



MICROFILMED

MAR 07 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07199

Priority: May 17, 1977 Amount: 0.02 CFS 0.2 AFA

This is to certify, that PARAGON RANCH INC.

P.O. BOX 562

MOYIE SPRINGS, ID 83845

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 17, 1977, and has submitted proof to the Department of Water Resources on June 23, 1982, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .020 cfs of water from:

POND tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
STOCKWATER	04/01 to 12/01	0.02 CFS	0.2 AFA

LOCATION OF POINT OF DIVERSION(S): NESW , Sec. 3, Township 61N, Range 03E
BOUNDARY County

PLACE OF USE: STOCKWATER

TWN RGE SEC

61N 03E 3 NWSE

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
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.

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 17th day of FEBRUARY, 1987.

Acting for the

Director

MICROFILMED

MAR 07 1989

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 98-07199

RECEIVED
JAN 26 1989

Date of Priority: May 17, 1977

Department of Water Resources

Comes now PARAGON RANCH INC.
P.O. BOX 563
MOYIE SPRINGS, ID 83845

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. 98-07199, and requests that the permit be changed as follows:

Source: POND

tributary to SINKS

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

VOLUME

STOCKWATER

04/01 to 12/01

0.02 CFS

0.2 AFA

LOCATION OF POINT OF DIVERSION(S):

NESW, Sec. 3, Township 61N, Range 03E
BOUNDARY County

PLACE OF USE: STOCKWATER

TWN RGE SEC

61N 03E 3

NWSE

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MAR 07 1989

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 Boundary County, this 23 day of Jan, 1989.

Daniel W. Bochen
(Signature)

Manager *

*per file 98-7645- kw 2/6/89

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 98-07199

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ✓ Received by CP Date 1/27/89

ACTION OF THE DEPARTMENT OF WATER RESOURCES

0005318

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 98-07199 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
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.

Witness my hand this 17TH day of FEBRUARY, 1989.

Norman Young
(Director)
Acting for the

MICROFILMED

MAR 07 1989

WATER RIGHT SUMMARY

<u>ACTION</u>	<u>RIGHT NO.</u>	<u>NAME</u>	<u>AMOUNT CFS</u>
Original Permit	98-7199	Kenneth L. Stephens, Jr.	0.10 cfs 10.0 afa
Full Assignment	98-7199	Paragon Ranch Inc.	0.10 cfs 10.0 afa

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RECEIVED

JUL 25 1985

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

JUL 26 1985

Department of Water Resources

Department of Water Resources

Northern District Office

Kenneth L. Stephens Jr., hereby assign to PARAGON RANCH INC.

of P.O. Box 563 Moyie Springs, Id 83845

Address

CHECK ONE



All my right, title, and interest in and to Permit No. 98-7199
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 1st day of July, 19 85.

Kenneth L. Stephens, Jr.
Permit Holder KENNETH L. STEPHENS, JR.

Cecile H. Stephens
Spouse of Permit Holder CECILE H. STEPHENS

State of Idaho)

County of Boudnary) ss.

On this 1st day of July, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Lynda G. Ekstrom
Notary Public residing at Bonnors Ferry, Id

My commission expires:

March 9, 1987

MICROFILMED

Identification No. _____

Application No. 98-7199

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Kenneth L. Stephens, Jr. Phone: 406-295-4279
post office address P.O. Box 677, Troy MT 59925

2. Source of water supply unnamed pond which is a tributary of _____

3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 61N
Range 3E B.M. Boundary County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount .10 for stock pond purpose from April 1 to Dec 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .10 for irrigation purpose from April 1 to Oct 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .10 cubic feet per second and/or

b. 10 acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A relatively straight ditch approximately 1000 ft in length paralleling a road is already in existence. A 1" plastic hose will be buried in the ditch bottom and will connect the source pond with the stock pond using gravity flow.

b. Height of storage dam _____ feet, active reservoir capacity undetermined acre feet; total reservoir capacity undetermined acre feet, materials used in storage dam: small, below ground level, earth pond
Period of year during which storage will occur April 1 to Dec 1 inclusive.
(Mo. Day) (Mo. Day)

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

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.

b. Estimated construction cost is \$ 1000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3 Township 61N
Range 3E B.M.

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

(3) List number of each kind of livestock to be watered 5 beef cattle, 2 dairy cattle, and 2 horses

(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: Irrigation (See 8 b)

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
61N	3E	3														10			10

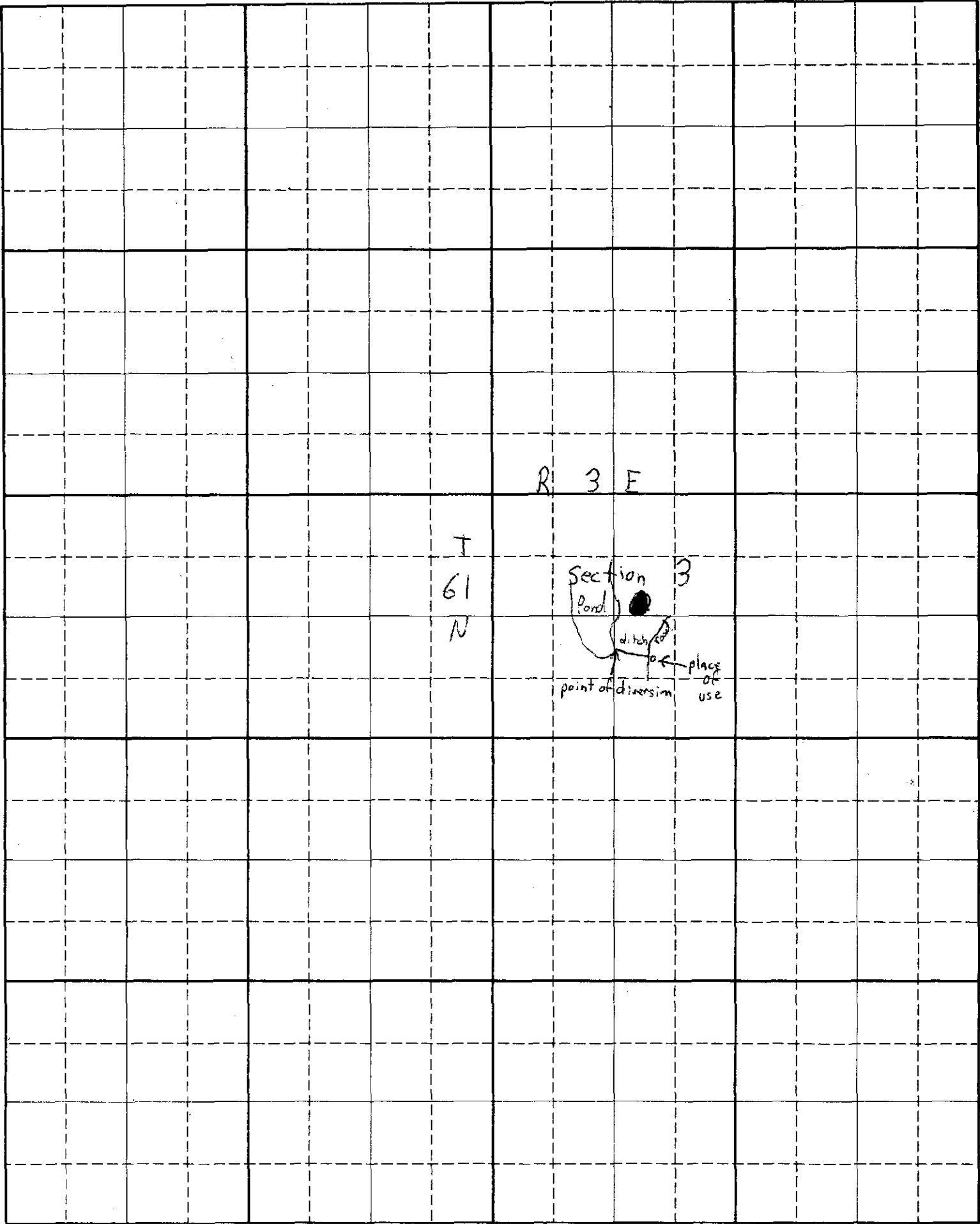
Total number of acres to be irrigated 10

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 Kenneth L Stephens + Cecilie Stephens
b. Who owns the land to be irrigated or place of use Same
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Kenneth L Stephens
(Applicant)

Proposed Priority 5/17/77

B 5-18-77 man

Received by LA Date 5/17/77 Time 8:30

Preliminary check by TK Fee \$ 92-142 10%

Receipted by TK Date 5-18-77 (55 11)

Publication prepared by B Date 5-18-77

Published in Bonanza Ferry Herald

Publication dates 5-21 & 6-2-77

Publication approved B Date 6-1-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by Rout ig

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. 98-7199, 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 July 1, 19 82.

c. Other: _____

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

Witness my hand this 18 day of July, 19 77.


Director

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kenneth L. Stephens, Jr., P. O. Box 677, Troy, Mt. has on May 17, 1977 submitted Application No. 98-7199 for a permit to appropriate 0.10 cubic feet per second of water from an unnamed pond by means of pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T61N, R3E, B.M., Boundary County to be used from April 1 to Dec. 1 for stockwater and from April 1 to Oct. 1 for the irrigation of 10 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T61N, R3E, B.M.

If issued, this permit will be subject to all prior water rights. ~~Protests~~ Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 13, 1977.

C. STEPHEN ALLRED

Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 26 and June 2, 1977.-ldwr

STATE OF IDAHO }
County of Boundary } ss.

Echo Turnbull, bkpr. for W. H. Chubb 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 **Idaho Dept. of Water Resources**

a **Notice of Application #98-7199**

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 May 26, 1977, and ending with the issue dated June 2, 1977.

Subscribed and sworn to before me this 2nd day of June, 1977.

Harold Smith
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.

Echo Turnbull, bkpr. for W. H. Chubb being
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of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at
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the advertisement of Idaho Dept. of Water Resources

a Notice of Application #98-7199

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newspaper and not in a supplement thereof for 2 consecutive issues, com-
mencing with the issue dated May 26, 1977, and ending with the
issue dated June 2, 1977

Subscribed and sworn to before me this 2nd day of June, 1977

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

Jim -
This file is for Shelley to check
out legal protocols for
abandonment of water right

Kari Lynn
2.25.99

Jim -

If the night
swimmer is coming
in, it would be
interesting to
find out why
he is abandoning
water rt. i.e. to get
it off the tax
rolls? or to
resolve a dispute
over the use of
the pond or other?

KY
2-2-99

Jim,

I recommend asking
Kari Lynn to get a copy of
Mr. Vilellis's deed. We can't
accept Paragon's letter because
Paragon no longer owns the
right. I'm reluctant to accept
Vilellis's notice until I'm
more certain he owns the right.

When we get the deed, I'll
draft an order.

S.W. Keen

MEMORANDUM

DATE: March 2, 1999

TO: Jim Johnson

FROM: Shelley W. Keen ^{SNK}

RE: Abandonment of a water right

As you directed, I talked with Phil Rassier about the acceptability of a statement of intent to abandon a water right. Phil's concern with simply accepting the statement is that the owner may not be of sound mind. Phil thinks there needs to be an opportunity for someone to contest the state of mind of the owner. Because there is no adjudication to address the issue, Phil initially recommended putting the statement in the file and doing nothing. When I explained to him that we would prefer not to leave an ambiguous record in the database and on the shelves, Phil recommended issuing a preliminary order accepting the abandonment and sending it to any potentially interested parties.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

NATURAL RESOURCES CONSERVATION SERVICE
FRANK FINK
9173 W BARNES DR #C
BOISE ID 83709-1574

RE: Water Right 98-07199

Dear Mr. Fink:

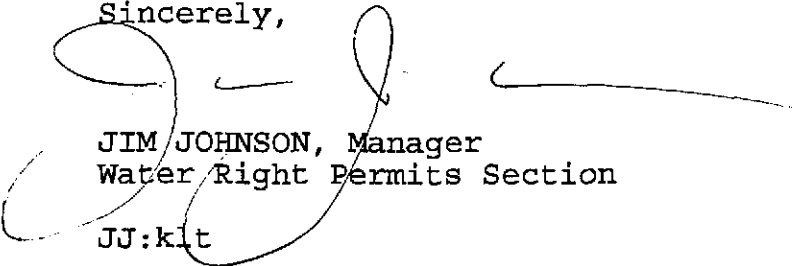
We are in receipt of correspondence showing intent to discontinue use of water under licensed right 98-07199. We also understand from talking to Jan Rose that the stockwater facilities have been removed.

The department has placed this information in water right record.

At this time the department is not planning to take any further action to remove the above referenced water right from its records.

If you have any question regarding this matter you may call me at 208-327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

cc: Jan Rose

Paragon Ranch

RECEIVED

FEB 22 1999

Department of Water Resources

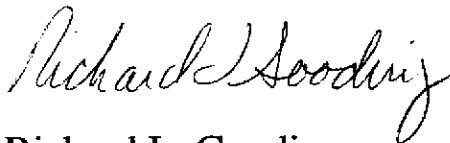
Thursday, February 11, 1999

State of Idaho
Attn: Jim Johnson
Dept. of Water Resources
1301 N. Orchard
Boise, ID 83706

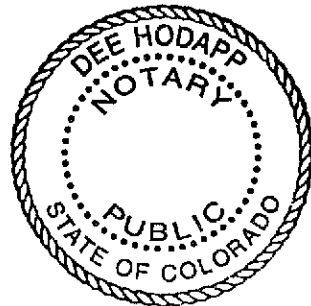
Dear Mr. Johnson:

As the recorded owner of water permit #98-07199, it is my intent to abandon the use of water under this right.

Sincerely,



Richard L. Gooding
President



NOTARY PUBLIC

My Commission Expires 03/02/2002

11th day of Feb. 1999
STATE OF COLORADO
COUNTY OF DENVER

Richard L. Gooding, Chairman

One Tabor Center, 1200 17th Street, Suite 2660, Denver, Colorado 80202
Tel - 303-572-6006 Fax - 303-572-6445

RECEIVED

FEB 22 1999

Department of Water Resources

Allen & Jan Rose
HCR 62 Box 140
Moyie Springs, Idaho 83845

Attn: Jim Johnson
State of Idaho
Dept. of Water Resources
1301 N. Orchard
Boise, ID 83706

Feb. 17, 1999

Dear Mr. Johnson,

Enclosed is the letter from Richard L. Gooding former owner of the property that held water permit # 98-07199 stating his intent to abandon use of water right. So this letter, along with the letter from Tom Vilelli - new owner of said property, will "cancel" the water right, correct? Do you need anything else? Richard sent the letter to Allen & I, but if there's a question I'm sure you could just call him - phone # on his stationery.

★ ⇒ Will you send a copy of this letter from Mr. Gooding along with paperwork from your office in regards to the status of this water right to??

Frank Fink
208-378-5723 Natural Resources Conservation Service
9173 W. Barnes Dr. Suite C
Boise, ID 83709-1574

re: Rose Fen application for entry into the
WRP.

Thank you!! Jan Rose

MEMORANDUM

DATE: December 15, 1998

TO: File 98-07199

FROM: Kari Lynn Townsend & Jim Johnson

RE: Phone Conversation with Jan Rose

Ms. Jan Rose phoned today to explain the importance of removing any water rights appurtenant to the wetlands that provide water to this right. In order for the planned restoration to be completed there must be **no** man-made interruptions to the wetlands water. This means that there can be no appropriations from that source.

Ms. Rose will contact the previous owner (Paragon Ranch Inc. - Richard Gooding) and request that he send us the **notice of intent to abandon the water right**. She asked that we send a copy of the notice of intent to forfeit from Thomas Vilelli as well as a copy of the abandonment notice from Paragon/Gooding to:

NATURAL RESOURCES CONSERVATION SERVICE (NRCS)
ATTN: FRANK FINK
9173 W BARNES DR STE C
BOISE ID 83709-1574

Ms. Rose has had conversation with both the current owner and the previous owner of this right and they have indicated that they have no plan to use this water. The current owner (Vilelli) has documented this by the notice of intent to forfeit that is in the file.

Ms. Rose's phone at home is 208-267-7791.

To,

Date _____

Time

AM

M

of

☒ Telephoned

Office

208)267-8540
Area Code Number Ext

☒ Please call

Voicemail

☒ Please call

☒ Returned your call

FAX

☐ Called to see you**Pager**☐ Wants to see you

Mobile

☐ Will call again

e-mail

☐ URGENT

9.30.98 - Mr. Telleci will
send copy of warranty deed
to show ownership link.
144



Operator

Reorder
#23-000

M E M O R A N D U M

DATE: September 21, 1998

TO: File 98-07199

FROM: Kari Lynn Townsend

RE: Telephone call

=====

We received a note in todays mail (addressed to Allen Beardslee) from Thomas R. Villelli regarding his intention to forfeit the water right on permit 98-07199.

This right has been licensed to Paragon Ranch, Inc. Jim Johnson asked me to telephone Mr. Villelli and request an ownership link. I called the phone number on the note from Mr. Villelli and the call was picked up by an answering machine stating that I had reached Paragon Ranch.

I left a message for Mr. Villelli asking him to return my call.

RECEIVED

SEP 21 1998

Department of Water Resources

Allen Beardslee
State Dept. of Water Resources
1910 NW Blvd

Suite 210

Coeur d'Alene, Id
83814

RECEIVED

SEP 01 1998

NORTHERN REGION
IDWR

208-769-1450

I intend to forfeit
the water right on permit
98-07199

Rancho Durango, Ste.
By: Villali Enterprises, Inc.
By: Thomas R Villali

208-261-8540

February 24, 1989

RE: Permit No. 98-7199

Paragon Ranch Inc.
Box 562
Moyie Springs, ID 83845

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 the approved application for amendment.

If you have any questions concerning these documents, please feel free to contact this office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

Microfilm

MAR 07 1989

Paragon Ranch

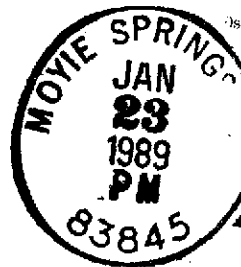
BOX 562
MOYIE SPRINGS, IDAHO 83845

MICROFILMED
MAR 11 1989

note
address
correction -

kw
2/6/89

Dept of Water Resources
1301 N. Orchard St.
Statehouse Mall
Boise, ID 83720



January 10, 1989

PARAGON RANCH INC.
P.O. BOX 563
MOYIE SPRINGS, ID 83845

RE: PERMIT NO. 98-07199

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

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MAR 07 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

LICENSING REPORT

RECEIVED

AUG 30 1985

98-7199
78-7199
Permit No.

1. Measurement Calculations

Department of Water Resources

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

2.02 cfs 10 MD STOCK

- b) Volume Calculations for Irrigation:

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

- c) Volume Calculations for Other Uses:

10 MD STOCK 0.20 AF

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:

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MAR 07 1989

RECOMMENDED AMOUNTS

- MAR 07 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 98-7199
Phone No. _____

1. Owner: PARAGON RANCH INC Phone No. _____
Current Address: PO B 563 MOYIE SPRINGS ID 83845

2. Accompanied by: JAN ROSE EXAM. DATE: 8/7/85
Address: HCR 62 BOX 140 MOVIE SP. 83845 Phone No. 267-7791
Relationship to Permit Holder: 98-7358

3. Source: POND tributary to _____

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*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.)
~~18" PERFORATED PIPE IN SWAMP - PIPE TO STOCK TANK~~
~~3/4" FROST FREE RISER TO STOCK TANK~~
 NO IRR.

EXCAVATION BESIDE VERTICLE PIPE APPROX 4' DEEP SHOWS W/L 21' BELOW
NORMAL POND BED. DURING HIGH WATER, PIPE SUBMERGED.

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

7. **Measurements** ☐ Additional data/computation sheets attached

10. HD

NO IRR - ONE $\frac{3}{4}$ " FROST FREE RISER

8. Point(s) of Diversion: Indicate Method of Determination MAP/SURVEY

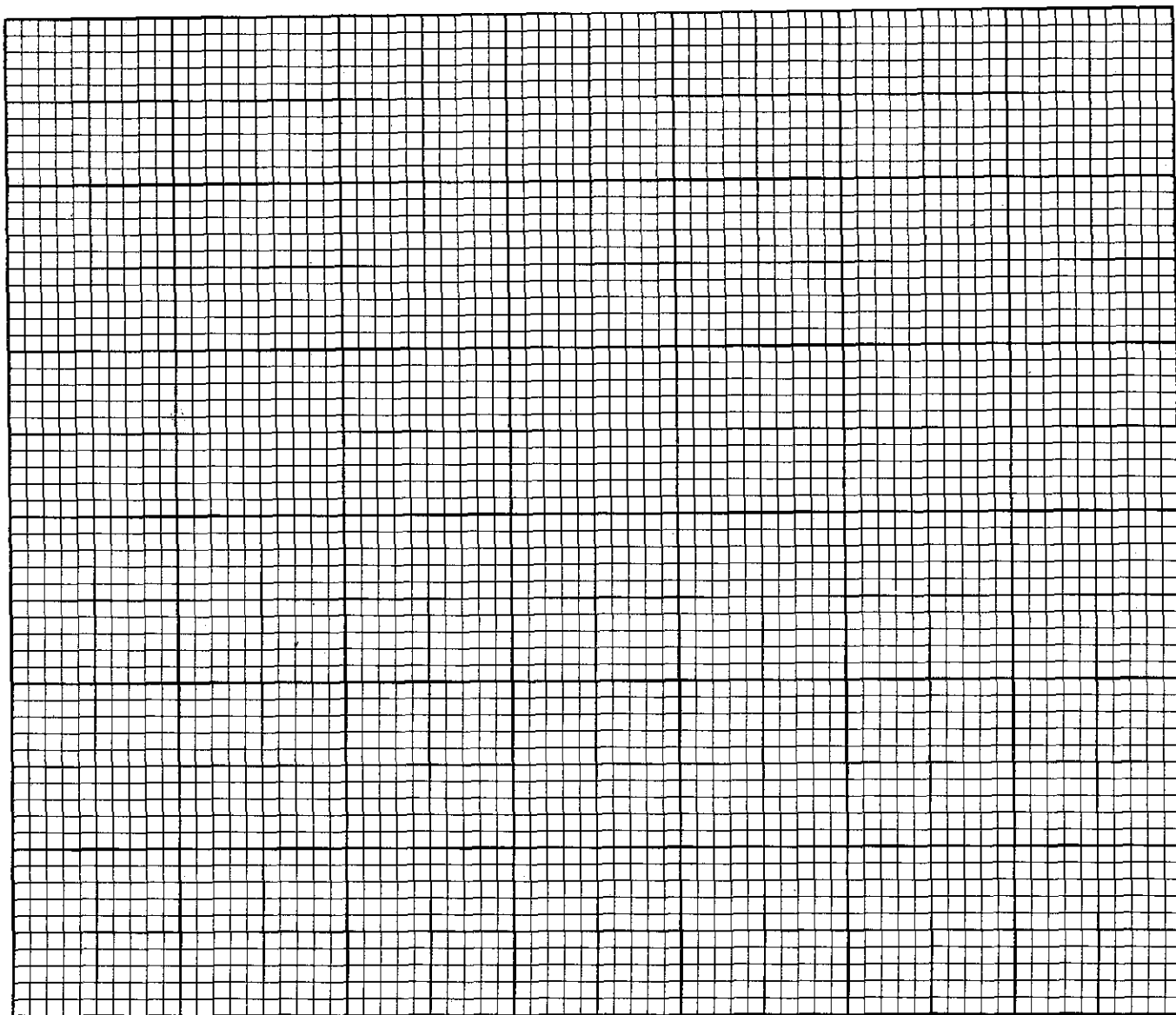
[illegible]

9.	Place(s) of Use:	Irrigation - give acres served by system at time of exam. Indicate Method of Determination <i>MAP</i>
----	------------------	--

[illegible]

10. Other water rights on these lands none
11. Other water right diverted from same p.d. 98-7358

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 8/7/85 ~ MRS ROSE 3E2 SURVEY SHOWS P.D. ON HER
PROPERTY SHE GAVE VERBAL EASEMENT UNTIL FORMAL
EASEMENT CAN BE DRAFTED.

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 Sal King Date 8/9/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

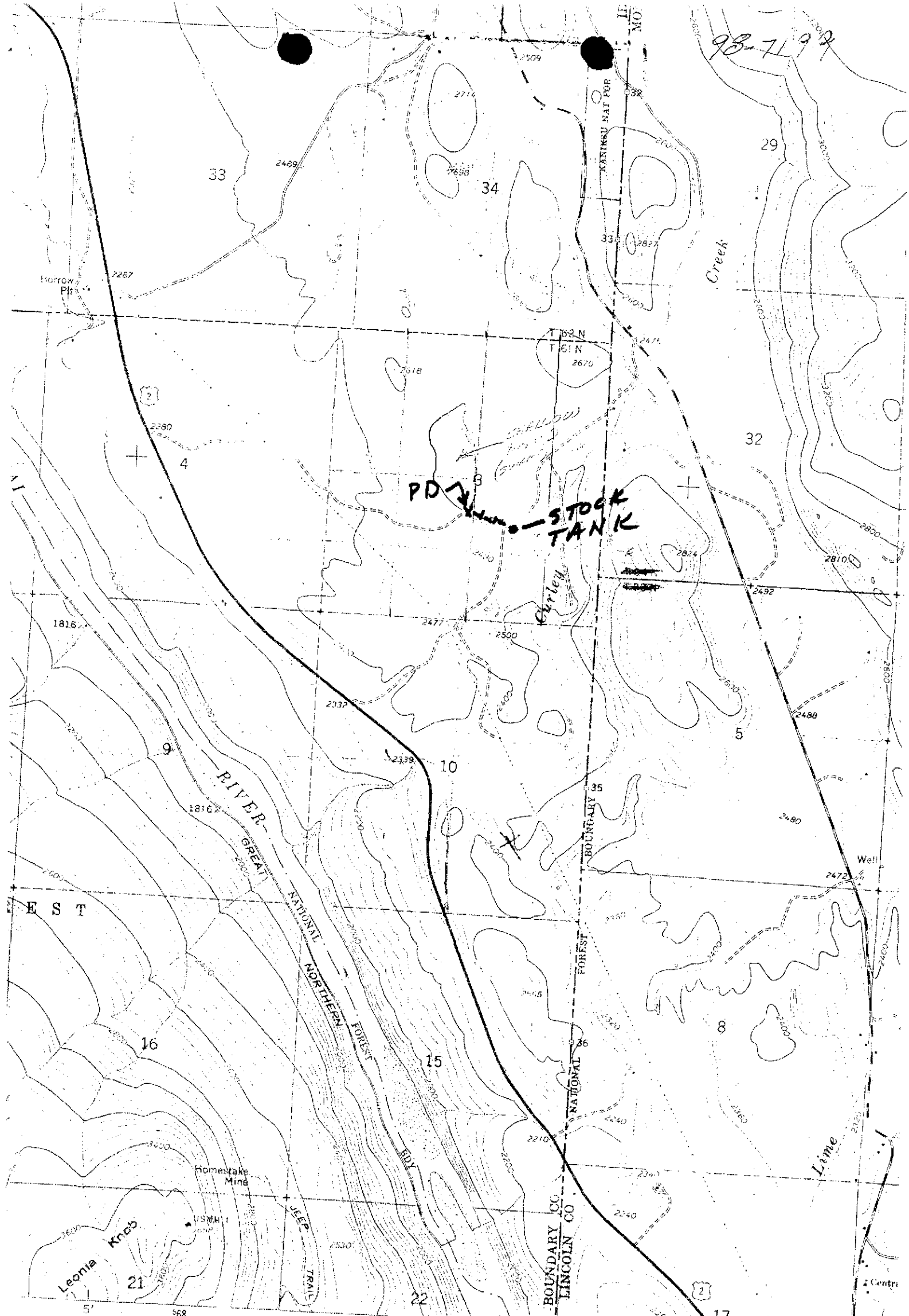
Date

MICROFILMED

CONSULTANT SEAL

MAR 07 1989

93-7199



(LEONIA)
2781 ft SE
SCALE 1:4000

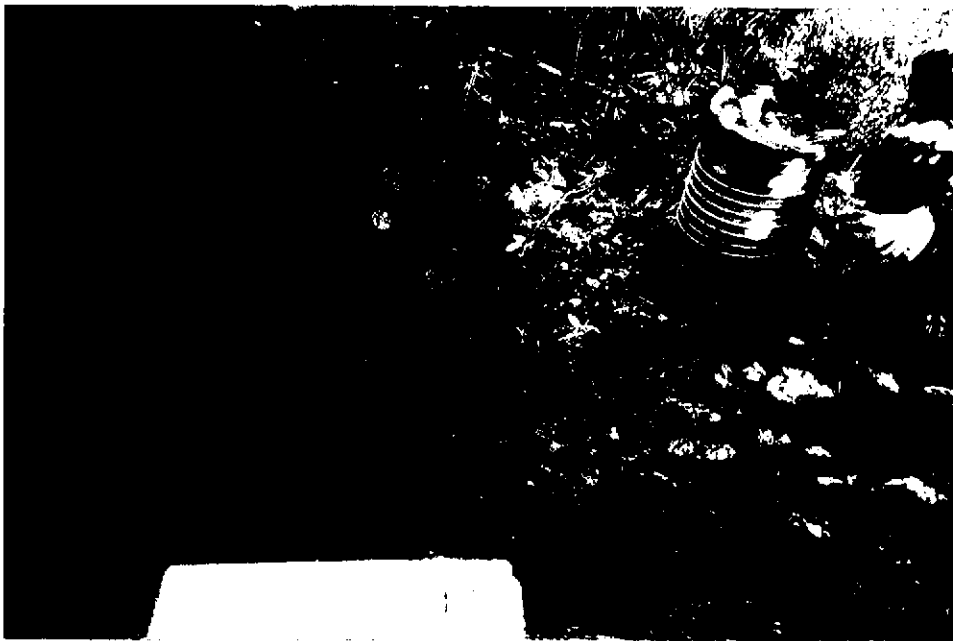
MICROFILMED

MAR 07 1989

CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20 FOOT CONTOURS
DATUM IS MEAN SEA LEVEL



QUADRANGLE LOCATION



MICROFILMED

MAR 07 1989

July 31, 1985

RE: Permit No. 98-7199

Paragon Ranch Inc.
Box 563
Moyie Springs, ID 83345

Gentlemen:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

In reviewing the permit, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met. The next step towards licensing of the permit will be for our regional office to examine your water right system.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc
Enclosures

MICROFILMED

Permit No. 98-7199

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign?
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received? *proof in file-*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*
7. Extension granted due to litigation? *NO*
If yes, commencement of works is not required.

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type *#1a*
4. Copy to region ✓

Date: 7/31/85
Employee: R. Walker

MICROFILMED

MEMORANDUM

TO: File 98-7199
FROM: Rita Fleck

Analysis

May 13, 1982	Sent extension of time request without fee
June 7, 1982	Sent letter requesting fee
June 23, 1982	Received Statement of Beneficial Use postcard
July 1, 1982	Proof due date

Problem

The extension shows that not all of the work is done on the project, or maybe enough to submit proof on. It is hard to tell. I've decided to accept the "proof" and return the extension of time form.

January 13, 1983

Kenneth L. Stephens, Jr.
P. O. Box 677
Troy, MT 59935

Dear Mr. Stephens:

Re: Permit No. 98-7199

This office acknowledges receipt of the Statement of Beneficial Use postcard and returns the Request for Extension of Time form.

Before a license can be issued, a field examination of the water distribution system must be made by a representative from our regional office. We cannot tell just when this examination will be made, but our representative will try to contact you at the time he conducts the field exam.

If you have any questions, please feel free to contact this office or our Northern Regional office in Coeur d'Alene.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosure



DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 98-7199.

Name(s) of Permit Holder: Kenneth Lee Stephens, Jr.

Post Office Address: P.O. Box 677 Troy, Mt. 59935

Tel. No. 208-267-5976

Source of Water: Pond + Marsh

Extent of Use:

☐ Domestic	(number of households)
☒ Stockwater <u>10 cattle</u>	(number and type of stock)
☒ Irrigation <u>SIX (6)</u>	(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.

June 15, 1982
Date

K L Stephens
Signature of Permit Holder

JUN 21 1982

KL Steens
P.O. Box 677
Troy, Mt. 59935



RECEIVED



JUN 23 1982

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

June 7, 1982

RE: Permit No. 98-7199

Kenneth L. Stephens, Jr.
P.O. Box 677
Troy, MT 59935

Dear Mr. Stephens:

Thank you for returning the request for extension in which to submit proof to beneficial use of water under Permit No. 98-7199. We cannot, however, approve your request because the \$15.00 filing fee was not included with the request.

We will hold your request for extension of time form here. Please submit the \$15.00 fee on or before July 1, 1982.

If you have any questions, please let me know.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138937

STEPHENS, JR., KENNETH L.
P.O. BOX 677
TROY, MT 59935

APRIL 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 98-7199 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JULY 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

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]

July 19, 1977

Re: Permit No. 98-7199

Kenneth L. Stephens, Jr.
P. O. Box 677
Troy, MT 59935

Dear Kenneth:

Enclosed is a copy of your approved Application for Permit No. 98-7199 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

ENCLOSURE

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Stephans

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) JK 5-18-77

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) JK 5-18-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: NO field review

(11) _____

Affidavit of Publication received(date) 6-6-77

(12) _____

Final date for protests 6-13-77
Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

5-17-77 Proposed Priority ~~5-17-77~~

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes Date 6-15-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 19, 1977

RE: Application No. 98-7199
Claim No. 98-4074

Bonnars Ferry Herald
PO Box 539
Bonnars Ferry, Id 83805

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:

Enc: Legal Notice(s)

RECEIVED

Bill Haines
6-6-77
B

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kenneth L. Stephens, Jr

PO Box 677, Troy, Mt

has on May 17, 1977 submitted Application No. 98-7199

for a permit to appropriate 0.10 cubic feet per second ~~acre feet per annum~~

of water from an unnamed pond

by means of pipeline

within the NW 1/4 Sec 3, T61N, R3E, B.M., Boundary County

to be used from April 1 to Dec 1

for stockwater and from April 1 to Oct 1 for the irrigation of 10 acres

within the NW 1/4 Sec 3, T61N, R3E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 13, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonnerr's Ferry Herald, Bonners Ferry, Id

on May 26 and June 2, 1977

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Kenneth L. Stephens, Jr., P. O. Box 677, Troy, Mt. has on May 17, 1977 submitted Application No. 98-7199 for a permit to appropriate 0.10 cubic feet per second of water from an unnamed pond by means of pipeline within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T61N, R3E, B.M., Boundary County to be used from April 1 to Dec. 1 for stockwater and from April 1 to Oct. 1 for the irrigation of 10 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 3, T61N, R3E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 13, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 26 and June 2, 1977.-idwr

Handwritten initials and scribbles, possibly "S. J. J."



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT
4055 Government Way
667-6484

COEUR D' ALENE, IDAHO 83814

May 18, 1977

RE: Application No. 98-7199

Kenneth L Stephens, Jr.
PO Box 677
Troy, Mt 59935

Dear Mr Stephens,

Attached is your receipt No. 5511 in the amount of \$10.00 for the filing fee on the above referenced item which was received in this office.

Sincerely,

Alea Beito
Secretary

AB

Attachment