



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

August 19, 2009

J. Chris Pfahl  
PO Box 438  
Wallace, ID 83873-0438

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho

Dear Mr. Pfahl:

The Idaho Department of Water Resources is returning your application for permit for the following reasons.

### Item #1 Applicant

Since the water right proposes to supply water to two separate parties, Rust and Pfahl, Rust needs to be included as an applicant. Mr. Rust will also need to sign the application.

### Item #4 Purpose of Use

The allotted diversion amount for 3 homes is 0.08 cfs instead of 0.12 as shown on the application. This diversion amount is for in house use only. An additional use needs to be added for irrigation. You will need to determine how many acres of irrigation there will be and the location per quarter quarter. The general diversion allotment for irrigation is 0.03 cfs per acre for acreage 5 acres or less and 0.02 cfs per acre for acreage over 5 acres. The attached aerial photograph will be helpful.

The submitted application also made reference to fire protection. If you intend to have fire protection, you should add it as a separate use. You will also need to determine the desired diversion rate in cfs. This is usually related to the maximum size of your pump output.

### Item #7 Time For Completion

The application indicated one year. You may want to increase this to 5 years which is the maximum allowable. This will give you time to construct the other two homes, otherwise everything has to be completed within one year.

### Item #9 Place of Use

Please refer to the attached aerial photograph. The project is located within 3 quarter quarters. One in Section 25, Township 48 North, Range 4 East and the other two in Section 30, Township 48 North, Range 5 East. It looks like you will have "Domestic" in all three, "Commercial" in the SWSW of Section 30, "Fire Protection" in all three and "Irrigation" in all three. For irrigation you will need to determine how many acres will

COPY

be irrigated in each of the quarter quarters and so indicate in the appropriate box in Item #9.

From the well log information on the well that was constructed in 1994, it appears the well was a dry hole. You plan to construct a new shallow well. If that's the case, the well that was drilled in 1994 need not be part of the application.

Once the corrections and/or additions have been made, please return the application to me within the next 30 days so as not to delay processing. If you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin  
Senior Water Resources Agent  
Enclosure

COPY



# IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Use Typewriter  
or  
Ball Point Pen

1. DRILLING PERMIT NO. 94-94-N-75-570  
Other IDWR No. \_\_\_\_\_

**2. OWNER:**

Name Chris PF21L  
Address Box 438  
City Wallace State Id Zip 83873

**3. LOCATION OF WELL by legal description:**

Sketch map location must agree with written location.

N  
  
 W E  
 S  
 Twp. 48 North ☒ or South ☐  
 Rge. 5 East ☒ or West ☐  
 Sec. 30 SW 1/4 SW 1/4 SW 1/4  
 Gov't Lot \_\_\_\_\_ County Shoshone  
 10 acres 40 acres 160 acres  
 Address of Well Site Exit 64 Galconder  
Mill City Liberal  
 (Give at least name of road + Distance to Road or Landmark)

Lt. \_\_\_\_\_ Blk. \_\_\_\_\_ Sub. Name \_\_\_\_\_

**4. PROPOSED USE:**

☒ Domestic    ☐ Municipal    ☐ Monitor    ☐ Irrigation  
☐ Thermal    ☐ Injection    ☐ Other

## 5. TYPE OF WORK

☒ New Well    ☐ Modify or Repair    ☐ Replacement    ☐ Abandonment

## 6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other \_\_\_\_\_

## 7. SEALING PROCEDURES

| SEAL/FILTER PACK |      |    | AMOUNT          | METHOD |
|------------------|------|----|-----------------|--------|
| Material         | From | To | Sacks or Pounds |        |
| Bentonite        | 0    | 18 | 45 Ks           | POUR   |
|                  |      |    |                 |        |

Was drive shoe used? ☒ Y ☐ N Shoe Depth(s) 18

Was drive shoe seal tested? Y ☐ N ☒ How? \_\_\_\_\_

**8. CASING/LINER:**

| Diameter | From | To | Gauge | Material | Casing                              | Liner                    | Welded                              | Threaded                 |
|----------|------|----|-------|----------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| 6        | +2   | 18 | 250   |          | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|          |      |    |       |          | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |
|          |      |    |       |          | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> |

Length of Headpipe \_\_\_\_\_ Length of Tailpipe \_\_\_\_\_

## 9. PERFORATIONS/SCREENS

| Perforations | Method |
|--------------|--------|
| 1            |        |
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| 100          |        |

| Screens | Screen Type |
|---------|-------------|
|---------|-------------|

| From | To | Slot Size | Number | Diameter | Material | Casing                   | Liner                               |
|------|----|-----------|--------|----------|----------|--------------------------|-------------------------------------|
|      |    |           |        |          |          | <input type="checkbox"/> | <input type="checkbox"/>            |
|      |    |           |        |          |          | <input type="checkbox"/> | <input type="checkbox"/>            |
|      |    |           |        |          |          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

**10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:**

\_\_\_\_ ft. below ground      Artesian pressure \_\_\_\_\_ lb.

Depth flow encountered \_\_\_\_\_ ft. Describe access port or control devices:

SWSWSW 30 48N SE

## 11. WELL TESTS:

☐ Pump    ☐ Bailer    ☒ Air    ☐ Flowing Artesian

| Yield gal./min. | Drawdown | Pumping Level | Time |
|-----------------|----------|---------------|------|
| 10              |          |               |      |
|                 |          |               |      |
|                 |          |               |      |

Water Temp. 7 Bottom hole temp. 1

Water Quality test or comments: \_\_\_\_\_

## 12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

| Bore<br>Dia.                                                                                                                                                                                                                                                                             | From | To | Remarks: Lithology, Water Quality & Temperature | Y | N |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------|----|-------------------------------------------------|---|---|
| B                                                                                                                                                                                                                                                                                        | 0    | 18 | Gravel                                          |   |   |
| 6                                                                                                                                                                                                                                                                                        | 18   | 40 | Blue shale                                      |   |   |
| <div style="border: 1px solid black; padding: 10px; width: fit-content; margin: 0 auto;"> <p><b>RECEIVED</b></p> <p><b>JAN 10 1995</b></p> <p>MULTI-MEDIA REGION<br/>IDWR</p> </div>                                                                                                     |      |    |                                                 |   |   |
| <div style="display: flex; justify-content: space-between; align-items: flex-end; padding: 10px;"> <div> <p>Completed Depth <u>40</u> (Measurable)</p> <p>Date: Started <u>12/2/94</u> Completed <u>12/2/94</u></p> </div> <div style="text-align: right;"> <p>12/2/94</p> </div> </div> |      |    |                                                 |   |   |

### 13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.


 Firm Name All ways Drilling Inc Firm No. 510

Firm Official Stan K Wolfe Date 12/4/94

and

Supervisor or Operator Robert H. Hight Date 12/4/94  
(Sign once if Firm Official & Operator)

**FORWARD WHITE COPY TO WATER RESOURCES**

94-7528

**J Chris Pfahl**  
PO Box 438  
Wallace, ID 83873-0438  
208-753-3811  
sveng@hughes.net

September 5, 2009

Keith Franklin  
Idaho Department of Water Resources  
7600 Mineral Drive, Suite 100  
Coeur d'Alene, ID 83815

**RECEIVED**  
**SEP - 8 2009**  
**IDWR/North**

Re: Application for Permit to Appropriate Waters

Dear Mr. Franklin:

Thank you for your letter of August 19, 2009, returning the application I submitted for appropriating waters of the State of Idaho. Based on your letter, I have revised the permit application as follows:

**Item #1 Applicant**

David H. Rust was added to the application as he will be using water from the proposed well for a duplex currently under construction (2 households).

**Item #4 Purpose of Use**

I have no firm plans for constructing any other residences on my property in the next 5 years, I therefore dropped the request for the 2 future residences. Rust is actually constructing a duplex which should count as 2 households. As I understand Idaho Code, you are allowed up to 13,000 gallons per day per household. That equates to 0.02 cfs per household or total of 0.04 cfs. The duplex is located in the SE1/4 SE1/4 of Section 25, T48N, R4E B.M.

I reduced the commercial request to 0.02 cfs as its use would be similar to a domestic use. I also eliminated reference to fire protection as no dedicated fire protection systems are being installed.

No irrigation is proposed at either site as there is no where to put yards or gardens. Both sites are entirely graveled.

**Item #7 Time for Completion**

I left the time for completion as 1 year. Construction of the well and duplex will be substantially completed this year. The commercial use will be connected to the well when Rust runs the water line to his duplex.

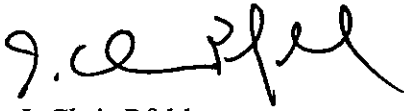
**Item #9 Place of Use**

The table was revised to reflect the domestic use, consisting of a duplex, in the SE1/4 SE1/4 of Section 25, T48N, R4E B.M. and a commercial use in the SW1/4 SW1/4 of Section 30, T48N, R5E B.M. As stated earlier, no irrigation or fire protection is proposed.

I also eliminated all reference to the dry well that was drilled in 1995.

Please let me know if this application is acceptable.

Sincerely:

A handwritten signature in black ink, appearing to read "J. Chris Pfahl". The signature is fluid and cursive, with the first name "J." and last name "Pfahl" clearly distinguishable.

J. Chris Pfahl



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

December 9, 2009

J. CHRIS PFAHL  
DAVID H RUST  
PO BOX 438  
WALLACE, ID 83873-0438

Application For Permit No. 94-7528

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the SHOSHONE NEWS PRESS on 12/17/2009 and 12/24/2009. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Keith Franklin  
Sr. Water Resource Agent

**Ball, Dianne**

---

**From:** Ball, Dianne  
**Sent:** Wednesday, December 09, 2009 2:30 PM  
**To:** 'ccampbell@shoshonenewspress.com'  
**Subject:** FW: Application for Permit No. 91-7193, 94-7528, 94-7535, 94-7537  
**Attachments:** LegalNotice 12-09-09 NP e-mail 91-7192, 94-7528,35,37.doc

Forwarding a copy of this to you also FYI - so you will know what we are doing and requesting.

Thank you,

*Don't count the days, let the days count.*

*Dianne Ball*

Administrative Assistant  
Idaho Department of Water Resources  
7600 N Mineral Dr., Ste. 100  
Coeur d'Alene, ID 83815  
208-762-2800 Fax 208-762-2819

---

**From:** Ball, Dianne  
**Sent:** Wednesday, December 09, 2009 2:02 PM  
**To:** Legal Notices-Shoshone NP Angie Abbott@cdapress.com; Legal Notices-Shoshone NP Billing  
**Subject:** Application for Permit No. 91-7193, 94-7528, 94-7535, 94-7537

Good afternoon, Angie,

I trust you are all ready for Christmas. I sure wish I was, but I'm about 2 months behind right now. I have discovered that wishing doesn't make it so! ;-)

Please publish the enclosed legal notice on the dates indicated, December 17 and 24, 2009, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

**Please send a proof/preview copy for my review, before this actually goes to press.**

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 1/4/2010. Your cooperation is greatly appreciated.

If you have ANY questions, please call me or reply to this e-mail.



LegalNotice  
12-09-09 NP e-mail..

Thank you very much for your help.

*Dianne Ball*

Administrative Assistant  
Idaho Department of Water Resources  
7600 N Mineral Dr., Ste. 100  
Coeur d'Alene, ID 83815  
208-762-2800 Fax 208-762-2819

**Ball, Dianne**

---

**From:** Ball, Dianne  
**Sent:** Wednesday, December 09, 2009 2:02 PM  
**To:** Legal Notices-Shoshone NP Angie Abbott@cdapress.com; Legal Notices-Shoshone NP Billing  
**Subject:** Application for Permit No. 91-7193, 94-7528, 94-7535, 94-7537  
**Attachments:** LegalNotice 12-09-09 NP e-mail 91-7192, 94-7528,35,37.doc

Good afternoon, Angie,

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If you have ANY questions, please call me or reply to this e-mail.



LegalNotice  
12-09-09 NP e-mail..

Thank you very much for your help.

*Dianne Ball*

Administrative Assistant  
Idaho Department of Water Resources  
7600 N Mineral Dr., Ste. 100  
Coeur d'Alene, ID 83815  
208-762-2800 Fax 208-762-2819

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

**91-7193**

ROBERT H MC CALL

PAULA K MC CALL

18511 N CIRCLE S TRAIL

RATHDRUM, ID 83858

Point of Diversion L3(NENW) S6 T45N R02E SHOSHONE CO

Source ST JOE RIVER Tributary COEUR D ALENE LAKE

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 9/8/2009

Place Of Use: DOMESTIC

T45N R02E S6 L3(NENW)

T46N R02E S31 SESW

Domestic use is for 1 RV site

**94-7528**

J. CHRIS PFAHL

DAVID H RUST

PO BOX 438

WALLACE, ID 83873-0438

Point of Diversion SESWSW S30 T48N R05E SHOSHONE CO

Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 0.02 CFS

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.06 CFS

Date Filed: 8/17/2009

Place Of Use: DOMESTIC

T48N R04E S25 SESE

T48N R05E S30 SWSW

Place Of Use: COMMERCIAL

T48N R05E S30 SWSW

Domestic use is for 1 duplex.

**94-7535** Commercial use is for house log manufacturing plant.

**94-7535**

BOB A SANDAU

1090 DAY RD

COEUR D ALENE, ID 83815

Point of Diversion L4(NENW) S21 T50N R04E SHOSHONE CO

Source NORTH FORK COEUR D ALENE RIVER

Tributary COEUR D ALENE RIVER

Use: IRRIGATION 06/01 to 08/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 10/29/2009

Place Of Use: IRRIGATION T50N R04E S21 L4(NENW)

Total Acres: 1

**94-7537**

RIVER RUN LANDOWNERS ASSN

3625 HIGHLAND DR

COEUR D ALENE, ID 83815

Point of Diversion L6(SWSE) S25 T50N R03E SHOSHONE CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.15 CFS

Use: DOMESTIC 01/01 to 12/31 0.18 CFS

Total Diversion: 0.2 CFS

Date Filed: 11/18/2009

Place Of Use: DOMESTIC

T50N R03E S25 L6(SWSE) L8(SESE)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 7.5

Domestic use is for 15 recreational lots.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-211. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 1/4/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 12/17/2009 and 12/24/2009