

PROOF OF PUBLICATION

County of Shoshone,)

STATE OF IDAHO)

NOTICE OF APPLICATION FOR WATER RIGHT

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

94-7255

Name: ARTHUR, WILLIAM A.

Address: P.O. BOX 222, MULLAN, ID 83846.

Source: O BRIAN GULCH trib. to COEUR D' ALENE RIVER

Date Filed: May 23, 1983

Diversion Point: NWNW Sec. 32 T 48N R 06E

Use: IRRIGATION (0.06 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.04 CFS).

In: SWNW Sec 32 T 48N R 06E FOR 2 ACRES

94-7257

Name: HOFFMAN, MERLIN M.

Address: STAR RT., BOX 79, PINEHURST, ID 83850

Source: ROSS GULCH trib. to PINE CREEK, WEST FORK

Date Filed: June 13, 1983

Diversion Point: SWNE SENW Sec. 30 T 48N R 02E

Use: IRRIGATION (0.20 CFS)

In: SWNE SENW Sec 30 T 48N R 02E FOR 14 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID, 83814 on or before JULY 11, 1983.

KEN DUNN
Director

6/22/29/'83

YRedL

s/Gary A. Corbeill, being first duly sworn deposes and says:

THE KELLOGG EVENING NEWS, a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the _____

WATER RIGHT APPLICATION
ARTHUR - HOFFMAN

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the

first publication thereof being in its issue dated 6-22-83

and the last publication thereof being in the issue dated 6-29-83

Subscribed and sworn to before me this 30th day of June, 1983

RECEIVED

Notary Public

JUL 15 1983

Department of Water Resources

Northern District Office

IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

21
KELLOGG

53 17'30"

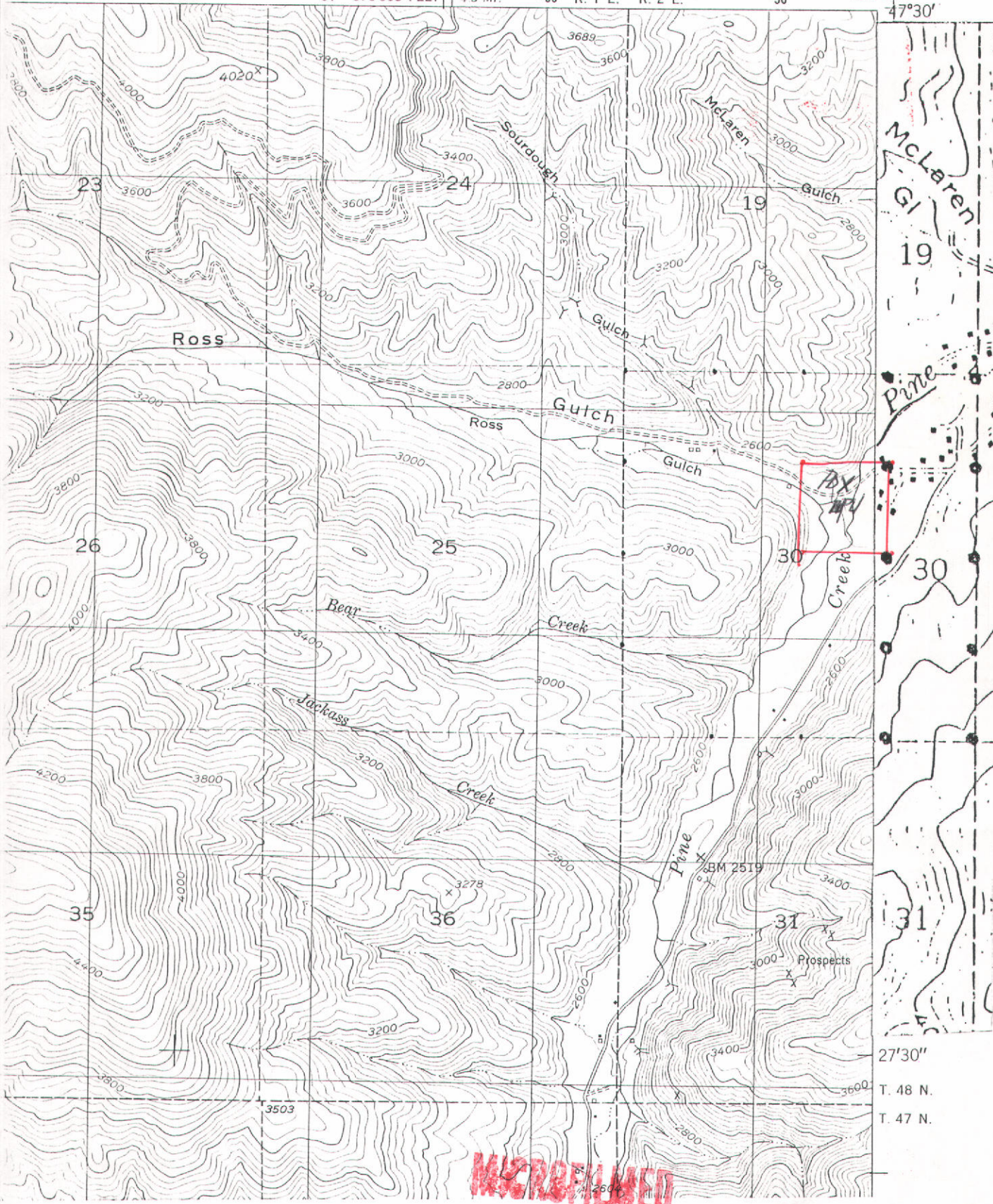
54 370 000 FEET

KINGSTON
4.5 MI.

55 R. 1 E. R. 2 E.

116°15'

47°30'



MICROFILMED

VERDELL HOPPER
PINE HURST, ID

JAN 17 1991

P/U: T 48 N, R 2E, Permit# 94-07257

of water supply Bear Gulch Creek which is a tributary of Black Pine Creek

Sec 30, SWNE, SENE, Map # 25

in of point of diversion is 541 % of NE % of Section 30 Township 48N

County, additional points of diversion if any: _____, Quad# G-9

2E B.M. Shoshone

County, additional points of diversion if any: _____

NW1, Sec 30, T48N, R2E

will be used for the following purposes:

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

P H O T O G R A P H S



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JAN 17 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07257

Priority: June 13, 1983

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.02 CFS
1.5 AF

This is to certify, that VERDELL M. HOPPER
PATRICIA ANN HOPPER

P.O. BOX 903

PINEHURST, ID 838500000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 13, 1983; and has submitted Proof of Beneficial Use on August 1, 1988. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

ROSS GULCH CREEK

tributary to PINE CREEK, WEST FORK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 30, Township 48N, Range 02E
SHOSHONE 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>
48N	02E	30	SWNE	0.5		0.5

Total number of acres irrigated: 0.5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

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JAN 17 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07257

CONDITIONS/REMARKS:

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 21st
day of December, 1990.

R. Keith Higginson
Acting for R. Keith Higginson, Director

MICROFILMED

JAN 17 1991

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 94-7257 IN THE

NAME OF VERDELL AND PATRICIA HOPPER

)
) ORDER OF REINSTATEMENT
)
)

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

WHEREAS, Sec. 42-218a, Idaho Code provides that the Department notify a permit holder sixty days prior to the proof due date; and,

WHEREAS, the Department sent notice to the permit holders by certified mail that proof was due with instructions as to the steps to be taken to make said proof; and,

WHEREAS, the proof of beneficial use form and fee were timely received on August 1, 1988 by Northern Region of the Department of Water Resources; and,

WHEREAS, on August 15, 1988, the department sent the notice of lapsing for failure of the permit holders to submit proof of beneficial use; and,

WHEREAS, Sec. 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting a timely proof of beneficial use;

RECEIVED

OCT 14 1988

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 94-7257 be REINSTATED
with no advance in priority.

Dated this 15th day of September, 1988.

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

OCT 14 1988

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Permit	94-7257	Hoffman, Merlin M.	.20
Full Assignment	94-7257	Hopper, Verdell M. Patricia Ann	.20

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State of Idaho
Department of Water Resources

RECEIVED
JUN 4 1986

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Mary J. Hoffman, hereby assign to Verdell M. and Patricia Ann Hopper
of P.O. Box 903, Pinehurst, ID 83850
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 94-7257
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

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

Made this 16th day of May, 1986.

(DECEASED MARCH 26, 1985)
Permit Holder

Mary J. Hoffman
Spouse of Permit Holder

State of Idaho)
County of SNOSHONE) ss.

On this 16th day of May, 1986, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

[Signature]
Notary Public residing at
Wallace, Idaho

My commission expires:

perpetual

RECORDED

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 Mertin M. Hoffmann Phone 682-2177
Post office address Box 79 Star Rt Pinehurst Id 83850
2. Source of water supply Ross Gulch Creek which is a tributary of W. Fork Pine Creek
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 30 Township 48N
Range 2E B.M. Shoshone County, additional points of diversion if any: SE NW, Sec 30, T48N, R2E
4. Water will be used for the following purposes:
Amount 0.20 for Irrigation purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.20 cubic feet per second and/or b. _____ acre-feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Portable 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 _____ inches; proposed depth of well is _____ feet.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ horsepower under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

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[illegible]

9. a. Who owns the property at the point of diversion
b. Who owns the land to be irrigated or place of use
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

~~CONFIDENTIAL~~

P.P.
[x] P14

Sec 20
T 48N R 2E

Sec 30
T48N R2E

scale

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.

Merlin M. H. Prude
(Applicant)

MICROFILMED

6/13/1983 Proposed Priority

Received by JK Date 6-13-83 Time 3:30 PM
Preliminary check by JK Fee \$ 30%
Received by JK Date (07616) 6-13-83
Publication prepared by JK Date 6/13/83
Published in Kellogg Evening News
Publication dates 6/22 - 6/29/83
Publication approved JK Date 7/27/83
Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____
Recommended for approval by JK Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7257, and said application is hereby APPROVED.
1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 12 th day of August, 1983.

A. Allen Gayton
Chief, Operations Bureau

PROOF OF PUBLICATION

County of Shoshone,)

STATE OF IDAHO)

NOTICE OF APPLICATION FOR WATER RIGHT

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

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ID 83846.

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COEUR D' ALENE RIVER

Date Filed: May 23, 1983

Diversion Point: NWNW Sec. 32 T
48N R 06E

Use: IRRIGATION (0.06 CFS);
STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS).
In: SWNW Sec 32 T 48N R 06E FOR 2
ACRES

94-7257

Name: HOFFMAN, MERLIN M.
Address: STAR RT., BOX 79,
PINEHURST, ID 83850

Source: ROSS GULCH trib. to PINE
CREEK, WEST FORK

Date Filed: June 13, 1983

Diversion Point: SWNE SENW Sec.
30 T 48N R 02E

Use: IRRIGATION (0.20 CFS)

In: SWNE SENW Sec 30 T 48N R 02E
FOR 14 ACRES

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Department
of Water Resources, 4055 Gov't Way,
Coeur d'Alene, ID, 83814 on or before
JULY 11, 1983.

KEN DUNN
Director

6/22/29/'83

YRedL

s/Gary A. Corbeill, being first duly sworn deposes and says:
THE KELLOGG EVENING NEWS, a daily newspaper of general
circulation in said county, published in the City of Kellogg, in the
County of Shoshone and the State of Idaho, and which has been
published continuously in said county for a period of 78 weeks
immediately prior to the publication of the notice hereinafter
described, and that the _____

WATER RIGHT APPLICATION
ARTHUR - HOFFMAN

of which the annexed is a true copy, was published in each regular
weekly/daily issue of said newspaper, and not in a supplement
thereto, for a period of 2 consecutive weeks/days, the
first publication thereof being in its issue dated 6-22-83

and the last publication thereof being in the issue dated
6-29-83

Subscribed and sworn to before me this 30th day of

June, 1983

Wendell R. Brainerd
Notary Public

38/2
228
Department of Water Resources
Northern District Office

December 24, 1990

VERDELL M. HOPPER
PATRICIA ANN HOPPER
P.O. BOX 903
PINEHURST, ID 838500000

RE: WATER RIGHT NO. 94-07257

Dear Water Right 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:blm

Enclosure

RECEIVED

JAN 17 1991

November 30, 1990

VERDELL M. HOPPER
PATRICIA ANN HOPPER
P.O. BOX 903
PINEHURST, ID 838500000

RE: WATER RIGHT NO. 94-07257

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS
Technical Records Specialist

SC:blm

Enclosure

NOT FILMED

JAN 17 1991

LICENSE REVIEW CHECKLIST

Permit No. 94-7257

Name/Address change? ok ☒

Priority date Advance? yes no ☒

Memo to advance
Order to reinstate needed? yes no ☒

Total cfs Limited by fee 1/2 ac. requirement = min. 0.2 cfs

Total volume Limited by capacity

Capacity Limited by flow Chart checked for AF rate/ac ☒ 3.0

Actual measurement checked NONE
Theoretical checked NONE
If greater than permit, check for other rts

Source Changed? yes no ☒
If so, is memo needed to clarify?

P/D Verify with map ☒ permit ☒
More than one per 1/4? Remember remark
Check p/d overlap N/A

Uses Check irrigation period of use w/ chart

P/U Verify with map ☒ permit ☒
> 5 acres irrigated, run overlap N/A

Remarks More than one p/d in 1/4
Description of non-irrig uses
Special overlap condition

Conditions -
Measuring device
W.Master control
Overlap RA9
Water quality
Other

Dates/Misc. -
Water Dist
App Rec'd
Proof Rec'd

CHECK FOR ADJ. CLAIM Needed according to proof filed
Filed - needs amended
Not filed - send form
Not needed ☒

Comments/Changes to Examiner's Recommendations:

License 10-day ☒ 30-day

Back of field report signed? ☒
Reviewer S. Curtis Date 11-23-90 Review time 6 min.

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JAN 17 1991

SENIOR AGENT REVIEW

RECEIVED
JUN 27 1990

Check List
for
Beneficial Use Field Report

Department of Water Resources

Permit 94-07257

☒ **A. GENERAL INFORMATION**

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

☒ **B. OVERLAP REVIEW**

- ☒ 1. & 2. (Rule 5,1,4)

☒ **C. SYSTEM DESCRIPTION**

- ☒ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
☒ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
☒ 3. Word Picture (Rule 5,1,3 / 5,1,4)
☒ 4. Diversion (Rule 5,1,3)
☒ 5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
☒ 6. Irrigation (Rule 5,1,8) method of determination

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

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

☒ **F. OPTIONAL**

☒ **G. VOLUME CALCULATIONS**

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

☒ **H. REMARKS AND OVERLAP ANALYSES**

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

☒ **I. RECOMMENDATIONS**

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

☒ **J. AUTHENTICATION**

Name, Signature, Certification Date, Exam Date.

☒ **WELL INSPECTION REPORT**

Check with permit and well log for discrepancies

Signature

[Handwritten Signature]

Date

10/10/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

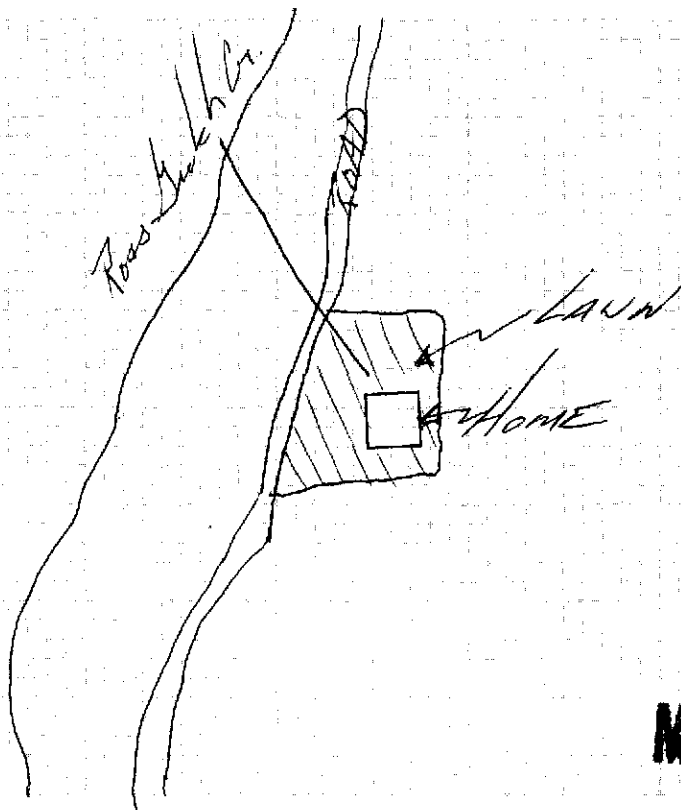
1. Owner: Vendell Hopper Permit No. 24-07257
Phone No. 682-3852
Current Address: PO Box 903 Pinehurst Id 83850
Phone No. 682-4819
2. Accompanied by: _____ EXAM. DATE: 8/17/89
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Foss Gulch tributary to N. Fork Pine Cr.

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: NONE
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

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JAN 17 1991

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)

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

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

☐ See Remarks on page 4 for continuation

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

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

5. Point(s) of Diversion:

[illegible]

Indicate Method of Determination.

6. Place(s) of Use:

[illegible]

Do not use this space

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JAN 17 1991

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

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

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

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

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JAN 17 1991

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Period of Use
From To

Rate of Diversion
Q (cfs)

Annual Volume
V (afa)

Totals:

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

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

11-23-90



☐ Other

☒ None

JAN 17 1991

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IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

2
KELLOGG

53 17'30"

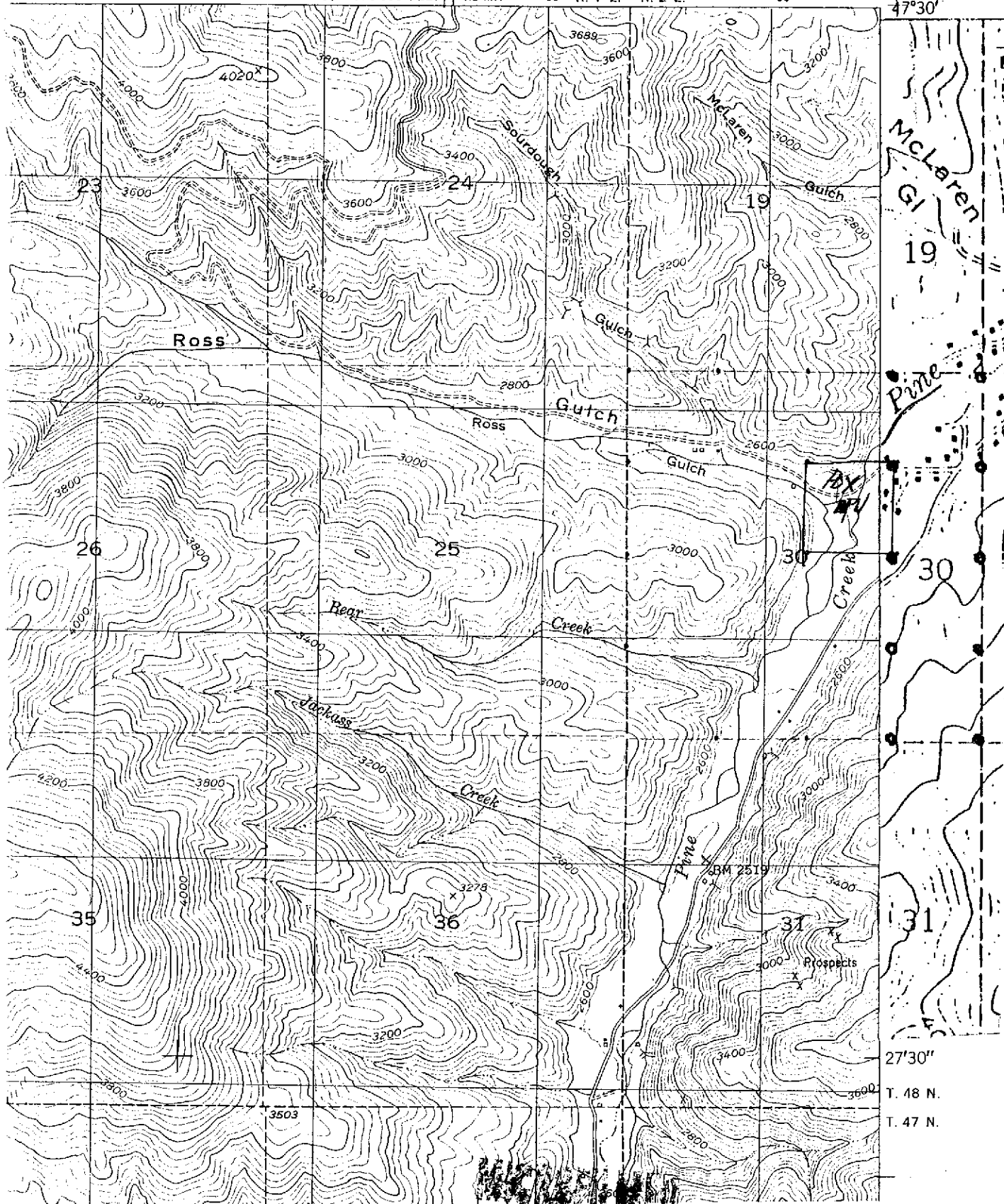
54 370 000 FEET

KINGSTON
4.5 MI.

55 R. 1 E. R. 2 E.

116°15'

47°30'



VERDELL HOPPER
PINE HURST, ID

JAN 17 1955

P/U: T 48 N, R 26 , Permit # 94-07257

Sec 30 , SWNE , SENE Map # 25

Quad # G-9

of water supply Bear Gulch Creek which is a tributary of McLaren Road Creek

in of point of diversion is 542 % of NE % of Section 30 Township 48N

26 B.M. Shoshone County, additional points of diversion if any: _____

NW, Sec 30, T48N R26E

will be used for the following purposes:

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

P H O T O G R A P H S



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JAN 17 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 94-7257

Name(s) of Permit Holder(s): Mary J. Hoffman
Post Office Address: 2501 Sherman Ave., Coeur d'Alene, ID
83814

☒ I hereby certify that construction of diversion works for the above referenced permit began on AUGUST 30, 1986 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

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

5-16-86 Mary J. Hoffman
Date Signature of Permit Holder

PLACE
STAMP
HERE

RECEIVED

JUN 4 1988



MICROFILMED

JAN 17 1991

Department of Water Resources DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83726



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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 12, 1988

Mr. Verdell Hopper
Box 903
Pinehurst, Id. 83850

Re: 94-7257

Dear Mr. Hopper:

We acknowledge receipt of your statement of completion of water development use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

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

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

RECEIVED

OCT 14 1988

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 94-7257

Date: 9/7/88

General Considerations:

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

Source of Water:

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

Extent of Use and Rate of Diversion:

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

Measuring Device:

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

Remarks:

Proof acceptable

N/A

Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	- _____
No. of days late	_____	= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
AUG 1 1988

Department of Water Resources
Northern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

AUG 15 1988

For Office Use Only

Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by JS
Sent to region _____

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 94-7257

Name(s) of Permit Holder: VERDELL & PATRICIA HOPPER

Post Office Address: Box 903

PINEHURST, ID 83850 Telephone No. 682-3852

Source of Water: ROSS CULCH Home 682-4819

Extent of Use:

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

Irrigation 1/2 LAWN & GARDEN (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.03 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: _____

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

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

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

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

(Name)

(Telephone Number)

(Address)

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

OCT 14 1988

Date

Patricia Hopper
Signature of Permit Holder (and title, if appropriate)

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

August 13, 1988

VERDELL M. HOPPER
PATRICIA ANN HOPPER
P.O. BOX 903
PINEHURST, ID 838500000

LAPSE NOTICE

RE: PERMIT NO. 94-07257

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated July 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this lapse notice or the permit will no longer be of any force of effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. Glen Saxton
Chief, Operations Bureau

Enclosures

LGS:RF

RECEIVED

OCT 14 1988

CERTIFICATION OF MAILING

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

Heidi Miller

138855
CERTIFIED MAIL
May 31, 1988

HOPPER, VERDELL M. & PATRICIA ANN
P.O. BOX 903
PINEHURST, ID 83850

PROOF DUE NOTICE

RE: Permit No. 94-7257

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

MICROFILMED

OCT 14 1988

June 24, 1986

RE: Permit No. 94-7257

Verdell M. & Patricia Ann Hopper
Box 903
Pinehurst, ID 83850

Dear Permit Holders:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

MICROFILMED

Permit No. 94-7257

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? - *Yes - Accept Spouse*
2. Notary? *Yes*
3. a. Full Assignment? *Yes*
b. Partial Assignment?
4. "No assignment" condition on permit?
5. Commencement of Works received? *Yes*
 - a. Commencement of works requested?
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of residency required?
7. Extension granted due to litigation?
(If yes, commencement of works is not required.)

1. Type permit summary sheet. ✓
2. Coding sheet. ✓
3. Acknowledgement letter type.
4. Copy to region.

Shenla _____

Shenla _____

1

Shenla _____

Date 6-23-86

Employee *Juan*

MICROFILMED

Watson and McGee

ATTORNEYS AT LAW

White and Bender Building

524 Bank Street

Wallace, Idaho 83873

June 2, 1986

RECEIVED
JUN 4 1986

Department of Water Resources

Barry E. Watson

Daniel J. McGee

Telephone: (208) 556-1507

Idaho Department of Water Resources
Statehouse
Boise, ID 83720

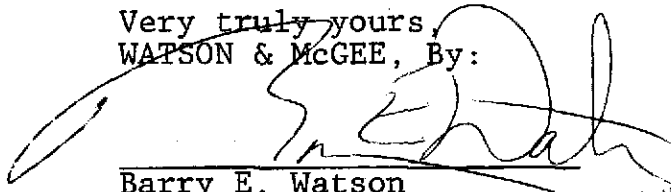
Re: Mary J. Hoffman, Permit No. 94-7257

Sirs:

Enclosed please find the Commencement of Works card and Assignment of Permit signed by Mary J. Hoffman assigning her permit to Verdell M. and Patricia Ann Hopper.

If you have any questions concerning the enclosed, please contact me.

Very truly yours,
WATSON & MCGEE, By:


Barry E. Watson

BEW:hh
Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

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

May 5, 1986

RE: Permit No. 94-7257

Barry E. Watson
Watson & McGee
524 Bank St.
Wallace, ID 83873

Dear Mr. Watson:

In response to your correspondence of 4/18/86 referring to the above mentioned permit, I offer the following:

In Idaho a permit is considered to be personal property and is not appurtenant to the property. Therefore, if your client does indeed sell her property, she would first have to provide evidence to this Department that she is the executrix of the Merlin M. Hoffman estate, since only his name appeared on the permit. Then she would have to assign ownership of the permit to the new purchaser of the property. A form for this purpose is enclosed for your review.

In reference to your question regarding failure to submit the commencement of works postcard, the permit is at risk of being lost. However, since you stated that water has actually been used since 1983, if the enclosed blue card is submitted, the matter may be resolved.

If you have any further questions, please let us know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

Watson and McGee

ATTORNEYS AT LAW

White and Bender Building

524 Bank Street

Wallace, Idaho 83873

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APR 23 1986

Department of Water Resources

*Barry L. Watson
Daniel J. McGee*

April 18, 1986

Telephone: (208) 556-1507

State of Idaho
Dept. of Water Resources
Statehouse
Boise, ID 83720

Re: Merlin M. Hoffman
Permit No. 94-7257

Sirs:

This office represents Mary J. Hoffman, the widow of Merlin M. Hoffman. Merlin Hoffman died on March 26, 1985. Prior to his death, he applied for and received a water use permit so that he could install and maintain a portable pump and pipeline for irrigation purposes on his property. This permit was received on August 30, 1983.

Item No. 7 on his Application for Permit indicated that he had five (5) years to complete the work and apply the water to beneficial use and the cover letter and "commencement of works" card indicated that he needed to advise your office within one (1) year that construction was commenced.

Apparently, Mr. Hoffman never sent the card in and to the best of our knowledge he did not have one inspect the irrigation system to determine if a license should be issued.

Mrs. Hoffman is now desirous of selling the property to another individual and I would like to inquire if Mrs. Hoffman can transfer the use of the permit to the new purchasers and what the procedures might be to accomplish this.

RECEIVED

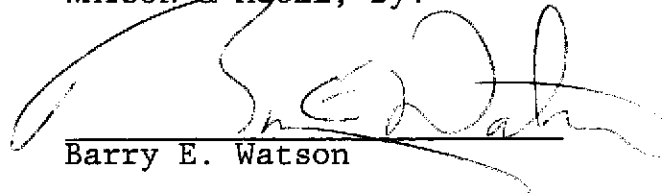
Dept. of Water Resources
April 18, 1986
Page 2

I am also wondering if Mrs. Hoffman has lost the availability of the license at this point in time even though the irrigation system has actually been used every summer since 1983. In other words, I am wondering if the failure to send in the blue card is fatal to her cause.

Please advise what procedures are open to us.

Looking forward to hearing from you, I am

Very truly yours,
WATSON & McGEE, By:



Barry E. Watson

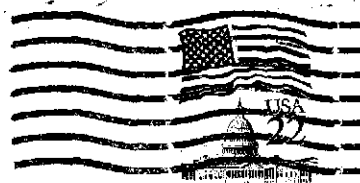
BEW:hh

UNRECORDED

Watson & McGee

ATTORNEYS AT LAW

524 BANK STREET
WALLACE, IDAHO 83873



State of Idaho
Dept. of Water Resources
Statehouse
Boise, ID 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

HOFFMAN, MERLIN M.
STAR RT. BOX 79
PINEHURST, ID 83850

AUGUST 30, 1983

RE: PERMIT NO. 94-7257

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: AB

APPLICATION NUMBER: 94-7257

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. 7/11/83 ✓
☐ Yes ☒ No Final date for protests: _____
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/15/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 6/13/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RYA
STATE OFFICE REVIEW:

Date: 7/25/83

☐ See attached sheet for more information.

By: [Signature]

Date: 8/8/83

RECEIVED
AUG 3 1983

Department of Water Resources

RECEIVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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94-2252

HOFFMAN, MERLIN M.

STAR RT. BOX 79, PINEHURST, ID 83850

Source: ROSS GULCH trib. to PINE CREEK, WEST FORK

Date Filed: 06/13/1983

Diversion Pt: SWNE SENW Sec 30 T 48N R 02E

Use: IRRIGATION (0.20 CFS)

In: SWNE SENW Sec 30 T 48N R 02E FOR 14 ACRES

RECORDED