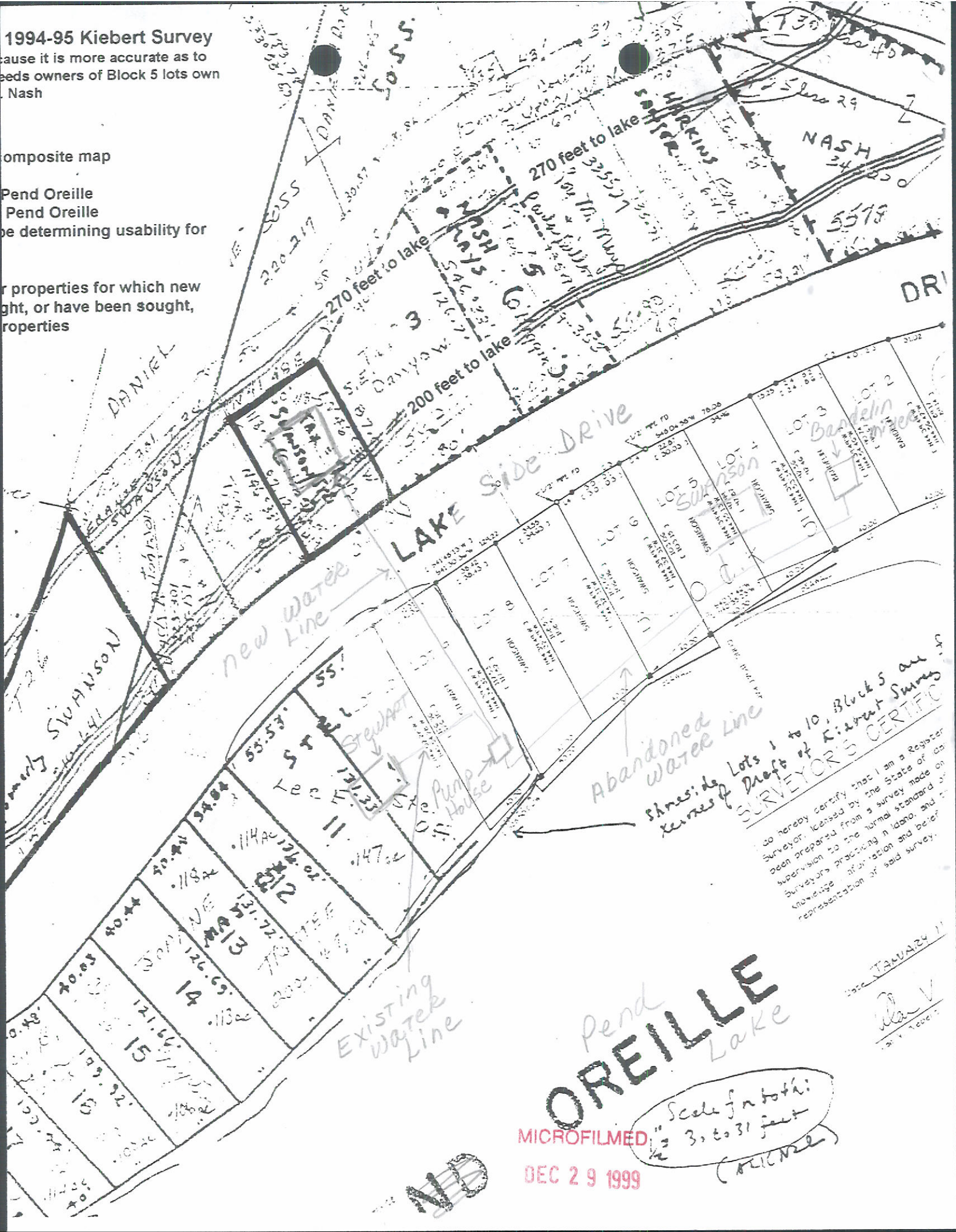


1994-95 Kiebert Survey
cause it is more accurate as to
lands owners of Block 5 lots own
Nash

Composite map

Pend Oreille
Pend Oreille
be determining usability for

r properties for which new
ght, or have been sought,
properties



I do hereby certify that I am a Registered
Surveyor, licensed by the State of
been prepared from a survey made on
supervision to the normal standard of
knowledge information and belief
representation of said survey.

SURVEYOR'S CERTIFICATE

Pend
OREILLE
Lake

Scale for both:
1/2 inch = 30 to 31 feet
(microns)

MICROFILMED
DEC 29 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II

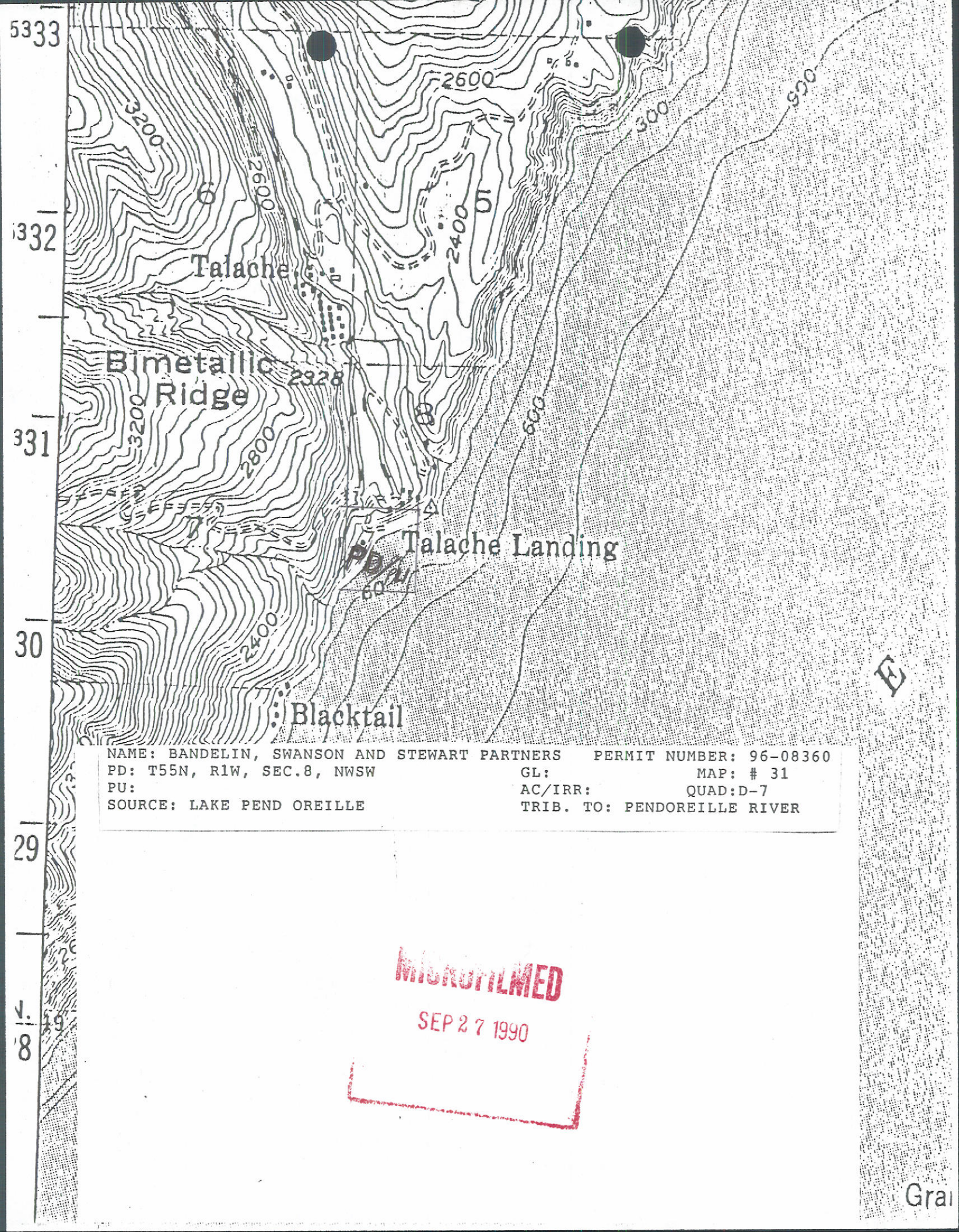
Permit # _____

S



MICROFILMED

SEP 27 1990



NAME: BANDELIN, SWANSON AND STEWART PARTNERS PERMIT NUMBER: 96-08360
PD: T55N, R1W, SEC.8, NSW GL: MAP: # 31
PU: AC/IRR: QUAD:D-7
SOURCE: LAKE PEND OREILLE TRIB. TO: PENDOREILLE RIVER

MICROFILMED

SEP 27 1990

Grail

RECEIVED

DEC 3 1999

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 96-8350 (Joint Bandelin Swanson
Adjudication Claim No(s): 96-8350 STEWART Permit)
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: Barbara Miller (Bandelin)
Box 1186 Sagle Id 83860
4. New Owner/Claimant(s): Tammara + David Bruno
Name Connector (Check one): ☒ and, ☐ or, ☒ and/or
New Mailing Address: 4915 E 8th
City, State and ZIP Code: SPOKANE WA 99212
New Telephone Number: (509) 5350455
5. Date you acquired the property: NOV. 19 1999 (Bruno)
MARCH 1994 (STEWART)
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres you irrigate Number and type of stock
Diversion rate in CFS .04 Number of homes 1 Other uses Domestic
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): Tammara Bruno
Myra Stewart Lee Stewart
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
MICROFILMED
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..
DEC 29 1999

* STEWARTS are retaining this water right ownership, and use same. Swanson installed private system + abandoned this one a year ago. Bandelin (Miller) Quit claimed ownership to STEWARTS (had own system also)

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

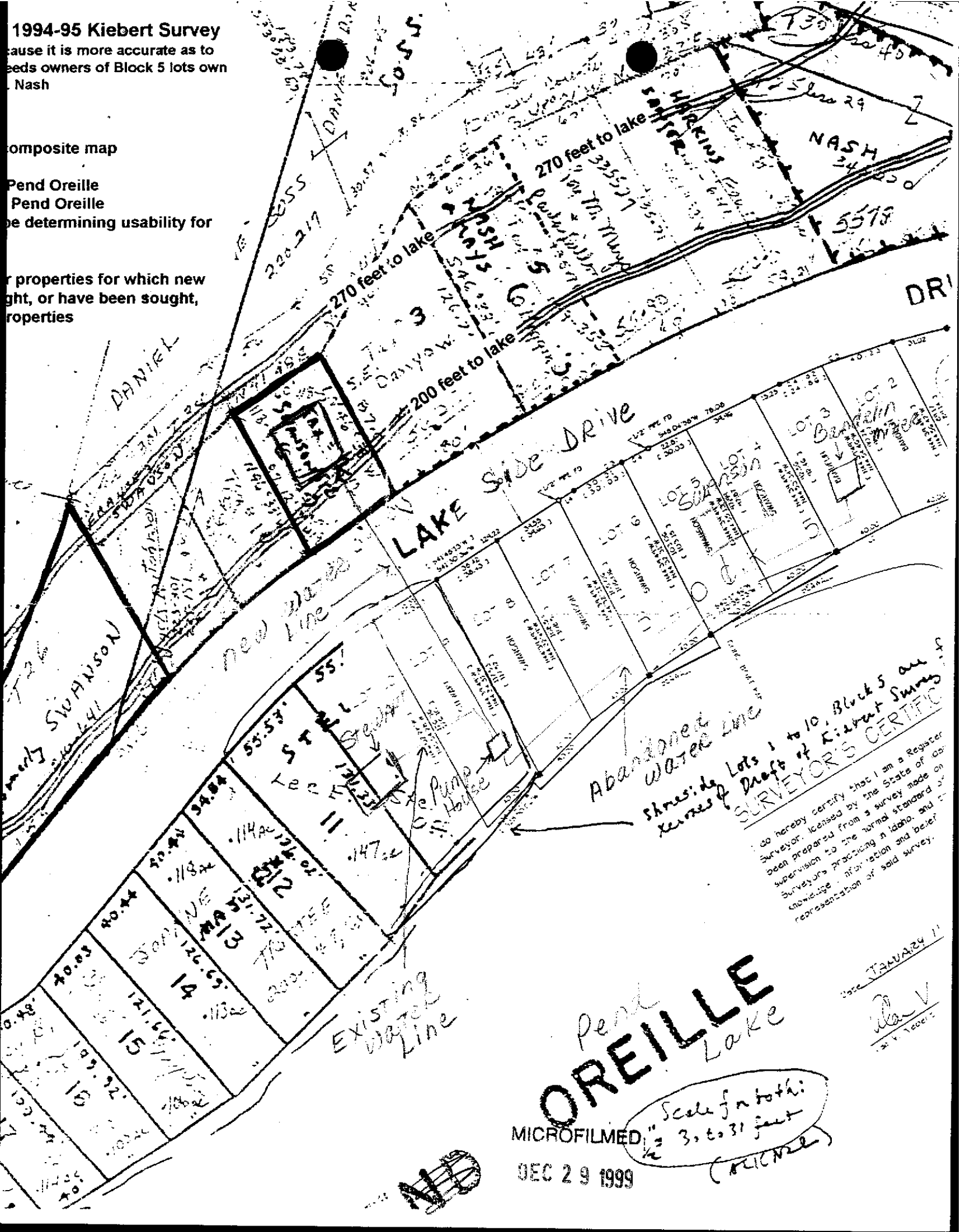
1994-95 Kiebert Survey

cause it is more accurate as to
lands owners of Block 5 lots own
Nash

Composite map

Pend Oreille
Pend Oreille
be determining usability for

r properties for which new
ght, or have been sought,
properties



I do hereby certify that I am a Registered Surveyor, licensed by the State of Idaho, and that the foregoing map has been prepared from a survey made on my supervision to the normal standard of surveying practice in Idaho, and that the knowledge, information and belief of me is that the same is a true and correct representation of said survey.

Pend
OREILLE
Lake

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DEC 29 1999

Scale from 1" to 31 feet
(microns)

Date JANUARY 11
Pend OREILLE

QUIT CLAIM DEED

GRANTORS:

OWNERS OF THE DOMINANT ESTATE
MARY FRANCIS MCINTIRE and DENNIS MCINTIRE,
 Husband and wife,
BARBARA MILLER, F.K.A. BARBARA BANDELIN, dealing
 With her sole and separate property
 C/O P.O. Box 186
 Sagle, Idaho 83860

DOMINANT ESTATE, described as Lot 3A, Block 5
 according to the replat of record at page 128 of Book 5
 of Plats, records of Bonner County, Idaho which is a
 replat of lots 2 and 3 and a portion of Lot 1, Block 5,
 Talache Village Subdivision, the original plat being
 recorded at page 78 in Book 2 of Plats, records of
 Bonner County, Idaho.

GRANTEES:

OWNERS OF THE SERVIENT ESTATE
LEE STEWART and MYLOA STEWART
 Husband and Wife,
 4905 East Eighth Street
 Spokane, Washington 99212-0296

SERVIENT ESTATE, described as Lot 9, Block 5,
 Talache Village subdivision according to the plat
 thereof, recorded at page 78 of book 5 of Plats in the
 records of Bonner County, Idaho.

WHEREAS, the aforesaid Lot 9, Block 5, is presently owned by the Grantees and there is situated thereon a well house and water pumping and distribution system that was developed as a community system to, in part, serve the Grantors home situated on the now designated Lot 3A.

WHEREAS, the Grantors have established their own water source and system for Lot 3A, and have no further need or desire to use or to participate in the maintenance of the system on the aforesaid Lot 9 and are desirous of conveying their interest therein to the Grantees, their heirs and assigns.

GRANTORS do therefore hereby convey, release, remise, and forever quitclaim unto the Grantees all of their right, title and interest in and to the aforesaid Lot 9, including the pump house, water system and all of its parts situated thereon, and the right to any benefits from said water system.

MICROFILMED

DEC 29 1999

FILED BY
Barbara Miller
 1999 JUL 27 P 4:50

MAKIE SCOTT
 JUNIOR COUNTY RECORDER
MS DEPUTY

DATED this 12 day of July, 1999.

GRANTORS

Mary Francis McIntire
MARY FRANCIS MCINTIRE

Dennis McIntire
DENNIS MCINTIRE

Barbara Miller
BARBARA MILLER, fka BARBARA
BANDELIN

GRANTEES hereby acknowledge acceptance of the foregoing conveyance, and do hereby fully release the Grantors from any further liability by reason of the water system and its various components referred to therein.

GRANTEES

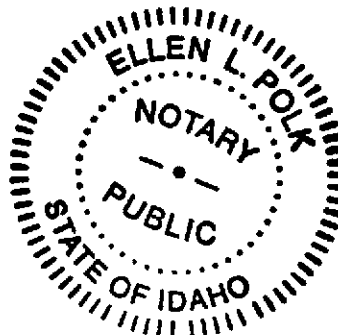
Lee Stewart
LEE STEWART

Myloa Stewart
MYLOA STEWART

STATE OF IDAHO)
) SS
COUNTY OF BONNER)

On this 12th day of July, 1999, before me a Notary Public in and for said State personally appeared MARY FRANCIS MCINTIRE, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she signed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and date first above written.



Ellen L. Polt
Notary Public - State of Idaho

Residing at Sandpoint, ID
My Commission expires: 7/1/2004

MICROFILMED

DEC 29 1999

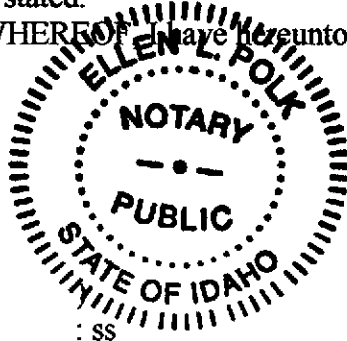
Featherston Law Firm
Daniel P. Featherston
Brent C. Featherston
Attorneys at Law
113 S. Second Ave.
Sandpoint, Idaho 83864
(208) 263-6866
Fax (208) 263-0400

*Licensed in
Idaho & Washington

STATE OF IDAHO)
) : SS
 COUNTY OF BONNER)

On this 13th day of July, 1999, before me a Notary Public in and for said State personally appeared DENNIS MCINTIRE, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he signed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and date first above written.

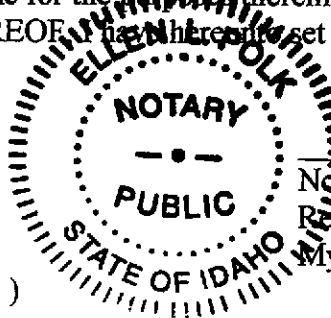


Ellen L. Polk
 Notary Public - State of Idaho
 Residing at Sandpoint, ID
 My Commission expires: 7/1/2004

STATE OF IDAHO)
) : SS
 COUNTY OF BONNER)

On this 12th day of July, 1999, before me a Notary Public in and for said State personally appeared BARBARA MILLER, fka BARBARA BANDELIN, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she signed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and date first above written.

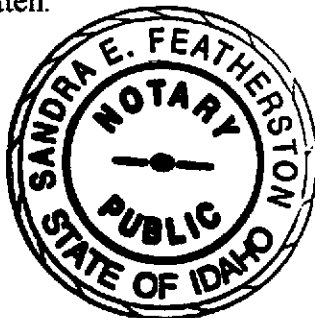


Ellen L. Polk
 Notary Public - State of Idaho
 Residing at Sandpoint, ID
 My Commission expires: 7/1/2004

STATE OF WASHINGTON)
) : SS
 COUNTY OF SPOKANE)

On this 7th day of July, 1999, before me a Notary Public in and for said State personally appeared LEE STEWART and MYLOA STEWART Husband and wife, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he signed the same for the purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and date first above written.



Sandra E. Featherston
 Notary Public - State of Washington
 Residing at Sandpoint
 My Commission expires: 10-26-2000

MICROFILMED

DEC 29 1999

For Value Received, Lee and Myloa Stewart, husband and wife, of Spokane Washington, do hereby convey, release, and remise forever quitclaim unto David and Tammara Bruno, husband and wife, of Spokane Washington, the following described premises, to wit:

That part of Government Lot 2, Section 8, Township 55 North, Range 1 West, Boise, Meridian, described as follows:

Beginning at the Northwesterly most corner of Lot 9, Block 5, Talache Village Plat;

THENCE North 48 12' West 50.0 feet to the Northerly right of way line of Lakeside Drive in said Talache Village Plat, which point is the true point of beginning;

THENCE Southwesterly along said right of way line on a curve to the left whose radius is 399.54 feet, a distance of 10.69 feet;

THENCE North 46 33' West 87.12 feet;

THENCE North 41 48' East 60.0 feet;

THENCE South 46 33' West 87.00 feet to a point on the Northerly right of way line of said Lakeside Drive;

THENCE South 41 48' West along said right of way line 49.31 feet to the true point of beginning, all in Section 8, Township 55 North, Range 1 West, Boise Meridian.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances EXCEPT current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrent and defend the same from all lawful claims whatsoever.

DATED this 19 day of Nov 1999.

MICROFILMED

DEC 29 1999

Lee Stewart

Myloa Stewart

*original
Notarized
Signed & Recorded
Banner
County*

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08360

Priority: August 8, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

3.6 AF

This is to certify, that BANDELIN SWANSON & STEWART

TALACHE BEACH

P.O. BOX 104

SAGLE, ID 83860

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 8, 1983; and has submitted Proof of Beneficial Use on October 13, 1988. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

PEND OREILLE LAKE

tributary to PEND OREILLE RIVER

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>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 2(NWSW), Sec. 8, Township 55N, Range 01W
BONNER County

PLACE OF USE: DOMESTIC

TWN RGE SEC

55N 01W 8 LOT 2(NWSW)

CONDITIONS/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 which 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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 3 homes.

MICROFILMED

SEP 27 1990

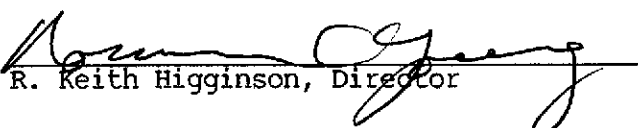
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 96-08360

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 17th
day of AUGUST, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 21 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Bandelin, Swanson & Stewart Partner Phone 263-7451
Post office address P.O. Box 104, Sagle, Idaho 83860
2. Source of water supply Lake Pend Oreille which is a tributary of Pend Oreille River *kw 11/1/1983
3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 55N
Range 1W B.M. Bonner County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .04 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

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:

a. .04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 1 Horse Pump - 1 1/2 Pipe

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage 12/31 to 12/31 inclusive.
(Month/Day) (Month/Day)

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

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 - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: Per telephone conversation with Ms. Swanson 8-8-83

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 8 Township 55N
Range 1W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 3.

(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated _____

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

9. a. Who owns the property at the point of diversion Bandelin, Swanson & Stewart

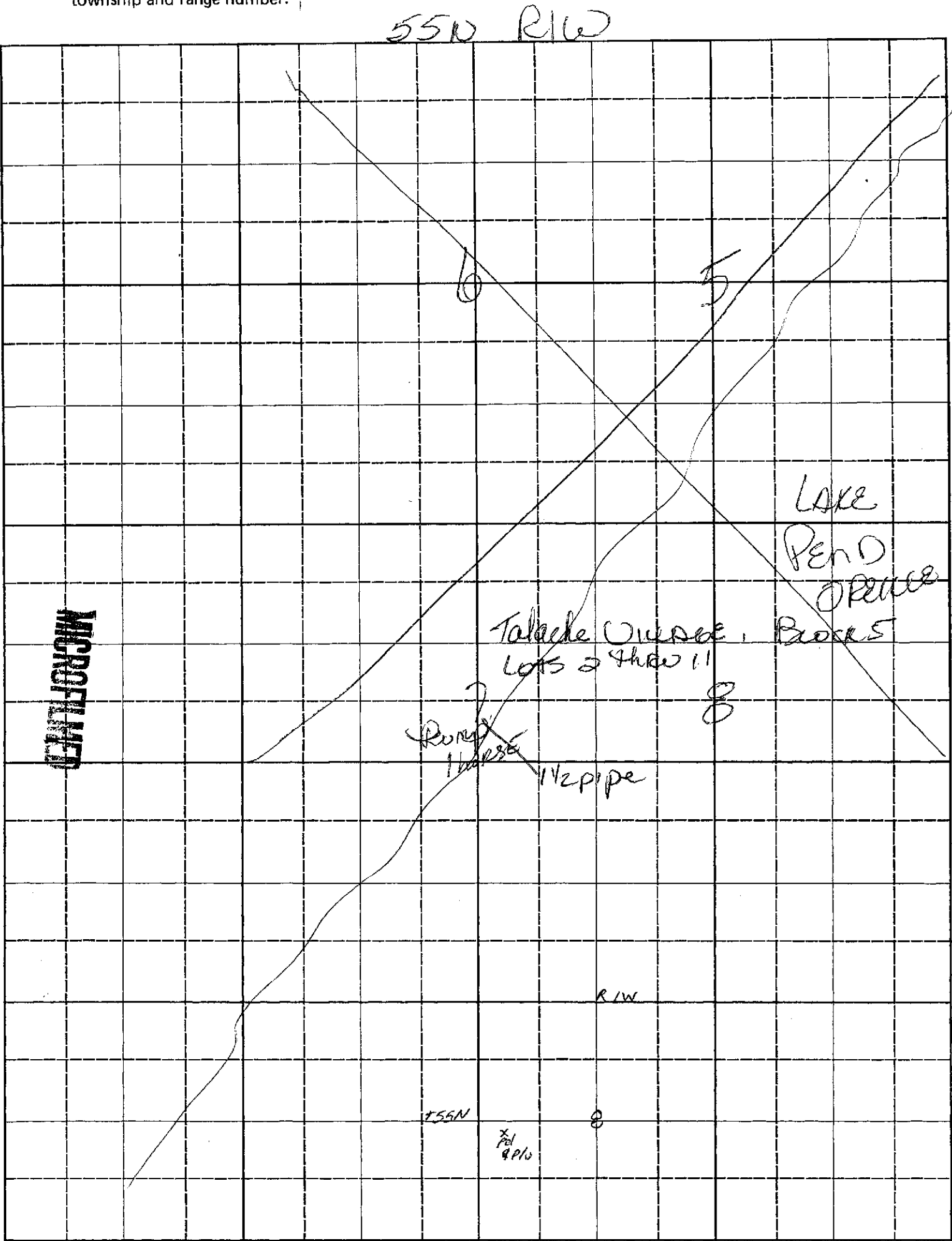
b. Who owns the land to be irrigated or place of use

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

10. Remarks

9. MICROFILMED

11. 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.

Frances L. Swanson
(Applicant)

Proposed Priority 8/8/83

Received by JB Date 8/8/83 Time 8/8/83
Preliminary check by JB Fee \$ 30.00
Receipted by JB Date 8/8/83 (31283)
Publication prepared by JB Date 8/24/83
Published in Sanjour Bee
Publication dates 8/31 & 9/7/83
Publication approved R Date 10/6/83
Protests filed by: none

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JB KW

RECORDED

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. 96-8360, and said application is hereby APPROVED.

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 November 1, 19 88.
- 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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 4 day of November, 1983.

Dana R. Tutthill
ACTING Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspaper printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have 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 _____

Legal notice

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 31 day of 8, 1983 and ending on the 7 day of 9, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 7 day of 9, 1983.

Robert M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

SEP 12 1983

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION FOR WATER RIGHT

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

96-8357

MONTZ, JAMES
RT. 1 BOX 451G, SANDPOINT, ID 83864

Source: FLUME CREEK trib. to RAPID LIGHTNING CREEK

Date Filed: 07/01/1983

Diversion Pt: SWNW Sec 14 T58N R 01E

Use: IRRIGATION (0.05 CFS)

POWER (0.66 CFS)

DOMESTIC (0.02 CFS)

In: SWNW Sec 14 T 58N R 01E FOR 10 ACRES

96-8358

J & R CORPORATION
P.O. BOX 275, COCOLALLA, ID 83813

Source: GROUNDWATER

Date Filed: 08/05/1983

Diversion Pt: LOT 02 Sec 07 T55N R 02W

Use: DOMESTIC (0.15 CFS)

In: LOT 01 LOT 02 Sec 07 T 55N R 02W

96-8359

CHATBURN, SYLVIA
RT. 1 BOX 420, SAGLE, ID 83860

Source: SPRING trib. to SINKS
UNNAMED STREAM trib. to SINKS

Date Filed: 08/04/1983

Diversion Pt: SWSW Sec 27 T56N R 02W

Use: STOCK WATER STORAGE (1.0 AF)

In: SWSW Sec 27 T 56N R 02W

96-8360

BANDELIN, SWANSON & STEWART

PARTNERSHIP, P.O. BOX 104, SAGLE, ID 83860

Source: PEND OREILLE LAKE trib. to PEND OREILLE RIVER

Date Filed: 08/08/1983

Diversion Pt: NWSW Sec 08 T55N R 01W

Use: DOMESTIC (0.04 CFS)

In: NWSW Sec 08 T 55N R 01W

96-8361

O'DONNELL, WILLIAM J.
P.O. BOX 36, DOVER, ID 83825

Source: UNNAMED STREAM trib. to PEND OREILLE RIVER

Date Filed: 08/09/1983

Diversion Pt: NWNE Sec 31 T57N R 02W

Use: IRRIGATION (0.02 CFS)

In: NWNE Sec 31 T 57N R 02W SWSE Sec 30 T 57N R 02W FOR 2 ACRES

96-8362

PETTY, WILLIAM B.
1375 BOTTLE BAY RD., SANDPOINT, ID 83864

Source: SPRING CREEK trib. to SINKS

Date Filed: 08/09/1983

Diversion Pt: LOT 02 Sec 04 T56N R 01W

Use: FIRE PROTECTION (0.03 CFS)

In: LOT 02 Sec 04 T 56N R 01W

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before SEPTEMBER 19, 1983.

KENDUNN, Dir.

Published 8/31 & 9/7/83.

RECEIVED



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

December 16, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TAMMARA BRUNO
DAVID BRUNO
4915 E 8TH
SPOKANE WA 99212

RE: Water Right 96-08360

Dear Mr. & Mrs. Bruno:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to include you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

for Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

MICROFILMED

DEC 29 1999

August 17, 1990

BANDELIN SWANSON & STEWART
TALACHE BEACH
P.O. BOX 104
SAGLE, ID 83860

RE: PERMIT NO. 96-08360

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 27 1990

SENIOR AGENT REVIEW

RECEIVED
JUN 27 1990

Check List
for
Beneficial Use Field Report

Department of Water Resources

Permit 96-08360

☒ **A. GENERAL INFORMATION**

- ☒ 1. Name and address are most current available. (Check BU statement)
☒ 2. Exam Date
☒ 3. Source (Check Permit)

☒ **B. OVERLAP REVIEW**

- ☒ 1. & 2. (Rule 5,1,4)

☒ **C. SYSTEM DESCRIPTION**

- ☒ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4) *C. 2.*
☒ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
☒ 3. Word Picture (Rule 5,1,3 / 5,1,4)
☒ 4. Diversion (Rule 5,1,3)
☒ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
☒ 6. Irrigation (Rule 5,1,8) Method of determination

☒ **D. FLOW MEASUREMENTS** Check math (Rule 5,1,13 / 5,1,14)

☒ **E. FLOW CALCULATIONS** Check math (Rule 5,1,13 / 5,1,14)

☒ **F. OPTIONAL**

☒ **G. VOLUME CALCULATIONS**

- Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

☒ **H. REMARKS AND OVERLAP ANALYSES**

- All actual uses listed (Rule 5,1,2):
All unused, permitted uses listed (Rule 5,1,2):
Overlaps (Rule 5,1,4):
Return flows (Rule 5,1,5):
Conditions (Rule 5,1,6).

☒ **I. RECOMMENDATIONS**

- ☒ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
☒ 2. Compare permit to exam for amendments (Rule 5,1,16)

☒ **J. AUTHENTICATION**

Name, Signature, Certification Date, Exam Date.

☒ **WELL INSPECTION REPORT**

Check with permit and well log for discrepancies

Signature

[Handwritten Signature]

Date

3/26/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT II

S

96-08360

96-08360

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SEP 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 1990

Department of Water Resources

A. GENERAL INFORMATION

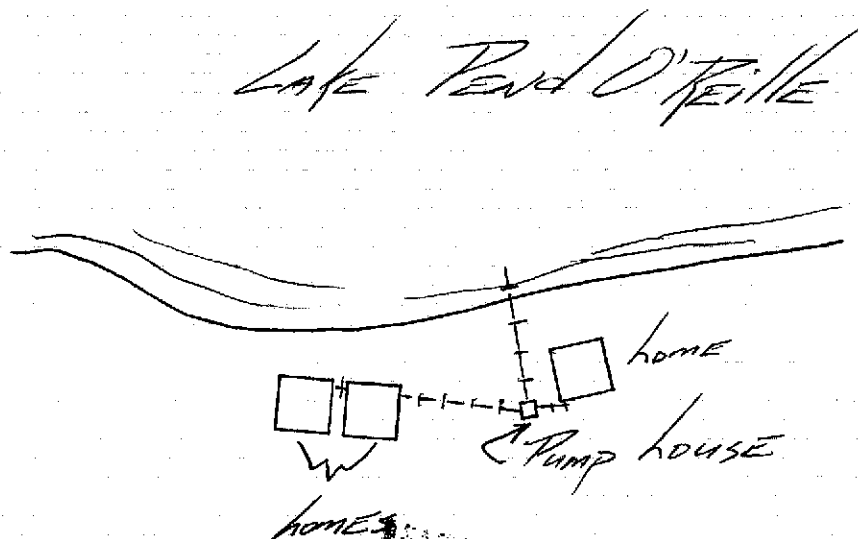
1. Owner: Bandelin Swanson and Stewart Permit No. 96-08360
Current Address: Box 104 Tulahe Beach Eagle Id. 83860 Phone No. 263 7451
2. Accompanied by: NONE EXAM. DATE: 8/7/89
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: PENDOREILLE LAKE tributary to PENDOREILLE RIVER

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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Scale: 1" = NTS

2. ☐ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Submersible pump with 1 hp and holding tank. Three homes on one system, 1/2 in. buried pipe to each home.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
<i>Submersible</i>		<i>1</i>			

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	<i>2</i>	<i>NE 1/4</i>	<i>5</i>			<i>55N</i>	<i>1W</i>	<i>Bonner</i>	<i>Map</i>
					<i>NW 5W TDR</i>				

6. **Place(s) of Use:**

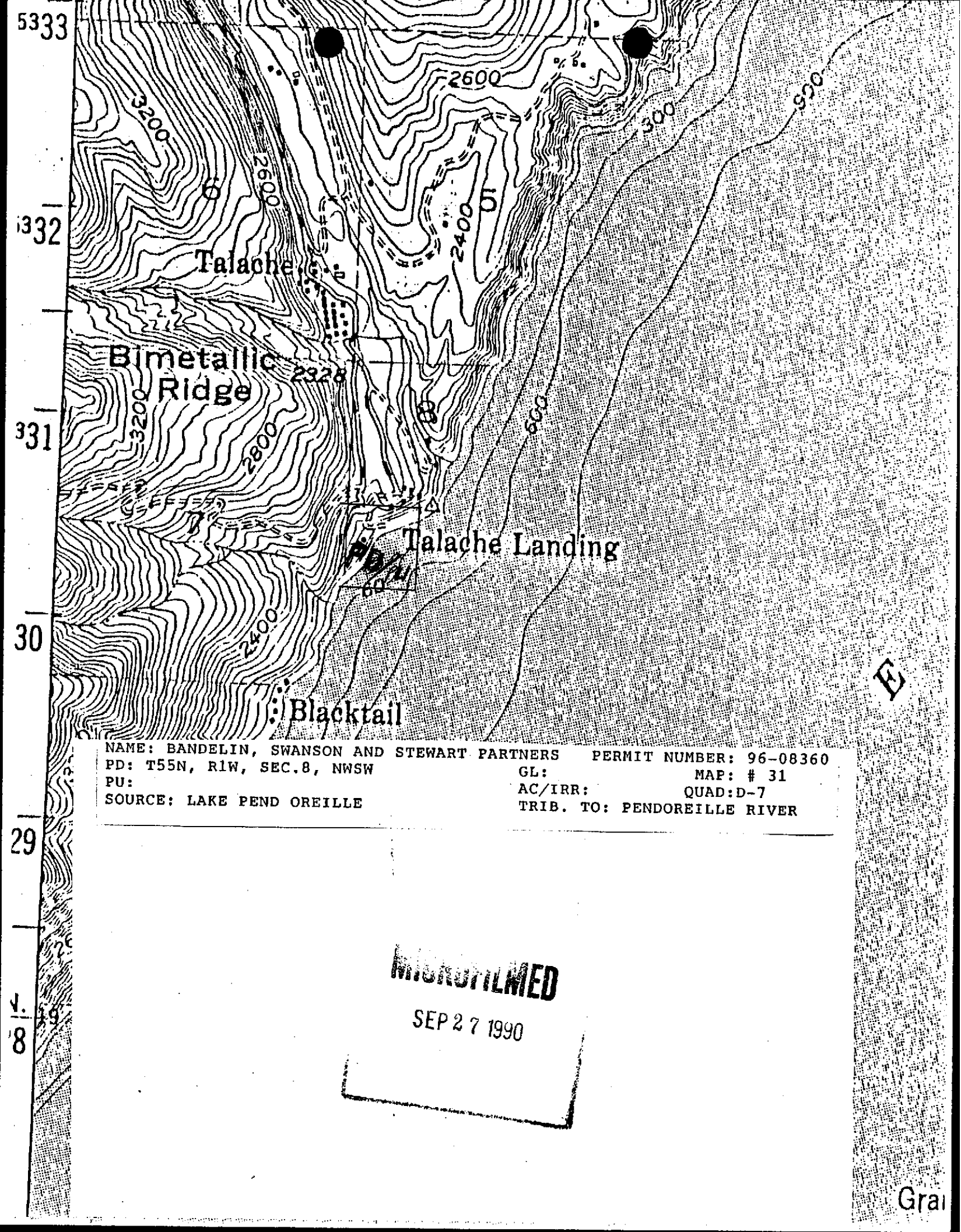
Indicate Method of Determination *Map*

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<i>55N</i>	<i>1W</i>	<i>8</i>										<i>Δ</i>							

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SEP 27 1990

Do not use this space



NAME: BANDELIN, SWANSON AND STEWART PARTNERS PERMIT NUMBER: 96-08360
PD: T55N, R1W, SEC.8, NWSW GL: MAP: # 31
PU: AC/IRR: QUAD:D-7
SOURCE: LAKE PEND OREILLE TRIB. TO: PENDOREILLE RIVER

MICROFILMED

SEP 27 1990

Grail

T55N B
R 1W

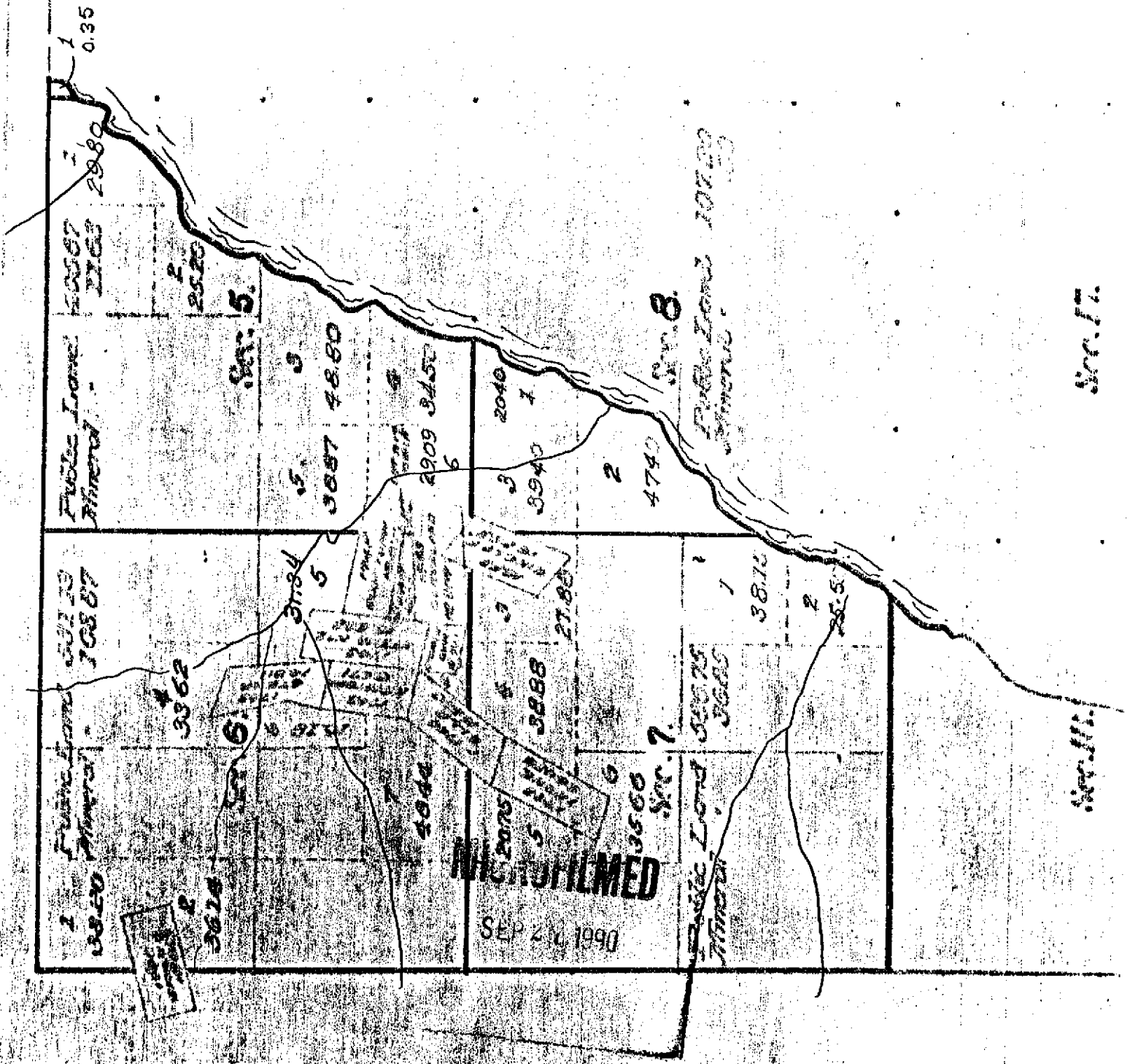
Sec. 4.

Sec. 5.

Sec. 6.

Sec. 7.

Sec. 11.



Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

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

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

2. Volume Calculations for Other Uses:

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SEP 27 1990

1.2 AF PER HOME @ THREE HOMES = 3.6 AF

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Domestic</i>	<i>1-1</i>	<i>12-31</i>	<i>.04</i>	<i>7.2</i>
Totals:			<i>.04</i>	<i>7.2</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

J. AUTHENTICATION

Field Examiner's Name Charlotte Harmon
Signature Charlotte Harmon
Certification Date 2/17/89
Field Report Preparation Date Aug 7 1989



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

SEP 27 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 96-8360

Name(s) of Permit Holder(s): Bandelin, Swanson & Stewart

Post Office Address: P.O. Box 104

Sagle, Idaho 83860

File No. 263-7451

☒ I hereby certify that construction of diversion works for the above referenced permit began on June 1976 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

Completed

*Note: A financing difficulty is not an acceptable reason.

12/31/83
Date

Frances L. Swanson
Signature of Permit Holder

Bandelin Stewart & Swanson
P.O. Box 104
Sagle, Idaho 83860



RECEIVED

JAN 13 1984

MICROFILMED

SEP 27 1990



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

November 4, 1988

Bandelin, Swanson & Stewart Partners
P.O. Box 104 Talache Beach
Sagle, Id. 83860

Re: 96-8360

Dear Permitholder:

We acknowledge receipt of your statement of completion of water development use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

MICROFILMED

JAN 11 1989



1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 96-8360

Date: 10/19/88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A Priority Calculation:
Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

03/86

RECEIVED

OCT 13 1988

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by JS

Sent to region _____

No # enc.
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 96-8360Name(s) of Permit Holder: Bandelin, Swanson & Stewart PartnersPost Office Address: P.O. Box 104 - Talache Beach, Eagle, Idaho 83860Telephone No. 263-7451Source of Water: Lake Lind O' Beille

Extent of Use:

Domestic ☒ 3 (number of households) Stockwater (number and type of stock)Irrigation (acres) Other/Remark Total rate and/or volume for which proof is submitted 0.04 cfs acre-feetShow the date water was first diverted and beneficially used under this permit: 10/6/83Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ NoFee enclosed \$ None
(See License Examination Fee Schedule)Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Frances L. Swanson
(Name)263-7451
(Telephone Number)P.O. Box 104 - Talache Beach, Eagle, Idaho 83860
(Address)

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.

JAN 11 1989

October 10, 1988
Date

Frances L. Swanson, for Bandelin, Swanson & Stewart Partners
Signature of Permit Holder (and title, if appropriate)

138428
August 31, 1988

BANDELIN, SWANSON & STEWART
PARTNERSHIP
P.O. BOX 104
SAGLE, ID 83860

PROOF DUE NOTICE

RE: PERMIT NO. 96-08360

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 November 1, 1988. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECORDED
JAN 11 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BANDELIN, SWANSON & STEWART
PARTNERSHIP
P.O. BOX 104
SAGLE, ID 83860

NOVEMBER 22, 1983

RE: PERMIT NO. 96-8360

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JB

APPLICATION NUMBER: 96-8360

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☒ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: 9/19/83
Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/12/83
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 8/8/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

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By: PSA

Date: 10/12/83

STATE OFFICE REVIEW:

217

36 04

- ☐ See attached sheet for more information.

By: KW

Date: 11/1/83

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

96-8360_

BANDELIN, SWANSON & STEWART

PARTNERSHIP, P.O. BOX 104, SAGLE, ID 83860

Source: PEND OREILLE LAKE trib. to PEND OREILLE RIVER

Date Filed: 08/08/1983

Diversion Pt: NWSN Sec 08 T 55N R 01W

Use: DOMESTIC (0.04 CFS)

In: NWSN Sec 08 T 55N R 01W

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Ex Stephen A. Dunn~~
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

8/25/83

Dept. of Lands
Statehouse
Boise, Idaho 83720

Re: 96-8360

Gentlemen:

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Appln.

REPROFILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NORTHWEST DIVISION

105 West 10th Ave.
Coeur d'Alene, Idaho 83814
(208) 765-6491

Date: July 5, 1983

Dear Gentlemen:

This office is in receipt of your Claim to a Water Right and Check No. 92-310 in the amount of \$30.00 and we are returning same to you because the Claim cannot be formally receipted until the following information is provided:

Complete Name.

Location of Point(s) - Item 5.
of Diversion

Complete Mailing Address.

Location of Place of Use

Date of Priority - Item 1.

(Acres irrigated if water is - Item 6.
claimed for irrigation.)

Source of Water - Item 2.

Filing Fee. (\$30.00)

Amount, Nature & Period of Use - Item 3.

Signature.

Total Quantity Claimed - Item 4.

Notarization of Signature.

X Other A claim may not be filed on surface water with a priority later than May 20, 1971. An Application has been included for your use

Please note that your Claim has been stamped and initialed as received. If you amend the Claim by adding the needed information and return the Claim to this office no later than 60 days from the date of this letter, the original date submitted will be utilized for purposes of determining the appropriate filing fee.

Instructions for completing a Claim to a Water Right are included for your information. However, if you desire assistance, please feel free to contact this office.

Sincerely,

Larry Beard

IDAHO DEPARTMENT OF WATER RESOURCES

MICROFILMED

Enc. - Claim
Check
Instructions

P.O. Box 104
Sagle, ID 83860



Idaho Dept. of Water Resources
Rt. 5, Box 203-Suite 1
Coeur d'Alene, ID 83814



Claim No.

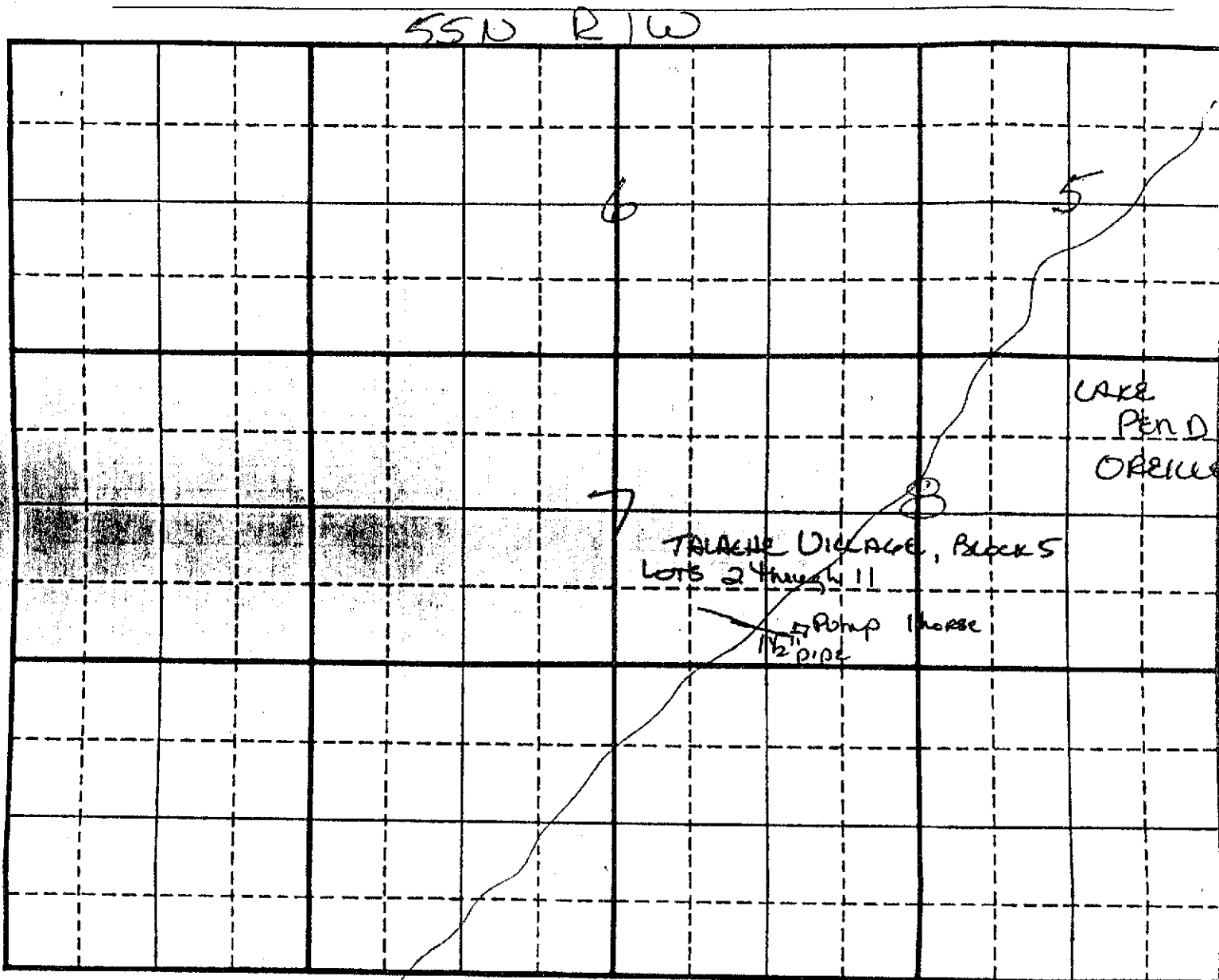
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonner) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Bande N, Stewart, Swanson Township
By Harold Bernick (Claimant) Attorney in Fact

Sworn to before me this 30th day of June, 1983.

Notary Public
Residing at _____

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by _____	Date <u>7/1/83</u>	Exception filed by: _____	Forwarded to _____	Date _____
Prelim. check by _____	Date _____		claimant by: _____	
\$20.00 fee received by _____	Date _____			
Published in _____				
Dates _____				



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
JIM JONES
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUPT OF PUBLIC INSTRUCTION

August 31, 1983

Department of Water Resources
Northern Region
4055 Government Way
Coeur d'Alene, ID 83814

RE: 96-8360
Bandelin, Swanson,
Stewart

Gentlemen:

Thank you for the copy of the above numbered application for our review. The applicant will be required to make application for an encroachment permit and a temporary permit. The applicant has been notified.

Very truly yours,

Marvin G. Vandenberg

MARVIN G. VANDENBERG, Chief
Bureau of Navigable Waters

MGV:bv

RECEIVED

RECEIVED

SEP 6 1983

Department of Water Resources
Northern District Office

EQUAL OPPORTUNITY EMPLOYER

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Northern District Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Bandelin, Swanson & Stewart Partnership
(Name of Claimant)
P.O. BOX 104, Sagle, Idaho 83860 Telephone No. 263-7451
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) March 1977

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Lake Pend Oreille tributary to _____

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.04 cfs</u>	Use <u>Domestic</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) .04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec. 8 Twp. 55N Rge. 1W B.M., County of Bonner
Additional points of diversion: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
1 horse pump with 1-1/2" plastic pipe

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
55N	1W	8									X								

No. of acres _____

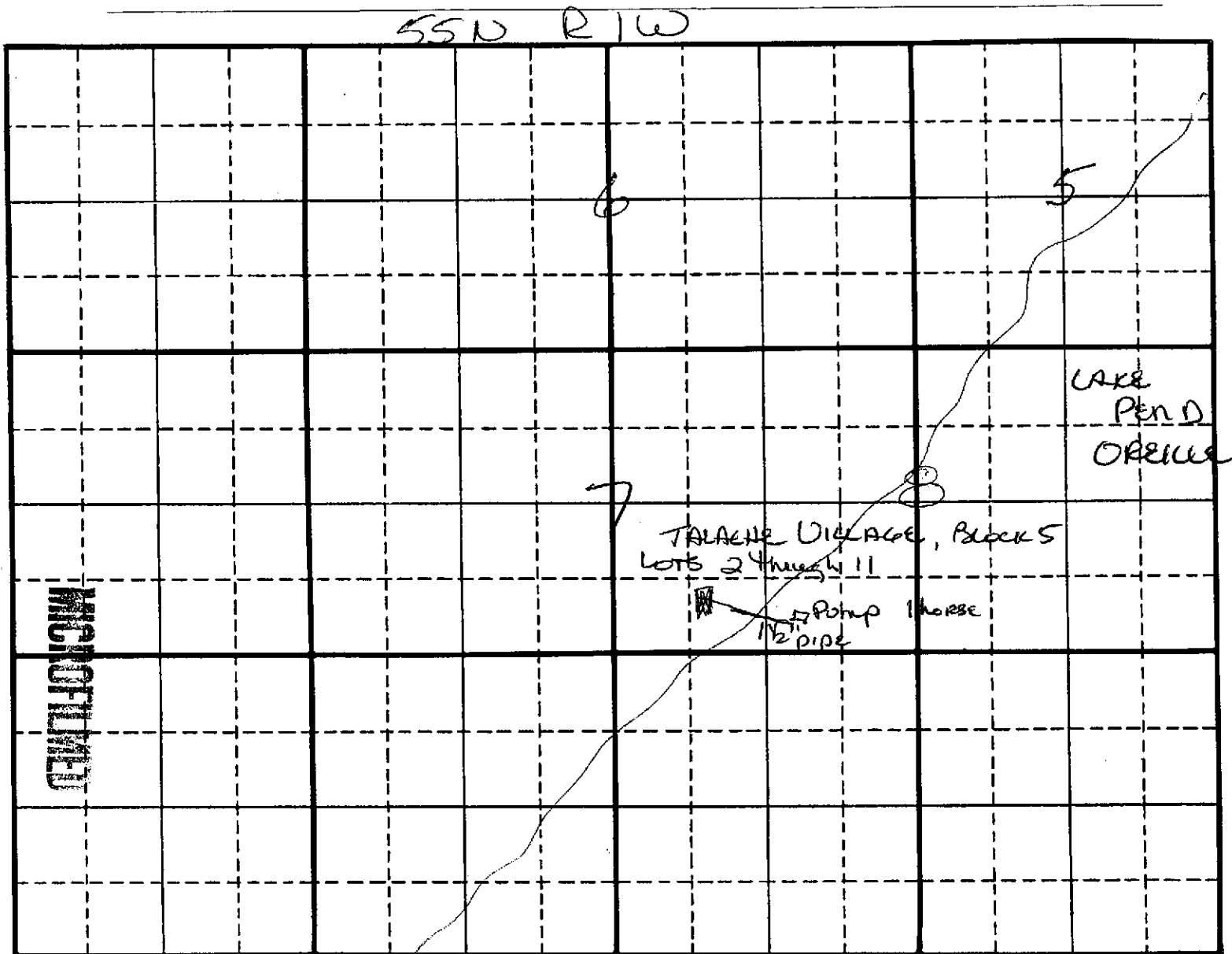
B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

domestic

NOTE: Include here the type and number of stock watered: _____

(7) If you are claiming water as a member of an organization, list name of organization: _____

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bonner) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Bonded N, Stewart, Swanson Partnership
By Stewart Swanson (Claimant) their atty
in fact,

Sworn to before me this 30th day of June, 1983.

Barbara L. Jarmon
Notary Public
Residing at Idaho

My commission expires life

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 8/1/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by _____ Date _____ claimant by: _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____