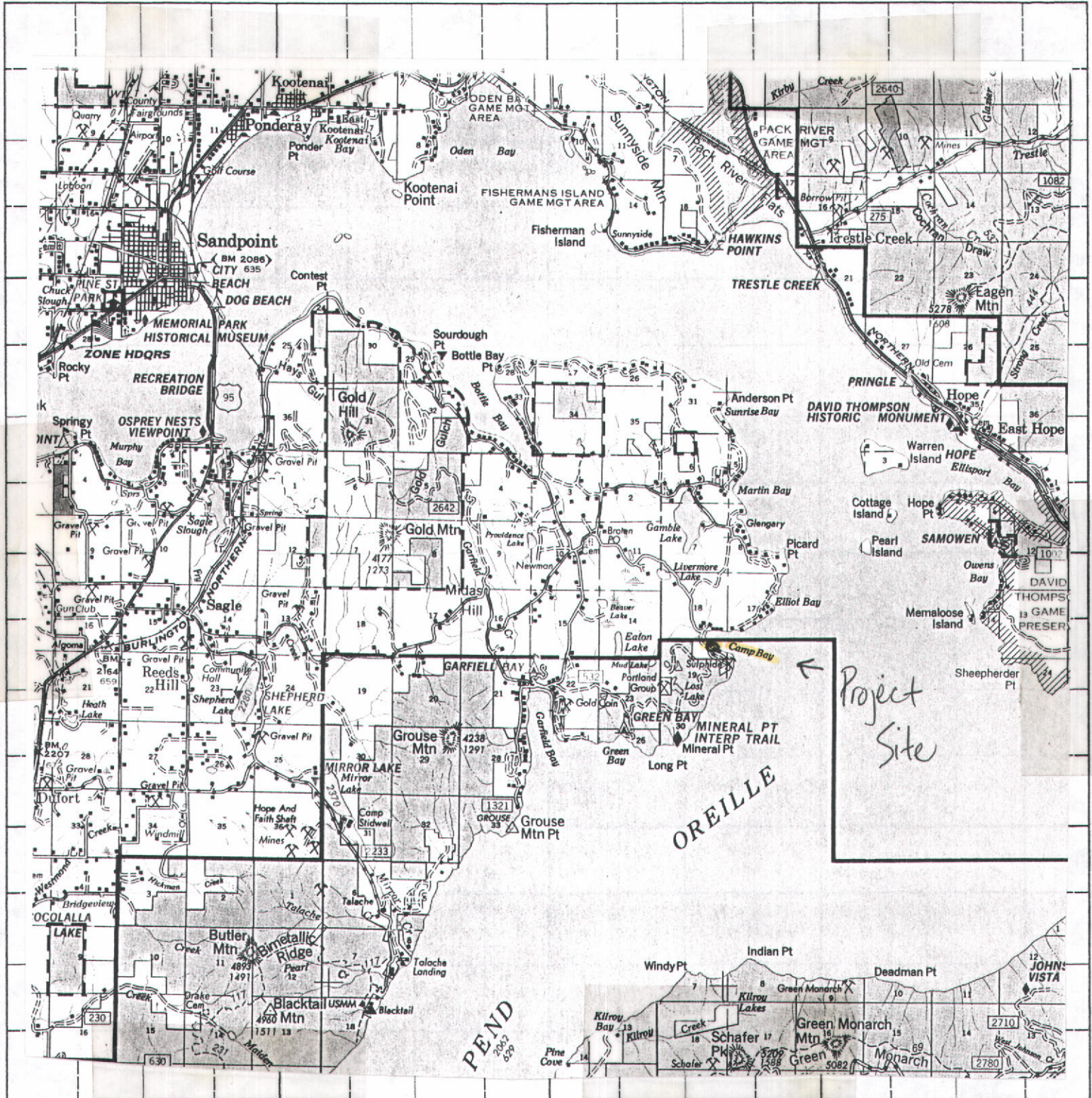


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

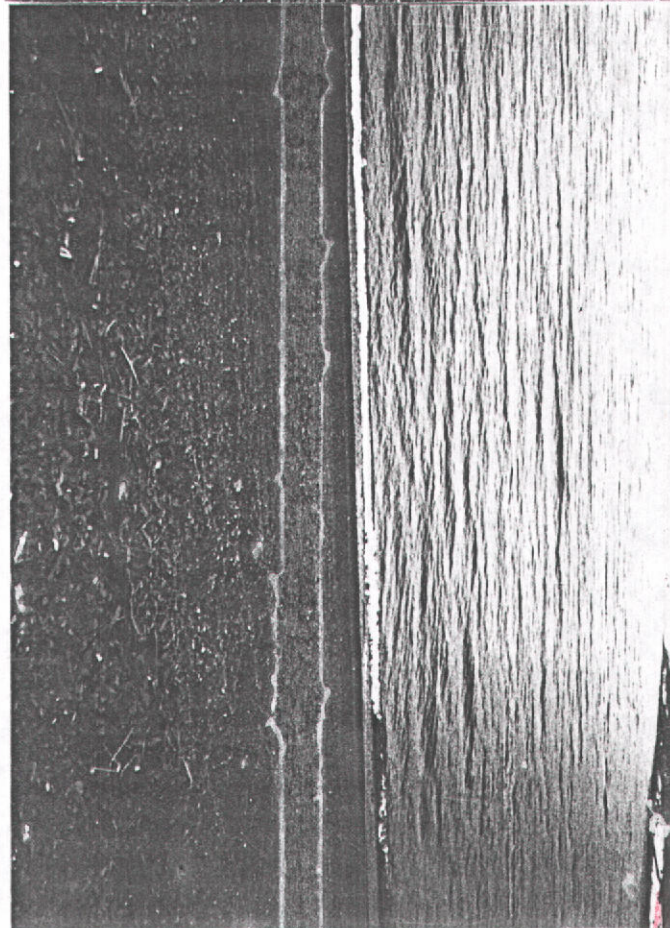
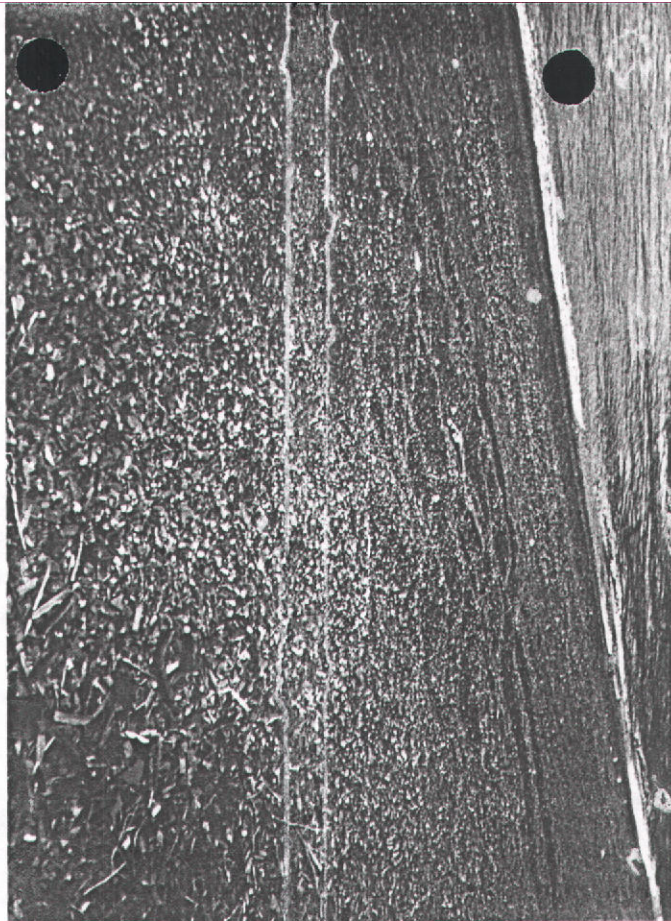
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

E. Dean Hill

(Applicant)

APR 25 1995

Judith L. Hill



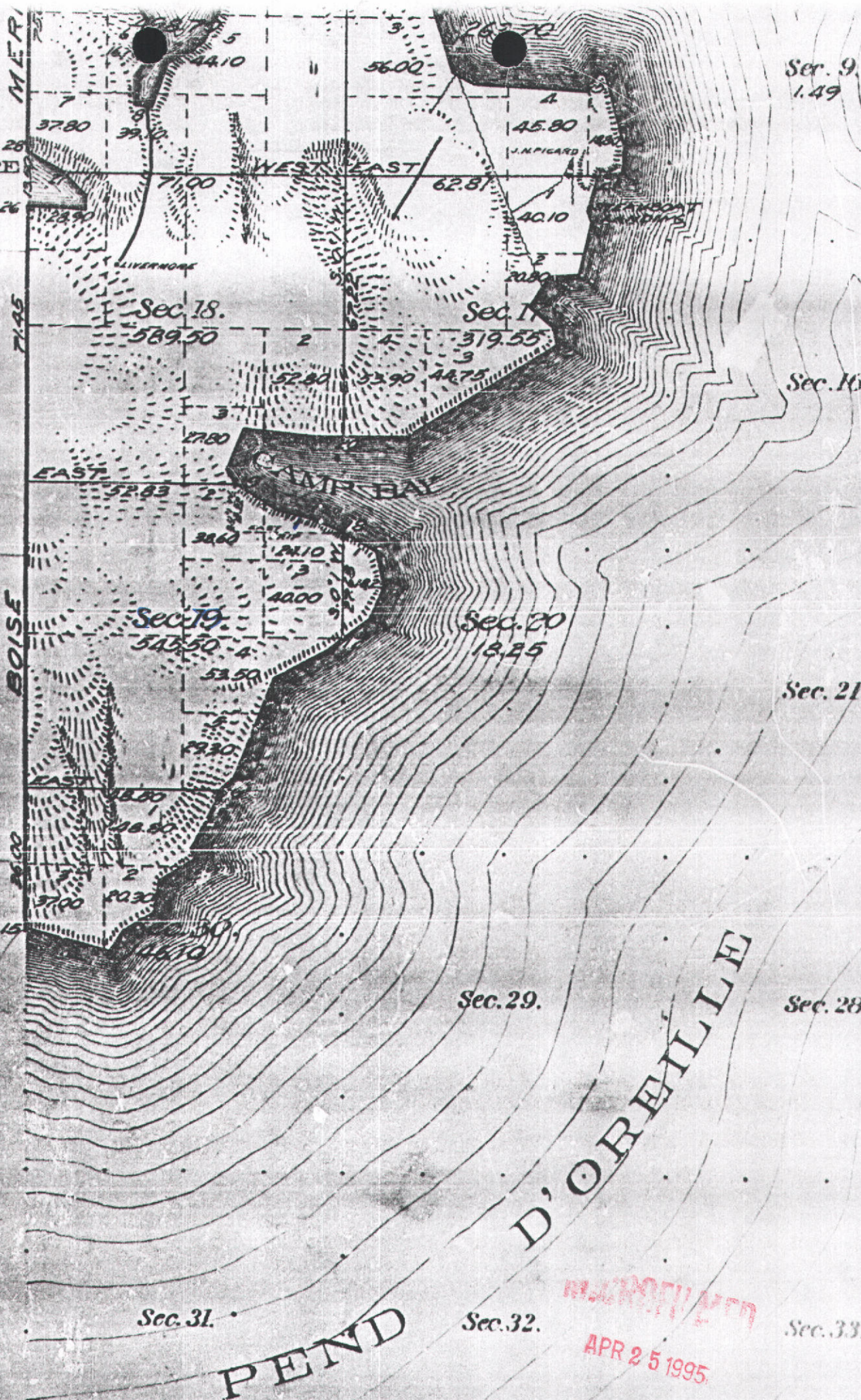
ENCLOSURE

APR 25 1995

LIVERMORE
LAKE

NORTH

TS6N
R01E



Sec. 9.
1.49

Sec. 18.

Sec. 21.

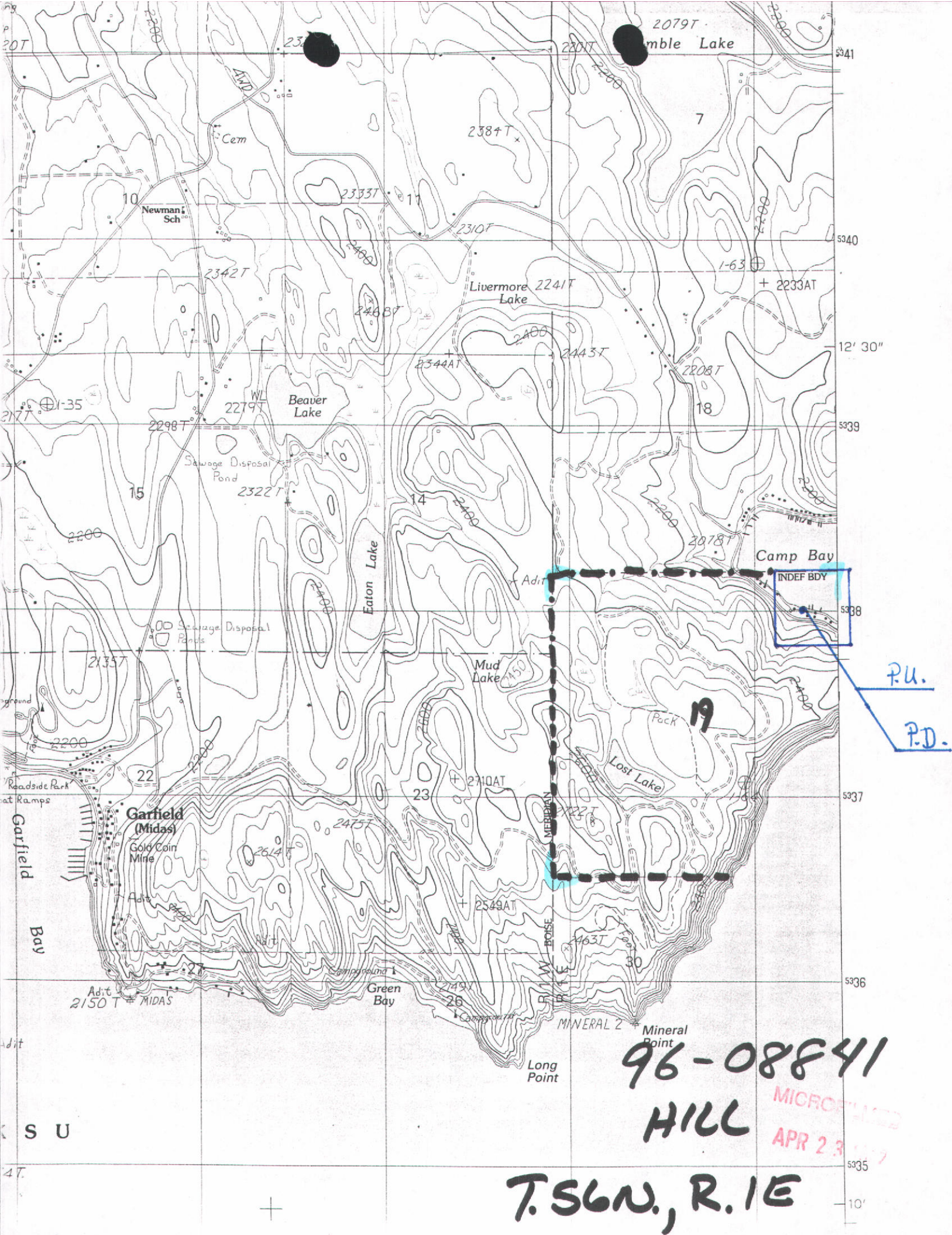
Sec. 28.

Sec. 33.

PEND

D'OREILLE

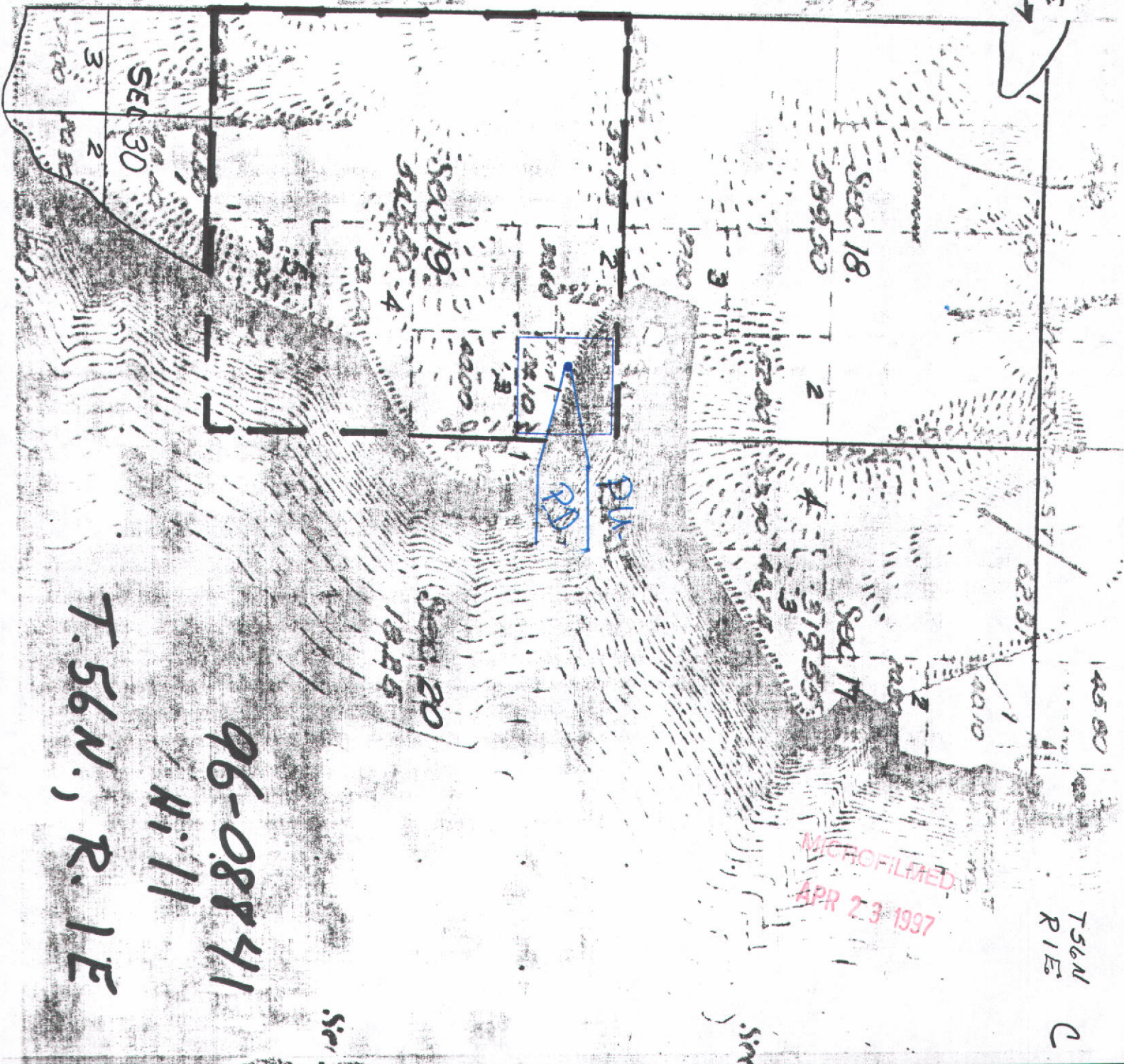
APR 25 1995



LIVERMORE
LAKE →

NORTH

BOISE



PERMIT # 96-08841

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



Place of use



Point of diversion

MICROFILMED
APR 23 1997

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pamela D. Johnson 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 RIGHT

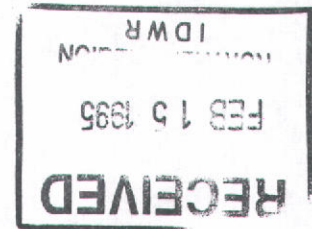
as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 2 day of February, 19 95
and ending on the 9 day of February, 19 95
and that said notice was published in said newspaper.

On this 10 day of February in the year
of 1995, before me, a Notary Public, personally
appeared Pamela D. Johnson,
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.

Cawlyn R. Inge
Notary Public for Idaho

Residing at Sandpoint, Id

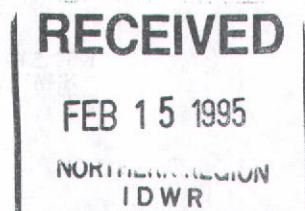
My commission expires: 6/2000



NOTICE OF APPLICATION
FOR WATER RIGHT
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
96-08841
HILL, DEAN
HILL, JUDY
S 3621 HIGH DRIVE
SPOKANE, WA 99203
Source: LAKE PEND OREILLE
Tributary: PEND OREILLE RIVER
Diversion Pt: NENE Sec 19 T 56N
R 01E in BONNER County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 1/19/1995
In: BONNER County
T56N R01E S19 NENE
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 FEBRUARY
20, 1995.
R. KEITH HIGGINSON, Director
SNP#6656 Feb 2, 9, 1995

NOTICE

APR 25 1995



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08841

Priority: January 19, 1995

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that JUDY HILL
DEAN HILL

S 3621 HIGH DR
SPOKANE WA 99203

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 19, 1995; and has submitted Proof of Beneficial Use on April 12, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

PEND OREILLE LAKE tributary to PEND OREILLE 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>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1 (NENE), Sec. 19, Township 56N, Range 01E
BONNER County

PLACE OF USE: DOMESTIC
TWN RGE SEC
56N 01E 19 Lot 1(NENE)

CONDITIONS OF APPROVAL AND REMARKS

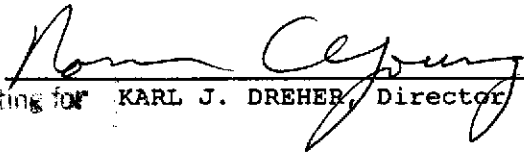
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to 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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

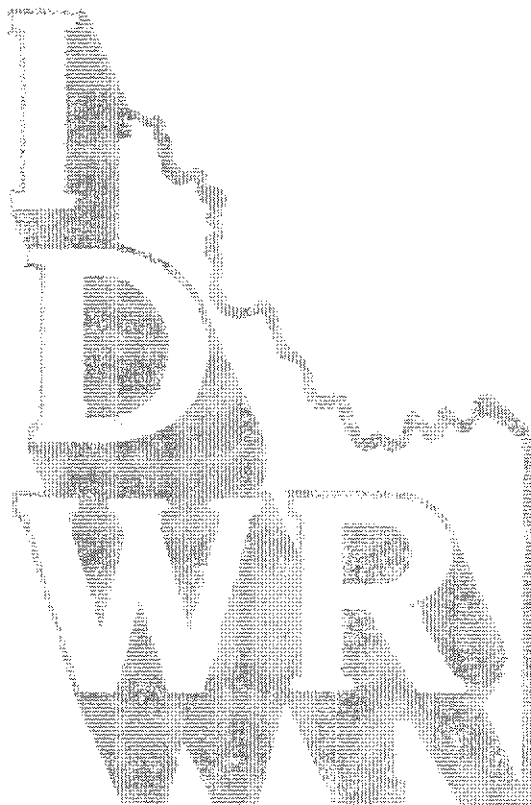
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08841

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 11th
day of FEBRUARY, 19 97.


Acting for KARL J. DREHER, Director



RECEIVED

MAR 27 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or 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. 96-08841 Telephone No. 208-263-6168

2. Name(s) of Permit Holder(s): Dean & Judy Hill

3. Mailing Address: S. 3621 High Dr. Spokane, WA 99203

4. Source of Water: Lake Pend Oreille 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): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.04 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?

Has the measuring device been installed?

Yes _____ or No X
Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required?

Has the measurement port been installed?

Yes _____ or No X
Yes _____ or No X

8. Fee Enclosed: \$ 0 (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: Joe Dean Telephone Number: 208-263-6168

Address: 1000 Kootenai Cutoff Rd. Sandpoint ID 83864

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:

Joe Dean Installer
JMS EXCAVATING
(include your title, if on behalf of company or organization)

Date: 3-24-95

APR 25 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08841

Proposed Priority: January 19, 1995

Maximum Diversion Rate:

0.04 CFS

This is to certify, that JUDY HILL

DEAN HILL

S 3621 HIGH DR

SPOKANE WA 99203

has applied for a permit to appropriate water from:

PEND OREILLE LAKE

tributary of PEND OREILLE RIVER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 19, Township 56N, Range 01E
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

56N 01E 19 Lot 1(NENE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1996.
2. Subject to all prior water rights.
3. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
4. Domestic use is for 1 home.

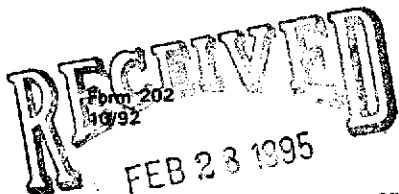
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

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

10th day of March, 1995.

R. Keith Higginson
for R. Keith Higginson, Director

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APR 25 1995



Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-08841

To appropriate the public waters of the State of Idaho

1. Name of applicant Dean & Judy Hill Phone (509)838-5226
Post office address S. 3621 High Drive Spokane, Wa. 99203
2. Source of water supply Lake Pend'Oreille which is a tributary of Pend'Oreille River
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Govt. Lot
Sec. 19 Township 56N Range 1E B.M. Bonner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 ^{CFS} for Domestic 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) 0.04 CFS and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. The installation of a water intake system, which includes 200' of 4" pipe into the lake and (1) Goulds 18E15412 submersible pump sleeved inside of the pipe.
 - b. Height of storage dam N/A 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 N/A 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? N/A; 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 year 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 in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1
- e. Other; describe fully. _____

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
56N	1E	19	D																

Total number of acres to be irrigated _____

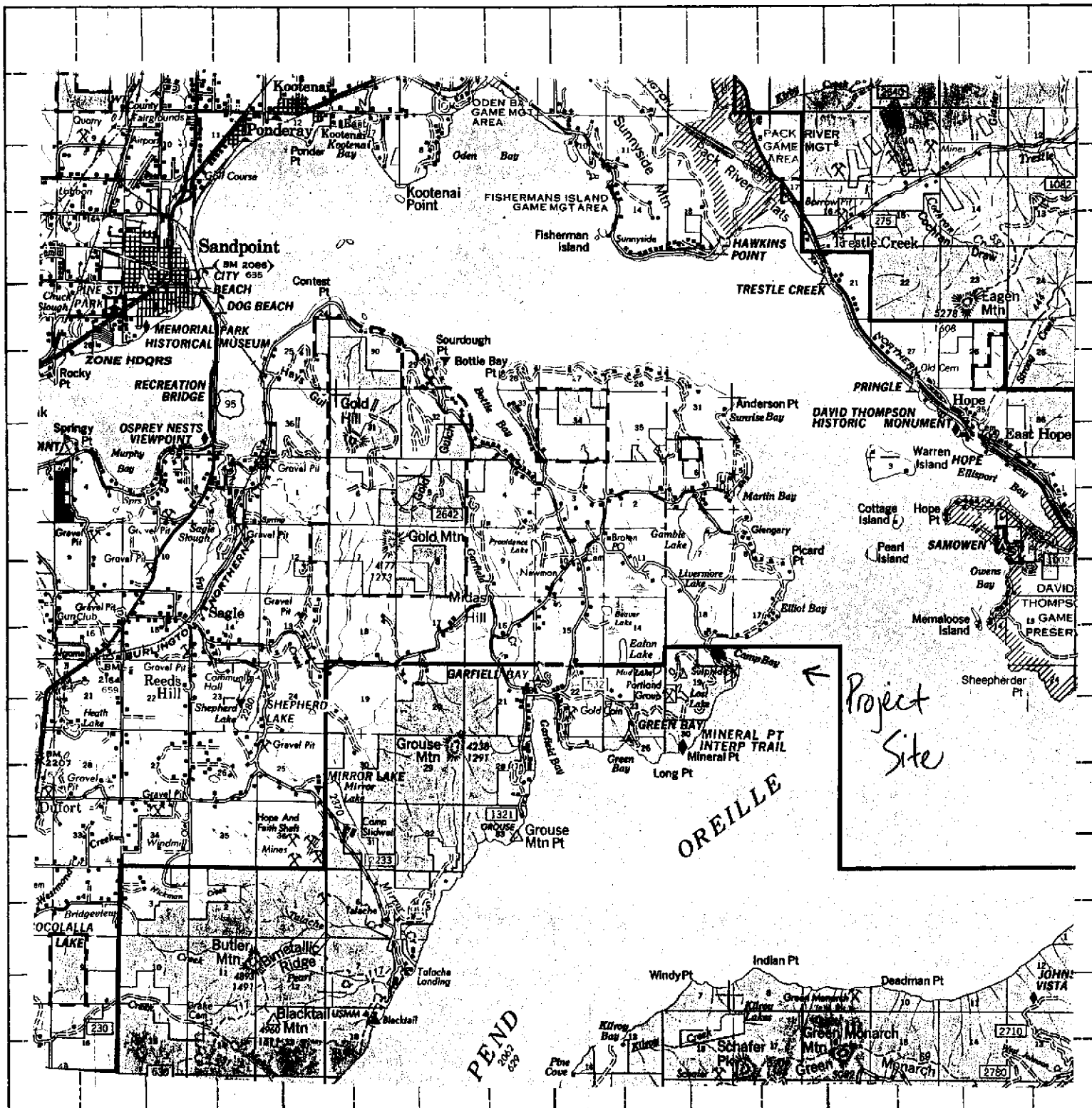
10. Describe any other water rights used for the same purposes as described above. _____
Domestic Use Only

11. a. Who owns the property at the point of diversion? Dean & Judy Hill
- b. Who owns the land to be irrigated or place of use? Dean & Judy Hill
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. N/A

12. Remarks: _____

APR 25 1995

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

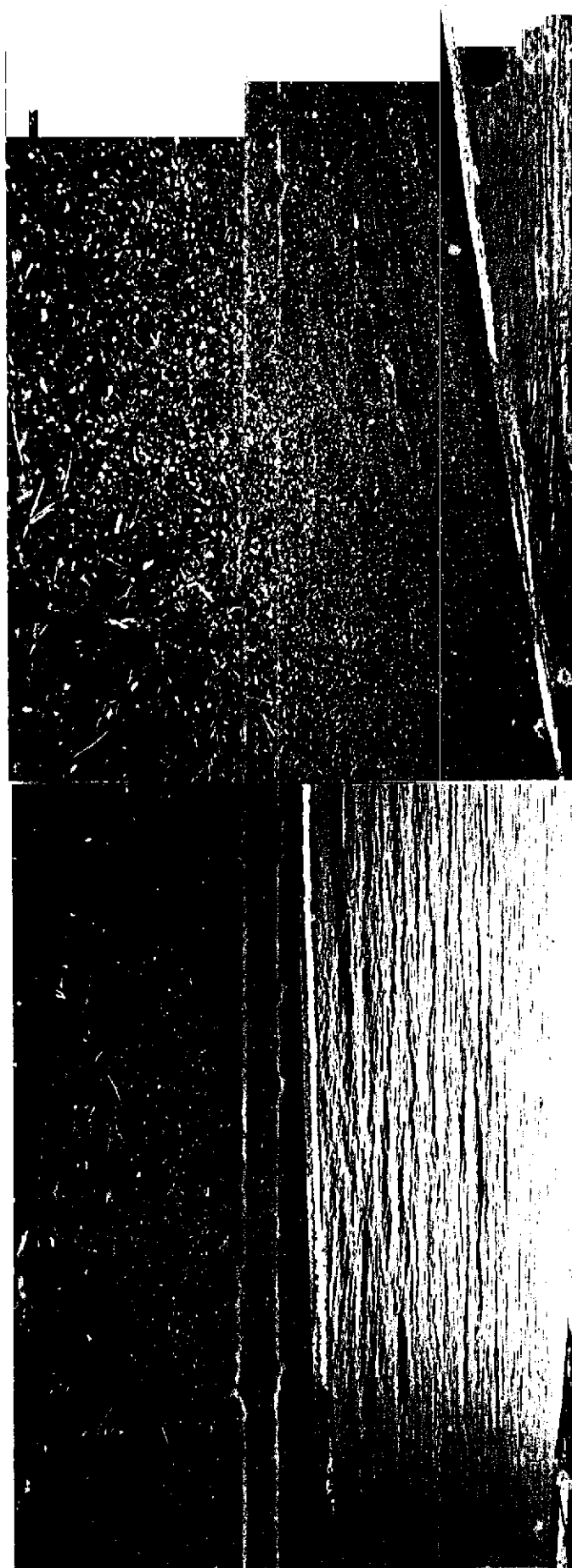


Scale: 2 inches equal 1 mile.

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.

E. Dean Hill
(Applicant)

APR 25 1907
Judith D. Hill



APR 25 1995

Received by Pynt Date 1/19/95 Time 10:00AM Preliminary check by B
Fee \$ 5000 Receipted by Pynt # N8561 Date 1/19/95
Publication prepared by Pynt Date 1/25/95 Published in Bonaer Co Daily Bee 2/28/95
Publication approved Pynt Date 2/15/95

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 _____.

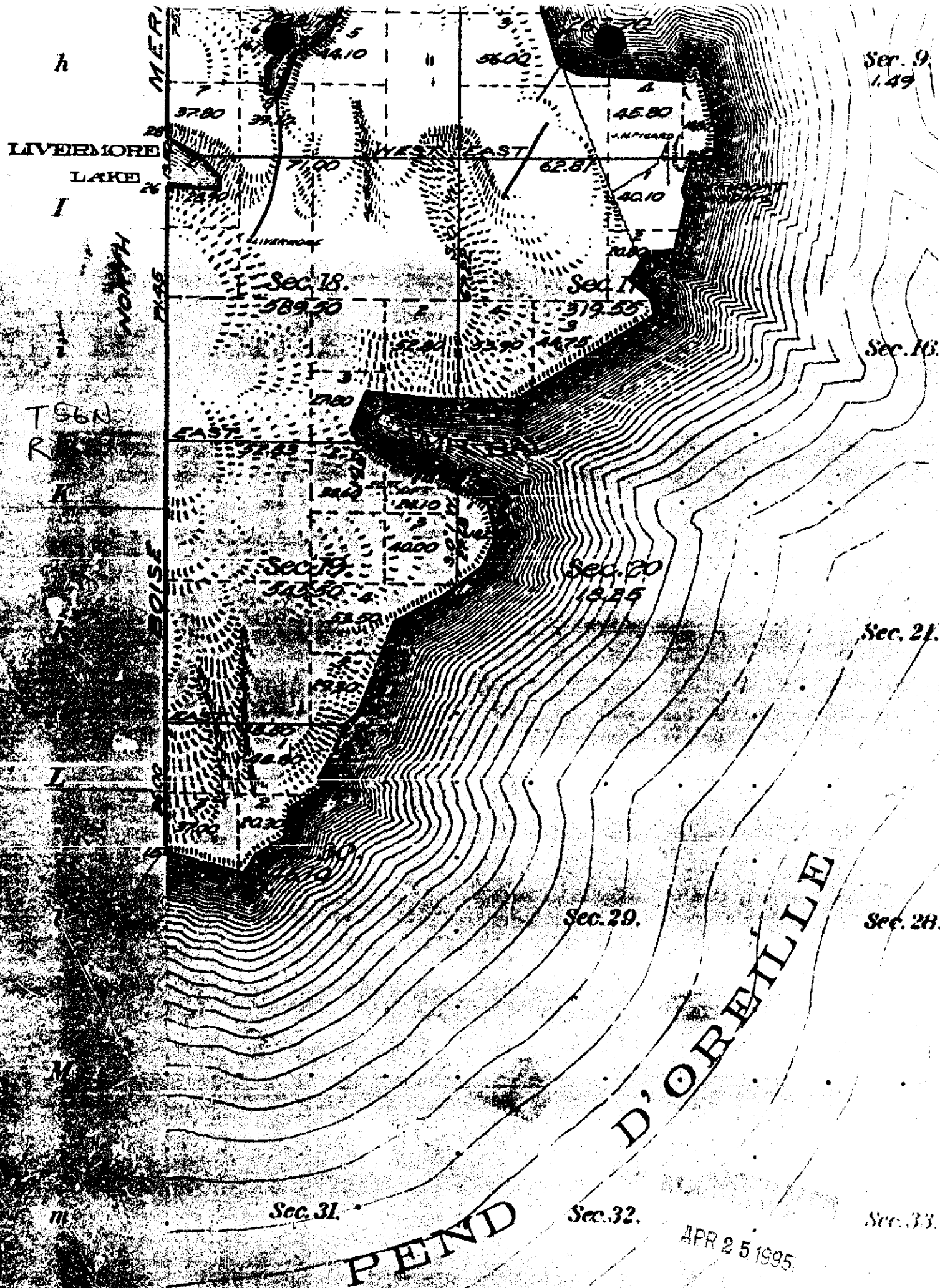
1. Approval of said application is subject to the following limitations and conditions:

- 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:

APR 25 1995



Application
96-08841





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

February 12, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JUDY AND DEAN HILL
S 3621 HIGH DR
SPOKANE WA 99203

RE: WATER RIGHT NO. 96-08841

Dear Water Right Holders:

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 within fourteen (14) days after issuance 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.

RECEIVED
FEB - 12 1997

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.

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 questions, please contact me at (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:pah

c: Northern Region

Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 12th day of **February, 1997**, 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. 96-08841

**JUDY AND DEAN HILL
S 3621 HIGH DR
SPOKANE WA 99203**

Patti Harrell

Patti Harrell
Secretary

MEMORANDUM

TO: File 96-08841

FROM: Sharla

DATE: February 3, 1997

RE: Recommendation Adjustment(s)

The final license recommendations for Right 96-08841 are based on the following:

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
----------	-------------	----------	---------

The domestic component is for in-house use only; the rate has been adjusted accordingly.

Examiner: D. Pagel

Exam Date: August 21, 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08841

DATE 2/3/97

REVIEWER: SHARLA

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

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.04</u> cfs	
Fee limit	<u>.20</u> cfs	<u>\$5000</u>
Measured	<u>—</u> cfs	
Theoretical	<u>.04</u> cfs	<u>1 1/4" pipe -- .04 cfs</u>
		Recommended Total Div Rate <u>.02</u> cfs

ANNUAL VOLUME/
NATURE OF USES —

<u>✓</u> Use <u>Dom</u>	Volume Calculation
	<u>.6 (in hours)</u> af
	<u>—</u> af
	<u>—</u> af
	<u>—</u> af
SUBTOTAL	<u>.6</u> af

Flow rate .02 cfs X 365 days X 1.98 af = 14.5 af
 Total volume recommended .6 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

1/1 home - irrig not incl.

CONDITIONS — Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A
 Adjustment Memo dom rate

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 19 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08841

1. Owner: Dean, Judy Hill Phone No. (509) 838-5226

Current Address: 5. 3621 High Dr. Spokane WA. 99203

2. Accompanied by: N/A EXAM DATE: 8-21-96

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Pend Oreille Lake tributary to Pend Oreille River

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NO

2. Other water rights with the same point of diversion: NO

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		NE	NE	19	56N	1E	Bonner	U.S.G.S. Topo, metzer govt. lot maps

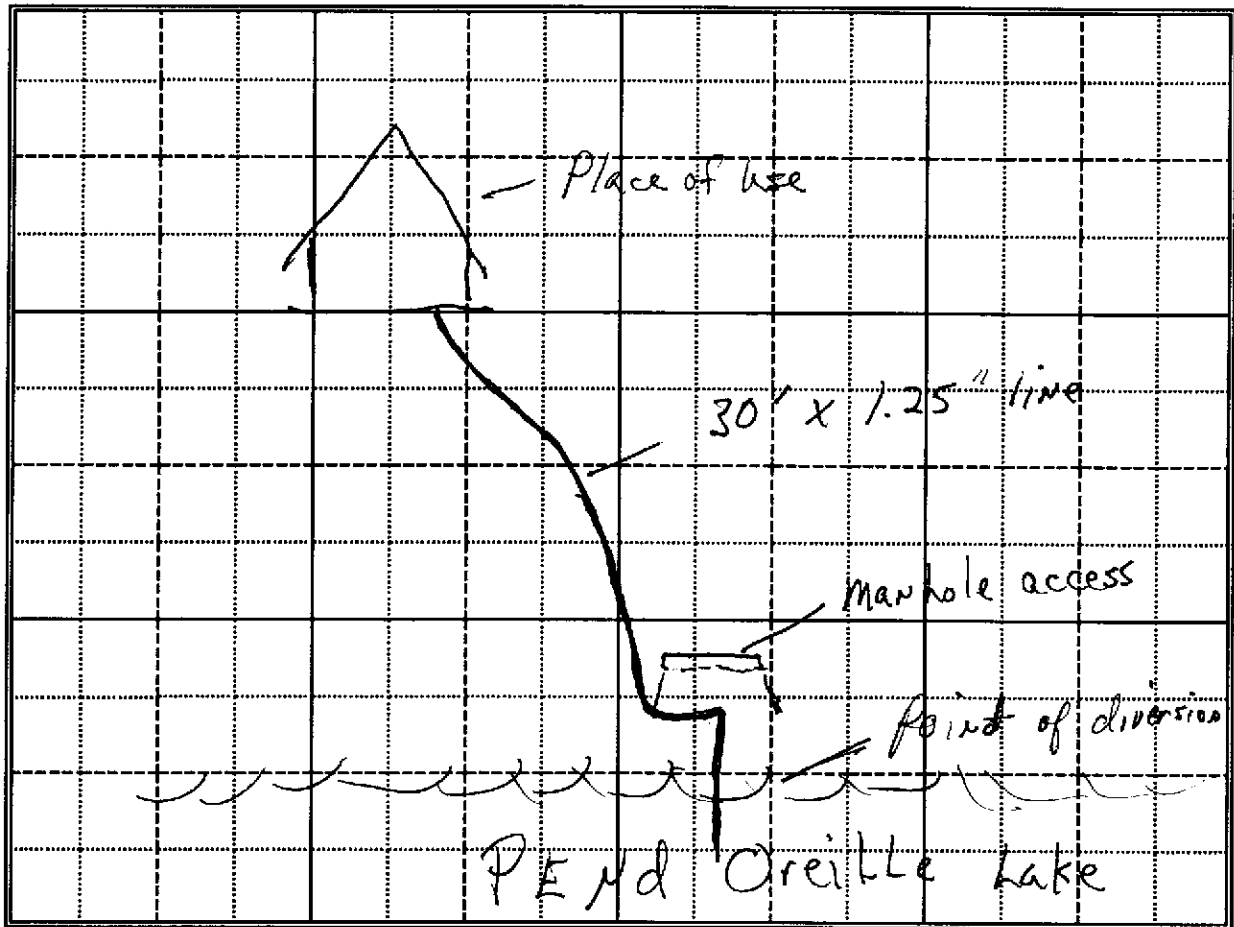
2. Place(s) of Use:

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	1E	19	GL 01																

APR 23 1997

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.*	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.

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

2. Measurements: _____

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from Pond Oreille Lake by use of a
1 hp submersible pump, that is located in approx 30ft of water
200 ft. from the shore. Water is pumped to the place of use through
a 1.25" line

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

RECEIVED

APR 23 1957

Measured Method:

Additional Computation Sheets Attached

See Theoretical Calculations

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$$V_{LR} = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From

Period of Use To

15-21

Rate of Diversion

U (cts)

60.

Annual Volume

V (afa)

7

2. Recommended Amendments

— Change P.D. as reflected above

— Change P.U. as reflected above

Add P.D. as reflected above _____
Add P.U. as reflected above _____

None _____
Other _____

I. AUTHENTICATION

Field Examiner's Name _____

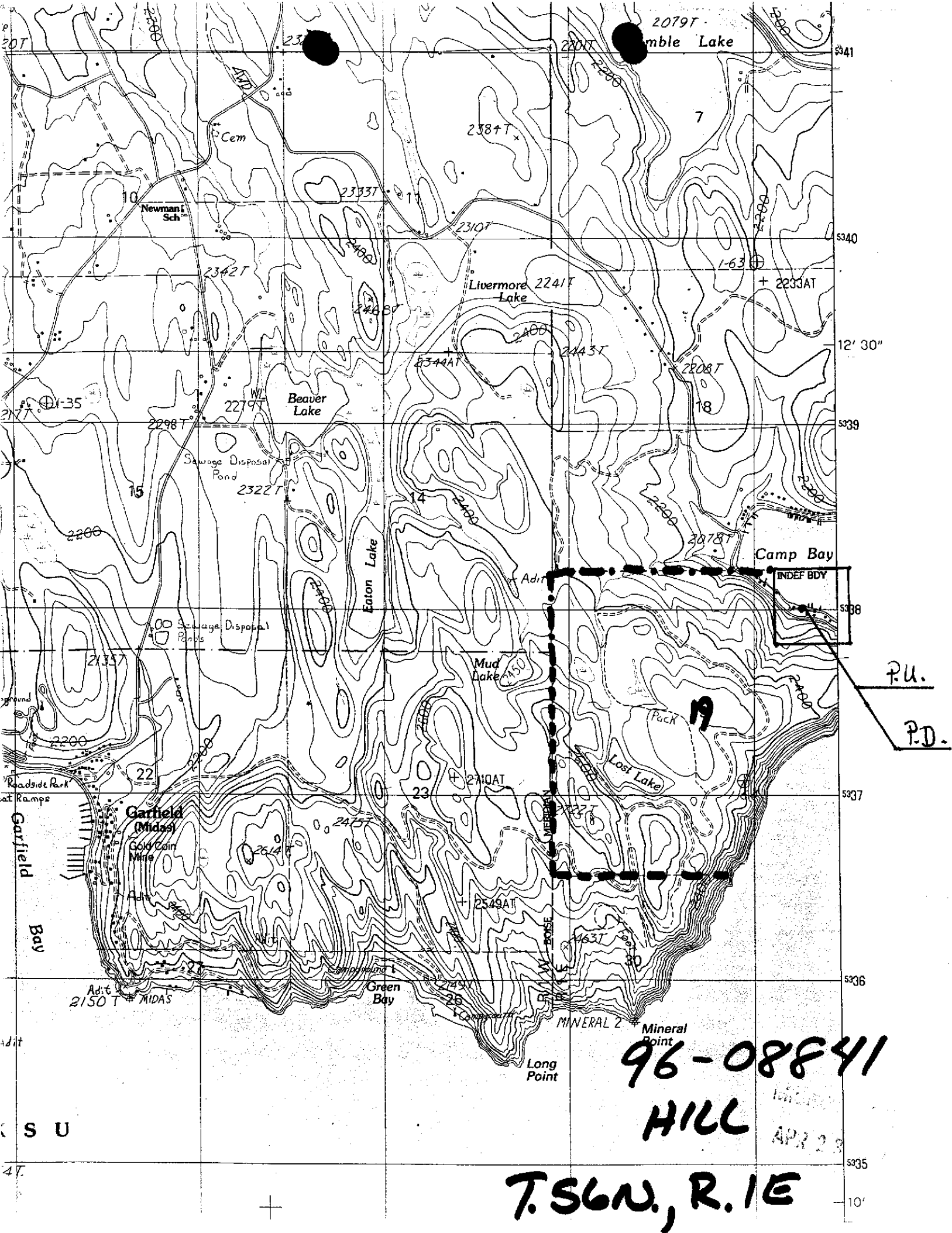
D. Paset

Date _____

Aug. 21, 1996

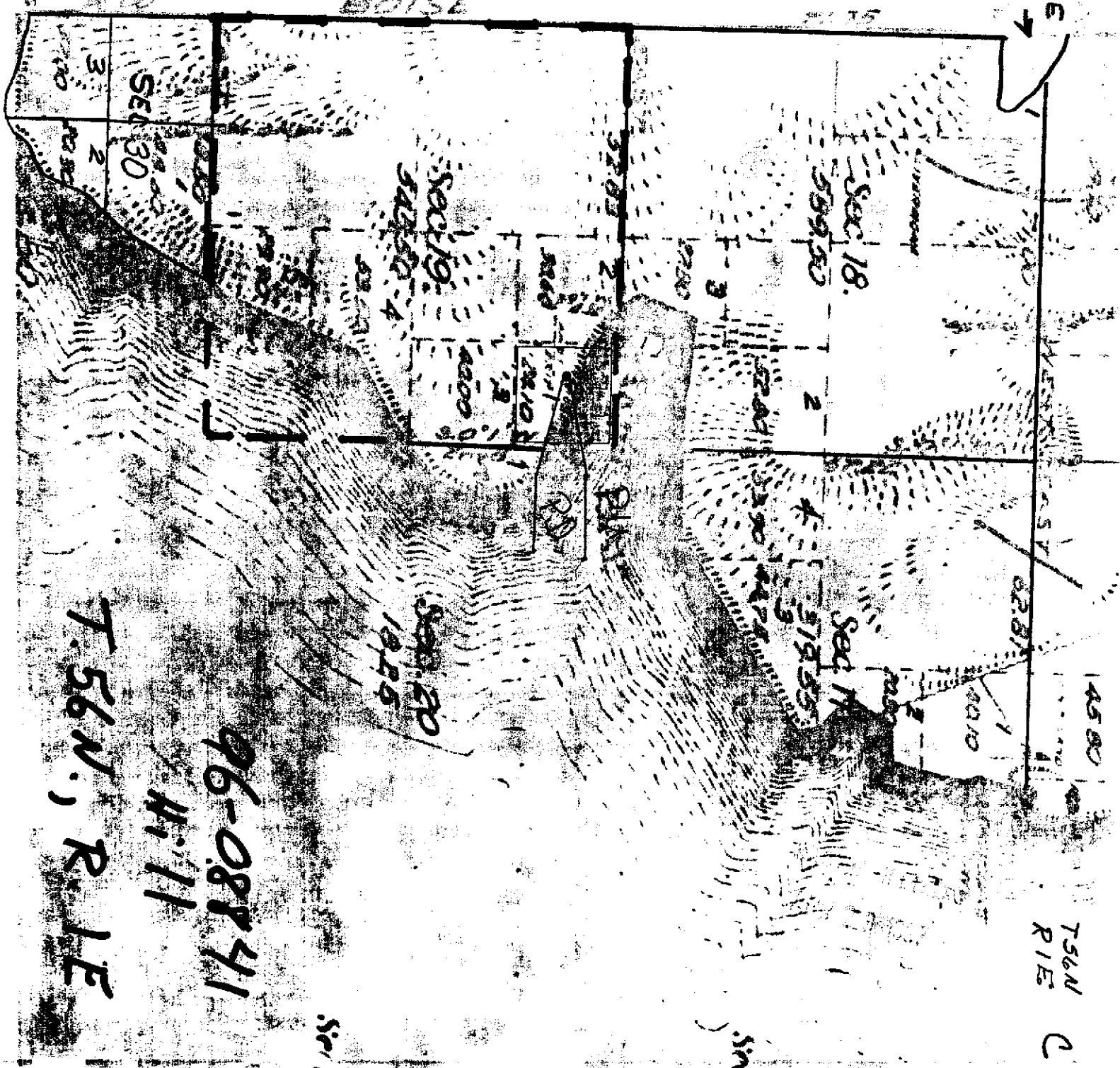
Reviewer _____
Date _____

SEAL



LIVERMORE
LAKE →

NORTH



T. 56N., R. 1E

96-08841

1111

T56N
R1E
C

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: DEAN HILL 96-08841

DATE: 21-AUG-96

COMPLETE BY: PAGEL

HORSEPOWER = 1

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 30 FEET

SYSTEM PRESSURE = 50 PSI

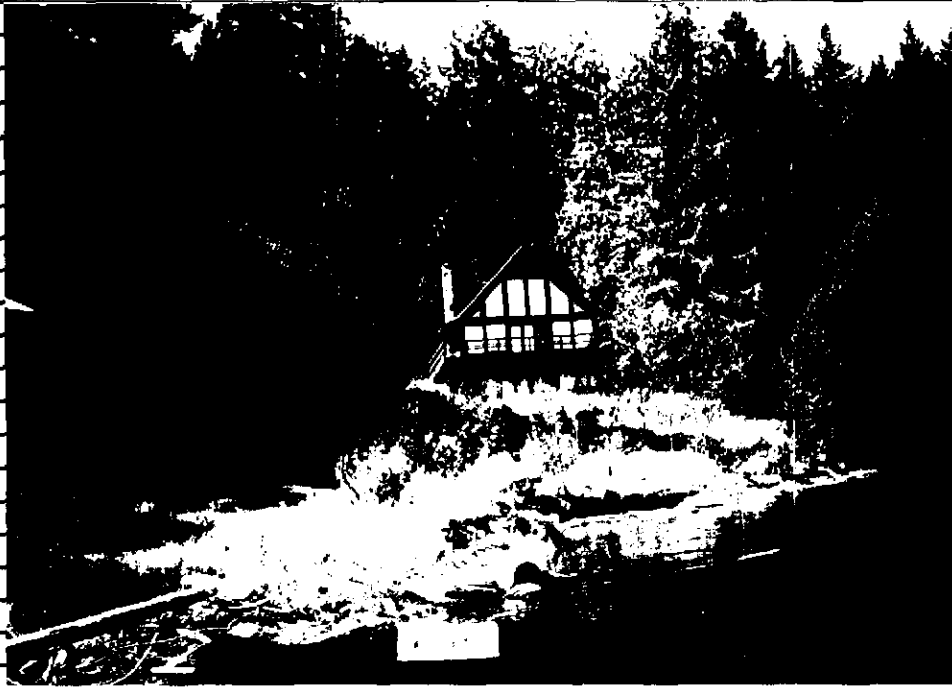
QUANTITY = 0.04 CFS

21 AUG 1996
2:23 PM

PERMIT # 96-08841

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Place of use



Point of diversion

Called 8-7-76
1st call busy - 2nd call no answer

Exhibit 4

TELEPHONE CONVERSATION MEMORANDUM

Permit No. 96-08841 Name of Contact Dean Hill
Employee _____ (509) 838-5226

Date set for examination: _____

Time _____

Directions N 95 - Eagle - Garfield Bay - Eagle Rd → Y - Camp bay
past Bottle bay, 2nd town on Rt. green sign - camp bay follow to end of Bay - Rt private Rd.
uphill, past Volt sign, 2nd past brand new house, 1st cattle gate, past CDX
Are all the uses on the permit developed? yes

Are there existing water rights used for the same purpose? no

How many points of diversion are used? 1

What is the estimated flow at each point of diversion? _____

Number of Acres irrigated by each P/D _____

Size of Motor used for each P/D 1 Hp Submersible

Estimate of depth to water 30' deep

How many laterals are used? _____

Length and size of mainline 1.25" 200' out

Pressure at well _____

Pressure at sprinkler head _____

Have conditions of approval been complied with? _____

Is land under CRP? yes _____ no _____ (Review Permit Processing Administrative Memorandum #11 for conducting exams for CRP land)

Bill Buckmaster

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08841 Reviewed by [Signature] Date 3-30-95

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?
0 Amount Submitted
no 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

*Request 50.00 lic. exam fee
4/12 - fee received - Proof acceptable*

DATA ENTRY

New Address _____ Proof Made 4-12-95

April 24, 1995

JUDY HILL
DEAN HILL
S 3621 HIGH DR
SPOKANE WA 99203

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08841

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

APR 25 1995



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

March 30, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Judy and Dean Hill
S 3621 High Dr.
Spokane, WA 99203

RE: Permit No. 96-08841

Dear Permit Holder:

Returned is a copy of the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, the proof can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

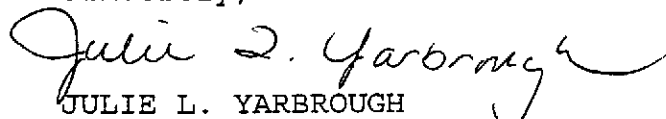
1. The water right must use a **groundwater** (well) source, **and**;
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use Pend Oreille Lake (surface) for your source. Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the copy of the proof form and the license examination fee at your earliest convenience.

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

Sincerely,


JULIE L. YARBROUGH
Senior Secretary

APR 25 1995

Enclosure



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

R. KEITH HIGGINSON
DIRECTOR

March 14, 1995

JUDY HILL
DEAN HILL
S 3621 HIGH DR
SPOKANE WA 99203

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08841

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. 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

APR 15 1995
APR 25 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 96-8841 Name: Hill Date: 3/6/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: N 9861 Priority: 1/19/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Prehearing agreement) or W19(See 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. (POU cmp) - 01M, 803(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):

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

RIVER BASINS (*Surface water):

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

USE:

Domestic (surface) - 021(Boise R + L Peak); 064(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10;044(N 1000 Spr)
Irr - 5 acres - 057 (0.03 cfs/A)
+ 5 acres - 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. - 030 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - <SEE CONDITION 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:

0.001/1

BENEFICIAL USE DUE: - 3-1-1996

COMMENTS:

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

FEB 23 1995

Department of Water Resources

APPLICATION # 96-08841

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

APPLICANT: HILL BY: AB DATE: 1/19/95

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, 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: 1/19/95

____ (Include Moratorium Remark)

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

SB Thru OK

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

2/15 ____ Affidavit of publication received

2/15/95 ____ Application published correctly, If not, record action taken: _____

1/25/95 ____ Publication dates and paper recorded on application | Sr. Agent initial AB

☒ Protests received. Final protest date: 2/20/95

☒ Measuring device required

☒ Measuring port required

☒ Special conditions: _____

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

Approval Recommended by: AB PYA Date: 2/22/95

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pamela D. Johnson 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 RIGHT

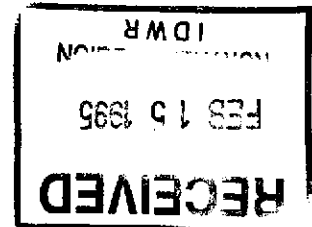
as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 2 day of February, 19 95
and ending on the 9 day of February, 19 95
and that said notice was published in said newspaper.

On this 10 day of February in the year
of 1995, before me, a Notary Public, personally
appeared Pamela D. Johnson,
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.

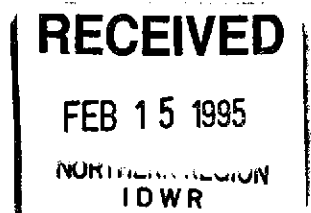
Claudia K. Inge
Notary Public for Idaho

Residing at Sandpoint, Id

My commission expires: 6/2000



**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:
96-08841
HILL, DEAN
HILL, JUDY
S3621 HIGH DRIVE
SPOKANE, WA 99208
Source: LAKE PEND OREILLE
Tributary: PEND OREILLE RIVER
Diversion Pt: NENE Sec 19 T 56N
R 01E in BONNER County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 1/19/1995
In: BONNER County
T56N R01E S18 NENE
For additional information con-
cerning the property location, call
the Northern Regional Office at
(208) 763-1430.
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 FEBRUARY
20, 1995.
R. KEITH JONES, Director
SNP#555 Feb 2, 1995



APR 25 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

~~Philip E. Batt~~
Governor

R. KEITH HIGGINSON
Director

January 25, 1995

Dean and Judy Hill
S. 3621 High Drive
Spokane, WA 99203

Re: Water Appropriation Application No. 96-08841

Dear Mr. and Mrs. Hill:

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.

Your appropriation application is currently being prepared for advertising in the 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. 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. However 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.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

APR 25 1995

96-08841

HILL, DEAN
HILL, JUDY
S 3621 HIGH DRIVE
SPOKANE, WA 99203

Source: LAKE PEND OREILLE

Tributary: PEND OREILLE RIVER

Diversion Pt: NENE Sec 19 T 56N R 01E in BONNER County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 1/19/1995

In: BONNER County
T56N R01E S19

NENE

APR 19 1995