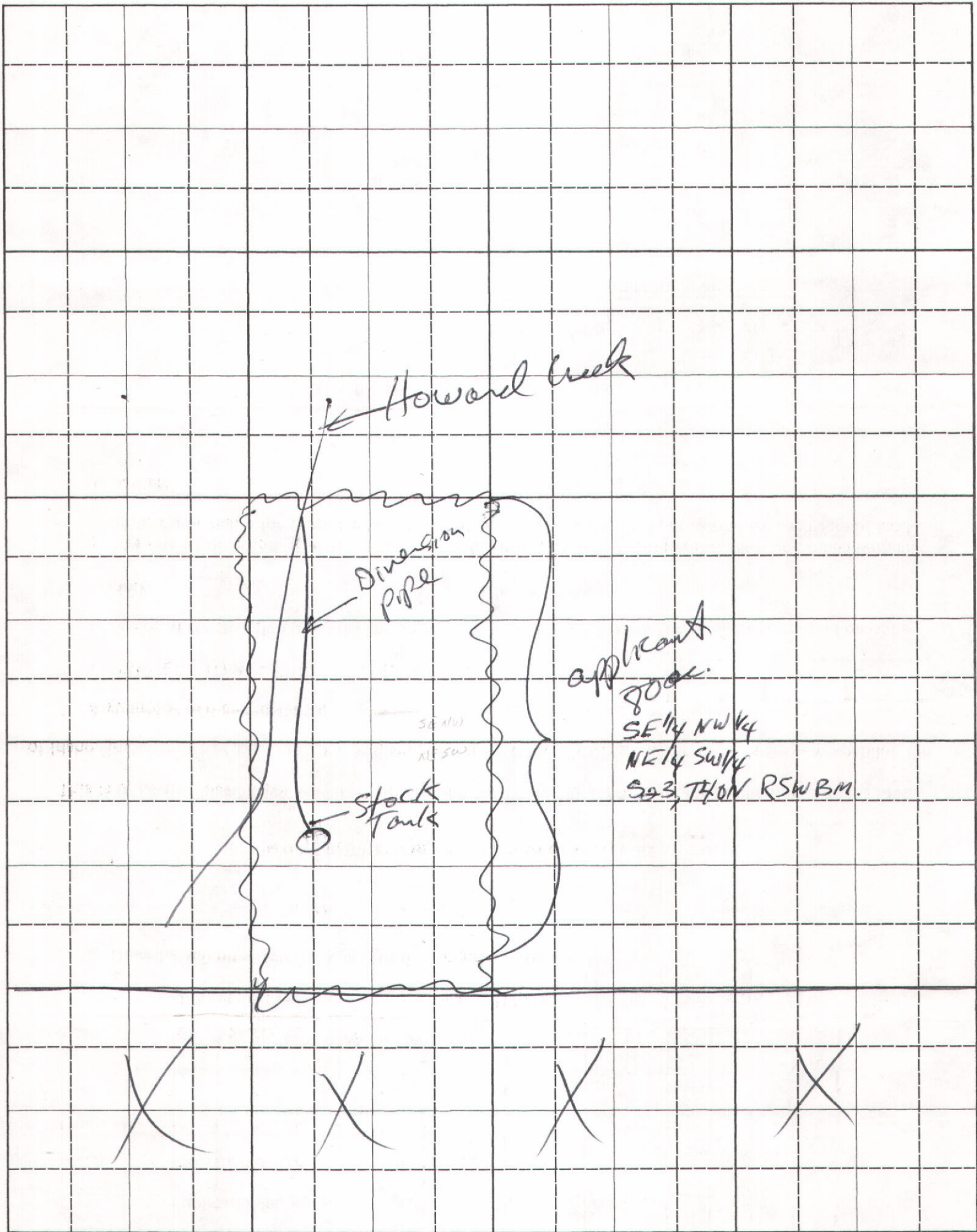


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Sec 23 Twp 40 R 5



Scale: 2 inches equal 1/4 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.

MICROFILMED

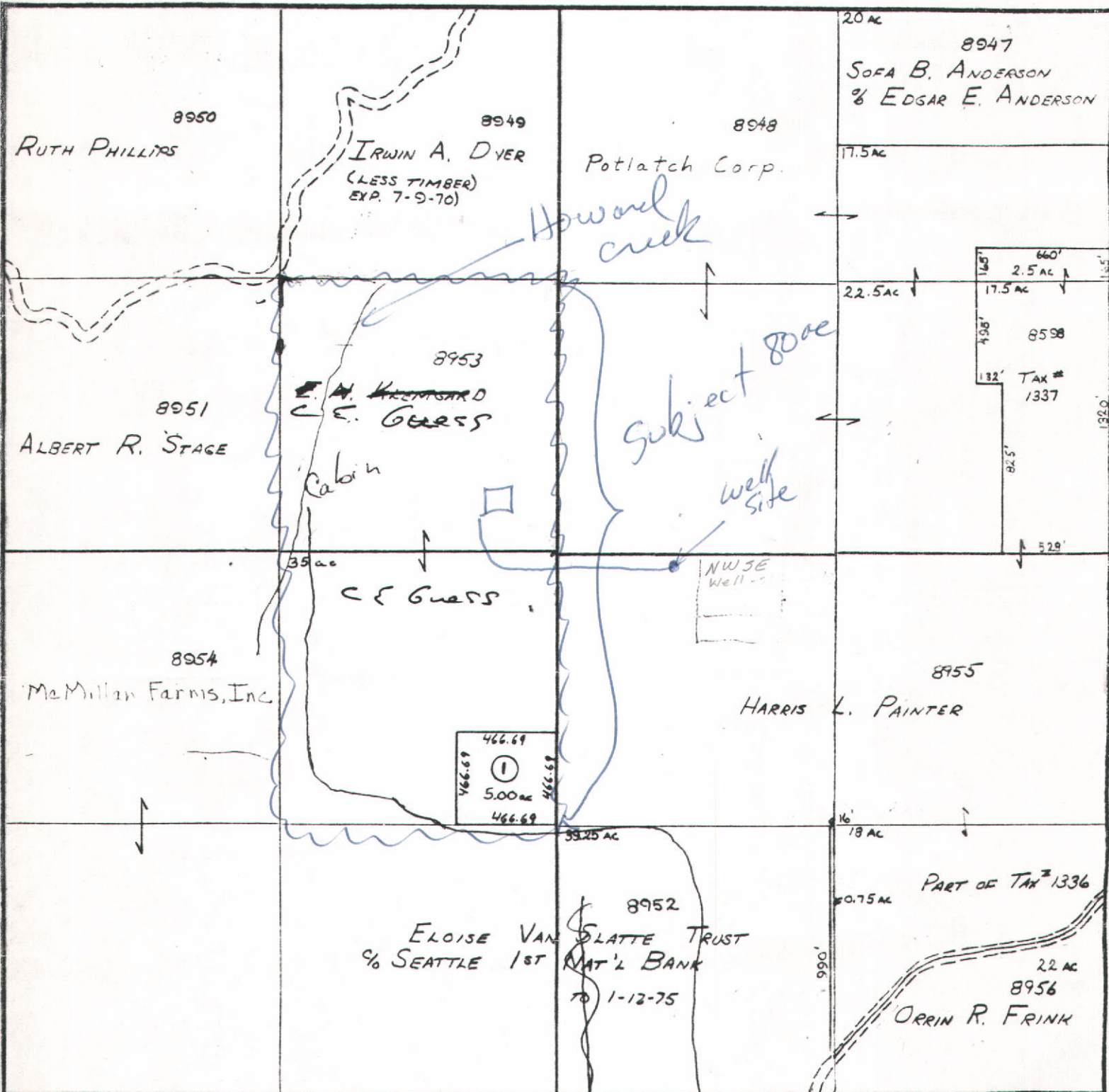
Charles Fren
(Applicant)

Tom - Hope this Section map will help - Dearle
to divert water into a large stock tank
from Howard creek. Frank Cane

Section 23 Township 40 N Range 5 W

SECTION PRINTERS, CALDWELL, IDAHO

N



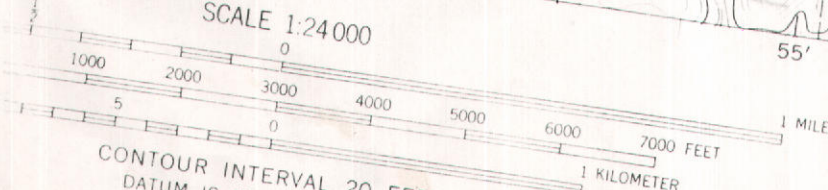
① CHARLES E. GUESS, 8953-1, TAX 3377, 5.0 ac S

MICROFILMED



(MOSCOW EAST)

SCALE 1:24000



CONTOUR INTERVAL 20 FEET
DATUM IS MEAN SEA LEVEL

MICROFILMED

JUL 10 1981

507000m.E

MOSCOW 5.3 MI

INTERIOR GEOLOGICAL SURVEY WASHINGTON
R 5 W R 4 W
MR 7195

P COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
OGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
NG TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



QUADRANGLE LOCATION

Heavy duty

ROAD CLASSIFICATION

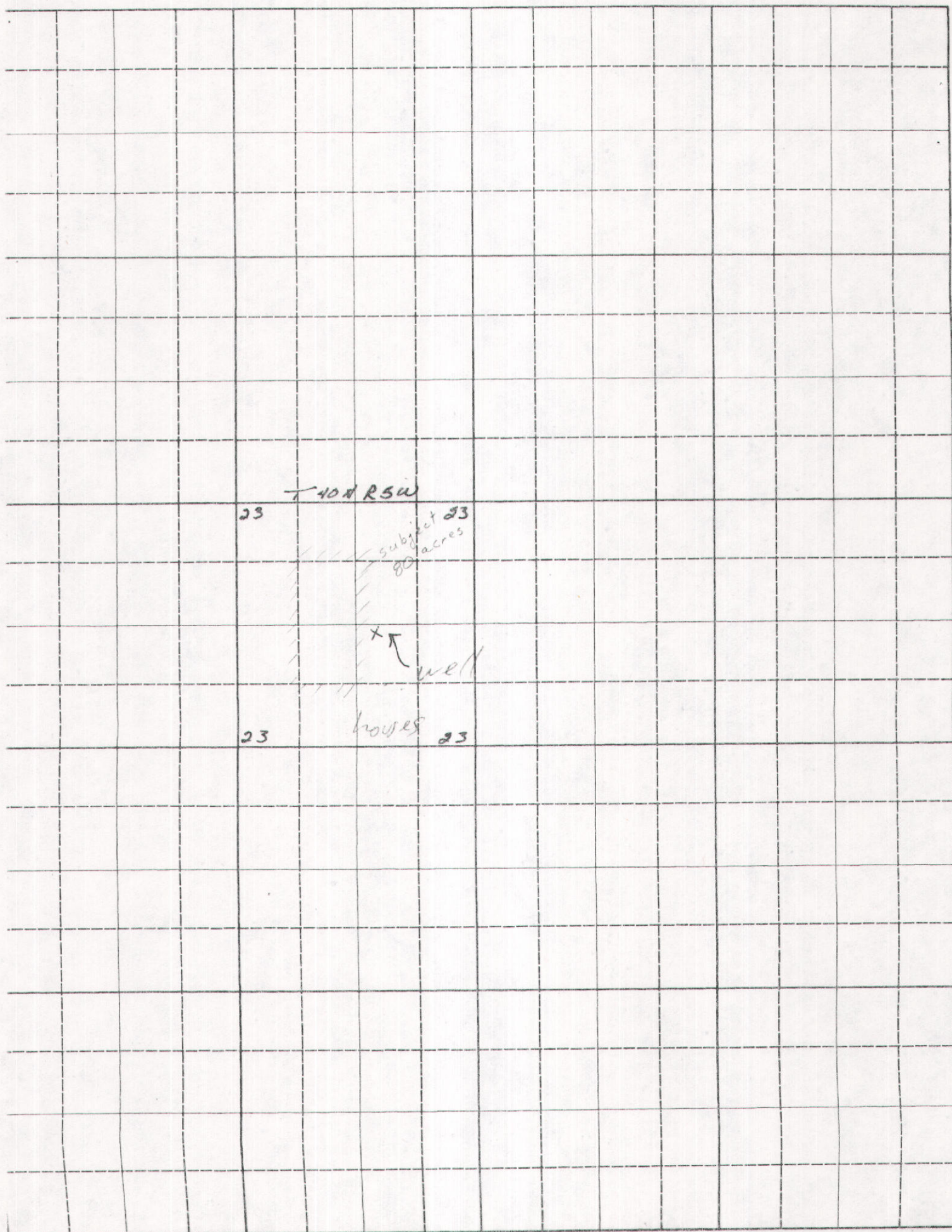
Unimproved dirt

U.S. Route

ROBINSON L
SW 4 POTLATCH

MICROFILMED

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



Scale: 2 inches equal 1 mile.

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.

x Charles Gress M.D.
(Applicant)

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 87-7087

Priority: February 14, 1983 Amount: .01 CFS .1 AFA

This is to certify, that CHARLES E. GUESS
2440 MOSCOW MOUNTAIN RD.
MOSCOW, ID 83843

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated February 14, 1983, and
has submitted proof to the Department of Water Resources on June 2, 1983, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .01 cfs of water from;

HOWARD CREEK tributary to GNAT CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater	04/01 to 09/01	.01 cfs	.1 afa

LOCATION OF POINT OF DIVERSION(S): SENW , Sec. 23, Township 40N, Range 5W
Latah County

PLACE OF USE: Stockwater

TWN RGE SEC

40N 5W 23 NESW

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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 26TH day
of JUNE, 1987.

MICROFILMED

Acting for the

Director

Norman C. Young

JUL 10 1987

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 Charles E. Guess Phone 208-882-0713
Post office address 2440 Moscow Mountain Road Moscow, Idaho
2. Source of water supply Howard Creek which is a tributary of None
3. Location of point of diversion SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 23 Township 80 N
Range 5 W B.M. Lafelco County, additional points of diversion if any: —

4. Water will be used for the following purposes:

Amount .01 cfs for diversion to stock tanks purposes from April 1 to Sept 1 (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. .01 cfs cubic feet per second and/or b. 0.5 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gravity flow of water from Howard creek via buried pvc pipe for distance of approximately 1500 feet into stock tank (500 gal)
b. Height of storage dam — feet, active reservoir capacity — acre-feet; total reservoir capacity — acre-feet, materials used in storage dam: —
Period of year when water will be diverted to storage — to — inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is — inches; proposed depth of well is — feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 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 SW $\frac{1}{4}$ of Section 23 Township 80 N
Range 5 W B.M.

(2) Amount of power to be generated: none horsepower under — feet of head.

(3) List number of each kind of livestock to be watered 10 elk, 6 white-tailed Deer
40 sheep, 12 horses, 32 cattle

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

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

MICROFILMED

MACROFILMED

10. Remarks

applicant to make this filing

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

b. Who owns the land to be irrigated or place of use

9. a. Who owns the property at the point of diversion

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

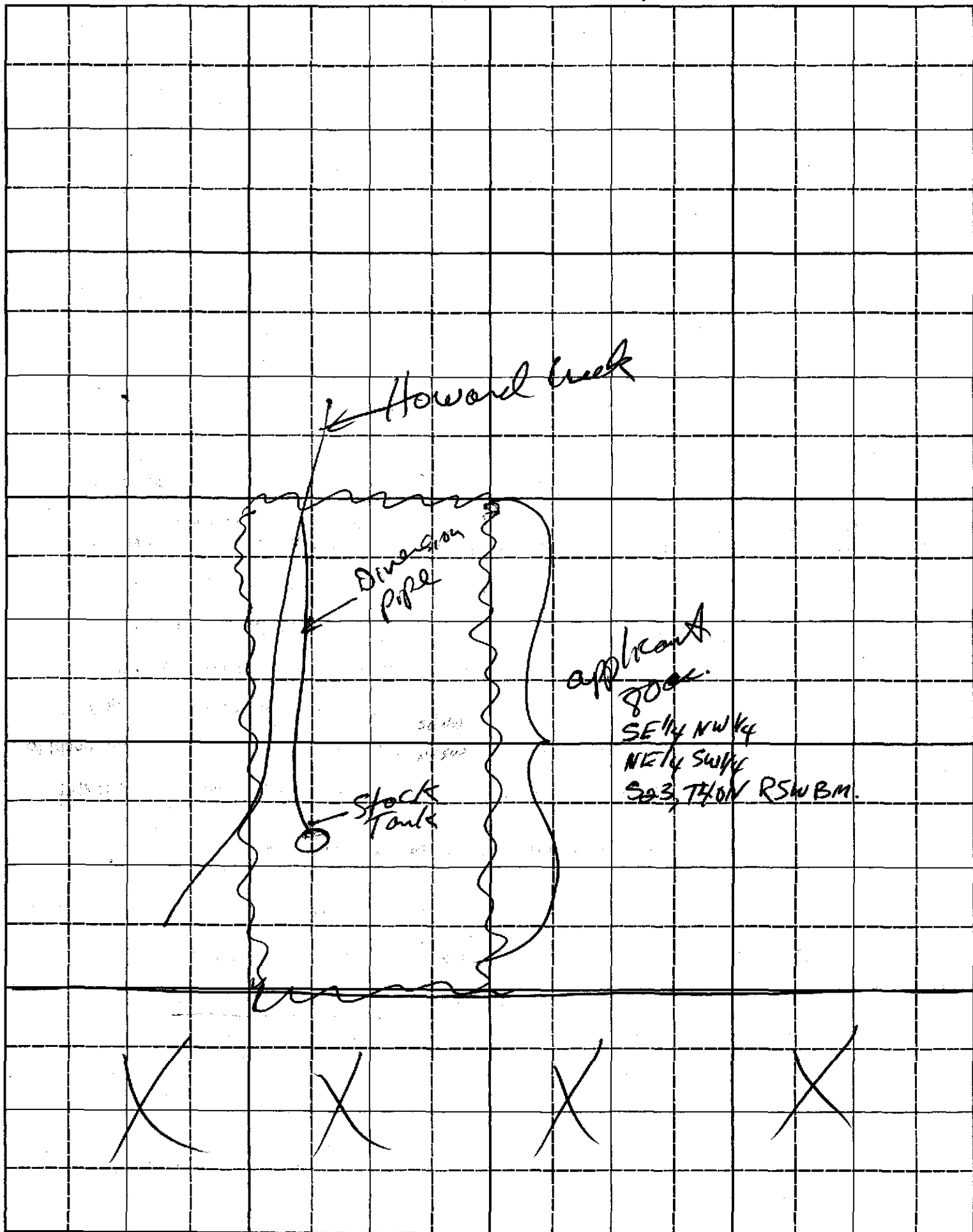
Total number of acres to be irrigated

[illegible]

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

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

See 23 Twp 40 R 5



Scale: 2 inches equal 1/4 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.

MICROFILMED

Charles F. Fren
(Applicant)

RECEIVED

J. Allen Saylor
Chief, Operations Bureau

Witness my hand this 21st day of April, 1983.

d. Other:

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.

fore May 1, 19 84.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 87-7087, and said application is hereby APPROVED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Recommended for approval denial by pat Date 3/17/83
Hearing held by _____
Copies of protests forwarded by _____
Protests filed by: max
Publication approved pat Date 4/8/83
Publication dates 3/17 + 2/83
Published in Idaho Observer
Publication prepared by pat Date 3/10/83
Received by pat Date 3/3/83 (24948)
Preliminary check by pat Fee \$ 30.00
Received by pat Date 2/14/83 Time 12:25 PM
3-3-83 2/22/83 12:50 PM 1:00 PM

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Ray Rosch

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

That he is the printer of The DAILY IDAHOIAN, 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: *March 17, 24, 1983*

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

Ray Rosch

Subscribed and sworn to before
me this *30th* day of *March*

19 *83*
Carol Fleener

Notary Public,
residing at Moscow, Idaho

In: NWNW NENW Sec 09 T 41N R 03W
87-7889

OWNBEY, BILLY
RT. 1 BOX 96, PRINCETON, ID 83857
Source: HATTER CREEK trib. to
PALOUSE RIVER

Date Filed: 03/04/1983

Diversion Pt. SENW Sec 22 T 41N R 04W

Use: IRRIGATION (0.20 CFS)

In: NWNW SWNW NENW Sec 22 T 41N R
04W FOR 10 ACRES

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
4955 Gov't Way, Coeur d'Alene, Id. 83814
on or before APRIL 4, 1983.

KEN DUNN, Dir.

Mar. 17, 24, 1983

Use: DOMESTIC (0.08 CFS)

In: NESW Sec 23 T 40N R 05W

87-7887

GUESS, CHARLES E.

2440 MOSCOW MTN. RD., MOSCOW, ID

Source: HOWARD CREEK trib. to SINKS

Date Filed: 02/14/1983

Diversion Pt. SENW Sec 23 T 40N R 05W

Use: STOCKWATER (0.01 CFS)

In: NESW Sec 23 T 40N R 05W

87-7888

HOODOO WATER AND SEWER DIST.

P.O. BOX 7, HARVARD, ID 83834

Source: GROUNDWATER

Date Filed: 03/07/1983

Diversion Pt. SWSE Sec 09 T 41N R 03W

Use: COMMERCIAL (0.10 CFS);

DOMESTIC (0.20 CFS)

PUBLIC NOTICES

NOTICE OF APPLICATION
FOR WATER RIGHTS

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

87-7886

GUESS, CHARLES E.

2440 MOSCOW MTN. RD., MOSCOW, ID

83843

Source: GROUNDWATER

Date Filed: 02/22/1983

Diversion Pt. NWSE Sec 23 T 40N 40N R

05W

RECEIVED

APR 4 1983

Department of Water Resources
Northern District Office

MICROFILMED

July 6, 1987

CHARLES E. GUESS
2440 MOSCOW MOUNTAIN RD.
MOSCOW, ID 83843

RE: Permit No. 87-7087

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

MICROFILMED
JUL 10 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

L

87-7087

Permit No.

1. **Measurement Calculations**

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Exam EST CAP @ 0.01 cfs

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}} \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}} \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}} \end{aligned}$$

- c) Volume Calculations for Other Uses:

Stock - $\frac{153 \text{ days}}{126 \text{ GAL/DAY}}$

18 EIK @ 6/EA = 108 GAL
12 DEER @ 1 1/2 EA = 18
126 GPD

$$153 \times 126 = \frac{19278}{325,850} = 0.06 \text{ AFA OR } 0.1 \text{ AF}$$

2. **Overlap Review**

- a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

MICROFILMED

JUL 10 1987

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
87-7087	2-14-83	0.01	2-14-83	6-2-83	0.01

4. Permit Holder:

CHARLES E. GUESS

Address: 2440 MOSCOW MOUNTAIN RD, - MOSCOW, ID, 83843

5. Source: Howard Creek tributary to Gnat Creek

6. Beneficial Use

Period of Use
From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

Stock

1-b 1-h

10'0

10

Allowable Maximums:

10'0

10

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

JUL 10 1967

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by

From Houston

OK 6.5. 6/15/87

Date _____

Date _____

Date _____

18-02-5

RECEIVED

State of Idaho

SEP 4 1984

**DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT**

Department of Water Resources

87-7087

Permit No.

CONTACT WITH PERMIT HOLDER

☐ Appointment letter mailed:

DATE _____

INITIALS

REMARKS

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 6/8/84 Accompanied by Charles Guess Total Q measured 0.02

Source Howard Creek Tributary to Goat Creek Supp. annubar measurement sheet used?

If source is surface water, estimate total flow of source 27 cfs

Methods of measurement Estimate Meets permit requirements? Yes

Measurement calculations:

[illegible]

System Description plastic lined, rocked diversion with 2" black plastic pipe. Water is gravity fed to small storage pond (50.1 AF) and into stock tank.

**Code with map on reverse side. Disregard code if only one.*

RECOMMENDED AMOUNTS

USE

Stock

Irrigation requirement = _____ AFA/Acre

Q (cfs)

0.01

V (afa)

FROM

TO

Total

0.01

Remarks 18 head elk

12 head deer

varying amount of sheep, horses, cattle

MICROFILMED

~~JUL 10 1981~~

MAP (Attach Aerial Photo)

EX

MS

D6

G

NOH L

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SE NW sec 23 T40N R5W

Place(s) of Use

[illegible]

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

1961 0 1 708

Examiner's Signature

Checked by

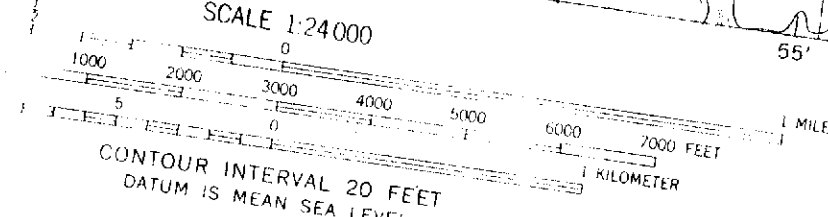
Date _____

Date _____

Approved by _____



(MOSCOW EAST)
SCALE 1:24000



CONTOUR INTERVAL 20 FEET
DATUM IS MEAN SEA LEVEL

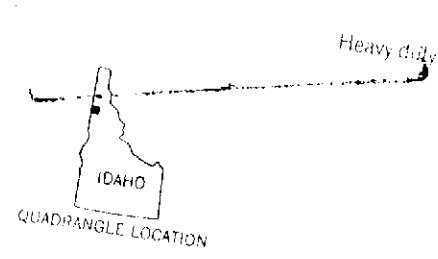
MICROFILMED

JUL 10 1981

MOSCOW 5.3 MI

INTERIOR GEOLOGICAL SURVEY, WASHINGTON
R 5 W R 4 W

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR GEOLOGICAL SURVEY, DENVER 25, COLORADO OR WASHINGTON 25, D. C.
FOR MORE TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



ROAD CLASSIFICATION
Heavy duty
Light
Unimproved dirt
U S Route

ROBINSON L
SW 4 POTENTIAL

FROM

Peter Link

TO

87-7087

SUBJECT

INTER-DEPARTMENT MEMO — 1

DATE *10-16-1983*

MICROFILMED

JUL 10 1981

Per telephone conversation with Lou King, an acknowledgment letter has been sent for this. The letter, however, had the wrong number on it. The copy sent to Boise has been misplaced. The field exam has been completed.

[Signature]
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 6, 1983

CHARLES GUESS
2440 MOSCOW MOUNTAIN RD.
MOSCOW ID 83843

RE: Permit No. 87-7087

Dear Permit Holder:

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

Before a 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 at 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

RECEIVED
JUL 10 1987

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 87-7087.

Name(s) of Permit Holder: Charles Green

Post Office Address: 2440 Moscow Mountain Rd.
Moscow Idaho 83843 Tel. No. 882-0713

Source of Water: Diversions from Howard Creek

Extent of Use:

☐ Domestic	<u>1 Dean</u>	(number of households)
☒ Stockwater	<u>22 Elk</u>	(number and type of stock)
☐ Irrigation	<u>4 Horses</u>	(acres)
☐ Other		

pl

Measuring Method Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No
Access for Measurement? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

5-30-87
Date

Charles Green
Signature of Permit Holder



RECEIVED
JUN 2 1983

~~MINN~~ IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

GUESS, CHARLES E.
2440 MOSCOW MTN. RD.
MOSCOW, ID 83843

MAY 10, 1983

RE: PERMIT NO. 87-7087

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.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

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: JK

APPLICATION NUMBER: 87-7087

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: 4/4/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/4/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
4/14/83 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: RJA Date: 4/11/83

STATE OFFICE REVIEW:

John receipt

MICROFILMED SLW/LTB

☐ See sheet for more information.

By: [Signature] Date: 4/18/83

RECEIVED

APR 15 1983

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

Deliberately blank space

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						

GUESS, CHARLES E.

2440 MOSCOW MTN. RD., MOSCOM, ID 83843

Source: HOWARD CREEK trib. to SINKS

Date Filed: 02/14/1983

Diversion Pt: SENW Sec 23 T 40N R 05W

Use: STOCKWATER (0.01 CFS)

In: NESW Sec 23 T 40N R 05W

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor
A. Kenneth Dunn
~~Executive Director~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 25, 1983

RECEIVED

MAR 3 1983

Dr. Charles E. Guess
2440 Moscow Mt. Rd.
Moscow, Id. 83843

Department of Water Resources
Northern District Office

Dear Dr. Guess:

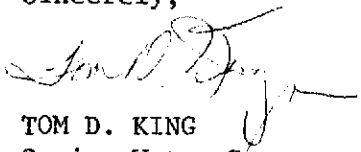
There still appears to be some inconsistencies in the applications you have filed and the claim should not be filed, if you file the groundwater application.

From the map on the application for stock water from Howard Creek, it appears that the point of diversion (PD) is within the SENW, Sec. 23 and the place of use (PU) is within the NESW, Sec. 23. I have changed Item No. 8a1 to reflect this. I have been unable to determine the location of the homes on the ground water application, since they could be in either the SENW, NESW or both. Please show and label the homes on the section map and I will be please to complete Item Nos. 8a1 and 11 for you.

I am returning your claim for your records, if you wish to keep it, your applications with the \$60.00 check (98-615) and section map to allow you to check my changes and add the necessary information.

If you need any assistance, please contact me at this office.

Sincerely,


TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim
2 Applications
Check

MICROFILMED

Mr. King,
I was not quite sure
of what you were asking
for, so I placed the homes
on the map that I thought
was right.

Please try to process these
applications as soon as
possible.

Thank you,
Michael D. Fries



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 25, 1983

Mr. Charles E. Guess
2440 Moscow Mt. Rd.
Moscow, Id. 83843

Dear Dr. Guess:

There still appears to be some inconsistencies in the applications you have filed and the claim should not be filed, if you file the groundwater application.

From the map on the application for stock water from Howard Creek, it appears that the point of diversion (PD) is within the SENW, Sec. 23 and the place of use (PU) is within the NESW, Sec. 23. I have changed Item No. 8a1 to reflect this. I have been unable to determine the location of the homes on the ground water application, since they could be in either the SENW, NESW or both. Please show and label the homes on the section map and I will be please to complete Item Nos* 8a1 and 11 for you.

I am returning your claim for your records, if you wish to keep it, your applications with the \$60.00 check (98-615) and section map to allow you to check my changes and add the necessary information.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Claim
2 Applications

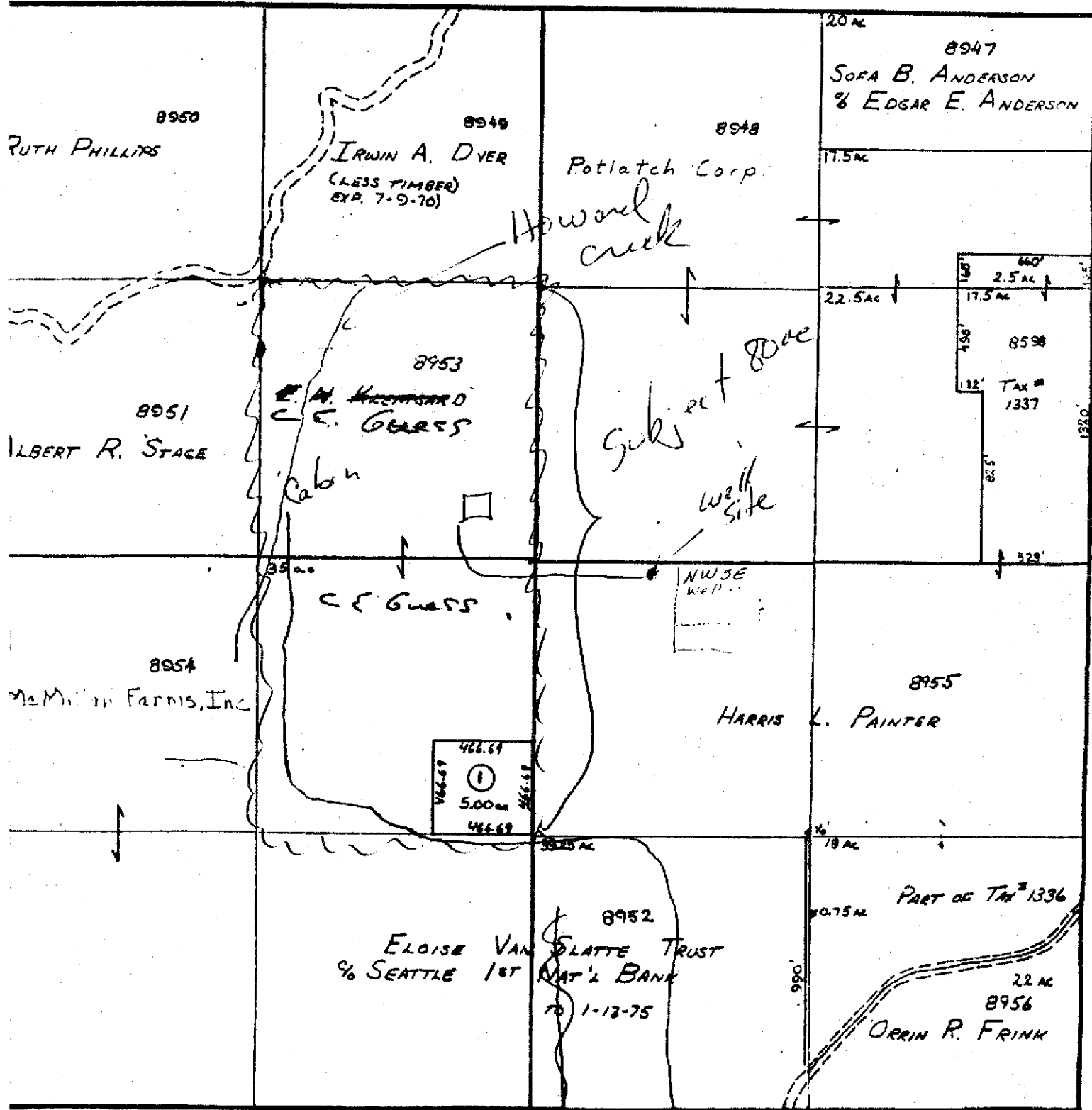
MICROFILMED

Tom - Hope this section map will help - Don't
to find water in large stock tank
from Howard creek. Frank Conner

Section 23 Township 40 N Range 5 W

8 1/2 INCHES, CALIFORNIA, 1940

N



CHARLES E. GUESS, 8953-1, TAX 3377, 5.0 ac

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Charles E. Guess Phone 208-882-0713

Post office address 2440 Moscow Mtn. Road, Moscow, Id. 83843

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is N $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 40N

Range 5W B.M. _____ County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for Domestic purposes from 1-1 to 12-31 (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, with 3HP submersible pump & pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 6 inches; proposed depth of well is 400 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

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

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.

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

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion App.

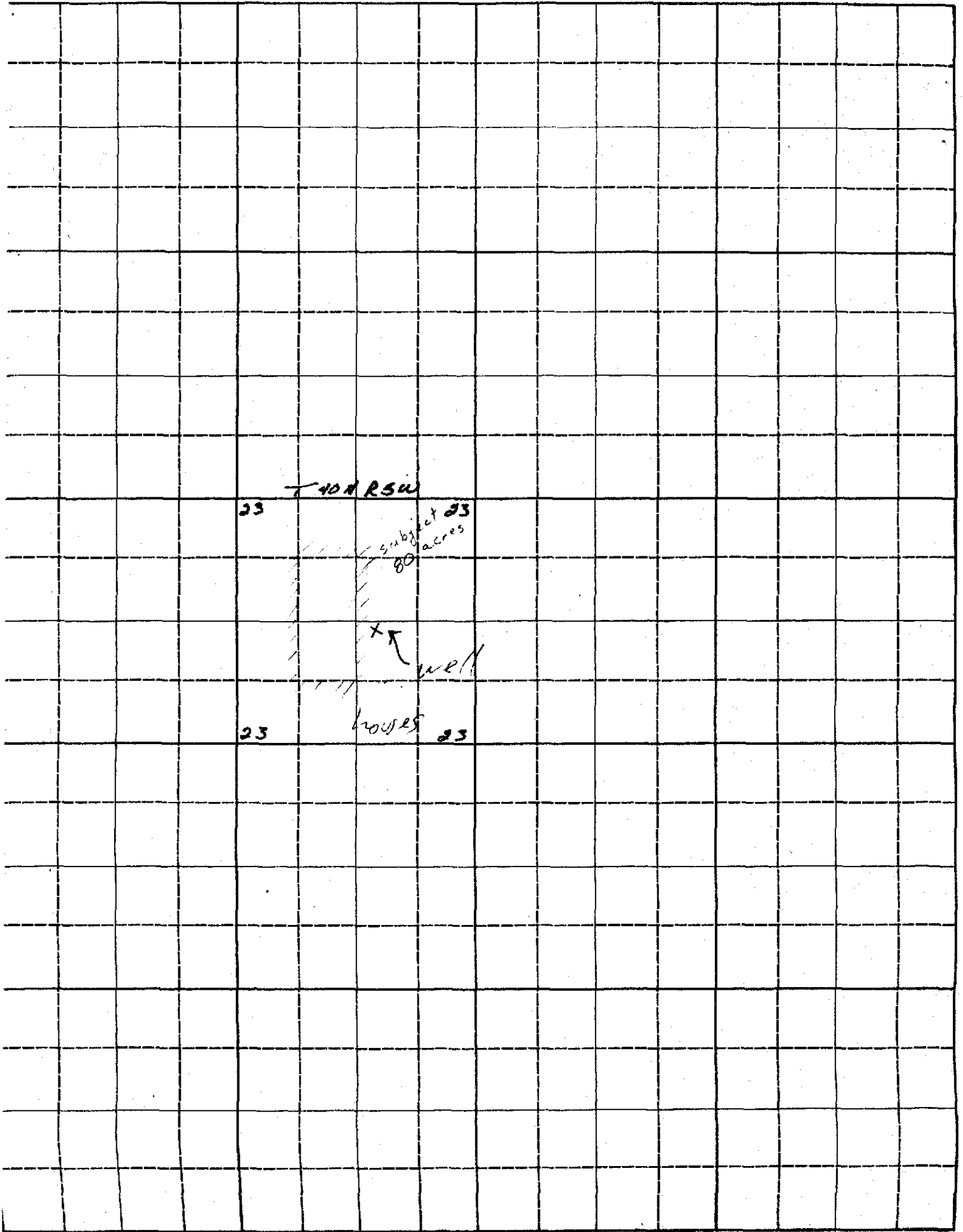
b. Who owns the land to be irrigated or place of use App.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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



Scale: 2 inches equal 1 mile.

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.

Charles Guesada
(cont)

Received by RNA Date 2/22/83 Time 12:50 PM
Preliminary check by _____ Fee \$ _____
Receipted by _____ Date _____
Publication prepared by _____ Date _____
Published in _____
Publication dates _____
Publication approved _____ Date _____
Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. C. Stephens, Assistant
XXXXXX

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 15, 1983

Mr. Charles E. Guess
2440 Moscow Mtn. Road
Moscow, Id. 83843

Dear Mr. Guess:

I regret to inform you that there are still a few discrepancies on your filings, so I am returning your Claim to a Water Right, your Application for Permit and your Check No. 98-615 in the amount of \$60.00. The filing of a claim on two single family domestic units with a 1979 priority date is at best shaky and can only be done if the well was originally intended to supply only one home. In view of this, I would advise that you instead file the enclosed Application for Permit which I have taken the liberty of preparing. If the map on this application is correct, please complete it in ink and sign the application.

I have taken the liberty of completing the legal description in Item No. 8a1 on your original application. Please check this item for accuracy and return the applications and fee to this Department.

If you need any assistance, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Applications (2)
Claim
Check

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~C. Stephen Allen~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

February 9, 1983

Mr. Charles E. Guess
2440 Moscow Mountain Rd.
Moscow, Id. 83843

Dear Mr. Guess:

I regret to inform you that this Department cannot accept an Application for Permit norea Claim to a Water Right without the appropriate fee, so I am returning your Application and Claim. The filing fee for an appropriation of 0.01 cfs &/or 0.5 A/F is \$30.00. The filing fee for a Claim to a Water Right is also \$30.00.

You mentioned storage in Item No. 8b of the application, so I have taken the liberty of indicating this in Item Nos. 4 and 5a. You also mention a dam of 10 feet in height. You must complete the enclosed Small Dam Application and return it to this office with the appropriate fee before your Application for Permit can be approved.

On the claim, I have taken the liberty of changing Item No. 3 to indicate year-around use. Since the claim is a notarized document, please initial the changes I have made.

Before you resubmit the application and claim, please clarify the maps. This can be done by listing what scale you used and by labeling the section corners.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Application
Claim
Small Dam Application

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant CHARLES E. GUESS Phone 208-882-0713
Post office address 2440 MOSLOW MOUNTAIN ROAD
2. Source of water supply Howard Creek which is a tributary of None
3. Location of point of diversion is SE ~~NE~~ $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 23 Township 40N
Range 5W B.M. Latah County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .01 cfs for D. diversion to storage purposes from April 1 to Sept 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.5 AF for Storage for Stock 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. .01 cfs cubic feet per second and/or b. 0.5 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gravity flow of water from Howard creek via buried PVC pipe for distance of approximately 1500 feet into Stock pond.
b. Height of storage dam 10 feet, active reservoir capacity .5 acre-feet; total reservoir capacity .5 acre-feet, materials used in storage dam: Southern dam
Period of year when water will be diverted to storage April 1 to Sept 1 inclusive.
(Month/Day) (Month/Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

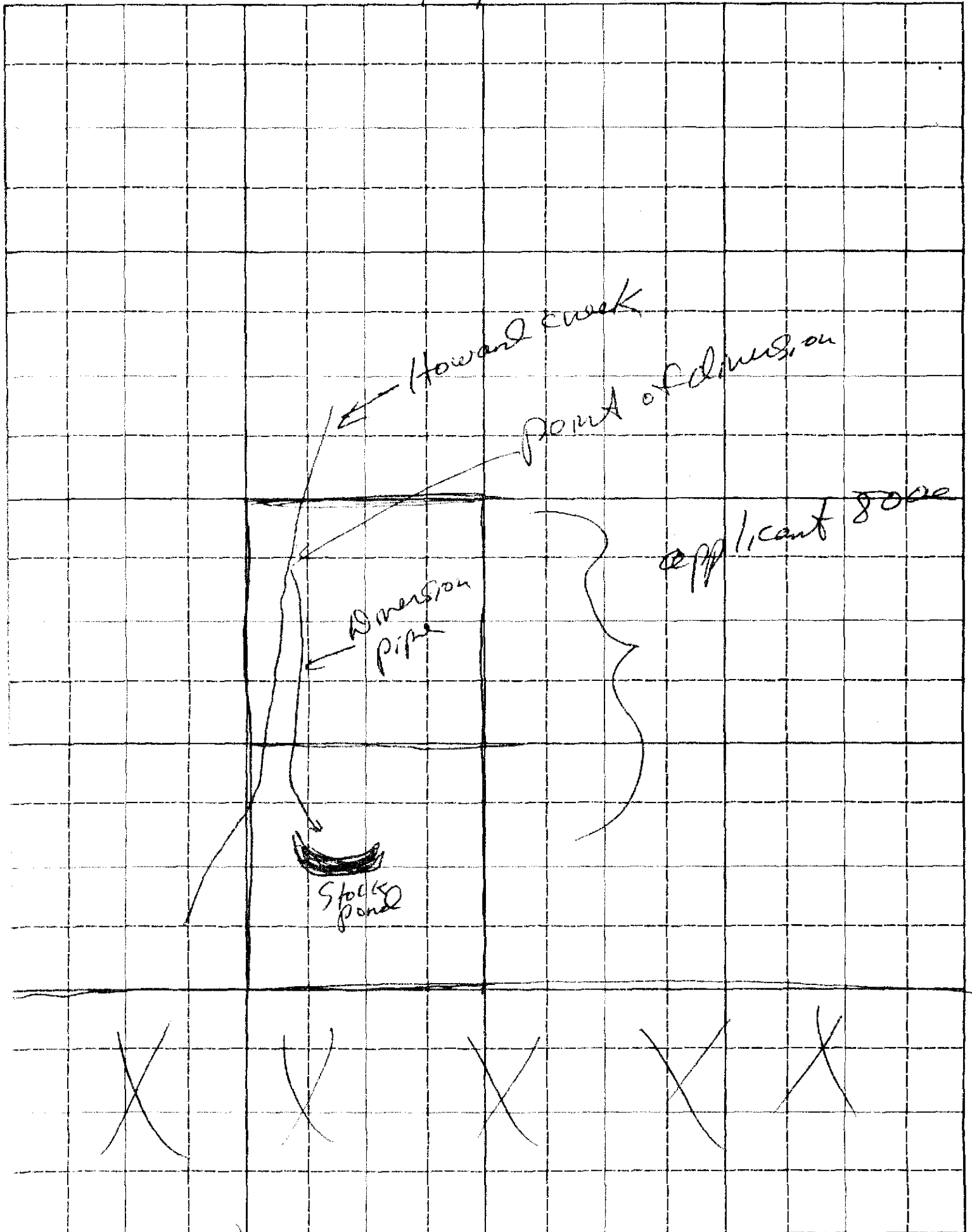
8. Description of proposed uses:

a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 40N
Range 5W B.M.
(2) Amount of power to be generated: None horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered 10 Elk, 6 white tail deer, 20 Sheep
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: new Stock pond, fire prevention

MICROFILMED

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

Sec 23 Twp 40 R 5



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.

Chad Green

(Applicant)

MICROFILMED

Received by me Date 2/2/68 Time 1:00 PM 110 Pae

Preliminary check by _____ Fee \$ _____

Receipted by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19 ____.
- 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:

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(8) Remarks

Section 23 Twp 40 N Range 5

Households

Well

Diversion Site

Pipe Line

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of _____) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

X
(Claimant)

Sworn to before me this _____ day of _____, 19____.

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____ Date 10/20/00 Exception filed by: _____ Forwarded to _____ Date
Preliminary check by _____ Date _____ claimant by: _____
\$30.00 received by _____ Date _____
Published _____

RECORDED AT THE REQUEST OF:

RECORDED AT THE REQUEST OF:

JAMES S. BLACK, JR.
Attorney at Law
LUKINS & ANNIS, P.S.
1600 Washington Trust Financial Center
Spokane, Washington 99204
Telephone: (509) 455-9555

QUIT CLAIM DEED

The Grantor, the ELOISE VAN SLATTE TRUST, by Seattle First National Bank and William Wright, as Co-Trustees, for and in consideration of One Dollar (\$1.00) and other valuable consideration, conveys and quit claims to CHARLES E. GUESS the following described real estate, situated in the County of Latah, State of Idaho, together with all after-acquired title of the Grantor therein:

A domestic well located approximately 660 feet East of the Northwest corner of the Southwest Quarter of the Southeast Quarter of Section 23, Township 40 North, Range 5 West, B.M.

DATED this 2nd day of ~~October~~ November, 1982.

ELOISE VAN SLATTE TRUST

By: SEATTLE FIRST NATIONAL BANK,
Co-Trustee
By: Eddie Cassens - Vice President
Name: John E. Sharp
Title: AVP, Farm Manager

BY: William Wright
WILLIAM WRIGHT, Co-Trustee

STATE OF WASHINGTON)
 : ss
County of Spokane)

On this day personally appeared before me WILLIAM WRIGHT and
Eddie Cassens & John E. Sharp, the Vice President & Avp. Farm Manager SEATTLE FIRST
NATIONAL BANK, to me known to be the Co-Trustees of the ELOISE VAN
SLATTE TRUST, which executed the within and foregoing instrument,
and acknowledged to me that said instrument was the free and voluntary
act and deed of said trust, for the uses and purposes therein mentioned,
and on oath stated that they were authorized to execute said instrument.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 2nd day of ~~October~~^{November}, 1982.

MICROFILMED

Lois D Cook
Notary Public in and for the State
of Washington, residing at Spokane