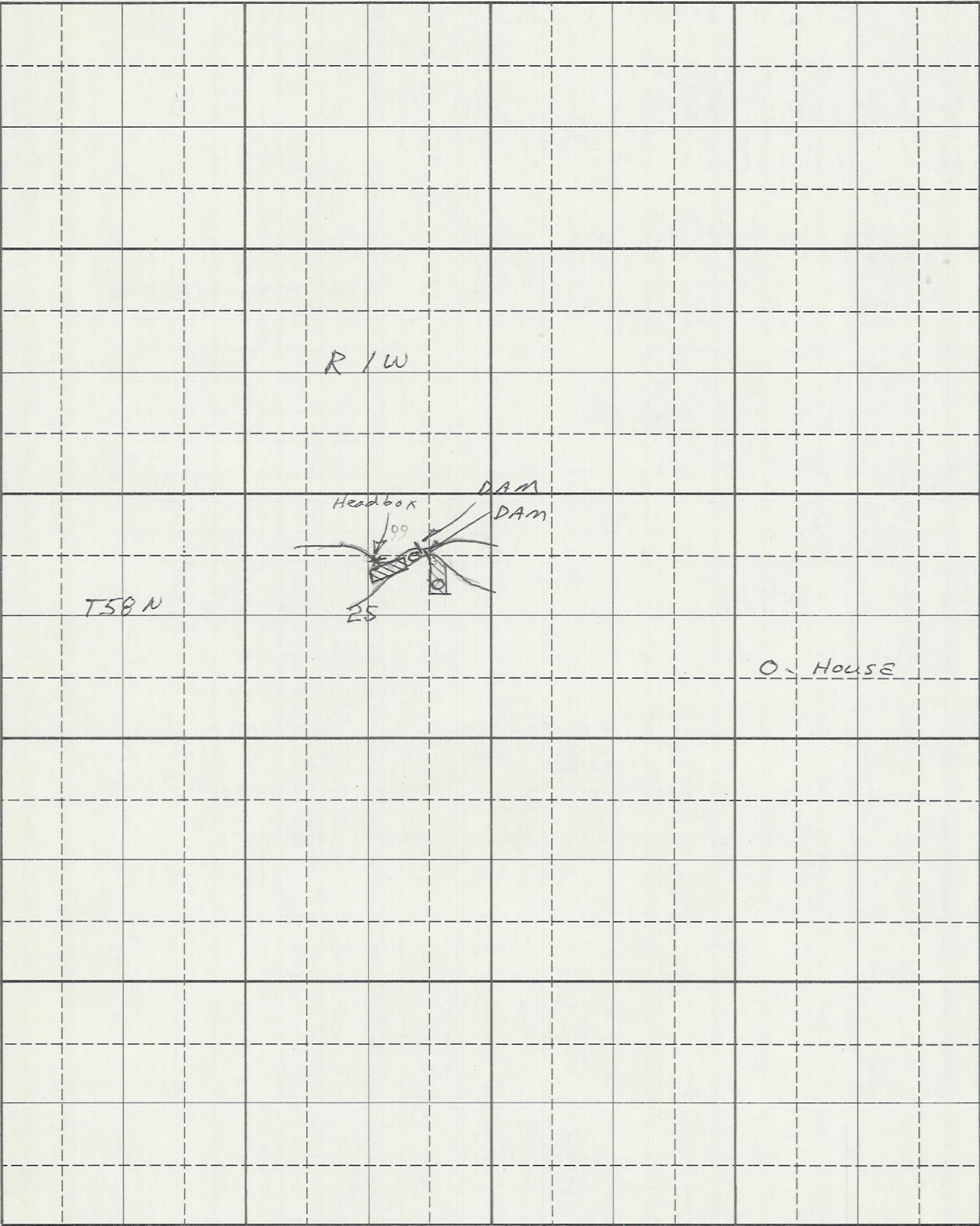


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Paul W. English
(Applicant)

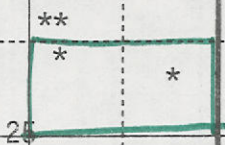
IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

96-7084

Rge. 1W

T
58
N

MICROFILMED



8-78 Baylink sold to Frost Diagram of System
Frost is selling to Jim Tempestow
Via Jerry Wall United Farm Real Estate
263-7538

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7084 Priority March 20, 1972 Amount 0.07 cfs

THIS IS TO CERTIFY, that Joel W. &/or Bonnie E. Baylink
of Sandpoint, Idaho, has complied with the terms and conditions of Permit
No. 96-7084 issued pursuant to Application for Permit dated March 20, 1972,
and has submitted proof to the Department of Water Resources on May 31, 1977,
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 0.07 cfs of water from springs,
tributary to Pack River, 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
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.03</u> cfs and	<u>3.5</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
(1 unit)	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.07 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
4.7 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Twp.
58N, Rge. 1W 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 $\frac{1}{4}$	
58N	1W	25			1														1

Total number of acres irrigated 1

Domestic use includes a small, non-commercial greenhouse.

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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of JUNE, 19 83.

Acting for the

Director

Norman C. Young

J.S. DRT

Identification No. _____

Application No. _____

96-7084

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant JOEL W. and/or BONNIE E. BAYLINK
post office address 471 Fifth Street, Idaho Falls, Idaho
2. Source of water supply Unnamed Springs which is a tributary of Pack River
3. a. Location of point of diversion is ^(2 pts.) NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 25 Township 58N
Range 1W B.M. Bonner County; additional points of diversion if any: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W; SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W, B.M.
- b. If water is not consumed, it will be discharged into _____ at a point in NE $\frac{1}{4}$
of NE $\frac{1}{4}$ of Section 25 Township 58N Range 1W B.M. Bonner County
4. Water will be used for the following purposes:
Amount 0.06 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.12 for irrig. purpose from Apr. 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for irrig. in greenhouse purpose from Jan. 1 to Dec. 31 (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. Headbox & Pipeline for domestic, dam and pump for irrigation and greenhouse.
- b. Height of storage dam 6 feet, active reservoir capacity 0.1 acre feet; total reservoir capacity 0.1 acre feet, materials used in storage dam: Concrete
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 \$ 5,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: S $\frac{1}{2}$ ~~XXXXX~~ ^{NE $\frac{1}{4}$} ~~XXX~~ $\frac{1}{4}$ of Section 25 Township 58N
Range 1W 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: Four greenhouses 20' x 60'

96-7084

96-7084

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	1W	25			3	3 1/2													6 1/2

Total number of acres to be irrigated 6 1/2

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

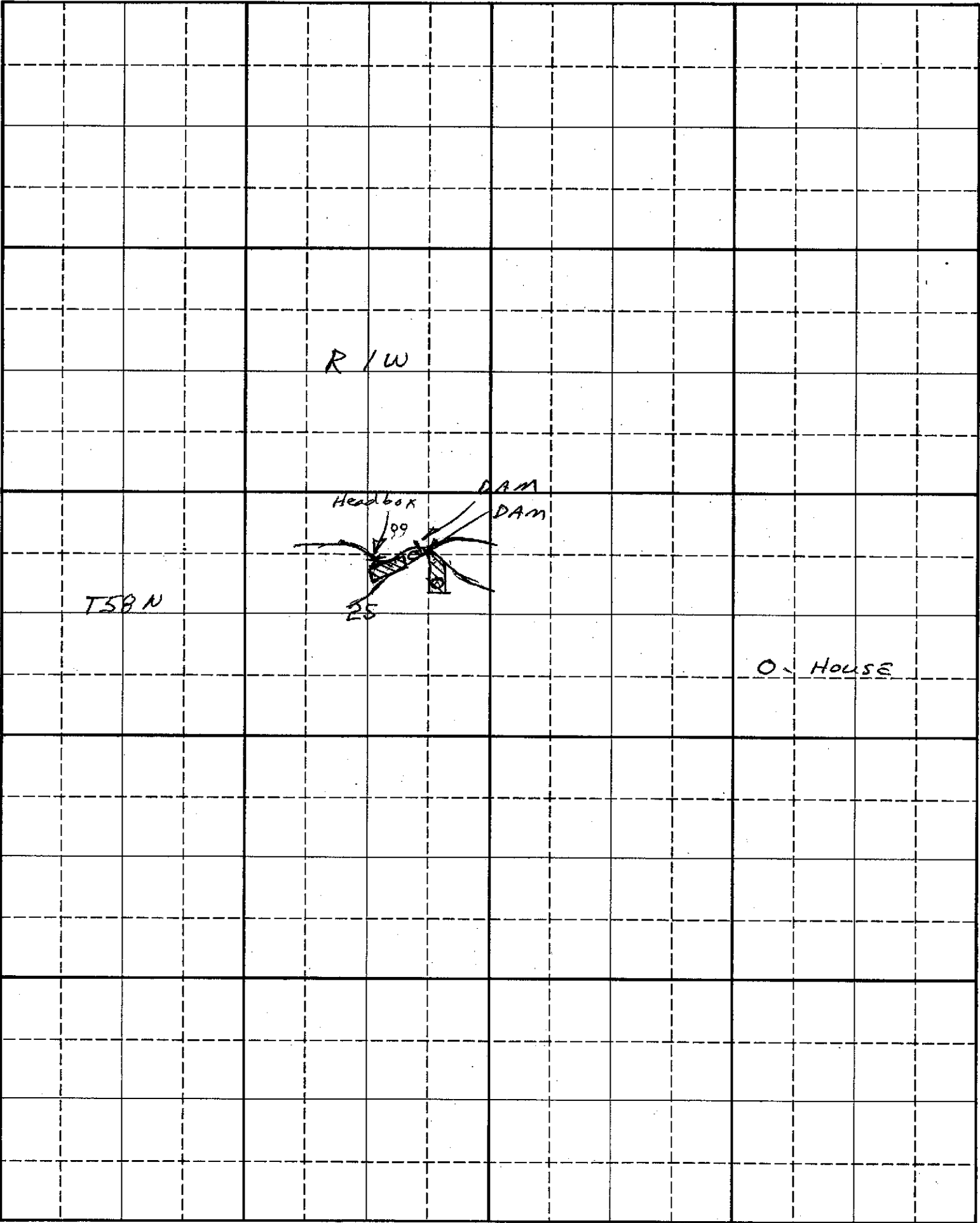
9. a. Who owns the property at the point of diversion Applicant

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.

[Signature]
(Applicant)

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

96-7084

96-7084

Received by bj Date 3-20-72 Time 12:10 p.m.
Preliminary check by NCY Fee \$ 10.00
Received by bj Date 3-20-72
Publication prepared by cr Date 3-24-72
Published in Sandpoint News-Bulletin
Publication dates 3-30 & 4-6-72
Publication approved _____ Date _____
Priority ~~reduced to~~ 3-20-72 Reason _____

Protests filed by: Wilbur M. Reynolds 4/14/72
Protest withdrawn 5/3/72

Copies of protests forwarded by dr
Hearing held by _____ Date _____
Recommended for approval denial by D BDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7084, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1972.
- c. Other: _____

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

Witness my hand this 6th day of June, 1972.

R. Keith Higgins
Director

Affidavit of Publication

STATE OF IDAHO, }
County of Bonner, } ss.

RECEIVED
7 12
Department of Water Administration

L. E. Pietsch being first duly sworn on
oath deposes and says that he is Publisher
of The Sandpoint News-Bulletin, a weekly
newspaper printed and published at Sandpoint,
Bonner County, Idaho; that the said Sandpoint
News-Bulletin has been continuously and unin-
terruptedly published in said Bonner County
during a period of 18 months or 78 weeks
prior to the first publication of the hereto
attached notice for publication in the case of
Notice of Application For Water Permit,
submitted by Joel W. &/or Bonnie E. Bay-
link, Application No. 96-7084.

as it was published in the regular and entire issue
of the said paper for a period of two
consecutive weeks, commencing on the 30th
day of March, 19 72, and end-
ing on the 6th day of April,
19 72, and that said notice was published in said
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

6th day of April, 19 72.

Myra Powell

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Joel W. &/or Bonnie E. Bay-
link, 471 Fifth Street, Idaho
Falls, Idaho have on March
20, 1972 submitted Application
No. [96-7084] for a permit to
appropriate 0.20 cubic feet per
second of water from Un-
named Springs, tributary of
Pack River by means of head-
box, pipeline, dam, and pump
within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (2
points); SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ -
NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W,
B.M., Bonner County to be
used from Jan. 1 to Dec. 31
for domestic purposes and ir-
rigation in greenhouse; and
from March 15 to Nov. 15 for
the irrigation of 6 $\frac{1}{2}$ Acres, all
within the S $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25,
T. 58N, R. 1W, 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 De-
partment of Water Adminis-
tration, Statehouse, Boise,
Idaho, 83707, on or before
April 17, 1972.

R. KEITH HIGGINSON,
Director

Published in the Sandpoint
News-Bulletin, Sandpoint, Id-
aho on March 30 and April 6,
1972.
M30-A6

96-7084

1
RECEIVED
APR 11 1972
Department of Water Administration

PROTEST

NOTICE IS HEREBY GIVEN to the State Reclamation Engineer, Idaho Department of Water Administration, State House, Boise Idaho, and to Joel W. and/or Bonnie E. Baylink, 471 Fifth Street, Idaho Falls, Idaho, that the undersigned Wilbur M. Reynolds, of Route 1, Box 469, Sandpoint, Idaho, does hereby protest against the approval of the application for water permit by the said Joel W. and/or Bonnie E. Baylink as published in the Sandpoint News Bulletin, Sandpoint, Idaho on March 30 and April 6, 1972. A copy of which notice is attached herewith. The undersigned does protest the granting of said permit for the reason that he has used all of the usable water from the said water source since 1952 for domestic purposes, for stock, and to include his garden, flowers and lawn. Said water has been taken from the creek and a small well and receptacle along side the same by pump at all times since that date. He has used the entire flow of water from this creek during that time except for the overrun thereof during a small period of high water runoff in the spring. At all other times during the year there is barely any water and is insufficient even for protestant's use. Divergence of any waters from said source by the applicants would deprive protestant of waters which he has applied to beneficial use over these many years.

DATED this 13th day of April, 1972.

WILBUR M. REYNOLDS

BY: Ray T. Greene
His Attorney

June 7, 1983

Joel &/or Bonnie Baylink
Route #1 Box 304A
Samuels, ID 83862

RE: Permit No. 96-7084

Dear Mr. & Mrs. Baylink

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

MICROFILMED



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

March-3, -1983- April 22, 1983

RE: Permit No. 96-7084

Joel W. &/or Bonnie E. Baylink
Route-#1, -Box-469A- Route #1, Box 304A
Sandpoint, -ID---83864- Samuels, ID 83862

Dear Mr. and Mrs. Baylink:

A representative of this Department has made an examination of the works covered by your Permit No. 96-7084, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.07 cfs Source: springs trib. to Pack River

The maximum quantity diverted shall not exceed 4.7 acre feet
per year.

Point(s) of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 58N, Rge. 1W, Bonner County

Beneficial use: Irrigation of one acre and domestic use for one unit (includes
a small non-commercial greenhouse) within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 58N, Rge.
1W

Priority date established: March 20, 1972

Conditions (if any):

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

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:kw

MICROFILMED

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Bonner Co office
Assessor's Office
263-6841
At. 11 Box 304A
Samuels

Joel W. &/or Bonnie E. Baylink
Route #1, Box 469A
Sandpoint, ID 83864



RECEIVED

MAR 14 1983

Department of Water Resources



FORWARDING
ORDER EXPIRED
RETURN TO SENDER





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

March 3, 1983

RE: Permit No. 96-7084

Joel W. &/or Bonnie E. Baylink
Route #1, Box 469A
Sandpoint, ID 83864

Dear Mr. and Mrs. Baylink:

A representative of this Department has made an examination of the works covered by your Permit No. 96-7084, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 0.07 cfs Source: springs trib. to Pack River

The maximum quantity diverted shall not exceed 4.7 acre feet per year.

Point(s) of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 58N, Rge. 1W, Bonner County

Beneficial use: Irrigation of one acre and domestic use for one unit (includes a small non-commercial greenhouse) within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, Twp. 58N, Rge. 1W

Priority date established: March 20, 1972

Conditions (if any):

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

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:kw

MICROFILMED

T

58

N

Rge. 1W

MICROFILMED



8-78 Baylink sold to Trust
Trust is selling to Jim Thompson
Via Jerry Wall United Farm Real Estate
263-7338

Diagram of System

DATE OF EXAM 1-14-81

ACREAGE
Found 1 ☒
Recommended 1 ☒

Irrigation Requirement 3.5 ☒ Ac Ft/Ac

USE
Irrigation Q = 0.03 ☒ c.f.s. V = 3.5 ☒ AF/Ann. from Apr 1 to Nov 1
Domestic Q = 0.04 ☒ c.f.s. V = 1.2 ☒ AF/Ann. from 1-1 to 12-31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured None Method of measurement _____

Total Q recommended 0.07 ☒ Meter No. _____ Type _____ Condition _____

Total V recommended 4.7 ☒

Recommended Amendments:

P.D. _____
Place of Use _____
☒ Other
☒ None

MEASUREMENT CALCULATION:

One house 0.04 cfs @ 1.2
one well 0.03 cfs @ 3.5
0.07 4.7

SYSTEM DESCRIPTION:

hp stairite
Spring fed pond with pump & pipeline to house & spigots with garden hose dc

REMARKS:

7-80 apt with on Wall to conduct exam - cancelled.

10-80 U.T.L.

Irrigation is of 1 acre of Fruit trees, garden & lawn
Green house is uses water domestic water - Green House
in daylight + Basement Greenhouse is part of the house & is not
used for a Commercial purposes.

Examiner's Signature J. Kim Date 1-14-81

Checked by Bob Haynes Date 2/23/81

Approved by John Date 2-11-83

John
3-4-83

MICROFILMED

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

June 16, 1977

Re: Permit No. 96-7084

Joel W. &/or Bonnie E. Baylink
Route 1, Box 469A
Sandpoint, Idaho 83864

Dear Mr. & Mrs. Baylink:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

MICROFILMED

Identification No. 96-7084

Permit No. 96-7084

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 31 1977

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Stelw. Baylink
b) Post Office Address Rt. 1, Box 469A, Sandpoint
2. Permit Number 967084
3. Date of Priority that you are prepared to establish 3/20/72
4. a) Source from which water was appropriated Spring
b) Location of the point of diversion: NW 1/4 NE 1/4, Section 25
Township 58N, Range 1W Boise Meridian, Other points of diversion: SW 1/4
NE 1/4, Sec 25, T58N, R1W, B. M.
Sec 1/4 NE 1/4, Sec 25, T58N, R1W, B. M.
5. a) The amount of water and use to which the water has been applied:
Amount 0.06 for Domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.12 for irr. purposes from April to NOV incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.02 for irr & green Houses purposes from Jan 1 to 7/30 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.20 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:
NONE
b) Describe the agreement or understanding by which you take water from the works:
Nd.
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Dam & 1 horse pump
8 1/2' deep 40' long concrete
b) Describe the type and size of measuring device which you have installed at your point of diversion:
NA
c) Give well driller's name and address and the date the well was completed:
N.A.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
House hold
irr.
green House

Exam typed

MICROFILMED

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

2 Ac. to 3 1/2 Ac.
Green Houses

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>58</u>	<u>16</u>	<u>25</u>									<u>3</u>								<u>3</u>

Total number of acres irrigated 3

10. Remarks: _____

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

May 26, 1977
(Date)

[Signature]
(Signature)

State of Idaho)

) ss.

County of Bonner)

On this 26 day of May, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Sandpoint

My commission expires Lifetime

RECEIVED

APR 9 1977



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

April 1, 1977

CERTIFIED MAIL

Re: Permit No. 96-7084

Joel W. &/or Bonnie E. Baylink
471 Fifth St.
Idaho Falls, Idaho 83401

Dear Mr. & Mrs. Baylink:

One of the conditions of approval of your water Permit No. 96-7084 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1977. Enclosed is an affidavit form which must 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 affidavit 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.

A handwritten signature in cursive script, reading "C. Stephen Allred", is written over a horizontal line.

C. STEPHEN ALLRED
Director

CSA:jfr

Encl: Proof affidavit

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
House
Boise, Idaho 83720

*Adse unkn
C. 6m*



BOISE

APR 1977

IDAHO

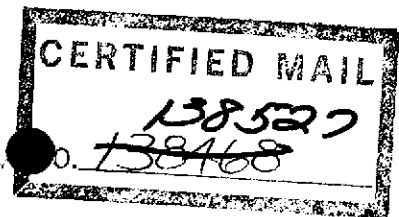
MICROFILMED

Joel W. &/or Bonnie E. Baylink
471 Fifth St.
Idaho Falls, Idaho 83401

Name _____
1st Notice _____
2nd Notice _____
Return _____

4/8/77

*assessor's office
has nothing to do with
Rt. 1 Box 469A 83864*



ADDRESSEE UNKNOWN

April 1, 1977

CERTIFIED MAIL

138527

Re: Permit No. 96-7084

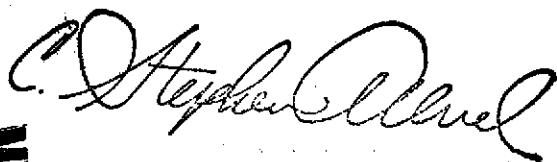
Joel W. &/or Bonnie E. Baylink
471 Fifth St.
Idaho Falls, Idaho 83401

Dear Mr. & Mrs. Baylink:

One of the conditions of approval of your water Permit No. 96-7084 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before June 1, 1977. Enclosed is an affidavit form which must 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 affidavit 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

MICROFILMED

June 24, 1974

Re: Permit No. 96-7084 - Joel W. &/or Bonnie E. Baylink

Mr. Daniel P. Featherston
Attorney at Law
108 North Third
Sandpoint, ID 83864

Dear Mr. Featherston:

Enclosed is a copy of the above referenced permit for Joel W. Baylink as requested in your letter of June 19. This is the only water right that has been recorded with our Department for Mr. Baylink.

If we may be of any further assistance, feel free to contact our office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure

96-7084

LAW OFFICE OF
Daniel P. Featherston

108 N. THIRD
SANDPOINT, IDAHO 83864

June 19, 1974

TELEPHONE (208) 263-6866

RECEIVED

JUN 21 1974

Idaho Department of Water Administration
401 Front Ave., Room 209
Coeur d'Alene, Idaho 83814

Department of Water Administration
Coeur d'Alene, Idaho

Gentlemen:

Please send us any information you may concerning water rights issued to Mr. Joel Baylink.

Sincerely yours,

Daniel P. Featherston

Daniel P. Featherston
Attorney at Law

DPF:mjw

96-7084

June 16, 1972

RE: Permit No. 96-7084

Joel W. and/or Bonnie E. Baylink
471 Fifth Street
Idaho Falls, Idaho

Dear Mr. and Mrs. Baylink:

Enclosed is a copy of your approved Application for Permit No. 96-7084. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cr

Enclosure

bcc: Northern District Office
Coeur d'Alene, Idaho

96-7084

May 5, 1972

Re: Application for Permit No. 96-7084

Joel W. &/or Bonnie E. Baylink
471 - 5th Street
Idaho Falls, Idaho 83401

Dear Mr. & Mrs. Baylink:

Please be advised that Mr. Wilbur M. Reynolds has withdrawn his protest against your above referenced application for permit. We are enclosing a copy of Mr. Reynolds' letter of May 2, 1972.

The Department will take final action on your application within the next two weeks.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

96-7084

RECEIVED

MAY 3 1972

Department of Water Administration

Wilbur M. Reynolds
Route 1 Box 469
Sandpoint, Idaho.
83864

May 2 1972

Dept. of Water Administration
Statehouse Annex #2
Boise, Idaho 83707

Re: Application No. 96-7084
Joel W. &/or Bonnie E. Baylink

Bobby D. Fleenor
Assistant Director;

Dear Sir:

Regarding the above application, the points of diversion have been corrected and after a discussion with Mr. Baylink, I find the stream he wishes the water rights to, flows to the East and does not effect me, as my stream flows to the North. These streams originate close to each other and it makes it a problem to pin point.

I wish to withdraw my protest regarding Mr. Baylink's Application.

Sincerely,


Wilbur M. Reynolds

96-7084

April 25, 1972

Joel W. &/or Bonnie E. Baylink
471 Fifth Street
Idaho Falls, Idaho 83401

Re: Application for Permit No. 96-7084

Dear Mr. & Mrs. Baylink:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 96-7084. You should be aware that the following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of protest

96-7084

April 25, 1972

Mr. Raymond T. Greene, Jr.
GREENE & HUNT
320 North 2nd Avenue
Sandpoint, Idaho 83864

Re: Application No. 96-7084
Joel W. &/or Bonnie E. Baylink

Dear Mr. Greene:

This is to acknowledge receipt of the protest filed in behalf of Wilbur M. Reynolds in connection with the above referenced application. The following are the principle items we can consider at a conference and/or hearing in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The Department may reject an application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish a right-of-way over private or governmental lands. Any right-of-way or easement must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a conference and/or hearing to discuss the matters of protest. If we may be of further assistance, please contact us.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Wilbur M. Reynolds

96-7084

GREENE & HUNT
ATTORNEYS-AT-LAW
320 NORTH SECOND AVENUE
SANDPOINT, IDAHO 83864
TELEPHONE 263-5121

RECEIVED
APR 17 1972

REGISTERED MAIL

April 13, 1972

Accepted 4/17/72 EDR

State Reclamation Engineer
Idaho Department of Water Administration
State House
Boise, Idaho

Dear Sir:

Enclosed herewith find original and copy of Protest
of Wilbur M. Reynolds concerning application No.
96-7084 by Joel W. and/or Bonnie E. Baylink.

Very truly yours,

GREENE & HUNT

By:


Raymond T. Greene, Jr.

96-7084

April 20, 1972

Re: Application for Permit No. 96-7084 - Joel W. &/or Bonnie Baylink

C
Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, Idaho 83864

Gentlemen:

O
We have enclosed a copy of the original notice for the above referenced application and the affidavit of publication received by our office; you will note that there is a discrepancy in the two notices.

We are requesting that you publish the enclosed correction notice at your expense, since the Department failed to receive a tear sheet prior to publication.

P
Upon receipt of an affidavit of publication for the correction notice, we will forward the bill for the first publications to our accounting department.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:CR

Enc: Copy of original notice
Copy of affidavit
Legal Notice (correction)

96-7084

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 96-7084 in the name of Joel W. &/or Bonnie E. Baylink was advertised incorrectly on March 30 and April 6, 1972. The point of diversion was advertised as being within the NW¹/₄NE¹/₄ (2 points), SW¹/₄NE¹/₄, SW¹/₄NE¹/₄, Sec. 25, T. 58N, R. 1W, B.M., Bonner County. Whereas, the actual point of diversion is within the NW¹/₄NE¹/₄ (2 points), SW¹/₄NE¹/₄, SE¹/₄NE¹/₄, Sec. 25, T. 58N, R. 1W, B.M.

Any protest to the above correction must be filed with the Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707, within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho on April 27 and May 4, 1972.

96-7084

March 23, 1972

Re: Application No. 96-7084 - Joel W. &/or Bonnie E. Baylink

Sandpoint News-Bulletin
P.O. Box 218
Sandpoint, Idaho 83864

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:cr

Enc: Legal Notice

96-7084

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Joel W. &/or Bonnie E. Baylink,

411 Fifth Street, Idaho Falls, Idaho

have ~~was~~ on March 20, 1972 submitted Application No. 96-7084

for a permit to appropriate 0.20 cubic feet per second ~~2000 cubic feet per second~~

of water from Unnamed Springs, tributary of Pack River

by means of headbox, pipeline, dam, and pump

within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, (2 pints); SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W, B.M.,

Bonner County

to be used from Jan. 1 to Dec. 31 for domestic purposes and irrigation in

~~for~~ greenhouse; and from March 15 to Nov. 15 for the irrigation of 6 $\frac{1}{2}$ Acres, all

within the S $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before April 17, 1972.

R. KEITH HIGGINSON

Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho

on March 30 and April 6, 1972.

96-7084

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Joel W. &/or Bonnie E. Baylink, 471 Fifth Street, Idaho Falls, Idaho have on March 20, 1972 submitted Application No. 96-7084 for a permit to appropriate 0.20 cubic feet per second of water from Unnamed Springs, tributary of Pack River by means of headbox, pipeline, dam, and pump within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points); SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes and irrigation in greenhouse; and from March 15 to Nov. 15 for the irrigation of 6 $\frac{1}{2}$ Acres, all within the S $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 25, T. 58N, R. 1W, 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 Administration, Statehouse, Boise, Idaho, 83707, on or before April 17, 1972.

R. KEITH HIGGINSON,
Director

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho on March 30 and April 6, 1972.

M30-A6

96-7084

ACKNOWLEDGEMENT

Date: March 20, 1972

Re: Application No.

I hereby acknowledge that, even though I was assisted by employees of the Idaho State Department of Reclamation in the preparation of Application No. 96-7084, all responsibility with regard to the accuracy and completeness of the information contained therein rests with me.

Signed:

Joseph W. Bayliff
Applicant

96-7084