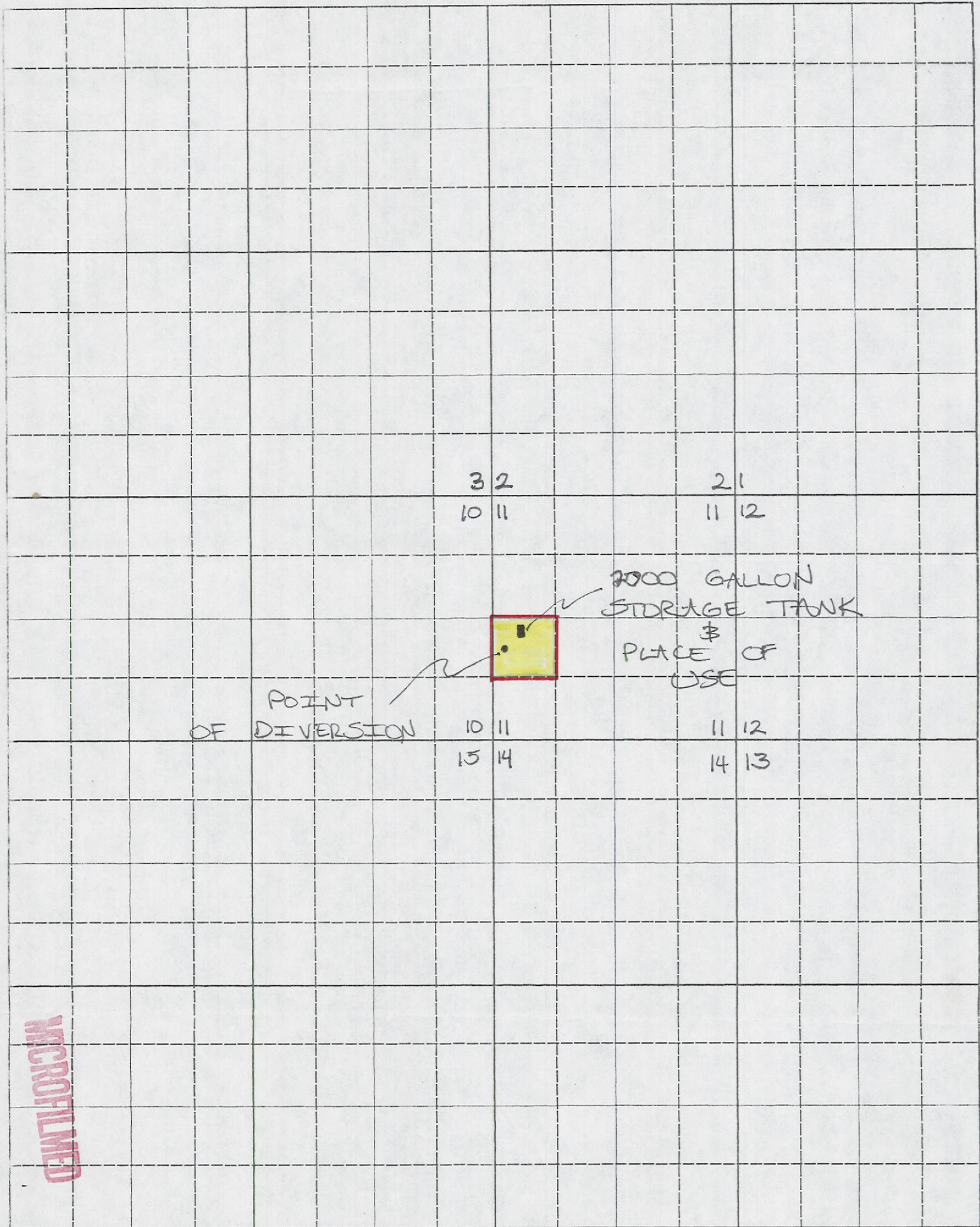


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

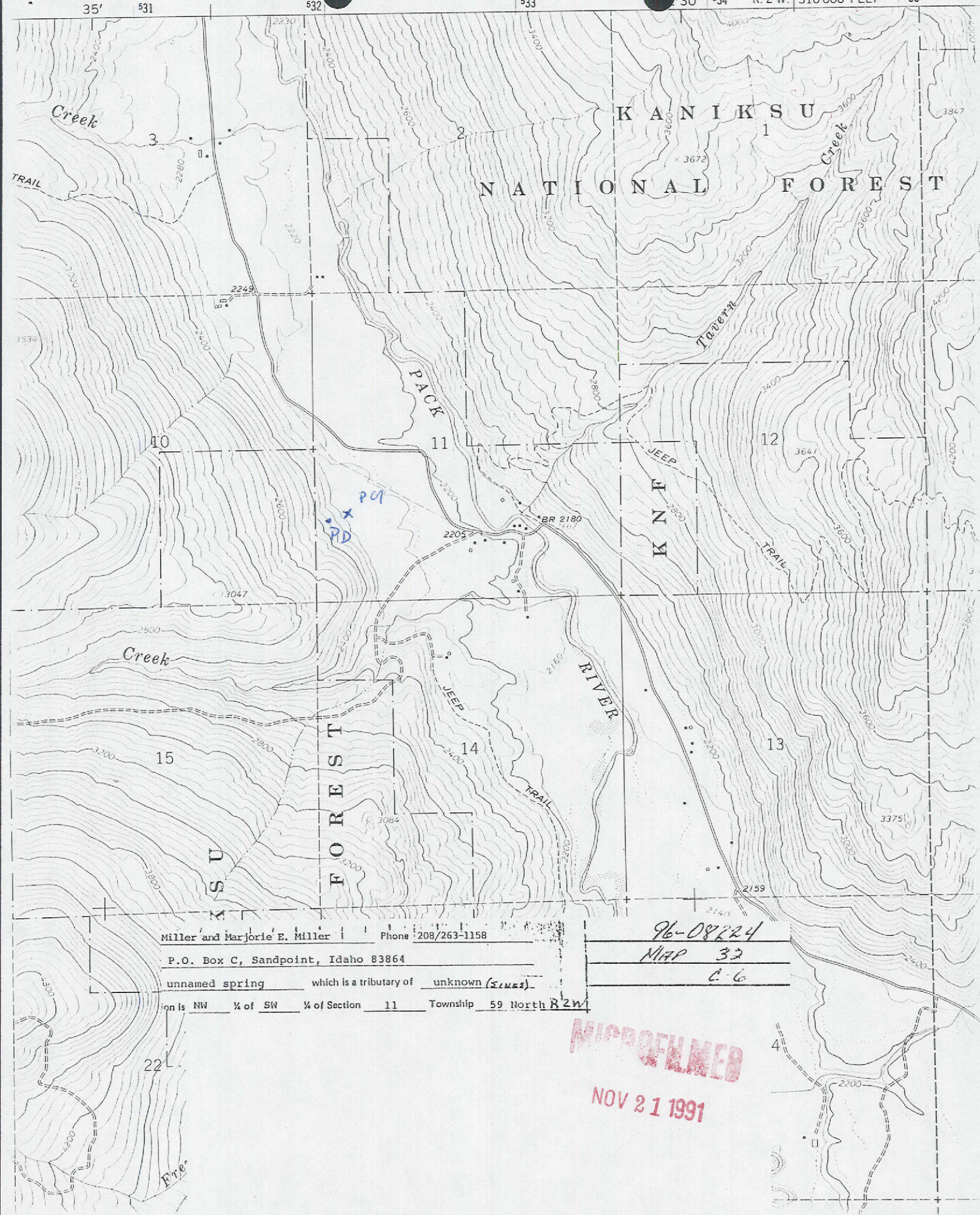


MICROFILMED

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.

Eugene C. Miller - Marjorie E. Miller
(Applicant)



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08224

Priority: June 3, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

This is to certify, that EUGENE C MILLER
MARJORIE E MILLER

PO BOX C

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 3, 1983; and has submitted Proof of Beneficial Use on July 1, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to **PACK RIVER**

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNWSW , Sec. 11, Township 59N, Range 02W
BONNER County

PLACE OF USE: DOMESTIC
TWN RGE SEC

59N 02W 11 NWSW

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. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
6. Domestic use is for 1 home.

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NOV 21 1991

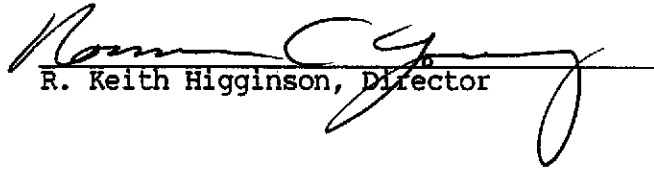
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08224

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 21st
day of OCTOBER, 1991.

Acting for


R. Keith Higginson, Director

RECEIVED

NOV 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

Eugene C.

1. Name of applicant Miller and Marjorie E. Miller Phone 208/263-1158
Post office address c/o P.O. Box C, Sandpoint, Idaho 83864
2. Source of water supply unnamed spring which is a tributary of unknown (SINKS)
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 59 North
Range 2 W B.M. Bonner County, additional points of diversion if any: N/A
*From map
H-63-83*

4. Water will be used for the following purposes:

- .06 cfs per letter of 6-3-83*
Amount .20 cfs for domestic purposes from January 1 to December 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- .06 cfs per letter of 6-3-83*
a. .20 cubic feet per second and XXXXXXXXXXXXXXXXXXXXXXXX acre-feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. pipe, two-inch, with 2000 gallon storage tank located on Applicants' property.
b. Height of storage dam N/A feet, active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet, materials used in storage dam: N/A
Period of year when water will be diverted to storage N/A to N/A inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.

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

Description of proposed uses:

- a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 11 Township 59 North
Range 2 W B.M. *From map - 6-3-83-H*
(2) Amount of power to be generated: N/A horsepower under N/A feet of head.
(3) List number of each kind of livestock to be watered unknown
(4) Name of municipality to be served N/A, or number of families to be supplied with domestic water two (2).
(5) If water is to be used for other purposes describe: N/A

MICROFILMED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion Lem R. Finley and Patricia A. Finley

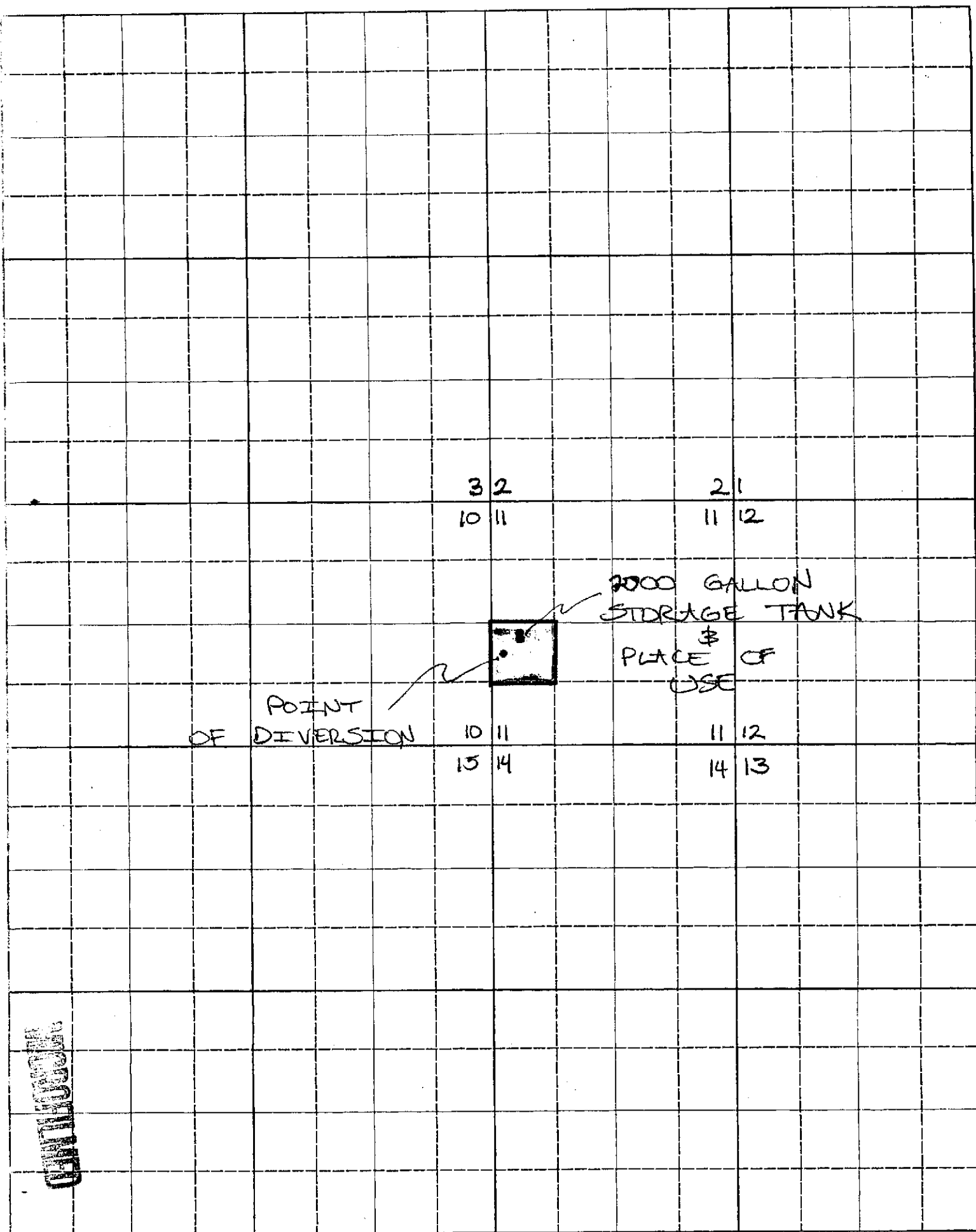
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Mr. and Mrs. Finley have entered into an agreement with the Applicants allowing the Applicants to use water from the subject spring.

10. Remarks _____

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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.

Eugene C. Miller - Marjorie E. Miller
(Applicant)

Proposed Priority 6/3/1983

Received by JH Date 6-3-83 Time Noon

Preliminary check by JH Fee \$ 30⁰⁰

Receipted by JH Date 6/3/83 (27114)

Publication prepared by PMS Date 6/8/83

Published in Idaho Bee

Publication dates 6/15 & 22/83

Publication approved AB Date 7/27/83

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RWH TC

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. 96-8224, 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 August 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.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 12th day of August, 1983.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

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 15 day of 6, 1983 and ending on the 22 day of 6, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 6 day of 7, 1983.

Adrian M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-8213
DICKINSON, O.N. &/or PAULINE
RT. 1 BOX 265, SAGLE, ID 83860

Source: GROUNDWATER
Date Filed: 06/01/1983
Diversion Pt: NWNW Sec 32 T 56N R 02W
Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNW Sec 32 T 56N R 02W FOR 5 ACRES

96-8214
HESTER, DON &/or JANE
P.O. BOX 61, CAREY-
WOOD, ID 83809
Source: GROUNDWATER
Priority Date: 06/01/1983
Diversion Pt: NWSE, Sec 18 T 54N R 02W
Use: DOMESTIC (0.08 CFS)
In: NWSE Sec 18 T 54N R 02W

96-8215
MAYO, JOE CARL &/or ARETA
P.O. BOX 128, COLBURN, ID 83865
Source: UNNAMED
STREAM trib. to GROUSE CREEK
Date Filed: 06/02/1983
Diversion Pt: NWSE Sec 07 T 59N R 02E
Use: POWER (0.50 CFS)
In: SWSE Sec 07 T 59N R 02E

96-8216
CUDDY, WILLIAM &/or LOIS
P.O. BOX 849, THOMPSON FALLS, MT. 59873
Source: UNNAMED
STREAM trib. to PEND OREILLE LAKE
Date Filed: 06/02/1983
Diversion Pt: NESE Sec 21 T 57N R 01E
Use: DOMESTIC (0.04 CFS)
In: NESE LOT 03 Sec 21 T 57N R 01E

96-8222
FINLEY, LEMUEL R. &/or PATRICIA A.
C/O P.O. BOX C, SAND-
POINT, ID 83864
Source: SPRING trib. to PACK RIVER
Date Filed: 06/03/1983
Diversion Pt: NWSW Sec 11 T 59N R 02W
Use: DOMESTIC (0.20 CFS)
In: NWSW Sec 11 T 59N R 02W

96-8223
ODEN VIEW ESTATES IMPROVEMENT ASSN.
RT. 1 BOX 569B1, SAND-
POINT, ID 83864
Source: PEND OREILLE LAKE trib. to PEND OREILLE RIVER
Date Filed: 06/03/1983
Diversion Pt: SWSE Sec 05 T 57N R 01W
Use: IRRIGATION (0.07 CFS)
In: SWSE Sec 05 T 57N R 01W FOR 1 ACRES

96-8224
MILLER, EUGENE C. &/or MARJORIE E.
C/O P.O. BOX C, SAND-
POINT, ID 83864

Source: SPRING trib. to SINKS
Date Filed: 06/03/1983
Diversion Pt: NWSW Sec 11 T 59N R 02W
Use: DOMESTIC (0.20 CFS)
In: NWSW Sec 11 T 59N R 02W

96-8225
MEISER, VERNON M. &/or ALBERTAL.
P.O. BOX 5805, RENO, NV 89513
Source: GROUNDWATER
Date Filed: 06/02/1983
Diversion Pt: SENE Sec 16 T 56N R 02W
Use: IRRIGATION (0.04 CFS)
COMMERCIAL (0.04 CFS)
DOMESTIC (0.04 CFS)
In: SENE Sec 16 T 56N R 02W SWNW Sec 15 T 56N R 02W FOR 12 ACRES

96-8226
HURLEY, GEORGE &/or RHONDA
RT. 1 BOX 461, SAND-
POINT, ID 83864
Source: RAPID LIGHT-
NING CREEK trib. to PACK RIVER
Date Filed: 06/06/1983
Diversion Pt: NESE Sec 02 T 58N R 01E
Use: DOMESTIC (0.02 CFS)
In: NESE Sec 02 T 58N R 01E

96-8227
NEWTON, HAROLD
KYER, LENARD R.
NEVEAU, PEARL
P.O. BOX 1071, SAND-
POINT, ID 83864
Source: GROUNDWATER
Date Filed: 06/07/1983
Diversion Pt: NENE Sec 29 T 57N R 03W
Use: DOMESTIC (0.08 CFS)
In: NENE Sec 29 T 57N R 03W

96-8228
ARGUE, ROBERT
STAR RT. BOX 97, HOPE, ID 83836
Source: SPRING trib. to PEND OREILLE LAKE
UNNAMED STREAM trib. to PEND OREILLE LAKE
Date Filed: 06/07/1983
Diversion Pt: SENE Sec 21 T 57N R 01E
Use: IRRIGATION (0.03 CFS)
DOMESTIC (0.02 CFS)
In: SWNE Sec 21 T 57N R 01E FOR 1 ACRE

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before JULY 5, 1983.

KEN DUNN, Dir.
Published 6/15 & 6/22/83.
Dept. of Water Resources

MICROFILMED

EUGENE C MILLER
MARJORIE E MILLER
PO BOX C
SANDPOINT ID 83864

October 22, 1991

RE: WATER RIGHT NO. 96-08224

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
NOV 21 1991

LICENSE REVIEW CHECKLIST

Permit No. 96-8224

Name/Address change? ok ✓

Priority date Advance? yes no ✓

Memo to advance
Order to reinstate needed? yes no ✓

Total cfs Limited by fee 04

Limited by capacity ✓

Total volume Limited by flow

Chart checked for AF rate/ac N/A

Capacity Actual measurement checked

Theoretical checked
If greater than permit, check for other rts

Source Changed? yes no ✓

If so, is memo needed to clarify?

P/D Verify with map ✓ permit ✓

More than one per 1/4? Remember remark

Check p/d overlap N/A

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

P/U Verify with map ✓ permit ✓

> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4 ✓

Description of non-irrig uses ✓

Special overlap condition

Conditions -

Measuring device

W.Master control

Overlap

Water quality

Other 004

Dates/Misc. -

Water Dist

App Rec'd ✓

Proof Rec'd ✓

CHECK FOR ADJ. CLAIM Needed according to proof filed

Filed - needs amended

Add'l fee required

Not filed -

Not needed ✓

Comments/Changes to Examiner's Recommendations:

License 1.04 stated on b/n 10-day ✓ 30-day

Back of field report signed?

Reviewer S. Carter Date 10/14/91 Review time 5 min.

NOV 21 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 28 1991

A. GENERAL INFORMATION

Department of Water Resources
Permit No. 7008224

1. Owner: Miller & Marjorie E. Miller Phone No. 263-3153
Current Address: 40 P.O. Box C, Sandpoint, ID 83864

2. Accompanied by: None EXAM. DATE: 7/6/90

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Unnamed Spring tributary to Sinks Pack River

B. OVERLAP REVIEW

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

☐ Copies Attached

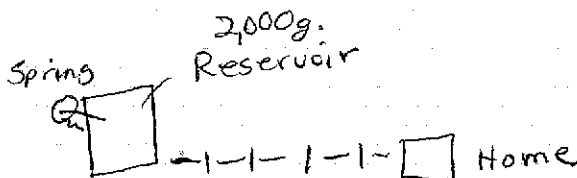
2. Other water rights with same point of diversion: _____

☐ 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



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NOV 21 1991

Scale: 1" = NTS

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

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

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

Photo did not develop

System Description (continued)

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

Spring water is piped to 2,000 gallon reservoir
and then gravity fed to home.

☐ 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
Gravity					

*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
		SW	NW	SW	11	59N	2W	Bonner	Map

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

Indicate Method of Determination _____

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	
59N	2W	11										D							

NOV 21 1991

Do not use this space

D. FLOW MEASUREMENTS *None*

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

1 home C & G

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 Ampsx .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:

RECORDED

NOV 21 1991

1 home C & G

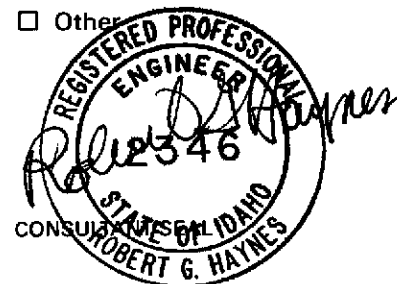
[illegible]

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1-1	12-31	0.04	1.2
Totals:			0.04 cfs	1.2 AFA

☐ 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

Field Examiner's Name Theresa J Wright
Signature Theresa J Wright
Certification Date 4/16/90
Field Report Preparation Date 2/6/90



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

REPORT

NOV 21 1991

35' 531

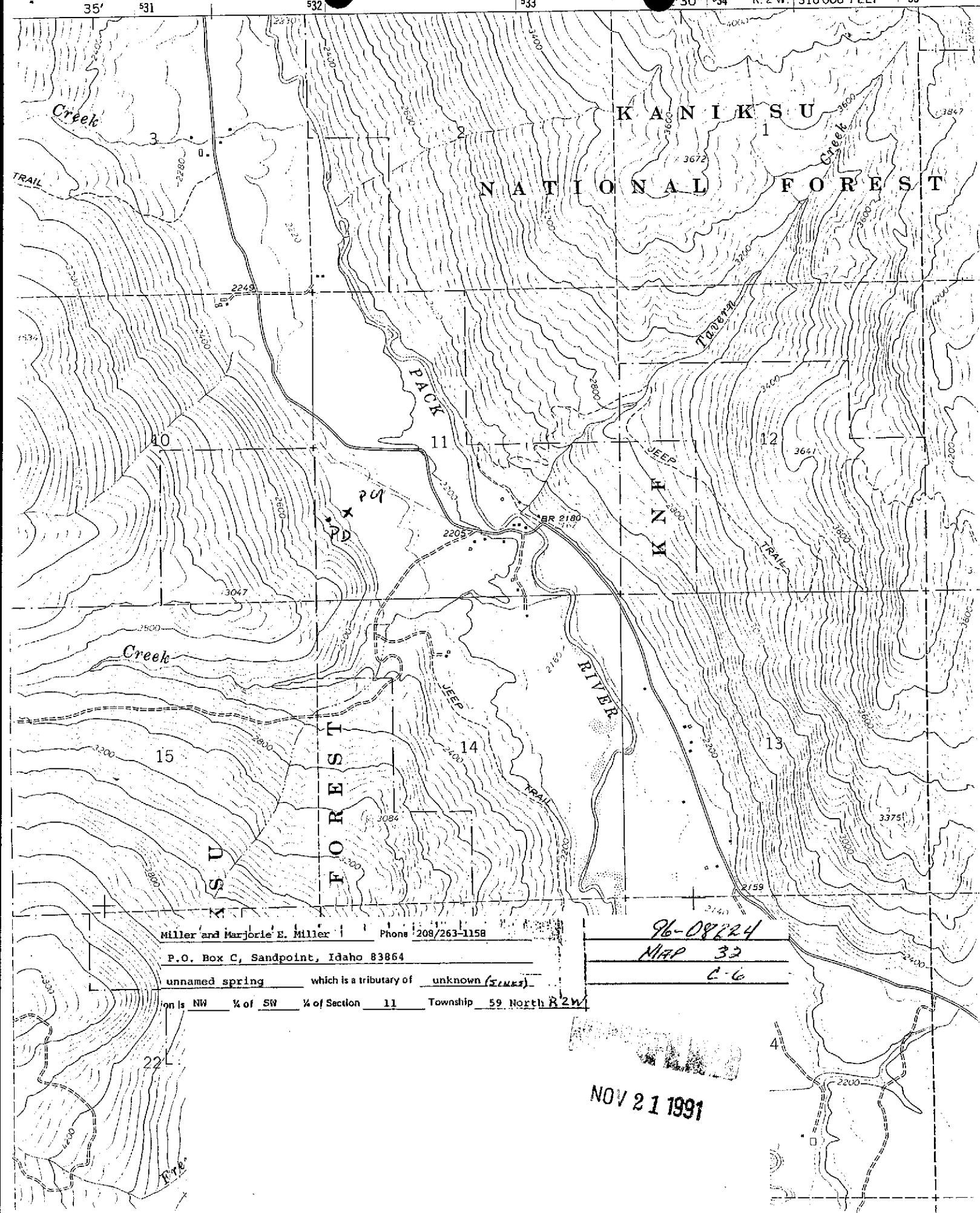
532

533

30" 534

R. 2 W. 310 000 FEET

535



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8224
Name(s) of Permit Holder(s): MILLER EUGENE C. & MARJORIE E.
Post Office Address: 700 CARIBOU CREEK ROAD
SAMUELS, IDAHO 83864 Tel. No. _____

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

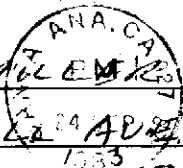
PROJECT COMPLETED

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

Date

Signature of Permit Holder

EUGENE M. MILLER
2625 W. HALL AVE
1983
SANTA ANA CALIF 9270



RECEIVED



NOV 21 1991



SEP 27 1983

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720





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

September 12, 1988

Mr. Eugene Miller
P.O. Box C
Sandpoint, Id. 83864

Re: 96-8224

Dear Mr. Miller:

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 at the time he makes the examination so that you may show him 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

RECEIVED
NOV 21 1991

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8224

Date: 8-2-1988

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
NA 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:

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

Remarks: *Proof acceptable*

_____ Priority Calculation:
Date proof received _____

Date proof due _____ + _____

No. of days late _____ = _____

Priority date _____ + _____

NEW PRIORITY DATE _____ = _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
JUL - 5 1988

For Office Use Only
Fee Received ✓
Date 7/11/88
Receipt # 11
Received by [Signature]
Reviewed by [Signature]
Sent to region 2

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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. 96-8224

Name(s) of Permit Holder: EUGENE C. MILLER and MARJORIE E. MILLER

Post Office Address: P.O. Box C

Sandpoint, Idaho 83864 Telephone No. 208/263-3115

Source of Water: Unnamed spring, which is a tributary of Pack River.

Extent of Use: X 1

Domestic 1-2 (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark The extent of use may include development of the property up to 2 households, with domestic gardening irrigation and firefighting capabilities

Total rate and/or volume for which proof is submitted .06 0.04 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: SEPT. 1983

Measuring Device: Required? Yes ✓ No
Installed? Yes ✓ No Fee enclosed \$ 50.00
(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:

Ted Finley 208/263-1158
(Name) (Telephone Number)

Upper Pack River, Sandpoint, Idaho 83864
(Address)

MICROFILMED

AUG 18 1988

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.

EUGENE C. MILLER nad MARJORIE E. MILLER

June 24, 1988 Eugene C. Miller Marjorie E. Miller
Date Signature of Permit Holder (and title, if appropriate)

* per letter of 7-11-88

July 25, 1988

Mr. and Mrs. Eugene C. Miller
Mr. and Mrs. Lemuel R. Finley
c/o Lem Finley Sales, Inc.
3500 West Garry Avenue
Standa Ana, Ca 92704

Dear Ladies and Gentlemen:

Re: Permit No. 96-8222 - Finley
Permit No. 96-8224 - Miller

Pursuant to a letter sent to the department from your attorney, Steve Smith, I'm returning check No. 751 in the amount of \$50 to Mr. and Mrs. Finley and check No. 1763 in the amount of \$50 to Mr. and Mrs. Miller since no fee is required for field inspection for a single family domestic use.

In addition, the department will modify the proof forms to reflect the single use for each proof as instructed by Mr. Smith.

The next step is for the department to conduct a field inspection to determine the extent of beneficial use. I cannot tell you just when this inspection will be made, but you will be notified of the department's findings.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: Fiscal Sec.

RECEIVED

AUG 18 1988

COOKE, LAMANNA, SMITH & COGSWELL

CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

FIRST AND SUPERIOR

P. O. BOX C

SANDPOINT, IDAHO 83864

(208) 263-3115

THOMAS E. COOKE
NICK M. LAMANNA
STEPHEN F. SMITH
DAR COGSWELL

July 11, 1988

Department of Water Resources

PRIEST RIVER OFFICE
PRIEST RIVER PROFESSIONAL CENTER
PRIEST RIVER, ID 83856
(208) 448-1221

KAREN M. SATTERLEE
LEGAL ASSISTANT

Rita Fleck
Secretary/Records Manager
State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Re: Mr. and Mrs. Lemuel R. Finley, and Mr. and Mrs. Eugene
C. Miller, Proofs of Beneficial Use, Permits Nos.
96-8222 and 96-8224

Dear Ms. Fleck:

It was a pleasure talking with you by telephone on July 8, 1988.

In confirmation of that telephone conversation, it would be appreciated if you would please administratively adjust each of these two water rights to that of a single family domestic use. It would also be appreciated if you would please return the examination fees directly to Mr. and Mrs. Finley, and Mr. and Mrs. Miller, at the address of Lem Finley Sales, Inc., 3500 West Garry Avenue, Santa Ana, California 92704.

Thank you for your courtesy and assistance.

Very truly yours,

COOKE, LAMANNA, SMITH & COGSWELL

Steve Smith

Steve Smith
Attorney at Law
SS:ps

cc: Mr. and Mrs. Lemuel R. Finley
Mr. and Mrs. Eugene C. Miller

MAILED

AUG 18 1988

COOKE, LAMANNA, SMITH & COGSWELL

CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

FIRST AND SUPERIOR

P. O. BOX C

SANDPOINT, IDAHO 83864

(208) 263-3115

THOMAS E. COOKE
NICK M. LAMANNA
STEPHEN F. SMITH
DAR COGSWELL

June 29, 1988

RECEIVED
JUL - 5 1988

Department of Water Resources

PRIEST RIVER OFFICE
PRIEST RIVER PROFESSIONAL CENTER
PRIEST RIVER, ID 83856
(208) 448-1221

KAREN M. SATTERLEE
LEGAL ASSISTANT

Rita Fleck
Secretary/Records Manager
State of Idaho
Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

Re: Mr. and Mrs. Lemuel R. Finley, and Mr. and Mrs. Eugene
C. Miller, Proofs of Beneficial Use, Permits Nos.
96-8222 and 96-8224

Dear Ms. Fleck:

Enclosed please find the following documents:

1. Proof of Beneficial Use executed
by Lemuel R. Finley and Patricia A.
Finley;
2. Check No. 751 in the amount of
\$50.00 from Lem R. Finley;
3. Proof of Beneficial Use executed
by Eugene C. Miller and Marjorie E.
Miller; and,
4. Check No. 1763 in the amount of
\$50.00 from Eugene C. Miller.

These documents are transmitted to you pursuant to your letter
dated May 31, 1988.

It would be appreciated if you would please process these Proofs
in your usual manner, and transmit them to the Coeur d' Alene
Field Office for field examination.

RECEIVED

AUG 18 1988

Rita Fleck
Secretary/Records Manager
State of Idaho
Department of Water Resources
Page Two
June 29, 1988

In the event there are any questions concerning these documents,
please contact me.

Thank you.

Very truly yours,

COOKE, LAMANNA, SMITH & COGSWELL

Steve Smith

Steve Smith
Attorney at Law
SS:ps
enclosures
cc: Mr. and Mrs. Lemuel R. Finley
Mr. and Mrs. Eugene C. Miller

RECEIVED

AUG 18 1988

138918
CERTIFIED MAIL
May 31, 1988

MILLER, EUGENE C. & MARJORIE E.
C/O P.O. BOX C
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: Permit No. 96-8224

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 August 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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECEIVED

AUG 18 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MILLER, EUGENE C. & MARJORIE E.
C/O P.O. BOX C
SANDPOINT, ID 83864

AUGUST 30, 1983

RE: PERMIT NO. 96-8224

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: [Signature]

APPLICATION NUMBER: _____

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: _____

Letter to App Excess Flow

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 7-5-83 ✓
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/14/83 ✓
☒ 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? _____
Date of priority recommended: 6/3/83
Special conditions of approval or cover letter. Reduce pursuant to letter of June 3

MICROFILMED

By: [Signature]
STATE OFFICE REVIEW: SLW/LIT

Date: 7/29/83

☐ See attached sheet for more information.
By: [Signature]

Date: 8/9/83

RECEIVED

AUG 05 1983

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

96-8224

MILLER, EUGENE C. &/or MARJORIE E.

C/O P.O. BOX C, SANDPOINT, ID 83864

Source: SPRING trib. to SINKS

Date Filed: 06/03/1983

Diversion Pt: NWSW Sec 11 T 59N R 02W

Use: DOMESTIC (0.20 CFS)

In: NWSW Sec 11 T 59N R 02W

MICROFILMED

COOKE & LAMANNA

Attorneys at Law

P. O. Box C

Sandpoint, Idaho 83856

(208) 263-3115

Thomas E. Cooke

Mark M. Lamanna

Steve Smith

Karen M. Satterlee

Legal Assistant

TO

State of Idaho
Department of Water Resources
Route 5, Box 203 - Suite 1
Coeur d' Alene, Idaho 83814

DATE June 1, 1983

SUBJECT Miller Application for
Water Permit

Dear Sir or Madam:

Enclosed please find the original of an Application for
Permit for Gene and Marjorie E. Miller, as well as
our check in the amount of \$30.00 for the Application fee.

Please process in your usual manner.

Thank you for your attention to this matter

Very truly yours,

COOKE, LAMANNA & SMITH

Steve Smith

Steve Smith
Attorney at Law
SS:ps
enclosures

RECEIVED

JUN 3 1983

Department of Water Resources
Northern District Office

RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director
June 3, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

Mr. Eugene C. Miller
c/o P. O. Box C
Sandpoint, Id. 83864

Dear Mr. Miller:

Enclosed is your Receipt No. 27144 in the amount of \$30.00 for your Application for Permit.

The Department may not approve a diversion rate of 0.20 cfs for two homes, so unless we receive word from you within thirty days, we will reduce the amount to 0.06 cfs.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Receipt

MICROFILMED