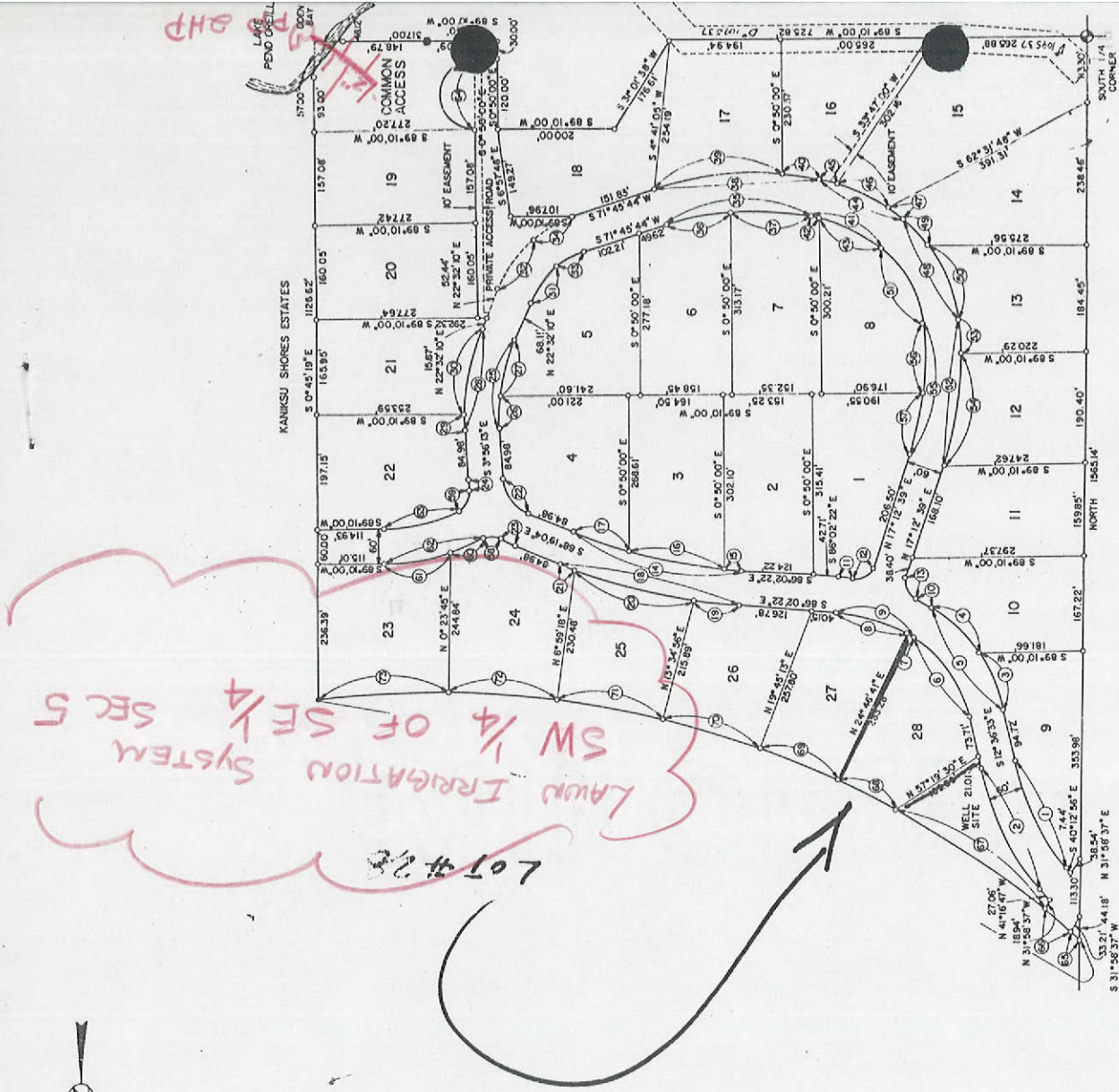








MICROFILMED

APR 05 1989

TWP. 57N RGE. 1W SEC. 5 MAP # C-57 MAP SCALE 2

DATE OF FIELD EXAM

FIELD REPORT MAP PERMIT # 96-8223

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.

Director (Applicant)
Oden View Estates Improvement Assn.

ODEN VIEW ESTATES
A TRACT OF LAND LOCATED IN SECTION 5, TOWNSHIP 57 NORTH,
RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO

Safeco Title Insurance Company of Idaho
113 Cedar St.
Box 758
Sandpoint, Idaho 83864

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.

Lot 422
SW 1/4 OF SE 1/4
System SEC 5



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08223

Priority: July 22, 1983 Amount: 0.03 CFS 3.0 AFA

This is to certify, that ODEN VIEW ESTATES IMPROVEMENT ASSN.
4420 W. ODEN BAY RD.

SANDPOINT, ID 83864 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated May 18, 1983, and
has submitted proof to the Department of Water Resources on November 5, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .100 cfs of water from:

PEND OREILLE LAKE tributary to PEND OREILLE RIVER

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	3.0 AFA

LOCATION OF POINT(S) OF DIVERSION: SWSE , Sec. 5, Township 57N, Range 01W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
57N	01W	5	SWSE	1		1

Total number of acres irrigated: 1

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 9TH
day of MARCH, 1989.

MICROFILMED

APR 05 1989

Acting for the

Director

Norman C. Gung

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-8223 IN THE)
NAME OF ODEN VIEW ESTATES IMPROVEMENT ASSN.) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before September 1, 1984; and,

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

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

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

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on November 5, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-8223 be REINSTATED and the priority advanced to July 22, 1983.

Dated this 8th day of December, 1988.

MICROFILMED

APR 05 1989

L. Glen Saxton

L. GLEN SAXTON, Chief
Water Allocation Bureau

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 Oden View Estates Improvement Assn. Phone 208 263-4865
Post office address Rt. 1 Box 569 B-1 Sandpoint, Id. 83864
2. Source of water supply Pend Oreille Lake which is a tributary of Pend Oreille River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 57N
Range 1W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.07 for Irrigation purposes from 6/1 to 9/1 (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:

a. 0.07 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A 2 h.p. submersible pump encased in a
4", 60' manifold will be used to pump water from the lake for sprinkler system
irrigation.

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ 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 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Sprinkler system irrigation for lawn.

Five sprinklers at approx. 6 gpm output each for 30 gpm total. A 2" discharge
header will be used to feed sprinklers @ approx. 160' discharge head.

MICROFILMED

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

[illegible]

Total number of acres to be irrigated 1

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

9. a. Who owns the property at the point of diversion Oden View Estates Improvement Assn.

b. Who owns the land to be irrigated or place of use Oden View Estates Improvement Assn.

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 Amount requested is in excess of 0.02 cfs/acre because the intention is
water for only two hours or so during the night. This will enable the common
access to be used by residents of Oden View Estates during daylight hours.

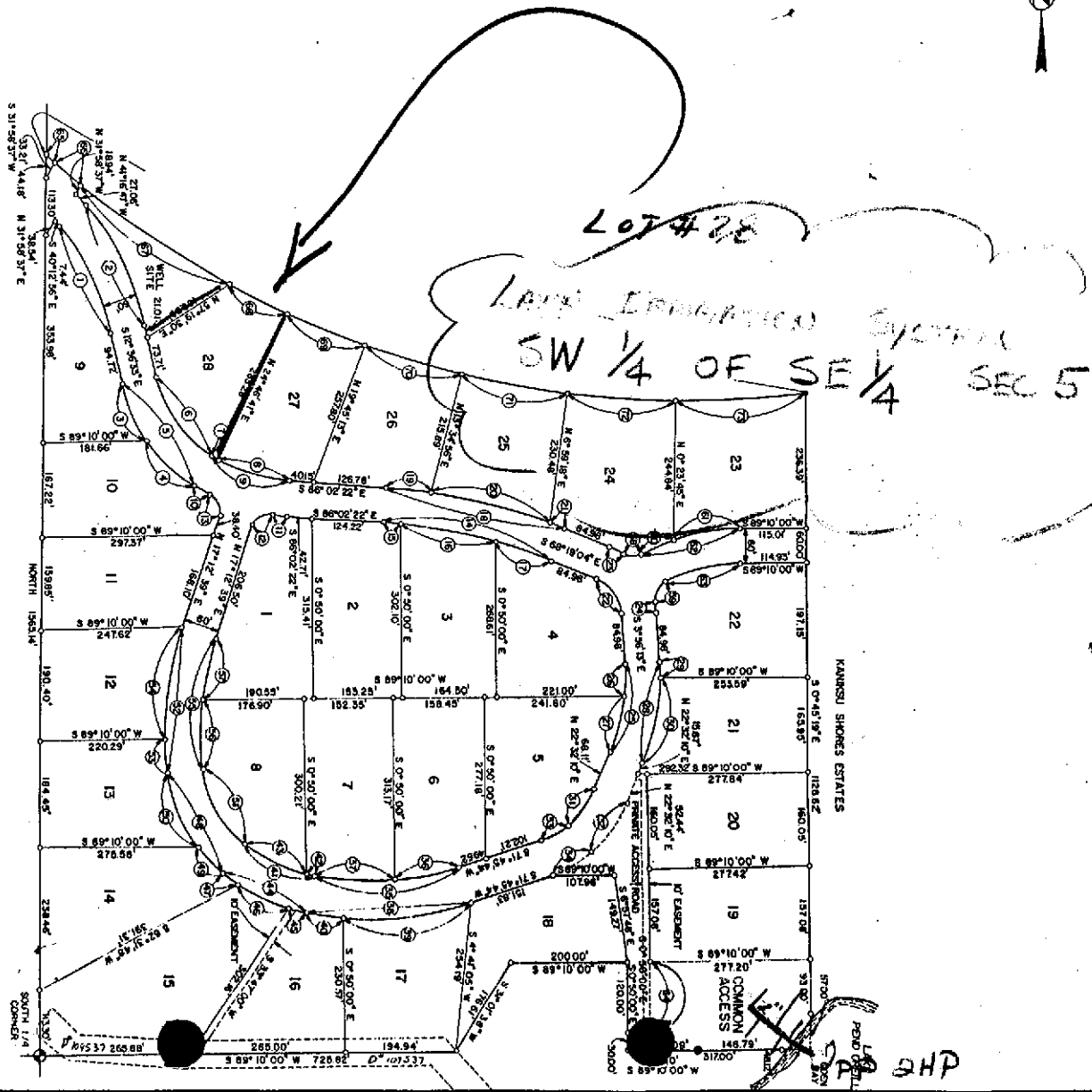
MICRO

ODEN VIEW ESTATES

A TRACT OF LAND LOCATED IN SECTION 5, TOWNSHIP 57 NORTH,
RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO

Safeco Title Insurance Company of Idaho
113 Cedar St.
Box 758
Sandpoint, Idaho 83864

While this map is a photographic reproduction of that on
file in either the recorder's or surveyor's office, the
company assumes no liability for variation, if any, with
another or re-survey.



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

[illegible]

Scale: equals 1 mile.

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

R. H. Stitt
Director (Applicant)
Oden View Estates Improvement Assn.

Proposed Priority 5/18/1983 JK 6-3-83 NOON
Received by RGH Date 5/18/83 Time Noon (from original)

Preliminary check by JK Fee \$ 30.00

Receipted by JK Date 6-3-83 (27/12)

Publication prepared by PMS Date 6/8/83

Published in Support Fee

Publication dates 6/15/83

Publication approved LB Date 7/27/83

Protests filed by: one

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RC

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. 96-8223, 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 September 1, 19 84.
- 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: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 18th day of August, 1983.

L. 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.

Blair M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

MICROFILMED

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

March 13, 1989

ODEN VIEW ESTATES IMPROVEMENT ASSN.
4420 W. ODEN BAY RD.
SANDPOINT, ID 83864

RE: PERMIT NO. 96-08223

Dear Permit 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:sc

Enclosure

MICROFILMED

APR 05 1989

January 23, 1989

ODEN VIEW ESTATES IMPROVEMENT ASSN.
4420 W. ODEN BAY RD.
SANDPOINT, ID 83864

RE: PERMIT NO. 96-08223

Dear Permit 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,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED
APR 05 1989

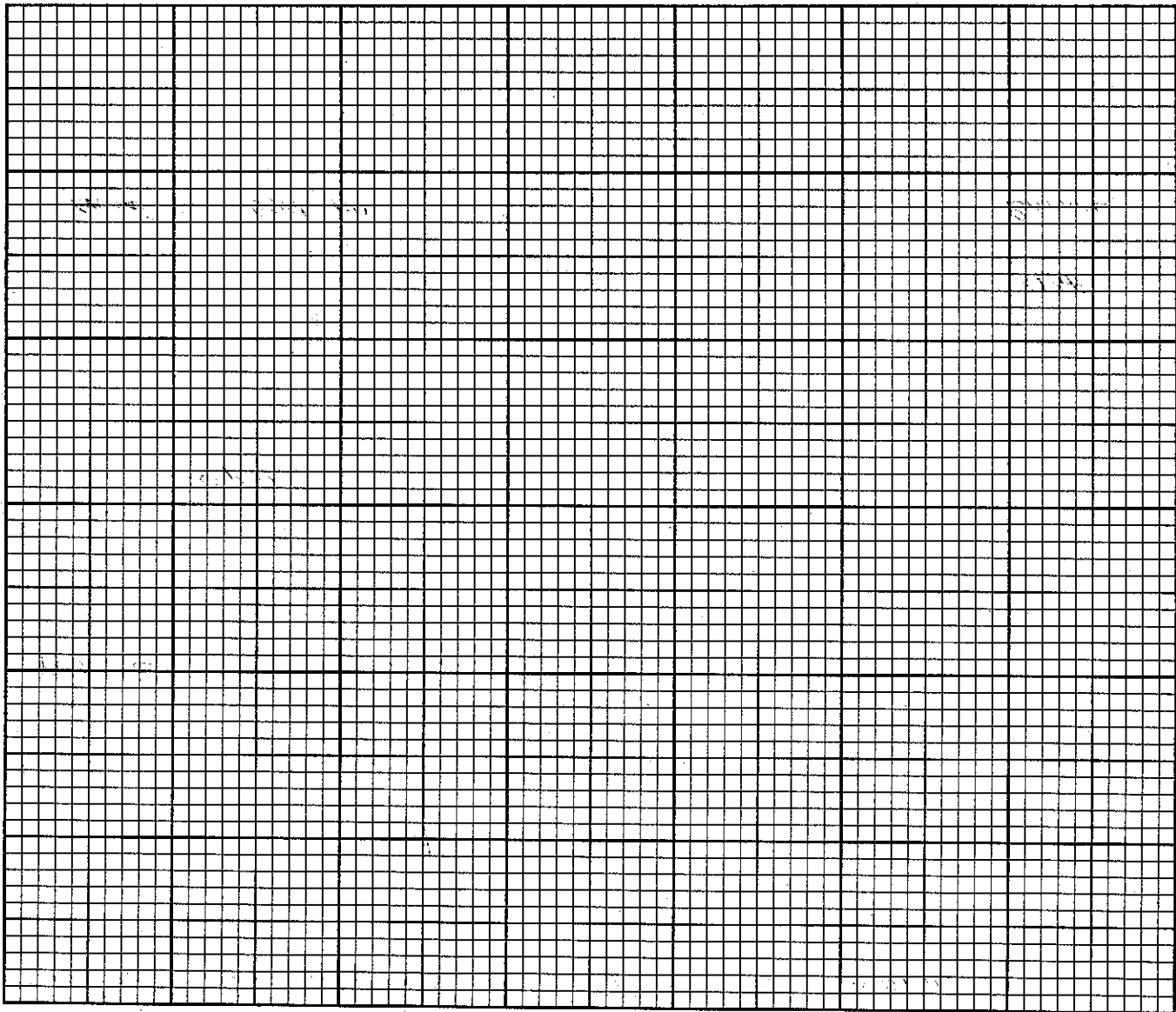
Phone No. 263-4865

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	
57N	1W	5																1	

10. Other water rights on these lands none

11. Other water right diverted from same p.d. none

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ **Photo of Diversion & System Attached** ☒ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. **Remarks** _____

15. **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

16. **Examiner's/Consultant's Signature** *[Signature]* **Date** 7/24/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date _____

MICROFILMED **CONSULTANT SEAL**

APR 05 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

96-8223
Permit No.

AUG 26 1985

Department of Water Resources

1. **Measurement Calculations**

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$3 \text{ SP HD } \frac{3}{32} = \frac{3(4.95)}{448.8} = .03 \text{ cfs}$$

$$\frac{8.8(2) 80\%}{2.33(50) + 30} = 0.10$$

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{3} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{5.5} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{3} \end{aligned}$$

- c) Volume Calculations for Other Uses:

2. **Overlap Review**

- a) Other water rights with same place of use: none
- b) Other water rights with same point of diversion: none
- c) Analysis:

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APR 05 1989

RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
96-8223		0.03			0.10

4. Permit Holder: Osan View Estates Improvement Assn

Address: 4420 W. Deer Bay Rd Sandpoint ID 83864

5. Source: Pond Oriette Lake tributary to Pond Oriette R.

3. Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
IRR	6/1	9/1	0.03	3.0

Allowable Maximums: 0.03 3.0

7. Point(s) of Diversion:

[illegible]

3. Place(s) of Use

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	
57N	1W	5															1		1
Total Acres 1																			

9. Recommended Conditions/Remarks: _____

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

1. Examiner's Signature [Signature]

Checked in Regional Office by Deb Haynes

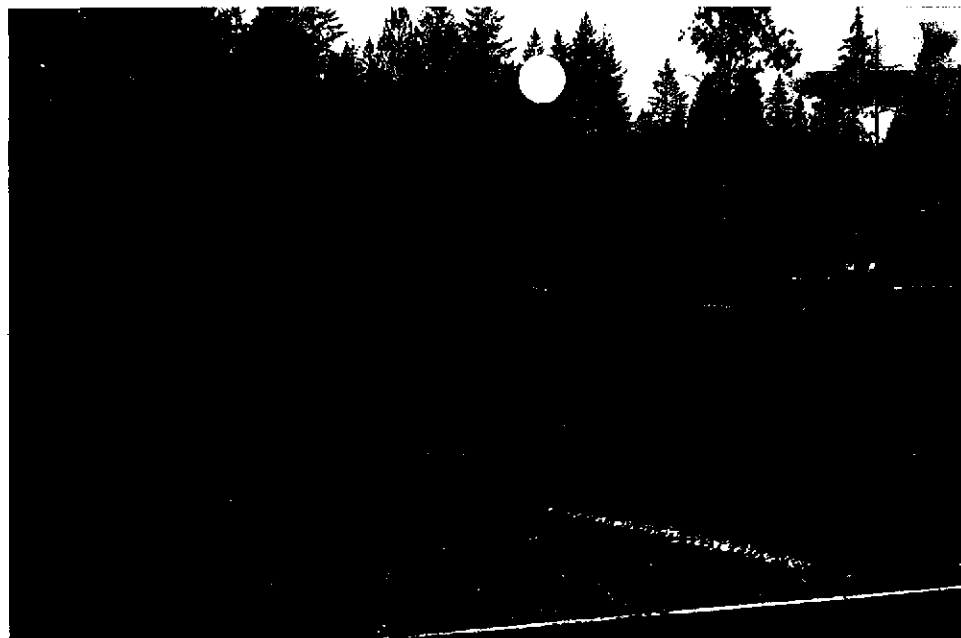
Approved in State Office by Kevin J. Carthy

APR 05 1989

Date 7/25/85

Date 5/19/83

Date 11/10/80





MICROFILMED

APR 05 1989

TWP. 57N RGE. 1W SEC. 5 MAP # 657 MAP SCALE Q

DATE OF FIELD EXAM

FIELD REPORT MAP PERMIT # 96-8223

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JANUARY 3, 1985

ODEN VIEW ESTATES
4420 W. ODEN BAY RD.
SANDPOINT ID 83864

RE: Permit No. 96-8223

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

NOT RECORDED

APR 05 1989

~ALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 96-8223

DATE: 12-14-84

Date proof received

309

Nov. 5

Proof due

-244

Sept. 1

Number of day proof late

65

Priority date

+138

May 18, 1983

New priority date

203

July 22, 1983

Remarks:

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 968223

Name(s) of Permit Holder: Oden View Estates

Post Office Address: 4400 W Oden Bay

Samoa Point, Idaho 83864 Tel. No. 263-4865

Source of Water: LARIE Pond Orielle

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 1/3 Ac (acres)
☐ Other

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

Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

10/31/84 **MICROFILMED**
 Date

[Signature]
 Signature of Permit Holder

1420+U+ Oden Bay Rd
Sandpoint, Id 83864



RECEIVED

NOV 5 1984

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

October 16, 1984

D. H. Stitt, Director
Oden View Estates Improvement Assoc.
4420 W. Oden Bay Road
Sandpoint, ID 83864

Rt. 1 Box 569 B-1
Sandpoint, ID 83864

Dear Mr. Stitt:

Re: Permit No. 96-8223

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 96-8223 has lapsed. This office did not receive either an acceptable notice that you have completed the project (proof of beneficial use) by the date required on your permit or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated June 30, 1984.

Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit an extension of time request showing reasonable cause for delay. Either the completed postcard or the extension request must be received by this office within sixty days of the date of this lapse notice or the permit will no longer be of any force or effect.

A statement of beneficial use postcard and a request for extension of time form are again enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request and that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation.

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

LGS:rf

CERTIFICATION OF MAILING

10-16-84

[Handwritten signature]

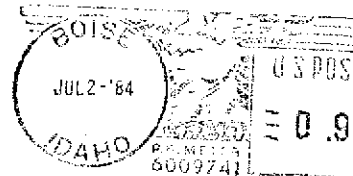
UNRECORDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



REASON CHECKED
Unclaimed ☒ Refused ☐
Attempted-Not Known ☐
No Such Street Number ☐
No Such Box Number ☐
No Mail Receptacle ☐

Department of Water Resources



CLAIM CHECK
NO.

398262

DATE

7-6

1ST NOTICE

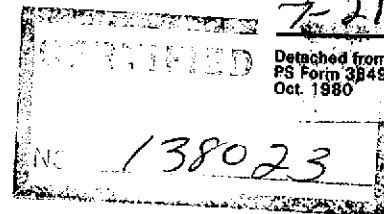
7-18

2ND NOTICE

RETURN

7-21

Detached from
PS Form 3849-A
Oct. 1980



NOT AT THIS ADDRESS

FROM Rita Leuk

DATE 9-27-84

TO File 76-8223

SUBJECT Returned B/u Notice

The Bonner County Assessor's Office has 4420 W. Oden Bay Rd., Sandpoint Id. 83864, as an address for D. H. Stett, Director

Forwarded the notice to this address

MICROFILMED

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138022

ODEN VIEW ESTATES IMPROVEMENT ASSN.
RT. 1 BOX 569B1
SANDPOINT, ID 83864

PROOF DUE NOTICE

JUNE 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-8223 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1984. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

ODEN VIEW ESTATES IMPROVEMENT ASSN.
RT. 1 BOX 569B1
SANDPOINT, ID 83864

AUGUST 30, 1983

RE: PERMIT NO. 96-8223

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.

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. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

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.

Field check by: _____

Date: _____

Comments: _____

- ☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Excess Flow Rate - item #10

REVIEW OF OTHER EXCESSIVE Q/acre permits were
made. (63-9192, 63-9326, 63-9362, 63-9871) IN
all of the permits reviewed the excessive Q
was allowed w/o additional justification required
from the applicant. Thus for this app. should probably

SEND COPIES TO: be approved also as is. Jim

- ☐ Idaho State Health Department. Copies sent by: 8-17-83 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. _____
☐ Yes ☐ No 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. 5/18/83
Special conditions of approval or cover letter. _____

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By: [Signature] Date: 7/29/83

STATE OFFICE REVIEW:

return receipt

- SLW/LG
☐ See attached sheet for more information.

By: [Signature] Date: 8/17/83

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

IDENT. NO. 96-8223

WATER RIGHT
DATA ENTRY LOG

[illegible]

96-8223

ODEN VIEW ESTATES IMPROVEMENT ASSN.

RT. 1 BOX 569B1, SANDPOINT, 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

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director
May 20, 1983

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

Mr. Donald Stitt
Oden View Estates Improvement Assn.
Rt. 1 Box 569 B-1
Sandpoint, Id. 83864

Dear Mr. Stitt:

Enclosed is your original Application for Permit and an application which I have prepared per our telephone conversation.

Also enclosed is Oden View Estates Improvement Association's Check No. 92-360 in the amount of \$30.00.

If everything is satisfactory, please sign the form on page 3 and return to our office with your check.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. - Applications (2)
Check

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Oden View Estates Improvement Assn. Phone 208 263-4865

Post office address Rt. 1 Box 569 B-1 Sandpoint, Id. 83864

2. Source of water supply Pend Oreille Lake which is a tributary of Pend Oreille River

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 57N

Range 1W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.07 for Irrigation purposes from 6/1 to 9/1 (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:

a. 0.07 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A 2 h.p. submersible pump encased in a 4", 60' manifold will be used to pump water from the lake for sprinkler system irrigation.

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ 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 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: Sprinkler system irrigation for lawn.

Five sprinklers at approx. 6 gpm output each for 30 gpm total. A 2" discharge header will be used to feed sprinklers @ approx. 160' discharge head.

RECEIVED

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	
57N	1W	5															1		1

Total number of acres to be irrigated 1

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

9. a. Who owns the property at the point of diversion Oden View Estates Improvement Assn.

b. Who owns the land to be irrigated or place of use Oden View Estates Improvement Assn.

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 Amount requested is in excess of 0.02 cfs/acre because the intention is water for only two hours or so during the night. This will enable the common access to be used by residents of Oden View Estates during daylight hours.

2025 JUN 10 10:10 AM



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.

Director (Applicant)
Oden View Estates Improvement Assn.

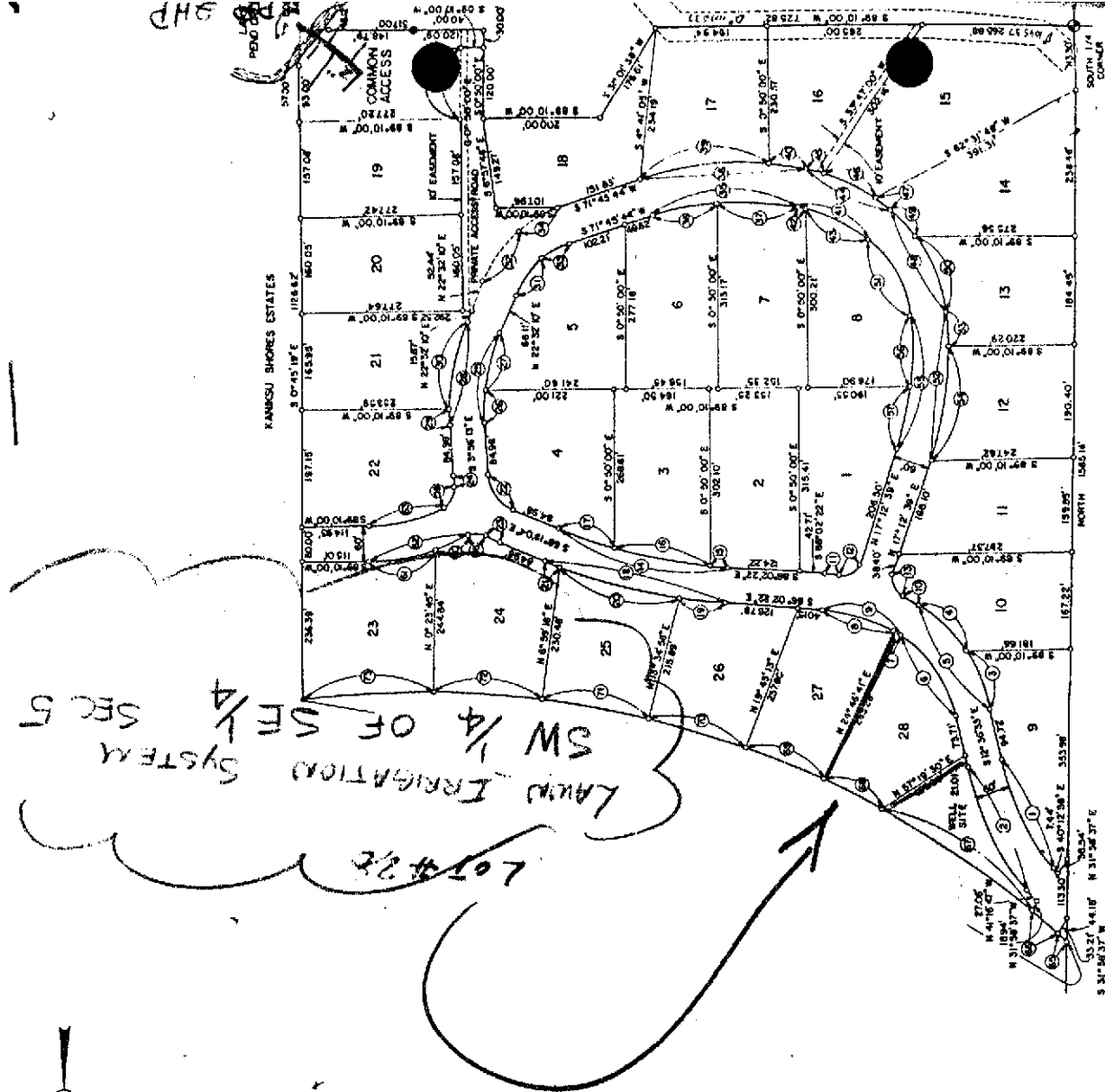
ODEN VIEW ESTATES

A TRACT OF LAND LOCATED IN SECTION 5, TOWNSHIP 57 NORTH,
RANGE 1 WEST, BOISE MERIDIAN, BONNER COUNTY, IDAHO

Safeco Title Insurance Company of Idaho
113 Cedar St.
Box 758
Sandpoint, Idaho 83864

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with and/or re-survey.

LAND IRRIGATION SYSTEM
SW 1/4 OF SE 1/4
SECS 5



Received by RGH Date 5/18/83 Time Noon (from original)

Preliminary check by _____ Fee \$ _____

Received by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.

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:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant ODEN VIEW ESTATES IMPROVEMENT ASSOC. Phone (208) 263-4865

Post office address RT. 1 Box 569 B-1 Sandpoint, Id 83864

2. Source of water supply Pond Oreille Lake which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 57N

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

4. Water will be used for the following purposes:

Amount .07 cfs for irrigation purposes from June 1 to Sept. 1 (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:

a. .07 cubic feet per second and/or b. 1.52 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A 2 HP submersible

Pump enclosed in a 4" 60' manifold will be used to

Pump water from the lake for sprinkler system irrigation

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

Period of year when water will be diverted to storage NA to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is NA inches; proposed depth of well is NA feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is NA 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M. _____

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

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: Sprinkler system irrigation

for lawn. 5 sprinklers at approximately
6 gal/min out put each for 30 gal/min Total

A 2" discharge header will be used to feed
sprink. 5 @ approx 160' DISCH HEAD

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

[illegible]

Total number of acres to be irrigated . 1

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

9. a. Who owns the property at the point of diversion ODEN VIEW ESTATES IMPROVEMENT ASSOC.
 b. Who owns the land to be irrigated or place of use ODEN VIEW ESTATES IMPROVEMENT ASSOC.
 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 Amount requested is in excess of 0.2 cfs/acre because the intent is water for only two hours or so during the night. This will enable the common area to be used by residents of Eden View Estate during daylight hours

THE

Received by RWT Date 5/18/83 Time Noon

Preliminary check by _____ Fee \$ _____

Receipted by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

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- d. Other:

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