

STATE OF IDAHO,)
County of Shoshone.)

SS.

PROOF OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Frank Wiederrick, Box 456, Mullan, Id., has on September 7, 1977 submitted Application No. 94-7108 for a permit to appropriate 0.12 cubic feet per second of water from an unnamed spring by means of a pipeline within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T48N, R5E, B.M. Shoshone County to be used from Jan. 1 to Dec. 31 for Domestic purposes and from March 15 to Nov. 15 for the irrigation of 4 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T48N, R5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 10, 1977.

C. STEPHEN ALLRED
Director

Sept. 22, 29, 1977

Michael Green, being first duly sworn,
deposes and says:

That he is the Editor of the North Idaho Publishing Company, publishers of the North Idaho Press, a daily newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of twelve (12) consecutive months prior to the 22 day of September A.D., 1977. That the Legal Notice of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 22 day of September A.D., 1977 and published in Two (2) issues of said newspaper, the last publication thereof being in the issue dated the 29 day of September, A.D., 1977.

OK
10-4-77
B
Michael J. Green
Subscribed and sworn to before me this
30 day of September, A.D., 1977...

Don Gonsville
Notary Public for the State of Idaho
residing at Wallace, Idaho

My commission expires September 25, 1981

94-7108



MICROFILMED

SEP 29 1987



MICROFILMED

SEP 29 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-7108

Priority: December 9, 1977 Amount: .04 CFS 1.2 AFA

This is to certify, that FRANK WIEDERRICK
P.O. BOX 497

MULLAN, ID 83846 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated September 7, 1977, and
has submitted proof to the Department of Water Resources on June 21, 1982, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .04 cfs of water from;

SPRING tributary to SINKS

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.04 cfs	1.2 afa

LOCATION OF POINT OF DIVERSION(S): NESE , Sec. 35, Township 48N, Range 5E
Shoshone County

PLACE OF USE: Domestic

TWN RGE SEC

48N 5E 35 NWSE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 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 11TH day
of SEPTEMBER, 1987.

MICROFILMED

SEP 29 1987

Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 94-7108 IN THE)
NAME OF FRANK L. WIEDERRICK) ORDER OF REINSTATEMENT
_____)

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before March 1, 1980; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

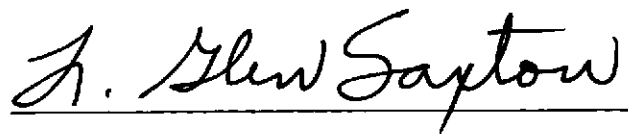
WHEREAS, the Department has notified the permit holder that the permit has lapsed for failure of the permit holder to submit proof of beneficial use; and,

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

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on June 21, 1982;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 94-7108 be REINSTATED and the priority advanced to December 9, 1977.

Dated this 13th day of January, 1983.



L. GLEN SAXTON

Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE
DATE IN CONNECTION WITH PERMIT NO. 94-7108
IN THE NAME OF FRANK WIEDERRICK

ORDER

WHEREAS, on September 7, 1977, Frank Wiederrick applied to the Department of Water Resources for a permit to appropriate 0.12 cubic feet per second from a spring tributary to the South Fork of the Coeur d'Alene River; and,

WHEREAS, on November 17, 1977, the Department approved said application and issued Permit No. 94-7108 with the condition that proof of construction of works and application of water to beneficial use be submitted on or before December 1, 1978; and,

WHEREAS, on December 12, 1978, the Department approved a request for an extension of time to December 1, 1979; and,

WHEREAS, notice was not given to the permit holder sixty days prior to the date that proof of beneficial use of water was due as required by Section 42-204, Idaho Code;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 94-7108 be extended to March 1, 1980; and,

Dated this 31 day of December, 1979.

by David R. Tuttle ACTING
L. GLEN SAXTON

Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

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

RECEIVED
DEC 11 1978
Department of Water Resources

Frank LeRoy Wiederrick of Box 456 Mullan Idaho 83546
(Name) (Address)

State of _____, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 94-7108.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before Dec 1, 1978.

That he has heretofore performed the following work described under said permit: Cleared

Right of way Have to wait
for spring to get back-
have up there.

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Hurt in a mining accident July 13, 1978:
fractured pelvis, fractured right leg & internal injuries

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to Oct. 31, 1978.

Frank L. Wiederrick
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to December 1, 1979. IT IS FURTHER ORDERED that the permit be reinstated and the priority date advanced to September 17, 1977, pursuant to Idaho Code, Section 42-218a.

Signed this 12th day of December, 1978.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

Identification No. _____

Application No. 94-7108

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Frank Wiederrick Phone: 744 1405
post office address 456 Millan Idaho
2. Source of water supply Spring which is a tributary of South Fork Cdr. River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 48N
Range 5E B.M. SHOSHONE County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into NO discharge at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.08 for irrigation purpose from Nov 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.12 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Developed spring
with 1000ft of pipeline to place of use.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 48N
Range 5E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
48N	6E	35														4		
TOTALS																4		

Total number of acres to be irrigated

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

9. a. Who owns the property at the point of diversion B.L.M.

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applying for Easement

10. Remarks

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

Place of use
X X P.D.
SEC 35
T 48NR5E

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.

x Frank J. Wiedemuth
(Applicant)

Proposed Priority 9/7/77

Received by 502 Date 9-7-77 Time 2:30
Preliminary check by 26 Fee \$ 12.00
Received by 502 Date 9-7-77
Published in North Idaho Falls
Publication dates 9-22-77 9-23-77
Publication approved 10-4-77
Priority reduced to Reason
Protests filed by:
Copies of protests forwarded by:
Hearing held by Date
Recommended for approval denial by 10

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. 94-7108, 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 December 1, 19 78.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

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

Witness my hand this 17 day of November 19 77.

Deputy Director

STATE OF IDAHO,
County of Shoshone.

SS.

PROOF OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Frank Wiederrick, Box 456, Mullan, Id., has on September 7, 1977 submitted Application No. 242108 for a permit to appropriate 0.12 cubic feet per second of water from an unnamed spring by means of a pipeline within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T48N, R5E, B.M. Shoshone County to be used from Jan. 1 to Dec. 31 for Domestic purposes and from March 15 to May 15 for the irrigation of 4 acres within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, T48N, R5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 10, 1977.

C. STEPHEN ALLRED
Director

Sept. 22, 29, 1977

Michael Green, being first duly sworn, deposes and says:

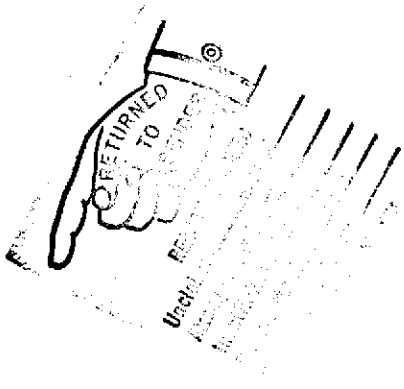
That he is the Editor of the North Idaho Publishing Company, publishers of the North Idaho Press, a daily newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of twelve (12) consecutive months prior to the 22 day of September A.D., 1977. That the Legal Notice of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 22 day of September A.D., 1977 and published in Two (2) issues of said newspaper, the last publication thereof being in the issue dated the 29 day of September A.D., 1977.

Subscribed and sworn to before me this
30 day of September, A.D., 1977.

Notary Public for the State of Idaho
residing at Wallace, Idaho

My commission expires September 25, 1981

DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



RECEIVED

SEP 21 1987

Department of Water Resources

Forward Has Exped
Jan 28 4 WA 2916
Republic
per 9/23/87

194-7108
WILKINSON, FRANK
P.O. BOX 497
MULLAN, ID 83646

September 15, 1987

FRANK WIEDERRICK
P.O. BOX 497
MULLAN, ID 83846

RE: Permit No. 94-7108

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 29 1987

August 12, 1987

FRANK WIEDERRICK
P.O. BOX 497
MULLAN, ID 83846

RE: Permit No. 94-7108

Dear Permit 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,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 29 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

10 - DAY

94-7100

Permit No.

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Exam Est CAP AS 0.04 cfs

- b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

- c) Volume Calculations for Other Uses:

2. Overlap Review

- a) Other water rights with same place of use: _____

- b) Other water rights with same point of diversion: _____

- c) Analysis:

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SEP 29 1987

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
94-7108	12-9-77	0.04	9-7-77	6-21-82	0.04

4

FRANK WIEDERLICK

P.O. Box 497 - Mullan, ID. 83846

SPRING

Beneficial Use

Period of Use
From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

DOMESTIC

1-1

12-31

50.0

1.2

Allowable Maximums:

70.0

1.2

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			NE	SE	35	48 N	SE	SHOSHONE

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

10. Recommended Amendments

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

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by

Date _____

Date _____

Date _____

SEP 29 1987
MICROFILMED

SEP 29 1987

LS-67-9

RECEIVED
SEP 4 1984

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

Department of Water Resources

94-7108

Permit No.

CONTACT WITH PERMIT HOLDER

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

EXAMINATION

Date 6/28/84 Accompanied by Mr Wiederrick Total Q measured _____
If source is surface water, estimate total flow of source 5gpm
Methods of measurement Estimate local Meets Permit requirements? Yes

Measurement calculations: *one home -*

[illegible]

System Description Developed spring with 1" line to single family
domestic use. No irrigation

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

RECOMMENDED AMOUNTS

Irrigation requirement = _____ AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
Domestic	0.04	1.2	1-1	12-31
Total	0.04	1.2		

Remarks Spring sinks, not tributary to S-F.R. CDA River

MICROFILMED

SEP 29 1987

... ..

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

Place(s) of Use

UNCLASSIFIED

SEP 29 1981

Signature Bob Hayward

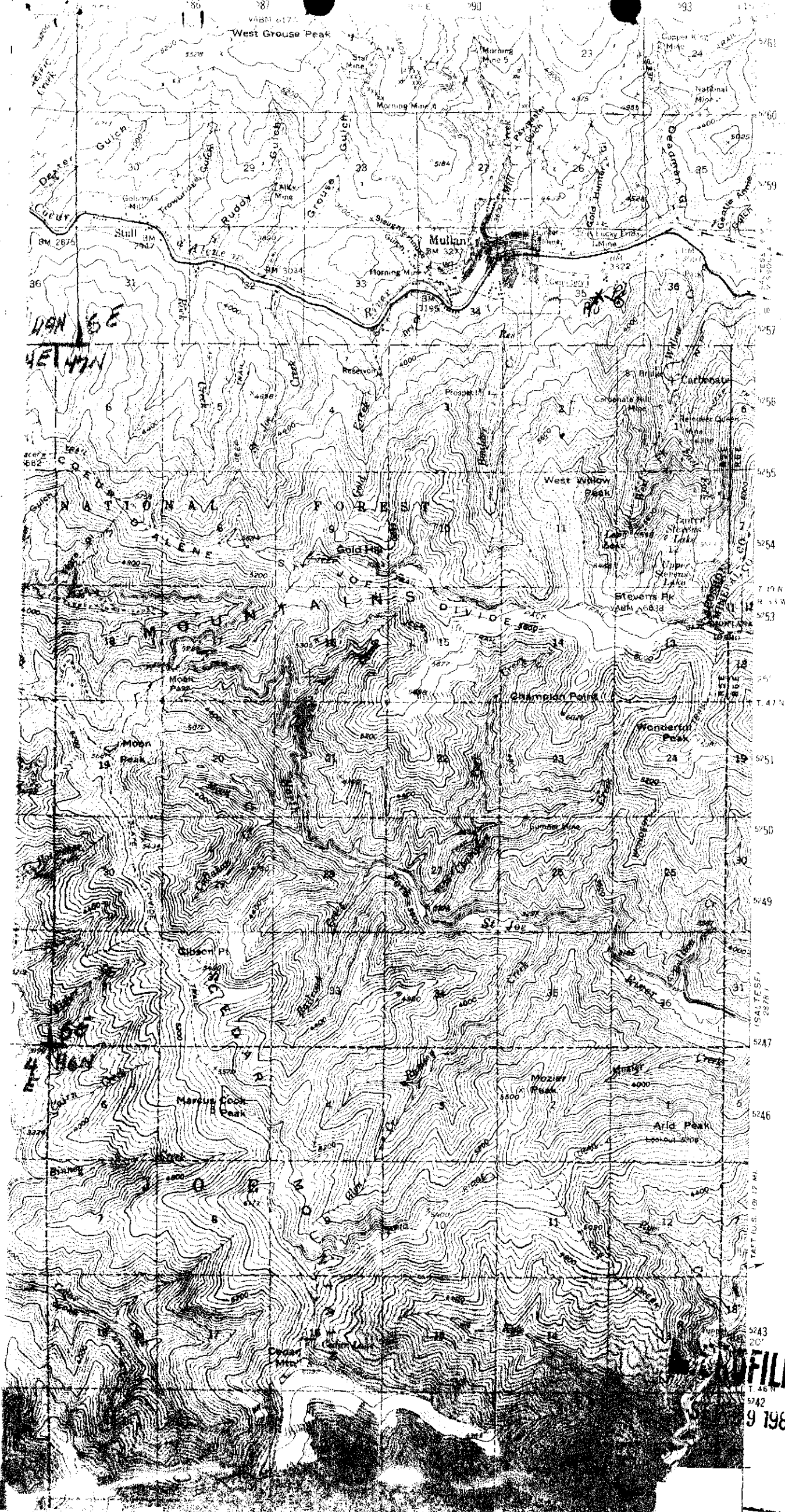
Approved by _____

Date _____

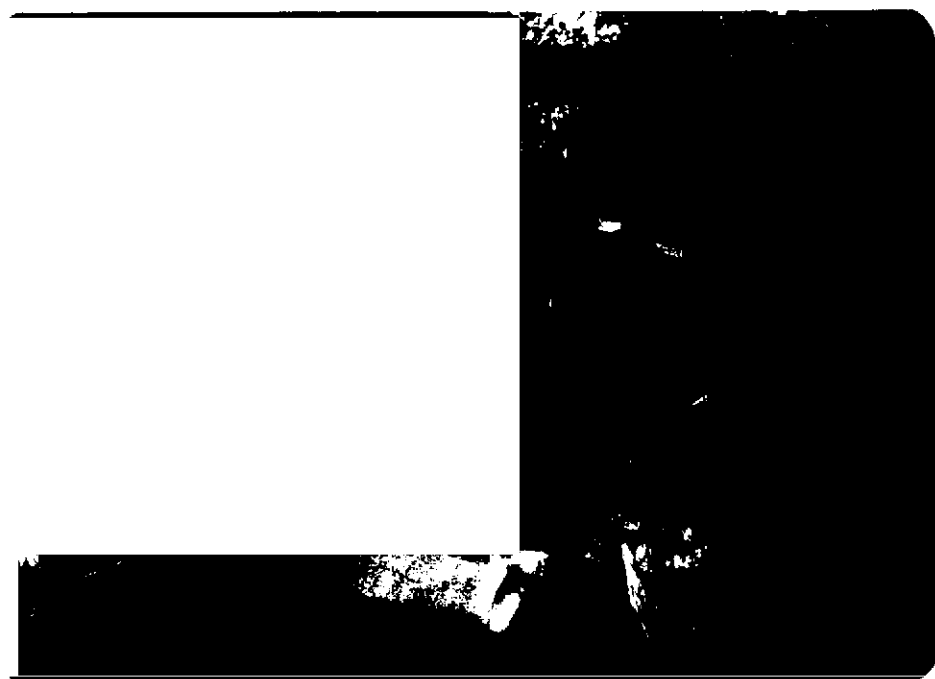
Date _____

Date _____

94-7108



FILED
9 1987



MICROFILMED

SEP 29 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
R. KENNETH DUNN
Director

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

January 21, 1983

Mr. Frank Niederrick
Box 497
Mullan, Id. 83846

RE: 94-7108

Dear Mr. Niederrick:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

MICROFILMED

SEP 29 1987

CALCULATION OF NEW PRIORITY DATE

FROM: Rita Fleck

TO: File # 94-7108

DATE: January 13, 1983

Date Proof Received

Proof Due

Number of Days Proof Late

Priority Date

Number of Days Proof Late

New Priority Date

260

*83

343

September 17, 1977

December 9, 1977

=

Remarks: *Explanation of Number of Days to Advance Priority

- | | | |
|--|-------------------|-----------|
| a) Proof due | December 1, 1978 | = 10 days |
| Extension submitted | December 11, 1978 | |
| b) Proof due sent December 31, 1979, no proof received, but lapse notice was not timely sent on June 8, 1982. Therefore advance priority a maximum of 60 days due to department error. | | 60 days |
| c) Lapse notice sent | June 8, 1982 | = 13 days |
| Proof received | June 21, 1982 | |
| | | 83 days |

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 94-7108.

Name(s) of Permit Holder: Frank L. Wiederrick

Post Office Address: Box 497 Mullan Idaho 83846

Tel. No. (208) 744-1249

Source of Water: Spring

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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

June 14, 1982
Date

Frank L. Wiederrick
Signature of Permit Holder

Frank Wiedeman
Box 497
Mullan, Idaho



RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

Frank LeRoy Wiederrick
Box 456
Mullan, ID 83846

Re: Permit No. 94-7108

Your permit cannot be reinstated unless you submit the statement of beneficial use postcard or submit an extension of time request showing reasonable cause for delay. Either the completed postcard or the extension of time request must be received by this office within sixty days of the date of this lapse notice or the permit will no longer be of any force or effect.

A statement of beneficial use postcard and a request for extension of time form are enclosed for your use. Please note that a fee of \$15.00 must accompany an extension of time request.

DRT:rf

Enclosures

CUTTING ACTION OF MILLING

6/9/62

above.

John F. Lee



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

101683

December 31, 1979

Frank Wiederrick
Box 456
Mullan, ID

Dear Mr. Wiederrick:

One of the conditions of approval of your water Permit No. 94-7108 was that evidence of the extent of development must be submitted to this office on or before March 1, 1980. (See last page of your approved permit). Enclosed is a post card which may be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use post card or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect within 60 days.

Sincerely,


RITA FLECK
Sr. Secretary

Enc: 1

- DATA ENTRY -

Ord No.

New No. _____

1. Original Owner: Frank Weederrick

Present Owner: _____

2. Address: P.O. Box 456

3. City: Mullam State: Id Zip: 83846

4. A. Source of Water: *spring*
B. Tributary of: *Coeur d'Alene River, South Fork*

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 9-17-1977

D. County: 79

E. Total Diversion Rate: .12

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	<u>Tract</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Gov't Lot</u>	<u>Rediv.</u>
6. A. Point of Diversion	<u>NESE</u>	<u>35</u>	<u>48N</u>	<u>5E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 3-15 to 11-15 for A purposes. Amount .08
(cfs or AC-Ft/yr)

from 1-1 to 12-31 for 0 purposes. Amount .04

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from to for purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from to for purposes. Amount

8. Use code: 7

9. A. Decree Name:
B. Decree Date:

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 12-1-1979

B. Date Permit Approved or Denied: 11-17-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: 04

14. Diversion Means (brief narrative):

parted me



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

(208) 384-2215

December 13, 1978

Frank LeRoy Wiederrick
Box 456
Mullan, ID 83846

Dear Mr. Wiederrick:

Re: Permit No. 94-7108

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to December 1, 1978 and the priority advanced to September 17, 1977.

Sincerely,

*Jan Grover
Water Rights Supervisor

December 5, 1978

Re: Permit No. 94-7108

Frank Wiederrick
Box 456
Mullan, Idaho 83846

Dear Mr. Wiederrick:

In order to process your extension request we need more information concerning the amount of work done on this project.

The enclosed request for Extension of Time will give us this information. Please complete the request form and return it to this office as soon as possible in order that this permit may remain in good standing.

If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

11/30/78

RECEIVED

Department

Frank Wiednick

Box 456

Mullan, Idaho

Lita Sleck
State House
Boise, Idaho

Dear Ms. Sleck,

I would like to request an extension of time for development. Due to a mining accident of July 13, 1978 I was and am unable to complete the project as yet and would like to have eight months to a year extension to complete it. Thank you.

Sincerely

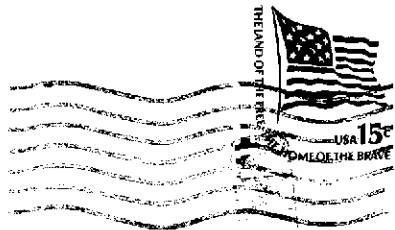
Frank L. Wiednick

Permit # 94-7108

MICROFILMED

Box 456

Mullan, Idaho
83846



Dept. of Water Resources
State office 373 W. Franklin
Boise, Idaho 83720

Attn: Rita Tuck



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

160265

September 30, 1978

Re: Permit No. 94-7108

Frank Wiederrick

Box 456

Mullan ID 83846

Dear Mr. Wiederrick:

One of the conditions of approval of your water Permit No. 94-7108 (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 December 1, 1978. 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.

RITA FLECK

Water Rights

Encl: Proof affidavit

MICROFILMED

November 18, 1977

Re: Permit No. 94-7108

Frank Wiederrick
Box 456
Mullan, ID

Dear Mr. Wiederrick:

Enclosed is a copy of your approved Application for Permit No.94-7108 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

3111

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) FE 9/8/77

In form to receipt

(2) FE 9/8/77

Send Copies to:

☐ Idaho State Health Department
☐ Idaho Fish and Game Department
☒ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) FE 9/8/77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: No field review none kw

(11) _____

Affidavit of Publication received(date) 10-4-77

(12) _____

Final date for protests 10-10

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

9-797 Proposed Priority

Reason for Reduction _____

Measuring device required

☒ R/W Clause
See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District North

By Bob Ayres Date 10-11-77

RECEIVED

OCT 11 1977

Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

September 15, 1977

RE: Applications No. 94-7109 & 94-7108

North Idaho Press
507 Cedar
Wallace, Id 83873

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill Merrill
10-4-77
[Signature]

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Frank Wiederrick
Box 456, Mullan, Id
has on September 7, 1977 submitted Application No. 94-7108
for a permit to appropriate 0.12 cubic feet per second ~~xxxxxx feet per annum~~
of water from an unnamed spring
by means of a pipeline
within the NELSE Sec 35, T48N, R5E, B.H. Shoshone County

to be used from Jan 1 to Dec 31
for Domestic purposes and from March 15 to Nov 15 for the irrigation of 4 acres

within the NELSE Sec 35, T48N, R5E, B.H.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 10, 1987.

C. STEPHEN ALLRED
Director

Published in the North Idaho Press, Wallace, Id
on September 22 and September 29, 1977

MICROFILMED

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]