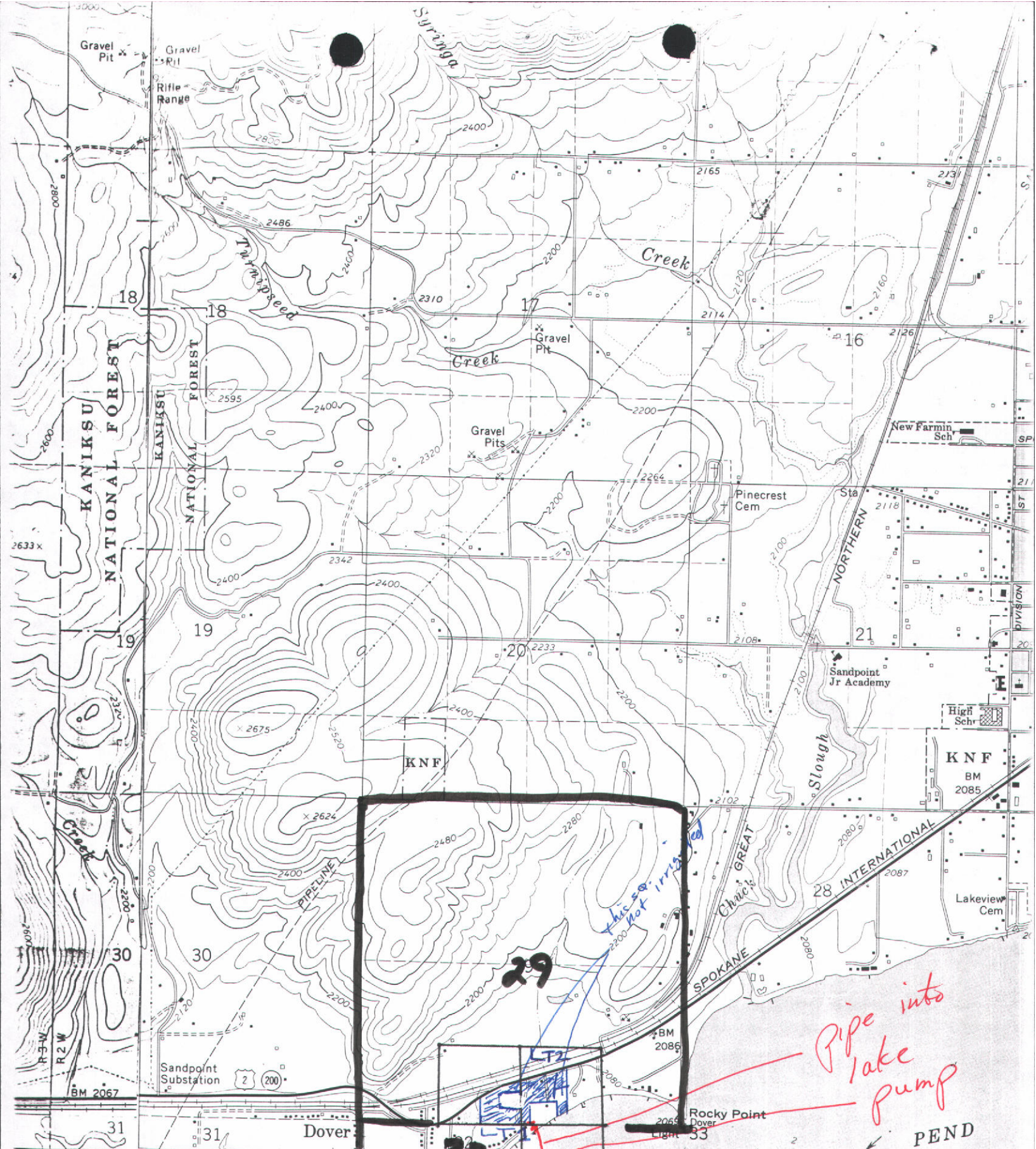




Maped, edited, and published by the Geological Survey
Control by USGS and USC&GS

Topography by photogrammetric methods from aerial
photographs taken 1966. Field checked 1968

Selected hydrographic data compiled from USC&GS
Chart 6170 (1967)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum
10,000-foot grid based on Idaho coordinate system

(MORTON)
2680 II NW

RECEIVED

JUN 15 1997

NORTHERN REGION

IDWR

T. 57N., R. 2W.

CZAP

JUN 25 1998

CONTOUR
DOTTED LINES RE
NATIONAL GEODETIC

SHADED AREA
OWNED BY
APPLICANT



7+50
2075.98

Cap Property

2075.79
7+02.42

$\Delta: 38^{\circ}22'09"$
 $R: 97.72$
 $L: 63.44$

7+67.81
2076.05

$\Delta: 62^{\circ}52'15"$
 $R: 54.11$
 $T: 32.86$
 $L: 59.06$

South Quarter Corner
Sec. 29 ~ Fd. Alum.
Mon

PONDERAY D.
VACATED

N89°06'
250

N89°06'32"E

127
N89°06'32"E
572°18'46"W
35
30

M.E. 96.0N

31.0
2077
50.12
N55°30'25"E
34.4

Press Property

Rocky Pt.
Sewer
M.H.

N55°3'

Vault

Kayser Property

2062

A Portion Sec. 29, 32
TWP. 57 N.
Rge. 2 W.B.M.

TOPOGRAPHIC & ROUTE SURVEY FOR
CH5 PARTNERSHIP
P.O. BOX 85, DOVER, IDAHO

MICROFILMED
AUG 25 1998

PERMIT #

96-08961

STATE OF IDAHO



Pump House - APD



pu



pu

MICROFILMED
FEB 04 2000

96-08961

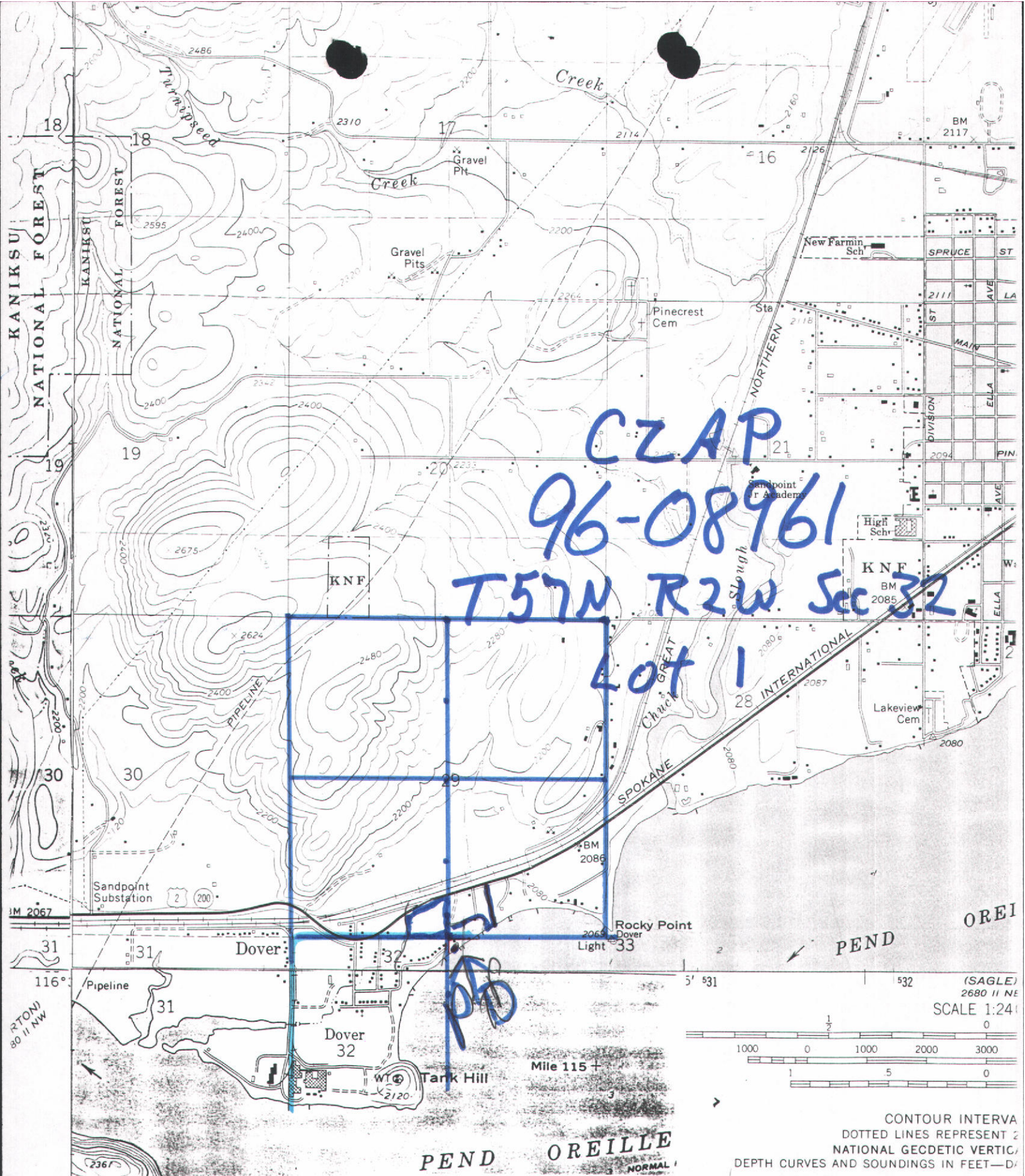


pu



pu

MICROFILMED
FEB 04 2000



PEND OREILLE

UTM GRID AND 1968 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 20 FEET
NATIONAL GEODETIC VERTICAL DATUM
DEPTH CURVES AND SOUNDINGS IN FEET—DETERMINED BY

THIS MAP COMPLIES WITH NATIONAL MAP ACT
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, CO
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND

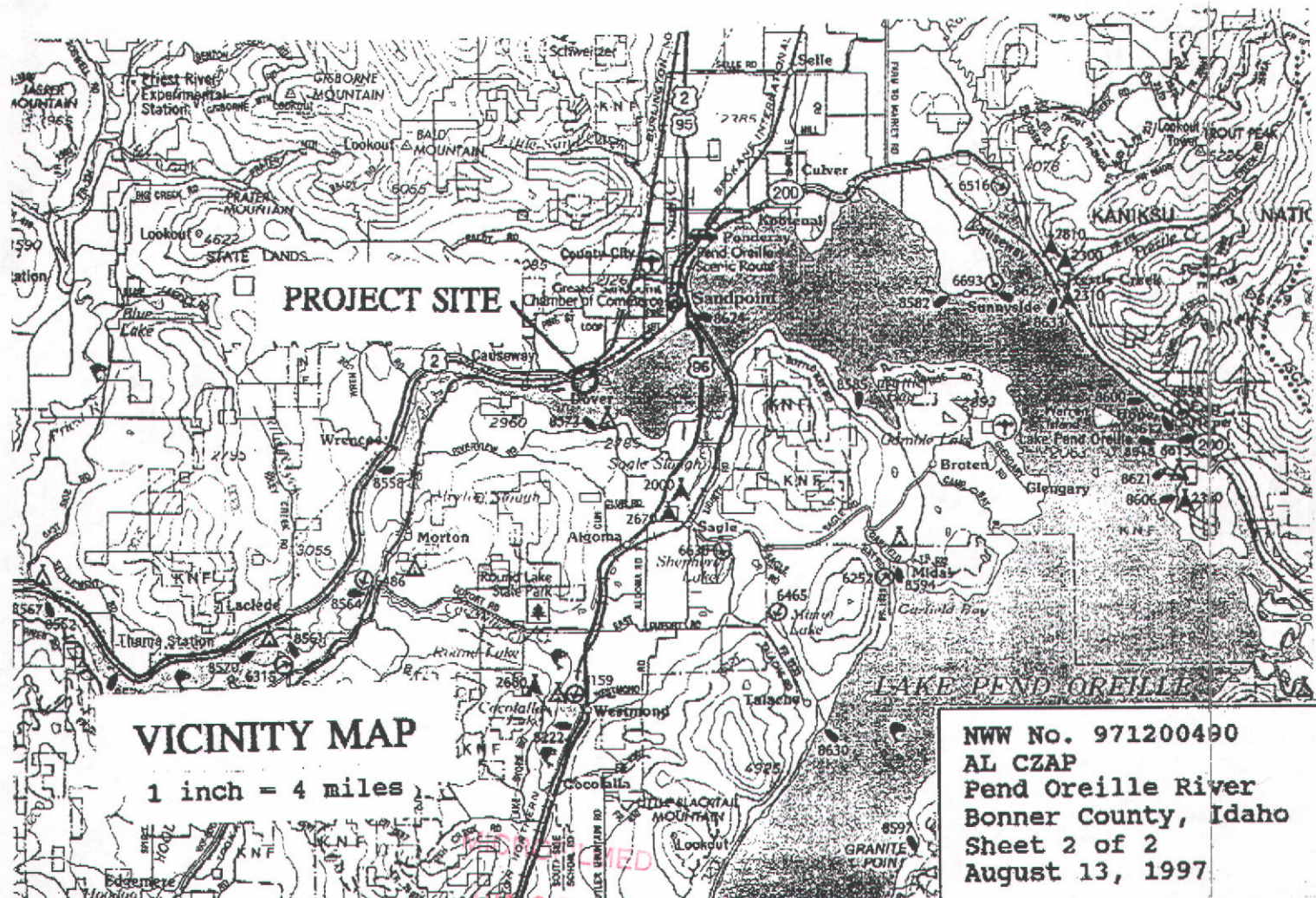
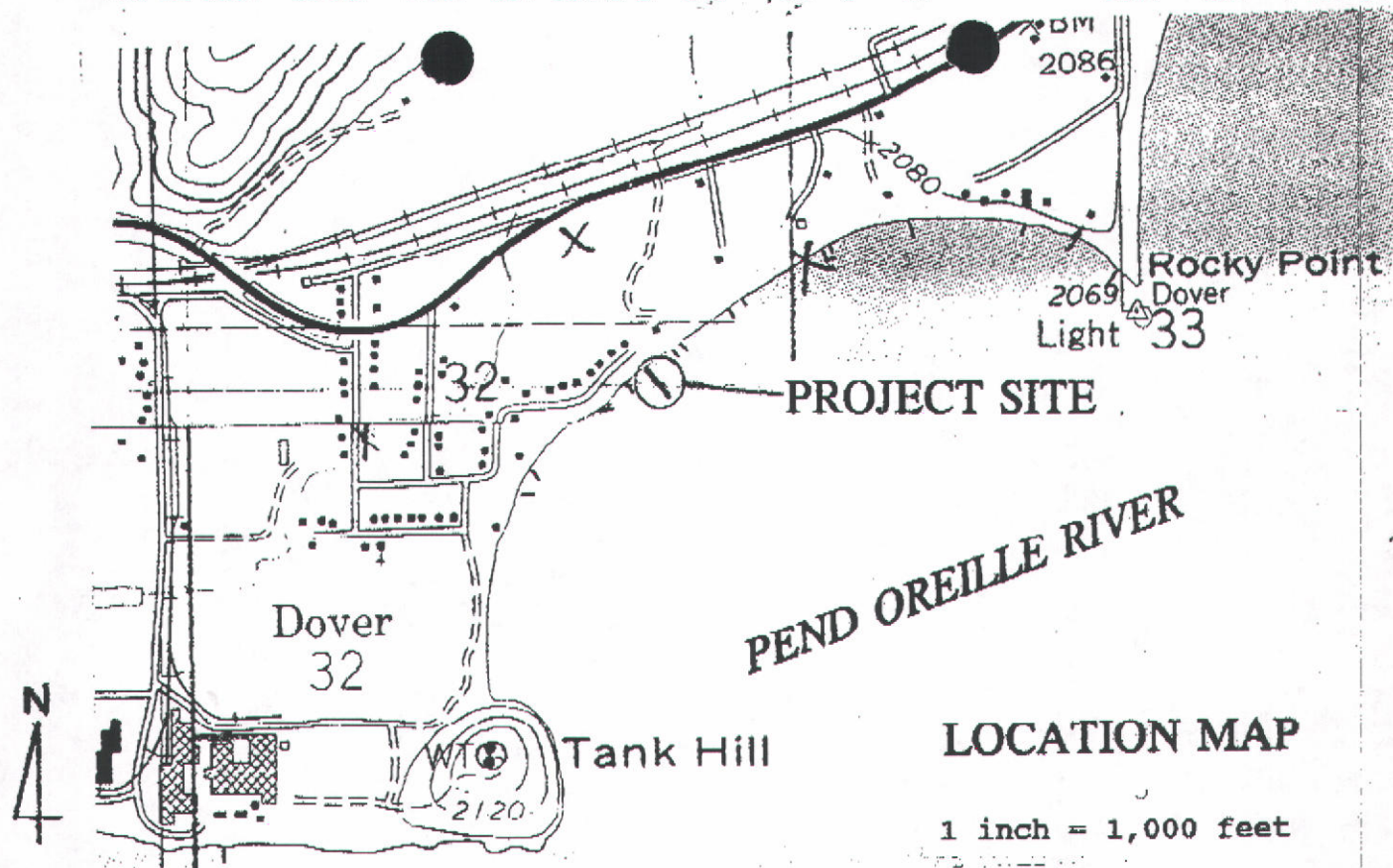
MICROFILMED

FEB 04 2000

1000-meter Universal Transverse Mercator grid ticks, zone 11, shown in blue

Red tint indicates areas in which only landmark buildings are shown

Fine red dashed lines indicate selected fence lines



NWW No. 971200490
 AL CZAP
 Pend Oreille River
 Bonner County, Idaho
 Sheet 2 of 2
 August 13, 1997

25 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08961

Priority: June 5, 1997

Maximum Diversion Rate: 0.18 CFS
Maximum Diversion Volume: 45.0 AF

This is to certify, that AL CZAP
PO BOX 25

DOVER ID 83825 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 5, 1997; and
has submitted Proof of Beneficial Use on June 29, 1998. An examination indicates
that the works have a diversion capacity of 0.180 cfs of water from:

PEND OREILLE RIVER tributary to COLUMBIA RIVER

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	04/01 to 10/31	0.18 CFS	45.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNE), Sec. 32, Township 57N, Range 02W
BONNER 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>
57N	02W	29	SESW 7	Lot 2(SWSE) 8		15

Total number of acres irrigated: 15

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. 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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 3RD day of FEBRUARY, 2000.

MICROFILMED

FEB 24 2000


Acting for KARL J. DREHER, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 29 1998

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 96-08961 Telephone No. 208 263-1337

2. Name(s) of Permit Holder(s): Al CzAP

3. Mailing Address: P.O. Box 25 Dover, ID 83825
new

4. Source of Water: Pend Oreille River If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____

a. Well Driller: _____ Drilling Permit Number: _____

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

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

Irrigation (No. of acres): 15 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 ☒
Flow Measurement Port:	Is a flow measurement port required?	Yes ☐	or	No ☒
	Has the measurement port been installed?	Yes ☐	or	No ☒

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Al CzAP Telephone Number: 208 263-1337

Address: P.O. Box 25 Dover, ID 83825

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: _____ Date: 6/24/98
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08961

Proposed Priority: June 5, 1997

Maximum Diversion Rate:

0.20 CFS

This is to certify, that **AL CZAP**

PO BOX 3200

SANDPOINT ID 83864-3200

has applied for a permit to appropriate water from:

PEND OREILLE RIVER

tributary of **COLUMBIA RIVER**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 11/15

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNE), Sec. 32, Township 57N, Range 02W
BONNER County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

57N 02W 29

SESW

7.5

Lot 2(SWSE)

7.5

15.0

Total number of acres irrigated:

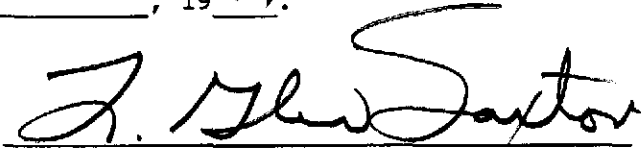
15.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1998.
2. Subject to all prior water rights.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
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. The issuance of this right does not grant any right-of-way or easement across the land of another.

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

25th day of July, 1997.


for Karl J. Dreher, Director

RECEIVED

AUG 25 1998

Ident. No. 96-8961

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
JUL 14 1997

Department of Water Resources

1. Name of Applicant AL CZAP Phone 208 263-1337
Post Office address Box 3200, Sandpoint, Id 83864
2. Source of water supply Pend Orielle River which is a tributary of Columbia River
3. Location of point of diversion is 1/4 of SE NW 1/4 of SE NE 1/4, Govt. Lot 1
Sec. 29-32 Township 57N Range 2W B.M. Bonner County; additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 02.20 for irrigation purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 02.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Please see attached from Corps application
PIPELINE IN RIVER, PUMP + IRRIGATION SYSTEM.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 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 if KW. _____
 - b. Stockwatering; list number and kind of livestock. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. _____
 - e. Other; describe fully. _____

MICROFILMED

AUG 25 1998

*standard season. 7/22/97 cz

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
29	57N	2W												7.5			7.5		15

Total number of acres to be irrigated 15

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? Richard Dressel

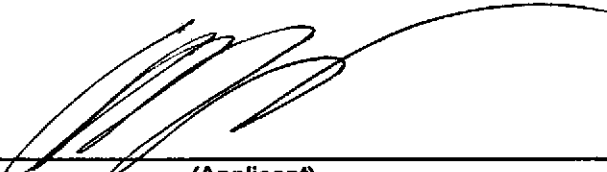
b. Who owns the land to be irrigated or place of use? applicant, Al Czap

c. If the property is owned by a person other than the applicant, describe the arrangement enable the applicant to make this filing: please see attached easement.

12. Remarks: _____

13. MAP OF PROPOSED PROJECT ATTACHED _____ Show clearly the proposed point of diversion, place of use, section number, township and range number.

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


(Applicant)

① 6/5/97 map received

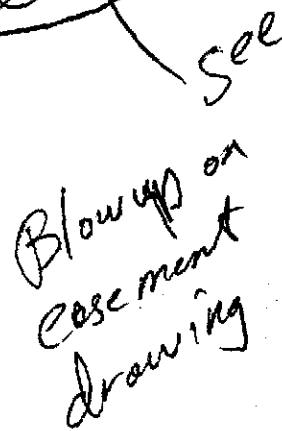
Received by AB Date 5/16/97 Time 1:10 P Preliminary check by AB
 Fee \$ 50.00 Receipted by AB # N011200 Date 5/16/97
 Publication prepared by AB Date 6/11/97 Published in Bozeman Co. Daily Bee 6/14/97
 Publication approved AB Date 1/2/97 1997

MICROFILMED
AUG 25 1998



CONTOUR
DOTTED LINES RE
NATIONAL GEOG

GREAT NORTHERN RAILROAD
SPOKANE INTERNATIONAL RAILROAD
HIGHWAY NO. 200



North

RIVER

OREILLE

MICROFILMED
 AUG 25 1958

Dover

4
475155
ORIGINAL

EASEMENT DEED

For value received, Grantors, Richard D. Dressel and Paula M. Dressel, husband and wife, and D & L Partnership, an Idaho general partnership, hereby grant and convey to Al Czap and Kelly Czap, husband and wife, an easement over, under and across the real property described at Exhibit A hereto, for the purpose of installing and maintaining a lake irrigation pump, piping and irrigation system for the benefit of and use on that real property described at Exhibit B hereto. This easement shall run with and be appurtenant to the said Exhibit B property and Grantors will warrant and defend quiet use and enjoyment of this easement by its lawful holder, provided however that Grantors may, at their sole expense and after reasonable consultation with and notice to Grantees, move any installed piping to a location closer to Grantors' western boundary.

In witness whereof, Grantors execute this instrument as of the 30th day of October, 1995.

FILED BY C. M. [Signature]
'95 OCT 31 PM 12 54
MARIE SCOTT
RECORDER OF BONHER
COUNTY BY [Signature] DE

[Signature]
Richard D. Dressel

[Signature]
Paula M. Dressel

D & L Partnership

By [Signature]
General Partner

EASEMENT DEED -1
easement.czdr

NOV 25 1995
AUG 25 1998

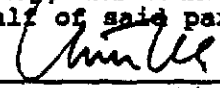
STATE OF IDAHO)
County of Bonner) ss

On this 30th day of October, 1995 before me, the undersigned, a Notary Public in and for said State, personally appeared Richard D. Dressel and Paula M. Dressel, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public for Idaho
Residing at Sandpoint

STATE OF IDAHO)
County of Bonner) ss

On this 30th day of October, 1995 before me, the undersigned, a Notary Public in and for said State, personally appeared Richard D. Dressel, known to me to be the person whose name is subscribed to the within instrument as General Partner of D & L Partnership, and acknowledged to me that he executed the same on behalf of said partnership.


Notary Public for Idaho
Residing at Sandpoint

EASEMENT DEED -2
easement.czdr

MICROFILMED

AUG 25 1998

Legal Description
for Al Czap
10 Foot Wide Easement

A tract of land located in a portion of section 29 and section 32, township 57 north, range 2 west, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

Commencing at the northeast corner of the NW1/4 of said section 32; thence S89°06'32"W along the north line of said NW1/4 a distance of 80.00 feet to a point, said point being the true point of beginning; thence N0°59'45"W a distance of 10.00 feet; thence N89°06'32"E a distance of 50.07 feet; thence S0°36'37"E a distance of 149.97 feet; thence N52°20'25"E a distance of 50.12 feet; thence S0°36'37"E a distance of 141.79 feet, more or less, to the mean high water line of the Pend Oreille River; thence S55°34'40"W along said mean high water line a distance of 12.04 feet; thence N0°36'37"W a distance of 128.41 feet; thence S52°20'25"W a distance of 50.12 feet; thence N0°36'37"W a distance of 160.00 feet; thence S89°06'32"W a distance of 40.00 feet to the true point of beginning. 'It is intended that the sidelines of this parcel adjacent to the Pend Oreille River extend to the original mean high water line of said river.'



EXHIBIT A

MICROFILMED

AUG 25 1988

Order No. 13853

IN THE STATE OF IDAHO, COUNTY OF BONNER:

Starting at the quarter corner between Section 29 and 32, Township 57 North, Range 2 West, Boise Meridian, Bonner County, Idaho;

thence West along the section line between Section 29 and 32, 80 feet to the point of beginning;

thence South 40 feet;

thence West 200 feet;

thence North 40 feet to a point on said section line, which point is 200 feet West of the point of beginning;

thence West along the section line 202.5 feet;

thence South 280 feet to the lot line between Lots 4 and 5 of Block 2, WELTY TOWNSITE OF DOVER, IDAHO;

thence West along said lot line 119.5 feet to the Block 2 alley;

thence North along said alley 200 feet to the North line of said Block 2;

thence West along said North line of Block 2, 8.00 feet;

thence North 80 feet to the section line between said Sections 29 and 32, which point is 530 feet West of the point of beginning;

thence West along said section line 150 feet;

thence North 319 feet to the Southerly right of way boundary of Secondary State Highway No. 200;

thence Northeasterly along said right of way boundary to a point which is due North of the point of beginning;

thence South 654.2 feet to the point of beginning.

EXCEPTING THEREFROM a part of the Southwest quarter, Section 29, Township 57 North, Range 2 West, Boise Meridian, Bonner County, Idaho, more particularly described as follows:

EXHIBIT B
PAGE 1 OF 2

MICROFILMED

AUG 25 1958

Beginning at the South quarter corner of said Section 29;

thence North 90 degrees 00' 00" West, 593 feet along the South line of said Section 29, to the point of beginning;

thence continuing North 90 degrees 00' 00" West, 167 feet along said south line;

thence North 00 degrees 00' 00" East, 318.70 feet (record 319.00 feet) to a point on the Southerly right of way line of State Highway 200;

thence Northeasterly along said right of way line to a point which bears North 00 degrees 00' 00" West from the point of beginning;

thence South 00 degrees 00' 00" East to the point of beginning.

AND EXCEPT that part of vacated Roosevelt Avenue of WELTY ADDITION in Bonner County, described as follows:

Beginning at a point 40 feet North of the Northwest corner of Lot 4, Block 1, WELTY ADDITION;

thence North 40 feet;

thence East 50 feet;

thence South 40 feet;

thence West 50 feet to the place of beginning.

ALSO EXCEPT that part of vacated Roosevelt Avenue of WELTY ADDITION in Bonner County, described as follows:

Beginning 40 feet North of the Northwest corner of Lot 1 of Block 1 of WELTY ADDITION;

thence North 40 feet;

thence East 50 feet;

thence South 40 feet;

thence West 50 feet to the place of beginning.

EXHIBIT B

PAGE 2 of 2

AUG 25 1998

2076.19

W. 35

7+50
2075.98

2075.79
7+02.42

D: 38° 22' 09"
R: 97.72
L: 65.44

7+67.87
2076.05

D: 63° 32' 15"
R: 54.11
T: 32.86
L: 59.06

South Quarter Corner
Sec. 29 - Rd. Alum.
Mon

PONDERAY O.
VACATED

N 89° 06' 32" E
250

89° 06' 32" E

N 89° 06' 32" E

S 72° 18' 46" W
3530

M. L. E. 96.00 N

31.2
-2077
50.12
N 52° 00' 25" E
34.4

Pressel Property

Rocky Pt.
Sewer
M.H.

N 55° 3'

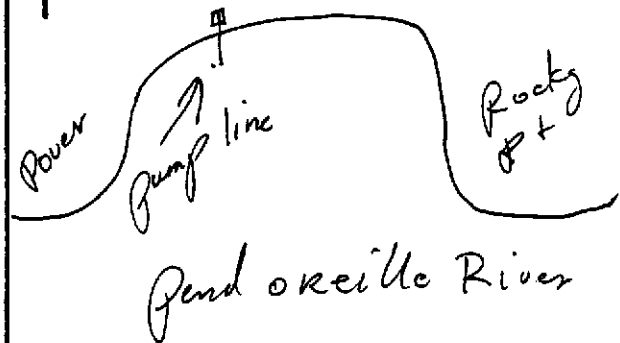
Kayser Property

Vault

2062

A Portion Sec. 29, 32
Twp. 57 N.
Rge. 2 W.B.M.

TOPOGRAPHIC & ROUTE SURVEY FOR
CHS PARTNERSHIP
P.O. BOX 85, DOVER, IDAHO



VICINITY MAP

FROM

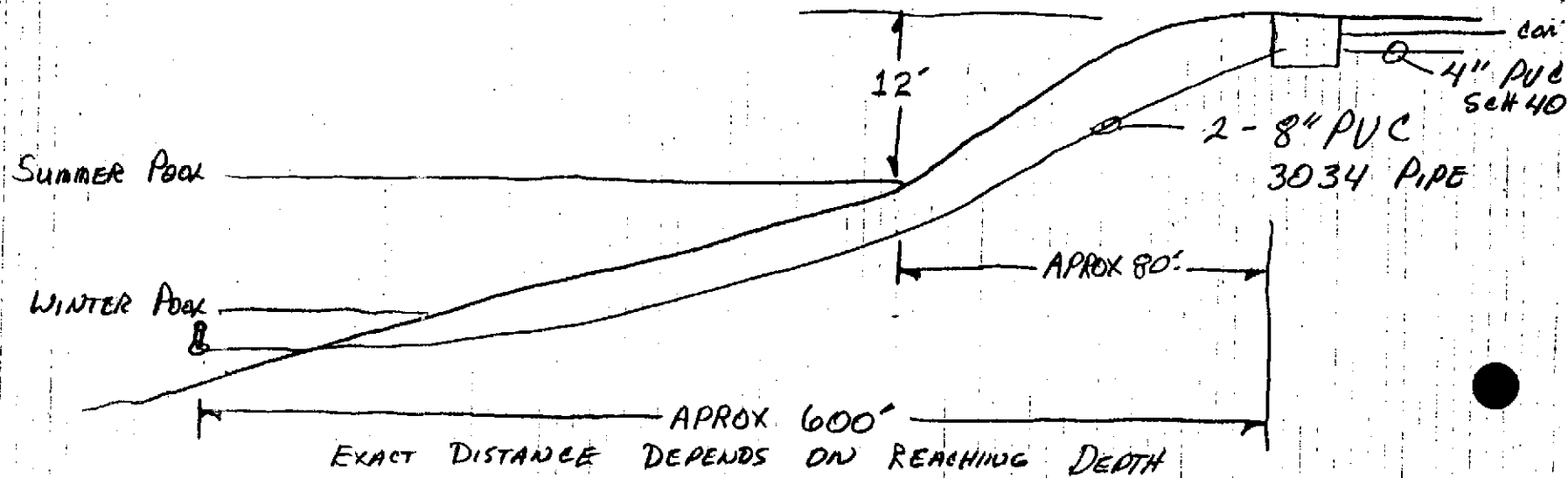
See Attached

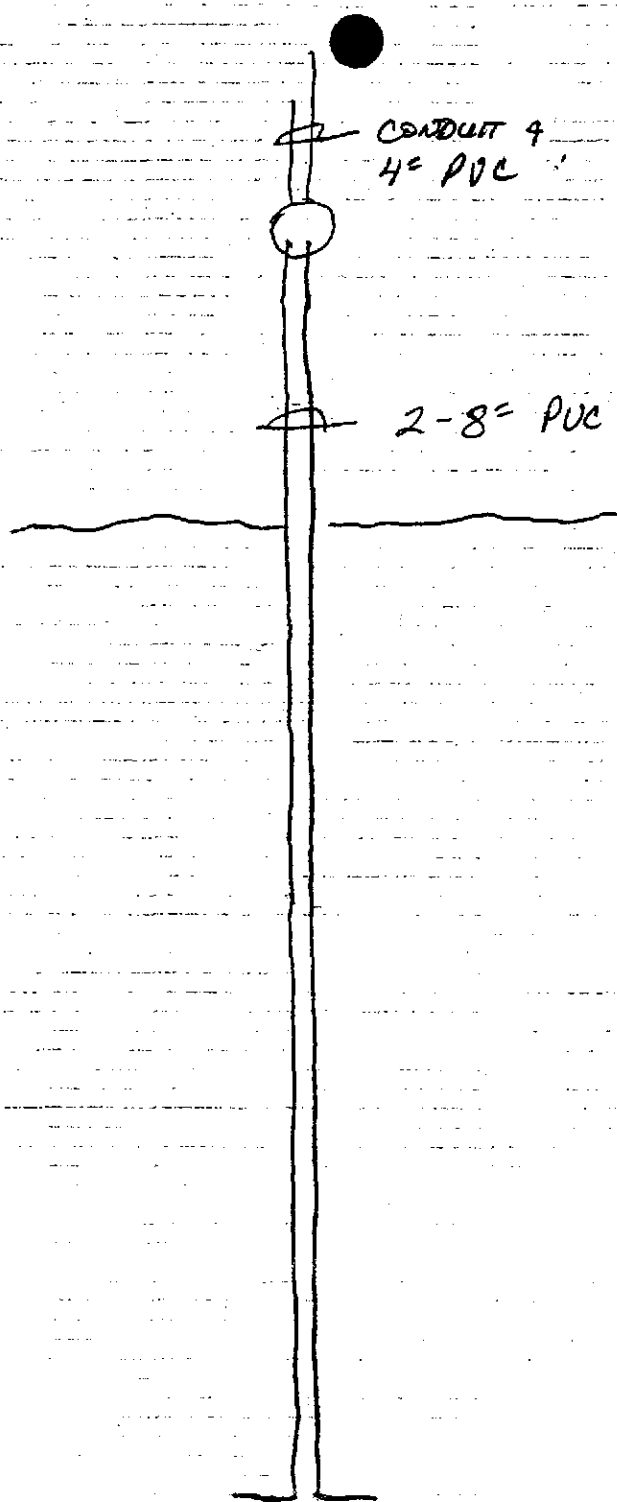
IN
IN/NEAR

COUNTY,

DATE: SHEET 1 OF
APPLICATION BY:

RECEIVED
AUG 25 1952





SUMMER POOL
SHORELINE

APPROXIMATE

2-8-1983

JOINT APPLICATION FOR PERMIT
CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

SEPARATE PERMIT DECISIONS MUST
RECEIVED FROM BOTH THE STATE
IDAHO AND THE CORPS OF ENGINEERS
PRIOR TO START OF WORK

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

1. Corps of Engineers # _____
Date Received _____
2. State of Idaho # _____
Date Received _____
\$20 Rec'd By: _____ Receipt # _____

PLEASE TYPE OR PRINT

3. Applicant Al Czup
Mailing Address P.O. Box 3200
Sandpoint, ID 83864
Work Phone (Area 208) 263-1337 Home (Area 208) 263-0773
Fax Number 208 265-2488
4. Authorized Agent Terry Deal
Mailing Address 1685 Hawkins Road
Sagle, ID 83860
Work Phone (Area 208) 263-9166 Home (Area) Same

5. Location where proposed activity exists or will occur.
Waterway Pend Oreille River
Dover Bonner Idaho
In/near city or town City of Dover County State
Zip Code 83825 Local jurisdiction (city or county)
Tributary of: _____
Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
- RPD 00000 297 079 *(See instruction)
29 57N 2W
1/4 1/4 Section Township Range
UTM Coordinate Grid Zone Northing Easting

6. Describe the proposed activity. Provide a general description of the proposed work including all discharges of fill material and any structures such as piers, fl. boat lifts, bulkheads, and cofferdams.

Create water system for irrigation of land, including recently purchased tree farm.

Describe construction methods and equipment

Excavator and Barge Excavator to dig trench past low water level and backfill

List all soil series located at project site, and indicate if any are on the county's hydric soils list

Length of project along the stream or extension into lake or reservoir: Approx 600 feet to reach depth below winter pool.

Will material be placed waterward of ordinary high water mark? NO If yes, volume: _____ (cubic yards)
(BOTH TEMPORARY AND PERMANENT)

Will material be placed in wetlands? NO If yes, total area: _____ (acres)

Type and composition of fill material: Clay and Gravel (i.e. sand, etc.) Material Source: Existing Bottom

Will excavation or dredging be required? yes If yes, volume: 36 (cubic yards) Composition Clay and Gravel

Disposal site for excavated material: not required Method of excavation: Excavator

Stream gradient: N/A

Method of controlling turbidity and/or sedimentation: minimal, controlled excavation

7. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement.)

Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing drawings. Include photographs of the project site mounted on 8-1/2 x 11 sheets.

Purpose and intended use: Commercial _____ Public _____ Private XX Other _____ Describe _____

Necessity and justification for project To water trees for future landscaping projects, create manicured field area.

Proposed Starting Date May 1, 1997 Estimated Duration 1 week

If any portion of the activity is complete, indicate month and year of completion _____
Indicate the existing work on the drawings.

Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

<u>Richard Dressel</u>	<u>P.O. Box 337, Sandpoint, ID 83864</u>	<u>208 263-1165</u>
<u>Bridgett Kayser</u>	<u>P.O. Box 97, Dover, ID 83825</u>	<u>208 263-9363</u>

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

LEGAL OWNER IF Same
OTHER THAN APPLICANT _____

Mailing Address _____ City, State, Zip Code _____

Phone _____ Area _____ Work() _____ Home() _____

List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
<u>None</u>				

5. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No X
(If "Yes" explain) _____

6. Remarks or additional information: _____

7. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

Date _____ Signature of Applicant (ORIGINAL SIGNATURE REQUIRED) _____

19. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate Terry Deal to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

4/9/97 _____
Date Original Signature of Authorized Agent Original Signature of Applicant

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION



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

February 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

AL CZAP
PO BOX 25
DOVER ID 83825

RE: WATER RIGHT NO. 96-08961

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 described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit the department's homepage on the Internet to obtain the proper reporting form.

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

FEB 04 2000

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of February, 2000, 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. 96-08961

AL CZAP
PO BOX 25
DOVER ID 83825


Kari Lynn Townsend
Secretary

MICROFILMED

FEB 04 2000

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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.

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FEB 04 2000

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a 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.

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.

MEMORANDUM

TO: File 96-08961

FROM: Sharla

DATE: January 31, 2000

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 96-08961 are as follows:

H. RECOMMENDATIONS

Irrigation	4/1 – 10/31	0.18 cfs	45.0 af
------------	-------------	----------	---------

The standard irrigation season for this area is 4/1 - 10/31.

MICROFILMED

FEB 04 2000

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 1/30/00

Permit No. 96-08961

BU Fee Pd \$ 50⁰⁰

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☐ n/a ☐ plat copy attached

AREA OF CONCERN: No/Yes ☐ Moratorium ☐ GWMA ☐ TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M (if on permit)

LOCATION:

Trust - R55(consumptive uses)
Non-Trust - 048-049 (consumptive uses
or non-cons. > 1.0 cfs)

PD Change - P39/P47 - feds(P40)
PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

USES:

~~STORAGE~~ - 18A-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 081
FISH PROP - 029(70'S only)-042-081
HEAT/COOL - R07(injection well)
FIRE PROT. - 077

Use Change/Add - P46

ADVANCE PRIORITY? ☐ Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - C/tire shop
Non-consumptive - 027
Water Quality - 081-R07
Mitigation - 121 (if on permit)
PPU acre limit - W27

CHECK NEW IRR SEASON MAP 4/1-10/31

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
WD - R04 (WD#)
≤ 0.20 cfs/others - R02-01P or No MD
> 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Snake R (01) - W22, N/A
(02,03) - WB9 if above Weiser
Payette R (65) - 047(Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5
Lawn/garden included - W01

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
PU overlap rights - WB7-W31(<1 ac)
GW replaced SW - 050

Permit Rate .20 cfs Fee Limit .20 cfs
Measured .15 cfs Theoretical .15 cfs

Use	Rate	Volume
<u>Irr</u>	<u>.15</u> cfs	<u>45.0</u> af
<u> </u>	<u> </u> cfs	<u> </u> af
<u> </u>	<u> </u> cfs	<u> </u> af
TOTALS	<u> </u> cfs	<u> </u> af

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

AMENDMENTS REQUIRED ☒ Yes ☒ No
Adjustment Memo Needed ☒ Yes ☒ No

If yes, paragraph codes:

look at recom. pg of exam ✓
ck map re future irr was from app? *not holding drawing*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORTRECEIVED
OCT 18 1999
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-089611. Owner: Al Gap Phone No. (208) 263-1337Current Address: P.O. Box 25 Dorer Id. 838252. Accompanied by: Al Gap EXAM DATE: 7-29-99Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Pend Oreille River tributary to Columbia River

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:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	01		NW	NE	32	57N	02W	Bonner	USGS 7.5 min quad

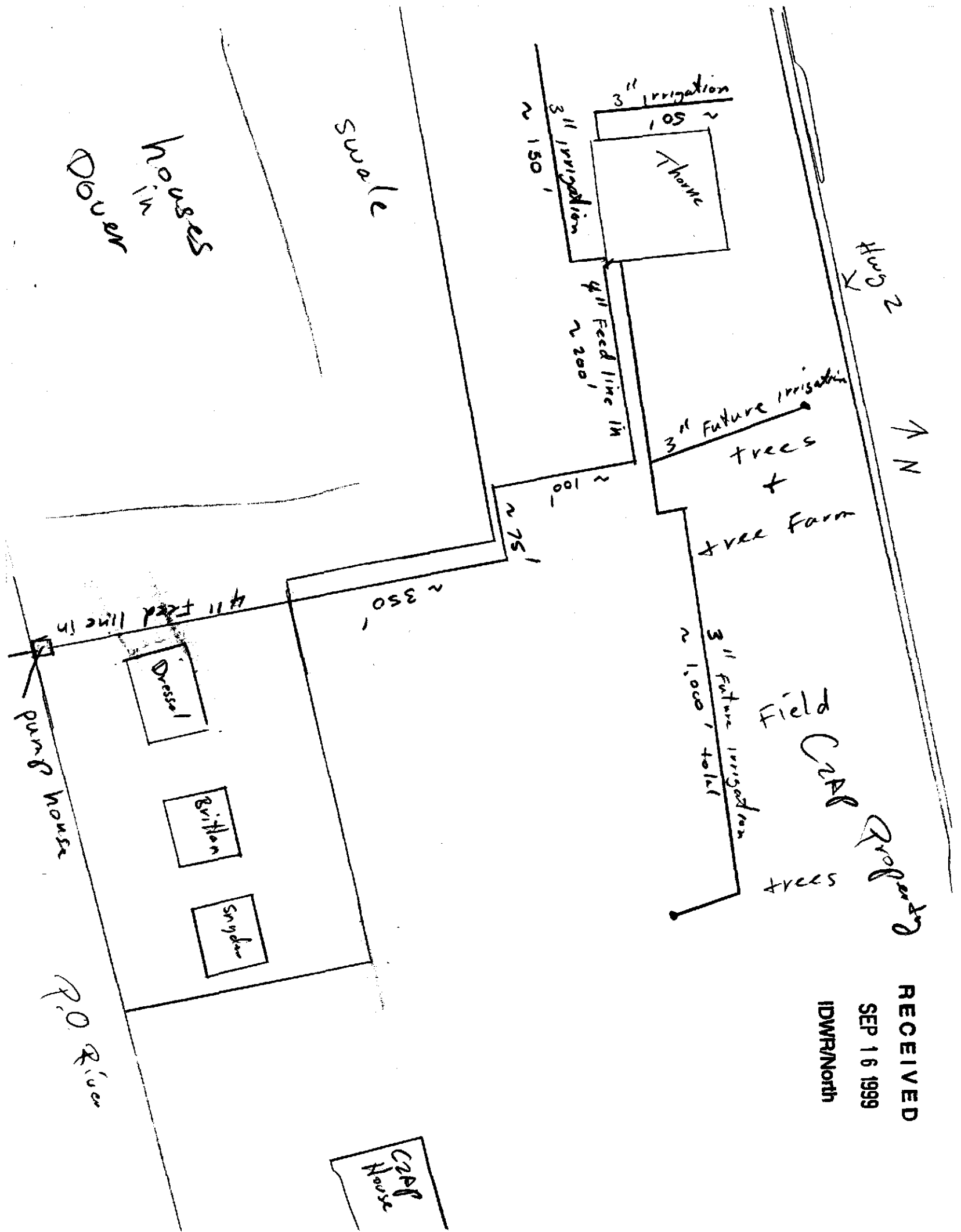
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	02W	29												07			02	08	15

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FEB 04 2000



RECEIVED
SEP 16 1999
IDWR/North

Scale: 1" = _____

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
	Baldor	10	400 Amb	AEROMOTOR	CT60040
	AEROMOTOR	2	DMC 2-200	"	2"

*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: _____

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FEB 04 2000

E. NARRATIVE/REMARKS/COMMENTS

The aerial photo that I got to do this exam was not recent enough to be of any value to me. The area has grown & changed a lot in the last couple of years. So I verified Mr Czaps's acreage through Bonney county assessor's office 21.232 acres total. I then deducted areas not irrigated: Buildings, parking lots, driveways. That came to 662 acres leaving 15 acres for irrigation.

at time of exam only zone around business was running. This system has an 80gpm restriction in it. So only one zone at a time can run.

On diagram lines marked future ~~for~~^{are} present. now all main line are buried with risers ready to attach lines.

Am using 80gpm to figure irr. although the smaller zone that was running at time of exam was at 66.5gpm. I'm sure the larger zones will max the system restrictions.

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

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FEB 04 2000

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

29 heads 17 @ 29 gpm, 1 @ 1.5 gpm, 7 @ 39 gpm, 3 @ 29 gpm
 66.5 gpm = 0.15 cfs 1 @ 49 gpm
 0.18 cfs system limit

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 15 \times 3 = 45$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.18 \times 245 \times 1.9835 = 87.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 45$$

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	03-15	11-15	0.18	45
Totals:			0.18	45

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 Baldwin

Date

10-14-99

Reviewer

Date

SEAL

MICROFILMED

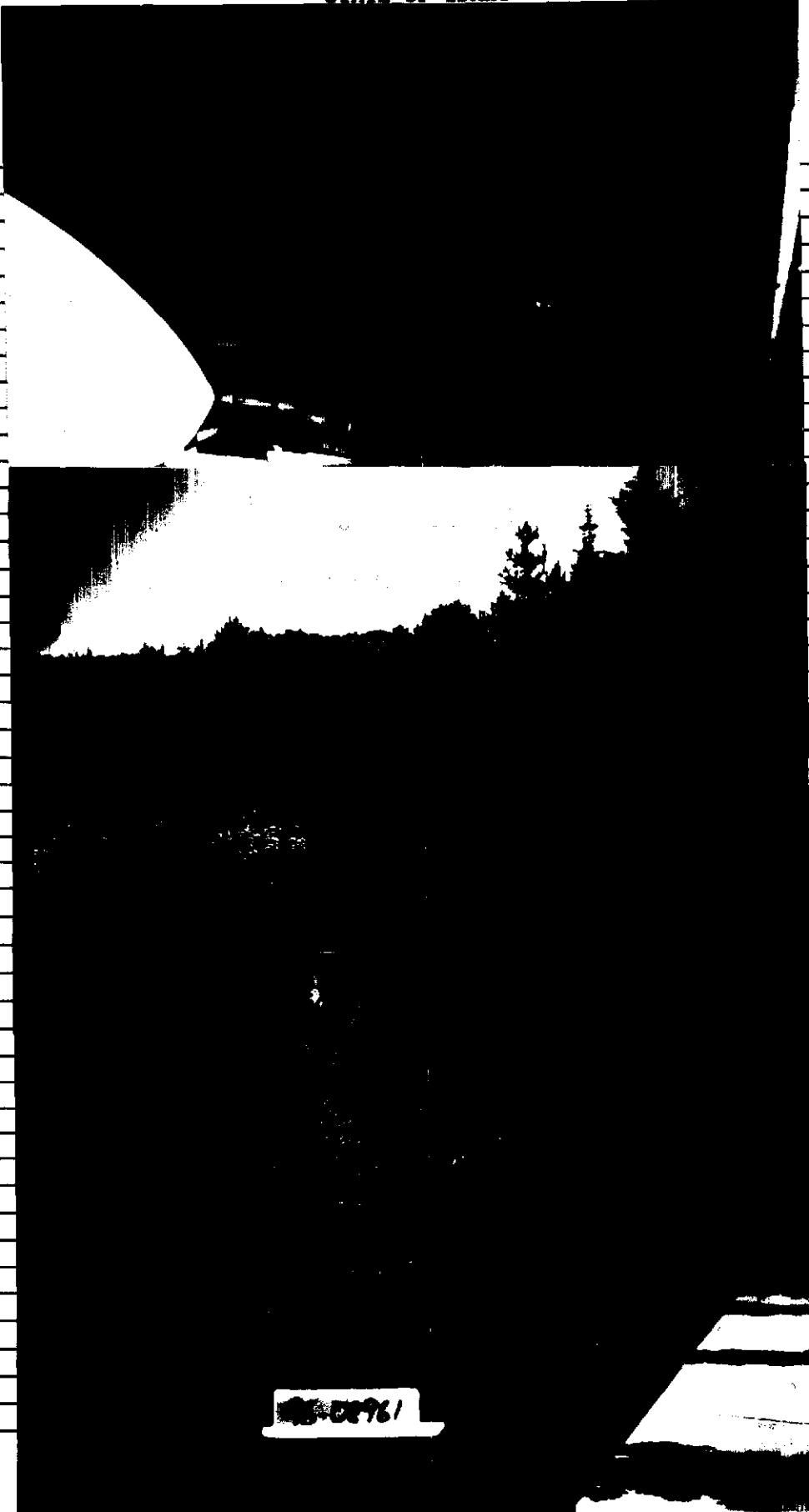
FEB 04 2000

PERMIT # 96-08961

STATE OF IDAHO

Pump House - APD

96-08961

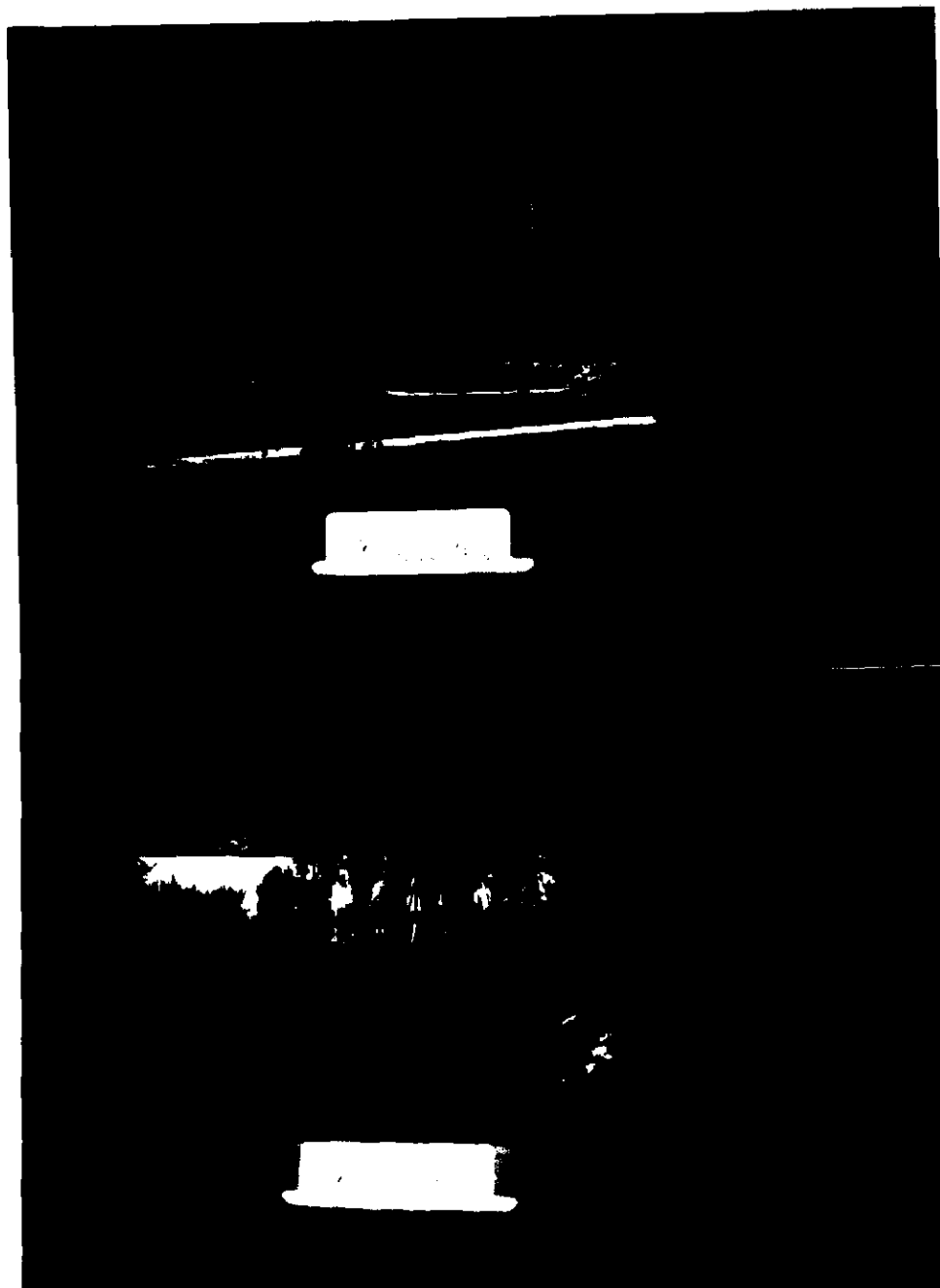


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MICROFILMED
FEB 04 2000

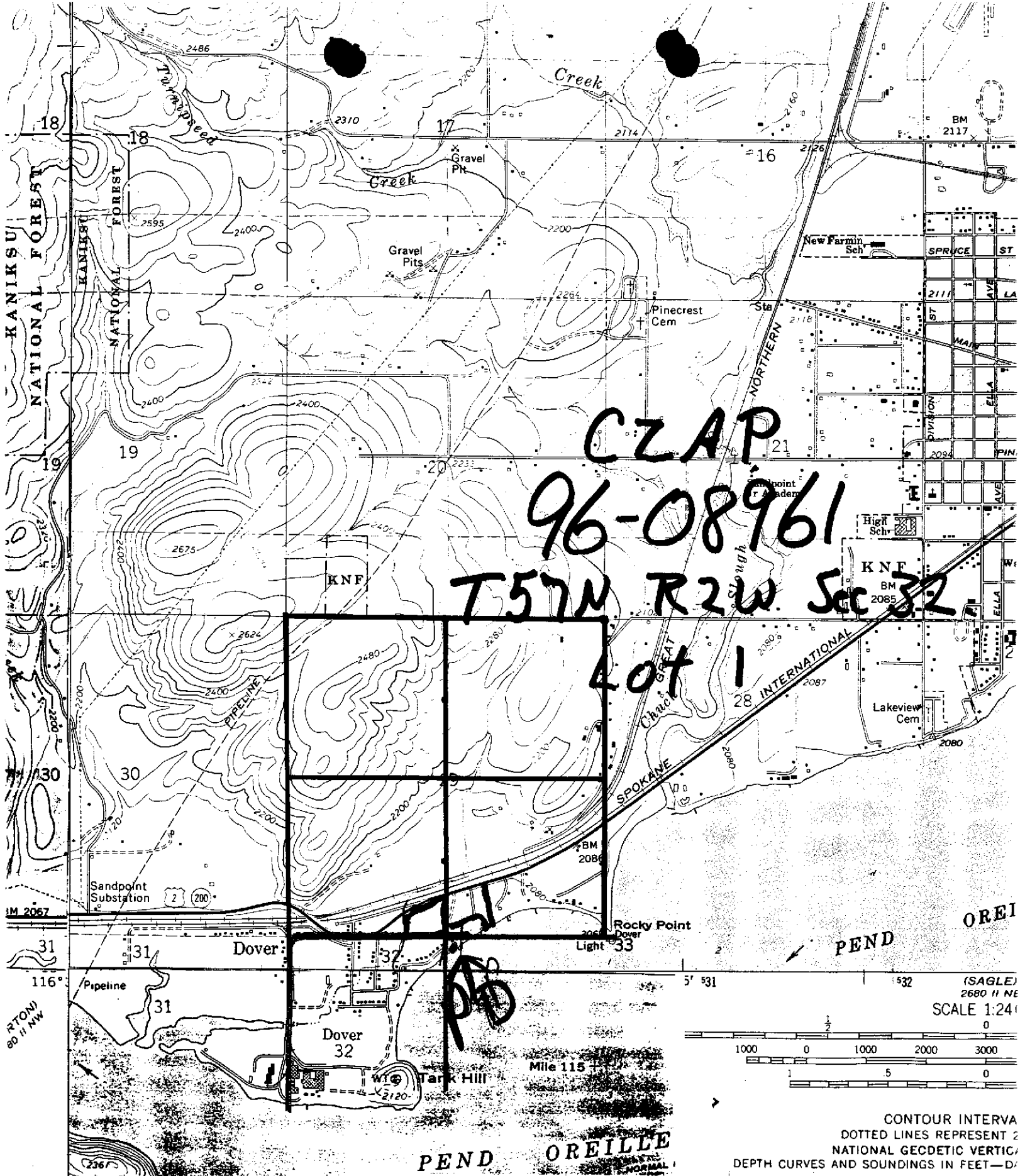
96-08961



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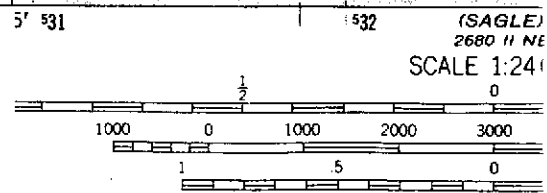
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MICROFILMED
SEP 04 2000



CZAP
96-08961
T57N R2W Sec 32
4041

PEND OREILLE



CONTOUR INTERVAL
DOTTED LINES REPRESENT 2
NATIONAL GEODETIC VERTICAL
DEPTH CURVES AND SOUNDINGS IN FEET—D

1000-meter Universal Transverse Mercator grid ticks,
zone 11, shown in blue
Red tint indicates areas in which only landmark buildings are shown
Fine red dashed lines indicate selected fence lines

THIS MAP COMPLIES WITH NATIONAL
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, CO
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND

FEB 04 2000

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08961 Reviewed by [Signature] Date 8-4-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no 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
Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?
NO Required?
Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address PO Box 25 Proof Made 6-29-98
Dover ID 83825



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 13, 1998

Al Czap
PO Box 25
Dover ID 83825

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08961

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.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the department's **NORTHERN** Regional Office in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

AUG 25 1998

May 31, 1998

AL CZAP
PO BOX 3200
SANDPOINT ID 838643200

PROOF DUE NOTICE

RE: PERMIT NO. 96-08961

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 August 1, 1998.

(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.

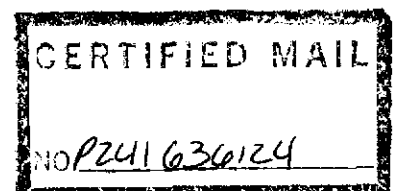
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

AUG 25 1998



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
WALLA WALLA DISTRICT, CORPS OF ENGINEERS
COEUR D'ALENE REGULATORY OFFICE
U.S. FOREST SERVICE BLDG.
3815 SCHREIBER WAY
COEUR D'ALENE, IDAHO 83814-8363
August 22, 1997

FILE -
CZAP
WR #
96-08961

Operations Division

RECEIVED
SUBJECT: NWW No. 971200490

SEP 17 1997

PRE-CONSTRUCTION NOTIFICATION

Department of Water Resources

Mr. John Olson, EPA, Boise (FAX 208-334-1231)
Mr. Philip Laumeyer, USFWS, Spokane (FAX 509-891-6748)
Mr. Ken Knoblock, IDWR, Coeur d'Alene (FAX 208-769-1454)
Mr. Will Pitman, IDL, Coeur d'Alene (FAX 208-769-1557)
Mr. Chip Corsi, IDF&G, Coeur d'Alene (FAX 208-769-1418)
Mr. Mike Hartz, IDEQ, Coeur d'Alene (FAX 208-769-1404)
Ms. Suzi Neitzel, ISHS, Boise, (FAX 208-334-2775)

Mr. Al Czap has applied for a Department of the Army permit to discharge excavated material in the Pend Oreille River for the purpose of constructing a water withdrawal system. A copy of the application is enclosed. Also enclosed is an August 13, 1997 letter from the applicant's agent, which provides additional information on the proposed activity.

Based on the information provided, the project appears to comply with the terms and conditions of Nationwide Permit 12 (33 CFR 330, Appendix A). In addition, we propose to include the following special conditions:

a. Excavation and back-fill work shall be done in the dry following the drawdown of the lake to its winter elevation. The exception to this is the minimal amount of in-water work necessary to extend the water intake below the low water line. This in-water work shall be done within the confines of silt curtains installed according to the manufacturer's specifications. Silt curtains shall be maintained in place until completion of the project.

b. All excess excavated material shall be disposed of in an upland location in a manner which precludes it from reentering waters of the United States.

96-8961

Please provide any substantive, site-specific comments concerning this project and whether it complies with the terms and conditions of the nationwide permit or whether the project should be reviewed as an individual permit. We'd also like your recommendations for any mitigation to reduce the project's adverse environmental effects to the minimal level.

If you intend to provide comments, you must notify me by telephone at 208-765-7256 by August 27, 1997, and your comments must be received by September 6, 1997. Please contact me if you have any questions.

Sincerely,


Gregg A. Rayner
Regulatory Project Manager

Enclosure

MICROFILMED
AUG 25 1998

JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

**SEPARATE PERMIT DECISIONS MUST
 BE RECEIVED FROM BOTH THE STATE
 OF IDAHO AND THE CORPS OF ENGINEERS
 PRIOR TO START OF WORK**

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act. These require permits authorizing structures and work in or affecting navigable waters of the United States and the discharge of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq, Idaho Code. This application will meet the requirements of the above agencies.

1. Corps of Engineers # <u>971200490</u>	2. State of Idaho # _____
Date Received <u>4/11/97</u>	Date Received <u>APR 11 1997</u>
	S20 Rec'd By: _____ Receipt # _____

PLEASE TYPE OR PRINT

3. Applicant <u>Al Czup</u>	4. Authorized Agent <u>Terry Deal</u>
Mailing Address <u>P.O. Box 3200</u>	Mailing Address <u>1685 Hawkins Road</u>
<u>Sandpoint, ID 83864</u>	<u>Sagle, ID 83860</u>
Work Phone (208) <u>263-1337</u> Home (208) <u>263-0773</u>	Work Phone (208) <u>263-9166</u> Home () <u>Same</u>
Fax Number <u>208 265-2488</u>	

5. Location where proposed activity exists or will occur.		Tributary of: _____
<u>Pend Oreille River</u>		Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.)
<u>Dover</u> <u>Bonner</u> <u>Idaho</u>		<u>RPD 00000 297 079</u> (See instructions)
Nearest city or town	County	State
<u>83825</u>	<u>City of Dover</u>	<u>SE 29</u> <u>57N</u> <u>2W</u>
Zip Code	Local jurisdiction (city or county)	UTM Coordinate Grid <u>11</u> <u>5344180</u> <u>530020</u>
		<u>Sandpoint</u> <u>Idaho</u> <u>AA60</u>

6. Describe the proposed activity. Provide a general description of the proposed work including all discharges of fill material and any structures such as piers, fenders, boat lifts, bulkheads, and cofferdams.
- Create water system for irrigation of land, including recently purchased tree farm.

Describe construction methods and equipment:

Excavator and Barge Excavator to dig trench past low water level and backfill

List all soil series located at project site, and indicate if any are on the county's hydric soils list:

Length of project along the stream or extension into lake or reservoir: 200 600 feet to reach depth below winter pool.Will material be placed waterward of ordinary high water mark? NO If yes, volume: _____ (cubic yards)Will material be placed in wetlands? NO If yes, total area: _____ (acres)Type and composition of fill material: Clay and Gravel (i.e. sand, etc.) Material Source: Existing BottomWill excavation or dredging be required? yes If yes, volume: 36 (cubic yards) Composition: Clay and GravelDisposal site for excavated material: not required Method of excavation: ExcavatorStream gradient: N/AMethod of controlling turbidity and/or sedimentation: minimal, controlled excavation

7. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement)

Purpose and intended use: Commercial _____ Public _____ Private XX Other _____ Describe _____

Necessity and justification for project To water trees for future landscaping projects, create mulched field ar

Proposed Starting Date May 1, 1997 Estimated Duration 1 week

If any portion of the activity is complete, indicate month and year of completion _____
Indicate the existing work on the drawings.

Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the waterway.

Richard Dressel P.O. Box 337, Sandpoint, ID 83864 208 263-1165

Bridgett Kayser P.O. Box 97, Dover, ID 83825 208 263-9363

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

LEGAL OWNER IF Same
OTHER THAN APPLICANT _____

Mailing Address _____ City, State, Zip Code _____
Area _____ Area _____
Phone _____ Work() _____ Home() _____

4. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
<u>None</u>				

5. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No X
(If "Yes" explain) _____

6. Remarks or additional information: _____

7. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

Date _____ Signature of Applicant (ORIGINAL SIGNATURE REQUIRED) _____

19. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate Terry Deal to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

4/9/97
Date _____ Original Signature of Authorized Agent _____

Original Signature of Applicant _____

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION

AUG 25 1998

RECEIVED**AUG 14 1997**Coeur d'Alene
Regulatory Branch**DEAL ELECTRIC & PUMP**
111 HAWKINS RD.
SAGLE, ID 83860
208-263-9166

GREGG RAYNER;

RE: NFW NO. 971200490
AL CZAP WATER PERMIT

DEAR GREGG,

PLEASE ACCEPT MY APOLOGIES FOR NOT COMPLETING AND ACCEPTING THE PAPERS YOU REQUESTED BEFORE, BUT I COULD NOT SIGN OFF ON THE PLANS KNOWING MAJOR CHANGES PROBABLY WOULD OCCUR.

IN THE PAST TWO MONTHS THE OWNER AND I HAVE BEEN TRYING TO COME UP WITH ALTERNATIVE PLANS THAT WOULD SHORTEN THE PIPE AND WIRE RUN INTO THE PEND OREILLE RIVER. WE HAVE CHANGED THE PUMP TO A 10 HP CENTRIFUGAL FROM A SUBMERSIBLE THEREBY REMOVING ALL ELECTRICAL WIRE FROM UNDERWATER. ALSO, AN ADDITIONAL 2 HP JET PUMP WAS ADDED FOR INCIDENTAL HOSE USAGE WHEN THE MAIN PUMP WOULD NOT BE EFFICIENT TO USE. BOTH PUMPS WILL NOT BE RUN AT THE SAME TIME.

TOTAL ESTIMATED LENGTH OF WATER INTAKE IS 200' WATERWARD OF SUMMER POOL. THIS TRENCH IS EXPECTED TO BE 24" WIDE AND 24" DEEP ON AN AVERAGE. THIS WOULD YIELD APPROXIMATELY 30 CUBIC YARDS OF MATERIAL WHICH WE WOULD LIKE TO SIDECAST ABOVE THE WATERLINE NEXT TO THE TRENCH. WHEN WE REACH THE WINTER POOL WATERLINE WE WOULD LIKE TO STOCK PILE EXCAVATED MATERIAL FOR THE TRENCHED AREA BELOW THE WINTER POOL WATERLINE ONLY UNTIL THE INTAKE LINES COULD BE LAID.

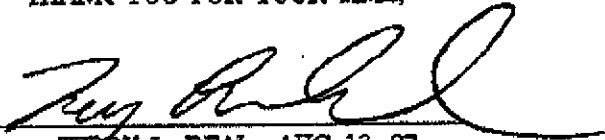
AL CZAP HAS ACQUIRED A 10' EASEMENT ON THE WEST SIDE OF THE DRESSEL PROPERTY FOR UNDERGROUND PIPE, WIRE, AND VAULT.

THE EXCAVATION WILL BE DONE WITH A BACKHOE OR TRACKED EXCAVATOR DEPENDING ON THE FIRMNESS OF THE EXPOSED RIVERBED DURING LOW WATER TIMES.

SINCE AL CZAP WISHES TO USE THE IRRIGATION SYSTEM THIS SUMMER AND FALL, HE WOULD LIKE TO INSTALL EVERYTHING ABOVE THE SUMMER POOL NOW AND INSTALL A TEMPORARY INTAKE SYSTEM UNTIL THE WATER LEVEL IS LOWERED.

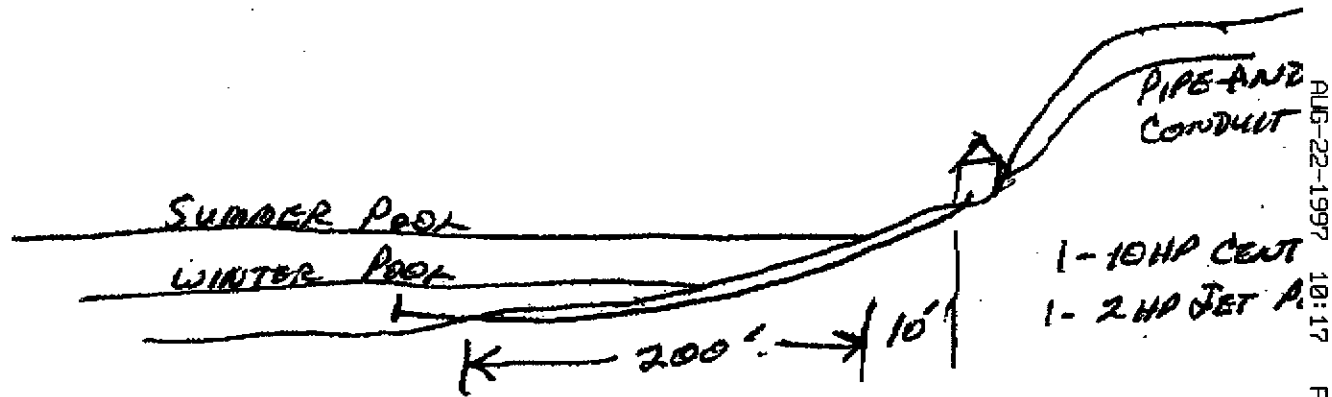
ENCLOSED PLEASE FIND THE LATEST DRAWINGS WHICH I HAVE SIGNED AND DATED.

THANK YOU FOR YOUR TIME,


TERRY I. DEAL. AUG 13, 97

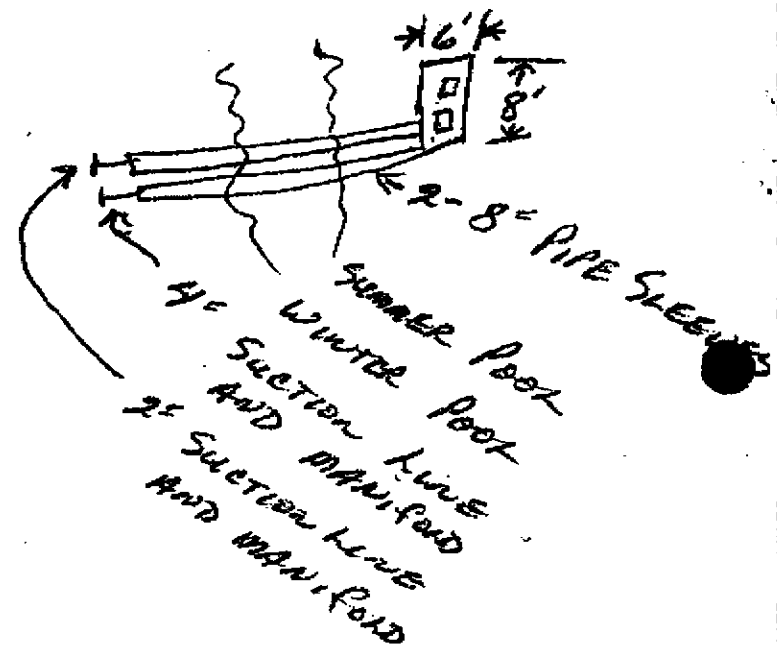
MICROFILMED

AUG 25 1998



Aug 25, 1997

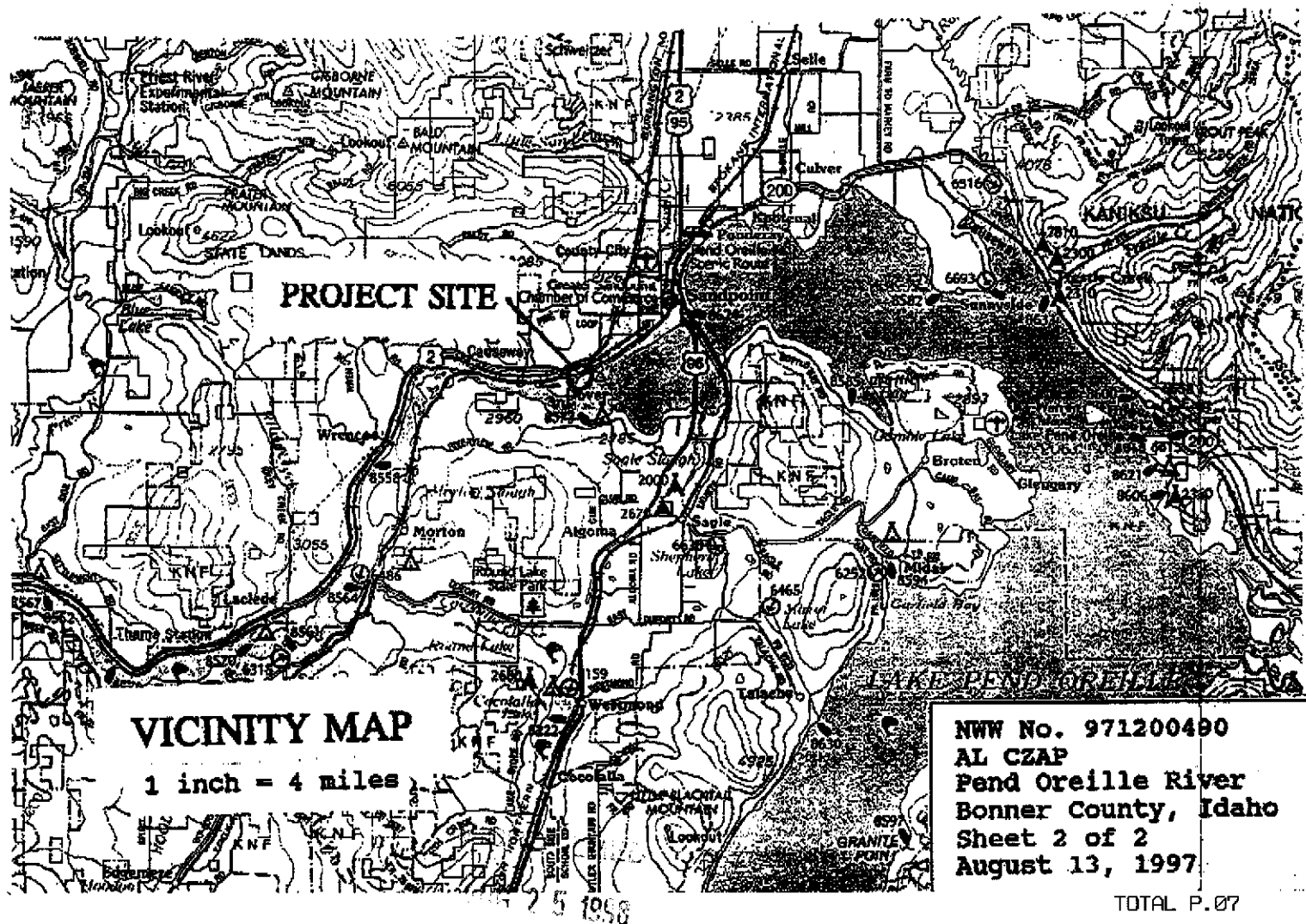
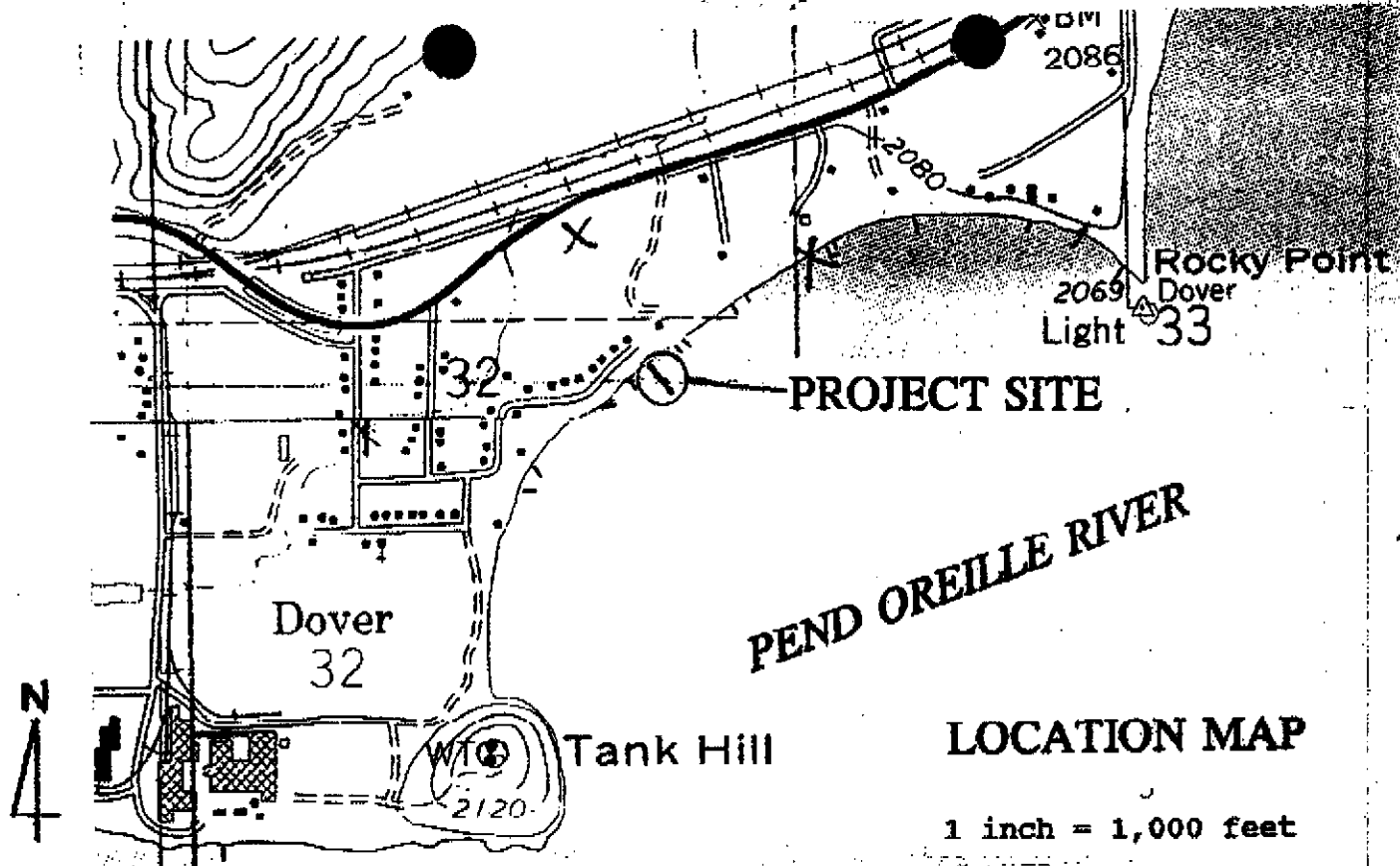
EXISTING TREES AND
BRUSH ALONG SHORELINE
TO REMAIN. THESE WILL
SHIELD PUMPHOUSE FROM VIEW



10/13/97
Aug 17, 97

NRW NO. 971200490
AL CZAP
Pend Oreille River
Bonneville County, Idaho
Sheet 1 of 2
August 13, 1997

01 07 00



NWW No. 971200490
 AL CZAP
 Pend Oreille River
 Bonner County, Idaho
 Sheet 2 of 2
 August 13, 1997



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 25, 1997

AL CZAP
PO BOX 3200
SANDPOINT ID 83864-3200

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08961

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

MICROFILMED

JUL 25 1998

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of July, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 96-08961

AL CZAP
PO BOX 3200
SANDPOINT ID 838643200


Kari Lynn Townsend
Secretary

MICROFILMED

AUG 25 1998

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by Cindy Lou

 No.: 96-8961 Name: Czap Date: 7/22/97 Ad OK? ✓ ✓ Gvmt Lts:
AREA OF CONCERN?- No/Yes: Mor / GWMA / Trust / Non-trust**PROTESTED:**

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

SYSTEM COMPLETED:

Yes/proof filed

- ~~NA~~

1 year/no proof

- ~~P19~~

+1 year

- 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs

- 01M (MD or power, & report) or 028 (report (existing MD's))

=/- 0.24 cfs

- No MD

+ 5 a.

- 01M or 028; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87; ✓ WDAQ3)

Included w/permit

- Permit No. - - - - - P99

No WD permit?

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

irr. in WD

- P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):Source in ~~Below~~ Min. Str. Flow?- <SEE MAP & LISTING> (modify remark ~~*WB9~~ ^{MSF} (appl pending))

Water District (dom. inc.)

- R04 (req) WD # <SEE MAP & LISTING>

> 0.20 cfs

- 01J (meas dev)-P08

≤ 0.20 cfs

- 01H (lock dev)-P01 or No MD (in-stream stock)

WMD or GWD

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

Springs/sink, Inactive WD, & Rest of State

> 0.24 cfs/5 acres

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

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS (*Surface water):

Snake R (01)

- 11A-P04, NA

(02/03-irr)

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

Boise River (63)

- 05A (if WD), 11E (not 42-111 use), NA

Payette River (65)

- 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface)

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

Domestic (+1 in concern area)

- 070-071

Fish Propagation

- 07A-042 (req)-09E (WQ)-P10; 044 (North of 1000 Springs)

Irr <POU> ≤ 5 acres

- 057 (0.03 cfs/acre)

> 5 acres

- 03A (0.02 cfs/acre)

Mining

- 054 (req) & 09E-P10

Municipal (restricted areas)

- 022 (+memo?)

Power

- 17K-08A-025-01F(P19)-028-09E(P10); 027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; +25 cfs-P18

- 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

080

LOCATION:

42-248 area

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

Boise Front LoGeo

- 058 (-85° GW temp only)

In-stream dev.

- P52 (Stream channel alteration)

Irr Dist/Canal Co.

- 023 (Twin Falls area)

Swan Falls Flag

- <SEE CODE CHART>

Trust

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

Non-Trust <1>

- 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner- 004 (PD/PU) lands / Richard Daessel**OTHER CONDITIONS:****STANDARD REMARKS:**- 0WB9/modified**BENEFICIAL USE DUE:**- 8/1/1998**COMMENTS:**

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS SHEET

DATE MAP
RECEIVED BACK
FROM C2AP
WRI
WRA
BC

APPLICATION # 96-8961

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

APPLICANT: C2AP RECEIVED BY: AB DATE: 6/5/97

ITEM REQUIRED INFORMATION

1. ☒ Name and Address **JUL 14 1997**
2. ☒ Source
3. ☒ Point of Diversion **DEPARTMENT OF WATER RESOURCES**
4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other Water Rights
11. ☒ Ownership
13. ☒ Map
☒ Signature
☒ Fee (Amt, recpt, acknowledgment)

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 6/5/97

☒ (Include Moratorium Remark)

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

BC/Thurs/ak
ADVERTISE IN: BONNER 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)

Checked by: _____ Date: ____/____/____

Remarks: _____

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

***** 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: _____

6/11 Publication dates and paper recorded on application | Sr. Agent initial AB

- ☒ Protests received. Final protest date: 7/7/97
☒ Measuring device required
☒ Measuring port required
☒ Special conditions: _____
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB PJA Date: 7/10/97

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Sherilyn Plunk being first duly sworn on oath
deposes and says that he/she is Bookkeeper
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner 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 Application
for Water Rights

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 19 day of June, 19 97
and ending on the 26 day of June, 19 97
and that said notice was published in said newspaper.

On this 26 day of June in the year
of 1997, before me, a Notary Public, personally
appeared Sherilyn Plunk,
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.

Carolyn L. Inge
Notary Public for Idaho

Residing at Sandpoint

My commission expires: 6/00

NOTICE OF APPLICATION
FOR WATER RIGHT

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

96-08961

CZAP, AL
BOX 3200

SANDPOINT, ID 83864

Source: PEND OREILLE RIVER
Tributary: COLUMBIA RIVER

Diversion Pt: NWNE Sec 32 T 57N
R 02W in BONNER County

Use: IRRIGATION (0.200 CFS)

Total Diversion: (0.200 CFS)

Date Filed: 6/5/1997

In: BONNER County

T57N R02W S29 SESW SWSE

15.0 ACRES TOTAL

For additional information con-
cerning the property location, call
the Northern Regional Office at (208)
769-1450.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the applicant and with the
Director, Dept. of Water Resources,
Northern Region, 1910 Northwest
Blvd., Suite 210, Coeur d'Alene,
Idaho 83814, together with a protest
fee of \$25.00 on or before JULY 7,
1997.

KARL J. DREHER, Director
SNP#8445 Jun 19, 26, 1997

RECEIVED

JUL 02 1997

NORTHERN REGION
IDWR

MICROFILMED

AUG 25 1998

June 11, 1997

Al Czap
Box 3200
Sandpoint ID 83864

Re: Water Appropriation Application No. 96-08961

Dear Mr. Czap:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N-11200.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

RECEIVED

JUN 23 1997

96-08961

CZAP, AL
BOX 3200
SANDPOINT, ID 83864

Source: PEND OREILLE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: NWNE Sec 32 T 57N R 02W in BONNER County.

Use: IRRIGATION (0.200 CFS)
Total Diversion: (0.200 CFS)

Date Filed: 6/ 5/1997

In: BONNER County
T57N R02W S29 SESW SWSE

15.0 ACRES TOTAL

RECORDED
APR 25 1998