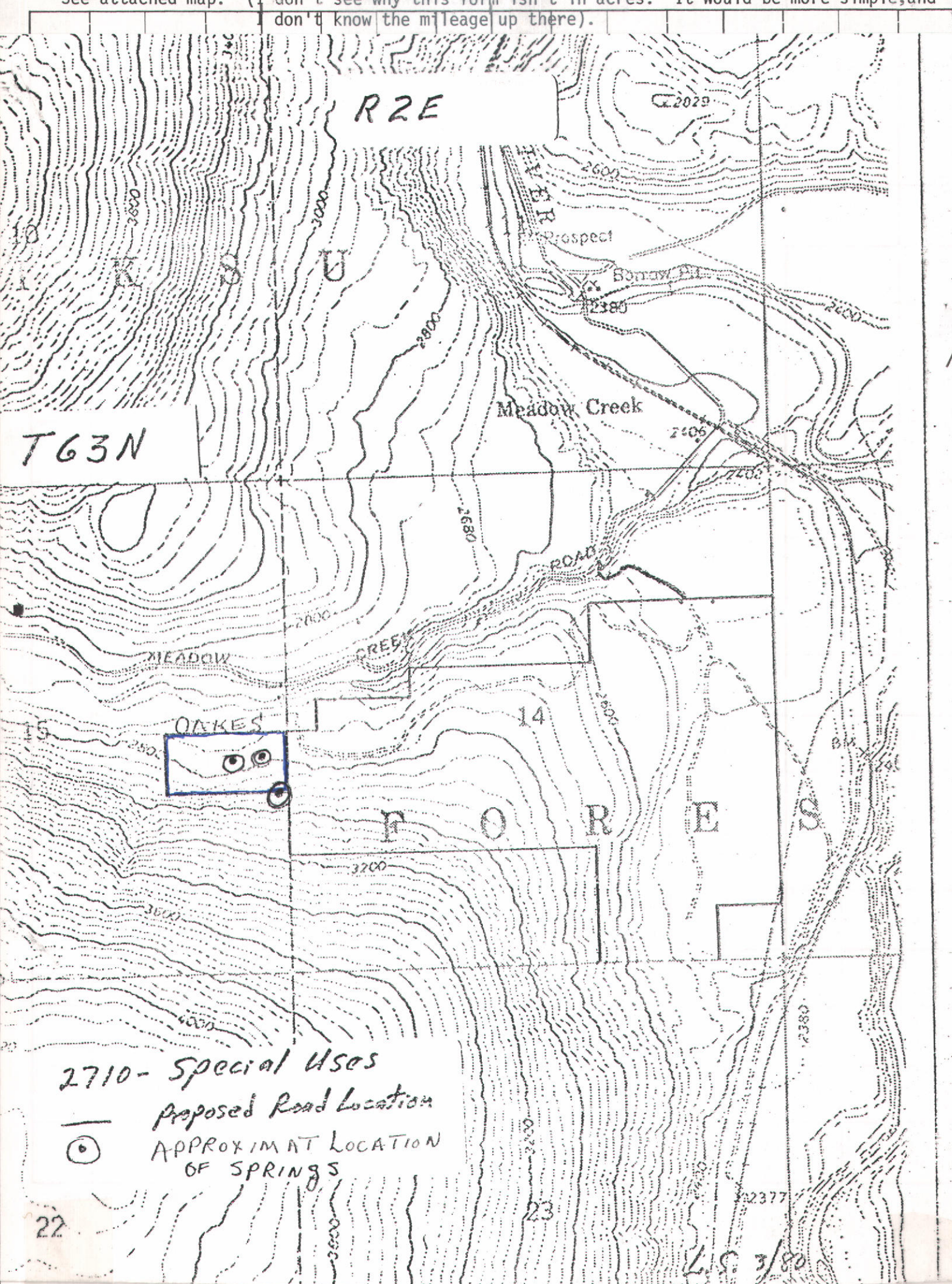


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

See attached map. (I don't see why this form isn't in acres. It would be more simple, and don't know the mileage up there).



Robert D Oakes
(Applicant)

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

98-7339

OAKES, ROBERT D.
P.O. BOX 24, RIDGECREST, CA 93555
Source: SPRINGS
Date Filed: 06/25/1980
Amount: 0.16 CFS
Diversion Point: NESE Sec 15 T 63N R 02E, BOUNDARY Co.
Use: IRRIGATION (0.15 CFS) from 04/01 to 10/01
DOMESTIC (0.01 CFS) from 01/01 to 12/31
Place of Use: SWNE SENE Sec 15 T 63N R 02E NENW Sec 15 T 63N R 02E FOR 10 ACRES
Diversion Means: DITCHES, RESERVOIR, TANK AND PIPELINE.

98-7340

THOMSON, ALAN
P.O. BOX 728, PARK CITY, UT 84060
Source: GROUNDWATER
Date Filed: 06/27/1980
Amount: 0.20 CFS
Diversion Point: NWSW Sec 19 T 61N R 01E, BOUNDARY Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWNW NESW NWSW Sec 19 T 61N R 01E FOR 10 ACRES
Diversion Means: WELL AND PUMP.

98-7341

THOMSON, ALAN
P.O. BOX 728, PARK CITY, UT 84060
Source: GROUNDWATER
Date Filed: 06/27/1980
Amount: 0.20 CFS
Diversion Point: SENE Sec 19 T 61N R 01E, BOUNDARY Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWNW SENW NESW Sec 19 T 61N R 01E FOR 10 ACRES
Diversion Means: WELL AND PUMP.

98-7342

THOMSON, ALAN
P.O. BOX 728, PARK CITY, UT 84060
Source: GROUNDWATER
Date Filed: 06/27/1980
Amount: 0.20 CFS
Diversion Point: SENW Sec 19 T 61N R 01E, BOUNDARY Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWNE SENW Sec 19 T 61N R 01E FOR 10 ACRES
Diversion Means: WELL AND PUMP.

98-7343

THOMSON, ALAN
P.O. BOX 728, PARK CITY, UT 84060
Source: GROUNDWATER
Date Filed: 06/27/1980
Amount: 0.20 CFS
Diversion Point: SENW Sec 19 T 61N R 01E, BOUNDARY Co.
Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15
STOCKWATER (0.02 CFS) from 01/01 to 12/31
DOMESTIC (0.04 CFS) from 01/01 to 12/31
Place of Use: SWNE NENW SENW Sec 19 T 61N R 01E FOR 10 ACRES
Diversion Means: WELL AND PUMP.

98-7344

THOMSON, ALAN
P.O. BOX 728, PARK CITY, UT 84060
Source: DEEP CREEK tributary to KOOTENAI RIVER
Date Filed: 06/27/1980
Amount: 0.20 CFS
Diversion Point: NWNE Sec 26 T 60N R 01W, BOUNDARY

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

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

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

the advertisement of Notice of Application #'s 98-7339
98-7340, 98-7341, 98-7342, 98-7343, 98-7344, 98-7345, 9
a 98-7347, 98-7348

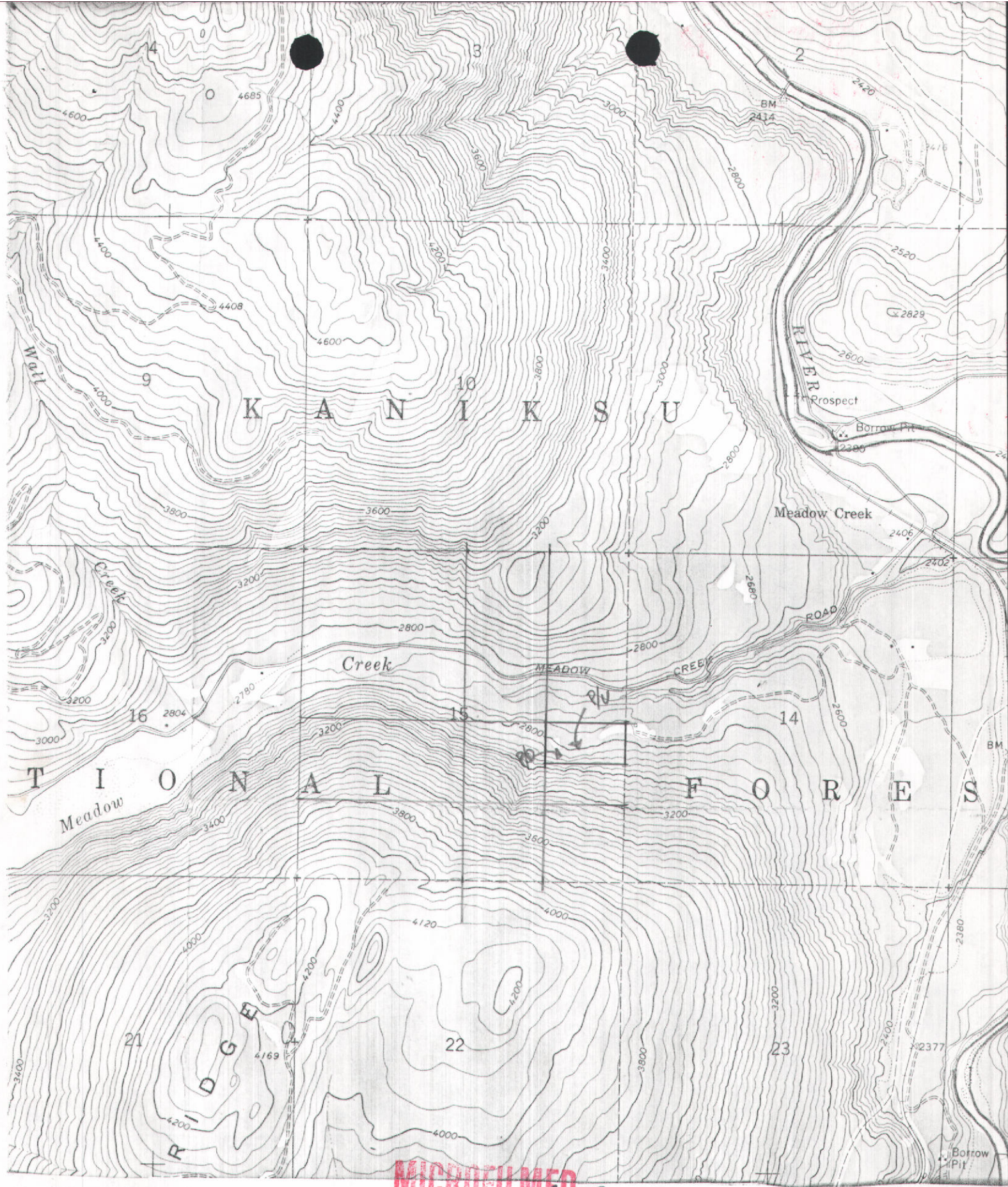
Notice for Publication, a printed copy of which is attached hereto was published
newspaper and not in a supplement thereof for 2 consecutive issue
mencing with the issue dated July 10, 1980, and ending v
issue dated July 17, 1980.

Subscribed and sworn to before me this 24 day of July

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

JUL 29 1980

Department of Water Resources



TWP. 63 N RGE. 2 E SEC. 15 MAP # 98-7339 MAP SCALE 1" = 1 mile

DATE OF EXAM 6/30/86

SEP 28 1989

PERMIT # 98-7339



MICROFILMED
SEP 28 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07339

Priority: September 2, 1980

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.01 CFS
1.2 AF

This is to certify, that VIOLA E. OAKES
P.O. BOX 1454

BONNERS FERRY, ID 838050000 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 25, 1980; and has submitted Proof of Beneficial Use on January 9, 1986. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

SPRINGS

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>
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: NWNESE , Sec. 15, Township 63N, Range 02E
BOUNDARY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

63N 02E 15 NESE

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 1 home.

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 14TH day of AUGUST, 1989.

Attest for

R. Keith Higginson, Director

Norman C. Young

SEP 26 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 98-7339 IN THE
NAME OF ROBERT D. OAKES

)
) ORDER OF REINSTATEMENT
)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before November 1, 1985; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on January 9, 1986;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 98-7339 be REINSTATED and the priority advanced to September 2, 1980.

Dated this 27th day of February, 1986.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDED
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

AMENDED

1. Name of applicant Robert D. Oakes Phone (714) 375-9031
Post office address P. O. Box 24, Ridgecrest, Calif. 93555
2. Source of water supply Springs which is a tributary of Sinks RH 11-17-80
3. Location of point of diversion is N $\frac{1}{2}$ NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 63N
Range 2E B.M. Boundary County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 for Irrigation purposes from 4/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum) Allow .01 *

Amount 0.0005 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (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:

Allow .16*RH 11-17-80
a. 0.1505 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. ditches from springs to fruit trees
and pipe from spring to reservoir/storage tank. Approximate 2-inch pipes.
Storage tank, approximately 500-1000 gallons.
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: Concrete/brick/metal holding tank,
no dam planned.
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: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 63N
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 2 beef, 2 dairy cattle, 2 horses,
2 pigs and approx. 25 chickens.
- (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: _____

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

[illegible]

Total number of acres to be irrigated 10

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

9. a. Who owns the property at the point of diversion Robert D. Oakes

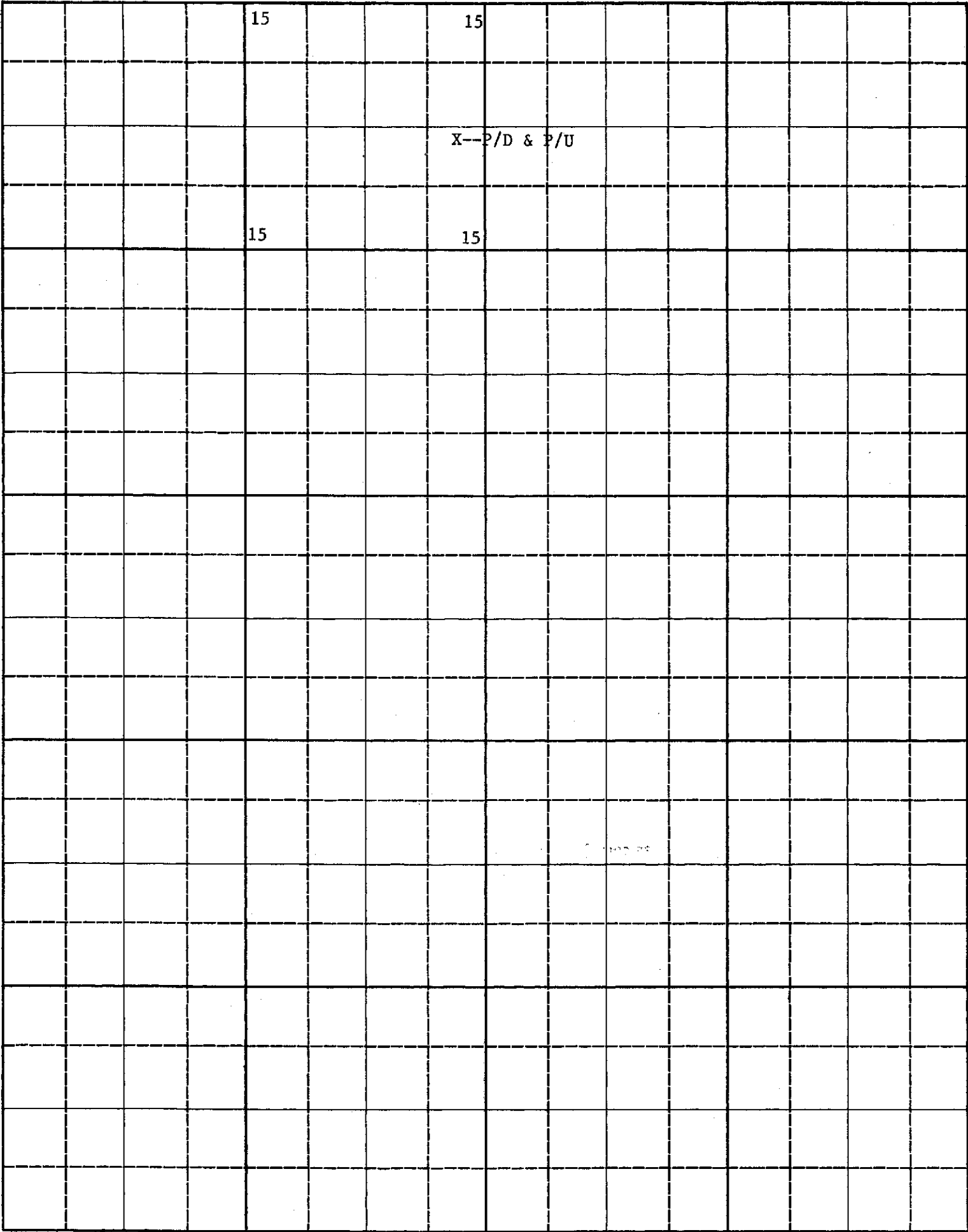
b. Who owns the land to be irrigated or place of use Robert D. Oakes

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.

63N 2E



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.

Robert D Oakes
(Applicant)

Proposed Priority 6/25/80

priority 6/25/1980

Received by ma Date 10/2/80 Time 1:00pm

Preliminary check by JF Fee \$ 20.00

Receipted by ma Date 10/2/80 (15422)

Publication prepared by ma Date 10/9/80

Published in Bonner Ferry Mail

Publication dates 10/16-23/80

Publication approved ma Date 10/20/80

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 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. 98-7339, 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 18 day of November, 19 80.

J. Glen Saylor
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given that Robert D. Oakes has filed with the Department of Water Resources on October 2, 1980, Amended Application for Permit No. 98-7339 changing the place of use to the NESE Section 15, Township 63N, Range 2E, Boise Meridian, Boundary County, Idaho.

Any protest to the proposed Amended Application for Permit may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before November 3, 1980.

C. STEPHEN ALLRED

Director

First publication October 16, 1980

Final publication October 23, 1980-idwr

OF IDAHO } ss.
Boundary }

Lucana Van Hook, bkpr for Pete Thompson

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

bonners 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 of 78 weeks prior to the first publication of the hereto attached notice; that

Notice of amended application for permit.

Robert D. Oakes

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 October 16, 1980, and ending with the issue dated October 23, 1980.

Lucana Van Hook

Subscribed and sworn to before me this 16th day of October, 1980

Jody M. Ainsley
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 amended application for permit.
Robert D. Dakes

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 October 16, 1980, and ending with the issue dated October 23, 1980.

Luana Van Hook

Subscribed and sworn to before me this 16th day of October, 1980

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

NOTICE OF AMENDED APPL

Notice is hereby given that Robert D. Dakes, Director of the Department of Water Resources, has amended Application for Permit for the proposed place of use to the NESE Section 1E, Boise Meridian, Boundary County.

Any protest to the proposed Permit may be filed with the Director of Water Resources, 4055 Government Center, Boise, Idaho 83814, on or before November 1, 1980.

C. STEPHEN
Director

First publication October 16, 1980
Final publication October 23, 1980

the near future
been here
1979.

Another
Bonnie Gold
ed in 1980

RECORDED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO }
County of Boundary } ss.

Launa 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 amended application for permit.
Robert D. Oakes

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 16, 1980, and ending with the
issue dated October 23, 1980

Launa Van Hook
Subscribed and sworn to before me this 16 day of October, 1980

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
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Robert D. Oakes Phone (714) 375-9031 (Home)

Post office address P. O. Box 24, Ridgecrest, CA 93555

2. Source of water supply _____ (Springs) which is a tributary of _____

3. Location of point of diversion is N1/2, NE 1/4 of SE 1/4 of Section 15 Township T63N

Range 2E B.M. Boundary County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.15 for irrigation purposes from Apr 1 to Oct 1 (both dates inclusive)
(cfs or acre-feet per annum)

Allowed 0.01 pms 6/30/80.
Amount 0.0005 for domestic purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (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. 0.1505 Allowed 0.16 pms 6/30/80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. ditches from spring to fruit
trees and pipe from spring to reservoir/storage tank. Approximate 2-inch pipes.
Storage tank, approximately 500-1000 gallons.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: Concrete/brick/metal holding
tank, no dam planned.

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: NE 1/4 of NW 1/4 of Section 15 Township 63N
Range 2E B.M.

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

(3) List number of each kind of livestock to be watered approximately 2 beef, 2 dairy cattle,
2 horses, 2 pigs, & + 25 chickens.

(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

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

[illegible]

Total number of acres to be irrigated	10
---------------------------------------	----

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

9. a. Who owns the property at the point of diversion Robert D. Oakes

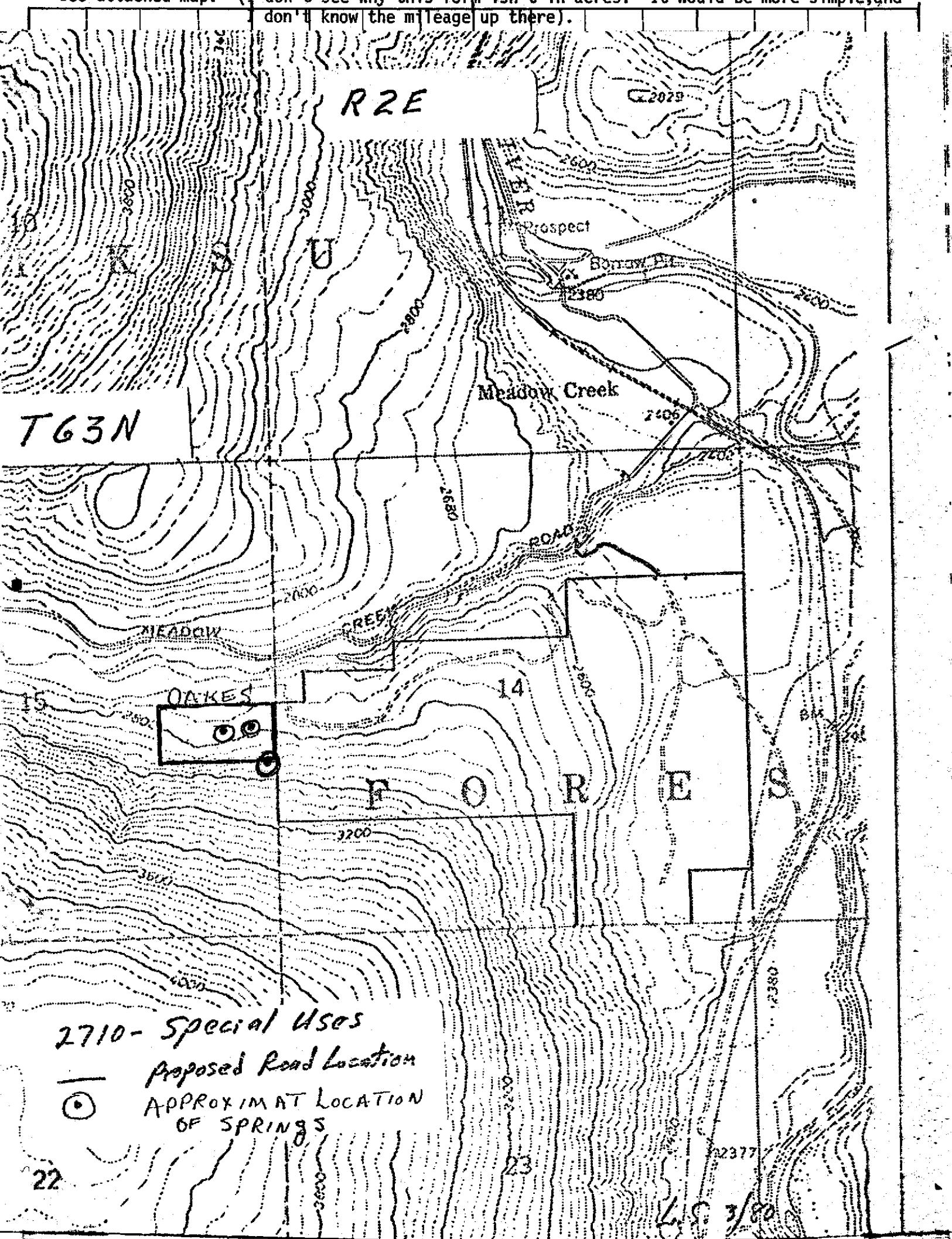
b. Who owns the land to be irrigated or place of use Robert D. Oakes

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.

See attached map. (I don't see why this form isn't in acres. It would be more simple, and don't know the mileage up there).



Robert D Oakes
(Applicant)

Received by Mr. Date 6/25/80 Time 11:15 Am
Preliminary check by JK Fee \$ 20.00
Received by Mr. Date 6/27/80 (15268)
Publication prepared by Mr. Date 7/3/80
Published in Donner Ferry Herald
Publication dates 7/10 + 17/80
Publication approved Mr. Date 8/4/80
Protests filed by: H. A. Griesemer 7/24/80
Withdrawn 8/19/80

Copies of protests forwarded by Mr.
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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 _____ day of _____, 19 ____.

Director

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

98-7339

OAKES, ROBERT D.

P.O. BOX 24, RIDGECREST, CA 93555

Source: SPRINGS

Date Filed: 06/25/1980

Amount: 0.16 CFS

Diversion Point: NESE Sec 15 T 63N R 02E, BOUNDARY Co.

Use: IRRIGATION (0.15 CFS) from 04/01 to 10/01

DOMESTIC (0.01 CFS) from 01/01 to 12/31

Place of Use: SWNE SENE Sec 15 T 63N R 02E NENW Sec 15 T 63N R 02E FOR 10 ACRES

Diversion Means: DITCHES, RESERVOIR, TANK AND PIPELINE.

98-7340

THOMSON, ALAN

P.O. BOX 728, PARK CITY, UT 84060

Source: GROUNDWATER

Date Filed: 06/27/1980

Amount: 0.20 CFS

Diversion Point: NWSW Sec 19 T 61N R 01E, BOUNDARY Co.

Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15

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

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW NESW NWSW Sec 19 T 61N R 01E FOR 10 ACRES

Diversion Means: WELL AND PUMP.

98-7341

THOMSON, ALAN

P.O. BOX 728, PARK CITY, UT 84060

Source: GROUNDWATER

Date Filed: 06/27/1980

Amount: 0.20 CFS

Diversion Point: SENE Sec 19 T 61N R 01E, BOUNDARY Co.

Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15

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

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNW SENW NESW Sec 19 T 61N R 01E FOR 10 ACRES

Diversion Means: WELL AND PUMP.

98-7342

THOMSON, ALAN

P.O. BOX 728, PARK CITY, UT 84060

Source: GROUNDWATER

Date Filed: 06/27/1980

Amount: 0.20 CFS

Diversion Point: SENW Sec 19 T 61N R 01E, BOUNDARY Co.

Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15

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

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNE SENW Sec 19 T 61N R 01E FOR 10 ACRES

Diversion Means: WELL AND PUMP.

98-7343

THOMSON, ALAN

P.O. BOX 728, PARK CITY, UT 84060

Source: GROUNDWATER

Date Filed: 06/27/1980

Amount: 0.20 CFS

Diversion Point: SENW Sec 19 T 61N R 01E, BOUNDARY Co.

Use: IRRIGATION (0.20 CFS) from 03/15 to 11/15

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

DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: SWNE NENW SENW Sec 19 T 61N R 01E FOR 10 ACRES

Diversion Means: WELL AND PUMP.

98-7344

THOMSON, ALAN

P.O. BOX 728, PARK CITY, UT 84060

Source: DEEP CREEK tributary to KOOTENAI RIVER

Date Filed: 06/27/1980

Amount: 0.20 CFS

Diversion Point: NWNE Sec 26 T 60N R 01W, BOUNDARY

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Boundary } ss.

Donna Chubb Skpr. for Pete Thompson
first duly sworn upon his oath, deposes and says that he is the publisher (or for

Publisher

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

the advertisement of Notice of Application #'s 98-7339
98-7340, 98-7341, 98-7342, 98-7343, 98-7344, 98-7345, 9
a 98-7347, 98-7348

Notice for Publication, a printed copy of which is attached hereto was publishe
newspaper and not in a supplement thereof for 2 consecutive issue
mencing with the issue dated July 10, 1980, and ending
issue dated July 17, 1980.

Subscribed and sworn to before me this 24 day of July

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

August 15, 1989

VIOLA E. OAKES
P.O. BOX 1454
BONNERS FERRY, ID 838050000

RE: PERMIT NO. 98-07339

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 28 1989

P. O. Box 1454
Bonners Ferry, Idaho 83805
April 28, 1989

Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

RECEIVED
MAY 02 1989

ATTN: Mr. Jim Johnson, Water Rights Supervisor

RE: Permit No. 98-07339, Robert D. Oakes

Department of Water Resources

My husband, Robert D. Oakes, was killed in a tractor accident
on 10-28-87.

I concur with the information on the proposed license, but
will you please issue the permit in my name.

Yours truly,

Viola E. Oakes

Viola E. Oakes

MICROFILMED

SEP 28 1989

April 17, 1989

ROBERT D. OAKES
P.O. BOX 1454
BONNERS FERRY, ID 838050000

RE: PERMIT NO. 98-07339

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 28 1989

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
9807339	63N	02E	15	NE SE		SPRINGS	OAKES, ROBERT

INDEXED

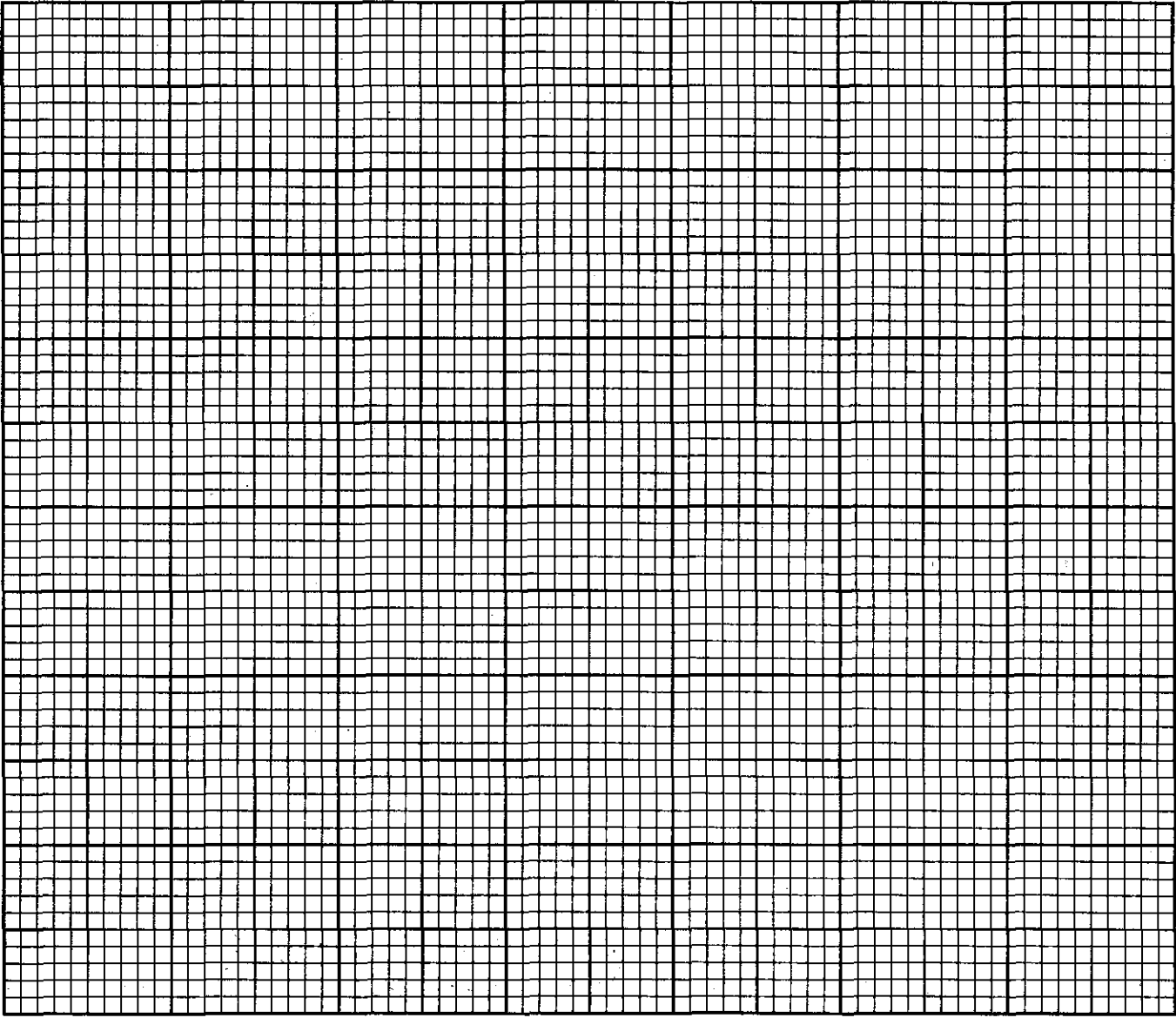
SEP 28 1989

TWP. 63 N RGE. 2 E SEC. 15 MAP # 98-7339 MAP SCALE 1" = 1/4 MI
DATE OF EXAM 6/30/86 SEP 28 1989 PERMIT # 98-7339

Total Acres 42

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 Jennifer Arguies Date 5/30/86
Consultant's License Number _____
IDWR Director's Authorization to Conduct
Beneficial Use Examination _____

Date _____
CONSULTANT SEAL
JENNIFER ARGUIES
5/30/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

JUN 26 1986

98-7339
Permit No.

Department of Water Resources

1. Measurement Calculations

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

$Q_{req.} = .04 \text{ cfs}$ From proof

- b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.2 \text{ acre-ft}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 28.96 \text{ ac-ft}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1.2 \text{ ac-ft}$

- c) Volume Calculations for Other Uses:

$V_{I.R.} = 1.2 + .0022 = 1.2022 \text{ ac-ft}$
(irr & Dom) (stock)
 $V_{D.R.} = .04 (365) (1.9835) = 28.96 \text{ ac-ft}$

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

SEP 28 1989

RECOMMENDED AMOUNTS

- | | | | | | | |
|----|------------------------------|----------|-------------------|-----------|----------------------|----------------------------|
| 3. | Permit No.
98-7339 | Priority | Amount
.04 cfs | App. Date | Date Proof Submitted | System Capacity
.04 cfs |
|----|------------------------------|----------|-------------------|-----------|----------------------|----------------------------|

4. Permit Holder: Robert D. Oakes
Address: P.O. Box 1454 LHC R-61) Meadow Creek Road

5. Source: Springs tributary to sinks RH 11-17-80

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Dam. (inside & outside)</u>	<u>1/1</u>	<u>12/31</u>	<u>.04 cfs</u>	<u>1.2 acre-ft</u>

Allowable Maximums: .04 cfs 1.2 ac ft

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
		N 1/2	NE	SE	15	63 N	2E	Boundary

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	
63N	2E	15																	
Total Acres <u>72 1/2</u>																			

9. Recommended Conditions/Remarks: _____

MICROFILMED

SEP 28 1989

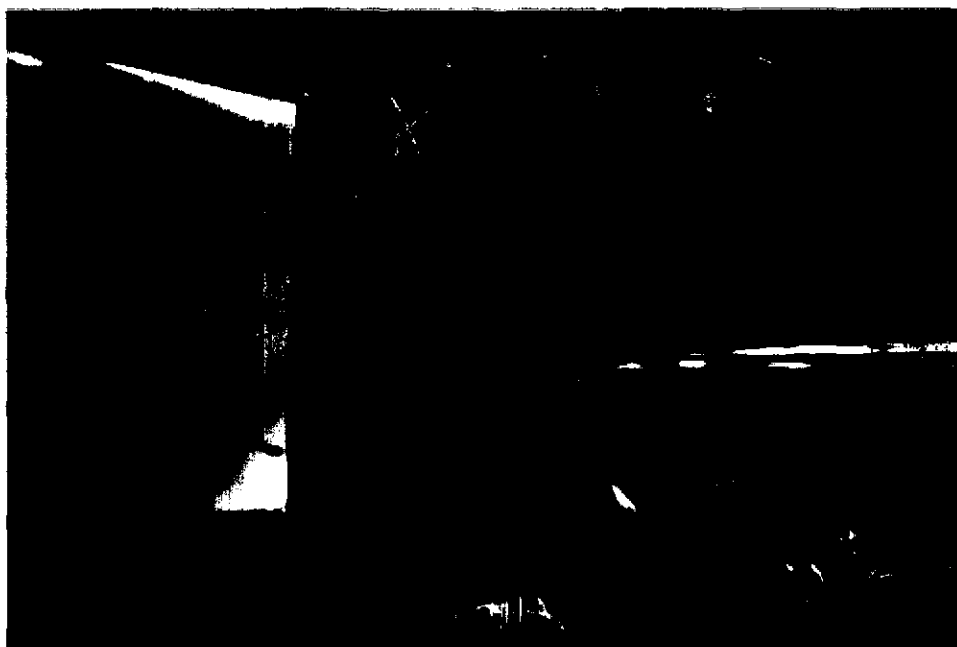
10. Recommended Amendments

☐ 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 Jennifer Argaves Date 6/2/86
Checked in Regional Office by Jim King Date 6/20/86
Approved in State Office by [Signature] Date 3/13/89

RECEIVED
SEP 28 1989



MICROFILMED
SEP 28 1989

4/86

RECEIVED

MAY 19 1986

STATE OF IDAHO

Department of Water Resources

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received N/ADate 5/14/86Receipt # /Receipt by /Sent to S.O. 5/14/86

RECEIVED

MAY 13 1986

Department of Water Resources
Northern District Office1. Permit No. 98-7339

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE CHOICE:

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: ROBERT D. OAKES3. Post Office Address: P.O. BOX 1454 (HCR-61) MEADOW CREEK ROADBONNERS FERRY, ID 83805 Telephone No. NONE4. Source of Water: SPRINGS

5. Extent of Use:

Domestic 1 (No. of households) Stockwater 1 GOAT (No. and type of stock)Irrigation NONE* (acres) Other/Remark * SMALL GARDEN -NO STORAGE TANKS - no irrigation.6. Total rate &/or volume for which proof is submitted 0.04 cfs 4 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

8/80

8. Person to contact to accompany the department representative during the field examination:

ROBERT D. OAKESP.O. BOX 1454 (HCR-61) MEADOW CREEK ROADBONNERS FERRY, IDAHO 83805 NONE (Address) (Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

Date 5-8-86Signature of Permit Holder (and title, if appropriate) Robert D. Oakes

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 98-7339

Name(s) of Permit Holder(s): ROBERT D. OAKES

Post Office Address: P.O. BOX 1454

Bonanza Ferry, ID 83805

Tel. No. NONE

☒ I hereby certify that construction of diversion works for the above referenced permit began on Aug. 1980 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

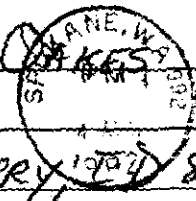
*Note: A financing difficulty is not an acceptable reason.

8-3-82
Date

Robert D Oakes
Signature of Permit Holder

ROBERT D.
P.O. Box 1454

BONNERS FERRY, ID 83805



MICROFILMED

SEP 28 1989



RECEIVED

AUG 6 1982

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

Mailing address:
Statehouse
Boise, Idaho 83720

A. KENNETH DUNN
Director

98-7339
OAKES, ROBERT D.
P.O. BOX 1454
BONNERS FERRY, ID 83805

138232

April 30, 1986

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

Certified water right examiners are licensed engineers, geologists, or land surveyors certified by the department to conduct water right examinations. The procedure for certifying examiners results from the recently enacted HB 671 and is being developed at this time. A listing

of certified water right examiners will be available from this department when examiners have been certified.

If your permitted use, in fact, has already been examined by the department and you have not asked to have the examination repeated, the fee requirement is not applicable to your permit. If you believe this is the case, please contact the department.

The license examination fee is to be based on the amount of water you indicate you have developed, as listed in item 6 on the examination fee information sheet. The amount of water on which the examination fee is based can be less than the permitted amount, if less water has been diverted and beneficially used. The licensed amount of water, however, will not exceed the amount you claim on the examination fee information sheet. The enclosed license examination fee schedule shows a listing of applicable fees.

FAILURE TO SUBMIT WITHIN THE SIXTY (60) DAY PERIOD, THE FEE OR THE STATEMENT THAT A CERTIFIED EXAMINER HAS BEEN RETAINED TO MAKE THE FIELD EXAMINATION, WILL BE CAUSE TO ADVANCE THE PRIORITY OF THE PERMIT ONE DAY FOR EACH DAY THAT THE FEE SUBMITTAL IS LATE.

FAILURE TO SUBMIT THE FEE OR THE COMPLETED FIELD EXAMINATION REPORT WITHIN A YEAR WILL BE CAUSE TO CONSIDER THE PROOF OF BENEFICIAL USE TO BE INCOMPLETE AND TO LAPSE THE PERMIT.

The attached examination fee information sheet and the fee may be submitted to the following department offices.

Northern Region

Idaho Dept. of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814
Phone: 765-4639

Eastern Region

Idaho Dept. of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, ID 83401
Phone: 525-7161

Southern Region

Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301
Phone: 734-3578

Western Region

Idaho Dept. of Water Resources
450 W. State St., (Third Floor)
Boise, ID 83720
Phone: 334-2190

Sincerely,



L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

SEP 28 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
A. KENNETH DUNN
Director

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

MARCH 12, 1986

ROBERT D. OAKES
P.O. BOX 1454 (HCR 61)
BONNERS FERRY ID 83805

RE: Permit No. 98-7339

Dear Permit Holder:

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

Enclosed please find a copy of an order involving your permit.

Before a Water Right 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 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

ENCLOSURE

SEP 28 1989

^ALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 98-7339

DATE: Feb. 26, 1986

Date proof received (365+9)

Proof due

Number of day proof late

Priority date

New priority date

374

-305

69

+176

245

January 9, 1986
Nov. 1, 1985

June 25, 1980
Sept. 2, 1980

Remarks:

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED

JAN 9 1986

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 98-7339

Name(s) of Permit Holder: Robert D. Oakes

Post Office Address: P. O. Box 1454 (HCR-61)

Bonnerr's Ferry, ID 83805 Telephone No. None

Source of Water: Springs

Extent of Use:

Domestic 1 (number of households)

Stockwater 1 goat (number and type of stock)

Irrigation small garden (approx 20 x 40 ft) (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: 8/80

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

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

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

Robert D. Oakes

(Name)

P. O. Box 1454 (HCR-61)
Bonnerr's Ferry, ID 83805

(Address)

NONE

(Telephone Number)

MICROFILMED

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

6 January 1986
Date

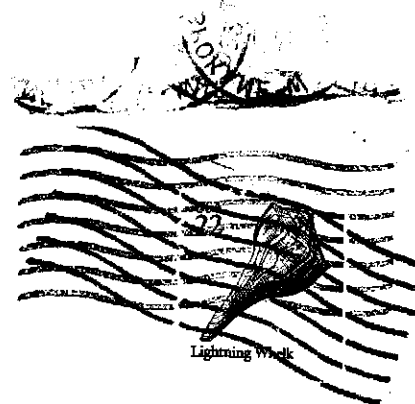
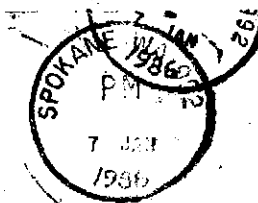
Robert D. Oakes
Signature of Permit Holder (and Title, if appropriate)

2-25-86
JH

Robert D. Oakes

P. O. Box 1454 (HCR-61)

Bonniers Ferry, ID 83805



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

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

OAK 14 55310JN1 12/31/85

RETURN TO SENDER
NO FORWARDING ORDER ON FILE
UNABLE TO FORWARD

Robert D. Oakes
P. O. Box 14
Ridgecrest, CA 93555

RECEIVED

JAN 6 1986

Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 26, 1985

Robert D. Oakes
P. O. Box 24
Ridgecrest, CA 93555

P. O. Box 1454
Bonners Ferry, ID 83805

Dear Mr. Oakes:

Re: Permit No. 98-7339

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 98-7339 has lapsed. This office did not receive either an acceptable notice that you have completed the project (proof of beneficial use) by the date required on your permit or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated August 31, 1985.

Your permit cannot be reinstated unless you submit the proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use form or the extension request form must be received by this office within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request and that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which brings title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

MICROFILMED

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

December 26, 1985

Robert D. Oakes
P. O. Box 24
Ridgecrest, CA 93555

P. O. Box 1454
Bonners Ferry, ID 83805

Dear Mr. Oakes:

Re: Permit No. 98-7339

LAPSE NOTICE

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 98-7339 has lapsed. This office did not receive either an acceptable notice that you have completed the project (proof of beneficial use) by the date required on your permit or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated August 31, 1985.

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A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request and that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which brings title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 12-26-1985
the rights of this document was
deposited in the mail,
by Post Office at Boise, Idaho
in the Post Office of Boise, Idaho

[Signature]

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM *Reta Fluk*

DATE *12-23-1985*

TO *File 98-7339*

SUBJECT *Returned B/L Notice*

*The Boundary County Assessor's Office has
an address of P.O. Box 1454, Bonners
Ferry, Id 83805.*

*I'm forwarding the notice and lapse
notice to this address.*

MICROFILMED

[Signature]

SIGNATURE

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Statehouse

Boise, Idaho 83720

REASON FOR RETURN
Endorsed _____
Address of _____
City _____
State _____
Zip _____
No such office in state _____
Do not remail in this office _____

OAK 24 5506FENI 09706/85

RETURN TO SENDER

NO FORWARDING ORDER ON FILE
UNABLE TO FORWARD

CLAIM CHECK
NO.

207378

☐ HOLD

DATE

1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3849-A
Oct. 1980

8338
RECEIVED
SEP 12 1985

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138338

OAKES, ROBERT D.
P.O. BOX 24
RIDGECREST, CA 93555

PROOF DUE NOTICE

AUGUST 31, 1985

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 98-7339 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE NOVEMBER 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A FORM WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE FORM OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

OAKES, ROBERT D.
P.O. BOX 24
RIDGECREST, CA 93555

DECEMBER 04, 1980

RE: PERMIT NO. 98-7339

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

8/19/80

Amendment to permit 98-7339
places the points of diversion and
places of use within the $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$,
Sec 15, T63N, 2E, B.M. County of Boundary
Based upon this Amendment the
U. S. F. S. hereby withdraws its protest
of said permit.

[Signature]
for Robert L. Graham
District Ranger
Bonnars Ferry R. D.
Jct. Panhandle N.R.

Witness J. King
De. Water Resource Agent
Habo Dept. Water Resource

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF A PROTEST AGAINST)
APPROVAL OF APPLICATION FOR PERMIT) NOTICE OF CONFERENCE
NO. 98-7339 IN THE NAME OF ROBERT D.) AND/OR HEARING
OAKES.)

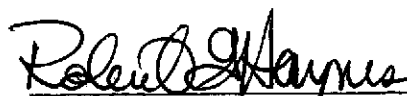
On June 25, 1980, Robert D. Oakes filed with the Department of Water Resources Application for Permit No. 98-7339. The Department received a protest from the United States Forest Service on July 24, 1980.

The Department has set the matter of protests for conference and/or hearing for Tuesday, August 19, 1979, at 10:00 a.m., in the County Commissioners' Room in the Boundary County Courthouse, Bonners Ferry, Idaho 83805. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all costs incurred by reason of such non-appearance may be assessed against such non-appearing parties.

DATED: This 31st day of July, 1980.



ROBERT G. HAYNES, P.E.
Regional Supervisor

RECORDED
INDEXED

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):
- ☒ Show to whom and date delivered.....
- ☐ Show to whom, date and address of delivery.....
- ☐ RESTRICTED DELIVERY
Show to whom and date delivered.....
- ☐ RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$.....

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**
- Mr. Robert D. Oakes
P. O. Box 24
Ridgecrest, Calif. 93555

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	13508	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Viola Oakes*

DATE OF DELIVERY

to 8-14-80

POSTMARK

5. **ADDRESS** (Complete only if requested)

AUG 14 1980

6. **UNABLE TO DELIVER BECAUSE:**

MICROFILMED



UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS



SENDER INSTRUCTIONS

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

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits; otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

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



**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT OFFICE
ROUTE 5, BOX 203, SUITE #1
COEUR D'ALENE, ID 83814

(Name of Sender)

(Street or P.O. Box)

(City, State, and ZIP Code)

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

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

- ☒ Show to whom and date delivered.....
☐ Show to whom, date and address of delivery.....
☐ RESTRICTED DELIVERY
 Show to whom and date delivered.....
☐ RESTRICTED DELIVERY.
 Show to whom, date, and address of delivery. \$

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**

U. S. Forest Service
 Bonners Ferry Ranger Dist.
 Rt. 1 Box 390
 Bonners Ferry, Idaho 83805

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	13509	1980

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4.

DATE OF DELIVERY

POSTMARK

5. **ADDRESS** (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

CEA-S
INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

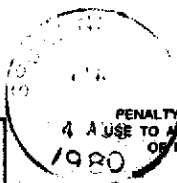
- Complete Items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

**RETURN
TO**



IDAHO DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT OFFICE
ROUTE 5, BOX 203, SUITE #1
COEUR D'ALENE, ID 83814

(City, State, and ZIP Code)



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



MICROFILMED

NAME AND ADDRESS OF SENDER		Indicate type of mail ☐ INSURED ☐ C. O. D. ☒ CERTIFIED		Affix stamp here if issued as certificate of mailing or for additional copies of this bill. POSTMARK AND DATE OF RECEIPT					
NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT ¹	R. R. FEE	S. D. FEE	S. M. FEE ²	RESTRICTED DELIVERY FEE REMARKS
1 13497 ✓	Phil &/or Curtis &/or Randy Blinn Rt. 1 Box 41 Coeur d'Alene, Idaho 83814	15	80			45			
2 13498 ✓	Frank Degryse, Rt. 1 Box 40, Coeur d'Alene, Id. 83814	"	"			"			
3 13499 ✓	Allen Wilhelm, Rt. 1 Box 40A-6, Coeur d'Alene, Id. 83814	"	"			"			
4 13500 ✓	Louis P. Or Joyce E. Link, Rt. 1 Box 71F, Athol, ID	"	"			"			
5 13501 ✓	Bob Bennett, Rt. 1 Box 72B, Athol, Id. 83801	"	"			"			
6 13502 ✓	John and Leah Bahler, Rt. 6 Box 29, Priest River, Id.	"	"			"			
7 13503 ✓	Robert Savage, Rt. 6, Box 34, Priest River, Id. 83856	"	"			"			
8 13504 ✓	Suzanne Beattie, P.O.Box 424, Arcata, Ca. 95521	"	"			"			
9 13505 ✓	Leonard A. Brackenbush, Rt. 1 Box 5, Sammuels, Id. 83862	"	"			"			
10 13506 ✓	Robert J. & Beverly C. Schloss, P.O.Box 1152, Newport, Wa. 99156	"	"			"			
11 13507 ✓	G. Wain & Anne K. Geaudreau Rt. 2 Box 47, Newport, Wa. 99156	"	"			"			
12 13508 ✓	Robert D. Oakes, P.O. Box 24, Ridgecrest, Ca. 93355	"	"			"			
13 13509 ✓	U.S. Forest Service, Bonners Ferry Ranger Dist. Rt. 1 Box 390, Bonners Ferry, Idaho 83805	"	"			"			
14									
15									
16									
17									
18									
19									
20									
TOTAL NUMBER OF PIECES LISTED BY SENDER 13		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE 13		POSTMASTER, PER (Name of receiving employee) <i>[Signature]</i>		¹ Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "FL" if "Fragile-Liquid," and "FLU" if "Fragile-Liquid-This Side Up." ² Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.			

PS Form 3877-A—July 1958

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

IDAHO PANHANDLE NATIONAL FORESTS
(KANIKSU, COEUR D' ALENE AND ST. JOE)
Bonners Ferry Ranger District
Route 1, Box 390
Bonners Ferry, Idaho 83805

Address reply to
District Ranger
and refer to
2540
July 23, 1980

Director
Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, ID 83814

Dear Sir:

This letter is to file a protest against the granting of a water right
in the following instance:

Case No. : 98-7339
Name : OAKES, ROBERT D.
P.O. BOX 24, RIDGECREST, CA 93555

Mr. Oakes lists the place of use as SWNE SENE Sec. 15, T.63N., R.02E.,
NENW Sec. 15, T.63N., R.02E. for 10 acres. The place of use is erroneously
identified. The NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 15 are totally National Forest
land and no permits for any type use have been issued.

The point of diversion may or may not be correct as listed. The S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
of Sec. 15, T.63N., R.02E. is National Forest land.

A copy of the legal notice published in the Bonners Ferry Herald on
July 17, 1980, is enclosed for your information.

Sincerely,

Robert L. Graham
For ROBERT L. GRAHAM
District Ranger

Enclosure

RECEIVED

JUL 24 1980

Department of Water Resources
Northern District Office



MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

98-7339

OAKES, ROBERT D.

P.O. BOX 24, RIDGECREST, CA 93555

Source: SPRINGS

Date Filed: 06/25/1980

Amount: 0.16 CFS

Diversion Point: NESE Sec 15 T 63N R 02E, BOUNDARY Co.

Use: IRRIGATION (0.15 CFS) from 04/01 to 10/01

DOMESTIC (0.04 CFS) from 01/01 to 12/31

**Place of Use: SWNE SENE Sec 15 T 63N R 02E NENW Sec 15
T 63N R 02E FOR 10 ACRES**

**Diversion Means: DITCHES, RESERVOIR, TANK AND
PIPELINE.**

Published July 17, 1980

Bonnors Ferry Herald

Bonnors Ferry, ID 83805

Name: Robert D. Oakes
File: 98-7339
Place: County Commissioners' Room, Boundary County Cthse.
Date: Tuesday, August 19, 1980, at 10:00 a.m.

ROSTER OF ATTENDANCE

Name	Address	Representing
<i>Bob Graham</i>	<i>Rte 1 Box 390 Bonners Ferry Idaho 83805</i>	<i>U.S. Forest Service</i>
<i>Harry Smith</i>	<i>Same</i>	<i>U.S. Forest Service</i>
<i>Robert Oakes</i>	<i>Po Box 24 Ridge Crest CALIF, 93555</i>	<i>Self-</i>
<i>Viola E. Oakes</i>	<i>SAME</i>	<i>"</i>

MICROFILMED

State of Idaho
Department of Water Resources
Amended
APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 98-1339 (Amended)

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
☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☐ No*

Field check by: _____

Date: _____

Comments: _____

Field check required.

Critical groundwater area.

Request dam safety information. Sent by: _____ Date: _____

In form to receipt.

*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
☒ Yes ☐ No*
☐ Yes ☒ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

In form for advertising.

Final date for protests: 11/3/80 ✓

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 12/20/80 ✓
☒ 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
☐ Yes ☒ No
☐ Yes ☒ No
☒ Measuring device required.
☒ Access port required.
☐ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No
☒ Will water be delivered by watermaster? If yes, what district? _____
6/25/80 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RSJ Date: 11/4/80

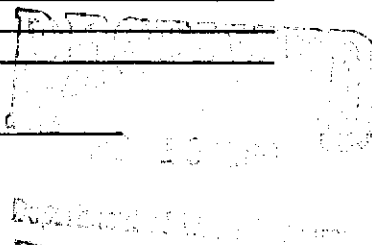
STATE OFFICE REVIEW:

Return receipt w/cover letter
Consent 4, 5, 2
SLW to cond

- ☐ See attached sheet for more information.

By: Robyn Date: 11/17/80

MICROFILMED



NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given that Robert D. Oakes has filed with the Department of Water Resources on October 2, 1980, Amended Application for Permit No. 98-7339 changing the place of use to the NESE Section 15, Township 63N, Range 2E, Boise Meridian, Boundary County, Idaho.

Any protest to the proposed Amended Application for Permit may be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before November 3, 1980.

C. STEPHEN ALLRED

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho, on October 16 and 23, 1980.

MICROFILMED

October 9, 1980

Bonnars Ferry Herald
212 Main
Bonnars Ferry, Idaho 83805

Re: Amended 98-7339

Gentlemen:

Enclosed is a Notice of Amended Application for Permit for the above-referenced Application.

Please publish in your newspaper on October 16 and 23, 1980, and forward your Affidavit of Publication before November 3, 1980.

If you are unable to publish on the above dates, please contact me immediately since this will change the wording in the notice. Thank you for your Cooperation.

Sincerely,

Patricia M. Stypa
Sr. Secretary

Enc. - Notice

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 98-7339

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.

Field check by: _____

Date: _____

Comments: _____

☒ 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.

*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: _____

☐ Yes ☐ No

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

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received. Date: _____
☐ 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? _____

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: _____

Date: _____

MICROFILMED

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: _____

Date: _____

98-2339

DAKES, ROBERT D.

P.O. BOX 24, RIDGECREST, CA 93555

Source: SPRINGS

Date Filed: 06/25/1980

Amount: 0.16 CFS

Diversion Point: NESE Sec 15 T 63N R 02E, BOUNDARY Co.

Use: IRRIGATION (0.15 CFS) from 04/01 to 10/01
DOMESTIC (0.01 CFS) from 01/01 to 12/31

Place of Use: SWNE SENE Sec 15 T 63N R 02E NENW Sec 15 T 63N R 02E
FOR 10 ACRES

Diversion Means: DITCHES, RESERVOIR, TANK AND PIPELINE.

Guaranteed as P/4 ^{JK}_S

OWNS N 1/2 NESE

MICROFILMED