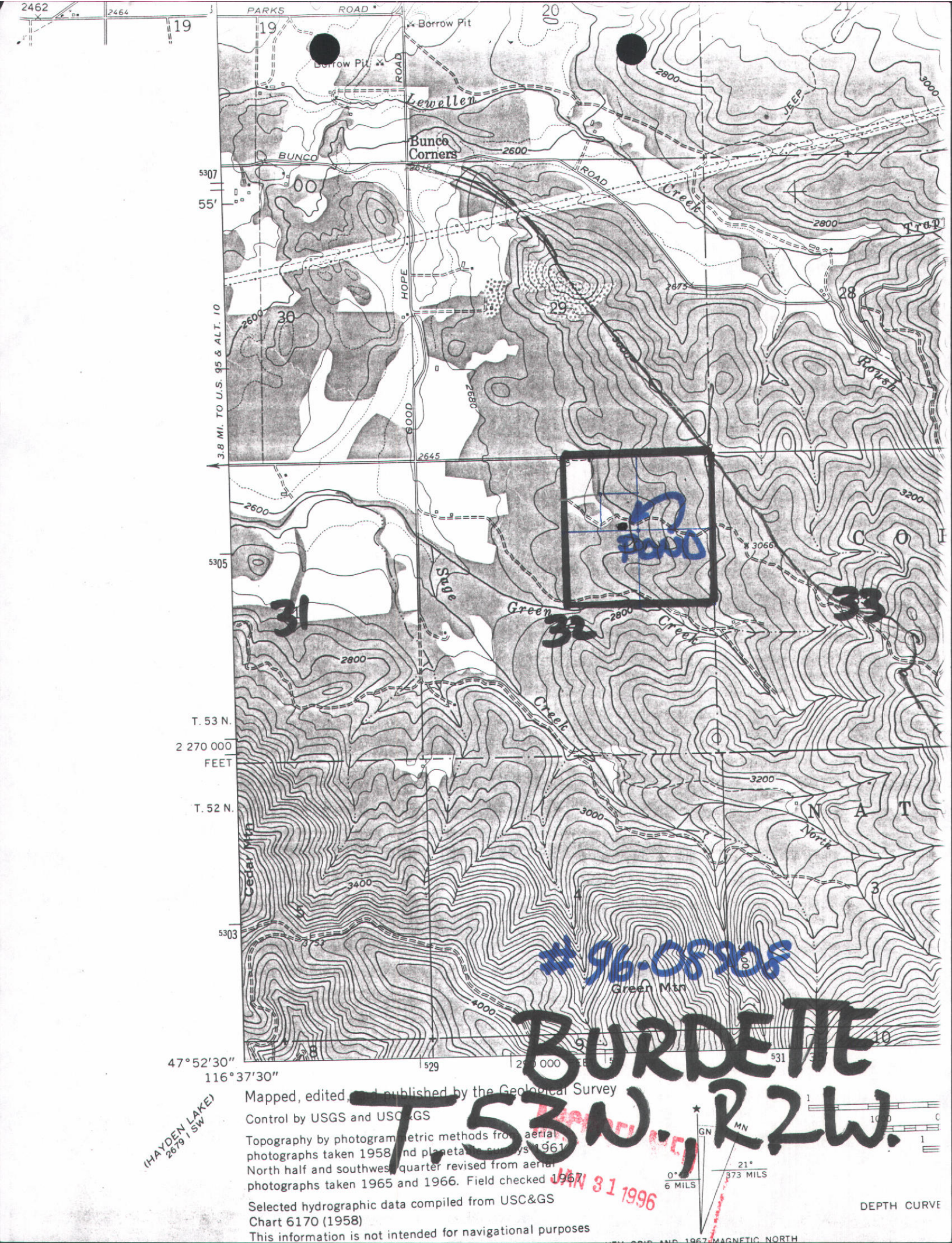




19

5307
55'

3.8 MI. TO U.S. 95 & ALT. 10

5305

T. 53 N.
2 270 000
FEET

T. 52 N.

5303

47°52'30"
116°37'30"

(HAYDEN LAKE)
2679 / SW

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

Topography by photogrammetric methods from aerial
photographs taken 1958 and planetary surveys 1961
North half and southwest quarter revised from aerial
photographs taken 1965 and 1966. Field checked 1967

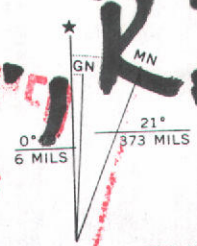
Selected hydrographic data compiled from USC&GS
Chart 6170 (1958)

This information is not intended for navigational purposes

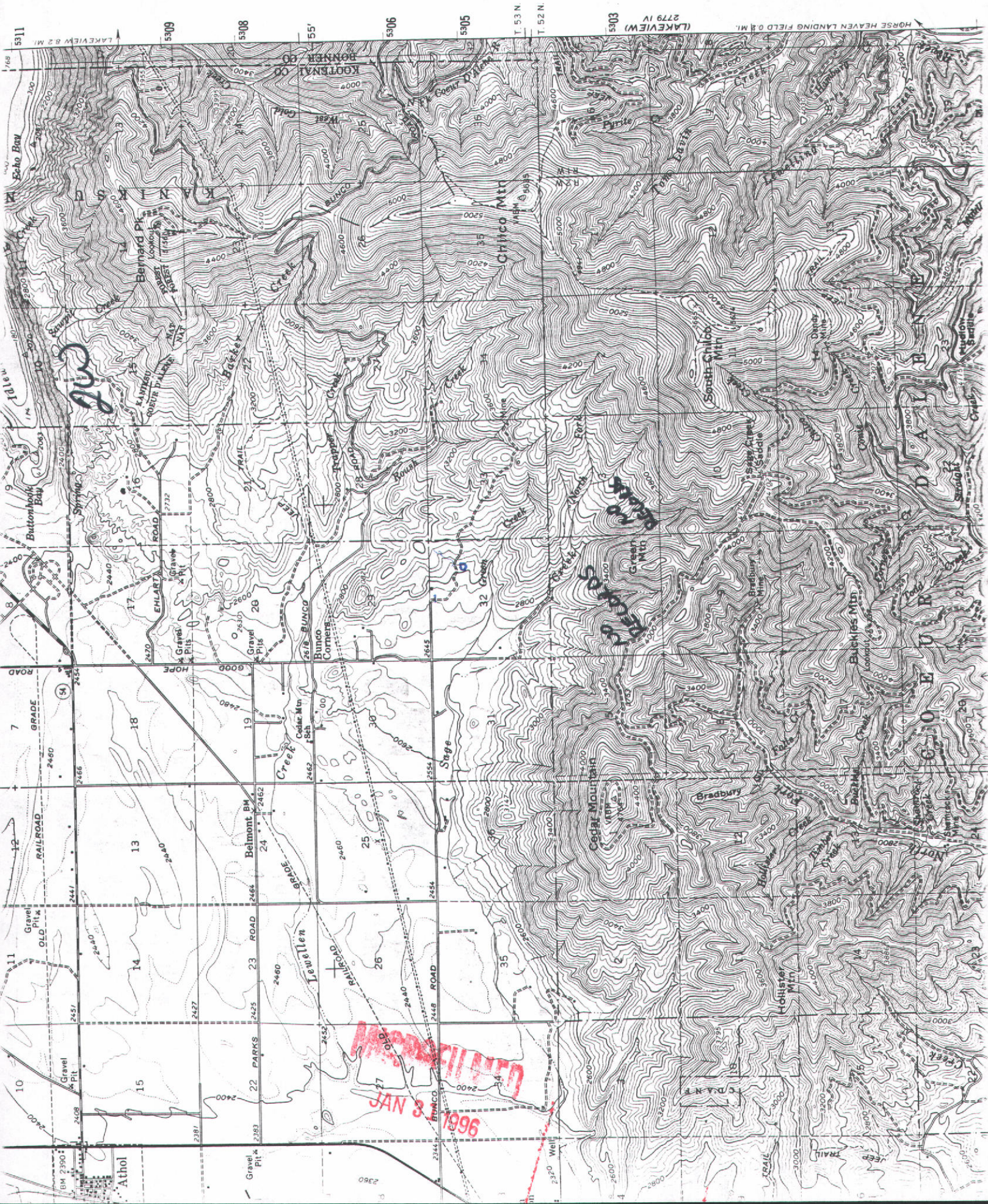
#96-08908

BURDETTE
T53N, R2W.

JAN 31 1996



DEPTH CURVE



RECEIVED
JAN 3 1996

(HAYDEN LAKE)
2679 / SW

47°52'30"
116°37'30"

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

Topography by photogrammetric methods from aerial
photographs taken 1958 and planetary surveys 1961
North half and southwest quarter revised from aerial
photographs taken 1965 and 1966. Field checked 1967

Selected hydrographic data compiled from USC&GS
Chart 6170 (1958)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum

UTM GRID AND 1967 MAGNETIC NORTH

DOT

DEPTH CURVES AND

T. 53 N.

2 270 000
FEET

T. 52 N.

T. 53 N.

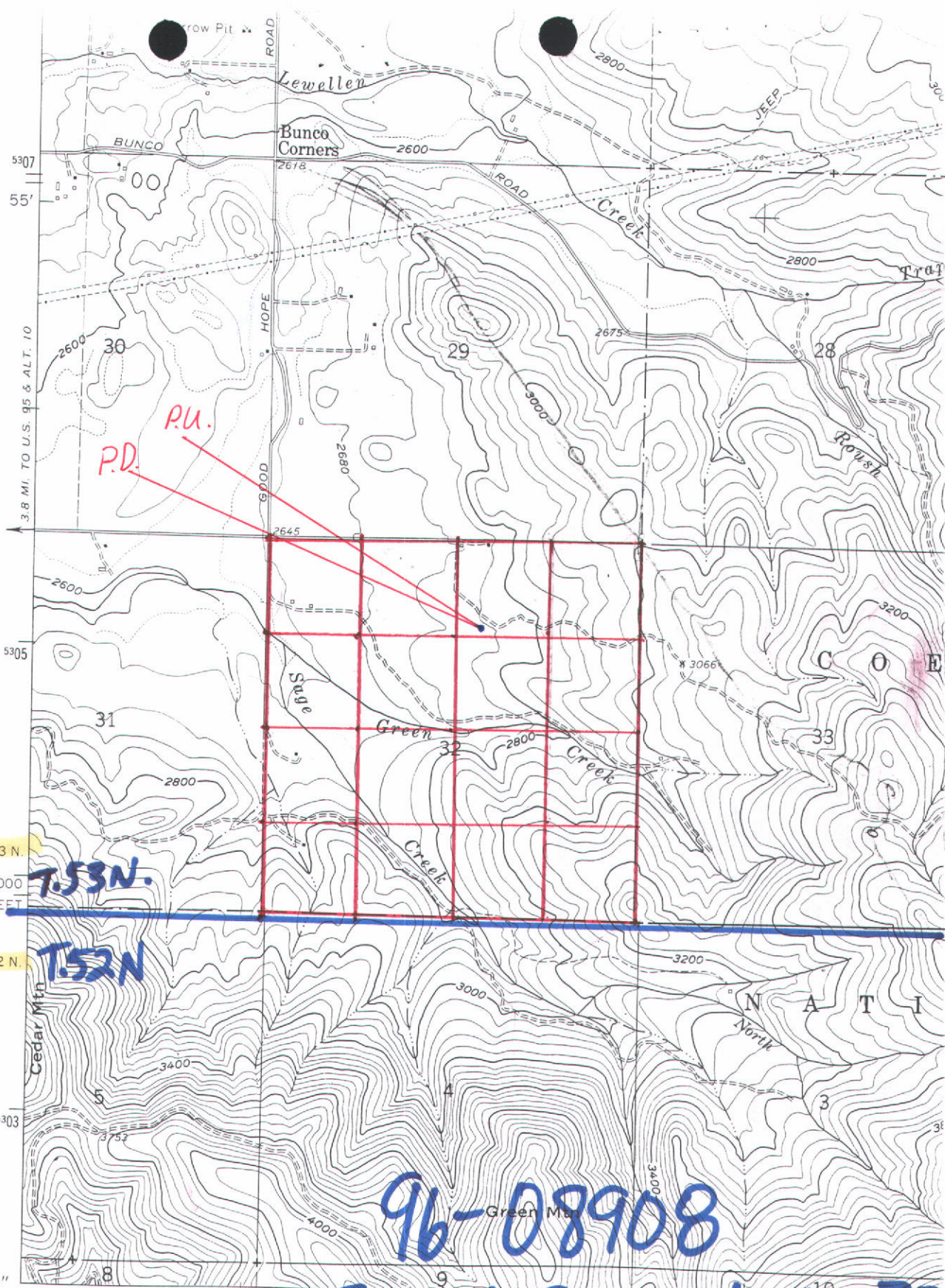
T. 52 N.

96-08908

T. 53 N., R. 02 W., Sec. 32

MICROFILMED
AUG 25 1998

BURDETTE, RICHARD



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08908

PHOTOGRAPHS



Storage

Point of diversion



Place of use

MC-FILED
AUG 25 1998



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08908

PHOTOGRAPHS



IN Flow
From: Point
of diversion



Out Flow

MICROFILMED
AUG 25 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 96-08908

Priority: December 8, 1995

Maximum Diversion Rate:

0.13 CFS

Maximum Diversion Volume:

95.4 AF

This is to certify, that RICHARD BURDETTE

13900 NUNN RD

ATHOL ID 83801

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 8, 1995; and has submitted Proof of Beneficial Use on August 15, 1996. An examination indicates that the works have a diversion capacity of 0.130 cfs of water from:

UNNAMED STREAM

tributary to SINKS

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>
RECREATION	01/01 to 12/31	0.13 CFS	94.0 AF
RECREATION STORAGE	01/01 to 12/31		1.4 AF
AESTHETIC	01/01 to 12/31	0.13 CFS	94.0 AF
AESTHETIC STORAGE	01/01 to 12/31		1.4 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.13 CFS	94.0 AF
	Totals	0.13 CFS	95.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 32, Township 53N, Range 02W
KOOTENAI County

PLACE OF USE: RECREATION

TWN RGE SEC

53N 02W 32

NWNE

PLACE OF USE:

AESTHETIC, same as RECREATION use

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.

RECORDED

1996 7 5 1006

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08908

CONDITIONS OF APPROVAL AND REMARKS

5. Recreational storage is for swimming.
6. Aesthetic storage is for a pond.

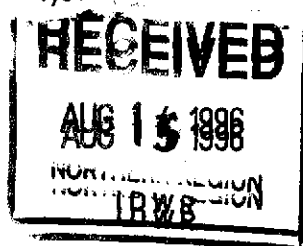
This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 14TH
day of July, 19 98.


Acting for KARL J. DREHER, Director

MICROFILM

AUG 25 1998

FOR OFFICE USE ONLY
 Amt. of Fee \$: 50 -
 Receipt No. N010576
 Receipt By: AB
 Date Received: 8/15/96



STATE OF IDAHO
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. 96-08908 Telephone No. 208 683 2300
2. Name(s) of Permit Holder(s): RICHARD BURDETTE
3. Mailing Address: 13900 NUNN RD. ATHOL, ID 83801
4. Source of Water: SPRINGS/~~JUNNAN~~ STRAIN 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): Other: RECREATION / AESTHETIC

6. Total rate of diversion and/or volume for which proof is submitted: 0.13 cfs OR 1.4 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 X
Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X
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: RICHARD BURDETTE Telephone Number: 208 6832300

Address: 13900 NUNN RD. ATHOL IA 83801

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:

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

Date:

SEP 12 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08908

Proposed Priority: December 8, 1995

Maximum Diversion Rate:

0.13 CFS

This is to certify, that RICHARD BURDETTE
13900 NUNN RD
ATHOL ID 83801

has applied for a permit to appropriate water from:

SPRINGS	tributary of SINKS
UNNAMED STREAM	tributary of SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
RECREATION	01/01 to 12/31	0.13 CFS	
RECREATION STORAGE	01/01 to 12/31		1.4 AF
AESTHETIC	01/01 to 12/31	0.13 CFS	
AESTHETIC STORAGE	01/01 to 12/31		1.4 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.13 CFS	
	Totals	0.13 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SEWNNE , Sec. 32, Township 53N, Range 02W
KOOTENAI County

PLACE OF USE: RECREATION

TWN RGE SEC

53N 02W 32 NWNE

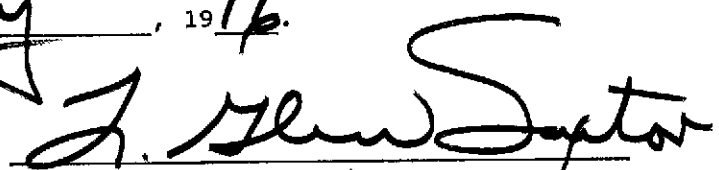
PLACE OF USE: AESTHETIC, same as RECREATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1997.
2. Subject to all prior water rights.
3. Recreational storage is for swimming.

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

26th day of January, 1996.


Karl J. Dreher, Director

RECEIVED

JAN 31 1996

RECEIVED
JAN 18 1996
Department of Water Resources

Ident. No. 96-08908

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
DEC 08 1995
IDWR

1. Name: RICHARD BURDETTE
Address: 13900 NUNN RD
ATHOL ID 83801

208-772-5013

683-2300

2. Source: SPRINGS
UNNAMED STREAM

SINKS *
Trib. to: ~~UNNAMED STREAM~~
SINKS

3. Location of Point of Diversion:

SEWNE Sec. 32, Township 53N, Range 02W
KOOTENAI County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
RECREATION	01/01	12/31	0.130		
RECREATION STORAGE	01/01	12/31			1.40
AESTHETIC	01/01	12/31	0.130		
AESTHETIC STORAGE	01/01	12/31			1.40
Diversion to Storage	01/01	12/31	0.13		

5. Total quantity to be appropriated is:

0.130 CFS (and/or) 1.40 AF

sw/ken
1/24/96

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
100' X 100' X 6' DEEP POND
- Height of storage dam 8 feet; active reservoir capacity 1.40 acre-feet; total reservoir capacity 1.50 acre-feet; period of year when water will be diverted to storage: 1/01 to 12/31 inclusive.
- Proposed well diameter is inches; proposed depth of well is feet.
- Is groundwater with a temperature greater than 85F being sought? NO
- If well is already drilled, when?
Drilling Firm
Well was drilled for

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

RECEIVED
JAN 31 1996

* per data entry standards. cz. 1/24/96

8. Place of Use: RECREATION

TWN RGE SEC
53N 02W 32 NWNE

Place of Use: AESTHETIC, same as RECREATION use

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

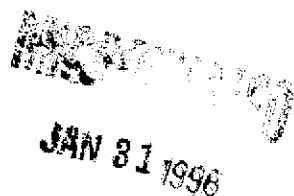
10. Remarks:
RECREATIONAL STORAGE USE IS FOR SWIMMING.

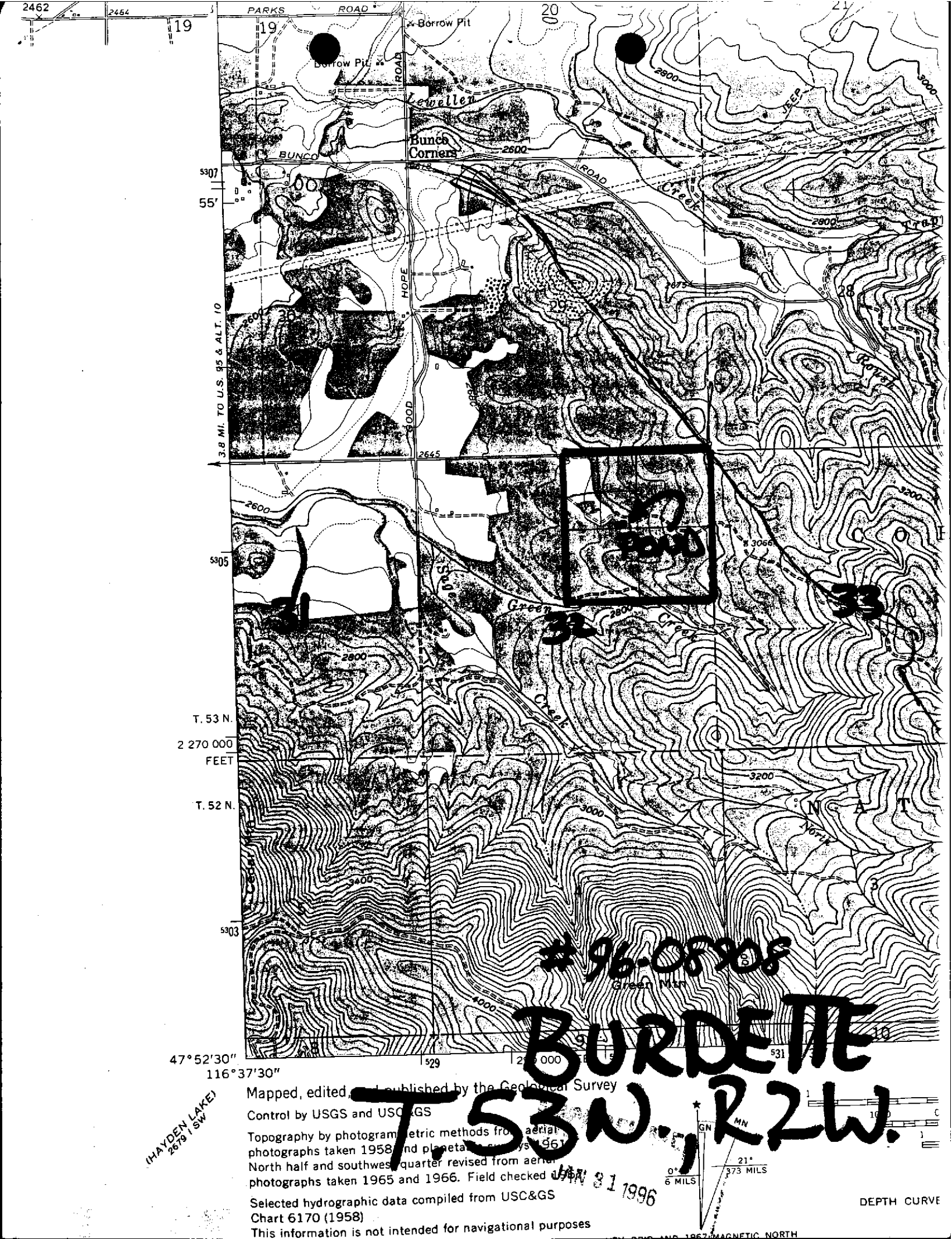
11. Map of proposed point of diversion and place of use attached? [x]

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


Applicant

Received by db Date 12/8/95 Time 127P Preliminary check by AS
Fee \$ 50.⁰⁰ Receipted by db # N009728 Date 12/8/95
Publication prepared by db Date 12/13/95 Published in Chq Pres 12/21/95
Publication approved db Date 1/2/96


JAN 31 1996



19

19

20

21

5307
55'

3.8 MI. TO U.S. 95 & ALT. 10

5305

T. 53 N.
2 270 000
FEET

T. 52 N.

5303

47°52'30"
116°37'30"

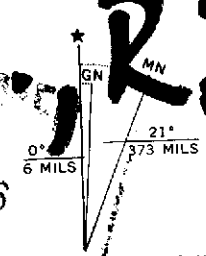
(HAYDEN LAKE)
2679' (SW)

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

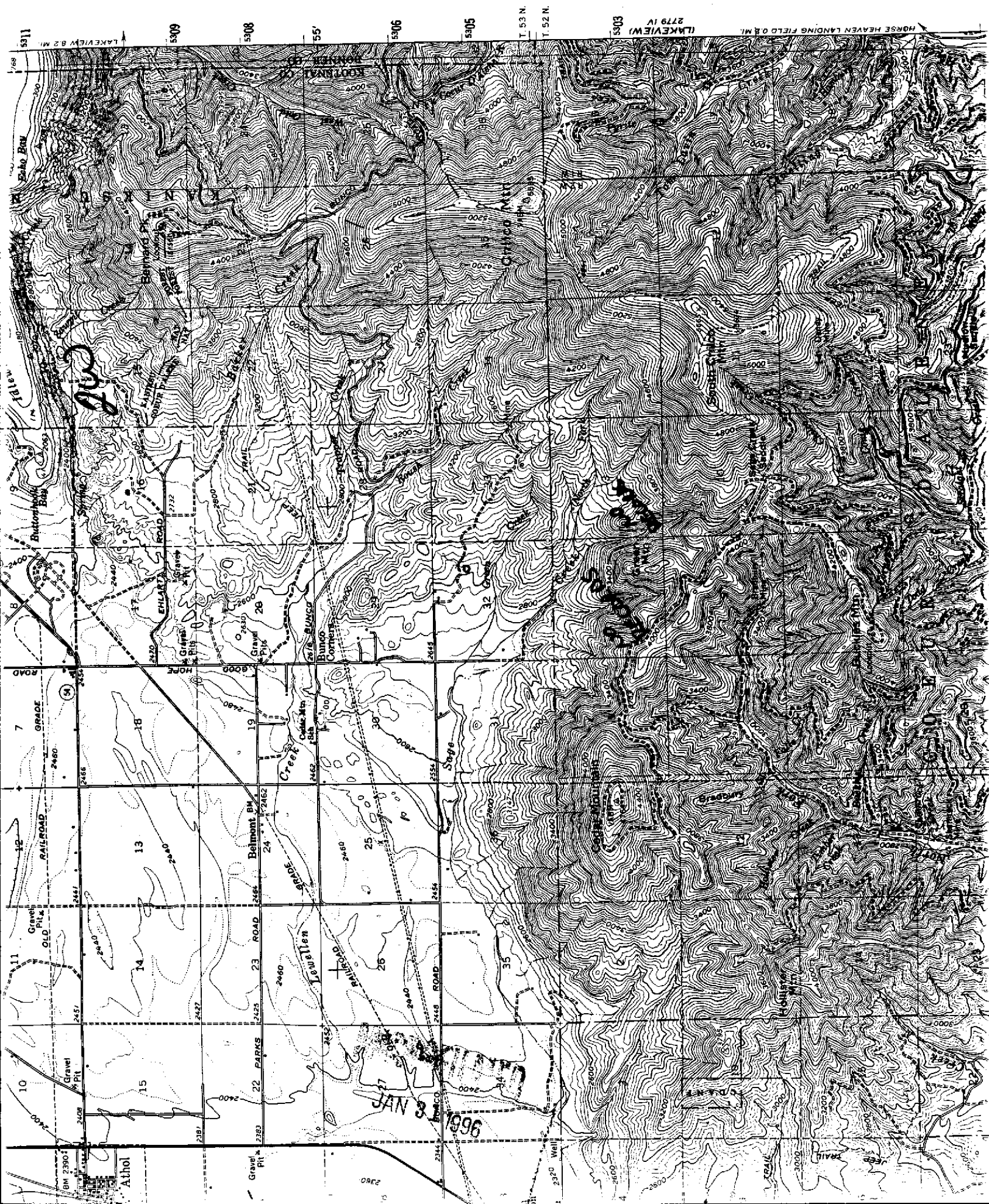
Topography by photogrammetric methods from aerial
photographs taken 1958 and planetary photographs 1961
North half and southwest quarter revised from aerial
photographs taken 1965 and 1966. Field checked JAN 31 1996

Selected hydrographic data compiled from USC&GS
Chart 6170 (1958)
This information is not intended for navigational purposes

#96-08908
BURDETTE
T53N., R2W.



DEPTH CURVE





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

July 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RICHARD BURDETTE
13900 NUNN RD
ATHOL ID 83801

RE: WATER RIGHT NO. 96-08908

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

MICROFILMED

AUG 25 1998

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

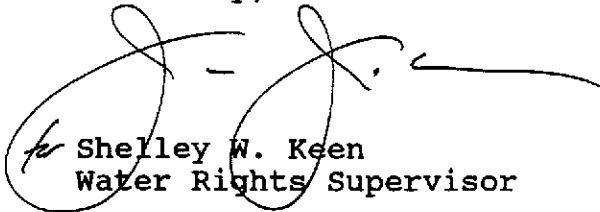
MICROFILMED

2
AUG 25 1996

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 black ink, appearing to read "Shelley W. Keen", with a long horizontal flourish extending to the right.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

RECEIVED

AUG 24 1998

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of July, 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. 96-08908

RICHARD BURDETTE
13900 NUNN RD
ATHOL ID 83801


Kari Lynn Townsend
Secretary

AUG 25 1998

AUG 25 1998



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

June 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

IDAHO DEPT OF FISH & GAME
2750 KATHLEEN AVENUE
COEUR D'ALENE ID 83814

RE: Surface Water Appropriations

To Whom It May Concern:

The Department of Water Resources (IDWR) is preparing to issue a number of water appropriation permits and licenses for diversions from small streams and/or springs in your region. Before proceeding, IDWR would appreciate receiving your comments, if any, on the draft permits and licenses. I have enclosed printouts of the drafts for the items listed below. Please respond by June 30, 1998. If I have not heard from you by then, I will assume you have no comment. If you prefer, you may reach me by electronic mail at skeen@idwr.state.id.us.

Proposed Licenses

95-08734
96-08969
96-08908
97-07384
98-07778

Proposed Permits

96-08987

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

Respectfully,

Shelley Walter Keen
Water Rights Supervisor

Enclosures

NOTED LABEL

JUN 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. L96-08908

RICHARD BURDETTE

Priority Date: 12/08/1995
Stage: LICENSE

Source: UNNAMED STREAM
Tributary: SINKS

Beneficial Use	From:	To:	Diversion Rate	Volume
RECREATION	01-01	12-31	0.13 CFS	94.00 AFA
RECREATION STORAGE	01-01	12-31		1.40 AFA
AESTHETIC	01-01	12-31	0.13 CFS	94.00 AFA
AESTHETIC STORAGE	01-01	12-31		1.40 AFA
DIVERSION TO STORAGE	01-01	12-31	0.13 CFS	94.00 AFA
	Total:		0.13 CFS	95.40 AFA

Point(s) of Diversion: NWNE, Sec. 32, Township 53N, Range 02W

Place(s) of Use: RECREATION

Twp: Rng: Sec:	Tract: Acres:	Tract: Acres:	Tract: Acres:
53N 02W 32	NWNE		

Place of Use: AESTHETIC, same as RECREATION

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. Recreational storage is for swimming.
6. Aesthetic storage is for a pond.

Dates:	App. Received:	12/08/1995	Proof Due Date:	02/01/1997
	Proof Made Date:	08/15/1996	Exam Made Date:	05/08/1998

MICROFILMED
JUN 7 5 1998

WR0749NP
No. L96-08908

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/10/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICHARD BURDETTE 13900 MUNN RD ATHOL ID 83801 (208) 683-2300	12/08/1995	RECREATION RECREATION STORAGE AESTHETIC AESTHETIC STORAGE DIVERSION TO STORAGE	01/01 12/31 01/01 12/31 01/01 12/31 01/01 12/31 01/01 12/31	0.130 CFS 0.130 CFS 0.130 CFS	94.00 AFA 1.40 AFA 94.00 AFA 1.40 AFA 94.00 AFA
TOTAL DIVERSION:					0.130 CFS	95.40 AFA

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: LICENSE

Point(s) of Diversion Capacity: 0.130 CFS

Point(s) of Diversion: T53N R02W S32

NWNE

KOOTENAI County

Place of use Legal Description for: RECREATION

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
53N	02W	32	:	R	:	:	:	:	:	:	:	:	:	:	:

Place of use location for AESTHETIC is the same location as described for: RECREATION

Pou County: KOOTENAI

Remarks: GEN ☒ Recreational storage is for swimming.
☒ Aesthetic storage is for a pond.

Dates: App. Received: 12/08/1995 Priority Date: 12/08/1995
Proof Due Date: 02/01/1997 Proof Made Date: 08/15/1996
Exam Made Date: 05/08/1998 Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 12/04/1995 User-ID: ABEARDSL Subject: DIVERSION DESCRIPTION
Pond is 100'x100'x6' deep.
Height of storage dam 8 ft; active capacity 1.4 AF; total
reservoir capacity 1.4 AF.

Date: 08/19/1996 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 06/10/98 SCURTIS

MEMORANDUM

TO: File 96-08908

FROM: Sharla

DATE: June 10, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 96-08908 are as follows:

A. GENERAL INFORMATION

3. Source: unnamed stream tributary to sinks

H. RECOMMENDATIONS

Recreation	1/1 - 12/31	0.13 cfs	94.0 afa
Recreation Storage	1/1 - 12/31		1.4 afa
Aesthetic	1/1 - 12/31	0.13 cfs	94.0 afa
Aesthetic Storage	1/1 - 12/31		1.4 afa
TOTALS		0.13 cfs	95.4 afa

The examiner states the source is an unnamed stream in his narrative. System diagram also appears the correct name of the source would be an unnamed stream. Recreation and aesthetic uses require volume; it has been calculated based on continuous flow. This volume is additive to the storage volume and is reflected in the total volume as such.

Examiner: David Pagel
Exam Date: May 8, 1998

MICROFILMED
AUG 25 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08908 DATE 6/10/98 REVIEWER: SHARLA

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

W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

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

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

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

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

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .13 cfs
 Fee limit .20 cfs \$5000
 Measured .08 cfs low runoff and measured outflow
 Theoretical _____ cfs
 Recommended Total Div Rate .13 cfs OK

WATER USES	<u>OK</u>	Change (P46)		
<u>Reg.</u>	<u>.13</u> cfs	<u>94.0</u> af	Irrig -	overlap (R58-R61, R62-R65, R66-R69)
<u>" stor.</u>	_____ cfs	<u>1.4</u> af		supp. gw (WB7/065/079)
<u>Aesthetic</u>	<u>.13</u> cfs	<u>94.0</u> af		overlap spec. combined rts (W35)
<u>" stor.</u>	_____ cfs	<u>1.4</u> af		<1acre (W31)
<u>Dwr to stor</u>	<u>.13</u> cfs	<u>N/A</u> af	Domestic	(W01/WB5/070/071/075)
TOTALS	<u>.13</u> cfs	<u>95.4</u> af	Power	(W42 or W43/025/027/R22 or R23)
			Fish (042)	Fire (077) Wtr Quality (081/R07)

Flow rate .13 cfs X 365 days X 1.98 = 94.0 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes no

SRBA Claim N/A

Adjust Memo _____
 Amend letters _____

Source
rec/aesth. vol.
total vol.

RECEIVED

MAY 20 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

96-08908

A. GENERAL INFORMATION

Permit No. _____

1. Owner: Richard Burdette Phone No. (208) 683-2300

Current Address: 13900 NUNN Rd. Athol, Id. 83801

2. Accompanied by: Richard Burdette EXAM DATE: May 8, 1998

Address: Same Phone No. _____

Relationship to Permit Holder: self

3. Source: unnamed spring tributary to sinks

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
	NA		NW	NE	32	53N	2W	Kootenai	USGS 7.5' Quad.

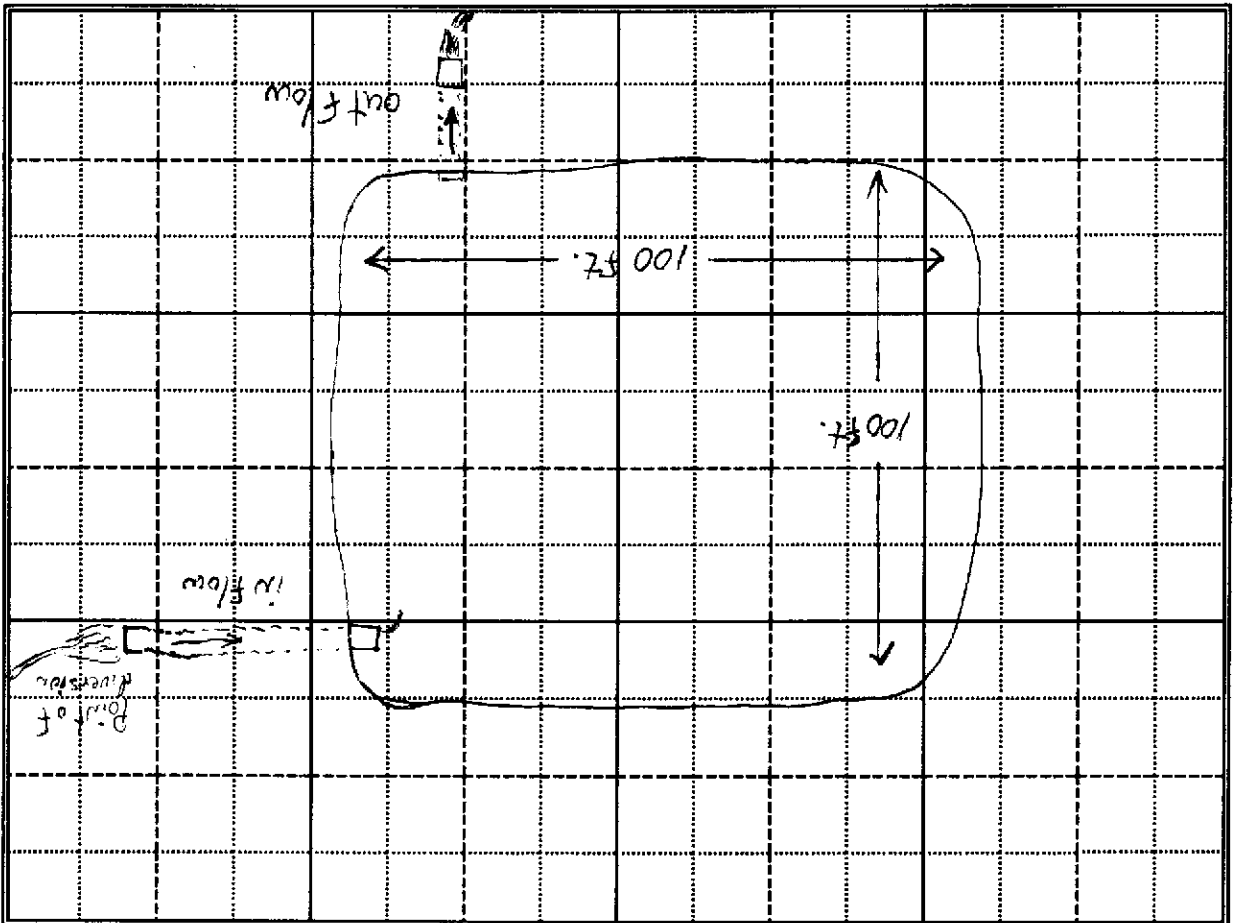
2. Place(s) of Use:

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	
53W	2W	32		R															

RECEIVED
MAY 25 1998

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



Scale: 1" = 100'

✓ Copy of USGS Quadrangle 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. N/A - Springs, unnamed stream

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

D. FLOW MEASUREMENTS

1.

2. Measurements:

Measurement taken at out flow - 4 gals filled in 7 seconds

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket/Stopwatch	4 gal.					

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from an unnamed stream through a 12" (I.D.) corrugated plastic culvert into a pond (100ft. x 100ft. x 6ft.)

I was able to get a bucket measurement at the outflow which appeared to be about 50% of the inflow.

Taking into consideration that this years snow pack, and runoff are below average, it is my recommendation that the diversion rate of .13 cfs be granted to the permit holder

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

MICROFILMED
AUG 25 1998

F. FLOW CALCULATIONS

Measured Method:

$$\frac{4 \text{ gals}}{7 \text{ seconds}} = \frac{240}{7} = 34.28 \text{ gpm}$$

$$\frac{1 \text{ cfs}}{448.83 \text{ gpm}} = \frac{34.28 \text{ gpm}}{448.83 \text{ gpm}} = .076 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

$$100 \times 100 \times 6 = 60,000 \text{ ft}^3$$

$$\frac{43,560 \text{ ft}^3}{60,000 \text{ ft}^3} = 1.38 \text{ afa}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	From	To	Period of Use	Rate of Diversion	Annual Volume
Recreation	01/01	12/31	12/31	.13	1.4
Recreation Storage	01/01	12/31	12/31	.13	1.4
Aesthetic	01/01	12/31	12/31	.13	1.4
Aesthetic Storage	01/01	12/31	12/31	.13	1.4
Diversion to Storage	01/01	12/31	12/31	.13	1.4 afa
Totals:				.13	1.4

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

David A. Regel

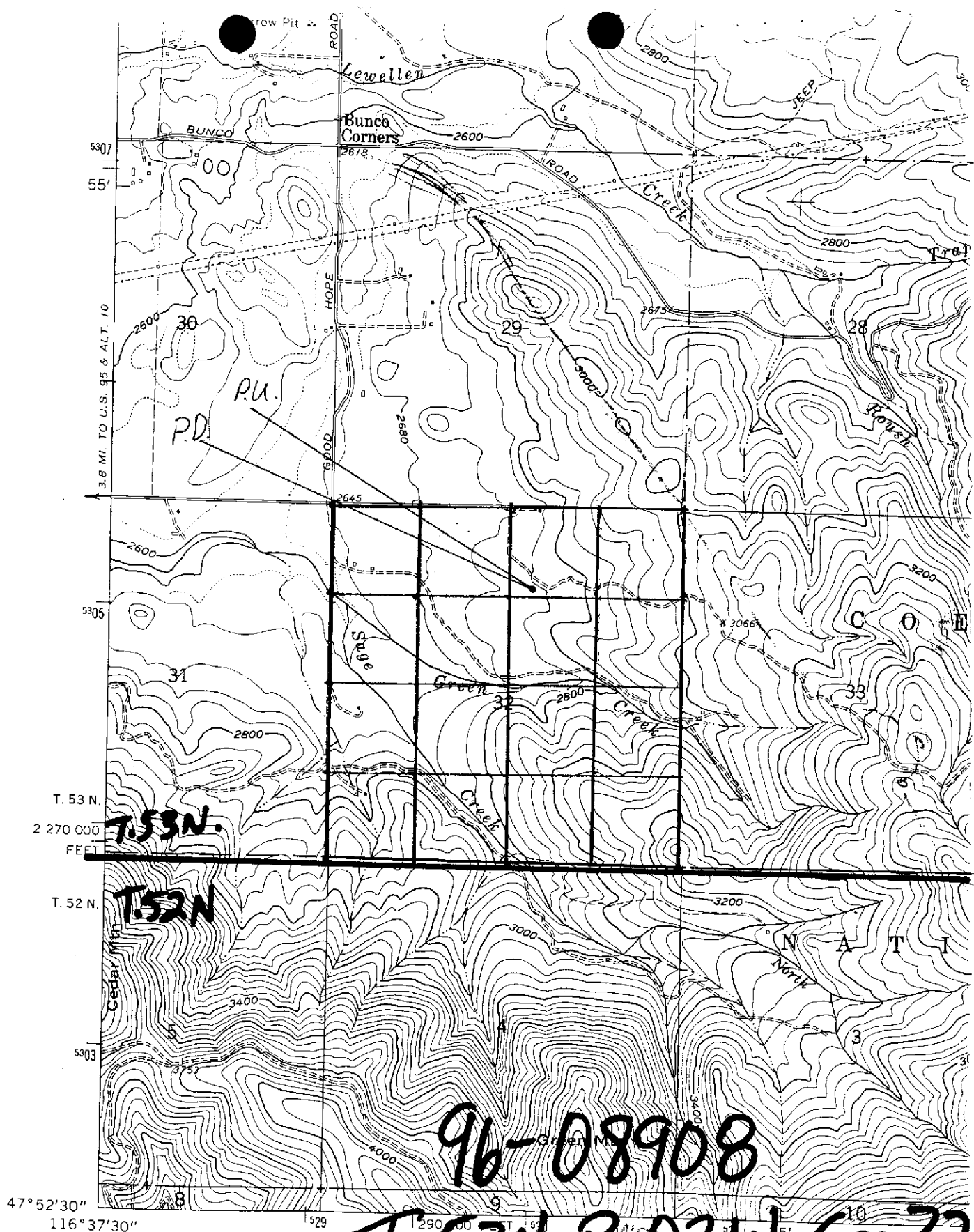
Date *May 8, 1998*

Reviewer

Date

SEAL

Additional Computation Sheets Attached



(HAYDEN LAKE)
2679, SW

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

Topography by photogrammetric methods from aerial
photographs taken 1958 and planetary surveys 1961
North half and southwest quarter revised from aerial
photographs taken 1965 and 1966. Field checked 1967

Selected hydrographic data compiled from USCGS
Chart 6170 (1958)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum

UTM GRID AND 1967 MAGNETIC NORTH

T. 53 N., R. 02 W., Sec. 32

BURDETTE, RICHARD

DEPTH CURVES AND

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08908

PHOTOGRAPHS



Place of use - storage



Point of diversion

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 96-08908

PHOTOGRAPHS



IN Flow
From Point
of diversion



OUT Flow

MICROFILMED
AUG 21 1968

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96 0 8908 Reviewed by _____ Date _____

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

✓ Surface water source
_____ Ground water source
_____ 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 _____ Proof Made 8-15-96

September 6, 1996

RICHARD BURDETTE
13900 NUNN RD
ATHOL ID 83801

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08908

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

RECEIVED
SEP 12 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

January 29, 1996

RICHARD BURDETTE
13900 NUNN RD
ATHOL ID 83801

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08908

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED
JAN 31 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 96-8708 Name: Burdette Date: 1/24/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: N 9728 Priority: 12/8/95 ✓ 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 - ~~028(may report)~~-01J(meas dev)-P08
=/- 0.2 cfs - ~~028(may report)~~-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - ~~028(may report)~~
~~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 † L Peak); 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(FERC); 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. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-land owner - 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS: ① Pool/Swimming

BENEFICIAL USE DUE: 2-1-997

COMMENTS:

1/26/96 yesterday I spoke with Al Beardslee, who took the application. He agreed that adding Diversion to Storage is appropriate. SW. Ken

No. a
4/87-06/92n

I D DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
MAY 18 1996
WR1/BC/WMA

APPLICATION # 96-8908

WR1/BC/WMA

***** INITIAL REVIEW *****
APPLICANT: BURDETTE BY: AB DATE: 12/8/95

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
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: 12/8/95

☒ (Include Moratorium Remark)

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

ADVERTISE IN: KOOTENAI County.

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

***** GROUNDWATER SECTION *****

(Yes) (No)

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

12/29 Affidavit of publication received

1/2/96 Application published correctly, If not, record action taken: _____

12/13 Publication dates and paper recorded on application | Sr. Agent initial AB

Protests received. Final protest date: 1/18/96

Measuring device required

Measuring port required

Special conditions: _____

Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: AB PMA

Date: 1/10/96

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Ken Alexander being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Times issue of said newspaper for 2 consecutive weeks, commencing on the 21st day of December, 1995, and ending on the 28th day of December, 1995, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Ken Alexander

Subscribed and sworn to before me this 28th day of December, 1995.

Roberta Manley

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

ROBERTA MANLEY 2-5-99
My commission expires

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08935

ULLRICH, BRIAN P
1920 11TH AVENUE WEST
SEATTLE, WA 98119
Source: COEUR D'ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: (LOT 3 (SWNW) Sec 23 T
48N R 04W in KOOTENAI County.
Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 12/5/1995

In: KOOTENAI County

T48N R04W S23 Lot 3 (SWNW)

96-08908

BURDETTE, RICHARD ok
13900 NUNN RD
ATHOL, ID 83801
Source: SPRINGS
Tributary: UNNAMED STREAM
Source: UNNAMED STREAM
Tributary: SINKS
Diversion Pt: SENWNE Sec 32 T 53N R
02W in KOOTENAI County.
Use: RECREATION (0.130 CFS) ·
RECREATION
STORAGE (1.40 AF) ·
AESTHETIC (0.130CFS)
AESTHETIC
STORAGE (1.40AF) ·
Total Diversion: (0.130 CFS) ·

Date Filed: 12/8/1995

In: KOOTENAI County

T53N R02W S32 NWNE

For additional information concerning 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 JANUARY 8, 1996.

KARL J. DREHER, Director

Legal 926

Dec. 21, 28, 1995

RECEIVED

DEC 29 1995

NORTHERN REGION
IDWR

NOTARIZED

JAN 31 1996

96-08908

BURDETTE, RICHARD
13900 NUNN RD
ATHOL, ID 83801

Source: SPRINGS
Source: UNNAMED STREAM

Tributary: UNNAMED STREAM
Tributary: SINKS

Diversion Pt: SENWNE Sec 32 T 53N R 02W in KOOTENAI County.

Use: RECREATION	(	0.130 CFS)		
RECREATION STORAGE			(	1.40 AF)
AESTHETIC	(	0.130 CFS)		
AESTHETIC STORAGE			(	1.40 AF)
Total Diversion:	(	0.130 CFS)		

Date Filed: 12/ 8/1995

In: KOOTENAI County
T53N R02W S32 NWNE

JAN 21 1996

December 13, 1995

Richard Burdette
13900 Nunn Rd
Athol ID 83801

Re: Water Appropriation Application No. 96-08908

Dear Mr. Burdette:

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 N009728. 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.

IF, FROM THAT WELL, YOU WILL BE DIVERTING WATER FOR MORE THAN ONE HOME AND AT A RATE OF MORE THAN 0.04 CFS AND MORE THAN 2500 GALLONS PER DAY, YOU WILL NEED TO OBTAIN A PERMIT FOR OTHER THAN DOMESTIC USAGE. THE TOTAL FEE FOR SUCH A PERMIT IS \$200.00. IF YOU HAVE ALREADY OBTAINED A DOMESTIC PERMIT, YOU WILL NEED TO UPGRADE YOUR PERMIT AND THE FEE FOR UPGRADING IS \$165.00.

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