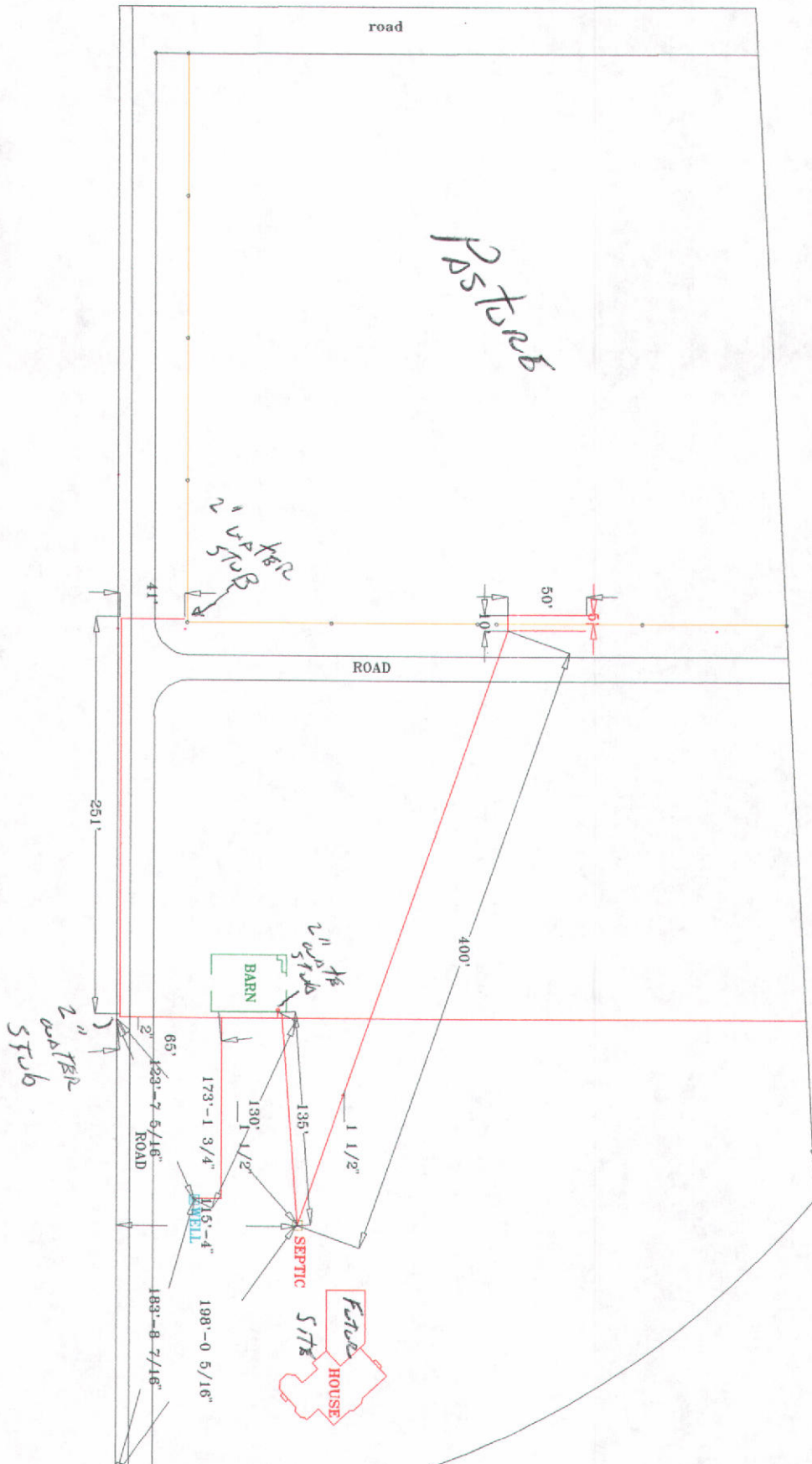




MICROFILMED
JAN 11 1999

FOR OFFICE USE ONLY
Amt. of Fee \$: 50
Receipt No. 1014588
Receipt By: TS
Date Received: 8-14-01

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 20 2001

PROOF OF BENEFICIAL USE

Department of Water Resources

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.

1. Permit No. 95-08830 Telephone No. (208) 929-1699 - CELL
(208) 457-0684

2. Name of Permit Holder(s): MICHAEL A PENNESTRI

3. Mailing Address: 632 S. RABBIT TRAIL

City POST FALLS State ID Zip 83854

4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. _____ / yr. 94

Well Driller: H2O Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 8 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 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 ✓

Has the measuring device been installed?

Yes _____ or No _____

8. Fee Enclosed: \$ 50 (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: SAME AS ABOVE Telephone Number: _____

Address: _____

10. 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. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] Date: 8-14-01

(include your title, if on behalf of company or organization)

MICROFILMED

OCT 17 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 27 1998

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 95-08830

Name(s) of Permit Holder: MICHAEL A PENNESTRI

Mailing Address: 2637 TENNYSON ST THOUSAND OAKS CA 91360

Date Proof is Due: _____ Telephone No. _____

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

SEE ATTACHED #1

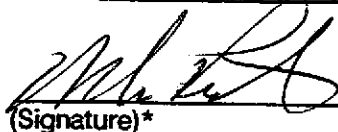
_____ Costing \$ 9,859.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

SEE ATTACHED #2

Permit holder(s) request an extension to DECEMBER 2000

FEE: \$50.00



(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

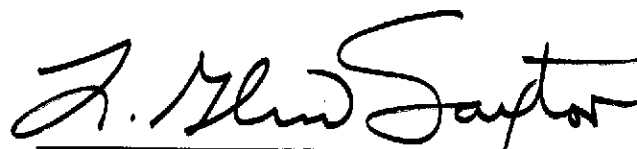
ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to December 1, 2001.

MICROFILMED

JAN 11 1999

Signed this 11 th day of December, 19 98


Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08830

Proposed Priority: September 27, 1993 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **MICHAEL A PENNESTRI**
2637 TENNYSON ST
THOUSAND OAKS CA 91360

has applied for a permit to appropriate water from: **GROUNDWATER**

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	0.16 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 12, Township 50N, Range 06W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N 06W 12	SENW 8			8

Total number of acres irrigated: 8

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1998.**
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. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Domestic use is for 1 home.
6. Stockwater use is for 3 cattle and horses.

JAN 21 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08830

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

17th day of November, 1993.

R. Keith Higginson

for
R. Keith Higginson, Director

JAN 21 1994

RECEIVED
NOV 09 1993

Ident. No. 95-8830

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant MICHAEL A PENNESTRI Phone 805 492 5118

Post office address 2637 TENNYSON ST., THOUSAND OAKS, CA
91360

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of SE 1/4 of NW 1/4, Govt. Lot _____

Sec. 12 Township 50N Range 6W B.M. KOOTENAI County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.18 for IRRIGATION purposes from MAR 15 to NOV 15 (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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP

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 10" to 6" inches; proposed depth of well is 130 feet.

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

e. If well is already drilled, when? YES; Drilling firm H2O

Well was drilled for (well owner) MIKE PENNESTRI 95-93-N-19 (DOMESTIC)
2/5/93

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
5 years (minimum 1 year).

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

- a. Hydropower; show total feet of head and proposed capacity in KW.

- 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 column.

ponding place of use below. See instructions for standard symbols.

[illegible]

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

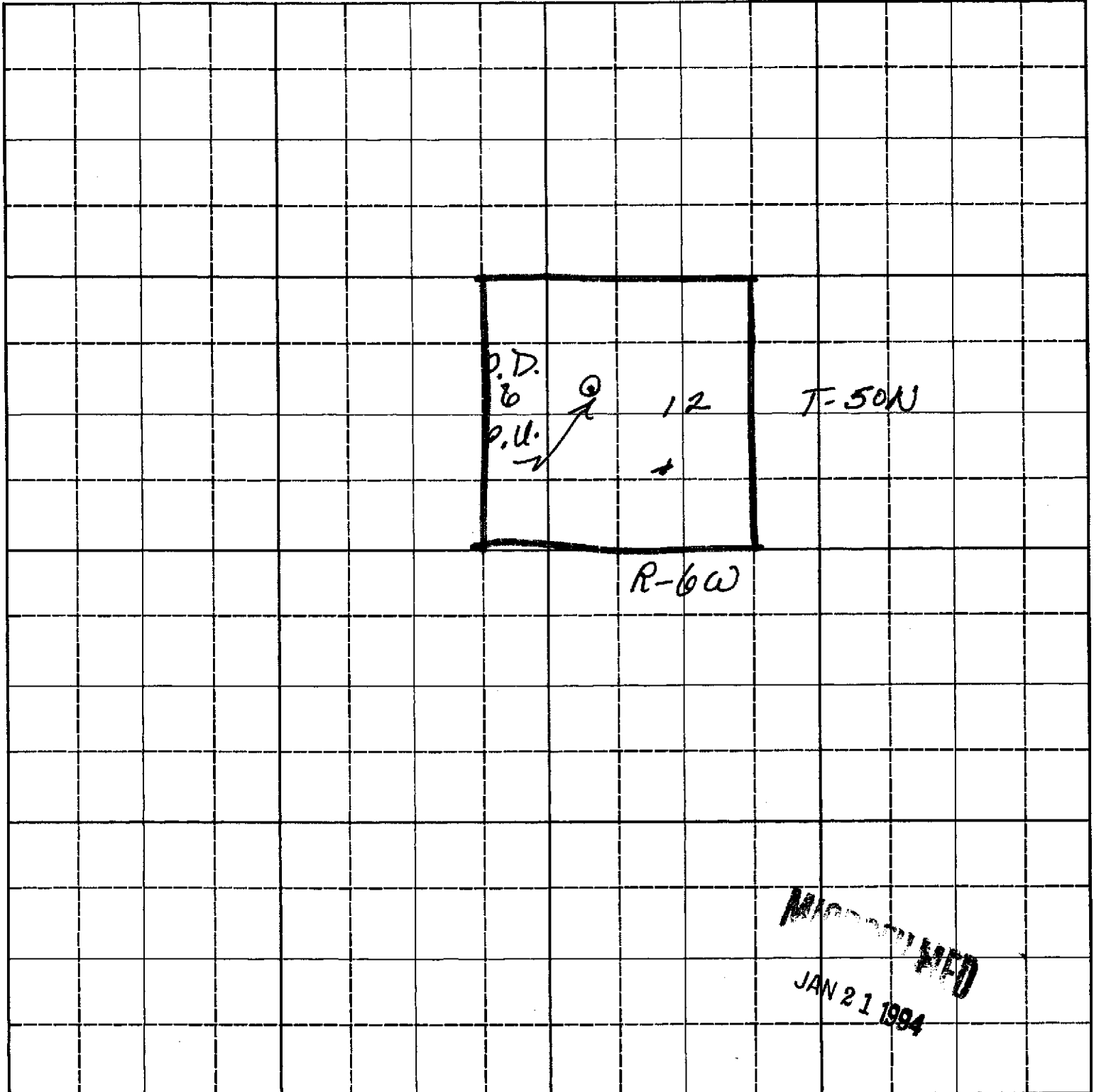
- b. Who owns the land to be irrigated or place of use? 11

applicant to make this filing.

12. Remarks: Applicant is ~~not~~ ^{eligible} for Drip System To

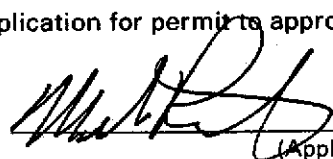
Remarks: Applicant is installing a drip system to save energy and water. He is unable to complete the entire system quickly. He is asking for at least 5 years to complete the system.

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant)

JAN 21 1994

RECEIVED

e. Other:

permit.

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.

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.

19

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

W.D. PERMIT UPDRADE AT TIME OF FILING

Publication approved _____

Date _____

10/29/93

Publication prepared by _____

Date _____

10/13/93

Published in _____

10/21/93

Fee \$ 30.00

Received by _____

Date 9/27/93

K-7006

Date 9/27/93

Preliminary check by _____

Time 10:18 AM

Date 9/27/93

Received by _____

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-8830

Reviewed By: dgibson

Date: September 7, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		95-93-N-19
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N014588	Well driller's report filed?	X	
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	08/14/2001
Date proof due	- 12/01/2001
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 09/27/1993
New priority date	= 09/27/1993

Deficiencies of Actions Items

Ask that Well Construction review this proof and be sure that their fees are paid. If ok, then mail out the proof acknowledgement letter. Update address. —

9/6 - Lane to April for her review.
Change of address done.

10/5 - April ok'd.

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 95-08830 Reviewed by gy Date 12-11-98

BASIC INFORMATION

11-27-98 Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
NO Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to Dec. 1, 2001, on basis of due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X
Change Proof Due Date 12-1-2001
Change Priority Date X

#1

I drilled my well, installed a 5 H.P. pump, control box, pressure switch and ect to make the pump operational.

I also installed two v-260 85 gallon pressure tanks in the barn. I have run approximately 600 ft. of 2 inch PVC run under ground at a depth of 5ft. to my upper pasture, future orchard area and house site.

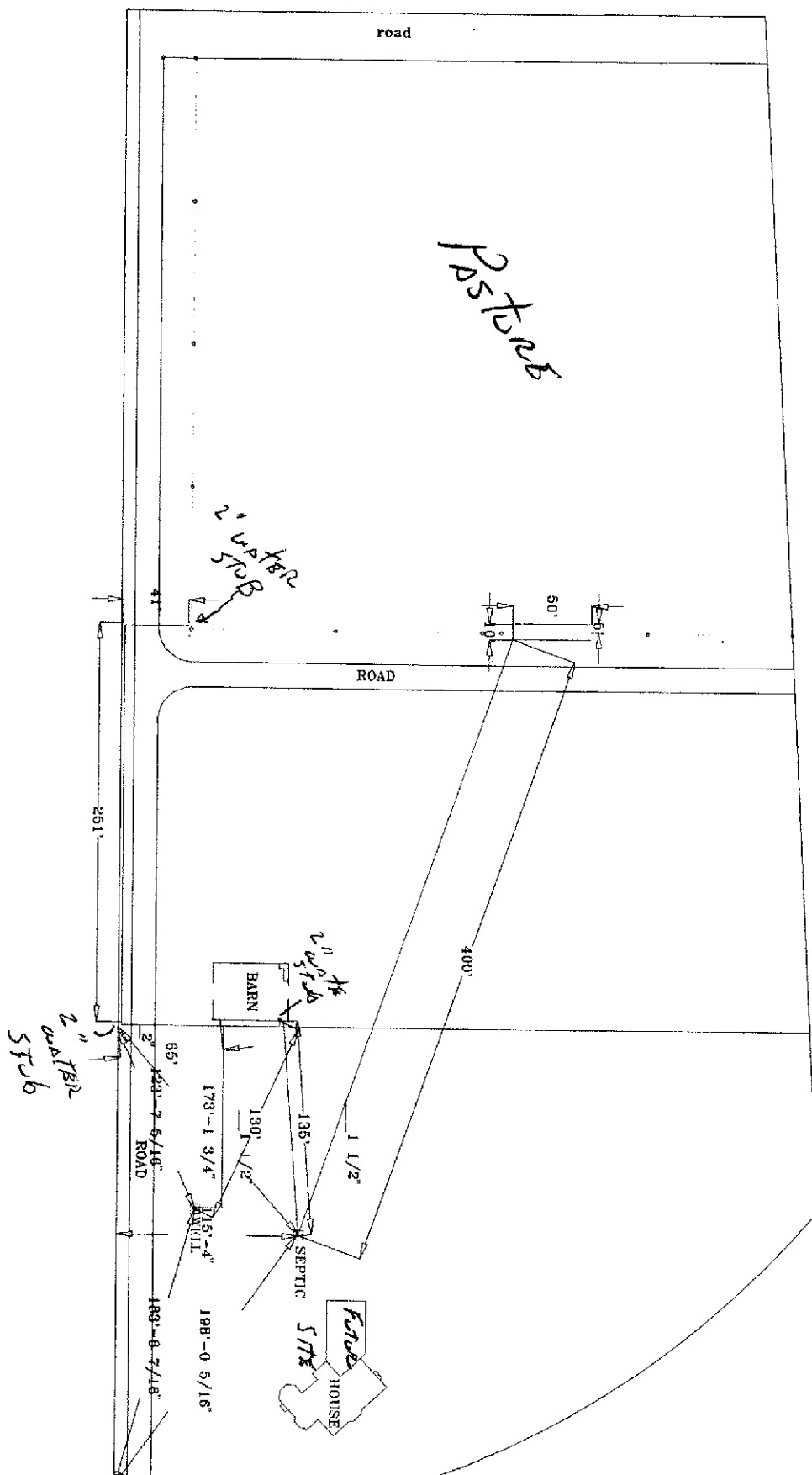
See inclosed drawing.

#2

I am unable to complete the rest by the December 1998 Due date because of a career change in 1996. I now have to wait until age 55 to retire form this job which will be in September of 2000. I have my house plans and I am planning on braking ground for the house in the summer of 2000.

MICROFILMED

JAN 11 1999



MICROFILMED

JAN 11 1980

WELL OWNER
Name Mike PENNERI
Address 2637 Tennessee St. Thousand Oaks
Drilling Permit No. 95-93-N-19-000Ca
Water Right Permit No. _____

7. **WATER LEVEL**

Static water level 91 feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality _____

Describe artesian or temperature zones below.

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement

☐ Well diameter increase ☐ Modification

☐ Abandoned (describe abandonment or modification procedures such as liners, screen, materials, plug depths, etc. in lithologic log, section 9.)

PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Monitor
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

METHOD DRILLED

☒ Rotary ☒ Air ☐ Auger ☐ Reverse rotary
☐ Cable ☐ Mud ☐ Other

(backhoe, hydraulic, etc.)

WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness _____ Diameter _____ From _____ To _____

350 inches 6 inches + 2 feet 131 feet

_____ inches _____ inches _____ feet _____ feet

_____ inches _____ inches _____ feet _____ feet

Was casing drive shoe used? ☒ Yes ☐ No

Was a packer or seal used? ☒ Yes ☐ No *K-PACKER*

Perforated? ☐ Yes ☐ No

How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun

Size of perforation? _____ inches by _____ inches

Number _____ From _____ To _____

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

_____ perforations _____ feet _____ feet

Well screen installed? ☒ Yes ☐ No

Manufacturer _____ Type _____

Top Packer or Headpipe 4' or 5" casing w/ K-PACKER

Bottom of Tailpipe _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
40 +	130	1

[illegible]

10. Work started 2/4/93 finished 2/5/93

LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name _____

11. DRILLER'S CERTIFICATION

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

Firm Name _____ Firm No. 448

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 95-8830 Date: 11/15/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes _____
SYSTEM COMPLETED:
No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - NA
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03 (new), 01C-P03 (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - Permit No. 95-93-N-0019-000, P99
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 (req) 01J-P08 <flow chart>
(doesn't sink) or 01H-P01 <flow chart>; NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030 (stream channel alteration)
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non Trust <1> - 048-049 (Consumptive Uses), NA
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use), NA
Payette (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA
USE:
Fish Propagation - 010/06A/09E-P10(WQ) & 07A-042 (req)
044 (N 1000 Spr)
Irrigation - 803 (if GW use SW 1st) 5A do POU comp.), NA
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Mining - 06A/010/09E-P10 & 054 (req)
Storage(✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10' dam), NA
Domestic (surface) - 021(Boise R + L Peak), 27A(Payette R), NA
OWNERSHIP:
Non land owner - 004 (P/D or P/U)
PROTESTED:
Prehearing agreement - 020
OTHER CONDITIONS: -
REMARKS: - ① w01 (1) ② w02 (3C & 4)
BENEFICIAL USE DUE: - 12-1-1998
COMMENTS: - ① dw desc.

WR-NUMBER	SOURCE	NE								NW								SW								SE								SUM								
		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE										
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac											
P9508830	T50N R06W S12	GROUNDWATER																																								
:	:																	08 :	:	:	:	:																				
NO MATCHES FOR THIS POU IN AJ-POU																																										
9502030	SPOKANE RI :																	11-08 :	:	:	:	:	10-07	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	15
9502078	SPOKANE RI :																	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	15	
9502087	SPOKANE RI :																	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	78		
9502093	GROUNDWATE :																	40	05	30	05 :	06	14	18	40 :	:	:	:	:	05	10 :	:	:	:	:	:	:	:	:	80		
9507017	SPOKANE RI :																	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	123		
9507045	GROUNDWATE :	21	40	05	:	40	20	05 :	:	:	:	:	:	:	:	:	:	32	13	38	40 :	:	:	:	:	:	:	:	:	:	:	:	131									
9507134	SPOKANE RI :																	02 :	:	:	:	:	:	:	:	:	05	:	:	:	:	:	:	:	:	:	:	7				
9507376	SPOKANE RI :																	07 :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	7				
9508830	GROUNDWATE :																	:	08 :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	8				
NO MAPPING INFO AVAILABLE																																										

No. a
4/87-06/92n

WATER DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
NOV 09 1993

APPLICATION # _____

***** INITIAL REVIEW ***** Department of Water Resources

APPLICANT: PENNE STRI BY: AB DATE: 9 / 27 / 93

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 9 / 27 / 93

___ X (Include Moratorium Remark)

___ X 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) X **UPGRADE** X Checked by: _____ Date: ____/____/____
___ X Groundwater management area Remarks: _____
___ X Critical ground water area
___ X Well Drilling Permit required
___ X Well Drilling Application and Fees received
___ Well Drilling Application approved?
___ Well Drilling Application Number 95-93-N-19

***** 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: _____
___ Publication dates and paper recorded on application | Sr. Agent initial AB
___ Protests received. Final protest date: 11/8/93
___ Measuring device required
___ Measuring port required
___ Special conditions: _____
___ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: B. P. A. Date: 11 / 2 / 93