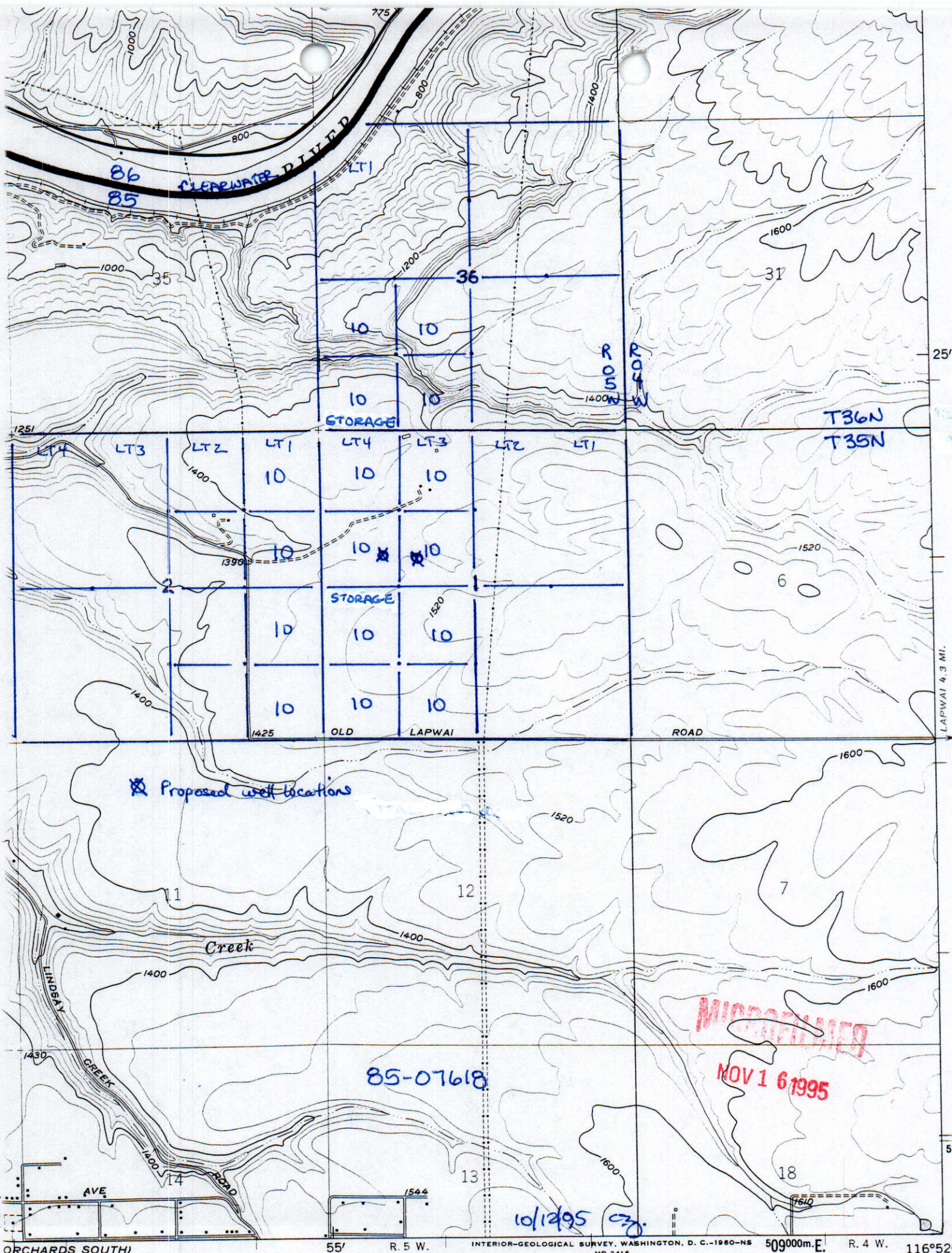




86
85

CLEARWATER DIVID

LT1

36

STORAGE

R 5 W
R 4 W

T36N
T35N

LT4 LT3 LT2 LT1 LT4 LT3 LT2 LT1

10

STORAGE

10

10

10

10

10

OLD

LAPWAI

ROAD

Proposed well locations

Creek

85-07618

MICROFILMED
NOV 16 1995

10/12/95

ORCHARDS SOUTH

55' R. 5 W.

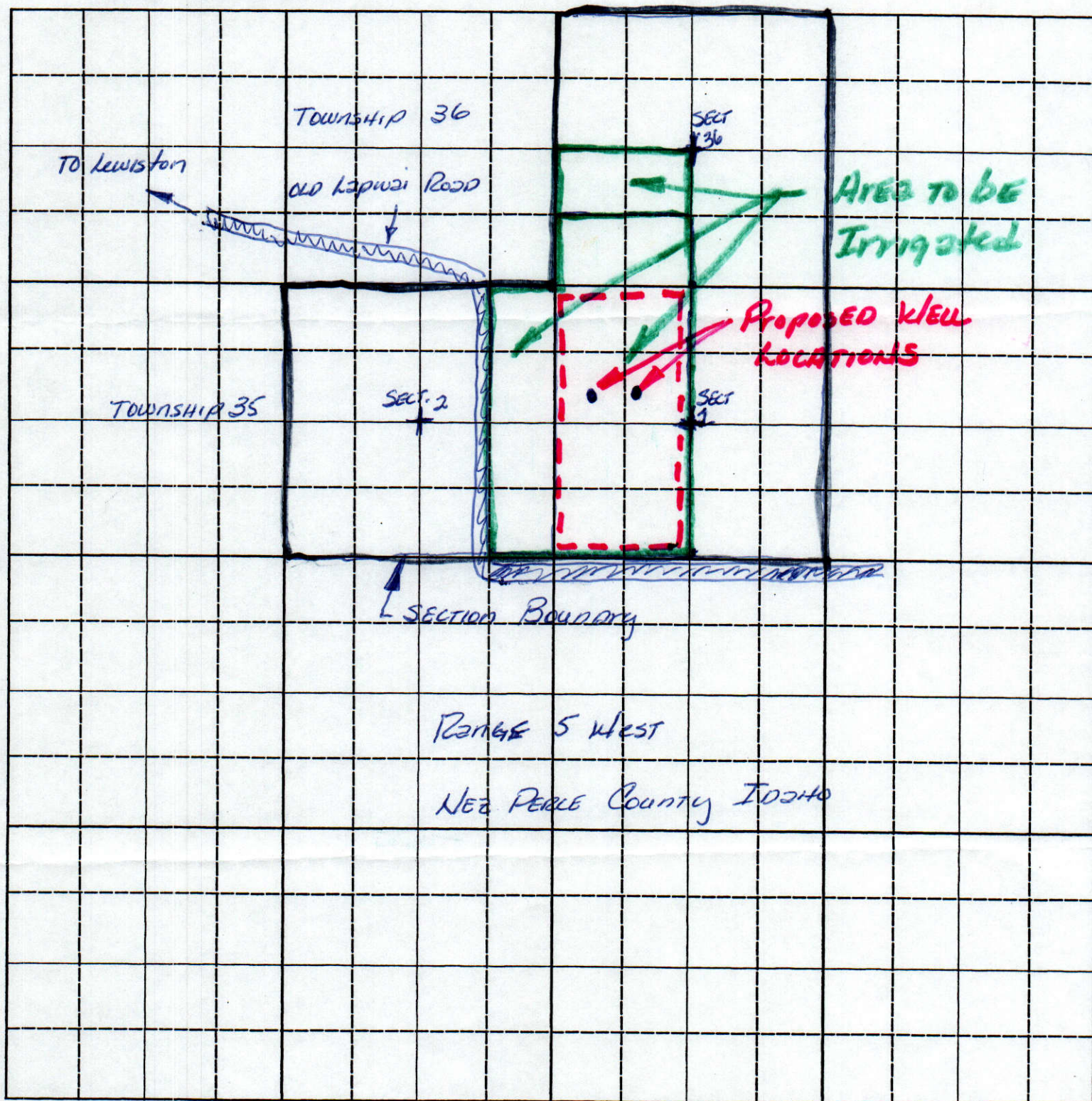
INTERIOR-GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1960-NS

509000m. E.

R. 4 W.

116°52'

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



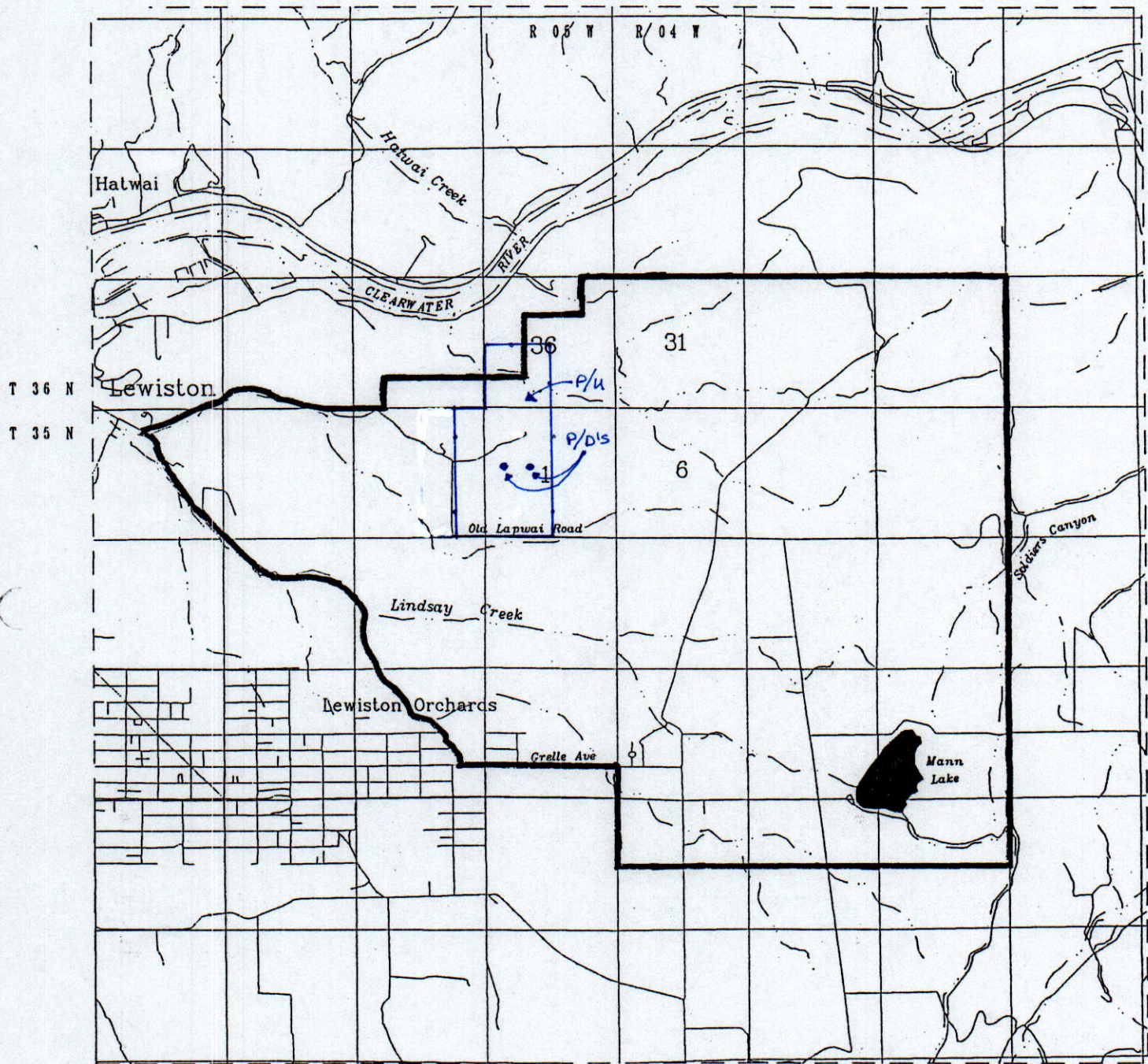
Scale: 2 inches equal 1 mile.

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

STEVEN F. ST. CLAIR
(Applicant)

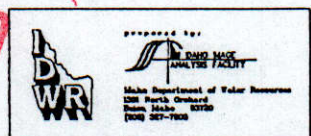
NOV 16 1995

Lindsay Creek Groundwater Management Area



0 1 mile

UNRECORDED
6/1995

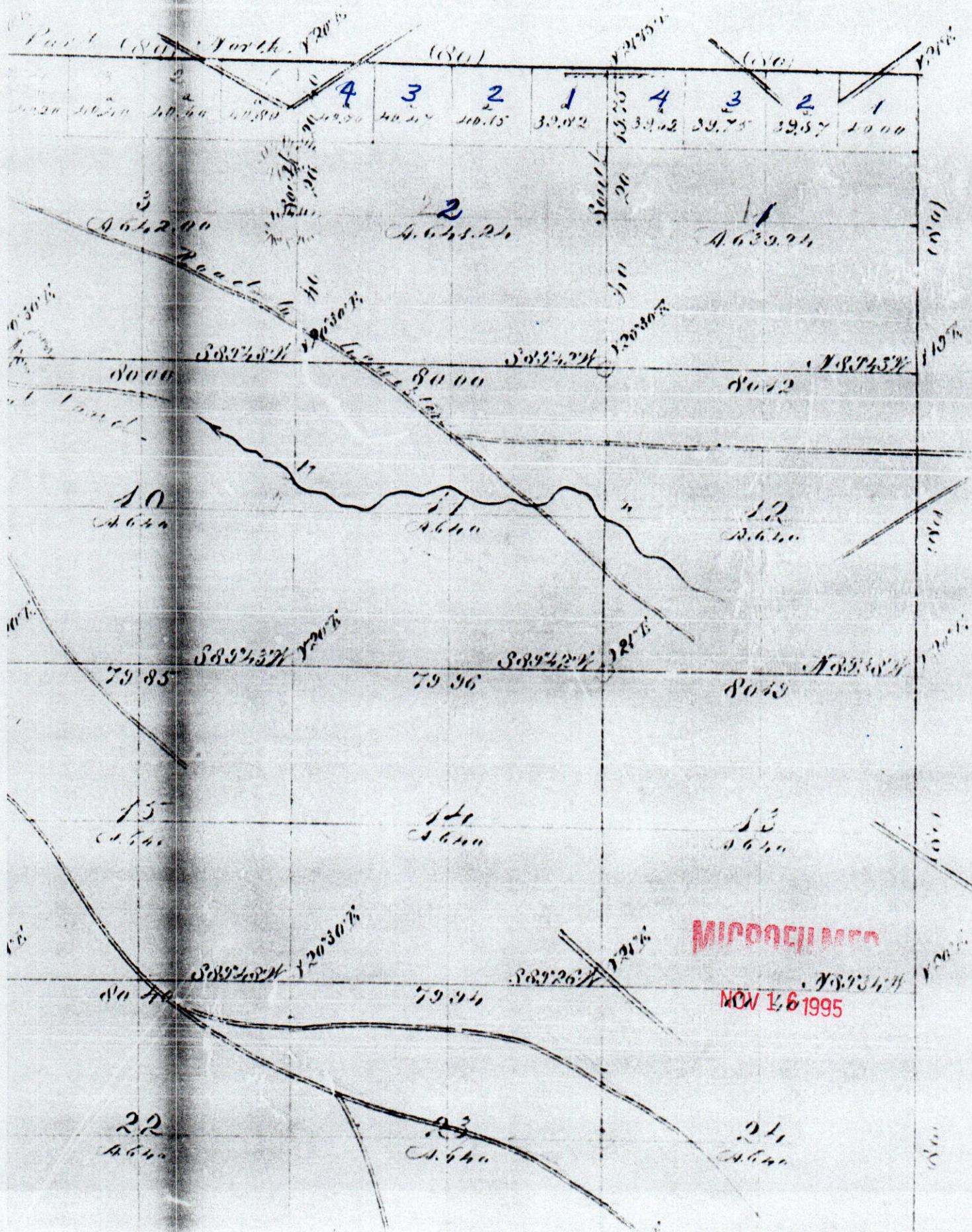


ATTACHMENT NO. 1

Lindsay Creek GWMA

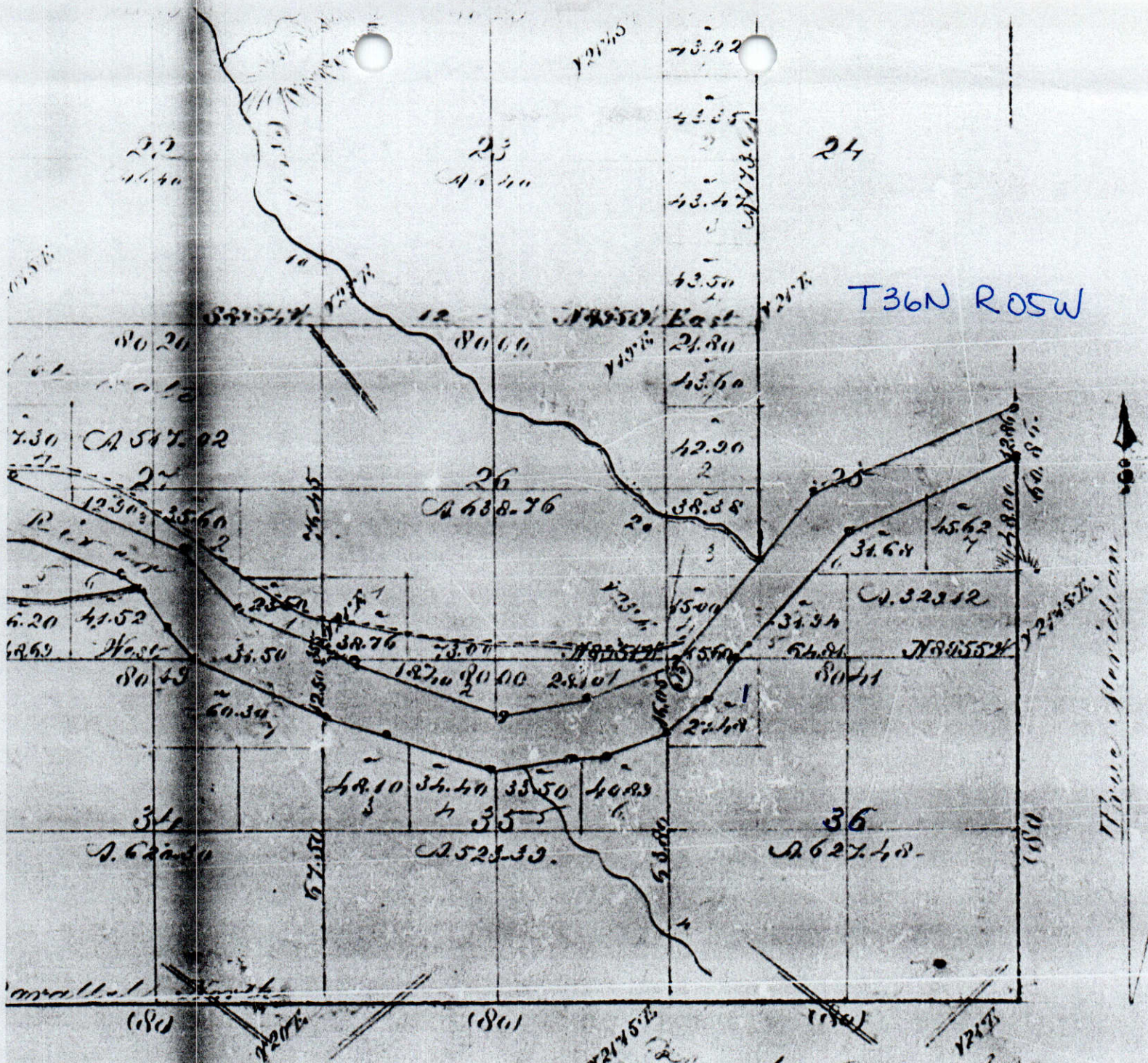
West Boise Meridian. T3SN R5W

10/12/95 cz.



MICROFILMED

NOV 16 1995



When charged in the	When charged in the
When charged in the	When charged in the
September 5th 1875	January 25th 1876
" 25th "	" " "
" " "	" " "

The above Map of Fraction
No. 5 West of the 3rd Base Meridian
conforms to the field notes of
Office, which have been examined
in the General's Office
Topeka City - Idaho Territory
January 25th 1876

NOV 16 1895

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

**LEGAL ADVERTISING
INVOICE**

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'AL ID 83814

Date 09/14/95 INVOICE NO. 544616
Account No. 964750
Description 944616NOTICEOFCORRECTI
Times 2 Lines 28
Tab. Lines _____
\$ 31.50



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.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

944616
NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 85-07618 in the name of STEVE ST CLAIR, 533 PARK AVENUE, LEWISTON, ID 83501, was incorrectly advertised on AUGUST 17 & 24, 1995. The TOTAL DIVERSION was incorrectly advertised as being (3,000 CFS), whereas correctly it should read **TOTAL DIVERSION (3,000 CFS) and (100.00 AF)**. (For additional information concerning the property location, call the Northern Regional Office at 769-1450.) Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept., of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before September 25, 1995.

Karen Lewis, 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 newspaper and has been published regularly 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 944616NOTICEOFC attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 09/07, or once a ~~WEEK~~ for 2 consecutive ~~WEEKS~~, the first publication thereof being on the 09/07/95, and the last publication thereof being on the 09/14/95, and said 944616NOTICEOFC was so published in the regular and entire issue of said newspaper and was 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.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 18

day of September 1995

Ray Paul

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 7/97

RECEIVED
NOV 16 1995

RECEIVED
AUG 31 1995
MONTANA
LAW

TRICUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 657
Lewiston, Idaho 83501
(208) 743-9111

Invoice No. 984700
Date 08/17/95
Invoice No. 512200

LEGAL ADVERTISING
INVOICE

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD., SUITE 210
COEUR D'ALENE, ID 83814

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.

NOTICE OF APPLICATION OF WATER RIGHT 542209
The following application(s) have been filed to appropriate the public waters of the State of Idaho: 85-07618

ST CLAIR, STEVE
533 PARK AVENUE
LEWISTON, ID 83501
Source: GROUNDWATER

Diversion Pt: SWNW Sec 1 T 35N R 05W in NEZ PERCE County.
SENE Sec 1 T 35N R 05W in NEZ PERCE County.

Use: IRRIGATION (3.000 CFS)
IRRIGATION STORAGE (100.00 AF)
IRRIGATION FROM STORAGE (100.00 AF)
COMMERCIAL (3.000 CFS)
RECREATION STORAGE (100.00 AF)
DIVERSION TO STORAGE (100.00 AF)
Total Diversion (3.000 CFS) (190.00 AF)

Date Filed: 6/29/1995
In: NEZ PERCE County
T35N R05W S01

NENW	NWNW	SWNW	SENE
NESW	NWSW	SWSW	SESE
NENE	SENE	NESE	SESE
NESW	NWSW	SWSW	SESE

S02
T36N R05W S36
160.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 northwest Blvd, Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before SEPTEMBER 5, 1995.

Published 8/17/1995 & 8/24/1995

KARL J. DREHER, Director

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of August 1995

Notary Public in and for the State of Idaho
Residing at Lewiston, Idaho
Commission Expires 7/97

RECEIVED
AUG 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

RECEIVED

NOV 01 2000

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

Department of Water Resources

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

Permit No. 85-07618
Name(s) of Permit Holder: Stephen Schuch Ranch
Address: 3745 LAPWA Rd City LEWISTON State ID Zip 83501
Telephone No. 208-743-5904 Date Proof is Due: 11-1-00

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

NONE

Costing \$ _____

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

DESIGN AND DRILLING SPECIFICATIONS HAVE BEEN SUBMITTED TO
DEQ TO MR. JERRY SHAFER. UPON REVIEW, WE HAVE TO
MEET MORE CONCISE SPECIFICATIONS TO MEET MR. SHAFER'S
SATISFACTION. WE HOPE TO BE DRILLING BY EARLY SUMMER 2001

Permit holder(s) request an extension to NOV 1, 2001

(Signature)*

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

APPROVED and the time within which to submit proof of beneficial use
is extended to November 1, 2001.

Signed this 21st day of December, 2000

L. Glen Saxton
L. Glen Saxton, CHIEF
Water Allocation Bureau

JAN 16 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR EXTENSION OF TIME REQUEST
TO SUBMIT PROOF OF BENEFICIAL USE

If the water right development authorized by your permit is not complete and you need more time to submit proof of beneficial use of water under your permit, please read the following:

Under the provisions of Section 42-204, Idaho Code, the department can extend the proof due date of your permit only once, and then only if you can demonstrate that you have been pursuing development of the permit with due diligence.

The Request for Extension of Time form requires that you indicate the extent of development that has occurred, the cost, and the reason(s) the work has not been completed. This information must be provided in enough detail to show due diligence. Examples of work performed are: well drilled, pump installed, 10 acres now irrigated, fish propagation ponds constructed, sprinkler system purchased, etc.

If no work has been accomplished, the statutes provide that the Request for Extension of Time must be denied. **Lack of financial resources, the state of the economy or personal illness usually cannot be considered adequate reasons to approve a Request for Extension of Time.**

EXCEPTIONS TO ONLY ONE EXTENSION

The proof due date for a permit that has not been developed for one of the following reasons may be granted one or more extensions of time even though no work has been accomplished:

- When there is a lack of a required consent or final approval from a federal government agency (**evidence of delay must be submitted with the request**), i.e. right-of-way easement or land classification such as Desert Land Entry or Carey Act.
- When litigation related to title of the water has prevented development of the permit (**evidence must be submitted with the request**).
- When the water project is of a large scale -- storage of more than 10,000 acre-feet or diversion of more than 25,000 acre-feet in one irrigation season for an irrigation project of at least 5,000 acres.
- When the water right permit is held by the United States of America (**reason for request must be submitted**).

A non-refundable filing fee of \$50.00 must accompany the Request for Extension of Time form.

***NOTE** that in no case should a Proof of Beneficial Use form and a Request for Extension of Time form both be submitted. If your water development project is completed, then the proof of beneficial use form should be completed and returned. If the project is started but not completed, then the Request for Extension of Time form should be completed and returned in compliance with the guidelines above. If the project has not been initiated and does not fit into one of the exceptions listed above, then neither form should be returned and the permit will lapse and become of no further force nor effect.*

7/94

RECEIVED

FEB 04 1999

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

\$25.00 Fee Received By 1042
Receipt No. CD44307

I, STEVEN F. ST. CLAIR, hereby assign to STEVEN SCHAUB RANCH, AND/OR ITS ASSIGNS
(Applicant)
of 3745 LAPWAT ROAD, LEWISTON ID. 83501 1-208-743-5904
(Full Address) (Telephone Number)

All my right, title, and interest in and to Permit No. 85-07618 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following portion of my right, title, and interest in and to Permit No. _____ appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

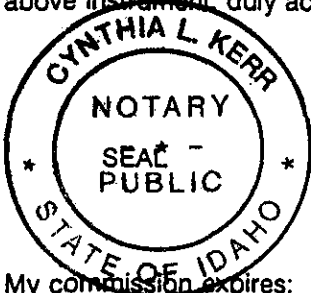
Made this Jan 9th day of _____, 19 99

FEE \$25.00

STEVE ST. CLAIR
Permit Holder(s)

State of Idaho)
County of Nezperce SS

On this 5th day of January, 199 9, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Cynthia L. Kerr
Notary Public

Cynthia L. Kerr
Signature

MICROFILMED

APR 09 1999

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 85-07618

Proposed Priority: June 29, 1995

Maximum Diversion Rate:

3.00 CFS

This is to certify, that **STEVE ST CLAIR**

533 PARK AVE

LEWISTON ID 83501

has applied for a permit to appropriate water from: **GROUNDWATER**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	3.00 CFS	
IRRIGATION STORAGE	01/01 to 12/31		100.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		100.0 AF
COMMERCIAL	01/01 to 12/31	0.04 CFS	
RECREATION STORAGE	01/01 to 12/31		100.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	3.00 CFS	
	Totals	3.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 1, Township 35N, Range 05W

SENE , Sec. 1, Township 35N, Range 05W

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>
35N	05W	1	NENW 10.0	NWNW 10.0	SWNW 10.0	
			SENE 10.0	NESW 10.0	NWSW 10.0	
			SWSW 10.0	SESE 10.0		80.0
		2	NENE 10.0	SENE 10.0	NESE 10.0	
			SESE 10.0			40.0
36N	05W	36	NESW 10.0	NWSW 10.0	SWSW 10.0	
			SESE 10.0			40.0

Total number of acres irrigated: 160.0

PLACE OF USE: IRRIGATION STORAGE

TWN RGE SEC

35N 05W 1 NWSW
36N 05W 36 SWSW

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

PLACE OF USE: COMMERCIAL, same as IRRIGATION STORAGE use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **November 1, 2000**.
2. Subject to all prior water rights.

APPROVED
NOV 16 1995

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

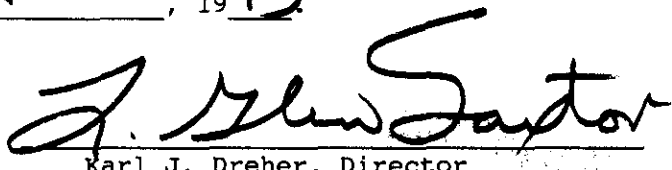
NO. 85-07618

CONDITIONS OF APPROVAL AND REMARKS

3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. Construction of the well must comply with Idaho well construction standards.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
8. The issuance of this right does not grant any right-of-way or easement across the land of another.
9. Commercial use is for Red Pheasant Golf Club.
10. The Department of Water Resources retains jurisdiction to require deepening of the wells into the deeper aquifer upon determination by the Director that the use of the wells are preventing prior rights from obtaining water from the shallower aquifer.
11. Prior to diverting water under this permit, all wells authorized by this permit and those located on the place of use authorized by this permit shall comply with the Idaho Well Construction Standards and in particular shall be constructed so as to prevent movement of water between aquifers. The permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code, prior to reconstructing or repairing the wells. Each well shall be constructed to allow depth-to-water in the well to be measured.

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

19th day of October, 1995


Karl J. Dreher, Director
for

NOV 16 1995

RECEIVED

OCT 12 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 85-7618

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant STEVE ST. CLAIR Phone 208-746-6698
Post office address 533 PAUL AVENUE LEWISTON, IDAHO 83501
2. Source of water supply WELL - GROUNDWATER which is a tributary of N/A
3. Location of point of diversion is W 1/2 of SEC 1 of SEE BELOW Govt. Lot _____
Sec. 1 Township 35 N Range 5 WEST B.M. NEZ FENCE County; additional
points of diversion if any: SE 1/4 NW 1/4 SEC 1 T35N R5W & SW 1/4 NW 1/4 SEC 1 T35N R5W
100 @ 222 FROM STORAGE 3/15 11/15
4. Water will be used for the following purposes:
Amount 3.0 for (1) Irrigation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 100 for (2) Storage for Irrigation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum) 3.0 cfs
Amount 100 for (3) DIVERSION TO STORAGE purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 100 for (4) STORAGE FOR RECREATION purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) 3.0 cfs
Amount 100 for (10) COMMERCIAL purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) 3.0 cfs
5. Total quantity to be appropriated is (a) 3.0 cubic feet per second and/or (b) 100 acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL WITH SUBMERSIBLE TURBINE PUMP TO RESERVOIR, RESERVOIR PUMP TO SPRINKLERS - 4-25 AG PONDS.
b. Height of storage dam INCISED RESERVOIR - 10' DEEP (NO DAMS) (4 PONDS) feet; active reservoir capacity 100 acre-feet; total reservoir capacity 100 acre-feet; period of year when water will be diverted to storage: Jan 1 to Dec 31 inclusive.
c. Proposed well diameter is 12"-16" inches; proposed depth of well is 1450 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 5 years (minimum 1 year).

* dept. standards.

* per applicant via telegram 10/13/95 cgy.

NOV 16 1995

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. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. GOLF COURSE Irrigation AND minor non-consumptive use
RED PHEASANT COMMERCIAL USE IS FOR A GOLF COURSE CLUB *

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	
✓ 35N	5W	1					LT3	LT4			10	10	10	10					80
✓ 36N	5W	36									10	10	10	10					40
✓ 35N	5W	2	LT1			10									10			10	40
✓ 35N	5W	1																	
✓ 36N	5W	36																	

Total number of acres to be irrigated 160

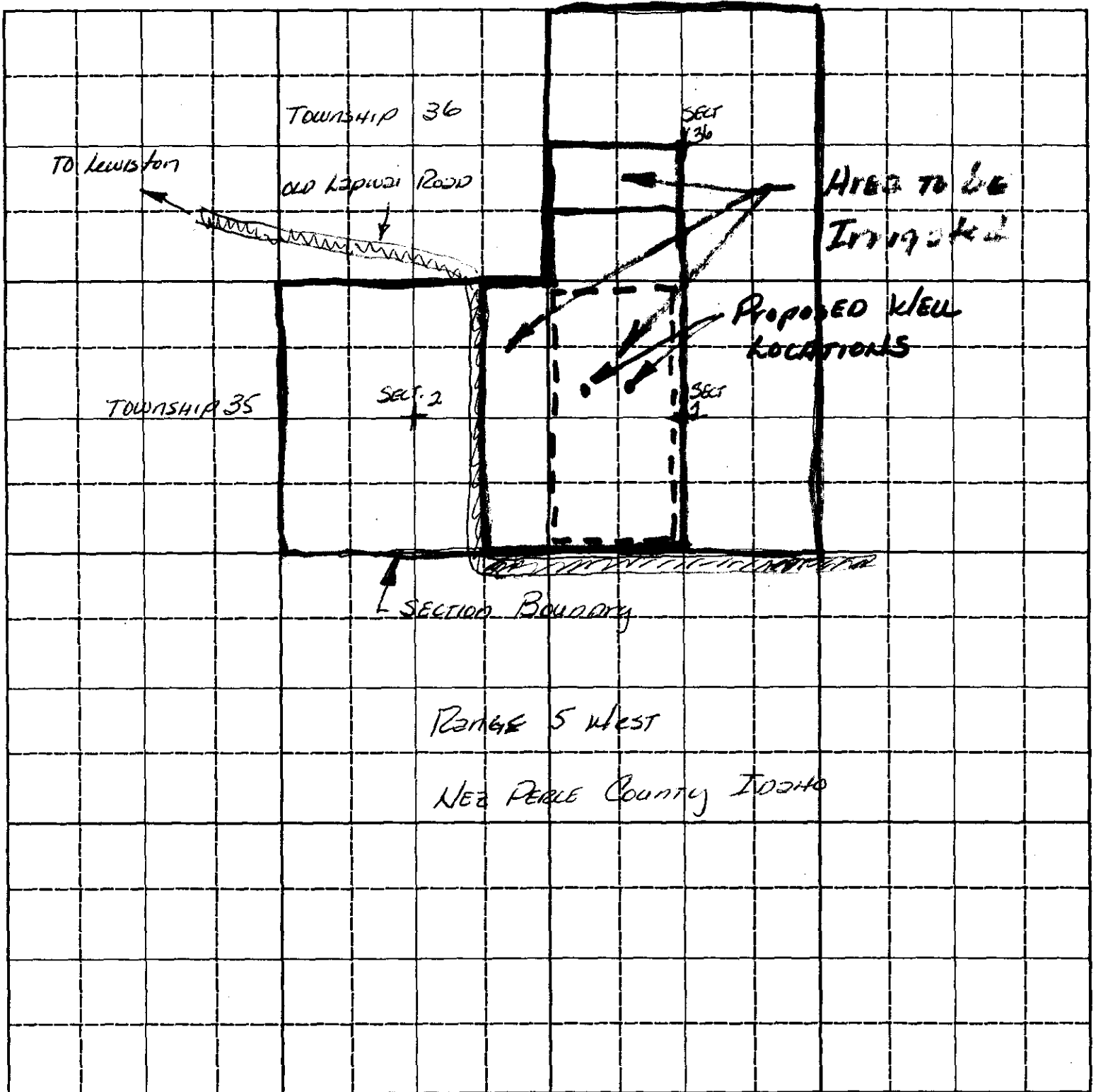
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? STEVE SCHUB
- b. Who owns the land to be irrigated or place of use? STEVE SCHUB
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Option Agreement to take possession of 160 Acres of land. Land will be deeded over to STEVE SCHUB
12. Remarks: Water is to Irrigate a GOLF COURSE AND MINOR NON-CONSUMPTIVE USE ONLY.

NOV 16 1995

* per applicant via Telecom 10/13/95 (8).

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



Scale: 2 inches equal 1 mile.

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

NGV 181995
STEVEN F. ST. CLAIR
(Applicant)

Received by db Date 6/29 Time 1:40 Preliminary check by AB
Fee \$ 140⁰⁰ Receipted by db # N9133 Date 6/29/95
Publication prepared by db Date 8/10/95 Published in Law Times 8/17 & 24/95
Publication approved db Date 9/19/95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

NOV 16 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

December 21, 2000

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

RE: Permit No. 85-07618

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit. This order extends the time within which to submit proof of beneficial use to **November 1, 2001**, due to delay of development by a governmental agency. Please note that the department has granted the extension based on the actual time a government agency has been involved during the last development period, according to Section 42-204(1), Idaho Code. It is important that you work diligently toward the completion of the development, since the department may not be able to grant additional extensions in connection with this permit.

Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

Please contact me directly at (208)327-7953, if you have any questions regarding this matter.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED

JAN 15 2001

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 85-07618 Reviewed by D. Giles Date 12/20/00

BASIC INFORMATION

10/26/00 Date stamp received

Yes Extension received timely

Yes Fee received and receipted

No Name and signature same as permit *see Assignment of Permit*

Yes Address Change *Rec'd 7/4/99.*

BASIS FOR EXTENSION REQUEST

No Has adequate work been completed to demonstrate due diligence?

No Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

Yes Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

No Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

11/21 - Request additional info. to provide evidence of government delay.
12/20 - Evidence of go. delay shows from 2/25/2000 to 11/1/2000. DEQ has been involved; grant 1 year extension for this instance.

PRIORITY CALCULATION

Date extension received	<u>10/26/00</u>	=	_____
Proof due date	<u>11/1/2000</u>	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

They did file an Amendment to the permit on 12/20/00.

DATA ENTRY

New Address No

Change Proof Due Date 11/1/2001

Change Priority Date N/A

RECEIVED

NOV 20 2000

Department of Water Resources

State of Idaho
Department of Water Resources
1301 North Orchard Street
Boise, Id. 83720-0098

To: Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Permit No. 85-07618

Dear Deborah:

Thankyou for your recent letter of acknowledgement for our Extension of Beneficial Use, regarding Permit No. 85-07618.

DEQ has control over our project as it has become a public drinking water system and we seem to need their go ahead on anything we do on our project.

We started a waterline extension last fall before recieving DEQ approval, needing to get the line in before bad weather set in. We did not hook the line to our existing system, figuring to wait for that approval. Mr. Jerry Shafer, Engineer for DEQ, Lewiston, would not take into consideration the fact we had not hooked the line to the existing line, and we were sent a letter of violation of their statutes. It has, since that time, been our directive to follow all aspects of the letter of violation and its requirements to drill and get this second well on line as per DEQ requirements.

I am sending you a copy of our letter of violation with its directives and time framework, and also the most recent letter from DEQ, Regional Director, James Bellatty, giving us an extension to those directives, because of trouble with getting approval from DEQ Engineer, Mr. Jerry Shafer.

Thankyou:


Ronald J. Wittman
Schaub Ranch

MICROFILMED

JAN 16 2001



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

NOV 20 2000

1118 "F" Street • Lewiston, Idaho 83501-1930 • (208) 799-4370

November 1, 2000

Department of Water Resources

Dirk Kempthorne, Governor
C. Stephen Allred, Director

Ronald J. Wittman
Schaub Ranch Development, Inc.
3745 Lapwai Road
Lewiston, Idaho 83501

RE: Modification of Schaub Ranch Consent Order Timeline
Nez Perce County, Idaho

Dear Mr. Wittman:

The Idaho Department of Environmental Quality (Department) has reviewed your October 13, 2000 request for a modification to the April 18, 2000 Consent Order between Schaub Ranch Development, Inc. and the Department. Your request is based on the difficulty you are experiencing in submitting a drinking water engineering report that meets the requirements of the State of Idaho, thereby preventing you from meeting the requirements of Paragraph 3 of the Consent Order.

The Department agrees with your request and approves a change in the Consent Order, Paragraph 3.c., and amends the time of completion for this item to be May 1, 2001. All other dates in the Consent Order remain unchanged. The new compliance dates are now enforceable per the provisions of the Consent Order, and all other conditions in the Consent Order remain in effect.

Sincerely,

A handwritten signature in cursive script, reading "James M. Bellatty", is positioned above the typed name.

James M. Bellatty
Regional Administrator

Cc: Lance Nielsen, IDEQ-State Office
Colleen Sweeney, IDEQ-State Office

MICROFILMED

JAN 16 2001



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

RECEIVED

NOV 20 2000

Department of Water Resources

1118 F Street • Lewiston, Idaho 83501-1930 • (208) 799-4370

Dirk Kempthorne, Governor
C. Stephen Allred, Director

October 6, 2000

Ron Whitman, Manager
Schaub Ranch Development
3745 Lapwai Road
Lewiston, Idaho 83501

RE: Engineering Report for Harvest Vista Subdivision Schaub Ranch Potable
Water Well No. 2, Nez Perce County, Idaho

Dear Mr. Whitman:

I have reviewed the subject project, submitted by your engineer, Mark Haugen, P.E. of Wyatt Engineering. This report does not meet State of Idaho requirements for public drinking water systems and is not approved. Please consider the following when resubmitting this for approval.

- 1) A previously submitted report stated that this new well would be used to satisfy the domestic needs to the subdivision and to provide water for the new golf course. This report states that this new well will be used to satisfy the domestic needs of the subdivision only, and not to be used with the new golf course. Is the previous report wrong and does it need to be revised?
- 2) A previously submitted report stated that there were 20 active connections in this subdivision while this report states that there are 17. Why has this number decreased?
- 3) A previously submitted report states that design is based on 2.5 people per connection while this report states that design is based on 2.4 people per connection. Was the previous report incorrect and will need to be revised?
- 4) A previous report stated that there were a total of 40 lots presently in the subdivision while this report, on page 4, states that there are only 15 lots in this subdivision. Has there been a reduction in the number of lots in this subdivision?
- 5) The report references Genesee in Special Provision #2.

MICROFILMED

NOV 16 2000

6) Special Provision #2 in the report does not match the detail shown in the report.

7) The casing and hole comments in Section 15130 do not match the detail contained in the report.

In addition, the report did not contain many required items. I have included a general checklist to assist you and your engineer in reviewing the report. Please address the items in the checklist that are circled.

If you have any questions or comments, please feel free to contact me by phone at 208 799-4370 or by e-mail at jshaffer@deq.state.id.us.

Sincerely,



Jerry W. Shaffer, P.E.
Staff Engineer

JS/hb
Enclosure

c: Mark Haugen, P.E., Wyatt Engineering, Inc.
Gary Hayne, P.E., IDWR-Coeur d'Alene

MICROFILMED
JAN 16 2001



STATE OF IDAHO
DIVISION OF
ENVIRONMENTAL QUALITY

RECEIVED

NOV 20 2000

Department of Water Resources

1410 North Hilton • Boise, Idaho 83706-1255 • (208) 373-0502

Dirk Kempthorne, Governor
C. Stephen Allred, Administrator

April 18, 2000

Schaub Ranch Development, Inc.
Ronald J. Wittman
3745 Lapwai Road
Lewiston, Idaho 83501

RE: Consent Order for Harvest Vista Water System, PWS #2350034

Dear Mr. Wittman:

Enclosed is a copy of the signed Consent Order regarding Harvest Vista Water System in Lewiston, Idaho. Thank you for your cooperation in resolving this matter.

Please contact James Bellatty, Regional Administrator, or Jerry Shaffer, Staff Engineer, in our Lewiston Regional Office at (208) 799-4370 should you have any questions concerning the Consent Order.

Sincerely,

Lance Nielsen
Drinking Water Program Manager

Enclosure

cc: Shannon Cooper, EPA
Stephen Goddard, Deputy Attorney General
James Bellatty, Lewiston Regional Office
Jerry Shaffer, Lewiston Regional Office
Donnie Edwards, Lewiston Regional Office
Colleen Sweeney, State Office
file

MICROFILMED
JAN 15 2001

IDAHO DEPARTMENT OF HEALTH AND WELFARE

In the matter of:

Schaub Ranch Development, Inc.

)
)
)
)
CONSENT ORDER
Idaho Code § 39-108

1. Pursuant to Idaho Code §§39-101 through 39-130, (Idaho Environmental Protection and Health Act), the Idaho Department of Health and Welfare (Department) enters into this Consent Order with Schaub Ranch Development, Inc. (Schaub Ranch), owner of Harvest Vista public water system, PWS #2350034.

2. By Notice of Violation (NOV) dated February 25, 2000 the Department notified Schaub Ranch of alleged violation of IDAPA 16.01.08.551.01, 04.a and 06 (Idaho Rules for Public Drinking Water Systems) and Idaho Code Section 39-118. The NOV is incorporated by reference into this Consent Order. The NOV provided Schaub Ranch an opportunity for a compliance conference to discuss the violation and enter into a Consent Order and pay a civil penalty. A compliance conference was held on March 14, 2000.

3. Schaub Ranch hereby agrees to perform the following actions in order to resolve the NOV:

a. By May 1, 2000, Schaub Ranch shall submit to the Department for review and approval an engineering report prepared by an Idaho registered professional engineer in accordance with IDAPA 16.01.08.551.01 that addresses any deficiencies in the water system and options to correct these deficiencies.

b. Should the engineering report recommend modifications to the drinking water system, Schaub Ranch shall submit plans and specifications to the Department for review and approval, in accordance with IDAPA 16.01.08.551.04, by July 1, 2000.

c. Within sixty (60) days of the Department's approval of the plans and specifications, all modifications to the drinking water system shall be completed in accordance with IDAPA 16.01.08.551.04.b.

d. Within thirty (30) days after completion of modifications to the drinking water system, Schaub Ranch shall submit to the Department as constructed drawings for the modifications in accordance with IDAPA 16.01.08.551.04.c.

4. Civil penalties of TWO THOUSAND DOLLARS (\$2,000) were assessed in the NOV and shall be resolved as follows:

MICROFILMED

a. Schaub Ranch shall pay the Department, within fifteen (15) days of the effective date of this Consent Order, FIVE HUNDRED DOLLARS (\$500). Payment shall be made by certified check payable to the Idaho Department of Health and Welfare and shall be sent to:

Administrative Services, Fiscal
Division of Environmental Quality
1410 N. Hilton
Boise, Idaho 83706.

b. The Department shall waive ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500) of the assessed penalty upon full and timely compliance by Schaub Ranch of all terms and conditions of this Consent Order. If Schaub Ranch fails to fully and timely comply with any term or condition of this Consent Order, Schaub Ranch shall pay the Department ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500) within fifteen (15) days of the Department's written notice of noncompliance.

5. Schaub Ranch recognizes that failure to comply with the terms of this Consent Order may result in a district court action seeking specific performance of this Consent Order; assessment of costs and expenses; attorneys fees; restraining orders; injunctions; and other relief as the court considers to be just and reasonable under the circumstances.

6. This Consent Order shall not in any way relieve Schaub Ranch from any obligation to comply with any provision of the Idaho Rules for Public Drinking Water Systems, or any applicable local, state, or federal laws.

7. All communications required by this Consent Order shall be addressed to:

James Bellatty, Regional Administrator
IDHW - Division of Environmental Quality
Lewiston Regional Office
1118 F Street
Lewiston, Idaho 83501

8. Upon fulfilling the requirements of this Consent Order, Schaub Ranch may petition the Department in writing for termination of this Consent Order. This Consent Order shall remain in full force and effect until the Department acknowledges in writing that the Consent Order is terminated and that Schaub Ranch has fulfilled all requirements of this Consent Order.

9. This Consent Order shall bind Schaub Ranch, its successors and assigns, until terminated in writing by the Department as provided in the paragraph above.

10. Each undersigned representative to this Consent Order certifies that he or she is

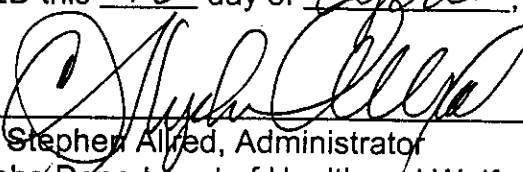
MICROFILMED
CONSENT ORDER - 2

JAN 16 2001

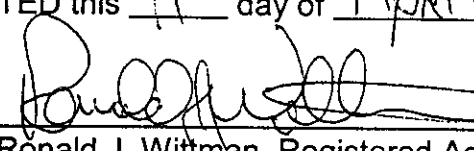
fully authorized to enter into the terms and conditions of this Consent Order, and to execute and legally bind such party to this document.

11. The effective date of this Consent Order shall be the date of signature by the Administrator of the Idaho Division of Environmental Quality.

DATED this 13 day of April, 2000.

By: 
C. Stephen Alfred, Administrator
Idaho Department of Health and Welfare
Division of Environmental Quality

DATED this 11 day of April, 2000.

By: 
Ronald J. Wittman, Registered Agent
Schaub Ranch Development, Inc.

MICROFILMED CONSENT ORDER - 3

JAN 16 2001

STATE OF IDAHO

RECEIVED

DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 20 2000

REQUEST FOR EXTENSION OF TIME

NOV 01 2000

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

Department of Water Resources

Department of Water Resources

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

Permit No. 85-07618
Name(s) of Permit Holder: Stephen Schaub Ranch
Address: 3745 LAPWAH RD City LEWISTON State ID Zip 83501
Telephone No. 208-743-5904 Date Proof is Due: 11-1-00

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

NONE

Costing \$ _____

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

DESIGN AND DRILLING SPECIFICATIONS HAVE BEEN SUBMITTED TO
DEQ TO MR. JERRY SHAFER. UPON REVIEW, WE HAVE TO
MEET MORE CONCISE SPECIFICATIONS TO MEET MR. SHAFER'S
SATISFACTION. WE HOPE TO BE DRILLING BY EARLY SUMMER 2001

Permit holder(s) request an extension to NOV 1, 2005

[Signature] for Stephen Schaub
(Signature)*
*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

Signed this _____ day of _____, 20____ MICROFILMED

JAN 16 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 21, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Ronald J. Wittman
Schaub Ranch
3745 Lapwai Road
Lewiston, ID 83501

Re: Permit No. 85-07618

Thank you for your timely response to my letter of November 3, 2000. I have reviewed your papers and I understand your present development involving DEQ is for a public drinking water system. However, your permit with the Idaho Department of Water Resources is for Irrigation, Storage for Irrigation, Recreation Storage, Diversion from Storage, and Commercial use, for the development of a 160-acre golf course. I am enclosing a copy of the permit for your information.

I recommend you contact Bob Haynes or Allen Beardslee in our Northern Regional Office in Coeur d'Alene at (208)769-1450 immediately, and inform them of your development. You may need to amend this permit to match the water use of your development, as well as any other changes to the permit that are appropriate. If they agree that you need to amend your permit, you will need to meet with them and have with you papers to support the use of the water, the amount of the diversion, the location of the diversion(s), and the place(s) of use. Additionally, a map showing the location of the development and the location of the wells within that development will greatly assist them.

Upon my receipt of the Amendment of Permit, or confirmation of their approval of your development in relation to this permit, I will notify you of the decision made regarding your Request for Extension of Time.

If you have any questions, you may contact me at (208)327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

Cc: Bob Haynes

MICROFILMED

JAN 16 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

November 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Ronald J. Wittman
Stephen Schaub Ranch
3745 Lapwai Road
Lewiston, ID 83501

RE: PERMIT NO. 85-07618

Dear Mr. Wittman:

The Department acknowledges receipt of your request for extension of time submitted in connection with the above referenced permit. My understanding of your request essentially states that DEQ may have delayed the development of your project. If that is correct, and before the department can act upon your request, I will need additional information from you to prove the length of time of their involvement. I need detailed, written documentation, preferably documentation between you and DEQ, as to: (1) what involvement DEQ has in this project; (2) when you applied for their approval; and (3) why their involvement has prevented you from diverting and beneficially using water for the irrigation and domestic uses authorized by this permit

Please return your response to my attention within **fifteen (15) days** of the date of this mailing. Upon my review of your response, I will notify you of the decision reached.

If you have any question regarding this matter, please contact me at (208) 327-7953.

Sincerely,

A handwritten signature in cursive script that reads "Deborah J. Gibson".

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

MICROFILMED

JAN 16 2001

MICROFILM NO.
612436

INDEXED (✓)
FILMED (✓)
DELIVERED ()
MAILED ()

LIMITED DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that I, STEPHEN A. SCHAUB, of 6708 Autumn View Court, Eldersburg, Maryland 21784, do make, constitute and appoint RONALD J. WITTMAN, 3745 Lapwai Road, Lewiston, Nez Perce County, Idaho 83501, my true and lawful attorney-in-fact, for me and in my name, place and stead in all matters pertaining to the Schaub Ranch as follows:

To grant, bargain, sell, and convey any or all of my real estate or any interest therein, upon such terms and condition as my said attorney shall think fit;

To lease, manage, cultivate, collect rentals, or operate any and all real property owned by me or in which I may have any interest; and to alter, repair or improve any or all buildings or structures upon such real property; and to pay for the same out of any moneys belonging to me, and to insure the same against loss by fire or other casualties;

To deposit any moneys belonging to me in any bank and to withdraw the same and to endorse all checks, including social security checks, drafts, notes and orders payable to me and to receive either cash for the same or deposit the same to my account in any bank; and to sign checks, drafts and orders to arrange and settle all accounts with the bank holding such deposits;

To invest any and all moneys belonging to me in such manner as my attorney shall think proper, including the purchase of real and personal property for me and in my name;

To pay any or all debts, claims, or obligations owing by me, premiums on life, accident, fire or other insurance policies, installments of principal or interest on any mortgages, real estate contracts, or any of my obligations out of any moneys belonging to me; and to have access to any safety deposit box which has been rented in my name; or in the name of myself and any other person or persons;

To enter into agreements for the extension of the time of payment of any notes, mortgages, real estate contracts or other obligations which I owe or may owe upon any real or personal property, or to refinance the same by the execution of all necessary notes, mortgages, or other papers;

To employ servants, attorneys at law, or other persons which my said attorney-in-fact may deem property for the management, control, operation or safeguarding of any or all of my properties or interests, financial or otherwise, and to pay for the same out of any moneys belonging to me;

To sign my name and execute and deliver on my behalf all agreements, deeds, contracts, transfers, notes, mortgages, releases, satisfactions, acquittances and receipts, checks,

MICROFILMED

- 1 -

JAN 16 2001

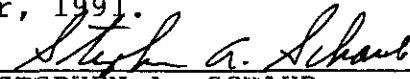
Law Offices of
Keeton and Tait
Lewiston, Idaho

assignments, and any or all other instruments which my said attorney-in-fact may deem necessary;

To execute vouchers and make, execute and file claims or demands in my behalf of any and all allowances or reimbursements properly payable to me by the United States or the State of Idaho, and to receive, endorse and collect the proceeds of any checks payable to me and drawn on the Treasury of the United States.

AND I do hereby ratify everything which my said attorney-in-fact shall do by virtue of these presents and all of the powers herein granted shall be binding upon myself and my heirs, legal and personal representatives and assigns, as to all third persons; and my said attorney-in-fact, acting in good faith under or in reliance upon the power herein granted, providing the same shall have been done before my attorney-in-fact and said third person or persons acting in reliance thereon shall receive actual knowledge or actual notice of the revocation or termination of this power of attorney, by my death or otherwise. This Power of Attorney shall not be affected by any subsequent disability or incapacity of the principal.

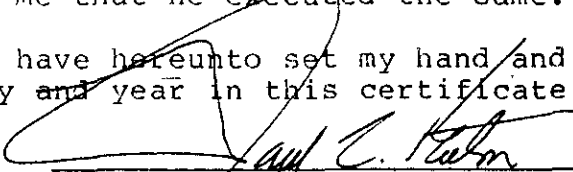
IN WITNESS WHEREOF, I have hereunto set my hand and my seal on this 4th day of November, 1991.


STEPHEN A. SCHAUB

STATE OF I D A H O)
 : ss.
County of NEZ PERCE)

On this 4th day of November, 1991, before me, Paul C. Keeton, the undersigned, a Notary Public in and for said state, personally appeared STEPHEN A. SCHAUB known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate hereinabove first written.


Notary Public in and for the
State of Idaho, residing
at Lewiston, therein.
My Commission Expires: 7-11-97

(SEAL)

MICROFILMED

JAN 16 2001 2 -

Law Offices of
Keeton and Tait
Lewiston, Idaho

INST. NO. 612438
FILED FOR RECORD
FEE 900 REG. BY ALLIANCE TITLE

1996 AUG 26 P 2:09

BETTY J. WILSEY
RECORDER, NEZ PERCE CO. ID.

BY Borke
more DEPUTY

MICROFILMED

JAN 16 2001

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

N014015

Date:

Time: 10/26/2000
13:14:49

Received

From:

SCHAUB RANCH

Type of Payment

Program A cct

Amount

WATER RIGHT EXTENSION

65104

229 21 1155

50.00

Total

\$

50.00

CHECK

1546

Region: **NORTHERN**

Signature: _____



MICROFILMED

1991 10 26

August 31, 2000

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-07618

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 November 1, 2000.

(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.

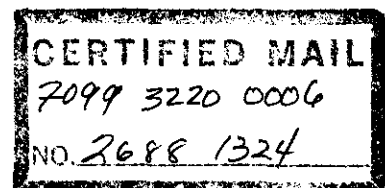
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

JAN 16 2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 8, 1999

Schaub Ranch
Ronald J Whitman
3745 Lapwai Rd
Lewiston ID 83501

RE: Permit No. 85-07618

Dear Permit Holder:

I am in receipt of your letter requesting an extension of time for the above referenced permit. Proof of beneficial use for this permit is not due until November 1, 2000. The department will not consider an extension request which is submitted earlier than sixty (60) days prior to the proof due date. Additionally, the extension request must be submitted on the appropriate form and be accompanied by a \$50.00 filing fee. You will receive a proof due notice sixty (60) days before your proof due date. You may file an extension of time request at that time if needed.

Please contact me directly at (208)327-7953 if you have any questions regarding this matter.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Region

MICROFILMED

APR 09 1999

SCHAUB RANCH
RONALD J. WITTMAN

◆◆◆
3745 LAPWAI RD. ◆ LEWISTON, ID. 83501
Phone 1-298-743-5904 ◆ Fax 1-208-743-6633 ◆ Email farmerwitt@lewiston.com

RECEIVED

JAN 15 1999

Department of Water Resources

January 11, 1999

STATE OF IDAHO
Dept. of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise Id. 83720-0098

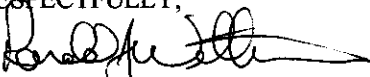
R.E. Water Right Permit No. 85-07618

Dear Ms. Yarbrough:

I am returning the State of Idaho, Dept. of Water Resources, Assignment of Permit that you sent me.

I would also like to know if we can extend the time frame for putting this permit to beneficial use?
If possible, we would like a five year extension, as we are recruiting several developers to look at our project. We think that this extension would give us ample time to get an interested development group to start and complete a golf course on our property.
Thankyou for your consideration.

RESPECTFULLY,



Ronald J. Wittman
SCHAUB RANCH

MICROFILMED
APR 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

February 5, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

RE: ASSIGNMENT OF PERMIT 85-07618

Dear Water Right Holder(s):

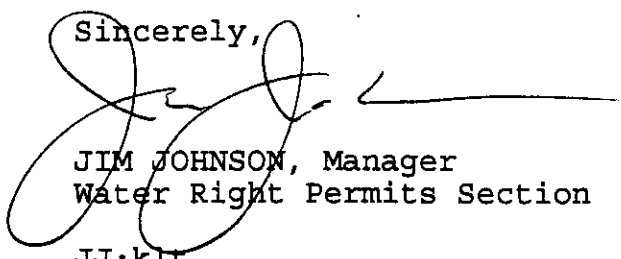
We acknowledge receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership. A computer generated report is enclosed for your information.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address **PRIOR** TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department to obtain the proper reporting form.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

APR 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN SCHAUB RANCH
RONALD J WITTMAN
3745 LAPWAI RD
LEWISTON ID 83501

RE: Assignment of Permit 85-07618

Dear Mr. Wittman:

The Assignment of Permit form that you sent to Julie Yarbrough has been forwarded to me for processing.

Although the assignment form has been notarized, the permit holder has not signed the form. Therefore, we cannot proceed with your request until we receive a properly completed form. I am returning the form so that you can obtain the required signature.

I will be happy to process your request upon receipt of the signed form.

If you have any questions in this matter, please call me at 208-327-7941.

Sincerely,

Kari Lynn Townsend
Secretary

/k

Enclosure

MICROFILMED
APR 09 1999

7/94

\$25.00 Fee Received By
Receipt No. CD4301

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, STEVEN F. ST. CLAIR, hereby assign to Stephen Schaub Ranch, AND/OR ITS ASSIGNS
(Applicant)
of 3745 LAPWAI ROAD, LEWISTON Id. 83501 1-208-743-5904
(Full Address) (Telephone Number)

All my right, title, and interest in and to Permit No. 85-07618 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following portion of my right, title, and interest in and to Permit No. _____ appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision, point of diversion location, and the amount of water in cubic feet per second.

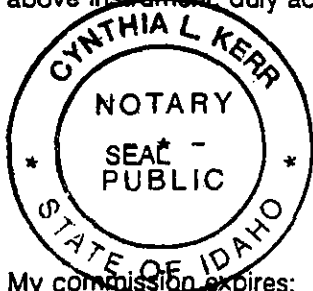
Made this _____ day of _____, 19____.

FEE \$25.00

Permit Holder(s) _____

State of Idaho)
County of Nez Perce ss

On this 5th day of January, 1999, personally appeared before me the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



My commission expires: 4-15-00

Cynthia L. Kerr

Notary Public

MICROFILMED

Cynthia L. Kerr

Signature

APR 09 1999

85-07618

I called phone number
on letterhead - spoke to
Karen and explained
that we need a signature
on the assignment. She
will try to reach
Mr. Wittman by cell phone
& have him contact
us.

Lari Lynn

1.15.98

MICROFILMED

APR 09 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 19, 1995

STEVE ST CLAIR
533 PARK AVE
LEWISTON ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07618

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

[Handwritten stamp: RECEIVED]

NOV 16 1995

10/18/95

AREA OF CONCERN? - No/Yes S/C Mor ^{Lindsay}Creek GWMA Trust/Non-trust
 PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
 SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - ~~Q6A-P17~~

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs	- 1M
=/- 0.2 cfs	- No MD
=/+ 5 a.	- 1M, 065(if GW use SW 1st)

Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - ~~046-488-P23~~ (post 7/1/87)
~~Not in WD~~ - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08
= / - 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
= / + 5 a. irr. - 028(may report)
~~In WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
= / + 5 a. irr. - 01M

RIVER BASINS (*Surface water):

```
Snake R      (01)      - 11A-P04, NA
              (02/03)  - 007-P07 (w/remark WB9), NA
Boise R      (63)      - 05A (if WD), 11E (not 42-111 use), NA
Payette R    (65)      - 064(regulated uses), 047-P04(Payette Lake), NA
```

USE:

Domestic (surface)	-	021(Boise R + L Peak); 27A(Payette R); NA
Fish Propagation	-	07A-042(rq)-010/06A/09E(WQ)- P10 ; 044(N 1000 Spr)
Irr <POU> =/- 5 a	-	057 (0.03 cfs/A)
+ 5 a	-	3A (0.02 cfs/A)
Mining	-	054 (req) & 06A/010/09E- P10
Power	-	08A-17K-025-027-01M-01F(P19)-09E(P10);
		+25 cfs- P18 ; 17G(FERC) or 17M(FERC); 18B- P09
Storage(✓ 3 compo.)	-	18A(multi MD in WD), 18B- P09 (+10' dam), NA

LOCATION:

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

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

OTHER CONDITIONS: -
STANDARD REMARKS: - ① Comm. use. is for Red Pheasant G&F Club.

BENEFICIAL USE DUE: - 10-1-1992
COMMENTS: -

MEMORANDUM

DATE: October 13, 1995
TO: Shelley Keen ^{SWK}
FROM: Cindy Zimmerman ^{cz}
SUBJECT: Application 85-07618

=====

This application's p/d's ^{are} ~~is~~ located within the Lindsay Creek Management Area (see map). The management policy for this area requires water be diverted from the deeper aquifer systems and directs *drilling* permits be conditioned to require the shallow aquifer system be cased and sealed from the deeper aquifer systems. This application proposes the drilling of a 12"-16" well 1450' deep.

I have researched the database for applications within the Lindsay Creek Management Area and have found two approved since the date of the order creating the MA. I have attached the profile reports of these permits. The permit approved soon after the order date has extensive conditioning. The other permit approved in 1994 does not have the extensive conditioning but does identify a 6" x 1043' well.

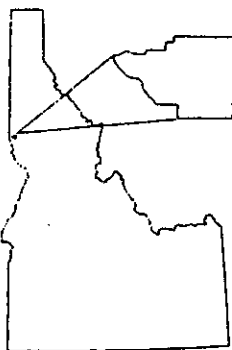
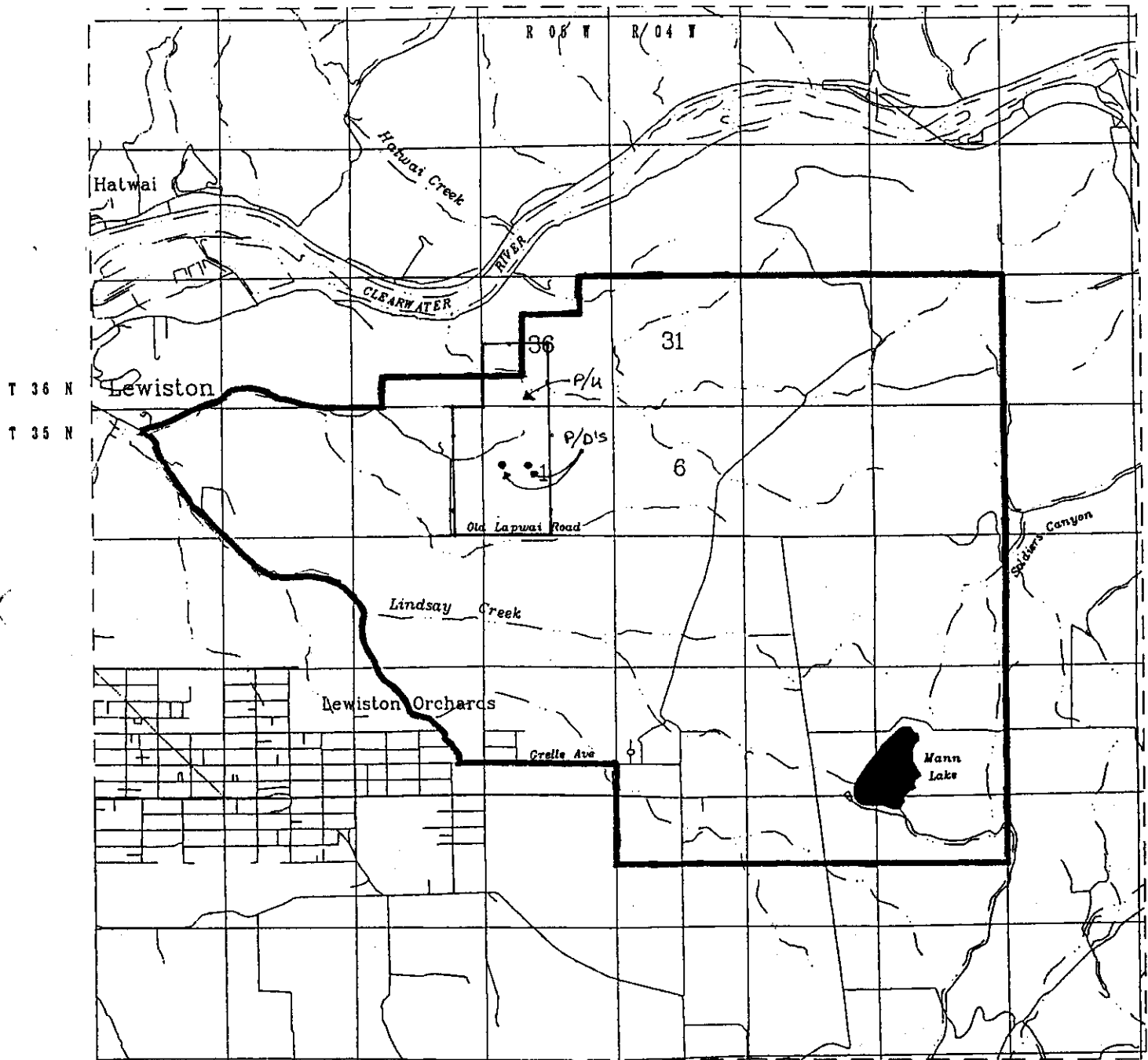
Since this application proposes a new well and no drilling permit has been issued, I recommend that the requirements of the management policy for Lindsay Creek be included on the drilling permit rather than the appropriation permit.

Please advise.

Use conditions imposed on 85-07561A.

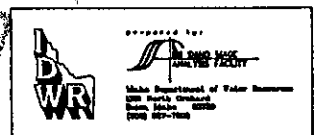
APPROVED
NOV 16 1995

Lindsay Creek Groundwater Management Area



0 1 mile

6 1995



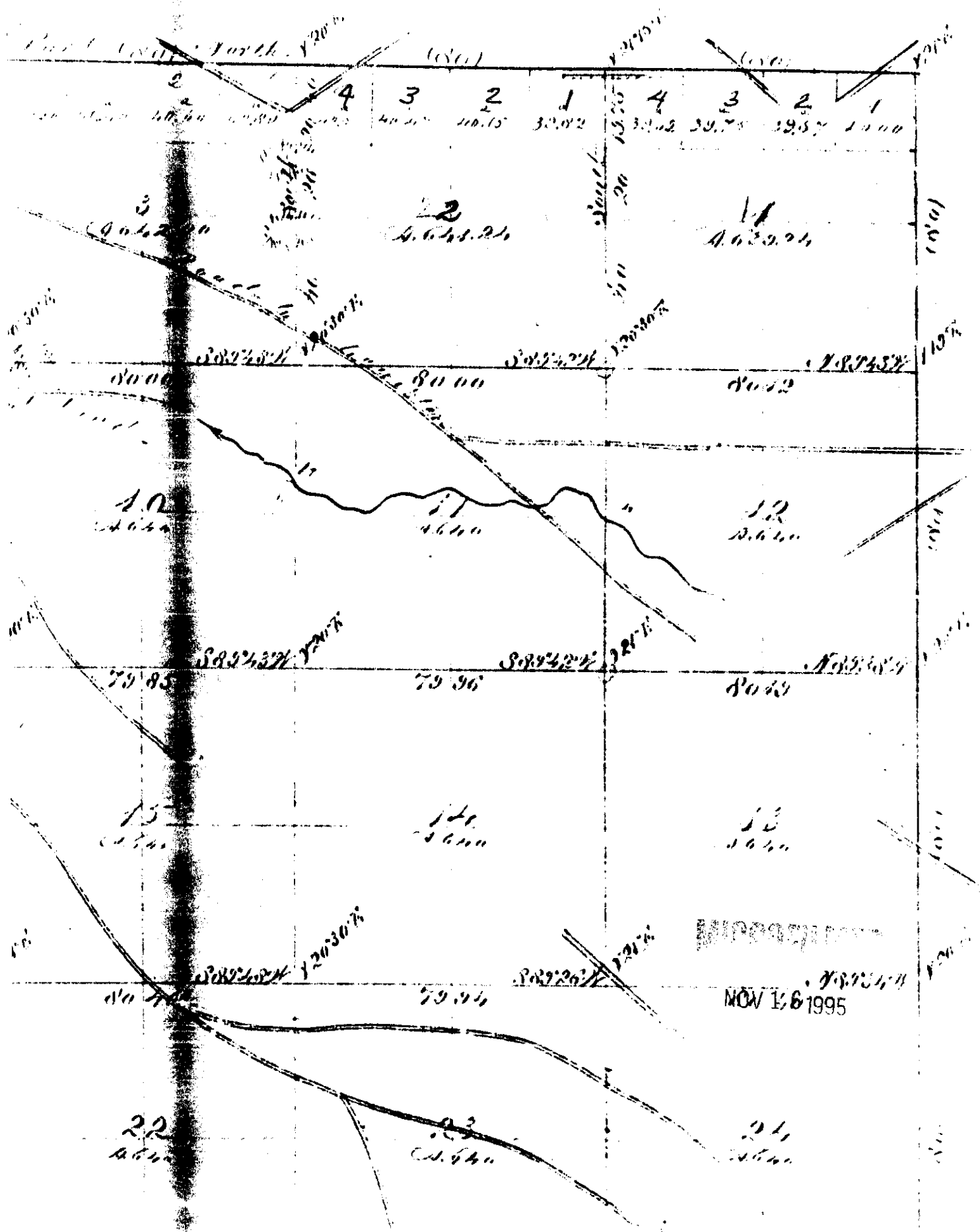
ATTACHMENT NO. 1

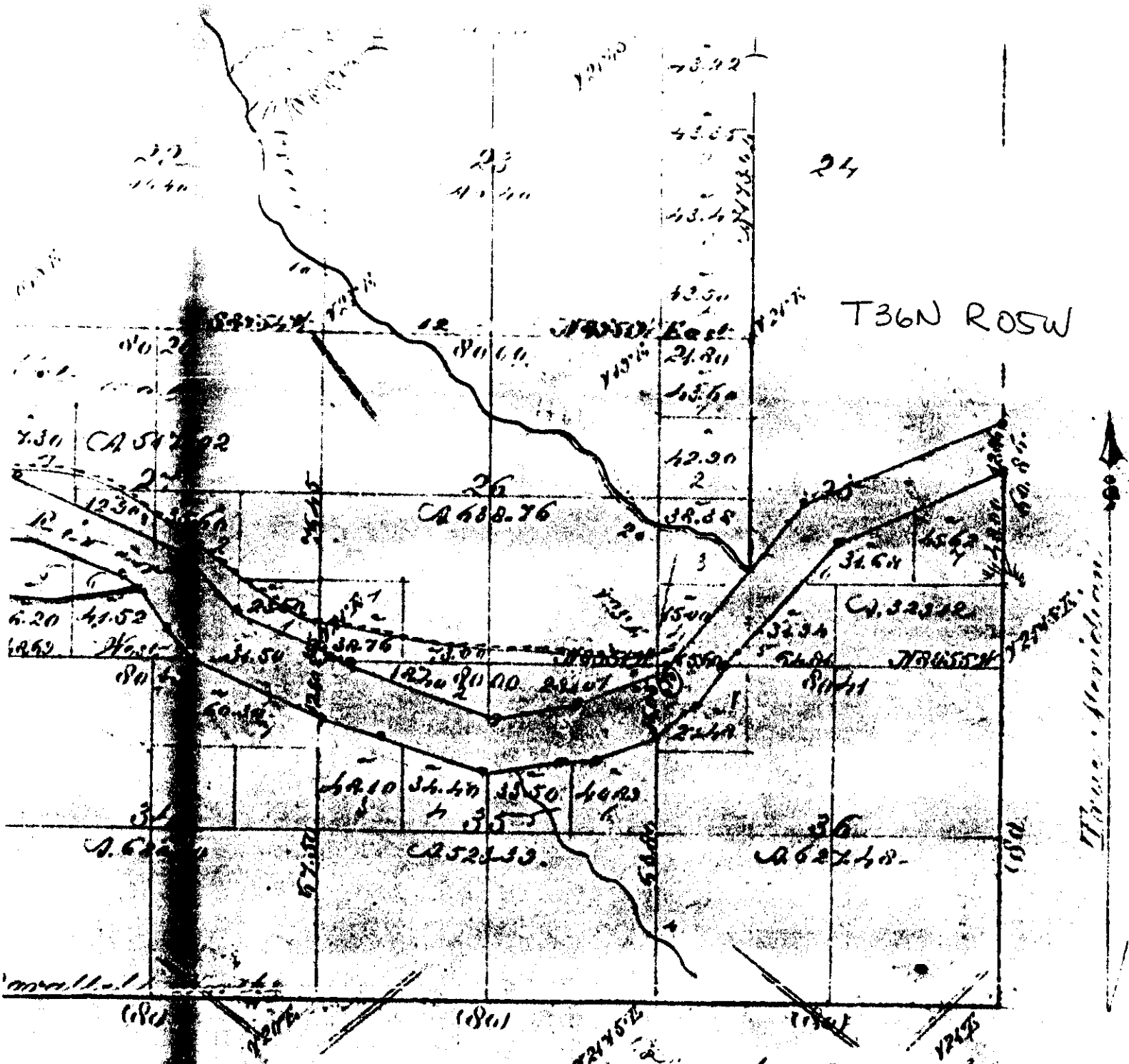
Lindsay Creek GWMA

10/12/95 c30.

West Boise Section

T3SN R5W





When charged with
 them, and the same
 September 1882
 in the
 " "

The above copy of
 No. 5 West of the 13th Meridian
 conformable to the plan of
 Office, which have been examined
 Survey General's Office
 D. C. City. Idaho Territory
 San Francisco, Cal. 1882

NOV 16 1895

No. a
4/87-06/92n

I D DEPARTMENT OF WATER RESOURCE
APPLICATION APPLICATION ANALYSIS SH

6 WRL
BC
WRL/ps

APPLICATION # 85-7618

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

APPLICANT: STEVE ST. CLAIR BY: B DATE: 6/29/95

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 6/29/95

X (Include Moratorium Remark)

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

ADVERTISE IN: NEZ PERCE County.

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

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

(Yes) (No)

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

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- Notice of pending void order issued. Final order response date: ____/____/____
Further information required from applicant
Affidavit of publication received
X Application published correctly, If not, record action taken: left off AF under
Total diversion - Readvertise
Publication dates and paper recorded on application. | Sr. Agent initial B
X Protests received. Final protest date: 9/15/95
X Measuring device required
X Measuring port required
X Special conditions:
X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: B. Park

RECEIVED

OCT 12 1995

Date: 9/28/95

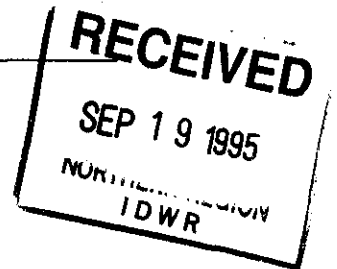
Department of Water Resources

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

**LEGAL ADVERTISING
INVOICE**

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'AL ID 83814

Date 09/14/95 INVOICE NO. 544616
Account No. 964750
Description 944616NOTICEOFCORRECTI
Times 2 Lines 28
Tab. Lines _____
\$ 31.50



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.

AFFIDAVIT OF PUBLICATION

ok
STATE OF IDAHO, ss.
County of Nez Perce

Karen Lewis, 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 newspaper and has been published regularly 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 944616NOTICEOFC attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 09/07, or once a ~~week~~ for 2 consecutive ~~weeks~~, the first publication thereof being on the 09/07/95, and the last publication thereof being on the 09/14/95, and said 944616NOTICEOFC was so published in the regular and entire issue of said newspaper and was 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.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 18

day of September 1995

Ray Paul
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 7/97

ok
MICROFILMED
NOV 16 1995

MESSAGE CONFIRMATION
TRANSMISSION

SEP-01-1995 FRI 10:56

TERM ID: IDWR NORTHERN
TEL NO.: 321-769-1454

P-5599

September 1, 1995

Karen Lewis
The Lewiston Tribune
P O Box 957
Lewiston, ID 83501

Re: 85-07618

SENT VIA FAX TO: (208) 746-7341
ORIGINAL WILL FOLLOW VIA US MAIL

Dear Karen:

Per our phone conversation, enclosed you will find a legal Notice of Correction which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send the Affidavit of Publication, and the bill, to this office before September 25 1995.

Thank you.

Sincerely,

Dianne Ball
Senior Secretary

Enclosure

Post-it® Fax Note	7671	Date	9/1/95	# of pages	2
To	Karen Lewis	From	Dianne Ball		
Co./Dept.		Co.	IDWR		
Phone #	(800) 45-9411	Phone #	769 1450		
Fax #	746-7341	Fax #	769 1454		

RECEIVED

NOV 16 1995

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 85-07618 in the name of STEVE ST CLAIR, 533 PARK AVENUE, LEWISTON, ID 83501, was incorrectly advertised on AUGUST 17 & 24, 1995.

The TOTAL DIVERSION was incorrectly advertised as being (3.000 CFS), whereas correctly it should read TOTAL DIVERSION (3.000 CFS) and (100.00 AF).

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.)

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before September 25, 1995.

KARL J. DREHER, Dir.

Published in the Lewiston Tribune on September 7 & 14/1995.

NOV 16 1995

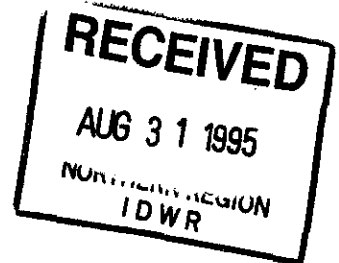
TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

**LEGAL ADVERTISING
INVOICE**

Date 08/24/95 INVOICE NO. 542209
Account No. 964750
Description 542209NOTICEOFAPPLICAT
Times 2 Lines 34

SOLD TO: ID DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'AL ID 83814

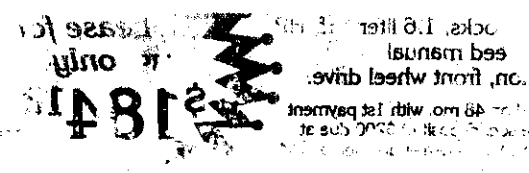
Tab. Lines _____
\$ 85.00



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.

AFFIDAVIT OF PUBLICATION

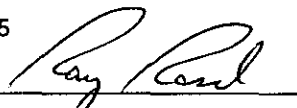
STATE OF IDAHO, ss.
County of Nez Perce


Karen Lewis, 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 newspaper and has been published regularly 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 542209NOTICEOFA attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, 2 time(s). Publication being on 08/17, or once a WEEK for 2 consecutive WEEKS, the first publication thereof being on the 08/17/95, and the last publication thereof being on the 08/24/95, and said 542209NOTICEOFA was so published in the regular and entire issue of said newspaper and was 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.

Karen J. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS THE 29

day of August 1995


Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 7/97


NOV 16 1995

NOTICE OF APPLICATION OF WATER RIGHT

[illegible]

85-07618

ST CLAIR, STEVE
533 PARK AVENUE
LEWISTON, ID 83501

Source: GROUNDWATER

Diversion Pt: SWNW Sec 1 T 35N R 05W in NEZ PERCE County.
 SENW Sec 1 T 35N R 05W in NEZ PERCE County.

Use: IRRIGATION	(	3.000 CFS)	
IRRIGATION STORAGE	(		100.00 AF)
IRRIGATION FROM STORAGE	(		100.00 AF)
COMMERCIAL	(	3.000 CFS)	
RECREATION STORAGE	(		100.00 AF)
DIVERSION TO STORAGE	(		100.00 AF)
<u>Total Diversion:</u>	(	3.000 CFS)	(100.00 AF) Read to include

Date Filed: 6/29/1995

In: NEZ PERCE County

T35N R05W S01

NENW

NWNW

SWNW

SENW

NESW

NWSW

SWSW

SESW

S02

NENE

SENE

NESE

SESE

T36N R05W S36

NESW

NWSW

SWSW

SESW

160.0 ACRES TOTAL

NOV 16 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

PHILIP E. BATT
Governor

KARL J. DREHER
Director

AUGUST 10, 1995

LEWISTON TRIBUNE
505 C STREET
LEWISTON, ID 83501

FAX- (208) 746-7341

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 5, 1995.

Yours truly,

Dianne Ball
DIANNE BALL
Senior Secretary

Enclosure

*Hard copy to follow
via US mail*

RECEIVED

NOV 16 1995

August 10, 1995

Steve St Clair
533 Park Avenue
Lewiston, ID 83501

Subject: Water Appropriation Application for Permit Number 85-07618

Dear Mr. St Clair:

The Idaho Department of Water Resources hereby acknowledges receipt of the above-referenced Application for Permit to appropriate the Public Waters of the State of Idaho. Enclosed is Receipt Number N009133. To assist us in providing you with prompt, accurate service, please refer to the above Application for Permit Number in all future matters concerning this water right application.

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

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before your Application for Permit can be approved. If the protest is not resolved, this Department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State Office in Boise.

If your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent
Enc. - Receipt

RECEIVED

NOV 16 1995

WORK SHEET

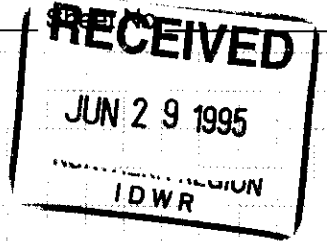
Project _____

Estimator _____

Item No. _____

Type of Work _____

Date _____



DEAR BOB:

HERE IS MY Application for water RIGHTS. We spoke Briefly on THE PHONE and I have filled it out as completely as possible.

If you Have questions or further Information is needed, please call me @ 208-746-6698. I would like to get this approved as soon as possible.

Sincerely

STEVE ST. CLAIR

7/28 Talked with Peggy. Steve will call back this afternoon.

NOV 16 1995

Water Right Number - 85-07618

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
ST CLAIR

STEVE

1 - 533 PARK AVENUE

2 -

3 -

City- LEWISTON

State- ID Zip- 83501

Phone - 208-746-6698

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/29/1995 18 NORTHERN A - APPLICATION

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

Tw	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
35N	05W	1	SW NW			(69) NEZ PERCE				
			SE NW			(69) NEZ PERCE				

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01 -	IRRIGATION	03/15	11/15	3.000	
02 -	IRRIGATION STORAGE	03/15	11/15		100.00
03 -	IRRIGATION FROM STORAGE	03/15	11/15		100.00
10 -	COMMERCIAL	01/01	12/31	3.000	
47 -	RECREATION STORAGE	01/01	12/31		100.00
55 -	DIVERSION TO STORAGE	01/01	12/31		100.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
3.000 100.00

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
ok 35N	05W	1	NE NW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	NW NW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	SW NW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	SE NW		10.0	01	IRRIGATION	(69) NEZ PERCE
ok 35N	05W	1	NE SW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	NW SW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	SW SW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	SE SW		10.0	01	IRRIGATION	(69) NEZ PERCE
ok 35N	05W	2	NE NE		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	2	SE NE		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	2	NE SE		10.0	01	IRRIGATION	(69) NEZ PERCE
ok 35N	05W	2	SE SE		10.0	01	IRRIGATION	(69) NEZ PERCE
36N	05W	36	NE SW		10.0	01	IRRIGATION	(69) NEZ PERCE
ok 36N	05W	36	NW SW		10.0	01	IRRIGATION	(69) NEZ PERCE
36N	05W	36	SW SW		10.0	01	IRRIGATION	(69) NEZ PERCE
36N	05W	36	SE SW		10.0	01	IRRIGATION	(69) NEZ PERCE

Water right number - 85-07618

Prefix Translation: WATER RIGHT

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
36N	05W	36	SE SW		10.0	01	IRRIGATION	(69) NEZ PERCE
35N	05W	1	NW SW			02	IRRIGATION STORAGE	(69) NEZ PERCE
36N	05W	36	SW SW			02	IRRIGATION STORAGE	(69) NEZ PERCE
35N	05W	1	NW SW			03	IRRIGATION FROM STORAGE	(69) NEZ PERCE
36N	05W	36	SW SW			03	IRRIGATION FROM STORAGE	(69) NEZ PERCE
35N	05W	1	NW SW			47	RECREATION STORAGE	(69) NEZ PERCE
36N	05W	36	SW SW			47	RECREATION STORAGE	(69) NEZ PERCE

Total Acres: 160.0

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

- - - Remarks - - - - -
Domestic use is for 18 homes.
Commercial use is for golf course.

- - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

- - - Conditions of Approval - - - - -
No Conditions of Approval found.

- - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

- - - Comments - - - - -
Date: 08/04/1995 User Id: DBALL Subject: Examiner's notes.
Proposed well 12-16 inch, 1450 feet. Well with submersible turbine pump to reservoir.
Reservoir pump to sprinklers. 4 25 AF ponds.
Option agreement for 160 acres from Steve Schaub. Time required 5 yrs.

- - - Audit Fields - 08/04/95 DBALL

- - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - N009133	Water District -
Licensed Date - 00/00/0000	Appl Received - 06/29/1995	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag - Y
Presumption Flag -		