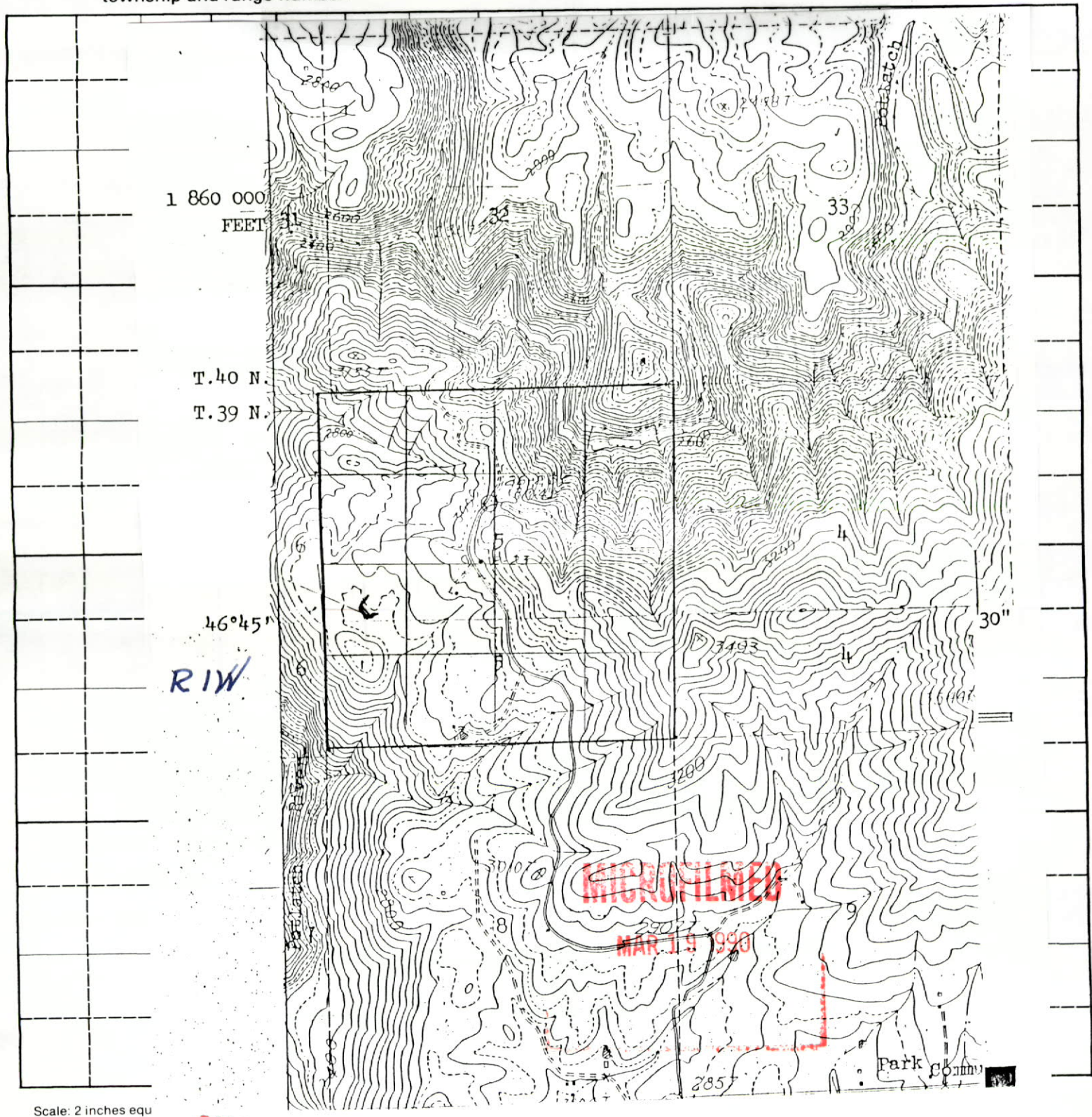


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equ

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.

MAR 19 1990

Carol Ann Niederreiter
(Applicant)
by Ron Mahoney P.O.A.

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

That he is the printer of The IDAHONIAN, 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:

Dec. 7, 14, 1989

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

Theresa Myers
Subscribed and sworn to before

me this 15 day of Dec

1989

[Signature]
Notary Public,
residing at Moscow, Idaho
My commission expires: 10-16-93

NOTICE OF APPLICATION FOR WATER RIGHT

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

86-07276

NIEDERREITER, CAROL ANN
C/O RON MAHONEY
1493 MARSHALL RD.

VIOLA, ID 83872

Source: UNNAMED STREAM
Tributary: POTLATCH RIVER

Diversion Pt: NENWSW Sec 5 T
39N R 01W

Use: WILDLIFE STORAGE (9.90
AF)

Date Filed: 10/30/1989

In: T39N R01W S05 NWSW

For additional information concerning the property location, call the Northern Regional Office at 765-4639.

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, Coeur d'Alene, Idaho 83814 on or before DECEMBER 26, 1989.

R. KEITH HIGGINSON, Director
Dec. 7, 14, 1989

RECEIVED

DEC 19 1989

NORTHERN REGION
IDWR

MICROFILMED

MAR 19 1990

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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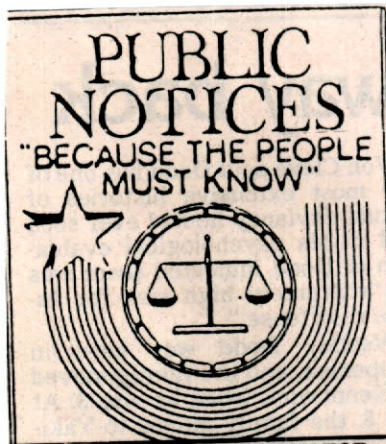
Nov. 16, 23, 1989

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

Theresa Myers
Subscribed and sworn to before
me this 27 day of Nov

19 89

[Signature]
Notary Public,
residing at Moscow, Idaho
My commission expires: 10-16-93



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1493 MARSHALL RD.
VIOLA, ID 83872

Source: UNNAMED STREAM
Tributary: POTLATCH RIVER
39N R 01W

[Handwritten signature]
Diversion Pt: NENWSW Sec 5 T
Use: WILDLIFE STORAGE (9.90 AF)

Date Filed: 10/30/1989
In: T39 R01W S05 NWSW
86-07277

NIEDERREITER, CAROL ANN
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

Source: UNNAMED STREAM
Tributary: POTLATCH RIVER
Diversion Pt: SENWSW Sec 5 T
39N R 01W
Use: WILDLIFE STORAGE (9.90 AF)

Date Filed: 10/30/1989
In: T39N R01W S05 NWSW
For additional information concerning the property location, call the Northern Regional Office at 765-4639.

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R. KEITH HIGGINSON, Director
Nov. 16, 23, 1989

RECEIVED

NOV 29 1989

NORTHERN REGION
IDWR

MICROFILMED

MAR 19 1990

1 860 000
FEET

T.40 N.
T.39 N.

46°45'

86-07276
T39N RLW
SEC. 5

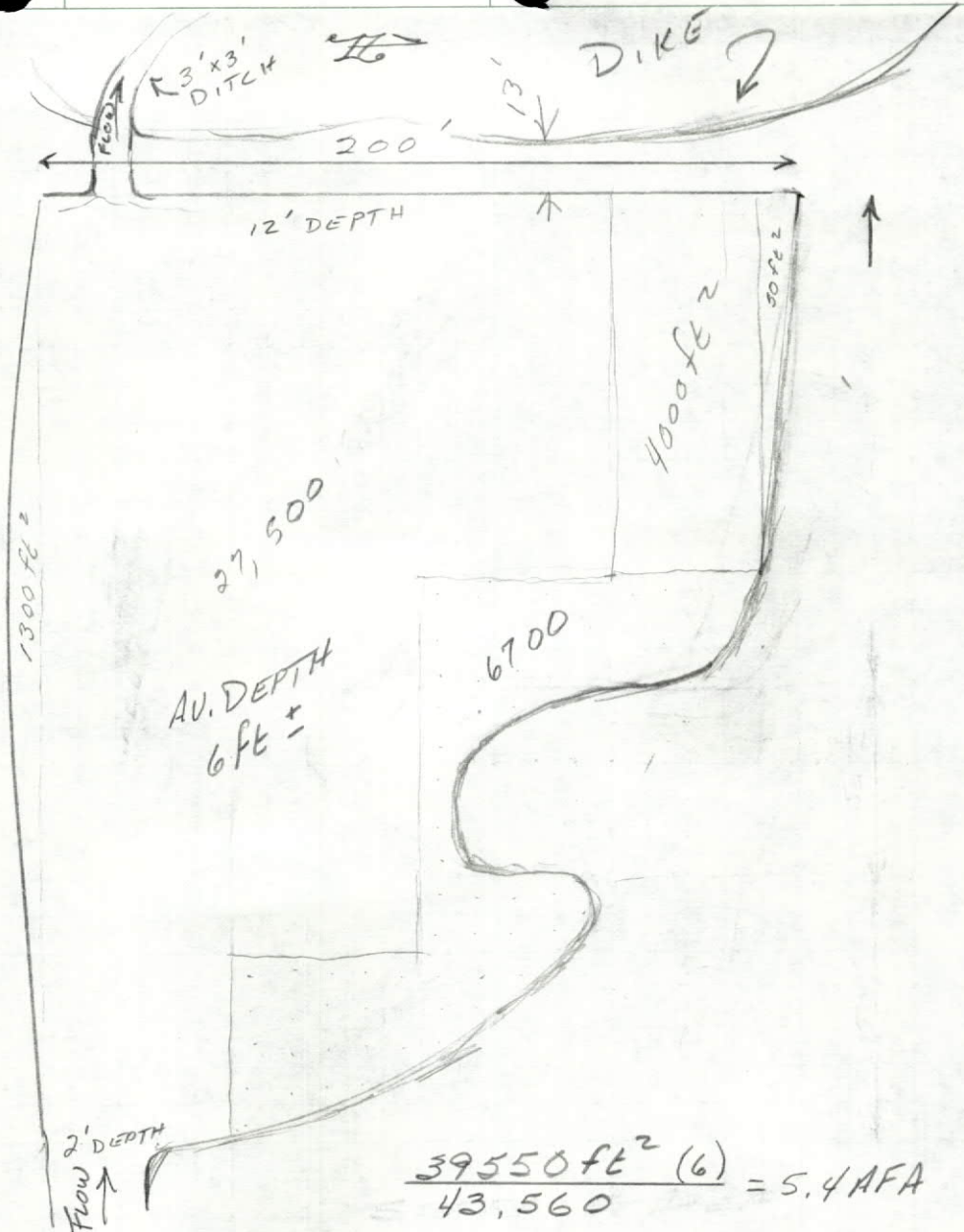
JUL 07 1993

16

15

SCALE

1" = 50'



PLAN

$$\frac{39550 \text{ ft}^2 (6)}{43,560} = 5.4 \text{ AFA}$$

MICROFILMED

JUL 07 1993

RECEIVED

JUL 27 1992

Department of Water Resources

PERMIT # 8657276

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



RECEIVED

JUL 07 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 86-07276

Priority: November 9, 1989

Maximum Storage Volume:

5.4 AF

This is to certify, that CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD
VIOLA ID 83872

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 30, 1989; and
has submitted Proof of Beneficial Use on February 11, 1991. An examination indicates
that the works have a storage capacity of 5.400 af of water from:

UNNAMED STREAM

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>
WILDLIFE STORAGE	01/01 to 12/31		5.4 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		NWSW , Sec. 5, Township 39N, Range 01W LATAH County	

PLACE OF USE: WILDLIFE STORAGE
TWN RGE SEC

39N 01W 5 NWSW

CONDITIONS/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.

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 14TH
day of JANUARY, 1993.

Acting for R. Keith Higginson, Director

NOT RECORDED

JUL 07 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 86-7276 IN THE

NAME OF CAROL ANN NIEDERREITER

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before February 1, 1991; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

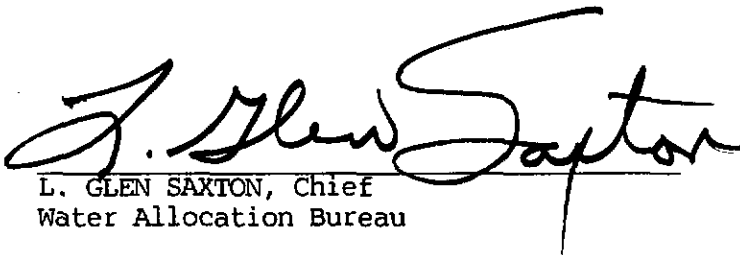
WHEREAS, the Department notified the permit holder that the permit lapsed for failure of the permit holder to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on February 11, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 86-7276 be REINSTATED and the priority advanced to November 9, 1989.

Dated this 25th day of February, 1991.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

MAR 21 1991

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 86-07276

Proposed Priority: October 30, 1989

Maximum Storage Volume:

9.9 AF

This is to certify, that **CAROL ANN NIEDERREITER**
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **POTLATCH 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>
WILDLIFE STORAGE	01/01 to 12/31		9.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NENWSW

Sec. 5, Township 39N, Range 01W
LATAH County

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

39N 01W 5

NWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1991.**
2. Subject to all prior water rights.

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

19th day of January, 1990.

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

MAR 19 1990

Pond B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 86-7276

To appropriate the public waters of the State of Idaho

1. Name of applicant CAROL ANN Niederreiter Phone 885 6356
Post office address C/o Ron Mahoney 1493 Marshall Rd. Viola IDAHO 83872
2. Source of water supply unnamed stream which is a tributary of Potlatch River
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 5 Township 39N Range 1W B.M. LATAH County; additional
points of diversion if any: _____
4. Water will be used for the following purposes: TDK 10/31/89
Amount 9⁹ ac ft. for STORAGE FOR Wild life 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ and/or (b) 9⁹ ac ft.
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. dike (earth) ^{TDK 10/31/89} INSTREAM
 - b. Height of storage dam 7³ feet; active reservoir capacity 4 acre-feet; total
reservoir capacity 9⁹ acre-feet; period of year when water will be diverted to storage:
MARCH to July 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 years (minimum 1 year).

MICROFILMED

MAR 19 1990

034110000000

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? Carol Ann Niederreiter
b. Who owns the land to be irrigated or place of use? Carol Ann Niederreiter
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Ron Mahoney has power of attorney for Carol Ann Niederreiter

4/12

[illegible]

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 column.

Improve wildlife habitat

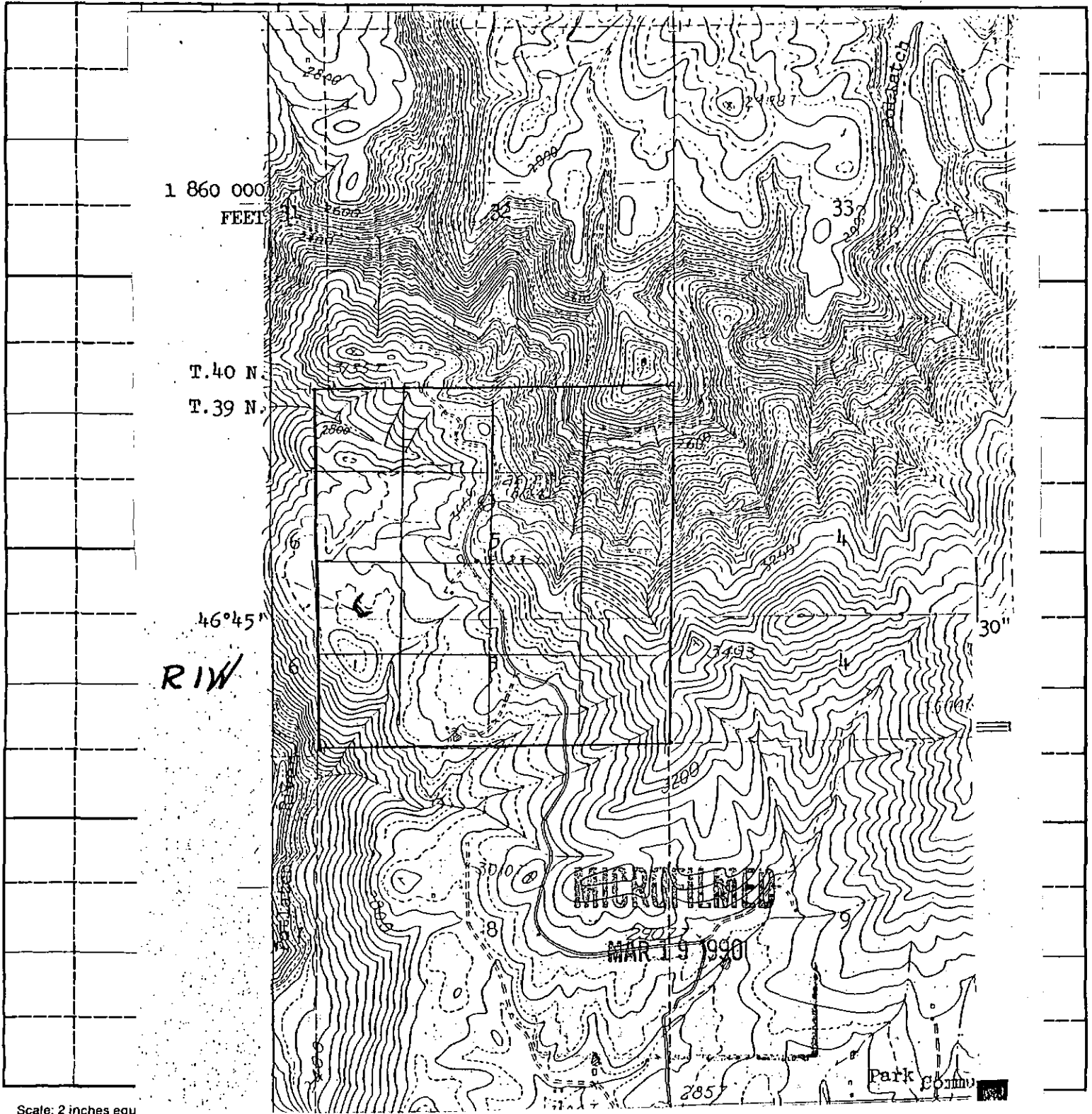
c. Municipal; show name of municipality.

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

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

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

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



Scale: 2 inches equ

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.

MAR 19 1990

Carol Ann Niederreiter
(Applicant)
by Ron Mahoney P.O.A.

TDK 10/30/89 2:00 PM
Received by PMS/FM ORIG. TDK Date 10/23/89 Time 2:00 PM Preliminary check by TDK
Fee \$ ~~30.00~~ ^{30.00} ~~has already been sent~~ Received by PMS/FM ORIG. TDK # N3414 Date 10/23/89
Publication prepared by Date 11/8/89 Published in Idaho Mining Daily News
Publication approved Date 12/19/89

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:

MICROFILMED

MAR 19 1990

POWER OF ATTORNEY

ALL PERSONS BY THESE PRESENTS, that the undersigned does hereby make, constitute, and appoint Ronald L. Mahoney, of 1493 Marshall Rd VIOLA, LATAH County, State of IDAH, the true and lawful attorney for and in the name, place, and stead of the undersigned in connection with the following agricultural programs, numbered 1 (below), under the jurisdiction of the United States Department of Agriculture, administered through County ASC Committees.

- | | | |
|---|--|---|
| ① All programs. | 5. Marketing Quota and Acreage Allotment Programs. | 9. Upland Cotton, Feed Grain, Rice, and Wheat Programs. |
| 2. Conservation Programs. | 6. Peanut Poundage Quota Program. | 10. Other (Specify) _____ |
| 3. Emergency Feed Program. | 7. National Wool Program. | _____ |
| 4. Farm Storage Facility Loan Programs. | 8. Price Support Programs. | _____ |

The undersigned gives and grants unto said attorney full authority and power to do and perform all and every act and thing whatsoever requisite and advisable to be done under such program(s), including access to County ASCS Office records necessary to complete trans-actions and the actions numbered 1 (below), as fully ratifying and confirming all that said attorney shall lawfully do or cause to be done by virtue hereof.

- | | | |
|---|--|---------------------------|
| ① All actions. | 5. The receiving of payments. | 9. The making of reports. |
| 2. The selling and delivery of a commodity. | 6. The executing of real or chattel mortgages. | 10. Other (Specify) _____ |
| 3. The signing of an application. | 7. The signing of promissory notes. | _____ |
| 4. The borrowing of money. | 8. Loan and pledge agreements. | _____ |

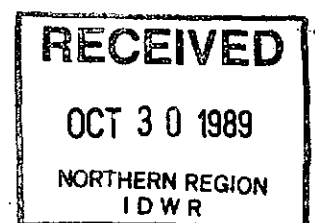
This Power of Attorney shall remain in full force and effect until written notice of its revocation has been duly served upon the LATAH County ASC Committee, MOSCOW, IDAHO 83843

foregoing Power of Attorney set forth above is signed and dated at _____, this _____ day of _____, 19____.

Witnesses' Signatures	Signatures
	<u>X William Weckerle</u>
	<u>X Carol Ann Niederster</u>
FOR CORPORATIONS ONLY	
ATTEST: (Signature of attesting official and corporate seal) 1/	CORPORATE PRINCIPAL 1/
	BY (Signature) OFFICIAL TITLE
ACKNOWLEDGEMENTS 2/	

NOT FILMED

MAR 19 1990



1/ If a corporate principal, sign and affix seal in appropriate places; if no corporate seal, so state.

2/ Insert here and have executed the form of acknowledgement required by law of State where property is located with respect to which Power of Attorney is given.

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Theresa Myers

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

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

Theresa Myers

Subscribed and sworn to before

me this 15 day of Dec

1989

[Signature]

Notary Public,

residing at Moscow, Idaho

My commission expires: 10-16-93

NOTICE OF APPLICATION FOR WATER RIGHT

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86-07276

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C/O RON MAHONEY

1493 MARSHALL RD.

VIOLA, ID 83872

Source: UNNAMED STREAM

Tributary: POTLATCH RIVER

Diversion Pt: NENWSW Sec 5 T
39N R 01W

Use: WILDLIFE STORAGE (9.90
AF)

Date Filed: 10/30/1989

In: T39N R01W S05 NWSW

For additional information concerning the property location, call the Northern Regional Office at 765-4639.

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R. KEITH HIGGINSON, Director
Dec. 7, 14, 1989

RECEIVED

DEC 19 1989

NORTHERN REGION
IDWR

MICROFILMED

MAR 19 1990

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STATE OF IDAHO
County of Latah

SS.

Theresa Myers

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Nov. 16, 23, 1989

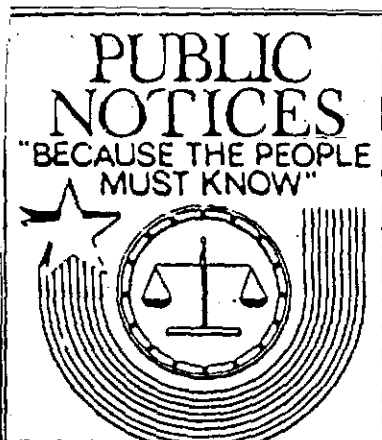
the same being the dates designated for the publication of said notice.

Theresa Myers
Subscribed and sworn to before

me this 27 day of Nov

1989

[Signature]
Notary Public,
residing at Moscow, Idaho
My commission expires: 10-16-93



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Tributary: POTLATCH RIVER
39N R 01W

Diversion Pt: NENWSW Sec 5 T
Use: WILDLIFE STORAGE (9.90 AF)

Date Filed: 10/30/1989
In: T39 R01W S05 NWSW
86-07277

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C/O RON MAHONEY
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R. KEITH HIGGINSON, Director
Nov. 16, 23, 1989

RECEIVED

NOV 29 1989

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MAR 19 1990



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

January 14, 1993

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD
VIOLA ID 83872

RE: WATER RIGHT NO. 86-07276

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

NOTED

JUL 07 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 23, 1992

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD
VIOLA ID 83872

RE: WATER RIGHT NO. 86-07276

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

MAILED

JUL 07 1993

LICENSE REVIEW CHECKLIST

Permit # 86-07276

Date 12-21-92

CS

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	☒	☐	No Fee Paid _____
	☐	☒	Incorrect Fee for rate recommended? _____
	☐	☒	Disagree with Actual Measurement? _____
	☐	☒	Disagree with Theoretical? _____
	☐	☒	Limited by Capacity? <u>5.4</u>
TOTAL VOLUME			Rate/ac _____ AFA Irr. Season _____
			Standard Irr. Season _____
			Season Recommended _____
	☐	☒	Disagree with Examiner's Calculations? _____
	☐	☒	Pond Capacity = <u>5.4 af</u>
	☐	☒	Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source <u>Change Trib. to Sinks</u>
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map _____
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Change(s) in Nature of Use? _____
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☐	☒	Non-Irr. Uses _____
	☐	☒	Special Overlap Condition _____
	☐	☒	Other _____
CONDITIONS	☐	☒	Measuring Device _____
	☐	☒	W/Master Control _____
	☐	☒	Overlap _____
	☐	☒	Water Quality _____
	☐	☒	DATES/MISC _____
	☐	☒	Water Dist. _____
	☐	☒	App Rec'd _____
	☐	☒	Exam Made _____

COMMENTS/MEMOS NEEDED: Reduced volume

License 10-Day ☒ 15-Day ☐ Special Correspondence _____

WR0749NP
No. L86-07276

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 12/21/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CAROL ANN NIEDERREITER C/O RON MAHONEY 1493 MARSHALL RD VIOLA ID 83872 (208) 885-6356	11/09/1989	WILDLIFE STORAGE	01-01 12-31		5.4 AFA
TOTAL DIVERSION:						5.4 AFA

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 5.40 ~~6FS~~AF

Point(s) of Diversion: T39N R01W S05 NW SW

Place of use Legal Description for: WILDLIFE STORAGE

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:		
39N	01W	5	:					:					:		W			:					:		

Pou County: LATAH

Non-Irrigation Uses: WS/IMPROVE WILDLIFE HABITAT.

Other Rights: 86-7277.

Dates:	App. Received:	10/30/1989	Priority Date:	11/09/1989	(Priority Date Advanced.)
	Proof Due Date:	02/01/1991	Proof Made Date:	02/11/1991	(Proof Received Late.)
	Exam Made Date:	03/04/1992	Exam Sent to S.O.:	07/22/1992	
	Licensed Date:				

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 12/21/92 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 86-07276

1. Owner: CAROL ANN NEIDERREITER & RON MAHONEY Phone No. 885-6356

Current Address: 1493 MARSHALL RD.

2. Accompanied by: _____ EXAM. DATE: 3/4/92

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: UNNAMED STREAM tributary to SINKS

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

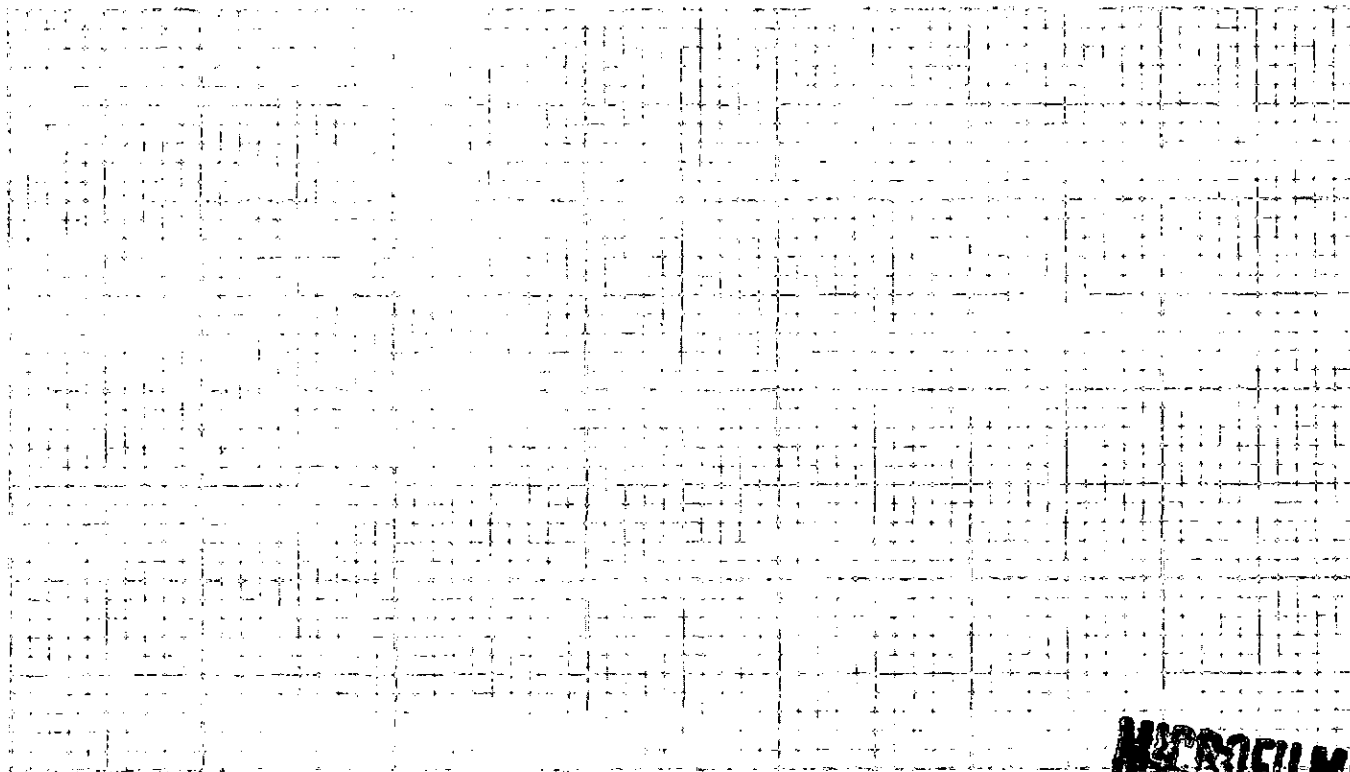
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

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JUL 07 1993

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

OVERLAND FLOW COLLECTED IN 4'x2' DITCH AND
DELIVERED TO POND.

☐ See Remarks on page 4 for continuation

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	NW	SW	5	39N	1W	LATAH	MAP

6. Place(s) of Use:

Indicate Method of Determination MAP

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
39N	1W	5									WS								

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JUL 07 1993

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

*none
PLACED*

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

none

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

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:

ATTACHED

RECEIVED
JUL 07 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

86-07277 LAPSED

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
WILD LIFE STORAGE	1-1	12-31	—	5.4
Totals:				5.4

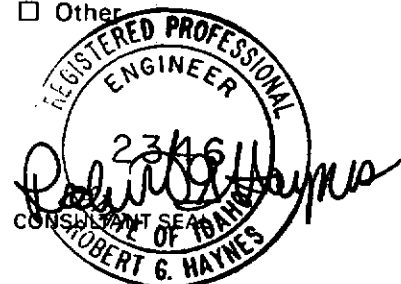
2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

- ☒ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name Tom D King
Signature Tom D King
Certification Date 3/20/92
Field Report Preparation Date 4/16/92



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUL 07 1993

1 860 000
FEET

T.40 N.
T.39 N.

46°45'

POND

Park Community Center

Park Cemetery

86-07276

T39N R10W
SEC. 5

JUL 07 1993

16

15

RECEIVED

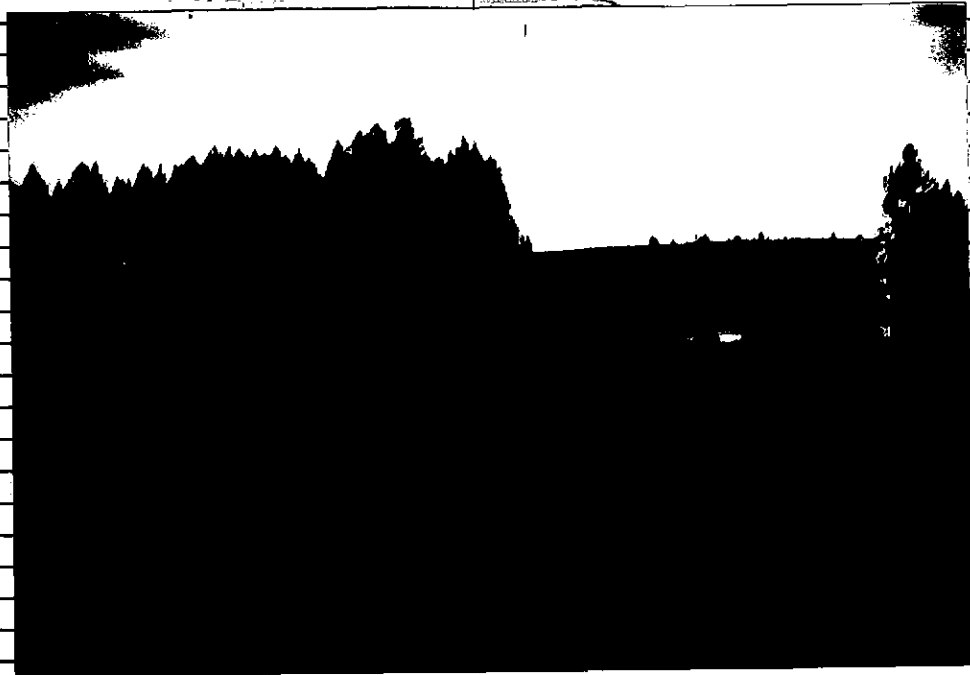
JUL 27 1992

Department of Water Resources

PERMIT # 8657276

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



RECEIVED

JUL 07 1993

February 26, 1991

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 86-07276

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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)765-4639.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED

MAR 21 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 86-7277

Date 2-21-91

GENERAL CONSIDERATIONS

☒ Name same as permit?
☒ Address same as permit? If no, prepare data entry form.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☒ Drill permit req'd?
☐ Copy in file? Drill permit no. _____
☐ Well log in file?
☐ Amt paid for drilling permit? _____ Correct?

LICENSE EXAMINATION FEE

☒ Required?
☒ Amount submitted?
☒ Correct amount?

MEASURING DEVICE

☒ Measuring device or access port required?
☐ Installed?
☐ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable when reinstated

PRIORITY CALCULATION

Date proof received	<u>Feb 11, 1991</u>	<u>42</u>
Date proof due	<u>Feb 1, 1991</u>	- <u>32</u>
No. of days late		= <u>10</u>
Priority date	<u>Oct 30, 1989</u>	+ <u>303</u>
NEW PRIORITY DATE	<u>Nov 9, 1989</u>	= <u>313</u>

LB

RECEIVED
FEB 11 1991

STATE OF IDAHO

For Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 86-07277 Telephone No. _____

2. Name(s) of Permit Holder(s): CAROL ANN NIEDERREITER

3. Post Office Address: c/o Ron Mahoney 1493 Marshall Rd. Viola, ID 83872

4. Source of Water: SNOW RUN OFF

a. If ground water, well driller's name: N/A Date drilled: N/A

b. Pump horsepower: N/A Pressure (psi): N/A Dynamic pumping level (ft.): N/A

5. Extent of Use:

Domestic _____ (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other WILD LIFE HABITAT

6. Total rate and/or volume for which proof is submitted _____ cfs 3.5 acre/feet

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

Measuring device: Required? Yes No Installed? Yes No

OR
Flow Measurement Port: Required? Yes No Installed? Yes No

8. Fee Enclosed: \$ 0 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Ron Mahoney
Name

Telephone No. _____

1493 Marshall Rd. Viola, Idaho 83872
Address

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

12/10/90
Date

Ron Mahoney
Signature (and title if on behalf of a company or organization)

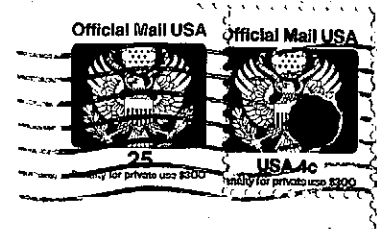
MAR 21 1991

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FIELD OFFICE
SOIL CONSERVATION SERVICE
ROOM 212D -- FEDERAL BUILDING
220 EAST 5th
MOSCOW ID 83843

MAR 21 1991

RECEIVED



STATE OF IDAHO
Dept. OF Water Resources
1301 N. orchard ST.
Statehouse Mail
Boise IDAHO
83720

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

February 5, 1991

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

LAPSE NOTICE

RE: PERMIT NO. 86-07276

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated November 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

RECEIVED
MAR 21 1991

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 2-8-91
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

138860

November 30, 1990

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

PROOF DUE NOTICE

RE: PERMIT NO. 86-07276

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 February 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

MAR 21 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 22, 1990

CAROL ANN NIEDERREITER
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P86-07276

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed 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 for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MANUFACTURED

MAR 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: TDK DATE: 10/31/1989 APPLICATION: 86-7276

APPLICANT: NIEDERREITER

REQUIRED INFORMATION

- (1). ☒ Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
 - (2). ☒ Source: (See USGS Quad for names of water sources)
 - (3). ☒ Point of Diversion including county: (spring/10 ac., Subd. lot & block)
 - (4). ☒ Quantity: (flow and/or volume)
 - ☒ Nature of proposed use: (Include description of use)
 - ☒ Period of use:
 - (5). ☒ Total Quantity: (flow and/or volume)
 - (6). ☒ Description of diverting works:
 - (7). ☒ Time required for beneficial use of water:
 - (8). ☒ Proposed uses:
 - (9). ☒ Place of use or acres irrigated:
 - (10). ☒ Other Water Rights:
 - (11). ☒ Ownership:
 - (13). ☒ Map:
 - ☒ Signature: (signator title required for corp., partnership, etc)
 - ☒ Fee: (Amount, receipt number and date recorded on application)
 - ☒ Acknowledgement Letter:
 - ☒ Overlap Review: Attachment ? (Y) ☐ (N) ☒
- (Describe source & relationship to present application in remarks).

ADDITIONAL INFORMATION

YES NO

- ☒ Field check required: Field check by: _____
- ☒ Field report attached:
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ Send dam safety information:
- ☒ Send power requirement letter:
- ☒ Send fish farm requirement letter:
- ☒ Power residency affidavit:
- ☒ Power efficiency form:
- ☒ Within trust water boundry: (Attach Trust Water Supp. Analysis Sheet.)
- ☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)

PROCESSING

YES NO

- ☒ In form for advertising:
- ☒ Statewide advertising:

Send Copies To

YES NO

- ☒ I.D. Health and Welfare
- ☒ I.D. Fish and Game
- ☒ I.D. Lands
- ☒ Adjudication Bureau

YES NO

- ☒ U.S. BLM
- ☒ U.S. Forest Service
- ☒ Water District # _____
- ☒ Other _____

RECEIVED
JAN 03 1990
Department of Water Resources

Item	Value
1	10
2	20
3	30
4	40
5	50
6	60
7	70
8	80
9	90
10	100

YES NO

P/O confusing. Be-adr

See Below For Additional Information

Recommended by: PSA Date 1/3/80

STATE OFFICE REVIEW

See remarks for additional information. By

Date 1-12-90

REMARKS

ORIG. APP. NOT MADE BY OWNER OF P/U IN TDK

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

October 31, 1989

Mr. Ron Mahoney
1493 Marshall Rd.
Viola, Id. 83872

Re: Water Appropriation Application # 86-7276

Dear Applicant:

This department acknowledges receipt of your Application For Permit To Appropriate The Public Waters Of The State Of Idaho, which has been assigned the above referenced number, to assist us in providing you with prompt, accurate service, please refer to this number in all future correspondence.

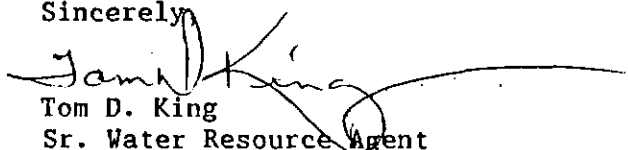
Your application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

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 the application is not protested it will be forwarded to Boise, where departmental staff will conduct a more in depth review of the application, to determine if there is a need for further information that will facilitate the Directors decision on the application. You will be notified by mail of this decision.

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

Sincerely,


Tom D. King
Sr. Water Resource Agent

MICROFILMED

MAR 12 1990

86-07276

NIEDERREITER, CAROL ANN
C/O RON MAHONEY
1493 MARSHALL RD.
VIOLA, ID 83872

Source: UNNAMED STREAM

Tributary: POTLATCH RIVER

Diversion Pt: NENWSW Sec 5 T 39N R 01W

Use: WILDLIFE STORAGE

(9.90 AF)

Date Filed: 10/30/1989

In: T39N R01W S05

NWSW

INDEXED

MAR 19 1990

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Mr. Ron Mahoney
1493 Marshall Rd.
Viola, Id. 83872

Re: Water Appropriation Applications

Dear Applicant:

The Idaho Department of Water Resources has received your two Applications For Permit To Appropriate The Public Waters Of The State Of Idaho and your filing fees of \$30.00 each totaling \$60.00, for which receipt #N-003412 is enclosed. However I regret to inform you that the applications are not acceptable in their present form, so I am returning them to allow you to clarify the following listed items. Since there are a number of changes to be made to the applications, I have enclosed two new application forms with maps. Please complete these forms rather than the originals.

Item #1: An application for wildlife storage can only be made by the owner of the property.

Item #3: The legal description must include the name of the county and agree with the map.

Item #4: Since you indicate that you are planning to store water you must complete this item in the following manner:

Amt 0.20 cfs for Diversion to Storage fm 1/1 to 12/31 (both dates inclusive)
Amt 0.02 cfs for Domestic purposes fm 1/1 to 12/31 (both dates inclusive)
Amt 0.20 cfs for Irrigation purposes fm 4/1 to 11/1 (both dates inclusive)
Amt 5.0 AF for Storage for Irrigation fm 1/1 to 12/31 (both dates inclusive)
Amt 5.0 AF for Irrigation fm storage fm 4/1 to 11/1 (both dates inclusive)

The above example indicates that:

Water will be taken from the source and placed into storage at the rate of 0.20 cfs, this water will be diverted from January through December of each year. If a dam is to be built in the stream bed this is considered to be on stream storage and a diversion rate is not necessary.

The water will be diverted at a rate of 0.02 cfs for domestic purposes from January through December of each year.

The water will be diverted at a rate of 0.20 cfs for irrigation purposes from April until the first of November of each year.

5.0 acre feet of the water will be stored from January through December of each year for irrigation purposes.

5.0 acre feet of the water may be removed from storage from April until November of each year for irrigation purposes.

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MAR 19 1990

Mr. Ron Mahoney
Page Two
Oct. 24, 1989

Item #6: a. You must describe the method you plan to use to appropriate the water.

Item #6: b. Since you indicate construction of a dam of 10 feet or more in height I have enclosed a copy of the Safety Of Dams Rules and Regulations. prior to construction of a dam, the owner must complete and submit the appropriate forms to the Director of the department of Water Resources, with the required fee of \$10.00 for each 10 acre feet of storage.

If you have any questions concerning dams, please contact David LePard, Dam Safety Specialist, at this office.

Item #10: Describe any other water right you possess, by number if possible.

Item #11: This item is in three parts, if the applicant does not own the property at either the point of diversion (part a.) or where the water is to be used (part b.) then part c. must be completed by explaining the arrangements made to allow the applicant to make this filing. If the source is a spring or other body of water wholly or entirely contained upon the lands of another it is considered to be private water. To appropriate private water the applicant must produce the owners written permission, executed and acknowledged as required for the conveyance of real estate.

Item #13: I have provided a map with each of the applications. You must show the location of each pond on the appropriate map.

Signature: Each application must be signed by the applicant listed on the application, however, applications may be signed by a person having a current "power of attorney" authorized by the applicant. A copy of the "power of attorney" must be included with each application.

The Applications must be completed and returned to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

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

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: App.
Receipt
Dam Rules
App Forms (2)

MICROFILMED

MAR 1 5 1990