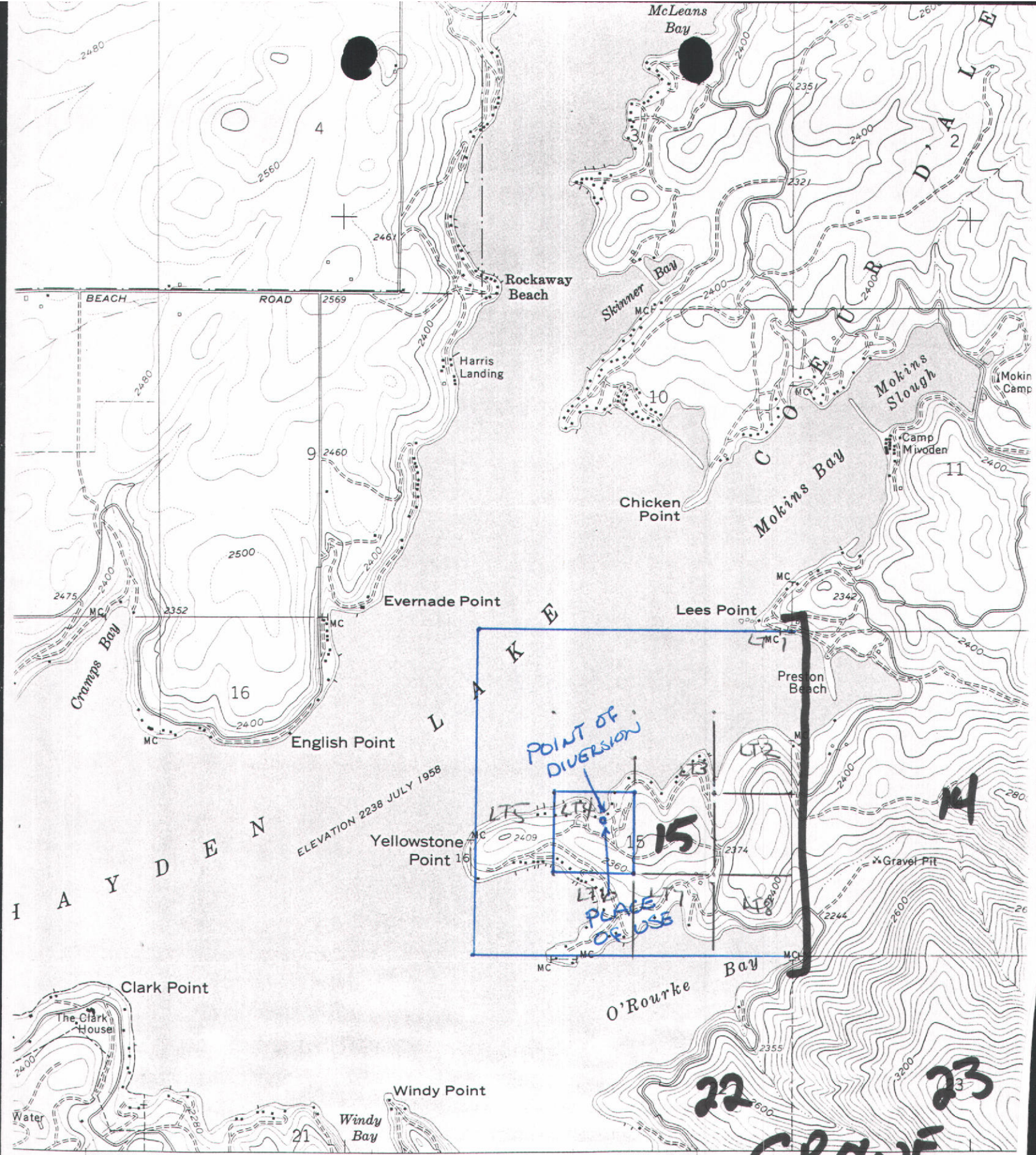




Biological Survey

Aerial

datum system, west zone

id ticks,

m 1983,

CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929

SCALE 1:24,000

1 1000 0 1000 2000 3000 4000 5000 6000 7000 FEET

1 0.5 0 KILOMETER

NOV 09 1998

97

NOV 0 1998
X-089-0
8584c.





PO



PV

95-08989

MICROFILMED
OCT 12 2001

WATER RIGHT NO. 95-08989

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF


KARL J. DREHER
Director

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-08989

Priority: July 28, 1998

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that BRUCE R CROWE And/Or JACQUELYN G CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated July 28, 1998; and have
submitted Proof of Beneficial Use on August 09, 1999. An examination indicates that the works have a
diversion capacity of 0.02 cfs of water from:

SOURCE

HAYDEN LAKE

Tributary: SINKS

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	0.02 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

HAYDEN LAKE L4 NE¼SW¼ Sec. 15, Twp 51N, Rge 03W, 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	
51N	03W	15																	
											X								
											L4								

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 95A.
2. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Domestic use is for 1 home.
4. Place of use is located within Lot 92, Hayden Lake Cottage Tracts.

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.

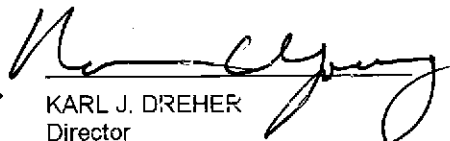
Signed and sealed this 19TH day of April, 2001.

MICROFILMED

NOV 12 2003

Acting for

KARL J. DREHER
Director



FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 113115
Receipt By: [Signature]
Date Received: 8/3/99

RECEIVED

AUG 09 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

03

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. 95-08989 Telephone No. (208) 772-0241
2. Name(s) of Permit Holder(s): Jacquelyn G and Bruce R Crowe
3. Mailing Address: E 7147 Hayden Blvd Hayden Lake, ID 83835
4. Source of Water: 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 _____	or	No <u>✓</u>
	Has the measuring device been installed?	Yes _____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes _____	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: Bruce R Crowe Telephone Number: (208) 772-0241
Address: 7147 E Hayden Blvd Hayden Lake, ID 83835

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

Signature of permit holder: [Signature] Date: July 29, 1999
(include your title, if on behalf of company or organization)

MICROFILMED
JAN 31 2000

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08989

Proposed Priority: July 28, 1998

Maximum Diversion Rate:

0.04 CFS

This is to certify, that JACQUELYN G CROWE
BRUCE R CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835

has applied for a permit to appropriate water from:
HAYDEN LAKE tributary of SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

DOMESTIC	01/01 to 12/31	0.04 CFS
----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NESW), Sec. 15, Township 51N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

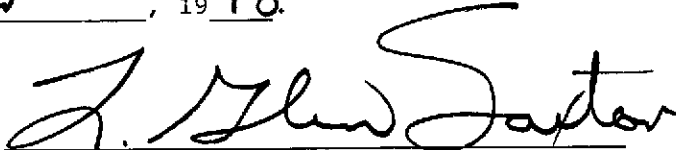
51N 03W 15 Lot 4(NESW)

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. Use of water under this water right will be regulated by the watermaster of State Water District No. 95A.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. Place of use is located within Lot 92, Hayden Lake Cottage Tracts.
7. 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

1st day of October, 1998


for Karl J. Dreher, Director

MICROFILMED

NOV 09 1998

Ident. No. 95-08989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
SEP 21 1998

To appropriate the public waters of the State of Idaho

Department of Water Resources

Jacquelyn G Crowe and/or
Bruce R Crowe

Phone 772-0241

1. Name of Applicant Bruce R Crowe
- Mailing address E 7147 Hayden Blvd, Hayden, Id 83835
2. Source of water supply Hayden Lake which is a tributary of n/a
3. Location of point of diversion is Township Hayden Range 3W Sec. 15 in the NE 1/4, SW 1/4 Govt. Lot 4 B.M., KOOTENAI County;
- additional points of diversion if any: _____

4. Water will be used for the following purposes: Domestic
- Amount 0.04 for household purposes from 7/1 to 12/31 (both dates inclusive)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source 1/2" 2" line and pump

- b. Height of storage dam n/a feet; active reservoir capacity n/a acre-feet; total reservoir capacity n/a acre-feet

- 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? n/a

- e. If well is already drilled, when? n/a; Drilling firm n/a; Drilling Permit No. n/a
- Well was drilled for (well owner) n/a; years (minimum 1 year) 1

7. Time required for completion of works and application of water to proposed beneficial use is annu
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. 1
- e. Other; describe fully. _____

MICROFILMED

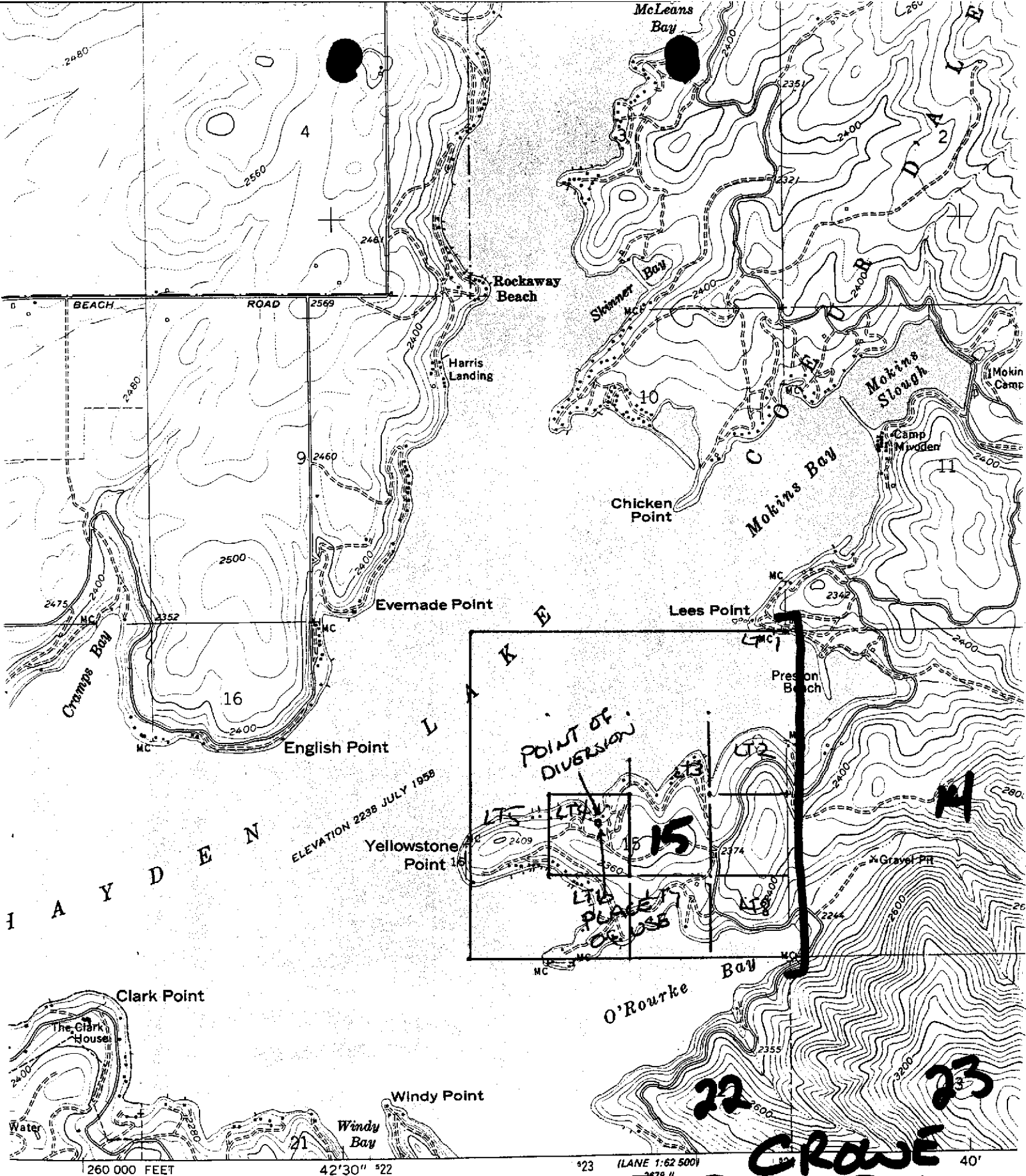
NOV 09 1998

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.

n/a



ological Survey

erial
51

stium
ystem, west zone
id ticks,

m 1983,

Meckel Engineering
402 Idaho Ave
CDT

MECKEL KRS
PE/L3 3451
(208) 667-4638

CENTRAL
SECTION

Spt 11, 1988

Hayden Lake
Cottage Lot

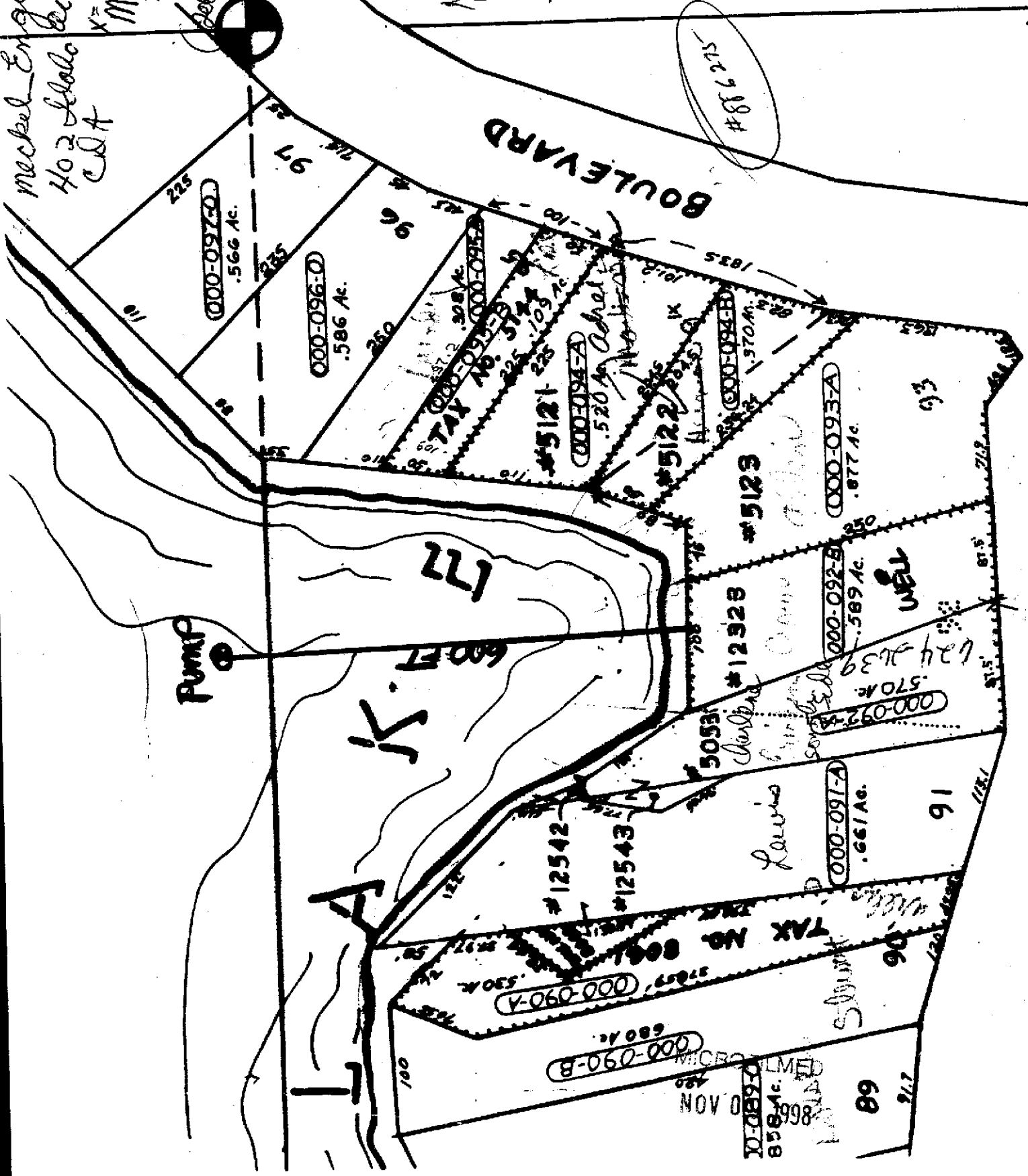
SW 1/4
51N030W-15

Parcel #
0-3500-
000-092-B

Tax # 12323
in 04 92
EU Tax #

Elevation #
1007140

Not before
11/1/78



HAYDEN
270



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

May 9, 2001

BRUCE R CROWE
JACQUELYN G CROWE
10147 N SPEAKEASY LN
HAYDEN ID 83835

RE: Water Right No. 95-8989

Dear Mr. and Mrs. Crowe:

I have enclosed a revised water right license showing your new address and indicating that your home is on lot 92B of Hayden Lake Cottage Tracts. The license is an amended final order of the Department issued pursuant to Rule 760 of the Department's Rules of Procedure. A copy of Rule 740 is also enclosed in case you need to contest some element of the final order.

Sincerely,

Shelley Walter Keen
Water Rights Supervisor

Enclosures

MICROFILMED

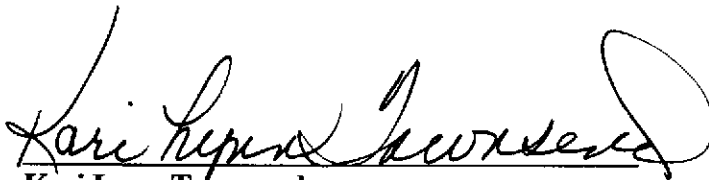
OCT 12 2001

CERTIFICATE OF MAILING

I hereby certify that on the **9th** day of **May, 2001**, I mailed a true and correct copy, postage prepaid, of the foregoing **AMENDED FINAL ORDER (License to Appropriate Water)** to the person(s) listed below:

Water Right No. 95-8989

**BRUCE R CROWE
JACQUELYN G CROWE
10147 N SPEAKEASY LN
HAYDEN ID 83835**

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

**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 12 2001

- (7-1-93)
- i. A hearing was held; (7-1-93)
 - ii. The final agency action was taken; (7-1-93)
 - iii. The party seeking review of the order resides; or (7-1-93)
 - iv. The real property or personal property that was the subject of the agency action is located. (7-1-93)
- g. This 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. (7-1-93)

731. -- 739. (RESERVED).

740. FINAL ORDERS (Rule 740).

01. Final Order - Definition. Final orders are preliminary orders that have become final under Rule 730 pursuant to Section 67-5245, Idaho Code, or orders issued by the agency head pursuant to Section 67-5246, Idaho Code, or emergency orders, including cease and desist or show cause orders, issued by the agency head pursuant to Section 67-5247, Idaho Code. (7-1-93)

02. Content Of Final Order. Every final order issued by the agency head must contain or be accompanied by a document containing the following paragraphs or substantially similar paragraphs: (7-1-93)

a. This is a final order of the agency. Any party may file a petition for reconsideration of this final order within fourteen (14) days of the service date of this order. The agency will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5246(4), Idaho Code. (7-1-93)

b. Pursuant to Section 42-1701A(3), Idaho Code, unless the right to a hearing before the Department or the Board is otherwise provided by statute, any person aggrieved by any decision, determination, order or action of the director of the Department or any applicant for any permit, license, certificate, approval, registration, or similar form of permission required by law to be issued by the director, who is aggrieved by a denial or conditional approval ordered by the director, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the director to contest the denial or conditional approval upon filing with the director, within fifteen (15) days after receipt of the denial or conditional approval, a written petition stating the grounds for contesting the action by the director and requesting a hearing. (4-5-00)

c. Pursuant to Sections 67-5270 and 67-5272, Idaho Code, any party aggrieved by this final order or orders previously issued in this case may appeal this 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: (7-1-93)

- i. A hearing was held; (7-1-93)
- ii. The final agency action was taken; (7-1-93)
- iii. The party seeking review of the order resides; or (7-1-93)
- iv. The real property or personal property that was the subject of the agency action is located. (7-1-93)

d. An appeal must be filed within twenty-eight (28) days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Section 67-5273, Idaho Code, and Rule 84 of the Idaho Rules of Civil Procedure. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal. (4-5-00)

May 4, 2001

RECEIVED

MAY - 7 2001

Department of Water Resources

State of Idaho
Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Attention: Shelley W. Keen, Water Rights Supervisor
In reply to: Water Right Holders License No: 95-8989 – Issuance of License

SUBJECT: WATER RIGHT LICENSE NO. 95-08989 CORRECTIONS

As per our telephone conversation yesterday, please make the following corrections for the water right documentation issued April 19, 2001.

1. Kootenai County has renamed our address as part of the Enhanced 911 Addressing Project
From: E 7147 Hayden Blvd
To: **10147 N Speakeasy Lane**
2. Place of use is located within:
From: Lot 92, Hayden Lake Cottage Tracts
To: **Lot 92B, Hayden Lake Cottage Tracts**
There isn't a Lot 92, only Lot 92A or Lot 92B

Thank you, again for updating and issuing a corrected Water Right License.

Sincerely,

Bruce R. Crowe
Jacquelyn G. Crowe

Bruce R and Jacquelyn G Crowe
(208) 772-0241

MICROFILMED

OCT 12 2001

10147 N SPEAKEASY LANE
HAYDEN, IDAHO 83835



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

April 19, 2001

BRUCE R CROWE
JACQUELYN G CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835

RE: License No. 95-8989 - 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

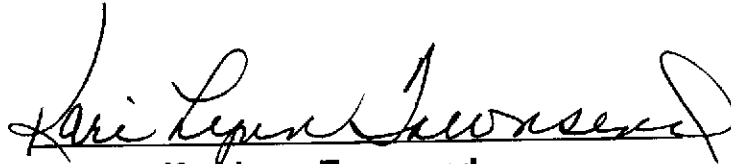
OCT 12 2001

CERTIFICATE OF MAILING

I hereby certify that on April 20, 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. 95-8989

**BRUCE R CROWE
JACQUELYN G CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835**

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

**Karl Lynn Townsend
Secretary**

MICROFILMED

OCT 12 2001

**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).

OCT 12 2001
MICROFILMED

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. 95-08989

Date: 4-18-01

Reviewer: Kay Walker

topo = E55

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 _____ cfs
Measured 0.02 cfs
Theoretical _____ cfs

Recommended Total Diversion Rate 0.02

Water Uses

OK Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af
Stockwater _____ cfs _____ af
Domestic 0.02 cfs 1.2 af
_____ cfs _____ af
_____ cfs _____ af
Total 0.02 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, R04, O/P, W60

Additional Conditions yes Watermaster Control
O/P 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 If yes, explain why below.
no

SRBA Claim? N/A

Adjust memo _____

Amend Letters _____ P87, S06

Second Amendment Notice _____ S06

RECEIVED

SEP 25 2000

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 26 2000

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-089891. Owner: Jacquelyn G. & Bruce R. Crowe Phone No. (208) 772-0241Current Address: E 7147 Hayden Blvd, Hayden, Id. 838352. Accompanied by: Bruce Crowe EXAM DATE: 8-30-00Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Hayden Lake tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	04		NE	SW	15	51N	03W	Kootenai	USGS 7.5 min 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	
51N	03W	15									04								

MICROFILMED

OCT 12 2001

2. Measurements:

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

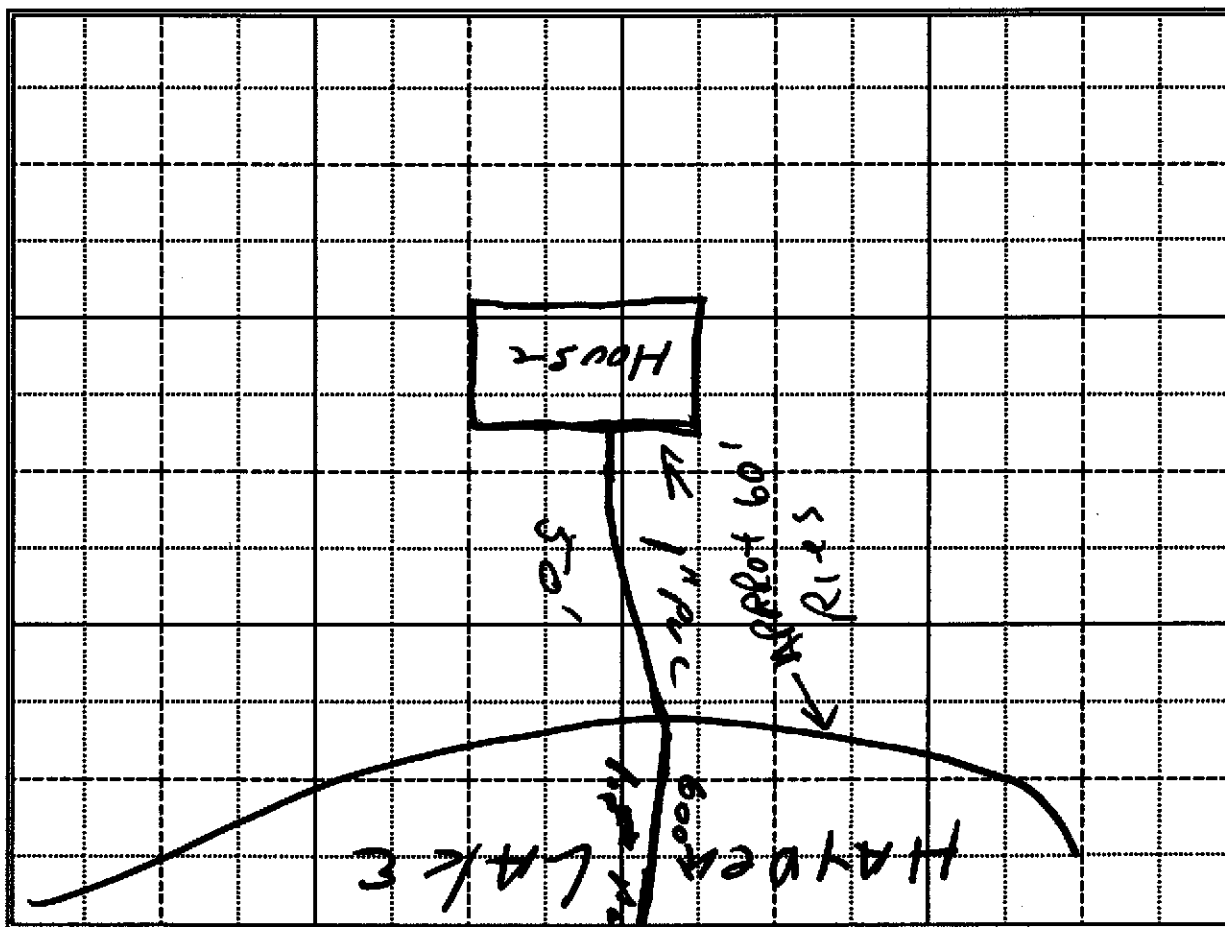
D. FLOW MEASUREMENTS

*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
	Franklin Co.	75	2801074915	S.G.	1"

4.

Scale: 1" = _____
 Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 Aerial Photo Attached of (required for irrigation of 10+ acres)
 Photo of Diversion and System Attached



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

Have conditions of permit approval been met? ✓ yes no

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
 5 gpd bucket 5 gpd x 30 sec = 10 gpm

$$10 \times 1.336 \text{ ft} = 13.36 \text{ ft}$$

$$13.36 \text{ ft} = 13.36 \text{ ft}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From

01-01

Period of Use

To

12-31

Rate of Diversion

Q (cfs)

1.02

Annual Volume

V (afa)

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

Wayne Dobson

Date

9-19-00

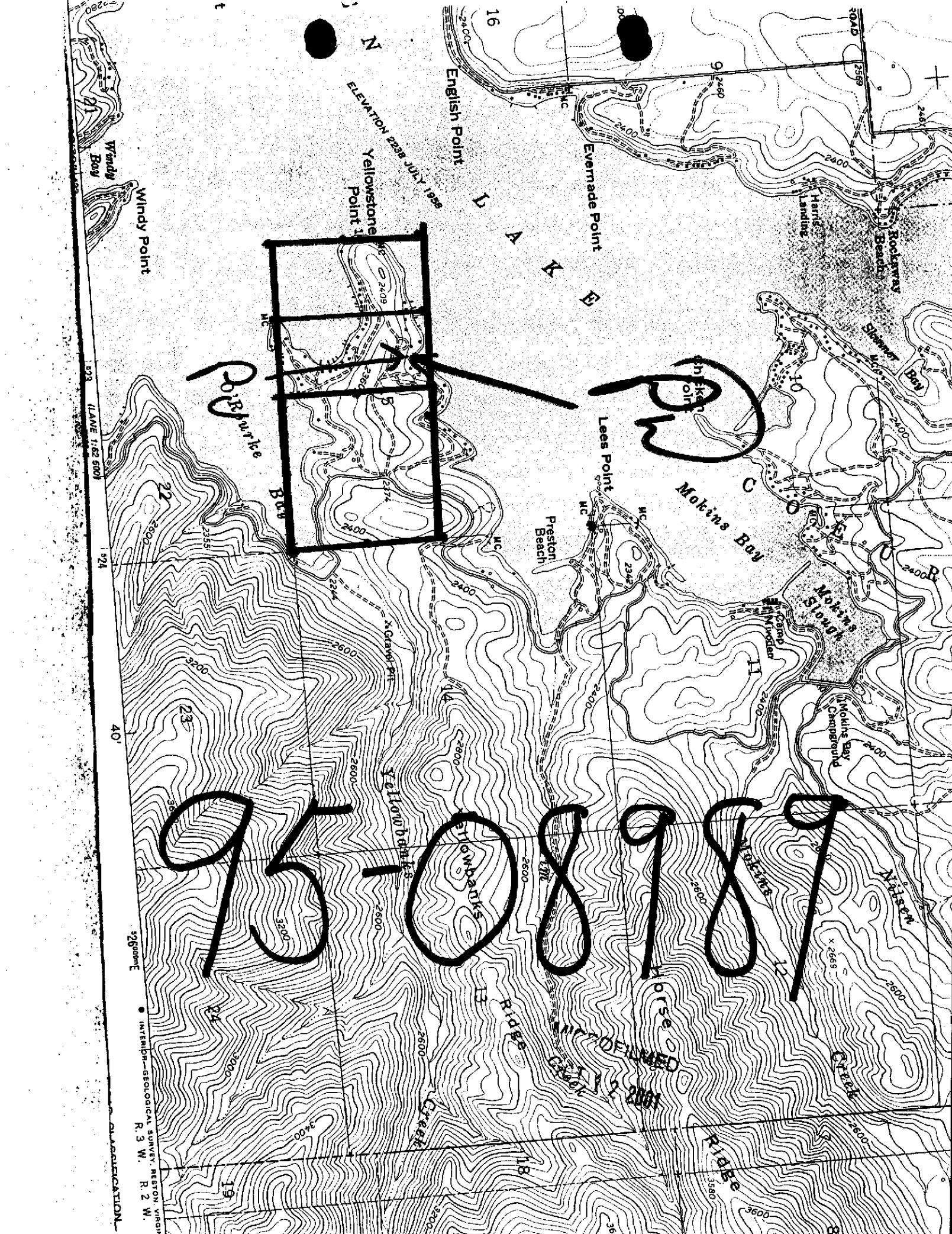
Reviewer

Date

SEAL

MICROFILMED

OCT 12 2001



N

ELEVATION 2228 JULY 1958

English Point

Evermade Point

Yellowstone Point

Windy Point



Polk

Polk

Mokins Bay

Lees Point

Preston Beach

Mokins Slough

Mokins Bay Campground

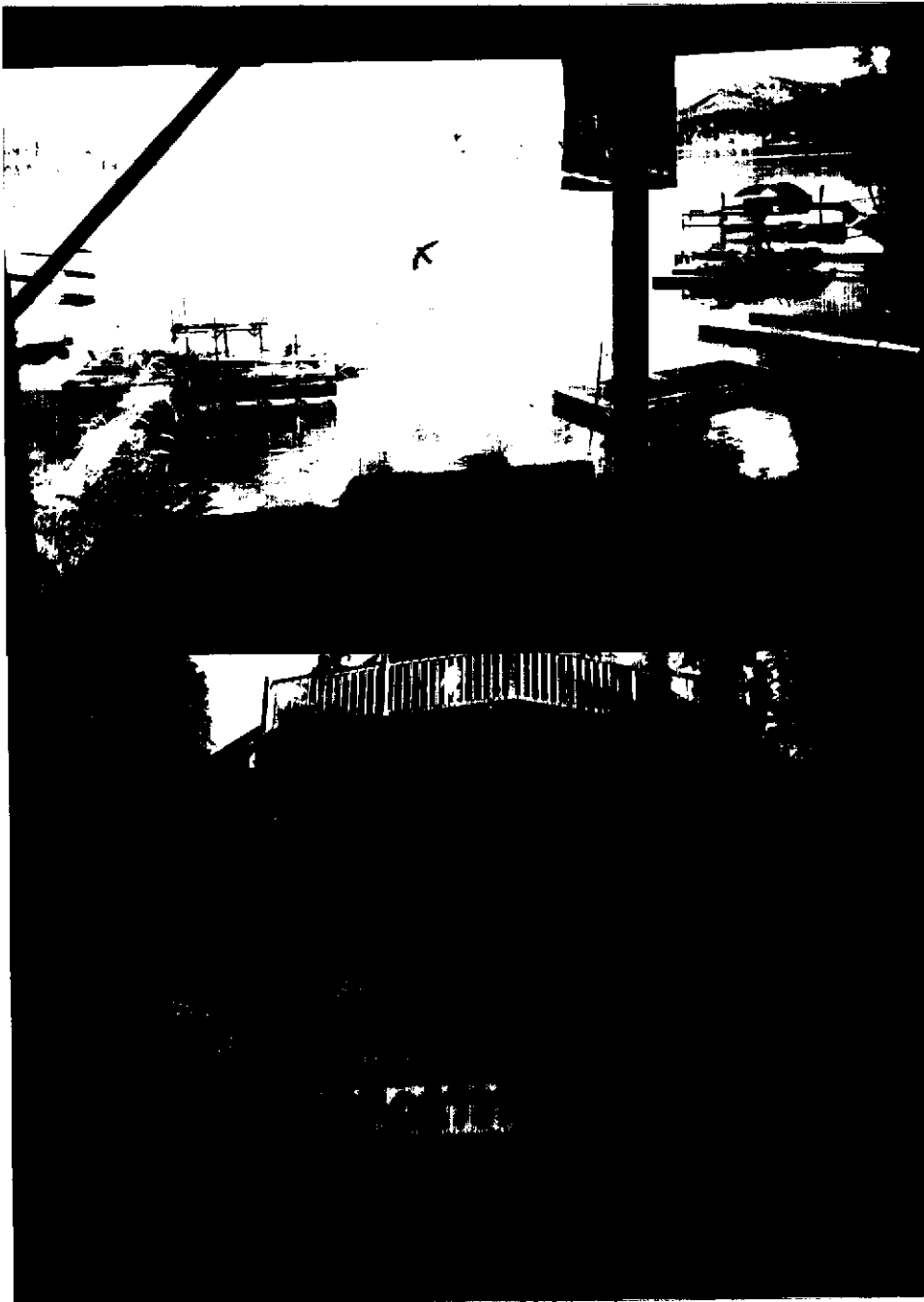
Nelson

Ridge

Horse

1:25,000
1:50,000
INTERPRETATION
R. 3 W. R. 2 W.

95-0898



PO

PV

95-08989

MICROFILMED
OCT 12 2001



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 5, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JACQUELYN G CROWE
E 7147 HAYDEN BLVD
HAYDEN, ID 83835

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08989

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,

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED
JAN 31 2000

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08989 Reviewed by WJ Date 01-05-99

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?

Dom-1

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

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

OK. Proof

DATA ENTRY

New Address Proof Made 8-09-99

JACQUELYN G CROWE
BRUCE R CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835

July 31, 1999

RE: PERMIT NO. 95-08989 PROOF DUE NOTICE

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.

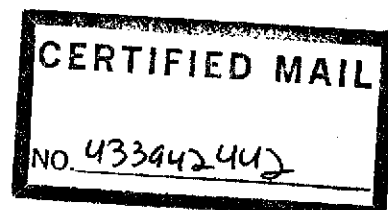
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
JAN 31 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

October 2, 1998

JACQUELYN G CROWE
BRUCE R CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08989

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

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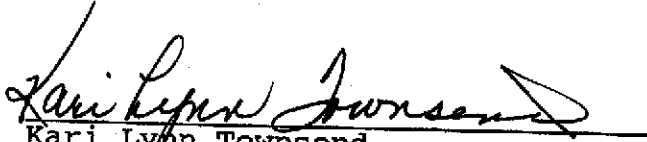
NOV 09 1998

CERTIFICATE OF MAILING

I hereby certify that on the 2nd day of October, 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. 95-08989

JACQUELYN G CROWE
BRUCE R CROWE
E 7147 HAYDEN BLVD
HAYDEN ID 83835


Kari Lynn Townsend
Secretary

MICROFILMED

NOV 09 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

NOV 09 1988

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
NOV 09 1998
Page 2

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

RECEIVED

WRI
WRA
BEA

APPLICATION # 95-08989

SEP 21 1998

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: CROWE

BY: [Signature]

DATE: 7/28/98

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)
- ☒ Field check: by _____
 - ☒ Field report attached
 - ☒ Analysis Supp. attached(>5cfs/500af)
 - ☒ Water delivered by water master?
 - Water District # 95-A

PROCESSING

- (Yes)(No) PRIORITY DATE: 7/28/98
- ☒ (Include Moratorium Remark)
- ☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
☒	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
☒	Dom. 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: _____

FINAL REGIONAL PROCESSING/REVIEW

- (Yes)(No)
- ☒ Notice of pending void order issued. Final order response date: 9/10/98
 - ☒ Further information required from applicant
 - ☒ Affidavit of publication received
 - ☒ Application published correctly. If not, record action taken: _____
 - ☒ Publication dates and paper recorded on application
 - ☒ Protests received, Final protest date: 9/18/98
 - ☒ Measuring device required
 - ☒ Measuring port required
 - ☒ Special conditions: _____
 - ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: [Signature] Date: 9/10/98

Memorandum

Date: September 14, 1998

To: Application for Permit Number 95-08989

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

NOV 09 1998

# AFFIDAVIT OF PUBLICATION

AUG 31 1998

STATE OF IDAHO,  
County of Kootenai, } ss.

STACIE WALKER

NORTHERN REGION

IDWR

upon oath deposes and says:

being first duly sworn

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 20 day of AUGUST, 1998, and ending on the 27 day of AUGUST, 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 27 day of AUGUST, 1998

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

CROWE, BRUCE R  
CROWE, JACQUELYN G  
E 7147 HAYDEN BLVD  
HAYDEN, ID 83835  
Source: HAYDEN LAKE  
Diversion Pt: NESW  
Use: DOMESTIC

Tributary: SINKS  
Sec 15 T 51N R 03W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)

Total Diversion:  
Date Filed: 7/28/1998  
In: KOOTENAI County  
T51N R03W S15 NESW

95-08990

GREENFIELD, HAROLD M  
1464 PARKWAY  
RATHDRUM, ID 83858  
Source: RATHDRUM CREEK  
Diversion Pt: NWSW  
Use: IRRIGATION

Tributary: SINKS  
Sec 36 T 52N R 04W in KOOTENAI County.  
(0.090 CFS)  
(0.090 CFS)

Total Diversion:  
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  
Diversion Pt: NENE  
Use: DOMESTIC

Tributary: SPOKANE RIVER  
Sec 18 T 48N R 04W in KOOTENAI County.  
(0.040 CFS)  
(0.040 CFS)

Total Diversion:  
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  
Diversion Pt: NESW  
SENW

Sec 3 T 53N R 03W in KOOTENAI County.  
Sec 10 T 53N R 03W in KOOTENAI County.  
(0.600 CFS)  
(0.600 CFS)  
(0.600 CFS)

Use: IRRIGATION  
DOMESTIC  
Total Diversion:  
Date Filed: 8/3/1998  
In: KOOTENAI County  
T53N R03W S03

S10 SWNW NESW NWSW SWSW  
SENW NENW NWNW SWNW  
48.0 ACRES TOTAL

96-08998

KOOTENAI INVESTMENTS CO INC  
1919 THIRD STREET  
PO BOX G  
COEUR D ALENE, ID 83814  
Source: GROUNDWATER  
Diversion Pt: SWSE  
Use: IRRIGATION  
DOMESTIC

Sec 30 T 53N R 03W in KOOTENAI County.  
(0.600 CFS)  
(0.600 CFS)  
(0.600 CFS)

Total Diversion:  
Date Filed: 8/3/1998  
In: KOOTENAI County  
T53N R03W S30 NESE  
48.0 ACRES TOTAL

NWSE SWSE SESE

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 SEPTEMBER 8, 1998.

Legal 757  
August 20, 27, 1998

KARL J. DREHER, Director

MICROFILMED  
NOV 09 1998

95-08989

CROWE, BRUCE R  
CROWE, JACQUELYN G  
E 7147 HAYDEN BLVD  
HAYDEN, ID 83835

Source: HAYDEN LAKE

Tributary: SINKS

Diversion Pt:                    NESW      Sec 15 T 51N R 03W in KOOTENAI County.

Use: DOMESTIC                    (            0.040 CFS)  
                                  Total Diversion: (            0.040 CFS)

Date Filed: 7/28/1998

In: KOOTENAI County  
     T51N R03W S15                NESW

MICROFILMED

NOV 19 1998

August 12, 1998

Mr and Mrs Bruce R Crowe  
E 7147 Hayden Blvd  
Hayden ID 83835

Re: Water Appropriation Application No. 95-08989

Dear Mr. and Mrs Crowe:

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

RECEIVED

NOV 09 1998