

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 84-12316

Priority: December 01, 2003

Maximum Diversion Volume: 3.6 AF

It is hereby certified that:

BRENDA SNIDER PO BOX 133 KAMIAH ID 83536-0133 AND
PAUL SNIDER PO BOX 133 KAMIAH ID 83536-0133

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 19, 2003, and has submitted Proof of Beneficial Use on April 04, 2014. An examination confirms water is diverted from:

Source : UNNAMED STREAM

Tributary: TOM TAHA CREEK

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
STOCKWATER STORAGE	01/01 to 12/31		0.1 AF
WILDLIFE STORAGE	01/01 to 12/31		3.5 AF
RECREATION STORAGE	01/01 to 12/31		3.5 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		3.5 AF

Location of Point(s) of Diversion

UNNAMED STREAM NE¼ NE¼, Sec. 36, Twp 34N, Rge 03E, B.M. IDAHO County

Place of Use: STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
34N	03E	36	X																

Place of Use: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
34N	03E	36	X																

Place of Use: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
34N	03E	36	X																

Place of Use: FIRE PROTECTION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
34N	03E	36	X																

Conditions of Approval

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 84-12316

1. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
2. Right 84-12316 authorizes a total annual storage volume of 3.6 acre-feet, 1.9 acre-feet to be used for the initial filling or carryover storage of the pond, 1.6 acre-feet for the replacement of losses caused by seepage and evaporation, and 0.1 acre-feet for stockwater storage use.
3. The pond established by the storage of water under this right shall not exceed a total capacity of 1.9 acre-feet or a total surface area of 0.6 acres.
4. Recreation storage use is for fishing, swimming, & boating.
5. This right does not grant any right-of-way or easement across the land of another.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 15th day of May, 2024.



CHACE BELL
Water Rights Supervisor

State of Idaho
Department of Water Resources

Attachment to Water Right License

84-12316

This map depicts the STOCKWATER STORAGE, WILDLIFE STORAGE, RECREATION STORAGE, & FIRE PROTECTION STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion

0 0.035 0.07 0.14 Miles



RECEIVED

JUN 21 2022

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

\$25 fee per permit

Received by JaReceipt amt. \$ 25.00Receipt no. N0440126Date 6-21-22

I, Jack D Decker + Shanda L Decker, hereby assign to Paul Snider and Brenda Machado
 of, PO Box 133 Kamiah, Id 83536 661-445-2871
Current owner(s) New owner(s)
New owner's address including city, state and ZIP Phone

All my right, title, and interest in and to Permit No(s): N/A to
 appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Permit Number(s):

84-12143

, to appropriate the public waters of the State of Idaho.

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

The northern most pond associated with the permit, located in the NENE
quarter-quarter of Section 36, Twp 34N, Rge 03E. The pond is located fully in parcel
RP34ND3E3600100 showing ownership by Paul D. Snider. Beneficial uses associated
with pond include Wildlife Storage, Fire Protection Storage, Stockwater Storage, and Recreation Storage.

Does the new permit holder own the property at the:

Point of diversion? ☒ Yes ☐ NoPlace of use? ☒ Yes ☐ No

If no, describe the arrangement enabling the new owner to access the point of diversion and/or the place of use:

Dated this 16th day of June, 20 22.

Permit holder

Title (if applicable)

Permit holder

Title (if applicable)

State of Idaho

County of Lewis

On this 16th day of June, 20 22, personally appeared before me the signer(s) of the above
 instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL



Notary Public

My commission expires: 7/23/2027



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

May 17, 2024

PAUL SNIDER
BRENDA SNIDER
PO BOX 133
KAMIAH ID 83536-0133

RE: License No. 84-12316

ISSUANCE OF LICENSE

Dear Water Right Holders:

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact the Northern Region office at (208)762-2800.

Sincerely,

Chace Bell
Water Rights Supervisor

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2024, I served a true and correct copy of Water Right License No. 84-12316 by U.S. Mail, postage prepaid, to the following:

PAUL SNIDER (Current Owner)
PO BOX 133
KAMIAH ID 83536-0133

BRENDA SNIDER (Current Owner)
PO BOX 133
KAMIAH ID 83536-0133



Micki Bowman
Administrative Assistant 1

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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 Director 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 service date 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.



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763

Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 12, 2024

PAUL SNIDER
BRENDA MACHADO
PO BOX 133
KAMIAH ID 83536-0133

RE: Assignment of Permit No(s): 84-12143 (Split into 84-12143 and **84-12316**),

Dear Permit Holder(s):

The Department of Water Resources (Department) has received notice that you are the new owner of a portion of the above referenced permit(s). The Department has modified its records and has enclosed a computer-generated report for you.

Your portion of each permit has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Amendment of Permit. If you do not plan to change any elements of your permit, then no further action is required at this time.

The portion of the permit retained by the original permit holder retains the original permit number. The Department is sending the original permit holder a copy of this letter and a computer-generated report showing the changes to the original permit.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 762-2813.

Sincerely,

Natalie Steading
Tech Records Specialist 1

Enclosure(s)