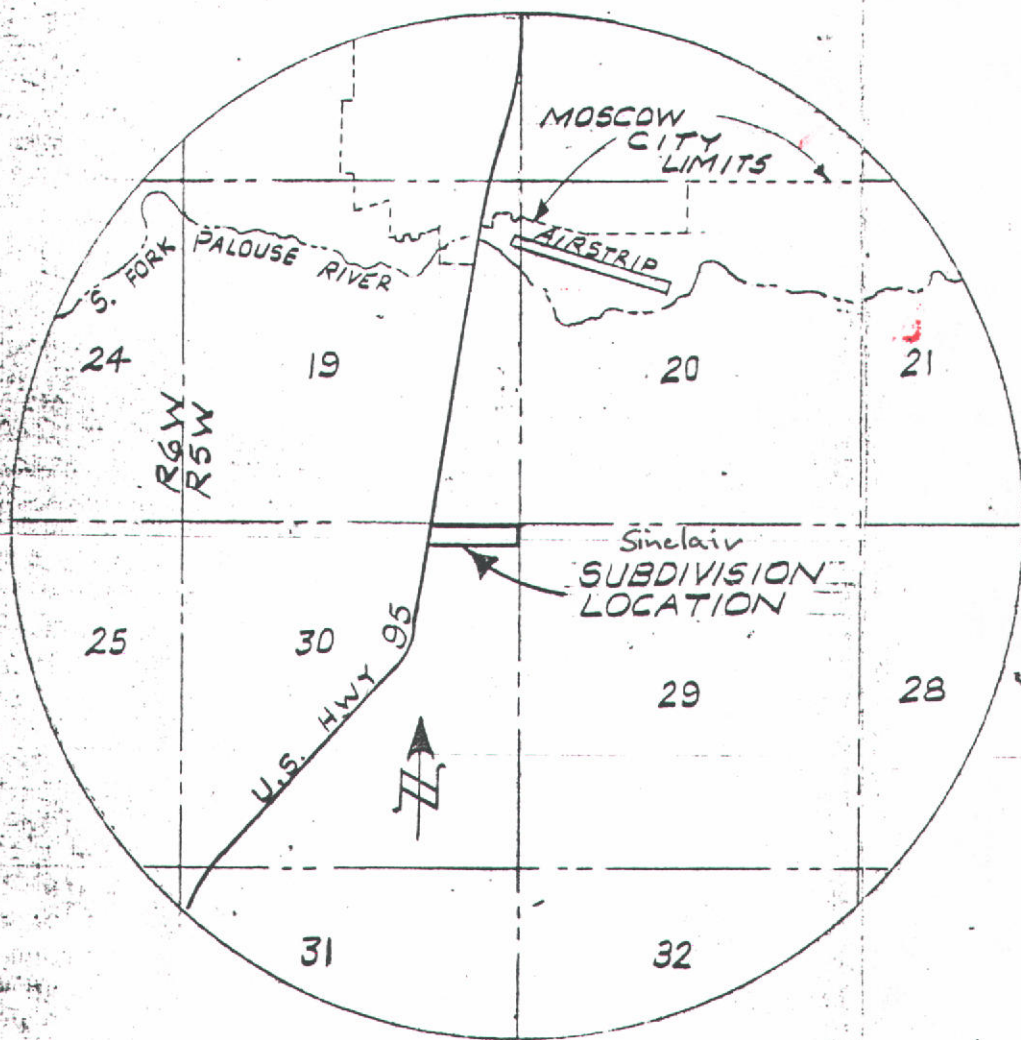


This tract of Land is located in the
N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Sec. 30, Township 39 North; Range 5 West

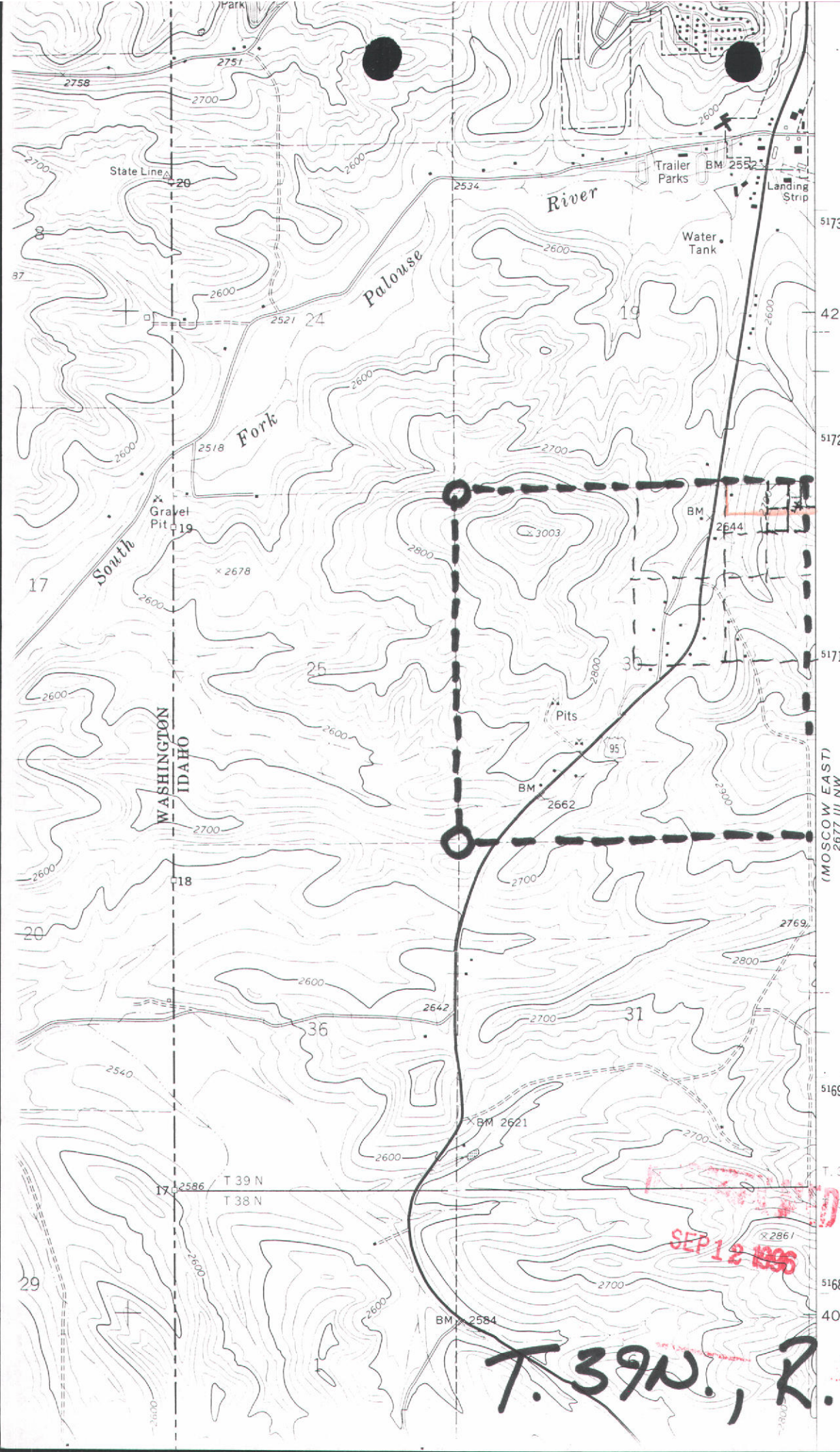


VICINITY MAP

1 inch = 3000 ft.

RECORDED

SEP 12 1996



$\frac{1}{2}$ of SW $\frac{1}{4}$ of the NE $\frac{1}{4}$
of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of
Sec 30 Township 39 North
Range 5 West

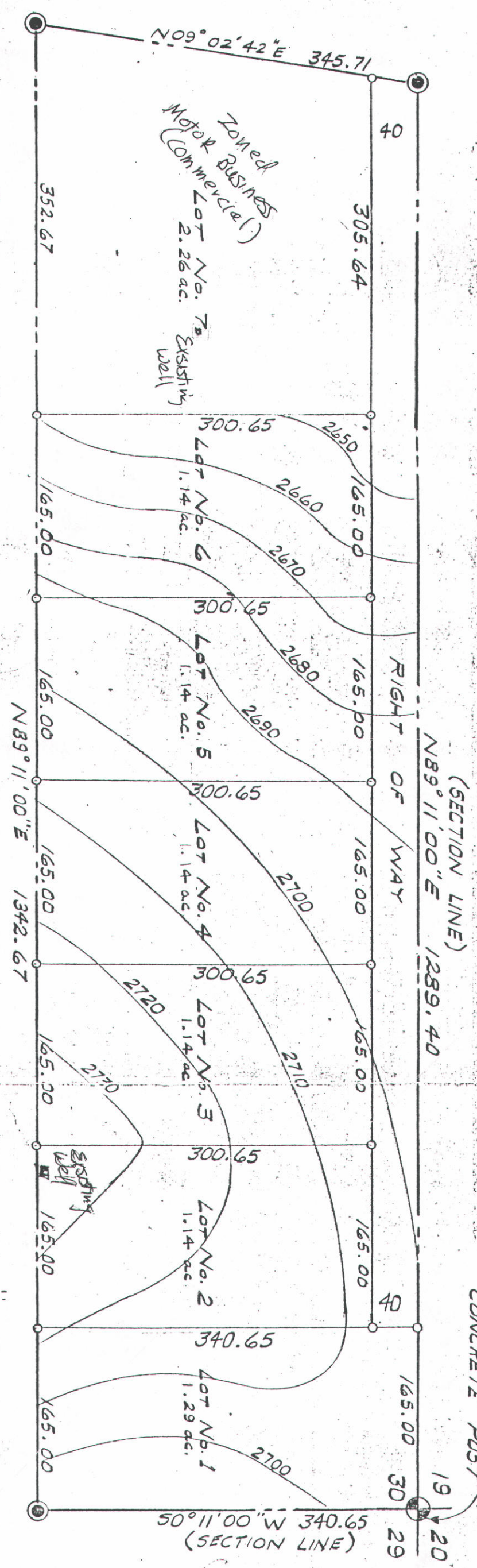
T. 39 N., R. 5 W.

Section 11' 00" E line 1342.67
 New SW corner of Section 11' 00" E line 1342.67
 Lot #2 of Addition

DESCRIPTION OF THE SINCLAIR SUBDIVISION BOUNDARY

A tract of land in the North Half (N 1/2) of the Northeast Quarter (NE 1/4) of Section Thirty (30), Township Thirty-Nine (39) North, Range Five (5) West, Boise-Meridian, more particularly described as follows:

Beginning at the Northeast Corner of Section Thirty (30), Township Thirty-Nine (39) North, Range Five (5) West, Boise-Meridian; thence S 0° 11' W along the Section line of said Section Thirty (30) 340.65 feet; thence S 89° 11' W 1342.67 feet, more or less, to a point on the Eastern Right-of-Way line of U.S. Highway No. 95; thence N 09° 02' 42" E along said Right-of-Way line 345.71 feet, more or less, to a point on the North section line of said Section Thirty (30); thence N 89° 11' E along said Section line 1289.40 feet, more or less, to the Point of Beginning. This tract contains 10.29 acres, more or less.



● - EXISTING 5/8" REBAR
 ○ - STEEL PIN TO BE SET

SEP 12 1996

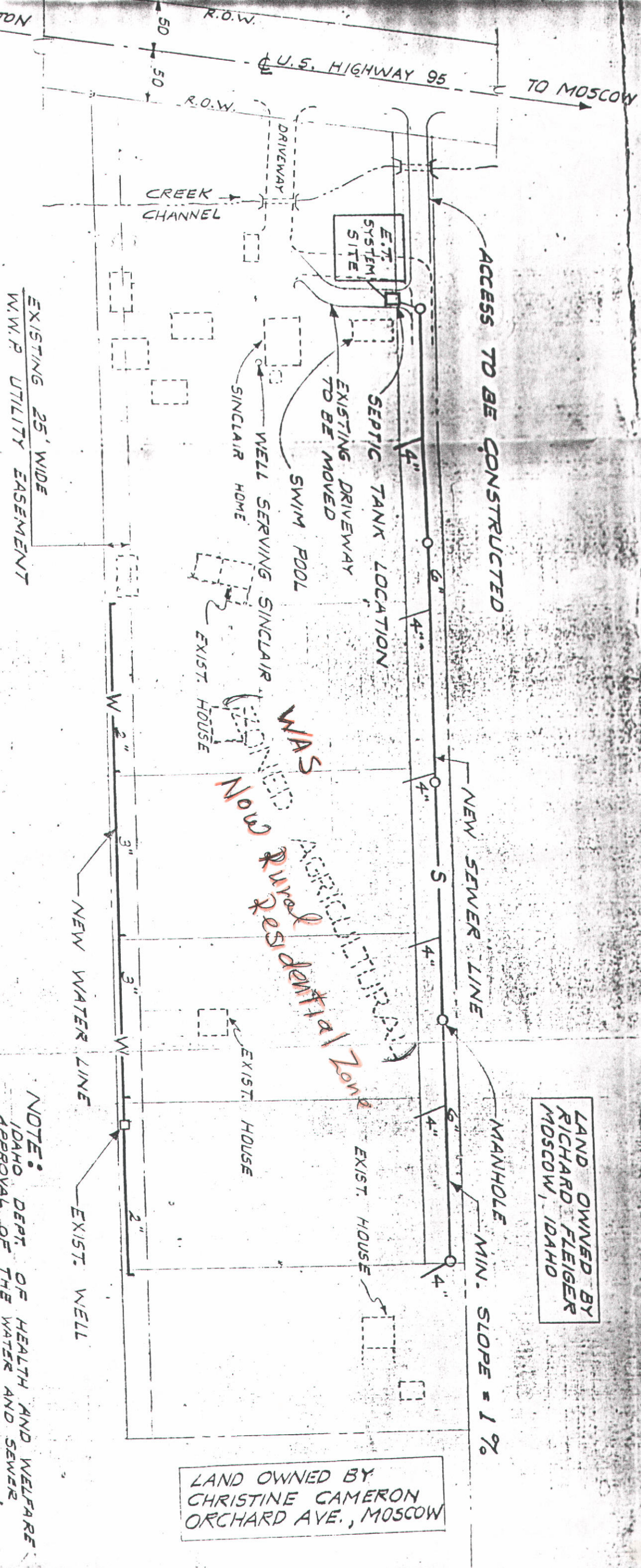
- - EXISTING 5/8" REBAR
- - STEEL PIN TO BE SET

PROPOSED LOT LAYOUT

1 inch = 100 ft

LAND OWNED BY
RICHARD FLEIGER
MOSCOW, IDAHO

LAND OWNED BY
CHRISTINE CAMERON
ORCHARD AVE., MOSCOW



EXISTING 25' WIDE
W.W.P. UTILITY EASEMENT

*WAS
Now Residential Zone*

NOTE:
IDAHO DEPT. OF HEALTH AND WELFARE
APPROVAL OF THE WATER AND SEWER
SYSTEMS IS IN PROGRESS

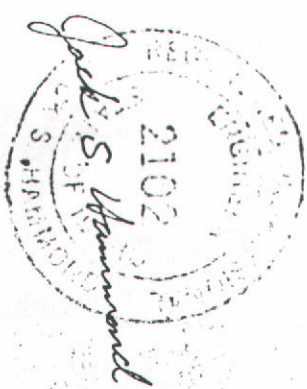
UTILITY LAYOUT

1 inch = 100 ft



PRELIMINARY PLAT
FOR THE
SINCLAIR SUBDIVISION
LATAH COUNTY, IDAHO

SCALE	AS SHOWN
DRAWN BY	DCW
CHECKED BY	DCW
DATE	3-23-71
JOB NO.	M3384
SHEET	1 of 1
DRAWING NO.	M23-14-8



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 21 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. 87-07195 Telephone No. 208-882-3657
2. Name(s) of Permit Holder(s): Diana L. and William L. Mabbutt
3. Mailing Address: 4185 Hwy 95 S. Moscow, Idaho 83843
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 09 / yr. 74
 - a. Well Driller: ADCOCK AIR DRILLING Drilling Permit Number: NA (1974)
 - b. **OPTIONAL:**
Pump Horsepower: 2 Pressure (psi): 311 Dynamic pumping level (ft): 275 ft
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 4 Stockwater (No. and type of stock): 1-2 horses
Irrigation (No. of acres): 6 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .03 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 <u>X</u>	<i>Electrical Billing only</i>
Has the measuring device been installed?	Yes <u>X</u> or No _____	
Flow Measurement Port: Is a flow measurement port required?	Yes _____ or No <u>X</u>	
Has the measurement port been installed?	Yes _____ or No <u>X</u>	
8. Fee Enclosed: \$ 50.00 (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: Bill Mabbutt Telephone Number: HM: 882-3657
WK: 883-0939
Address: HM: 4185 Hwy 95 South-Moscow WK 404 S. Main St. Moscow
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: William L. Mabbutt

(include your title, if on behalf of company or organization)

Date: 5/18/98

MICROFILMED

AUG 21 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 87-07195

Proposed Priority: April 10, 1996

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **WILLIAM L MABBUTT**
4185 HWY 95 S
MOSCOW ID 83843

has applied for a permit to appropriate water from: **GROUNDWATER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS
DOMESTIC	01/01 to 12/31	0.03 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 30, Township 39N, Range 05W
LATAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
39N	05W	30	NENE	6.0		6.0

Total number of acres irrigated: 6.0

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1998.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. The issuance of this right does not grant any right-of-way or easement across the land of another.
7. Point of diversion is located within Lot 7, Sinclair Subdivision.
8. Place of use is located within Lots 1-6, Sinclair Subdivision.
9. Domestic use is for 6 homes.
10. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

SEP 12 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 87-07195

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

13th day of June, 1996

Karl J. Dreher

Karl J. Dreher, Director

for

SEP 12 1996



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 87-7195

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant William L. Mabbett for the Sinclair Subdivision Phone 1-208-882-3657
Post office address 4185 Hwy 95 South, Moscow, Idaho 83843
2. Source of water supply Groundwater which is a tributary of NA.
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 30 Township 39 North Range 5 West B.M. Latch County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.03 for Domestic purposes from JAN. 1 to DEC. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for Irrigation purposes from March 15 to Nov. 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)
5. Total quantity to be appropriated is (a) 0.03 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Submergable pump set
at 27.5 feet.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 8 inches inches; proposed depth of well is 300 feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? 9/9/74; Drilling firm ADCOCK AIR DRILLING;
Well was drilled for (well owner) Yes, (later deeded to six family members.
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
2 years (minimum 1 year).

SEP 12 1996

12. Remarks: All six members own 1/4 acre to build and grow on.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. *All six family members were deeded 1/6th share To the well 2/26/79*

11. a. Who owns the property at the point of diversion? Robert W. Sinclair
b. Who owns the land to be irrigated or place of use? Six different owners (411 families)

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

Total number of acres to be irrigated.

TWP	RANGE	SEC.	NEW				NW¼				SW¼				SE¼				TOTALS
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	
39N	5W	30	D	6															6

ponding place of use below. See instructions for standard symbols.

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

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

9. Description of place of use:

Other, describe fully. Each house hold will irrigate lawns and gardens (approx one acre each) during the growing period and have regular house hold use.

d. Domestic; show number of households.

c. Municipal; show name of municipality.

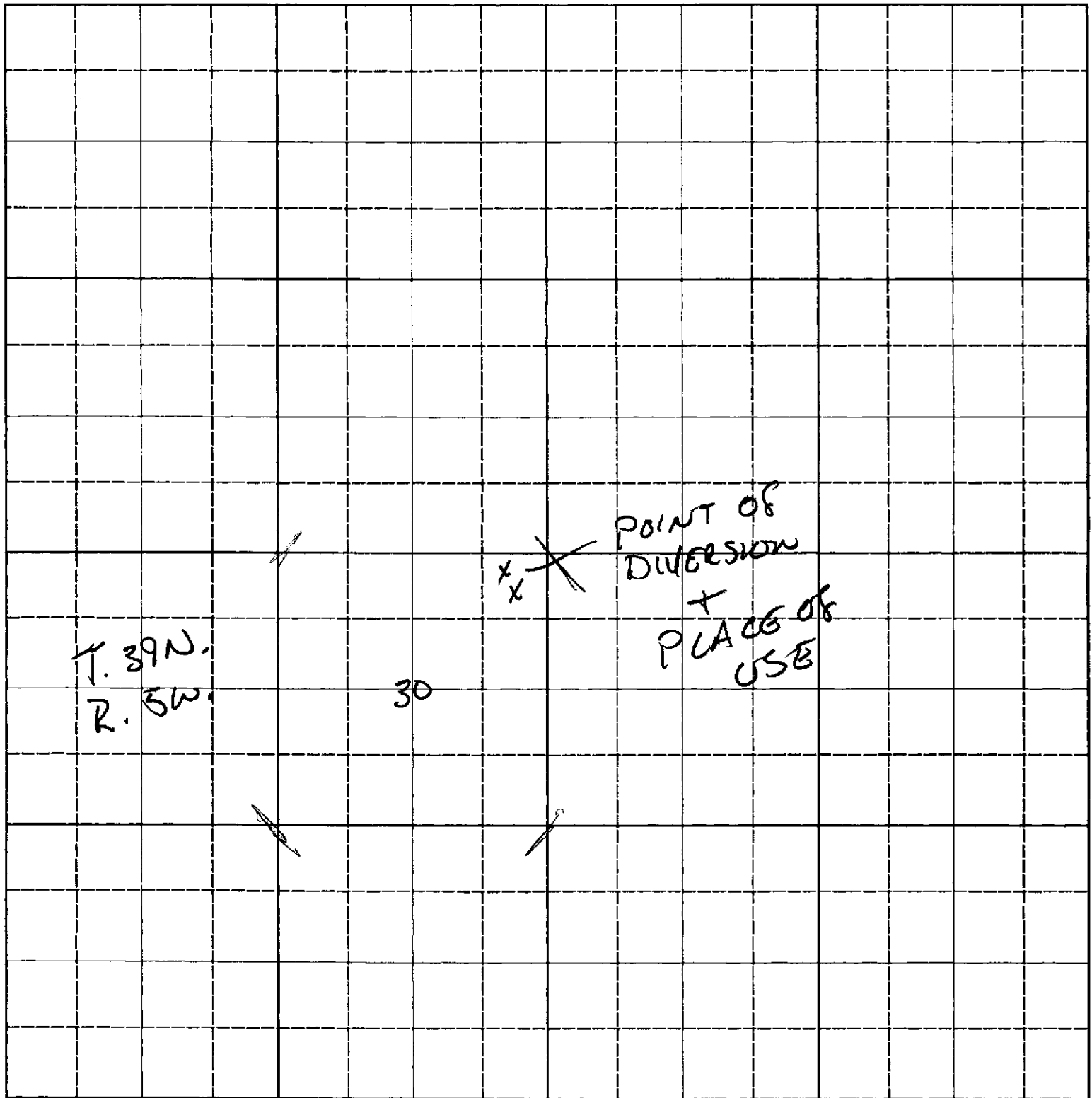
b. Stockwatering; list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

8. Description of proposed uses (if irrigation only, go to item 9):

A copy of the recorded Subdivision is attached to this
"Application For Permit"

13. 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.

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.

William L. McPherson
(Applicant)

SEP 12 1996

SEP 12 1996

WATER

e. Other:

- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- 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.

19

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Publication approved by _____ Date 5/13/96

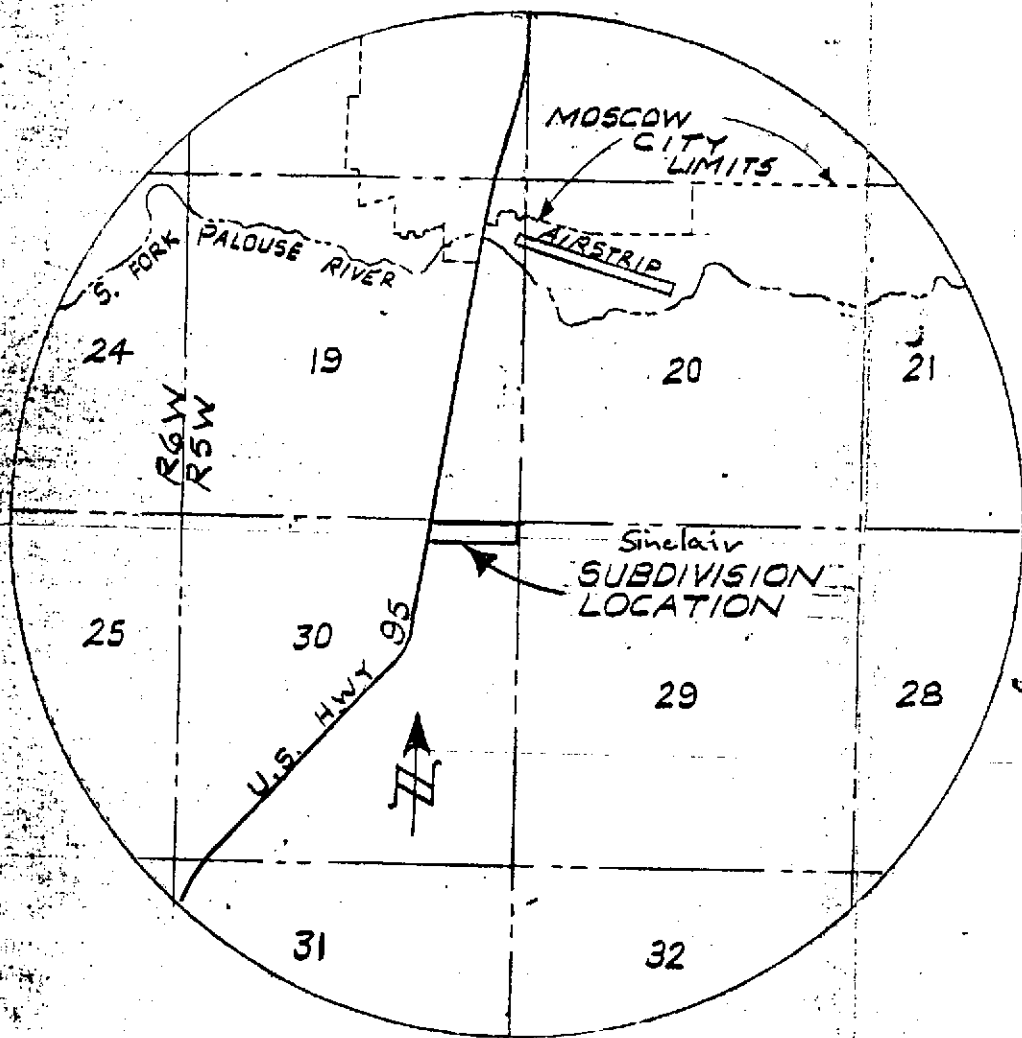
Publication prepared by _____ Date 4/24/96

Fee \$ 50.00 Received by _____ # N010059 Date 4/10/96

Preliminary check by _____ Time 11:55a Date 4/10/96

Published in *Idaho Falls Daily News* 5/24/96

This tract of Land is located in the
N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Sec. 30, Township 39 North; Range 5 West



VICINITY MAP

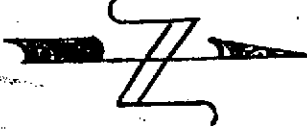
1 inch = 3000 ft.

SEP 18 1996

Section: "E line 1342.6/
H 189000

near 500 acres of virgin on the 1894 Co
of the section
lot #2
A tract of land in the North Half

SEP 12 1996

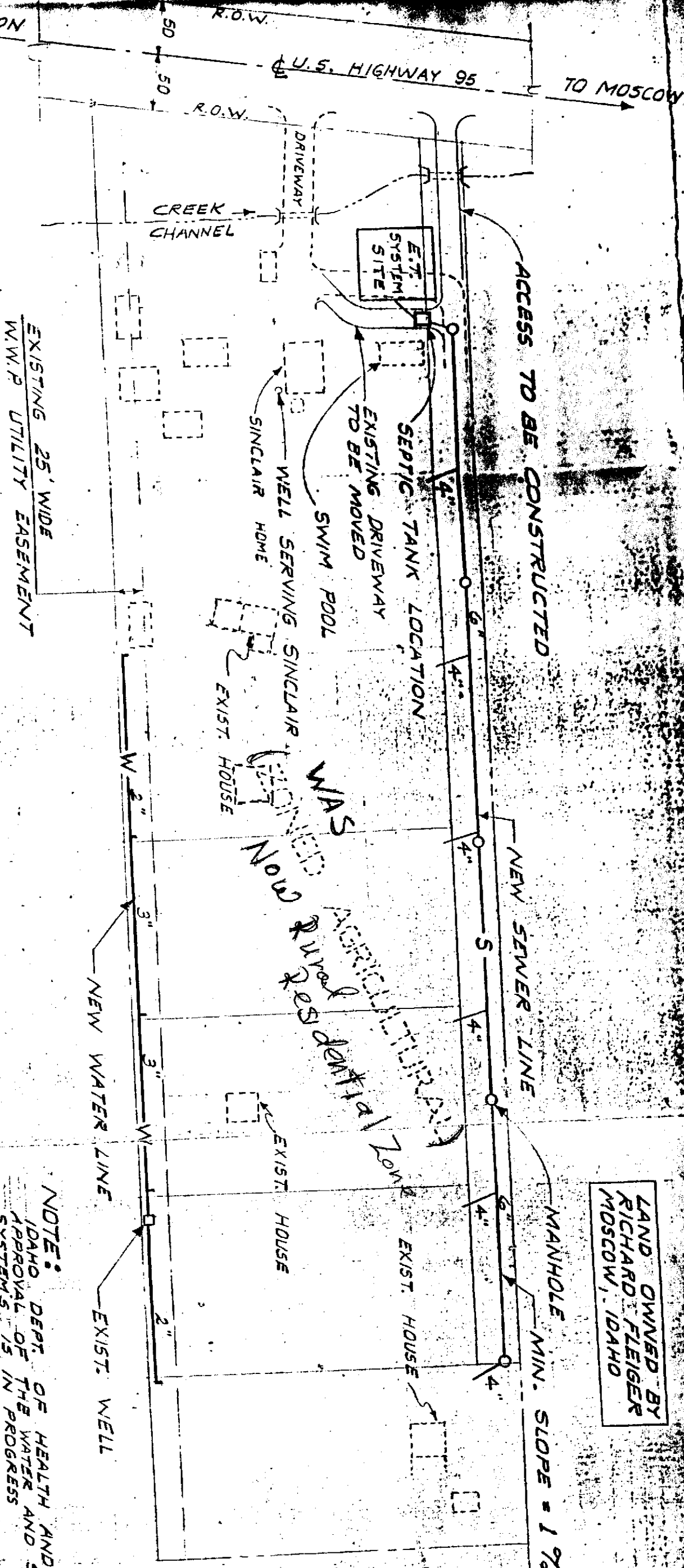


EXISTING 5/8" REBAR
FEEL PIN TO BE SET

PROPOSED LOT LAYOUT

LAND OWNED BY
RICHARD FLEIGER
MOSCOW, IDAHO

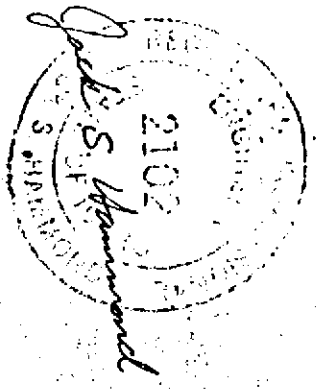
LAND OWNED BY
CHRISTINE CAMERON
ORCHARD AVE., MOSCOW



EXISTING 25' WIDE
W.W.P. UTILITY EASEMENT

WAS
Now Proposed

NOTE: DEPT. OF HEALTH AND WELFARE
APPROVAL OF THE WATER AND SEWER
SYSTEMS IS IN PROGRESS



PRELIMINARY PLAT
FOR THE
SINCLAIR SUBDIVISION
LATAH COUNTY, IDAHO

SCALE	AS SHOWN
DRAWN BY	DCW
CHECKED BY	DCW
DATE	9-23-74
JOB NO.	M3384
SHEET	1 OF 1
DRAWING NO.	M23-14-B

Permit No. 87-7195 Reviewed by [Signature] Date 7/8/98

Proof Made 5-21-98



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

July 8, 1998

William L Mabbutt
4185 Hwy 95 S
Moscow ID 83843

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 87-07195

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,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
AUG 21 1998

March 31, 1998

WILLIAM L MABBUTT
4185 HWY 95 S
MOSCOW ID 83843

PROOF DUE NOTICE

RE: PERMIT NO. 87-07195

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 June 1, 1998.

(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 complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

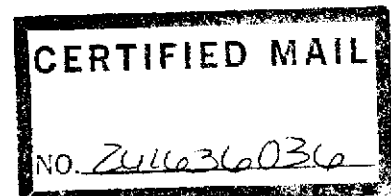
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

AUG 21 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 13, 1996

WILLIAM L. MABBUTT
4185 HWY 95 S
MOSCOW ID 83843

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 87-07195

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

SEP 12 1996

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 87-7195 Name: Mabbutt/Sinclair SubDate: 6/7/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: NO(0055) Priority: 4/10/96 ✓ Gvmt Lts: ✓

~~AREA OF CONCERN~~ - No/Yes Mor GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, ~~065~~(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R † Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP:Non-land owner - 004 (PD/PU)
OTHER CONDITIONS:
STANDARD REMARKS: - ① PD/UT 7 ② PU/UT 1-6 Sinclair Subd. ③ WBS/6
BENEFICIAL USE DUE: - 6-1-1998
COMMENTS:

APPLICATION # 87-7195

***** INITIAL REVIEW *****

APPLICANT: MABUTI BY: AS DATE: 4/10/96

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 4/10/96

X (Include Moratorium Remark)

X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).
MP/2hurs/ok

ADVERTISE IN: CATAH 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 *****

(Yes) (No)

Checked by: _____ Date: / /

Remarks: _____

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

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- Notice of pending void order issued. Final order response date: / /
 Further information required from applicant
 Affidavit of publication received
 Application published correctly, If not, record action taken: _____
 Publication dates and paper recorded on application | Sr. Agent initial AS
X Protests received. Final protest date: 5/20/96
 Measuring device required
 Measuring port required
 Special conditions: _____
 Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AS RYA

RECEIVED
JUN 05 1996

Date: 5/21/96

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Lorraine Hudson
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:

May 2, 9,
1996

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

Lorraine Hudson

On this 10 day of May
in the year of 1996, before me, a Notary

Public, personally appeared _____

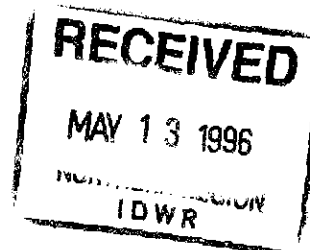
Lorraine Hudson

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.

Shirley Marie Gabe
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:

87-07195

MABBUTT, WILLIAM L
4185 HIGHWAY 95 SOUTH
MOSCOW, ID 83843

Source: GROUNDWATER

Diversion Pt: NENE Sec 30 T
39N R 05W in LATAH County.

Use: IRRIGATION (0.030 CFS)

DOMESTIC (0.030 CFS)

Total Diversion: 0.303 CFS

Date Filed: 4/10/1996

In: LATAH County

T39N R05W S30 NENE

6.0 ACRES TOTAL

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
MAY 20, 1996.

KARL J. DREHER, Director
May 2, 9, 1996

Ok per Bob
Division Subdivision
included under
"REMARKS"
[Signature]

SEP 12 1996

87-07195

MABBUTT, WILLIAM L
4185 HIGHWAY 95 SOUTH
MOSCOW, ID 83843

Source: GROUNDWATER

Diversion Pt: NENE Sec 30 T 39N R 05W in LATAH County.

Use: IRRIGATION	(	0.030 CFS)
DOMESTIC	(	0.030 CFS)
Total Diversion:	(	0.030 CFS)

Date Filed: 4/10/1996

In: LATAH County
T39N R05W S30 NENE

6.0 ACRES TOTAL

SEP 12 1996

April 24, 1996

William L. Mabbutt
for the Sinclair Subdivision
4185 Highway 95 South
Moscow ID 83843

Re: Water Appropriation Application No. 87-07195

Dear Mr. Mabbutt:

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. Enclosed is Receipt Number N010059. 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 your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$35.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. It is possible to upgrade a Domestic Drilling Permit by submitting an additional \$165.00. These Permits can be obtained by your driller, also.

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

12 036

Tuesday
4/9/96

Mr. Allen Beardslee:

Thank you for helping me eat and modifying
items 3, 4, 7, and 9.

Enclosed is a Money Order of \$58⁰⁰
for the filing fee.

WIPROEN MEA

Sincerely,

Bill McBluff

SEP 12 1996

April 4, 1996

Mr. Bill Mabbutt
4185 Hwy 95 South
Moscow ID 83843

RE: Application for Permit

Dear Mr. Mabbutt:

We are returning your Application for Permit for some additional information and also, we are supplying you with a set of current instructions with a fee schedule. The fee for this filing is \$50.00.

I have taken the liberty of modifying the following items on your filing:

Item 3. The 40 acre tract was listed

Item 4. 0.03 CFS was added for domestic use and irrigation use, which converts to 15 GPM.

Item 7. Please list the number of years required for the system to be completed.

Item 9. Domestic use and 6 acres of irrigation were listed within T.39N., R.5W., Sec. 30, NE1/4 NE1/4.

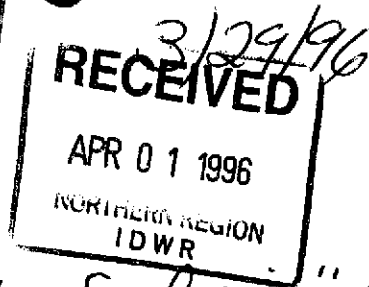
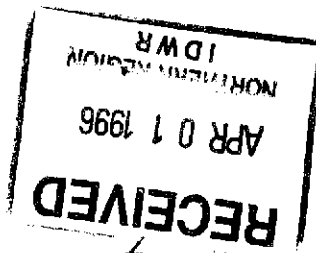
We will be happy to process your filing when we get it back at this office with the filing fee.

Please feel free to call if you have any questions.

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

SEP 22 1996



Mr. Al Beardsley or to
whom this may concern,

Enclosed is my "Application for Permit" to
get water rights to our well.

This is my first time applying, and I
hope I filled out all of the information you
need, correctly.

Please give me a call at 1-208-882-3657
if there is any further information you need, or
write to me at

Bill Mabbitt
4185 Hwy 95 South
Moscow, Idaho 83843

Sincerely

Bill Mabbitt

P.S. What are my fees?

SEP 12 1996

Copy of
One of six deeds

298852

DEED OF GIFT

KNOW ALL MEN BY THESE PRESENTS:

That we, DONALD ROBERT SINCLAIR and BETTY MABLE SINCLAIR, husband and wife, for and in consideration of the love and affection which we have and bear unto DIANA LYNN CLARK, of Route 1, Box 110A, Moscow, Idaho, also for the better maintenance, support, protection and livelihood of Diana Lynn Clark, do by these presents give, grant, alien, and confirm unto the said Diana Lynn Clark, and to her heirs and assigns forever, all that real property in the County of Latah, State of Idaho, bounded and described as follows:

A tract of land in the North Half of the Northeast Quarter of Section 30, Township 39 North, Range 5 West, Boise Meridian, Latah County, Idaho, more particularly described as follows:

Beginning at the Northeast Corner of Section 30, Township 39 North, Range 5 West, Boise Meridian; thence S 0°11'00" W along the East line of said Section 30, 50.00 feet; thence S 89°11'00" W along a line parallel to the North line of said Section 30, 825.00 feet to the TRUE POINT OF BEGINNING of this description; thence S 0°11'00" W 290.65 feet; thence S 89°11'00" W 165.00 feet; thence N 0°11'00" E 290.65 feet; thence N 89° 11' 00" E along a line parallel to the North line of said Section 30 165.00 feet to the TRUE POINT OF BEGINNING and the last point of this description.

Said tract of land contains 1.10 acres.

Said tract of land subject to a 25 foot wide utility easement along the South boundary.

Also included with this tract of land is a 1/6 ownership in a well located 21 feet East and 6 feet North of the Southwest corner of Lot No. 2 of the Don Sinclair estate.

WITNESS MY HAND this 26 day of February, 1979.

Donald Robert Sinclair
DONALD ROBERT SINCLAIR

Betty Mable Sinclair
BETTY MABLE SINCLAIR

STATE OF IDAHO)
)
County of Latah) ss.

On this 26 day of February, 1979, before me a Notary Public in and for the State of Idaho, personally appeared DONALD ROBERT SINCLAIR and BETTY MABLE SINCLAIR, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

James L. Westberg
Notary Public in and for the State of Idaho
residing at Moscow, Idaho.

