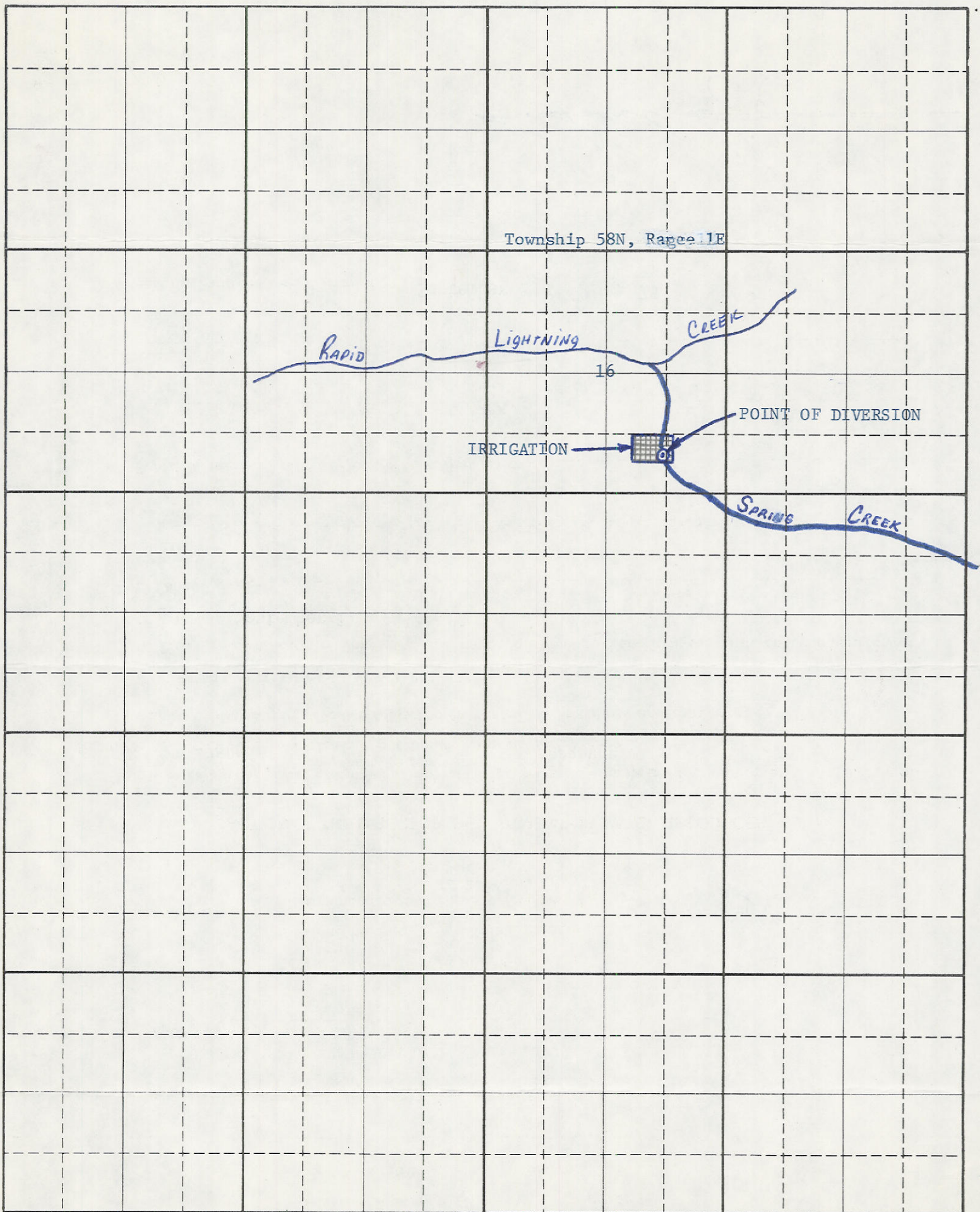


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

X *[Signature]*
(Applicant)

RECEIVED

SEP 11 1975

Department of Water Resources
Northern District Office

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, a daily news-
paper printed and published at Sandpoint,
in Bonner County, Idaho; that the said
Daily Bee has been continuously and un-
interruptedly published in said Bonner
County during a period of 12 months prior
to the first publication of the hereto at-
tached notice of publication in the case
of Water Permit

96-7400

as it was published in the regular and en-
tire issue of the said paper for a period
of 2 consecutive weeks, commencing
on the 20 day of Aug, 1975
and ending on the 27 day of Aug
1975 and that said notice was
published in said newspaper and not in
supplemental form.

Pete Thompson

Subscribed and sworn to before me this

9 day of Sept, 1975.

Adel M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF
APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Richard Lee Kalar, 136 Nevada,
Klamath Falls, Oregon has on
August 13, 1975 submitted
Application No. 96-7400 for a
permit to appropriate 0.20 cubic
feet per second of water from
Spring Creek, tributary of
Rapid Lightning Creek by
means of pump and flume
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T.
58N, 1 E, B.M., Bonner County
to be used from Jan. 1 to Dec. 31
for domestic purposes (0.05
cfs); and from April 1 to Oct. 15
for the irrigation of 13 acres
(0.20 cfs) within the
N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, R.
1E, B.M.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with
the Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before Sept. 8, 1975.

R. KEITH HIGGINSON
Director

Published in the Sandpoint
Daily Bee, Sandpoint, Idaho on
Aug. 20 and Aug. 27, 1975.

1-12

A-1343

1976
6 ac

#96-7400 →

16 15
2 22

A-1075
State

Long Lake Lbr Co

UNRECORDED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

(Late Proof)

License of Water Right No. 96-7400 Priority August 27, 1975 Amount .04 cfs

THIS IS TO CERTIFY, that Dean R. Crabbs
of Munster, IN, has complied with the terms and conditions of Permit
No. 96-7400 issued pursuant to Application for Permit dated August 13, 1975,
and has submitted proof to the Department of Water Resources on September 15, 1980,
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 .04 cfs of water from Spring Creek,
tributary to Rapid Lightning Creek, 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 Jan 1 to Dec 31	at .04 cfs and	1.2 acre feet
Irrigation	from April 1 to Oct 15	at .02 cfs and	1.8 acre feet
	from to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .04 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.0 acre feet per year, said waters to be diverted within the SWSE Section 16, Twp 58N,
Rge 1E in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
58N	1E	16																	1

Total number of acres irrigated 1

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 28 day of
September, 19 81.

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-7400 }
IN THE NAME OF DEAN R. CRABBS }

ORDER OF REINSTATEMENT

WHEREAS, on August 13, 1975, Richard Lee Kalar applied to the Department of Water Resources for a permit to appropriate 0.20 cubic feet per second of water from Spring Creek tributary of Rapid Lightning Creek, to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, Twp. 58N, Rge. 1E B.M., Bonner County, to be used for irrigation and domestic purposes; and,

WHEREAS, on September 29, 1975, the Department approved said application and issued Permit No. 96-7400 with the condition that proof of construction of works and application of water to beneficial use be submitted to this office on or before September 1, 1980; and,

WHEREAS, on June 30, 1980, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on September 1, 1980, the permit automatically lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, on September 15, 1980, the permit holder assigned all right, title, and interest in and to Permit No. 96-7400 to Dean R. Crabbs; and,

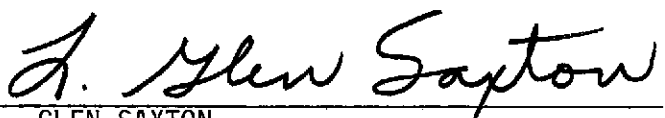
WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days from the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on September 15, 1980;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-7400 be REINSTATED and the priority advanced to August 27, 1975.

Dated this 6th day of May, 1981.

MICROFILMED


L. GLEN SAXTON

Chief, Operations Bureau

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT #	NAME	AMOUNT C.F.S.
App. for Permit	96-7400	Richard Lee Kalar	0.20
Assignment	96-7400	Dean R. Crabbs	0.20

MICROFILMED

OK
Jim

RECEIVED

State of Idaho
Department of Water Resources

SEP 15 1980

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Richard Lee Kalar, hereby assign to Dean R. Grahbs
of 249 Lawndale Munster, Indiana 46321
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 96-7400
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.
(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

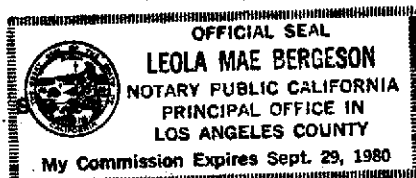
Made this 10th day of September, 19 80.

Richard L. Kalar
Permit Holder

Caroline K. Kalar
Spouse of Permit Holder

State of California
Idaho)
County of Los Angeles) ss.

On this 10th day of September, 19 80, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



Leola Mae Bergeson
Notary Public residing at
Calabasas, CA 91302

My commission expires:
9-29-80

MICROFILMED

ASSIGNED TO:
Dean R. Crabbs
249 Lawndale
Munster, Indiana 46321
Sept. 15, 1980

Identification No. 96-7400

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho **APPROVED**
(TYPE OR PRINT IN INK)

1. Name of applicant Richard Lee Kalar Phone: (503) 884-7943
post office address 136 Nevada, Klamath Falls, Oregon 97601
2. Source of water supply Spring Creek which is a tributary of Rapid Lightning Cr.
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16 Township 58N
Range 1E B.M. Bonner County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.20 for Irrigation purpose from April 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose 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. Small pump, hopefully ram-induction type powered by stream flow. May build small waterwheel for electricity generation. If so, will build small flume to run same and return water to creek. Possibly, I might build low headgate to hold small pool to run flume from or gain height to power pump, etc.
b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 250.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: N $\frac{1}{2}$ S $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16 Township 58N
Range 1E B.M.
(2) Amount of power to be generated: _____ hp 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 two.
(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:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
58N	1E	16															10	3	13

Total number of acres to be irrigated 13

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

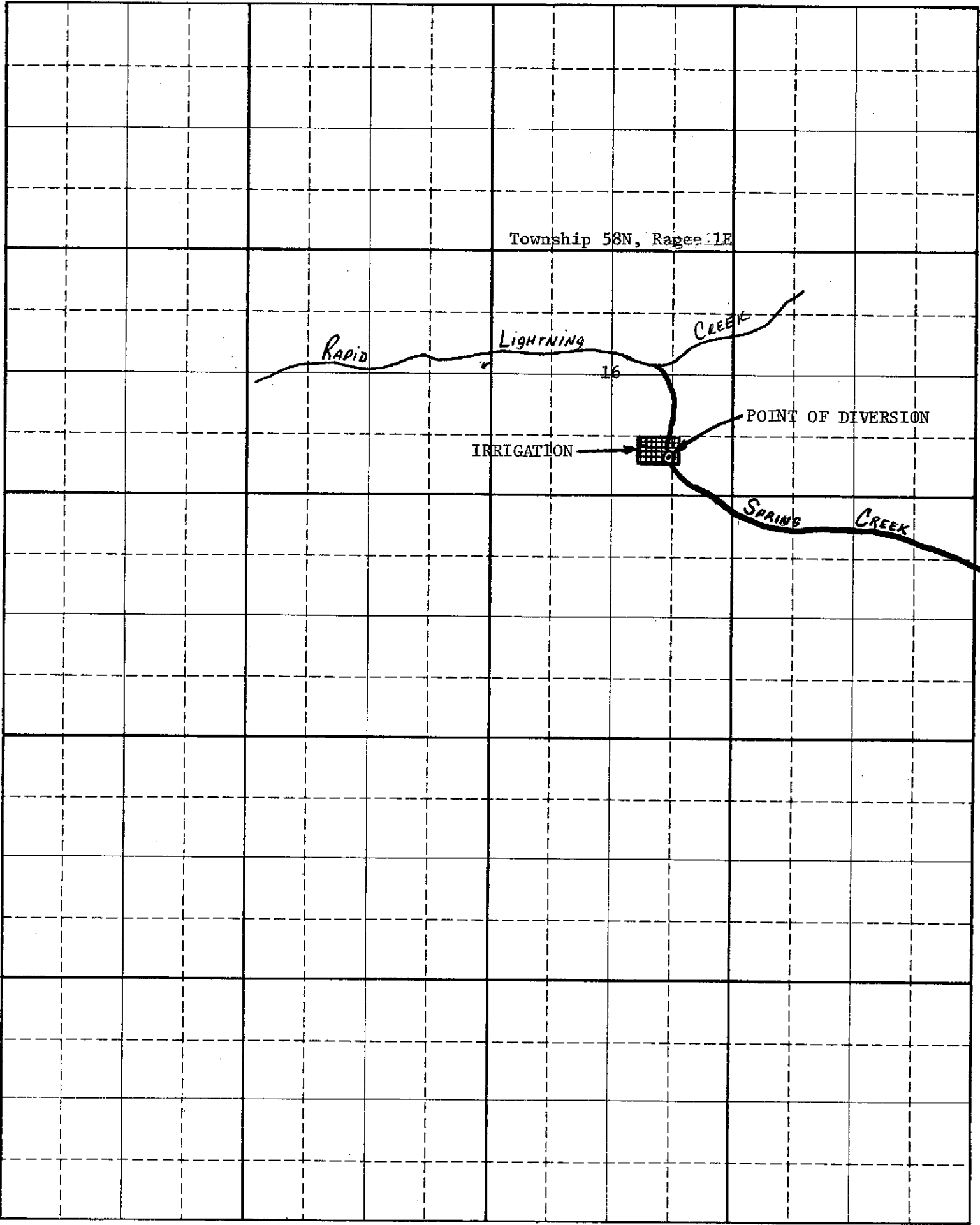
9. a. Who owns the property at the point of diversion Applicant

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 _____

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.

X [Signature]
(Applicant)

Proposed Priority 8-13-1975

Received by cp Date 8-13-75 Time 1:00 p.m.

Preliminary check by RGH Fee \$ 10.00

Received by cp Date 8-14-75 (Rec't. #994)

Publication prepared by cp Date 8-15-75

Published in Sandpoint Daily Bee

Publication dates 8-20 & 8-27-75

Publication approved cp Date 9-22-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RLH jss

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. 96-7400, and said application is hereby APPROVED.

1: Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 19 80.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 29 day of September 19 75.

R. Karl Hjort
Director

RECEIVED

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, a daily newspaper printed and published at Sandpoint, in Bonner County, Idaho; that the said Daily Bee has 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 Permit

96-7400

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on the 20 day of Aug, 1975 and ending on the 27 day of Aug, 1975 and that said notice was published in said newspaper and not in supplemental form.

Pete Thompson

Subscribed and sworn to before me this

9 day of Sept, 1975.

Adel M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

NOTICE OF
APPLICATION
FOR WATER PERMIT

Notice is hereby given that Richard Lee Kalar, 136 Nevada, Klamath Falls, Oregon has on August 13, 1975 submitted Application No. 96-7400 for a permit to appropriate 0.20 cubic feet per second of water from Spring Creek, tributary of Rapid Lightning Creek by means of pump and flume within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, 1 E, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.05 cfs); and from April 1 to Oct. 15 for the irrigation of 13 acres (0.20 cfs) within the N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before Sept. 8, 1975.

R. KEITH HIGGINSON

Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on Aug. 20 and Aug. 27, 1975.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

October 2, 1981

RE: Permit No. 96-7400

Dean R. Crabbs
249 Lawndale
Munster, IN 46321

Dear Mr. Crabbs:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 10, 1981

Dean R. Crabbs
249 Lawndale
Munster, Indiana 46321

Dear Mr. Crabbs,

A representative of this Department has made an examination of the works covered by your Permit No. **96-7400**, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: **.04 cfs** Source: **Spring Creek**

The maximum quantity diverted shall not exceed **3.0** acre feet per year.

Point(s) of diversion: **SWSE Section 16, Twp 58N, Rge 1E**

Beneficial use: **Domestic use of 1 unit and Irrigation of 1 acre within the
SWSE Section 16, Twp 58N, Rge 1E**

Priority date established: **August 27, 1975**

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise water license will be issued as set forth above.

Sincerely,

JOHNSON
Water Distribution Supervisor

MICROFILMED

SEP 4 1981

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

96~7400

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	6-6-81	JK	263-9658 - leave message 10:30AM - Busy - 4:36PM - NO ANS
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 8-25-81 Accompanied by ~ Total Q measured ~

If source is surface water, estimate total flow of source _____

Methods of measurement Est Calc Meets Permit requirements?

Measurement calculations: *One home $\approx \frac{1}{2}$ Acre Irr* ✓

[illegible]

System Description Gravity Flow, 2" pipe with ext. of valves for different
uses

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 AFA/Acre

USE

Q (cfs)

V (afa)

FROM

TO

Domestic

0.04

1.2



12.31

Irrigation

0.02

1.75

41

~~10-15~~

Total

0.06 p.04

2.95

Remarks System is designed to allow only one use at a time Domestic/
Int./Stock informed that stock must be made on new app.
Low type splits

No Overlapping rights

MAP (Attach Aerial Photo)

MICROFILMED

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: SW SE, 16, 758N, R 1E

Place(s) of Use

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
58N	1E	16															X		

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 J King
 Checked by Bob Haynes
 Approved by [Signature]

Date 9-1-81
 Date 9/1/81
 Date 9/9/81

May 11, 1981

Dean R. Crabbs
249 Lawndale
Munster, IN 46321

Dear Mr. Crabbs:

Re: Permit No. 96-7400

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been entered into the department's records. Enclosed is a copy of the permit for your records.

Also enclosed is a copy of the order of reinstatement. This reinstates the permit and advances the priority date to August 27, 1975 since the statement of beneficial use due date was September 1, 1980 and the statement of beneficial use was not received until September 15, 1980.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Northern Regional office in Coeur d'Alene, Idaho at 667-6484.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

cc: Northern Region

RECEIVED

MAY 23 1981

Department of Fish and Game
Northern Regional Office

MICROFILMED

1-12

A-1343

1996
6/20

← 001-768 →



A-1075
State

State / for Co

MICROFILMED

May 11, 1981

Dean R. Crabbs
249 Lawndale
Munster, IN 46321

Dear Mr. Crabbs:

Re: Permit No. 96-7400

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If you have any questions regarding the field examination, please contact our Northern Regional office in Coeur d'Alene, Idaho at 667-6484.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

cc: Northern Region

RECEIVED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 96-7400

Name(s) of Permit Holder: Dean R. Crabbs

Post Office Address: 249 Lawndale
Munster, Indiana
46321 Tel. No. 219-836-8109

Source of Water: Spring Creek

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 1/2 acres (acres)
☐ Other

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

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

7/30/80
 Date

Dean R. Crabbs
 Signature of Permit Holder

Dean R. Crabbs

249 Lawndale

Meridian, Indiana 46321

PLACE
TEN CENT
STAMP
HERE

RECEIVED



SEP 15 1980

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

Department of Water Resources

BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

KALAR, RICHARD LEE
136 NEVADA
KLAMATH FALLS, OR 97601

SEPTEMBER 03, 1980

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 96-7400 HAS LAPSED SINCE YOU HAVE NOT NOTIFIED US THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT. YOU WERE PROVIDED FORMS FOR THAT PURPOSE IN OUR NOTICE TO YOU DATED JUNE 30, 1980.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD, ENCLOSED, OR SHOW OTHER REASONABLE CAUSE WHY THE PERMIT SHOULD BE REINSTATED WITHIN 60 DAYS FROM THE DATE OF THIS LAPSE NOTICE.

C. STEPHEN ALLRED
DIRECTOR

ENCLOSURE

MICROFILMED

CERTIFICATION OF MAILING
I hereby certify that on Sept 17, 1980
a copy of original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.
Peter Fleck

Jim Johnson
Water Distribution Supervisor
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

August 30, 1980

Dean R. Crabbs
249 Lawndale
Munster, Indiana 46321

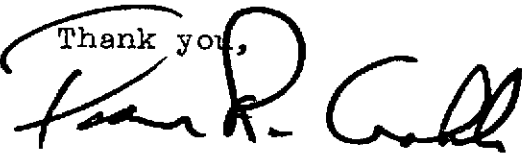
Dear Mr. Johnson;

Thank you for your prompt attention. I have contacted Mr. Kalar who now resides in California. He will forward this letter along with the ASSIGNMENT OF PERMIT and PROOF TO BENEFICIAL USE card pertaining to permit number 96-7400.

Once the enclosed documents have been received, what is the procedure for arranging a field examiner's inspection. Since I don't currently reside in Idaho, It will be necessary for me to arrange the inspection in advance. What is the time limit from filing proof to beneficial use to the actual field inspection?

In regard to permit number 98-7292, I am taking your advice and will be filing for a new water right.

Thank you,


Dean R. Crabbs

RECEIVED

SEP 15 1980

Department of Water Resources

MICROFILMED

August 27, 1980

Dean R. Crabbs
249 Lawndale
Munster, IN 46321

Dear Mr. Crabbs,

Thank you for your letter of August 19, 1980. Enclosed are your checks, No.'s 380 and 381, 71-1359/712, that you sent us for your permits 98-7292 and 96-7400.

Your letter indicated that development of your water supply had been completed and you would like to have a field examiner's inspection.

There are two items which you must do before this can be done. 1) Get the present owner of Water Permit No. 96-7400, Mr. Richard Lee Kalar, to assign his permit to you. An Assignment form is enclosed. 2) Once the assignment has been made then you should fill out the enclosed Proof to Beneficial Use card and return it to the Department. There is no charge for doing this.

Unfortunately, Permit No. 98-7292 has been lapsed, because no response had been received within 60 days of March 1, 1980, and there is no way now to reinstate it. Since you indicated that development had been completed on this project I suggest that you file a new water right. An Application form is enclosed with instructions.

Since proof to beneficial use on Permit 98-7400 is due on September 1, 1980, your prompt attention to this matter is necessary so that final action can be taken.

If we have not heard from you within 20 days after receipt of this letter the Department will have to initiate action to lapse your permit pursuant to Section 42-218, Idaho Code.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosures

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
STATE HOUSE
BOISE, IDAHO 83720

Re: Permit numbers
96-7400 and 98-7292

Aug. 19, 1980

Dear Ms. Fleck;

In reference to your letter dated 6/30/80, permit number 96-7400, it was just forwarded to me. In April, 1979, I purchased the property referred to in the application from Richard Kalar. I was given a copy of the application by Mr. Kalar but failed to notice the time requirement for final completion. Thank you for the reminder.

The improvements detailed in the permit are completed as far as is feasible, and I would like to arrange for a field inspection. I plan to be in Bonner County for about a week beginning 9/7/80 and, if possible, would like to arrange the inspection during that time.

I have also purchased the property referred to in permit number 98-7292 submitted by Randolph W. Stoike. After receiving your letter, concerning the Kalar permit, I reviewed the papers given me by Mr. Stoike and discovered that the permit deadline has passed. Apparently the reminder notice was not forwarded to me. I realize the fault is mine, however, am in hopes that the application can be reinstated without resubmitting the initial application. The improvements stated in Mr. Stoike's application are completed and if I can get the application re-instated all that I need is a field inspection.

I am enclosing extension requests for both permits along with two checks for \$15.00. Can you please process the requests for me? I also need to know the proper way to request field inspections. Both permits are for property in Bonner County.

As soon as possible, I plan to relocate my family and myself to your beautiful State, but in the meantime must do things long distance so I thank you in advance for whatever help you can provide.

Sincerely yours,



Dean R. Crabbs
249 Lawndale
Munster, Ind. 46321

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

AUG 22 1980

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

Department of Water Resources

Dean R. Crabbs of 249 Lomdale, Munster, Ind.
(Name) (Address) 46321

State of Indiana, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public
Waters of the State of Idaho No. 96-7400.

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before 9/1/80, 19 .

That he has heretofore performed the following work described under said permit: Installed
Ram induction pump, gasoline powered pump, and gravity
flow (summer only) water system

Costing \$ 900.00

That he is unable to complete the remainder of the work within the required time for the following
reasons, to-wit: Obtaining field inspection

Wherefore, he asks that the Department of Water Resources extend the time for the completion of
obligations under said permit to 9/30/80, 19 .

Dean R. Crabbs
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Signed this _____ day of _____, 19 .

* IF OTHER THAN HOLDER, Power of Attorney must be supplied.

\$15 fee received by _____ Date _____ Receipt # _____



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

June 30, 1980

158362

Richard Lee Kalar
136 Nevada
Klamath Falls, OR 97601

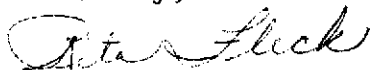
Dear Mr. Kalar:

One of the conditions of approval of your water Permit No. 96-7400 was that evidence of the extent of development must be submitted to this office on or before September 1, 1980. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

MICROFILMED

September 30, 1975

Re: Permit No. 96-7400

Richard Lee Kalar
136 Nevada
Klamath Falls, OR 97601

Dear Mr. Kalar:

Enclosed is a copy of your approved Application for Permit No. 96-7400. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 96-7400

Richard L. Kalow

☒ 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) RS _____

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

(4) RS _____

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) CP 9/22

Affidavit of Publication received (date) SEPT. 11, 1975

(12) CP 8/15

Final date for protests SEPT. 8, 1975
Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

RECEIVED

☒ Approve SEP 23 1975 Deny

Proposed Priority 8-13-75 Department of Water Resources

Reason for Reduction _____

NO Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Hughes

Date 9-22-75

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXX
XXXXXXXXXXXX

September 9, 1975

Re: Application No. 96-7397 - Samuel Lee &/or Virginia Jones
" " 96-7400 - Richard Lee Kalar

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Could you please submit the affidavits of publication and bills in connection with the above referenced items. The legal notices were to have been published in your newspaper on August 20 and August 27, 1975.

Your assistance in this matter would be appreciated.

Very truly yours,

Corda M. Patterson
Secretary

CP



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Route 5, Box 203 - Suite #1
4055 Government Way

COEUR D'ALENE, IDAHO 83814

(208) 667-6484

August 15, 1975

Re: Application No. 96-7397 - Samuel Lee &/or Virginia Jones
" " 96-7400 - Richard Lee Kalar

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enc: Legal Notice(s)

BILL: 9-22-75. 4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Richard Lee Kalar,
136 Nevada, Klamath Falls, Oregon
has on August 13, 1975 submitted Application No. 96-7400
for a permit to appropriate 0.20 cubic feet per second ~~acres feet per annum~~
of water from Spring Creek, tributary of Rapid Lightning Creek
by means of pump and flume
within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, R. 1E, B.M., Bonner County

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.05 cfs); and
~~xxx~~ from April 1 to Oct. 15 for the irrigation of 13 acres (0.20 cfs)

within the N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before Sept. 8, 1975.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on Aug. 20 and Aug. 27, 1975

**NOTICE OF
APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Richard Lee Kalar, 136 Nevada, Klamath Falls, Oregon has on August 13, 1975 submitted Application No. 96-7400 for a permit to appropriate 0.20 cubic feet per second of water from Spring Creek, tributary of Rapid Lightning Creek by means of pump and flume within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, 1 E, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.05 cfs); and from April 1 to Oct. 15 for the irrigation of 13 acres (0.20 cfs) within the N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 16, T. 58N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before Sept. 8, 1975.

R. KEITH HIGGINSON

Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho on Aug. 20 and Aug. 27, 1975.

*OK.
8-19-75
CP*

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXXX
XXXXXXXXXXXXXX

August 15, 1975

Re: Application for Permit No. 96-7400

Mr. Richard Lee Kalar
136 Nevada
Klamath Falls, Oregon 97601

Dear Mr. Kalar:

Attached is your receipt No. 994 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

In regard to the legal description of your point of diversion, we can list the location by 40-acre tract only. Therefore, your point of diversion will be described as being within the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 16, and your place of use will be listed as within the N $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of that same section.

If there are any questions in this matter, feel free to contact us.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Attachment

Route 5, Box 203
Suite #1
4055 Government Way

XXXXXXX
XXXXXXXXXXXX

August 7, 1975

Mr. Richard Lee Kalar
136 Nevada
Klamath Falls, Oregon 97601

Dear Mr. Kalar:

We have typed your Application for Permit to divert water from Spring Creek, and we are returning it for your review and signature.

Please check all items on the Application and if they are in order, please sign at the bottom of Page 3 and return the form to our office along with the required \$10 filing fee.

Your assistance in this matter is appreciated. Feel free to contact us if there are any questions.

Very truly yours,

FRED EISENBARTH
District Supervisor

FE:CP

Enclosure

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Richard Lee Kalar Phone: 884-7943
136 Nevada
post office address Route 3, Box 270 Klamath Falls, Ore.
2. Source of water supply Spring Creek which is a tributary of Rapid Lightning Creek
3. a. Location of point of diversion is N 1/2 S 1/2 E 1/4 of Section 16 Township 58 N
Range 1 E B.M. Bowen County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into Spring Creek at a point in Same 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .20 50 ac-ft for Irrigation purpose from April 1 to Oct. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .05 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .20 cubic feet per second and/or
b. 50 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Small pump - Hopefully run by induction
type powered by stream flow - may build small waterwheel for electricity generation
if so will build small flume to run same and return water to creek, possibly I might
build low headgate to hold small pool to run flume from or gain height to power pumps.
b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 250.00.
8. Description of proposed uses:
a. If water is not for irrigation: see 3a. N 1/2 S 1/2 E 1/4
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section 16 Township 58 N
Range 1 E B.M. _____
(2) Amount of power to be generated: _____ hp 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 2.
(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.	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	
58N	1E	16															20 10	20 3	40 13

Total number of acres to be irrigated 13

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

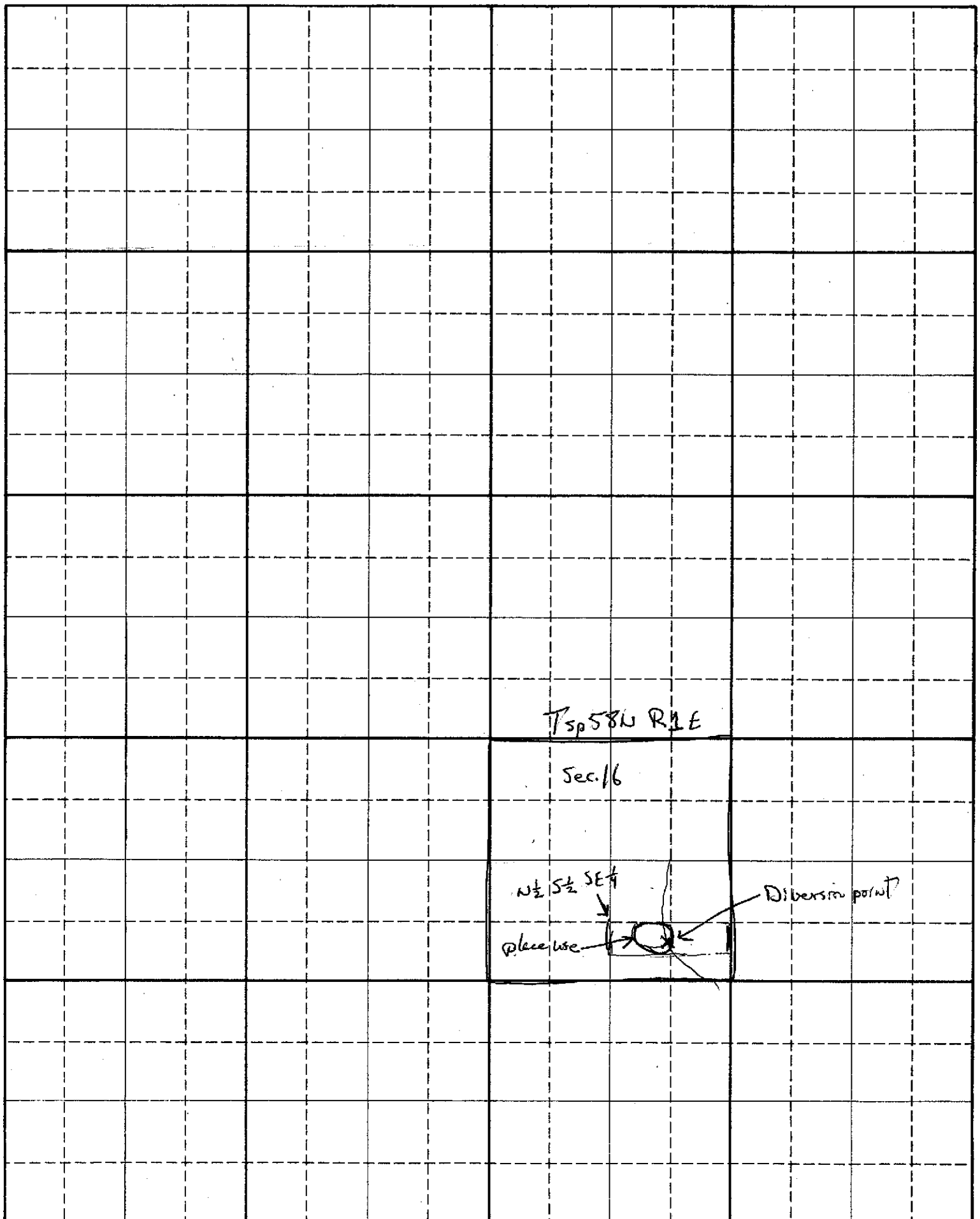
9. a. Who owns the property at the point of diversion Richard + Kate Kalar

b. Who owns the land to be irrigated or place of use Richard + Kate Kalar

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

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.

Richard H. Gale
(Applicant)

Received by CP Date 8-1-75 Time 9:30 A.M.

Preliminary check by PA Fee \$ 10.00

Received by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this _____ day of _____, 19____.

Director