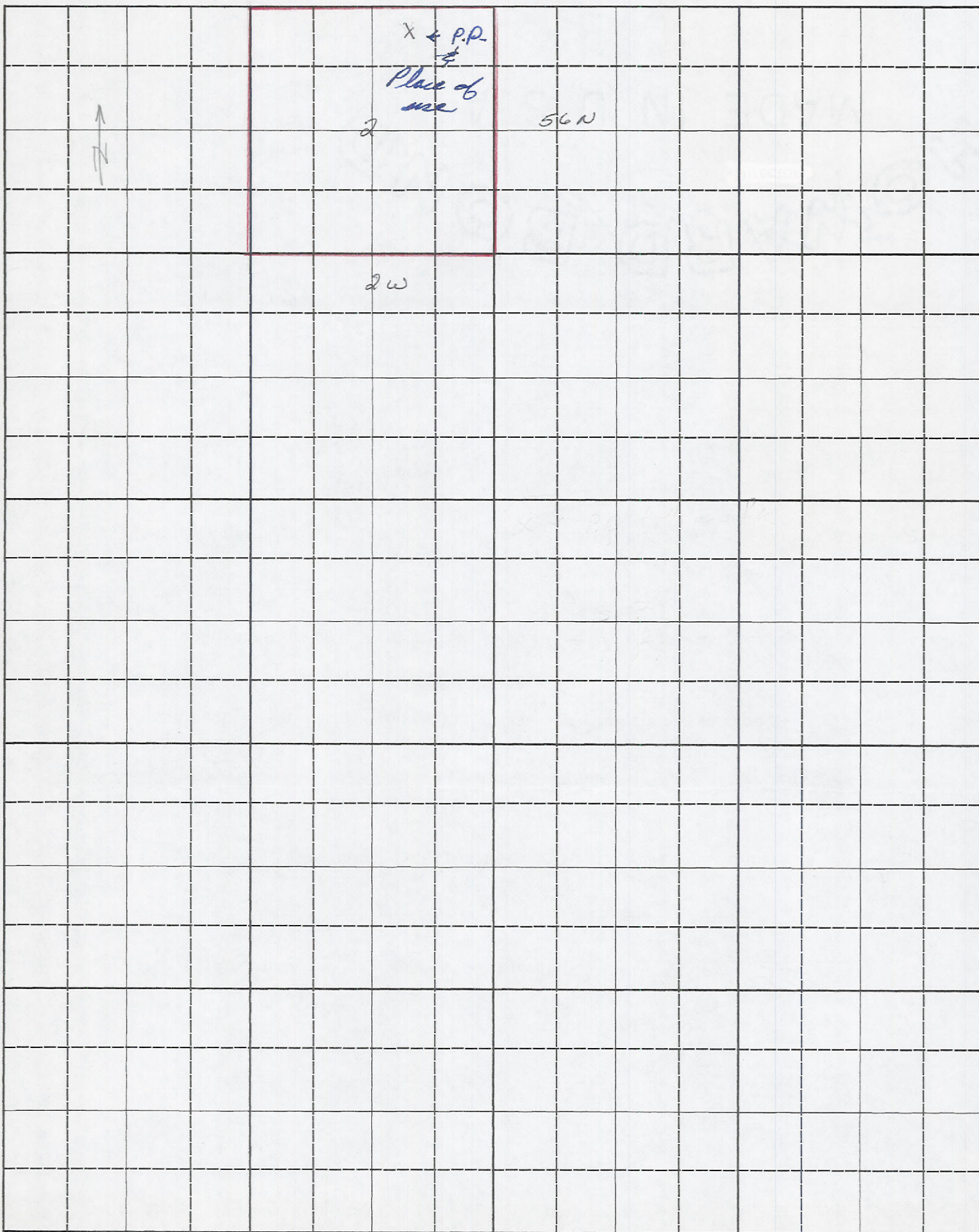


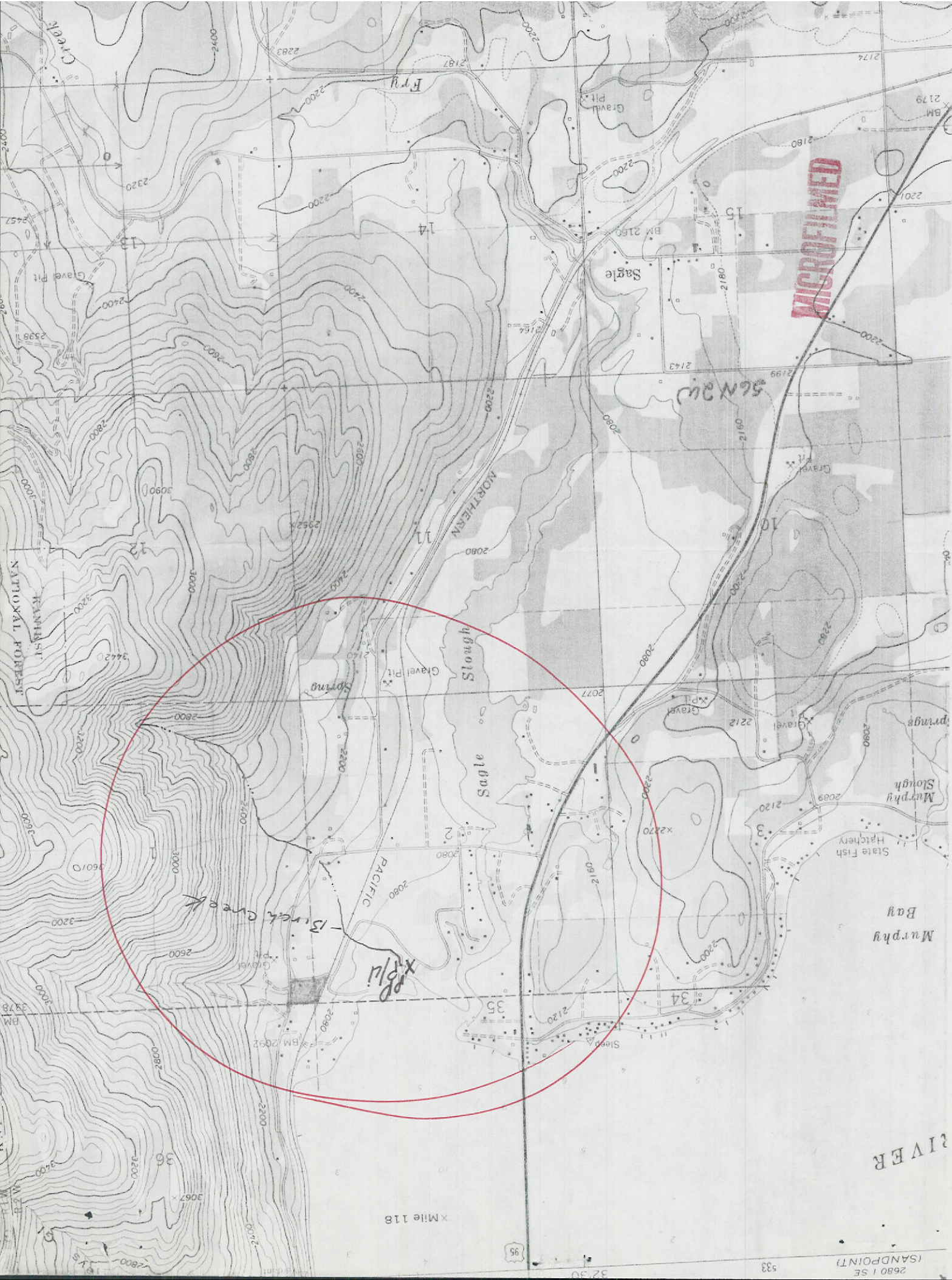
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Clark O. Spivey
(Applicant)



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7746 Priority January 31, 1979 Amount 0.04 cfs

THIS IS TO CERTIFY, that Clark O. or Annette K. Meinhart
of Sagle, Idaho, has complied with the terms and conditions of Permit
No. 96-7746 issued pursuant to Application for Permit dated January 31, 1979,
and has submitted proof to the Department of Water Resources on July 28, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.09 cfs of water from Birch Creek,
tributary to Pend Oreille Lake, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and	<u>1.2</u> acre feet	
Fire	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and	<u>n/a</u>	
Protection	from _____ to _____ at _____ cfs and	_____	

(both dates inclusive)

Subject, however, to the condition that no more than 0.08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 2, Twp.
56N, Rge. 2W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
56N	2W	2	X																

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27TH day of
October, 19 82.

Acting for the Director

Norman C Young

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 Clark Don Annette K. Meinhart Phone 263-7766
Post office address Rt 1, Box 56-A, Sagle, Id. 83860
2. Source of water supply Birch Creek which is a tributary of Lake Pend Oreille
- 3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 2 Township 56N
Range 2W 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 0.04 for Fire Prot. 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. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump & pipe line to
place of use

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 NE $\frac{1}{4}$ of Section 2 Township 56N
Range 2W B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered _____
- (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: _____

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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	

Total number of acres to be irrigated _____

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

"Constitutional" Water Right to Groundwater
for Domestic use.

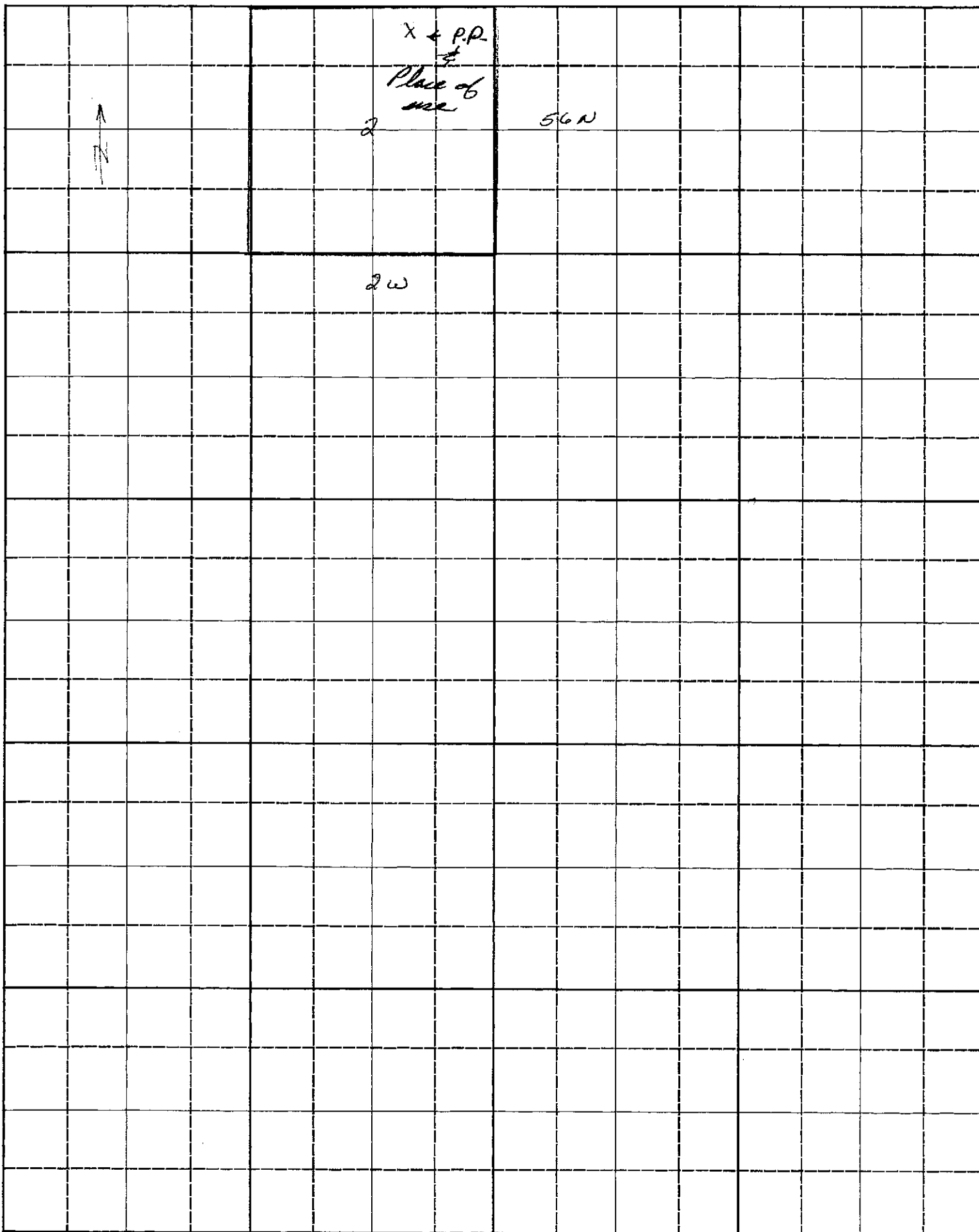
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks System mainly for irrigation of
lawn and garden, secondary as backup
for well.

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.

Clark O. Spivey
(Applicant)

Proposed Priority 1-31-79

Received by KK Date 1/31/79 Time 4:30

Preliminary check by KK Fee \$ 20⁰⁰~~xx~~

Received by KK Date 1/31/79 #13417

Publication prepared by pm Date 2/1/79

Published in Sandpoint Daily Bee (W)

Publication dates 2/14 & 2/17/79

Publication approved pm Date 3/2/79

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by REA J.S.

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. 96-7746, 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 March 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 13th day of March, 19 79.

A. Glen Saxton
Chief, Operations Bureau

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 Water

Right Application

as it was published in the regular and entire issue of the said paper for a period of 2 consecu-

tive weeks, commencing on 14th day of Feb., 1979 and ending on the 31st day of Feb.

19 79 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 28 day of Feb., 19 79.

Edell 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:

96-7746

MEINHART, CLARK O. &(or)
ANNETTE K.
ROUTE 1, BOX 56-A, SAGLE,
ID 83860

Source: BIRCH CREEK
tributary to LAKE PEND
OREILLE

Date Filed: 01-31-1979

Amount: 0.04 CFS

Diversion Point: NWNE Sec 02
T 56N R 02W, BONNER Co.

Use: DOMESTIC (0.04 CFS)
from 01-01 to 12-31, FIRE
PROTECTION (0.04 CFS) from
01-01 to 12-31

Place of Use: NWNE Sec 02 T
56N R 02W

Diversion Means: PUMP AND
PIPELINE

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 MARCH 5, 1979.

C. STEPHEN ALLRED
Director

Published 2-14 & 2-21-79

OK
per
3/2/79

RECEIVED
FEB 28 1979
DEPT. OF WATER RESOURCES
BOZEMAN, MONTANA
MICROFILMED

November 30, 1982

RE: Permit No. 96-7746

Clark O. or Annette K. Meinhart
Route #1, Box 56-A
Sagle, ID 83860

Dear Mr. and Mrs. Meinhart:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

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State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

SECRET

AUC 0.53 (0.49-0.57)

Department of Water Resources

96-7746

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8-3-82 Accompanied by APP Total Q measured -
If source is surface water, estimate total flow of source -
Methods of measurement calc Meets Permit requirements? yes

Measurement calculations:

$\frac{7.8(1.5)80\%}{2.33(45)+10'} = 0.09 \text{ cfs}$
 Press Assumed
 ELEV. Assumed

lawn & garden sprinklers

[illegible]

System Description *1 1/2 hp pump with 1 1/2" main to 6 risers & garden hoses*

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

Irrigation requirement = 30 AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Navigation	0.04	3.2	3-15	#15
Fire Protection	0.04 ✓	N/A	1-1	12-31
Domestic	0.04 ✓	1.2 ✓	1-1	12-31
Total	0.04 ✓	1.2 ✓		

Remarks Used primarily for irrigation of lawn & garden
Ability to use in home - back up for well.
told him he must use once each 5 yrs. to maintain right.

FILED

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: *NW NE, sec 2, T 56 N, R 2 W*

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
<i>✓ 56 N</i>	<i>2 W</i>	<i>2</i>		<i>X</i>															<i>1</i>

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

Examiner's Signature *[Signature]*
 Checked by *[Signature]*
 Approved by *[Signature]*

Date *8.4.82*
 Date *8/12/82*
 Date *9/10/82*

x Mile 118

RIVER

Murphy Bay

Slate Fish Hatchery

Murphy Slough

Spring

Gravel

Gravel

Gravel Pit

Sagle Slough

Gravel Pit

Spring

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56N2W

Sagle

BM 2150

Gravel Pit

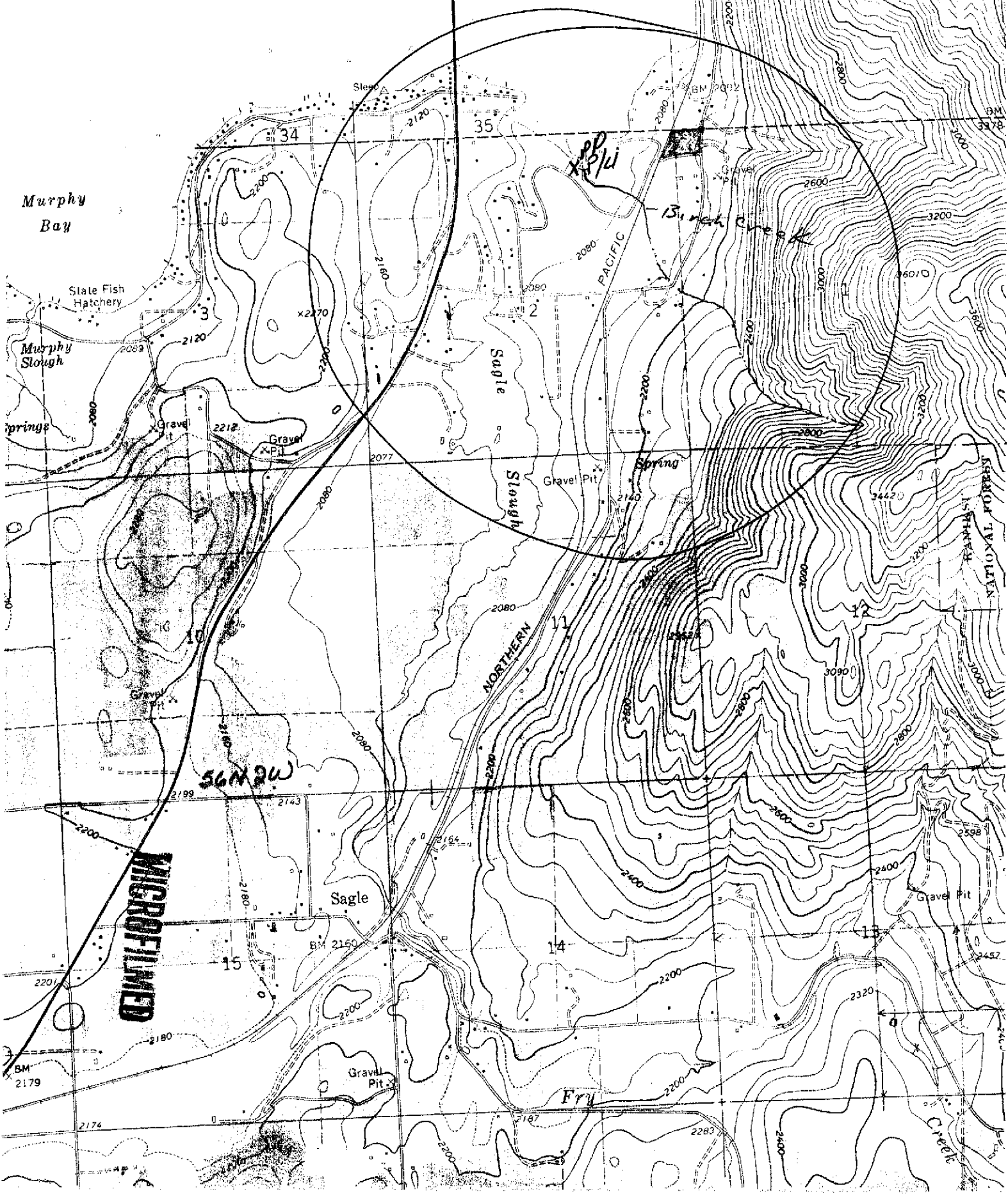
Fry

PACIFIC

NORTHERN

NATIONAL FOREST

Creek



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) ☒ completed development to the extent shown below. Permit No. 96-7746.

Name(s) of Permit Holder: CLARK O. OR ANNETTE K. MEINHART

Post Office Address: RT 1 BOX 56-A

SAGE, ID 83860 Tel. No. 263-7766

Source of Water: BIRCH CREEK

Extent of Use:

☒ Domestic	<u>1</u>	(number of households) <u>for 2 users</u>
☐ Stockwater		(number and type of stock) <u>Grass</u>
☐ Irrigation		(acres)
☒ Other	<u>FIRE PROTECTION</u>	

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

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

July 26, 1982
Date

Clark O. Meinhart
Signature of Permit Holder

Permit Completed

CE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED
JUL 28 1982
Department of Water Resources

August 10, 1962

Clark &/or Annette K. Meinhart
Route 1 Box 56A
Sagle, ID 83860

Dear Mr. and Mrs. Meinhart:

Re: Permit No. 96-7746

This office acknowledges receipt of the postcard as the statement of beneficial use.

It is the Department's understanding that a field exam has been conducted by one of our regional representatives. Based on his recommendations, a water right license will be issued.

If you have further questions concerning your permit, please feel free to contact me.

Sincerely,

RITA I. FLECK
Sr. Secretary

cc: region

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IDENT. NO. 96-7746

WATER RIGHT
DATA ENTRY LOG

Item

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

License update



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

March 14, 1979

Re: Permit No. 96-7746

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

Clark O. &/or Annette K. Mainhart
Route 1, Box 56-A
Sagle, Idaho 83860

Dear Mr. or Mrs. Mainhart:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

MICROFILMED

96-7746

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. S.W. Source
3. ✓ Point of Diversion
4. 0.04 Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 20 Fee & Rec't. No.

Copies Sent To:

NO Idaho Health Department
7 Idaho Fish & Game Dept.
1 Bureau of Land Management

NO U.S.F.S.
7 Dept. of Lands
 Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land N/A

Withdrawals of all protests received N/A yes no

Conditions:

ID Power Co. Letter - Snake R. NO

ID Power Co. Letter - G.W. & Trips.

Snake River Condition

Payette River Letter

Priority Date 1/31/79

Water Quality #16 NO

Water Quality #10 7

intrastate interstate

Meas. Dev. or Sc. Meas. NO

Totalizing meter

Supplemental

Right-of-Way Cond.

Watermaster Cond.

Wtr. Dist No.

Meas. Dev. Cond. for apps within a Water Dist.

Jim
Re
3/13/79
Date
MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7746

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) KK 1/31/79

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) KK 1/31/79

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) pm 3/2/79

Affidavit of Publication received(date) 3/1/79

(12) pm 3/5/79

Final date for protests March 5, 1979

Protests received: yes _____ no ☒

(13) pm 3/5/79

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

RECEIVED
MAR 09 1979

1-31-79 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bel Haysnes Date 3-5-79

MICROFILMED

96-2746

MEINHART, CLARK O. &/or ANNETTE K.

ROUTE 1, BOX 56-A, SAGLE, ID 83860

Source: BIRCH CREEK tributary to LAKE PEND OREILLE

Date Filed: 01/31/1979

Amount: 0.04 CFS

Diversion Point: NWNE Sec 02 T 56N R 02W, BONNER Co.

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

Place of Use: NWNE Sec 02 T 56N R 02W

Diversion Means: PUMP AND PIPELINE

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