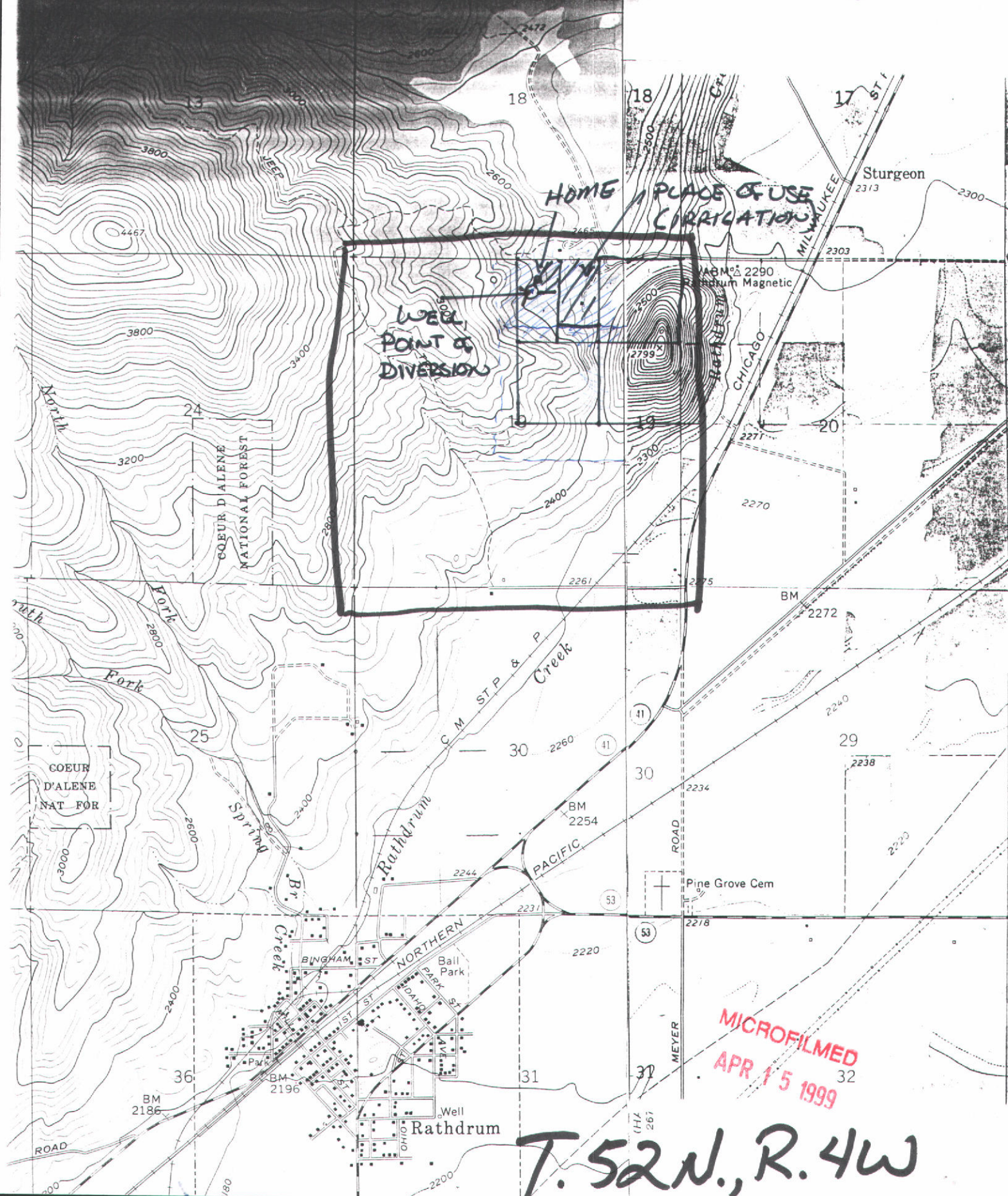


irrigation = 11/11



- 0.05 cfs total  
to irrigate 20 acres.

- Same ~~situation~~ situation  
as Fritts-86-7362  
See memo in  
86-7362.

FOR OFFICE USE ONLY  
Amt. of Fee \$: 50  
Receipt No. 105956  
Receipt By: JS  
Date Received: 10-7-03

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED  
OCT - 9 2003  
Department of Water Resources

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.

1. Permit No. 95-8998 Telephone No. \_\_\_\_\_

2. Name of Permit Holder(s): ELEN CARSEN

3. Mailing Address: W 6734 SURGEON RD

City RATADRUM State ID Zip 83858

4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. \_\_\_\_\_ / yr. \_\_\_\_\_

Well Driller: \_\_\_\_\_ Drilling Permit Number: \_\_\_\_\_

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

Domestic (No. of households): 1 Stockwater (No. and type of stock): 30

Irrigation (No. of acres): 20 Other: \_\_\_\_\_

6. Total rate of diversion and/or volume for which proof is submitted: .05 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 \_\_\_\_\_

8. Fee Enclosed: \$ 50 (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: SAME AS ABOVE Telephone Number: \_\_\_\_\_

Address: \_\_\_\_\_

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

Signature of permit holder: Elen Larsen Date: 10-07-03  
(include your title, if on behalf of company or organization)

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MAR 29 2004

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 95-08998

Proposed Priority: October 22, 1998      Maximum Diversion Rate: 0.05 CFS

This is to certify, that **ELLEN LARSEN**

W 6700 STURGEON

RATHDRUM ID 83858

has applied for a permit to appropriate water from: **GROUNDWATER**

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> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.05 CFS                 |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 |
| DOMESTIC              | 01/01 to 12/31       | 0.02 CFS                 |
|                       | Totals               | 0.05 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 19, Township 52N, Range 04W  
KOOTENAI County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|--------------|--------------|--------------|
| 52N 04W 19         | NWNW 20.0    |              |              | 20.0         |

Total number of acres irrigated: 20.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION 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 **December 1, 2003**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

**MICROFILMED**

APR 15 1999

State of Idaho  
Department of Water Resources

# Permit To Appropriate Water

NO. 95-08998

## CONDITIONS OF APPROVAL AND REMARKS

7. Domestic use is for 1 home (a bed and breakfast inn) and does not include lawn, garden, landscape, or other types of irrigation.

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

14<sup>th</sup> day of December, 1998.

*Karl J. Dreher*  
for Karl J. Dreher, Director

MICROFILMED

APR 15 1999

RECEIVED

DEC 4 1998

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of Applicant Ellen Larsen Phone 687 9333  
Mailing address W6700 Sturgeon Rathdrum ID 83858
2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township S2N Range 4W Sec. 19 in the NE 1/4, NE 1/4, NE 1/4, Govt. Lot \_\_\_\_\_, B.M., Kootenai County;  
additional points of diversion if any: \_\_\_\_\_

## 4. Water will be used for the following purposes:

- 43 Amount 0.02 for DOMESTIC purposes from 4 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
- 44 Amount 0.02 for STOCKWATER purposes from 4 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)
- 45 Amount 0.05 for IRRIGATION purposes from 4/15 to 11/15 (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) 0.05 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum

## 6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source WELL & PUMP
- b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet
- c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet
- d. Is ground water with a temperature of greater than 85° F being sought? \_\_\_\_\_
- e. If well is already drilled, when? \_\_\_\_\_; Drilling firm \_\_\_\_\_  
Well was drilled for (well owner) \_\_\_\_\_; Drilling Permit No. \_\_\_\_\_

7. Time required for completion of works and application of water to proposed beneficial use is 5 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 HOME / BED & BREAKFAST INN
- e. Other; describe fully. \_\_\_\_\_

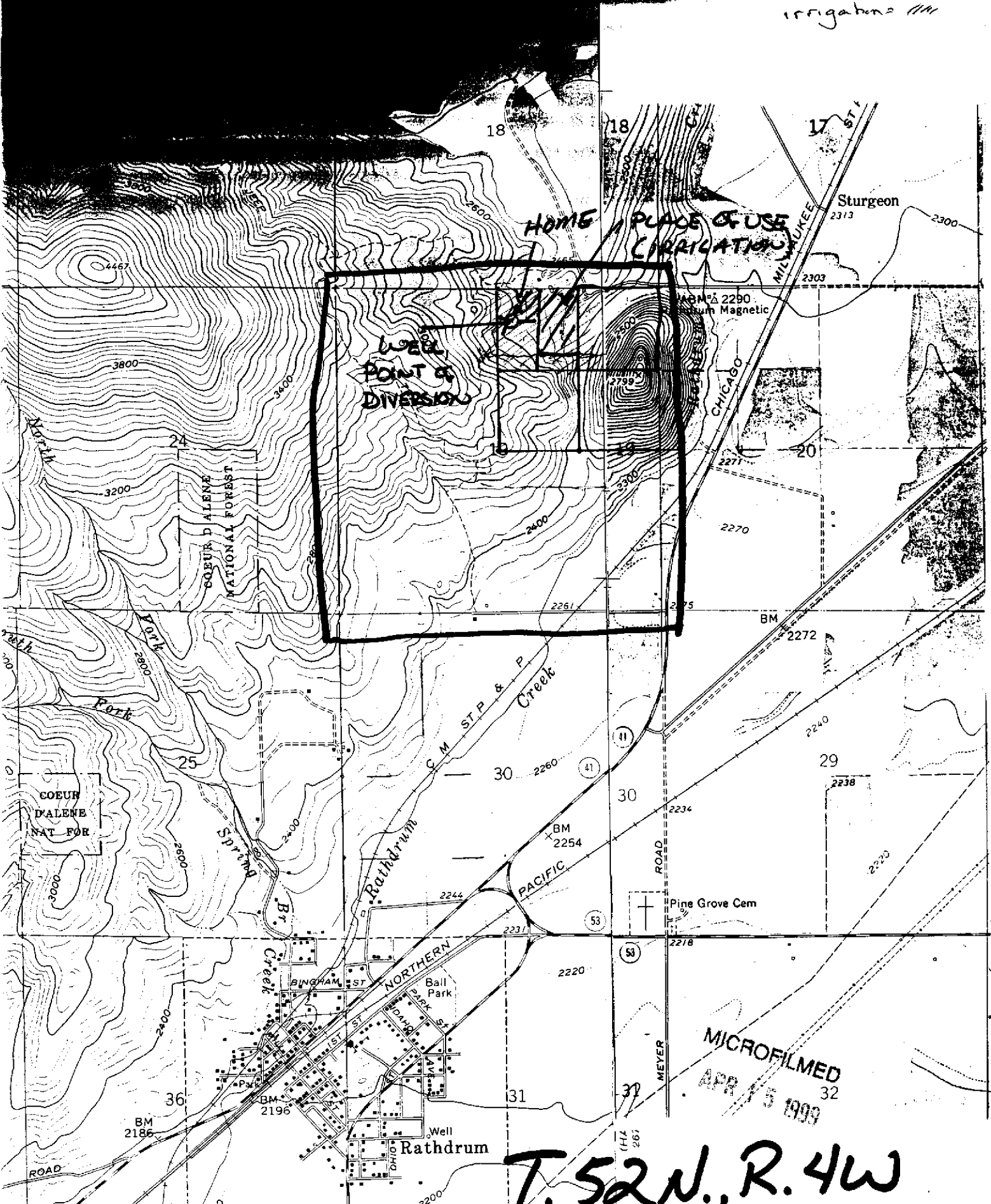
MICROFILMED  
APR 15 1999\* max allowable <sup>for</sup> domestic in house on 1 home. 12/9/98 cz.

9. Description of place of use:

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

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

irrigation



T. 52N., R. 4W



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

January 15, 2004

ELLEN LARSEN  
W 6734 STURGEON RD  
RATHDRUM ID 83858

### PROOF ACKNOWLEDGMENT LETTER

**RE: PERMIT NO. 95-8998**

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: [www.idwr.state.id.us](http://www.idwr.state.id.us).

If you have questions, please contact the **Northern** Regional Office of the department in Coeur d'Alene (208) 769-1450.

Sincerely,

Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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MAR 28 2004

## ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-8998

Reviewed By: dgibson

Date: January 14, 2004

|                                   | <u>Yes</u> | <u>No</u> |                                  | <u>Yes</u> | <u>No</u> |
|-----------------------------------|------------|-----------|----------------------------------|------------|-----------|
| Proof received timely?            | X          |           | Drilling permit required?        | X          |           |
| License examination fee required? | X          |           | Drilling permit No.:             |            |           |
| Appropriate fee submitted?        | X          |           | Drilling permit upgrade needed?  |            |           |
| Receipt No.:                      |            | N015956   | Well driller's report filed?     |            | X         |
| Additional Amount Due:            |            |           | Measuring device required?       |            | X         |
| Name and address same as permit?  |            | X         | Measuring device installed?      |            |           |
| Are the water uses correct?       | X          |           | Measure device waiver requested? |            |           |

### Priority Calculation

|                     |              |
|---------------------|--------------|
| Date proof received | 10/07/2003   |
| Date proof due      | - 12/01/2003 |
| Lapse notice sent   | -            |
| No. of days late    | = 0          |
| Holiday allowance   | +            |
| Priority date       | + 10/22/1998 |
| New priority date   | = 10/22/1998 |

### Deficiencies of Actions Items

Acknowledge permit.

September 30, 2003

ELLEN LARSEN  
W 6734 STURGEON RD  
RATHDRUM, ID 83858

PROOF DUE NOTICE

RE: PERMIT NO. 95-8998

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 01, 2003. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

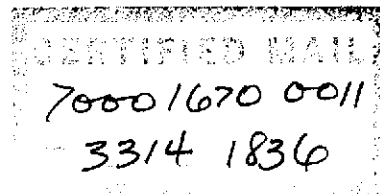
Sincerely,

Deborah J. Gibson, Administrative Assistant  
Water Allocation Bureau

Enclosures

MICROFILMED

MAR 29 2004





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

December 16, 1998

PHILIP E. BATT  
GOVERNOR

ELLEN LARSEN  
W 6700 STURGEON  
RATHDRUM ID 83858

KARL J. DREHER  
DIRECTOR

### PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08998

Dear Permit Holder:

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

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

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

Sincerely,

Shelley W. Keen  
Water Rights Supervisor

MICROFILMED

APR 15 1999

SK:klt

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of December, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 95-08998

ELLEN LARSEN  
W 6700 STURGEON  
RATHDRUM ID 83858

  
Kari Lynn Townsend  
Secretary

MICROFILMED

APR 15 1999

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

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

### PETITION FOR RECONSIDERATION

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

### EXCEPTIONS AND BRIEFS

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

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

### ORAL ARGUMENT

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

MICROFILMED  
APR 15 1994

### CERTIFICATE OF SERVICE

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

### FINAL ORDER

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

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

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

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

### APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

# APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by *Cindylon*No.: 95-8948 Name: Larsen Date: 12/9/98 Ad OK?        / Gvmt Lts:       

AREA OF CONCERN: - No/Yes:        Mor /        GWMA / Trust / Non-trust  
 PROTESTED: - 020 (Protest Agreement) or \*W19 (Order)

SYSTEM COMPLETED:  
     > 1 year - 26A-P17  
     ≤ 1 year/no proof - P16  
 GROUNDWATER: (✓ FLO-CH)  
     WMD (✓ MAP) - North / East / West  
     > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)  
     ≤ 0.24 cfs/5 acres - No MD  
     WMD Supplemental use - 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)  
     - ~~0.24 cfs/5 acres~~ - 01M (report when notified)  
     ≤ 0.24 cfs/5 acres - No MD

DRILLING PERMIT:  
     All wells (✓ WDQ3) - 046P23  
     In Basin 34? - 085  
     Irr. within WD - P05 (new well location)  
~~SURFACE WATER:~~ (✓ FLO-CH) (Surface water that doesn't sink is regulated):  
     FISH & GAME CONTACTED: - YES / NO; RESPONSE:         
     IN/ABOVE MIN. STR. FLOW (✓ MAP) - \*WB9         
     WD (✓ MAP & LISTING) - R04 (WD #       )  
     > 0.10 cfs - 01J-P08 (MD & LD)  
     ≤ 0.10 cfs - 01H-P01 (LD), 01P or No MD (in-stream stock)

WMD (✓ MAP)  
     > 0.24 cfs/5 acres - 067 or No MD (in-stream stock or power)  
     ≤ 0.24 cfs/5 acres - No MD  
 SPRINGS/SINK, INACTIVE WD & REST OF STATE  
     > 0.24 cfs/5 acres - 01M or No MD (in-stream stock or power)  
     ≤ 0.24 cfs/5 acres - No MD

RIVER BASINS: (\*Surface water):  
     Snake R (01) - \*W22-P04, NA  
     (02/03-irr) - 007 (w/ remark \*WB9 if above Weiser), NA  
     Payette R(65) - \*W22 (regulated uses), 047-P04 (Payette Lake), NA  
     Salmon R (70's) - 029 (fish screens), NA  
     Weiser R (67) - 086, 087

USE:  
     Domestic surface - \*WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA  
     >1 in rest. area - 071-070  
     Fire Protection - 077  
     Fish Propagation - 029(70's only)-007-042(req)-081 (WQ)-P10  
     Heating/Cooling - R07 (injection well)  
     Irr ≤ 5 acres - R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)  
     > 5 acres ~~use~~ - R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)  
     Mining - 054(req) -081-P10  
     Municipal - 022, 075, 004 (+memo?), NA (not in restricted area)  
     Power - 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);  
     17G (FERC) or 17M (FERG); 18B-P09; >25 cfs-P18  
     Stockwater - R37 (BLM/USFS); NA  
     Storage (✓3 compo.) - 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:  
     42-248 area - P84 (in 20/30/40/50/60/70/80 (87) basin)  
     Boise Front LoGeo - 058 (<85° GW temp only)  
     In-stream dev. - P52 (stream channel alteration)  
     Mitigation - 120

SWAN FALLS FLAG (See Code Chart)  
     Trust - 051-052-053-P74 (Consumptive Uses), NA  
     Non-Trust (1) - 048-049 (Consumptive Uses), NA  
     OWNERSHIP: - 004 (PD/PU)

OTHER CONDITIONS:       STANDARD REMARKS:       BENEFICIAL USE DUE: 12/1/2003COMMENTS:

**IDAHO DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET**

**RECEIVED**

**DEC 04 1998**

WRI  
WRA  
BCK

APPLICATION # 95-08998

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: LARSEN

BY: AB

DATE: 10/22/98

**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
  - (X) Signature
  - (X) Fee (Amt, receipt, acknowledgement)

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

**ADDITIONAL INFORMATION**

- (Yes) (No)
- X Field check: by \_\_\_\_\_
  - X Field report attached
  - X Analysis Supp. attached(>5cfs/500af)
  - X Water delivered by water master?
  - Water District # \_\_\_\_\_

**PROCESSING**

- (Yes) (No) PRIORITY DATE: 10/22/98
- X (Include Moratorium Remark)
  - X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

*CA/Hurd/ck*

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**

| WD Permit No.'s: | Type:                  | Fees          | Receipt No. | Upgrade Needed? |
|------------------|------------------------|---------------|-------------|-----------------|
| <u>95-08998</u>  | Dom. Non-Dom.          | Paid \$ _____ | _____       | Y ( ) N ( )     |
| <u>95-08998</u>  | Dom. <u>X</u> Non-Dom. | Paid \$ _____ | _____       | Y ( ) N ( )     |
| _____            | Dom. Non-Dom.          | Paid \$ _____ | _____       | Y ( ) N ( )     |

- \_\_\_\_\_ Groundwater management area
- \_\_\_\_\_ Critical ground water area
- \_\_\_\_\_ Well Drilling Permit required
- \_\_\_\_\_ Well Drilling Application and Fees received
- \_\_\_\_\_ Well Drilling Application approved?

Remarks: NO RECEIPT # IN DATA BASE

**FINAL REGIONAL PROCESSING/REVIEW**

- (Yes) (No)
- \_\_\_\_\_ Notice of pending void order issued. Final order response date: \_\_\_\_/\_\_\_\_/\_\_\_\_
  - \_\_\_\_\_ Further information required from applicant
  - 11/17 \_\_\_\_\_ Affidavit of publication received
  - 11/17 \_\_\_\_\_ Application published correctly. If not, record action taken: \_\_\_\_\_
  - 10/26 \_\_\_\_\_ Publication dates and paper recorded on application | Sr. Agent initial AB
  - \_\_\_\_\_ Protests received, Final protest date: 11/23/98
  - \_\_\_\_\_ Measuring device required
  - \_\_\_\_\_ Measuring port required
  - \_\_\_\_\_ Special conditions:
  - \_\_\_\_\_ Special conditions of approval supplement and/or cover letter attached:

**DEC 04 1998**

Department of Water Resources

Approval Recommended by: AB RMA

Date: 11/30/98

# AFFIDAVIT OF PUBLICATION

NOV 17 1998

NOV 17 1998

IDWF/North

STATE OF IDAHO,  
County of Kootenai,

ss.

*Stacie Walker*

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 THURSDAY issue of said newspaper for 2 consecutive WEEKS commencing on the 5 day of NOVEMBER 1998, and ending on the 12 day of NOVEMBER 1998, 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.

*Stacie Walker*

Subscribed and sworn to before me this 12 day of NOVEMBER, 19 98

*Regina Mason*

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

MY COMMISSION EXPIRES 6/18/03

## NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08995

DAWN, JON N  
4600 W. RIVERVIEW  
POST FALLS, ID 83854  
Source: UNNAMED STREAM Tributary: SPOKANE RIVER  
Diversion Pt: NENE Sec 18 T 50N R 05W in KOOTENAI County.  
NWNE Sec 18 T 50N R 05W in KOOTENAI County.  
Use: IRRIGATION (0.100 CFS)  
STOCKWATER (0.020 CFS)  
Total Diversion: (0.120 CFS)

Date Filed: 10/6/1998  
In: KOOTENAI County  
T50N R05W S18 NENE NWNE  
5.0 ACRES TOTAL

95-08996

HARMONS PROPERTY OWNERS ASSN  
1511 S. MICA PARK DR.  
SPOKANE, WA 99206  
Source: GROUNDWATER Tributary: N/A  
Diversion Pt: LOT 3 (NWSW) Sec 19 T 47N R 03W in KOOTENAI County.  
LOT 4 (SWSW) Sec 19 T 47N R 03W in KOOTENAI County.  
Use: MUNICIPAL (0.200 CFS)  
Total Diversion: (0.200 CFS)

Date Filed: 10/7/1998  
In: KOOTENAI County  
T47N R03W S19 Lot 2(SENW) Lot 3(NWSW) Lot 4(SWSW)  
R04W S24 Lot 1(NENE) SENE  
95-08997

BUZOLICH, ANTONE NICK  
6680 E SPORTSMAN PARK ROAD  
HAYDEN LAKE, ID 83835  
Source: HAYDEN LAKE Tributary: SINKS  
Use: IRRIGATION (0.040 CFS)  
Total Diversion: (0.040 CFS)

Date Filed: 10/13/1998  
In: KOOTENAI County  
T52N R03W S34 Lot 3(SWNW)  
1.0 ACRES TOTAL

95-08998

LARSEN, ELLEN  
W 6700 STURGEON  
RATHDRUM, ID 83858  
Source: GROUNDWATER  
Diversion Pt: NWNE Sec 19 T 52N R 04W in KOOTENAI County.  
Use: IRRIGATION (0.050 CFS)  
STOCKWATER (0.020 CFS)  
DOMESTIC (0.040 CFS)  
Total Diversion: (0.050 CFS)

Date Filed: 10/22/1998  
In: KOOTENAI County  
T52N R04W S19 NWNW  
20.0 ACRES TOTAL

95-08999

LARSEN, ELLEN  
W. 6700 STURGEON ROAD  
RATHDRUM, ID 83858  
Source: SPRING Tributary: SINKS  
Source: UNNAMED STREAM Tributary: RATHDRUM CREEK  
Diversion Pt: NWNE Sec 19 T 52N R 04W in KOOTENAI County.  
NENWNE Sec 19 T 52N R 04W in KOOTENAI County.  
NWNWNE Sec 19 T 52N R 04W in KOOTENAI County.  
Use: IRRIGATION (0.090 CFS)  
IRRIGATION STORAGE (0.11 AF)  
IRRIGATION FROM STORAGE (0.11 AF)  
WILDLIFE STORAGE (0.11 AF)  
DOMESTIC STORAGE (0.11 AF)  
FIRE PROTECTION STORAGE (0.11 AF)  
DIVERSION TO STORAGE (0.090 CFS)  
Total Diversion: (0.090 CFS) (0.11 AF)

Date Filed: 10/22/1998  
In: KOOTENAI County  
T52N R04W S19 NWNW  
3.0 ACRES TOTAL

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 NOVEMBER 23, 1998.

KARL J. DREHER, Director

Legal 167  
November 5, 12, 1998

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NOV 15 1998

95-08998

LARSEN, ELLEN  
W 6700 STURGEON  
RATHDRUM, ID 83858

Source: GROUNDWATER

Diversion Pt: NWNE Sec 19 T 52N R 04W in KOOTENAI County.

|                  |   |            |
|------------------|---|------------|
| Use: IRRIGATION  | ( | 0.050 CFS) |
| STOCKWATER       | ( | 0.020 CFS) |
| DOMESTIC         | ( | 0.040 CFS) |
| Total Diversion: | ( | 0.050 CFS) |

Date Filed: 10/22/1998

In: KOOTENAI County  
T52N R04W S19 NWNW

20.0 ACRES TOTAL

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APR 14 1999

October 28, 1998

Ms. Ellen Larsen  
W 6700 Sturgeon  
Rathdrum ID 83858

Re: Water Appropriation Application No. 95-08998 - Groundwater (Well)

Dear Ms. Larsen::

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 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 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 \$75.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. These Permits can be obtained by your driller, also. It is sometimes possible to upgrade an existing Domestic Drilling Permit by submitting a fee for the difference. This, however, depends on the individual well.

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

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