

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-07379

Priority: October 4, 1973 Amount: 0.09 CFS 10.5 AFA

This is to certify, that ROGER BACON
N. 4200 GUNNING RD.
RATHDRUM, ID 83858

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated October 3, 1973, and
has submitted proof to the Department of Water Resources on April 2, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .110 cfs of water from:

TWIN LAKES

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.09 CFS	10.5 AFA

LOCATION OF POINT(S) OF DIVERSION: LOT 2(SENW), Sec. 17, Township 52N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
52N 04W 17	LOT 2(SENW)	3		3

Total number of acres irrigated: 3

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license may continue subject to the above condition until the lake fills to 10.4 feet on the gauge and begins to recede below that level.
5. Regulation of use of water as herein determined shall be subject to the control by the Department of Water Resources until such time as a water district is formed and a watermaster can be appointed.
6. No water may be withdrawn from Twin Lakes under this license

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 95-07379

CONDITIONS/REMARKS:

unless water is spilling from the lake that is not beneficially used by prior appropriators including the irrigation district under the district's right to divert 45.74 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9TH day of MARCH, 1989.

By _____

Director

Norm C Young

MAR 12 1989

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-7379 IN THE
NAME OF ROGER A. BACON

ORDER OF REINSTATEMENT

WHEREAS, the Department has issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use be submitted on or before April 1, 1979; and,

WHEREAS, on April 9, 1979, the Department granted a request for extension of time until April 1, 1984; and,

WHEREAS, the Department has notified the permit holder by certified mail that proof was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on April 1, 1984, the permit lapsed for failure of the permit holder to submit proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permit should be reinstated by submitting proof of beneficial use on April 2, 1984;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-7379 be REINSTATED and the priority advanced to October 4, 1973.

Dated this 17th day of April, 1984.


L. GLEN SAXTON
Chief, Operations Bureau

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RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

Department of Water Resources
Northern District Office

To provide additional time in which to submit
proof of beneficial use on a water right permit

Roger A. Bacon of RT 4 Box 655 Rathdrum
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Waters of the State of Idaho No. 95-2379.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before April 1, 19 79.

That he has heretofore performed the following work described under said permit: cleared and irrigating approx. 8 acres.

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Holding a full-time job away from the property has made it impossible to complete the project.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to April 1, 19 84.

Roger A. Bacon
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to April 1, 1984.

Signed this 9th day of April, 19 79.

L. Glen Saxton
Chief, Operations Bureau

BEFORE THE DIRECTOR OF THE
DEPARTMENT OF WATER ADMINISTRATION
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NOS. 95-7302,)
95-7379, 95-7418, 95-7331,)
95-7334 and 95-7391.)

MEMORANDUM DECISION

Application for Permit No. 95-7302 was filed by Upper Twin Lakes Water Company on June 11, 1973, seeking a permit to appropriate 0.17 second foot of water from Upper Twin Lakes to be used for domestic and fire protection purposes. The application was protested by Clifton P. Holm, the U.S. Bureau of Reclamation, the East Greenacres Irrigation District, Lake Forest Homes, and the Twin Lakes Improvement Association.

Application for Permit No. 95-7379 was filed by Roger Bacon on October 3, 1973, seeking a permit to appropriate .2 second foot of water from Lower Twin Lakes for irrigation purposes. The application was protested by the Upper Twin Lakes Water Company.

Application for Permit No. 95-7418 was filed by Rudolph and Esther M. Stammerjohan, seeking a permit to appropriate .02 second foot of water from Upper Twin Lakes for domestic purposes and was protested by the East Greenacres Irrigation District.

Each of the above applications was the subject of a conference held at Coeur d'Alene, Idaho, on March 28, 1974. The three application matters were consolidated for the purpose of that conference by agreement of all parties. After an informal discussion, it was agreed by representatives of all of the applicants and protestants that the matter would be determined by the department based upon information available to it concerning the water supply and water rights at Twin Lakes without the necessity of a formal hearing.

Application for Permit No. 95-7331 was filed by Tim Lane on June 30, 1973, seeking a permit to appropriate .12 second foot of water from Upper Twin Lakes for domestic, fire protection and irrigation purposes. The application was not protested.

95 7379
95 7379

Application for Permit No. 95-7344 was filed by Homer F. Pointner on August 14, 1973, seeking a permit to appropriate .01 second foot of water from Lower Twin Lakes for domestic purposes. The application was not protested.

Application for Permit No. 94-7391 was filed by Homer Steele on October 16, 1973, seeking a permit to appropriate .2 second foot of water from Upper Twin Lakes for domestic and fire protection purposes. The application was not protested.

Each of these six applications seeks to appropriate water from Twin Lakes which has been the subject of considerable water right controversy in recent years. That controversy has resulted in decisions of the Idaho Supreme Court and the First Judicial District Court in the case of Twin Lakes Improvement Association, Inc., et al vs. East Greenacres Irrigation District. It was determined that the East Greenacres Irrigation District had rights to store water in Twin Lakes and to withdraw water from the lake subject to two limitations:

(1) The District may withdraw water at a rate of 45.74 cubic feet per second, provided it can be applied to a beneficial use.

(2) The District is prohibited from raising the waters of the lake above the elevation of 10.4 feet on the outlet gauge or lowering the waters of the lake below 6.4 feet on the outlet gauge.

It was agreed at the conference that the only water available for appropriation is the surplus to present uses and rights which spills from the lake during the spring runoff period and which is not beneficially used by the irrigation district or other prior appropriators. However, after the lakes have once filled to 10.4 feet elevation on the staff gauge at the outlet each year and begin to recede below 10.4 feet, there would be no surplus waters available for these or any other permits. It was therefore agreed that any permits issued by the Department of Water Administration, which recognized that water was available only under these conditions, could be approved without interfering with prior water rights. Since all of the six above-numbered applications similarly propose to take water from the lakes,

their approval must be similarly conditioned to prevent overuse of the available water supply.

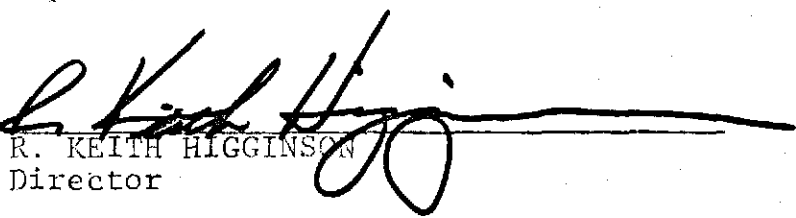
IT IS THEREFORE ORDERED and Application for Permit Nos. 95-7302, 95-7379, 95-7418, 95-7331, 95-7334 and 95-7391 are each hereby approved, subject to prior existing rights and the following conditions of use:

(1) No water may be withdrawn from Twin Lakes under any of these permits unless water is spilling from the lake that is not beneficially used by prior appropriators including the irrigation district under the district's right to divert 45.74 cubic feet per second.

(2) Use of water under these permits may continue subject to condition #1 above until the lake fills to 10.4 feet on the gauge and begins to recede below that level.

(3) Regulation of use of water as herein determined shall be subject to the control by the Department of Water Administration until such time as a water district is formed and a watermaster can be appointed.

DATED this 22nd day of April, 1974.


R. KEITH HIGGINSON
Director

Identification No. 95-7379

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Roger Bacon
post office address Route #2, Box 600, Rathdrum, Idaho
2. Source of water supply Lower Twin Lakes which is a tributary of _____
3. a. Location of point of diversion is Gov't. Lot 2 ~~1/4~~ of Section 17 Township 52N
Range 4W B.M. Kootenai County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.2 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump, motor, and sprinklers.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

95 7379

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
52N	4W	17					7			3									10

Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above None

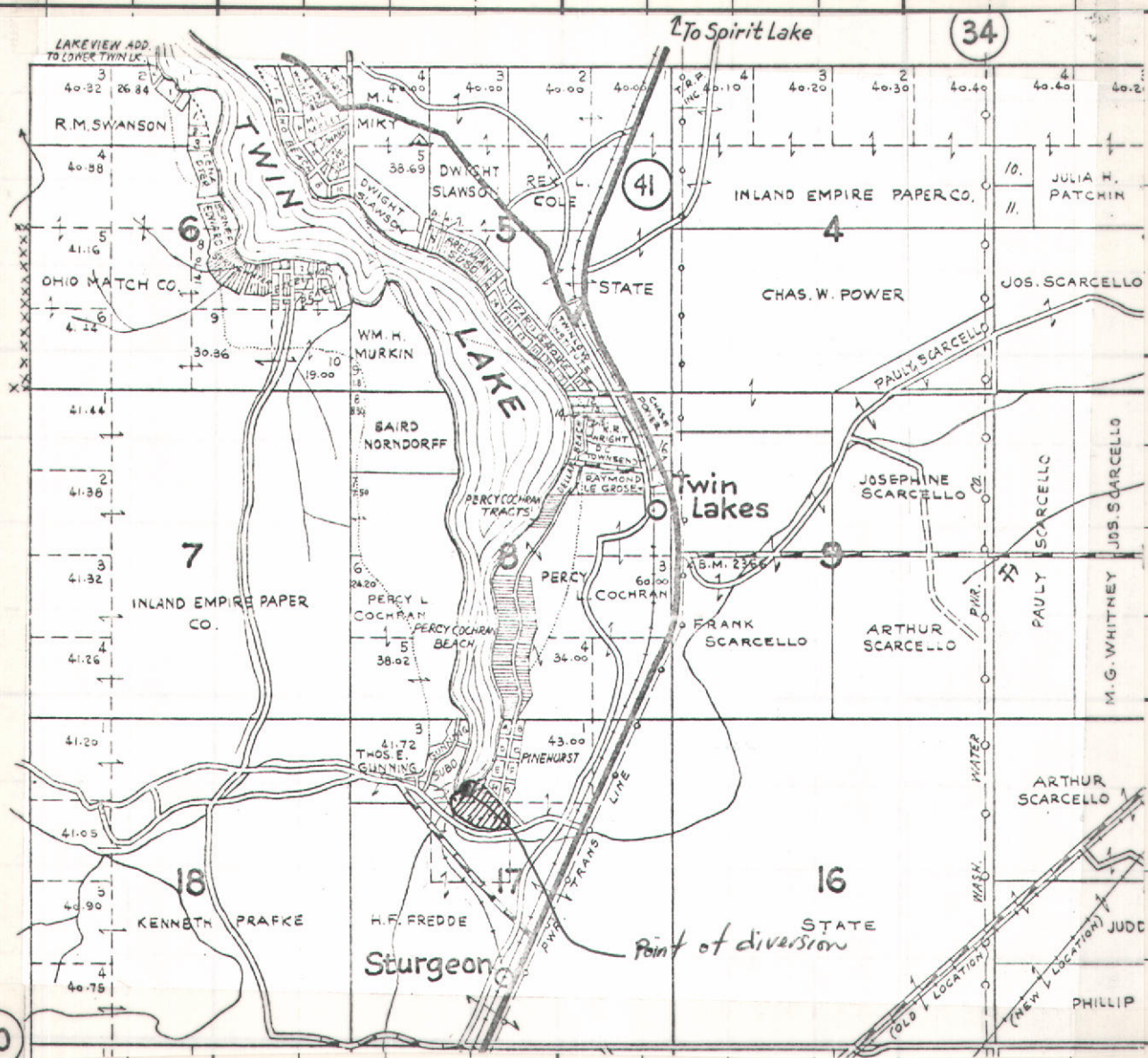
9. a. Who owns the property at the point of diversion Applicant

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

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

10. Remarks

11. 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.

Roger Beem
(Applicant)

Proposed priority: 10/3/1973

Received by CP Date 10-3-73 Time 1:00 PPreliminary check by FE Fee \$ 10.00Receipted by FE Date 10/3/73 4:11 PMPublication prepared by CP Date 10-5-73Published in Coeur d'Alene PressPublication dates 10-11 & 10-18-73Publication approved CP Date 10-29-73

Priority reduced to _____ Reason _____

Protests filed by: Board of Directors, Upper
Twin Lakes Water CompanyCopies of protests forwarded by CP

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

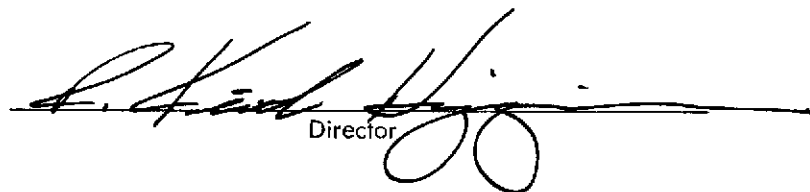
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7379, and said application is hereby APPROVED.

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 April 1, 1979.
- c. Other: Pursuant to Memorandum Decision of this date.

2. Denial of said application is for the following reasons: _____

Witness my hand this 22nd day of April, 1974.


Director

pd. \$50.00
exam fee

10 day

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	95-7379	10-4-1973	0.09cfs	10-3-1973	4-2-1984	0.11cfs

4. Permit Holder: Roger Bacon
Address: N. 4200 Gunning Rd., Rathdrum, ID 83858
5. Source: Twin Lakes tributary to -

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>Irrig.</u>	<u>3-15</u>	<u>11-15</u>	<u>0.09 cfs</u>	<u>10.5 AFA</u>

Allowable Maximums: 0.09 cfs 10.5 AFA

7. Point(s) of Diversion: ☒

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
	<u>2</u>		<u>SE</u>	<u>NW</u>	<u>17</u>	<u>52N</u>	<u>4W</u>	<u>Kootenai</u>

8. Place(s) of Use ☒

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>52N</u>	<u>4W</u>	<u>17</u>								<u>3</u>									<u>3</u>
										<u>GL2</u>									
Total Acres <u>3</u>																			

9. Recommended Conditions/Remarks:

- ① R04 (Twin Lakes - may be #95?)
② No water may be withdrawn from Twin Lakes under this right unless water is spilling from the lake that is not beneficially used by prior appropriators including that right of East Greenacres Irrigation District.
③ see on other side of this paper.

10. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Date

Checked in Regional Office by

Date

Approved in State Office by

Date

K. Walker

4/30/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

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Department of Water Resources

1. GENERAL INFORMATION

Permit No. 95-7379

1. Owner: Roger E/or Garnet J. Balon Phone No. 687-1474

Current Address: N. 4200 Gunning Rd., Rathdrum, ID. 83858

2. Accompanied by: SAME EXAM. DATE: 6/13/86

Address: SAME Phone No.

Relationship to Permit Holder:

3. Source: Twin Lakes tributary to

2. OVERLAP REVIEW

1. Other water rights with same place of use: NONE 95-7380 for Dom. use only

☐ Copies Attached

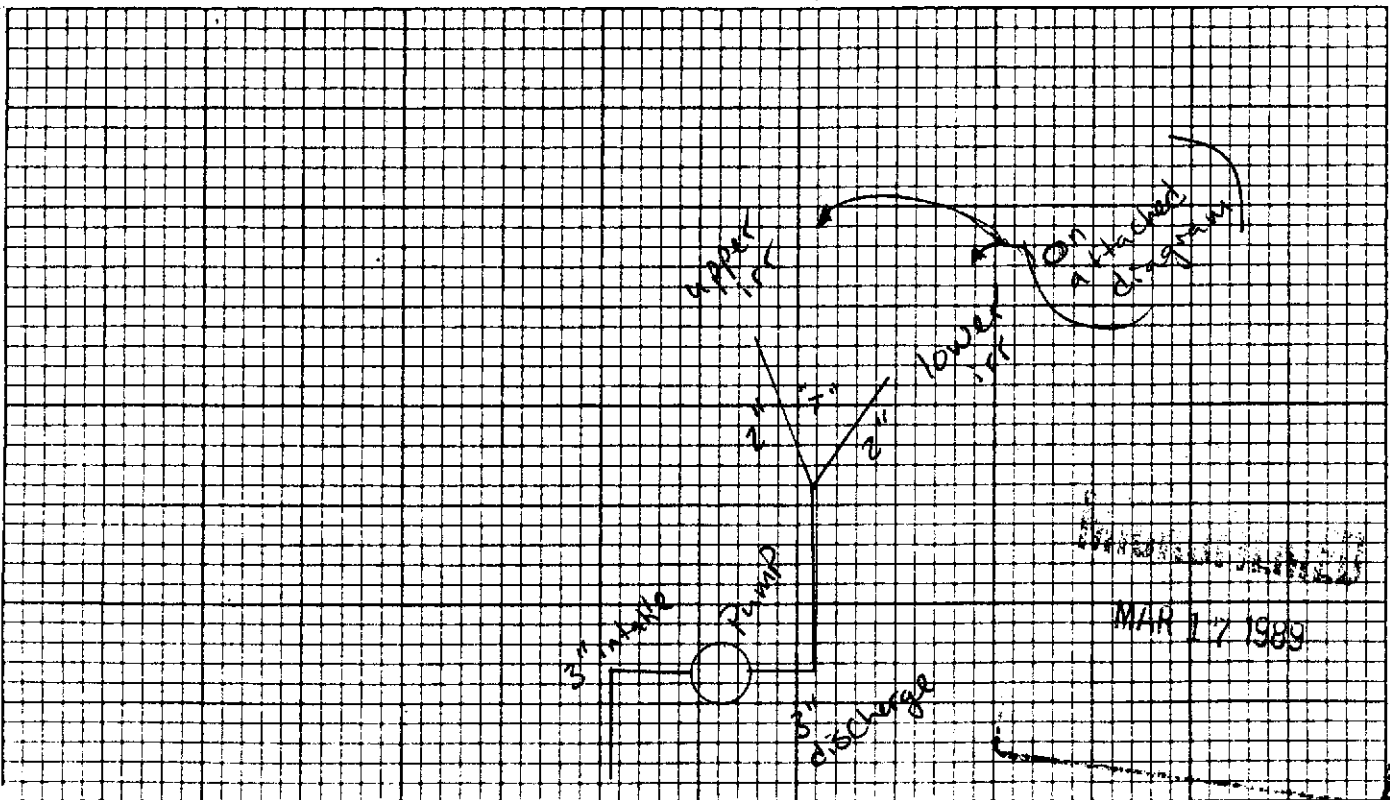
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

3. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" =

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)

Elev to pump
h = static 4'

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- From ~~2~~ ^{main line} take to pump to 3" discharge to "T", 2" lines run from "T" to upper and lower irr. area (shown on diagram)

4.

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

- [illegible]

- [illegible]

Total =

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Do not use this space

Do not use this space

1. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

$$\begin{aligned}
 &7 @ 2\frac{1}{2} \text{ gpm} + \frac{1}{64} @ 40 \text{ psi} + \frac{1}{64} @ 32 \text{ psi} + \frac{5}{32} @ 34 \text{ psi} + \frac{1}{64} @ 34 \\
 &+ \frac{3}{16} @ 48 \text{ psi} + \frac{3}{16} @ 42 \text{ psi} = 12.5 \text{ gpm} + 5.02 \text{ gpm} + 4.73 \text{ gpm} + 4.10 \text{ gpm} \\
 &+ 4.88 \text{ gpm} + 7.03 \text{ gpm} + 6.57 \text{ gpm} = 56.4 \text{ gpm} = .126 \text{ cfs} \\
 &\quad \quad \quad 448.8
 \end{aligned}$$

FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{8.8 \text{ hp} \times}{2.23 \text{ ft} \times \text{h}} = .126 \text{ cfs} \quad \text{From measurements} \quad \nearrow$$

2. Alternate Method for Checking Purposes:

$$Q = .06 \text{ cfs} \quad \text{via exam fee info.}$$

$$.09 \text{ cfs} \quad \text{via exam fee info.}$$

PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 10.5 \text{ AF}$$

$$V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 26.66 \text{ AF } 29.2 \text{ AF } 43.7 \text{ AF}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} = 10.5 \text{ AF}$$

2. Volume Calculations for Other Uses:

$$V_{IR} = 3(3.5) = 10.5 \text{ ac-ft}$$

$$V_{OR} = .06(224)(1.9835) = 26.66 \text{ ac-ft}$$

$$= .06(245)(1.9835) = 29.16 \text{ AF}$$

$$= .09(245)(1.9835) = 43.7$$

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Within Twin Lakes Adj., No water dist. established

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRR.	March 15	Nov. 15	~~106 CFS~~	10.5 AF
			109 CFS	
Totals:			109 CFS	10.5 AF

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Jennifer L. Argraves
 Signature Jennifer L. Argraves
 Certification Date _____
 Field Report Preparation Date _____

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

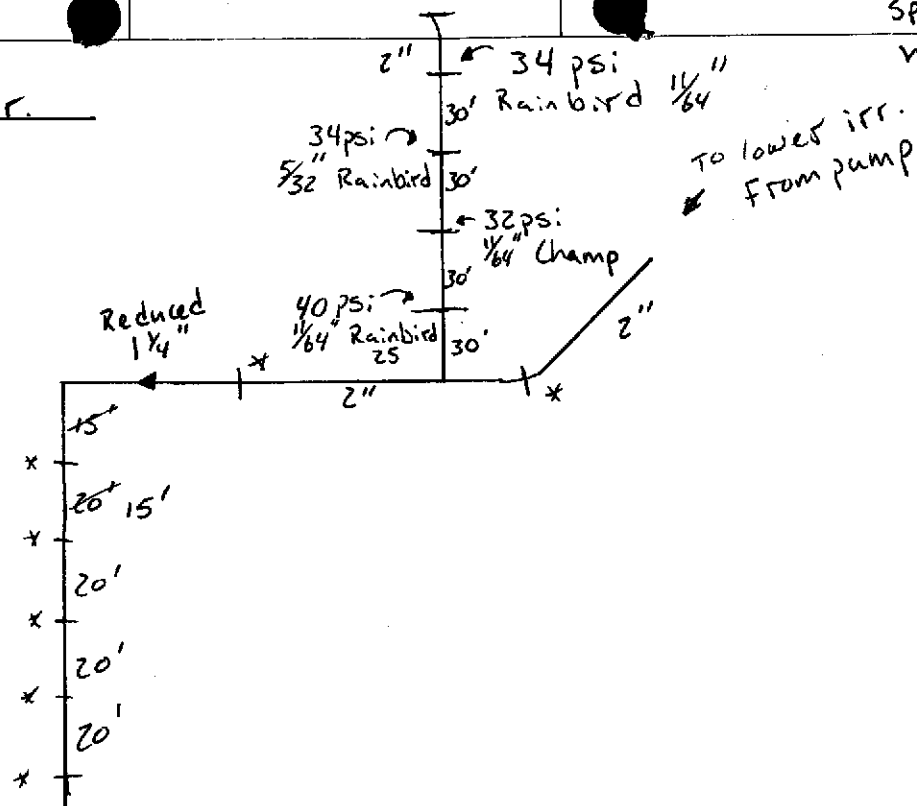
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MAR 17 1999

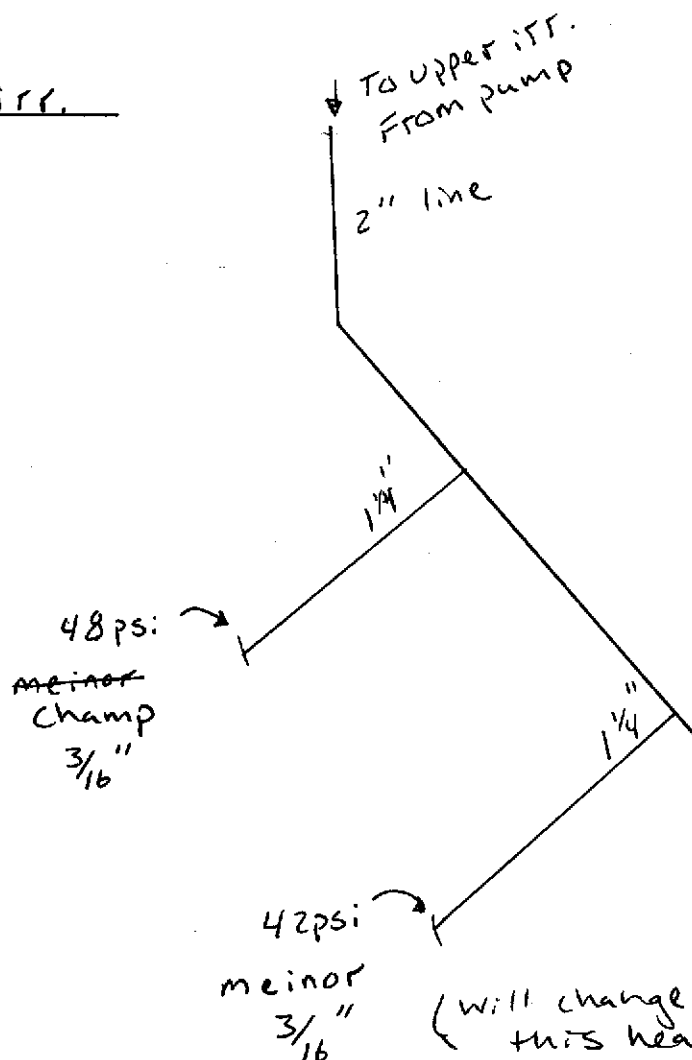
Pipelines & Sprinkler heads:

* movable
sprinkler connected
with hose

Lower irr.



Upper irr.



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7 8
18 17

(200)(380)=

P/U
lower
iff
1/2 AC
P/D
2 AC
upper
iff
P/U

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TWP. 52N, RGE. 4W SEC. 17 MAP #

DATE OF EXAM _____

MAP SCALE 660' = 1"

PERMIT # 95-7379

7 8
18 17 III

33

24

39

3086

37
36

T-3655

T-3655

40

T-6176

95-0961
95-0922
0922

III

III I

II

I

Approximate line of original survey

NOTE: Lines between Government Lots I, II & III assumed by using Rule of Accretion.

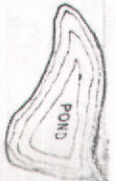
32

1 inch = 400 ft.

HIGHWAY 41

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GOLF COUR

TWIL

PINEHURST

I

C16

C11

C12

C13

C14

C15

C16

C17

C18

C19

C20

C21

C22

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C156

C157

C158

C159

C160

C161

C162

C163

C164

C165

6/86.

DRAFT

Staff Analysis Sheet
for
Beneficial Use Field Report

95-7379
Water Rt. No.

Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☐ Copies of any Amendments
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad

RECEIVED

JUL 18 1986

Department of Water Resources

Check of P/D index J.A. (Initials, date)

Overlap? ☐ yes ☒ no ☐ If yes, copy attached?

Check of P/U index J.A. (Initials, date)

Overlap? ☐ yes ☒ no ☐ If yes, copy attached?

Aerial Photo

Required? ☐ yes ☐ no ☐ If yes, copy attached?

Scheduling Letter sent? _____ (Initials, date)

☐ Appointment made and telephone conversation memo attached?

After Conducting the Exam, the File Contains:

- Need → ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

Review and Processing

Exam Completed Jennifer Argueta (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent W 7/10/86 (Initial and date)

Exam Reviewed by Manager of Regional Office RYA 7/11/86 (Initial and date)

Exam Date Entered in Computer on 7/11/86 (Initial and date)

Exam sent to State Office ph 7/15/86 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original Refiled in White File _____ (Initial and date)

RECORDED

MAR 17 1989

4/86

RECEIVED
JUN 12 1986Department of Water Resources
Northern District Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

For Office Use Only

Fee Received 50.00Date 6/12/86Receipt # 32166Receipt by pmSent to S.O. 6/24/86

RECEIVED

JUN 26 1986

1. Permit No. 95-7379

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

Department of Water Resources

- ☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Roger & Gernet J. Bacon3. Post Office Address: N. 4200 Gunning Rd. Rathdrum, Id 83858Telephone No. 687-14754. Source of Water: Twin Lakes

5. Extent of Use:

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

Irrigation 3 (acres) Other/Remark _____6. Total rate &/or volume for which proof is submitted 0.09 cfs 0.20 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

10-3-73

8. Person to contact to accompany the department representative during the field examination:

Roger Bacon

(Name)

N. 4200 Gunning Rd

(Address)

Rathdrum687-1475

(Telephone Number)

- ☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

MAR 17 1989

Date

6/12/86

Signature of Permit Holder (and title, if appropriate)

Roger A. Bacon

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FL</u>	<u>10/2/73</u>	Application No. <u>95-7379</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>FL</u>	<u>10/2/73</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>FL</u>	<u>10/2/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	<u>CP</u>	<u>10-29-73</u>	Affidavit of Publication received (date) <u>OCTOBER 25, 1973</u>
(11)	<u>CP</u>	<u>10-5-73</u>	Final date for protests <u>OCTOBER 29, 1973</u> Protests received: yes ☒ no _____
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)			All requested information received from agencies or applicant yes _____ no _____
(14)			Action recommended: ____ Approve _____ Priority _____ ____ Deny _____ Reason for Reduction _____ ____ Measuring device required ____ See attached sheet for additional conditions of approval ____ No additional conditions for approval
(15)	District	By	Date

NAME AND ADDRESS OF SENDER
Water Administration - Northern District

Indicate type of mail
☐ INSURED ☐ C. O. D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill. **NOTICES OF HEARINGS**
POSTMARK AND DATE OF RECEIPT March 7, 1974

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEES	DUE SENDER (C. O. D.)	ENDORSEMENT	R. R. FEE	S. D. FEE	S. H. FEE	RESTRICTED DELIVERY FEE
1	745746 Upper Twin Lakes Water Co., Rt. 2, Rathdrum, ID 83858	.10	.30			.15			95-4139
2	-----								95-7302
3	-----								95-7379
4	745747 Clepton P. Holm, Rt. 2, Box 604, Lower Twin Lakes, ID	"	"			"			95-7302
5	745748 Bureau of Reclamation, P.O. Box 043, Boise, ID 83702	.20	"			"			95-4139
6	-----								95-7302
7	-----								95-7379
8	-----								95-7418
9	745749 Thomas A. Mitchell, Attorney for East Greenacres Irr.								-----
10	----- Co., 316 Elder Bldg., Coeur d'Alene, ID 83814	.10	"			"			95-7302
11	745750 Lake Forest Homes, 3107 E. 11 Ave., Spokane, WA 99202	"	"			"			"
12	745751 Twin Lakes Improvement Assoc., W. 3408 Hartson, Spokane	"	"			"			95-7379
13	745752 Roger Bacon, Rt. 2, Box 600, Rathdrum, Idaho 83858	"	"			"			-----
14	745753 Sidney N. Moore, Chairman, East Greenacres Irr. Co.,								95-7418
15	----- Rt. 1, Post Falls, Idaho 83854	"	"			"			"
16	745754 Rudolph Stammerjohan, Rt. 2, Rathdrum, Idaho 83858	"	"			"			95-4139
17	745755 Curran D. Dempsey, 7924 E. Heroy, Spokane, WA 99206	"	"			"			"
18	745756 Charles W. Power, Rt. 2, Box 157, Rathdrum, ID 83858	"	"			"			
19	<i>Just by Certified Mail 3-7-74.</i>								
20	<i>Order Postmaster</i>								
TOTAL NUMBER OF ARTICLES LISTED BY SENDER Eleven (11)		TOTAL NUMBER OF FEES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)					

1. Mark "R" if "Registered", "P" if "Perishable", "E" if "Eggs", "BH" if "Eggs for Hatching", "B" if "Batter", "FL" if "Fragile-Liquid", and "FLU" if "Fragile-Liquid-This Side Up".
2. Special handling charges apply only to fourth-class parcels. Special delivery service also includes special handling service.

U. S. GOVERNMENT PRINTING OFFICE

C88-16-7248-1

05 1289

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

In the Matter of Protest Against Approval
of Application for Permit No. 95-7379 in
the name of ROGER BACON

NOTICE OF CONFERENCE
AND/OR HEARING

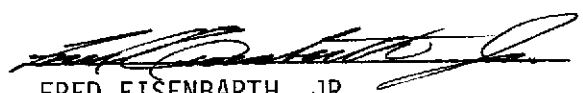
On October 3, 1973, Roger Bacon filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On October 29, 1973, the Department received a protest against approval of said application from the Upper Twin Lakes Water Company.

The Department has set the matter of protest for conference and/or hearing for Thursday, March 28, 1974, at 9:00 a.m., in the Community Room of the First Federal Savings and Loan Building, 401 Front Avenue, Coeur d'Alene, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and the adopted Rules of Practice and Procedure of the Department of Water Administration. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestant may allow the Department without prejudice to dismiss the protest or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 6th day of March, 1974.


FRED EISENBARTH, JR.
Northern District Manager

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Roger Bacon,
Route #2, Box 600, Rathdrum, Idaho
has on October 3, 1973 submitted Application No. 95-7379
for a permit to appropriate 0.2 cubic feet per second ~~acre feet per annum~~
of water from Lower Twin Lakes
by means of pump, motor, and sprinklers
within the ~~xxx~~ Gov't. Lot 2, Sec. 17, T. 52N, R. 4W, B.M., Kootenai County

to be used from March 15 to Nov. 15
for the irrigation of ten acres

within the ELNWA, Sec. 17, T. 52N, R. 4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before October 29, 1973.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on Oct. 11 and Oct. 18, 1973

95 7379

