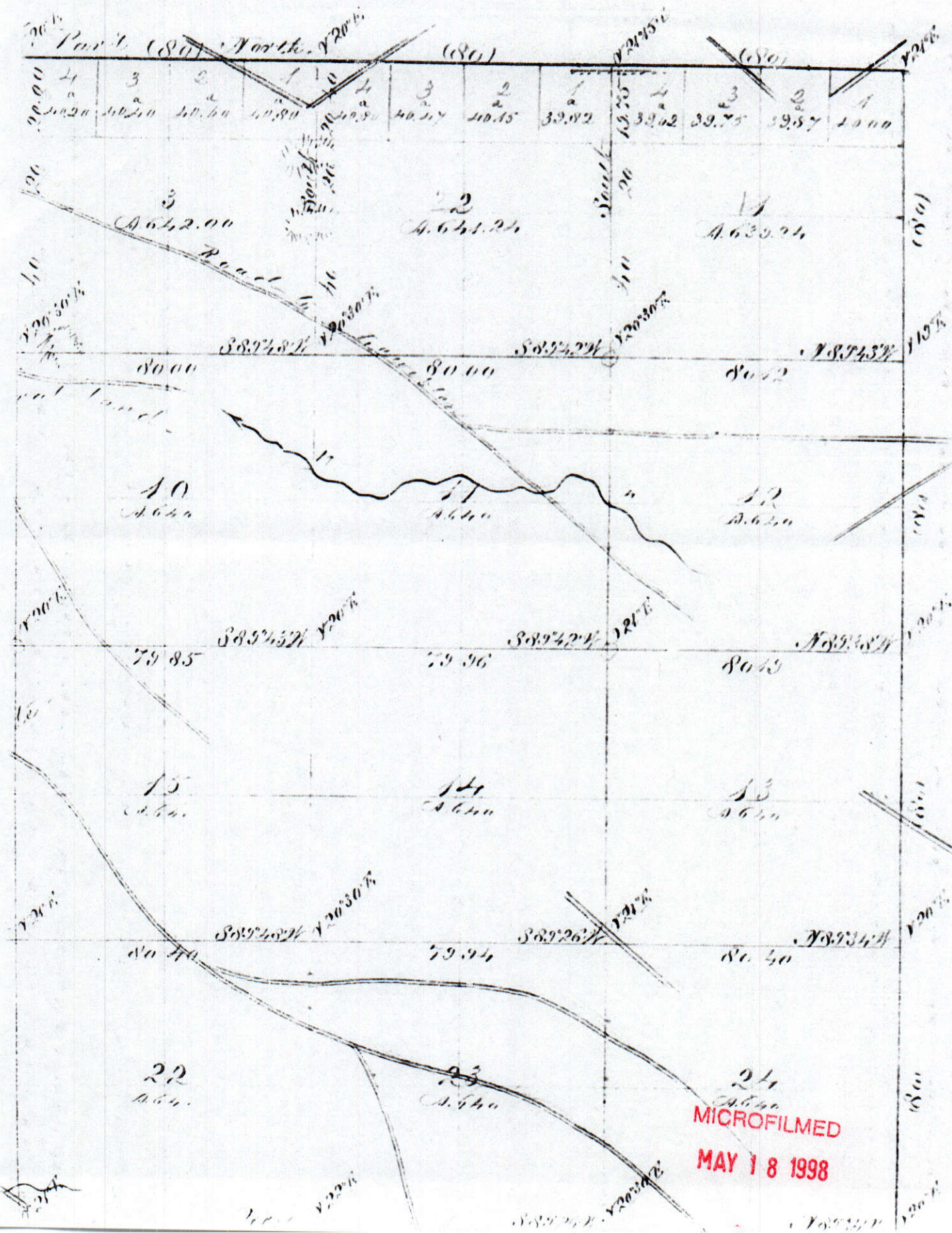


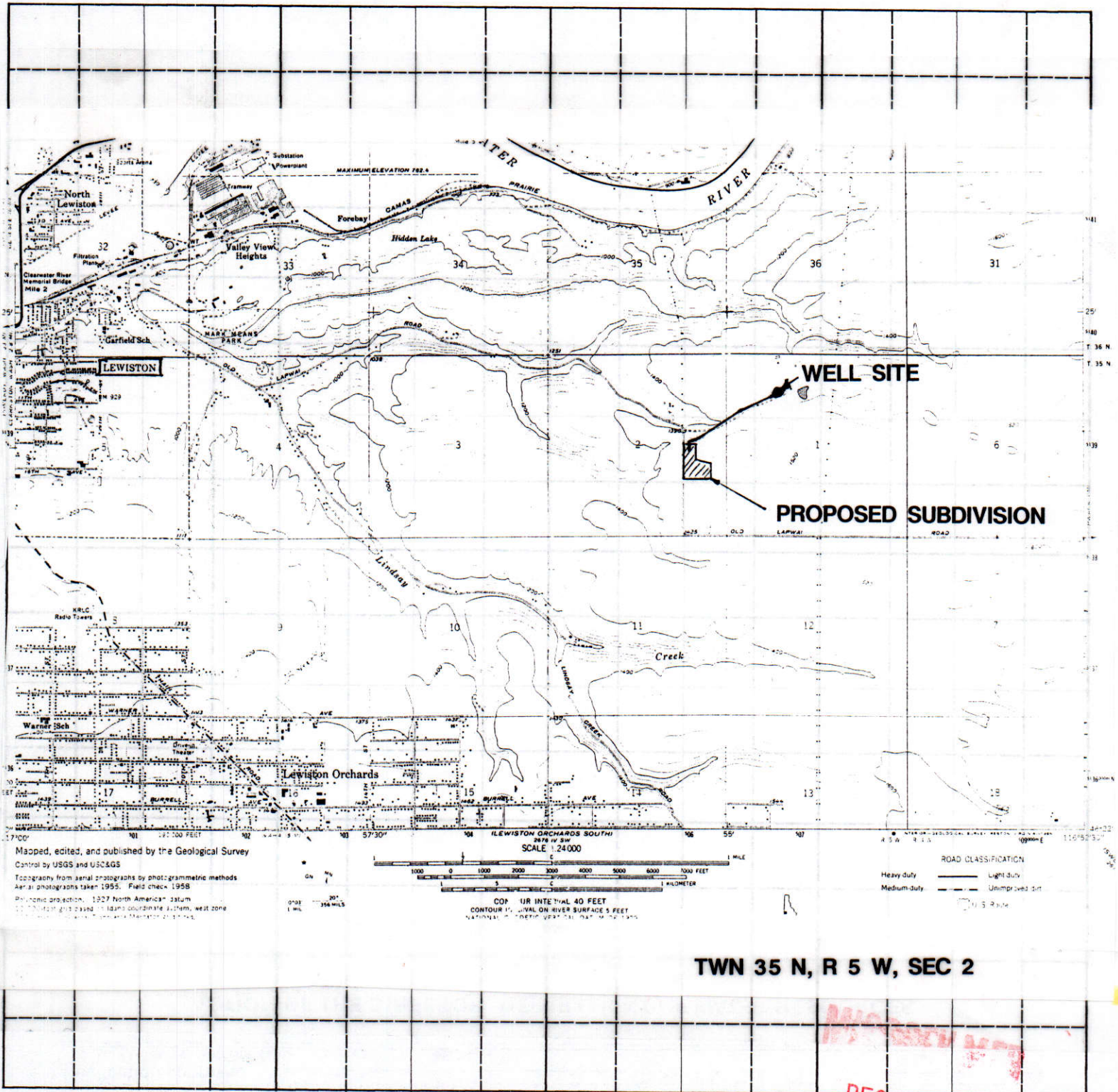
No 3 Nest. Bois Meridional



TWN 35 N, R 5 W, SEC 2



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

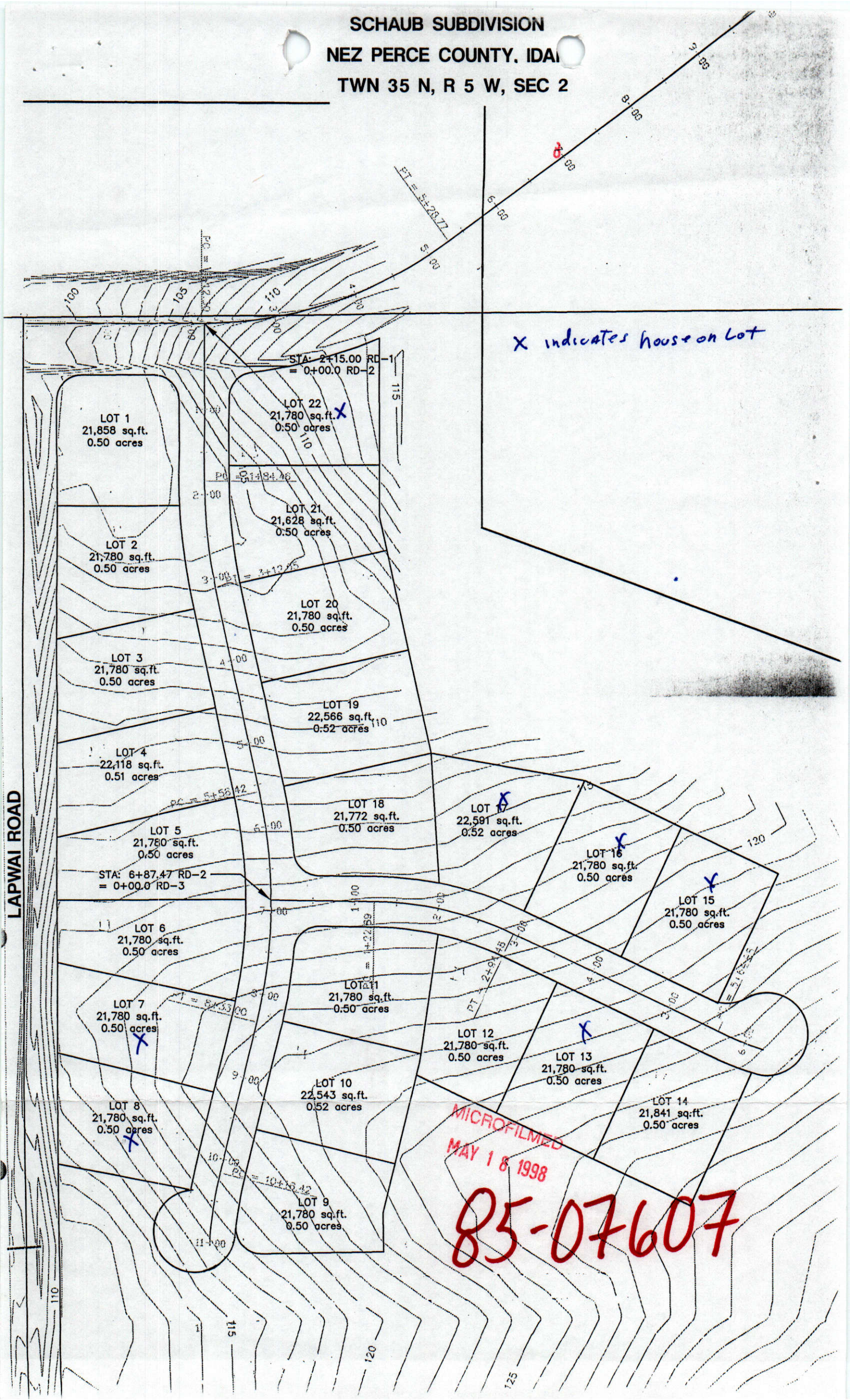


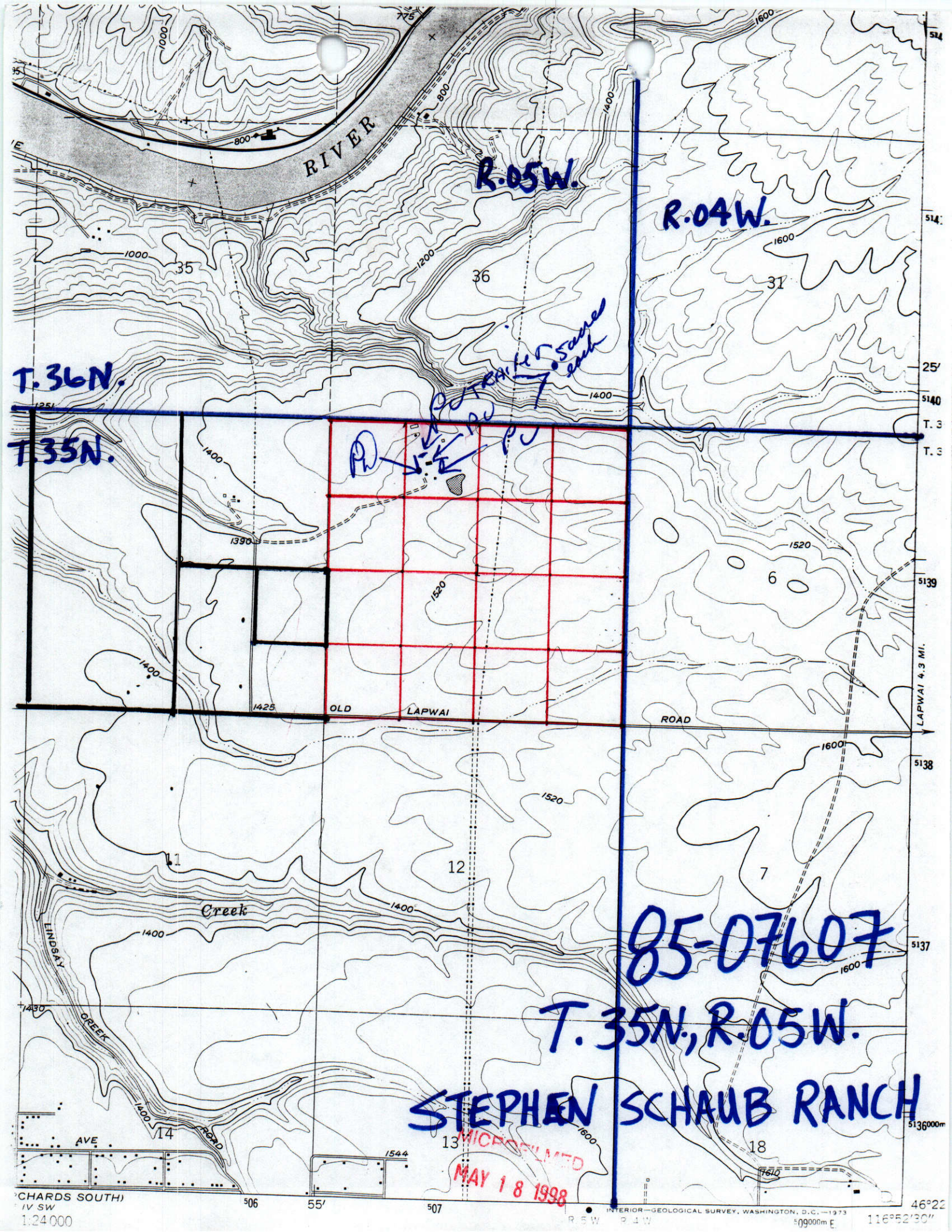
Scale: 2 inches equal 1 mile.

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.

Stark A. Schaub
(Applicant)

TWN 35 N, R 5 W, SEC 2





T.36N.
T.35N.

R.05W.

R.04W.

*Put tracks same
each*

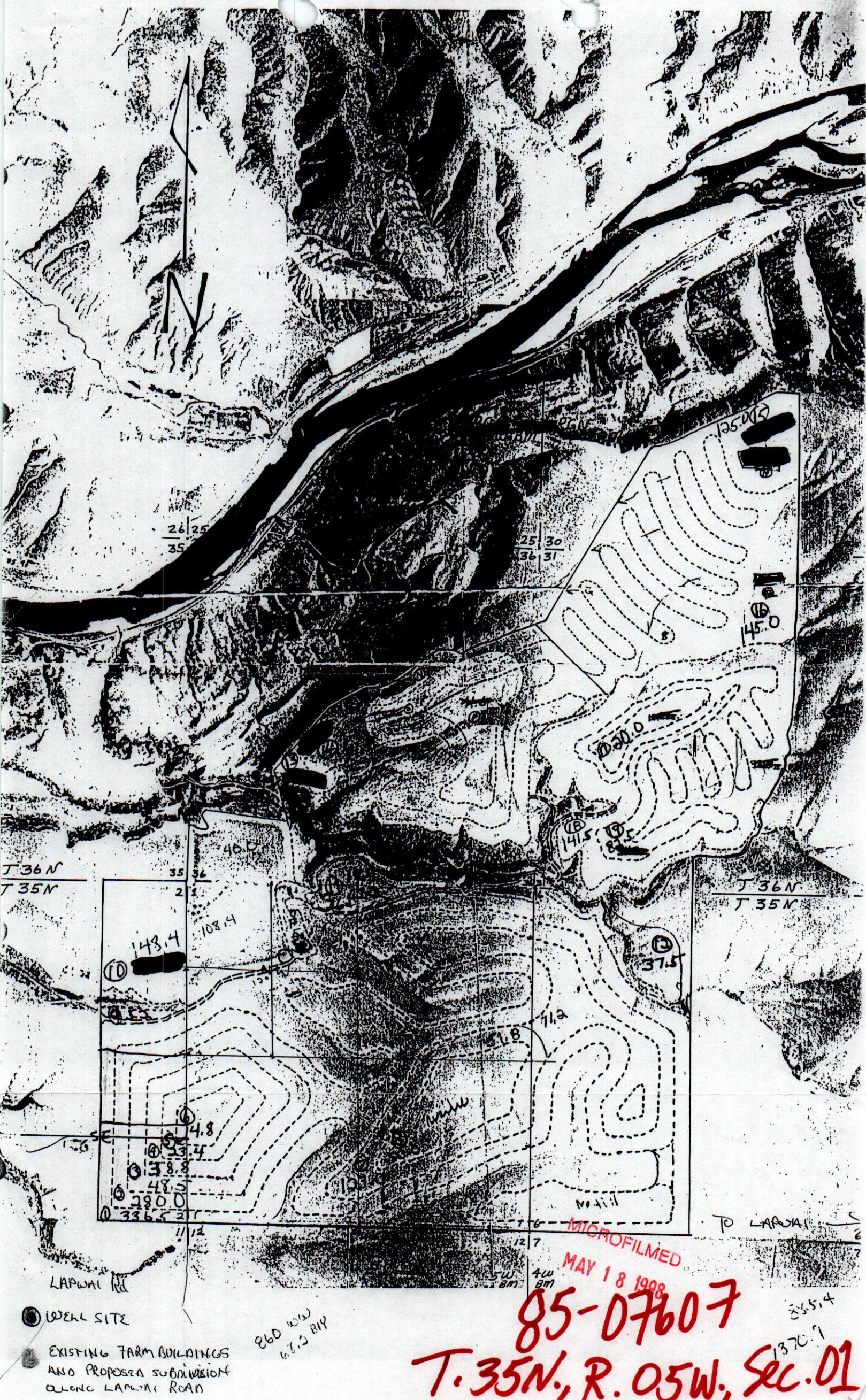
AD *5-E* *AD* *PJ*

85-07607

T.35N., R.05W.

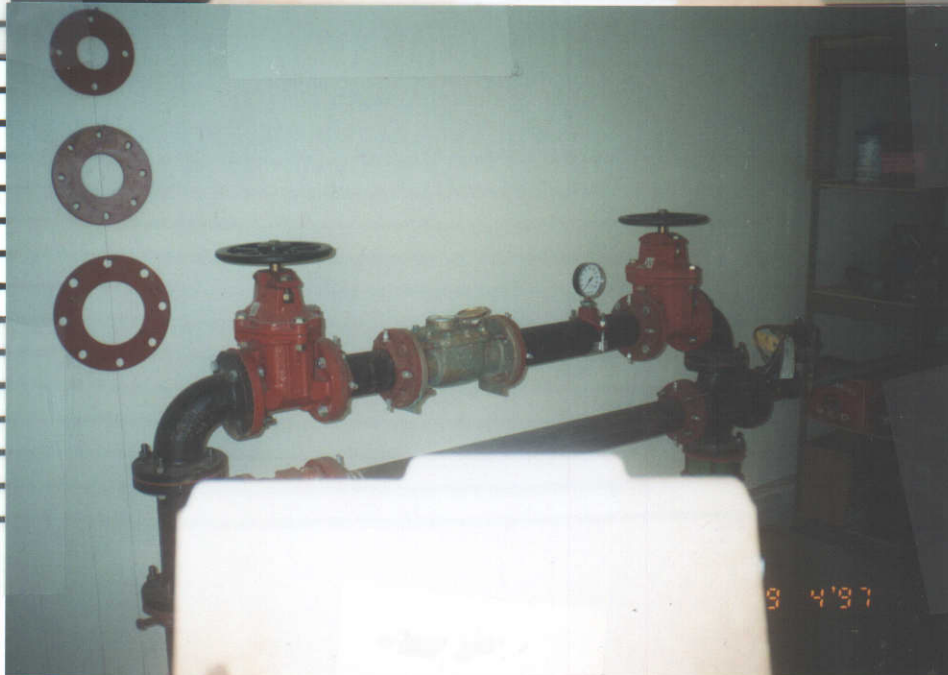
STEPHEN SCHAUB RANCH

MICROFILMED
MAY 18 1998



PERMIT # 85-07607

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



STORAGE
63,000 gal

flow meter

PROFILMED
MAY 18 1998

STATE OF IDAHO

PERMIT #

85-07607



URGENT LOT
water in



PJ



PJ

PROFILMED
MAY 18 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 85-07607

Priority: August 16, 1994

Maximum Diversion Rate:

0.22 CFS

Maximum Diversion Volume:

55.0 AF

This is to certify, that STEPHEN SCHAUB RANCH

3745 LAPWAI RD

LEWISTON ID 83501

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 16, 1994; and has submitted Proof of Beneficial Use on November 25, 1996. An examination indicates that the works have a diversion capacity of 0.220 cfs of water from a GROUNDWATER 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	03/01 to 11/30	0.20 CFS	40.0 AF
DOMESTIC	01/01 to 12/31	0.22 CFS	15.0 AF
	Totals	0.22 CFS	55.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), 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	Lot 3(NENW)	1.2		1.2
		2	NESE	8.8		8.8

Total number of acres irrigated: 10

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

MICROFILMED
MAY 18 1998

State of Idaho
Department of Water Resources

Water Right License

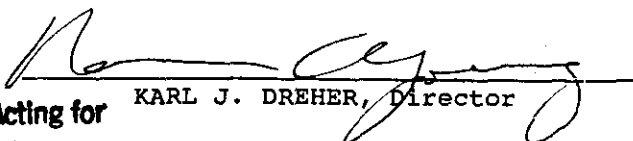
WATER RIGHT NO. 85-07607

CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Place of use is located within Lots 1-22, Schaub Subdivision and 3 lots outside the subdivision.
8. Domestic use is for 25 homes and does not include lawn, garden, landscape, or other types of irrigation.

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 8th day of MAY, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED

MAY 18 1998

RECEIVED

MAY 07 1998

Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07607

Date of Priority: August 16, 1994

Maximum Diversion Rate:

0.22 CFS

Maximum Diversion Volume:

55.0 AF

Comes now

STEPHEN SCHAUB RANCH

3745 LAPWAI RD

LEWISTON ID 83501

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 85-07607, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/30	0.20 CFS	40.0 AF
DOMESTIC	01/01 to 12/31	0.22 CFS	15.0 AF
Totals		0.22 CFS	55.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), 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	Lot 3(NENW)	1.2		1.2
		2	NESE	8.8		8.8

Total number of acres irrigated: 10

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 3745 LAPWAI Rd, this 4 day of MAY, 1998.
LEWISTON ID 83501

MICROFILMED

MAY 18 1998

[Signature]
for *[Signature]*

MICRO

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 85-07607

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50.00 Received by VB # CN12059 Date 5/7/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 85-07607 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. Place of use is located within Lots 1-22, Schaub Subdivision and 3 lots outside the subdivision.
8. Domestic use is for 25 homes and does not include lawn, garden, landscape, or other types of irrigation.

Witness my hand this 8th day of MAY, 1998.


Acting for KARL J. DREHER, Director

FILED

MAY 18 1998

RECEIVED

NOV 29 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 85-7607 Telephone No. (208) 743-5904

2. Name(s) of Permit Holder(s): Steven Schaub Ranch (Ron Whitman)

3. Mailing Address: 3745 Lapwai Road, Lewiston, ID 83501

4. Source of Water: groundwater If **GROUNDWATER** (well), Date Drilled: mo. 7 / yr. 94

a. Well Driller: Burns Well Drilling Drilling Permit Number: 85 - 94 - N - 60

b. **OPTIONAL:**

Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 25 Stockwater (No. and type of stock): N/A

Irrigation (No. of acres): N/A Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.3721 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No _____

Has the measuring device been installed?

Yes X or No _____

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No _____

Has the measurement port been installed?

Yes _____ or No _____

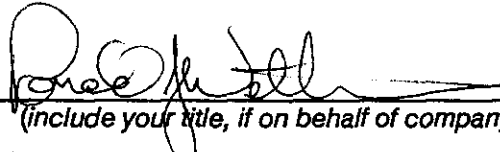
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Scott S. Schevenius Telephone Number: (208) 746-2661

Address: Wyatt Engineering, 101 Thain Road, Lewiston, ID 83501

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

Signature of permit holder:  MANAGER Date: 11-22-96
(include your title, if on behalf of company or organization)

MAR 11 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

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

OCT 12 1995

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. 85-07607

Name(s) of Permit Holder: Stephen Schaub Ranch

Mailing Address: 3745 LAPOWAL RD LEWISTON ID 83501

Date Proof is Due: Dec 1 1995 Telephone No. 208-743-5904

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".)

Installed 50 hp electric motor on 40 hp pump to 1000' ^{IN WELL}. HAVE INSTALLED 5200' 6 inch MAIN WATER LINE to subdivision sight. HAVE ERECTED 64,000 gallon RESERVOIR at well site. PRESENTLY CONNECTING individual LOT SERVICES to 22 Lots. HAVE NOT hooked RESERVOIR to main line yet, we need to build pump house. Costing \$ APPROX 90,000

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

WE ARE IN THE PROCESS OF FINISHING THE WORK, but HAVE CHOSEN to do it in PHASES, with small contractors, to SAVE MONEY.

Permit holder(s) request an extension to JUNE 31, 19 96.

FEE: \$50.00

[Signature] P.O.A.
(Signature)*

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

NOV 16 1995

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 December 1, 1996.

Signed this 25th day of October, 19 95.

[Signature]
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 85-07607

Proposed Priority: August 16, 1994 Maximum Diversion Rate: 0.80 CFS

This is to certify, that **STEPHEN SCHAUB RANCH**
3745 LAPWAI RD
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>
IRRIGATION	03/15 to 11/15	0.24 CFS
DOMESTIC	01/01 to 12/31	0.56 CFS
Totals		0.80 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), 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	2	NESE	12		12

Total number of acres irrigated: 12

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1995**.
2. Subject to all prior water rights.
3. The right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. 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.
5. Place of use is located within Lots 1-22, Schaub Subdivision.
6. Domestic use is for 24 homes.
7. The domestic use authorized under this permit shall not exceed 13,000 gallons per day per dwelling in accordance with Section 42-111, Idaho Code.

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

12th day of December, 1994.

DEC 20 1994

[Signature]
for R. Keith Higginson, Director

RECEIVED
OCT 11 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 85-7607

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

1. Name of applicant Stephen Schaub Ranch Phone 208-743-5904
Post office address 3745 LAPWAI Rd Lewiston Idaho 83501
GROUNDWATER
2. Source of water supply DEEP WELL which is a tributary of _____
3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot 3
Sec. 1 Township 35N Range 5W B.M. Nez Perce County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .56 for domestic purposes from JAN 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .24 for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .80 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL, PUMP, PIPELINE

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 6" inches; proposed depth of well is 1043 feet.
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? 5 6-29-94; Drilling firm BURNS WELL DRILLING GRANGERVILLE ID
83530
Well was drilled for (well owner) Stephen Schaub Ranch
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. 24 households, to begin with
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	2	12			12									D			12	12 8 *
35N	5W	1					12												12

Total number of acres to be irrigated 12

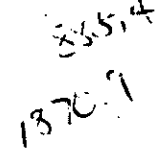
10. Describe any other water rights used for the same purposes as described above. _____

- Who owns the property at the point of diversion? Stephen Schauk
- Who owns the land to be irrigated or place of use? Stephen Schauk
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: ANY IRRIGATION would be APPROVED The houses to be built ON APPROXIMATELY 1/2 ACRE lots

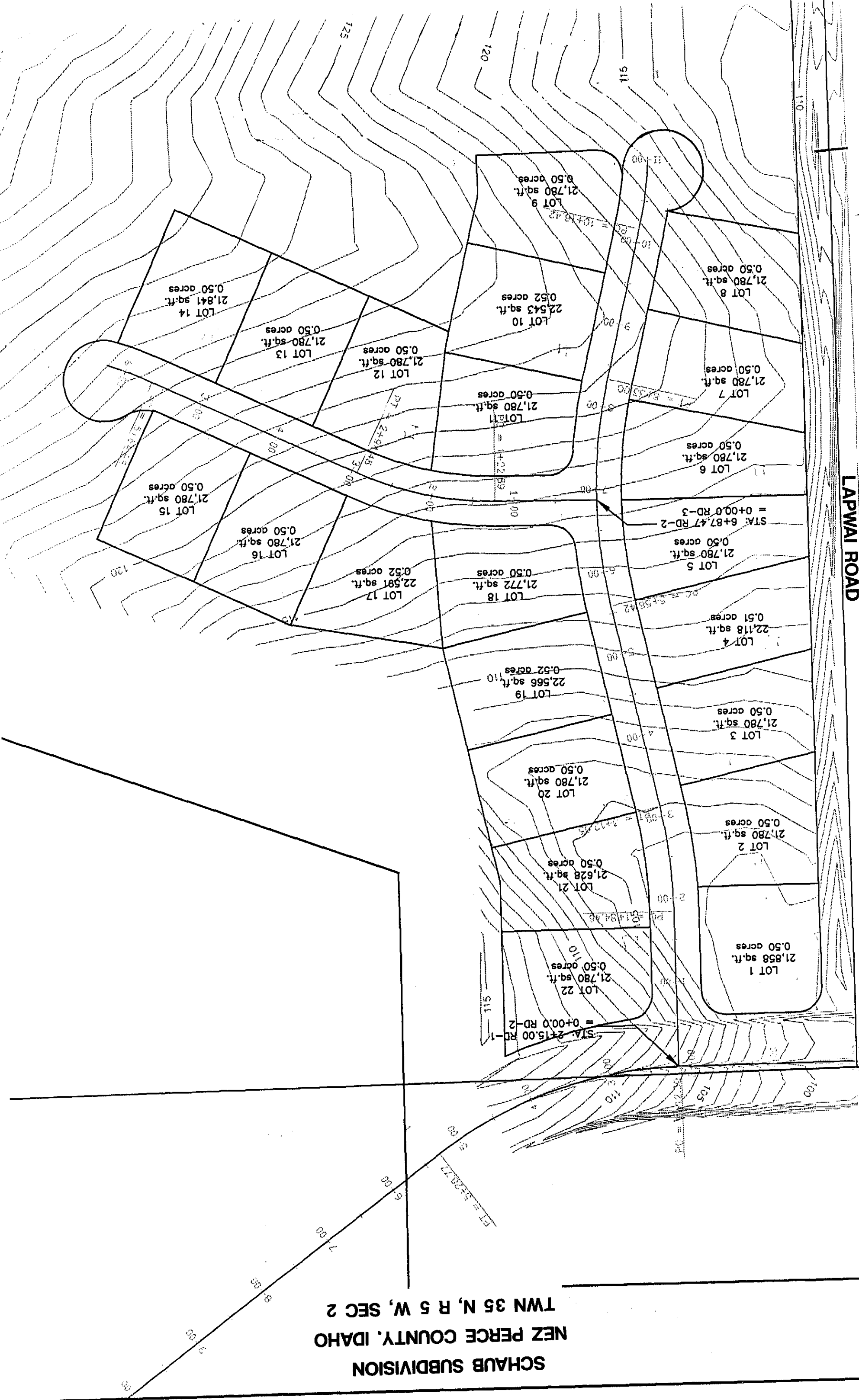
* per applicant's map (USGS topo quad) 12/2/94 crg.

DEC 20 1994

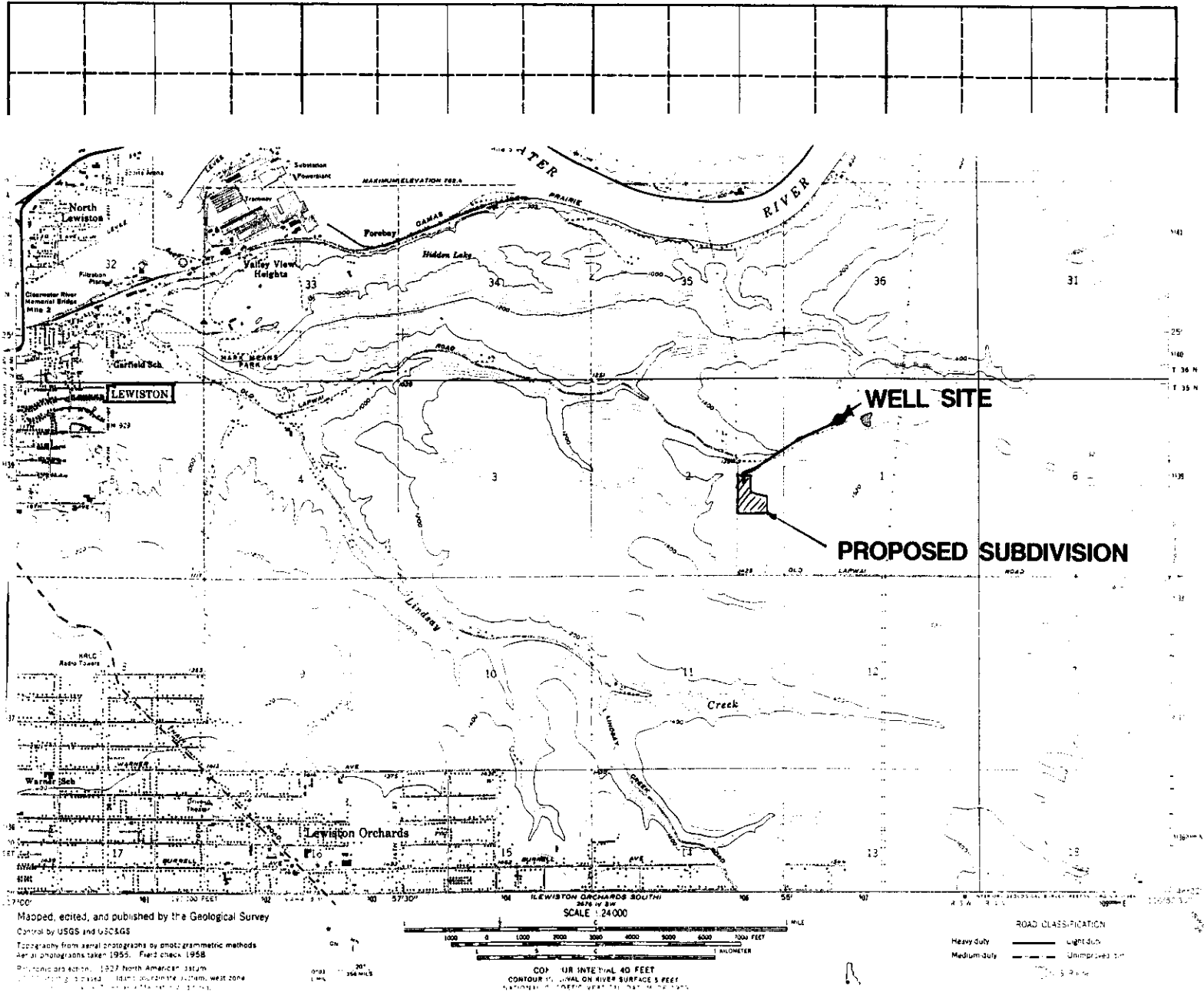


SCHAUB SUBDIVISION
NEZ PERCE COUNTY, IDAHO
TWN 35 N, R 5 W, SEC 2

LAPWAI ROAD



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



TWN 35 N, R 5 W, SEC 2

Scale: 2 inches equal 1 mile.

DEC 20 1994

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.

Steve A. Schaub
(Applicant)

Received by Kee Date 8/16/94 Time 2:00 p Preliminary check by [Signature]
Fee \$ 100.00 Received by Kee # N 8068 Date 9/1 & 8/94
Publication prepared by RJC Date 8/25/94 Published in Lewiston Tribune
Publication approved RJC Date 9/14/94

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:

DEC 20 1994



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

May 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

RE: WATER RIGHT NO. 85-07607

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

MAY 18 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

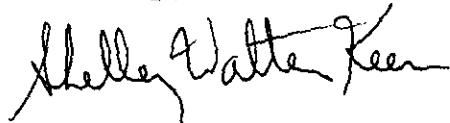
- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MAY 18 1998

MICROFILMED

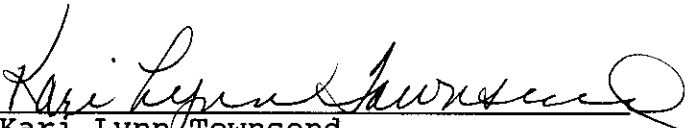
MAY 18 1998

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of May, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 85-07607

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501


Kari Lynn Townsend
Secretary

MICROFILMED

MAY 18 1998



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

April 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

RE: WATER RIGHT NO. 85-07607

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that your place(s) of use is in a location other than what was described on your permit. Therefore, before a license can be issued, the permit must be amended to depict your water right as it was actually developed.

The enclosed Application for Amendment form depicts the place(s) of use and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

MAY 18 1998

MEMORANDUM

TO: File 85-07607

FROM: Sharla

DATE: April 22, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 85-07607 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T35N, R5W, S2 - NESE (8.8 acres)

H. RECOMMENDATIONS

Irrigation	3/1 - 11/30	0.20 cfs	40.0 afa
Domestic	1/1 - 12/31	0.22 cfs	15.0 afa
	TOTALS	0.22 cfs	55.0 afa

The standard irrigation season for this area is 3/1 - 11//30; the standard annual volume/acre is 4.0 af.

The total size of each lot is ~.5 acres; adjusting for homes, driveways, etc. the number of acres per lot has been dropped to 0.4 acres, for a total of 10.0 acres. The volume has been calculated accordingly.

4/24 - spoke w/ Ron Whitman (manager) - the 3 homes are part of the delivery system along w/ the 22 subd lots. SRBA claim A85-04394 is for another well used for other dom. irrigation.

Examiner: Wayne Baldwin
Exam Date: September 4, 1997

MICROFILMED

MAY 18 1998

Report

Analysis of System Capacity for Subdivisions

Operator: S. Curtis

Date: 4/24/98

Right No.: 85-07607

Existing or Proposed System

Storage capacity in gallons	64700 gal	
Pump horsepower	40 hp	
Dynamic lift	1000 ft	
Pump discharge pressure	60 psi	
Theoretical pumping capacity	0.22 cfs	97.1 gpm
Measured pumping capacity	0.22 cfs	98.7 gpm

Requirements

Number of homes	25 homes
Gallons per day per home	1000 gal
Area irrigated	10 acres
Peak demand period	60 min

Calculations

Peak instantaneous demand	0.43 cfs	190.8 gpm
Suggested pump capacity	0.13 cfs	57.2 gpm
Peak demand volume	16834 gal	
Max potential daily diversion vol.	142180 gal	
Total daily volume required	35771 gal	0.11 af
Time required to pump daily vol.	6.0 hr	362 min
Time required to refill storage	2.8 hr	170 min

Key Questions

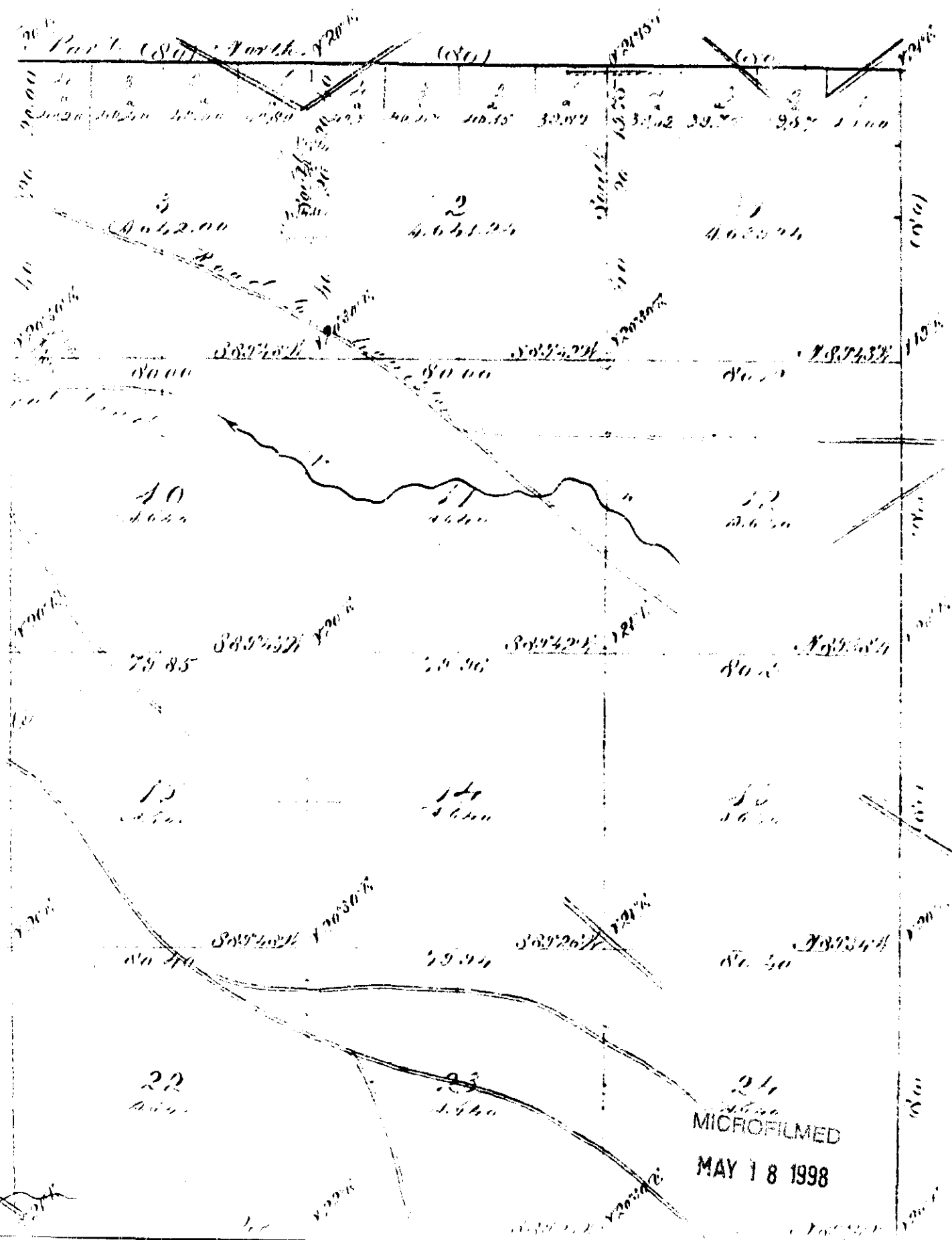
Does existing storage capacity exceed peak demand volume?	Yes
Does existing pumping capacity meet or exceed the suggested pumping capacity?	Yes
Can the system produce the required daily volume in under 24 hours?	Yes

Notes:

MICROFILMED

MAY 18 1998

403 Most Boise Apartments



LICENSE REVIEW CHECKLIST

PERMIT NO. 85-07607 DATE 4/21/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK gw Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (Para P39 - gov P40/P47) Add (P45/P42)

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc) OK. lots

Overlaps: Right(s):
 File reviewed add Profile reports printed add
 PLACE OF USE Change (P41 - gov P43/P47) Add (P41/P42)

W60 (subd. desc) Lots 1-22, Schaub Subd 25
 W27 (ppu acre limit) & 30 others
22 homes
Daily

RATE OF DIV
 Permitted Rate .80 cfs
 Fee limit 1.00 cfs \$100⁰⁰
 Measured .22 cfs
 Theoretical .37 cfs 22 (b/u form info - see spreadsheet)
 Recommended Total Div Rate .22 cfs

WATER USES OK
Dom .18 cfs 22 x .8 = 17.6 af Irrig -
Dom .22 cfs 22 x .8 = 17.6 af 13.2
Dom .22 cfs 22 x .8 = 17.6 af 15.0
Dom .22 cfs 22 x .8 = 17.6 af 15.0
Dom .22 cfs 22 x .8 = 17.6 af 15.0
 TOTALS .22 cfs 39.6 af 55.0
 overlap (R58-R61, R62-R65, R66-R69)
 supp. gw (WB7/065/079)
 overlap spec. combined rts (W35)
 <1 acre (W31)
 Domestic (W01/WB5/070/071/075)
 Power (W42 or W43/025/027/R22 or R23)
 Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .22 cfs X 365 days X 1.98 = 159.0 af

REMARKS WBS (25)

ADD'L CONDITIONS Watermaster Control WD# GW Measurement/Measuring Device

Others Trust (052/R55 - remove 051) Non-trust (048/049)
 Advance Priority yes no SRBA Claim NA Adjust Memo adjust #homes
 Amend letters PH P38
P42

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

85-07607

A. GENERAL INFORMATION

Permit No. _____

1. Owner: Steph Schaub Ranch Phone No. 208-743-5804

Current Address: 3745 Igawa Rd Lewiston Id 83501

2. Accompanied by: Ron Wittman EXAM DATE: 9-4-97

Address: _____ Phone No. _____

Relationship to Permit Holder: Manager

3. Source: _____ tributary to _____

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	NW	01	35N	05W	NEZ BCC	U.S.G.S 7.5min Quad

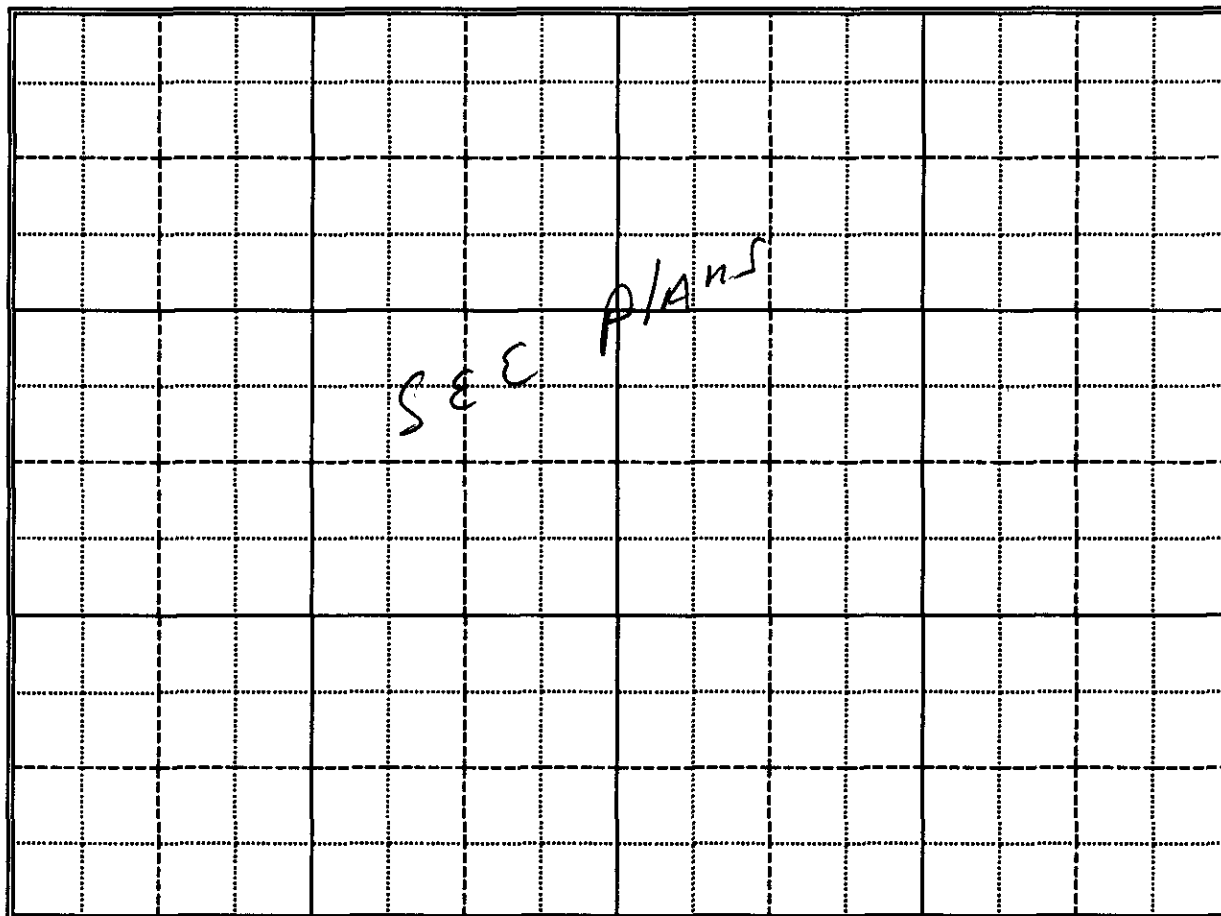
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
35N	05W	01					1												1
35N	05W	02													11				11
											MICROFILMED								12

MAY 18 1998

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



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN	50		Submersible	2"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____

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MAY 18 1991

E. NARRATIVE/REMARKS/COMMENTS

at present time on lots 1-22 I chaul
subdivision 7 houses exist the remaining
lots are stubbed is. 3 other domestic are
on system they are located in sec 1 near
well head (see quad)

MICROFILMED

Have conditions of permit approval been met? ☒ yes MAY 198 1998

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Flow meter *100 gal in 60 sec.*

$$\frac{100 \times .133681}{60} = .22 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 12 \times 3 = 36$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .22 \times 245 \times 1.9835 = 106.9$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 36$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>03-15</i>	<i>11-15</i>	<i>.22</i>	<i>36</i>
<i>Domestic</i>	<i>01-01</i>	<i>12-31</i>	<i>.22</i>	<i>14.4</i>
Totals:			<i>.22</i>	<i>50.4</i>

2. Recommended Amendments

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

I. AUTHENTICATIONField Examiner's Name *Wayne Baldh* Date *9-25-97*

Reviewer _____ Date _____

SEAL

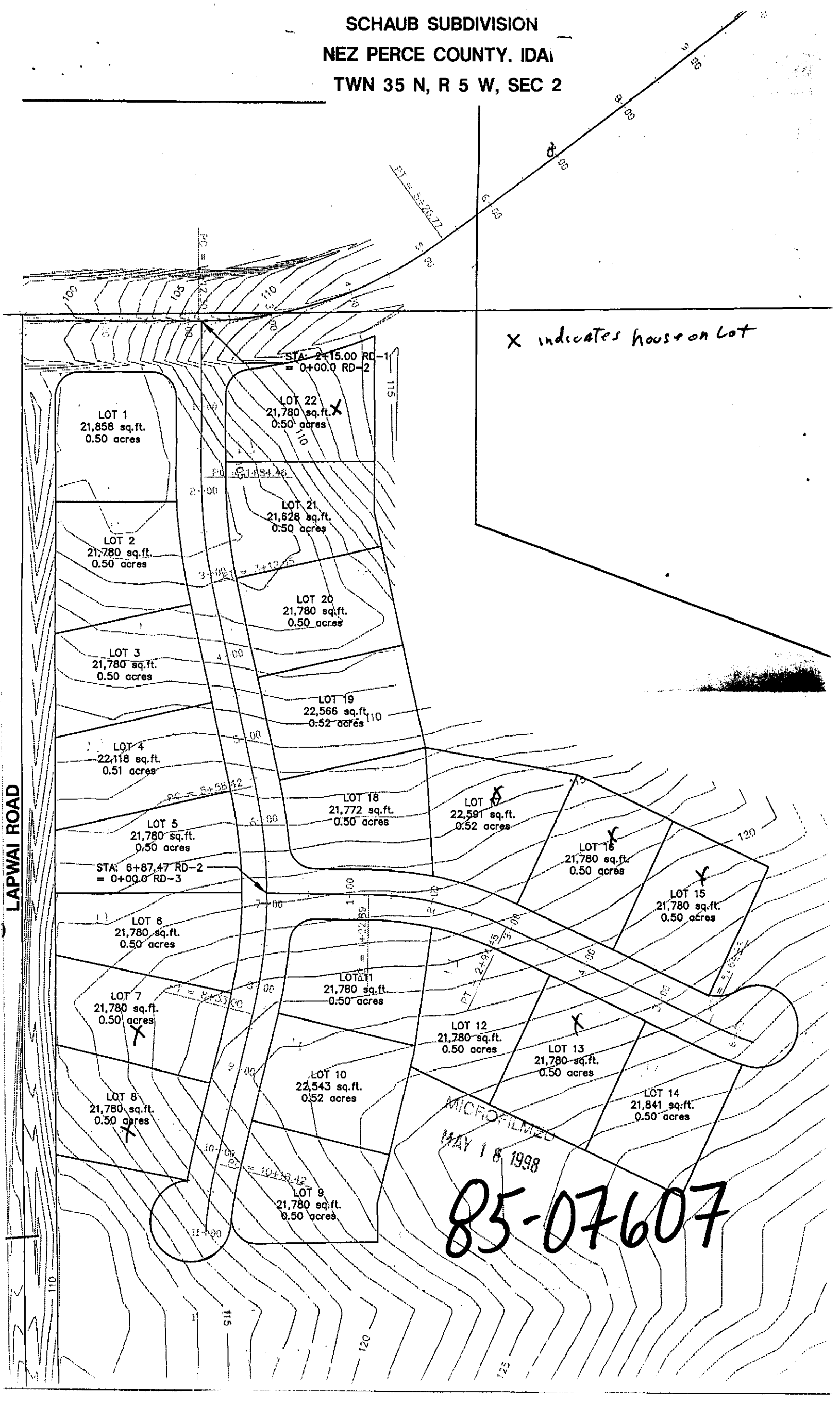
MICROFILMED

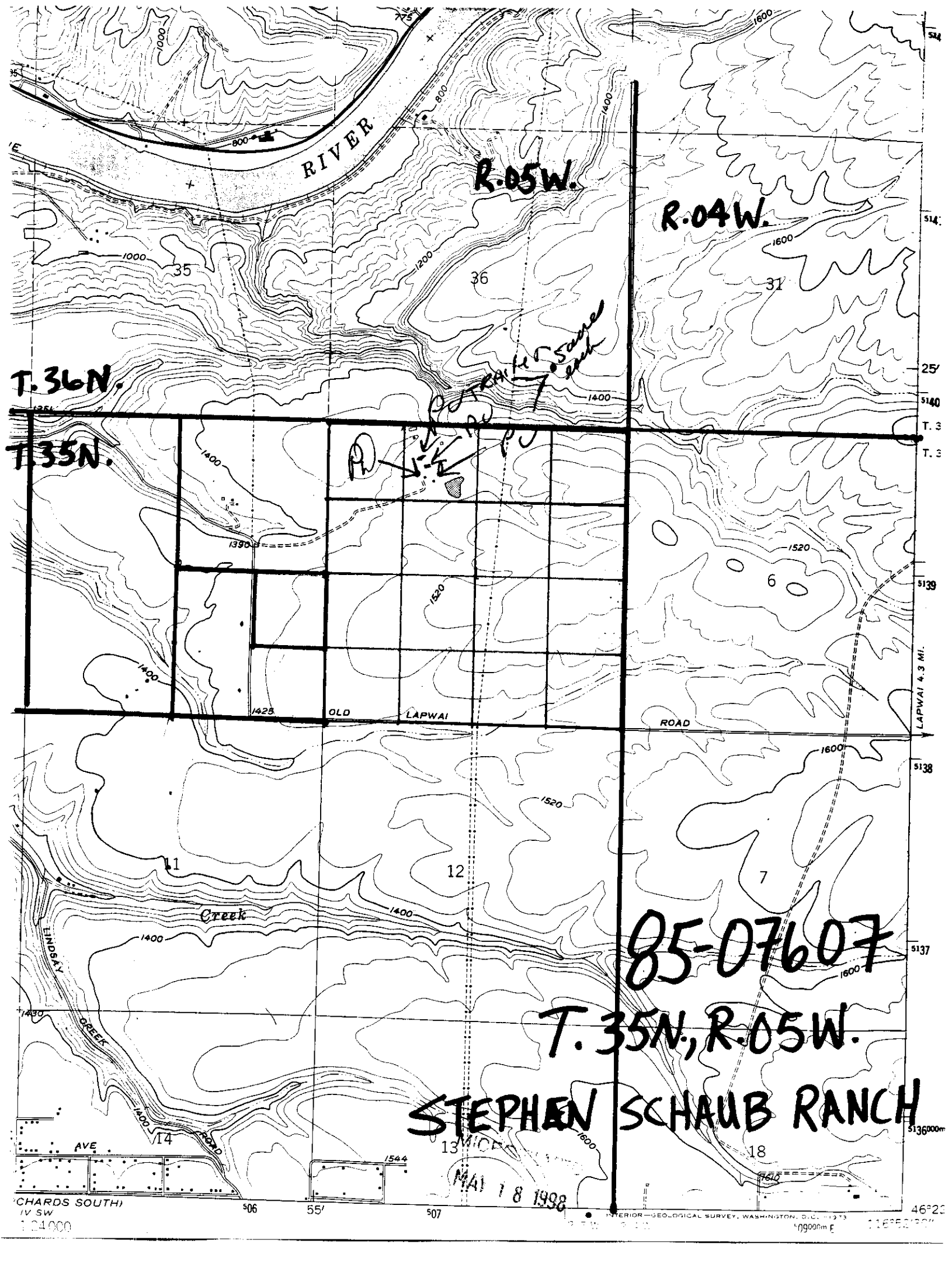
MAY 18 1998

SCHAUB SUBDIVISION
NEZ PERCE COUNTY, IDAHO
TWN 35 N, R 5 W, SEC 2

LAPWAI ROAD

X indicates house on lot





RIVER

R.05W.

R.04W.

T.36N.

T.35N.

AD
J-E
PJ

PUTTING SAME
back

85-07607

T.35N, R.05W.

STEPHEN SCHAUB RANCH

MAY 18 1998

CHARDS SOUTH
(V SW)
1:24000

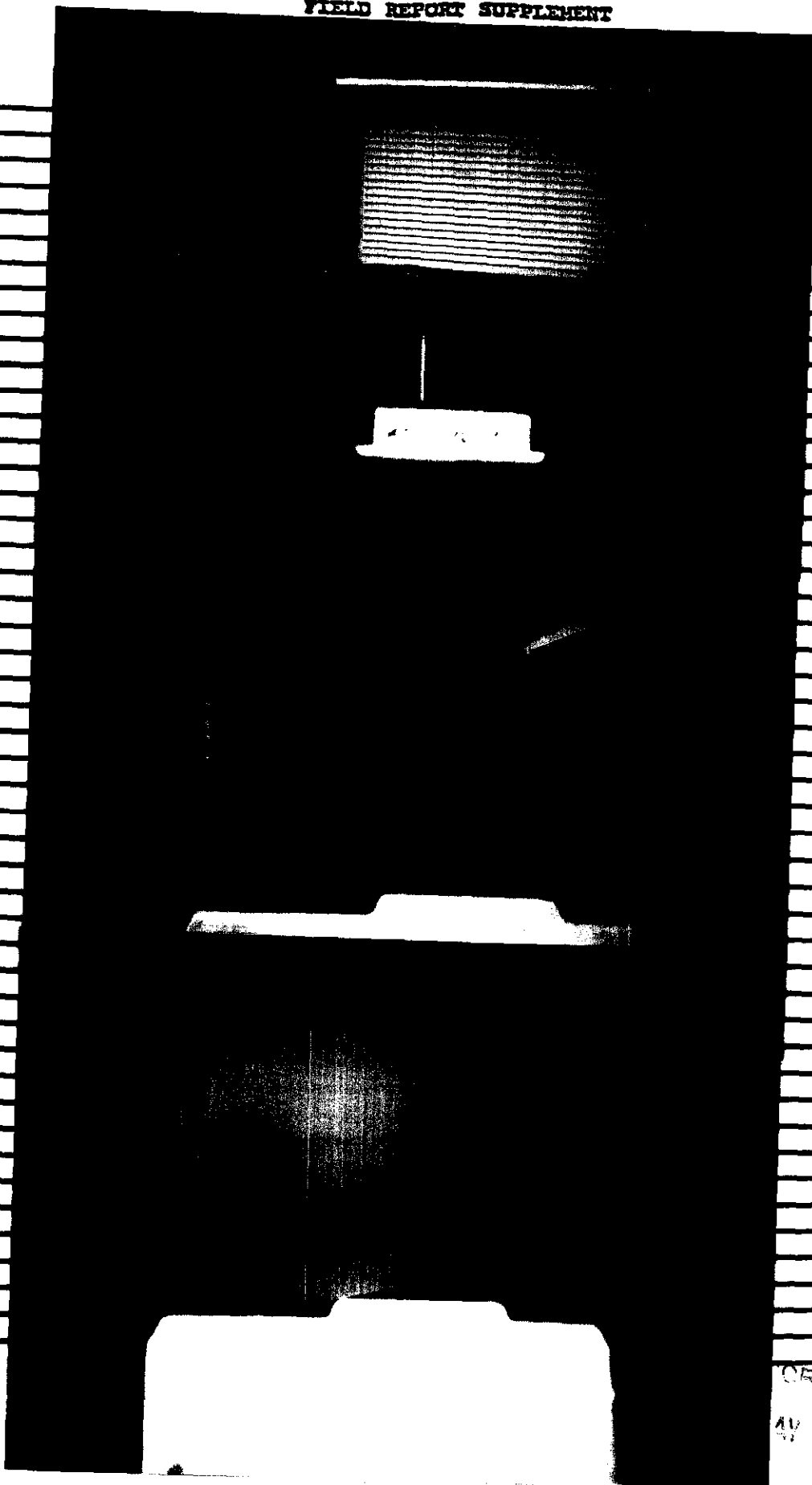
46°20'

INTERIOR GEOLOGICAL SURVEY, WASHINGTON, D.C. 20515
1:250000 E 1:100000 E



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 85-07607



PD

STOP
13.00
9

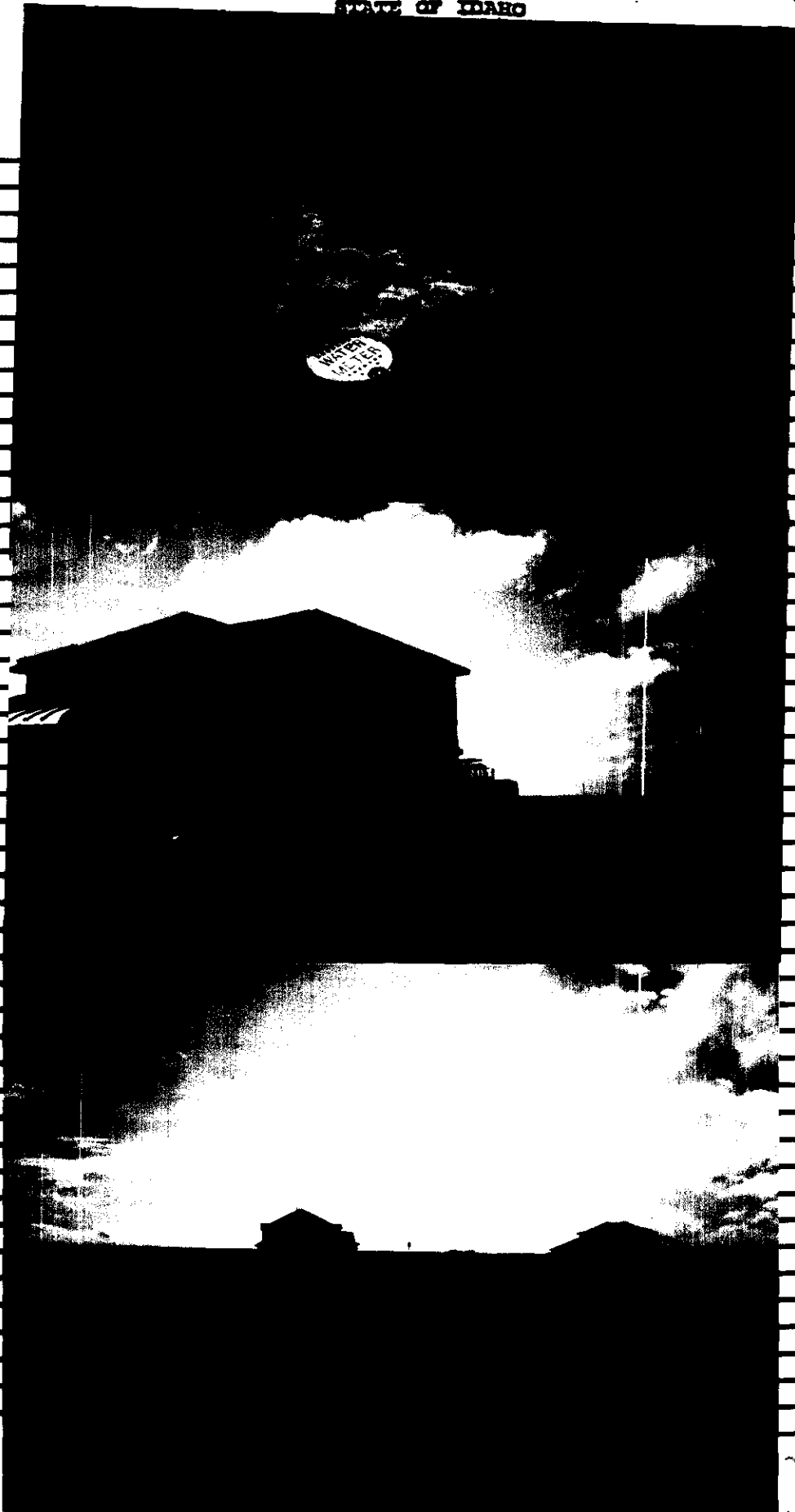
yellow meter

PROFILMED
APR 18 1998

STATE OF IDAHO

PERMIT #

85-07607



ASBESTOS
FLOT
water no

PD

PD

PROFILMED
MAY 18 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 85-7607 Reviewed by [Signature] Date 12-6-96

GENERAL CONSIDERATIONS

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

TYPES OF USE

dom.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file?

200- Amount paid for permit

no Well log in the file?

Drilling Permit No. 85-94-N-0060 000

yes Correct?

LICENSE EXAMINATION FEE

yes Required?
100- Amount Submitted
yes Correct?

MEASURING DEVICE

no Required?
yes Installed?
 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

	-	
	=	
	+	

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature]

Proof Made 11-25-96

December 6, 1996

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 85-07607

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

MAR 11 1997

September 30, 1996

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-07607

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 December 1, 1996. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

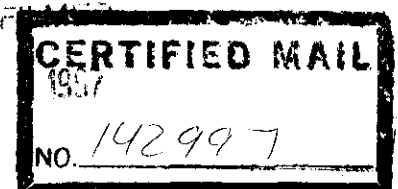
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

MAR 1 1997



ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 85-07607 Reviewed by [Signature] Date 10-25-95

BASIC INFORMATION

10-12-95 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

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

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN *Recommend extend to December 1, 1996, on basis of due diligence.*

PRIORITY CALCULATION

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

DATA ENTRY

New Address ✓
Change Proof Due Date 12-1-96
Change Priority Date ✓



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 27, 1995

Stephen Schaub Ranch
3745 Lapwai Rd.
Lewiston, ID 83501

RE: Permit No. 85-07607

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **December 1, 1996**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

NOV 16 1995

September 30, 1995

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

PROOF DUE NOTICE

RE: PERMIT NO. 85-07607

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 December 1, 1995.

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

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

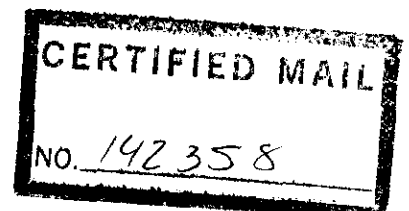
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SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

NOV 1 6 1995





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 13, 1994

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 85-07607

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 20 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESUSE TYPEWRITER OR
BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name STEVEN SCHAUB RANCH
Address 3745 LARVAL ROAD
Drilling Permit No. 85-94-N-60-000
Water Right Permit No. 85-7607

2. NATURE OF WORK

- ☒
- New well
- ☐
- Deepened
- ☐
- Replacement
-
- ☐
- Well diameter increase
- ☐
- Modification
-
- ☐
- Abandoned (describe abandonment or modification procedures
-
- such as liners, screen, materials, plug depths, etc. in lithologic
-
- log, section 9.)

3. PROPOSED USE

- ☒
- Domestic
- ☐
- Irrigation
- ☐
- Monitor
-
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
-
- ☒
- Other _____ (specify type)

4. METHOD DRILLED

- ☒
- Rotary
- ☐
- Air
- ☐
- Auger
- ☐
- Reverse rotary
-
- ☐
- Cable
- ☐
- Mud
- ☐
- Other _____
-
- (backhoe, hydraulic, etc.)

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☒ Other ALThickness Diameter From To
250 inches 10 inches + 2 feet 18 feet
250 inches 8 inches + 3 feet 440 feet
250 inches 6 inches + 2 feet 1043 feetWas casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☒ Yes ☐ NoPerforated? ☐ Yes ☐ NoHow perforated? ☐ Factory ☐ Knife ☐ Torch ☒ GunSize of perforation? 1/4 inches by 6 inchesNumber From To
170 perforations 980 feet 1043 feet
_____ perforations _____ feet _____ feet
_____ perforations _____ feet _____ feetWell screen installed? ☐ Yes ☒ No

Manufacturer _____ Type _____

Top Packer or Headpipe _____

Bottom of Tailpipe _____

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

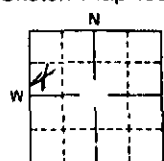
Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____

Placed from _____ feet to _____ feet

Surface seal depth 8 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ _____Sealing procedure used: ☐ Slurry pit☐ Temp. surface casing ☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded☒ Solvent Weld ☐ Cemented between strataDescribe access port WELL SEAL

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County NEZ PERCEAddress of Well Site SAME
(give at least name of road)T. 35 N ☐ or S ☐
S. 1/4 NE 1/4 Sec. 1, R. 5 E ☐ or W ☐

7. WATER LEVEL

Static water level 670 feet below land surface.Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ PlugTemperature 55 °F. Quality GOOD

Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M. Pumping Level Hours Pumped

150+ 1053 3

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	16	CLAY		
10-1	28	33	BASALT		
8	23	29	CLAY		
7	29	37	BASALT		
8	37	47	CLAY		
8	47	150	BASALT		
8	150	219	CLAY		
8	219	306	CLAY		
8	306	309	SAND		
8	309	450	CLAY		
7	450	480	CLAY		
7	480	565	BASALT		
7	565	603	CLAY		
7	603	640	SHALE		
7	640	727	BASALT		
7	727	755	CLAY		
8	755	810	BASALT		
8	810	901	CLAY		
7	901	977	BASALT		
8	977	983	CLAY		
8	983	1003	BASALT		
8	1003	1037	CLAY		
8	1037	1053	BASALT		

RECEIVED

AUG 23 1994

NORTHERN REGION
IDWR

10.

Work started 6/29/94 finished 7/15/94

11. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Burns Well Drilling, Inc. Firm No. 103Address RE - 2 Box 615 Grangeville, Idaho 83430 7/20/94Signed by Drilling Supervisor [Signature]

and

(Operator) [Signature]
(If different than the Drilling Supervisor)

\$ 12/2/94

BENEFICIAL USE DUE: - 11-1-1995
COMMENTS: - request partners/officers & subd. plan map 11/14/94
received 12/2/94 *by*

WR0749NP
No. P85-07607

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/02/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STEPHEN SCHAUB RANCH 3745 LAPWAI RD LEWISTON ID 83501 (208) 743-5904	08/16/1994	IRRIGATION DOMESTIC	03-15 11-15 01-01 12-31	0.24 CFS 0.56 CFS	
TOTAL DIVERSION:					0.80 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T35N R05W S01 Lot 03(NENW)

NEZ PERCE County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
35N	05W	2	:					:					:					:					:	12.0
TOTAL ACRES																							12.0	

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: NEZ PERCE

Other Water Rights with Same Point(s) of Diversion and Source:
85-04394 85-07607

Other Water Rights Listing Overlapping Place(s) of use:
85-07607

Conditions of Approval:

- 01K - The right holder shall provide a means of measurement acceptable
- to the Department from all authorized points of diversion which
- will allow determination of the total rate of diversion.
- 03A - 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.

Remarks: Place of use is located within Lots 1-22, Schaub Subdivision.
Domestic use is for 24 homes.
The domestic use authorized under this permit shall not exceed
13,000 gallons per day per dwelling in accordance with
Section 42-111, Idaho Code.

Dates: App. Received: 08/16/1994 Priority Date: 08/16/1994
Proof Due Date: 12/01/1995 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

WR0749NP
No. P85-07607

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/02/94
PAGE: 2

Comments: Date: 08/23/1994 User-ID: RCHILDER Subject: DIVERSION DESCRIPTION
Well diameter 6", depth 1043'.

Date: 12/02/1994 User-ID: CZIMMERM Subject: PARTNERS
The partners of Schaub Ranch are Stephen Schaub, Mary Schaub,
James Schaub, and Danielle Schaub. The ranch manager is
Ron Wittman.

Audit: 12/02/94 CZIMMERM

RECEIVED

DEC 2 1994

Department of Water Resources

SCHAUB RANCH
3745 LAPWAI RD.
LEWISTON, IDAHO 83501

Tuesday, November 29, 1994

STATE OF IDAHO
DEPT. OF WATER RESOURCES
ATTN: CINDY ZIMMERMAN
WATER RESOURCE AGENT

PERMIT NO. 85-07607

Dear Cindy:

The SCHAUB RANCH is a farm owned and operated by the Schaub family. The family members consist of Stephen Schaub, his wife Mary, and their two children James and Danielle.

My name is Ronald Wittman and I manage the ranch for the family. In reviewing your letter, I can provide you with the names of each family member and their social security numbers.

I can also give you the ranches Employer Identification Number.

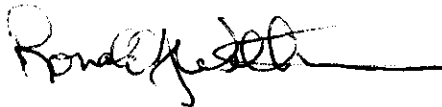
Stephen Schaub	S.S. no.	519-42-2832
Mary Schaub	" "	518-46-6224
James Schaub	" "	519-80-8131
Danielle Schaub	" "	217-02-5394
E.I.N.		82-0362635

I have also enclosed the preliminary plat map for the subdivision and the map showing the Township, Range, and Section.

I hope this is all the information needed to finalize our permit. If there is any further information needed please contact me at 208-743-5904.

THANKYOU

Ron Wittman



DEC 20 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

November 14, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

STEPHEN SCHAUB RANCH
3745 LAPWAI RD
LEWISTON ID 83501

RE: Application for Permit No. 85-07607

Dear Sirs:

I received the above application for permit for domestic and irrigation uses for final review. However, I need a list of the names, titles, and addresses of all the officers and/or partners of Stephen Schaub Ranch.

Also, your application identifies that the domestic and irrigation use will occur within a 24 lot subdivision, yet the file does not contain a subdivision plat map. Please submit a copy of the subdivision plat map.

I will hold further processing on your application for 14 days pending your response. Please submit this information as quickly as possible within the 14-day period to prevent any further undue delay in processing your application.

If you have any questions, please feel free to contact me at (208) 327-7944.

Sincerely,

Cindy Zimmerman
Water Resource Agent

NOV 20 1994

WR0750NP
(00-138)

IDAHO DEPARTMENT OF WATER RESOURCES
PLACE OF USE 1/4 1/4 COMPARISON REPORT

DATE: 11/14/94
PAGE: 1

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
8507607	T35N R05W S 1 GROUNDWATER																	
	:																	4
8504329	SPRING																	1
	NO MAPPING INFO AVAILABLE																	
8507607	T35N R05W S 2 GROUNDWATER																	
	:																	
8507561A	GROUNDWATE																	
8507594	GROUNDWATE																	
	NO MAPPING INFO AVAILABLE																	

No overlaps

No. a
4/87-06/92n

1 DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 85-07607

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

APPLICANT: SCHAUB BY: BS DATE: 8/16/94

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 8/16/94

☒ (Include Moratorium Remark)

☒ 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)

Checked by: _____ Date: 8/16/94

Remarks: _____

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number 85-94-N-60

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

(Yes) (No)

- ☐ Notice of pending void order issued. Final order response date: 9/19/94
- ☐ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: _____
- ☒ Publication dates and paper recorded on application | Sr. Agent initial _____
- ☒ Protests received. Final protest date: 9/19/94
- ☐ Measuring device required
- ☐ Measuring port required
- ☐ Special conditions: _____
- ☐ Special conditions of approval supplement and of cover letter attached: _____

Approval Recommended by: BRH

OCT 11 1994

Date: 9/21/94

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

Date 09/08/94 INVOICE NO. 510414
Account No. 964750
Description 510414NOTICEOFAPPLICAT
Times 2 Lines 53

RECEIVED
SEP 13 1994
NORTHWEST REGION
IDWR

**LEGAL ADVERTISING
INVOICE**

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

Tab. Lines _____

\$ 59.62

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

**NOTICE OF APPLICATION FOR
WATER RIGHT**
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

85-07606
CRAIGO, EVERETT B.
CRAIGO, HELEN R
905 17TH ST
CLARKSTON, WA 99403
Source: SPRING

Tributary: COTTONWOOD CREEK
Source: UNNAMED STREAM
Tributary: COTTONWOOD CREEK
Diversion Pt: NWSW Sec 11 T 36N R
03W in NEZ PERCE County
Use: IRRIGATION (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion (.040 CFS)

Date filed: 8/15/1994
In: NEZ PERCE County
T36N R03W S11 NWSW
1.0 ACRES TOTAL

85-07607
STEPHEN SCHAUB RANCH
3745 LAPWAI ROAD
LEWISTON, ID 83501
Source: GROUNDWATER
Diversion Pt: NENW Sec 1 T 35N R
05W in NEZ PERCE County
Use: IRRIGATION (.240 CFS)
DOMESTIC (.560 CFS)
total Diversion: (.800 CFS)

Date Filed: 8/16/1994
In: NEZ PERCE County
T35N R05W S01 NENW
S02 NESE SESE
12.0 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 19,
1994.

R. KEITH HIGGINSON, Director
Published 9/ 1/1994 & 9/ 8/ 1994

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 510414NOTICEOFA 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 09/01, or once a WEEK
for 2 consecutive WEEK, the first publication thereof being on
the 09/01/94, and the last publication thereof being on
the 09/08/94, and said 510414NOTICEOFA 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 9

day of September 1994

Sherral M. Lentz

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 6-6-97

DEC 20 1994



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

CECIL D. ANDRUS

Governor

August 24, 1994

R. KEITH HIGGINSON

Director

Stephen Schaub Ranch
3745 Lapwai Rd.
Lewiston, ID 83501

Subject: Water Appropriation Application for Permit Number 85-07607.

Dear Stephen Schaub Ranch:

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 N008068. Please refer to your Application for Permit Number in future matters concerning this water right application.

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

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

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

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

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

Sincerely,

ALLEN BEARDSLEE

Senior Water Resource Agent
Enc. - Receipt

DFG 20 1994

85-07607

STEPHEN SCHAUB RANCH
3745 LAPWAI ROAD
LEWISTON, ID 83501

Source: GROUNDWATER

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

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Use:  IRRIGATION      ( .240 CFS)
      DOMESTIC         ( .560 CFS)
      Total Diversion: ( .800 CFS)

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Date Filed: 8/16/1994

In: NEZ PERCE County
T35N R05W S01 NENW
S02 NESE SESE

12.0 ACRES TOTAL

DEC 20 1946