

394561

BOUNDARY AGREEMENT

THIS AGREEMENT is entered into this 26th day of August, 1991 by and between JOHN B. MCSHERRY AND KATHLEEN K. MCSHERRY, husband and wife, of Bonner County, Idaho and MICHAEL E. SOWDERS AND JUDITH E. SOWDERS, husband and wife, of Bonner County, Idaho.

WHEREAS, JOHN B. MCSHERRY AND KATHLEEN K. MCSHERRY, husband and wife, are owners of a tract of land located in Section 24, T. 59 N., R. 1 E., B.M., by virtue of a Warranty Deed from JOHN F. MURPHY AND CHRISTINE A. MURPHY, husband and wife, dated November 2, 1981, recorded November 3, 1981, as Instrument No. 248860, and a Warranty Deed from JOHN F. MURPHY, a single man, recorded May 3, 1990, as Instrument No. 374706, in official records of Bonner County, State of Idaho,

WHEREAS, MICHAEL E. SOWDERS AND JUDITH E. SOWDERS, husband and wife, are owners of a tract of land located in Section 24, T. 59 N., R. 1 E., B.M. by virtue of a Warranty Deed from JOHN F. MURPHY AND LINDA M. MURPHY, husband and wife, recorded August 4, 1982, as Instrument No. 258358, and a Quitclaim Deed from JOHN F. MURPHY, a married man, dealing with his sole and separate property, dated May 17, 1991, recorded August 6th, 1991, as Instrument No. 393325, in official records of Bonner County, State of Idaho, and

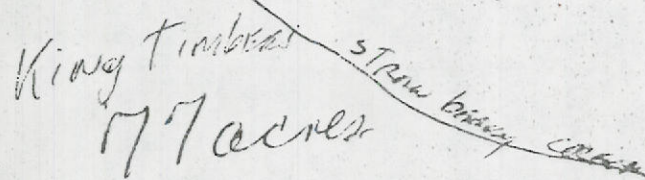
WHEREAS, the respective properties have a common east-west boundary line which lies along the centerline of an existing road and which centerline was described in the deeds as follows:

..... thence South 52°55'14" West along said road centerline a distance of 236.08 feet; thence South 88°17'49" West along said centerline a distance of 225.93 feet; thence South 76°17'49" West along said centerline a distance of 168.57 feet; thence South 63°17'49" West along said centerline a distance of 122.43 feet; thence South 67°03'02" West along said centerline a distance of 295.00 feet; thence South 81°15'08" West along said centerline a distance of 317.58 feet; thence North 77°17'51" West along said centerline a distance of 76.26 feet to the West line of said Section 24.

WHEREAS, the parties agree that the location of the road has not changed since the above-mentioned deeds were issued, and

FILED BY 215 Lovat Serv.
*91 AUG 30 PM 3 10
1200
SCOTT
RECORDER OF BONNER
COUNTY BY SK DEP.

1900-1901. 1902-1903.



to get
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Kenny
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Release

FOUND ONE BEARING TREE STUMP
SET BEARS AND HOUND TRAPS

811592 - M - 17

Microfilm

24
18

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 30 day of 6, 1982 and ending on the 7 day of 7, 1982 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 8 day of July, 1982.

Adell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-8068

KURISHIMA, EUGENE K.
P.O. BOX 84, COLBURN, ID 83865

Source: SPRING JACK CREEK tributary to SAND CREEK

Date Filed: 06/17/1982

Amount: 0.04 CFS

Diversion Point: NESE Sec 14 T 58N R 02W, BONNER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 14 T 58N R 02W

Diversion Means: GRAVITY - FLOW PIPELINE.

96-8069

HAMANN, WALTER N.
P.O. BOX 92, KOOTENAI, ID 83840

Source: PEND OREILLE LAKE tributary to PEND OREILLE RIVER

Date Filed: 06/21/1982

Amount: 0.02 CFS

Diversion Point: LOT 04 Sec 07 T 57N R 01W, BONNER Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: LOT 04 Sec 07 T 57N R 01W

Diversion Means: PUMP AND PIPE.

96-8071

SOWDERS, MICHAEL &/or JUDY

145 S. JACKSON ST., P.O. BOX 261, LAKE GEORGE, MI 48633

Source: GROUSE CREEK tributary to PACK RIVER

Date Filed: 06/23/1982

Amount: 0.04 CFS

Diversion Point: NWNW Sec 24 T 59N R 01E, BONNER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW NWNW Sec 24 T 59N R 01E

Diversion Means: PUMP AND PIPE.

96-8072

ALGER, ARTHUR D.

RT. 1 BOX 60, SAMUELS, ID 83862

Source: UNNAMED STREAMS tributary to GOLD CREEK

Date Filed: 06/17/1982

Amount: 0.20 CFS 15.0 AC-FT

Diversion Point: NESE Sec 29 T 59N R 01E, BONNER Co.

Use: RECREATION STORAGE (15.0 AC-FT) from 01/01 to 12/31

DIVERSION TO STORAGE (0.20 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 29 T 59N R 01E

Diversion Means: POND.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before JULY 19, 1982.

A. KENNETH DUNN

Director

Published June 30, July 7, 1982

Department of Water Resources

RECEIVED

JUL 12 1982

Department of Water Resources
Northern District Office

MICROFILMED

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



Microfilm

SEP 27 1989

RECEIVED

JUN 26 1989

Department of Water Resources



PERMIT HOLDER MICHAEL SOKIDERS

PERMIT # 96-8071

P D TWP 59N RGE 1E SEC 24 NW NW

P/U TWP 59N RGE 1E SEC 24 NW NW

(SW NW) **MICROFILMED**

SEP 27 1989

SOURCE

TRIBUTARY TO

MAP PLOT 33

IRR. ACRES

USGS QUAD

C-7

SCALE 1/2" = 1 MI

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
APR 22 2005
IDWR/NOTICE
RECEIVED

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right. List just the adjudication claim number if there is no corresponding water right record on file with the department. Check by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
96-8071					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):

PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)
Douglas HADLEY SAGLE ID 83864
MICHAEL + JUDY SONDERS
4. New Owner/Claimant(s) * STEVEN, SUSAN Phelps
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
P.O. Box 721
PONDERAY ID 83852
City, State and ZIP Code
New Telephone Number (208) 290-3615, 208 610 5017 Work 208 263 3127
Date you acquired the property 9-15-2004

* **DEED LISTS: STEVE J. PHELPS**
SUE M. PHELPS

RECEIVED
APR 26 2005
DEPARTMENT OF WATER RESOURCES

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____

Date

4/25/05

Fee

125.00

Received by _____

Date

4/25/05

Receipt No.

0016863

Processed by _____

AJ

Date

WR

Date

THE GRANTEE



659525

INSTRUMENT NO. 00039946

WARRANTY DEED

For Value Received R. DOUGLAS HADLEY, ALSO SHOWN OF RECORD AS DOUGLAS HADLEY, A WIDOWER, the grantor(s), do(es) hereby grant, bargain, sell and convey unto STEVE J. PHELPS and SUE M. PHELPS, Husband and Wife, the grantee(s) whose current address is P.O.BOX 411, COCOLALLA, ID 83813, the following described premises, in BONNER County Idaho, to wit:

See Exhibit B attached hereto and made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that he/she/they is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances except those matters shown on the Exceptions Exhibit attached hereto and made a part hereof, and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

Dated: AUG. 14, 2004

R. DOUGLAS HADLEY

STATE OF IDAHO

COUNTY OF BONNER

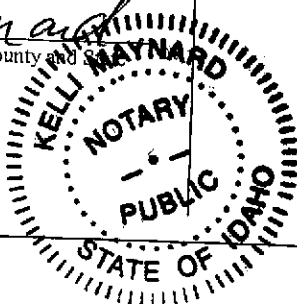
On this 14th day of Sept, 2004, before me, the undersigned, a Notary Public in and for the said State, personally appeared R. DOUGLAS HADLEY known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Notary Public in and for said County and State

Residing at: SANDPOINT, ID
Commission Exp.: 4/16/10

10/20/09



RECORDING DATA:

SANDPOINT TITLE INSURANCE
FILED BY
2004 SEP 15 P 2:48
MARIE SCOTT
BONNER COUNTY RECORDER
DEPUTY

EXCEPTIONS EXHIBIT

SUBJECT TO:

GENERAL TAXES FOR THE YEAR 2004..

ANY TAXES CONCERNING THE PROPERTY IN QUESTION RELATING TO FOREST LAND TAXATION ACTS OF THE STATE OF IDAHO.

ANY QUESTION THAT MAY ARISE DUE TO THE SHIFTING AND CHANGING IN THE COURSE OF GROUSE CREEK.

EASEMENT DISCLOSED BY INSTRUMENT AND CONDITIONS CONTAINED THEREIN:

FOR: A 60 FOOT EASEMENT FOR ROAD AND UTILITY PURPOSES OVER EXISTING ROAD

AFFECTS: IN THE NORTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 24, RUNNING IN AN EASTERLY DIRECTION FROM EXISTING FOREST SERVICE ROAD, THENCE IN A SOUTHWESTERLY DIRECTION THROUGH THE NORTHWEST CORNER OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 59 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN, BONNER COUNTY, IDAHO.

DISCLOSED BY: BARGAIN AND SALE DEED

RECORDED: OCTOBER 10, 1980

INSTRUMENT NO.: 233933

AGREEMENT AND THE TERMS AND CONDITIONS THEREOF:

BETWEEN: JOHN B. MCSHERRY AND KATHLEEN K. MCSHERRY, HUSBAND AND WIFE

AND: MICHAEL E. SOWDERS AND JUDITH E. SOWDERS, HUSBAND AND WIFE

DATED/RECORDED: AUGUST 26, 1991/AUGUST 30, 1991

INSTRUMENT NO: 394561

PURPOSE: BOUNDARY AGREEMENT

EASEMENT AND CONDITIONS CONTAINED THEREIN:

RECORDED: AUGUST 30, 1991

INSTRUMENT NO: 394563

IN FAVOR OF: THE UNITED STATES OF AMERICA, FOREST SERVICE, DEPARTMENT OF AGRICULTURE

FOR: A PERPETUAL EASEMENT FOR GROUSE CREEK ROAD NO. 280

AFFECTS: SUBJECT PROPERTY

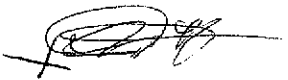


Exhibit B

PARCEL 1:

That portion of the West half of the West half of the Northwest quarter of Section 24, Township 59 North, Range 1 East of the Boise Meridian, Bonner County, Idaho, lying North of the centerline of Grouse Creek and South of the existing road, whose centerline is described as follows:

Beginning at the Northeast corner of the Northwest quarter of the Northwest quarter of said Section 24;

thence South $0^{\circ}04'45''$ East, a distance of 149.77 feet to the centerline of an existing road and the true point of beginning;

thence South $52^{\circ}55'14''$ West along said road centerline, a distance of 236.08 feet;

thence South $88^{\circ}17'49''$ West along said centerline, a distance of 225.93 feet;

thence South $76^{\circ}17'49''$ West along said centerline, a distance of 166.57 feet;

thence South $63^{\circ}17'49''$ West along said centerline, a distance of 122.43 feet;

thence South $67^{\circ}03'02''$ West along said centerline, a distance of 295.00 feet;

thence South $81^{\circ}15'08''$ West along said centerline, a distance of 317.58 feet;

thence North $77^{\circ}17'51''$ West along said centerline, a distance of 76.26 feet to the West line of said Section 24.

PARCEL 2:

A non-exclusive 60 foot easement for road and utility purposes over existing road in the North half of the Northwest quarter of said Section 24, running in an easterly direction from the existing Forest Service Road.

A handwritten signature in dark ink, appearing to be 'R. D. H.', located at the bottom left of the page.

394561

BOUNDARY AGREEMENT

THIS AGREEMENT is entered into this 26th day of August, 1991 by and between JOHN B. McSHERRY AND KATHLEEN K. McSHERRY, husband and wife, of Bonner County, Idaho and MICHAEL E. SOWDERS AND JUDITH E. SOWDERS, husband and wife, of Bonner County, Idaho.

WHEREAS, JOHN B. McSHERRY AND KATHLEEN K. McSHERRY, husband and wife, are owners of a tract of land located in Section 24, T. 59 N., R. 1 E., B.M., by virtue of a Warranty Deed from JOHN F. MURPHY AND CHRISTINE A. MURPHY, husband and wife, dated November 2, 1981, recorded November 3, 1981, as Instrument No. 248860, and a Warranty Deed from JOHN F. MURPHY, a single man, recorded May 3, 1990, as Instrument No. 374706, in official records of Bonner County, State of Idaho,

WHEREAS, MICHAEL E. SOWDERS AND JUDITH E. SOWDERS, husband and wife, are owners of a tract of land located in Section 24, T. 59 N., R. 1 E., B.M. by virtue of a Warranty Deed from JOHN F. MURPHY AND LINDA M. MURPHY, husband and wife, recorded August 4, 1982, as Instrument No. 258358, and a Quitclaim Deed from JOHN F. MURPHY, a married man, dealing with his sole and separate property, dated May 17, 1991, recorded August 6th, 1991, as Instrument No. 393325, in official records of Bonner County, State of Idaho, and

WHEREAS, the respective properties have a common east-west boundary line which lies along the centerline of an existing road and which centerline was described in the deeds as follows:

..... thence South 52°55'14" West along said road centerline a distance of 236.08 feet; thence South 88°17'49" West along said centerline a distance of 225.93 feet; thence South 76°17'49" West along said centerline a distance of 168.57 feet; thence South 63°17'49" West along said centerline a distance of 122.43 feet; thence South 67°03'02" West along said centerline a distance of 295.00 feet; thence South 81°15'08" West along said centerline a distance of 317.58 feet; thence North 77°17'51" West along said centerline a distance of 78.26 feet to the West line of said Section 24.

WHEREAS, the parties agree that the location of the road has not changed since the above-mentioned deeds were issued, and

FILED BY W. S. Scott
81 AUG 30 PM 3 18
1991
W. S. SCOTT
RECORDER OF BONNER
COUNTY BY SC DEP.

394561

WHEREAS, a recent survey of the above-mentioned existing road disclosed that the centerline description of the road as contained in the deeds does not correctly describe the centerline as it does now and did then exist on the ground.

NOW THEREFORE, the parties agree, for themselves and their heirs, executors, and assigns, that the true east-west boundary line common to their respective properties is properly described as shown on Exhibit A attached hereto and made a part hereof.

IN WITNESS WHEREOF, each party to this agreement has caused it to be executed on the day and year first above written.

John B. McSherry
JOHN B. McSHERRY

Kathleen K. McSherry
KATHLEEN K. McSHERRY

Michael E. Sowers
MICHAEL E. SOWERS

Judith E. Sowers
JUDITH E. SOWERS

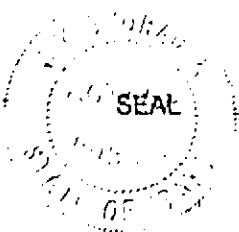
ACKNOWLEDGMENT

STATE OF IDAHO)

County of Kootenai) ss.

On this 26th day of August, 1991, before me, a Notary Public in and for the State of Idaho, personally appeared John B. McSherry and Kathleen K. McSherry, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Jim Doreck
Notary public for the State of Idaho
Residing at Coeur d'Alene
My commission expires 1-7-97

394561

ACKNOWLEDGMENT

STATE OF IDAHO)
County of Kootenai) ss.

On this 30th day of August, 19 91, before me, a Notary Public
in and for the State of Idaho, personally appeared Michael E. Sowders and
Judith E. Sowders, known to me to be the persons whose names are subscribed to the
within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day
and year first above written.



Jim Donack
Notary public for the State of Idaho
Residing at Coeur d'Alene
My commission expires 1-7-97

394561

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08071

Priority: June 23, 1982

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume:¹ 1.2 AF

This is to certify, that MICHAEL SOWDERS
JUDY SOWDERS

P.O. BOX 39

COLBURN, ID 838650000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 23, 1982; and has submitted Proof of Beneficial Use on July 8, 1987. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

GROUSE CREEK

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:

NWNW , Sec. 24, Township 59N, Range 01E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

59N 01E 24

NWNW

SWNW

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 reflect cropping patterns or acceptable standards of water delivery 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.

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 SEPTEMBER, 1987.

NOT FILMED

SEP 27 1989

Acting for R. Keith Higginson, Director

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 Michael &/or Judy Sowders Phone _____
Post office address 145 South Jackson PO Box 261 Lake George MI 48633
2. Source of water supply Grouse Creek which is a tributary of Duck River
3. Location of point of diversion is NW 1/4 of NW 1/4 of Section 24 Township 59N
Range 1E B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from 1-1 to 12-31 (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:

a. .04 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 pipeline

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 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: SW NW
NW 1/4 of NW 1/4 of Section 24 Township 59N

Range 1E 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 1.

(5) If water is to be used for other purposes describe: _____

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

[illegible]**Total number of acres to be irrigated**

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

April

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

App

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

425

1. THE STATE OF TEXAS, County of EL PASO, do hereby certify that JOSEPH A. GARCIA is the duly qualified and authorized representative of the EL PASO COUNTY in the SEVENTH DISTRICT of the SEVENTH CONGRESS of the UNITED STATES OF AMERICA.



FOUND ONE PLAINCLOTHS TIE SHIRT FOUND
SET BEARS SHIRT FOUND IN THE

24
18

12-11-66 265116 0 25 10 1 10 07 3 5 264360

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

[illegible]

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.

Michael and Judy Sowders
(Applicant)

Proposed Priority 6/23/1982

Received by RYA Date 6/23/82 Time 1:30 PM
Preliminary check by AB Fee \$ 30.00
Receipted by RYA Date 6/23/82 # 21382
Publication prepared by for Date 6/24/82
Published in Sandpoint Daily Bee
Publication dates 6/30 + 7/7/82
Publication approved for Date 7/13/82
Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RYA 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. 96-8071, 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 87.
 - 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 12th day of August, 1982.

L. Glen Saxton
Chief, Operations Bureau

6/23/1982

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 30 day of 6, 1982 and ending on the 7 day of 7, 1982 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 8 day of July, 1982.

Adell M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

96-8068

KURISHIMA, EUGENE K.
P.O. BOX 84, COLBURN, ID 82865

Source: SPRING JACK CREEK tributary to SAND CREEK

Date Filed: 06/17/1982

Amount: 0.04 CFS

Diversion Point: NESE Sec 14 T 58N R 02W, BONNER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 14 T 58N R 02W

Diversion Means: GRAVITY - FLOW PIPELINE.

96-8069

HAMANN, WALTER N.
P.O. BOX 92, KOOTENAI, ID 83840

Source: PEND OREILLE LAKE tributary to PEND OREILLE RIVER

Date Filed: 06/21/1982

Amount: 0.02 CFS

Diversion Point: LOT 04 Sec 07 T 57N R 01W, BONNER Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: LOT 04 Sec 07 T 57N R 01W

Diversion Means: PUMP AND PIPE.

96-8071

SOWDERS, MICHAEL &/or JUDY

145 S. JACKSON ST., P.O. BOX 261, LAKE GEORGE, MI 48633

Source: GROUSE CREEK tributary to PACK RIVER

Date Filed: 06/23/1982

Amount: 0.04 CFS

Diversion Point: NWNW Sec 24 T 59N R 01E, BONNER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW NWNW Sec 24 T 59N R 01E

Diversion Means: PUMP AND PIPE.

96-8072

ALGER, ARTHUR D.

RT. 1 BOX 60, SAMUELS, ID 83862

Source: UNNAMED STREAMS tributary to GOLD CREEK

Date Filed: 06/17/1982

Amount: 0.20 CFS 15.0 AC-FT

Diversion Point: NESE Sec 29 T 59N R 01E, BONNER Co.

Use: RECREATION STORAGE (15.0 AC-FT) from 01/01 to 12/31

DIVERSION TO STORAGE (0.20 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 29 T 59N R 01E

Diversion Means: POND.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before JULY 19, 1982.

A. KENNETH DUNN

Director

Published June 30, July 7, 1982

Department of Water Resources

RECEIVED

JUL 12 1982

Department of Water Resources
Northern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

April 29, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

STEVE J PHELPS
SUE M PHELPS
PO BOX 721
PONDERAY ID 83852

RE: Change of Ownership for Water Right 96-8071

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

RECEIVED
APR 26 2005
DEPARTMENT OF
WATER RESOURCES
Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 22, 2005

STEVEN AND/OR SUSAN PHELPS
PO BOX 721
PONDERAY ID 83852

Re: Water Right 96-8071

Dear Mr. &/or Mrs. Phelps:

This acknowledges receipt of the Notice of Change in Water Right Ownership papers for the above referenced water right, changing the ownership to you. Enclosed is receipt No. N016863, for your records.

We are forwarding the paperwork to the State Office for processing.

If you have any questions, please contact KariLynn Townsend in our State Office, at 208-287-4952.

Sincerely,

Dianne Ball
Administrative Assistant

Enc.

db

cc: IDWR State Office

September 5, 1989

MICHAEL SOWDERS
JUDY SOWDERS
P.O. BOX 39
COLBURN, ID 838650000

RE: PERMIT NO. 96-08071

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

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SEP 27 1989

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
9608071	59N	01E	24	NW NW		GROUSE CREEK	SOWDERS, MICHAEL
				NO MATCHES FOR THIS POD			

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SEP 27 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

RECEIVED
JUN 26 1989

Department of Water Resources

(☒) B/U Acknowledgment Letter Sent

(1) This Examination Report Contains the Following Documents.

- () Gov. Lot Plat (☒) Quad Sheet () Aerial Photo (☒) Field Report (☒) Photo PD/PU
() Diagram Attachments [number 0] () Calculation Attachments [number 0]
() Correspondence (Date) ✓
() Other (List) APP # 96-8376

(2) Rules and Regulations Check List.

YES NO Rule#

- () (☒) (5,1,2) Have uses been developed, or partially developed, which are not sanctioned by this permit?
() (☒) (5,1,2) Have uses sanctioned by this permit not been developed? (List those uses in Field Report Item # H or attachment # _____)
(☒) () (5,1,3) Do Items C.3 & C.4 trace water from diversion point through discharge point?
() (☒) (5,1,4) Is system interconnected with any other system? (List in Item # C or attachment # _____)
() (☒) (5,1,5) Is Water returned to public source? (List Legal Description of return point and name of source in Item #H or attachment # _____)
(☒) () (5,1,6) Are conditions of approval met? ...[See Remarks (Y) (N)]
() (☒) (5,1,17) Aerial Photo ... available? ... required? ... attached?
() (☒) (7,1,3) Spring to nearest 10 acre tract? (If not list reason in Item # H or on attachment # _____)

REMARKS: _____

Exam Completed By LOUIS SUKOVATY Date 8/16/88

Sr. Agent Review J King Date 9/88

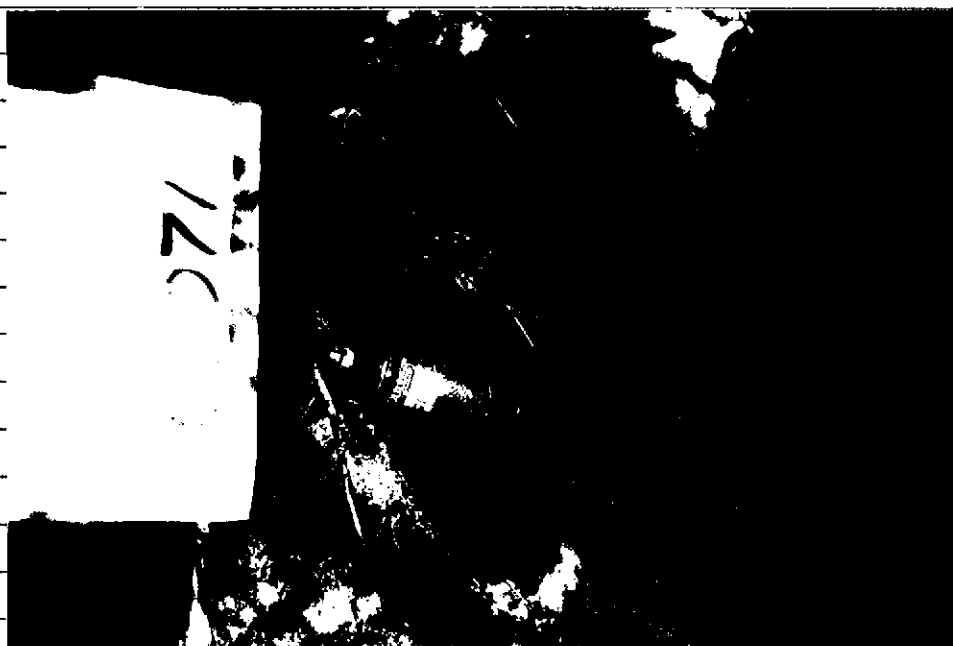
Regional Manager Review POYAT Date 6/89

PERMIT NUMBER 96-8071

RECEIVED

SEP 27 1989

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



UNRECORDED

SEP 27 1989

DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 30 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant VICKI YOUNGER Phone _____
Post office address Box 149, COLBURN, ID 83865
2. Source of water supply GROUSE CREEK which is a tributary of PACK RIVER
3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 59N
Range 1E B.M. BONNER County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.20 for POWER PRODUCTION 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. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc., PUMP & PIPELINE

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 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: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 59N
Range 1E B.M.

(2) Amount of power to be generated: 0.27 kW (KW 12/29/83)
5/11/83 horsepower under 20 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 1

(5) If water is to be used for other purposes describe: _____

SEP 27 1989

[illegible]

c. Describe any other water rights used for the same purposes as described above. *NONE*

b. Who owns the land to be irrigated or place of use 26

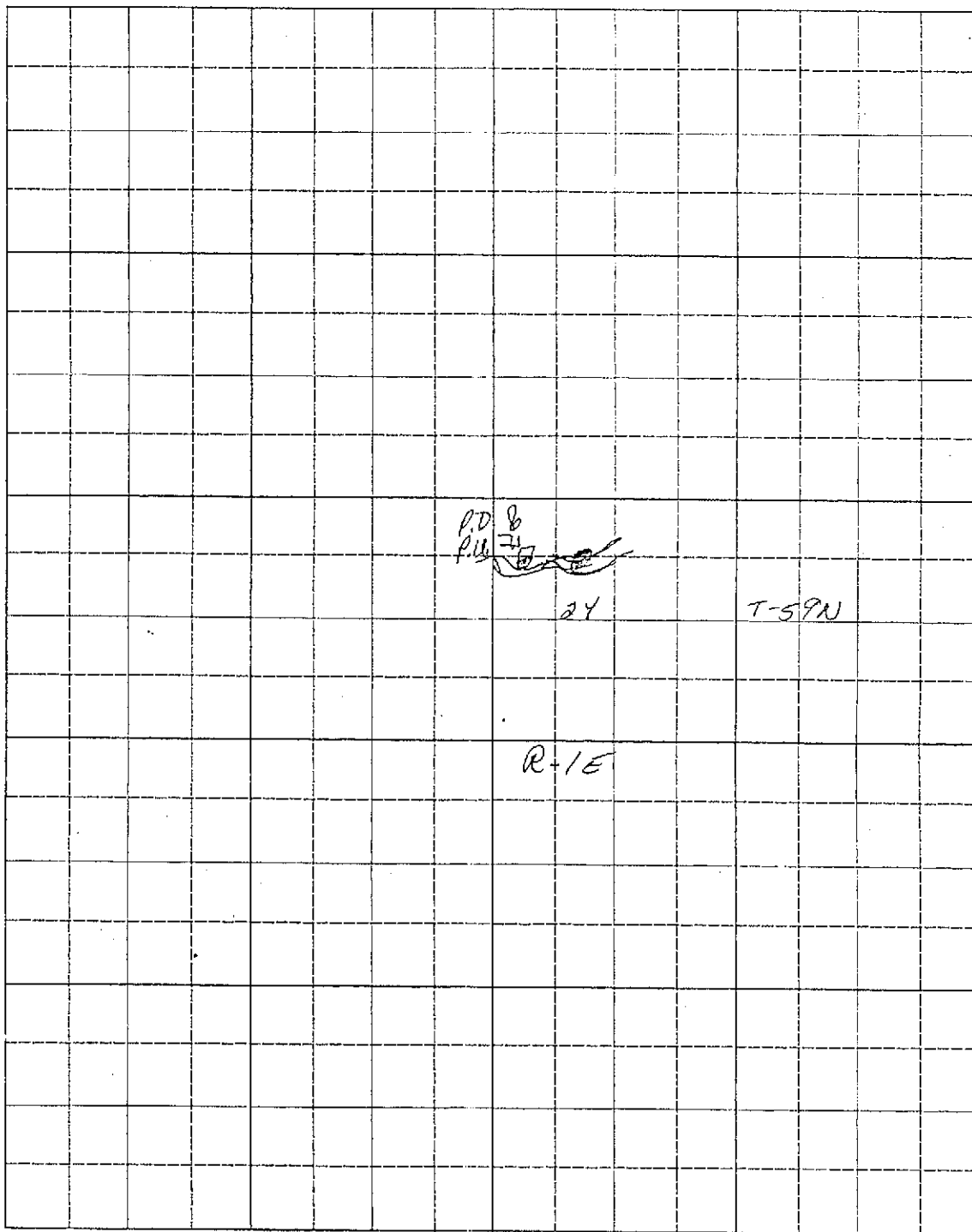
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

WILLIAM J. BRYAN

SEP 27 1989

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.

Richi Z. [Signature]
(Applicant)

RECEIVED

SEP 27 1989

Proposed Priority 11/9/83

Received by KK Date 11/9/83 Time 11:30
Preliminary check by KK Fee \$ 30.00
Receipted by KK Date 11/9/83 # 31391
Publication prepared by pm Date 11/10/83
Published in Fullmont, Ore
Publication dates 11/16-23/83
Publication approved pm Date 12/14/83
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by KK kw

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-8376, 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 January 1, 19 89.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

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

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

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

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

Witness my hand this 3rd day of January, 1984.

A. Glen Saylor
Chief, Operations Bureau

MICROFILMED

SEP 27 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

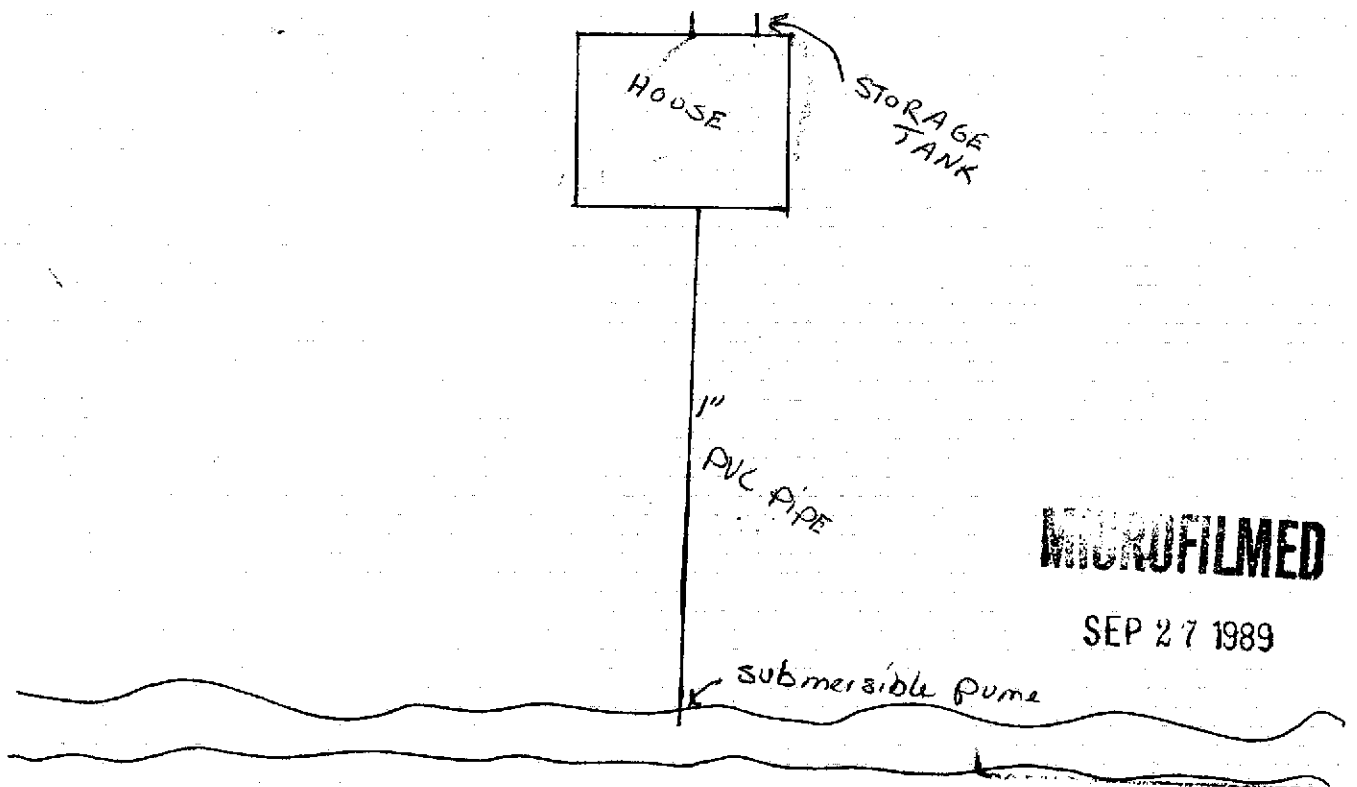
Permit No. 96-8071
Phone No. NONE
1. Owner: Michael &/or Judy Sowders
Current Address: P.O. Box 39 Colburn, Id 83865
2. Accompanied by: Noone EXAM. DATE: 8/16/88
Address: --- Phone No. ---
Relationship to Permit Holder: ---
3. Source: Grouse Cr. tributary to Pack River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 96-8376
☐ Copies Attached
2. Other water rights with same point of diversion: 96-8376
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

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

System Description (continued)

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

A submersible pump with a 1" PVC pipe to storage tank
where it gravity feeds the house

☐ See Remarks on page 4 for continuation

4.

FM PHOTO - JK

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	<u>GOULD</u> <u>Submersible</u>	<u>unreadable</u>		<u>GOULD</u>	<u>1"</u>

*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
				<u>NW</u>	<u>24</u>	<u>S9N</u>	<u>1E</u>	<u>Bonner</u>	<u>Map</u>

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	
<u>S9N</u>	<u>1E</u>	<u>24</u>																	

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SEP 27 1989

Do not use this space

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:

↓ 1 Home domestic =

2. Alternate Method for Checking Purposes:

.04 cfs and 1.2 af

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

.04 cfs and 1.2 af

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SEP 27 1989

H. REMARKS AND OVERLAP REVIEW ANALYSIS

May be same domestic system as covered by
Permit # 96-8376 - MEMO PLACED IN FILE TO CHECK
OVERLAP DURING EXAM OF 96-8376 - BILL DUE 1-1-89

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	.04 cfs	1.2 afa
Totals:			.04 cfs	1.2 afa

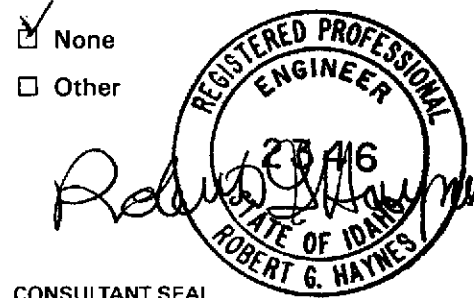
2. Recommended Amendments

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

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Louis Sukovaty
Signature Louis Sukovaty
Certification Date 5/15/88
Field Report Preparation Date 8/16/88



CONSULTANT SEAL

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

MICROFILMED

SEP 27 1989

96-8071

To whom this May CONCERN,

RECEIVED

SEP 3 1982

Department of Water Resources

THE LATTER PART OF JUNE, MY WIFE
AND I APPLIED FOR WATER RIGHTS
IN THE GROUSE CREEK AREA
ABOUT 20 miles NE OF SAND POINT.
WE WERE TOLD WE HAD UP TO
5 YRS TO START PROPERTY IMPROVEMENT
OR WE'D HAVE TO INVEST MORE MONEY
FOR WATER RIGHTS. WELL, WE HAVE
BEGUN WORK + WOULD APPRECIATE

YOU RETURNING OUR FORMS,

RECEIVED

SEP 27 1989

AUG 30 1982

Department of Water Resources
District Office

A SINCERE THANKS

Michael E. Loudero

This letter suffices as notice of commencement of works.
No response reqd. DET 9/9/82

-MICH AEN SOWDERS

P.O. Box 101

LAKE George, Mich
48633

RECEIVED
SEP 27 1989



STATE OF IDAHO Dept. of WATER Resources
NORTHERN REGION OFFICE
4055 GOVERNMENT WAY
COEUR D'ALENE, IDAHO

07814

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8071

Name(s) of Permit Holder(s): MICHAEL & JUDY SOWDERS

Post Office Address: P.O. Box 261 LAKE GEORGE
MICHIGAN 48633

Tel. No. _____

☒ I hereby certify that construction of diversion works for the above referenced permit began on AUG 1982 (date). 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*:

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

SEPT 7, 1982
Date

Michael E. Sowers
Signature of Permit Holder

MICHAEL E. SOWDERS
P.O. Box 261
LAKE GEORGE, MICH. 48633

PLACE
STAMP
HERE

SEP 27 1989

Department of Water Resources

SEP 27 1989



SEP 27 1989

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Michael Judy Sowders
P.O. Box 261
Lake George, Mich.

48 MICROFILMED

SEP 27 1989

Idaho Dept. of Water Resources
State House
Boise, Idaho

83720



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) 765-4639

AUGUST 11, 1987

MICHAEL SOWDERS
P.O. BOX 39
COLBURN, ID 83865

RE: Permit No. 96-8071

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 or in person.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

SEP 27 1989

RECEIVED

JUL 08 1987

STATE OF IDAHO

NO \$ enc. 22
Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by 10/22/87
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. 96-8071

Name(s) of Permit Holder: MICHAEL OR JUDY SOWDERS ✓

Post Office Address: PO Box 39 COLBURN IDAHO 83865 ✓

Telephone No. NONE

Source of Water: GROUND CREEK ✓

Extent of Use:

Domestic 1 (number of households)

Stockwater _____ (number and type of stock)

Irrigation GARDEN (acres)

Other/Remark I PUT A SUBMERGIBLE PUMP

W/ THE CREEK + PUMP BY GENERATOR AND A 600 GPM HOLDING TANK ONCE A WEEK.

THIS IS MY HOME.
Total rate and/or volume for which proof is submitted 3000 GAL A MONTH of _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: ABOUT 30 YRS AGO

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

Fee enclosed \$ 0
(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:

Permit holder (Name) none (Telephone Number)

P.O. Box 39, Colburn, Id., 83865
(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.

July 4 - 1987
Date

Michael Sowders Judy Sowders
Signature of Permit Holder (and title, if appropriate)

RECEIVED
AUG 25 1987

RECEIVED

JUL 08 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
MAY 31, 1987

SOWCERS, MICHAEL & JUDY
145 S. JACKSON ST.
P.O. BOX 261
LAKE GEORGE, MI 48633

PO BOX 39
COLBURN, IDAHO 83865

PROOF DUE NOTICE

RE: PERMIT NO. 96-8071

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, 1987. (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. 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

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

AUG 25 1987

600
2400

MICHAEL SOWDERS
PO BOX 39
COLBURN, IDAHO
83865



STATE HOUSE - DEPT OF WATER RESOURCES
BOISE, IDAHO

83720

MICROFILMED

AUG 25 1987

● T A T E O F I D A H O ●

DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
MAY 31, 1987

138610

SOWDERS, MICHAEL & JUDY
145 S. JACKSON ST.
P.O. BOX 261
LAKE GEORGE, MI 48633

PROOF DUE NOTICE

RE: PERMIT NO. 96-8071

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, 1987. (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. 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

AUG 25 1987

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

AUGUST 31, 1982

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: LB

APPLICATION NUMBER: 96-8071

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.

Field check by: _____

Date: _____

Comments: _____

☒ Fee.

☐ Yes ☒ No

☐ Yes ☒ No

☒ Yes ☒ No

☒ Yes ☐ No*

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

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

☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

☒ Yes ☐ No*

☐ Yes ☒ No

In form for advertising.

Final date for protests: 7/9/82

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

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: 7/12/82

☒ 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

☐ Yes ☒ No

☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____

6/23/82 Date of priority recommended.

☒ Special conditions of approval or cover letter. _____

By: RLH

Date: 7/26/82

STATE OFFICE REVIEW:

SLW/LR

26

☐ See attached sheet for more information.

By: [Signature]

Date: 8/10/82

AUG 02 1982

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)

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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

96-8021

SONDERS, MICHAEL &/or JUDY

145 S. JACKSON ST., P.O. BOX 261, LAKE GEORGE, MI 48633

Source: GROUSE CREEK tributary to PACK RIVER

Date Filed: 06/23/1982

Amount: 0.04 CFS

Diversion Point: NWNW Sec 24 T 59N R 01E, BONNER Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW NWNW Sec 24 T 59N R 01E

Diversion Means: PUMP AND PIPE.

RECEIVED
JUN 27 1982