

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, newspaper 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 20 day of 7, 1983 and ending on the 27 day of 7, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 3 day

of 8, 1983

Pete Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHT

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

JOHNSON, DAVID &/or DONNA
P.O. BOX 99, COCOLALLA, ID 83813
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SENW Sec 03 T 55N R 02W
Use: STOCKWATER (0.02 CFS)
COMMERCIAL (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SENW Sec 03 T 55N R 02W

MICROFILMED

96-8300
KASSERBAUM, JOSEPH S.
9940 COLBURN - CULVER RD., SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: SENE Sec 10 T 58N R 01W
Use: IRRIGATION (0.10 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 10 T 58N R 01W FOR 5 ACRES

96-8299
MESTERMAN, ALFRED &/or RUBY
RT. 1 BOX 35, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NWSE Sec 02 T 56N R 03W
Use: IRRIGATION (0.05 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSE Sec 02 T 56N R 02W FOR 2 ACRES

JOHNSON, GLEN R. &/or CAROLE
HCR 68 BOX 293, COCOLALLA, ID 83813
Source: BUTLER CREEK trib. to COCOLALLA LAKE
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W
Use: IRRIGATION (0.09 CFS)
STOCKWATER (0.02 CFS)
In: NWSW Sec 17 T 55N R 02W FOR 3 ACRES

96-8301
JOHNSON, GLEN R. &/or CAROLE
HCR 68 BOX 293, COCOLALLA, ID 83813
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W
Use: IRRIGATION (0.09 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 17 T 55N R 02W FOR 3 ACRES

96-8302
TENNEY, HERBER C.
RT. 1 BOX 277A, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SWNW Sec 21 T 56N R 02W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.18 CFS)
In: SWNW Sec 21 T 56N R 02W

96-8303
WAHLEN, JANNA
P.O. BOX 1270, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to SMITHS CREEK
Date Filed: 06/30/1983
Diversion Pt: SWSE Sec 21 T 57N R 03W
Use: DOMESTIC (0.05 CFS)
In: SWSE Sec 21 T 57N R 03W

96-8304
GIBSON, THOMAS &/or TRACY

P.O. BOX 1906, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to WESMOND CREEK SPRING trib. to WESMOND CREEK
Date Filed: 06/29/1983
Diversion Pt: SWNW Sec 04 T 55N R 02W
Use: IRRIGATION (0.20 CFS)
IRRIGATION STORAGE (2.0 AF)
IRRIGATION FROM STORAGE (2.0 AF)
In: SWNW Sec 04 T 55N R 02W FOR 15 ACRES

96-8305
SLATER, DONALD L. &/or JACQULYN
4725 BALDY MT. RD., SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to TURNIPSEED CREEK
Date Filed: 06/28/1983
Diversion Pt: SWNE Sec 18 T 57N R 02W
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
RECREATION STORAGE (2.0 AF)
In: SWNE Sec 18 T 57N R 02W FOR 2 ACRES

96-8306
BASTIAN, CAROLYN W.
LAKEVIEW LANDING, BAYVIEW, ID 83803
Source: SOUTH GOLD CREEK trib. to PEND OREILLE LAKE
Date Filed: 06/30/1983
Diversion Pt: NWSE Sec 03 T 53N R 01W
Use: DOMESTIC (0.08 CFS)
In: NWSE Sec 03 T 53N R 01W

96-8307
BASTIAN, CAROLYN W.
LAKEVIEW LANDING, BAYVIEW, ID 83803
Source: NORTH GOLD CREEK trib. to PEND OREILLE LAKE
Date Filed: 06/30/1983
Diversion Pt: SWNE Sec 03 T 53N R 01W
Use: DOMESTIC (0.08 CFS)
In: SWNE Sec 03 T 53N R 01W

96-8309
KEARNEY, MELVIN C.
P.O. BOX 443, SAGLE, ID 83860
Source: SPRING trib. to SINKS
Date Filed: 06/30/1983
Diversion Pt: NWSE Sec 06 T 55N R 01W
Use: DOMESTIC (0.0045 CFS)
In: NWSE Sec 06 T 55N R 01W

96-8310
RAMEY, EMERY H.
P.O. BOX 67, COLBURN, ID 83865
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NWNW Sec 05 T 58N R 01W
Use: DOMESTIC (0.02 CFS)
In: NWNW Sec 05 T 58N R 01W

96-8311
LANCASTER, LARRY
7302 ADAMS ST., PARAMOUNT, CA 90723
Source: PEND OREILLE RIVER trib. to COLUMBIA RIVER
Date Filed: 06/30/1983
Diversion Pt: LOT 07 Sec 04 T 56N R 03W
Use: IRRIGATION (0.03 CFS)
In: SWSE Sec 04 T 56N R 03W FOR 1 ACRES

96-8312
RICHARDSON, DAVID A. &/or RACHEL C.
STAR RT. BOX 104, HOPE, ID 83836
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NENW Sec 21 T 57N R 01E
Use: IRRIGATION (0.03 CFS)
DOMESTIC (0.20 CFS)
In: NENW Sec 21 T 57N R 01E FOR 1 ACRES

96-8313
SHELLENBERGER, JOSEPH E.
RT. 1 BOX 232-A, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: SWSW Sec 13 T 56N R 03W
Use: IRRIGATION (0.12 CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 13 T 56N R 03W FOR 4 ACRES

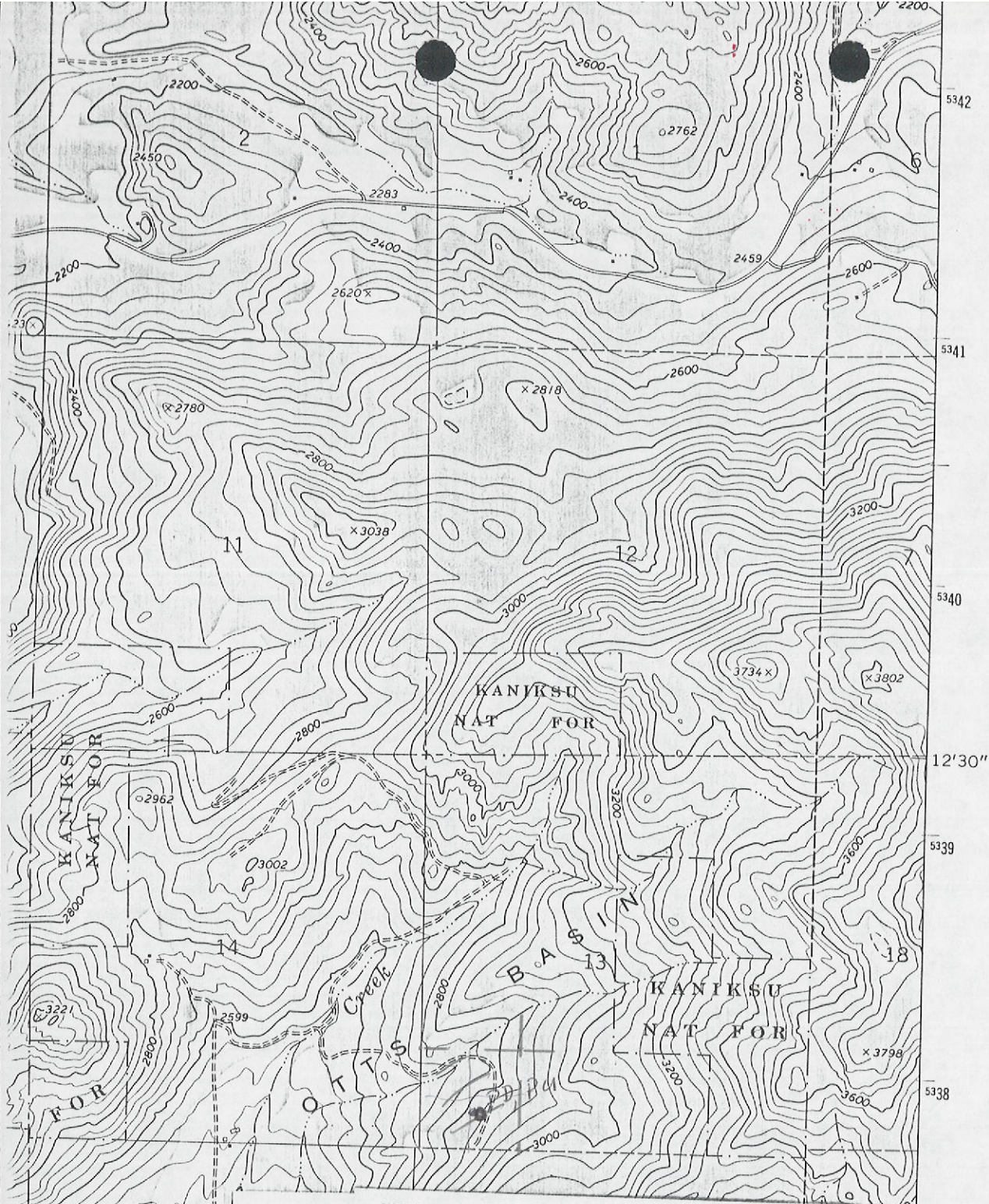
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before AUGUST 8, 1983.

KENDUNN, D

Published 7/20 & 7/27/83



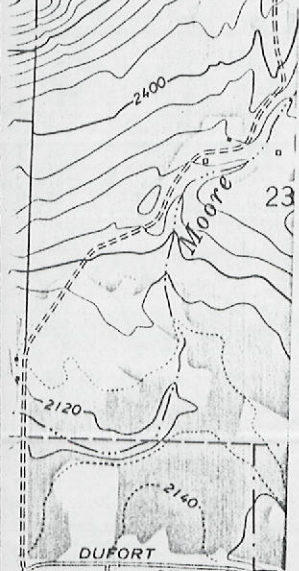
FILED
OCT 02 1991



SHELLENBERGER MAP:30 QUAD:D5
PD: T56N, R3W, SEC. 13, SESWSV
PU:
SOURCE: GROUNDWATER

PERMIT #96-08313
GL:
ACRES:
TRIBUTARY

NOT REFILED
OCT 02 1991



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8313
Name(s) of Permit Holder(s): JOSEPH E. SHELLENBERGER
Post Office Address: RT. 1 BOX 232A
SAGE ID. 83860 Tel. No. —

☒ I hereby certify that construction of diversion works for the above referenced permit began on 6-15-83 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason.

12-20-83
Date

Joseph E. Shellenberger
Signature of Permit Holder

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08313

Priority: June 30, 1983

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 2.1 AF

This is to certify, that JOSEPH E. SHELLENBERGER
3500 OTT BASIN RD.

SAGLE ID 83860

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 30, 1983; and has submitted Proof of Beneficial Use on October 11, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from a GROUNDWATER 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	0.02 CFS	1.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.04 CFS	2.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 13, Township 56N, Range 03W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
56N 03W 13	SWSW 0.5			0.5

Total number of acres irrigated: 0.5

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 af per acre for the lands above.

RECORDED

OCT 02 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08313

CONDITIONS/REMARKS:

6. Domestic use is for 1 home.

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 17TH
day of SEPTEMBER, 1991.

Acting for *R. Keith Higginson*
R. Keith Higginson, Director

MICROFILMED

OCT 02 1991

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 Joseph E Shellenberger Phone _____

Post office address Rt 1 Box 232-A, Sagle, Id. 83860

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is SE SW SW of Section 13 Township 56N

Range 3W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.12 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.16 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipeline

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 48 inches; proposed depth of well is 15 feet.

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

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE SW SW of Section 13 Township 56N
Range 3W 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: _____

06/11/2000

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	
56N	34	13											4						4

Total number of acres to be irrigated 4

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

Permit # 96-8314

9. a. Who owns the property at the point of diversion App

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

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

10. Remarks

Sec 13
T56N
R3W

T.P.D.
4/4

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.

Joseph E. Shell
(Applicant)

Received by JK Date 6-30-83 Time Noon
 Preliminary check by LB Fee \$ 50.00
 Receipted by R Date (28550) 6/30/83
 Publication prepared by KK Date 7-11-83
 Published in Sandpoint Bee
 Publication dates 7/26 & 7/27 /83
 Publication approved JK Date 10/4/83
 Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by AK 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. 96-8313, 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 88.
- 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: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

This right when combined with Right 96-8314 shall not exceed 0.02 cfs/acre nor more than 3.5 acre feet/acre per annum.

Witness my hand this 19 day of November, 1983.

David R. Tuttle
 Acting 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, newspaper 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 20 day of 7, 1983 and ending on the 27 day of 7, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 3 day

of 8, 1983

Paul M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHTS

The following application(s) have been filed with the appropriate authority of the State of Idaho:

JOHNSON, DAVID & DONNA
P.O. BOX 99, COCOLALLA, ID 83813
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W
Use: STOCKWATER (0.02 CFS)
COMMERCIAL
DOMESTIC
In: SENW Sec 17 T 55N R 02W

96-8300
KASPERAUM, JOSEPH S.
222 COLBURN, CULVER RD., SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SENW Sec 10 T 56N R 01W
Use: IRRIGATION (0.10 CFS)
DOMESTIC (0.04 CFS)
In: SENW Sec 10 T 56N R 01W FOR 5 ACRES
96-8301
WESTERMAN, ALFRED
1 BOX 35, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W FOR 3 ACRES
96-8302
TENNEY, HERBER C.
RT. 1 BOX 277A, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SWNW Sec 21 T 56N R 02W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.18 CFS)
In: SWNW Sec 21 T 56N R 02W
96-8303
WAHLEN, JANNA
P.O. BOX 1270, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to SMITHS CREEK
Date Filed: 06/30/1983
Diversion Pt: SWSE Sec 21 T 57N R 03W
Use: DOMESTIC (0.05 CFS)
In: SWSE Sec 21 T 57N R 03W
96-8304
GIBSON, THOMAS &/or TRACY
P.O. BOX 1906, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to WESMOND CREEK SPRING trib. to WESMOND CREEK
Date Filed: 06/29/1983
Diversion Pt: SWNW Sec 04 T 55N R 02W
Use: IRRIGATION (0.20 CFS)
IRRIGATION STORAGE (2.0 AF)
IRRIGATION FROM STORAGE (2.0 AF)
In: SWNW Sec 04 T 55N R 02W FOR 15 ACRES
96-8305
SLATER, DONALD L. &/or JACQUelyn
475 BALDY MT. RD., SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to TURNPIKE CREEK
Date Filed: 06/28/1983
Diversion Pt: SWNE Sec 18 T 57N R 02W
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
IRRIGATION STORAGE (2.0 AF)
In: SWNE Sec 18 T 57N R 02W FOR 2 ACRES

JOHNSON, GLEN R. &/or CAROLE
HCR 68 BOX 293, COCOLALLA, ID 83813
Source: BUTLER CREEK trib. to COCOLALLA LAKE
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W
Use: IRRIGATION (0.09 CFS)
STOCKWATER (0.02 CFS)
In: NWSW Sec 17 T 55N R 02W FOR 3 ACRES
96-8301

JOHNSON, GLEN R. &/or CAROLE
HCR 68 BOX 293, COCOLALLA, ID 83813
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWSW Sec 17 T 55N R 02W
Use: IRRIGATION (0.09 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 17 T 55N R 02W FOR 3 ACRES
96-8302

TENNEY, HERBER C.
RT. 1 BOX 277A, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SWNW Sec 21 T 56N R 02W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.18 CFS)
In: SWNW Sec 21 T 56N R 02W
96-8303

WAHLEN, JANNA
P.O. BOX 1270, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to SMITHS CREEK
Date Filed: 06/30/1983
Diversion Pt: SWSE Sec 21 T 57N R 03W
Use: DOMESTIC (0.05 CFS)
In: SWSE Sec 21 T 57N R 03W
96-8304

GIBSON, THOMAS &/or TRACY

P.O. BOX 1906, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to WESMOND CREEK SPRING trib. to WESMOND CREEK
Date Filed: 06/29/1983
Diversion Pt: SWNW Sec 04 T 55N R 02W
Use: IRRIGATION (0.20 CFS)
IRRIGATION STORAGE (2.0 AF)
IRRIGATION FROM STORAGE (2.0 AF)
In: SWNW Sec 04 T 55N R 02W FOR 15 ACRES
96-8305

SLATER, DONALD L. &/or JACQUelyn
475 BALDY MT. RD., SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to TURNPIKE CREEK
Date Filed: 06/28/1983
Diversion Pt: SWNE Sec 18 T 57N R 02W
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
IRRIGATION STORAGE (2.0 AF)
In: SWNE Sec 18 T 57N R 02W FOR 2 ACRES

96-8306
BASTIAN, CAROLYN W.
LAKEVIEW LANDING, BAYVIEW, ID 83803
Source: SOUTH GOLD CREEK trib. to PEND OREILLE LAKE
Date Filed: 06/30/1983
Diversion Pt: NWSE Sec 03 T 53N R 01W
Use: DOMESTIC (0.08 CFS)
In: NWSE Sec 03 T 53N R 01W
96-8307

BASTIAN, CAROLYN W.
LAKEVIEW LANDING, BAYVIEW, ID 83803
Source: NORTH GOLD CREEK trib. to PEND OREILLE LAKE
Date Filed: 06/30/1983
Diversion Pt: SWNE Sec 03 T 53N R 01W
Use: DOMESTIC (0.08 CFS)
In: SWNE Sec 03 T 53N R 01W
96-8309

KEARNEY, MELVIN C.
P.O. BOX 443, SAGLE, ID 83860
Source: SPRING trib. to SINKS
Date Filed: 06/30/1983
Diversion Pt: NWSE Sec 06 T 55N R 01W
Use: DOMESTIC (0.0045 CFS)
In: NWSE Sec 06 T 55N R 01W
96-8310

RAMEY, EMERY H.
P.O. BOX 67, COLBURN, ID 83865
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NWNW Sec 05 T 58N R 01W
Use: DOMESTIC (0.02 CFS)
In: NWNW Sec 05 T 58N R 01W
96-8311

LANCASTER, LARRY
7302 ADAMS ST., PARAMOUNT, CA 90723
Source: PEND OREILLE RIVER trib. to COLUMBIA RIVER
Date Filed: 06/30/1983
Diversion Pt: LOT 07 Sec 04 T 56N R 03W
Use: IRRIGATION (0.03 CFS)
In: SWSE Sec 04 T 56N R 03W FOR 1 ACRES
96-8312

RICHARDSON, DAVID A. &/or RACHEL C.
STAR RT. BOX 104, HOPE, ID 83836
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: NENW Sec 21 T 57N R 01E
Use: IRRIGATION (0.03 CFS)
DOMESTIC (0.20 CFS)
In: NENW Sec 21 T 57N R 01E FOR 1 ACRES
96-8313

SHELLENBERGER, JOSEPH E.
RT. 1 BOX 232-A, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/30/1983
Diversion Pt: SWSW Sec 13 T 56N R 03W
Use: IRRIGATION (0.12 CFS)
DOMESTIC (0.04 CFS)
In: SWSW Sec 13 T 56N R 03W FOR 4 ACRES

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 AUGUST 8, 1983.

KENDUNN, D

Published 7/20 & 7/27/83

MICROFILMED

September 19, 1991

JOSEPH E. SHELLENBERGER
3500 OTT BASIN RD.
SAGLE ID 83860

RE: WATER RIGHT NO. 96-08313

Dear Water Right 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:blm

Enclosure

MICROFILMED

OCT 02 1991

August 20, 1991

JOSEPH E. SHELLENBERGER
3500 OTT BASIN RD.
SAGLE, ID 83860

RE: WATER RIGHT NO. 96-08313

Dear Water Right 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,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

MAILED

OCT 02 1991

LICENSE REVIEW CHECKLIST

Permit No. 96-8313

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance

Order to reinstate needed? yes no ☒

Total cfs Limited by fee .04

Limited by capacity

Total volume Limited by flow

Chart checked for AF rate/ac 3.0

Capacity Actual measurement checked

Theoretical checked

If greater than permit, check for other rts

Source Changed? yes no ☒

If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒

More than one per 1/4? Remember remark

Check p/d overlap N/A

Uses Check irrigation period of use w/ chart ☒

P/U Verify with map ☒ permit ☒

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4

Description of non-irrig uses

Special overlap condition

Conditions -

Measuring device

W.Master control

Overlap 229

Water quality

Other

Dates/Misc. -

Water Dist

App Rec'd

Proof Rec'd

CHECK FOR ADJ. CLAIM

Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed ☒

Comments/Changes to Examiner's Recommendations:

RECEIVED

OCT 02 1994

License 10-day ☒ 30-day

Back of field report signed?

Reviewer [Signature] Date 8/19/91 Review time 5 min.

Check List
for
Beneficial Use Field Report

A. GENERAL INFORMATION

- ## B. OVERLAP REVIEW

- ### C. SYSTEM DESCRIPTION

- D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

- E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

- ### F. OPTIONAL

- ### G. VOLUME CALCULATIONS

Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

- ## H. REMARKS AND OVERLAP ANALYSES

All actual uses listed (Rule 5,1,2):
All unused, permitted uses listed (Rule 5,1,2):
Overlaps (Rule 5,1,4):
Return flows (Rule 5,1,5):
Conditions (Rule 5,1,6).

- ## I. RECOMMENDATIONS

1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity (Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14). Period of year (Rule 5,1,13)
2. Compare permit to exam for amendments (Rule 5,1,16)

- ## J. AUTHENTICATION

Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

Check with permit and well log for discrepancies

Signature

Date _____

1	2	9
---	---	---



FILED
OCT 02 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 28 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-8313

1. Owner: Joseph E Shellenberger Phone No. 263-4819
Current Address: 3500 Ott Basin Rd. Sagle, ID 83860

2. Accompanied by: _____ EXAM. DATE: 7/23/90

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

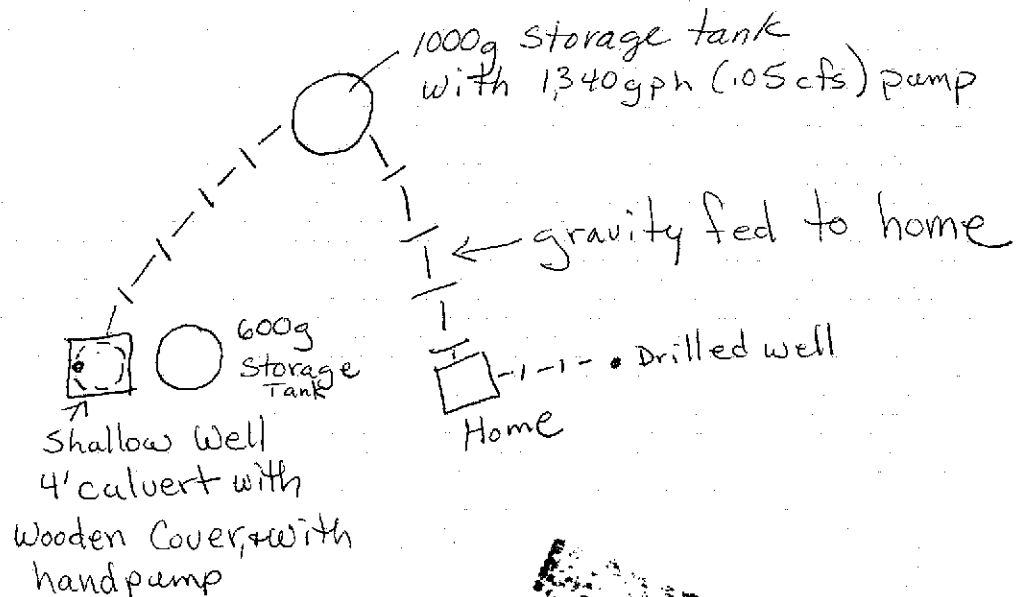
B. OVERLAP REVIEW

1. Other water rights with same place of use: Drilled well ~~is~~ has replaced drinking water use. ☐ 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



FILED
OCT 02 1991

Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

Shallow well with 4 foot culvert for casing. Water is transported to 1000 gallon storage tank by a Homelite 1340gph pump. From there, water is gravity fed to home for domestic use and irrigation of 1/2 acre lawn & Garden. There is also a 600g storage tank right next to the well that is filled for emergency use. The pump is at about 15 feet higher than the static water level.

☐ 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
	<i>Homelite</i>				<i>1340gph</i>

*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
		<i>SE</i>	<i>SW</i>	<i>SW</i>	<i>13</i>	<i>56 N</i>	<i>3W</i>	<i>Bonner</i>	<i>Map</i>

6. Place(s) of Use:

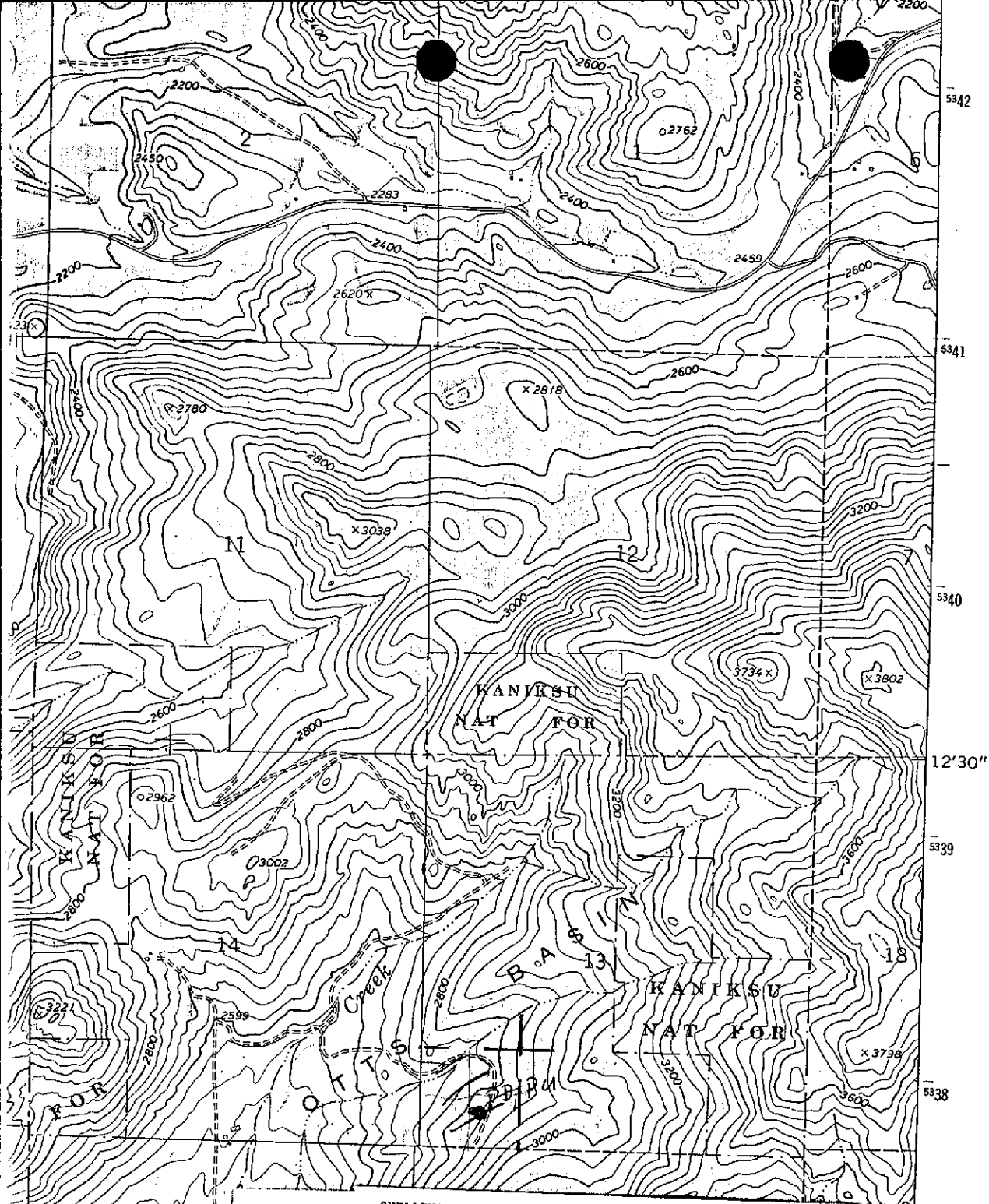
Indicate Method of Determination *Map*

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	
<i>56N</i>	<i>3W</i>	<i>13</i>											<i>D 1/2</i>						<i>1/2</i>

RECORDED

OCT 02 1991

Do not use this space



SHELLENBERGER MAP:30 QUAD:D5
 PD: T56N, R3W, SEC. 13, SESWSV
 PU:
 SOURCE: GROUNDWATER

PERMIT #96-08313
 GL:
 ACRES:
 TRIBUTARY

OCT 02 1991

Do not use this space

D. FLOW MEASUREMENTS

None

☐ 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:

$\frac{1340 \text{ gph}}{60 \text{ mph}} = 0.05 \text{ cfs capacity 1. Home } \cancel{\text{ZEG}}$

2. Alternate Method for Checking Purposes:

$448.8 \text{ gph cfs max for acreage irrigation is } 0.02 \text{ cfs } (\frac{1}{2} \text{ acre})$

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) $\div$ 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 Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{1}{2} \times 3.0 = 1.5 \text{ afa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.02 \times 245 \times 1.9835 = 9.72 \text{ afa}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.5 \text{ afa}$

2. Volume Calculations for Other Uses:

1 home ~~ZEG~~

OCT 02 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

WELL & HOLE LESS THAN 18' DEEP - TDK

Permit #08314 has lapsed, therefore, this permit can provide the entire 0.02 cfs for the 1/2 acre of irrigation. This is ~~not~~ only for Lawn & Garden Domestic is not for potable water.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.04	~~0.6~~
Irrigation	3-15	11-15	0.08	0.5
Totals:			0.04 cfs	2.7

2. Recommended Amendments

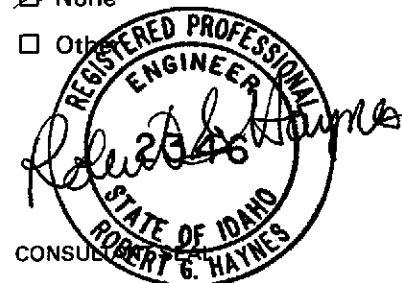
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name Theresa J Bright
 Signature Theresa J Bright
 Certification Date 4/16/90
 Field Report Preparation Date 7/23/90



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

RECEIVED

OCT 02 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 9, 1988

Mr. Joseph Shellenberger
3500 Ott Basin Rd.
Sagle, Id. 83860

Re: 96-8313

Dear Mr. Shellenberger:

Dear Permitholder:

We acknowledge receipt of your statement of completion of water development use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you prior to the time the examination is made so that you may demonstrate the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

RECORDED

JAN 11 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8313

Date: 11/4/88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
Y Groundwater
N 1. well log in file *See groundwater Protection sheet*
N/A 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	-
No. of days late	_____	=
Priority date	_____	+
NEW PRIORITY DATE	_____	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
OCT 11 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt \$ _____
Receipt by _____
Reviewed by JS
Sent to region _____

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 96-8313

Name(s) of Permit Holder: JOSEPH E. SHELLENBERGER

Post Office Address: 3500 OTT BASIN RD.

SAGE, ID. 83860 Telephone No. 263-4819

Source of Water: WELL, PUMP & PIPELINE

Extent of Use:

Domestic 1 (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.04 cfs _____ acre-foot

Show the date water was first diverted and beneficially used under this permit: APR. 1984

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No Fee enclosed \$ -0-
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

(Name) _____ (Telephone Number) _____

(Address) _____

The above information 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.

10-7-88
Date

Joseph E. Shellenberger
Signature of Permit Holder (and title, if appropriate)

NOTED
JAN 11 1989

To: File 96-8313

From: Groundwater Protection

Date: 11/3/88

Drilling Permit: X Not Applicable
 Found and in file
 Not Found

Well Drillers Report:

 Not found, due to reported age of well
probably not available
 Found and is in file
X Not found

Follow-up

 Request from permit holder the well
drillers report and/or the name of the
well driller, *and date drilled.*
 Ask permit holder when well was drilled
and notify holder of drilling permit
requirement if after July 01, 1987.

Well Less than 18' ??

Probably dug with backhoe

JB.

No action recommended

MICROFILMED

JAN 11 1989

138429
August 31, 1988

JOSEPH E. SHELLENBERGER
RT. 1 BOX 232-A
SAGLE, ID 83860

PROOF DUE NOTICE
RE: PERMIT NO. 96-08313

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 November 1, 1988. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JAN 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8313
Name(s) of Permit Holder(s): JOSEPH E. SHELLENBERGER
Post Office Address: RT. 1 BOX 232A
SAGE ID. 83860 Tel. No. —

- ☒ I hereby certify that construction of diversion works for the above referenced permit began on 6-15-83 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason.

12-20-83
Date

Joseph E. Shellenberger
Signature of Permit Holder

Shellenberger
Owl Haven Ranch
Route 1, Box 232A
Sagle, ID 83860

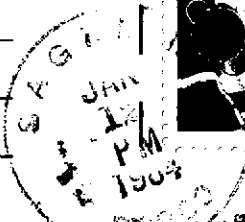
RECEIVED

JAN 16 1984



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



MICROFILMED

JAN 11 1989



S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SHELLENBERGER, JOSEPH E.
RT. 1 BOX 232-A
SAGLE, ID 83860

DECEMBER 06, 1983

RE: PERMIT NO. 96-8313

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.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

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

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AB

APPLICATION NUMBER: 96-8313

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.

Field check by: _____

Date: _____

Comments: _____

- ☐ 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.

*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.
☐ Yes ☒ No Final date for protests: 8/8/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/8/83
☒ 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? _____
☒ 6/30/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: [Signature] Date: 10/5/83

STATE OFFICE REVIEW:

217 26

- ☐ See attached sheet for more information.
By: [Signature] Date: 10/31/83

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

MICROFILMED

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

96-8313-

SHELLENBERGER, JOSEPH E.

RT. 1 BOX 232-A, SAGLE, ID 83860

Source: GROUNDWATER

Date Filed: 06/30/1983

Diversion Pt: SWSW Sec 13 T 56N R 03W

Use: IRRIGATION	(0.12 CFS)
DOMESTIC	(0.04 CFS)

In: SWSW Sec 13 T 56N R 03W FOR 4 ACRES

MICROFILMED