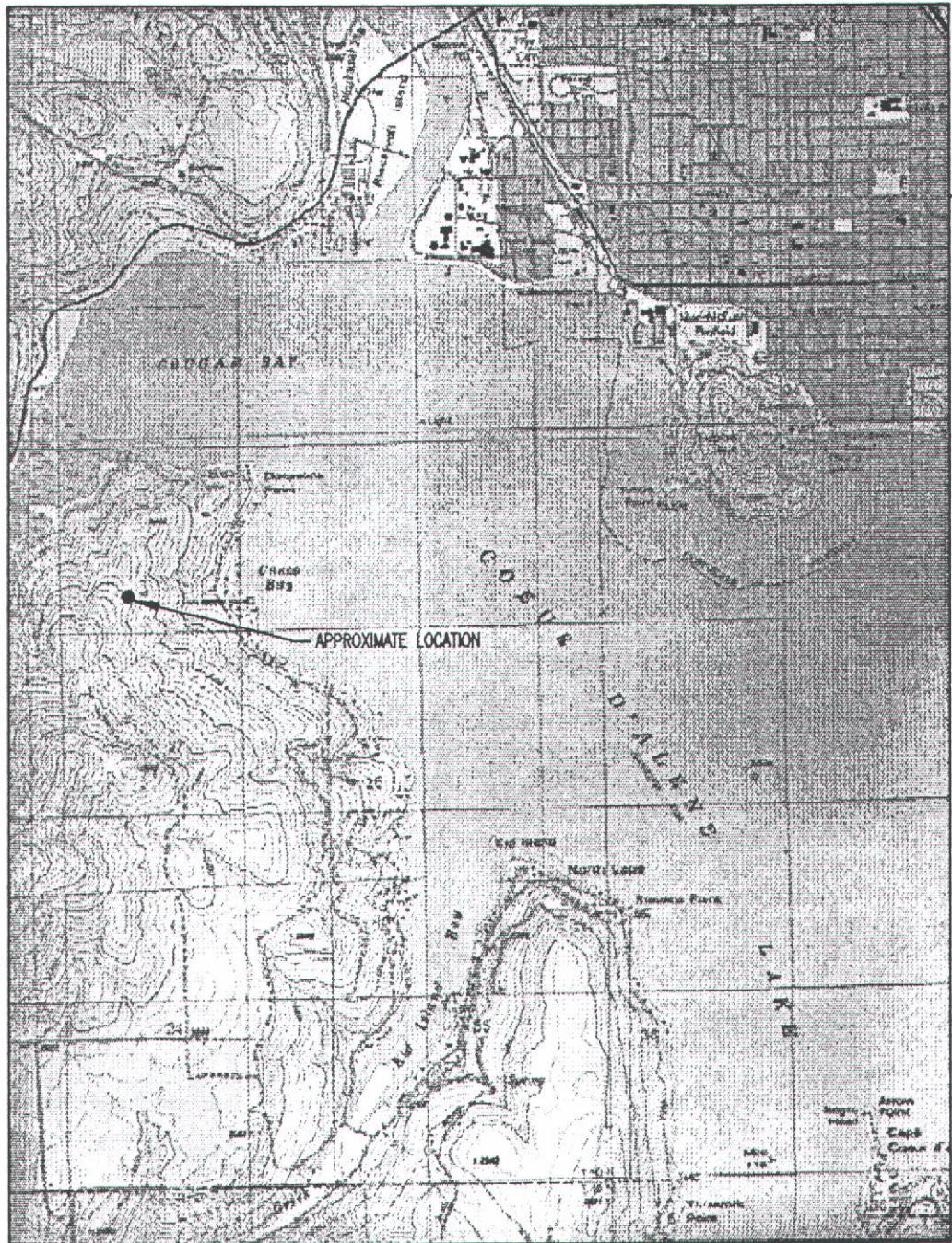




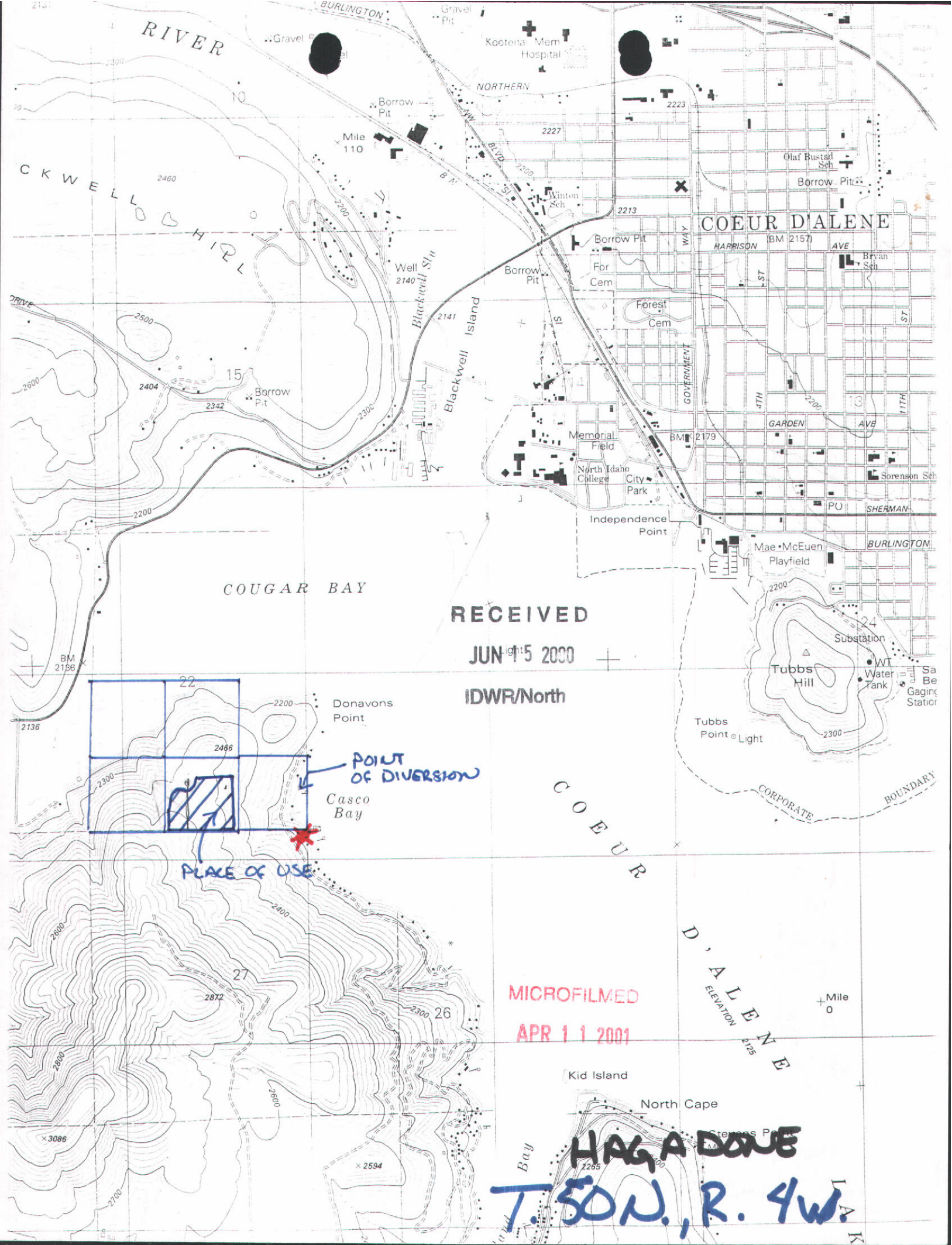
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JUN 15 2000

IDWR/North

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APR 11 2001



RIVER

CKWELL HILL

COEUR D'ALENE

COUGAR BAY

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IDWR/North

Donavon's Point

Casco Bay

POINT OF DIVERSION

PLACE OF USE

MICROFILMED

APR 11 2001

COEUR D'ALENE
ELEVATION 2125

Kid Island

North Cape

HAGA DONE
T. SON, R. 4W.

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEC 22 2000

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 95-09048 Telephone No. 208-664-0658

2. Name of Permit Holder(s): Brian Hagadone

3. Mailing Address: 2731 W. Horned Owl Rd.

City Coeur d'Alene State Idaho Zip 83814

4. Source of Water: Coeur d'Alene Lake If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

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

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

Irrigation (No. of acres): 22 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 0.13 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 X or No _____

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 Stevens Telephone Number: 208-929-4000

Address: 111 5th 1st St. Coeur d'Alene, ID.

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: [Signature] Date: 12/12/00

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

MICROFILMED

APR 11 2001

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-09048

Priority: June 15, 2000

Maximum Diversion Rate:

0.13 CFS

This is to certify, that BRAD HAGADONE

PO BOX 6200

COEUR D ALENE ID 83816-6200

has applied for a permit to appropriate water from:

COEUR D ALENE LAKE

tributary of SPOKANE RIVER

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 11/15

0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 22, Township 50N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

50N 04W 22

SESW 22.0

22.0

Total number of acres irrigated:

22.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before December 1, 2001.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The issuance of this right does not grant any right-of-way or easement across the land of another.
6. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
7. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

MICROFILMED

APR 1 1 2001

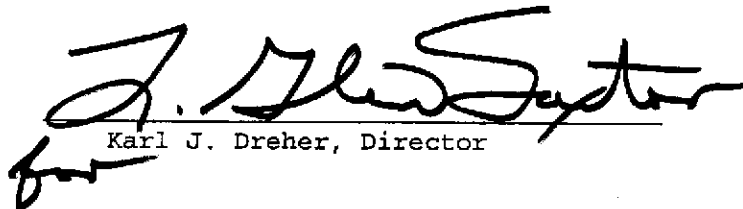
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-09048

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

30th day of November, 2000


Karl J. Dreher, Director



MICROFILMED

APR 17 2001

To appropriate the public waters of the State of Idaho

1. Name of Applicant BRAD HAGADONE Phone 667-3431
Mailing address P.O. BOX 6200, COEUR D'ALENE, ID 83816
2. Source of water supply LAKE COEUR D'ALENE which is a tributary of Spokane River
3. Location of point of diversion is Township 50N Range 1W Sec. 22 in the 8W 1/4, SE 1/4, 1/4, Govt. Lot _____, B.M., Kootenai County;
additional points of diversion if any: NA
4. Water will be used for the following purposes:
Amount .13 cfs for IRRIGATION purposes from 3/15 to 11/15 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) _____ 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 SUBMERSIBLE LAKE PUMP
b. Height of storage dam NA feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is NA inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? NO
e. If well is already drilled, when? NO; Drilling firm _____
Well was drilled for (well owner) _____; 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. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
e. Other; describe fully. _____

~~MICROFILMED~~

2004

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

22

7/4

DWANE B. HAGADONE

BRAOUEY D. HAGADONE

ACCESS BASEMENT

12. Remarks:

of the State of Idaho as herein set forth.

James J. O'Connell

22/5/19
G.M. 19/10/19

Fee \$ 50.00

Date _____

Date _____

20/8/57

Published in

Date _____

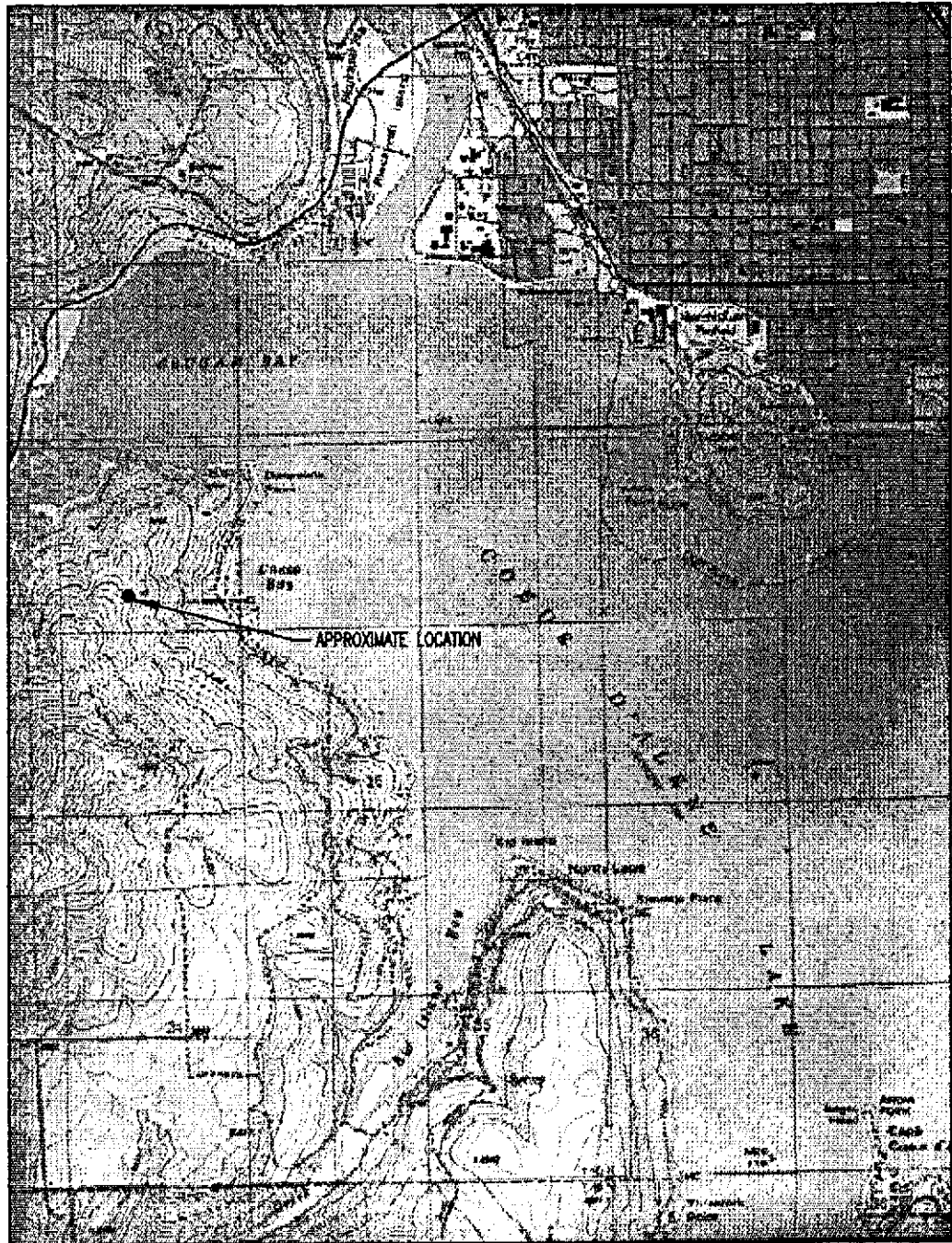
201817L

Preliminary check by _____
Date 013660

Date _____

20/6/9

7/6 + 13/100



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JUN 15 2000

IDWR/North

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APR 11 2001

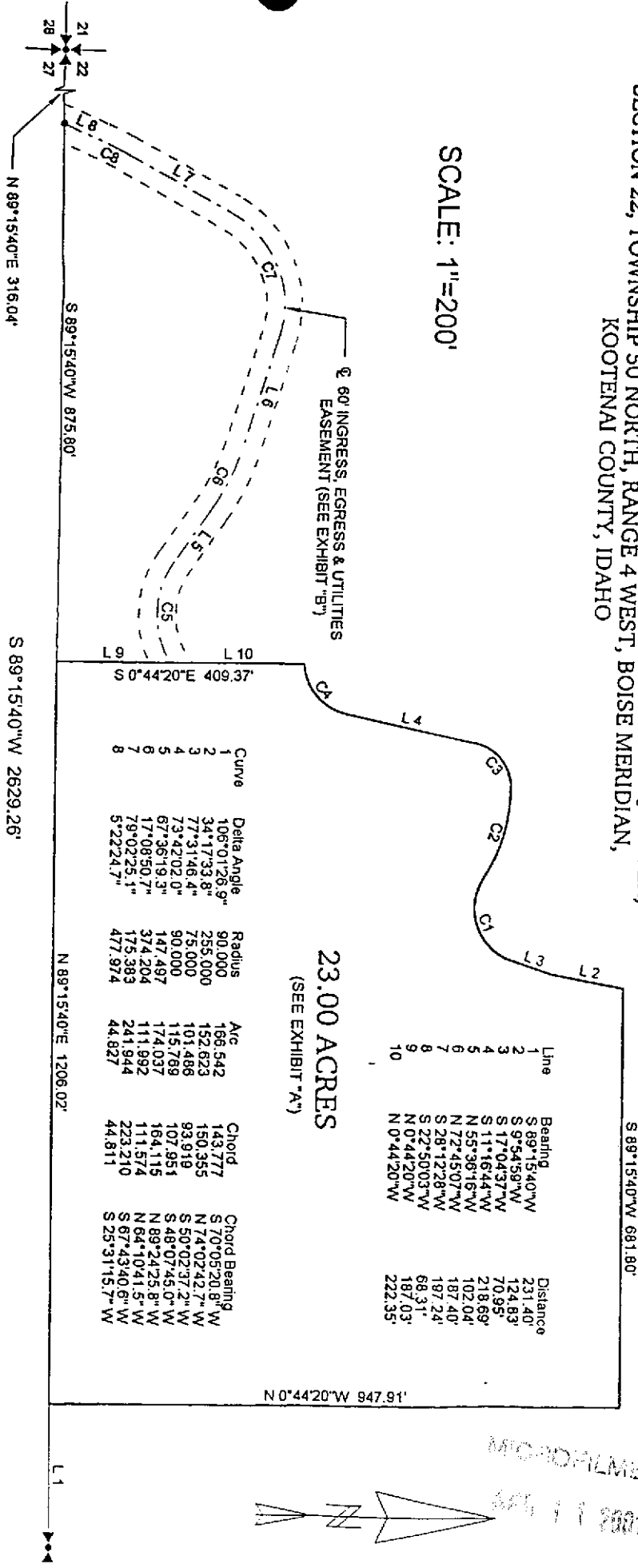
AL
BEARLEY

RECEIVED
JUN 15 2000
IDWR/North

EXHIBIT "C"

A PARCEL OF LAND WITH EASEMENT, LOCATED IN THE SOUTHWEST QUARTER,
SECTION 22, TOWNSHIP 50 NORTH, RANGE 4 WEST, BOISE MERIDIAN,
KOOTENAI COUNTY, IDAHO

SCALE: 1"=200'

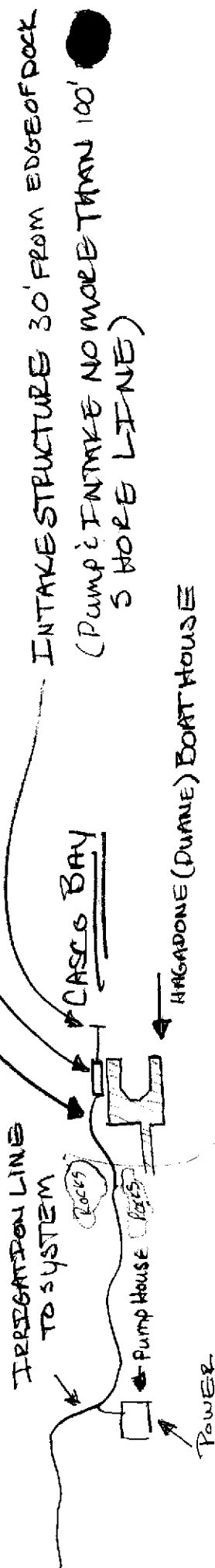


MICROFILMED
JUN 15 2000

5/5/00 BRAD HAGADONE IRRIGATION PROJECT

2" POLYDEGRADATION LINE

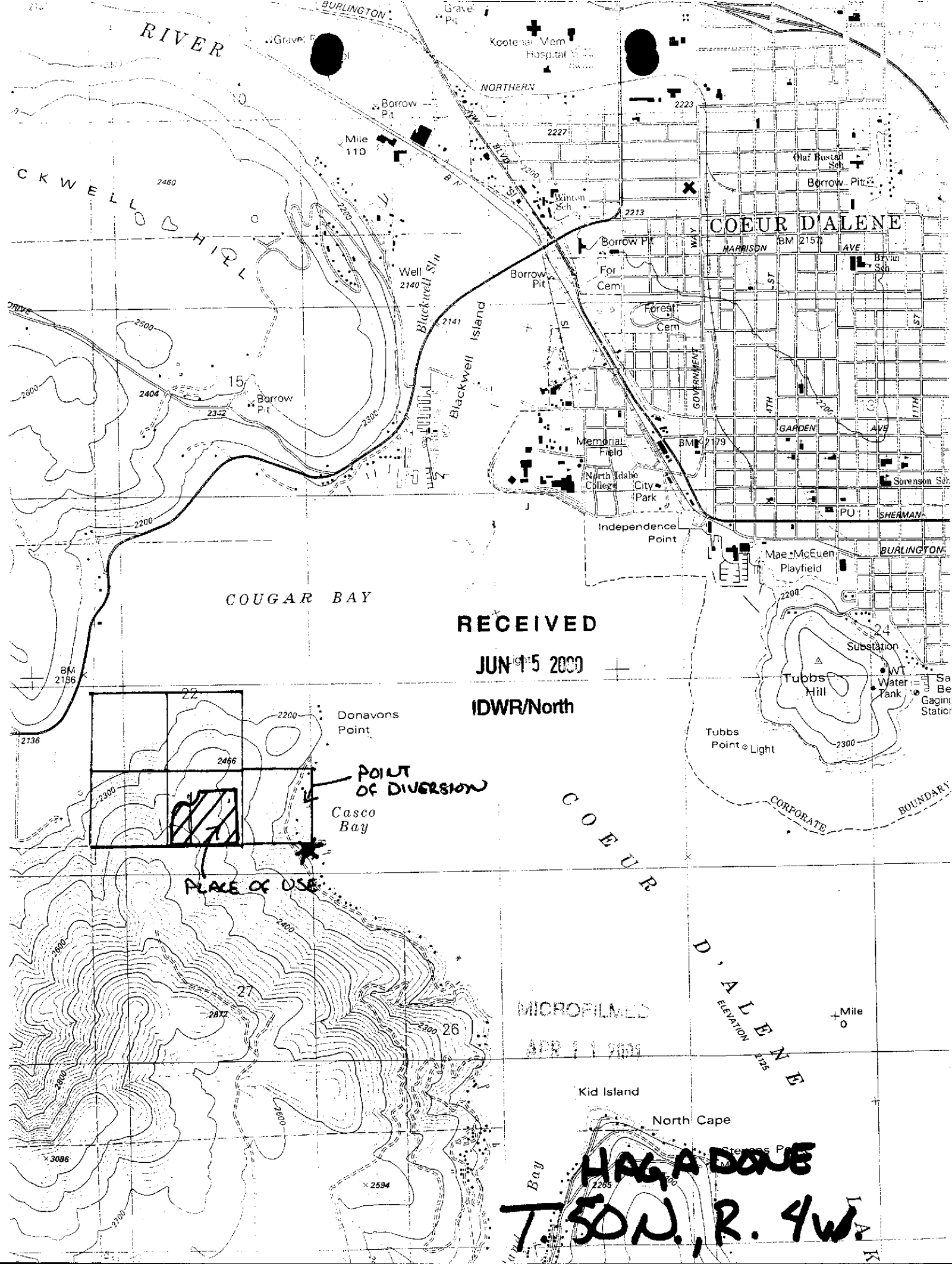
7 1/2 HP LAKE PUMP



PROPOSED LAKE PUMP SITE FOR
BRAD HAGADONE

UNITED PUMP COMPANY
5/5/00

MICROFILM
1 00 1 1 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

January 23, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BRAD HAGADONE
2731 W HORNED OWL RD
COEUR D'ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-09048

Dear Permit Holder:

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

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

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

If you have questions concerning the field examination, 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

MICROFILMED

APR 11 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-9048

Reviewed By: dgibson

Date: January 23, 2001

	<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.:		C051618	Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?		X	Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received		12/22/2000
Date proof due	-	12/01/2001
No. of days late	=	0
Holiday allowance	+	
Priority date	+	06/15/2000
New priority date	=	06/15/2000

Deficiencies of Actions Items

Acknowledge proof.

Idaho Department of Water Resources Receipt

Receipt ID C051618

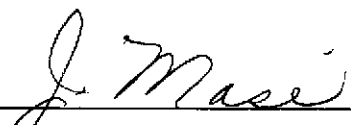
Payment Amount \$50.00 Date Received 12/22/00 3:02:50 PM Region State Status
Payment Type Check Check Number 5260

Payer HAGADONE BRAD

Comment WATER PERMIT # 95-09048

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	BENEFICIAL USE	0229	21	56104	1155


Signature Line (Dept. Representative)

MICROFILMED

APR 14 2001



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

December 1, 2000

BRAD HAGADONE
PO BOX 6200
COEUR D ALENE ID 83816-6200

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-09048

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief 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.

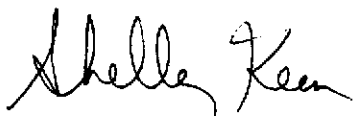
Also, please note that water right owners are required to report any change of water right ownership and/or change of mailing address to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the department or visit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

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

MICROFILMED

APR 11 2001

Sincerely,

A handwritten signature in cursive script, reading "Shelley W. Keen". The signature is written in dark ink and is positioned above the printed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

MICROFILMED

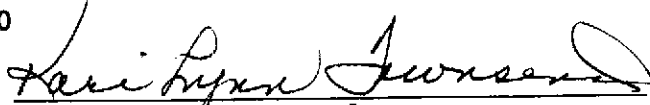
APR 11 2001

CERTIFICATE OF MAILING

I hereby certify that on the **1st** day of **December, 2000**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 95-09048

BRAD HAGADONE
PO BOX 6200
COEUR D ALENE ID 83816-6200


Kari Lynn Townsend
Secretary

MICROFILMED

SEP 11 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).

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.

MICROFILMED
SEP 11 2001

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**
Reviewed by Cindy Zimmerman on 11/13/00

No. 95 9048 Name: Hagadone Corp. Officers NA 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)

SURFACE WATER: (√Flow Chart)

☒ F&G contacted

☒ Yes/No Response

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:

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) 3.0

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

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)

> 1 in restricted area

- 27A (Payette R)

Irr use listed separate

- 070-071-075(no parks/common areas, etc)

Moratorium approvable

- WB5

- W03 (2500 gpd - meets domestic definition
i.e. 1D/convenience store)

☒ **BENEFICIAL USE DUE:** 12 / 01 / 01

☒ **MISC CONDITIONS/REMARKS:**

Protested - 020-W19

☒ Development Period

≤ 1 yr

P16

> 1 yr

- 26A(P17)

Ownership

004

Non-consumptive

- 027

Water Quality

- 081-R07

Multiple pd's per 1/4

- W32

Subd lot desc (pd)

- W39

Subd lot desc (pu)

- W60

Use definitions

- W02 example - S/50 range

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)

DOP: 6/15/00

OTHER CONDITIONS/REMARKS

COMMENTS

① R62 ② 04M ③ 004 ④ W15 ⑤ W16

PARAGRAPH CODES: P16,

**IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

WR1
BCA
WRA

APPLICATION # 95-09048

..... INITIAL REVIEW

APPLICANT: HAGADONE

BY: AB

DATE: 6/15/00

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

PROCESSING

(Yes) (No)

PRIORITY DATE: 6/15/00

REFLECTS DATE WE RECEIVED MAP

 x (Include Moratorium Remark) B

 x Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).
CA/shure/ok

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:	Type:	Fees	Receipt No.	Upgrade Needed?
<u> + </u>	Dom. Non-Dom. <u> </u>	Paid \$ <u> </u>	<u> </u>	Y () N ()
<u> + </u>	Dom. Non-Dom. <u> </u>	Paid \$ <u> </u>	<u> </u>	Y () N ()
<u> + </u>	Dom. Non-Dom. <u> </u>	Paid \$ <u> </u>	<u> </u>	Y () N ()

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

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- x Notice of pending void order issued. Final order response date: / /
 x Further information required from applicant
 + Affidavit of publication received
 + Application published correctly. If not, record action taken: _____

 + Publication dates and paper recorded on application Sr. Agent initial _____

 + Protests received, Final protest date: 7/24/00

 + Measuring device required

 + Measuring port required

 + Special conditions:

 + Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: PMA

Date: 9/21/2000



IDAHO FISH & GAME

PANHANDLE REGION
2750 Kathleen Avenue
Coeur d'Alene, Idaho 83814

RECEIVED
JUL 13, 2000
IDWR/North

RECEIVED
JUL 13 2000
IDWR/North

Dirk Kempthorne/Governor
Rod Sando/Director

July 10, 2000

Ms. Dianne Ball
Idaho Department of Water Resources
1910 Northwest Boulevard, Suite 210
Coeur d'Alene, ID 83814

RECEIVED
JUL 13 2000
IDWR/North

Dear Dianne:

REFERENCE: 95-09048 HAGADONE / COEUR D'ALENE LAKE

We have reviewed the application by Brad Hagadone for the diversion of 0.13 cfs from Coeur d'Alene Lake for irrigation purposes. The application is to irrigate 22 acres near Casco Bay.

By itself, this water right is not likely to significantly impact fish or wildlife provided the diversion intake is appropriately screened (≤ 0.25 inch mesh, ≤ 0.5 fps approach velocity through the screen). However, this water right is larger than the typical domestic diversion. Given the number of existing water rights, and periodic flow problems in the Spokane River below Post Falls during the irrigation season, we are concerned that continued development of water rights from the lake will negatively impact the wild trout fishery downstream from Post Falls Dam.

We continue to recommend that IDWR conduct an analysis of water rights in the basin and thoroughly assess their potential impact on the Spokane River downstream from Post Falls Dam. The Spokane River has been designated a 303(d) water quality impaired stream, and fish kills have been documented in recent low flow years. A prudent measure might be to assess these impacts prior to granting additional water rights, and in particular larger requests.

Thanks for the opportunity to comment.

Sincerely,

Greg Tourtlotte
Regional Supervisor

GIT:CEC:kh

C: Tracey Trent, IDFG, Boise
DEQ, Coeur d'Alene

MICROFILMED
APR 11 2001

AFFIDAVIT OF PUBLICATION

RECEIVED

JUL 14 2000

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

issue of said newspaper for

2

consecutive

Thursday
Weeks

commencing on the

16

day of

July

2000

ending on the

13

day of

July

2000

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

13

day of

July

2000

Regina Mason

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

IDWR/North

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-09048

HAGADONE, BRAD

PO BOX 6200

COEUR D'ALENE, ID 83816

Source: COEUR D'ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: SWSE

Sec 22 T 50N R 04W in KOOTENAI County.

Use: IRRIGATION

(0.130 CFS)

Total Diversion:

(0.130 CFS)

Date Filed: 6/15/2000

In: KOOTENAI County

T50N R04W S22

SESW

- 22.0 ACRES TOTAL

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before JULY 24, 1999.

Legal 360

July 6, 13, 2000

KARL J. DREHER, Director

MICROFILMED

APR 15 2000

MY COMMISSION EXPIRES 6/18/03

Ball, Dianne

From: CHARLES CORSI [ccorsi@IDFG.STATE.ID.US]
Sent: Tuesday, July 11, 2000 12:06 PM
To: dball@idwr.state.id.us
Subject: re: perweek2.txt

They are in the mail. Thanks for the reminder.

Chip

----- Original Text -----

From: "Ball, Dianne" <dball@idwr.state.id.us>, on 7/11/00 10:51 AM:

Chip, at the end of the attached report are 2 water rights on which we need your comments no later than 7/24. I tried to send this 6/28 and your mailbox was full. I believe it was faxed to you on the same day. This is just a reminder on this one because I don't know if you got it before due to your "mailbox" situation.

Dianne Ball - IDWR - Cd'A

<<perweek2.txt.htm>>

MICROFILMED

APR 11 2001

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, June 28, 2000 11:24 AM
To: 'Chip Corsi'
Subject: perweek1.txt



perweek1.txt.url

*Filed
6/28*

Greetings, Chip,

At the end of the attached report you will find two water rights on which we need your comments no later than July 24, 2000. The first is Brad Hagadone - request for water from Lake Coeur d'Alene; and the second is Langer - water from an unnamed stream, tributary to Strong Creek.

Thanks for your prompt reply. Dianne - IDWR

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

Chip, your mailbox is F U L L

In order for you to check this you will have to enter the http: address the long way - please - because we DO need the reply from you no later than 7/24/00.

Thanks ever so much - Dianne
Dept. of Water Resources Cd'A

dball@idwr.state.id.us

Dianne

MICROFILMED

APR 7 5 2009

95-09048

HAGADONE, BRAD
PO BOX 6200
COEUR D ALENE, ID 83816

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: SWSE Sec 22 T 50N R 04W in KOOTENAI County.

Use: IRRIGATION (0.130 CFS)
Total Diversion: (0.130 CFS)

Date Filed: 6/15/2000

In: KOOTENAI County
T50N R04W S22 SESW

22.0 ACRES TOTAL

RECEIVED

JUN 16 2000

June 28, 2000

Brad Hagadone
PO Box 6200
Coeur d Alene ID 83814

Re: Water Appropriation Application No. 95-09048

Dear Mr. Hagadone:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N013660.

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

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

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

RECEIVED

APR 11 1981

WR0749NP
No. 95-09048

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/23/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRAD HAGADONE PO BOX 6200 COEUR D ALENE ID 83816 (208) 667-3431	06/15/2000	IRRIGATION	03/15 11/15	0.130 CFS	
TOTAL DIVERSION:					0.130 CFS	

Water Source: COEUR D ALENE LAKE

Tributary to: SPOKANE RIVER

Stage: APPLICATION

Point(s) of Diversion: T50N R04W S22 SWSE KOOTENAI County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																								
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE						
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM					
-----																																-----	-----			
50N 04W 22 :																																:	:	22 :	:	22.0
																																TOTAL ACRES	22.0			

Pou County: KOOTENAI

Dates: App. Received: 06/15/2000 Priority Date: 06/15/2000
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/23/2000 User-ID: DBALL Subject: Examiner's notes.
POD owned by Duane B. Hagadone. Access easement exists.
Submersible pump.
Time required 1 year.

Audit: 06/23/00 DBALL