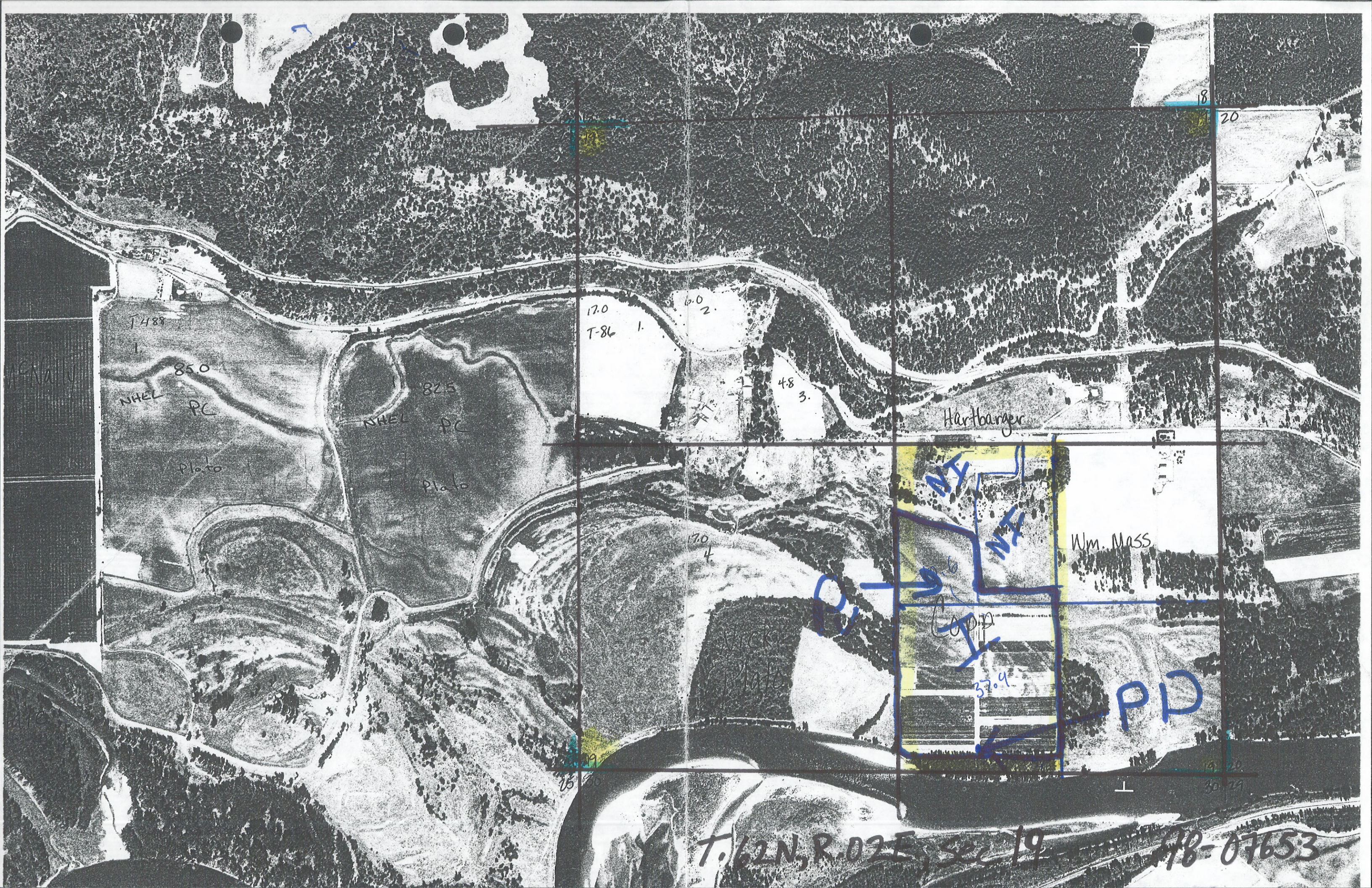




18

20

T483

85.0

NHEL

PC

Plato

82.5

NHEL

PC

Plato

17.0

T-86

1.

10.0

2.

48

3.

Hartbarger

Wm. Mass

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PD

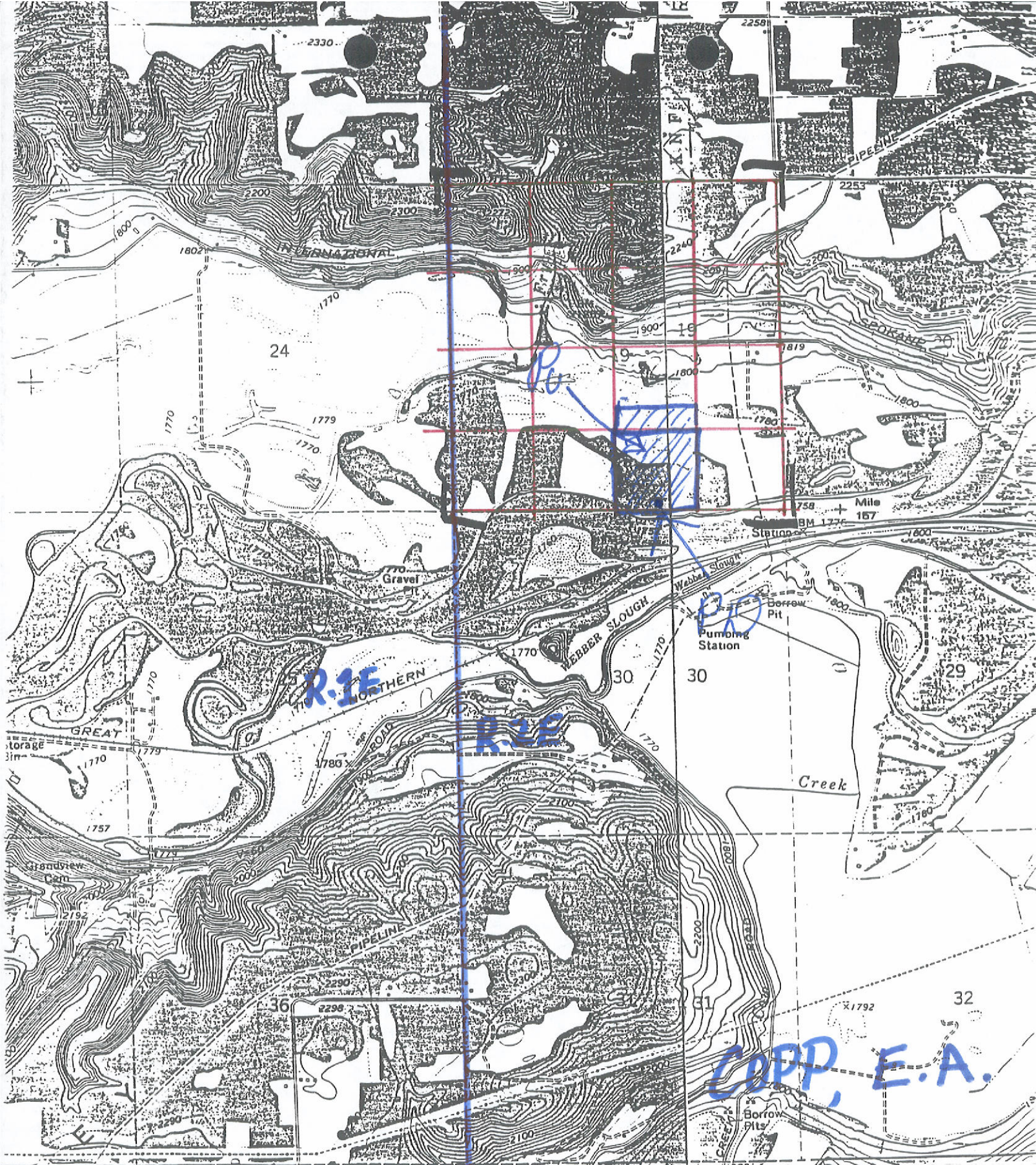
COOP

33.9

PD

T.62N, R.02E, Sec 19

48-07653



98-07653

T. 62N, R. 02E, Sec. 19



PD



PD



PD

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 98-07653

Priority: February 10, 1989

Maximum Diversion Rate:

0.32 CFS

This is to certify, that E A COPP

HCR 85 BOX 336

BONNERS FERRY ID 83805

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 10, 1989; and has submitted Proof of Beneficial Use on May 29, 1992. An examination indicates that the works have a diversion capacity of 0.320 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	03/15 to 11/15	0.32 CFS	
------------	----------------	----------	--

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 19, Township 62N, Range 02E
BOUNDARY County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
62N	02E	19	NWSE 13	SWSE 37		50

Total number of acres irrigated: 50

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 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.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
6. Rights 98-07097 and 98-07653 when combined shall not exceed a total annual maximum diversion volume of 150.0 af at the field heagate for irrigation of the lands above.
7. Rights 98-07653 and 98-07097 when combined shall not exceed the irrigation of 60 acres.

MICROFILMED

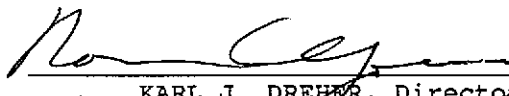
JAN 11 1993

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 98-07653

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 25th
day of SEPTEMBER, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED
JAN 11 1999

Form 217
RECEIVED
MAY 29 1992

OFFICE USE ONLY
Amt. of Fee \$ 100.00
Date 6-1-92
Receipt No. 0024333
Receipt by [Signature]

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 98-07653 Telephone No. 208-267-3020
2. Name(s) of Permit Holder(s): E. A. Copp
3. Mailing Address: HCR 85 BOX 336 BONNERS FERRY, ID. 83805
4. Source of Water: GROUND WATER
- If **GROUNDWATER**, Well Driller's Name: Bob Pitts Date Drilled: May 1989

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):
- Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)
- Irrigation 50 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted .38 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:
- Measuring device: Required? _____ Yes X No Installed? _____ Yes _____ No
- OR
- Flow Measurement Port: Required? _____ Yes X No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 100.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

E. A. Copp 208-267-3020
Name Telephone No.

HCR 85 BOX 336 B.F. 1046. 83805.
Address

9B. Well in use since June of 1989.

10. The above information 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.

6/26/92 E. A. Copp
Date Signature (and title, if on behalf of a company or organization)

RECEIVED
SEP 23 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 98-07653

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant E. A. COPP. Phone 208-267-3020
Post office address HCR 85 Box 336 Bonner Ferry ID. 83805
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. 19 Township 62N Range 2E B.M. Boundary County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
200 G.P.M. SPRINKLER
Amount 0.45 cfs for IRRIGATION purposes from 5-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
170 G.P.M. DRIP
Amount 170 G.P.M. for IRRIGATION purposes from 4-1 to 10-31 (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)
370 G.P.M. .38 cfs (170 G.P.M.)
5. Total quantity to be appropriated is (a) .82 cfs and/or (b) 200 A.F.
MATH RECALCULATED BY JK 2-13-89 REDUCED PER LETTER DATED 4-1-89 -JK
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. TWO 8" Wells And Pumps.
1 Well And Pump For BIG Gun SPRINKLER. 200 G.P.M. at 120' P.S.I.
1 Well And Pump For DRIP IRRIGATION. 170 G.P.M. at 70 P.S.I.
 - 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 diameters 2 wells ARE 8" EACH inches; proposed depth of wells ARE 30 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 YEARS years (minimum 1 year).

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SEP 28 1989

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
62N	2E	19														10	40	50	50
																JK	PER APP/COR-4-1-89		

Total number of acres to be irrigated 50.

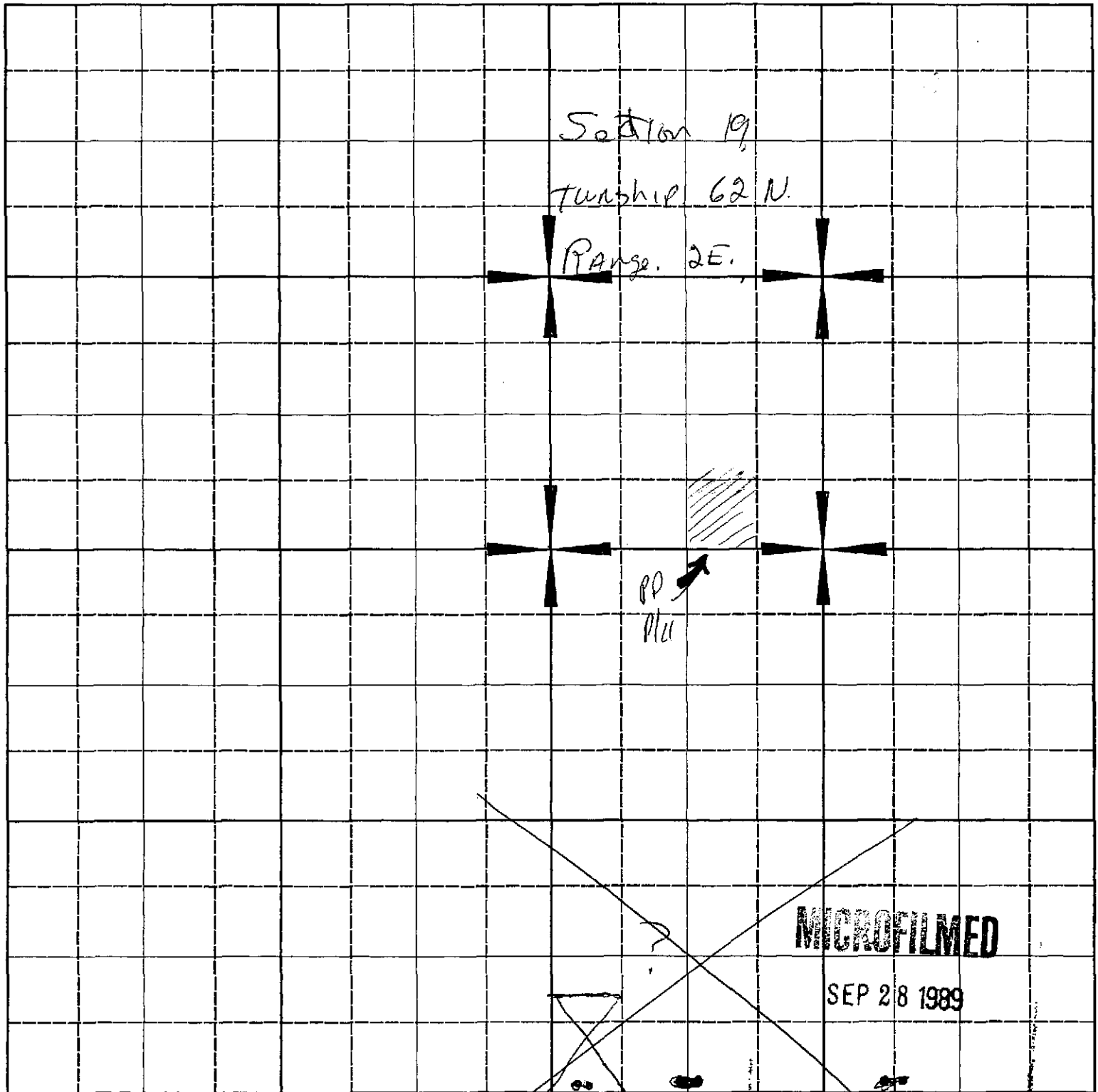
- Describe any other water rights used for the same purposes as described above. This Land
Presently irrigated under Permit # 98-7097
- Who owns the property at the point of diversion? E.A. Copp
 - Who owns the land to be irrigated or place of use? E.A. Copp
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

- Remarks: These Two wells are to Replace present River
pumping station. Permit # 98-7097

RECORDED

SEP 28 1989

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.

Well Locations.

River

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.

L. A. Corp.
(Applicant)

Proposed Priority 2/10/89
Received by [Signature] Date 2/21/89 Time 2:00 PM Preliminary check by JK
Fee \$ 4500 Received by JK # N2335 Date 2/22/89
Publication prepared by [Signature] Date 2/22/89 Published in Bozeman Daily Leader
Publication approved [Signature] Date 5/15/89

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. 98-7653, 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 July 1, 19 92.

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: Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.38 cfs.

Witness my hand this 15th day of June, 1989.

[Signature: J. Glen Saylor]

MICROFILMED

SEP 28 1989

WARRANTY DEED

For Value Received, KENNETH MacDONALD and KAREN MacDONALD, husband and wife, of Bonners Ferry, Boundary County, Idaho, the GRANTORS, do hereby grant, bargain, sell and convey unto EARNEST A. COPP, an unmarried person, and VIRGINIA COPP, an unmarried person, as Tenants-in-Common, the GRANTEES, the following described premises, in Boundary County, Idaho, to-wit:

The West half of the Northwest Quarter of the Southeast Quarter ($W\frac{1}{2} NW\frac{1}{4} SE\frac{1}{4}$), and the Southwest Quarter of the Southeast Quarter ($SW\frac{1}{4} SE\frac{1}{4}$) of Section Nineteen (19), Township Sixty-two (62) North, Range Two (2) East, B.M.

And that portion of Section 19, Township 62 North, Range 2 East, B.M., described as follows:

Beginning at the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 19; thence West 270.0 feet; thence South 880.0 feet to the TRUE POINT OF BEGINNING; thence West 390.0 feet; thence South 440.0 feet; thence East 390.0 feet; thence North 440.0 feet to the point of beginning;

And that portion of Section 19, Township 62 North, Range 2 East, B.M., described as follows:

Beginning at the Northeast corner of the Northwest Quarter of the Southeast Quarter of said Section 19; thence West along the section line, 660.0 feet; thence South 150.0 feet to the TRUE POINT OF BEGINNING; thence East 80 feet; thence South 160 feet; thence West 80 feet; thence North 160 feet to the point of beginning.

Situate in Boundary County, Idaho.

SUBJECT to a true and accurate survey of the same.

SUBJECT to all easements, rights-of-way reservations and restrictions of record.

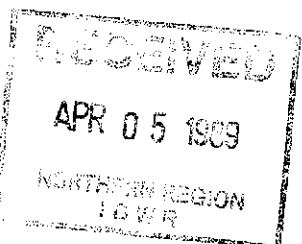
SUBJECT to line extension contract and terms and conditions thereof which Grantees assume with Northern Lights, Inc., and as recorded on August 6, 1976, as Instrument #121906, Book 24 of Instruments at Page 57, records of Boundary County, Idaho.

SUBJECT to fence encroachment as shown in Book I of Surveys, page 96, Instrument No. 133895, records of Boundary County, Idaho, recorded Sept. 17, 1980.

SUBJECT to rights of the public as to that portion lying below the mean high water line of the Kootenai River.

MICROFILMED

SEP 28 1989



AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

Dan Drewry being first duly sworn on oath
deposes and says that he/she is Editor

of the Bonners Ferry Herald, a newspaper printed and
published at Bonners Ferry, Boundary County, Idaho; that
the said newspaper has been continuously and
uninterruptedly published in said Boundary County during
a period of 12 months prior to the first publication of the
hereto attached notice of publication in the case of:

Notice of Correction
#1243

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 3 day of May, 19 89
and ending on the 10 day of May, 19 89
and that said notice was published in said newspaper.

On this 10 day of May in the year
of 1989, before me, a Notary Public, personally
appeared Dan Drewry,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Anna Thomas
Notary Public for Idaho

Residing at Bonners Ferry

My commission expires: 12-1-1994

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN
THAT APPLICATION FOR
PERMIT NO. 98-7653 in the name of
E.A. Copp was advertised in-
correctly on 3/1 & 8/1989.

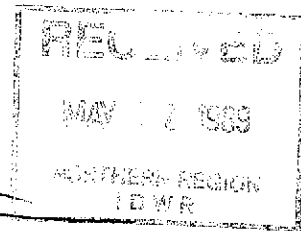
The place of use was incorrectly
advertised as T62N R02E S19 SWSE;
whereas, correctly it should be T62N
R02E S19 NWSE SWSE for 50 acres.

(For additional information
concerning the property location,
call the Northern Regional Office at
765-4639.)

Protests to the above-referenced
correction must be filed with the
Director, Dept. of Water Resources,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, ID 83814 on or before
May 22, 1989.

R. Keith Higginson, Dir.

#1243 May 3, 10, 1989



SEP 2 1989

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Boundary,

Dan Drewy being first duly sworn on oath
deposes and says that he/she is Editor

of the Bonners Ferry Herald, a newspaper printed and
published at Bonners Ferry, Boundary County, Idaho; that
the said newspaper has been continuously and
uninterruptedly published in said Boundary County during
a period of 12 months prior to the first publication of the
hereto attached notice of publication in the case of:

Application for Water right
#1190

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 1 day of March, 19 89
and ending on the 8 day of March, 19 89
and that said notice was published in said newspaper.

On this 9 day of March in the year
of 1989, before me, a Notary Public, personally
appeared Dan Drewy,
known or identified to me to be the person whose name
subscribed to the within instrument, and being by me first
duly sworn, declared that the statements therein are true,
and acknowledged to me that he executed the same.

Anna Thoms
Notary Public for Idaho

Residing at Bonners Ferry

My commission expires: 12-1-1994

NOTICE OF APPLICATION
FOR WATER RIGHT

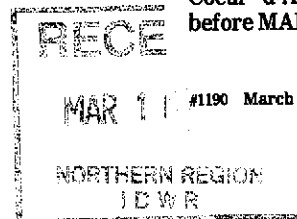
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

98-07653

COPP, E.A.
HCR 85 BOX 336
BONNERS FERRY, ID 83805
Source: GROUNDWATER
Diversion Pt: SWSE SEC 19 T62N
R02E
Use: IRRIGATION (0.45 CFS)
IRRIGATION (0.38 CFS)
Date Filed: 2/10/1989
In: T62N R02E S19 SWSE

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before MARCH 20, 1989.

R. Keith Higginson,
Director



MICROFILMED

SEP 28 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

September 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

E A COPP
HCR 85 BOX 336
BONNERS FERRY ID 83805

RE: WATER RIGHT NO. 98-07653

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

MICROFILMED

JAN 11 1999

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

MICROFILMED

JAN 11 1999

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

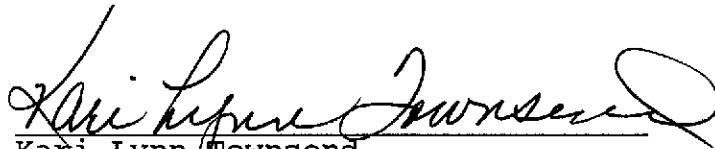
JAN 11 1999

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of **September, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 98-07653

E A COPP
HCR 85 BOX 336
BONNERS FERRY ID 83805


Kari Lynn Townsend
Secretary

MICROFILMED

JAN 11 1999

MEMORANDUM

TO: File 98-07653

FROM: Sharla

DATE: September 24, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 98-07653 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T62N, R2E, S19 - NWSE (13 acres), SWSE (37 acres)

H. RECOMMENDATIONS

Irrigation	3/15 - 11/15	0.32 cfs	150.0 af
------------	--------------	----------	----------

The number of acres per $\frac{1}{4}$ have been rounded to the nearest whole number in line with standard practice for rights greater than 5 acres.

The standard irrigation season for this area is 3/15 to 11/15.

In a letter from the right holder dated 4/1/89, Mr. Copp explains that Right 98-07097 diverted from the Kootenai River is used on these 50 acres to irrigate vegetation on the ground between the nursery stock and Right 98-07653 is used on the 50 acres of nursery stock with a drip system. Condition 050 is appropriate to be placed on the license if in the future he has to return to the surface water source for the entire irrigation.

Exam Date: June 19, 1998

Examiner: Wayne Baldwin

MICROFILMED

JAN 11 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 98-07653 DATE 9/23/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc) 98-07377 - 1987 well in NWSE, 8 ac above this right

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

grid overlay = 39 ac
13 ac rounded
50

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate 38 cfs
 Fee limit 1.00 cfs \$100.00
 Measured 32 cfs
 Theoretical _____ cfs

98-07097 - Kootenai River - letters of 4/1/89 explain overlap - river water still used for area between trees, this it is for drip system rows of nursery stock

Recommended Total Div Rate 32 cfs

WATER USES OK
32 cfs 50X3.0 af Change (P46)
 _____ cfs _____ af
 _____ cfs _____ af
 _____ cfs _____ af
 _____ cfs _____ af
 _____ cfs _____ af
 TOTALS 32 cfs 150.0 af

Irrig - overlap (R58-R61, R62-R65, R66-R69) Cond. 050
 supp. gw (WB7/085/079) mill mark
 overlap spec. combined rts (W35)
 <1acre (W31)
 Domestic (W01/WB5/070/071/075)
 Power (W42 or W43/025/027/R22 or R23)
 Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate 32 cfs X 246 days X 1.98 = 155.9 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device

050 Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority _____ yes _____ no

SRBA Claim NA

Adjust Memo Rounded ac/season
 Amend letters _____

3/15-11/15 season

RECEIVED

JUL 06 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

98-07653

A. GENERAL INFORMATION

Permit No.

1. Owner: E. A. Copp Phone No. 208-7

Current Address: HCR 85 Box 336

2. Accompanied by: Gene & Patricia Andrews EXAM DATE: 6-19-98

Address: HCR 85 Box 336 Bonners Ferry Id Phone No. 208-267-3020

Relationship to Permit Holder: new owner 83805

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use:

2. Other water rights with the same point of diversion:

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

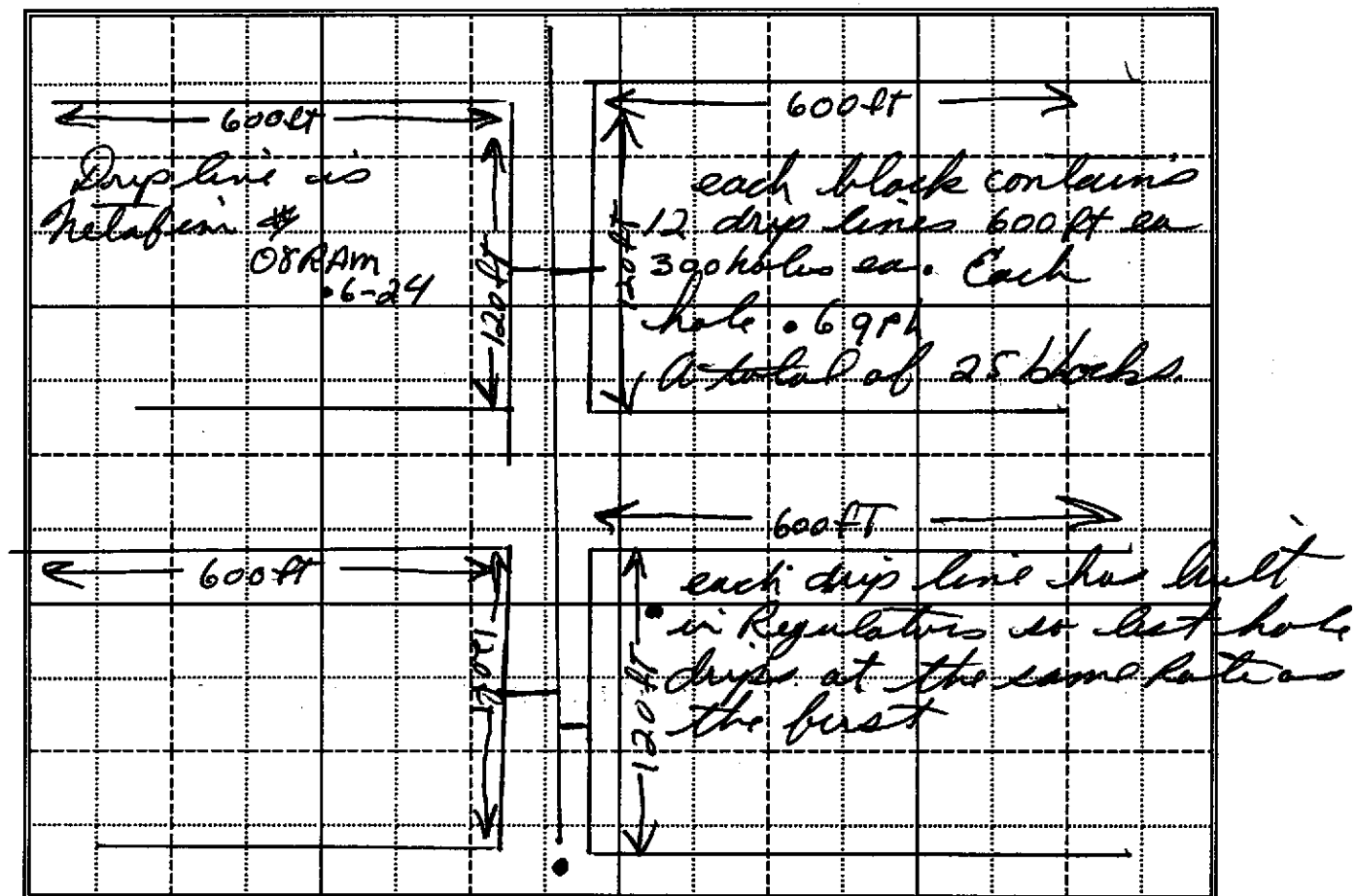
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

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



Scale: 1" = 125'

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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	10	2822029307	Sub	3"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

There was no where to get measuring equipment on line everything is buried. This measurement was done by taking 0.6 gph x # of holes x # of lines. These lines are equipped with flow regulators to insure equal flow rate from first through last hole. There are a total of 25 blocks system can run 4 at a time at 20 PSI

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

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$12 \text{ lines} \times 300 \text{ holes/line} \times .6 \text{ gph} = \frac{2160 \text{ gph}}{60 \text{ sec}} = 36 \text{ gpm}$
 System handles 4 blocks at a time $36 \text{ gpm} \times 4 = 144 \text{ gpm}$
 $\frac{144 \times 1.3368}{60} = .32 \text{ cfs}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 50 \times 3 = 150$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .32 \times 305 \times 1.9835 = 193.6$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 150$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	04-01	10-31	.32	150
Totals:				

2. Recommended Amendments

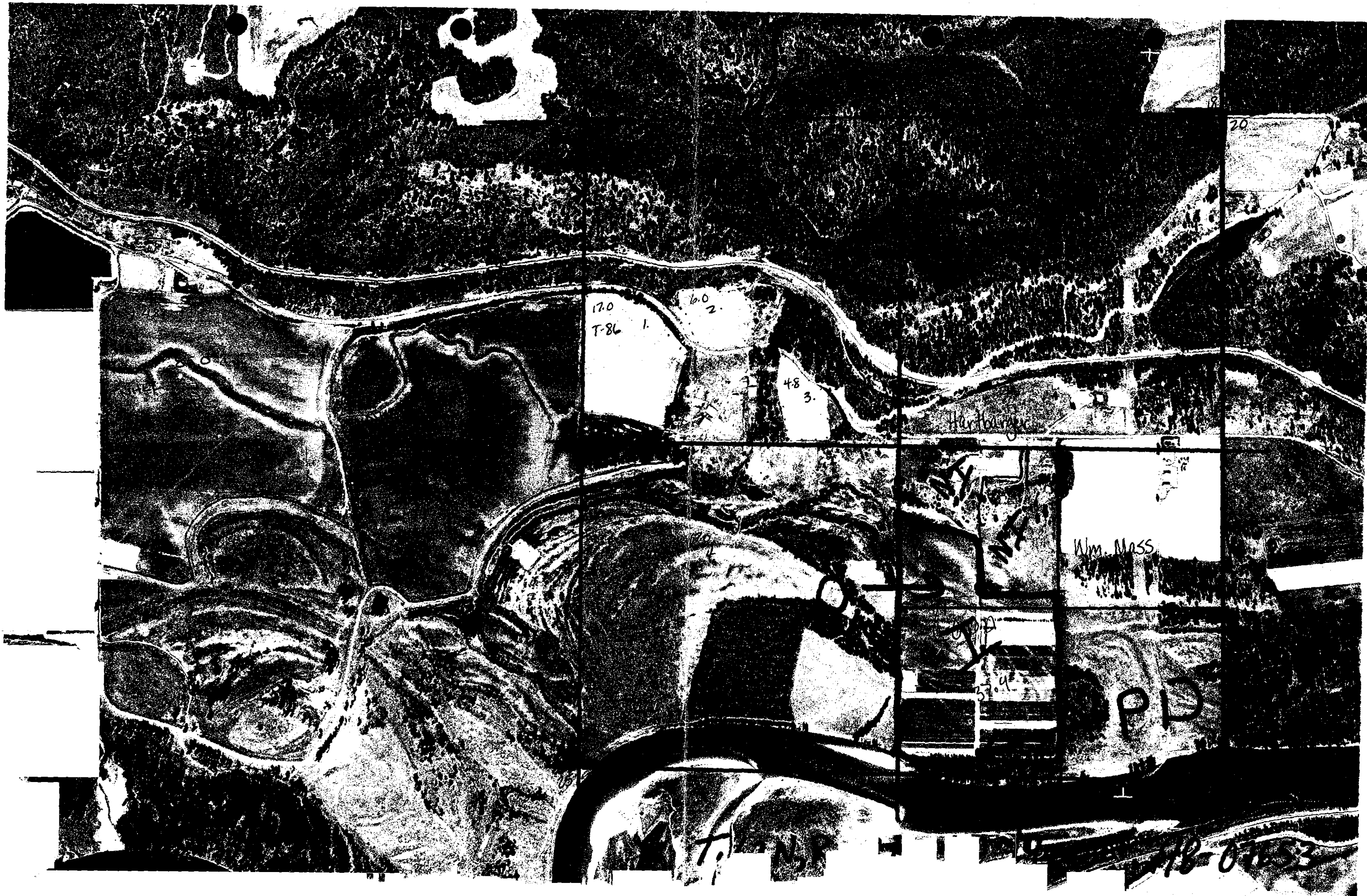
☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

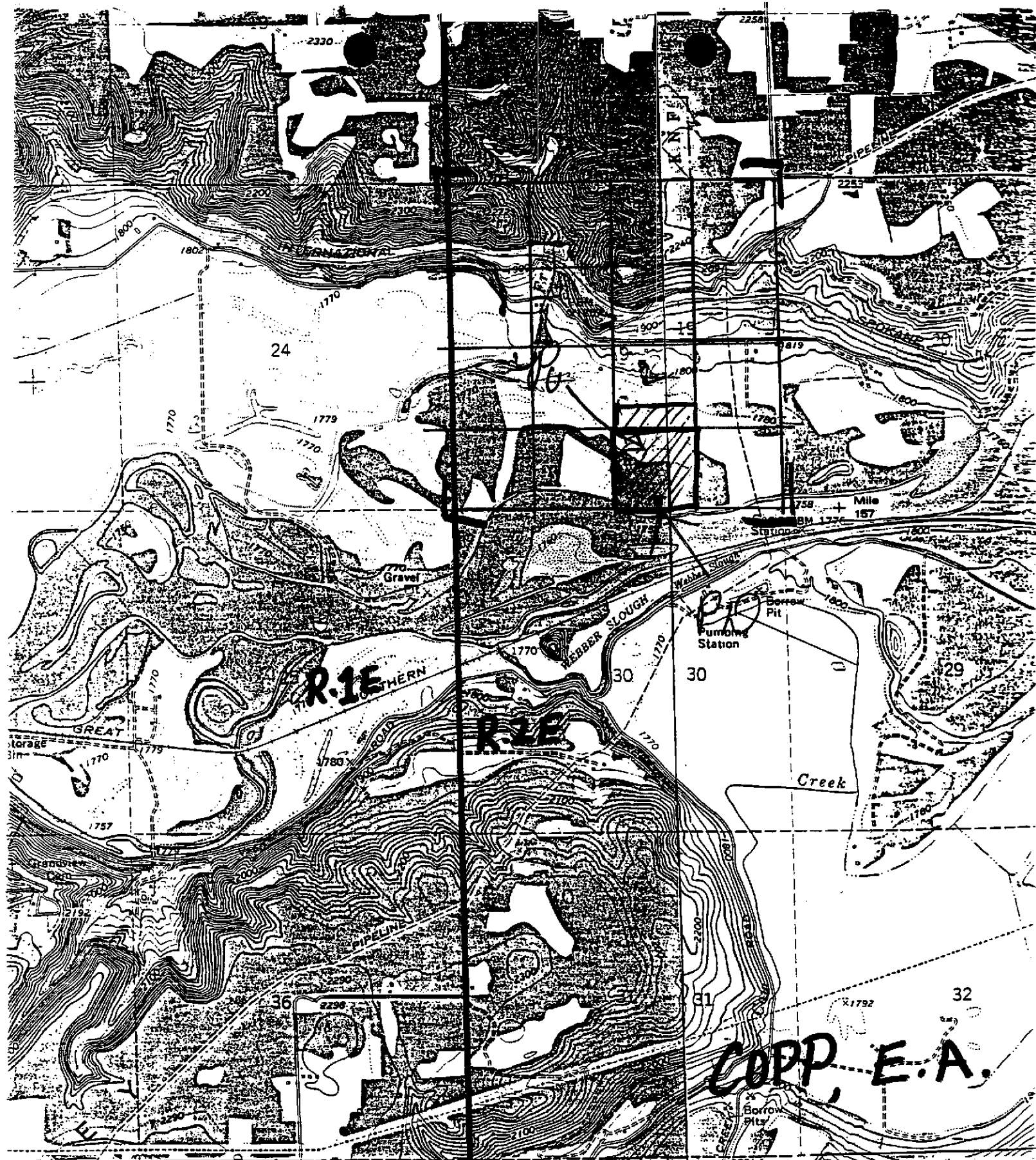
I. AUTHENTICATION

Field Examiner's Name Wayne Baldern Date 6-30-98

Reviewer _____ Date _____

SEAL





98-07653

T. 62N, R. 02E, Sec. 19

98-07653

PERMIT



98

98

98

June 4, 1992

E. A. COPP
HCR 85 BOX 336
BONNERS FERRY ID 83805

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 98-07653

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
SEP 23 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 98-07653 Reviewed by Klg Date 6/1/92

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

 Surface water source
✓ Ground water source
yes Drilling permit required?
yes Copy in the file? Drilling Permit No. 98-89-N-8
100 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
100 Amount Submitted
yes Correct?
NA Required?
✓ Installed?
✓ Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due -
No. of days late =
Priority Date +
New Priority Date

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address

Proof Made 5/29/92
6/4/92 Klg

3/89

Drilling Permit No. 98-89-N-8Water Permit No. 98-7653

Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

RECEIVED
MAY 03 1989

1. Applicant E A Coop
2. Address Hcr 85 Box 336
Bonnors Ferry, ID, 83805 Telephone 267-3020
- (X) Well Owner () Well Operator () Other, specify _____
3. Proposed well location SW 1/4 SE 1/4, or Gov't lot No. 8,
Sec. 19, Twp. 6240N, Rge. 2E, County Boundary,
Lot, block and subdivision _____
4. Proposed use of well: (Check all that apply)
- () Domestic () Stockwater () Monitoring
No. of households _____ No. of livestock _____
- (X) Irrigation () Industrial () Municipal
- () Injection () Other, Specify _____
5. Well construction information:
- (X) New well () Deepen () Replace
- Proposed surface diameter 8 Maximum depth 50'
- Anticipated bottom hole temperature:
- (X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Anticipated construction start date May 10-1989
7. Well Driller (if known) Bob Pitts & son's Well Drilling
Address 4775 Baldy rd sandpoint Id. 83884
8. Applicant's signature _____
- Title _____
- Date _____

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SEP 23 1992

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is approved.

If approved, this permit authorizes the construction of a well subject to the following conditions:

GENERAL CONDITIONS

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Issuance of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

SPECIFIC CONDITIONS

Dated this 1 day of May, 19 89.

Signed

Title

David D. Leard
Engineering Geologist

Received by DL

Fee \$100

Date 5/1/89

Receipt No. N002814

Construction start extension to

Extension approved by

MICROFILMED
SEP 23 1992

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>E.A. Copp</u> Address <u>Hcr. 85 Box 336</u> Owner's Permit No. <u>98-89-N-8</u>	7. WATER LEVEL Static water level <u>18</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☒ Cap ☐ Plug Temperature <u>42</u> °F. Quality <u>Good</u> Describe artesian or temperature zones below.																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☒ Bailor ☐ Air ☐ Other _____																												
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr> <td align="center"><u>40</u></td> <td align="center"><u>24</u></td> <td align="center"><u>1</u></td> </tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>40</u>	<u>24</u>	<u>1</u>																						
Discharge G.P.M.	Pumping Level	Hours Pumped																											
<u>40</u>	<u>24</u>	<u>1</u>																											
4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Bore Diam.</th> <th>Depth From To</th> <th>Material</th> <th>Water Yes No</th> </tr> </thead> <tbody> <tr> <td align="center"><u>8</u></td> <td align="center"><u>0</u> <u>3</u></td> <td><u>Top Soil</u></td> <td align="center"><u>X</u></td> </tr> <tr> <td align="center"><u>8</u></td> <td align="center"><u>3</u> <u>10</u></td> <td><u>Clay</u></td> <td align="center"><u>V</u></td> </tr> <tr> <td align="center"><u>8</u></td> <td align="center"><u>10</u> <u>20</u></td> <td><u>Balders clay</u></td> <td align="center"><u>X</u></td> </tr> <tr> <td align="center"><u>8</u></td> <td align="center"><u>20</u> <u>25</u></td> <td><u>Silt & sand</u></td> <td align="center"><u>X</u></td> </tr> <tr> <td align="center"><u>8</u></td> <td align="center"><u>25</u> <u>34</u></td> <td><u>Gravel</u></td> <td align="center"><u>X</u></td> </tr> <!-- Empty rows omitted for brevity --> </tbody> </table>	Bore Diam.	Depth From To	Material	Water Yes No	<u>8</u>	<u>0</u> <u>3</u>	<u>Top Soil</u>	<u>X</u>	<u>8</u>	<u>3</u> <u>10</u>	<u>Clay</u>	<u>V</u>	<u>8</u>	<u>10</u> <u>20</u>	<u>Balders clay</u>	<u>X</u>	<u>8</u>	<u>20</u> <u>25</u>	<u>Silt & sand</u>	<u>X</u>	<u>8</u>	<u>25</u> <u>34</u>	<u>Gravel</u>	<u>X</u>				
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5. WELL CONSTRUCTION Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____ <table border="0" style="margin-top: 5px;"> <tr> <td>Thickness <u>280</u> inches</td> <td>Diameter <u>8</u> inches +</td> <td>From <u>1</u> foot</td> <td>To <u>34</u> feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> <tr> <td>_____ inches</td> <td>_____ inches</td> <td>_____ feet</td> <td>_____ feet</td> </tr> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="0" style="margin-top: 5px;"> <tr> <td>Number _____</td> <td>From _____</td> <td>To _____</td> </tr> <tr> <td>perforations _____</td> <td>feet _____</td> <td>feet _____</td> </tr> <tr> <td>perforations _____</td> <td>feet _____</td> <td>feet _____</td> </tr> <tr> <td>perforations _____</td> <td>feet _____</td> <td>feet _____</td> </tr> </table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Cook</u> Type <u>Stainless</u> Model No. <u>2645</u> Diameter <u>7</u> Slot size <u>30</u> Set from <u>29</u> feet to <u>34</u> feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☐ Puddling clay ☐ Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port <u>Top of well</u>	Thickness <u>280</u> inches	Diameter <u>8</u> inches +	From <u>1</u> foot	To <u>34</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number _____	From _____	To _____	perforations _____	feet _____	feet _____	perforations _____	feet _____	feet _____	perforations _____	feet _____	feet _____	10. Work started <u>5-16-89</u> finished <u>5-17-89</u>
Thickness <u>280</u> inches	Diameter <u>8</u> inches +	From <u>1</u> foot	To <u>34</u> feet																										
_____ inches	_____ inches	_____ feet	_____ feet																										
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perforations _____	feet _____	feet _____																											
perforations _____	feet _____	feet _____																											
perforations _____	feet _____	feet _____																											
6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Boundary</u> <u>SW</u> % <u>SE</u> % Sec. <u>19</u> , T. <u>62</u> , R. <u>3</u> E.O.	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Bd. P.H. Haskins</u> File # <u>235</u> Address <u>4725 Baldy rd.</u> Date <u>5-17-89</u> Signed by (Firm Official) <u>[Signature]</u> SEP 23 1989 and (Operator) _____																												

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

April 30, 1992

E. A. COPP
HCR 85 BOX 336
BONNERS FERRY ID 83805

PROOF DUE NOTICE

RE: PERMIT NO. 98-07653

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

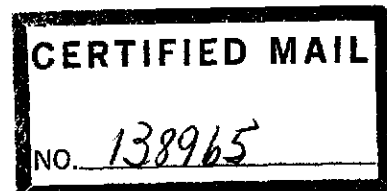
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED

SEP 23 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 98-07653
Name(s) of Permit Holder(s): E. A. Ospp
Post Office Address: HCR 85 BOX 336
BONNERS FERRY ID. 83805 Tel. No. 208-73828

☒ I hereby certify that construction of diversion works for the above referenced permit began on MAY 10, 1989 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

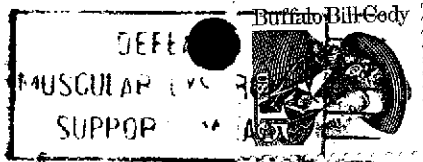
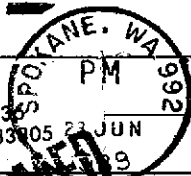
☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

6-21-89
Date

E. A. Ospp
Signature of Permit Holder

E. A. Copp
HCR 85 - Box 336
Bonners Ferry, ID 83905



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SEP 20 1989



RECEIVED
JUN 27 1989

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
June 16, 1989

E. A. COPP
HCR 85 BOX 336
BONNERS FERRY, ID 83805

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 98-07653

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

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SEP 28 1989

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

RECEIVED

SEP 28 1989

Form No. 202a.
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JK DATE: 2/13/89 APPLICATION: 98-07653

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
- ☒ Address:
- ☒ Source: (See USGS Quad for names of water sources)
- ☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
- ☒ County:
- ☒ Quantity: (flow and/or volume)
- ☒ Period of use:
- ☒ Nature of proposed use: (Include description of use)
- ☒ Description of diverting works:
- ☒ Time required for beneficial use of water:
- ☒ Place of use or acres irrigated:
- ☒ Map:
- ☒ Signature: (If applicant is corp., partnership, or municipality title of signator is required)
- ☒ Fee:
- ☒ yes ☐ No* In form to receipt:

ADDITIONAL INFORMATION

YES NO

- ☒ ☐ Overlapping place of use: (Describe source & relationship to present application on the back.)
- ☒ ☐ Overlapping point of diversion:
- ☒ ☐ Field check required: Field check by: _____
- ☒ ☐ Field report attached:
- ☒ ☐ Critical groundwater area:
- ☒ ☐ Groundwater management area:
- ☒ ☐ Send dam safety information:
- ☒ ☐ Send power requirement letter:
- ☒ ☐ Send fish farm requirement letter:
- ☒ ☐ Power residency affidavit:
- ☒ ☐ Power efficiency form:
- ☒ ☐ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
- ☒ ☐ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
- ☒ ☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

☒ DATE REQUESTED: _____
☒ Additional information on reverse side:

RECEIVED

MAY 31 1989

Department of Water Resources

PROCESSING

YES NO

- ☒ In form for advertising:
☒ Statewide advertising:
☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

- ☐ I.D. Health and Welfare
☐ I.D. Fish and Game
☐ I.D. Lands
☐ Adjudication Bureau

YES NO

- ☐ U.S. BLM
☐ U.S. Forest Svc.
☐ Water District # _____
☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

- ☒ Publication dates and paper recorded on application:
☒ Protests received, Final date for protest 3/20/89 5/20/89
☒ Protests, dates, resolution of protest recorded on application:
☒ Recommendations attached:
☒ Measuring device required:
☒ Measuring port required:
☒ Water delivered by water master? District # _____
☒ Special conditions of approval or cover letter: (see additional info. below)
☒ See Below For Additional Information

Recommended Date of Priority 2/10/89
Recommended by: RJA Date 5/25/89

STATE OFFICE REVIEW P23 P17 26 46 28 (irrigation 0.38 cfs)

See below for additional information. By KW Date 6/12/89

ADDITIONAL INFORMATION

Overlap Review Conducted ☒ yes ☐ no (If no, explain)

LANDS CURRENTLY IRR UNDER 98-07099. THIS HAD TO BE REPLACED.
WHEELS MAY BE HAND-DUG. A PORTION OF THE SURFACE WATER
SYSTEM WITH A GROUND WATER DRIP IRR. SYSTEM

Allow 2 yrs. for B/U development

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 98-7653 in the name of E. A. Copp was advertised incorrectly on 3/1 & 8/1989.

The place of use was incorrectly advertised as T62N R02E S19 SWSE; whereas, correctly it should be T62N R02E S19 NWSE SWSE for 50 acres.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before May 22, 1989.

R. KEITH HIGGINSON, Dir.

Published in the Bonners Ferry Herald on 5/3 & 10/1989.

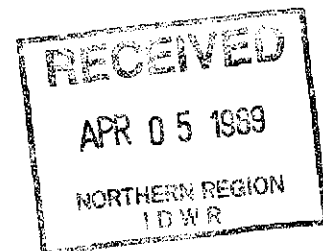
MICROFILMED

SEP 28 1989

E.A.Copp
HCR 85, Box 336
Bonners Ferry, Id 83805

April 1, 1989

State of Idaho
Department of Water Resources
Northern Region Office
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814



Att'n: Mr. Tom D. King
Sr. Water Resource Agent

Re: 98-07097, 98-07377, 98-07653

Dear Mr. King:

Obviously you are right that there cannot be but 40 acres in the SW SE Sec. 19. Let me give you some background here and then maybe you will be able to help me unravel it.

The entire property consists of 64 acres, plus or minus. About 50 of these acres are river bottom land and about 14 are hillside pasture, house and barnyards. Apparently Boyd Wallace, under license 98-07097 had water rights for all 40 acres of SW SE Sec. 19, plus 20 acres of NW SE Sec. 19. But, the river irrigation system did not cover the hillside pastures. The permit was actually used on only 50 acres, plus or minus.

I purchased the property in 1980 and shortly after, I applied for a well and pump permit #98-07377 to irrigate 8 acres of the hillside that actually was covered under the river permit. That explains part of the overlap. Technically, we should have reduced permit #98-07097 to 50 acres plus or minus at that time.

That brings us up to the present application #98-07653. As I explained to you on the telephone, I planned to convert the river diversion permit completely to ground water, but due to the unavailability of 3 phase power, I cannot do that.

I can and do need to convert about 170 gallons per minute of permit #98-07097 to a ground water well to service the drip irrigation for the nursery stock. The cover crop between the trees will continue to be irrigated from the river as well as the balance of the 50 a.e. of bottom land.

You advised me not to revise the application #98-07653 at this time since it might delay the approval which I need as soon as possible.

To further clarify. 40 acres are within the SW SE Sec. 19. Ten acres plus or minus are within NW SE Sec. 19. The 8 acres covered by 98-07377 does overlap 98-07097 in NW SE Sec. 19. If this permit is redundant, it might be canceled since the permit has never had its final inspection, but it is ground water and covers the hills in NW SE Sec 19.

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The application 98-07653 will be applying the same water to the same ground as covered by 98-07097 but using a ground water in part and river water in part.

Please advise me as to whether it is necessary to revise the original permit from 60 acres to 50 acrds, or if we should leave it at 60 acres and not finalize permit #98-07653. I do not have a conversion table for gallons to second feet but the equivalent of 170 gallons per minute is the amount that I need to take from the ground water as part of the river diversion permit.

I am sorry this is so complicated. I do appreciate your help.

Sincerely,

E.A. Copp

E.A.Copp

EAC/ps

Enclosed is Legal Description of the Property.
2

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

March 29, 1989

Mr. E. A. Copp
HCR 85 Box 336
Bonners Ferry, Id. 83805

Re: 98-07097, 98-07377, 98-07653

Dear Mr. Copp:

I am sorry that I was unable to answer all of your questions when you called last week. I have reviewed the files pertinent to your water rights and have found the following:

License # 98-07097 provides for a diversion of 1.02 second feet of water from the Kootenai River for irrigation of 20 acres in the NW SE, Sec.19; and 40 acres within the SW SE, Sec. 19; both in T. 62 N., R. 2 E..

Permit # 98-07377 proposes a diversion rate of 0.16 second feet of water from a Groundwater source for irrigation of 8 acres within the NW SE, Sec 19, T. 62 N. R. 2 E..

Application # 98-07653 requests a diversion rate of 0.82 second feet of water from a Groundwater source for irrigation of 50 acres within the SW SE Sec. 19, T. 62 N., R. 2 E.. There is an error in this application since there is not 50 acres within the SW SE Sec. 19.

If you do not irrigate more than 8 acres with Groundwater and do not use more than 0.16 cfs from that source, then Application # 98-07653 is redundant and should be removed from the departmental records. The best method of doing this is to date and sign the enclosed withdrawal form and return it to this office by April 14, 1989.

If you do not wish to withdraw the application, please let me know where the 50 acres of irrigation are to be located.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

RECEIVED
SEP 28 1989

Enc. Withdrawal

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SEP 28 1989



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES NORTHERN DISTRICT

COEUR D'ALENE, IDAHO 83814

1910 Northwest Blvd., Suite 210
Telephone: (208) 765-4639

Re: Application for Permit No. 98-7653

Dear Applicant:

The Department of Water Resources herewith acknowledges receipt of your application for a permit to appropriate a portion of the public water of the State of Idaho as well as the appropriate filing fee, for which a receipt is enclosed. The appropriation application has been assigned the above-referenced number. To assist us in providing you with accurate, speedy service, please refer to this number in all future correspondence.

Your appropriation application is currently in the process of being advertised in the county newspaper. The advertisement will be published for two weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the appropriation application is protested, you will be sent a copy of the protest. All protests must be resolved before the appropriation application can be approved or denied. If the protestant does not voluntarily withdraw the protest, this Department will conduct a conference and/or hearing on the matter.

If the appropriation application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will then conduct a complete review prior to the final processing of the appropriation application and notify you of the outcome of this review. If the appropriation application is approved, a copy of your appropriation permit (bearing the reference number) will be sent to you.

If your source of water is a well (unless you are using a well that is already in existence), you will also have to apply for a permit to construct the well. These drilling permits can be obtained from this office, but can only be issued to holders of valid ground water rights or approved appropriation permits.

If you have any questions or if I can be of any further assistance, please feel to contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms
Enc. - Receipt

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SEP 28 1989

98-07653

COPP, E. A.
HCR 85 BOX 336
BONNERS FERRY, ID 83805

SOURCE: GROUNDWATER

DIVERSION PT: SWSE SEC 19 T62N R02E

USE: IRRIGATION (0.45 CFS)
IRRIGATION (0.38 CFS)

DATE FILED: 2/10/1989

IN: T62N R02E S19 ~~nwse~~ SWSE FOR 50 ACRES

*Corrected
on computer
5/15/89*

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SEP 28 1989