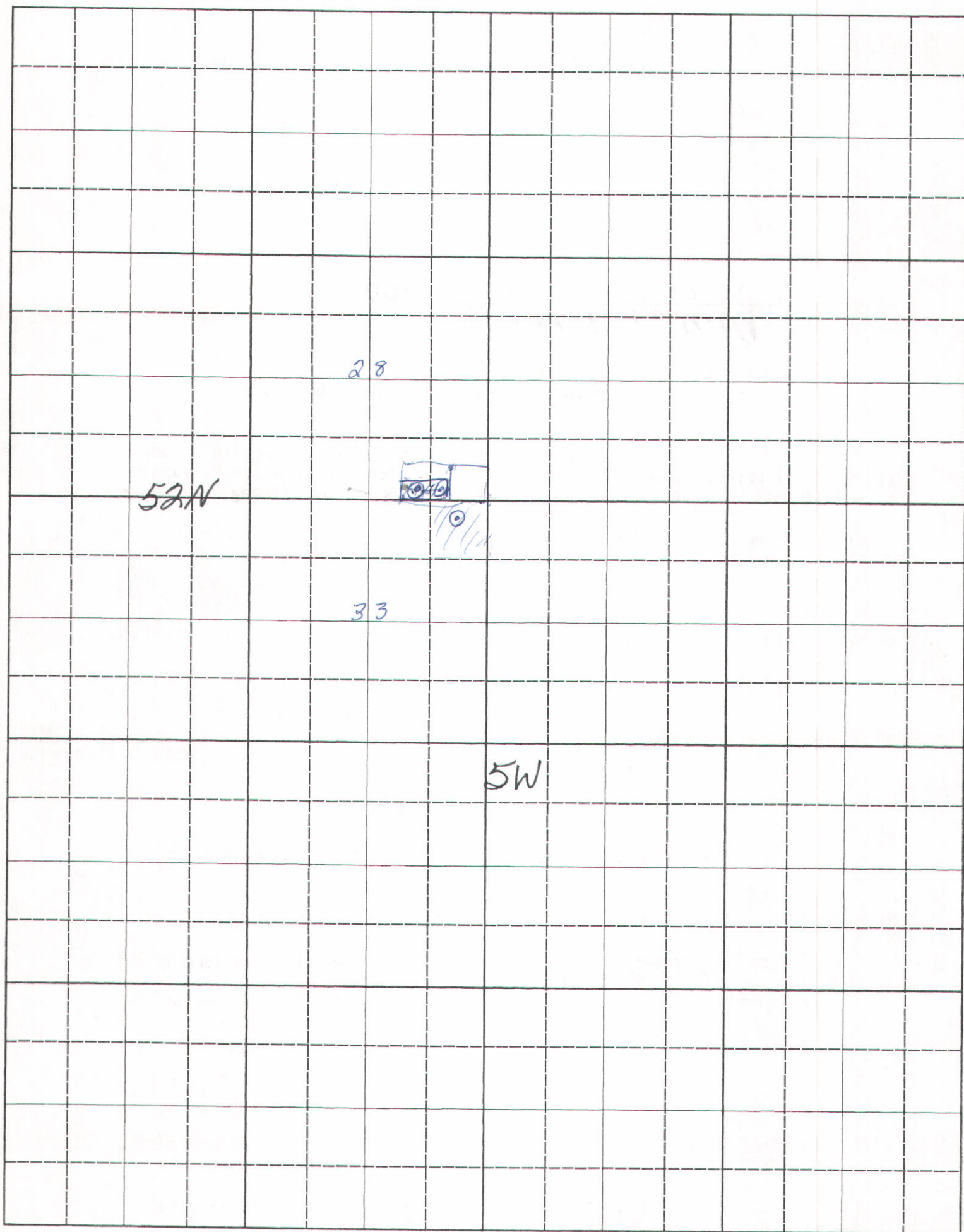


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

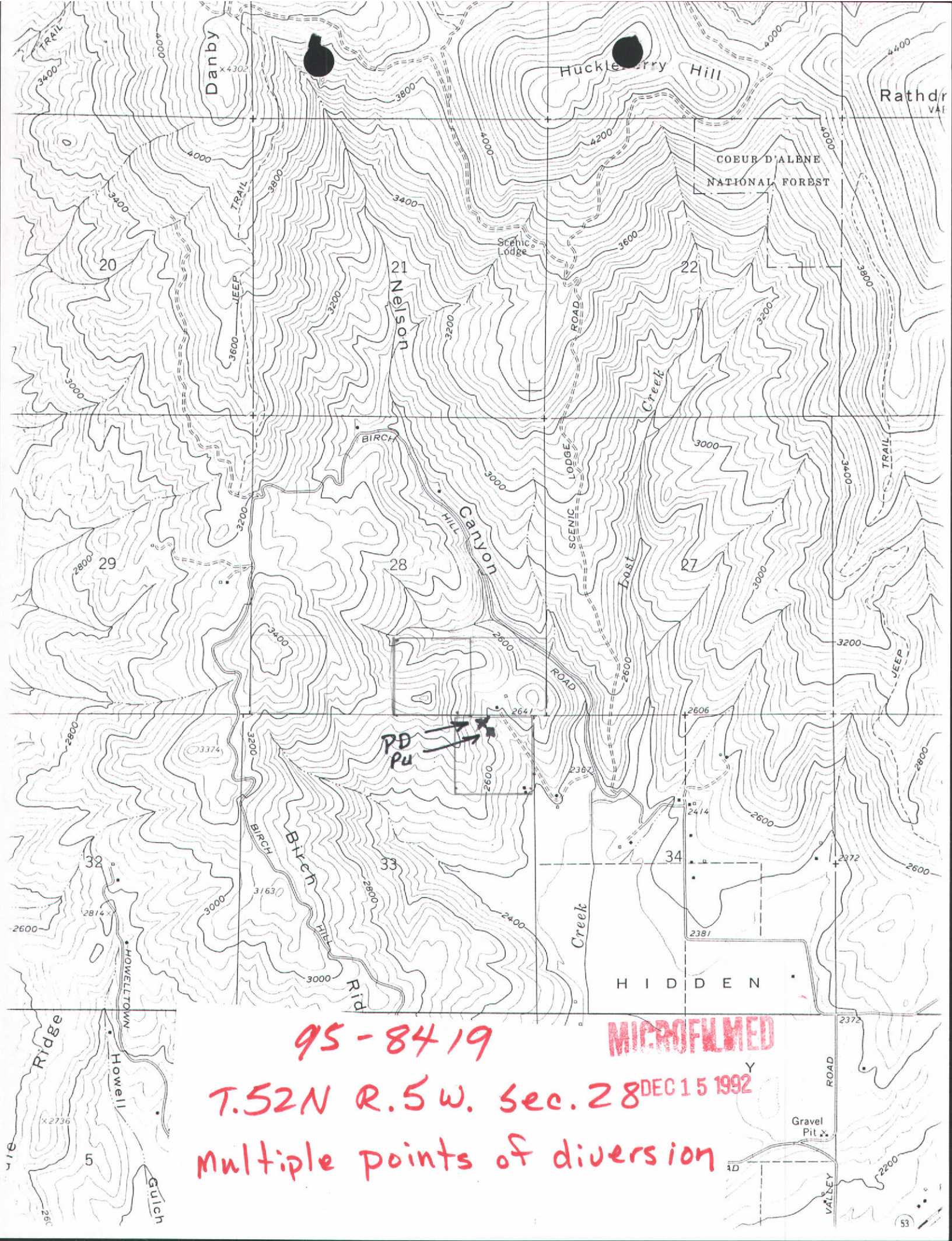


Scale: 2 inches equal 1 mile.

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

MICROFILMED

Richard Bath
(Applicant)



95-8419
T.52N R.5W. Sec. 28
multiple points of diversion
DEC 15 1992

MICROFILMED

RECEIVED

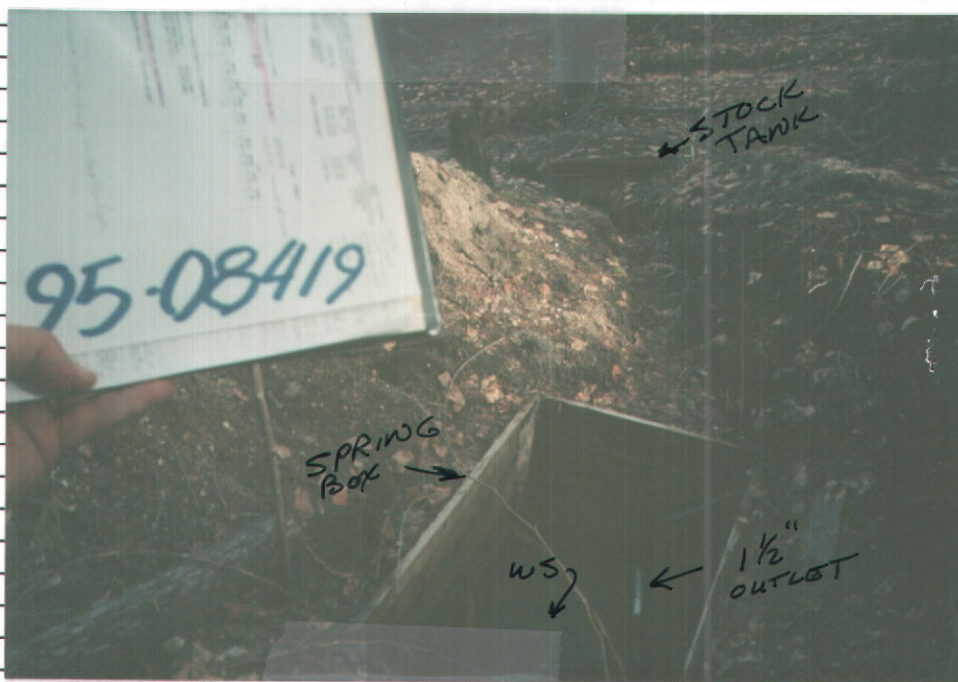
JUL 27 1992

Department of Water Resources

PERMIT # 95-08419

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



RECEIVED
DEC 15 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

November 17, 1988

RICHARD BATH
RHODA BATH
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

LAPSE NOTICE

RE: PERMIT NO. 95-08419

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated August 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. Glen Saxton
Chief, Operations Bureau

Enclosures

LGS:RF

RECEIVED

MAR 06 1989

CERTIFICATION OF MAILING
I hereby certify that on 11-17-88
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Jodi I. Schultz

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08419

Priority: October 21, 1983

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.7 AF

This is to certify, that RICHARD BATH
RHODA BATH

E 2750 KILLDEER LANE

POST FALLS ID 83854

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 22, 1983; and has submitted Proof of Beneficial Use on October 17, 1990. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

SPRING

tributary to SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.02 CFS	0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNENE , Sec. 33, Township 52N, Range 05W
KOOTENAI County

PLACE OF USE: STOCKWATER
TWN RGE SEC

52N 05W 33 NENE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECEIVED

DEC 15 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 95-08419

CONDITIONS/REMARKS:

- 5. Domestic use is for 1 home.
- 6. Stockwater use is for 5 horses.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of OCTOBER, 1992.

Acting for R. Keith Higginson, Director

DEC 15 1992

RECEIVED

NOV 30 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by CP
Date 12/1/88
Receipt # C003707

REQUEST FOR EXTENSION OF TIME

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

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 95-08419

Name(s) of Permit Holder: Richard & Rhoda Bath

Post Office Address: E 2750 Kildeer Lane
Port Falls, Idaho 83854 Telephone No. (208) 773-3223

Date Proof is Due: _____

Describe what work has been completed toward the development of this water right: Springs have
(This must be filled out! If no work has been completed, show "none".)

been cleaned out - made useable for livestock
and game use - however work is not complete.
we desire to enclose the water spring and cover it
for protection. Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We have not have enough time nor sufficient
funds to complete the project.

Permit holder(s) request an extension to Jan 1, 1994. Richard Bath
(1 yr. minimum) (Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to November 1, 1990. IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to October 21, 1983, pursuant to Sec. 42-218a, Idaho Code.

Signed this 13th day of December, 19 88.

L. Glen Saxton
Chief, Water Allocations Bureau

MICROFILMED

MAR 06 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard & Rhoda Bath Phone 773-3223

Post office address E 2750 Killdeer Lane Post Falls, Id.

83854

2. Source of water supply groundwater springs which is a tributary of SINKS

3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28 Township 52N

Range 5W B.M. Kootenai County, additional points of diversion if any: NE NE Sec 33 T52N R5W

4. Water will be used for the following purposes: SK of the W 1/2 of the portion - along S line of sec 28, 1760 feet
N parallel to E line of section 990 feet
E half with S line of section 1760 feet
along E line of section 28 990 feet + beginning

Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. SPRING BOX & PIPELINE

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

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

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

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

8. Description of proposed uses:

a. If water is not for irrigation: NE NE 33 52N
(1) Give the place of use of water: SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28 Township 52N

Range 5W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered 30 HEAD

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water ONE.

(5) If water is to be used for other purposes describe: _____

McKURTAIN

UNRECORDED

Total number of acres to be irrigated

NAME _____

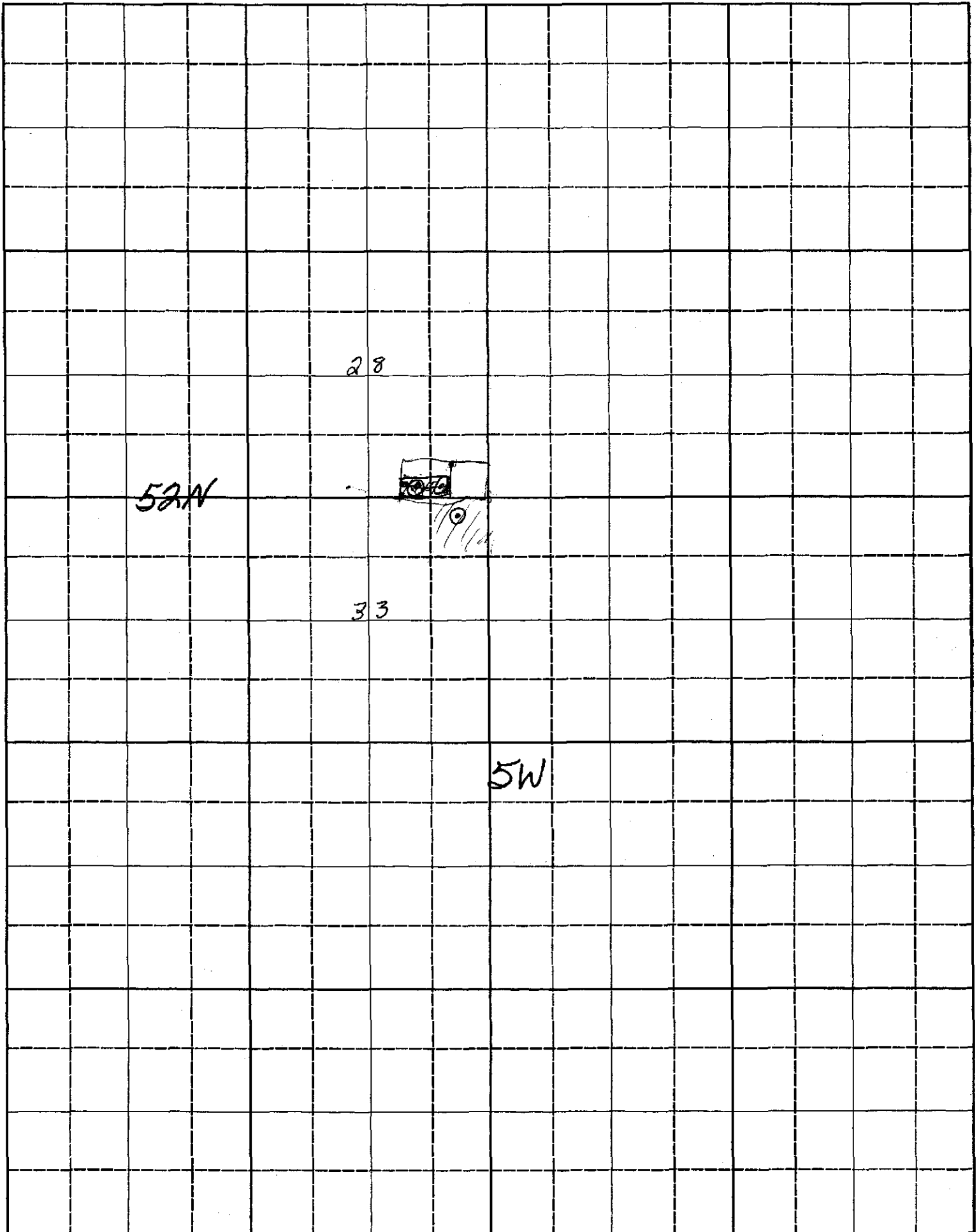
Applicant

rr

applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

NOTARIAL SEAL

Richard Bath
(Applicant)

RECEIVED

Proposed Priority 9/22/83

Received by KK Date 9/22/83 Time 8:30
Preliminary check by JK Fee \$ 30.00
Received by JK Date 9/22/83 # 31354
Publication prepared by Cooper, Allen, Green Date 9/29/83
Published in _____
Publication dates 10/6-13/83
Publication approved JK Date 10/17/83
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-8419, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1988.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 4 day of November, 1983.

David R. Tully ACTING Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Carol Hodge

being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The *Notice*

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *Weeks* commencing on the *6* day of *Oct*, 19*83*, and ending on the *13* day of *Oct*, 19*83*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Carol Hodge

Subscribed and sworn to before me this *12* day of *Oct*

19 *83*

Roberta Gosanley

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s)
have been filed to appropriate the
public waters of the State of Ida-
ho:

95-8419

BATH, RICHARD &/or RHODA
E. 2750 KILLDEER LN., POST
FALLS, ID 83854

Source: SPRINGS trib. to SINKS

Date Filed: 09/22/1983

Diversion Pt: SESE SWSE Sec 28
T 52N R 05W NENE Sec 33 T 52N
R 05W

Use: STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)

In: NENE Sec 33 T 52N R 05W
SWSW Sec 28 T 52N R 05W

The permit(s) will be subject
to all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, 4056
Gov't Way, Coeur d'Alene, Id,
83814 on or before OCTOBER 24,
1983.

KEN DUNN, Dir.

Legal 567

Oct. 6, 13, 1983

RECEIVED

OCT 14 1983

Department of Water Resources
Northern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1992

RICHARD BATH
RHODA BATH
E 2750 KILLDEER LANE
POST FALLS ID 83854

RE: WATER RIGHT NO. 95-08419

Dear Water Right Holder(s):

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

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

DEC 15 1992

September 17, 1992

RICHARD BATH
RHODA BATH
E 2750 KILLDEER LANE
POST FALLS ID 83854

RE: WATER RIGHT NO. 95-08419

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

DEC 15 1992

LICENSE REVIEW CHECKLIST

Permit # 95-08419

Date 09-10-92

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☒	☐	Disagree with Actual Measurement?
			<u>.02 cfs (DOM) .01 cfs (STOCK)</u>
	☒	☐	Disagree with Theoretical?
			Limited by Capacity? <u>.02 cfs</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☒	☐	Disagree with Examiner's Calculations?
			<u>.6 afa (DOM) 5x.0134 = .067 ≈ .1 afa (STOCK)</u>
	☐	☒	Limited by Flow? <u>.02 x 365 x 1.9835 = 14.5 > .7</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source <u>single Spring</u>
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map
	☐	☒	Amendment Needed? <u>Drop P/D in S28</u>
	☐	☒	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	☐	☒	Amendment Needed? <u>Drop P/U in S28</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irr. Uses <u>DOM / 1 Home</u> <u>STOCK / 5 range horses</u>
	☐	☒	Special Overlap Condition <u>cattle</u> per proof
	☐	☒	Other _____
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☐	☒	Overlap
	☐	☒	Water Quality
			DATES/MISC
			Water Dist. _____
			App Rec'd _____
			Exam Made _____

COMMENTS/MEMOS NEEDED: Reduced Rate, P/D, P/U

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD BATH	10/21/1983	STOCKWATER	01-01 12-31	0.01 CFS	0.1 AFA
C	RHODA BATH		DOMESTIC	01-01 12-31	0.02 CFS	0.6 AFA
	E 2750 KILLDEER LANE					
	POST FALLS ID 83854					
	(208) 773-3223					
				TOTAL DIVERSION:	0.02 CFS	0.7 AFA

Water Source: SPRING

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T52N R05W S33 NW NE NE

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE									
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:
52N	05W	33	:	S				:					:					:					:		

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: KOOTENAI

Non-Irrigation Uses: ~~9/10 RANGE, D/I HOME.~~

Remarks: Domestic use is for 1 home.
Stockwater use is for 5 horses.

Dates: App. Received: 09/22/1983 Priority Date: 10/21/1983
Proof Due Date: 11/01/1990 Proof Made Date: 10/17/1990
Exam Made Date: 02/27/1992 Exam Sent to S.O.: 07/22/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 09/10/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 95-08419

1. Owner: RICHARD BATH

Phone No. 773-3223

Current Address: E 2750 KILLDEER LN POST FALLS, ID. 83854

2. Accompanied by: NONE

EXAM. DATE: 8/27/92

Address: _____

Phone No. _____

Relationship to Permit Holder: _____

3. Source: SPRING tributary to SINKS

B. OVERLAP REVIEW

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

☐ Copies Attached

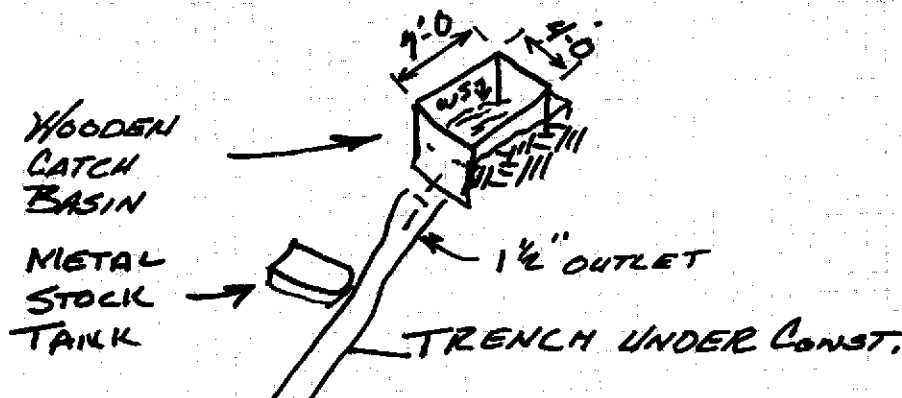
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NTS

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

- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

DEC 15 1992

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A wooden 7' x 4' x 3' catch basin in spring with 1 1/2"

PLC OUTLET

[illegible]

☒ See Remarks on page 4 for continuation.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Geacuity					

**Code to correspond with No. on map and aerial photo*

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination.

[illegible]

Do not use this space

766L 9 1 030

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

ESTIMATE .02 cfs

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

5 HEAD RANGE - 0.2 AFA
DOMESTIC - 0.6 AFA

RECORDED

DEC 15 1992

H. REMARKS AND OVERLAP REVIEW ANALYSIS

BUCKET IS USED FROM OUTLET TO HOME
 & STOCK TANK- STOCK ALSO DRAIN FROM
 UNDEVELOPED SPRINGS ON PROPERTY

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
DOMESTIC	1-1	12-31	0.02	0.6
STOCK	1-1	12-31	0.01	0.2
Totals:				
			0.03	0.8

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name Tom D. King

Signature Tom D. King

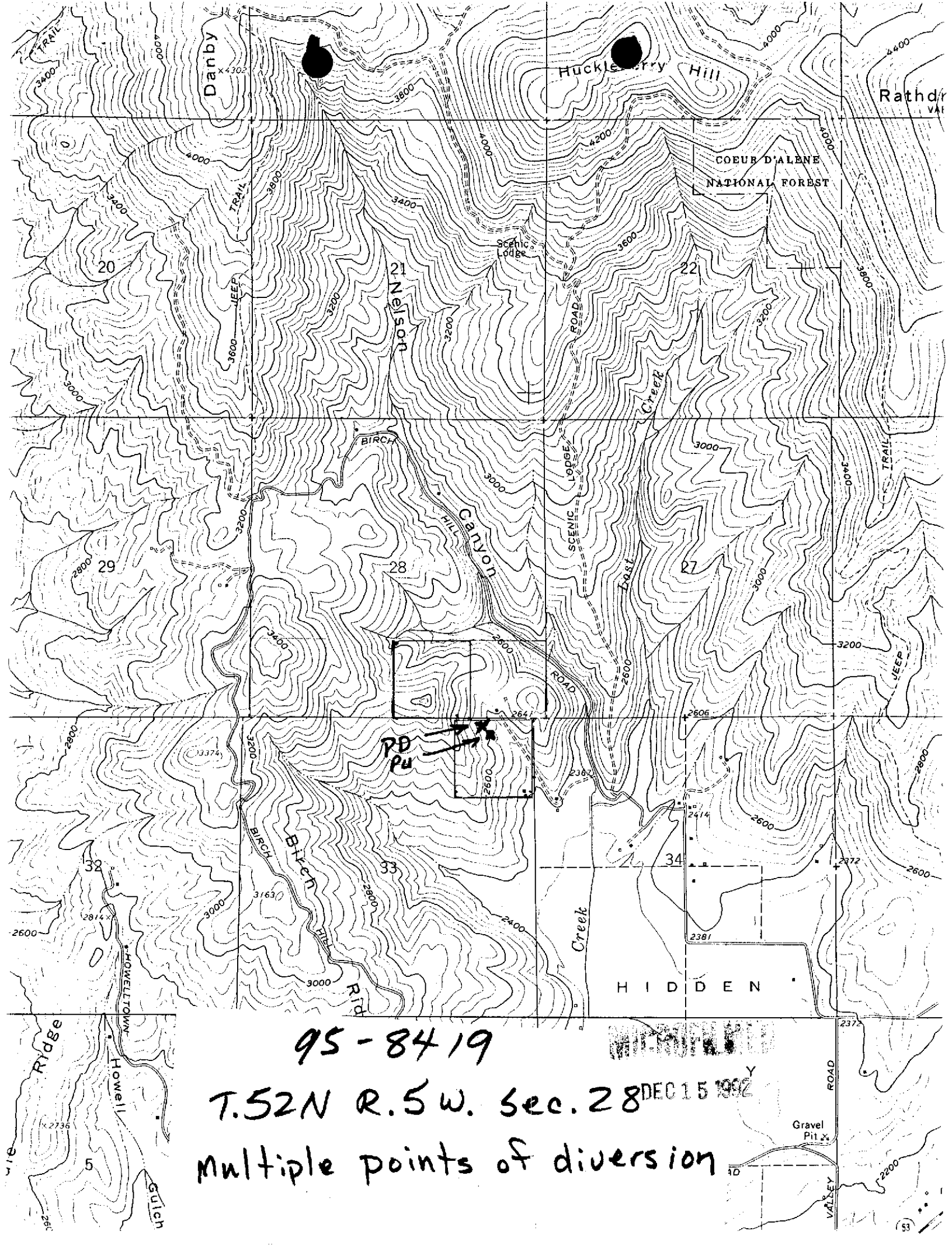
Certification Date 4/10/91

Field Report Preparation Date 2/27/92



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

RECEIVED
 DEC 15 1992



95-8419
T.52N R.5W. Sec. 28
multiple points of diversion

DEC 15 1992

Gravel Pit

RECEIVED

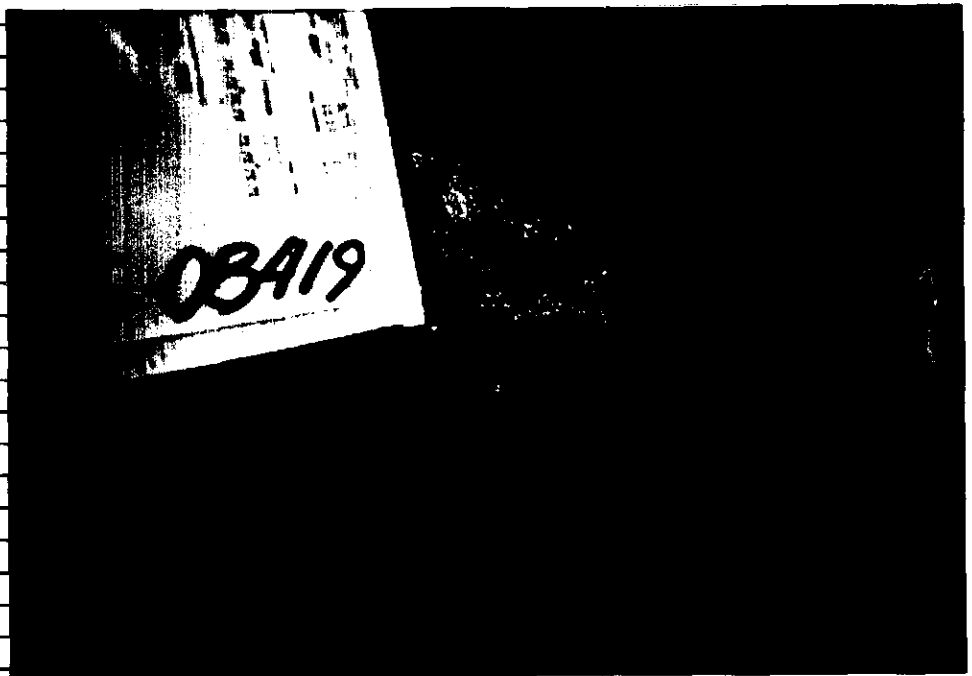
JUL 27 1992

Department of Water Resources

PERMIT # 95-08419

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



DEC 15 1992

January 9, 1991

RICHARD BATH
RHODA BATH
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08419

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

FEB 07 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 95-8419

Date _____

GENERAL CONSIDERATIONS

4 Name same as permit?
4 Address same as permit? If no, prepare data entry form.
4 Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

4 Surface water source
4 Ground water source
4 Drill permit req'd?
4 Copy in file? Drill permit no. _____
4 Well log in file?
4 Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

No Required?
4 Amount submitted?
4 Correct amount?

MEASURING DEVICE

No Measuring device or access port required?
4 Installed?
4 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

PRIORITY CALCULATION

Date proof received 4 _____
Date proof due _____ - _____
No. of days late _____ = _____
Priority date _____ + _____
NEW PRIORITY DATE _____ = _____

NOT 17 1990
No \$ received
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

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

Permit No. 95-08419 Telephone No. (208) 773-3223
Name(s) of Permit Holder(s): Richard Bath
Post Office Address: E 2750 Killdeer Lane Post Falls Id. 83854
Source of Water: Springs - on property at Biggs Road in Hidden Valley
If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic yes (1) (No. of households) Irrigation _____ (No. of acres)
Stockwater yes (No. and type of stock) Other _____
10 horses at well
ad deer and elk.

Total rate and/or volume for which proof is submitted _____ cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: July 1989
This was not diverted but developed into a trough water holding system.
One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No Installed? Yes ☐ No

OR

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

Fee Enclosed: \$ _____ (See License Examination Fee Schedule)

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

Name

Telephone No.

Address

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

10-17-90 Richard Bath
Date Signature (and title if on behalf of a company or organization)

138466
August 31, 1990

RICHARD BATH
RHODA BATH
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

PROOF DUE NOTICE

RE: PERMIT NO. 95-08419

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 07 1991

December 13, 1988

Richard and Rhoda Bath
E. 2750 Killdeer Ln.
Post Falls, ID 83854

Dear Permit Holders:

RE: Permit No. 95-8419

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to November 1, 1990. Note the permit has been reinstated with an advance in priority the number of days the extension request was late.

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

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED
MAR 06 1989

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 95-8419Reviewed by NYDate 12-13-1988

BASIC INFORMATION

NY Date stamp received
NY Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
NY Fee received and receipted
NY Name and signature same as permit
NY Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

NY Has adequate work been completed to demonstrate due diligence?
NY Has the cost incurred been adequate to demonstrate an intent to complete the project?
NY Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

NY Is delay by a government agency?
Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN Recommend approval based on due diligence for two years

Special conditions or remarks:

NY Reinstatement Date extension received Nov. 30 = 334
Proof due date Nov. 1 = -305
No. of days late _____ = 29
Priority date Sept. 22 '83 = +265
ADJUSTED PRIORITY DATE Oct. 21, 83 = 294

____ Prepare coding sheet
____ Change rolodex card



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

November 17, 1988

RICHARD BATH
RHODA BATH
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

LAPSE NOTICE

RE: PERMIT NO. 95-08419

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated August 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. Glen Saxton
Chief, Operations Bureau

Enclosures

LGS:RF

NOTIFIED

MAR 06 1989

CERTIFICATION OF MAILING
I hereby certify that on 11-17-88
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

John F. Schultz

138418
August 31, 1988

RICHARD BATH
RHODA BATH
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

PROOF DUE NOTICE

RE: PERMIT NO. 95-08419

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

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MAR 06 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BATH, RICHARD & RHODA
E. 2750 KILLDEER LN.
POST FALLS, ID 83854

NOVEMBER 22, 1983

RE: PERMIT NO. 95-8419

DEAR PERMIT HOLDER:

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

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

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

SINCERELY,

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

ENCLOSURE

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JE APPLICATION NUMBER: 95-8419

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/24/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/14/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
9/22/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: ASD Date: 10/24/83

STATE OFFICE REVIEW:

417 26

- ☐ See attached sheet for more information.

By: KW Date: 11/1/83

STATE OF IDAHO

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

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

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

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

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

95-8419

BATH, RICHARD &/or RHODA

E. 2750 KILLDEER LN., POST FALLS, ID 83854

Source: SPRINGS trib. to SINKS

Date Filed: 09/22/1983

Diversion Pt: SESE SWSE Sec 28 T 52N R 05W NENE Sec 33 T 52N R 05W

Use: STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: NENE Sec 33 T 52N R 05W SWSW Sec 28 T 52N R 05W

MICROFILMED