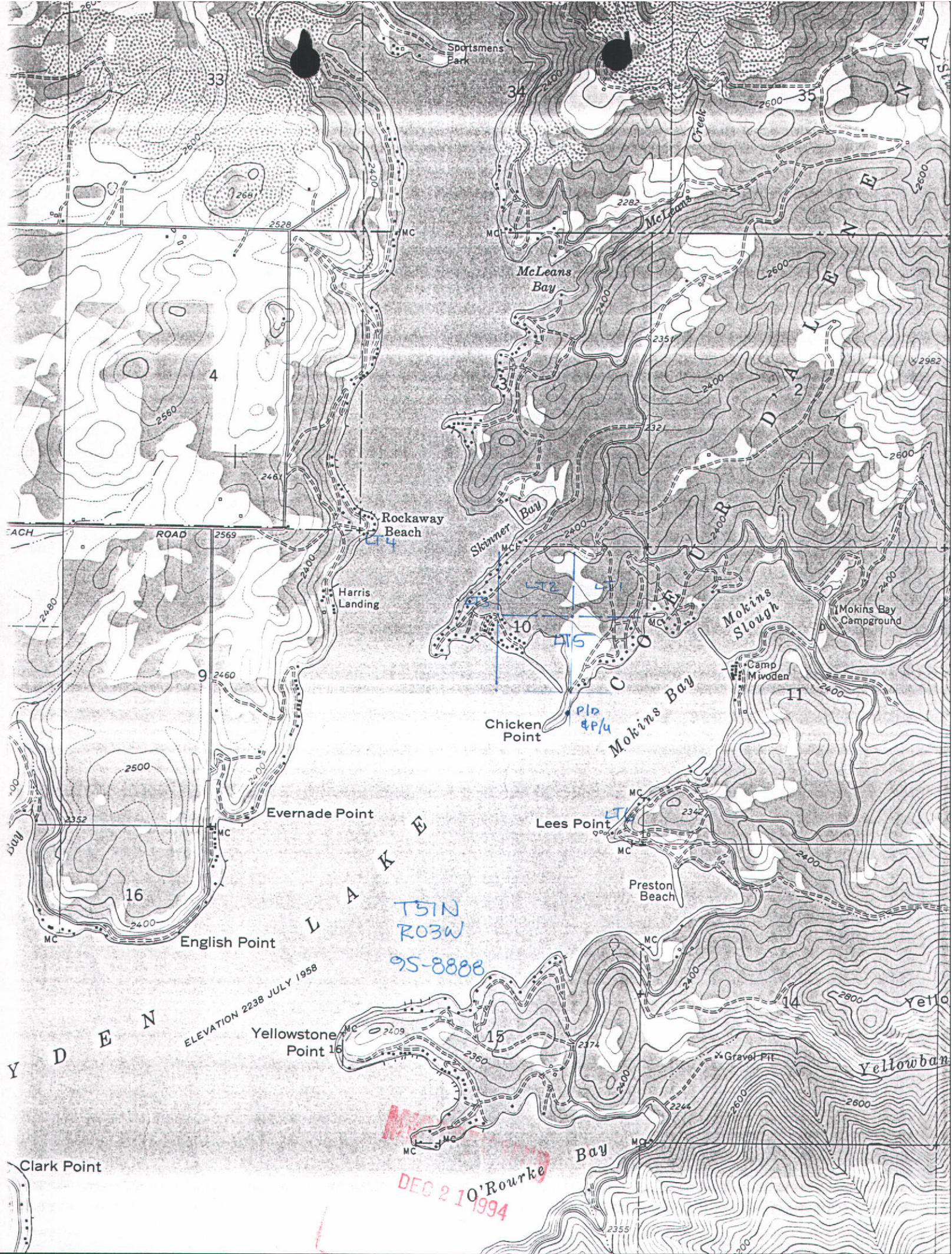




(4-675a.)

Sec. N^o 3 West of the Boise Meridian

d *D* *c* *C* *b* *B*



monuments.



GEM SHORES SUBDIVISION
IN LOT 5, SECTION 10, T.51N.
ON HAYDEN
KOOTENAI COUNTY

SCALE
ASTRONOMICAL

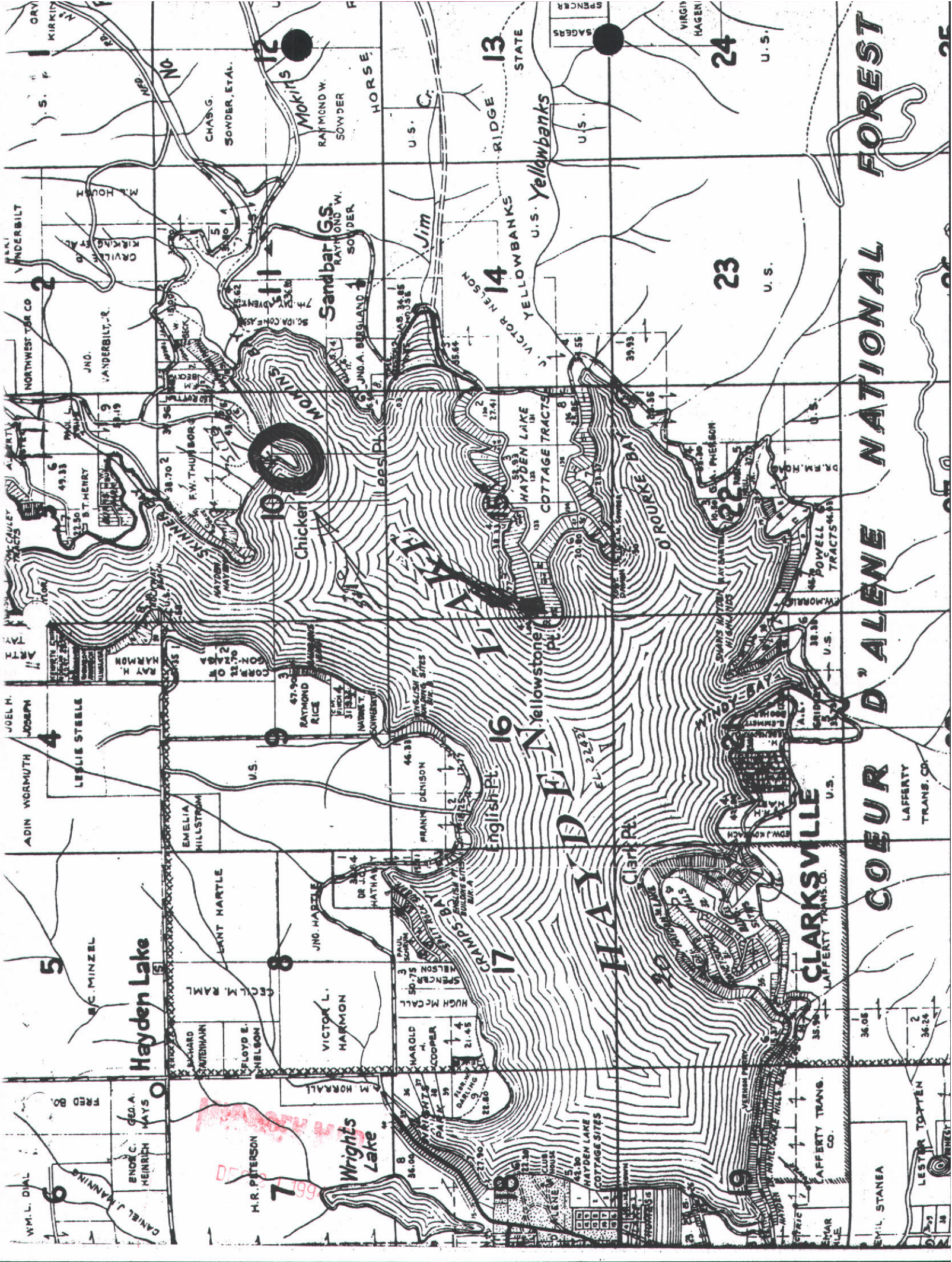
DEC 21 1900

ES SUBDIV
IN LOT 5, SECTION 10, T.51N.
ON HAYDEN
KOOTENAI COUNTY
SCALE
ASTRONOM

SCALE
ASTRONOM

DEC 21 1994

ENGINEER B



Hayden Lake

Wright's Lake

Hayden Lake

CLARKSVILLE

COEUR D'ALENE NATIONAL FOREST

PERMIT # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



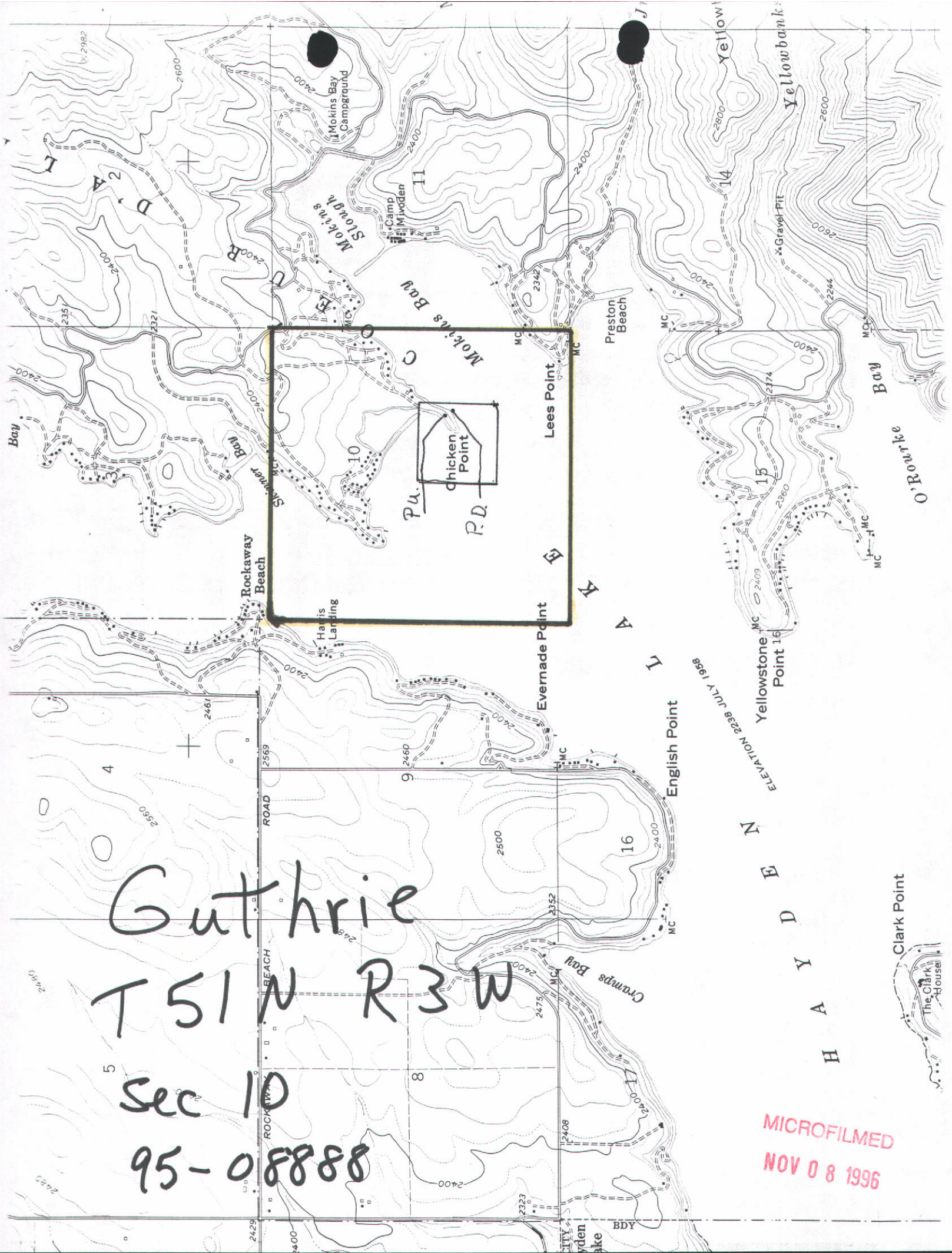
Point of use

- NO point of diversion photo available

MICROFILMED
NOV 0 8 1996

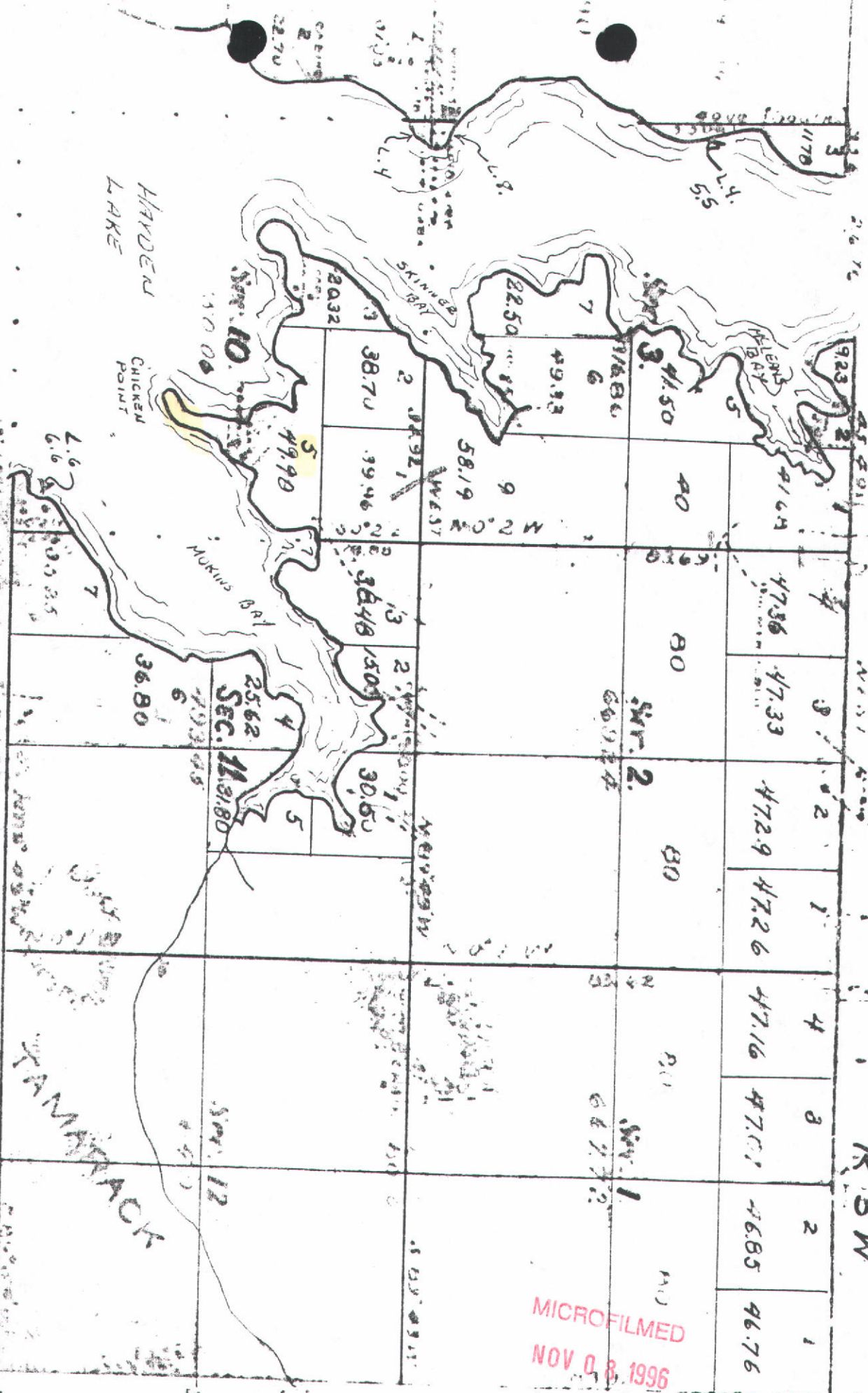
Sec 10
95-08888

MICROFILMED
NOV 08 1996



T SIN
R 3 W
A

MICROFILMED
NOV 0 8 1996



HAYDEN
LAKE

CHICKEN
POINT

MUKINS BAY

KAMAGACK

SW. 10

SW. 2

SW. 1

SW. 12

SEC. 11
3.80

36.80

30.65

15.05

36.48

39.46

38.70

28.32

58.19

49.93

22.50

40

80

80

80

80

47.36

47.33

47.29

47.26

47.16

47.01

46.85

41.50

41.44

41.44

41.44

41.44

41.44

41.44

41.44

41.44

41.44

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Melanie Driesch being first duly sworn
upon oath deposes and says:

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

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

3. The Legal Notice
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 6th day of October, 1994, and ending on the 13th day of October, 1994, 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.

Melanie Driesch

Subscribed and sworn to before me this 13th day of October, 1994.

Rilinta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.
OCT 14 1994
NORTH REGION
IDWR
25-99

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08885
STULC, TERRY M
P O BOX 2228
COEUR D ALENE, ID 83816
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: SWNW Sec 3 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/19/1994
In: KOOTENAI County
T51N R03W S03 SWNW

95-08886
PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

95-08887
PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

95-08888
PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE

Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

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 OCTOBER 24, 1994.

R. KEITH HIGGINSON, Director
Legal 816
Oct. 6, 13, 1994

DEC 21 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08888

Priority: September 27, 1994

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that JOHN R PETERSON

W 128 SUMNER

SPOKANE WA 99204

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 27, 1994; and has submitted Proof of Beneficial Use on November 17, 1995. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from:

HAYDEN LAKE

tributary to SINKS

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: Lot 5(NWSE), Sec. 10, Township 51N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

51N 03W 10 Lot 5(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. Use of water under this water right will be regulated by the watermaster of State Water District No. 95A.
6. Domestic use is for 1 home within Lots 5 & 6, Gem Shores Subdivision.

MICROFILMED

NOV 0 8 1996

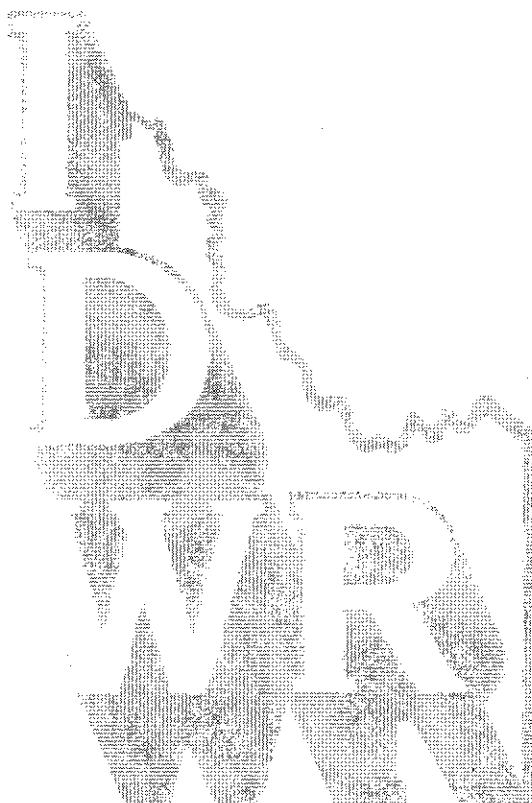
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08888

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 29TH
day of OCTOBER, 1976.


Acting for KARL J. DREHER, Director



MICROFILMED

NOV 03 1971

RECEIVED

NOV 17 1995

Department of Water Resources

STATE OF IDAHO
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. 95-08888 Telephone No. 624-0183

2. Name(s) of Permit Holder(s): Kevin Guthrie

3. Mailing Address: 6311 S Madelia Spokane Wa 99203

4. Source of Water: Hayden Lake If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

b. **OPTIONAL:**
 Pump Horsepower: 3/4 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: 0.7 cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes or No /

Has the measuring device been installed? Yes or No

Flow Measurement Port: Is a flow measurement port required? Yes or No

Has the measurement port been installed? Yes or No

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: Kevin Guthrie Telephone Number: 624-0183

Address: 5.6311 Madelia Spokane WA 99223

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:

(include your title, if on behalf of company or organization)

JAN 31 1996
Date: 11/6/95

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08888

Proposed Priority: September 27, 1994 Maximum Diversion Rate: 0.04 CFS

This is to certify, that JOHN R PETERSON
W 128 SUMNER
SPOKANE WA 99204

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 5 (NWSE), Sec. 10, Township 51N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

51N 03W 10 Lot 5 (NWSE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1995.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 95A.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.
5. Point of diversion is located within Lot 5, Gem Shores Subdivision.
6. Place of use is located within Lots 5 & 6, Gem Shores Subdivision. 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

28th day of November, 1994

R. Keith Higginson
for R. Keith Higginson, Director

DEC 21 1994

RECEIVED
10/92
NOV 01 1994

Ident. No. 95-8888

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant John R Peterson Phone 509 747-1413
Post office address W 128 Sumner Spokane WA 99204
2. Source of water supply Hayden Lake which is a tributary of SINKS
3. Location of point of diversion is 1/4 of NW 1/4 of SE 1/4 Govt. Lot 5
Sec. 10 Township S1N Range 3W B.M. Rodenai County; additional
points of diversion if any: AKA Lots 5 & 6 Gemshores Subdivision #31
4. Water will be used for the following purposes:
Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 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
1 years (minimum 1 year).

DEC 21 1994

Circumstance	Men (%)	Women (%)
If someone is attacking you	85	80
If someone is threatening you	75	70
If someone is harassing you	65	60
If someone is insulting you	55	50
If someone is annoying you	45	40

12. Remarks:

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?

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

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 column.

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. -

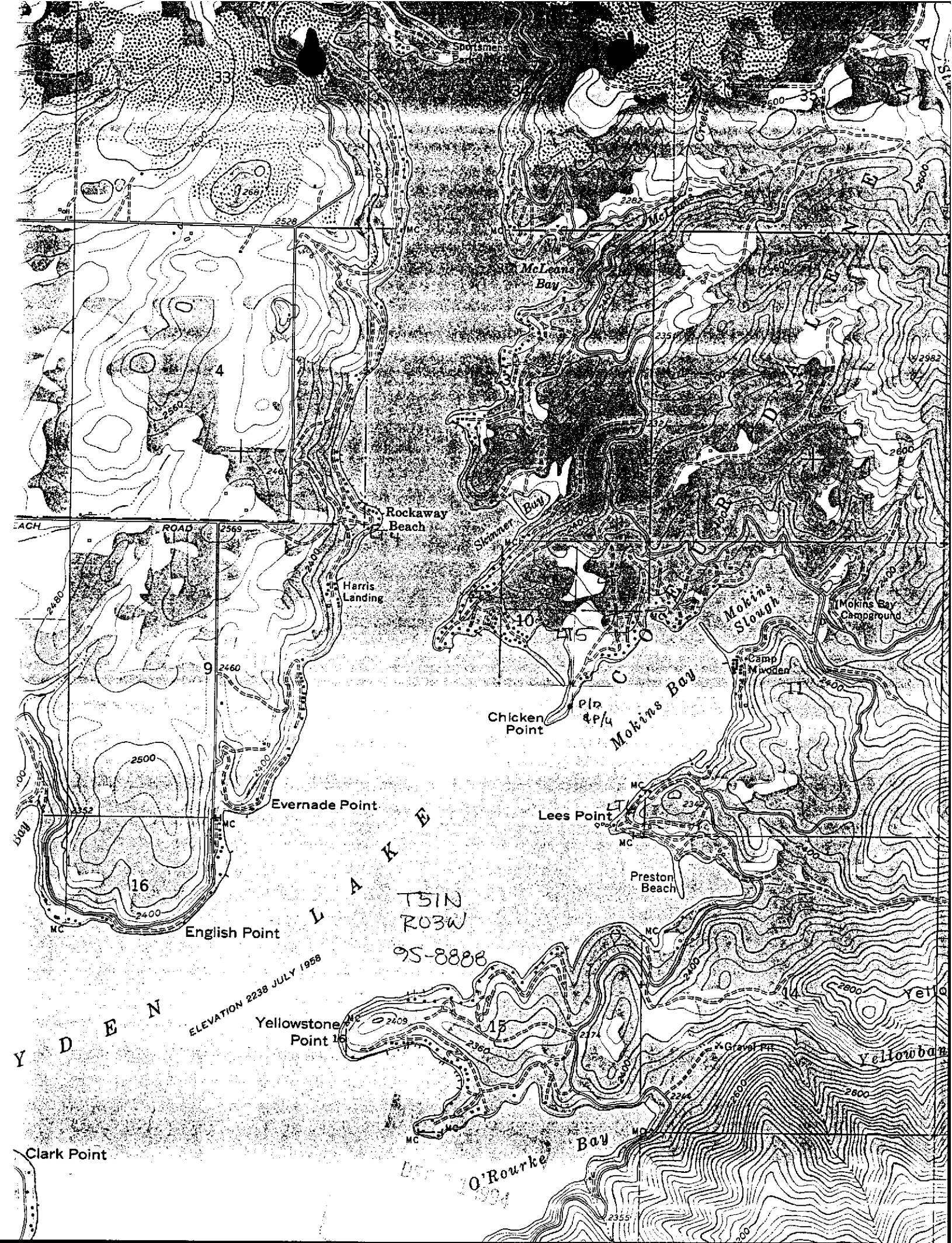
d. Domestic; show number of households.

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.

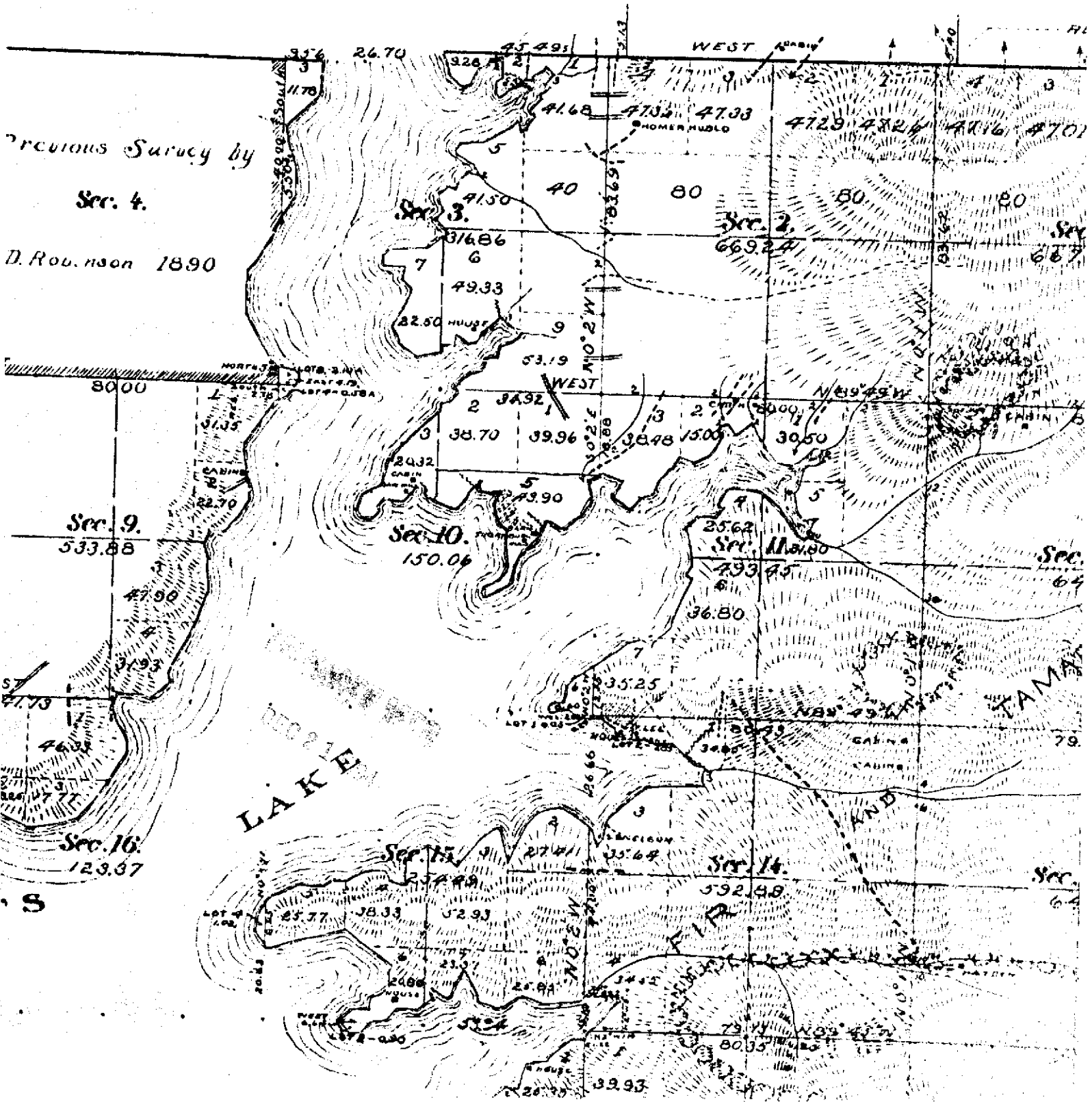
8. Description of proposed uses (if irrigation only, go to item 9):



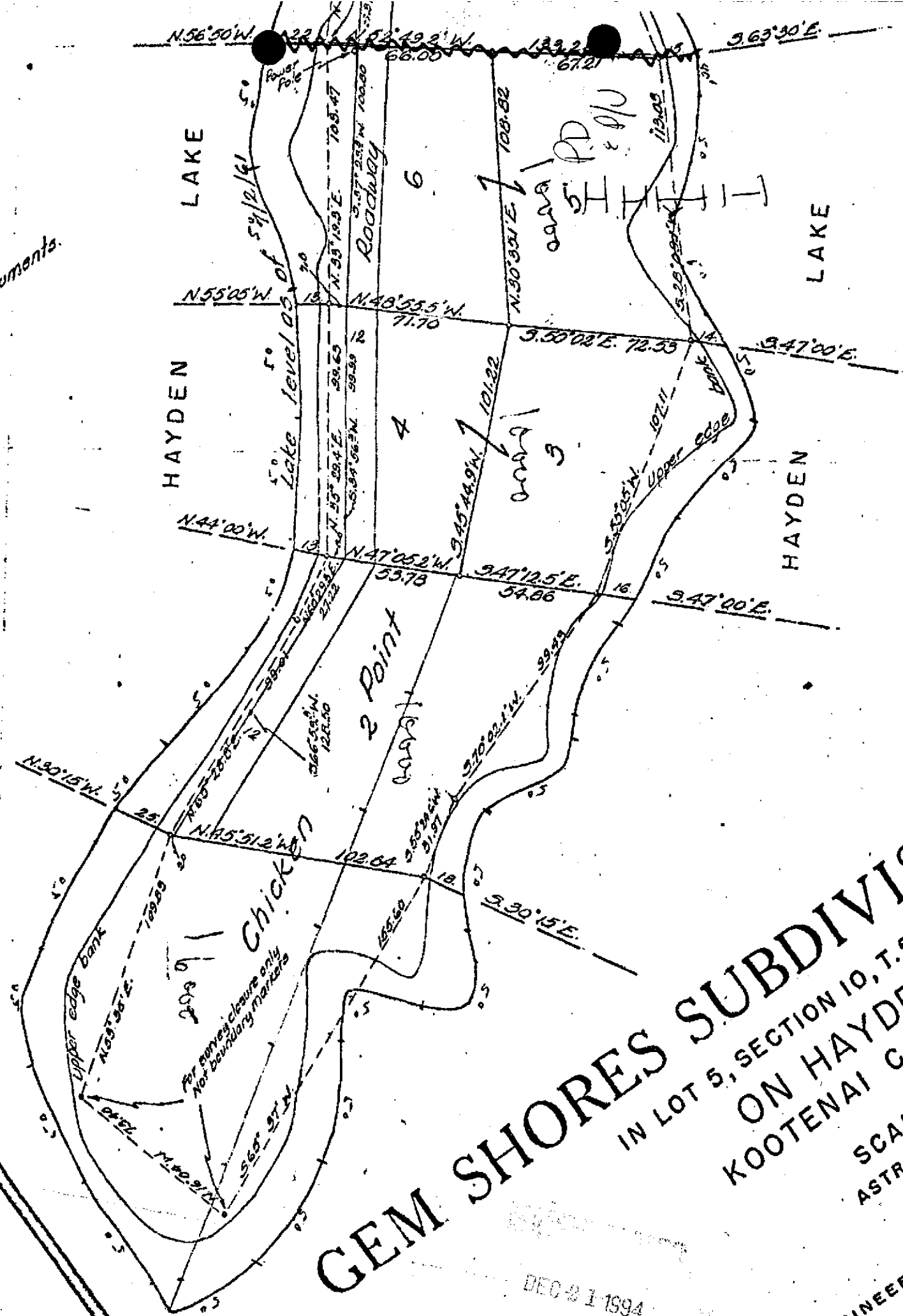
(4-675a.)

Range No 3 West of the Boise Meridian

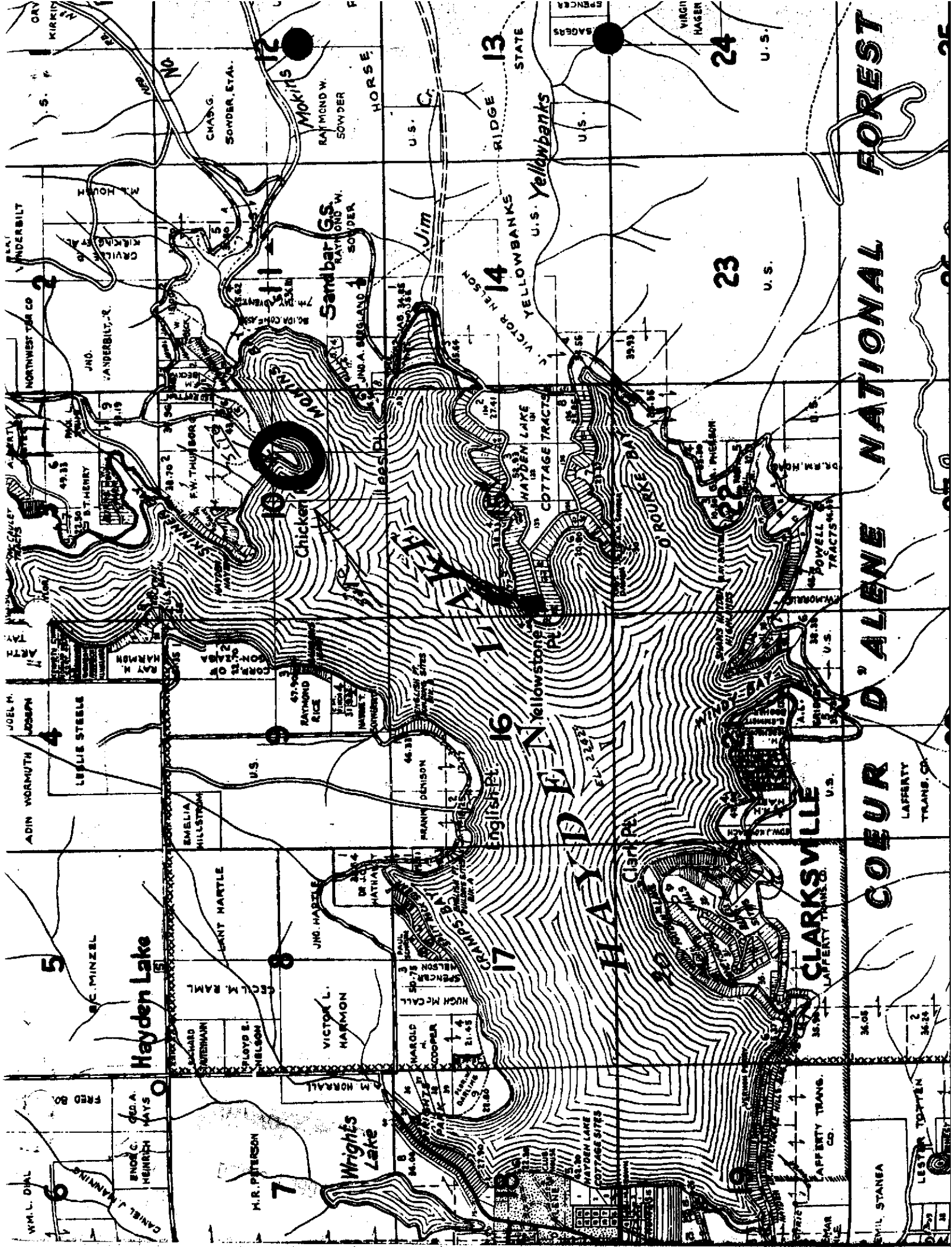
d D c C b B



monuments.



GEM SHORES SUBDIVISION
IN LOT 5, SECTION 10, T. 51 N.
ON HAYDEN,
KOOTENAI COUNTY
SCALE
ASTRONOMICAL
ENGINEER



COEUR D'ALENE NATIONAL FOREST

DEC 31 1994


(Applicant)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by RWC Date 9/27/94 Time 11:50
 Preliminary check by _____
 Fee \$ 50.00
 Received by RWC Date 9/27/94 # N 8 278
 Date 9/27/94
 Publication prepared by RWC Date 9/28/94
 Published in Idaho News 10/6 d 13/94
 Date 10/17/94
 Publication approved _____ Date _____

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

Idaho No. _____, and said application is hereby _____

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

_____, 19____.

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

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

e. Other:

DEC 21 1994



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 30, 1996

JOHN R PETERSON
W 128 SUMNER
SPOKANE WA 99204

RE: WATER RIGHT NOS. 95-08886/95-08887/95-08888

Dear Water Right Holder(s):

Enclosed are copies of the Water Right Licenses issued on the above referenced permits. If you have any questions, please contact me within 10 days of receipt of these licenses.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

MICROFILMED
NOV 08 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08888

DATE 10/28/96

REVIEWER: S H A R L A

NAME Change OK

Address Change NO - permit has not been assigned to K. Guthrie

SOURCE OK

Is change clarification of originally intended source? OK
If not, prepare Notice of Intent to Void OK

POINT OF DIV OK

Amendment required NO

PLACE OF USE OK

Amendment required NO

Does map agree with written description? yes no

OVERLAPS OK P/D OK P/U

RATE OF DIV

Permitted Rate .04 cfs

Fee limit .20 cfs \$5000

Measured OK cfs

Theoretical .04 cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/
NATURE OF USES OK

Use Dom

Volume Calculation 1.2 standard af

OK af

OK af

OK af

SUBTOTAL 1.2 af

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

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

REMARKS

DI home - lots S & E, Dem Shores
Publ.

CONDITIONS R04 Watermaster Control WD# 95A

OK GW Measurement/Measuring Device

OK Overlap

OK Use-specific conditions

Advancement of Priority Date Required OK yes OK no

SRBA Claim Filed N/A
Adjustment Memo OK

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
AUG 15 1996

Department of Water Resources

Permit No. 95-08888

A. GENERAL INFORMATION

1. Owner: Kevin Guthrie

Phone No. 1-509-624-0183

Current Address: 6311 S. Madelia

2. Accompanied by: _____ EXAM DATE: 7-19-96

Address: _____ 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: NO

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	5		NW	SE	10	51N	3W	Kootenai	U.S.G.S. map

2. Place(s) of Use:

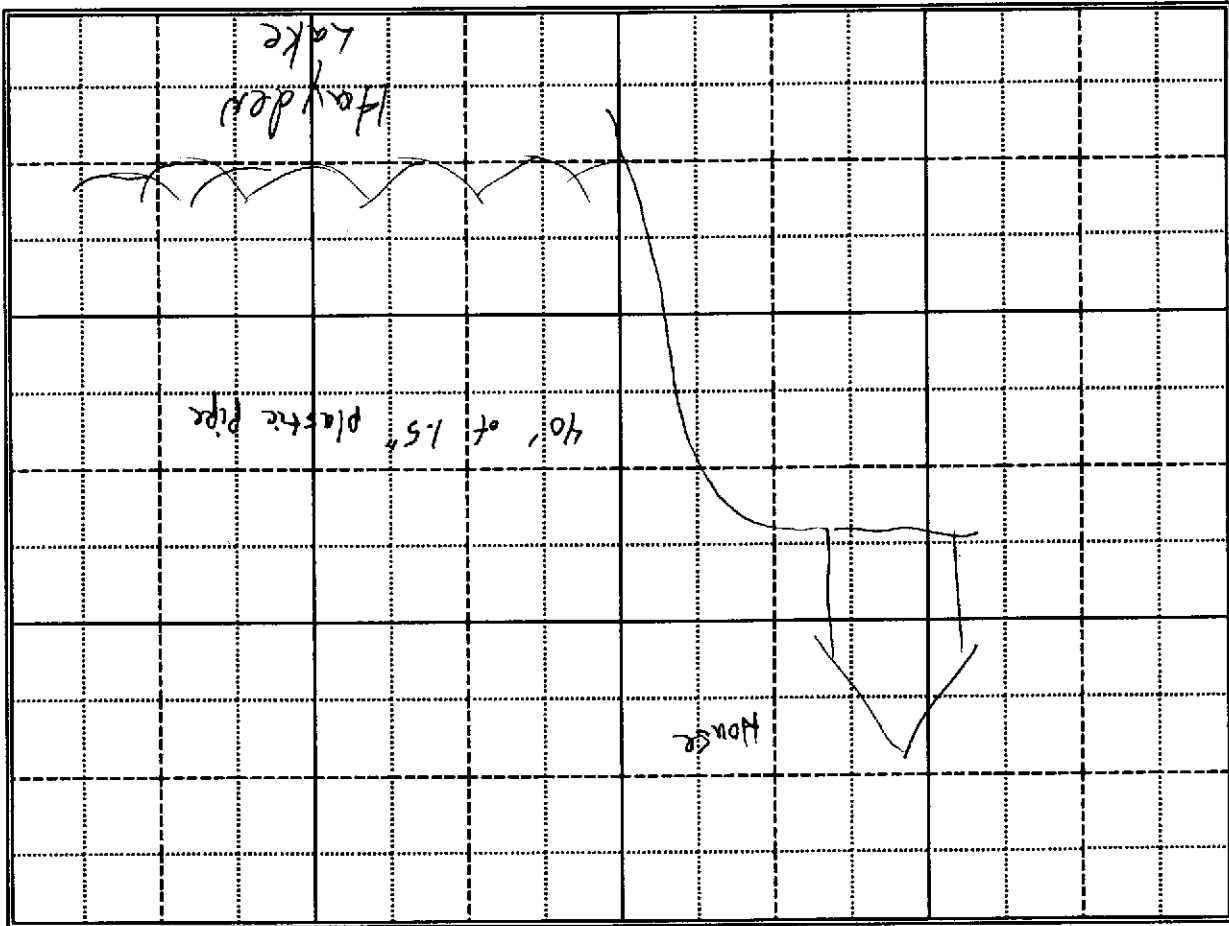
Indicate Method of Determination

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	3W	10														D			
																6.5			

MICROFILMED

NOV 9 8 1996

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



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

4.

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		3/4			

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

NOV 19 1965

MICROFILMED

E. NARRATIVE/REMARKS/COMMENTS

WATER IS DIVERTED FROM HAYDEN LAKE TO HOME
WITH 3/4 H.P. PUMP, TO HOME, LAWN + GARDEN.

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

MICROFILMED
NOV 8 1988

Measured Method:

1. Volume Calculations for Irrigation:

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

2. Volume Calculations for Other Uses:

1. Recommended Amounts

Domestic

From

Period of Use

18-21

ପ (31)

Rate of Diversion

(b)(7) D

Annual Volume

Change P.D. as reflected above

Change P.U. as reflected above

_____	Add P.D. as reflected above
_____	Add P.U. as reflected above
_____	Other
_____	None

Field Examiner's Name _____

Reviewer _____
Date _____

Date _____

Date 7-19-96

SEAL

WILCOPTON

000 000 000

PERMIT # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

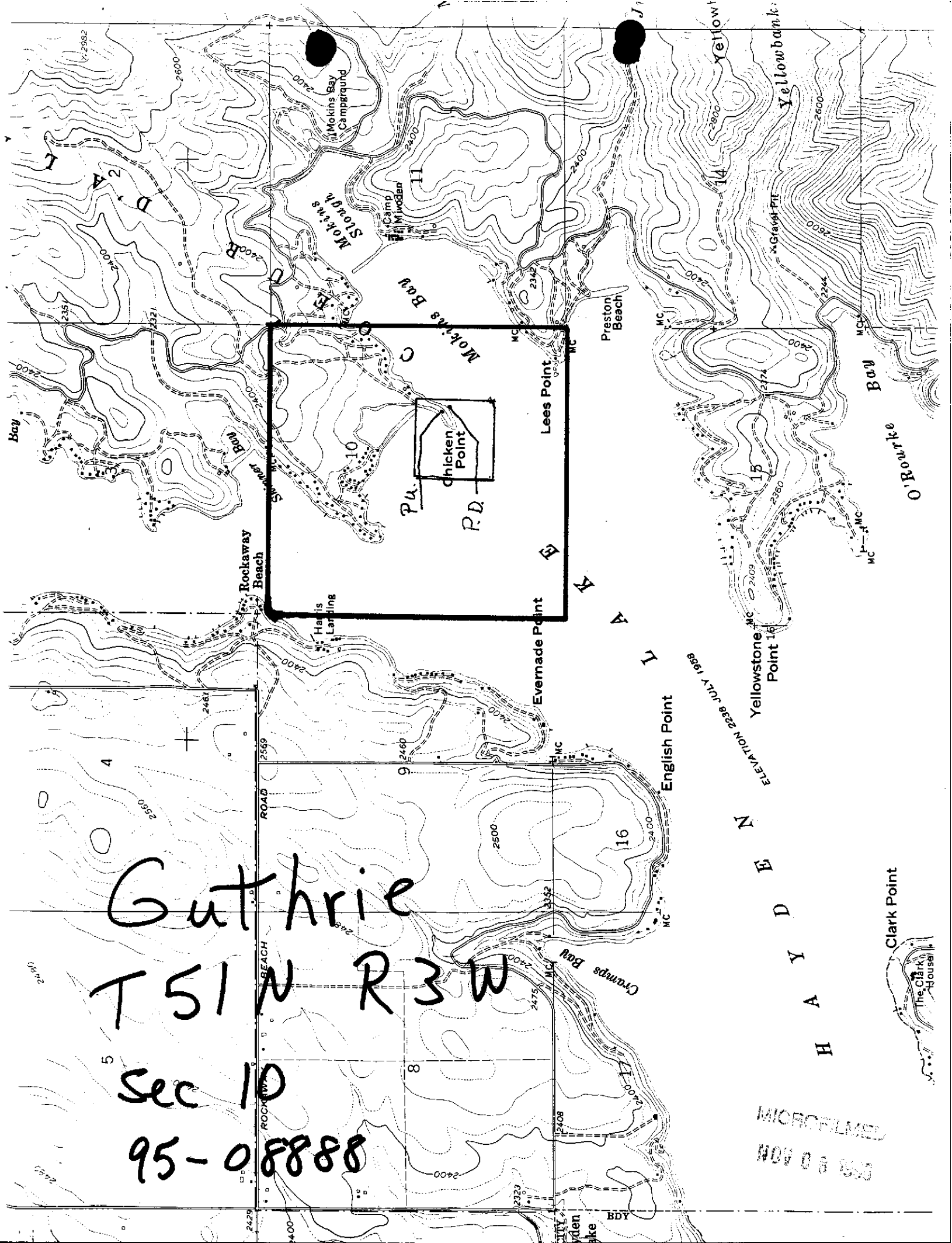
P H O T O G R A P H S



Point of use

- NO point of diversion photo available

MICROFILMED
NOV 18 1986



Guthrie

T51N R3W

Sec 10

95-08888

MICROFILMED
NOV 0 6 1958

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: KEVIN GUTHRIE 95-08888

DATE: 24-JUL-96

COMPLETE BY: DAVID PAGEL

HORSEPOWER = .75

PUMP EFFICIENCY = 75%

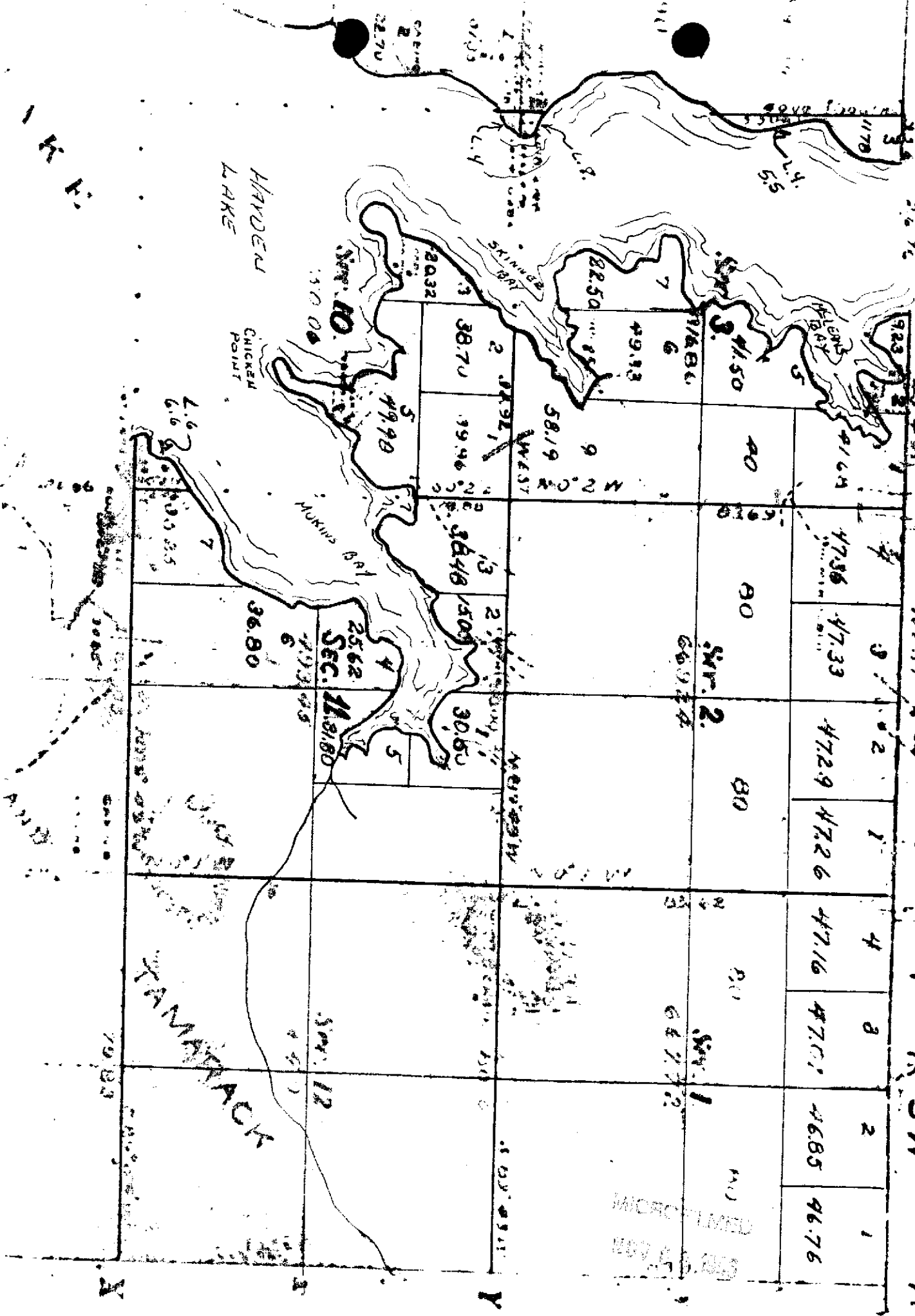
DYNAMIC LIFT = 40 FEET

SYSTEM PRESSURE = 40 PSI

QUANTITY = 0.04 CFS

RECEIVED
JUL 23 1996

T51N
R.3W
A



MICROFILMED
1994

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08888 Reviewed by [Signature] Date 11-29-95

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

Dom.
Correct Uses? yes

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

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 6311 S. Madelia
Spokane, WA 99223

Proof Made 11-17-95



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

November 29, 1995

JOHN R. PETERSON
6311 S. MADELIA
SPOKANE WA 99223

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 95-08888

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 the field examination, 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

September 30, 1995

JOHN R PETERSON
W 128 SUMNER
SPOKANE WA 99204

PROOF DUE NOTICE

RE: PERMIT NO. 95-08888

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1995.

(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.

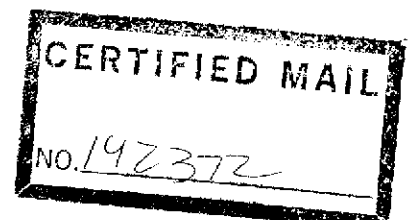
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 28, 1994

JOHN R PETERSON
W 128 SUMNER
SPOKANE WA 99204

PERMIT APPROVAL NOTICE

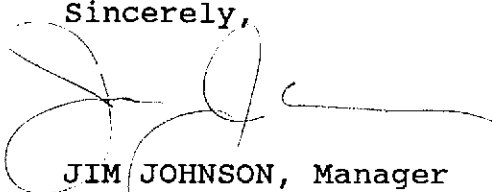
RE: PERMIT NO. 95-08888

Dear Permit Holder:

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

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

DEC 21 1994

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 95-8888 Name: Peterson Date: 11/25/94 Correct Fee? ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
SYSTEM COMPLETED:

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - NA

GROUNDWATER:

+ 0.2 cfs <FLO-CH> - 01G (new), 01K (existing), No MD

- 0.2 cfs - No MD <FLOW CHART>

Drilling Permit:

Included w/permit - Permit No. _____, P99

Existing well - NA (pre 7/1/87)

No WD permit? - 046-46A(Irr)-46B-P23 (post 7/1/87)

SURFACE WATER: not in WD - T17 (+.2 w/pump), No MD <FLOW CHART>

LOCATION:

Water District(~~dem~~) - WD No. SSA

*Surface water - 005 (req) 01J-P08 <FLOW CHART>
(doesn't sink) or 01H-P01 <FLOW CHART>; No MD

Groundwater - P05 (new irrigation well)

In stream channel - 030 (stream channel alteration)

Irr Dist/Canal Co. - 023 (Twin Falls area)

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (-85° GW temp only)

Swan Falls Flag - B <SEE CONDITION CODE CHART>

Trust - 051-052-053-P74 (Consumptive Uses), NA

Non Trust <1> - 048-049 (Consumptive Uses), NA

RIVER BASINS (*Surface water):

Boise R(63) - 05A (if WD), 11E (non-domestic use), NA

Payette R(65) - 064(consump. use), 047-P04(Payette Lake), NA

Snake R(01/02/03) - 11A-P04 (01), 061-P07 (02/03 No WD Cond.), NA

USE:

Fish Propagation - 07A-042 (req) & 010/06A/09E(WQ)-P10
044 (N 1000 Spr)

Irrigation - 03A/057, 803(if GW use SW 1st) (+5A PU comp), NA

Power - 08A-17K-025-027(req); 01F(MD)-P19; 09E(WQ)-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09

Mining - 054 (req) & 06A/010/09E-P10

Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA

Domestic (surface) - 021(Boise R ↑ L Peak), 064(Payette R), NA

OWNERSHIP:

Non land owner

- 004 (PD/PU) Idaho Dept of Lands

PROTESTED:

- 020(Prehearing agreement) W19(See Order)

OTHER CONDITIONS:

REMARKS:

- ① P/D/Lt. 5, Gem Shores Subd.

- ② P/U/Lt. 5 & 6, Gem Shores Subd.

- ③ wot/1

BENEFICIAL USE DUE:

- 12-1-1995

COMMENTS:

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 95-08888

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

APPLICANT: PETERSON BY: AS DATE: 9/28/94

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
13. (X) Map
(X) Signature
(X) Fee (Amt, recpt, acknowlegment)

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

ADDITIONAL INFORMATION

Yes No

- X 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: 9/27/94

X (Include Moratorium Remark)

X Statewide Avertising: (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 *****

(Yes) (No)

- + 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 _____

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- + Notice of pending void order issued. Final order response date: ____/____/____
+ Further information required from applicant
+ Affidavit of publication received
+ Application published correctly, If not, record action taken: _____
+ Publication dates and paper recorded on application | Sr. Agent initial AS
+ Protests received. Final protest date: 10/24/94
+ Measuring device required
+ Measuring port required
+ Special conditions: _____
+ Special conditions of approval _____ letter attached:

Approval Recommended by: AS

NOV 01 1994

Date: 10/26/94

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai.

} ss.

Melanie Driesch being first duly sworn
upon oath deposes and says:

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

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

3. The Legal Notice
of which the annexed is a printed copy, was published in the regular Thursday
issue of said newspaper for 2 consecutive weeks
commencing on the 6th day of October, 1994, and
ending on the 13th day of October, 1994, 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.

Melanie Driesch

Subscribed and sworn to before me this 13th day of October
1994.

RECEIVED

OCT 14 1994

NORTHERN REGION
IDWR

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

2-5-99

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08885

STULC, TERRY M
P O BOX 2228
COEUR D ALENE, ID 83816
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: SWNW Sec 3 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/19/1994
In: KOOTENAI County
T51N R03W S03 SWNW

95-08886

PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

95-08887

PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

95-08888

PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204
Source: HAYDEN LAKE

Tributary: SINKS
Diversion Pt: NWSE Sec 10 T 51N R 03W
in KOOTENAI County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 9/27/1994
In: KOOTENAI County
T51N R03W S10 NWSE

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 OCTO-
BER 24, 1994.

R. KEITH HIGGINSON, Director
Legal 816
Oct. 6, 13, 1994

DEC 21 1994

95-08888

PETERSON, JOHN R
WEST 128 SUMNER
SPOKANE, WA 99204

Source: HAYDEN LAKE

Tributary: SINKS

Diversion Pt: NWSE Sec 10 T 51N R 03W in KOOTENAI County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 9/27/1994

In: KOOTENAI County
T51N R03W S10

NWSE

SEP 21 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

CECIL D. ANDRUS

Governor

September 28, 1994

R. KEITH HIGGINSON

Director

John R. Peterson
W. 128 Sumner
Spokane, WA 99204

Re: Water Appropriation Application No. 95-08888.

Dear Mr. Peterson:

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

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

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Allen Beardslee".

ALLEN BEARDSLEE

Senior Water Resources Agent

AB/rjc