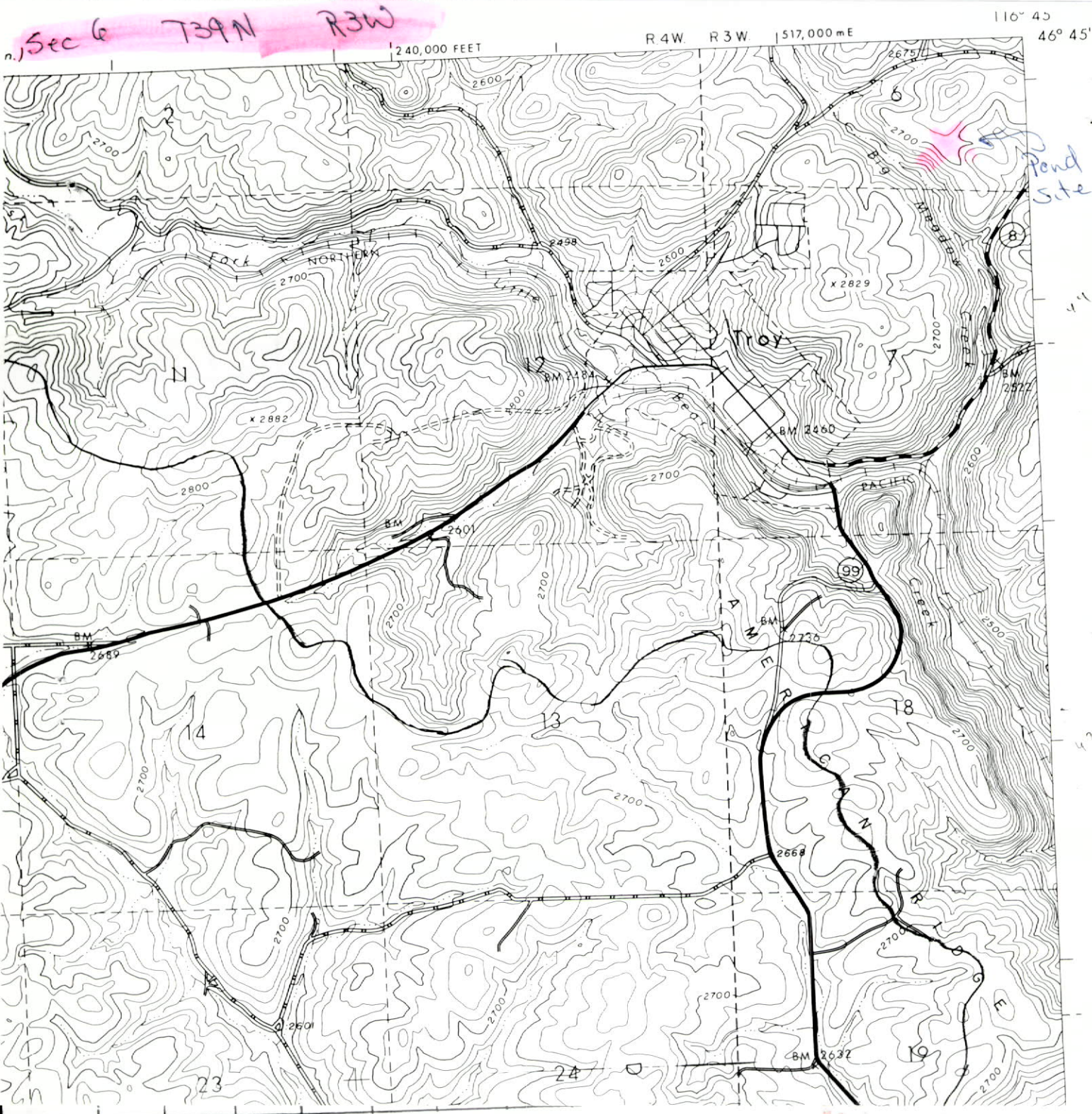


Sec 6 T39N R3W

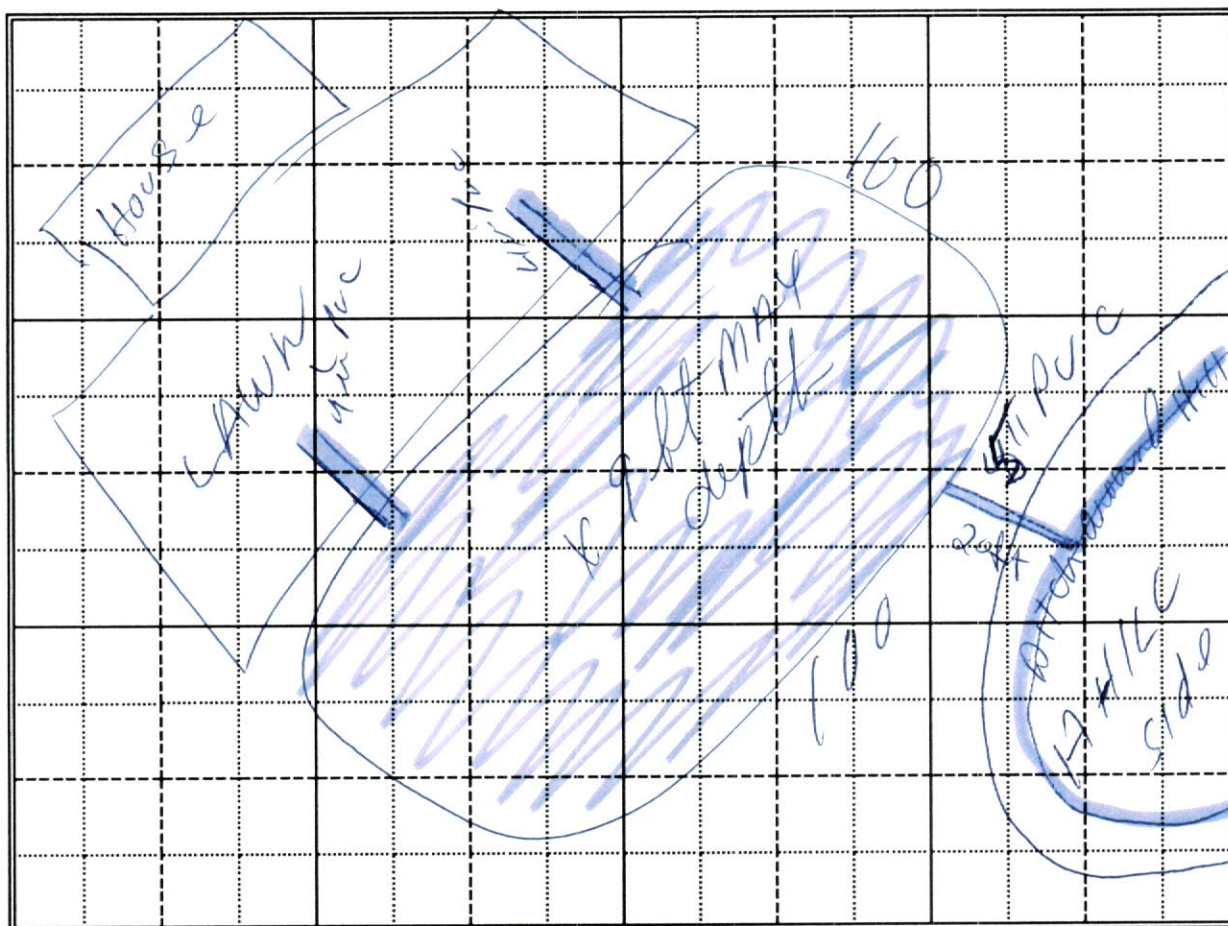


BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Application for permit to appropriate the public waters of

X Thomas J. Bates OCT 28 1993 4-21-93
(Applicant)
X Bates J. Bates

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



Scale: 1" = _____.

____ 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

*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: _____

MICROFILMED

NOV 07 1996

39N 3W 6

Meadow

Reservoir

Beulah Cem

Creek

PD
PC

Fork

NORTHERN

Little

Troy

Meadow

Creek

PACIFIC
Creek

Gates 86507325
39N-03W-S6

5180

5179

T 40 N

5178000mN
T 39 N

46° 45'

10 MI.
DEARY
BOVILL 20 MI.

1 850 000
FEET

BM 2522

BM 2460

BM 2736

NOV 11 1956



Pond
Stew PC



Run old
ditch



Run old
Ditch

86-07325
Gates

MICROFILMED
1997 11 13

Affidavit of Publication

STATE OF IDAHO

County of Latah

ss.

Lorraine Hudson
Legal Clerk

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

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Aug. 5/12,
1993

the same being the dates designated
for the publication of said notice.

Lorraine Hudson
Subscribed and sworn to before

me this 12 day of Aug
93

Ann Marie Gale
Notary Public,
residing at Moscow, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07323

GROSECLOSE DALLAS, 5010
HARDIN RD. MOSCOW, ID. 83843

Source: UNNAMED STREAM,
Tributary: SINKS

Diversion Pt: SESW Sec 13 T 39N
R 05W in LATAH County.

Use: WILDLIFE STORAGE (5.20
AF), RECREATION STORAGE (5.20
AF), FIRE PROTECTION STORAGE
(5.20 AF), AESTHETIC STORAGE
(5.20 AF), Total Diversion: (5.20 AF)

Date Filed 5/28/93

In: LATAH County, T39N, R05W
S13, SESW

86-07325

GATES, TOM, GATES, BETTE,
1021 MCKEEHAN RD, TROY, ID
83871

Source: UNNAMED DRAIN, Trib-
utary: BIG MEADOW CREEK

Diversion Pt: SWSE Sec 6 T 39N R
03W in LATAH County.

Use: STOCKWATER STORAGE
(10.00 AF), WILDLIFE STORAGE
(10.00 AF), Total Diversion: (10.00
AF)

Dated Filed: 5/4/1993

In: LATAH county, T39N R03W
S06 SWSE

For additional information con-
cerning 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 Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or be-
fore AUGUST 23, 1993.

R. KEITH HIGGINSON, Director
August 5, 12, 1993

RECEIVED

AUG 13 1993

NORTHERN REGION
IDWR

NOT RECORDED

OCT 28 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 86-07325

Priority: May 4, 1993

Maximum Storage Volume:

2.1 AF

This is to certify, that TOM GATES
BETTE GATES

1021 MC KEEHAN RD
TROY ID 83871

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 4, 1993; and has submitted Proof of Beneficial Use on August 30, 1995. An examination indicates that the works have a storage capacity of 2.100 af of water from:

UNNAMED DRAIN

tributary to BIG MEADOW CREEK

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 STORAGE	01/01 to 12/31		2.1 AF
WILDLIFE STORAGE	01/01 to 12/31		2.1 AF
	Totals		2.1 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE, Sec. 6, Township 39N, Range 03W
LATAH County

PLACE OF USE: STOCKWATER STORAGE

TWN RGE SEC

39N 03W 6

SWSE

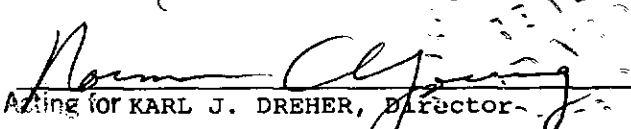
CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.

MICROFILMED

NOV 07 1996

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 30 day of AUGUST, 1996.


Attest for KARL J. DREHER, Director

AUG 30 1995

Department of Water Resources

Amt. of Fee \$: 50.00

Receipt No. C033477

Receipt By: Ju

Date Received: 8-30-95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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.

- NOV 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

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

Permit No. 86-07325

Name(s) of Permit Holder: Bette Gates, Tom Gates

Mailing Address: 1021 McKeehan Road, Troy, ID 83871-9630

Date Proof is Due: October 1, 1994

Telephone No. (208) 835-5572

Describe what work has been completed toward the development of this water right:

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

Well drilling completed and installation of water line, pump, and lines on July 1, 1994. Well will be used in part to instill fresh water and maintain level of water in pond. Rate of flow is 6.5-8 gpm. Well drilling completed by Phil Olsen, Troy, Idaho. Cost \$13,519.

Costing \$ _____

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

The person who is to build the pond has our project scheduled for mid to late September of this year. Last week he advised us that our pond project is still scheduled for that period. We hope to be able to use the upcoming winter precipitation to fill the pond. We have purchased no stock at this point in time. The initial use will be for the abundant wildlife on our property.

Permit holder(s) request an extension to October 1, 19 ⁹⁵

FEE: \$50.00

Bette Gates
(Signature)

DEC 07 1994

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to October 1, 1995.

Signed this 22nd day of August, 1994

J. Glen Jayton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 86-07325

Proposed Priority: May 4, 1993

Maximum Storage Volume: 10.0 AF

This is to certify, that **BETTE GATES**
TOM GATES
1021 MC KEEHAN RD
TROY ID 83871

has applied for a permit to appropriate water from:

UNNAMED DRAIN tributary of **BIG MEADOW CREEK**

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>
STOCKWATER STORAGE	01/01 to 12/31		10.0 AF
WILDLIFE STORAGE	01/01 to 12/31		10.0 AF
	Totals		10.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 6, Township 39N, Range 03W
LATAH County

PLACE OF USE: STOCKWATER STORAGE

TWN RGE SEC

35N 04W 27

39N 03W 6

SWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1994**.
2. Subject to all prior water rights.
3. Stockwater storage use is for 50 sheep and 4 horses.

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

12th day of October, 1993.

R. Keith Higginson
for
R. Keith Higginson, Director

RECORDED

OCT 28 1993

RECEIVED

SEP 10 1993

Form 202
6/85

Department of Water Resources

STATE OF IDAHO

Ident. No. 86-7325

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tom & Betty Gates Phone 835-5572
Post office address 1021 McKeehan Rd. Troy ID 83871
2. Source of water supply UNNAMED DRAIN which is a tributary of BIG MEADOW CREEK
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot
Sec. 6 Township 39N Range R3W B.M. Latah County; additional
points of diversion if any:
4. Water will be used for the following purposes:
Amount 10.0 for WILDLIFE purposes from Aug 93 to Aug 94 (both dates inclusive)
STORAGE FOR
Amount 10.0 for STOCK WATERING purposes from May 94 to Nov 94 (both dates inclusive)
STORAGE FOR
Amount for purposes from to (both dates inclusive)
Amount for purposes from to (both dates inclusive)
5. Total quantity to be appropriated is (a) cubic feet per second and/or (b) 10.0 acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. N/A POND - MAX SIZE 300' X 300' X 5' AVERAGE DEPTH
b. Height of storage dam 9.5 feet; active reservoir capacity 1.5 acre-feet; total reservoir capacity 1.5 acre-feet; period of year when water will be diverted to storage: Yr 1 to 12/31 inclusive.
c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet.
d. Is ground water with a temperature of greater than 90°F being sought? no
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year years (minimum 1 year).

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OCT 28 1993

8. Description of proposed uses (if 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. Sheep - 30 head, 4 horses
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. Improve Wild Life Habitat - Major use

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	
39N	3W	6																	<u>1.5 Acres of Arroyo</u>
39N	3W	6															S		

Total number of acres to be irrigated N/A

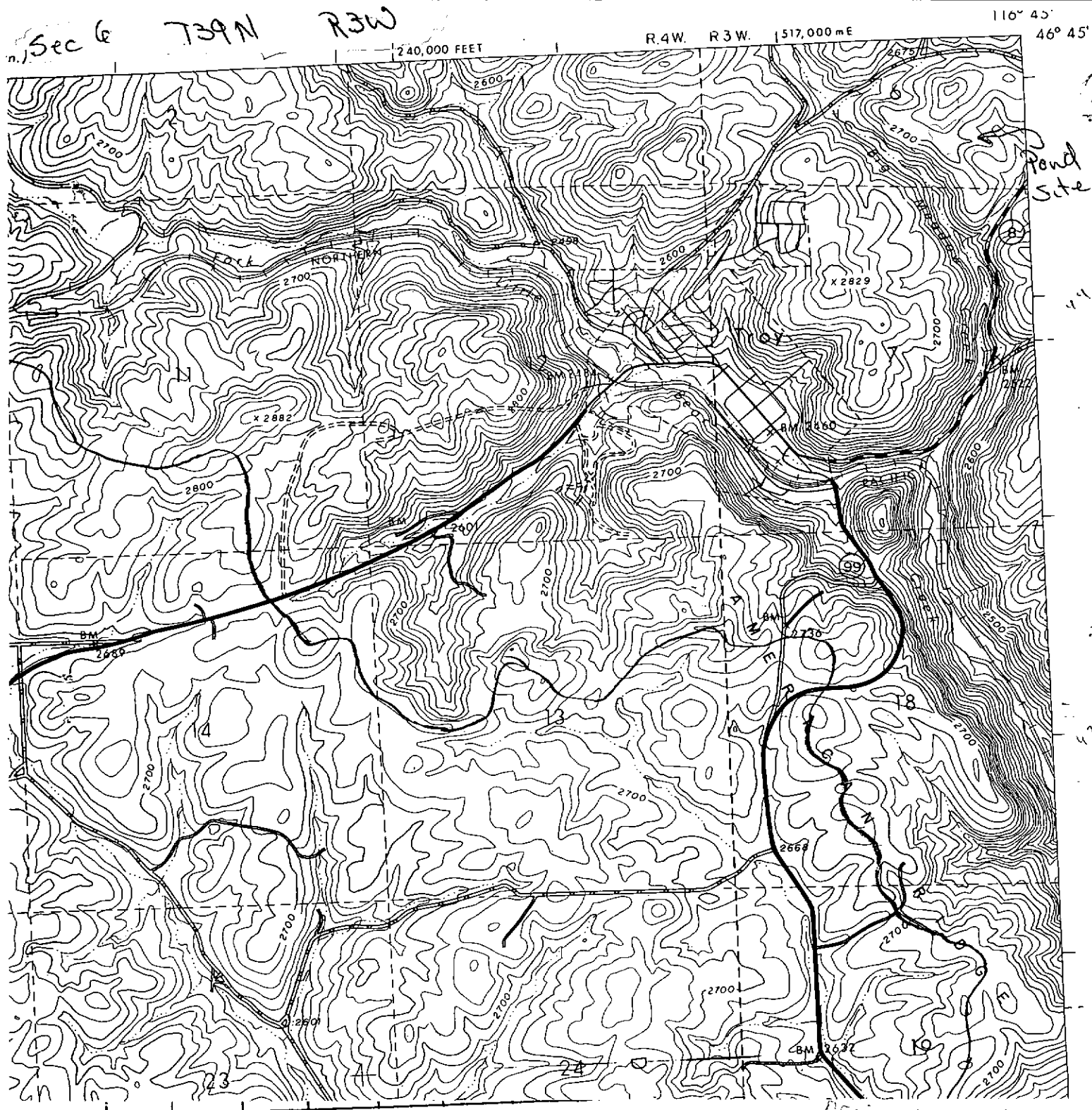
10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? Tom + Bette GATES
- b. Who owns the land to be irrigated or place of use? Tom + Bette GATES
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: N/A

OCT 28 1993

... project show clearly the proposed point of diversion, place of use, section number.



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 *Thomas L. ...* OCT 28 1993 - 21-93
X Butte Co. (Applicant)

Received by LDF Date 5/4/93 Time 12:45pm Preliminary check by MJ
Fee \$ 30.00 Receipted by pm # N6501 Date 5/4/93
Publication prepared by pm Date 7/28/93 Published in Idahoian/Boyle Press
Publication approved pm Date 8/30/93

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:

RECEIVED
OCT 28 1993



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 5, 1996

TOM GATES
BETTE GATES
1021 MCKEEHAN ROAD
TROY ID 83871

RE: WATER RIGHT NO. 86-07325

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 ten (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

SWK:ph

Enclosure

MICROFILMED
NOV 07 1996

MEMORANDUM

TO: File 86-07325

FROM: Sharla

DATE: August 2, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 86-07325 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Stockwater Storage	1/1 - 12/31	2.1 af
Wildlife Storage	1/1 - 12/31	2.1 af

The pond dimensions are 100' X 100', 9 feet deep. Storage capacity is figured as $100 \times 100 / 43560 \times 9 = 2.1$ af.

Examiner: Wayne Baldwin
Exam date: May 28, 1996

MICROFILMED
NOV 07 1996

LICENSE REVIEW CHECKLIST

PERMIT NO 86-07325

DATE 8/2/96

REVIEWER: S H A R L A

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

Does map agree with written description? ☒ yes ☐ no

OVERLAPS ☐ P/D ☐ P/U

RATE OF DIV			
Permitted Rate	<u>10</u>	<u>af</u>	
Fee limit	<u>20</u>	<u>af</u>	<u>\$50⁰⁰</u>
Measured	<u>—</u>	<u>cfs</u>	
Theoretical	<u>—</u>	<u>cfs</u>	

100 x 100 / 43560 x 9 = 2.1 AF
 Recommended Total Div Rate 2.1 cfs

ANNUAL VOLUME/ NATURE OF USES				Use	Volume Calculation
—	☒			<u>Stock Stor.</u>	<u>2.1</u> af
				<u>Wild. Stor.</u>	<u>2.1</u> af
					<u>—</u> af
					<u>—</u> af
				SUBTOTAL	<u>2.1</u> af

Flow rate — cfs X — days X 1.9835 = — af
 Total volume recommended 2.1 af
 (SUBTOTAL or Flow Rate, whichever is less)

REMARKS W07

CONDITIONS ☐ Watermaster Control WD# —
☐ GW Measurement/Measuring Device —
☐ Overlap —
☒ Use-specific conditions

Advancement of Priority Date Required ☐ yes ☒ no

SRBA Claim Filed <u>N/A</u>	1st Amend Letter <u>N/A</u>
Adjustment Memo <u>af</u>	2nd Amend Letter <u>—</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 86-07325

1. Owner: Bette & Tom Gates Phone No. (208) 835-5572

Current Address: 1021 McKean Rd Troy Id 83871

2. Accompanied by: Tom Gates EXAM DATE: 5-28-96

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Run off tributary to _____

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
			SW	SE	6	39N	03W	LATAH	U.S.G.S. 7.5 min Quad

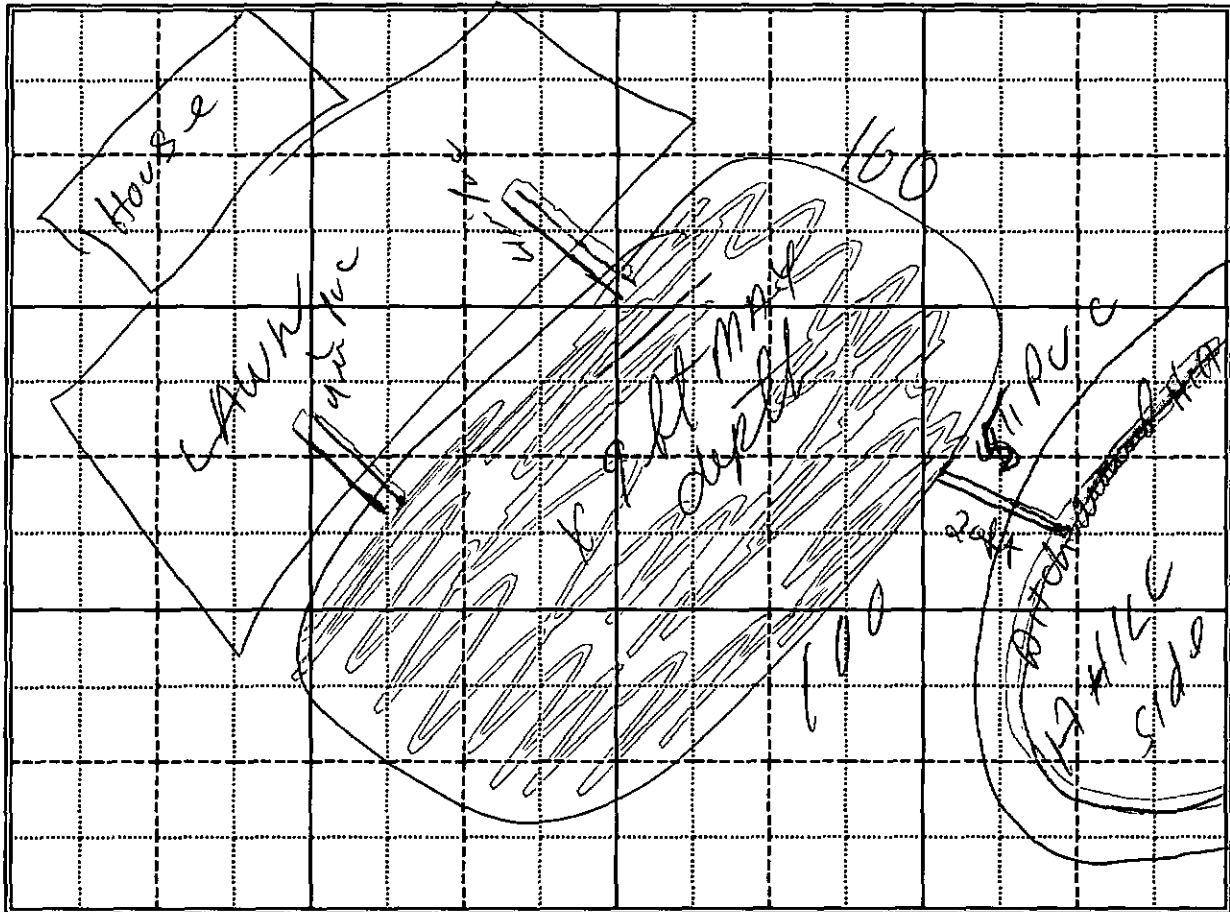
2. Place(s) of Use:

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	
39N	03W	6															S		
																	W		

MICROFILMED
NOV 07 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" = _____

____ 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

*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: _____

MICROFILMED

NOV 07 1996

E. NARRATIVE/REMARKS/COMMENTS

Mr. Gotes's pond captures runoff. There is a full side next to the pond. It is ditched 360° around the base of it. A plastic culvert carries the water from the ditch. Only flow occurs during rain + snow melt events. There is also two perf PVC pipes under lawn to capture water from lawn and feed it to pond.

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

MICROFILMED
NOV 07 1996

F. FLOW CALCULATIONS

Measured Method:

____ Additional Computation Sheets Attached

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:

$$\frac{100 \times 100 \times 9 \times .4}{43560} = .8 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Stockwater Storage	01-01	12-31		.8
Wildlife Storage	01-01	12-31		
Totals:				.8

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 Baldick Date 6-6-96

Reviewer _____ Date _____

SEAL

MICROFILMED

NOV 07 1996

39N 3W 6

Meadow

Beulah Cem

Creek

Fork

Gates 81507315
39N-03W-S6

Troy

PD
FV

5180

5179

T 40 N

5178000N
T 39 N

46° 45'

DEARY 10 MI.
BOVILL 20 MI.

1 850 000
FEET

NOV 0 1958



*Pond
Swamp*



*Run off
ditch*



*Run off
Ditch*

*86-07325
Gates*

MICROFILMED
1997

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 86-07325 Reviewed by JW Date 9-12-95

GENERAL CONSIDERATIONS

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

TYPES OF USE

stock, wildlife

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?
50.00 Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
☒ Installed?
☒ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address / Proof Made 8-30-95

September 12, 1995

BETTE GATES
TOM GATES
1021 MC KEEHAN RD
TROY ID 83871

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07325

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

MICROFILMED
NOV 16 1995

July 31, 1995

BETTE GATES
TOM GATES
1021 MC KEEHAN RD
TROY ID 83871

PROOF DUE NOTICE

RE: PERMIT NO. 86-07325

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, 1995.

(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.

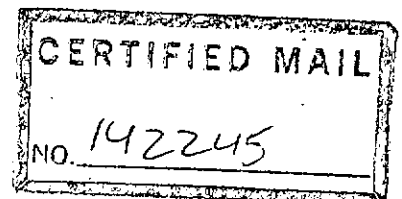
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

NOV 1 6 1995



ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 86-7325 Reviewed by Jy Date 8-19-94

BASIC INFORMATION

8-5-94 Date stamp received
YCS Extension received timely
YCS Fee received and receipted
YCS Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

YCS Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? Requested?
Is delay by a government agency?
Is supporting documentation needed to complete the file? Requested?
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

Should extend to October 1, 1995 on the basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X
Change Proof Due Date 10-1-95
Change Priority Date X

August 22, 1994

Bette and Tom Gates
1021 McKeehan Rd.
Troy, ID 83871-9630

RE: Permit No. 86-07325

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to October 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

Additionally, you stated on the extension request that you have completed drilling of a well that would be used in part to fill the pond. This permit only authorizes a diversion of water from an unnamed drain (surface water). If ground water is to be used as an additional source of water, or the only source, a new permit is needed since this permit cannot be amended to add a ground water source.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

RECEIVED
DEC 07 1994

July 31, 1994

BETTE GATES
TOM GATES
1021 MC KEEHAN RD
TROY ID 83871

PROOF DUE NOTICE

RE: PERMIT NO. 86-07325

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, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

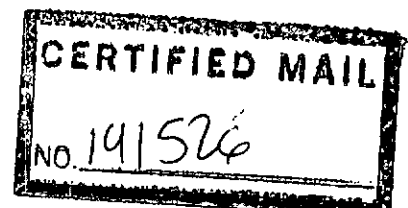
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

DEC 07 1994





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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 12, 1993

BETTE GATES
TOM GATES
1021 MC KEEHAN RD
TROY ID 83871

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-07325

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,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the printed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECORDED

OCT 28 1993

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 86-7325 Date: 9/21/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes Sc Mor
SYSTEM COMPLETED:
No - ~~26A-P17~~
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 or 005-01J-P08 (+.2)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use)
Payette (65) - 047-P04, 064(all consumptive use)
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.)
USE:
Fish Propagation - 06A or 09E-P10 (WQ) & 010-042 (req),
002-P06 (MD), 07A (Special), 044 (N 1000 Spr)
Irrigation - 803(in WD use SW 1st)(+5A in WD do P/U compare)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A or 010 or 09E-P10 & 054 (req)
Storage(✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10'Size)
Domestic (surface) - 021(Boise R + L Peak), 27A(Payette R)
OWNERSHIP:
Non land owner - 004
PROTESTED:
Hearing agreement - 020
OTHER CONDITIONS:
REMARKS: - DW02(505.4H)
BENEFICIAL USE DUE: - 10 -1-1994
COMMENTS: - ① Mor Exempt ② Div Desc.

DATE: 09/21/93
PAGE: 1

Stage: PERMIT

Audit: 09/21/93 ZIMMERMA

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
SEP 10 1993

APPLICATION # _____

***** INITIAL REVIEW ***** Department of Water Resources

APPLICANT: GATES BY: AB DATE: 5/4/93

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, acknowledgment)

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

PROCESSING

Yes No PRIORITY DATE: 5/4/93
☒ (Include Moratorium Remark)
☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: LATAH County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

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

INFORMATION RECEIVED:

() Dam Information () Fish Information
() Power Information () Other: N/A

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

(Yes) (No)

- ☒ 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 _____

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- ____ Notice of pending void order issued. Final order response date: ____/____/____
☒ Further information required from applicant
☒ Affidavit of publication received
☒ Application published correctly, If not, record action taken: _____
☒ Publication dates and paper recorded on application | Sr. Agent initial AB
☒ Protests received. Final protest date: 8/23/93
____ Measuring device required
____ Measuring port required
____ Special conditions: _____
____ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB RWA

Date: 9/1/93



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION,

(208) 769-1450

Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615

~~(208) 769-1450 for (208) 769-2088~~

Fax (208) 769-1454

CECIL D. ANDRUS

Governor
July 29, 1993

R. KEITH HIGGINSON
Director

Mr. and Mrs. Tom Gates
1021 McKeehan Rd.
Troy, Id. 83871

Dear Mr. and Mrs. Gates:

Subject: Water Application for Permit Number 86-7325.

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. Enclosed is Receipt Number N6501. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, 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 your Application for Permit can be approved. If the protest is not resolved, 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 Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent

Enc. - Receipt

RECEIVED

OCT 28 1993

86-07325

GATES, TOM
GATES, BETTE
1021 MC KEEHAN RD
TROY, ID 83871

Source: UNNAMED DRAIN

Tributary: BIG MEADOW CREEK

Diversion Pt: SWSE Sec 6 T 39N R 03W in LATAH County.

Use: STOCKWATER STORAGE	(10.00 AF)
WILDLIFE STORAGE	(10.00 AF)
Total Diversion:	(10.00 AF)

Date Filed: 5/ 4/1993

In: LATAH County
T39N R03W S06 SWSE

RECEIVED

OCT 28 1993

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Lorraine Hudson
Legal Clerk

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

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Aug. 5, 12,
1993

the same being the dates designated
for the publication of said notice.

Lorraine Hudson
Subscribed and sworn to before

me this 12 day of Aug
1993

Ann Marie Dale
Notary Public,
residing at Moscow, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

85-07323

GROSECLOSE DALLAS, 5010
HARDIN RD. MOSCOW, ID. 83843

Source: UNNAMED STREAM
Tributary: SINKS

Diversion Pt: SESW Sec 13 T 39N
R 05W in LATAH County.

Use: WILDLIFE STORAGE (5.20
AF), RECREATION STORAGE (5.20
AF), FIRE PROTECTION STORAGE
(5.20 AF), AESTHETIC STORAGE
(5.20 AF), Total Diversion: (5.20 AF).

Date Filed 5/28/93

In: LATAH County, T39N, R05W
S13, SESW

86-07325

GATES, TOM, GATES, BETTE,
1021 MCKEEHAN RD, TROY, ID
83871

Source: UNNAMED DRAIN, Trib
utary: BIG MEADOW CREEK

Diversion Pt: SWSE Sec 6 T 39N R
03W in LATAH County.

Use: STOCKWATER STORAGE
(10.00 AF), WILDLIFE STORAGE
(10.00 AF), Total Diversion: (10.00
AF)

Dated Filed: 5/4/1993

In: LATAH county, T39N R03W
S06 SWSE

For additional information con-
cerning 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 Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210, Co-
eur d'Alene, Idaho 83814 on or be-
fore AUGUST 23, 1993.

R. KEITH HIGGINSON, Director
August 5, 12, 1993

RECEIVED

AUG 13 1993

NORTHERN REGION
IDWR

NOTIFIED

OCT 28 1993