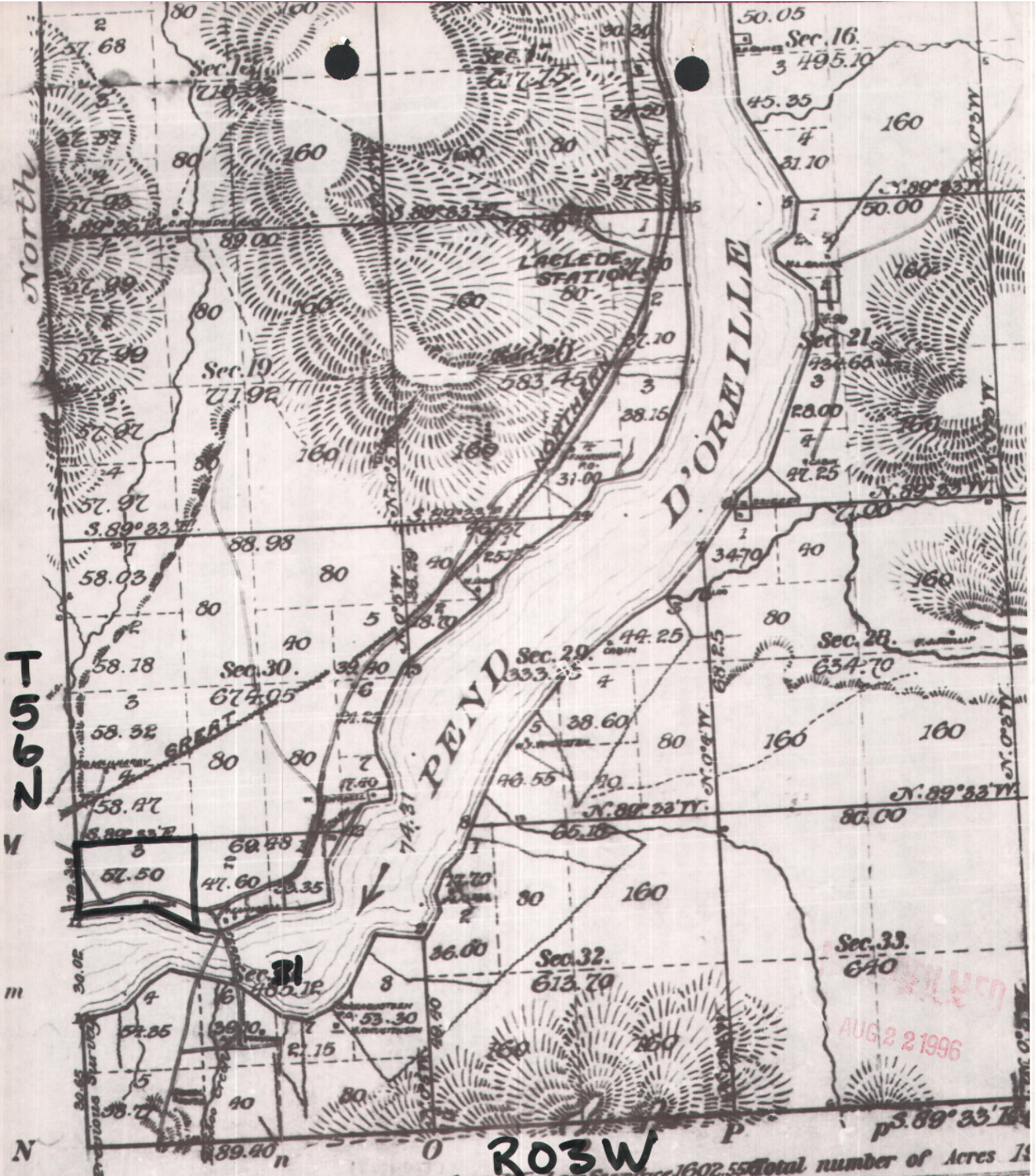


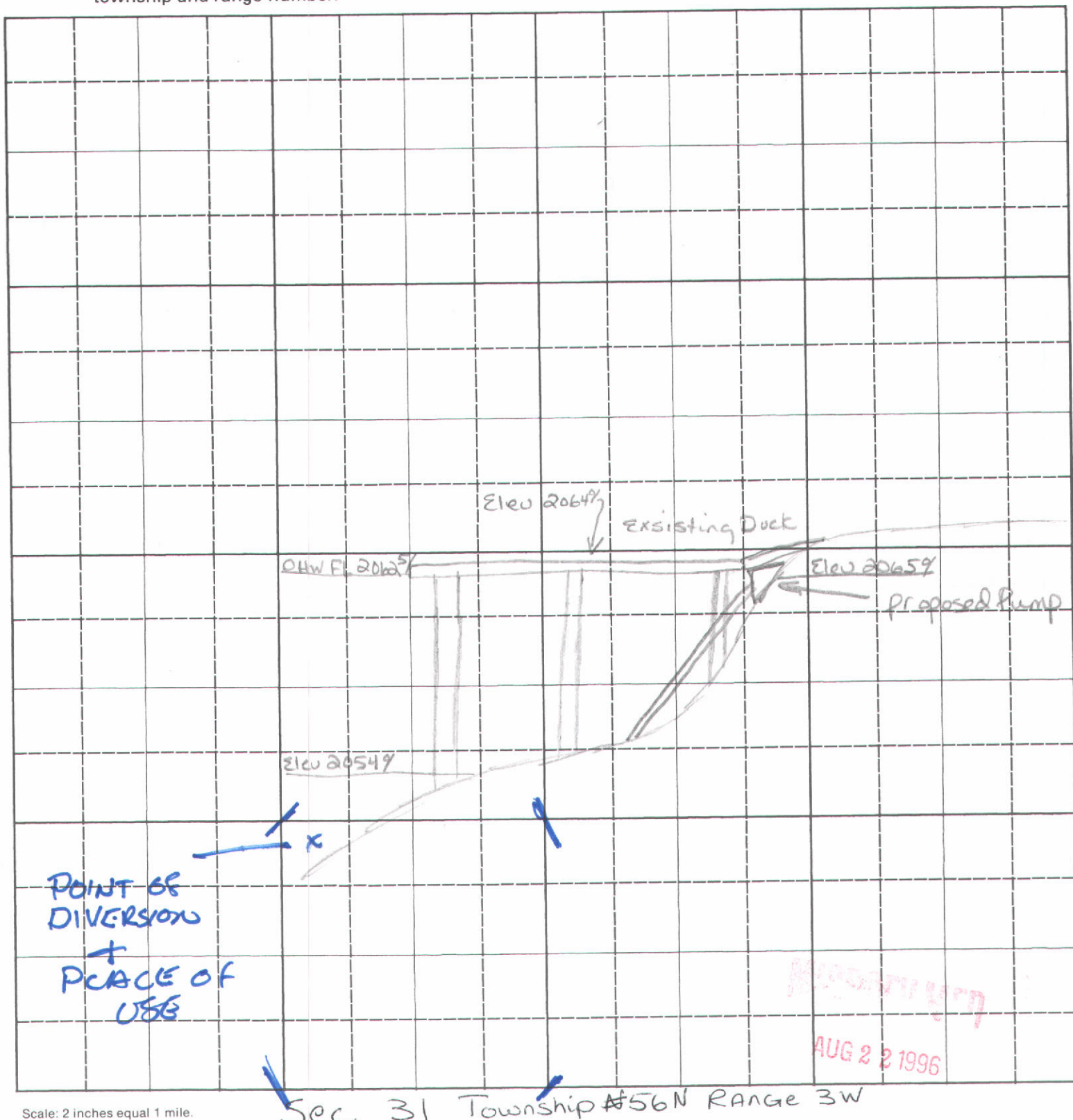


Area of Public Land 18027.7 acres, Water Surface 1602.55 Total number of Acres 19632.25

Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Surveys M. Ch. Lk.	When Surveyed
Township lines	Amos D. Robinson	May 23 rd 1892.	17 67 34	Sept. 11 - 18 - 1892.
Subdivisions	Jas. B. Dike.	"	48 02 95	Sept. 15 - Nov. 5 th 1892.
Mean acres			16 46 65	"
			0 25 93	

96-8921

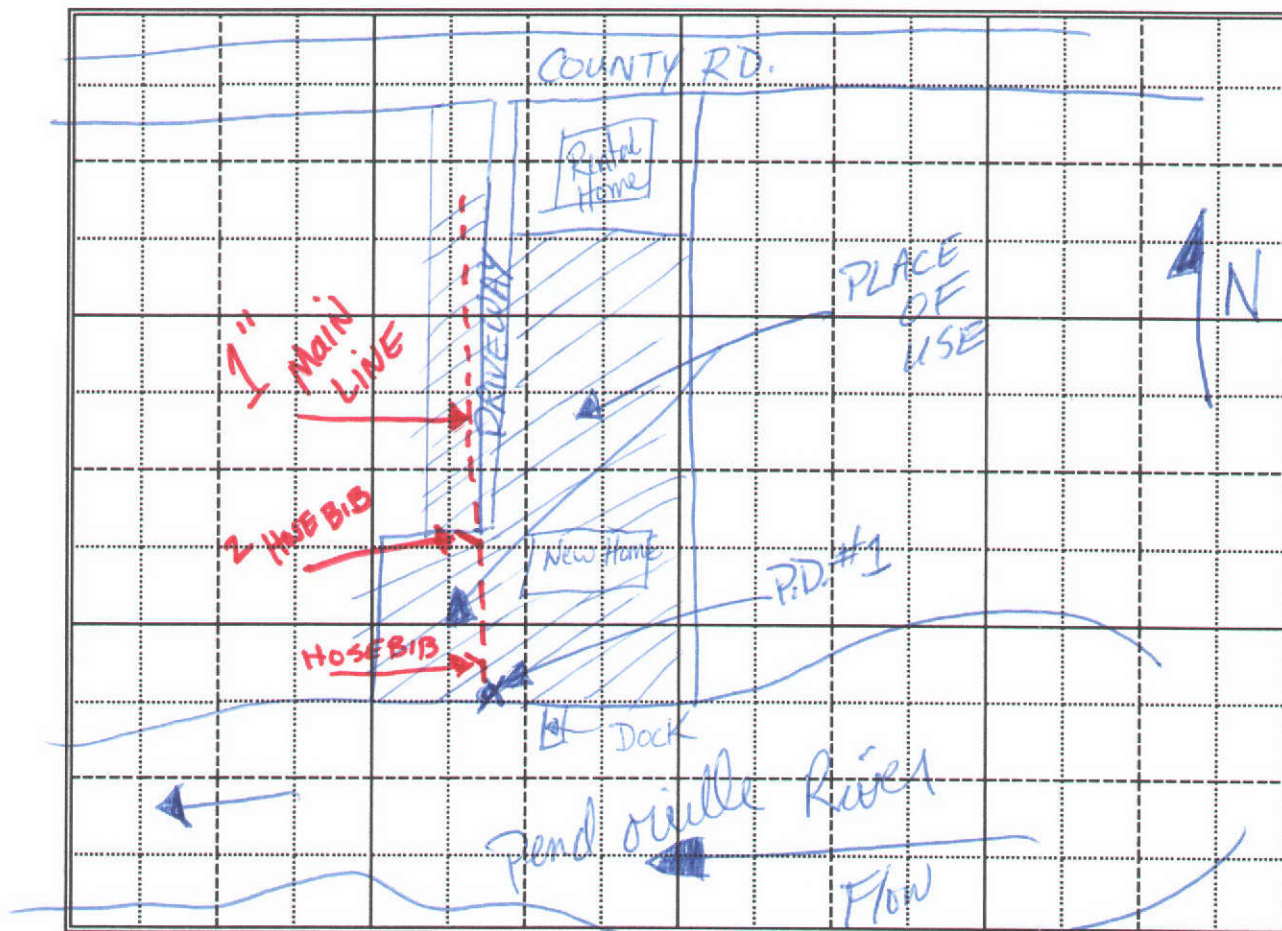
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Sydney A. Mize Robert Mize
(Applicant)

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



Scale: 1" = NT.S.

☒ 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.*	^{model} Motor Make	Hp	Motor Serial No.	Pump Make	^{model} Pump Serial No. or Discharge Size
P.D. #1	K48M2PA105	2.0	1F94	STA-Rite	DHG-52 / 1"

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

D. FLOW MEASUREMENTS

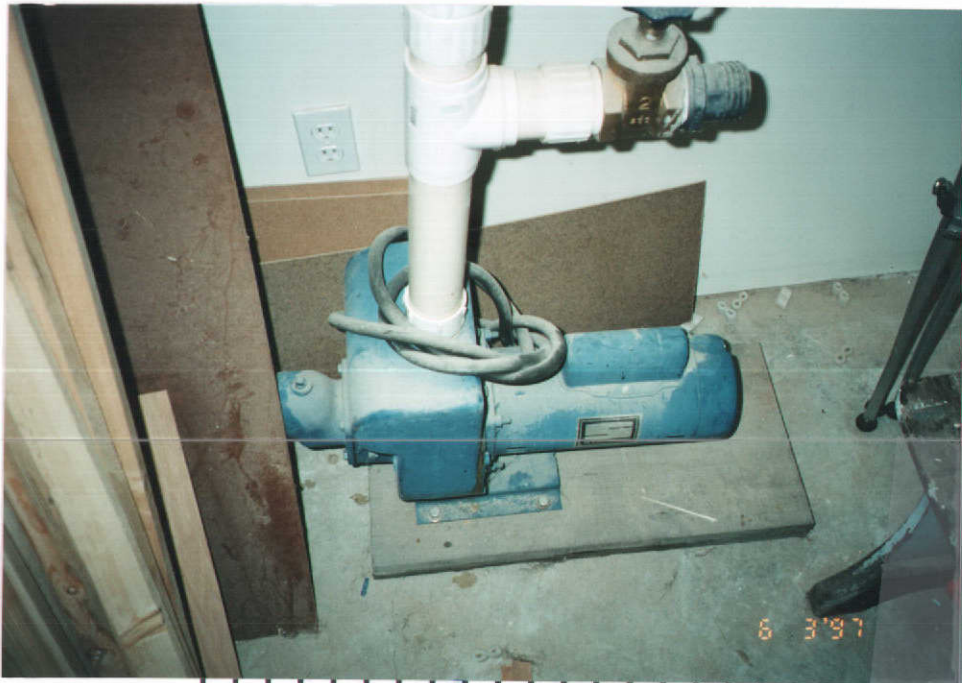
1.

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

2. Measurements:

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JUN 26 1998



2-HP STA-RITE PUMP

8561 9 2 NCR

CONTINUED



2" INTAKE PIPE

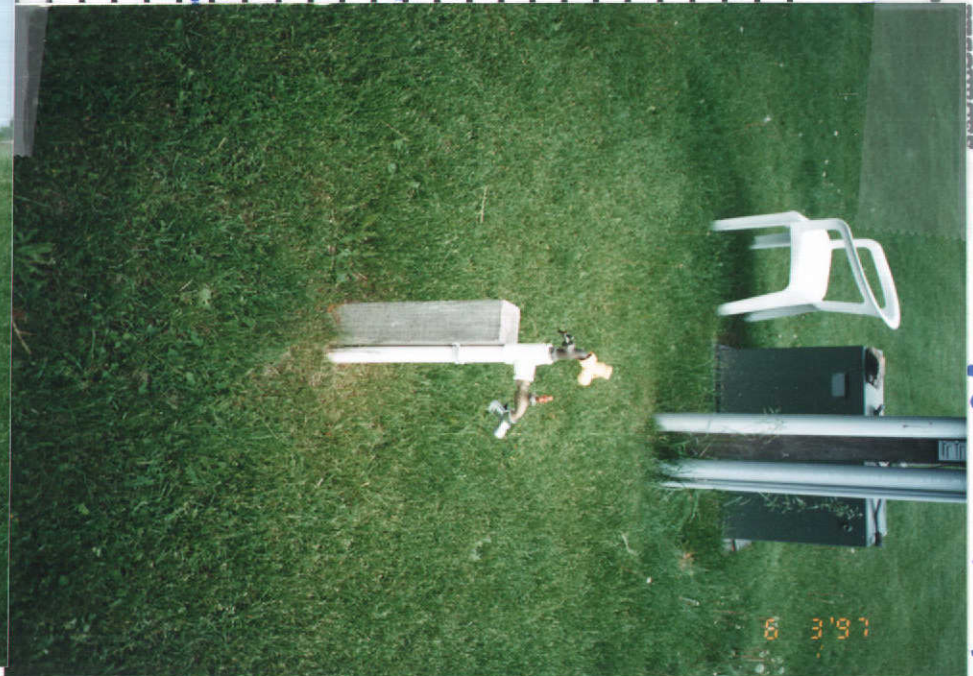
HOSE BIB FOR GARDEN HOSE

STATE OF IDAHO
DEPT OF WATER
REPORT SUPP
0106 RA



Submerged
Dock

P.D.



PERMIT #

91-00921

PERMIT #

96-08921

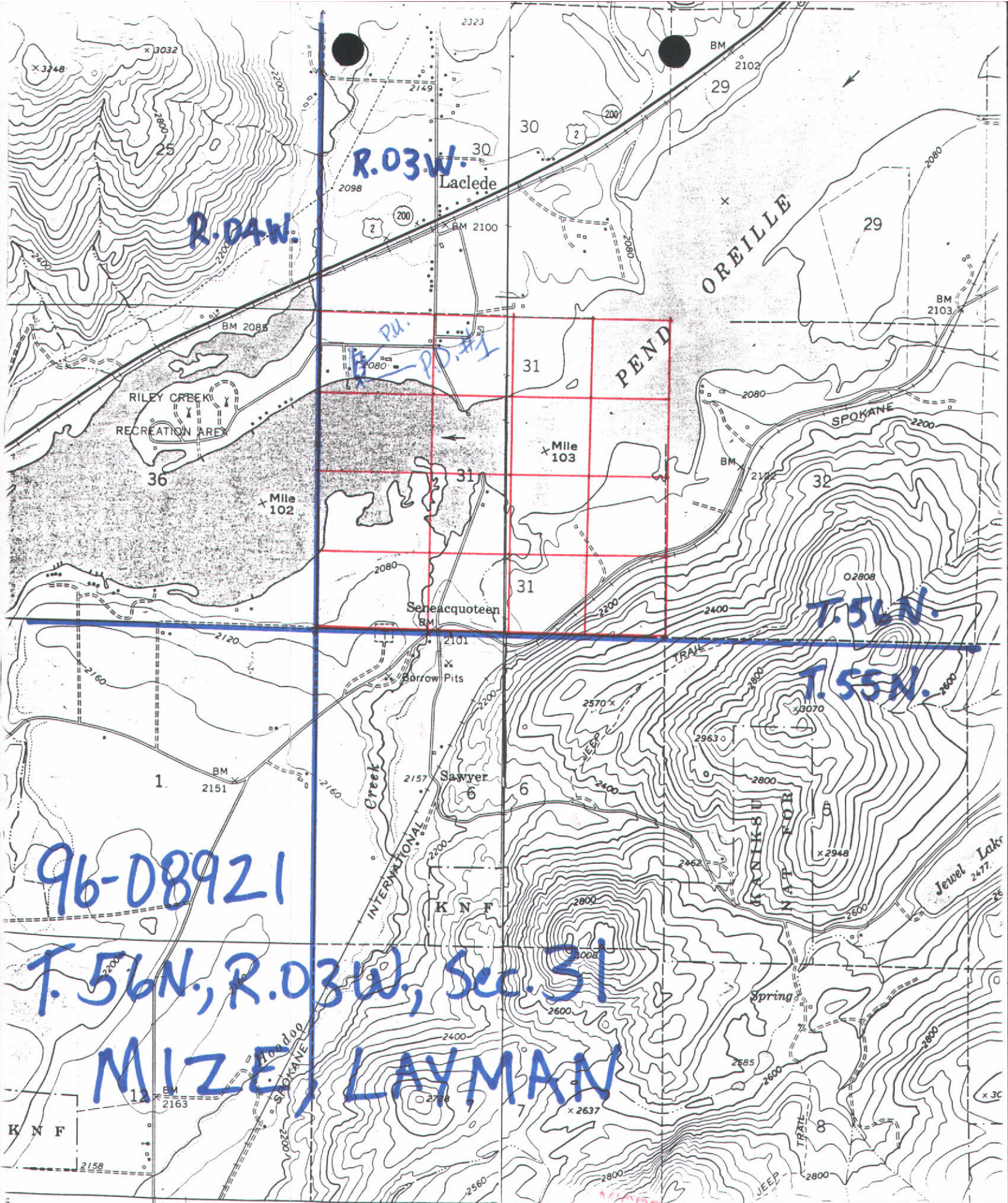
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



PLACE OF USE

MICROFILMED
JUN 26 1998

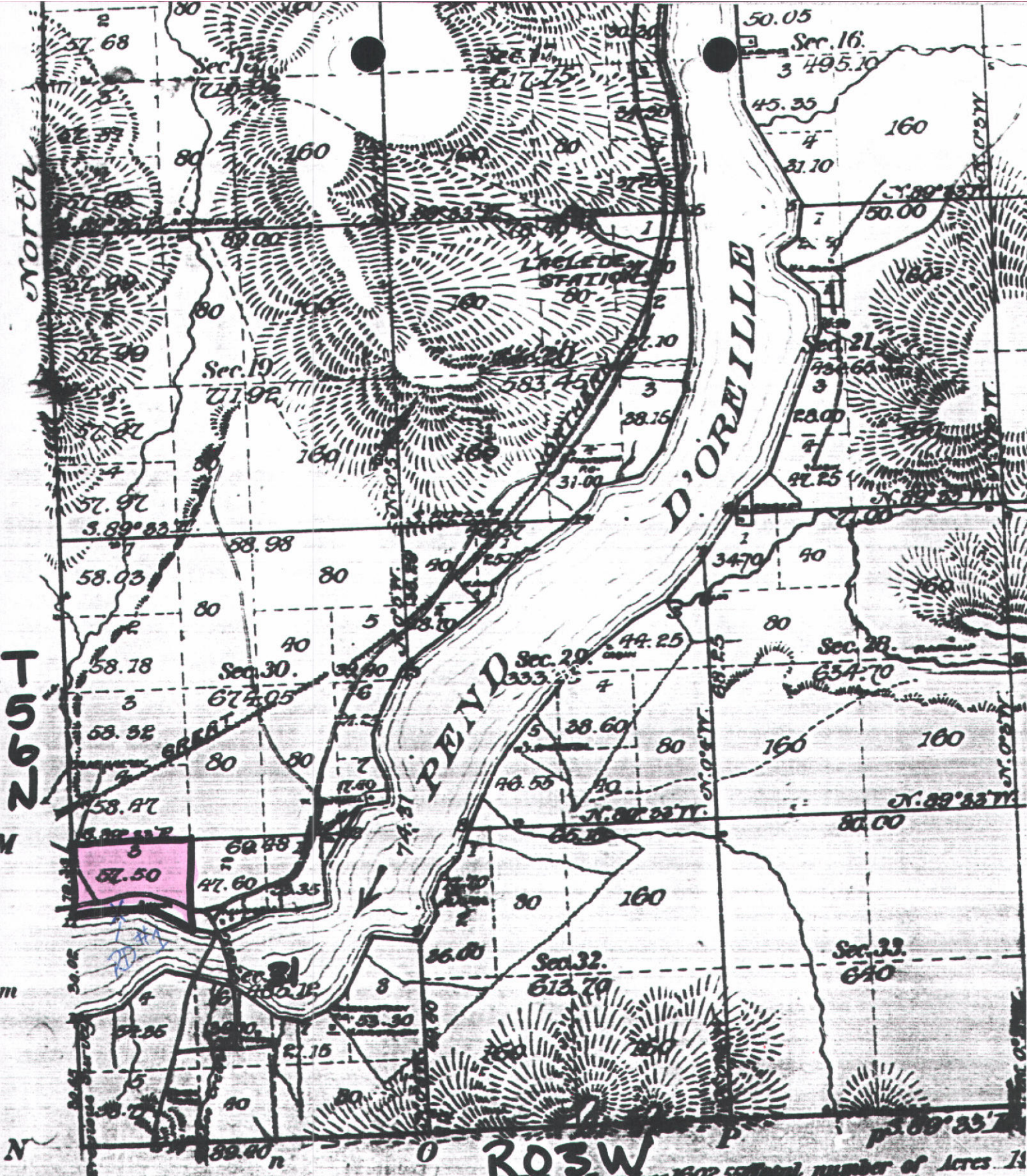


EDGEMERE 3.9 MI. 517 INTERIOR-GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1971 R. 4 W. R. 3 W. 518000m. E. 116

ROAD CLASSIFICATION

Primary highway, all weather, hard surface Light-duty road, all weather, improved surface Unimproved road, fair or dry

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JUN 26 1998



Area of Public Land 18027.7 acres, Water Surface 1602.50 total number of Acres 19

Survey Designated	By Whom Surveyed	Date of Contract	Amount of Survey M. Ch. L.	When Surveyed
Township lines	Amos D. Robinson	May 13 th , 1892.	17 67 34	Sept. 11 - 18 - 1892.
Subdivisions	Jack B. Drake		48 02 95	Sept. 15 - Nov. 5, 1892
Meanders			16 46 66	
			0 25 93	

96-8921

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JUN 26 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08921

Priority: April 3, 1996

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

3.0 AF

This is to certify, that LAYMAN MIZE
ROBIN MIZE

PO BOX 32

LACLEDE ID 83841-0032

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 3, 1996; and has submitted Proof of Beneficial Use on July 19, 1996. An examination indicates that the works have a diversion capacity of 0.060 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	03/15 to 11/15	0.03 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWNW), Sec. 31, Township 56N, Range 03W
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>
56N	03W	31	Lot 3(NWNW)	1		1

Total number of acres irrigated: 1

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

MICROFILMED

JUN 26 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08921

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 FEBRUARY, 1978.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 26 1988

RECEIVED

JUN 19 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

micro

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. 96-08921 Telephone No. 208-263-8846

2. Name(s) of Permit Holder(s): Layman + Robin Mize

3. Mailing Address: P.O. Box 32 Laclede, Id. 83841

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

a. Well Driller: _____ Drilling Permit Number: ____ - ____ - ____

b. **OPTIONAL:**
Pump Horsepower: 1 1/2 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): ✓ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.03 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: \$ 92-4/2/96 ^{Chk} 10% (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: Robin Mize Telephone Number: 208-263-8846

Address: P.O. Box 32 Laclede, Id. 83841

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: [Signature] ^{Chk} 10% **AUG 22 1996** Date: 6-17-96
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08921

Proposed Priority: April 3, 1996

Maximum Diversion Rate:

0.03 CFS

This is to certify, that LAYMAN MIZE

ROBIN MIZE

PO BOX 32

LACLEDE ID 83841-0032

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

0.03 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NWNW), Sec. 31, Township 56N, Range 03W
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>
56N	03W	31	Lot 3(NWNW)	1.0		1.0

Total number of acres irrigated: 1.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1997.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

11 th day of June, 1996

[Signature]
for Karl J. Dreher, Director

AUG 2 2 1996

RECEIVED
JUN 05 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-8921

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

1. Name of applicant LAYMAN + Robin Mize Phone (208) 263-8846
Post office address P.O. Box 32 - Laclede, Id. 83841
2. Source of water supply Lead Orielle River which is a tributary of COLUMBIA RIVER
3. Location of point of diversion is _____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot 3 *
Sec. 31 Township 56N Range 3W B.M. Bonner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.3 for Irrigation purposes from Mar. 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
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) 134,000 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Set Pump (Temp) at top of
Rip Rap, place 2" line ^{with screen} into Deep Water.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

* per government plat. 6/7/96 c.s.

AUG 22 1996

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	
56N	36W	31					* 1/4	1/4											1

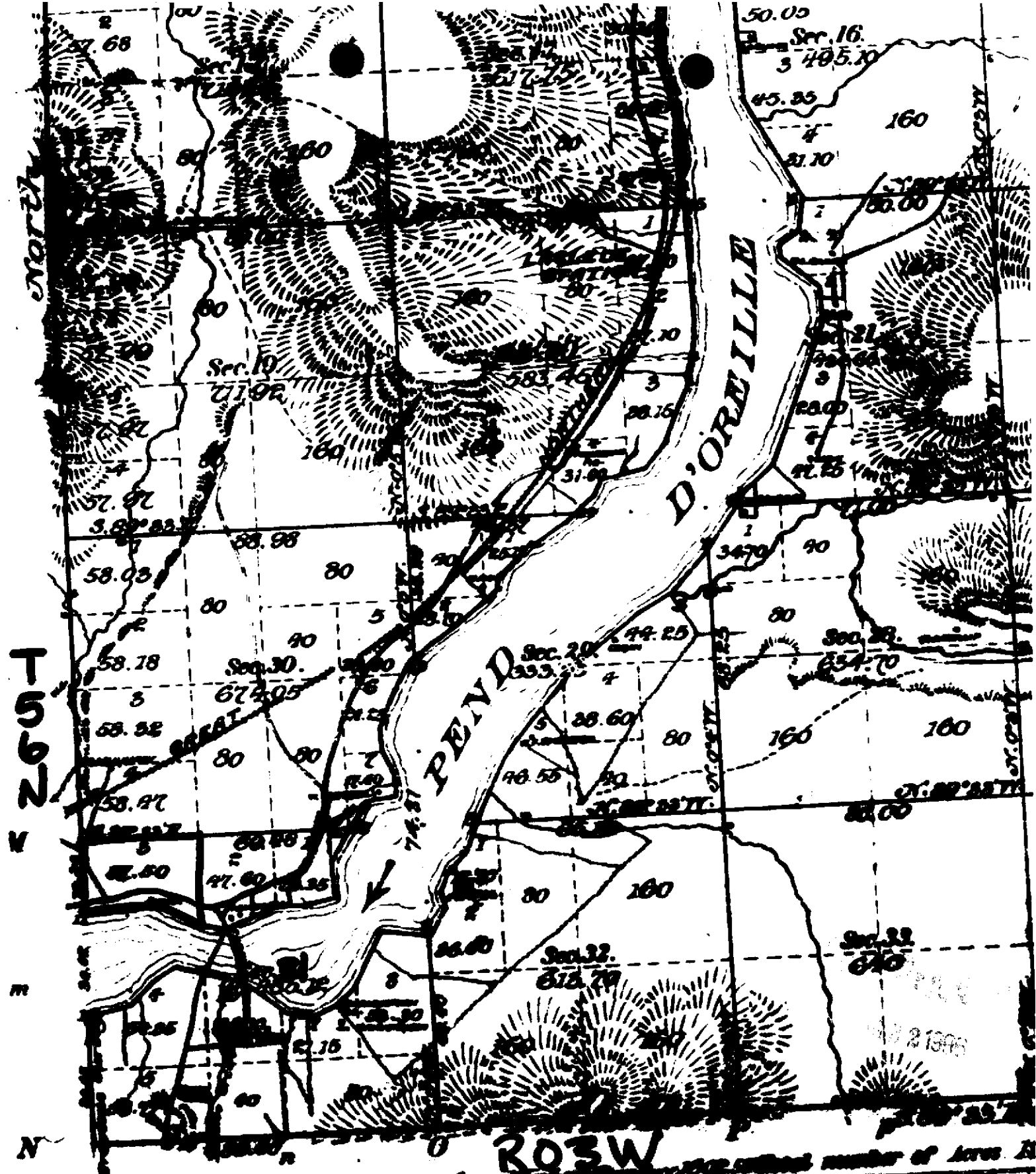
* per government plat. 6/7/96 c.g.

Total number of acres to be irrigated 1 acre

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

- Who owns the property at the point of diversion? We Do Layman + Robin Mize
- Who owns the land to be irrigated or place of use? Same
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks:

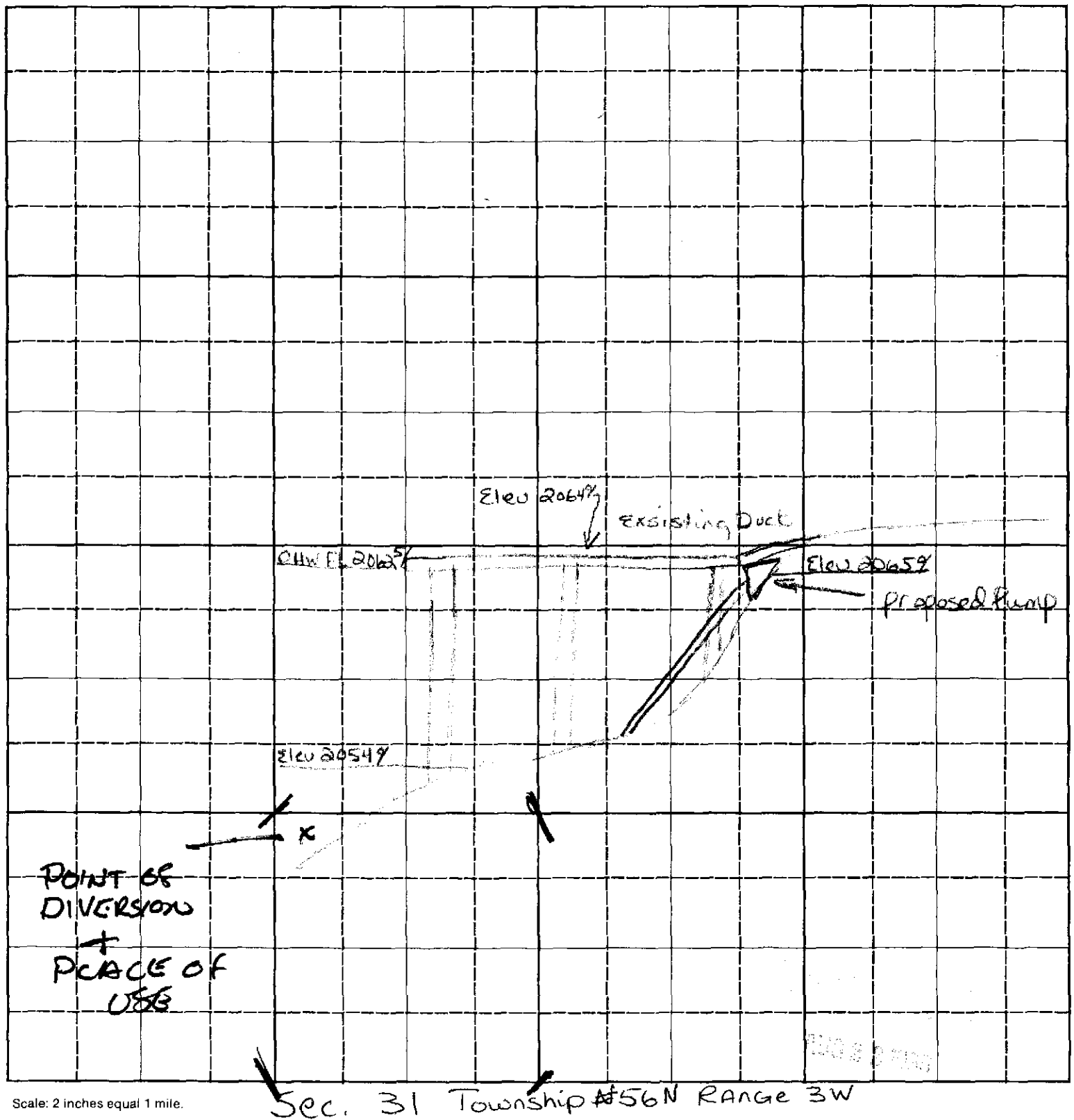


Area of Public Land 1887. There is no other number of acres in

Area of Public Land 1887. (There is no other)				
Survey Designated	By Whom Surveyed	Date of Contract	Amount of Survey	When Surveyed
Survey lines	James Robinson	May 1887	17 67 34	Sept. 11 - 21 - 1887
Subdivisions	James Robinson		28 07 95	Sept. 15 - Nov. 1887
Allegations			16 08 06	
			0 00 00	

96-8921

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



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.

Sydney A. Mize
(Applicant)

Received by db Date 4/3/96 Time 1:20 Preliminary check by [Signature]
Fee \$ 150.00 Received by db # N010035 Date 4/3/96
Publication prepared by db Date 4/10/96 Published in Forest Run Times 5/1+8/96
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

11-6-96
113818



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 25, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

LAYMAN MIZE
ROBIN MIZE
PO BOX 32
LACLEDE ID 83841-0032

RE: WATER RIGHT NO. 96-08921

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.

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.

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JUN 26 1998

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". The signature is written in dark ink and is positioned above the typed name and title.

Shelley W. Keen
Water Rights Supervisor

SK:klt

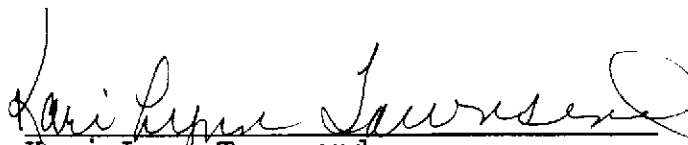
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of **February, 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. 96-08921

LAYMAN MIZE
ROBIN MIZE
PO BOX 32
LACLEDE ID 83841-0032


Kari Lynn Townsend
Secretary

RECORDED

JUN 26 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08921

DATE 2/17/98

REVIEWER: SHARLA

NAME	Change —	OK ✓	Address Change <u>No</u>
SOURCE	—	✓	Is change clarification of originally intended source? —
POINT OF DIV	—	✓	If not, prepare Notice of Intent to Void — Amendment required <u>No</u>
PLACE OF USE	—	✓	Amendment required <u>No</u>

Does map agree with written description? ☒ yes ☐ no

OVERLAPS ☐ P/D ☐ P/U
Overlap file pulled & reviewed ☐

RATE OF DIV

Permitted Rate	<u>.03</u> cfs
Fee limit	<u>.20</u> cfs \$50 ⁰⁰
Measured	<u>—</u> cfs
Theoretical	<u>.06</u> cfs

Recommended Total Div Rate .03 cfs

ANNUAL VOLUME/
NATURE OF USES —

✓	Use <u>Irr.</u>	cfs <u>.03</u>	Volume Calc <u>3.0</u> af
			af
			af
			af
	SUBTOTAL	<u>.03</u>	<u>3.0</u> af

Flow rate .03 cfs X 245 days X 1.98 = 14.6 af

Total volume recommended 3.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS ☐ Watermaster Control WD# _____

☐ GW Measurement/Measuring Device
No Overlap

☐ Use-specific conditions

Advancement of Priority Date Required ☐ yes ☒ no

SRBA Claim Filed N/A
Adjustment Memo —

1st Amend Letter N/A
2nd Amend Letter N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

96-08921

A. GENERAL INFORMATION

Permit No. _____

1. Owner: Layman & Robin Mize Phone No. (208) 263-8846

Current Address: P.O. Box 32 Laclede, Id. 83841-0032

2. Accompanied by: Robin Mize EXAM DATE: 6-3-97

Address: SAME AS ABOVE Phone No. SAME AS ABOVE

Relationship to Permit Holder: Permit Holder

3. Source: Pond Oreille River tributary to Columbia River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	$\frac{1}{2}$	$\frac{1}{4}$	$\frac{1}{4}$	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
<u>PD#1</u>	<u>3</u>	<u>W</u>	<u>NW</u>	<u>NW</u>	<u>31</u>	<u>56N</u>	<u>03W</u>	<u>Bonner</u>	<u>USGS 7.5' QUAD; Site Visit</u>

2. Place(s) of Use:

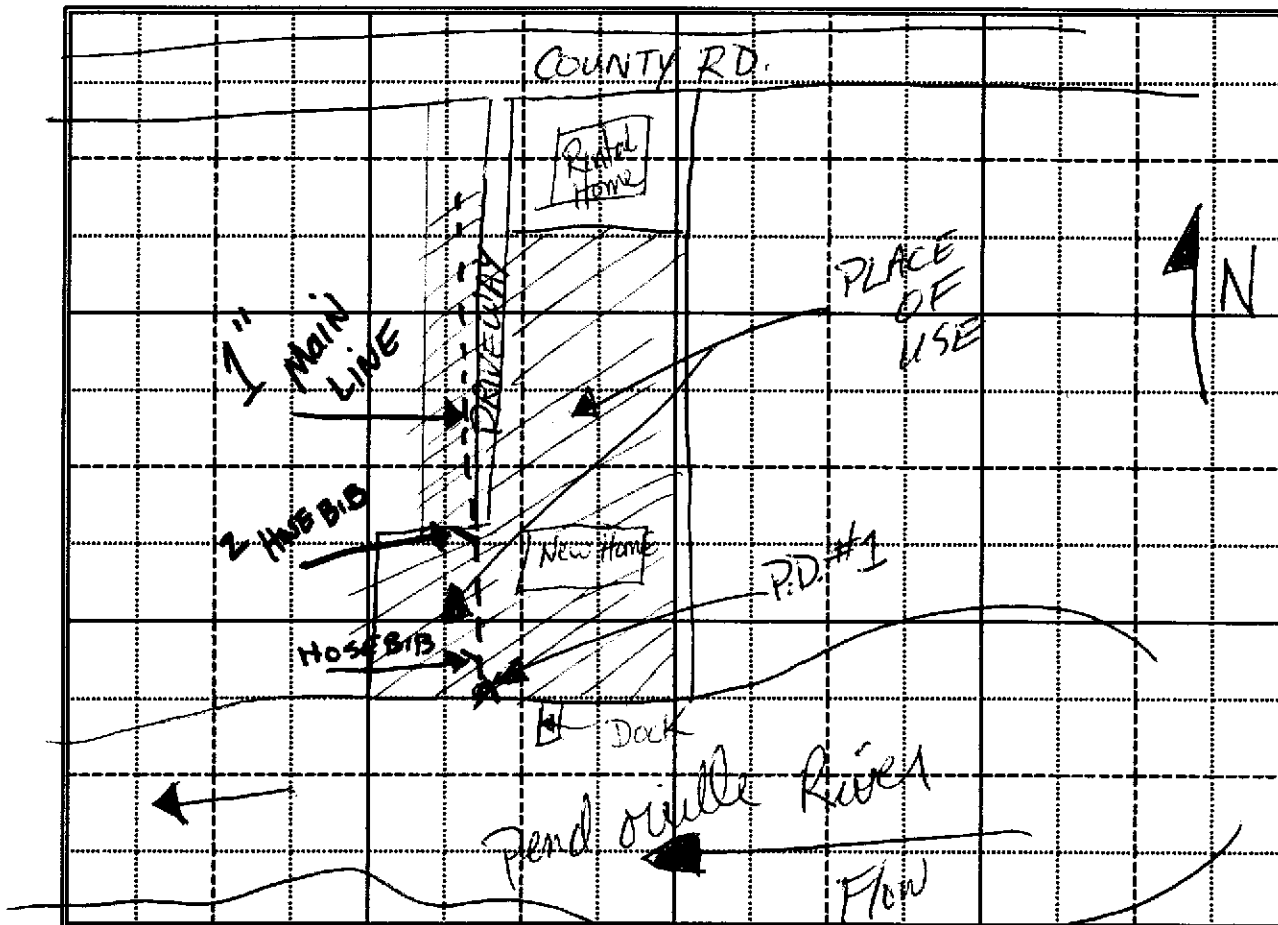
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	03W	31						1.0											1.0

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JUN 26 1998

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



Scale: 1" = N.T.S.

☒ 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.*	^{Model} Motor Make	Hp	Motor Serial No.	Pump Make	^{Model} Pump Serial No. or Discharge Size
P.D. #1	K48M2PA105	2.0	1F94	STA-Rite	DHG-52 / 1"

*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:

MICROFILMS

JUN 26 1998

E. NARRATIVE/REMARKS/COMMENTS

System consist of a 2 HP Electric Sta-Rite Pump with a 2" Intake pipe and 1" discharge. Pipe is Plastic PVC and is buried. Irrigation is for lawn. There are 3 Hose Bibs that are used for garden Hoses to cover 1^{ac} for irrigation.

High water when exam was done. Above Flood Stage.

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

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JUN 26 1998

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached*See Theoretical
Calculation***G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

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

$$(1.0)(3.0) = 3.0 \text{ ACRE FT}$$

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

$$(.03)(245)(1.9835) = 14.6$$

 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 3.0 \text{ ACRE FT}$

2. Volume Calculations for Other Uses:

*NONE***H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>IRRIGATION</i>	<i>3-15</i>	<i>11-15</i>	<i>.03</i>	<i>3.0</i>
Totals:			<i>.03</i>	<i>3.0</i>

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

Norman Sample

Date

6-5-97

Reviewer

Date

SEAL

MICROFILM

JUN 26 1998

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 96-08921
DATE: 5-JUN-97
COMPLETE BY: HERM

HORSEPOWER = 2

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 40 FEET

SYSTEM PRESSURE = 70 PSI

QUANTITY = 0.06 CFS

MICROFILMED

JUN 26 1998

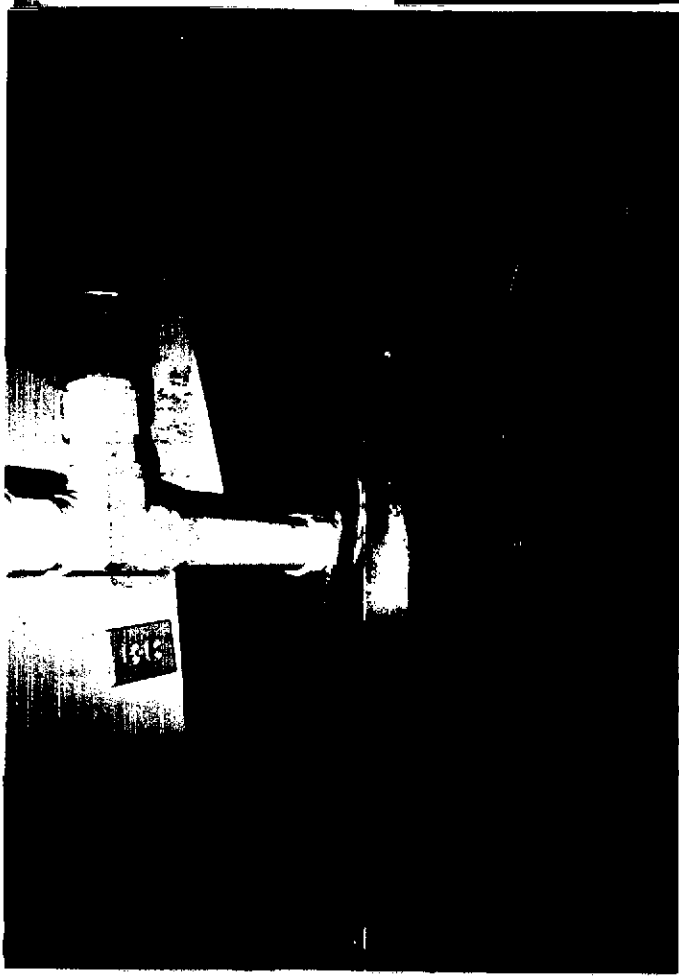
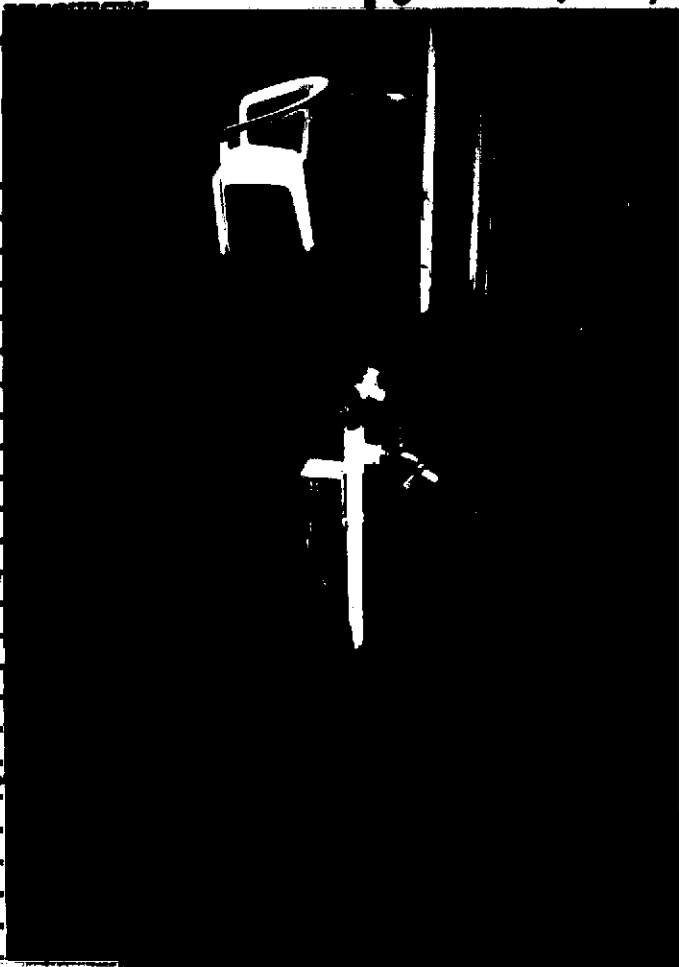
PERMIT # 96-00921

STATE OF IDAHO
DEPT OF WATER RESOURCES
REPORT SUPP
O T O R



2" INTAKE PIPE

HOSE BIB FOR GARDEN



2-HP STA-RITE PUMP

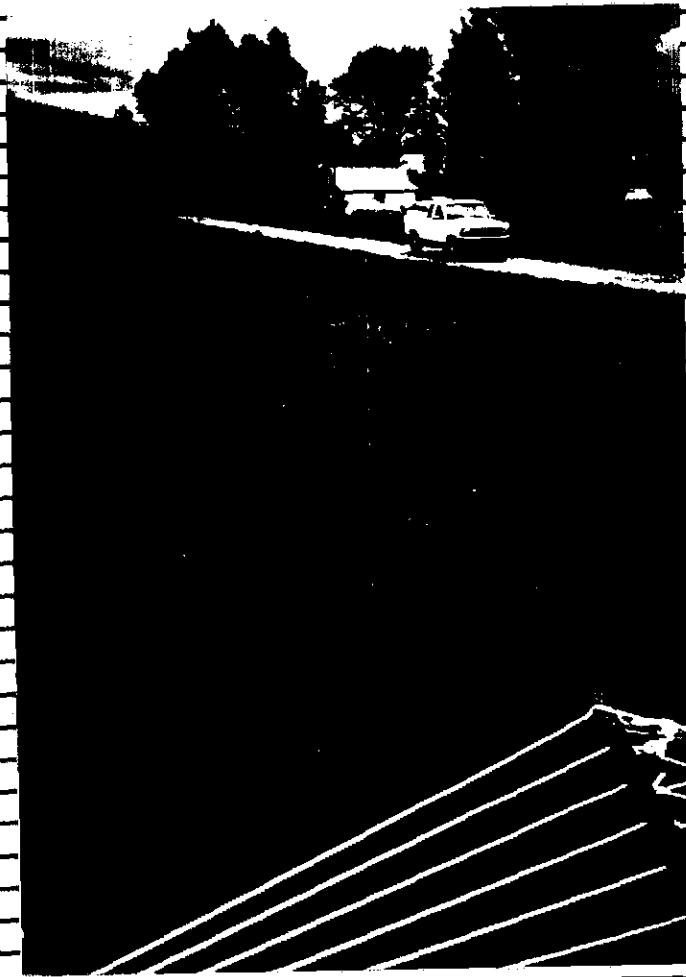
JUN 26 1991

PERMIT #

96-08921

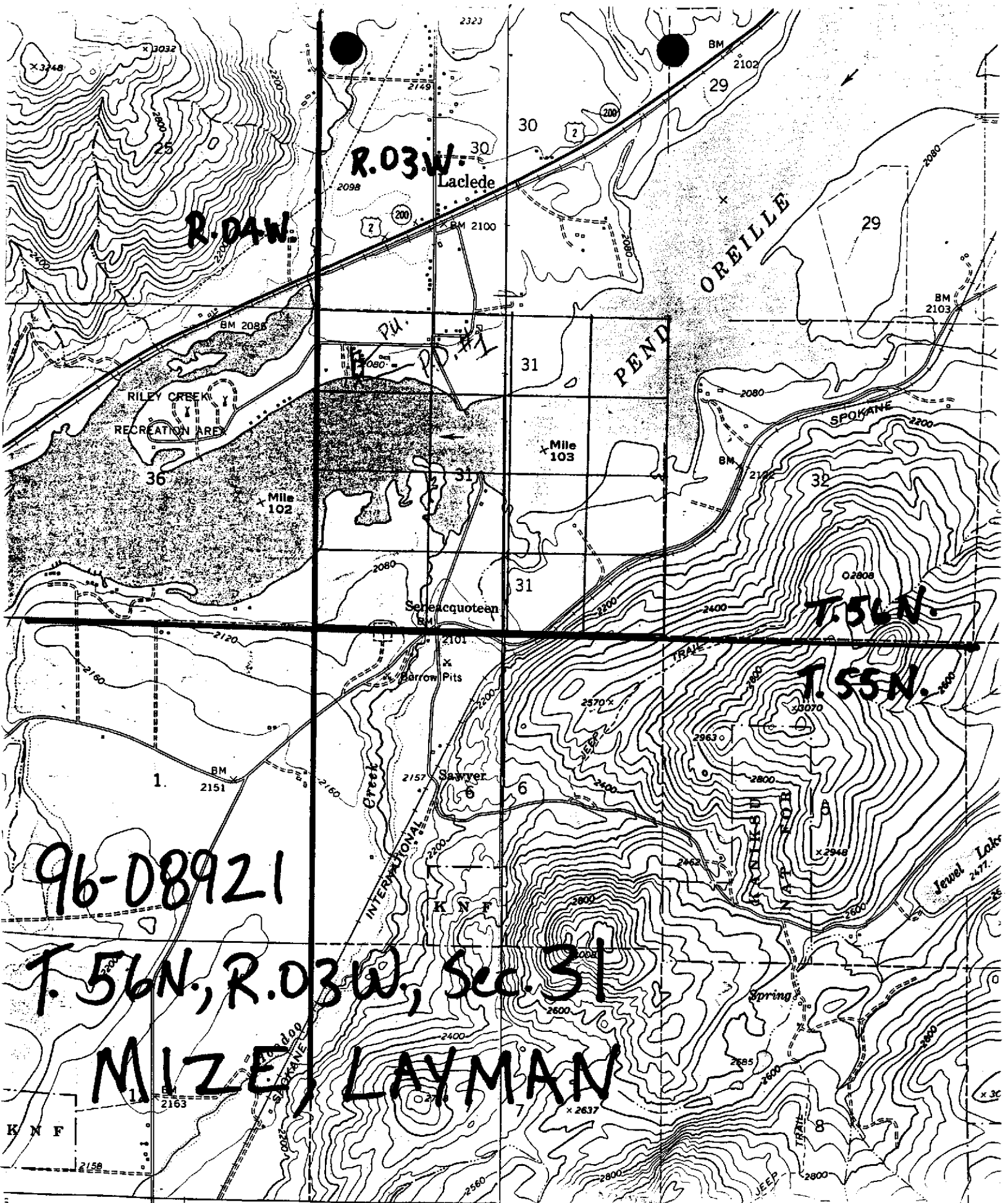
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



PLACE OF USE

MICROFILMED
JUN 26 1998



EDGEMERE 3.9 MI. 517 INTERIOR- GEOLOGICAL SURVEY, WASHINGTON, D. C. - 1971 R. 4 W. R. 3 W. 518000m. E 116

ROAD CLASSIFICATION

Primary highway, all weather, hard surface _____ Light-duty road, all weather, improved surface _____

Unimproved road, fair or dry _____

JUN 26 1958

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08921 Reviewed by [Signature] Date 7-1-96

GENERAL CONSIDERATIONS

TYPES OF USE

Yes Name same as permit? Jr.
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
_____ 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? no Required?
0 Amount Submitted _____ Installed?
no Correct? _____ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Request \$50 - lic. exam fee
* Fee Received, Proof acceptable

DATA ENTRY

New Address _____ Proof Made 6-19-96

August 6, 1996

LAYMAN MIZE
ROBIN MIZE
PO BOX 32
LACLEDE ID 838410032

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08921

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) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

AUG 22 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 3, 1996

Layman & Robin Mize
P.O. Box 32
Laclede, ID 83841-0032

RE: Permit No. 96-08921

Dear Permit Holder:

I have returned a copy of the Proof of Beneficial Use form submitted in connection with the above referenced water right. Before the department can process the proof, it must be accompanied by the appropriate license examination fee. You state on the proof form that you paid a \$50.00 fee in April of 1996. The fee you paid at that time was to file the application for permit; this license examination fee is a separate fee. The license examination fee for a rate of 0.03 cfs is \$50.00.

Please return the copy of the proof along with the \$50.00 license examination fee within thirty (30) days of receipt of this letter. **Please address your correspondence to my attention.**

Please contact me at (208)327-7900 if you have any questions regarding this matter..

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

AUG 22 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 11, 1996

LAYMAN MIZE
ROBIN MIZE
PO BOX 32
LACLEDE ID 83841-0032

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08921

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and Remarks" listing on the permit.

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:rl

Enclosures

100-08921-02

JUN 12 1996

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 96-8921 Name: Nuze Date: 6/7/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: N010035 Priority: 4/3/96 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
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):

Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
In-WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-† Weiser), NA
Boise R (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R † Star Bridge); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - 052 (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-land owner

OTHER CONDITIONS:

~~OTHER CONDITIONS~~

BENEFICIAL USE DUE:

COMMENTS:

6-1-1997

APPLICATION # 96 - 08921

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

APPLICANT: MIZE BY: AS DATE: 4/3/96

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: ____/____/____

Y (Include Moratorium Remark)

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

PT/Wed/oh

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: _____

- 4/10 Publication dates and paper recorded on application | Sr. Agent initial AS
✓ Protests received. Final protest date: 5/6/96 Post Office misdirected Ad to Tulsa Falls-causing Advertising delay
✓ Measuring device required
✓ Measuring port required
✓ Special conditions:
✓ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AS

RECEIVED
JUN 05 1996

Date: 5/21/96

AFFIDAVIT OF PUBLICATION

State of Idaho

SS.

County of Bonner

Darlene Bennett
being duly sworn, says that he is the Office mgr
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been con-
tinuously and uninterruptedly published in said County during a period
of 78 consecutive weeks prior to the first publication of the annexed
notice for publication, is a newspaper of general circulation made up of
at least eight pages of at least six columns each, printed from typewrit-
ter or stereotyped forms of at least nineteen and three-fourths inches
width, has at least 1250 bona fide subscribers living within said Bonner
County, and is published at regular weekly intervals. That the annexed
is a true copy of the notice for publication in the case of

#2015-96-08921-96-08920

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 1st day of May, 19 96
and ending on the 8th day of May, 19 96
and that said notice was published in said newspaper.

On this 8th day of May in the year
of 1996, before me, a Notary Public, personally
appeared Darlene Bennett,
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.

Linda Ramsey
Notary Public for Idaho

Residing at Priest River Id

My commission expires: 1999

NOTICE OF APPLICATION
FOR WATER RIGHT
The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

96-08921
MIZE, LAYMAN
MIZE, ROBIN
P O BOX 32
LACLEDE, ID 83841
Source: PEND OREILLE RIVER
Tributary: COLUMBIA RIVER
Diversion Pt: NWNW Sec 31 T 56N
R 03W in BONNER County.
Use: IRRIGATION (0.030 CFS)
Total Diversion:(0.030 CFS)
Date Filed: 4/3/1996
In: BONNER County
T56N R03W S31 NWNW
1.0 ACRES TOTAL
96-08920

DE HAVEN, STEVEN P
ROUTE 2 BOX 667
BLANCHARD, ID 83804
Source: GROUNDWATER
Diversion Pt: SESE Sec 24 T 54N R
06W in BONNER County.
Use: IRRIGATION (0.060 CFS)
DOMESTIC (0.060 CFS)
Total Diversion:(0.060 CFS)
Date Filed: 4/2/1996
In: BONNER County
T54N R06W S24 SESE
1.0 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, Ida-
ho 83814, together with a protest fee
of \$25.00 on or before MAY 20,
1996.

KARL J. DREHER, Director
#2015 PRT May 1, 8, 1996

RECEIVED

MAY 10 1996

IDWR

AUG 22 1996

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

APR 17 1996

RECEIVED

PRTIMES

John Jordan



SPD WA 992 DCR2 17:35:04/10/96

Legals

96-08920

96-08921

Route 2 via

Twins Falls per
call from

Priest River Times

Delayed Advertising

until 5/1 & 8/96

[Signature]

MIZE, LAYMAN
MIZE, ROBIN
P O BOX 32
LACLEDE, ID 83841

Tributary: COLUMBIA RIVER

Diversion Pt: NWNW Sec 31 T 56N R 03W in BONNER County.

```

Use:  IRRIGATION      (      0.030 CFS)
      Total Diversion: (      0.030 CFS)

```

Date Filed: 4/ 3/1996

In: BONNER County
T56N R03W S31 NWNW

1.0 ACRES TOTAL

A12 3 2103

April 10, 1996

Layman & Robin Mize
P O Box 32
Laclede ID 83841

Re: Water Appropriation Application No. 96-08921

Dear Mr. and Mrs. Mize:

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. Enclosed is Receipt Number N010035. 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.

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 your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$35.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. It is possible to upgrade a Domestic Drilling Permit by submitting an additional \$165.00. These Permits can be obtained by your driller, also.

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