. Signature (Agent)****8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



SECRET 3 MAY 1995

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED**MAY 11 1995**

RETURN RECEIPT REQUESTED

IDWR

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

EDWARD L. BRAUN
1809 MAIN
SANDPOINT

ID 83864

JAN 31 1996**4a. Article Number**

48326

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5/10/95

5. Signature (Addressee)

E. Braun

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE

Official Business



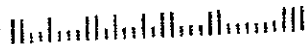
PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



JAN 1 1995

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1810 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

JEAN H. SEYMOUR
PATRICK E. SEYMOUR
P O BOX 214
SAGLE ID 83860

RECEIVED**MAY 10 1995****POST OFFICE REGION
IDWR**

Patrick E. Seymour
5. Signature (Addressee)

6. Signature (Agent)

4a. Article Number

48327 ✓

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

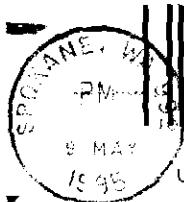
7. Date of Delivery

5-9-95

8. Addressee's Address (Only if requested and fee is paid)

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



98814 NVP

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, a, & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED**MAY 11 1995****IDWR**

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

ANNE E. HAMMET
431 GARIFELD BAY RD.
SAGLE ID 83860

4a. Article Number

48328

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5-10-95

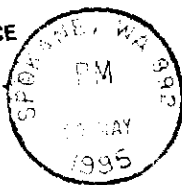
5. Signature (Addressee)

Anna E. Hammet

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



9661 T.S. 1007

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1810 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3 and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

JAMES D. LITTLE
475 GARFIELD BAY RD.
SAGLE ID 83860

4a. Article Number

48323

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5-10-95

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RECEIVED

MAY 12 1995

Print your name, address and ZIP Code here

IDWR

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 4a & b.
- Print your name and address on the reverse of the form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

GALE H. BELGARDE
GARFIELD BAY RD.
SAGLE ID 83860

Oldridge file

5. Signature (Addressee)**6. Signature (Agent)**

Gale H. Belgarde

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

4a. Article Number:

48321

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery:

8. Addressee's Address (Only if requested and fee is paid)

5/12/95

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



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MAY 15 1995

NORTHWESTERN
IDWR

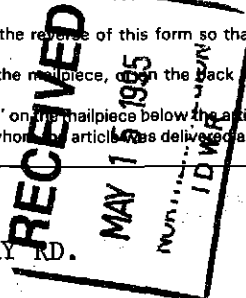
Print your name, address and ZIP Code here

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814**



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3 and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, when the back of space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

**3. Article Addressed to:**

STEVEN OSBORNE
455 GARFIELD BAY RD.
SAGLE ID 83860

oldridge file

5. Signature (Addressee)

Steven Osborne

6. Signature (Agent)

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee

4a. Article Number

48325 ✓ *6*

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery**8. Addressee's Address (Only if requested and fee is paid)**

5/12/91

UNITED STATES POSTAL SERVICE

Official Business

RECEIVED

MAY 15 1995

NORTHERN REGION
IDWR

Print your name, address, and ZIP Code here



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. SUITE 210
COEUR D'ALENE, IDAHO 83814



SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3 and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

NEIL OLDRIDGE

P O BOX 1012

SAGLE ID 83860

4a. Article Number

48319

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5-15-95

5. Signature (Addressee)

Neil Oldridge

6. Signature (Agent)**8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RECEIVED

MAY 16 1995

NORTHERN REGION
IDWR

9661 1 8 1995

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08802) NOTICE OF CONFERENCE
IN THE NAME OF NEIL OLDRIDGE) AND/OR HEARING

On JUNE 8, 1994, NEIL OLDRIDGE filed with the Department of Water Resources (department) application for permit no. 96-08802. The application was protested by CRAIG & LINDA PITTS, JAMES D. LITTLE, GALE H. BELGARDE, TIM & JACKIE HANNA, GRANT HILLEN, STEVEN OSBORNE, EDWARD L. BRAUN, JEAN & PATRICK SEYMOUR and ANNE E. HAMMET.

The department has scheduled the matter for conference &/or hearing on MAY 30, 1995 at 8:00 A.M., at 1910 NORTHWEST BLVD., SUITE 210, COEUR D'ALENE, ID 83814. The conference &/or hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request. The presiding officer at the conference &/or hearing will be ROBERT G. HAYNES, REGIONAL MANAGER.

The conference &/or hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference &/or hearing, please advise the department within ten (10) days prior to the conference &/or hearing.

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 8TH day of MAY, 1995.

Robert G. Haynes
Regional Supervisor

I hereby certify that on the 8th day of May, 1995, I mailed a true and correct copy, postage prepaid, of this document to the applicants(s) and protestant(s) listed below:

Dianna Ball
Secretary

Certified Mail

✓ NEIL OLDRIDGE 19
✓ CRAIG & LINDA PITTS 20
✓ JAMES D. LITTLE 23
✓ GALE H. BELGARDE 27
✓ TIM & JACKIE HANNA 22
✓ GRANT HILLEN 24
✓ STEVEN OSBORNE 25
✓ EDWARD L. BRAUN 26
27 ✓ JEAN PATRICK SEYMOUR 27
✓ ANNE E. HAMMET

Letter returned 5/26/95 - unopened

JAN 31 1996

SPECIAL NOTE: RECNO - N7906 - 25⁰²

Application No. 96-08802

7/19 RJC

PROTEST INFORMATION SHEET

Protestant(s)

	NAME	ADDRESS	PROTEST DATE
1	Craig & Linda Pitts	495 Garfield Bay Sagle ID 83860	7/19/94
2	James D. Little	475 Garfield Bay Sagle	"
3	Gale H. Belgarde	Garfield Bay Sagle	"
4	Tim & Jackie Hanna	485 Garfield Bay Sagle	"
5	Grant Hillen	465 Garfield Bay Sagle	"
6	Steven Osborne	455 Garfield Bay Sagle	"
7	Edward L. Brown	1809 Main Sandpoint	"
8	Jean & Patrick Symour	P.O. Box 214 Sagle	"
9	Anne E. Hammet	431 Garfield Bay Rd. Sagle	"
10			

ATTORNEY

ADDRESS

DATE FILED: 7/19/94

PROTEST DUE DATE: 7/25/94

ISSUES: Concerned about the effects on the creek
and their water systems.

Applicant

ATTORNEY

ADDRESS

Protest Date Entered on Computer

DATE

7/21/94

Acknowledgment Letters Sent

7/21/94

Hearing Date

5/30/95 8:00 AM here

(Other Dates)

Other Information: _____

Protest information submitted to computer (following hearing): _____

JAN 31 1996

June 9, 1995

Craig and Linda Pitts
495 Garfield Bay Road
Sagle, ID 83860

Re: 96-08802 - Neil Oldridge

Dear Craig and Linda:

I apologize for not getting this agreement to you sooner.

I received a call from Mr. Oldridge a couple of days after our meeting here. He indicated that he had installed a smaller section to control the flow being diverted to his pond, and I wanted to be able to report what we measured as a result of that installation. I am enclosing a memorandum to the file about that, for your information.

Please review the agreement and sign it if it meets with your approval. The other parties from whom we need signatures are:

James D. Little
Tim & Jackie Hanna
Steven Osborne
Jean Patrick Seymour

Gale H. Belgarde
Grant Hillen
Edward L. Braun
Anne E. Hammet

After all the signatures have been obtained, please return the agreement to us and that will resolve the protest.

If you have any questions, please contact me.

Sincerely,

Robert G. Haynes, P. E.
Regional Manager

RGH:db

cc: Neil Oldridge

JAN 31 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08802) AGREEMENT
IN THE NAME OF NEIL OLDRIDGE)

We, the undersigned agree to the following measures to resolve the protest against the issuance of the above referenced application for permit:

1. The installation of a smaller section of pipe at the upper end of the diversion pipe that will restrict the amount of water diverted from the stream to 0.04 cubic feet per second (cfs) or 18 gallons per minute (gpm).
2. No diversion of water from June 15 to Oct 1 and diversion of water from May 1 to June 15 and from Oct 1 to Oct 31 only when the flow of water in the stream at the culvert on the Oldridge property exceeds 50 gpm.
3. The installation of an aeration device by the applicant in the pond .

APPLICANT

PROTESTANTS

JAN 31 1998

Memorandum to file

DATE: June 1, 1995

FROM: Beardslee

File: 96-08802

~~~~~  
I visited Neil Oldridge's home near Sagle to conduct a discharge measurement on his diversion from an Unnamed Stream that he uses to fill his pond.

Mr. Oldridge had installed a 2" piece of 1/2" pvc pipe in the end of his 2" diversion pipe to reduce the intake flow.

We disconnected a joint in the pipe at the edge of Mr. Oldridge's pond and filled the five gallon bucket in 20 seconds.

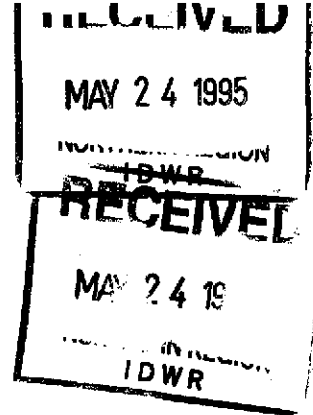
computation:

$$\begin{array}{rcccl} 20 \text{ sec.} & = & 5 \text{ gal.} & & \\ \hline 60 \text{ sec.} & & X & = & 15 \text{ GPM} \end{array}$$

It is reasonable to assume that this system would limit the flow to 18 GPM or less, depending on the pressure created by the number of inches of water above the inlet pipe.

RECORDED  
JAN 31 1996

P.O. Box 214  
Sagle, ID 83860  
May 23, 1995



Mr. Robert Haynes, Regional Manager  
Dept. of Water Resources  
1910 Northwest Blvd., Suite 210  
Coeur d'Alene, ID 83814

RE: Application for permit # 96-08802

Dear Mr. Haynes:

We are extremely disappointed in the timing and location of the scheduled conference and/or hearing in this matter. All of the listed protesting parties have full time jobs, and to attend this session in Coeur d'Alene creates a hardship which few of us can afford. Why isn't this scheduled for an evening session and why is the location in Coeur d'Alene? Are there no public buildings available in Sandpoint? How about the Federal building, the Idaho Dept. of Lands or even Sagle Elementary School?

It would appear this meeting location and time are very suitable to the Oldridges.

As stated in our original phone call a year ago, this diversion and pond construction were done totally without permits. Mr Oldridge had full knowledge of his legal responsibilities to obtain permits. We know this to be fact, as we had informed him of such, several months before construction began.

It certainly appears from comments made in his letter dated December 1, 1994, that Mr. Oldridge still does not understand the Stream Protection Act in the state of Idaho.

Few of the points raised in the original protest letter, dated September 6, 1994 have been sufficiently addressed, (some not at all). As one example, judging by the sediment carried by the Class II stream below the pond outlet this spring, adequate erosion control methods still have not been accomplished. This sediment flowed directly into Fry Creek, which flows into Lake Pend Oreille.

We have great concern for the potential of the stocked non-native fish, (of which there are many), to have passage into Class I streams during periods of over flow. They will migrate to Lake Pend Oreille.

Since we are unable to attend this meeting, we ask that you review our original concerns, as stated in our letter of September 6, 1994 and see that each is accurately addressed by yourself, or a qualified professional in your office in a timely manner.

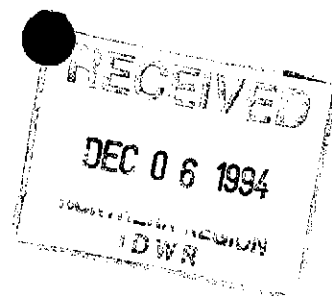
Sincerely,

*Jean Seymour*  
*Patrick Seymour*

RECEIVED

JAN 31 1996

6-08802



Mr. Al Beardsley ✓  
Mr. David LePard  
Idaho Department of Water Resources  
1910 Northwest Blvd.  
Coeur D'Alene, Idaho 83814

December 1, 1994

Good Morning Gentlemen:

The enclosed letter is in response to one recently received, of which you have a copy. I believe the exchange between Carol and I and our neighbors has been useful and am hopeful that some conditions regarding our water rights application can be agreed upon. I also believe that a continuing exchange would not be particularly productive.

Carol and I have agreed to meet the following proposals:

1. Agree to cycle through our pond no more than 10% of the available run off from the unnamed, intermittent drainage running through our property. This will ensure that at least 90% of the water is not run through our pond.
2. Not to take any water from the stream during the summer months.
3. Install a non-eroding overflow piping system back into the drainage from the pond.
4. Issue the permit for one year providing any decisions made regarding renewal of the permit are based on empirical data collected by a static water level measuring device or some similar evaluation recommended by the Department of Water Resources.

In addition, we have offered to purchase a static level measuring device with which to work in cooperation with those concerned to take whatever measurements you might suggest. We have also offered to have the pond overflow tested to insure proper water quality.

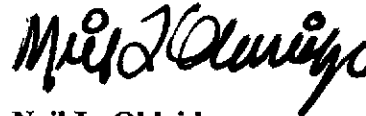
RECEIVED

JAN 31 1996

We have taken your advice Dave, and had \$400 worth of fill dirt added to the dam to raise the freeboard in the area your inspection noted. The new spillway will be installed as weather permits in the spring.

It would seem to be the time to move the process forward now and conduct whatever discussions are necessary for permit approval. If there is anything we can do to facilitate this or to assist you, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Neil L. Oldridge". The signature is fluid and cursive, with the first name "Neil" and last name "Oldridge" clearly distinguishable.

Neil L. Oldridge  
500 Garfield Bay Road  
Sagle, Idaho 83860  
208-265-4980

JAN 31 1996

JAN 31 1996

RECEIVED

DEC 0 8 1994

December 1, 1994  
IDWR

To:

Craig & Linda Pitts  
495 Garfield Bay Road  
Sagle, Idaho 83860

James D. Little  
475 Garfield Bay Road  
Sagle, Idaho, 83860

Gale H. Belgarde  
465 Garfield Bay Road  
Sagle, Idaho 83860

Tim & Jackie Hanna  
485 Garfield Bay Road  
Sagle, Idaho 83860

Grant Hillen  
465 Garfield Bay Road  
Sagle, Idaho 83860

Steven Osborne  
455 Garfield Bay Road  
Sagle, Idaho 83860

Edward L. Braun  
1809 Main Street  
Sandpoint, Idaho 83864

Jean & Patrick Seymour  
P.O. Box 214  
Sagle, Idaho 83860

Anne E. Hammet  
431 Garfield Bay Road  
Sagle, Idaho 83860

From: Neil & Carol Oldridge  
500 Garfield Bay Road  
Sagle, Idaho 83860

Dear Friends & Neighbors,

First let us apologize for being so late in responding to your letter of September 6, 1994. We have been out of town for the fall and have been gone virtually since the 10th of September. In the interest of understanding, we will try to respond to the numbered points in your letter in numerical order and try not to belabor the points made in our letter to you of July 25th, 1994 or revisit discussion regarding situations for which we have no explanation.

Regarding points 1 through 3 under construction notes, I would suggest if this continues to be a major issue, we would be happy to purchase a well static level measuring instrument and with the co-operation of those neighbors concerned, conduct static level measurements as may be recommended by the Idaho Water Resources Department to objectively determine what effect, if any, circulating run off water through our pond might have on the water tables of neighboring wells. This would give us all an exact reading on the effects of the diversion and would establish whether a problem exists and if so, to what extent. Knowing the facts would help us all in making decisions regarding this point.

Under the section labeled "Concerns" the following is offered by numbered point:

- 1) The static level measurements will clear up this point for all of us.
- 2) In that the proposed diversion does not remove any water from the drainage,

JAN 31 1995

no effect on downstream water availability should be impacting any fish or wildlife.

3) We have never used any pesticides of any kind and have no plans to do so in the future.

4) 200 happy and healthy trout carried in the pond during the summer and still so, stocked under permit No. PFRI-94-013 from the Idaho Department of Fish and Game should eliminate concerns about polluted water effecting downstream fish and wildlife. I might add that in addition to being healthy, the trout are quite tasty.

5) A legitimate concern.

6) The pond is now full and has been all summer. Any water flowing into the pond is immediately replaced via the overflow pipe back into the drainage.

The section on potential solutions is much appreciated and is responded to as follows:

1) The 2" intake pipe suggested for removal is buried about 4 feet deep and is under landscaping that is now just beginning to look good. The intake is equipped with a total shut off valve which can be regulated to the flow as suggested in your point 3). Adhering to point 3) would make the removal and replacement of the existing pipe unnecessary.

2) Some limitation of water availability by month would make sense. We would agree that no water be diverted in the summer months. Once again, adopting the suggested point 3) would insure that whatever month it was, 90% of the available flow would not be diverted.

3) This is an excellent offering and one that makes moot some of the other suggestions.

4) As many of you know through personal inspection, there is no permanent dam or other device currently installed.....Rather, just some rocks piled up to form a small pool. We have no intention of making any permanent installation but are reluctant to forfeit the right to do any legal construction on our own private property.

JAN 31 1996

5) As previously stated and verified by the healthy trout, there is nothing wrong with the quality of water being returned to the drainage. We would be happy to have appropriate tests made to assure all concerned that this is the case.

6) This is a legitimate concern and one that we would be happy to address by installing a non-eroding overflow piping system.

7) I am unaware of the "deficiencies and violations" reportedly noted by the Department of Water Resources. Both Al Beardsley and David LePard have inspected the facility. Mr. Beardsley reviewed the facility and advised us on the process to obtain the permit and requested that we have Mr. LePard inspect the dam. Mr. LePard who, as we understand it, is responsible for dams and impoundments did so a short time later and advised us that the facility was too small to qualify for regulation by his group. Mr. LePard did make two suggestions, one of which was completed this fall and the other will be so this spring. Mr. LePard made helpful recommendations as a result of his experience on how to improve the facility but in no way indicated that there were deficiencies or violations.

I am sending a copy of this letter to both Mr. Beardsley and Mr. LePard and if there are any corrections required by law, we trust they will so advise us and we will correct them.

8) We have no problem with a one year permit issuance providing that at the end of the year, we go forward on the basis of empirical data collected with a static measuring device or some other objective measurement.

That about covers the points in your letter. Carol and I do appreciate your thoughtful approach to this matter and the good suggestions it offers. We have no intention of creating any problems for a neighbor's well, fish and wildlife or the environment in general. We are sure that we can address your concerns and are happy to work with you all to make you comfortable with this project.

Our path forward will be to gather around a hearing table and reach a final agreement. I will ask Water Resources to schedule that hearing as soon as possible.

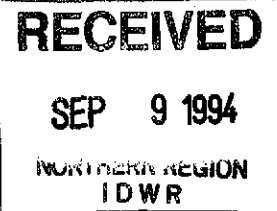
Thank you all for your patience and your input.

Sincerely yours,

Neil L. Oldridge

Carol E. Oldridge

JAN 31 1996



September 6, 1994

Neil & Carol Oldridge  
P. O. Box 1012  
Sagle ID 83860

Re: Water Right Application No. 96-08802

Dear Neil:

This letter is in response to your letter dated July 25, 1994, and our subsequent meeting with you to view the pond and its setup. As you know, many of your neighbors have some reservations relating to the pond and its effect on the creek and our water systems.

During the pond's construction, we noticed the following effects:

1) The well at the Pitts' residence (Lots 21 and 22, Emerald Valley Estates), went dry and consequently destroyed the well pump. Sandpoint Pump arrived the following day, removed the pump and found the water to be four feet above the pump. Ordinarily, the water is at the top of the well, which is 180 feet deep.

A new pump was installed, and when the pond was completely filled and overflow allowed back into the creek, the Pitts' pump started overflowing and it was necessary for Sandpoint Pump to return and reseal the cap.

2) The well located at the Hillen's residence (Lot 37, Emerald Valley Estates), is usually an overflowing artesian well during the months of May and June. During the periods the pond was being filled from the creek, the Hillen's well did not overflow. When the pond was filled, the well began to again overflow.

3) After the pond was filled, the well located on the Oldridge's property began experiencing problems. The holding tank filled with dirt, which was then flushed directly into the creek. The creek water was flowing with mud for a few days. The Pitts' and Belgarde's well water was consequently muddy during this interim period.

JAN 31 1996

Concerns:

1) The creek clearly seems to influence our water systems. We feel the drawoff from the creek could pose a significant threat to the water systems located downstream, many of which have been developed for 10 to 15 years.

2) The creek also has an impact on the water downstream and how this ecosystem relates to wildlife habitat, more specifically, the fish inhabiting these waters.

The existing diversion is in an unnamed Class II tributary of Fry Creek. This stream supports fish approximately 1,300 feet below the diversion during the winter, spring, and early summer (until June in a "normal" year). This time is critical for juvenile and fry trout. The diversion will reduce an already limited water flow during this critical period.

3) The effects of possible pesticide use on the wildlife habitat and our water systems.

4) In normal years, the creek does not flow during the months of July, August, and September. During these months, the pond will not be creek fed and there will be no overflow. Thus, the pond will become polluted with a buildup of algae and nutrients. When the creek does again begin flowing and there is an overflow back into the creek from the pond, the polluted water will be discharged into the creek, and possibly our water systems.

5) Existing outflow from the pond is not in a natural drainage pattern. Erosion during the outflow period is causing sedimentation to be deposited into the stream. This sediment will ultimately be transported into the Class I (fish holding) areas of the stream, filling the small pools, and further decreasing fish habitat.

6) Prior to the fiiling of the pond, the creek was flowing. During the period the pond was being filled, the creek dried up completely. This was noticed on the Pitts', the Gulich's, and the Little property. The creek remained dry for three days.

Potential Solutions:

1) Instead of using a 2" intake pipe from the creek, we would like to see the 2" pipe removed and 3/4" intake pipe utilized.

2) The siphoning from the creek to the pond shall be only during the months of December through March.

3) At no point should more than 10 percent of the creek's flow be siphoned into the pond.

JAN 31 1996

Neil & Carol Oldridge  
September 6, 1994  
Page 3

- 4) There shall be no permanent dam structure in the creek.
- 5) Ideally, a drain field would be constructed so that no algae or nutrients would be deposited directly into the creek during the overflow process. In the alternative, some sort of filtering system should be installed to ensure the quality of water returning to the creek.
- 6) Where clean water is to be returned to the creek, the 6" inch drain pipe should extend directly to the creek instead of the current placement of the drainage pipe, which is uphill from the creek approximately 30 feet. Adequate energy dissipaters and erosion control measures shall be implemented.
- 7) All deficiencies and violations noted by the Department of Water Resources' representative during the site visit will be corrected.
- 8) Any agreement shall be on a trial basis for one year.

We appreciate your willingness to work with us in an attempt to meet everyone's concerns. Thank you Neil and Carol.

Craig & Linda Pitts  
Tim & Jackie Hanna  
Ed Braun  
Jim Little  
Grant & Debbie Hillen  
Jean & Pat Seymour  
Steve & Harri Osborn  
Anne Hammet  
Gale Belgarde  
cc: Department of Water Resources

RECEIVED  
JAN 31 1996

152° 20' 30" W

LITTLE

15173

STEVE & HARDY  
OSBORN (X)

TIM & JACKIE

# HAUNA

JOHN SON

JERRY & SUE

JOHNSON

BRIAN  
" PRICE

LINDA  
M'INTURFF

DAVE  
SPENCER

CARTER

BARBER  
EMERALD

pond

Creek.

well

JAN 31 1966

**RECEIVED****JUL 27 1994****NORTHERN REGION  
IDWR****To:****July 25, 1994****Craig & Linda Pitts  
495 Garfield Bay Road  
Sagle, Idaho 83860****James D. Little  
475 Garfield Bay Road  
Sagle, Idaho 83860****Gale H. Belgarde  
465 Garfield Bay Road  
Sagle, Idaho 83860****Tim & Jackie Hanna  
485 Garfield Bay Road  
Sagle, Idaho****Grant Hillen  
465 Garfield Bay Road  
Sagle, Idaho 83860****Steven Osborne  
455 Garfield Bay Road  
Sagle, Idaho 83860****Edward L. Braun  
1809 Main Street  
Sandpoint, Idaho****Jean & Patrick Seymour  
P.O. Box 214  
Sagle, Idaho 83860****Anne E. Hammet  
431 Garfield Bay Road  
Sagle, Idaho 83860****From: Neil & Carol Oldridge  
500 Garfield Bay Road  
Sagle, Idaho 83860****Dear Friends and Neighbors:**

Carol and I are writing this letter to you regarding our application for a water right #96-08802. I understand from a copy of a letter mailed to us that each of you has registered some concern to the Department of Water Resources on this application. The purpose of this letter is to address those concerns, let you know exactly what the circumstances are regarding this application and to invite you to visit our home and inspect related facilities for yourselves.

Last year, one of our friends and neighbors suggested that we build a pond in the meadow in front of our house. It was suggested that we could run a pipe into the runoff drainage that runs through our property to supply water at least in the spring of the year. Carol and I thought it was a good idea and went with the concept. Through some inquiries, I was led to believe in that the drainage from which I intended to take water was primarily spring run off and resultantly dry a good part of the year, no water permit was necessary. We went ahead and built a pond starting in April of this year and ran a 2" pipe into the drainage. The Idaho Department of Water Resources was informed of this action and a subsequent visit from that office resulted in the subject application for a permit.

Carol and I wanted the pond for several reasons. The secondary reasons are esthetics, to attract and serve wildlife in the area and to have a few fish for visiting children to enjoy. The primary purpose for installing the pond, however is to serve as a reservoir of water for fighting a fire or fires. I acquired a floating water pump for fire fighting that will pump about 160 gallons per minute at 110 pounds of pressure. I also have several hundred feet of 2" hose and a nozzle that can throw a

**JAN 31 1996**

stream well over 100 feet long. Combined with the water from the pond, this equipment is heavy duty fire suppression gear.

I have advised both the U.S. Forest Service and the Chief of the Sage Fire Department of the exact location of the pond. It would be available by land for a pumper truck or from the air by a helicopter fire bucket. I have invited them to use the water for any fire, forest or residential in the area. A copy of this letter is included for your information. To my knowledge, this is the only suitable source of water on the mountain and could be invaluable in saving our precious forest or any of our homes from a fire. In a summer as hot and dry as this one has been, I hope a source of fire fighting water on the mountain will give us all some degree of comfort.

Now to your concerns expressed as "the effects on the creek and our water systems." And, let us say that we appreciate and are sensitive to those concerns.

The pond is presently full. We are keeping it full during the summer when the creek is dry and the water rights application is pending, with water from our well. The current system, with an approved application, will have water from the drainage (when there is water in the drainage) come into the pond through a 2" PVC pipe. In that the pond is full, as soon as water enters the pond, the rising water level immediately pushes water over and out an overflow pipe in the pond that runs the water directly back into the drainage. In summary, every drop of water that flows from the drainage into the pond is returned directly to the drainage. Not one drop of water is being taken from the drainage, rather, a portion of the drainage water is being routed though the pond and 100% returned. At the intake end, the pipe just sits in the drainage in front of some loosely piled rocks to make a pool. There is no mortar or other construction in the drainage. All of this is on our property. The quality of the water is unchanged as well. I will have fish in the pond and must maintain water quality that will support them. No additives, chemicals or anything else is or will be added to the pond water.

As you know, the drainage is generally either rushing with spring snow melt water or dry as a bone (as it is at the moment) with some brief periods in between of moderate water flow. During the times of run off, the portion of water that can be rerouted through a 2" pipe is a small fraction of the total water flow. During the times that the drainage is dry, the question is moot. With the flows in mind and the fact that every drop of water that would flow into the pond is immediately returned to the drainage, I hope you will agree that this action will have no impact on either the water levels in the drainage or any water system in the area. I hope you will agree further that if your water systems are functioning with the drainage bone dry as it now is, when water is available, the rerouting of some of the surface flow and the returning of all the rerouted flow to the drainage will have no effect on either the drainage or any water system.

JAN 31 1996

As indicated at the opening of this too long letter, Carol and I would be happy to show you exactly what I have described. We are all busy at this time of year so a phone call would be appreciated at 265-6783 if you would like to set a time to come up for a visit. Either way, we hope these explanations will ease your concerns and give us your support for this water rights application. We learned a long time ago the importance of good communications with good neighbors and hope that this letter will promote both.

We look forward to hearing from you.

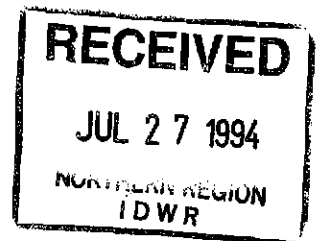
Sincerely,

*Carol*  
Carol Oldridge

*Neil*  
Neil Oldridge

JAN 31 1996

COPY



Fire Chief  
Sagle Fire Department  
Hi-Way U.S. 95  
Sagle, Idaho 83860

6/20/94

Dear Sir:

I have recently constructed a pond at my residence which consists of 20 acres described as the East half of the Southeast quarter of Section 12, Township 56 North, Range 2 West, Boise Meridian, Bonner Country, Idaho. The mailing address is 500 Garfield Bay Road, Sagle, Idaho. It is half way up Gold Mountain on the Southwest face overlooking Shepherd and Cocolala lakes.

The pond is approximately an oval shape 100 feet long and 70 feet wide with about 10 feet in depth. I believe it is sufficiently clear to permit a helicopter to dip a water bucket. A pumper truck can drive up the circular driveway and get within 10 feet of the edge of the pond on both sides. To my knowledge, this is the only source of fire fighting water on gold mountain with none closer than Shepherd Lake. While this is not far by helicopter, it is a long way for a pumper truck fighting a fire on the mountain.

The purpose of this letter is to advise you of the existence and location of the pond and to offer the water in the pond to you should it ever be needed to fight a fire in the area. If you have any questions, I can be reached at (208) 265-6783.

Sincerely,

Neil L. Oldridge

RECEIVED  
JAN 31 1996



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

July 21, 1994

R. KEITH HIGGINSON

Director

Neil Oldridge  
P.O. Box 1012  
Sagle, ID 83860

RE: 96-08802

Dear Mr. Oldridge:

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/rjc  
Enclosure

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JAN 31 1996



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS

Governor

July 21, 1994

R. KEITH HIGGINSON

Director

Jean H. Seymour  
Patrick E. Seymour  
P.O. Box 214  
Sagle, ID 83860

RE: 96-08802

Dear Mr. and Ms. Seymour:

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):

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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/rjc

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JAN 31 1996



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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CECIL D. ANDRUS

Governor

July 21, 1994

R. KEITH HIGGINSON

Director

James D. Little  
475 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. Little:

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):

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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/rjc

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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

July 21, 1994

R. KEITH HIGGINSON

Director

Craig & Linda Pitts  
495 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. and Mrs. Pitts:

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):

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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/rjc

RECEIVED  
JAN 31 1996

JAN 31 1996



State of Idaho

# DEPARTMENT OF WATER RESOURCES

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(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS

Governor

July 21, 1994

R. KEITH HIGGINSON

Director

Edward L. Braun  
1809 Main  
Sandpoint, ID 83864

RE: 96-08802

Dear Mr. Braun:

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):

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Sincerely,

ROBERT G. HAYNES, P.E.  
Regional Manager

RGH/rjc

MAILED  
JAN 31 1996

JAN 31 1996



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  
July 21, 1994

R. KEITH HIGGINSON  
Director

Anne E. Hammet  
431 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Ms. Hammet:

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):

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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/rjc

JAN 31 1996



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

July 21, 1994

R. KEITH HIGGINSON

Director

Steven Osborne  
455 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. Osborne:

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.

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Sincerely,

ROBERT G. HAYNES, P.E.  
Regional Manager

RGH/rjc

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JAN 31 1996



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

July 21, 1994

R. KEITH HIGGINSON

Director

Grant Hillen  
465 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. Hillen:

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.

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Sincerely,

ROBERT G. HAYNES, P.E.  
Regional Manager

RGH/rjc

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JAN 31 1996

JAN 31 1996



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

July 21, 1994

R. KEITH HIGGINSON

Director

Tim Hanna  
Jackie Hanna  
485 Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. and Ms. Hanna:

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/rjc

RECEIVED  
JAN 31 1996



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

July 21, 1994

R. KEITH HIGGINSON

Director

Gale H. Belgarde  
Garfield Bay Rd.  
Sagle, ID 83860

RE: 96-08802

Dear Mr. Belgarde:

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):

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Sincerely,

ROBERT G. HAYNES, P.E.  
Regional Manager

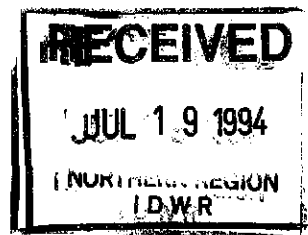
RGH/rjc

RECEIVED  
JAN 31 1996

JAN 31 1996

Department of Water Resources  
Northern Region  
1910 Northwest Blvd. Suite 210  
Coeur d'Alene, ID 83814

7-14-94



Re: Neil Oldridge's application for water right #96-08802

We have some concerns which need to be addressed before this permit is issued, including the effects on the creek and our water systems.

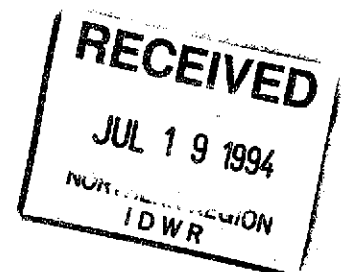
- ① Craig Potts Lots # 21-22  
*Linda Potts*
- ② James D. Pottle Lot # 24
- ③ Dale H. Balgunde
- ④ Jim Hanna lots 27 & 30
- ⑤ Jackie Hanna
- ⑥ Grant Hillen #37
- ⑦ Steven Colborn N of #37
- ⑧ Edward L Braun-
- ⑨ Jean H Seymour Lot #25
- ⑩ Patrick E Seymour Lot #25
- ⑪ Anne E. Hammet North of #37

cc: Neil Oldridge

RECEIVED

JAN 31 1996

1. Craig & Linda Pitts  
495 Garfield Bay Rd.  
Sagle, ID 83860
2. James D. Little  
475 Garfield Bay Rd.  
Sagle, ID 83860
3. Gale H. Belgarde  
Garfield Bay Rd.  
Sagle, ID 83860
- ✓ 4. Tim Hanna
5. Jackie Hanna  
485 Garfield Bay Rd.  
Sagle, ID 83860
- ✓ 6. Grant Hillen  
465 Garfield Bay Rd.  
Sagle, ID 83860
- ✓ 7. Steven Osborne  
455 Garfield Bay Rd.  
Sagle, ID 83860
- 8. Edward L. Braun  
1809 Main  
Sandpoint, ID 83860
9. Jean H. Seymour
10. Patrick E. Seymour  
P.O. Box 214  
Sagle, ID 83860
11. Anne E. Hammet  
431 Garfield Bay Rd.  
Sagle, ID 83860



JAN 31 1996

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Jean Conacher 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

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

said paper for a period of 2 consecutive weeks,

commencing on 7 day of July, 1994

and ending on the 14 day of July, 1994

and that said notice was published in said newspaper.

On this 14 day of July in the year

of 1994, before me, a Notary Public, personally

appeared Jean Conacher,

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.

Karel Meier  
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 5-3-99

RECEIVED

JUL 21 1994

NOTARY PUBLIC  
IDWR

NOTICE OF APPLICATION  
FOR WATER RIGHT

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

96-08801

DAPPAUL INC

P O BOX 4094

TUMWATER, WA 98501

Source: GROUNDWATER

Diversion Pt: SENW Sec 18 T 55N

R 02W in BONNER County.

Use: DOMESTIC (.170 CFS)

IRRIGATION (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 6/6/1994

In: BONNER County

T55N R02W S18 Lot 2 (SWSW)

Lot 5 (SESW)

28.0 ACRES TOTAL

96-08802

OLDRIDGE, NEIL

P O BOX 1012

SAGLE, ID 83860

Source: UNNAMED STREAM

Tributary: FRY CREEK

Diversion Pt: SESW Sec 12 T 56N

R 02W in BONNER County.

Use: WILDLIFE STORAGE (1.00

AF)

FIRE PROTECTION STORAGE (

1.00 AF)

AESTHETIC STORAGE (1.00

AF)

DIVERSION TO STORAGE (.040

CFS)

Total Diversion: (.040 CFS)

Date Filed: 6/9/1994

In: BONNER County

T56N R02W S12 SESE

For additional information con-  
cerning the property location, call  
the Northern Regional Office at  
(208) 769-1450.

The permit(s) will be subject to all  
prior water rights. Protests must be  
filed with the applicant and with the  
Director, Dept. of Water Resources,  
Northern Region, 1910 Northwest  
Blvd., Suite 210, Coeur d'Alene, Ida-  
ho 83814, together with a protest fee  
of \$25.00 on or before JULY 25, 1994.

R. KEITH HIGGINSON,

Director

SNP#6228 Jul 7, 14, 1994

JAN 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

CECIL D. ANDRUS

Governor

June 29, 1994

R. KEITH HIGGINSON

Director

Neil Oldridge  
P.O. Box 1012  
Sagle, ID 83860

Subject: Water Appropriation Application for Permit Number 96-08802.

Dear Mr. Oldridge:

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N007750. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently 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 processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit 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 Permit 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 Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

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

Sincerely,

*Allen Beardslee*

ALLEN BEARDSLEE  
Senior Water Resource Agent  
Enc. - Receipt

RECEIVED  
JAN 31 1996

96-08802

OLDRIDGE, NEIL  
P O BOX 1012  
SAGLE, ID 83860

Source: UNNAMED STREAM

Tributary: FRY CREEK

Diversion Pt: SESE Sec 12 T 56N R 02W in BONNER County.

|                         |             |
|-------------------------|-------------|
| Use: WILDLIFE STORAGE   | ( 1.00 AF)  |
| FIRE PROTECTION STORAGE | ( 1.00 AF)  |
| AESTHETIC STORAGE       | ( 1.00 AF)  |
| DIVERSION TO STORAGE    | ( .040 CFS) |
| Total Diversion:        | ( .040 CFS) |

Date Filed: 6/ 9/1994

In: BONNER County  
T56N R02W S12 SESE

JAN 31 1996