

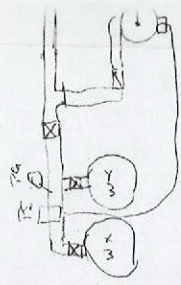
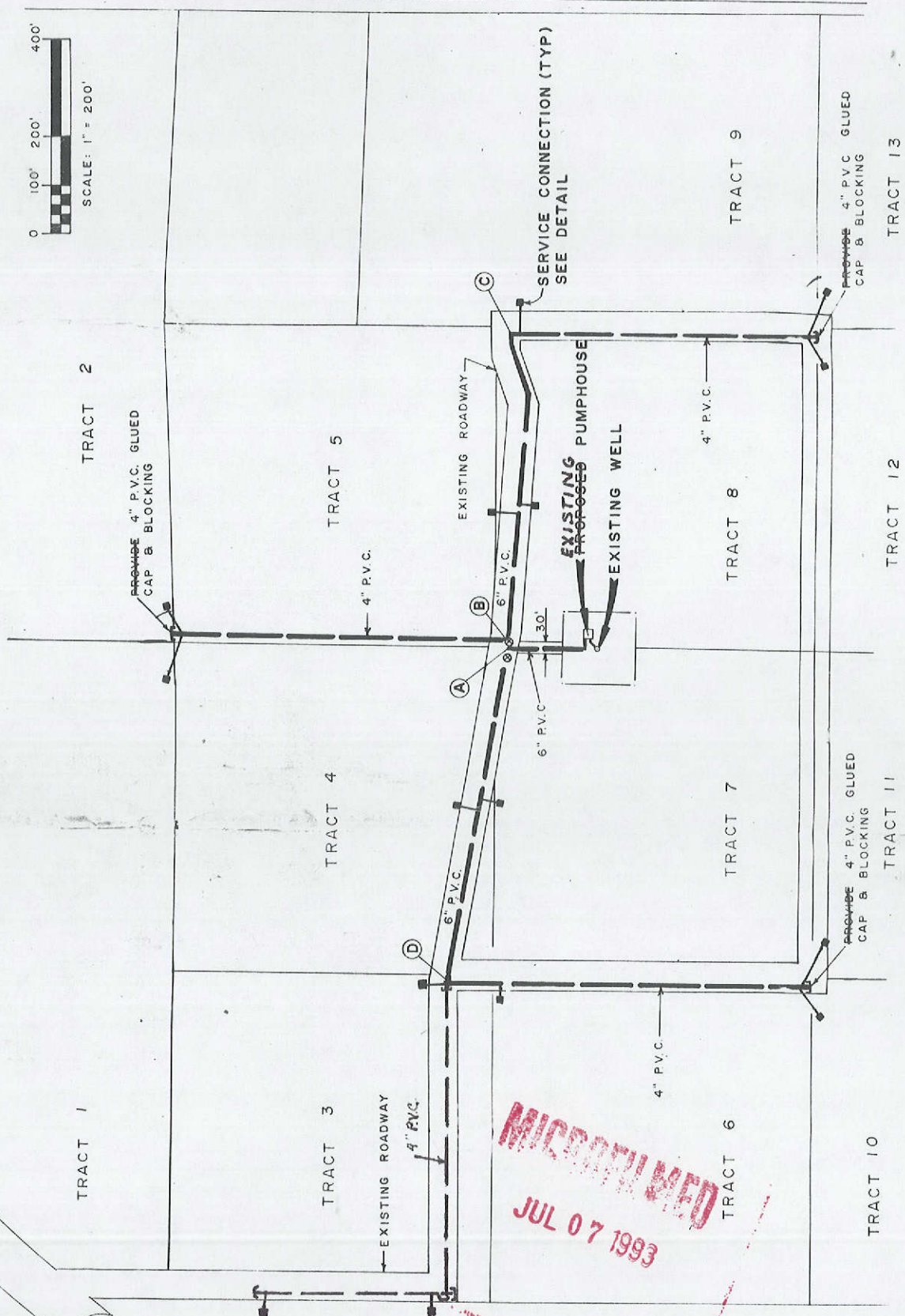
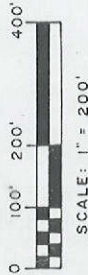
Wm S. MILLER, APPLICANT

SE 1/4 Sec 32, T54N, R3WBM

BONNER COUNTY, IDAHO



WILLIAM S. MILLER,
APPLICANT
SE 1/4 SEC 32, T54N, R3W
BONNER COUNTY
IDAHO



LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 1/30/00

Permit No. 96-08745

BU Fee Pd \$ 50.00

Name/Address: ☒ OK ☐ CHANGE

Govt Lots ☐ n/a ☐ plat copy attached

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

GROUNDWATER: (✓Flow Chart)

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 (if on permit) *Not on permit*

LOCATION:

Trust - R55(consumptive uses)
 Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

PD Change - P39/P47 - feds(P40)
 PD Add - P45/P42

PU Change - P41/P47 - feds(P43)
 PU Add - P41/P42

PD & PU Change - P37 - feds(P48)

USES:

STORAGE - 18A-R02-01P-18B-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 - 081
 FISH PROP - 029(70'S only)-042-081
 HEAT/COOL - R07(injection well)
 FIRE PROT. - 077

Use Change/Add - P46

ADVANCE PRIORITY? ☐ Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼ - W32
 Subd lot desc (pd) - W59
 Subd lot desc (pu) - W60
 Use definitions - W02 example - C/tire shop
 Non-consumptive - 027
 Water Quality - 081-R07
 Mitigation - 121 (if on permit)
 PPU acre limit - W27

CHECK NEW IRR SEASON MAP 4/1-10/31

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
 WD - R04 (WD#)
 ≤ 0.20 cfs/others - R02-01P or No MD
 > 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

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

RIVER BASINS: (SW special considerations)

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

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027

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 15
 Lawn/garden included - W01

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
 PU overlap rights - WB7-W31(<1 ac)
 GW replaced SW - 050

Permit Rate .18 cfs Fee Limit .20 cfs
 Measured .09 cfs Theoretical .20 cfs

Use	Rate	Volume
<u>Irr</u>	<u>.09</u> cfs	<u>27.00</u> af
<u>Dom</u>	<u>.09</u> cfs	<u>9.00</u> af
	<u>7</u> cfs	<u>af</u>
TOTALS		<u>36.0</u> af

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed ☐ Yes ☒ No

If no, is a claim required: ☐ Yes ☒ No

AMENDMENTS REQUIRED ☒ Yes ☒ No

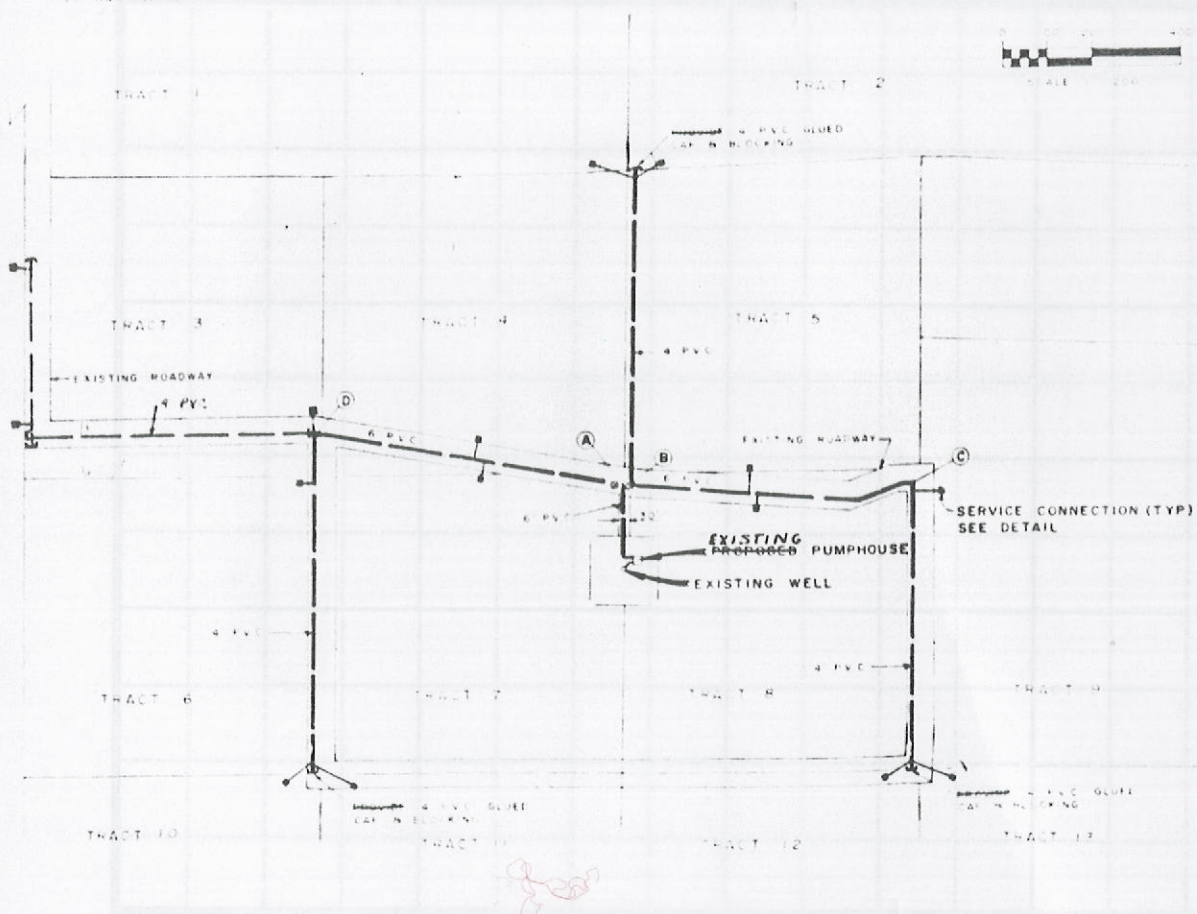
Adjustment Memo Needed ☒ Yes ☐ No

If yes, paragraph codes:

rounded ac volume / season

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir

SE 1/4 Sec 34
BONNER COUNTY
IDAHO



Scale: 1" = _____

Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Aerial Photo Attached (required for Irrigation of 10+ acres)

Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5	2821138110	SL	2"

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

MICROFILMED

FEB 0 2 1988

PERMIT # 96-08745

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



pu



to storage



pu

MICROFILMED
FEB 03 2000

96-08745

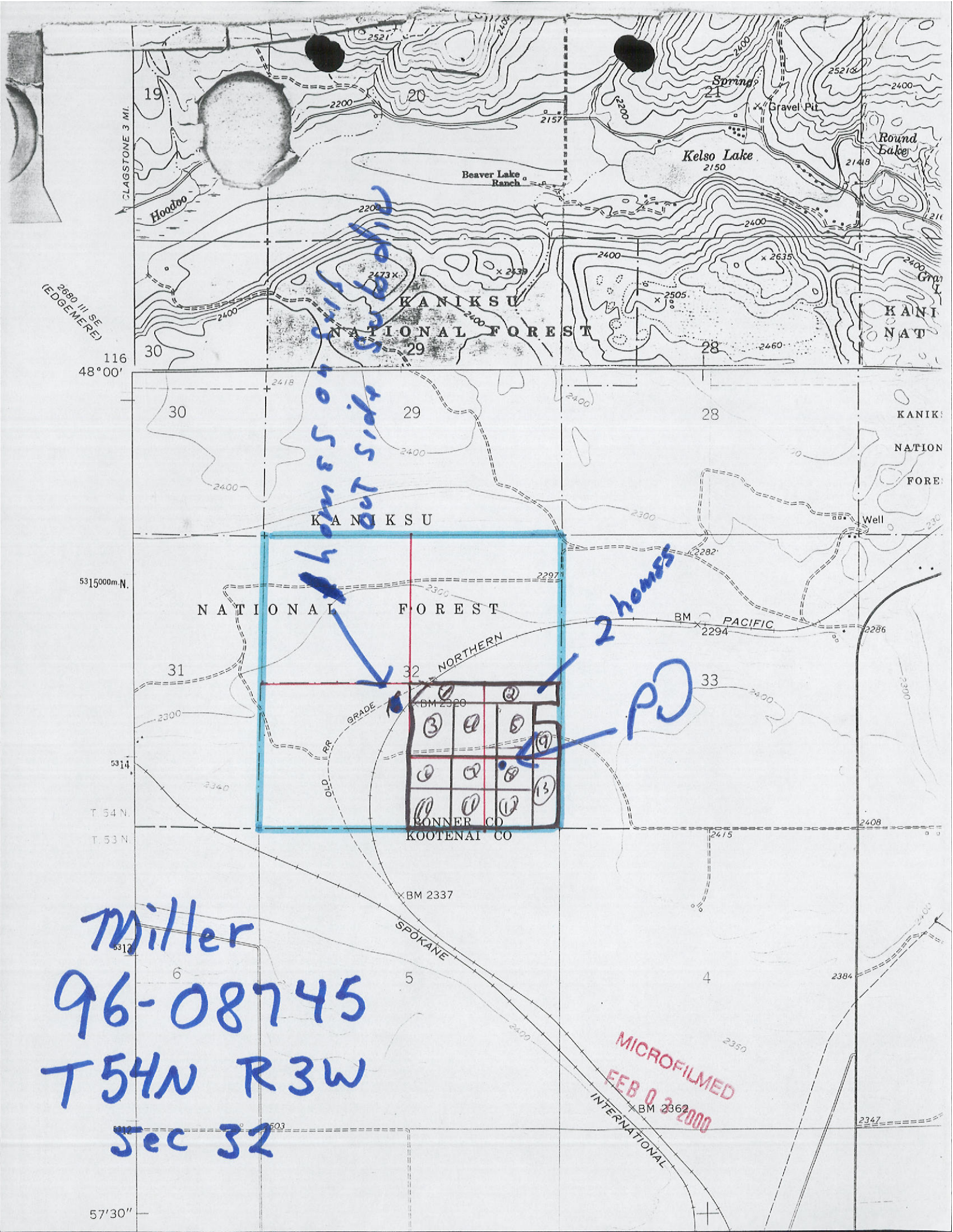


PC



PC

MICROFILMED
FEB 03 2000



Miller
96-08745
T54N R3W
Sec 32

MICROFILMED
FEB 03 2000

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08745

Priority: April 16, 1993

Maximum Diversion Rate:

0.09 CFS

Maximum Diversion Volume:

36.0 AF

This is to certify, that WILLIAM S MILLER
1465 SKYVIEW LN

HAYDEN LAKE ID 83835 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 9, 1993; and has submitted Proof of Beneficial Use on June 8, 1998. An examination indicates that the works have a diversion capacity of 0.090 cfs of water from a GROUNDWATER 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	04/01 to 10/31	0.09 CFS	27.0 AF
DOMESTIC	01/01 to 12/31	0.09 CFS	9.0 AF
Totals		0.09 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 32, Township 54N, Range 03W
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>
54N	03W	32	NESW 1	NESE 2	NWSE 2	9
			SWSE 2	SESE 2		
Total number of acres irrigated:						9

PLACE OF USE:

DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
2. Domestic use is for 15 homes and does not include lawn, garden, landscape, or other types of irrigation.

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 administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 3RD day of FEBRUARY, 2000.

Acting for

KARL J. DREHER, Director

MICROFILMED
FEB 03 2000

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 96-08745	)	ORDER OF
	)	
IN THE NAME OF WILLIAM S. MILLER	)	REINSTATEMENT
_____	)	

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before June 1, 1998; and,

WHEREAS, the Department notified the permit holder on March 31, 1998, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use, however, the notice was returned by the postal service marked refused; and,

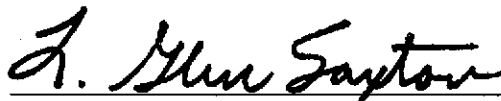
WHEREAS, the permit lapsed on June 2, 1998, since an acceptable proof of beneficial use or extension of time request had not been received; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on June 8, 1998;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 96-08745 is **REINSTATED** with an advance in priority to **April 16, 1993**.

DATED this 14th day of July, 1998.



L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
AUG 25 1998

OFFICE USE ONLY
Amt. of Fee \$ 50 -
Date 6/8/98
Receipt No. 1012122
Receipt by AB

RECEIVED
JUN 11 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 96-08745 Telephone No. 772-4634 ^{HOME} 667-9595 ^{WORK}
2. Name(s) of Permit Holder(s): WILLIAM S. MILLER
3. Mailing Address: 1465 SKYVIEW LN., HAYDEN LAKE, ID 83835
4. Source of Water: ~~1465 SKYVIEW LN.~~ GROUNDWATER
- If GROUNDWATER, Well Driller's Name: HOLMAN DRILLING Date Drilled: 12/8/78

OPTIONAL:
Pump horsepower: 5 Pressure (psi): 45-60 Dynamic pumping level (ft.): ?

5. Extent of Use (as authorized by the permit):
- Domestic 15 (No. of households) Stockwater _____ (No. and type of stock)
- Irrigation 9 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.18 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? ____ Yes X No Installed? ____ Yes ____ No
OR
Flow Measurement Port: Required? ____ Yes ____ No Installed? ____ Yes ____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name SAME AS ABOVE Telephone No. _____

Address _____

10. The above information 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.

Date 6/9/98 Signature (and title, if on behalf of a company or organization) X W Miller

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

LICENSE EXAMINATION FEE SCHEDULE

(c.f.s. = cubic feet per second AF = acre feet)

cfs	af	Fee
0 - 0.20	0 - 20	50.00*
.21 - 1.00	21 - 100	100.00
1.01 - 2.00	101 - 200	125.00
2.01 - 3.00	201 - 300	150.00
3.01 - 4.00	301 - 400	175.00
4.01 - 5.00	401 - 500	200.00
5.01 - 6.00	501 - 600	225.00
6.01 - 7.00	601 - 700	250.00
7.01 - 8.00	701 - 800	275.00
8.01 - 9.00	801 - 900	300.00
9.01 - 10.00	901 - 1000	325.00
10.01 - 11.00	1001 - 1100	350.00
11.01 - 12.00	1101 - 1200	375.00
12.01 - 13.00	1201 - 1300	400.00
13.01 - 14.00	1301 - 1400	425.00
14.01 - 15.00	1401 - 1500	450.00
15.01 - 16.00	1501 - 1600	475.00
16.01 - 17.00	1601 - 1700	500.00
17.01 - 18.00	1701 - 1800	525.00
18.01 - 19.00	1801 - 1900	550.00
19.01 - 20.00	1901 - 2000	575.00
19.01 - 20.00	1901 - 2000	575.00
20.01 - over	2001 - over	600.00

Checks should be made payable to the
Department of Water Resources

*A license examination fee is not required in connection with permits which use a ground water source AND have a total rate of diversion of 0.04 cfs or less. A fee also is not required in connection with permits to store water where the total volume stored is 4.0 AF per annum or less.

MICROFILMED
AUG 25 1998

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 96-08745

Proposed Priority: April 9, 1993 Maximum Diversion Rate: 0.18 CFS

This is to certify, that **WILLIAM S MILLER**
1465 SKYVIEW LN
HAYDEN LAKE ID 83835

has applied for a permit to appropriate water from: **GROUNDWATER**
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	0.18 CFS
DOMESTIC	01/01 to 12/31	0.18 CFS
Totals		0.18 CFS

LOCATION OF POINT(S) OF DIVERSION: SESE , Sec. 32, Township 54N, Range 03W
BONNER County

<u>PLACE OF USE:</u> IRRIGATION						
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
54N	03W	32	NESW 1	NESE 2	NWSE 2	
			SWSE 2	SESE 2		9
Total number of acres irrigated:						9

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1998**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Construction of the well must comply with Idaho well construction standards.
6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
8. Domestic use is for 15 homes.

MICROFILMED

JUL 07 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08745

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

7th day of June, 1993.

for J. Keith Saylor
R. Keith Higginson, Director

RECORDED

JUL 07 1993

RECEIVED

MAY 19 1993

Form 202
6/85

Department of Water Resources
STATE OF IDAHO

Ident. No. 96-8745

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant William S Miller Phone 972 4634
Post office address 1465 Skyview Ln Hayden Lake ID 83835
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 54N Range 3 W B.M. BONNER County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .18 for Domestic purposes from 1/1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .18 for Irrigation purposes from 4/1 to 10/31 (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)
5. Total quantity to be appropriated is (a) .18 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well & Pump
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

MICROFILMED
JUL 07 1993

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. 15
- 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	
54N	3W	32									D 1				D 2	D 2	D 2	D 2	9

Total number of acres to be irrigated 9

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? Rita Amthor

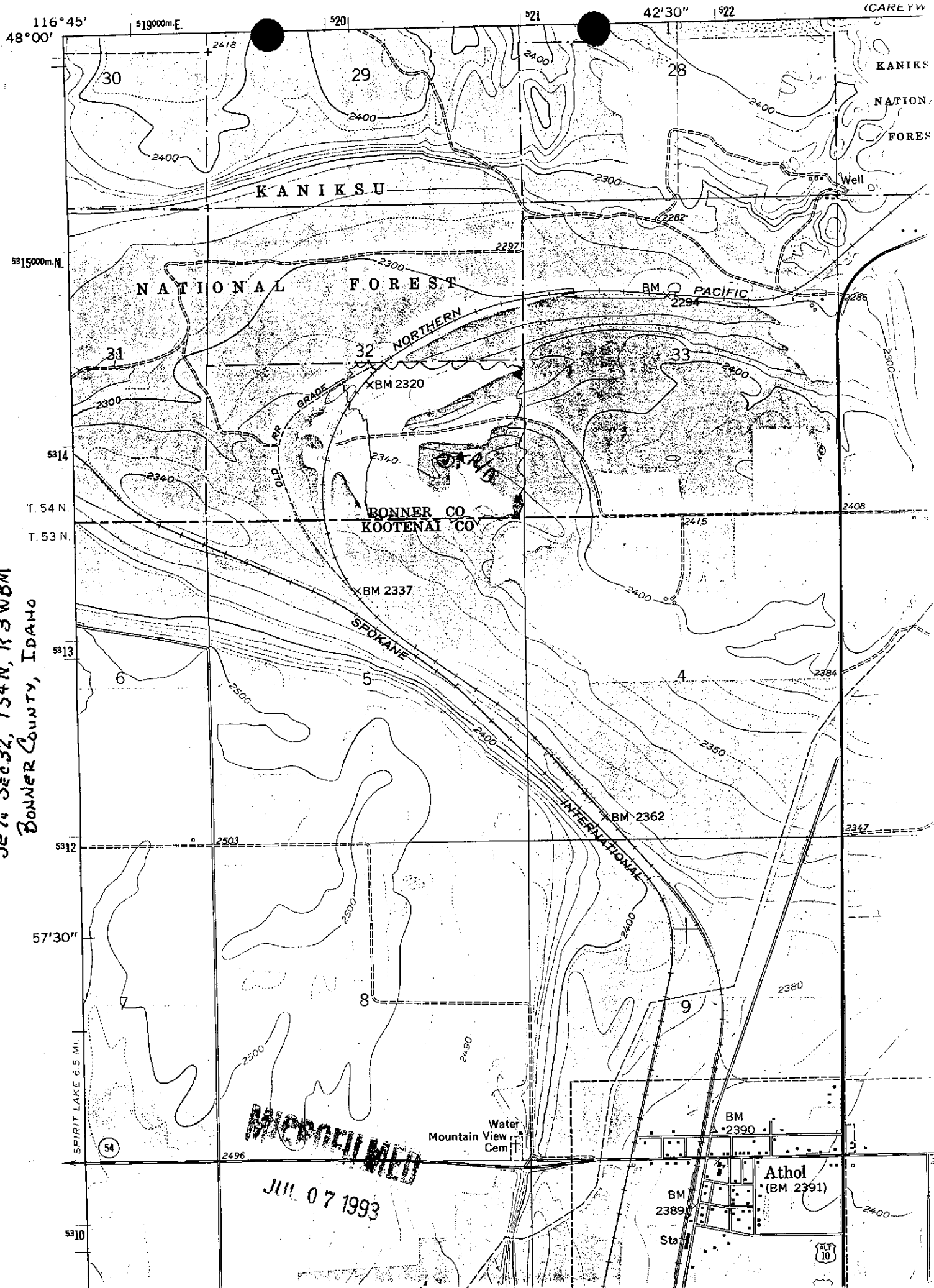
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Contract

12. Remarks: _____

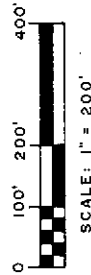
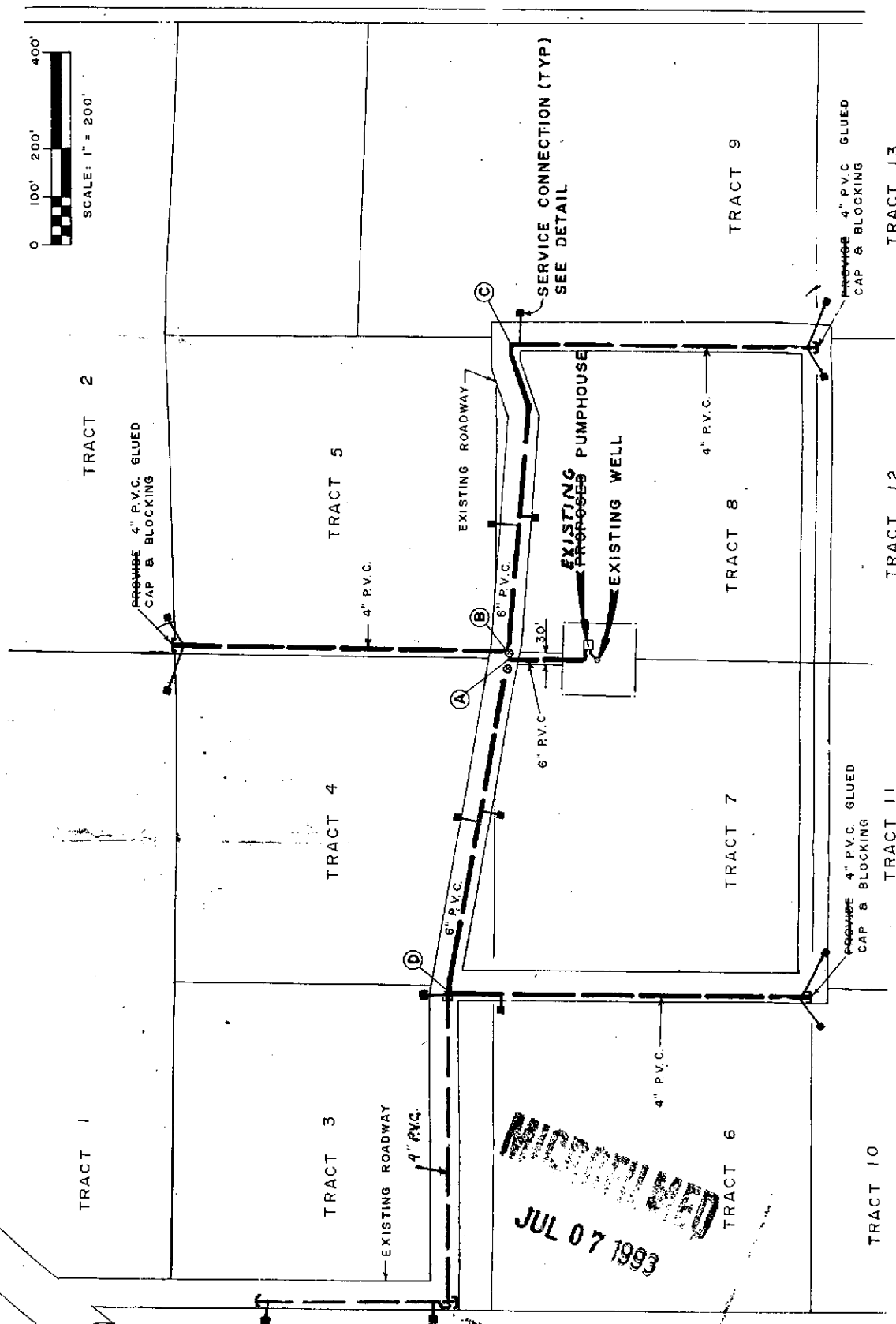
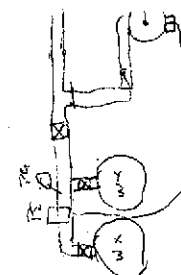
MODIFIED

JUL 07 1993

Wm S. MILLER, APPLICANT
SE 1/4 SEC 32, T54N, R3W BM
BONNER COUNTY, IDAHO



WILLIAM S. MILLER,
 APPLICANT
 SE 1/4 SEC 32, T54N, R3W
 BONNER COUNTY
 IDAHO



RECORDED
JUL 07 1993

TO HWY. NO. 95

A large grid of graph paper, consisting of 20 columns and 20 rows of squares. In the bottom right corner, there is a rectangular stamp. The stamp contains the word "RECEIVED" in a bold, sans-serif font, with the date "JUL 07 1993" printed below it in a smaller, similar font. The stamp is slightly tilted to the right.

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 pm Date 4/9/93 Time 4:00 PM Preliminary check by _____
Fee \$ 30.00 Receipted by pm # N6430 Date 4/9/93
Publication prepared by pm Date 4/13/93 Published in Out of Line
Publication approved pm Date 5/10/93

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:

RECEIVED

JUL 07 1993

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner

being duly sworn, says that he is the Editor of the PRIEST RIVER TIMES, a weekly newspaper printed and published at Priest River, Bonner County, Idaho, and has been continuously and uninterruptedly published in said County during a period of 78 consecutive weeks prior to the first publication of the annexed notice for publication, is a newspaper of general circulation made up of at least eight pages of at least six columns each, printed from typewritten or stereotyped forms of at least nineteen and three-fourths inches high, has at least 1250 bona fide subscribers living within said Bonner County, and is published at regular weekly intervals. That the annexed is a true copy of the notice for publication in the case of

1428

96-08743 - 96-08745 - 97-07337

as it was published in the regular and entire issue of the said paper for a period of two consecutive weeks, commencing on 21 day of April, 1993 and ending on the 28 day of April, 1993 and that said notice was published in said newspaper.

On this 28 day of April in the year

of 1993, before me, a Notary Public, personally

appeared Editor,

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.

Notary Public for Idaho

Residing at

My commission expires: 12/24/99

NOTICE OF APPLICATION FOR
WATER RIGHT
The Following
application(s) have been filed to
appropriate the public waters of the
State of Idaho:

96-08743
ALEXANDER, JENNIFER
ALEXANDER, KYLE
WILCOX, CARMEN
WILCOX, MICHAEL
RT 2 BOX 371
OLD TOWN, ID 83822
Source: SPRING
Tributary: SINKS
Diversion Pt: SESWNE Sec 8 T 55N
R 05W in BONNER County.
Use: IRRIGATION (.800 CFS);
DOMESTIC (.080 CFS);
STOCKWATER (.020 CFS)
Total Diversion: (.900 CFS)
Date Filed: 4/1/1993
In: BONNER County T55N R05W
S08 SWNE SENE
40.00 ACRES TOTAL

96-08745
MILLER, WILLIAM S
1465 SKYVIEW LN
HAYDEN LAKE, ID 83835
Source: GROUNDWATER
Diversion Pt: SESE Sec 32 T 54N R
03W in BONNER County.
Use: IRRIGATION (.180 CFS);
DOMESTIC (.180 CFS)
Total Diversion: (.180 CFS)
Date Filed: 4/9/1993
In: BONNER County T54N R03W
S32 NESW NESE NWSE SWSE
SESE
9.0 ACRES TOTAL

97-07337
DODSON, NATHAN JAMES
E. 19007 MARIETTA ST
OTIS ORCHARDS, WA 99027
Source: PRIEST LAKE
Tributary: PRIEST RIVER
Diversion Pt: SENW Sec 3 T 59N R
04W in BONNER County.
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 4/13/1993
In: BONNER County T59N R04W
S03 SENW

For additional information
concerning the property location,
call the Northern Regional Office at
765-4639.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Northern Region,
1910 Northwest Blvd., Suite 210,
Coeur d'Alene, Idaho 83814 on or
before MAY 10, 1993.

R. KEITH HIGGINSON, Director
Legal 1428
April 21, 28, 1993

JUL 07 1993

MAY 06 1993



RECEIVED
FEB - 8 2000
Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
1301 North Orchard St.
P.O. Box 83720
Boise, ID 83720-0098
(208) 327-7900

TO

L96-08745
WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE

ID 83835

*Phone work phone letter
from - One Above Road
1234 N. Willow St.
IDAHO 83720*



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

February 3, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 83835

RE: WATER RIGHT NO. 96-08745

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 described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or change of 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 reporting form.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

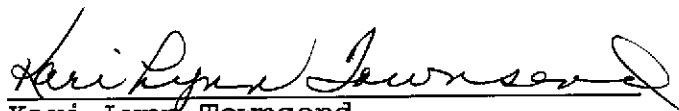
MICROFILMED
FEB 03 2000

CERTIFICATE OF MAILING

I hereby certify that on the 3rd day of **February, 2000**, 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. 96-08745

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 83835


Kari Lynn Townsend
Secretary

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FEB 03 2000

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.

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FEB 03 2000

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.

MEMORANDUM

TO: File 96-08745

FROM: Sharla

DATE: January 31, 2000

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 96-08745 are as follows:

B. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use - T54N, R3W, S32 NESW (1 acre), NESE (2 acres), NWSE (2 acres)
SWSE (2 acres), SESE (2 acres)

TOTAL 9 acres

H. RECOMMENDATIONS

Irrigation	4/1 - 10/31	0.09 cfs	27.0 af
Domestic	1/1 - 12/31	0.09 cfs	9.0 af
	TOTALS	0.09 cfs	36.0 af

For irrigation rights > 5 acres, the number of acres per $\frac{1}{4}$ are rounded to the nearest whole number; the volume has been calculated accordingly. The standard irrigation season for this area is 4/1 - 10/31.

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FEB 03 2000

LICENSE REVIEW CHECKLIST

Reviewed by Sharla Curtis on 1/30/00

Permit No. 96-08745

BU Fee Pd \$ 50.00

Name/Address: ☒ OK ☐ CHANGE

Govt Lots n/a plat copy attached

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

GROUNDWATER: (✓Flow Chart)

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 (if on permit) Not on permit

LOCATION

Trust - R55 (consumptive uses)
 Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)
 PD Change - P39/P47 - feds(P40)
 PD Add - P45/P42
 PU Change - P41/P47 - feds(P43)
 PU Add - P41/P42
 PD & PU Change - P37 - feds(P48)

USES:

STORAGE - 18A-R02-01P-18B-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 - 081
 FISH PROP - 029(70's only)-042-081
 HEAT/COOL - R07(injection well)
 FIRE PROT. - 077

Use Change/Add - P46

ADVANCE PRIORITY? Yes ☒ No

MISC CONDITIONS/REMARKS:

Multiple pd's per ¼¼ - W32
 Subd lot desc (pd) - W59
 Subd lot desc (pu) - W60
 Use definitions - W02 example - C/tire shop
 Non-consumptive - 027
 Water Quality - 081-R07
 Mitigation - 121 (if on permit)
 PPU acre limit - W27

CHECK NEW IRR SEASON MAP 4/1-10/31

SURFACE WATER: (✓Flow Chart)

In/Above MSF - WB9
 WD - R04 (WD#)
 ≤ 0.20 cfs/others - R02-01P or No MD
 > 0.20 cfs - R43

SPRINGS/SINK, INACTIVE WD & REST OF STATE

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

RIVER BASINS: (SW special considerations)

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

USES:

POWER - R22-R23 (+uses)-025-081-W42-W43-027
 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)
 Use listed separate - WB5 15
 Lawn/garden included - W01

OVERLAP ANALYSIS/RATES/VOLUMES:

PD overlap rights - W35-W36 Right #
 PU overlap rights - WB7-W31(<1 ac)
 GW replaced SW - 050

Permit Rate .18 cfs Fee Limit .20 cfs
 Measured .09 cfs Theoretical .20 cfs

Use	Rate	Volume
Dom	.09 cfs	97.00 af
Dom	.09 cfs	9.00 af
TOTALS	7 cfs	36.0 af

OTHER CONDITIONS/REMARKS/COMMENTS

SRBA Claim Filed Yes ☒ No

If no, is a claim required: Yes ☒ No

AMENDMENTS REQUIRED Yes ☒ No
 Adjustment Memo Needed Yes ☒ No

If yes, paragraph codes:

rounded ac volume / season

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 18 1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 96-08745

1. Owner: William S. Miller Phone No. (208) 772-4632

Current Address: 1465 Skyview Ln. Hayden Lake ID 83835

2. Accompanied by: William Miller EXAM DATE: 7-21-99

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

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
			SE	SE	32	54N	03W	bonner	USGS 7.5min Quad

2. Place(s) of Use:

Indicate Method of Determination

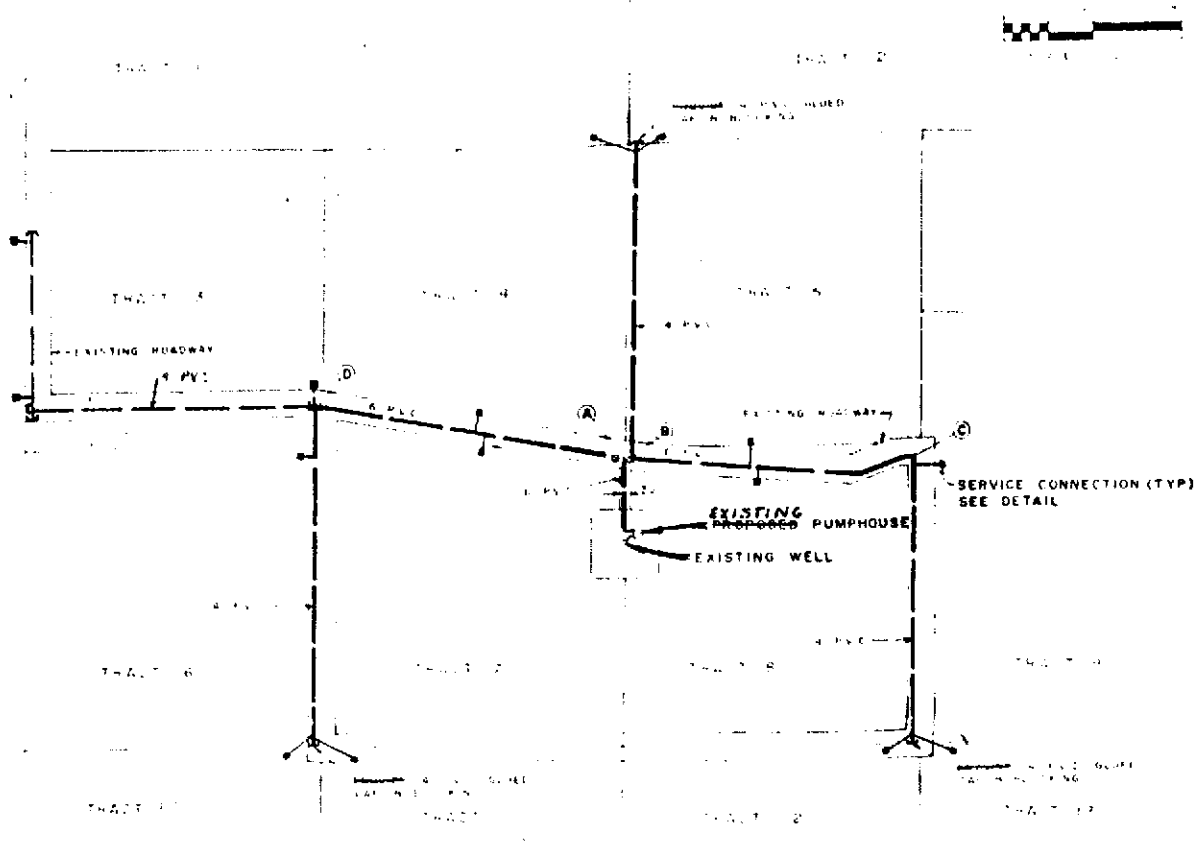
TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
54N	03W	32									1				2	1.5	1.5	1.5	

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FEB 03 2000

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir

SE 1/4 SEC 22 T1N
BONNER COUNTY
IDAHO



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for Irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Franklin	5	2821138110	SL	2"

*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 0 3 1988

E. NARRATIVE/REMARKS/COMMENTS

A 5 HP submersible pump pumps to a
8500 gal reservoir.

Another pump from reservoir pressurizes 2
well x well captive air tanks model (252) to
customer.

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

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FEB 03 2000

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

Flow meter 40 gpm

$$\frac{40 \times .133681}{60} = .089 = .09 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 7.5 \times 3 = 22.5$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .09 \times 245 \times 1.9835 = 43.7$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 22.5$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Irrigation</i>	<i>03-15</i>	<i>11-15</i>	<i>.09</i>	<i>22.5</i>
<i>Domestic</i>	<i>01-01</i>	<i>12-31</i>	<i>.09</i>	<i>9</i>
Totals:			<i>.09</i>	<i>31.5</i>

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name _____ Date _____

Reviewer _____ Date _____

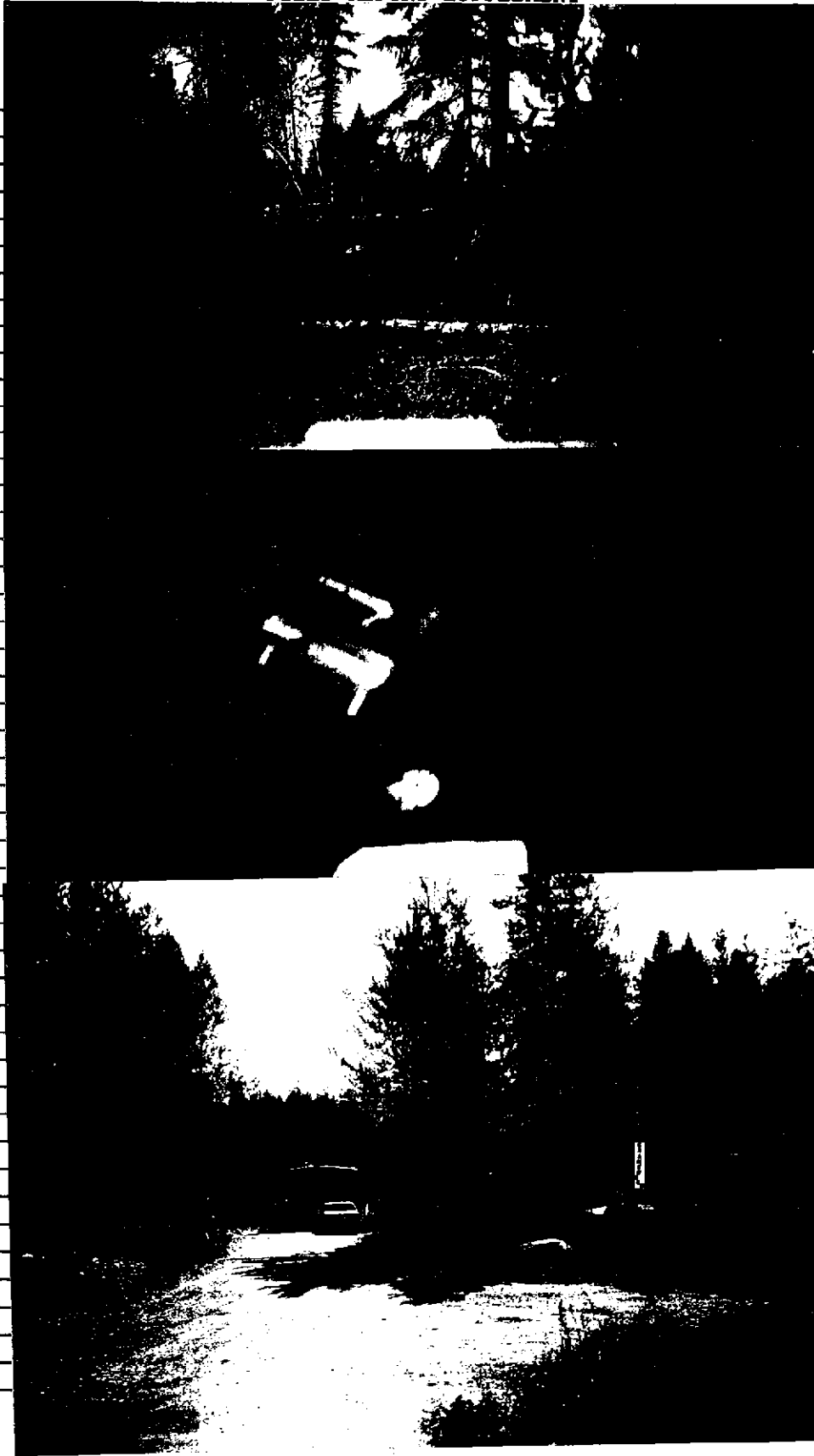
SEAL

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FEB 03 2000

PERMIT # 96-08745

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



96-08745

96

96

MICROFILMED
JUL 1 1988

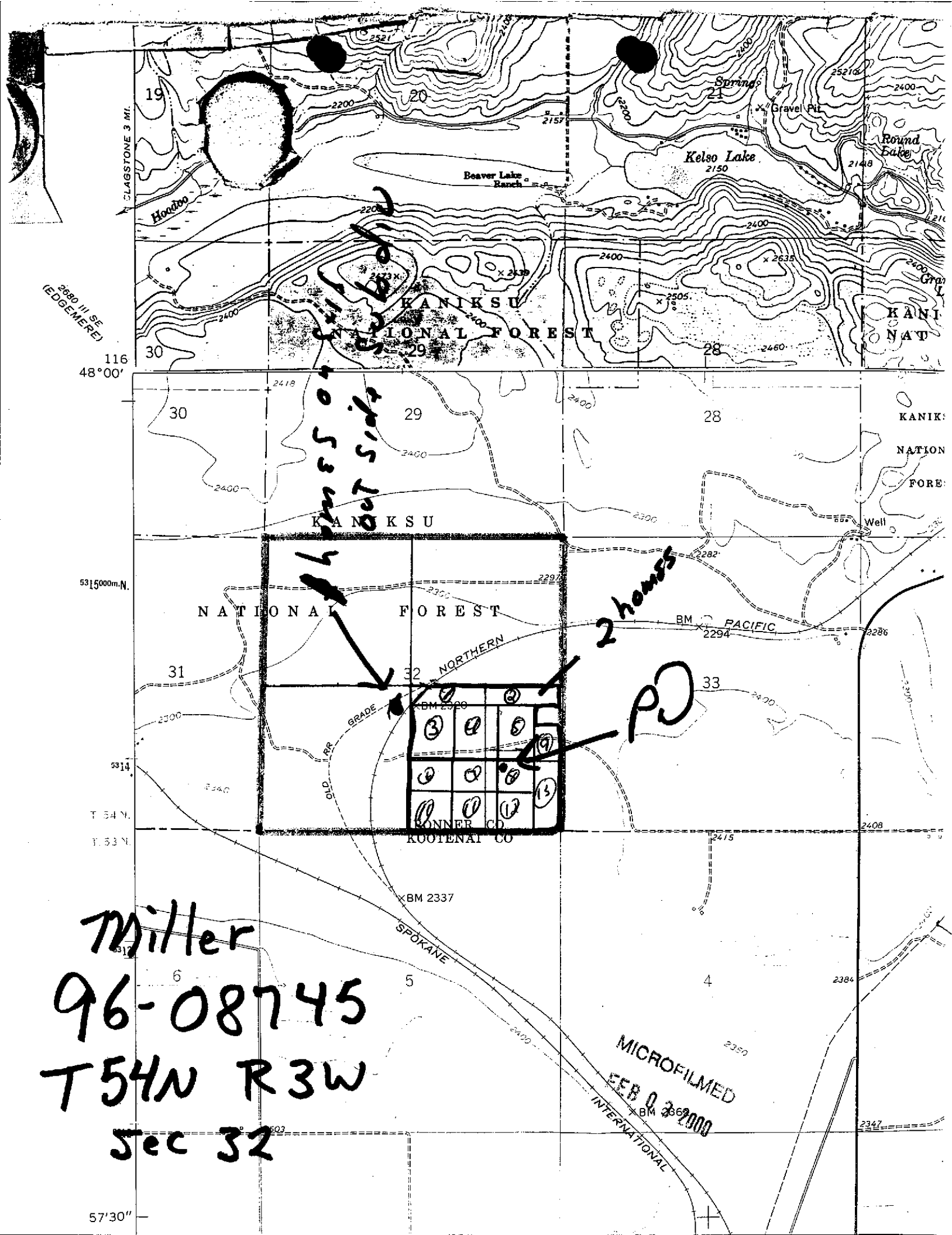


PC



PC

MICROFILMED
SEP 8 3 2000



Permit No. 96-0874S Reviewed by [Signature] Date 7-9-98

TYPES OF USE

Yes Name same as permit?

dom., irr

YES Address same as permit?

NO Proof timely received?

Correct Uses? 125

If not, complete calculation below.

SOURCE OF WATER

Surface water source

☒ Ground water source

NO Drilling permit required? 1978

Copy in the file? Drilling Permit No.

Amount paid for permit	Correct?
100	
200	
300	
400	
500	
600	
700	
800	
900	
1000	

Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50 - Amount Submitted

425 Correct?

MEASURING DEVICE

NO Required?

Installed?

Waiver requested?

PRIORITY CALCULATION

Date proof received 6-8-98

Date proof due 6-1-98 -

No. of days late / =

Priority Date 4-9-93 +

New Priority Date 9-16-93

7 4/14/93

DEFICIENCIES OR ACTION ITEMS

DEFICIENCIES OR ACTION ITEMS
Reinstate & advance priority to April 16, 1993.
PROOF acceptable

DATA ENTRY

New Address ☒ Proof Made 6-8-98



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1998

William S Miller
1465 Skyview Ln
Hayden lake ID 83835

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 96-08745

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since proof was submitted after the proof due date. Note that the priority date has been advanced to April 16, 1993, as provided in Section 42-218a.2, Idaho Code.

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.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. If you have questions concerning the field examination, you may contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED
JUL 25 1998

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

101 North Orchard Street
Boise, Idaho 83706-2237

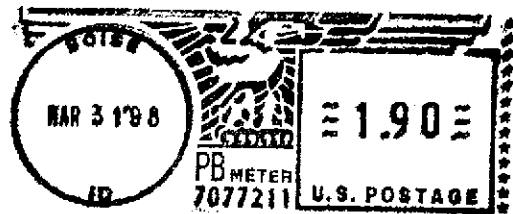
CERTIFIED

P 241 636 046

MAIL

REASON CHECKED
Undeliverable as addressed
Attempted not known
No such number
No mail receptacle
Refused

REASON CHECKED
Undeliverable as addressed
Attempted not known
No such number
No mail receptacle
Refused



RECEIVED
APR 6 1998
Department of Water Resources

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

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

March 31, 1998

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 83835

PROOF DUE NOTICE

RE: PERMIT NO. 96-08745

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 June 1, 1998.

(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

March 31, 1998

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 83835

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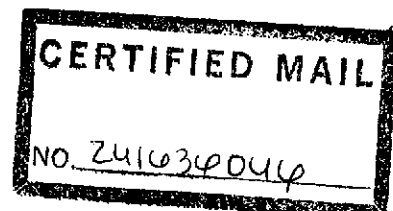
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JULIE L. YARBROUGH
Senior Secretary

Enclosures

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AUG 25 1998



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

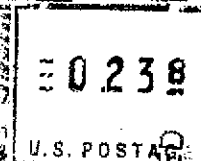
North Orchard Street, P.O. Box 83720
se, Idaho 83720-0098

RETURNED TO SENDER
REQUESTED

POSTAGE
FIRST CLASS



7025448



REASON CHECKED
Undeliverable as addressed
Unable to forward
Attempted not known
No such number
No mail receptacle

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 8

not here

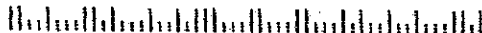
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JUL 20 1998
Department of Water Resources

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AUG 25 1998

83720-0098

NOTE





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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 14, 1998

William S Miller
1465 Skyview Ln
Hayden lake ID 83835

PROOF ACKNOWLEDGMENT LETTER

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Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

STATE OF IDAHO

IN THE NAME OF WILLIAM S. MILLER

L. Glen Saxton
L. GLEN SAXTON, Chief
Water Allocation Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 22, 1993

William S. Miller
1465 Skyview Lane
Hayden Lake, ID 83835

RE: PERMIT NO. 96-08745 - WILLIAM S. MILLER

Dear Mr. Miller:

Your letter dated June 16, 1993 to R. Keith Higginson concerning proof of beneficial use submittal in connection with the above referenced permit has been referred to me for response.

My review of the water right file shows that on June 7, 1993, the department issued the permit authorizing the diversion of 0.18 cfs of water from a well for the irrigation of 9 acres and for domestic use for 15 homes. The conditions of approval require you to submit proof of application of water to beneficial use (proof) to the department on or before June 1, 1998. The department allowed a five year development period for you, since you requested that amount of time on the application you submitted to the department.

Enclosed for your information is a copy of Section 42-217, Idaho Code, which among other provisions provides two (2) methods by which you can submit the proof. One method is to submit to the department a completed proof form together with the license examination fee as provided in Section 42-221, Idaho Code. (In your case, the fee would be \$50). The other method is for you to hire a "certified water right examiner" to conduct the examination for you.

Under the first method, the department will conduct a field examination of the water development to determine the extent of beneficial use which has been made of the water. Under the second method, you are required to hire and compensate a certified water right examiner to conduct the examination for you. If you choose this method of submitting proof, upon request the department will provide you a list of certified water right examiners and a copy of the rules associated with examinations conducted by such examiners.

Well drillers are required to file a "Well Driller's Report" with the department after they construct a well. Such a report or "as-built plans" do not show the amount of water which has been

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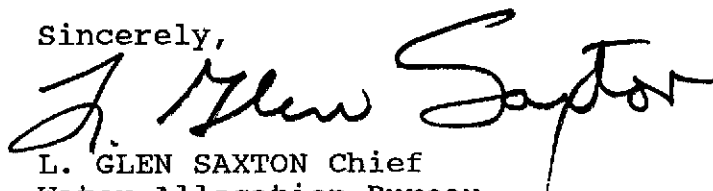
JUL 07 1993

beneficially applied to use.

I appreciate your concern in connection with saving time and money for the taxpayers of Idaho. The proof of beneficial use submittal requirement, however, is not presently one of the activities in the development of a water right which the department can set aside, since it is required by statute.

If you have additional questions or if the department can provide more information, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script, reading "L. Glen Saxton".

L. GLEN SAXTON Chief
Water Allocation Bureau

Encl: 1 - Sec. 42-217, I.C.

c: IDWR - N. Region

RECEIVED

JUL 07 1993

RECEIVED

JUN 21 1993

Department of Water Resources

WILLIAM S. MILLER
1465 Skyview Lane
Hayden Lake, ID 83835

June 16, 1993

WAM
Nbem

Mr. R. Keith Higginson, Director
State of Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

Dear Director Higginson:

I need your help in a circumstance I perceive as principally wrong.

The problem is that I was told at your Northern Region office that I must pay a \$50.00 examination fee to accompany the Proof of Beneficial Use form for the constructed water system under Permit No. 96-08745 while I was sitting across the desk with a file on my lap that contained copies of the following:

1. An original of the "AS-BUILT" EXISTING WATER DISTRIBUTION LAYOUT with SPECIFICATIONS signed and stamped by a State of Idaho Registered Professional Engineer;
2. The State of Idaho Department of Water Resources WELL DRILLER'S REPORT;
3. The Division of Environment Cover Sheet to Plan Review Checklist prepared by the same Project Engineer which list the specification of the various components of the water system; and,
4. The original of a letter from the State of Idaho Department of Health and Welfare approving the as-built plans of the water system.

all of which should provide better proof and documentation that the water system has been built than would be obtained by a field examination today.

This documentation accompanying the Proof of Beneficial Use form should save a \$50.00 fee for me and a trip to the field by someone in your department. Saving your Department's time and my money seems so logical, and simple. I think you will have to agree with that.

Can you help me?

Respectfully yours,

W S Miller
William S. Miller

MICROFILMED

JUL 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 9, 1993

WILLIAM S MILLER
1465 SKYVIEW LN
HAYDEN LAKE ID 83835

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08745

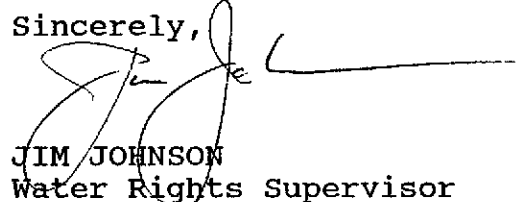
Dear Permit Holder(s):

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

MICROFILMED

JUL 07 1993

APPLICATION FOR PERMIT REVIEW

Application #: 96-08745 Date: 6/3/93 Reviewer: Cindy Zimmerman

SYSTEM COMPLETED:

No - 26A-P17
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A

AREA OF CONCERN? NO

GROUNDWATER:

GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)
- No measurement required <flow chart>
LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

Approved w/permit - P99 Permit No. 046-46A-46B-P23 (after 7/1/87), N/A
Not included -

SURFACE WATER: not in w/d - 01C-P03 (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. _____
Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2), NMR <flow chart>
Groundwater - P05 (if well has not been drilled)
Irrigation Districts - 023
Canal Co. Areas - 023
Drainage Districts - 024
Boise Front (63) - 058 (Groundwater)
Swan Falls Flag - (1, Blank or Other)
Trust - 051-052-053-P74(Consumptive Uses)
Non Trust <1> - 048-049

RIVER BASINS:

(Surface Water) Water District Control Condition &....
Boise (63) - 05A & 11E
Payette (65) - 047-P04, 059-P71
Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042 (req), 002-P06(MD), 07A(Special),
044(Policy 5G)
Power - 08A, 17K, 025, 027 (req); 01F-P19; 09E-P10;
<25 cfs-P18; 17G or 17M; 18B-P09
Mining - 06A, 010, or 09E-P10 & 054 (req)
Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)
Rec/Wildlf/Aes - 027(Non-Consumptive)
Domestic - 021 (Boise River - upstream from L Peak)
(restricted areas) 27A (Payette River & main tributaries)

OWNERSHIP:

Non land owner -

PROTESTED:

Agreement -

Beneficial Use Due Date -

Other Conditions -

Remarks: -

004 P/u owned by applicant & Rita Amthor, usage by contract
020
6-1-1998
W01 (15)

WR0749NP
No. P96-08745

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/03/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																															
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Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BONNER

Other Water Rights with Same Point(s) of Diversion and Source:
96-08745

Other Water Rights Listing Overlapping Place(s) of use:
96-08745

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- 46B - Construction of the well must comply with Idaho well
- construction standards.
- 004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.
- 03A - The rate of diversion of water for irrigation under this right
- and all other water rights on the same land shall not exceed 0.02
- cubic feet per second for each acre of land.

Remarks: Domestic use is for 15 homes.

Dates: App. Received: 04/09/1993 Priority Date: 04/09/1993
Proof Due Date: 06/01/1998 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

WR0749NP
No. P96-08745

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 06/03/93
PAGE: 2

=====

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/03/1993 User-ID: ZIMMERMA Subject: POU OWNERSHIP
 The place of use is owned by the applicant and Rita Amthor.
 The applicant states that access is by contract.

Audit: 06/03/93 ZIMMERMA

No. a
4/87-06/92n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 96-8745

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

APPLICANT: MILLER BY: AB DATE: 4/13/93

ITEM REQUIRED INFORMATION

1. () Name and Address
2. () Source
3. () Point of Diversion & County
4. () Quantity
() Nature of Proposed Use
() Period of Use
5. () Total Quantity
6. () Description of diverting works
() Dam information requested
or not requested
7. () Time required for b/u
8. () Proposed use
9. () Place of use or acres irrigated
10. () Other Water Rights
11. () Ownership
13. () Map
() Signature
() Fee (Amt, recpt, acknowledgment)
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: 4/13/93

☒ (Include Moratorium Remark)

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

/ / / Advertised in: _____

County of: BONNER

SEND COPIES TO:

() USFS CdA	() USFS Oro	() USFS Grangeville
() BLM	() W/W Corps	() Albeni Corps
() F&G CdA	() F&G Lew	() IDL () Region
() H&W CdA	() H&W Lew	() Adj Div
(Other) _____		

LETTERS SENT REQUESTING:

() Dam information () Fish Information

() Power information () Other

INFORMATION RECEIVED

() Power information () Dam Information

() Fish Information () Other

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

(Yes) (No)

Checked by: _____ Date: / / /

Remarks: _____

- ☒ 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 _____

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

(Yes) (No)

Notice of pending void order issued. Final order response date: / / /

Further information required from applicant

Affidavit of publication received

Application published correctly, If not, record action taken: _____

Publication dates and paper recorded on application | Sr. Agent initial AB

Protests received. Final protest date: 5/10/93

Measuring device required

Measuring port required

Special conditions: _____

Special conditions of approval supplement and cover letter attached: _____

Approval Recommended by: AB Penta

MAY 19 1993

Date: 5/10/93

Department of Water Resources

96-08745

MILLER, WILLIAM S
1465 SKYVIEW LN
HAYDEN LAKE, ID 83835

Source: GROUNDWATER

Diversion Pt: SESE Sec 32 T 54N R 03W in BONNER County.

Use: IRRIGATION (.180 CFS)
DOMESTIC (.180 CFS)
Total Diversion: (.180 CFS)

Date Filed: 4/ 9/1993

In: BONNER County				
T54N R03W S32	NESW	NESE	NWSE	SWSE
	SESE			

9.0 ACRES TOTAL

MICROFILMED

JUL 07 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 15, 1993

Mr. William S. Miller
1465 Skyview Ln.
Hayden Lake, Id. 83835

Subject: Water Application for Permit Number 96-8745.

Dear Mr. Miller:

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. Enclosed is Receipt Number N6430. Please refer to your Application for Permit Number in future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. If your Application for Permit is protested, 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 your Application for Permit can be approved. If the protest is not resolved, 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 your Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent

JUL 07 1993

WILLIAM S. MILLER

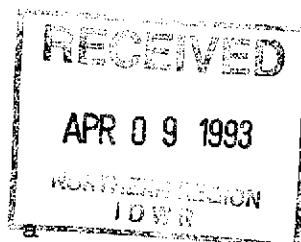
1465 Skyview Lane

Hayden Lake, ID 83835

Phone: (208) 772-4634

State of Idaho
Department of Water Resources
Northern Region Office
1910 Northwest Blvd. - Suite 210
Coeur d'Alene, ID 83814-2615

Attn: Bob
Application for Permit



Enclosed is my Application for Permit, with a copy of the as-built plans and a location map, and my check for \$30.00.

You may recall I was in your office about three weeks ago seeking assistance in re-establishing the rights which had been granted under a previously approved Application for Permit No. 96-7860.

After some discussion, your suggestion was that a new application should be made.

If you need any additional information, please do not hesitate to call upon me.

Sincerely yours,

A handwritten signature in cursive script that reads "Bill Miller".

William S. Miller

Encl: new Application for Permit

MICROFILMED

JUL 07 1993