

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT
C O N T E N T S

() B/U Acknowledgment Letter Sent

This Examination Report Contains the Following Documents.

(✓) Field Report

(✓) Quad Sheet

() Gov. Lot Plat

(✓) Rules Check list

() Aerial Photo

() Photo PD/PU

Number of Diagrams Attached _____

Number of Calculation Sheets Attached _____

() Correspondence (Date) _____

() Other (List) _____

Contacts: PD

Remarks:



Exam Completed By Z. Smith

JUL 16 1991

Date

7/10/89

Sr. Agent Review _____

Date

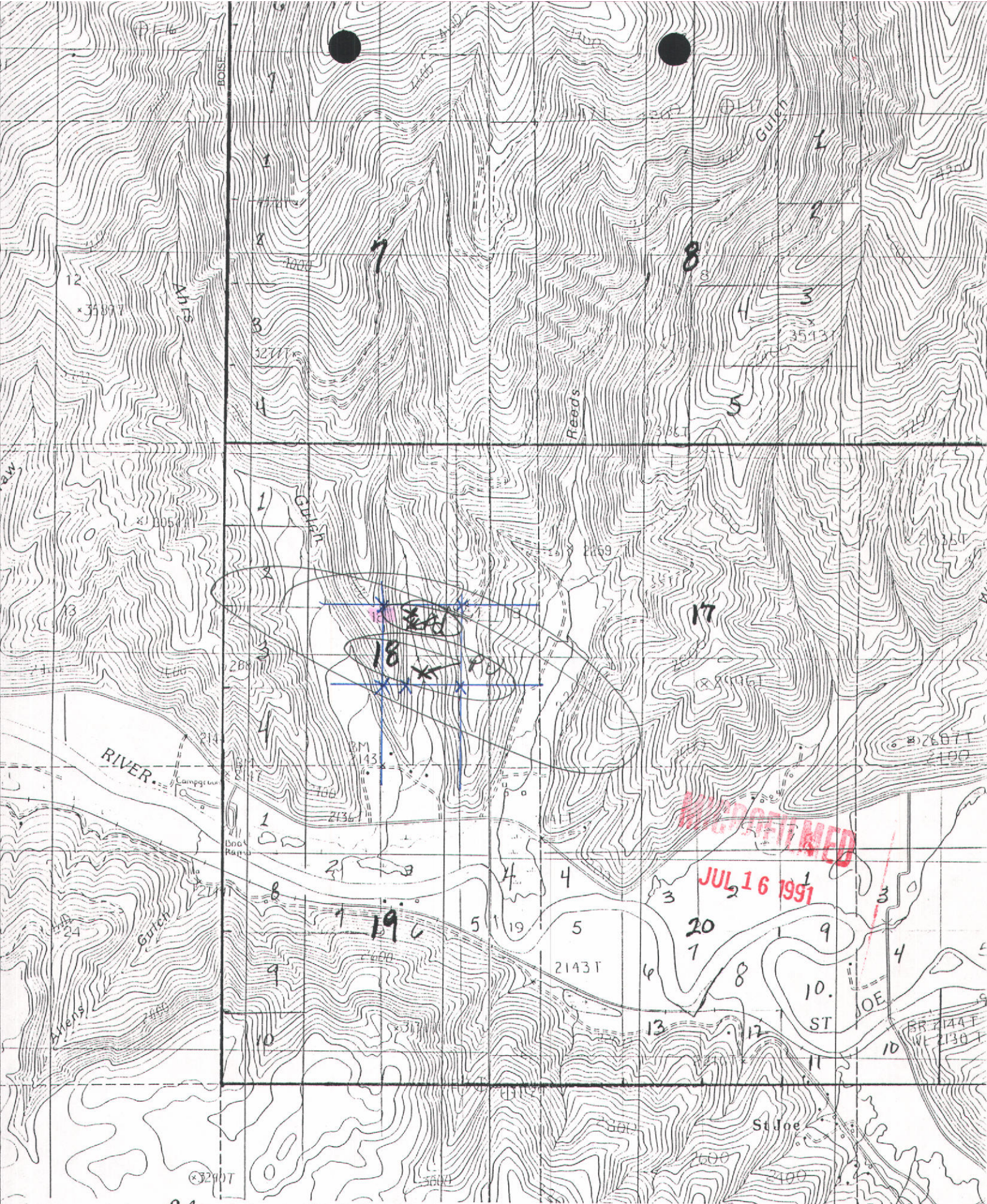
Regional Manager Review RETA

Date

6/8/90

PERMIT NUMBER

91-07077



Name of applicant Philip H. METTLER Phone 243-5209
Post office address Box 180 St. Marie, Idaho
Source of water supply Unnamed Stream which is a tributary of St Joe River
Location of point of diversion is NW 1/4 of SE 1/4 of Section 18 Township 46N
Range 1E B.M. Benewah County, additional points of diversion if any: _____

Place of use: T 46N, R 1E, Sec 18
NW SE, 1AC

Permit # 91-7077
Map # 21
Quad # G-58

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 91-07077

Priority: June 22, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:

0.03 CFS
3.0 AF

This is to certify, that JERRY L EMERSON
RT 3 BOX 76A

ST MARIES ID 83861 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 8, 1983; and
has submitted Proof of Beneficial Use on August 8, 1988. An examination indicates
that the works have a diversion capacity of .340 cfs of water from:

UNNAMED STREAM

tributary to SAINT JOE RIVER

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>
IRRIGATION	03/15 to 11/15	0.03 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 18, Township 46N, Range 01E
BENEWAH County

PLACE OF USE: IRRIGATION
TWN RGE SEC

<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
46N 01E 18	NWSE 1		1

Total number of acres irrigated: 1

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.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

MAY 22 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 91-07077

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 17th
day of April, 1992.

Acting for R. Keith Higginson, Director

MICROFILMED

MAY 22 1992

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	91-7077	Delos Mettler	0.03
Full Assignment	91-7077	Jerry L. Emerson	0.03

RECORDED

JUL 16 1991

State of Idaho
Department of Water Resources

RECEIVED
MAY 1 1991

ASSIGNMENT OF PERMIT

I, Delos Mettler hereby assign to Jerry L. Emerson Department of Water Resources
of Rt. 3, Box 76A St. Maries, Idaho 83861
(Full Address)

Select A. or B.

A. ☒ All my right, title and interest in and to Permit # 91-7077 to appropriate the public waters of the State of Idaho.

B. ☐ The following described portion of my right, title, and interest in and to Permit# _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage and/or number and type of uses within each 40 acre subdivision, legal description of the point of diversion and the amount of water in cubic feet per second for direct diversion, or acre feet for storage).

Made this 25th day of April, 19 91.

Delos Mettler
Permit Holder

Bernadette Mettler
Spouse of Permit Holder

State of Idaho)
County of Lemhi) ss.

On this 25th day of April, 19 91, personally appeared before me the signer (s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

seal

My commission expires:

1-5-93



Scottie Spormahlen
Notary Public residing at

St. Maries, Id

JUL 16 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 91-7077 IN THE

NAME OF DELOS METTLER

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before August 1, 1988; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the 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 why the permit should be reinstated by submitting proof of beneficial use on August 15, 1988;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 91-7077 be REINSTATED and the priority advanced to June 22, 1983.

Dated this 24th day of August, 1988.

NOT RECORDED

OCT 13 1988

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

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 Delia M. Miller Phone 245-5209
Post office address P.O. Box 180 St. Maries Idaho
2. Source of water supply Unnamed Stream which is a tributary of St Joe River
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18 Township 46N
Range 1E B.M. Benewah County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.03 for Irrigation purposes from 3/15 to 11/15 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.03 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump and 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:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____

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

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

MICROFILMED

46N	1E	18
-----	----	----

TOTALS

c. Describe any other water rights used for the same purposes as described above. *None*

App

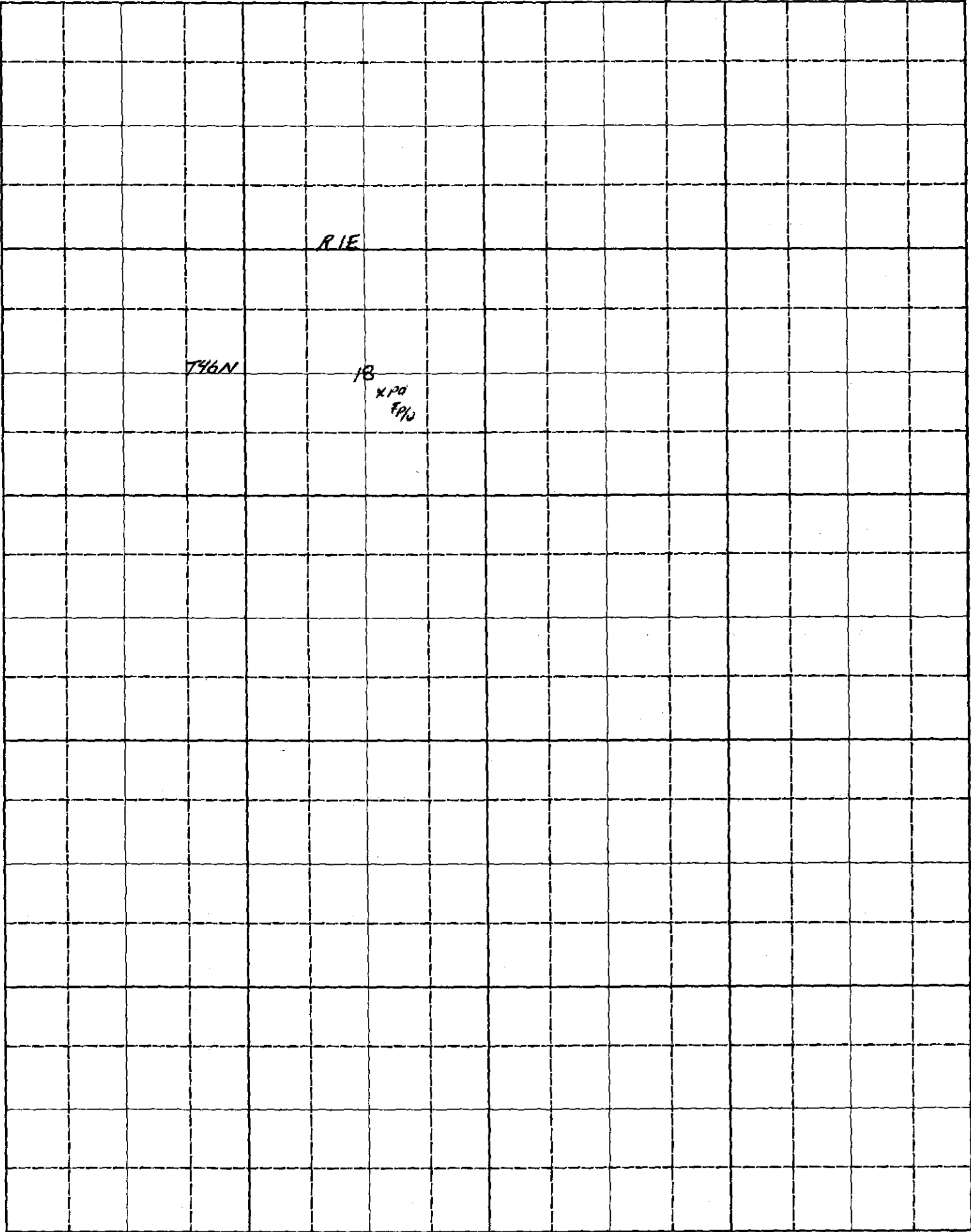
400

applicant to make this filing

10. Remarks

034044

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.

MICROFILMED

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.

Delon Mether
(Applicant)

MICROFILMED

Proposed Priority 6/8/1983

Received by JS Date 6/8/83 Time 8:45
Preliminary check by JS Fee \$ 30.00
Received by JS Date 6/8/83 (27153)
Publication prepared by JS Date 6/16/83
Published in ST. MARIE MAGAZINE RECORD
Publication dates 6/15-6/22/83
Publication approved JS Date 7-5-83
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JS

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. 91-7077, 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

August 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 15th day of August, 1983.

J. Allen Saylor
Chief, Operations Bureau

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 15 day of June, 1983 and the last on the 22 day of June, 1983.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Subscribed and sworn to before me this 23rd day of June, 1983

Sharon D. Black

Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

Notice of Application are sought by four

NOTICE OF APPLICATION FOR WATER RIGHT

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

91-7072 JK
Name: Delos Mettler
Address: P.O. Box 180, St. Maries, Idaho 83861
Date Filed: June 8, 1983
Source: Unnamed Stream tributary to Saint Joe River
Point of Diversion: NWSE Sec 18 T 46N R 01E
In: NWSE Sec 18 T 46N R 01E for 1 acre
Use: Irrigation (0.03 cfs)

93-7036
Name: Mills Estate
Address: c-o George Mills, Star Route Box 10, Tensed, Idaho 83870
Date Filed: June 7, 1983
Source: Groundwater
Point of Diversion: SENW Sec 30 T 44N R 05W
In: SENW Sec 30 T 44N R 05W
Use: Domestic (0.04 cfs)

93-7037
Name: George Mills
Address: Star Route, Box 10, Tensed, Idaho 83870
Date Filed: June 7, 1983
Source: Groundwater
Point of Diversion: SWNW Sec 04 T 44N R 05W
In: SWNW Sec 04 T 44N R 05W
Use: Commercial (0.16 cfs); Domestic (0.04 cfs)

93-7038
Name: Dennis Teal
Address: Star Route, Box 9, Tensed, Idaho 83870
Date Filed: June 7, 1983
Source: Groundwater
Point of Diversion: SWSW Sec 32 T 45N R 05W
In: SWSW Sec 32 T 45N R 05W
Use: Commercial (0.16 cfs); Domestic (0.04 cfs)

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814 on or before July 5, 1983.

Ken Dunn, Dir.
No. 7146 — June 15-22.

RECEIVED

JUN 24 1983

Department of Water Resources
Northern District Office

RECEIVED
JUN 24 1983

April 20, 1992

JERRY L EMERSON
RT 3 BOX 76A
ST MARIES ID 83861

RE: WATER RIGHT NO. 91-07077

Dear Water Right Holder(s):

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

Sincerely,

SHARLA CURTIS
Water Resource Agent

SC:clh

Enclosure

MICROFILMED
MAY 22 1992

LICENSE REVIEW CHECKLIST

Date 04-14-92

Permit # 91-07077

38

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☒	☐	Disagree with Actual Measurement? _____
	☐	☒	Disagree with Theoretical? <u>.03 cfs</u>
	☐	☒	Limited by Capacity? <u>.34 cfs</u>
TOTAL VOLUME			Rate/ac <u>3.0</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>same</u> Season Recommended
	☒	☐	Disagree with Examiner's Calculations? _____
	☒	☐	<u>3.0 x 1 = 3.0 AFA</u>
	☐	☒	Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D			Verify with Map
	☒	☐	Amendment Needed? _____
	☒	☐	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map
	☒	☐	Amendment Needed? _____
	☒	☐	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Changes required to be compatible with
			Maps, Data Entry Standards, etc? _____
	☒	☐	Change(s) in Nature of Use? _____
	☒	☐	Amendment Needed? _____
REMARKS	☒	☐	Multiple P/Ds in 1/4 1/4? _____
	☒	☐	Non-Irrigation Uses _____
	☒	☐	Special Overlap Condition _____
	☒	☐	Other _____
CONDITIONS	☒	☐	Measuring Device
	☒	☐	W/Master Control
	☐	☒	Overlap
	☒	☐	Water Quality
			DATES/MISC
		☒	Water Dist.
		☐	App Rec'd
		☐	Exam Made

COMMENTS/MEMOS NEEDED:

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

May 13, 1991

Re: Permit No. 91-7077

Jerry L. Emerson
Rt. 3, Box 76A
St. Maries, ID 83861

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence transferring ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

RECEIVED

JUL 16 1991

SENIOR AGENT REVIEW

RECEIVED
JUN 27 1990

Check List
for
Beneficial Use Field Report

Department of Water Resources

Permit 91-07077

A. GENERAL INFORMATION

- ✓
✓
✓
1. Name and address are most current available. (Check BU statement)
2. Exam Date
3. Source (Check Permit)

B. OVERLAP REVIEW

- ✓
1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- ✓
✓
✓
✓
✓
✓
1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
3. Word Picture (Rule 5,1,3 / 5,1,4) FLOOD - ?
4. Diversion (Rule 5,1,3) SPRINKLER?
5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
6. Irrigation (Rule 5,1,8)

D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

F. OPTIONAL

G. VOLUME CALCULATIONS

- ✓
Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

H. REMARKS AND OVERLAP ANALYSES

- ✓
✓
✓
✓
All actual uses listed; all permitted uses not used, also listed; (Rule 5,1,2):
Overlaps (Rule 5,1,4):
Return flows (Rule 5,1,5):
Conditions (Rule 5,1,6).

I. RECOMMENDATIONS

- ✓
✓
1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
2. Compare permit to exam for amendments (Rule 5,1,16)

J. AUTHENTICATION

- ✓
Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

- ✓
Check with permit and well log for discrepancies

Signature

Date

8/24/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT
C O N T E N T S

☒ B/U Acknowledgment Letter Sent

This Examination Report Contains the Following Documents.

☒ Field Report ☒ Quad Sheet ☐ Gov. Lot Plat ☒ Rules Check list
☐ Aerial Photo ☐ Photo PD/PU

Number of Diagrams Attached _____ Number of Calculation Sheets Attached _____

☐ Correspondence (Date) _____

☐ Other (List) _____

Contacts: PD

Remarks:



Exam Completed By [Signature] Date 7/10/89
Sr. Agent Review _____ Date _____
Regional Manager Review [Signature] Date 6/8/90

PERMIT NUMBER

91-07077

RECEIVED
JUN 27 1990

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 91-7077

1. Owner: Delas Mettler Phone No. 245-5209

Current Address: P.O. Box 180 St. Maries Idaho

2. Accompanied by: None EXAM. DATE: 7/5/89

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Unnamed Stream tributary to St Joe River

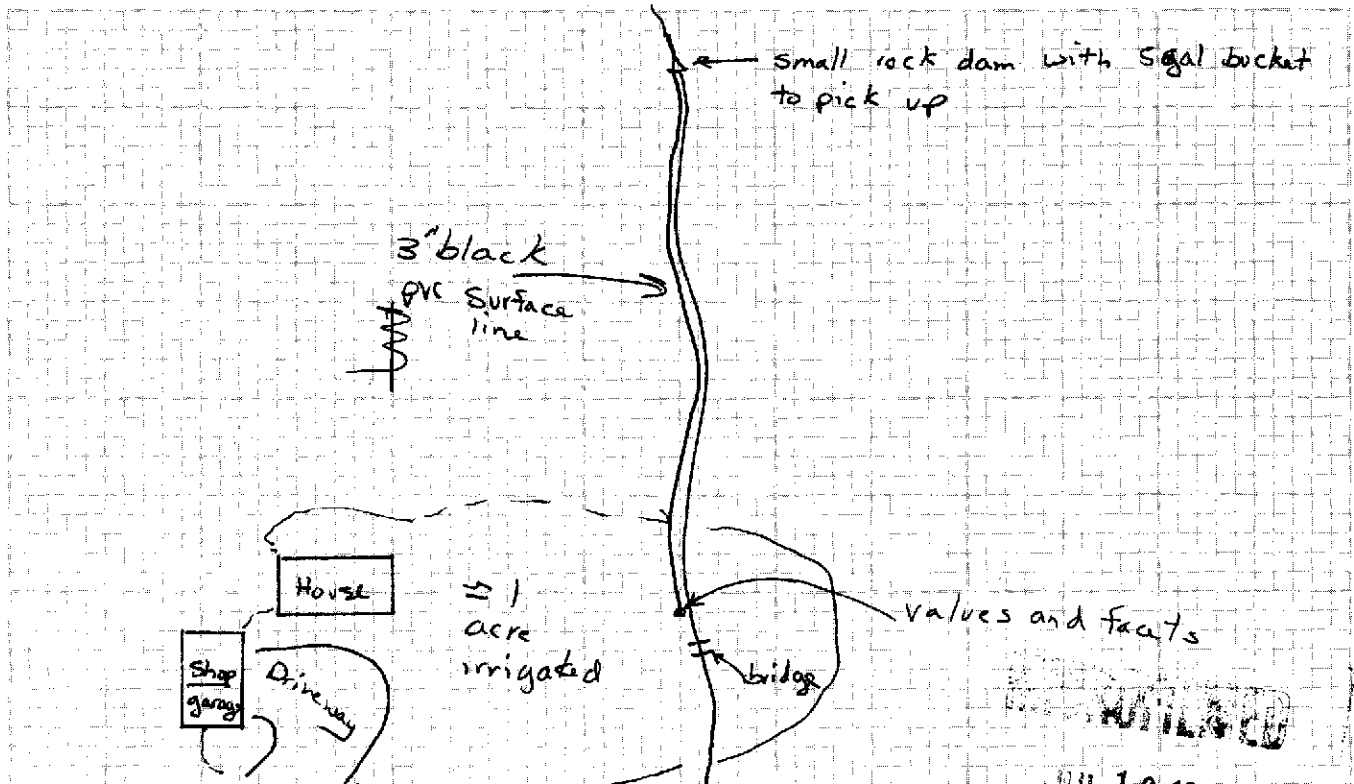
B. OVERLAP REVIEW

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). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
- ☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

gravity feed 3" pipe down creek bed about 150yds to
house and yard where it is distributed by hose and sprinkler
to yards

☐ See Remarks on page 4 for continuation

- 4.

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

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	SE	18	46N	1E	Berewah	Map

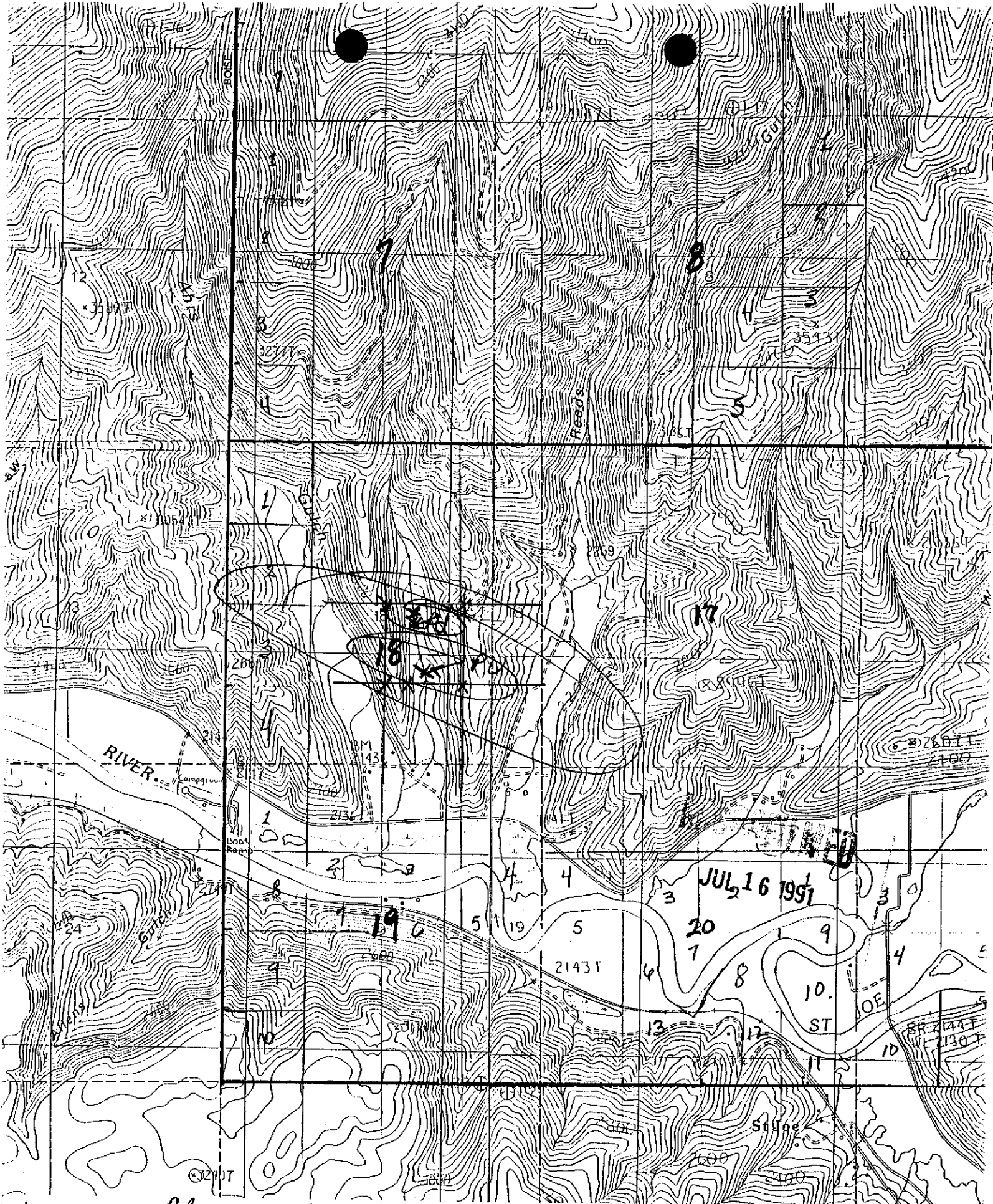
6. **Place(s) of Use:**

Indicate Method of Determination Map

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
46N	1E	18														1			

Do not use this space

JUL 16 1991



Name of applicant Peter H. METTLER Phone 243-5209
 Post office address P.O. Box 180 St. Marie, Mich.
 Source of water supply Unnamed Stream which is a tributary of St. Joe River
 Location of point of diversion is NW % of SE % of Section 18 Township 46N
 Range 1E B.M. Benewah County, additional points of diversion if any: _____

Place of use: T 46N N, R 1E, Sec 18 Permit # 91-7077
NW SE, 1HC Map # 21
 Quad # G-58

Do not use this space

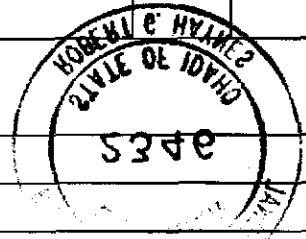
D. FLOW MEASUREMENTS

NONE ☐ 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:

$$Q = \left(\frac{0.463}{.01} \right) \left(\frac{3}{12} \right)^{2.667} \left(\frac{40}{450} \right) \text{ System capacity}$$

2. Alternate Method for Checking Purposes:

$$= (46.3)(.025)(.298)^5 = .34 - \text{JK}$$

F. PUMP EFFICIENCY DATA (Optional)

.03 by application

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:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{3}{15} \times 3 = 3$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{0.3}{245} \times 14.6 = 14.6$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3 \text{ ac-ft}$

2. Volume Calculations for Other Uses:

NONE

RECEIVED

JUL 16 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

NONE

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
	From To	Q (cfs)	V (afa)
IRRIGATION	3/15 11/5	0.03 cfs	3 afa

2. Recommended Amendments

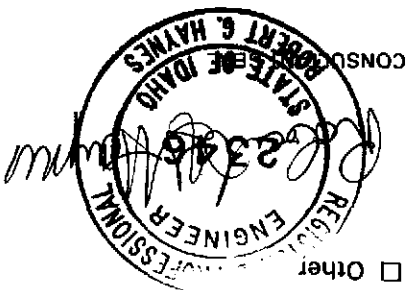
- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☒ None
- ☐ Other

J. AUTHENTICATION

Field Examiner's Name Louis Sukoraty
 Signature [Signature]
 Certification Date 2/17/89
 Field Report Preparation Date 2/6/89

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 91-7077
Name(s) of Permit Holder(s): Delos Mettler
Post Office Address: BL 3 Box 76A
ST. MARIES ID 83861 Tel. No. 245-5209

- ☐ I hereby certify that construction of diversion works for the above referenced permit began on July 25, 1984 (date) and I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is
not an acceptable reason.

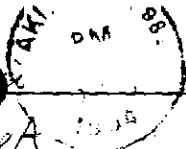
8-5-84
Date

Delos Mettler
Signature of Permit Holder

Delos M. T.

RT 3 Box 76A

St. Maries, ID 83861



8-1-24



RECEIVED

AUG 13 1984



MICROFILMED

JUL 16 1991

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 12, 1988

Mr. Delos Mettler
Rt. 3 Box 76A
St. Maries, Id. 83861

Re: 91-7077

Dear Mr. Mettler:

We acknowledge receipt of your statement of completion of water development 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.

Also, enclosed is an order relating to the above-referenced permit.

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.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

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OCT 13 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 91-7077

Date: 8/19/88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
N Proof received timely
✓ Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
Reinstated*

✓ Priority Calculation:
Date proof received Aug. 15, '88 227
Date proof due Aug. 1, '88 + 213
No. of days late = 14
Priority date June 8, '83 + 159
NEW PRIORITY DATE June 22, '83 = 173

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

03/86

RECEIVED

AUG 8 1988

Department of Water Resources
Northern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

RECEIVED

 Fee Received 0
 Date _____
 Receipt # _____
 Receipt by _____
 Reviewed by gs
 Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 91-07077Name(s) of Permit Holder: DELOS METTERPost Office Address: RT 3 BX 76A ST MARIES ID. 83861Telephone No. 245-5209Source of Water: UNNAMED STREAM

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 1 (acres) Other/Remark _____Total rate and/or volume for which proof is submitted .03 cfs _____ acre-feetShow the date water was first diverted and beneficially used under this permit: Summer 1984
 Measuring Device: Required? ☐ Yes ☐ No
 Installed? ☐ Yes ☐ No

 Fee enclosed \$ 0
 (See License Examination Fee Schedule)

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

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

(Name)

(Telephone Number)

(Address)

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.

7-30-88

Date

x Delos Metter

Signature of Permit Holder (and title, if appropriate)

OCT 13 1988

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.

August 13, 1988

DELOS METTLER
P.O. BOX 180
ST. MARIES, ID 83861

LAPSE NOTICE

RE: PERMIT NO. 91-07077

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 July 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 lapse notice or the permit will no longer be of any force of 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

CERTIFICATION OF MAILING

I hereby certify that on 8/15/88
a copy of an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Heidi Miller

RECEIVED

OCT 13 1988

INTER-DEPARTMENT MEMO — 1

DATE

8/2/88

FROM

Jodi

TO

File # 91-7077

SUBJECT

called Benewah County Assessor.
Requested new address for:

Delos Mettler

No address as property owner

MICROFILMED

OCT 13 1988

JS

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720

CLAIM CHECK
469746

Hold

Date

1ST Notice

2ND Notice

Return

Detached from
PS Form 3849-A
Oct. 1985

UNRECORDED
ADDRESS ONLY
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

[illegible]

Department of Health Resources
Forwarding to sender
carrier expired

DEC 13 1988

138832

138832
CERTIFIED MAIL
May 31, 1988

METTLER, DELOS
P.O. BOX 180
ST. MARIES, ID 83861

PROOF DUE NOTICE

RE: Permit No. 91-7077

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 August 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 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECEIVED

OCT 13 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

METTLER, DELOS
P.O. BOX 180
ST. MARIES, ID 83861

AUGUST 30, 1983

RE: PERMIT NO. 91-7077

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

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: PSH

APPLICATION NUMBER: 91-7077

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
☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use. _____

- ☒ Yes ☐ No*

In form for advertising.

Final date for protests: 7-5-83 ✓

- ☐ Yes ☒ No

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/21/83 ✓
☒ 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? _____

- ☒ 6-8-83

Date of priority recommended.

Special conditions of approval or cover letter. _____

By: SLW/LI7

Date: 7-18-83

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: [Signature]

Date: 8/8/83

RECEIVED
AUG 03 1983

Department of Water Resources

MICROFILMED

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						

91-2022-

METTLER, DELOS

P.O. BOX 180, ST. MARIES, ID 83861

Source: UNNAMED STREAM trib. to SAINT JOE RIVER

Date Filed: 06/08/1983

Diversion Pt: NWSE Sec 18 T 46N R 01E

Use: IRRIGATION (0.03 CFS)

In: NWSE Sec 18 T 46N R 01E FOR 1 ACRES

RECORDED