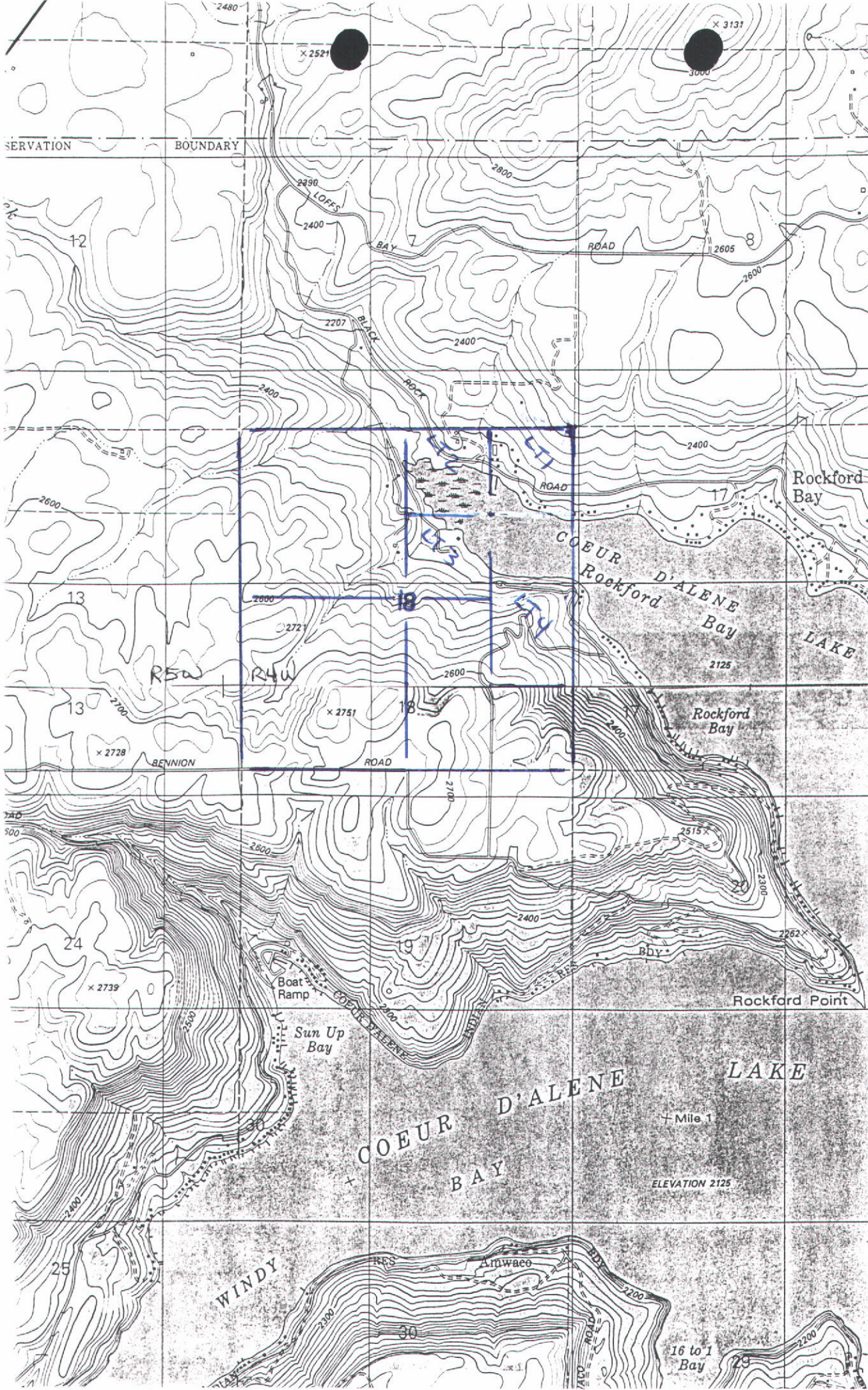




T48N
R04W
S18

5263

5262

5261000mN

47°30'

5260

5259

2 1/2 000

FEET

MICROFILMED
SEP 29 1998

48 N. R. 4 W. B. M.

48N-18

7-48-4W

181.04'

137.55'

137.65'

10.0'

0740

119 AC

110.0

727

095

15 AC

Gov't Lot 1

7 8

18 17

RECEIVED

AUG 04 1998

Madison County
Recorder

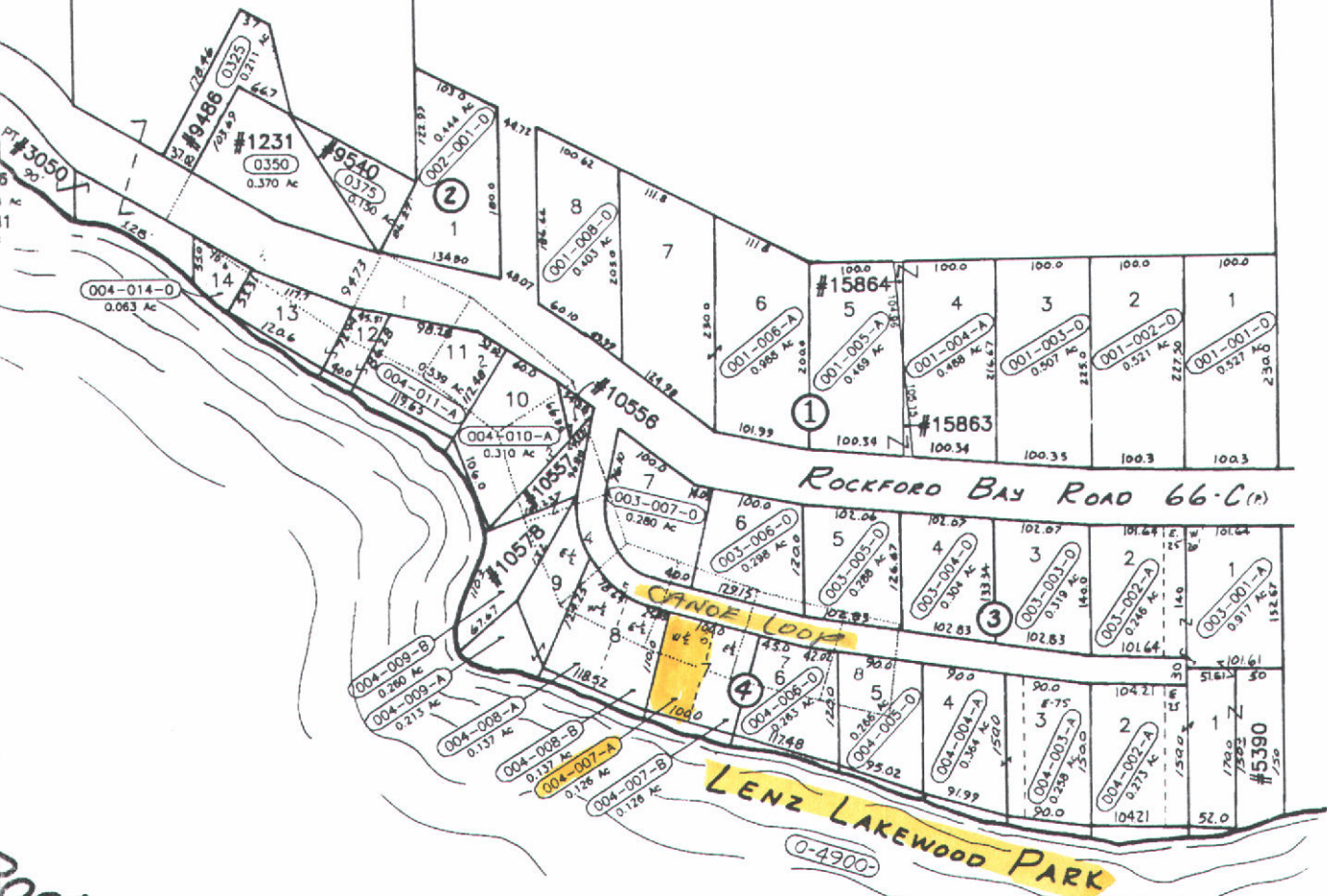
#1763

0075

5.571 AC

0050

16.163 AC



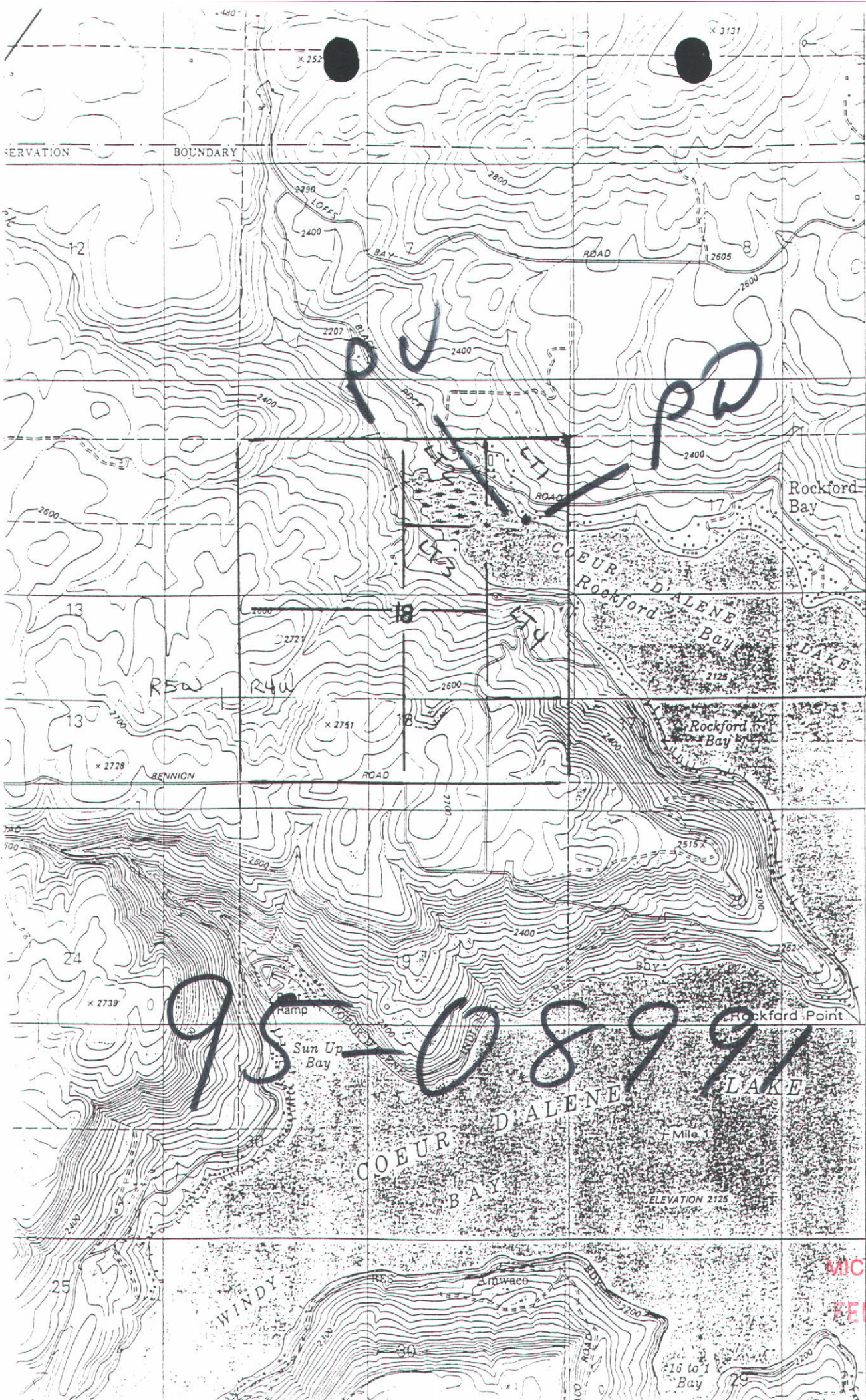
Rockford Bay to CD'A Lake

MICROFILMED
SEP 29 1998

DEAN & MEREDITH SUNDE
PARCEL # 0-4900-004-007-A

LEGAL SEC 18, TOWNSHIP 48N, RANGE 4W
LENZ LAKEWOOD PARK
W 2, LT. 7 BLK 4

NENE



5263

5262

5261 000mN

5260

5259

2 120 000

MICROFILMED

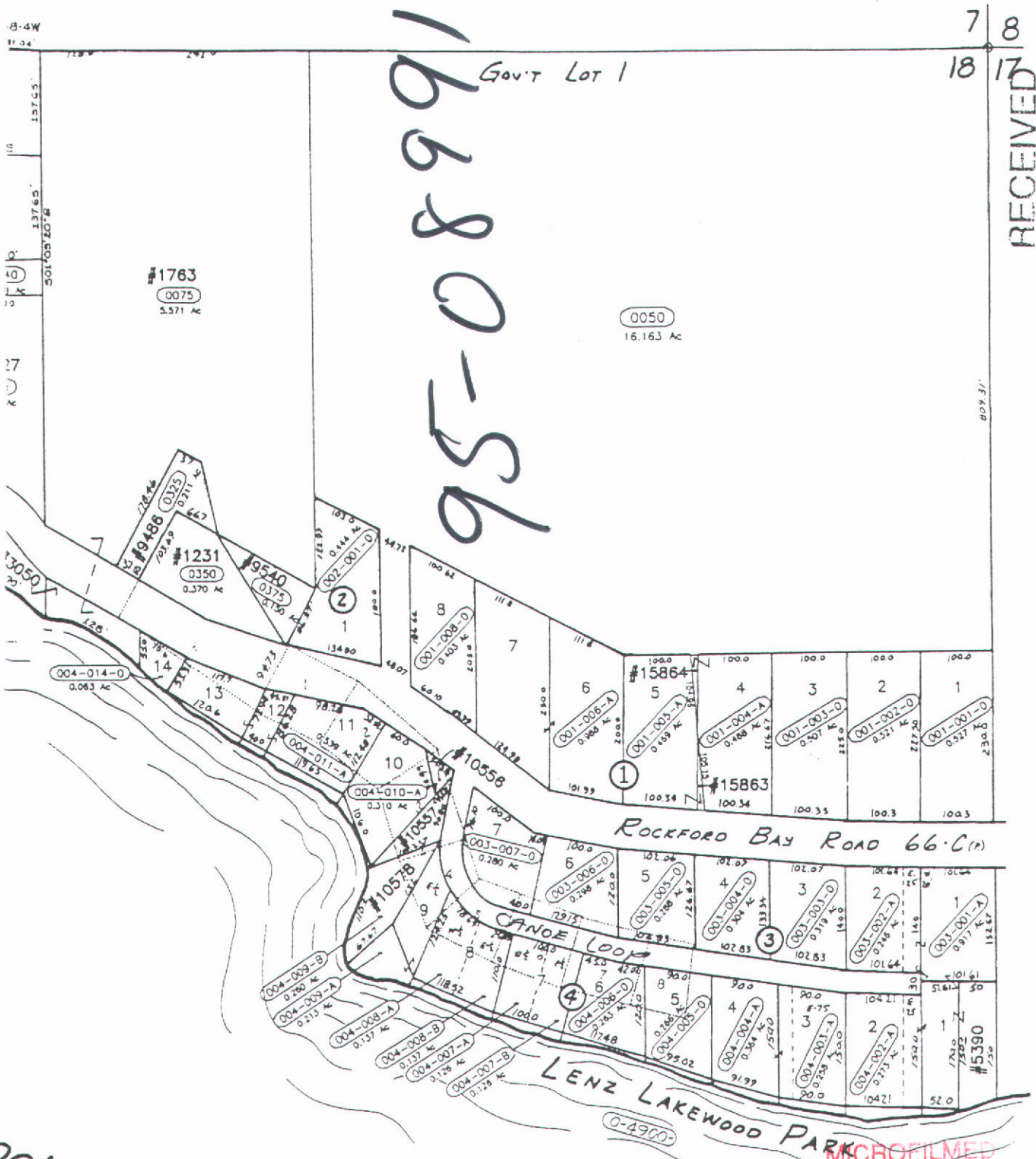
FEB 25 2002

T48N
R04W
S18

47°30'

8 N. R. 4 W. B. M.

48N 1-18



RECEIVED

AUG 04 1998
County
9501

Rockford Bay to CD'A Lake

DEAN & MEREDITH SUNDE
PARCEL # 0-4900-004-007-A

LEGAL SEC 18, TOWNSHIP 48N, RANGE 4W
LENZ LAKEWOOD PARK

MICROFILMED
FEB 25 2002



PD



Control
Room

95-08991

MICROFILMED
FEB 25 2002

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-08991

Priority: August 04, 1998

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that DEAN E SUNDE
4910 S CHAPMAN RD
GREEN ACRES WA 99016 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 04, 1998; and has
submitted Proof of Beneficial Use on August 18, 1999. An examination indicates that the works have a
diversion capacity of 0.03 cfs of water from:

SOURCE

COEUR D ALENE LAKE Tributary: SPOKANE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.03 CFS	1.2 AF

LOCATION OF POINT OF DIVERSION:

COEUR D ALENE LAKE L1 NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Twp 48N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N 04W 18	X																
	L 1																

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. Point of diversion and place of use are located within Lot 7, Blk 4, Lenz Lakewood Park Subdivision.

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

Signed and sealed this 23rd day of NOVEMBER, 2001.

Acting for

KARL J. DREHER
Director

MICROFILMED

FEB 25 2002

RECEIVED

AUG 18 1999

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. 95-08991 Telephone No. 509-922-2566

2. Name(s) of Permit Holder(s): DEAN E. SUNDE

3. Mailing Address: 4910 S. CHAPMAN RD. GREENACRES, WA. 99016

4. Source of Water: COEUR D'ALENE LAKE 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?	Yes <u>—</u>	or	No <u>✓</u>
	Has the measuring device been installed?	Yes <u>—</u>	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes <u>—</u>	or	No <u>✓</u>
	Has the measurement port been installed?	Yes <u>—</u>	or	No <u>✓</u>

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: DEAN E. SUNDE Telephone Number: 509-922-2566

Address: 4910 S. CHAPMAN RD GREENACRES, WA 99016

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: Dean E. Sunde
(include your title, if on behalf of company or organization)

Date: Aug. 16, 1999

FEB 03 2000

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08991

Proposed Priority: August 4, 1998

Maximum Diversion Rate:

0.04 CFS

This is to certify, that DEAN E SUNDE

4910 S CHAPMAN RD

GREENACRES WA 99016

has applied for a permit to appropriate water from:

COEUR D ALENE LAKE

tributary of SPOKANE RIVER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 18, Township 48N, Range 04W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

48N 04W 18 Lot 1(NENE)

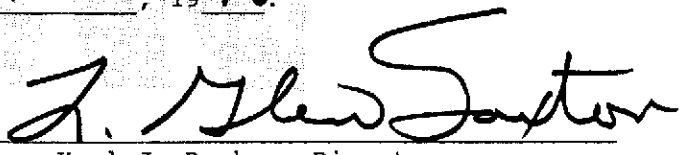
CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1999.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Point of diversion and place of use are located within Lot 7, Blk. 4, Lenz Lakewood Park Subdivision.
5. 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

23rd day of September, 1998.


for Karl J. Dreher, Director

MICROFILMED
SEP 29 1998

Ident. No. 95-8991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

RECEIVED
SEP 16 1998

Department of Water Resources

1. Name of Applicant DEAN E. SUNDE Phone 509-922-2566
Mailing address 4910 S. CHAPMAN RD. GREENACRES, WA. 99016
2. Source of water supply COEUR d'ALENE LAKE (ROCKFORD BAY) which is a tributary of SPOKANE RIVER
3. Location of point of diversion is Township 48 N Range 4 W Sec. 18 in the 1/4,
NE 1/4, NE 1/4, Govt. Lot W 1/2 LT-7, BLK 4, LENZ LAKE WOOD PARK County: KOOTENAI
additional points of diversion if any: N/A
4. Water will be used for the following purposes:
Amount .04 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)
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) 104 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 1-HP. SUBMERSIBLE PUMP + PRESSURE STORAGE TANK - + PIPES TO HOUSE
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? NO
e. If well is already drilled, when? N/A; 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 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in KW. N/A
b. Stockwatering; list number and kind of livestock. N/A
c. Municipal; show name of municipality. N/A
d. Domestic; show number of households. - ONE -
e. Other; describe fully. _____

*Govt Lot 1 (NENE)

Per Assessors' Office 8/4/98

MICROFILMED
SEP 29 1998

SERVATION

BOUNDARY

5263

5262

5261000M

47°30'

5260

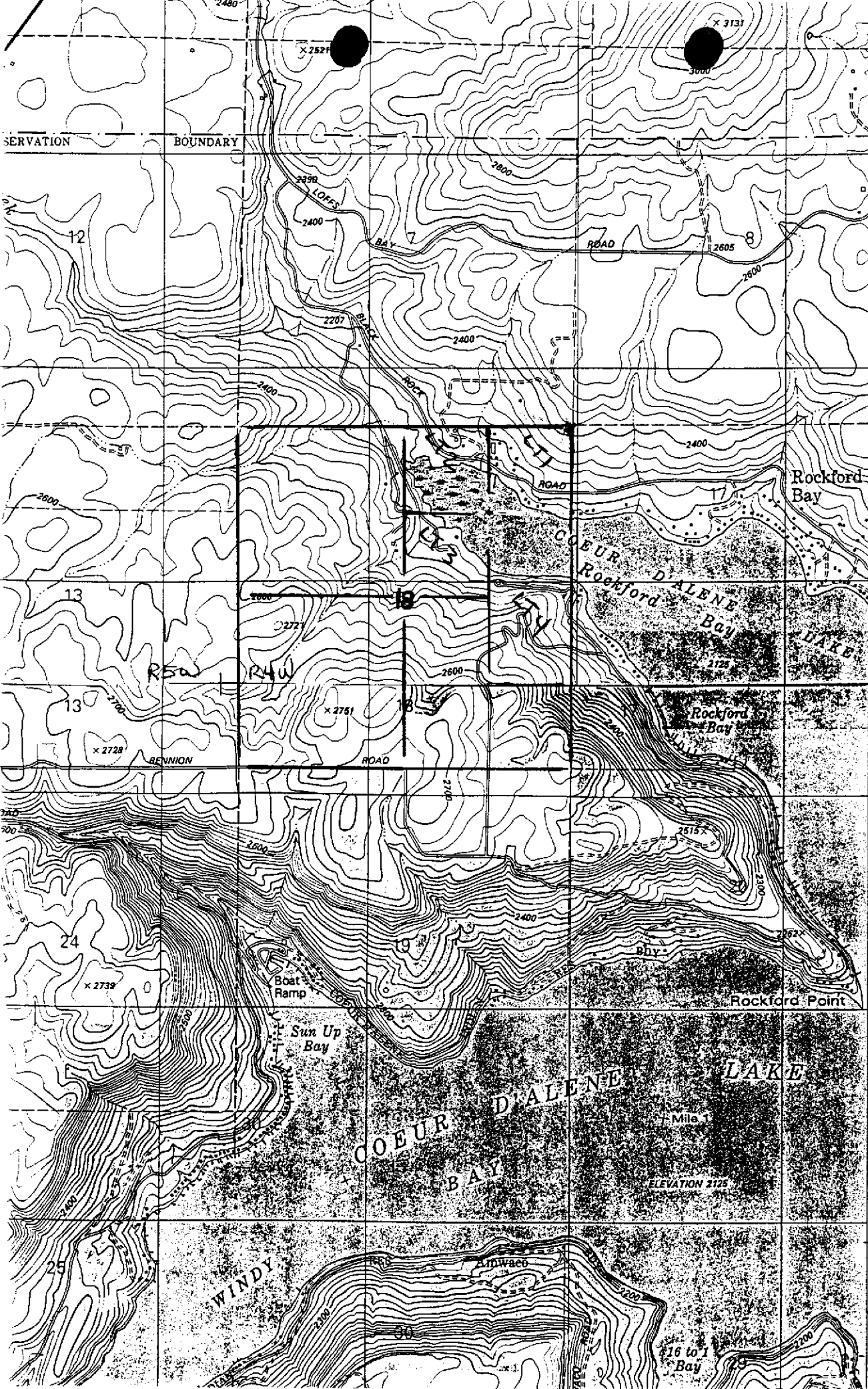
5259

2 120 000

FEET

MICROFILMED
SEP 29 1998

T48N
R04W
S18



48 N. R. 4 W. B. M.

48N-18

74B-4W
181.04'

137.65'

137.65'

137.65'

137.65'

137.65'

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137.65'

137.65'

Gov't Lot 1

7 8
18 17

RECEIVED

AUG 04 1998

County
Recorder

#1783
0075
5.571 Ac

0050
16.163 Ac

#1231
0350
0.370 Ac

#9540
0375
0.150 Ac

002-001-0
0.003 Ac

001-008-0
0.003 Ac

001-008-0
0.003 Ac

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004-011-0
0.063 Ac

ROCKFORD BAY ROAD 66-C(2)

LENZ LAKEWOOD PARK

Rockford Bay to CD'A Lake

MICROFILMED

SEP 29 1998

DEAN & MEREDITH SUNDE

PARCEL # 0-4900-004-007-A

LEGAL SEC 18, TOWNSHIP 48N, RANGE 4 W

LENZ LAKEWOOD PARK

W 2, LT. 7 BLK 4

NE NE



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 26, 2001

DEAN E SUNDE
4910 S CHAPMAN RD
GREEN ACRES WA 99016

RE: License No. 95-8991 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

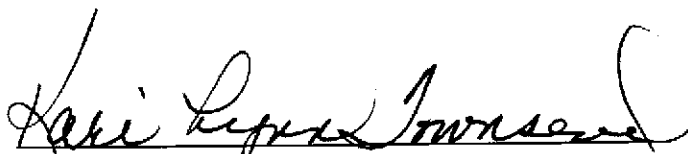
MICROFILMED
FEB 25 2002

CERTIFICATE OF MAILING

I hereby certify that on November 26, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 95-8991

**DEAN E SUNDE
4910 S CHAPMAN RD
GREEN ACRES WA 99016**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED
FEB 25 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

FEB 23 2002

FINAL ORDER

The Director 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 Director 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.

LICENSE REVIEW CHECKLIST

Permit No. 95-8991

Date: 11-21-01

Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: OK

Does change clarify original intended source? If no, void permit.
Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit 0.20 cfs

Measured 0.03 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.03

Water Uses OK

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic 0.03 cfs 1.2 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.03 cfs 1.2 af

Irrigation - overlap(R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: W01, W59

Additional Conditions

_____ Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? _____

Advance Priority? yes

no

If yes, explain why below.

SRBA Claim? N/A

Adjust memo _____

Amend Letters

P87, S06

Second Amendment Notice

S06

topo F53

meas.
0.03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 28 2001

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08991

1. Owner: Dean E Sunde Phone No. (509) 922-2566

Current Address: 4910 S Chapman Rd, Greenacres Wa 99016

2. Accompanied by: Dean Sunde EXAM DATE: 8/02/01

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Coeur D Alene lake tributary to Spokane Wa

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
			NE	NE	18	48N	04W	Kootenai	USGS 7.5min 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	
48N	04W	18	D																

MICROFILMED

FEB 25 2002

Hand-drawn map on grid paper showing a 'House' at the top, a vertical line with '1000' and '600' markings, and a 'Lake (over 24000)' at the bottom.

1.

SECRET

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

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

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Grundfos	1		Grundfos	16510-10

4

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached
(required for migration)

(revised + 01, 10 2010/01/10)

Photo of Diversion and System Attached

Have conditions of permit approval been met? ✓ yes no

54325-2007

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gal bucket 5 gal = 20 cc = 15 gpm
 $15 \times 133681 = 2005215$
 $\frac{2005215}{60} = 33420.25$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

Period of Use

From 01-01 To 12-31

Rate of Diversion

Q (cfs) 103

Annual Volume

V (ata) 1.2

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

Date

9-26-01

Reviewer

SEAL

SERVATION BOUNDARY

5263

5262

5261000MM

47°30'

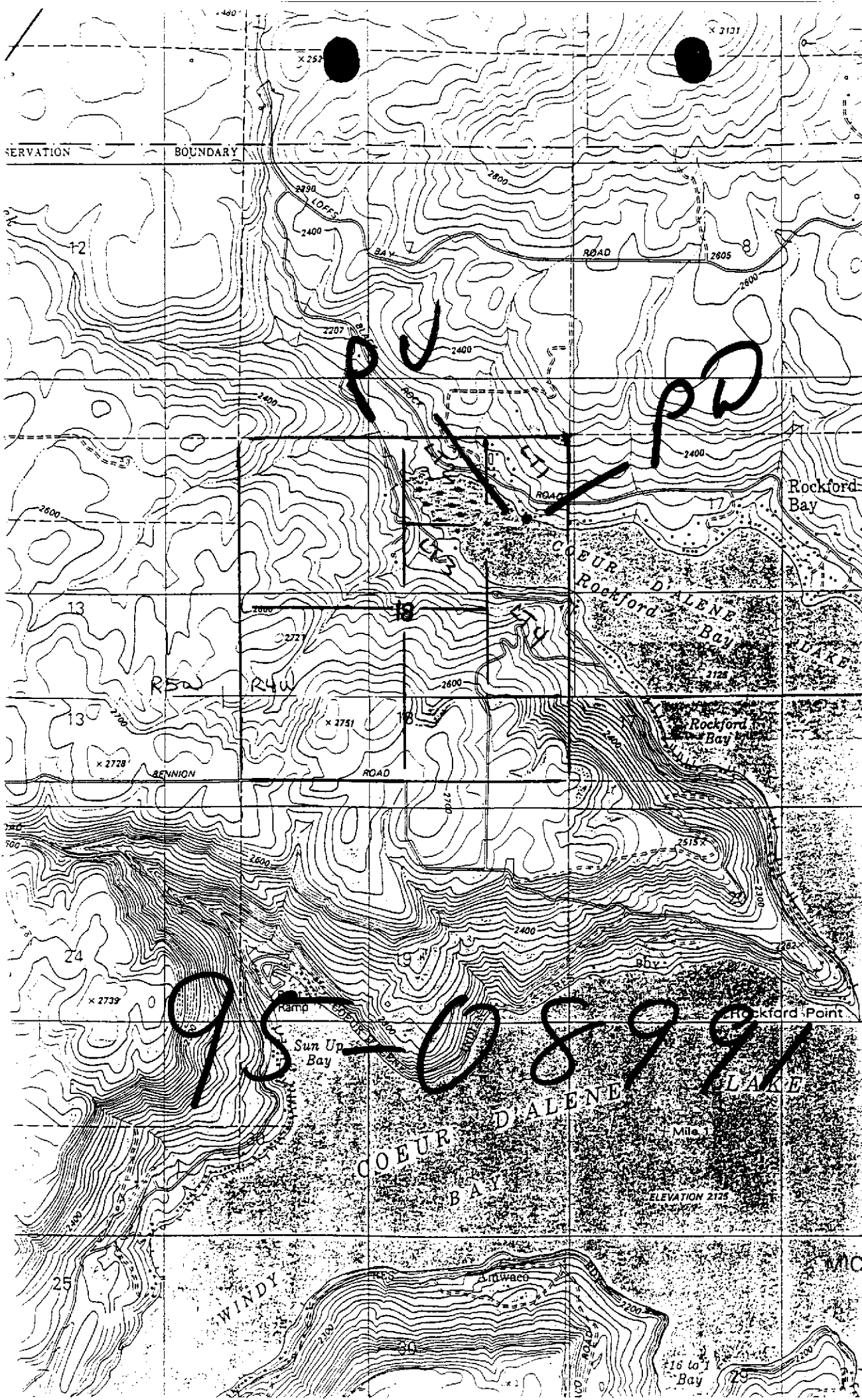
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MICROFILMED

DATE 2 5 2002

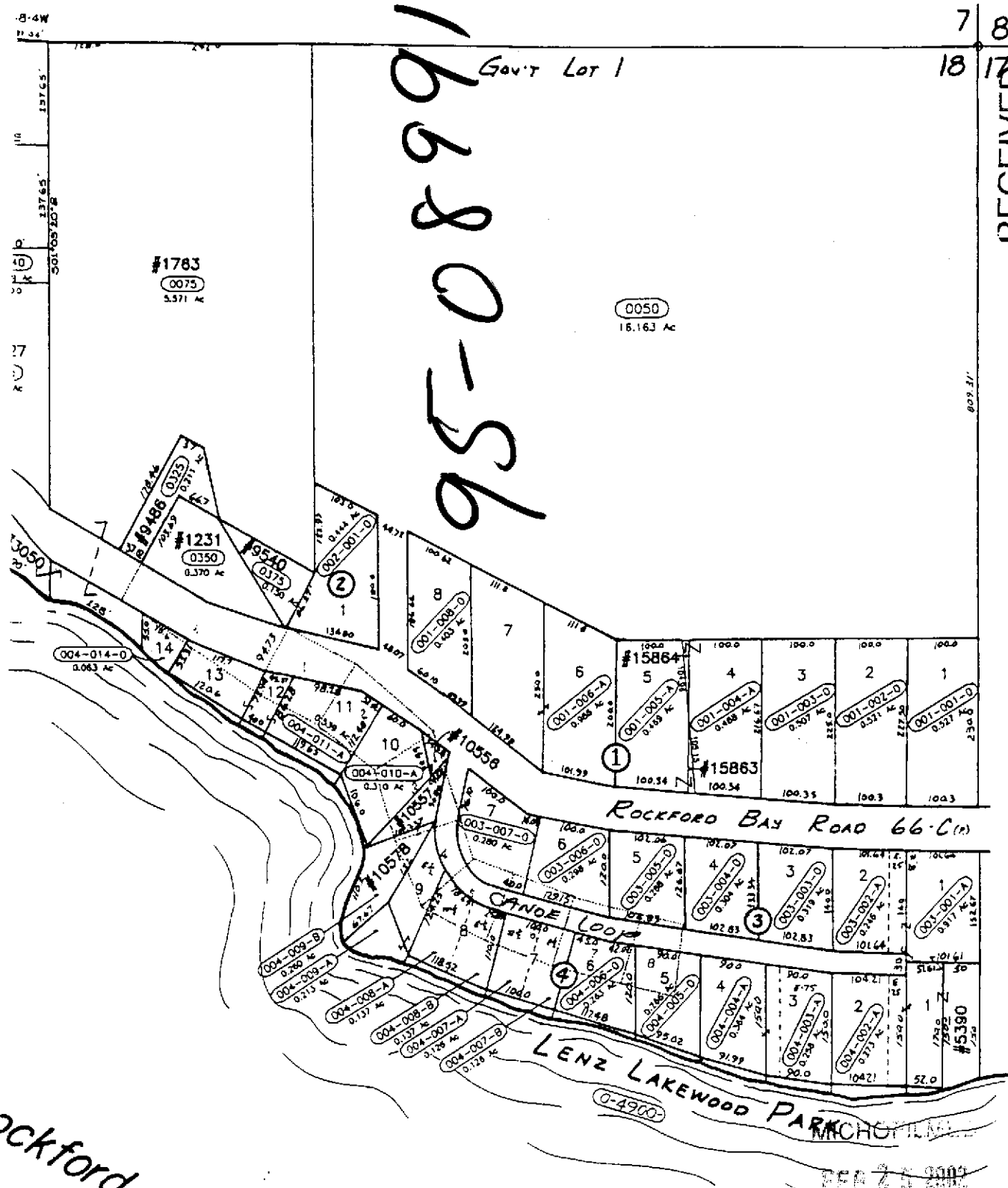


48N 7-18

95-08991

RECEIVED

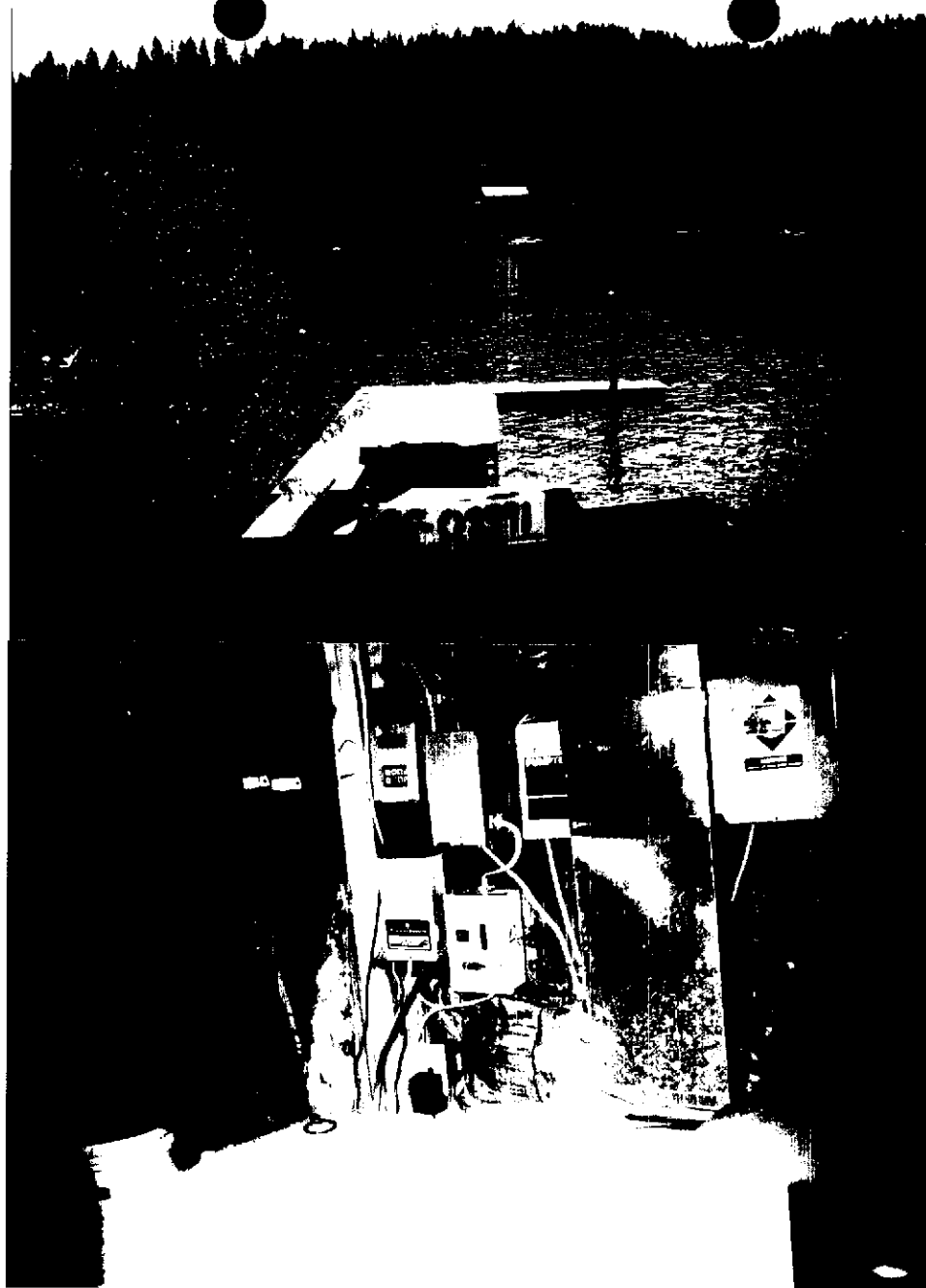
AUG 04 1998
... County
... 950r



Blackford Bay to CD'A Lake

DEAN & MEREDITH SUNDE
PARCEL # 0-4900-004-007-A

LEGAL SEC 18, TOWNSHIP 48 N, RANGE 4 W
LENZ LAKEWOOD PARK



PA

Control
Room

95-08991

MICROFILMED

SEP 25 2002



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

January 13, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DEAN E SUNDE
4910 S CHAPMAN RD
GREENACRES WA 99016

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08991

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

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

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

Sincerely,

Kari Lynn Townsend
Secretary

c: IDWR - Regional Office

MICROFILMED

FEB 03 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08991 Reviewed by VJA Date 1-12-00

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

 Well log in the file?

 Correct?

LICENSE EXAMINATION FEE

yes Required?

50 Amount Submitted

yes Correct?

MEASURING DEVICE

 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

none - ack proof

DATA ENTRY

New Address

Proof Made 8-18-99

July 31, 1999

DEAN E SUNDE
4910 S CHAPMAN RD
GREENACRES WA 99016

PROOF DUE NOTICE

RE: PERMIT NO. 95-08991

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 October 1, 1999.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

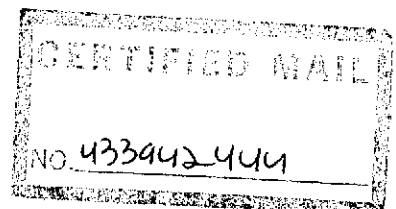
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
FEB 03 2000





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

September 23, 1998

PHILIP E. BATT
GOVERNOR

DEAN E SUNDE
4910 S CHAPMAN RD
GREENACRES WA 99016

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08991

Dear Permit Holder:

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

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

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

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

MICROFILMED

SEP 29 1998

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of **September, 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. 95-08991

**DEAN E SUNDE
4910 S CHAPMAN RD
GREENACRES WA 99016**


Kari Lynn Townsend
Secretary

MICROFILMED

SEP 29 1998

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

SEP 29 1998

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.

MICROFILMED

SEP 29 1998

APPLICATION FOR PERMIT STATE OFFICE ANALYSIS

by Cindy Lou

No.: 95-08991 Name: Sunde Date: 9/22/48 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)

> 0.24 cfs/5 acres

- North / East / West

≤ 0.24 cfs/5 acres

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

WMD Supplemental use

- No MD

> 0.24 cfs/5 acres

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

≤ 0.24 cfs/5 acres

- 01M (report when notified)

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23

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: None

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

- 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 (FERC); 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

- 004 (PD/PU)

OWNERSHIP:**OTHER CONDITIONS:****STANDARD REMARKS:****BENEFICIAL USE DUE:****COMMENTS:**

- DWS9/wbo @wco/

- 10/1/1999

Memorandum

Date: September 14, 1998

To: Application for Permit Number 95-08991

From: Beardslee

~~~~~  
The Norther Regional Office has contacted the Panhandle Region of Fish and Game regarding the approval of this Water Right Application for Permit.

After discussing the location, source and uses of water, Chip Corsi stated that he did not see a problem with approving this filing.

MICROFILMED  
SEP 29 1998

IDAHO DEPARTMENT OF WATER RESOURCES  
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

SEP 16 1998

WR1  
WRA  
BCA1

APPLICATION # 95-8991

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: SUNDE BY: 15 DATE: 8/4/98

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

PROCESSING

(Yes) (No) PRIORITY DATE: 8/4/98  
X (Include Moratorium Remark)  
X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).  
CA/Thur/ok

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>1</u>         | Dom. Non-Dom. | Paid \$ _____ | _____       | Y ( ) N ( )     |
| <u>1</u>         | Dom. Non-Dom. | Paid \$ _____ | _____       | Y ( ) N ( )     |
| <u>1</u>         | Dom. Non-Dom. | Paid \$ _____ | _____       | Y ( ) N ( )     |

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

Remarks: \_\_\_\_\_

FINAL REGIONAL PROCESSING/REVIEW

- (Yes) (No)
- 1 Notice of pending void order issued. Final order response date: 8/10/98
  - 1 Further information required from applicant
  - 1 Affidavit of publication received
  - 1 Application published correctly. If not, record action taken: \_\_\_\_\_

8/10 Publication dates and paper recorded on application 9/18/98 Sr. Agent initial 15

1 Protests received, Final protest date: 9/18/98

1 Measuring device required

1 Measuring port required

1 Special conditions:

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

Approval Recommended by: 15 Date: 9/10/98

# AFFIDAVIT OF PUBLICATION

AUG 31 1998

STATE OF IDAHO,  
County of Kootenai, } ss.

*STACE WALTER*

NORTHERN REGION  
IDWR  
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 part) 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 *30* day of *AUGUST*, 19*98*, and ending on the *27* day of *AUGUST*, 19*98*, 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.

*Stace Walter*

Subscribed and sworn to before me this *27* day of *AUGUST*

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:  
95-08989

GROVE, BRUCE R.  
CROVE, JACQUELYN G  
E 7147 HAYDEN BLVD  
HAYDEN, ID 83835  
Source: HAYDEN LAKE  
Diversions Pt. NESW  
Use: DOMESTIC  
Tributary: SINKS  
Sec 15 T 51 N R 03 W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)

Date Filed: 7/28/1998  
In: KOOTENAI County  
T51N R03W S15 NESW  
95-08990

GREENFIELD, HAROLD M  
1464 PARKWAY  
KATIDRUM, ID 83858  
Source: KATIDRUM CREEK  
Diversions Pt. NWSW  
Use: IRRIGATION  
Tributary: SINKS  
Sec 36 T 52 N R 04 W in KOOTENAI County.  
(0.090 CFS)  
(0.090 CFS)

Date Filed: 8/3/1998  
In: KOOTENAI County  
T52N R04W S36 NWSW SWSW  
3.0 ACRES TOTAL  
95-08991

SUNDE, DEAN E  
4910 S. CHAPMAN ROAD  
GREENACRES, WA 99016  
Source: COEUR D'ALENE LAKE  
Diversions Pt. NENE  
Use: DOMESTIC  
Tributary: SPOKANE RIVER  
Sec 18 T 48 N R 04 W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)

Date Filed: 8/4/1998  
In: KOOTENAI County  
T48N R04W S18 NENE  
96-08997

KOOTENAI INVESTMENTS CO INC  
1919 THIRD STREET  
PO BOX G  
COEUR D'ALENE, ID 83814  
Source: GROUNDWATER  
Diversions Pt. NESW  
Use: IRRIGATION  
Sec 3 T 53 N R 03 W in KOOTENAI County.  
Sec 10 T 53 N R 03 W in KOOTENAI County.  
(0.600 CFS)  
(0.600 CFS)

Date Filed: 8/3/1998  
In: KOOTENAI County  
T53N R03W S03 SWNW NESW NWSW SWSW  
S10  
46.0 ACRES TOTAL  
96-08998

KOOTENAI INVESTMENTS CO INC  
1919 THIRD STREET  
PO BOX G  
COEUR D'ALENE, ID 83814  
Source: GROUNDWATER  
Diversions Pt. SWSE  
Use: IRRIGATION  
Sec 30 T 53 N R 03 W in KOOTENAI County.  
(0.600 CFS)  
(0.600 CFS)  
(0.600 CFS)

Date Filed: 8/3/1998  
In: KOOTENAI County  
T53N R03W S30 NESW NWSW SWSW  
48.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1456.  
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 SEPTEMBER 8, 1998.  
KARL J. DREHER, Director

MICROFILMED

SEP 29 1998

95-08991

SUNDE, DEAN E  
4910 S CHAPMAN ROAD  
GREENACRES, WA 99016

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: NENE Sec 18 T 48N R 04W in KOOTENAI County.

Use: DOMESTIC ( 0.040 CFS)

Total Diversion: ( 0.040 CFS)

Date Filed: 8/ 4/1998

In: KOOTENAI County  
T48N R04W S18

NENE

MICROFILMED

SEP 29 1998

August 12, 1998

Dean E. Sunde  
4910 S Chapman Road  
Greenacres WA 99016

Re: Water Appropriation Application No. 95-08991

Dear Mr. Sunde:

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 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

MICROFILMED

SEP 29 1998