

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



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.

Joe Beutter
(Applicant)





NON-COMMERCIAL NON-FLOATING BOAT DOCK & WALKWAY

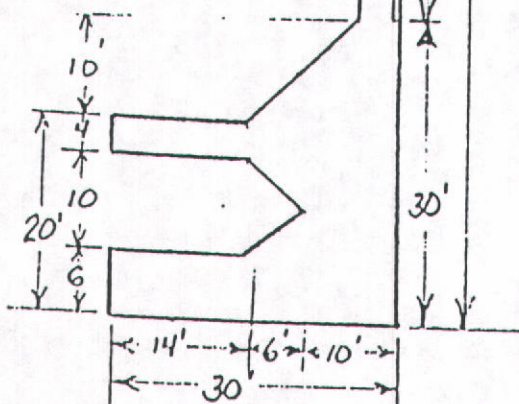
90' 66' 4' 20'

PROPERTY LINE

PROPERTY LINE

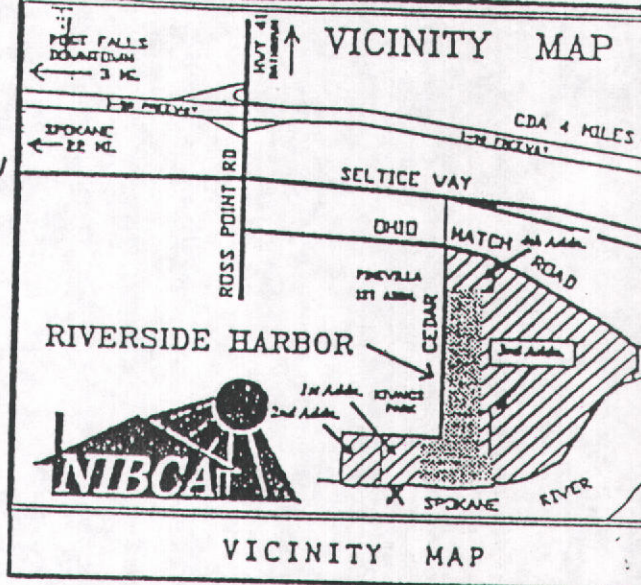
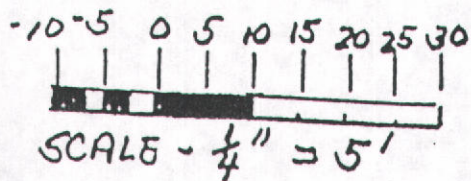
65'

95'



HIGH WATER LINE

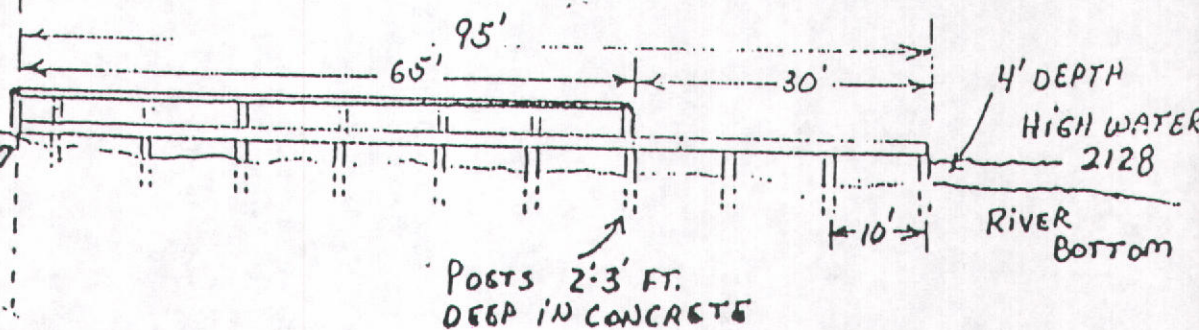
SHORE LINE



From

WALKWAY = 260 SQ. FT.
DOCK = 440 SQ. FT.
TOTAL 700 SQ. FT.

← FLOW OF SPOKANE RIVER FROM COEUR D'ALENE LAKE



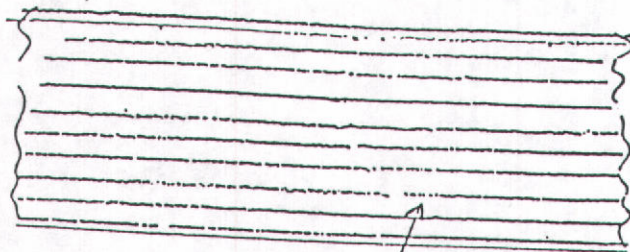
IN SPOKANE RIVER
IN/NEAR RIVERSIDE HARBOR
KOOTENAI COUNTY, IDAHO
DATE: 10-27-93 SHEET 1 OF 4
APPLICATION BY:

JAN 21 1994

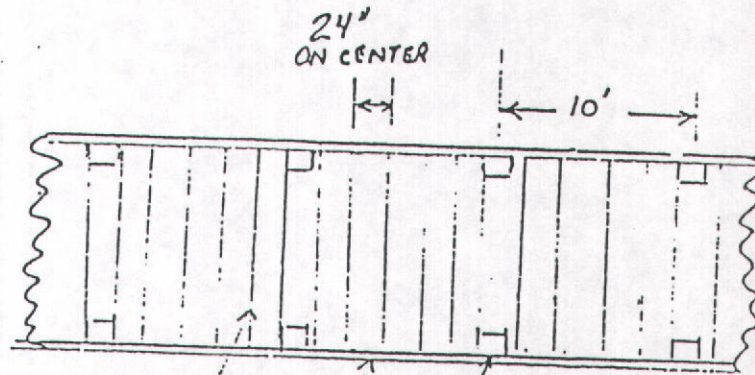
Jim B. Smith

TYPICAL CONSTRUCTION OF DOCK & WALKWAY

TOP VIEW



2"x6" DECKING
OVER STRINGERS

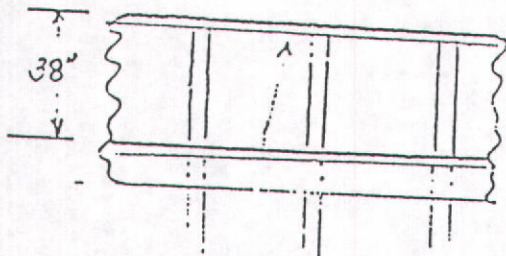


2"x8" STRINGERS

2"x8" RAILS

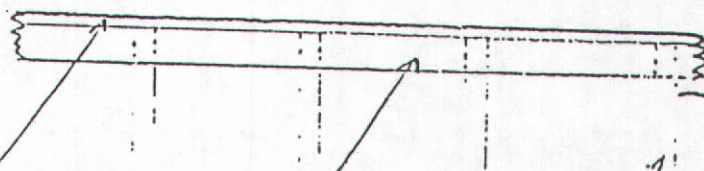
6"x6" POSTS

SIDE VIEW



HAND RAIL
ON WALKWAY

2"x6" DECKING

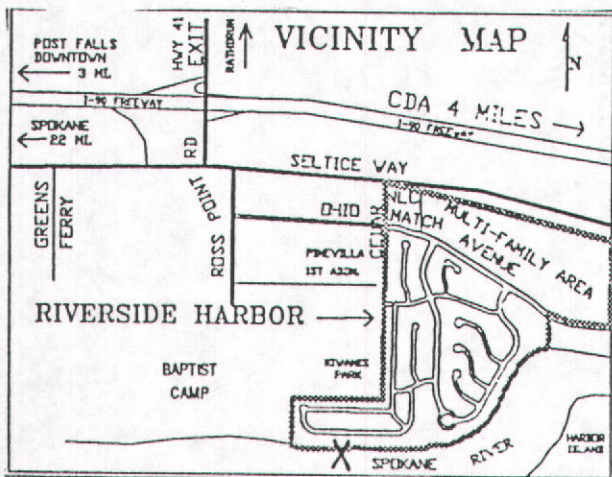


2"x8" RAILS/STRINGERS

6x6 POSTS

WATER LINE

(NOT TO SCALE)



APPROVED

JAN 21 1994

IN: SPOKANE RIVER
IN/NEAR RIVERSIDE HARBOR
KOOTENAI COUNTY, IDAHO
DATE: 10-27-93 SHEET 2 OF 4
APPLICATION BY:

Jim Beutler

7

90' Shoreline

Submersible Pump

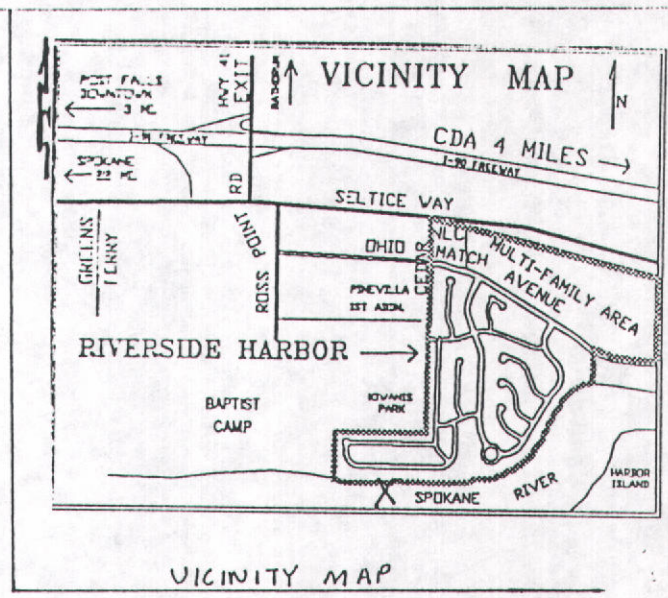
Waterline

Submersible Pump

River Bottom

Water Line

Walkway



VICINITY MAP

RECEIVED

JAN 21 1994

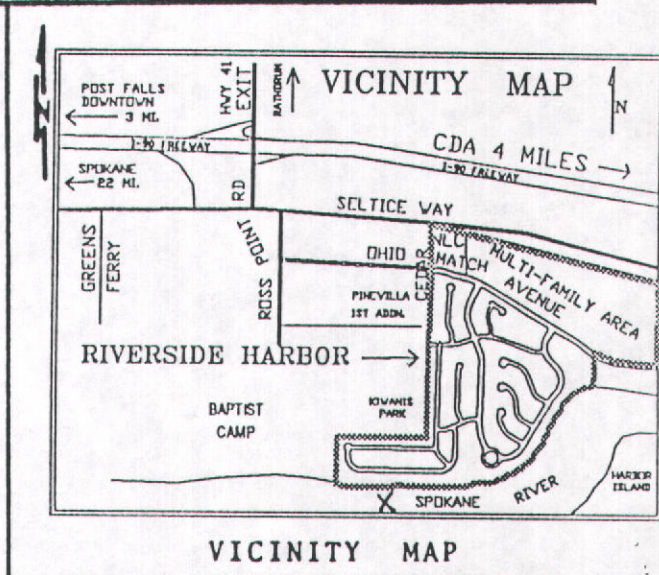
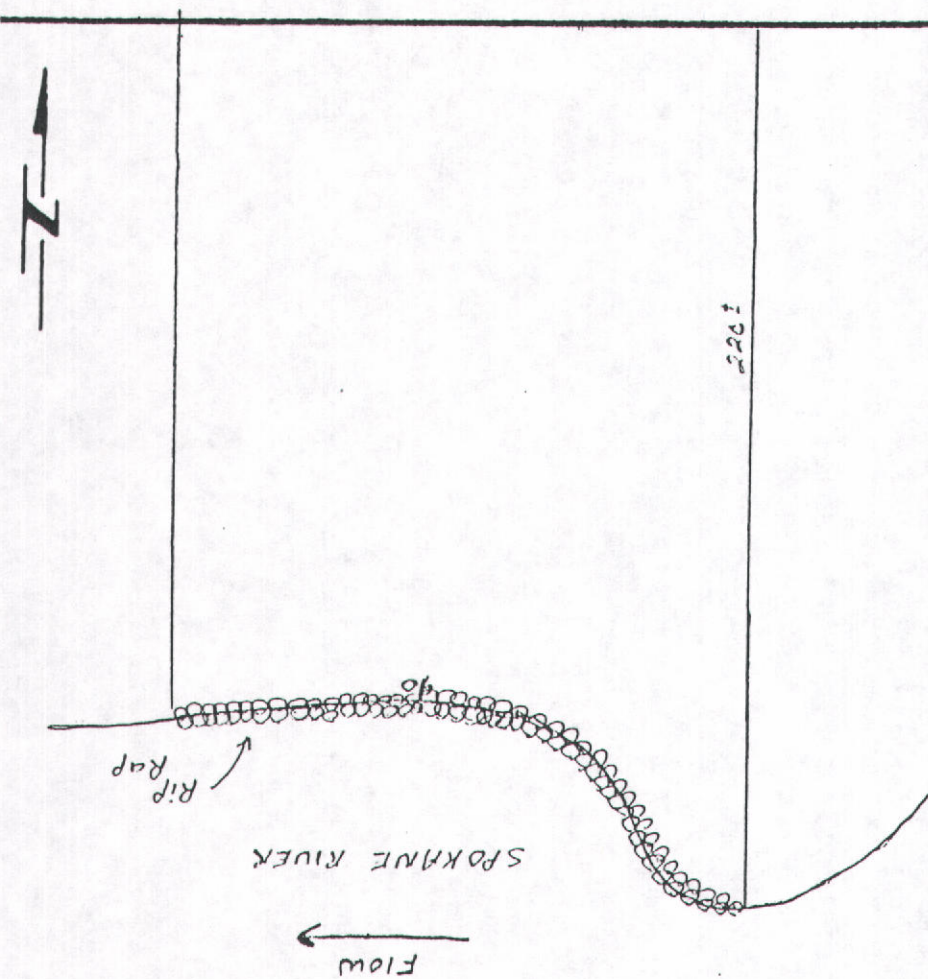
IN Riverside Harbor
IN/NEAR SPOKANE RIVER

KOOTENAI COUNTY

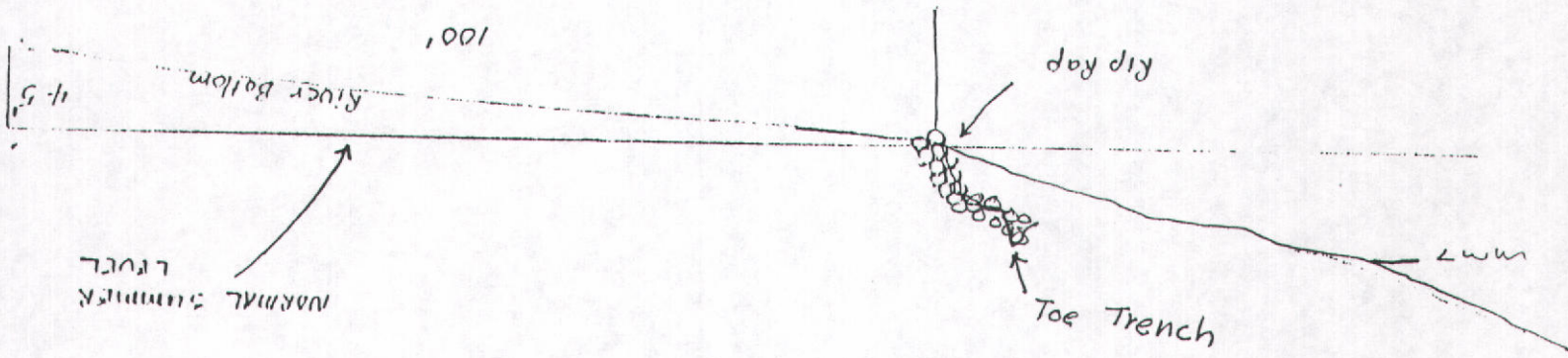
DATE: 10-27-93

APPLICATION BY: sheet 3 of 4

Jim Beckett



From



IN SPOKANE RIVER
IN/NEAR RIVERSIDE HARBOR
KOOTENAI COUNTY,
DATE: 10-27-93 SHEET 4 OF 4
APPLICATION BY:

JAN 21 12:1 1994
Jim Beuthe

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08837

Priority: October 26, 1993

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

10.7 AF

This is to certify, that JOHN BEUTLER

618 N 4TH ST

COEUR D ALENE ID 83814

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 26, 1993; and has submitted Proof of Beneficial Use on November 7, 1994. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from:

SPOKANE RIVER

tributary to COLUMBIA RIVER

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>
AESTHETIC	05/01 to 10/30	0.09 CFS	10.7 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3 (SENW), Sec. 7, Township 50N, Range 04W
KOOTENAI County

PLACE OF USE: AESTHETIC

TWN RGE SEC

50N 04W 7 Lot 3(SENW)

CONDITIONS/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. Place of use is located within Lot 7, Blk. 1, Riverside Harbor 1st Addition.

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 24TH day of AUGUST, 1995.

Acting for

KARL J. DREHER, Director

AUG 28 1995

RECEIVED

NOV 07 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08837 Telephone No. HM 773-8303
DK (208) 765-5554

2. Name(s) of Permit Holder(s): John A. Bentler and Ann J. Bentler

3. Mailing Address: 618 North 4th Street, Coeur d'Alene, ID 83814

4. Source of Water: Spoone River - tributary of If GROUNDWATER (well), Date Drilled: mo. N/A / yr.
Columbia River.

a. Well Driller: N/A Drilling Permit Number: N/A

b. **OPTIONAL:**

Pump Horsepower: 2 HP Pressure (psi): 30 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): N/A

Irrigation (No. of acres): 1/3 Other: Aesthetic

6. Total rate of diversion and/or volume for which proof is submitted: .09 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: \$ 50.00/100 (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: Ann Bentler Telephone Number: HM (208) 773-8303
DK (208) 765-5554

Address: 618 North 4th Street, Coeur d'Alene, ID 83814

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: John Bentler Ann Bentler Date: 10/19/94
(include your title, if on behalf of company or organization) owner owner
10/19/94

DEC 21 1994

location: 3804 Shoreline Drive, Post Falls

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08837

Proposed Priority: October 26, 1993 Maximum Diversion Rate: 0.09 CFS

This is to certify, that JOHN BEUTLER
618 N 4TH ST
COEUR D ALENE ID 83814
has applied for a permit to appropriate water from:

SPOKANE RIVER tributary of COLUMBIA RIVER

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>
-----------------------	----------------------	--------------------------

AESTHETIC	05/01 to 10/30	0.09 CFS
-----------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: Lot 3(SENW), Sec. 7, Township 50N, Range 04W
KOOTENAI County

PLACE OF USE: AESTHETIC

TWN RGE SEC

50N 04W 7 Lot 3(SENW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1994.
2. Subject to all prior water rights.
3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. Place of use is located within Lot 7, Blk. 1, Riverside Harbor 1st Addition.

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

6th day of December, 1993.

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

JAN 21 1994

RECEIVED

NOV 24 1993

Form 202

6/85

Department of Water Resources

STATE OF IDAHO

Ident. No.

95-8837

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant John Butler Phone 765-5554
Post office address 618 N 4th Coeur d'Alene ID 83814
2. Source of water supply Spokane River which is a tributary of Columbia River
3. Location of point of diversion is SE $\frac{1}{4}$ of SW* $\frac{1}{4}$, Govt. Lot 3
Sec. 7 Township 50N Range 4W B.M. Kootenai County; additional
points of diversion if any: Riverside Harbor 1st Add Blk 1 Lot 7
4. Water will be used for the following purposes:
Amount .09 for Aesthetics purposes from May 1 to Oct 30 (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) .09 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump and pipeline

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 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

* per map

JAN 21 1994

Description of proposed uses (if irrigation only, go to item

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

b. Stockwatering; list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

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

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

[illegible]

Total number of acres to be irrigated

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

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

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

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

applicant to make this filing.

12. Remarks:

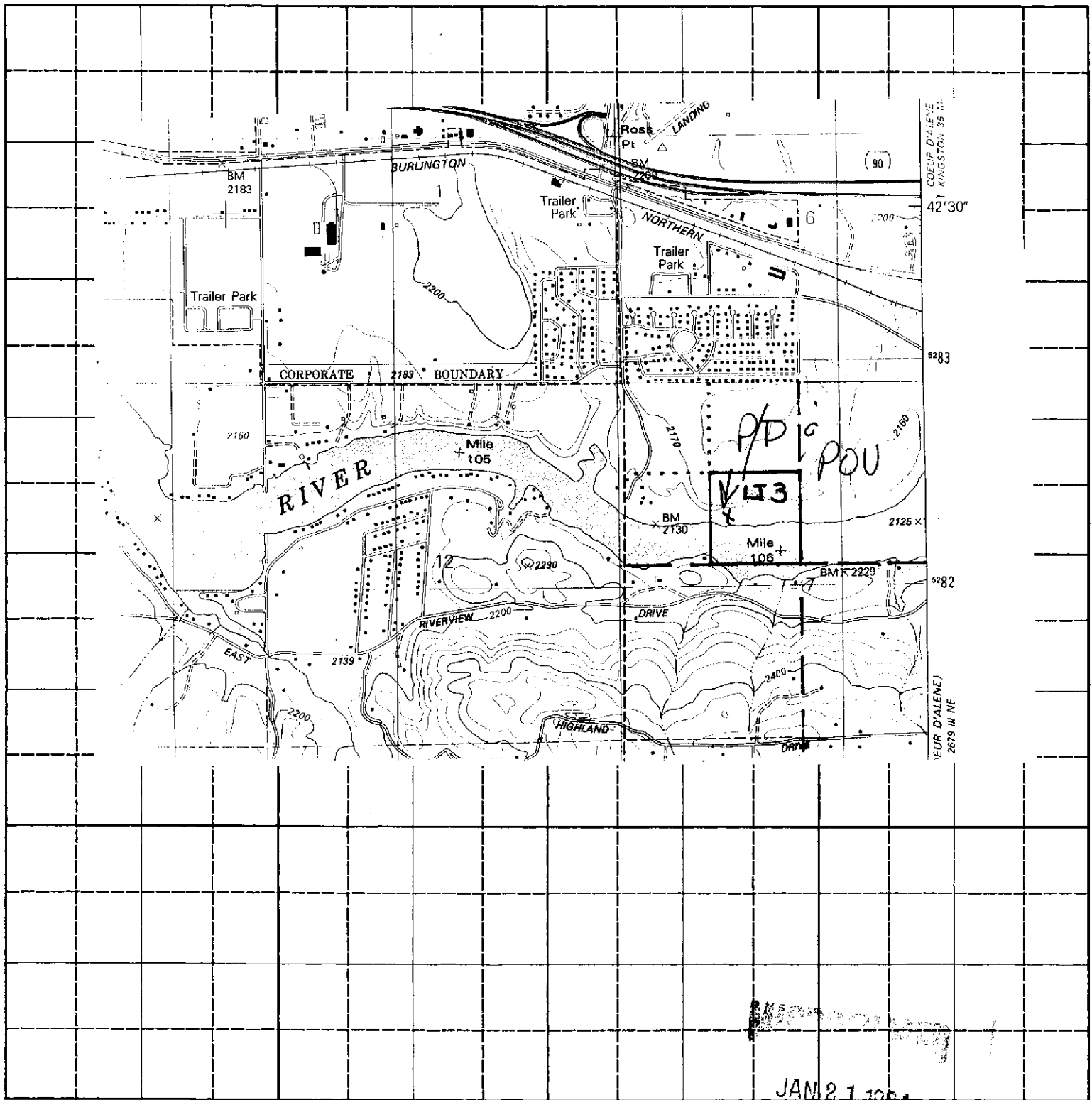
R4W
S 7
LT 3



MICROFILM

JAN 21 1971

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



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.

Joel Beutler
(Applicant)

JAN 21 1994

Handwritten notes and stamps at the top of the page.

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____

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Received by	Date	Time	Preliminary check by
<i>[Signature]</i>	10/26/93	4:08 PM	
Fee \$	38.00		
Received by	Date	#	Date
<i>[Signature]</i>	10/27/93	N7106	10/26/93
Publication prepared by	Date	Published in	Date
<i>[Signature]</i>	10/27/93	11/16/93	11/16/93
Publication approved	Date		
<i>[Signature]</i>	11/16/93		



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 24, 1995

JOHN BEUTLER
618 N 4TH ST
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08837

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.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAILED
AUG 28 1995

MEMORANDUM

DATE: August 17, 1995
TO: File No. 95-08837
FROM: Cindy Zimmerman S.
SUBJECT: Review of Beneficial Use Field Report

The following adjustments were made on the field report:

1. Annual Volume.
 - a. Aesthetic use is from 5/1 to 10/30, 8 hrs/day.
$$\begin{aligned} \text{AF} &= 0.09 \times [183 \times (8 \div 24)] \times 1.9835 \\ &= 0.09 \times [183 \times 0.33] \times 1.9835 \\ &= 0.09 \times 60.39 \times 1.9835 \\ &= 10.78 \approx 10.8 \text{ AFA.} \end{aligned}$$

MICROFILMED
AUG 28 1995

LICENSE REVIEW

Cindy Zimmerman

Permit #: 95-8837 Name: Bentler Date: 8/8/95 8/18/95
 App Rcd 10/26/93 Priority 10/26/93 Examined 6/23/95 ✓ Lots ✓

NAME	Chng	OK	Or Address Change?
SOURCE	—	✓	Clarify source _____ Prelim. Order to Void - Source change.
P/D	—	✓	Amendment Needed? _____ -P39, P38 Overlap(s) _____
P/U	—	✓	Amendment Needed? _____ -P41, P38 Overlap(s) _____ *P/D & P/U Amend? P37, P38 (See paragraph list for governmental agencies.)
RATE	—	✓	Permit/fee limits <u>0.09 / 0.09</u> Measured Q= <u>none</u> cfs Theoretical Q= <u>none</u> cfs
			Recommended capacity <u>0.09</u> cfs Recommended rate <u>0.09</u> cfs
* VOLUME	—	✓	Season of Use: () <u>5/1 - 10/30</u> = <u>184</u> days Calculations: $0.09 \text{ cfs} \times (184 \text{ d} \times (8 \text{ hrs/d} \div 24 \text{ hrs/d})) \times 1.9835 = 10.8$ Flow limit: $0.09 \times 183 \times 1.9835 = 32.7$ AF Recommended volume <u>12 / 0.8</u> AF
USES	—	✓	Same Nature of Use? _____ -P46 Amendment Needed? _____
REMARKS	—	✓	Multiple p/d's in $\frac{1}{4}$? <u>P/U = LT 78k 1 Riverside Harbor 1st Add.</u>
CONDITIONS	—	—	Measuring (R01)/Locking (R02) Devices Watermaster Control (R04) - WD # _____ Irrigation rate/volume overlap Irrigation water overlap (065) (If gw use sw) Water Quality Other _____

PRIORITY Due 12/1/94 Rc'd 11/8/94 Receipt# 2031617 Fee OK? (Yes)/No
 Order to Reinstate Needed? Yes/No Done? _____
 If Yes, Advanced? Yes/No to: _____

COMMENTS: _____

USE	CFS	DIV VOL	Adjustment Memo
<u>Aesthetic</u>	<u>0.09</u>	<u>12 10.8</u>	LICENSE: <u>P49</u> #1 AMEND LTR: P46 or P39/P41/P37 & P38 #2 AMEND LTR: P42/P47
<u>TOTAL</u>	<u>0.09</u>	<u>12 10.8</u>	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 13 1995
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08837

1. Owner: John Beutler Phone No. (208) 765-5554

Current Address: 618 N 4th St COEUR D'ALENE ID 83814

2. Accompanied by: ANN BEUTLER EXAM DATE: 6-23-95

Address: SAME AS ABOVE Phone No. _____

Relationship to Permit Holder: WIFE

3. Source: SPOKANE RIVER tributary to Columbia River

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
	03		SE	NW	07	50N	04W	KOOTENAI	U.S.G.S. 7.5 min Quad

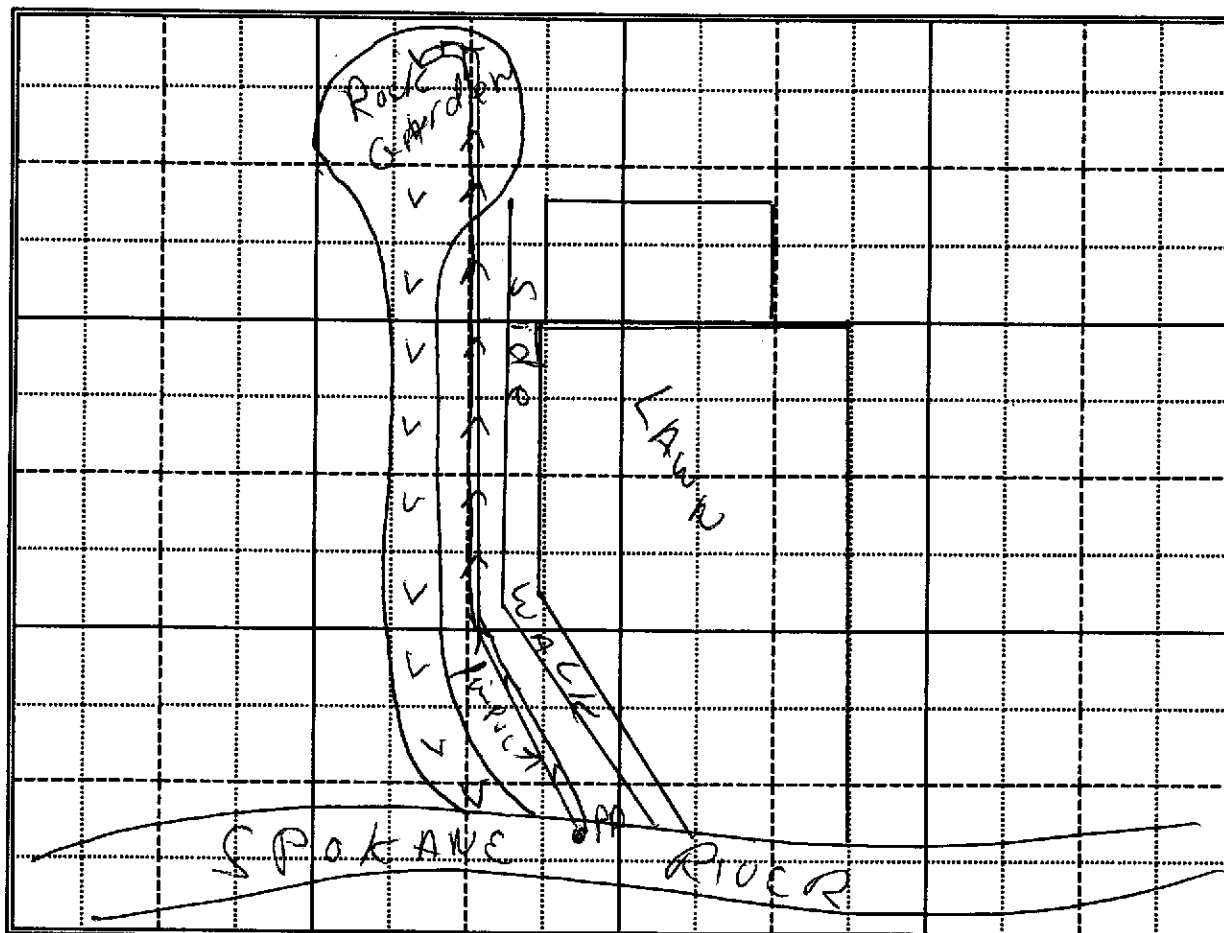
2. Place(s) of Use:

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	
50N	04W	07								A									

AUG 28 1995

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



Scale: 1" = NTS

____ 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
Submersible	FRANKLIN	2		Grundfos	Type 9446

*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: _____

MICROFILMED

AUG 28 1995

E. NARRATIVE/REMARKS/COMMENTS

Water is pumped from river to the top of the rock garden. From there it gravity flows through the rocks down the canal (sealed bottom) back to the river

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

RECEIVED

AUG 28 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Aesthetic</i>	<i>05-01</i>	<i>10-30</i>	<i>.09</i>	<i>1.2</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.09</i>	<i>1.2</i>

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATION

Field Examiner's Name

Wayne Baldick

Date

6-28-95

Reviewer _____

Date _____

SEAL

MICROFILMED

AUG 28 1995

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08837

DATE: 28-JUN-95

COMPLETE BY: WAYNE BALDWIN

HORSEPOWER = 2

PUMP EFFICIENCY = 70%

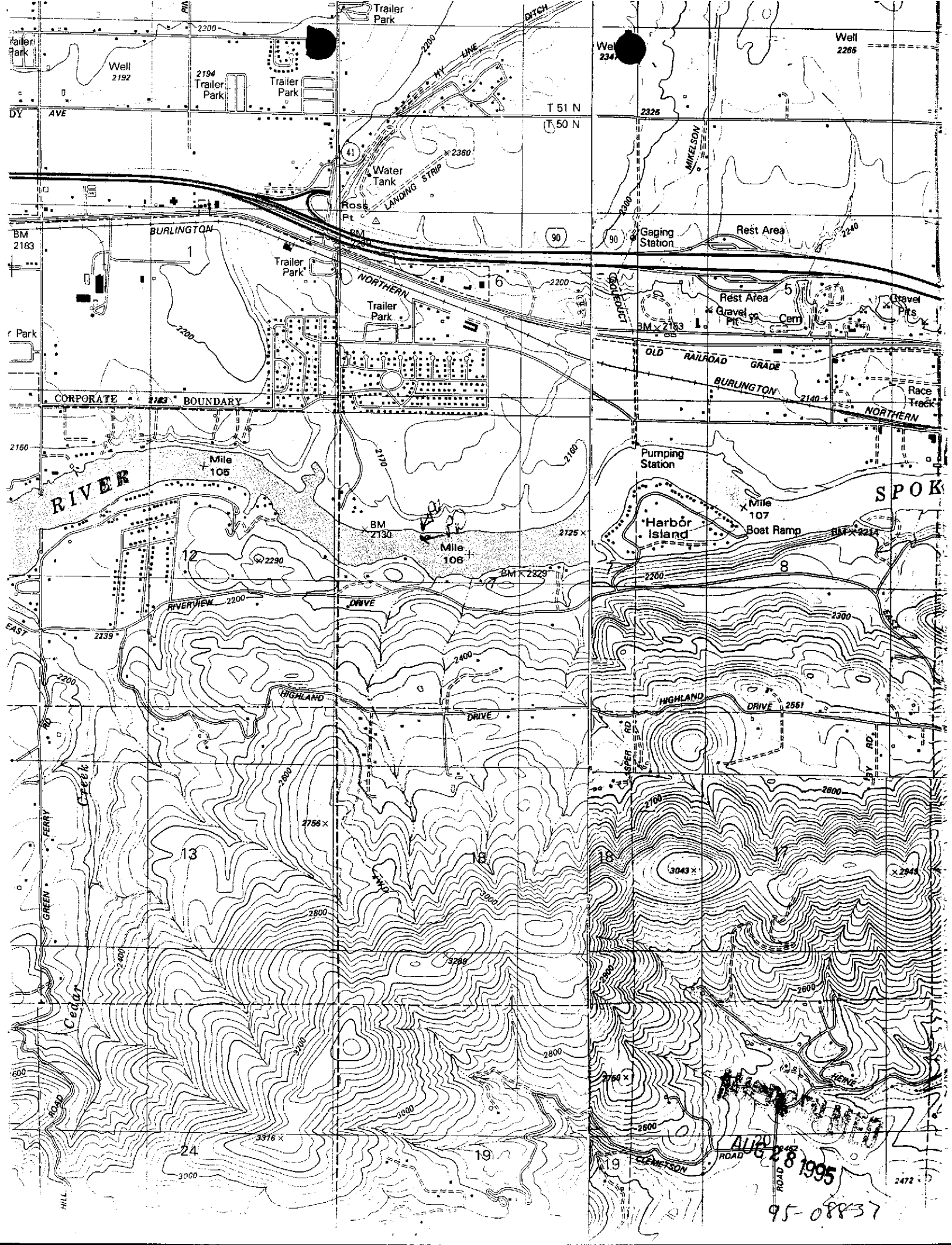
DYNAMIC LIFT = 30 FEET

SYSTEM PRESSURE = 45 PSI

QUANTITY = 0.09 CFS

RECEIVED
AUG 28 1995

95-08837





95-08837

28 1995

November 22, 1994

JOHN BEUTLER
618 N 4TH ST
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08837

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

DEC 21 1994

September 30, 1994

JOHN BEUTLER
618 N 4TH ST
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08837

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, 1994. (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.

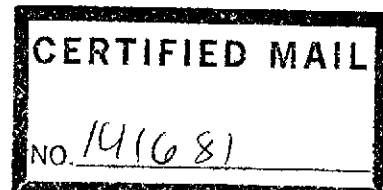
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



SEP 31 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 6, 1993

JOHN BEUTLER
618 N 4TH ST
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08837

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,

A handwritten signature in black ink, appearing to be 'Jim Johnson', written over a horizontal line.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED
JAN 21 1994

95-08837

BEUTLER, JOHN
618 N 4TH ST
COEUR D ALENE, ID 83814

Source: SPOKANE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 3 () Sec 7 T 50N R 04W in KOOTENAI County.

Use: AESTHETIC (.090 CFS)
Total Diversion: (.090 CFS)

Date Filed: 10/26/1993

In: KOOTENAI County
T50N R04W S07 Lot 3 (SEnw)

JAN 21 1994

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai.

} ss.

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 *6* consecutive *weeks* commencing on the *4th* day of *November*, 19*93*, and ending on the *11th* day of *November*, 19*93*, 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.

Ken Alexander

Subscribed and sworn to before me this *11th* day of *November*, 19*93*

Roberta Manley

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08835

LACHNIT, JOSEPH

LACHNIT, MARY

PO BOX 205

PLUMMER, ID 83851

Source: GROUNDWATER

Diversion Pt: NWNE Sec 9 T 46N R 04W

NENW Sec 9 T 46N R 04W in KOOTENAI County.

Use: IRRIGATION (130 CFS)

DOMESTIC (040 CFS)

Total Diversion: (170 CFS)

Date Filed: 10/15/1993

In: KOOTENAI County

T46N R04W S09 NWNE NENW

6.5 ACRES TOTAL

95-08836

STUCKEL, RANDY JAMES

6320 N 16TH ST

COEUR D ALENE, ID 83814

Source: HAYDEN LAKE

Tributary: SINKS

Diversion Pt: LOT 5 (NESE) Sec 14 T 51N

R 03W in KOOTENAI County.

Use: DOMESTIC (020 CFS)

Total Diversion: (020 CFS)

Date Filed: 10/12/1993

In: KOOTENAI County

T51N R03W S04 Lot 5 (NESE)

95-08837

BEUTLER, JOHN

618 N 4TH ST

COEUR D ALENE, ID 83814

Source: SPOKANE RIVER

Tributary: COLUMBIA RIVER

Diversion Pt: LOT 3 Sec 7 T 50N R 04W in

KOOTENAI County.

Use: AESTHETIC (090 CFS)

Total Diversion: (090 CFS)

Date Filed: 10/26/1993

In: KOOTENAI County

T50N R04W S07 Lot 3 (SENW)

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 Director, Dept. of Water Resources,

Northern Region, 1910 Northwest Blvd.,

Suite 210, Coeur d'Alene, Idaho 83814 on

or before NOVEMBER 22, 1993.

R. KEITH HIGGINSON, Director

Legal 188

Nov. 4, 11, 1993

NOV 11 1993

2-5-99

JAN 21 1994

STANLEY F. HAMILTON - DIRECTOR

NOV 11 1993

MEMORANDUM

DATE: November 3, 1993

TO: Idaho Department of Fish and Game
Idaho Department of Health and Welfare, DEQ
Idaho Department of Water Resources
US Army Corps of Engineers, CDA
Panhandle Health District 1
Clean Lake Coordinating Council
Kootenai County Planning & Zoning, PR&W, Marine Division
Kootenai Environmental Alliance
Spokane River Homeowners Association
Adjacent Property Owners: Mr. Hartenstein & Mr. Pratt

FROM: Carl Washburn *CW*
Navigable Waters Specialist

RE: NOTICE OF APPLICATION - L-95-S-3974 - BEUTLER, J.

Enclosed is an application and plats requesting permission to install waterline & submersible pump 80' beyond the OHWM in Spokane River.

Please submit your recommendations to me by November 17, 1993, regarding the likely effect of the proposed encroachment upon adjacent property, lake, and streambed value factors of navigation, fish and wildlife habitat, aquatic life, recreation, aesthetic beauty, or water quality. If you have concerns or are opposed to the project as proposed, please list your specific reasons for concern or opposition and any facts or documentation to support your position.

You should recommend alternate plans if they are economically feasible to accomplish the purpose of the proposed encroachment. You should also recommend any mitigation measures or special restrictions/provisions you would like included as part of the permit if one is issued.

If you do not submit a comment, I will assume you have no objections to the application. If you have questions concerning the application, I suggest you contact the applicant. If the applicant cannot answer your questions, please contact me at 208/769-1535.

mc
enclosures

JAN 21 1994

BOARD OF LAND
COMMISSIONERS
CECIL D. ANDRUS
Governor
PETE T. CENARRUSA
Secretary of State
LARRY ECHOHAWK
Attorney General
J.D. WILLIAMS
State Auditor
JERRY L. EVANS
Sup't of Public
Instruction

SEPARATE PERMIT DECISIONS MUST
BE RECEIVED FROM BOTH THE STATE
OF IDAHO AND THE CORPS OF
ENGINEERS PRIOR TO START OF
WORK

1. Corps of Engineers # _____ Date Received _____	2. State of Idaho # <u>L-95-S-3974</u> Date Received _____
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3. Applicant John Beutler
Mailing Address 618 N. 4th
Coeur d Alene, ID
Area Work Phone (208) 765-5554 Area Home (208) 664-1050
Fax Number _____

4. Authorized Agent _____
Mailing Address _____
Area Work Phone () _____ Area Home () _____
Date of Application _____

Tributary of: _____
 Assessor's Desc. (Tax No. or Subdivision, Lot & Block No.) _____
 * (See instructions)
Lot 7, B1K3, Riverside Harbor Addition;
7 50N 4W or
 1/4 1/4 Section Township Range

Applicant wishes to obtain permit to place a submersible pump and pipe approximately 80 feet into the Spokane River to allow for irrigation and water for waterfall in conjunction with landscaping. Also Applicant would like to obtain an encroachment permit for a dock. Applicant will also place riprap along 90' of Bank, size of riprap 12:18 inches diameter.

IDWR Form 3804-B
Feb 92 (REV)

8. Preparation of drawings. One set of original or good quality reproducible drawings must be attached to this application.
NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. See the instruction pamphlet for instructions and a checklist for completing the drawings. Include photographs of the project site mounted on 8-1/2 x 11 sheets.

9. Purpose and intended use: Commercial _____ Public _____ Private ☒ Other _____
Describe Bank Protection, DOCK USAGE AND landscaping plan
Necessity and justification for project Bank Protection, Controlling erosion
10. Proposed Starting Date October-November Estimated Duration 3-6 weeks
11. If any portion of the activity is complete, indicate month and year of completion N/A
Indicate the existing work on the drawings.
12. Names, addresses, and telephone numbers of adjoining property owners, lessees, etc., whose property also adjoins the underway.

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

13. LEGAL OWNER IF OTHER THAN APPLICANT Same as Applicant
CITY, STATE, ZIP CODE _____
MAILING ADDRESS _____
AREA WORK() AREA HOME()
PHONE _____

14. List other applications, approvals, or certifications from other Federal, interstate, state, or local agencies for any structures, constructions, discharges, deposits, or other activities described in the application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
<u>Dept. of Water Resources</u>	<u>Water Use</u>		<u>10-26-93</u>	<u>In Process</u>

15. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? Yes _____ No _____ (If "Yes" explain)

16. Remarks or additional information:

17. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed or completed work.

10-27-93
Date

Josh Beutler
Signature of Applicant (REQUIRED)

The application must be signed by the applicant. If an authorized agent is to be designated, Item 4 and the following information should be completed.

I hereby designate _____ to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

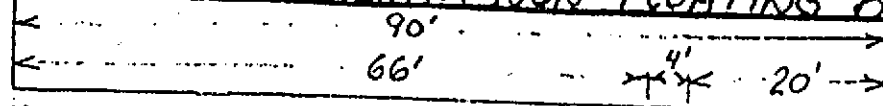
Date _____ Signature of Authorized Agent (if applicable) _____ Signature of Applicant (if applicable) _____

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both. Do not send a Federal permit processing fee with this application. The appropriate fee will be assessed when a permit is issued.

DO NOT SEND FEDERAL PROCESSING FEE WITH APPLICATION

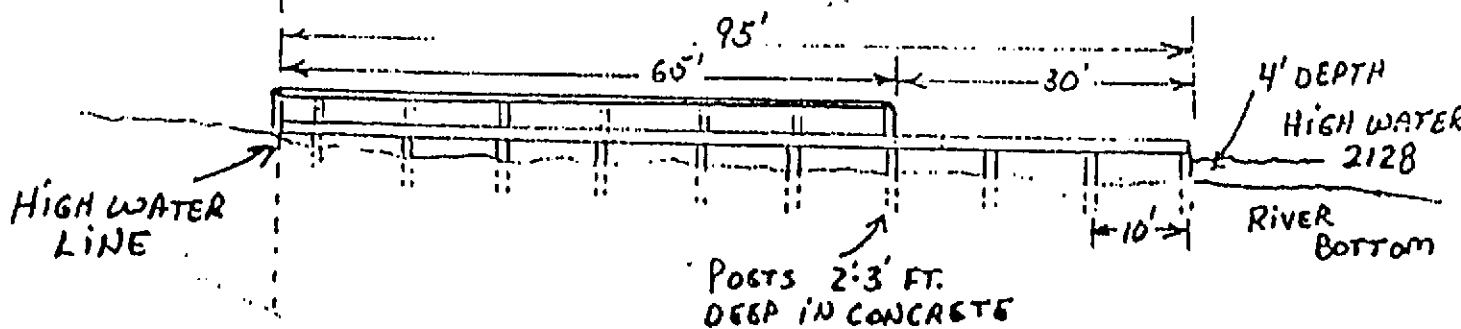
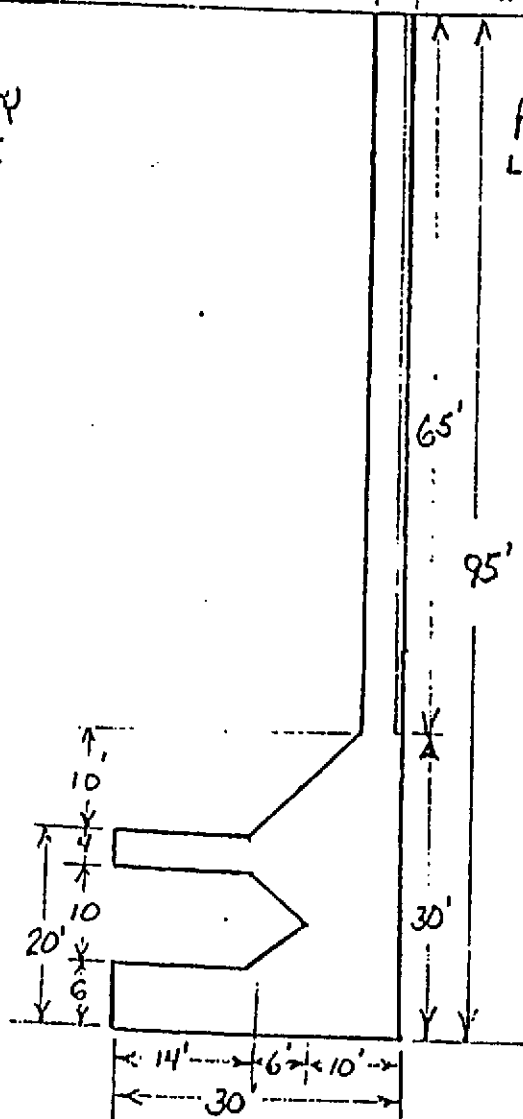
JAN 21 1994

NON-COMMERCIAL, NON-FLOATING BOAT DOCK & WALKWAY

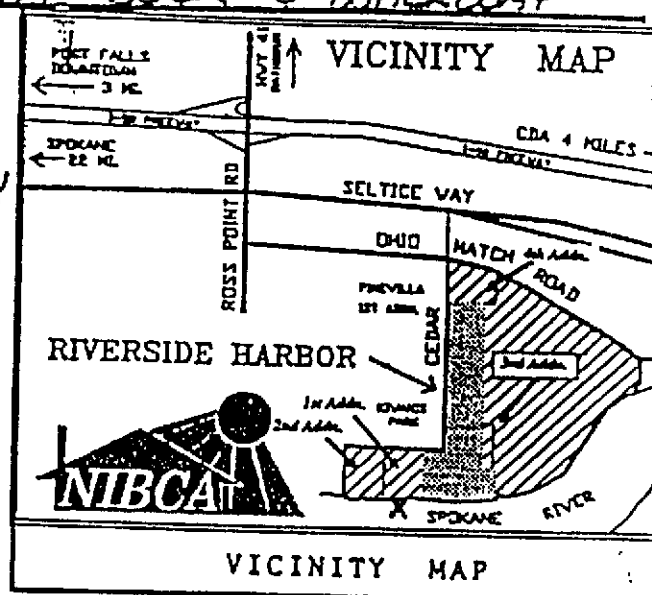
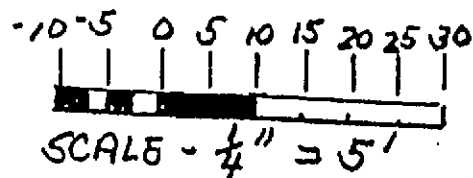


PROPERTY
LINE

PROPERTY
LINE 1



SHORE LINE



From

WALKWAY = 260 SQ. FT.

DOCK = 440 SQ. FT.

TOTAL 700 SQ. FT.

← FLOW OF SPOKANE RIVER
FROM COEUR D'ALENE LAKE

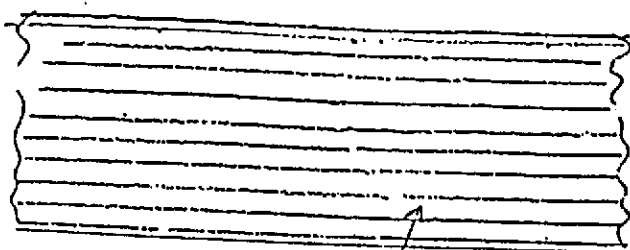
IN SPOKANE RIVER
IN/NEAR RIVERSIDE HARBOR
KOOTENAI COUNTY, IDAHO
DATE: 10-27-93 SHEET 1 OF 4
APPLICATION BY:

JAN 21 1994

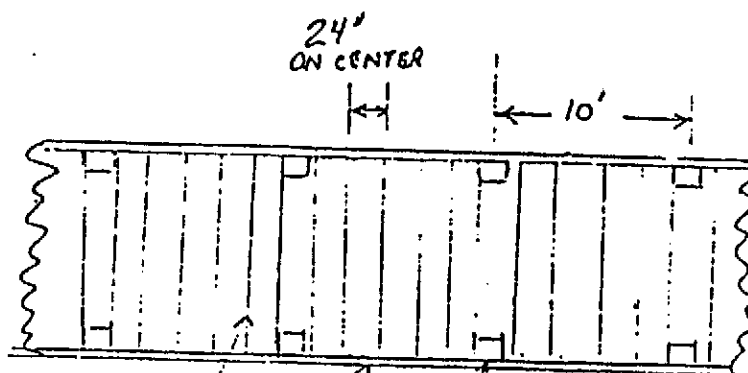
jet Beutler

TYPICAL CONSTRUCTION OF DOCK & WALKWAY

TOP VIEW



2" x 6" DECKING
OVER STRINGERS

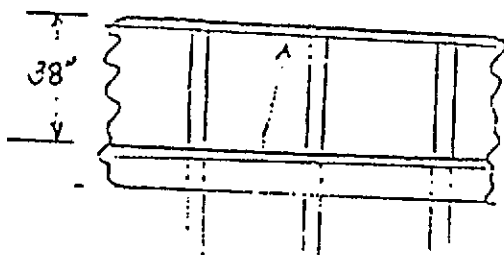


2" x 8"
• STRINGERS

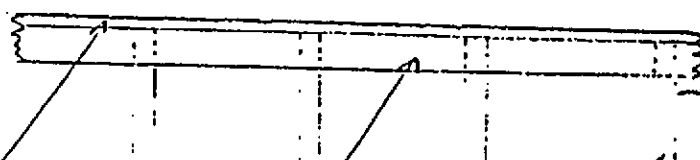
2"x8"
RAILS

6"x6"
posts

side view



HAND RAIL
ON WALKWAY



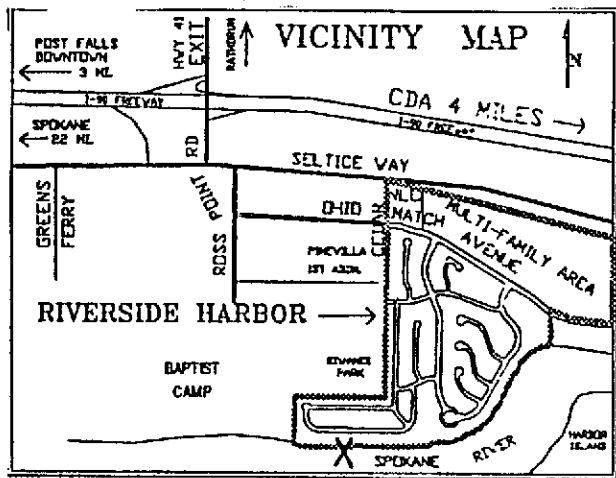
WATER LIN

2" x 6"
DECKING

2"x8"
RAILS/STRINGERS

6x6 posts

(NOT TO SCALE)



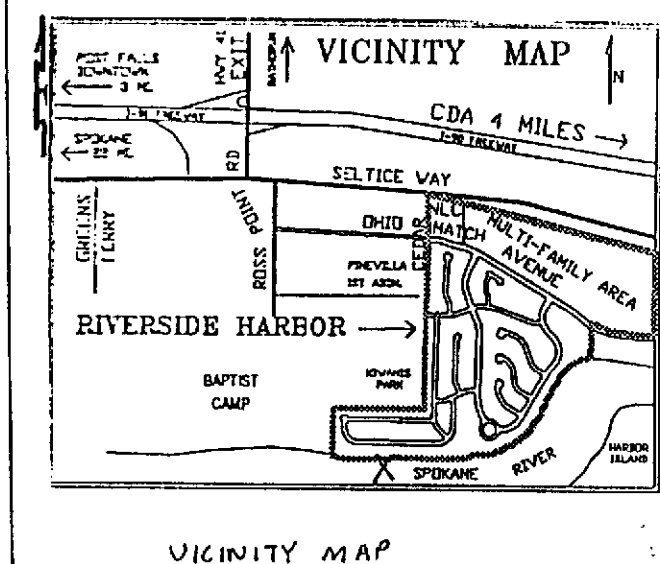
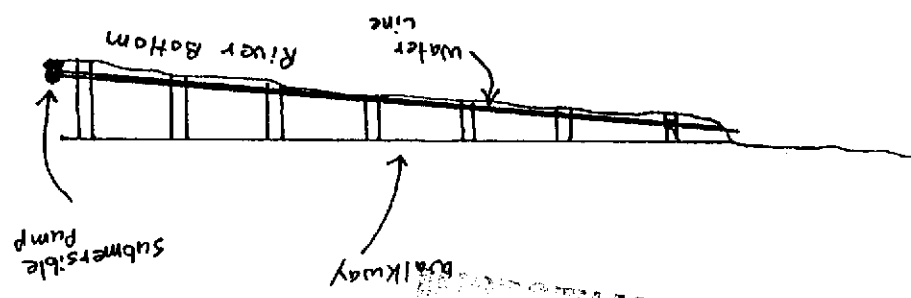
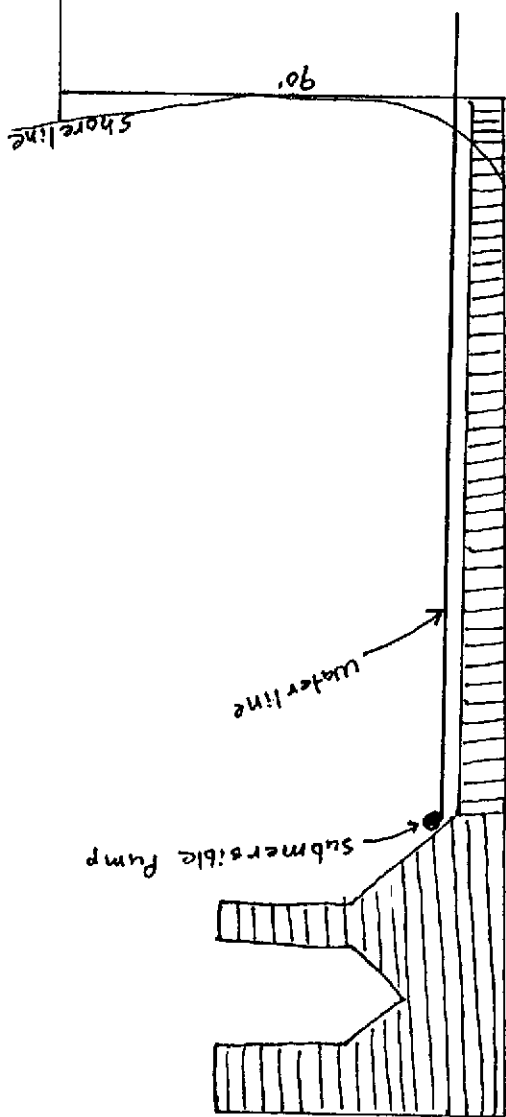
JAN 21 1994

IN: SPOKANE RIVER
IN/NEAR RIVERSIDE HARBOR
KOOTENAI COUNTY, IDAHO
DATE: 10-27-93 SHEET 2 OF 4
APPLICATION BY:

APPLICATION BY:

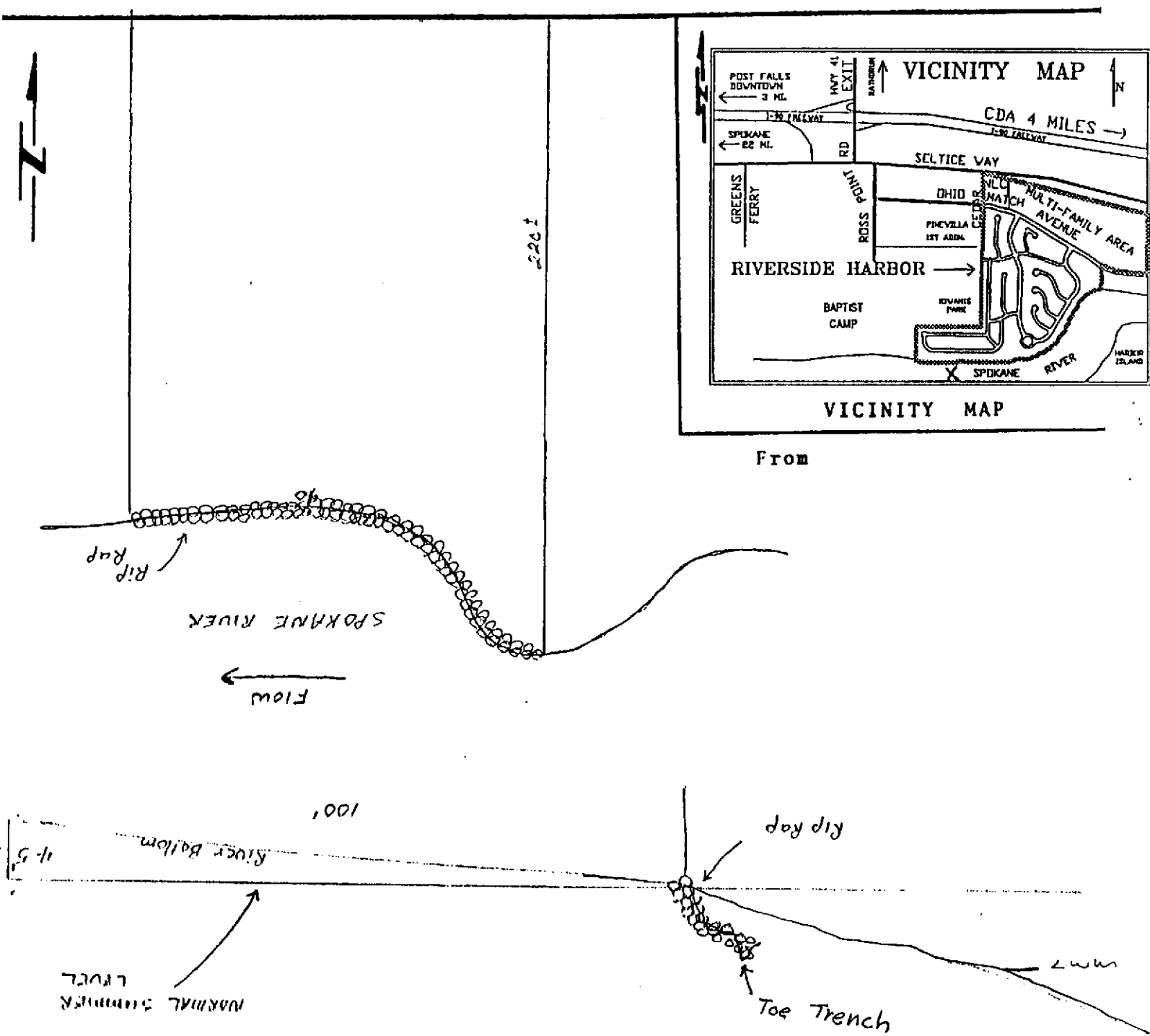
Just Beutler

7



JAN 21 1994

IN Riverside Harbor
IN/NEAR SPOKANE RIVER
KOOTENAI COUNTY
DATE: 10-27-93
APPLICATION BY: sheet 3 of 4
Jm Brunt



IN SPOKANE RIVER
 IN/NEAR RIVERSIDE HARBOR
 KOOTENAI COUNTY,
 DATE: 10-27-93 SHEET 4 OF 4
 APPLICATION BY: *J. Brubaker* 1994