

ROBINSON LAKE QUADRANGLE
IDAHO-LEWIS CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)
SW/4 POTLATCH 15' QUADRANGLE

2677 IV
(POTLATCH 1.62)

506 55' 210 000 FEET R. 5 W. POTLATCH 4.1 MI. R. 4 W. 509 116° 52' 30" 46° 52' 30"

POINT of
DIVERSION
+
PLACE OF
USE

FEB 04 1998

NORTHERN REGION
IDWR

UNIVERSITY
OF IDAHO
EXPERIMENTAL
FOREST

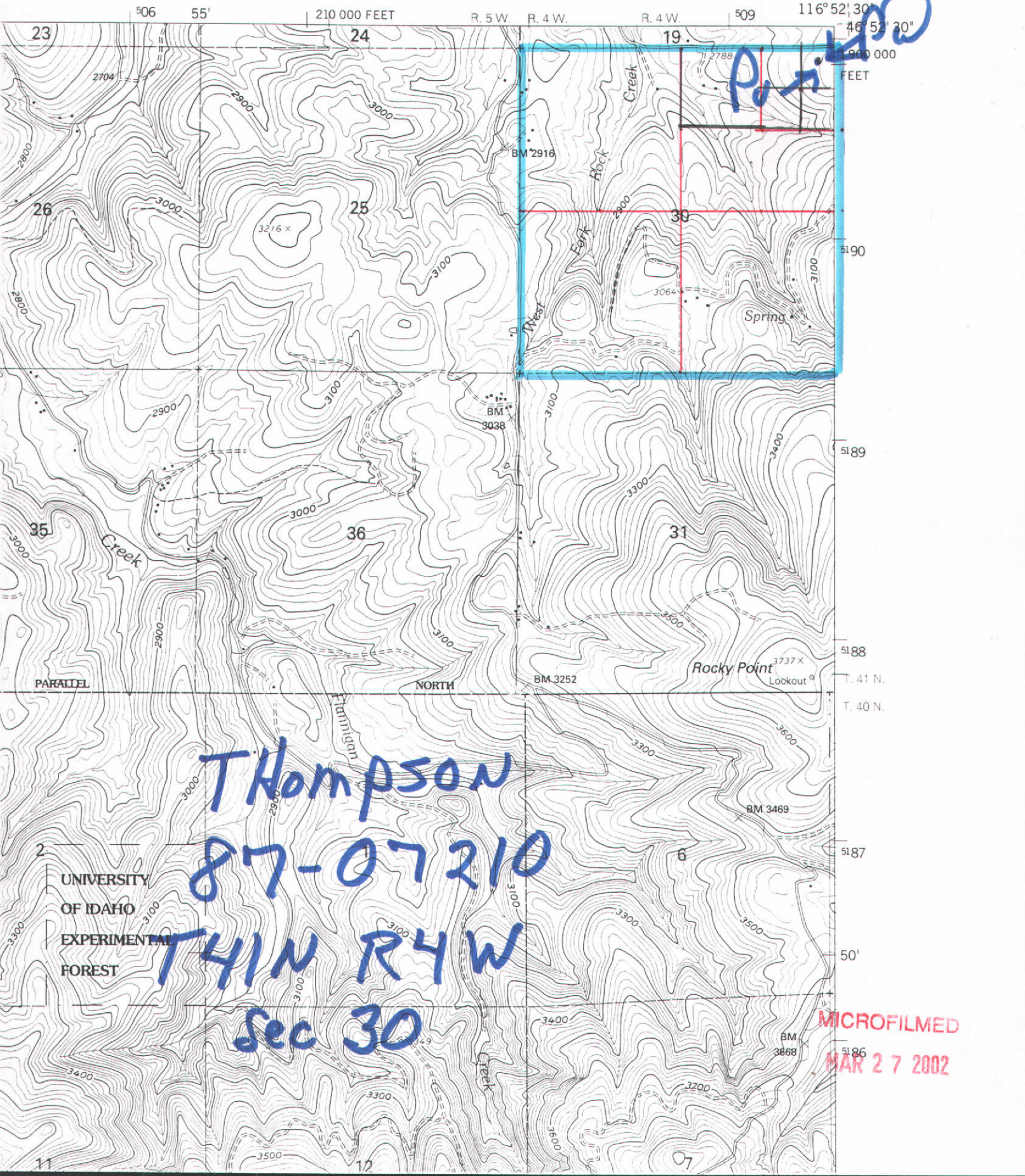
Rocky Point
Lookout

MICROFILMED
AUG 21 1998

T. 41 N., R. 4 W.

TURE

ROBINSON LAKE QUAD
IDAHO-LATAH CO.
7.5-MINUTE SERIES (TOPOGI





PD



PC

87-07210

MICROFILMED
MAR 27 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 87-07210

Priority: February 4, 1998 Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 0.2 AF

This is to certify, that KERRY THOMPSON
TREVOR THOMPSON

1040 E ROCK CREEK RD
POTLATCH ID 83855

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 4, 1998; and has submitted Proof of Beneficial Use on July 15, 1998. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

SPRING tributary to **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.2 AF

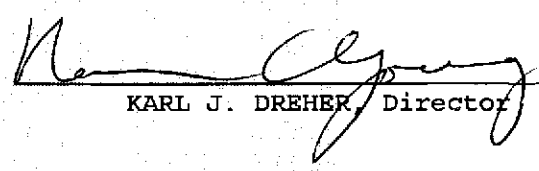
LOCATION OF POINT(S) OF DIVERSION: NENENE , Sec. 30, Township 41N, Range 04W
LATAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

41N 04W 30 NENE

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 26th day of NOVEMBER, 1999.


KARL J. DREHER, Director

MICROFILMED

MAR 27 2002

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAY 08 1998

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 who has been appointed by the department.

1. Permit No. 87-07210 Telephone No. 208-875-1350

2. Name(s) of Permit Holder(s): Trevor and Kerry Thompson

3. Mailing Address: 1040 E Rock Creek Potlatch ID 83855

4. Source of Water: Spring If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____ - ____

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

Domestic (No. of households): _____ Stockwater (No. and type of stock): 20 horses/cattle

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

6. Total rate of diversion and/or volume for which proof is submitted: 0.02 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

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X

Has the measurement port been installed? Yes ____ or No X

8. Fee Enclosed: \$ 0 (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: Kerry Thompson Telephone Number: 208-875-1350

Address: 1040 E Rock Creek Potlatch ID 83855

10. The information given on this form 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.

Signature of permit holder: Kerry Thompson - owner Date: MICROFILMED
(include your title, if on behalf of company or organization)

AUG 21 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 87-07210

Proposed Priority: February 4, 1998

Maximum Diversion Rate:

0.02 CFS

This is to certify, that **KERRY THOMPSON**

TREVOR THOMPSON

1040 E ROCK CREEK RD

POTLATCH ID 83855

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

STOCKWATER

01/01 to 12/31

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENENE , Sec. 30, Township 41N, Range 04W
LATAH County

PLACE OF USE: STOCKWATER

TWN RGE SEC

41N 04W 30

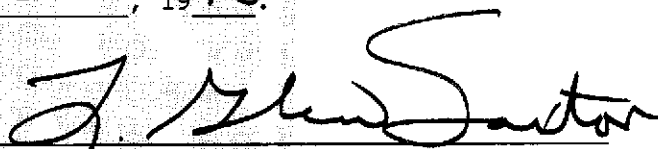
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CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1999**.
2. Subject to all prior water rights.
3. Stockwater use is for up to 20 horses and range cattle.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

27 th day of March, 1998.


Karl J. Dreher, Director
for

MICROFILMED

AUG 27 1998

Ident. No. 87-07210

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

MAR 19 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant Trevor and Kerry Thompson Phone 208-875-1350
Mailing address 1240 E Rock Creek Rd., Pocatello ID 83853
2. Source of water supply natural spring which is a tributary of SINKS
3. Location of point of diversion is Township 41N Range 4W Sec. 30 in the NE 1/4.
NE 1/4, NE 1/4, Govt. Lot , B.M., Latah County;
additional points of diversion if any:

4. Water will be used for the following purposes:

- 0.02 Amount 0.02 for stock water purposes from April 15 to May 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)
- 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 is (a) 0.02 and/or (b)
1000 15 15
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source Spring box at source,
lined to trough 30ft away
- b. Height of storage dam feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet
- c. Proposed well diameter is inches; proposed depth of well is 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 1 year 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. 10-20 horses, cows
- c. Municipal; show name of municipality.
- d. Domestic; show number of households.
- e. Other; describe fully.

MICROFILMED

AUG 21 1998

N
+
E
W
S

NE 1/4, Township 41N
Section 30
Range 4W Boise Meridian

Section 30

RECEIVED
FEB 04 1988
NORTHERN REGION

Natural Spring

Oil
trap

MICROFILMED
AUG 21 1988

ROBINSON LAKE QUADRANGLE
IDAHO-LEWIS CO.
7.5 MINUTE SERIES (TOPOGRAPHIC)
SW/4 POTLATCH 15' QUADRANGLE

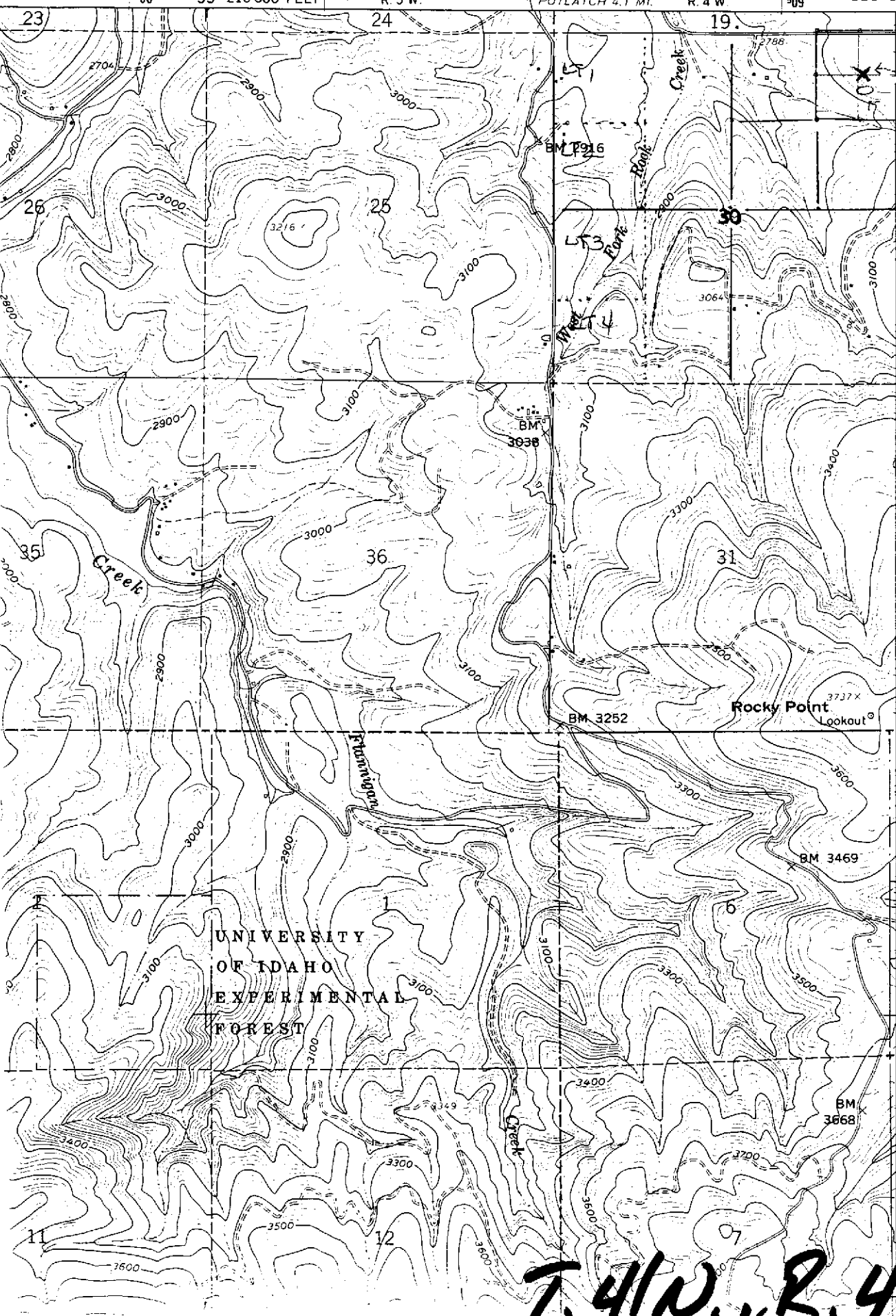
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POINT OF
DIVERSION
+
PLACE OF
USE

FEB 04 1998

NORTHERN REGION
IDWR



T. 41 N., R. 4 W.

RECORDED
JUN 21 1998



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

November 26, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KERRY THOMPSON
TREVOR THOMPSON
1040 E ROCK CREEK RD
POTLATCH ID 83855

RE: WATER RIGHT NO. 87-07210

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license 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 unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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 homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

for 
Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

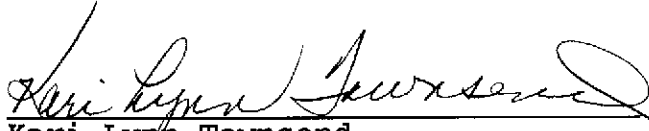
MICROFILMED
MAR 27 2002

CERTIFICATE OF MAILING

I hereby certify that on the 26th day of November, 1999, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 87-07210

KERRY THOMPSON
TREVOR THOMPSON
1040 E ROCK CREEK RD
POTLATCH ID 83855


Kari Lynn Townsend
Secretary

MICROFILMED
MAR 27 2002

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
MAR 27 2002

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

MEMORANDUM

TO: File 87-07210

FROM: Sharla

DATE: November 24, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 87-07210 are as follows:

H. RECOMMENDATIONS

Stockwater	1/1 – 12/31	0.01 cfs	0.2 af
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The volume for 20 horses and cattle is 0.2 af per the chart contained in Application Processing Admin. Memo No. 3.

Exam Date: June 29, 1999
Examiner: Wayne Baldwin

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MAR 27 2002

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 11/20/99

Permit No. 87-072101

BU Fee Pd \$ 50⁰⁰

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☒ n/a ☐ plat copy attached

AREA OF CONCERN: ☒ No/Yes ☐ Moratorium ☐ GWMA ☐ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

Supp irr (irr = only use) - 065-079
 Supp irr (+ other uses) - 100-101
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M (if on permit)

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
 WD - R04 (WD#)
 ≤ 0.20 cfs/others - R02- 01P or No MD
 > 0.20 cfs - R43

LOCATION:

Trust - R55(consumptive uses)
 Non-Trust - 048-049 (consumptive uses
 or non-cons. > 1.0 cfs)

PD Change - P39/P47 - feds(P40)
 PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
 PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

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

USES:

STORAGE - 18A-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 STOCKWATER - R37 (BLM/USFS) N/A
 MINING - 081
 FISH PROP - 029(70's only)-042-081
 HEAT/COOL - R07(injection well)
 FIRE PROT. - 077

Use Change/Add - P46

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
 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
 Lawn/garden included - W01

ADVANCE PRIORITY? ☐ Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per 1/4 - W32
 Subd lot desc (pd) - W59
 Subd lot desc (pu) - W60
 Use definitions - W02 example - C/tire shop
 Non-consumptive - 027
 Water Quality - 081-R07
 Mitigation - 121 (if on permit)
 PPU acre limit - W27

CHECK NEW IRR SEASON MAP N/A

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
 PU overlap rights - WB7-W31(<1 ac)
 GW replaced SW - 050

Permit Rate .02 cfs Fee Limit .20 cfs
 Measured .01 cfs Theoretical cfs

Use	Rate	Volume
Stock	<u>.01</u> cfs	<u>.2</u> af
	cfs	af
	cfs	af
TOTALS	cfs	af

OTHER CONDITIONS/REMARKS/COMMENTS 5/20 range cattle & horses.

SRBA Claim Filed ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

AMENDMENTS REQUIRED ☒ Yes ☐ No

Adjustment Memo Needed ☒ Yes ☐ No

If yes, paragraph codes:

rate/volume

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 12 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 87-07210

1. Owner: Kerry & Trevor Thompson Phone No. (208) 875-1350

Current Address: 1040 E. Rock Creek Rd, Pottlatch Id 83855

2. Accompanied by: Kerry Thompson EXAM DATE: 6-29-99

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NE	NE	30	41N	04W	LATAH	U.S.G.S 7.5 min quad

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
41N	04W	30	S																

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MAR 27 2002

2. Measurements:

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

D. FLOW MEASUREMENTS

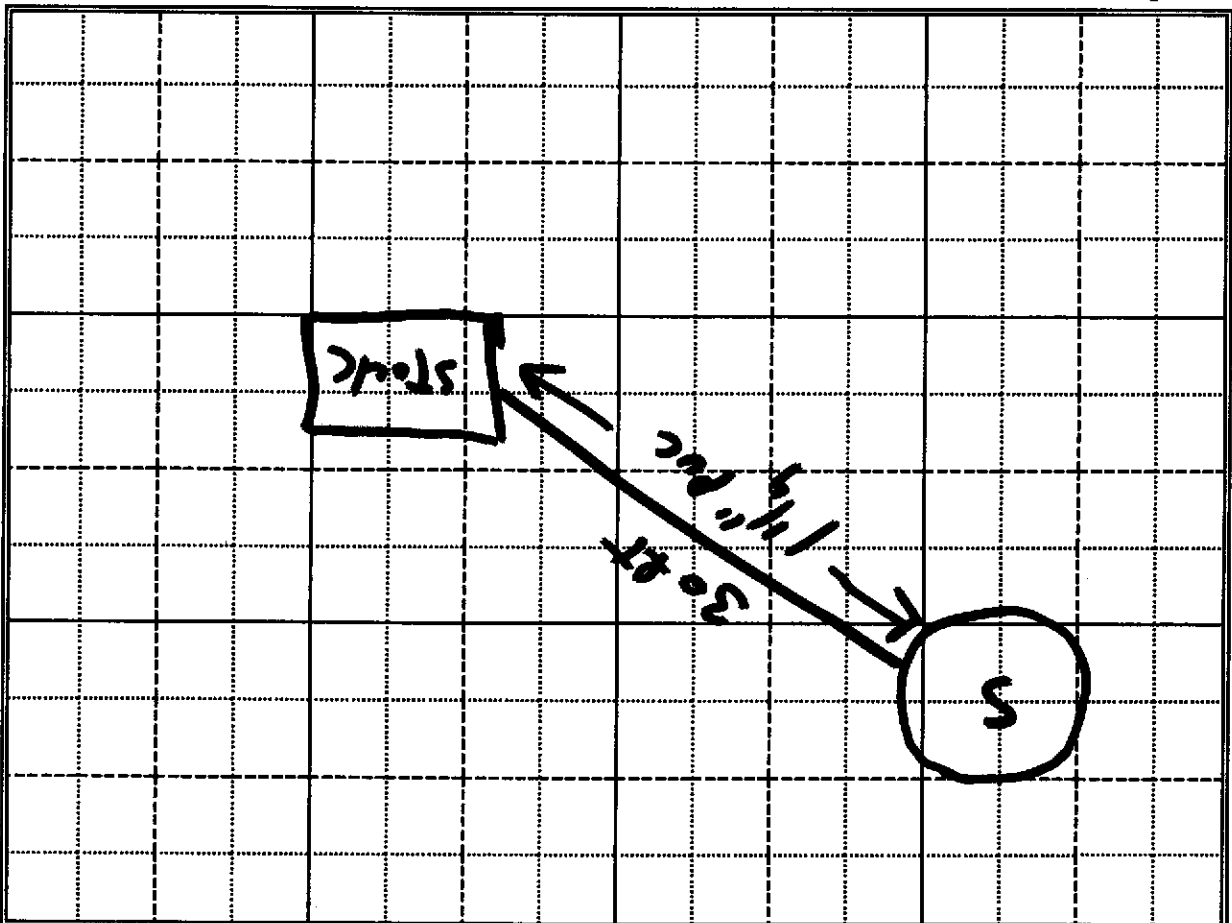
*Code to correspond with No. on map and aerial photo

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

4.

____ Copy of USGS 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)
 ____ Photo of Diversion and System Attached

Scale: 1" = 500'



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe i.d. as applicable.

E. NARRATIVE/REMARKS/COMMENTS

3

Spring development consist of 36" cement
rings placed in spring then piped 30 ft
to a cement tank covered with a big lid

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

MAR 27 2002

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gal bucket 5 gal bucket = 19 pm
 14.133687 .002 cfs
 60

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Stock Water

From

01-01

Period of Use

To 12-31

Rate of Diversion

Q (cfs) .002

Annual Volume

V (ata) .3

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

I. AUTHENTICATION

Field Examiner's Name

Wayne D. Baker
 Date 8-10-99

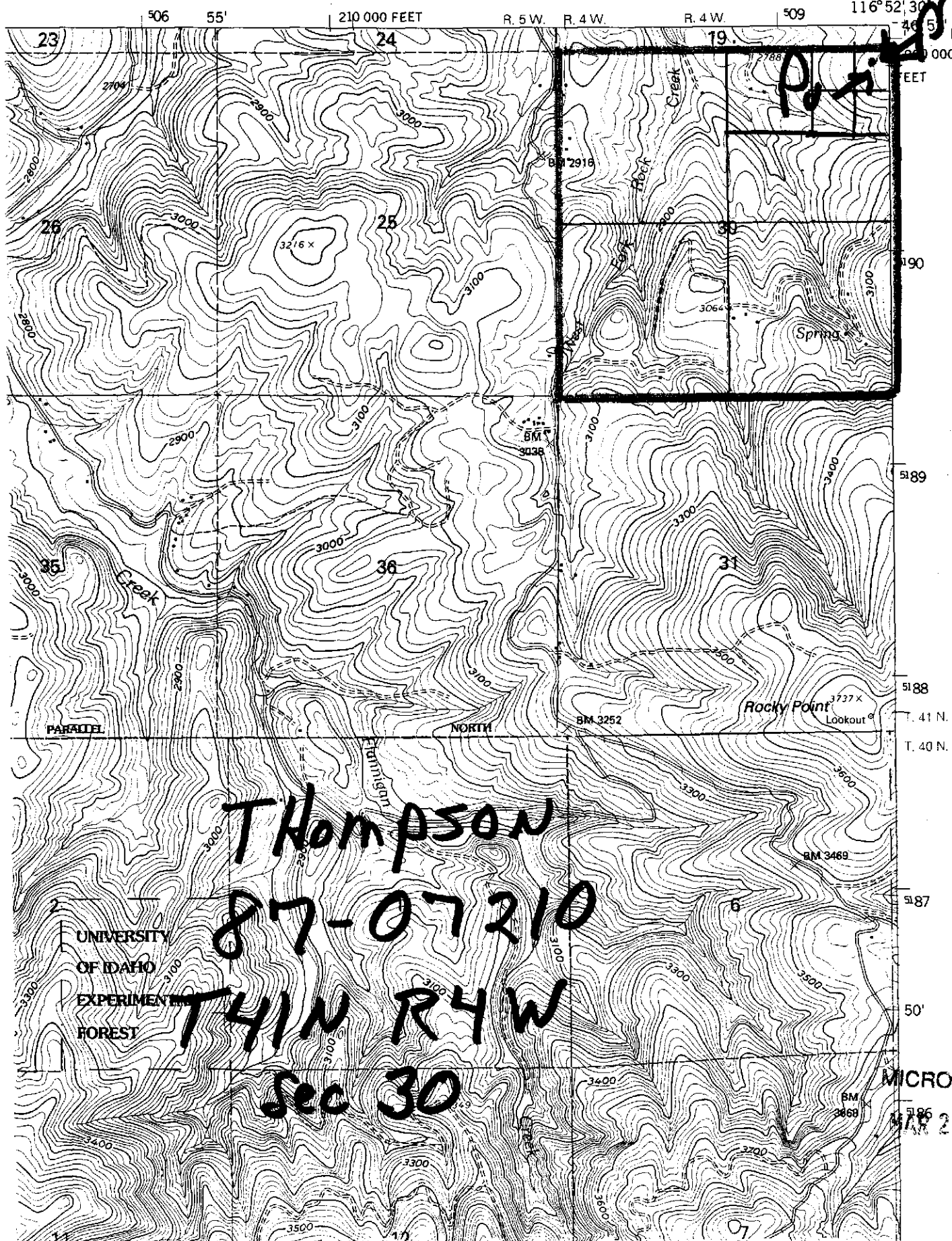
Reviewer

Date

MICROFILMED
 SEAL
 MAR 27 2002

ROBINSON LAKE QUADRANGLE
IDAHO-LATAH CO.
7.5-MINUTE SERIES (TOPOGRAPHIC)

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87-07210

MICROFILMED

MAY 27 2002

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 87-07210 Reviewed by Jy Date 6-12-98

GENERAL CONSIDERATIONS

TYPES OF USE

YES Name same as permit? stock
YES Address same as permit?
YES Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
Ground water source
Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

YES Required?
0 Amount Submitted
NO Correct?
NO Required?
1 Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Request \$50.00 exam fee
7/15. Fee received / proof acceptable

DATA ENTRY

New Address _____ Proof Made 5-8-98



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 14, 1998

Trevor and Kerry Thompson
1040 E Rock Creek
Potlatch ID 83855

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 87-07210

Dear Permit Holder:

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

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right 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.

If you have questions concerning the field examination, please contact the department's **NORTHERN** Regional Office in Coeur d'Alene at (208)769-1450.

Sincerely,

A handwritten signature in black ink, reading 'Julie L. Yarbrough'.

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
AUG 21 1998



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 18, 1998

Trevor and Kerry Thompson
1040 E Rock Creek Rd
Potlatch ID 83855

RE: Permit No. 87-07210

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use statement you submitted in connection with the above referenced water right permit. Before the department can accept the proof, it must be accompanied by the appropriate license examination fee. The license examination fee for a rate of diversion of 0.02 from a surface water source (spring) is \$50.00. I have enclosed a copy of the fee schedule for your reference.

Please return the copy of the proof statement along with the \$50.00 license examination fee within **60 days** of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR- Northern Region

MICROFILMED
AUG 21 1998



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 30, 1998

KERRY THOMPSON
TREVOR THOMPSON
1040 E ROCK CREEK RD
POTLATCH ID 83855

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 87-07210

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.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

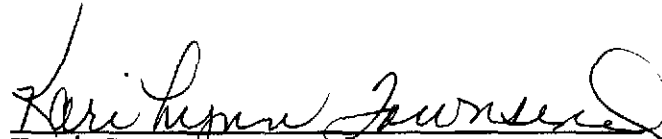
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CERTIFICATE OF MAILING

I hereby certify that on the 30th day of March, 1998, 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. 87-07210

KERRY THOMPSON
TREVOR THOMPSON
1040 E ROCK CREEK RD
POTLATCH ID 83855


Kari Lynn Townsend
Secretary

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Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

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CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department 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 Department 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.

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APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*
 No.: 87-07210 Name: Thompson Date: 3/20/98 Ad OK? ☒ ☒ Gvmt Lts: ☒
AREA OF CONCERN:**PROTESTED:****SYSTEM COMPLETED:**

> 1 year

≤ 1 year/no proof

GROUNDWATER: (✓ FLO-CH)**WMD (✓ MAP)**

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

WMD Supplemental use

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

DRILLING PERMIT:

All wells (✓ WDQ3)

Included w/permit

irr. in WD

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):**IN/ABOVE MIN. STR. FLOW (✓ MAP)****WD (✓ MAP & LISTING)**

> 0.10 cfs

≤ 0.10 cfs

WMD (✓ MAP)

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

≤ 0.24 cfs/5 acres

RIVER BASINS: (*Surface water):

Snake R (01)

(02/03-irr)

Payette R(65)

Salmon R (70's)

USE:

Domestic surface

>1 in rest. area

Fire Protection

Fish Propagation

Heating/Cooling

Irr ≤ 5 acres

> 5 acres

Mining

Municipal

Power

Stockwater

Storage (✓3 compo.)

LOCATION:

42-248 area

Boise Front LoGeo

In-stream dev.

Irr Dist/Canal Co.

SWAN FALLS FLAG (See Code Chart)

Trust

Non-Trust (1)

OWNERSHIP:**OTHER CONDITIONS:****STANDARD REMARKS:****BENEFICIAL USE DUE:****COMMENTS:**- No/Yes Mar / Mar GWMA / Trust / Non-trust

- 020 (Protest Agreement) or *W19 (Order)

- 26A-P17

- P16

- 067 or No MD (in-stream stock or power)

- No MD

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

- 01M (report when notified)

- No MD

- 046-P23

- Permit No. _____ - _____ - _____ - _____, P99

- P05 (new well location)

- *WB9

- R04 (WD # _____)

- 01J-P08 (MD & LD)

- 01H-P01 (LD) or No MD (in-stream stock)

- 067 or No MD (in-stream stock or power)

- No MD

- 01M or No MD (in-stream stock or power)

- No MD

- *W22 -P04, NA

- 007 (w/ remark *WB9 if above Weiser), NA

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

- 029 (fish screens), NA

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

- 071-070

- 077

- 029-007-042(req)-081 (WQ)-P10

- R07 (injection well)

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

- 054(req) -081-P10

- 022, 075, 004 (+memo?), NA (not in restricted area)

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

- ~~18A~~ (BLM/USFS); NA

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

- P84 (in 20/30/40/50/60/70/80 (87) basin)

- 058 (<85° GW temp only)

- P52 (stream channel alteration)

- 023 (Twin Falls area)

- 051-052-053-P74 (Consumptive Uses), NA

- 048-049 (Consumptive Uses), NA

- 004 (PD/PU) _____

- 11/20/98- 4/1/1999

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WRI
WRA
BC

APPLICATION # 87-07210

MAR 19 1998

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: THOMPSON

BY: AK

DATE: 2/4/98

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. () Ownership
12. () Map
 - () Signature
 - () Fee (Amt, receipt, acknowledgement)

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

ADDITIONAL INFORMATION

- (Yes)(No)
- Y Field check: by _____
 - Y Field report attached
 - Y Analysis Supp. attached(>5cfs/500af)
 - Y Water delivered by water master?
 - Water District # _____

PROCESSING

- (Yes)(No) PRIORITY DATE: 2/4/98
- X (Include Moratorium Remark)
 - Y Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: LATAH County

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
<u>Y</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
_____	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
_____	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

- (Yes)(No)
- _____ Notice of pending void order issued. Final order response date: _____/_____/_____
 - _____ Further information required from applicant
 - 2/27 Affidavit of publication received
 - 2/27 Application published correctly. If not, record action taken: _____
 - 2/11 Publication dates and paper recorded on application
 - Y Protests received, Final protest date: 3/9/98
 - Y Measuring device required
 - Y Measuring port required
 - Y Special conditions:
 - Y Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: BR

Date: 5/11/98

Affidavit of Publication

STATE OF IDAHO
County of Latah ss.

Colleen Bingham
Legal Clerk

being first duly sworn, on oath,
deposes and says:

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Feb. 19, 26 1998

the same being the dates designated
for the publication of said notice.

Colleen Bingham
On this 26 day of Feb
in the year of 1998, before me, a Notary

Public, personally appeared _____

Colleen Bingham

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.

Ann Marie Hale
Notary Public for Idaho

Residing at Troy, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

87-07210

THOMPSON, TREVOR
THOMPSON, KERRY
1040 E ROCK CREEK ROAD
POTLATCH, ID 83855

Source: SPRING, Tributary,
SINKS

Diversion Pt: NENENE Sec 30 T
41N R 04W in LATAH County.

Use: STOCKWATER (0.020
CFS)

Total Diversion: (0.020 CFS)
Date Filed: 2/4/1998

In: LATAH County, T41N R04W
S30 NENE

For additional information con-
cerning 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
MARCH 9, 1998.

KARL J. DREHER, Director
February 19, 26, 1998

RECEIVED

FEB 27 1998

NORTHERN REGION
IDWR

RECORDED

FEB 29 1998

87-07210

THOMPSON, TREVOR
THOMPSON, KERRY
1040 E ROCK CREEK ROAD
POTLATCH, ID 83855

Source: SPRING

Tributary: SINKS

Diversion Pt: NENENE Sec 30 T 41N R 04W in LATAH County.

Use: STOCKWATER	(	0.020 CFS)
Total Diversion:	(	0.020 CFS)

Date Filed: 2/ 4/1998

In: LATAH County	
T41N R04W S30	NENE

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AUG 21 1998

February 11, 1998

Trevor and Kerry Thompson
1040 E Rock Creek Road
Potlatch ID 83855

Re: Water Appropriation Application No. 87-07210

Dear Mr. and Mrs. Thompson:

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.

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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AUG 21 1998