

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7037 Priority 7/17/1973 Amount 0.03 cfs

THIS IS TO CERTIFY, that D. MARK WIEBE and/or DIANE A. WIEBE
of Priest River, ID, has complied with the terms and conditions of Permit
No. 97-7037 issued pursuant to Application for Permit dated 7/12/1973,
and has submitted proof to the Department of Water Resources on 9/6/1977,
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 0.03 cfs of water from Little Pine Creek,
tributary to Priest River, 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> <u>(2 units)</u>	from <u>1/1</u> to <u>12/31</u>	at <u>0.03</u> cfs and	<u>2.4</u> AF
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 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
2.4 acre feet per year, said waters to be diverted within the NENE, Sec. 29, T57N, R4W
in the County of Bonner

Description and location of place of use:

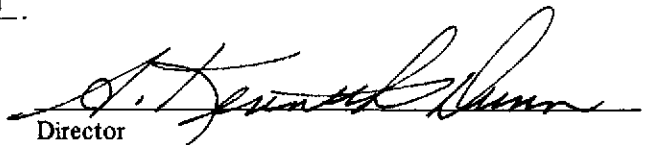
Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>57N</u>	<u>4W</u>	<u>29</u>	<u>X</u>																

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 25th day of
June, 19 81.


Director

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

IN THE MATTER OF APPLICATION FOR PERMIT)
NO. 97-7037, IN THE NAME OF D. MARK)
WIEBE &/or DIANNE A. WIEBE)

ORDER TO SHOW CAUSE

WHEREAS, on July 12, 1973, D. Mark Wiebe &/or Dianne A. Wiebe applied to the Department of Water Resources for a permit to appropriate .03 cubic feet per second of water from The Little Pine Creek, tributary to the Priest River within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 57N, Rge. 4W, B.M., Bonner County, to be used for domestic purposes; and,

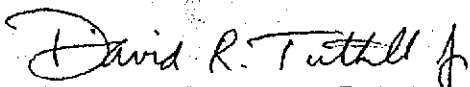
WHEREAS, on September 3, 1977, the Department received Proof of Beneficial Use for said permit; and,

WHEREAS, on April 16, 1979, the Department conducted a field examination and the examiner's report indicated that water had not been put to a beneficial use; and,

WHEREAS, pursuant to the provisions of Section 42-311, Idaho Code, the Director of the Department of Water Resources is empowered to cancel permits for which development requirements have not been completed;

IT IS, THEREFORE ORDERED that the permit holder show cause before the Director of the Department of Water Resources on or before March 27, 1981 why Permit No. 97-7037 should not be Cancelled.

Dated this 4 day of February, 1981.



DAVID R. TUTHILL, JR. P.E.
Acting Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 97-7037 IN
THE NAME OF D. MARK WEIBE &/OR DIANE A. WEIBE

ORDER OF REINSTATEMENT

WHEREAS, on July 12, 1973, D. Mark Weibe and/or Diane A. Weibe filed with the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.03345 cubic feet per second of water from Little Pine Creek, tributary to Priest River to be diverted from a point within the NE¼NE¼, Sec. 29, Twp. 57N, Rge. 4W, B.M., Bonner County, to be used for domestic purposes; and,

WHEREAS, on August 16, 1973, the Department approved said application and issued Permit No. 97-7037 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before September 1, 1975; and,

WHEREAS, on August 13, 1975, the Department extended the time within which to submit proof of beneficial use of water to September 1, 1977; and,

WHEREAS, on June 30, 1977, the Department notified the permit holders by certified mail that proof of beneficial use of water was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on October 3, 1977, the Department notified the permit holders that Permit No. 97-7037 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on September 3, 1977, the Department had received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 97-7037 be REINSTATED and the priority advanced to July 17, 1973.

Dated this 17 day of October, 1977.


BOBBY D. FLEENOR
Chief, Operations Bureau

✓

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE)
DATE IN CONNECTION WITH PERMIT NO. 97-7037)
in the name of D. MARK WEIBE &/or DIANNE A. WEIBE)

ORDER

WHEREAS, on July 12, 1973, D. Mark Weibe and/or Dianne A. Weibe applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 0.03345 cubic feet per second of water from Little Pine Creek, tributary to Priest River to be diverted from a point within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 57N, Rge. 4W, B.M., Bonner County, to be used for domestic purposes; and,

WHEREAS, on August 16, 1973, the Department approved said application and issued Permit No. 97-7037 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before September 1, 1975; and,

WHEREAS, on August 12, 1975, the permit holders submitted a request for an extension of time; and,

WHEREAS, it appears that under the circumstances, the permit holders have been proceeding with reasonable diligence and have given good cause for delay:

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 97-7037 be extended to September 1, 1977.

Dated this 13 day of August, 1975.


A. KENNETH DUNN, Administrator, Operations
Division
by BOBBY D. FLEENOR, Chief, Water Rights Bureau

Identification No. 97-7037

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant D. Mark Weibe and Dianne A. Weibe
post office address PO Box 211, Crete, Ill. 60417 Rt 6, Box 25, Priest River, ID
2. Source of water supply Little Pine Creek which is a tributary of Priest River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 57N
Range 4 W B.M. Bonner County; additional points of diversion if any: None
- b. If water is not consumed, it will be discharged into place of diversion at a point in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29 Township 57N Range 4 W B.M. Bonner
4. Water will be used for the following purposes:
Amount .03345 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. .03345 cubic feet per second and/or (15 gal. per minute)
b. acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Water will be pumped via electric pump from Little Pine Creek into 6000 gal. holding tank, and piped to individual campsites located on S $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ and that part of SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ which lies east of the Priest River.
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 2 years.
b. Estimated construction cost is \$ 3500.
8. Description of proposed uses:
a. If water is **not** for irrigation: as above (See item 6a)
(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: 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 .
(5) If water is to be used for other purposes describe: Commerical campsites for rent to traveling public. A small portion of the water to be diverted will be used for lawn watering on the premises and dust control.

[illegible]

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

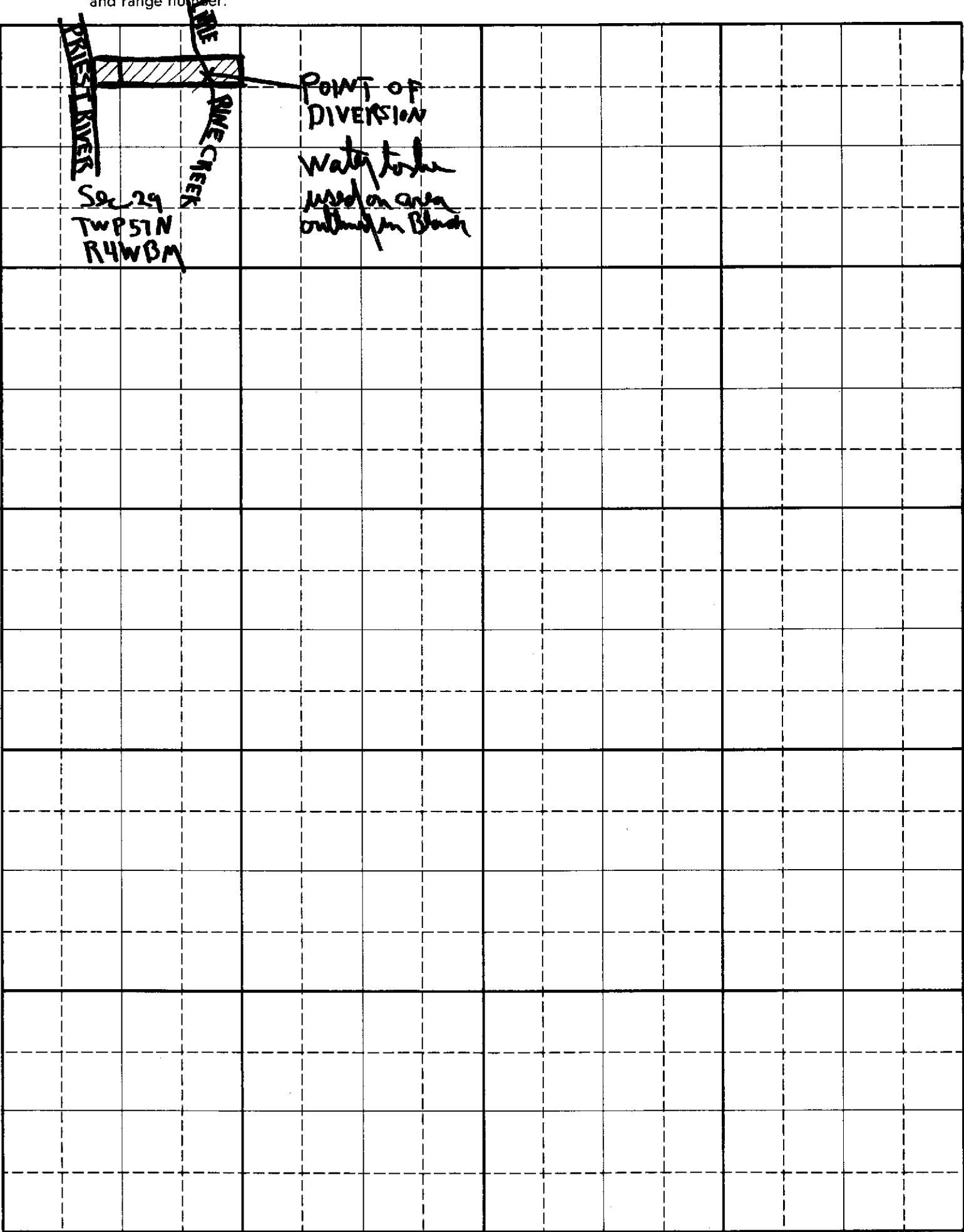
b. Who owns the land to be irrigated or place of use

_____ applicant to make this filing

Remarks	15 gallons per minute will be required. The figure of .03345 was computed by multiplying 15 gal. per minute by the conversion factor of 0.00223.
---------	--

Factor of 0.00223.

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.

D. Mack Wicks
(Applicant)

Received by MT Date 7-12-73 Time 10:10 AM
 Preliminary check by du Fee \$ 10.00
 Receipted by MT Date 7-12-73 # ?
 Publication prepared by cr Date 7-20-73
 Published in Priest River Times
 Publication dates 7-26 & 8-2-73
 Publication approved cr Date 8-6-73
 Priority ~~received~~ 7-12-73 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by du DF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

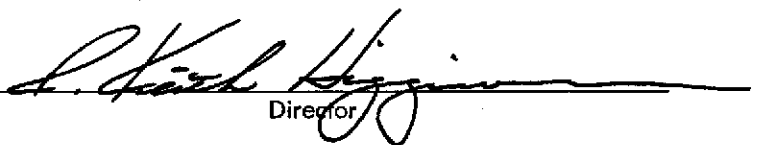
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 97-7037, and said application is hereby APPROVED.

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 September 1, 1975.
- c. Other: _____

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

Witness my hand this 16th day of August, 1973.


 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>ZE</u>	<u>7/18/73</u>	Application No. <u>97-7037</u>
(2)			☒ 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
(3)	<u>ZE</u>	<u>7/18/73</u>	In form to receipt
	<u>ZE</u>	<u>7/18/73</u>	Send Copies to: ☒ Idaho State Health Department ☒ Idaho Fish and Game Department ☒ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>ZE</u>	<u>7/12/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CL</u>	<u>8-6-73</u>	Affidavit of Publication received (date) <u>August 2, 1973</u>
(11)	<u>CL</u>	<u>7-20-73</u>	Final date for protests <u>August 13, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>ZE</u>	<u>8/13/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>ZE</u>	<u>8/13/73</u>	Action recommended: ☒ Approve Priority <u>7/12/73</u> ☐ Deny Reason for Reduction _____ ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Northern</u>	By <u>Jeff E. Smith</u>	Date <u>8/13/73</u>

97 7037

RECEIVED
AUG 14 1973
Department of Water Administration

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,

being duly sworn, says that she is the Co-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 circulation 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

Notice of Application for Water Permit

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 26th day of July, 1973, and ending on the 2nd day of August, 1973, and that said notice was published in said newspaper proper, and not in supplement form.

Marie Martin

Subscribed and sworn to before me this

2nd day of August, 1973

George C. Connelly
Notary Public for Idaho,

Residing at Priest River, Idaho

RECEIVED

AUG 2 1973

Department of Water Administration
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that D. Mark &/or Dianne A. Weibe, P.O. Box 211, Crete, Illinois, have on July 12, 1973 submitted Application No. 97-7037 for a permit to appropriate 0.03 cubic feet per second of water from Little Pine Creek, tributary of Priest River by means of pump, holding tank, and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 57N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes for campsites within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 57N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814, on or before August 13, 1973.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on July 26 and August 2, 1973.

30-2t

97 7037



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

~~STEPHEN A. DUNN~~

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

June 26, 1981

Mark & Dianne Wiebe
Rt. 6, Box 25
Priest River, Idaho 83856

Dear Mr. & Mrs. Wiebe

RE: Permit No. 97-7037

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

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

June 2, 1981

Mark & Dianne Wiebe
Rt6 6, Box 25
Priest River, Idaho 83856

Dear Mr. & Mrs. Wiebe,

A representative of this Department has made an examination of the works covered by your Permit No. **97-7037**, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: **.03 cfs** Source: **Little Pine Creek**

The maximum quantity diverted shall not exceed **2.4** acre feet per year.

Point(s) of diversion: **NE1/4, Sec. 29, Twp. 57N, Rge. 4W, B.M.**

Beneficial use: **Domestic use for 2 units within the NE1/4, Sec. 29, Twp. 57N, Rge. 4W.**

Priority date established: **July 17, 1973**

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

RECEIVED

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT
Supplemental

APR 17 1981
Department of Water Resources

977037

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	4-3-81	JK	448-1375 - No AAS
	4-6-81	JK	" "
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	4- 4-8-81		- site

EXAMINATION

Date 4-8-81 Accompanied by Mrs Wiebe Total Q measured -
If source is surface water, estimate total flow of source -
Methods of measurement Calc/Est Meets Permit requirements? yes

Measurement calculations: 2 homes @ 0.03 cfs & 2.4 AF @ 6 PSI

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	3/4	Berkley	M8	Berkley	133273			

System Description Gravel filter with 4' Dia CMP 14ft deep with pump & pipe line to place of use

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

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>Dom</u>	<u>0.03</u>	<u>2.4</u>	<u>1-1</u>	<u>12-31</u>
Total	<u>0.03</u>	<u>2.4</u>		

Remarks Mrs Wiebe may not have understood what I was looking for on the first exam. There are only 2 homes.

Uate

☒ None
☐ Other

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

[illegible]

Place(s) of Use

Point(s) of diversion: NE NE 89.57N, 4W

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

SCHEMATIC DIAGRAM OF SYSTEM

[illegible]

MAP (Attach Aerial Photo)

RECEIVED

Journal of Management Education

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion 0.03345 cubic feet per second and annual volume _____ AF/Annum.

- Proof lists the $S^1_2 N^1_2 NE^1_4$

Other Points of Diversions: _____

Description of diverting works: filter bed, Little Pine Creek bottom into 4' rd. by 14' deep
cistern (made of alum. culvert sec.) 2/3 hp elec. shallow well pump, 1 1/4" pipe and well
point 2" pvc pipe line into gal. storage tanks chlorinated at cistern.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

[illegible]

DATE OF EXAM 4/16/79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no _____

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no _____

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured _____ Method of measurement _____

Total Q recommended _____ Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

None

REMARKS:

NO diversion - contacted Mrs. Wiebe - informed her that I must recommend cancellation & that when they are again ready to start const. Road put into river some clearing not complete to refill. Not in use & no immediate plans to recommence const.

Examiner's Signature Tom D. Key Date 5/16/79

Checked by Bob Haynes Date 5/17/79

Approved by Robyn Date 2/3/81

March 24, 1981

Mrs. Dianne A. Wiebe
Route #6, Box 25
Priest River, Idaho 83856

RE: Permit No. 97-7037

Dear Mrs. Wiebe:

We are in receipt of your letter which indicates that you will be able to meet with a representative of the Department regarding the above referenced permit.

Would you please contact Mr. Tom King, our examiner in the Northern Regional Office, to arrange for a demonstration of your water system? The demonstration must be accomplished during the summer of 1981 to prevent further cancellation procedures. Mr. King's address is Route #5, Box 203 Government Way, Coeur d'Alene, Idaho 83814 (208-667-6484)

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocation Section

DRT:jg

c.c. Northern Regional Office

Done T.
In regard to Permit No. 97-7037

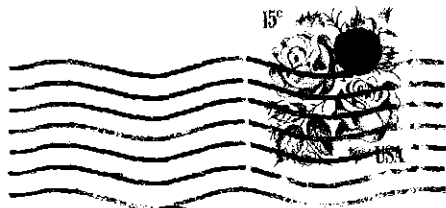
D. Mark + Dianne A. Wiebe

The last time we corresponded I believe a copy of a spotted survey was sent. This survey placed the pump house on Little Pine Creek 600ft +- west of our residence. There is a power line from our residence to that pump house.

If it is necessary to send a representative to this location I will be happy to arrange to have someone available to meet with him/her.

Thank-You
Dianne A. Wiebe

2126W
Rt 6 Box 25
Priest River, ID
83856



Department of Water Resources
State Office
450 W. State St.
Boise, Idaho

David R. Tuthill Jr. P.E.

RECEIVED
MAR 15 1981
V
D

Director

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

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

97-7037

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



**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
WASHINGTON, D.C. 20460

(Name of Sender)

(Street or P. O. Box)

(City, State, and ZIP Code)

REGISTERED
FEB 21 1981
Department of Water Resources

● SENDER: Complete items 1, 2, and 3.

Add your address in the "RETURN TO" space on reverse.

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

- ☒ Show to whom and date delivered. _____ \$
☐ Show to whom, date, and address of delivery. _____ \$
☐ RESTRICTED DELIVERY
☐ Show to whom and date delivered. _____ \$
☐ RESTRICTED DELIVERY.
☐ Show to whom, date, and address of delivery. \$ _____
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

D. Mark & Dianne A. Wiebe
 Rt. 6, Box 25
 Priest River, Id. 83856

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

32789

1. Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☒ Addressee ☐ Authorized agent

DATE OF DELIVERY

2-28-1
 D. Mark & Dianne A. Wiebe

DATE OF DELIVERY



5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

WJ

February 4, 1981

D. Mark & Dianne A. Wiebe
Rt. 6, Box 25
Priest River, Idaho 83356

Dear Mr. & Mrs. Wiebe,

RE: Permit No. 97-7037

On April 16, 1979, a representative of this Department made an examination of the works covered in your above referenced permit and did not find any water diverted to beneficial use.

Therefore, please find enclosed an Order to Show Cause why Permit No. 97-7037 in your name, should not be cancelled.

Note that any information in response to this Order must be submitted by March 27, 1981. Please contact this office if you have further questions.

Sincerely,

DAVID R. TUTHILL, JR. P.E.
Supervisor, Water Allocation Section

DRT:mr

cc: Northern Region

October 17, 1977

Re: Permit No. 97-7037

D. Mark &/or Diane Wiebe
Route 6, Box 25
Priest River, ID 83856

Dear Mr. & Mrs. Wiebe:

Enclosed is a copy of an Order of Reinstatement for this permit; please note that the priority has been advanced to July 17, 1973.

We acknowledge receipt of the affidavit submitted as proof of beneficial 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 cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights Bureau

/jr

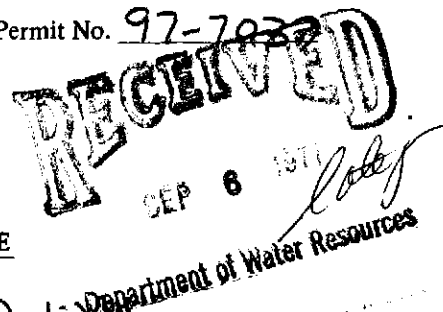


Identification No. _____

Permit No. 97-7037

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE



1. a) Name of Permit Holder D. Mark Wiebe and/or Dianne A. Wiebe

b) Post Office Address Rt 6 Box 25 Priest River, ID 83856

2. Permit Number 97-7037

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated Little Pine Creek

* b) Location of the point of diversion: S²N² E $\frac{1}{4}$, Section 29

Township 57 N, Range 4 W Boise Meridian, Other points of diversion: _____

* 5. a) The amount of water and use to which the water has been applied:

Amount .08 for 2 Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated .08 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: electric pump - measured Householder

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

* 7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Filter bed, Little Pine Creek bottom into

4 ft rd. by 14 ft deep cistern (made of alum. culvert section) $\frac{2}{3}$ hp. elect. shallow well pump - $\frac{1}{4}$ pipe + well point
2 inch pvc pipe line into 60 gal. storage tank chlorinated at cistern.

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

other than pump capacity

c) Give well driller's name and address and the date the well was completed: _____

* 8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Domestic

10/16/71



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

October 3, 1977

D. Mark &/or Diane A. Weibe
Route 6, Box 25
Priest River, Idaho 83856

Dear Mr. & Mrs. Weibe:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 97-7037 has lapsed since you have not notified us that you have completed the project by the date required on your permit. You were provided forms for that purpose in our notice to you dated June 30, 1977.

Your permit cannot be reinstated unless you submit the proof of beneficial use affidavit, enclosed, or show other reasonable cause why the permit should be reinstated within 60 days from the date of this lapse notice.



C. STEPHEN ALLRED
Director

CSA:jfr

Encl.

September 13, 1977

Re: Permit No. 97-7037

D. Mark Wiebe &/or Diane A. Wiebe:
Route 6, Box 25
Priest River, Idaho 83856

Dear Mr. & Mrs. Wiebe:

We received your letter regarding your proof of beneficial use on the above referenced permit.

File your proof of beneficial use for the domestic use that you are now using and at the time you are ready to complete the project, you will need to file a new application. This proof needs to be returned to us as soon as possible as proof was due on September 1, 1977. We are returning the proof form you sent with your letter. If you have questions on filling out this form, please call us or our Regional Office in Coeur d'Alene. Or you may visit their office at Rt. 5, Box 203, Government Way, Suite 1, Coeur d'Alene, Idaho. Their phone number is 667-6484.

Sincerely,

JAN GROVER
Supervisor, Water Rights

JG:JFR

Encl.

Sir,

Please advise as to what we should do!

Application for this water permit was made on the basis of our completing a campground. Because of the economy and reversals in fund we have not ~~to~~ completed our plans. At the present time there is no schedule for doing so. We are presently using water for domestic use only. There probably would be no change for 5 yrs. or so. I am at a loss as to how to fill out the enclosed form.

Sincerely,

Dianne J. Wiebe

RECEIVED
SEP 6 1977

Department of Water Resources

✓

C. Stephen Allred
Statehouse
Boise, ID
83720

June 30, 1977

CERTIFIED MAIL

138761

Re: Permit No. 97-7037

D. Mark Weibe &/or Dianne A. Weibe
Box 211
Crete, Illinois 60417

Dear Mr. & Mrs. Weibe:

One of the conditions of approval of your water Permit No. 97-7037 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1977. Enclosed is an affidavit form which must 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 affidavit 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

✓



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

August 13, 1975

Re: Permit No. 97-7037

D. Mark &/or Dianne Weibe
Box 211
Crete, Illinois 60417

Dear Mr. & Mrs. Weibe

Enclosed is an Order which extends the time within which to submit proof of beneficial use of water under this permit to September 1, 1977.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:JFR

Enclosure

cc: Thomas E. Cooke, Attorney
Box 788
Priest River, ID 83856



X

COOKE & LAMANNA
ATTORNEYS AND COUNSELORS AT LAW
BEARDMORE BUILDING
P. O. BOX 788
PRIEST RIVER, IDAHO 83856

RECEIVED
AUG 29 1973

Department of Natural Resources

(208) 448-6311

THOMAS E. COOKE
NICK M. LAMANNA

R. Keith Higgonson
Director, Idaho Dept. of Water Administration
Statehouse,
Boise, Idaho 83720

Re: Application No. 97-7037
D. Mark Weibe, Bonner County

Dear Mr. Higgonson:

This office represents D. Mark Weibe, who was issued the
above Permit No. in July of 1973.

The system described in the application has been under
construction since the approximate date of issuance, but
it has not yet been completed. It was originally the intention
of Mr. Weibe to construct a campground with 135 sites, but
the County Planning and Zoning Board limited the project to
45 sites. Mr. Weibe has determined that this may make the
project economically unfeasible, but this cannot definitely
be determined at this time. It appears that the only way it
could be determined would be to allow the camp area to run
with the 45 sites, and make the determination from the actual
experience as to whether sufficient income can be generated.
It is felt that this will take a minimum of at least two years.

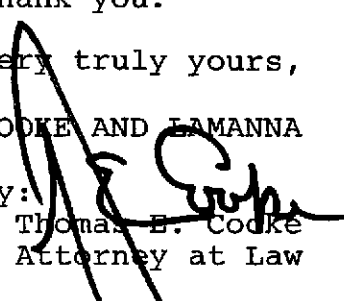
We therefore request an extension on the systems completion
for a period of two years. We can give you a status report on
those portions of the system which actually have been completed,
if desired by your office. Please let us know if this would be
helpful.

Kindly direct any further communications surrounding this
matter to this office.

Thank you.

Very truly yours,

COOKE AND LAMANNA

By: 
Thomas E. Cooke
Attorney at Law

TEC:tc
cc: D. Mark Weibe

7

mtb

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

House
 Boise, Idaho 83720

138961



D. Mark Weibe
Box 211
Crete, IL

60417

RECEIVED

JUL 2 1977

Department of Water Resources

AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED.



means 7/12/77

Att. to Bk. 25 83856
Pilot Area

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



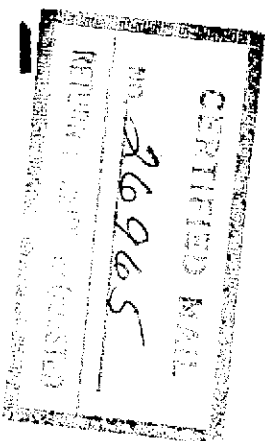
File

*Permit No.
97-7057*

~~D. Mark & Diane Weihe
Box 211
Crete, Illinois 60417~~

**AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED.**

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



D. Mark &/or Dianne A. Welbe
Box 211
Crete, IL 60417

cert. mail # 26965

Re: mail to
D. Mark Welbe
c/o Thomas Hooker
Box 788, Crest
7-14-75

AUTHORIZED TIME FOR FORWARDING
EXPIRED

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

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

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	36965	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4.

DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

**AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED.**

★ GPO: 1973-580-203

SS



UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

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

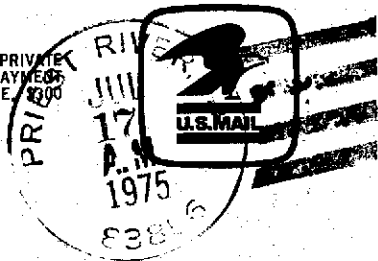
- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

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



● SENDER: Complete items 1 and 2.

Add your address in the "RETURN TO" space on reverse.

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

- ☐ Show to whom and date delivered 15¢
- ☐ Show to whom, date, & address of delivery .. 35¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

GENUINE
Handwritten: J. Edgar Hoover, # 83852

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

Handwritten: 86968

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

4.

DATE OF DELIVERY

Handwritten: JUL 17 1975

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

Handwritten: X



RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

resent by cert.
mail no. 26968
7-14-75 j
26965

July 3, 1975

CERTIFIED MAIL

Re: Permit No. 97-7037

D. Mark &/or Dianne A. Weihe
Box 211
Crete, Illinois 60417

Dear Mr. & Mrs. Weihe:

One of the conditions of approval of your water Permit No. 97-7037 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before September 1, 1975. Enclosed is an affidavit form which must 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 affidavit 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.

R. Keith Higginson
R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

X

August 16, 1973

Re: Permit No. 97-7037

D. Mark &/or Dianne A. Weibe
P. O. Box 211
Crete, Illinois 60417

Dear Mr. & Mrs. Weibe:

Enclosed is a copy of your approved Application for Permit No. 97-7037 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

97 7037

RECEIVED

JUL 23 1973

Department of Water Administration
Northern District Office

(208) 448-7371

THOMAS E. COOKE
ATTORNEY & COUNSELOR AT LAW
TELEPHONE BUILDING
P. O. BOX 788
PRIEST RIVER, IDAHO 83856

19 July 1973

RECEIVED

JUL 23 1973

Department of Water Administration

Fred Eisenbarth, Examiner
Idaho State Department of Water Administration
Statehouse
Boise, Idaho 83707

Re: Application of D. Mark Weibe

Dear Mr. Eisenbarth:

Pursuant to our telephone conversation of a couple of days ago, I contacted Mr. Weibe for the additional information you requested.

He indicated that he would prefer to double the quantity of water which he is applying for from the rate of 15 gallons per minute to the rate of 30 gallons per minute, if the Department would approve the latter amount.

He will be developing 90 campsites on the property, which the water from Little Pine Creek will be applied to.

This letter is your authority to change the application to reflect this additional material.

Should you need any other information, please advise.

Thank you.

Very truly yours,

T. E. Cooke
Attorney at Law

TEC/ks

37 7037

July 23, 1973

Re: Application for Permit No. 97-7037 - D. Mark &/or Dianne A. Weibe

Jack C. Ross
Bonner County Office
PANHANDLE DISTRICT HEALTH DEPARTMENT
P.O. Box 734
Sandpoint, ID 83864

Dear Mr. Ross:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our office as soon as possible. We normally complete the processing of an application within a four-week period and we are required to take final action shortly thereafter.

Please contact us if we may be of any further assistance.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enclosure

97 7037

July 20, 1973

Re: Application No. 96-7197 - Lester E. Read and Earl H. Downing
" " 97-7037 - D. Mark &/or Dianne A. Weibe

Priest River Times
P.O. Box 398
Priest River, ID 83856

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 8-6-73 by de

FE:CR

Enc: Legal Notices (2)

97 7037

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that D. Mark &/or Dianne A. Weibe,
P.O. Box 211, Crete, Illinois
have on July 12, 1973 submitted Application No. 97-7037
for a permit to appropriate 0.03 cubic feet per second ~~acre feet per second~~
of water from Little Pine Creek, tributary of Priest River
by means of pump, holding tank, and pipeline
within the NE1/4, Sec. 29, T. 57N, R. 4W, B.M., Bonner County

to be used from Jan. 1 to Dec. 31
for domestic purposes for campsites

within the NE1/4, NE1/4, Sec. 29, T. 57N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before August 13, 1973.

R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho
on July 26 and August 2, 1973

97 7037

NOTICE OF APPLICATION

FOR WATER PERMIT

Notice is hereby given that D. Mark &/or Dianne A. Weibe, P.O. Box 211, Crete, Illinois, have on July 12, 1973 submitted Application No. 197-1037 for a permit to appropriate 0.03 cubic feet per second of water from Little Pine Creek, tributary of Priest River by means of pump, holding tank, and pipeline within the NE 1/4 NE 1/4, Sec. 29, T. 57N, R. 4W, B.M., Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes for campsites within the NE 1/4 NE 1/4, NE 1/4 NW 1/4, Sec. 29, T. 57N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814, on or before August 13, 1973.

R. KEITH HIGGINSON,

Director,

Published in the Priest River Times, Priest River, Idaho on July 26 and August 2, 1973.

30-21

4204 26

OK
7-25-73

July 20, 1973

Re: Application for Permit No. 97-7037

D. Mark Weibe
P.O. Box 211
Crete, Illinois 60417

Dear Mr. Weibe:

Attached is your receipt No. 11322 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enclosure

97-7037

THOMAS E. COOKE
ATTORNEY & COUNSELOR AT LAW
TELEPHONE BUILDING
P. O. BOX 788
PRIEST RIVER, IDAHO 83856

11 July 1973

RECEIVED

(208) 448-7371

Idaho State Department of Water
Administration
Statehouse
Boise, Idaho 83707

Idaho State Department of Water
Administration

Re: Application of D. Mark Weibe

Gentlemen:

Enclosed herewith you will find a completed and signed application for permit to appropriate the public waters of this State, for D. Mark Weibe, together with my check in the amount of \$10.00 as your filing fee.

Please refer any questions regarding the application to my office.

Thank you.

Very truly yours,

T. E. Cooke
Attorney at Law

TEC/ks
enc.

RECEIVED

JUL 17 1973

87 7677