

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 97-7176
in the Name of Milton M. Johnson
was advertised incorrectly on 2/11 and 2/18
19 82.

One use was inadvertently omitted from the original advertisement.

The correct uses are as follows:

Irrigation	(1.00 cfs)	from 3/15 to 11/15
Irrigation Storage	(100.0 AC-FT)	from 1/1 to 12/31
Irrigation from Storage	(100.0 AC-FT)	from 3/15 to 11/15

Any protest/~~xxxxxxxx~~ to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83314, on or before April 26, 1982.

A. KENNETH DUNN

Director

Published in the Priest River Times on
4/8 and 4/15, 1982.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

RECEIVED
JUN 19 1991
Department of Water Resources

Yes No
(☒) () B/U Acknowledgement Letter Sent _____ PERMIT 97-7176
(☒) () Aerial Photo Date Requested 8/14/87 (INITIAL & DATE) by J King
() () Quad Sheet
() () GL Plat
() () Copies of overlapping License Field Report Claim
() () Photo PD/PU
() () Correspondence (Date) 8/18/87 ~ 3/27/89
() () Other (List) _____

EXAM COMPLETED BY Tom Dutow DATE 6/14/89
SR AGENT REVIEW _____ DATE _____
REGIONAL MANAGER REVIEW _____ DATE _____
ENTERED ON COMPUTER BY _____ DATE 6/14/91
PRELIMINARY OVERLAP REVIEW BY J King DATE 10/87
(☒) NO OVERLAP FOUND



Portable
pump used
for PD

MICROFILMED
DEC 17 1992

97-7176

(V SW MTN.)

510000m.E.

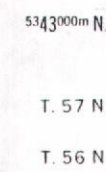
511 | 7 COOLIN 18 ML

512

50

513

2680
(PRATE



PERMIT # 97-7176

3E NW

$$N \geq$$

TRIBUTARY TO CRAZY CR.

USGS QUAD D-4 SCALE $7\frac{1}{2}"$

~~UNCLASSIFIED~~

~~DEC 17 1992~~

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 97-07176

Priority: April 7, 1982

Maximum Diversion Rate: 0.47 CFS
Maximum Diversion Volume: 228.4 AF

This is to certify, that MILTON M JOHNSON
RT 6 BOX 14B

PRIEST RIVER ID 83856 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated February 1, 1982; and
has submitted Proof of Beneficial Use on May 29, 1987. An examination indicates
that the works have a diversion capacity of .470 cfs of water from:

MIRROR LAKE tributary to CRAZY CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.47 CFS	228.4 AF

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 4, Township 56N, Range 04W
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
56N	04W	4	SWNE 17	NENW 9	NWNW 4	
			SWNW 14	SENW 37	NESW 1	82

Total number of acres irrigated: 82

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

DEC 17 1992

State of Idaho
Department of Water Resources

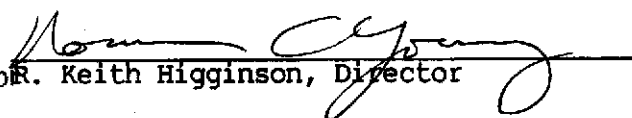
PAGE 2

WATER RIGHT LICENSE

WATER RIGHT NO. 97-07176

CONDITIONS/REMARKS:

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 2nd
day of NOVEMBER, 1992.

Acting for  R. Keith Higginson, Director

DEC 17 1992

RECEIVED

OCT 26 1992

Department of Water Resources

State of Idaho
Department of Water ResourcesAPPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 97-07176

APPROVED

Date of Priority: April 7, 1982

Maximum Diversion Rate: 0.47 CFS
Maximum Diversion Volume: 228.4 AFComes now MILTON M JOHNSON
RT 6 BOX 14B
PRIEST RIVER ID 83856

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. 97-07176, and requests that the permit be changed as follows:

Source: MIRROR LAKE

tributary to CRAZY CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.47 CFS	228.4 AF

LOCATION OF POINT(S) OF DIVERSION:SENEW, Sec. 4, Township 56N, Range 04W
BONNER CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
56N	04W	4	SWNE 17	NENW 9	NWNW 4	82
			SWNW 14	SENEW 37	NESW 1	

Total number of acres irrigated: 82

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 0731, this 23 day of OCT, 1992.

Milton M Johnson
(Signature)

RECEIVED

DEC 17 1992

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 97-07176

FOR DEPARTMENT USE ONLY

Preliminary check by 28 Fee = \$20.00 Receipted by JF # C025841 Date 10/27/92

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 97-07176 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Witness my hand this 2ND day of NOVEMBER, 1992.


Acting for R. Keith Higginson, Director

RECEIVED
DEPT. OF WATER RESOURCES
OCT 28 1992

DEC 17 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF REMOVING THE MEASURING DEVICE)
REQUIREMENT FOR PERMIT NO. 97-7176 IN) ORDER
THE NAME OF MILTON M. JOHNSON)
_____)

WHEREAS, on May 19, 1982, the Department of Water Resources issued Permit No. 97-7176 in the name of Milton M. Johnson with a condition requiring that:

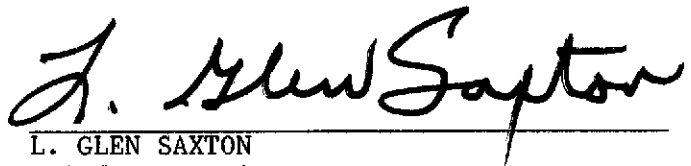
An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department;
and,

WHEREAS, on May 29, 1987, the Department received a request from the permit holder to remove the measuring device requirement; and,

WHEREAS, the Department of Water Resources has determined that a measuring device is not required at this time for a determination of the quantity of water appropriated;

THEREFORE, the condition of approval requiring a measuring device is REMOVED.

Dated this 26th day of June, 1987.


L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

AUG 25 1987

For Office Use Only
Fee Received \$15.00
Date 8-5-83
Receipt # 30177

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

RECEIVED

AUG 5 1983

Department of Water Resources

Milton M Johnson of Rt 6 Box 14 B Priest River
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 97-7176.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before _____, 19 ____.

That he has heretofore performed the following work described under said permit: _____
(This must be filled out! If no work has been completed put none.)

cleaning out of main drainage ditch for cattle watering, and
pumping station.
Planted 2000 christmas trees and ordered 10,000 more
which will need watering 1984-1985 Costings \$ 2500

Completed Work

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:
Trees shall be planted each yr. Trees usually don't
require water until the 3rd 4th 5th 6th 7th 8th year
of growth, therefore trees planted in 1983 will be watered
via a pump + pipe system the following yrs.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to Aug 21, 19 87.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to June 1, 1987. IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to April 7, 1982, pursuant to Section, 42-218a, Idaho Code.

Signed this 2 day of July, 1983.

Milton M Johnson

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Milton M Johnson Phone 448-1285
Post office address Rt 6 Box 14 B. Priest River - Ida
2. Source of water supply Mirror Lake which is a tributary of Crazy Creek
3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4 Township 56N
Range 4W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount 100 for Storage for purposes from 4/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) Irrigation
- Amount 10 for Irrigation purposes from 3/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 100 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) Storage
- Amount _____ for _____ purposes 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. 100 acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 60HP pump with
combination flow and sprinkler irrigation
- b. Height of storage dam N/A feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

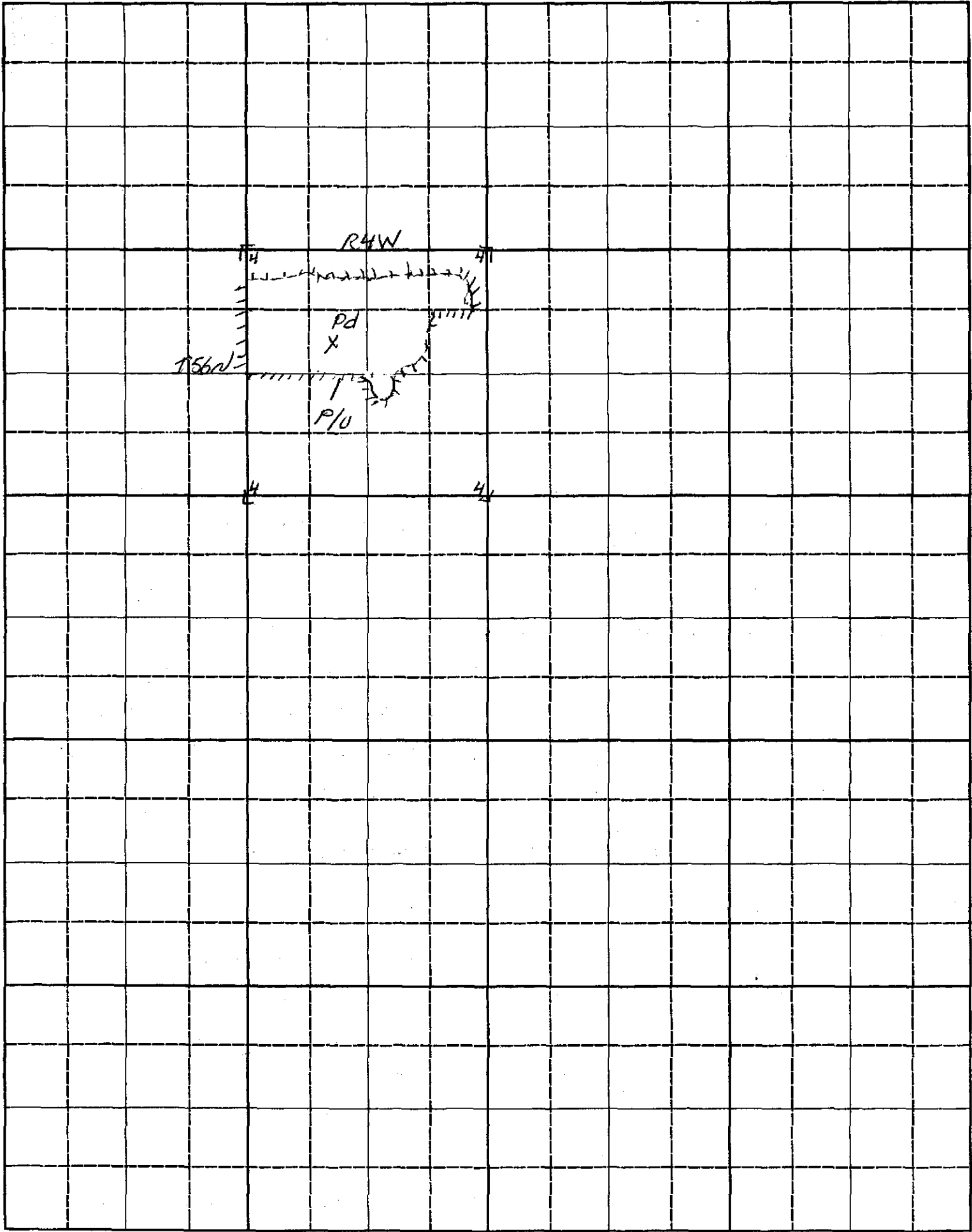
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

- a. If water is not for irrigation:
- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____
- (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: _____

MICROFILMED

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.

Milton Johnson
(Applicant)

MICROFILMED

Received by JB Date 2/1/82 Time 12:00

Preliminary check by TR Fee \$ 45.00

Received by JB Date 2/1/82 (21101)

Publication prepared by me Date 2/4/82

Published in Great River News

Publication dates 2/11 & 18/82

Publication approved me Date 2/22/82

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____

Date _____

Recommended for approval denial by me

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. 97-7176, 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 be-

fore June 1, 19 83.

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: An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.

Witness my hand this 19th day of May, 1982.

A. Allen Saylor
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Idaho Dept. of Water Resources, Notice of
Correction, No. 97-7176

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 8th day of April, 1982,
and

ending on the 15th day of April, 1982,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

19 day of April, 1982

John M. Thompson

Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF CORRECTION

Notice is hereby given that
Application for Permit No.
97-7176 in the Name of Milton
M. Johnson was advertised
incorrectly on 2/11 and 2/18
1982.

One use was inadvertently
omitted from the original
advertisement.

The correct uses are as
follows:

Irrigation (1.00 CFS) from
3/15 to 11/15

Irrigation Storage (100.0 AC-
FT) from 1/1 to 12/31

Irrigation from Storage
(100.0 AC-FT) from 3/15 to
11/15

Any protest to the above-
referenced correction must
be filed with the State of
Idaho Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before April 26,
1982.

A. KENNETH DUNN

Director

Published PRT April 8, 15,
1982

Department of Water Resources

RECEIVED

APR 21 1982
Department of Water Resources
Northern District Office

NOTICE OF CORRECTION

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Irrigation Storage	(100.0 AC-FT)	from 1/1 to 12/31
Irrigation from Storage	(100.0 AC-FT)	from 3/15 to 11/15

Any protest/~~xxxxxxxx~~ to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4035 Government
Way, Coeur d'Alene, Idaho 83814, on or before April 26, 1982.

A. KENNETH DUNN

Director

Published in the Priest River Times on
4/8 and 4/15, 19 82.

MICROFILMED

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the Publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Dept. of Water Resources No. 97-7176

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 11th day of February, 1982,
and

ending on the 18th day of February, 1982,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

19 day of Feb, 1982

Adell J. Thompson
Notary Public for Idaho,
Residing at Priest River, Idaho

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:

Application No. 97-7176
JOHNSON, MILTON M.
RT. 6, BOX 14B, PRIEST
RIVER, ID 83856
Source: MIRROR LAKE
tributary to CRAZY CREEK
Date Filed: 02/01/1982
Amount: 1.00 CFS 100.0 AC-
FT
Diversion Point: SENW Sec.
04 T 56N R 04W, BONNER
Co.
Use: IRRIGATION (1.00
CFS) from 03/15 to 11/15
IRRIGATION STORAGE
(100.0 AC-FT) from 01/01 to
12/31
Place of Use: NENE NWNE
SWNE NENW NWNW
SWNW SENW NWSE Sec. 04
T 56N R 04W FOR 200
ACRES.
Diversion Means: PUMP
AND SPRINKLER
SYSTEM.

If issued, the permit(s)
will be subject to all prior
water rights. Protests
against the granting of any
permit must be filed with the
Director of the Idaho
Department of Water
Resources, 4055 Gov't Way,
Coeur d'Alene, Id., 83814 on
or before MARCH 1, 1982.

A. Kenneth Dunn
Director

Publ. PRT-F11,18-21 46

RECEIVED

Department of Water Resources
Northern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

Return
TO
SENDER

RECEIVED

JUN 20 2005

Department of Water Resources

Not here

NOT BE
AS ADR
UNABLE TO FORWARD
RETURN TO SENDER

97-7176

No forwarding address.

No further action taken.

km
6.20.05

(MAY)

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

RECEIVED
 FEB 05 2004
 IDWR/North

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
97-7176					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) MILTON M. JOHNSON
HCR 6 BOX 14-B, PRIEST RIVER, ID 83856
4. New Owner/Claimant(s) THE FSS NON-REVOCABLE CHILDREN'S TRUST, DATED DEC 13, 97
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 40298 PASEO DEL CIELO
- City, State and ZIP Code TEMECULA, CA 92591
- New Telephone Number () 760-594-1647
5. Date you acquired the property JANUARY, 2004

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

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

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

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) **REID ENNISS, TRUSTMANAGER**

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

For Office Use Only			
Received by <u>JD</u>	Date <u>2/5/05</u>	Fee <u>\$25.00</u>	
Received by <u>JD</u>	Date <u>2/5/05</u>	Receipt No. <u>ND16076</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

WARRANTY DEED

For Value Received **Vernon Jerry Mortensen and Marti Ellen Mortensen, husband and wife**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Reid Enniss, trustmanager of The FSS Non-Revocable Children's Trust, Dated December 31, 1997

whose address is: **40298 Paseo Del Cielo, Temecula, CA 92591**

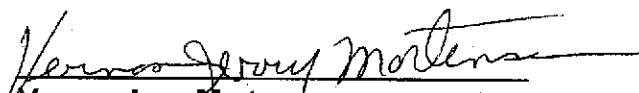
Hereinafter called the Grantee, the following described premises situated in **Bonner County, Idaho**, to-wit:

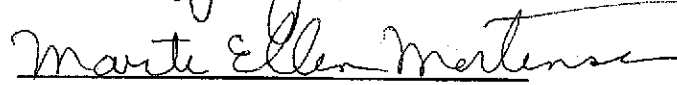
See Attached Legal Description

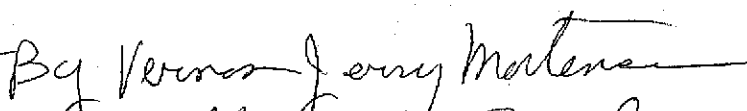
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: January 6, 2004


Vernon Jerry Mortensen


Marti Ellen Mortensen, by Vernon Jerry Mortensen,
her attorney in fact

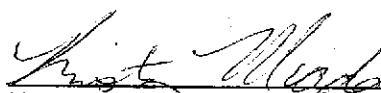
By 
Her attorney in fact

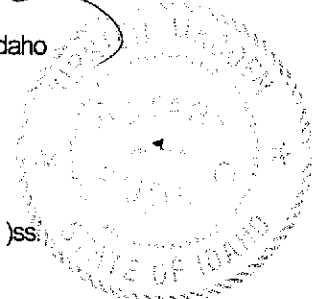
STATE OF Idaho

)ss.

COUNTY OF BOUNDARY

On this 21ST day of January, 2004, before me Kirsten Madden, personally appeared Vernon Jerry Mortensen, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.


Notary Public of Idaho
Residing at Boundary County, Idaho
Commission Expires: 03/10/06

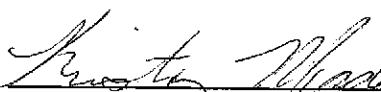


STATE OF Idaho

)ss.

COUNTY OF BOUNDARY

On this 21ST day of January, 2004, before me Kirsten Madden, personally appeared Vernon Jerry Mortensen, known or identified to me, to be the person whose name is subscribed to the within instrument as the attorney in fact of Marti Ellen Mortensen, and acknowledged to me that he subscribed the name of Marti Ellen Mortensen, and his own name as attorney in fact.


Notary Public of Idaho
Residing at Boundary County, Idaho
Commission Expires: 03/10/06



Government Lots 1,2,3, and 4 and the South 1/2 of the North 1/2 (fractional North 1/2); and the Northeast 1/4 of the Southeast 1/4 of Section 4, Township 56 North, Range 4 West, Boise Meridian, Bonner County, Idaho. LESS the following described property; A tract of land located in the Southwest 1/4 of the Northwest 1/4 and in the Northwest 1/4 of the Southwest 1/4 of Section 4, township 56 North, Range 4 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Beginning at the West Quarter corner of said Section 4, marked by a brass cap and the true point of beginning of this description; thence Northerly along an existing fence a distance of 29.0 feet to a point on the South edge of an existing road marked by a 10 inch by 10 inch gate post 5 feet high; thence northeasterly along the South edge of said road a distance of 586.5 feet to a point marked by a 1 1/2 inch angle iron 2 feet in the ground; thence North 00°00' east along East edge of said road a distance of 337.5 feet to a point marked by a 1 1/2 inch angle iron 2 feet in the ground; thence South 78°00' East across an open field a distance of 524.9 feet to a point marked by a 1 inch iron pipe five feet long, 2 feet in the ground; thence South 00°00' West a distance of 532.0 feet to an intersection of an existing fence marked by a 1 1/2 inch angle iron 1 foot in the ground; thence westerly along said fence a distance of 1068.0 feet to an angle point in said fence; thence Northerly along said fence a distance of 80.0 feet to the true point of beginning.

Together with and subject to an easement for ingress, egress, and utilities on the existing road and driveway as it existed on December 8, 2003.

Beginning at the West quarter corner of said Section 4, marked by a brass cap, thence Northerly along an existing fence a distance of 29.0 feet to a point on the South edge of the existing road marked by a 10 inch by 10 inch gate post five feet high, thence Northeasterly along the existing road to the Southwest corner of Government Lot 3, Section 4, Township 56 North, Range 4 West, Boise Meridian, Bonner County, Idaho and the point of terminus of this easement, with the sidelines being extended or shortened to intersect adjacent boundaries.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

~~April 13, 2005~~ May 16, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

THE FSS NON-REVOCABLE CHILDREN'S TRUST
40298 PASEO DEL CIELO
TEMECULA CA 92591

2ND REQUEST!

RE: Change in Ownership for Water Right No. 97-7176

Dear Water Right Holder(s):

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question
- ☒ Legal Description of Property

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right indicated in your notice. I have enclosed a computer report of the water right for your reference. The missing portion of the property is highlighted on the enclosed report. Please provide sufficient evidence of said property as noted above in order for our office to proceed with the ownership change.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information **within 30 days** we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have questions, please contact me at 208-287-4962.

Sincerely,

Kandice L McDermott

Kandice L McDermott
Records Analyst

/klm
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

April 13, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

THE FSS NON-REVOCABLE CHILDREN'S TRUST
40298 PASEO DEL CIELO
TEMECULA CA 92591

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If you have questions, please contact me at 208-287-4962.

Sincerely,

Kandice L McDermott
Records Analyst

/klm
Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

RECEIVED
FEB 10 2004
DIRK KEMPTHORNE
GOVERNOR
KARL J. DREHER
DIRECTOR
Department of Water Resources

February 5, 2004

THE FSS NON-REVOCABLE CHILDREN'S TRUST
40298 PASEO DEL CIELO
TEMECULA CA 92591

Re: Water Right 97-7176

This acknowledges receipt of the Notice of Change in Water Right Ownership papers for the above referenced water right, changing the ownership to you. Copy of receipt No. N016076, which was mailed to First American Title of Bonners Ferry.

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

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

Sincerely,

Dianne Ball
Administrative Assistant

Enc.

db

cc: IDWR State Office
First American Title of Bonners Ferry with receipt No. N016076, for your records.

*First American Title Company
of Bonners Ferry*

P.O. Box 1206
Bonners Ferry, ID 83805



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 9, 1992

MILTON M JOHNSON
RT 6 BOX 14B
PRIEST RIVER ID 83856

RE: WATER RIGHT NO. 97-07176

Dear Water Right Holder(s):

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

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

DEC 17 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 14, 1992

MILTON M JOHNSON
RT 6 BOX 14B
PRIEST RIVER ID 83856

RE: WATER RIGHT NO. 97-07176

Dear Water Right 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 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
DEC 17 1992

LICENSE REVIEW CHECKLIST

Permit # 97-07176

Date 10-06-92

CB

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☒	☐	Disagree with Actual Measurement?
			<u>82 x .02 = 1.64 / .47 CFS (IRR)</u>
	☐	☒	Disagree with Theoretical?
			<u>Limited by Capacity? .470 CFS</u>
			<u>27 x 7.84 = 211.7 x .00223 = .472</u>
TOTAL VOLUME			Rate/ac <u>3.0</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>Same Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
			<u>82 x 3.0 = 246 > 228.4</u>
	☒	☐	Limited by Flow? <u>.47 x 245 x 1.9835 = 228.406 (IRR)</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source <u>Mirror Lake only Permitted Source</u>
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
P/U			Verify with Map <u>Drop NENE, NWNE, NWSE</u>
	☒	☐	Amendment Needed? <u>Add NESW</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use? <u>Drop STORAGE</u>
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS			<u>No STORAGE / Remove Dam Safety Condition</u>
	☐	☒	Measuring Device <u>DATES/MISC</u>
	☐	☒	W/Master Control ☐ ☒ Water Dist.
	<u>R29</u>	☐	Overlap ☒ ☐ App Rec'd
	☐	☒	Water Quality ☒ ☐ Exam Made

COMMENTS/MEMOS NEEDED: Reduced Acres, rate, uses Amend P/U
11.64 nozzles @ 80 psi = 7.84 (each) gpm
System Portable / Single P/D from Lake

License ☐ 10-Day ☐ 15-Day ☒ Special Correspondence ☐

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

RECEIVED
JUN 19 1991

Department of Water Resources

Yes No PERMIT 97-7176

(☒) () B/U Acknowledgement Letter Sent _____ (INITIAL & DATE)

(☒) () Aerial Photo Date Requested 8/14/87 by J King

() () Quad Sheet

() () GL Plat

() () Copies of overlapping License Field Report Claim

() () Photo PD/PU

() () Correspondence (Date) 8/14/87 ~ 8/27/89

() () Other (List) _____

EXAM COMPLETED BY John Dutrow DATE 6/14/89

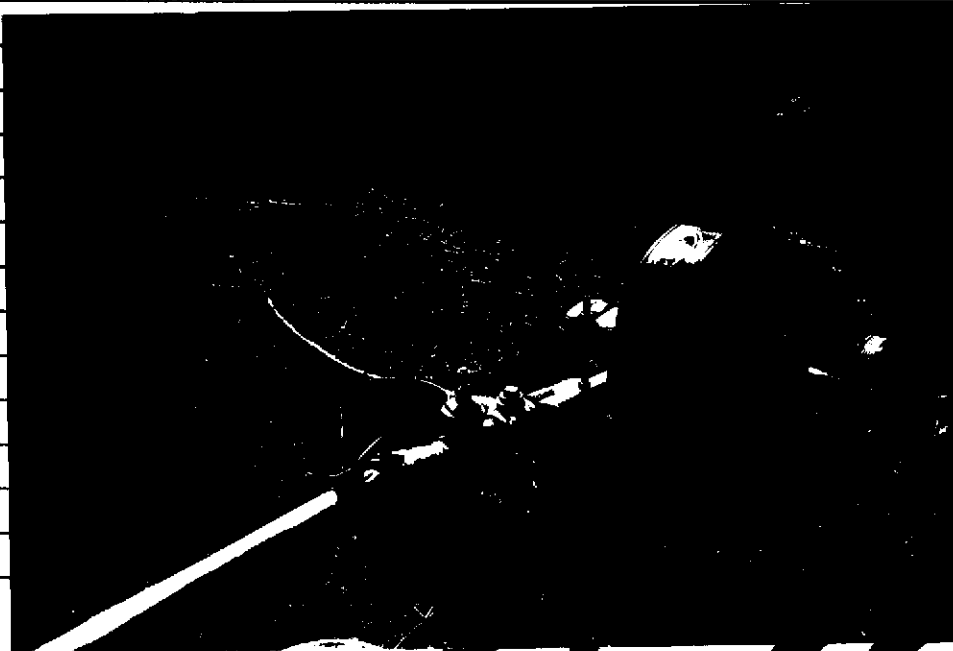
SR AGENT REVIEW _____ DATE _____

REGIONAL MANAGER REVIEW _____ DATE _____

ENTERED ON COMPUTER BY [Signature] DATE 6/14/91

PRELIMINARY OVERLAP REVIEW BY J King DATE 10/87

(☒) NO OVERLAP FOUND



Portable
pump used
for PD

DEC 17 1992

97-7176

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

March 27, 1989
Bonner County ASCS Office
Richard C. Bateman Executive Dir.
Box 98
Bonners Ferry, Id. 83805

Re: License Examination # 97-07176

Gentlemen:

In order to issue a licensed water right for irrigation purposes for ten or more acres, this department must have in its possession a copy of an aerial photograph which shows the property being irrigated.

The following named people have stated that they are irrigating 10 or more acres of land. Please send aerial photos of their property along with a bill for any required fees.

<u>W/R NUMBER</u>	<u>NAME</u>	<u>LEGAL DESCRIPTION</u>
97-07176	Milton M. Johnson	T56N, R4W, Section 4.

Sincerely,

Tom D. King
Sr. Water Resource Agent

RECORDED
DEC 17 1992

August 18, 1987

ASCS Office
Box 98
Bonners Ferry, Id. 83805

Gentlemen:

In order to issue a licensed water right for irrigation, this Department must have in its possession a copy of an aerial photograph which shows the property being irrigated.

Please send photos of the following property along with a bill for any fees required:

W/R NO.	NAME	LEGAL DESCRIPTION
97-7176	Milton M. Johnson	T56N R4W Sec. 4 North 1/2.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

COPY
RECORDED
DEC 17 1992

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 9707176

JK
JK
JK
A. GENERAL INFORMATION

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

JK
B. OVERLAP REVIEW

1. & 2. (Rule 5,1,4)

JK
JK
JK
JK
JK
JK
C. SYSTEM DESCRIPTION

1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
3. Word Picture (Rule 5,1,3 / 5,1,4)
4. Diversion (Rule 5,1,3)
5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
6. Irrigation (Rule 5,1,8)

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

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

JK
F. OPTIONAL

JK
G. VOLUME CALCULATIONS

- Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

JK
JK
JK
JK
H. REMARKS AND OVERLAP ANALYSES

- All actual uses listed; all permitted uses not used, also listed; (Rule 5,1,2):
Overlaps (Rule 5,1,4):
Return flows (Rule 5,1,5):
Conditions (Rule 5,1,6).

JK
I. RECOMMENDATIONS

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

JK
J. AUTHENTICATION

Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

Check with permit and well log for discrepancies

Signature

Date

JK
6/30/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 97-7176

1. Owner: Milton Johnson

Phone No. 448-1285

Current Address: Rt 6 Box 14B, Priest River, Id

2. Accompanied by: Kevin Johnson

EXAM. DATE: 9/22/88

Address: SAME

Phone No. SAME

Relationship to Permit Holder: SON

3. Source: Mirror Lake tributary to Crazy Cr.
CRAZY CR. PRIEST RIVER & JK

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

2. Other water rights with same point of diversion: NONE

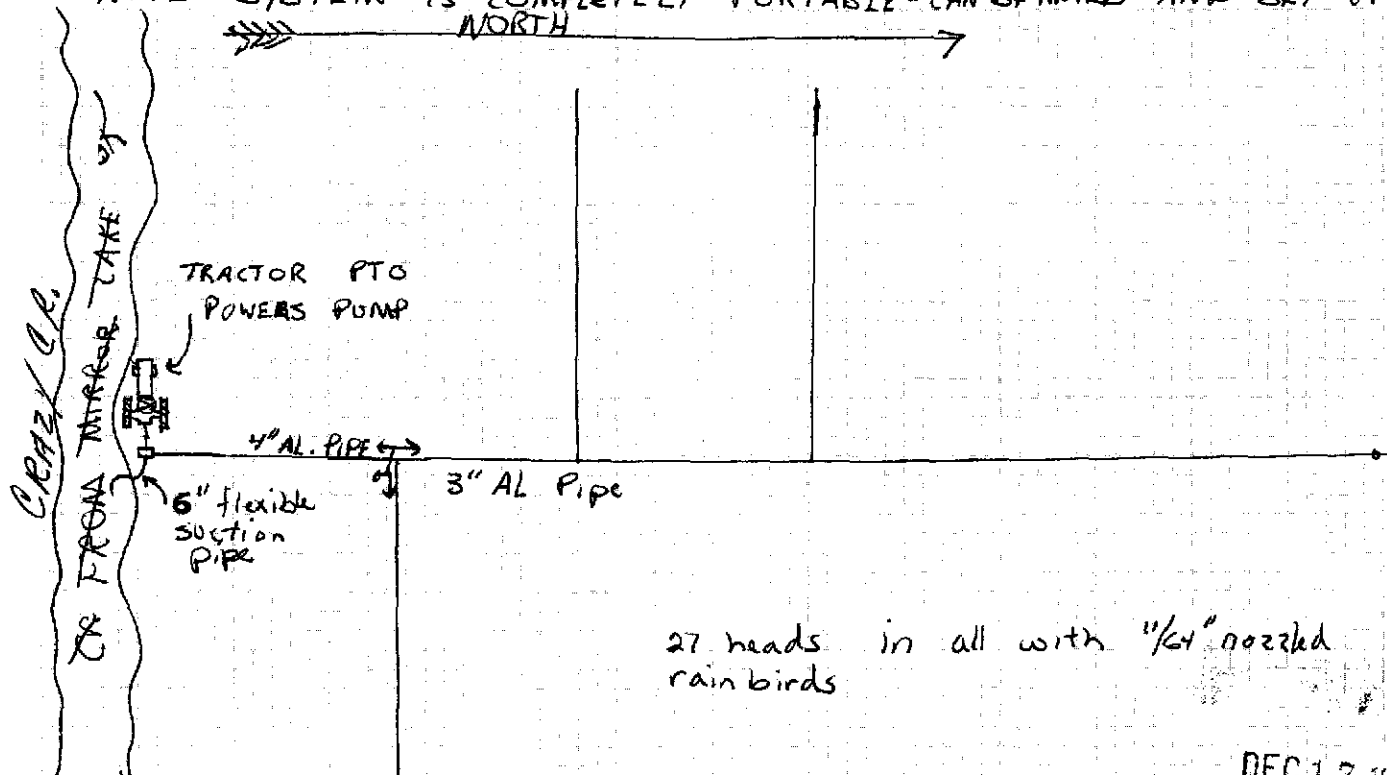
☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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

NOTE: SYSTEM IS COMPLETELY PORTABLE - CAN BE MOVED AND SET UP DIFFERENT



27 heads in all with 1/4" nozzled rain birds

DEC 17 1992

Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockw

☐ Aerial Photo Attached NOT AVAILABLE - JK
(required for irrigation of 10 acres or more).

2 SW
MTN.)

510000m. E.

511. COOLIN 18 MI.

512

50'

513

2680
(PRATE



T. 57 N.

T. 56 N

5342

534]

PERMIT # 97-7176

~~DEC 17 1992~~

TRIBUTARY TO *CRAZY CR.*

IRR. ACRES 80

USGS QUAD ~~D-4~~ SCALE 7½'

10

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

Pitot gage 27 heads all at ≈ 80 psi (11/64 nozzles) - JK
 $7.5 \text{ gpm} \times 27 = 205 \text{ gpm}$
 $= .45 \text{ cfs}$
 $.46 \text{ cfs} - \text{JK}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$.45 \text{ cfs}$
 $.46 \text{ cfs} - \text{JK}$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) $\times$ (4) $\div 8.8 =$ _____ (5)

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

Meter Input HP: (6) $\times 1.34 =$ _____ (7)

Panel Input KW: _____ Ave PF $\times$ _____ Ave Volts $\times$ _____ Ave Amps $\times .001732 =$ _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \text{246 afa}$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \text{218 afa} \text{ } 2235 \text{ } \text{JK}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \text{218 afa } 2235$

2. Volume Calculations for Other Uses:

H. REMARKS AND OVERALL REVIEW ANALYSIS

* Add STOCK WATER PERMIT NOT REQUIRED FOR "IN-STEAM"

STOCKWATER
 MOVE SOUTH DOWN STEAM FROM LAKE AND UP

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Irrigation

Period of Use
 From To

3/15 11/15

Rate of Diversion
 .46 Q (cfs)

45 cfs

Annual Volume
 V (afa)

218 afa

2. Recommended Amendments

- ☒ Change P.D. as reflected above
- ☒ Change P.U. as reflected above

- ☒ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☐ None
- ☒ Other

J. AUTHENTICATION

Field Examiner's Name

Louis Sukoraty

Signature

[Signature]

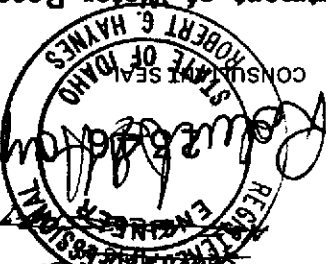
Certification Date

6/14/89

Field Report Preparation Date

6/14/89

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



None ☐ Other ☒ * Add Above For

MEMORANDUM

TO: FILE

FM: Tom King, Sr. Agent - Northern Region

Date: June 20, 1989

SUBJECT: Field Examination of Permit # 97-07176

Rule 5,1,6 requires that all conditions of approval be met, however since the amount measured is less than 0.70cfs, I feel that the access port requirement should be waived.

RECEIVED

DEC 17 1992

July 7, 1987

Milton M. Johnson
Rt. 6 Box 14B
Priest River, ID 83856

Dear Mr. Johnson:

Re: Permit No. 97-7176

The department received the proof of beneficial use form along with your request for removal of the measuring device requirement. Enclosed is an order removing the requirement.

I have notified the regional office to contact you to complete the field inspection. I cannot tell just when it will be scheduled, but the regional office will contact you to set a convenience time.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

c: region

RECEIVED

AUG 25 1987

RECEIVED

MAY 29 1987

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received \$100.00

Date 5-22-87

Receipt # 42479

Receipt by ECW

Reviewed by

Sent to region

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

Permit No. 97-7176

Name(s) of Permit Holder: Milton M & Dorothy E Johnson

Post Office Address: Rt 6 Box 14 B Priest River ID 83856

Telephone No. 208-448-1285

Source of Water: Natural Lake

Extent of Use:

Domestic (number of households) Stockwater 50 (number and type of stock)

Irrigation 80 (acres) Other/Remark 20 acres Xmas trees

~ 60 acres pasture + hayable land.

Total rate and/or volume for which proof is submitted .4 cfs 40 acre-feet

Show the date water was first diverted and beneficially used under this permit: 5-22-87

Measuring Device: Required? Yes No
Installed? Yes No

Fee enclosed \$ 100.00
(See License Examination Fee Schedule)

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

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

Milton M Johnson
(Name)

208-448-1285
(Telephone Number)

Rt 6 Box 14 B Priest River ID 83856
(Address)

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

FILED

AUG 25 1987

5-22-87
Date

Milton M Johnson
Signature of Permit Holder (and title, if appropriate)

I request that the measuring
device requirement be removed
because we shall be using less
than 27 cfs we are installing
a 4" pump and shall be using
4" main line.

Thank You
Milton M. Johnson

RECEIVED

MAY 29 1987

Department of Water Resources

MICROFILMED

AUG 25 1987

May 5, 1987

Milton M. and Dorothy E. Johnson
Rt. 6 Box 14-B
Priest River, ID 83856

Dear Mr. and Mrs. Johnson:

Re: Permit No. 97-7176

Returned is the request for extension of time form along with your check No. 4396 in the amount of \$15.00 (92-1/1241).

Provisions of Sec. 42-204, Idaho Code provide that the department can grant only one extension of time based on due diligence. The department granted such an extension in 1982.

Since the project is very close to being completed, that is having the pump installed when it arrives and installing an access port, I suggest that as soon as the pump is installed you complete and return the proof of beneficial use form along with the filing fee. Hopefully, you will be able to submit proof by June 1, 1987 to keep the permit in good standing.

If you have any questions concerning this matter, please feel free to contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: Accounting Section

MICROFILMED

AUG 25 1987

April 1, 1987

Milton M. Johnson
Rt. 6 Box 14B
Priest River, ID 83856

CERTIFIED MAIL

138935

Dear Mr. Johnson:

Re: Permit No. 97-7176

PROOF DUE NOTICE

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1987. (See the last page of your approved permit or your last approved extension request). Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time provided the delay is for reasonable cause as described in Section 42-204, Idaho Code. If you have been prevented from proceeding by a government 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 an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing the lapse notice, the permit will no longer be of any force nor effect.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

AUG 25 1987

September 7, 1983

Milton M. Johnson
Rt. 6, Box 14B
Priest River, ID 83856

Dear Mr. Johnson:

Re: Permit No. 97-7176

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to June 1, 1987. Please note that the permit has been reinstated with an advance in priority since the extension of time request was submitted after the proof due date.

Enclosed also is the Statement of Beneficial Use postcard. It should be submitted at the time the project is completed.

If you have any questions concerning your permit, feel free to contact this office.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures

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CALCUATION OF NEW PRIORITY DATE

EXTENSION OF TIME

FROM: Rita Fleck

TO: File # 97-7174

DATE: Aug. 31, 1983

Date Extension Received

217

Aug. 5

Date Proof Was Due

- 152

June 1

Number of Days Ext. Late

65

Priority Date

+ 32

Feb. 1, 1982

New Priority Date

97

= April 7, 1982

Remarks

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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

EXTENSION OF TIME

August 8, 1983

Milton M. or Dorothy E. Johnson
Rt. 6 Box 14-B
Priest River, ID 83856

PERMIT NO. 97-7176

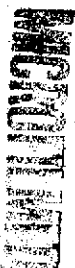
We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 30177

Roberta Garrett
Records Supervisor

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

JOHNSON, MILTON M.
RT. 6 BOX 14B
PRIEST RIVER, ID 83856

LAPSE NOTICE

JUNE 02, 1983

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 97-7176 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 MARCH 31, 1983.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE POSTCARD OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED POSTCARD OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE POSTCARD 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.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

GS:RF

CERTIFICATION OF MAILING

I hereby certify that on 6/15/83
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Shirley Curtis

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

JOHNSON, MILTON M.
RT. 6 BOX 14B
PRIEST RIVER, ID 83856

138465

PROOF DUE NOTICE

MARCH 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 97-7176 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD 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 POSTCARD 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

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

JOHNSON, MILTON M.
RT. 6 BOX 14B
PRIEST RIVER, ID 83856

MAY 26, 1982

RE: PERMIT NO. 97-7176

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

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

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 97-7176

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.

Field check by: _____

Date: _____

Comments: _____

- ☒ Yes ☒ No
☐ Yes ☒ No
☐ Yes ☒ No
☒ Yes ☒ No*

Field check required.

Critical groundwater area.

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

In form to receipt.

NOT REQUIRED
CWB 5/19/82

*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*
☐ Yes ☒ No

In form for advertising.

Final date for protests: 3/1/82 4/26/82 ✓

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

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 2/22/82 4/21/82 ✓
☒ Application published correctly. If not, record action taken: 1 use was omitted, re-advised.
☒ 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? _____
☒ 2/1/82 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RSK

Date: 3/10/82 4/28/82

STATE OFFICE REVIEW:

SLW/LO9, LO3

OIC 18

- ☐ See attached sheet for more information.

By: Tolup
5/18/82

RECEIVED RECEIVED
MAY 08 1982 MAR 16 1982

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IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	redv. (R)	REACH
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IDAH0 STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot (H) redv.	REACH
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!0AHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	redv. (8)	REACH
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IDAHO STREAM CODE INDEX

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

TRACT	SEC	TWP	RGE	gov't lot	redv. (R)	REACH
45N04	04	56N	04W	--	--	1.00T

92-2126

JOHNSON, MILTON M.

RT. 6 BOX 14B, PRIEST RIVER, ID 83856

Source: MIRROR LAKE tributary to CRAZY CREEK

Date Filed: 02/01/1982

Amount: 1.00 CFS 100.0 AC-FT

Diversion Point: SENW Sec 04 T 56N R 04W, BONNER Co.

Use: IRRIGATION (1.00 CFS) from 03/15 to 11/15
IRRIGATION STORAGE (100.0 AC-FT) from 01/01 to 12/31
100.0 AC-FT 3/5 P 11/15

Place of Use: NENE NWNE SWNE NENW NWNW SWNW SENW NWSE Sec 04 T 56N R 04W
FOR 200 ACRES

Diversion Means: PUMP AND SPRINKLER SYSTEM.

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