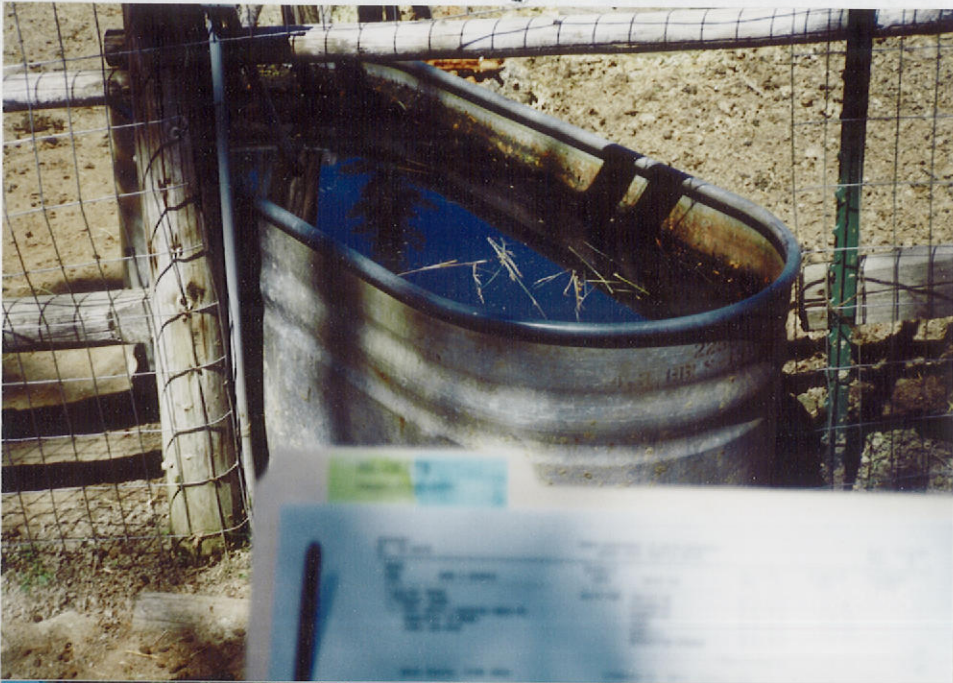




96-8278

T. 58 N. R. 1 E. Sec. 13

AUG 28 1995



Stock Tank



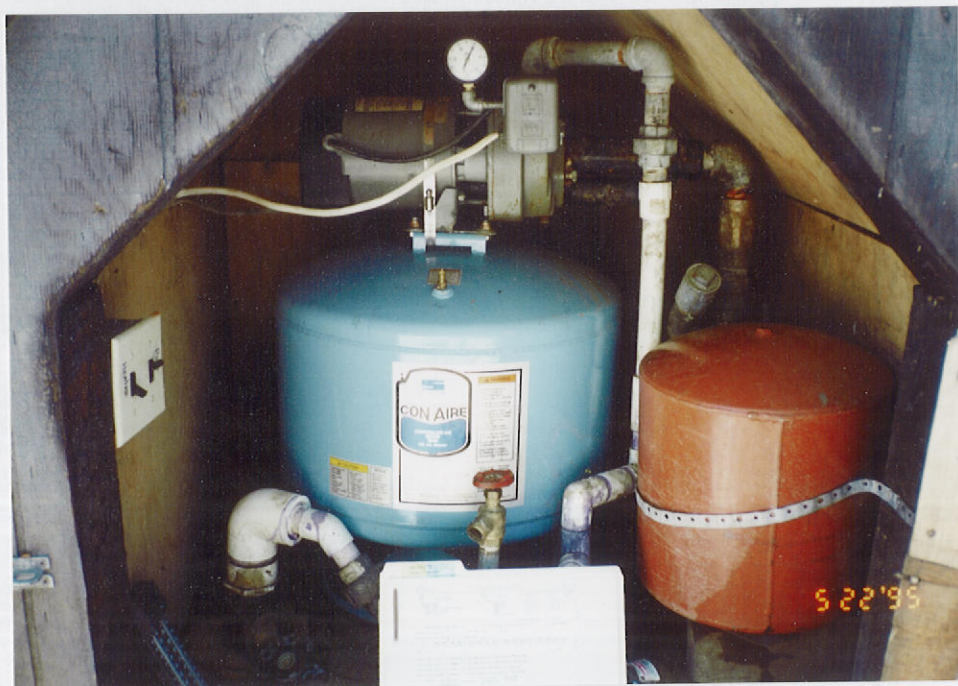
P.O. Home



P.O.

RECEIVED
AUG 28 1995

96-08278



Pump

UNRECORDED
AUG 28 1995

96-08278

96-7510
96-7099
96-2173
96-2156
96-2151
96-4197
96-7596
96-7220
96-4165
96-7974
96-7975
96-8581
96-7181
96-7180
96-7430
96-7876
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96-7605
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96-7817
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96-7373
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96-4264
96-2128
16-7
96-7180
96-7234
96-2224
96-4040
96-7536
96-7824
96-7383
96-7645
96-7241
96-7376
96-2277
96-4016
96-2279
96-4143
96-7071
96-7390

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
Original Permit	96-8278	Graff, James D.	.50 total
Full Assignment	96-8278	Moore, Graff Lori	.50 total

MICROFILMED

JAN 11 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08278

Priority: June 27, 1983

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

2.3 AF

This is to certify, that LORI MOORE
GRAFF MOORE

9371 RAPID LIGHTNING CREEK RD
SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 27, 1983; and has submitted Proof of Beneficial Use on November 26, 1990. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

FLUME CREEK tributary to RAPID LIGHTNING 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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
RECREATION STORAGE	01/01 to 12/31		1.0 AF
	Totals	0.02 CFS	2.3 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 13, Township 58N, Range 01E
BONNER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

58N 01E 13 SENE

PLACE OF USE:

DOMESTIC, same as STOCKWATER 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. Domestic use is for 1 home.
6. Stockwater use is for 10 horses and 30 chickens.

RECEIVED
AUG 28 1995

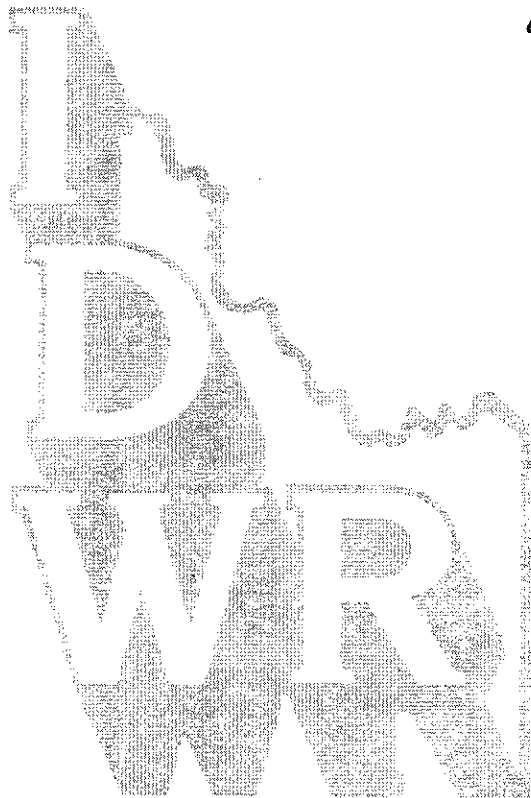
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08278

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 22nd
day of August, 1995.


Acting for KARL J. DREHER, Director



RECEIVED

AUG 28 1995

RECEIVED

NOV 26 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only

Amt. of Fee \$ 100.00

Date 11/26/90

Receipt No. 201870.5

Received by J. A. JOHNSON

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. 96-8278

Telephone No. 208 263-6502

Name(s) of Permit Holder(s): GRAFT and LORI MOORE

Post Office Address: 9371 Rapid Lightning CREEK Rd, Sandpoint, ID 83864

Source of Water: FLUME CREEK

If ground water, well driller's name: Date drilled:

Extent of Use:

Domestic 1 (No. of households)

Irrigation 5 (No. of acres)

Stockwater 50 (No. and type of stock)

Other HORSES, CATTLE, SHEEP, CHICKENS AND Rabbits

Total rate and/or volume for which proof is submitted 0.50 cfs 1 acre/feet

Show date water was first diverted and beneficially used under this permit: August 1986

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: \$ 100.00 (See License Examination Fee Schedule)

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

GRAFT MOORE Name Telephone No. 208 263-6502

9371 Rapid Lightning CREEK Rd, Sandpoint, ID 83864 Address

MICROFILMED

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.

FEB 12 1991

11-26-90 Date

Graft Moore Signature (and title if on behalf of a company or organization)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by PK
Date 8/24/88
Receipt # N001089

REQUEST FOR EXTENSION OF TIME

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

RECEIVED
AUG 29 1988

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 Department of Water Resources 42-204, Idaho Code.

Permit No. 96-8278

Name(s) of Permit Holder: J. Graff & Lori Moore

Post Office Address: Box 3051

Sandpoint, ID 83864 Telephone No. 714-782-1405

Date Proof is Due: 12/31/88

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".)

Dam has been built 2" main to Home
site with 1000 gallon tank

Costing \$ 2000.00

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

We are new owners of the property and
were not aware of the expiration date.
were not aware that this permit existed

Permit holder(s) request an extension to 12/31, 1993.
(1 yr. minimum)

[Signature]
(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 be extended to December 1, 1990.

MICROFILMED

JAN 11 1989

Signed this 12th day of October, 19 88.

J. Glen Saylor
Chief Operations Bureau

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

MAR 06 1989

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

Department of Water Resources

1. Individual Applicant or Individual Members of a Partnership:

I, GRAFF AND Lori Moore of Sandpoint,
(name) (city),

County of Bonner, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____,
(name) (city),

County of _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____

_____ : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, **Idaho Code**, at _____
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, **Idaho Code**; and that _____

_____ is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)

of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

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

Graff Moore
Lori Moore
Applicant

State of Idaho _____)
County of Bonner) ss.

On this 3 day of March, 19 89, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

NOT FILMED
FEB 18 1991
seal

Catherine L. Pense
Notary Public residing at

Sandpoint 11/9/93

My commission expires:

11/9/93

State of Idaho
Department of Water Resources

RECEIVED

AUG 29 1988

ASSIGNMENT OF PERMIT

Department of Water Resources

I, JAMES GRAFT, hereby assign to GRAFT AND LORI MOORE
of P.O. Box 3051, Sandpoint, Idaho 83864
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 96-8278
to appropriate the public waters of the State of Idaho.

☐ 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 that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

RECEIVED
AUG 24 1988
Department of Water Resources
Northern District Office

Made this 17th day of August, 19 88.

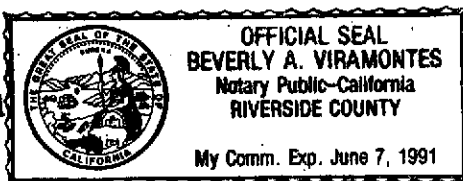
James D. Graft
Permit Holder

Linda Graft
Spouse of Permit Holder

State of ~~Idaho~~ CALIFORNIA)
County of Riverside) ss.

On this 17th day of August, 19 88, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (~~she~~) (~~they~~) executed the same.

seal



Beverly A. Viramontes
Notary Public residing at

73-000 Highway 111, Palm Desert, CA 92260

My commission expires:

June 7, 1991

MICROFILMED

JAN 11 1989

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 James D. Druff Phone _____
Post office address Rt. 1 Box 451-A SANDPOINT, IDAHO 83864
2. Source of water supply Flume Creek which is a tributary of Rapid Lightning Cr.
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 58N
Range 1E B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

1 AF storage for Recreation from 1-1 to 12-31
Amount 0.04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stock purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
0.02 Irrigation Commercial from 1/1 to 12-31 *kw 12/30/1983
Amount 0.10 for Irrigation purposes from 8-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.50 for Power purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
*Commercial use is irrigation of greenhouse.

5. Total quantity to be appropriated:

a. 0.50 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Dam in stream for recreation & stock
Gravity flow for domestic - MINI-HYDRO-ELECTRIC POWER FOR CHARGING
BATTERIES,
b. Height of storage dam 7 feet, active reservoir capacity 1 acre-feet; total reservoir
capacity 1 acre-feet, materials used in storage dam: Earth & logs
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: SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 58N
Range 1E B.M. ≈ 2.0 KW ≈ 2.0 HP * *kw 12/30/1983
(2) Amount of power to be generated: 85 watts horsepower under 50 feet of head.
(3) List number of each kind of livestock to be watered 10 HORSES, 30 CHICKENS
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.
(5) If water is to be used for other purposes describe: Recreation - Swimming, ice skating
GREENHOUSE IRRIGATION

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	
58N	1E	13								10									10

Total number of acres to be irrigated 10 25,

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 ~~DAVID APP.~~ APP.

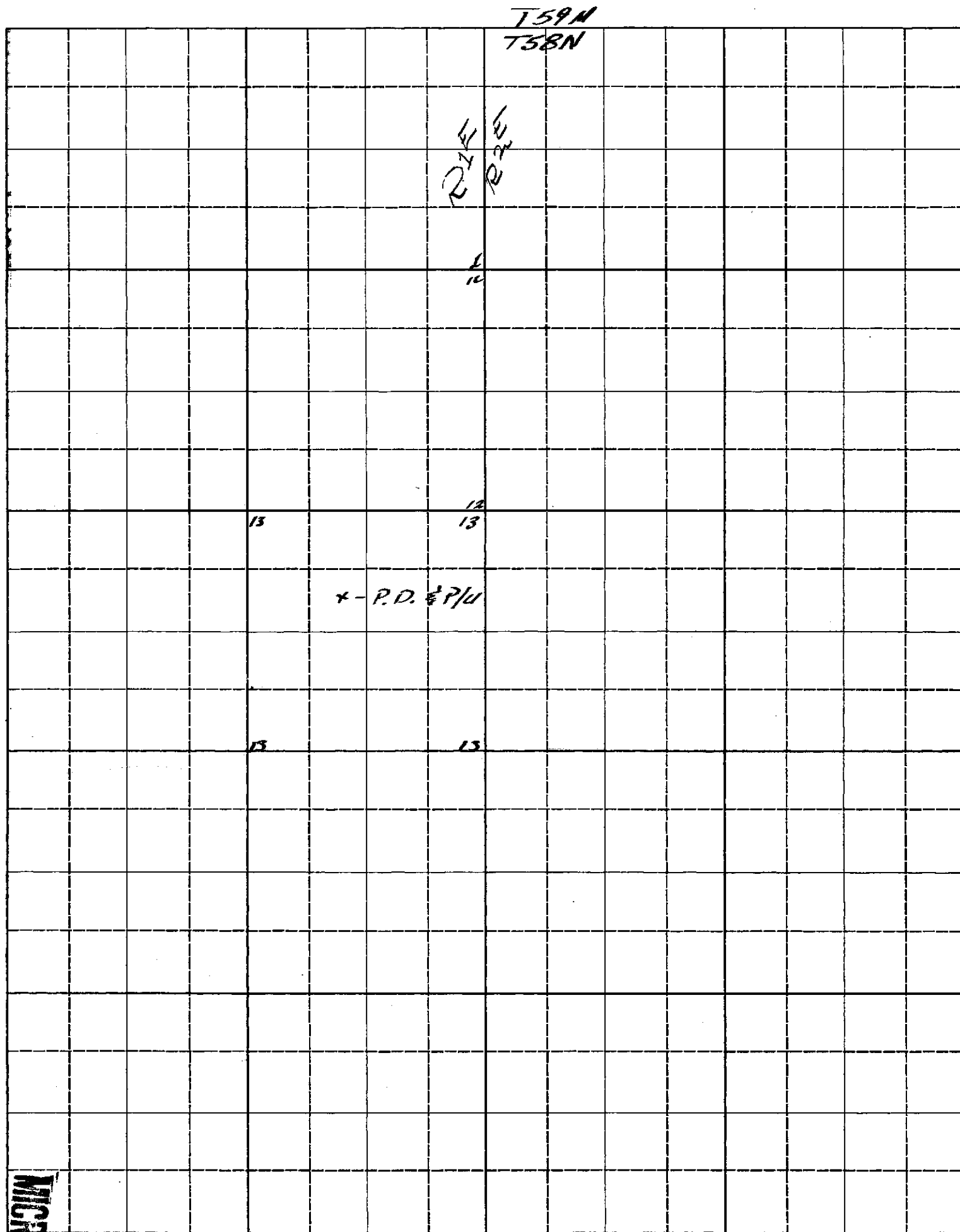
b. Who owns the land to be irrigated or place of use App.

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 _____

MICROFILMED

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



MICROFILMED

Scale: 2 inches equal 1 mile.

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

X James D. Deff
(Applicant)

Proposed filing 6/27/83

Received by JK Date 6-27-83 Time 12:26 PM

Preliminary check by JK Fee \$ 46.00

Receipted by JK Date 6-27-83 (28321)

Publication prepared by KK Date 7/7/83

Published in Sandpoint Daily Bee

Publication dates 7/13 - 7/20/83

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 PSJ 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. 96-8278, 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 December 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.

Use of water under this permit for the purpose of power generation is subordinated to future diversion of water either upstream or downstream for irrigation or other consumptive beneficial uses.

The permit holder shall either install a measuring device or an access port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.

This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit.

This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

Witness my hand this 30th day of December, 1983.

A. Glen Saxton
Chief, Operations Bureau

DRT

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES

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

1. Individual Applicant or Individual Members of a Partnership:

I, James D. Druff of Sandpoint,
(name) (city)

county of Bonner, State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____,
(name) (city)

County of _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____

_____ that as such I am in charge of the registered
(name of corporation)

office of the said corporation as required by Section 30-1-12, Idaho Code, at

_____ Idaho, wherein are kept the corporate records required
(city)

by Section 30-1-52, Idaho Code: and that _____
(name of corporation)

is a corporation qualified to do business in the State of Idaho under the laws of
the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for
Permit:

(check one)

☐ Will not utilize existing man-made irrigation facilities such as a dam or a
canal.

☐ Will utilize existing man-made irrigation facilities such as a dam or a canal,
and permission of the owner is documented in an affidavit attached hereto.

☒ Will utilize existing man-made irrigation facilities such as a dam or a canal
and the owner of the facilities is the signee of this affidavit.

State of Idaho
County of BONNER } ss.

James D. Druff
Applicant

On this 27th day of June, 19 83, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

seal

Robert D. Haynes
Notary Public residing at
cd'A

My commission expires:

Lifetime

MICROFILMED

AFFIDAVIT OF PUBLICATION

State of Idaho

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 13 day of 7, 1983 and ending on the 20 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.

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-8287
BRUNER, WILLIAM R. &/or EVELYN M.
121 E. RAWHIDE,
HILBERT, AZ 85234
Source: SPRING trib. to THREE SISTERS CREEK
Date Filed: 06/17/1983
Diversion Pt: NENW Sec 15 T 54N R 02W
Use: IRRIGATION (0.20 CFS)
RECREATION STORAGE (10.0 AF)
STOCKWATER (0.02 CFS)
STOCKWATER STORAGE (10.0 AF)
RECREATION STORAGE (10.0 AF)
DIVERSION TO STORAGE (0.20 CFS)
In: NWNW Sec 15 T 54N R 2W NENW Sec 15 T 54N R 2W For 30 ACRES.

Notary Public for Idaho

96-8271
MENDENDORP, RICHARD
P.O. BOX 971, SANDPOINT, ID 83864
Source: PEND OREILLE RIVER trib. to COLUMBIA RIVER
Date Filed: 06/23/1983
Diversion Pt: LOT 07 Sec 04 T 56N R 03W
Use: IRRIGATION (0.03 CFS)
In: LOT 07 SESE Sec 04 T 56N R 03W FOR 2 ACRES.
96-8272
MENDENDORP, RICHARD
LANCASTER, LARRY
P.O. BOX 971, SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: LOT 07 Sec 04 T 56N R 03W
Use: DOMESTIC (0.06 CFS)
In: LOT 07 LOT 06 Sec 04 T 56N R 03 W.

96-8273
TOPE, SYLVIA A.
RT. 1 BOX 33, ATHOL, ID 83801
96-8273
TOPE, SYLVIA A.
RT. 1 BOX 33, ATHOL, ID 83801
Source: CAREYWOOD CREEK trib. to SINKS BEAVER CREEK trib. to CAREYWOOD CREEK
Date Filed: 06/24/1983
Diversion Pt: NESE SWSE Sec 18 T 54N R 02W
Use: IRRIGATION (0.20 CFS)
IRRIGATION STORAGE (2.0 AF)
IRRIGATION FROM STORAGE (2.0 AF)
STOCKWATER (0.02 CFS)
STOCKWATER STORAGE (2.0 AF)
STOCKWATER FROM STORAGE (2.0 AF)
DIVERSION TO STORAGE (0.10 CFS)
In: SESW Sec 18 T 54N R 02W SWSE NESE Sec 18 T 54N R 02W FOR 17 ACRES

96-8274
TOPE, CHARLES G. &/or BRYAN D.
P.O. BOX 55,
CAREYWOOD, ID 83809
Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NWNW Sec 25 T 54N R 03W
Use: STOCKWATER (0.02 CFS)
DOMESTIC (0.14 CFS)
In: NWNW Sec 25 T 54N R 03W
96-8275
BROWN, ELLSWORTH D.
RT. 1 BOX 175, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: SENE Sec 34 T 57N R 03W
Use: IRRIGATION (0.20 CFS)
DOMESTIC (0.15 CFS)
In: LOT 01 SENE Sec 34 T 57N R 03W NWNW Sec 35 T 57N R 03W FOR 14 ACRES
96-8277
REISE, JOHN
CLERIAVE, JOHN
P.O. BOX 1165, SANDPOINT, ID 83864
Source: DUNN CREEK trib. to FLUME CREEK
UNNAMED STREAM trib. to FLUME CREEK
Date Filed: 06/27/1983
Diversion Pt: SESE Sec 14 T 58N R 01E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.04 CFS)
POWER (0.50 CFS)
DOMESTIC (0.04 CFS)
RECREATION STORAGE (1.0 AF)
In: SESE Sec 14 T 58N R 01E FOR 10 ACRES
96-8278
GRAFF, JAMES D.
RT. 1 BOX 451-A, SANDPOINT, ID 83864
Source: FLUME CREEK trib. to RAPID LIGHTNING CREEK
Date Filed: 06/27/1983
Diversion Pt: SENW Sec 13 T 58N R 01E
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
COMMERCIAL (0.02 CFS)
POWER (0.50 CFS)
DOMESTIC (0.04 CFS)
RECREATION STORAGE (1.0 AF)
In: SENW Sec 13 T 58N R 01E FOR 10 ACRES
96-8280
McGLOTHLIN, DENTON D. &/or PATRICIA S.
RT. 1 BOX 184, SAGLE, ID 83860
Source: UNNAMED STREAM trib. to PEND OREILLE LAKE
PEND OREILLE LAKE trib. to PEND OREILLE RIVER
Date Filed: 06/27/1983
Diversion Pt: NWSW SWNW Sec 04 T 57N R 01W
Use: IRRIGATION (0.20 CFS)
In: NWNW SWNW Sec 04 T 57N R 01W FOR 50 ACRES

96-8281
CAROTHERS, ARTY &/or KATHLEEN
RT. 3 BOX 2, SANDPOINT, ID 83864
Source: MIRROR LAKE trib. to PEND OREILLE LAKE
Date Filed: 06/24/1983
Diversion Pt: NWSW Sec 25 T 56N R 01W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 30 T 56N R 01W FOR 5 ACRES
96-8282
BIRKHIMER, ONWARD
300 W. BRONX RD., SANDPOINT, ID 83864
Source: SPRING trib. to SAND CREEK
Date Filed: 06/27/1983
Diversion Pt: LOT 01 Sec 03 T 57N R 02W
Use: DOMESTIC (0.02 CFS)
RECREATION (0.20 CFS)
RECREATION STORAGE (2.0 AF)
In: LOT 01 Sec 03 T 57N R 02W
96-8284
KACHEL, SCOTT
RT. 1 BOX 226, SAMUEL, ID 83863
Source: CARIBOU CREEK trib. to PACK RIVER
Date Filed: 06/28/83
Diversion Pt: NWNE Sec 04 T 59N R 02W
Use: IRRIGATION (0.02 CFS)
POWER: (0.20 CFS)
DOMESTIC: (0.04 CFS)
RECREATION: (0.20 CFS)
In: SWSE Sec 11 59N R 02W FOR 5 ACRES
96-8286
HAMMER, GARFIELD E.
HCR 66 BOX 808, SAGLE, ID 83860
Source: SPRING trib. to SINKS
Date Filed: 06/24/1983
Diversion Pt: SESW Sec 04 T 56N R 01W
Use: DOMESTIC (0.02 CFS)
In: SESW Sec 04 T 56N R 01W
96-8287
KOICH, GEORGE B. &/or PATRICIA
6800 COLBURN-CULVER RD., SANDPOINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWNW Sec 25 T 58N R 01W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.11 CFS)
In: NENW NWNW Sec 35 T 55N R 01W FOR 20 ACRES
96-8288
BENNER, WAYNE &/or VICKI
RT 1 BOX 233, SAGLE, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SWSE Sec 14 T 56N R 03W
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: SWSE Sec 14 T 56N R 03W FOR 15 ACRES

WATER RIGHTS



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 24, 1995

LORI MOORE
GRAFF MOORE
9371 RAPID LIGHTNING CREEK RD
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08278

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED
AUG 28 1995

Cindy Zimmerman

Permit #: 96-8278 Name: Moore Date: 8/9/95
App Rcd 6/27/83 Priority 6/27/83 Examined 5/22/95 ✓ Lots ✓

NAME Chng OK Or Address Change?

SOURCE Clarify source
Prelim. Order to Void - Source change.

P/D Amendment Needed? -P39, P38
Overlap(s)

P/U Amendment Needed? no in, comm, or power found -P41, P38
Overlap(s)
*P/D & P/U Amend? P37, P38
(See paragraph list for governmental agencies.)

RATE Permit/fee limits 0.50/0.50
Measured Q= 0.02 cfs Theoretical Q= cfs
stock = 0.02; dom/1mm = 0.04;
sq in 33 sec = 95pm = 0.02 cfs
Recommended capacity 0.02 cfs
Recommended rate 0.02 cfs

VOLUME Season of Use: () 1/1 - 12/31 = 365 days
Calculations: rec. stor. = $\frac{(120 \times 120)}{43560} \times 7 \times 0.4 = 1.1$
+ stock (10 H + 30C) = 0.1 + dom/1mm = 1.2 total = 2.3
Flow limit: $0.02 \times 365 \times 1.9835 = 14.5$ AF
Recommended volume 1.0 + 0.1 + 1.2 = 2.3 AF

USES Same Nature of Use? delete in, comm, & power -P46
Amendment Needed?

REMARKS Multiple p/d's in 1/1?
① wcr/1 ② wcr/10 H & 30C

CONDITIONS Measuring (R01)/Locking (R02) Devices
Watermaster Control (R04) - WD #
Irrigation rate/volume overlap
Irrigation water overlap (065) (If gw use sw)
Water Quality
Other

PRIORITY Due 12/1/90 Rc'd 11/26/90 Receipt# CO18965 Fee OK? Yes/No
Order to Reinstate Needed? Yes/No Done? Yes
If Yes, Advanced? Yes/No to:

COMMENTS:

USE	CFS	DIV VOL
Stock/10H,30C	0.02	0.1
Dom /1	0.02	1.2
Rec Stor		1.0
TOTAL	0.02	2.3

Adjustment Memo

LICENSE: (P49)
#1 AMEND LTR: P46 or
P39/P41/P37 & P38
#2 AMEND LTR: P42/P47

MEMORANDUM

DATE: August 9, 1995
TO: File No. 96-08278
FROM: Cindy Zimmerman
SUBJECT: Review of Beneficial Use Field Report

=====

The following adjustments were made on the field report:

1. Rate of diversion.
 - a. Capacity was measured at 5 gallons in 33 seconds;
$$\begin{aligned} \text{cfs} &= [5 \times 60/\text{seconds}] \div 448.83 \\ &= [5 \times (60/33)] \div 448.83 \\ &= [5 \times 1.8] \div 448.83 \\ &= 9 \div 448.83 \\ &= 0.02 \text{ cfs.} \end{aligned}$$
 - b. Domestic use for 1 home (limited by capacity) = 0.02 cfs.
 - c. Stockwater, 10 horses & 30 chickens = 0.02 cfs.
 - d. Maximum rate of diversion limited by capacity = 0.02 cfs.
2. Annual Volume.
 - a. Stockwater, 10 horses @ 12 gpd & 30 chickens @ 6 gpd/100;
$$\begin{aligned} \text{AF} &= (\text{hd} \times \text{gpd} \times \text{d/yr}) \div 325,850 \\ &= \{[(10 \times 12) + (30 \times 0.06)] \times 365\} \div 325,850 \\ &= \{[120 + 1.8] \times 365\} \div 325,850 \\ &= \{121.8 \times 365\} \div 325,850 \\ &= 0.14 \approx 0.1 \text{ AF.} \end{aligned}$$
 - b. Domestic use, 1 home = 1.2 AF.
 - c. Recreation Storage = 1.0 AF.
 - d. Total Volume = a + b + c = 0.1 + 1.2 + 1.0 = 2.3 AFA.

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AUG 28 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 13 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08278

1. Owner: GRAFF & Lori Moore Phone No. (208) 268-6502

Current Address: 9371 RAPID LIGHTING CREEK RD SANDPOINT ID 83864

2. Accompanied by: GRAFF MOORE EXAM DATE: 5/22/95

Address: SAME AS ABOVE Phone No. SAME

Relationship to Permit Holder: _____

3. Source: Flume Creek tributary to Rapid Lighting Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

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
			SE	NW	13	58N	01E	BONNER	USGS 7.5 MIN QUAD

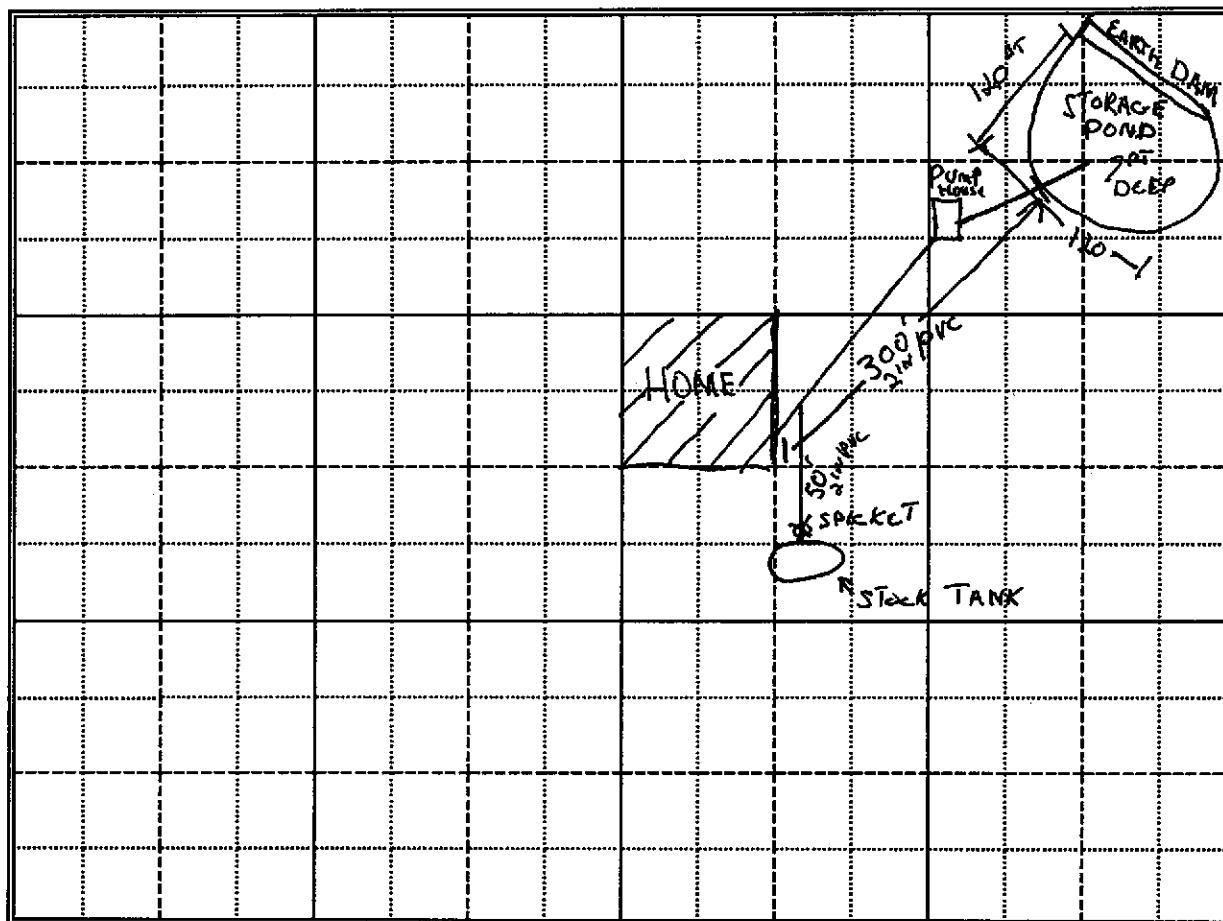
2. Place(s) of Use:

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	
58 _N	01E	13																	

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



Scale: 1" = NTS

✓ Copy of USGS Quadrange 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
	STAR	3/4	564461	STAR	564461

*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
5 Gallon Bucket						

2. Measurements: 5 gallon bucket at 9 gall/min (5 gallons 33 sec)

AUG 28 1995

E. NARRATIVE/REMARKS/COMMENTS

found no irrigation or commercial B/03
at permit holders property and he has
decided not to develop the property for hydro
power.

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

ASAPROCEMED
AUG 28 1995

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

$$\text{Storage} = 120 \times 120 \times 7 \times .4 = \frac{40320}{43560} = .93 \text{ ACRE FT}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STOCKWATER	01-01	12-31	.02	1.20 *
DOMESTIC	01-01	12-31	.04 *	1.20
REC. STORAGE	01-01	12-31		1.00
Totals:			.04 *	1.20 *

2. Recommended Amendments

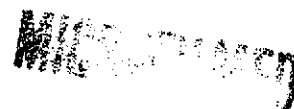
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ Other

I. AUTHENTICATIONField Examiner's Name Ted McCracken Date 5/23/95

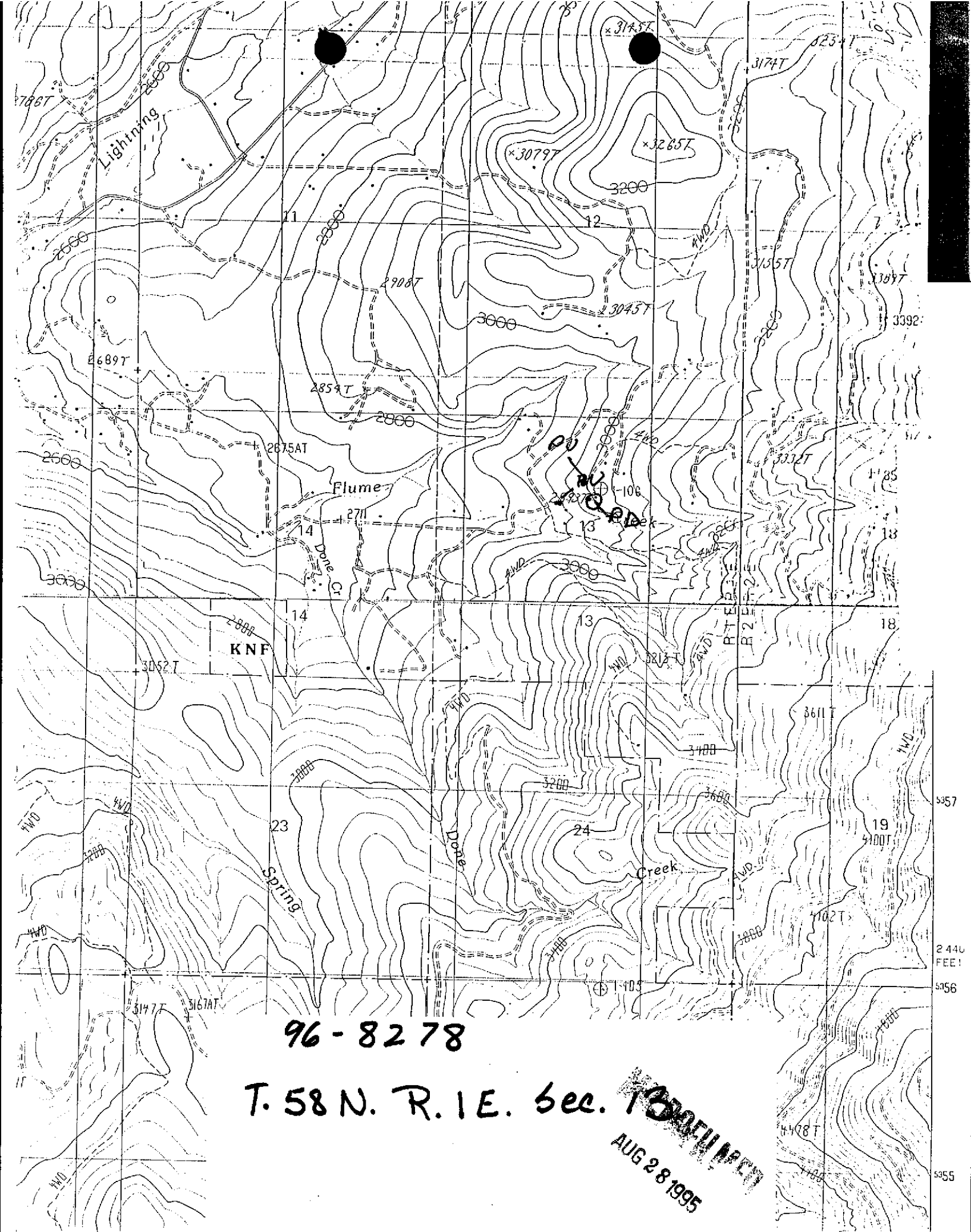
Reviewer _____ Date _____

SEAL

* Adjustments made during review of this right for lease approval.
See memo for additional information. 8/9/95 cz.



AUG 28 1995





Stock Tank



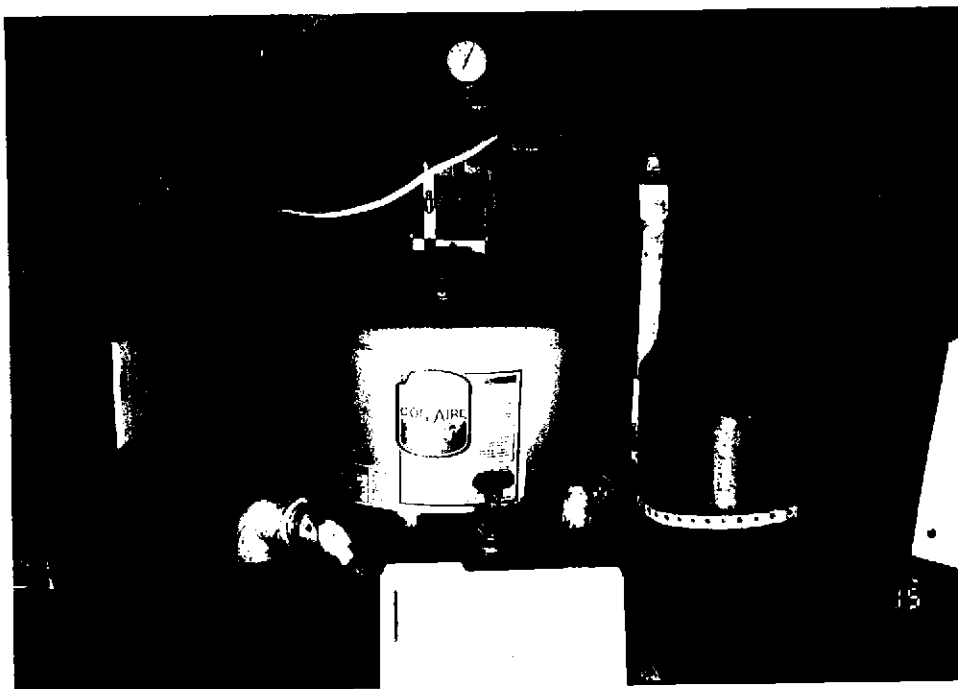
P.O. Home



P.O.

MAILED
AUG 28 1995

96-08278



Pump

RECEIVED
AUG 28 1995

96-08278

December 31, 1990

GRAFF MOORE
LORI MOORE
9371 RAPID LIGHTNING CREEK RD
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08278

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning 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

MICROFILMED

FEB 08 1991

Permit No. 96-8278

Date 12-24

✓ Name same as permit?
 ✓ Address same as permit? If no, prepare data entry form.
 ✓ Proof timely received? If no, complete priority
 advancement below.

☒ Surface water source
☐ Ground water source
☒ Drill permit req'd?
☐ Copy in file? Drill permit no. ☐
☐ Well log in file?
☐ Amt paid for drilling permit? ☐ Correct?

$\frac{100}{100}$ Required?
 Amount submitted?
 Correct amount?

 X Measuring device or access port required?
 X Installed?
 X Waiver requested or needed?

- address change
- Proof acceptable

Date proof received

Date proof due

No. of days late

Priority date

NEW PRIORITY DATE

L

138532
September 30, 1990

GRAFF MOORE
LORI MOORE
P.O. BOX 3051
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08278

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 December 1, 1990. (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

FEB 08 1991

From MOORE
9371 RAPID LIGHTNING CREEK ROAD
SANDPOINT, ID 83864



FEB 08 1991
MICROFILM

Fold at line over top of envelope to the right
of the return address.

CERTIFIED

P 464 620 667

MAIL

State of Idaho
Department of Water Resources
1301 N. Orchard St.
Boise, Id 83706-2237

October 12, 1988

Graff and Lori Moore
Box 3051
Sandpoint, ID 83864

Dear Mr. and Mrs. Moore:

Re: Permit No. 96-8278

This office acknowledges receipt of the assignment conveying the above referenced permit to you. The department has changed its records to reflect the change. Enclosed is a copy of the assignment for your records.

Please complete and return the affidavit of residency. This is required on permits with power uses.

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 December 1, 1990.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED

JAN 11 1989

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 96-8278Reviewed by lyDate 10-12-

BASIC INFORMATION

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

BASIS FOR EXTENSION REQUEST

g Has adequate work been completed to demonstrate due diligence?
g 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 1. Acknowledge assignment

Recommend approval based on due diligence
 for 2 years

Special conditions or remarks:

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

____ Prepare coding sheet
 ____ Change rolodex cardf

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

GRAFF, JAMES D.
RT. 1 BOX 451-A
SANDPOINT, ID 83864

JANUARY 17, 1984

RE: PERMIT NO. 96-8278

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.

PLEASE BE ADVISED THAT PRIOR APPLICATIONS FOR PERMIT HAVE BEEN FILED TO APPROPRIATE WATER FROM YOUR SOURCE WHICH MAY IMPACT THE AVAILABILITY OF WATER TO BE USED UNDER THIS PERMIT. THEREFORE, YOU SHOULD BE SURE TO ANALYZE THE IMPACT OF THESE RIGHTS BEFORE MAKING A MAJOR INVESTMENT FOR YOUR WATER USE PROJECT.

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.

RECORDED

RE: PERMIT 96-8278

PAGE 01
JANUARY 17, 1984

SINCERELY,

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

ENCLOSURE

MICROFILMED

96-8278-overlap review for power 12/20/83

<u>pd/sec</u>	<u>stage</u>	<u>use</u>
96-7108	L	A
96-7279	P	A
96-7363	L	D
96-7463	P	A, D, P ← over lap
96-8014	P	A, AS, AR, SS, RS
96-8096	P	A, P, D ← over lap

<u>pu/sec</u>	
96-7108	A
96-7279	A
96-7363	D
96-8014	A
96-8096	A

no power pu overlaps

ENCLOSURE

[illegible]

96-8228-

GRAFF, JAMES D.

RT. 1 BOX 451-A, SANDPOINT, ID 83864

Source: FLUME CREEK trib. to RAPID LIGHTNING CREEK

Date Filed: 06/27/1983

Diversion Pt: SENW Sec 13 T 58N R 01E

Use: IRRIGATION	(0.10 CFS)
STOCKWATER	(0.02 CFS)
COMMERCIAL	(0.02 CFS)
POWER	(0.50 CFS)
DOMESTIC	(0.04 CFS)
RECREATION STORAGE	(1.0 AF)

In: SENW Sec 13 T 58N R 01E FOR 10 ACRES

MICROFILMED



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

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

7/21/83

Department of Fish & Game
2320 Government Way
Coeur d'Alene, Id. 83814

Re: 96-8278

Gentlemen:

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Appln.

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