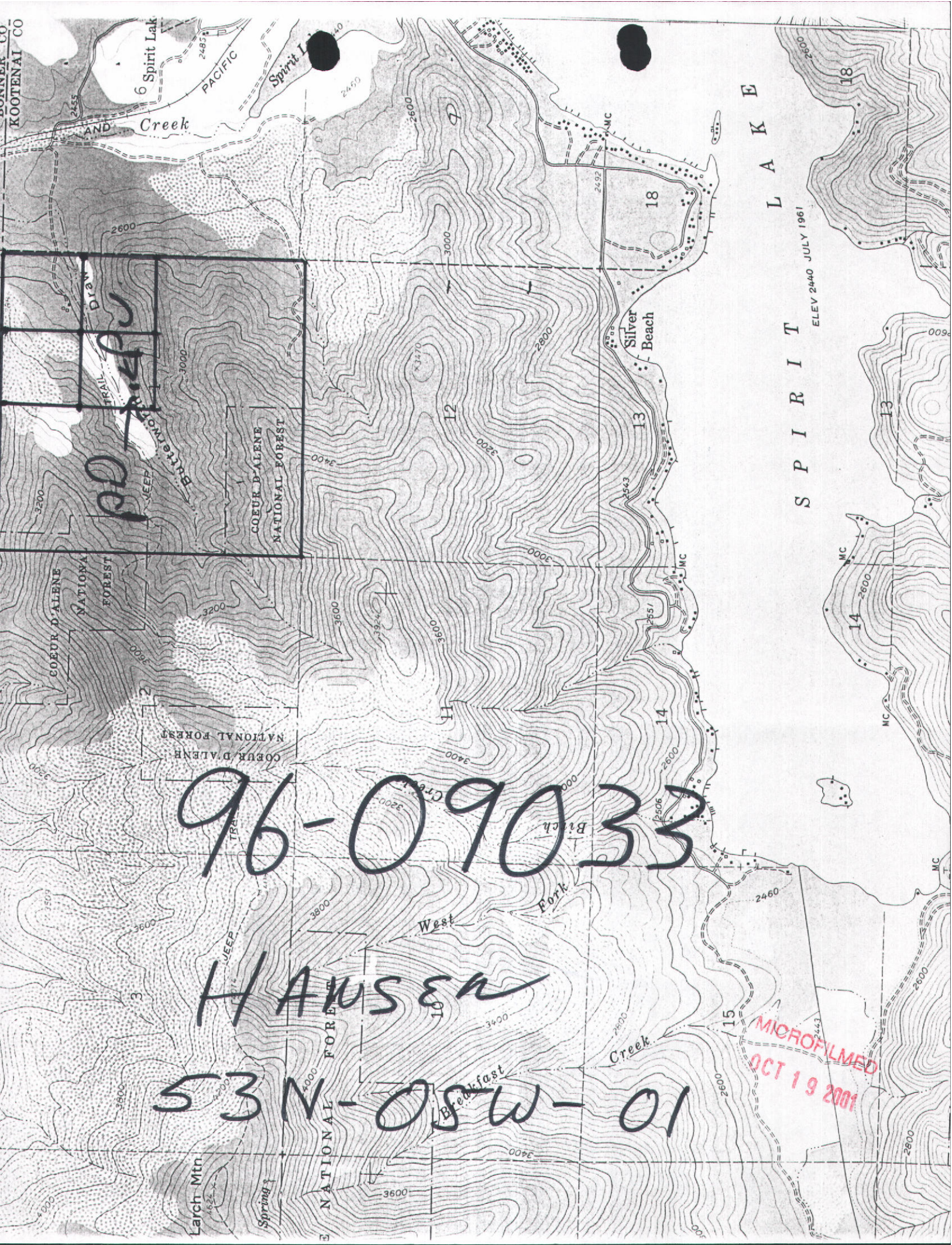




96-09033

Hansen

53N-08W-01

MICROFILMED
OCT 19 2001

S P I R I T
L A K E
ELEV 2440 JULY 1961



92



96-09033

Hansen

MICROFILMED
OCT 19 2001

Reviewed by Sharla Curtis on 1/12/00

AREA OF CONCERN: No/Yes Moratorium GWMA TRUST/NON-TRUST

DRILLING PERMIT

All wells	- 046(P23)
Basin 34	- 085
Irr. w/in WD	- P05
WMD	- North/East/West
≤ 0.24 cfs/5 acres	- No MD
> 0.24 cfs/5 acres	- 067
~~WMD~~	
Supp irr (irr = only use)	- 065-104
Supp irr (+ other uses)	- 100-105
≤ 0.24 cfs/5 acres	- No MD
> 0.24 cfs/5 acres	- 01M

Boise Front LoGeo	- 058 (<85 GW)	Payette R
Mitigation	- 121	Salmon R
42-248 Area	- P84 (20s-70s, 81-86)	Weiser R
Swan Falls Flag	- _____	
Trust	- 051(P74) (consumptive uses)	
Non-Trust	- 048-049 (consumptive uses or non-cons. > 1.0 cfs)	

STORAGE	- 18A-01H(P01),01P-18B(P09)-NA
IRR ≤ 5 ac	- R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac	- R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER	- R37 (BLM/USFS)
MINING	- 054-081(P10)
FISH PROP	- 029(70°S only)-007-042-081(P10)
HEAT/COOL	- R07(injection well)
FIRE PROT.	- 077

MISC CONDITIONS/REMARKS:

~~Protested~~	- 020-W19
Development Period	
≤ 1 yr	- P16
> 1 yr	- 26A(P17)
~~Ownership~~	- 004
~~Non-consumptive~~	- 027
~~Water Quality~~	- 081-R07

F&G contacted - Yes/No Response No objection

In/Above MSF - WB9
PLANNING SECTION REVIEW/RESPONSE
In-stream development - P52
WD - R04 (WD# 96-D)
≤ 0.20 cfs/others - 01H(P01), 01P or No MD
> 0.20 cfs - 01J(P08)

≤ 0.24 cfs/5 acres	- No MD
>0.24 cfs/5 acres	- 01M or No MD

Snake R (01) - W22(P04), N/A
(02,03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(P04) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

POWER	- 17H-17K (+uses)-08A-025(P18)-01N-081(P10)
MUNICIPAL	
Restricted area	- 022,075
Irr., GW supp to SW	- 102
DOMESTIC	
Surface water	- WB5 (Big Wood or Boise above Star Bridge) 27A (Payette R)
>1 in restricted area	- 070-071-075(no parks/common areas, etc)
Irr use listed separate	- WB5
Moratorium approvable	- W03 (2400 gpd – meets domestic definition i.e. D/convenience store)

Multiple pd's per 1/4 - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON _____ - _____ (Per updated map)

OTHER CONDITIONS/REMARKS _____

COMMENTS _____

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-09033

Priority: October 22, 1999

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated October 22, 1999; and has
submitted Proof of Beneficial Use on December 07, 2000. An examination indicates that the works have
a diversion capacity of 0.01 cfs of water from:

SOURCE

SPRING

Tributary: BUTTERWORTH CREEK

and a water right has been established as follows:

BENEFICIAL USE

DOMESTIC

PERIOD OF USE

01/01 to 12/31

DIVERSION RATE

0.01 CFS

**ANNUAL
DIVERSION VOLUME**

1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING

SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

Sec. 1, Twp 53N, Rge 05W, B.M., KOOTENAI County

PLACE OF USE:

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	05W	1			X														

CONDITIONS OF APPROVAL

1. Domestic use is for 1 home.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 96D.
3. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 23rd day of NOVEMBER, 2001.

MICROFILMED

Acting for

KARL J. DREHER
Director

FEB 25 2002

RECEIVED

DEC 07 2000

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No. C051383
Receipt By: J. Barron
Date Received: 12-7-00

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 30 2000

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. 96-09033 Telephone No. 683-2262

2. Name of Permit Holder(s): Richard Hansen

3. Mailing Address: Box 8

City Bayview Id State Id Zip 83803

4. Source of Water: Spring 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): 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: 12-20 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

8. Fee Enclosed: \$ Paid \$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: Same as above Telephone Number:

Address:

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: Richard Hansen
(include your title, if on behalf of company of organization)

MICROFILMED
Date: Oct 26 2000
19 2001

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-09033

Priority: October 22, 1999

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **RICHARD HANSEN**

PO BOX 8

BAYVIEW ID 83803

has applied for a permit to appropriate water from:

SPRING

tributary of **BOTTENFIELD CREEK**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSENE, Sec. 1, Township 53N, Range 05W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

53N 05W 1

SENE

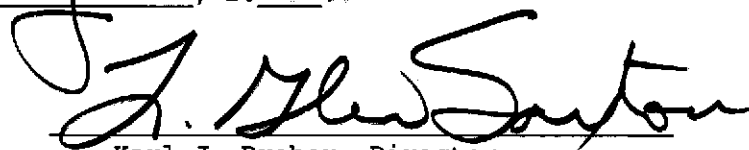
CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before January 1, 2001.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 96D.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. 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

17th day of January, 2000.



Karl J. Dreher, Director

for

MICROFILMED
OCT 19 2001

2/26 RECEIVED

Ident. No. 96-09033

JAN 07 2000

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 Richard Hansen Phone 683-2262
Mailing address Box 8 Bayview Idola 83803 (83803)
2. Source of water supply Spring which is a tributary of Bottomfield CR
3. Location of point of diversion is Township 53 N Range 5 W Sec. 1 in the SE 1/4, NE 1/4, 1/4, Govt. Lot 1, B.M., KOOTENAI County;
additional points of diversion if any: —
4. Water will be used for the following purposes:
Amount .04 for Domestic purposes from JAN 1 to Dec 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)
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. Describe type and size of devices used to divert water from the source Old Spring Box
CONCRETE - GRAVITY SYSTEM
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet
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) _____; 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. 1
e. Other; describe fully. _____

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OCT 19 2001

9. Description of place of use:

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

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

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	5W	1				D													

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? Applicant

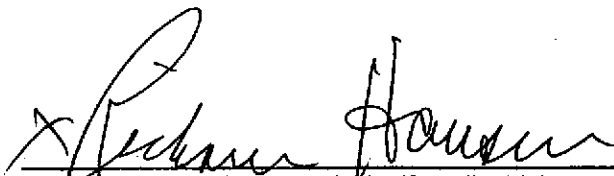
b. Who owns the land to be irrigated or place of use? _____

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: _____

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" 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.

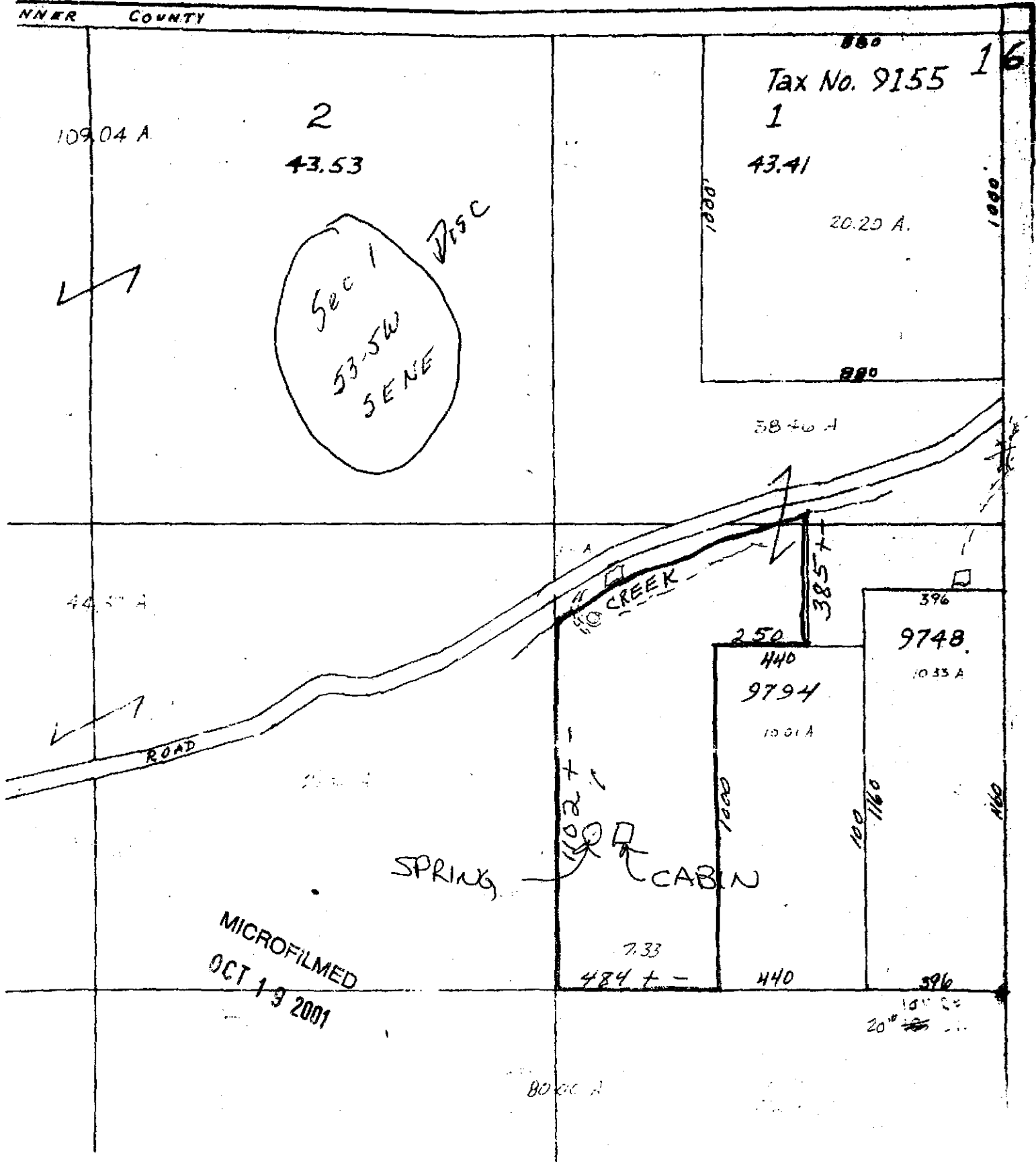

Signature of Applicant (and title, if applicable)

Received by AB Date 10/22/99 Time 10 40a Preliminary check by _____
 Fee \$ 50.00 Received by db # N013310 Date 10/22/99
 Publication prepared by db Date 10/27/99 Published in CDA Press 11/4 + 11/99
 Publication approved db Date 11/17/99

MICROFILMED
OCT 19 2001

D. 53 N. R. 5 W. B.M.

N. R. COUNTY



MICROFILMED
OCT 19 2001

80 00 0



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

November 26, 2001

RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803

RE: License No. 96-9033 - Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

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

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

If you have any questions, please contact me at 208-327-7946.

Sincerely,

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

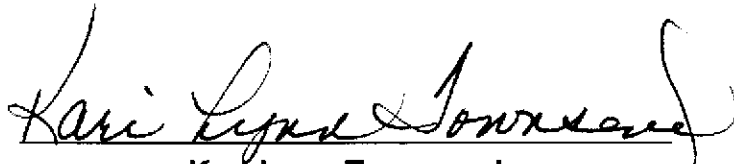
MICROFILMED
FEB 25 2002

CERTIFICATE OF MAILING

I hereby certify that on November 26, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 96-9033

**RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803**


**Kari Lynn Townsend
Secretary**

MICROFILMED

FEB 23 2002

**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.

Complete Report

Project file: C:\Program Files\Tahoe Design Software\HYDROFLO 1.0A\Prob7.flo

This system is solved

Project Information

Project: Water Right 96-9033
 Client: Applicant: Richard Hansen
 Engineer: Examiner CBC

System Information

Pipe Head Loss Eq.: Darcy-Wiesbach
 Tolerance: 0.0026 USgpm
 Atmospheric Press: 14.20 psi
 Total Elements: 3
 Total Parallels: 0

Static Head Data

Source Elev: 2720.00 ft
 Source Pressure: 0.00 ft liq
 Source HGL: 2720.00 ft
 Discharge Elev: 2708.00 ft
 Discharge Pressure: 0.00 ft liq
 Discharge HGL: 2708.00 ft
 Total Static Head: -12.00 ft

Liquid Properties

Water, Saturated @ 40 deg F
 Temperature: 40.00 F
 Specific Gravity: 1.00
 Viscosity: 1.66E-5 ft²/s
 Vapor Pressure: 0.12 psi (abs)
 Specific Heat: 1.00 Btu/lbF

Element Data by type...

Supplies:		Pressure	Elev	Demand	HGL	
No.	Type	(ftlq)	(feet)	(Ugpm)	In/Out	(feet)
1	reservoir/tank (open)	0.00	2720.00	6.36	out	2720.00
	Inlet/Exit: No pipe inlet/exit losses, Elev=2718.00 feet					
	spring box					
6	free discharge	0.00	2708.00	6.36	in	2708.00
	faucet					

Pipes:		Length	Fric	Nom Dia	I.D.	Flow	Direction	Velocity	Head Loss
No.	Spec	(feet)	(feet)	(inch)	(inch)	(Ugpm)	->element	(ft/s)	(ftlq)
2	UB10	60.00	0.000010	NA	0.700	6.36	->6	5.30	12.00
	inlet pipe								

Pipe specifications...

UB10 = PVC, AWWA C900, Class 100, DR25

Elements in sequence		Pressure	Elev	Head Change	HGL
No.	Type Desc	(ftlq)	(feet)	(ftlq)	(ftlq)
Start of Main Line - source side...					
1	Supply reservoir/tank (open)	0.00	2720.00		2720.00
	Inlet/Exit: Type=No pipe inlet/exit losses			0.00	2720.00
	spring box				
2	Pipe PVC, AWWA C900, Class 100, DR25			-12.00	2708.00
	inlet pipe				

MICROFILMED

FEB 25 2002

Complete Report (continued)

Project file: C:\Program Files\Tahoe Design Software\HYDROFLO 1.0\Prob7.flo

This system is solved

Element Data in sequence... (continued)

Elements in sequence			Pressure	Elev	Head Change	HGL
No.	Type	Desc	(ftlq)	(feet)	(ftlq)	(ftlq)
6	Supply free discharge		0.00	2708.00		2708.00
		faucet				
End of Main Line - discharge side...						

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FEB 25 2002

Project Elevations

Main Line (not to scale)

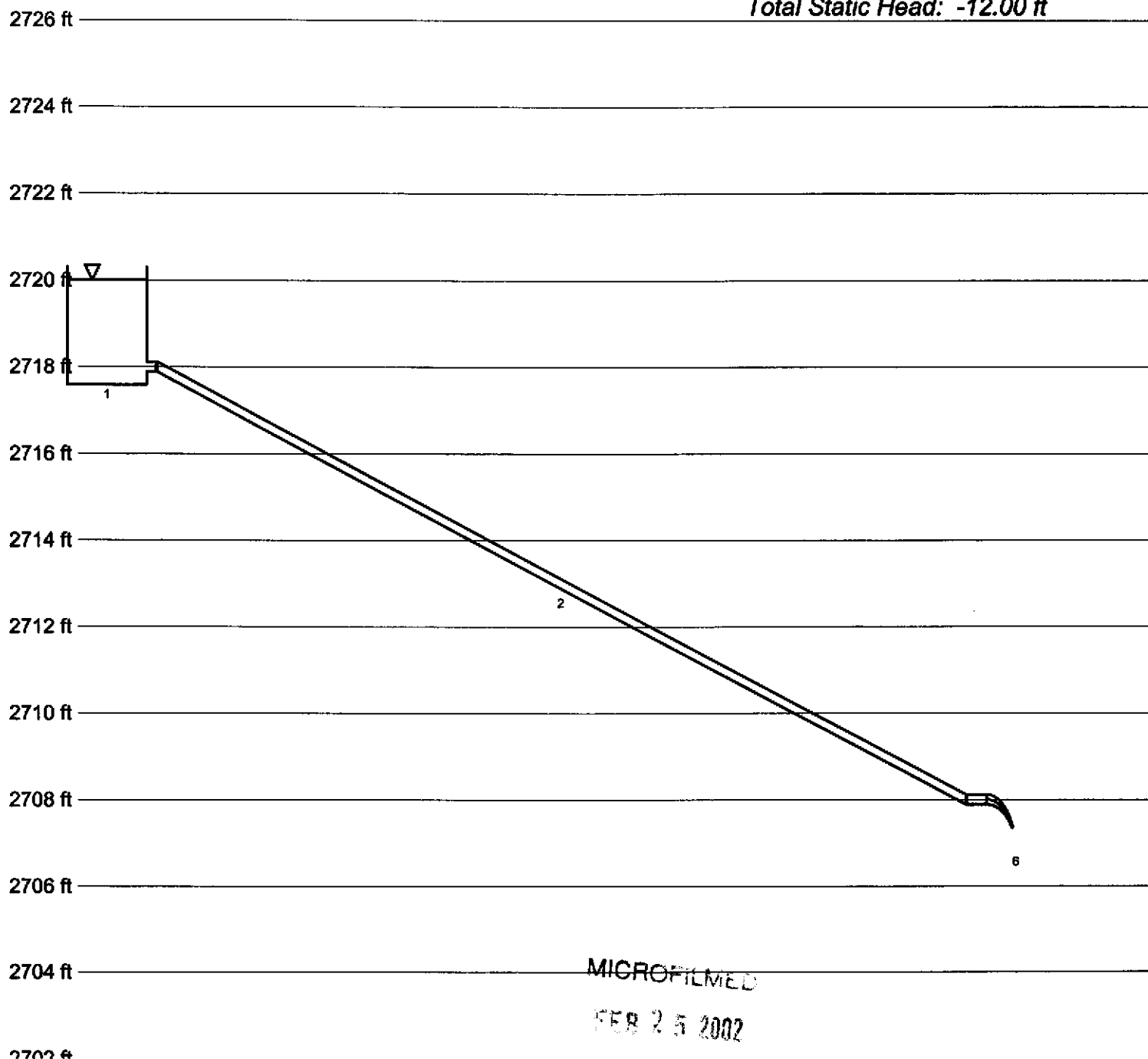
Project file: C:\Program Files\Tahoe Design Software\HYDROFLO 1.0\Prob7.flo

Project Information

Project: Water Right 96-9033
Client: Applicant: Richard Hansen
Engineer: Examiner CBC

Static Head Data

Source Elev: 2720.00 ft
Source Pressure: 0.00 ft liq
Source HGL: 2720.00 ft
Discharge Elev: 2708.00 ft
Discharge Pressure: 0.00 ft liq
Discharge HGL: 2708.00 ft
Total Static Head: -12.00 ft



LICENSE REVIEW CHECKLIST

Permit No. 96-9033 Date: 11-21-01 Reviewer: Kay Walker

Change/OK

Name/Address ✓

Source ✓

Point of Diversion: ✓

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use ✓

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): _____

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.04 cfs

Fee Limit _____ cfs

Measured 0.01 cfs

Theoretical _____ cfs

Recommended Total Diversion Rate 0.01

Water Uses ✓

Change (P46)

Season of Use per new Standards

Irrigation _____ cfs _____ af

Stockwater _____ cfs _____ af

Domestic 0.01 cfs 1.2 af

_____ cfs _____ af

_____ cfs _____ af

Total 0.01 cfs 1.2 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (081/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

_____ cfs x 1.9835 x _____ days = _____ af (vs) _____ acres x _____ (FHR) = _____ af

Remarks: _____

Additional Conditions

01P

YES Watermaster Control

_____ GW Measurement/Measuring Device

_____ Other

Trust R55 - remove 051)

Non-trust (048/049)

GW Dist? _____

Water Msmt. Dist? _____

Crit. GWMA? _____

GWMA? _____

Government Lots? NO

Advance Priority? yes

✓ no

If yes, explain why below.

SRBA Claim? N/A

Adjust memo _____

Amend Letters _____

P87, S06

Second Amendment Notice _____

S06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUN 25 2001

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-09033

1. Owner: Richard Hansen Phone No. (208) 683-2262

Current Address: Box 8 Bayview Id. 83803

2. Accompanied by: Richard Hansen EXAM DATE: 5-8-01

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Spring tributary to Bottenfield Creek

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
		SW	SE	NE	1	53N	05W	Kootenai	USGS 7.5 min Quad

2. Place(s) of Use:

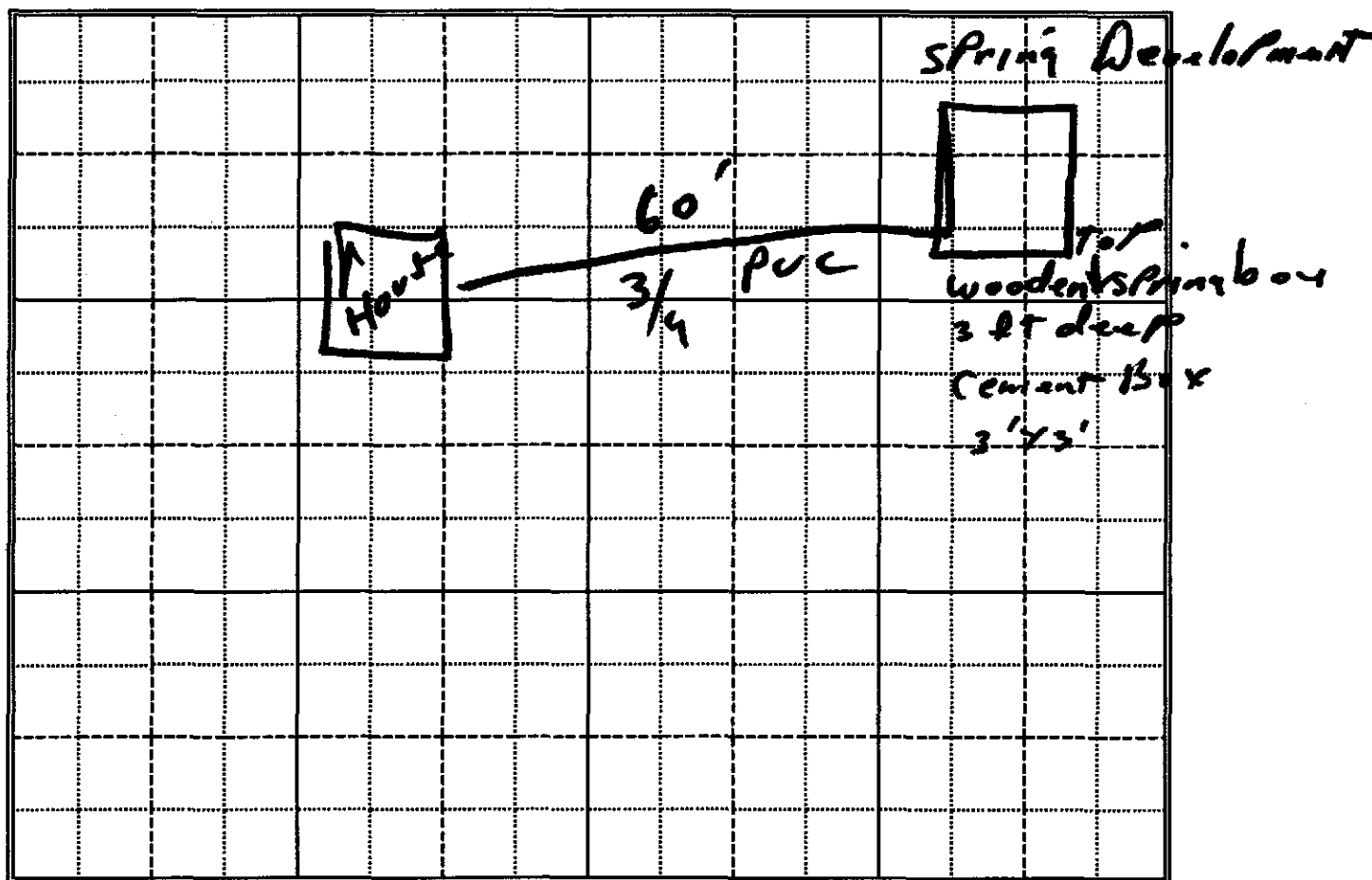
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
53N	05W	01				D													

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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
	GRAVITY				

*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:

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SEP 13 2001

[illegible]

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F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

5 gal bucket

5 gal = 60 sec = 59.1 sec

$$\frac{5 \times 0.133681}{60} = 0.0119734 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} =$ _____

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		
Domestic	01-01	12-31	0.01	1.2
Totals:			0.01	1.2

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 Salazar Date 6-19-01

Reviewer _____ Date _____

SEAL

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OCT 13 2001

CO. KOSTENAL CO

6 Spirit Lake

PACIFIC

Creek

L A K E

S P I R I T

ELEV 2440 JULY 1981

Silver Beach

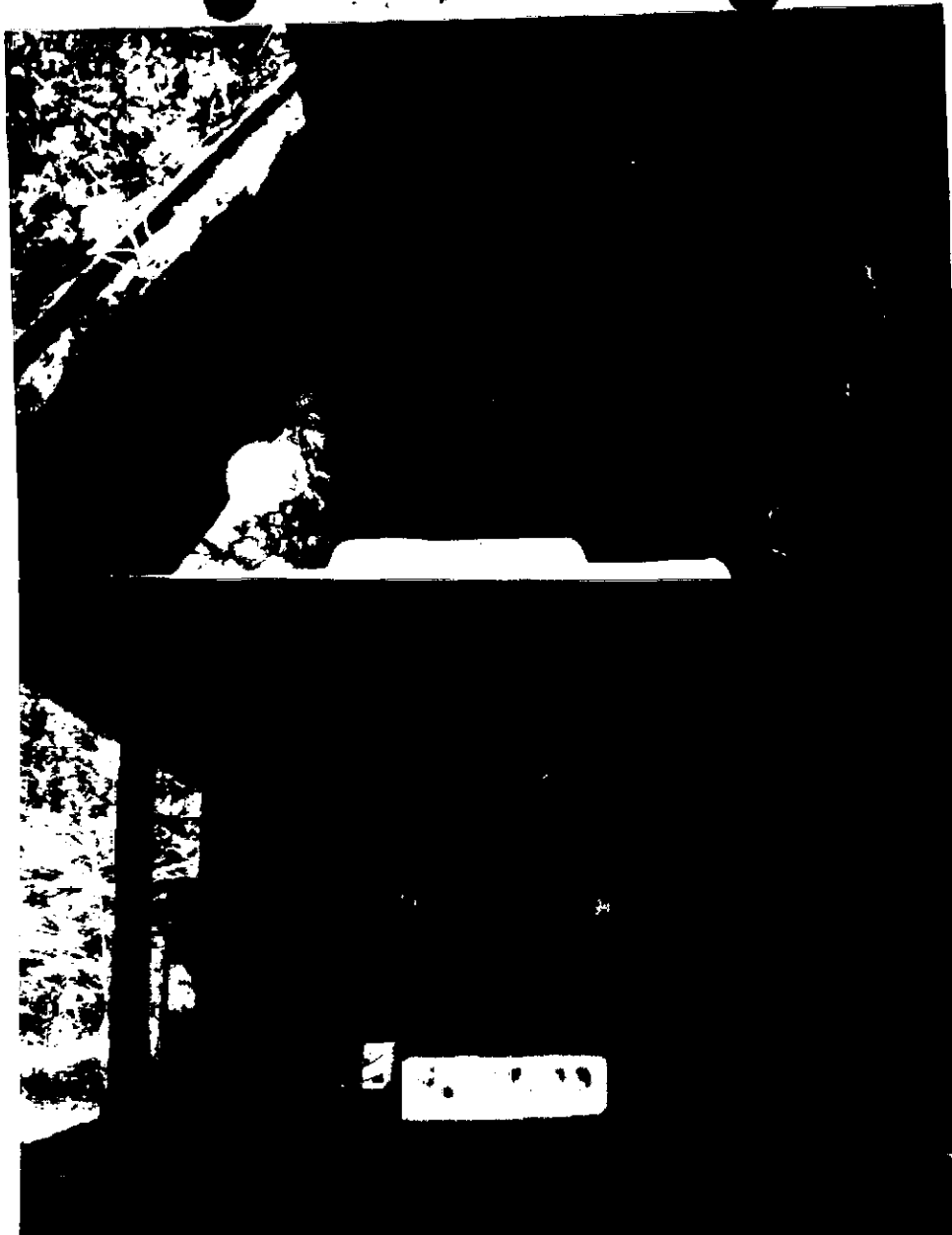
18

96-09033

HAUSEN

53N-05W-01

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OCT 19 2001



PD

96-09033

Hansen

MICROFILMED
OCT 19 2001



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

January 23, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-09033

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 this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.
c: IDWR - Regional Office

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OCT 19 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 96-9033

Reviewed By: dgibson

Date: January 23, 2001

	<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.:		C051383	Well driller's report filed?		X
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		12/07/2000
Date proof due	-	01/01/2001
No. of days late	=	0
Holiday allowance	+	
Priority date	+	10/22/1999
New priority date	=	10/22/1999

Deficiencies of Actions Items

Acknowledge proof.

Idaho Department of Water Resources Receipt

Receipt ID C051383

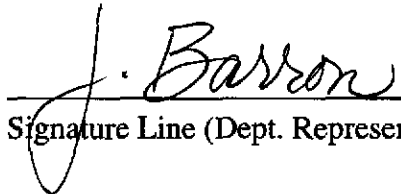
Payment Amount	\$50.00	Date Received	12/7/00 8:44:43 AM	Region	State	Status	
Payment Type	Check	Check Number	7127				

Payer HANSEN, RICHARD OR SHIRLEY

Comment #96-09033

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	BENEFICIAL USE	0229	21	56104	1155


Signature Line (Dept. Representative)

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DEC 19 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

November 30, 2000

KARL J. DREHER
DIRECTOR

RICHARD HANSEN
BOX 8
BAYVIEW ID 83803

RE: PERMIT NO. 96-09033

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use statement you submitted in connection with the above referenced water right permit, received by the department on November 30, 2000. The proof must be submitted with the appropriate examination fee in order to be complete. Therefore, before the department can accept the proof, it must be accompanied by the appropriate fee of \$50.00.

The proof of beneficial use deadline for this permit is January 1, 2001. Please return the copy of the proof statement along with the license examination fee to my attention before that deadline.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

~~c: IDWR Region~~

MICROFILMED

OCT 19 2001

410 Check
Enclosed
J B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 30 2000

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. 96-09033 Telephone No. 683-2262

2. Name of Permit Holder(s): Richard Hansen

3. Mailing Address: Box 8

City Bayview Id State _____ Zip 83803

4. Source of Water: Spring 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): 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: 0-20 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 _____

8. Fee Enclosed: \$ Paid \$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: Same as above Telephone Number: _____

Address: _____

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: Richard Hansen

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

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Date: Nov 26 2000

009 19 2001

October 31, 2000

RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803

PROOF DUE NOTICE

RE: PERMIT NO. 96-09033

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 January 1, 2001.

(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.

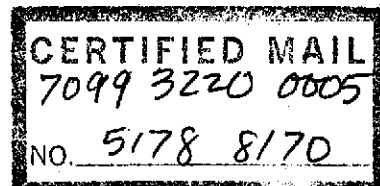
SINCERELY,

DEBORAH GIBSON
Administrative Assistant

Enclosures

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OCT 19 2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

January 18, 2000

RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-09033

Dear Permit Holder:

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

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

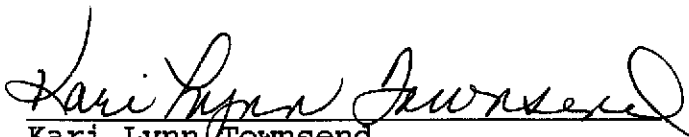
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OCT 19 2001

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of **January, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 96-09033

RICHARD HANSEN
PO BOX 8
BAYVIEW ID 83803


Kari Lynn Townsend
Secretary

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OCT 19 2001

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

MICROFILMED
OCT 19 2001
Page 1

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
Page 23
2001

Reviewed by Sharla Curtis on 1/12/00

AREA OF CONCERN: No/Yes Moratorium ~~GWMA~~ ~~TRUST/NON-TRUST~~

COMMENTS

RECEIVED

IAN 07 2000

Department of Water Resources

Memorandum

Date: January 5, 2000

To: File 96-09033

From: Al Beardslee

RE: Surface water approval from Idaho Fish and Game Dept.

A notice was faxed to Chip Corsi of the Panhandle Fish and Game Office on 12/13/99 that final comments would be accepted for the approval of this filing through 12/23/99. No negative reply was received from him.

MICROFILMED

OCT 19 2001

**ID 0 DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

RECEIVED

WBI
WRA
BCA

JAN 7 2000

APPLICATION # 96-09033

DEPARTMENT OF WATER RESOURCES

INITIAL REVIEW

APPLICANT: HANSEN BY: TR DATE: 10/22/99

ITEM REQUIRED INFORMATION

RECEIVED

PROCESSING

(Yes) (No) PRIORITY DATE: 10/22/99

JAN 07 2000

Department of Water Resources

X (Include Moratorium Remark)
Y Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

CA (Thurs) / OK

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

ADDITIONAL INFORMATION

(Yes) (No)

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

GROUNDWATER SECTION

WD Permit No.'s:	TAG #	Type:	Fees	Receipt No.	Upgrade Needed?
<u>1</u>	<u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
<u>1</u>	<u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
<u>1</u>	<u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

11/16 Notice of pending void order issued. Final order response date: _____/_____/_____
11/17 Further information required from applicant
10/27 Affidavit of publication received
11/22/99 Application published correctly. If not, record action taken: _____
Publication dates and paper recorded on application | Sr. Agent initial _____
Protests received, Final protest date: 11/22/99
Measuring device required
Measuring port required
Special conditions:

Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: _____ Date: _____/_____/_____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.
Stacie Walker

..... 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 *4* day of *November*, 19*99*, and ending on the *11* day of *November*, 19*99*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

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

Subscribed and sworn to before me this *11* day of *November*, 19*99*.

Stacie Walker

Regina Mason

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

MY COMMISSION EXPIRES 6/18/01

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-09032

PLETT, PAUL C
PO BOX 11404

WINSLOW, WA 98110

Source: COEUR D'ALENE LAKE

Diversion Pt: LOT 2 (SENE)

Use: IRRIGATION

FIRE PROTECTION

Total Diversion:

Date Filed: 10/8/1999

In: KOOTENAI County

T48N R04W S28 Lot 2(SENE)

0.3 ACRES TOTAL

Tributary: SPOKANE RIVER

Sec 28 T 48N R 04W in KOOTENAI County.

(0.020 CFS)

(0.020 CFS)

(0.020 CFS)

96-09033

HANSEN, RICHARD

PO BOX 8

BAYVIEW, ID 83803

Source: SPRING

Diversion Pt: SENE

Use: DOMESTIC

Total Diversion:

Date Filed: 10/22/1999

In: KOOTENAI County

T53N R05W S01 SENE

Tributary: BOTTENFIELD CREEK

Sec 1 T 53N R 05W in KOOTENAI County.

(0.040 CFS)

(0.040 CFS)

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 NOVEMBER 22, 1999.

Legal 118
November 4, 11, 1999

KARL J. DREHER, Director

RECEIVED

NOV 16 1999

IDAHO DEPARTMENT OF WATER RESOURCES

RECORDED
OCT 19 2001

October 27, 1999

Richard Hansen
PO Box 8
Bayview ID 83803

Re: Water Appropriation Application No. 96-09033

Dear Mr. Hansen:

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

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

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

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED

OCT 19 2001

96-09033

HANSEN, RICHARD
PO BOX 8
BAYVIEW, ID 83803

Source: SPRING

Tributary: BOTTENFIELD CREEK

Diversion Pt: SENE Sec 1 T 53N R 05W in KOOTENAI County.

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

Date Filed: 10/22/1999

In: KOOTENAI County
T53N R05W S01 SENE

MICROFILMED

OCT 19 2001