

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-09269

RECEIVED
JAN 12 2009
IDWR/North

Date of Priority: January 03, 2006

Maximum Diversion Rate: 1.20 CFS
Maximum Diversion Volume: 180.0 AF

Comes now LILLIAN V BRACKEBUSCH
879 SAMUELS RD

SANDPOINT ID 83864 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 96-09269, and requests that the permit be changed as follows:

Source: SAND CREEK

Tributary: PACK RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.20 CFS	180.0 AF

LOCATION OF POINT(S) OF DIVERSION:SAND CREEK NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28, Twp 59N, Rge 01W, B.M. BONNER County**PLACE OF USE:** IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals	
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
59N 01W 28			.2	1.0					24.0				27.0	25.0	39.0	38.0	32.0	186.2

Total Acres: 186.2

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 9th day of January, 2009.

Lillian V Brackebusch
(Signature)

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Preliminary check by _____ Fee = 750⁰⁰ Receipted by DB # ND19774 Date 1/12/09

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 96-09269 with the following:

CONDITIONS OF APPROVAL

1. Water shall not be diverted under this right when flows in the Pack River are below established minimum flow amounts.
2. 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.
3. 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.
4. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
5. Rights 96-9269 and 96-9274 when combined shall not exceed a total diversion rate of 1.33 cfs, a total annual maximum diversion volume of 360.0 af at the field headgate, and the irrigation of 120 acres.

Witness my hand this 26th day of January, 2009.

David R. Tuthill, Jr.
DAVID R. TUTHILL, JR.
Director