

Wilmore

2A
Thru

FILED

11

~~LYMAN~~
Tract 1A

136°

Circular stamp with 'C-1' in the center and 'JAN 1964' around the perimeter.

MICROFILMED
APR 23 1997

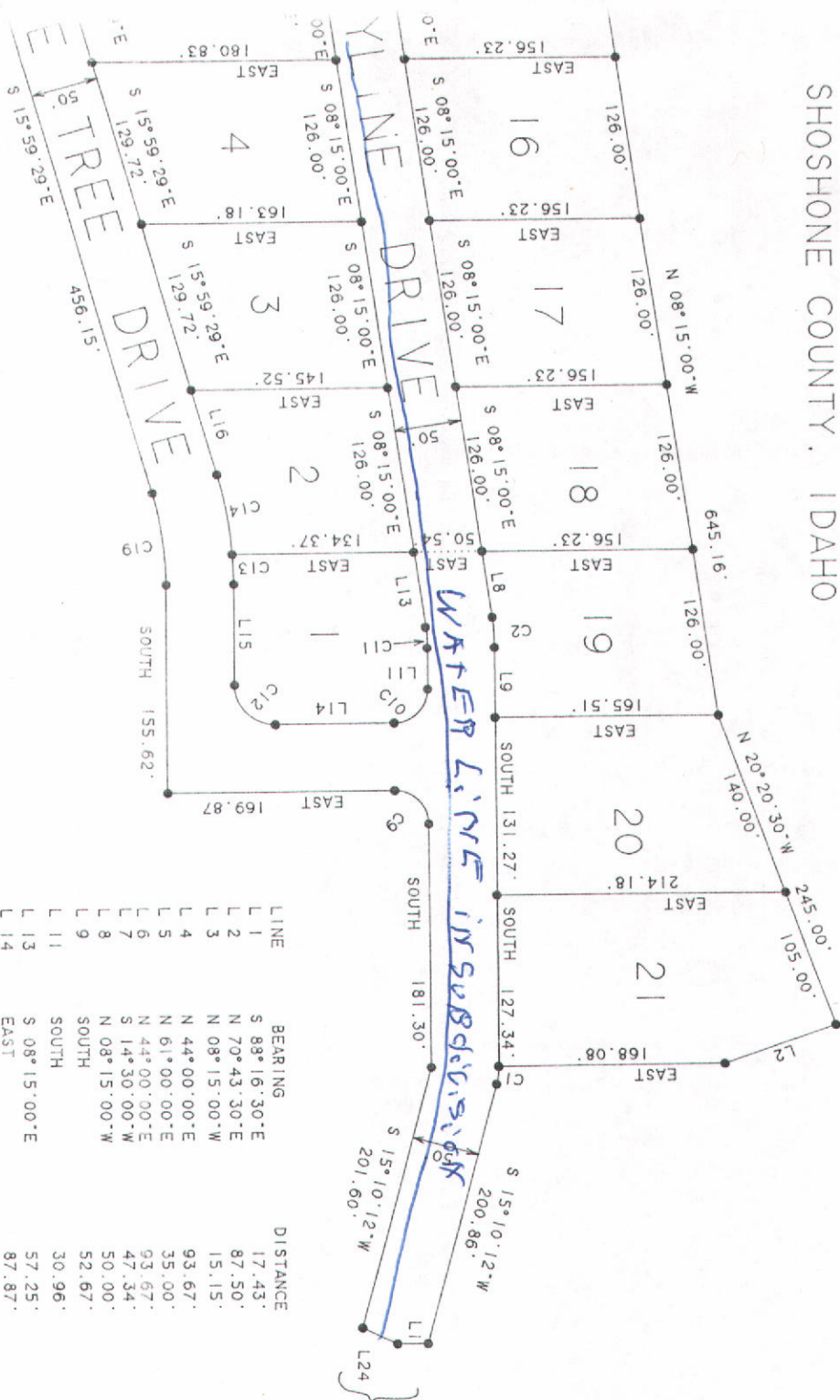
NOTE THIS
LOT WAS
TRADED TO
CLIFF FOR
NEW ROAD
TO SUB

NW 1/4 SE 1/4
Section 32
T49N-R2E
B.M.
MATT LEHDI

MATT LEHDI SURVEY (shown in 2075)

1 more
books
1-8 - Just before
0.50

SHOSHONE COUNTY, IDAHO



ARC	TANGENT	CHORD	CHORD BEARING
14.12'	7.11'	14.07'	S 06°58'32\"W
22.62'	11.33'	22.60'	S 04°07'30\"E
18.89'	9.45'	18.88'	S 05°13'39\"E
15.00'	7.51'	15.00'	S 00°13'45\"W

LINE	BEARING	DISTANCE
L 1	S 88°16'30\"E	17.43'
L 2	N 70°43'30\"E	87.50'
L 3	N 08°15'00\"W	15.15'
L 4	N 44°00'00\"E	93.67'
L 5	N 61°00'00\"E	35.00'
L 6	N 44°00'00\"E	93.67'
L 7	S 14°30'00\"W	47.34'
L 8	N 08°15'00\"W	50.00'
L 9	SOUTH	52.67'
L 11	SOUTH	30.96'
L 13	S 08°15'00\"E	57.25'
L 14	EAST	87.87'
L 15	SOUTH	75.62'
L 16	S 15°59'29\"E	67.00'
L 17	S 14°30'00\"W	50.50'
L 18	N 27°29'37\"E	33.45'
L 19	S 27°29'37\"W	28.97'
L 20	N 33°25'26\"W	25.00'
L 21	S 33°25'26\"E	25.00'
L 22	S 56°34'34\"W	90.00'
L 23	N 33°25'03\"W	77.79'
L 24	S 69°16'30\"E	33.20'

CONNECTION TO LAHDE HILL COUNTY ROAD

SHOSHONE COUNTY COMMISSIONER'S APPROVAL
THIS PLAT HAS BEEN APPROVED AND ACCEPTED BY THE BOARD OF
COUNTY COMMISSIONERS OF SHOSHONE COUNTY, IDAHO THIS
8th DAY OF May 1994

CHAIRMAN OF THE BOARD OF COUNTY
COMMISSIONERS
Jack Stump

APPROVAL

THIS PLAT HAS BEEN APPROVED BY THE SHOSHONE COUNTY
PLANNING COMMISSION THIS 16th DAY OF FEBRUARY
1994.

Q. C. P. H. L.
CHAIRMAN SHOSHONE COUNTY PLANNING COMMISSION

SHOSHONE COUNTY ASSESSOR'S CERTIFICATE

THIS PLAT HAS BEEN EXAMINED AND IS HEREBY APPROVED FOR
FILING THIS 2 DAY OF March 1994.

Diane C. Little
SHOSHONE COUNTY ASSESSOR

COUNTY TREASURER'S AFFIDAVIT

HEREBY CERTIFY THIS 25th DAY OF February 1994
THAT THE REQUIRED TAXES ON THE HEREIN PLATTED LAND HAVE BEEN
PAID THROUGH 1993

Diana Deane
SHOSHONE COUNTY TREASURER

HEALTH DISTRICT APPROVAL

A SANITARY RESTRICTION ACCORDING TO IDAHO CODE
50-1326 TO 50-1329 IS IMPOSED ON THIS PLAT NO
BUILDING, DWELLING, OR SHELTER SHALL BE ERRECTED
UNTIL SANITARY RESTRICTION REQUIREMENTS ARE
SATISFIED AND LIFTED.

THIS PLAT APPROVED THIS 2 DAY OF MARCH
1994.

David Stump
PANHANDLE HEALTH DISTRICT

SANITARY RESTRICTION SATISFIED AND LIFTED THIS 2

DAY OF March 1994.

Robert Stump
PANHANDLE HEALTH DISTRICT

MICROFILMED
APR 23 1997

PERMIT

94-07196

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUP

PHOTOGRAPH



MICROFILMED
APR 22

PERMIT #

94-07196

STATE OF IDAHO
DEPARTMENT OF WATER
REPORT SUPPLEMENT

PHOTOGRAPH



10-15-96

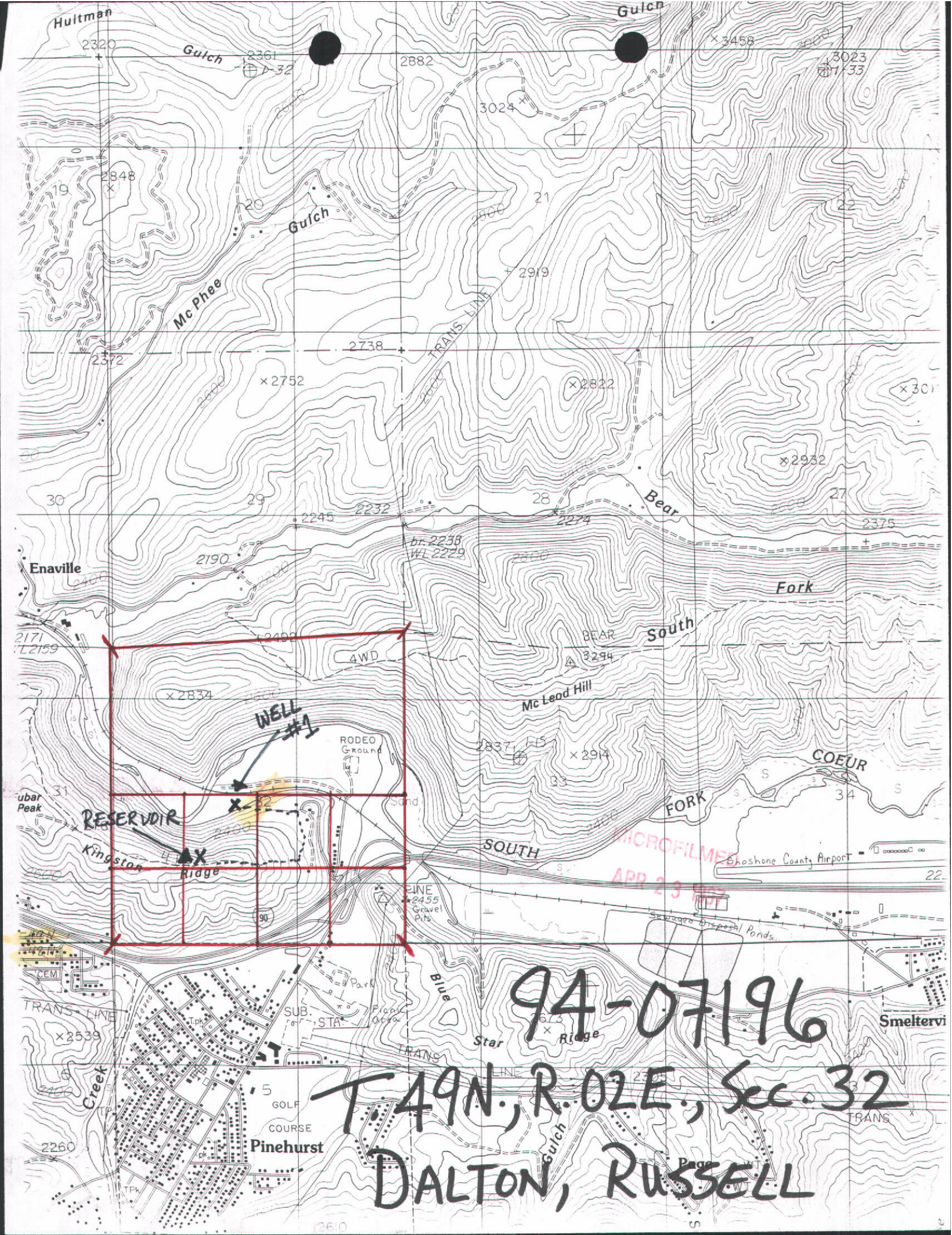
Place of US



10-15-96

MICROFILMED

APR 23 1997



94-07196

T. 49N., R. 02E., Sec. 32

DALTON, RUSSELL

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07196

Priority: April 14, 1981

Maximum Diversion Rate:
Maximum Diversion Volume:

0.25 CFS
33.9 AF

This is to certify, that RUSSELL DALTON
PO BOX 313

OSBURN ID 83849 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 14, 1983; and has submitted Proof of Beneficial Use on March 17, 1994. An examination indicates that the works have a diversion capacity of 0.250 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.25 CFS	18.9 AF
DOMESTIC	01/01 to 12/31	0.25 CFS	15.0 AF
	Totals	0.25 CFS	33.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 32, Township 49N, Range 02E
SHOSHONE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>		<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
49N 02E 32	NESW	1.5	SESW	1.5	
	SWSE	1.3		NWSE	2
					6.3

Total number of acres irrigated: 6.3

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND 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.

State of Idaho
Department of Water Resources

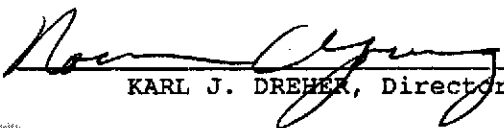
WATER RIGHT LICENSE

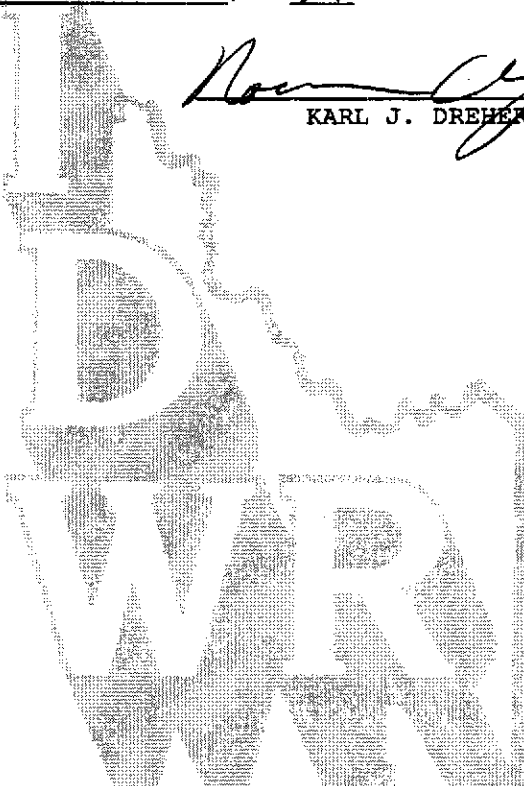
WATER RIGHT NO. 94-07196

CONDITIONS OF APPROVAL AND REMARKS

6. Domestic use is for 25 homes.
7. Place of use known as Lots 1 - 21, Mountain View Estates Subdivision and 4 additional homes located outside of the subdivision boundaries.

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 28TH day of FEBRUARY, 1997.


KARL J. DREHER, Director



RECEIVED

MAR 17 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 94-07196 Telephone No. 206 556 2973
2. Name(s) of Permit Holder(s): RUSSELL DALTON
3. Mailing Address: Box 313 OSBURN IDAHO 83849
4. Source of Water: GROUND WATER

If **GROUNDWATER**, Well Driller's Name: BRAND X Date Drilled: 1982

OPTIONAL:

Pump horsepower: 20 Pressure (psi): 100 Dynamic pumping level (ft.): 25'

5. Extent of Use (as authorized by the permit):

Domestic 25 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 21 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes ☒ No Installed? ☒ Yes ____ No

OR

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

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

RUSSELL DALTON

Name

Telephone No.

Box 313 OSBURN IDAHO 83849

Address

10. 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.

3-15-94
Date

Russell Dalton
Signature (and title, if on behalf of a company or organization)

OWNER APR 21 1994

RECEIVED

MAR 3 1 1992

For Office Use Only
\$15 Fee Receipted by UB
Date 3-31-92
Receipt No. 0029257

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 94-07196

Name(s) of Permit Holder: RUSSELL DALTON

Mailing Address: Box 313 OSBORNE, IDAHO 83849

Date Proof is Due MAY 1 - 1992 Telephone No. 208-556-2973

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

BUILT 30,000 WATER TANK, PUT IN ALL ROADS
FOR SEWER & WATER LINES, ORDERED ALL PIPE
FOR WATER & SEWER LINES.

Costing \$ 32,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

RED TAPE, VERY SLOW ENGINEERING, LONG
WAITS FOR APPROVAL, SEE LETTERS.

Permit holder(s) request an extension to OCT 31 -, 19 93

FEE: \$15.00

Russell Dalton
(Signature)*

*If other than permit holder, Power of Attorney must be supplied

MICROFILMED

ACTION OF THE DEPARTMENT OF WATER RESOURCES

MAY 22 1992

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use is extended to
May 1, 1994.

Signed this 31st day April, 19 92

J. Steve Saxton
Chief, Water Allocation Bureau

STATE OF IDAHO

For Office Use Only
\$15 FEE Received by 12
Date 3/22/91
Receipt # 0020018

RECEIVED
MAR 22 1991

DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 94-07196

Name(s) of Permit Holder: Russell Dalton

Post Office Address: Box 313 Osburn, Idaho 83849

Telephone No. (208) 556-2973

Date Proof is Due: May 1, 1991

Describe what work has been completed toward the development of this water right: Drilled Well
(This must be filled out! If no work has been completed, show "none".)

This work will be done by May 1 1991. Build road to water tank site, roads for water
lines, Build pump house at well, Brush cleared to tank site for water lines, Agreement for
Construction of water tank approved by Health Dept. Work on water lines to the lots will
be started as soon as the roads are in Total cost to Date 23,074.98
Costing \$

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:
We can only work in the summer time as the ground is frozen and last summer it rained
so much that it was too sloppy, this soil is clay soil

Permit holder(s) request an extension to May 1-1992, 1992.
(1 yr. minimum) Russell Dalton
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to May 1, 1992.

Signed this 5th day of April, 19 91.

A. Shu Saxton
Chief, Water Allocation Bureau

State of Idaho
Dept. of Water Resources
1301 North Orchard St.
Boise, Idaho 83703-2237

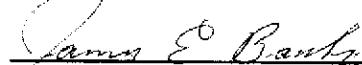
Dear Sir:

Russell Dalton contracted me to do a survey and preliminary plat for a development in Sec. 32T.49N., R2E.B.M.

A large amount of work had to be done and approval through the Shoshone County Planning and Zoning commission. This approval was granted on March 13, 1991.

Work has progressed steadily but slowly warranting a request for an extension of time.

Sincerely



James E. Banks P.L.S. 4559

RECEIVED

APR 23 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received \$15.00
Date 3/7/86
Receipt # 37530

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use on a water right permit

RUSSELL DALTON of Box 313 OSBORN,
(Name) (Address)

State of IDAHO, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriation of the Public Waters of the

State of Idaho No. 94-2196

RECEIVED
MAR 7 1986

That under the terms and conditions of said permit, work thereunder was required to be completed on or before
Department of Water Resources

MAY 1-, 1986.

That he has heretofore performed the following work described under said permit:

(This must be filled out! If no work has been completed put none.)

I HAVE PUT IN A ROAD TO THE WELL SITE
DRILLED A 10" WELL 96' DEEP. PUMPED
THE WATER FOR 5 DAYS AT 120 G.P.M.
SENT WATER SAMPLE TO HEALTH DEPT. FOR MINERAL TEST
Costing \$ 3,297.20

Completed work

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

UNABLE TO WORK IN THE WINTER TIME
AS IT IS TOO MUDDY

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations
under said permit to MAY 1, 1991
(1 yr. minimum,
5 yrs. maximum) Russell Dalton
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

FEE: \$15.00

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within
which to submit proof of beneficial use is extended to May 1, 1991.

Signed this 13th day of March, 1986.

MICROFILMED
J. Glen Saylor
Chief, Operations Bureau

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 RUSSELL DALTON Phone 556 2973
Post office address Box 313 OSBURN IDAHO 83849
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 32 Township 49N
Range 2E B.M. Shoshone County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.40 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.40 for Irrigation purposes from 4/1 to 10/31 (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)

5. Total quantity to be appropriated:

a. 0.80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump, pipeline and storage tank for 70 units.

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 12 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:
a. If water is not for irrigation: SW SE
NW SE
SE SW
(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 32 Township 49N
Range 2E 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 70.

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

MICROFILMED

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

Total number of acres to be irrigated

None

[Signature]

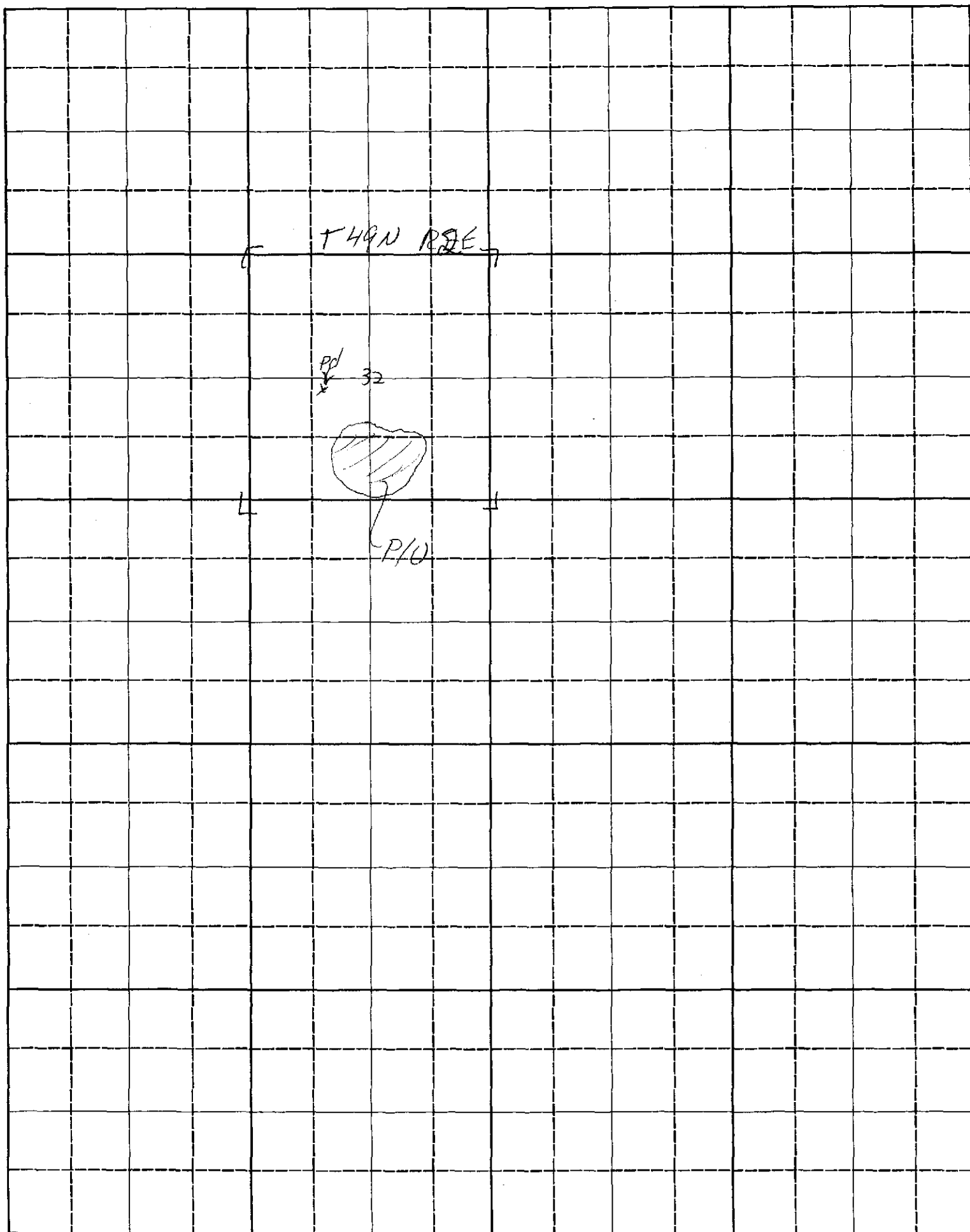
[Handwritten signature]

applicant to make this filing

10. Remarks

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

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



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.

Russell Dalton

(Applicant)

MICROFILMED

MICROFILMED

Proposed Priority 4/14/81

Received by JB Date 4/14/81 Time 3:00
Preliminary check by JK Fee \$ 45.00
Received by JB Date 4/14/81 (1870)
Publication prepared by Mr. [Signature] Date 4/16/81
Published in Idaho Evening Star
Publication dates 4/22 + 29/81
Publication approved Mr. [Signature] Date 5/11/81
Protests filed by: None

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

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. 94-7196, 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 May 1, 19 86.
- 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:

An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 28th day of May, 1981.

Chief, Operations Bureau

D. Allen Saylor

PROOF OF PUBLICATION

County of Shoshone,)
)
STATE OF IDAHO)

NOTICE OF APPLICATION FOR WATER RIGHT

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

94-7196

Name: Russell Dalton
Address: Box 313, Osburn, ID 83849

Filed: April 14, 1981

Amount: 0.80 CFS

Source: Groundwater

Point of Diversion: NESW Sec. 32 T 49N R 02E, Shoshone County

Place of Use: NESW SESW NWSE SWSE Sec. 32 T 49N R 02E for 34 acres

Use: Irrigation (0.40 CFS) for April 1 to Oct. 31; domestic (0.40 CFS) from Jan. 1 to Dec. 31

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID 83814 on or before May 11, 1981.

C. STEPHEN ALLRED
Director

4/22/29/'81

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 _____

Notice of Application For Water
Right - Dept of Water Resources

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 April 22, 1981

and the last publication thereof being in the issue dated April 29, 1981

Notary Public
Division

Gary A. Corbeill

Subscribed and sworn to before me this 30th day of April, 1981.

Wendell R. Harte
Notary Public

MAY 4 1981

Department of Water Resources
Northern District Office



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

March 7, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RUSSELL DALTON
P O BOX 313
OSBURN ID 83849

RE: WATER RIGHT NO. 94-07196

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

67-5243-1150

APR 18 1997

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

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

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:ph

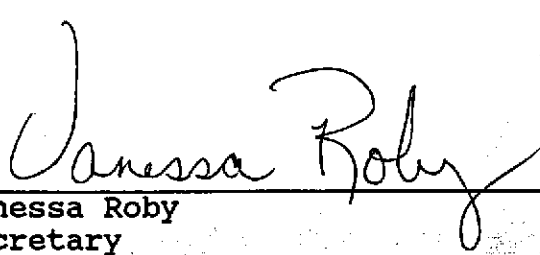
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 7th day of March, 1997, I mailed
a true and correct copy, postage prepaid, of the foregoing
PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 94-07196

**RUSSELL DALTON
P O BOX 313
OSBURN ID 83849**



**Vanessa Roby
Secretary**

Analysis of System Capacity for Subdivisions

Operator: S. Curtis

Date: 2/21/97

Right No.: 94-07196

Existing or Proposed System

Storage capacity in gallons	30000 gal	
Pump horsepower	20 hp	
Dynamic lift	25 ft	
Pump discharge pressure	200 psi	
Theoretical pumping capacity	0.25 cfs	113.5 gpm
Measured pumping capacity	~~0.25 cfs~~	~~112.2 gpm~~

Requirements

Number of homes	25 homes
Gallons per day per home	1000 gal
Area irrigated	6.3 acres
Peak demand period	60 min

Calculations

Peak instantaneous demand	0.35 cfs	157.6 gpm
Suggested pump capacity	0.11 cfs	47.3 gpm
Peak demand volume	12849 gal	
Max potential daily diversion vol.	161568 gal	
Total daily volume required	31786 gal	0.098 af
Time required to pump daily vol.	4.7 hr	283 min
Time required to refill storage	1.9 hr	115 min

Key Questions

Does existing storage capacity exceed peak demand volume?
 Does existing pumping capacity meet or exceed the suggested pumping capacity?
 Can the system produce the required daily volume in under 24 hours?

Yes
 Yes
 Yes

Notes:

LICENSE REVIEW CHECKLIST

PERMIT NO. 94-07196

DATE 11/27/96

REVIEWER: S H A R L A

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u> If not, prepare Notice of Intent to Void <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.80</u>	cfs
Fee limit	<u>1.0</u>	cfs \$100 ⁰⁰
Measured	<u>—</u>	cfs
Theoretical	<u>.25</u>	cfs

Recommended Total Div Rate .25 cfs

ANNUAL VOLUME/ NATURE OF USES

<u>—</u>	<u>✓</u>	Use	Volume Calculation
		<u>Dom. .25</u>	<u>6.3</u> <u>18.9</u> ~~12.5~~ x 3.0 = ~~37.5~~ af
		<u>Dom .25</u>	<u>25 x .6 = 15.0</u> af
			af
			af
		SUBTOTAL	<u>~~60.5~~ 33.9</u> af

3/15 - 11/15 season

Flow rate .25 cfs X 365 days X 1.983 = 180.7 af
 Total volume recommended 52.5 af
 (SUBTOTAL or Flow Rate, whichever is less) 33.9

REMARKS

1/25 homes - orig not incl.
Plu aka lots 1-25 Mountain View Estates Subd.
& 4 add'l homes

CONDITIONS — Watermaster Control WD# —

R29 GW Measurement/Measuring Device
Overlap

— Use-specific conditions
 Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA
 Adjustment Memo 2.5 ac
add'l 1/2 ac
not home
add'l

1st Amend Letter NA
 2nd Amend Letter —

BALTON MOBILE HOME SALES INC.

P. O. Box 313
OSBURN, IDAHO 83849

(208) 556-2973

TO

DEPT OF WATER RESOURCES
1301 NORTH ORCHARD ST
STATE HOUSE MAIL, BOISE IDAHO

MESSAGE

ENCLOSED IS MAPS NEW AND OLD OF LOTS THAT WILL AND
ARE USING WATER FROM PERMIT # 94-07196. TOTAL LOTS IN
MT VIEW ESTATES 21. LOTS IN OLD PLAT IS MRS LAHDE
1 DWIGHT CLIFF 3 SEE MAP. TOTAL LOTS SERVICED BY
PERMIT 25. THERE IS A STUB OUT LINE FOR ^{EACH LOT} THE
25 LOTS. SEVEN LOTS IN USE NOW

REPLY

DATE

11-9-96

☐ URGENT

☐ SOON AS POSSIBLE

☐ NO REPLY NEEDED

FILE NO.

ATTENTION SHARLA CURTIS

SUBJECT PERMIT # 94-07196

RECEIVED

DEC 13 1996

Department of Water Resources

DATE OF REPLY

SIGNED

Russell Walton

PO Box 11003 -
WATER L K E

WATER L K E

94.5'

Tract 2 A

Mrs. L. L. L. L.

Willow

Free

Free

Tract 2 A

Tract 1 A C R

Tract 2 A

Tract 2 A

WATER L K E

NOTE THIS
LOT WAS
TRADED TO
CLIFF FOR
NEW ROAD
TO 508 B. V. 508
508 B. V. 508

NE 1/4 SE 1/4
Section 32
T49N-R2E
R.M.

WATER L K E SURVEY (Showing in)



APPROVAL
THIS PLAT HAS BEEN APPROVED BY THE SHOSHONE COUNTY
PLANNING COMMISSION THIS 16th DAY OF FEBRUARY
1994.

[Signature]
CHAIRMAN SHOSHONE COUNTY PLANNING COMMISSION

SHOSHONE COUNTY ASSESSOR'S CERTIFICATE

THIS PLAT HAS BEEN EXAMINED AND IS HEREBY APPROVED FOR
FILING THIS 2nd DAY OF March 1994.

[Signature]
SHOSHONE COUNTY ASSESSOR

COUNTY TREASURER'S AFFIDAVIT

HEREBY CERTIFY THIS 25th DAY OF February 1994
THAT THE REQUIRED TAXES ON THE HEREIN PLATTED LAND HAVE BEEN
PAID THROUGH 1993.

[Signature]
SHOSHONE COUNTY TREASURER

HEALTH DISTRICT APPROVAL

A SANITARY RESTRICTION ACCORDING TO IDAHO CODE
50-1306 TO 50-1309 IS IMPOSED ON THIS PLAT NO
BUILDING DWELLING OR SHELTER SHALL BE ERRECTED
UNTIL SANITARY RESTRICTION REQUIREMENTS ARE
SATISFIED AND LIFTED.

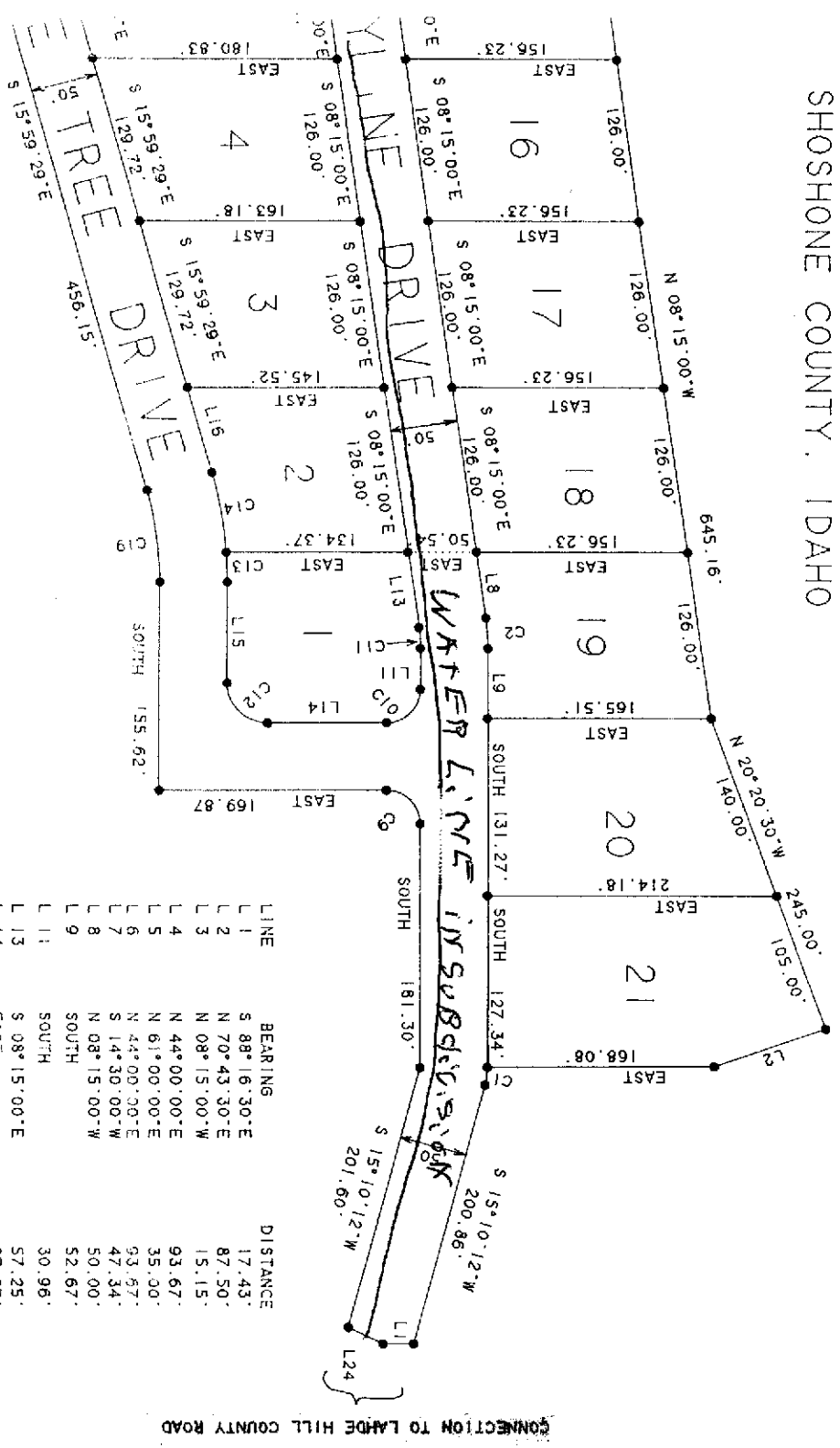
THIS PLAT APPROVED THIS 2nd DAY OF March
1994.

[Signature]
PANHANDLE HEALTH DISTRICT

SANITARY RESTRICTION SATISFIED AND LIFTED THIS 2nd

DAY OF March 1994.

[Signature]
PANHANDLE HEALTH DISTRICT



LINE	BEARING	DISTANCE
L 1	S 88° 16' 30" E	17.43'
L 2	N 70° 43' 30" E	87.50'
L 3	N 08° 15' 00" W	15.15'
L 4	N 44° 00' 00" E	93.67'
L 5	N 61° 00' 00" E	35.00'
L 6	N 44° 00' 00" E	93.57'
L 7	S 14° 30' 00" W	47.34'
L 8	N 08° 15' 00" W	50.00'
L 9	SOUTH	52.67'
L 11	SOUTH	30.96'
L 13	S 08° 15' 00" E	57.25'
L 14	EAST	87.87'
L 15	SOUTH	75.62'
L 16	S 15° 59' 29" E	67.00'
L 17	S 14° 30' 00" W	50.50'
L 18	N 27° 29' 37" E	33.45'
L 19	S 27° 29' 37" W	28.97'
L 20	N 33° 25' 26" W	25.00'
L 21	S 33° 25' 26" E	25.00'
L 22	S 56° 34' 34" W	90.00'
L 23	N 33° 25' 03" W	77.79'
L 24	S 69° 16' 30" E	33.20'

SHOSHONE COUNTY COMMISSIONER'S APPROVAL

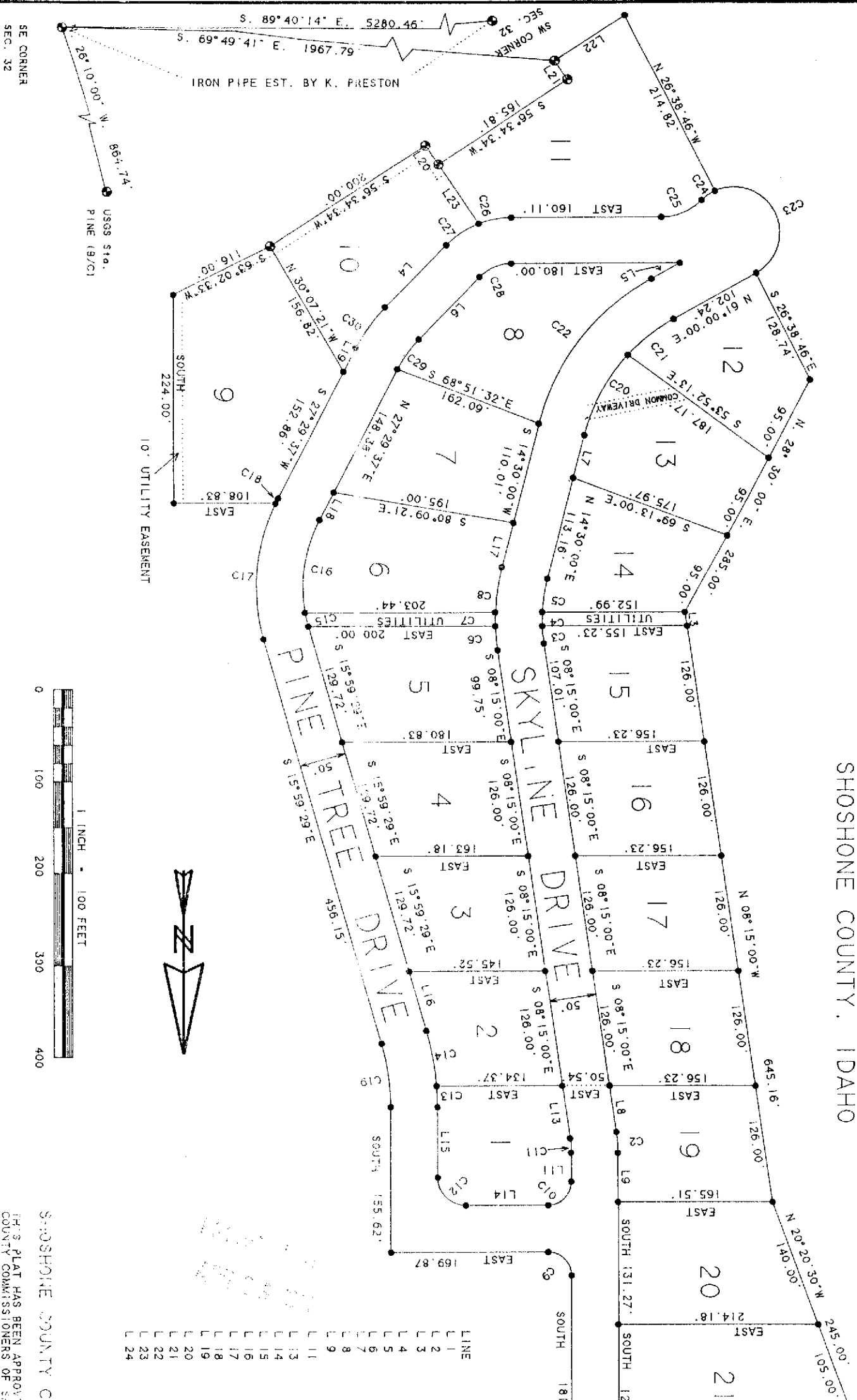
THIS PLAT HAS BEEN APPROVED AND ACCEPTED BY THE BOARD OF
COUNTY COMMISSIONERS OF SHOSHONE COUNTY, IDAHO THIS
8th DAY OF February 1994.

[Signature]
CHAIRMAN OF THE BOARD OF COUNTY
COMMISSIONERS

ARC	TANGENT	CHORD	CHORD BEARING
14.12'	7.11'	14.07'	S 06° 58' 32" W
22.62'	11.33'	22.60'	S 04° 07' 30" E
18.89'	9.45'	18.88'	S 05° 13' 39" E
15.00'	7.51'	15.00'	S 00° 13' 45" W

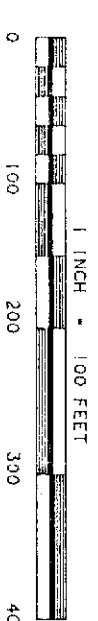
SHOSHONE COUNTY, IDAHO

18. Dutra
late
file



LEGEND
● CONCRETE MONUMENT - HIGHWAY ROW
(EXCEPT AS NOTED)
● SET 1 INCH IRON PIN

CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C 1	16° 10' 37"	50.00'	14.12'	7.11'	14.07'	S 06° 58' 32" W
C 2	08° 15' 00"	157.10'	22.62'	11.33'	22.60'	S 04° 07' 30" E
C 3	06° 04' 18"	178.23'	18.89'	9.45'	18.88'	S 05° 13' 39" E
C 4	04° 49' 24"	178.24'	15.00'	7.51'	15.00'	S 00° 13' 45" W
C 5	17° 50' 20"	178.24'	15.85'	8.43'	15.76'	S 01° 17' 07" W



SHOSHONE COUNTY, IDAHO
THIS PLAT HAS BEEN APPROVED BY THE
COUNTY COMMISSIONERS OF SHOSHONE COUNTY, IDAHO
THIS DAY OF May 1968

CHAIRMAN OF COMMISSIONERS



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

December 3, 1996

RUSSELL DALTON
PO BOX 313
OSBURN ID 83849

RE: WATER RIGHT NO. 94-07196

Dear Mr. Dalton:

The above referenced water right is in the process of being licensed. However, before a license can be issued, we need some additional information, namely the second part of the plat map. The plat map you sent us shows nineteen (19) lots but your request is for twenty-five (25) lots.

If you have any questions, please contact Sharla Curtis at 208-327-5452.

Sincerely,

Patti Harrell

Patti Harrell
Secretary
Water Permits Section

1996-12-03

1996-12-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 21 1996

Department of Water Resources

Permit No. **94-07196**

A. GENERAL INFORMATION

1. Owner: Russell Dalton Phone No. (208)-556-2973
Current Address: P.O. Box 313 OSBURN, ID. 83849
2. Accompanied by: Russell Dalton EXAM DATE: 10-15-96
Address: Same as above Phone No. Same as above
Relationship to Permit Holder: Permit Holder
3. Source: Groundwater tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 94-07342
2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	32	49N	02E	SHOSHONE	USG.S. 7.5' QUAD; Site Visit

2. Place(s) of Use:

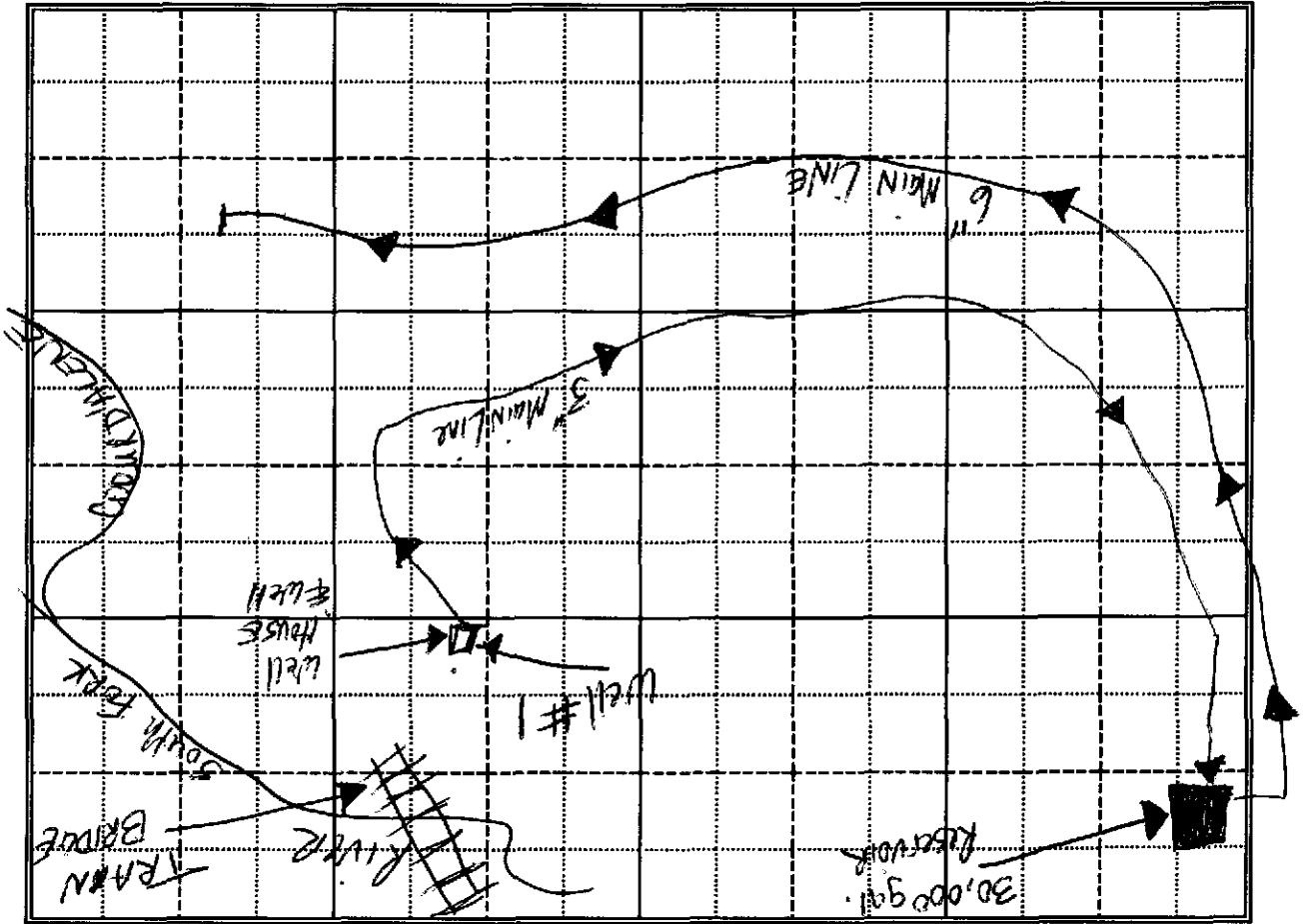
Indicate Method of Determination Site Visit / Plot Map

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	02E	32										1.5			1.5		2	1.25	6.25

APR 23 1997

Total = 6.25 ACRES

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



Scale: 1" = 100'

X Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 X Aerial Photo Attached (required for irrigation of 10+ acres)
 X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Well #1	Submersible	20.0			3" MAIN LINE

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
McCracker	Inline			93-3-2858	3"	
Flow Meter						

2. Measurements:

Theoretical Calculation.

E. NARRATIVE/REMARKS/COMMENTS

System consist of a well and 30,000 gallon Reservoir. Water is pumped from the well by a 20HP pump through a 3" Main Line approx. 3500' in distance to a 30,000 gallon Reservoir. From the Reservoir a 6" Main Line is used to supply water to 25 lots. Gravity Feed distributes the water to the lots and (4) four Fire Hydrants.

IRRIGATION consist of Lawn & Gardens for each lot. The lots in the development are $\frac{1}{2}$ to $\frac{1}{2}$ ACRE. therefore I recommend that .25 acres per lot be allowed under this Permit. for a total of $(.25 \times 25 = 6.25)$ ACRES.

At the time of this Field Exam, 9 Homes are on System. 16 Lots are stubbed in for use. A Total of 25 lots.

No measurement was made on the system. A McCrometer Flowmeter (3") was reading 110 gallons per minute.

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

APPROVED
DATE 8-8-87

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached

* See Theoretical Calculation

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (6.25)(3.0) = 18.75$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (6.25)(72)(1.9835) = 253.06$$

$$V = \text{Smaller of } V_{ir} \text{ and } V_{dr} = 18.75$$

2. Volume Calculations for Other Uses:

$$(25 \text{ Hmes}) (.6) = 15.0 \text{ AFH}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	From	To	Period of Use	Rate of Diversion	Annual Volume
Domestic	1-01	12-31		.25 cfs	15.0
IRRIGATION	4-01	10-31		.125	18.8

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 94-07196

DATE: 16-OCT-96

COMPLETE BY: HERMAN

HORSEPOWER = 20

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 25 FEET

SYSTEM PRESSURE = 200 PSI

QUANTITY = 0.25 CFS

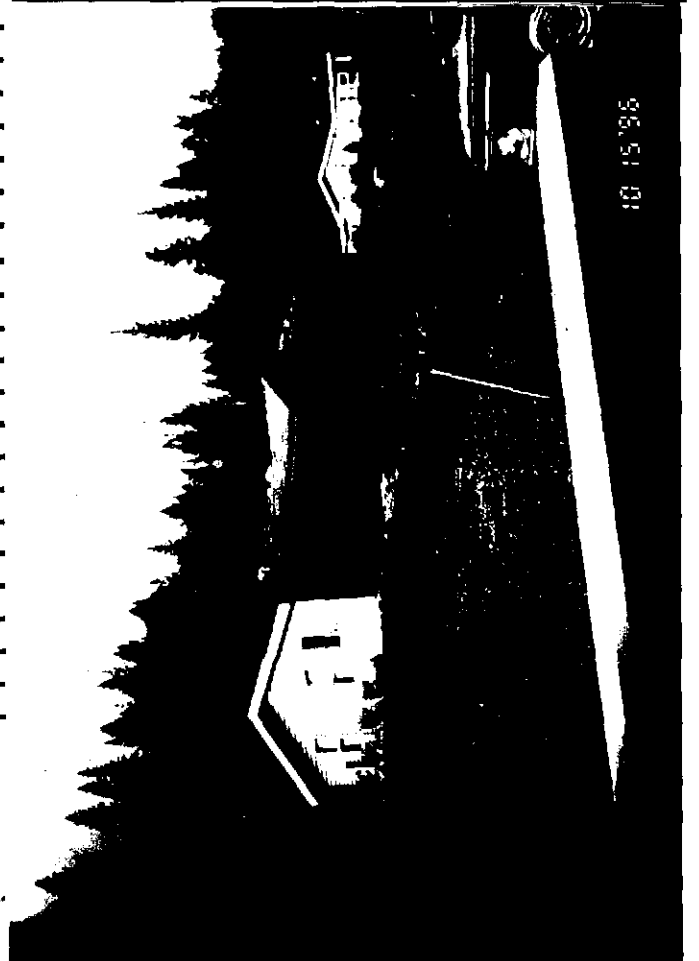
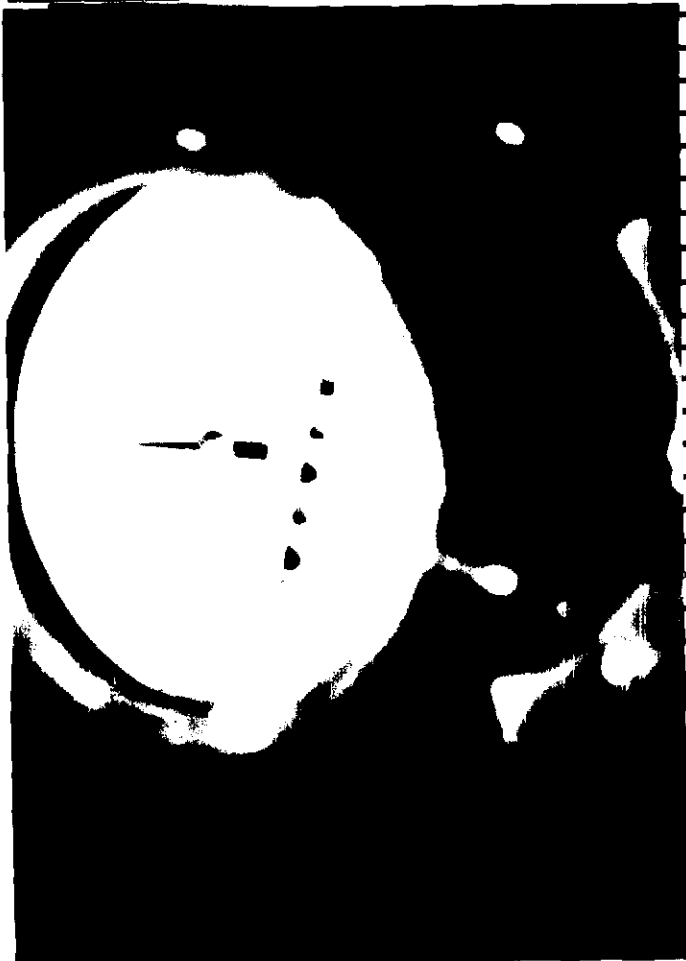
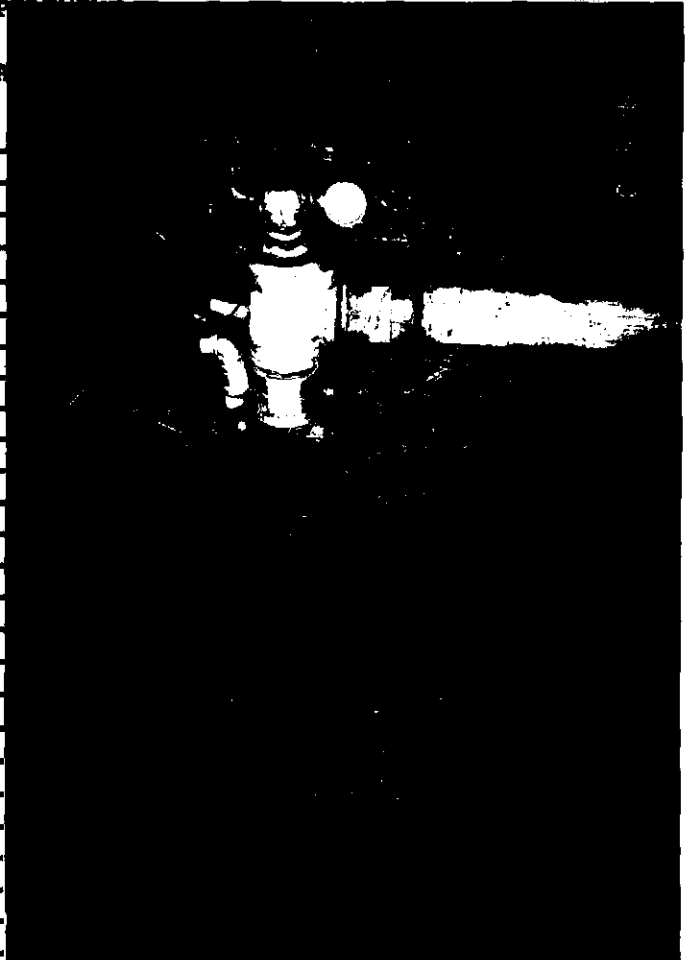
10/16/96
10/16/96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SURVEY

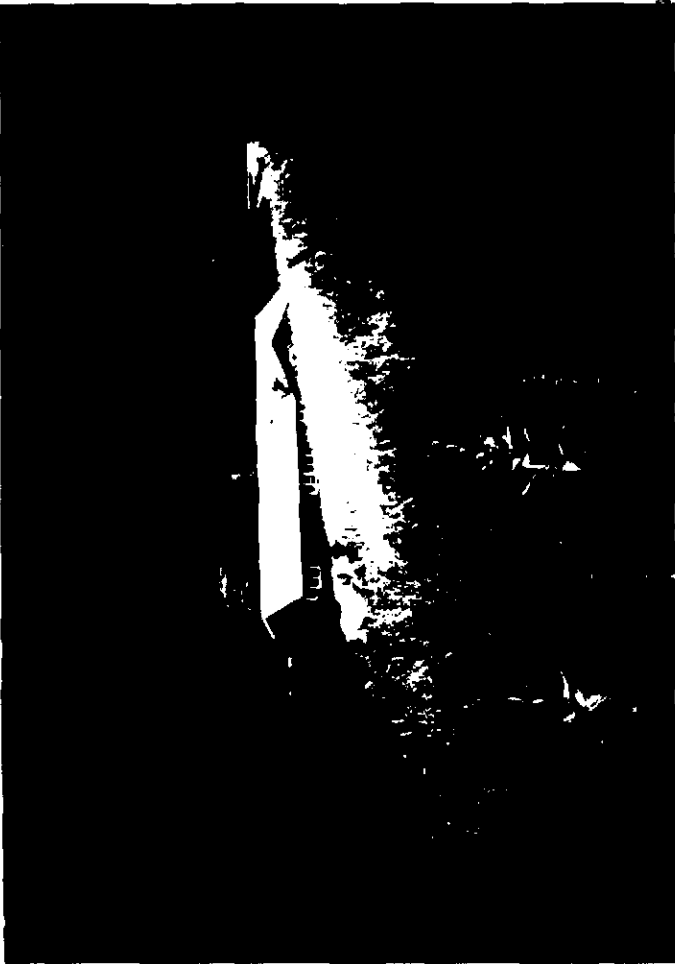
PERMIT

94-07196

PHOTOGRAPH



STATE OF IDAHO
DEPARTMENT OF WATER
REPORT SURFACE
PHOTOGRAPH



Price of US\$



Lined area for notes or additional information.

1/1/2000
1/1/2000

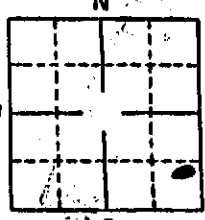


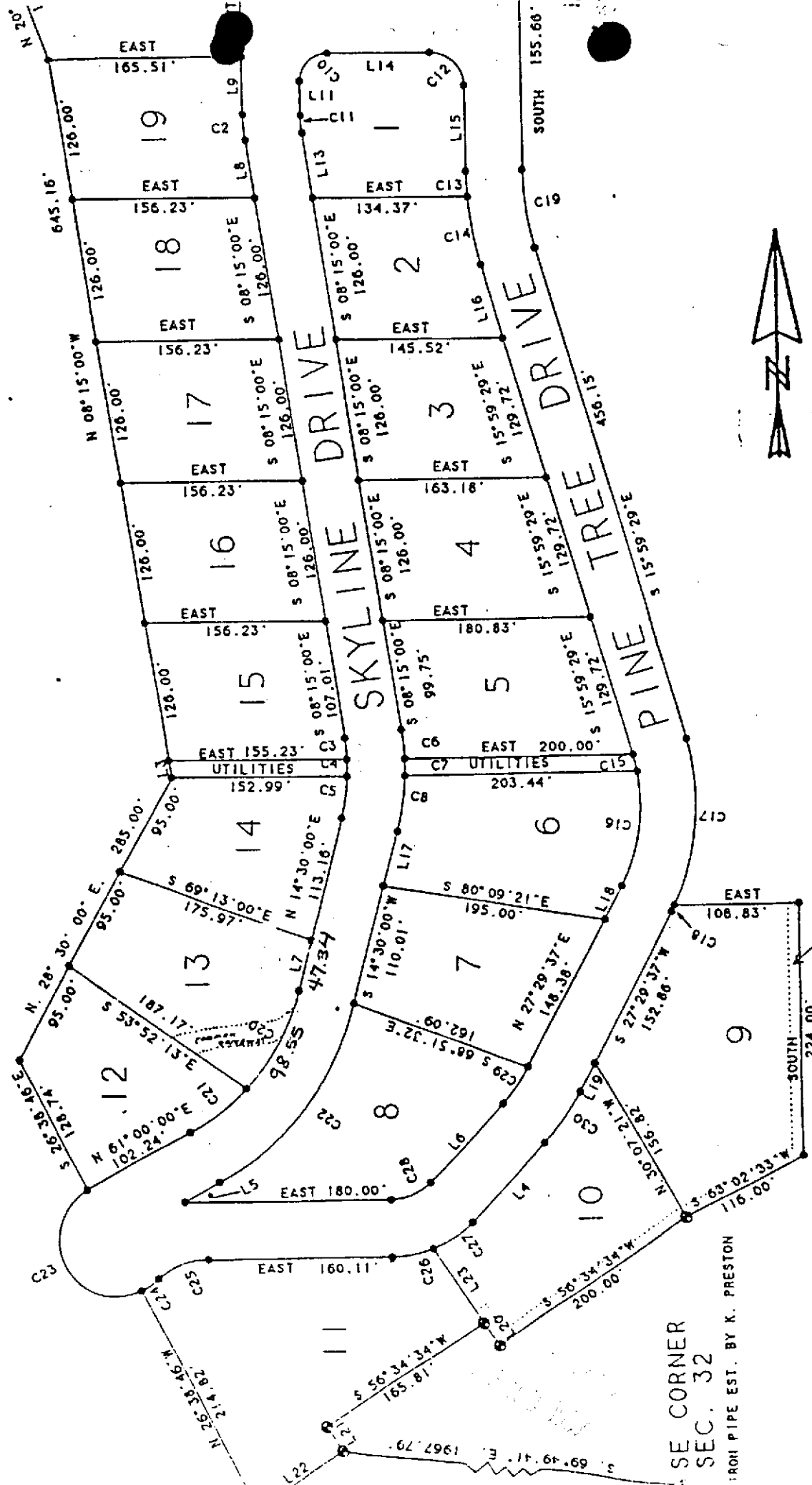
94-07196

T. 49N., R. 02E., Sec. 32

DALTON, RUSSELL

Department of Water Resources

1. WELL OWNER Name <u>RUSSELL DALTON</u> Address _____ Owner's Permit No. <u>94-83-N-27</u>	7. WATER LEVEL Static water level <u>7</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ °F. Quality _____																																																																						
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td><u>150 GPM</u></td> <td><u>88'</u></td> <td><u>4 HRS</u></td> </tr> <tr> <td><u>100 GPM</u></td> <td><u>22'</u></td> <td><u>1 HR</u></td> </tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>150 GPM</u>	<u>88'</u>	<u>4 HRS</u>	<u>100 GPM</u>	<u>22'</u>	<u>1 HR</u>																																																													
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3. PROPOSED USE ☒ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>8</td> <td>0</td> <td>4</td> <td>CLAY</td> <td></td> <td></td> </tr> <tr> <td></td> <td>4</td> <td>18</td> <td>CLAY & GRAVEL</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>18</td> <td>25</td> <td>CLAY</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>25</td> <td>44</td> <td>1" GRAVEL 25 GPM</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>44</td> <td>70</td> <td>1" & QUICKSAND GETTING</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td>50 TO 60 GPM WITH OPEN</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td>HOLE FROM 40' TO 75'</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>70</td> <td>83</td> <td>GRAY-GREEN CLAY STICKY</td> <td></td> <td></td> </tr> <tr> <td></td> <td>83</td> <td>96</td> <td>SHALE GRAVEL</td> <td>X</td> <td></td> </tr> <tr> <td></td> <td>96</td> <td></td> <td>SHALE</td> <td></td> <td></td> </tr> </tbody> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	8	0	4	CLAY				4	18	CLAY & GRAVEL	X			18	25	CLAY	X			25	44	1" GRAVEL 25 GPM	X			44	70	1" & QUICKSAND GETTING	X					50 TO 60 GPM WITH OPEN	X					HOLE FROM 40' TO 75'	X			70	83	GRAY-GREEN CLAY STICKY				83	96	SHALE GRAVEL	X			96		SHALE		
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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____																																																																							
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>.250</u> inches</td> <td><u>8</u> inches</td> <td><u>7.5</u> feet</td> <td><u>94.5</u> feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☒ Yes ☐ No How perforated? ☐ Factory ☐ Knife ☒ Torch Size of perforation <u>3/8</u> inches by <u>4</u> inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>22</u> perforations</td> <td><u>89</u> feet</td> <td><u>94</u> feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ perforations</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>25</u> Material used in seal: ☐ Cement grout ☒ Puddling clay ☐ Well cuttings Sealing procedure used: ☒ Slurry pit ☒ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	<u>.250</u> inches	<u>8</u> inches	<u>7.5</u> feet	<u>94.5</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	<u>22</u> perforations	<u>89</u> feet	<u>94</u> feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet																																							
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_____ perforations	_____ feet	_____ feet																																																																					
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6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Shoshone</u> <u>N.E. 1/4 S.E. 1/4 Sec. 32, T. 12N, N/S, R. 2 E EW.</u>	10. Work started <u>12-31-82</u> finished <u>1-7-83</u>																																																																						
	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>BRAND X WATER WELLS</u> Firm No. <u>289</u> Address <u>BATHURST 104</u> Date <u>1-11-83</u> Signed by (Firm Official) <u>Lendon Corcoran</u> and (Operator) <u>Lendon Corcoran</u>																																																																						

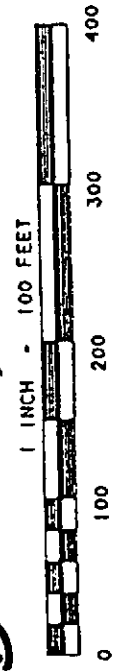


DALTON, RUSSELL

94-07196

LEGEND

- CONCRETE MONUMENT - HIGHWAY ROW (EXCEPT AS NOTED)
- SET 1 INCH IRON PIN



March 18, 1994

RUSSELL DALTON
P.O. BOX 313
OSBURN ID 83849

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 94-07196

Dear Permit Holder:

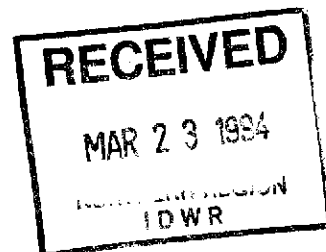
The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region



4/1/94
MAR 23 1994

March 18, 1994

RUSSELL DALTON
P.O. BOX 313
OSBURN ID 83849

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 94-07196

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.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

APR 21 1994

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 94-07194

Reviewed by [Signature]

Date 3-18-94

GENERAL CONSIDERATIONS

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

TYPES OF USE

Dom.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

no Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
100.00 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>1</u>		
Date proof due	<u> </u>	-	<u> </u>
No. of days late	<u> </u>	=	<u> </u>
Priority Date	<u> </u>	+	<u> </u>
New Priority Date	<u> </u>		<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY
New Address

Proof Made 3-17-94

February 28, 1994

RUSSELL DALTON
P.O. BOX 313
OSBURN ID 83849

PROOF DUE NOTICE

RE: PERMIT NO. 94-07196

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 May 1, 1994.

(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.

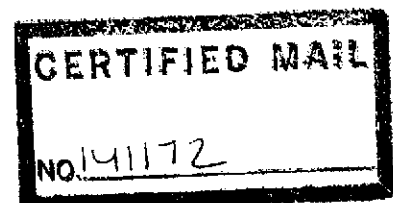
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

APR 2 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 1, 1992

Russell Dalton
Box 313
Osburn, ID 83849

Re: Permit No. 94-07196

Dear Permit Holder:

Enclosed is a copy of your approved Request for Extension of Time submitted in connection with the above referenced permit. The time within which to submit proof of beneficial use is extended to May 1, 1994.

Please note that the department has granted this extension based upon governmental agency delay. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

c: IDWR-Regional Office

MICROFILMED

MAY 22 1992

ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 94-07196 Reviewed by Klg Date 3/31/92

BASIC INFORMATION

3/31/92 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the permit been involved in litigation?
_____ Is supporting documentation needed to complete the file? _____ Requested? _____
✓ Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? no Requested? _____
_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Approve Based on govt. delay
extend to 5/1/94

PRIORITY CALCULATION

Date extension received	<u>NA</u>	=	_____
Proof due date	<u>1</u>	=	_____
Number of days late	<u>1</u>	=	_____
Priority date	<u>1</u>	=	_____
New Priority Date		=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 4/1/92 Klg

March 24, 1992

State of Idaho
Department of Water Resources
1301 North Orchard St.
State House Mail
Boise, Idaho 83720-9000

RECEIVED
MAR 31 1992

Re: Permit No. 94-07196

Department of Water Resources

Dear Karen L. Gustafson:

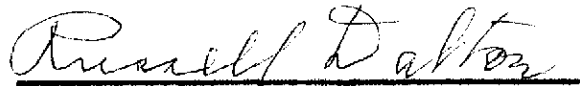
When I asked for a one year extension of time in March of 1991 little did I know, of the red tape and set backs, plus a slow very slow engineering firm to do this work.

Meckel Engineering and Surveying was hired in May, 1991 for this job on September 11, 1991. Plans were sent to the Health Department after some changes, and more delays, the water tank plans were approved. After five months in engineering the water tank was built in three days.

Sewer and water system next after about three months of more waiting and some rush jobs they just had to do first, I got some action on the sewer and water lines. On January 23rd, 1992 Meckel Engineering sent the plans to the Health Department. See letter of February 21, 1992. As of today, March 24, 1992, Meckel Engineering has not completed the plans that the Health Department has asked for.

With all of the lost time in red tape and very slow engineering I would need an extension of time till October 31, 1993 to complete this job.

Sincerely,


RUSSELL DALTON
P. O. Box 313
Osburn, Idaho 83849

RECEIVED

MAY 22 1992



IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

3 LETTERS

2110 Ironwood Parkway, Coeur d'Alene, ID 83814-2648, (208) 667-3524

Cecil D. Andrus, Governor Richard P. Donovan, Director

September 30, 1991

Mr. Russell Dalton
PO Box 33
Osburn, ID 83849

RE: Mountain View Estates - Water Storage Reservoir

Dear Mr. Dalton:

Plans and specifications for construction of a 30,000 gallon water storage reservoir to serve Mountain View Estates subdivision were submitted for our review on September 27, 1991 by James Meckel of Meckel Engineering and Surveying. The plans and specifications were found to be in accordance with Idaho Department of Health and Welfare regulations and are approved for construction purposes.

Plans and specifications for construction of the balance of the drinking water system and for the sewage collection system necessary to serve the subdivision must be submitted for review and approval by this Department. Several items in the April 15, 1991 letter to you still need to be completed.

Section 39-118 of Idaho Code requires that the project engineer must submit as-built plans or certification within 30 days of project completion for review and approval by this department. An engineer must be retained for inspection activities during construction.

If construction is not started within one year of the date of this letter, this approval expires.

Sincerely,

Gary J. Gaffney, P.E.
Water Quality Engineer

GJG:mb

c: Meckel Engineering, CDA
Bonners Ferry Builders

MICROFILMED

MAY 22 1992



September 20, 1991

Russell Dalton
PO Box 313
Osburn, ID 83849

RE: Mountain View Estates

Dear Mr. Dalton:

Plans for construction of a 30,000 gallon water storage tank as submitted by Meckel Engineering and Surveying on September 16, 1991 have been reviewed. Before construction of the tank can be approved the following items must be provided:

1. A site plan for the tank showing the orientation of the tank and appurtenances on the property and boundary lines is needed.
2. The plans for the tank must be stamped, dated and signed by an Idaho registered professional engineer and labelled. The plans are difficult to read.
3. Specifications pertaining to construction of the tank also stamped by your engineer are needed. There was no information in the submittal pertaining to the tank concrete, reinforcing material, curing, testing or disinfection.
4. The adequacy of the soils in the tank site to support the tank loads needs to be determined. Directions on preparation of the site for placement of the tank need to be in the specifications.
5. The justification for changing the tank outlet pipe size from eight-inch to six-inch diameter needs to be provided.
6. The plan checklist indicated that the tank would ride on the system. The plans show the tank with a four-inch inlet and six-inch outlet pipe indicating a flow through arrangement. This needs to be clarified.
7. The four-inch tank vent and overflow should be increased to six-inch diameter or have two four-inch vent/overflows installed.

MICROFILMED

MAY 22 1992

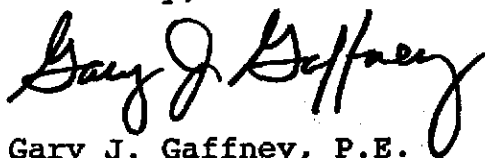
TO: Mr. Dalton
RE: Mountain View Estates

September 20, 1991
Page 2

8. The slope of the tank roof should be specified on the plans. Ponding of water on flat reservoir covers can cause problems.
9. The steel access cover must be coated with paint approved by the National Sanitation Foundation (NSF) for use on drinking water systems.
10. If the tank is to be used for chlorine contact, the inlet and outlet should be located on opposite sides of the tank.

As soon as we receive a response to these items, we will continue with the review. Construction of the tank cannot be started until approval is granted by this Department.

Sincerely,



Gary J. Gaffney, P.E.
Water Quality Engineer

GJG:mb

c: James Meckel/Rom Schmidt, Meckel Engineering, CDA
Bonners Ferry Builders

RECORDED

MAY 22 1992

Professional Engineers
Registered Land Surveyors
U.S. Mineral Surveyor

W. R. S. J.
S. M. P. O. L. E. N.

MECKEL ENGINEERING & SURVEYING

402 Idaho Avenue • P.O. Box 2228
Coeur d'Alene, Idaho 83814-1915
Phone (208) 667-4638 • FAX (208) 664-3347

September 11, 1991

667 4638

Mr. Gary J. Gaffney, P.E.
IDAHO DIVISION ENVIRONMENTAL QUALITY
2110 Ironwood Parkway
Coeur d'Alene, Idaho 83814

RE: WATER SYSTEM - RUSSELL DALTON

Dear Gary:

We are submitting a report covering the reservoir that Mr. Russell Dalton plans to install for his proposed development. Mr. Dalton's contractor for the reservoir is:

B. F. Builders
Harold Wedel, Manager 267 3592
HCR 85, Box 60
Bonners Ferry, Idaho 83805

Mr. Wedel has furnished construction plans which we have reviewed. Plan copies are included. It is Mr. Dalton's intent to construct the reservoir beginning this month.

Please let me know if there are any questions.

Very truly yours,

James P. Meckel
James P. Meckel, P.E., P.L.S.

JPM:jl
Encl. Plans
Engineering Report
Plan and Specification Checklist

MICROFILMED

MAY 22 1992

B. F. BUILDERS

~~STAR ROUTE~~

BONNERS FERRY, IDAHO 83805

PHONE AN 7-3592 OR AN ~~7-3592~~

TO [Russel Dalton
Box 313
Osburn, Idaho 83,849]

SUBJECT Water Storage Tank

MESSAGE

DATE

10-3-91

fold

We propose to furnish
Labor - Material - Equipment to construct
30,000 gal. Concrete Storage Tank as per
Plans approved by Meckel Engineering
Owner to provide Cat to Tow to site if Necessary.

SENT BY

Total Price 22,000⁰⁰

DATE

Down payment of:

5,000⁰⁰ to be Mailed to: Work to start by Oct 15 '91
B. F. Builders proceed as weather permits.
HCR 85 Box 60 B.F. Builders
Bonners Ferry Idaho 83805 sent Harold Medel

Send with this pink card as with carbon intact. Pink copy is returned with reply.

owner

Form PK-1 © Business Envelope Mfrs. Inc.
Pearl River, New York • Melrose Park, Ill.

RECEIVED

MAY 22 1992



IDAHO DEPARTMENT
OF HEALTH AND WELFARE

DIVISION OF
ENVIRONMENTAL QUALITY

2110 Ironwood Parkway, Coeur d'Alene, ID 83814-2648, (208) 667-3524

NOTE IT TOOK 7 DAYS
FOR THIS LETTER TO COME
FROM CDA RECEIVED ON
2-26-92 ALSO IT TOOK THE
SAME TIME TO GO 3 BLOCKS TO

Cecil D. Andrus, Governor Richard P. Donovan, Director

February 21, 1992

Mr. Ron Schmidt
Meckel Engineering & Surveying
PO Box 2228
Coeur d'Alene, ID 83814

RE: Mountain View Estates - Water and Sewer Systems

Dear Mr. Schmidt:

Plans and specifications for construction of the public drinking water system and the sewage collection system serving the 21 proposed lots in Mountain View Estates subdivision in Shoshone County as submitted by you on January 23, 1992 have been reviewed. Before our review can be completed and construction approved, the following items need to be addressed:

1. A copy of the well log must be submitted.
2. Results from test pumping of the well must be submitted to verify its production capacity. A minimum six-hour test measuring drawdown, static water level, yield and duration must be performed and documented in the test pumping results submitted.
3. Standby chlorination equipment must be installed on the well discharge. Evidence of 30 minutes of available chlorine contact prior to the first users must be provided. A sample tap and pressure gauge must be installed on the well discharge.
4. Test results from the well for inorganic chemicals and volatile organic chemicals have been submitted. Results from the well for coliform bacteria and radiological chemicals are needed.
5. In the September 13, 1991 sample, the iron level in the well water was 0.25 mg/l which is close to the 0.3 mg/l maximum level. The manganese level in the same sample was 0.05 mg/l which is equal to the maximum level. We recommend that the well water be resampled to confirm these results. Treatment will be required if the maximum levels are exceeded.

RECEIVED

MAY 22 1992

TO: Mr. Schmidt
RE: Mountain View Estates

February 21, 1992
Page 2

6. The plans need to show the well casing terminating one foot above the 100-year flood level. A vented well cap is needed.

Items 1-6 above were contained in our April 15, 1991 letter to Russell Dalton. A copy of that letter is enclosed.

- R 7. Page 3 and beyond of the Supplemental Specifications were omitted from the submittal.
8. Gravity sewer lines installed on slopes greater than 20 percent must be anchored securely with concrete, or equal, anchors spaced at no more than 36 feet for slopes up to 35 percent, and no more than 24 feet for slopes up to 50 percent. Revisions of the plans to include anchor detail and locations must be made.
9. If the velocity in the steep sewer line exceeds 15 fps, special provisions to protect against displacement by erosion and impact must be made. The steep sewer line going down the hill would seem to qualify for these special provisions and may need special provisions.
10. Since lots 10 and 11 are not being provided with water and sewer service, the sanitary restriction on the subdivision plat cannot be released from these lots until plans for service to these lots are approved.
11. The curvilinear sewer line and three (3) six-inch diameter collection lines proposed in the subdivision are acceptable. Does the owner of the sewage system accept the additional maintenance involved with this design over straight alignment and eight-inch diameter sewer lines?
12. A completed plan and specification review checklist for this project must be submitted.
13. The route of the four-inch water line from the well to the subdivision must be shown on the plans.
14. The route of the six-inch water line from the subdivision to the water tank must be shown on the plans.
15. Details and specifications for the vacuum breaker and for the air release valve installed on the water line in the subdivision must be provided.
16. The well pumphouse floor drain needs to be shown connected to the nearby drainpipe. Provisions to heat the pumphouse should be included.

RECEIVED
MAY 22 1992

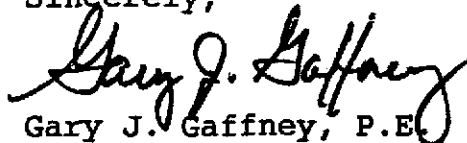
TO: Mr. Schmidt
RE: Mountain View Estates

February 21, 1992
Page 3

17. Has the South Fork of the Coeur d'Alene River Sewer District approved service to the subdivision, agreed to own operate and maintain the sewage collection lines within the subdivision and approved the system as designed? Please submit evidence of their acceptance.

Once we have received a written response to these items and the revised plans and specifications, the review will continue. No construction of the water and sewage systems can start under state law until construction plans and specifications are approved by this department.

Sincerely,


Gary J. Gaffney, P.E.
Water Quality Engineer

GJG:mb
Enclosure

c: Russell Dalton, Osburn

RECEIVED
MAY 22 1992

DALTON
MOBILE HOMES SALES, INC.
AND
LEISURE ACRE MOBILE HOME PARK
88 75'x 100' Landscaped Lots
"WE SELL MANUFACTURED HOMES"

RUSSELL DALTON
Owner

BOX 313
OSBURN, IDAHO 83849
PHONE (208) 556-2973

January 2, 1992

Shoshone County Planning & Zoning Commission
P. O. Box 708
Wallace, Idaho 83873

Dear Members:

I will need an extension of time to September, 1993 to finish the sub-division (Mountain View Estates).

The reason for this date September, 1993 is to give all of the roads time to settle through the winter and spring months before black top is put on. Some of the sewer line is 8 feet deep on Pine Tree Drive.

The sewer and water lines will be put in as soon as the weather will permit in 1992.

All clearing of brush and trees have been done, roads cut to rough grade, 30,000 gallon water storage tank is in, 24 inches of rock base hauled on Skyline Drive.

Thank you.

Very truly yours,

DALTON MOBILE HOME SALES, INC.

By Russell Dalton
Russell Dalton

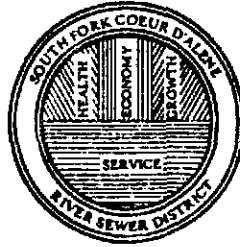
THIS EXTENSION WAS
APPROVED BY THE
PLANNING & ZONING COMMISSION

MICROFILMED

MAY 22 1992

SOUTH FORK COEUR D' ALENE RIVER SEWER DISTRICT

606 BANK STREET
P.O. Box 68
WALLACE, IDAHO 83873



OFFICE: (208) 753-8041
753-1151
MULLAN PLANT: 744-1512
PAGE PLANT: 784-7311

February 24, 1992

Meckel Engineering & Surveying
402 Idaho Avenue
PO Box 2228
Coeur d'Alene, Idaho 83814

Dear Sirs:

The proposed subdivision being constructed in Pinehurst by Mr. Russell Dalton is contained within the boundaries of the South Fork Coeur d'Alene River Sewer District. Connection to the District lines has been approved.

Sincerely,

Carl Mattingly
Carl (Corky) E. Mattingly
District Manager

CE/jc
cc: Russell Dalton

RECEIVED
MAY 22 1992

February 28, 1992

RUSSELL DALTON
P.O. BOX 313
OSBURN ID 83849

PROOF DUE NOTICE

RE: PERMIT NO. 94-07196

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 May 1, 1992. (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.

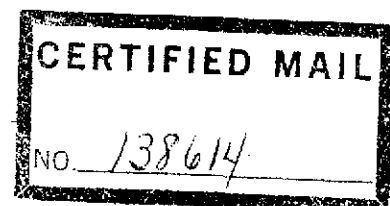
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED

MAY 22 1992



April 5, 1991

RUSSELL DALTON
BOX 313
OSBORN ID 83849

Dear Mr. Dalton:

Re: Permit No. 94-7196

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to May 1, 1992.

Note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECORDED

APR 23 1991

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 94-7196Reviewed by [Signature]Date 4-2-91

BASIC INFORMATION

g Date stamp received
g Extension received timely (not too early not too late)
g Fee received and receipted
g Name and signature same as permit
W Address change

BASIS FOR EXTENSION REQUEST

_____ Has adequate work been completed to demonstrate due diligence?
_____ Has the cost incurred been adequate to demonstrate an intent to complete the project?
_____ Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

_____ Is delay by a government agency?
_____ Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN

Recommend approval based on delay by O & Z. - See letter by James E. Banks for one year

_____ Reinstate Date extension received _____ = _____
Proof due date _____ = _____
No. of days late _____ = _____
Priority date _____ = + _____
ADJUSTED PRIORITY DATE _____ = _____

DATE ENTRY

[Signature] Change proof due date _____ Address change
Priority date change _____

138178

February 28, 1991

RUSSELL DALTON
P.O. BOX 313
OSBURN, ID 83849

PROOF DUE NOTICE

RE: PERMIT NO. 94-07196

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 May 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

APR 23 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 94-7196

Name(s) of Permit Holder(s): Russell Dalton

Post Office Address: Box 313 Osburn Idaho 83849

Tel. No. 556-2973

☒ I hereby certify that construction of diversion works for the above referenced permit began on Dec 31 - 1982 (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.

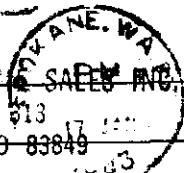
1-15-83
Date

Russell Dalton
Signature of Permit Holder

DALTON MOBILE HOME SALES INC.

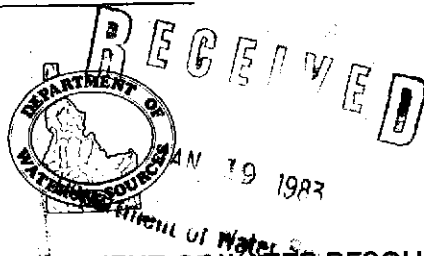
P. O. BOX 513

OSBURN, IDAHO 83849



RECEIVED

APR 23 1991



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

March 17, 1986

Russell Dalton
Box 313
Osburn, ID 83849

Dear Mr. Dalton:

Re: Permit No. 94-7196

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to May 1, 1991.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

RECEIVED

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 44-7196Reviewed by [Signature]Date 3-13-1986

BASIC INFORMATION

- ☒ Date stamp received
☒ Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
☒ Fee received and receipted
☒ Name and signature same as permit
☒ Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

- ☒ Has adequate work been completed to demonstrate due diligence?
☒ Has the cost incurred been adequate to demonstrate an intent to complete the project?
☒ Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay.

Date litigation completed _____

Date litigation began _____

Total period of delay _____

Present proof due date _____

NEW PROOF DUE DATE _____

☒ Is delay by a government agency?

Is supporting documentation needed to complete the file? _____

Requested? _____

ACTION TAKEN

Recommend approval based on due diligence

Special conditions or remarks:

Reinstate _____

Date extension received _____

Proof due date _____

No. of days late _____

Priority date _____

ADJUSTED PRIORITY DATE _____

☒ Prepare coding sheet☒ Change rolodex card

MICROFILMED



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

EXTENSION OF TIME

MARCH 7, 1986

RUSSELL DALTON

P.O. BOX 313

OSBURN, ID 83849

PERMIT NO. 94-7196

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 37530

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

- - - - -

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
FEBRUARY 28, 1986

138914

DALTON, RUSSELL
P.O. BOX 313
OSBURN, ID 83849

PROOF DUE NOTICE

RE: PERMIT NO. 94-7196

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 MAY 1, 1986. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH 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 A COMPLETED PROOF OF BENEFICIAL USE FORM OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

DALTON, RUSSELL
P.O. BOX 313
OSBURN, ID 83849

JUNE 23, 1981

RE: PERMIT NO. 94-7196

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.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL A MEASURING DEVICE, OR AN ACCESS PORT TO PROVIDE FOR THE INSTALLATION OF MEASURING EQUIPMENT BY THE DEPARTMENT. ENCLOSED PLEASE FIND A LIST OF MEASURING DEVICE OPTIONS, AND SPECIFICATIONS FOR THE INSTALLATION OF THE ACCESS PORT.

WE HAVE ENCLOSED A FORM 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: JK

APPLICATION NUMBER: 94-7196

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ 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. Copies sent by: JK Date: 4/16/81
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

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: 5/11/81 ✓
Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/4/81 ✓
☒ 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? _____
4/14/81 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RJA Date: 5/11/81

STATE OFFICE REVIEW:

SLW/L03 OIC, 04

☐ See attached sheet for more information.
By: RJA Date: 5/27/81

RECEIVED
MAY 18 1981
Department of Water Resources

MICROFILMED

94-2196

DALTON, RUSSELL

P.O. BOX 313, OSBURN, ID 83849

Source: GROUNDWATER

Date Filed: 04/14/1981

Amount: 0.80 CFS

Diversion Point: NESW Sec 32 T 49N R 02E, SHOSHONE Co.

Use: IRRIGATION	(0.40 CFS)	from 04/01 to 10/31
DOMESTIC	(0.40 CFS)	from 01/01 to 12/31

Place of Use: NESW SESW NWSE SWSE Sec 32 T 49N R 02E FOR 34 ACRES

Diversion Means: PUMP, PIPELINE AND TANK.

MICROFILMED

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

April 16, 1981

Mr. David Johann
Divn. of Environment
2110 Ironwood Parkway
Coeur d'Alene, Id. 83814

RE: 94-7196

Dear Dave:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Department of Water Resources.

Very truly yours,

Robert G. Haynes, P.E.
Regional Supervisor

RGH/fms

Enclosure

MICROFILMED