

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Marie Martin,

being duly sworn, says that she is the Co-Publisher of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least seven columns each, printed from typematter or stereotyped forms of at least nineteen and three-fourths inches depth, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 31st day of July, 1975, and

ending on the 7th day of August, 1975, and that said notice was published in said newspaper proper, and not in supplemental form.

Marie Martin

Subscribed and sworn to before me this

7th day of August, 1975.

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho.

RECEIVED

AUG 8 1975

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dan Smith, Route 1, Box 42, Priest River, Idaho has on July 21, 1975 submitted Application No. 96-7387 for a permit to appropriate 0.20 cubic feet per second &/or 5.0 acre feet per annum of water from an Unnamed Stream by means of dam within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for recreation (0.20 cfs), domestic (0.04 cfs), and storage purposes (5.0 AF) within the NE $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Couer d'Alene, Idaho 83814 on or before August 18, 1975.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on July 31 and Aug. 7, 1975.

31-2t

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JAN 11 1989



96-7387



96-7387



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JAN 11 1989

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Dan Smith, Route 1, Box 42, Priest River, Idaho has on July 21, 1975 submitted Application No. 96-7387 for a permit to appropriate 0.20 cubic feet per second &/or 5.0 acre feet per annum of water from an Unnamed Stream by means of dam within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for recreation (0.20 cfs), domestic (0.04 cfs), and storage purposes (5.0 AF) within the NE $\frac{1}{4}$ -NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M.

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R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on July 31 and Aug. 7, 1975.

31-2t

O.K.
7-30-75
CP

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-7387

Priority: July 21, 1975

Amount:

5.0 AFA

This is to certify, that JIM HAYDEN
LAUREN HAYDEN

RT. 1 BOX 111

PRIEST RIVER, ID 83856 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated July 21, 1975, and has submitted proof to the Department of Water Resources on October 26, 1981, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a storage capacity of 11.20 af of water from;

UNNAMED STREAM

tributary to PEND OREILLE RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Recreation storage	01/01 to 12/31		5.0 afa

LOCATION OF POINT OF DIVERSION(S): NENE, Sec. 8, Township 55N, Range 4W
Bonner County

PLACE OF USE: Recreation storage

TWN RGE SEC

55N 4W 8 NENE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 2 points of diversion located in NENE, S8, T55N, R4W.

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 November, 1988.

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JAN 11 1989

Director

State of Idaho
Department of Water Resources

APR 06 1988

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-7387

Department of Water Resources

Date of Priority: July 21, 1975

Comes now JIM HAYDEN
~~LAUREN~~ LAURA HAYDEN
RT. 1 BOX 111
PRIEST RIVER, ID 83856

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 96-7387, and requests that the permit be changed as follows:

Source: UNNAMED STREAM

tributary to: PEND ORIELLE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Recreation storage	01/01 to 12/31		5.0 afa

LOCATION OF POINT OF DIVERSION(S):

NENE, Sec. 8, Township 55N, Range 4W
Bonner County

PLACE OF USE: Recreation storage

TWN RGE SEC

55N 4W 8 NENE

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Priest River ID, this 4th day of April, 1988.

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JAN 11 1989

(Signature)

State of Idaho
Department of Water ResourcesAPPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-7387

FOR DEPARTMENT USE ONLY

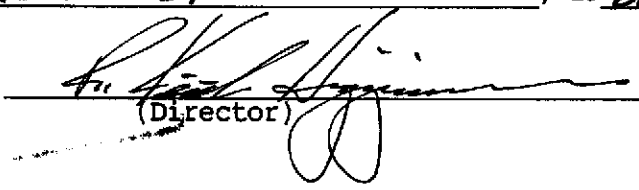
Preliminary check by tw Fee = \$20.00 ✓ Received by sp Date 4-7-88

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 96-7387 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 2 points of diversion located in NENE, S8, T55N, R4W.

Witness my hand this 18th day of November, 19 88.
(Director)

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JAN 11 1989

AUG 07 1987

State of Idaho

Department of Water Resources

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

AUG 4 1987

Department of Water Resources
Northern District Office

I, Daniel F. Smith, hereby assign to Dr. & Mrs. Hayden
of Route 1, Box 111 Priest River, Idaho 83856
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 96 7387 (Idaho)
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 28th day of July, 1987.

Daniel F. Smith
Permit Holder

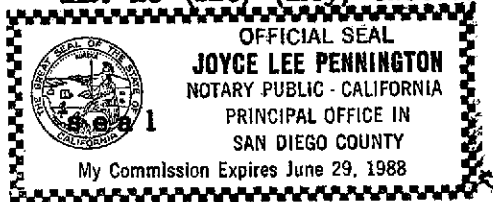
Melba C. Smith
Spouse of Permit Holder

State of CALIFORNIA

County of SAN DIEGO

ss.

On this 28th day of July, 1987, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



My commission expires:

June 29, 1988

Joyce L. Pennington
Notary Public residing at

5855A Res Terrace
SAN DIEGO CA

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JAN 1 1988

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

RECEIVED

JUL 21 1980

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

Department of Water Resources

DAN SMITH of Box 723
(Name) RT. 1 PRIEST RIVER
(Address)

State of IDAHO, 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. 96-7387.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before AUG. 1ST, 1980.

That he has heretofore performed the following work described under said permit: DAM
WAS FINISHED BUT HAVE HAD SOME TROUBLE
WITH LEAKS + EROSION SO WE ARE GOING
TO DO SOME REBUILDING OF DAM
Costing \$ 3700.⁰⁰

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

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to NOV. 15TH, 1981.

Received #1523
07-22-80 #15899 ag

[Signature]
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to December 1, 1981.

Signed this 24th day of July, 1980.

A. Glen Saylor
Chief, Operations Bureau

PLEASE SEND ALL IMPORTANT DOCUMENTS
AND CORRESPONDENCE TO THE FOLLOWING
ADDRESS:

Identification No. 96-7387

Application No. _____

1880 Harbor Island Drive
3rd Floor
San Diego, CA 92101

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Dan Smith Phone: _____
post office address Route 1, Box 42, Priest River, Idaho 83856
2. Source of water supply Unnamed Stream which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 55N
Range 4W 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 Recreation purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs ~~acre-feet per annum~~)
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs ~~acre-feet per annum~~)
Amount 5.0 AF for Storage purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(~~cfs~~ acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.20 cubic feet per second and/or
b. 5.0 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. A dam will be constructed to
impound approximately 5 Acre Feet of water. In-stream storage.

b. Height of storage dam 15 feet, active reservoir capacity 5.0 acre feet; total reservoir
capacity 5.0 acre feet, materials used in storage dam: earth
Period of year during which storage will occur Jan. 1 to Dec. 31 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 55N
Range 4W 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: _____

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JAN 11 1997

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. None

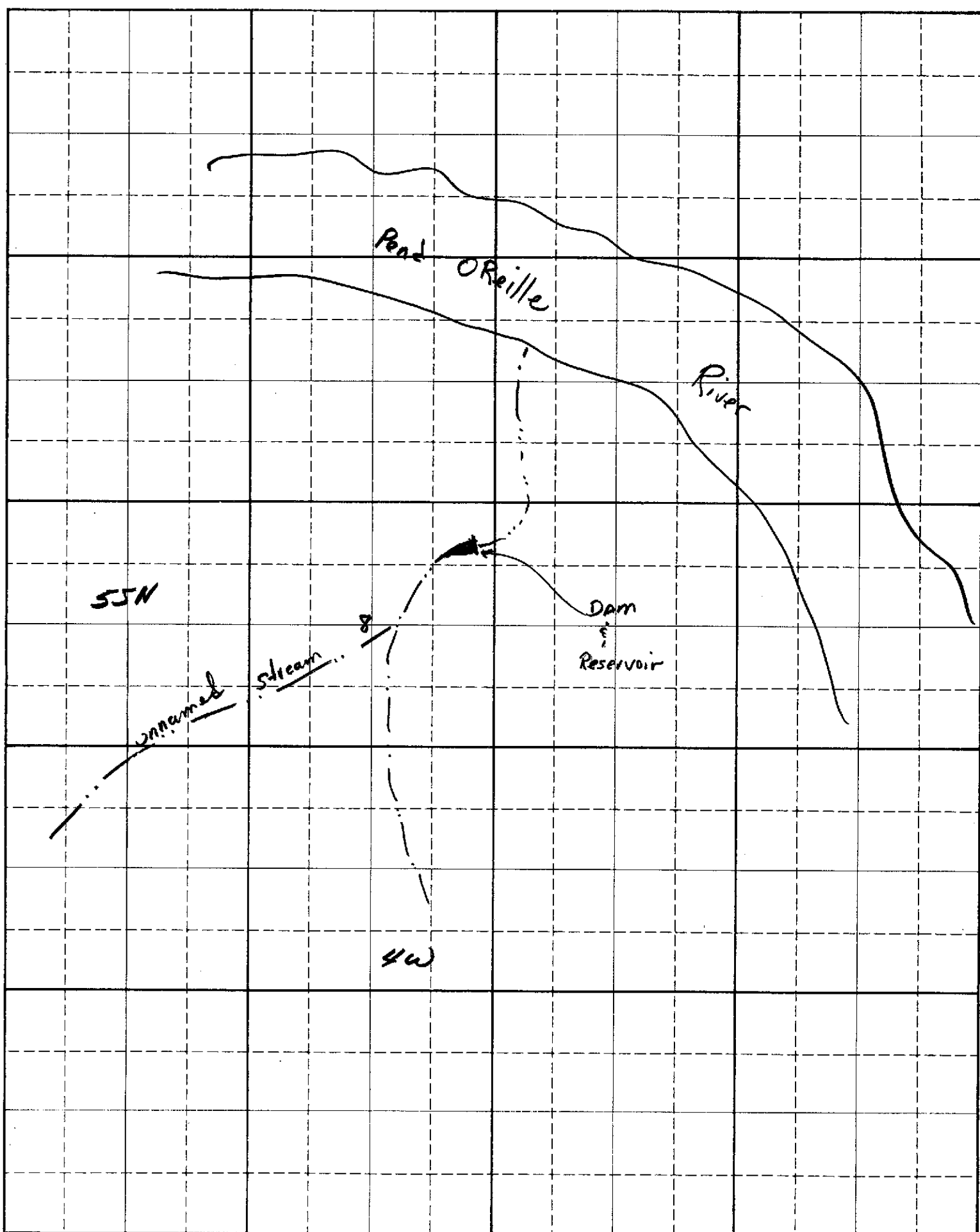
9. a. Who owns the property at the point of diversion Applicant

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 _____

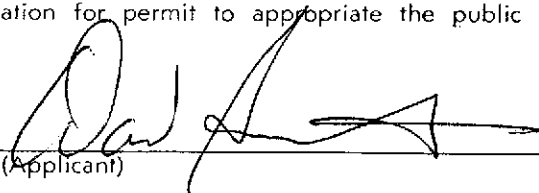
10. Remarks _____

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.


(Applicant)

Proposed Priority 7-21-1975

Received by FE Date 7-21-75 Time 10:00 am

Preliminary check by FE Fee \$ 10.00

Receipted by FE Date 7-21-75 (Rec't. #956)

Publication prepared by cp Date 7-25-75

Published in Priest River Times

Publication dates 7-31 & 8-7-75

Publication approved CP Date 8-11-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by rust jst

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. 96-7387, 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 80.

c. Other: _____

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

Witness my hand this 25 day of AUGUST 19 75.

R. Karl Higin
Director

Affidavit of Publication

STATE OF IDAHO }
County of Bonner, }

ss.

Marie Martin,
being duly sworn, says that she is the Co-Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 31st day of July, 1975,
and _____
_____ ending on the 7th day of August, 1975,
and that said notice was published in said newspaper proper, and
not in supplemental form.

Marie Martin

Subscribed and sworn to before me this

7th day of August, 1975

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho.

RECEIVED

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

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If issued, this permit will be subject to all prior water rights. Protests against the granting of permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Couer d'Alene, Idaho 83814 on or before August 18, 1975.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on July 31 and Aug. 7, 1975.

31-2t

November 23, 1988

JIM HAYDEN
LAUREN HAYDEN
RT. 1 BOX 111
PRIEST RIVER, ID 83856

RE: PERMIT NO. 96-07387

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JAN 11 1989

March 24, 1988

JIM & LAURA HAYDEN
RT. 1 BOX 111
PRIEST RIVER, ID 83856

RE: Permit No. 96-7387

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECORDED

JAN 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

SEP 23 1985

96-7387
Permit No.

Department of Water Resources

1. **Measurement Calculations**

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

ON STREAM STORAGE
#1 (DOWNSTREAM POND)
$$\frac{100 \times 90 \times 15}{43560} = 3.1 \text{ AF } \checkmark$$

#2 (UPSTREAM)

$$\frac{20' \times 75^2}{43560} = 8.1 \text{ AF } \checkmark$$

1.2 AF STOR

- b) Volume Calculations for Irrigation:

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

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

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

- c) Volume Calculations for Other Uses:

2. **Overlap Review**

- a) Other water rights with same place of use: none

- b) Other water rights with same point of diversion: none

- c) Analysis:

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JAN 11 1989

Storage

Date 8/26/81

CONVERSATION MEMORANDUM

DATE 7-14-87

FILE 96-7387

NAME OF PARTY Randy Buck - Northwest AssociatesEMPLOYEE Kay WalkerRE: Mr. Buck phoned to find out the status of this permit.

He advised me that the land is now owned by Jim and Laura Hayden and he will be requesting an assignment from Mr. Smith. I gave him the address shown on the exam for contacting Mr. Smith.

Once the assignment is received we need to get the license processed since I told Mr. Buck I would do so.

kw

Randy Buck
Sandpoint
phone: 263-8969

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JAN 11 1989

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Department of Water Resources

Permit No. 96-7387

Phone No. _____

1. Owner: DAN SMITH Phone No. _____
Current Address: 1880 HARBOR ISLAND DR. 3RD FLOOR
SAN DIEGO, CA 92101
2. Accompanied by: none EXAM. DATE: 8/2/85
Address: _____ Phone No. _____
Relationship to Permit Holder: RENTOR
3. Source: UNNAMED STREAM tributary to PEND ORIELLE R.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GRAVITY					

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

- 5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)**

2 PONDS FOR RECREATION

WELL FOR DOMESTIC

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
	~~5~~ PACE						

7. Measurements ☐ Additional data/computation sheets attached

SEE #12

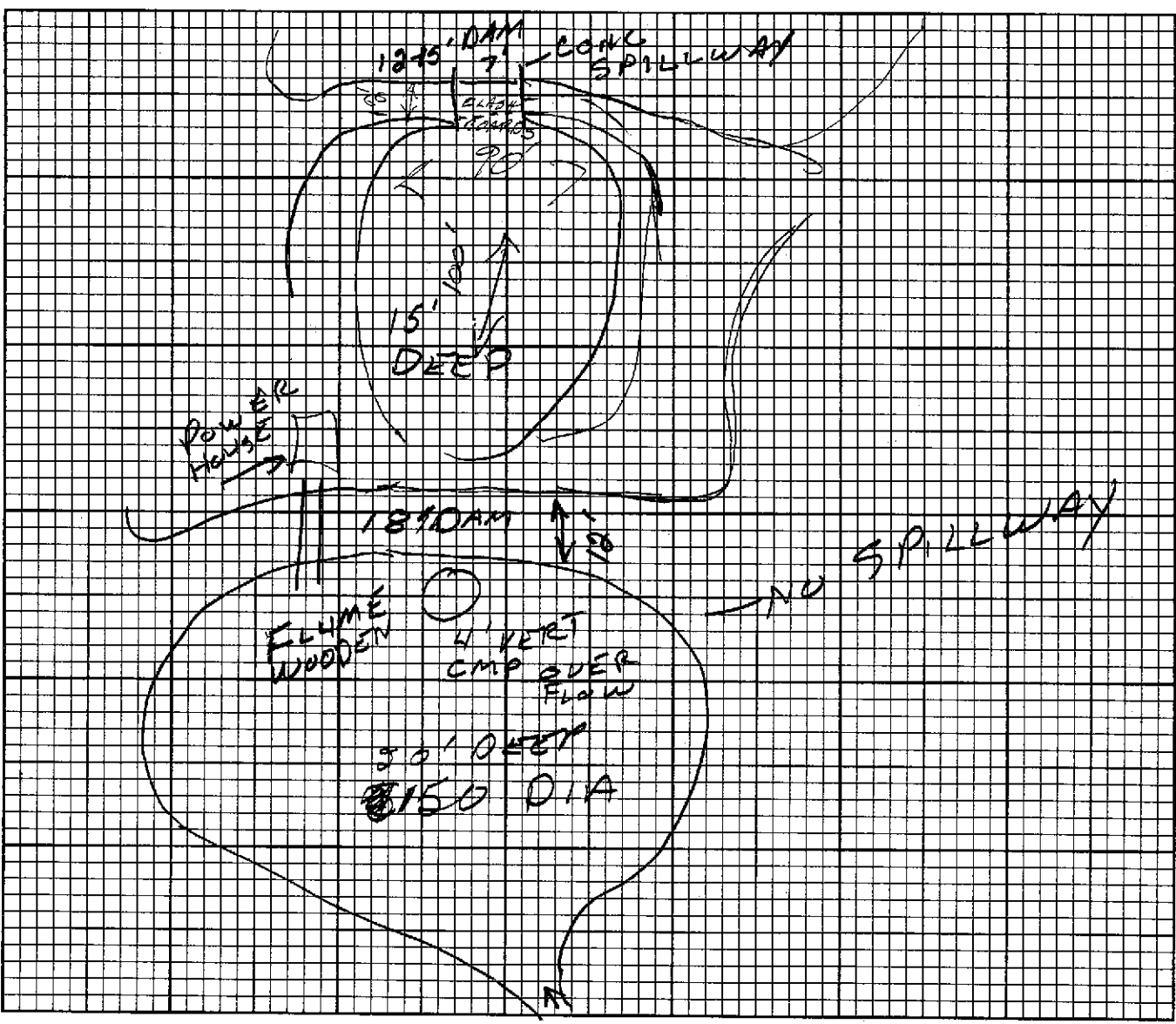
8. Point(s) of Diversion: Indicate Method of Determination *MAD*

[illegible]

9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination MAP

[illegible]

10. Other water rights on these lands none
11. Other water right diverted from same p.d. none
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks LARRY BEARD OF DAM SAFETY NOTIFIED

15. 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
16. Examiner's/Consultant's Signature JRL Ky Date 8/2/85
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct Beneficial Use Examination _____

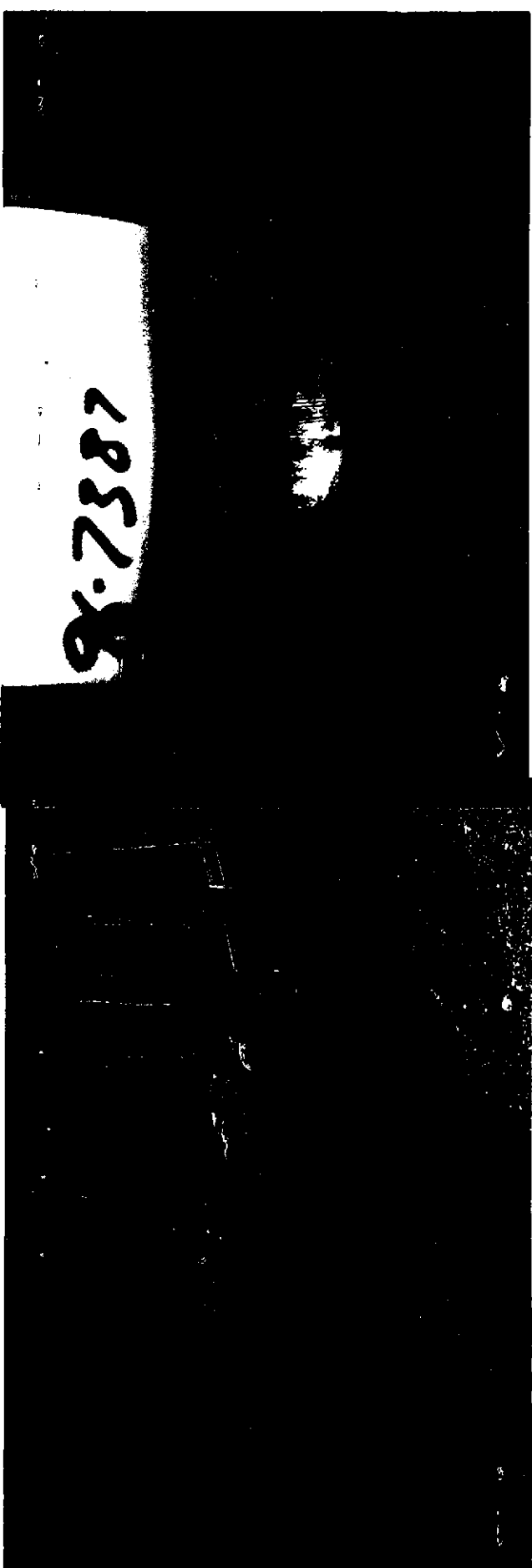
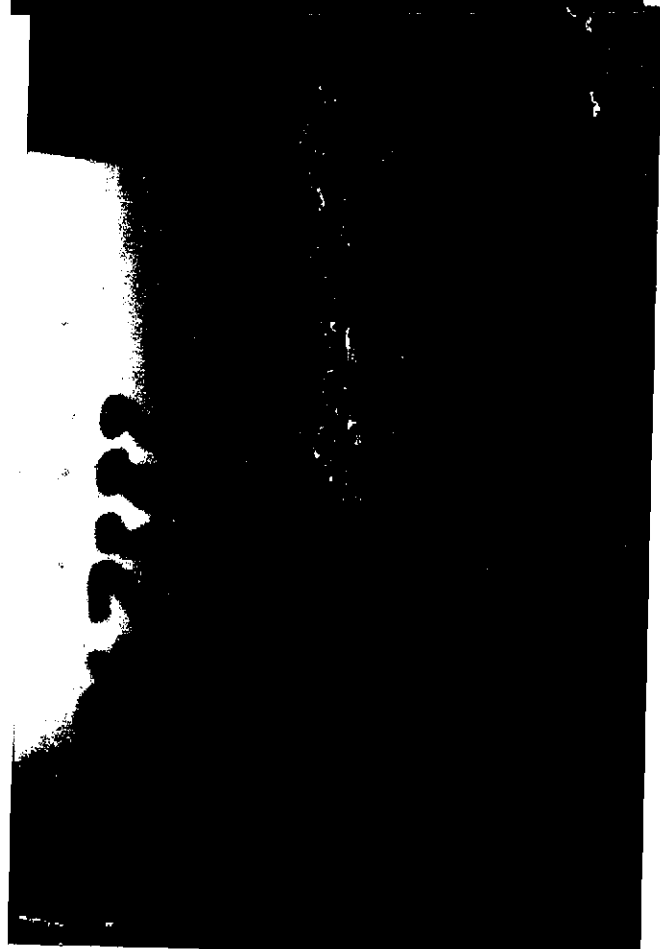
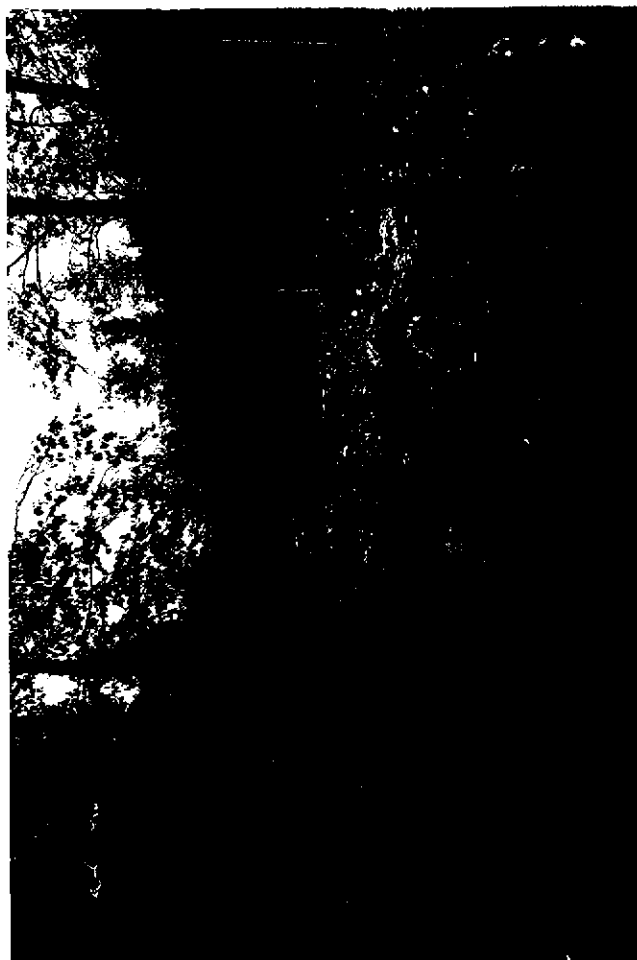
Date **MICROFILMED**

JAN 11 1986

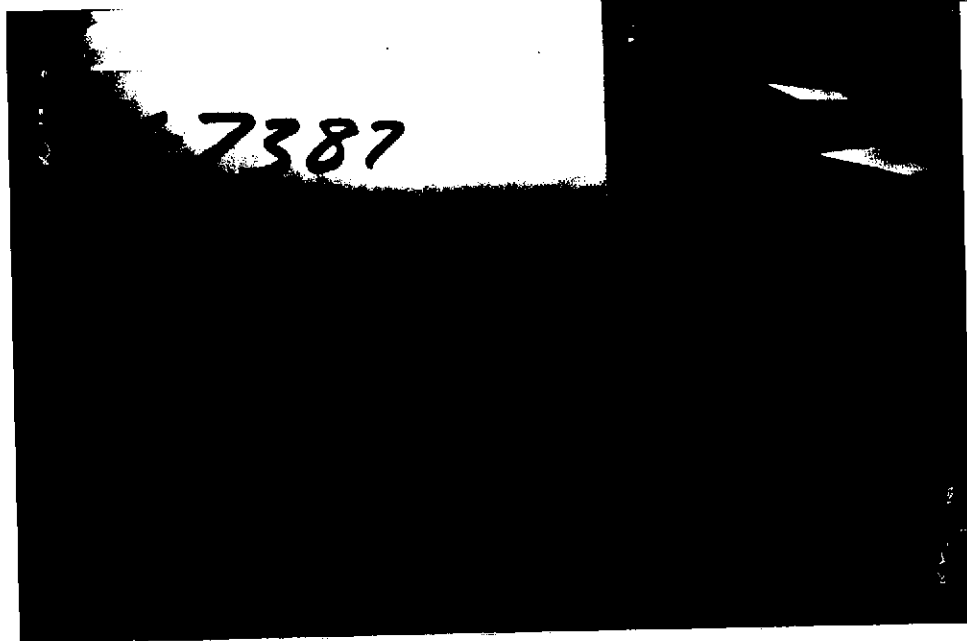
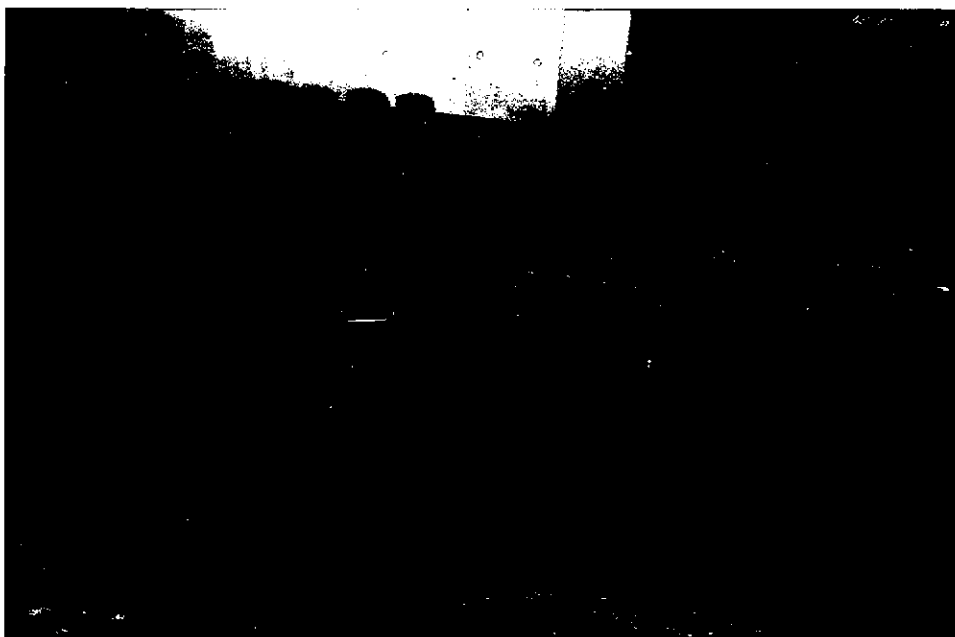
CONSULTANT SEAL

MICROFILMED

JAN 11 1989



8-7387



7387

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JAN 11 1989

March 24, 1982

RE: Permit No. 96-7387

Dan Smith
Box 723, Route #1
Priest River, ID 83856

Dear Mr. Smith:

Enclosed is your \$15.00 check no. 153, 92-311/1231 in which you submitted with your request for extension of time on Water Permit No. 96-7387. Apparently we omitted to return it to you when you filed your proof to beneficial use card instead of the extension.

If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

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JAN 11 1989

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. 96-7387.

Name(s) of Permit Holder:

Dan Smith

Post Office Address:

P.O. Box 723 Priest River

Idaho

Tel. No. 448-2102

Source of Water:

Creek

Extent of Use:

☐ Domestic

(number of households)

☒ Stockwater

8 Cow + Horse

(number and type of stock)

☒ Irrigation

55

(acres)

☒ Other

Fish pond

Measuring Device:

Required?

☐ Yes

☒ No

Installed?

☐ Yes

☐ No

Access Port:

Required?

☐ Yes

☐ No

Installed?

☐ Yes

☐ No

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

10-20-81

Date

Dan Smith (Ranch)
Signed By Ken Fortner (Manager)
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

OCT 26 1981

Department of Water Resources

November 4, 1981

RE: Permit No. 96-7387

Dan Smith
Route #1, Box 723
Priest River, ID 83856

Dear Mr. Smith:

Thank you for responding to our letter of September 30, 1981 by submitting a request for extension of time in which to submit proof of beneficial use of water under Permit No. 96-7387.

We will not, however, be able to accept your request because Section 42-204, Idaho Code, limits the Director to approval of only one extension request. The first request was approved in July, 1980.

Therefore, we will accept your proof to beneficial use card. I am returning your \$15.00 Check No. 153, 92-311/1231.

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.

Please let me know if you have any questions or if I can be of further assistance.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:
Enclosure: Extension Request
Check No. 153, 92-311/1231.

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138883

SMITH, DAN
RT. 1 BOX 723
PRIEST RIVER, ID 83856

SEPTEMBER 30, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7387 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

MICROFILMED

July 28, 1980

Dan Smith
Route 1, Box 723
Priest River, ID 83856

Dear Mr. Smith:

Re: Permit No. 96-7387

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to December 1, 1981.

Also, enclosed is receipt #15899 in the amount of \$15.00.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosures

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

SMITH, DAN

1880 Harbor Island Drive
3rd Floor
San Diego, CA 92101

138167

MAY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7387 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 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

August 26, 1975

Re: Permit No. 96-7387

Dan Smith
1880 Harber Island Drive
San Diego, CA 92101

Dear Mr. Smith:

Enclosed is a copy of your approved Application for Permit No. 96-7387 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. 96-7387

☒ 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) SLP 7/24/75

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) SLP 7/24/75

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 8/11

Affidavit of Publication received(date) Aug. 8, 1975

(12) CP 7/25

Final date for protests August 18, 1975
Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve ☐ Deny

Proposed Priority 7-21-75 AUG 19 1975

Reason for Reduction _____
Department of Water Resources

NO Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern By Bob Raynes Date 8-18-75



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Route 5, Box 203
Suite #1
4055 Government Way

~~XXXXXXXXXX~~
~~XXXXXXXXXXXX~~
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 25, 1975

Re: Application No. 96-7387 -- Dan Smith

Priest River Times
P.O. Box 398
Priest River, ID 83856

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill: 8-11-75. 4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Dan Smith,
Route 1, Box 42, Priest River, Idaho
has on July 21, 1975 submitted Application No. 96-7387
for a permit to appropriate 0.20 cubic feet per second &/or 5.0 acre feet per annum
of water from an Unnamed Stream
by means of dam
within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M., Bonner County

to be used from Jan. 1 to Dec. 31 for recreation (0.20 cfs), domestic
~~xxxx~~ (0.04 cfs), and storage purposes (5.0 AF)

within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, 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 August 18, 1975.

R. KEITH HIGGINSON
Director

Published in the Priest River Times, Priest River, Idaho
on July 31 and Aug. 7, 1975

NOTICE OF PERMITTING
Notice is hereby given that Dan Smith, Route 1, Box 42, Priest River, Idaho has on July 21, 1975 submitted Application No. 96-7387 for a permit to appropriate 0.20 cubic feet per second &/or 5.0 acre feet per annum of water from an Unnamed Stream by means of dam within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for recreation (0.20 cfs), domestic (0.04 cfs), and storage purposes (5.0 AF) within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 55N, R. 4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Couer d'Alene, Idaho 83814 on or before August 18, 1975.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on July 31, and Aug. 7, 1975.

O.K.
7-30-75
P

RECORDED & INDEXED