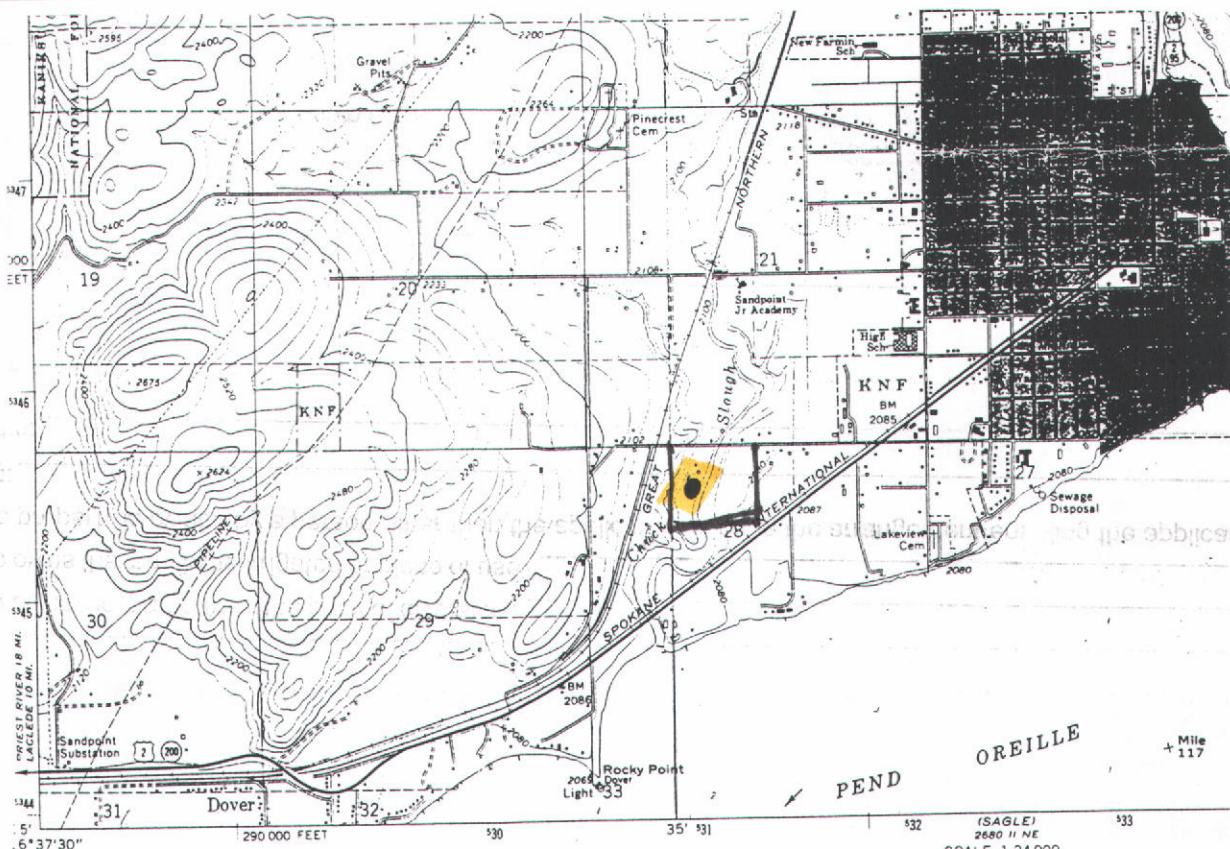


Proposed Pump Installation
Dan Taylor
Chucks Slough
Bonner County, Idaho

February 21, 2003

Location Map



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1965. Field checked 1968

Selected hydrographic data compiled from USC&GS Chart 6170 (1967)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 WAC 1906

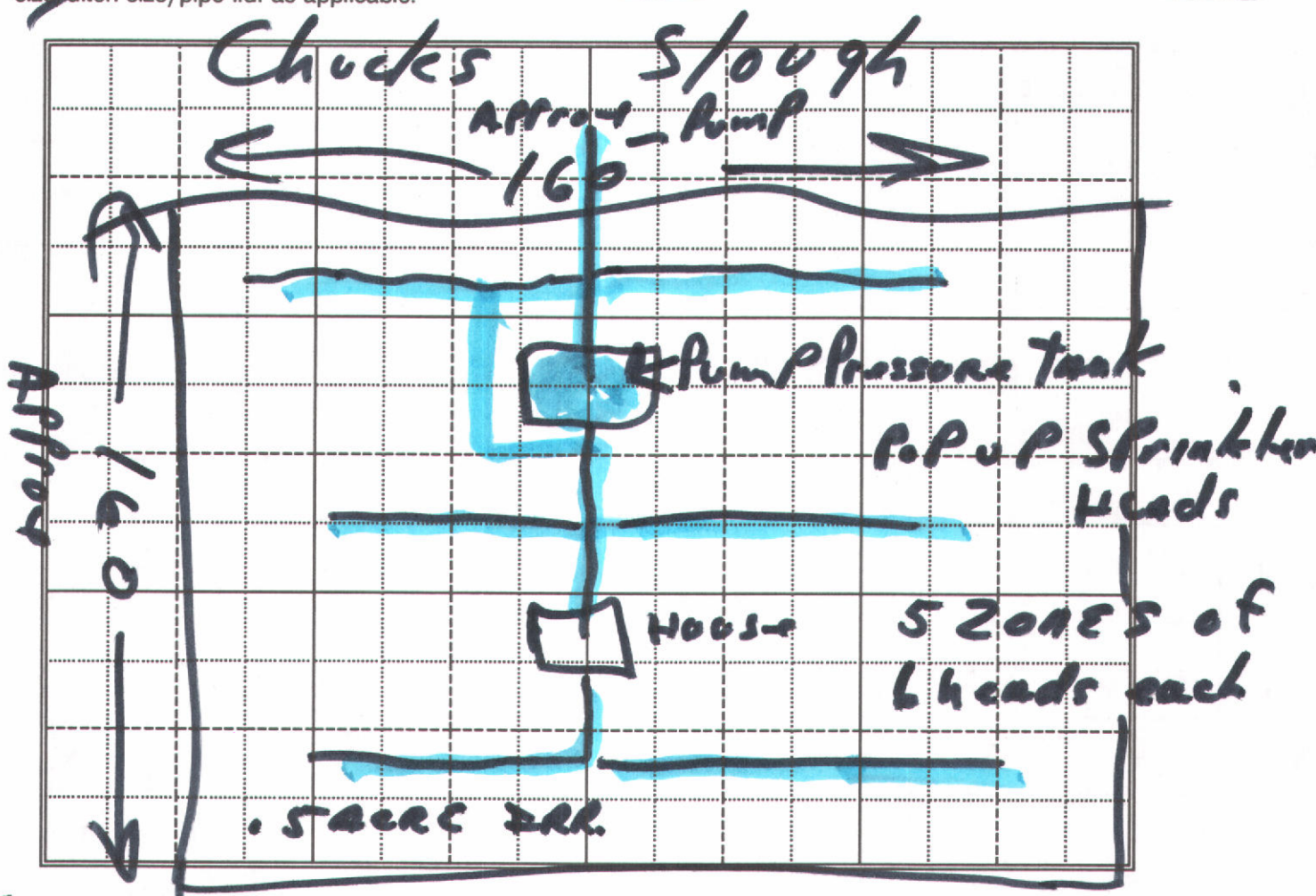
Sandpoint, Idaho USGS Topographic Map

Section 28, Township 57n, Range 2W
11U 0530973
UTM 5345639
.75 miles from Sandpoint, Idaho

From Highway 2 at Federal building
go west on Ontario St approx. .75 m
go South on Canoe Cove approx.
.25 m, Lot 15 on East side of road

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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
	Franklin	1.5	2801054915	Sub	1" then to 1.5"

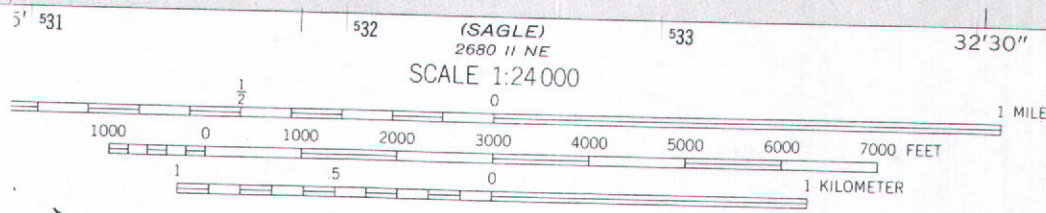
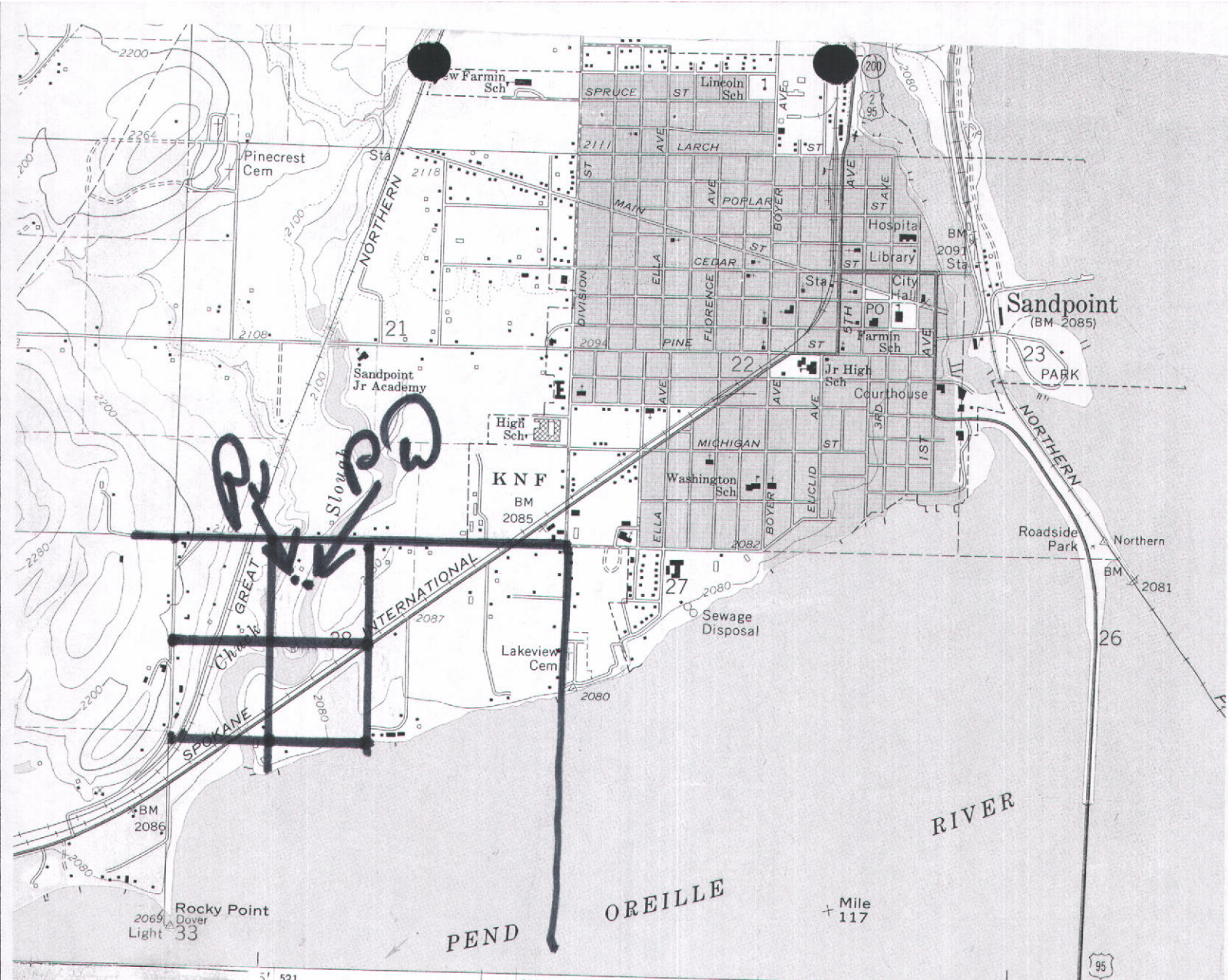
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: _____



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929
DEPTH CURVES AND SOUNDINGS IN FEET—DATUM IS LAKE ELEVATION 2048 FEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



96-09127

96-09127



PD



pu



pu



PV

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. 0032345
Receipt By: MC
Date Received: 4/20/04

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 20 2004

PROOF OF BENEFICIAL USE

Department of Water Resources

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.

1. Permit No. 96-9127 Telephone No. 263-2708

2. Name of Permit Holder(s): Daniel Taylor

3. Mailing Address: P.O. Box 171

City Sandpoint State Id. Zip 83864

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

Well Driller: _____ Drilling Permit Number: _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 1/2 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre-feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?
Has the measuring device been installed?

Yes _____ or No X
Yes _____ or No X

8. Fee Enclosed: \$ 50 (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: Daniel Taylor Telephone Number: 263-2708

Address: P.O. Box 171 Sandpoint Id. 83864

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

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

Date: 4-15-04

MICROFILMED

APR 21 2004

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09127

Priority: March 10, 2003

Maximum Diversion Rate: 0.04 CFS

This is to certify, that DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

has applied for a permit to appropriate water from:

Source: CHUCKS SLOUGH

Tributary: PEND OREILLE 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>
IRRIGATION	03/15 to 11/15	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

CHUCKS SLOUGH NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28, Twp 57N, Rge 02W, B.M. BONNER County

PLACE OF USE: IRRIGATION

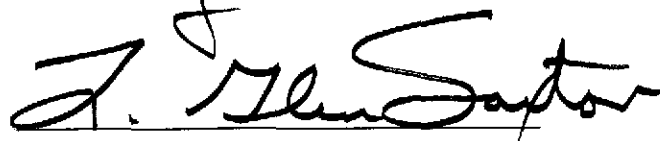
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	02W	28																	.5

Total Acres: 0.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 1, 2004**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.04 cfs nor more than 1.5 afa at the field headgate for irrigation of the land described above.
4. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
5. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 7th day of May, 2003.


for **KARL J DREHER, Director**

MICROFILMED
DEC 03 2003

70490

Ident. No. 96-9127

RECEIVED

MAY - 8 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

96-9127

APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

(208) 265-4754

Phone (208) 263-2708

1. Name of Applicant DAN TAYLOR
- Mailing address P.O. Box 171 Sandpoint ID 83864
2. Source of water supply Chucks Slough which is a tributary of Pend Oreille River
3. Location of point of diversion is Township 57N Range 2W Sec. 28 in the NE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, Govt. Lot 300000, B.M., BOONVILLE County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .045 for IRRIGATION, (watering law) purposes from 4-15 to 11-15 (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)

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) .045 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: IRRIGATION (water law) PUMP & IRR SYSTEM

a. Describe type and size of devices used to divert water from the source The Pump to be used is a Grundfos Model 16515-14 16⁹⁴min 1.5 Horsepower .036 cfs

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity .0000976 acre-feet 10 gallon pressure tank

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

d. Is ground water with a temperature of greater than 85°F being sought? NO

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

Well was drilled for (well owner) _____; Drilling Permit No. _____

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

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

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

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DEC 03 2003

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

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

[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

5. **Supply:**

12. Remarks:

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Signature of Applicant (and title, if applicable)

Received by

Publication prepared by

Received by _____ Date _____

६०/१८/६

Date:

4/15/03

Preliminary check by

Time of day

Date 5/10/05

002

Received by _____

#

1155100

Date _____

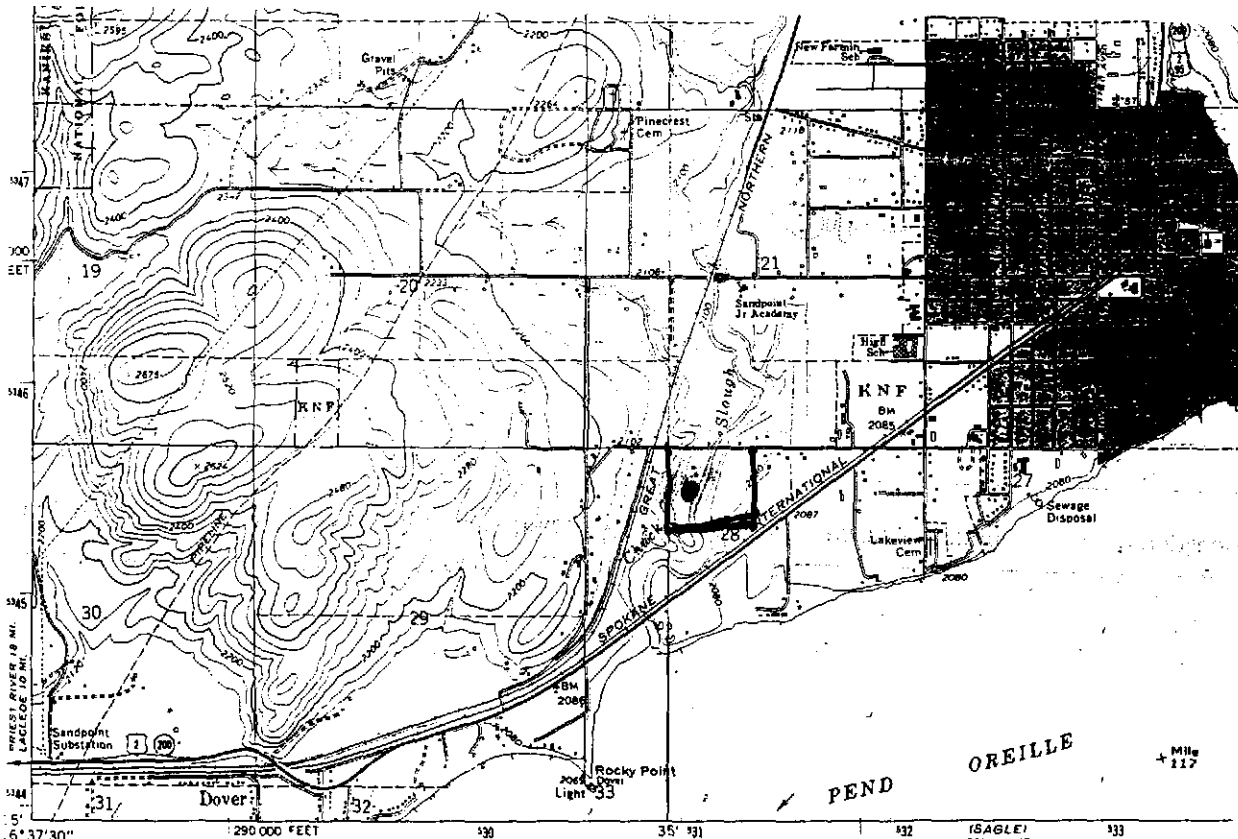
3/5/3

Michigan

Proposed Pump Instalation
Dan Taylor
Chucks Slough
Bonner County, Idaho

February 21, 2003

Location Map



Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial photographs taken 1966. Field checked 1968

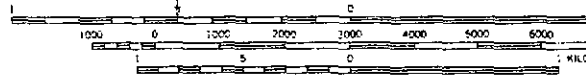
Selected hydrographic data compiled from USC&GS Chart 6170 (1967)

This information is not intended for navigational purposes

Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 WAC 1000

1974 GRID AND 1966 MAGNETIC NORTH

0° 20' 30" N
 37.5 MILES



CONTOUR INTERVAL 40 FEET
 DOTTED LINES REPRESENT 20-FOOT CONTOURS
 DATUM IS MEAN SEA LEVEL
 DEPTH CURVES AND SOUNDINGS IN FEET—DATUM IS LAKE ELEVATION 2048

Sandpoint, Idaho USGS Topographic Map

Section 28, Township 57n, Range 2W
11U 0530973
UTM 5345639
.75 miles from Sandpoint, Idaho

From Highway 2 at Federal building
go west on Ontario St approx. .75 m
go South on Canoe Cove approx.
.25 m, Lot 15 on East side of road

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 DEC 03 2003

RECEIVED
DEC 13 2004 K
DEPARTMENT OF
WATER RESOURCES

A. GENERAL INFORMATION

Permit No. 96-09127

1. Owner: Daniel Taylor Phone No.

Current Address: PO Box 171 Sandpoint Id. 83864

2. Accompanied by: Daniel Taylor EXAM DATE: 6-4-04

Address: Same as above Phone No. _____

Relationship to Permit Holder:

Relationship to Permit Holder: _____

3. Source: Chucks Slough tributary to Pond Creille 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:

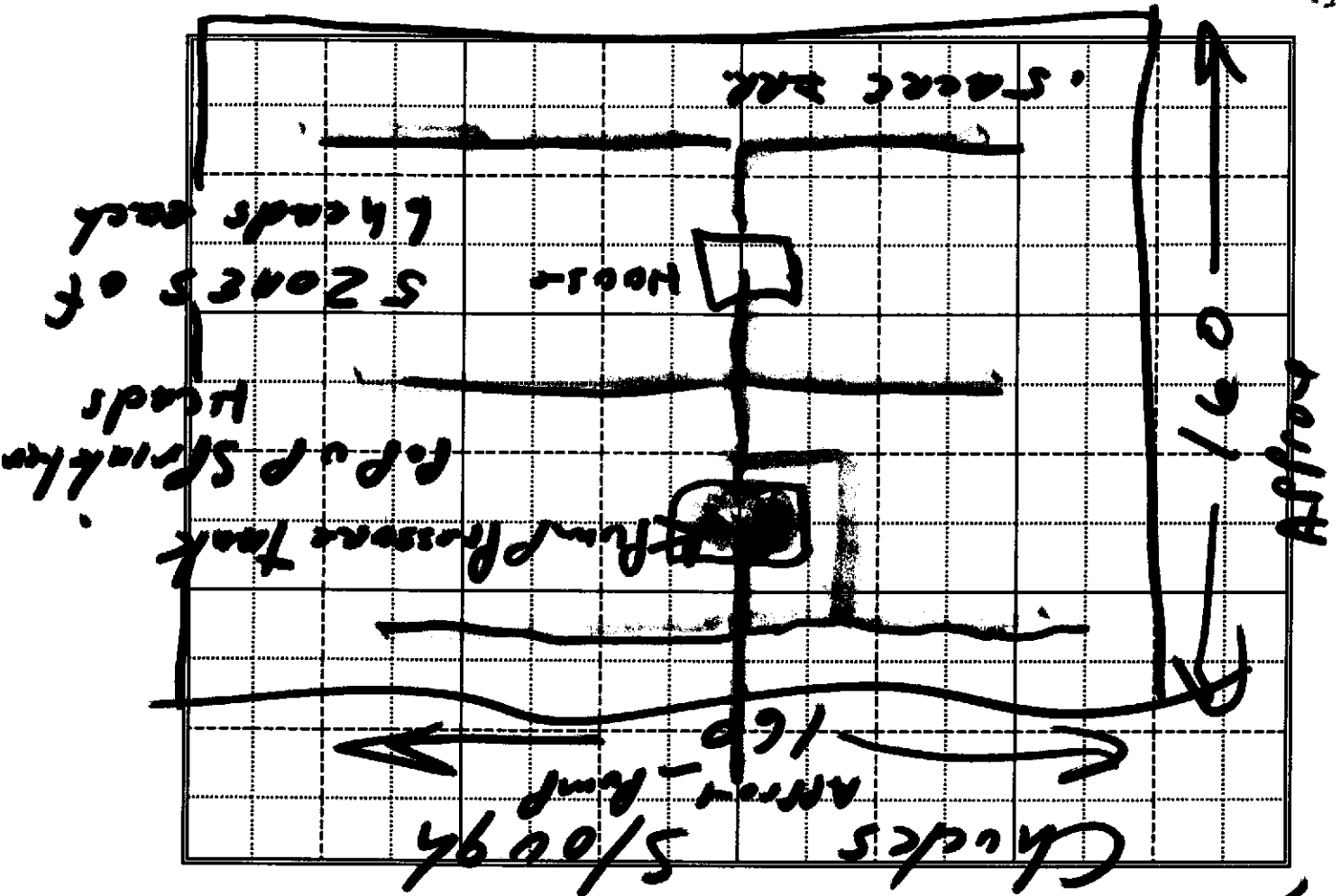
[illegible]

2. Place(s) of Use:

Indicate Method of Determination

[illegible]

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/branch 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
	Shank	5	2801054915	Scb	1" New 1/2" 5"

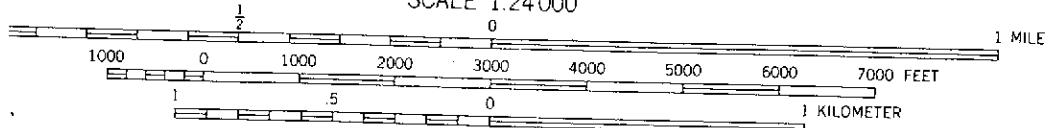
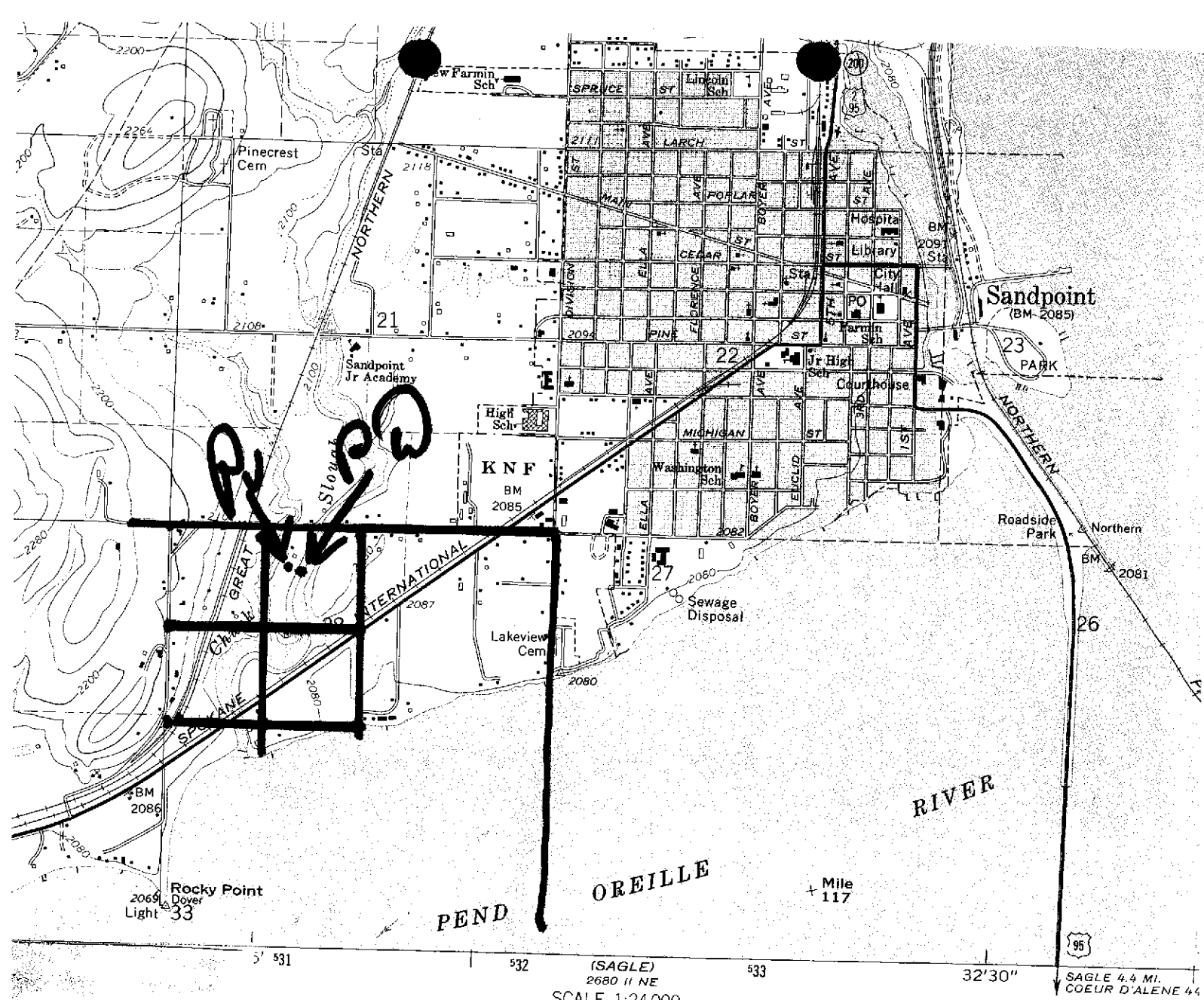
*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements:



CONTOUR INTERVAL 40 FEET
DOTTED LINES REPRESENT 20-FOOT CONTOURS
NATIONAL GEODETIC VERTICAL DATUM OF 1929
DEPTH CURVES AND SOUNDINGS IN FEET—DATUM IS LAKE ELEVATION 2048 FEET

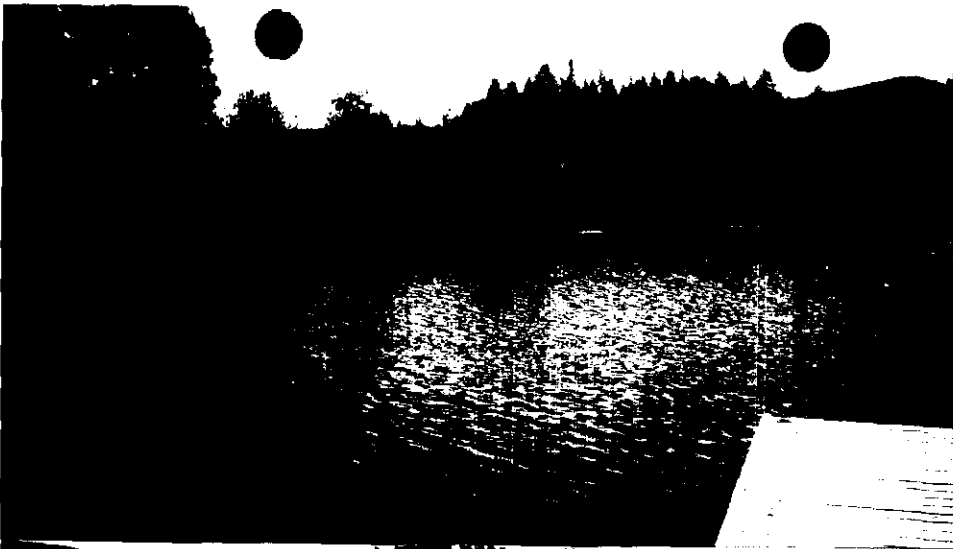
OREILLE
NORMAL
UTM GRID AND 1968 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

96-09127

96-09127



PD



PD



PD



PV

E. NARRATIVE/REMARKS/COMMENTS

Watched system operate. pump can only handle 1 zone at a time. Heads and lines are all buried, heads are pop ups, no real way to measure the out put. I watched the system run and it levels out at 20 psi there is a 50' rise from pump to irrigated area. With this info I did a theoretical calculation. I came up with 159 Pm. I showed this to Mr. Taylor, he said that was what the system installer told him.

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

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

$$V_{IR} = \frac{8.8(6.5)(.67)}{50 + (2.31 \times 20)} = .03 cfs$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .5 \times 3 = 1.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .03 \times 245 \times 1.9835 = 14.5$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 1.5$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Unchanged

Period of Use
From 03-15 To 11-15

Rate of Diversion
Q (cfs) .03

Annual Volume
V (afs) 1.5

Totals:

.03

1.5

2. Recommended Amendments

Change P.D. as reflected above
Change P.U. as reflected above

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

I. AUTHENTICATION

Field Examiner's Name

Date

Reviewer

Wayne Johnson
Date 6-30-04

SEAL



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 21, 2004

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-9127

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.state.id.us.

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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APR 21 2004

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9127

Reviewed By: dgibson

Date: April 21, 2004

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N015511, C073575	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	04/20/2004
Date proof due	- 05/01/2004
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 03/10/2003
New priority date	= 03/10/2003

Deficiencies of Actions Items

Acknowledge proof.

February 29, 2004

DANIEL TAYLOR
PO BOX 171
SANDPOINT, ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-9127

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 May 01, 2004. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

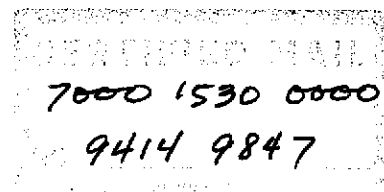
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Deborah J. Gibson, Administrative Assistant
Water Allocation Bureau

Enclosures



MICROFILMED

APR 21 2004



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 7, 2003

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

RE: Permit No. 96-9127

Permit Approval Notice

Dear Permit Holder:

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

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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

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

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

MICROFILMED
JUL 6 3 2003

If you have any questions, please contact me at 208-327-5452.

Sincerely,

Sharla R. Curtis

Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

MICROFILMED
DEC 03 2023

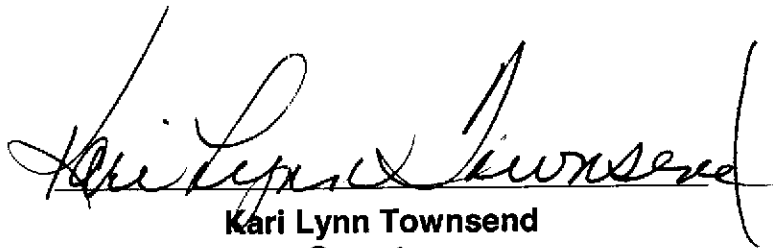
CERTIFICATE OF SERVICE

I hereby certify that on May 7, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

96-9127

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864



Kari Lynn Townsend
Secretary

MICROFILMED
MAY 9 3 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

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

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

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

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MICROFILMED
OCT 13 2000

MEMORANDUM

To: File 96-9127

From: Sharla

Date: May 6, 2003

Re: Fish & Game Comments

The IDFG representative who submitted comments has recommended adding conditions regarding the underwater excavation and pump/pipeline placements in the stream bed. These issues go beyond the scope of the water right application and fall instead under the jurisdiction of the Stream Channel Alteration section of this department and/or Dept. of Lands via an encroachment permit.

The standard conditions regarding the approach velocity and mesh screening will be placed on the permit, but the other issues above will not be addressed by the water right permit.

MICROFILMED

REC 0 3 2002

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

W.R. # 96-9127

APPLICATION ID # 70490
INITIAL REVIEW

ENT 3/25 BCA 3/26 OK to Publish 3/25

APPLICANT: Taylor BY: AB DATE: 3/25/03

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County **RECEIVED**
4. ☒ Quantity
☒ Nature of Proposed Use **MAY - 6 2003**
☒ Period of Use
5. ☒ Total Quantity **Department of Water Resources**
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
12. ☒ Map
☒ Signature
☒ Fee (Amt, receipt, acknowledgement)

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

ADDITIONAL INFORMATION

(Yes)(No)

___ **Shape File Created** Date ___ By: ___
___ Field check: by ___
___ Field report attached
___ Analysis Supp. attached(>5cfs/500af)
___ Water delivered by water master? Water District # ___

PROCESSING

(Yes)(No) PRIORITY DATE: 3/10/03

___ (Include Moratorium Remark)

___ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Bonner Count

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
() Power Information () Other: ___

INFORMATION RECEIVED:

() Dam Information () Fish Information
() Power Information () Other: ___

GROUNDWATER SECTION

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

___ Groundwater management area
___ Critical ground water area
___ Well Drilling Permit required
___ Well Drilling Application and Fees received
___ Well Drilling Application approved? Remarks: ___

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

___ Notice of pending void order issued. Final order response date: ___/___/___
___ Further information required from applicant
4/15 ___ Affidavit of publication received
4/15 ___ Application published correctly. If not, record action taken: ___

3/26 ___ Publication dates and paper recorded on application
___ Protests received, Final protest date: 4/21/03 | Sr. Agent initial ___
___ Measuring device required
___ Measuring port required
___ Special conditions: ___
___ Special conditions of approval supplement and/or cover letter attached: ___

Approval Recommended by: ___ Date: ___/___/___



IDAHO FISH & GAME

PANHANDLE REGION
2750 Kathleen Avenue
Coeur d'Alene, Idaho 83815

Dirk Kempthorne/Governor
Steven M. Huffaker/Director

April 3, 2003

Mr. Robert Haynes
Idaho Department of Water Resources
Northern Region
1910 Northwest Blvd, S 210
Coeur d'Alene, ID 83814

RECEIVED
APR 09 2003
IDWR/North
Con
Computer

Dear Mr. Haynes:

REFERENCE: #96-9127 DAN TAYLOR WATER RIGHT APPLICATION

Dan Taylor has requested 0.045 cfs from Chucks Slough, tributary to Pend Oreille River, for irrigation of ½ acre. We have no objection to issuing the water right if your calculations indicate that the withdrawal will not reduce stream volume or flows below those needed to support fish and other aquatic species.

Water lines and pumps are an encroachment in lakes and rivers that can be detrimental to fish and fish habitat. The applicant should obtain necessary encroachment permits from Idaho Department of Lands before installing diversion structures, water lines and pumps in state waters.

We recommend that applicants install lines beneath the lake, river or stream during low water periods when underwater excavation will be minimized. Dug materials should be sidecast to only one side and the bottom contour and substrate restored. Any unburied sections of the line should be anchored on the bottom to prevent it from floating and interfering with boat anchors or anglers' lines or capturing debris. The applicant should also provide a smooth cover for the pump to avoid interference with boat anchors or anglers' lines and to avoid capturing debris. It would be preferable to place pumps on land rather than in the water.

Diversions or water intakes should be screened to prevent entrainment or impingement of fish. The maximum screen mesh size should be 0.25 inches; approach velocities should not exceed 0.5 ft/second to prevent losses of juvenile fish.

Thank you for the opportunity to comment.

Sincerely,

Greg Tourtlotte
Regional Supervisor

GIT:RH:kh

C: Tracey Trent, IDFG Boise
Dan Taylor, PO Box 171, Sandpoint ID 83864

MICROFILMED

DEC 03 2003

File: IDWR #96-9127 dan taylor wr

AFFIDAVIT OF PUBLICATION

State of Idaho

SS.

County of Bonner, Sharilyn Jones

_____ being first duly sworn on oath
deposes and says that he/she is BOOKKEEPER
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Notice of App.

as it was published in the regular and entire issue of the
said paper for a period of 2 consecutive weeks,
commencing on 3 day of Apr, 2003
and ending on the 10 day of Apr, 2003
and that said notice was published in said newspaper.

On this 10 day of April in the year
of 2003, before me, a Notary Public, personally
appeared Sharilyn Jones,

known or identified to me to be the person whose name
subscribed to the within instrument, and being by me
first duly sworn, declared that the statements therein are
true, and acknowledged to me that he executed the same.

Carolyn R. Inge
Notary Public in Idaho
Residing at Sandpoint
My Commission expires: 8/06

RECEIVED

APR 15 2003

IDWR/North

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

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

Point(s) of Diversion NENW S28 T57N R02W BONNER County
Source CHUCKS SLOUGH Tributary To PEND OREILLE RIVER
Use: IRRIGATION 03/15 To 11/15 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 03/10/2003
Place Of Use: IRRIGATION
T57N R02W S28 NENW

Number of Acres 0.5

Permits will be subject to all prior water rights. Protests may be sub-
mitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with
the Director, Dept. of Water Resource, Northern Region, 1910
Northwest Blvd Suite 210, Coeur D'Alene ID 83814 together with a
protest fee of \$25.00 for each application on or before 04/21/2003.
The protestant must also send a copy of the protest to the applicant.
KARL J DREHER, Director
Legal SNP#4195 - April 3, 10, 2003

MICROFILMED

DEC 6 3 2003

4195

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

96-9127

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

Point(s) of Diversion NENW S28 T57N R02W BONNER County
Source CHUCKS SLOUGH Tributary To PEND OREILLE RIVER
Use: IRRIGATION 03/15 To 11/15 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 03/10/2003
Place Of Use: IRRIGATION
T57N R02W S28 NENW
Number of Acres 0.5

Permits will be subject to all prior water rights. Protests may be submitted
based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the
Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd,
Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for
each application on or before 04/21/2003. The protestant must also send a
copy of the protest to the applicant.

KARL J DREHER, Director

Published on April 3 and 10, 2003.

MICHOEHLER

DEC 9 3 2003

Ball, Dianne

From: SJones@cdapress.COM
Sent: Thursday, March 27, 2003 7:28 AM
To: dball@idwr.state.id.us
Subject: Re: Legal Notice to be published on 4/3 and 4/10/2003

Good morning,

I received your email & will get a proof faxed to you as soon as I get it.

Thank You, and as always have a great day.
Sheri Jones

> From: "Ball, Dianne" <dball@idwr.state.id.us>
> Date: Wed, 26 Mar 2003 15:06:27 -0800
> To: "Sherri Jones" <sjones@cdapress.com>
> Subject: Legal Notice to be published on 4/3 and 4/10/2003
>
> <http://skins.hotbar.com/skins/maile06_prv.gif>
> Greetings to you, pretty lady, and a blessed day as well.
>
> The attachments below are a cover letter and a legal notice for
> publication on 4/3 and 10/2003.
>
> Please fax a proof copy to me prior to publication.
> Thanks you VERY much - always a pleasure working with you - you are an
> angel!! <http://www.eakles.com/90angel8_eyesblinking_wings_moving.gif>
> <<http://humansrv.net/zineimages/540-745-2438/kitten-rose.gif>> Have a
> purrrfectly marvelous day! Dianne
>
>

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DEC 9 3 2003



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 26, 2003

LEGAL NOTICE DEPARTMENT
BONNER COUNTY DAILY BEE
PO BOX 159
SANDPOINT ID 83864

e-mailed to Sheri Jones at
sjones@cdapress.com

PLEASE FAX PROOF PRIOR TO PUBLICATION

RE: Application for Permit No. 96-9127

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 04/21/2003. Your cooperation is **GREATLY** appreciated.

Thanks, and have a wonderful day.

Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

DEC 9 3 2003



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 26, 2003

DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

RE: Application for Permit No 96-9127

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Bonner County Daily Bee April 3 and 10, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

Allen Beardslee
Senior Water Resource Agent

Enclosure - Receipt No. N015511

MICROFILMED

REC 03 2003



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

March 25, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY HENNEKEY
STATE OF IDAHO
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

FAXED TO RAY HENNEKEY 3/26/03 *db*

5 pages including letter

Application to Permit No. 96-9127- Taylor

Dear Ray:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within two weeks of receipt of this request, by April 21, 2003. If you prefer to reply by e-mail, my e-mail address is dball@idwr.state.id.us.

Please feel free to contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball
Administrative Assistant

Enclosure(s)

MICRO

APR 3 2003

MICRO

State of Idaho
Department of Water Resources
Application for Permit
RECOMMENDATION FORM

Application for Permit No 96-9127
Applicant's Name: DANIEL TAYLOR
PO BOX 171
SANDPOINT ID 83864

Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional Comment:

Dated this _____ day of _____.

Signature

DEC 03 2000