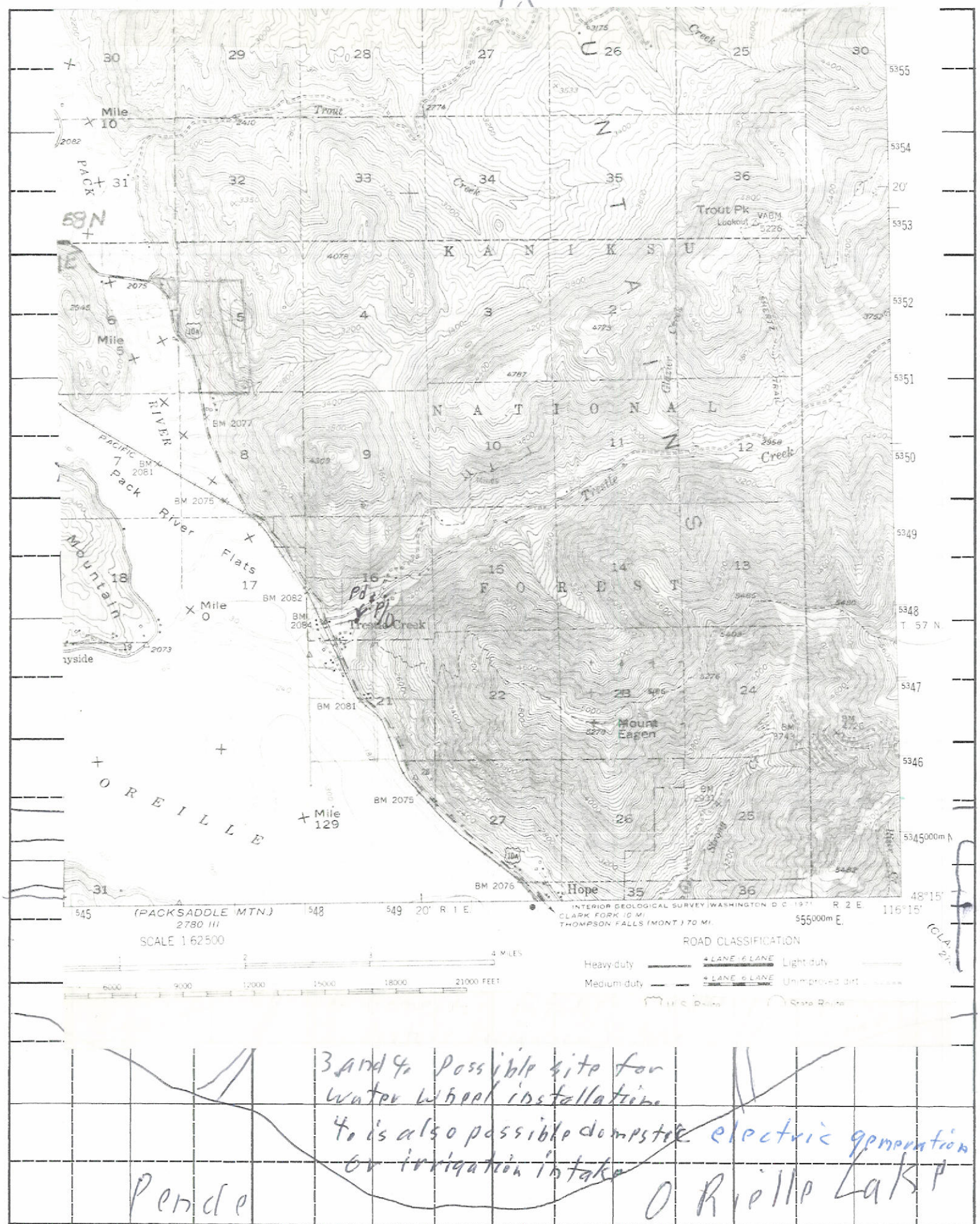


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile, approx

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.

Jacob C Ferguson

(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08152

1. Owner: JACOB OR HELEN FERGUSON

Phone No. 264-5442

Current Address: 550 Hwy 200 Hope, ID- 83836

2. Accompanied by: _____

EXAM. DATE: 11-16-89

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: TREBLE CR. tributary to PEND OREILLE LAKE

B. OVERLAP REVIEW

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

☐ Copies Attached

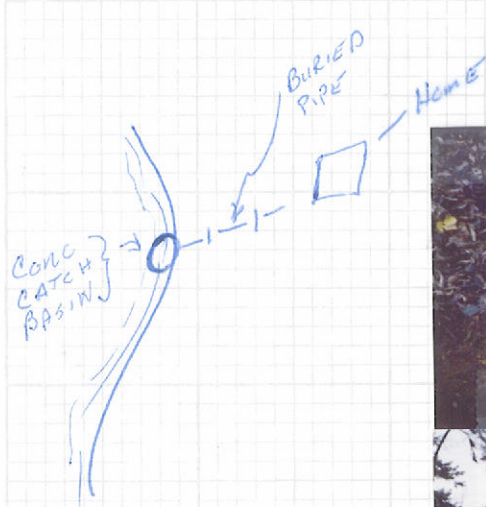
2. Other water rights with same point of diversion: None

☐ 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



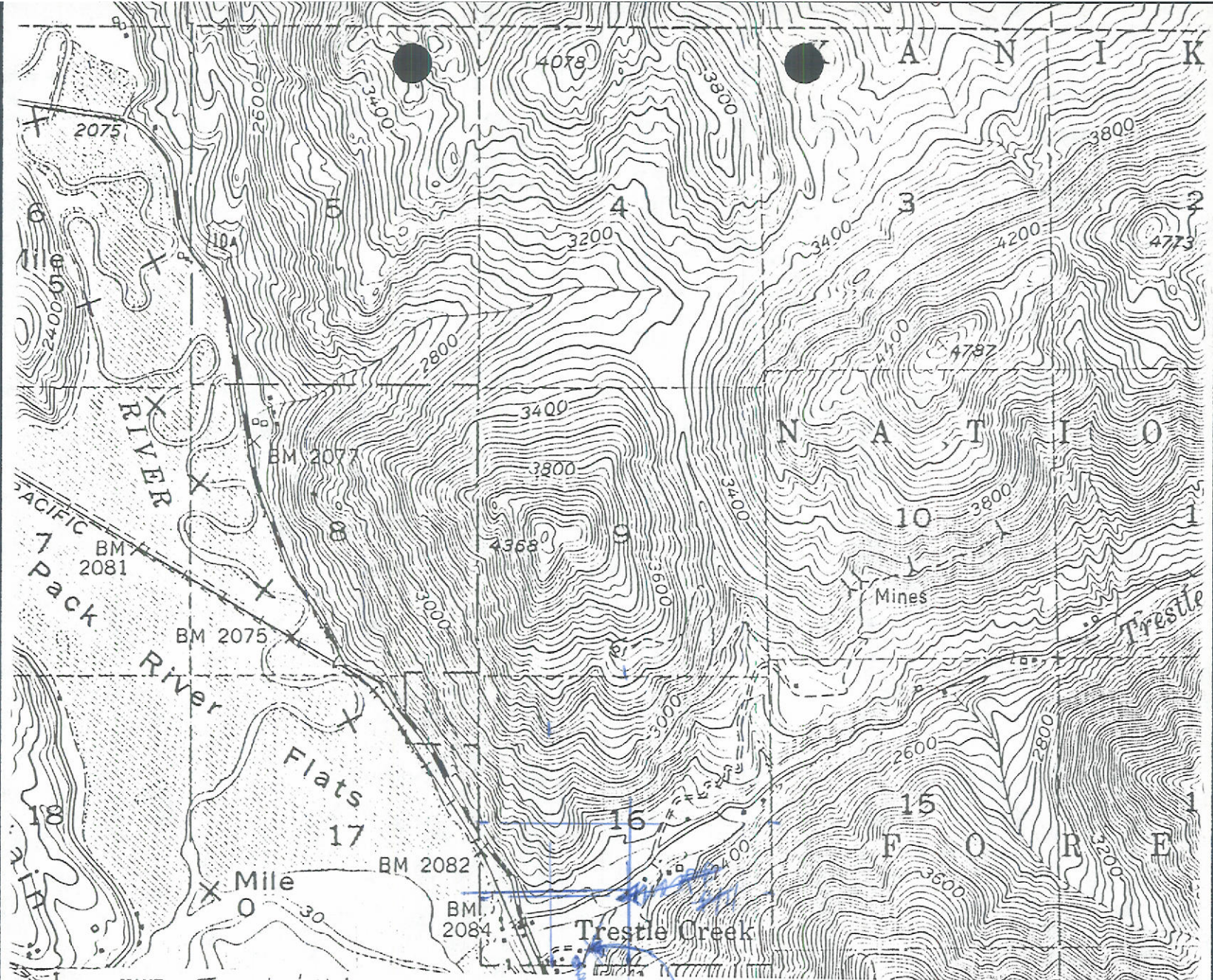
MICROFILMED

FEB 08 1991

Scale: 1" = 100'



2. ☒ Copy of U.S.G.S. Quadrangle Showing location(s) of point(s) of diversion and place(s) of use (required). (required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).



NAME: Jacob & Helen Ferguson PERMIT NUMBER: 96-8152
PD: T 57N, R 1E, SEC. 16, SE SW GL PD & PU MAP: #
PU: T 57N, R 1E, SEC. 16, SE SW AC/IRR: 9 QUAD:
SOURCE: Trestle Cr. TRIBUTARY TO: Pind O Bielle Lake

MICROFILMED
FEB 08 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08152

Priority: April 5, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.04 CFS
1.2 AF

This is to certify, that JACOB C. FERGUSON, JR.
HELEN F. FERGUSON

550 HWY. 200
HOPE, ID 83836

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 7, 1983; and has submitted Proof of Beneficial Use on March 3, 1989. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

TRESTLE CREEK

tributary to PEND OREILLE LAKE

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:

SESW , Sec. 16, Township 57N, Range 01E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

57N 01E 16

SESW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

MICROFILMED

FEB 18 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08152

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 18th
day of JANUARY, 1991.

Acting for


R. Keith Higginson, Director

MICROFILMED

FEB 08 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-8152 IN THE
NAME OF JACOB AND HELEN FERGUSON

)
) 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 June 1, 1988; and,

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

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

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

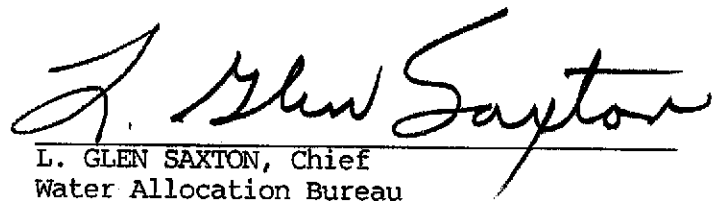
WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting a request for extension of time on June 30, 1988;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-8152 be REINSTATED and the priority advanced to April 5, 1983.

Dated this 10th day of March, 1989.

MICROFILMED

MAY 15 1989


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

Ferguson Jr.

1. Name of applicant Jacob C and Helen F Ferguson Jr. Phone 208-264-5442
Post office address Star Rt Bx 123, Hope, Idaho, 83836
2. Source of water supply Trestle Crk which is a tributary of Pond O Riddle Lake
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 16 Township 57N
Range 1E B.M. Benner Co County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 0.18 for irrigation purposes from April 1 to Oct 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for domestic purposes from Jan 1 to Dec 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)

5. Total quantity to be appropriated:

- a. 0.70 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Pump and/or pipe
and/or ditch. Pump at (1) for domestic use.
at (2) and (3). And on electric generation per telcon tk
Pipe and/or ditch for irrigation. Pipe and/or ditch at (3) 5-12-83

- b. Height of storage dam None 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 None inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

- a. If water is not for irrigation:

- (1) Give the place of use of water: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 16 Township 57N
Range 1E B.M. per telcon w/jf-tk/5-12-83

- (2) Amount of power to be generated: 40 ± horsepower under 20 ± feet of head.

- (3) List number of each kind of livestock to be watered 10 cattle 5 horses
maximum.

- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water 000.

per telcon w/jf - tk-5/12/83

If water is to be used for other purposes describe: Future plan to
generate electrical power by water
wheel in existing Trestle Creek

MICROFILMED

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	1-E	16											* → 9				X		9
													* Per LB's telcon.w/ JF.						

Total number of acres to be irrigated 9

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 Jacob C and Helen F Ferguson & Co
 b. Who owns the land to be irrigated or place of use Jacob C and Helen F Ferguson & Co
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

MICROFILMED

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



Scale: 1/2 inches equal 1 mile, approx

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.

Jacob C. Ferguson

(Applicant)

MICROFILMED

~~Proposed~~ Priority 3/7/83

Received by pm Date 3/7/83 Time 11:35 AM

Preliminary check by LB Fee \$ 30.00

Receipted by pm Date 3/8/83 (24959)

Publication prepared by pm Date 3/16/83

Published in Shelburne Bee

Publication dates 3/16 + 23/83

Publication approved pm Date 4/18/83

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ayb

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. 96-8152, 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 June 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 18th day of May, 19 83.

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 16 day of 3, 1983 and ending on the 23 day of 3, 19 83 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 4 day of April, 19 83.

Adel M. Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

NOTICE OF APPLICATION FOR WATER RIGHTS

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

96-8152

FERGUSON, JR., JACOB C.
FERGUSON, HELEN F.
STAR RT. BOX 123, HOPE,
ID 83836

Source: TRESTLE CREEK
trib. to PEND OREILLE
LAKE

Date Filed: 03/07/1983
Diversion Pt: SESW Sec 16 T
57N R 01E

Use: IRRIGATION (0.18
CFS)

DOMESTIC (0.02 CFS)
In: SESW Sec 16 T 57N R 01E
FOR 9 ACRES

96-8154

HENDRIXSON, JAMES
&/or KAREN
P.O. BOX 455, SANDPOINT,
ID 83864

Source: GROUNDWATER
Date Filed: 02/23/1983
Diversion Pt: SENW Sec 17
T 59N R 01E

Use: IRRIGATION (0.09
CFS)

DOMESTIC (0.07 CFS)
In: SENW Sec 17 T 59N R
01E FOR 5 ACRES

96-8155

REDMAN, MICKEY K.
P.O. BOX 31, COLBURN, ID
83865

Source: GROUSE CREEK,
NORTH FORK trib. to
GROUSE CREEK

Date Filed: 03/09/1983
Diversion Pt: SENW Sec 17
T 59N R 01E

Use: IRRIGATION (0.02
CFS)

POWER (3.00 CFS)
DOMESTIC (0.04 CFS)
In: NESW Sec 17 T 59N 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 APRIL 4, 1983.

KENNETH DUNN
Director

Published March 16, 23, 1983
Department of Water Resources

RECEIVED

MAR 12 1983

Department of Water Resources
Northern District Office

February 5, 1991

JACOB C. FERGUSON, JR.
HELEN F. FERGUSON
550 HWY. 200
HOPE, ID 83836

RE: WATER RIGHT NO. 96-08152

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 08 1991

December 27, 1990

JACOB C. FERGUSON, JR.
HELEN F. FERGUSON
550 HWY. 200
HOPE, ID 83836

RE: WATER RIGHT NO. 96-08152

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. 96-8152

Name/Address change? ok ✓

Priority date Advance? yes no ✓
Memo to advance

Order to reinstate needed? yes no ✓

Total cfs Limited by fee
Limited by capacity ✓

Total volume Limited by flow
Chart checked for AF rate/ac N/A

Capacity Actual measurement checked NONE
Theoretical checked NONE
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

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

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 ✓

MicroFILMED

Comments/Changes to Examiner's Recommendations: FEB 08 1991

License 10-day ✓ 30-day

Back of field report signed? ✓
Reviewer S. Curtis Date 12/26/90 Review time 7 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 96-08152

✓ 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

✓ 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 and no more than 1/10's (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

RECEIVED
JUN 27 1990

Department of Water Resources

Signature J. King Date 1-23-90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08152

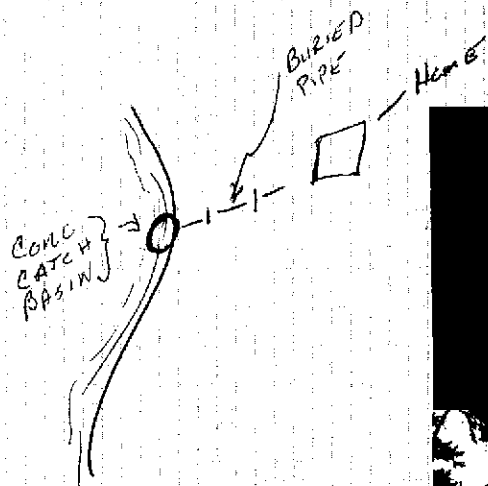
1. Owner: JACOB OR HELEN FERGUSON Phone No. 264-5442
Current Address: 550 Hwy 200 Hope, ID. 83836
2. Accompanied by: _____ EXAM. DATE: 11-16-89
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: TRIPLE CR. tributary to PEND OREILLE LAKE

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



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Scale: 1" = 40' ±



2. ☒ Copy of U.S.G.S. Quadrangle
Showing location(s) of point(s) of diversion and _____ (required for irrigation of 10 acres or more).
place(s) of use (required).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

3' DIAMETER CONCRETE CATCH BASIN ~~W/~~ ~~BY~~ SUBMERSIBLE PUMP & BURIED PIPELINE 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
SCUMERSIBLE					

*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	SW	16	57N	1E	BONNER	MAP

6. Place(s) of Use:

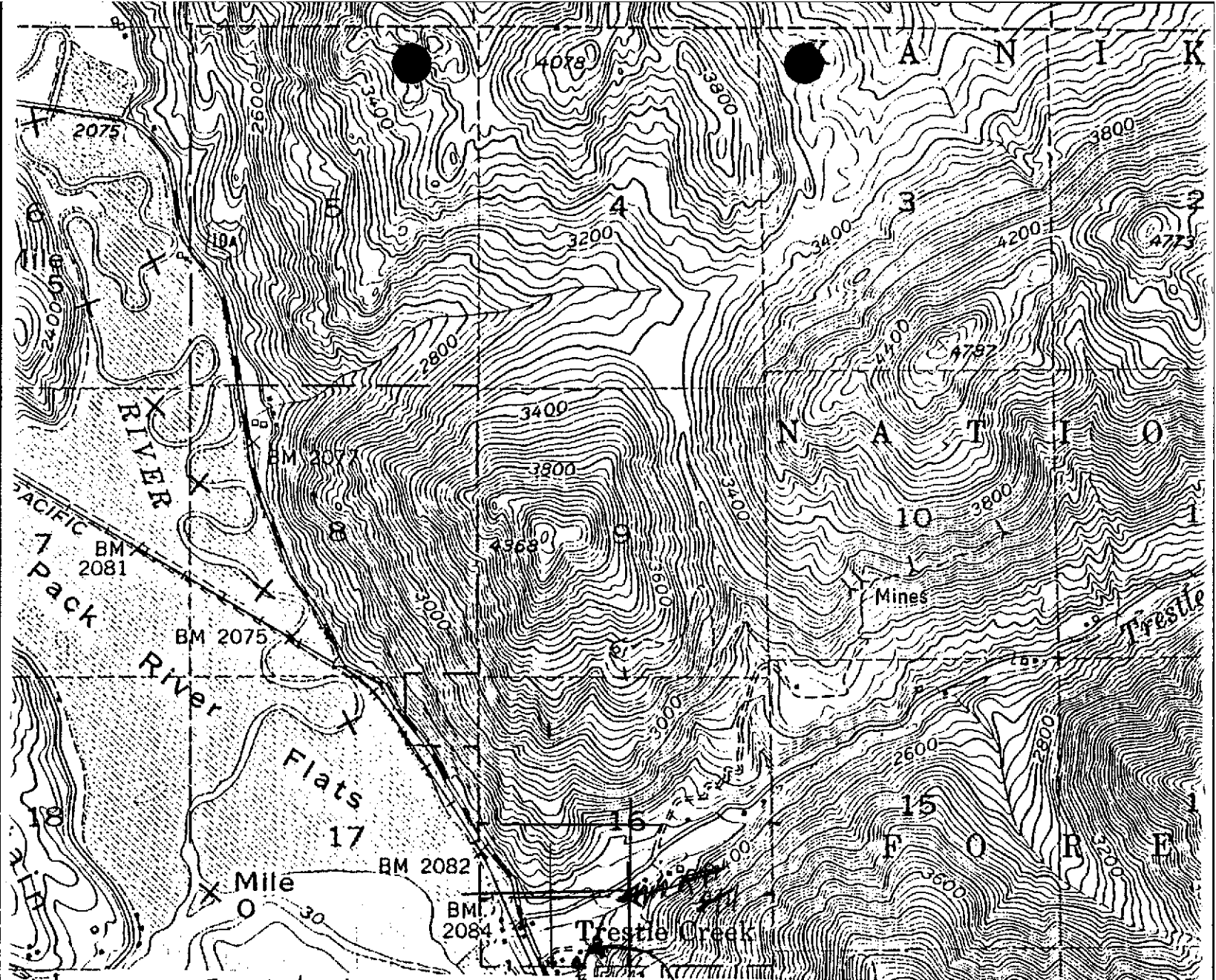
Indicate Method of Determination MAP

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	1E	16												D					

Do not use this space

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FEB 08 1991



NAME: Jacob & Helen Ferguson PERMIT NUMBER: 96-8152
PD: T 57N, R 1E, SEC. 16, SE SW PD & PU GL MAP: #
PU: T 57N, R 1E, SEC. 16, SE SW AC/IRR: 9 QUAD:
SOURCE: Trestle Cr. TRIBUTARY TO: Pind & Bielle Lake

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FEB 08 1991

Do not use this space

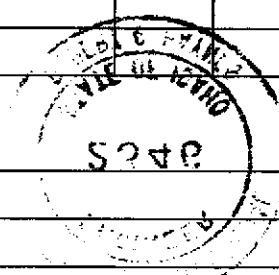
D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements:



E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

one hour

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 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:

one hour

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FEB 18 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

MR FERGUSON DIED RECENTLY ~ THERE IS EVIDENCE THAT THE DIVERSION STRUCTURE IS NOT NEW & THAT THE PERMIT WAS ORIGINALLY FOR IRR W/DOMESTIC AS AFTER THOUGHT ALTHOUGH THERE IS A LARGE QUANTITY OF 1" PVC AROUND THE GARAGE & YARD. THERE IS NO EVIDENCE THAT AN IRRIGATION SYSTEM WAS INSTALLED.

I. RECOMMENDATIONS

1. Recommended Amounts

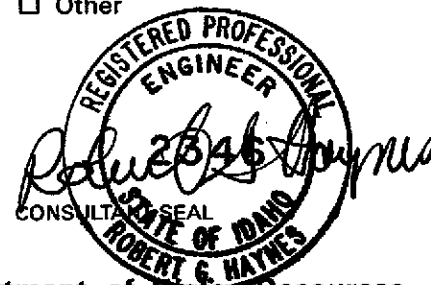
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1-1	12-31	0.04	1.2
Totals:			0.04	1.2

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

J. AUTHENTICATION

Field Examiner's Name James D. King
Signature James D. King
Certification Date 2/17/90
Field Report Preparation Date 1/23/90



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

SE
12/26/90

MANUFACTURED

FEB 08 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 7, 1989

Mr. Jacob Ferguson
550 Hwy. 200
Hope, Id. 83836

Re: 96-8152

Dear Mr. Ferguson:

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.

Enclosed is a copy of an order relating to your permit.

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
Enc.

MICROFILMED

FEB 08 1991



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8152

Date: 3.9.88

General Considerations:

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

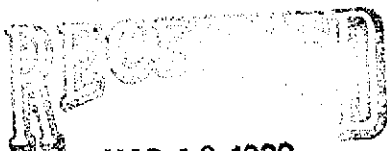
Y *Proof acceptable*
Reinstate

Priority Calculation:

Date proof received	<u>June 30, 1988</u>	<u>181</u>
Ext.		
Date proof due	<u>June 1, 1988</u>	<u>-152</u>
No. of days late		<u>= 29</u>
Priority date	<u>March 7, 1983</u>	<u>+ 66</u>
NEW PRIORITY DATE	<u>April 5, 1983</u>	<u>= 95</u>

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

Form 217
03/86



MAR 03 1989

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

no \$ enclosed KSY
Department of Water Resources

PROOF OF BENEFICIAL USE

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

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. 96-8152

Name(s) of Permit Holder: Jacob and Helen Ferguson

Post Office Address: 550 Hwy. 200, Hope, ID 83836

Telephone No. 264-5442

Source of Water: Trestle Creek

Extent of Use:

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

Irrigation _____ (acres) Other/Remark _____

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

Show the date water was first diverted and beneficially used under this permit: X March 1970

Measuring Device: Required? Yes X No
Installed? Yes X No

Fee enclosed \$ N/A
(See License Examination Fee Schedule)

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

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

(Name)

(Telephone Number)

(Address)

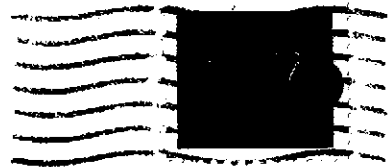
The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MAY 15 1989

Date

X Jacob C Ferguson
Signature of Permit Holder (and title, if appropriate)

U Ferguson
5301 Ky 200
Horned 83736



MICROFILMED
MAY 15 1989

State of Idaho
Dept of Water Resources
Attn Rita Fleck
1301 No Orchard
Boise Idaho 83720

December 7, 1988

Jacob and Helen Ferguson
550 Hwy 200
Hope, ID 83836

Dear Mr. and Mrs. Ferguson:

Re: Permit No. 96-8152

Enclosed is a proof of beneficial use form.

From the information in your letters and the request for extension of time form, it appears that you are presently using and have used the water from Prestle Creek for domestic purposes since 1971. Assuming that this is the case, I've partially completed and enclosed a proof of beneficial use form reflecting this domestic use.

To continue with the processing on this permit, please sign and return the form. No fee will be required.

If you have any questions concerning your water right, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

MAY 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by _____
Date _____
Receipt # _____

REQUEST FOR EXTENSION OF TIME

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

JUN 30 1988

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

Permit No. 96-8152

Name(s) of Permit Holder: Jacob C Ferguson Jr Helen F Ferguson

Post Office Address: 550 Hwy 200 Hope Idaho
83836 Telephone No. 2645442

Date Proof Is Due: 1 June 89

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

decided to try to find financing
for a well. Because of our low
retirement income it has been diff
icult to obtain financing Costing \$ _____

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

We are continuing to try to put
in a well and if we are suc
cessful will not need Trestle Creek water

Permit holder(s) request an extension to 1 June, 19 89. Jacob C Ferguson Jr
(1 yr. minimum) (Signature)*

FEE: \$15.00

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

MICROFILMED

MAY 15 1989

Signed this _____ day of _____, 19 _____.

RECEIVED

MAY 02 1988

Department of Water Resources

Phone 208-264-5442

50 Hwy 200

Hope Idaho

83836

State of Idaho

Dept of Water Resources

attn Rita J Fleck

1301 W Orchard St Boise ID 83720

Re: Permit No 96-8152

Your request more information.

I purchased my property bordered by Treeth Creek in 1970.

At that time water for the house was drawn from Treeth Creek and had been since the home was built in the 40's.

The pasture area was watered from the North branch of Treeth Creek by use of a ditch said ditch no longer in evidence.

I did, however, dig a pipe through the North branch of Treeth Creek to water the pasture. 1971.

When Idaho passed the law to require new water rights applications I included three requests on my application (1) water from the main branch of Treeth Creek for the home (2) water from the North branch of Treeth Creek for the pasture (3) a request to install a Hydro Electric generator which was deleted by the Water Resources Dept.

The water rights for (1) and (2) were approved.

Since the application form only provides for proposed

MAY 15 1989

diverting work. FD 6 it appears to me that your dept assumed the work was to be ~~not~~ completed at some future date as I received a letter a year later stating that the work needed to be inspected to establish that it was completed. At that time I wrote your dept stating that the work had been completed ~~at the~~ and in existence many years before the new law was enacted.

When I received your dept letter stating that I was required to complete an extension form I did so because (1) we no longer have animals and do not water the pasture and (2) because we are downstream of an Idaho State camp site which does not have sanitary facilities and campers have thrown garbage, dirty diapers and God only knows what into Treble Creek from which we draw our drinking water. I have been trying to obtain the financing for a well. Farm Home has turned me down and because my Social Security (retired) income is so small the bank will not lend me the money for a well.

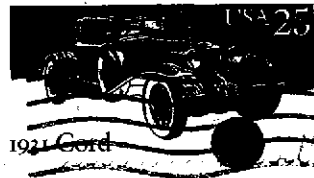
I hope this will bring you up to date. Feel free to contact me if you need further explanation.

Thank you
Jacob C. Ferguson Jr
Jacob C. Ferguson Jr

MICROFILMED

MAY 15 1989

J Ferguson
5884 2nd
Carnell 23835



State of Idaho Dept of Water Resources
attn: Rita I Fleck Mgr
1301 No Orchard St
Boise Idaho
83 720

October 25, 1988

Jacob C. and Helen F. Ferguson
550 Hwy. 200
Hope, ID 83836

Dear Mr. and Mrs. Ferguson:

Re: Permit No. 96-8152

On June 30, 1988, the department received the request for extension of time. Only recently have I had the opportunity to review the request. Before the department will take action on it, more information is needed.

I understand from the information on the form that your first choice for a source of water is a well, but this permit is for water from Trestle Creek. I'm interested to know what work has been completed to develop Trestle Creek as a source of water for irrigation and domestic uses.

Please provide this information within thirty days.

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

Sincerely,

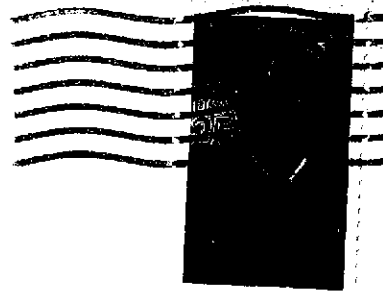
RITA I. FLECK
Secretary/Records Manager

Enclosure - receipt

MICROFILMED

MAY 15 1989

J Ferguson
5301 Ky 200
Phone 883 836



Idaho Dept of Water Resources
Attn: L Glen Saxton
Idaho Statehouse
Boise
Idaho 83720

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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

June 8, 1988

FERGUSON, JR., JACOB C. & HELEN E.
STAR RT. BOX 123
HOPE, ID 83836

LAPSE NOTICE

RE: Permit No. 96-8152

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated March 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this Department within sixty days of the date of mailing of this lapse notice.

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

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 6-16-1988
an original of this document was
mailed in the United States mail,
postage prepaid addressed to the
individual(s) named above.

MICROFILMED

MAY 15 1989

[Signature]

May 18, 1988

Jacob C. Ferguson, Jr.
550 Hwy 200
Hope, ID 83836

Dear Mr. Ferguson:

Re: Permit No. 96-8152

In response to your letter, I did some research to determine if you had any other filing for water rights. This is the only permit I could find. It does not, however, talk about a diversion and use for hydropower. Enclosed is a copy for your information.

From your letter, it my impression that the domestic and irrigation uses have been developed and that you need to submit the proof of beneficial use form and fee by June 1, 1988 to fulfill the requirement of this permit. For your convenience, I have enclosed another form.

Upon receipt of the proof form and fee, the next step is for the department to conduct a field inspection to determine the extent of use. I cannot tell you just when this inspection will take place, but a representative from our Northern Region office will try to contact you prior to scheduling the inspection.

If you have any questions concerning this matter, please feel free to contact our Northern Region Office in Coeur d'Alene.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enc.

MICROFILMED

MAY 15 1989

Department of Water Resources
Western Regional Office

David L Tutthill for
State of Idaho
Dept of Water Resources
1301 W Arch Street
State House Mail
Boise Idaho 83720

550 Hwy 200

Hope Idaho

83736

208-264-5442

APR 08 1988

Department of Water Resources

Hello:

Department of Water Resources

Received your Proof Due Notice.
My copy of water Permit No
906-8152 has my illustration
of installation of water diverting
systems blotted out by
a map showing the location
of my property so I am
not sure as to the water
diverting systems for which
I applied.

I believe, however, that I
had three (1) for domestic use
near the house on the main
branch of Trestle Creek (2) a
ditch from the North branch
of Trestle Creek for ditch
irrigation of a pasture and (3)
a hydro electric system taking
water out of the North branch
of Trestle Creek near where
the Trestle Creek splits to
form the North and main branch
of the creek. The third water
diversion system was deleted
from the permit.

MAY 13 1988

My question is: Under Proposed
diverting works I listed two
already existing diversions (1)
domestic (2) irrigation. (3) was
never constructed and will not
be and (4) deleted by your office.

APR 21 1988

I probably was not sure
of how to show already
existing water diversion systems
as your form makes no
reference to already existing
water diversion systems.

Please advise,

Jacob C Ferguson Jr
Jacob C Ferguson Jr

MICROFILMED

MAY 15 1989

J Ferguson
530 King 200
Home Ed 73835



State of Idaho Dept of Water Resources
David L Terhille Jr
1301 Archard St
State House Mail
Boise Idaho
83720

138477
CERTIFIED MAIL
March 31, 1988

FERGUSON, JR., JACOB C.
STAR RT. BOX 123
HOPE, ID 83836

PROOF DUE NOTICE

RE: Permit No. 96-8152

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 June 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

MICROFILMED

MAY 15 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

FERGUSON, JR., JACOB C.
STAR RT. BOX 123
HOPE, ID 83836

MAY 25, 1983

RE: PERMIT NO. 96-8152

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: AB APPLICATION NUMBER: 96-8152

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.

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: _____

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.

☐ Yes ☒ No

Final date for protests: 4/4/83

☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 4/12/83

☒ 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? _____

3/7/83

Date of priority recommended.

Special conditions of approval or cover letter. _____

RECEIVED
MAY 17 1983

Department of Water Resources

By: ayh

Date: 4/20/83

STATE OFFICE REVIEW:

SL/LIT

☐ See attached sheet for more information.

By: Relap

Date: 5/17/83

RECEIVED
MAY 04 1983

Department of Water Resources

MICROFILMED

FERGUSON, JR., JACOB C.
FERGUSON, HELEN F.

STAR RT. BOX 123, HOPE, ID 83836

Source: TRESTLE CREEK trib. to PEND OREILLE LAKE

Date Filed: 03/07/1983

Diversion Pt: SESW Sec 16 T 57N R 01E

Use: IRRIGATION	(0.18 CFS)
DOMESTIC	(0.02 CFS)

In: SESW Sec 16 T 57N R 01E FOR 9 ACRES

MICROFILMED