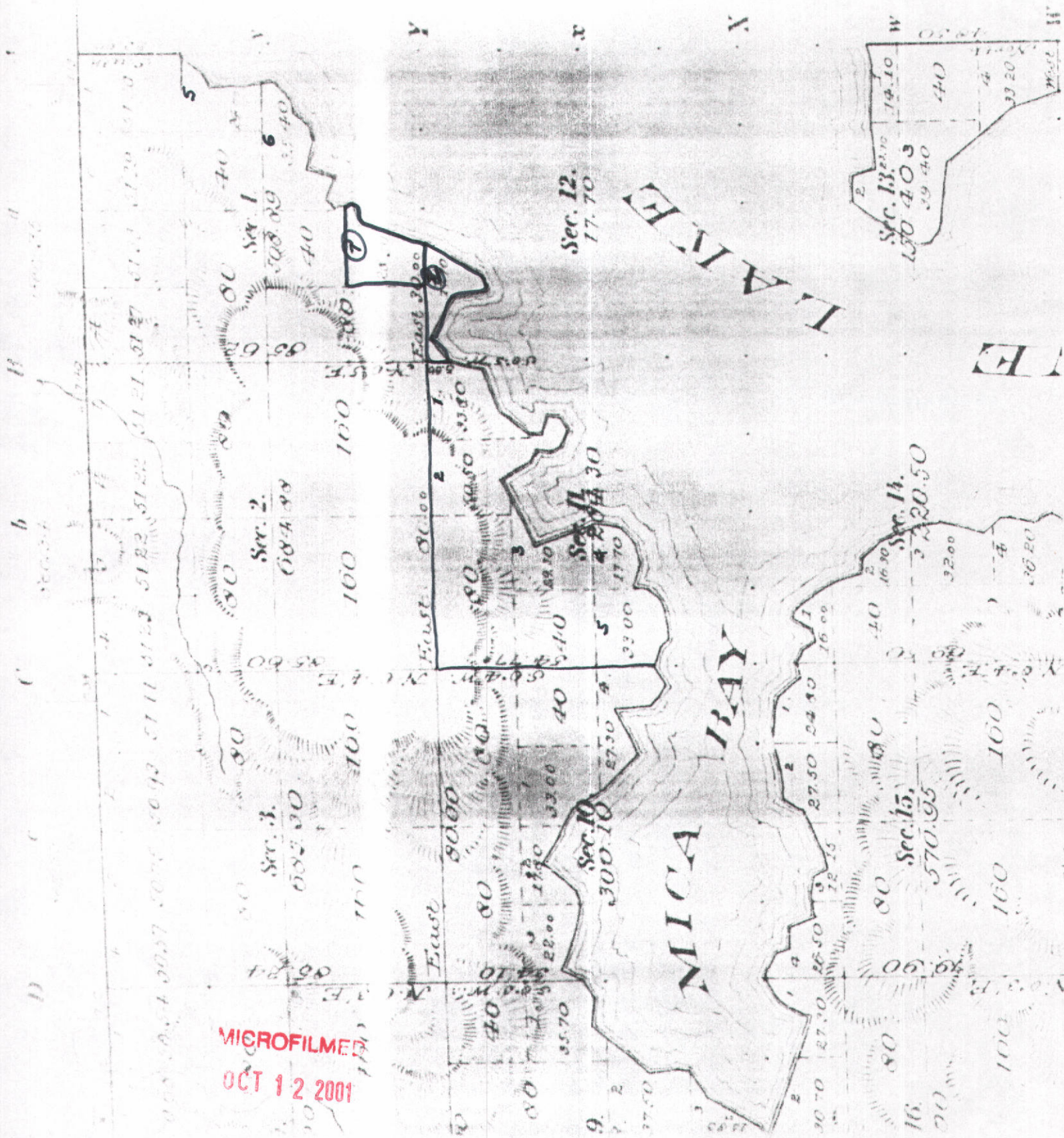
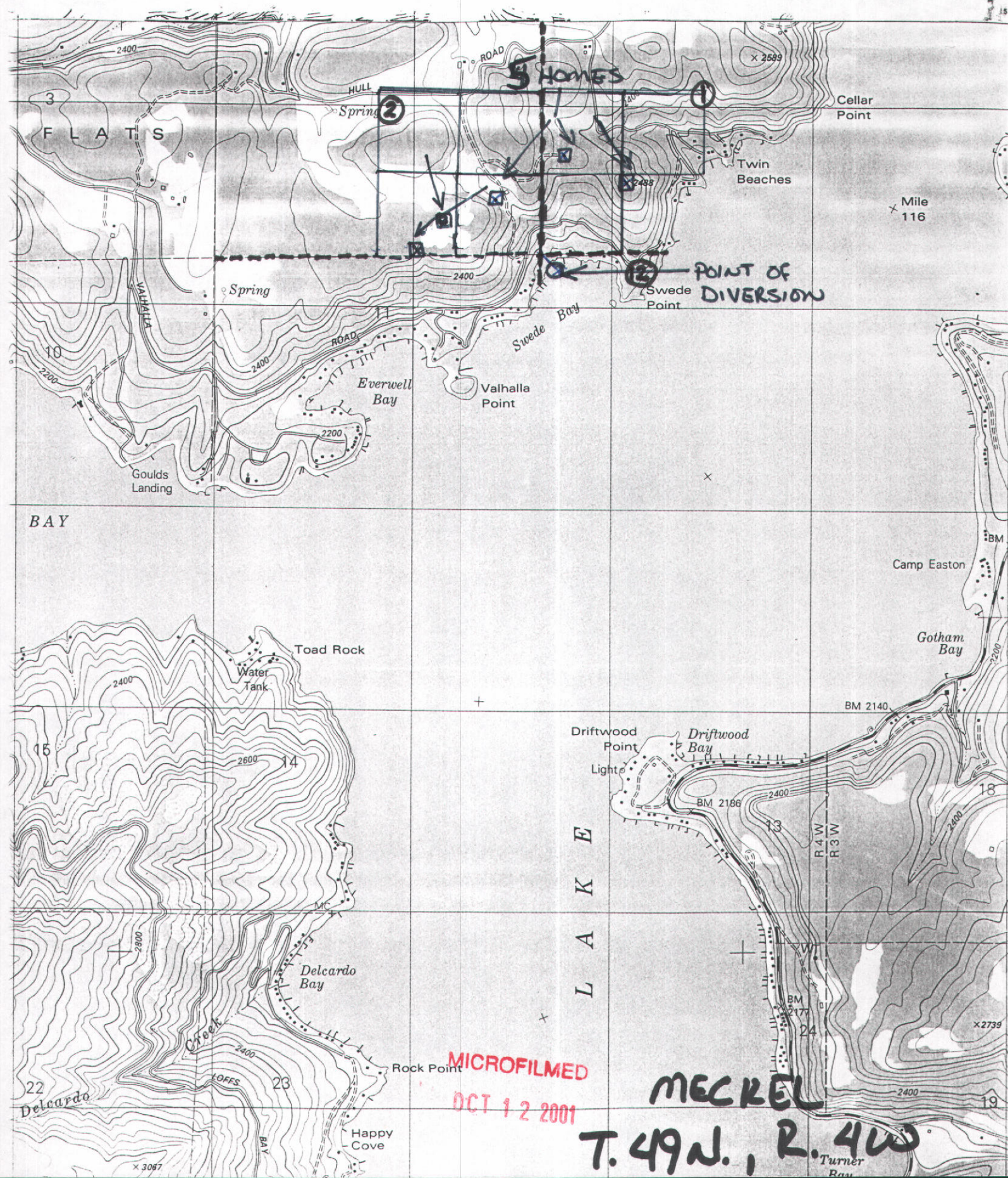


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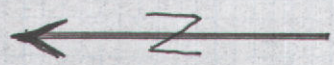


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OCT 12 2001

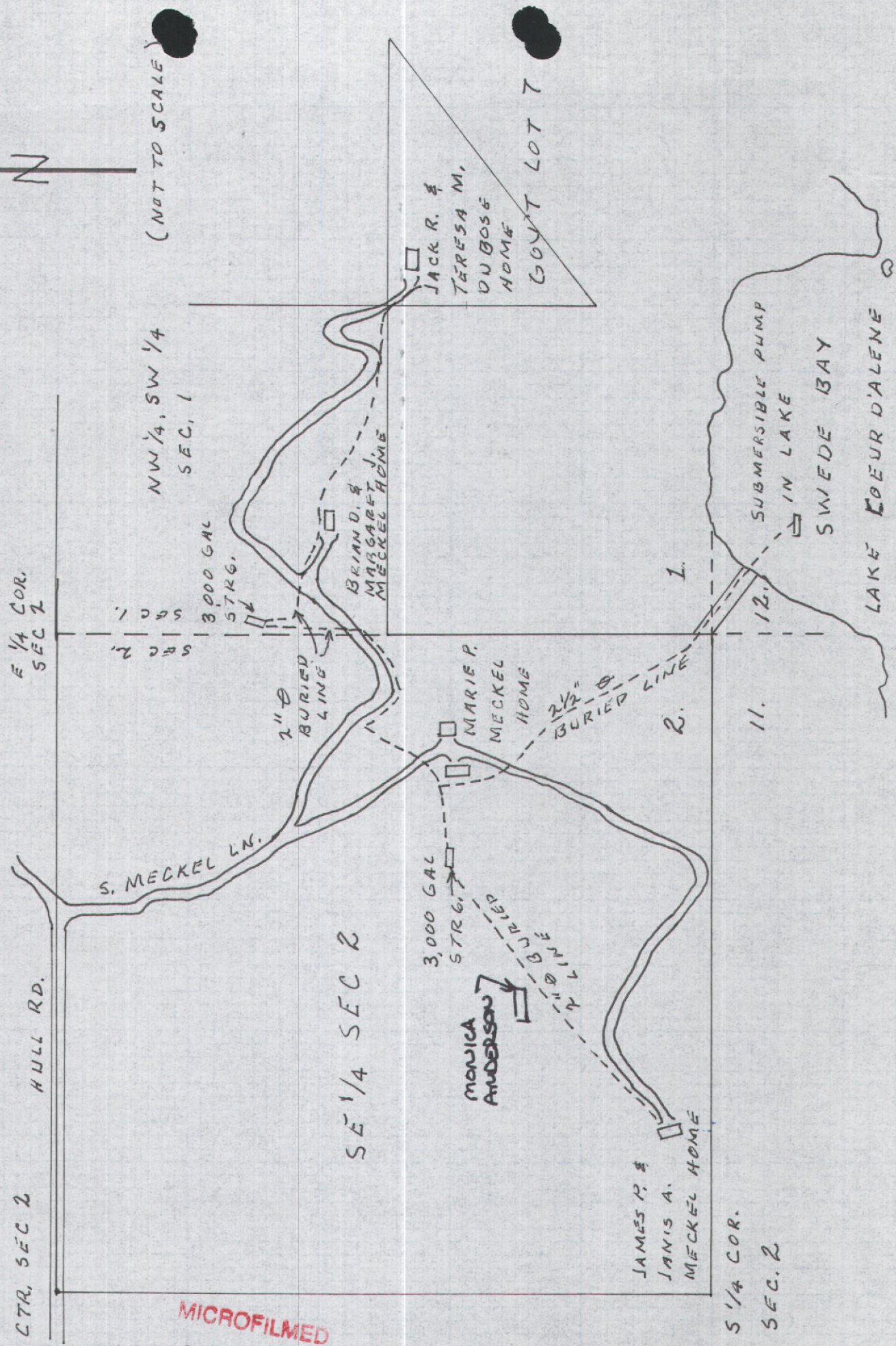
MECKEL
T. 49N., R. 4W

WATER SYSTEM FOR
MECKEL FARM

THE SE 1/4 SEC 2, & A PART OF THE NW 1/4 SW 1/4
SEC. 1, & A PART OF GOV'T T, SEC. 1 ALL IN
T. 49 N., R. 4 W., B. M. KOOTENAI CO., IDAHO



(NOT TO SCALE)



MICROFILMED
OCT 12 2001

Government Lot Check for
95-09057 by RGH 5/24/01

POU's

PD

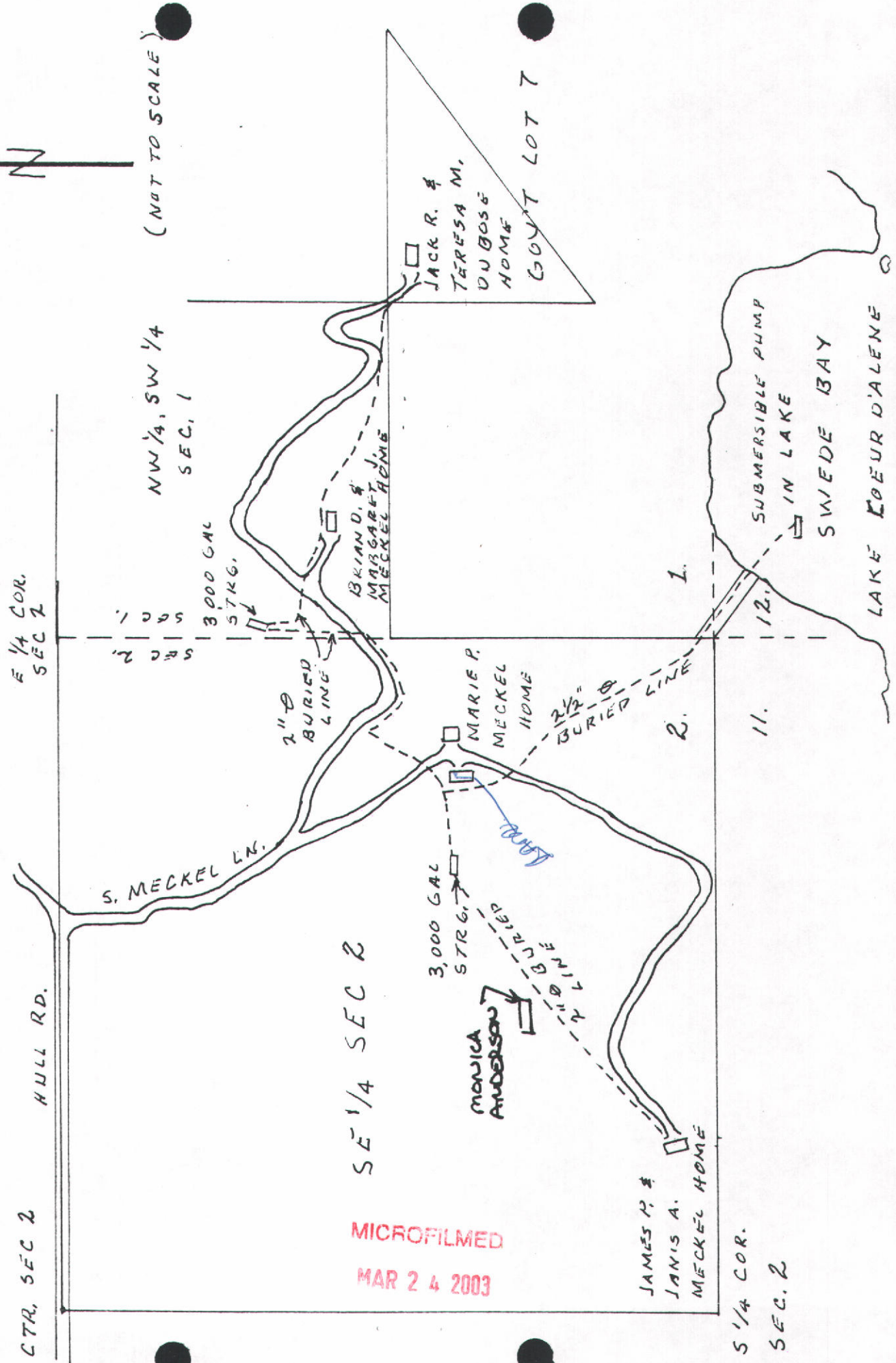
T49N R4W

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OCT 12 2001



WATER SYSTEM FOR
MECKEL FARM

THE SE 1/4 SEC 2, & A PART OF THE NW 1/4 SW 1/4
SEC. 1, & A PART OF GOV'T 7, SEC. 1 ALL IN
T. 49 N., R. 4 W., B.M. KOOTENAI CO., IDAHO





95-09057



PD



PD
Controls



PC
1005

MICROFILMED
MAR 24 2003

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Cindy Zimmerman on 6/29/01

No. 95-9057 Name: Meckel Corp. Officers — Ad ok ☒ Govt Lots ☒

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

• **GROUNDWATER:** (√Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag -

Trust - 051(P74) (consumptive uses)

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

USES:

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

STOCKWATER - R37 (BLM/USFS)

MINING - 054-081(P10)

FISH PROP - 029(70'S only)-007-042-081(P10)

HEAT/COOL - R07(injection well)

FIRE PROT. - 077

BENEFICIAL USE DUE: 07/01/2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period

≤ 1 yr - **P16**

> 1 yr - 26A(P17)

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

SURFACE WATER: (√Flow Chart)

F&G contacted - Yes/No Response W15/W16

In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

In-stream development - **P52**

WD - R04 (WD# —)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD

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

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W22(P04), N/A

(02,03) - 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

MUNICIPAL

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area - 070-071-075 (no parks/common areas, etc)

Irr use listed separate - **WB5/5**

Moratorium approvable - W03 (2500 gpd - meets domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼

- W32

Subd lot desc (pd)

- W59

Subd lot desc (pu)

- W60

Use definitions

- W02 example - S/50 range W02

Pre-1987 development

- 068-074 (allow 120 days for proof due)

Single p/d intended

- 076

IRRIGATION SEASON 3/15 - 11/15 (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS PD to ¼¼ only

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-09057

Priority: December 04, 2000

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 10.5 AF

It is hereby certified that BRIAN D MECKEL And MARGARET J MECKEL
1822 W SNOW CANYON DR
COEUR D ALENE ID 83814-2326 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 04, 2000; and have
submitted Proof of Beneficial Use on May 21, 2002. An examination indicates that the works have a
diversion capacity of 0.06 cfs of water from:

SOURCE

COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.06 CFS	3.0 AF
IRRIGATION	03/15 to 11/15	0.06 CFS	7.5 AF

LOCATION OF POINT OF DIVERSION:

COEUR D ALENE LAKE L1 (NW¼NW¼) Sec. 12, Twp 49N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N 04W 1									X			X					
49N 04W 2												L7			X	X	

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N 04W 1									.5			.5					1.0
49N 04W 2												L7			1.0	.5	1.5

Total Acres: 2.5

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MAR 2 2003

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-09057

CONDITIONS OF APPROVAL

1. Domestic use is for 5 homes and does not include lawn, garden, landscape, or other types of irrigation.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
3. A fish screen of ¼ inch or smaller mesh shall be installed and maintained at the point of diversion.
4. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.

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

Signed and sealed this 27TH day of NOVEMBER, 2002.

Acting for 
KARL J. DREHER
Director

MICROFILMED

MAR 24 2003

Amt. of Fee \$: 50
Receipt No. LD14080
Receipt By: AB
Date Received: 5-22-02

RECEIVED

NOV 29 2002

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED

MAY 24 2002

Department of Water Resources

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

1. Permit No. 95-9057 Telephone No. (208) 667-8575
 2. Name of Permit Holder(s): BRIAN D. & MARGARET J. MECKEL
 3. Mailing Address: 1822 W. SNOW CANYON DR.
City COEUR D'ALENE State ID Zip 83814-7326
 4. Source of Water: LAKE COEUR D'ALENE If GROUNDWATER (well), Date Drilled: mo. / yr.
Well Driller: Drilling Permit Number: - -
 5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 5 Stockwater (No. and type of stock):
Irrigation (No. of acres): 2.5 Other:
 6. Total rate of diversion and/or volume for which proof is submitted: 0.06 cfs OR acre-feet
 7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes or No X
Has the measuring device been installed? Yes or No X
 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: BRIAN D. MECKEL Telephone Number: (208) 667-8575
Address: 1822 W. SNOW CANYON DR, COEUR D'ALENE, ID 83814-7326
 10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
- Signature of permit holder: Brian D. Meckel Date: 5/21/02
(include your title, if on behalf of company or organization)

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OCT 17 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09057

Priority: December 04, 2000

Maximum Diversion Rate: 0.06 CFS

This is to certify, that MARGARET J MECKEL And
BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

have applied for a permit to appropriate water from:

COEUR D ALENE LAKE Tributary to SPOKANE RIVER

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>
DOMESTIC	01/01 to 12/31	0.06 CFS
IRRIGATION	03/15 to 11/15	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

COEUR D ALENE LAKE L1 NW¼NW¼ Sec. 12, Twp 49N, Rge 04W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N 04W 1										X		X					
49N 04W 2															X L7	X	

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N 04W 1											.5	.5					1.0
49N 04W 2															1.0 L7	.5	1.5

Total Acres: 2.5

MICROFILMED

OCT 12 2001

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09057

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 1, 2002**.
2. Subject to all prior water rights.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Domestic use is for 5 homes and does not include lawn, garden, landscape, or other types of irrigation.
7. The issuance of this right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 5th day of July, 2001.

Karl J. Dreher

KARL J DREHER, Director

Don

MICROFILMED

OCT 12 2001

68834

Ident. No. 95-9057

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant BRIAN D. & MARGARET J. MECKEL Phone (208) 667-8575
Mailing address 5800 S. MECKEL LN., COEUR D'ALENE, ID 83814
2. Source of water supply LAKE COEUR D'ALENE which is a tributary of ~~THE~~ SPOKANE RIVER
3. Location of point of diversion is Township 49N. Range 4W. Sec. 12, in the NW 1/4,
NW 1/4, NW 1/4, Govt. Lot 1, B.M., KOOTENAI County;
additional points of diversion if any: NONE
4. Water will be used for the following purposes:
Amount 0.06 cfs for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.08 for IRRIGATION purposes from 3/15 to 4/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.06 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source 5 HP SUBMERSIBLE PUMP,
IN LAKE, 2 1/2" & 2" BURIED PVC PIPE & 2 @ 3,000 GAL. STRG. RESERVOIRS,
INDIVIDUAL HOME FILTRATION & DISINFECTION SYSTEMS.
 - b. Height of storage dam N/A feet; active reservoir capacity 0.015 acre-feet; total
reservoir capacity 0.018 acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet
 - d. Is ground water with a temperature of greater than 85°F being sought? N/A
 - e. If well is already drilled, when? N/A; Drilling firm N/A
Well was drilled for (well owner) N/A; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in KW. N/A
 - b. Stockwatering; list number and kind of livestock. N/A
 - c. Municipal; show name of municipality. N/A
 - d. Domestic; show number of households. 4 5
 - e. Other; describe fully. N/A

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OCT 12 2001

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

use below. See instructions for standard symbols.

[illegible]

Total number of acres to be irrigated

25

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

14

11. a. Who owns the property at the point of diversion? REF: REMARKS BELOW

b. Who owns the land to be irrigated or place of use? REF REIMARKS 13 E L O W

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

~~THIS FILING: ASSESSMENTS HAVE BEEN GRANTED TO ALL HOMEOWNERS.~~

12. Remarks: OWNERS: KENNETH V. & MARIE F. MECKEL, JACK R. & TERESA M.

DuBoise, James P. & Janis A. Meeke. 13 JAN 1970. 8 MAR 66 (EFT).

MECKEL AND MARELLA, MECKEL

WALTER ISSERS, BRIAN D. & MARGARET J. MACKEL (TEPBA MA) ACK B

1213091 MARIE P. MECKEL, AMES P. & ANNE A. MECKEL

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion,

place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

SECTION 11. KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Signature of Applicant (and title, if applicable)

Edward D. McK.

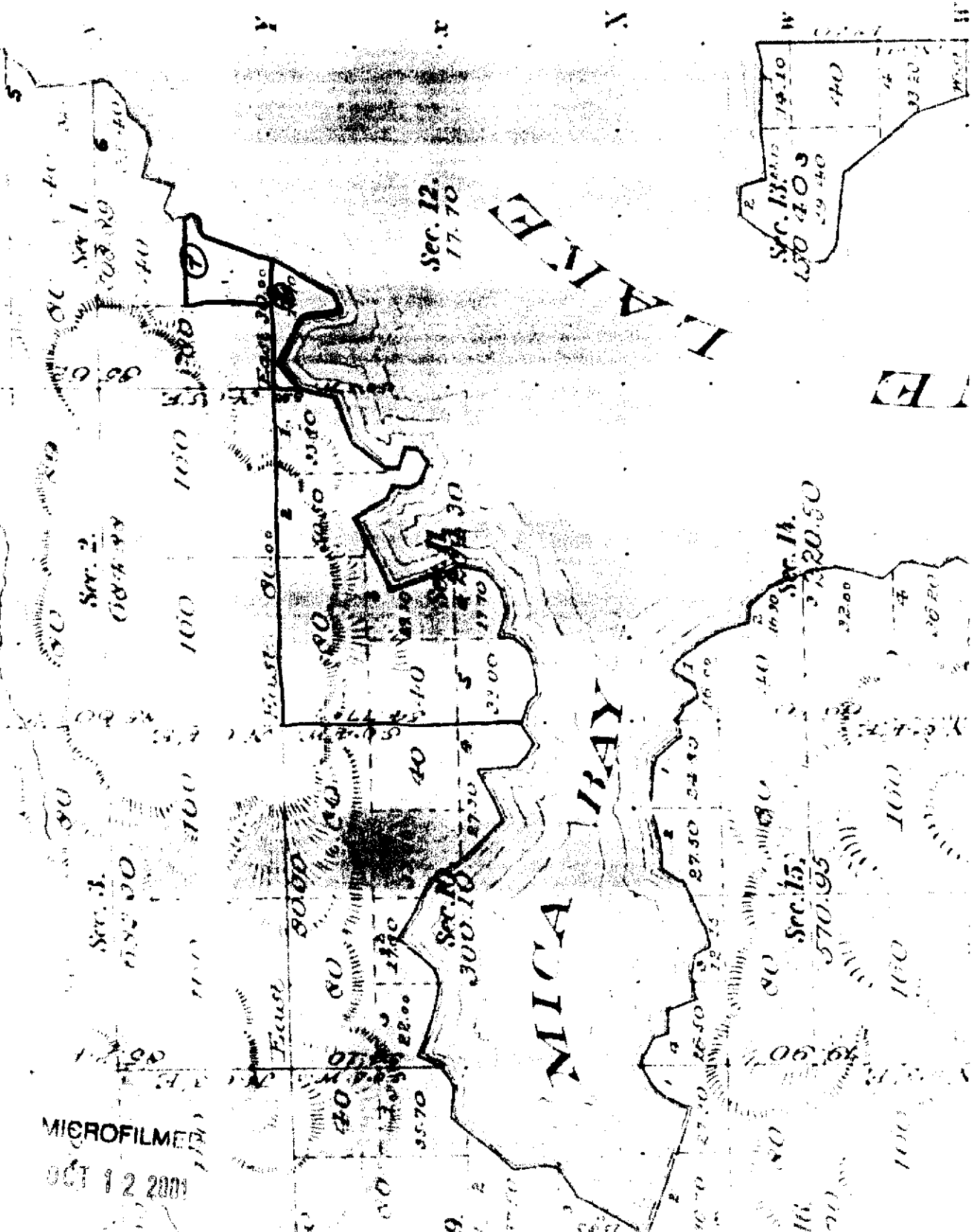
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Preliminary check by 15

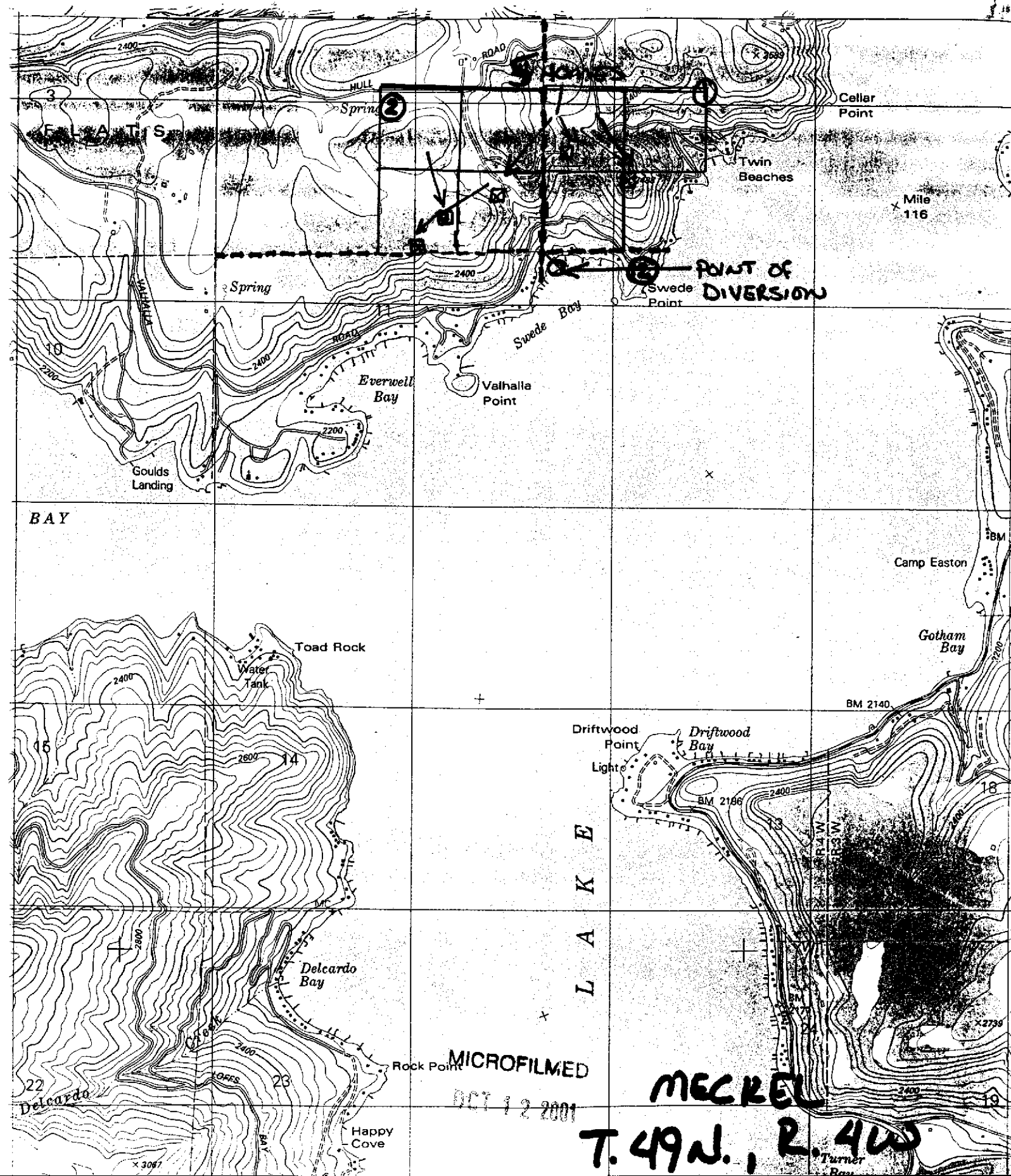
Fee \$	100	Received by	15	#	101939	Date	1/14/01
Publication prepared by		Date	1/14/01	Published in	1/14/01		

Publication approved _____ Date 2/14/01

MICROFILMED
 OCT 12 2008

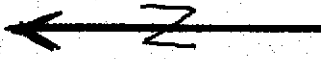
MICROFILMED
OCT 12 2001



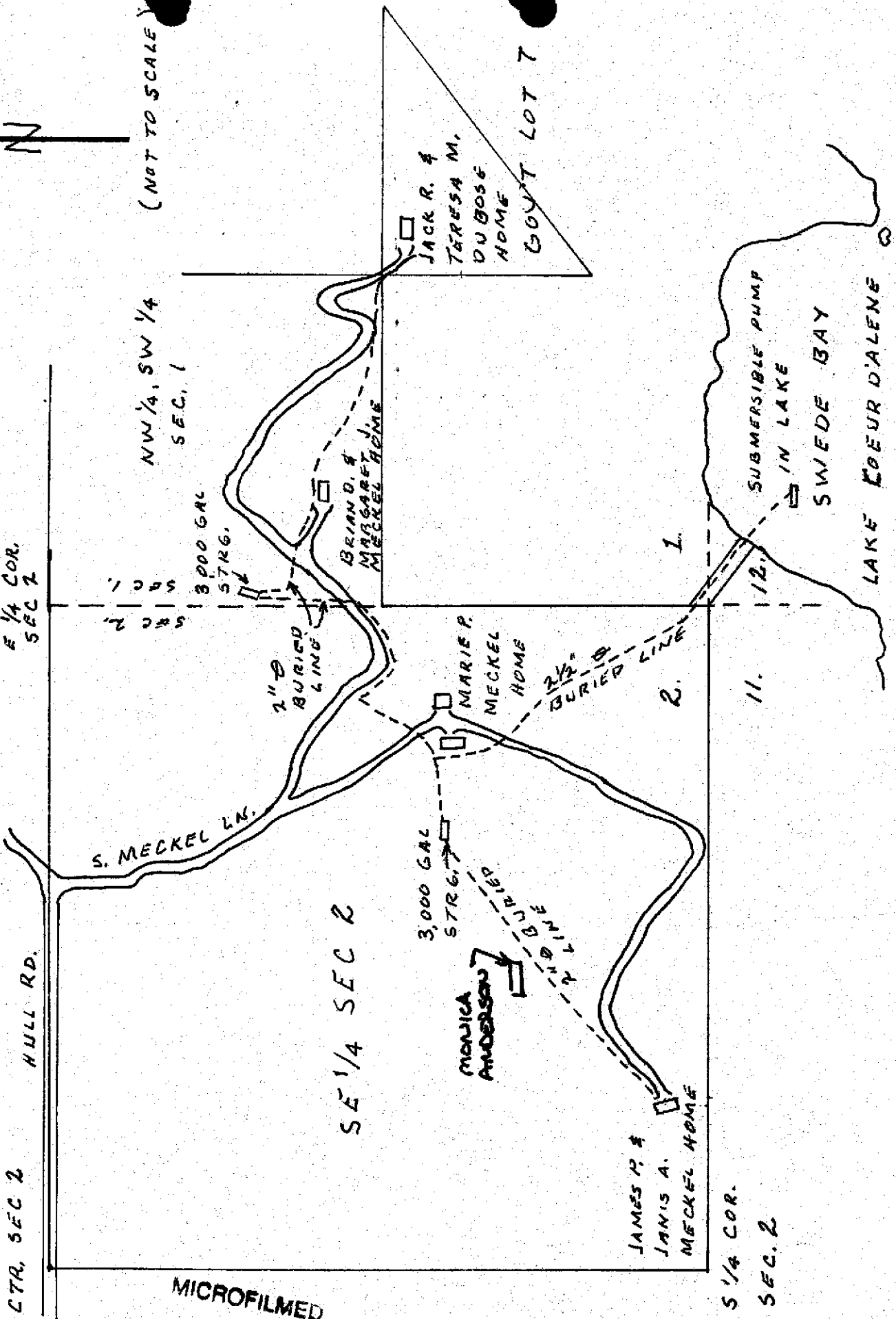


WATER SYSTEM FOR MECKEL FARM

THE SE 1/4 SEC 2, & A PART OF THE NW 1/4 SW 1/4
SEC. 1, & A PART OF GOV'T 7, SEC. 1 ALL IN
T. 49 N., R. 4 W., B.M. KOOTENAI CO., IDAHO



(NOT TO SCALE)



MICROFILMED
OCT 12 2001

Government Lot Check for
95-09057 by RGH 5/24/01

POU's

PD

T49N R4W

MICROPLANE
OCT 12 2001

Ident. No. 95-9057

State of Idaho
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public water of the State of Idaho

1. Name: MARGARET J MECKEL AND BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814
2. Source: COEUR D ALENE LAKE Trib. to: SPOKANE RIVER
3. Location of Point of Diversion:
COEUR D ALENE LAKE NWNWNW Sec. 12, Twp 49N, Rge 04W KOOTENAI County
4. Water will be used for the following

Purpose	From To	RATE OF DIVERSION	ANNUAL VOLUME
DOMESTIC	01/01 to 12/31	0.06 CFS	
IRRIGATION	03/15 to 11/15	0.06 CFS	
5. Total quantity to be appropriated is: 0.06 CFS
6. Proposed diverting works:
Point of Diversion #1
Description of ditches, flumes, pumps, headgates, etc.
Pump, pipeline and 2 3000 gal storage reservoirs.
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 year(s).
8. PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	04W	1									X			X					
49N	04W	2															X	X	
																	L7		

Point of Diversion #1: JAMES P MECKEL - EASEMENT GRANTED TO ALL HOMEOWNERS.
POD multiple owners are James P & Janis A Meckel; Jack R & Teresa M DuBose; Kenneth V & Marie F Meckel; Brian D & Margaret J Meckel and Marcia E Meckel

- 9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

JAMES P MECKEL - EASEMENT - POU owners are James P & Janis A Meckel; Jack R & Teresa M DuBose; Brian D & Margaret J Meckel; Marie P Meckel

10. Remark

11. Map of proposed point of diversion and place of use attached? ☐

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

		Applicant	
Received by _____	Date _____	Time _____	Preliminary check by _____
Publication prepared by _____		Date _____	Published in _____
Publication approved _____			Date _____
Receipt No. N014054	Date: _____	Received by: _____	

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OCT 12 2001



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 2, 2002

BRIAN D MECKEL
MARGARET J MECKEL
1822 W SNOW CANYON DR
COEUR D ALENE ID 83814-2326

RE: License No. 95-9057 - Issuance of License

Dear Water Right Holder(s):

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

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

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

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

Sincerely,

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

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

MAR 24 2003

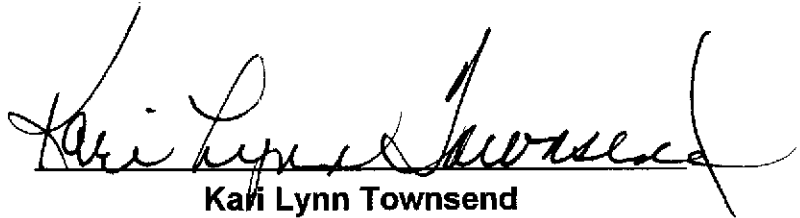
CERTIFICATE OF SERVICE

I hereby certify that on December 2, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

95-9057

**BRIAN D MECKEL
MARGARET J MECKEL
1822 W SNOW CANYON DR
COEUR D ALENE ID 83814-2326**

A handwritten signature in black ink, appearing to read "Kari Lynn Townsend", is written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

MAR 24 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

MAR 2 4 2003

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

Comment Report

95-9057

RECEIVED

NOV 29 2002

Department of Water Resources

1. kwalker 11/27/2002 License Review
Comment: Recommend as permitted.

2. SCURTIS 1/25/2001 3:47:08 PM Legal Notice Remarks
Comment: Domestic use is for 5 homes.

3. dball 2/14/2001 1:59:28 PM Comment Letter Notes
Comment:
WHO: IDF&G
RESPONSE: Recommended
DATE RECEIVED: 1/29/2001

MICROFILMED

MAR 24 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 30 2002
K
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-09057

1. Owner: Margaret S. & Brian D Meckel Phone No. (208) 667-8575

Current Address: 1822 W. Snow Canyon Dr. Coeur D'Alene Id 83814-7326

2. Accompanied by: Brian Meckel EXAM DATE: 9/4/02

Address: Same as above Phone No. _____

Relationship to Permit Holder: _____

3. Source: Coeur D'Alene Lake tributary to Spokane River

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
	01		NW	NW	12	49N	04W	Kootenai	USGS 7.5 min Quad

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	04W	1									0		0						
											.5		.5						
49N	04W	2															0	0	
																	.5	.5	
																	0		
																	0.5		

SEP 24 2002

2. Measurements:

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

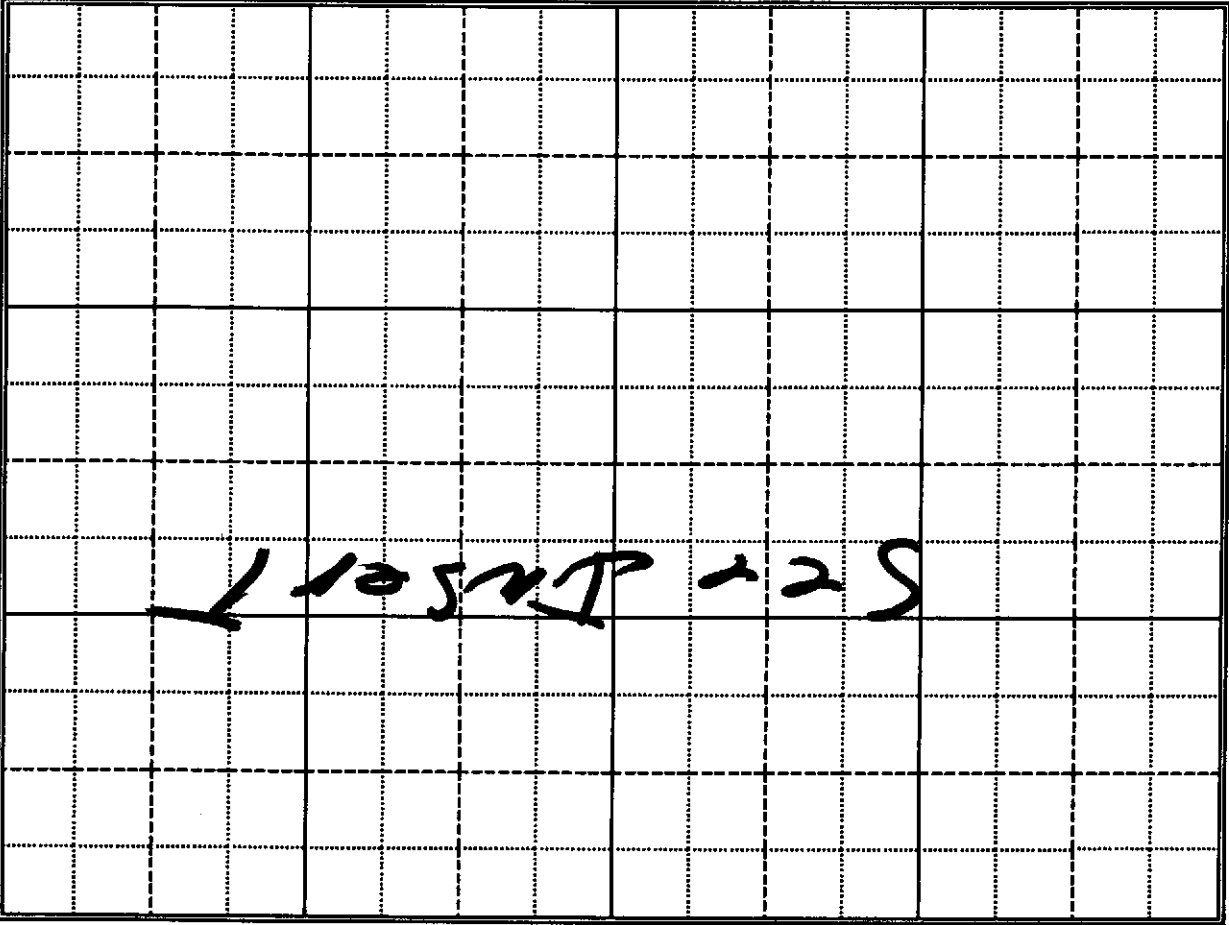
D. FLOW MEASUREMENTS

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

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Grundfos	5	94693698	Grundfos	2

4.

Scale: 1" = _____
Copy of USGS Quadrangle Attached Showing location(s) of _____
Aerial Photo Attached _____
Photo of Diversion and System Attached _____
(required for irrigation of 10+ acres)



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

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

MICROFILMED

Page 2 of 2

SEAL

Reviewer

Date

Field Examiner's Name

Date

I. AUTHENTICATION

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

2. Recommended Amendments

Beneficial Use	From	To	Rate of Diversion	Annual Volume
Domestic	07-01	11-31	1.06	3
Domestic	03-15	11-15	1.06	7.5
Totals:			1.06	10.5

1. Recommended Amounts

H. RECOMMENDATIONS

2. Volume Calculations for Other Uses:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 20.5 \times 3 = 7.5$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.06(245)(1.9835) = 50.9$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 7.5$$

1. Volume Calculations for Irrigation:

G. VOLUME CALCULATIONS

$$60 \div 1.133681 = 106$$

Measured Method:
Mr. Cheek checked down the slope of the river, the river was located from a point at 6 feet depth. This slope is 28.98 gpd. 483 gpd per each foot of depth. Assuming elevation of water gained 1 foot every 15 minutes. This gives 27 gpm $27 \text{ gpm} \times 1.133681 = 106$

F. FLOW CALCULATIONS

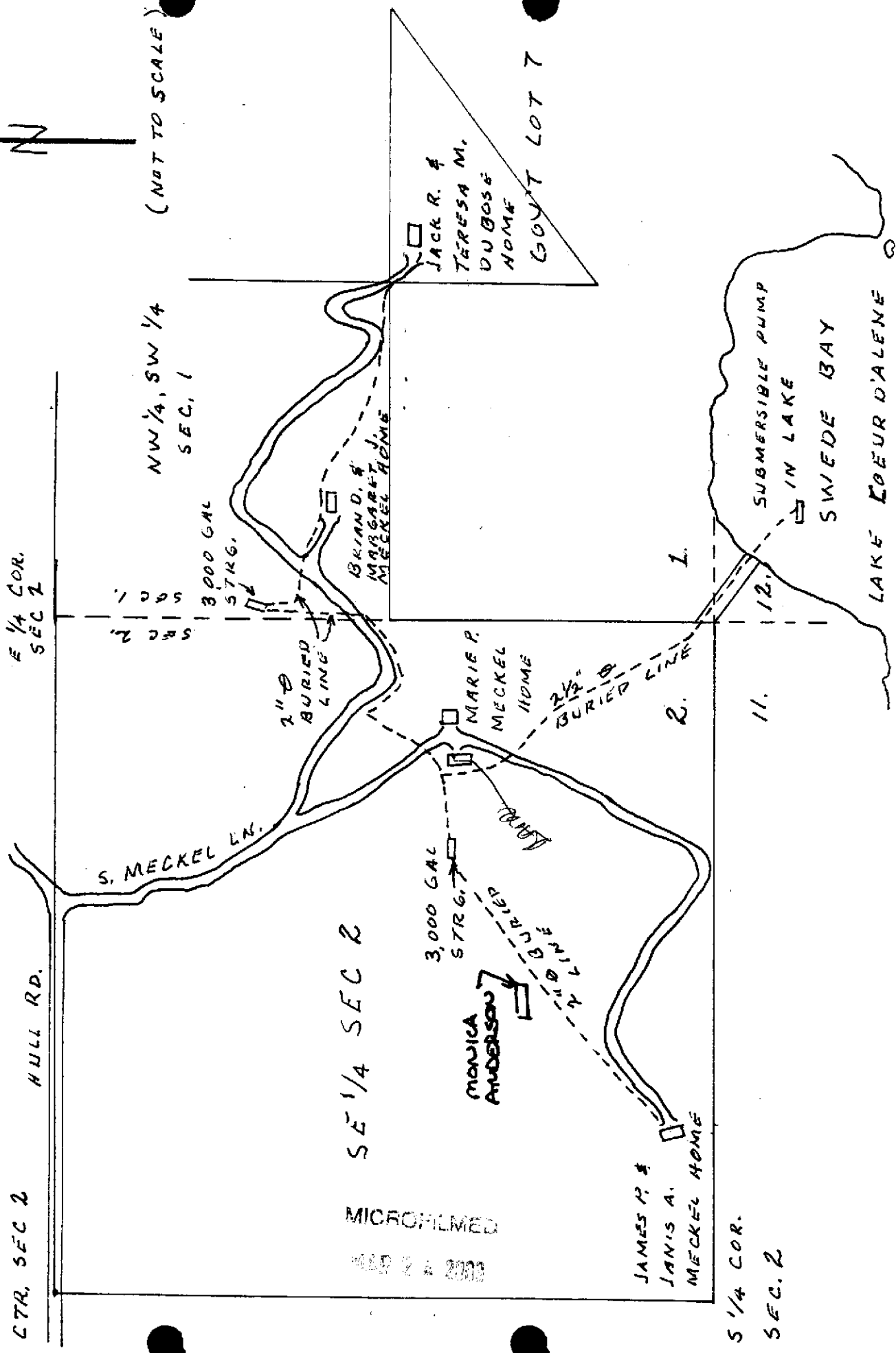
Additional Computation Sheets Attached

WATER SYSTEM FOR
MECKEL FARM

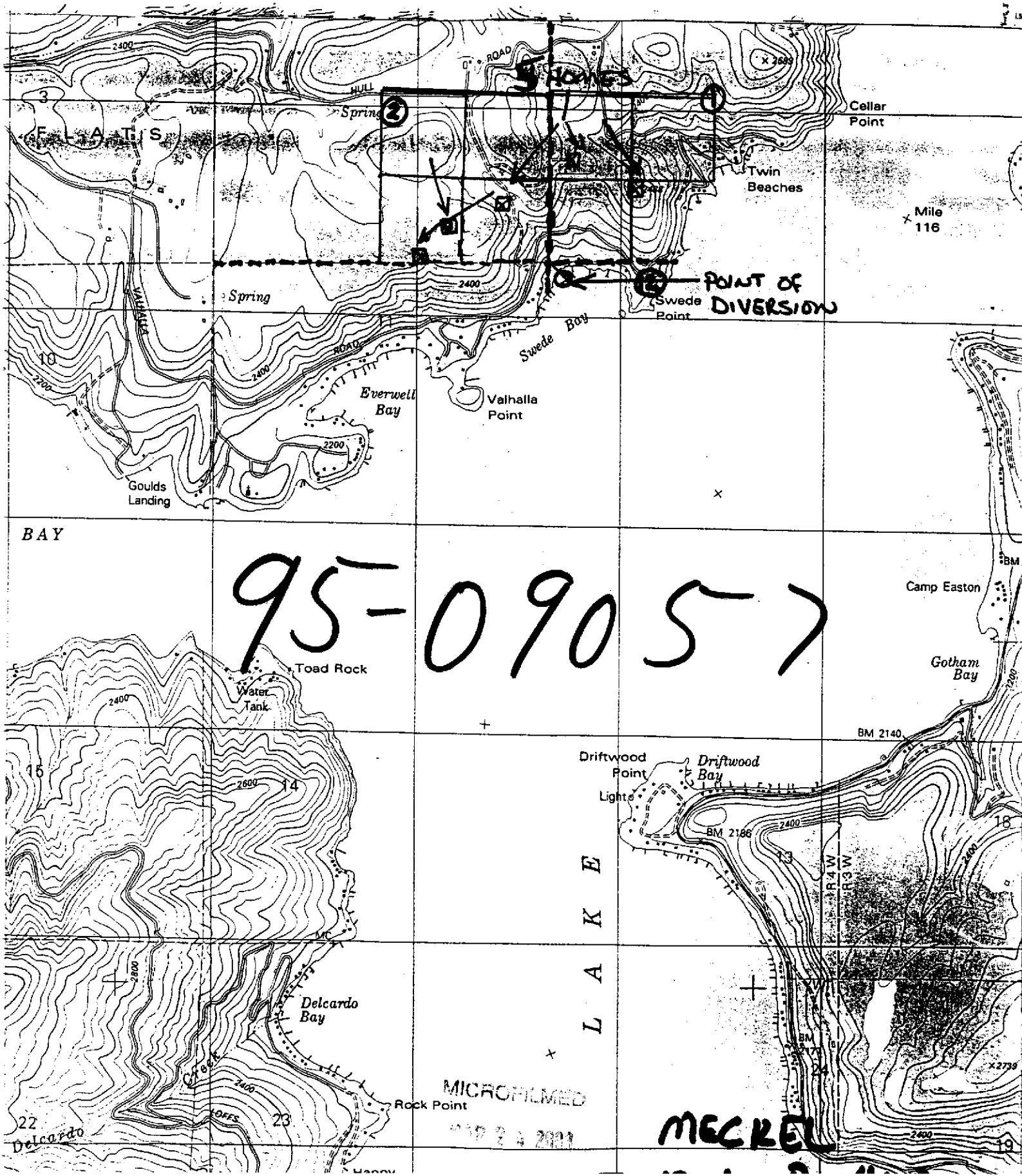
THE SE 1/4 SEC 2, & A PART OF THE NW 1/4 SW 1/4
SEC. 1, & A PART OF GOV'T 7, SEC. 1 ALL IN
T. 49 N., R. 4 W., B.M. KOOTENAI CO., IDAHO



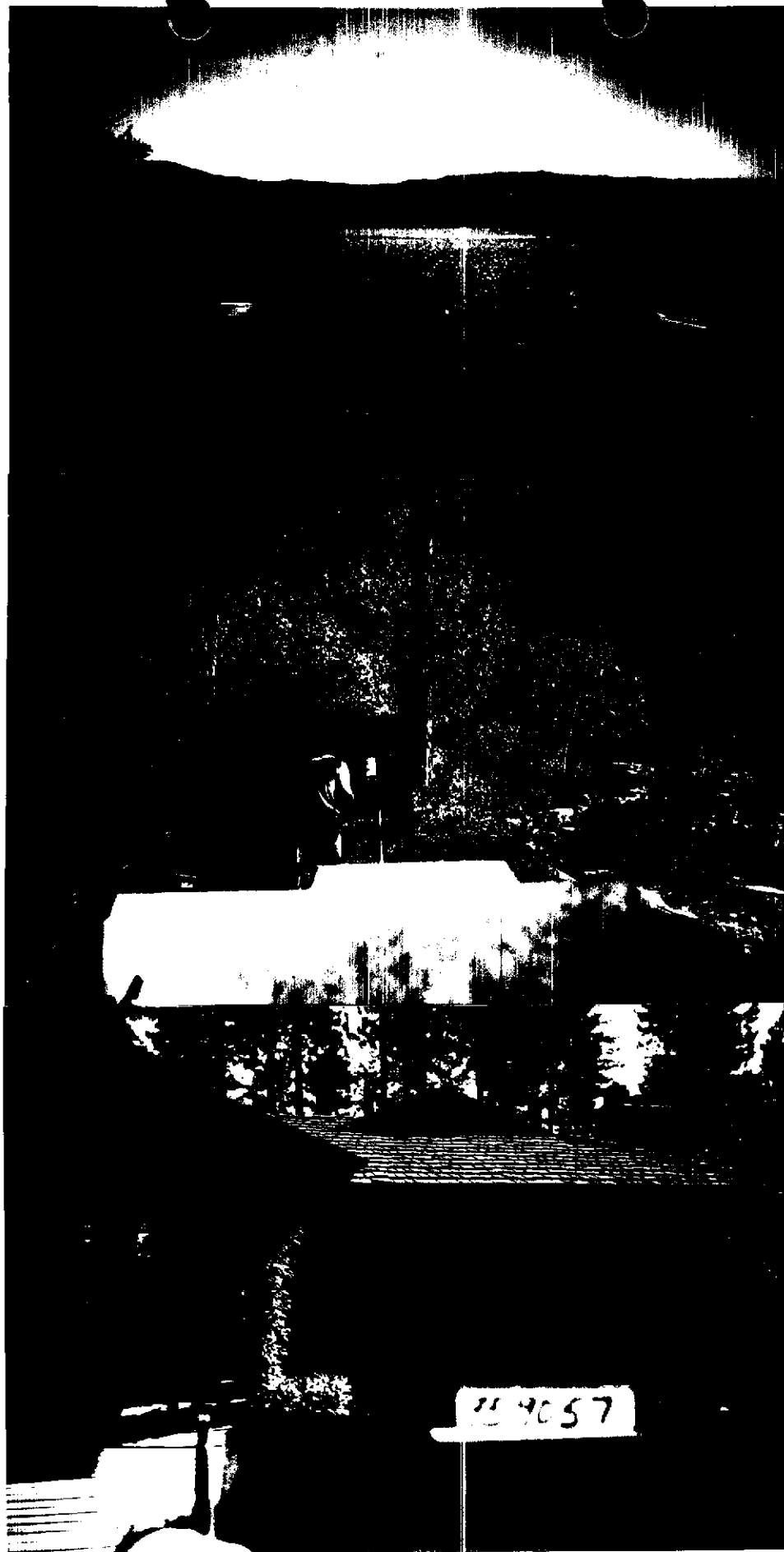
(NOT TO SCALE)



MICROFILMED
SEP 24 2000



95-09057



PD

PD
Controls

PC
105

95-09057

MICROFILMED

MAR 14 2000



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 4, 2002

MARGARET J MECKEL
BRIAN D MECKEL
1822 W SNOW CANYON DR
COEUR D'ALENE ID 83814-2326

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-09057

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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OCT 17 2002

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-9057

Reviewed By: dgibson

Date: June 3, 2002

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N014054, N015030	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		05/21/2002
Date proof due	-	07/01/2002
Lapse notice sent	-	
No. of days late	=	0
Holiday allowance	+	
Priority date	+	12/04/2000
New priority date	=	12/04/2000

Deficiencies of Actions Items

Update address. Acknowledge proof.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
Address of the owners of record for the listed water rights.
(Please print or type)

- [] Water Right Number(s): 95-09057

- [] Names(s): BRIAN D. & MARGARET J.
MECKEL

- [] Old Mailing Address: 5800 S. MECKEL LANE
COEUR D'ALENE, ID 83814

- [] New Mailing Address: 1822 W. SNOW CANYON DR.
COEUR D'ALENE, ID
83814-7326

- Telephone Number: POB 667-8575

- [] Signature(s) of Owner(s) Brian D. Meckel

(Include your title if on behalf of company or organization)

MICROFILMED

OCT 17 2002

Date: 5/21/02

SENDER:

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

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

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

Consult postmaster for fee.

3. Article Addressed to:

MARGARET J MECKEL
BRIAN D MECKEL
1822 W SNOW CANYON DR
COEUR D'ALENE ID 83814

95-9057 PB

MICROFILMED
JUL 17 2002

4a. Article Number

70001530000094146938

4b. Service Type

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

7. Date of Delivery

5-13-02

5. Received By: (Print Name)

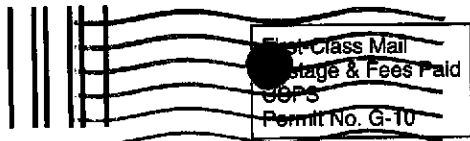
BRIAN D. MECKEL

6. Signature: (Addressee or Agent)

X Brian D. Meckel

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

UNITED STATES POSTAL SERVICE



RECEIVED

Put your name, address, and ZIP Code in this box •

MAY 15 2002

Department of Water Resources

IDAHO DEPT OF WATER
RESOURCES

ATTN DEBORAH GIBSON
1301 N ORCHARD ST
BOISE ID 83706

NOT RECORDED
OCT 17 2002



U.S. Postal Service

CERTIFIED MAIL RECEIPT

Domestic Mail Only; No Insurance Coverage Provided

OFFICIAL USE

Postage

\$

Certified Fee

MICROFILMED

Return Receipt Fee
(Endorsement Required)

MAY 9 2002

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$

5/9/02

Postmark
Here

dg

Sent To

Margaret J. Meckel

Street, Apt. No.; or PO Box No.

1822 W. Snow Canyon Dr.

City, State, ZIP+4

Coeur d'Alene, ID. 83814

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.

- For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.

- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".

- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

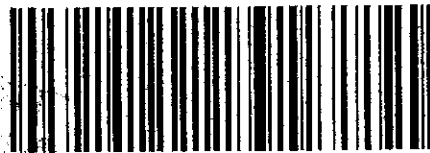
CERTIFIED MAIL

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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

Return Service Requested



7000 1530 0000 9414 6907

UNDELIVERABLE
AS ADDRESSED
UNABLE TO SERVICE

95-9057

1822 W SNOW CANYON DR.

resent 5/9/02
ag

MICROFILMED
OCT 17 2002



April 30, 2002

MARGARET J MECKEL
BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE, ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-9057

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 01, 2002. (See last page of your approval permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

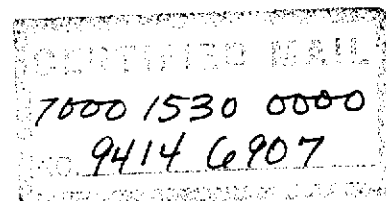
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

Sincerely,

Deborah J. Gibson, Admin. Assistant
Water Allocation

Enclosures

MICROFILMED
JUL 17 2002





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 10, 2001

MARGARET J MECKEL
BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

RE: Permit No. 95-9057

Permit Approval Notice

Dear Permit Holder:

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

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

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

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

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

MED
MICROFILMED
OCT 12 2001

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

Sincerely

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

Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

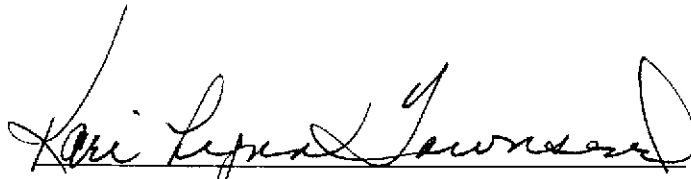
MICROFILMED
OCT 12 2001

CERTIFICATE OF MAILING

I hereby certify that on July 10, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 95-9057

**MARGARET J MECKEL
BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814**

A handwritten signature in cursive script, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

MICROFILMED

OCT 12 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
OCT 12 2001

FINAL ORDER

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

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- (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.

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Cindy Zimmerman on 6/29/01

No. 95-9057 Name: Meckel Corp. Officers Ad ok ☒ Govt Lots ☒

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

• **GROUNDWATER:** (✓Flow Chart)

DRILLING PERMIT

All wells - 046(P23)

Irr. w/in WD - P05

WMD - North/East/West

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 067

WMD

Supp irr (irr = only use) - 065-104

Supp irr (+ other uses) - 100-105

≤ 0.24 cfs/5 acres - No MD

> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)

Mitigation - 121

42-248 Area - P84 (20s-70s, 81-86)

Swan Falls Flag -

Trust - 051(P74) (consumptive uses)

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

STORAGE - 18A-01H(P01), 01P-18B(P09)-NA

STOCKWATER - R67/R68/R69 (0.03 cfs/ac)

> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)

MINING - R37 (BLM/USFS)

FISH PROP - 054-081(P10)

HEAT/COOL - 029(70'S only)-007-042-081(P10)

FIRE PROT. - R07(injection well) - 077

BENEFICIAL USE DUE: 07/01/2002

MISC CONDITIONS/REMARKS:

Protested - 020-W19

Development Period* -

04 yr - 005

> 1 yr - 26A(P17)

Ownership - 004

Non-consumptive - 027

Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

P&G contacted - Yes No

In/Above MSF - WB9

PLANNING REVIEW/RESPONSE

WD - R04 (WD#)

≤ 0.20 cfs/others - 01H(P01), 01P or No MD

> 0.20 cfs - 01J(P08)

SPRINGS/SINK, INACTIVE WD & ~~REST OF STATE~~

≤ 0.24 cfs/5 acres - 004D

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

RIVER BASINS: (SW special considerations)

Snake R (01) - W22(P04), N/A

(02,03) - 007 (w/ remark WB9 if above Weiser)

Payette R (65) - 047(P04) (Payette Lake)

Salmon R (70's) - 029 (fish screens)

Weiser R (67) - 086-087

POWER

MUNICIPAL - 17H-17K (+uses)-08A-025(P18)-01N-081(P10)

Restricted area - 022,075

Irr., GW supp to SW - 102

DOMESTIC

Surface water - WB5 (Big Wood or Boise above Star Bridge)

27A (Payette R)

> 1 in restricted area - 070-071-075 (no parks/common areas, etc)

Large listed separately - W03/5

Moratorium approvable - W03 (2500 gpd - meets domestic definition i.e. D/convenience store)

Multiple pd's per ¼¼ - W32

Subd lot desc (pd) - W59

Subd lot desc (pu) - W60

Pre-1987 development - W02 example - S/50 range

Single p/d intended - 068-074 (allow 120 days for proof due)

- 076

IRRIGATION SEASON 3/15 - 11/15 (Per updated map)

OTHER CONDITIONS/REMARKS

COMMENTS PD to ¼¼ only

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 95-9057
INITIAL REVIEW

APPLICANT: MECKEL

BY: AB

DATE: 1/18/01

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes) (No)

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

PROCESSING

(Yes) (No) PRIORITY DATE: 12/4/00

X (Include Moratorium Remark)

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

ADVERTISE IN: KOOTENAI County

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

GROUNDWATER SECTION

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

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- 2/13 X Notice of pending void order issued. Final order response date: 2/19/01
- 2/14 X Further information required from applicant
- 1/24 X Affidavit of publication received
- X Application published correctly. If not, record action taken: _____
- X Publication dates and paper recorded on application
- X Protests received, Final protest date: 2/19/01 Sr. Agent initial AB
- X Measuring device required
- X Measuring port required
- X Special conditions:
- X Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB PMA

Date: 2/26/01

AFFIDAVIT OF PUBLICATION

RECEIVED
FEB 13 2001

STATE OF IDAHO,
County of Kootenai,

ss,

Jennifer Standridge

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular *Thursday* issue of said newspaper for *2* consecutive *Weeks*, commencing on the *8* day of *February*, 20*01*, and ending on the *8* day of *February*, 20*01*, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

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

Jennifer Standridge

Subscribed and sworn to before me this *8* day of *February*, 20*01*.

Regina Mason

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

MICROFILMED

MY COMMISSION EXPIRES 6/18/03

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

95-09057

MARGARET J MECKEL and BRIAN D MECKEL

5800 S MECKEL LN

COEUR D ALENE ID 83814

Point(s) of diversion L1 NWNWNW S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE Trib to Spokane River

Use: DOMESTIC 01/01 TO 12/31 0.06 CFS

Use: IRRIGATION 03/15 TO 11/15 0.06 CFS

Total Diversion 0.06 CFS

Date Filed: 12/04/2000

Place of Use: DOMESTIC

T49N R04W S1 NWSW

SESW

T49N R04W S2 L7 (SWSE)

SESE

Place of Use: IRRIGATION

T49N R04W S1 NWSW

SESW

T49N R04W S2 L7 (SWSE)

SESE

Number of Acres 2.5

Remark: Domestic use is for 5 homes

95-9058

ROSS WELBURN

12345 GEM SHORES LN

HAYDEN ID 83835

Point(s) of Diversion NESE S12 T51N

R04W KOOTENAI County

Source UNNAMED STREAM Trib to Sinks

Use: IRRIGATION 03/15 To 11/15 0.09 CFS

Use: IRRIGATION STORAGE 03/15 To 11/15

Use: IRRIGATION FROM STORAGE 03/15 To 11/15

Use: RECREATION STORAGE 01/01 To 12/31

Use: RECREATION 01/01 To 12/31

Use: DIVERSION TO STORAGE 01/01 To 12/31

Total Diversion: 0.2 CFS

0.7 AFA

0.7 AFA

0.7 AFA

0.20 CFS

0.20 CFS

Date Filed: 01/24/2001

Place Of Use: IRRIGATION

T51N R04W S12 NESE

Number of Acres 3

Place Of Use: IRRIGATION STORAGE

T51N R04W S12 NESE

Place Of Use: IRRIGATION FROM STORAGE

T51 R04W S12 NESE

Place Of Use: RECREATION STORAGE

T51N R04W S12 NESE

Place Of Use: RECREATION

T51N R04W S12 NESE

Place Of Use: DIVERSION TO STORAGE

T51N R04W S12 NESE

Remark: Recreation use is for fishing and swimming.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur d'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 02/19/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Legal 446

Feb 1, 8, 2001

Ball, Dianne

From: CHARLES CORSI [ccorsi@IDFG.STATE.ID.US]
Sent: Monday, January 29, 2001 1:57 PM
To: dball@idwr.state.id.us
Subject: re: perweek1.txt - Water Right No. 95-9056 GITTEL

Hi Dianne -

Looks like there are two requests for diversion from CDA Lake - Gittel (.04 cfs) and Meckel (.06 cfs). Provided the intakes are properly screened (1/4 inch or smaller mesh, approach velocity of < .5 feet per second) there are no significant concerns with these individual applications.

Thanks, Chip Corsi
----- Original Text -----

From: "Ball, Dianne" <dball@idwr.state.id.us>, on 1/29/01 12:00 PM:

Good morning, Chip,
Attached is a listing of water rights, and the last one, GITTEL, 95-9056 is one on which we need your comments on or before February 5, 2001. The source is Lake Coeur d'Alene.

This water right was not on the list earlier, but I did e-mail a copy of it to you on January 12th. Because I have not heard back from you, I am sending it to you via e-mail.

<http://www.idwr.state.id.us/info/water/rights/perweek1.txt>
<<perweek1.txt.url>>

MICROFILMED

OCT 12 2001

To: Jennifer and Aafke
Legal Notices / Composing (D A Press)
Fax No.: 664-0212
Re: LEGAL NOTICE FOR WATER RIGHT NO. 95-9057 - MECKEL
Date: January 25, 2001
Pages: 2 including this cover sheet

Pursuant to our telephone conversation of this date, following is a **corrected legal notice** page for the above referenced Water Right No. 95-9057, MECKEL, that we wish to have substituted for the similar page in the legal notice that you received this morning. This is scheduled to be published on Thursday, February 1st and February 8th, 2001.

The balance of the notice submitted to you earlier is correct. The other Water Right notice for No. 95-9058, WELBURN is correct as received, and should immediately follow this notice as a part of the same legal notice to be advertised on the dates requested.

If you have ANY questions concerning the set-up or composing of the ad for this legal notice, please call me at 769-1450 prior to publication. If you would like to submit a preview copy to me prior to publication, my fax number is 769-1454.

Thank you very much for your assistance in this matter.

Dianne Ball

Dianne Ball
Administrative Assistant

From the desk of...

Dianne L. Ball
Administrative Assistant
Idaho Dept. of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene ID 83814
(208)769-1450
Fax: (208)769-1454
E-mail: dball@idwr.state.id.us

MICROFILMED
OCT 12 2001

95-09057

MARGARET J MECKEL and BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

Point(s) of diversion L1 NWNWNW S12 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE *trib to SPOKANE RIVER*
Use: DOMESTIC 01/01 TO 12/31 0.06 CFS
Use: IRRIGATION 03/15 TO 11/15 0.06 CFS
Total Diversion 0.06 CFS

Date Filed: 12/04/2000
Place of Use: DOMESTIC

T 49N R04W S1		NWSW	SESW
T49N R04W S2	L7	(SWSE)	SESE

Place of Use: IRRIGATION

T 49N R04W S1		NWSW	SESW
T49N R04W S2	L7	(SWSE)	SESE

Number of Acres 2.5
Remark: Domestic use is for 5 homes

*Corrected 1/25/01
+ faded to
CDA Press
Jennifer & Daphne
After*

MICROFILMED
OCT 12 2001

95-09057

MARGARET J MECKEL and BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

Point(s) of diversion L1 NWNWNW S12 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE

Use: DOMESTIC 01/01 TO 12/31 0.06 CFS

Use: IRRIGATION 03/15 TO 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 12/04/2000

Place of Use: DOMESTIC

T49N R04W S1		NWSW	SESW
T49N R04W S2	L7	(SWSE)	SESE

Place of Use: IRRIGATION

T49N R04W S1		NWSW	SESW
T49N R04W S2	L7	(SWSE)	SESE

Number of Acres

2.5

Remark: Domestic use is for 4 homes

*Corrected 1/25/01
See new sheet
D*

MICROFILMED

OCT 12 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

01/24/2001

Legal Notice Department

Coeur D Alene Press

201 N 2nd

Coeur D Alene ID 83814

RE: Application for Permit No. 95-9057 (Meckel) and Application for Permit No. 95-9058 (Welburn)

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 02/19/2001. Your cooperation is appreciated.

Sincerely

Dianne Ball
Administrative Assistant

MICROFILMED

OCT 12 2001

95-09057

MARGARET J MECKEL and BRIAN D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

Point(s) of diversion L1 NWNWNW S12 T49N R04W KOOTENAI County

Source COEUR D ALENE LAKE

Use: DOMESTIC 01/01 TO 12/31 0.06 CFS

Use: IRRIGATION 03/15 TO 11/15 0.06 CFS

 Total Diversion 0.06 CFS

Date Filed: 12/04/2000

Place of Use: DOMESTIC

T49N R04W S1 NWSW SESW

T49N R04W S2 L7 (SWSE) SESE

Place of Use: IRRIGATION

T49N R04W S1 NWSW SESW

T49N R04W S2 L7 (SWSE) SESE

Number of Acres 2.5

Remark: Domestic use is for 5 homes

MICROFILMED

OCT 12 2001

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

MICROFILMED

OCT 12 2001

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 02/19/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on 2/1 and 8, 2001

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OCT 12 2001



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

01/24/2001

MARGARET J and Brian D MECKEL
5800 S MECKEL LN
COEUR D ALENE ID 83814

RE: Application for Permit No 95-9057

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on February 1 and 8, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about 90 to 120 days.

Please feel free to contact this office if you have any questions.

Sincerely,

Allen Beardslee
Senior Water Resource Agent

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OCT 12 2001