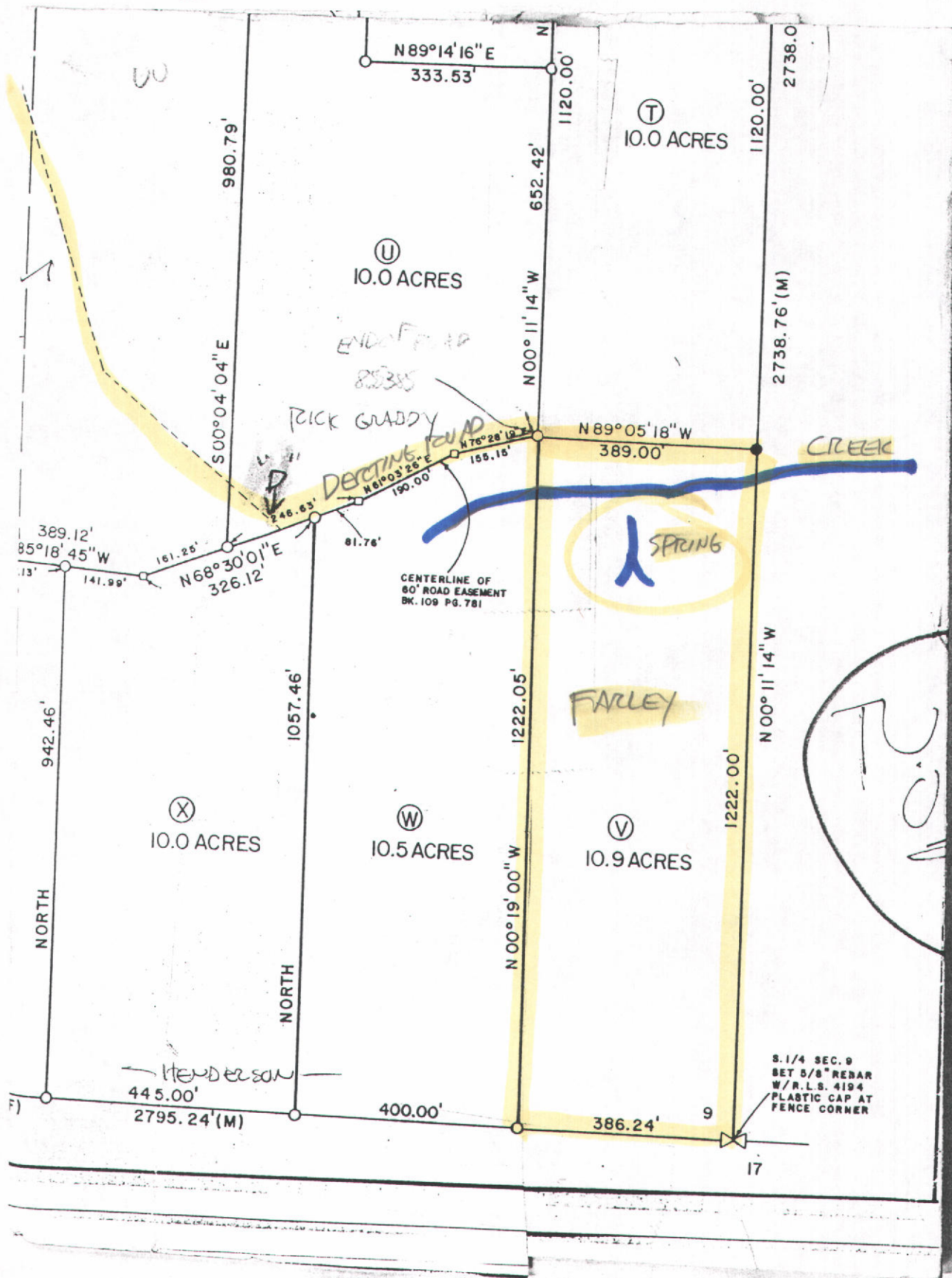
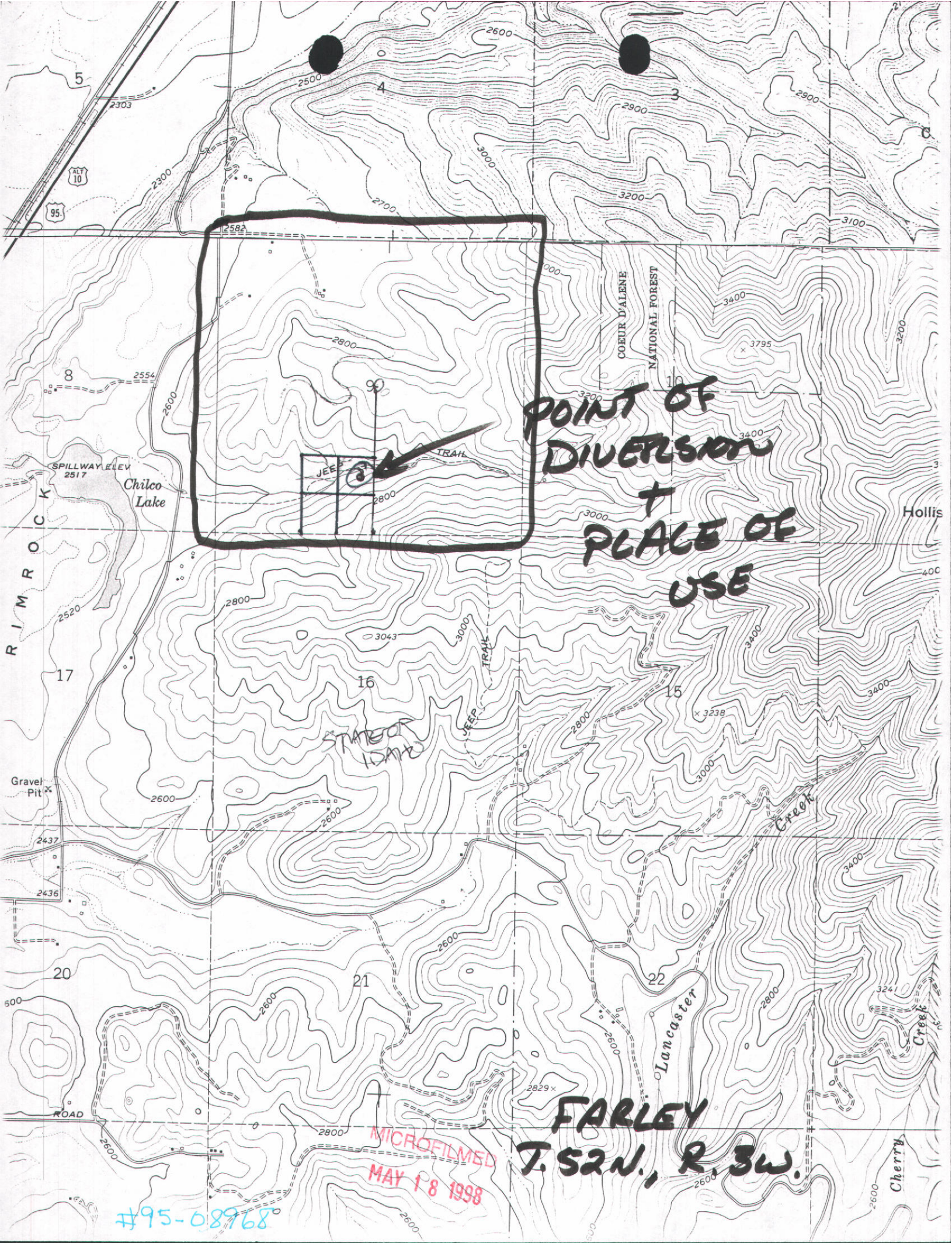




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MAY 18 1998

95-08968

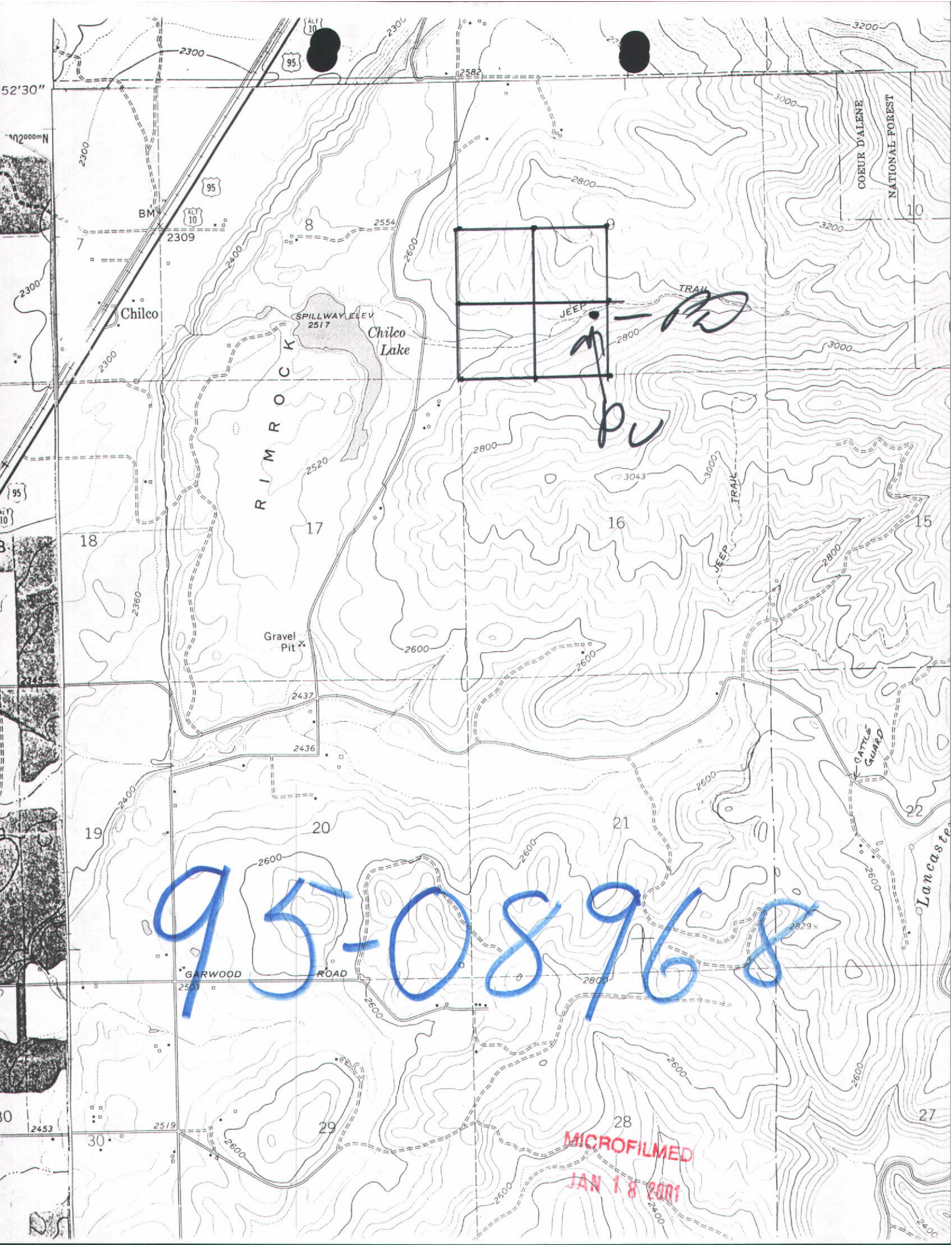


POINT OF
DIVERSION
+
PLACE OF
USE

FARLEY
T. 52N., R. 3W.

MICROFILMED
MAY 18 1998

#95-08968



52'30"

102000m N

BM

Chilco

SPILLWAY ELEV 2517

Chilco Lake

RIM ROCK

Gravel Pit

GARWOOD

ROAD

JEEP

TRAH

JEEP TRAIL

COEUR D'ALENE

NATIONAL FOREST

CATTLE GUARD

Lancaster

95-08968

MICROFILMED

JAN 18 2001



PD



PU

95-08986

MICROFILMED
JAN 18 2001

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-08968

Priority: June 27, 1997

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 0.2 AF

It is hereby certified that BRIAN T FARLEY
PO BOX 1836
HAYDEN LAKE ID 838351836

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 27, 1997; and has submitted Proof
of Beneficial Use on September 23, 1999. An examination indicates that the works have a diversion
capacity of 0.01 cfs of water from:

SOURCE

SPRING

tributary to CHILCO LAKE

and a water right has been established as follows:

BENEFICIAL USE

STOCKWATER

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.01 CFS

**ANNUAL
DIVERSION VOLUME**

0.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING NE1/4SE1/4SW1/4 Sec. 9, Twp 52N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N 03W 9													X				

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. 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 and sealed this 5TH day of JANUARY, 2001

Acting for

KARL J. DREHER, Director

MICROFILMED

JAN 11 2001

RECEIVED

SEP 23 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08968 Telephone No. 208 772 1822
2. Name(s) of Permit Holder(s): BRIAN T FARLEY
3. Mailing Address: POB 1836 HAYDEN ID 83835
4. Source of Water: SPRING If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
 - a. Well Driller: _____ Drilling Permit Number: _____
 - b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): 12 HORSES + 12 CATTLE
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .02 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?	Yes _____ or No <u>X</u>
Has the measuring device been installed?	Yes _____ or No _____
Flow Measurement Port: Is a flow measurement port required?	Yes _____ or No <u>X</u>
Has the measurement port been installed?	Yes _____ or No _____
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: BRIAN FARLEY Telephone Number: 208 772 1822
Address: POB 1836 HAYDEN ID 83835
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho. **MICROFILMED**
Signature of permit holder: [Signature] Date: JAN 3 1 2000 09-1599
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08968

Proposed Priority: June 27, 1997

Maximum Diversion Rate:

0.02 CFS

This is to certify, that **BRIAN T FARLEY**

PO BOX 1836

HAYDEN LAKE ID 83835-1836

has applied for a permit to appropriate water from:

SPRING

tributary of **CHILCO LAKE**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

STOCKWATER

01/01 to 12/31

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESESW, Sec. 9, Township 52N, Range 03W
KOOTENAI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

52N 03W 9

SESW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1999.
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 permit holder had no control.
4. Stockwater use is for 12 horses and range cattle.

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

19th day of September, 1997.

Karl J. Dreher
for Karl J. Dreher, Director

MICROFILMED
MAY 18 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95 8968

RECEIVED

To appropriate the public waters of the State of Idaho SEP 05 1997

Department of Water Resources
208-772-0841

1. Name of applicant Brian T. Farley Phone _____

Post office address P.O. Box 1836 Hayden Lake, ID 83835

2. Source of water supply unnamed spring which is a tributary of unnamed stream
Chilco Lake

3. Location of point of diversion is NE ¼ of SE ¼ of SW ¼, Govt. Lot _____

Sec. 9 Township 52N Range 3W B.M. Kootenai County; additional
points of diversion if any: See attached lega, Parcel V

4. Water will be used for the following purposes:

Amount .02 for stockwater purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.02 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Develop spring with perforated
PVC to collector for stock water

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? No

e. If well is already drilled, when? _____; Drilling firm _____;

Well was drilled for (well owner) _____

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

2 years (minimum 1 year).

* see memo dated 9/16/97 cz.

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. Horses & cattle, less than 12 head
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
52N.	3W.	9												S					

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? APPLICANT

b. Who owns the land to be irrigated or place of use? " "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

MICROFILMED

MAY 18 1998

Received by db Date 6/27/97 Time 11:50a Preliminary check by AB
Fee \$ 150.00 Receipted by db # N011390 Date 6/27/97
Publication prepared by db Date 7/30/97 Published in C&A Press 8/7/97
Publication approved db Date 8/19/97

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

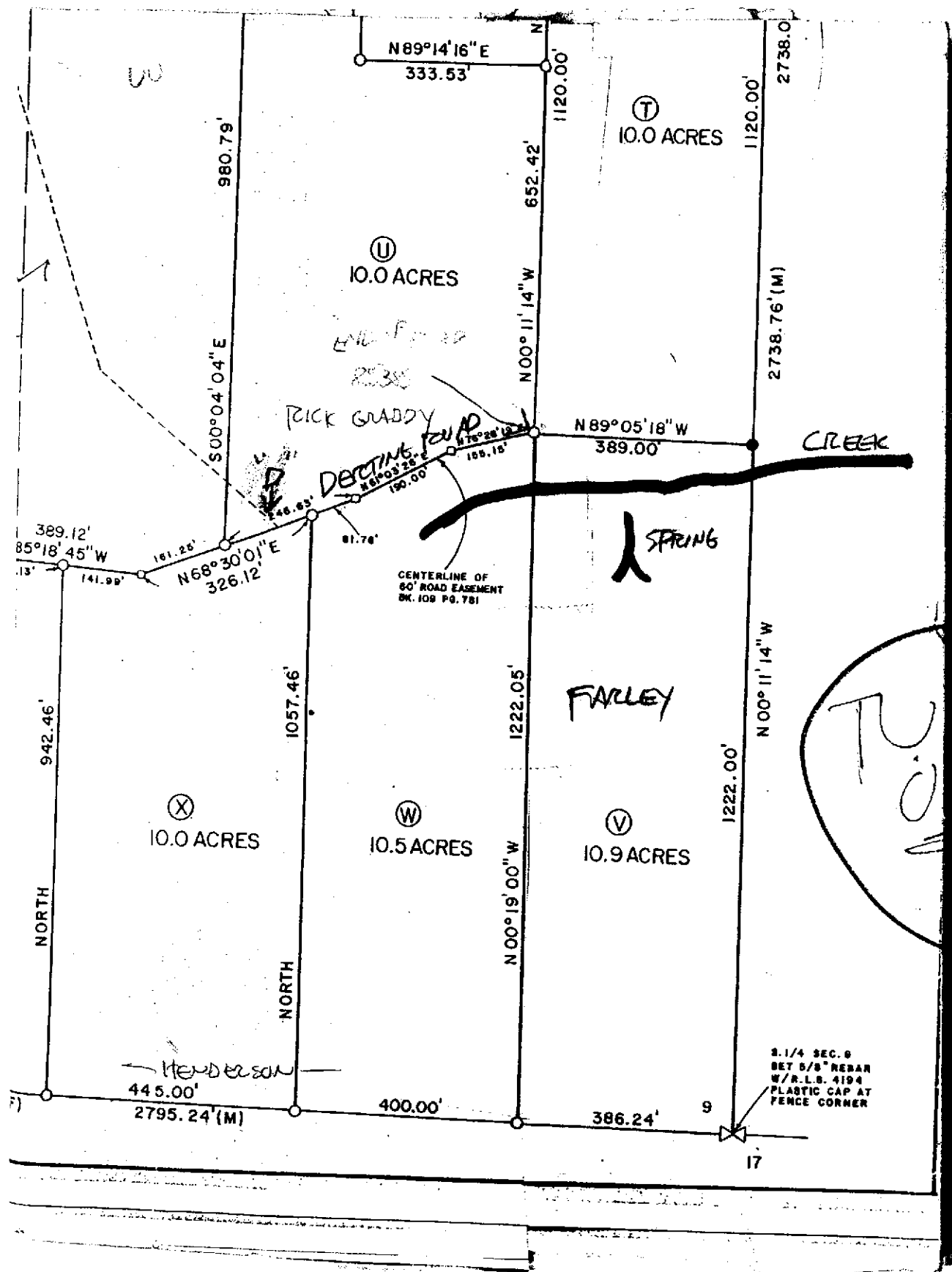
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MICROFILMED

MAY 18 1998



MICROFILMED

MAY 18 1968

EXHIBIT "A"

Parcel V

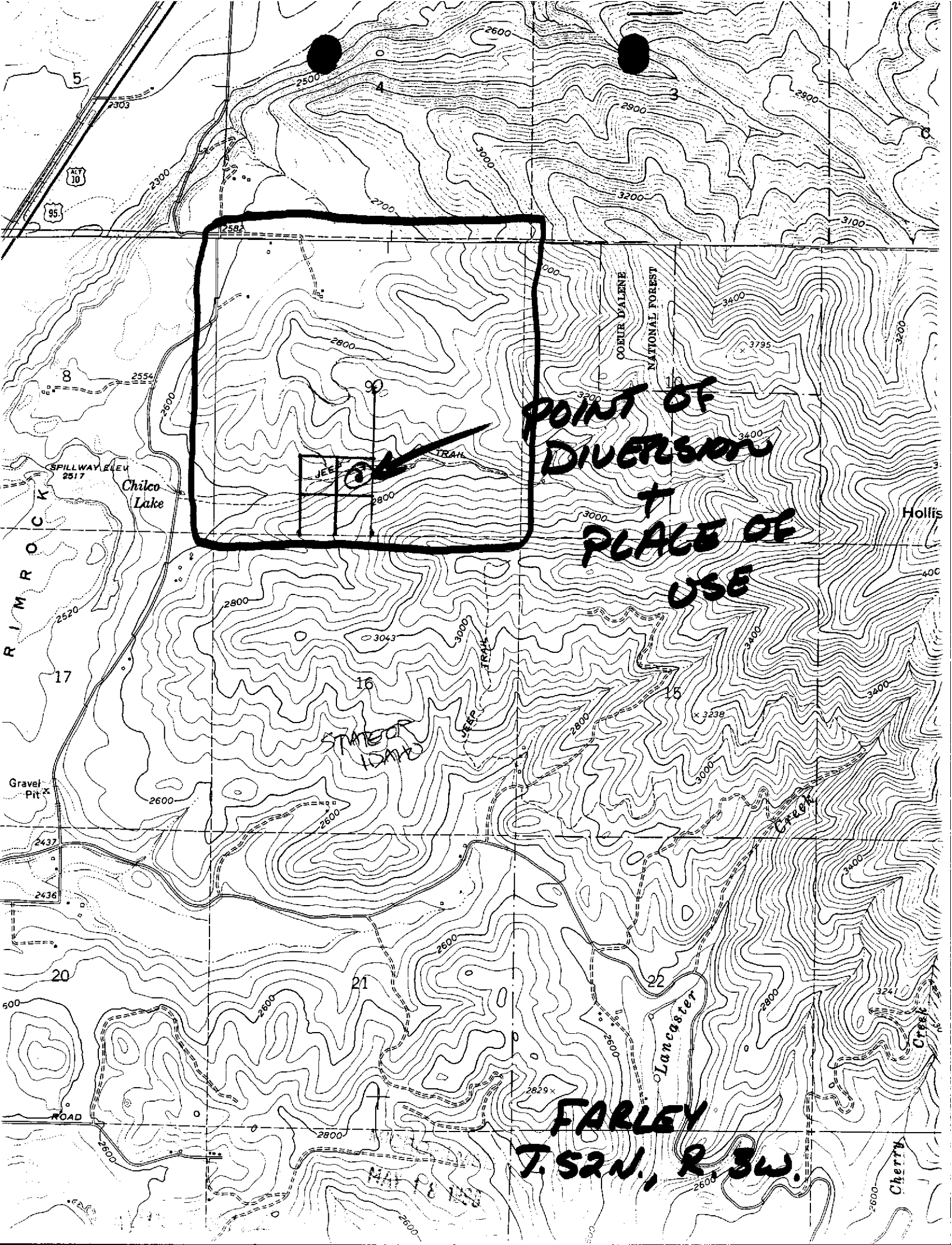
That portion of the Southwest quarter of Section 9, Township 52 North, Range 3 W.B.M., Kootenai County, State of Idaho, described as follows:

Beginning at the South quarter corner of said Section 9; thence North 89°05'18" West, along the South line of said Section 386.24 feet; thence North 00°19'00" West, 1222.05 feet; thence South 89°05'18" East, 389.00 feet to the East line of said Southwest quarter; thence South 00°11'14" East, along said East line 1222.00 feet to the Point of Beginning.

NOT RECORDED

MAY 18 1968

18-02768



POINT OF
DIVERSION
+
PLACE OF
USE

FARLEY
T. 52N., R. 34W.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
OCT 18 2000
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08968
Phone No. (208) 772-0841
1. Owner: Brian T. Harley
Current Address: PO Box 1836 Hayden Lake ID 83835-1836
2. Accompanied by: Brian T. Harley EXAM DATE: 9-21-00
Address: Same as above Phone No. _____
Relationship to Permit Holder: _____
3. Source: Spring tributary to Chilco Lake

B. OVERLAP REVIEW

- Other water rights with the same place of use: _____
- Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SE	SW	09	52N	03W	Kootenai	USES 7.5 min Quad

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	03W	09												S					

MICROFILMED

JAN 18 2001

2. Measurements:

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

D. FLOW MEASUREMENTS

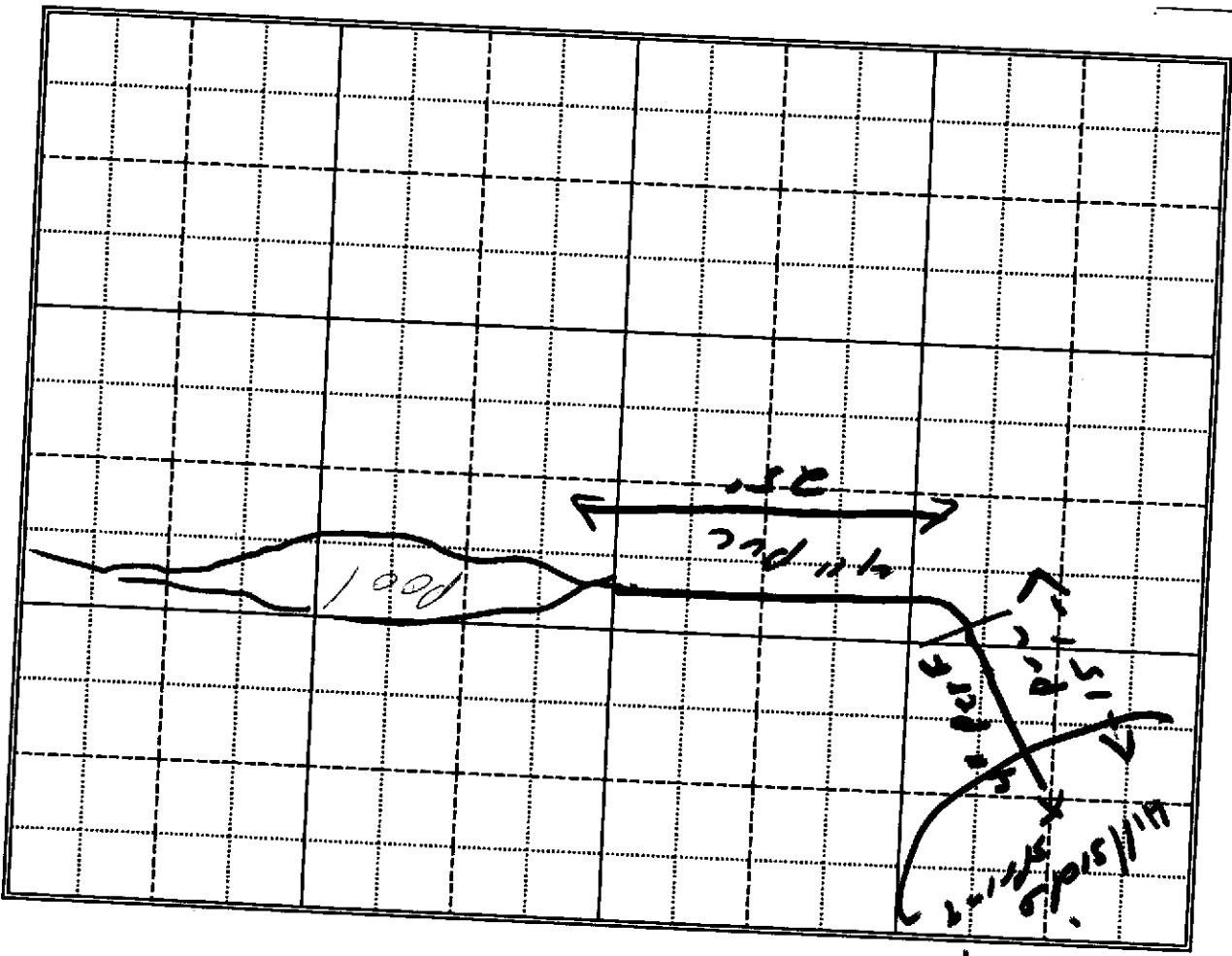
*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

4.

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 Aerial Photo Attached (required for irrigation of 10+ acres)
 Photo of Diversion and System Attached

Scale: 1" = _____



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable.

E. NARRATIVE/REMARKS/COMMENTS

A perforated line picks up spring water runs it along and empties onto ground. A small pool was made approx 2' x 5' long for as stream stops water at time of exam pool was full but no real flow.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED

JAN 18 2001

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

The measurement will be taken

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{ir} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Suburban

Period of Use
From 01-01
To 12-31

Rate of Diversion
Q (cfs)
1.01

Annual Volume
V (ata)
6.6

2. Recommended Amendments

Change P.D. as reflected above
Change P.U. as reflected above

Add P.D. as reflected above
Add P.U. as reflected above
None
Other

I. AUTHENTICATION

Field Examiner's Name

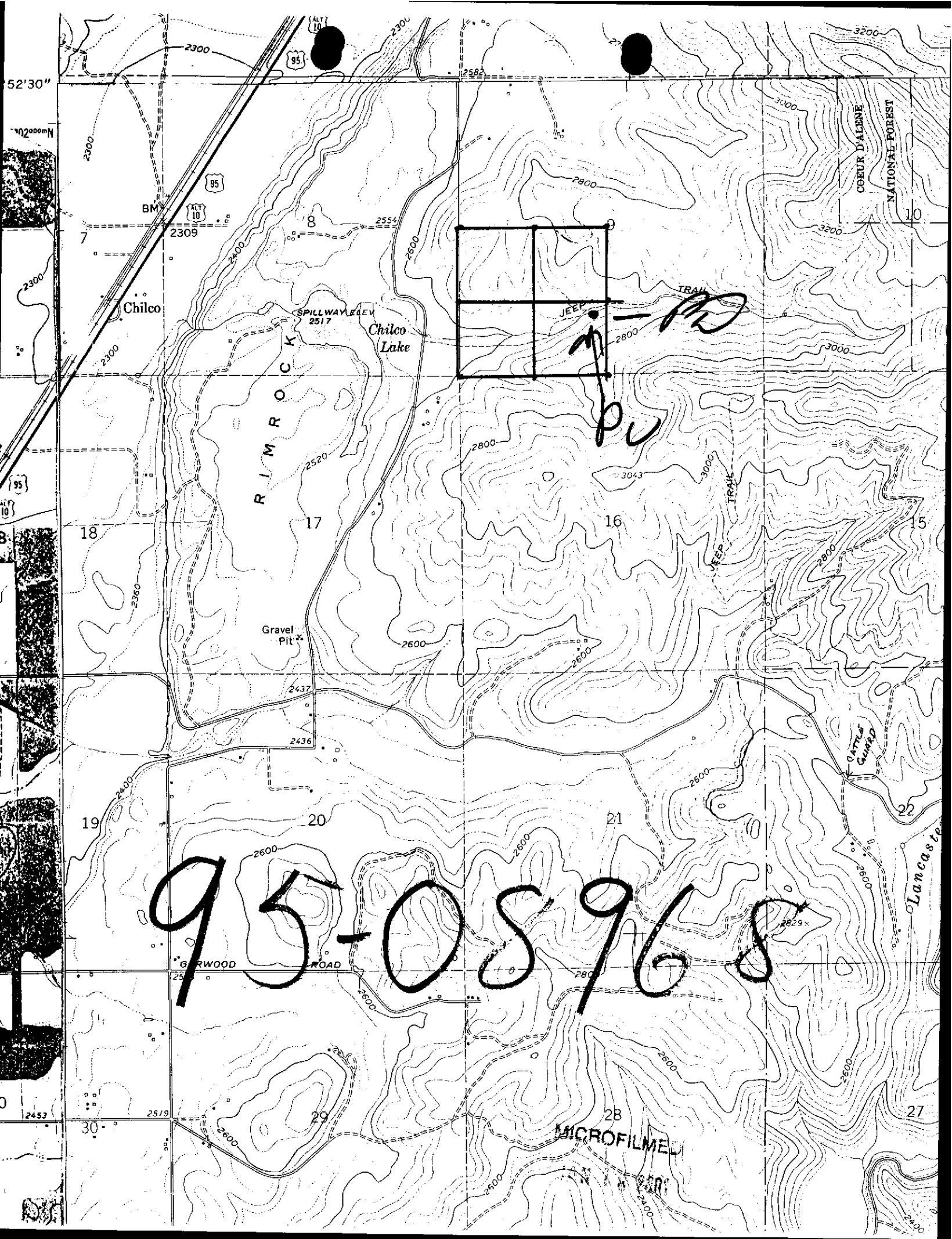
Walter J. Baker
Date 10-11-00

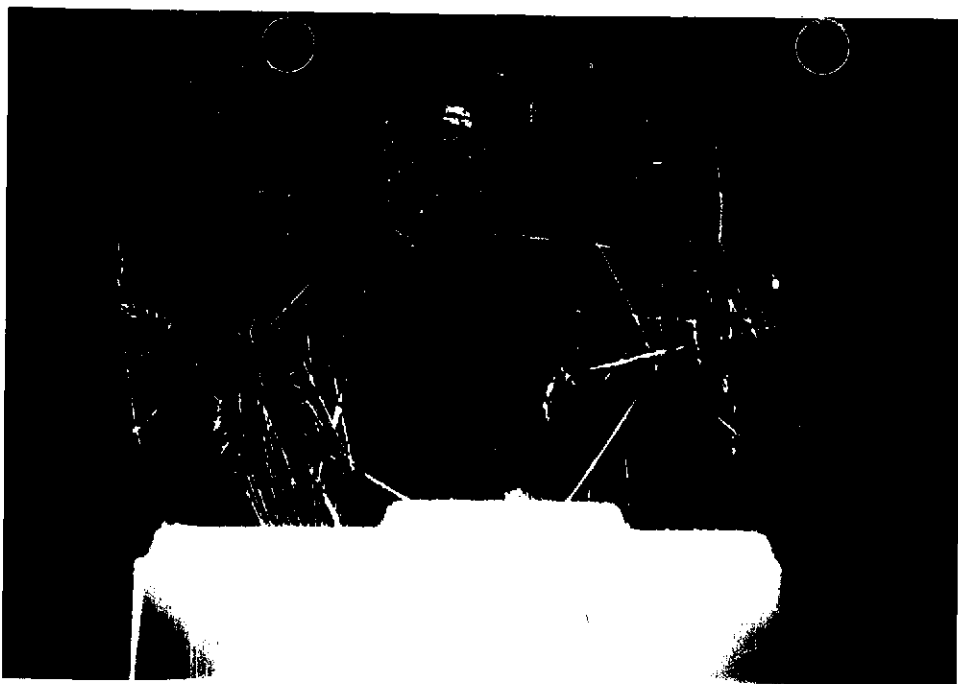
Reviewer

Date

SEAL
MICROFILMED

10-11-00





PD



PC

95-08986

MICROFILMED

JAN 14 2001

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08968 Reviewed by WZA Date 1-13-00

GENERAL CONSIDERATIONS

Y Name same as permit?

Y Address same as permit?

Y Proof timely received?
If not, complete calculation below.

TYPES OF USE

SDR

Correct Uses? Yes

SOURCE OF WATER

✓ Surface water source

 Ground water source

 Drilling permit required?

 Copy in the file? Drilling Permit No.

 Amount paid for permit Correct?

 Well log in the file?

LICENSE EXAMINATION FEE

Y Required?

50 Amount Submitted

Y Correct?

MEASURING DEVICE

 Required?

 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due -

No. of days late =

Priority Date +

New Priority Date

DEFICIENCIES OR ACTION ITEMS

none - ackn proof

DATA ENTRY

New Address

Proof Made 9-23-99

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*No.: 95-08968 Name: Farley Date: 9/16/97 Ad OK? ☒ ☒ Gvmt Lts: ☒**AREA OF CONCERN:**

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

1 year/no proof

- P16

>1 year

- 26A P17**GROUNDWATER: (✓ FLO-CH)****WMD (✓ MAP)**

>0.24 cfs/5 acres

- _____ or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD >0.24 cfs

- 01M (report when notified)

>5 a.

- 01M; 065-079 (if GW use SW 1st-statewide) (cannot move SW off)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87; ✓ WDQ3)

Included w/permit

- Permit No. _____ - _____ - _____ - _____ P99

No drilling permit?

- 046-46B-P23 (post 7/1/87)

irr. in WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):**IN MIN. STR. FLOW (✓ MAP)**

- 31A (modify remark *WB9)

WD (✓ MAP & LISTING)

- R04 (WD # _____) -01J-P08 (MD)

Pumped >0.20 cfs

- 01H-P01 (LD & MD) or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 P04, NA

(02/03-irr)

- 007-P07 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area

- 070-071- P53

Fish Propagation

- 029-007-042(req)-081-R07 (WQ)-P10; 044 (N of 1000 Springs)

Irr ≤ 5 acres

- R49/R50/R51/R52 (0.03 cfs/acre +AF)

> 5 acres

- R29/R30/R31/R32 (0.02 cfs/acre +AF)

Mining

- 054(req) -081-R07-P10

Muni (in restricted areas)

- 022, 075, 004 (+memo?)

Power

- 17H/17K(+uses)-08A-025-01N(P19)-028-081-R07(P10); 027 (if no other cons. use);
17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18

Stock (BLM/USFS)

- R37

Storage (✓3 compo.)

- 080; 18A (in- & out-flow MD within district), 18B-P09 (>10' dam),

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Basins 71-79

- 029 (fish screens)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co.

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU) _____

OTHER CONDITIONS:**STANDARD REMARKS:**- ① W02/12 + EBC**BENEFICIAL USE DUE:**- 10/1/1999**COMMENTS:**

MEMORANDUM

DATE: September 16, 1997
TO: File No. 95-08968
FROM: Cindy Zimmerman S.
RE: Review of application for permit

During the review of this application, I noted that the tributary identified on the application had been changed from Chilco Lake to unnamed stream. Per data entry standards: "The proper tributary name to be used is the first "named" tributary the source flows into, i.e., Snake River. All surface water tributaries should be named or show "SINKS" if this is the case."

I have modified the database to reflect the next named tributary, Chilco Lake.

MICROFILMED

MAY 18 1998

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

SEP 05 1997

WRI
WRA
BC

APPLICATION # 95-8968

DEPARTMENT OF WATER RESOURCES

***** INITIAL REVIEW *****

APPLICANT: EARLEY BY: AB DATE: 6/27/97

ITEM REQUIRED INFORMATION

1. () Name and Address
2. () Source
3. () Point of Diversion & County
4. () Quantity
() Nature of Proposed Use
() Period of Use
5. () Total Quantity
6. () Description of diverting works
7. () Time required for b/u
8. () Proposed use
9. () Place of use or acres irrigated
10. () Other Water Rights
11. () Ownership
13. () Map
() Signature
() Fee (Amt, recpt, acknowlegment)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

Yes No

- ☒ Field check: by _____
- ☒ Field report attached
- ☒ Analysis Supp. attached(>5cfs/500af)
- ☒ Water delivered by water master?
- Water District # _____

PROCESSING

Yes No

PRIORITY DATE: 6/27/97

- ☒ (Include Moratorium Remark)
- ☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes)(No)

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number _____

Checked by: _____ Date: ____/____/____

Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes)(No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
- ☐ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: _____

- 8/19/97 Publication dates and paper recorded on application | Sr. Agent initial AB
- 8/19 Protests received. Final protest date: 8/25/97
- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB Date: 9/2/97