

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of

Legal notice

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 13 day of 7, 1983 and ending on the 20 day of 7, 1983 and that said notice was published in said newspaper.

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:

96-8267
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 JK
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
CHARLES G. &/or BRYD.
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 14T 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 PATRICIAS.
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, ARTI &/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 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 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 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 B.
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. & PATRICIA
6800 COLBURN-CULVER RD., SANDPOINT, ID 83860
Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWNW Sec 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 & 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

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II
P H O T O G R A P H S



CAREYWOOD CR HOLDING POND
BEAVER CR HOLDING POND. PIC DID NOT
DEVELOPE - TDK

MICROFILMED
FEB 08 1991



; NESE, SWSE

GL:

PERMIT NUMBER: 96-08273

AC/IRR:

MAP: # 30

/SINKS; BEAVER CR. TRIB. TO: CAREYWOOD CR.

QUAD: D-55, 56

MICROFILMED

FEB 08 1951

T 54 N
R 2 W
30.33
30.32
30.31
30.30

1
30.32
2
30.31
3
30.30
4
30.29

Sec. 18.

640

30 100

Sec. 19.

PREVIOUS

FEB 08 1991

MISSOURI

Sec. 17.

640

Sec. 20.

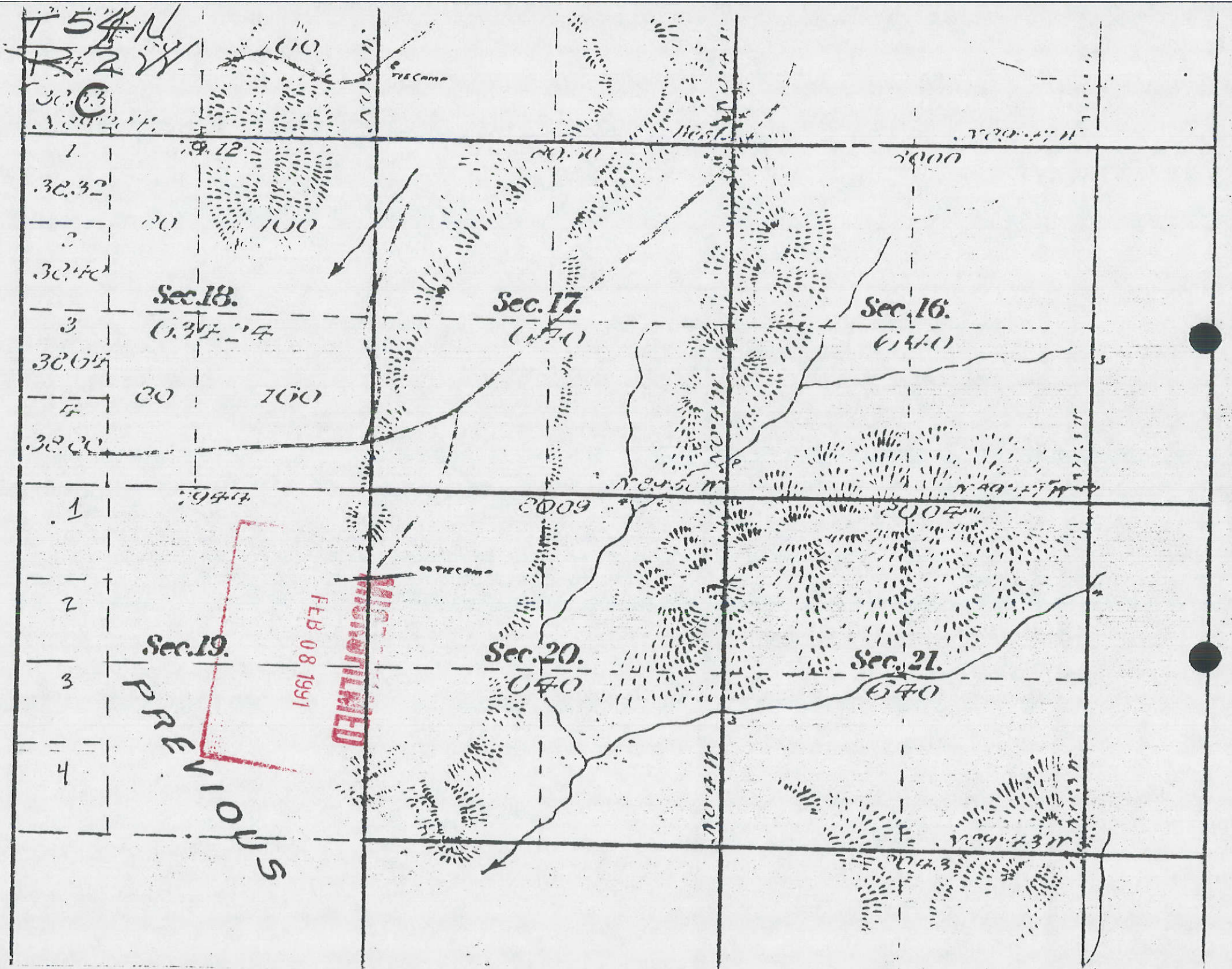
640

Sec. 16.

640

Sec. 21.

640



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08273

Priority: June 24, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
0.7 AF

This is to certify, that SYLVIA A. TOPE

RT. 1 BOX 33

ATHOL, ID 83801

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 24, 1983; and has submitted Proof of Beneficial Use on October 31, 1988. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

CAREYWOOD CREEK
BEAVER CREEK

tributary to SINKS
tributary to CAREYWOOD 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	0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 18, Township 54N, Range 02W
SWSE , Sec. 18, Township 54N, Range 02W
BONNER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

54N 02W 18

NESE

SWSE

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. Stockwater use is for 30 head.

MICROFILMED

FEB 18 1991

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08273

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 24TH
day of JANUARY, 1991.

Acting for


R. Keith Higginson, Director

MICROFILMED

FEB 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Sylvia A. Tope Phone 683-2464
Post office address Rt 1, Box 33, Athol, Idaho 83801
2. Source of water supply Careywood Creek which is a tributary of Sinks
Beaver Creek Careywood Creek
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 54N
Range 2W B.M. Bonner County, additional points of diversion if any: _____
SWSE SEC 18 T.54N R2W

4. Water will be used for the following purposes:

Amount 0.20 cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) Stock
Amount 0.10 for Diversion purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) Storage
Amount 2.0 for Storage for purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) Stock
Amount 2.0 for Storage for purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) Irrigation
2.0 AF Irrigation from 3/15 11/15
Storage

5. Total quantity to be appropriated:

a. 0.20 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. Small pond in Beaver
Creek. Larger offstream pond off Careywood
Creek (excavated pond)

b. Height of storage dam 0 feet, active reservoir capacity 2.0 acre-feet; total reservoir
capacity 2.0 acre-feet, materials used in storage dam: N/A

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: SW SE
(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 54N
Range 2W B.M.

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

(3) List number of each kind of livestock to be watered 30 head cattle

(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: _____

RECORDED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
54N	2W	18												17					17

Total number of acres to be irrigated 17

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 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 _____

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

Handwritten annotations on the grid map:

- R2W
- T54N
- 18
- X P10
- X P10
- X P10

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.

Sylvia A. Tope
(Applicant)

MICROFILMED

MICROFILMED

Received by paa Date 6-24-83 Time 9:10
Preliminary check by RSH Fee \$ 3000
Receipted by paa Date 6/24/83 (28256)
Publication prepared by 7/7/83 Date KR
Published in Newspoint 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 RSH 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. 96-8273, 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.

Acting David R. Tuttle
Chief, Operations Bureau

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

illegal 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:

96-8267
BRUNER, WILLIAM R.
121 E. RAWHIDE,
ILBERT, AZ 85234
Source: SPRING trib. to
THREE SISTERS CREEK
Date Filed: 06/17/1983
Diversion Pt: NENW Sec 15
54N R 02W
Use: IRRIGATION (0.20
CFS)
RRIGATION STORAGE
10.0 AF)
TOCKWATER (0.02 CFS)
TOCKWATER STORAGE
10.0 AF)
RECREATION STORAGE
10.0 AF)
DIVERSION TO STORAGE
0.20 CFS)
n: NWNW Sec 15 T 54N R
2W NENW Sec 15 T 54N R
2W For 30 ACRES.

Notary Public for Ida

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
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
T. CHARLES G. &/or
B. YD.
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, SAND-
POINT, ID 83864

Source: DUNN CREEK trib.
to FLUME CREEK
UNNAMED STREAM trib.
to FLUME CREEK

Date Filed: 06/27/1983
Diversion Pt: SESE Sec 14T
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, SAND-
POINT, 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, ART
&/or KATHLEEN
RT. 3 BOX 2, SANDPO
ID 83864
Source: MIRROR L
trib. to PEND ORI
LAKE
Date Filed: 06/24/1983
Diversion Pt: NWSW S
T 56N R 01W
Use: IRRIGATION
CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWSW Sec 30 T 56N
01W FOR 5 ACRES

96-8282
BIRKHIMER, ONWAR
300 W. BRONX RD., SA
POINT, ID 83864

Source: SPRING trib
SAND CREEK
Date Filed: 06/27/1983
Diversion Pt: LOT 01 S
T 57N R 02W

Use: DOMESTIC
CFS)
RECREATION (0.20 CFS)
RECREATION STORA
(2.0 AF)

In: LOT 01 Sec 03 T 57N
02W

96-8284
KACHEL, SCOTT
RT. 1 BOX 226 SAMU
ID 83863

Source: CARIBOU CRI
trib. to PACK RIVER
Date Filed: 06/28/83
Diversion Pt: NWNE S
T 59N 02W

Use: IRRIGATION
CFS)
POWER: (0.20 CFS)
DOMESTIC: (0.04 CFS)
RECREATION: (0.20 CFS)

In: SWSE Sec 11 59N R
FOR 5 ACRES

96-8286
HAMMER, GARFIELD
HCR 66 BOX 808, SAGLE
83860

Source: SPRING trib.
SINKS
Date Filed: 06/24/1983
Diversion Pt: SESW Sec 0
56N R 01W

Use: DOMESTIC
CFS)
In: SESW Sec 04 T 56N
01W

96-8287
KOICH, GEORGE B. &
PATRICIA
6800 COLBURN-CULVA
RD., SANDPOINT, ID 83860

Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWNW Sec
T 58N R 01W

Use: IRRIGATION
CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.11 CFS)

In: NENW NWNW Sec 35
55N R 01W FOR 20 ACRES

96-8288
BENNER, WAYNE &
VICKI
RT 1 BOX 233, SAGLE,
83860

Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SWSE Sec 1
56N R 03W

Use: IRRIGATION
CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)

In: SWSE Sec 14 T 56N
03W FOR 15 ACRES

RECEIVED

February 5, 1991

SYLVIA A. TOPE
RT. 1 BOX 33
ATHOL, ID 83801

RE: WATER RIGHT NO. 96-08273

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

FEB 18 1991

January 7, 1991

SYLVIA A. TOPE
RT. 1 BOX 33
ATHOL, ID 83801

RE: WATER RIGHT NO. 96-08273

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

MICROFILMED
FEB 08 1991

LICENSE REVIEW CHECKLIST

Permit No. 96-8273

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance no ☒
Order to reinstate needed? yes no ☒

Total cfs Limited by fee no ☒
Limited by capacity yes ☒ (Rate paid for 30 head)

Total volume Limited by flow no ☒
Chart checked for AF rate/ac N/A

Capacity Actual measurement checked NONE
Theoretical checked NONE
If greater than permit, check for other rts no ☒

Source Changed? yes no ☒
If so, is memo needed to clarify? no ☒

P/D Verify with map yes ☒ permit yes ☒
More than one per 1/4 Remember remark no ☒
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart N/A

P/U Verify with map yes ☒ permit yes ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4 yes ☒
Description of non-irrig uses no ☒
Special overlap condition no ☒

Conditions -

Measuring device no ☒
W.Master control no ☒
Overlap no ☒
Water quality no ☒
Other no ☒

Dates/Misc. -

Water Dist yes ☒
App Rec'd yes ☒
Proof Rec'd yes ☒

CHECK FOR ADJ. CLAIM

Needed according to proof filed
Filed - needs amended no ☒
Add'l fee required no ☒
Not filed - yes ☒
Not needed yes ☒

RECEIVED

FEB 08 1991

Comments/Changes to Examiner's Recommendations:

License 10-day ☒ 30-day ☒

Back of field report signed? yes ☒
Reviewer J. Curtis Date 12/26/90 Review time 7 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 96-08273

A. GENERAL INFORMATION

- ☒ 1. Name and address are most current available. (Check BU statement)
☒ 2. Exam Date
☒ 3. Source (Check Permit)

B. OVERLAP REVIEW

- ☒ 1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- ☒ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
☒ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
☒ 3. Word Picture (Rule 5,1,3 / 5,1,4)
☒ 4. Diversion (Rule 5,1,3)
☒ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
☒ 6. Irrigation (Rule 5,1,8), Method of determination,
Compare USGS/Land Survey?Aerial Photos/Permit.

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

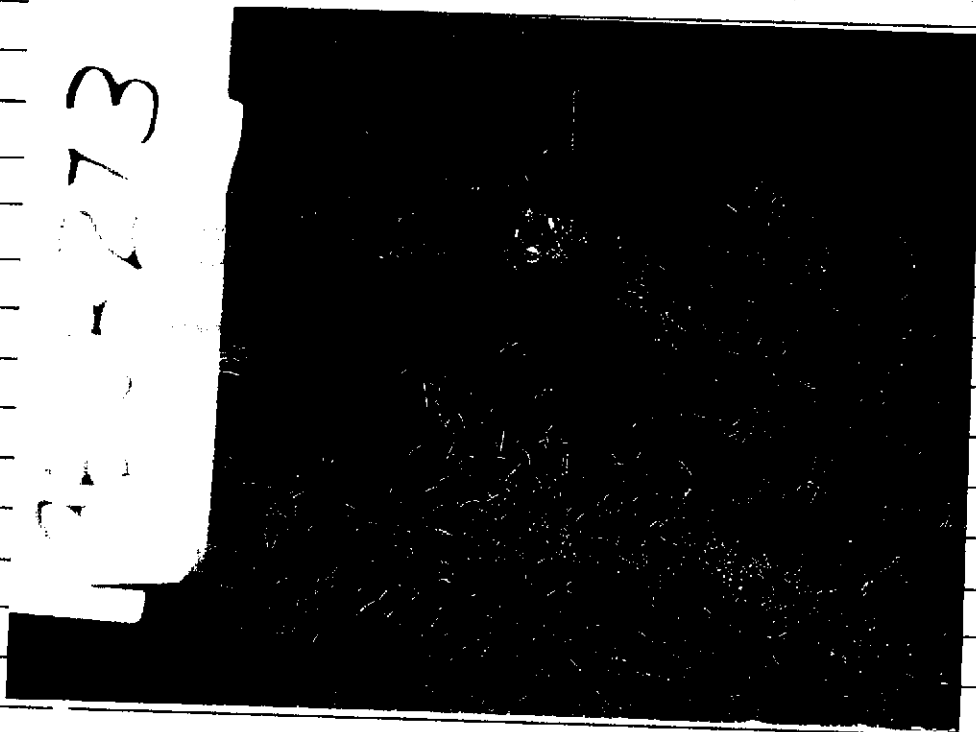
Date

4/3/90

RECEIVED
JUN 27 1990

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II
P H O T O G R A P H S



CAREYWOOD CR HOLDING POND
BEAVER CR HOLDING POND PIC DID NOT
DEVELOPE - TDK

MICROFILMED

FEB 08 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08273

1. Owner: Sylvia Taper Phone No. _____

Current Address: Pt. 1 Box 33 Athol Id 83801

2. Accompanied by: _____ EXAM. DATE: 8/14/89

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: CAREYWOOD CK tributary to Sinks
BEAVER CK CAREYWOOD CK.

B. OVERLAP REVIEW

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

☐ Copies Attached

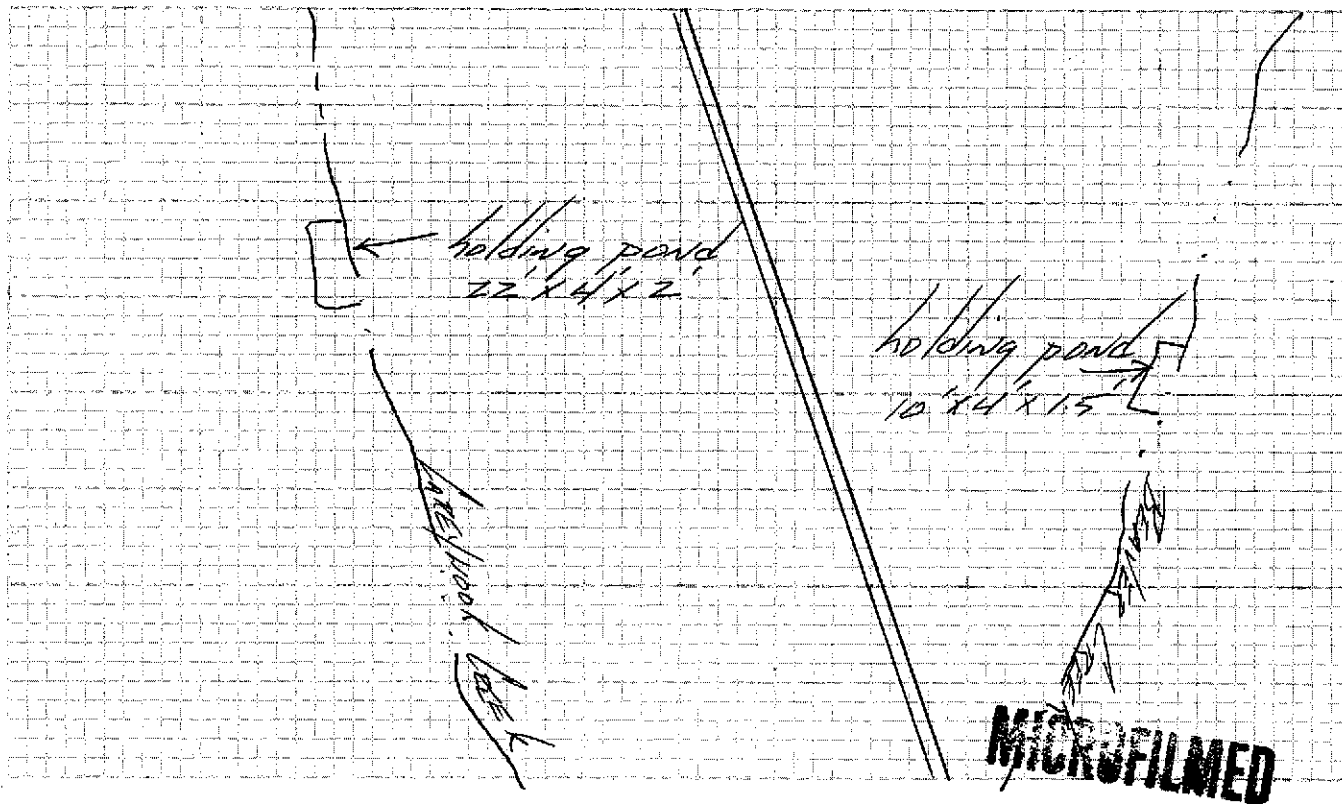
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

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

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

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

FEB 08 1991

System Description (continued)

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

Two holding ponds one on Careywood Cr. measuring 22'x4'x2' and one on Beaver Cr. measuring 10'x4'x1.5', both are used for stock water.

☐ 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

*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
					SE 18	54N	2W	BONNER	MAP
					NE 18	54N	2W	BONNER	MAP

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

Indicate Method of Determination MAP TRK

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	
54N	2W	18															5		
54N	2W	18													5				

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FEB 08 1991

Do not use this space

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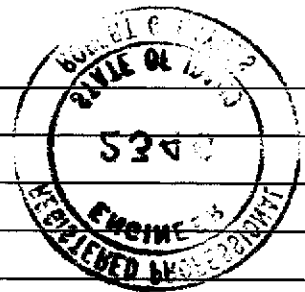
D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

.02 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave 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:

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

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

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

2. Volume Calculations for Other Uses:

$$\frac{30 \text{ HEAD} \times 12 \times 365 \text{ day}}{43} = \frac{131400}{7.48} = \frac{17566}{43560} = .04 \text{ AFA}$$

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FEB 68 1991

[illegible]

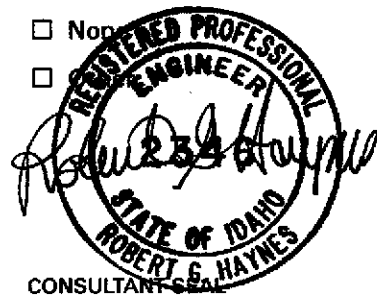
1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STAKEWATER	1-1	12-31	.02	.4
Totals:			.02	.4

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

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

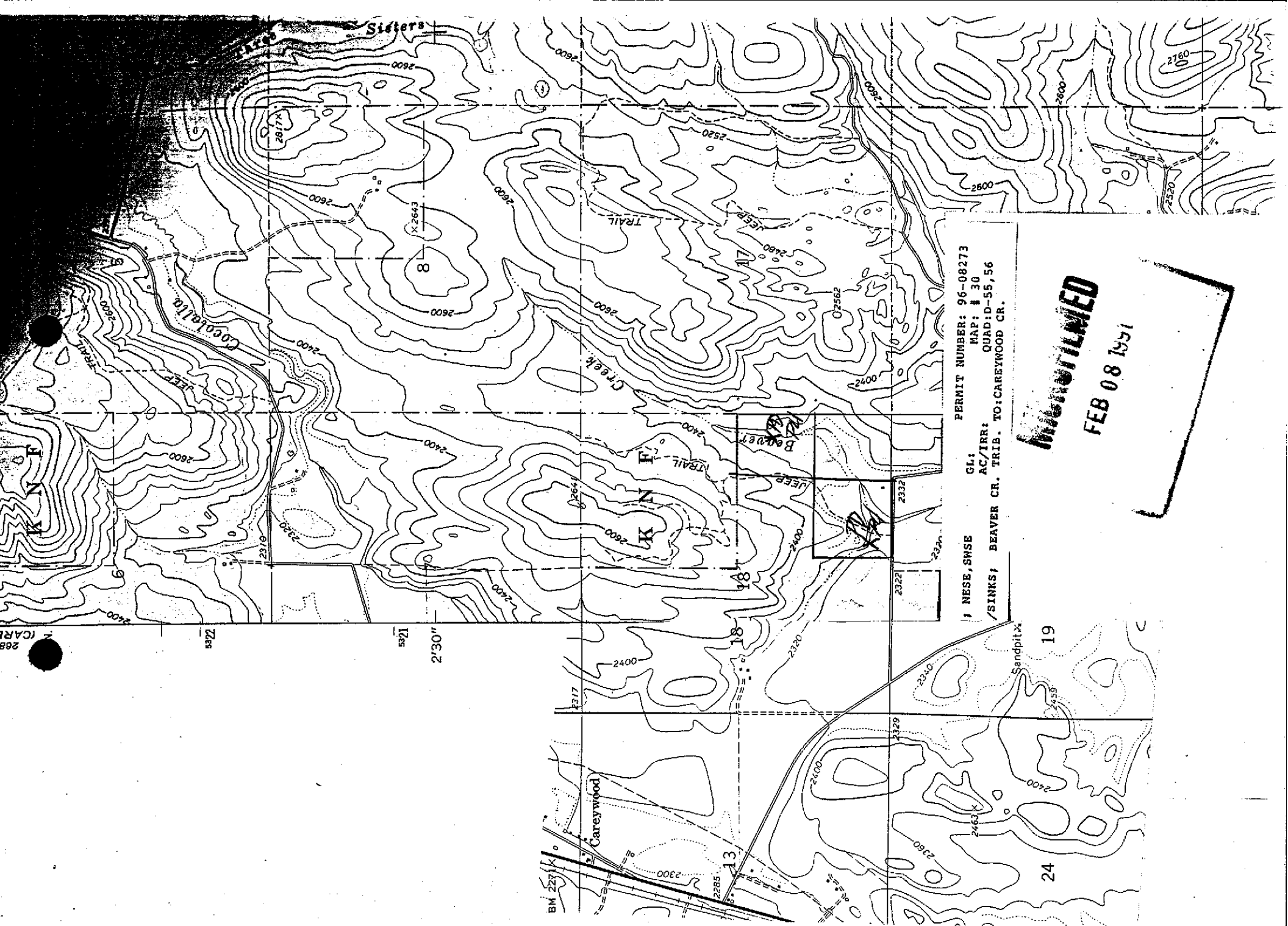
Field Examiner's Name Charles E. Shannon
Signature Charles E. Shannon
Certification Date 2/17/81
Field Report Preparation Date 8/14/89



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

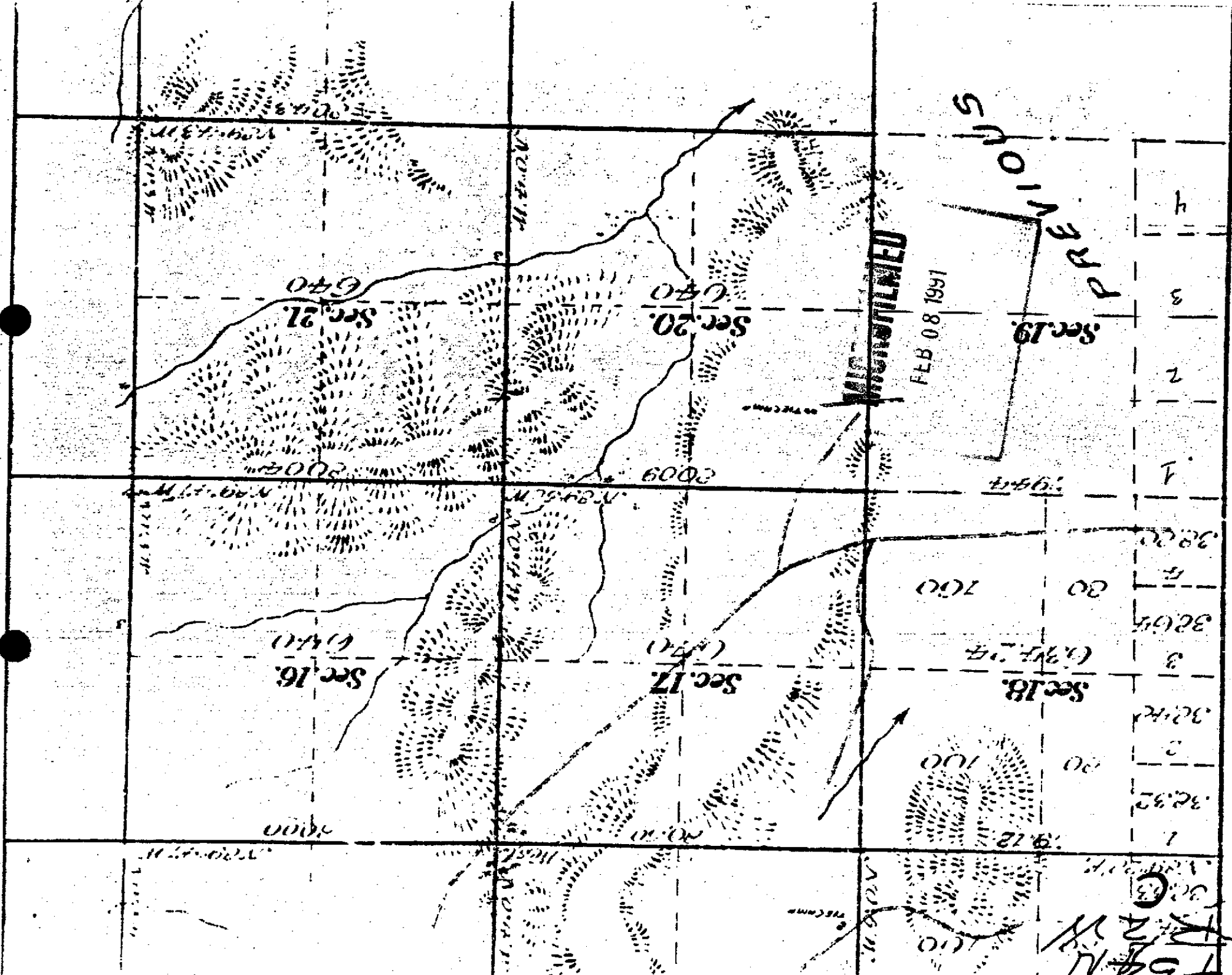
MICROFILMED

FEB 08 1991



PERMIT NUMBER: 96-08273
GL: AC/IRR: MAP: # 30
/SINKS; BEAVER CR. TRID. TO: CAREYWOOD CR.

Microfilm
FEB 08 1951



FEB 08 1991

UNFILMED

Sec. 19

Sec. 20

Sec. 21

Sec. 18

Sec. 17

Sec. 16

1	3232	20	100	3242	3	3262	30	3280	1	2	3	4
---	------	----	-----	------	---	------	----	------	---	---	---	---

PREVIOUS

754N
K22N
3003



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

Ms. Sylvia Tope
Rt. 1 Box 33
Athol, Id. 83801

Re: 96-08273

Dear Ms. Tope:

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

MICROFILMED

JAN 11 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 94-8273

Date: 11-15-88

General Considerations:

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

Source of Water:

Y 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:

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?
_____ 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

no # enc

RECEIVED

OCT 31 1988

Form 217
03/86

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by gs
Sent to region _____

PROOF OF BENEFICIAL USE

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. 96-08273

Name(s) of Permit Holder: Sylvia A. Tope

Post Office Address: Rt #1, Box 33, Athol, Idaho 83801

Telephone No. 683-2464

Source of Water: Pond in Beaver Creek & excavated pond off Careywood Creek

Extent of Use:

Domestic _____ (number of households)

Stockwater 30-40 head cattle (number and type of stock)

Irrigation _____ (acres)

Other/Remark also wild life

Total rate and/or volume for which proof is submitted .02 cfs _____ acre-foot

Show the date water was first diverted and beneficially used under this permit: Beaver Creek in 1983
Pond off Careywood Creek 1988

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

Fee enclosed \$ _____
(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:

Sylvia A. Tope (Name) (208) 683-2464 (Telephone Number)

Rt #1, Box 33, Athol, Idaho 83801 (Address)

The above information is my true statement of the extent to which the above numbered permit has been developed. I relinquish any undeveloped portion of the permit to the state of Idaho.

Oct. 28, 1988
Date

Sylvia A. Tope (owner)
Signature of Permit Holder (and title, if appropriate)

JAN 11 1989

CONVERSATION MEMORANDUM

DATE 11-14-88FILE 96-8273NAME OF PARTY Sylvia A. LopezEMPLOYEE Pete Fleck

RE:

Per telephone conversation, this permit holder has developed the stockwater and wildlife uses only. The water has been put to a beneficial use for irrigation.

MICROFILMED

JAN 11 1989

138413
August 31, 1988

SYLVIA A. TOPE
RT. 1 BOX 33
ATHOL, ID 83801

PROOF DUE NOTICE

RE: PERMIT NO. 96-08273

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

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

TOPE, SYLVIA A.
RT. 1 BOX 33
ATHOL, ID 83801

NOVEMBER 22, 1983

RE: PERMIT NO. 96-8273

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: RYA APPLICATION NUMBER: 96-8273

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.

Field check by: _____

Date: _____

Comments: _____

- ☒ 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.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising. 8/1/83
Final date for protests: 8/1/83
☐ 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? _____
☒ 6/24/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RYA Date: 10/5/83

STATE OFFICE REVIEW:

417 26

- ☐ See attached sheet for more information.

By: KW Date: 11/1/83

Department of Water Resources

APPROVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

RECEIVED

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

96-8273-

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

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