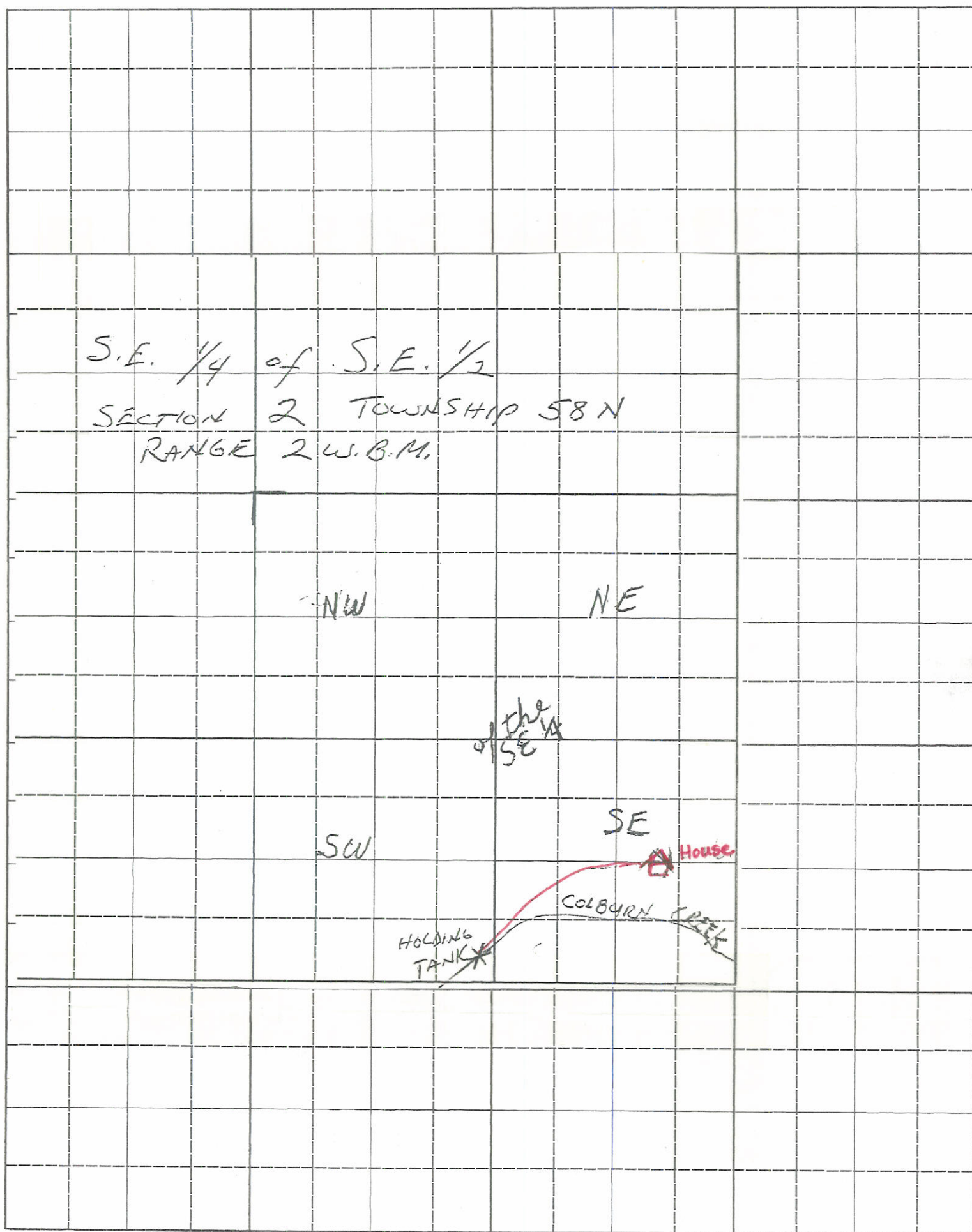


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

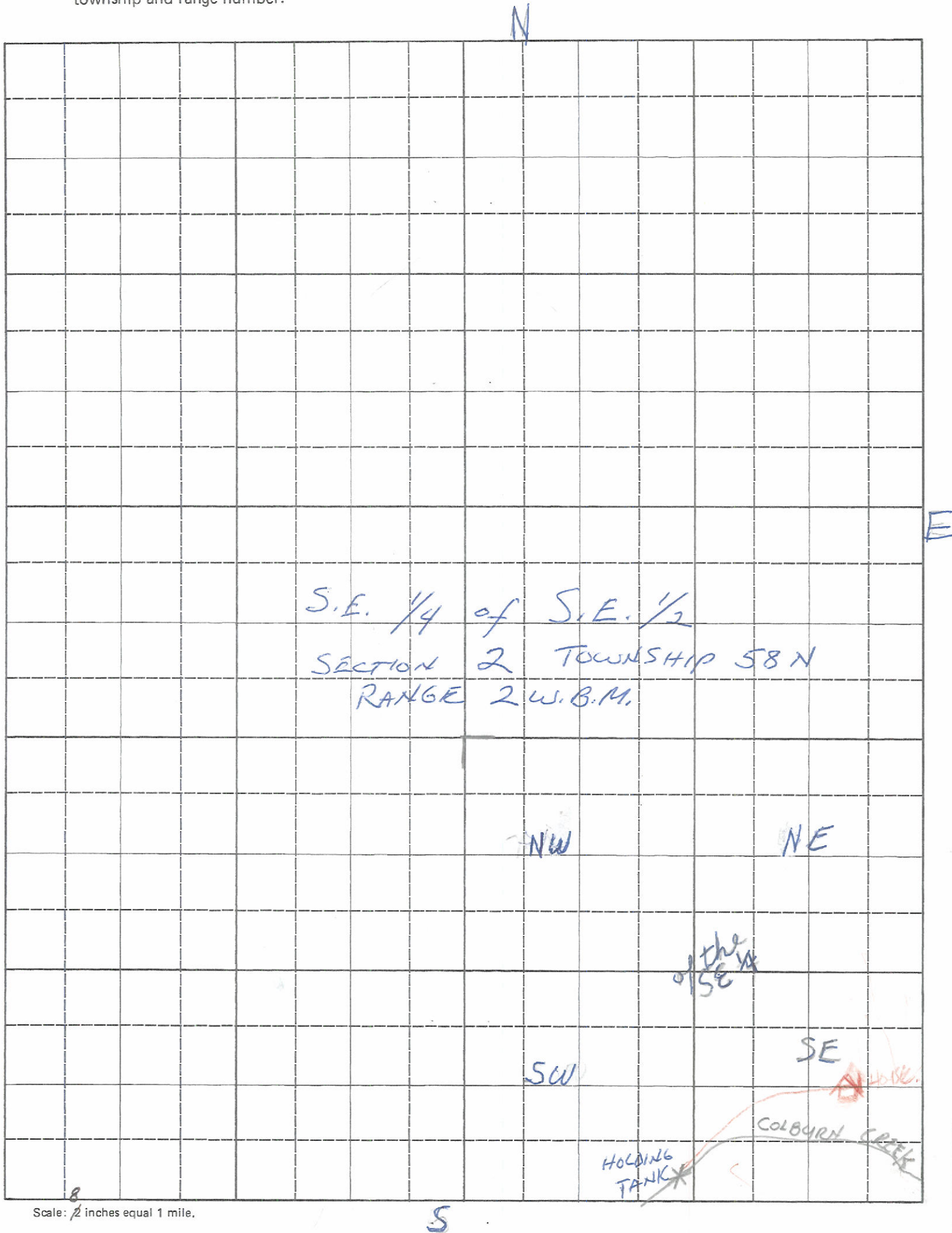


Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

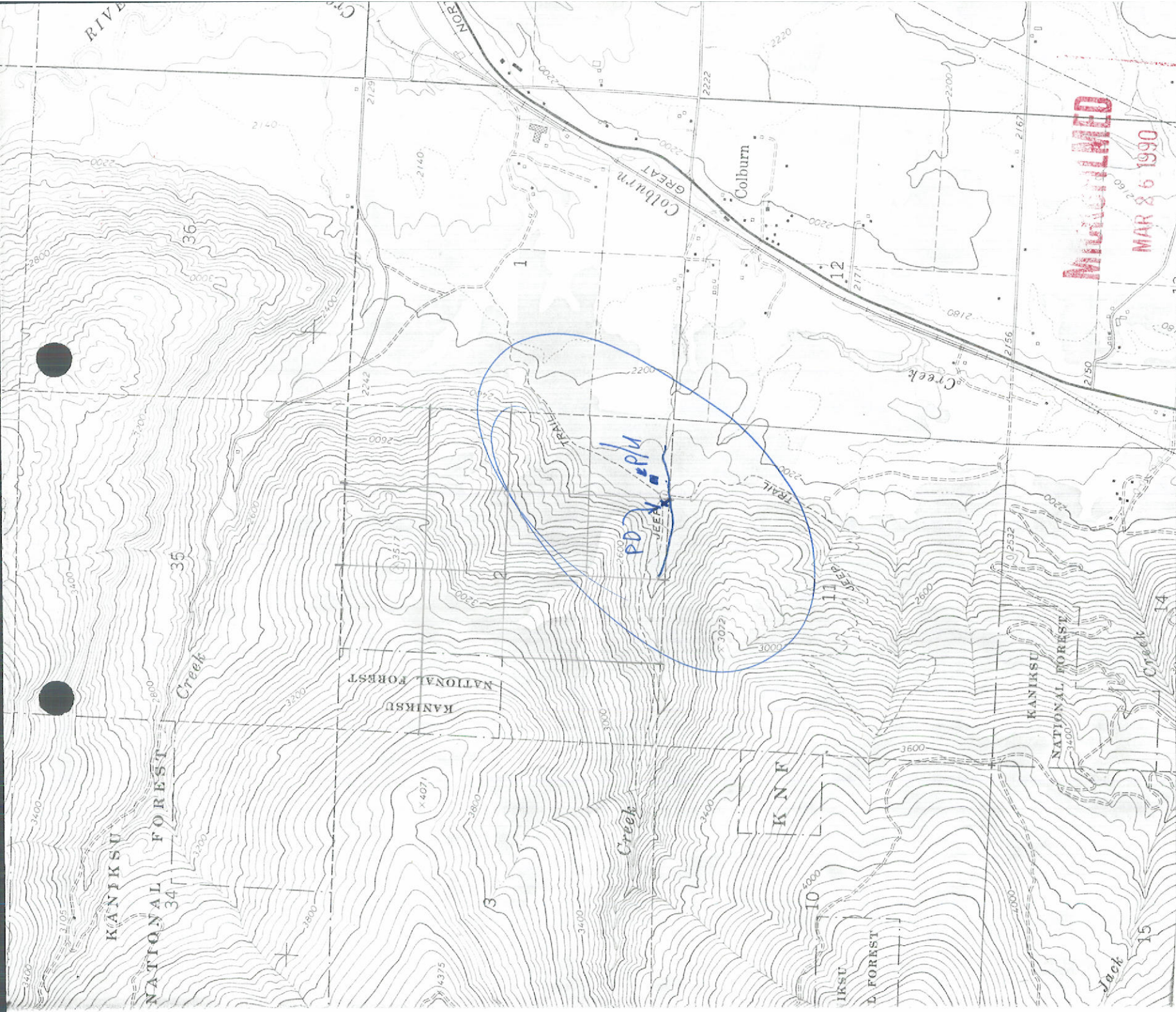
X Jeffrey T. Williams
(Applicant)

11. 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.

Jeffrey T. Vitamant
(Applicant)



TWP. 58N RGE. 2W SEC. 2 MAP # C-6 MAP SCALE

DATE OF EXAM 7/23/87

PERMIT # 96-8377

4

[illegible]



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 96-8377

DATE

INITIALS



NOT FILMED
MAR 26 1990

RECEIVED

JUL 2 1986

STATE OF ID. DEPT OF WATER RESOURCES

Department of Water Resources

I DO NOT KNOW IF IT IS YOUR DEPARTMENTS RESPONSIBILITY TO INSURE THE QUALITY OF WATER, BUT WOULD LIKE TO MAKE A COMPLAINT AGAINST SWITZER SKI RESORT IN CONNECTION WITH THE OUT BACK SKI LODGE.

FROM MY OBSERVATIONS OF THE WAY THEY ARE TREATING THEIR SEWAGE DISPOSAL, CONCERNS ME. IT IS LEACHING OUT ON THE GROUND FROM WHICH SPRINGS CARRY THE WASTE INTO THE COLBURN CREEK DRAINAGE, A TRIBUTARY TO THE PAK RIVER.

IF IT IS NOT YOUR RESPONSIBILITY TO INSURE THE QUALITY OF WATER IN THE STATE OF IDAHO I WOULD LIKE THIS INFORMATION PAST ON TO SOME ONE WHO IS. OR SEND ME INFORMATION SO I CAN HAVE SOMEONE INVESTIGATE THIS MATTER FURTHER.

THANK YOU

Jeffrey T. Utamaro

Original
forwarded
to John B. Miller
for response
7-7-86
MAY 26 1990
FILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08377

Priority: November 10, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

0.6 AF

This is to certify, that JEFFREY T. VITAMANTI
102 E. PACIFIC ST.

SANDPOINT, ID 83864 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 28, 1983; and
has submitted Proof of Beneficial Use on October 28, 1985. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

COLBURN 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>
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 2, Township 58N, Range 02W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

58N 02W 2 SESE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

MICROFILMED

MAR 26 1990

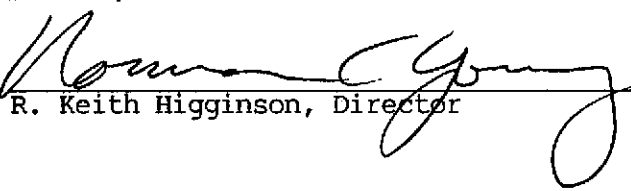
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08377

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 14th
day of MARCH, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
OCT 17 1984

APPROVED

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant Jeffrey T. Vitamanti Phone 263-7834

Post office address 102 E. Pacific, Sandpoint, ID 83864

2. Source of water supply Colburn 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 Section 2 Township 58N

Range 2W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

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

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

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

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

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 100 gal. holding tank with 700 feet 2
inch pipe leading to house.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 2 Township 58N

Range 2W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 2 pigs, 10 chickens and 4 cows

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

Total number of acres to be irrigated

c. Describe any other water rights used for the same purposes as described above. none

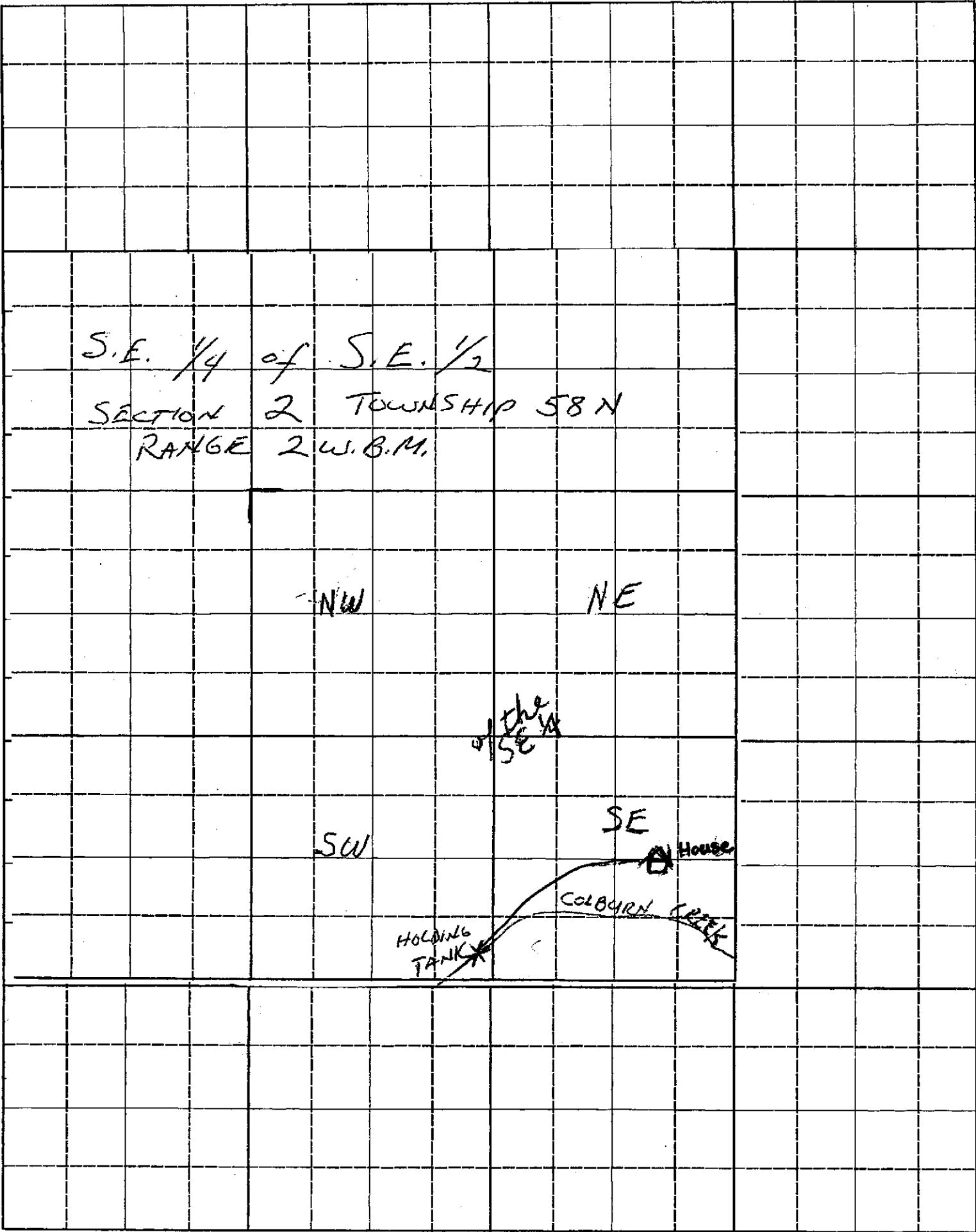
9. a. Who owns the property at the point of diversion Russel Oliver

b. Who owns the land to be irrigated or place of use Jeffrey Vitamanti

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Russel Oliver is grandfather to my wife, Diana L.

10. Remarks We wish to use the water for domestic and livestock purposes.

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

X Jeffrey T. Williams
(Applicant)

Proposed priority 11/10/83

PMS
TK
TK

11/10/83
10/28/83
9/7/83

1:00 p.m.
noon - fee rec'd
noon - no fee

MICROFILMED

Received by _____ Date _____ Time _____

Preliminary check by KK Fee \$ 30.00

Receipted by PMS Date 11/10/83 #31393

Publication prepared by PMS Date 11/17/83

Published in Sandpoint Bee

Publication dates 11/23 and 11/30/1983

Publication approved PMS Date 12/14/1983
withdrawn 9/17/84

Protests filed by: --Paul-Gezert, 11/29/83; Vernon-&-Betty-Bailey, withdrawn 12/27/83
12/5/83; Walter-Koski, 12/5/83- withdrawn 9/27/84

Copies of protests forwarded by _____

Hearing held by BDF & RGH Date 9/27/84

Recommended for approval denial by kw

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. 96-8377, and said application is hereby APPROVED.

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 November 1, 19 85.
- 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. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 22nd day of October, 1984.

L. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant JEFFREY T VITAMANTI Phone 263-7834
Post office address 102 E PACIFIC SAND POINT ID. 83864
2. Source of water supply COLBURN CREEK which is a tributary of PACK RIVER
3. Location of point of diversion is S.W. 1/4 of S.E. 1/4 of Section 2 Township 58 NORTH
Range 2 W. B.M. BONNER COUNTY County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- ~~Amount 0.04 cfs for DOMESTIC purposes from storage from 1-1 to 12-31~~ D.V.
Amount 0.04 cfs for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.02 cfs for stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- ~~Amount 0.02 cfs for DOMESTIC purposes from 1-1 to 12-31~~ D.V.
Amount 0.02 cfs for storage purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 0.04 cfs for storage for stock purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.04 cubic feet per second and/or b. na acre-feet per annum. D.V.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 100 GAL. HOLDING TANK WITH 700 ft 2 INCH PIPE LEADING TO HOUSE.
- b. Height of storage dam 5 feet, active reservoir capacity 20 acre-feet; total reservoir capacity 20 acre-feet, materials used in storage dam: 1/2 REBAR & CONCRETE
Period of year when water will be diverted to storage 1-1 to 12-31 inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1-1/2 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: S.E. 1/4 of S.E. 1/4 of Section 2 Township 58 N.
Range 2 W. B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered 2 PIGS
10 CHICKENS 4 COWS
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
- (5) If water is to be used for other purposes describe: _____

RECORDED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. None

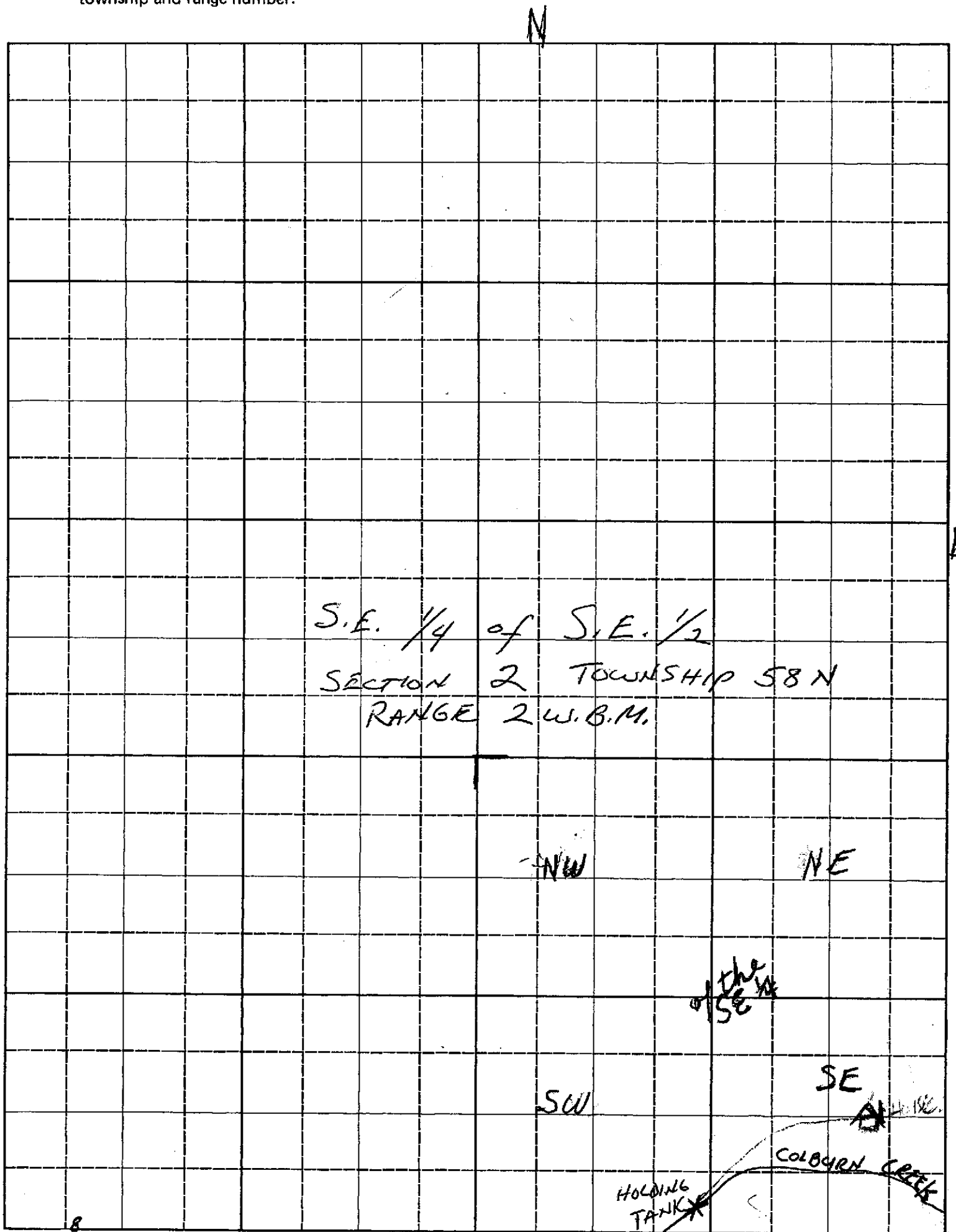
9. a. Who owns the property at the point of diversion RUSSEL OLIVER

b. Who owns the land to be irrigated or place of use JEFFREY VITAMANTI

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing RUSSEL OLIVER IS GRAND FATHER TO MY WIFE DIANA L VITAMANTI

10. Remarks WE WISH TO USE THE WATER FOR DOMESTIC & LIVE STOCK PURPOSES

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



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.

Jeffrey T. Vitamant
(Applicant)

MICROFILMED

Received by SH Date 11/10/83 Time 1:00 PM
10/21/83 NOON (FEE R2)
Preliminary check by KK Fee \$ 30.00
Receipted by SH Date 11/10/83 (31393)
Publication prepared by SH Date 11/17/83
Published in Idaho Post
Publication dates 11/23-30/83
Publication approved SH Date 12/14/83
Protests filed by: Shel Coyle - 11/29/83, withdrawn 9-27-84
Vernon & Betty Bailey - 12/5/83, withdrawn 12/27/83
Walter Focke - 12/5/83 withdrawn 9/27/84
Copies of protests forwarded by _____
Hearing held by BDF & BGN Date 9-27-84
Recommended for approval denial by BDF

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. Other: _____

Witness my hand this _____ day of _____, 19____.

Director

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 23 day of 11, 1983 and ending on the 30 day of 11, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 1 day of 12, 1983.

William Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-8377

VITAMANTI, JEFFREY T.
102 E. PACIFIC ST., SAND-
POINT, ID 83864

Source: COLBURN CREEK
trib. to PACK RIVER

Date Filed: 10/28/1983

Diversion Pt: SWSE Sec 02 T
58N R 02W

Use: STOCKWATER (0.02
CFS)

STOCKWATER STORAGE
(20.0 AF)

DOMESTIC (0.04 CFS)

DOMESTIC STORAGE (20.0
AF)

DOMESTIC FROM
STORAGE (0.04 CFS)

DIVERSION TO STORAGE
(0.20 CFS)

In: SESE Sec 02 T 58N R 02W

The permit(s) will be sub-
ject to all prior water rights.
Protests must be filed with
the Director, Dept. of Water
Resources, 4055 Gov't. Way.

Coeur d'Alene, Id. 83814 on
or before DECEMBER 12,
1983.

KEN DUNN, Dir.
Published Nov. 23, 30, 1983

RK
12/14/83

RECEIVED

DEC 18 1983

Department of Water Resources
Northern District Office

MICROFILMED

March 15, 1990

JEFFREY T. VITAMANTI
102 E. PACIFIC ST.
SANDPOINT, ID 83864

RE: PERMIT NO. 96-08377

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
MAR 26 1990

February 23, 1990

JEFFREY T. VITAMANTI
102 E. PACIFIC ST.
SANDPOINT, ID 83864

RE: PERMIT NO. 96-08377

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

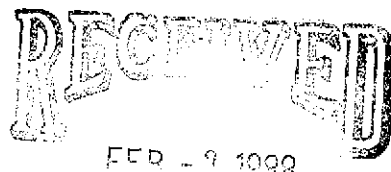
MICROFILMED

MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

96-8377
Permit No.



A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat
- Check of P/D index K 12/18/86 (Initial and date)
 - Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
 - Type of Overlap? ☐ Add acres or uses to existing system
 - ☐ Increase rate of flow or volume
 - ☐ Other: _____
- Check of P/U index K 12/18/86 (Initial and date)
 - Overlap? ☐ yes ☒ no If yes: ☐ copy of water right(s) attached?
 - Type of Overlap? ☐ Increase rate of flow or volume
 - ☐ Add P/D's
 - ☐ Increase number of acres within tracts
 - ☐ Other: _____
- Aerial Photo
 - Required? ☐ yes ☒ no If yes: ☐ copy attached?
- Scheduling Letter sent? _____ (Initial and date)
- ☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed K 7/87 (Signature of examiner and date)
Exam Reviewed by Senior Water Resource Agent K 9/87 (Initial and date)
Exam Reviewed by Manager of Regional Office MAA 1/28/88 (Initial and date)
Exam Date Entered in Computer MAA 1/28/88 (Initial and date)
Exam sent to State Office MAA 1/28/88 (Initial and date)
Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 96-8377

1. Owner: JEFFREY VITAMANTI

Phone No. _____

Current Address: 102 E. PACIFIC SANDPOINT ID. 83864

2. Accompanied by: NONE

EXAM. DATE: 7-23-87

Address: NONE

Phone No. _____

Relationship to Permit Holder: NONE

3. Source: COLBURN CR tributary to PACK R.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

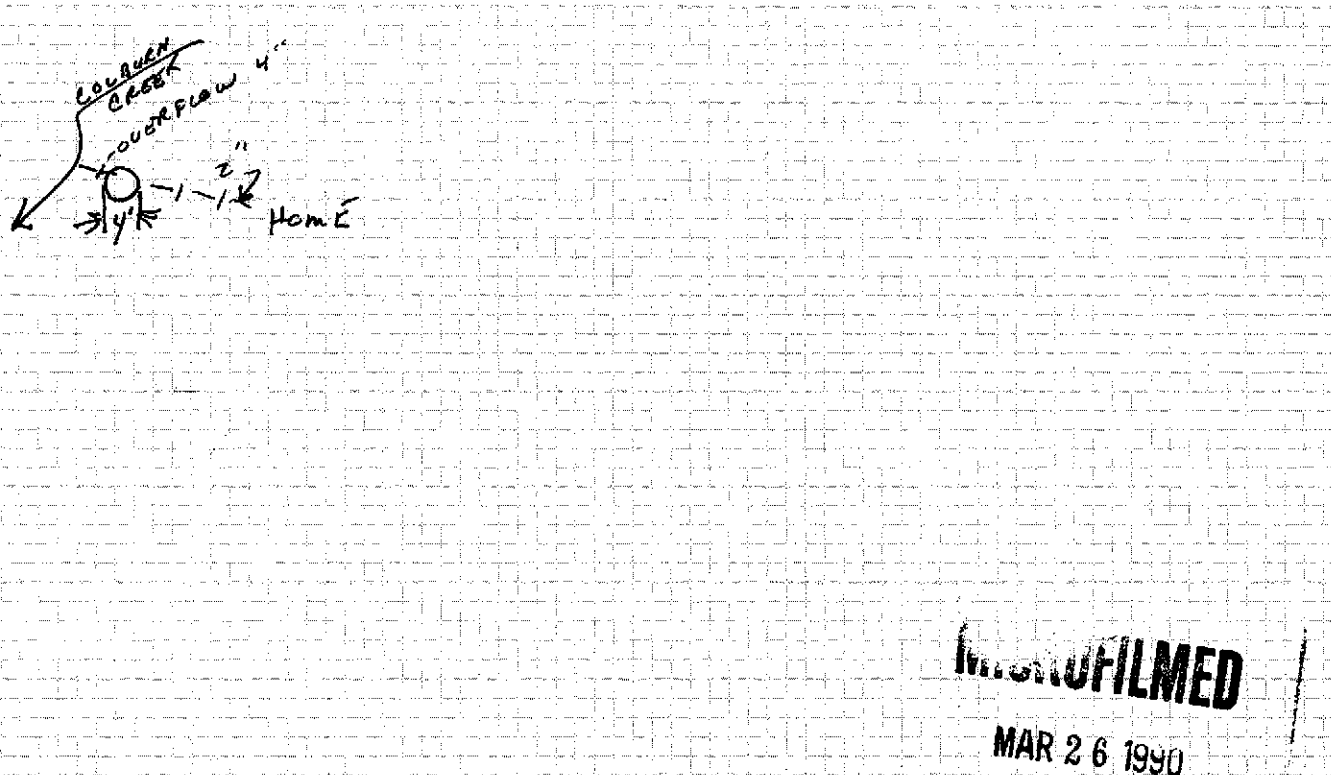
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

4' DIAMETER CONCRETE TANK BESIDE STREAM w/ 4" OVER FLOW BACK TO STREAM & 2" P.I.P.E TO HOME

☐ See Remarks on page 4 for continuation

- 4.

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

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	SE	2	58N	2W	BONNEN	MAP

6. **Place(s) of Use:**

Indicate Method of Determination MAP

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
58N	2W	2																D	

Do not use this space

RECEIVED

WATER RESOURCES

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

MICROFILMED

MAR 26 1990

one hour

I. RECOMMENDATIONS

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Dam (1)	1-1	12-31	0-04	0-6
Totals:			0-04	0-6

☐ 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

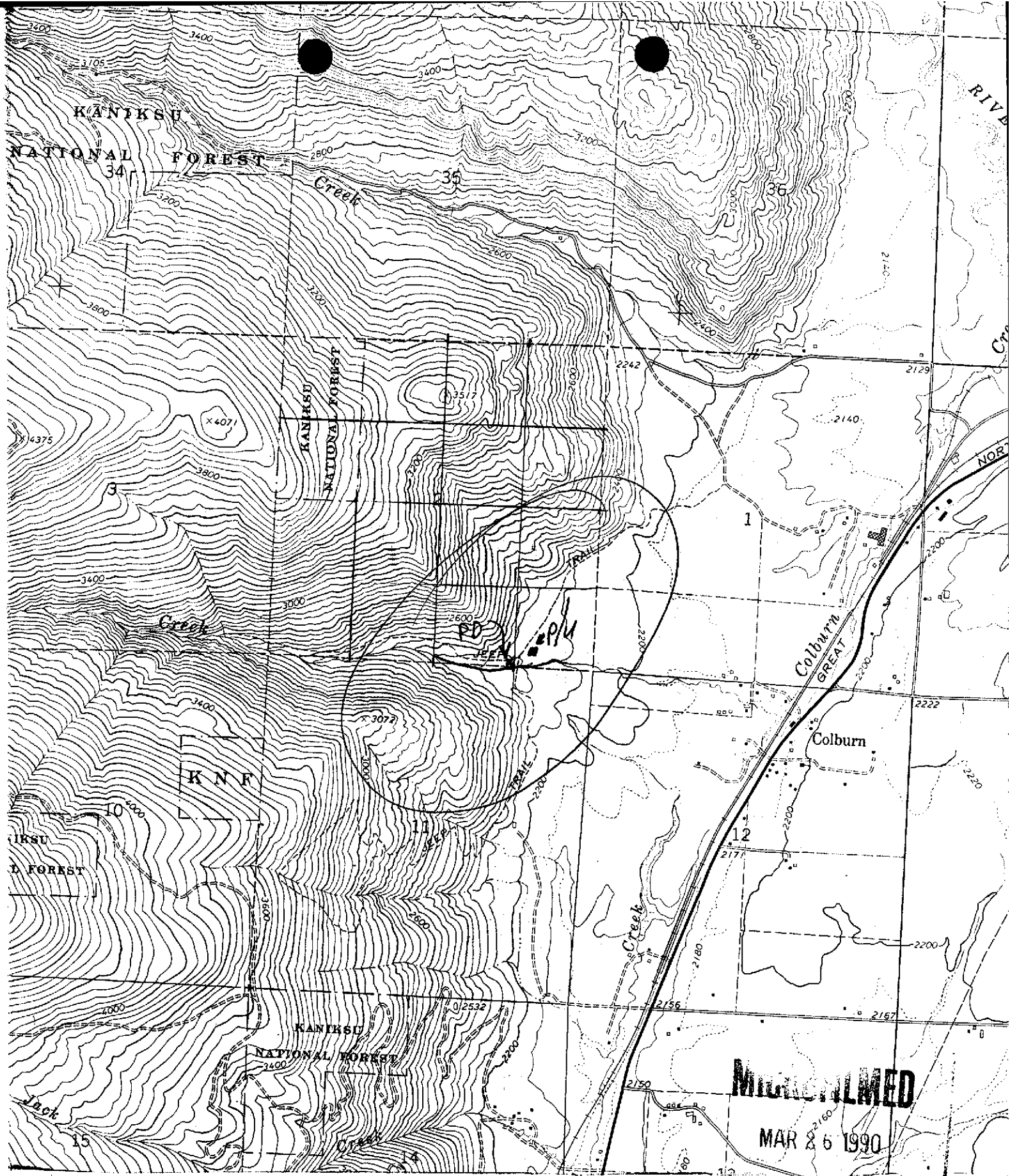
Field Examiner's Name Tom KING
Signature Tom KING
Certification Date 5/15/87
Field Report Preparation Date 7/22/87



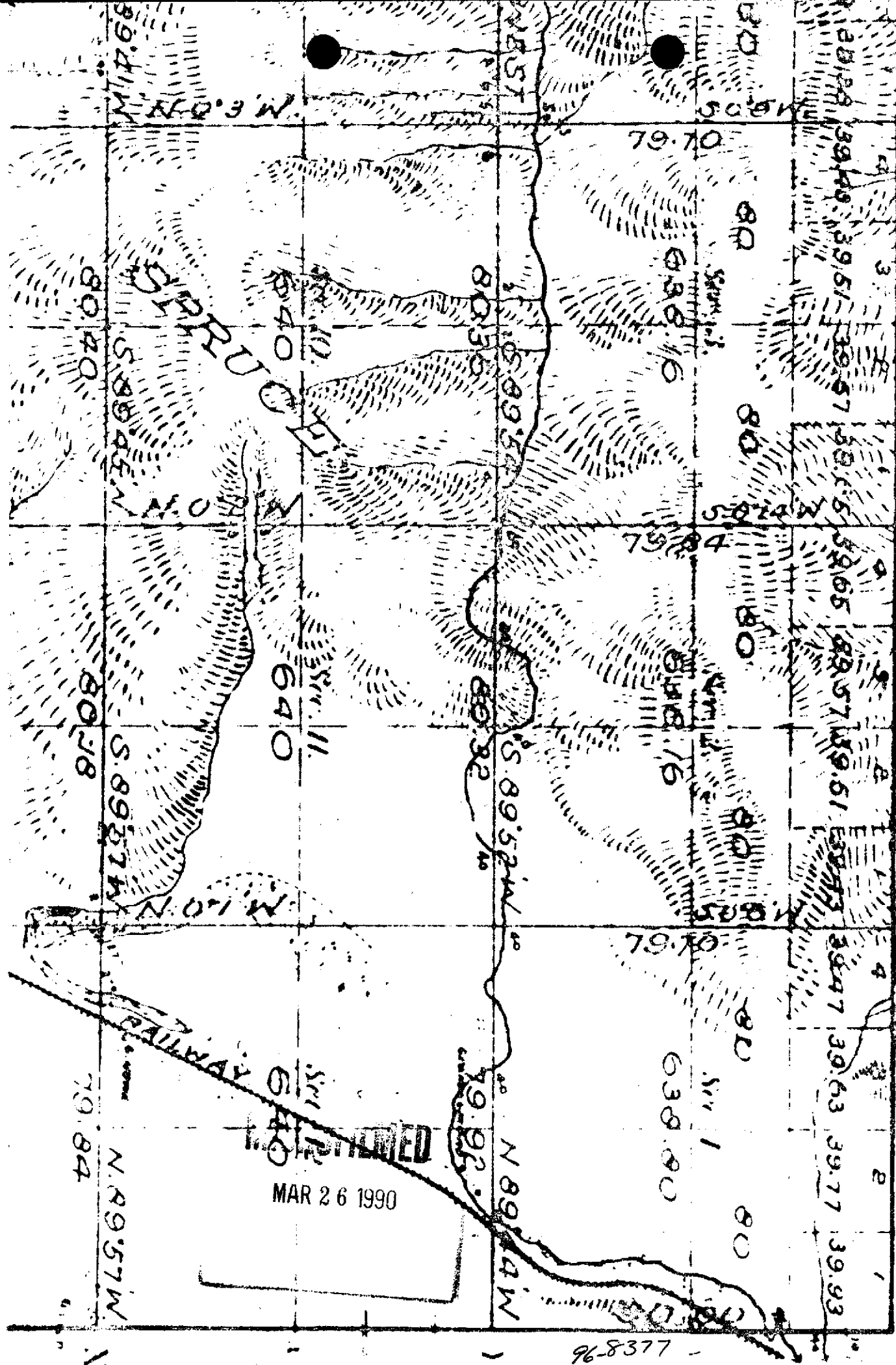
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

UNRECORDED

MAR 26 1990



TWP. 58N RGE. 2W SEC. 2 MAP # C-6 MAP SCALE _____
DATE OF EXAM 7/23/87 PERMIT # 96-8377





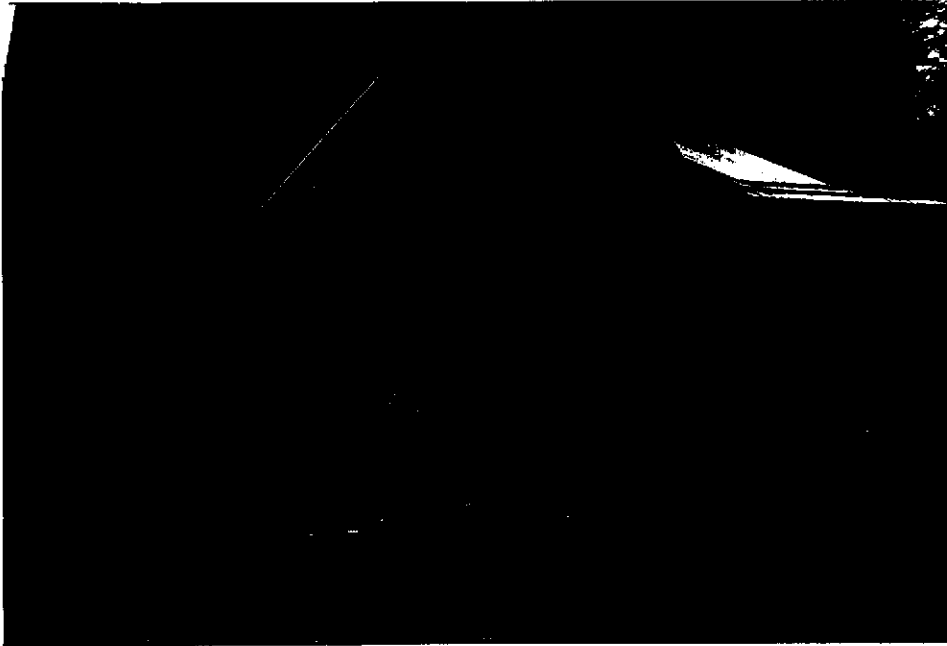
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 96-8377

DATE

INITIALS



REFILMED
MAR 26 1990

4/86

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Sent to S.O. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EXAMINATION FEE INFORMATION

RECEIVED

JUL 2 1986

no incl. of

Department of Water Resources

1. Permit No. 96 - 8377

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: JEFFREY T VITAMANTI

3. Post Office Address: 102 E Pacific St Id 83864

Telephone No. 263-7834

4. Source of Water: COLBYRN CREEK TRIBUTARY TO PAACK RIVER

5. Extent of Use:
Domestic ☒ (No. of households) 1 Stockwater ☒ (No. and type of stock) 2 pigs, 4 cows, 15 chickens
Irrigation _____ (acres) Other/Remark _____

6. Total rate &/or volume for which proof is submitted 0.04 cfs _____ acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

10-1-84

8. Person to contact to accompany the department representative during the field examination:

JEFFREY T VITAMANTI
(Name)

COLBYRN IDAHO
(Address)

263 7834
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

6-25-86
Date

Jeffrey T Vitamanti
Signature of Permit Holder (and title, if appropriate)

MAR 26 1990

VITAMANT
102 E PACIFIC
SEPT Id 83864

STATE of IDAHO
DEPT of WATER RESOURCES
STATE HOUSE
BOISE Id 83720



RECEIVED

MAR 26 1990



RECEIVED

JUL 2 1986

STATE of ID. DEPT of WATER RESOURCES

Department of Water Resources

I DO NOT KNOW IF IT IS YOUR
DEPARTMENTS RESPONSIBILITY TO INSURE
THE QUALITY OF WATER, BUT WOULD
LIKE TO MAKE A COMPLAINT AGAINST
SWITZER SKI RESORT IN CONNECTION
WITH THE OUT BACK SKI LODGE.

FROM MY OBSERVATIONS OF THE
WAY THEY ARE TREATING THEIR SEWAGE
DISPOSAL, CONCERNS ME. IT IS LEACHING
OUT ON THE GROUND FROM WHICH
SPRINGS CARRY THE WASTE INTO THE
COLBURN CREEK DRAINAGE, A TRIBUTARY
TO THE PAACK RIVER.

IF IT IS NOT YOUR RESPONSIBILITY
TO INSURE THE QUALITY OF WATER
IN THE STATE OF IDAHO I WOULD
LIKE THIS INFORMATION PAST ON TO
SOME ONE WHO IS. OR SEND ME
INFORMATION SO I CAN HAVE SOMEONE
INVESTIGATE THIS MATTER FURTHER
THANK YOU

Jeffrey T. Utamano

Original
Forwarded
to John B. [unclear]
for response
[unclear]
JUL 20 1986



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720

96-8377
VITAMANTI, JEFFREY T.
102 E. PACIFIC ST.
SANDPOINT, ID 83864

138175

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

MAR 26 1990

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

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MAR 26 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JANUARY 29, 1986

JEFFREY VITAMANTI
102 E. PACIFIC
SANDPOINT ID 83864

RE: Permit No. 96-8377

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

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MAR 26 1990

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has consented development to the extent shown below of Permit No. 96-8377.

Name(s) of Permit Holder: Jeffrey Vitamanti

Post Office Address: 102 E. Pacific

Sandpoint, Idaho 83864 Tel. No. 263-7834

Source of Water: Colburn Creek

Extent of Use: ☒ Domestic 1 (number of households)
☒ Stockwater 4 cows 10 chicks 2 pigs (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

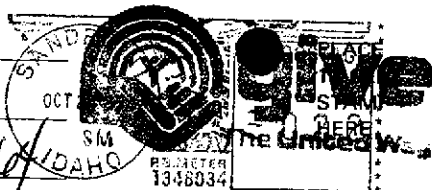
10/22/85
Date

Jeffrey T Vitamanti
Signature of Permit Holder

Vitaman

102 E. Pacific

Sandpoint, Idaho 1386



RECEIVED

OCT 28 1985



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138342

VITAMANTI, JEFFREY T.
102 E. PACIFIC ST.
SANDPOINT, ID 83864

PROOF DUE NOTICE

AUGUST 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-8377 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

November 1, 1984

RE: Permit No. 96-8377

Jeffrey T. Vitamanti
102 E. Pacific
Sandpoint, ID 83864

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is the statement of beneficial use postcard that must be submitted when your project is completed.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

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State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

October 4, 1984

RE: Application for Permit No. 96-8377

Jeffrey T. Vitamanti
102 E. Pacific
Sandpoint, ID 83864

Dear Mr. Vitamanti:

We have received your application for permit from our regional office in Coeur d'Alene for final review and processing. We find that the application is in good order and ready for final action but that it has had so many corrections made on it that it is hard to read. Therefore, we have prepared a duplicate application for your signature. This will allow for a more readable copy of your water right permit, when approved.

In order for you to proof-read this application, we have enclosed a copy of your original application. If all is in order, please sign the typed application on the bottom of the third page and return it to this office for final action.

If we do not receive the typed application from you on or before October 30, 1984, we will assume you don't wish to have a "neater" water right and will recommend final action on your original application. If you have any questions regarding this matter, please feel free to contact me.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:kw
Enclosures

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KK

APPLICATION NUMBER: 96-8377

CHECK:

- ☐ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT:

SEND COPIES TO:

- ☐ Idaho State Health Department.
☒ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

11/23/83

PROCESSING:

- ☐ Yes ☐ No
☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: _____

- ☐ Yes ☐ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12-13-83
☒ Application published correctly. If not, record action taken: ok
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.

- ☐ Yes ☒ No

Measuring device required.

- ☐ Yes ☒ No

Access port required.

- ☐ Yes ☒ No

Will water be delivered by watermaster? If yes, what district? _____

11/10/83

Date of priority recommended.

Special conditions of approval or cover letter. _____

04 right of way.

Applicant's spouse represented applicant at the conference and initialed the changes made at the conference.

*file copy
destroyed
kw*

By: BDF

Date: 10-1-84

STATE OFFICE REVIEW:

L16

04

- ☐ See attached sheet for more information.

By: kw

Date: 10-18-84

RECEIVED
OCT 02 1984

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Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

In the matter of application for }
permit no. 96-8377 in the }
name of Jeffery T. Vitamanti. }

Withdrawal of Protest

We hereby withdraw our protest against application for permit no. 96-8377 since the storage of 20 acre feet has been removed from the application and the rate of diversion has been reduced at the conference held in Sandpoint, Idaho on September 27, 1984

Signed at Sandpoint this 27th day of September, 1984

Barclay Cozart

Walter Koshi

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Name: Jeffrey T. Vitamanti
File: 96-8377
Place: Dept. of Emp. Conf. Rm., 1123 Lake St., Sandpoint, Id.
Date: Thursday, September 27, 1984

ROSTER OF ATTENDANCE

Name	Address	Representing
Diana Vitamanti	40102 E. Pacific Sandpoint, Id. 83864	Applicant
Johnnie Zinkoff	Box 4 Colburn, Idaho 83865	
Paul Cozart	Box 64 Colburn Idaho 83865	
Walter Koski	Box 4 Colburn Idaho 83865	

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SENDER: Complete items 1, 2, 3, and 4. Add your address in the "RETURN TO" space on reverse.	
(CONSULT POSTMASTER FOR FEES) 1. The following service is requested (check one). ☒ Show to whom and date delivered ☐ Show to whom, date, and address of delivery ☐ RESTRICTED DELIVERY (The restricted delivery fee is charged in addition to the return receipt fee.) 2. TOTAL \$ _____	
3. ARTICLE ADDRESSED TO: MR. J. T. VITAMANT 102 E. RECIFIC SANDPOINT, ID.	
4. TYPE OF SERVICE: ☐ EXPRESS MAIL ☒ CERTIFIED ☐ REGISTERED ☐ INSURED ARTICLE NUMBER 13869	
(Always obtain signature of addressee or agent) I have received the article described above. ☐ Addressee ☐ Authorized agent SIGNATURE <i>Carmel Malone</i> 5. DATE OF DELIVERY <i>9-8-84</i> 6. ADDRESSEE'S ADDRESS (Only if requested) 7a. EMPLOYEE'S INITIALS	
7. UNABLE TO DELIVER BECAUSE:	

PS Form 3811, July 1982

RETURN RECEIPT

SENDER: Complete items 1, 2, 3, and 4. Add your address in the "RETURN TO" space on reverse.	
(CONSULT POSTMASTER FOR FEES) 1. The following service is requested (check one). ☐ Show to whom and date delivered ☐ Show to whom, date, and address of delivery ☐ RESTRICTED DELIVERY (The restricted delivery fee is charged in addition to the return receipt fee.) 2. TOTAL \$ _____	
3. ARTICLE ADDRESSED TO: Department of Water Resources Northern District Office 808 N. COLBYAN, ID.	
4. TYPE OF SERVICE: ☐ EXPRESS MAIL ☐ CERTIFIED ☐ REGISTERED ☐ INSURED ARTICLE NUMBER 13869	
(Always obtain signature of addressee or agent) I have received the article described above. ☐ Addressee ☐ Authorized agent SIGNATURE <i>John S. [illegible]</i> 5. DATE OF DELIVERY 6. ADDRESSEE'S ADDRESS (Only if requested) 7a. EMPLOYEE'S INITIALS	
7. UNABLE TO DELIVER BECAUSE:	

PS Form 3811, July 1982

RETURN RECEIPT

SENDER: Complete items 1, 2, 3, and 4. Add your address in the "RETURN TO" space on reverse.	
(CONSULT POSTMASTER FOR FEES) 1. The following service is requested (check one). ☐ Show to whom and date delivered ☐ Show to whom, date, and address of delivery ☐ RESTRICTED DELIVERY (The restricted delivery fee is charged in addition to the return receipt fee.) 2. TOTAL \$ _____	
3. ARTICLE ADDRESSED TO: Paul Costantini P.O. Box 64 Department of Water Resources Northern District Office COLBYAN, ID.	
4. TYPE OF SERVICE: ☐ EXPRESS MAIL ☐ CERTIFIED ☐ REGISTERED ☐ INSURED ARTICLE NUMBER 13868	
(Always obtain signature of addressee or agent) I have received the article described above. ☐ Addressee ☐ Authorized agent SIGNATURE <i>Robert [illegible]</i> 5. DATE OF DELIVERY 6. ADDRESSEE'S ADDRESS (Only if requested) 7a. EMPLOYEE'S INITIALS	
7. UNABLE TO DELIVER BECAUSE:	

PS Form 3811, July 1982

RETURN RECEIPT

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO

WATER RESOURCES
(Name of Sender)

4055 GOVT. WAY #9

(Street or P.O. Box)

COEUR D'ALENE, IDAHO 83814-9998

(City, State, and ZIP Code)

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO

WATER RESOURCES

(Name of Sender)

4055 GOVT. WAY #9

(Street or P.O. Box)

COEUR D'ALENE, IDAHO 83814-9998

(City, State, and ZIP Code)

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO

WATER RESOURCES

(Name of Sender)

4055 GOVT. WAY #9

(Street or P.O. Box)

COEUR D'ALENE, IDAHO 83814-9998

(City, State, and ZIP Code)

PS Form 3877, July 1978
ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAILNAME AND
ADDRESS
OF SENDERNORTH DISTRICT OFFICE
4055 GOVERNMENT WAY, SUITE #9
COEUR D' ALENE, ID 83814Indicate type of mail
☐ Registered
☐ Insured
☐ COD
☒ CertifiedI certify that we have
☐ Commercial Insurance
☐ A deductible clause of
\$Affix stamp here if issued as
certificate of mailing or for
additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

LINE	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S.D. FEE	S. H. FEE	REST. DEL. FEE REMARKS
1	13861	Lawrence B. Cook, Cook's Paradise Acres 826 10th Ave. Lewiston, Id. 83501	20c	75c				60c			86-7196
2	13862	Ms. Estalla Duell Rt. 1 Box 116A, Lenore, Id. 83541	"	"				"			
3	13863	Mr. Nick Chenoweth P.O. Box 1422, Orofino, Id. 83544	"	"				"			
4	13864	Mountain Lake Property Co. P. O. Box 2350, Coeur d'Alene, Id. 83814	"	"				"			98-7599
	13865	Mr. and Mrs. Arthur Briggs P. O. Box 82 Naples, Id. 83847	"	"				"			
6	13866	Mr. Jeffrey T. Vitamanti 102 E. Pacific Sandpoint, Id. 83864	"	"				"			96-8377
7	13867	Mr. and Mrs. Vernon Bailey P. O. Box 28 Colburn, Id. 83865	"	"				"			~~DID NOT SEND~~
8	13868	Mr. Paul Cozort P. O. Box 64, Colburn, Id. 83865	"	"				"			sent 9/12/84
9	13869	Mr. Walter Koski Box 4 Colburn, Id. 83865	"	"				"			sent 9/12/84
10	13873	Mr. F. L. Poirier, Jr. Poirier Ranch & Tree Farm Blanchard, Id. 83804	"	"				"			96-7017B
11	13870	The Bonner Co. P.O. Box 135, Blanchard, Id. 83804	"	"				"			
12	13871	Mr. and Mrs. Harold Rusho Blanchard, Id. 83804	"	"				"			
13	13872	Mr. Douglas Yergens Blanchard, Id. 83804	"	"				"			
14											
15											

TOTAL NUMBER OF
PIECES LISTED BY
SENDER

Twelve

TOTAL NUMBER OF
PIECES RECEIVED
AT POST OFFICE

12

POSTMASTER, PER (Name of receiving employee)

R. Gillispy

The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

* U.S. GOVERNMENT PRINTING OFFICE: 1978 270-037

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL)
OF APPLICATION FOR PERMIT NO. 96-8377)
IN THE NAME OF JEFFREY T. VITAMANTI.)

NOTICE OF HEARING
AND/OR CONFERENCE

On October 28, 1983, Jeffrey T. Vitamanti of Sandpoint, Idaho, filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. The Department received protests against approval of said application from Paul Cozort on November 29, 1983; from Walter Koski and Vernon and Betty Bailey on December 5, 1983.

The Department has set the matter of protest for hearing for Thursday, September 27, 1984, at 2:00 p.m. in the Department of Employment Conference Room (First Floor), 1123 Lake Street, Sandpoint, Idaho. The hearing will be held in accordance with Chapter 2, Title 42 of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Dated this 7th day of September, 1984.



ROBERT G. HAYNES, P.E.
Regional Supervisor

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CONFERENCE AND HEARING INFORMATION

IN THE MATTER OF APPROVAL OF AN APPLICATION FOR PERMIT

In accordance with Idaho Code, Section 42-203, the following issues are involved in the consideration of the application and protest(s):

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

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be submitted to the parties and the parties may be afforded an opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by Idaho Code, Section 42-1701A.

The parties by written stipulation may waive their right to a proposed

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decision, however, the failure of either party to waive a proposed decision will not prejudice the Director's review of a party's evidence and arguments.

However, such a waiver will shorten the decision-making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 42-1701A is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to Rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the district court.

Under the provisions of Idaho Code, Sections 42-1701A and 67-5215, any court review of the Department's decision on appeal shall be confined to the record created before the Department.

Failure to appear at the time and place set for hearing by the applicant or protestant(s) may allow the Department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 7, 1984

Mr. Lee Sickman
Dept. of Employment
1123 Lake St.
Sandpoint, Id. 83864

Re: 96-8372

Dear Mr. Sickman:

This is to confirm reservations made for the conference room in your building to be used by the Idaho Dept. of Water Resources for a hearing to be held on September 27, 1984, at 2 p.m. and lasting to 5 p.m.

If you have any questions, please contact this office.

Sincerely,

Patricia M. Stypa
Secretary - O/C

MICROFILMED

Calhoun, Ida
Dec. 23, 1983

Dear Sir,

In regards to water permit
96-8377, we will agree
to the lesser amount of
2/10th A.F. of water.

Vernon + Betty Bailey
Box 26
Calhoun, Ida.
83865

RECEIVED

DEC 27 1983

Department of Water Resources
Northern District Office

MICROFILMED

Department of Water Resources-
RE: 96-8377 water rights permit

CONTACT OF PROTESTANTS DIRECTLY HAS
BEEN MADE. THE NATURE OF THE
PROTEST WAS QUANTITIES OF
DOMESTIC & STOCK WATER STORAGE

IT HAS VERBALLY BEEN AGREED
UPON .02 AF INSTEAD OF 20.0 AF
WHICH WAS ERROR ON OUR PART
WHEN WE FILED.

WE HAVE CONTACTED THE
INVOLVED PARTIES TO WRITE
TO THE DEPT. OF WATER RESOURCES
WITH APPROVAL.

RECEIVED

DEC 23 1983

Department of Water Resources-
Northern District Office

MICROFILMED

Jeffrey T Vitamanti
102 E. PACIFIC
SAND POINT ID
83864

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

December 13, 1983

Mr. Jeffrey T. Vitamanti
102 E. Pacific
Sandpoint, Id. 83864

RE: 96-8377

Dear Mr. Vitamanti:

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

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

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

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

Enclosure

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

December 13, 1983

Mr. and Mrs. Vernon Bailey
Box 28
Colburn, Id. 83865

RE: 96-8377

Dear Mr. and Mrs. Bailey:

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

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

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Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

MICROFILMED

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S
N o r t h e r n R e g i o n

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

December 13, 1983

Mr. Walter Koski
Box 4
Colburn, Id. 83865

RE: 96-8377

Dear Mr. Koski:

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

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

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3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

December 13, 1983

Mr. Paul Cozort
P.O. Box 64
Colburn, Id. 83865

RE: 96-8377

Dear Mr. Cozort:

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

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

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2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

MICROFILMED

Calhoun, Ida
Dec 3 1983

Dear Sir,

In reference to water
Permit # 96-8377, we
feel living downstream
from Jeffery Vitamanti,
that during the dry
season the stream will
not allow the flow
that he is requesting.

We do protest his
application.

Vernon & Betty Bailey
Dec 28

Calhoun, Ida

83865

RECEIVED

DEC 5 1983

Department of Water Resources
Northern District Office

MICROFILMED

Box 4
Colburn, Idaho
December 1, 1983

Mr. Ken Dunn
Director, Department of Water Resources
4055 Gov't Way
Coeur d'Alene, Idaho 83814

Dear Mr. Dunn,

This letter concerns Jeffrey T. Vitamanti's application for water rights to Colburn Creek, application no. 96-8377.

I don't feel there is enough water in Colburn Creek to support any additional use of water.

Last year was one of the wettest years since I have been here (1960) and the creek just about dried up.

In 1973 half of the creek was diverted from the original creek bed and since then we have been short of water when it gets dry.

I don't know how Mr. Vitamanti proposes to store the 20 AF of water but this soil does not hold water and if he diverts water to a pond which is above us there would be absolutely no water below Mr. Vitamanti's property. We have already had that problem before.

Please consider this when you make your decision on this application.

Very truly yours,

Walter Koski

Walter Koski
Box 4
Colburn, Idaho 83865

RECEIVED
DEC 5 1983

Department of Water Resources
Northern District Office

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

96-8377

VITAMANTI, JEFFREY T.
102 E. PACIFIC ST., SAND-
POINT, ID 83864
Source: COLBURN CREEK
trib. to PACK RIVER
Date Filed: 10/28/1983
Diversion Pt: SWSE Sec 02 T
58N R 02W
Use: STOCKWATER (0.02
CFS)
STOCKWATER STORAGE
(20.0 AF)
DOMESTIC (0.04 CFS)
DOMESTIC STORAGE (20.0
AF)
DOMESTIC FROM
STORAGE (0.04 CFS)
DIVERSION TO STORAGE
(0.20 CFS)
In: SESE Sec 02 T 58N R 02W
The permit(s) will be sub-
ject to all prior water rights.
Protests must be filed with
the Director, Dept. of Water
Resources, 4055 Gov't. Way

Paul Cozort
P.O. Box 64
Colburn, Id.
83865

Dept. of Water Resources
4055 Gov't. Way
Couer D'Alene, Id.

Mr. Director,

I am protesting the application for water rights on Colburn Creek by Jeffery T. Vitamanti. I have irrigation rights on Colburn Creek and there isn't enough water in the summer to take any out.

Mr. Vitamanti installed water lines and sprinkler system two years ago from water on Colburn Creek.

Paul Cozort

Paul Cozort

RECEIVED

NOV 10 1983

MICROFILMED

Department of Water Resources
Northern District Office

96-8377

VITAMANTI, JEFFREY T.

102 E. PACIFIC ST., SANDPOINT, ID 83864

Source: COLBURN CREEK trib. to PACK RIVER

Date Filed: 10/28/1983

Diversion Pt: SWSE Sec 02 T 58N R 02W

Use: STOCKWATER	(0.02 CFS)
STOCKWATER STORAGE	(20.0 AF)
DOMESTIC	(0.04 CFS)
DOMESTIC STORAGE	(20.0 AF)
DOMESTIC FROM STORAGE	(0.04 CFS)
DIVERSION TO STORAGE	(0.20 CFS)

In: SESE Sec 02 T 58N R 02W

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: Oct 31, 1983

Re: _____

Dear Jeffrey Vitamont:

This office is in receipt of your Application for a Permit and Check No. 9227 in the amount of \$ 30.00 and we are returning same to you because the application cannot be formally receipted until the following information is ~~provided~~ approved by you.

- ☐ Item 1. Complete name and address.
- ☐ Item 2. Source of water and named body of water to which it is tributary.
- ☐ Item 3. Legal description of Point of Diversion(s).
- ☒ Item 4. Amount of water diverted in cubic feet per second or amount of water stored in acre feet, Nature of Use to which the water is to be put and the period of the year during which the water will be used.
- ☒ Item 5a. Total diversion rate in c.f.s.
- ☒ Item 5b. Total volume of stored water in A.F.
- ☐ Item 6. Description of diversion works.
- ☐ Item 7. Time required for completion of system and full use of the water.
- ☐ Item 8a1. Legal description of place of use other than irrigation.
- ☐ Item 8a4. Number of homes.
- ☐ Item 8b. Legal description of irrigated acreage.
- ☐ Item 9a, 9b or 9c. Ownership of land.
- ☐ Item 11. Map.
- ☐ Signature _____
- ☐ Fee \$ _____
- ☐ Other _____

RECEIVED
NOV 10 1983

Department of Water Resources
Northern District Office

Please note that your Application has been initialed and dated as being received on 11/1/83. If the requested information is provided within 30 days of the date of this letter, your date of priority will be maintained.

Instructions for completing an Application for Permit are included for your information. If you desire assistance, please feel free to contact this office.

Sincerely,

Tom D. King
TOM D. KING

Senior Water Resource Agent

TDK/pms

Enc. - Application
Check
Instructions

Approved
by Jeffrey Vitamont

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: Oct 31, 1983

Re: _____

Dear Jeffrey Vitamanti:

This office is in receipt of your Application for a Permit and Check No. 92-27 in the amount of \$ 302 and we are returning same to you because the application cannot be formally receipted until the following information is ~~provided~~ approved by you.

- ☐ Item 1. Complete name and address.
- ☐ Item 2. Source of water and named body of water to which it is tributary.
- ☐ Item 3. Legal description of Point of Diversion(s).
- ☒ Item 4. Amount of water diverted in cubic feet per second or amount of water stored in acre feet, Nature of Use to which the water is to be put and the period of the year during which the water will be used.
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- ☒ Item 5b. Total volume of stored water in A.F.
- ☐ Item 6. Description of diversion works.
- ☐ Item 7. Time required for completion of system and full use of the water.
- ☐ Item 8a1. Legal description of place of use other than irrigation.
- ☐ Item 8a4. Number of homes.
- ☐ Item 8b. Legal description of irrigated acreage.
- ☐ Item 9a, 9b or 9c. Ownership of land.
- ☐ Item 11. Map.
- ☐ Signature
- ☐ Fee \$ _____
- ☐ Other _____

Please note that your Application has been initialed and dated as being received on / / . If the requested information is provided within 30 days of the date of this letter, your date of priority will be maintained.

Instructions for completing an Application for Permit are included for your information. If you desire assistance, please feel free to contact this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Application
Check
Instructions

MICROFILMED



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Date: Sept. 9, 1983

Re: _____

Dear Jeffrey Vitman:

This office is in receipt of your Application for a Permit and Check No. _____ in the amount of \$ 2 and we are returning same to you because the application cannot be formally ^{Accepted} received until the following information is provided:

- ___ Item 1. Complete name and address.
- ___ Item 2. Source of water and named body of water to which it is tributary.
- ☒ Item 3. Legal description of Point of Diversion(s).
- ___ Item 4. Amount of water diverted in cubic feet per second or amount of water stored in acre feet, Nature of Use to which the water is to be put and the period of the year during which the water will be used.
- ___ Item 5a. Total diversion rate in c.f.s.
- ___ Item 5b. Total volume of stored water in A.F.
- ___ Item 6. Description of diversion works.
- ___ Item 7. Time required for completion of system and full use of the water.
- ___ Item 8a1. Legal description of place of use other than irrigation.
- ___ Item 8a4. Number of homes.
- ___ Item 8b. Legal description of irrigated acreage.
- ___ Item 9a, 9b or 9c. Ownership of land.
- ☒ Item 11. Map.
- ___ Signature
- ___ Fee \$ 30.00
- ___ Other

Item #3 shows Point of diversion within SE SE; Item #11 shows SW SE

Please note that your Application has been initialed and dated as being received on 11. If the requested information is provided within 30 days of the date of this letter, your date of priority will be maintained.

~~Instructions for completing an Application for Permit are included for your information.~~
If you desire assistance, please feel free to contact this office.

Sincerely,

Tom D. King
TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Application
Check
Instructions

MICROFILMED