

38.54 ACRES

U.S. FS

SETTLEMENT BOX

5' X 4' X 3'

1/4 MILE

UNDER PIPE
IR. P.C.

2' ROUN

GATE

1/2"

SPRING TO POND

SPRING DUMP

0.20

WATER LINE

OVER HEAD

IRE DITCH

GATE

HOUSE

UT. POWER

GATE

3/4"

⑦

⑥

⑤

④

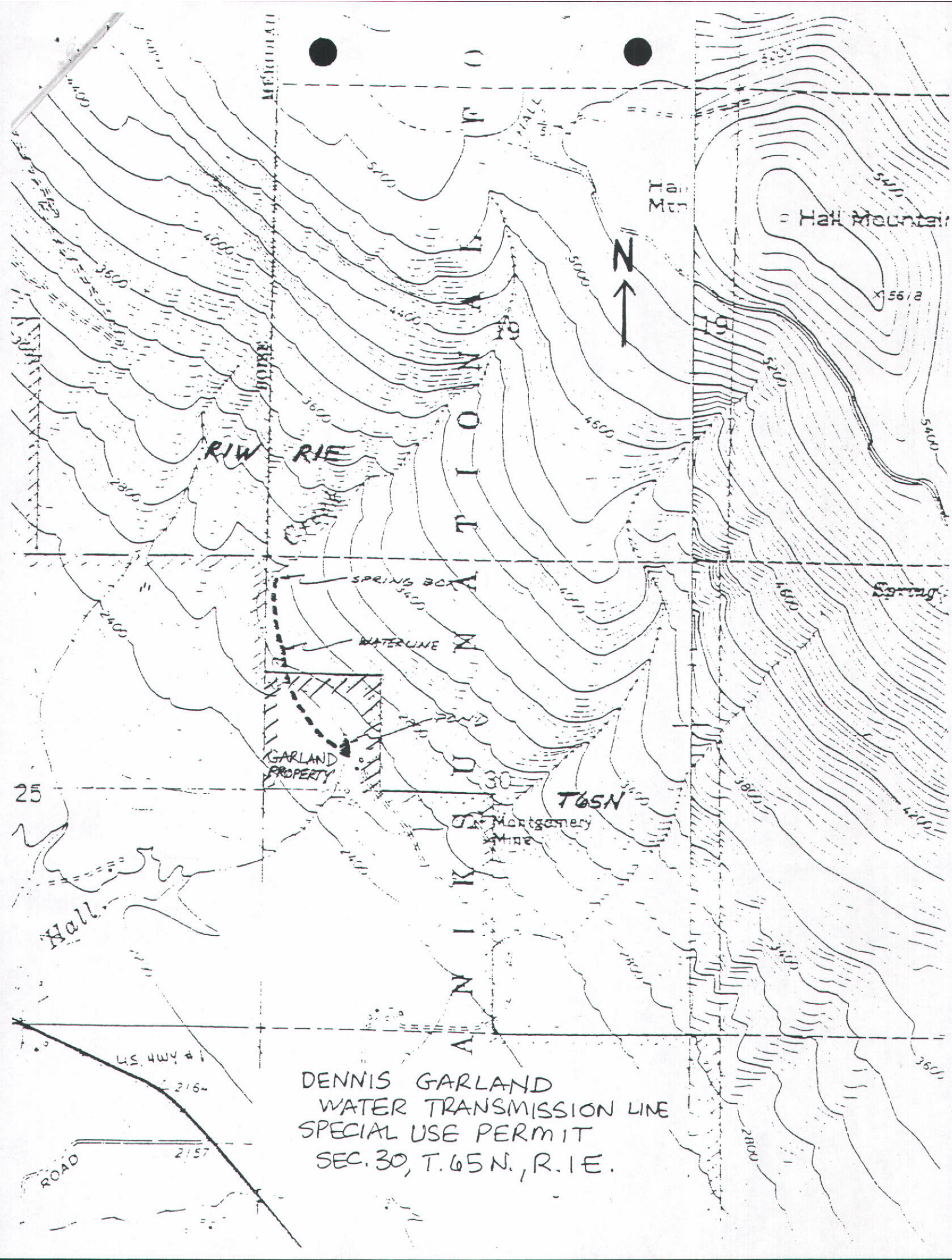
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①



DENNIS GARLAND
WATER TRANSMISSION LINE
SPECIAL USE PERMIT
SEC. 30, T. 65 N., R. 1 E.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Dorcas Chubb Skye, for Pete Thompson being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Notice for Application
98-7351

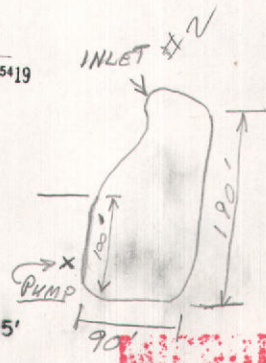
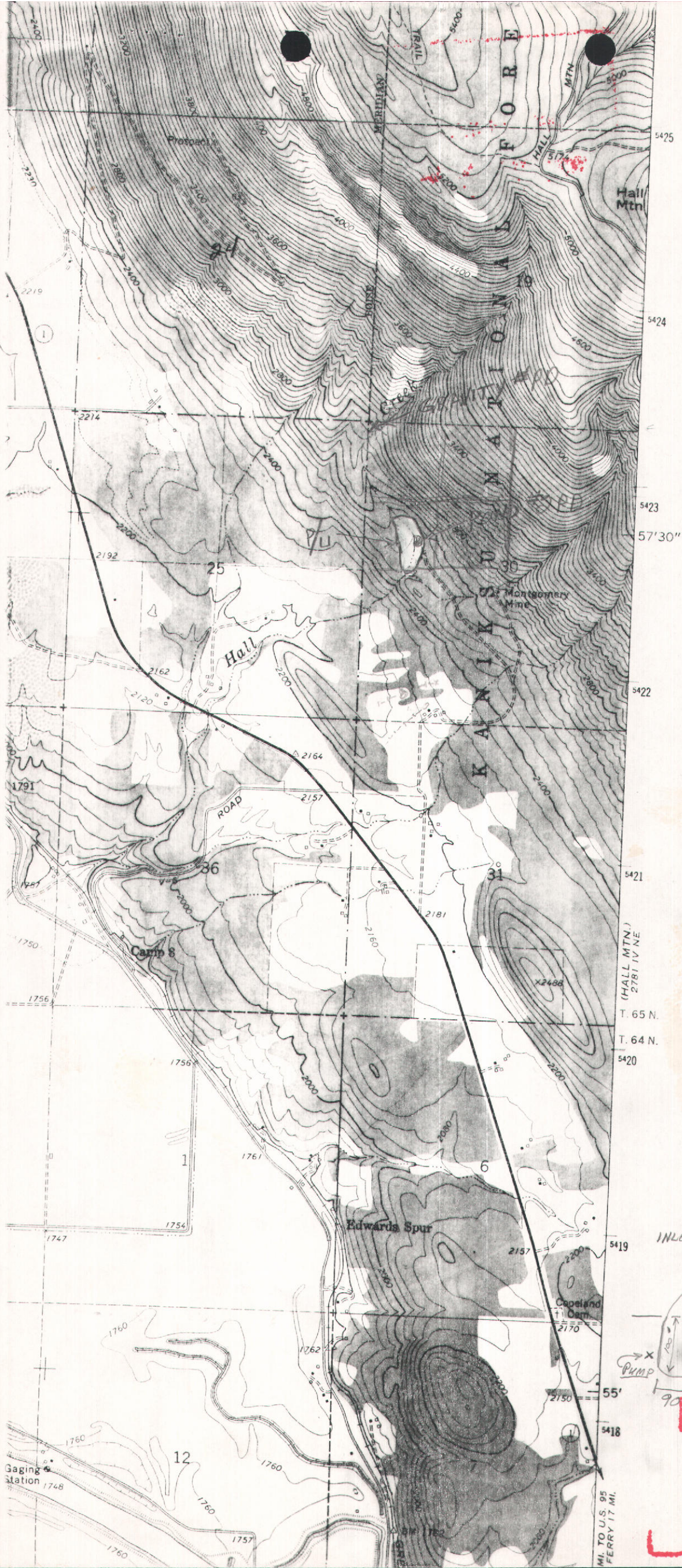
a

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Aug. 28, 1980, and ending with the issue dated Sept. 4, 1980.

Dorcas Chubb Skye
Subscribed and sworn to before me this 17th day of Sept., 1980.

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

98-7351



MICROFILMED

APR 02 1990

MI. TO U.S. 95
FERRY 17 MI.



MICROFILMED
APR 02 1990



MICROFILMED

APR 02 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Department of Water Resources

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
98-7351					

RECEIVED

JAN 14 2004

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

Department of Water Resources

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Philip M. Turner

P.O. Box 196 Loonies WA 98827

4. New Owner/Claimant(s)

Dennis and Alice Garland

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

13801 N. Riverbluff Lane

City, State and ZIP Code

Spokane WA 99208

New Telephone Number

(509) 466-0579

5. Date you acquired the property

Dec 5, 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Don Garland
(include title if applicable) Shirley Garland

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by [Signature] Date 1/14/04 Fee \$25.00
 Received by [Signature] Date 1/14/04 Receipt No. NO16056
 Processed by _____ AJ Date _____ WR _____ Date _____

BA

213489

WARRANTY DEED

In consideration of ONE DOLLAR (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged by grantor, PHILIP M. TURNER and ROBERTA A TURNER, husband and wife, grantor does hereby grant, bargain, sell and convey unto DENNIS W. GARLAND and ALICE C. GARLAND, husband and wife, grantee, whose address is, 13801 N Riverbluff Lane, Spokane, WA 99208 the following described property:

Government Lot Two (2) of Section Thirty (30) Township Sixty-five (65) North , Range One (1) East, B.M., Boundary County, Idaho.

SUBJECT TO such rights, easements, covenants, restrictions and zoning regulations as appear of record or by use upon the premises .

TO HAVE AND TO HOLD the said premises with their appurtenances unto the grantee, its heirs and assigns forever. And the grantor does hereby covenant to and with the said grantee that it is the owner in fee simple of said premises and that they are free from all encumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

The single number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Dated this 5th day of December, 2003.

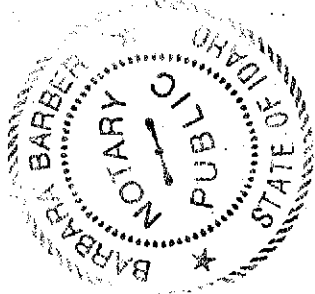
Philip M. Turner
PHILIP M. TURNER

Roberta A. Turner
ROBERTA A TURNER

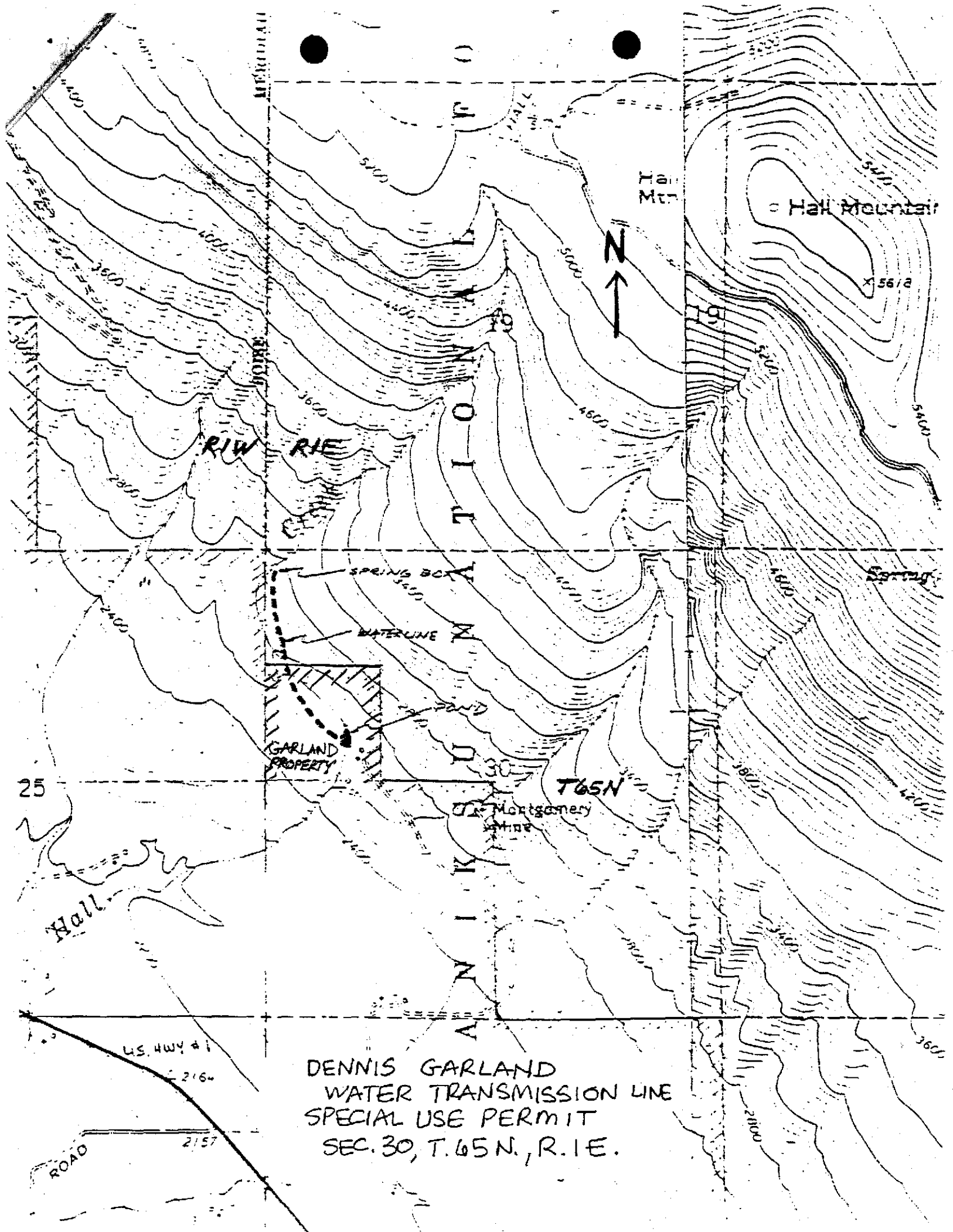
State of IDAHO)
) ss.
County of Boundary)

On this 5th day of December, 2003, before me, the undersigned Notary Public, personally appeared PHILIP M. TURNER and ROBERTA A TURNER, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Barbara Barber
NOTARY PUBLIC FOR IDAHO
Residing in Bonners Ferry
Commission Expires: 2/28/2007



STATE OF IDAHO } ss
County of Boundary }
Filed By: Boundary Abstract
on 12-10-03 at 9:35
Diane M. Cartwright
County Recorder C. Peterson
By Deputy
Fee \$ 3.00 chg
Mail to BA



MECHANICAL

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Hall Mountain

5612

R. 1 W. R. 1 E.

T. 65 N.

SPRING BOX

WATERLINE

GARLAND
PROPERTY

Montgomery
mine

T. 65 N.

25

Hall

US HWY 41

2164

ROAD

2157

DENNIS GARLAND
WATER TRANSMISSION LINE
SPECIAL USE PERMIT
SEC. 30, T. 65 N., R. 1 E.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07351

Priority: August 15, 1980

Maximum Diversion Rate: 0.32 CFS
Maximum Diversion Volume:¹ 48.0 AF

This is to certify, that PHILIP M. TURNER

P.O. BOX 196

LOOMIS, WA 98827

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 15, 1980; and has submitted Proof of Beneficial Use on May 4, 1983. An examination indicates that the works have a diversion capacity of .350 cfs of water from:

HALL CREEK

tributary to SINKS

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	0.32 CFS	48.0 AF
IRRIGATION STORAGE	01/01 to 12/31		4.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		4.0 AF
STOCKWATER STORAGE	01/01 to 12/31		0.4 AF
	Totals	0.32 CFS	48.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 1(NWNW), Sec. 30, Township 65N, Range 01E
LOT 2(SWNW), Sec. 30, Township 65N, Range 01E
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	01E	30	LOT 2(SWNW)	16		16

Total number of acres irrigated: 16

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER STORAGE, same as IRRIGATION use

MICROFILMED

APR 02 1990

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.

3177

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07351

CONDITIONS/REMARKS:

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
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 .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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 9th day of MARCH, 1990.

Acting for R. Keith Higginson, Director

MICROFILMED

APR 02 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 98-07351

APPROVED
0.32 CFS
48.0 AF

Date of Priority: August 15, 1980

Maximum Diversion Rate:
Maximum Diversion Volume:¹

Comes now PHILIP M. TURNER
STAR RT. 1 BOX 95A
BONNERS FERRY, ID 83805

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 98-07351, and requests that the permit be changed as follows:

Source: HALL CREEK

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.32 CFS	48.0 AF
IRRIGATION STORAGE	01/01 to 12/31		4.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		4.0 AF
STOCKWATER STORAGE	01/01 to 12/31		0.4 AF
Totals		0.32 CFS	48.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 1(MNW), Sec. 30, Township 65N, Range 01E
LOT 2(SWNW), Sec. 30, Township 65N, Range 01E
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	01E	30	LOT 2(SWNW)	16		16

Total number of acres irrigated: 16

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use
PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use
PLACE OF USE: STOCKWATER STORAGE, same as IRRIGATION use

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APR 02 1990

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FEB 22 1990

Department Resources

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

Signed at Booms, Wa. 98827, this 20 day of February, 1990.


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 98-07351

FOR DEPARTMENT USE ONLY

#C014865

Preliminary check by KW Fee = \$20.00 ✓

Received by J. Dean Date 2/22/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 98-07351 with the following;

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.
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.

Witness my hand this 9TH day of MARCH, 1990.

Norm E. Young
Acting for R. Keith Higginson, Director

MICROFILMED

APR 02 1990

JIM

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 PHILIP M. TURNER Phone _____
Post office address STAR RT 1-95A; BONNERS FERRY, ID 83805
2. Source of water supply HALL CR. which is a tributary of Sinks
3. Location of point of diversion is LOT 2 (SWNW)* RH 11-3-80
1/4 of 30 Township 65N
Range 1E B.M. BOUNDARY County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.32 for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 48 AF for STORAGE FOR purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 48 AF for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.4 AF for STORAGE FOR purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.4 AF for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.4 AF for STORAGE FOR purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.32 cubic feet per second and/or b. 48 AF acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. STORAGE POND & PIPE

b. Height of storage dam 7 feet, active reservoir capacity 48 acre-feet; total reservoir capacity 48 acre-feet, materials used in storage dam: EARTH

Period of year when water will be diverted to storage JAN 1 to DEC 31 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: LOT 2 (SWNW)*
(1) Give the place of use of water: 1/4 of 30 Township 65N
Range 1E 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 HEAD

(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: _____

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
65N	16E	30							Lot 2 16										16

Total number of acres to be irrigated 16

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 "

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.

P.D. &
30 P.U.

T-65N

R-1E

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.

Philip M. Turner
(Applicant)

Proposed Priority

8/15/80

Received by KK Date 8/15/80 Time 2:30p
Preliminary check by JK Fee \$ 4.50
Receipted by KK Date 8/15/80 # 15358
Publication prepared by mo Date 8/21/80
Published in Bonner Ferry Herald
Publication dates 8/27/80 9/4/80 10/2-9/80
Publication approved mo Date 10/15/80
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RND RA

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. 98-8351, 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 November 1, 19 85.
- 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:

Witness my hand this 6th day of November, 1980.

D. Glen Saylor
Chief, Operations Bureau

NOTICES

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 98-7351 in the Name of Philip M. Turner was advertised incorrectly on August 28 and September 4 1980.

The amount of water for Stockwater Storage and Stockwater from Storage was incorrectly advertised as 0.40 CFS; whereas, correctly it should be 0.40 AC-FT for each of the above uses.

Any protest to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 20, 1980.

C. STEPHEN ALLRED
Director

First publication October 2, 1980

Final publication October 9, 1980-idwr

Final publication October 9, 1980-idwr

AFFIDAVIT OF PUBLICATION

F IDAHO }
Boundary } ss.

Van Hook, bkpr, for Pete Thompson

being
sworn upon his oath, deposes and says that he is the publisher (or foreman)
lisher

onnors Ferry Herald, a newspaper of general circulation, published weekly at
Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
inuously and uninterruptedly published in said Boundary County during a period
ths or 78 weeks prior to the first publication of the hereto attached notice; that

ctisement of Notice of Correction
Phillip M. Turner

or Publication, a printed copy of which is attached hereto was published in said
er and not in a supplement thereof for 2 consecutive issues, com-
with the issue dated October 2, 1980, and ending with the
issue dated October 9, 1980

Subscribed and sworn to before me this 13th day of October, 1980

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

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Luana Van Hook, bkpr, for Pete Thompson being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)
Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
been continuously and uninterruptedly published in said Boundary County during a period
of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Notice of Correction

Phillip M. Turner OCT 15 1980

a
Notice for Publication, a printed copy of which is attached hereto was published in said
newspaper and not in a supplement thereof for 2 consecutive issues, com-
mencing with the issue dated October 2, 1980, and ending with the
issue dated October 9, 1980

Luana Van Hook
13th October 1980

Subscribed and sworn to before me this 13th day of October 1980

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

10.
1b.
Donanza Lean Corned Be
Old Faithful Sliced Bacon
Colby Cheese, Mild Flav
Buddig's Lunch Meats A
Kipperd Salmon Chunk
Fresh Red Snapper Fille

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before October 2

DUCE
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First publication
Final publication
10/15/80

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

~~Luana Van Hook, clerk, for Pats Thompson~~ being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

~~Publisher~~
of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
been continuously and uninterruptedly published in said Boundary County during a period
of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of ~~Notice of Correction~~
~~Phillip H. Turner~~

a

Notice for Publication, a printed copy of which is attached hereto was published in said
newspaper and not in a supplement thereof for consecutive issues, com-
mencing with the issue dated ~~October 2~~, 19~~80~~, and ending with the
issue dated ~~October 9~~, 19~~80~~

Subscribed and sworn to before me this ~~13th~~ day of ~~October~~, 19~~80~~

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

NOTICE OF CORRECTION

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in the Name of Philip M. Turner
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The amount of water for Stockwater Storage and Stockwater From
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it should be 0.40 AC-FT for each of the above uses.

Any protest/~~exception~~ to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814, on or before October 20, 1980.

C. STEPHEN ALLRED

Director

Published in the Bonnors Ferry Herald on
October 2 and October 9, 1980

*sent with
advertising on
10/25/80*

MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
of Boundary } ss.

NOTICE FOR APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) Lanna Chubb Ekpr. for Kate Thompson being have been submitted for permit to appropriate the publicly sworn upon his oath, deposes and says that he is the publisher (or foreman) waters of the State of Idaho: Publisher

98-7351

TURNER, PHILIP M.

STAR RT. 1 BOX 95A, BONNERS FERRY, ID 83805

Source: HALL CREEK

Date Filed: 08/15/1980

Amount: 0.32 CFS 48.0 AC-FT

Diversion Point: LOT 02 Sec 30 T 65 N R 01E, BOUNDARY Co.

Use: IRRIGATION (0.32 CFS) from 03/15 to 11/15

IRRIGATION STORAGE (48.0 AC-FT) from 01/01 to 12/31

IRRIGATION FROM STORAGE (48.0 AC-FT) from 03/15 to 11/15

STOCKWATER (0.02 CFS) from 01/01 to 12/31

STOCKWATER STORAGE (0.40 CFS) from 01/01 to 12/31

STOCKWATER FROM STORAGE (0.40 CFS) from 01/01 to 12/31

Place of Use: LOT 02 Sec 30 T 65N R 01E FOR 16 ACRES

Diversion Means: STORAGE POND AND PIPELINE.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id. 83814 on or before SEPTEMBER 15, 1980.

C. STEPHEN ALLRED

Director

First publication August 28, 1980

Final publication September 4, 1980-idwr

Bonnors Ferry Herald, a newspaper of general circulation, published weekly at s Ferry, Boundary County, State of Idaho; that the said Bonnors Ferry Herald has itinuously and uninterruptedly published in said Boundary County during a period mths or 78 weeks prior to the first publication of the hereto attached notice; that

Artisement of Notice for Application

98-7351

or Publication, a printed copy of which is attached hereto was published in said er and not in a supplement thereof for 2 consecutive issues, com- with the issue dated Aug. 28, 1980, and ending with the ed Sept. 4, 1980

and sworn to before me this 17th day of Sept., 1980

Jodey M. Cawley
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonnors Ferry, Idaho.

RECEIVED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Donna Chubb Bkpr. for Pete Thompson being
first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)
Publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has
been continuously and uninterruptedly published in said Boundary County during a period
of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Notice for Application
98-7351

a

Notice for Publication, a printed copy of which is attached hereto was published in said
newspaper and not in a supplement thereof for 2 consecutive issues, com-
mencing with the issue dated Aug. 28, 1980, and ending with the
issue dated Sept. 4, 1980.

Donna Chubb
Subscribed and sworn to before me this 17th day of Sept., 1980.

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

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County of Boundary } ss.

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98-7351

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Donna Chubb Clark
17th day of Sept., 1980
Subscribed and sworn to before me this

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

April 12, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DENNIS W GARLAND
ALICE C GARLAND
13801 N RIVERBLUFF LN
SPOKANE WA 99208

RE: Change of Ownership for Water Right 98-7351

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klm
Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 14, 2004

DENNIS & ALICE GARLAND
13801 N RIVERBLUFF LN
SPOKANE WA 99208

Re: Water Right 98-7351

RECEIVED
JAN 20 2004
Department of Water Resources

This acknowledges receipt of the Notice of Change in Water Right Ownership papers for the above referenced water right, changing the ownership to you. Enclosed is receipt No. N016056, for your records.

We are forwarding the paperwork to the State Office for processing.

If you have any questions, please contact KariLynn Townsend in our State Office, at 208-327-7941.

Sincerely,

Dianne Ball
Administrative Assistant

Enc.

db

cc: IDWR State Office

March 13, 1990

PHILIP M. TURNER
P.O. BOX 196
LOOMIS, WA 98827

RE: PERMIT NO. 98-07351

Dear Permit Holder(s):

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 02 1990

P. TURNER
P.O. Box 196
LOOMIS WA
98827

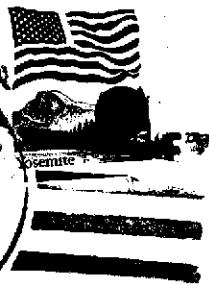
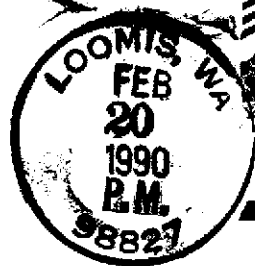
← NOTE
ADDRESS
CHANGE

APR 02 1990

UNFILMED

STATE OF IDAHO
DEPT. OF WATER RESOURCES
1301 Nth ORCHARD ST
BOISE, IDAHO

83706-5237



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

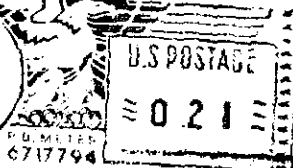
North Orchard Street
Idaho 83706-2237



Current address:
1112 Loomis Way
Loomis, WA
98827

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

POSTED
FIRST CLASS



RECEIVED
JAN 30 1990
Department of Water Resources
MICROFILMED

APR 02 1990

Revert
2/9/90 / S

January 23, 1990

PHILIP M. TURNER
STAR RT. 1 BOX 95A
BONNERS FERRY, ID 83805

RE: PERMIT NO. 98-07351

Dear Permit Holder(s):

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

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

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 02 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
JUL 26 1985

28-7351
Permit No.

Department of Water Resources

1. Measurement Calculations

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

$$\begin{aligned} \frac{13(5.7)}{448.8} &= 0.17 \text{ cfs} \sim \text{PUMP (MEASURED)} \\ \text{(Estimate) } 1500' \text{ 8" PVC @ } 120' \text{ HD} &= 0.18 \text{ cfs} \\ \left. \begin{array}{l} 0.17 \\ 0.18 \end{array} \right\} &= 0.35 \text{ cfs} \\ \frac{0.32 \text{ cfs}}{\text{Applied for}} & \end{aligned}$$

$$\text{POND } \frac{90 \times 190 \times 10}{43560} = 4 \text{ AF}$$

HAZEN-WILLIAMS EQUATION $V = 1.318 C_H R^{.63} S^{.54}$
($C_H = 140$)

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{48} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{155.5} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{48} \end{aligned}$$

c) Volume Calculations for Other Uses:

Stock @ 10 HD

2. Overlap Review

a) Other water rights with same place of use: None

b) Other water rights with same point of diversion: None

c) Analysis:

MICROFILMED

APR 02 1990

RECOMMENDED AMOUNTS

3.

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4.

Permit Holder:

Address:

5.

Source:

tributary to

6.

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	3-15	11-15	.32	48.0
STORAGE FOR IRR	1-1	12-31		4.0
IRR FM STORAGE	2-15	11-15		4.0
STORAGE FOR STOCK	1-1	12-31		0.4
Allowable Maximums:			.32	48.0

7.

Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
1		NW	NW	NW	30	65N	1E	BOUNDARY
2			SW	NW	30	65N	1E	

8.

Place(s) of Use

Twp.	Rge.	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	
65N	1E	3							16										16
Total Acres																			16

9.

Recommended Conditions/Remarks:

10.

Recommended Amendments

- ☐ Change P.D. as reflected above
 ☒ Add P.D. as reflected above
 ☐ None
- ☐ Change P.U. as reflected above
 ☐ Add P.U. as reflected above
 ☐ Other

11.

Examiner's Signature

Checked in Regional Office by

Approved in State Office by

Date

Date

Date

MICROFILMED

APR 02 1990

RECEIVED
JUL 26 1985

Department of Water Resources

Permit No. 98-7351

Phone No. 267-5775

1. Owner: PHILIP M TURNER Phone No. 267-5775
Current Address: SR-1 BOX 95A BONNERS FERRY, ID. 83805
2. Accompanied by: IDA TURNER EXAM. DATE: 7/10/85
Address: _____ Phone No. _____
Relationship to Permit Holder: SAME SPOUSE
3. Source: HALL CR tributary to SINKS

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1 GRAVITY					2"
#2 POND	BRIGGS & STRATTON			HOMELIGHT	2"

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

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 #1 2" PIPE INSTREAM W/HOLDING TANK & 2" GRAVITY FLOW TO FLOOD IRR
 #2 90' X 190' X 10' EXCAVATED POND GAS PUMP, 2" MAIN TO 13-1/4 SPHD
 @ 450 GPM

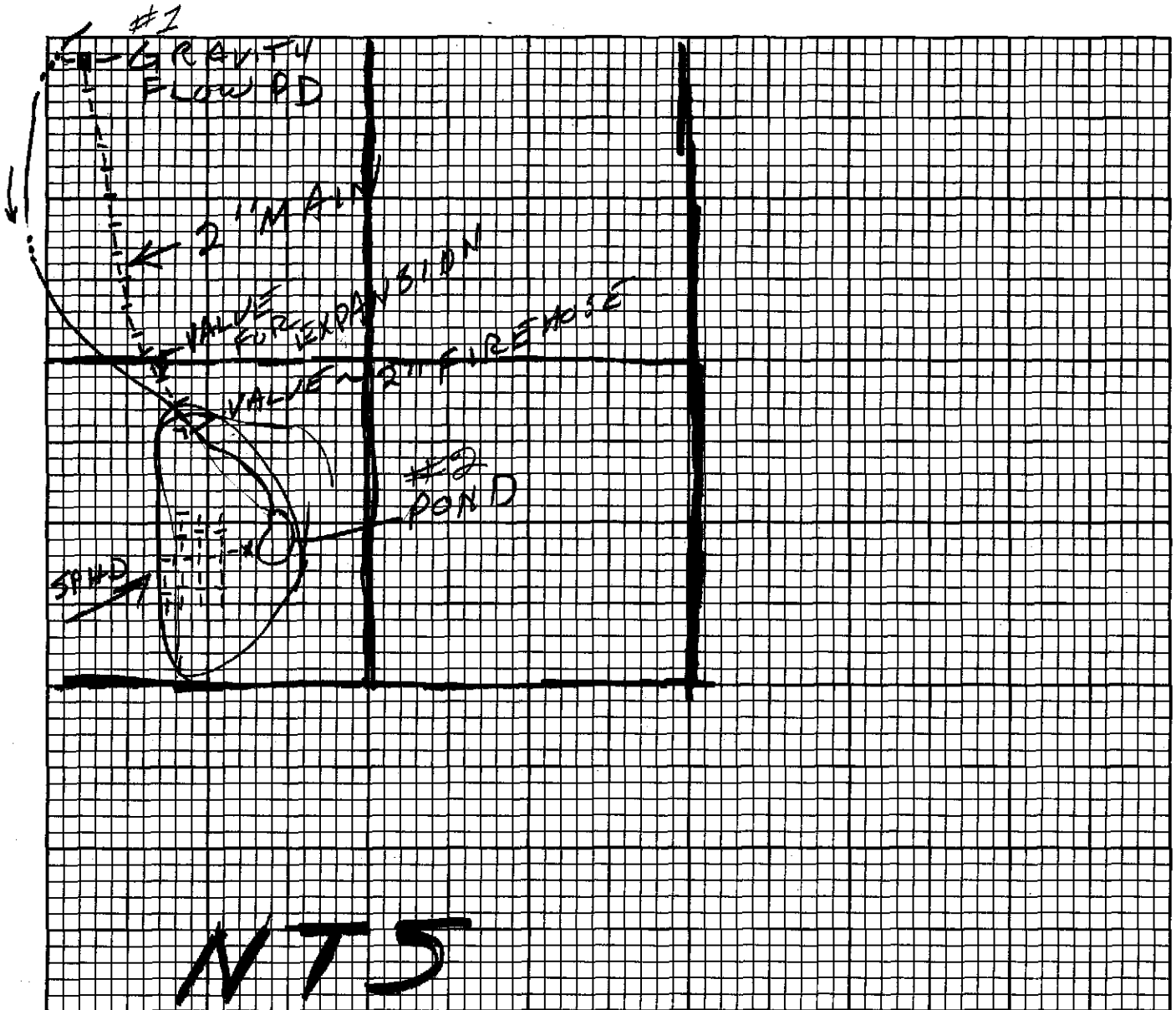
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure						

7. Measurements 13 (5.7) 45 psi ☐ Additional data/computation sheets attached
10 AD stuck

- [illegible]

- [illegible]

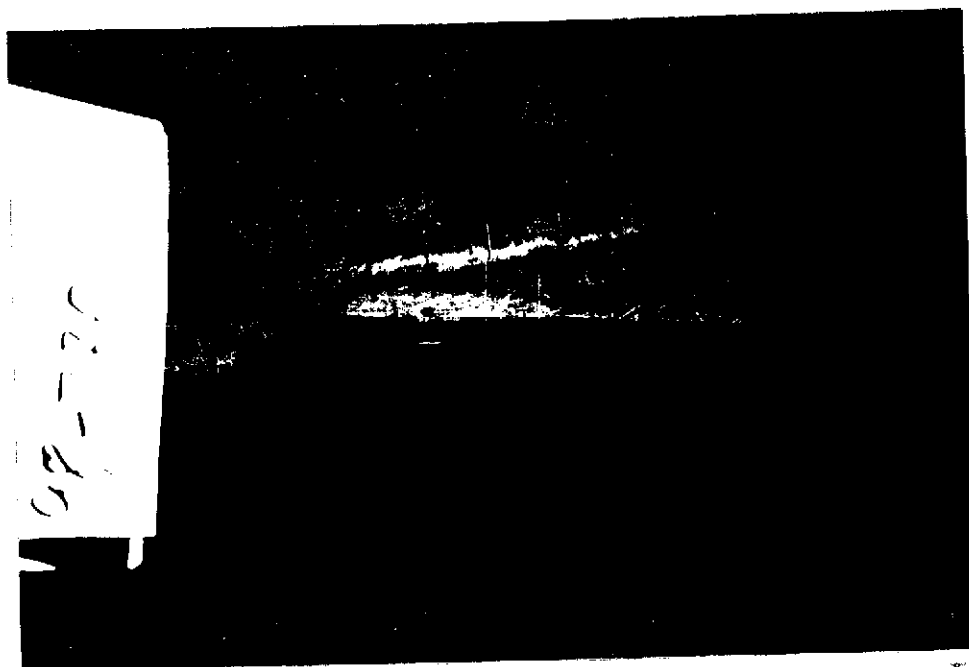
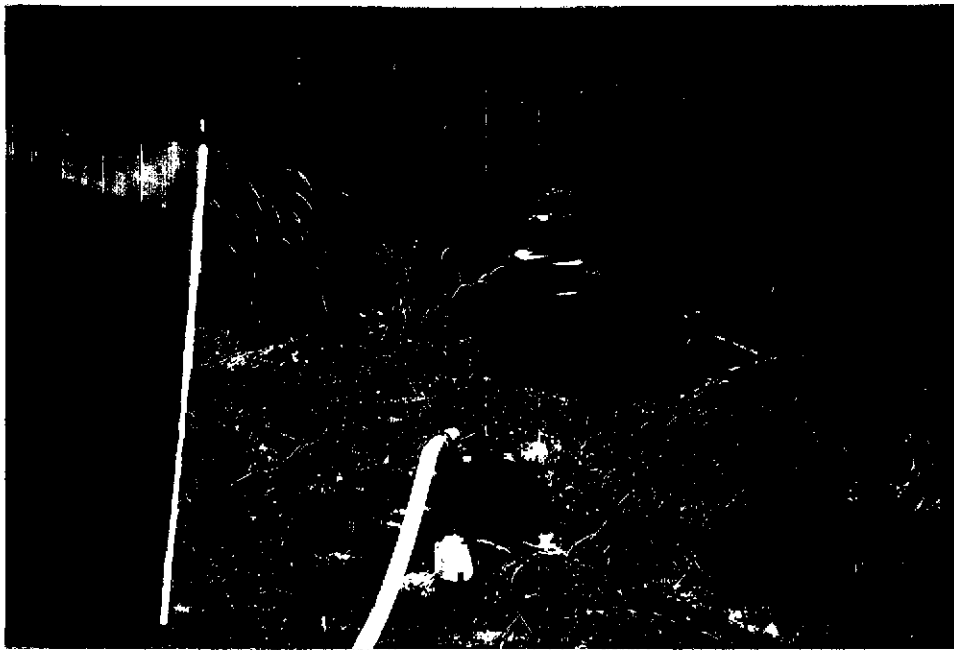
10. Other water rights on these lands none
11. Other water right diverted from same p.d. none
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance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



13. ☒ Photo of Diversion & System Attached ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached
14. Remarks _____
15. Recommended Amendments
- | | | |
|---|---|--------------------------------|
| ☐ Change P.D. as reflected above | ☒ Add P.D. as reflected above | ☐ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |
16. Examiner's/Consultant's Signature [Signature] Date 7/10/85
- Consultant's License Number _____
- IDWR Director's Authorization to Conduct Beneficial Use Examination _____

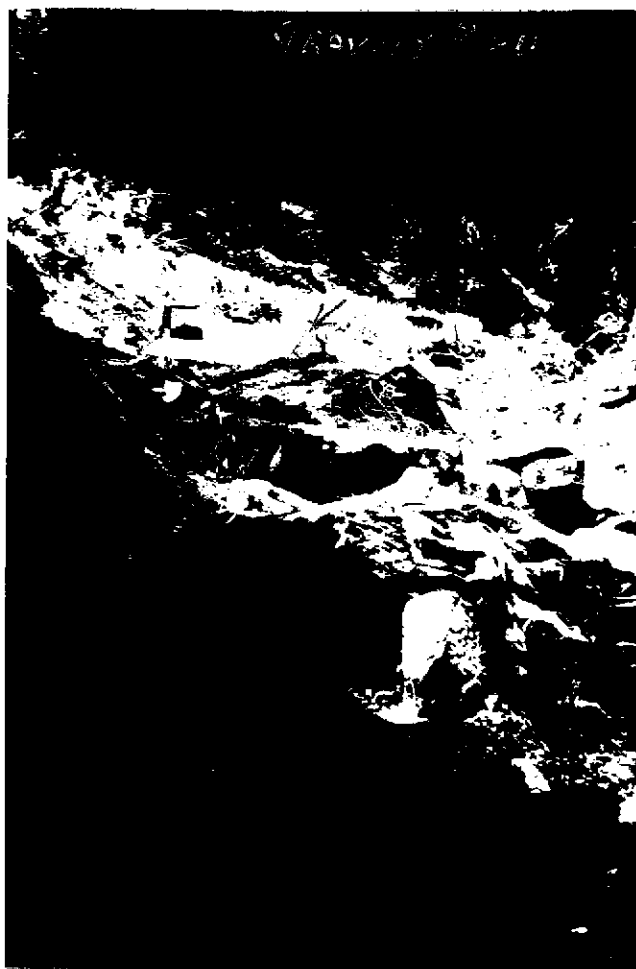
Date **MICROFILMED** CONSULTANT SEAL

APR 02 1990



MICROFILMED

APR 02 1990



MICROFILMED

APR 02 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

DECEMBER 5, 1983

PHILIP TURNER
STAR RT. 1 BOX 95A
BONNERS FERRY ID 83805

RE: Permit No. 98-7351

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Asent

cc: IDWR - State Office

MICROFILMED

APR 30 1984

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of permit No. 98-7351.

Name(s) of Permit Holder: Philip & Ida Turner

Post Office Address: Star Rt. 1 Box 95A

Winners Ferry, ID 83805 Tel. No. 208-267-5775

Source of Water: springs

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater none (number and type of stock)
☒ Irrigation 16 (acres)
☐ Other

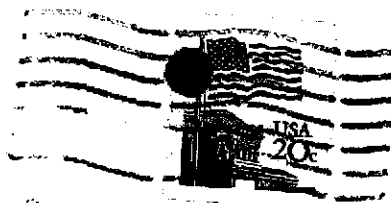
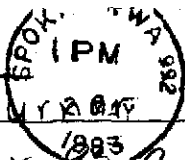
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

4-27-83
 Date

Ida M. Turner
 Signature of Permit Holder

Philip M. Turley
Star Rt. 1 Box 75 A
Bonners Ferry, ID 83805



MICROFILMED



RECEIVED
MAY 4 1983

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

TURNER, PHILIP M.
STAR RT. 1 BOX 95A
BONNERS FERRY, ID 83805

DECEMBER 17, 1980

RE: PERMIT NO. 98-7351

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.

WE HAVE ENCLOSED A FORM 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

no bill
for correction

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 98-7351

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 Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/20/80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/15/80 ✓
☒ 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. — Too small of a use
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
10/15/80 Date of priority recommended.
Special conditions of approval or cover letter. _____

MICROFILMED

By: [Signature] Date: 10/20/80

STATE OFFICE REVIEW:

Con Item 2 & 3 & 8A1

SLW to cond

- ☐ See attached sheet for more information.

By: [Signature] Date: 11/3/80

98-2351

TURNER, PHILIP M.

STAR RT. 1 BOX 95A, BONNERS FERRY, ID 83805

Source: HALL CREEK

Date Filed: 08/15/1980

Amount: 0.32 CFS 48.0 AC-FT

Diversion Point: LOT 02 Sec 30 T 65N R 01E, BOUNDARY Co.

Use: IRRIGATION	(0.32 CFS)	from 03/15 to 11/15
IRRIGATION STORAGE	(48.0 AC-FT)	from 01/01 to 12/31
IRRIGATION FROM STORAGE	(48.0 AC-FT)	from 03/15 to 11/15
STOCKWATER	(0.02 CFS)	from 01/01 to 12/31
STOCKWATER STORAGE	(0.40 CFS)	from 01/01 to 12/31
STOCKWATER FROM STORAGE	(0.40 CFS)	from 01/01 to 12/31

Place of Use: LOT 02 Sec 30 T 65N R 01E FOR 16 ACRES

Diversion Means: STORAGE POND AND PIPELINE.

MICROFILMED