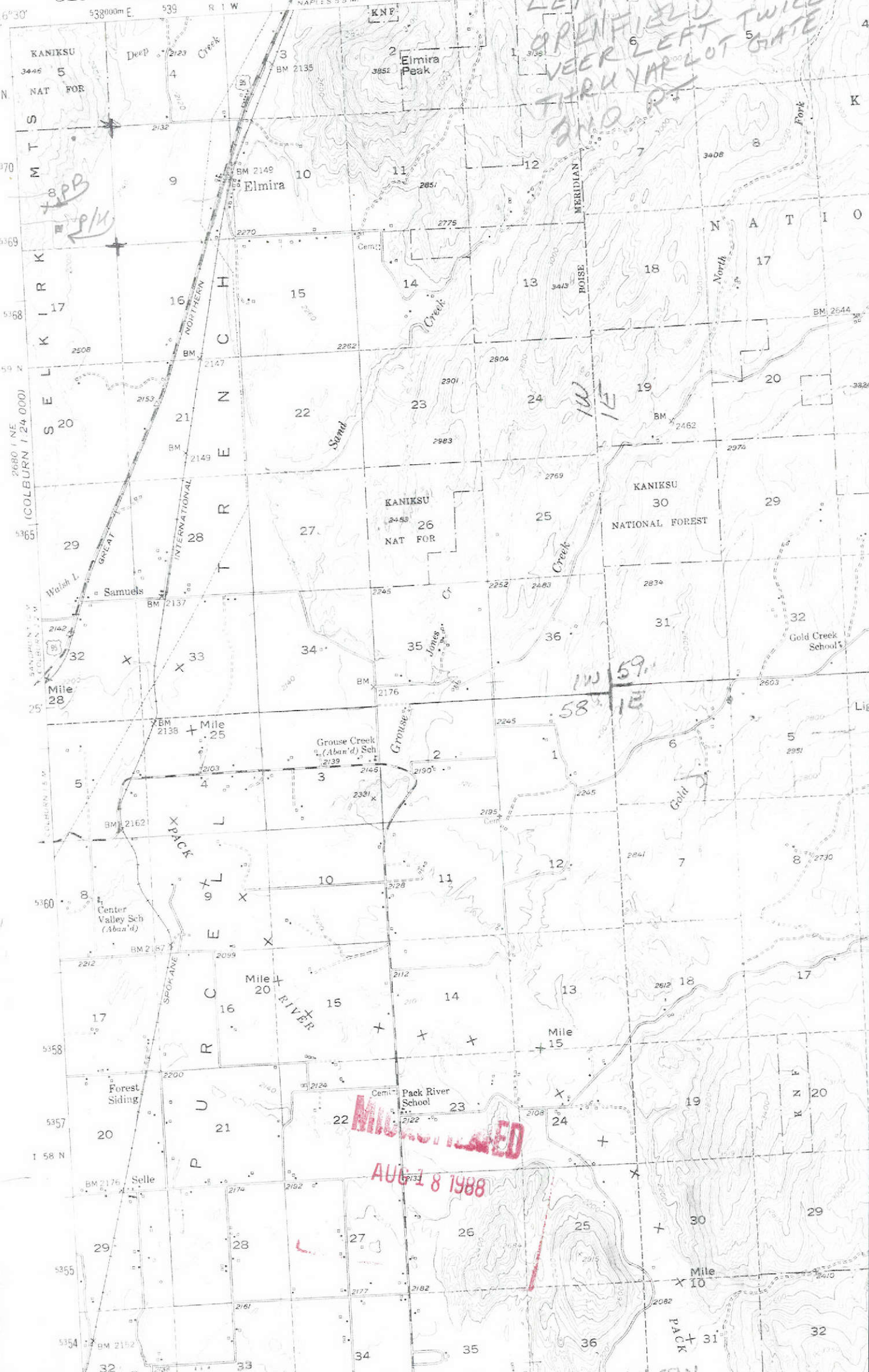


96-8363

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

2781 III SW
(NAPLES 1:24 000)

EMIRA TE
June DAY RD LEFT
WHITE MT RANCH
LEFT AROUND PAST
OPEN FIELD
VEER LEFT TWICE
THRU VALLEY GATE
AND RT



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08363

Priority: August 24, 1983 Amount: 0.04 CFS 1.2 AFA

This is to certify, that WENDY L. SMITH
803 YOUNG ST.

COEUR D ALENE, ID 83814 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated August 24, 1983, and
has submitted proof to the Department of Water Resources on October 19, 1983, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRING tributary to SINKS

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 8, Township 59N, Range 01W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

59N 01W 8 SWSE

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 19th
day of July, 1988.

Director

RECEIVED

AUG 18 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Wendy L. Smith Phone 208-667-1453
Post office address 803 YOUNG COEUR D'ALENE, Idaho, 83814
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 59N
Range 1W 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 _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

- 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. 2" pipe to 1500 gal storage tank then to place of use

- 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: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 8 Township 59N
Range 1W 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 _____

(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: _____

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

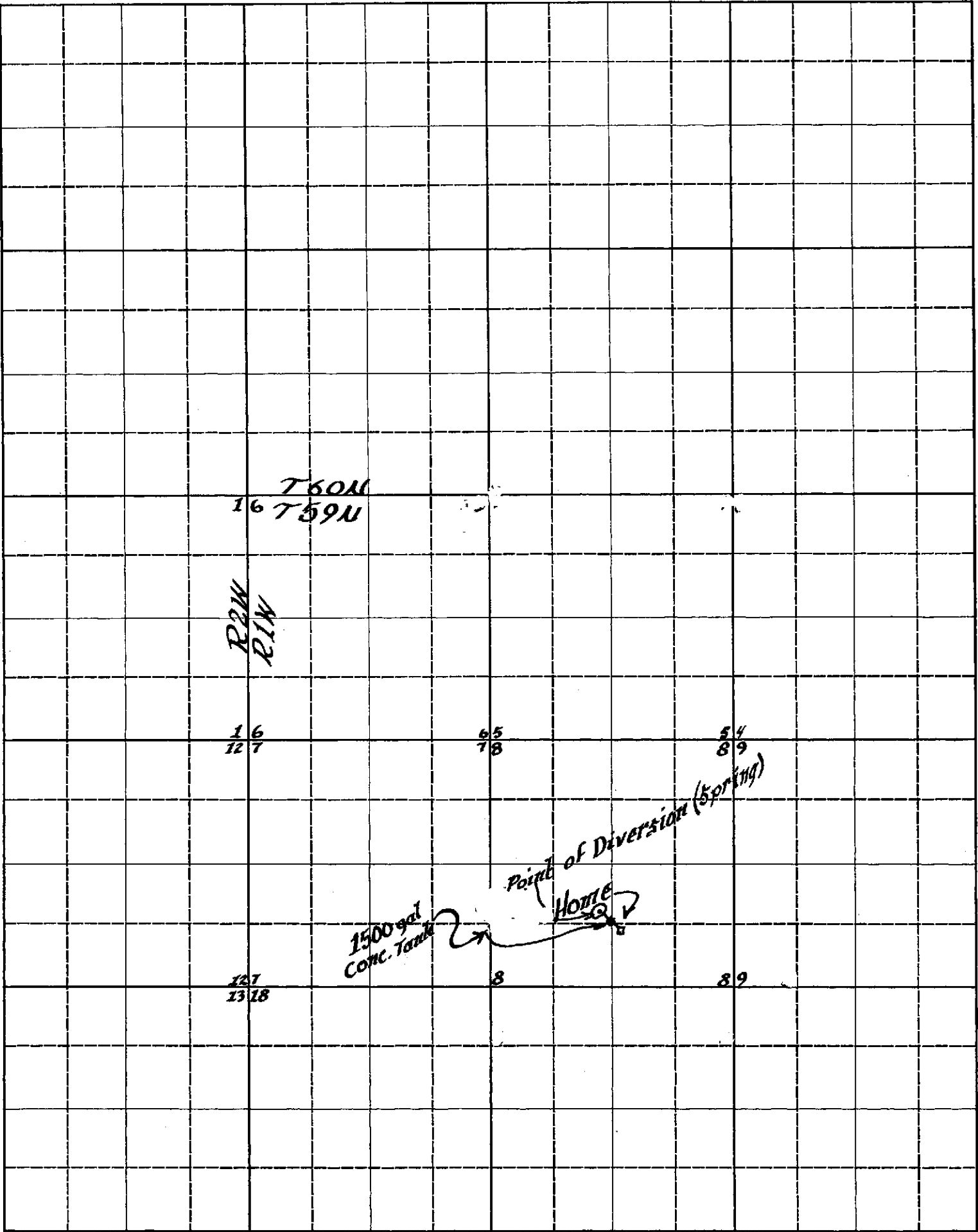
9. a. Who owns the property at the point of diversion *BLM*

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

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

10. Remarks I HAVE CONTACTED BLM (DAVID FORSTER)
IN REGARDS TO THIS APPLICATION - THEY
HAVE ADVISED ME TO APPLY FOR THE WATER
PERMIT. WE ARE IN THE PROCESS OF
APPLYING FOR A RIGHT OF WAY.

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.

x Wendy L. Smith
(Applicant)

~~Proposed Priority~~ 8/24/83

Received by mm Date 8/24/83 Time 2:50 AM.

Preliminary check by KK Fee \$ 30.00

Received by mm Date 8/24/83 (31310)

Publication prepared by mm Date 9/1/83

Published in Sanjour

Publication dates 9/7+14/83 11/23+11/30/83

Publication approved mm Date 10/1/83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RAH 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. 96-8363, 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 February 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 3rd day of January, 1984.

A. Glen Saxton
Chief, Operations Bureau

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 _____

RK
pm
12/14/83

NOTICE OF CORRECTION
NOTICE IS HEREBY
GIVEN that Application for
Permit No. 96-8363 in the
name of Wendy L. Smith was
advertised incorrectly on 9/7
and 9/14, 1983.

The Diversion Pt. was incor-
rectly advertised as the
NESE Sec. 07 T59N R01W;
whereas, correctly it should
be the NESW Sec. 08 T59N
R01W.

Protests to the above-
referenced correction 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 in the Sandpoint
Bee on 11/23 and 11/30, 1983.
Dept. of Water Resources

legal notice
as it was published in the regular and entire issue
of the said paper for a period of 2 consecu-
tive weeks, commencing on 23 day of
11, 1983 and ending on the 30 day of 11
19 83 and that said notice was published in said
newspaper.

Pete Thompson

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

Allen M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

DEC 15 1983

Department of Water Resources
Coeur d'Alene, Idaho

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN that Application for Permit No. 96-8363
in the name of Wendy L. Smith
was advertised incorrectly on 9/7 and 9/14, 1983.

The Diversion Pt. was incorrectly advertised as the NESE Sec. 07
T59N R01W; whereas, correctly it should be the NESW Sec. 08 T59N
R01W.

Protests to the above-referenced correction 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 in the Sandpoint Bee on
11/23 and 11/30, 1983.

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 7 day of 9, 1983 and ending on the 14 day of 9, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 3 day of 10, 1983.

Chel M. 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:

96-8363

SMITH, WENDY L.
803 YOUNG ST., COEUR
D'ALENE, ID 83814
Source: SPRING trib. to
SINKS

Priority Date: 08/24/1983

Diversion Pt: NESE Sec 07 T
59N R 01W

Use: DOMESTIC (0.04 CFS)

In: SWSE Sec 08 T 59N R
01W

The permit(s) will be subject 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 SEPTEMBER 26, 1983.

KEN DUNN, Dir.

Published 9/7 & 9/14/83.

Dept. of Water Resources

RECEIVED
OCT 7 1983

Department of Water Resources
Northern District Office

MICROFILMED

July 19, 1988

WENDY L. SMITH
803 YOUNG ST.
COEUR D ALENE, ID 83814

RE: PERMIT NO. 96-08363

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

MICROFILMED

AUG 18 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

AUG 26 1985

96-8363
Permit No.

Department of Water Resources

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

one line 0.04

- b) Volume Calculations for Irrigation:

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

- c) Volume Calculations for Other Uses:

one line 1.2

2. Overlap Review

- a) Other water rights with same place of use: none

- b) Other water rights with same point of diversion: none

- c) Analysis:

RECEIVED

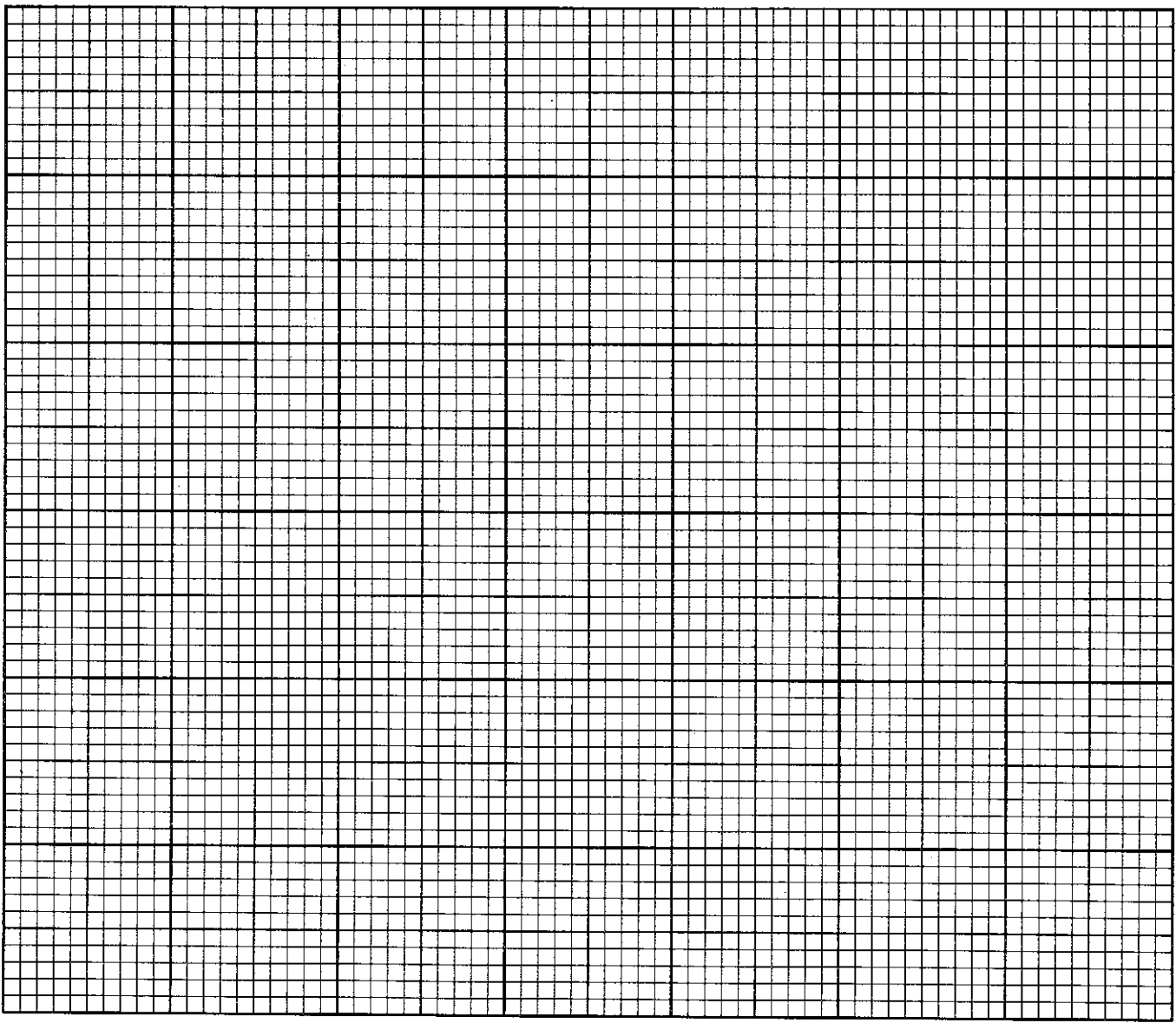
AUG 18 1988

1

- Date _____

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks PHOTO DID NOT DEVELOP

15. 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

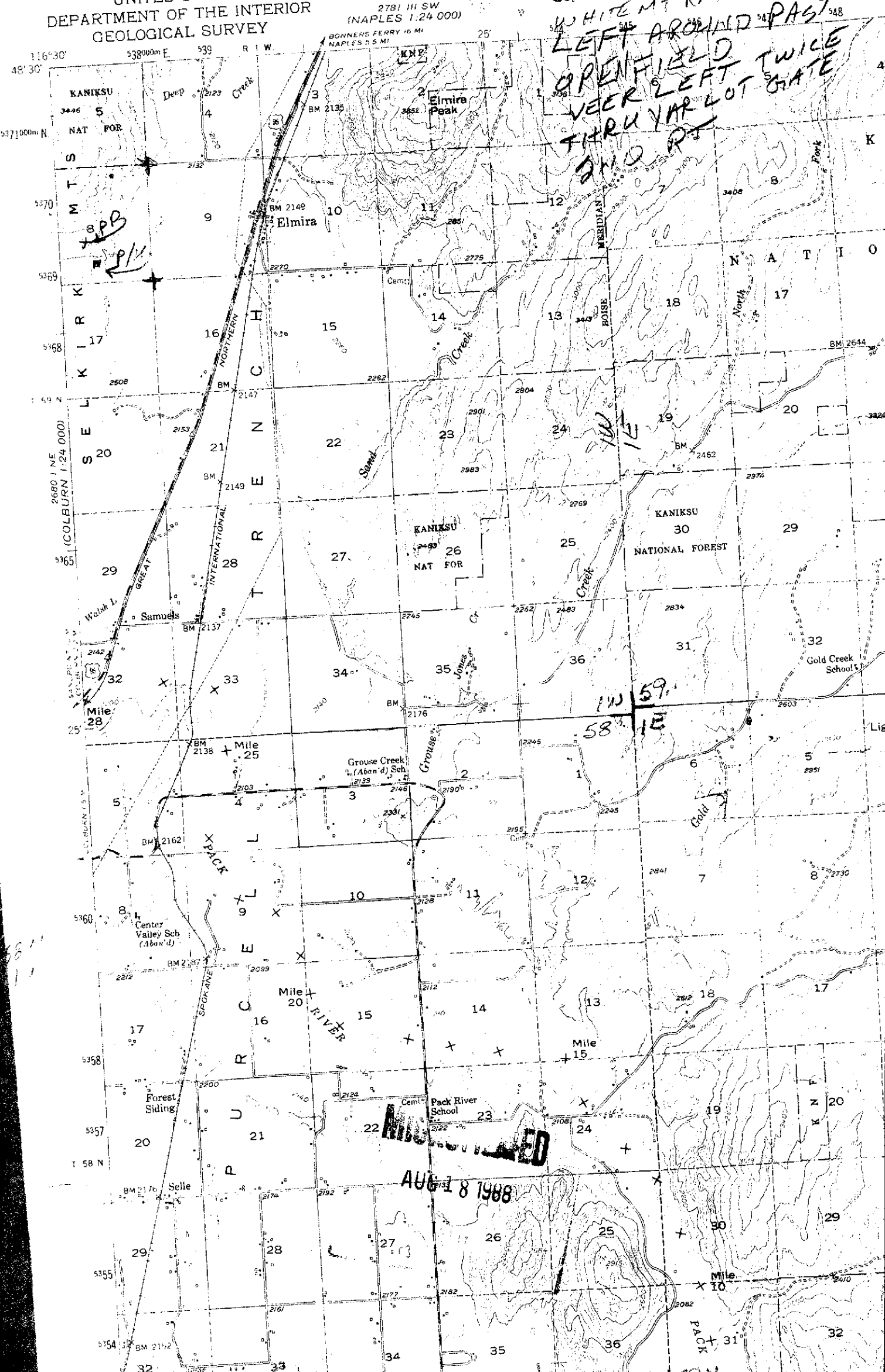
16. Examiner's/Consultant's Signature [Signature] Date 6/26/85
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date AUG 18 1988 CONSULTANT SEAL

96-8363

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

EMIRATE
June DAY RD LEFT
WHITE MT RANCH
LEFT AROUND PAST
OPEN FIELD TWICE
VEER LEFT LOT GATE
THRU YARD RT
END



AUG 18 1988

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

FEBRUARY 16, 1984

WENDY L. SMITH
803 YOUNG
COEUR D ALENE ID 83814

RE: Permit No. 96-8363

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 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

AUG 18 1988

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 96-8363.

Name(s) of Permit Holder: Wendy L. Smith

Post Office Address: 803 Young Coeur d'Alene, Id. 83814

Tel. No. 667-1453

Source of Water: Spring

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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.

8/24/83

Date

Wendy L. Smith
 Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

RECEIVED

RECEIVED

OCT 19 1983



Department of Water Resources
Northern District Office

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SMITH, WENDY L.
803 YOUNG ST.
COEUR D'ALENE, ID 83814

JANUARY 17, 1984

RE: PERMIT NO. 96-8363

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.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

RECEIVED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KK

APPLICATION NUMBER: 96-8363

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: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 9/26/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/17/83
☒ Application published correctly. If not, record action taken: _____
☒ 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? _____
☒ 8/24/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: Ryft Date: 10/17/83

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: Lay Date: 12-29-83

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

96-8363-

SMITH, WENDY L.

803 YOUNG ST., COEUR D ALENE, ID 83814

Source: SPRING trib. to SINKS

Priority Date: 08/24/1983

Diversion Pt: ^{NE5W} NESE Sec ~~08~~ T 59N R 01W

Use: DOMESTIC (0.04 CFS)

In: SNSE Sec 08 T 59N R 01W

*See
11/11/83*

UNRECORDED

INTER-DEPARTMENT MEMO — 1

FROM *Kay Ueberer*

TO *Tom King*

SUBJECT *96-83603*

DATE *10/27/83*

*P/u appears to me to be within the
SWSW, not SWSE. What do you
think?*

772-7837

RECORDED

Kay

SIGNATURE



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

9/1/83

Bureau of Land Management
1808 North 3rd
Coeur d'Alene, Id. 83814

Re: 96-8363

Gentlemen:

Enclosed is a recent filing with this Department that may be of
interest to you.

Sincerely,

/s/

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Appln.

MICROFILMED