

#97 2072 Scott

C-729
(1-2)

1927

C-728

1929
20

C-831

1928
27

C-504

Scott

C-822
(3-3)

3.2
1.1
10.7
15.0

Log
Dam
Divert
to pond

10.7

C-722

C-506

C-901

C-741
(1-2)

24.5

RECEIVED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-2072 Priority September 9, 1966 Amount 0.09 cfs

THIS IS TO CERTIFY, that Saddle Rack Ranch
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 97-2072 issued pursuant to Application for Permit dated September 9, 1966,
and has submitted proof to the Department of Water Resources on September 22, 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 0.09 cfs of water from Elk Creek,
tributary to Pend Oreille 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>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.09</u> cfs and	<u>38.1</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.09 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
38.1 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, Twp.
56N, Rge. 4W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
56N	4W	29				15													15

Total number of acres irrigated 15

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 30 day of
November, 19 81.

Acting for the Director

Roman C Young

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,

being duly sworn, says that he 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 Existing 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 19th day of November, 19 70, and

ending on the 26th day of November, 19 70, and that said notice was published in said newspaper proper, and not in supplement form.

Marie Martin

Subscribed and sworn to before me this

19th day of January, 19 71

George O. Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Saddle Rack Ranch, Route No. 1, Box 85, Priest River, Idaho has received an approved Permit No. 33190/96-2307 issued by the Idaho Department of Water Administration authorizing the diversion of 0.6 cubic feet per second of water from Elk Creek, trib. of Pend Oreille River. The priority to be established under this permit is September 9, 1966 and the permit was approved September 23, 1966.

Water is to be diverted by motor, pump, and sprinkler system from a point within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T. 56 N., R. 4 W, B.M., Bonner County to be used for irrigation in the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 29, T. 56 N, R. 4 W, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 23, 1977. Any

protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director,
Idaho Dept. of Water
Administration,
STATEHOUSE, Boise, Idaho.

Published in the Priest River Times, Priest River, Idaho on November 19 and November 26, 1970.

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 33190/96-2307)

in the name of SADDLE RACK RANCH)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

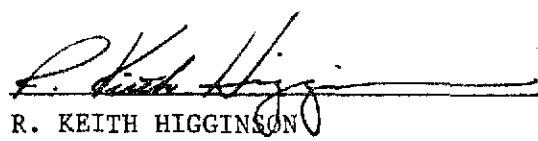
WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 33190 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Water Administration of the application of the water to beneficial use on or before September 23, 1977. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for completion of works may be grounds for cancellation at the instance of the Department.

Dated this 12TH day of October, 1970.


R. KEITH HIGGINSON
Director

33190
96-2307

Application For Permit To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 41375
PERMIT No. 33190
DISTRICT No.

96-2301
97-2072

1. Name of Applicant: Saddle Rack Ranch

Postoffice address: Route #1, Box 85, Priest River County: Bonner State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
(b) Amount of capital stock:
(c) Amount paid in:
(d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand: (c) Bond to be issued:
(b) Treasury stock: (d) Other resources:

2. Quantity of water claimed: .6 cubic feet per second. or 270 gallons per minute.

3. Source of water supply: Elk Creek which is a tributary of Pend Oreille River.

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$
of section 29 , T. 56 N , R. 4 W , B. M., County of Bonner

5. Water is to be used for irrigation

6. If for mining, milling, power or manufacturing purposes, give:

- (a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section of T. , R. , B.M.
(b) Amount of power generated: H.P., under feet head.
(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 3,000.00

8. Kind of works: Electric motor, pump and sprinkler system.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom fee; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is 5 years.

13. The time required for the complete application of the water to the proposed use is 6 additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none

16. (a) Is reservoir to be used? yes If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit: Unnamed
 (c) Date of filing of Application for Storage Permit and Name of Applicant: Application for permit to construct reservoir attached:

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

/s/ ROY D. SCOTT

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: September 9, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 33190

Recorded in Book 116 Page 33190 Approved September 23, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before November 23, 1966 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before March 23, 1969

The whole of said work to be completed on or before September 23, 1971

The whole of said work to be completed on or before September 23, 1971
Beneficial use of water appropriated in accordance herewith, to be made on or before September 23, 1977.

WITNESS My hand this 23rd day of September, 1966

/s/ R. KEITH HIGGINSON
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SMYLIE, Governor of the State of Idaho,
and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd

day of September, 19 66
Countersigned:

STATE OF IDAHO

(SEAL) By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ ROBERT E. SMYLIE
Governor.

REMARKS: Application for permit to construct reservoir attached

14.

[illegible]

Rec. No. 33403 given
73411

\$5.00

Address all communications to

Form No. 1
5M 1-65

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

RECEIVED

SEP 9 1966

8:00 A.M.
Department of Reclamation

Application No. 41375
Permit No. 33190
District No.

1. Name of Applicant: SADDLE RACK RANCH
Post Office address: Rt. Box 85 County: Bonner State: IDAHO

If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of Capital stock: \$ (c) Amount paid in: \$
- (d) Names and addresses of directors:

The financial resources of the applicant are: (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:

2. Quantity of water claimed: (370 gal/min) .6 cubic feet per second

3. Source of water supply: Elk creek
which is tributary of Pend Oreille river

4. Location of point of diversion: feet distant from the corner
of Section, Twp, Rge, B. M., and is in the SE 1/4 NE 1/4
of Section 29, Twp 56N, Rge 4W, B.M., County of Bonner

5. Water is to be used for: Irrigation

6. If for any non-irrigation purpose, give:

- (a) Point of use of water: feet distant from corner of Section
Twp, Rge, B. M., in the of Section, Twp, Rge, B. M.
- (b) Amount of power generated: H. P., under feet head.
- (c) Water is to be returned to at a point feet
distant from the corner of Section, Twp, Rge, B. M., in the
of Section, Twp, Rge, B. M.

7. Estimated cost of works: \$3000

8. Kind of works: Electric motor pump + sprinkler system
(Reservoir, dam, ditch, flume, pipe, etc.)

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam
(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

10. Size of headgate: Width feet; Height feet

11. Ditch: Width at bottom feet; Width at water line feet; Depth of water feet;
Dimensions of flume; Diameter of pipe inches;
Length of conduit miles. Average grade per mile feet.

33190

OK

6

16. (a) Is reservoir to be used? Yes (If so, fill in (b) and (c) below.)

(b) Name of reservoir and number of Storage Permit: Unnamed

(c) Date of filing of Application for Storage Permit and Name of Applicant:

Remarks:

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.

Applicant.

By, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____,

....., State of, do hereby certify that I am the owner

of the land on which the spring mentioned in the application of is

located, to-wit:

and that I do hereby grant unto the said permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO

SS.

County of _____

On this day of, 19...., before me, a Notary Public for the State of Idaho, residing

at _____, personally appeared _____

known to me to be the person... whose name... subscribed to the foregoing certificate, and acknowledged

to me thathe.... executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

.....
Notary Public.

My commission expires

33190

19W

Approval of State Reclamation Engineer

The number of this permit is 33190
Recorded in Book 116 Page 33190 Approved SEP 23 1966
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$..... to be filed before
Work to begin on or before November 23, 1966, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.
One-fifth of the work above specified to be completed on or before March 23, 1969
The whole of said work to be completed on or before September 23, 1971
Beneficial use of water appropriated in accordance herewith, to be made on or before September 23, 1977
Witness my hand this 23rd day of September, 1966

R. Keith Higgins
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE Governor of the State of Idaho, and LOUIS E. CLAPP Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 23rd day of September, 1966

Countersigned

STATE OF IDAHO

By

Louis E. Clapp
Secretary of State.

By

Robert E. Smylie
Governor.

No. 33190

PERMIT

Date of first receipt at office of State Reclamation Engineer

September 2, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.00

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

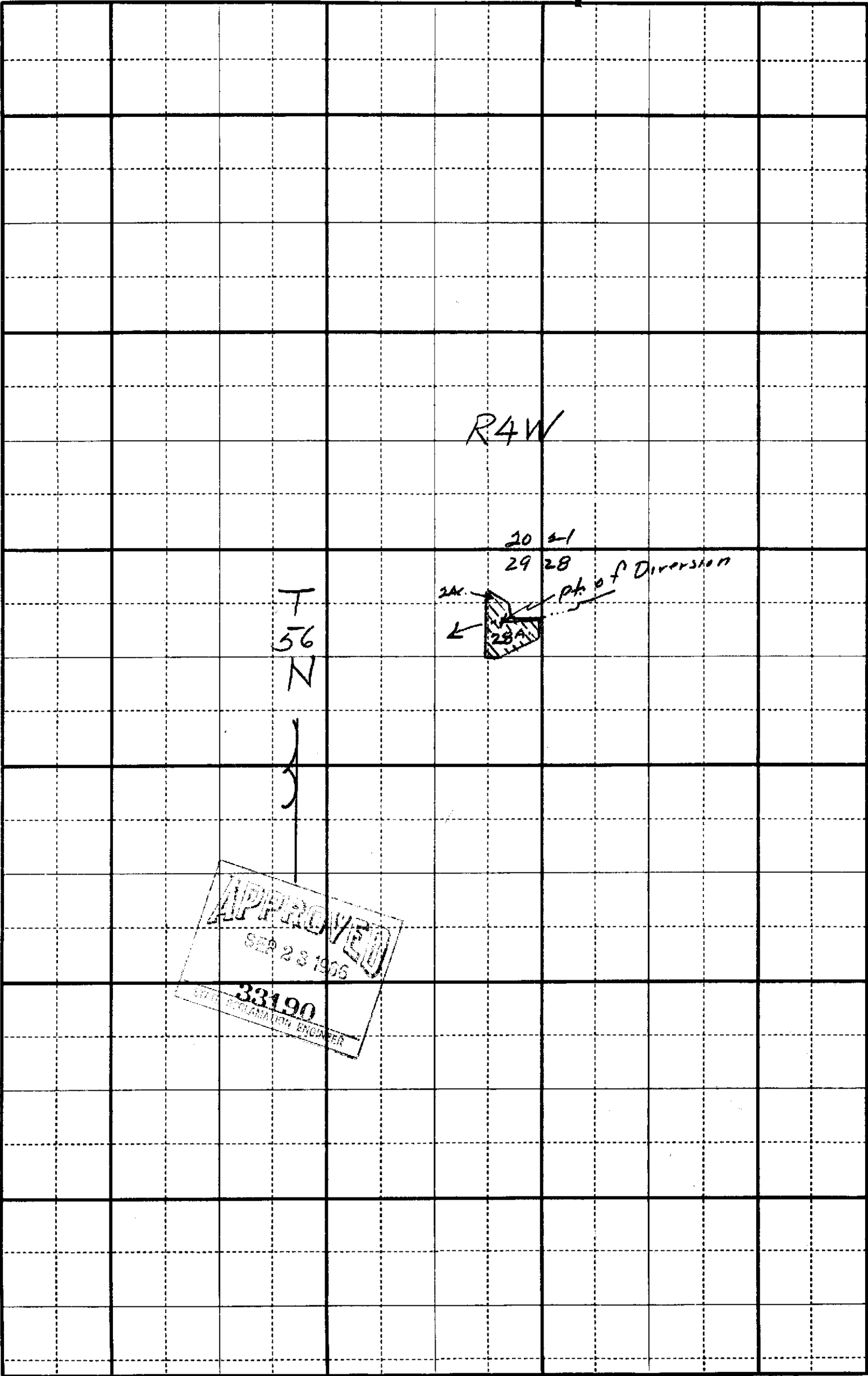
For each additional Sec. Ft. or Fraction

Thereof .25

33190

NAME OF APPLICANT SADDLE RACK RANCH

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33190



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

December 2, 1981

RE: Permit No. 97-2072

Saddle Rack Ranch
Route #1, Box 382
Priest River, ID 83856

Dear Sirs:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

MICROFILMED



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

November 9, 1981

RE: Permit No. 97-2072

Saddle Rack Ranch
Route #1, Box 382
Priest River, ID 83856

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. ~~96~~-2072, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.09 cfs Source: Elk Creek

The maximum quantity diverted shall not exceed 38.1 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 56N, Rge. 4W, Bonner County

Beneficial use: Irrigation of 15 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 56N,
Rge. 4W

Priority date established: September 9, 1966

Conditions (if any):

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT NO. FIVE

RECEIVED

JUN 19 1981

97-2072

Permit No. _____

CONTACT WITH PERMIT HOLDER

DATE

INITIALS

Department of Water Resources

REMARKS

- | | | | | |
|--------------------------|----------------------------|----------------|-----------|---|
| ☐ | Appointment letter mailed: | <u>6-13-80</u> | <u>JK</u> | <u>shown system & acreage by app.</u> |
| ☐ | Telephone call made: | | | <u>See try again after July</u> |
| | (List Telephone No. used) | | | |
| ☐ | Appointment scheduled for: | | | |
| | (Date, time, location) | | | |

EXAMINATION

Date 6-12-81 Accompanied by - Total Q measured 0.09 cfs

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

Methods of measurement Pressure Meets Permit requirements? Yes

Measurement calculations:

PUMP EFF

$$\frac{8.8(1.5)80\%}{2.39(46)+10} = \frac{10.56}{117.18} = 0.09(\text{fr})$$

Sprinkler
5" Melmoir - 953 @ 46 psi
(Comparable to P.B.35)
5(8.07 gpm) = 0.09 cfs
Legal Limit
0.02 (15) = 0.30 cfs

Acres/feet ✓
 $2.14 \text{ days } (1.98) \cdot 0.09 \text{ cfs} = 38.14 \text{ AF}$
 $3.0 / \text{acre} = 45 \text{ AF}$

[illegible]

System Description Small log dam (approx 2' x 4') in stream to pond (approx. 60' D x 4') Eken by 1.5 hp pump to 5 s.h's

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

RECOMMENDED AMOUNTS

USE

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

Irrigation

0.09

~~45~~ 3814

4-1

11-1

Total

0.09

38.14

Remarks Pond is also used for livestock purposes. Applicant sees stock use prior to 1971

No Overlapping rights

RECEIVED

[illegible]

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

Point(s) of diversion: SE NE, SEC 29, T56N, R4W

[illegible]

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature J. King
Checked by Bob Haynes
Approved by _____

Date 6-15-81
Date 6/16/81
Date _____

RECEIVED

SEP 21 1981

Department of Water Resources

97-2072

file

ATTN ROBYN

MICROFILMED

12-9-71 2072

Scott



October 4, 1977

Re: Permit No. 97-2072

Roy D. Scott
Saddle Rack Ranch
Route 1, Box 382
Priest River, Idaho 83856

Dear Mr. Scott:

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

2

Identification No. _____

Permit No. _____

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

SEP 22 1977

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder ROY D. SCOTT SADDLE RACK RANCH
- b) Post Office Address RT 2 Box 382 Priest River ID 83856
2. Permit Number 97-2072 (Renumbered From 96-2307)
3. Date of Priority that you are prepared to establish SEP 23, 1966
4. a) Source from which water was appropriated ELK CREEK
- b) Location of the point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29
Township 56N, Range 4W Boise Meridian, Other points of diversion: _____

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

Amount .2 for LIVESTOCK purposes from 1 JAN to 31 DEC incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount .4 for IRRIGATION purposes from 1 APR to 30 NOV 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 .6 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: Checking Pump Capacity and diversion ditch Volume to stock + Irrigation Ponds Richard A. SKVORAK, PARTNER
also Volume of 1 1/2 GRAVITY FLOW PIPE

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)

Ditch to Pond, SEARS 2Hp Pump from Pond, Rental pumps, Ditch is 8" wide and 4" deep.
GRAVITY FLOW From High point in stream through 1 1/2 pipe

b) Describe the type and size of measuring device which you have installed at your point of diversion: Visual
Volume through the ditch and pump Capacity. Volume of
1 1/2" pipe on gravity flow

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:

21 Head of Cattle, 8 Horses

Exam typed 10/4/77 by [Signature]

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

HAY LAND

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	4W	29	3			28													

Total number of acres irrigated 31

10. Remarks: a STORAGE Pond, APPLICATION # R 41374, was
built 150'x100'x 12' deep. This is used to provide water
to pumps. Sep 9, 1966

The above information is a true statement of the extent to which the above numbered permit has been developed.

20 Sep 77

(Date)

Roy R. Scott

(Signature)

State of Idaho)

) ss.

County of Santer)

On this 20th day of September, 1977, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at Boise, Idaho

My commission expires Life term

June 30, 1977

CERTIFIED MAIL

138752

Re: Permit No. 97-2072 (Renumbered from 96-2307)

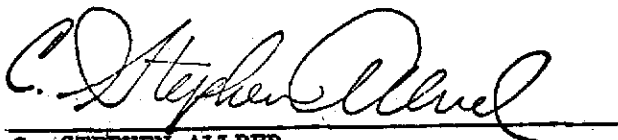
Roy D. Scott
SADDLE RACK RANCH
Route 1, Box 85
Priest River, ID 83856

Dear Mr. Scott:

One of the conditions of approval of your water Permit No. 97-2072 (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 23, 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



January 29, 1971

Re: Permit No. 33190/96-2307

Mr. Roy D. Scott
SADDLE RACK RANCH
Route #1, Box 85
Priest River, Idaho 83856

Dear Mr. Scott:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Since proof of beneficial use of the water is not required until September 23, 1977, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof any time prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

December 28, 1970

Re: Permit No. 33190/96-2307

Mr. Roy D. Scott
Saddle Rack Ranch
Route # 1, Box # 85
Priest River, Idaho 83856

Dear Mr. Scott:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until September 23, 1977; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Priest River Times, Priest River, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

I mailed an affidavit in December which apparently was lost in the mail as it was not returned. I have, therefore, got a duplicate from the paper here which I enclose.

Yours truly
Roy D. Scott

97 2072

December 28, 1970

Re: Permit No. 33190/96-2307

Mr. Roy D. Scott
Saddle Rack Ranch
Route # 1, Box # 85
Priest River, Idaho 83856

Dear Mr. Scott:

As of this date we have not yet received the affidavit of publication to be submitted in connection with the above referenced permit. Proof of beneficial use is not required until September 23, 1977; however, many newspapers do not keep copies of these advertisements in their files. We, therefore, recommend that you obtain this affidavit from the Priest River Times, Priest River, Idaho and submit it to the Department as soon as possible. This insures that when you are ready to submit proof of beneficial use there will be no unnecessary delay or added expense.

Very truly yours,

Donald W. McElowney
Appropriation Supervisor

DWM:CM

33190
96-2307

November 4, 1970

Re: Permit No. 33190/96-2307

Mr. Roy D. Scott
Saddle Rack Ranch
Route #1, Box 85
Priest River, Idaho 83856

Dear Mr. Scott:

The legal notice for the above-referenced permit is being published in the

~~Priest River Times, Priest River, Idaho~~ on ~~November 19~~
and ~~November 26, 1970~~.

You will be required to submit an affidavit of publication to this department.
The affidavit may be obtained from the above-mentioned newspaper upon payment of
the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

33190
96-2307

November 4, 1970

Re: Permit No. 33190/96-2307

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

Gentlemen:

Enclosed is a legal notice which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us a galley proof for our 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 date. If you cannot publish the notice on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the publication is to be paid by Foy D. Scott, Saddle Rack Ranch, Route 1, Box 85, Priest River, Idaho, to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

33190
96-2307

NOTICE OF EXISTING WATER PERMIT

OCT 29 1970

Notice is hereby given that Saddle Rack Ranch, Route #1, Box 85, Priest River, Idaho has received an approved Permit No. 33190/96-2307 issued by the Idaho Department of Water Administration authorizing the diversion ~~abstage~~ of 0.6 cubic feet per second ~~acft/ft~~ of water from Elk Creek, trib. of Pend Oreille River. The priority to be established under this permit is September 9, 1966 and the permit was approved September 23, 1966.

Water is to be diverted by motor, pump, and sprinkler system from a point within the SE1/4NE1/4, Sec. 29, T. 56 N, R. 4 W, B. M., Bonner County to be used for irrigation in the E1/2NE1/4, Sec. 29, T. 56 N, R. 4 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before September 23, 1977. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration
STATEHOUSE, Boise, Idaho

Published in the Priest River Times, Priest River, Idaho on November 19 and November 26, 1970.

Permit No. 96-2307

Director:

You are hereby authorized to have the above notice published at my expense in the Priest River Times of Priest River, Idaho; published in the county in which the works are situated.

[Signature]
(Signature)

Oct 28, 1970
(Date)

Saddle Rack Ranch, R# Bx 8
(Address)
Priest River, Idaho 83856

33190
96-2307

October 21, 1970

Re: Permit No. 33190/96-2307

Saddle Rock Ranch
Route #1, Box 85
Priest River, Idaho

Gentlemen:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

33190
96-2307

October 4, 1966

Re: Permit No. 33190

Saddle Rack Ranch
Route #1, Box 85
Priest River
Idaho

Gentlemen:

We enclose Permit No. 33190 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 33411 which was issued covering payment in the amount of \$ 5.00 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt
MRB:ejw

M. RUSSELL BOSCH
Office Manager

33190

Permit 33190

General Correspondence
"P"

September 14, 1966

RE: Application 41374 and 41375

Saddle Rack Ranch
Route #1, Box 85
Priest River, Idaho

Gentlemen:

Returned herewith is your application for reservoir permit. This department does not feel that the excavated pit or holding pond is considered to be a reservoir. It is to be considered part of your works on the flow permit. Therefore, one permit will cover your needs. We are also returning one of your \$5.00 checks which will not be needed on one permit.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

HRB:ejw

Encl: Application
Check No. 112

33190