

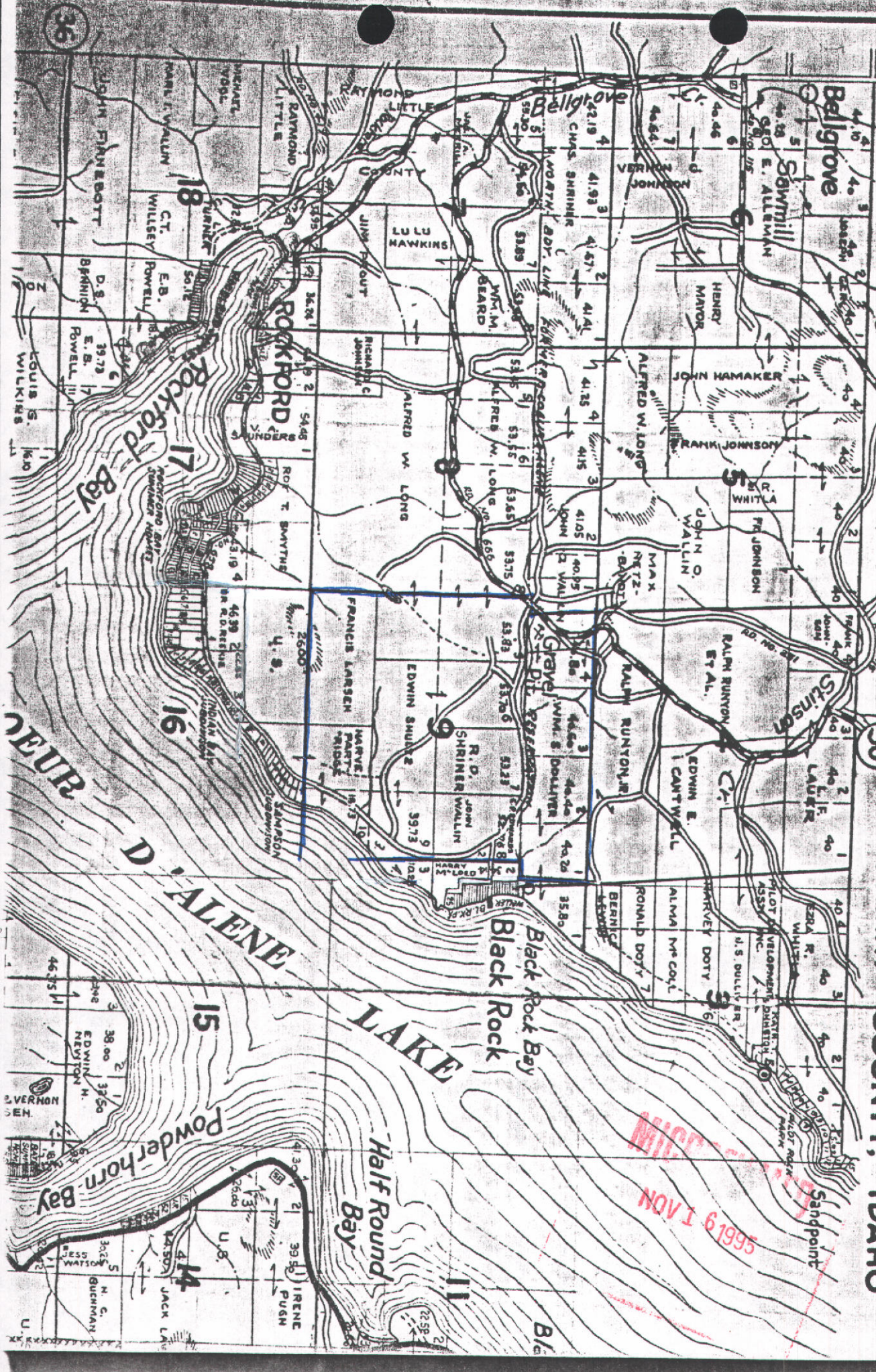
SCALE 2 IN. = 1 MILE

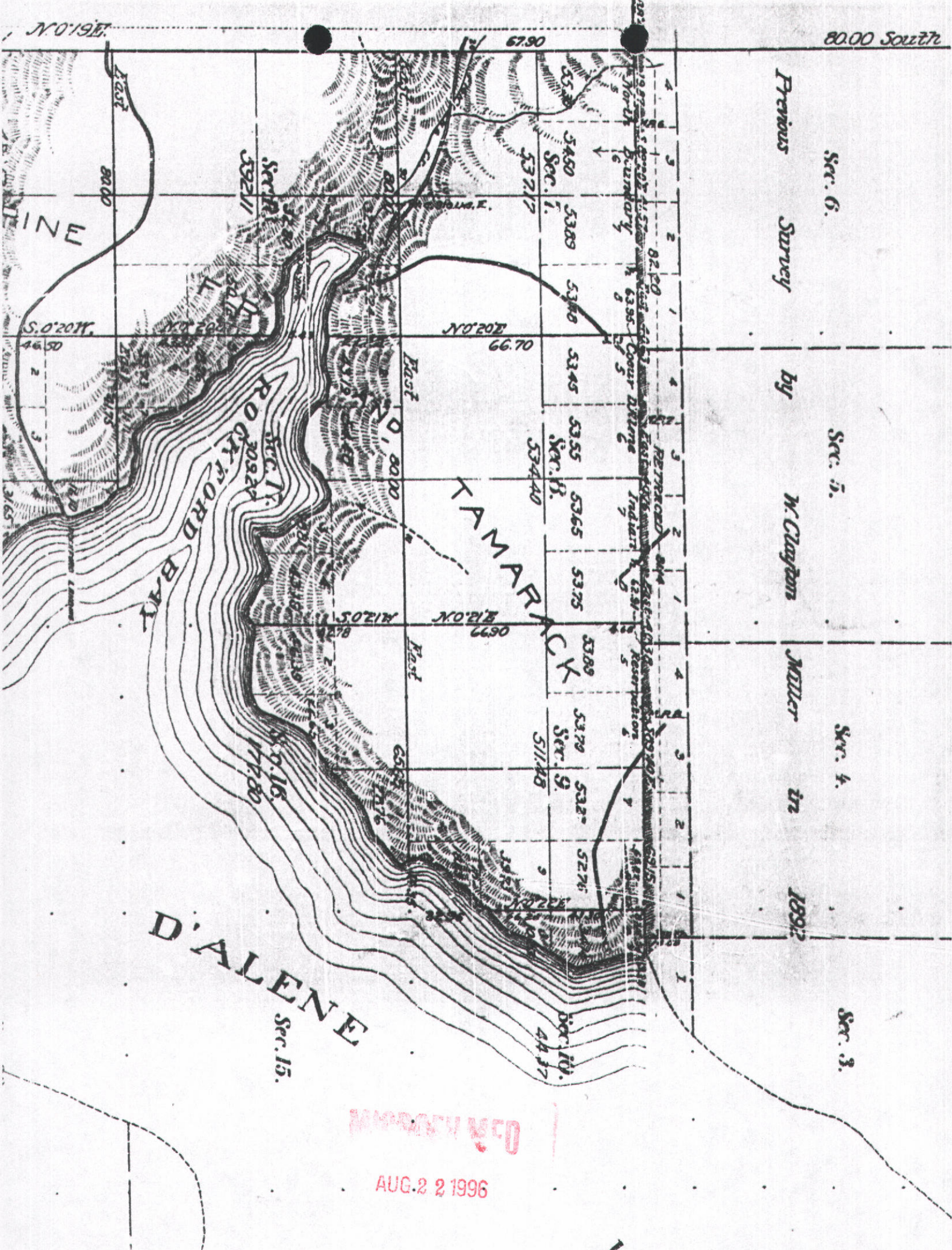
FOR SALE BY

METSKER MAPS

111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 48 N., RANGE 4 E. KOOTENAI COUNTY, IDAHO





Sec. 6.

Sec. 5.

Sec. 4.

Sec. 3.

Previous Survey

by

W. Clayton

Miller

in

1891

TAMARIC

D'ALENE

Sec. 15.

Sec. 14.

Sec. 13.

Sec. 12.

Sec. 11.

Sec. 10.

Sec. 9.

Sec. 8.

Sec. 7.

Sec. 6.

Sec. 5.

Sec. 4.

Sec. 3.

U.S. GEOLOGICAL SURVEY

AUG. 22 1996

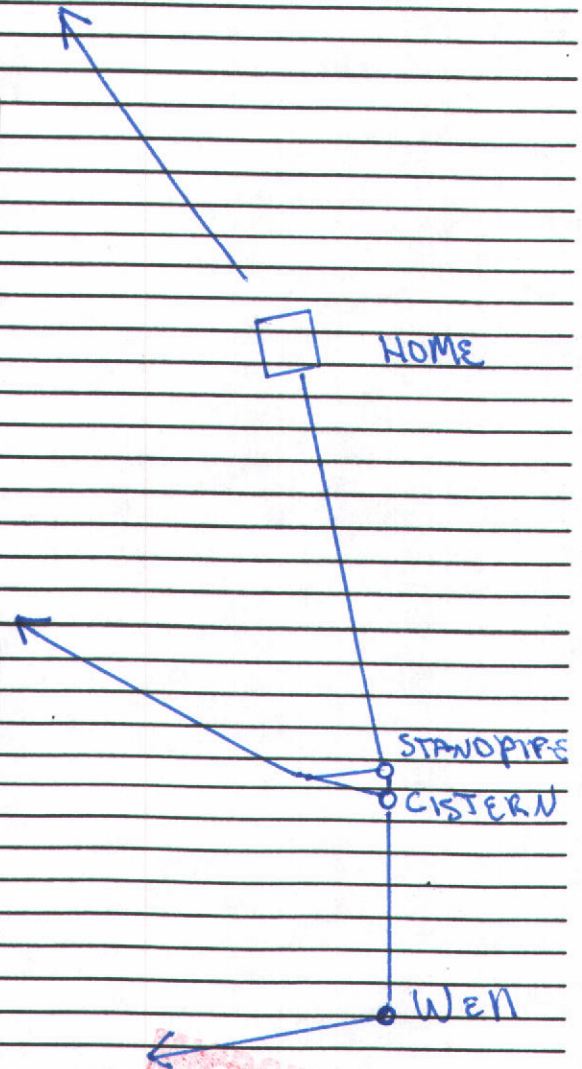
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 95-08923

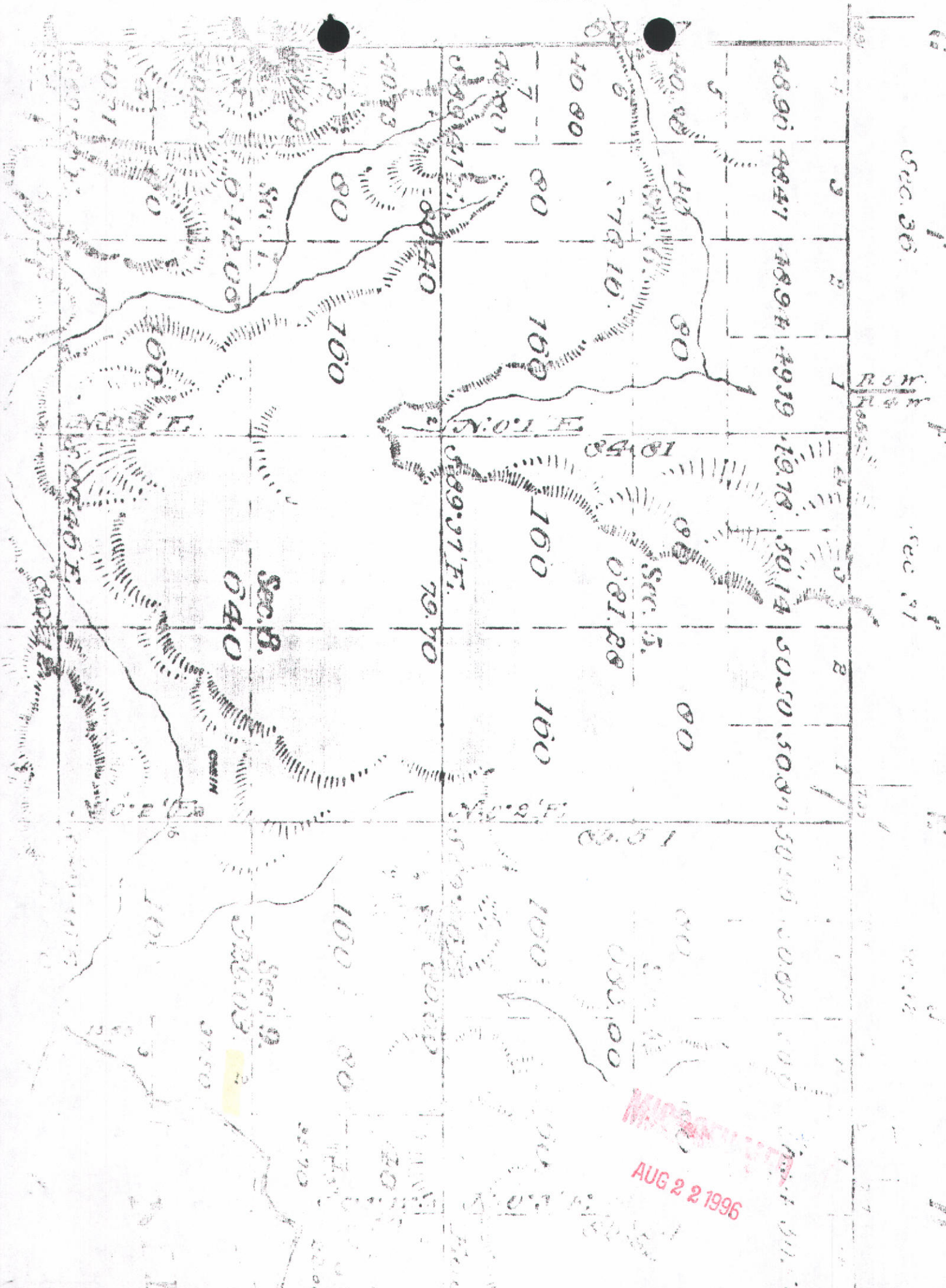
PHOTOGRAPHS

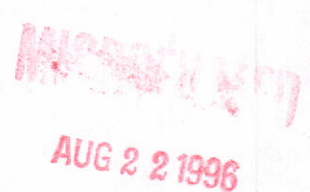


System



AUG 22 1996





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08923

Priority: July 31, 1995

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that NANCY A HELMER BODENBURG
JOHN W BODENBURG

PO BOX 2141

COEUR D ALENE ID 83816-2141

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 31, 1995; and has submitted Proof of Beneficial Use on December 15, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 9, Township 48N, Range 04W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

48N 04W 9

NWSE

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 17TH day of AUGUST, 1996.


Acting for KARL J. DREHER, Director

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE DEC 15 1995

The Idaho Department of Water Resources considers this form a statement that the permit holder ^{has already 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.

- Permit No. 95-08923 Telephone No. 208-664-0937
- Name(s) of Permit Holder(s): John W. Bodenburg & Nancy A. Helmer Bodenburg
- Mailing Address: PO Box 2141, Coeur d'Alene, ID 83816
- Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. 11 yr. 93
 - Well Driller: H2O Well Service Inc. Drilling Permit Number: 95-93-N0204-000
 - OPTIONAL:
 Pump Horsepower: 2 Pressure (psi): ? Dynamic pumping level (ft): ?
 Static water level 443'
 Well depth - 720'
- Use(s) (as authorized by the water right permit):
 Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
 Irrigation (No. of acres): 1 Other: _____
- Total rate of diversion and/or volume for which proof is submitted: 0.05 cfs OR _____ acre feet
- 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>X</u>
	Has the measuring device been installed?	Yes _____ or No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>X</u>
	Has the measurement port been installed?	Yes _____ or No <u>X</u>
- Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
- Person to contact to accompany the Department representative during field examination of the water system.
 Name: John W. Bodenburg ^{Nancy Helmer Bodenburg for} Telephone Number: 208-664-1461 or 208-664-0937
 Address: 4850 W. Rockford Bay Rd., Coeur d'Alene.
- 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:

Nancy A. Helmer Bodenburg
 (include your title, if on behalf of company or organization)
Date: 10/28/95

JAN 31 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08923

Proposed Priority: July 31, 1995

Maximum Diversion Rate:

0.05 CFS

This is to certify, that **NANCY A HELMER BODENBURG**

JOHN W BODENBURG

PO BOX 2141

COEUR D ALENE ID 83816-2141

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

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.03 CFS
DOMESTIC	01/01 to 12/31	0.02 CFS
	Totals	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 9, Township 48N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
48N	04W	9	NWSE	1.0		1.0

Total number of acres irrigated: 1.0

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1996**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Construction of the well must comply with Idaho well construction standards.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. Domestic use is for 1 home.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

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

18 day of October, 1995.

NOV 16 1995

Karl J. Dreher
Karl J. Dreher, Director

RECEIVED
OCT 12 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8923

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant John W. Bodenburg and/or Nancy A. Helmer Bodenburg Phone 208-664-0937
Post office address PO 2141, Coeur d'Alene, ID 83816

2. Source of water supply GROUNDWATER which is a tributary of _____

3. Location of point of diversion is _____ 1/4 of NW 1/4 of SE 1/4, Govt. Lot _____
Sec. 9 Township 48N Range 4W B.M. KOOTENAI County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

* Amount 0.02 cfs for DOMESTIC purposes from 7/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.03 for IRRIGATION purposes from 3/15 to 1/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.07 cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. WELL + PUMP

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____

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

* per department standards. 10/16/95.

NOV 16 1995

applicant to make this filing.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

b. Who owns the land to be irrigated or place of use? Apple Hill

11. a. Who owns the property at the point of diversion? APPLICANT

10. Describe any other water rights used for the same purposes as described above:

Total number of acres to be irrigated.

[illegible]

ponding place of use below. See instructions for standard symbols.

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

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

8. Description of proposed uses (if irrigation only, go to item 9):

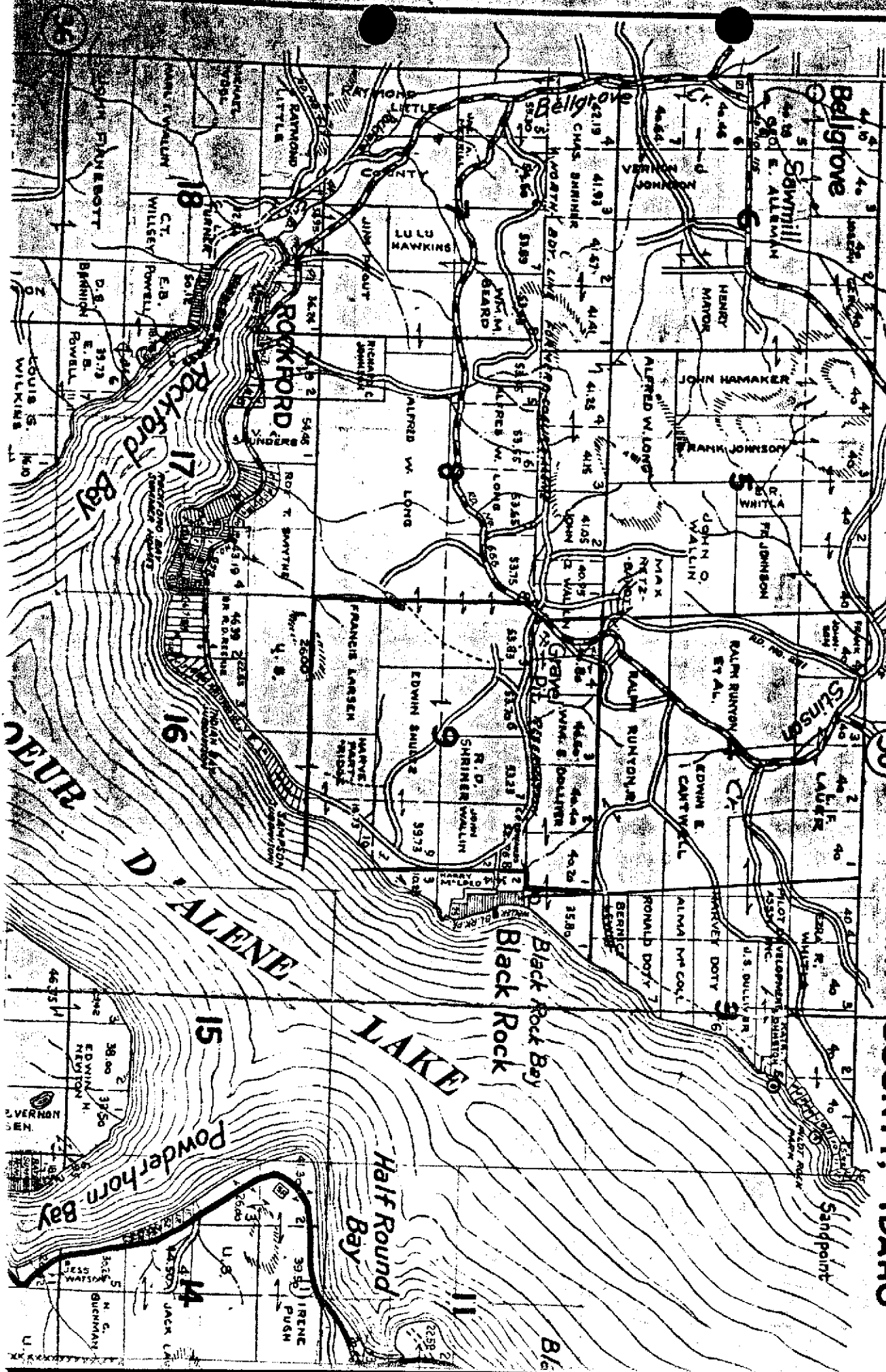
FOR SALE BY

METSKER MAPS

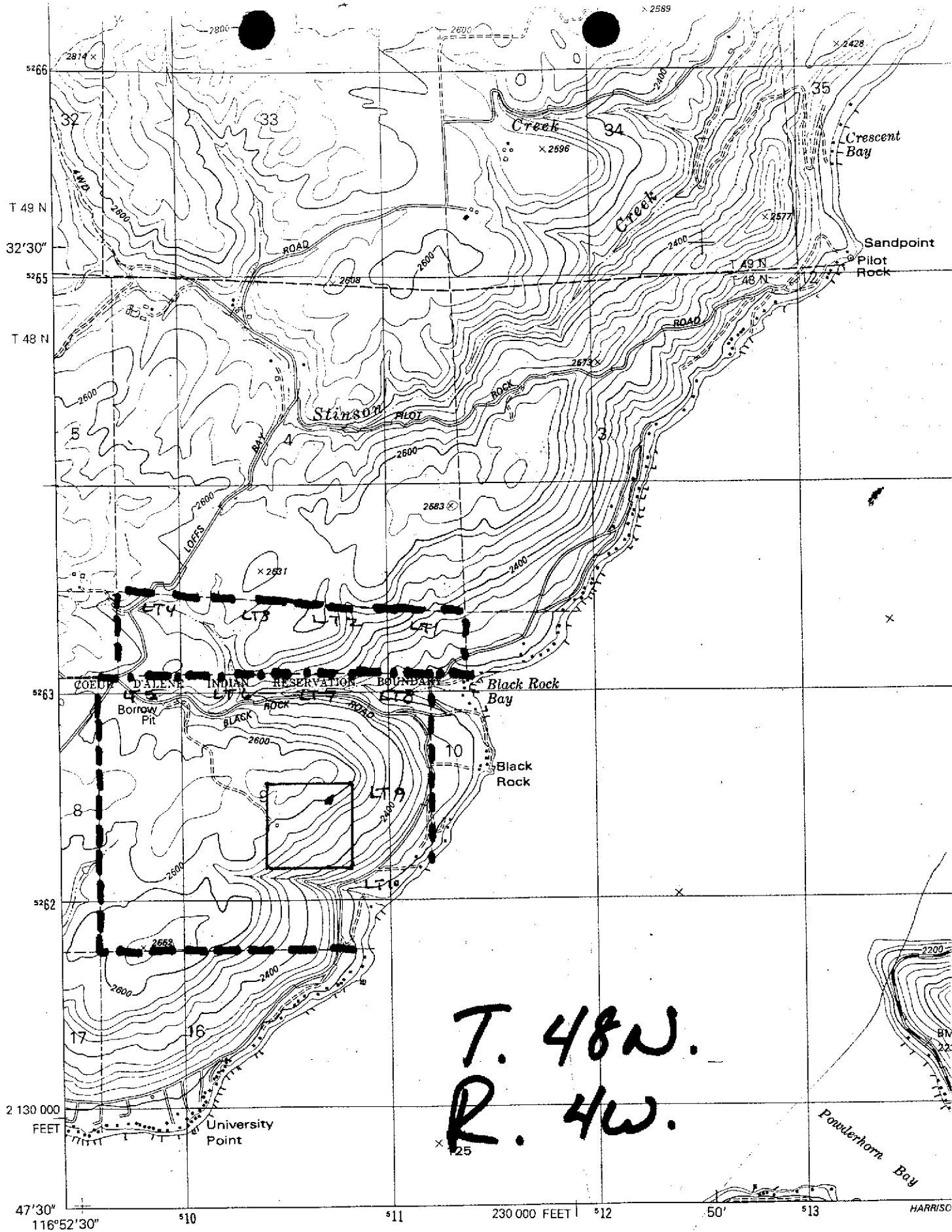
111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 48 N., RANGE 4

KOOTENAI COUNTY, IDAHO



T48N R4E R



Mapped, edited, and published by the Geological Survey

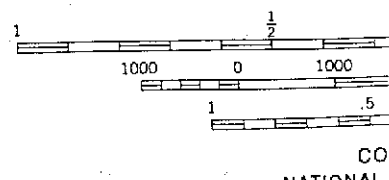
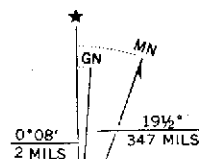
Control by USGS and NOS/NOAA

Topography by photogrammetric methods from aerial photographs taken 1975. Field checked 1976. Map edited 1981

Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator)

1000-meter Universal Transverse Mercator grid, zone 11

(WOLLEY)
2678 IV NW



CO
NATIONAL

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

A large grid of graph paper. The grid is composed of 10 columns and 10 rows of squares. In the bottom right corner, there is a smaller grid, also 10 columns and 10 rows, which is slightly offset from the main grid. The text "10x10" is printed in the bottom right corner of the main grid.

Scale: 2 inches equal 1 mile.

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

X Nancy J. Melmer Badenbury
(Applicant)

NOV 16 1995

e. Other:

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

19

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

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

Idaho No. _____, and said application is hereby _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Publication approved _____

Publication prepared by _____

Fee \$ 50.00

Received by _____

Date 7/31/95 Time 4:00

Preliminary check by _____

Received by _____

10-9285

Date 7/31/95

Date 8/30/95

Published in _____

Date 9/15/95



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 19, 1996

NANCY A HELMER BODENBURG
JOHN W BODENBURG
PO BOX 2141
COEUR D ALENE ID 838162141

RE: WATER RIGHT NO. 95-08923

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify 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 to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

AUG 22 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08923

DATE 8/8/96

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>✓</u>	Address Change <u>NO</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u> If not, prepare Notice of Intent to Void <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u> <u>govt. lot 2</u>

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate	<u>.05</u>	cfs
Fee limit	<u>.20</u>	cfs \$50 ⁰⁰
Measured	<u>—</u>	cfs
Theoretical	<u>—</u>	cfs
$2 \times 8.8 \times .7 / 443 + (2.31 \times 20) = .03$		
		Recommended Total Div Rate <u>.04</u> cfs

ANNUAL VOLUME/ NATURE OF USES

Use <u>Dom</u>	Volume Calculation <u>~~6.18 standard~~</u> af
<u>~~Dom~~</u>	<u>~~5 x 3.0 = 1.5~~</u> af
<u>—</u>	<u>—</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>~~2.1~~ 1.2</u> af

Flow rate .04 cfs X 365 days X 1.98 af = 29.0 af

Total volume recommended ~~2.1~~ 1.2 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

D/I home ~~not national~~
W31 (.02, 1.5)

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

~~Overlap~~

— Use-specific conditions

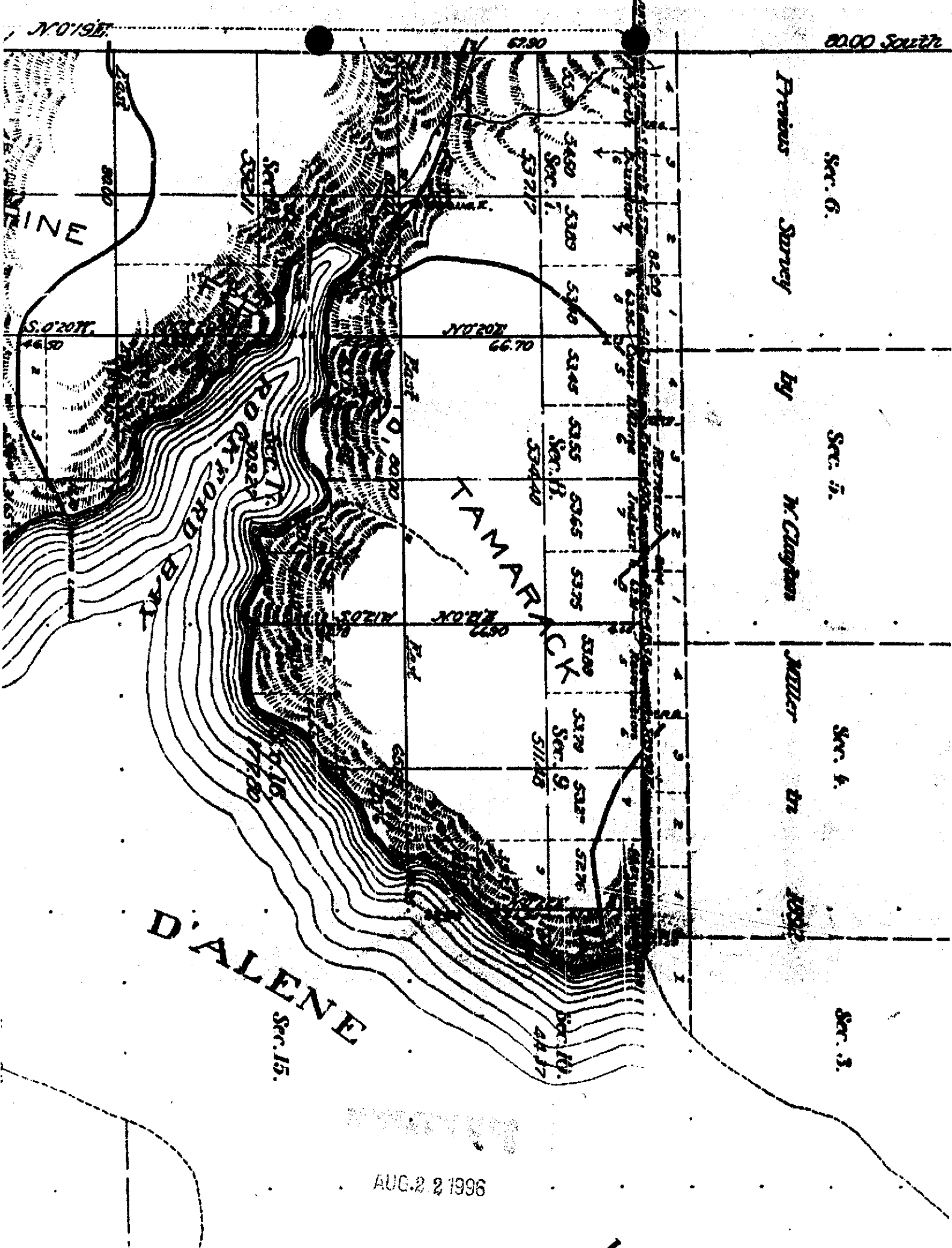
Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed N/A

Adjustment Memo irr/dom. separate

1st Amend Letter N/A

2nd Amend Letter N/A



AUG. 22 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08923

1. Owner: John W Bodenberrg Phone No. _____

Current Address: P.O. Box 2141, Coeur d'Alene Id 83816

2. Accompanied by: John Bodenberrg EXAM DATE: 6-19-96

Address: Same Phone No. _____

Relationship to Permit Holder: owner

3. Source: ground water tributary to -

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
			NW	SE	09	48N	04E	Kootenai	USGS 7.5 QUAD

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04E	09																	

AUG 22 1996

2. Measurements:

None Needed for ground water

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

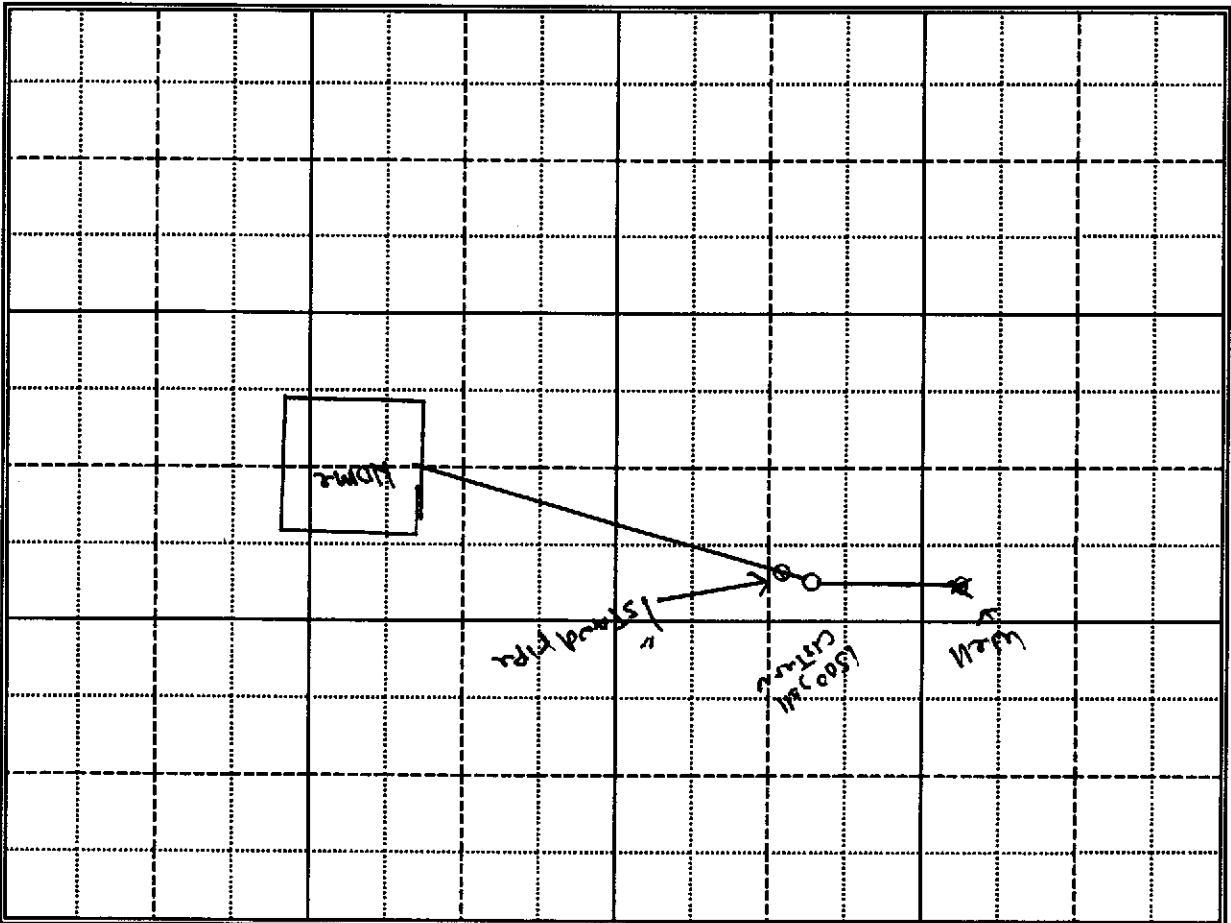
D. FLOW MEASUREMENTS

*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
	N/A	2	N/A	Submersible	

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 (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.

E. NARRATIVE/REMARKS/COMMENTS

Water from well is pumped to cistern
then gravity fed to home. less than
1/2 ac. Irrigation found.

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

RECEIVED

AUG 2 2 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From

01-01

Period of Use

To

12-31

Rate of Diversion

Q (cfs)

-04

Annual Volume

V (afa)

1.2

2. Recommended Amendments

Change P.D. as reflected above

Add P.D. as reflected above

None

Other

Change P.U. as reflected above

Add P.U. as reflected above

I. AUTHENTICATION

Field Examiner's Name

Ed M. Cushman

Date

7/16/96

Reviewer

Date

SEAL

AUG 22 1996

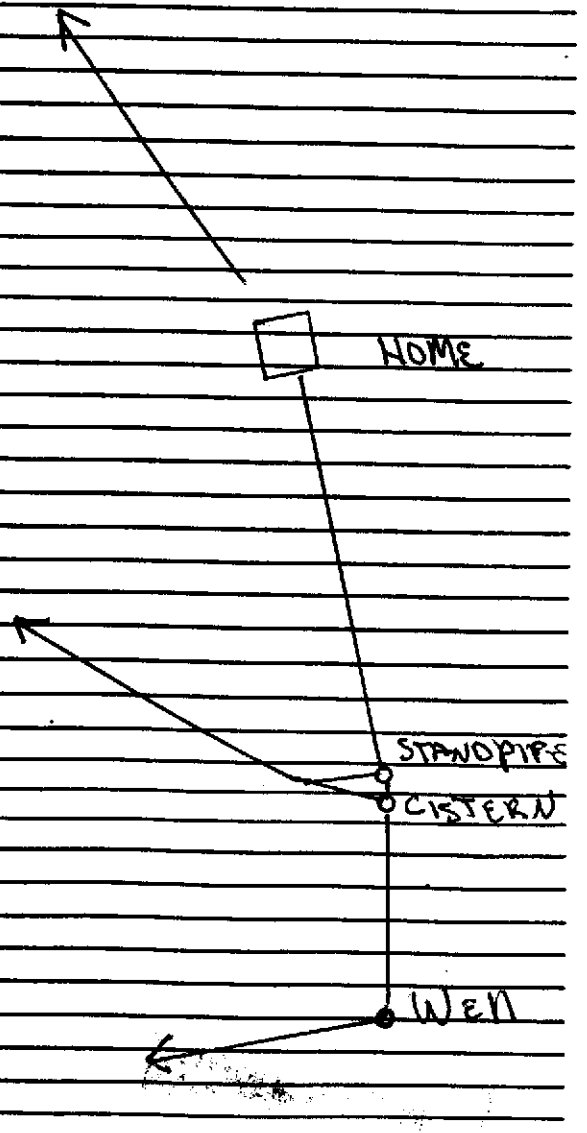
PERMIT # 95-08923

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

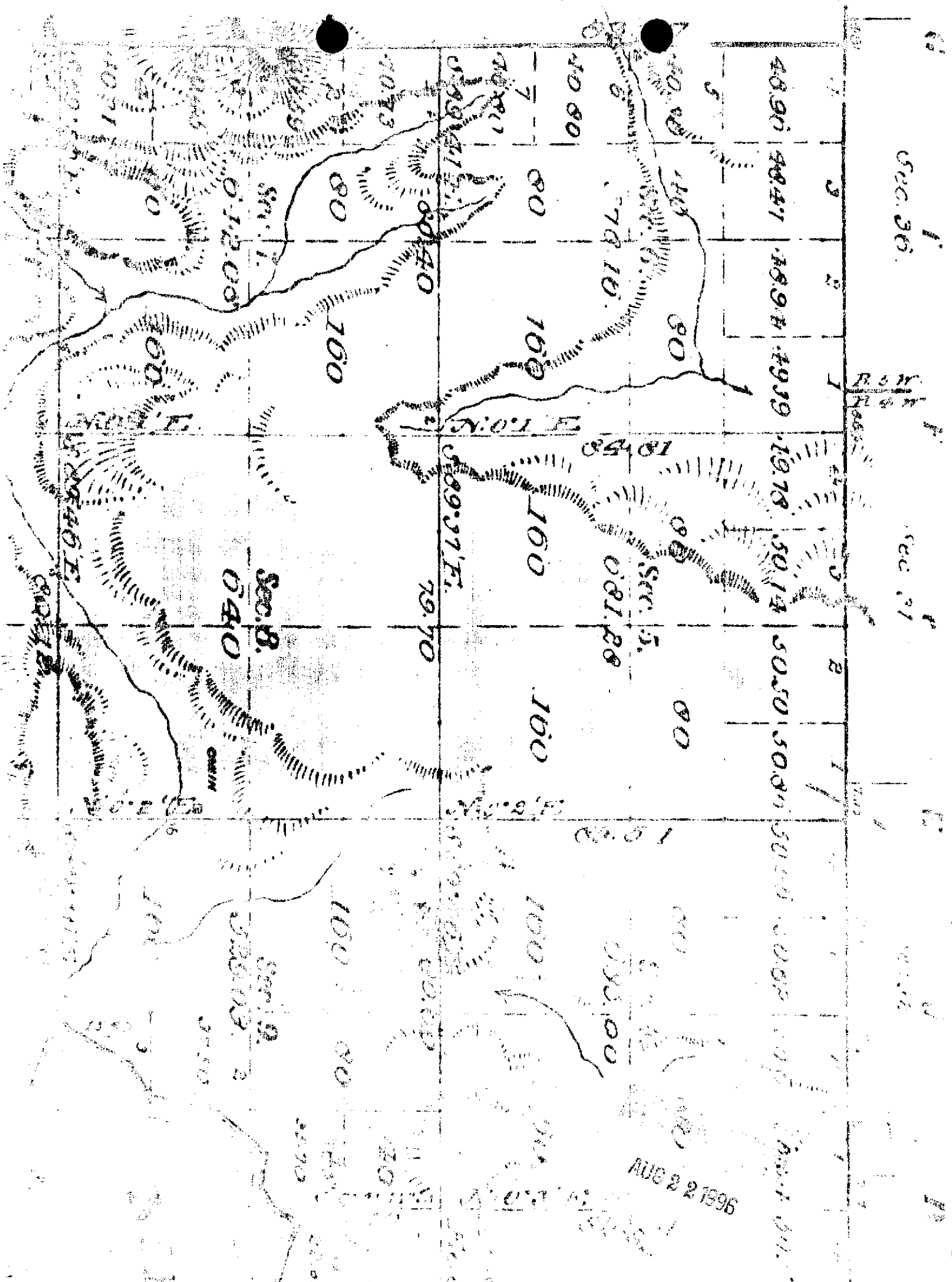
PHOTOGRAPHS



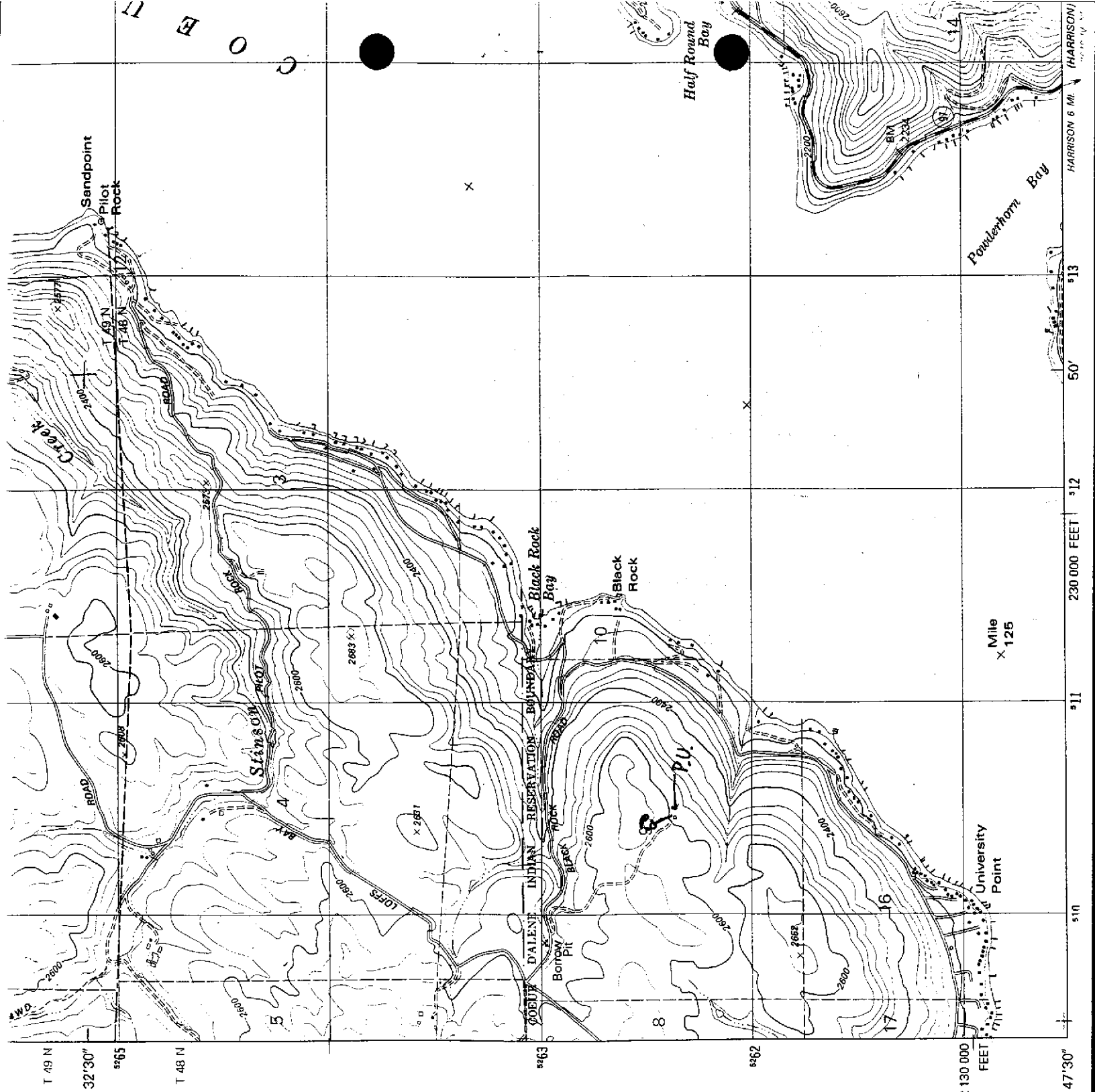
System



AUG 22 1985



AUG 22 1896



RECEIVED
FBI - SAN FRANCISCO
AUG 22 1996

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08923 Reviewed by Jaf Date 1-3-96

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
yes Drilling permit required?
no Copy in the file? Drilling Permit No. 95-93-N-0204-000
35.00 Amount paid for permit yes Correct?
yes Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50.00 Amount Submitted
yes Correct?
no Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	- = +	_____
Date proof due	_____		_____
No. of days late	_____		_____
Priority Date	_____		_____
New Priority Date	_____		_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address X Proof Made 12-15-95

January 4, 1996

NANCY A HELMER BODENBURG
JOHN W BODENBURG
PO BOX 2141
COEUR D ALENE ID 838162141

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08923

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

JAN 31 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 18, 1995

NANCY A HELMER BODENBURG
JOHN W BODENBURG
PO BOX 2141
COEUR D ALENE ID 83816-2141

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08923

Dear Permit Holder:

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

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

If a well has not already been constructed you are required to obtain a "drilling permit" from the department. The right to drill a well is not a part of this permit to appropriate water.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

NOV 16 1995

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 95-8923 Name: Bodenburg Date: 10/16/95 Ad OK? ☒
Correct Fee? ☒ Receipt #: N9285 Priority: 7/31/95 ☒ Gvmt Lts: ☒

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED:

Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065 (if GW use SW 1st)

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-465-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Water District (~~dam~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 028 (may report) - 01J (meas dev) - P08
=/- 0.2 cfs - 028 (may report) - 01H (lock dev) - P01 or No MD
=/+ 5 a. irr. - 028 (may report)
In WD + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):

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

USE:

Domestic (surface) - 021 (Boise R ↑ L Peak); 27A (Payette R); NA
Fish Propagation - 07A-042 (rq) - 010/06A/09E (WQ) - P10; 044 (N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E - P10
Power - 08A-17K-025-027-01M-01F (P19) - 09E (P10);
+25 cfs - P18; 17G (FERC) or 17M (FERC); 18B-P09
Storage (✓ 3 compo.) - 18A (multi MD in WD), 18B-P09 (+10' dam), NA

LOCATION:

Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

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

OTHER CONDITIONS:

STANDARD REMARKS:

① WBS 71

BENEFICIAL USE DUE:

10-1-1996

COMMENTS:

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPLICATION APPLICATION ANALYSIS

WR1
BC
WRAPP

APPLICATION # 95-8923

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

APPLICANT: HERMER/BODENBURG BY: AB DATE: 7/31/95

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other Water Rights
11. ☒ Ownership
13. ☒ Map
☒ Signature
☒ Fee (Amt, recpt, acknowledgment)

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 7/31/95

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

ADVERTISE IN: CA/Thurs/OK KOOTENAI County.

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

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

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- ☒ Groundwater management area
☒ Critical ground water area
☐ Well Drilling Permit required
☐ Well Drilling Application and Fees received
☐ Well Drilling Application approved?
Well Drilling Application Number 95-93-N 204

***** FINAL REGIONAL PROCESSING/REVIEW *****

(Yes) (No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
☐ Further information required from applicant
9/15 ☒ Affidavit of publication received
9/15 ☒ Application published correctly, If not, record action taken: _____
☒ Publication dates and paper recorded on application- Sr. Agent initial AB
☒ Protests received. Final protest date: 9/25/95
☒ Measuring device required
☒ Measuring port required
☒ Special conditions: _____
☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB RMA

RECEIVED
OCT 12 1995

Date: 9/28/95

Department of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai, }

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

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

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

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular THURS. issue of said newspaper for 2 consecutive WEEKS commencing on the 7th day of September, 1995, and ending on the 14th day of September, 1995, and such publication was made as often during said period as said daily newspaper was regularly issued.

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

Subscribed and sworn to before me this 14th day of September, 1995.

RECEIVED

SEP 15 1995

IDWR

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

Commission expires 2-5-99

MICROFILMED

NOV 16 1995

The following application(s) have been filed to appropriate the public waters of the State of Idaho: **95-88922**
MORTENSEN, V J
BOX 1960
HAYDEN, ID 83835
Source: GROUNDWATER
Diversion Pt: NWNW Sec 29 T 51N R 04W in KOOTENAI County.
Use: IRRIGATION (0.300 CFS)
DOMESTIC (0.110 CFS)
Total Diversion: (0.410 CFS)
Date Filed: 8/10/1995
In: KOOTENAI County
T51N R04W S29 NWNW
30.0 ACRES TOTAL

95-08923
BODENBURG, NANCY A HELMER
BODENBURG, JOHN W
P O BOX 2141
COEUR D'ALENE, ID 83816
Source: GROUNDWATER
Diversion Pt: NWSE Sec 9 T 48N R 04W in KOOTENAI County.
Use: IRRIGATION (0.030 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 7/31/1995
In: KOOTENAI County
T48N R04W S09 NWSE
1.0 ACRES TOTAL

95-08924
RATHDRUM GENERATION PARTNERS LP
777 108TH AVE NE
SUITE 1750
BELLEVUE, WA 98004
Source: GROUNDWATER
Diversion Pt: NENWNE Sec 11 T 51N R 05W in KOOTENAI County.
SENEW Sec 11 T 51N R 05W in KOOTENAI County.
Use: IRRIGATION (0.120 CFS)
INDUSTRIAL (4.460 CFS)
DOMESTIC (0.040 CFS)
Total Diversion: (4.490 CFS)
Date Filed: 8/10/1995
In: KOOTENAI County
T51N R05W S02 NESE NWSE SWSE SESE
S11 NENE NWNE SWNE SENE
NENW NWNW SWNW
4.0 ACRES TOTAL

95-08925
ZIMMERMAN, BEN E
S-956 PLEASANT VIEW ROAD
POST FALLS, ID 83854
Source: SPOKANE RIVER
Tributary: COEUR D'ALENE LAKE
Diversion Pt: LOT 4 (SENE) Sec 7 T 50N R 05W in KOOTENAI County.
Use: IRRIGATION (0.040 CFS)
Total Diversion: (0.040 CFS)
Date Filed: 8/22/1995
In: KOOTENAI County
T50N R05W S07 Lot 4 (SENE)
1.0 ACRES TOTAL

96-08894
STELLMON, E C
14314 E ALKI
SPOKANE, WA 992162007
Source: GROUNDWATER
Diversion Pt: NENWNE Sec 17 T 53N R 03W in KOOTENAI County.
Use: IRRIGATION (0.330 CFS)
DOMESTIC (0.170 CFS)
Total Diversion: (0.330 CFS)
Date Filed: 8/16/1995
In: KOOTENAI County
T53N R03W S17 NWNE SWNE
60.0 ACRES TOTAL

96-08900
CERNERA, PHILLIP
12148 E NUNN RD
ATHOL, ID 83801
Source: UNNAMED STREAM
Tributary: SAGE CREEK
Diversion Pt: NWNW Sec 31 T 53N R 02W in KOOTENAI County.
Use: IRRIGATION (0.060 CFS)
IRRIGATION (0.20 AF)
STORAGE (0.20 AF)
IRRIGATION FROM STORAGE (0.020 CFS)
STOCKWATER (0.20 AF)
STOCKWATER FROM STORAGE (0.20 AF)
STORAGE (0.20 AF)
WILDLIFE (0.020 CFS)
WILDLIFE (0.20 AF)
AESTHETIC (0.020 CFS)
AESTHETIC (0.20 AF)
STORAGE (0.20 AF)
Total Diversion: (0.120 CFS) (0.20 AF)
Date Filed: 6/26/1995
In: KOOTENAI County
T52N R02W S31 NWNW
3.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.
The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before SEPTEMBER 25, 1995.
KARL J. DREHER, Director

Legal 449
Sept. 7, 14, 1995

95-08923

BODENBURG, NANCY A HELMER
BODENBURG, JOHN W
P O BOX 2141
COEUR D ALENE, ID 83816

Source: GROUNDWATER

Diversion Pt: NWSE Sec 9 T 48N R 04W in KOOTENAI County.

Use: IRRIGATION	(	0.030 CFS)
DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.070 CFS)

Date Filed: 7/31/1995

In: KOOTENAI County
T48N R04W S09 NWSE

1.0 ACRES TOTAL

NOV 16 1995

August 30, 1995

John W. Bodenburg and/or
Nancy A. Helmer Bodenburg
P O Box 2141
Coeur d Alene, ID 83816

Re: Water Appropriation Application No. 95-08923

Dear Mr. and Mrs. Bodenburg:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and you are using a well that was constructed after July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application, if no permit was obtained by you or previous owners to construct the well. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

RECEIVED

AUG 31 1995