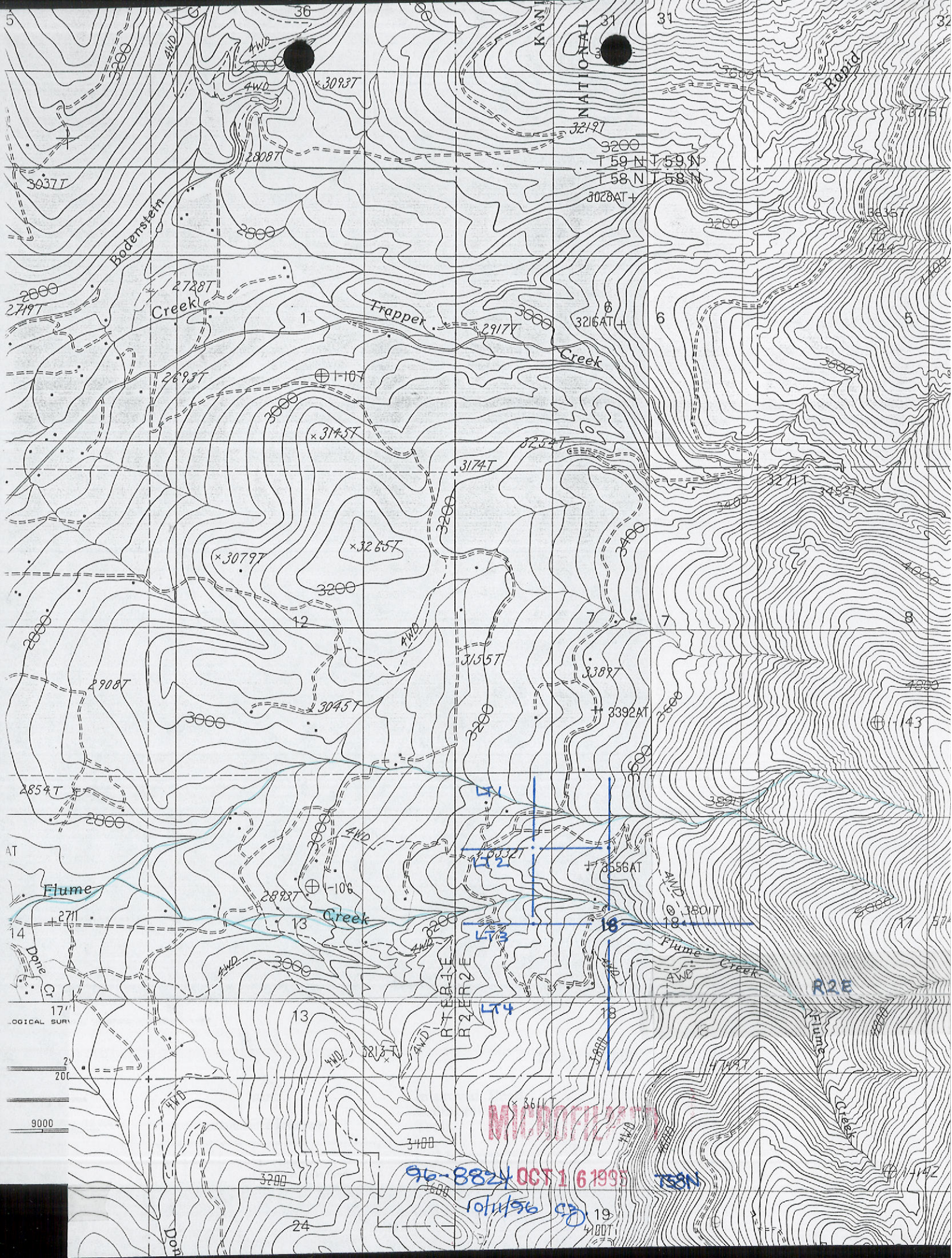




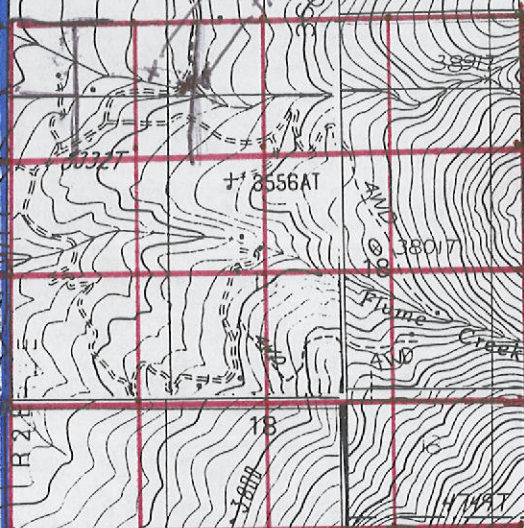
MICROFILM

96-8824 OCT 16 1995

T58N

10/1/96

R01E R02E



96-08824

T58N, R.02E., Sec. 18

Williams, DONALD L.

RECOFILMED
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MICROFILMED
AUG 25 1998

PERMIT #

96-08824

STATE OF IDAHO
DEPARTMENT OF WATER RE
PORT SUPPLY

COGAP



INTAKES - BLUE IRRIGATION
RED DOMESTIC
SHUT-OFF VALVES



DOMESTIC WATER @ HOUSE
1 - DOMESTIC HOME

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

916-08824

PHOTOGRAPHS



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AUG 25 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 96-08824

Priority: September 19, 1994

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

6.6 AF

This is to certify, that DONALD L WILLIAMS

PO BOX 1075

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 19, 1994; and has submitted Proof of Beneficial Use on September 17, 1996. An examination indicates that the works have a diversion capacity of 0.150 cfs of water from:

UNNAMED STREAM

tributary to FLUME CREEK

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>
IRRIGATION	03/15 to 11/15	0.03 CFS	6.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.05 CFS	6.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 18, Township 58N, Range 02E
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
58N	02E	18	NENW	2		2

Total number of acres irrigated: 2

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that 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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

AUG 25 1998

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08824

CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
7. Two points of diversion are located within NENW, S18, T58N, R2E.

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 14TH day of July, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 25 1998

State of Idaho
Department of Water Resources

RECEIVED
JUL 13 1998

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08824

Date of Priority: September 19, 1994 Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 6.6 AF

Comes now * DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 96-08824, and requests that the permit be changed as follows:

Source: UNNAMED STREAM tributary to FLUME CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	6.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.05 CFS	6.6 AF

LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 18, Township 58N, Range 02E
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
58N	02E	18	NENW	2		2

Total number of acres irrigated: 2

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

MICROFILMED

AUG 25 1998

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at _____, this 9 day of July, 1998.


(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 96-08824

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = \$0.00 Receipted by LS # 0242822 Date 7/13/98

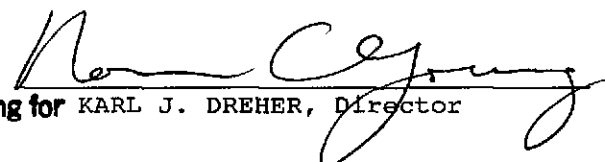
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 96-08824 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that 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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
7. Two points of diversion are located within NENW, S18, T58N, R2E.

Witness my hand this 14TH day of July, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 25 1998

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES RECEIVED

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 who has been appointed by the department.

1. Permit No. 96-08824 Telephone No. NONE
2. Name(s) of Permit Holder(s): DONALD L. WILLIAMS
3. Mailing Address: P.O. Box 1075, Sandpoint, Id. 83864
4. Source of Water: UNNAMED STREAM If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
 - a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
 - b. **OPTIONAL:**
 Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): 2 HORSES

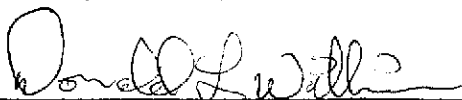
Irrigation (No. of acres): 3 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.05 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
 (This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____	or	No <u>X</u>
	Has the measuring device been installed?	Yes _____	or	No <u>X</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>X</u>
	Has the measurement port been installed?	Yes _____	or	No <u>X</u>
8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.

Name: DONALD L. WILLIAMS Telephone Number: NONE

Address: P.O. Box 1075, 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 I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder:



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

 Date: 6-11-96

NOV 08 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08824

Proposed Priority: September 19, 1994 Maximum Diversion Rate: 0.05 CFS

This is to certify, that **DONALD L WILLIAMS**
PO BOX 1075
SANDPOINT ID 83864
has applied for a permit to appropriate water from:
UNNAMED STREAM tributary of **FLUME CREEK**

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

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

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NWNW), Sec. 18, Township 58N, Range 02E
BONNER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
58N	02E	18	NENW	3.0		3.0

Total number of acres irrigated: 3.0

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1996**.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Source is locally known as Wood Creek.
6. Stockwater use is for 2 horses.
7. Domestic use is for 1 home.
8. Domestic use does not include lawn, garden, landscape, or other types of irrigation.

RECEIVED

OCT 16 1995

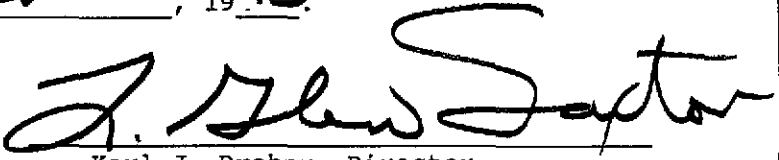
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08824

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

11th day of October, 1995


for Karl J. Dreher, Director

RECEIVED
OCT 11 1995

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OCT 06 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 96-8824

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

1. Name of applicant DONALD L. WILLIAMS Phone NONE
Post office address P.O. Box 1075 SANDPOINT ID. 83864
unnamed stream *
2. Source of water supply WOOD CREEK which is a tributary of FLUME CREEK
3. Location of point of diversion is 1/4 of NW 1/4 of NW 1/4, Govt. Lot 18
Sec. 18 Township 58N Range ROSE B.M. BONNER County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.02 for DOMESTIC purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.03 for IRRIGATION purposes from 3/15 to 11/5 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for STOCKWATER purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.0605 and/or (b) 4.2
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 750 FEET OF 2" P.V.C. PIPE WITH INTAKE IN CREEK TO MY HOME FOR HOME USE. AND A 1 1/2" PIPE WITH INTAKE IN CREEK TO MY HOME FOR IRRIGATION
 - b. Height of storage dam NONE 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 N/A inches; proposed depth of well is N/A feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? No
 - e. If well is already drilled, when? N/A; Drilling firm N/A OCT 16 1995
Well was drilled for (well owner) N/A
7. Time required for the completion of the works and application of the water to be proposed beneficial use is 1 years (minimum 1 year).

x per orthogonad, 10/11/95. c78.

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

- a. Hydropower; show total feet of head and proposed capacity in KW. 0
- b. Stockwatering; list number and kind of livestock. HORSE (2)
- c. Municipal; show name of municipality. NONE
- d. Domestic; show number of households. ONE
- 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 place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
58	02E	18					D												
							I ₃												3
							S												

Total number of acres to be irrigated 3

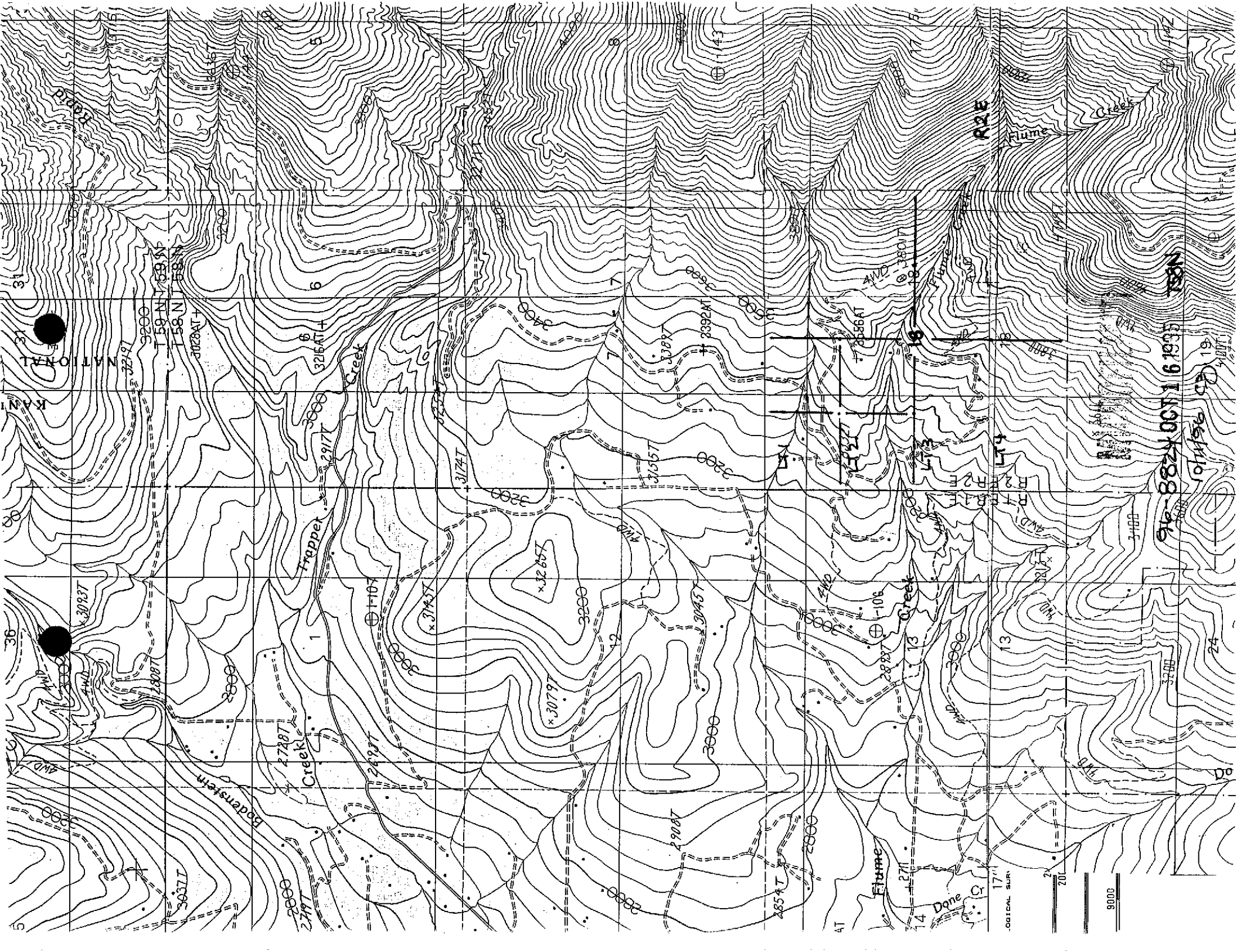
10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Bryan & Tina Rattigan
- b. Who owns the land to be irrigated or place of use? Applicant
- 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: _____

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OCT 16 1995



96-8824-001 16 1935

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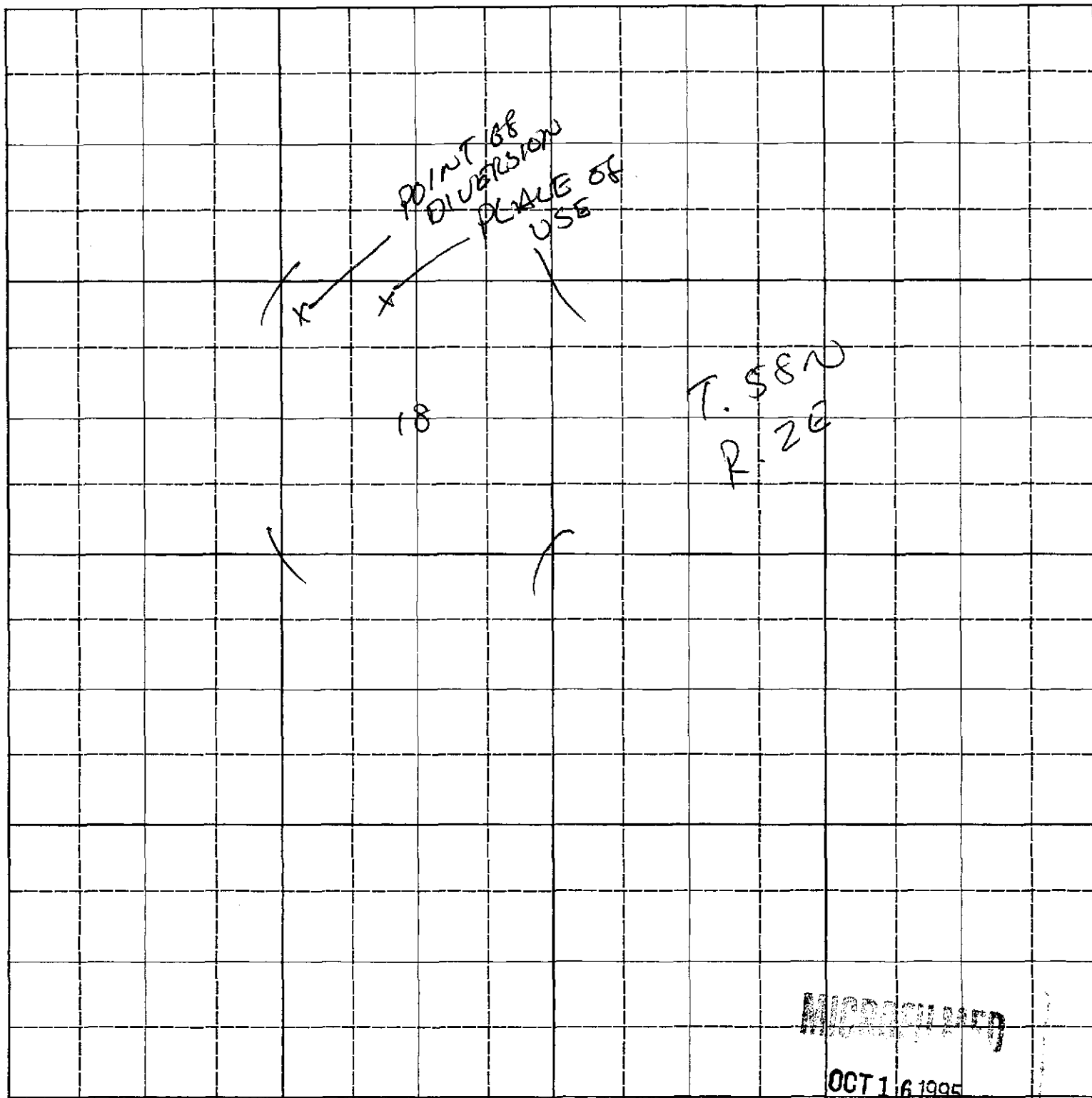
20

10

5

0

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.


(Applicant)

Received by RSC Date 9/19/94 Time 1:05 Preliminary check by AB
Fee \$ 50 Received by RSC # N8234 Date 9/19/94
Publication prepared by RSC Date 9/29/94 Published in Bonner Co. Daily Bee 10/1/94
Publication approved db Date 11/1/94

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

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

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

e. Other:

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OCT 16 1995



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

July 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08824

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. 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 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 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 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 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this 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.

MICROFILMED

AUG 25 1998

ORAL ARGUMENT

If the Department grants a petition to review the 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.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the 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.

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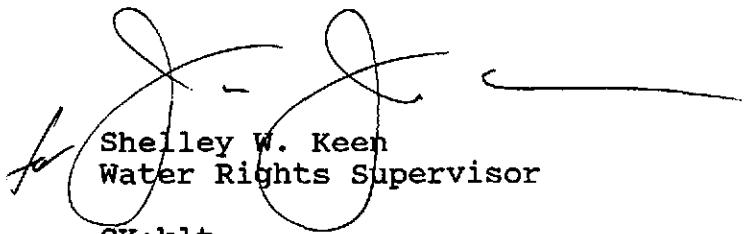
AUG 25 1998

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.

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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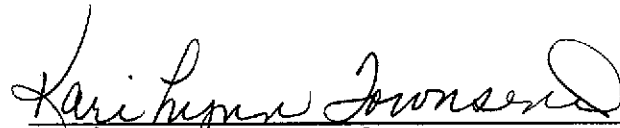
AUG 25 1998

CERTIFICATE OF MAILING

I hereby certify that on the **14th** day of **July, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved License)** to the person(s) listed below:

Water Right No. 96-08824

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864



Kari Lynn Townsend
Secretary

MICROFILMED

AUG 25 1998



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

June 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

RE: Permit No. 96-08824

Dear Mr. Williams:

I am writing to follow up on the conversation we had on May 5, 1998. As we discussed, it is necessary to amend water appropriation permit 96-08824 to correspond with the findings of the field examiner sent by the Department of Water Resources to verify your water use. A water right license, which completes the water appropriation process, cannot be issued to you until the permit is amended.

If I do not receive the amendment within fourteen (14) days I will assume you are no longer interested in your permit, and I will take action to void your permit. In case the amendment form I sent you has been misplaced, a new one is enclosed.

If you have any questions, please contact me as soon as possible at (208) 327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

Enclosures

MICROFILMED

AUG 25 1998

MEMORANDUM

DATE: May 5, 1998

TO: Water Right File 96-08824

FROM: Shelley W. Keen *SWK*

RE: Phone call from Don Williams

Yesterday Don Williams called and asked if IDWR would allow him to submit his amendment application during the first part of June of this year. I told Mr. Williams that his suggestion is okay with IDWR.

MICROFILMED

AUG 25 1998

H:\WRMEMOS\MEMO.DOC



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

April 29, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08824

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed. I have not yet received the amendment. If I do not receive it within 14 days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin.

Enclosed for your convenience is another amendment form. Please note that the filing fee for this amendment is \$50.00. If you have any questions, please call me at (208) 327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

AUG 25 1998



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

April 8, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

RE: WATER RIGHT NO. 96-08824

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion developed is in a location other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

MICROFILMED

SK:klt

APR 9 1998

Enclosure

WR0749NP
No. L96-08824

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/06/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DONALD L WILLIAMS PO BOX 1075 SANDPOINT ID 83864	09/19/1994	IRRIGATION ✓ DOMESTIC ✓	03/15 11/15 01/01 12/31	✓ 0.030 CFS ✓ 0.020 CFS	✓ 6.00 AFA ✓ 0.60 AFA
TOTAL DIVERSION:					0.050 CFS	6.60 AFA

Water Source: UNNAMED STREAM ✓

Tributary to: FLUME CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.150 CFS ✓

Point(s) of Diversion: T58N R02E S18

NENW ✓

BONNER County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
58N	02E	18	:					02									2.0	
																	TOTAL ACRES	2.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BONNER

Other Water Rights Listing Overlapping Place(s) of use:
96-08824

Conditions of Approval:

- ✓ R66 - This right when combined with all other rights shall provide no
- more than 0.03 cfs per acre nor more than 3.0 afa per acre at the
- field headgate for irrigation of the lands above.

Remarks: GEN ✓ Domestic use is for 1 home and does not include lawn, garden,
landscape, or other types of irrigation.
Two points of diversion are located within NENW, S18, T58N,
✓ R2E.

Dates: App. Received: 09/19/1994 Priority Date: 09/19/1994
Proof Due Date: 10/01/1996 Proof Made Date: 09/17/1996
Exam Made Date: 09/02/1997 Exam Sent to S.O.: 01/23/1998
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 09/26/1994 User-ID: RCHILDER Subject: DIVERSION DESCRIPTION

WR0749NP
No. L96-08824

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/06/98
PAGE: 2

Comments: Date: 09/26/1994 User-ID: RCHILDER Subject: DIVERSION DESCRIPTION
750' of 2" PVC pipe with intake in creek to home for domestic use
and 1 1/2" pipe with intake in creek to home for irrigation.

Date: 09/19/1996 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 04/06/98 SCURTIS

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		NE		NW		SW		SE		NE		NW		SW		SE		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
L9608824	T58N R02E S18 UNNAMED STREAM																	2
								02										
	NO MATCHES FOR THIS POU IN AJ-POU																	
9607359	UNNAMED ST :											01						1
9607392	WOOD CREEK :							01-01										1
9608824	UNNAMED ST :							03										3
	NO MAPPING INFO AVAILABLE																	

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08824 DATE 3/31/98 REVIEWER: SHARLA

NAME OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV chg ☒ Change (Para P39 - gov P40/P47) ☐ Add (P45/P42)
W32 (multiple in 1/4)
W36 (overlap)
W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK ☐ Change (P41 - gov P43/P47) ☐ Add (P42)
W60 (subd. desc)
W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

RATE OF DIV
 Permitted Rate .05 cfs
 Fee limit .20 cfs \$50⁰⁰
 Measured .15 cfs
 Theoretical _____ cfs
 Recommended Total Div Rate .05 cfs

WATER USES OK
Irr .03 cfs 2x3-60 af Irrig - overlap (R58-R61, R62-R65, R66-R69)
Dom .02 cfs .6 af supp. gw (WB7/065/079)
 _____ cfs _____ af overlap spec. combined rts (W35)
 _____ cfs _____ af <1acre (W31) |
 _____ cfs _____ af Domestic (W01/WB5/070/071/075)
 TOTALS .05 cfs 6.6 af Power (W42 or W43/025/027/R22 or R23)
 Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate .03 cfs X 246 days X 1.98 = 14.6 af

REMARKS 2 pld NENW, S18.

ADD'L CONDITIONS ☐ Watermaster Control WD# _____
☐ GW Measurement/Measuring Device
☐ Others Trust (052/R55 - remove 051) Non-trust (048/049)
 Advance Priority ☒ yes ☐ no SRBA Claim N/A Adjust Memo N/A

P39, P38
P47

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

Permit No.

96-DB824

A. GENERAL INFORMATION

1. Owner: DONALD L. WILLIAMS Phone No. NONE
Current Address: P.O. BOX 1075 SANDPOINT, ID, 83864
2. Accompanied by: Donald L. Williams EXAM DATE: 9-2-97
Address: SAME AS ABOVE Phone No. NONE
Relationship to Permit Holder: Permit Holder
3. Source: Unnamed Stream tributary to Flume Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: - NONE -
2. Other water rights with the same point of diversion: - NONE -

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
P.D.#1	N/A	W1/2	NE	NW	18	58N	02E	BONNER	U.S.G.S 7.5' QUAD; Site Visit
P.D.#2	N/A	W1/2	NE	NW	18	58N	02E	BONNER	U.S.G.S 7.5' QUAD; Site Visit

2. Place(s) of Use:

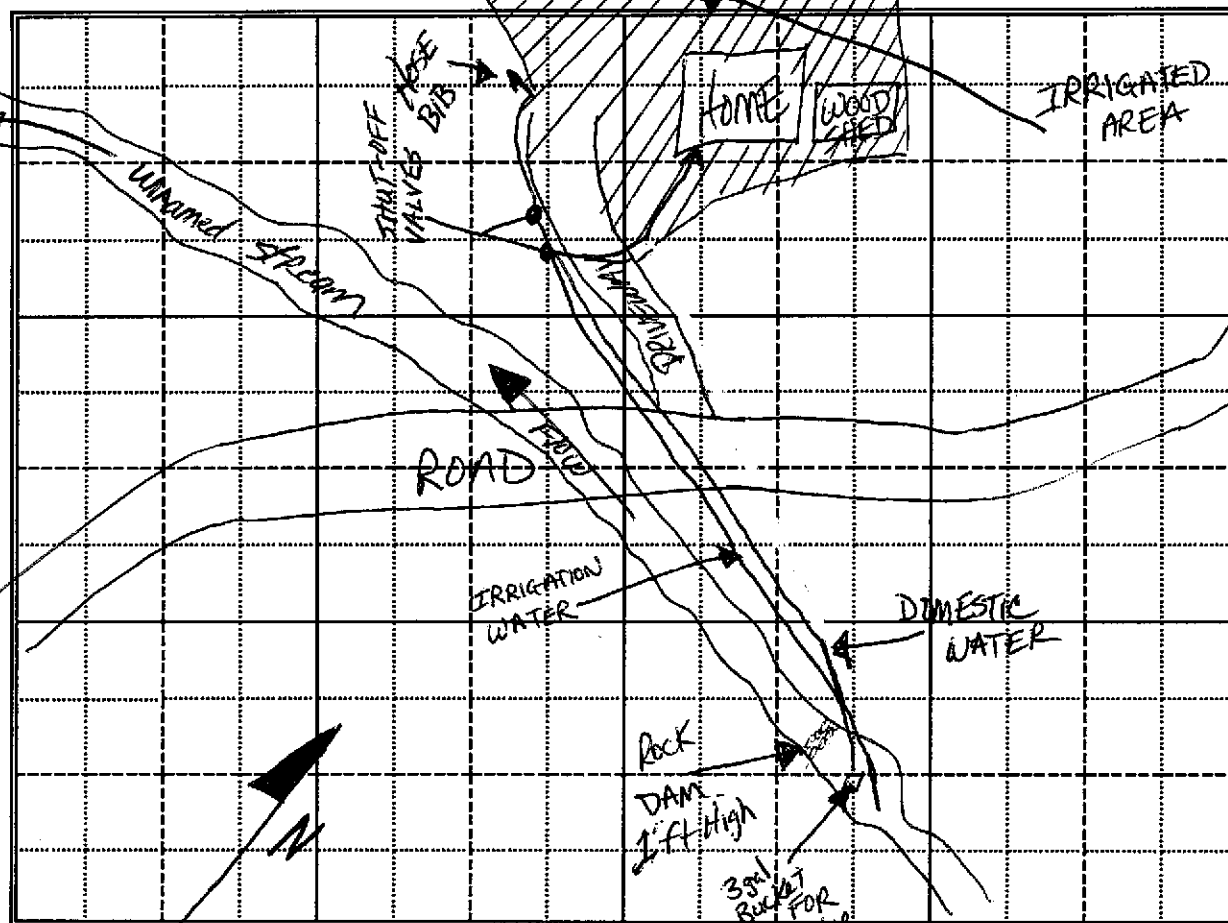
Indicate Method of Determination Assessors; Site Visit

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
58N	02E	18					2.0												2.0
58N	02E	18					D												Domestic

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AUG 25 1998

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



Scale: $\tau = \text{NTS}$

☒ 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
PD.#1	GRAVITY FLOW				2"
PD.#2	GRAVITY FLOW				1 1/4"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements: **Manning's Equations*

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AUG 25 1988

E. NARRATIVE/REMARKS/COMMENTS

System has 2 points of Diversion; one is for Domestic Water and one is for IRRIGATION Water.

Domestic Water Line is a 1 $\frac{1}{4}$ " Black poly pipe that runs Approx. 300'ft. to the 1 Home.

The IRRIGATION Water Line is a 2" PVC that runs Approx 340' to a Hose bib. From the hose bib Garden Hoses are used to irrigate 2 acres of Lawn & Garden.

No stock watering was found.

* Domestic does not include irrigation of Lawn & Garden.

RAD'S are Located Just Above Access Rd.

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

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AUG 25 1998

#10

$A = 0.0218$

$$\text{IRRIGATION} = \frac{1.44}{.01} (A = \pi R^2 = \pi (\frac{1}{12})^2 = .0218)$$

$$P = \text{Circumference} = 2\pi R = \frac{1}{12} = .083$$

$$R = \frac{A}{P} = \frac{.0218}{.522} = .04176$$

$$2\pi R = .522$$

$$S = \frac{30'}{340'} = .088$$

Additional Computation Sheets Attached

* MANNINGS Equation $Q = \frac{1.49}{n} A R^{2/3} S^{1/2}$

$$\begin{aligned} \text{Then: } & \frac{1.49}{.01} (.0218) (.04176)^{0.67} (.088)^{.50} \\ & = \frac{1.49}{.01} (.0218) (.119099388) (.296647939) \\ & = \underline{.114 \text{ fs}} \end{aligned}$$

#2

Domestic:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (2.0)(3.0) = 6.0$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (0.03)(245)(1.9835) = 14.58$$

$V = \text{Smaller of } V_{L.R.} \text{ and } V_{D.R.} = 6.0 \text{ ACRE FEET}$

MANNINGS EQUATION
 $A = \pi R^2 = \pi \left(\frac{0.625}{12} \right)^2 = A = .0085$

$P = \text{Circumference} = 2\pi R$
 $R = 0.327$

$$S = \frac{30}{300} = .10$$

$$R = \frac{A}{P} = \frac{.0085}{.327} = .025993884$$

$$\begin{aligned} \text{Then: } & \frac{1.49}{.01} (.0085) (.025993884)^{.67} (.10)^{.50} \\ & = \frac{1.49}{.01} (.0085) (.026688939) (.316227766) \\ & = .0347 \text{ (fs)} \end{aligned}$$

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3-15	11-15	.03	6.0
Domestic	1-01	12-31	.02	0.6
		Totals:	.05	6.6

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

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

Norman I. Spang

Field Examiner's Name

Date 9-10-97

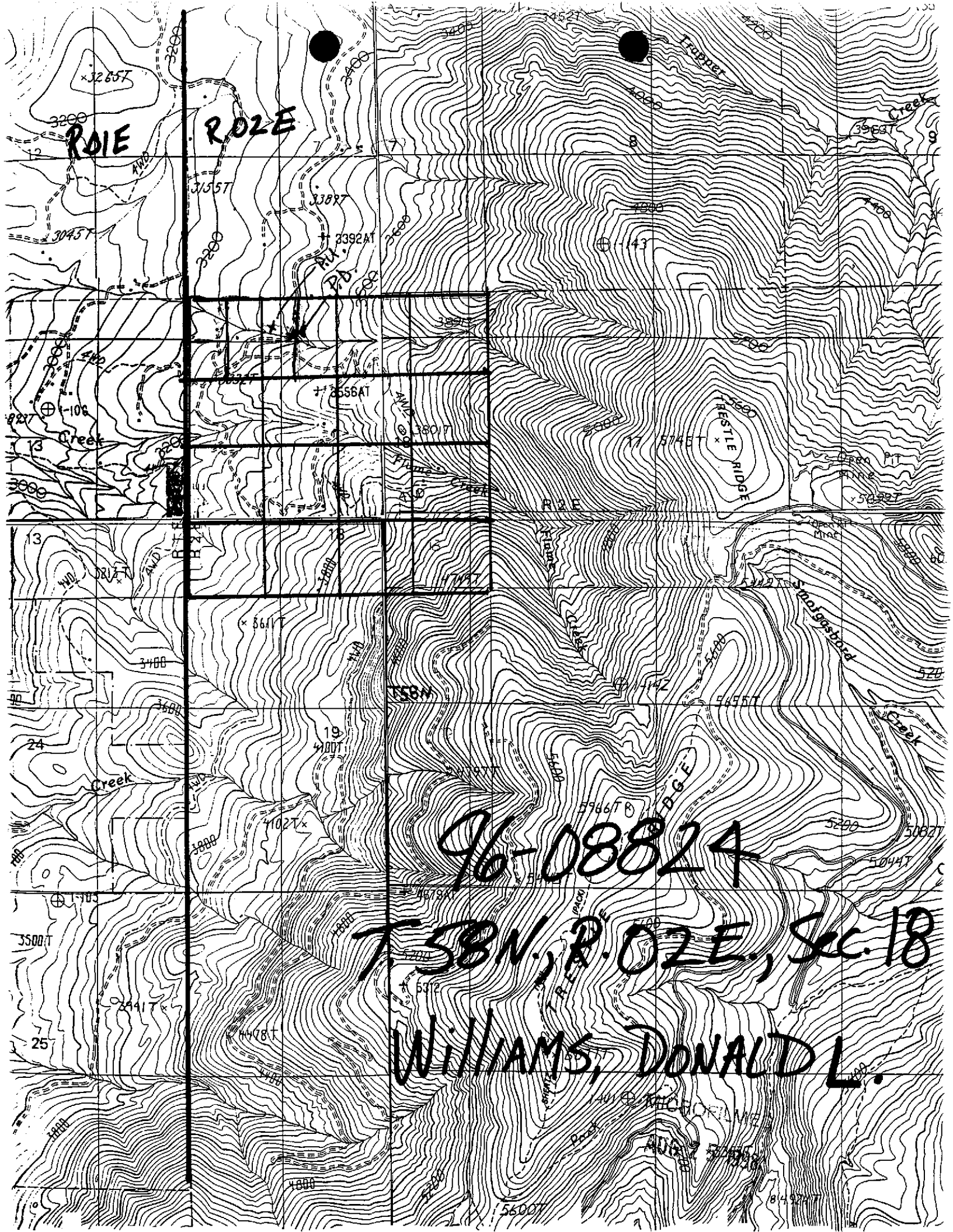
Reviewer

Date _____

SEAL

MICROFILMED

AUG 25 1998



R01E

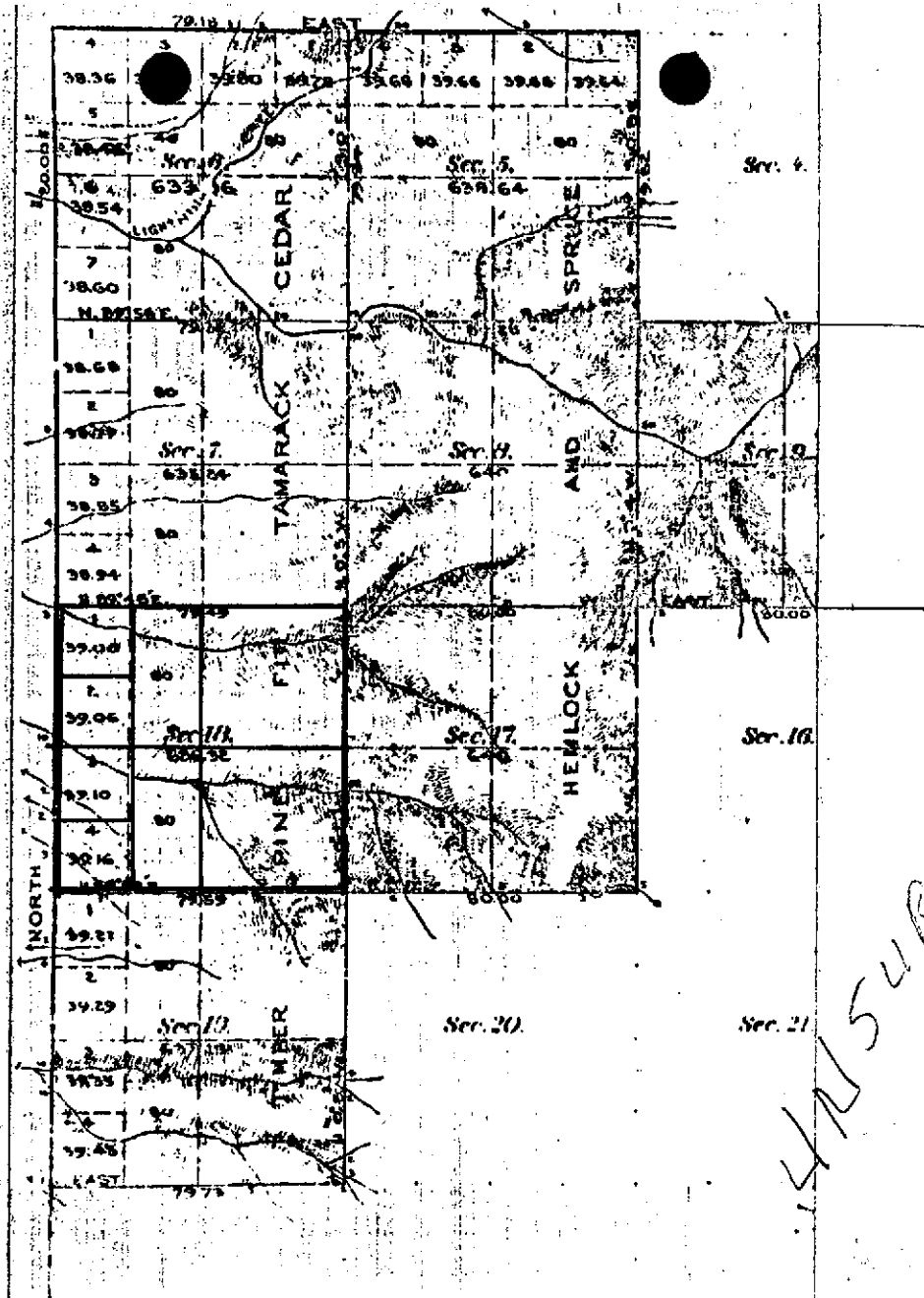
R02E

96-08824

T58N, R.02E., Sec. 18

Williams, DONALD L.

T5811
R2E



4N SURVEYED

96-08824
T. 58N., R. 02E, Sec. 18
Williams, Donald

RECORDED
AUG 25 1998

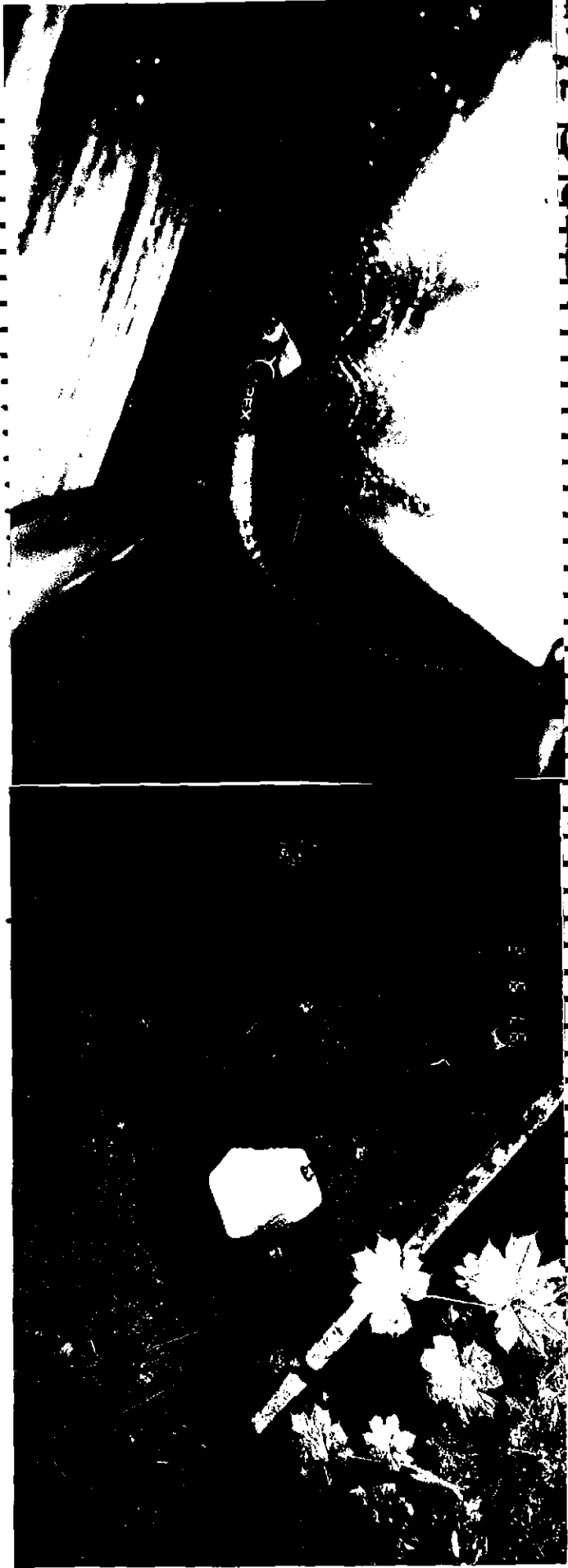
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REPORT SUPPLY

PERMIT # 96-08824

DOMESTIC WATER @ 76000

INTAKES - BLUE-IRRIGATION
RED DOMESTIC
SHUT-OFF VALVES

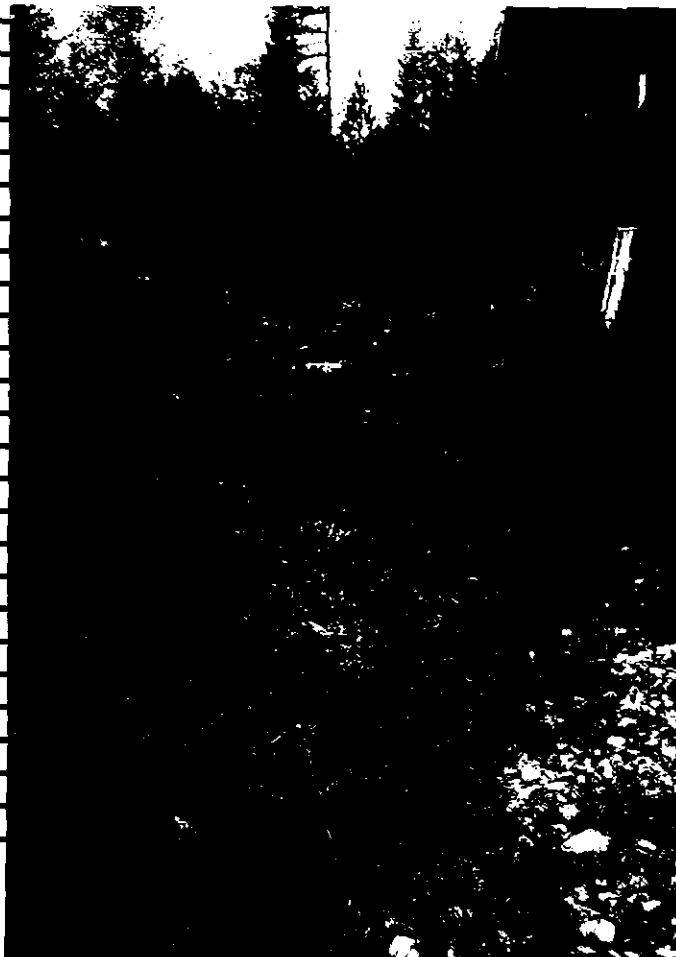
1 - DOMESTIC HOME



PERMIT # 9608824

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



RECEIVED
AUG 25 1956

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08824 Reviewed by [Signature] Date 10-28-96

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

dom. Irr. Stock

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☒ Drilling permit required?

☒ Copy in the file? Drilling Permit No. _____

☒ Amount paid for permit _____ Correct?

☒ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

☒ Installed?

☒ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [X]

Proof Made 9-17-96

October 30, 1996

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08824

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

MICROFILMED
NOV 08 1996

July 31, 1996

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08824

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 October 1, 1996.

(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.

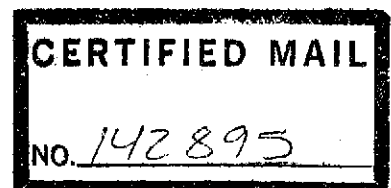
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
NOV 08 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 12, 1995

DONALD L WILLIAMS
PO BOX 1075
SANDPOINT ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08824

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.

Please note that a separate stream channel alteration permit must be obtained from the IDWR 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 at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

OCT 16 1995

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman**

No.: 96-8824 Name: Williams Date: 10/11/95 Ad OK? ☒
Correct Fee? ☒ Receipt #: N8234 Priority: 9/19/94 ✓ Gvmt Lts: ☒

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

SYSTEM COMPLETED:

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

GROUNDWATER: <✓ FLO-CH>

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

Drilling Permit:

Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

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

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

RIVER BASINS (*Surface water):

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

USE:

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

LOCATION:

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

OWNERSHIP:Non-land owner

OTHER CONDITIONS:

STANDARD REMARKS:

BENEFICIAL USE DUE:

COMMENTS:

① WBS/1 ② W02/2H ③ Source locally known as Wood Cr.

10-1-1996

Clarify source unnamed stream locally known as Wood Creek.

MEMORANDUM

DATE: October 10, 1995
TO: File No. 96-08824
FROM: Cindy Zimmerman *cz*.
SUBJECT: Review of Application for Permit

=====

During the review of this application, I noted that on the orthoquad the stream running through the NWNW, S18, T58N, R02E is an unnamed tributary to Flume Creek.

Per departmental standards, I have corrected the source to **unnamed stream** tributary to Flume Creek and added a remark that the unnamed stream is locally known as Wood Creek.

RECEIVED

OCT 16 1995

RECEIVED
1/87-06/92n
OCT 06 1995

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 96-08324

Department of Water Resources

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

APPLICANT: Williams

BY: AB

DATE: 9/19/94

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 9/19/94

☒ (Include Moratorium Remark)

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

ADVERTISE IN: SB Shino in BONNER County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: _____

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: _____

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

(Yes) (No)

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number _____

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- ☐ Notice of pending void order issued. Final order response date: ____/____/____
- ☐ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: _____
- ☒ Publication dates and paper recorded on application
- ☒ Protests received. Final protest date: 10/24/94 Sr. Agent initial Protested 10/20/94
- ☐ Measuring device required
- ☐ Measuring port required
- ☐ Special conditions: _____
- ☐ Special conditions of approval supplement and/or cover letter attached:

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

In the matter of Application for)
Permit No. 96-08824 in the name) Agreement
of Donald Williams)

We, the undersigned, agree to the following
to resolve the protest against the issuance
of the above referenced application.

1. Wenborne's license No 96-08037 for
irrigation is senior to 96-08824 and shall
be supplied water first.
2. The amount for irrigation shall be reduced
to 0.03 cfs.
- 3 The diversion of water shall be managed
in a manner such that the stream
will not be dried up.

Signed at Sandpoint Idaho this
21st of September 1995.

Robert Wenborne

RECEIVED
OCT 0 9 1995
Department of Water Resources

Donald Williams

RECEIVED

OCT 16 1995

RECEIVED
OCT 06 1995

SPECIAL SERVICES
Department of Water Resources

Application No. 96-08824

Protest Fee Receipt # N8375-\$25.

PROTEST INFORMATION SHEET

Protestant(s)

	NAME	ADDRESS	PROTEST DATE
1	Richard & Noreen Wenborne	9465 Rapid Lightning Creek Rd	Sand point ID 83864 10/20/94
2			
3			
4			
5			
6			
7			
8			
9			
10			

ATTORNEY

ADDRESS

DATE FILED: 10/20/94 PROTEST DUE DATE: 10/21/94

ISSUES: Believe proposed use will negatively impact existing rights;
endanger creek - possibly drying up.

Applicant

ATTORNEY

ADDRESS

	DATE
Protest Date Entered on Computer	<u>10/20/94 RJC</u>
Acknowledgment Letters Sent	<u>10/21/94 dp</u>
Hearing Date	

(Other Dates)

Other Information:

Signed Agreement dated 9/21/95 by Williams & Wenborne.

Protest information submitted to computer (following hearing):

RECORDED

OCT 16 1995

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a & 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED

SEP 05 1995

NORTH PLATTE
TOWNSHIP

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

RICHARD & NOREEN WENBORNE
9465 RAPID LIGHTNING CREEK
ROAD
SANDPOINT ID 83866

4a. Article Number

48368

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

Addressee's Address (Only if requested and fee is paid)

OCT 1 6 1995

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE \$300



MICROFILMED

OCT 16 1995

Print your name, address and ZIP Code here

**DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814**

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and 2 for additional services.
- Complete items 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt" legibly in the mailpiece to show the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

RECEIVED
SEP 6 1995
MAIL ROOM

I also wish to receive the following services (for an extra fee):

- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

DONALD L. WILLIAMS

P O BOX 1075

SANDPOINT ID 83864

4a. Article Number

48367

4b. Service Type

- ☐ Registered ☐ Insured
- ☒ Certified ☐ COD
- ☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

9-5-95

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE

Official Business



PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300

RECEIVED
OCT 1 6 1995

Print your name, address and ZIP Code here

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - SUITE 210
COEUR D'ALENE, IDAHO 83814

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08824)
IN THE NAME OF DONALD L. WILLIAMS)

NOTICE OF HEARING

On SEPTEMBER 19, 1994, DONALD L. WILLIAMS (applicant) filed with the Department of Water Resources (department), application for permit No. 96-08824. The application was protested by RICHARD & NOREEN WENBORNE. The conference held by the department on DECEMBER 28, 1994, did not resolve the matter of protest.

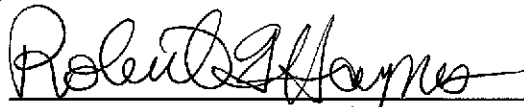
The department has scheduled the matter for hearing on SEPTEMBER 21, 1995, at 1:00 AM at the COURTHOUSE, 215 S. 1st, Sandpoint, ID, in the upstairs Courtroom 2. The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request. The presiding officer at the hearing will be Norman C. Young.

If you plan to offer exhibits for the record, note that IDAPA Rule of Procedure 37.01.01606 requires that you provide a copy of exhibits to each part and to the presiding officer.

The hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within ten (10) days prior to the hearing.

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 31st day of August, 1995.



Robert G. Haynes, Regional Supervisor

I hereby certify that on the 31st day of August, 1995, I mailed a true and correct copy of this document, postage prepaid, to the applicant(s) and protestant(s) listed below:



Dianne L. Ball, Senior Secretary

Certified Mail

Donald L. Williams

Richard & Noreen Wenborne

RECEIVED
OCT 16 1995

RECEIVED
OCT 04 1995

Department of Water Resources

NOTICE OF HEARING

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR PERMIT

ISSUES

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

1. Will the proposed appropriation injure other water rights?
2. Is the water supply sufficient for the purpose for which it is sought to be appropriated?
3. Was the application made in good faith or for delay or speculative purposes?
4. Does the applicant have sufficient financial resources with which to complete the proposed project?
5. Will the proposed use conflict with the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, 3, 4, and 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

NOTICE OF HEARING

OCT 16 1995

RECEIVED

OCT 06 1995

Department of Water Resources

CONFERENCE

The purpose of a prehearing conference is to provide the opportunity for the parties and the department to familiarize themselves with a contested matter and to attempt to resolve the matter. At the conference, the department may also formulate and simplify the issues, identify documents to avoid unnecessary proof, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement.

HEARING

The department will tape record the hearing. Copies of a hearing are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the director.

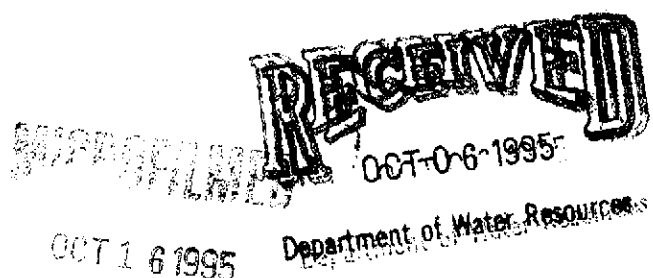
Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order and judicial review of the order.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within ten (120) days prior to the hearing.



CONFERENCE/HEARING SCHEDULE

Northern Region

TUESDAY, SEPTEMBER 19, 1995:

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BOULEVARD, SUITE 210, COEUR D ALENE, ID

9:00 A.M. - 96-08857 - NASH, ARNOLD EDMUND KEIR & MARGUERITE B. R.

1:00 P.M. - 91-07127 - MILLS, G. CHETT &/OR KIM &/OR E. KENNETH, JR.

WEDNESDAY, SEPTEMBER 20, 1995:

FEDERAL BUILDING, (SOIL CONSERVATION SERVICE) 2ND FLOOR CONFERENCE ROOM
220 E. FIFTH, MOSCOW, ID

9:00 A.M. - 87-07174 - HICKLIN, WILLIAM J

1:00 P.M. - 84-07284 - BOWMAN, DWIGHT

THURSDAY, SEPTEMBER 21, 1995:

COURTHOUSE, COURTROOM 2, UPSTAIRS
215 S 1ST, SANDPOINT, ID

9:00 A.M. - 96-08802 - OLDRIDGE, NEIL

1:00 P.M. - 96-08824 - WILLIAMS, DONALD L.

OCT 16 1995

File: 96-08824 - DONALD L. WILLIAMS

Date: Wednesday - December 28, 1994, 10:00 A.M.

Place: Second Floor Conference Room
1910 Northwest Blvd.
Coeur d'Alene, ID 83814

ROSTER OF ATTENDANCE

[illegible]

SENDER:

- Complete items 1 and 2 for additional services.
- Complete items 3, a, b & c.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

DONALD L WILLIAMS
P O BOX 1075
SANDPOINT, ID 83864

RECEIVED
DEC 21 1994
NORTHWEST REGION
IDWR
OCT 17 6 1995

4. Article Number

48300

5. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

12-28

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

UNITED STATES POSTAL SERVICE

Official Business

RECEIVED

DEC 21 1994

IDWR



PENALTY FOR PRIVATE
USE, \$300

Print your name, address and ZIP Code here

OCT 16 1995

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. - STE. 210
COEUR D'ALENE, IDAHO 83814



SENDER:

- Complete items 1 and 2 for additional services.
- Complete items 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

RECEIVED

DEC 15 1994

DO NOT WRITE

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

RICHARD & NOREEN WENBORNE
9465 RAPID LIGHTNING CREEK RD.
SANDPOINT, ID 83864

OCT 16 1995

4a. Article Number

48301

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

12/7/94

5. Signature (Addressee)**6. Signature (Agent)****8. Addressee's Address (Only if requested and fee is paid)**

UNITED STATES POSTAL SERVICE

Official Business



RECEIVED

DEC 15 1994

DEPARTMENT OF WATER RESOURCES
IDWR



PENALTY FOR PRIVATE
USE, \$300

Print your name, address and ZIP Code here

RECEIVED
OCT 16 1995

OCT 16 1995

DEPARTMENT OF WATER RESOURCES
1910 NORTHWEST BLVD. STE. 210
COEUR D'ALENE, IDAHO 83814

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 96-08824)
IN THE NAME OF DONALD L. WILLIAMS)
_____)

NOTICE OF CONFERENCE
AND/OR HEARING

On September 19, 1994, DONALD L. WILLIAMS filed with the Department of Water Resources (Department) application for permit No. 96-08824. The application was protested by RICHARD & NOREEN WENBORNE.

The Department has scheduled the matter for conference &/or hearing on December 28, 1994 in the Second Floor Conference Room at 1910 Northwest Boulevard, Coeur d'Alene, Idaho, at 10:00 a.m. The conference &/or hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the Department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the Department upon request. The presiding officer at the conference &/or hearing will be ROBERT G. HAYNES.

The conference &/or hearing will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference &/or hearing, please advise the department within (10) days prior to the conference &/or hearing.

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 6th day of December, 1994.

Robert G. Haynes
Regional Supervisor

I hereby certify that on the 6th day of December, 1994, I mailed a true and correct copy, postage prepaid, of this document to the applicants(s) and protestant(s) listed below:

Shianne Ball
Secretary

Certified Mail

Donald L. Williams
Richard & Noreen Wenborne

NOTICE OF CONFERENCE &/OR HEARING - PAGE 1

RECEIVED

OCT 16 1995

CONFERENCE AND HEARING PROCEDURE

APPLICATION FOR PERMIT

ISSUES

Section 42-203A, Idaho Code, requires the department to consider the following issues in connection with an application for permit:

1. Will the proposed appropriation injure other water rights?
2. Is the water supply sufficient for the purpose for which it is sought to be appropriated?
3. Was the application made in good faith or for delay or speculative purposes?
4. Does the applicant have sufficient financial resources with which to complete the proposed project?
5. Will the proposed use conflict with the local public interest, where local public interest is defined as the affairs of the people in the area directly affected by the proposed use?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1, 2, 3, 4, and 6 above and must provide evidence for the department to evaluate these criteria.

The initial burden of proof on issue 5 above lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for this issue.

PROCEDURE

The department generally conducts an informal conference with the parties to determine the issues and to try to settle a protested matter before a hearing is scheduled. If a hearing is held, the department will issue a written decision based on the hearing record.

RECEIVED
OCT 16 1995

CONFERENCE

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HEARING

The department will tape record the hearing. Copies of a hearing are available upon request and the payment of the cost of reproducing the tape.

The hearing likely will be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended order for the Director's consideration. Parties can file exceptions to a recommended order, briefs in support of the exceptions or may request oral argument. Parties may seek judicial review of any final order issued by the Director.

Parties may by written stipulation waive the right to a recommended order, particularly when a shortened decision process is desirable or necessary. Such a waiver does not eliminate any rights of the parties in connection with the final order and judicial review of the order.

EXHIBITS

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AMERICANS WITH DISABILITIES ACT

Any hearing scheduled will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within (10) days prior to the hearing.

RECEIVED
OCT 16 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 21, 1994

Donald L. Williams
P. O. Box 1075
Sandpoint, ID 83864

RE: APPLICATION FOR WATER RIGHTS NO. 96-08824

Dear Mr. Williams:

Enclosed is a copy of a protest filed against the approval of the above-referenced application for permit to appropriate the public waters of the State of Idaho. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the Application for Permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager
RGH/db
Enclosure

RECEIVED
OCT 24 1994

OCT 16 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 21, 1994

Richard and Noreen Wenborne
9465 Rapid Lightning Creek Rd.
Sandpoint, ID 83864

RE: APPLICATION FOR WATER RIGHTS NO. 96-08824 - Donald L. Williams

Dear Mr. and Mrs. Wenborne:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. Enclosed is receipt No. N008375. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the Application for Permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?
6. Will the proposed use be contrary to the conservation of water resources within the State of Idaho?

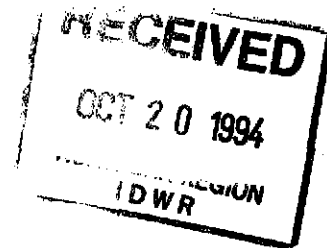
You will be notified at a later date of the time and place of the conference and/or hearing. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager
RGH/db
Enclosure

RECEIVED
OCT 21 1994

OCTOBER 18, 1994



R. KEITH HIGGINSON, DIRECTOR
DEPT. OF WATER RESOURCES
1910 NORTHWEST BLVD. STE 210
COEUR D'ALENE, IDAHO 83814

RE: APPLICATION FOR WATER RIGHTS NO. 96-08824
DONALD L. WILLIAMS

DEAR SIR,

WE HAVE RECENTLY TALKED WITH AL BEARDSLEY OF YOUR DEPARTMENT AND HAVE ENCLOSED A \$25.00 PROTEST FEE FOR THE ABOVE REFERENCED APPLICATION AS WE FEEL THAT THE REQUESTED APPLICATION WILL NEGATIVELY IMPACT OUR EXISTING WATER RIGHTS. WE DO NOT FEEL THAT A CREEK OF THIS SIZE CAN SUSTAIN ANY MORE USAGE WITHOUT PUTTING IT ON THE VERGE OF DRYING UP AND WE DO NOT FEEL THAT WE WILL BE ABLE TO CONTINUE OUR WATER USAGE AS DESCRIBED IN OUR PERMITS NOS. 96-8037 AND 96-8397.

SINCERELY,

Richard & Noreen Wenborne

RICHARD AND NOREEN WENBORNE
9465 RAPID LIGHTNING CREEK RD.
SANDPOINT, IDAHO 83864

MICROFILMED

OCT 16 1995

N8375 RJC 25⁰⁰ 10/20/94

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Jean Conacher 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:

Applications for Water Right

as it was published in the regular and entire issue of the

said paper for a period of 2 consecutive weeks,

commencing on 6 day of Oct, 1994

and ending on the 13 day of Oct, 1994

and that said notice was published in said newspaper.

On this 24 day of Oct in the year

of 1994, before me, a Notary Public, personally

appeared Jean Conacher,

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.

Cawdon L. Inge
Notary Public for Idaho

Residing at Sandpoint, Id

My commission expires: 6/2000

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-08819

LEWIS, GERALD H

LEWIS, PATRICIA

P O BOX 33

SANDPOINT, ID 83864

Source: GROUNDWATER

Diversion Pt: NENESE Sec 2 T

56N R 02W in BONNER County.

Use: IRRIGATION (.600 CFS)

DOMESTIC (.670 CFS)

RECREATION STORAGE (.1500

AF)

FIRE PROTECTION (1.490 CFS)

DIVERSION TO STORAGE (.220

CFS)

Total Diversion: (1.490 CFS)

Date Filed: 9/1/1994

In: BONNER County

T56N R02W S01 NWSW SWSW

S02 NENE NWNE SWNE SENE

NENW SENW NESE NWSE SWSE

SESE

158.0 ACRES TOTAL

96-08820

FOURNIER, BARBARA

5100 BALDY MOUNTAIN

SANDPOINT, ID 83864

Source: SPRINGS Tributary:

SINKS

Diversion Pt: NENENW Sec 18 T

57N R 02W in BONNER County.

NWNENW Sec 18 T 57N R 02W in

BONNER County.

Use: IRRIGATION (.030

CFS)

IRRIGATION STORAGE

(.75 AF)

IRRIGATION FROM STORAGE

(.75 AF)

STOCKWATER (.020 CFS)

STOCKWATER STORAGE

(.75 AF)

STOCKWATER FROM STORAGE

((.75 AF)

Total Diversion: (.050 CFS)

Date Filed: 9/15/1994

In: BONNER County

T57N R02W S18 NENW

1.0 ACRES TOTAL

96-08821 OK

FOURNIER, BARBARA

5100 BALDY MOUNTAIN

SANDPOINT, ID 83864

Source: TURNIPSEED CREEK

Tributary: PEND OREILLE RIVER

Diversion Pt: NENW Sec 18 T 57N

R 02W in BONNER County.

Use: IRRIGATION (.100 CFS)

Total Diversion: (.100 CFS)

Date Filed: 9/15/1994

In: BONNER County

T57N R02W S18 NENW

5.0 ACRES TOTAL

96-08822 OK

FOURNIER, BARBARA

5100 BALDY MOUNTAIN

SANDPOINT, ID 83864

Source: SPRING Tributary:

RECEIVED

NOV 04 1994

NORTHERN REGION
IDWR

TURNIPSEED CREEK

Diversion Pt: NENENW Sec 18 T

57N R 02W in BONNER County.

Use: IRRIGATION (.030 CFS)

STOCKWATER (.020 CFS)

DOMESTIC (.060 CFS)

Total Diversion: (.110 CFS)

Date Filed: 9/15/1994

In: BONNER County

T57N R02W S18 NENW

1.0 ACRES TOTAL

96-08823 OK

BROWN, BILL

VERMEER, LOU

102 S 4TH AVE

SANDPOINT, ID 83864

Source: GROUNDWATER

Diversion Pt: SWNE Sec 6 T 56N

R 02W in BONNER County.

Use: IRRIGATION (.100 CFS)

DOMESTIC (.100 CFS)

Total Diversion: (.200 CFS)

Date Filed: 9/8/1994

In: BONNER County

T56N R02W S06 NENE

T57N R02W S31 SESE

9.0 ACRES TOTAL

96-08824 OK

WILLIAMS, DONALD L

P O BOX 1075

SANDPOINT, ID 83864

Source: WOOD CREEK Tribu-

tary: FLUME CREEK

Diversion Pt: NWNW Sec 18 T

58N R 02E in BONNER County.

Use: IRRIGATION (.040 CFS)

STOCKWATER (.020 CFS)

DOMESTIC (.020 CFS)

Total Diversion: (.060 CFS)

Date Filed: 9/19/1994

In: BONNER County

T58N R02E S18 NENW

3.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before OCTOBER 24, 1994.

R. KEITH HIGGINSON, Director
SNP#6398 Oct 6, 13, 1994

96-08824

WILLIAMS, DONALD L
P O BOX 1075
SANDPOINT, ID 83864

Source: WOOD CREEK

Tributary: FLUME CREEK

Diversion Pt: NWNW Sec 18 T 58N R 02E in BONNER County.

Use: IRRIGATION	(.040 CFS)
STOCKWATER	(.020 CFS)
DOMESTIC	(.020 CFS)
Total Diversion:	(.060 CFS)

Date Filed: 9/19/1994

In: BONNER County
T58N R02E S18 NENW

3.0 ACRES TOTAL

OCT 16 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION,

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

September 28, 1994

Donald L. Williams
P.O. Box 1075
Sandpoint, ID 83864

Re: Water Appropriation Application No. 96-08824.

Dear Mr. Williams:

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

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

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

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/rjc

RECEIVED
OCT 1 1994

3 1995