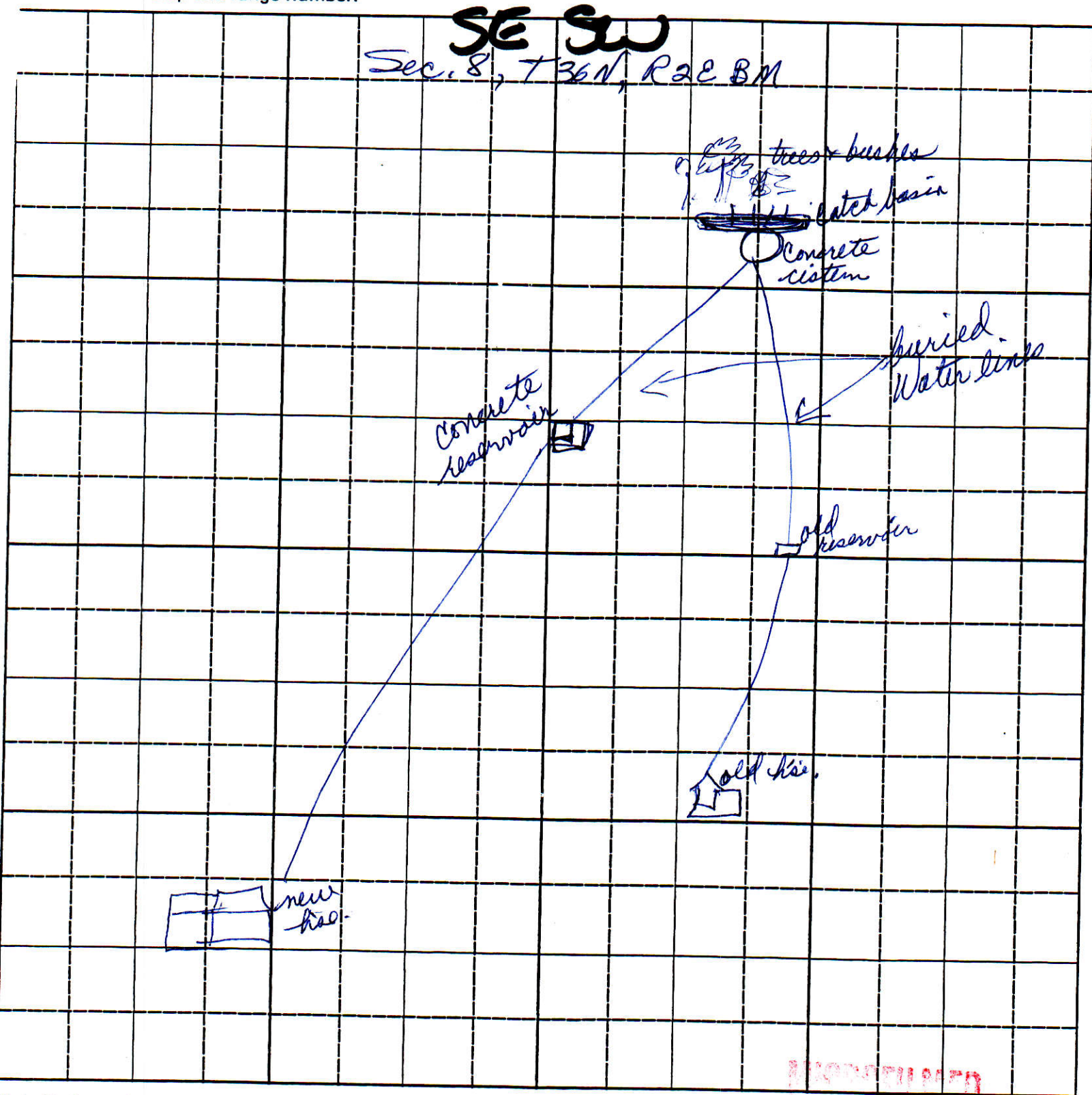


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



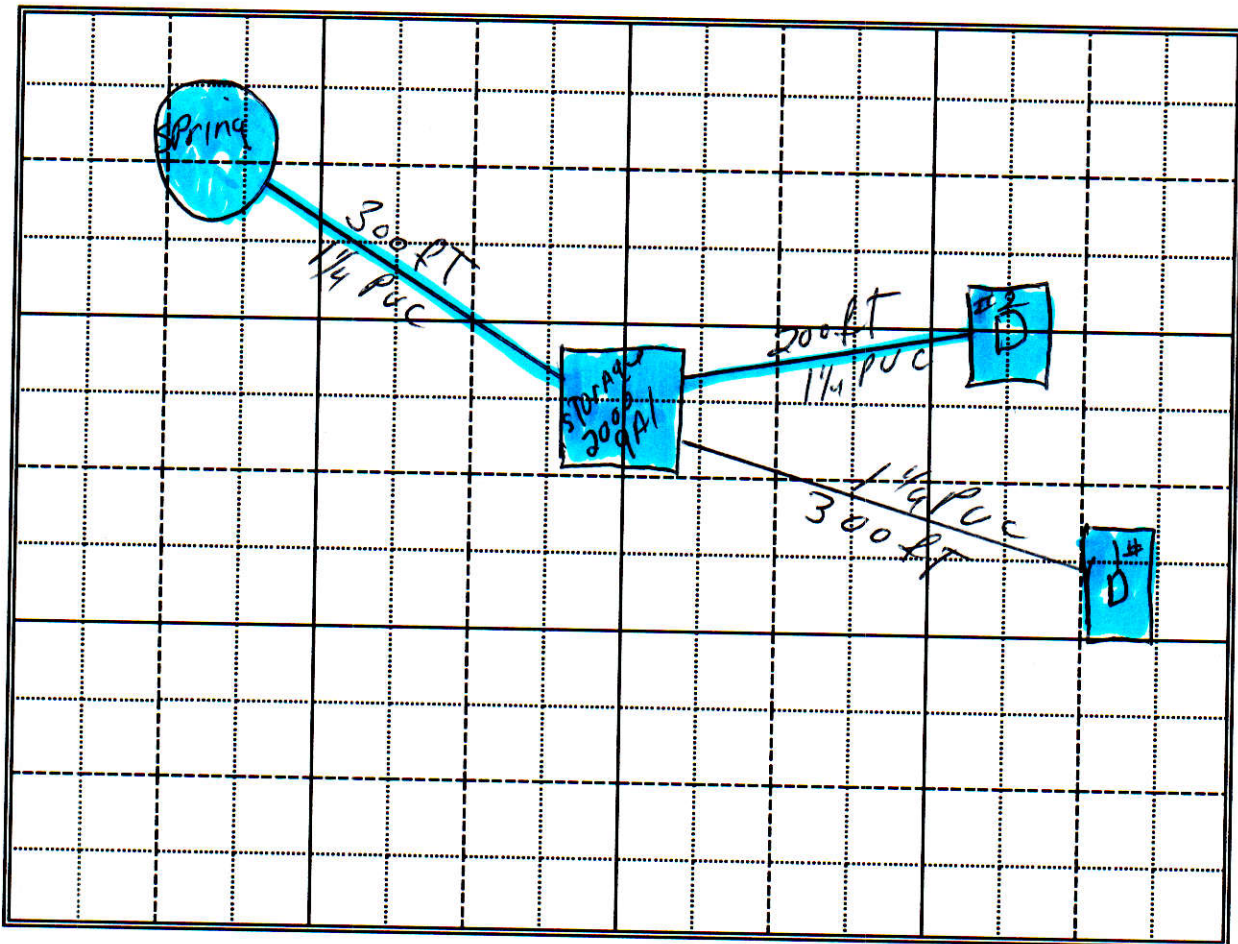
Scale: 2 inches equal 1 mile.

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.

FEB 26 1996

Margene & Richard Midstokke
(Applicant)
Ranch owners

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



Scale: 1" = 1/4 MTS

____ 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
			GRAVITY System		

*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

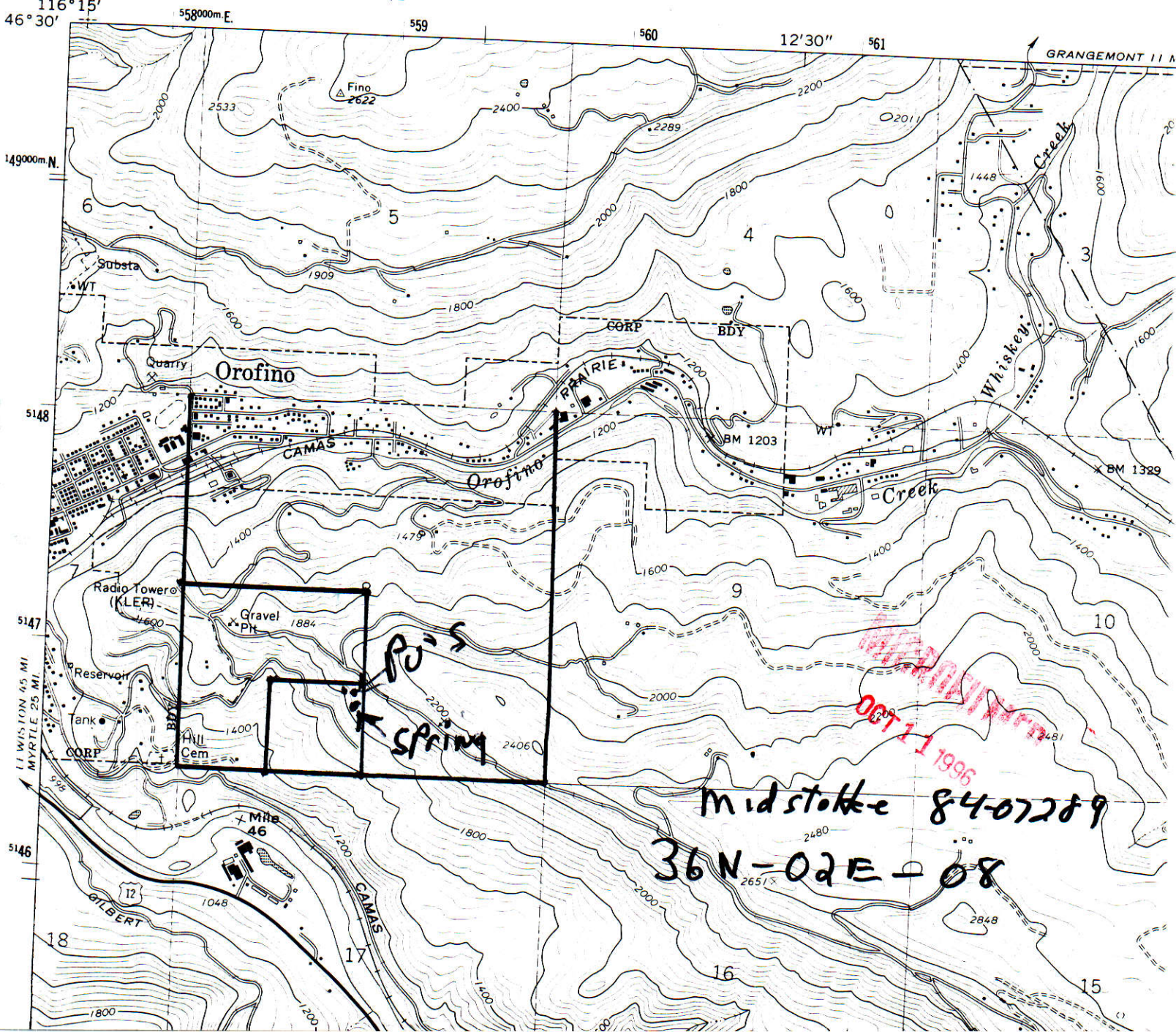
2. Measurements:

RECEIVED

OCT 11 1996

277 III
(SAHKA)
500

116°15'
46°30'



PERMIT # 84-07289

STATE OF IDAHO



PO



STORAGE



84-07289

Domestic
#1
didn't get
picture of #2

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JUL 11 1996

AFFIDAVIT OF PUBLICATION

RECEIVED

OCT 04 1995

NOTARY PUBLIC
IDWR

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

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

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Notice of Application

For Water Right

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period of two consecutive issues commencing on the 21st day of September 1995 and ending on the 28th day of September 1995

STATE OF IDAHO)

COUNTY OF CLEARWATER)

On this 29th day of September in the year of 1995, before me, a Notary Public, personally appeared

Bonnie M. Bessent
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones
Notary Public for Idaho

Resident at Orofino, Idaho

My commission expires: 11-20-95

NOTICE OF APPLICATION FOR WATER RIGHT

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

84-07289

MIDSTOKKE, RICHARD A. (sk)

MIDSTOKKE, MARLENE

3100 UPPER FORDS CREEK ROAD

OROFINO, ID 83544

Source: SPRING

Tributary: SINKS

Diversion Pt: SESW Sec 8 T 36N

R 02E in CLEARWATER County.

Use: STOCKWATER (0.020 CFS)

DOMESTIC (0.060 CFS)

Total Diversion: (0.080 CFS)

Date Filed: 9/11/1995

In: CLEARWATER County

T36N R02E S08 SESW

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 OCTOBER 9, 1995.

KARL J. DREHER,
Director
9-21,28C

FEB 26 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 84-07289

Priority: September 11, 1995 Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 2.5 AF

This is to certify, that RICHARD A MIDSTOKKE
MARLENE MIDSTOKKE

3100 UPPER FORDS CREEK RD
OROFINO ID 83544

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 11, 1995; and has submitted Proof of Beneficial Use on December 7, 1995. An examination indicates that the works have a diversion capacity of 0.020 cfs of water from:

SPRING tributary to SINKS

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>
STOCKWATER	01/01 to 12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	2.4 AF
	Totals	0.02 CFS	2.5 AF

LOCATION OF POINT(S) OF DIVERSION: NESESW, Sec. 8, Township 36N, Range 02E
CLEARWATER County

PLACE OF USE: STOCKWATER
TWN RGE SEC
36N 02E 8 SESW

PLACE OF USE:
DOMESTIC, same as STOCKWATER 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.

OCT 11 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

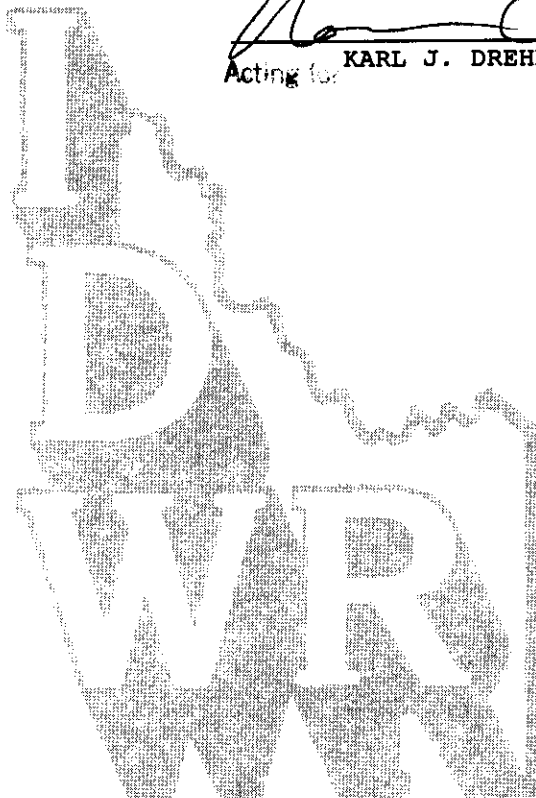
WATER RIGHT NO. 84-07289

CONDITIONS OF APPROVAL AND REMARKS

5. Domestic use is for 2 homes.

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 31ST
day of July, 1996.


Acting for: KARL J. DREHER, Director



OCT 11 1996

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OCT 30 1995

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. 84-07289 Telephone No. 208-476-4386
2. Name(s) of Permit Holder(s): Richard A. Midstokke and Marlene A. Midstokke
3. Mailing Address: 3100 Upper Fords Creek Rd., Orofino, Id. 83544
4. Source of Water: Spring 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): 2 Stockwater (No. and type of stock): 20 Horses
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .08 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 <u>X</u> |
| | Has the measuring device been installed? | Yes _____ | or | No <u>X</u> |
| Flow Measurement Port: | Is a flow measurement port required? | Yes _____ | or | No <u>X</u> |
| | Has the measurement port been installed? | Yes _____ | or | No <u>X</u> |
8. Fee Enclosed: \$ 50.00 already submitted (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: Richard or Marlene Telephone Number: 208-476-4386
Address: same as above
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:

Marlene A. Midstokke
(include your title, if on behalf of company or organization)Date: 10-26-95

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 84-07289

Proposed Priority: September 11, 1995 Maximum Diversion Rate: 0.08 CFS

This is to certify, that **RICHARD A MIDSTOKKE**
MARLENE MIDSTOKKE
3100 UPPER FORDS CREEK RD
OROFINO ID 83544

has applied for a permit to appropriate water from:
SPRING tributary of **SINKS**

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>
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.06 CFS
	Totals	0.08 CFS

LOCATION OF POINT(S) OF DIVERSION: SESW , Sec. 8, Township 36N, Range 02E
CLEARWATER County

PLACE OF USE: STOCKWATER

TWN RGE SEC

36N 02E 8 SESW

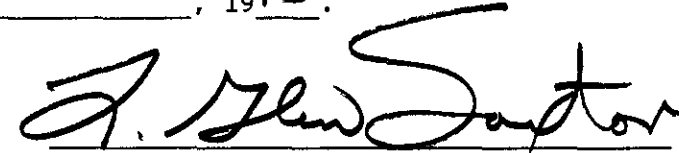
PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 1996**.
2. Subject to all prior water rights.
3. Stockwater use is for 20 head of livestock.
4. Domestic use is for 2 homes.

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

19th day of October, 1995.


for Karl J. Dreher, Director

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FEB 26 1996

RECEIVED

AUG 1 1995

RECEIVED

STATE OF IDAHO 1995

Ident. No.

84-7289

RECEIVED

AUG 11 1995

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITWATER RESOURCES
WESTERN REGION

To appropriate the public waters of the State of Idaho

1. Name of applicant Richard A. Midstokke ^{Mr.} Phone 208-476-4386
Post office address (Rt. 2) 3100 Upper Folds Cr. Rd., ORFIND 83544
2. Source of water supply Spring-Sink which is a tributary of the SINKS
3. Location of point of diversion is SE 1/4, SW 1/4 of 1/4, Govt. Lot
Sec. 8 Township 36N Range 2E B.M. Clearwater County; additional
points of diversion if any: NONE
4. Water will be used for the following purposes:
- (a) Amount 0.08 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- (a) Amount 0.02 for stock purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount for irrigation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.08 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
- a. Description of ditches, flumes, pumps, headgates, etc. Small Catch basin, Piped into ad-joining Concrete tanks, underground Pipes to Corral, yard and 2 houses.
- b. Height of storage dam approx. 3 feet; active reservoir capacity acre-feet; total
reservoir capacity acre-feet; period of year when water will be diverted to storage:
continual to inclusive.
- c. Proposed well diameter is inches; proposed depth of well is feet.
- d. Is ground water with a temperature of greater than 85°F being sought? NO
- e. If well is already drilled, when? ; Drilling firm ;
Well was drilled for (well owner)
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 yr. years (minimum 1 year).

FEB 26 1996

8. Description of proposed uses ~~irrigation only~~ (go to item 9):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. 15-20, horses, mules, cattle

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 2

e. Other; describe fully. _____

9. Description of place of use:

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

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
36N	02E	8			~~SW¼~~	~~SE¼~~								P/S					

Total number of acres to be irrigated 2.3 ~~2.3~~ ^{at}

10. Describe any other water rights used for the same purposes as described above. none

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

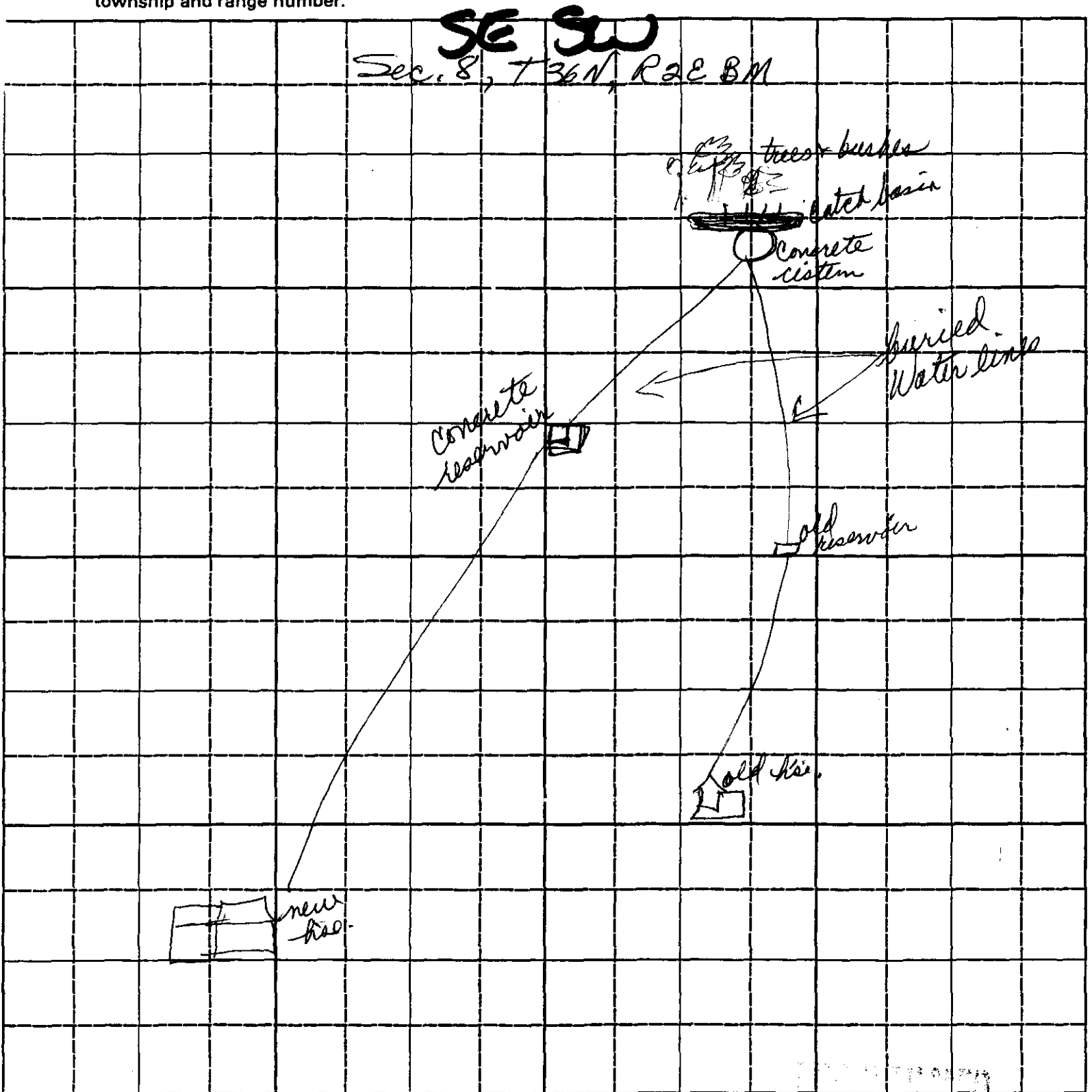
b. Who owns the land to be irrigated or place of use? "

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

12. Remarks: This artesian spring is of historic use on this property. There is no other water source.

FEB 26 1996

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.

FEB 26 1996
Maureen & Richard Midstoppie
(Applicant)
Ranch Owners

Received by VR ^{8/11/95} Date 8-11-95 Time 10:50 am Preliminary check by AL
Fee \$ 50.00 Received by VR # W0198.4 Date 9/11/95
Publication prepared by VR Date 9/13/95 Published in Cl. Tribune 9/21-28/95
Publication approved VR Date 10/4/95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. 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:

No fee rec'd 8-11-95 & West. Reg'n

FEB 26 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

July 31, 1996

RICHARD A. MIDSTOKKE
MARLENE MIDSTOKKE
3100 UPPER FORDS CREEK ROAD
OROFINO ID 83544

RE: WATER RIGHT NO. 84-07289

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SWK:ph

Enclosure

OCT 11 1996

MEMORANDUM

TO: File 84-07289

FROM: Sharla

DATE: July 29, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 84-07289 are based on the following.

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion: NESESW, S8, T36N, R2E

Although not identified in the written description for the point of diversion under item C(1), a ten acre description for the point of diversion determined from the examiner's map is NESESW, Section 8.

Examiner: Wayne Baldwin

Exam date: July 2, 1996

OCT 11 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 84-07289

DATE 7/29/96

REVIEWER: S H A R L A

NAME Change OK

Address Change NO

SOURCE Change OK

Is change clarification of originally intended source? NO

If not, prepare Notice of Intent to Void NO

POINT OF DIV NESESU - 10 ac. desc. for springs

Amendment required NO

PLACE OF USE Change OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS NO P/D NO P/U

RATE OF DIV

Permitted Rate .08 cfs

Fee limit .20 cfs \$5000

Measured .02 cfs

Theoretical NO cfs

5 gal bucket / 43 sec.
capacity for 1 1/4" pipe = .04 cfs @ 5 fps

Recommended Total Div Rate .02 cfs

ANNUAL VOLUME/ NATURE OF USES

1

Use 1/20m
stock

Volume Calculation

2 x 1.2 standard

4 x 12 x 365 af

325,800 af

2.5 af

SUBTOTAL 2.5 af

Flow rate .02 cfs X 365 days X 1.983 = 14.5 af

Total volume recommended 2.5 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/2 homes.
3/4 homes.

CONDITIONS Watermaster Control WD# NO

GW Measurement/Measuring Device

Overlap

Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed NO

1st Amend Letter NO

Adjustment Memo NO

2nd Amend Letter NO

NESESU - 10 ac. desc. for pld
substantially stock

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 84-07289

1. Owner: Richard A. & Marlene A. Mudetokke Phone No. 208-476-4386

Current Address: 3100 Upper Forks Creek Rd, Orofino Id. 83544

2. Accompanied by: Marlene Mudetokke EXAM DATE: 7-2-96

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Links

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

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>4A</u>		<u>SE</u>	<u>SW</u>	<u>8</u>	<u>36N</u>	<u>02E</u>	<u>Clearwater</u>	<u>U.S.G.S. 7.5 min Quad</u>

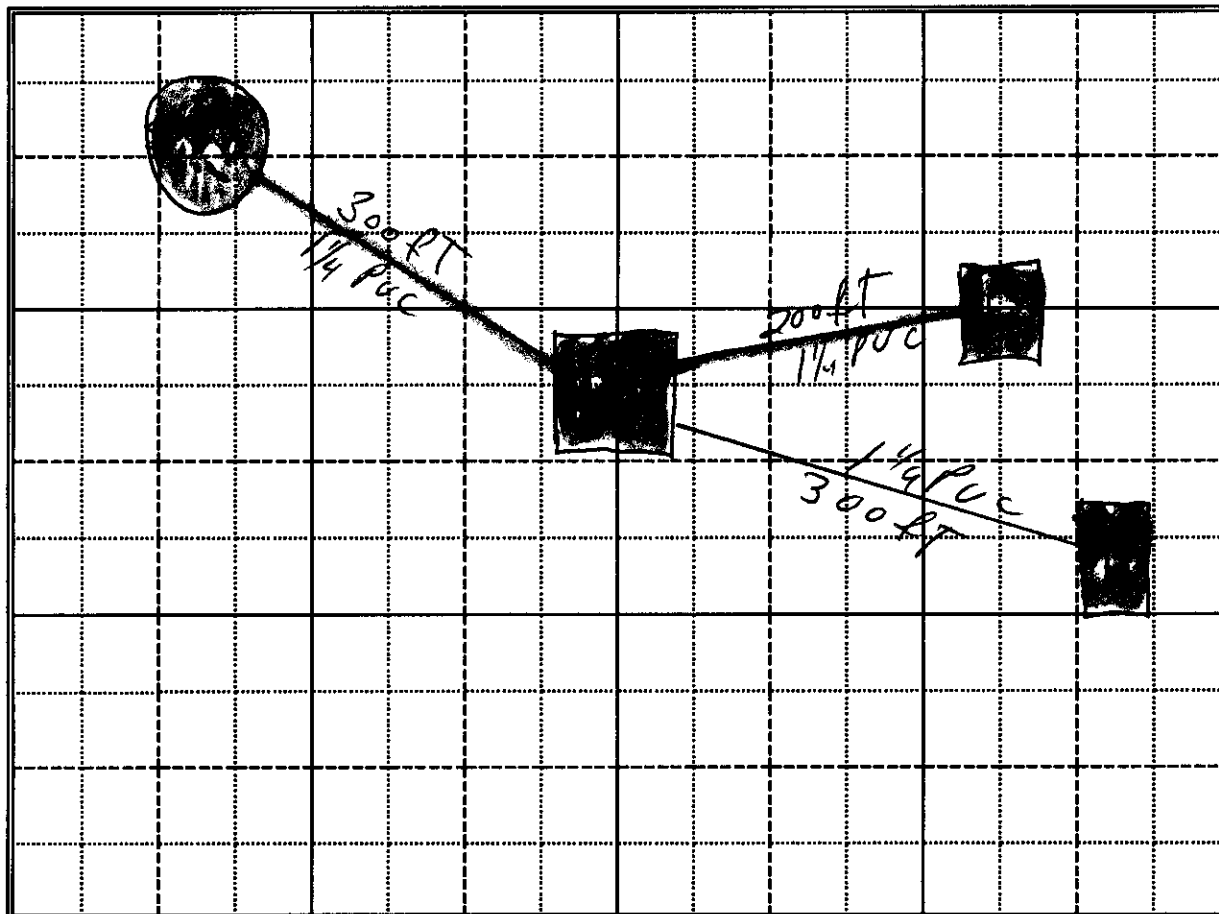
2. Place(s) of Use:

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>36N</u>	<u>02E</u>	<u>8</u>																	

RECORDED
OCT 11 1996

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



Scale: 1" = 100 FT

____ 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
		GRAVITY System			

*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:

[Faint stamp]

OCT 11 1996

E. NARRATIVE/REMARKS/COMMENTS

Stock water use is for 4 head
of horses

Domestic #2 is used for guest. #1 is
main dwelling.

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

APPROVED
OCT 11 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket 5 gal in 43 sec = 79 gpm

$$\frac{7 \times .133681}{60} = .02$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic (2)	01-01	12-31	.02	2.4
Stock Water	01-01	12-31	.01	.1
Totals:			.02	2.5

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name Wayne Baldert Date 7-9-96

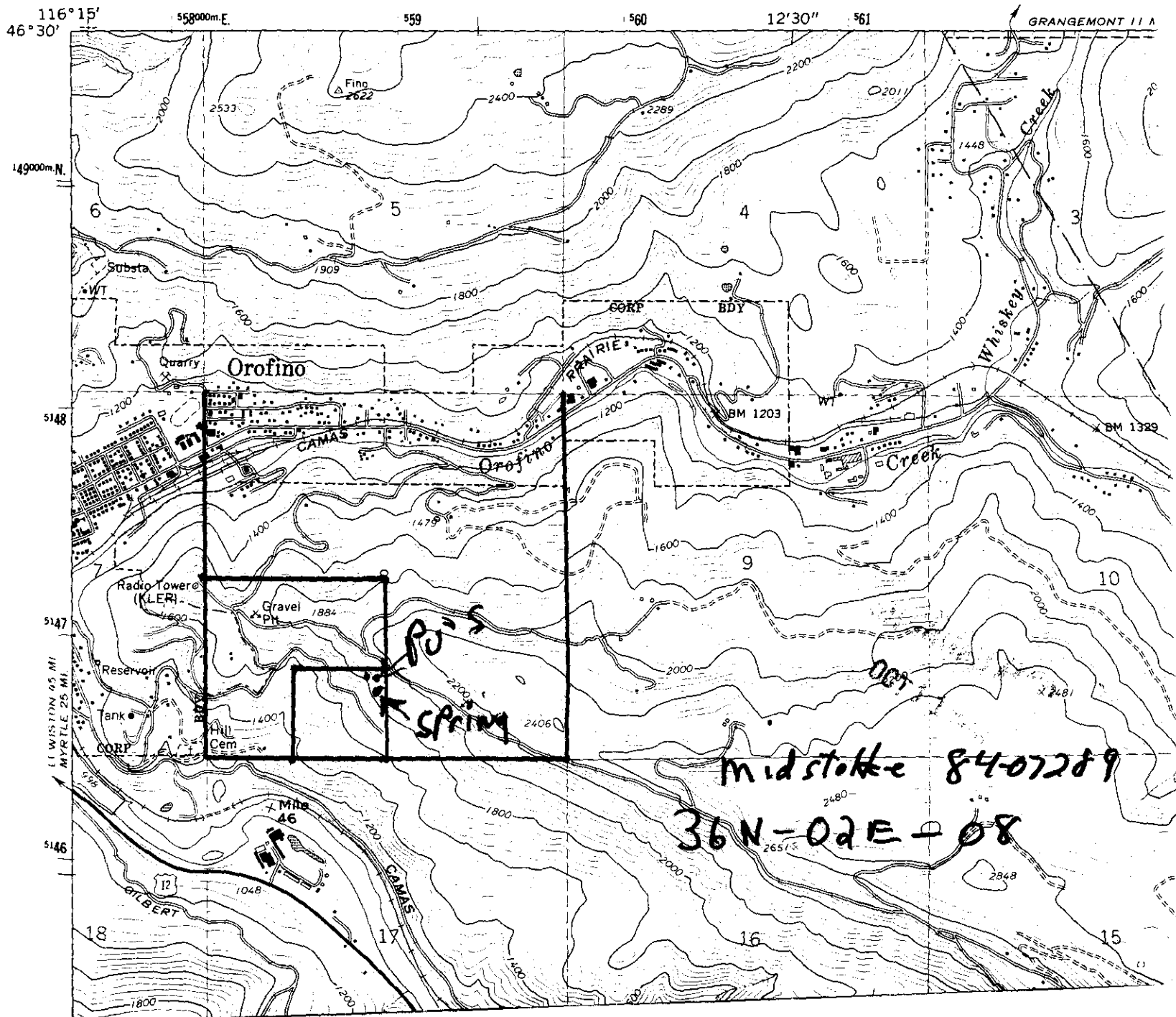
Reviewer _____ Date _____

SEAL

COPY 1-1996

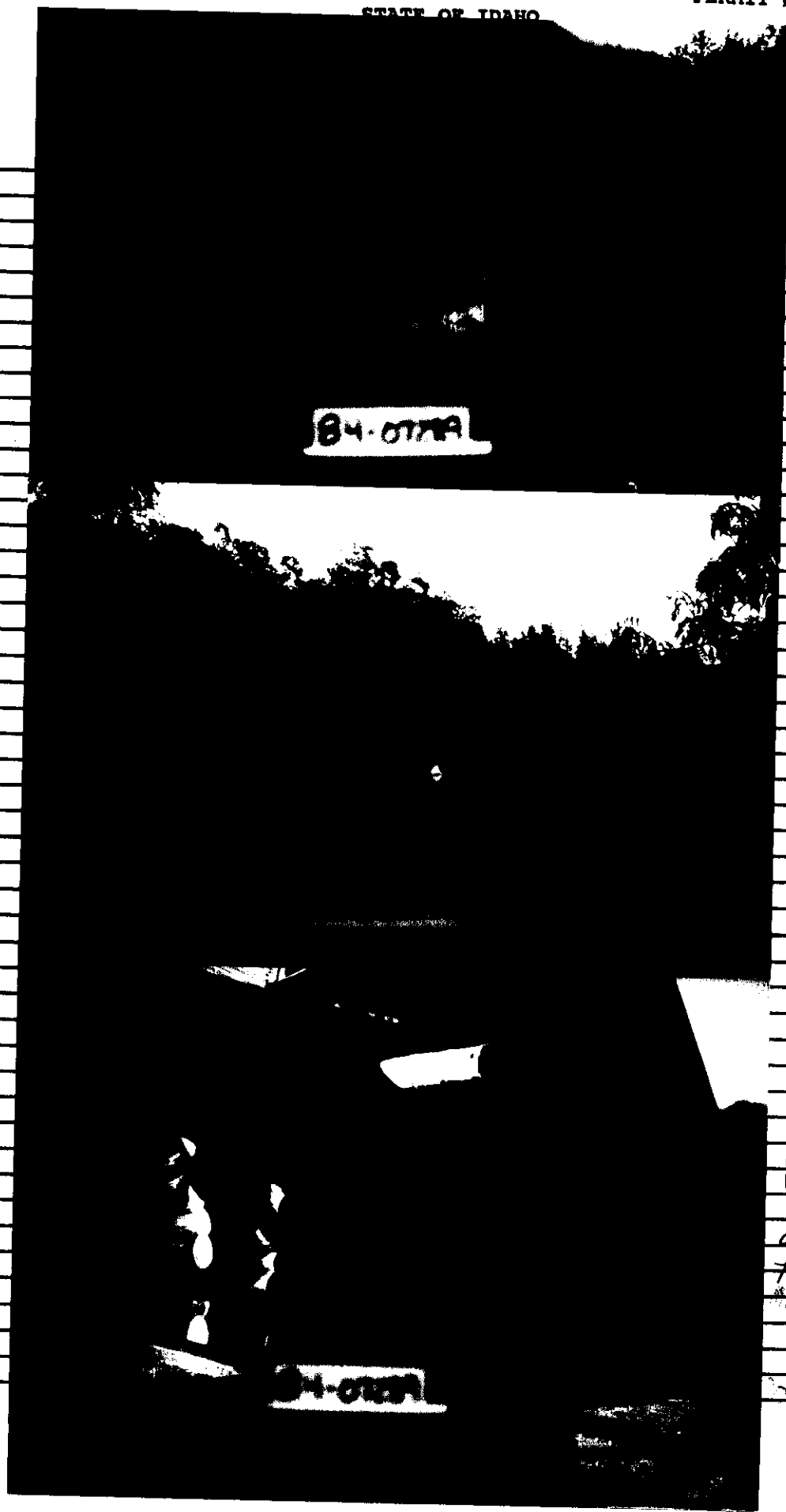
277 III
SANKAL
500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



PERMIT # 84-07289

STATE OF IDAHO



PO

STORAGE

84-07289

Domestic
#1
didn't get
picture of #2

1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 84-01289 Reviewed by [Signature] Date 11-3-95

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, stock

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 _____

☐ Well log in the file? _____

Correct? _____

LICENSE EXAMINATION FEE

yes Required?
0 Amount Submitted
no Correct?

MEASURING DEVICE

no Required?
1 Installed?
1 Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority Date	_____	_____
New Priority Date	_____	_____

DEFICIENCIES OR ACTION ITEMS

Request 50⁰⁰ lic. exam fee
12/8- Fee received - Proof acceptable

DATA ENTRY

New Address [Signature] Proof Made 10-30-95

December 8, 1995

RICHARD A MIDSTOKKE
MARLENE MIDSTOKKE
3100 UPPER FORDS CREEK RD
OROFINO ID 83544

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 84-07289

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
FEB 26 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

November 6, 1995

Richard & Marlene Midstokke
3100 Upper Fords Creek Rd.
Orofino, ID 83544

RE: Permit No. 84-07289

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. You state on the proof that you are diverting 0.08 cfs for domestic purposes. Before the department can process the proof, it must be accompanied by the appropriate license examination fee. The license examination fee for a rate of 0.08 cfs is \$50.00. I have enclosed a copy of the examination fee schedule for your convenience.

Please return the copy of the proof along with the \$50.00 license examination fee within thirty (30) days of receipt of this letter. **Please address your correspondence to my attention.**

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

NOV 14 1995
2 6 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

October 19, 1995

RICHARD A MIDSTOKKE
MARLENE MIDSTOKKE
3100 UPPER FORDS CREEK RD
OROFINO ID 83544

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 84-07289

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

FEB 26 1996

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

No.: 84-7289 Name: Midstokke Date: 10/18/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: W019856 Priority: 9/11/95 ✓ Gvmt Lts: ✓

~~Source~~ ^{exempt} - No ~~SC~~ SC 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 - 028 (may report) - 01J (meas dev) - P08
=/- 0.2 cfs - 028 (may report) - 01H (lock dev) - P01 or No MD
=/+ 5 a. irr. - 028 (may report)
~~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) - 007-P07 (w/remark WB9), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA
USE:
Domestic (surface) - 021 (Boise R ↑ L Peak); 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-025-027-01M-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), NA
LOCATION:
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 - B <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: - ① W01/2 ② W02/20
BENEFICIAL USE DUE: - 11-1-1996
COMMENTS: _____

RECEIVED
OCT 16 1995

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

we
w Rapp
BC

APPLICATION # 84-7289

Department of Water Resources

INITIAL REVIEW

APPLICANT: MIDSTOCKE BY: [Signature] DATE: 9/11/95

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

PROCESSING

Yes No PRIORITY DATE: 9/11/95

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

CT/Thurs/ek

ADVERTISE IN: CLEARWATER 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

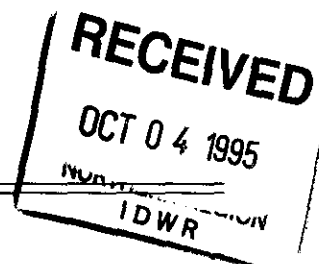
- (Yes) (No) Checked by: _____ Date: ____/____/____
- Groundwater management area
 - Critical ground water area
 - Well Drilling Permit required
 - Well Drilling Application and Fees received
 - Well Drilling Application approved?
 - Well Drilling Application Number _____

FINAL REGIONAL PROCESSING/REVIEW

- (Yes) (No)
- Notice of pending void order issued. Final order response date: ____/____/____
 - Further information required from applicant
 - 10/4 Affidavit of publication received
 - 10/4 Application published correctly, If not, record action taken: _____
 - 9/13 Publication dates and paper recorded on application | Sr. Agent initial [Signature]
 - ☒ Protests received. Final protest date: 10/19/95
 - ☒ Measuring device required
 - ☒ Measuring port required
 - ☒ Special conditions: _____
 - ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: [Signature] Date: 10/12/95

AFFIDAVIT OF PUBLICATION



STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

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

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Notice of Application
For Water Right

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period of two consecutive issues commencing on the 21st day of September 1995 and ending on the 28th day of September 1995

Bonnie M. Bessent

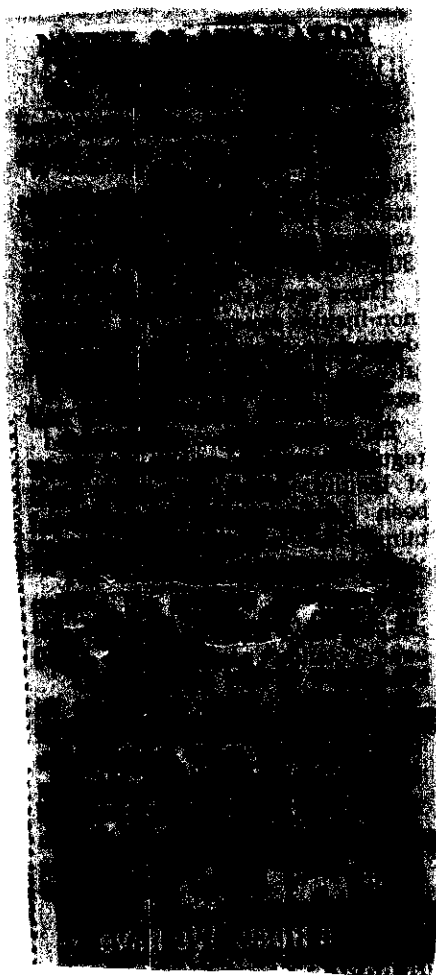
STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 29th day of September in the year of 1995, before me, a Notary Public, personally appeared Bonnie M. Bessent, known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Pamela A. Jones

Notary Public for Idaho
Resident at Orofino, Idaho

My commission expires: 11-20-95



RECEIVED

FEB 26 1996

84-07289

MIDSTOKKE, RICHARD A
MIDSTOKKE, MARLENE
3100 UPPER FORDS CREEK ROAD
OROFINO, ID 83544

Source: SPRING

Tributary: SINKS

Diversion Pt: SESW Sec 8 T 36N R 02E in CLEARWATER County.

Use: STOCKWATER	(	0.020 CFS)
DOMESTIC	(	0.060 CFS)
Total Diversion:	(	0.080 CFS)

Date Filed: 9/11/1995

In: CLEARWATER County
 T36N R02E S08 SESW

11-16-1996

September 13, 1995

Richard A. & Marlene Midstokke
3100 Upper Ford's Creek Road
Orofino, ID 83544

Re: Water Appropriation Application No. 84-07289

Dear Mr. and Mrs. Midstokke:

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 you are using a well that was constructed after July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application, if no permit was obtained by you or previous owners to construct the well. 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.

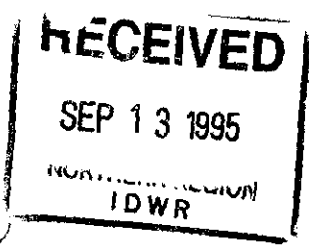
Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

FEB 26 1996

9-6-95



Attn: Al
State Water Resources

Enclosed is the 50.00 fee
you requested, to complete our
application for water rights
on our property at 3100 Upper
Ford's Cr. Rd., Orofino, Idaho.
Please acknowledge soon.
Thank you.

Mrs. Richard Midstokki

FEB 26 1996

RECEIVED
SEP 11 1995
WATER RESOURCES
WESTERN REGION