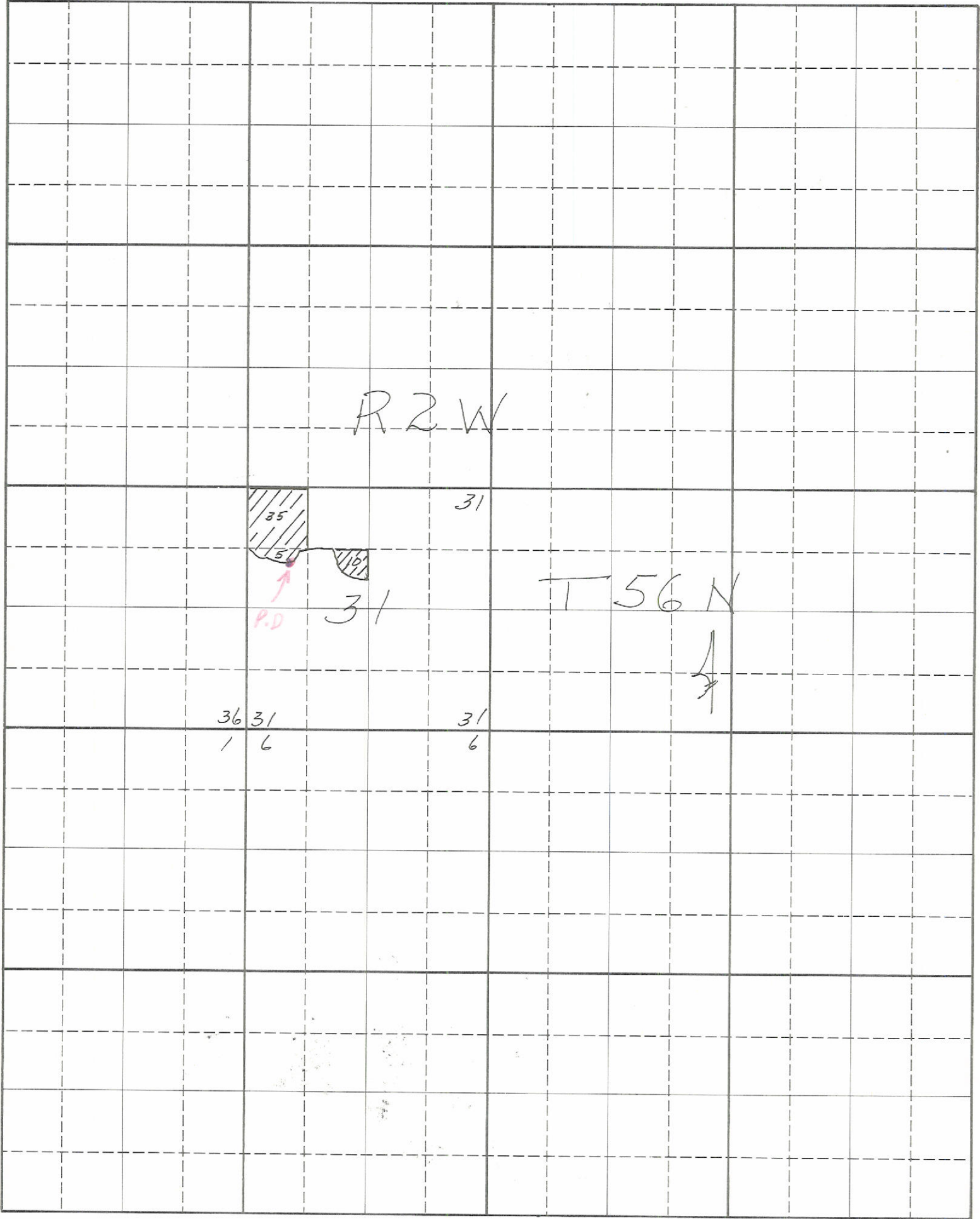


11. Map of proposed project:



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.

Evelyn C. Smith
(Applicant)

96-7047



Extends
beyond MAP

60 HP Pump
6 Licens
39336
76-1005

Buried Mail

2-100 HP Pumps
Pumpit 96-1001
6 Licens
39336
76-1005

60 HP Pump
Pumpit 96-1001

ANTENNAS

Buried Mail

AL MAIL

Gordon Dolort

C-669

C-643

C-681

C-687

C-674

C-685

Island Empire

Apex

Honey Landings

Horn

T
56
N

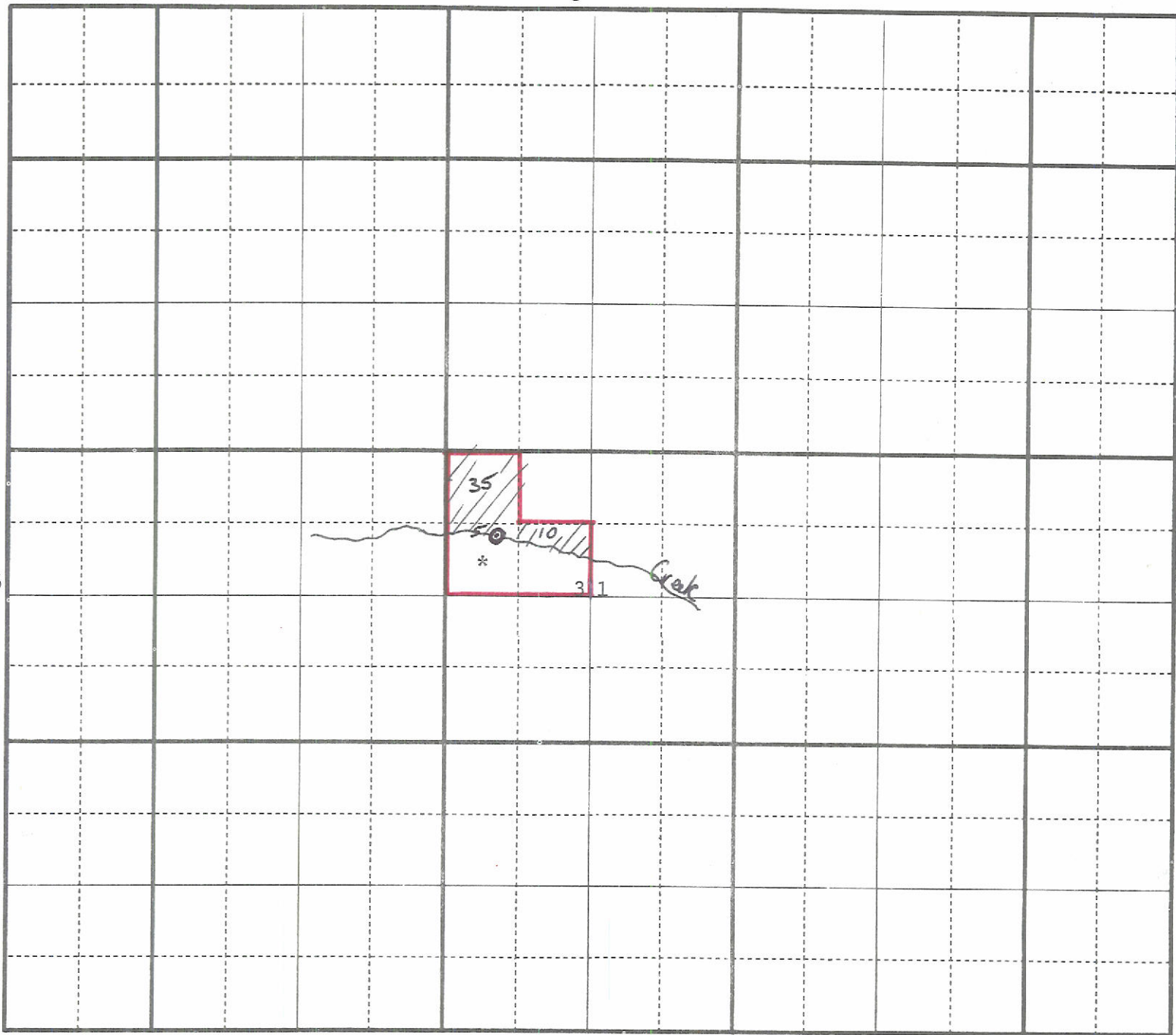


Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7047 Priority March 5, 1970 Amount 0.46 cfs

THIS IS TO CERTIFY, that ELDON C. SMITH
of Sagle, Idaho, has complied with the terms and conditions of Permit
No. 96-7047 issued pursuant to Application for Permit dated March 5, 1970,
and has submitted proof to the Department of Water Resources on February 21, 1975,
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 0.46 cfs of water from Cocolalla Creek,
tributary to Pend Oreille 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
<u>Irrigation</u>	from <u>May 1</u> to <u>Oct. 1</u>	at <u>0.46</u> cfs and	<u>140 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.46 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
140 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 31,
Twp. 56 N, Rge. 2 W, B.M. 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 $\frac{1}{4}$	
56 N	2 W	31					35	5	10										50

Total number of acres irrigated 50

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 4 day of
September, 19 75.

Director

Identification No. 96-7047

Application No. _____

LICENSE ISSUED FOR 46 SEC. FT.
 LICENSE PAGE NO. _____

STATE OF IDAHO
 DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Eldon C. Smith
 post office address Route 1, Sagle, Idaho 83860
2. Source of water supply Cocolalla creek which is a tributary of Pend Oreille river
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 31 Township 56N
Range 2W 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 1.0 for irrigation purpose from 5/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (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. 1.0 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Pump pipe 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 \$ 6000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.
 (5) If water is to be used for other purposes describe: _____

96-7047

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

[illegible]

Total number of acres to be irrigated 50

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

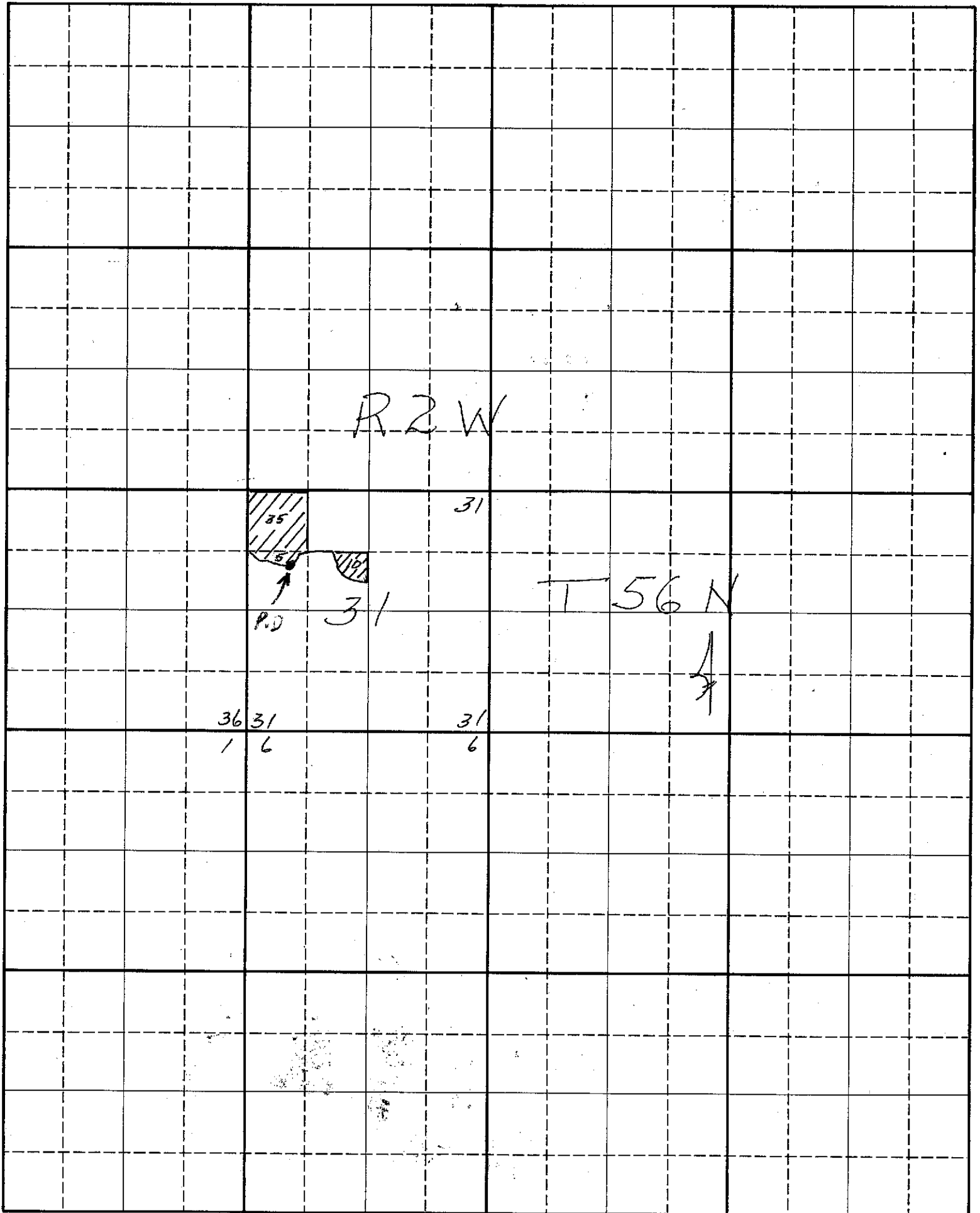
9. a. Who owns the property at the point of diversion.

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

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:



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.

Edson C. Smith
(Applicant)

96-7047

3-5-70 2:50 PM
Received by ey Date 3-24-70 Time 8:00
Preliminary check by D Fee \$ 20.00
Received by ey Date 5-5-70
Publication prepared by ds Date 3-18-70
Published in Sandpoint News-Bulletin
Publication dates 3-26 + 4-2, 1970
Publication approved ds Date 4-16-70
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Deane off

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 96-7047, 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 April 1, 19 75.
- c. Other: The permit holder shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 20th day of April 19 70.

Stephen Alford
Deputy State Reclamation Engineer

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No. 96-7047 Name Eldon C. Smith
 Source Cocolalla Creek, trib. of Pend Oreille River
 Point of Diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 56N, R. 2W, B.M., Bonner County
 Quantity 1.0 Use irrigation Period May 1 to Oct. 1
 Quantity Use Period
 Quantity Use Period
 Well Size Diameter Proposed Depth Feet
 Use irrigation of 50 acres
 Date Forwarded 3-16-70 Date Returned 3-23-70 Received by DMR

RECOMMENDATIONS: FLOW MEASUREMENT DATA NOT AVAILABLE.

MAXIMUMS:
 Qty. 1.0 Use IRRIGATION Period 3-15 to 11-15 AF 175.0 AFA 3.5
 Qty. Use Period AF AFA
 Qty. Use Period AF AFA

ACTION: Approved X Denied

Conditions of approval or reason for denial: Remind applicant of priority of senior right holders. Assign to watermaster if the area now has one.

INVESTIGATION By Norman C. Young Title WRI II
 Date 3-23-70

96-7047

Affidavit of Publication

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

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
Permit to Appropriate the
Public Waters of the State of
Idaho

as it was published in the regular and entire issue
of the said paper for a period of Two
consecutive weeks, commencing on the 26th
day of March, 1970, and end-
ing on the 2nd day of April,
1970, and that said notice was published in said
newspaper, and not in supplemental form.

L. E. Pietsch

Subscribed and sworn to before me this

13th day of April, 1970.

Glynn Bove

Notary Public for Idaho,
Residing at Sandpoint, Idaho.

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that
Eldon C. Smith, Route 1, Sagle,
Idaho, has on March 5, 1970,
submitted Application No. 96-7047
to appropriate the public waters
of Cocolalla Creek, tributary of
Pend Oreille River.

The application proposes a max-
imum diversion and appropri-
ation of 1.0 cubic feet per second
of water to be diverted by
pump and pipe within the SW $\frac{1}{4}$ -
NW $\frac{1}{4}$ of Sec. 31, T. 56N, R. 2W,
B.M., Bonner County, and is to
be used within the W $\frac{1}{2}$ NW $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 56N, R.
2W, B.M. for the irrigation of
50 acres from May 1 to Octo-
ber 1.

Any permit issued pursuant to
this application will be subject to
ALL PRIOR WATER RIGHTS and
subject to the CONTROL OF A
STATE WATERMASTER. Any
protest against this application
must be filed with the Idaho
Department of Reclamation on
or before April 12, 1970.

R. KEITH HIGGINSON,
State Reclamation
Engineer.

Published in the Sandpoint
News-Bulletin, Sandpoint, Idaho,
on March 26 and April 2, 1970.
M26-A2

96-7047

244P-70099th Cap.

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

437-3371 NOV 20 1975

1. Name of permit holder Fielden Poirier, Jr.
Post office address Box K, Blanchard, ID 83804 Phone Department of Water Resources Northern District Office
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Fish Lake
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 2.00 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from April 1 to Oct. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 96-7041
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 2.00 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 54N N/S, Range 5W E/W, B.M., Section 21, Subdivision NW 1/4 SE 1/4, Bonner County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County

Other Points of Diversions: _____

Description of diverting works: 60 hp electric pump into 6" buried main the length of place to fee 3" aluminum lateral lines.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use. Land list differs on attached proof affidavit

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	
54N	5W	21									6	10			15	15	20	40	8576
		22										34	40						4034
54N	5W	27					8												8

TOTAL ACREAGE 125 118

Rge. 5W

T
54
N

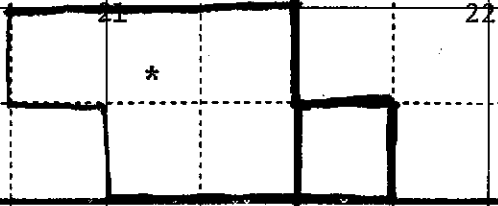


Diagram of System

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

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	
54N	56	21								6					15	15		40	76
54N	56	22											34						34
54N	56	23						8											8

Total number of acres irrigated 118

10. Remarks: A portion of this land has not actually been irrigated yet due to high water this year which didn't allow us to farm it. We have the pump capacity, main line and lateral on hand for the complete job with the buried part of the main installed.

Total acreage is less but description slightly different than permit called for.

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

Nov 10, 1975

(Date)

[Signature]
(Signature)

State of Iowa)

County of Blanchard) ss.

On this 10th day of November, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Mary E. Robinson
Notary Public residing at Blanchard, Iowa

My commission expires Oct. 1978

Island Empire
Papers

6-29-77
DATE OF EXAM 7-20-76

ACREAGE
Found 118
Recommended 118

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.16 c.f.s. V = 413 AF/Ann. from 4/1 to 10/15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no X

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 1.16 Method of measurement METER MEASUREMENT

Total Q recommended 1.16 Meter No. MD541596 Type Badger "6" Condition good

Total V recommended 413 AF/ANN SPRINKLER MEASUREMENTS WERE ALSO TAKEN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

350 gpm 0.78 cfs 1000 gal / 1 min 55 sec $\left(\frac{1000}{115}\right)(60) = 521 \text{ gpm}$
448.8 gpm
 $\frac{521}{448.8} = 1.16 \text{ cfs}$

SYSTEM DESCRIPTION:

MOTOR GE 60 hp MODEL SK 3264K157
SERIAL GJ 6284017

PUMP CORNELL MANUFACTURING MODEL 34B602
SERIAL 15348-8 1/2

REMARKS:

Examiner's Signature [Signature] Date 7/2/77

Checked by Bob Harris Date 7/12/77

Approved by _____ Date _____

September 5, 1975

Re: Permit No. 96-7047

C Eldon C. Smith
Route 1
Sagle, ID 83860

O Dear Mr. Smith:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

P D. DARLENE REICH
Water Rights Supervisor

DDR:RB

Y Enc.

RECEIVED
SEP 10 1975
WATER RIGHTS
DIVISION

August 21, 1975

Mr. Eldon C. Smith
Route # 1
Sagle, Idaho 83860

Dear Mr. Smith:

A representative of this Department has made an examination of the works covered by your Permit No. 96-7047 and has found the following:

Quantity of water diverted: 0.46 cfs Source: Cocolalla Creek

Amount of water that can be recognized as beneficially used under Idaho law: 0.46 cfs

The maximum quantity diverted shall not exceed 140 acre feet, or 3.0 acre feet per acre, per year.

Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, Twp. 56 N, Rge. 2 W, B.M.

Beneficial use: Irrigation of 50 acres within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 31, Twp. 56 N, Rge. 2 W, B.M.

Priority date established: March 5, 1970

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,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

RECEIVED
AUG 22 1975
WATER RIGHTS
DIVISION

DATE OF EXAM 8/14/75

ACREAGE
Found 50 acres
Recommended 50 acres

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q = 0.46 c.f.s. V = 150 ^{190 NW} AF/Ann. from 5/1 to 10/1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
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 0.46 cfs Method of measurement Badger Meter

Total Q recommended 0.46 Meter No. MD 644828 Type Badger Condition Good

Total V recommended 150.0 a.f. / season

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Badger Meter 100 gals in 29 sec.
MD 644828
4"
$$[(60 \div 29)] [100] \div 448.8 = \underline{0.46} \text{ cfs}$$

SYSTEM DESCRIPTION:

G.E. Motor Cornell Pump
25 h.p. Ser 29738
Ser: KFI 1021328
52 rainbird sprinklers

REMARKS:

Examiner's Signature Paul E. Canty Jr. Date 8/14/75

Checked by E. H. Block Date 8/16/75

Approved by _____ Date _____

February 28, 1975

Re: Permit No. 96-7047

Eldon C. Smith
Route #1
Sagle, ID 83860

Dear Mr. Smith:

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.

We note that in reviewing this affidavit you indicate that you will install a measuring device as required by the conditions of approval of your permit. Please be advised that this measuring device must be installed by the time our examiner makes the exam, or your water rights cannot be confirmed by the issuance of a license. We are enclosing a list of the types of measuring devices approved by this office.

If you have any questions regarding the field exam, please contact our Northern District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

MICROFILMED

Identification No. _____

Permit No. 96-7047

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
FEB 21 1975

Department of Water Resources
Northern District Office

jk
gg

1. a) Name of Permit Holder Eldon C. Smith
b) Post Office Address Route 1, Sagle, Idaho 83860
2. Permit Number 96-7047

3. Date of Priority that you are prepared to establish 96-7047

4. a) Source from which water was appropriated Cocatalla Creek

b) Location of the point of diversion: SW 1/4 NW 1/4, Section 81

Township 56N, Range 2W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount .64 cfs for Irrigation purposes from 5/1 to 10/1 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated .64 cfs 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: this quantity was determined by calculating

52 sprinklers @ 15.5 gals/hour

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:

b) Describe the agreement or understanding by which you take water from the works: _____

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) 25 h.p. motor into mainline (provides

52 rainbird sprinklers)

b) Describe the type and size of measuring device which you have installed at your point of diversion:

measuring device on order from Fieldens Poirier

c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 3/3/25 by gg

MICROFILMED

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
SGN	26W	31					35	5	10										50

Total number of acres irrigated 50

10. Remarks: _____

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

2/21/75
(Date)

Eldon C. Smith
(Signature)

State of IDAHO)
County of KOOTENAI) ss.

On this 21ST day of FEBRUARY, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Corda M. Roberts
Notary Public residing at Cd. It.

My commission expires SEPT. 11, 1976

OK. FR. 2/21/75

- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

26510

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

Eldon C. Smith

4.

DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

January 31, 1975

CERTIFIED MAIL

26510

Re: Permit No. 96-7047

Eldon C. Smith
Route #1
Sagle, ID 83860

Dear Mr. Smith:

One of the conditions of approval of your water Permit No. 96-7047 (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 April 1, 1975. 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

April 21, 1970

Re: Permit No. 96-7047

Eldon C. Smith
Route 1
Sagle, Idaho 83860

Dear Mr. Smith:

We enclose a copy of your approved application for permit 96-7047 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4289 for \$20
1 informational letter

P.S. Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed on your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

96-7047

April 13, 1970

Re: Application for Permit No. 96-7047 - Eldon C. Smith

Sandpoint News-Bulletin
415 North 2nd Ave.
Sandpoint, Idaho 83864

Gentlemen:

Would you please submit an affidavit of publication and a certified bill in connection with the above referenced item(s). The legal notice was to be published in your paper on March 26 and April 2, 1970.

As the above permit application cannot be approved until we are in receipt of the affidavit, it is important that we receive it as soon as possible.

May we please have your prompt attention to this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

96-7047

March 18, 1970

Re: Application for Permit No. 96-7047 - Eldon C. Smith

Sandpoint News-Bulletin
415 North 2nd Ave.
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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DWM:DR
Encl Legal notice

Bill submitted

4-16-70
ds

96-7047

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Eldon C. Smith, Route 1, Sagle, Idaho,

has on March 5, 1970,

submitted Application No. 96-7047 to appropriate the public waters of
Cocolalla Creek, tributary of Pend Oreille River

~~The/proposed/uses/are~~

The application proposes a maximum diversion and appropriation of 1.0
cubic feet per second ~~acre/feet~~ of water to be diverted by pump and pipe
within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 31,
T. 56N, R. 2W, B.M., Bonner County,

and is to be used within the W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 31, T. 56N, R. 2W, B.M. for
the irrigation of 50 acres from May 1 to October 1

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before April 12, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Sandpoint News-Bulletin, Sandpoint, Idaho,

on March 26 and April 2, 1970

KN.

96-7047

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

February 27, 1970

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
FEB 28 1970

Department of Reclamation

Mr. Eldon C. Smith
Route # 1
Sagle, Idaho 83860

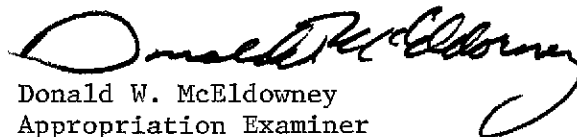
Dear Mr. Smith:

We are in receipt of your application for permit to appropriate the public waters of the State of Idaho.

This is to advise that the filing fee for 1.0 c.f.s. of water is \$20.00, therefore, we are returning your check in the amount of \$10.00.

Upon receipt of the appropriate filing fee we can begin processing procedures for your application.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Check

Our Soil Conservationist, Mr. Tom Wilson, informed me that the filing fee was \$10.00.

Eldon C. Smith

96-7047

February 27, 1970

C
O
P
Y

Mr. Eldon C. Smith
Route # 1
Sagle, Idaho 83860

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Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Check

96-7047