

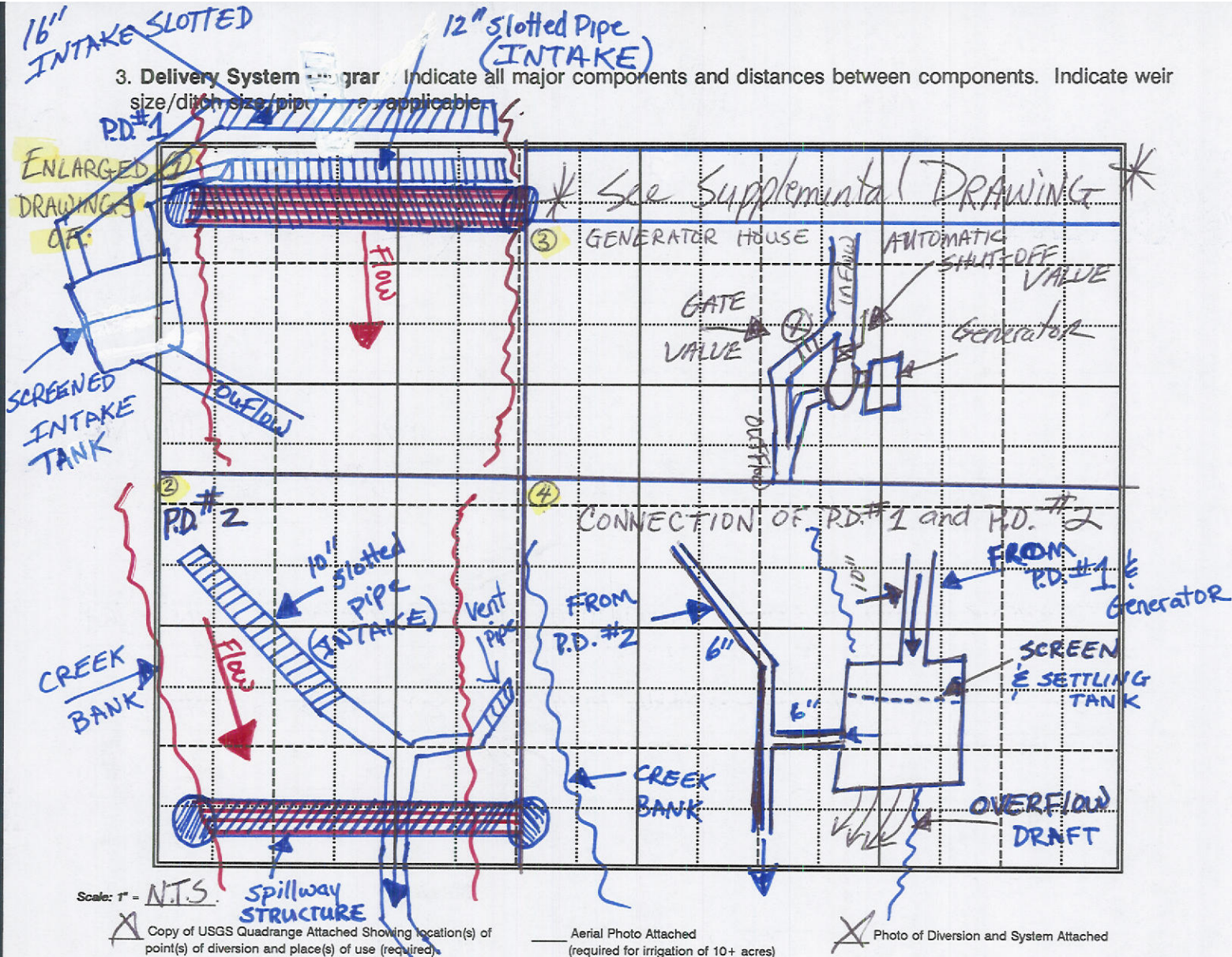
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant MARTIN COUNTRY INC. Phone (509) 926-6124
Post office address 4000 Pack River Road, SANDPOINT, ID. 83864
2. Source of water supply Hellroaring Creek which is a tributary of Pack River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 3 Township 59 N Range 2 W B.M. Bonner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for DIV. TO STORAGE purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 3.5 for RET. STORAGE purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.0 for POWER purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) 0.25 FIRE PROTECTION 01/01 12/31
Amount 0.5 for IRRIGATION purposes from MAY 1 to SEPT. 30 (both dates inclusive)
(cfs or acre-feet per annum) 0.04 DOMESTIC 01/01 12/31
5. Total quantity to be appropriated is (a) 2.5 and/or (b) 3.5
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Placed in portion of width
of creek bottom: grated box 14"X 12" by 10 ft. with control gate,
connected to 8" pipe.
 - b. Height of storage dam 3' feet; active reservoir capacity 3.44 acre-feet; total
reservoir capacity 3.44 acre-feet; period of year when water will be diverted to storage:
Jan. 1 to Dec. 31 inclusive.
 - c. Proposed well diameter is N.A. inches; proposed depth of well is N.A. feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? N.A.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
3 years (minimum 1 year).

NOT RECORDED

APR 23 1991



4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P.D.#1	GRAVITY	Flow			16" down to 2"
P.D.#2	GRAVITY	Flow			10" down to 2"

*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
PEEK POLYSONIC						

2. Measurements: Measurement was taken Approx 100' ft. below P.D.#1 to insure full pipe and best possible measurement site.

MICROFILMED

AUG 25 1998

T. 59N
R. 02W

5371000m N

5370

5369

5368

5367

27'30"

528000m E

29

30

35'

32

KANIKSU
NATIONAL FOREST

FIRE
PROTECTION

Helroaring
A Falls

FD #2
POWER HOUSE

RECREATION
STORAGE

FIRE
HYDRANT

LAND
DOMESTIC

IRRIGATED
AREAS

PACK
11

MICROFILMED
RIVER
1998

96-08624
T. 59N., R. 02W., SEC. 3
MARTIN COUNTRY, INC.

N I K S U

L F O R E S T

TWP 59N
RGE 2W

4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1
5 6 7	5 +	4 +	3 +	2 +	1 +
1 2 3 4	+	+	+	+	+
1 2 3 4	+	+	+	+	+
1 2 3 4	+	+	+	+	+
1 2 3 4	+	+	+	+	+
1 2 3 4	+	+	+	+	+

96-08624

MICROFILMED
AUG 25 1998

Norman Steele
703 E 20th
Post Falls, ID. 83854

(MARTIN COUNTRY INC.
EVERETT J. MARTIN, PRES,
phone - 208-263-5224
" 509-926-6124

Flow measurement ports

— HELLROARING CREEK —

— PIPELINE —

Bonner County Sandpoint ID.
1.0 ACRES

PD.#1

12" for 20"
intake source

8" gate valve for shutdown
Generator house
use of electric power 8-23-95

PD.#2

outlet draft

private Road

Center of sec. 3

Control valves pit

Emergency spill way

Fish pond — Fish in pond 94

Trick Tube

DRAIN
BACK TO
CREEK

Cabin
Storage 2

water use from
sprinkler

water use from 1994
sprinkler 1995

drip irrigation

Hydrant

Christmas tree planting

6.0 Acres irrigated

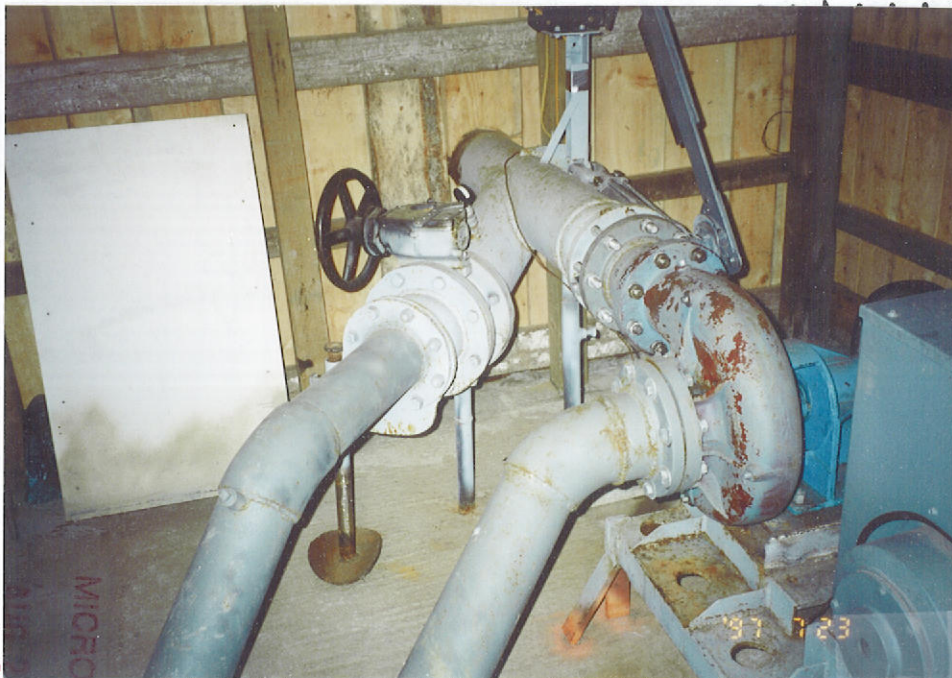
AUG 25 1998

Fire Hydrant

96-08624

MARTIN COUNTRY, INC.
HELL ROARING CREEK
T. 59N., R. 02W., SEC. 3

* SUPPLEMENTAL DRAWING *



Generator & Bypass pipe
P.D.#1 & Spillway



VENT PIPE @ P.D.#2
P.D.#1 Cleanout



96-08624



INTAKE PIPE @ P.D. #2
 SPILLWAY @ P.D. #2

CAMPSITES W/ HYDRANTS
 *RED HYDRANTS FOR CREEK WATER
 *BLUE HYDRANTS FOR WELL WATER

STATE OF IDAHO
 DEPT. OF WATER RESOURCES
 REPORT SURVEILLANCE



PERMIT #

96-08624

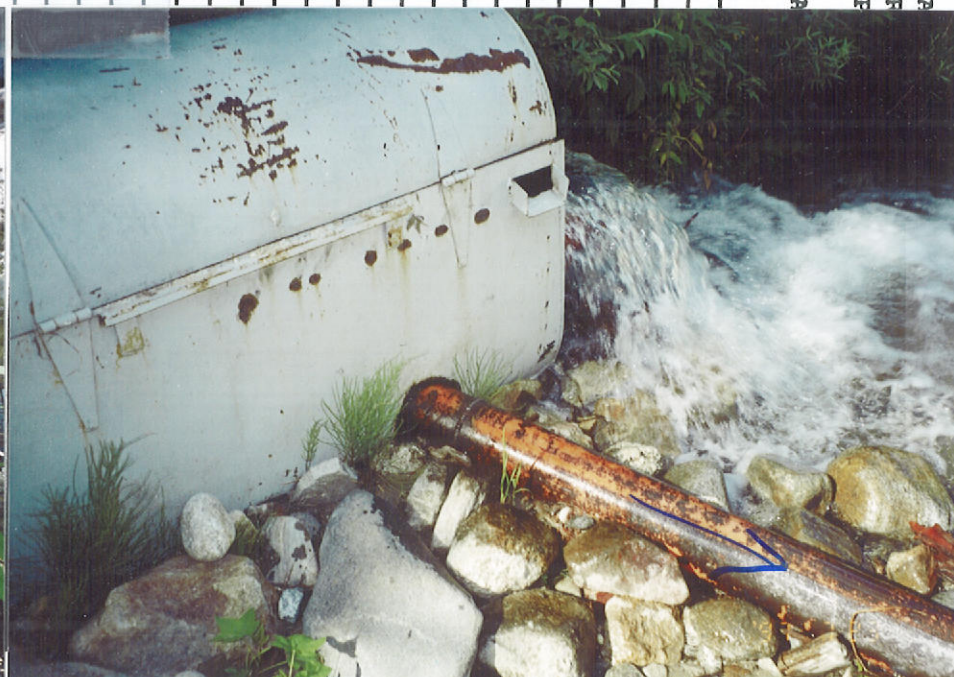


IN FLOW TO GENERATOR HOUSE
MEASUREMENT SITE



OVERDRAFT RETURN FLOW & CONNECTION
OF P.D.#1 AND P.D.#2
SCREENED SETTLING TANK

STATE OF IDAHO
DEPARTMENT OF WATER
LEAD REPORT SUB
P H O T O G R A



91-08174



Pit w/ valves for pond, 2" and IRRIGATION / STORAGE POND
 & FIRE HYDRANT 3"

EMERGENCY STILLWAY FROM POND / TRICKLE TUBE AND STORAGE

STATE OF IDAHO
 DEPT OF WATER RESOURCES
 REPORT SUPPLEMENT
 01000000



FIGURE #



IRRIGATED AREA / PLACE OF USE / TREE FARM
 FIRE HYDRANT w/ 3 different size hook-ups / DRIP SYSTEM

STATE OF IDAHO
 DEPT OF WATER RESOURCES
 REPORT SURFILL
 OROG R A P



PERMIT #

96-08624

Martin Country, Inc. 96-08624



Christmas Tree Planting

Martin County, Inc. 96-08624



Fire Hydrant on
4000 Pack River Road

Martin Country, Inc. 96-08624



Intake Source

Martin County, Inc. 96-08624



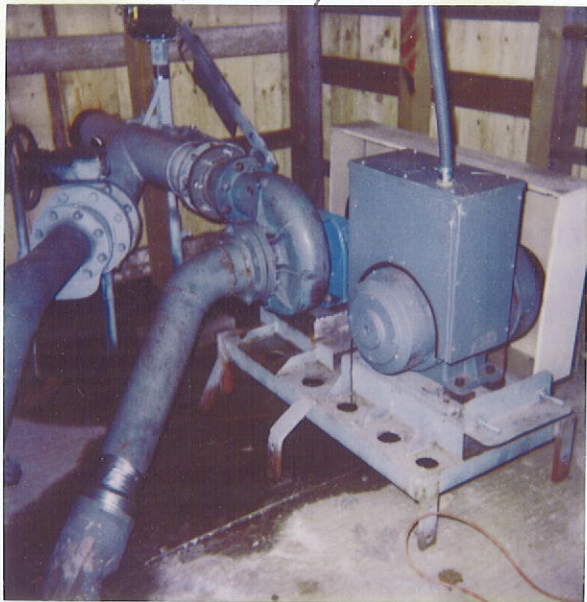
Recreation Storage.
Emergency Spillway

Martin Country, Inc. 96-08624



Recreation Storage

Martin Country, Inc 96-08624



Generator, Turbine and
By-pass Valve

Martin Country, Inc. 96-08624



Draft Outlet

Martin Country, Inc. 96-08624



Generator House

Martin County, Inc.

703 E 20th

Post Falls, ID 83854

CERTIFIED

P 531 844 699

BDITR2

MAIL



U.S. POSTAGE
PAID
SPOKANE, WA
99215
OCT 24 '95
AMOUNT

\$2.75

00028889-03

83720

0000

RETURN RECEIPT
REQUESTED

NOV 1 1995

RECEIVED

State of Idaho

Department of Water Resources

1301 N Orchard St.

P.O. Box 83720

Boise, ID 83720-0098

Attn: Julie Yarbrough

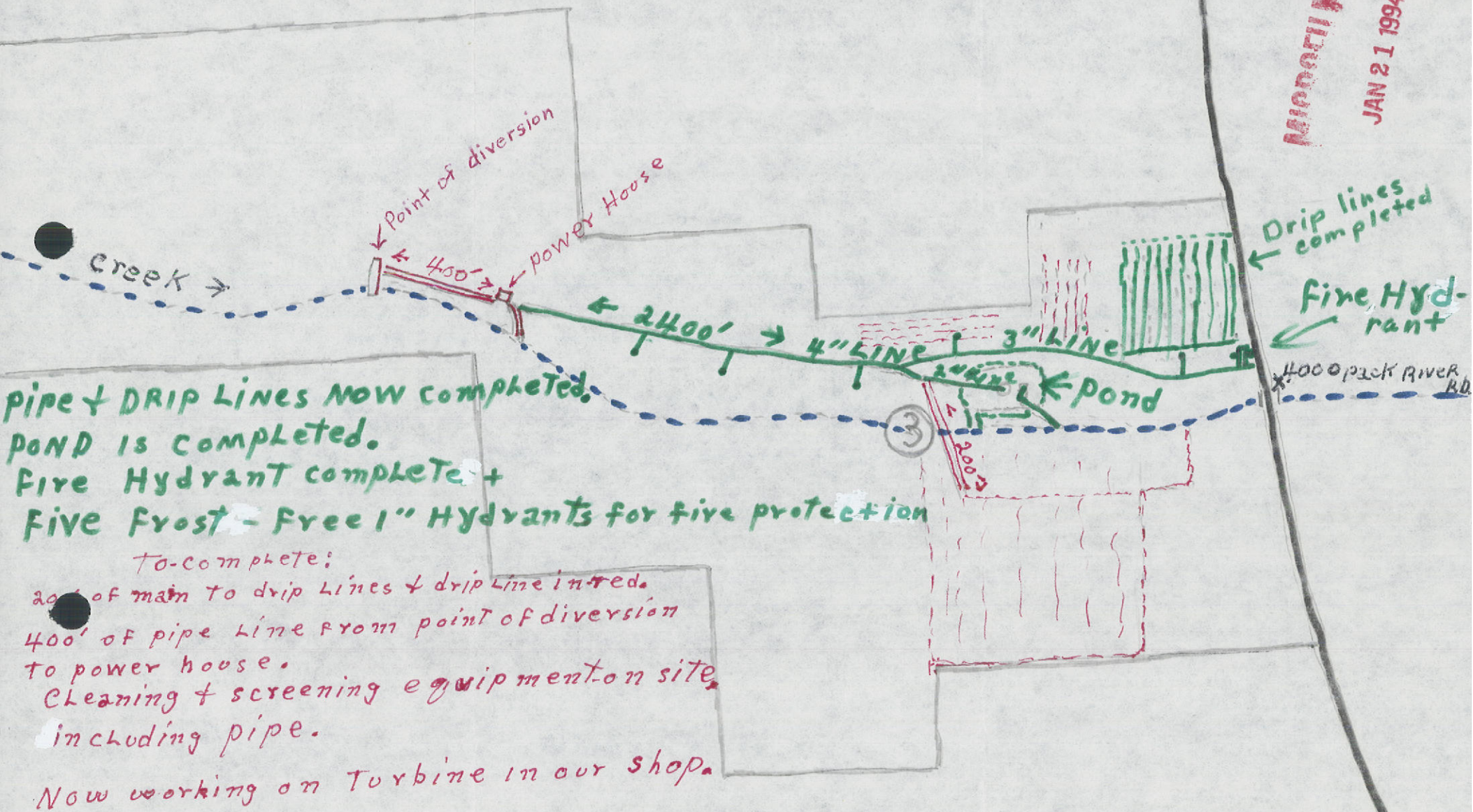
Photos

permit # 96-08624

SEC, 3 TWN, 59 RNG, 2 W

APPROVED

JAN 21 1994



pipe & DRIP Lines NOW completed.
POND is completed.
Fire Hydrant complete +
Five Frost-Free 1" Hydrants for fire protection

To complete:

20' of main to drip lines & drip line in red.
400' of pipe line from point of diversion
to power house.
Cleaning & screening equipment on site
including pipe.
Now working on Turbine in our shop.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08624

Priority: October 23, 1990

Maximum Diversion Rate:
Maximum Diversion Volume:

2.02 CFS
1459.9 AF

This is to certify, that MARTIN COUNTRY INC

4000 PACK RIVER RD

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 23, 1990; and has submitted Proof of Beneficial Use on October 26, 1995. An examination indicates that the works have a diversion capacity of 2.020 cfs of water from:

HELLROARING CREEK

tributary to **PACK 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>
IRRIGATION	03/15 to 11/15	0.12 CFS	18.0 AF
POWER	01/01 to 12/31	2.00 CFS	1445.4 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
RECREATION STORAGE	01/01 to 12/31		0.9 AF
FIRE PROTECTION	01/01 to 12/31	2.02 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	0.12 CFS	
	Totals	2.02 CFS	1459.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 3, Township 59N, Range 02W
SENW , Sec. 3, Township 59N, Range 02W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
59N	02W	3	SWNE	6		6

Total number of acres irrigated: 6

PLACE OF USE: POWER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SENW

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SWNE SENW

PLACE OF USE: RECREATION STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SWNE

MICROFILMED

APR 25 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08624

PLACE OF USE: FIRE PROTECTION

TWN RGE SEC

59N 02W 3

SWNE

SENE

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 that 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. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
6. The water right confirmed in this license 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 license 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 license.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
8. Diversion of water under this right shall not reduce or impede the free flow of Pack River which is necessary for fish spawning and aquatic habitat.
9. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after November 1, 2005. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
10. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.
11. Recreation storage is for a private fishing pond.

MICROFILMED

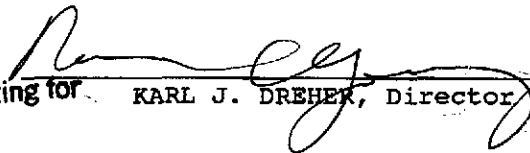
AUG 25 1998

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08624

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 24th
day of July, 1996.


Acting for KARL J. DREHER, Director



MICROFILMED

AUG 25 1998

RECEIVED

JUL 20 1998

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 96-08624

Date of Priority: October 23, 1990

Maximum Diversion Rate: 2.02 CFS

Maximum Diversion Volume: 1459.9 AF

Comes now

MARTIN COUNTRY INC

~~4000 PACK RIVER RD~~

SANDPOINT ID 83864

~~6684 UPPER PACK RIVER RD~~

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 96-08624, and requests that the permit be changed as follows:

Source: HELLROARING CREEK

tributary to PACK RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.12 CFS	18.0 AF
POWER	01/01 to 12/31	2.00 CFS	1445.4 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
RECREATION STORAGE	01/01 to 12/31		0.9 AF
FIRE PROTECTION	01/01 to 12/31	2.02 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	0.12 CFS	
	Totals	2.02 CFS	1459.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 3, Township 59N, Range 02W
SENW , Sec. 3, Township 59N, Range 02W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
59N	02W	3	SWNE	6		6

Total number of acres irrigated: 6

PLACE OF USE: POWER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SENW

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SWNE SENW

PLACE OF USE: RECREATION STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
59N	02W	3

 SWNE

MICROFILMED

AUG 25 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08624

PLACE OF USE: FIRE PROTECTION

TWN RGE SEC

59N 02W 3

SWNE

SENE

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

Signed at 6684 upper pascua River^{AD}, this 16 day of JULY, 1998.

Sandpoint ID. 83864

Phone 208-263-5224

Everett J. Martin
(signature)

MICROFILMED

AUG 25 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08624

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Received by VS # CD45809 Date 7/20/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 96-08624 with the following;

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 that 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. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
6. The water right confirmed in this license 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 license 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 license.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

AUG 25 1998

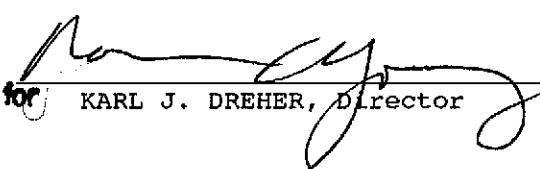
State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08624

CONDITIONS OF APPROVAL AND REMARKS

8. Diversion of water under this right shall not reduce or impede the free flow of Pack River which is necessary for fish spawning and aquatic habitat.
9. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after November 1, 2005. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
10. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.
11. Recreation storage is for a private fishing pond.

Witness my hand this 24TH day of July, 1998.

Acting for  KARL J. DREHER, Director

MICROFILMED

AUG 25 1998

RECEIVED

STATE OF IDAHO

OCT 26 1995 DEPARTMENT OF WATER RESOURCES

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. 96-08624 Telephone No. 509-926-6124 or 208-263-5224
2. Name(s) of Permit Holder(s): MARTIN COUNTRY INC.
3. Mailing Address: NORMAN STEELE 703 E 20TH POST FALLS ID. 83854
4. Source of Water: HELL ROARING CREEK If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
- a. Well Driller: NA Drilling Permit Number: _____ - _____ - _____
- b. OPTIONAL:
Pump Horsepower: NA Pressure (psi): NA Dynamic pumping level (ft): NA
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock): NA
Irrigation (No. of acres): 3.5 Other: power - fire protection - Recreation storage
6. Total rate of diversion and/or volume for which proof is submitted: 2.50 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 <u>X</u> |
| | Has the measuring device been installed? | Yes _____ or No <u>X</u> |
| Flow Measurement Port: | Is a flow measurement port required? | Yes <u>X</u> or No _____ |
| | Has the measurement port been installed? | Yes <u>X</u> or No _____ |
8. Fee Enclosed: \$ 150.00 (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: EVERETT J. MARTIN Telephone Number: 208-263-5224
OR 509-926-6124
Address: 4000 PACK RIVER Rd SANDPOINT ID.
OR N11128 MOYRISON Rd, SPOKANE WE. 99207
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: Martin Country Inc. Everett J. Martin Date: NOV 16 1995
10-23-95
(include your title, if on behalf of company or organization)

RECEIVED

DEC 20 1993

Department of Water Resources

For Office Use Only

\$15 Fee Received by DW
Date 12/20/93
Receipt No. 1029362STATE OF IDAHO
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 in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 96-08624Name(s) of Permit Holder: Martin Country, Inc.Mailing Address: 4000 Pack River Rd Sandpoint ID 83864Date Proof is Due Feb. 1, 1994 Telephone No. 509-926-6124

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".)

2600' of right-of-way cleared of boulders & brush, ditch dug & pipe installed. Pond completed. Fire hydrant under pressure at Pack River Road. 2 acres drip on Christmas trees. Small impoundment for penstock water return to creek Costing \$ 20,980.42

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

Excessive rock condition with large boulders slowed project, required sand hauled to bed pipe. Heavy shaded area retains snow pack Nov. to mid April.

Permit holder(s) request an extension to November, 19 95.

FEE: \$15.00

Martin Country, Inc. Everett J. Martin Pres.
(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 has been extended to November 1, 1995.

JAN 21 1994

Signed this

6th day January, 19 94J. Glen Saxton
CHIEF, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08624

Proposed Priority: October 23, 1990 Maximum Diversion Rate: 2.50 CFS

This is to certify, that MARTIN COUNTRY INC.

4000 PACK RIVER RD.

SANDPOINT, ID 83864

has applied for a permit to appropriate water from:

HELLROARING CREEK

tributary of PACK 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>	<u>ANNUAL VOLUME</u>
IRRIGATION	05/01 to 09/30	0.50 CFS	
POWER	01/01 to 12/31	2.00 CFS	
DOMESTIC	01/01 to 12/31	0.04 CFS	
RECREATION STORAGE	01/01 to 12/31		3.5 AF
FIRE PROTECTION	01/01 to 12/31	2.50 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	2.00 CFS	
	Totals	2.50 CFS	

LOCATION OF POINT(S) OF DIVERSION: SWSENW Sec. 3, Township 59N, Range 02W
BONNER County

<u>PLACE OF USE:</u> IRRIGATION						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
59N	02W	3	SWNE 10	NWSE 10		20
Total number of acres irrigated:						20

PLACE OF USE: POWER
TWN RGE SEC

59N 02W 3 SWNE

PLACE OF USE: DOMESTIC
TWN RGE SEC

59N 02W 3 NESW

PLACE OF USE: RECREATION STORAGE
TWN RGE SEC

59N 02W 3 SWNE

MICROFILMED

APR 23 1991

Permit To Appropriate Water

NO. 96-08624

PLACE OF USE: FIRE PROTECTION
TWN RGE SEC

59N 02W 3 NESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 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 permit holder shall either install a measuring device or a flow measurement port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.
5. This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit.
6. The water right acquired under this permit 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 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.
7. The Director retains jurisdiction of this permit in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.
8. This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
10. Domestic use is for 1 home.
11. Diversion of water pursuant to this right shall not reduce or impede the free flow of Pack River which is necessary for fish spawning and aquatic habitat.

RECEIVED

APR 23 1991

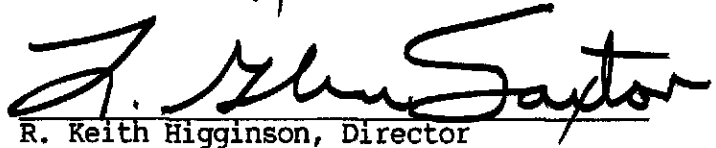
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08624

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

7 th day of March, 1991.


R. Keith Higginson, Director

for

RECEIVED

APR 23 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 MARTIN COUNTRY INC Phone (509) 926-6124
Post office address 4000 Rock River Road, SANDPOINT ID. 83854
2. Source of water supply Hellroaring Creek which is a tributary of Rock River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 3 Township 59 N Range 2 W B.M. Bonner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 2.0 for DIV. TO STORAGE purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 3.5 for RET. STORAGE purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 2.0 for POWER purposes from 01/01 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) 0.25 FIRE PROTECTION 01/01 12/31
Amount 0.5 for IRRIGATION purposes from MAY 1 to SEPT. 30 (both dates inclusive)
(cfs or acre-feet per annum) 0.04 DOMESTIC 01/01 12/31
5. Total quantity to be appropriated is (a) 2.5 and/or (b) 3.5
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Placed in portion of width of creek bottom: grated box 14" x 12" by 10 ft. with control gate, connected to 8" pipe.
 - b. Height of storage dam 3' feet; active reservoir capacity 3.44 acre-feet; total reservoir capacity 3.44 acre-feet; period of year when water will be diverted to storage: Jan. 1 to Dec. 31 inclusive.
 - c. Proposed well diameter is N.A. inches; proposed depth of well is N.A. feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? N.A.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 3 years (minimum 1 year).

APR 23 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. 220', 10KW
- b. Stockwatering; list number and kind of livestock. 1-5
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. Domestic, Fish propagation, fire protection
Irrigation

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	
59	2W	3			10										10				
59	2W	3			RS REC. S.														
59	2W	3								D									
59	2W	3								FIRE PROTECTION									

Total number of acres to be irrigated 20

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

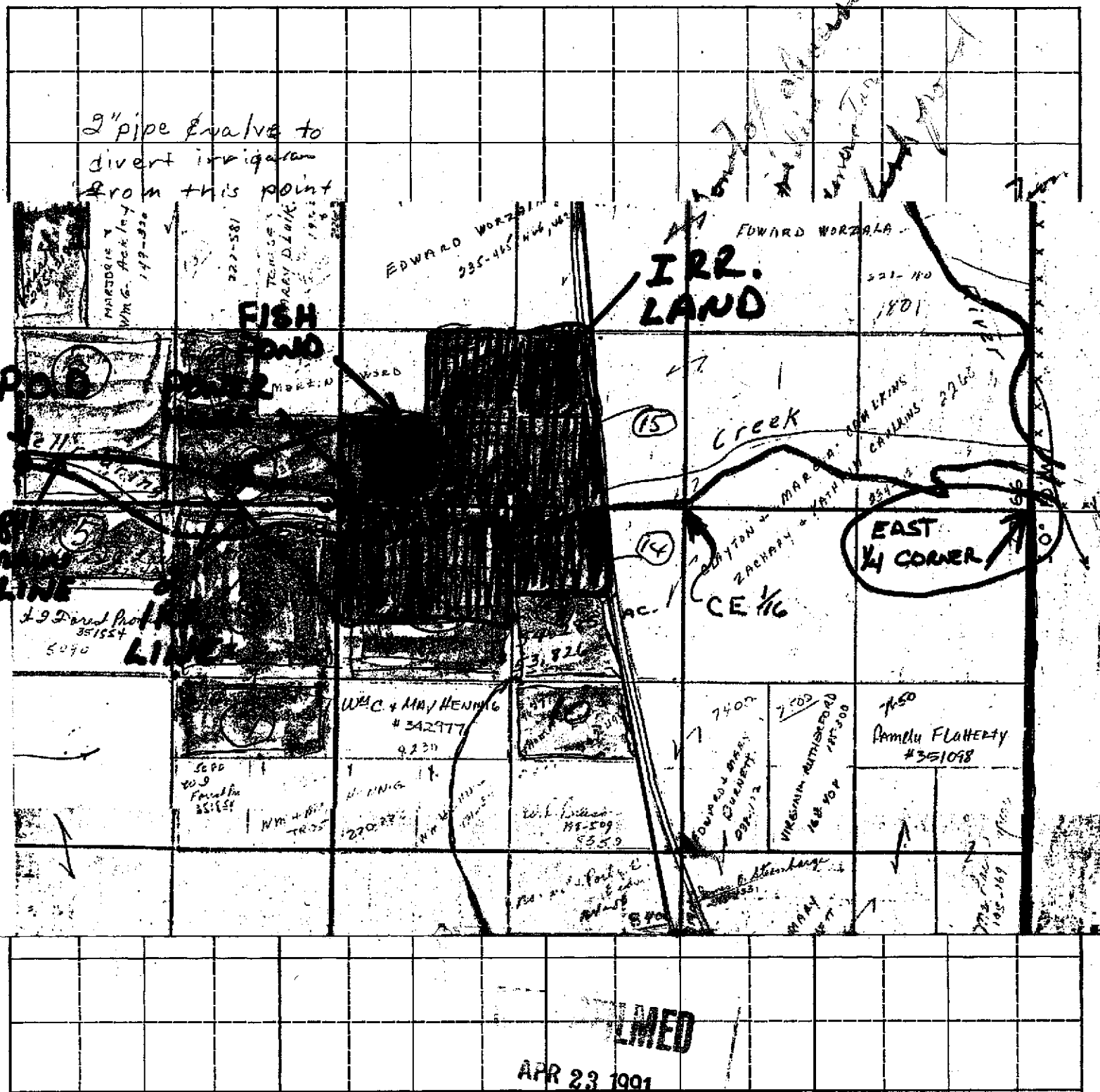
11. a. Who owns the property at the point of diversion? Everett J. Martin
- b. Who owns the land to be irrigated or place of use? Everett J. Martin
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: THE WATER WILL BE ROUTED FROM THE POINT OF DIVERSION TO THE GENERATOR, TO THE POND, AND BACK TO THE CREEK, EXCEPT FOR IRRIGATION WATER. THE RECREATION USE WILL CONSIST OF RAISING TROUT IN THE POND.

MED

APR 23 1991

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



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.

Everett J. Martin
 (Applicant)
 President
 Martin Country Inc.

Received by AB Date 10/23/90 Time 3:35 pm Preliminary check by RGH
Fee \$ 85.00 Receipted by AB # N 00 4175 Date 10/23/90
Publication prepared by pm Date 10/24/90 Published in Bonner County Bee
Publication approved pm Date 11/16/90

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
APR 23 1991

DATE 1-29-91

FROM *Sam Skaggs*

TO *File # 96-8624*

SUBJECT *Corporation Officers*

*See telecon 1-29-91 with Everett J. Martin
Martin Country, Inc.*

Everett J. Martin - President

Viola K. Martin - Sec/Treas.

4000 Oak River Rd

Sandpoint, Id 83864

MICROFILMED

APR 23 1991

Sam Skaggs
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AFFIDAVIT

Permit No. 96-8624

for
Water Rights to be used for Power Purposes

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or individual Members of a Partnership:

I, _____ of _____
(name) (city)
County of _____ State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, Everett J. Martin of 4000 Pack River Rd, Sandpoint
(name) (city)
County of Bonner, State of Idaho, being duly sworn, depose and say: That
I am the designated registered agent of the Martin Country, Inc.: That as such
(name of corporation)
I am in charge of the registered office of the said corporation as required by Section
30-1-12, Idaho Code, at Sandpoint, Idaho, wherein are kept the corporate
(city)
records required by Section 30-1-52, Idaho Code: and that Martin Country, Inc.
(name of corporation)
is a corporation qualified to do business in the State of Idaho under the laws of the
State of Idaho.

B. Ownership of Facilities:

The hydropower facility to be developed pursuant to the attached Appropriation Application:

- _____ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
permission of the owner is documented in an affidavit attached hereto.
☒ Will utilize existing man-made irrigation facilities such as a dam or a canal, and
the owner of the facilities is the signee of this affidavit.
_____ Will not utilize existing man-made irrigation facilities such as a dam or a canal.

C. Purpose:

- ☒ The power to be produced pursuant to the attached Appropriation Application is for my own
personal use and will not to be offered for sale.
_____ The power to be produced pursuant to the attached Appropriation Application is to be
offered for sale.

State of Idaho)
ss.
County of Kootenai)

Everett J. Martin
Applicant

On this 23 day of _____, 1989, personally appeared before me the signer(s)
of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Patricia A. Stapp
Notary Public residing at
Blackfoot, ID

seal

My commission expires: 12/10/93

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Tina Vandenberg 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 1 day of November, 1990
and ending on the 8 day of November, 1990
and that said notice was published in said newspaper.

On this 13th day of November in the year
of 90, before me, a Notary Public, personally
appeared Tina Vandenberg
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.

Kevin 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:

96-08621

CAVE, CHRISTOPHER
5922 HUMBIRD RD.
SAGLE, ID 83860

CAVE, KAREN L.
5922 HUMBIRD RD.
SAGLE, ID 83860
Source: GROUNDWATER
Diversion Pt: LOT 3 (NWNENW)
Sec 4 T 55N R 02W
Use: STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.060 CFS)
Date Filed: 10/16/1990
In: T55N R02W S04 NENW

96-08622

VERMEER, LOUIS F.
102 S. 4TH AVE.
SANDPOINT, ID 83864
Source: PACK RIVER Tributary:
PEND OREILLE LAKE
Diversion Pt: LOT 4 (SESW) Sec 31
T 58N R 01E
Use: IRRIGATION (5.000 CFS)
Total Diversion: (5.000 CFS)
Date Filed: 10/23/1990
In: T58N R01E S31 SWNW SENW
NESW NWSW SWSW SESW
R01W S36 SENE NESE NWSE
SWSE SESE
250.0 ACRES TOTAL

96-08623

BRUCE, DANIEL J.
9-K WILLIAMS ST.
OAKLAND, CA 94605
Source: SPRINGS Tributary:
SINKS
Diversion Pt: SWNW Sec 28 T 57N R
03W
use: STOCKWATER (.040 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.080 CFS)
Date Filed: 10/22/1990
In: T57N R03W S28 SWNW

96-08624

MARTIN COUNTRY INC.
4000 PACK RIVER RD.
SANDPOINT, ID 83864
Source: HELLROARING CREEK
Tributary: PACK RIVER
Diversion Pt: SWSNW Sec 3 T 59N
R 02W
Use: IRRIGATION (.500 CFS)
POWER (2.000 CFS)
DOMESTIC (.040 CFS)
RECREATION STORAGE (3.50
AF)
FIRE PROTECTION (2.500 CFS)
DIVERSION TO STORAGE (2.000
CFS)

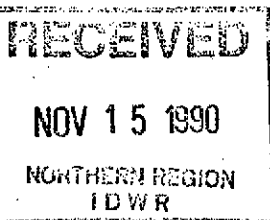
Total Diversion: (2.500 CFS)
(3.50 AF)
Date Filed: 10/23/1990
In: T59N R02W S03 SWNE NESW
NWSE
20.0 ACRES TOTAL

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 NOVEMBER 19, 1990.

R. Keith Higginson, Director

#3814 November 1, 8, 1990



APR 23 1991

3814

KASAP



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 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARTIN COUNTRY INC
6684 UPPER PACK RIVER RD
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08624

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

AUG 25 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.

AUG 25 1998

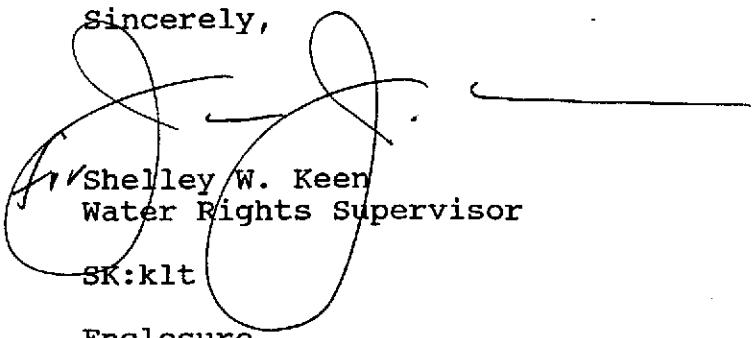
MICROFILMED

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

AUG 25 1998

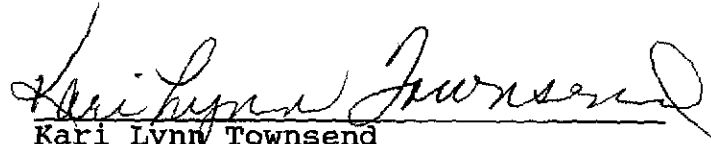
MIC

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of July, 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. 96-08624

MARTIN COUNTRY INC
6684 UPPER PACK RIVER RD
SANDPOINT ID 83864


Kari Lynn Townsend
Secretary

AUG 2 9 1998



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 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARTIN COUNTRY INC
4000 PACK RIVER RD
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08624

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received this amendment. If I do not receive the amendment within 14 days, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you has been misplaced, a new one is enclosed. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED
AUG 25 1998



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

June 19, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARTIN COUNTRY INC
4000 PACK RIVER RD
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08624

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion and place(s) of use developed are in locations other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and place(s) of use and other information as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

AUG 25 1998

WRO749NP
No. L96-08624

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/15/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARTIN COUNTRY INC 4000 PACK RIVER RD SANDPOINT ID 83864	10/23/1990	IRRIGATION	03/15 11/15	0.120 CFS	18.00 AFA
			POWER	01/01 12/31	2.000 CFS	1445.40 AFA
			DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
			RECREATION STORAGE	01/01 12/31		0.90 AFA
			FIRE PROTECTION	01/01 12/31	2.020 CFS	
			DIVERSION TO STORAGE	01/01 12/31	0.120 CFS	
TOTAL DIVERSION:					2.020 CFS	1459.90 AFA

Water Source: HELLROARING CREEK

Tributary to: PACK RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 2.020 CFS

Point(s) of Diversion: T59N R02W S03 SWNW SENW BONNER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
59N	02W	3	:			06	:						:					:						6.0
TOTAL ACRES																								6.0

Place of use Legal Description for: POWER

59N	02W	3	:					:			P	:					:						
-----	-----	---	---	--	--	--	--	---	--	--	---	---	--	--	--	--	---	--	--	--	--	--	--

Place of use Legal Description for: DOMESTIC

59N	02W	3	:			D	:				D	:					:						
-----	-----	---	---	--	--	---	---	--	--	--	---	---	--	--	--	--	---	--	--	--	--	--	--

Place of use Legal Description for: RECREATION STORAGE

59N	02W	3	:			R	:					:					:						
-----	-----	---	---	--	--	---	---	--	--	--	--	---	--	--	--	--	---	--	--	--	--	--	--

Place of use Legal Description for: FIRE PROTECTION

59N	02W	3	:			F	:				F	:					:						
-----	-----	---	---	--	--	---	---	--	--	--	---	---	--	--	--	--	---	--	--	--	--	--	--

Pou County: BONNER

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

96-02126

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

96-02126 96-08624 96-08685 96-08686

Conditions of Approval:

Conditions of Approval:

- 025 - This right does not constitute Idaho Public Utilities Commission
- or Federal Energy Regulatory Commission approval that may be
- required.
- R23 - The water right confirmed in this license 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 license 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
- license.
- R62 - This right when combined with all other rights shall provide no
- more than 0.02 cfs per acre nor more than 3.0 afa per acre at the
- field headgate for irrigation of the lands above.

Remarks: GEN Diversion of water under this right shall not reduce or
impede the free flow of Pack River which is necessary for fish
spawning and aquatic habitat.
The diversion and use of water for hydropower purposes under this
license is subject to review by the Director on or after
November 1, 2005. Upon appropriate findings relative to the
interest of the public, the Director may cancel all or any part
of the use authorized herein and may revise, delete or add
conditions under which the right may be exercised.
Domestic use is for 2 homes and does not include lawn, garden,
landscape, or other types of irrigation.
Recreation storage is for a private fishing pond.

Dates: App. Received: 10/23/1990 Priority Date: 10/23/1990
Proof Due Date: 11/01/1995 Proof Made Date: 10/26/1995
Exam Made Date: 07/23/1997 Exam Sent to S.O.: 01/23/1998
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 10/16/1995 User-ID: JYARBROU Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Date: 11/08/1995 User-ID: SCURTIS Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 03/30/98 SCURTIS 06/15/98 SCURTIS

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

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L9608624	T59N R02W S 3 HELLROARING CREEK																	
	:				06	:					:					10	:	16
	:				?X	:					:	?X					:	
NO MATCHES FOR THIS POU IN AJ-POU																		
9602126	HELLROARIN : <i>Phaner</i>				35	:					13	:					:	48
9608513	LINDSEY CR : 01-03 02-02					:					:						:	5
9608556	PACK RIVER : 01-03 02-02					:					:						:	5
9608624	HELLROARIN :				10	:					:					10	:	20
9608685	SPRINGS : <i>Wagon</i>				06	08 :					:					10	:	24
9608686	HELLROARIN : "				06	08 :					:					10	:	24
NO MAPPING INFO AVAILABLE																		

pld = NWSE, S3

MEMORANDUM

TO: File 96-08624

FROM: Sharla

DATE: June 18, 1998

E: Power Use/Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 96-08624 are as follows:

H. RECOMMENDATIONS

Irrigation	3/15 - 11/15	0.12 cfs	18.0 afa
Power	1/1 - 12/31	0.15 cfs	1445.4 afa
Domestic	1/1 - 12/31	0.04 cfs	1.2 afa
Recreation Storage	1/1 - 12/31	n/a	0.9 afa
Fire Protection	1/1 - 12/31	2.02 cfs	n/a
Diversion to Storage	1/1 - 12/31	0.12 cfs	n/a
	TOTALS	2.02 cfs	1459.0 afa

Diversion to storage requires no volume; power use requires volume and has been calculated based on continuous use. The storage volume is 0.9 af (150' X 60' X 11' X 0.4/43560).

Power use is for an individual power facility to run the pivot wheels in an irrigation system. Individual power facilities do not require licensing from FERC. Since power is solely used by the right holder and is not sold, there is no power purchase contract. Therefore, the term of years to be listed on the license is not pre-determined by the above. As set forth in Section 42-203B(7), the term of years (once determined) is calculated as commencing at the time of the proof of beneficial use filing. Previously issued licenses falling in this category have had a term set for 10 years. Term expiration will be listed as November 1, 2005.

The volume has been calculated based on continuous diversion.

Examiner: Herman Spangle
Exam Date: July 23, 1997

MICROFILMED
AUG 25 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08624 DATE 6/15/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV Chg Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE Chg Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV

Permitted Rate 2.50 cfs
 Fee limit 3.00 cfs \$15000
 Measured 2.02 cfs
 Theoretical _____ cfs

Recommended Total Div Rate 2.02 cfs

WATER USES

WATER USES	Change (P46)	Irrig -	Domestic	Power	Fish (042)	Fire (077)	Wtr Quality (081/R07)
<u>12</u> cfs	<u>18.0</u> af	overlap (R58-R61, R62-R65, R66-R69)					
<u>2.00</u> cfs	<u>1445.4</u> af	supp. gw (WB7/065/079)					
<u>.04</u> cfs	<u>1.2</u> af	overlap spec. combined rts (W35)					
<u>2.02</u> cfs	<u>N/A</u> af	<1 acre (W31)					
<u>N/A</u> cfs	<u>.9</u> af	(W01/WB5/070/071/075)					
<u>2.02</u> cfs	<u>1465.5</u> af	(W42 or W43/025/027/R22 or R23)					
<u>.12</u>	<u>N/A</u>	Fire (077)					
TOTALS							
Dw to Stor							

Flow rate 2.00 cfs X 365 days X 1.98 = 1445.4 af

REMARKS Private fishing pond
spec permit could.

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority _____ yes ✓ no

SRBA Claim N/A

Adjust Memo val/rec stor val
 Amend letters P37, P38
P42

150' x 60' x 11'
X.4
43,560 sq
9 af

1459.9 = 2.02 x 365 x 1.98
 5.6 af
 shot

Thup 2nd dom. since
 less irrig. was
 developed

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No.

96-086241. Owner: MARTIN COUNTRY INC. Phone No. (208)-263-5224Current Address: 4000 PACK RIVER Rd. SANDPOINT, ID. 838642. Accompanied by: Everett J. Martin EXAM DATE: 7-23-97Address: N. 11128 MORRISON Rd. SPOKANE, WA Phone No. SAME AS ABOVERelationship to Permit Holder: Permit Holder 992073. Source: HELLROARING CREEK tributary to PACK RIVER**B. OVERLAP REVIEW**1. Other water rights with the same place of use: 96-021262. Other water rights with the same point of diversion: NONE**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
P.D.#1	N/A	SE	SW	NW	03	59N	02W	Bonner	USGS 7.5' QUAD; Site Visit
P.D.#2	N/A	SW	SE	NW	03	59N	02W	Bonner	USGS 7.5' QUAD; Site Visit

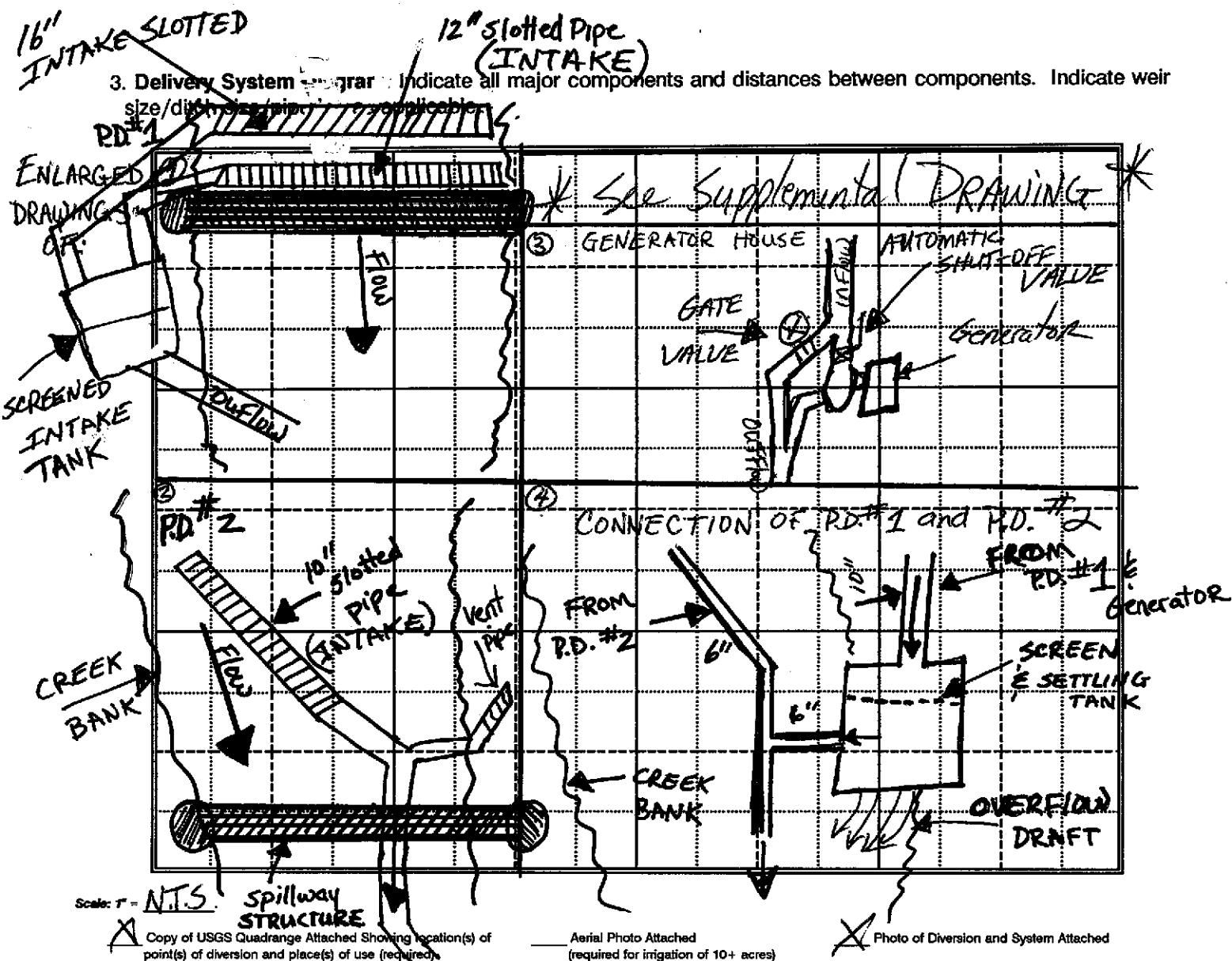
2. Place(s) of Use:

Indicate Method of Determination USGS 7.5' QUAD; Site Visit

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	02W	03			6.0														6.0
59N	02W	03							P										POWER GENERATION
59N	02W	03			D				D										DOMESTIC
59N	02W	03			RS														RECREATIONAL STORAGE
59N	02W	03			FP				FP										FIRE PROTECTION

MICROFILMED

AUG 25 1998



4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
P.D.#1	GRAVITY	FLOW			16" down to 2"
P.D.#2	GRAVITY	FLOW			10" down to 2"

*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
PEEK POLYSONIC						

2. Measurements:

Measurement was taken Approx 100' ft. below P.D.#1 to insure full pipe and best possible measurement site.

MICROFILMED

AUG 25 1998

E. NARRATIVE/REMARKS/COMMENTS

System is Gravity Fed. A 16" and 12" slotted steel pipe runs across Hell Roaring Creek Approx 700' ft. above Generator House. Water then is screened for sediment and debris in a settling Tank. Outflow from the tank is a 12" steel pipe that runs across the creek for 20' feet and then is reduced to a 10" pipe. The 10" pipe runs for 200' ft. and is reduced to 8" pipe. The 8" serves the Generator House which splits inside Generator House. This was split to bypass water from the Generator if any problem occurs. After the split water from the two pipes runs back into a 10" pipe that drains into another settling tank. From this settling tank a 6" pipe comes out to serve other uses downstream. Also excess water coming into this tank is drafted back into Hell Roaring Creek. At this point is where P.D. #2 connects with the 6" pipe coming out of the settling tank. The intake is located approx 35' above the tank. P.D. #2 is 10" slotted intake that is reduced to a 6" pipe where it connects with the 6" outflow of the settling tank. The 6" pipe runs for approx 500' and is reduced to 4" pipe. The 4" pipe runs for approx 250' and comes to a "T." @ the "T" a 2" line runs to the pond and 3" line continues downstream to irrigation and fire protection uses.

IRRIGATION is for a total of 6 acres of Christmas Trees.

There is a trickle tube for overflow of pond that runs back into creek.

Generation Produces 4-6 KW.

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

MICROFILMED

AUG 25 1998

F. FLOW CALCULATIONS

Measured Method:

~~Additional Computation Sheets Attached~~

** See Polysonic Printout*

Division to storage:

Mannings Equation:

$$\frac{1.49}{.01} = 149 \left(\frac{.021816616}{N} \right) \left(\frac{.0416667}{.67} \right) \left(\frac{.10}{.50} \right) = (-.118921041) (.316227766) =$$

$$- A = (.021816616^2)$$

$$- P = (.5235987766) f1$$

$$- R = \frac{A}{P} = (.0416667)$$

$$= 1.22 \text{ cfs}$$

DIVERSION TO STORAGE

54.75 gpm

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (6.0)(3.0) = 18.0$$

$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.12)(153)(1.9835) = 36.4$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{D,R} = 18.0 \text{ ACRE FEET}$$

2. Volume Calculations for Other Uses:

SEMI
V-SHAPED POND

$$2 \text{ HOMES @ } .6 \text{ ACRE FEET} = 1.2 \text{ ACRE FEET}$$

$$150' \times 60' \times 11' \times 0.6 = 1.363$$

$$\text{OR } 1.4 \text{ ACRE FEET}$$

H. RECOMMENDATIONS

DIVERSION TO STORAGE

$$V = (.12)(36.5)(1.9835) = 86.8773 \text{ AFA}$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRRIGATION	5-01	9-30	.12	18.0
POWER	1-01	12-31	2.00	—
DOMESTIC	1-01	12-31	.04	1.2
RECREATION STORAGE	1-01	12-31	—	1.4
FIRE PROTECTION	1-01	12-31	2.02	—
DIVERSION TO STORAGE	1-01	12-31	.12	86.8 AFA
TOTALS			2.02	107.4

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. AUTHENTICATION

Field Examiner's Name

Date

Reviewer

Date

SEAL

MICROFILMED

AUG 25 1998

7.50N
T. 59N

5371000m N.

27'30"

5367

5368

5369

5370

1928m E.

1929

1930

1935

1938

1942

1945

1948

1950

1952

1955

KANIKSU
NATIONAL FOREST

FIRE
PROTECTION

Helhoaring
SA Falls

POCKET HOUSE

POCKET HOUSE

POCKET HOUSE

FIRE
HYDRANT

TRAIL

PACK

96-08624

T. 59N, R. 02W, SEC. 3

MARTIN COUNTRY, INC.

MICROFILMED

AUG 23 1998

N I K S U

L F O R E S T

Helhoaring

Ridge

Cutthroat

Creek

Jeep

Jeep

Trail

17

16

15

9

10

11

12 N E

TWP 59N
RGE 2W

4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1	4 3 2 1
5 6 7	5 +	4 +	3 +	2 +	1 +
1 2 3 4	7 +	+	+	+	+
1 2 3 4	18 +	+	+	+	+
1 2 3 4	19 +	+	+	+	+
1 2 3 4	30 +	+	+	+	+
1 2 3 4	31 +	+	+	+	+

96-08624

MICROFILMED
AUG 25 1998

Generator Information

LIMA SER
SYNCHRONOUS-AC-GENERATOR

MODEL 280S0006

PART NO 3264A-0006A

SERIAL AD 169918 CIC

FRAME 280 EACL WEATHER PROOF PF 1.0

RPM 1800 HZ 60 PHASE 1

AMB 40°C.

INS. CLASS FH RISE BY RES 80°C

FIELD AMPS 70 FIELD VOLTS 30

CONTINUOUS DUTY

KW 17 VOLTS 120-240

KVA 17 AMPS 70

MARATHON
ELECTRIC

GENERATOR
INFORMATION

MICROFILMED
AUG 25 1998

96-08624

MARTIN COUNTRY, INC.

Norman Steele

703 E 20th

POST FALLS, ID. 83854

MARTIN COUNTRY INC.
EVERETT J. MARTIN, PRES.

Phone - 208-263-5224

" 509-926-6124

Flow measurement ports

— HELL ROARING CREEK —

— PIPELINE —

Bonner County Sandpoint ID.

1.0 ACRES

Private Source

12" Private Source

PD #1

10" Gate Valve on Shutoff

8" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

6" Gate Valve on Shutoff

* SUPPLEMENTAL DRAWING * 94-95



Center of Sec. 3

Control valves pit

Emergency spin way

Fish pond

Trick Tube

Cabin

Storage

Hydrant



Christmas tree planting

6.0 Acres irrigated

4000-PECK RANCH FILMED

AUG 25 1998

Fire Hydrant

96-08624

MARTIN COUNTRY, INC.
HELL ROARING CREEK
T.59N, R.02W, SEC.3

FLOW 908.819 GPM
5.858 F/S

SETUP NO. 1

PIPE O.D 8.680 IN

PIPE WALL THICKNESS 0.357 IN

PIPE I.D 7.966 IN

PIPE MATERIAL DUCTILE IRON

PIPE SOUND VELOCITY 10597.113 F/S

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/S

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.0005000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/S

FLUID VISCOSITY 1.132 Cst

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING

TRANSDUCER SPACING 7.087 IN

18:26:25 07-23-97

SCALE FACTOR = 0.995
OFFSET (GPM) = 0.000
nsec OFFSET = 7.25
usec OFFSET = 0.18
INT_DET_DLY = 27.82
OPERATION FAC = 1.80
XDUCE: STANDARD/V

UP DOWN
WIN_DLY = 313.48 313.48
SEDR = 1.59 0.82
BIAS = 1.96 2.04
HOC = 2.73 2.75
SIG_STG = 4.43 4.47
MISSED = 0 0
TIME(us) = 307.3 307.0
DEL TIME(ns) = 272.4
DIFF COUNT = 419
P2S = 100
SPS = 14.42
PERATION = 0.000

FLUID (F/S) = 4863.33
REYNOLDS NO. = 170590
PROFILE FACTOR = 0.8900

908.819
448.8

2.02 cfs

polysonic
MEASUREMENT

Measurement Conducted by Herman L. Spang

96-08624

MARTIN COUNTRY INC.

MICROFILMED

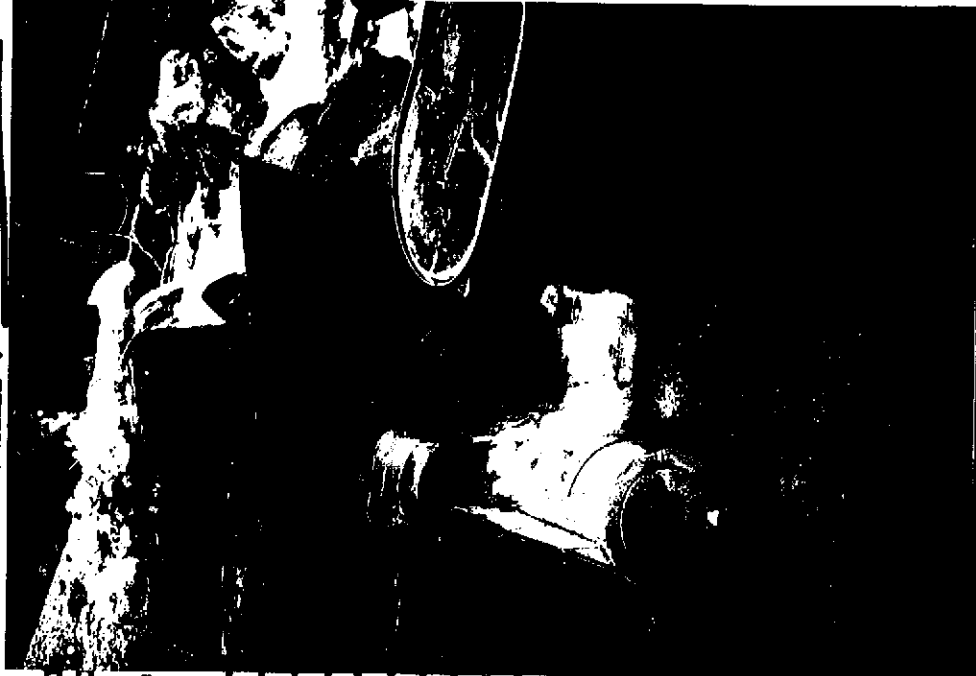
APR 25 1998

96-08624

PERMIT #

ICE OF TORONTO
OF WATER R
REPORT SUPPL
TO GRA P

VENT PIPE @ P.D.#2
P.D.#1 Cleanout



Generator & Bypass pipe
P.D.#1 & SPILLWAY

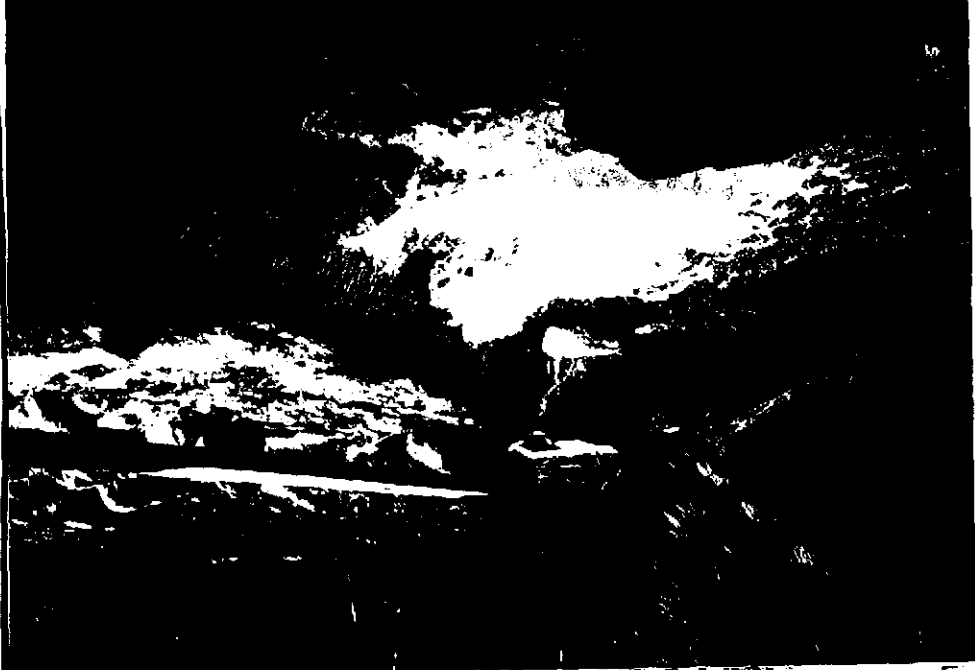
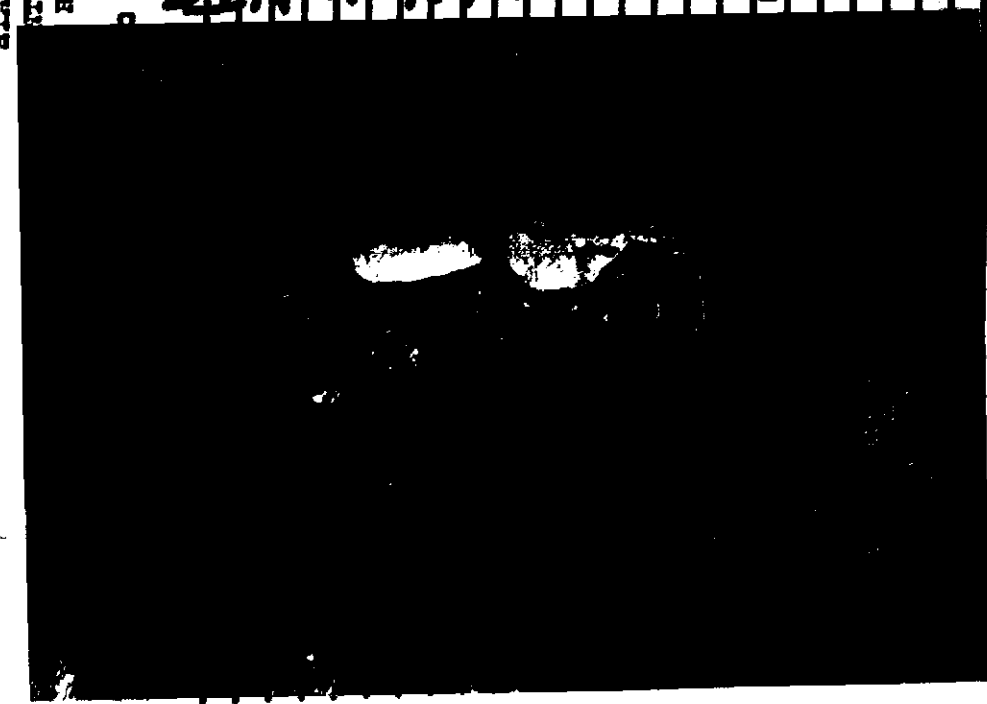


96-086024

PERMIT #

STATE OF IDAHO
 DEPT OF WATER RESOURCES
 REPORT SUPPLEMENT
 PHOTOGRAPH

CAMP SITES w/ HYDRANTS
 *RED HYDRANTS FOR CREEK WATER
 *BLUE HYDRANTS FOR UICL WATER

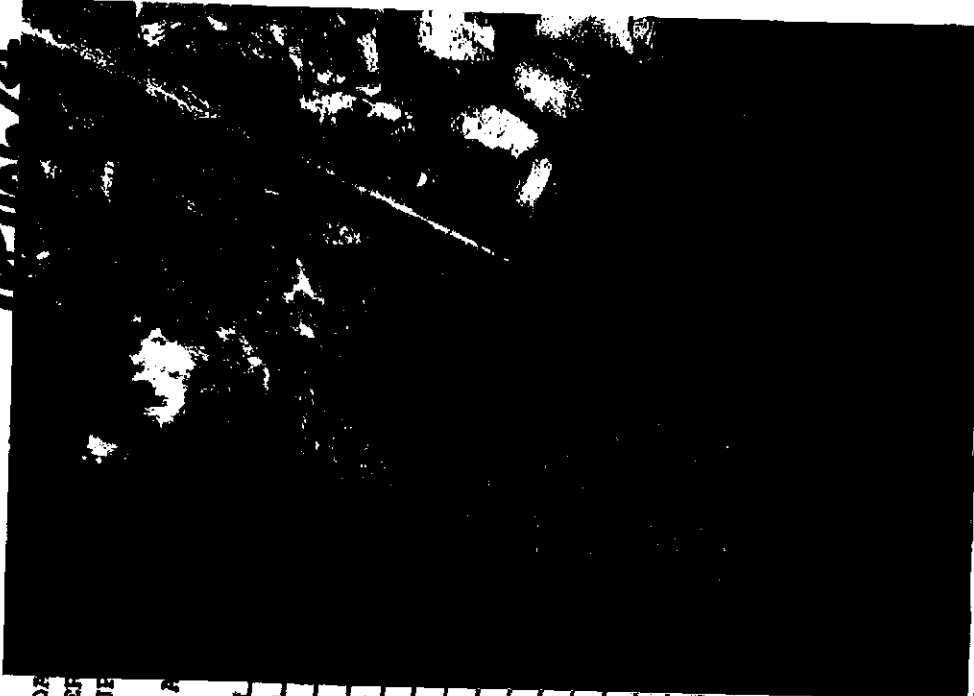


INTAKE PIPE @ PD #2
 SPILLWAY @ PD #2

91-98174



OVERDRAFT RETURN FLOW & CONNECTION
OF PD #1 AND PD #2
SCREENED SETTLING TANK
PHOTOGRAPH
STATE OF IDAHO
DEPARTMENT OF WATER
RESOURCES
FIELD REPORT SUBMITTED



IN FLOW TO GENERATOR HOUSE
MEASUREMENT SITE
866-551-1111

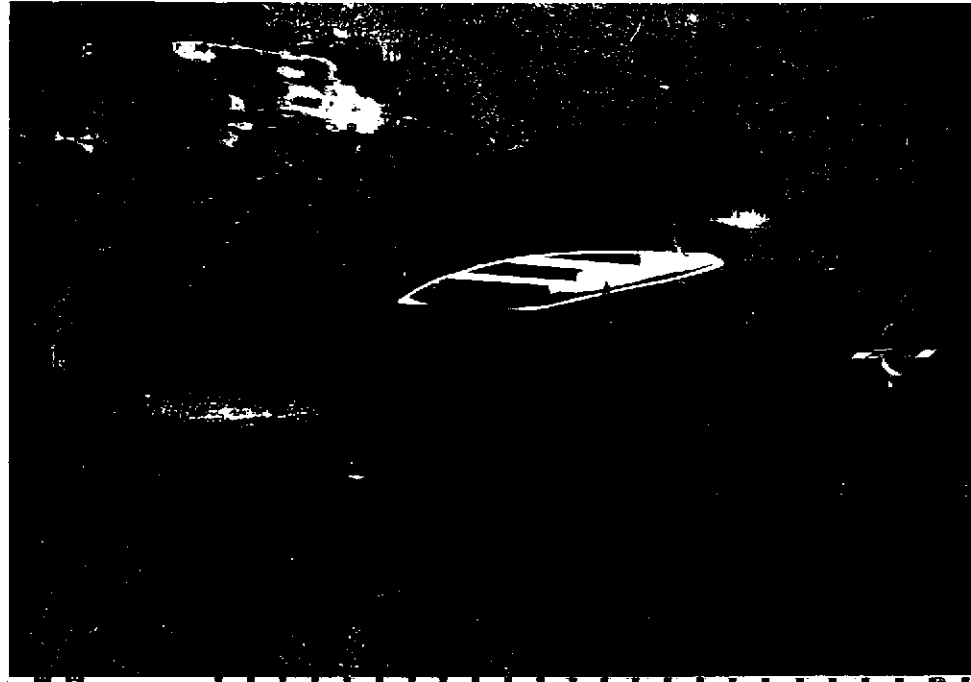


PERMIT #

STATE OF IDAHO
DEPT OF WATER RESOURCES
REPORT SUPPLY

OTOGRAP

PIT VALLEY, FOR POND, 24 AND IRRIGATION/STORAGE POND
6. FIRE HYDRANT 3"
EMERGENCY SWILLING FROM POND TRUCKLE TUBE AND STORAGE



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08624 Reviewed by [Signature] Date 11-3-95

GENERAL CONSIDERATIONS

yes Name same as permit?
no yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom, Irr, fire

Correct Uses? yes

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

yes Required?
150.00 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
_____ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 10-26-95



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 6, 1995

MARTIN COUNTRY INC
C O NORMAN STEELE
703 E 20TH
POST FALLS ID 83854

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 96-08624

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 the field examination, 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
NOV 16 1995

MARTIN COUNTRY INC.
Norman Steele
703 E 20th
POST FALLS, ID. 83854

Sec-3-TWP. 59-N-R-2 W
Bonner County Sandpoint ID.

MARTIN COUNTRY INC.
EVERETT J. MARTIN, PRES,
phone - 208-263-5224
" 509-926-6124

Flow measurement ports

Outlet Draft

110 ACRES

Intake source

8" gate valve for shutdown
Generator house
use of electric power
Dwelling

Private Road

Center of Sec. 3

Control valves pit

Emergency spill way

Fish pond - Fish in pond 94

Trick Tube

Cabin
Storage

Water use from 94-95
Sprinkler

Water use from 1994
Sprinkler 1995

Drip Irrigation

+ Hydrant

Christmas Tree planting

3.5 Acres irrigated

Fire Hydrant

HELL ROARING CREEK

NOV 16 1995

Martin Country, Inc. 96-08624



Christmas Tree Planting

Martin County, Inc. 96-01134



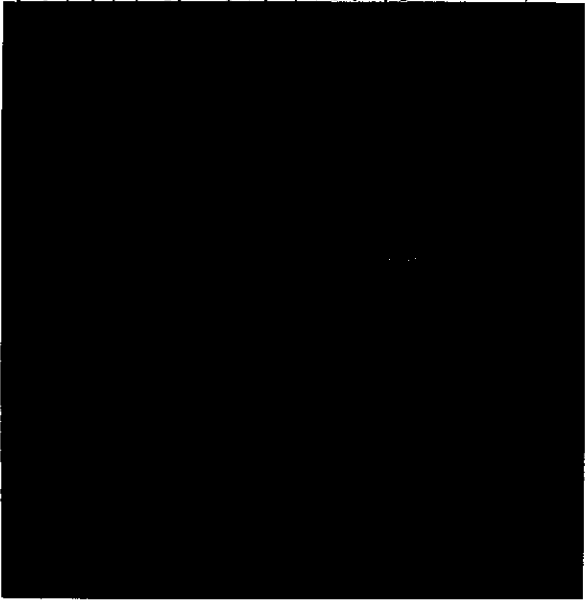
Fire Hydrant on
4000 Pack River Road

Martin County, Inc. 96-08624



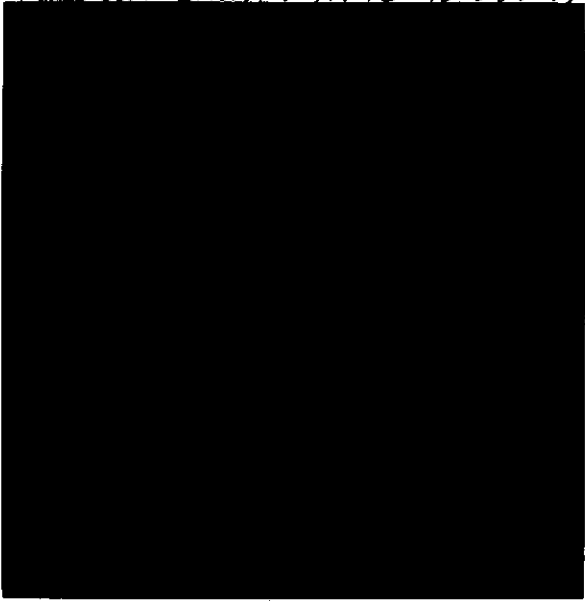
Intake Source

Martin County, Inc. 96-08624



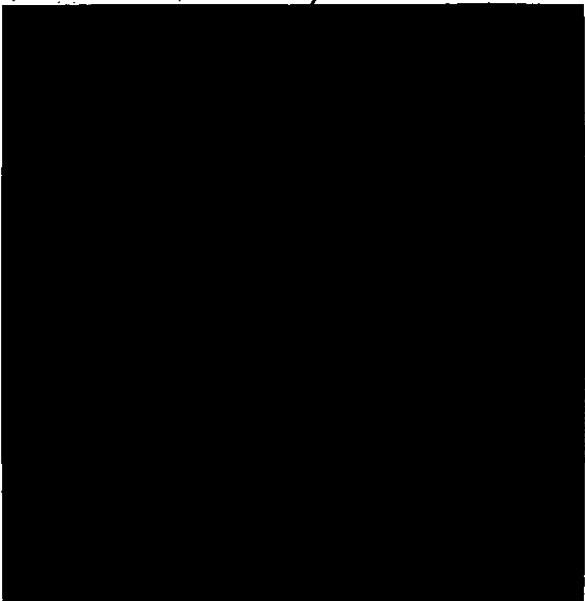
Recreation Storage
Emergency Spillway

Martin County, Inc. 96-08624



Recreation Storage

Martin Country, Inc 96-08624



Generator, Turbine and
By-pass Valve

Martin Country, Inc. 96-08624



Draft Outlet

Martin Country, Inc. 96-08624



Generator House.

Martin County, Inc.
703 E 20th
Post Falls, ID 83854

CERTIFIED

P 531 844 699

MAIL

BDITR2



83720

U.S. POSTAGE
PAID
SPOKANE, WA
99215
OCT 24, 95
AMOUNT

\$2.75
00028889-03

**RETURN RECEIPT
REQUESTED**

NOV 1 1995

MINIMUM

Attn: Julie Yarbrough

State of Idaho
Department of Water Resources
1301 N Orchard St.
P.O. Box 83720
Boise, ID 83720-0098



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

October 17, 1995

Norman Steele
703 E 20th
Post Falls, ID 83854

PROOF DUE NOTICE

RE: Permit No. 96-08624

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 17, 1995**. 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.

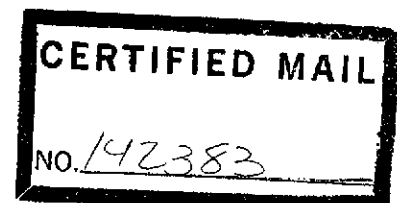
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty days of the mailing of the lapse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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
NOV 16 1995



MEMORANDUM

TO: File No. 96-08624
FROM: Julie
RE: **Proof Due Notice**
DATE: October 10, 1995

The Permit holder phoned me this morning to inform me that she had not received a proof due notice. Proof is due November 1, 1995, but somehow the permit was lapsed and the proof due notice was not sent out. I informed the permit holder that she would have 60 days from the date I mail the proof due notice to file proof. She asked that I mail the notice to Norman Steele, 703 E 20th, Post Falls, ID 83854 since she will not be at her address for some time.

MICROFILMED

NOV 16 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

January 6, 1994

Martin Country Inc.
400 Pack River Rd.
Sandpoint, ID 83864

RE: Permit No. 96-08624

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 November 1, 1995. 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,

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

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Regional Office

Microfilm

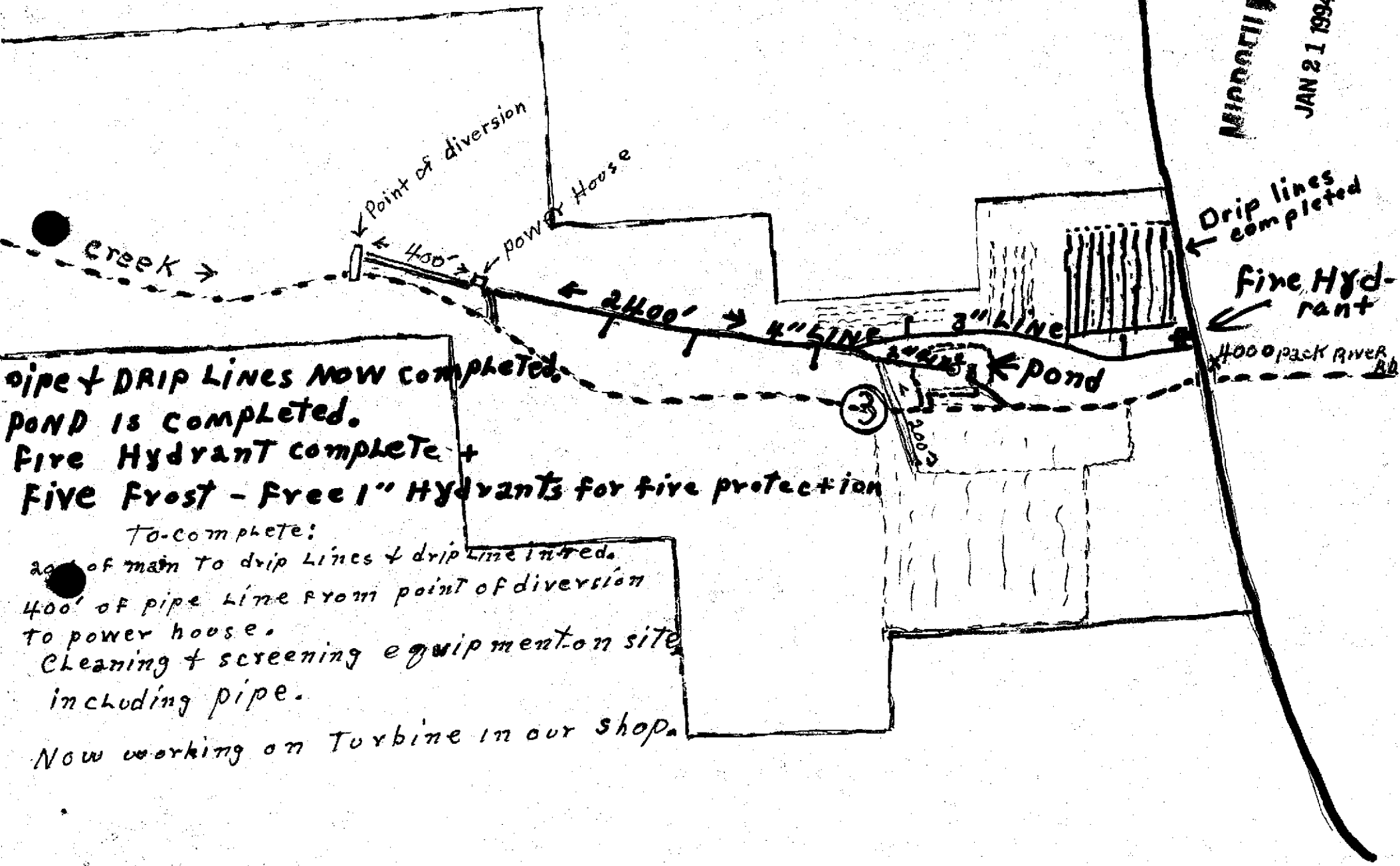
JAN 21 1994

permit # 96-08624

SEC, 3 TWN, 59 RING, 2 W

MIDDLETOWN

JAN 21 1994



pipe & DRIP LINES NOW completed.
POND is completed.
Fire Hydrant complete +
Five Frost-Free 1" Hydrants for fire protection

To complete:

200' of main to drip lines & drip line installed.

400' of pipe line from point of diversion
to power house.

Cleaning & screening equipment on site
including pipe.

Now working on Turbine in our shop.

Permit No. 96-08624 Reviewed by GM Date 1-5-94

New Address _____
Change Proof Due Date 11-1-95
Change Priority Date _____

November 30, 1993

MARTIN COUNTRY INC.
4000 PACK RIVER RD.
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08624

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 February 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 21 1994

CERTIFIED MAIL

NO. 141011



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

March 18, 1991

MARTIN COUNTRY INC.
4000 PACK RIVER RD.
SANDPOINT, ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08624

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.

Please be advised that your application for permit has been approved because we no longer wait for approval from the Federal Energy Regulatory Commission (FERC) or the Idaho Public Utilities Commission (PUC) when the flow is less than 25 cfs and the power to be generated is less than 500 HP. However, you may still need to obtain approval from FERC and/or PUC.

Be sure to note the special condition requiring you to install a

RECEIVED
APR 23 1991

measuring device, or a flow measurement port, or to provide a certified measurement or computation of flow based upon the design of the system to be prepared by a professional engineer.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MICROFILMED

APR 23 1991

APPLICATION FOR PERMIT REVIEW

Application #: 96-8624
Date: 1-25-91

Reviewer: Pam Skaggs ²⁸

- ✓ Existing:
 - ✓ No - 26A-P17
 - Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
 - Groundwater:
 - GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.7 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.7 w/pump)
005-01J-P08(GT.7)
 - Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag - (1 or Blank)
 - Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr
 - Non Trust - 048-049 or Irr & Dom)
 - River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 11D-P72
 - Payette (65) - 047-P04, 059-P71
 - Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- ✓ Use:
 - Fish Propagation - 002-P06, 06A, 007, 09E-P10, 010, 042, 044
 - ✓ Power - (less than 25cfs P18), 01F-P19 08A(Req.),
- 17K 17G-17M(Choose One), 025
 - Mining - 06A, 006, 09E-P10, 010, 54
 - ✓ Storage - 18A-P09(In W.D.), 18B-P09(Size)
 - Domestic - 021(restricted areas)
 - Ownership:
 - Non land owner - 004
 - Protested:
 - Agreement - 020
 - Minimum Stream Flow:
 - Overlapping uses - 029-P20

✓ Beneficial Use Due Date: - 02-01-1994

Other Conditions Recommended

Need list of Corporation Officers & Applicants title.

APR 23 1991

*Done
Jan 26-91*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RMA DATE: 10/24/90 APPLICATION NUMBER: 96-8624

APPLICANT: _____

REQUIRED INFORMATION

- (1). ☒ Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
(2). ☒ Source: (See USGS Quad for names of water sources)
(3). ☒ Point of Diversion including county: (spring/10 ac., Subd. lot & block)
(4). ☒ Quantity: (flow and/or volume)
 ☒ Nature of proposed use: (Include description of use)
 ☒ Period of use:
(5). ☒ Total Quantity: (flow and/or volume)
(6). ☒ Description of diverting works:
(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: (signator title required for corp., partnership, etc)
 ☒ Fee: (Amount, receipt number and date recorded on application)
 ☒ Acknowledgement Letter:
 ☒ Overlap Review: Attachment? (Y)____ (N)____ Remarks? (Y)____ (N)____

ADDITIONAL INFORMATION

YES NO

- ___ ☒ Field check required: Field check by: _____
___ ☒ Field report attached:
___ ☒ Critical groundwater area:
___ ☒ Groundwater management area:
___ ☒ Send dam safety information:
___ ☒ Send letter for additional fish information:
___ ☒ Send letter for additional power information:
___ ☒ Within trust water boundary: (Attach Trust Water Supp. Analysis Sheet):
___ ☒ Diversion greater than 5 cfs or 500 af, supp. analysis sheet attached:
___ ☒ Well drilling permit required:

PROCESSING

YES NO

- ___ ☒ In form for advertising:
___ ☒ Statewide advertising: (10.00 or more cfs.)

Send Copies To

YES NO

- ___ ☒ I.D. H & W
___ ☒ I.D. F & G
___ ☒ I.D. Lands
___ ☒ Adj. Bur.

YES NO

- ___ ☒ U.S. BLM
___ ☒ U.S.F.S.
___ ☒ W District #
___ ☒ G.W. Prot. Div.

YES NO **RECEIVED**
NOV 30 1990
Department of Water Resources

Application Number 96-824

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ Additional information received:

☒ Notice of pending void order issued: Final date of order response. _____

☒ 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 11/19/90

☐ 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)

Recommended Date of Priority 10/23/90

Recommended by: RMA Date 11/27/90

STATE OFFICE REVIEW

See remarks for additional information. By _____ Date _____

REMARKS

96-02126 .96 cfs FOR IRR 48 ALRES

☒ NOT TO EXCEED 0.02 cfs / ACRE WHEN COMB. W/ ANY OTHER RIGHT

96-08624

MARTIN COUNTRY INC.
4000 PACK RIVER RD.
SANDPOINT, ID 83864

Source: HELLROARING CREEK

Tributary: PACK RIVER

Diversion Pt: SWSNW Sec 3 T 59N R 02W

Use: IRRIGATION	(.500 CFS)	
POWER	(2.000 CFS)	
DOMESTIC	(.040 CFS)	
RECREATION STORAGE		(3.50 AF)
FIRE PROTECTION	(2.500 CFS)	
DIVERSION TO STORAGE	(2.000 CFS)	
Total Diversion:	(2.500 CFS)	(3.50 AF)

Date Filed: 10/23/ 1990

In: T59N R02W S03 SWNE NESW NWSE

20.0 ACRES TOTAL

RECORDED

APR 23 1991