

610

Kenneth
L
Ropp

C-744
R.D.

2-20-41

21.5

3.1

7.8

8.1

$$4.8'' = 1m^2 = 4.8'' = 2304'$$

$$16(35) = \frac{576}{2504} = 25AC$$

L. E. Grant

C-200

$$\frac{16(44) = 704}{4.8'' = 2304} = 31$$

$$\frac{16(41) = 656}{4.8'' = 2304} = 29$$

Allen J. Storey

$$\frac{16(19) = 304}{4.8'' = 2304} = 14$$

C-204

E. T. Mac Alexander

James
Michaelson

25AC

31AC

39AC

14AC

C-805
R.D.

C-122

Elmer Hagman

C-804

New York

C-805
R.D.

William
J.
Symon

James
Michaelson

MULTIFILMED

NAME OF APPLICANT Loyd Mickelson

Form No. 0

18

17



PDS Various points
in $SW\frac{1}{4}$ Sec 17
 $SE\frac{1}{4}$ Sec 18

T57N R5W

Permit Map No. 32573
As Approved
CARL E. TAPPAN
State Reclamation Engineer
OCT 29 1965

Transfer No. 2925

Water Right No. 97-2051

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant Lloyd J. &/or Leona Mickelson Phone 448-1550
Post Office address Rt 5 Box 74A Priest River ID

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ (Name of court) county of _____
- b. License No. 97-2051 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water North Fork Snow Creek tributary to Snow Creek

4. Date of priority 10/26/1965

5. Water is used for the following purposes:

amount 1.93 for Irrigation purposes from May 1 to Oct 1
amount .03 for Stockwater purposes from Jan 1 to Dec 31
amount .04 for Domestic purposes from Jan 1 to Dec 31
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.93 cubic feet per second
b. 299.6 acre feet per annum

7. Location of original point of diversion is SW 1/4 SE 1/4 of SW 1/4 of Section 17
Township 57N Range 5W, B.M., in Bonner County
Additional points of diversion, if any SE 1/4 SE 1/4 18 T57N R5W

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
57N	5W	18															25	31	56
		17											X 29	14					43

Total number of acres to be irrigated 99

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

NOT RECORDED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. 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 $\frac{1}{4}$	
57N	5W	18															25	31	56
		17											24	14					38
		20	5																5

Total number of acres to be irrigated 99

DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 193 c.f.s. &/or 299.6 acre feet
- b. Description of diverting works Pump
- c. Describe the reasons for the proposed changes Property in Sec 17 was sold with reservation of water rights. Applicant now seeks to move a portion of those rights to cover his uses as they now exist

2. Change in point of diversion

Point of diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ $\frac{1}{4}$ SW $\frac{1}{4}$, Section 47 Township 57N
Range 5W, B.M., Bonner County
Additional points NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 20 & SE $\frac{1}{4}$ 18 T57N
R5W

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land ~~at~~ from which water was transferred will no longer be irrigated. Domestic use on property still exist and is covered by 97-7151

c. Describe the lands and place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	5W	18															25	31	56
		17										24	14						38
		20	5X																

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

The map shows a grid of sections. Sections 18 and 17 are at the top. Below them, sections 25, 31, 24, and 14 are grouped together with 'PD' markings. Section 5 is also marked with 'PD'. Section 20 is below section 17. The map is oriented with Township 57N and Range 5W indicated on the left side.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Lloyd J. Mickelson
(Signature of Applicant)

Subscribed and sworn to before me this 24 day of May, 1983

Robert D. Haynes
(Notary Public)

My commission expires Lifetime

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 97-2051

said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 5th day of December, 19 83

A. Glen Saxton

Transfer affects .17 cfs filing fee is charged on that basis

FOR DEPARTMENT USE ONLY

Received by <u>RAH</u>	Date <u>5/24/83</u>	Protest filed by _____
Prelim. check by <u>RB</u>	Fee <u>30.00</u>	_____
Receipted by <u>RAH</u>	Date <u>5/24/83 #27001</u>	_____
Published in <u>Great River News</u>	Copies of protest forwarded by _____	
Pub. dates <u>6/2-9/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>John DRT</u>	

Hope these are what we
need the deeds & some of the
other papers are being
held in escrow. If not
right let me know.

thank you,

Liona Mickelson

RECEIVED

MAY 27 1983

Department of Water Resources
Northern District Office

Prorate and/or adjust the following as of February 1, 1981

1. Taxes based on the amount of the last tax statement of the Treasurer issued prior to the close of escrow.
2. Insurance (including FIA mortgage insurance, if any).
3. Interest on all encumbrances, except on any improvement assessments.
4. Rentals.
5. Charge the buyer and credit the seller the amount of any funds held in an impound or reserve account, if any, in connection with an existing loan to be assumed.
6. Other.

You are to hold for me N/A shares of water stock of the _____ Company.

I hereby agree to pay and charges including usual buyers escrow fee and any advances and expenses that are properly chargeable to me regardless of the consumation of this escrow. At the close of escrow you are to deliver all documents, etc. to the persons entitled thereto.

GENERAL PROVISIONS

All disbursements shall be made by your check. All funds received in this escrow shall be deposited in one or more of your general escrow accounts with any bank doing business in the State of Idaho and may be transferred to any other general escrow account or accounts. Upon specific instructions from all parties to this escrow you may hold funds as otherwise instructed herein.

The expression "close of escrow" means the date on which instruments referred to herein are filed for record unless otherwise indicated herein.

Recordation of any instruments delivered through this escrow, if necessary or proper in the issuance of a policy of title insurance called for, is hereby authorized.

You are to furnish a copy of these instructions, amendments thereto, closing statements and/or any other documents deposited in this escrow to the lender or lenders, the real estate broker or brokers and/or the attorney or attorneys involved in this transaction upon request of such lenders, brokers or attorneys.

Should you before or after close of escrow receive or become aware of any conflicting demands or claims with respect to this escrow or the rights of any of the parties hereto, or any money or property deposited herein or affected hereby, you shall have the right to discontinue any or all further acts on your part until such conflict is resolved to your satisfaction, and you shall have the further right to commence or defend any action or proceedings for the determination of such conflict.

(continued on page 3)

REAL ESTATE PURCHASE AND SALE AGREEMENT

(With Earnest Money Provision)

THIS CONTRACT CONTROLS THE TERMS OF SALE OF THE PROPERTY.
READ CAREFULLY BEFORE SIGNING. IF ANY QUESTION, CONSULT YOUR ATTORNEY.

RE-21
Revised 4/77

Sandpoint Idaho January 9, 19 81
Victor R. Gutierrez and Sydney L. Gutierrez H/W

(hereinafter called "Buyer") agrees to purchase, and the undersigned Seller agrees to sell the following described real estate hereinafter referred to as "premises" located in
Bear Paw Rd. County of Bonner

State of Idaho, commonly known as Mickelson Property being 147 acres (Approx.)
legally described as: Attached. SW, less 3 acres in the NE corner and less 10 acres
in the SE corner of Section 17, Township 57 North, Range 5 West, Boise
Meridian, Bonner County

(A FULL AND COMPLETE LEGAL DESCRIPTION MUST BE INSERTED, ATTACHED OR WRITTEN ON THE REVERSE HEREOF PRIOR TO EXECUTION BY SELLER. Buyer hereby authorizes broker to insert over his signature the correct legal description of the premises if unavailable at time of signing, or to correct the legal description previously entered if erroneous or incomplete.)

1. TOTAL PURCHASE PRICE IS One Hundred Eighty Five Thousand Dollars and no/100 ***
***** DOLLARS (\$ 185,000.) payable as follows:

A. Earnest Money.

a. Buyer deposits and receipt is acknowledged of Two Thousand Dollars and no/100 Dollars (\$ 2,000.00) Dollars evidenced by ☐ Cash, ☒ Personal Check, ☐ Cashiers Check, ☐ Note due, paid or delivered as earnest money in part payment of the purchase price for the premises.

b. Buyer further agrees on or before _____ day of _____, 19 _____, to pay or deliver as additional earnest money in part payment of the purchase price for the premises _____ Dollars

(\$ _____) evidenced by ☐ Cash, ☐ Personal Check, ☐ Note due, or _____

c. All Earnest Money and this agreement shall be held by First American Title Company for the benefit of the parties hereto.

3. Balance of purchase price to be paid as follows:

\$40,000.00 cash at closing less earnest money received.

Purchaser to execute a note secured by a First Mortgage on the property, in
favor of the seller, for the amount* balance of \$145,000. payable at \$7879.76
semi-annually, or more, including interest at 9% per annum with entire
balance due 20 years from date of note.

Sellers will provide title insurance. Buyers and Sellers will split
closing costs equally.

2. Buyer's offer is made subject to the acceptance of Seller on or before twelve o'clock midnight of January 9, 1981
If Seller does not accept this agreement within the time specified, the earnest money shall be refunded to Buyer on demand.

3. Title of Seller is to be conveyed by Warranty deed, unless otherwise provided, and is to be marketable and insurable except for rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, and rights of way and easements established or of record. Liens, encumbrances or defects to be discharged by Seller may be paid out of purchase money at date of closing. Any liens, encumbrances or defects which are to be discharged or assumed by Buyer or to which title is taken subject to (not otherwise set forth above) are timber clause, easements, rights
of way of record.

The parties designate First American Title company to provide the necessary title insurance and commitment for title insurance at the sellers expense as required by this agreement.

It is hereby agreed that the "closing agent" for the transaction represented by this agreement shall be First American. The closing date shall be on or before February 1, 1981 Where not otherwise provided in this agreement or by law, the parties shall each pay one-half of said closing agents fee.

Within 23 days after acceptance by seller, or upon removal of any liens, encumbrances or defects to title by Seller, as provided herein, whichever is later, Buyer and Seller shall deposit with the "closing agent" all funds and instruments to complete the sale in accordance with terms and conditions hereof. Upon receipt of the items specified in the preceding sentence the closing agent shall close this transaction

All attached floor coverings, attached television antenna, attached plumbing, bathroom and lighting fixtures, window screens, screen doors, storm windows, storm doors, shades, venetian blinds, curtain rods, trees, plants, shrubbery, water heating apparatus and fixtures, attached fireplace equipment awnings, ventilating, cooling and heating systems including built in and "drop in" ranges, (but excepting all other ranges) fuel tanks and irrigation fixtures and equipment, all water and water rights, and ditches and ditch rights appurtenant thereto that are now on or used in connection with the premises shall be included in the sale unless otherwise provided herein.

The following items of property now on the premises are specifically excluded from the sale

none Hay in Barn - Sked

The following items of personal property are specifically included in the sale
Domestic Water rights, grazing rights in Kaniksu
Nat'l Forest (24 cow calf units), replace water pump in well house.

Taxes and water assessments (using the last available assessment as a basis) bonds, insurance premiums interest and reserves on liens, encumbrances or obligations assumed and utilities shall be pro-rated as of the 1 day of February 19 81 or on the date of closing, whichever shall last occur. Buyer shall pay for fuel in tank, the amount to be determined by the supplier at Seller's expense.

Seller shall deliver possession of the premises to Buyer on or before the 1 day of February 19 81 or on the date of closing, whichever shall last occur.

The parties agree that this agreement contains the following additional terms and conditions.

Escrow Agent shall Be Bonner

Escrow.

The provisions contained on the reverse side of this page shall also constitute part of the agreement of the parties. Each of the parties acknowledges reading this agreement in full.

Listing Broker James K. Pence

Selling Broker Century 21 Four Seasons By Rick Wise

16575 Draper Mine Rd. Sonora, CA 95370

Buyer's Address 209 532-4479

Seller's Phone

On this date, _____ We hereby approve and accept the sale set forth in the above agreement and agree to carry out all the terms thereof on the part of the Seller and the undersigned further agrees to pay a commission of 7 % of selling price or, _____

DOLLARS (\$ _____)

to the above broker for services. In the event earnest money is forfeited, it shall be apportioned to the Seller and Brokers equally after payment of costs set out in the above agreement provided the amount to brokers does not exceed the agreed commission. I We further acknowledge receipt of a true copy of this agreement with the complete legal description of the premises inserted and signed by both parties

Seller

Seller's Address

Seller

Seller's Business Ph

Seller's Residence Ph

A true copy of the foregoing agreement, signed by the Seller and containing the full and complete legal description of the premises is hereby received on this _____

day of _____, 19 _____

STATE OF IDAHO

County of _____

Buyer

On this _____ day of _____, 19 _____, before me, the undersigned, a Notary Public in and for said State, personally appeared _____

known to me to be the person(s) who signed the foregoing instrument as Seller(s) and acknowledged to me that (t)he(y) executed the same

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Affidavit of Publication

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On May 24, 1983, Loyd J. &/or Leona Mickelson filed with the Department of Water Resources Application for Transfer of Water Right No. 97-2051. The original water is for 1.93 cfs of water from the North Fork of Snow Creek, tributary to Snow Creek, used for stockwater and domestic uses, and also irrigation of 25 acres in the SWSE, 31 acres in the SESE, both in Sec. 18 T57N R5W; and 29 acres in the SWSW, and 14 acres in the SESW, both in Sec. 17, T57N R5W, Boise Meridian. The point of diversion is located within the SESW and SWSW Sec. 17, and the SESE Sec. 18 T57N R5W, Boise Meridian. The date of priority is October 26, 1965. The applicant has sold property in Sec. 17, reserving his water rights to that property. Applicant now seeks to move a portion of those rights to cover his uses as they now exist, as follows: The point of diversion is now the SWSW and the SESW Sec. 17, the NENE Sec. 20, and the SESE Sec. 18, all in T57N R5W, Boise Meridian.

The place of use is now 25 acres in the SWSE and 31 Acres in the SESE, Sec. 18 T57N R5W; 24 acres in the SWSW and 14 acres in the SESW Sec. 17 T57N R5W; and 5 acres, stock and domestic uses in the NENE Sec. 20 T57N R5W, Boise Meridian.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before June 20, 1983.

KEN DUNN, Dir.
Published in the Priest River Times, June 2 and 9, 1983.
Dept. of Water Resources

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 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

Dept. of Water Resources

Transfer application #97-2051
and #96-8203, #97-7237

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 2nd day of June, 1983, and ending on the 9th day of June, 1983, and that said notice was published in said newspaper proper, and not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

29 day of June, 1983

Adelle M. Thompson

Notary Public for Idaho,

Residing at Priest River, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho.

96-8203

OSLUND, GILLIS
4429 EMBURY CRESCENT,
RED DEER, ALBERTA,
CANADA T4N2S9,
Source: GROUNDWATER
Date Filed: 05/23/1983
Diversion Pt: NENW LOT 01
Sec 19 T 54N R 04W LOT 04
SESW Sec 18 T 54N R 04W
Use: IRRIGATION (1.80
CFS

In: NESW NWSW LOT 04
SESW Sec 18 T 54N R 04W
LOT 01 Sec 19 T 54N R 04W
FOR 90 ACRES

97-7237

CLARK, ELMER D.
RT. 5 BOX 147F, PRIEST
RIVER, ID 83856
Source: LAMB CREEK trib.
to PRIEST RIVER

Date Filed: 05/24/1983
Diversion Pt: NESE Sec 36 T
60N R 05W

Use: RECREATION
STORAGE (1.0 AF)
DIVERSION TO STORAGE
(0.20 CFS)

In: NESE Sec 36 T 60N R
05W

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before JUNE 20, 1983.

KEN DUNN, Dir.
Published PRT 6/2 & 6/9/83
Dept. of Water Resources

47

60

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-2051 Priority October 26, 1965 Amount 1.93 cfs

THIS IS TO CERTIFY, that LOYD J. MICKELSON
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 97-2051 issued pursuant to Application for Permit dated October 26, 1965,
and has submitted proof to the Department of Water Resources on October 29, 1976,
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 1.93 cfs of water from North Fork Snow Creek,
tributary to Snow 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>Irrigation</u>	from <u>May 1</u> to <u>October 1</u> at	<u>1.93</u> cfs and	<u>297</u> acre feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u> at	<u>.03</u> cfs and	<u>1.4</u> acre feet
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u> at	<u>.04</u> cfs and	<u>1.2</u> acre feet

(both dates inclusive)

Subject, however, to the condition that no more than 1.93 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
299.6 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17;
SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 57N, Rge. 5W, B.M. 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 $\frac{1}{4}$	
57N	5W	18															25	31	56
		17																	43

Total number of acres irrigated 99

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 22 day of
December, 19 80.

Director

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Licensing

DEC 1 1980

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

RECEIVED

To change the point of diversion and/or the place of use.

NOV 26 1980

Comes now Loyd J. MickelsonDepartment of Water Resources
Northern District Officeof (address) Rt. 5, Box 74A, Priest River, Idaho 83856, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 97-2051, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ SW ¼, Section 17, Township 57N, Range 5W, B.M., County of Bonner. Other points of diversion: SW¼SW¼, Sec. 17, Twp. 57N, Rge. 5W, SW¼SE¼, Sec. 18, Twp. 57N, Rge. 5W, SE¼SE¼, Sec. 18, Twp. 57N, Rge. 5W, B.M.

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.93 for Irrigation purposes from 5-1 to 10-1 (both dates inclusive)
(cfs or acre feet per annum)

Amount .03 for Stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum)

Amount .04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	5W	17											29	14					43
		18															25	31	56

Total number of acres to be irrigated = 99

4. a. Who owns the property at the point of diversion? _____
- b. Who owns the land to be irrigated or the place of use? _____
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

MICROFILMED

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 32573/97-2051)

in the name of Loyd J. Mickelson)

Priest River, Idaho)

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 Reclamation adopted Rules of Practice
and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. 97-2051 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 Procedures 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 Reclamation of the application of the water to
beneficial use on or before October 29, 1976. 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 22ND day of April, 1970.


R. KEITH HIGGINSON
State Reclamation Engineer

RKH/DG

97-2051

32573

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

APPLICATION No. 40732
PERMIT No. 32573
DISTRICT No.

97-2031

1. Name of Applicant: Loyd J. Mickelson

Postoffice address: 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:

(b) Treasury stock:

(c) Bond to be issued:

(d) Other resources:

2. Quantity of water claimed: 4.8 (approx.all of the flow)cubic feet per second.

3. Source of water supply: North Fork of Snow Creek which is a tributary of West Branch of Priest River

4. Location of point of diversion: feet distant from the corner of Section , T. , R. , B.M., and is in the various points S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17; SE $\frac{1}{4}$ SE $\frac{1}{4}$, of section 18 , T.57 N , R. 5 W , B. M., County of Bonner

5. Water is to be used for Domestic use, livestock and 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: \$

8. Kind of works:

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 5 ft. feet; height 3 ft. feet.

11. Ditch: Width at bottom 3 feet; width at water line 3 feet; depth of water 1 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

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 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 28th day of May, 1970, and

ending on the 4th day of June, 1970, and that said notice was published in said newspaper proper, and not in supplement form.

Marie Martin

Subscribed and sworn to before me this

8th day of June, 1970.

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

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Loyd M. Mickelson, Priest River, Idaho, has received an approved permit No. 32573/97-2051 issued by the Idaho State Reclamation Department authorizing the diversion of 4.8 cubic feet per second of water from North Fork of Snow Creek, a tributary of W. Branch of Priest River, subject to all prior rights. The priority to be established under this permit is October 26, 1965 and the permit was approved October 29, 1965. Water is to be diverted by ditch, headgate from a point within the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, T. 57 N. R. 5 W. B.M., Bonner County, to be used for domestic, livestock, and irrigation in the SW $\frac{1}{4}$, Sec. 17; E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 18, T. 57 N. R. 5 W. B.M. Proof of the application of the water to beneficial use is to be submitted to the department on or before October 29, 1976. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation 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
State Reclamation Engineer
Published in the Priest River Times, Priest River, Idaho, on May 28 and June 4, 1970.

22-2t

all
OK
7-13-70

97-2051

32573

December 6, 1983

RE: Transfer of Water Right No. 97-2051

Loyd J. &/or Leona Mickelson
Rt. 5, Box 74A
Priest River, ID 83856

Dear Mr. and Mrs. Mickelson:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2925). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

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

DRT:sc

Enclosure

DEC 10 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: LB

1. Right number 97-2051 Applicant Mickelson
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

- a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use
- b. ☒ Description of original point of diversion.
- c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

OK a. ☒ All of right.

N/A b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

OK ☒ Check description of point(s) of diversion.

OK ☒ Check description of place of use.

OK ☒ Check map (shows p.d. and p.u. after transfer).

OK ☒ Check for correct signature, notarization, and fee.

OK ☒ Check proof of ownership of right &/or land from which water is transferred. See memo 11-22-83

h. ☒ Check for expansion in use of right. Comments No expansion OK

N/A ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By Juni Date 12-5-83

Department of Water Resources

RECEIVED
AUG 03 1983

Department of Water Resources

INTER-DEPARTMENT MEMO — 1

FROM Bob H.

DATE 11/22/83

TO Dave Tuthill ^{DET} (SAVE MEMO IN 97-2051)

SUBJECT Transfer 97-2051

The statement from the Gutierrez's withdrawing their objection to the approval of the transfer was intended to also be a disclaimer. The attorney drawing up the sale agreement apparently made an error in describing what was withheld. I believe we should go ahead and approve the transfer. I know that the Mickelson's intended to keep the water right (97-2051) because I talked to them prior to the sale of the property and advised them what needed to be done. I also spoke with Mrs. Gutierrez's and indicated to her what we needed to be able to approve the Mickelson's Bob transfer. The letter was intended to meet that need.

SIGNATURE

INTER-DEPARTMENT MEMO — 1

DATE 11-17-83

FROM Jim Johnson *Jim*

TO Bob Haynes

SUBJECT Transfer App. of Right No. 97-2051

The proof of ownership documents do not show that Mickelson retained part of this water right to be transferred to NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 20.

We cannot complete processing without proof of water right ownership.

Larry

SIGNATURE

JUNE 13, 1983

Dear Mr. Haynes,

This letter is written to rescind our
objection to Transfer of Water Right # 97-2051.
After a conference with Lloyd & Leona Mickelson and
review of all original documents we find we were
aware we purchased our land and water right # 97-7151.

Sincerely,

John R. Jutz
Sydney J. Jutz
Rt. 5, Box 94
Prest River, Idaho 83826

RECEIVED

JUN 14 1983

Department of Water Resources
Northern District Office

MICROFILMED

Subject: Application for transfer of water right No 97-2051

Dear Mr. Haynes:

This letter is written to protest granting transfer of the above noted water right. We are not protesting transfer of water rights from Section 18. We are protesting transfer of water rights from that portion of Section 17 which we purchased from the Mickelson's in 1971. It is and was our impression that all water rights were transferred to us at the time we purchased this land. We were not told of any specific domestic, irrigation or stockwater rights. We were told all water rights would be transferred to us. When we received copies of I.D. # 97-7151, we assumed that represented all of our water rights. Apparently, it did not.

RECEIVED

JUN 8 1983

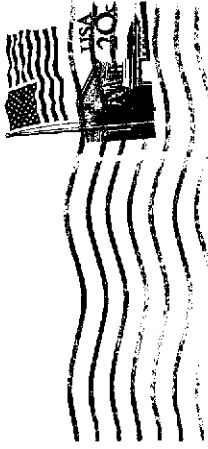
Department of Water Resources
Northern District Office

Sincerely,

Viet R. Gutierrez
Sydney L. Gutierrez
P.O. Box 74
Priest River, Idaho 83856

MICROFILMED

S. CUTIERREZ
RT5 BOX 74
PRIEST RIVER, IDA.
83856



Bob Hayes
Department for Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On May 24, 1983, Loyd J. &/or Leona Mickelson filed with the Department of Water Resources Application for Transfer of Water Right No. 97-2051. The original water is for 1.93 cfs of water from the North Fork of Snow Creek, tributary to Snow Creek, used for stockwater and domestic uses, and also irrigation of 25 acres in the SWSE, 31 acres in the SESE, both in Sec. 18 T57N R5W; and 29 acres in the SWSW, and 14 acres in the SESW, both in Sec. 17, T57N R5W, Boise Meridian. The point of diversion is located within the SESW and SWSW Sec. 17, and the SESE Sec. 18 T57N R5W, Boise Meridian. The date of priority is October 26, 1965. The applicant has sold property in Sec. 17, reserving his water rights to that property. Applicant now seeks to move a portion of those rights to cover his uses as they now exist, as follows: The point of diversion is now the SWSW and the SESW Sec. 17, the NENE Sec. 20 and the SESE Sec. 18, all in T57N R5W, Boise Meridian. The place of use is now 25 acres in the SWSE and 31 Acres in the SESE, Sec. 18 T57N R5W; 24 acres in the SWSW and 14 acres in the SESW Sec. 17 T57N R5W; and 5 acres, stock and domestic uses in the NENE Sec. 20 T57N R5W, Boise Meridian.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before June 20, 1983.

KEN DUNN, Dir.

Published in the Priest River Times, June 2 and 9, 1983.

December 23, 1980

Epyd J. Mickelson
Rt. 5, Box 74 A
Priest River, Idaho 83856

Dear Mr. Mickelson,

RE: License No. 97-2051

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit, along with a copy of the approved Application for Amendment.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:mr

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 7, 1980

Loyd J. Mickelson
Rt. 5, Box 74A
Priest River, Idaho 83856

Dear Mr. Mickelson,

A representative of this Department made an examination of the works covered by your Permit No. 97-2051 on August 14, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.93 cfs Source: North Fork Snow Creek

The maximum quantity diverted shall not exceed 299.6 acre feet
per year.

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Twp. 57N, Rge. 5W & SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17, Twp. 57N,
Rge. 5W & SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 57N, Rge. 5W & SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 57N, Rge. 5W.
Beneficial use: Irrigation of 43 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17 &
56 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 18, Twp. 57N, Rge. 5W.

Priority date established: October 26, 1975

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN GROVER
JAN JOHNSON
Water Rights Supervisor

JG:j
Enclosure

MICROFILMED

RECEIVED

OCT 9 1980

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

97-2051

Permit No. _____

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	<u>8-14-78</u>	<u>JK</u>	<u>Unable to measure</u>
	<u>7-21-79</u>	<u>JK</u>	<u>unable to measure</u>
☐ Telephone call made:	<u>6-16-80</u>	<u>JK</u>	
(List Telephone No. used)			
☐ Appointment scheduled for:			
(Date, time, location)			

EXAMINATION

EXAMINATION 8-14-78 Applicant - - - - -
 Date 6-16-80 Accompanied by Alone Total Q measured 1.93 cfs
 If source is surface water, estimate total flow of source ~~2.0 cfs~~ 1.93 cfs
 Methods of measurement Puymy meter Top setter Meets Permit requirements? yes

Measurement calculations: Seed Discharge Measurement Notes

~~3 Homes = 0.03~~ ~~2.4 AF/Anr~~
 100 stock = 0.03 " 1.4 " "
 100.99AL = 1.93 " 297.00 " "
 1.93
 ~~1.93~~ cfs ~~300.60 AF/Anr~~
 ~~1.93~~ 299.6

$$99 \text{ ac} \times 30 \text{ AF/ac} = 2970 \text{ AF/A}$$
$$1.93 \times 1.9835 \times 153 = 585.7 \text{ AFR}$$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	3/4	Century	L-12	No TAG	?			Domestic Stock
	3	Jacuzzi	3B2081782	Myers	7661-72			Also Loms

System Description $\frac{3}{4}$ HP Motor & Pump to 500 gal storage tank for Stock & Domestic; also 3 HP Motor & Pump to Pipeline for flood irr. of High spots, also Canvas Dams at various points along stream for flood irr. & Stock water.

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

RECOMMENDED AMOUNTS

Irrigation requirement = 3.0 AFA/Acre

USE

Q (cfs)

V (afa) 297.00

FROM

TO

Irrigation

193

99800

5-1

9-30

Stock

0.03

1.40

1-1

12-31

Domestic (2)

0.04

106
24

1-1

12-31

Total

193

~~300,000~~

Remarks When entire system working stream dries to trickle

Bob Haynes called ~~Hay~~ and wanted to correct the number of homes using water under this right. Should be 1 home instead of 2.

11/6/80 Jim

UNPROFITABLE

[illegible]

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

Point(s) of diversion: SWSE, SESE, Sec 18, SWSW, SESW, Sec 17, T 57N, R5W

Place(s) of Use

[illegible]

~~SECRET~~

☐ None☐ Other

King
Haynes

Date 10-1-80

Checked by

Date 10/3/80

Approved by _____

Date _____

9-275-WP
(May 1960)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
WATER RESOURCES DIVISION

Date 6-16, 19 20 DISCHARGE MEASUREMENT NOTES

N. Fork SNOW ~~TRAIL~~ Creek

Angle coefficient	Dist. from initial point	Width	Depth	Observation depth	Revolutions	Time in seconds	VELOCITY		Adjusted for hor. angle or	Area	Discharge
							At point	Mean in vertical			
	0.30	.3	.5	.2	50	46	2.42			.15	0.37
	0.90	.6	.7	.4	50	43	2.60			.42	1.09
	1.5	↑	.8	.4	50	40	2.80			.48	1.34
	2.1	↑	1.1	.4	100	50	4.46			.66	2.94
	2.7	↑	1.2	.4	150	52	6.43			.72	4.63
	3.3	↑	1.3	.4	160	44	5.07			.78	3.96
	3.9	↑	1.1	.4	100	47	4.95			.66	1.57
	4.5	↓	.9	.4	80	49	3.65			.54	1.98
	5.1	.6	.8	.4	60	52	2.58			.48	1.24
0	5.4	.3	.4	.2	30	41	1.64			.12	0.20
											19.32
	1.93 (1.98) (152) = 580							.85 AF/Ann			1.93
	120 ALX43 @ 3.0 = 360							AF/Ann			

No. _____ of _____ Sheets. Comp. by _____ Chk. by _____

Kenneth
L
Ropp

6-8

6-8

$$4.8^{\circ} - 1m^{\circ} = 4.8^{\circ} = 5304$$

$$\frac{16(55)}{4.8^{\circ}} = \frac{576}{5304} = 55AC$$

$$\frac{16(40)}{4.8^{\circ}} = \frac{320}{5304} = 31$$

$$\frac{16(41)}{4.8^{\circ}} = \frac{656}{5304} = 37$$

$$\frac{16(43) + 304}{4.8^{\circ}} = \frac{1008}{5304} = 14$$

Allen J. Storey

Barbara
Nickelson

55AC

31AC

39AC

14AC

6-8

6-8

21.5

William
J
Symon

Barbara
Nickelson

INTER-DEPARTMENT MEMO — 1

FROM Dave Tuthill

DATE May 10, 1979

TO Bob Haynes

SUBJECT Field Exam on 97-2051

We note no water measurement was made on this field exam. Some type of measurement will be necessary for licensing. Perhaps a pygmy meter could be used to measure ~~the~~ streamflow prior to canvas dam diversion.

Also, irrigation of a full 120 acres is indicated. Normally some acreage is not irrigated due to the stream channel or buildings or permanent roads. Please double-check.

MICROFILMED

SIGNATURE

November 2, 1976

Re: Permit No. 97-2051

Loyd J. Mickelson
Route 5, Box 74A
Priest River, Idaho 83856

Dear Mr. Mickelson:

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

RECEIVED

Identification No. _____

Permit No. 32573
97-2051

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 29 1979

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Lloyd J Mickelson
b) Post Office Address Route 5 - Box 74A Priest River, Idaho
2. Permit Number 32573 97-2051
3. Date of Priority that you are prepared to establish application for Permit Oct. 29, 1965 (see remarks)
4. a) Source from which water was appropriated North Fork of Snow Creek
b) Location of the point of diversion: SE 1/4 SE 1/4, Section 18
Township 57N, Range 5W Boise Meridian, Other points of diversion: S 1/2 SW 1/4 SEC 17
5. a) The amount of water and use to which the water has been applied:
Amount _____ for irrigation purposes from May 1 to Sept. 30 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for domestic purposes from Jan 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for livestock purposes from Jan 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 4.8 (approx all of flow) 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: I gave width & depth to Rec. Engineer when making permit application, this was his figures.
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) we purchased a 2" centrifugal pump for irrigation, spec. 8,000 g.p.h. 3 h.p. gas motor. Have also used canvas dams. Have also installed a new domestic system with a 500 gal holding tank capacity. Have installed
b) Describe the type and size of measuring device which you have installed at your point of diversion: it is in the about center of the forty acres that is just west of the old pump house, it is by the creek bank. the pump has 3/4 hp. motor - electric. Have stock water at 3 pts.
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: _____

Exam typed 10/1/79 by [signature]

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	5W	18															40	40	
57N	5W	17									40	40							80

Total number of acres irrigated 120

10. Remarks: Have had ground either leased or owned in section 17 - ~~SW~~ SW ¼ - T 57N R 5W, since 1948. Have had, SE ¼ SE ¼ Sec 18 T 57N - R 5W since 1950 - Had the other 80 acres of the SE ¼ section just west of the above owned ground rented for ten years - 1950 to 1960.

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

10/27/76
(Date)

Lloyd J. Mickelson
(Signature)

State of Idaho)
County of Bonner) ss.

On this 27th day of October, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

George C. Connolly
Notary Public residing at Priest River

My commission expires life

Oct. 26, 1976

RECEIVED

OCT 29 1976

Department of Water Resources

State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho

Dear Sirs:

If the information contained in this
proof of application is not sufficient,
may I have an extension of time.

I think that I have all of the information
unless it requires some more measure-
ments or an inspection.

Thank you.

yours truly

Leslie J. Nicholson

P.S. If this has to be inspected, who do we
get to do that?

RECEIVED

July 30, 1976

CERTIFIED MAIL

138868

Re: Permit No. 97-2051

Loyd J. Mickelson
Route 5
Priest River, Idaho 83856

Dear Mr. Mickelson:

One of the conditions of approval of your water Permit No. 97-2051 (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 October 29, 1976. 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
Director

RKH:jg
Enc: Proof affidavit

July 13, 1970

Re: Permit No. 32573/97-2051

Mr. Loyd J. Mickelson
Route #5
Priest River, Idaho 83856

Dear Mr. Mickelson:

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 October 29, 1976, 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 anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

97-2051

32573

July 7, 1970

Re: Permit No. 32573/97-2051

Mr. Loyd Mickelson
Priest River,
Idaho 83856

Dear Mr. Mickelson:

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 October 29, 1976; 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. McEldowney
Appropriation Supervisor

DWM/DG

97-2051

32573

May 14, 1970

Re: Permit No. 32573/97-2051 - Loyd Mickelson

Priest River Times
P.O. Box 898
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 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 Reclamation immediately.

The expense of the publication is to be paid by Loyd Mickelson,
Priest River, Idaho 83856
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: legal notice

97-2051

32573

May 14, 1970

Re: Permit No. 32573/97-2051

Mr. Loyd Mickelson
Priest River,
Idaho 83856

Dear Mr. Mickelson:

The legal notice for the above referenced permit is being published in the Priest River Times, Priest River, Idaho on May 28 and June 4, 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.

Thanking you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

P.S. We are enclosing the modification order and suggest that you keep it for your records.

ENCLOSURE

97-2051

32573

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Loyd J. Mickelson, Priest River, Idaho

has received an approved permit No.

32573/97-2051 issued by the Idaho State Reclamation Department authorizing the

diversion ~~of~~ of 4.8 cubic feet per second ~~of~~ of water from North Fork of Snow Creek, a tributary of W. Branch of Priest River.

subject to all prior rights. The priority to be established under this permit is

October 26, 1965 and the permit was approved October 29, 1965.

Water is to be diverted by ditch, headgate

from a point within the S¹/₄SW¹/₄, Sec. 17; SE¹/₄SE¹/₄, Sec. 18, T. 57 N, R. 5 W, B. M.,

Bonner County

to be used for domestic, livestock, and irrigation

in the SW¹/₄, Sec. 17; E¹/₄SE¹/₄, Sec. 18, T. 57 N, R. 5 W, B. M.

Proof of the application of the water to beneficial use is to be submitted to the department on or before October 29, 1976. Any protests against the issuance of a license for the above referenced permit should be filed with the Department of Reclamation 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
State Reclamation Engineer

Published in the Priest River Times, Priest River, Idaho on

May 28 and June 4, 1970.

State Reclamation Engineer:

Permit No. 97-2051

You are hereby authorized to have the attached notice published at my expense in

the Priest River Times of Priest River, Idaho;

published in the county in which the works are situated.

Loyd J. Mickelson
(Signature)

Rt 5 Priest River Idaho
(Address) 83856

May 12, 1970
(Date)

97-2051

32573

April 23, 1970

Re: Permit No. 32573/97-2051

Mr. Loyd J. Mickelson
Priest River,
Idaho

Dear Mr. Mickelson:

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 it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

Enc: order
advertising package

97-2051

32573

Dear Sir

Wasn't sure if we were
supposed to keep this part
or send it and the yellow
paper too. If we were to keep
it, you can send it back.
Thank you.

Mrs. Loyd Mickelson
97-2051
22573

November 8, 1965

Re: Permit No. 32573

Mr. Loyd J. Mickleson,
Priest River, Idaho.

Dear Mr. Mickelson:

We enclose Permit No. 32573 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. 32987 which was issued covering payment in the amount of \$ 6.00 for the filing fee of the above mentioned permit, ~~was given to~~ you while in our office.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

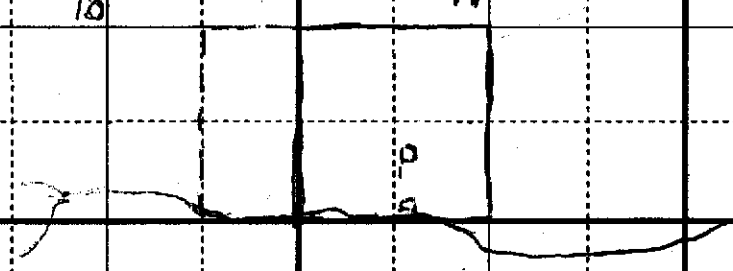
32573

NAME OF APPLICANT Loyd Mickelson

Form No. 0

18

17



PDS Various points
in S¹/₄SW¹/₄ Sec 17
SE¹/₄SE¹/₄ Sec 18

T57N R5W

Permit Map No. 32573
As Approved
CARL E. JAPPAN OCT 29 1968
State Reclamation Engineer