

This is a detailed topographic map of the Clark Fork area, showing the border between Idaho and Montana. The map features contour lines indicating elevation, with major peaks reaching over 3000 feet. Key locations include Clark, Cabinet, and Cabinet Gorge. The Clark Fork River is prominent, flowing through the center of the map. Other features include a fish hatchery, a cemetery, a well, and a gravel pit. The map is overlaid with a grid system, with section numbers 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36 visible. The Idaho-Montana border is marked by a dashed line, with the Idaho side to the west and the Montana side to the east. The map also shows various landmarks such as BM 2091, BM 2155, BM 2176, BM 2193, BM 2298, BM 2338, BM 2408, and BM 2512. The Clark Fork River is labeled as 'CLARK FORK' and 'CLARK FORK R 35 W'. The map includes a scale bar indicating a distance of 1 mile. The map is titled 'CLARK FORK' in large letters across the center. The map is a black and white line drawing with contour lines and text labels.

Gene O. Gilbert (Pres.)
(Applicant)

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Meeker 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:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 2 day of Jul, 1992
and ending on the 9 day of Jul, 1992
and that said notice was published in said newspaper.

On this 10th day of July in the year
of 92, before me, a Notary Public, personally
appeared Karel Meeker,

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.

Tim Johnson
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 10/22/93

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-08700

CARLSON, JOHN E.
ISLAND VIEW RESORT
300 ISLAND VIEW ST.
HOPE, ID 83836-9715

Source: GROUNDWATER

Diversion Pt: LOT 3 (SESE) Sec
11 T 56N R 01E in BONNER County.

Use: COMMERCIAL (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 6/4/1992

In: BONNER County

T56 N R01E S11 SESE

S12 SESW

96-08701

T G & Z INC.

PO BOX 25

CLARK FORK, ID 83811

Source: UNNAMED STREAM

Tributary: CLARK FORK RIVER

Diversion Pt: NENESW Sec 28 T

55N R 03E in BONNER County.

Use: STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.060 CFS)

Date Filed: 6/8/1992

In: BONNER County

T55N R03E S28 NESW

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or

before JULY 20, 1992.

R. KEITH HIGGINSON,

Director

SNP#4811 Jul 2, 9, 1992

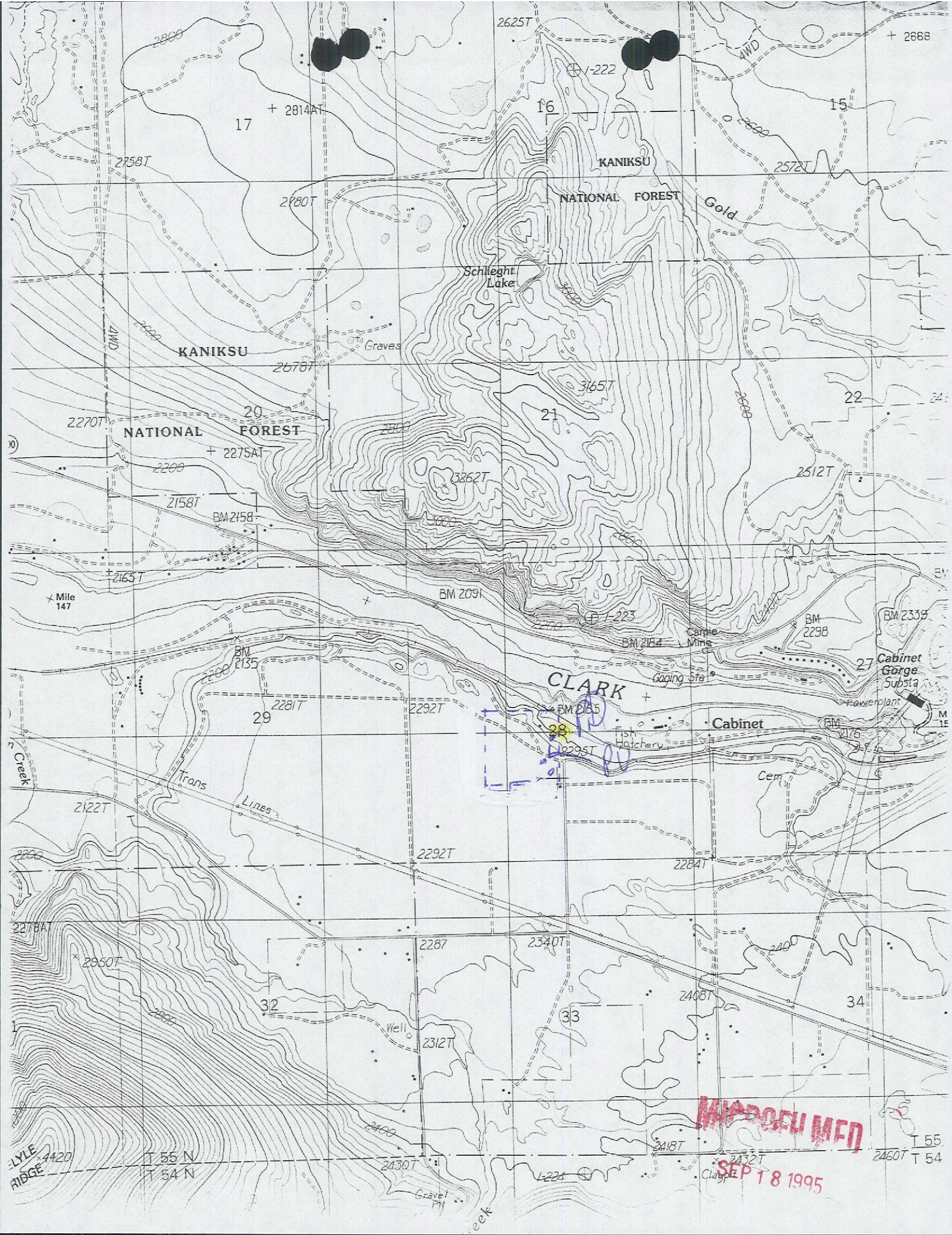
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AUG - 5 1992

NORTHERN REGION
IDWR

MICROFILMED
DEC 16 1992

4811





#1 Domestic PO



#2 Domestic PO

UNRECORDED

SEP 18 1995

96-08701



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96-08701



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SEP 18 1995

96-08701

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MAY 2 - 1997

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

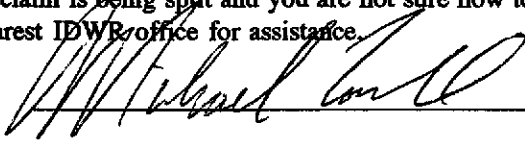
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 30 1997

NORTHERN REGION
IDWR

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

1. Water Right No(s): 96-08701
Adjudication Claim No(s): _____
2. The following REQUIRED information must be submitted with this form:
 - ✓ A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - N/A B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - N/A C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant JOANNE STEBBINS
5608 FREEMONT, BOISE, IDAHO 83706
4. New Owner/Claimant(s) MICHAEL FOWLE
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address P.O. Box 188
City, State and ZIP Code HERON, MONTANA 59844
New Telephone Number (406) 847-2220
5. Date you acquired the property 4-17-97
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. N/A
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) 

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

MICROFILMED

JUN 10 1999

INSTRUCTIONS

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

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

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

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

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

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

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

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

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

MICROFILMED

JUN 10 1999

Robert B. Grant

INSTRUMENT NO. 16698



WARRANTY DEED

502412

RECEIVED

APR 30 1997

NORTHERN REGION
IDWR

For Value Received JOANNE K. STEBBINS, formerly Joanne K. Howard, as her
separate property

The grantor(s), do(es) hereby grant, bargain, sell and convey unto MICHAEL FOWLE, a single man

the grantee(s), whose current address is P.O. BOX 188, HERON, MT 59844

the following described premises, in Bonner

County Idaho, to-wit:

See Exhibit A Attached hereto and made a part hereof.

Assessor's Parcel No:

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

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

Dated: April 17th, 1997

Joanne K. Stebbins
JOANNE K. STEBBINS



STATE OF Idaho)
COUNTY OF Bonner) ss.

On this 18 day of April, 1997, before me, the
undersigned, a Notary Public in and for said State, personally
appeared

Joanne K. Stebbins

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

Kathy G. Pizzolatto
Notary Public in and for said County and State

Residing at Sandpoint
Commission Exp: 6-29-2002

RECORDING DATA:

FILED BY
Sandpoint Title Insurance
MARIE SCOTT
BONNER COUNTY RECORDER
DEPUTY

MICROFILMED
JUN 10 1999

EXHIBIT "A"

All that portion of Government Lot 8 in Section 28, Township 55 North, Range 3 East of the Boise Meridian, Bonner County, Idaho, lying North of the "Old" County Road, **EXCEPT** that portion lying within the Burlington Northern Railroad right of way.

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 1997, A LIEN IN THE PROCESS OF ASSESSMENT, NOT YET DUE OR PAYABLE.

WARRANTY DEED
PAGE 2/16698EXA

MICROFILMED
JUN 10 1999

MICHAEL FOWLE
P.O. BOX 188
HERON, MONTANA 59844
~~(406) 847-2220~~

208664-1693

April 26, 1997

RECEIVED

MAY 2 - 1997

Department of Water Resources

RECEIVED

APR 30 1997

NORTHERN REGION
IDWR

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, Idaho 83814-2615

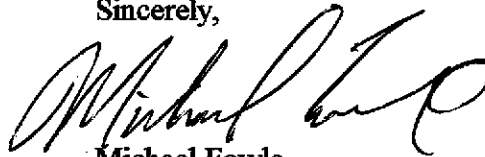
Dear IDWR Dept:

Enclosed please find a completed "Notice of Change of Water Right Ownership" for water right #96-08701. Also enclosed is a copy of the Warranty Deed and Legal Description as required. Please process so that the water rights are transferred into my name.

If you require anything further in order to complete this transaction, please do not hesitate to contact me at the above telephone number.

Thank you.

Sincerely,



Michael Fowle

MF:bd
Enclosures

MICROFILMED

JUN 10 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08701

Priority: June 8, 1992

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.5 AF

This is to certify, that T G & Z INC

PO BOX 25

CLARK FORK ID 83811-0025

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 8, 1992; and has submitted Proof of Beneficial Use on November 25, 1994. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to CLARK FORK RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.3 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NENESW, Sec. 28, Township 55N, Range 03E
BONNER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

55N 03E 28

NESW

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right 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.
5. Stockwater use is for 20 horses.
6. Domestic use is for 1 home.

MICROFILMED

SEP 18 1995

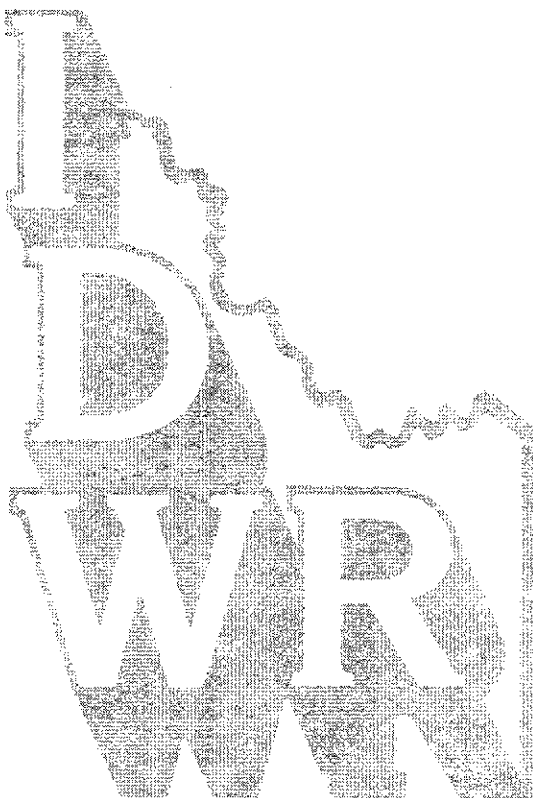
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08701

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 28TH
day of AUGUST, 1995.


Acting for KARL J. DREHER, Director



RECORDED

SEP 18 1995

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOV 25 1994

Department of Water Resources

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. 96-08701 Telephone No. 208 266 1216

2. Name(s) of Permit Holder(s): TG+Z Inc.

3. Mailing Address: Box 25 Clark Fork Idaho 83811

4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____

b. **OPTIONAL:**

Pump Horsepower: 1 Pressure (psi): _____ Dynamic pumping level (ft): _____

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

Domestic (No. of households): 2 Stockwater (No. and type of stock): 20 Horses & Mules

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: _____ cfs OR _____ 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 ☒

Has the measuring device been installed?

Yes _____ or No ☒

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No ☒

Has the measurement port been installed?

Yes _____ or No ☒

8. Fee Enclosed: \$ _____ (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: Gene O Gilbert Telephone Number: 208 266 1216

Address: Box 25 Clark Fork, Idaho 83811

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: Gene O Gilbert (Pres.) TG+Z Inc.
(include your title, if on behalf of company or organization)

Date: Nov 21-94

JAN 20 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08701

Proposed Priority: June 8, 1992 Maximum Diversion Rate: 0.06 CFS
This is to certify, that T G & Z INC
PO BOX 25
CLARK FORK ID 83811
has applied for a permit to appropriate water from:

UNNAMED STREAM tributary of CLARK FORK RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION: NENESW , Sec. 28, Township 55N, Range 03E
BONNER County

PLACE OF USE: STOCKWATER
TWN RGE SEC

55N 03E 28 NESW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. Stockwater use is for 20 horses and 50 range cattle.
6. Domestic use is for 1 home.

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

4th day of November, 1992

NOTED

DEC 6 1992

[Signature]
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant T. G. #2 INC. Phone 266-1216
(NOT BEFORE 9:00AM.)
Post office address PO Box 25 CLARK FORK, ID 83811

2. Source of water supply UNNAMED STREAM which is a tributary of CLARK FORK R.

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 28 Township 55N Range 3E B.M. BONNER County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

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

Amount 0.04 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.06 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. CATCH BASIN PUMPS
PIPELINE

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 90°F being sought? _____

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

RECORDED

DEC 16 1992

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

a. Hydropower; show total feet of head and proposed capacity in KW. _____

* b. Stockwatering; list number and kind of livestock. 20 HORSES 50 RANGE CATTLE Blm

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 1

e. Other; describe fully. _____

9. Description of place of use:

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

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
55N	3E	28									D								
											S								

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? MT, MONTANA RAILROAD

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. APP MAKING APPLICATION TO ROW LEASE

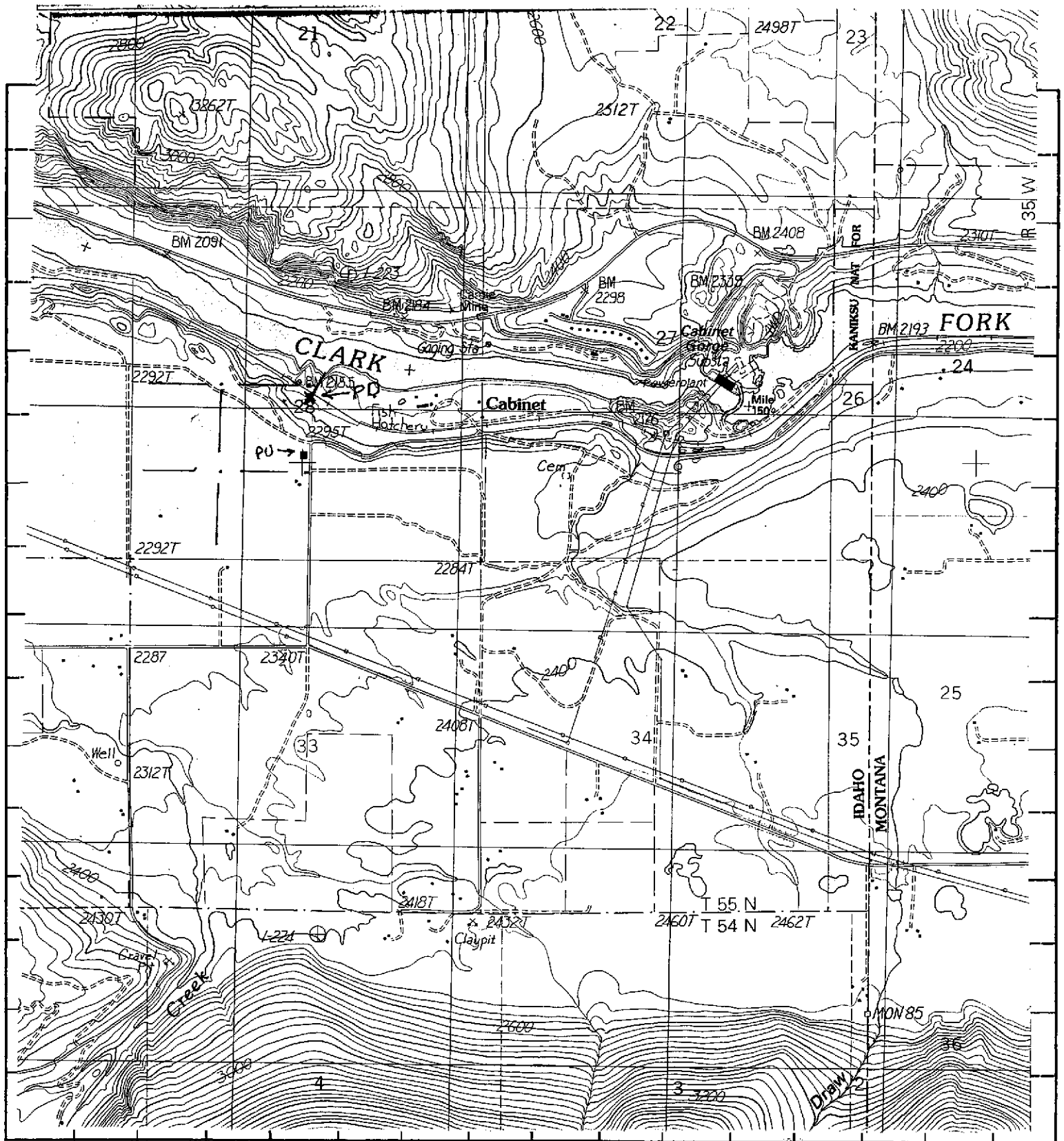
12. Remarks: _____

MICROFILMED

DEC 16 1992

* Per phone conversation with applicant 10/29.

96-8701



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.

16 1992
Gene O. Gilbert (Pres.)
 (Applicant)

Received by PR Date 4/8/92 Time 1:55 PM Preliminary check by REX
Fee \$ 30.00 Receipted by PR # N5541 Date 6/8/92
Publication prepared by PR Date 6/10/92 Published in Pomona City Bee
Publication approved PR Date 8/7/92

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:

NOTED
DEC 16 1992

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Meeker 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:

Legal Notice

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 2 day of Jul, 1992
and ending on the 9 day of Jul, 1992
and that said notice was published in said newspaper.

On this 10th day of July in the year
of 92, before me, a Notary Public, personally
appeared Karel Meeker,
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.

Tim Johnson
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 10/22/93

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-08700

CARLSON, JOHN E.
ISLAND VIEW RESORT
300 ISLAND VIEW ST.
HOPE, ID 83836-9715

Source: GROUNDWATER

Diversion Pt: LOT 3 (SESE) Sec
11 T 56N R 01E in BONNER County.

Use: COMMERCIAL (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 6/4/1992

In: BONNER County

T56 N R01E S11 SESE

S12 SESW

96-08701

T G & Z INC.

PO BOX 25

CLARK FORK, ID 83811

Source: UNNAMED STREAM

Tributary: CLARK FORK RIVER

Diversion Pt: NENESW Sec 28 T

55N R 03E in BONNER County.

Use: STOCKWATER (.020 CFS)

DOMESTIC (.040 CFS)

Total Diversion: (.060 CFS)

Date Filed: 6/8/1992

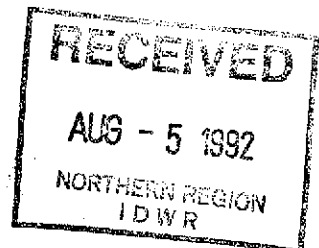
In: BONNER County

T55N R03E S28 NESW

For additional information con-
cerning the property location, call
the Northern Regional Office at 765-
4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or

before JULY 20, 1992
R. NORTH HIGGINS
Director
SNP#4811 Jul 2, 9, 1992



DEC 16 1992

4811

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Boise, Idaho 83706-2237

5.24.99 - Mail Request
to CDA address on
Memo to 8.7.98.
Ket

RETURN SERVICE
REQUESTED

RESORTED
FIRST CLASS



RECEIVED
MAY 20 1999

MICROFILMED
JUN 10 1999

Department of Water Resources

FOWL188 TS98442024 1898 04 05/17/99
RETURN TO SENDER
FOWLE
TEMPORARILY AWAY
RETURN TO SENDER

AUTO 55544





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

May 12, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL FOWLE
PO BOX 188
HERON MT 59844

RE: Water Right 96-08701

Dear Mr. Fowle:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

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

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED
JUN 10 1999

M E M O R A N D U M

DATE: August 7, 1998

TO: File 96-08701

FROM: Kari Lynn Townsend

RE: Returned Mail

=====

Letter of July 31, 1998 was returned by the postoffice with a yellow sticker saying "return to sender - temporarily away - return to sender".

I found a phone number in MT and called - reached a recording with a new phone number in ID. Called the ID number (208-664-1693) and left a message for Mike Fowle.

Mr. Fowle returned my phone call and gave me his ID address which is:

1815 Silver Beach Loop Rd
Coeur D Alene, ID 83814

I resent the July letter to the above address. Mr. Fowle will get the necessary information and forward to our office ASAP.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street
Boise, Idaho 83706-2237

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



PB METER
7025448

0238

U.S. POSTAGE

1815 Sever Beach Loop Rd
CDA 83814

RECEIVED
AUG 07 1998
Department of Water Resources

MICROFILMED
JUN 10 1999

FOWL188 TS98442021 1298 08 08/05/98
RETURN TO SENDER
FOWLE
TEMPORARILY AWAY
RETURN TO SENDER

AUTO 555555





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 31, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MICHAEL FOWLE
PO BOX 188
HERON MT 59844

RE: Change of Ownership - Water Right 96-08701

Dear Mr. Fowle:

A Notice of Change of Water Right Ownership form with your cover letter has been received in our office for processing.

In checking the support paperwork I found that this water right is licensed to T G & Z Inc., however there is no ownership link between them and Joanne Stebbins.

In order for us to complete the change of ownership processing we will need to have a copy of a legal document (or documents) showing the chain of ownership from T G & Z Inc. to Joanne Stebbins.

I will hold the change of ownership form and warranty deed (Stebbins/Fowle) in the file and complete the processing upon receipt of the above described support documentation.

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,


Kari Lynn Townsend
Secretary

/k

MICROFILMED
JUN 10 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 29, 1995

T G & Z INC
PO BOX 25
CLARK FORK ID 838110025

RE: WATER RIGHT NO. 96-08701

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECORDED

SEP 18 1995

LICENSE REVIEW
Cindy Zimmerman

Permit #: 96-8701 Name: TG & Z Inc Date: 8/11/95
App Rcd 6/8/92 Priority 6/8/92 Examined 6/30/95 ✓ Lots ✓

NAME Chng OK ✓ Or Address Change?
~~SOURCE~~ ✓ Clarify source spring instead of unnamed stream
Prelim. Order to Void - Source change.
P/D ✓ Amendment Needed? -P39, P38
Overlap(s) _____
P/U ✓ Amendment Needed? -P41, P38
Overlap(s) _____
*P/D & P/U Amend? P37, P38
(See paragraph list for governmental agencies)

RATE ✓ Permit/fee limits: 0.06 / 0.20
✓ Measured Q= _____ cfs Theoretical Q= 0.04 cfs
domestic (hm) = 0.04 stock = 0.02 cfs
(HP) $8.8 \times 0.75 \times 1 = 6.60$
 $75 + (2.31 \times 45) = 178.95 = 0.036 \approx 0.04$ cfs
Recommended capacity 0.04 cfs
Recommended rate 0.04 cfs

1) limited by capacity.
2) limited to 1 hm by permit

VOLUME ✓ Season of Use: () 1/1 - 12/31 = 365 days
Calculations: dom 1 hms x 1.2 AF/Km = 1.2 AFA
stock: (20 hd x 12 gpd/hd x 365 d) ÷ 325,800 = 0.27 ≈ 0.3 AF
Flow limit: 0.04 x 365 x 1.9835 = 29.0 AF
Recommended volume 1.2 + 0.3 = 1.5 AF

USES ✓ Same Nature of Use? -P46
✓ Amendment Needed? _____

REMARKS ✓ Multiple p/d's in 1/4?
✓ ① w001/1 ② w02/20

CONDITIONS ✓ Measuring (R01)/Locking (R02) Devices
✓ Watermaster Control (R04) - WD # _____
✓ Irrigation rate/volume overlap
✓ Irrigation water overlap (065) (If gw use sw)
✓ Water Quality/Other _____

PRIORITY Due 12/1/95 Rc'd 1/12/95 ^{OK} Receipt# co31965 Fee OK? (Yes) No
Order to Reinstate Needed? Yes (No) Done? _____
If Yes, Advanced? Yes/No to: _____

COMMENTS: rate limited by capacity, limited to 1 hm by permit

USE	CFS	DIV VOL	Adjustment Memo
<u>Dom / 1</u>	<u>0.04</u>	<u>1.2</u>	<u>✓</u>
<u>Stock / 20</u>	<u>0.02</u>	<u>0.3</u>	
<u>TOTAL</u>	<u>0.04</u>	<u>1.5</u>	

LICENSE: P49
#1 AMEND LTR: P46 or P39/P41/P37 & P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: August 11, 1995
TO: File No. 96-08701
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

=====

The following adjustments were made on the field report:

1. Annual Volume.
 - a. Stockwater = $(hd \times gpd/hd \times d) \div 325,850 = AFA$
 $= (20 \times 12 \times 365) \div 325,850$
 $= 87,600 \div 325,850$
 $= 0.27 \approx 0.3 AFA.$
 - b. Domestic (limited by permit) $1 \text{ hm} \times 1.2 \text{ AF/hm} = 1.2 AFA.$
 - c. Maximum annual volume = $a + b$
 $= 0.3 + 1.2$
 $= 1.5 AFA.$

NOT RECORDED

SEP 18 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 13 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-8701

1. Owner: T G E Z INC. Phone No. (208) 266-1216

Current Address: PO Box 25 Clark Fork ID. 83811

2. Accompanied by: Mrs Gilbert EXAM DATE: 6-30-95

Address: SAME AS ABOVE Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Clark Fork River

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NE	SW	28	55N	03E	BONNER	U.S.G.S. 7.5 min Quad

2. Place(s) of Use:

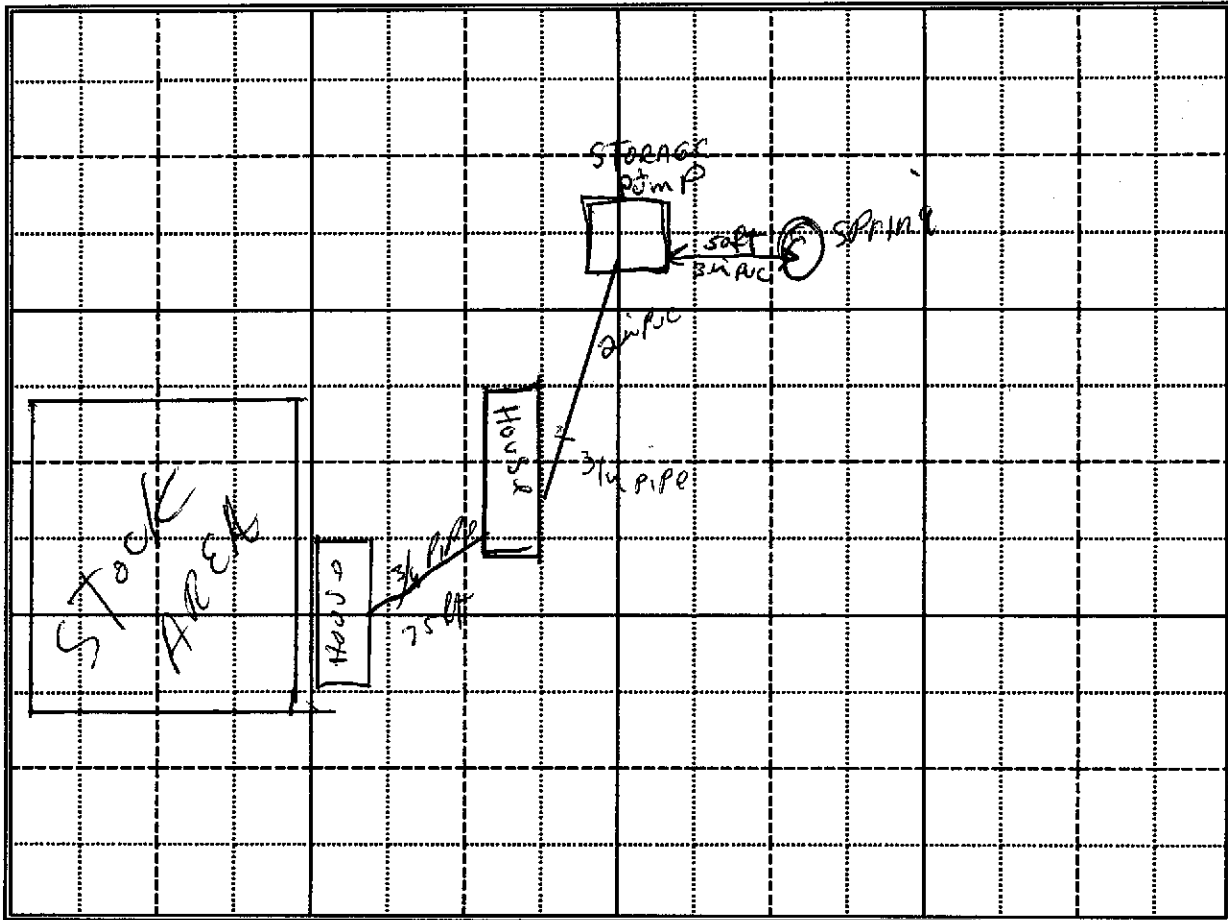
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55N	03E	28																	

RECEIVED

SEP 18 1995

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



Scale: 1" = 100'.

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

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

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	1	2801084910	Submersible	

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

MEASURED

SEP 18 1995

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-8701

DATE: 5-JUL-95

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 1

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 75 FEET

SYSTEM PRESSURE = 45 PSI

QUANTITY = 0.04 CFS

RECEIVED
SEP 18 1995

[illegible]

SEP 18 1995

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____**2. Volume Calculations for Other Uses:** *Stockwater*

$$20 \text{ hd} \times 12 \text{ gpd} \times 365 = 2148 \text{ AFA}$$

H. RECOMMENDATIONS**1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Stockwater</i>	<i>01-01</i>	<i>12-31</i>	<i>.02</i>	<i>2.0 *</i>
<i>Domestic (2)</i>	<i>01-01</i>	<i>12-31</i>	<i>.06</i>	<i>2.4 *</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.08</i>	<i>4.4 *</i>

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None
✓ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

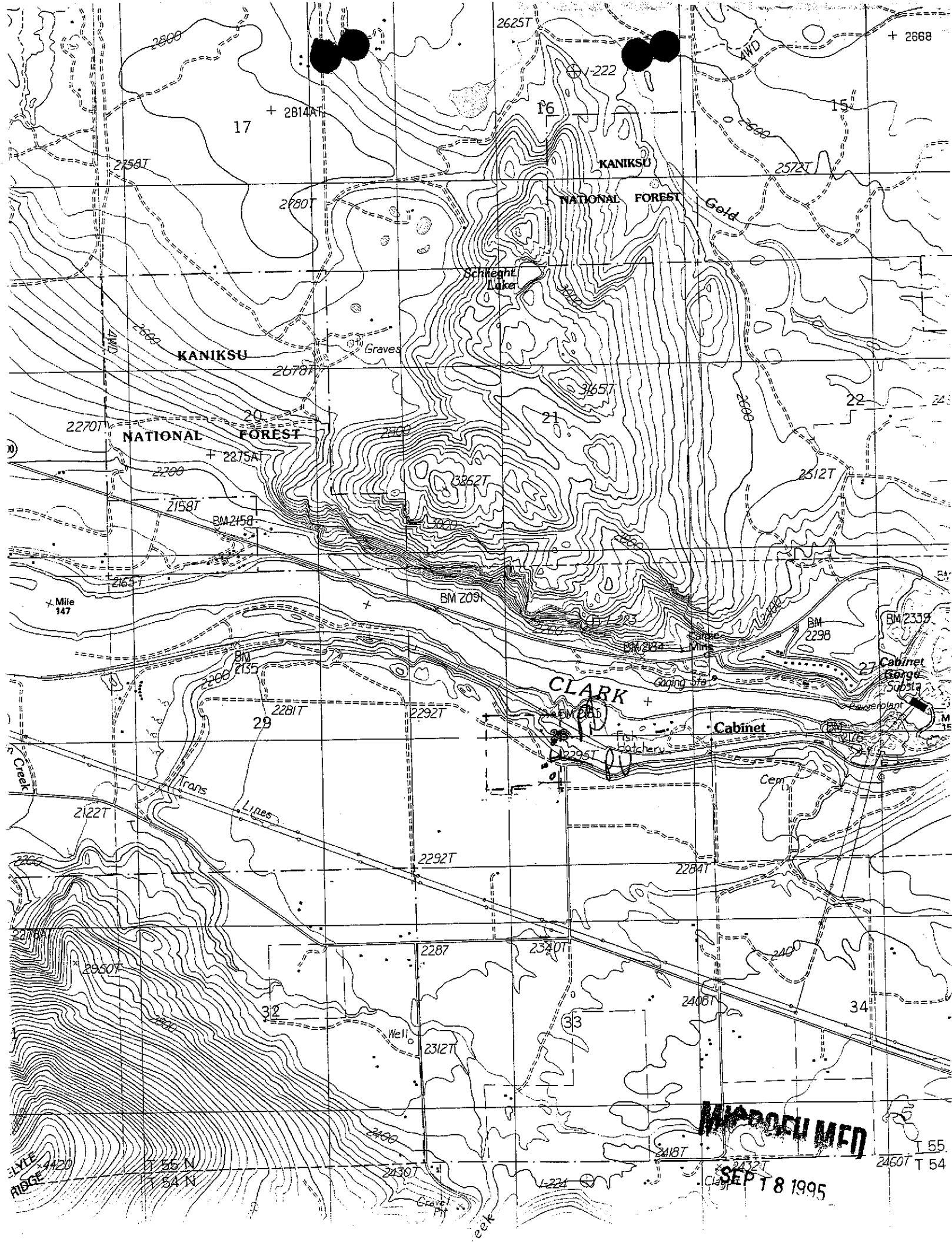
I. AUTHENTICATIONField Examiner's Name *Wayne Baldwin* Date *7-5-95*

Reviewer _____ Date _____

SEAL

* Adjustments made during review of this right for license approval
See memo for additional information 8/11/95 czj.

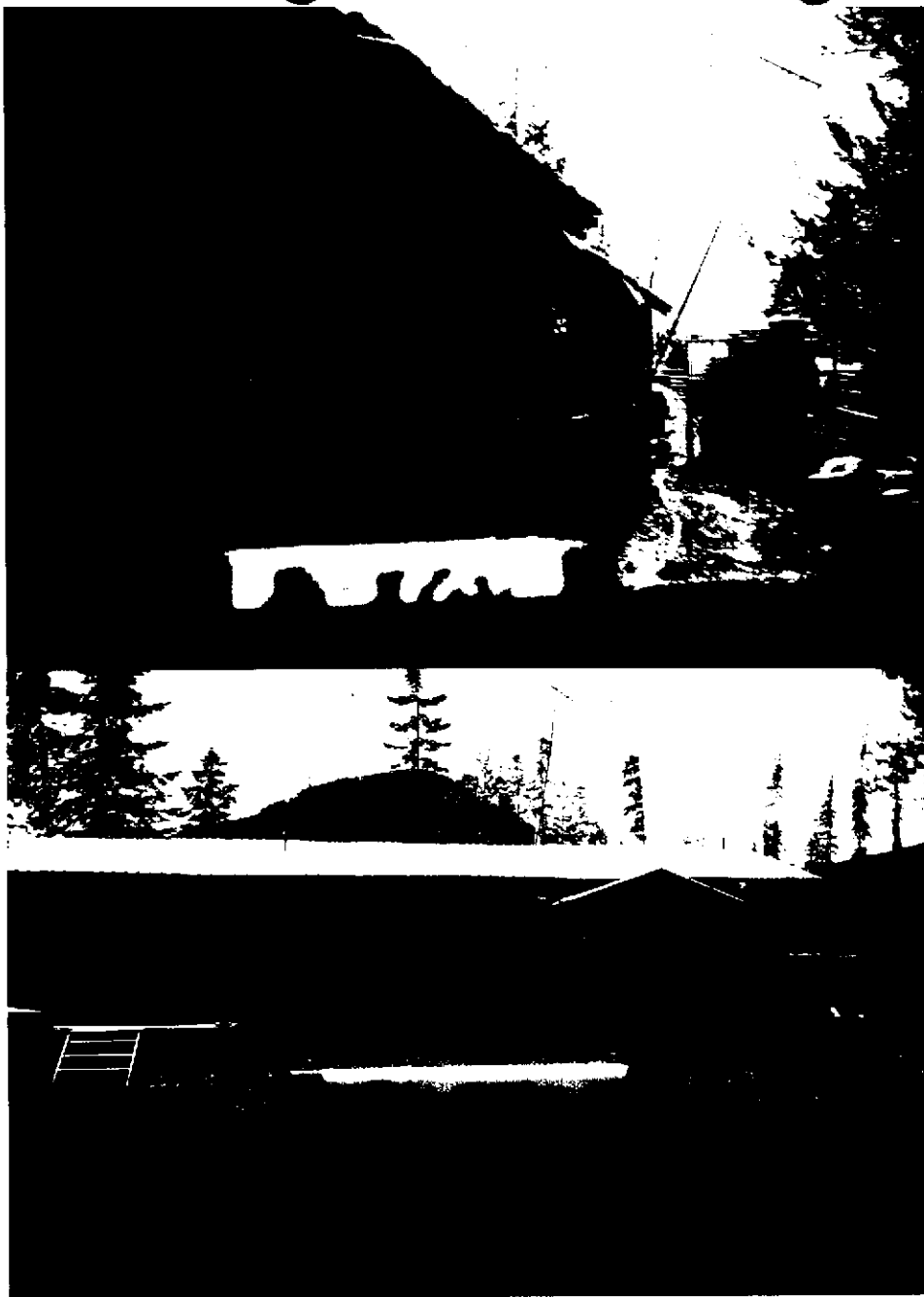
SEP 18 1995



UNDOCUMENTED

SEP 8 1995

T 55
T 54
R 15 E
R 14 E



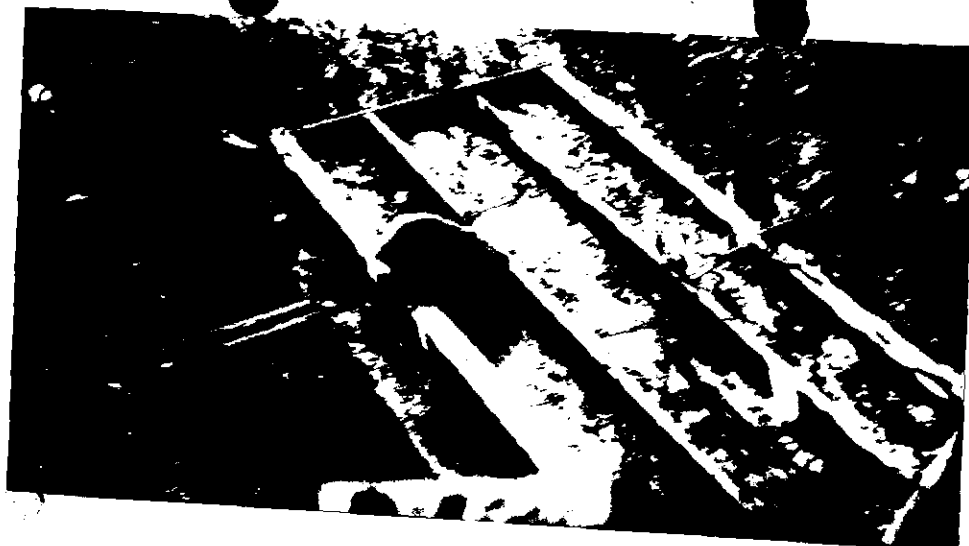
#1 Domestic PO

#2 Domestic PO

MICROFILMED

SEP 18 1995

96-08701



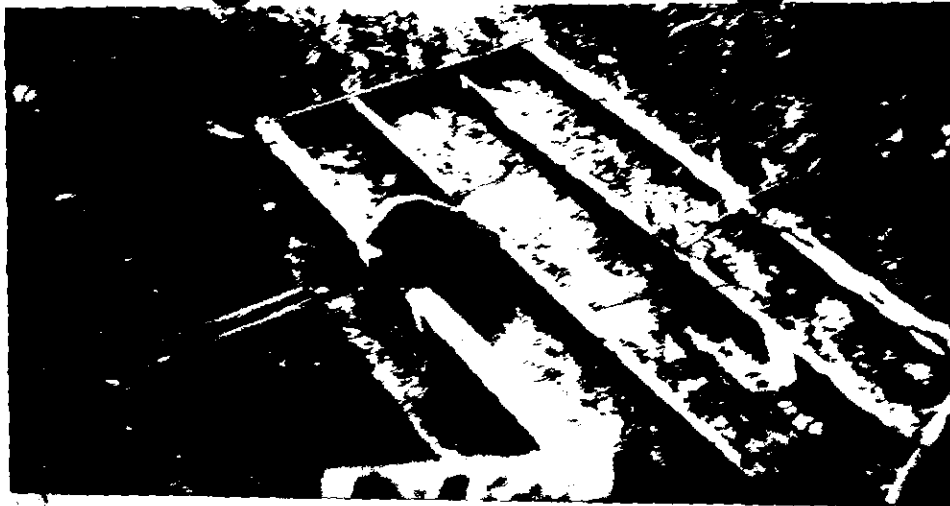
PD



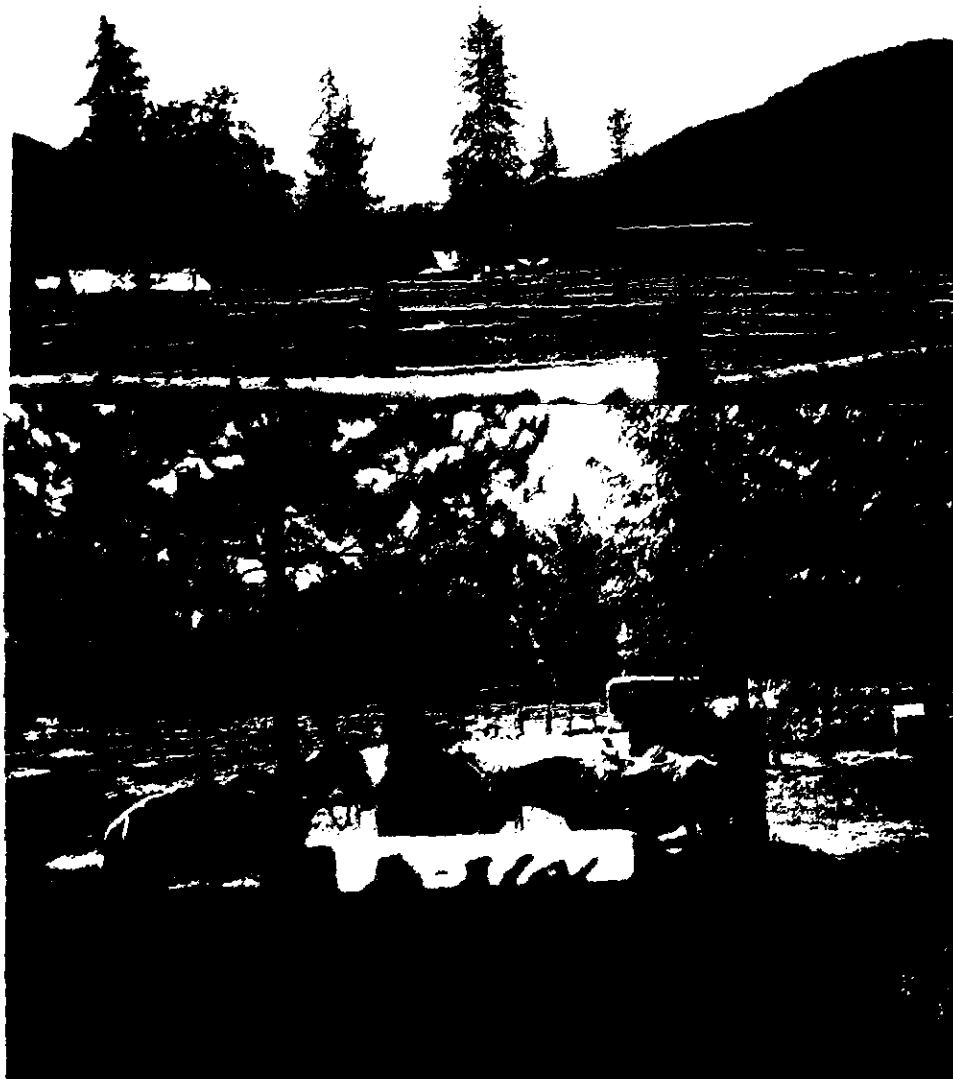
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PD for S

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PD for S

MICROFILMED

SEP 18 1995

96-08701

January 19, 1995

T G & Z INC
PO BOX 25
CLARK FORK ID 83811

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08701

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

RECEIVED

JAN 20 1995



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

December 19, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

T G & Z Inc.
P.O. Box 25
Clark Fork, ID 83811

RE: Permit No. 96-08701

Dear Permit Holder:

Returned is a copy of the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, the proof can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a **groundwater** (well) source, and;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use an unnamed stream (surface) for your source. Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form and the license examination fee within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any assistance, please feel to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosure

RECEIVED

JAN 20 1995

September 30, 1994

T G & Z INC
PO BOX 25
CLARK FORK ID 83811

PROOF DUE NOTICE

RE: PERMIT NO. 96-08701

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

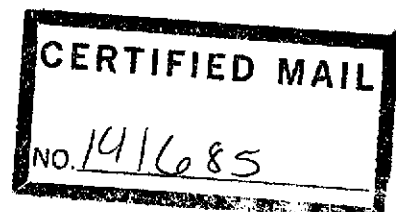
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
JAN 20 1995





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 6, 1992

T G & Z INC
PO BOX 25
CLARK FORK ID 83811

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08701

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

Brenda L. Miller

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

MICROFILMED

DEC 16 1992

RECEIVED

OCT 28 1992

OCT 26, 1992

Department of Water Resources

Here are the names of our officers.

Gene O. Gilbert (Pres.)

Box 25 Clark Fork, Idaho 83811

Janice M. Gilbert (Sec. Treas.)

Box 25 Clark Fork, Idaho, 83811

Thad S. Gilbert (Vice Pres.)

Box 25 Clark Fork, Idaho 83811

Yours Truly

Gene O. Gilbert

RECEIVED

DEC 16 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 6, 1992

TG&Z INC
PO BOX 25
CLARK FORK ID 83811

RE: Application for Permit No. 96-08701

Gentlemen:

We have received your application for permit for irrigation from our Northern Regional Office for final review. However, prior to final action being taken on the application, we need to have a list of the names, titles and addresses of all the corporate officers. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

A handwritten signature in cursive script that reads "Brenda L. Miller".

BRENDA L. MILLER
Water Resource Agent

c: Northern Region

NOTED

DEC 16 1992

96-08701

T G & Z INC
PO BOX 25
CLARK FORK, ID 83811

Source: UNNAMED STREAM

Tributary: CLARK FORK RIVER

Diversion Pt: NENESW Sec 28 T 55N R 03E in BONNER County.

Use: STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.060 CFS)

Date Filed: 6/ 8/1992

In: BONNER County
T55N R03E S28 NESW

MICROFILMED
DEC 16 1992

July 8, 1992

Mr. John Gilbert
P O Box 25
Clark Fork, ID 83811

Subject: Water Application for Permit Number 96-08701

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 N005541. 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. 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
Senior Water Resource Agent

Enc. - Receipt

RECEIVED

DEC 16 1992

Miss



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

96-8701

June 2, 1992

T.G. & Z. Inc.
P.O. Box 25
Clark Fork, Id. 83811

Gentlemen:

Enclosed is the Application for Permit which I have prepared for you. Please check it over for accuracy, make any changes you wish, place your initials where you make any changes, and have an official of the company sign the form on page three indicating his title below his signature.

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

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Application

RECEIVED

DEC 16 1992