



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 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPA

November 21, 2012

RECEIVED

DEC 07 2012

DEPARTMENT OF
WATER RESOURCES

JAMES FISHBACK
ANNETTE FISHBACK
PO BOX 2163
SANDPOINT, ID 83864

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 96-9437

Dear Permit Holder(s):

The department acknowledges receipt of the proof of beneficial use ("proof") 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.

During my review of your proof statement and your water appropriation permit, I noticed that you stated a greater number of acres being irrigated than the number of acres permitted. On your proof statement you stated that you are irrigating 20 acres. Your permit is limited to a total of 5 acres for irrigation use. You must limit your water use to what is listed on your permit.

I have enclosed a copy of your proof statement and a copy of the permit for your reference. If needed, you may apply for another water right to cover additional water use. Application forms are available from any department office, or at the department website at: www.idwr.idaho.gov

Please be advised that Section 42-248, Idaho Code, requires you or the owner of the 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.

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

Sincerely,

Darla Block
Technical Records Specialist

Enclosure(s)

Our original permit was 5 acres. I mistakenly filled out the Statement of Completion for 20 acres irrigation should have been 5 acres.

RECEIVED

OCT 24 2012

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee	\$0.00
Receipt No.	96144
Receipt 3	
Date Receipt	10-24-12

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been completed and that water has been applied to beneficial use to the extent described below. This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner. Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, please contact a Department office or visit the Department's website at: www.idwr.idaho.gov for an Assignment of Permit form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No.: 96-09437 Telephone No.: (208) 263-9336

2. Name of Permit Holder(s): James Fishback And/or Annette Fishback

3. Mailing Address: P.O. Box 2163 City: SANDPOINT

State: Id Zip: 83864 Email: afishback@sandpoint.ne

4. Source of Water: Lost Lake If GROUND WATER (well), Date Drilled: mo. _____

Well Driller: _____ Drilling Permit Number: _____

5. Extent of use(s) completed (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 20 Other: _____

6. Total rate of diversion or storage volume for which proof is submitted: 0.15 cfs OR 20 _____

7. Compliance with a measuring device requirement, lockable controlling device requirement, and/or other conditions of permit: Refer to the approval conditions on your permit and respond accordingly. The Department will not issue a license if permit conditions are not met.

Measuring Device: Is a measuring device required? Yes ☐ No ☒
If yes, has the measuring device been installed? Yes ☐ No ☐

Lockable Controlling Device: Is a lockable device required to control the diversion? Yes ☐ No ☐
If yes, has the lockable device been installed? Yes ☐ No ☐

Other Conditions of Permit: Do the approval conditions on your permit require you to submit additional information in connection with your proof of beneficial use? If yes, list the conditions below and attach documents with the required information.

Completed? Yes ☐ No ☐

8. Fee Enclosed: \$ 50.00 See fee schedule on back of the instructions for filing proof of beneficial use. Proofs filed without an appropriate fee, will be considered incomplete.

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

Name: James Fishback Telephone Number: (208) 263-9336

Mailing Address: P.O. Box 2163 City: SANDPOINT, Id.

State: Id Zip: 83864 Email: afishback@sandpoint.ne

The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of permit holder: Annette Fishback Date: 10/24/12
(Include your title, if on behalf of company or organization)

Mail to: Idaho Department of Water Resources, PO Box 83720, Boise, ID 83720-3098

Should have been 5 acres. I read permit wrong the total parcel is 20 acres

State of Idaho
Department of Water Resources

Permit to Appropriate Water

NO. 96-09437

Priority: July 21, 2009

Maximum Diversion Rate:

Maximum Diversion Volume:

0.15 CFS

20.0 AF

This is to certify, that JAMES FISHBACK And/Or
ANNETTE FISHBACK
PO BOX 2163
SANDPOINT ID 83864
(208) 263-9336

has applied for a permit to appropriate water from:

Source: LOST LAKE

Tributary: UNNAMED STREAM

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DIVERSION TO STORAGE	01/01 to 12/31	0.15 CFS	
IRRIGATION	04/01 to 10/31	0.15 CFS	
IRRIGATION STORAGE	01/01 to 12/31		20.0 AF
IRRIGATION FROM STORAGE	04/01 to 10/31		15.0 AF
FIRE PROTECTION	01/01 to 12/31	0.15 CFS	
FIRE PROTECTION STORAGE	01/01 to 12/31		5.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LOST LAKE, NW1/4SW1/4, Sec. 25, Twp 58N, Rge 01W, B.M., BONNER County

PLACE OF USE: IRRIGATION same as IRRIGATION FROM STORAGE

Twp Rge Sec	NE	NW	SW	SE	Totals
58N 01W 25	NE	NW	SW	SE	5.0

Total Acres: 5

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE	NW	SW	SE	Totals
58N 01W 25	NE	NW	SW	SE	5.0

PLACE OF USE: FIRE PROTECTION same as FIRE PROTECTION STORAGE

Twp Rge Sec	NE	NW	SW	SE	Totals
58N 01W 25	NE	NW	SW	SE	5.0

SCANNED
DEC - 4 2009