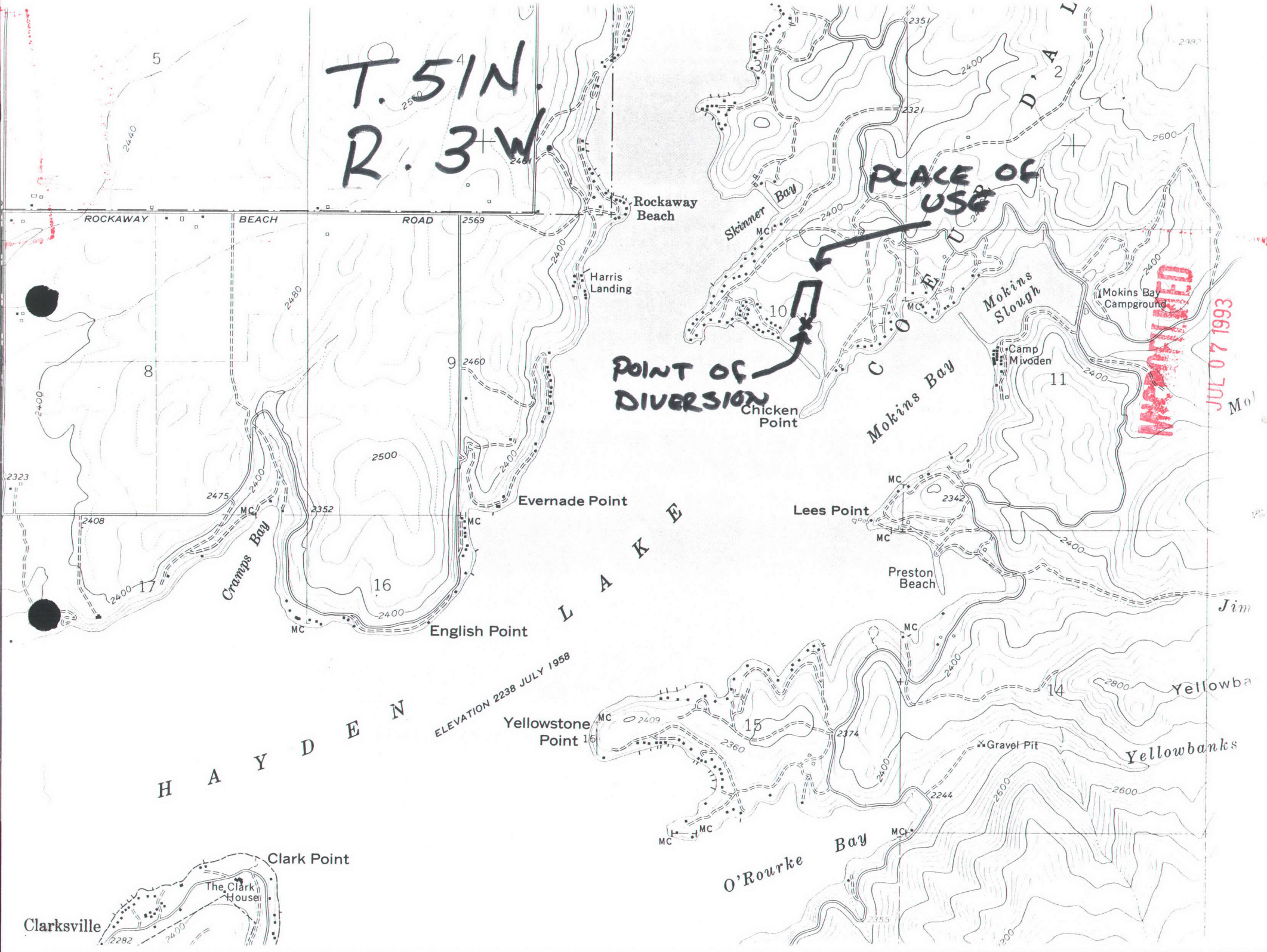


T. 51N.
R. 3W.

PLACE OF
USE

POINT OF
DIVERSION

NO
JUL 07 1993
Mo



This is a detailed topographic map of the Hayden Lake area in Idaho. The map shows a grid of land parcels, many of which are numbered. Key geographical features include Hayden Lake, Rockaway Beach, and several mountains such as Buckles Mtn, South Chico Mtn, and Badger Mtn. A large black arrow points to a specific parcel labeled "MOKINS BAY SUBJECT". The map also shows various roads, including Highway 95 and Highway 406. A detailed inset map on the right shows the "PUMP LOCATION" and "FRANTZ HOME" area, with specific measurements and labels for the "JOHNSON PROPERTY" and "JOHNSON'S HOME". The inset map also shows the "HAYDEN LAKE" and "PUMP LOCATION" area. The map includes a scale bar and a north arrow.

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)

RECORDED

JUL 07 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Keri Alexander

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 *Thurs*
issue of said newspaper for *2* consecutive *weeks*
commencing on the *4th* day of *March*, 19*93*, and
ending on the *11th* day of *March*, 19*93*, 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.

Ken Alexander

Subscribed and sworn to before me this *11th* day of *March*, 19*93*

Roberta Manley

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

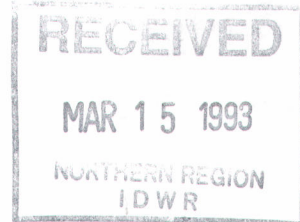
ROBERTA MANLEY
My commission expires *2-3-99*

NOTICE OF CORRECTION
NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-8795 in the name of Marty Frantz was advertised incorrectly on 1/7 & 14/1993. The Place of Use was incorrectly advertised in T51N R03W S10 NWNW, SWNW; whereas, correctly it should be in T51N R03W S10 NWNE, SWNE.
(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)
Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before March 22, 1993.

R. KEITH HIGGINSON, Dir.

Legal 913
March 4, 11, 1993

JK
mm
3/20/93



MICROFILMED

JUL 07 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Keri Alexander

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3. The *Legal notice*

of which the annexed is a printed copy, was published in the regular *Thurs.* issue of said newspaper for *2* consecutive *weeks* commencing on the *7th* day of *January*, 19 *93*, and ending on the *14th* day of *January*, 19 *93*, 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.

Keri Alexander

Subscribed and sworn to before me this *14th* day of *January*, 19 *93*

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

ROBERTA MANLEY *2-3-93*
my commission expires

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08794
COEUR D ALENE SCHOOL DISTRICT
311 N. 10TH ST
COEUR D ALENE, ID 83814
Source: GROUNDWATER
Diversion Pt: NENENE Sec 34 T 51N R 04W in KOOTENAI County.
Use: HEATING (1.500 CFS)
COOLING (1.500 CFS)
Total Diversion: (1.500 CFS)
Dated Filed: 12/15/1992
In: KOOTENAI County
T51N R04W S34 NENE
95-08795

FRANTZ, MARTY
N 12425 GEM SHORE RD
HAYDEN LAKE, ID 83835
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: SWNE Sec 10 T 51N R 03W in KOOTENAI County.
Use: IRRIGATION (1.100 CFS)
Total Diversion: (1.100 CFS)
Dated Filed: 12/22/1992
In: KOOTENAI County
T51N R03W S10 NWNW SWNW
4.0 ACRES TOTAL
95-08796

SANDERS DRIVE 3RD ADDN IRRIGATION DIST
7415 W SANDERS DR
COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: LOT 1 (NENE) Sec 17 T 48N R 04W in KOOTENAI County.
Use: IRRIGATION (0.060 CFS)
FIRE PROTECTION (0.060 CFS)
Total Diversion: (0.070 CFS)
Dated Filed: 12/11/1992
In: KOOTENAI County
T48N R04W S17 LOT 1 (NENW)
2.0 ACRES TOTAL

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

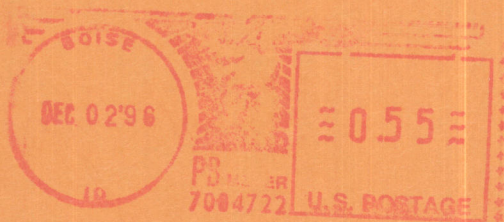
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before *January 27, 1993*.
R. KEITH HIGGINSON, Director

Legal 667
Jan. 7, 14, 1993

NORTHERN REGION
IDWR

MICROFILMED

JUL 07 1993



MICROFILMED
JAN 24 1997

RECEIVED
DEC 06 1996
Department of Water Resources

RETURN
TO
SENDER
ATTEMPTED, NOT KNOWN

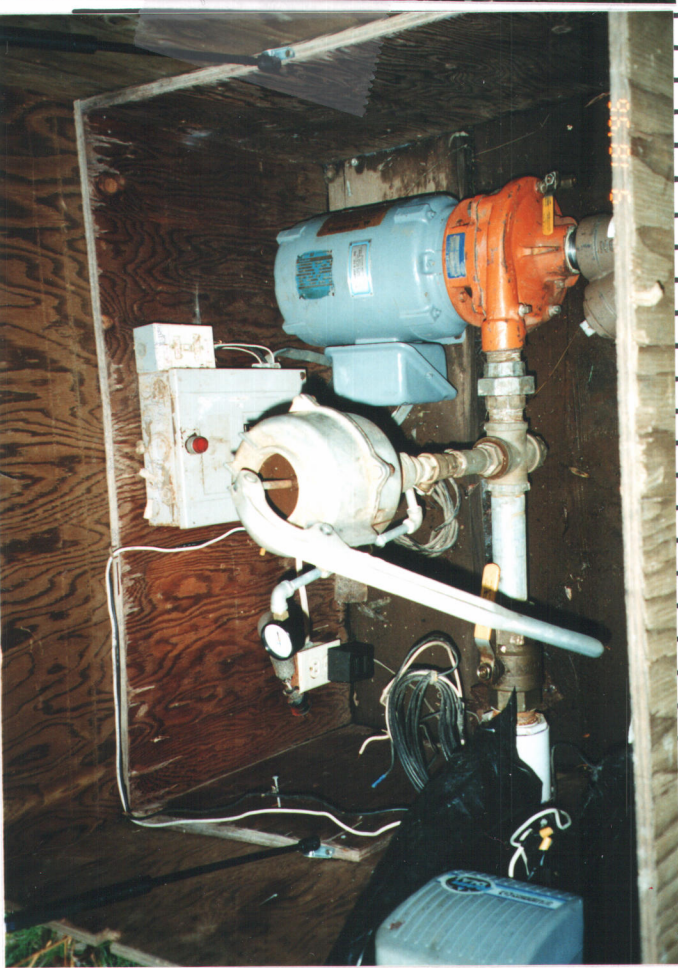
L95-08795
MARTY FRANTZ
420 INDIANA
COEUR D ALENE

ID B3814



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ANNUAL REPORT SUPPLY
PHOTOGRAPH

Intake Line
Pump House and Intake



5 HP Motor
Berkeley Pump
Place of use

UNRECORDED
JAN 24 1997



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPL

OTOGRA P

PLACE OF USE

MICROFILMED
JAN 24 1987



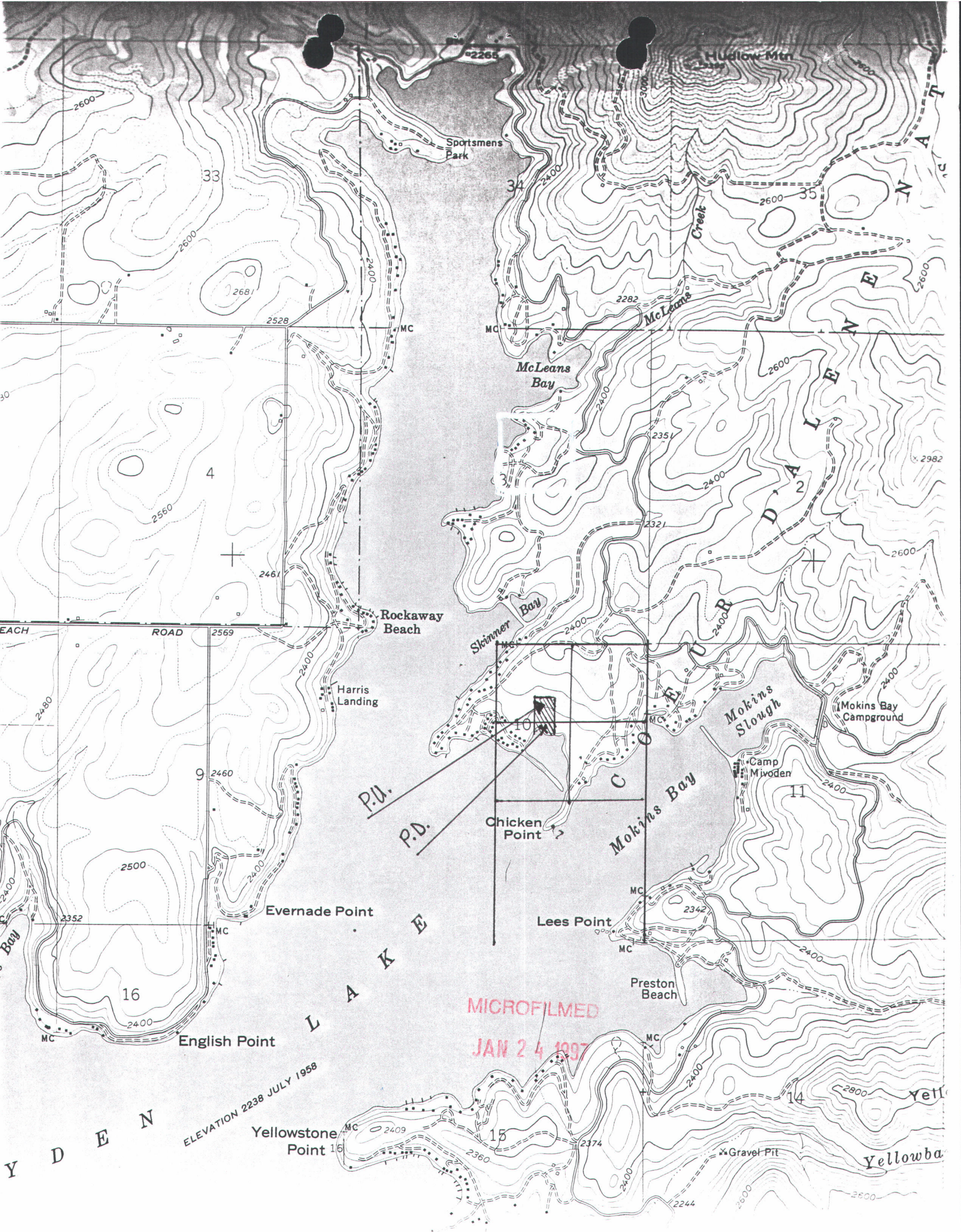
STATE OF IDAHO
DEPARTMENT OF WATER & LAND
REPORT SUPPLY

PHOTOGRAPH

PLACE OF USE

MAINTENANCE
JAN 24 1997





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08795

Priority: December 22, 1992

Maximum Diversion Rate:

0.10 CFS

Maximum Diversion Volume:

12.0 AF

This is to certify, that MARTY FRANTZ
420 INDIANA

COEUR D ALENE ID 83814 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated December 22, 1992; and
has submitted Proof of Beneficial Use on April 18, 1994. An examination indicates
that the works have a diversion capacity of 0.100 cfs of water from:

HAYDEN LAKE

tributary to SINKS

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.10 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 5 (SWNE), Sec. 10, Township 51N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
51N	03W	10	Lot 2(NWNE) 2	Lot 5(SWNE) 2		4

Total number of acres irrigated: 4

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right will be regulated by the watermaster of State Water District No. 95A.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

MICROFILMED
JUN 7 1997

State of Idaho
Department of Water Resources

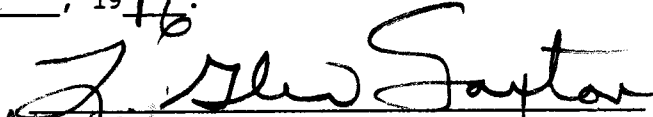
WATER RIGHT LICENSE

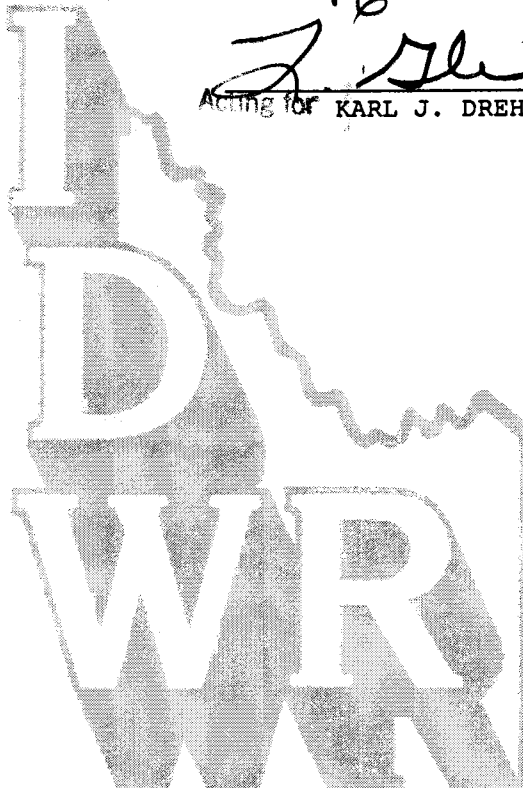
WATER RIGHT NO. 95-08795

CONDITIONS OF APPROVAL AND REMARKS

7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 29th day of November, 1996.


Acting for KARL J. DREHER, Director



MICROFILMED
JAN 24 1997

RECEIVED
APR 18 1994
Department of Water Resources

For Office Use Only
Amt. of Fee \$ 50.00
Date 4/18/94
Receipt No. 603003
Received By duw

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 98-08795 Telephone No. (208) 765-1839
2. Name(s) of Permit Holder(s): Marty Frantz
3. Post Office Address: 420 Indiana, Coeur d'Alene, ID 83814
4. Source of Water: Hayden Lake
 - a. If ground water, well driller's name: N/A Date Drilled: N/A
 - b. Pump horsepower: 05 Pressure (psi) 35 Dynamic pumping level (ft) _____
5. Extent of Use:

Domestic _____ (No. of households)	Irrigation <u>04</u> (No. of acres)
Stockwater _____ (No. and type of stock)	Other _____
6. Total rate and/or volume for which proof is submitted 0.10 cfs _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device:	Required? _____ Yes <u>X</u> No _____	Installed? _____ Yes _____ No _____
OR		
Flow Measurement Port:	Required? _____ Yes <u>X</u> No _____	Installed? _____ Yes _____ No _____
8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)
9. Person to contact to accompany the Department representative during the field examination:

<u>Marty Frantz</u>	<u>(208) 765-1839</u>
Name	Telephone No.
<u>420 Indiana, Coeur d'Alene, ID 83814</u>	
Address	
10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

Date 4/14/94

Signature (and title if on behalf of a company or organization) Owner

SEP 12 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08795

Proposed Priority: December 22, 1992 Maximum Diversion Rate: 0.10 CFS

This is to certify, that **MARTY FRANIZ**
N 12425 GEM SHORE RD
HAYDEN LAKE ID 83835

has applied for a permit to appropriate water from:

HAYDEN LAKE tributary of **SINKS**

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 10, Township 51N, Range 03W
KOOTENAI County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
<u>TWN RGE SEC</u>					
51N 03W 10	NWNE 2	SWNE 2			4

Total number of acres irrigated: 4

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1994.
2. Subject to all prior water rights.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 95A.
4. A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion prior to diversion of water under this right.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.

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

3 day of June, 1993.

R. Keith Higginson
for R. Keith Higginson, Director

JUL 07 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8795
RECEIVED
APR 29 1993

To appropriate the public waters of the State of Idaho Department of Water Resources

1. Name of applicant MARTY FRANTZ Phone 772-9577
Post office address N. 12425 GEM SHORE ROAD, HAYDEN LAKE, ID 83835
2. Source of water supply HAYDEN LAKE which is a tributary of SINKS
3. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 51N
Range 3W B.M. KOOTENAI County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.10 for IRRIGATION purposes from 3/15 to 11/15 BLM
(cfs or ~~acre-feet~~ per annum) JUNE 1 to OCT. 31 (both dates inclusive)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.10 cubic feet per second and/or b. _____ acre-feet per annum.
0.20

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 5 HP PUMP 1 1/2" INTAKE,
2" OUT LET, 80 GAL PER MIN @ 35 PSI CONNECTED TO A SPRINKLER
SYSTEM THAT DELIVERS 36 GALS PER MIN.

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

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

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

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is _____ years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

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

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

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

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

MICROFILMED

JUL 07 1993

USA 110001N

applicant to make this filing.

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

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

9. a. Who owns the property at the point of diversion

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

Total number of acres to be irrigated

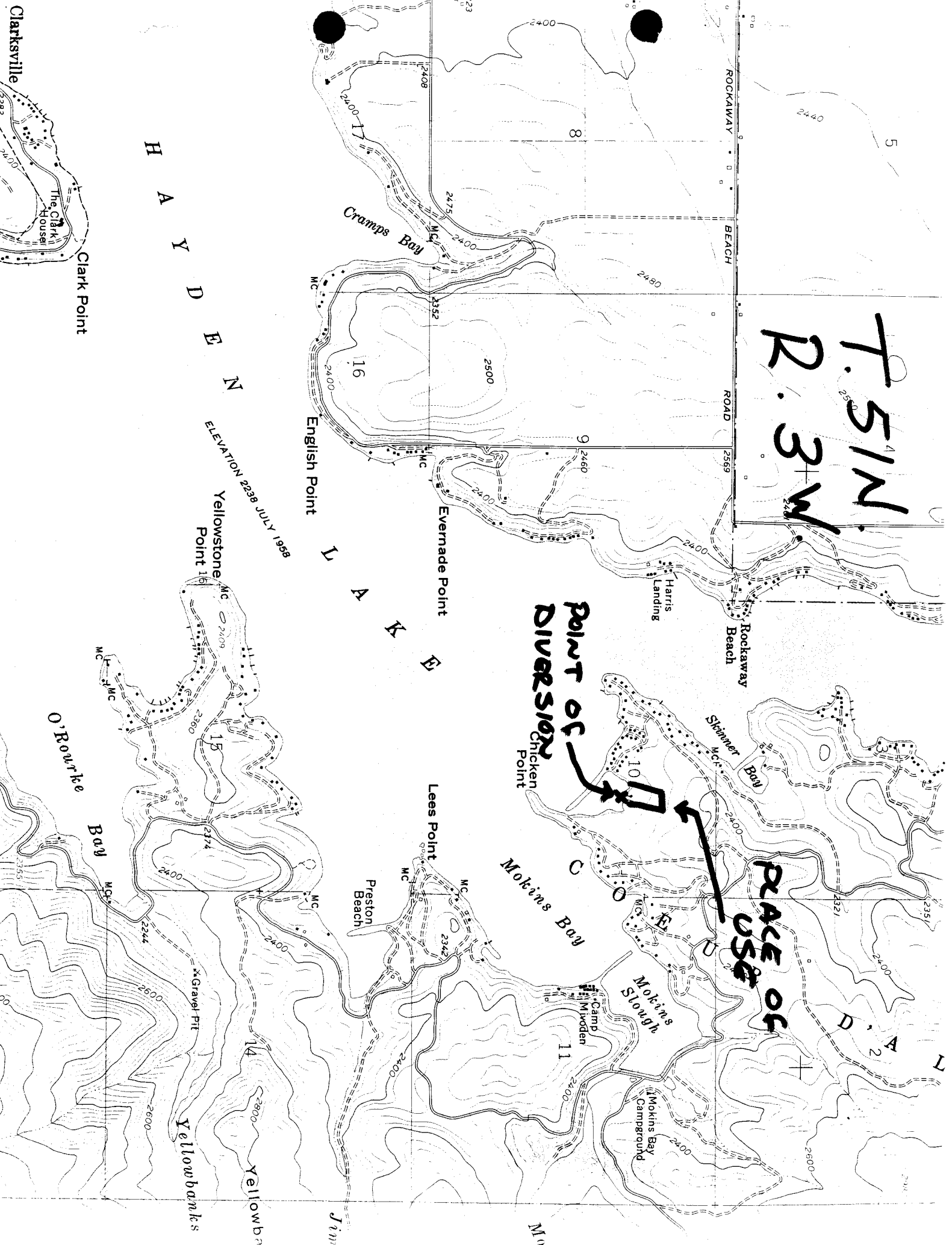
[illegible]

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

T. 51N.
R. 3W.

POINT OF
DIVERSION

PLACE OF
USE



Clarksville
The Clark House
Clark Point

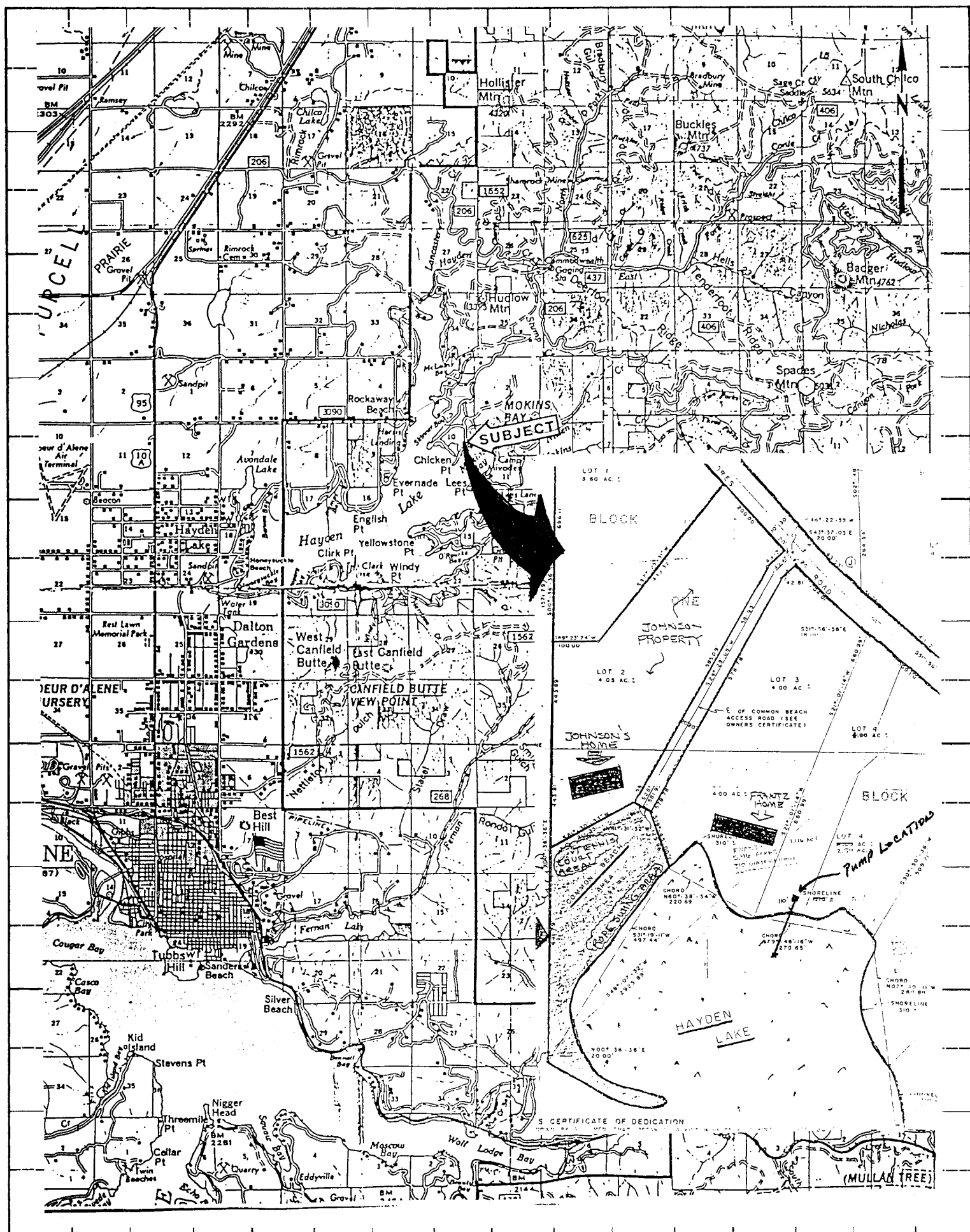
H
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N

ELEVATION 2238 JULY 1958
Yellowstone Point 16

1
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D
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L

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



Scale: 2 inches equal 1 mile.

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

W. D. 77
(Applicant)

Received by AS Date 12/24/92 Time 9:00 AM
Preliminary check by AS Fee \$ 30 / 100 N-6211
Received by _____ Date 12/24/92

Publication prepared by Don G. Allen Date 12/30/92
Published in _____
Publication dates 1/7-1/14/93 3/4-11/93
Publication approved _____ Date 1/23/93 5/22/93
Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by _____

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

RECORDED

JUL 07 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Ken Alexander 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 11th day of March, 1992, and ending on the 11th day of March, 1992, 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.

Ken Alexander
Subscribed and sworn to before me this 11th day of March, 1992

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

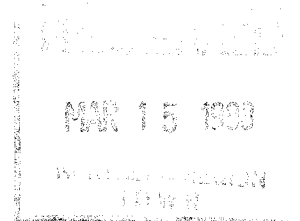
2-3-97

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(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)
Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before March 22, 1993.

R. KEITH HIGGINSON, Dir.

Legal 913
March 4, 11, 1993

JK
3/30/93



NOTICE OF CORRECTION

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Protests to the above-referenced correction must be filed with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814 on or before March 22, 1993.

R. KEITH HIGGINSON, Dir.

Published in the Coeur d'Alene Press on 3/4 & 11/1993.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Keri Alexander

being first duly sworn upon oath deposes and says:

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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*

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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.

Keri Alexander

Subscribed and sworn to before me this *14th* day of *January*, 19 *93*

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

ROBERTA MANLEY *2-3-93*
commission expires

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08794
COEUR D ALENE SCHOOL DISTRICT
311 N. 10TH ST
COEUR D ALENE, ID 83814
Source: GROUNDWATER
Diversion Pt: NENENE Sec 34 T 51N R 04W in KOOTENAI County.
Use: HEATING (1.500 CFS)
COOLING (1.500 CFS)
Total Diversion: (1.500 CFS)
Dated Filed: 12/15/1992
In: KOOTENAI County
T51N R04W S34 NENE
95-08795

FRANTZ, MARTY
N 12425 GEM SHORE RD
HAYDEN LAKE, ID 83835
Source: HAYDEN LAKE
Tributary: SINKS
Diversion Pt: SWNE Sec 10 T 51N R 03W in KOOTENAI County.
Use: IRRIGATION (1.00 CFS)
Total Diversion: (1.00 CFS)
Dated Filed: 12/22/1992
In: KOOTENAI County
T51N R03W S16 NWNW SWNW
4.0 ACRES TOTAL
95-08796

SANDERS DRIVE 3RD ADDN IRRIGATION DIST
7415 W SANDERS DR
COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: LOT 1 (NENE) Sec 17 T 48N R 04W in KOOTENAI County.
Use: IRRIGATION (060 CFS)
FIRE PROTECTION (060 CFS)
Total Diversion: (070 CFS)
Dated Filed: 12/11/1992
In: KOOTENAI County
T48N R04W S17 LOT 1 (NENW)
2.0 ACRES TOTAL

For additional information concerning the property location, call the Northern Regional Office at 765-4639.
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before *January 14, 1993*.

R. KEITH HIGGINSON, Director
Legal 667
Jan. 7, 14, 1993

NORTHERN REGION
IDWR

JUL 07 1993

RECEIVED
MAR 3 1953
U.S. AIR FORCE

RECEIVED
MAR 15 1953
U.S. AIR FORCE

L95-08795
MARTY FRANTZ
420 INDIANA
COEUR D ALENE

ID 60814



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 2, 1996

MARTY FRANTZ
420 INDIANA
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08795

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

JAN 24 1997

MEMORANDUM

TO: File 95-08795

FROM: Sharla

DATE: November 26, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 95-08795 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Irrigation	3/15 - 11/15	0.10 cfs	12.0 afa
------------	--------------	----------	----------

The standard volume/acre for this area is 3.0 ($4 \times 3.0 = 12.0$).

Examiner: Herman Spangle

Exam Date: September 18, 1996

11/28/96

11/28/96

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08795

DATE 11/26/96

REVIEWER: S H A R L A

NAME	Change	OK ☒	Address Change ☐
SOURCE		☒	Is change clarification of originally intended source? ☐ If not, prepare Notice of Intent to Void ☐
POINT OF DIV		☒	Amendment required <u>NO</u>
PLACE OF USE		☒	Amendment required <u>NO</u>

Does map agree with written description? ☒ yes ☐ no

OVERLAPS ☐ P/D ☐ P/U

RATE OF DIV

Permitted Rate	<u>.10</u>	cfs
Fee limit	<u>.20</u>	cfs \$5000
Measured	<u> </u>	cfs
Theoretical	<u>.09</u>	cfs

*1 zone out of 7 run at a time
47 = .53 ac x .03 = .02 cfs, use of
5 hp for higher rates of div. - (see app)*

Recommended Total Div Rate .10 cfs

**ANNUAL VOLUME/
NATURE OF USES**

*80 gpm pump = .18 cfs
36 gpm system delivery .08 cfs*

Use	Volume Calculation
<u>Dr.</u>	<u>4 x 3.0 = 12.0</u> af
<u> </u>	<u> </u> af
<u> </u>	<u> </u> af
<u> </u>	<u> </u> af
SUBTOTAL	<u>12.0</u> af

Flow rate .10 cfs X 245 days X 1.98 ~~44~~ = 72.3 af
 Total volume recommended 12.0 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS R04 Watermaster Control WD# 95A

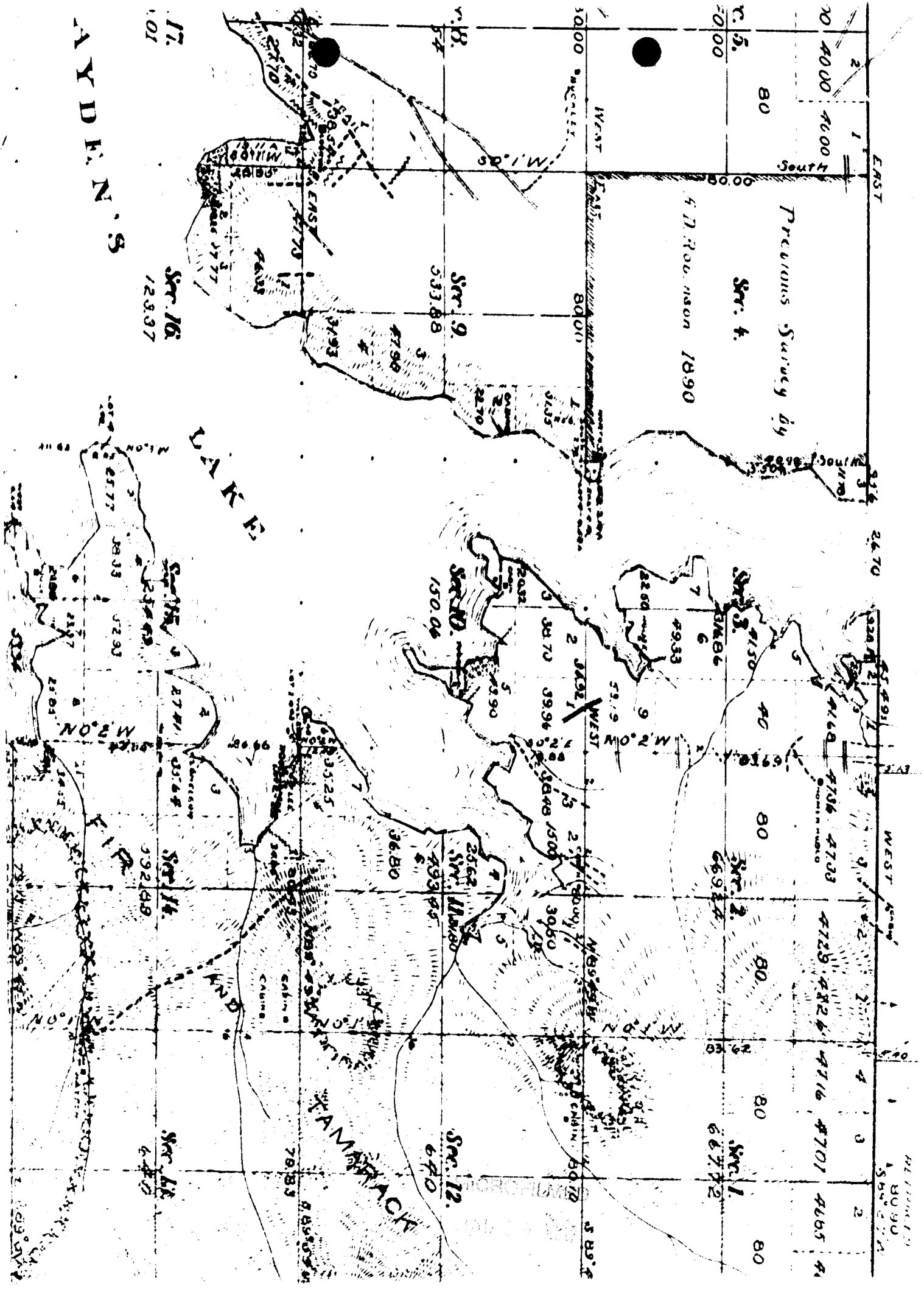
R49 GW Measurement/Measuring Device R02
 Overlap

☐ Use-specific conditions
 Advancement of Priority Date Required ☐ yes ☒ no

SRBA Claim Filed N/A
 Adjustment Memo volume

1st Amend Letter N/A
 2nd Amend Letter

E D C B A



17.
101
Sec. 16
12337

AYDEN'S

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 21 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No.

95-08795

1. Owner: Marty Frantz Phone No. 772-9577 ext. 22

Current Address: 420 Indiana, Coeur d'Alene, Id. 83814

2. Accompanied by: Howard - EXAM DATE: 9-18-96

Address: Same as above Phone No. 772-0456

Relationship to Permit Holder: Caretaker

3. Source: Hayden LK. tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: None

2. Other water rights with the same point of diversion: None.

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NE	10	51N	03W	Kootenai	USGS. 7.5' QUAD	Site Visit

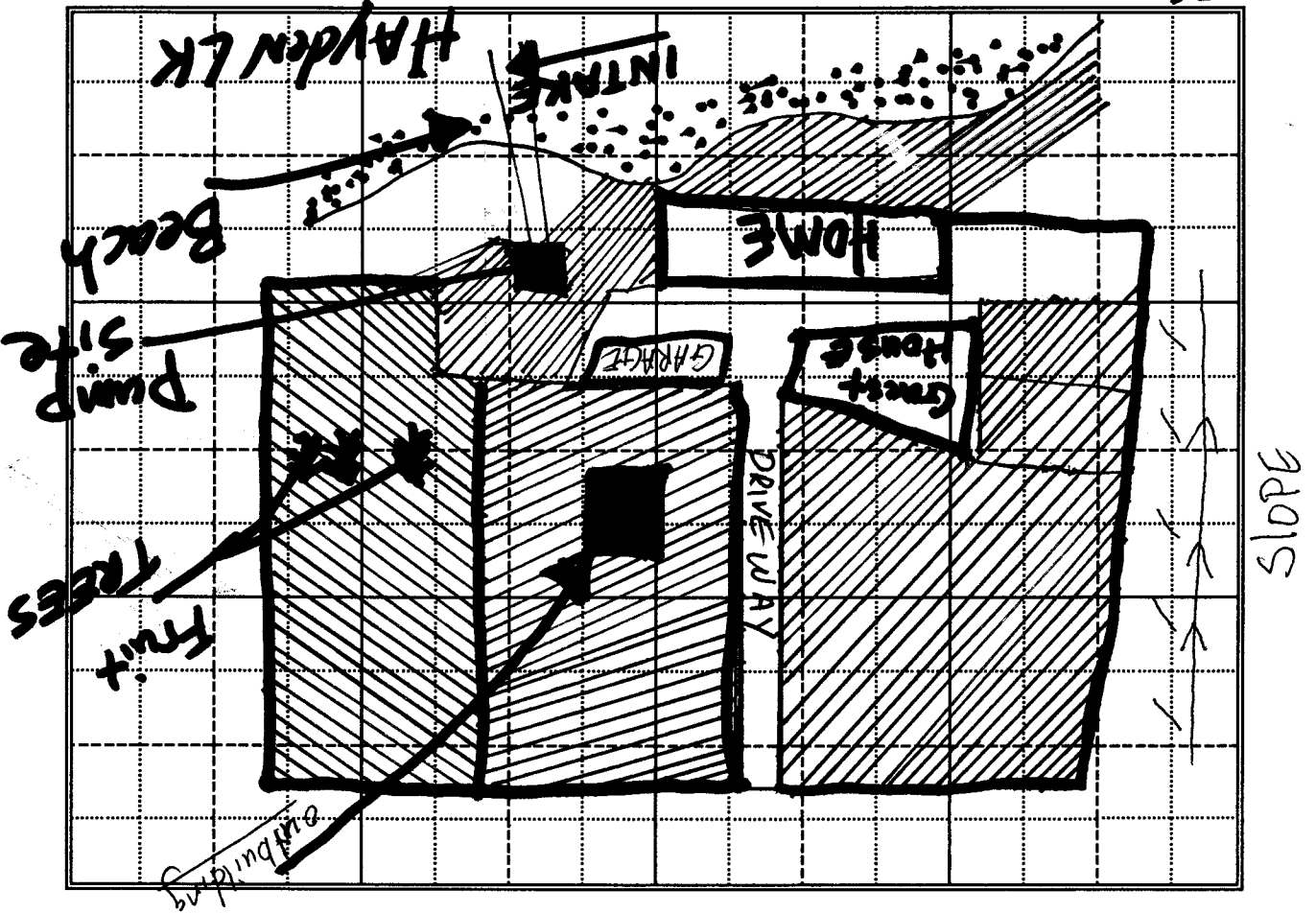
2. Place(s) of Use:

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	
51N	03W	10		2	2														4

Total - 4 acres

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



Scale: 1" = 100'

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

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

X
Photo of Diversion and System Attached

4.

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size	Division #
				Berkely	8 1/2" TPMS	1

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

System consist of 5 H.P. Motor w/ Berkeley Pump.
A 2" R.V.C Pipe with a basket screen on the end is the
intake. 1" R.V.C. Pipe is used for the distribution system
with Sprinkler heads. Place of use is on Lawn, Fruit trees
and Landscaping. Four Acres Total. System has 7 different
Zones and is Run 1 Zone @ a time.

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

MICROFILMED
JAN 24 1987

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

*See Theoretical Calculation

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (4)(3.5) = 14.0 \text{ AFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (10)(245)(1.9835) = 48.6$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 14.0 \text{ AFA}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

IRRIGATION

From

3-15

Period of Use

To

11-15

Rate of Diversion

Q (cfs)

.10

Annual Volume

V (afa)

14.0

2. Recommended Amendments

Change P.D. as reflected above

Change P.U. as reflected above

Add P.D. as reflected above

Add P.U. as reflected above

None

Other

I. AUTHENTICATION

Field Examiner's Name

Thermond Sample

Date

9-18-96

Reviewer

Date

SEAL

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08795

DATE: 18-SEP-96

COMPLETE BY: HERMAN

HORSEPOWER = 5

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 250 FEET

SYSTEM PRESSURE = 35 PSI

QUANTITY = 0.09 CFS

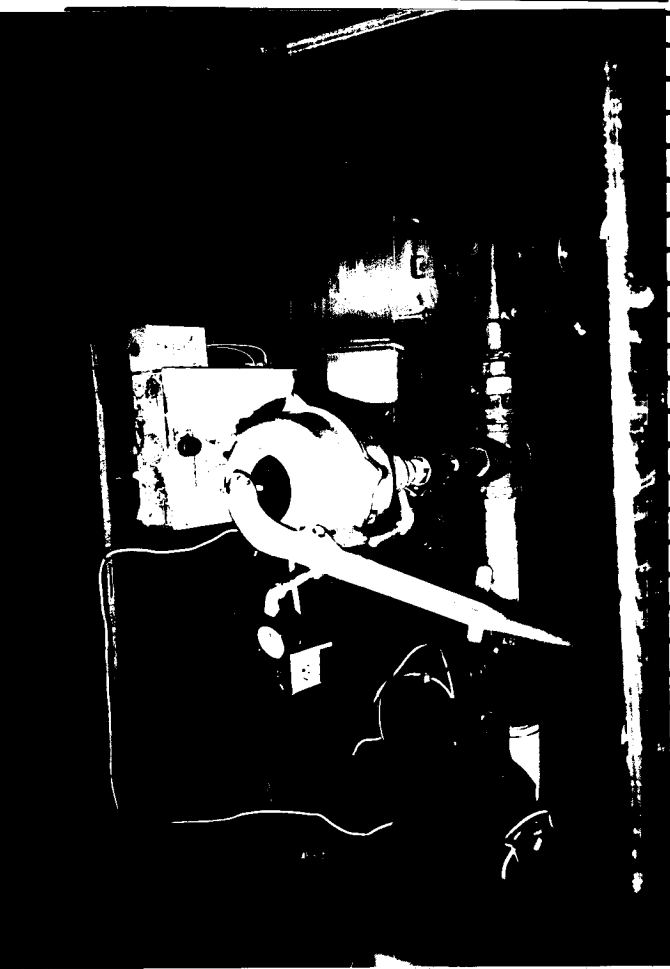
MICROFILMED
JAN 24 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ANNUAL REPORT

PHOTOGRAPH



Intake Line
Pump House and Intake



5 HP Motor
Berkeley Pump
Place of use

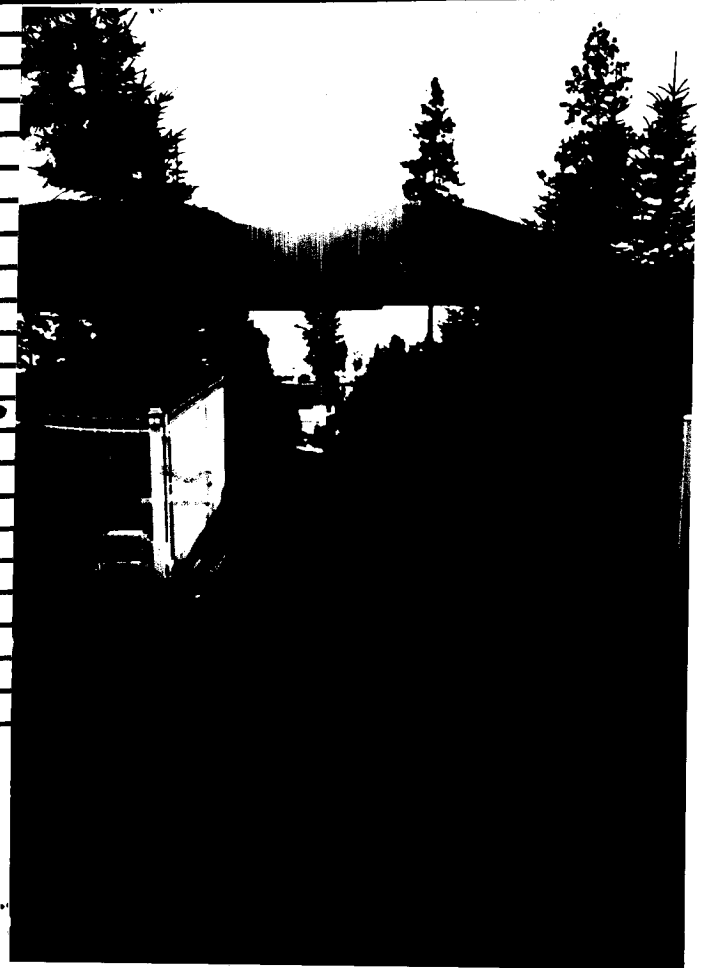


PERMIT # 95-08795

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLY

PHOTOGRAPH

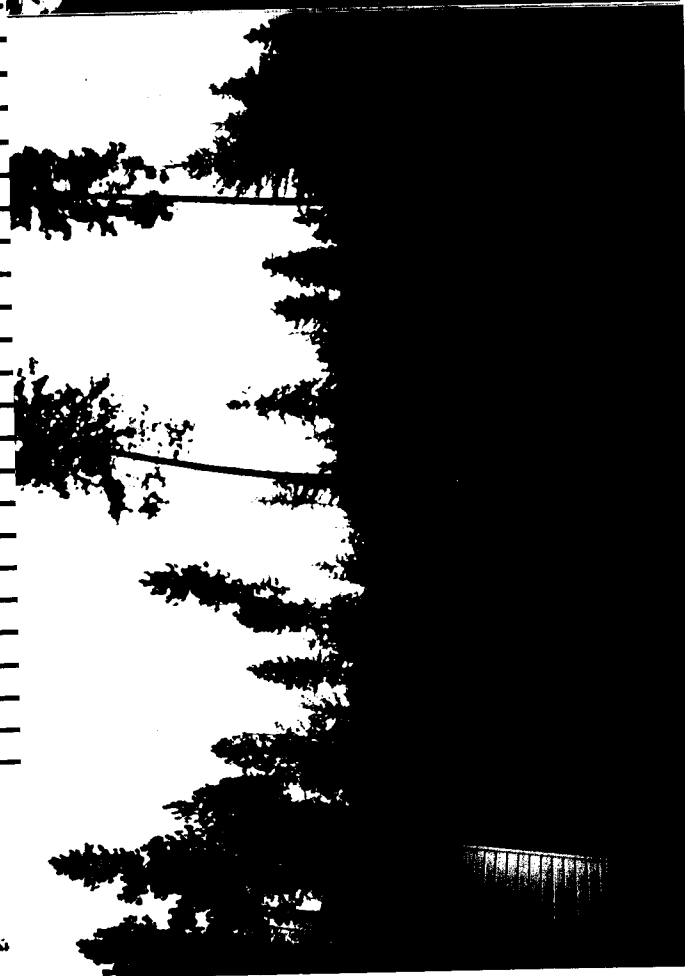
PLACE OF USE



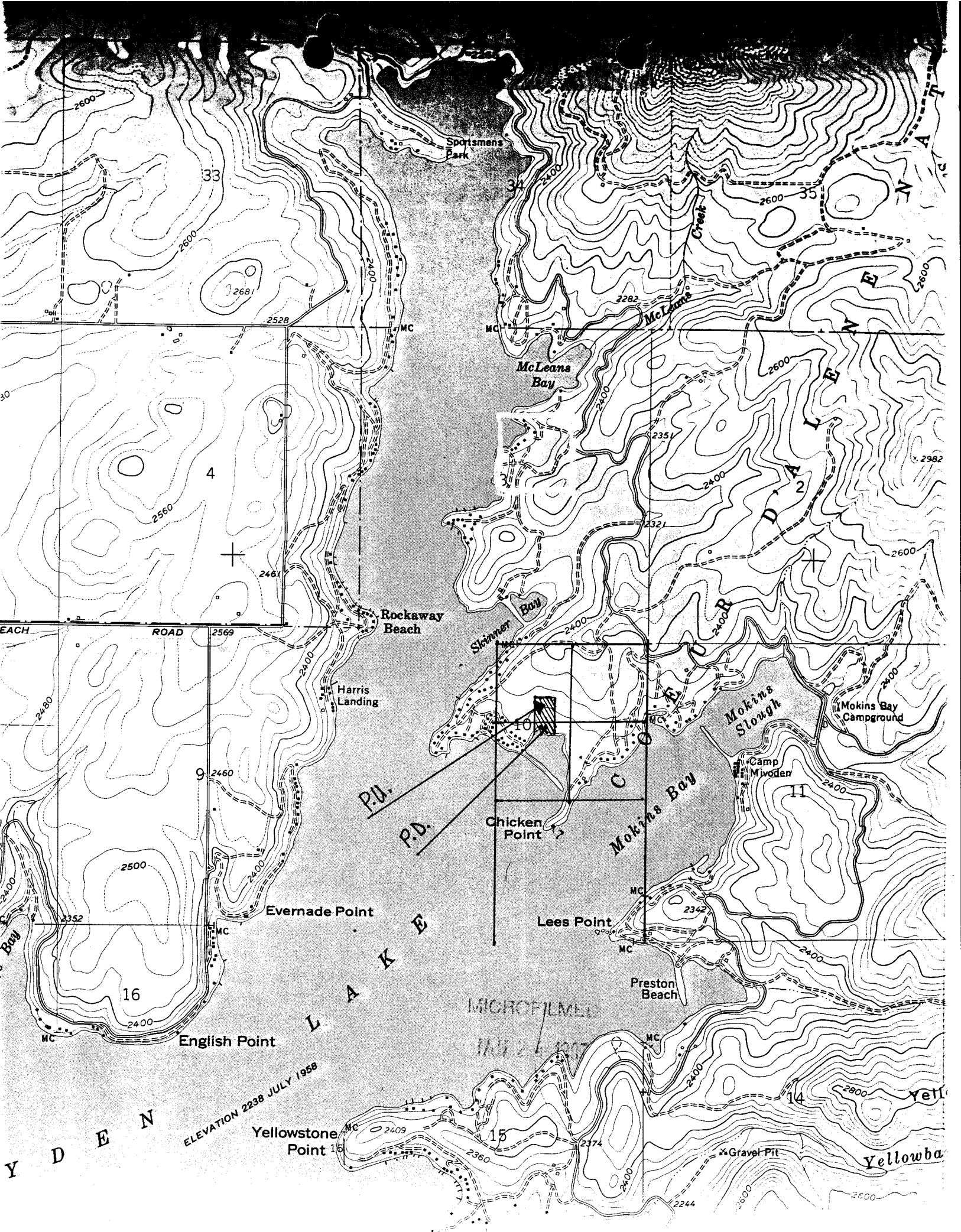
PERMIT # 95-08795

STATE OF IDAHO
DEPARTMENT OF WATER &
REPORT SUPPLY

PHOTOGRAPH



PLACE OF USE



RECEIVED

MAY 12 1994

NORTHERN REGION
IDWR

May 9, 1994

MARTY FRANTZ
420 INDIANA
COEUR D' ALENE ID 83814

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 95-08795

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur d'Alene, at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED

JAN 24 1997

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-8795

Reviewed by [Signature]

Date 5-2-94

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Irr.
Correct Uses? yes

SOURCE OF WATER

☒ Surface water source
☐ Ground water source

☐ Drilling permit required?
☐ Copy in the file? Drilling Permit No. _____
☐ Amount paid for permit _____ Correct?
☐ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50.00 Amount Submitted
yes Correct?

MEASURING DEVICE

☐ Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address 420 Indiana
Coeur d'Alene 83814

Proof Made 4-18-94

May 9, 1994

MARTY FRANTZ
420 INDIANA
COEUR D' ALENE ID 83814

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 95-08795

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur d'Alene, at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

SEP 12 1994

March 31, 1994

MARTY FRANTZ
N 12425 GEM SHORE RD
HAYDEN LAKE ID 83835

PROOF DUE NOTICE

RE: PERMIT NO. 95-08795

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

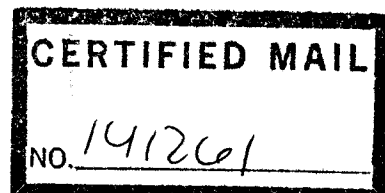
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

SEP 12 1994





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 4, 1993

MARTY FRANTZ
N 12425 GEM SHORE RD
HAYDEN LAKE ID 83835

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08795

Dear Permit Holder:

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

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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a lockable device that will provide the watermaster control on your diversion.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

JUL 07 1993

APPLICATION FOR PERMIT REVIEW

Application #: 95-08795 Date: 5/25/93 Reviewer: Cindy Zimmerman

SYSTEM COMPLETED:

AREA OF CONCERN? No

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

GROUNDWATER:

GT. 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing well)

- No measurement required <flow chart>

LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

Approved w/permit - P99 Permit No. _____

Not included - 046-46A-46B-P23 (after 7/1/87), N/A

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

LOCATION:

Water Districts - WD No. 95A

Surface water - 005, 005-01H-P01 (LT.2 w/pump)
005-01J-P08 (GT.2), NMR <flow chart>

Groundwater - P05 (if well has not been drilled)

Irrigation Districts - 023

Canal Co. Areas - 023

Drainage Districts - 024

Boise Front (63) - 058 (Groundwater)

Swan Falls Flag - (1, Blank or Other)

Trust - 051-052-053-P74 (Consumptive Uses)

Non Trust <1> - 048-049

RIVER BASINS:

(Surface Water) Water District Control Condition &....

Boise (63) - 05A & 11E

Payette (65) - 047-P04, 059-P71

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One),
042 (req), 002-P06(MD), 07A(Special),
044(Policy 5G)

Power - 08A, 17K, 025, 027 (req); 01F-P19; 09E-P10;
<25 cfs-P18; 17G or 17M; 18B-P09

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

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

Rec/Wildlf/Aes - 027(Non-Consumptive)

Domestic - 021 (Boise River - upstream from L Peak)

(restricted areas) 27A (Payette River & main tributaries)

OWNERSHIP:

Non land owner - 004

PROTESTED:

Agreement - 020

Beneficial Use Due Date - 6-1-1994

Other Conditions/Remarks: - _____

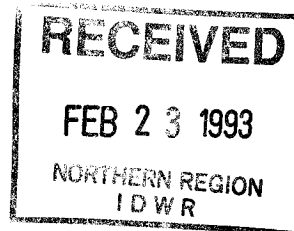
MEMORANDUM

TO: Northern Region
FROM: Brenda L. Miller *BLM*
DATE: February 22, 1993
RE: P/U Correction
Application No. 95-08795

=====

The place of use for this application is located within the NWNE and SWNE 1/4 1/4's, not the NWNW and SWNW 1/4 1/4's of Section 10. The application was advertised with the incorrect place of use. The file is being returned to the region for correction and re-advertisement.

Thanks!



MICROFILMED

JAN 24 1987

No. a
4/87-06/92n

IDaho DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 95-8795

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

APPLICANT: FRANTZ BY: AB DATE: 12/22/92

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
(X) Dam information requested
or not requested
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
13. (X) Map
(X) Signature
(X) Fee (Amt, recpt, acknowlegment)
Send info sheet Y() N()

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 12/22/92

> (Include Moratorium Remark)

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

3/4/93
1/7/93 Advertised in: CDA

County of: KOOTENAI

SEND COPIES TO:

() USFS CdA	() USFS Oro	() USFS Grangeville
() BLM	() W/W Corps	() Albeni Corps
() F&G CdA	() F&G Lew	(X) IDL <u>Attorney & CDA</u>
() H&W CdA	() H&W Lew	() Adj Div
(Other) _____		

LETTERS SENT REQUESTING:

() Dam information () Fish Information
() Power information () Other

INFORMATION RECEIVED

() Power information () Dam information
() Fish Information () Other

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

(Yes) (No) Checked by: _____ Date: ____/____/____

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

Remarks: _____

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

(Yes) (No)

- Notice of pending void order issued. Final order response date: ____/____/____
Further information required from applicant _____
Affidavit of publication received _____
Application published correctly, If not, record action taken: _____
P/U received - no do.
Publication dates and paper recorded on application _____ | Sr. Agent initial AB
Protests received. Final protest date: 1/25/93
3/22/93
Measuring device required _____
Measuring port required _____
Special conditions: _____
Special conditions of approval supplement and/or cover letter attached: 1/1/93

Approval Recommended by: AB RUA

Department of Water Resources

Date: 2/3/93

4/15/93

95-08795

FRANTZ, MARTY
N 12425 GEM SHORE RD
HAYDEN LAKE, ID 83835

Source: HAYDEN LAKE

Tributary: SINKS

Diversion Pt: SWNE Sec 10 T 51N R 03W in KOOTENAI County.

Use: IRRIGATION (.100 CFS)

Total Diversion: (.100 CFS)

Date Filed: 12/22/1992

In: KOOTENAI County
T51N R03W S10

NWNW

SWNW

4.0 ACRES TOTAL

RECORDED
JUL 07 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

Governor

January 5, 1993

R. KEITH HIGGINSON

Director

Mr. Marty Frantz
N. 12425 Gem Shore Rd.
Hayden Lake, Id. 83835

Re: Water Appropriation Application No. 95-8795.

Dear Mr. Frantz:

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.

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

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. 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. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/pms

RECEIVED

JUL 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 5, 1993

Dept. of Lands
1910 Northwest Blvd. #201
Coeur d'Alene, Id. 83814

Re: 95-8795

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Idaho Department of Water Resources.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enclosure

RECEIVED

JUL 07 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 5, 1993

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 95-8795

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Idaho Department of Water Resources.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms
Enclosure

JUL 07 1993