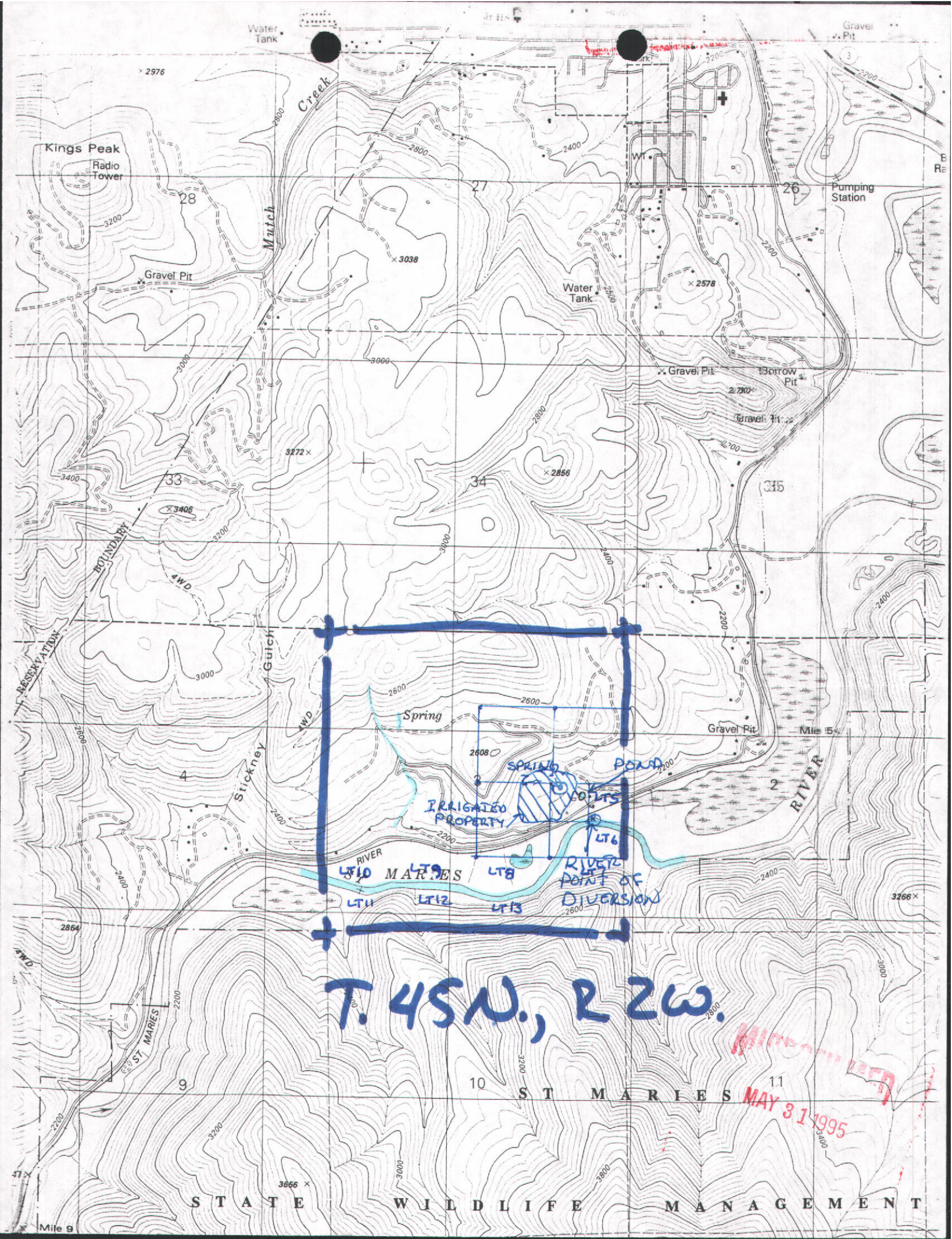




2976

Water Tank

Gravel Pit

Kings Peak
Radio Tower

28

Gravel Pit

Mutch Creek

Creek

3038

Water Tank

2578

Pumping Station

3272

3408

2856

BOUNDARY
RESERVATION

Guich

Spring

SPRING

IRRIGATED PROPERTY

ST. MARIES RIVER

POINT OF DIVERSION

T. 45N., R. 2W.

MAY 31 1995

STATE WILDLIFE MANAGEMENT

North, Range No 2 West of the Boise

RESERVATION

Sec. 5.

Sec. 8.

Sec. 17.

E

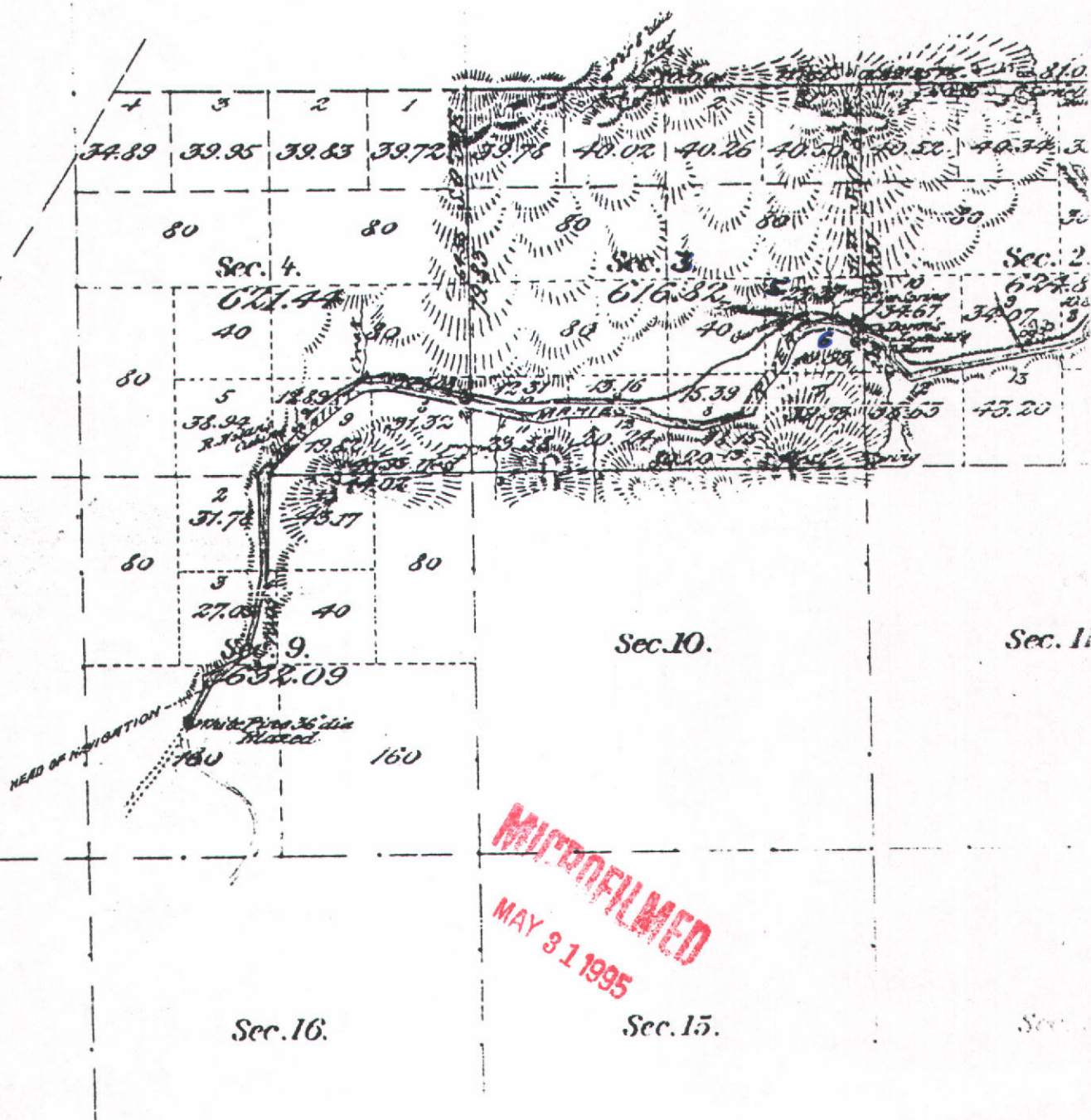
d

D

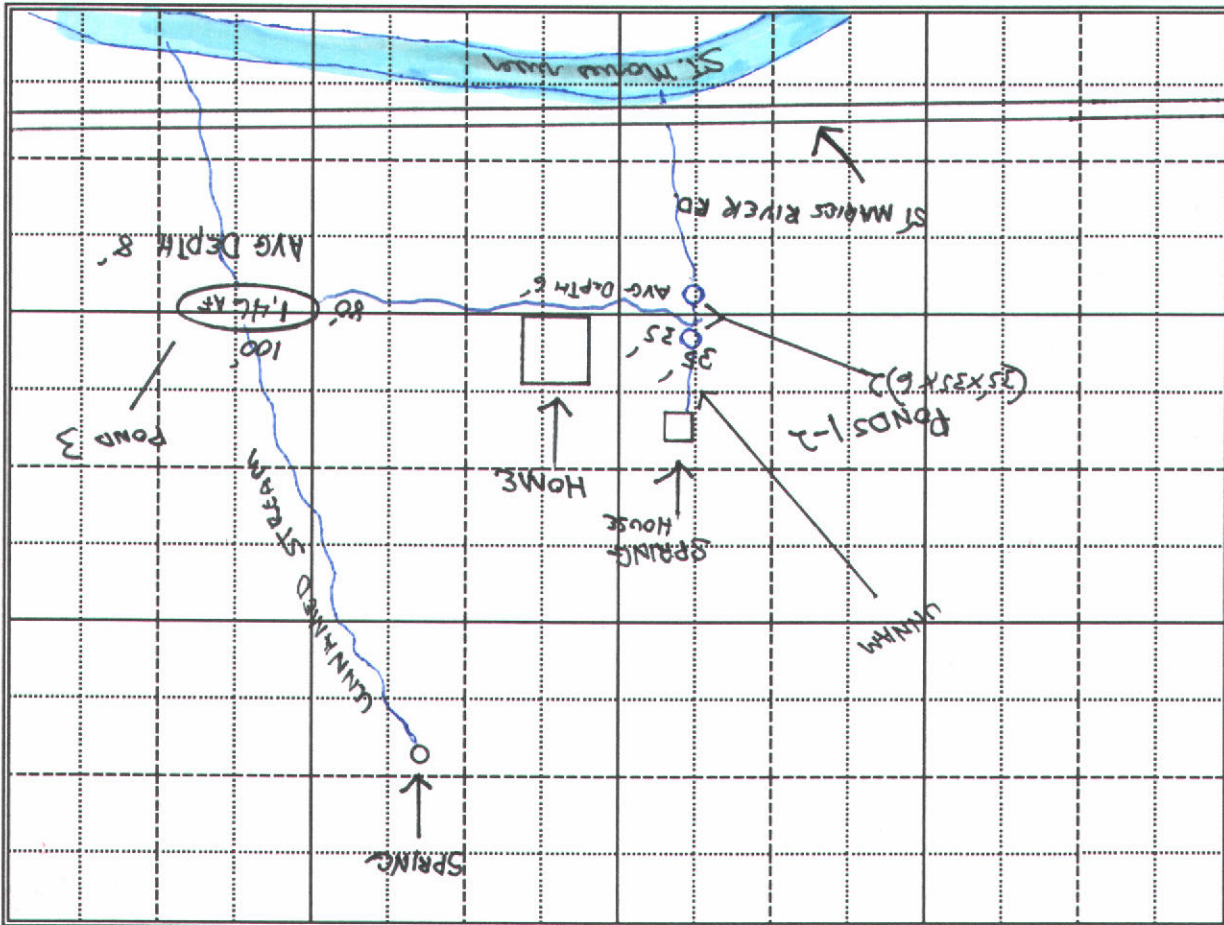
c

C

b



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'

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for irrigation of 10+ acres)

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
	Briggs & Stratton	5	427325-992	Barnes	N/A

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

D. FLOW MEASUREMENTS

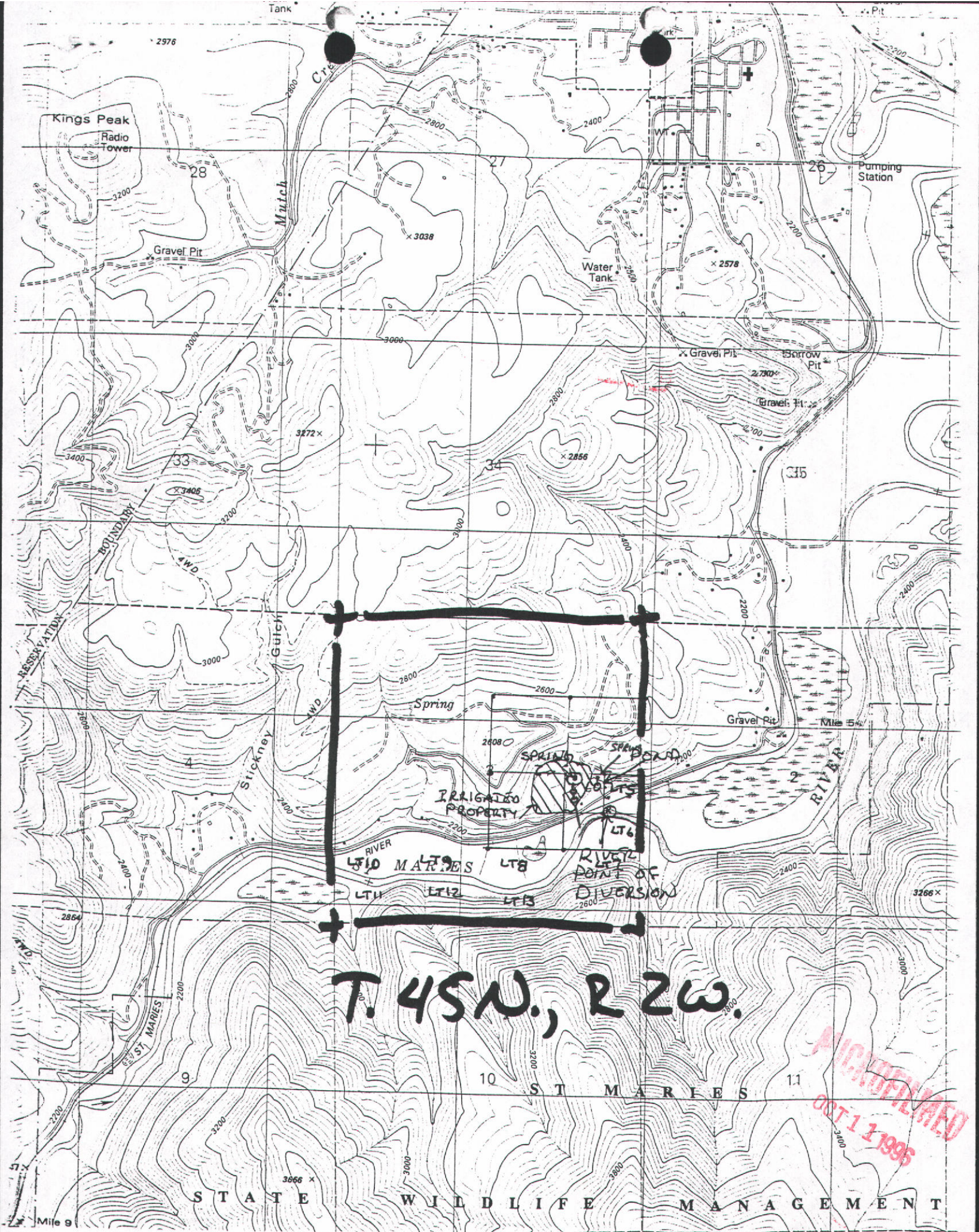
1.

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

2. Measurements:

floating chip method

OCT 11 1996



T. 45N., R 26W.

RECORDED
OCT 11 1996

R 2 W

3334

3435

3235

THICK TREES

TREES

FRUIT CROPS
ARCH

PD. UNIMPROVED
STREAM

KINX PD.

PD. W

UNIMPROVED
STREAM

PD. #3

PD. #2

5000
8511
2005

234

22

105

239

74

SPRING

W

101

81

PERMIT # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



pond # 1



P.U.
garden



pond # 2

RECEIVED
OCT 11 1996

PERMIT # 92-07217

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

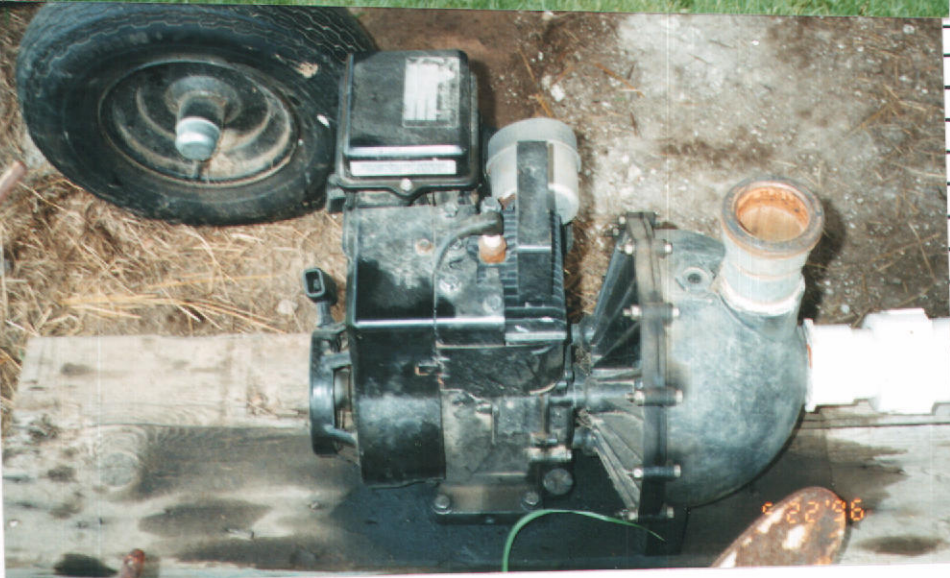
PHOTOGRAPHS



pond #3
w/ P.D.



unnamed
stream
w/ P.D.



Briggs & Stratton
5 HP pump

MICROFILMED
OCT 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

JAN - 6 2003

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
92-07216					
92-07217					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) John David Ragan
 (Previous address HCL Box 266)
3717 St. Maries River Rd St. Maries, ID 83861
4. New Owner/Claimant(s) Charles E. Jr + Suzanne R. Epler
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3717 St. Maries River Rd
- City, State and ZIP Code St. Maries ID 83861
- New Telephone Number (208) 245-3276
5. Date you acquired the property 06-07-02

MICROFILMED

MAR 20 2003

See file 92-7216 for support data

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Suzanne R Epler
(include title if applicable) Charles E Epler Jr

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>J. M. [Signature]</u>	Date <u>1-6-03</u>	Fee <u>\$50.00</u>	
Received by <u>J. M. [Signature]</u>	Date <u>1-6-03</u>	Receipt No. <u>0066670</u>	
Processed by <u>[Signature]</u> AJ	Date _____	WR _____	Date _____

MICROFILMED

MAR 20 2003

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07217

Priority: February 6, 1995

Maximum Diversion Rate:

0.28 CFS

Maximum Diversion Volume:

46.8 AF

This is to certify, that JOHN DAVID RAGAN

HC 1 BOX 266

ST MARIES ID 83861

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 6, 1995; and has submitted Proof of Beneficial Use on January 16, 1996. An examination indicates that the works have a diversion capacity of 0.280 cfs of water from:

UNNAMED STREAMS
ST. MARIES RIVER

tributary to ST. MARIES RIVER
tributary to ST. JOE RIVER

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	0.28 CFS	45.0 AF
IRRIGATION STORAGE	01/01 to 12/31		1.8 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.8 AF
STOCKWATER STORAGE	01/01 to 12/31		0.2 AF
WILDLIFE STORAGE	01/01 to 12/31		1.8 AF
RECREATION STORAGE	01/01 to 12/31		1.8 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.8 AF
Totals		0.28 CFS	46.8 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5 (NESE), Sec. 3, Township 45N, Range 02W
BENEWAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
45N	02W	3	SWNE 3	SENE 2	Lot 5 (NESE) 4	15
			NWSE 6			

Total number of acres irrigated: 15

PLACE OF USE:

IRRIGATION FROM STORAGE, 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 that 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.

RECORDED
OCT 11 1996

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 92-07217

CONDITIONS OF APPROVAL AND REMARKS

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.
6. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
7. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.
8. Three points of diversion located in Lot 5 (NESE), S3, T45N, R2W.

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 12TH day of AUGUST, 1996.

Acting for

KARL J. DREHER, Director

OCT 11 1996

RECEIVED

JAN 16 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

- Permit No. 92-07217 Telephone No. (208) 245-4112
- Name(s) of Permit Holder(s): John David Ragan
- Mailing Address: HC-01 BOX 266 ST. MARIES, ID. 83861
- Source of Water: SPRING & ST. MARIES RIVER If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____
 - Well Driller: _____ Drilling Permit Number: ____ - ____ - ____
 - OPTIONAL:
Pump Horsepower: 5 HP. Pressure (psi): _____ Dynamic pumping level (ft): 30 FT.
- Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): 10 RANGE CATTLE

Irrigation (No. of acres): 15.0 Other: WILDLIFE RECREATION, FIRE PROTECTION
- Total rate of diversion and/or volume for which proof is submitted: 0.00 cfs OR _____ acre feet
- Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No <u>✓</u>
	Has the measuring device been installed?	Yes <u>✓</u> or No _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>✓</u>
	Has the measurement port been installed?	Yes _____ or No <u>✓</u>
- Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.

Name: John David Ragan Telephone Number: (208) 245-4112

Address: HC01 BOX 266 ST. MARIES, ID. 83861
- 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:

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

Date:

1/15/96

MAR 29 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 92-07217

Proposed Priority: February 6, 1995

Maximum Diversion Rate:

0.30 CFS

This is to certify, that **JOHN DAVID RAGAN**

HC 1 BOX 266

ST MARIES ID 83861

has applied for a permit to appropriate water from:

SPRING

tributary of **ST MARIES RIVER**

ST MARIES RIVER

tributary of **ST JOE RIVER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.30 CFS	
IRRIGATION STORAGE	01/01 to 12/31		3.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		3.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	
STOCKWATER STORAGE	01/01 to 12/31		0.2 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	
RECREATION	01/01 to 12/31	0.30 CFS	
RECREATION STORAGE	01/01 to 12/31		3.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		3.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.30 CFS	
	Totals	0.30 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 5(NENESE), Sec. 3, Township 45N, Range 02W
Lot 5(NWNESE), Sec. 3, Township 45N, Range 02W
BENEWAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
45N	02W	3	SWNE 3.0	SENE 2.0	Lot 5(NESE) 4.0	
			NWSE 6.0			15.0

Total number of acres irrigated: 15.0

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1996.
2. Subject to all prior water rights.

Microfilm

MAY 31 1995

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 92-07217

CONDITIONS/REMARKS:

3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Stockwater use is for 10 range cattle.

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

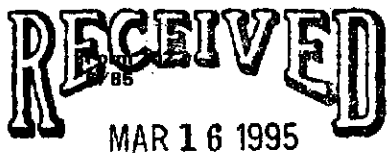
15th
day of

May

1995

R. Keith Higginson
for R. Keith Higginson, Director

MAY 31 1995



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 92-07217

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant JOHN DAVID RAGAN Phone (208) 245-4112
Post office address HCO1 BOX 266 ST. MARIES ID 83861
ST. MARIES RIVER ST. JOE RIVER
2. Source of water supply SPRING which is a tributary of RIVER
3. Location of point of diversion is NE NE SE
NW NE SE S 1/4 of 1/4 of 1/4, Govt. Lot 5

Sec. 3 Township 45N Range 2W B.M. BENEVA County; additional
Supplemental storage use sheet

Amount	For	Purposes	From	To
1.00		Diversion to Storage	3/15	11/15

①	Amount	For	Purposes	From	To (Both dates inclusive)
0.20	1.00 cfs		01 Irrigation	3/15	11/15
	Amount	For	Purposes	From	To (Both dates inclusive)
	3.0 afa		02 irr. storage	3/15	11/15
	Amount	For	Purposes	From	To (Both dates inclusive)
	3.0 afa		03 Irr. from storage	3/15	11/15

②	Amount	For	Purposes	From	To (Both dates inclusive)
0.02	1.00 cfs		04 stockwater	1/1	12/31
	Amount	For	Purposes	From	To (Both dates inclusive)
			05 stockwater		
③	0.2	3.0 afa	storage	1/1	12/31
	Amount	For	Purposes	From	To (Both dates inclusive)
			06 stockwater		
③	0.2	3.0 afa	from storage	1/1	12/31

Amount	For	Purposes	From	To (Both dates inclusive)
1.00 cfs		16 wild life	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		17 wild life storage	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		18 wild life	1/1	12/31
		from storage		

Amount	For	Purposes	From	To (Both dates inclusive)
1.00 cfs		46 RECREATION	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		47 RECREATION	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		48 RECREATION	1/1	12/31
		from storage		

Amount	For	Purposes	From	To (Both dates inclusive)
1.00 cfs		49 fire protection	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		50 fire protection	1/1	12/31
Amount	For	Purposes	From	To (Both dates inclusive)
3.0 afa		51 fire protection	1/1	12/31
		from storage		

- ① Maximum allowed for irrigation of 15 A @ 0.02 cfs/A.
② Maximum allowed for stockwater of 10 range cattle per standards
③ Maximum volume for 10 range cattle @ 12 gpd/head.

3/22/95

MAY 31 1995

1.0 3.0 IRRIGATION (3/15 - 11/15)
points of diversion if any: IRRIGATION FROM STORAGE, STORAGE FOR IRRIGATION

4. Water will be used for the following purposes: **SEE SUPPLEMENTAL STORAGE USE SHEET**

Amount 3.0 for STOCKWATER purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) STORAGE FOR

Amount 3.0 for RECREATION purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) STORAGE FOR

Amount 3.0 for FIRE PROT. purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) STOCKWATER, RECREATION

Amount 1.0 for FIRE PROT. purposes from 1/12 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 1 cubic feet per second and/or (b) 3 acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. GRAVITY FLOW FROM SPRING, 5 H.P. PUMP IN RIVER

b. Height of storage dam 9 feet; active reservoir capacity 3.0 acre-feet; total reservoir capacity 3.5 acre-feet; period of year when water will be diverted to storage: to inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought?

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

MAY 31 1995

~~UNCLASSIFIED~~

12. Remarks:

applicant to make this filing.

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

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

11. a. Who owns the property at the point of diversion?

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

Total number of acres to be irrigated.

[illegible]

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

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

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

9. Description of place of use:

e. Other, describe fully.

d. Domestic; show number of foreign roads.

c. Municipality snow name of municipality.

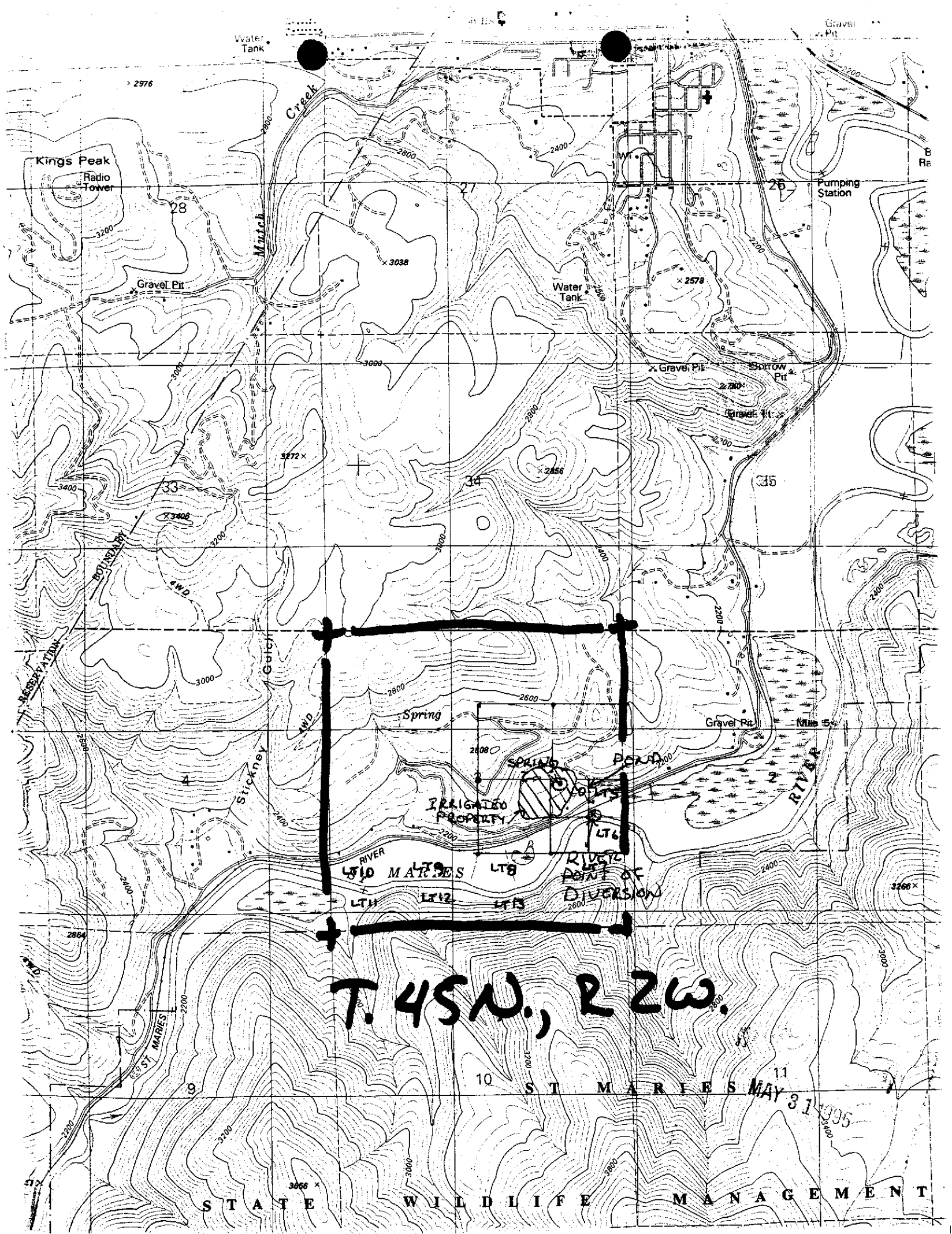
Blockwatering; list number

show total level of ... and propo

For information only: This document is not for public release.

Ref. in: *Amos*

10 RANG STON



T. 45N., R. 26W.

ST. MARIES MAY 31 1995

STATE WILDLIFE MANAGEMENT

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

RECEIVED
MAY 31 1995

Scale: 2 inches equal 1 mile.

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

X John David Hagan
(Applicant)

MAY 31 1995

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

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

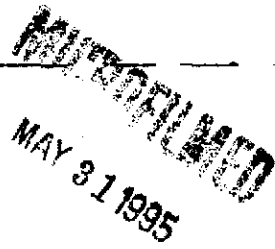
Received by MS Date 2/6/95 Time 2:45 Preliminary check by MS

Fee \$ 100.00 Received by MS # N-8607 Date 2/6/95

Publication prepared by MS Date 2/9/95 Published in St. Louis Register 2/15 & 22/95

Publication approved by MS Date 2/23/95

SERVATION
Sec. 5.





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 6, 2003

CHARLES E EPLER JR
SUZANNE R EPLER
3717 ST MARIES RIVER RD
ST MARIES ID 83861

RE: Change of Ownership for Water Rights 92-7216 and 92-7217

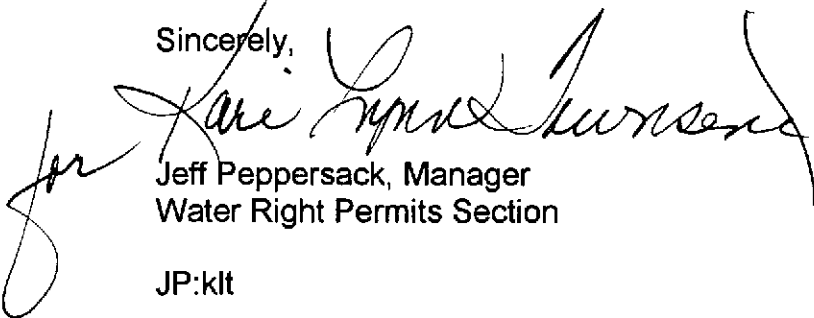
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records. Also enclosed is a receipt for the \$50.00 filing fee.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

MAR 2 0 2003



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 13, 1996

JOHN DAVID RAGAN
HC 1 BOX 266
ST MARIES ID 83861

RE: WATER RIGHT NOS. 92-07216 AND 92-07217

Dear Water Right Holder(s):

Enclosed are copies of the Water Right Licenses issued on the above referenced permits. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

OCT 11 1996

MEMORANDUM

TO: File 92-07217

FROM: Sharla

DATE: August 7, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 92-07217 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Irrigation	3/15 - 11/15	.28 cfs	45.0 af
Irrigation Storage	1/1 - 12/31		1.8 af
Irrigation from Storage	3/15 - 11/15		1.8 af
Stockwater Storage	1/1 - 12/31		0.2 af
Wildlife Storage	1/1 - 12/31		1.8 af
Recreation Storage	1/1 - 12/31		1.8 af
Fire Prot. Storage	1/1 - 12/31		1.8 af

TOTAL ANNUAL VOLUME - 46.8 AF

As stated by the examiner, the sources are the river and UNNAMED STREAMS, upon which storage ponds have been created. Except for irrigation, there is no other use that requires a flow rate. Thus, storage components are listed.

Examiner: Ted McCracken
Exam date: May 22, 1996

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OCT 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 92-07216

DATE 8/7/96

REVIEWER: S H A R L A

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	Change <u>✓</u>	OK <u>—</u>	Is change/clarification of originally intended source? <u>same streams vs. springs</u> If not, prepare Notice of Intent to Void <u>—</u>
POINT OF DIV	Change <u>—</u>	OK <u>✓</u>	Amendment required <u>NO</u>
PLACE OF USE	Change <u>—</u>	OK <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>.30</u>	cfs	
Fee limit	<u>1.0</u>	cfs	\$100 ⁰⁰
Measured	<u>.28</u>	cfs	
Theoretical	<u>.25</u>	cfs	$5 \times 8.8 \times .7 (30 + (2.3 \times 40)) = .25$ (river)
			Recommended Total Div Rate <u>.28</u> cfs

ANNUAL VOLUME/ NATURE OF USES

ANNUAL VOLUME/ NATURE OF USES	Use	Volume Calculation
<u>—</u>	<u>Ind.</u>	$15 \times 3.0 = 45.0$ af
<u>—</u>	<u>Ind. Stor</u>	<u>1.8</u> af
<u>—</u>	<u>4 fr. stor.</u>	<u>1.8</u> af
<u>Wild stor.</u>	<u>Stock Stor</u>	<u>1.8</u> af
<u>Fire stor.</u>		<u>1.8</u> af
<u>Rec. stor.</u>		<u>1.8</u> af
<u>1.8</u>	SUBTOTAL	<u>48.8</u> af

Flow rate .28 cfs X 245 days X 1.98 = 135.8 af
 Total volume recommended 48.8 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS

WD7
3 yd in NESE, 53

CONDITIONS — Watermaster Control WD# —

229 GW Measurement/Measuring Device
Overlap

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

SRBA Claim Filed N/A
 Adjustment Memo uses

1st Amend Letter N/A
 2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 92-07217

1. Owner: John David Kagon Phone No. 208/245-4112

Current Address: HC-01 Box 266 ST Maries ID, 83861

2. Accompanied by: owner EXAM DATE: 5/22/96

Address: Same as above Phone No. " "

Relationship to Permit Holder:

3. Source: Unnamed stream tributary to St Maries river
UNNAMED STREAM St Joe river
St Maries river

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 92-07175 - 92-07215 - 92-07216

2. Other water rights with the same point of diversion: 92-07216

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
	<u>N/A</u>	<u>NE</u>	<u>NE</u>	<u>SE</u>	<u>03</u>	<u>45N</u>	<u>02W</u>	<u>Beneish</u>	<u>USGS 7.5 quad</u>
		<u>NW</u>	<u>NE</u>	<u>SE</u>	<u>03</u>	<u>45N</u>	<u>02W</u>	<u>Beneish</u>	<u>USGS 7.5 quad</u>
		<u>NW</u>	<u>NE</u>	<u>SE</u>	<u>03</u>	<u>45N</u>	<u>02W</u>	<u>Beneish</u>	<u>USGS 7.5 quad</u>

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>45N</u>	<u>02W</u>	<u>03</u>			<u>03</u>	<u>02</u>									<u>04</u>	<u>06</u>			<u>15</u>

06711 1996

OCT 11 1996

2. Measurements:

floating chip method

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

D. FLOW MEASUREMENTS

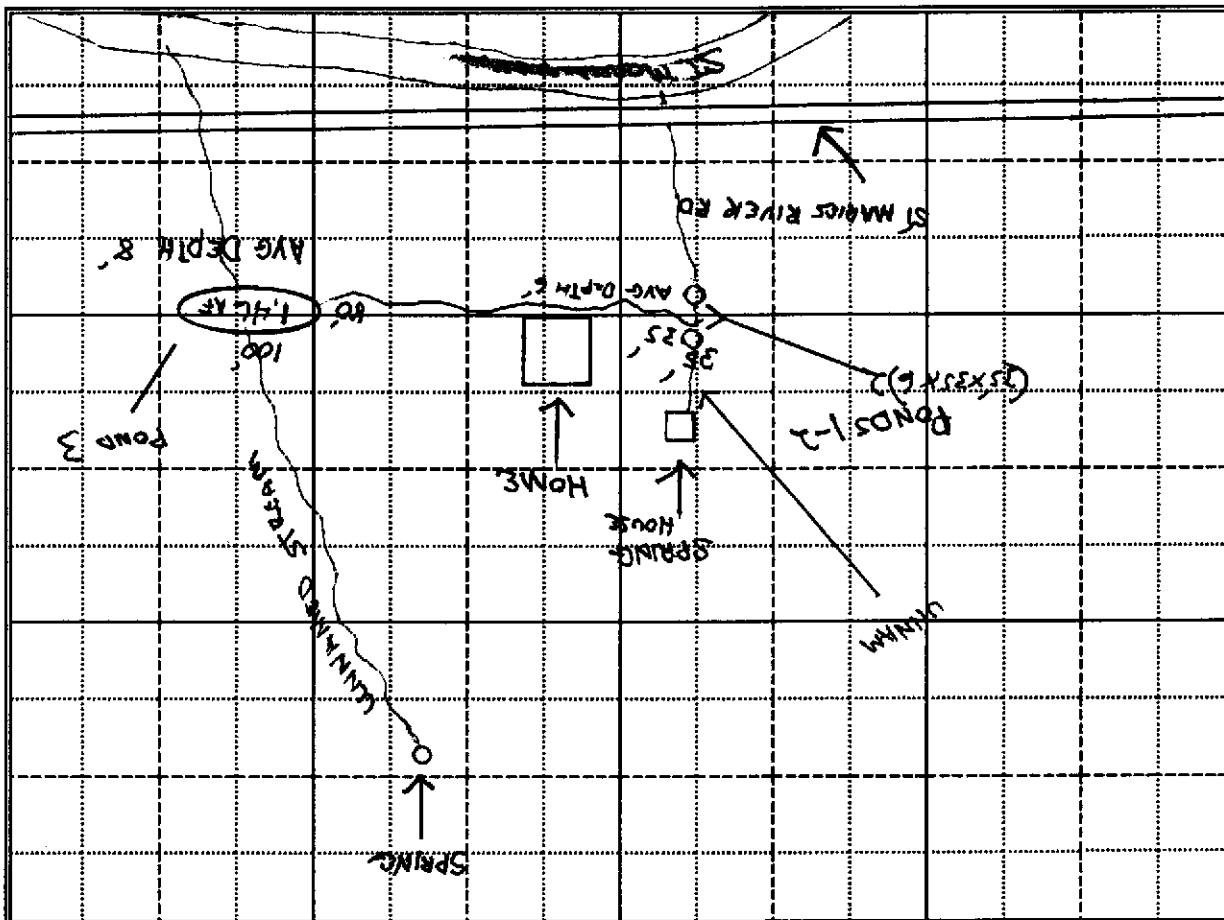
*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Briggs & Stratton	5	427325-992	Barnes	N/A

4.

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

Scale: 1" = 1/4" M.S.



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

E. NARRATIVE/REMARKS/COMMENTS

Ponds are fed by springs which flow overland before filling ponds and therefore would be called unnamed streams. a five horsepower pump is put in St. Marys river and also put in ponds for use when irrigating the property of which 15 acres are actively being irrigated. These ponds would be on stream with no diversion structures therefore no diversion to storage would be needed or permit.

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

OCT 11 1996

Measured Method: floating chip

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 15 \times 3 = 45$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 25 \times 45 \times 1.9835 = 2214.48$$

2. Volume Calculations for Other Uses:

Find 3 $50 \times 100 \times 8 = 1.46 \text{ kg}$

$$POND \#17 \quad 35 \times 35 \times 6 = .17 \times 2 = .34 \text{ ft}$$

Donor's 1/23: 1.8049 Total.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

From

Period of Use
To

Q (cts)

Annual VC
V (afa)

2.

live practice

I. AUTHENTICATION

Reviewer

Date _____

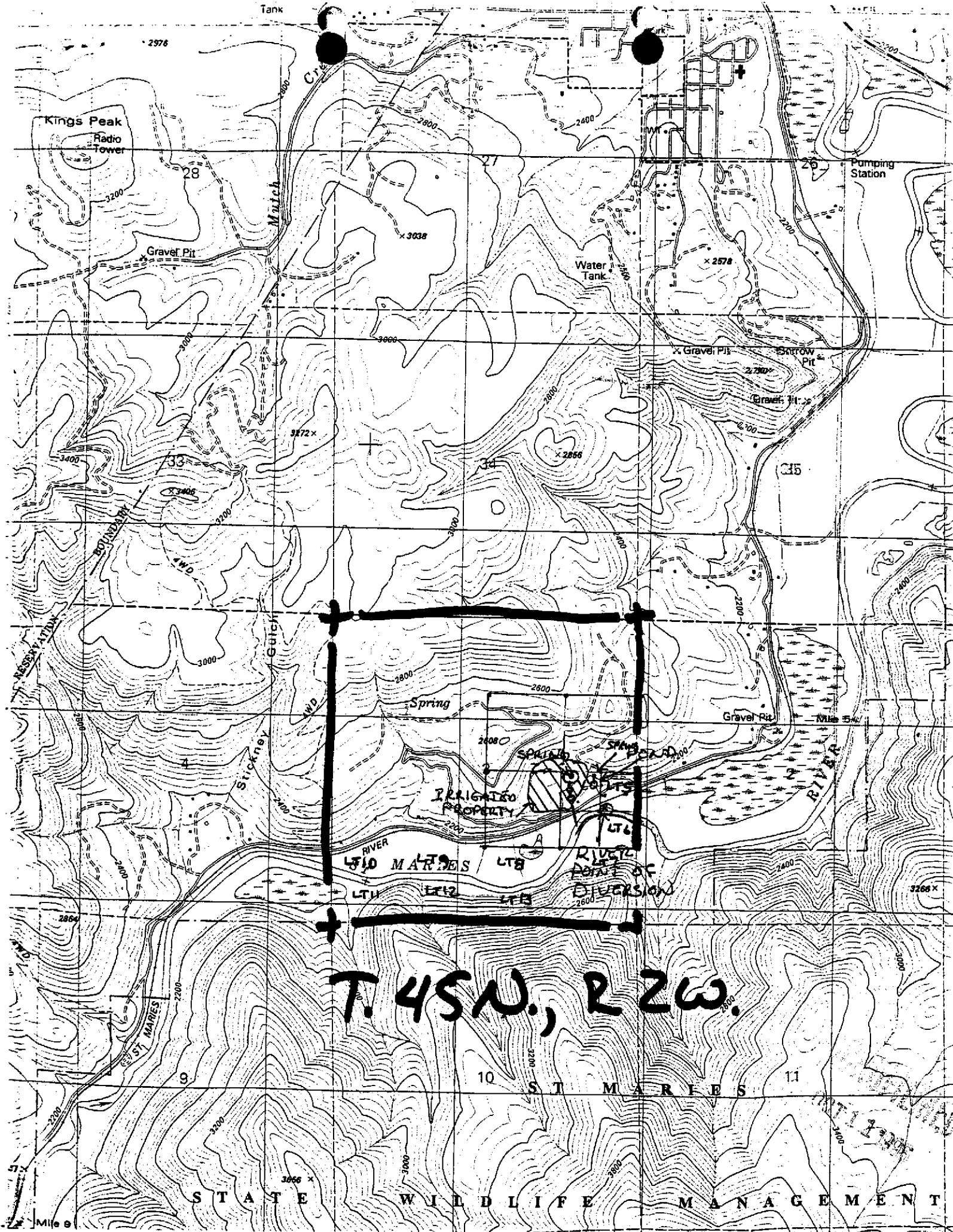
SEAL

Field Examiner's Name (

Date _____

McCauley Date 7/15/76

9861 F 100



T. 45N., R. 26W.

STATE WILDLIFE MANAGEMENT

Amount For Purposes From To (Both dates inclusive)

R 2 W

TRICHO
AREA

SPRING

RIVER RD.

PD.

UNWASHED
STRAW

139

234

TREES

TREES

5000 X 150

80

W

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 92-07217

DATE: 28-MAY-96

COMPLETE BY: TED MCCRACKEN

HORSEPOWER = 5

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 50 FEET

SYSTEM PRESSURE = 35 PSI

QUANTITY = 0.25 CFS

APPROVED
OCT 11 1996

PERMIT # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



pond # 1

P.O.
garden

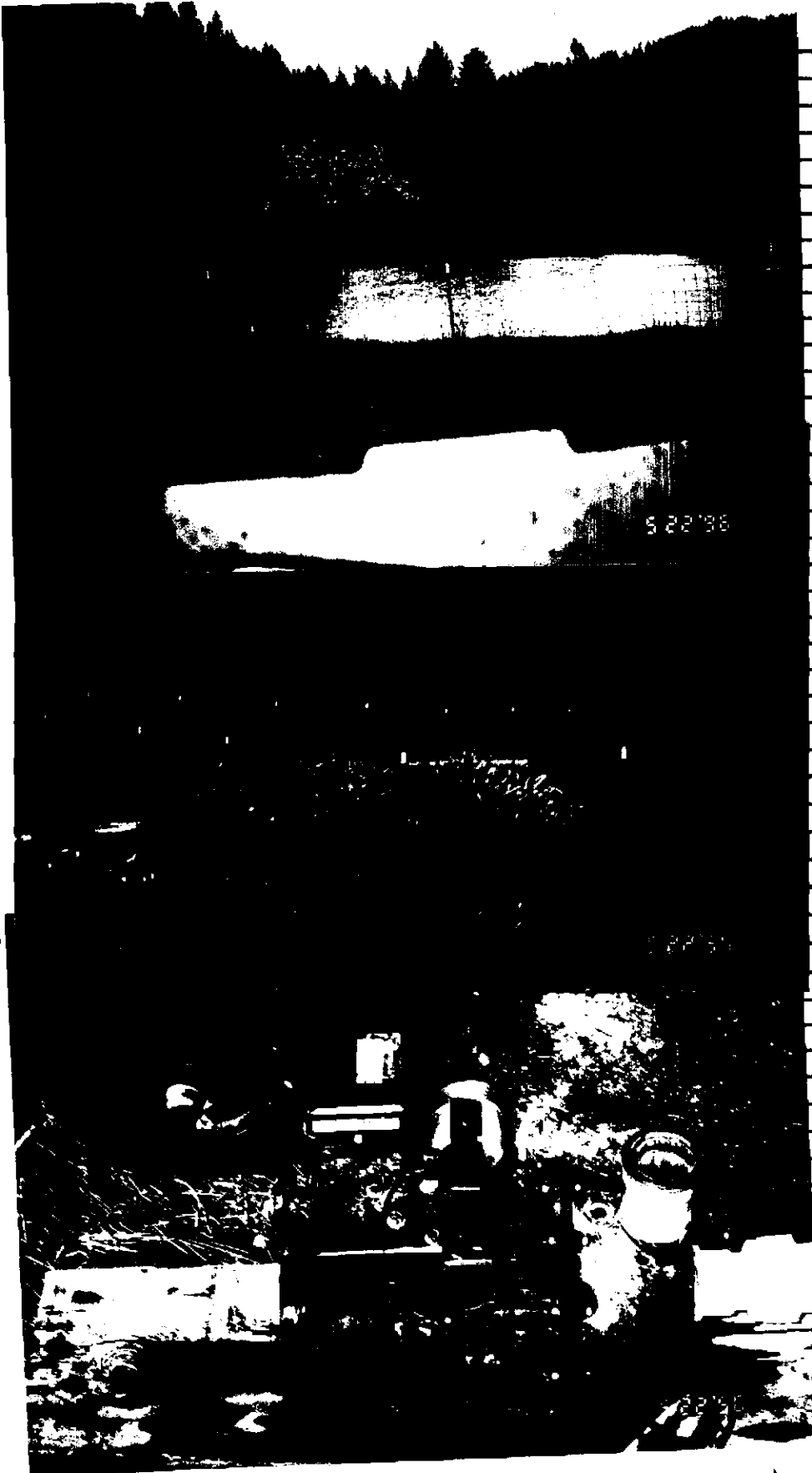
pond # 2

OCT 11 1996

PERMIT # 92-07217

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



POND #3
w/ P.D.

unnamed
Stream
w/ P.D.

Briggs & Stratton
5 Hp pump

OCT 11 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 92-67217 Reviewed by [Signature] Date 2-2-96

GENERAL CONSIDERATIONS

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

TYPES OF USE

Irr., stock, wildlife, fire

Correct Uses? yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

 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?
100⁰⁰ Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
yes Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </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 X Proof Made 1-16-96

February 2, 1996

JOHN DAVID RAGAN
HC 1 BOX 266
ST MARIES ID 83861

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 92-07217

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
MAR 29 1996



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

May 15, 1995

JOHN DAVID RAGAN
HC 1 BOX 266
ST MARIES ID 83861

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 92-07217

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

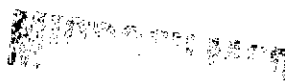
Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures



MAY 31 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 6, 1995

JOHN DAVID RAGAN
HC 1 BOX 266
ST MARIES ID 83861

RE: Application for Permit No. 92-07217

Dear Mr. Ragan:

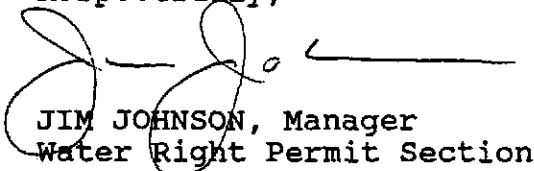
The state office has recently received your application for final review.

We are going to approve your application of permit as indicated on the attached draft copy unless you can provide justification for flows in excess of the amounts we have identified.

I will hold further processing on your application for 14 days pending your response. If I do not receive a response from you within that period, the department will issue the approved permit as indicated on the draft copy.

If you have any questions, please contact me directly at (208) 327-7947.

Respectfully,



JIM JOHNSON, Manager
Water Right Permit Section

Enclosure

RECEIVED

MAY 8 1995

D R A F T
Permit to Appropriate Water
No. 92-07217

Proposed Priority: February 6, 1995

Maximum Diversion Rate:

0.30 CFS

This is to certify, that **JOHN DAVID RAGAN**

HC 1 BOX 266

ST MARIES ID 83861

has applied for a permit to appropriate water from:

SPRING

tributary of **ST MARIES RIVER**

ST MARIES RIVER

tributary of **ST JOE RIVER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.30 CFS	
IRRIGATION STORAGE	01/01 to 12/31		3.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		3.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	
STOCKWATER STORAGE	01/01 to 12/31		0.2 AF
WILDLIFE	01/01 to 12/31	0.02 CFS	
RECREATION	01/01 to 12/31	0.30 CFS	
RECREATION STORAGE	01/01 to 12/31		3.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		3.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.30 CFS	
	Totals	0.30 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 5(NENESE), Sec. 3, Township 45N, Range 02W
Lot 5(NWNESE), Sec. 3, Township 45N, Range 02W
BENEWAH County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
45N	02W	3	SWNE 3.0	SENE 2.0	Lot 5(NESE) 4.0	
			NWSE 6.0			15.0
						Total number of acres irrigated: 15.0

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1996.
2. Subject to all prior water rights.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Stockwater use is for 10 range cattle.

MAY 31 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 92-7217 Name: Ragan Date: 3/22/95 Ad OK? ☒
Correct Fee? ☒ Receipt #: N08607 Priority: 2/6/95 ☒ Gvmt Lts: ☒

AREA OF CONCERN? - No/Yes Mor GWMA Trust/Non-trust
PROTESTED: - 020(Prehearing agreement) or W19(See 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. (POU cmp) - 01M, 803(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):
Water District(~~dem~~) - 005 (req) WD # <SEE MAP & LISTING>
+ 0.2 cfs - 01J-P08 or 01M
- 0.2 cfs - 01H-P01 or No MD
+ 5 a. irr. - 01M (POU cmp)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
+ 5 a. irr. - 01M (POU cmp)

RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WB), 11E (not 42-111 use), NA
Payette R (65) - 064(consump. use), 047-P04(Payette Lake), NA

USE:
Domestic (surface) - 021(Boise R + L Peak); 064(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. P52 - ~~030~~ (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - P <SEE CONDITION CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS: (1) w02/w0rc

BENEFICIAL USE DUE: 4-1-1996

COMMENTS:

MEMORANDUM

DATE: April 6, 1995
TO: File No. 92-07217
FROM: Cindy Zimmerman
SUBJECT: Review of Application for Permit

=====

During the review of this application, I noted the application identified irrigation use on 15 acres, stockwater use for 10 range cattle, wildlife use, recreation use, and fire protection use for 1.0 cfs each. Also storage and from storage uses were incorrectly identified and no diversion to storage use had been identified.

Per departmental standards, I have corrected the application to reflect the following:

1. Water uses:

Irrigation of 15 A.	3/15 - 11/15	0.30 cfs	
Irrigation Storage	1/1 - 12/31		3.0 AF
Irrigation from Storage	3/15 - 11/15		3.0 AF
Stockwater for 10 head	1/1 - 12/31	0.02 cfs	
Wildlife (=Stockwater)	1/1 - 12/31	0.02 cfs	
Recreation (=Irrigation)	1/1 - 12/31	0.30 cfs	
Recreation Storage	1/1 - 12/31		3.0 AF
Fire Protection Storage	1/1 - 12/31		3.0 AF
Diversion to Storage	1/1 - 12/31	0.30 cfs	
Total Rate of Diversion		0.30 cfs	

2. Place of use identified for irrigation use included NESE, S03, T45N, R02W, which is identified by BLM as in government lot 5.

RECEIVED
MAY 31 1995

MEMORANDUM

DATE: April 6, 1995
TO: File No. 92-07217
FROM: Cindy Zimmerman *Cy.*
SUBJECT: Review of Application for Permit

=====

During the review of this application, I noted the application identified irrigation use on 15 acres, stockwater use for 10 range cattle, wildlife use, recreation use, and fire protection use for 1.0 cfs each. Also storage and from storage uses were incorrectly identified and no diversion to storage use had been identified.

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Irrigation from Storage	3/15 - 11/15		3.0 AF
Stockwater for 10 head	1/1 - 12/31	0.02 cfs	
Wildlife (=Stockwater)	1/1 - 12/31	0.02 cfs	
Recreation (=Irrigation)	1/1 - 12/31	0.30 cfs	
Recreation Storage	1/1 - 12/31		3.0 AF
Fire Protection Storage	1/1 - 12/31		3.0 AF
Diversion to Storage	1/1 - 12/31	0.30 cfs	

Total Rate of Diversion 0.30 cfs

2. Place of use identified for irrigation use included NESE, S03, T45N, R02W, which is identified by BLM as in government lot 5.

RECORDED
MAY 31 1995

RECEIVED
MAR 16 1995

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 92-07217

Department of Water Resources

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

APPLICANT: RAGAN

BY: AB

DATE: 2/6/95

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 2/6/95

X (Include Moratorium Remark)

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

sm used ok

ADVERTISE IN: BENELWA 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)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- X Notice of pending void order issued. Final order response date: ____/____/____
X Further information required from applicant
2/23/95 X Affidavit of publication received
X Application published correctly, If not, record action taken: _____
2/1/95 X Publication dates and paper recorded on application | Sr. Agent initial AB
X Protests received. Final protest date: 3/6/95
X Measuring device required
X Measuring port required
X Special conditions: _____
X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB

Date: 3/8/95

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 15th day of February, 1995 and the last on the 22nd day of February, 1995.

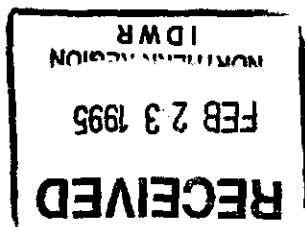
That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

Dated this 22nd day of Feb, 1995

Cynthia Ann Hammes

STATE OF IDAHO)
COUNTY OF BENEWAH)

On this 22nd day of Feb, in the year of 1995 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.



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

**John David Ragan files
water right application**

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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

92-07216

Ragan, John David *ok*
HCO1, Box 286
St. Maries, ID 83861
Source: Spring
Tributary: St. Maries River
Diversion Pt: NWNESE Sec 3 T 45N R 02W in Benewah County.
Use: Irrigation (0.030 CFS); Domestic (0.040 CFS); Total Diversion: (0.070 CFS)
Date Filed: 2/6/1995
In: Benewah County T 45N R02W S03 NESE
1.0 Acres Total

92-07217

Ragan, John David *ok*
HCO1, Box 286
St. Maries, ID 83861
Source: St. Maries River
Tributary: St. Joe River
Source: Spring
Tributary: St. Maries River
Diversion Pt: NENESE Sec 3 T 45N R 02W in Benewah County.
NWNESE Sec 3 T 45N R 02W in Benewah County.
Use: Irrigation (1.000 CFS); Irrigation Storage (3.00 AF); Irrigation From Storage (3.00 AF); Stockwater (1.000 CFS); Stockwater Storage (3.00 AF); Stockwater From Storage (3.00 AF); Wildlife (1.000 CFS); Wildlife Storage (3.00 AF); Wildlife From Storage (3.00 AF); Recreation (1.000 CFS); Recreation Storage (3.00 AF); Recreation From Storage (3.00 AF); Fire Protection (1.000 CFS); Fire Protection Storage (3.00 AF); Fire Protect. From Stor (3.00 AF); Total Diversion: (1.000 CFS) (3.00 AF)
Date Filed: 2/6/1995
In: Benewah County T45N R02W S03 SWNE SENE NESE NWSE
15.0 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 March 6, 1995.

R. KEITH HIGGINSON,
Director

No. 2624 — Feb. 15-22.

RECEIVED

MAY 31 1995

February 9, 1995

John David Ragan
HC01 Box 266
St. Maries, ID 83861

Re: Water Appropriation Application No. 92-07217

Dear Mr. Ragan:

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 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. 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. However 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.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

MAY 31 1995

92-07217

RAGAN, JOHN DAVID
HC01 BOX 266
ST MARIES, ID 83861

Source: ST MARIES RIVER
Source: SPRING

Tributary: ST JOE RIVER
Tributary: ST MARIES RIVER

Diversion Pt: NENESE Sec 3 T 45N R 02W in BENEWAH County.
 NWNESE Sec 3 T 45N R 02W in BENEWAH County.

Use: IRRIGATION	(	1.000 CFS)		
IRRIGATION STORAGE	(		3.00 AF)	
IRRIGATION FROM STORAGE	(		3.00 AF)	
STOCKWATER	(	1.000 CFS)		
STOCKWATER STORAGE	(		3.00 AF)	
STOCKWATER FROM STORAGE	(		3.00 AF)	
WILDLIFE	(	1.000 CFS)		
WILDLIFE STORAGE	(		3.00 AF)	
WILDLIFE FROM STORAGE	(		3.00 AF)	
RECREATION	(	1.000 CFS)		
RECREATION STORAGE	(		3.00 AF)	
RECREATION FROM STORAGE	(		3.00 AF)	
FIRE PROTECTION	(	1.000 CFS)		
FIRE PROTECTION STORAGE	(		3.00 AF)	
FIRE PROTECT. FROM STOR	(		3.00 AF)	
Total Diversion:	(	1.000 CFS)	(	3.00 AF)

Date Filed: 2/ 6/1995

In: BENEWAH County
T45N R02W S03 SWNE SENE NESE NWSE

15.0 ACRES TOTAL

RECEIVED
MAY 01 1995