



Point of diversion

Legal Description: Parcel # 50N04W-08-2600

Township 50N Range 04W Section 8 Boise Meridian

CONTINUED
DEC 15 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

December 4, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

THOMAS D HAMILTON
6314 E MAPLEWOOD AVE
POST FALLS ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 75-7594

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form (proof) submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use of the water, and that it meets the permitted beneficial use. However, the following two paragraphs explain two matters that concern me about your proof.

During my review of your proof and the conditions of this permit, I found that this permit allows development of seven (7) acres of irrigation. No other uses are permitted. Therefore, according to the proof statement you filed you have developed two (2) domestic households. These two domestic uses are not covered by this water right permit. For your information, I am enclosing a copy of the permit for your reference.

Additionally, during my review of your proof I note that your mailing address has changed. I have made the change to the database and that change is reflected in the address above. Be advised that Section 42-248, Idaho Code requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office or from the department's website at idwr.idaho.gov.

If you have questions concerning the field examination or the conditions of the permit, please contact the Northern Regional Office of the department in Coeur d'Alene at (208) 762-2800.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09307

Priority: October 06, 2005

Maximum Diversion Rate: 0.14 CFS

This is to certify, that THOMAS D HAMILTON
6318 MAPLEWOOD DR
POST FALLS ID 83854

has applied for a permit to appropriate water from:

Source: SPOKANE RIVER

Tributary: COLUMBIA RIVER

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	0.14 CFS

LOCATION OF POINT OF DIVERSION:

SPOKANE RIVER L2 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 8, Twp 50N, Rge 04W, B.M. KOOTENAI County

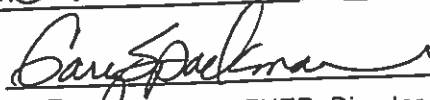
PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
50N	04W	8					7.0												7.0	
							L2													
Total Acres:			7																	

CONDITIONS OF APPROVAL.

1. Proof of application of water to beneficial use shall be submitted on or before December 01, 2007.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. Water shall not be diverted under this right when flows in the Spokane River are below established minimum flow amounts.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 8th day of December, 2005.


For KARL J DREHER, Director

SCANNED
DEC 15 2009