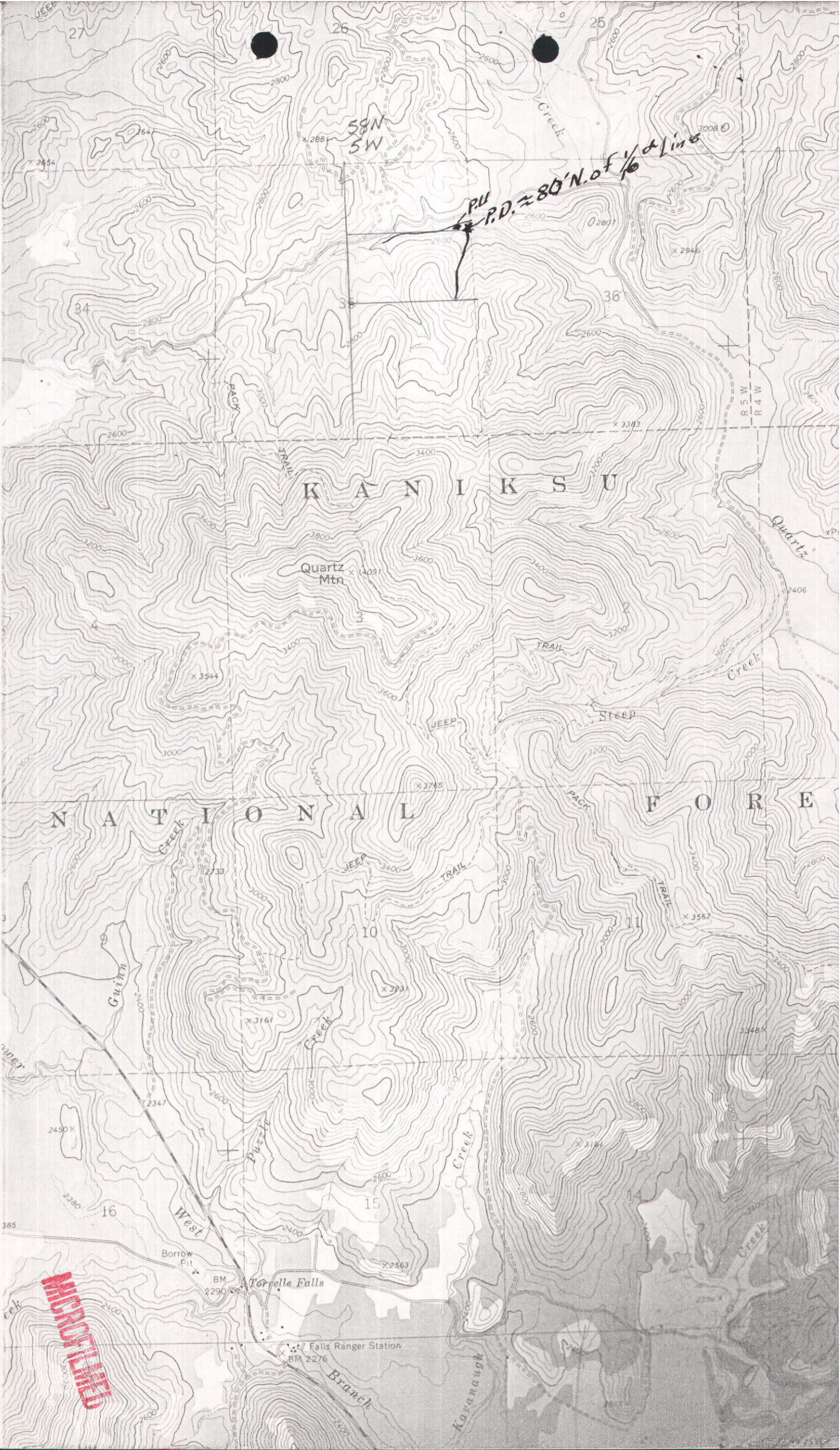




58N
5W

P.D. = 80' N. of 1/4 line

K A N I K S U

Quartz Mtn

N A T I O N A L

F O R E

Guinn

Puzzle

Creek

West

Borrow Pit

Torville Falls

Falls Ranger Station

Branch

Kavanagh

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7144 Priority 4-9-1980 Amount .02 cfs

THIS IS TO CERTIFY, that James T. Simmons
of Priest River, ID, has complied with the terms and conditions of Permit
No. 97-7144 issued pursuant to Application for Permit dated 4-9-1980,
and has submitted proof to the Department of Water Resources on 4-14-1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .02 cfs of water from unnamed stream,
tributary to Quartz Creek, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> from <u>1/1</u> to <u>12/31</u> at <u>.02</u> cfs and <u>1.2</u> acre feet			
<u>(1 unit)</u> from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			
(both dates inclusive)			

Subject, however, to the condition that no more than .02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NENE Sec. 35
T58N R5W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
58N	5W	35	X																

Total number of acres irrigated _____

NOTE: 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 right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31ST day of
October, 19 81.

Acting for the Director

Norm C Young

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 James T. Simmons Phone NONE
Post office address RT 5 BOX 81-3A Priest River ID 83856
2. Source of water supply unnamed stream which is a tributary of Quartz Creek
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 58N
Range 5W B.M. BONNER COUNTY County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.02 for domestic purposes from 1 JAN to 31 DEC (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.02 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump

b. Height of storage dam N/A feet, active reservoir capacity N/A acre-feet; total reservoir capacity N/A acre-feet, materials used in storage dam: N/A

Period of year when water will be diverted to storage N/A to N/A inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is N/A inches; proposed depth of well is N/A 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: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35 Township 58N
Range 5W B.M.

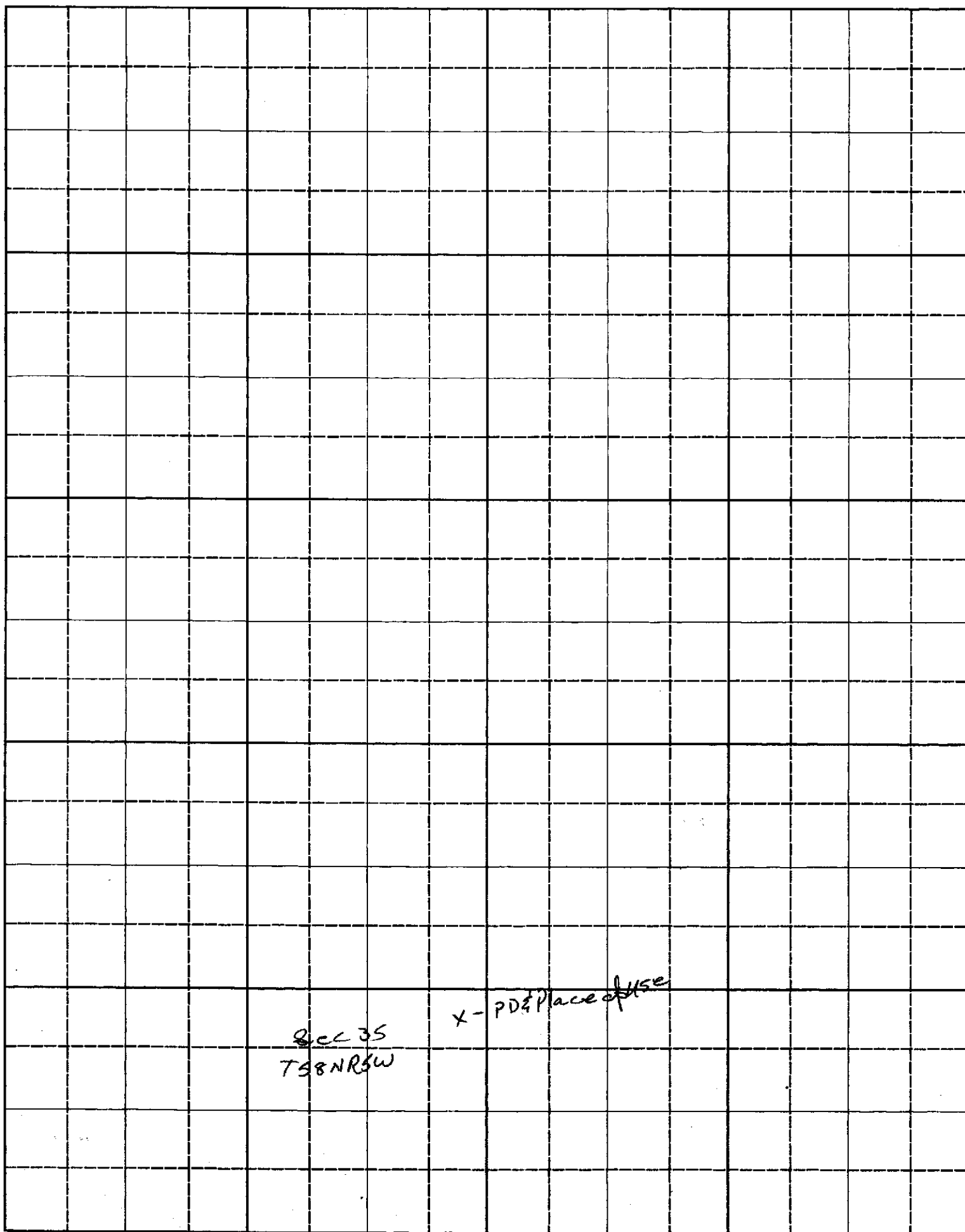
(2) Amount of power to be generated: N/A horsepower under N/A feet of head.

(3) List number of each kind of livestock to be watered N/A

(4) Name of municipality to be served N/A, or number of families to be supplied with domestic water 1

(5) If water is to be used for other purposes describe: N/A

RECEIVED



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.

James S. Lin
(Applicant)

Proposed Priority 4/9/80

Received by mo Date 4/9/80 Time 1:15 pm

Preliminary check by JK Fee \$ 20.00

Receipted by mo Date 4/9/80 (16913)

Publication prepared by mo Date 4/10/80

Published in Pine River Times

Publication dates 4/17 & 24/80

Publication approved mo Date 5/21/80

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by SKA Jim

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. 97-7144, 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 June 1, 19 81.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this 29 day of May, 19 80.

J. Glen Saylor
OF C. Dy. - No. 1000

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

publisher

being duly sworn, says that he is the
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

Application for Water Right No. 87-7144

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 17 day of April, 19 80
and

ending on the 24 day of April, 19 80
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

13 day of May, 19 80

Edell M. Thompson

Notary Public for Idaho,

Residing at Priest River, Idaho

from 01-01 to 12-31
Place of Use: NENE Sec 35 T
58N R 05W

Diversion Means: PUMP.

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 MAY 5, 1980

C. STEPHEN ALLRED
Director

Published in the Priest River
Times 4-17, 24-1980

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:

97-7144

SIMMONS, JAMES T.
RT. 5 BOX 81-3A, PRIEST
RIVER, ID 83856
Source: UNNAMED STREAM
tributary to QUARTZ CREEK
Date Filed: 04-09-1980

Amount: 0.02 CFS
Diversion Point: NENE Sec 35
T 58N R 05W, BONNER Co.
Use: DOMESTIC (0.02 CFS)

RECEIVED



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

November 19, 1981

RE: Permit No. 97-7144

James T. Simmons
Route #5, Box 81-3A
Priest River, ID 83856

Dear Mr. Simmons:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
NOV 22 1981
WATER RESOURCES

RECEIVED

SEP 28 1981

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

97-7144

Permit No.

CONTACT WITH PERMIT HOLDER

DATE INITIALS REMARKS

- ☐ Appointment letter mailed: _____
- ☐ Telephone call made: _____
(List Telephone No. used) _____
- ☐ Appointment scheduled for: _____
(Date, time, location) _____

EXAMINATION

Date 9-14-81 Accompanied by App Total Q measured -

If source is surface water, estimate total flow of source -

Methods of measurement Est/calc. Meets Permit requirements? _____

Measurement calculations:

one home

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
		Ward	#700	High Capacity Set				

System Description Pump in stream bed with pump & pipeline to home.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
<u>Domestic</u>	<u>0.02</u>	<u>1.2</u>	<u>1-1</u>	<u>12-31</u>
Total	<u>0.02</u> ✓	<u>1.2</u> ✓		

Remarks Pump winterized unable to see tag
SNAP in stream

[illegible]

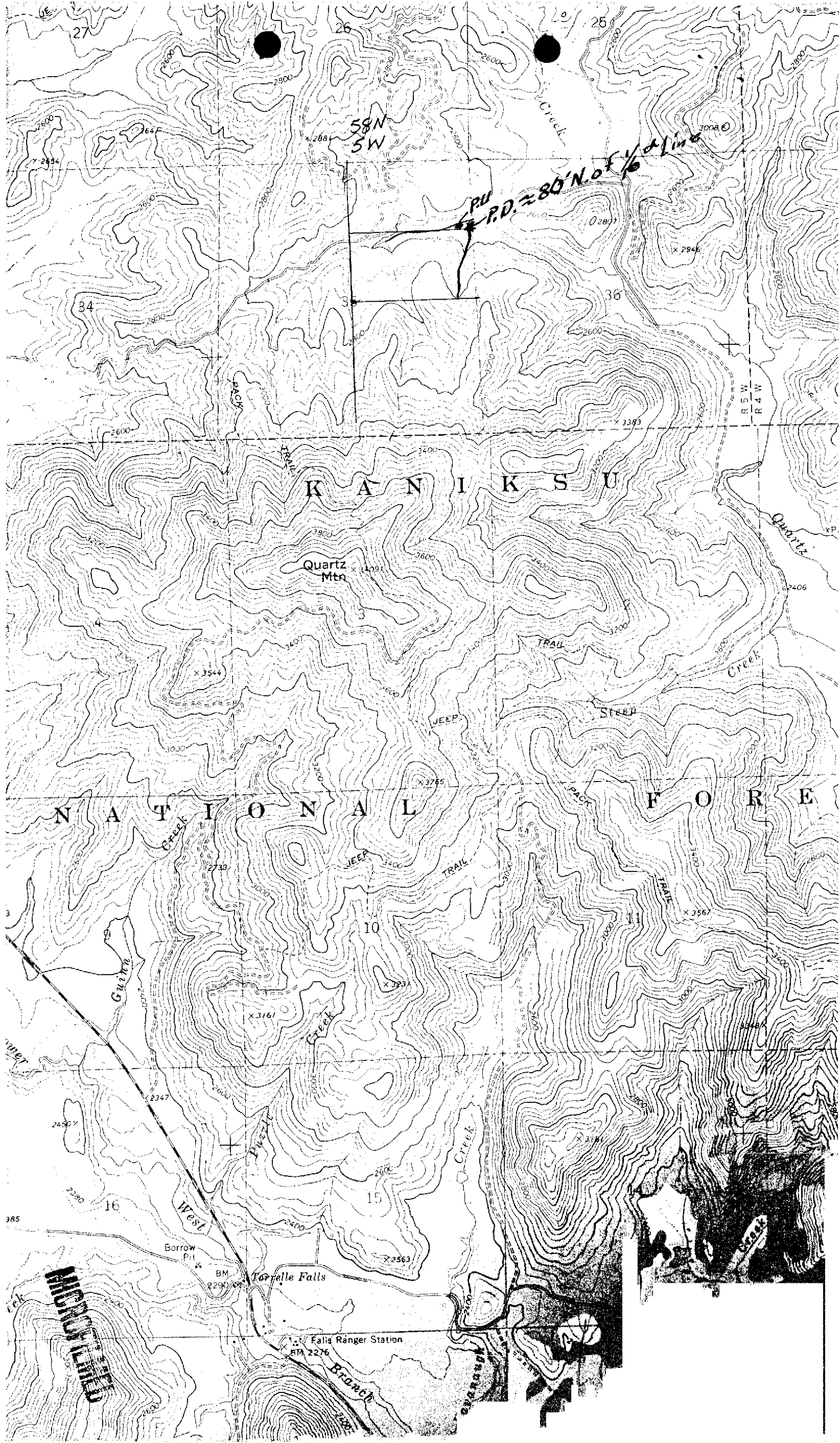
(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NE NE, S, 35, 58N, 5W

[illegible]

☒ None
☐ Other

Date _____



58N
5W

P.D. = 80' N. of 1/4 line

KANAB

Quartz Mtn

NATIONAL FOREST

Guinn Creek

West Fork

Quinn Falls

Falls Ranger Station

QUINN CREEK

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

June 10, 1981

Mr. James T. Simmons
Rt. 5 Box 81-3A
Priest River, Id. 83856

RE: 97-7144

Dear Mr. Simmons:

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/pms

cc: IDWR - State Office

RECEIVED

DEPARTMENT OF WATER RESOURCES

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. 97-7144

Name(s) of Permit Holder: James T. Simmons

Post Office Address: Rt 5 BOX 81-3A

Priest River ID 83856 Tel. No. _____

Source of Water: UNNamed stream tributary of Quartz Creek

Extent of Use: ☒ Domestic ONE (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

APR 1 1981
 Date

James T. Simmons
 Signature of Permit Holder

RECEIVED

APR 14 1981

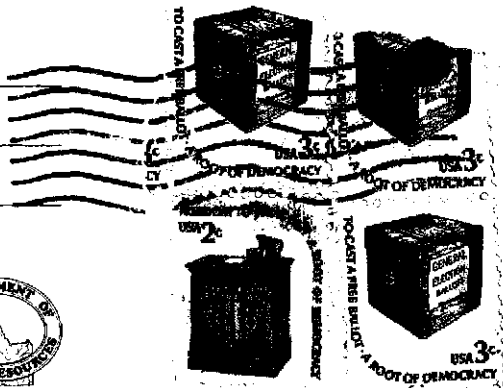
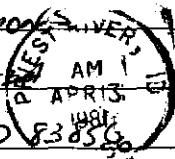
Department of Water Resources

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



James T. Simmons
Rt 5 BOX 81-
Priest River, ID 83856



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

SIMMONS, JAMES T.
RT. 5 BOX 81-3A
PRIEST RIVER, ID 83856

108111

MARCH 31, 1981

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 97-7144 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1981. (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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

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

ENCLOSURES

RECEIVED

WATER RIGHT NUMBER 97-7144

OWNER LAST NAME - SIMMONS
ADDRESS LINE 1 - RT. 5 BOX 81-3A
ADDRESS LINE 3 -FIRST NAME - JAMES T.
ADDRESS LINE 2 -
CITY - PRIEST RIVER

ORIG OWNER -

STATE - ID ZIP CODE - 83856

SOURCE - UNNAMED STREAM

TRIBUTARY OF - QUARTZ CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 04-09-1980 COUNTY - BONNER

TOTAL DIV. RATE - .0200 -CFS

TOTAL DIV. VOLUME - 1/2 .00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NENE 35 58N 05W LOT REDIV -

480.0 74.0 8.0 3.0 0.0 0.0 0.0 0.0 0.0 0.0 0.8

FROM - 01-01 TO - 12-31 USE - DOMESTIC

USE DIV. RATE -

.0200 CFS

USE DIV. VOLUME -

1/2 .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 58N RNG 05W SEC 35 TRACT NENE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 06-01-1981 PERMIT/DENIED - 05-29-1980 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - PUMP.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SIMMONS, JAMES T.
RT. 5 BOX 81-3A
PRIEST RIVER, ID 83856

JUNE 03, 1980

RE: PERMIT NO. 97-7144

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK APPLICATION NUMBER: 97-7144

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 Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

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

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 5/5/80
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/16/80
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
4/9/80 Date of priority recommended.
Special conditions of approval or cover letter. _____

MICROFILMED

By: RJA Date: 5/22/80

STATE OFFICE REVIEW:

- S.L.W/o card
☐ See attached sheet for more information.
By: Jmi Date: 5/28/80

SIMMONS, JAMES T.

RT. 5 BOX 81-3A. PRIEST RIVER. ID 83856

Source: UNNAMED STREAM tributary to QUARTZ CREEK

Date Filed: 04/09/1980

Amount: 0.02 CFS

Diversion Point: NENE Sec 35 T 58N R 05W, BONNER Co.

Use: DOMESTIC (0.02 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 35 T 58N R 05W

Diversion Means: PUMP.

MICROFILMED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

April 15, 1980

James T. Simmons
Route 5 Box 81-3A
Priest River, ID 83856

RE: 97-7144

Dear Mr. Simmons:

Enclosed is Receipt No. 16913 in the amount of \$20.00 which was received by this office for the filing fee on the above-referenced item.

Sincerely,

Patricia M. Styrpa

PMS

Enclosure

MICROFILMED