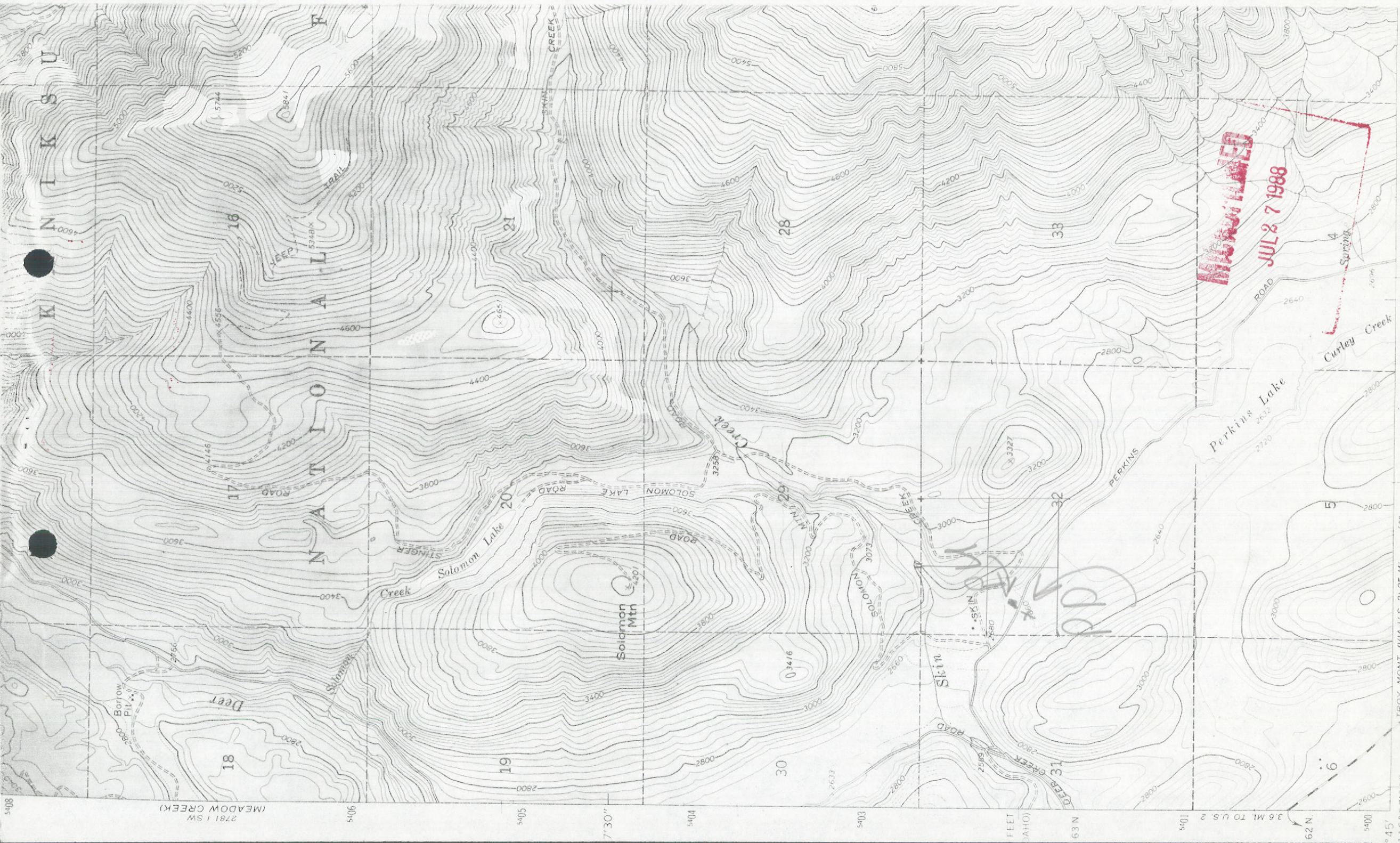






MICROFILMED

JUL 27 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07198

Priority: May 10, 1977 Amount: 0.04 CFS 1.2 AFA

This is to certify, that COLIN R. LANE
STAR RT.

MOYIE SPRINGS, ID 83845 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated May 10, 1977, and
has submitted proof to the Department of Water Resources on May 10, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRING tributary to **PERKINS LAKE**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA

LOCATION OF POINT OF DIVERSION(S): SWNW , Sec. 32, Township 63N, Range 03E
BOUNDARY County

PLACE OF USE: DOMESTIC

TWN RGE SEC

63N 03E 32 SWNW

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 19th
day of July, 1988.

Director

MICROFILMED

JUL 27 1988

Identification No. _____

Application No. 98-7198

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES **APPROVED**
APPLICATION FOR PERMIT

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

1. Name of applicant Colin R Lane Phone: 2642908
post office address Star Rt, Moyie Springs, Id
2. Source of water supply unnamed spring which is a tributary of Perkins Lake
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 63N
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 0.04 for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
Developed spring with pipeline to place of use.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
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 \$ 500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 63N
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 _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

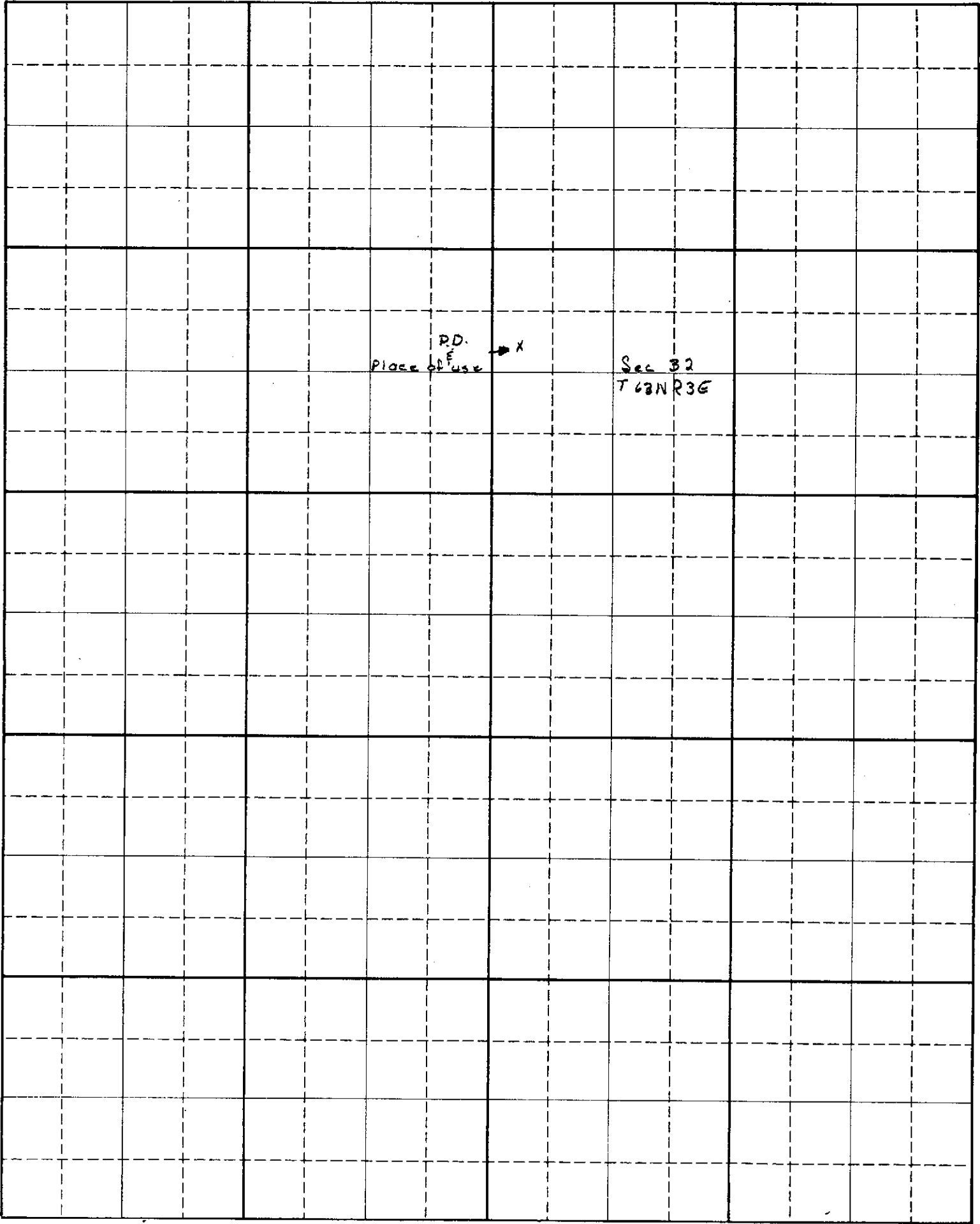
[illegible]

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 Edwin R Lane
 b. Who owns the land to be irrigated or place of use " " "
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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



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.

Oliver R. Lane
(Applicant)

Proposed Priority 5/10/77

R 5-10-77
Received by TK Date 5-2-77 Time 2:00 PM
Preliminary check by TK Fee \$ 10.88
Receipted by TK Date 5-10-77 (5489)
Publication prepared by R Date 5-11-77
Published in BONNERS FERRY HERALD
Publication dates 5-19-77 26-77
Publication approved R Date 1-6-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by Deatt jo

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. 98-7198, 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 12 day of July, 19 77.


Deputy Director

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Colin R. Lane, Star Rt., Moyie Springs, Idaho has on May 10, 1977 submitted Application No. 98-7198 for a permit to appropriate 0.04 cubic feet per second of water from an unnamed spring by means of pipeline within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T63N, R3E, Boundary County to be used from Jan. 1 to Dec. 31 for Domestic Purposes within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T63N, R3E, B.M. 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 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 19 and May 26, 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 #98-7198

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 19, 1977, and ending with the issue dated May 26, 1977.

Subscribed and sworn to before me this 31 day of May, 1977.

Stephen Allred
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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Publisher

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Subscribed and sworn to before me this 31 day of May, 1977

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

July 19, 1988

COLIN R. LANE
STAR RT.
MOYIE SPRINGS, ID 83845

RE: PERMIT NO. 98-07198

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

NOT FILMED

JUL 27 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 18 1985

98-7198
Permit No.

Department of Water Resources

1. Measurement Calculations

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

one home 0.04 cfs

- 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:

one home 1.2 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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JUL 27 1988

RECOMMENDED AMOUNTS

- [illegible]

[illegible]

10. Other water rights on these lands none

11. Other water right diverted from same p.d. none

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.

A full-page view of a blank sheet of graph paper. The grid consists of small squares formed by thin black lines. There are four thicker vertical lines and three thicker horizontal lines that divide the page into larger rectangular sections. The margins are uniform on all sides.

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 LHK Date 8/7/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

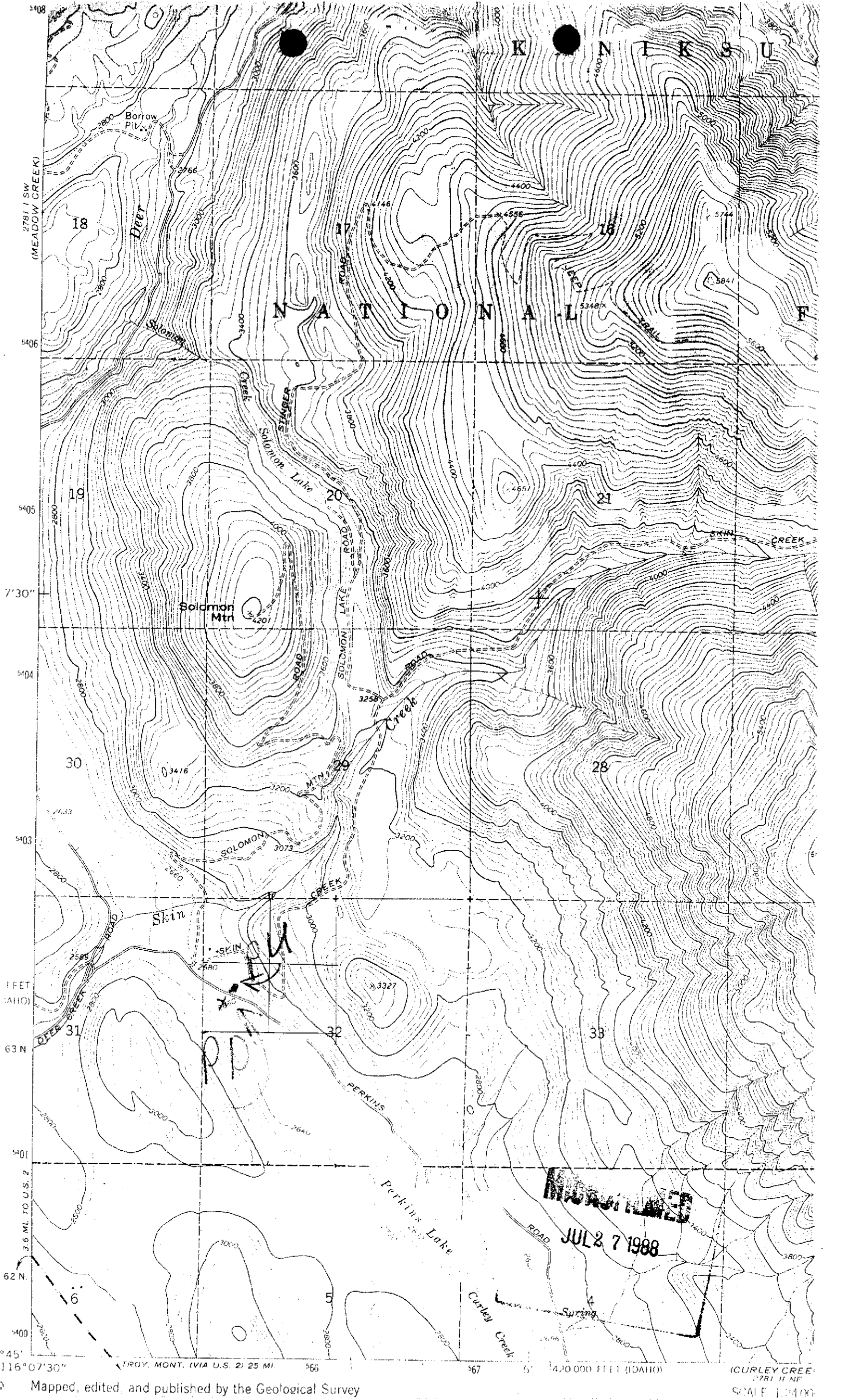
Beneficial Use Examination

Date _____

UNRECORDED

JUL 7 1988

CONSULTANT SEAL





RECEIVED

JUL 27 1988

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

June 21, 1982

Mr. Colin R. Lane
Star Route
Movie Springs, Id. 83845

RE: 98-7198

Dear Mr. Lane:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

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

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

MICROFILMED

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. 98-7198

Name(s) of Permit Holder: COLIN R LANE

Post Office Address: STAR ROUTE

MOYIE SPRINGS ID. 83845 Tel. No. 267-2908

Source of Water: SPRING

Intend of Use:

- ☒ Domestic 1 (number of households)
- ☐ Stockwater _____ (number and type of stock)
- ☐ Irrigation _____ (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.

5/6/1982
Date

Colin R Lane
Signature of Permit Holder

MICROFILMED

C.R. LAND
STAR ROUTE

MOYIE SPRINGS ID. 83845

RECEIVED

MAY 10 1982

Department of Water Resources

MICROFILMED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138936

LANE, COLIN R.
STAR RT.
MOYIE SPRINGS, ID 83845

APRIL 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 98-7198 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

MICROFILMED

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 98-7198
 OTd No. New No.

Record

1. Original Owner: Colin R. Lane

Present Owner: _____

2. Address: Star Route

3. City: Mojie Springs State: ID Zip: _____

4. A. Source of Water: Spring

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 5-10-1977

D. County: 21

E. Total Diversion Rate: .04

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SW NW</u>	<u>32</u>	<u>63N</u>	<u>3E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for D purposes. Amount .04
 (cfs or ~~AC~~ FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

8. Use Code: 1

pipeline

July 13, 1977

Re: Permit No. 98-7198

Colin R. Lane
Star Rt
Moyie Springs, ID

Dear Colin:

Enclosed is a copy of your approved Application for Permit No. 98-7198. 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

RECEIVED
JUL 14 1977
FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Lone

☒ 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 5-9-77

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 5-9-77

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 Silled review

(11) B 6-6

Affidavit of Publication received(date) 6-3-77

(12) _____

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

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

5-10-77 Proposed Priority

_____ 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

June 2, 1977

RE: Application No. 93-7198

Mr & Mrs Walter Kirby
Box 45
Boyle Springs, ID 83845

Dear Mr & Mrs Kirby,

The Application for Permit submitted by Colin Lane indicates that he will be taking water from his own property.

Forty acre tracts are the smallest subdivision we can use for describing points of diversion and use. The granting of water rights based on such descriptions does not allow one to take water from property other than ones own without permission. No water right can be established in trespass under Idaho Code.

You may be interested in the principle items we can consider at a conference and/or hearing in either approving or deny an application. They are as follows:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?

If you wish to protest Mr Lane's application on one of these conditions, please let us know by June 10, 1977.

If we can be of any further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

May 27, 1977
Mojie Springs
Idaho 83845

We wish to protest the wording of the land description in Mr. Lane's request for a water permit in that it would, if granted, allow Mr. Lane, or future owners of the Lane property, to appropriate water from land other than their own within the described quarter section - including the ten acres owned by us.

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Colin R. Lane, Star Rt., Mojie Springs, Idaho has on May 10, 1977 submitted Application No. 98-7198 for a permit to appropriate 0.04 cubic feet per second of water from an unnamed spring by means of pipeline within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T63N, R3E, Boundary County to be used from Jan. 1 to Dec. 31 for Domestic Purposes within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 32, T63N, R3E, B.M. 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 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 19 and May 26, 1977.-ldwr

Mr. & Mrs. Walter Kirby
Box 45
Mojie Springs
Idaho 83845

RECEIVED

MAY 28 1977

Department of Water Resources
Northern District Office



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 12, 1977

RE: Applications No. 98-7198 & 98-7197

Bonnors Ferry Herald
PO Box 539
Bonnors 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:cp

Enc: Legal Notice(s)

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Colin R Lane

Star Rt, Moyie Springs, Id

has on May 10, 1977 submitted Application No. 98-7198

for a permit to appropriate 0.04 cubic feet per second ~~acre feet per annum~~

of water from an unnamed spring

by means of pipeline

within the SW1/4 Sec 32, T63N, R3E, Boundary County

to be used from Jan 1 to Dec 31

for Domestic Purposes

within the SW1/4 Sec 32, T63N, 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 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Bonnors Ferry Herald, Bonners Ferry, Id.

on May 19 and May 26, 1977

RECORDED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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C. STEPHEN ALLRED
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on May 19 and May 26, 1977.-idwr



OK.
5-19-77
\$

APR 4, 1977

Colin Lane
Star Rt
Moyie Springs, Id 83845

Dear Mr Lane,

Enclosed are your Claim to a Water Right, your check #92-142 and a partially completed Application for Permit per our telephone conversation of May 2, 1977. Please review the application to insure its accuracy. Sign it and forward it along with your check to this office.

If we can be of any further assistance, please do not hesitate to contact us.

Sincerely,

TOM KING
Senior Water Resource Agent

TK:ab

Enclosures



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 11, 1977

RE: Application No. 98-7198

Colin Lane
Star Rt
Boyie Springs, Id 83845

Dear Mr Lane

Attached is your receipt No. 5489 in the amount of \$ 10.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

MICROFILMED