



PUMP
PLACE OF
USE

MID-CONTINENTAL
OCT 11 1996

BAUGH
T. 46 N., R. 24 W.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

AUG 07 1997

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

1. Permit No. 92-07223 Telephone No. (208) 245-2344

2. Name(s) of Permit Holder(s): DONALD R BAUGH

3. Mailing Address: HC 1 BOX SR 285 ST MARIES ID 83861

4. Source of Water: ST JOE RIVER If **GROUNDWATER** (well), Date Drilled: mo. / yr.

a. Well Driller: Drilling Permit Number: - -

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

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

Domestic (No. of households): Stockwater (No. and type of stock):

Irrigation (No. of acres): Other: LAWN WATERING

6. Total rate of diversion and/or volume for which proof is submitted: cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No ✓

Has the measuring device been installed? Yes or No ✓

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

Has the measurement port been installed? Yes or No ✓

8. Fee Enclosed: \$ 50⁰⁰ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: DONALD R BAUGH Telephone Number: (208) 245-2344

Address: HC 1 BOX SR 285 ST MARIES ID 83861

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Donald R Baugh Date: 8-5-97
(Include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 92-07223

Proposed Priority: August 7, 1996

Maximum Diversion Rate:

0.04 CFS

This is to certify, that DONALD R BAUGH

HC 1 BOX SR 285

ST MARIES ID 83861

has applied for a permit to appropriate water from:

ST JOE RIVER

tributary of COEUR D ALENE LAKE

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 9(NWSW), Sec. 16, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

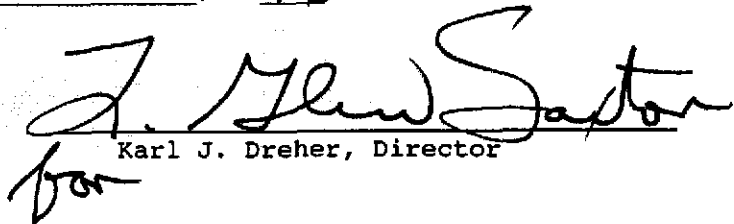
46N 02W 16 Lot 9(NWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1997.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.

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

20th day of September, 1996


Karl J. Dreher, Director

OCT 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 92-07223

RECEIVED

SEP 16 1996

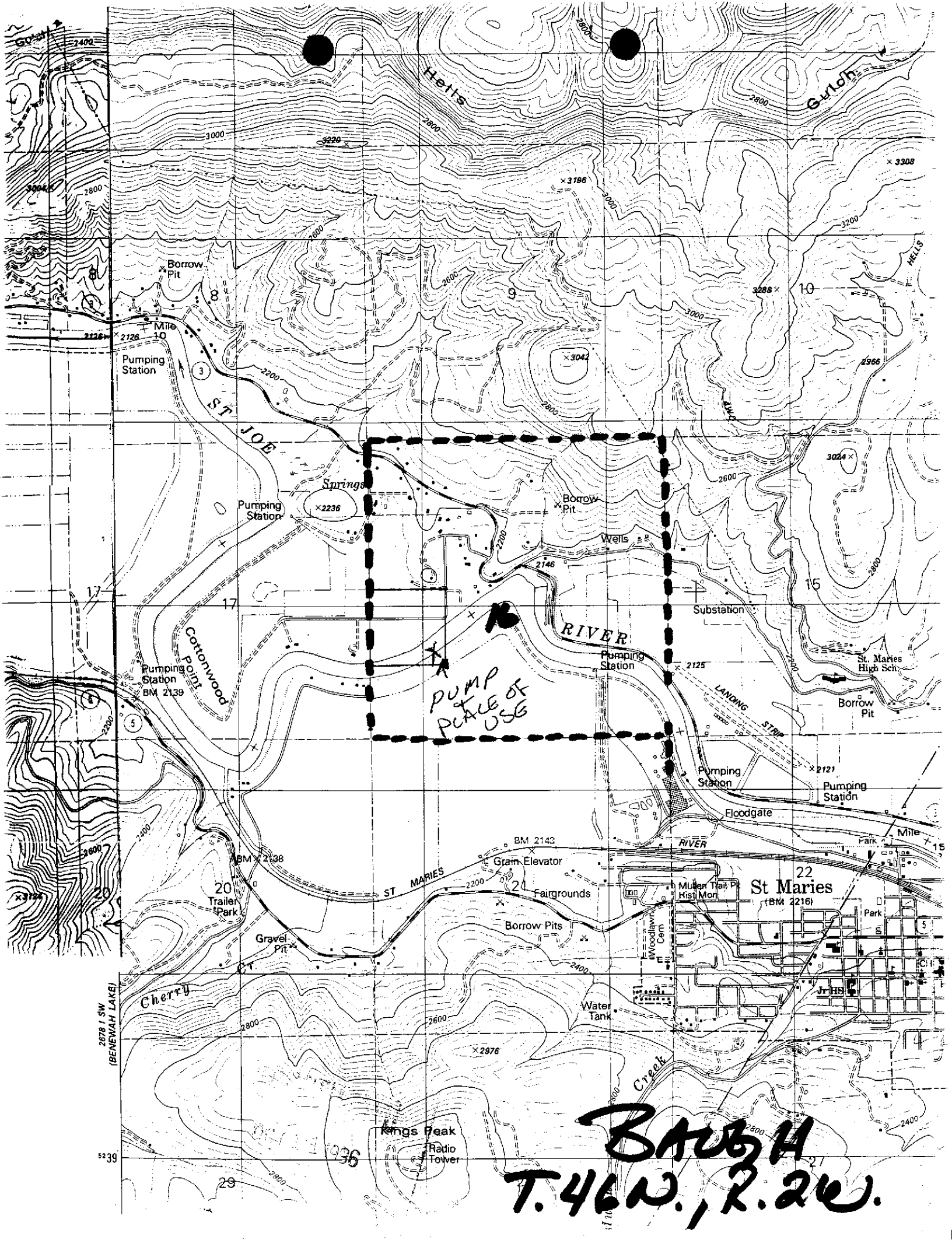
To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of applicant DONALD R. BAUGH Phone 245-2344
Post office address HC 1 BOX SR 285 ST MARIES ID. 83861
2. Source of water supply ST JOE RIVER which is a tributary of COEUR D'ALENE LAKE
3. Location of point of diversion is _____ ¼ of NW ¼ of SW ¼, Govt. Lot 9
Sec. 16 Township 46 N Range 2 W B.M. BENEWAH County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 15 GAL/M and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 1 1/2 H.P. PUMP PLACED
ON RIVER BANK TO WATER 1/4 ACRE OF LAWN.
REMOVED DURING WINTER MONTHS
 - b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity NA acre-feet; period of year when water will be diverted to storage:
NA to NA inclusive.
 - c. Proposed well diameter is NA inches; proposed depth of well is NA feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? NA
 - e. If well is already drilled, when? NA; Drilling firm NA;
Well was drilled for (well owner) NA
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 YEAR years (minimum 1 year).

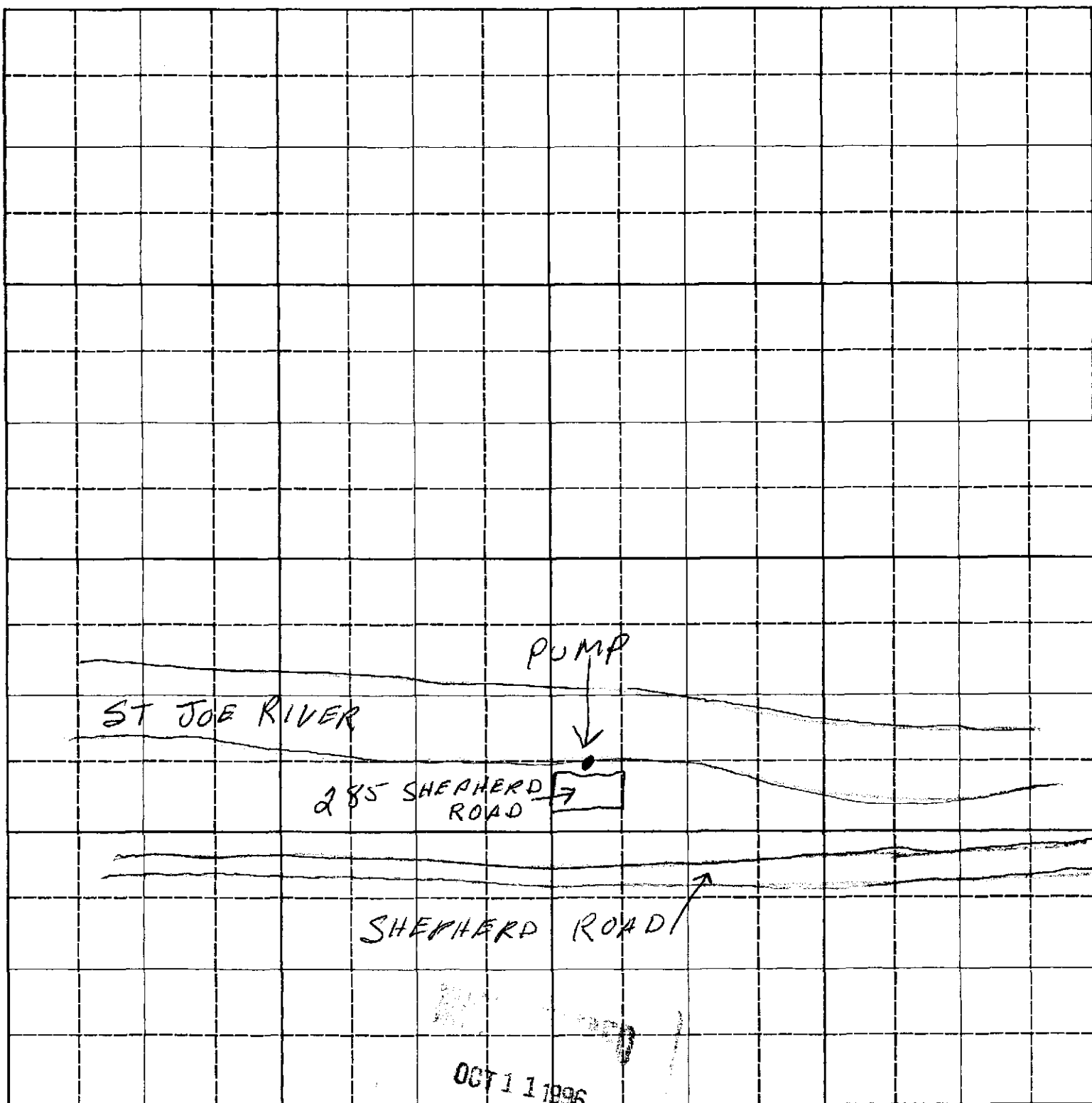
OCT 11 1996

9661 T T 1942



BAUGH
T. 46 N., R. 26 W.

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Donald R. Baugh
(Applicant)

OCT 1 1996

65-711-1000

e. Other:

- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

19

- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Publication approved by _____ Date 9/15/96

Publication prepared by _____ Date 8/14/96

Fee \$ 5000 Received by _____ # N010445 Date 7/16/96

Received by _____ Date 7/16/96 Time 1:25P Preliminary check by _____

8/7/96 11:25P

ST. MARYS RIVER DISTRICT



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

August 12, 1997

Donald R. Baugh
HC 1, Box SR 285
St. Maries, ID 83861

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 92-07223

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.

Please be advised that Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

Sincerely,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - N. Region.

10/12/97
Saxton

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 92-07223 Reviewed by WJ Date 8-12-97

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

Dom

yes Address same as permit?

yes Proof timely received?

Correct Uses? yes

If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No.

☐ Amount paid for permit

☐ Well log in the file?

☐ Correct?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?

NO Required?

50 Amount Submitted

☐ Installed?

yes Correct?

☐ Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

 -
 =
 +

DEFICIENCIES OR ACTION ITEMS

- none
- acknow. proof

DATA ENTRY

New Address

Proof Made 8-07-97

JDI

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: C039762

Date: 8/ 7/1997
Time: 10:24:54

Received
From: BAUGH, DONALD/ERLENE

Type of Payment	Program Acct	Amount
PROOF BENEFICIAL USE 92-07223	56104 229 21 1155	50.00

CHECK

3870

Total \$ 50.00

Region: STATE

Signature: 

RECEIVED
SEP 16 1997

July 31, 1997

DONALD R BAUGH
HC 1 BOX SR 285
ST MARIES ID 83861

7540662123

PROOF DUE NOTICE

RE: PERMIT NO. 92-07223

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 October 1, 1997.

(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

7540662123
JUL 31 1997



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

September 20, 1996

DONALD R BAUGH
HC 1 BOX SR 285
ST MARIES ID 83861

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 92-07223

Dear Permit Holder:

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

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

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

RECEIVED

OCT 11 1996

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

No.: 92-7223 Name: Baugh Date: 9/17/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: 2010445 Priority: 7/16/96 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WB), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - *WB5(Boise R † Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10;044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), *W07
LOCATION:
42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - _____ <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU) _____
OTHER CONDITIONS: _____
STANDARD REMARKS: - * Dwaol/1 _____
BENEFICIAL USE DUE: - 10-1- 1997 _____
COMMENTS: _____

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

WR1
WRA
PC

APPLICATION # 92-07223

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

APPLICANT: BAUGH BY: AS DATE: 8/7/96

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 8/7/96

X

(Include Moratorium Remark)

X

Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

sm/wed/ah

ADVERTISE IN: BENAWA County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes) (No)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- Y Notice of pending void order issued. Final order response date: ____/____/____
Y Further information required from applicant
Y Affidavit of publication received
Y Application published correctly, If not, record action taken: _____

8/11 Publication dates and paper recorded on application | Sr. Agent initial AS

Y Protests received. Final protest date: 9/9/96

Y Measuring device required

Y Measuring port required

Y Special conditions: _____

Y Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: AS

SEP 16 1996

Date: 9/11/96

Department of Water Resources

Affidavit of Publication



STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah County, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement herein.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 21st day of Aug., 1996 and the last on the 28th day of Aug., 1996.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 4th day of Sept., 1996

Cynthia Ann Hammes

STATE OF IDAHO)
COUNTY OF BENEWAH)

On this 4th day of Sept., in the year of 1996 before me, a Notary Public, personally appeared Cynthia Ann Hammes, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Sheron D. Blackburn

Notary Public for Idaho
Residing at St. Maries, Idaho
My commission expires: November 4, 1998

Water applications
filed on St. Joe River

NOTICE OF APPLICATION
FOR WATER RIGHT

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

92-07222

Rathbun, Martin G.
3140 Tomer Road
Moscow, ID 83843
Source: St. Joe River
Tributary: Coeur d'Alene Lake
Diversion Pt: NWSE Sec 16 T 46N
R 02W in Benewah County.
Use: Domestic (0.040 CFS), Total
Diversion: (0.040 CFS)
Date Filed: 8/6/1996
In: Benewah County T46N R02W
S16 NWSE

92-07223

Baugh, Donald R.
HC1, Box SR 285
St. Maries, ID 83861
Source: St. Joe River
Tributary: Coeur d'Alene Lake
Diversion Pt: NWSW Sec 16 T 46N
R 02W in Benewah County.
Use: Domestic (0.040 CFS); Total
Diversion: (0.040 CFS)
Date Filed: 8/7/1996
In: Benewah County T46N R02W
S16 NWSW

92-07224

Williams, Charles R.
HC01 SR-375
St. Maries, ID 83861
Source: St. Joe River
Tributary: Coeur d'Alene Lake
Diversion Pt: NWSE Sec 16 T 46N
R 02W in Benewah County.
Use: Irrigation (0.040 CFS); Total
Diversion: (0.040 CFS)
Date Filed: 8/6/1996
In: Benewah County T46N R02W
S16 NWSE
1.0 Acres Total

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before SEPTEMBER 9, 1996.

KARL J. DREHER, Director
No. 3351 -- Aug. 21-28.

RECORDED

1 1996

92-07223

BAUGH, DONALD R
HC1 BOX SR 285
ST MARIES, ID 83861

Source: ST JOE RIVER

Tributary: COEUR D ALENE LAKE

Diversion Pt: NWSW Sec 16 T 46N R 02W in BENEWAH County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 8/ 7/1996

In: BENEWAH County
T46N R02W S16 NWSW

OCT 11 1996

August 14, 1996

Donald R. Baugh
HC1 BOX SR 285
St Maries ID 83861

Re: Water Appropriation Application No. 92-07223

Dear Mr. Baugh:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

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

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

10/11/96

August 2, 1996

Mr. Donald R Baugh
HC1 Box SR 285
St. Maries ID 83861

RE: Application for Permit

Dear Mr. Baugh:

We are returning your Application for Permit along with Receipt Number N010445, for the amount of \$50.00. Currently, this filing is unacceptable. Please see the following items.

Item Number 3 - The point of diversion must be listed to the nearest 40 acre tract. Please mark the enclosed USGS Topographical Map where your diversion will be located.

Item Number 9 - Also, the place of use must be determined to the nearest 40 acre tract and the symbol for each use placed in the tabulation. Please mark where your domestic use will occur.

If you wish, we can determine the 40 acre tracts for the above items, based on your marks on the map.

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

Sincerely,

Allen Beardslee
Sr. Water Resource Agent

RECEIVED
OCT 11 1996