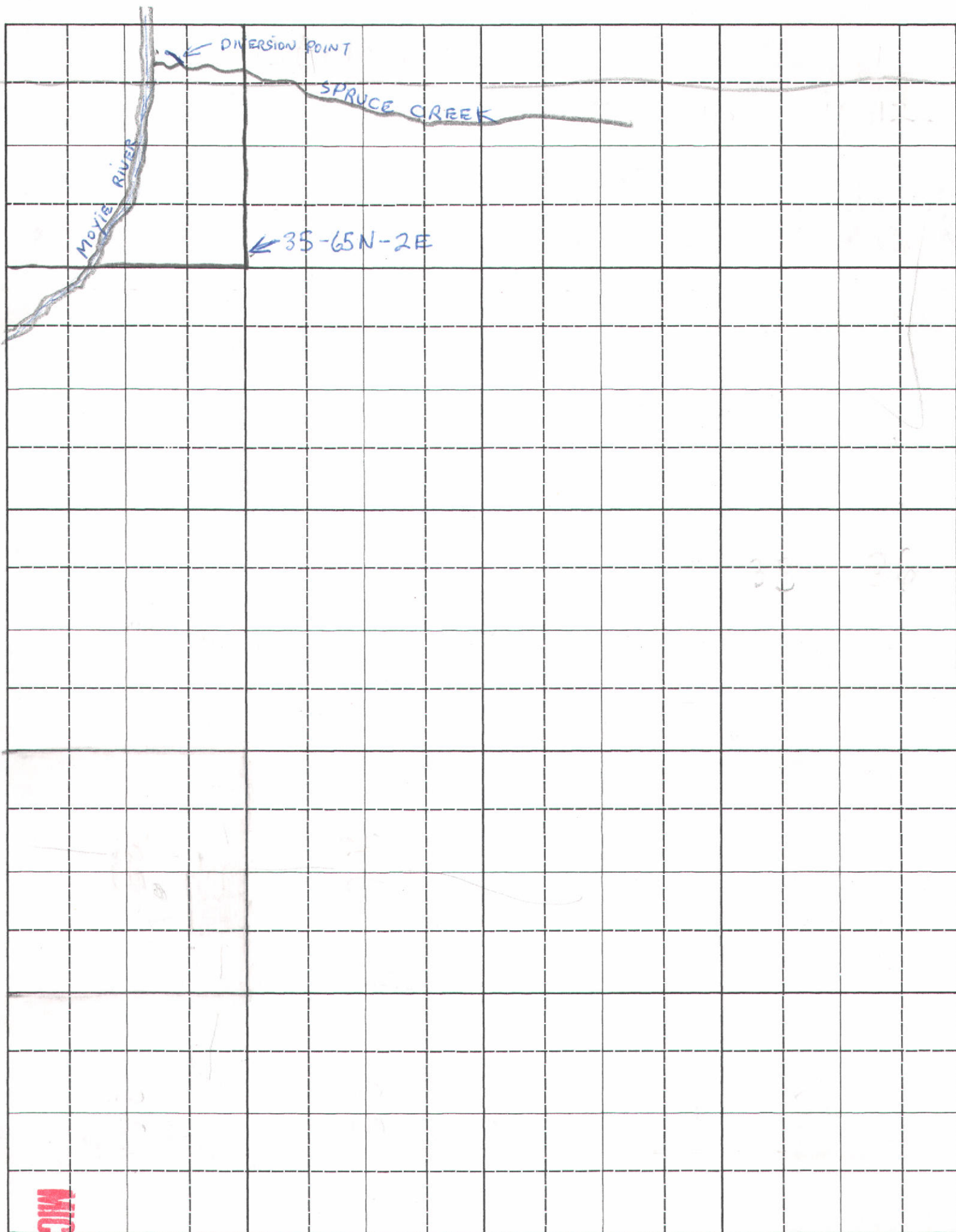


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

MICROFILMED

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.

Michael J. Port
(Applicant)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07544

Priority: May 24, 1983

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume:¹ 6.8 AF

This is to certify, that MICHAEL J LO PORTO
HCR 61 BOX 182A

BONNERS FERRY ID 83805 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 24, 1983; and
has submitted Proof of Beneficial Use on June 20, 1988. An examination indicates
that the works have a diversion capacity of .060 cfs of water from:

SPRUCE CREEK tributary to MOYIE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	6.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.06 CFS	6.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 65N, Range 02E
BOUNDARY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
65N	02E	35	NWNE	2		2

Total number of acres irrigated: 2

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

RECEIVED

NOV 22 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

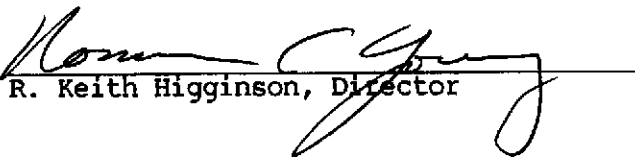
WATER RIGHT NO. 98-07544

CONDITIONS/REMARKS:

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.
6. Stockwater use is for 10 cattle; domestic use is for irrigation of lawn and garden.

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 21ST day of OCTOBER, 1991.

Acting for


R. Keith Higginson, Director

NOV 22 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Michael J. LoPorto ²⁰⁸Phone 267-5660
Post office address Star Rt. 2, Box 183, Bonners Ferry, Idaho 83405
2. Source of water supply SPRUCE CREEK which is a tributary of MOYIE RIVER
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 65N
Range 2E B.M. Boundary County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 cfs for Domestic purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 cfs for Stock water purposes from 01-01 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 cfs for Irrigation purposes from 3-31 to 11-1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. GRAVITY Flow to 1000 gal. holding tank

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 65N
Range 2E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 10 beef cattle, 2 horses
1 milk cow, 50 chickens, 25 rabbits, 2 pigs.

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

[illegible]

2

Applicant

Applicant

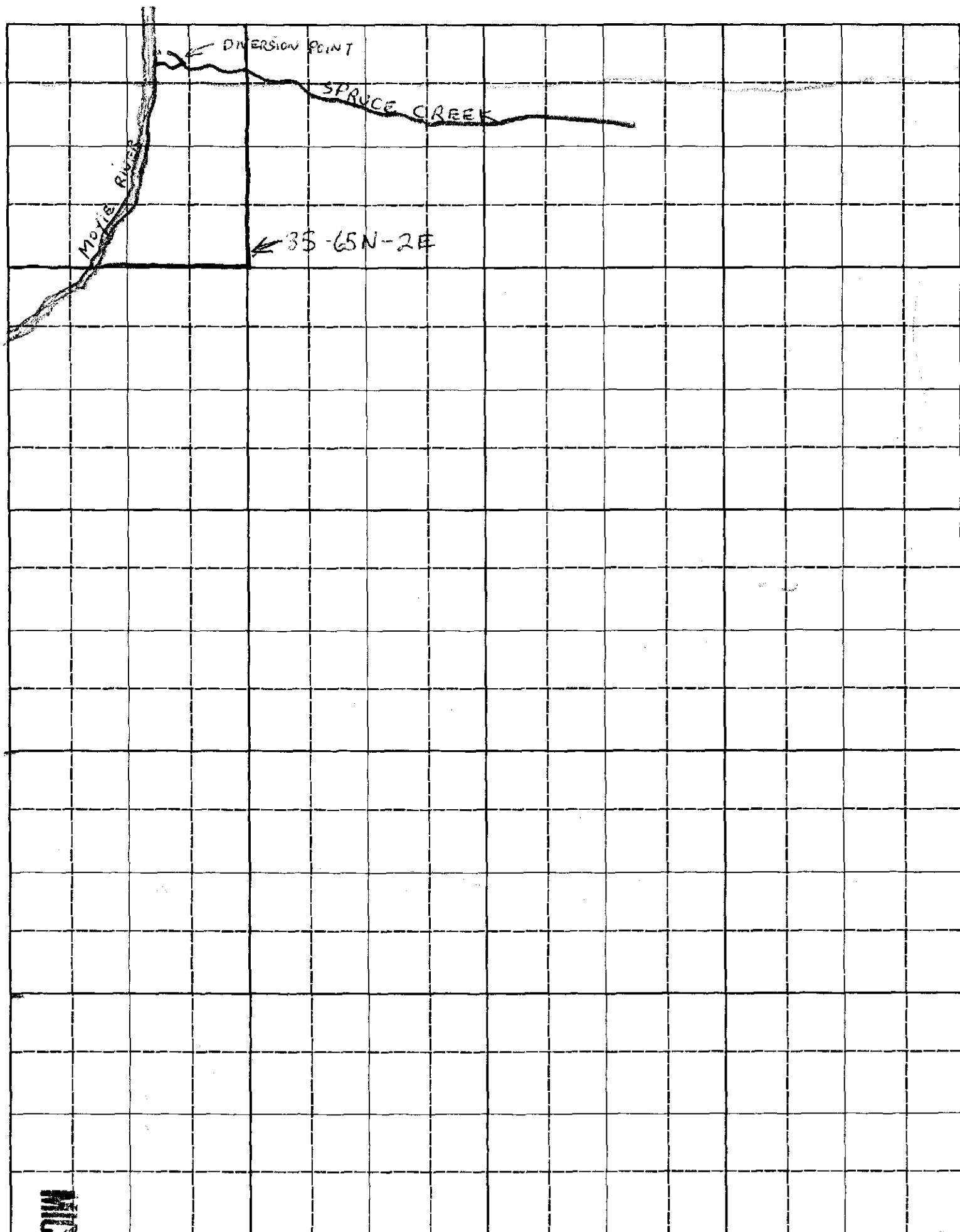
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

_____ applicant to make this filing

marks

This image shows a single page of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

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



RECEIVED

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.

Michael J. Jones
(Applicant)

APPROVED

Proposed Priority 5-24-83
Received by JK Date 5-24-83 Time 12:50 PM
Preliminary check by JK Fee \$ 50.00
Received by JK Date 5-24-83 (07006)
Publication prepared by JK Date 7/6/83
Published in Boise Star
Publication dates 6/2-9/83
Publication approved JK Date 6/23/83
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JK

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. 98-7544, 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, 1988.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 20 day of July, 1983.

David R. Tamm

Acting for L. GLEN SAXTON, Chief Operations Bureau

NOTICE OF APPLICATION FOR WATER RIGHT

The following applications have been filed to appropriate the public waters of the State of Idaho:

98-7540

JOHNSON, CHARLES R. &/or JOYCE
STAR RT. 1, BONNERS FERRY, ID 83805
Source: TROW CREEK trib. to KOOTENAI RIVER
Date Filed: 05/19/1983
Diversion Pt: NWNE Sec 15 T 65N R 01W
Use: IRRIGATION (0.06 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNE Sec 15 T 65N R 01W FOR 3 ACRES

98-7541

DAWSON, RICHARD &/or WAUNETA
RT. 1 BOX 535, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Date Filed: 04/22/1983
Diversion Pt: NENW Sec 32 T 62N R 02E
Use: IRRIGATION (0.14 CFS)
STOCKWATER (0.04 CFS)
DOMESTIC (0.02 CFS)
In: NENW Sec 32 T 62N R 02E NWSE SWSE Sec 29 T 62 N R 02E FOR 45 ACRES

98-7542

KATZ, ABRAHAM &/or ROBIN
P.O. BOX 87, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Date Filed: 05/25/1983
Diversion Pt: NESE Sec 22 T 63N R 01E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
STOCKWATER STORAGE (2.5 AF)
DOMESTIC (0.04 CFS)
RECREATION STORAGE (2.5 AF)
DIVERSION TO STORAGE (0.12 CFS)
In: NESE Sec 22 T 63N R 01E FOR 3 ACRES

98-7544

LO PORTO, MICHAEL J.
STAR RT. 2 BOX 183, BONNERS FERRY, ID 83805
Source: SPRUCE CREEK trib. to MOYIE RIVER
Date Filed: 05/24/1983
Diversion Pt: NWNE Sec 35 T 65N R 02E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.02 CFS)
In: NWNE Sec 35 T 65N R 02E FOR 2 ACRES

98-7545

FODGE, SAM &/or DENEICE
P.O. BOX 1132, BONNERS FERRY, ID 83805
Source: GROUNDWATER
Date Filed: 05/24/1983
Diversion Pt: SWNW Sec 24 T 60N R 01E
Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: SWNW Sec 24 T 60N R 01E FOR 2 ACRES

98-7546

RICHARDSON, RALPH
BARLOW, ALAN
P.O. BOX 1501, BONNERS FERRY, ID 83805
Source: PARKER CANYON trib. to SINKS
Date Filed: 05/25/1983
Diversion Pt: NWNE Sec 11 T 61N R 01E
Use: IRRIGATION (0.08 CFS)
IRRIGATION STORAGE (2.0 AF)
IRRIGATION FROM STORAGE (2.0 AF)
STOCKWATER (0.02 CFS)
STOCKWATER STORAGE (2.0 AF)
STOCKWATER FROM STORAGE (2.0 AF)
DOMESTIC (0.04 CFS)
In: NWNE Sec 11 T 61N R 01E FOR 4 ACRES

The permits will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before JUNE 20, 1983.

KEN DUNN, Dir.

First publication June 2, 1983
Final publication June 9, 1983-dwr

AFFIDAVIT OF PUBLICATION

OF IDAHO }
of Boundary } ss.

ce Winn, bkpr for Pete Thompson be
ly sworn upon his oath, deposes and says that he is the publisher (or forem.

Publisher

Bonnors Ferry Herald, a newspaper of general circulation, published weekly s Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald ntinuously and uninterruptedly published in said Boundary County during a per onths or 78 weeks prior to the first publication of the hereto attached notice; t

ertisement of Notice of Application for Water
ht 98-7540, 7541, 7542, 7544, 7545, 7546

or Publication, a printed copy of which is attached hereto was published in s
er and not in a supplement thereof for 2 consecutive issues, co
with the issue dated June 2, 1983, and ending with
ed June 9, 1983.

ed and sworn to before me this 13th day of June, 1983.

Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

MICROFILMED

October 22, 1991

MICHAEL J LO PORTO
HCR 61 BOX 182A
BONNERS FERRY ID 83805

RE: WATER RIGHT NO. 98-07544

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

RECEIVED
NOV 22 1991

LICENSE REVIEW CHECKLIST

Permit No. 98-7544

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance
Order to reinstate needed? yes no ☒

Total cfs Limited by fee OK

Limited by capacity

Total volume Limited by flow
Chart checked for AF rate/ac 3.0

Capacity Actual measurement checked

Theoretical checked
If greater than permit, check for other rts

Source Changed? yes no ☒
If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒
More than one per 1/4? Remember remark
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart 3/15-11/15

P/U Verify with map ☒ permit ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4
Description of non-irrig uses
Special overlap condition

Conditions -

Measuring device
W.Master control
Overlap
Water quality
Other

Dates/Misc. -

Water Dist
App Rec'd
Proof Rec'd

CHECK FOR ADJ. CLAIM Needed according to proof filed
Filed - needs amended
Add'l fee required
Not filed -
Not needed

Comments/Changes to Examiner's Recommendations: NOV 22 19

License 10-day 30-day

Back of field report signed?
Reviewer Date 10/7/91 Review time 6 min.

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 98-67544

☒ **A. GENERAL INFORMATION**

- ☒ 1. Name and address are most current available. (Check BU statement)
☒ 2. Exam Date
☒ 3. Source (Check Permit)

☒ **B. OVERLAP REVIEW**

- ☒ 1. & 2. (Rule 5,1,4)

☒ **C. SYSTEM DESCRIPTION**

- ☒ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
☒ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
☒ 3. Word Picture (Rule 5,1,3 / 5,1,4)
☒ 4. Diversion (Rule 5,1,3)
☒ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Government Lot ?
Method of determination
☒ 6. Compare USGS/Land Survey? Aerial Photos/Permit.
Method of determination,
Irrigation (Rule 5,1,8),

☒ **D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

☒ **E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

☒ **F. OPTIONAL**

☒ **G. VOLUME CALCULATIONS**

- Three significant figures/not less than 0.10 (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

☒ **H. REMARKS AND OVERLAP ANALYSES**

- ☒ All actual uses listed (Rule 5,1,2):
☒ All unused, permitted uses listed (Rule 5,1,2):
☒ Overlaps (Rule 5,1,4):
☒ Return flows (Rule 5,1,5):
☒ Conditions (Rule 5,1,6).

☒ **I. RECOMMENDATIONS**

- ☒ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
☒ 2. Compare permit to exam for amendments (Rule 5,1,16)

☒ **J. AUTHENTICATION**

Name, Signature, Certification Date, Exam Date.

☒ **WELL INSPECTION REPORT**

Check with permit and well log for discrepancies

Signature Tom D. King
Tom D. King Sr. Water Resource Agent

Date 4/3/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 28 1991

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 98-07544

1. Owner: Michael J. LoPorto
Current Address: HCR 61 Box 182 Banners Ferry ID 83805

Phone No. 267-5660

2. Accompanied by: Permit holder EXAM. DATE: 8/1/90

Address: Same Phone No. Same

Relationship to Permit Holder: _____

3. Source: Spruce Creek tributary to Mogie River

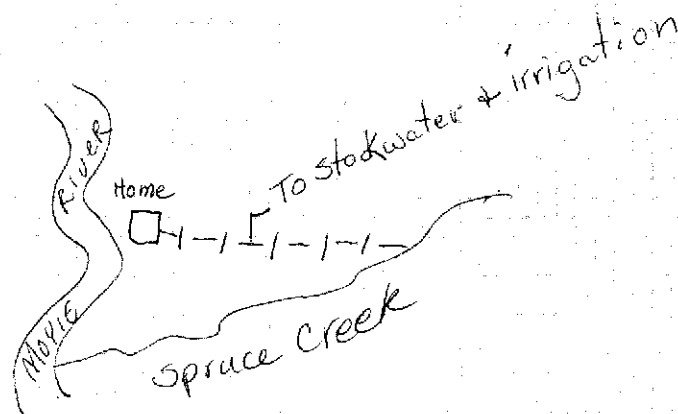
B. OVERLAP REVIEW

1. Other water rights with same place of use: None, potable water is provided by a spring contained entirely on their property ☐ Copies Attached

2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

NOV 22 1991

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

Photos did not develop.

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

1 1/2 inch pvc in creek carries water to home, lawn, garden, stock and pasture. Two acres of pasture ~~and~~ are irrigated with 2 #35 rainbirds attached to garden hoses. A lawn sprinkler is used for lawn & garden. Stock tank (300g) is filled with hose. Domestic use is for non-potable water use. Potable water is provide by another system, with a spring as its source

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Gravity				
Motor Make					
Hp					
Motor Serial No.					
Pump Make					
Pump Serial No. or Discharge Size					

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination

[illegible]

Do not use this space

D. FLOW MEASUREMENTS *None*

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$2 \frac{5}{32}'' \text{ at } 30 \text{ psi} = (2)(3.85) = 7.7 \text{ gpm}$$

$$\frac{7.7 \text{ gpm}}{448.8 \text{ g/cfs}} = 0.02 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

~~$2 \frac{5}{32}'' \text{ at } 30 \text{ psi} = (2)(3.85) = 7.7 \text{ gpm}$~~
 ~~$2 \frac{5}{32}'' \text{ at } 30 \text{ psi} = (2)(3.85) = 7.7 \text{ gpm}$~~

*1 home
10 head stock*

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 3 \times 3 = 9 \text{ AFA}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.02 \times 214 \times 1.9835 = 8.5 \text{ AFA}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 8.5 \text{ AFA}$$

2. Volume Calculations for Other Uses:

1 home, 10 head stock

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use		Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
From	To	From	To		
Domestic	1-1	10-31		0.02 cfs	0.6 AFA
Irrigation	3-31	11-1		0.02 cfs	8.5 AFA
Stock water	1-1	10-31		0.02 cfs	0.2 AFA
Totals:				0.06 cfs	9.3 AFA

2. 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

J. AUTHENTICATION

Field Examiner's Name

Theresa J. Bright

Signature

Certification Date

8/2/90

Field Report Preparation Date

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

NOV 22 1991





State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 17, 1988

RECEIVED
OCT 20 1988

Mr. Michael LaPorto
HCR 61 Box 182A
Bonners Ferry, Id. 83805

Department of Water Resources

Re: 98-7544

Dear Permitholder:

We acknowledge receipt of your statement of completion of water development 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 do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

NOV 22 1991



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 98-7544

Date: 7/28/88

General Considerations:

☒ Name same as permit
☒ Signature the same as permit holder
☒ Address change _____ If yes, prepare a data entry
☒ Proof received timely _____
_____ Reinstated

Source of Water:

☒ Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

☒ Rate of diversion appropriate for uses
☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

☒ Is a measuring device or access port required?
☒ Has one been installed?
☒ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A

Priority Calculation:

Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
JUN 20 1988

For Office Use Only
Fee Received \$50.00
Date 6/21/88
Receipt #C001488
Receipt by Jim
Reviewed by JS
Sent to region

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 98-7544 -

Name(s) of Permit Holder: Michael J. LoPorto -

Post Office Address: HCR 61, Box 182 A -

Bonners Ferry, Id. 83805

Telephone No. 208 267-2692

Source of Water: Spruce Creek -

Extent of Use:

Domestic 1 (number of households) Stockwater 10 horse/cattle (number and type of stock)

Irrigation 2 ac. + garden (acres) Other/Remark pasture irrigation

Total rate and/or volume for which proof is submitted .06 - .20 cfs acre-feet

Show the date water was first diverted and beneficially used under this permit: 6/15/87 -

Measuring Device: Required? Yes X No
Installed? Yes No

Fee enclosed \$ 50.00 -
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes X No
Installed? Yes No

Person to contact to accompany the Department representative during the field examination:

Michael J. LoPorto 267-2692
(Name) (Telephone Number)

HCR 61, Box 182 A, Bonners Ferry, Idaho 83805
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

6/16/88
Date

Michael J. LoPorto
Signature of Permit Holder (and title, if appropriate)

138975
CERTIFIED MAIL
May 31, 1988

LO PORTO, MICHAEL J.
STAR RT. 2 BOX 183
BONNERS FERRY, ID 83805

PROOF DUE NOTICE

RE: Permit No. 98-7544

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures



OCT 17 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

LO PORTO, MICHAEL J.
STAR RT. 2 BOX 183
BONNERS FERRY, ID 83805

AUGUST 02, 1983

RE: PERMIT NO. 98-7544

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 98-7544

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☐ No
☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 6/26/83 ✓

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
✓ 5-24-83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: SLW/LH

Date: 7-11-83

STATE OFFICE REVIEW: return receipt

- ☐ See attached sheet for more information.

By: SLW

Date: 7/13/83

RECEIVED
JUL 15 1983

Department of Water Resources

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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IDAHO STREAM CODE INDEX

98-2544

LO PORTO, MICHAEL J.

STAR RT. 2 BOX 183, BONNERS FERRY, ID 83805

Source: SPRUCE CREEK trib. to MOYIE RIVER

Date Filed: 05/24/1983

Diversion Pt: NWNE Sec 35 T 65N R 02E

Use: IRRIGATION	(0.02 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.02 CFS)

In: NWNE Sec 35 T 65N R 02E FOR 2 ACRES

RECEIVED