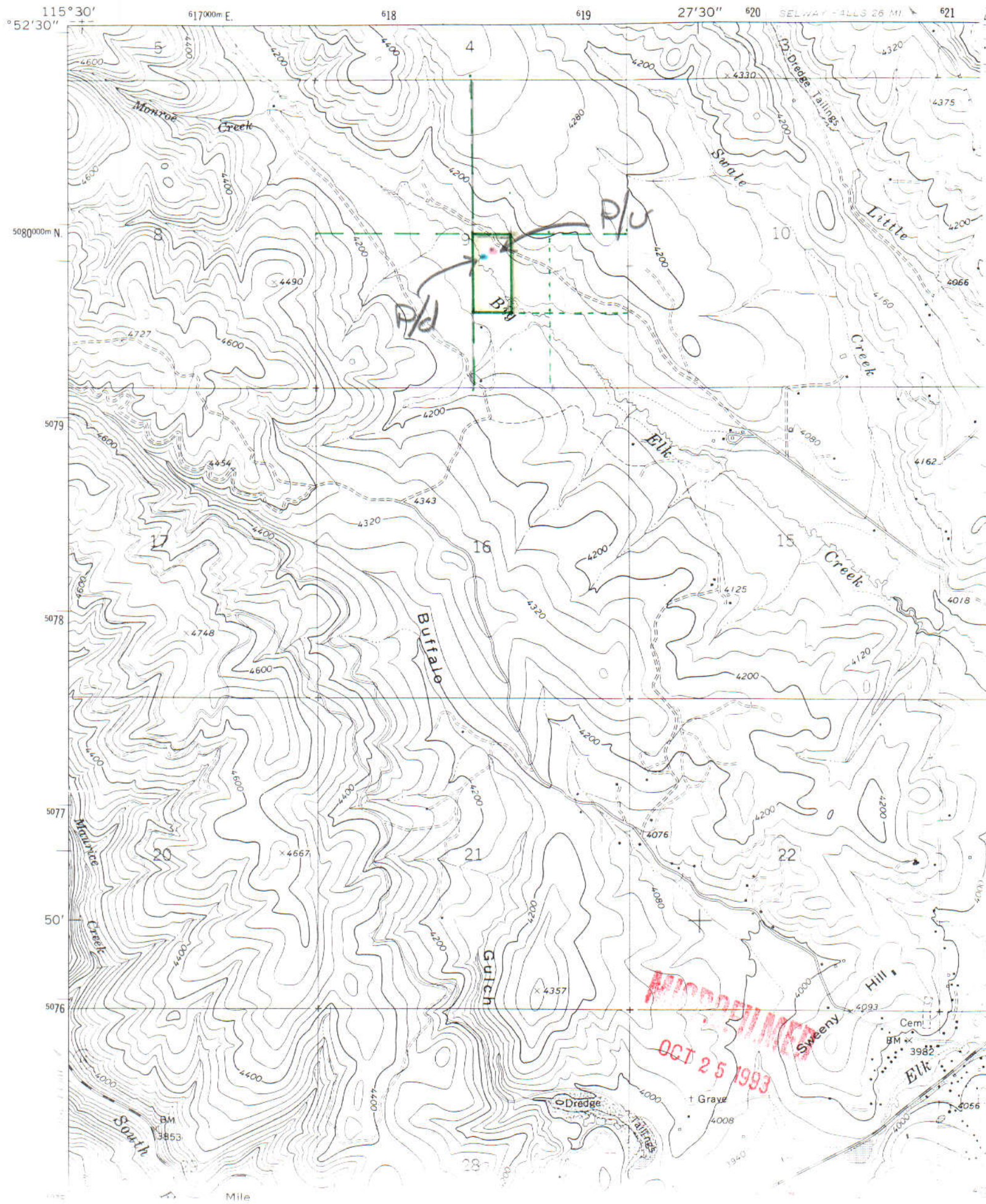
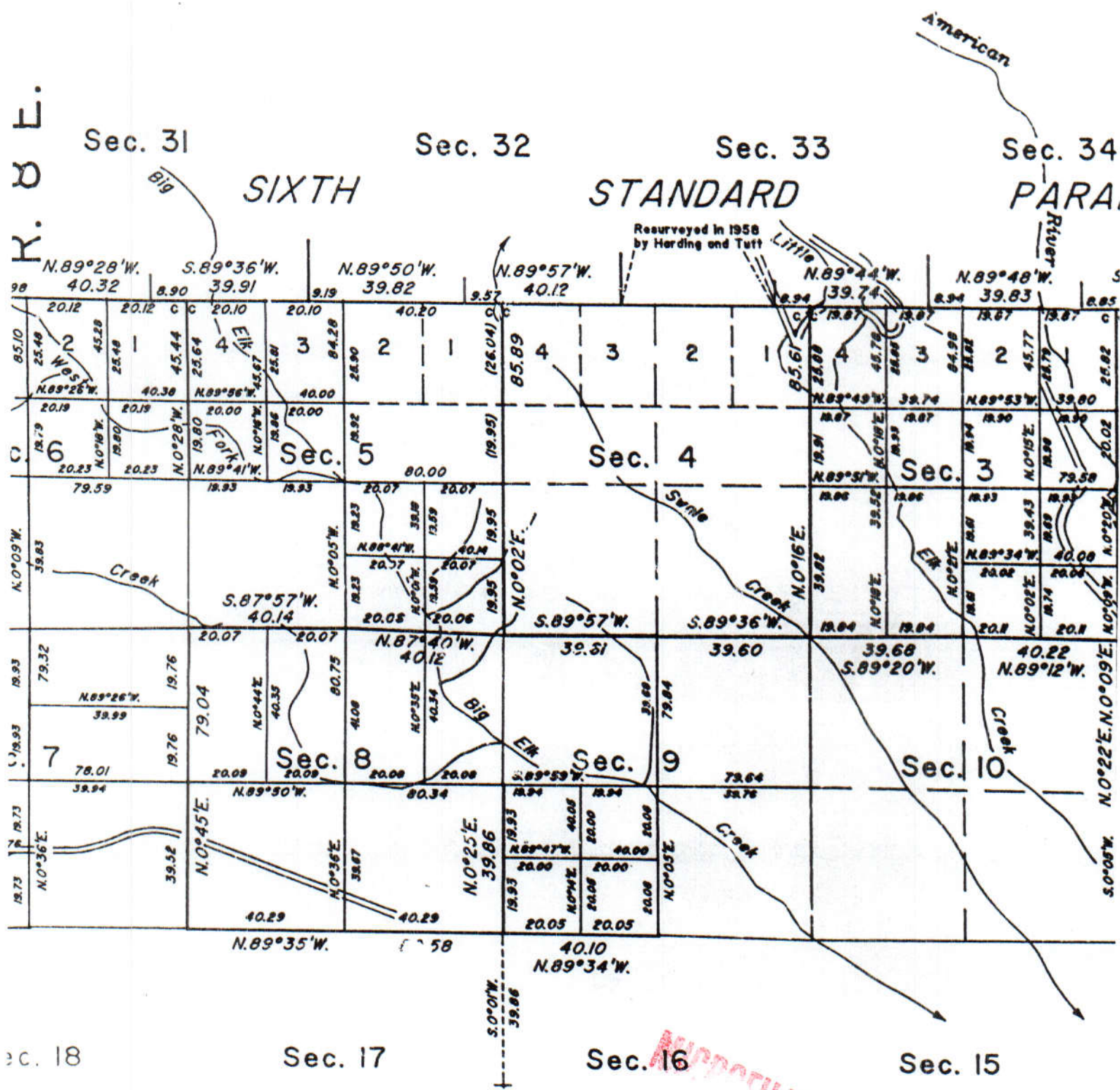


39°51' NE
1°52'30" N (MTN)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURV.





RECORDED
APR 30 1996

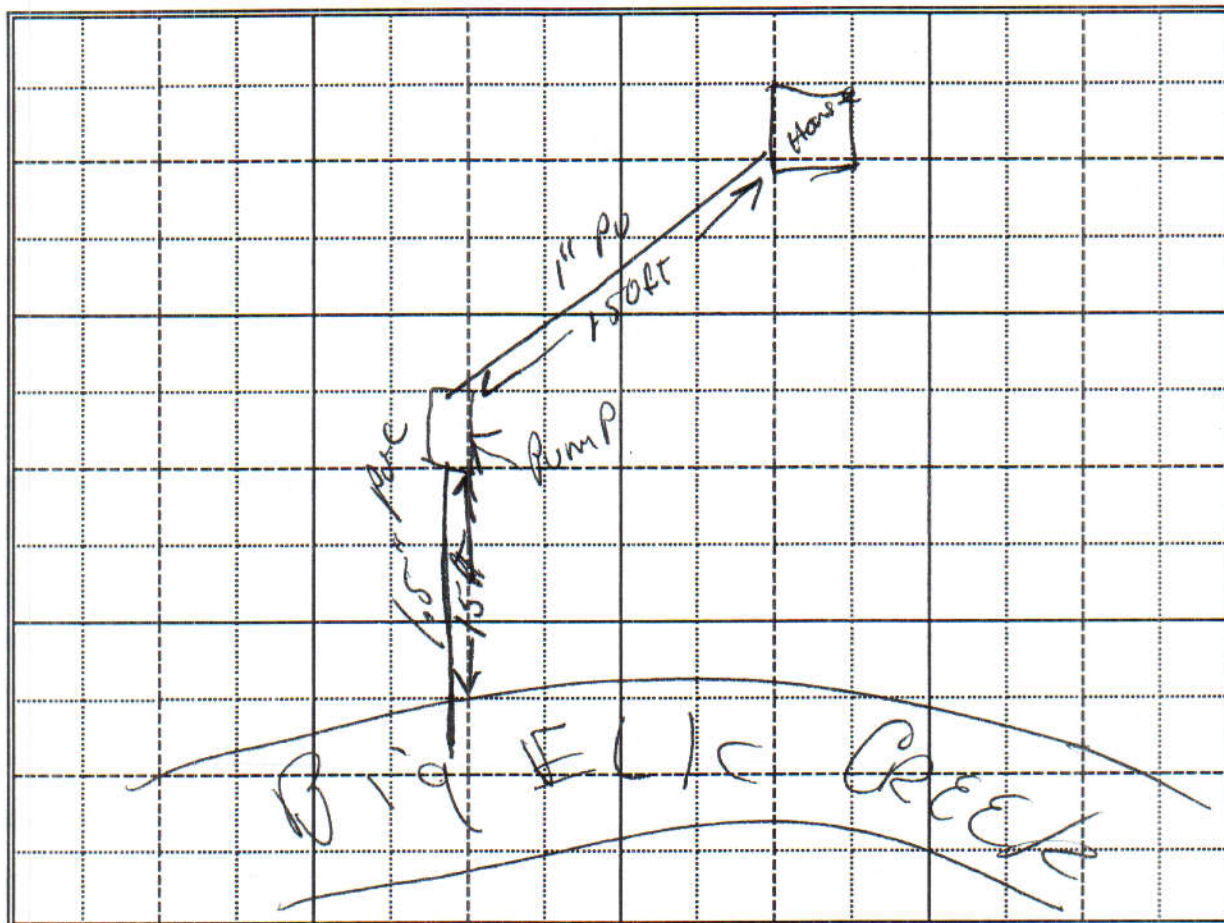
29N
8E
SEC 9
NWSE 444

NO GOV
LOTS

62-07199

BC

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
	Sears	1/2	552730021	Sears	1"

*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:

RECEIVED
APR 30 1996

115
0"

0m N

5079

5078

5077

50'

5076

UGRANDE 13 MI

29

4

10

16

15

21

22

20

28

27

POINT OF
DIVERSION

PLACE OF
USE

SCHIRLE
82-07199

T. 29N., R. 1E



Gutch

Butale

SCHIRLE

82-07199

T. 29N., R. 1E



Dredge

Grave

Elk

982

986

988

990

992

994

996

998

1000

1002

1004

1006

1008

1010

1012

1014

1016

1018

1020

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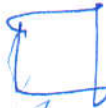
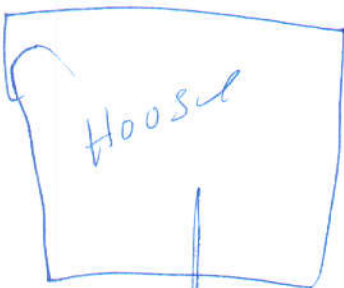
1578

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7-11-11

3/4 in
PVC

Sh. Pipes Gas Pump

2091432

85-0118

39.2, 0.25 T



PW



PV

For some reason automatic lens
cover did not open on pump picture,
so that one didn't turn out

87-07199
APR 30 1996

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

NOTICE OF APPLICATION FOR WATER RIGHT

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

82-07199

SCHIRLE, TOM

PO BOX 535

ELK CITY, ID 83525

Source: BIG ELK CREEK

Tributary: CLEARWATER RIVER,
SOUTH FORK

Diversion Pt: NWSE Sec 9 T 29N R 08E
in IDAHO County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 7/22/1993

In: IDAHO County

T29N R08E S09 NWSE

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 Director, Dept. of Water Resources,
Northern Region, 1910 Northwest Blvd.,
Suite 210, Coeur d'Alene, Idaho 83814
on or before AUGUST 23, 1993.

R. KEITH HIGGINSON, Director
A5-12

Marietta Hanson, being
first duly sworn, says she is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho, and is
of general circulation in said county and state, that the said notice, of
which the one hereto attached is a true copy, was published in said
paper for two weeks, being published two
times, the first publication being on the 5th day of
August, 19 93, and the last
publication on the 12th day of August, 19 93;
and that the said notice was published in the newspaper proper and not
a supplement; that said newspaper has been continuously and uninter-
ruptedly published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said notice or advertise-
ment.

Marietta Hanson

RECEIVED

AUG 16 1993

NORTHERN REGION
IDWR

STATE OF IDAHO }
COUNTY OF }

On this 12th day of August in the year of 1993,
Before me, a Notary Public, personally appeared
Marietta Hanson, known or identified to me
to be the person whose name subscribed to the within instrument, and
being by me first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires 6-4-98

NOT RECORDED

OCT 25 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 82-07199

Priority: August 10, 1993

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that TOM SCHIRLE
PO BOX 535

ELK CITY ID 83525-0535 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 22, 1993; and
has submitted Proof of Beneficial Use on December 1, 1994. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

BIG ELK CREEK

tributary to CLEARWATER RIVER, SOUTH FORK

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 9, Township 29N, Range 08E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

29N 08E 9

NWSE

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 which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 20TH
day of FEBRUARY, 1996.

Acting for

KARL J. DREHER

Director

APR 30 1996

IN THE MATTER OF PERMIT NO. 82-07199)
)
) **ORDER OF**
IN THE NAME OF TOM SCHIRLE) **REINSTATEMENT**
)

1997

RECEIVED

OCT 17 1994

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 50.00

Date 12-1-94

Receipt No. 6031754

Receipt by WV

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 82-07199 Telephone No. 208(842-2412)
2. Name(s) of Permit Holder(s): Tom & Linda Schirle
3. Mailing Address: P.O. Box 535 Elk City, ID 83525
4. Source of Water: Big Elk Creek

If **GROUNDWATER**, Well Driller's Name: — Date Drilled: —

OPTIONAL:

Pump horsepower: — Pressure (psi): — Dynamic pumping level (ft.): —

5. Extent of Use (as authorized by the permit):

Domestic one (No. of households) Stockwater — (No. and type of stock)

Irrigation — (No. of acres) Other —

6. Total rate and/or volume for which proof is submitted .04 cfs OR — acre/feet

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

Measuring device: Required? — Yes X No Installed? — Yes X No

OR

Flow Measurement Port: Required? — Yes X No Installed? — Yes X No

8. Fee Enclosed: \$ N/A (See License Fee Schedule on back of Instruction Sheet)

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

Mike Edmondson 842-2383 OR Mike Smith 842-2446
Name Telephone No.

Elk City, ID 83525 Elk City, ID 83525
Address

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

10-14-94
Date

Tom Schirle
Signature (and title, if on behalf of a company or organization)

DEC 20 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 82-07199

Proposed Priority: July 22, 1993 Maximum Diversion Rate: 0.04 CFS

This is to certify, that TOM SCHIRLE
PO BOX 535

ELK CITY ID 835250535

has applied for a permit to appropriate water from:

BIG ELK CREEK

tributary of CLEARWATER RIVER, SOUTH FORK

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 9, Township 29N, Range 08E
IDAHO County

PLACE OF USE: DOMESTIC

TWN RGE SEC

29N 08E 9

NWSE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1994.
2. Subject to all prior water rights.
3. Domestic use is for 1 home and garden.

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

24th day of

September, 1993

R. Keith Higginson
for R. Keith Higginson, Director

NOTED

OCT 25 1993

RECEIVED

SEP 10 1993

Form 202
Department of Water ResourcesSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 82-7199

To appropriate the public waters of the State of Idaho

1. Name of applicant Tom SCHIRLE Phone NONE
Post office address Box 535 ELK CITY, ID. 83525
2. Source of water supply BIG ELK CREEK which is a tributary of SO. FK CLEARWATER
3. Location of point of diversion is ~~WEST 1/4~~ of NW 1/4 of SE 1/4, Govt. Lot N/A
Sec. 9 Township 29 N Range 8 E B.M. IDAHO County; additional
points of diversion if any: NONE
4. Water will be used for the following purposes:
Amount 200 for DOMESTIC purposes from ALL YEAR to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. DITCH FILLED WITH
ROCK, GRAVEL AND SAND. WATER WILL SEEP THROUGH
TO FILL CISTERN/WELL
b. Height of storage dam N/A 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 48" inches; proposed depth of well is 25' feet.
d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

MICROFILMED
OCT 25 1993

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 (ONE)
- e. Other; describe fully. GARDEN APROX. 1/2 ACRE

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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
21N.	8E	9														D			

Total number of acres to be irrigated N/A

10. Describe any other water rights used for the same purposes as described above. NONE

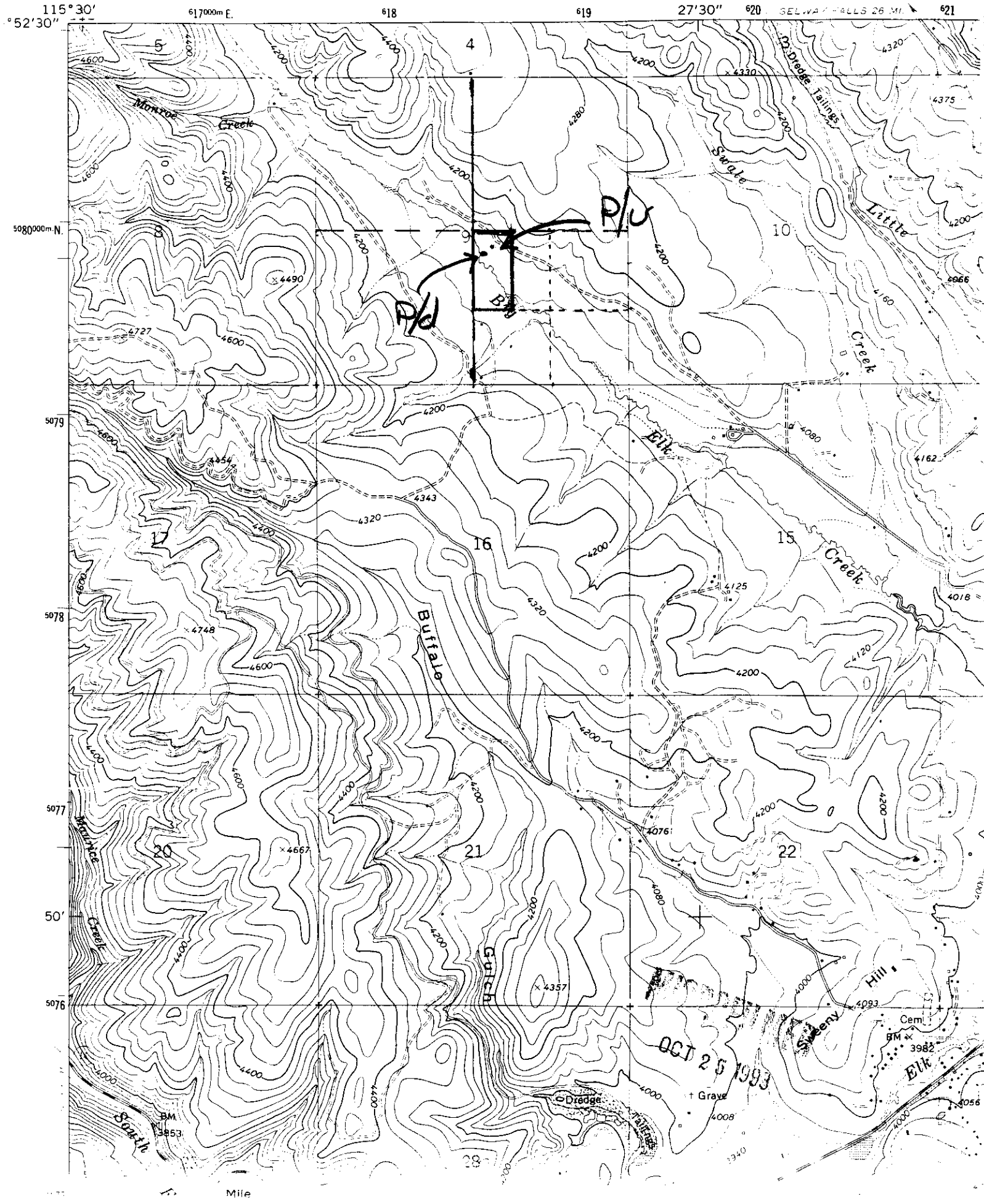
11. a. Who owns the property at the point of diversion? T.E. SCHIRLE and/or L.L. Schirle
- b. Who owns the land to be irrigated or place of use? N/A
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: I ONLY REQUEST THE USE OF WATER FROM BIG ELK CREEK FOR PERSONAL USE, HOUSEHOLD AND GARDEN. PROPERTY IS HIGHLIGHTED IN YELLOW, "DIVERSION" IN BLUE AND HOUSE IN RED ON INCLUDED MAP.

OCT 25 1993

375 J NE
N MTN

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURV.



This image shows a full page of graph paper. The grid consists of small squares formed by thin black lines. In the bottom right corner, there is a dark, rectangular stamp. The stamp contains the text "OCT 25 1981" in a bold, sans-serif font, oriented diagonally. Above this date, there is some faint, illegible text that appears to be part of a library or archival marking. The rest of the page is empty except for the grid lines.

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.

Tom Schil
(Applicant)

Received by pm Date 7/22/93 Time 12:30Am Preliminary check by AB
Fee \$ 30.00 Receipted by pm # N6769 Date 7/22/93
Publication prepared by pm Date 7/28/93 Published in 8/5-12/93
Publication approved pm Date 8/25/93

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MED
OCT 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

February 20, 1996

TOM SCHIRLE
PO BOX 535
ELK CITY ID 835250535

RE: WATER RIGHT NO. 82-07199

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

[Faint, illegible stamp]

APR 30 1996

LICENSE REVIEW CHECKLIST

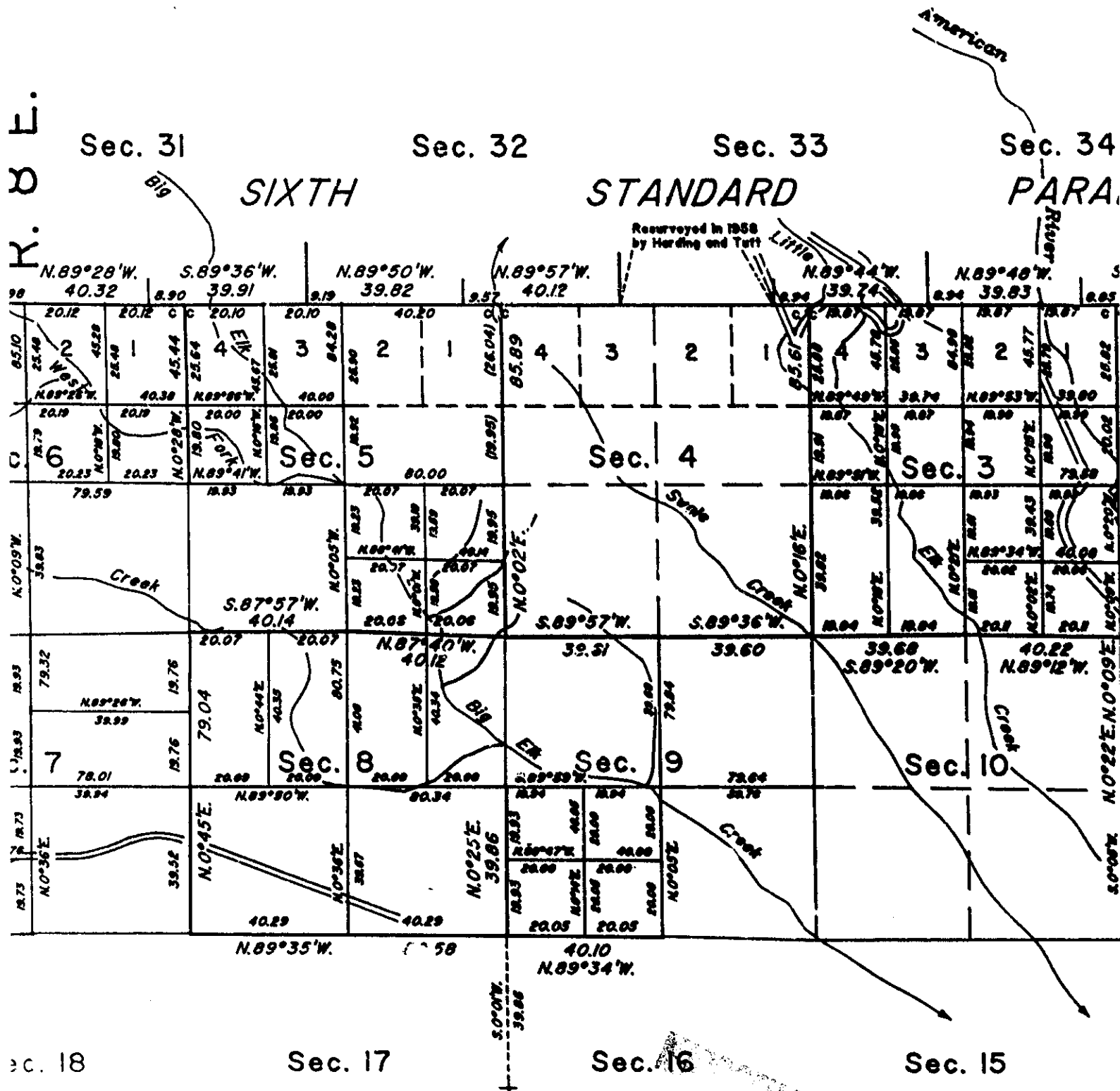
PERMIT NO. 82-07199 DATE 2-15-96



NAME	<u>Change</u>	☒ OK	☐ Or Address Change?	
PRIORITY DATE	☒	☐	Advance? <u>Done</u>	Advanced to: <u>Aug 10, 93</u>
			Order to reinstate needed? <u>Done</u>	
			Incorrect fee for rate recommended?	
SOURCE	☐	☒	Changes or just clarification of originally intended source?	
			Notice of Intent to Void necessary?	
POINT OF DIV	☐	☒	Amendment needed?	
	☐	☒	Overlaps?	
PLACE OF USE	☐	☒	Amendment needed?	
	☐	☒	Overlaps?	
DIV RATE	☐	☒	Permit/fee limits: <u>04 CFS / DOMESTIC</u>	
			Meas Q = <u>.04</u> Theo Q = _____ Recommend: <u>.04</u>	
			<u>(5 GAL BUCKET / 16 SECONDS)</u>	
			Combined rates exceed capacity	
ANNUAL VOLUME	☐	☒	Volume Limit: _____ Season: <u>1-1 to 12-31</u>	
			Calculations: <u>Standard Domestic</u>	
			Flow limit: _____ cfs x _____ x 1.9835 = _____	
			Combined volumes exceed capacity/allowable	
USES	☐	☒	Change in Nature of Use or additional uses?	
			Amendment necessary?	
ADDITIONAL INFO	☒		Replaces Surface Water <u>050</u> Supplemental GW _____	
	☒		Irr/Dom Combination <u>WB5</u> PPU Recommendation _____	
	☒		Boise River/Wood River Source Aes/Rec Uses <u>W38</u>	
NEW REMARKS	☒		Multiple p/d(s) in 1/4 1/4? _____	
	☒		Other _____	
NEW CONDITIONS	☒		WM Control- District _____ Meas/Lock Devices _____	
	☒		Irrigation Overlap _____	
	☒		Other _____	
	☒		Water Quality _____ Heat/Cool/Fish verified _____	

COMMENTS: _____

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	
<u>Domestic</u>	<u>.04</u>	<u>1.2</u>	Adjustment Memo Needed	<u>NO</u>
_____	_____	_____	LICENSE	☒
_____	_____	_____	1ST AMEND LETTER	_____
_____	_____	_____	2ND AMEND LETTER	_____



APR 30 1936

29N
8E
SEC 9
NWSE 444

NO GOV
LOTS

82-07199

BC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 28 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 82-07199

1. Owner: Tom Schirle & Linda Schirle Phone No. _____

Current Address: P.O. Box 535 Elk City, Id 83525

2. Accompanied by: Tom Schirle EXAM DATE: 8-23-95

Address: SAME AS ABOVE Phone No. _____

Relationship to Permit Holder: _____

3. Source: Big Elk Creek tributary to Clearwater River, South Fork

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A

2. Other water rights with the same point of diversion: N/A

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
			UW	SE	09	29N	08E	Idaho	U.S.G.S. 7.5 min Quad

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
29N	08E	09																	

APR 30 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

$$\frac{5941 \text{ bucket} \times 5941 \text{ sec} = 19941 \text{ sec}}{19 \times .133681} = .04 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

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		
<u>Domestic</u>	<u>01-01</u>	<u>12-31</u>	<u>.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>.04</u>	<u>1.2</u>

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

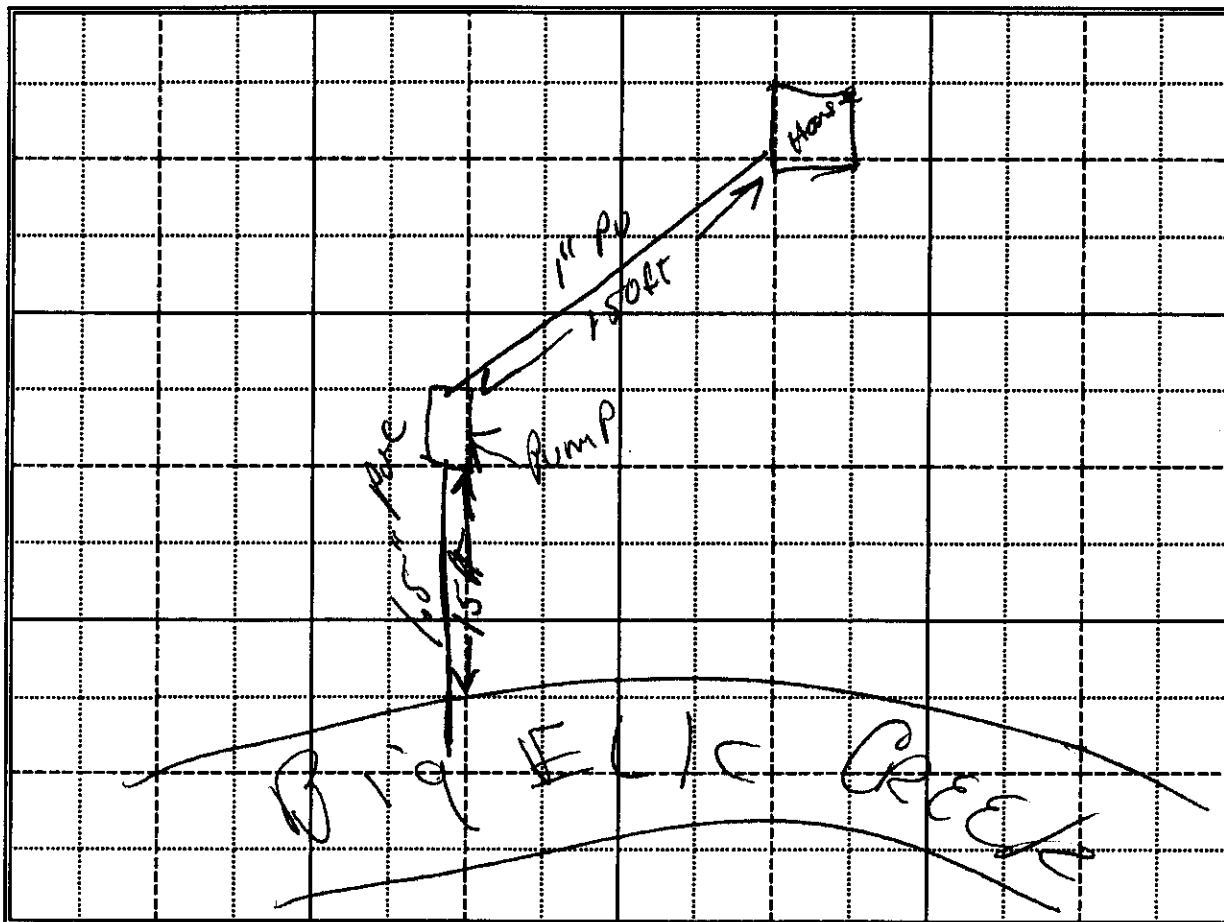
I. AUTHENTICATION

Field Examiner's Name Wayne Baldock Date 10-26-95

Reviewer _____ Date _____

SEAL

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
	Sears	1/2	55273021	Sears	1"

*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

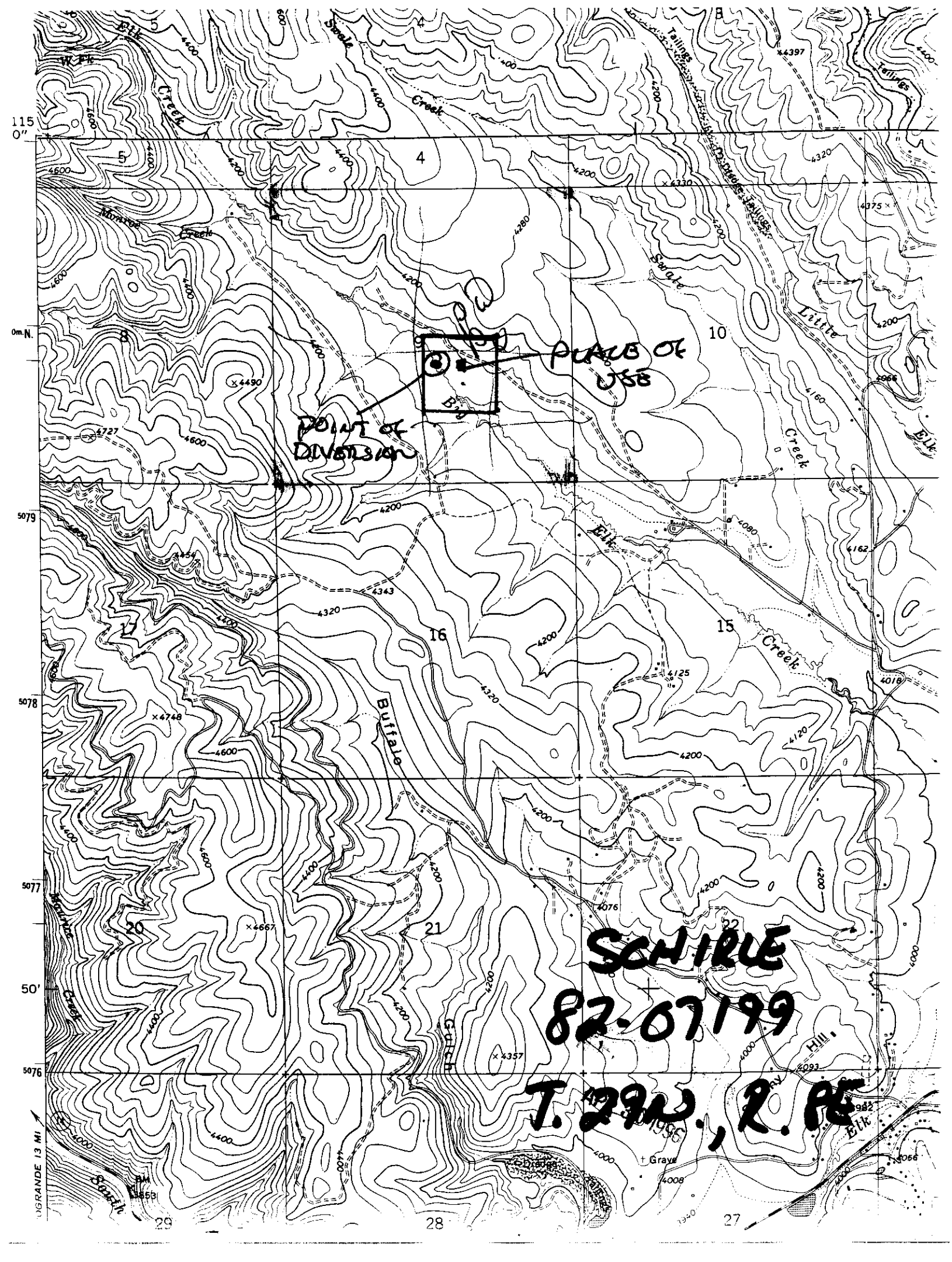
2. Measurements: _____

APR 30 1996

E. NARRATIVE/REMARKS/COMMENTS

WATER IS PUMPED FROM BIG ELK CREEK BY $\frac{1}{2}$ H.P.
PUMP & DELIVERED TO HOME BY 1.5" PVC AND 1" PVC PIPE.

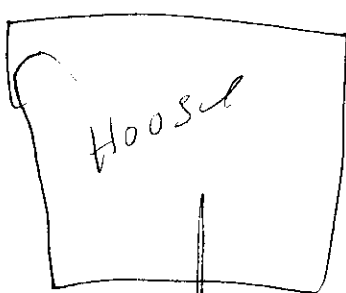
Have conditions of permit approval been met? ☒ yes ☐ no



POINT OF
DIVERSION

PLATE OF
JSS

SCHIRLE
82-07199
T. 29N., R. 8E



7 1/2 ft

3/4 in
PVC

5m 1992 Gas Pump

391432

08-01-58

39.2, 455.7



PD

PV

*For some reason automatic lens
cover did not open on pump picture,
so that one didn't turn out*

87-07199
APR 30 1996



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 19, 1994

TOM SCHIRLE
P O BOX 535
ELK CITY ID 83525-0535

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 82-07199

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since proof of beneficial use was received after the proof due date. Please note that the priority date has been advanced to August 10, 1993.

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

Enclosure

c: IDWR - Region

DEC 20 1994

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 82-07199

Reviewed by [Signature]

Date 11/2/94

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
no Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☒ Drilling permit required?

☒ Copy in the file? Drilling Permit No. _____

☒ Amount paid for permit

☒ Well log in the file?

_____ Correct?

LICENSE EXAMINATION FEE

yes Required?
0 Amount Submitted
no Correct?

MEASURING DEVICE

no Required?
+ Installed?
+ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>10-17-94</u>	<u>290</u>
Date proof due	<u>10-1-94</u>	<u>- 274</u>
No. of days late		<u>= 16</u>
Priority Date	<u>7-22-93</u>	<u>+ 203</u>
New Priority Date	<u>8-10-93</u>	<u>222</u>

7 8/10/93

DEFICIENCIES OR ACTION ITEMS

Return for \$50.00 exam fee
Fee received - ~~Reinstate~~ Reinstate + advance priority
to August 10, 1993
Proof acceptable

DATA ENTRY

New Address [Signature]

Proof Made 12-1-94



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

November 2, 1994

Tom & Linda Schirle
P.O. Box 535
Elk City, ID 83525

RE: Permit No. 82-07199

Dear Permit Holder:

Returned is a copy of the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, the proof can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a **groundwater** (well) source, **and**;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use Big Elk Creek (surface) for your source. Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form and the license examination fee within thirty (30) days of receipt of this letter.

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

Sincerely,

A handwritten signature in cursive script that reads "Julie L. Yarbrough".

JULIE L. YARBROUGH
Senior Secretary

Enclosure

NOV 10 1994

October 14, 1994

Tom & Linda Schirle
P.O. Box 621
Bernalillo, NM
87004
(505) 867-0084

Jim Johnson
Water Rights Supervisor
Dept. of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, ID 83720-9000

Tom has accepted a temp.
job here in New Mexico with long
hours. I am home-schooling 3
children and have neglected
everything except their
schooling and establishing a
routine. (We are in a 26' RV.)

If you have any questions,
please call. The system is set
up and operational in Elk City
and we can't wait to get home!

Thank You -

Linda Schirle

Dear Mr. Johnson:

Due to an oversight on
our part, we are returning
the enclosed "PROOF OF
BENEFICIAL USE" two weeks late.

We have no excuse other
than preoccupation and beg
you to overlook our lack of
organization.

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

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

October 11, 1994

TOM SCHIRLE
PO BOX 535
ELK CITY ID 835250535

LAPSE NOTICE

RE: PERMIT NO. 82-07199

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1994. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

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

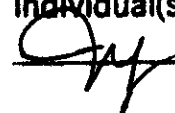
L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

RECEIVED
DEC 20 1994

CERTIFICATION OF MAILING

I hereby certify that on 10/11/94
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



July 31, 1994

TOM SCHIRLE
PO BOX 535
ELK CITY ID 835250535

PROOF DUE NOTICE

RE: PERMIT NO. 82-07199

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before October 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

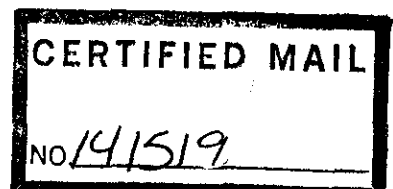
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

DEC 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 24, 1993

TOM SCHIRLE
PO BOX 535
ELK CITY ID 835250535

PERMIT APPROVAL NOTICE

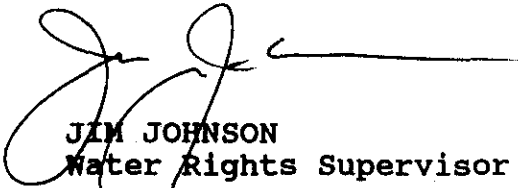
RE: PERMIT NO. 82-07199

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,



JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

MICROFILMED
OCT 25 1993

82-07199

SCHIRLE, TOM
PO BOX 535
ELK CITY, ID 83525

Source: BIG ELK CREEK

Tributary: CLEARWATER RIVER, SOUTH FO

Diversion Pt: NWSE Sec 9 T 29N R 08E in IDAHO County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 7/22/1993

In: IDAHO County
T29N R08E S09

NWSE

REC'D
OCT 25 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Idaho - ss.

Marietta Hanson, being first duly sworn, says she is the Bookkeeper of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 5th day of August, 19 93, and the last publication on the 12th day of August, 19 93; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.

Marietta Hanson

STATE OF IDAHO)
COUNTY OF)

On this 12th day of August in the year of 1993.
Before me, a Notary Public, personally appeared Marietta Hanson, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]
Notary Public for Idaho
Residing at Grangeville, ID
My commission expires 5-4-98

RECEIVED

AUG 16 1993

NORTHERN REGION
IDWR

OCT 25 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 ~~(208) 769-1450~~ ~~For (208) 769-1450~~ Fax (208) 769-1454

CECIL D. ANDRUS

Governor
July 29, 1993

R. KEITH HIGGINSON
Director

Mr. Tom Schirle
P.O. Box 535
Elk City, Id. 83525

Dear Mr. Schirle:

Subject: Water Application for Permit Number 82-7199.

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 N6769. 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

Microfilm

OCT 25 1993