

Point of diversion - red dot (spring)

Place of use - SE 1/4 NW 1/4 T55 N R3E

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

R3E



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.

Robert R. Dudley
(Applicant)

PERMIT #

96-08662

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



96-08662

Point of Diversion

← Spring



96-08662

Point of Diversion

← Spring



96-08662

Diversion Works -
2" pipe - reduced to 1"
routed to storage tank

MICROFILMED
APR 10 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

96-08662

PHOTOGRAPH



96-08662



96-08662

500 gallon Storage tank ↑

Diversion works coming from ↑
Spring



96-08662

Place of use

MICROFILMED
APR 10 1998

DERR POINT QUADRANGLE

IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

561

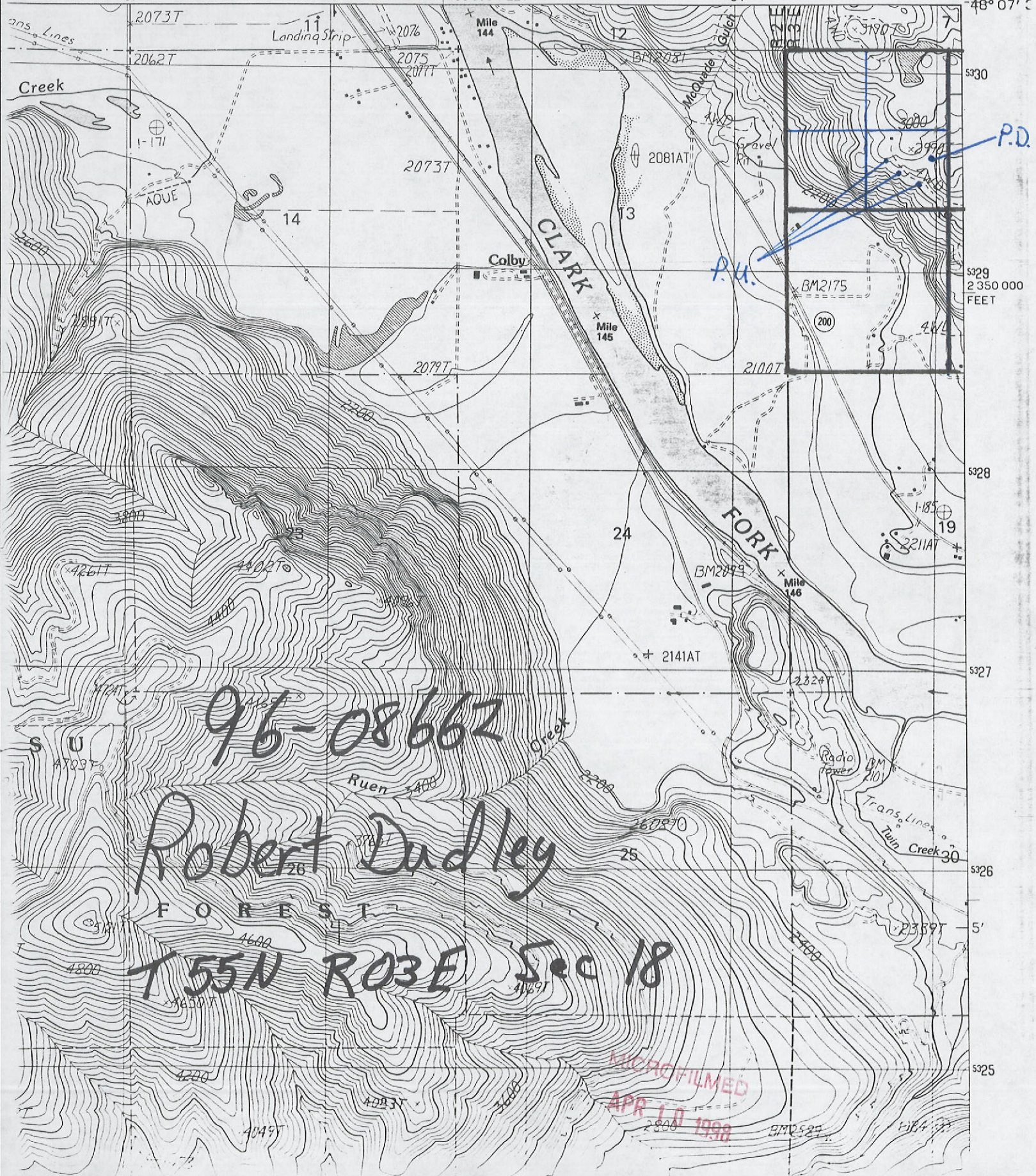
10'

400 000 FEET

564

116° 07' 30"

48° 07' 30"



96-08662

Robert Dudley

FOREST

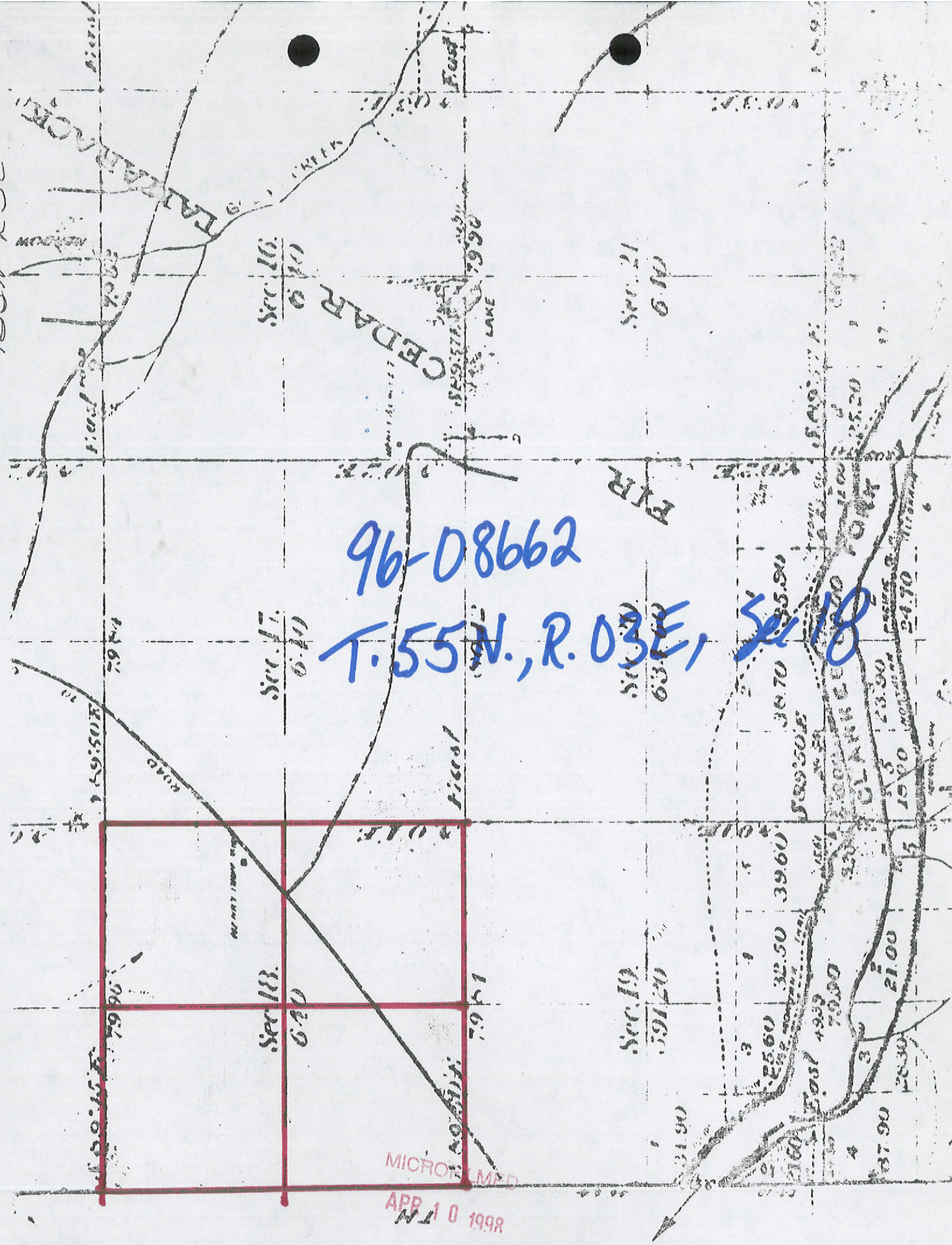
T 55N R 03E Sec 18

MICROFILMED
APR 10 1998

T.55N R.3E

96-08662
T.55N., R.03E, ~~5418~~

MICROFILMED
APR 10 1998



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08662

Priority: September 9, 1991

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

3.6 AF

This is to certify, that ROBERT R DUDLEY
DANIEL SKIDMORE JR

2236 CONCORD ST
MOSCOW ID 83843

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 9, 1991; and
has submitted Proof of Beneficial Use on September 20, 1996. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	3.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NESENW , Sec. 18, Township 55N, Range 03E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

55N 03E 18

SENW

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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 3 homes.

MICROFILMED

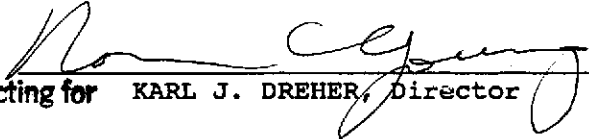
APR 10 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08662

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 25TH
day of FEBRUARY, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

APR 10 1998

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	96-08662	Robert R. Dudley	0.08
Full Assignment	96-08662	Robert R. Dudley Daniel B. Skidmore	0.08

RECEIVED

NOV 08 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 20 1996

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, 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. 96-08662 Telephone No. 801-543-3319
2. Name(s) of Permit Holder(s): DANIEL SKIDMORE JR + ROBERT R. DUDLEY
3. Mailing Address: 3226 E 1300 N LAYTON, UT 84040
4. Source of Water: SPRING If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____
 - a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 3 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .08 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: \$ 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: DANIEL SKIDMORE Telephone Number: 801-543-3319
Address: 3226 E 1300 N LAYTON, UT 84040

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: D. Skidmore Date: 8/19/96
(include your title, if on behalf of a company or organization)

NOV 08 1996

RECEIVED

SEP 15 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 96-08662

Name(s) of Permit Holder: DANIEL D. SKIDMORE OR ROBERT R. DUDLEY

Mailing Address: 3226 E 1300 NORTH LAYTON, UT. 84040

Date Proof is Due: OCT 1, 1994 Telephone No. 801-543-3319

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

SPRING HAS BEEN BOXED, WITH OVERFLOW.
SURVEY HAS BEEN DONE TO DETERMINE
SIGHT FOR TANK

Costing \$ 800.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

CONFUSION OVER COUNTY LAWS REGARDING DIVIDING
OF ACREAGE, HAVEN'T STARTED THE DWELLINGS
YET, NOT SURE WHERE THEY'RE GOING TO GO

Permit holder(s) request an extension to OCT 1, 19 97.

FEE: \$50.00

D. D. Skidmore
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to October 1, 1996.

Signed this 27th day of September, 19 94

NOV 08 1994

J. M. Sactor
Chief, Water Allocation Bureau

State of Idaho
DEPARTMENT OF WATER RESOURCES

RECEIVED**AUG 29 1994**

Department of Water Resources

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Robert R. Dudley, hereby assign to:

Robert R. Dudley of 2236 Concord St, Moscow ID 83843, phone 208 882 5372
and/orDaniel B. Skidmore, Jr., of 3226 E. 1300 N., Layton UT 84040, phone 801 543 3319

All my right, title, and interest in and to Permit No. 96-08662 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)The following described portion of my right, title, and interest in and to Permit No. N/A to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

N/AMade this 23rd day of August, 1994.Robert R. Dudley
Robert R. DudleyState of Idaho)
County of Latah) ssOn this 23 day of August, 1994, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.Lorie L. Eggers Lorie L. Eggers
Notary Public (please print)

SEAL

Lorie L. Eggers
SignatureMy commission expires: 7.12.96

NOV 06 1994

database updated 8/31/94 czj.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08662

Proposed Priority: September 9, 1991 Maximum Diversion Rate: 0.08 CFS

This is to certify, that **ROBERT R DUDLEY**
2236 CONCORD ST
MOSCOW ID 83843

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESENW

Sec. 18, Township 55N, Range 03E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

55N 03E 18

SENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 3, 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. Domestic use is for 3 homes.

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

21st day of October, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

NOV 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert R. Dudley Phone 208-882 5372
Post office address 2236 Concord Moscow Idaho 83843
2. Source of water supply Natural spring which is a tributary of NA SINKS
TDX
3. Location of point of diversion is NE TDX $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 18 Township 55 N Range 3 E B.M. Banner County; additional
points of diversion if any: SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 18 T55N R3E Banner Co.
TDX
4. Water will be used for the following purposes:
Amount .08 TDX for Domestic purposes from Jan 1 to Dec 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 20.08 TDX and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Gravity feed pipe to
cabin sites within my 40 acres
 - b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total
reservoir capacity NA acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is NA inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

RECEIVED
NOV 21 1991

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. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 3
- 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	18								D									

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? Robert R Dudley (myself)

b. Who owns the land to be irrigated or place of use? Robert R. Dudley

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: _____

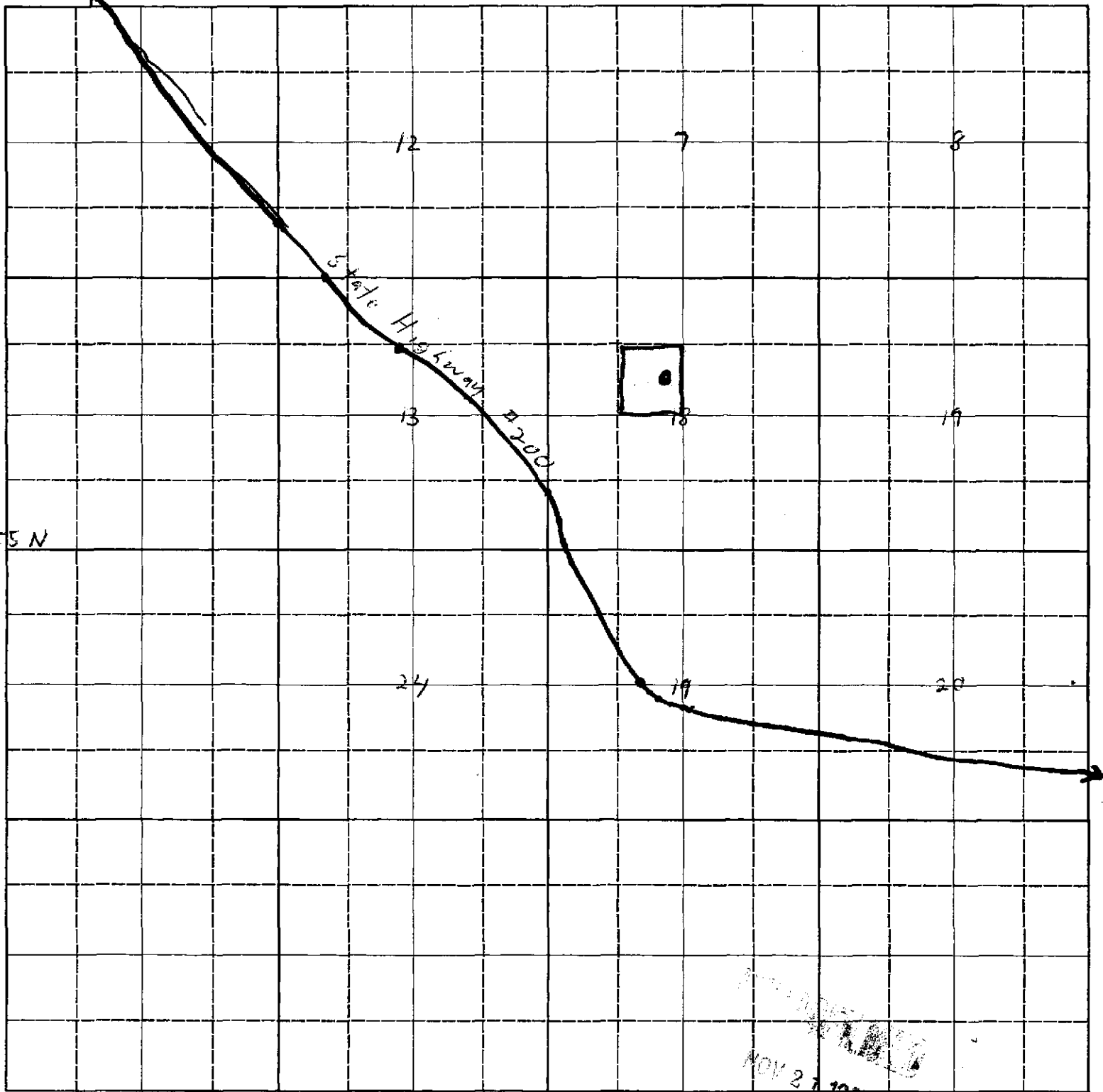
RECORDED

NOV 21 1991

Point of diversion - red dot (spring)
Place of use - SE 1/4 NW 1/4 T55N R3E

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

R3E



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.

Robert R. Bradley
(Applicant)

Received by [Signature] Date 9/9/91 Time 2:50 PM Preliminary check by TDK
Fee \$ 30.00 Receipted by [Signature] # N 48628 Date 9/9/91
Publication prepared by [Signature] Date 9/11/91 Published in Banner Co. Bee
Publication approved [Signature] Date 10/4/91

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:

RECEIVED

NOV 21 1991

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Meiler 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 19 day of Sept, 19 91
and ending on the 26 day of Sept, 19 91
and that said notice was published in said newspaper.

On this 26th day of September in the year
of 91 before me, a Notary Public, personally
appeared Karel Meiler,
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.

[Signature]
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:

96-08661
JENISON, LOUISE M.
RT. 1, BOX 253A
PRIEST RIVER, ID 83856
Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt: NESE Sec 1 T 54N R

04W
Use: IRRIGATION (1,000 CFS)
STOCKWATER (.050 CFS)
Total Diversion: (1,000 CFS)
Date Filed: 9/9/1991
In: T54N R04W S01 NESE NWSE
SWSE SESE

48.0 ACRES TOTAL
96-08662
DUDLEY, ROBERT R.
2236 CONCORD ST.
MOSCOW, ID 83843
Source: SPRING
Tributary: SINKS
Diversion Pt: SENW Sec 18 T 55N

R 03E
Use: DOMESTIC (.080 CFS)
Total Diversion: (.080 CFS)
Date Filed: 9/9/1991
In: T55N R03E S18 SENW

96-08664
STEELE, LISLE
STEELE, LAURA
PO BOX 181
WINTERHAVEN, CA 92283
Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt: NENENE Sec 21 T

54N R 03W
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/9/1991
In: T54N R03W S21 NENE
96-08665
US DEPT OF AGRICULTURE
FOREST SERVICE
1500 HWY 2
SANDPOINT, ID 83864
Source: SPRING
Tributary: SINKS
Source: GROUNDWATER
Tributary:
Diversion Pt: SENENW Sec 10 T

54N R 01W
Use: DOMESTIC (.010 CFS)
Total Diversion: (.010 CFS)
Date Filed: 9/10/1991
In: T54N R01W S03 SWSW SESW
S10 NENW NWNW

For additional information
concerning 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 OCTOBER 7, 1991.

R. KEITH HIGGINSON,
Director
SNP #4325 Sept. 19, 26, 1991

RECEIVED

OCT 03 1991

NORTHERN REGION
IDWR

4325



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

February 25, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT R DUDLEY
DANIEL SKIDMORE JR
2236 CONCORD ST
MOSCOW ID 83843

RE: WATER RIGHT NO. 96-08662

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:

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.

MICROFILMED

APR 10 1998

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.

MICROFILMED

APR 10 1982

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 any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

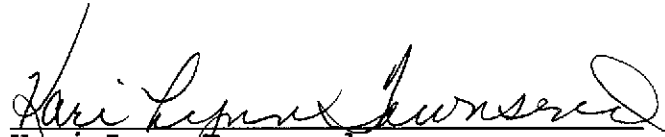
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of **February, 1998**, 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. 96-08662

ROBERT R DUDLEY
DANIEL SKIDMORE JR
2236 CONCORD ST
MOSCOW ID 83843


Kari Lynn Townsend
Secretary

Kari Lynn Townsend

APR 16 1998

MEMORANDUM

TO: File 96-08662

FROM: Sharla

DATE: February 19, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 96-08662 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:
NESENW, S18, T55N, R3E

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.04 cfs	3.6 afa
----------	-------------	----------	---------

The point of diversion is listed down to the ten-acre tract because the source of water is a spring. The volume for three (3) homes is 3.6 afa (1.2 X 3).

Examiner: Dave Pagel

Exam Date: August 18, 1997

MICROFILMED

APR 10 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

96-08662

A. GENERAL INFORMATION

Permit No. _____

1. Owner: Robert R. Dudley, Daniel Skidmore Jr. Phone No. (208) 882-5372

Current Address: 2236 Guard St. Moscow, Idaho 83843

2. Accompanied by: Robert Dudley EXAM DATE: 8-18-97

Address: Same Phone No. _____

Relationship to Permit Holder: Same

3. Source: Spring tributary to Sinks

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
			SE	NW	18	55N	3E	Bonner	USGS 7.5' Quad.

2. Place(s) of Use:

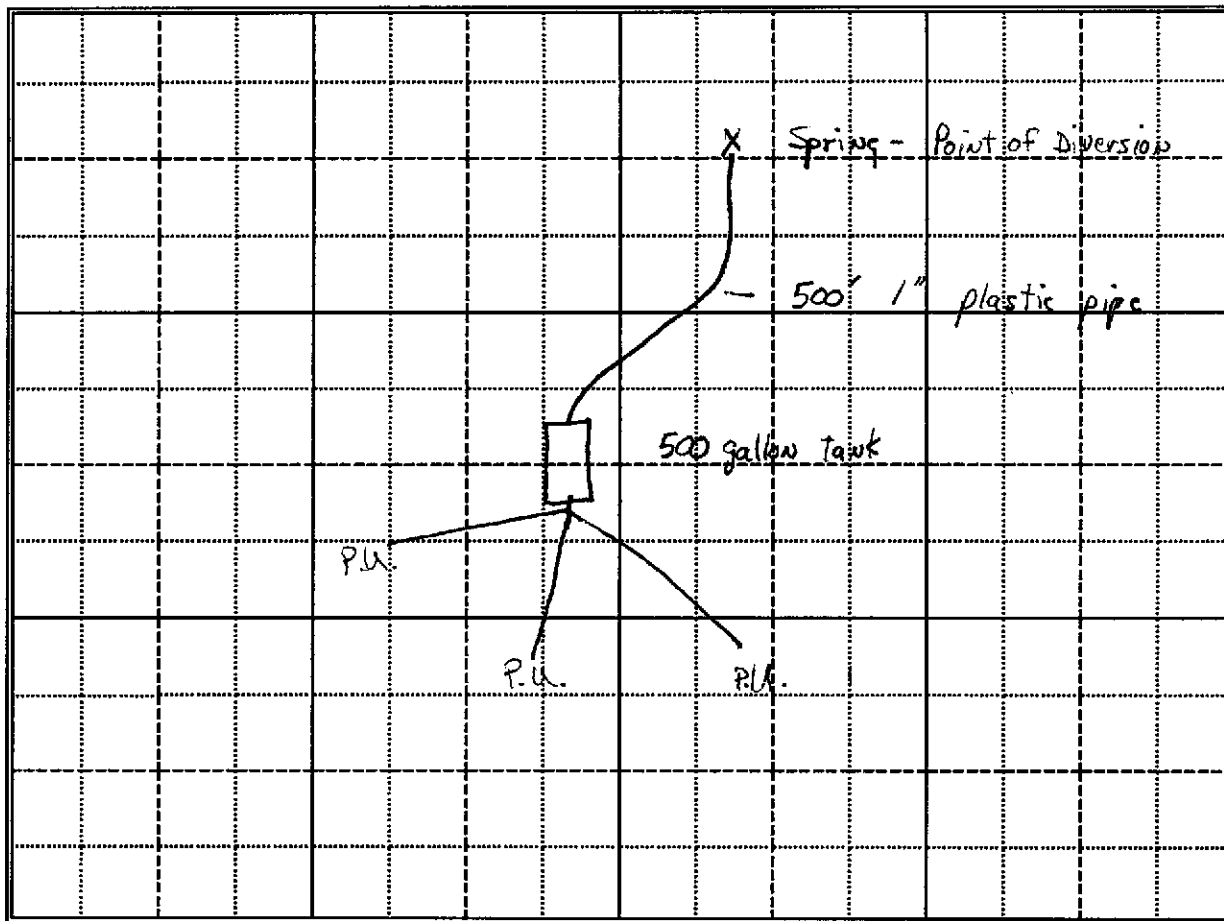
Indicate Method of Determination _____

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	3E	18								D									

MICROFILMED

APR 10 1998

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



Scale: 1" = N/A

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

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

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

MICROFILMED

APR 10 1998

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from a spring through a 1" pvc pipe. A gravity flow system supplies water to a 500 gallon storage tank. From there water is being piped to three separate locations where the owners of the property plan to build their homes.

The Flow measurement completed on 8-18-97 produced .0124 cfs. Because the measurement was done in late august and this is a domestic application, I put the recommended amount at .04 cfs.

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

MICROFILMED
APR 10 1998

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method: 4 gals. in 43 seconds

$$\frac{43 \text{ sec.}}{60 \text{ sec.}} = \frac{240 \text{ gals.}}{43 \text{ sec.}} \times \frac{43 \text{ sec.}}{43 \text{ sec.}} = 5.58 \text{ gal}$$

$$\frac{18 \text{ gal}}{5.58 \text{ gal}} = \frac{.04}{x} = \frac{.2232}{18} = \frac{18}{18} \times = .0124 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

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		
Domestic	01/01	12/31	.04	1.2
Totals:			.04	1.2

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 Pagel Date 8-20-97

Reviewer _____ Date _____

SEAL

MICROFILMED

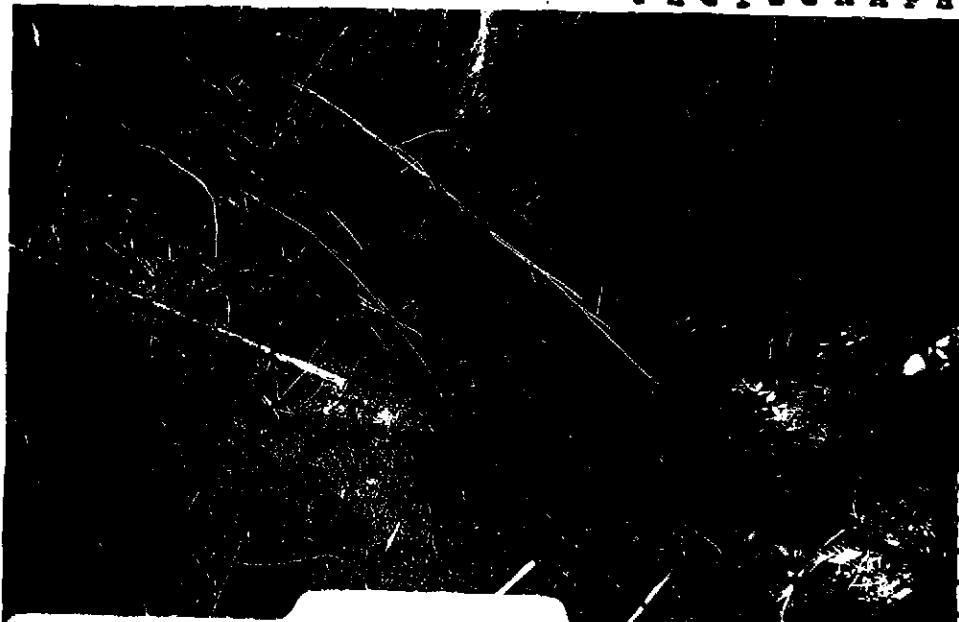
APR 10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

96-08662

PHOTOGRAPHS



96-08662

Point of Diversion

← Spring



96-08662

Point of Diversion

← Spring

Diversion Works -
2" pipe - reduced to 1"
routed to storage tank

96-08662

MICROFILMED

APR 10 1998

PERMIT #

96-08662

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

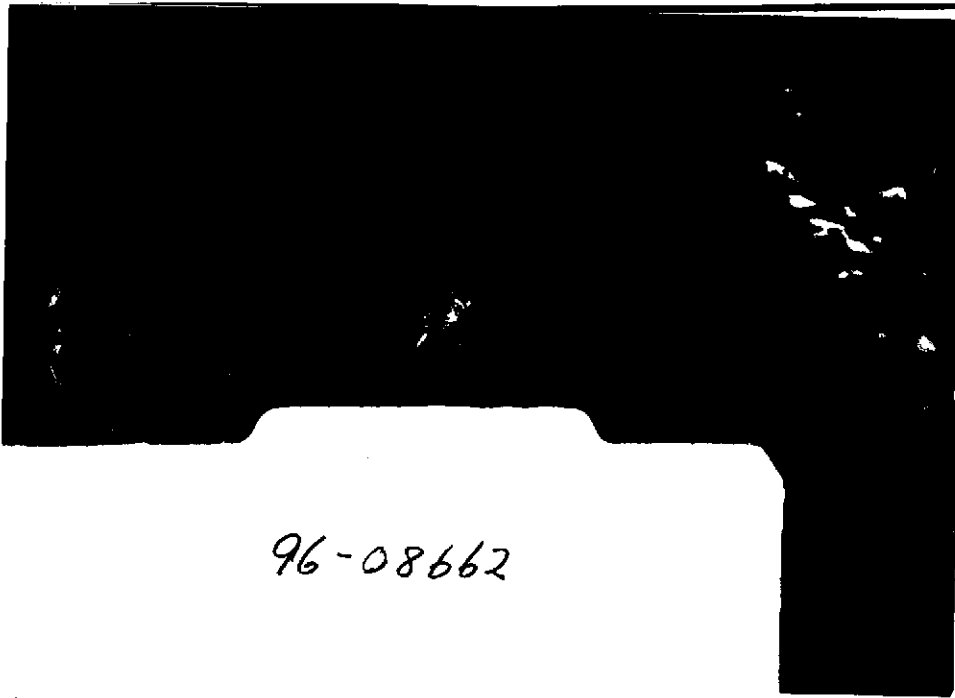
PHOTOGRAPH



96-08662

500 gallon Storage tank ↑

Diversion works coming from ↑
Spring



Place of use

96-08662

MICROFILMED
APR 10 1988

DERR POINT QUADRANGLE

IDAHO

7.5 MINUTE SERIES (TOPOGRAPHIC)

116° 07' 30"

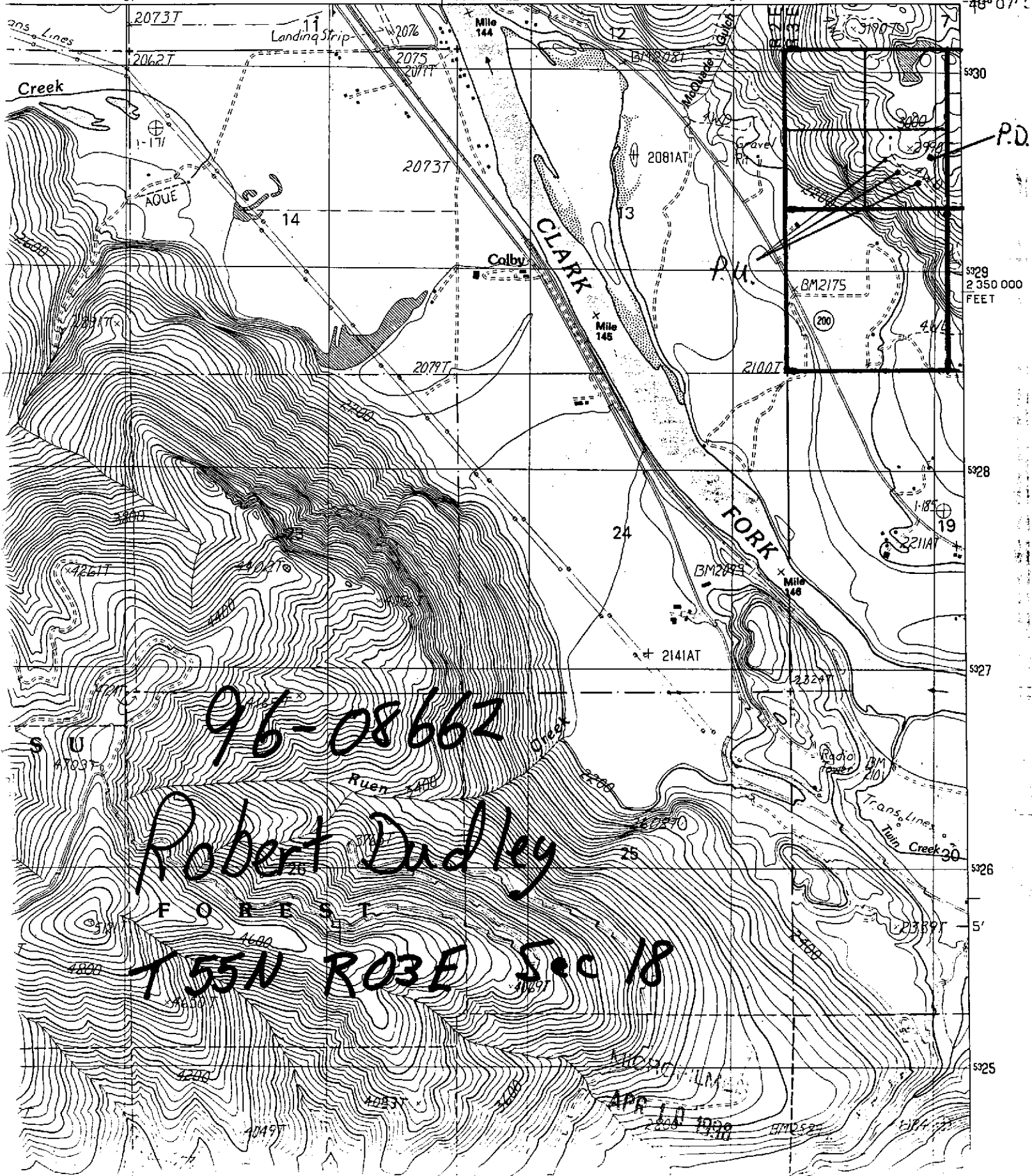
48° 07' 30"

561

10'

400 000 FEET

564



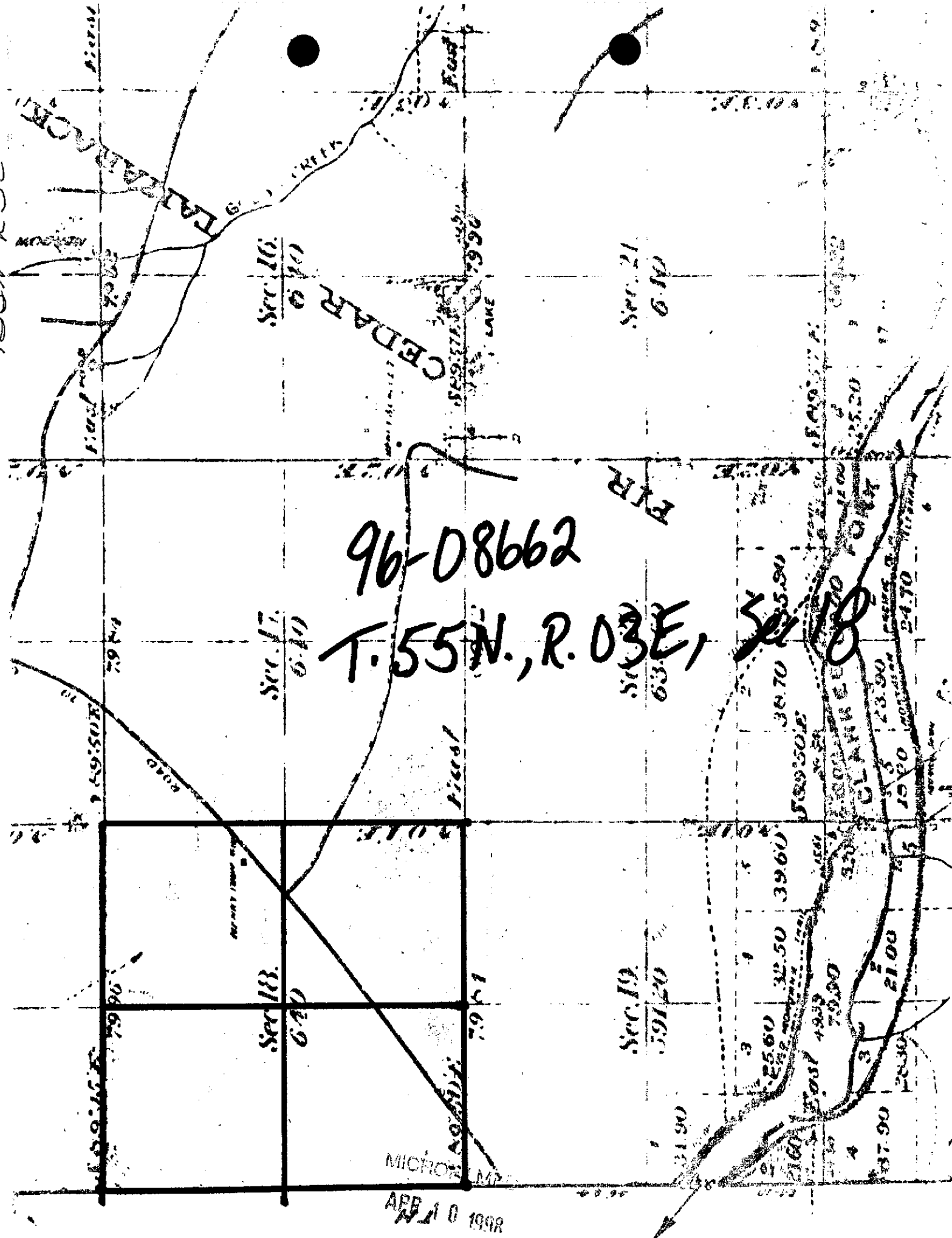
96-08662

Robert Dudley

FOREST

T55N R03E Sec 18

155N R3E



96-08662
T. 55N., R. 03E, 5418

APR 10 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08662 Reviewed by [Signature] Date 10-29-96

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

MEASURING DEVICE

Yes Required?
50- 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 X Proof Made 9-20-96

October 30, 1996

ROBERT R DUDLEY
DANIEL SKIDMORE JR
2236 CONCORD ST
MOSCOW ID 83843

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08662

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

NOV 08 1996

July 31, 1996

ROBERT R DUDLEY
DANIEL SKIDMORE JR
2236 CONCORD ST
MOSCOW ID 83843

PROOF DUE NOTICE

RE: PERMIT NO. 96-08662

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 October 1, 1996.

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

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

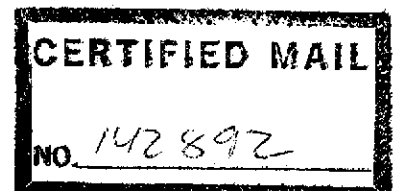
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
NOV 08 1996



**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 96-8662 Reviewed by Jay Date 9/26/94

BASIC INFORMATION

9-15-94 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
_____ Is supporting documentation needed to complete the file? _____ Requested?
_____ Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? _____ Requested?
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

*Recommended return to October 1, 1996,
for due diligence.*

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X
Change Proof Due Date 10-1-96
Change Priority Date X



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

September 27, 1994

Daniel D. Skidmore or
Robert R. Dudley
3226 E 1300 N
Layton, UT 84040

RE: Permit No. 96-08662

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to October 1, 1996. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

NOV 08 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 8, 1994

DANIEL SKIDMORE JR
3226 E 1300 N
LAYTON UT 84040

Re: Permit No. 96-08662

Dear Water Right Holders:

We acknowledge receipt of the correspondence assigning the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

cc: Robert Dudley

NOV 08 1994

DATE: 08/31/94
PAGE: 1

Audit: 09/10/91 STYP A 10/11/91 STYP A 10/09/91 SKAGGS 10/10/91 SKAGGS



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

August 18, 1994

Robert R. Dudley
2236 Concord St.
Moscow ID 83843

RE: Assignment of Permit No. 96-08662

Dear Mr. Dudley:

In a telephone conversation today, Daniel Skidmore requested that I send you the enclosed partially completed assignment form to change the owner(s) of this permit to Robert R. Dudley and/or Daniel B. Skidmore, Jr.

Please review the form carefully, and, if you agree, please complete the highlighted portions of the assignment form and return it along with the \$25.00 filing fee to my attention at the above address.

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

Respectfully,

Cindy Zimmerman
Water Resource Agent

Enclosure

RECEIVED

NOV 08 1994

July 31, 1994

ROBERT R DUDLEY
2236 CONCORD ST
MOSCOW ID 83843

PROOF DUE NOTICE

RE: PERMIT NO. 96-08662

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 October 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.

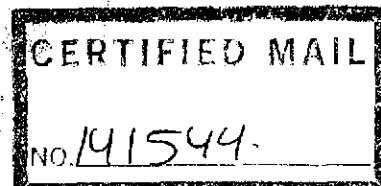
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

NOV 08 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 24, 1991

ROBERT R DUDLEY
2236 CONCORD ST
MOSCOW ID 83843

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08662

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,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

NOV 21 1991

APPLICATION FOR PERMIT REVIEW

Application #: 96-8662
Date: 10-10-91

Reviewer: Pam Skaggs *CS*

Existing:

☒ No 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16
Proof submitted - N/A

Groundwater:

GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)
LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23(All GW, even existing wells)

Location:

Water Districts - WD No. _____
Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)
Groundwater - P05
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
☒ Swan Falls Flag - _____ (1, Blank or Other)
Trust - 051-052-053-P74(Consumptive Uses)
Non Trust - 048-049

River Basins:

(Surface Water) Water District Control Condition &....
Boise (63) - 05A & 11E
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

Use:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042(req.), 002-P06(MD), 07A(Spec.),
044(Policy 5G)
Power - Use Power Review
Mining - 06A or 010, 09E-P10 & 054(req.)
Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
Rec. & Aesthetic - 027(Non-Consumptive)
Domestic - 021(restricted areas)
Ownership:
Non land owner - 004
Protested:
Agreement - 020

☒ Beneficial Use Due Date: 10-03-1994
Other Conditions Recommended _____

NOV 21 1991

No. a
4/87-4/91n

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: TDK DATE 9/10/91 APPLICATION NUMBER: 96-8662

APPLICANT: Duplex

REQUIRED INFORMATION

RECEIVED
OCT 09 1991

Department of Water Resources

- (1). ☒ Name and Address:
(2). ☒ Source:
(3). ☒ Point of diversion including county:
(4). ☒ Quantity:
 ☒ Nature of proposed use:
 ☒ Period of use:
(5). ☒ Total Quantity:
(6). ☒ Description of diverting works:
 ☒ Dam application: Required? yes(), No(): Received? yes(), No():
(7). ☒ Time required for beneficial use of water:
(8). ☒ Proposed uses:
(9). ☒ Place of use or acres irrigated:
(10). ☒ Other Water Rights:
(11). ☒ Ownership:
(13). ☒ Map:
 ☒ Signature:
 ☒ Fee: (Amount, receipt number and date recorded on application)
 ☒ Overlap Review: Attachments? (Y)___ (N)___ Remarks: (Y)___ (N)___
 ☒ Acknowledgment Letter:

ADDITIONAL INFORMATION

- Yes No
___ ☒ Field check: Checked by: _____ Field report attached ___
___ ☒ Diversion greater than 5 cfs of 500 af, Supplemental Analysis Sheet Attached:
___ ☒ Critical ground water area:
___ ☒ Groundwater management area:
___ ☒ Well Drilling permit required: Permit number 9 - 3 - N- 32
___ ☒ Send letter for; ()WD permit and fees: ()Dam information: ()Fish information:
 ()Power information:

Processing

- Yes No
☒ In form for advertising: Proposed priority date 9/9/91
___ ☒ Statewide advertising: (10.00 cfs or more, 1,000 afa or more.)

Send Copies to

	Yes	No		Yes	No		Yes	No
<u>Adj. Bureau</u>	___	☒	<u>Idaho H & W</u>	___	☒	<u>USFS</u>	___	☒
			Coeur d'alene	___	☒	Panhandle N. F.	___	☒
<u>GW Prot. Div</u>	___	☒	Lewiston	___	☒	Coeur d'alene	___	☒
						Clearwater N. F.	___	☒
<u>Idaho F & G</u>	___	☒	<u>BLM</u>	___	☒	Orofino	___	☒
Coeur d'alene	___	☒				Nez Perce N. F.	___	☒
Lewiston	___	☒	<u>US Corps. of Eng.</u>	___	☒	Grangeville	___	☒
<u>Dept. Lands</u>	___	☒	<u>Other</u>	___	☒			

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ Additional information received:
☒ Notice of pending void order issued: Final date of order response. _____
☒ Comments added
☒ Maps Copied

☒ Affidavit of publication received:

☒ Application published correctly: If not, record action taken.

☒ Publication dates and paper recorded on application:

☒ Protests received, Final date for protest 10/7/91

☒ Recommendations attached:

☒ Measuring device required:

☒ Measuring port required:

☒ Water delivered by water master? District # _____

☒ Special conditions of approval or cover letter: (see additional info. below)

Approval Recommended by: TDR RMA Date 10/2/91

STATE OFFICE REVIEW

See remarks for additional information. By _____ Date _____

REMARKS

96-08662

DUDLEY, ROBERT R.
2236 CONCORD ST
MOSCOW, ID 83843

Source: SPRING

Tributary: SINKS

Diversion Pt: SENW Sec 18 T 55N R 03E

Use: DOMESTIC (.080 CFS)

Total Diversion: (.080 CFS)

Date Filed: 9/ 9/ 1991

In: T55N R03E S18 SENW

UNRECORDED

NOV 21 1991

September 10, 1991

Mr. Robert R. Dudley
2236 Concord
Moscow, Id 83843

Re: Water Appropriation Application

96-862

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, as well as the required appropriation filing fee, for which your Receipt is enclosed. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

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

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

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: Receipt

RECEIVED
NOV 21 1991