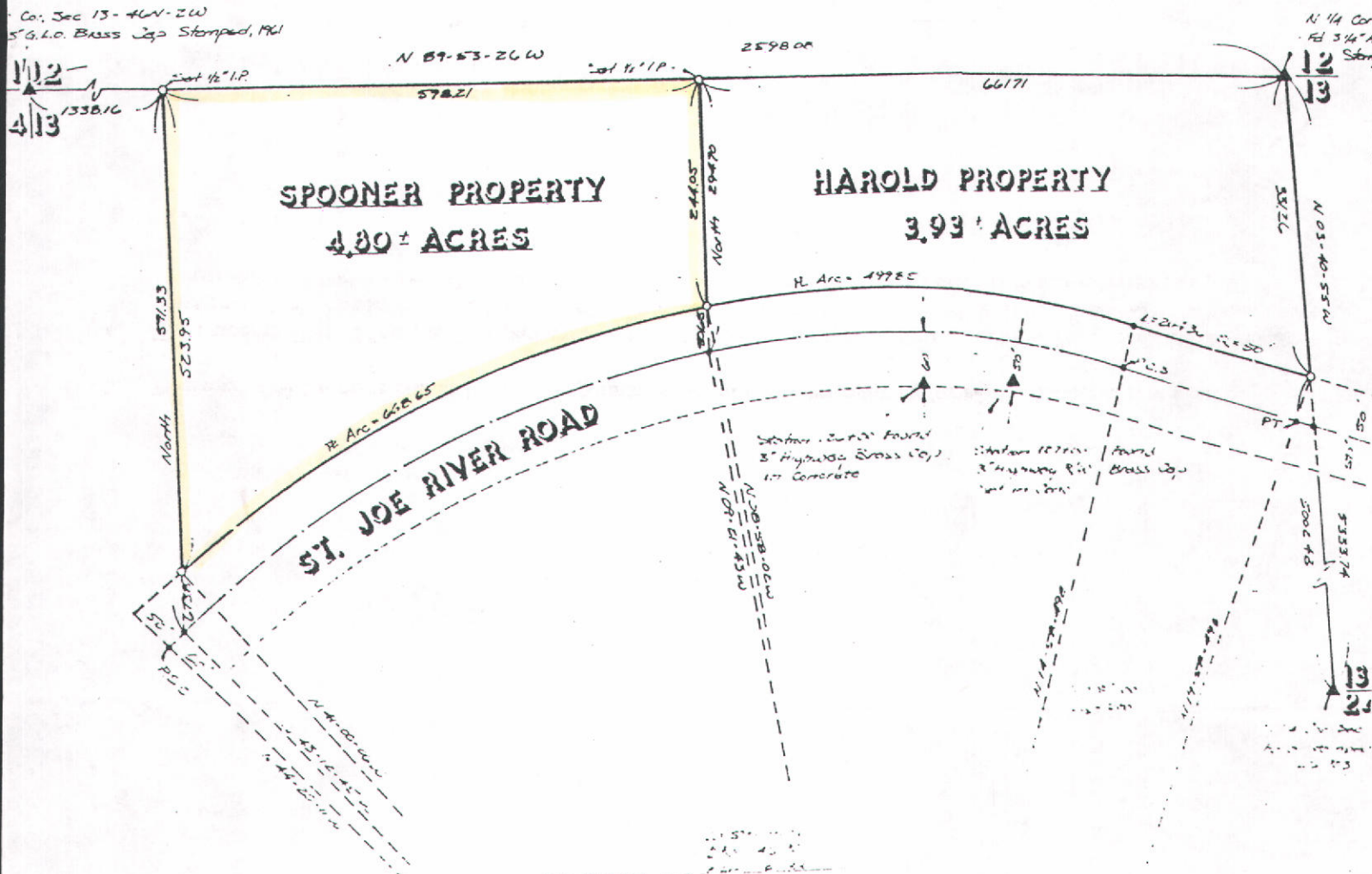


IDWR/North

Co.; Sec 13 - 46N-2W
S.G.L.O. Brass Tag Stamped, 1961



Section 13, Township 46 North, Range 2 West,
Boise Meridian, Benewah County, Idaho

MICROFILMED

JUN 10 1999

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 .28. day of July....., 19..82 and the last on the....4...day of.....August., 19..82

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.

JoJane Hammes

Subscribed and sworn to before me this 4..... day of Aug....., 1982

Beverly A. Linn

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

OK
8/25/82

MICROFILMED

RECEIVED

AUG 19 1982

Department of Water Resources
Northern District Office

Spooner and Gray ask water right OK

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

91-7059

Name: James E. Spooner
Address: P.O. Box 235, St. Maries, Idaho 83861
Date Filed: July 16, 1982
Amount: 0.06 cubic feet per second
Source: Groundwater
Means: Well and pump
Point of Diversion: NENW Sec 13 T 46N R 02W, Benewah County
Place of Use: NENW Sec 13 T 46N R 02W
Use: Domestic (0.02 cfs) from Jan. 1 to Dec. 31

95-8203

Name: Larry and or Velma Gray
Address: Rt. 1 Box 79A, Plummer, Idaho 83851
Date Filed: July 20, 1982
Amount: 0.20 cubic feet per second, 10.0 AC-FT.
Source: Springs tributary to Little Plummer Creek, West Br. Little Plummer Creek, West Br. tributary to Little Plummer Creek
Means: Collection boxes and pipe
Point of Diversion: SENW NESW SESW Sec 05 T 45N R 04W, Benewah County
Place of Use: SENW Sec 05 T 45N R 04W for 5 acres
Use: Irrigation (0.10 cfs) from March 15 to Nov. 15; Irrigation Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Irrigation from Storage (10.0 AC-FT) from March 15 to Nov. 15; Stockwater (0.02 cfs) from Jan. 1 to Dec. 31; Stockwater Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Stockwater from Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Fish Prop. (0.20 cfs) from Jan. 1 to Dec. 31; Fish Prop. Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Fish Prop. from Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Domestic (0.16 cfs) from Jan. 1 to Dec. 31.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho 83814 on or before August 18, 1982.

A. KENNETH DUNN
Director

No. 6870 — July 23-Aug. 4.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

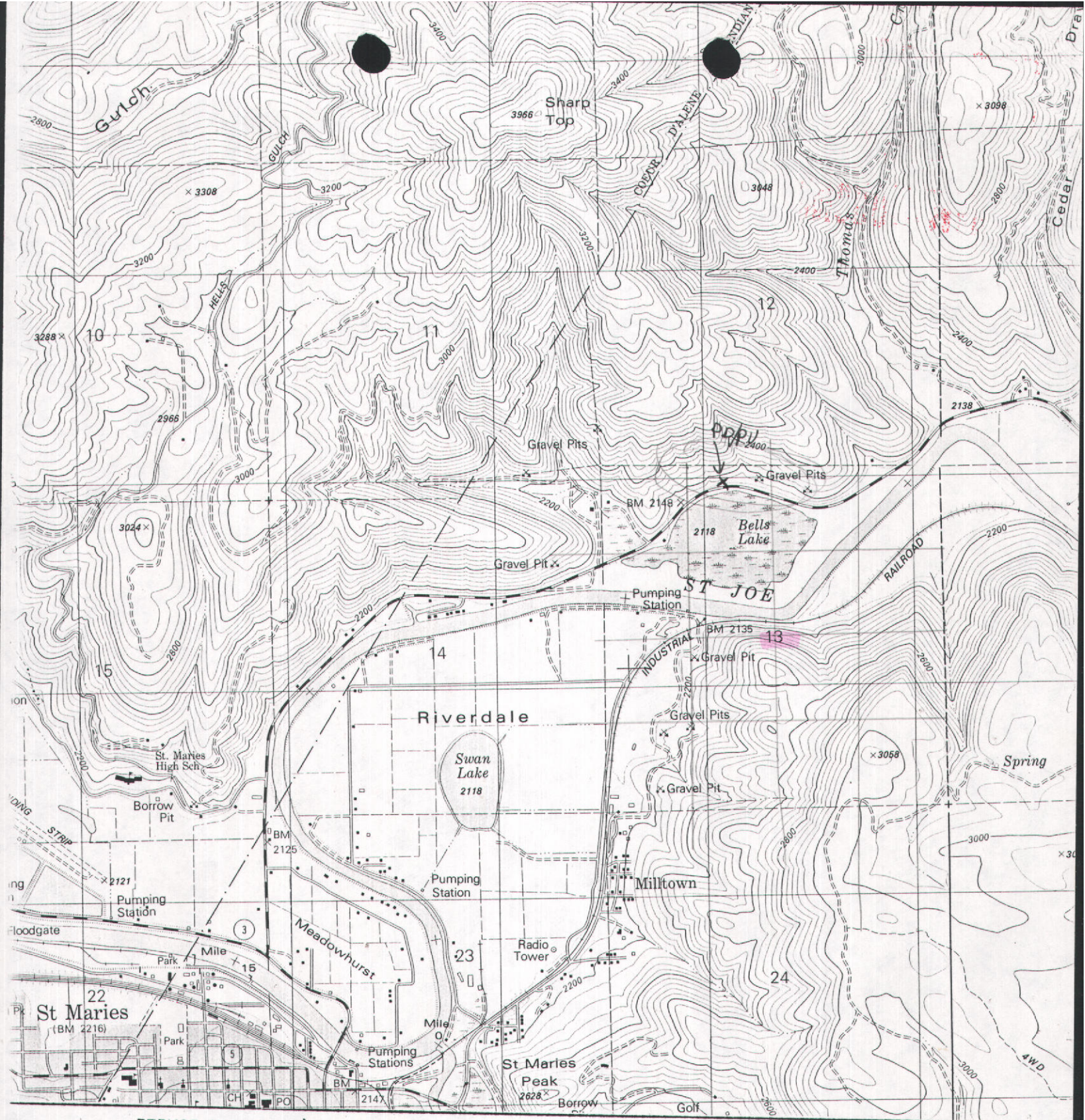
Yes No
(☒) () B/U Acknowledgement Letter Sent pm 10/16/87 (INITIAL & DATE) PERMIT 91-7059
() (☒) Aerial Photo Date Requested _____ by _____
(☒) () Quad Sheet
() (☒) GL Plat
() (☒) Copies of overlapping License Field Report Claim
() () Photo PD/PU
() () Correspondence (Date) _____
() () Other (List) _____

EXAM COMPLETED BY Jim Johnson DATE 6/21/87
SR AGENT REVIEW _____ DATE _____
REGIONAL MANAGER REVIEW RBA DATE 6/8/90
ENTERED ON COMPUTER BY _____ DATE _____
PRELIMINARY OVERLAP REVIEW BY J King DATE 11/87
(☒) NO OVERLAP FOUND
NO WELL LOG FOUND



MICROFILMED
SEP 24 1990

91-7059



PERMIT HOLDER JAMES SPOONER

PERMIT # 91-7059

P D TWP 46N RGE 3W SEC 13 NE NW

MICROFILMED

P/U TWP RGE SEC SAME

SEP 24 1990

SOURCE GROUNDWATER

TRIBUTARY TO

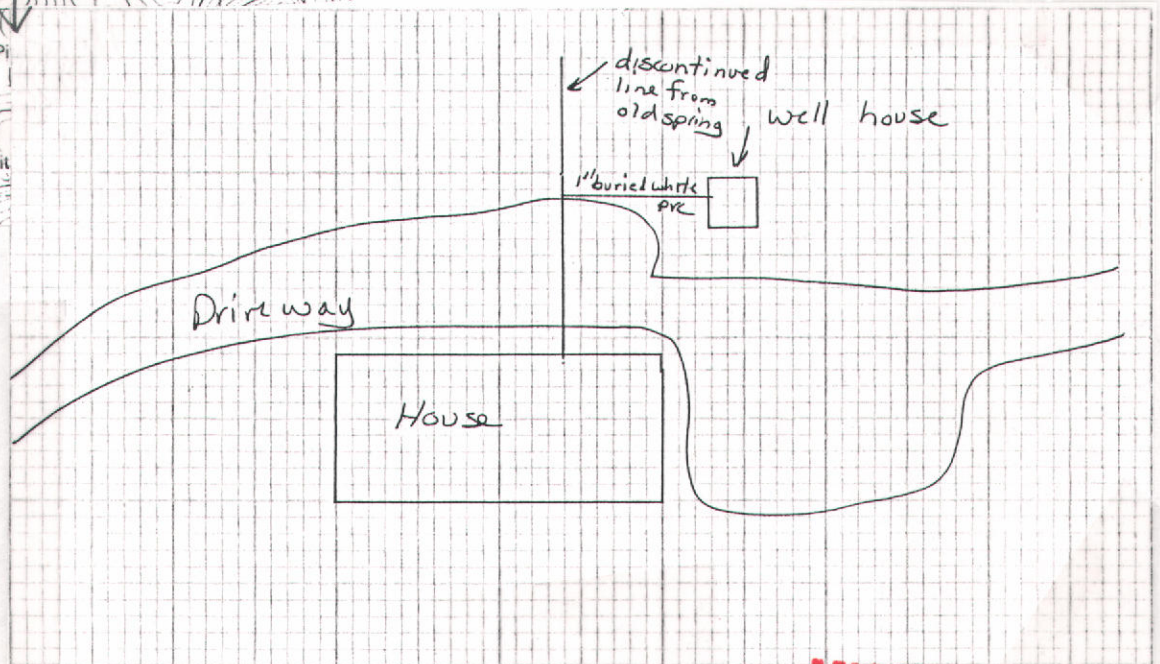
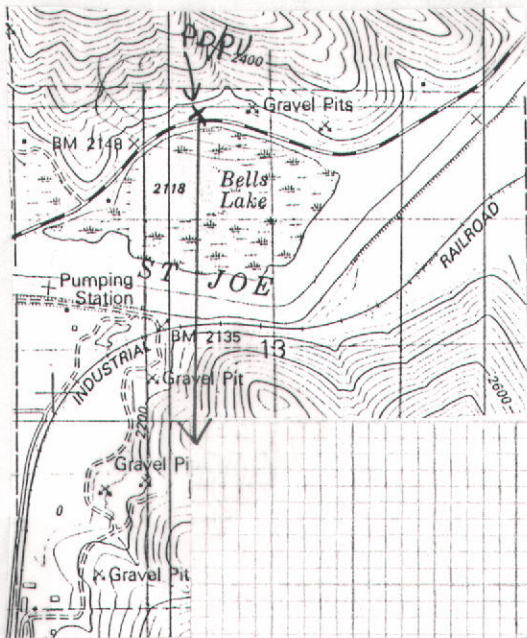
MAP PLOT 20

IRR. ACRES

USGS QUAD G-56 SCALE

SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



MICROFILMED

SEP 24 1990

Inspected by

Louis J. J. J.

Date

6/8/89

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

Department of Water Resources

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
MAY 17 1999
RECEIVED
MAY 13 1999
IDWR/North

1. Water Right No(s).: 91-07059
Adjudication Claim No(s).: _____

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant James E. Spooner
P.O. Box 235
St. Maries, ID. 83861

4. New Owner/Claimant(s) Jeffrey A. Spooner
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address HC 03 Box 50A
City, State and ZIP Code St Maries, ID 83861
New Telephone Number (208) 245-4070

5. Date you acquired the property November 10, 1988

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS 0.02 Number of homes 1 Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Jeffrey A. Spooner
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

MICROFILMED

JUN 10 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property in but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.

2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.

3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.

4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.

5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right; include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.

8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190
 IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033
 IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450
 IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

WARRANTY DEED

For Value Received

JAMES E. SPOONER and MAXINE A. SPOONER, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

JEFFREY A. SPOONER, an unmarried man

the grantee, whose current address is Route 3, Box 50-A, St. Maries, Idaho 83861

the following described premises, in Benewah County, Idaho, to-wit:

That certain portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 13, Township 46 North, Range 2 West, Boise Meridian, lying North of the St. Joe River Road, County of Benewah, State of Idaho, more particularly described as follows:

Commencing at the N $\frac{1}{4}$ corner of Section 13, said corner being monumented by a 3 $\frac{1}{2}$ " aluminium cap stamped, L.S. 900, 1976, thence;

(1) N 89°53'26" W 661.71 feet along the North line of Section 13, to the true point of beginning, being monumented by a $\frac{1}{2}$ " iron pipe tagged L.S. 1013; thence (2) South 244.05 feet to the intersection of the North right-of-way of the St. Joe River Road, said intersection being monumented by a $\frac{1}{2}$ " rebar tagged L.S. 1013, thence; (3) Westerly along a curve to the left, 668.65 feet, (long chord bears S 65°00'55" W, 659.97 feet) to a point on the right-of-way of the St. Joe River Road, being monumented by a $\frac{1}{2}$ " rebar tagged L.S. 1013, thence; (4) North 523.95 feet to the intersection of the North line of Section 13, being monumented by a $\frac{1}{2}$ " iron pipe tagged L.S. 1013, thence; (5) S 89°53'26" E 598.21 feet along the North line of Section 13, to the true point of beginning, containing 4.80 acres more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor s do hereby covenant to and with the said Grantee, that t he y the owner s in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 10, 1988

James E. Spooner
Maxine A. Spooner

STATE OF IDAHO
COUNTY OF BENEWAH

On this 10th day of November, in the year 1988, before me, a Notary Public, personally appeared James E. Spooner & Maxine A. Spooner known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that t he y executed the same.

Odette Louise Plummer
Notary Public

Residing at Plummer, Idaho.

Comm exp: 4-14-92

STATE OF IDAHO, COUNTY OF Benewah

I hereby certify that this instrument was filed for record at the request of Benewah County Abstract Co.

at 50 minutes past 11 o'clock A.M.,
this 14th day of November, 1988, in my office, and duly recorded in Book -
of Deeds at page -

Beverly Hallard
Ex-Officio Recorder

By Kay Sather Deputy.

Fees \$
Mail to:

MICROFILMED

INSTRUMENT No.

179374

Chicago Title Insurance
Company of Idaho



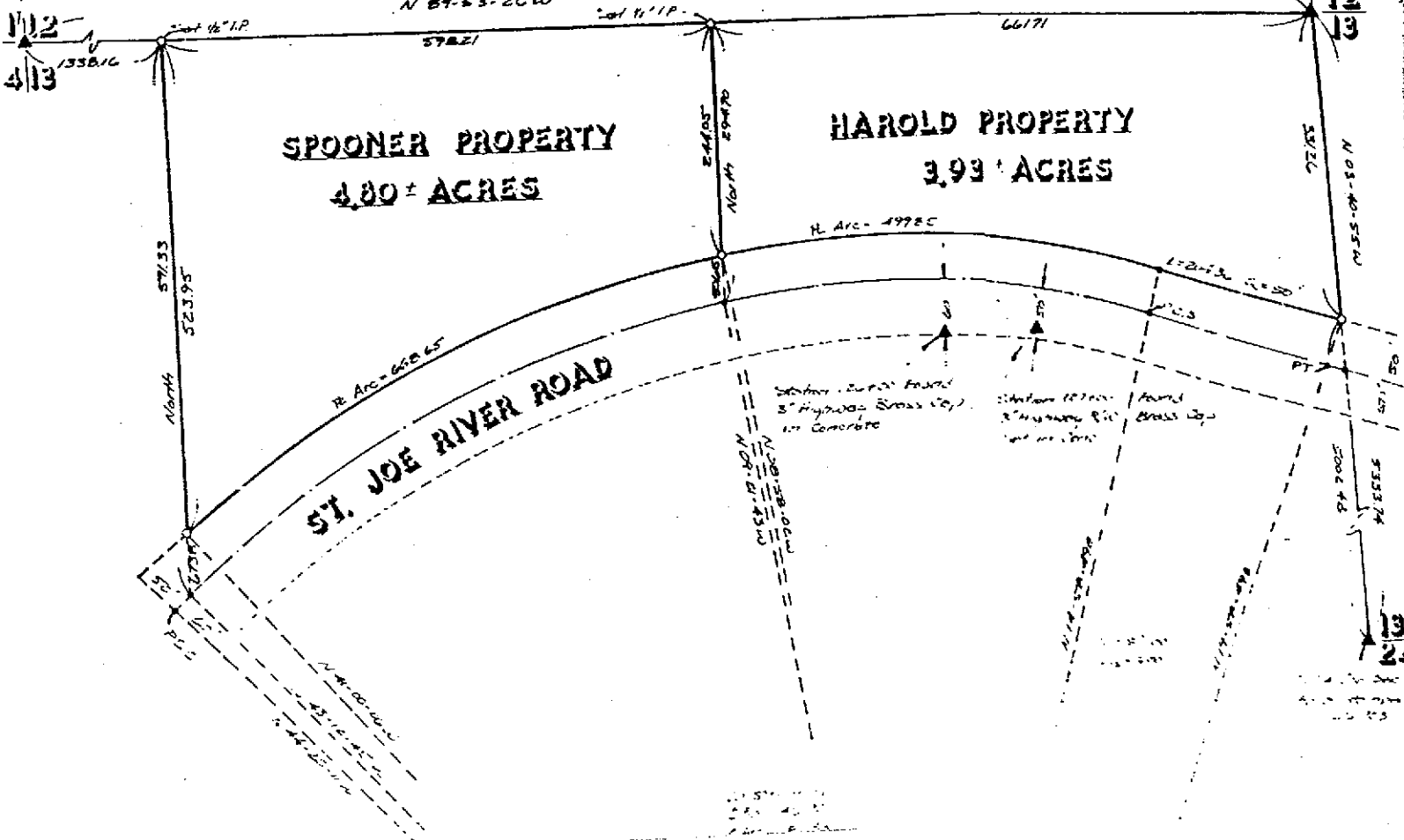
JUN 10 1989

RECEIVED

MAY 13 1999

IDWR/North

Cor. Sec 13 - 46N - 2W
S.G.L.C. Brass 2 1/2" Stamped, 1961



Section 13, Township 46 North, Range 2 West,
Boise Meridian, Benewah County, Idaho

MICROFILMED

JUN 10 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07059

Priority: July 16, 1982

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:¹

1.2 AF

This is to certify, that JAMES E. SPOONER

P.O. BOX 235

ST. MARIES, ID 83861

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 16, 1982; and has submitted Proof of Beneficial Use on August 26, 1987. An examination indicates that the works have a diversion capacity of .020 cfs of water from a GROUNDWATER 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>
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 13, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

46N 02W 13

NENW

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. Domestic use is for 1 home.

MICROFILMED

SEP 24 1990

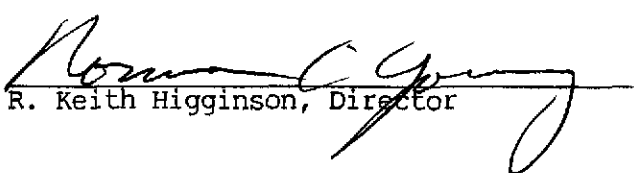
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 91-07059

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 29th
day of August, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 24 1990

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 JAMES E. SPOONER Phone 245-3727
Post office address Box 235 ST MARIES, ID 83861
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 46N
Range 2W B.M. BENEWAH County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP

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 4 inches; proposed depth of well is 100 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: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 46N
Range 2W 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 2.

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

RECEIVED

TWP	RANGE	SEC.	NEX						NMW						SWX						SEX					
			NEX	NMW	SWX	SEX	NEX	NMW	SWX	SEX	NEX	NMW	SWX	SEX	NEX	NMW	SWX	SEX	NEX	NMW	SWX	SEX	NEX	NMW	SWX	SEX
			TOWNSHIP TOTALS						COUNTY TOTALS						STATE TOTALS						NATIONAL TOTALS					

None

Appellate

11

applicant to make this filing

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

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

A grid of graph paper with handwritten labels:

- O
- I 3
- T-46N
- R-2W

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.

James E. Spooner
(Applicant)



MICROFILMED

Proposed Priority 7/16/1982

Received by LC Date 7/16/82 Time 11:30 A
Preliminary check by RWB Fee \$ 30.00
Received by KIC Date 7/16/82 24251
Publication prepared by Mr. [Signature] Date 7/21/82
Published in Idaho State Journal
Publication dates 7/28/82 & 8/4/82
Publication approved Mr. [Signature] Date 8/25/82
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by [Signature] Date _____

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. 91-7059, 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 September 1, 1987.
 - 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 10 day of September, 1982

[Signature]
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 28 day of July, 1982 and the last on the 4 day of August, 1982

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.

JoJane Hammes

Subscribed and sworn to before me this 4 day of Aug, 1982

Beverly A. Linn

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

OK
5/25/82

Spooner and Gray
ask water right OK

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

91-2089
Name: James E. Spooner
Address: P.O. Box 235, St. Maries, Idaho 83861
Date Filed: July 16, 1982
Amount: 0.50 cubic feet per second
Source: Groundwater
Means: Well and pump
Point of Diversion: NE1/4 Sec 13 T 46N R 02W, Benewah County
Place of Use: NE1/4 Sec 13 T 46N R 02W
Use: Domestic (0.03 cfs) from Jan. 1 to Dec. 31

91-0200
Name: Larry and or Velma Gray
Address: Rt. 1 Box 79A, Plummer, Idaho 83851
Date Filed: July 20, 1982
Amount: 6.20 cubic feet per second, 10.0 AC-FT
Source: Springs tributary to Little Plummer Creek, West Br. Little Plummer Creek, West Br. tributary to Little Plummer Creek
Means: Collection boxes and pipe
Point of Diversion: SE1/4 Sec 05 T 45N R 04W, Benewah County
Place of Use: SE1/4 Sec 05 T 45N R 04W for 5 acres
Use: Irrigation (0.10 cfs) from March 15 to Nov. 15; Irrigation Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Irrigation from Storage (10.0 AC-FT) from March 15 to Nov. 15; Stockwater (0.02 cfs) from Jan. 1 to Dec. 31; Stockwater Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Stockwater from Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Fish Prop. (0.20 cfs) from Jan. 1 to Dec. 31; Fish Prop. Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Fish Prop. from Storage (10.0 AC-FT) from Jan. 1 to Dec. 31; Domestic (0.16 cfs) from Jan. 1 to Dec. 31.

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Idaho 83814 on or before August 16, 1982.

A. KENNETH DUNN
Director

No. 6870 -- July 23-Aug. 4.



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

May 24, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JEFFREY A SPOONER
HC 03 BOX 50A
ST MARIES ID 83861

RE: Water Right 91-07059

Dear Mr. Spooner:

The Department is in receipt of the correspondence changing the ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer-generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', followed by a horizontal line.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED

JUN 10 1999

August 30, 1990

JAMES E. SPOONER
P.O. BOX 235
ST. MARIES, ID 83861

RE: PERMIT NO. 91-07059

Dear Permit Holder(s):

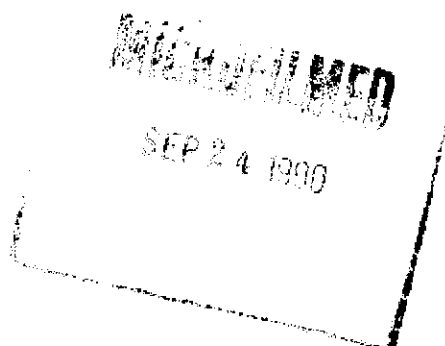
Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure



August 8, 1990

JAMES E. SPOONER
P.O. BOX 235
ST. MARIES, ID 83861

RE: PERMIT NO. 91-07059

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 24 1990

RECEIVED
JUN 27 1999

JUN 27 1990

Department of Water Resources

Permit 91-07059

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

1. & 2. (Rule 5,1,4)

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)
4. Diversion (Rule 5,1,3)
5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
6. Irrigation (Rule 5,1,8)

- 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)

- 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).

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)

- Name, Signature, Certification Date, Exam Date.

- Check with permit and well log for discrepancies

Signature

Date _____

8/20/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

Yes No

PERMIT 91-7059

- (☒) () B/U Acknowledgement Letter Sent pm-10/16/87 (INITIAL & DATE)
() () Aerial Photo Date Requested _____ by _____
(☒) () Quad Sheet
() (☒) GL Plat
() (☒) Copies of overlapping License Field Report Claim
() () Photo PD/PU
() () Correspondence (Date) _____
() () Other (List) _____

EXAM COMPLETED BY John Schind DATE 6/21/87
SR AGENT REVIEW _____ DATE _____
REGIONAL MANAGER REVIEW _____ DATE _____
ENTERED ON COMPUTER BY _____ DATE _____
PRELIMINARY OVERLAP REVIEW BY SKing DATE 11/87
(☒) NO OVERLAP FOUND



RECEIVED
JUN 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 91-7059

1. Owner: James E. Spooner Phone No. 245-3727

Current Address: Box 235 St Maries Id 83861

2. Accompanied by: Jeff Spooner EXAM. DATE: 6/8/89

Address: Rt 3 50-A St Maries Phone No. 245-4070

Relationship to Permit Holder: son

3. Source: Ground water tributary to

B. OVERLAP REVIEW

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

☐ Copies Attached

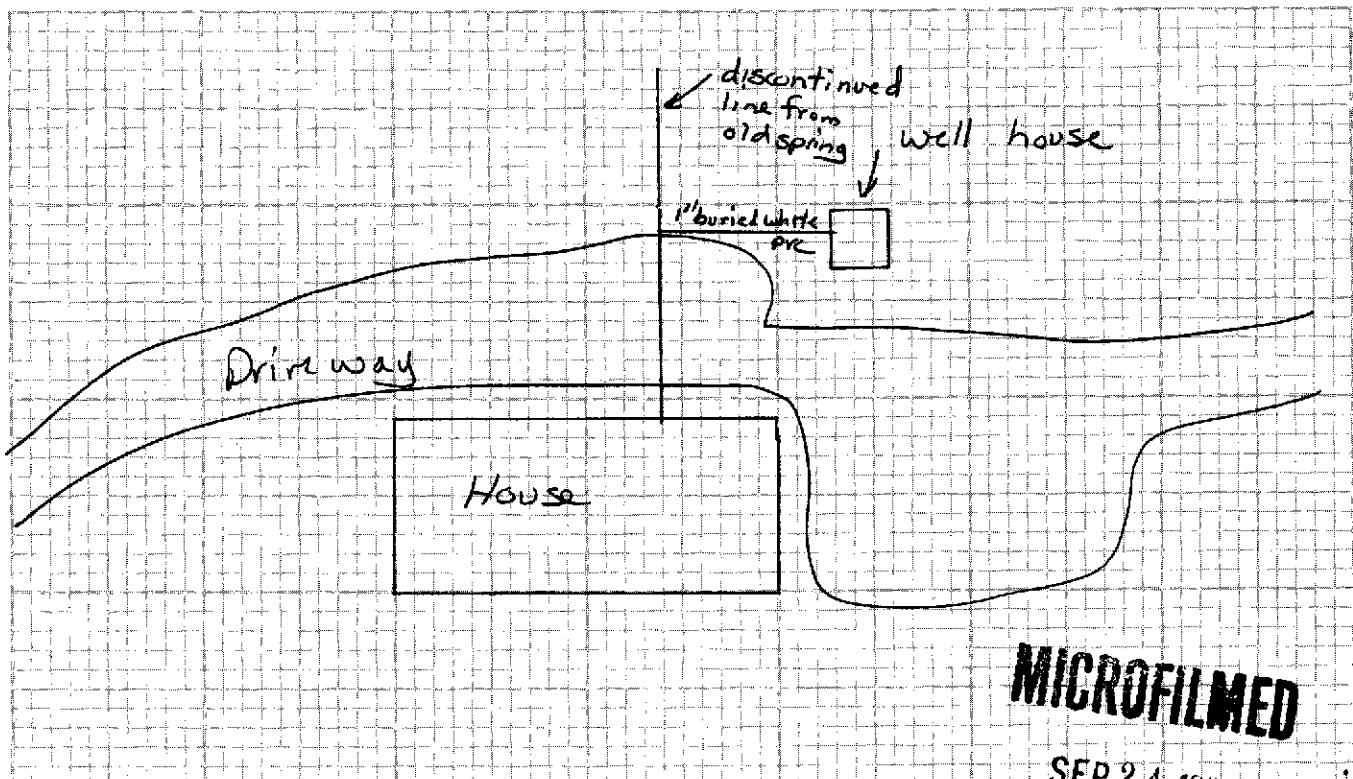
2. Other water rights with same point of diversion: NONE

☐ 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



MICROFILMED

SEP 24 1990

Scale: 1" = NTS

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

☐ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 40 acres or more).

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

☐ See Remarks on page 4 for continuation

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

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

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

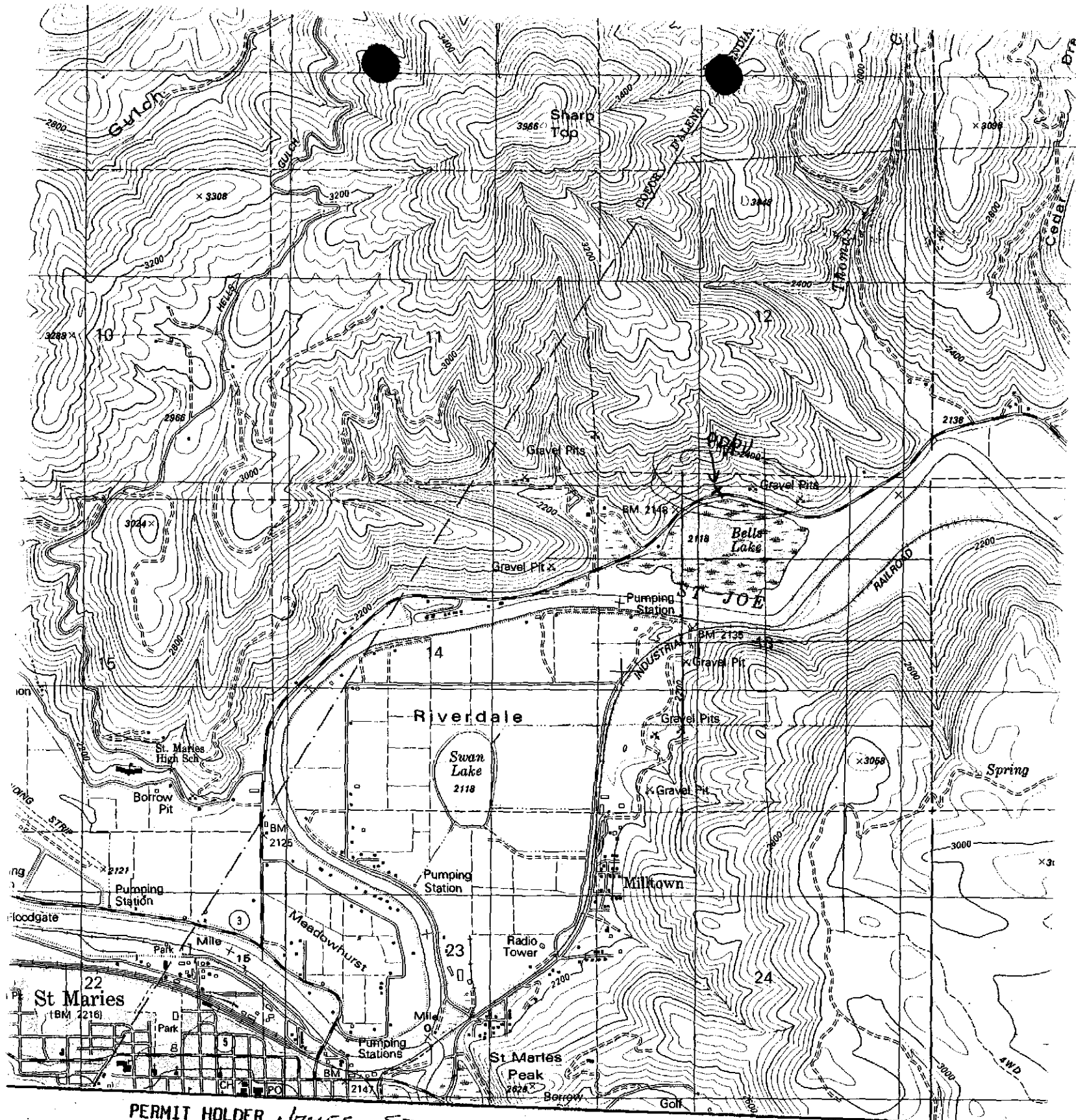
Indicate Method of Determination

[illegible]

Do not use this space

UNCLASSIFIED

SEP 24 1990



PERMIT HOLDER JAMES SPOONER

P D TWP 46N RGE 2W SEC 13 NE NW

PERMIT # 91-7059

MICROFILMED

P/U TWP RGE SEC SAKE

SEP 24 1950

SOURCE GROUNDWATER

TRIBUTARY TO

MAP PLOT 20

IRR. ACRES

USGS QUAD G-56

SCALE

Do not use this space

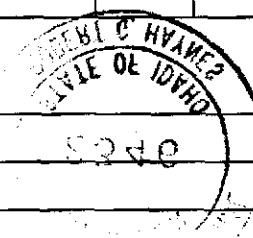
D. FLOW MEASUREMENTS

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:

1 Home domestic

2. Alternate Method for Checking Purposes:

1.2 a Fa

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) =$ _____ 9835 = _____

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

2. Volume Calculations for Other Uses:

MICROFILMED

SEP 24 1990

NONE

1. Recommended Amounts

1. Recommended Amounts

Domestic

1/1 12/31

55600

1.2 d f A

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

Field Examiner's Name

~~Louis Sukoraty~~

68	17	2
----	----	---

68/8/9

employee on a computer printout attached hereto.



State of Idaho
Department of Water Resources
WELL INSPECTION FORM

This form should be completed by the examiner when conducting a field examination to determine the extent of beneficial use of water from a well or whenever a well is inspected for other reasons. The form should be forwarded to Groundwater Protection Section in the State Office upon completion.

1. Legal Description of well location. Twp. 46N, Rge. 2W,
Sec. 13, Qtr./Qtr. NE NW or Lot _____
2. Owner James E Spooner
Address Box 235 \$, City St Maries, State Id
3. Approx. date of well construction ?
Well Driller ?
4. Casing: Diameter 6" Condition good
5. Casing length above land surface 1'
6. Well depth (ft) 260' Flowing — Temp. —
Access port —
7. Condition of piping and valving good
8. Evidence of well seal yes
9. Shut in pressure or static water level ?
10. Evidence of leakage around the casing no
11. Does well need repair no
12. Comments none

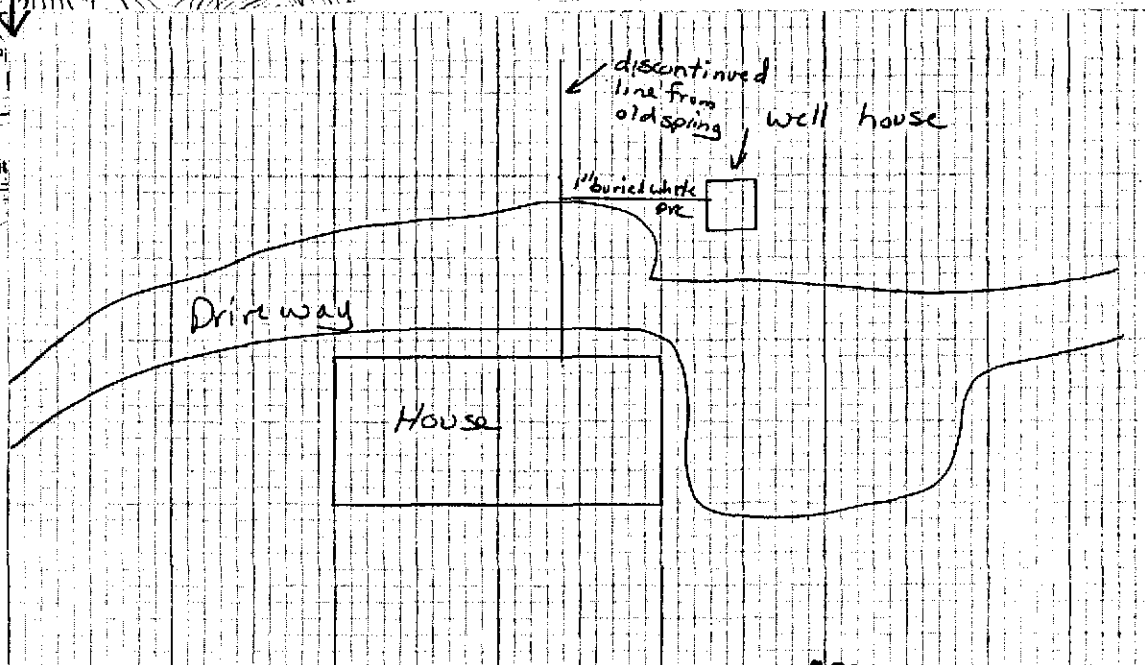
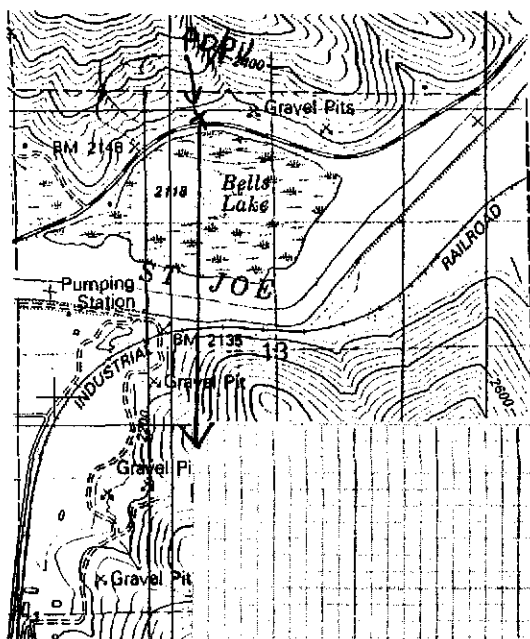
MICROFILMED

SEP 24 1990

(OVER)

SCHEMATIC

Provide a schematic diagram showing the location of the well in the quarter-quarter with respect to houses, roads, other wells or readily identifiable features.



MICROFIL

SEP 24 1990

Inspected by LOUIS J. JONES Date 6/8/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4035 Government Way
Coeur d'Alene, ID 83814
(208) 765-4639

OCTOBER 16, 1987

JAMES SPOONER
BOX 235
ST. MARIES, ID 83861

RE: Permit No. 91-7059

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone or in person.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent
cc: IDWR - State Office

MICROFILMED

SEP 24 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 91-7059
Name(s) of Permit Holder(s): James E. Spooner
Post Office Address: St. Maries, Idaho 83861
Tel. No. 245-3727

☒ I hereby certify that construction of diverting works for the above referenced permit began on SEP 24 1990 (date). 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.

4-6-83
Date

James E. Spooner
Signature of Permit Holder

James S. Spore

Box 235

St. Maries, Id. 83761



MICROFILMED

SEP 24 1983



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

APR 8 1983

Idaho Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COMMENCEMENT OF WORKS

Permit No. 91-7059

Name(s) of Permit Holder(s): JAMES E. SPOONER

Post Office Address: Box 235
ST. MARIE, IDAHO Tel. No. 245-3727

☒ I hereby certify that construction of diversion works for the above referenced permit began on 12-4-82. 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.

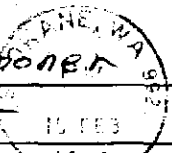
2-15-83
Date

James E. Spooner
Signature of Permit Holder

James E Spooner

Box 235

St. Maries, Idaho 83861



USA
20c



MICROFILMED

SEP 24



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

FEB 17 1983

Department of Water Resources

RECEIVED
AUG 26 1987
No ✓ Rec'd (D.J.B.)
Department of Water Resources

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by [Signature]
Sent to region 910-51

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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. 91-7059

Name(s) of Permit Holder: James E. Spooner ✓

Post Office Address: Box 235 St. Maries, Idaho 83861 ✓

Telephone No. 245-3727

Source of Water: Well + pumps

Extent of Use:

Domestic 1 ✓ (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

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

Show the date water was first diverted and beneficially used under this permit: Sept. 1982

Measuring Device: Required? Yes 1 No
Installed? Yes 1 No

Fee enclosed \$ none - family domestic
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes 1 No
Installed? Yes 1 No

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

James E. Spooner
(Name)

245-3727
(Telephone Number)

2012 Wash. Ave - Box 235, St. Maries, Idaho 83861
(Address)

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

MICROFILMED

SEP 28 1987

8-24-87
Date

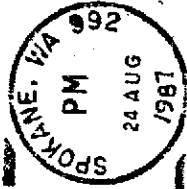
James E. Spooner ✓
Signature of Permit Holder (and title, if appropriate)

WWP 2159

FROM MR. JAMES E. SPOONER
P O BOX 235
ADDRESS SAINT MARIES, ID. 83861



ZIP CODE



RECEIVED

SEP 28 1987

Dept. of Water Resources - ~~Statehouse~~

~~Boise, Idaho~~

Boise, Idaho

83720

Dept. of Water Resources



SPOONER, JAMES E.
P.O. BOX 235
ST. MARIES, ID 83861

CERTIFIED MAIL
June 30, 1987

138445

PROOF DUE NOTICE

RE: Permit No. 91-7059

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 September 1, 1987. (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

MICROFILMED

SEP 28 1987



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 30, 1983

RE: Permit No. 91-7059

James Spooner
P.O. Box 235
St. Maries, ID 83861

Dear Mr. Spooner:

Thank you for your letter dated March 16, 1983. In researching our files I find that your application for permit was approved September 10, 1982, and our office sent you a copy of the approved permit on September 28, 1982. I have enclosed another copy for your records.

If you have any other questions, please contact me at 334-4123.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

ENCLOSURE

SEP 28 1987

March 16, 1983
St. Maries, Idaho
REC 83861

Dept. of Water Resources
State House
Boise, Idaho 83720

MAR 18 1983

Department of Water Resources

I am writing in regards to water rights on my property which have been completed by drilling a well.

On July 16, 1982 in Coeur d'Alene at the Water Resources office I applied for water rights. I paid \$30.00 for application. A card (blue) was given to me at the time and it was to be sent in on completion of the well. I sent the card in a month or 6 weeks ago, but we wonder if our water rights are recorded as required.

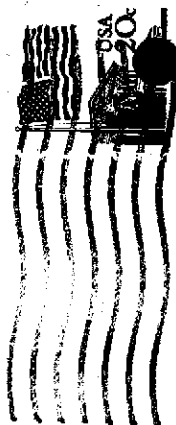
An article came out in the St. Maries Gazette stating all water rights must be recorded by June 1983. The newspaper published the request for water rights, but I never have received any papers stating my application approved or anything for my records.

Today I called the Coeur d'Alene office and was told to write to your office in Boise - I do not have the members of the newspaper publishing. As I did not think it necessary to keep them, but the gentleman I talked to in the office said I really shouldn't have sent the card to you as it put the card in front of the horse; so to speak - over -

RECORDED

SEP 28 1983

James E. Spooner
Box 235
St. Marie, Idaho
83861



MICROFILMED

SEP 28 1987

Idaho Department of Water Resources
State Office

Boise, Idaho

83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

SPOONER, JAMES E.
P.O. BOX 235
ST. MARIES, ID 83861

SEPTEMBER 28, 1982

RE: PERMIT NO. 91-7059

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 THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS MUST BE STARTED WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED. THE PROJECT MUST THEN BE DILIGENTLY CONSTRUCTED UNTIL COMPLETED. TO MAINTAIN THE PERMIT IN A VALID STATUS YOU MUST COMPLETE AND RETURN THE ENCLOSED POSTCARD WHEN CONSTRUCTION IS COMMENCED, NO LATER THAN ONE YEAR FROM THE DATE OF APPROVAL OF THE PERMIT.

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: RSW

APPLICATION NUMBER: 91-7059

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: 8/16/82 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/19/82 ✓
☒ Application published correctly. If not, record action taken: wrong number re-advised ✓
☒ 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? _____
☒ 7/18/82 Date of priority recommended.
Special conditions of approval or cover letter. _____

STATE OFFICE REVIEW:

By: RSW Date: 8/26/82

- ☐ See attached sheet for more information.

By: [Signature] Date: 9/8/82

RECEIVED
AUG 27 1982

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-~~1069~~

SPOONER, JAMES E.

P.O. BOX 235, ST. MARIES, ID 83861

Source: GROUNDWATER

Date Filed: 07/16/1982

Amount: 0.08 CFS

Diversion Point: NENW Sec 13 T 46N R 02W, BENEWAH Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: NENW Sec 13 T 46N R 02W

Diversion Means: WELL AND PUMP.

RECEIVED
JUL 20 1982
FBI - BUTTE