

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

Map of proposed project showing the proposed point of diversion, place of use, section number, township, and range number.

Handwritten annotations on the map grid:

- P. D. (Point of Diversion) marked with a circle and arrow.
- P. U. (Place of Use) marked with a circle and arrow.
- Section number: 35
- Township: T-37N
- Range: R-2W

Red stamp: **RECEIVED**

Red stamp: **MAR 04 1988**

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.

Dick Bhatt

(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT
C O N T E N T S

(☒) B/U Acknowledgment Letter Sent

This Examination Report Contains the Following Documents.

(☒) Field Report (☒) Quad Sheet (☒) Gov. Lot Plat () Rules Check list
() Aerial Photo () Photo PD/PU () Well Log

Number of Diagrams Attached _____ Number of Calculation Sheets Attached _____

() Correspondence (Date) _____

() Other (List) POSSIBLE OVERLAP LIST
OVERLAP CH. CHECK

Contacts: _____

Remarks: _____

PD - with
white pipe
as overflow
to Noe Spring.



Exam Completed By Tom S. Jahn

Date 6/26/89

Sr. Agent Review _____

Date _____

Regional Manager Review RMA

Date 5/8/90

PERMIT NUMBER

86-07228

MICROFILMED
SEP 24 1990

657

SEP 24 1990

GL: ^
ACRES: ^
VS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 86-7228

1. Owner: Dick or Karen Rhett

Phone No. 836-5703

Current Address: Box 1 Lenore, Id 83541

2. Accompanied by: Karen Rhett

EXAM. DATE: 6/21/89

Address: Same

Phone No. Same

Relationship to Permit Holder: Same

3. Source: Spring tributary to Clearwater R

B. OVERLAP REVIEW

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

☐ Copies Attached

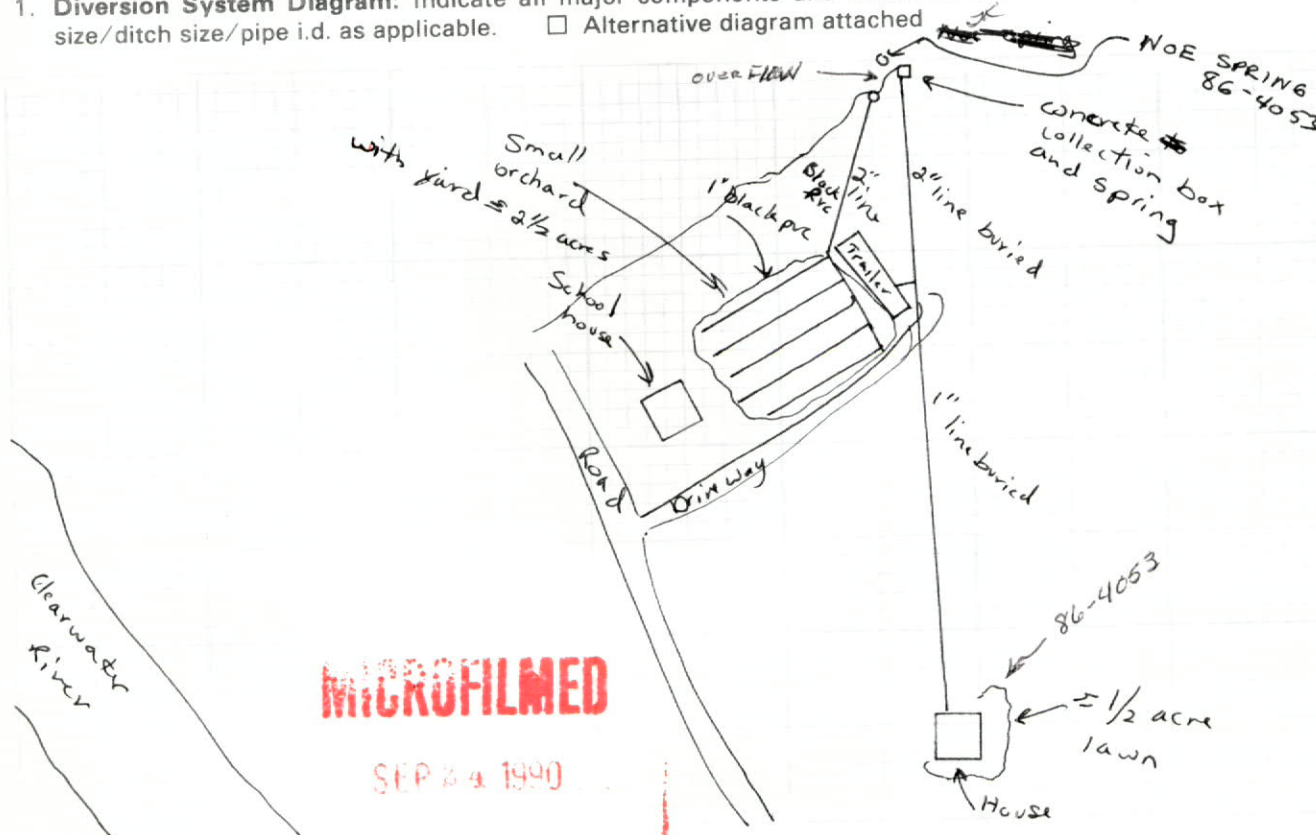
2. Other water rights with same point of diversion: 86-4053

☒ 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

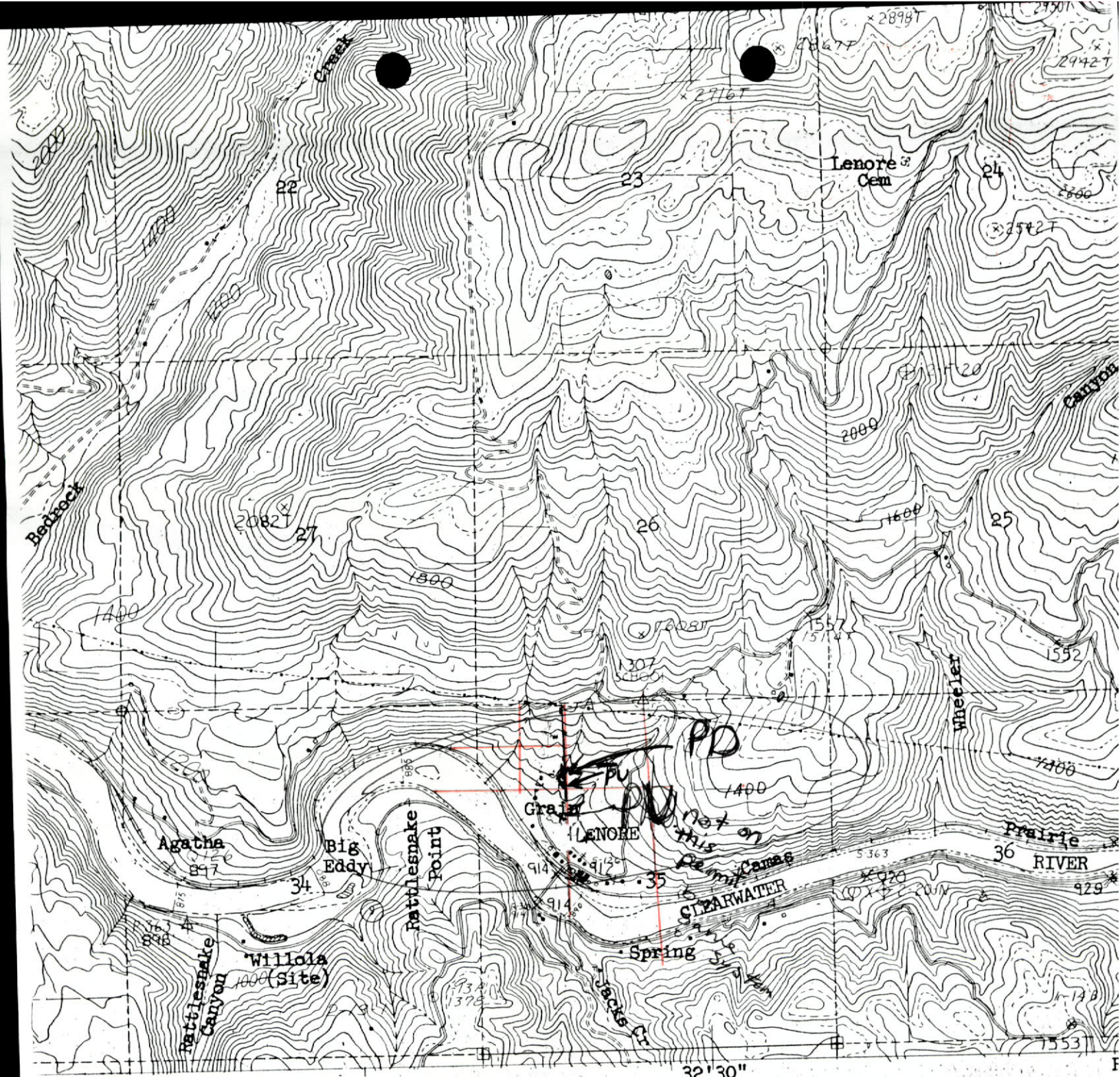
2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).

- ☒ Photo of Diversion and System Attached

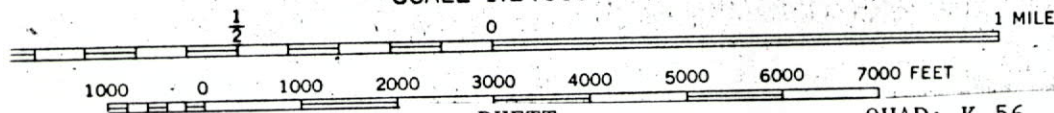
(required for all but single household domestic groundwater, and stockwater).

- ☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).



SCALE 1:24000



CONTOUR
DASHED LINES 1
DATUM

RHETT

PD: T37N, R2W, SEC. 35,

PU:

SOURCE: SPRING

QUAD: K-56

NWN

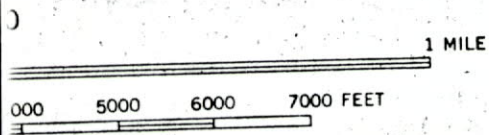
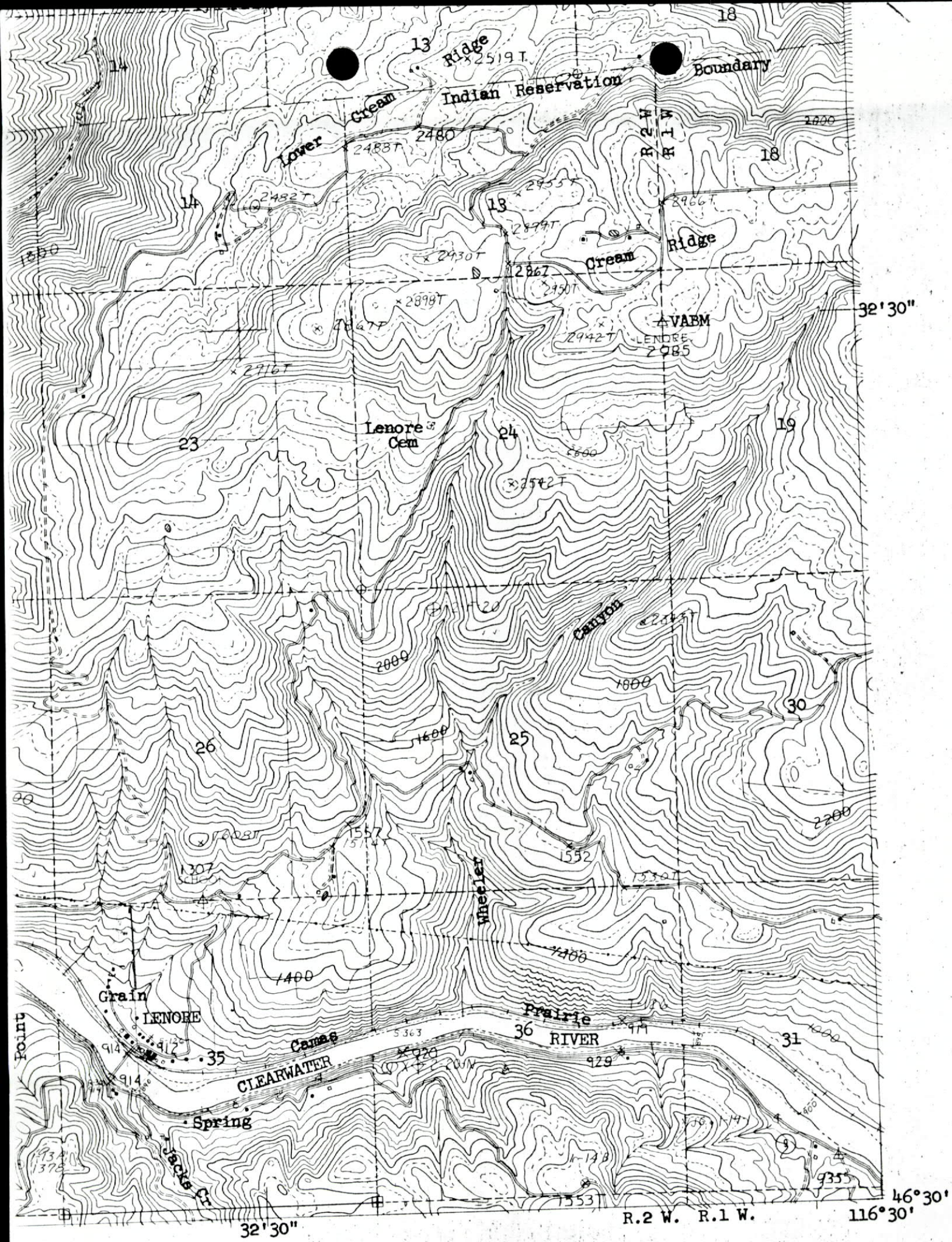
TRIBUTARY: SINKS

PERMIT #86-07228

GL:

ACRES:

SEP 24 1940



0 FEET
10-FOOT CONTOURS
1 LEVEL

KENDRICK 4 SE., IDAHO
NEZ PERCE CO.

RECORDED

MAR 04 1988

Moscow Project

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 86-07228

Priority: August 13, 1987

Maximum Diversion Rate: 0.12 CFS
Maximum Diversion Volume:¹ 10.6 AF

This is to certify, that DICK RHETT
KAREN RHETT

P.O. BOX 1

LENORE, ID 835410000

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 15, 1987; and has submitted Proof of Beneficial Use on January 30, 1989. An examination indicates that the works have a diversion capacity of .200 cfs of water from:

SPRING

tributary to **CLEARWATER RIVER**

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.06 CFS	9.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.4 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.12 CFS	10.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SENWNW , Sec. 35, Township 37N, Range 02W
NEZ PERCE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
37N	02W	35	NWNW	3		3

Total number of acres irrigated: 3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/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.

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SEP 24 1990

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**
WATER RIGHT NO. 86-07228CONDITIONS/REMARKS:

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. Stockwater use is for 15 head; domestic use is for 1 home.

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 27th day of August, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 24 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 86-7228 IN THE
NAME OF DICK AND KAREN RHETT

)
) 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 January 1, 1989; 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, on January 1, 1989 the permit lapsed for failure of the permit holder to submit 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 lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on January 30, 1989;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 86-7228 be REINSTATED and the priority advanced to August 13, 1987.

Dated this 1st day of February, 1989.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

MAR 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant DICK OR KAREN RHETT Phone 836-5703
Post office address Box 1 LENORE, ID 83541

2. Source of water supply SPRING which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____
Sec. 35 Township 37N Range 2W B.M. NEZPERCE County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.06 for IRRIGATION purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.12 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. SPRING BOX & OVERFLOW
FROM SPRING

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

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

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

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

RECORDED

MAR 04 1988

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: 15 HEAD
- c. Municipal; show name of municipality: _____
- d. Domestic; show number of households: 1
- 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	
37N	2W	35						D											3

Total number of acres to be irrigated 3

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: IRRIGATION & STOCKWATER IS FROM THE OVERFLOW OF THE SPRING.

RECEIVED

MAR 04 1988

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

Map of proposed project showing the proposed point of diversion, place of use, section number, township, and range number.

Handwritten annotations on the map grid:

- P. D. (Point of Diversion) marked with a circle and arrow pointing to the left.
- P. U. (Place of Use) marked with a circle and arrow pointing to the left.
- Section number 35.
- Township T-37N.
- Range R-2W.

Stamp: RECEIVED MAR 04 1988

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.

Dick Bhatt
(Applicant)

Proposed Priority 7/15/87

Received by KK Date 7/15/87 Time 11:55 Preliminary check by TK
Fee \$ 30.00 Received by KK # 38395 Date 7/15/87
Publication prepared by [signature] Date 7/30/87 Published in Idaho Tribune
Publication approved [signature] Date 8/28/87

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. 86-7228, and said application is hereby APPROVED.

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 January 1, 19 89.

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: This permit is subject to the agreement dated 12/2/87 between permit holder and protestant(s) to the extent such agreement covers matters within the jurisdiction of the Department of Water Resources.

Witness my hand this 24 day of December, 1987.

[Signature]
Director [initials]

RECORDED

MAR 04 1988

TRIBUNE PUBLISHING COMPANY, INC.

The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

Date 081387 INVOICE 100113108

Account No. 96475

Description 13108NOTIC

Times 2 Lines 35

Tab Lines

**LEGAL ADVERTISING
INVOICE**

SOLD TO: STATE OF IDAHO
DEPT. OF WATER RESOURCES
4055 GOVERNMENT WAY
COEURDALENE
ID 83814

\$ 30.63
RECEIVED
AUG 27 1987

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

Department of Water Resources
Northern District Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

C. M. Viers, being duly sworn,

deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION

attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 080687
WEEK for 2 consecutive WEEKS, the first
publication thereof being on the 080687, and the last pub-
lication thereof being on the 081387, and said

NOTICE OF APPLICATION

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

C. M. Viers

SUBSCRIBED AND SWORN BEFORE ME THIS THE 25
day of August 1987

[Signature]
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

13108
**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
86-7228
RHETT, DICK &/or KAREN
P.O. BOX 1, LENORE, ID 83541
Source: SPRING
Diversion Pt: NWNW Sec 35 T 37N R
02W
Use: IRRIGATION (0.060 CFS)
STOCKWATER (0.020 CFS)
DOMESTIC (0.040 CFS)
Date Filed: 07/15/1987
In: NWNW Sec 35 T 37N R 02W FOR
3 ACRES
86-7229
RHETT, DICK &/or KAREN
P.O. BOX 1, LENORE, ID 83541
Source: UNNAMED STREAM trib
to CLEARWATER RIVER
Diversion Pt: NENW Sec 35 T 37N R
02W
Use: IRRIGATION (0.060 CFS)
Date Filed: 07/15/1987
In: SWNW Sec 35 T 37N R 02W FOR
3 ACRES
The permit(s) will be subject to
all prior water rights. Protests must
be filed with the Director, Dept. of
Water Resources, 4055 Government
Way, Suite 9, Coeur d'Alene, Idaho
83814, on or before AUGUST 24, 1987.
KEN DUNN, Dir.

OK
8/28/87

RECEIVED

MAR 04 1988

August 28, 1990

DICK RHETT
KAREN RHETT
P.O. BOX 1
LENORE, ID 835410000

RE: PERMIT NO. 86-07228

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 24 1990

SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

RECEIVED
MAY 14 1990

Department of Water Resources

Permit 86-07228

A. GENERAL INFORMATION

- ✓
✓
✓
1. Name and address are most current available. (Check BU statement)
2. Exam Date
3. Source (Check Permit)

B. OVERLAP REVIEW

- ✓
1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- JK ✓
JK ✓
JK ✓
1. Diversion System Diagram (Rule 5,1,3 / 5,1,4) — ~~IDENTIFIED STRINGS~~ — ?
2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
3. Word Picture (Rule 5,1,3 / 5,1,4) — DOMESTIC — ?
4. Diversion (Rule 5,1,3)
5. Compare with USGS Map, Land Survey Maps, Aerial Photos and Permit.
6. Irrigation (Rule 5,1,8) DOES NOT AGREE W/ MAP

D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

F. OPTIONAL

G. VOLUME CALCULATIONS

- JK ✓
Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)
^ ?

H. REMARKS AND OVERLAP ANALYSES

- JK ✓
JK ✓
JK ✓
All actual uses listed; all permitted uses not used, also listed; (Rule 5,1,2):
Overlaps (Rule 5,1,4):
Return flows (Rule 5,1,5):
Conditions (Rule 5,1,6).

I. RECOMMENDATIONS

- JK ✓
JK ✓
1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
2. Compare permit to exam for amendments (Rule 5,1,16)

J. AUTHENTICATION

- ✓
Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

- ✓
Check with permit and well log for discrepancies

Signature

[Handwritten Signature]

Date

8/24/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT
C O N T E N T S

☒ B/U Acknowledgment Letter Sent

This Examination Report Contains the Following Documents.

☒ Field Report ☒ Quad Sheet ☒ Gov. Lot Plat ☐ Rules Check list
☐ Aerial Photo ☐ Photo PD/PU ☐ Well Log

Number of Diagrams Attached _____ Number of Calculation Sheets Attached _____

☐ Correspondence (Date) _____

☐ Other (List) POSSIBLE OVERLAP LIST
OVERLAP CH. CHECK

Contacts:

Remarks:

PD - with
white pipe
as overflow
to Noe Spring.



Exam Completed By Laura S. Jackson Date 6/26/89

Sr. Agent Review _____ Date _____

Regional Manager Review RLA Date 5/8/90

PERMIT NUMBER

86-07228

RECEIVED
JUN 24 1990

SD-37	TOWNSHIP: 37N	RANGE: 02W	SECTION: 35	TRACT: NWNW	LOT:
S	L R	STATE	O S	MAX # RECORDS 4	
E	O D WATER	NAME	W T	PRIORITY	TOTAL
L TRACT	T V RIGHT NO.	LAST, FIRST	N G	DATE	SOURCE
					DIVERSION
NWNW	86-04053	NOE, EARL	C S	06/01/1923	SPRING 0.060
		NOE, VERLA	C		
NWNW	86-07228	RHETT, DICK	C P	07/15/1987	SPRING 0.120
		RHETT, KAREN	C		

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SEP 24 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that EARL OR VERLA NOE
(Name of Claimant)

Box 4, LENORE, ID 83541 (Name of Claimant)
(Mailing Address) (Zip Code) Telephone No. _____

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1923

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates Inclusive) (Mo., Day)	
Quantity	<u>0.04</u>	Use	<u>DOMESTIC</u>	Period of Use From	<u>JAN 1</u> To <u>DEC 31</u>
Quantity	<u>0.02</u>	Use	<u>STOCKWATER</u>	Period of Use From	<u>JAN 1</u> To <u>DEC 31</u>
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____
Quantity	_____	Use	_____	Period of Use From	_____ To _____

(4) 0.06 TOTAL QUANTITY USED.
(cfs. spd. AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ NW ¼, Sec. 35 Twp. 37N Rge. 2W 8.M., County of NEZPERCE
 Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Collection Box & Pipe

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres _____

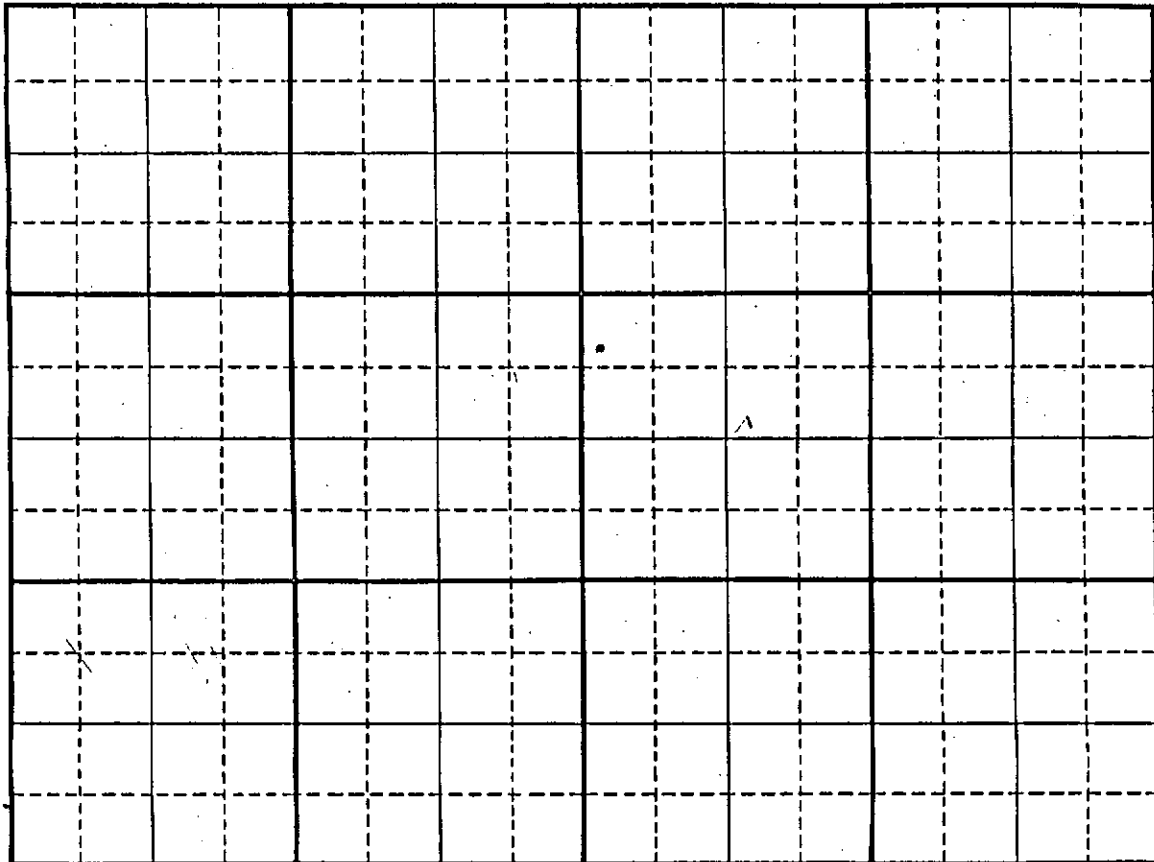
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: DOMESTIC USE - ONE HOUSEHOLD
STOCKWATER - 2 HOR

SEP 24 1990

NOTE: Include here the type and number of stock watered: 2 HORSES, 1 COW

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Kootenai) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 20 day of September 1979 Charles E. Noel (Claimant)

Robert S. Hargis
Notary Public
Residing at cdA

My commission expires after

MICROFILMED

SEP 24 1999

FOR DEPARTMENT USE ONLY
Received by RK Date 9-20-79
Prelim. check by RK Date 9-20-79
\$20.00 fee received by RK Date 9-20-79
Published in Recreation Planning Bulletin
Dates 10/4-11/79

Exception filed by: #15038

Forwarded to _____ Date _____
claimant by: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 86-7228

1. Owner: Dick or Karen Rhett

Phone No. 836-5703

Current Address: Box 1 Lenore, Id 83541

2. Accompanied by: Karen Rhett

EXAM. DATE: 6/21/89

Address: Same

Phone No. Same

Relationship to Permit Holder: Same

3. Source: Spring tributary to Clearwater R

B. OVERLAP REVIEW

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

☐ Copies Attached

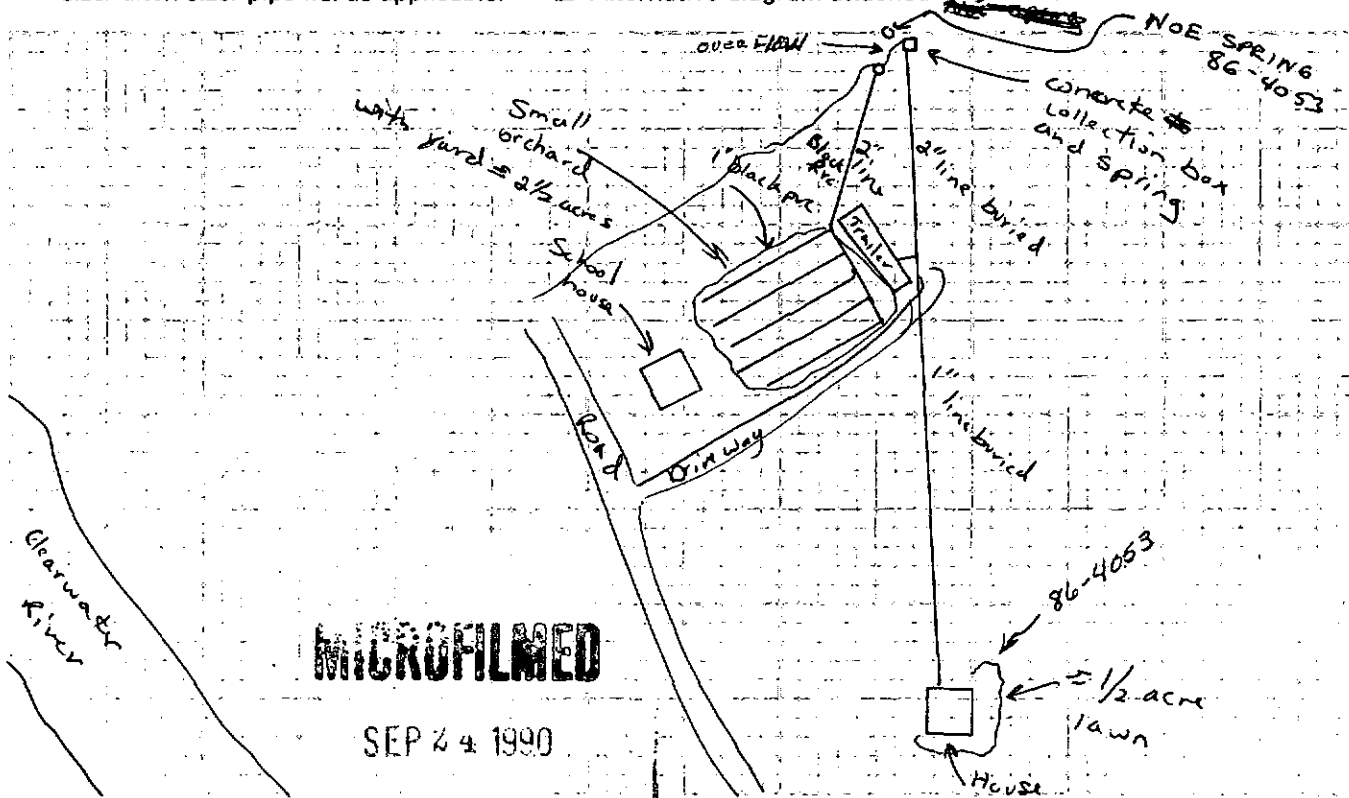
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☒ Copies Attached

☐ 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



MICROFILMED

SEP 24 1990

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).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.) ~~is to be~~
concrete collection box feed gravity flow system to two houses. The
overflow from spring first goes to the spring box covered by 86-4053
and then is picked up in a 500 gal metal tank to irrigate
lawn and orchard. (Stock drink from overflow) The two
houses are supplied with domestic water from that pipe
first mentioned.

☐ 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
	gravity	Feed			

*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
		SE	NN	NW	35	37N	2W	Nez Perce	Map

6. **Place(s) of Use:**

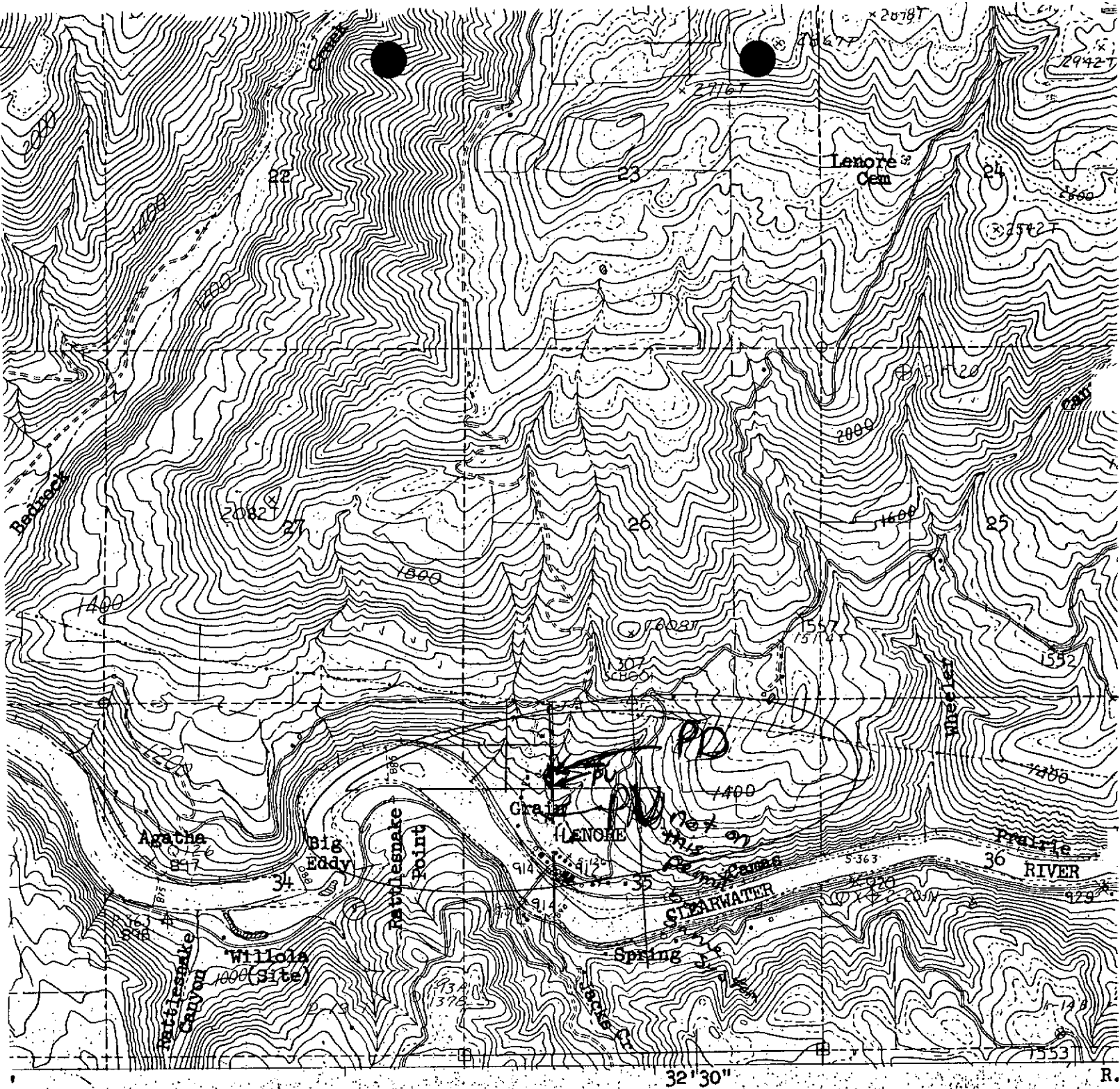
Indicate Method of Determination MAP

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	
37N	2W	35						D											
								5											
								3											
																			3

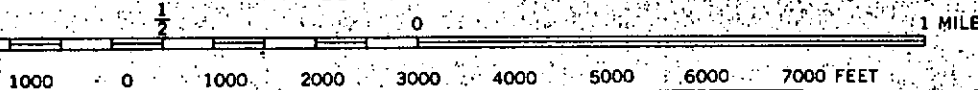
RECORDED

SEP 24 1990

Do not use this space



SCALE 1:24000



CONTOUR
DASHED LINES
DATUM

RHETT

PD: T37N, R2W, SEC. 35

PU:

SOURCE: SPRING

QUAD: K-56

NWN

TRIBUTARY: SINKS

PERMIT #86-07228

GL:

ACRES:

SEP 4 1990

Do not use this space

D. FLOW MEASUREMENTS

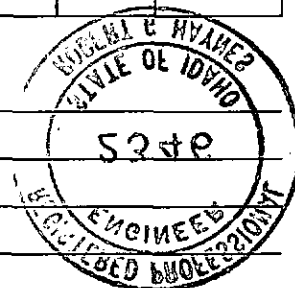
NONE

☐ 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:

possible Q for irrigation system

2. Alternate Method for Checking Purposes:

$$Q = \left(\frac{1.463}{1.01} \right) \left(\frac{2}{12} \right)^{2.667} \left(\frac{40'}{150'} \right) = 46.3 (1.00841) (1.52) = .2 \text{ cfs}$$

limited to .06 by application

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 Ampsx .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = \left(\overset{3}{\text{Acres Irrigated}} \right) \times \left(\overset{3}{\text{Irrigation Requirement}} \right) = 9 \text{ afa}$$

$$V_{D.R.} = \left(\overset{.06}{\text{Diversion Rate (cfs)}} \right) \times \left(\overset{275}{\text{Days in Irrigation Season}} \right) \times 1.9835 = 29.2 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 9 \text{ afa}$$

2. Volume Calculations for Other Uses:

Stock 15 head (.02 cfs) and .4 afa
Domestic 1.2 afa

UNFILMED

SEP 24 1975

H. REMARKS AND OVERLAP REVIEW ANALYSIS

PD overlap with 86-4053

Another Domestic on the same system but not covered by this permit (only one home wished to be on it)
The home not ~~to be~~ not recommended is in the NW SW of 35.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	.06 cfs	9 afa
Stock	1/1	12/31	.02 cfs	.9 afa
Domestic (1)	1/1	12/31	.04 cfs	1.2 afa
Totals:			0.12 cfs	10.6 afa

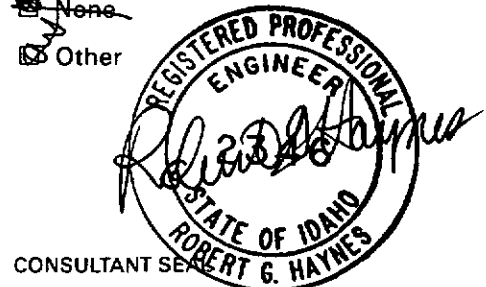
2. Recommended Amendments

- ☐ 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

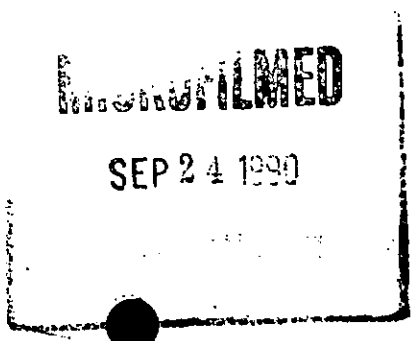
J. AUTHENTICATION

Field Examiner's Name Louis Sukovaty
 Signature [Signature]
 Certification Date _____
 Field Report Preparation Date 6/21/89



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

SC 8/23/90





State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 8, 1989

RECEIVED
MAR 13 1989

Mr. Dick Rhett
Box 1
Lenore, Id. 83541

Department of Water Resources

Re: 86-7228

Dear Mr. Rhett:

Dear Permitholder:

We acknowledge receipt of your statement of completion of water development use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you prior to the time the examination is made so that you may demonstrate the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Enclosed is a copy of an order relating to your permit.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

MAR 17 1989



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 86-7228

Date: 2.1.89

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
N Proof received timely
Y Reinstated

Source of Water:

Y Surface water
Y Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

NA Is a measuring device or access port required?
NA Has one been installed?
NA Waiver or modification of measuring device requested

Remarks:

*Proof acceptable
Reinstated*

Y Priority Calculation:
Date proof received Jan. 30, '89 30
Date proof due Jan. 1, '89 - 1
No. of days late = 29
Priority date July 15, '87 + 194
NEW PRIORITY DATE Aug. 13, '87 = 225

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
JAN 03 1989

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

For Office Use Only
Fee Received \$50.00
Date 1/31/89
Receipt # C005334
Receipt by CP
Reviewed by JS
Sent to region

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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.

Permit No. 86-072281

Name(s) of Permit Holder: DICK + KAREN Rhett

Post Office Address: P.O. BOX 1 Lenore Idaho

Telephone No. 836-5703

Source of Water: Spring Box + Over flow from Spring

Extent of Use:

Domestic 1 (number of households) Stockwater 15 Head (number and type of stock) Horses + etc -

Irrigation 3-5 (acres) Other/Remark Irrigation + stockwater

is from the over flow of the spring

Total rate and/or volume for which proof is submitted 0.04 Domestic 0.12 acre-feet
0.06 Irrigation cts
0.02 Stock water

Show the date water was first diverted and beneficially used under this permit: 7/15-1987
We have been using this since 1977

Measuring Device: Required? Yes X No
Installed? Yes X No
Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes X No
Installed? Yes X No
We paid \$60.00 your Receipt # 38395. If we owe more please let me know thank you Dick

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

Dick Rhett (Name) 836-5703 (Telephone Number)

Box 1 Lenore Idaho (Address) 83541

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.

12/28/88 Date
Dick Rhett Signature of Permit Holder (and title, if appropriate)
MAR 17 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

RECEIVED
JAN 30 1989

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 11, 1989

Department of Water Resources

Dick and Karen Rhett
P.O. Box 1
Lenore, ID 83541

Re: Permit No. 86-7228

Dear Mr. and Mrs. Rhett:

Enclosed is a copy of your proof of beneficial use form submitted to this office January 3, 1989 requesting water use at a rate of 0.12 cfs. You indicated a \$50 fee was enclosed, however, no fee was received. This may have been an oversight. The fee in question is for a licensing examination which is a field inspection to determine the extent of beneficial use for licensing purposes. Please remit the \$50 licensing fee within 30 days, otherwise, the department will accept the proof and limit the issuance of a license to 0.04 cfs (18 gpm).

If you have any questions concerning this matter, feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: N. Region

I'm sorry.

Dick Rhett

Box 1

Lenore ID 83541

MICROFILMED

MAR 17 1989

January 10, 1989

Dick and Karen Rhett
P.O. Box 1
Lenore, ID 83541

Re: Permit No. 86-7228

Dear Mr. and Mrs. Rhett:

Enclosed is a copy of your proof of beneficial use form submitted to this office January 3, 1989 requesting water use at a rate of 0.12 cfs. You indicated a \$50 fee was enclosed, however, no fee was received. This may have been an oversight. The fee in question is for a licensing examination which is a field inspection to determine the extent of beneficial use for licensing purposes. Please remit the \$50 licensing fee within 30 days, otherwise, the department will accept the proof and limit the issuance of a license to 0.04 cfs (18 gpm).

If you have any questions concerning this matter, feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

c: N. Region

MICROFILMED

MAR 17 1989

DICK RHETT
KAREN RHETT
P.O. BOX 1
LENORE, ID 835410000

October 31, 1988

138736

PROOF DUE NOTICE

RE: PERMIT NO. 86-07228

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 January 1, 1989. (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

RECORDED

MAR 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 14, 1988

RHETT, DICK & KAREN
P.O. BOX 1
LENORE, ID 83541

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 86-7228

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH 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 THE STATEMENT OF BENEFICIAL USE FORM THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

SINCERELY,

GARY SPACKMAN
SUPERVISOR, WATER ALLOCATION SECTION

GS: SC
ENCLOSURES

MICROFILMED

MAR 04 1988

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 1 APPLICATION NUMBER: 86-1228

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

☐ Yes ☒ No Field check required.

☐ Yes ☒ No Critical groundwater area.

☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____

☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

☐ Yes ☐ No Platted by: _____ Map No. _____

☐ Yes ☐ No Other rights on same place of use. _____

☒ Yes ☐ No* In form for advertising.

Final date for protests: 8/24/87

☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

☒ Affidavit of publication received. Date: _____

☐ Application published correctly. If not, record action taken: _____

☒ Fee amount, receipt date & number, recorded on application.

☒ Publication dates and paper, recorded on application.

☒ Protests, dates, withdrawal, etc., recorded on application.

☒ Recommendation & initial, recorded on application.

☐ Yes ☒ No Measuring device required.

☐ Yes ☒ No Access port required.

☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____

7/15/87 Date of priority recommended.

Special conditions of approval or cover letter. _____

By: _____ Date: _____

STATE OFFICE REVIEW:

☐ See attached sheet for more information.

By: KW Date: 12/21/87

Department of Water Resources

file copy destroyed

RECEIVED

DEC 15 1987

SPECIAL NOTE: _____
_____PROTEST INFORMATION SHEETProtestant(s)

NAME

ADDRESS

1	<u>Earle E. Noe & Verla Noe</u>	<u>P.O. Box 4, Lenore, Id. 83541</u>	<u>8/10/87</u>
2	_____	_____	_____
3	_____	_____	_____
4	_____	_____	_____
5	_____	_____	_____
6	_____	_____	_____
7	_____	_____	_____
8	_____	_____	_____
9	_____	_____	_____
10	_____	_____	_____

ATTORNEY NAME

ADDRESS

Date Filed: 8/10/87 Protest Due Date: 8/24/87Issues: Protestants object "because of prior water rights."

_____Applicant

ATTORNEY NAME

ADDRESS

DATE

Protest Date Entered on Computer _____

Acknowledgement Letters Sent _____

8/19/87

Hearing Date _____

12/2/87

(Other Dates)

Other Information: Protest Withdrawn at hearing

RECORDED

MAR 04 1988

Protest information submitted to computer (following hearing): 4/2/12/87

In the matter of Application) Agreement
for 86-7228 for a permit)
to appropriate water)

We hereby agree to the following to resolve the dispute over the use of the spring applied for in application no. 86-7228.

Earl or Verla Noe are entitled to attach a pipeline to the overflow from the spring box under their Claim to a water right 86-4053. This pipeline may be removed for the cleaning of the spring box for a period of no more than 4 hours. Before the pipeline is removed the Noe's must be contacted.

Earl or Verla Noe agree to withdraw their protest against application no. 86-7228 and have no objection to the use of the over flow from the spring by Dick or Karen Rhett as long as the use of water under claim no 86-4053 is not interfered with.

Dick or Karen Rhett agree to allow enough water past any diversion ^{structures} to water two head of live stock by the Noe's.

Signed at Lewiston, Idaho on December 2, 1987

Earl Noe

Verla Noe

Dick Rhett

Karen Rhett

RECEIVED

MAR 04 1988

A blank sheet of graph paper featuring a uniform grid of squares. The grid consists of solid black lines forming the outer border and dashed black lines forming the internal divisions between squares. There are no markings, text, or drawings on the page.

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Kootenai) ss.

County of Kootenai) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 26 day of September, Merla Not (claimant), 1979.

Verla Moe (Claimant)
1979

Robert S. Haynes

Notary Public
Residing at CD A

My commission expires Lifeline

lifetime

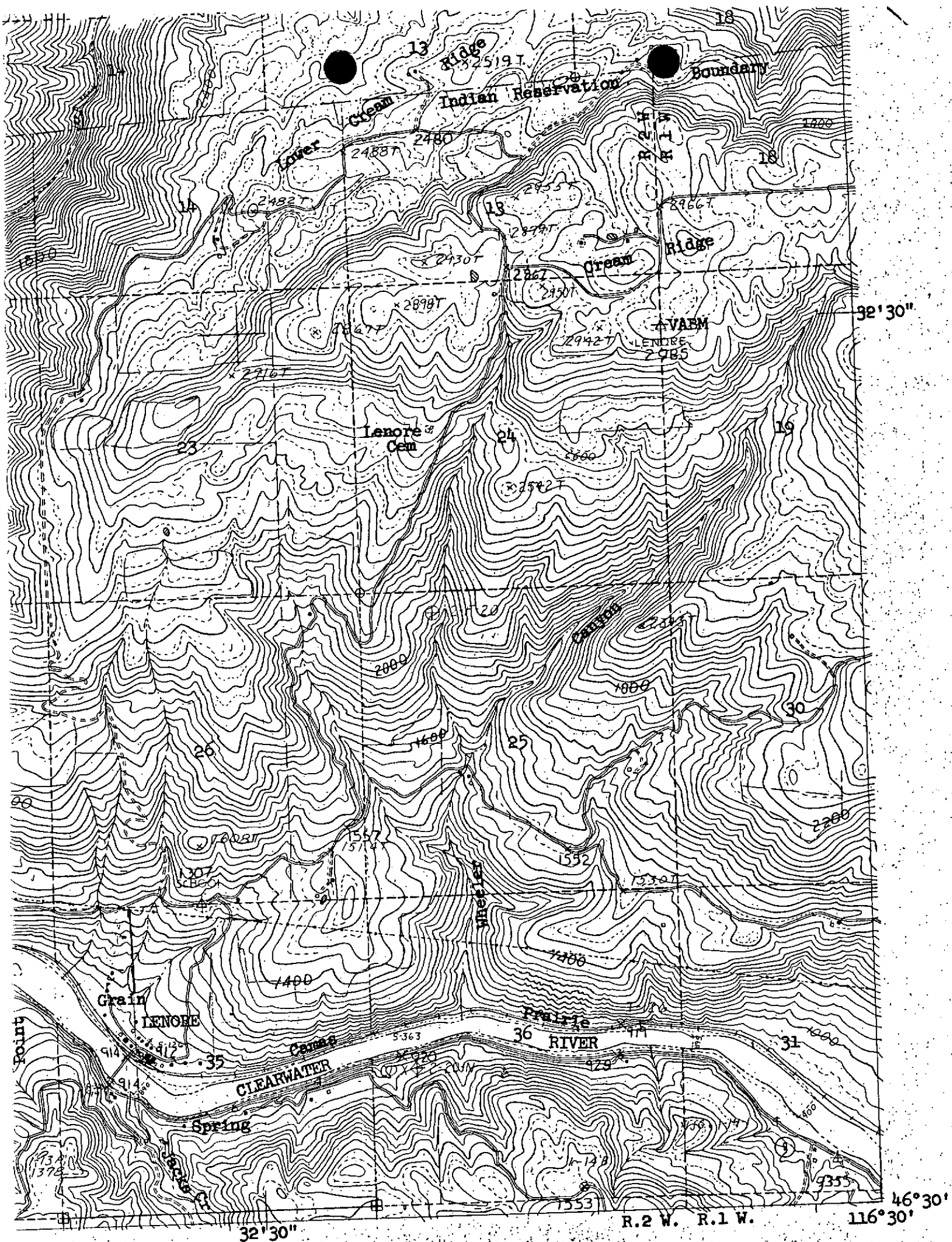
WIKI LEAKS

~~MAR 04 1986~~

FOR DEPARTMENT USE ONLY

Received by RF Date 9-20-79 Exception filed by:
Prelim. check by RF Date 9-20-79 #15038
\$20.00 fee received by SK Date 9-20-79
Published in Deviation Training Bulletin
Dates 10/4-11/79

Forwarded to _____ Date _____
claimant by:



0 1 MILE
000 5000 6000 7000 FEET

10 FEET
1-FOOT CONTOURS
1 LEVEL

KENDRICK 4 SE., IDAHO
NEZ PERCE CO.

RECORDED

MAR 04 1988

Moscow Project



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 765-4639

November 10, 1987

County Commissioners' Office
Brammer Building
1225 Idaho St.
Lewiston, Id. 83501

Gentlemen:

This is to confirm reservations for hearings to be held by this office on December 2, 1987, at 9:00 AM and lasting to about 2:00 PM.

If your records indicate otherwise, please contact me immediately.

Sincerely,

Patricia M. Stypa
Secretary/Office Coordinator

MicroFILMED

MAR 04 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

Name: Dick &/or Karen Rhett
 File: 86-7228
 Place: Brammer Bldg Auditorium - Lewiston, Id.
 Date: Wednesday, December 2, 1987, at 9:00 AM

ROSTER OF ATTENDANCE

Name	Address	Representing
Dick Rhett	P.O. Box 1	Dick Rhett
Mary Rhett	Lenore, Idaho	
Karen Rhett	Rt 19 Lenore Id.	
	Bx 1 Lenore Id.	
	835411	
Venla Joe	P.O. Box 4 Lenore Id.	
Earl Noel	PO Box 4 Lenore Id.	
Bob Fleenor	Statehouse Boise ID	IPWR
Bob Haynes	4055 Govt Way Cd A ID	" "

MICROFILMED

MAR 04 1988

● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery.

3. Article Addressed to:

Mr. and Mrs. EARL NOE
P.O. Box 4
Lenore, Id. 83541

86-7228

4. Article Number

14737

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express-Mail

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

RECEIVED
NOV 12 1987

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

MAIL NOTIFIED

MAR 04 1988



PENALTY FOR PRIVATE
USE, \$300

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT OFFICE

4055 GOVERNMENT WAY, SUITE #9

COEUR D' ALENE, ID 83814

NAME AND
ADDRESS
OF SENDERIDAHO DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT OFFICE
4055 GOVERNMENT WAY, SUITE #9

Indicate type of mail

- ☐
- Registered
-
- ☐
- Insured
-
- ☐
- COD
-
- ☒
- Certified

I certify that we have

- ☐
- Commercial Insurance
-
- ☐
- A deductible clause of
-
- \$

Affix stamp here if issued as
certificate of mailing or for
additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

ACCEPTANCE OF REGISTERED, INSURED, C.O.D. AND CERTIFIED MAIL

PS Form 3877, July 1978

LINE	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	DUE SENDER IF C.O.D.	R. R. FEE	S.D. FEE	S. H. FEE	REST. DEL. FEE	REMARKS
1	14735	Mr. and Mrs. Arlen Bruce 2266 Har. Hgts. Rd., Orofino, Id. 83544	22¢	75¢				90¢				84-7194
2	14736	Mr. and Mrs. Clifton Ralphs 3258 N.W. 4th Ave., Fruitland, Id. 83619	"	"				"				
3	14737	Mr. and Mrs. Earl Noe P.O. Box 4, Lenore, Id. 83541	"	"				"				86-7228
4	14738	Mr. and Mrs. Dick RHett Box 1, Lenore, Id. 83541	"	"				"				
5												
6												
7												
8												
9												
10												
11												
12												
13												
14												
15												

TOTAL NUMBER OF PIECES LISTED BY SENDER 4	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE	POSTMASTER, PER (Name of receiving employee) <i>Judi Greenfield</i>	The full declaration of value is required on all domestic and international registered mail. Commercial Insurance—Payment of the full registry fee is required on articles valued up to \$1,000 or the full amount of the deductible if the deductible exceeds \$1,000. The maximum indemnity payable is \$25,000 for registered mail, \$400 for COD and \$400 for insured mail. Special handling charges apply only to third- and fourth-class parcels. Special delivery service also includes special handling service.
--	--	--	---

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

* U.S. GOVERNMENT PRINTING OFFICE: 1978 270-037

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PROTESTS AGAINST APPROVAL OF)
APPLICATION FOR PERMIT NO. 86-7228 IN THE) NOTICE OF HEARING
NAME OF DICK &/OR KAREN RHETT..) AND/OR CONFERENCE

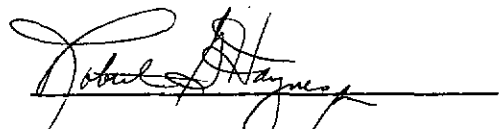
On July 15, 1987, Dick &/or Karen Rhett of Lenore, Idaho, filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. On August 10, 1987, the Department received a protest against approval of said application from Earle E. and Verla Noe.

The Department has set the matter of protest for conference &/or hearing for Wednesday, December 2, 1987 , at 9:00 AM, in the Brammer Building Auditorium, 1225 Idaho Street, Lewiston, Idaho 83501. The hearing will be held in accordance with Chapter 2, Title 42 of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Dated this 9th day of November, 1987.

RECEIVED

MAR 04 1988


ROBERT G. HAYNES, P.E.
Regional Supervisor

August 19, 1987

Mr. and Mrs. Earle Noe
P.O. Box 4
Lenore, Id. 83541

Re: 86-7228

Dear Mr. and Mrs. Noe:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

COPY

MICROFILMED

MAR 04 1988

August 19, 1987

Mr. and Mrs. Dick Rhett
Box 1
Lenore, Id. 83541

Re: 86-7228

Dear Mr. and Mrs. Rhett:

Enclosed is a copy of a protest filed against the approval of a permit pursuant to the above-referenced application. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enclosure

COPY

RECEIVED

MAR 04 1988

Permit number 86-7228

Rick Rhett Fox Farm

We object to issue of water from
Spring source. We object because
of prior water rights

Carl E. Nor Vera Noe

P.O. Box 4
Lewiston Idaho 83541

RECEIVED

AUG 10 1987

Department of Water Resources
Northern District Office

RECEIVED

MAR 04 1988

86-7228

RHETT, DICK &/or KAREN

P.O. BOX 1, LENDRE, ID 83541

Source: SPRING

Diversion Pt: NWNW Sec 35 T 37N R 02W

Use: IRRIGATION	(0.060 CFS)
STOCKWATER	(0.020 CFS)
DOMESTIC	(0.040 CFS)

Date Filed: 07/15/1987

In: NWNW Sec 35 T 37N R 02W FOR 3 ACRES

RECORDED

MAR 04 1988

