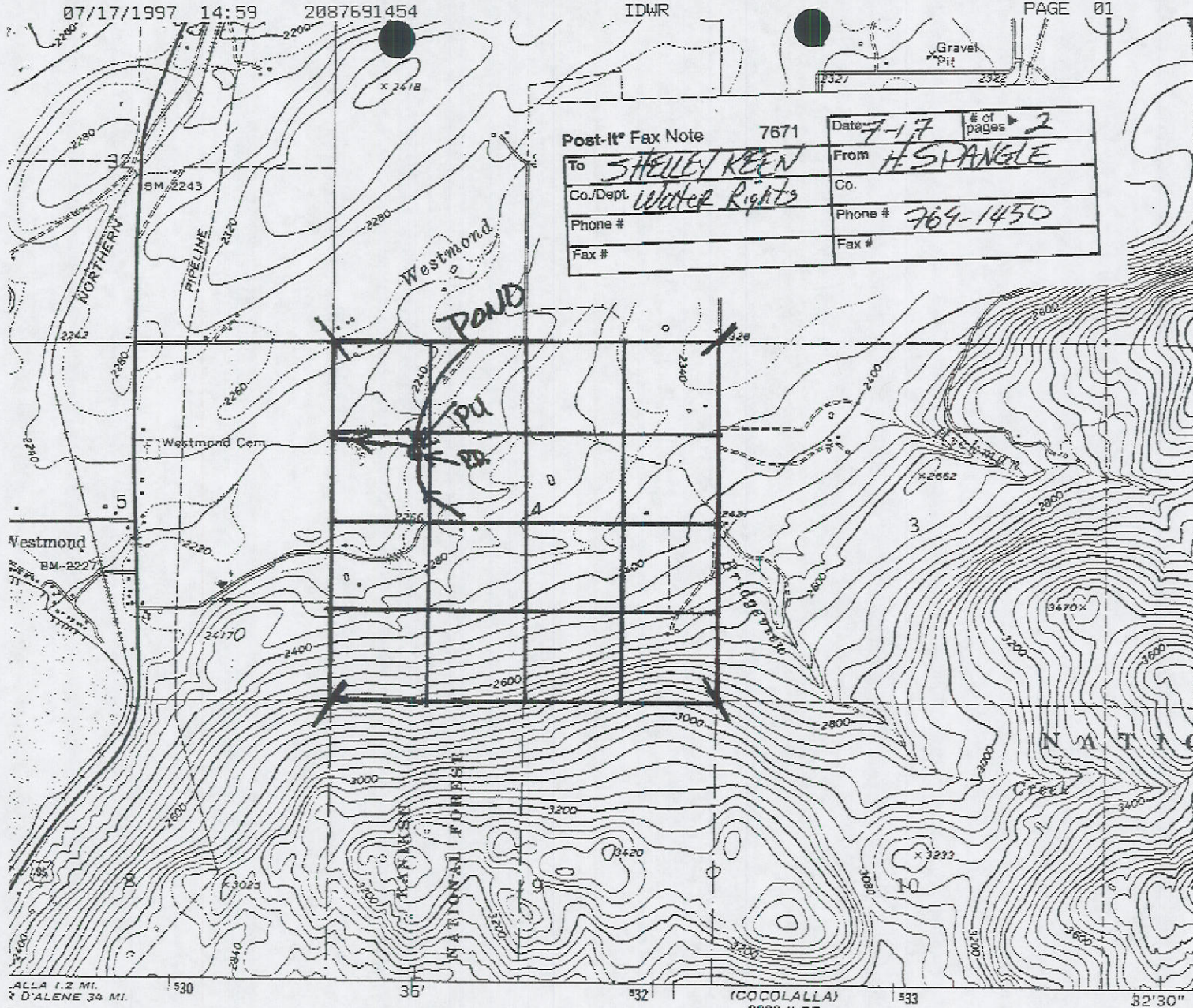


Post-It® Fax Note

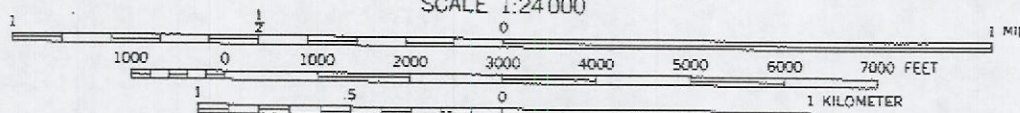
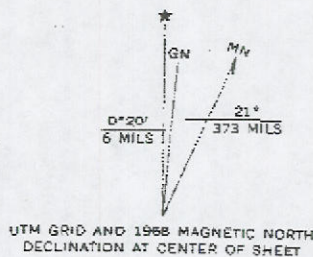
7671

Date	7-17	# of pages	2
To	SHELLEY KEEN		
Co./Dept.	Water Rights		
Phone #	764-1450		
Fax #			



ALLA 1.2 MI.
D'ALENE 34 MI.
Geological Survey

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68
SC&GS
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rid ticks,
lines



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL
SOUNDINGS IN FEET—DATUM IS LAKE ELEVATION 2048 FEET

THIS MAP COMPLIES WITH NATIONAL MAP ACTUARY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, BOSTON, COLORADO 80225, OR WASHINGTON, D.C. 202
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

96-08304
T.55N. R. 02W., Sec. 4

MICROFILMED

SEP 16 1997

22 33

54



PROFILMED

SEP 16 1997

96-08304

T.55N., R.02W., Sec.4

54

89

GIBSON, THOMAS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

TO GRA



Wildlife Storage



Wildlife Storage



SEP 16 1997

96-08304

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08304

Priority: December 26, 1983

Maximum Storage Volume:

0.1 AF

This is to certify, that MARGARET A TERRILL
WILLIAM R TERRILL

7382 WESTMUND RD
SAGLE ID 83860

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 29, 1963; and has submitted Proof of Beneficial Use on April 30, 1990. An examination indicates that the works have a storage capacity of 0.100 af of water from:

UNNAMED STREAMS

tributary to WESMOND CREEK

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>
WILDLIFE STORAGE	01/01 to 12/31		0.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 4, Township 55N, Range 02W
BONNER County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

55N 02W 4

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
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.
4. This right authorizes an annual volume of water to fill the storage facility and the amount required to replace losses through evaporation and seepage.
5. Two points of diversion located in the SWNW, S4, T55N, R2W.

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, 1997.

Acting for

KARL J. OREHER, Director

SEP 16 1997

RECEIVED

JUL 01 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMIT

Department of Water Resources

I, Thomas &/or Tracey Gibson, hereby assign to William R. and Margaret A. Terrill
of, 7382 Westmund Rd. Sagle Idaho 208 265-5170
(Full Address) 83860 (Phone)

All my right, title, and interest in and to Permit No. 96-8304 to
appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
Permit No. _____ to appropriate the public waters of the State of
Idaho. (Describe portion of the permit assigned listing the number of acres in each 40 acre
subdivision, point of diversion location, and the amount of water in cubic feet per second.)

Made this 17 day of June, 1997.

Thomas Gibson
Permit Holder

State of Idaho

County of BONNER) ss

On this 20th day of June, 1997, personally appeared before me the signer(s) of the
above instrument, who duly acknowledged to me that he (she) (they) executed the same.

seal

Dynne Burns
Notary Public residing at
Sandpoint ID

My commission expires: 3/12/2003

RECORDED

SEP 16 1997



First American Title Company

AFTER RECORDING, MAIL TO GRANTEE.
FATCO #97184/28679

505178

WARRANTY DEED

FILED BY
First American Title
1997 JUN 13 P 3:39

MARIE SCOTT
BONNER COUNTY RECORDER
H. Quisley DEPUTY

For Value Received,

DAVID R. WALL and LAURIE WALL, husband and wife,

the grantors, do hereby grant, bargain, sell, and convey unto

WILLIAM R. TERRILL and MARGARET A. TERRILL, husband and wife,

the grantees, whose current address is:

1005 Schweitzer Basin Rd., Sandpoint, ID, 83864

the following described premises, to-wit:

PARCEL I:

The North 495 feet of the Southwest Quarter of the Northwest Quarter of Section 4, Township 55 North, Range 2 West, Boise Meridian, Bonner County, Idaho;

TOGETHER WITH an easement for ingress, egress and utilities as granted by Warranty Deed, recorded February 28, 1985 under Instrument No. 266478;

LESS the East 264 feet thereof.

PARCEL II:

The East 264 feet of the North 495 feet of the Southwest Quarter of the Northwest Quarter in Section 4, Township 55 North, Range 2 West, Boise Meridian, Bonner County, Idaho;

PARCELS I AND II:

TOGETHER WITH an easement for ingress, egress and utilities 30 feet in width along existing road a distance of 300 feet at which point the easement continues in a straight line Northwesterly away from and to the West of existing road, trees and machine shed then continuous to the South boundary of subject property, as granted in Warranty Deed recorded February 28, 1985 as Instrument No. 266478, records of Bonner County, Idaho.

SUBJECT TO: 1997 General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, and provisions of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that they will warrant and defend the same from all claims whatsoever.

Dated: June 12, 1997

David R. Wall

DAVID R. WALL

Laurie Wall

LAURIE WALL

RECORDED
SEP 16 1997



First American Title Company

Page 2
Warranty Deed

STATE OF IDAHO

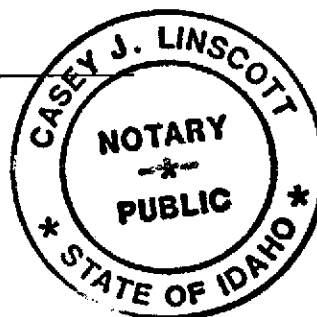
COUNTY OF BONNER

On This 13th day of June in the year 1997 before me, a Notary Public in and for said State, personally appeared DAVID R. WALL and LAURIE WALL, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public

Residing at Sagle

Commission Expires 12/1/01



RECORDED

SEP 18 1997

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-8304 IN THE
NAME OF THOMAS AND/OR TRACY GIBSON

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before November 1, 1989; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department has notified the permit holders that the permit lapsed for failure of the permit holders to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

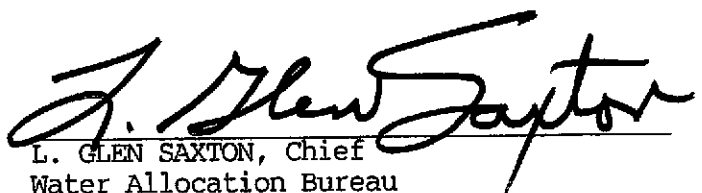
WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on April 30, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-8304 be REINSTATED and the priority advanced to December 26, 1983.

Dated this 27th day of July, 1990.

MICROFILMED

SEP 27 1990


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
JAN 15 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

\$35.00 For Office Use Only
Amt. of Fee \$15.00
Date 1/16/90
Receipt No. 6014013
Received by J. Dawson
PS-29-90

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

Permit No. 96-08304 Telephone No. 208-263-1942

Name(s) of Permit Holder(s): Thomas & Tracy Gibson

Post Office Address: 521 N 4th St Sandpoint, Id 83864

Source of Water: Creek

If ground water, well driller's name: n/a Date drilled: —

Extent of Use:
Domestic — (No. of households) Irrigation 15 (No. of acres)
Stockwater — (No. and type of stock) Other —

Total rate and/or volume for which proof is submitted X .20 cfs — acre/feet

Show date water was first diverted and beneficially used under this permit: 10/89

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes No Installed? Yes No

OR

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

Fee Enclosed: \$ 15 (See License Examination Fee Schedule)

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

Thomas Gibson 208-263-1942
Name Telephone No.
521 N 4th Sandpoint, Id 83864
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.

MICROFILMED

SEP 27 1990

1/10/90 Thomas J. Gibson
Date Signature (and title if on behalf of a company or organization)

RECEIVED

OCT 28 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by ✓
Date 10-31-88
Receipt # C003119

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use for a water right permit

Department of Water Resources

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

Permit No. 96-08304

Name(s) of Permit Holder: Thomas L & Tracy R Gibson

Post Office Address: 521 N 4th St Sandpoint, Id 83864

Telephone No. 208 263-1942

Date Proof Is Due: 11/1/88

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

A large pond has been constructed, head gate foundations
have been poured, concrete casings for the pump and the
pumping station have been placed, and the pump has been
purchased Costing \$ 2000

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

The pond and the head gates needed to be constructed
in the fall when the water table and the stream flow
were at a season low. Also the drop irrigation lines would
have to sit through the winter of 1988.
Permit holder(s) request an extension to 11/1, 1989.
(1 yr. minimum) Thomas L Gibson
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to November 1, 1989.

Signed this 28th day of November, 1988.

A. Glen Saxton
Chief, Water Allocations Bureau

MICROFILMED
MAR 06 1989

RECEIVED

STATE OF IDAHO

Ident. No.

96-8304

JUN 29 1983

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Northern District Office

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Thomas and/or Tracy Gibson Phone 263-1942
 Post office address PO Box 1908 Sandpoint, Id 83864
Unnamed stream
2. Source of water supply Spring which is a tributary of Wesmond Creek
(8pts)
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 55N
 Range 2W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 2.0 for Storage for purposes from 1-1 to 12-31 (both dates inclusive)
 (cfs or acre-feet per annum) Irrigation
- Amount 2.0 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
 (cfs or acre-feet per annum) From Storage
- Amount 0.2 for Irrigation purposes from 3-15 to 11-15 (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. 0.2 cubic feet per second and/or b. 2.0 acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Excavated pond with
pump from pond and unnamed stream.

- b. Height of storage dam _____ feet, active reservoir capacity 2.0 acre-feet; total reservoir capacity 2.0 acre-feet, materials used in storage dam: _____

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 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ 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 _____.

- (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:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
55N	2W	4							15										15

Total number of acres to be irrigated 15

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

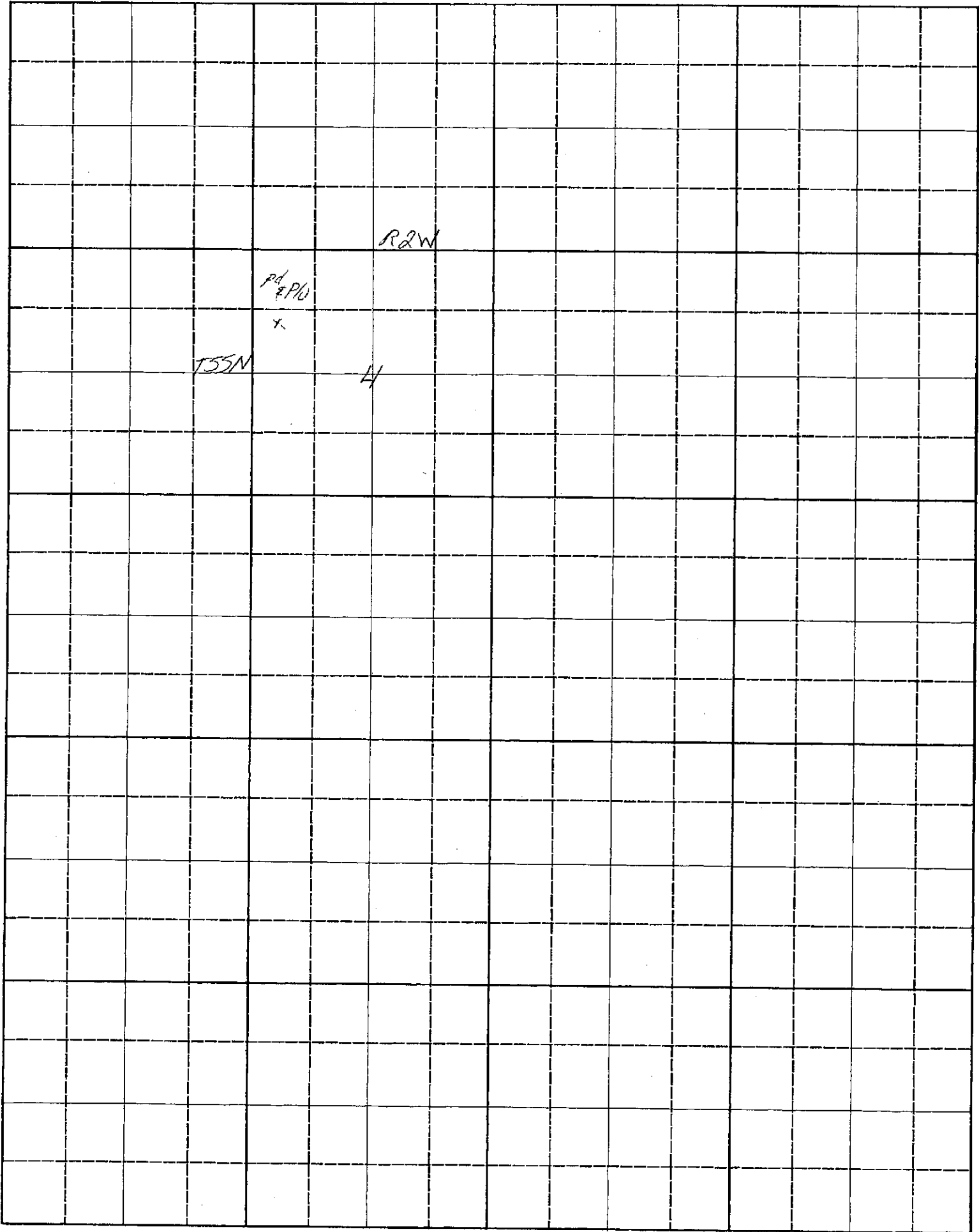
9. a. Who owns the property at the point of diversion Applicant

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 _____

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.

Darryl Gibson
(Applicant)

MICROFILMED

IDAHO

Proposed Priority 6/29/83

Received by LB Date 6-29-83 Time 4:55

Preliminary check by PSA Fee \$ 3000

Receipted by LB Date 6-29-83 (28496)

Publication prepared by KK Date 7-11-83

Published in Sandpoint Bulletin

Publication dates 7-20, 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 PSA 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. 96-8304, 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.

Witness my hand this 4 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, 19 83 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 3 day

of 8, 19 83

Bill M. 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:

96-8290

JOHNSON, DAVID &/or DONNA
P.O. BOX 99, COCOLALLA, ID 83813
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversión Pt: SENW Sec 05 T 55N R 02W
Use: STOCKWATER (0.02 CFS)
COMMERCIAL (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SENW Sec 05 T 55N R 02W

96-8292

KASSEBAUM, JOSEPH S.
9840 COLBURN - CULVER RD., SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/29/1983
Diversión 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
Diversión Pt: NWSE Sec 02 T 56N R 02W
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
Diversión 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
Diversión 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
Diversión 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
Diversión 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 1908, SANDPOINT, ID 83864
Source: UNNAMED STREAM trib. to WESMOND CREEK SPRING trib. to WESMOND CREEK
Date Filed: 06/29/1983
Diversión 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
Diversión 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
Diversión 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
Diversión 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
Diversión 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
Diversión 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
Diversión 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
Diversión 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
Diversión 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 or before AUGUST 8, 1983.

KENDUNN, I

Published 7/20 & 7/27/83
Dept. of Water Resources

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

July 21, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARGARET A TERRILL
WILLIAM R TERRILL
7382 WESTMUND RD
SAGLE ID 83860

RE: WATER RIGHT NO. 96-08304

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

RECORDED

SEP 10 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

3
SEP 10 1987

CERTIFICATE OF MAILING

I hereby certify that on the 21st day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 96-08304

MARGARET A TERRILL
WILLIAM R TERRILL
7382 WESTMUND RD
SAGLE ID 83860


Kari Lynn Townsend
Secretary

NOTED
SEP 16 1997

MEMORANDUM

TO: File 96-08304

FROM: Sharla Curtis

DATE: July 15, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Permit No. 96-08304 are based on the following:

A. GENERAL INFORMATION

3. Source: unnamed streams tributary to Westmond Creek

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:
T55N, R2W, S4 - SWNW (2 points)
2. Place(s) of Use:
T55N, R2W, S4 - SWNW

Under the delivery system diagram, the examiner has shown two streams feeding the pond. There is no diversion at the spring itself, so it is also an unnamed stream feeding the pond. No amendment is necessary; the original application indicated two points of diversion. The change in source name of the spring to an unnamed stream is for clarification only.

On July 17 I contacted the Bonner County Assessor's office. The warranty deed lists the SWNW as shown on the original application. The assessor verified that Gibson's were previous owners of the property in the SWNW, sold to Wall's and now to Terrill's; they had no property ownership in the NWNW as given by the examiner. Shelley contacted the examiner; Herman made a quick re-visit to the site and confirmed the legal in the SWNW. No amendment is now necessary.

Examiner: Herman Spangle
Exam Date: May 28, 1997

SEP 16 1997

From: DWR01::DWR50::NORTH

17-JUL-1997 15:25:55.43

To: DWR01::SKEEN *File*

CC:

Subj: 96-08304

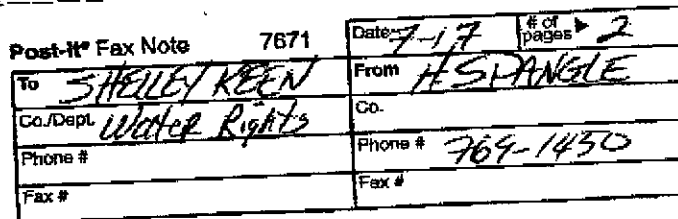
Per our conversation on July 17, 1997, the legal description for the point of diversion and place of use that was found on the initial field exam was incorrect. I conducted a supplemental field exam and found the correct point of diversion and place of use to be within the NE1/4 of SW1/4 of NW1/4 of section 4, TWP.55N, R.02W.

Thanks,

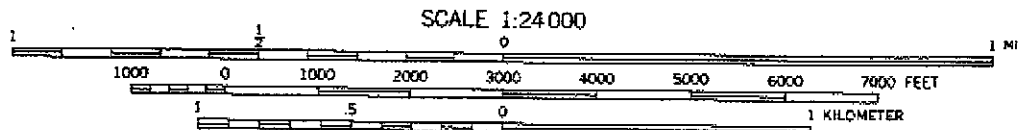
H. Spangle

RECEIVED

SEP 16 1997



lines



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL
SOUNDINGS IN FEET—DATUM IS LAKE ELEVATION 2048 FEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DEPT. OF THE INTERIOR, COLORADO 80225, OR WASHINGTON, D.C. 202
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

T. 55N. R. 02W., Sec. 4

MEMORANDUM

DATE: July 17, 1997

TO: Water Right File 96-08304

FROM: Shelley W. Keen *SLK*

RE: Place of Use and Point of Diversion

The place of use and point of diversion recommended by the field examiner for water right 96-08304 do not correspond with the property description on the warranty deed submitted with the recent assignment of permit. I conferred with the examiner, Herman Spangle, who is going to do a little more research and call me back.

RECEIVED

SEP 10 1997

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08304

DATE 6/30/97

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>YES</u> ~~NO~~ <u>ASSIGNMENT MADE</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u> <u>ISSUE TO GIBSONS</u>
POINT OF DIV	<u>unn. streams</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u> <u>assign. rec'd</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>YES</u> ~~NO~~

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate .20 cfs

Fee limit .20 cfs \$50⁰⁰ 20 af

Measured .1 cfs af

Theoretical — cfs NA

Recommended Total Div Rate .1 cfs af

ANNUAL VOLUME/
NATURE OF USES ✓

Use

Wild Stn

Volume Calculation

.1 af

— af

— af

— af

SUBTOTAL — af

Flow rate — cfs X — days X 1.9835 = — af

Total volume recommended — af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

2 pld

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

— Overlap

— Use-specific conditions 072

Advancement of Priority Date Required — yes — no

SRBA Claim Filed NA

Adjustment Memo sources
2 pld

1st Amend Letter P37 P38

2nd Amend Letter P47 NA

To: Idaho Dept. of Water Resources

June 26, 1997

Enclosed is a completed Assignment of Permit and a personal check for \$25⁰⁰ to cover the filing fee.

Also enclosed is a copy of our recorded deed, demonstrating that we own the property.

Please send us a copy of the water right or license and include the specifics of such.

Thank You,

W. R. Terrill

William R. Terrill
1005 Schweitzer Basin Rd.
Sandpoint, Idaho 83864
(current address)

* Note - We will be moving to the Westmund Road address in the near future.

1005 SCHWEITZER BASIN RD.

SEP 10 1997

RECEIVED

JUN 12 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources
A. GENERAL INFORMATION

Permit No.

96-08304

1. Owner: David R. Wall

Phone No. (208)-263-6548

Current Address: 3300 Baldy Mt. Rd. Sandpoint, ID.

2. Accompanied by: David R. Wall

EXAM DATE: 5-28-97

Address: SAME AS ABOVE

Phone No. SAME AS ABOVE

Relationship to Permit Holder: New Land Owner / Permit Holder

3. Source: UNNAMED CREEK tributary to Westmond Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 96-02113

2. Other water rights with the same point of diversion: —

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
P.D. #1		SE	NW	NW	04	55N	02W	Bonner	1/5 GS. 7.5' QUAD; SIX 1/8" it

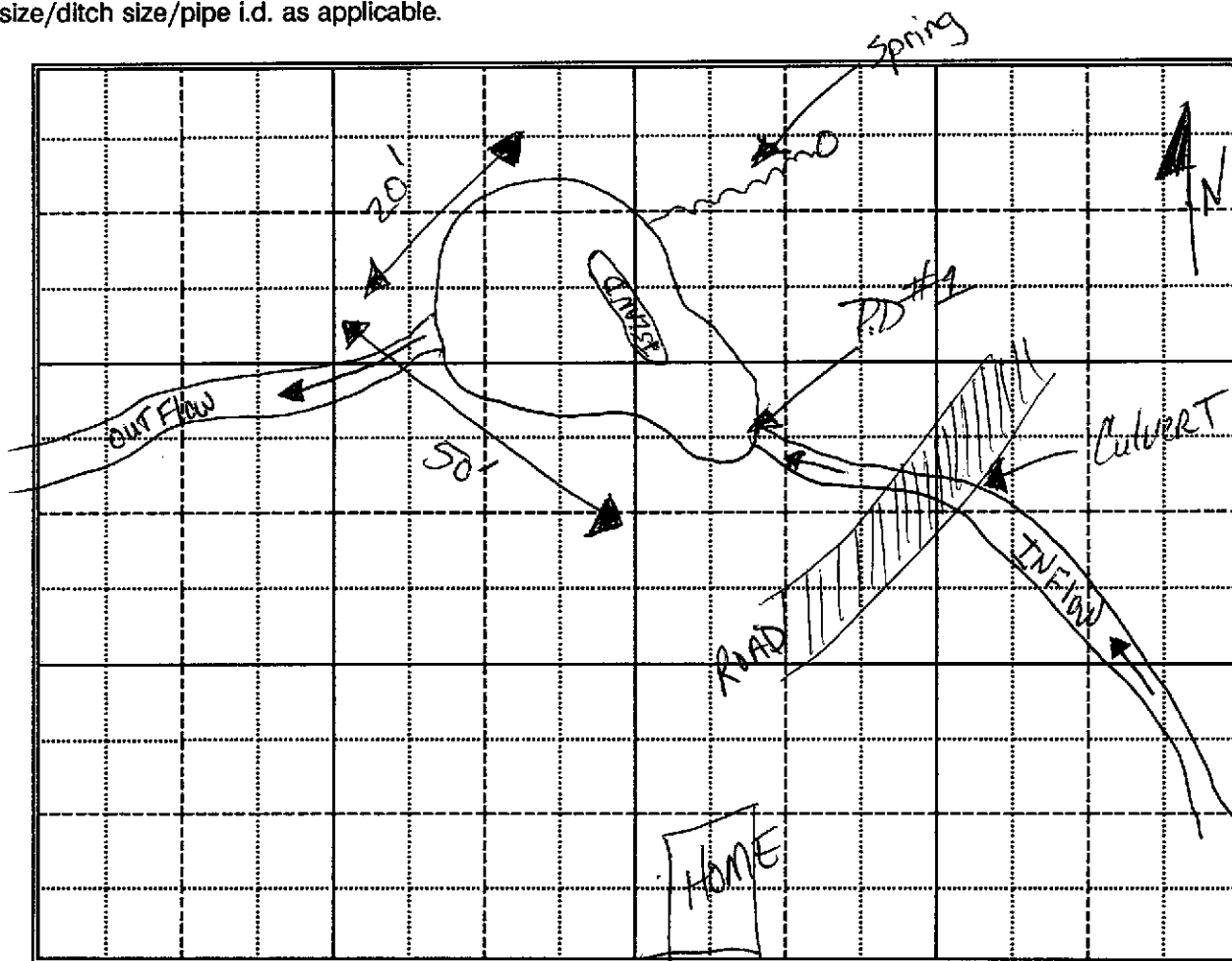
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
55N	02W	04						WS											WILDLIFE STORAGE

SEP 16 1997

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



Scale: 1" = 115'

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

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

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
PD #1	INSTREAM WILDLIFE POND.				

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
PRICE "AA" CURRENT METER						

2. Measurements:

*See Q-Note and

SEP 16 1987

Volume Calculation for Storage

E. NARRATIVE/REMARKS/COMMENTS

No IRRIGATION is taking place. New owner is David R. Wall.

Pond has been excavated for storage for Wildlife uses. Storage is in stream. Pond is 20' wide x 50' long. Pear shaped if you will. Average Depth is 2' 6".

(INFLOW) (OUTFLOW)
Measurement taken on upstream side and downstream side.

Spring @ the time of Exam is Running 40 to 50 gpm. Unmeasurable.

Recommended amending License to only list Wildlife Pond for Beneficial Use.

Point of Diversion and Place of USE ARE the SAME

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

RECORDED
SEP 16 1987

F. FLOW CALCULATIONS

Measured Method:

~~*~~ Additional Computation Sheets Attached

* See Q-Note

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

Wildlife Storage. $\frac{(1/2) 20' \times 50'}{43,560} = .011$

$(.011) \times (2') =$

.022 ACRE FEET STORAGE

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Wildlife Storage	1-01	12-31		.02
Totals:				.02

2. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name

James Spangle

Date

5-30-97

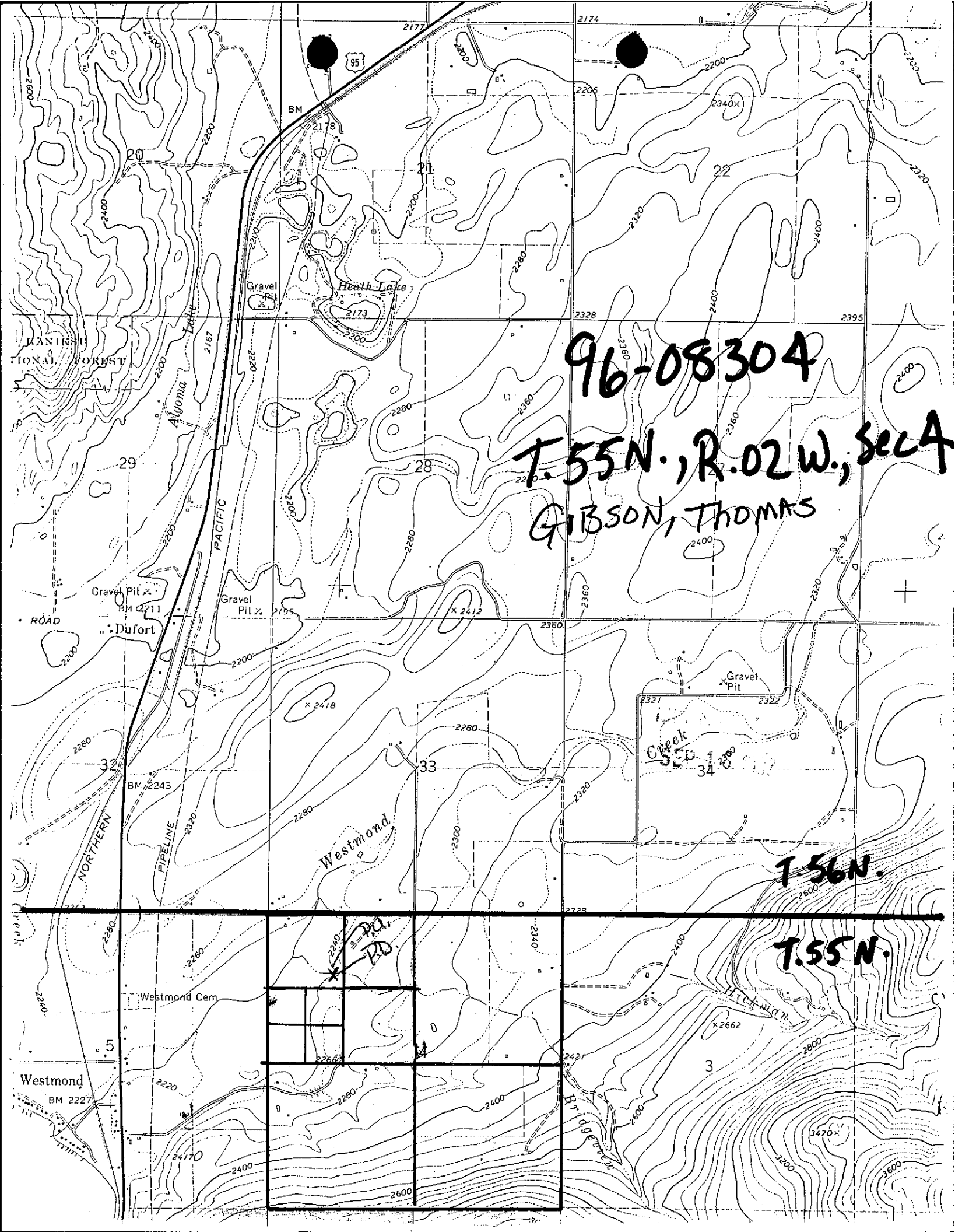
Reviewer

Date

SEAL

RECEIVED

SEP 16 1997



96-08304

T. 55 N., R. 02 W., Sec 4
GIBSON, THOMAS

T. 56 N.

T. 55 N.

Westmond

Creek

Fireman

MANITOU
NATIONAL FOREST

Alvona Lake

Heath Lake

Gravel Pit
Dufort

Gravel Pit

Gravel Pit

Westmond Cem

Westmond



1 5 1007

91-88364 T

7/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
OPEN CHANNEL DISCHARGE MEASUREMENT NOTES

GENERAL INFORMATION

CLAIM / WATER RIGHT NUMBER:

96-08304

SOURCE: UNNAMED STREAM
TRIBUTARY TO: WESTMOND CREEK COUNTY: Banner
DATE: 5-29-97 LOCATION: T. 55N R. 02W SEC. 04, SE 1/4 NW 1/4 NW 1/4
LOCATION NOTES:

PERSON(S) CONDUCTING MEAS.: H. Spangle
ACCOMPANIED BY: —

MEAS. DEVICE AA Price I.D. NO. IDWR # 690143
SPIN TEST: BEFORE MEAS. 2:57 AFTER MEAS. 2:54
COMPUTED BY: H. Spangle DATE: 5-29-97 CHECKED BY: DATE:

RESULTS
INFlow: 2.20 INFlow: 1.72 INFlow: .698 INFlow = 1.20

WIDTH: AREA: VEL.: DISCHARGE:
OUT Flow: 2.40 OUTFlow: 2.73 OUTFlow: .575 OUTFlow = 1.57

MEASUREMENT DATA

CROSS SECTION: sand, silt - some for both

FLOW CONDITIONS:

DIVERSIONS UPSTREAM: NONE

REMARKS:

SYSTEM DIAGRAM

INFlow: 1.20
OUTFlow: 1.57
+ .37 cfs

SEP 16 1997

[illegible]

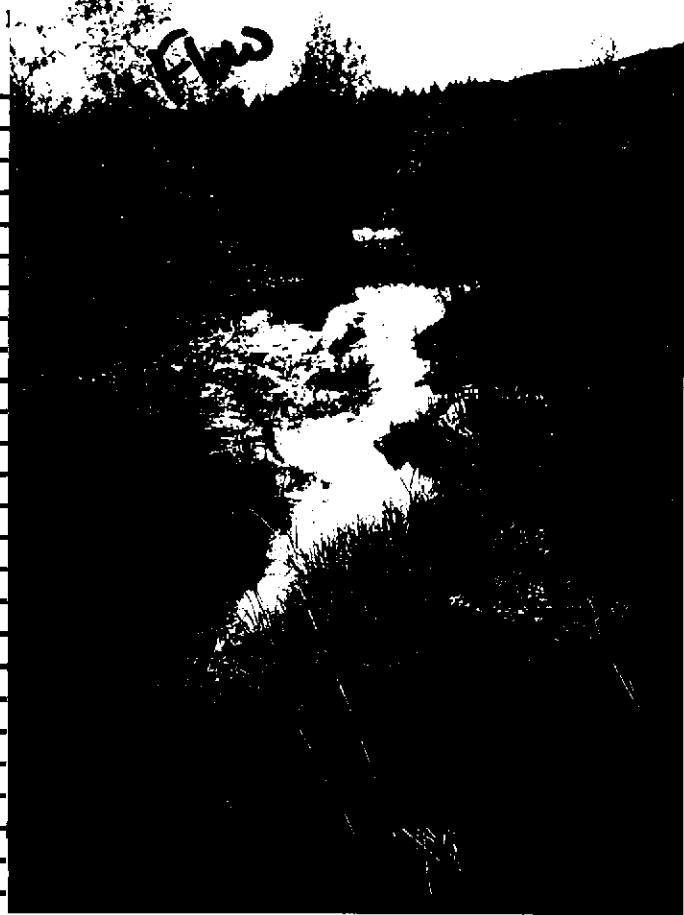
PERMIT # 96-8304

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

TO GRA

Wildlife Storage

Flow



Wildlife Storage



96-08304

August 8, 1990

THOMAS GIBSON
TRACY GIBSON
521 N. 4TH AVE.
SANDPOINT, ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08304

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED

SEP 27 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8304

Date: 6-12-90

General Considerations:

- ☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change NO If yes, prepare a data entry
☒ Proof received timely NO
 Reinstated

Source of Water:

- ☒ Surface water
 Groundwater
 1. well log in file
 2. drilling permit
 A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

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

Measuring Device:

- ☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Priority Calculation:

Date proof received April 30, 1990 120
Date proof due April 1, 1989 - 305
No. of days late = 180
Priority date June 29, 1983 + 180
NEW PRIORITY DATE Dec 26, 1983 = 360

365
305
60
120
180

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

March 5, 1990

Thomas Gibson
521 N. 4th St
Sandpoint, ID 83864

RE: PERMIT 96-8304 - PROOF OF BENEFICIAL USE

Dear Mr. Gibson:

I have reviewed the proof of beneficial use affidavit which you submitted in connection with the above referenced permit.

A license examination fee in the amount of \$50 is required as a part of the proof submittal. Since you submitted \$15 with the proof, the difference of \$35 now is required.

In order for the proof to be acceptable and to keep the permit in good standing, the additional fee needs to be submitted in 30 days.

Please feel free to contact the department if you have questions.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

MICROFILMED

SEP 27 1990

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

November 14, 1989

THOMAS GIBSON
TRACY GIBSON
521 N. 4TH AVE.
SANDPOINT, ID 83864

LAPSE NOTICE

RE: PERMIT NO. 96-08304

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated August 31, 1989.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

LGS:RF

MICROFILMED

SEP 27 1990

CERTIFICATION OF MAILING

I hereby certify that on 11-15-89
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



138627

August 31, 1989

THOMAS GIBSON
TRACY GIBSON
521 N. 4TH AVE.
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08304

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, 1989. (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

SEP 27 1990

November 29, 1988

Thomas L. and Tracy R. Gibson
521 N. 4th St.
Sandpoint, ID 83864

Dear Permit Holders:

Re: Permit No. 96-8304

Enclosed is a copy of the approved request for extension of time. The time within which to submit the proof of beneficial use form is extended to November 1, 1989.

If you have any questions or concerns regarding the permit, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

MAR 06 1989

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 96-8304Reviewed by kyDate 11-28-1988

BASIC INFORMATION

- y Date stamp received
y Extension received timely
 (not prior to 6 month before proof due date or after reinstatement period)
y Fee received and receipted
y Name and signature same as permit
y Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

- y Has adequate work been completed to demonstrate due diligence?
y Has the cost incurred been adequate to demonstrate an intent to complete the project?
N/A Has the permit been involved in litigation?
 a. Swan Falls _____ Dismissed from Swan Falls _____
 Other _____ Identify _____
 b. Is supporting documentation needed to complete the file? _____
 Requested _____
 c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

- N/A Is delay by a government agency?
 Is supporting documentation needed to complete the file? _____
 Requested? _____

ACTION TAKEN Recommend approval based on due diligence for one year

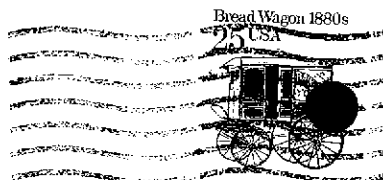
Special conditions or remarks:

N/A Reinstatement Date extension received _____ = _____
 Proof due date _____ = _____
 No. of days late _____ = _____
 Priority date _____ = + _____
 ADJUSTED PRIORITY DATE _____ = _____

- / Prepare coding sheet
/ Change rolodex card

Thomas Gibson
521 N 4th

Sandpoint, Id 83864



State of Idaho
Department of Water Resources
State house

Boise, Id 83720

Extension Request
Form 204

138425
August 31, 1988

THOMAS GIBSON
TRACY GIBSON
521 N. 4TH AVE.
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08304

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

MAR 06 1989

INTER-DEPARTMENT MEMO — 1

FROM Sharla

DATE 8/10/88

TO File 96-8304

SUBJECT Address Change

Per telecon with permit holder on this date, the new mailing address is as follows:

521 N. 4th Ave.
Sandpoint, ID 83864

Database has been changed.

INDEXED
MAR 06 1989

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

GIBSON, THOMAS & TRACY
P.O. BOX 1908
SANDPOINT, ID 83864

DECEMBER 06, 1983

RE: PERMIT NO. 96-8304

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

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RJA

APPLICATION NUMBER: 96-8304

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. 8/8/83
☐ 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? _____
☒ 6/29/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RJA

Date: 10/5/83

STATE OFFICE REVIEW:

217

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- ☐ See attached sheet for more information.

By: LW

Date: 10/31/83

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

MICROFILMED

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

IDAHO STREAM CODE INDEX

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

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

IDAHO STREAM CODE INDEX

96-8304

GIBSON, THOMAS &/or TRACY

P.O. BOX 1908, SANDPOINT, ID 83864

Source: UNNAMED STREAM trib. to WESMOND CREEK
SPING 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

MICROFILMED