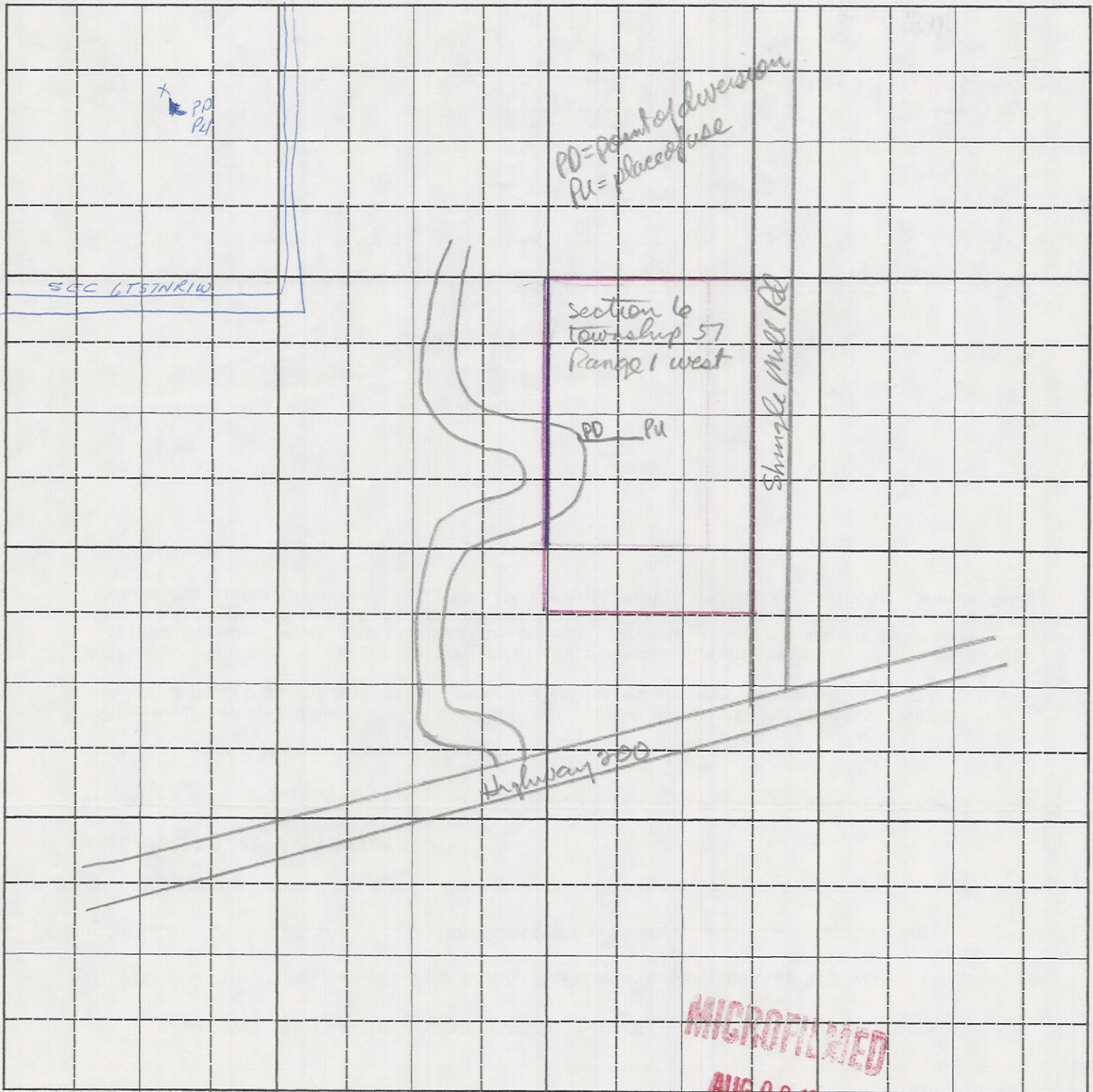


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Donald L. McCormick

(Applicant)

PERMIT # 96-08638

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



PLACE

OF



USE

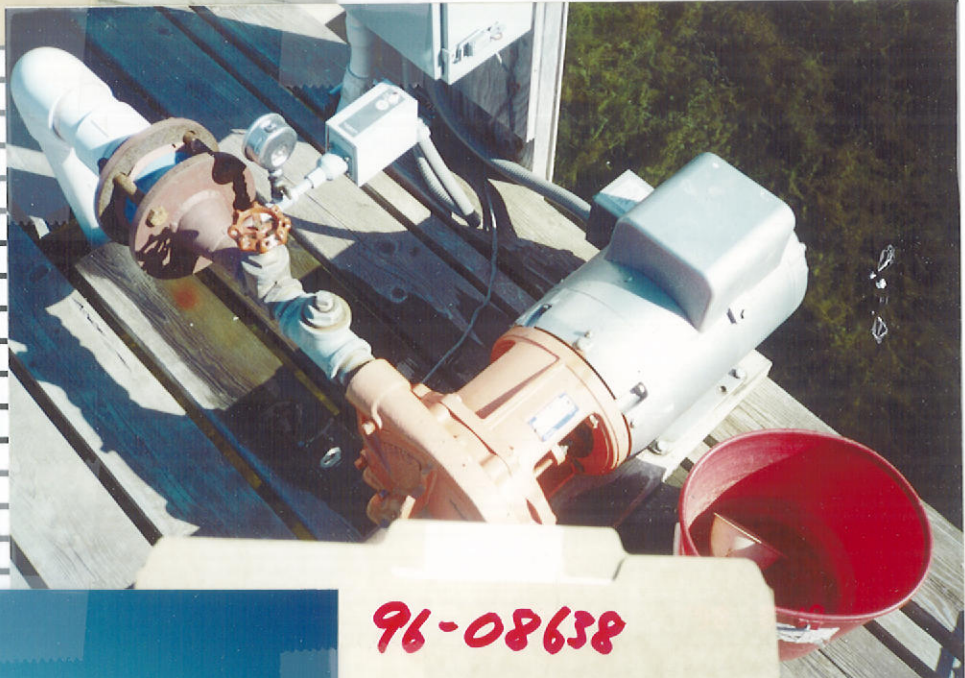
MICROFILMED
NOV 27 1998



Point
of
diversion

96-08638

10 Hp Pump



96-08638

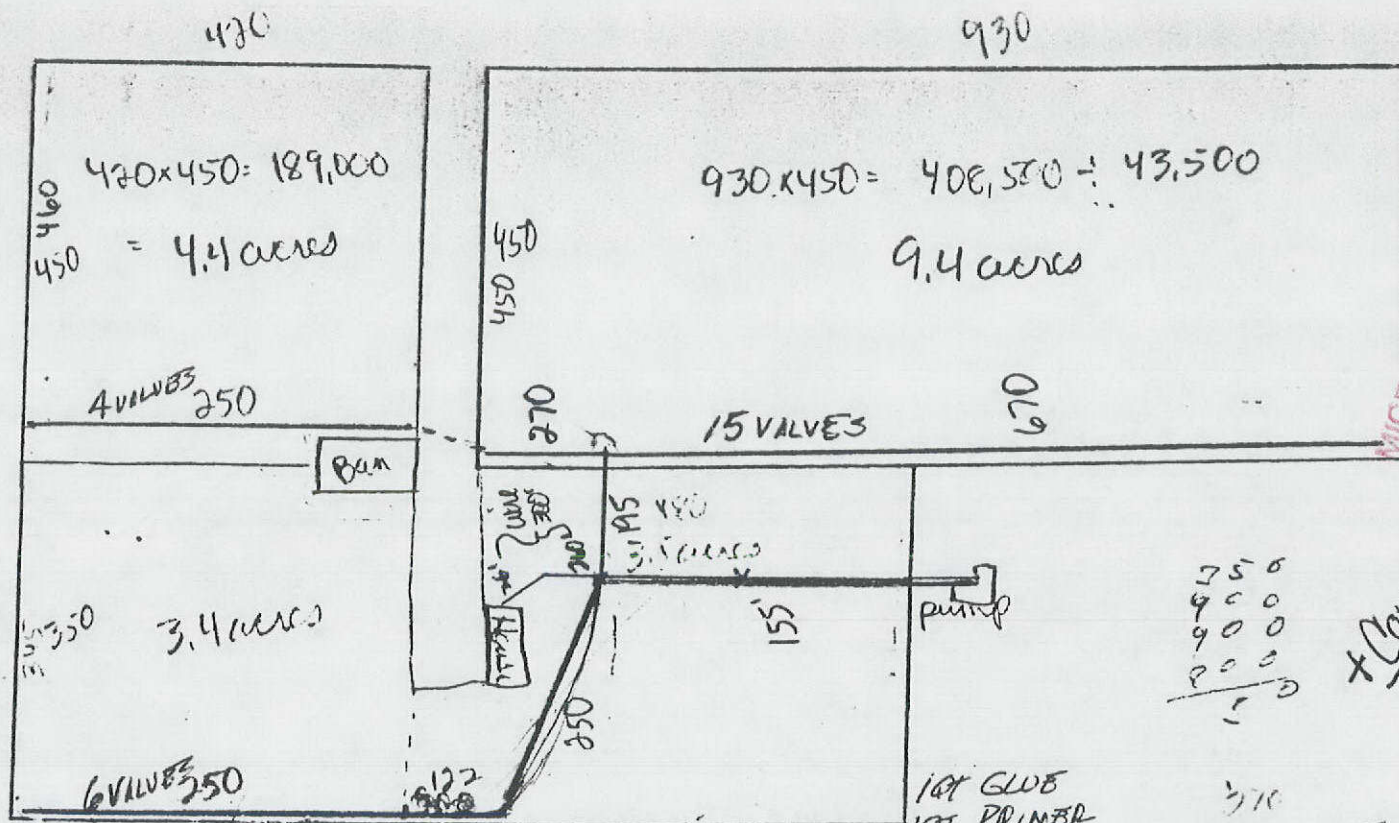
Place
of
use



96-08638

MICROFILMED
NOV 27 1998

System
diagram



MICROFILMED
NOV 27 1998

7.5 1829

3000 6000000

900

Don McCormick

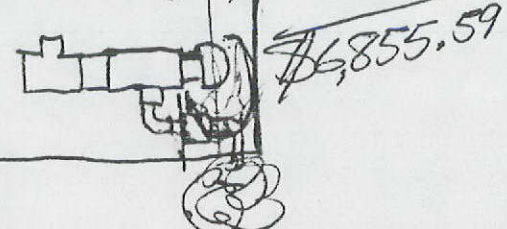
Business 208-263-7145

Home 208-263-5652

PUMP SIZE B1 1/2 TDM BERKLEY - 2000

CONTROL PANEL : 675

300' - #4 USE DIRECT BURIAL @ 29.5: 279.00
300' - #1/2 W/GRND USE @ 34.0: 96.00



3 small panels 11.3
large 9.4
20.7 acres

- 1-20' HL. w/1/8" RISER & HEAD @ 40.00
- 10-40' HL w/1/8" RISER & HEAD 70.00
- 24-3X3 VALVE STUBS @ 34.00 EA. 816.00
- 28-3X3X3 TEES @ 9.24 259.28
- 25-3X3 90° ELBOW @ 6.31 157.75
- 24-3" MA @ 4.80 115.20
- 1-3" 45° ELBOW @ 9.64 9.64
- 3-3" CAPS @ 3.10 9.30
- 3-3X3/4 BUSH. 3.80 11.40
- 3-MUELLER CURB STOP 3/4 @ 45.00 135.00
- 9-3/4 X 4 GALV. RIPP. @ 1.27 11.43
- 3-3/4" 90° ELBOW GALV. @ 1.33 3.99
- 240'-3"-125 PSI @ .60/FT 129.60
- 80'-3"-SCH. 40 PVC @ 1.42 113.60
- 1-3X2 VALVE OPEN STL 90 GPM 65.00
- 1-2" END PLUG 13.00
- 1-1/2" FIELD ELBOW 29.00

\$6,855.59

612

96-08897

96-08638

T57N R1W sec 6

McCormick

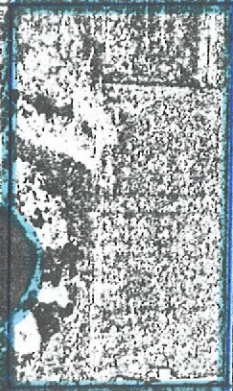
Williams

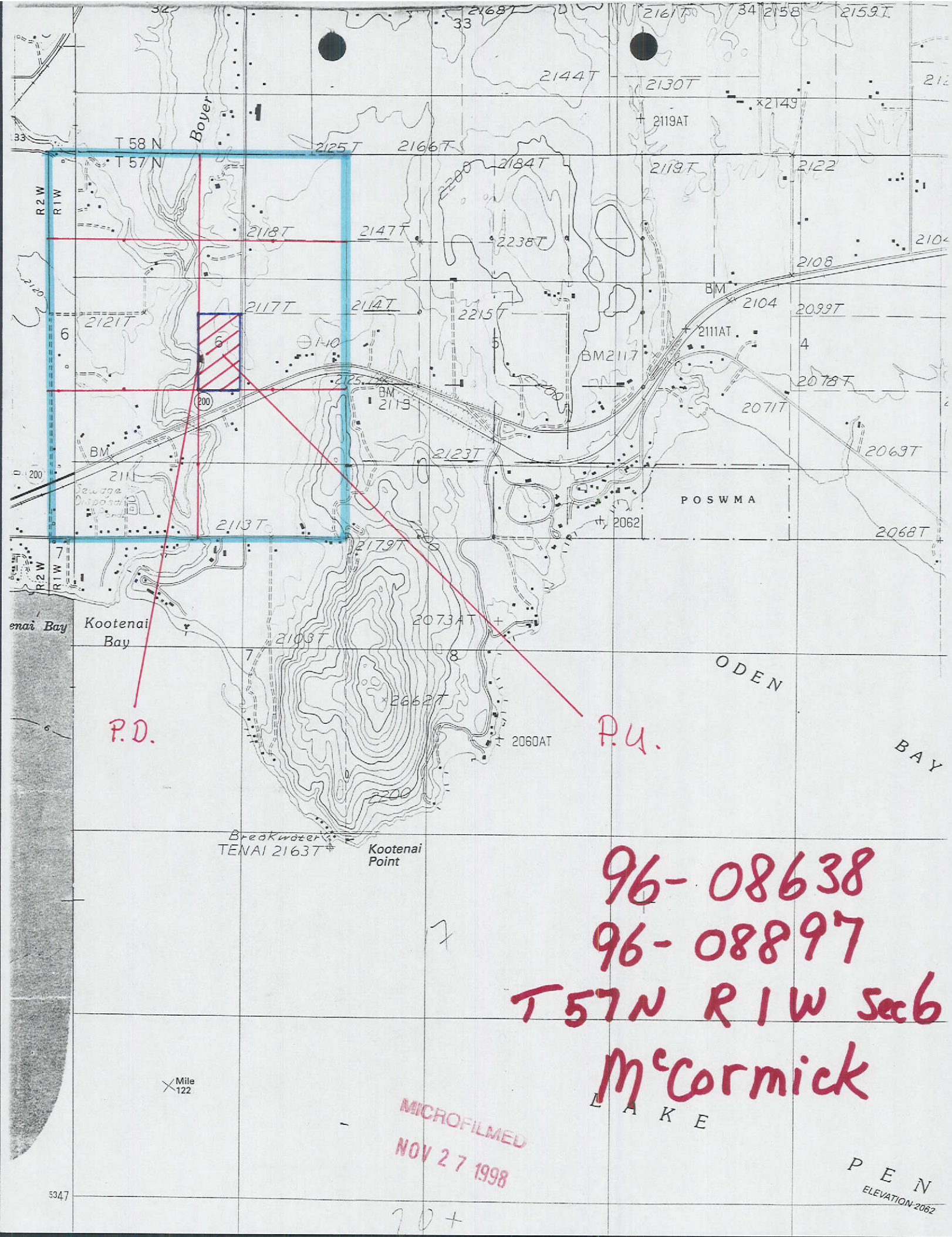
Chaney

Ryan

APR 27 1998

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96-08638

96-08897

T 57N R 1W Sec 6

McCormick

L A K E

P E N
ELEVATION 2062

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NOV 27 1998

70+

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-08638

Priority: April 8, 1991

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

30.0 AF

This is to certify, that DONALD L MC CORMICK

4900 SHINGLE MILL RD

SANDPOINT ID 83864

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 8, 1991; and has submitted Proof of Beneficial Use on May 19, 1995. An examination indicates that the works have a diversion capacity of 0.320 cfs of water from:

BOYER SLOUGH

tributary to PEND OREILLE LAKE

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	0.20 CFS	30.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 6, Township 57N, Range 01W
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>
57N	01W	6	SWNE	10		10

Total number of acres irrigated: 10

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. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

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NOV 27 1998

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 96-08638

CONDITIONS OF APPROVAL AND REMARKS

6. 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.
7. Rights 96-08638 and 96-08897 when combined shall not exceed a total diversion rate of 0.32 cfs.
8. Right 96-08897 is also diverted through the point(s) of diversion described above.

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 25th day of SEPTEMBER, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED
NOV 27 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF BENEFICIAL USE

MAY 19 1995

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. 96-08638 Telephone No. 208-263-5652
2. Name(s) of Permit Holder(s): Donald L. McCormick
3. Mailing Address: 4900 Shingle Mill Rd, Sandpoint, Id. 83864
4. Source of Water: Lake Pend Oreille If **GROUNDWATER** (well), Date Drilled: mo. / yr.
- a. Well Driller: Drilling Permit Number: - - -
- b. **OPTIONAL:**
Pump Horsepower: 10HP Pressure (psi): Dynamic pumping level (ft):

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

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

Irrigation (No. of acres): 23 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.2 cfs OR 90 gallons/min acre feet

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

Measuring Device: Is a measuring device required?

Yes or No ✓

Has the measuring device been installed?

Yes or No ✓

Flow Measurement Port: Is a flow measurement port required?

Yes or No ✓

Has the measurement port been installed?

Yes or No ✓

8. Fee Enclosed: \$ 50.00 (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: Don McCormick Telephone Number: H-263-5652
W-263-2145

Address: 4900 Shingle Mill Rd Sandpoint ID

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:

Don McCormick

Date:

5/17/95

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

MAY 31 1995

RECEIVED

JUN 04 1993

For Office Use Only
\$15 Fee Received by Jul
Date 6-4-93
Receipt No. CO27730

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

6/1/93

Permit No. 96-08638

Name(s) of Permit Holder: Donald L. McCormick

Mailing Address: 4900 Shingle Mill Rd

Date Proof is Due 7/1/93 Sandpoint ID 83864 Telephone No. 208-263-5652

Describe what work has been completed toward the development of this water right:

(This must be filled out! If no work has been completed, show "none".)

Procured permit from Corps of Engineers for a
dock to place an irrigation pump on
Placed piling for such ~~dock~~ dock
Installed upright culvert w/rock filter Costing \$ 25000

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Time & Money

Need to finish dock - place underground electric &
source water pipes, purchase and install pump

Permit holder(s) request an extension to July 1, 19 95

FEE: \$15.00

Donald L. McCormick
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED
and the time within which to submit proof of beneficial use JUL 07 1993
extended to July 1, 1995.

Signed this 8th day June, 19 93

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08638

Proposed Priority: April 8, 1991 Maximum Diversion Rate: 0.20 CFS

This is to certify, that DONALD L. MC CORMICK
4900 SHINGLE MILL RD.
SANDPOINT, ID 83864

has applied for a permit to appropriate water from:

BOYER SLOUGH tributary of PEND OREILLE LAKE

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	06/01 to 10/01	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSWNE Sec. 6, Township 57N, Range 01W
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>
57N	01W	6	SWNE	10		10

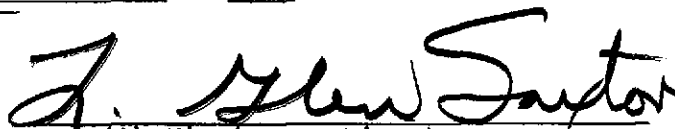
Total number of acres irrigated: 10

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1993.
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. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

15th day of July, 1991.

for 
R. Keith Higginson, Director

RECORDED

AUG 09 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Donald L McCormick Phone 263-5652
Post office address 4900 Shingle Mill Rd Sandpoint ID 83864
2. Source of water supply Boyer Slough which is a tributary of Lake Paul O'Neill
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 6 Township 57N Range 1W B.M. Conner County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.5 ^{0.2 TDK PER APPLICANT} for Irrigation purposes from 6/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.5, 2 ^{PER APPLICANT TDK} and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Pump & sprinklers
 - b. Height of storage dam NA 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 NA inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
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).

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
57N	1W	6			10 23														10

Total number of acres to be irrigated 10

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

None

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

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

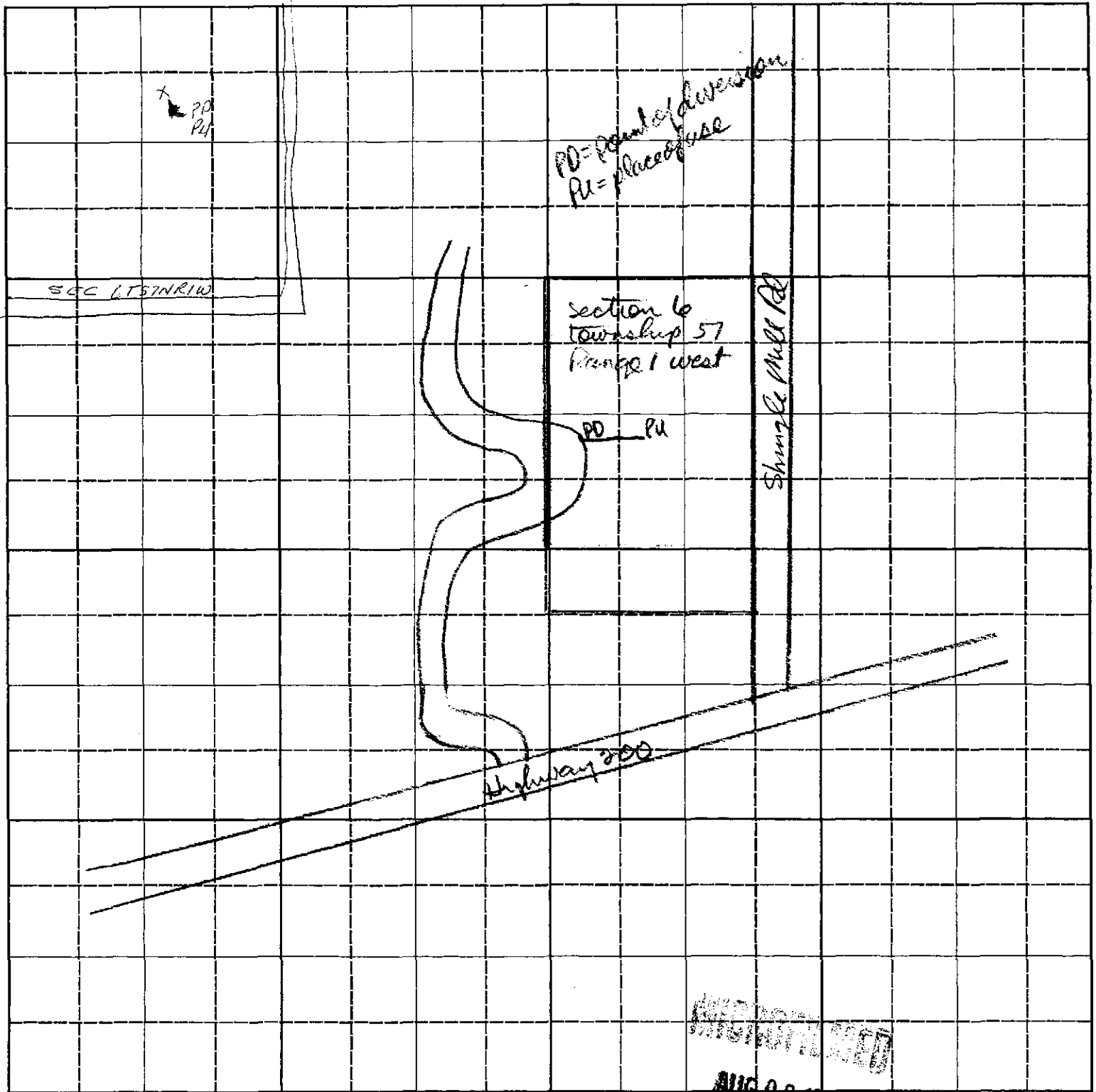
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

RECORDED

AUG 09 1991

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.

Donald L. McCormick

(Applicant)

Received by mm Date 4/8/91 Time 2:00 PM Preliminary check by TDK
Fee \$ 30.00 Receipted by mm # N 4416 Date 4/8/91
Publication prepared by mm Date 4/24/91 Published in Banner City Bee
Publication approved mm Date 6/10/91

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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AUG 09 1991

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Karel Miller being first duly sworn on oath
deposes and says that he/she is Bookkeeper

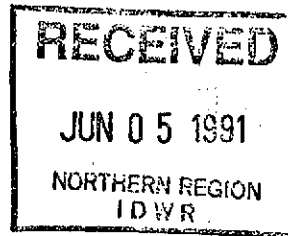
of the Bonner County Daily Bee, a newspaper printed and
published at Sandpoint, Bonner County, Idaho; that the
said newspaper has been continuously and uninterruptedly
published in said Bonner County during a period of 12
months prior to the first publication of the hereto attached
notice of publication in the case of:

Regal Notice

as it was published in the regular and entire issue of the
said paper for a period of 21 consecutive weeks,
commencing on 2 day of May, 19 91
and ending on the 9 day of May, 19 91
and that said notice was published in said newspaper.

On this 13 day of May in the year
of 91, before me, a Notary Public, personally
appeared Karel Miller,
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.

[Signature]
Notary Public for Idaho
Residing at Sandpoint
My commission expires: 10/22/93



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

96-08637
T G & Z INC.
31621 APPLEWAY RD.
PARMA, ID 83660
Source: SPRING
Tributary: CLARK FORK RIVER
Diversion Pt: NENESW Sec 28 T 55N R 03E
Use: STOCKWATER (.020 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.060 CFS)
Date Filed: 4/15/1991
In: T55N R03E S28 NESW
96-08638
MC CORMICK, DONALD L.
4900 SHINGLE MILL RD.
SANDPOINT, ID 83864
Source: BOYER SLOUGH
Tributary: PEND OREILLE LAKE
Diversion Pt: NWSWNE Sec 6 T 57N R 01W
Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 4/8/1991
In: T57N R01W S06 SWNE
10.0 ACRES TOTAL
96-08639
LAZAR, STEVEN G.
3925 PINE ST.
SANDPOINT, ID 83864
Source: UNNAMED STREAM
Tributary: CHUCK SLOUGH
Diversion Pt: NESW Sec 20 T 57N R 02W
Use: AESTHETIC (20.00 AF)
Total Diversion: (20.000 CFS)
Date Filed: 4/18/1991
In: T57N R02W S20 NESW
96-08640
BORACCI, PETER
MC CATHREN, KELLY
P.O. BOX 132
NINE MILE FALLS, WA 99026
Source: PACK RIVER
Tributary: PEND OREILLE LAKE
Diversion Pt: SESESE Sec 25 T 59N R 02W
Use: IRRIGATION (.010 CFS)
STOCKWATER (.010 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 4/10/1991
In: T59N R02W S25 SESE
1.0 ACRES TOTAL
98-07686
DIEHL, RONALD C.
DIEHL, MARIANNE
1100 W. ELMIRA RD.
SANDPOINT, ID 83864
Source: GROUNDWATER
Diversion Pt: SESENEW Sec 4 T 59N R 01W
Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 3/7/1991
In: T59N R01W S04 SENW
98-07687
DIEHL, RONALD C.
DIEHL, MARIANNE
1100 W. ELMIRA RD.
SANDPOINT, ID 83864
Source: DEEP CREEK
Tributary: KOOTENAI RIVER
Diversion Pt: SESENEW Sec 4 T 59N R 01W
Use: IRRIGATION (.200 CFS)
STOCKWATER (.200 CFS)
FIRE PROTECTION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 3/7/1991
In: T59N R01W S04 SENW NESW
16.0 ACRES TOTAL
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 20, 1991.
R. KEITH HIGGINSON,
Director
SNP #4073 May 2, 9, 1991

AUG 09 1991

073



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

September 30, 1998

DONALD L MC CORMICK
4900 SHINGLE MILL RD
SANDPOINT ID 83864

RE: Water Rights 96-08638/96-08897

Dear Mr. McCormick:

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permits referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders 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.

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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.

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.

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.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:klt

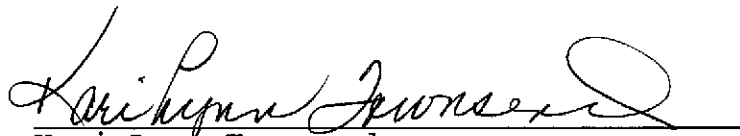
Enclosures

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of **September, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDERS (Approved Licenses)** to the person(s) listed below:

Water Rights 96-08638/96-08897

**DONALD L MC CORMICK
4900 SHINGLE MILL RD
SANDPOINT ID 83864**


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 96-08638 DATE 9/24/98 REVIEWER: SHARLA

NAME Change/OK
Address OK
SOURCE OK Does change clarify orig. intended source? If no, Void permit
POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40

W32 (multiple in 1/4)
W36 (overlap)
W59 (subd. desc) 96-08897

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

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
W27 (ppu acre limit)

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

PD & PU amend (P37) Feds - P48

RATE OF DIV
Permitted Rate 20 cfs
Fee limit .20 cfs \$50⁰⁰
Measured .32 cfs
Theoretical .39 cfs at 20' lift and 60 psi
Recommended Total Div Rate 20 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>Gas</u>	<u>20</u> cfs	<u>10/3.0</u> af	Irrig - overlap (R58-R61, R62, R65, R66-R69)
_____	_____ cfs	_____ af	supp. gw (WB7/065/079)
_____	_____ cfs	_____ af	overlap spec. combined rts (W35)
_____	_____ cfs	_____ af	<1acre (W31)
_____	_____ cfs	_____ af	(W01/WB5/070/071/075)
TOTALS	<u>.20</u> cfs	<u>30.0</u> af	Domestic (W42 or W43/025/027/R22 or R23)
			Power (077) Wtr Quality (081/R07)
			Fish (042)

Flow rate .20 cfs X 246 days X 1.98 = 97.4 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
01M GW Measurement/Measuring Device
_____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ✓ no

SRBA Claim NA

Adjust Memo
Amend letters

net on permit but on the overlapping right being licensed to same time, for consistency use it here

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 28 1998

Department of Water Resources

96-08638

Permit No.

A. GENERAL INFORMATION

1. Owner: Donald L. McCormick Phone No. (208) 263-5652

Current Address: 4900 Shingle Mill Rd. Sandpoint, ID 83864

2. Accompanied by: Donald McCormick EXAM DATE: Aug 19, 1998

Address: Same Phone No. _____

Relationship to Permit Holder: Self

3. Source: Boyer Slough tributary to Pend Oreille Lake

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NE	6	57N	1W	Bonner	USGS 7.5' Quad, Aerial Photo

2. Place(s) of Use:

Indicate Method of Determination USGS 7.5' Quad, Aerial Photo

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N																			
57N	1W	6			10														10

NOV 27 1998

See system diagram (included)

This is a full-page image of a blank sheet of graph paper. The page is covered by a uniform grid of small squares, created by thin black horizontal and vertical lines. There are no margins, text, or other markings on the paper.

✓ 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
	Baldor	10	F595	Berkley	M 2731

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

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Bucket / stop watch					5 gal.	

2. Measurements: 20 heads, 5gal in 42.34 secs.
= 141.71 gpm (.32 cfs) MICROFILMED

~~NOV 27 1998~~

E. NARRATIVE/REMARKS/COMMENTS

A 10 HP pump is being used to divert water from Boyer Slough at a maximum rate of 141.71 gals/min. (.32 cfs)

2100 ft. of 3" irrigation pipe (aluminum) is being used to access a total of 22 acres of farm land.

In addition to this application for water rights, Mr. McCormick has filed Permit # 96-08897. I have incorporated both permits in this Proof of Beneficial Use exam report.

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

MICROFILMED
NOV 27 1998

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

5 gal / 42.34 secs., operating 20 heads

20 heads x 5 gals = 100 gals.

$$\frac{100 \text{ gal}}{x} \div \frac{42.34 \text{ sec}}{60 \text{ sec}} = \frac{6000}{42.34} = \frac{42.34}{42.34} \times = 141.71 \text{ gpm}$$

$$\frac{141.71 \text{ gpm}}{448.83 \text{ gpm}} = .32 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{10}{22} \text{ acres} \times 3.0 \text{ af/acre/season} = 30.0 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .2 \text{ cfs} \times 245 \text{ days} \times 1.9835 = 97.2 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{30.0 \text{ afa}}$$

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		
Irrigation	03/15	11/15	.20	30.0
Totals:			.20 cfs	30.0 afa

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. AUTHENTICATIONField Examiner's Name David R. Regel Date Aug 20, 1998

Reviewer _____ Date _____

SEAL

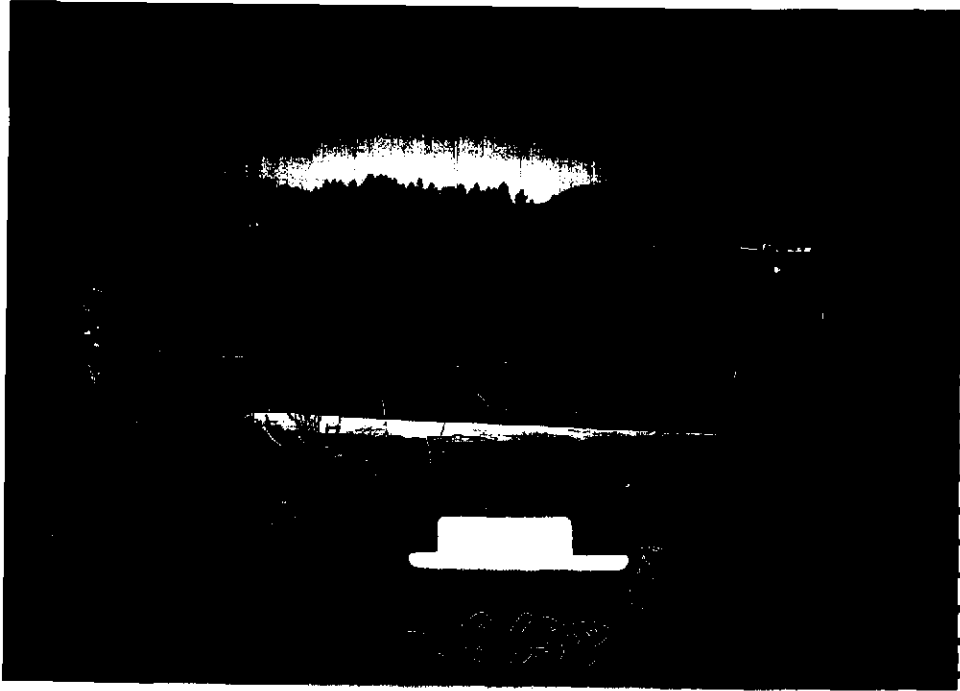
MICROFILMED

NOV 27 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

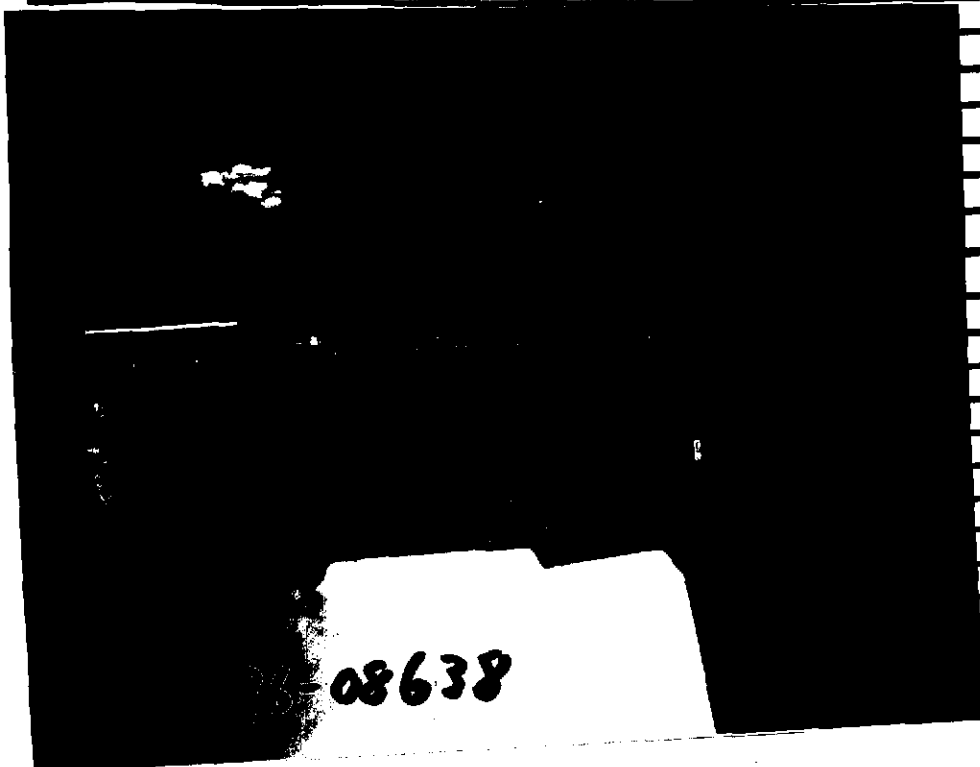
PERMIT # 96-08638

PHOTOGRAPHS



PLACE

OF



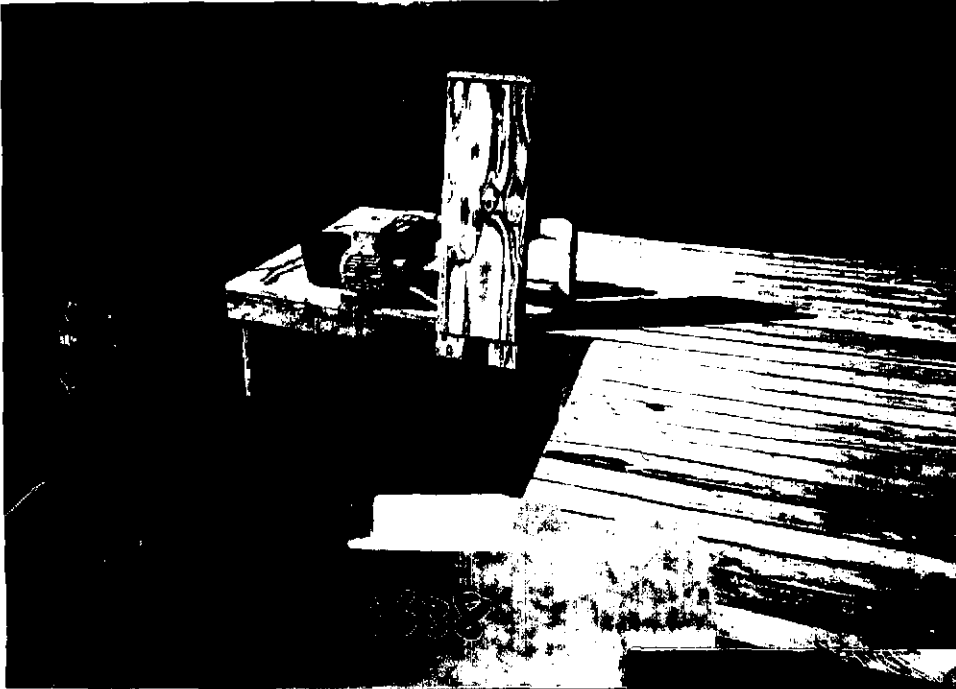
USE

96-08638

MICROFILMED
NOV 27 1998

PERMIT / 96-08638

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PERMIT



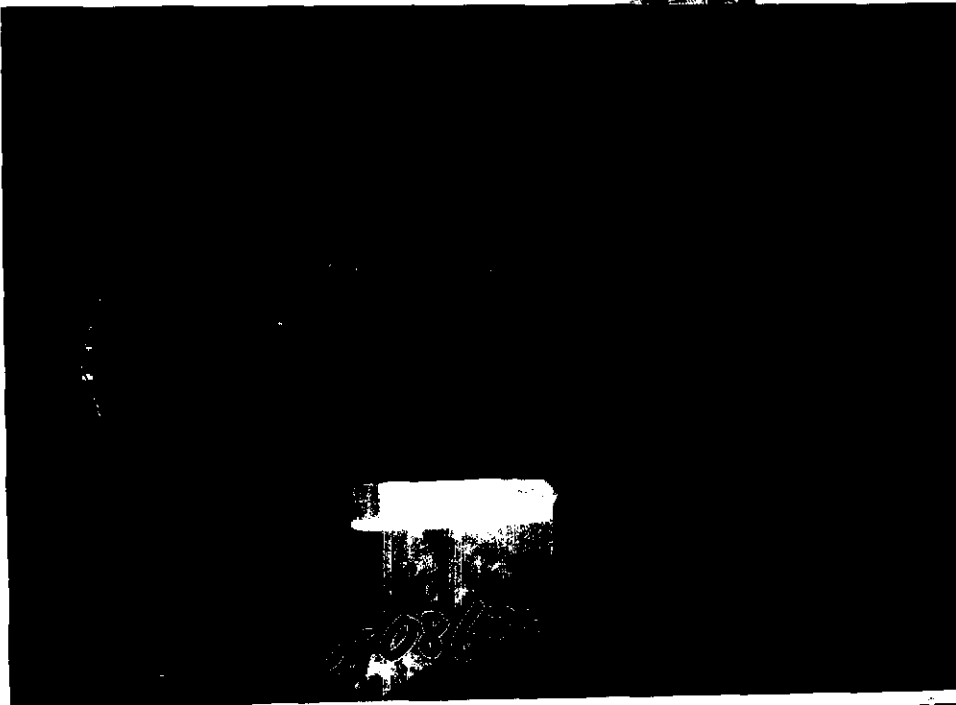
Point
of
diversion

10 Hp Pump



96-08638

Place
of
use



MICROFILMED
NOV 27 1988

System diagram

75 1/2 1829
3006 6000

900

Don McCormick

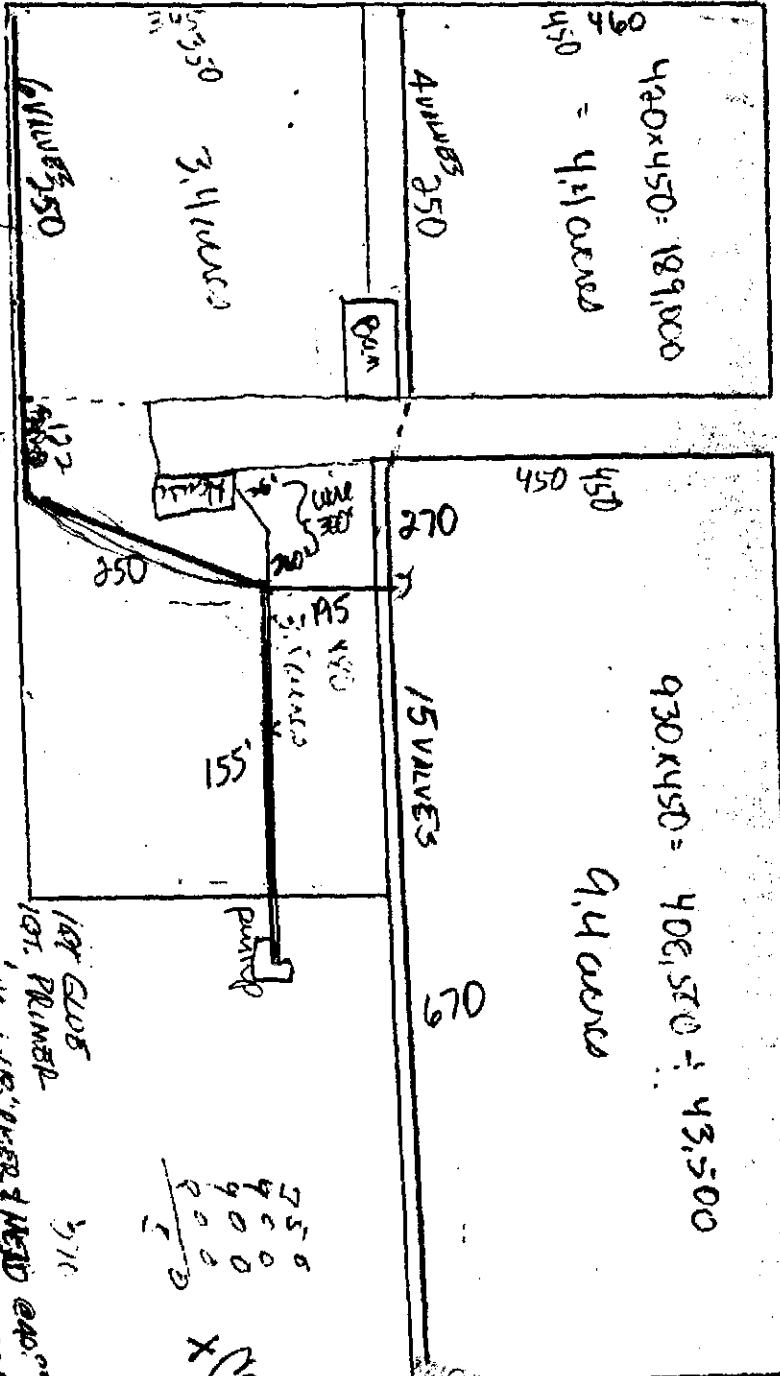
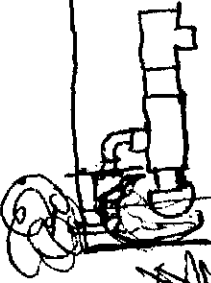
Buena

206-263-2145
208-263-5659

Home

PUMP SIZE 1 1/2 TPN BENTLEY
CONTROL PANEL: 675

300' - #4 USE PRESS BURIAL @ 219.00
300' - #1 1/2 W/END USE @ 234.50 96.00
\$6855.59



75.6
90.0
90.0
90.0
360.6

+ CONDUIT

NOV 27 1998

- 1- 20' HL. W/18\"/>

32

06-08897

05-08638

1 R1

rick

1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08638 Reviewed by AM Date 5-23-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

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

MEASURING DEVICE

yes Required?
50.00 Amount Submitted
yes Correct?
no Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority Date	_____	_____
New Priority Date	_____	_____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 5-19-95

May 23, 1995

DONALD L. MC CORMICK
4900 SHINGLE MILL RD.
SANDPOINT ID 83864

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08638

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

PROOF FILMED
MAY 31 1995

April 30, 1995

DONALD L. MC CORMICK
4900 SHINGLE MILL RD.
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08638

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 July 1, 1995.

(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.

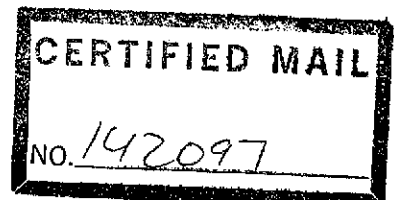
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MISSOURI

MAY 31 1995





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 8, 1993

Donald L McCormick
4900 Shingle Mill Rd
Sandpoint, ID 83864

Re: Permit No. 96-08638

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to July 1, 1995. Please note that the department has granted this extension based on due diligence. It is important that you work diligently toward the completion of this project during the construction period allowed since the department will not be able to grant additional extensions based on due diligence.

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

RECEIVED

JUL 07 1993

**ANALYSIS SHEET
FOR
EXTENSION OF TIME**

Permit No. 96-08638 Reviewed by Klg Date 6/7/93

BASIC INFORMATION

yes Date stamp received
yes Extension received timely
yes Fee received and receipted
yes Name and signature same as permit
no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?
Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____
Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN

*Recommend approval Based on due diligence
Extend to 7/1/95*

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address _____
Change Proof Due Date 6/9/93 Klg
Change Priority Date _____

April 30, 1993

DONALD L. MC CORMICK
4900 SHINGLE MILL RD.
SANDPOINT ID 83864

PROOF DUE NOTICE

RE: PERMIT NO. 96-08638

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 July 1, 1993. (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.

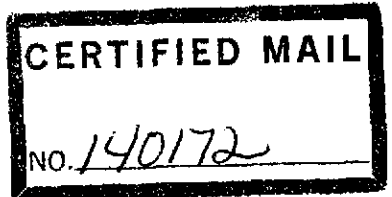
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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

Karen L. Gustafson
Secretary/Records Manager

Enclosures



RECEIVED

JUL 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

July 18, 1991

DONALD L. MC CORMICK
4900 SHINGLE MILL RD.
SANDPOINT, ID 83864

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 96-08638

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosures

RECEIVED
AUG 09 1991

APPLICATION FOR PERMIT REVIEW

Application #: 96-8438
Date: 7-9-91

Reviewer: Pam Skaggs *CS*

Existing:

☒ No - 26A-P17
Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

Groundwater:

GT. 0.2 cfs - 01G-P03, 01C-P03(existing well)

LT. 0.2 cfs - N/A

Drilling Permit:

Approved w/permit - P99

Not included - 046-P23(All GW, even existing wells)

Location:

Water Districts - WD No.

Surface water - 005, 005-01H-P01(LT.2 w/pump)
005-01J-P08(GT.2)

Groundwater - P05

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 - 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(Spec.),
044(Policy 5G)

Power - Use Power Review

Mining - 06A or 010, 09E-P10 & 054(req.)

Storage - 18A-for multiple measuring devices(In WD),
18B-P09(Size)

Rec. & Aesthetic - 027(Non-Consumptive)

Domestic - 021(restricted areas)

Ownership:

Non land owner - 004

Protested:

Agreement - 020

☒ Beneficial Use Due Date: - 07-01-1993
Other Conditions Recommended

AUG 09 1991

No. a
4/87-4/91n

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: TDK DATE 4-8-91 APPLICATION NUMBER: 96-8638

APPLICANT: McCORMICK

REQUIRED INFORMATION

- (1). ☒ Name and Address:
(2). ☒ Source:
(3). ☒ Point of diversion including county:
(4). ☒ Quantity: ☒ Nature of proposed use: ☒ Period of use
(5). ☒ Total Quantity:
(6). ☒ Description of diverting works:
(7). ☒ Time required for beneficial use of water:
(8). ☒ Proposed uses:
(9). ☒ Place of use or acres irrigated:
(10). ☒ Other Water Rights:
(11). ☒ Ownership
(13). ☒ Map:
☒ Signature: ☒ Acknowledgment Letter
☒ Fee: (Amount, receipt number and date recorded on application)
☒ Overlap Review: Attachments? (Y) (N) Remarks: (Y) (N)

ADDITIONAL INFORMATION

- Yes No
☒ Field check: Checked by: Field report attached
☒ Critical ground water area:
☒ Groundwater management area:
☒ Send dam safety information:
☒ send letter for additional fish information:
☒ Send letter for additional power information:
☒ Diversion greater than 5 cfs of 500 af: Supplemental Analysis Sheet Attached
☒ Well drilling permit required:

Processing

- Yes No
☒ In form for advertising: Proposed priority date 4/8/91
☒ Statewide advertising: (10.00 cfs of more, 1,000 afa or more.)

Send Copies to

- | Yes | No | Yes | No |
|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |
| ☒ | ☐ | ☒ | ☐ |

- | Yes | No |
|-------------------------------------|--------------------------|
| ☒ | ☐ |
| ☒ | ☐ |
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| ☒ | ☐ |
| ☒ | ☐ |

RECEIVED
JUN 25 1991

Department of Water Resources.

Application Number

96-8638

FINAL REGIONAL PROCESSING REVIEW

YES/ NO

✓ Additional information received:

☒ Notice of pending void order issued: Final date of order response. _____

Comments added

 ☒ Maps Copied

✓ Affidavit of publication received:

✓ Application published correctly: If not, record action taken.

✓ Publication dates and paper recorded on application:

✓ Protests received, Final date for protest 5/20/91

Recommendations attached:

Measuring device required:

✓ Measuring port required:

 ☒ Water delivered by water master? District #

Special conditions of approval or cover letter: (see additional info. below)

Approval Recommended by: TDK *[Signature]* Date 6/20/91

STATE OFFICE REVIEW

See remarks for additional information. By _____ Date _____

REMARKS

96-08638

MC CORMICK, DONALD L.
4900 SHINGLE MILL RD.
SANDPOINT, ID 83864

Source: BOYER SLOUGH

Tributary: PEND OREILLE LAKE

Diversion Pt: NWSWNE Sec 6 T 57N R 01W

Use: IRRIGATION (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 4/ 8/ 1991

In: T57N R01W S06 SWNE

10.0 ACRES TOTAL

RECORDED

AUG 09 1991.

April 26, 1991

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 96-8638

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enclosure

REC-103

AUG 09 1991



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

A P P R O P R I A T I O N A P P L I C A T I O N A C K N O W L E D G E M E N T

Re: Water Appropriation Application # 96-8638

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, as well as the required appropriation filing fee, for which your Receipt is enclosed. 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.

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 the application is not protested it will be forwarded to Boise to be considered for approval by the Director. You will be notified by mail of the Directors decision.

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,

Tom D. King
Sr. Water Resource Agent

Enc: Receipt

RECEIVED

AUG 09 1996