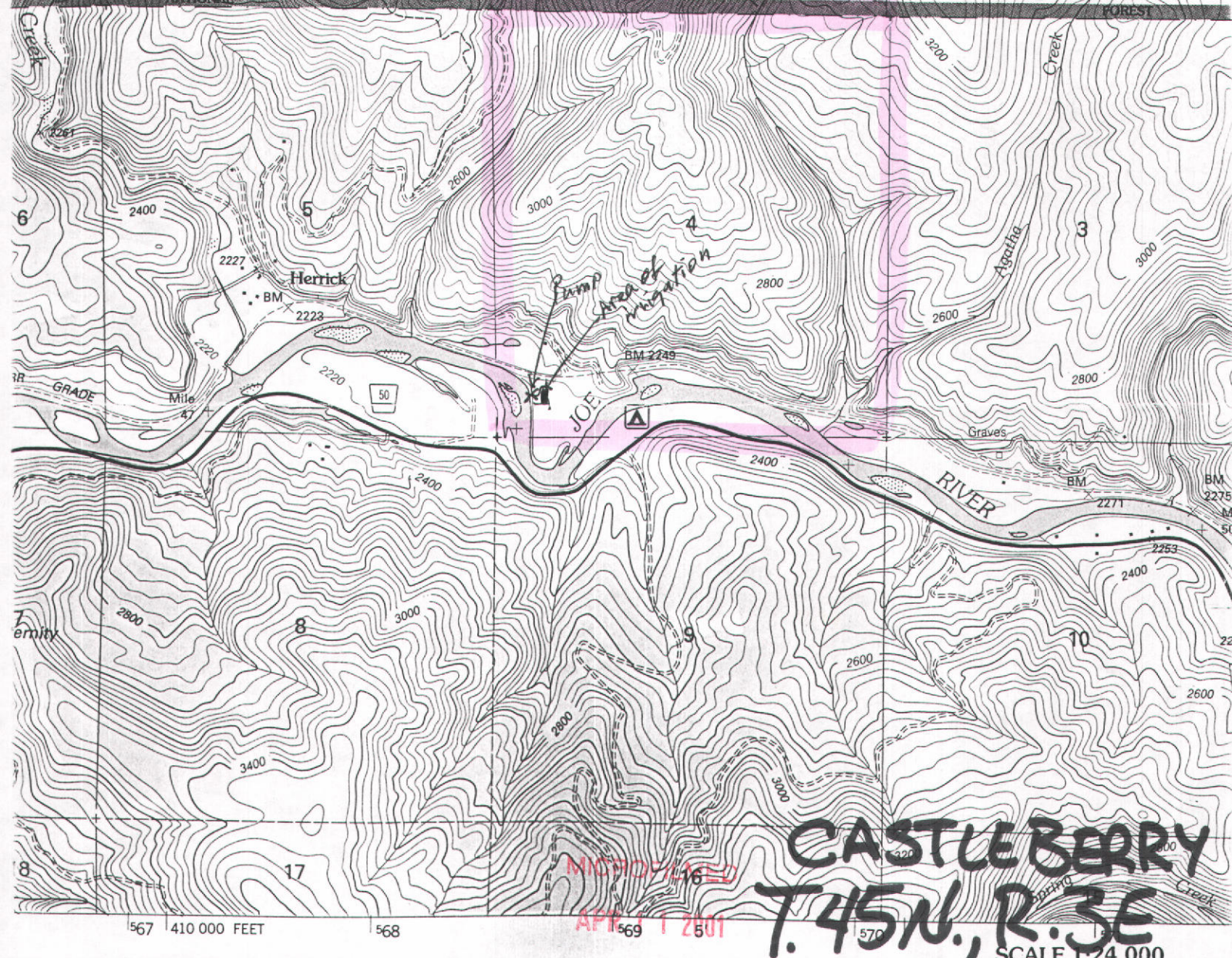




GOV'T. LOT 5 OF SEC. 9, TWP. 45 N., R. 6. 3 E. B. M.
STOSHANE COUNTY, IDAHO.

RIGHT OF WAY

EXISTING POWER

Tract 2
4.1 A.

S 89° 32' E

MICROFILMED
APR 11 2001

1

REQUEST FOR
OVERRIDE OF
ELECTRIC WIRES

25 FT. GROUND
CLEARANCE

N 00° 11' W
1,328.74'
1,073.05'

~~Proposed~~
~~Program~~

Tract 4
5.3 A.

VICTOR CASTLEBERRY

Duo West

477.80

Tract 6
3.5 A.

Les MACHINARI

Right of way
Tract 5
6011

5.3 A.

KENNETH LAUDER
Duo West

Duo West

523.42

WHEEL CRAM FORD

2
ROAD
OF
TRACT 7

4.0 A.

70E

Rev.



use this
copy for
scanning.

Government lot check for
917146 by RGH 9/21/2000

SWNW SENW SWNE SENE

NWSW NESW NWSE NESE

PD

87120E1

10

Huckleberry Flat
Campground

RIVER

MICROFILMED

APR 11 2001

Government lot check for
917146 by RGH 9/21/2000

SWNW SENW SWNE SENE

NWSW NESW NWSE NESE

PD

87120E1

MICROFILMED
APR 11 2001

Amt. of Fee \$ 50.00
Receipt No. 2070824
Receipt By [Signature]
Date Received: 9-11-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 11 2003

PROOF OF BENEFICIAL USE Department of Water Resources

The Idaho Department of Water Resources considers this form 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, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 91-7146 Telephone No. 509 624 8384

2. Name of Permit Holder(s): VICTOR CASTLEBERRY / Robbi CASTLEBERRY

3. Mailing Address: 4625 W. BONNIE DR

City SPOKANE State WA Zip 99224

4. Source of Water: ST JOE RIVER If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 5.0 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.10 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No X

Has the measuring device been installed?

Yes _____ or No X

8. Fee Enclosed: \$ 50 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: VIC / Robbi CASTLEBERRY Telephone Number: 509 624 8384

Address: W. 4625 BONNIE DR SPOKANE WA 99224

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Robbi Castleberry Date: 9/6/03
(include your title, if on behalf of company or organization)

MAR 29 2004

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 91-07146

Priority: June 20, 2000

Maximum Diversion Rate:

0.10 CFS

This is to certify, that **VICTOR CASTLEBERRY**
ROBBI CASTLEBERRY
4625 W BONNIE DR
SPOKANE WA 99224

has applied for a permit to appropriate water from:

ST. JOE RIVER

tributary of **COEUR D ALENE LAKE**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	04/01 to 10/31	0.10 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 12 (SWSW), Sec. 4, Township 45N, Range 03E
SHOSHONE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
45N	03E	4	Lot 12 (SWSW)	5.0		5.0

Total number of acres irrigated: 5.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **November 1, 2003**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

31st day of October, 2000



Karl J. Dreher, Director

for

MICROFILMED

APR 11 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of Applicant VICTOR & Robbi CASTLEBERRY Phone 509 624 8384
Mailing address 4625 W. BONNIE DR SPOKANE WA 99224
2. Source of water supply ST JOE RIVER which is a tributary of LAKE CDIA
3. Location of point of diversion is Township 45 N Range 3 E Sec. 4 in the SW 1/4;
SW 1/4, 1/4, Govt. Lot 12, B.M., Shoshone County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
- | | |
|---|---------------|
| Amount <u>22.00</u> for <u>IRRIGATION</u> purposes from <u>3/15</u> to <u>4/15</u> (both dates inclusive) | <u>APR 30</u> |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | |
| Amount _____ for _____ purposes from _____ to _____ (both dates inclusive) | |
5. Total quantity to be appropriated is (a) 22.00 cubic feet per second and/or (b) 5 acre feet per annum
6. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source 5'-11" H.P. Pump
- b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total reservoir capacity NA acre-feet
- c. Proposed well diameter is NA inches; proposed depth of well is NA feet
- d. Is ground water with a temperature of greater than 85° F being sought? NO
- e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. GRASS & BRUSH
- e. Other; describe fully. ENCOURAGE NATURAL VEGETATION FOR BANK STABILIZATION
ENHANCE FISH & WILDLIFE HABITAT

MICROFILMED
APR 11 2001

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

3

3NON

Castro

QAS7/elevery

management enabling the applicant to make

:શિબાનુ જાણ

12. Remarks:

Remarks: water from Sx to river will be pumped
independently for grass & vegetation growth to

influence efforts at bank stabilization - in 1999

we placed forks in river and offered trout (with permits)

~~in response to letter of 30/4. have 2 million~~

20547

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

of the State of Idaho as herein set forth.

the public waters
MICROFILMED

1936 1 337

Signature of Applicant (and title, if applicable)

Map measured 6/30/00
Victor E. Cast + 126675

Date 5/22/00 Time 2:02

N 013687

Date

১৫০

Publication prepared by

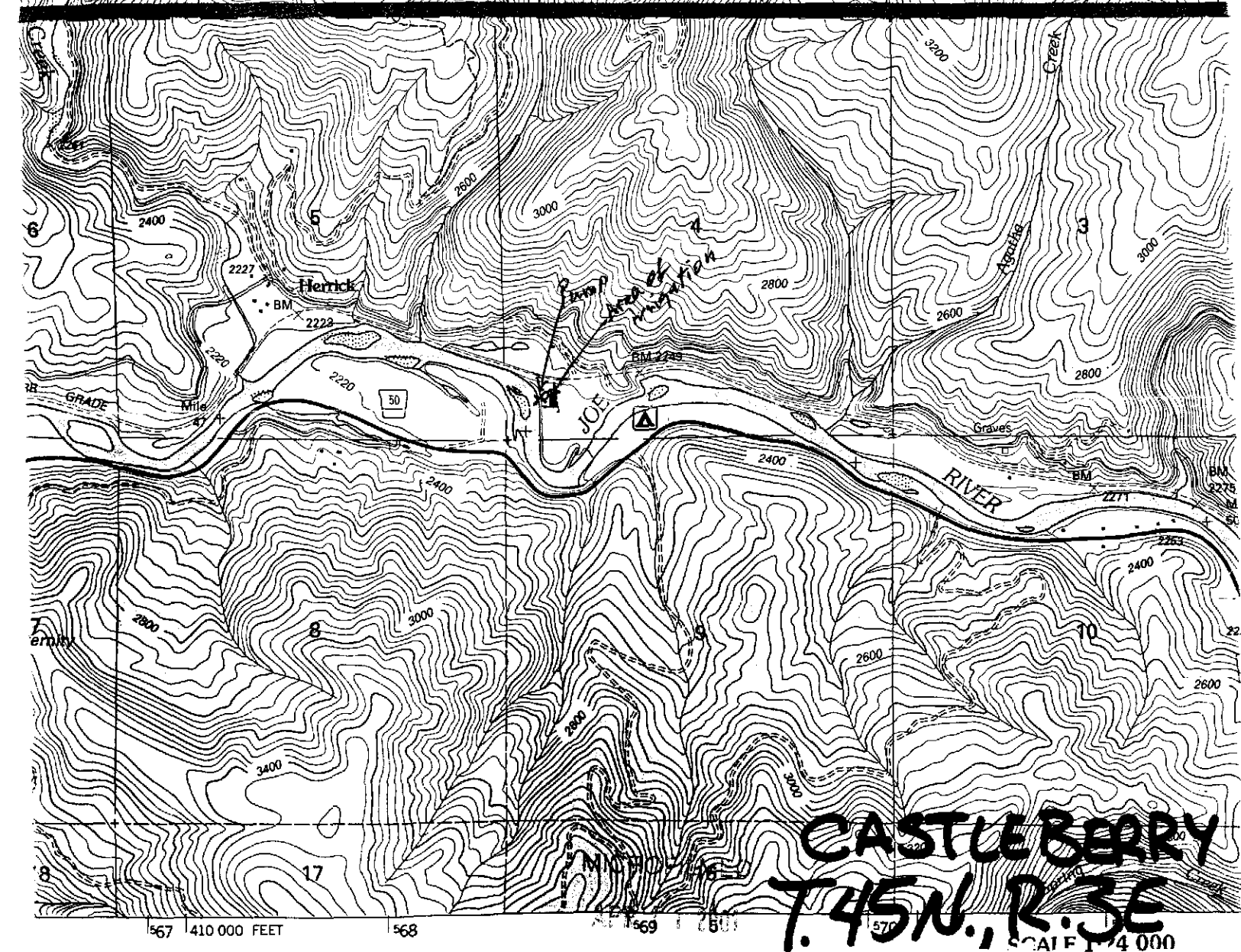
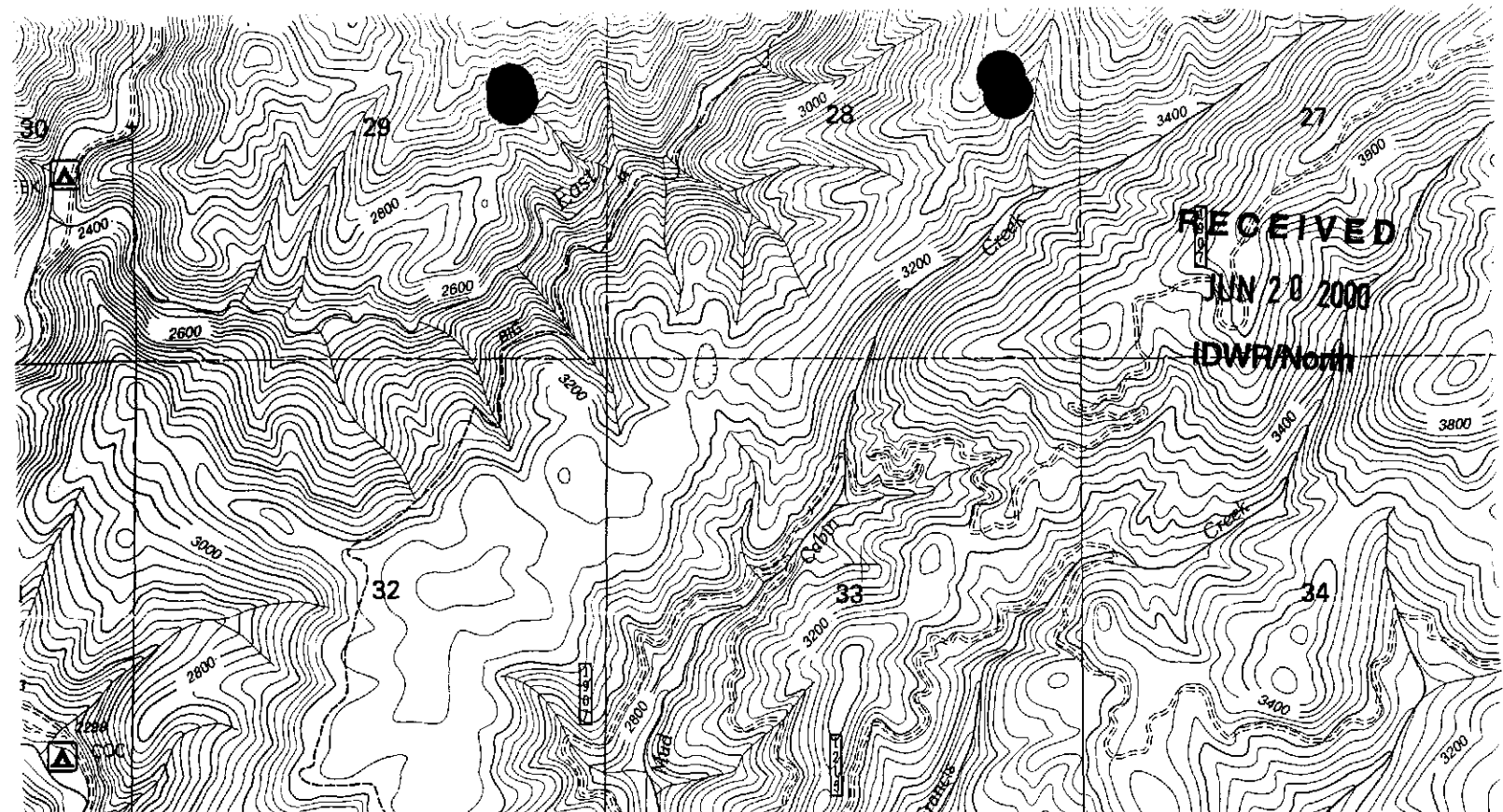
Publication approved

Date _____

7/31/00

Published in *Spoken Word* 7/20 x 7/80

N 013687 Date 5/5/02



SOUTH LOT 5 OF SEC. 9, TWP. 45 N., R. 3 E., S. 11 M.,
SNOHOMISH COUNTY, WASH.

SCALE: 1" = 200'

REQUEST FOR
OVERHANG
50' ELECTRIC WIRES
30 FT. GROUND
CLEARENCE 8.2 A.

REQUEST FOR
OVERHANG OF
ELECTRIC WIRES
25 FT. GROUND
CLEARENCE

N 00° 11' W
1,328.74'
1,073.05'

Proposed
pump

POLE IN ROAD
RIGHT OF WAY

EXISTING POWER
POLE

TRACT 2
4.1 A.

TRACT 4
5.3 A.

TRACT 6
3.5 A.

TRACT 5
5.3 A.

TRACT 7
4.0 A.

VICTOR CASTNERBERG

KEENEY UNDER

HAROLD CRAWFORD

LES MARIAN

JOE
River

MICROFILMED
APR 11 2001



use this
copy for
scanning.

Government lot check for
917146 by RGH 5/21/2000

SWNW SENW SWNE SENE

NWSW NESW NWSE NESE

PD

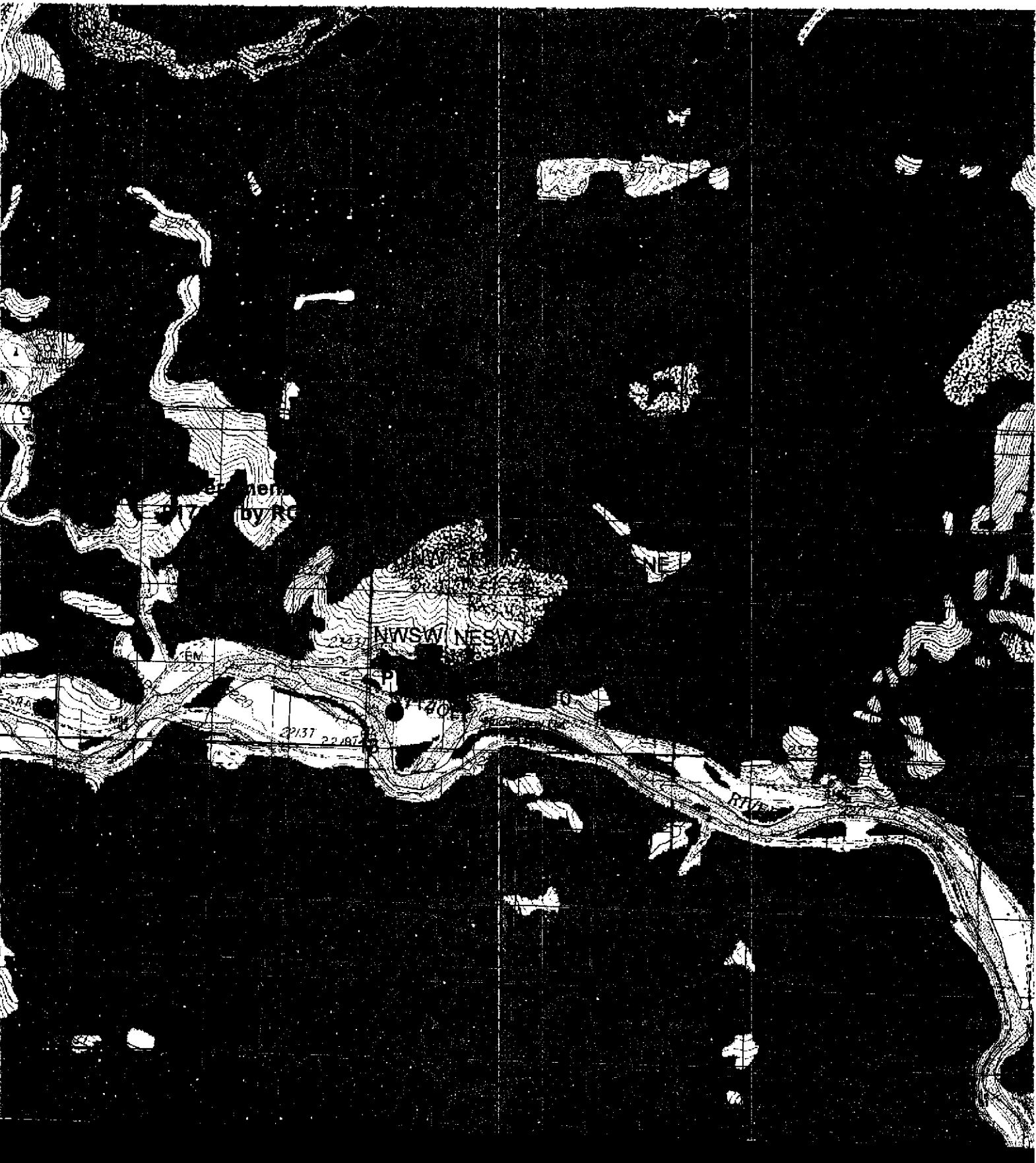
874201

Millbrook Flat
Campground

RIVER

MICROFILMED

APR 1 1961



MICROFILMED

APR 1 1 1961



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 10, 2003

VICTOR CASTLEBERRY
ROBBI CASTLEBERRY
4625 W BONNIE DR
SPOKANE WA 99224

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 91-7146

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.state.id.us.

If you have questions, please contact the **Northern** Regional Office of the department in Coeur d'Alene (208) 769-1450.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

MICROFILMED
MAR 29 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 91-7146

Reviewed By: dgibson

Date: November 7, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N013687, C070864	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		09/11/2003
Date proof due	-	11/01/2003
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	06/20/2000
New priority date	=	06/20/2000

Deficiencies of Actions Items

Acknowledge proof.

August 31, 2003

ROBBI CASTLEBERRY
VICTOR CASTLEBERRY
4625 W BONNIE DR
SPOKANE, WA 99224

PROOF DUE NOTICE

RE: PERMIT NO. 91-7146

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 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

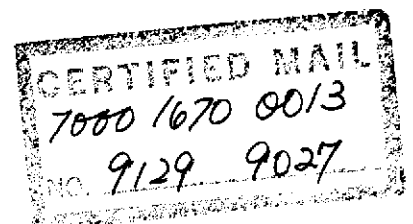
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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,

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MICROFILMED

MAR 29 2004

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Cindy Zimmerman on _____

No. 91-7146 Name: Castberry Corp. Officers NA Ad ok ☒ Govt Lots By R4
AREA OF CONCERN: ☒ No ☐ Yes _____ Moratorium _____ GWMA _____ TRUST/NON-TRUST _____

GROUNDWATER: (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - P84 (20s-70s, 81-86)
Swan Falls Flag - _____
Trust - 051(P74) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA
✓ HR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac) 3.0 AF
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(P10)
FISH PROP - 029(70'S only)-007-042-081(P10)
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

SURFACE WATER: (√Flow Chart)

St. Joe R.
✓ F&G contacted ☒ Yes ☐ No Response None
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE NA
✓ In-stream development ☒ P52
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

✓ SPRINGS/SINK, INACTIVE WD & REST OF STATE
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A
 (02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uscs)-08A-025(P18)-01N-081(P10)
MUNICIPAL
 Restricted area - 022,075
 Irr., GW supp to SW - 102
DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 27A (Payette R)
 > 1 in restricted area - 070-071-075 (no parks/common areas, etc)
 Irr use listed separate - WB5
 Moratorium approvable - W03 (2500 gpd - meets domestic definition
 i.e. D/convenience store)

✓ BENEFICIAL USE DUE: 11 / 01 / 03

MISC CONDITIONS/REMARKS:

Protested - 020-W19
✓ Development Period
 ≤ 1 yr - P16
 > 1 yr - 26A(P17)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON 4/1 - 10/31 (Per updated map)

OTHER CONDITIONS/REMARKS ① R66 ② 26A
COMMENTS FF Codes: P87, P52



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 1, 2000

VICTOR CASTLEBERRY
ROBBI CASTLEBERRY
4625 W BONNIE DR
SPOKANE WA 99224

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 91-07146

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

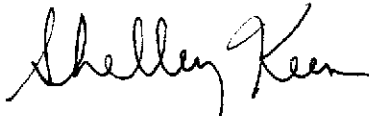
Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's

NOV 1 1 2000

homepage on the Internet to obtain the proper reporting form.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script, reading "Shelley Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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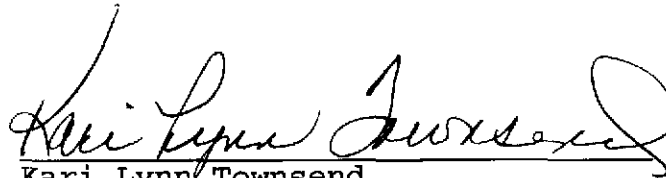
APR 11 2001

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of November, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 91-07146

VICTOR CASTLEBERRY
ROBBI CASTLEBERRY
4625 W BONNIE DR
SPOKANE WA 99224


Kari Lynn Townsend
Secretary

MICROFILMED

APR 11 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
APR 11 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

ORIGINAL FILED
APR 11 2007

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

WR1
BCA
WRA

APPLICATION # 91-07146

INITIAL REVIEW

APPLICANT:

Castleberry

BY:

JB

DATE:

6/20/00

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
- (X) Nature of Proposed Use
- (X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other water Rights
11. (X) Ownership
12. (X) Map
- (X) Signature
- (X) Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y() N()

PROCESSING

(Yes)(No)

Map received 6/20/00
PRIORITY DATE: 6/20/00

X (Include Moratorium Remark)

Y Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

NP/Thurs/ok

ADVERTISE IN:

S HOSKINS

County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

(Yes)(No)

- Field check: by
Field report attached
Analysis Supp. attached(>5cfs/500af)
Water delivered by water master?
Water District #

INFORMATION RECEIVED:

- () Dam Information () Fish Information
() Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:

Type:

Fees

Receipt No.

Upgrade Needed?

- Dom. Non-Dom. Paid \$
Dom. Non-Dom. Paid \$
Dom. Non-Dom. Paid \$

- Y () N ()
Y () N ()
Y () N ()

- Groundwater management area
Critical ground water area
Well Drilling Permit required
Well Drilling Application and Fees received
Well Drilling Application approved?

Remarks: waiting for map -
map received 6/20/00

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- Notice of pending void order issued. Final order response date:
Further information required from applicant
7/2/01 Affidavit of publication received
7/3/01 Application published correctly. If not, record action taken:
7/11 Publication dates and paper recorded on application | Sr. Agent initial
Protests received, Final protest date: 8/7/00
Measuring device required
Measuring port required
Special conditions:
Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by:

RMA

Date:

9/21/2000

Chip

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, July 18 2000 11:50 AM
To: 'Chip Corsi'; Gregg Servneen
Subject: perweek2.txt

Greetings, gentlemen:

The attached list has one Water Right for you, Gregg, to review and send comments, and that is 85-07670 - Grussing, with water from the Clearwater River.

The list has two Water Rights for you, Chip, to review and send comments, and they are 91-07146 - Castleberry, with water from the St. Joe River; and 96-09052 - Hadrava, with water from an unnamed stream tributary to Trout Creek.

In each case, we will appreciate receiving your comments either way by no later than August 7, 2000, the last date by which any protest may be filed on these applications.

Thank you very much for your prompt reply on these applications. Dianne Ball - IDWR - Cd'A



perweek2.txt.htm

No comments received as of 8/10/00
b

Chip - we
haven't
received your
comments on these
as of 8/4. Do you
have any? Thx
Dianne

Filed
8/4
b

MICROFILMED

APR 11 2001

PROOF OF PUBLICATION

) Idaho Department Of Water Resources
) 1910 Northwest Blvd. Suite # 210
) Coeur d'Alene, Id. 83814
)

RECEIVED
JUL 31 2000
IDWR/North

s/ Daniel C. Drewry, being first duly sworn deposes and says:
SHOSHONE NEWS-PRESS, a daily newspaper of general circulation in said county, published in the city of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of this notice hereinafter described, and that the

NOTICE OF APPLICATION FOR WATER RIGHT

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

91-07146
CASTLEBERRY, VICTOR
CASTLEBERRY, ROBBIE
4625 W. BONNIE DR
SPOKANE, WA 99224
Source: ST. JOE RIVER
Tributary: COEUR D'ALENE LAKE
Diversion Pt: LOT 12 (SWSW)
Sec 4T45NR03E in SHOSHONE County.
Use: IRRIGATION (0.100 CFS)
Total Diversion: (0.100 CFS)
Date Filed: 6/20/2000
In: SHOSHONE County
T45 R03E S04 Lot 12 (SWSW)
5.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before AUGUST 7, 2000.

KARL J. DREHER, Director
Legal #SHO479
2 x 7-20/27/20001

LEGAL NOTICE

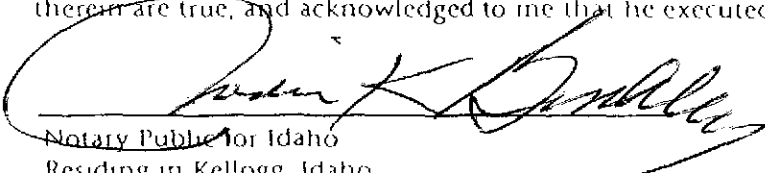
Legal # 479

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in supplement thereto, for a period of Two (2) consecutive weeks/days, the first publication thereof being in the issue dated 7/20/00, 7/27/00

STATE OF IDAHO)
)
)
)

COUNTY OF) Shoshone
)

On this 28th day of July in the year of 2000, before me a Notary Public, personally appeared Daniel C. Drewry known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same


Notary Public for Idaho
Residing in Kellogg, Idaho
My Commission expires
10/17/2000

RECORDED

INDEXED

CASE NO. SP-99-02162

91-07146

CASTLEBERRY, VICTOR
CASTLEBERRY, ROBBIE
4625 W BONNIE DR
SPOKANE, WA 99224

Source: ST. JOE RIVER

Tributary: COEUR D ALENE LAKE

Diversion Pt: LOT 12 (SWSW) Sec 4 T 45N R 03E in SHOSHONE County.

Use: IRRIGATION	(	0.100 CFS)
Total Diversion:	(	0.100 CFS)

Date Filed: 6/20/2000

In: SHOSHONE County
T45N R03E S04 Lot 12(SWSW)

5.0 ACRES TOTAL

MICROFILMED

APR 11 2001

July 12, 2000

Victor & Robbi Castleberry
4625 W Bonnie Dr
Spokane WA 99224

Re: Water Appropriation Application No. 91-07146

Dear Mr. and Mrs. Castleberry:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N013687.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

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APR 11 2001

WR0749NP
No. 91-07146

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/03/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VICTOR CASTLEBERRY	06/20/2000	IRRIGATION	03/15 11/15	0.100 CFS	
C	ROBBI CASTLEBERRY					
	4625 W BONNIE DR			TOTAL DIVERSION:	0.100 CFS	
	SPOKANE WA 99224					
	(509) 624-8384					

Water Source: ST JOE RIVER

Tributary to: LAKE COEUR D ALENE

Stage: APPLICATION

Point(s) of Diversion: T45N R03E S04 Lot 12(SWSW)

SHOSHONE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
---	---	---	:	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	:	---	---	---	---	---	:	---
45N	03E	4	:					:						:		12-05			:						:	5.0
																							TOTAL ACRES		5.0	

Pou County: SHOSHONE

Dates: App. Received: 06/20/2000 Priority Date: 06/20/2000
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/03/2000 User-ID: DBALL Subject: Examiner's notes.
3/4 HP pump.
Time required 3 years.

Audit: 07/03/00 DBALL