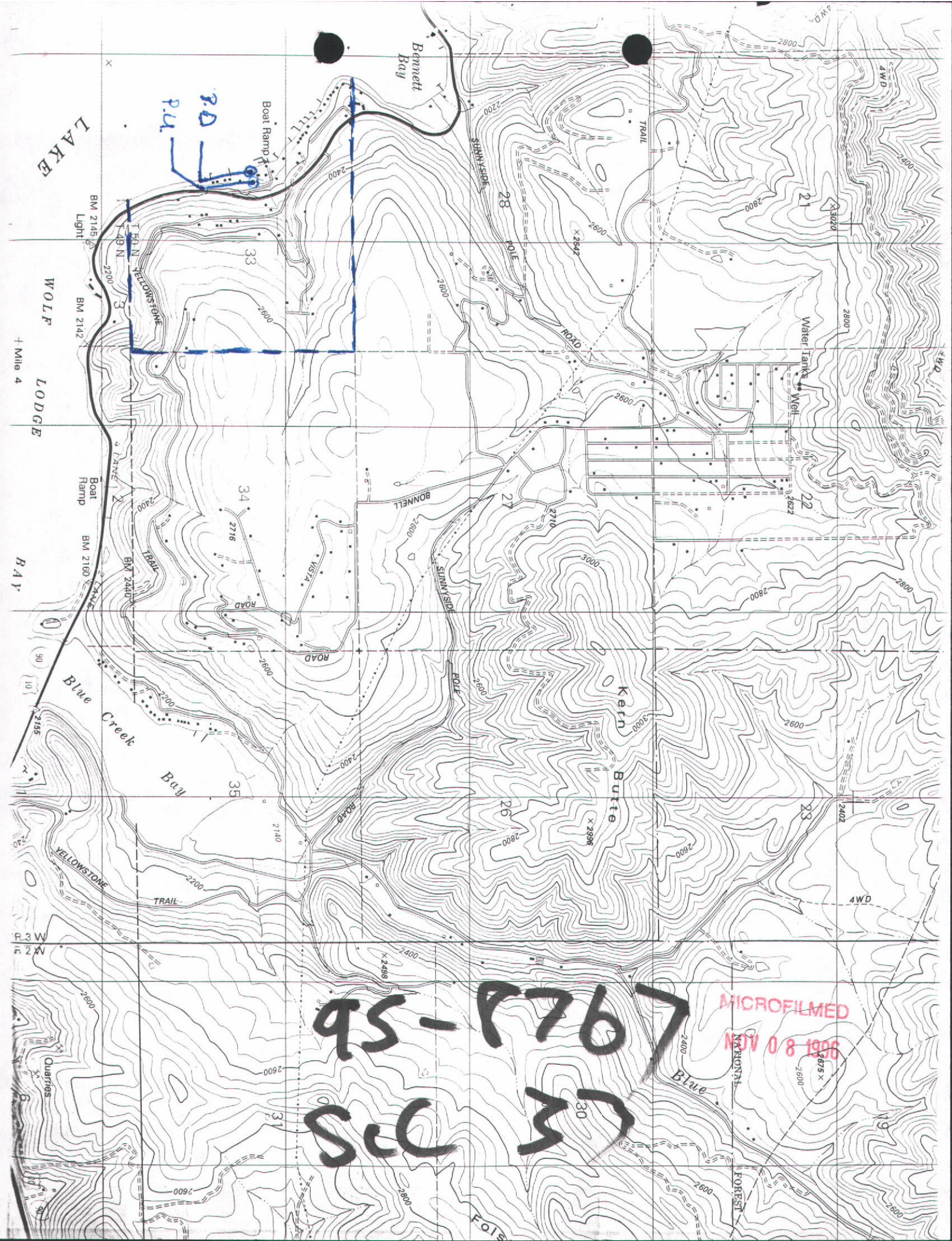




MICROFILMED
NOV 08 1996

Total number of Acres 11708.3

Designated	By Whom Surveyed	Date of Contract	Amount of Surveys M. Ch. Lk.	When Surveyed	Mean Decline
lines	Oscar Sonnenkalt	April 25 th 1891.	6 40 03	Nov. 23-Dec. 10-1891	
ions					



95-8767
30
S.C.

MICROFILMED
NOV 08 1996

LAKE

WOLF LODGE

+ Mile 4

BAY

Bennett Bay

Blue Creek Bay

Kern Butte

Blue

FOREST

R.3 W
R.2 W

Quarries

BM 2145
Light
BM 2142

Boat Ramp
BM 2160

Boat Ramp
BM 2155

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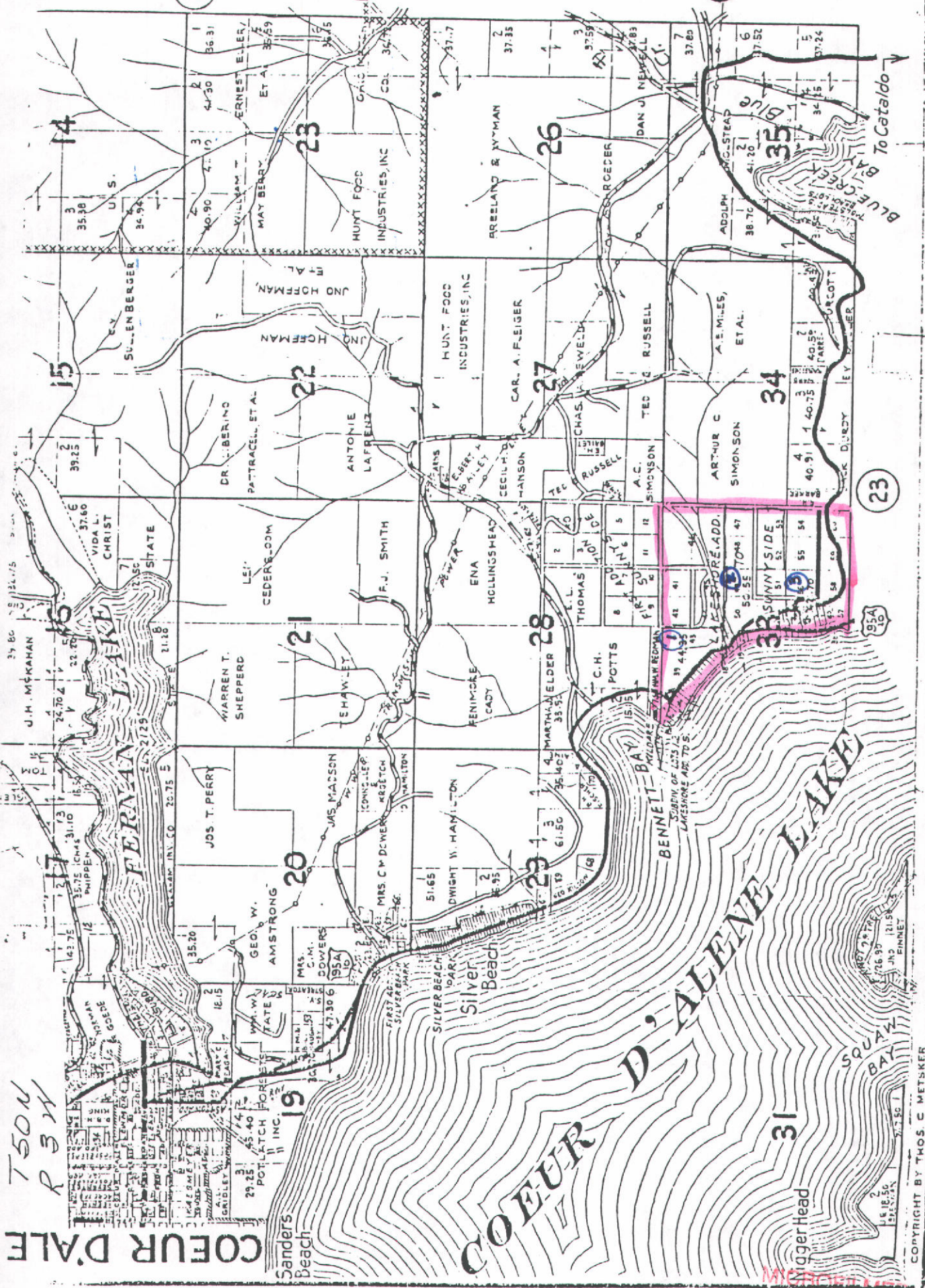
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COEUR D'ALE



COPYRIGHT BY THOS. C. METSKER

NOV 08 1996

PERMIT # _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



Residence



Point of diversion

MICROFILMED
NOV 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08767

Priority: August 14, 1992

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that JOHN A MAC PHEE
CAROL J MAC PHEE

3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 14, 1992; and
has submitted Proof of Beneficial Use on November 17, 1995. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

COEUR D ALENE LAKE

tributary to SPOKANE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(SENW), Sec. 33, Township 50N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

50N 03W 33 Lot 2(SENW)

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. Place of use is located within Lot 25, Lakeshore Addition to Sunnyside.
6. Domestic use is for 1 home.

MICROFILMED
NOV 8 1996

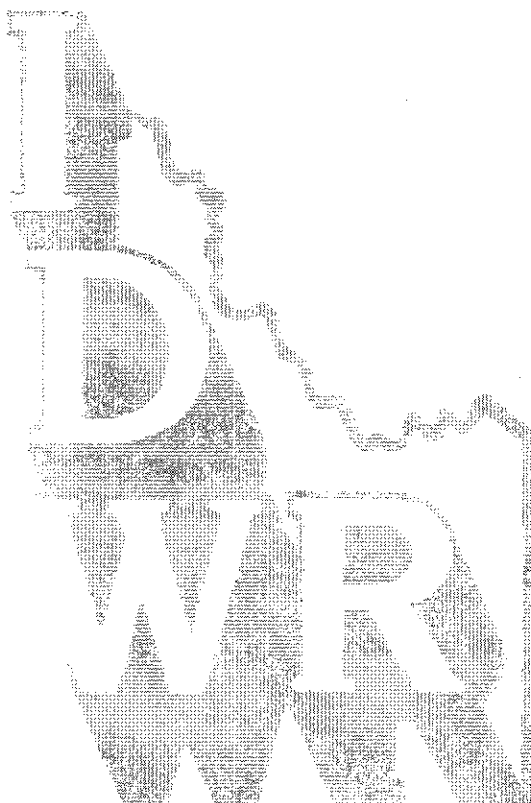
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08767

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 18th
day of OCTOBER, 1996.


Acting for KARL J. DREHER, Director



MICROFILMED
NOV 8 1996

RECEIVED

NOV 17 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 50.00

Receipt No. 6033944

Receipt By: JW

Date Received: 11-30-95

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 who has been appointed by the department.

1. Permit No. 95-08767 Telephone No. 208 667-2574 (work)
208 664-4355 (home)

2. Name(s) of Permit Holder(s): John & Carol MacPhee

3. Mailing Address: 3855 Boothe Park Rd, Coeur d'Alene, ID

4. Source of Water: Surface If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

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

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

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

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

6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR N/A 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

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X

Has the measurement port 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: Same as permit holder Telephone Number: see above

Address: _____

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

Signature of permit holder: [Signature] Date: 11/15/95

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

RECEIVED

NOV 15 1993

For Office Use Only
\$15 Fee Received by ju
Date 11-16-93
Receipt No. 3029009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

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

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

Permit No. 95-08767

Name(s) of Permit Holder: John A & Carol J. MacPhee

Mailing Address: 5. 3855 Boothe Park Road, Coeur d'Alene, ID 83814

Date Proof is Due December 1, 1993 Telephone No. 664-4355 - home

667-2571 - office

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

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

Refer to attached letter

Costing \$ 250.00

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

Refer to attached letter.

Permit holder(s) request an extension to June 1, 1995

FEE: \$15.00

(Signature)*

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

ACTION OF THE DEPARTMENT OF WATER RESOURCES

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

JAN 31 1996

Signed this 19th day November, 19 93

J. New Saylor
Chief, Water Allocations Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08767

Proposed Priority: August 14, 1992 Maximum Diversion Rate: 0.04 CFS

This is to certify, that JOHN A MAC PHEE
CAROL J MAC PHEE
S 3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

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:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: SESENW, Sec. 33, Township 50N, Range 03W
ROOTENAI County

PLACE OF USE: DOMESTIC
TWN RGE SEC

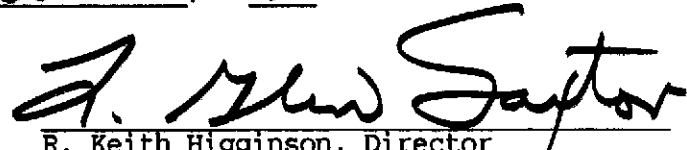
50N 03W 33 SENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1993.
2. Subject to all prior water rights.
3. Place of use is located within Lot 25, Lakeshore Addition to Sunnyside.
4. Domestic use is for 1 home.

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 November, 1992

for 
R. Keith Higginson, Director

RECORDED

DEC 16 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

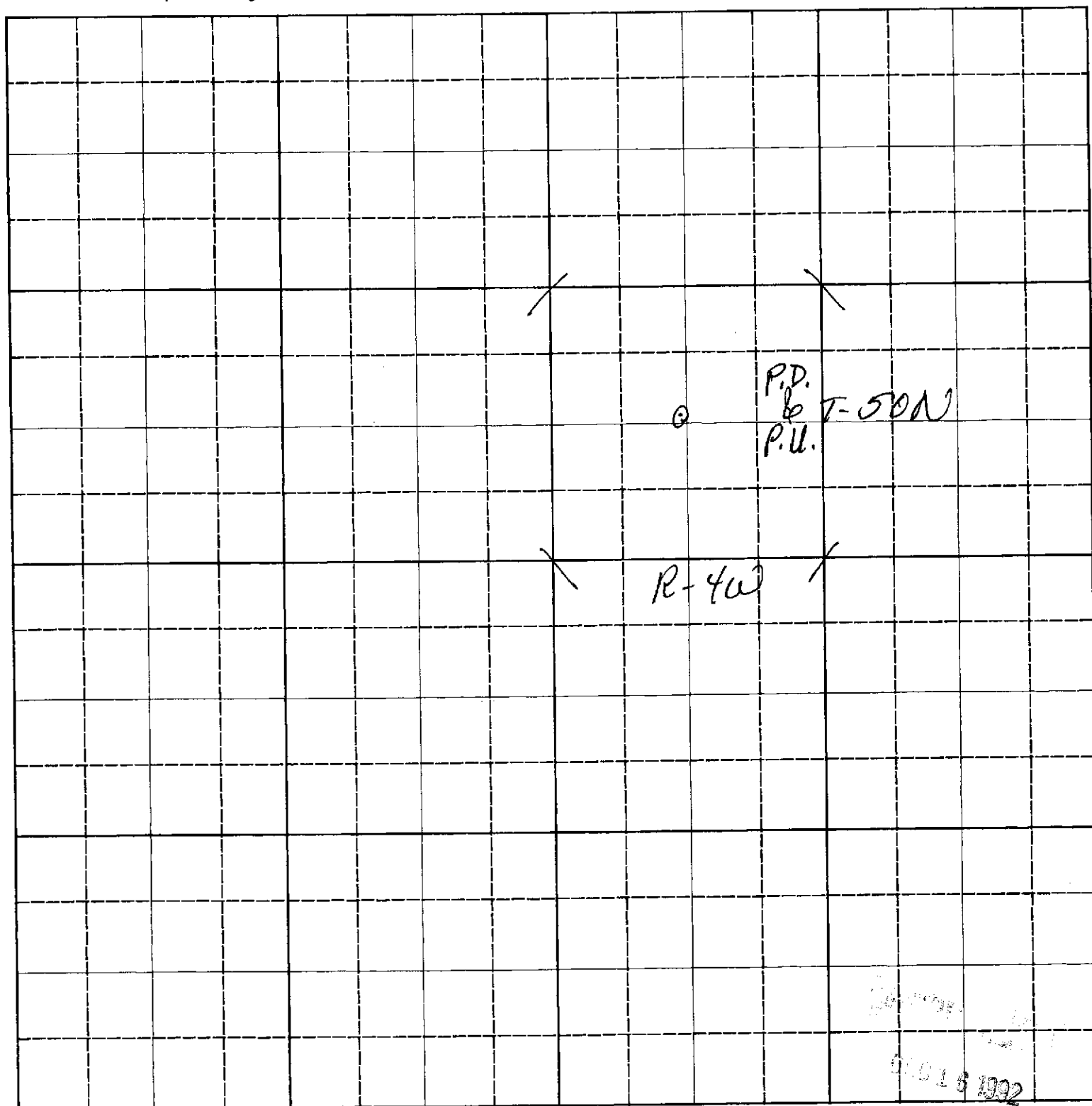
1. Name of applicant JOHN A & CAROL J. MACPHEE Phone H-664-4355
B-509-333-1474
Post office address S. 3855 BOOTHE PARK RD cd'A, ID 83814
2. Source of water supply LAKE COEUR D'ALENE which is a tributary of SPOKANE RIVER
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 33 Township 50N Range 3W B.M. KOOTENAI County; additional
points of diversion if any: SE 75' OF LOT 25 LAKESHORE ADDN TO SUNNYSIDE
4. Water will be used for the following purposes:
Amount 0.04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.04 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. PUMP & PIPELINE

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

DEC 16 1992

DEC 16 1962

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



Scale: 2 inches equal 1 mile.

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

[Signature]

(Applicant)

DEC 16 1992

10-11-92

Idaho No. _____, and said application is hereby _____

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

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

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by Kou Date 8/11/92 Time 4:00p Preliminary check by _____

Fee \$ 30.00

Received by Kou Date 8/14/92 # N-5834 Date 8/14/92

Publication prepared by [Signature] Date 8/26/92 Published in _____ Date 9/16/92

Publication approved _____ Date _____

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.

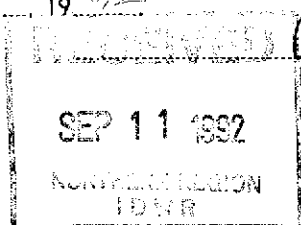
2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

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 3rd day of September, 1992, and ending on the 10th day of September, 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.

Keri Alexander
Subscribed and sworn to before me this 10th day of September, 1992



Roberta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.
My commission expires 9-3-93

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08767
MAC PHEE, JOHN A
MAC PHEE, CAROL J
33855 BOOTH PARK RD
COEUR D ALENE, ID 83814
Source: COEUR D ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: SESENW Sec 33 T 50N R 03W in KOOTENAI County.
Use: DOMESTIC (040 CFS)
Total Diversion (040 CFS)
Dated Filed: 8/14/1992
In: KOOTENAI County
T50N R03W S33 SENW
95-08768

WAY, KEN
111 E KELSO DR
SPIRIT LAKE, ID 83869
Source: GROUNDWATER
Diversion Pt: NWNW Sec 8 T 50N R 05W in KOOTENAI County.
Use: IRRIGATION (450 CFS)
DOMESTIC (450 CFS)
FIRE PROTECTION (3,300 CFS)
Total Diversion: (3,750 CFS)
Dated Filed: 7/24/1992
In: KOOTENAI County
T50N R05W S08 NWNW
95-08769

DEA, IVAN D
7625 W RIVERVIEW DR
COEUR D ALENE, ID 83814
Source: GROUNDWATER
Diversion Pt: LOT 10 (SWNW) Sec 7 T 50N R 04W in KOOTENAI County.
Use: DOMESTIC (040 CFS)
Total Diversion: (040 CFS)
Dated Filed: 8/21/1992
In: KOOTENAI County
T50N R04W S07 SWNW

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 SEPTEMBER 21, 1992.

R. KEITH HIGGINSON, Director
Legal 99
Sept 3, 10, 1992



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

October 22, 1996

JOHN A MAC PHEE
CAROL J MAC PHEE
3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08767

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

NOV 08 1996



n o p q

Total number of Acres 11700.3

Surveyed	By Whom Surveyed	Date of Survey	Amount of Survey	When Surveyed	Mean Section
Lines	Academy of Survey	April 25th 1891	6 40 03	Nov 25th Dec 10 1891	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

AUG 15 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08767

1. Owner: John + Carol MacThee

Phone No. 664-4355

Current Address: 3855 Boothe Park Rd, Coeur d'Alene Idaho

2. Accompanied by: _____ EXAM DATE: 7-17-96

Address: _____ 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: NO

2. Other water rights with the same point of diversion: NO

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
	<u>50</u>	<u>SE</u>	<u>SE</u>	<u>NW</u>	<u>33</u>	<u>50N</u>	<u>03W</u>	<u>Kootenai</u>	<u>U.S. 65, Metzger</u>

2. Place(s) of Use:

G.L. 50

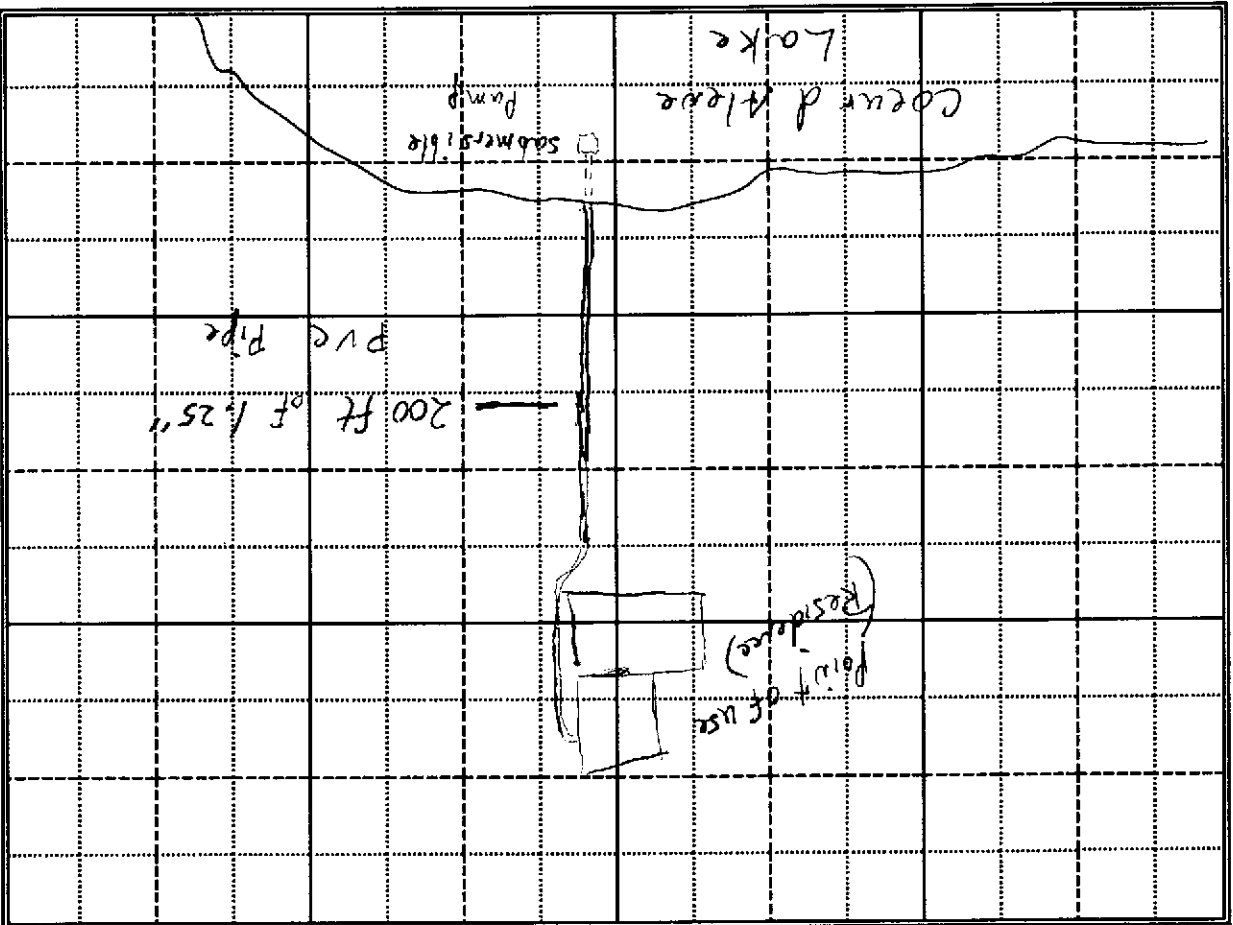
Indicate Method of Determination U.S. 65, Metzger

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>50N</u>	<u>03W</u>	<u>33</u>						<u>SE</u>											
								<u>D</u>											

MICROFILMED

NOV 08 1996

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



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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	7	1	7	7	

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

D. FLOW MEASUREMENTS

See theoretical

1.

2. Measurements:

MICROPI MFD

NOV 8 1988

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

E. NARRATIVE/REMARKS/COMMENTS

WATER IS DIVERTED BY SUBMERSIBLE PUMP IN LAKE
TO HOME VIA 200' OF 1 1/4" PVC PIPE.

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

MICROFILMED
NOV 08 1986

SEAL

Reviewer _____ Date _____
Field Examiner's Name Naive Regel Date 7-17-96

I. AUTHENTICATION

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 _____

2. Recommended Amendments

Beneficial Use	Domestic	From	1-1	To	12-31	Totals:	Rate of Diversion	Q (cfs)	0.04	Annual Volume	V (af/a)	1.2

1. Recommended Amounts

H. RECOMMENDATIONS

2. Volume Calculations for Other Uses:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$
$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$
$$V = \text{Smaller of } V_{LR} \text{ and } V_{DR} =$$

1. Volume Calculations for Irrigation:

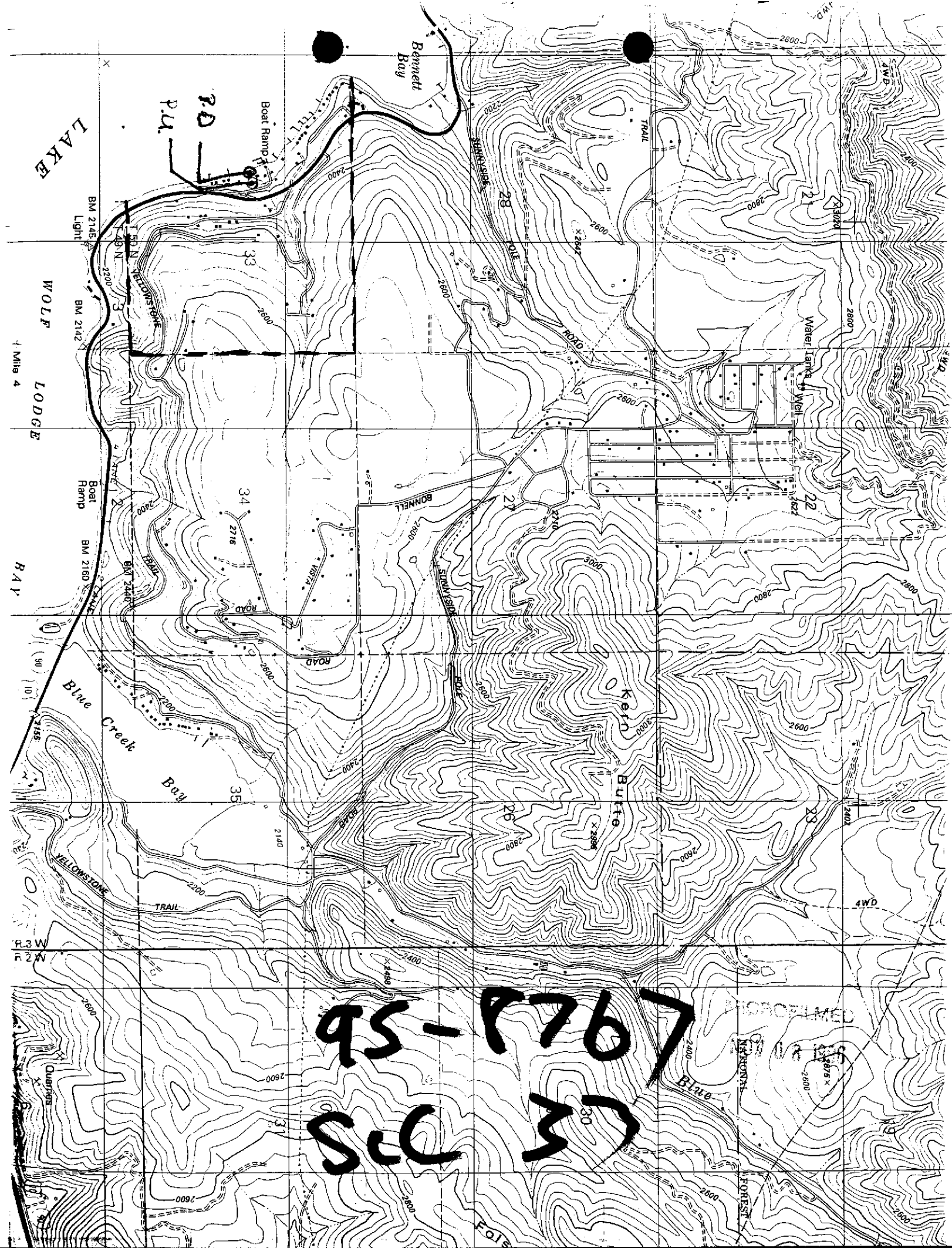
G. VOLUME CALCULATIONS

See Theoretical

Measured Method:

F. FLOW CALCULATIONS

Additional Computation Sheets Attached _____



COEUR D'ALE



100

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08767
DATE: 17-JUL-96
COMPLETE BY: PAGEL

HORSEPOWER = 1

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 75 FEET

SYSTEM PRESSURE = 35 PSI

QUANTITY = 0.04 CFS

MICROFILMED
NOV 8 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # _____

P H O T O G R A P H S



Residence



Point of diversion

MICROFILMED
MAY 8 A 1966

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08767 Reviewed by [Signature] Date 12-5-95

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☒ Drilling permit required?
☒ Copy in the file? Drilling Permit No. _____
☒ Amount paid for permit _____ Correct?
☒ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

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

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address [X] Proof Made 11-17-95
11-17-95

December 5, 1995

JOHN A MAC PHEE
CAROL J MAC PHEE
S 3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08767

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

RECEIVED
JAN 31 1996

September 30, 1995

JOHN A MAC PHEE
CAROL J MAC PHEE
S 3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08767

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 December 1, 1995.

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

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

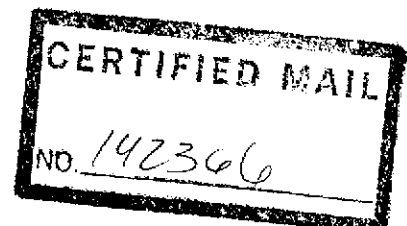
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JAN 21 1996





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

November 19, 1993

John A. Carol J. MacPhee
S 3855 Boothe Park Road
Coeur d'Alene, ID 83814

Re: Permit No. 95-08767

Dear Permit Holders:

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

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

Sincerely,

JULIE YARBROUGH
Senior Secretary

Enclosure

C: IDWR-Regional Office

NOV 22 1993

ANALYSIS SHEET
FOR
EXTENSION OF TIME

Permit No. 95-8767 Reviewed by VJA Date 11-19-93

BASIC INFORMATION

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

BASIS FOR EXTENSION REQUEST

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

ACTION TAKEN

Extend to Dec 1, 1995 based on due diligence.

PRIORITY CALCULATION

Date extension received	<u>/</u>	=	<u>/</u>
Proof due date	<u>/</u>	=	<u>/</u>
Number of days late	<u>/</u>	=	<u>/</u>
Priority date	<u>/</u>	=	<u>/</u>
New Priority Date	<u>/</u>	=	<u>/</u>

DATA ENTRY

New Address N/A
Change Proof Due Date 12-1-95
Change Priority Date N/A

Mr. and Mrs. John MacPhee
S. 3855 Boothe Park Road
Coeur d'Alene, Idaho 83814
November 11, 1993

State Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

Reference: Permit No. 95-08767
REQUEST FOR EXTENSION OF TIME

Attention: Karen L. Gustafson, Secretary/Records Manager

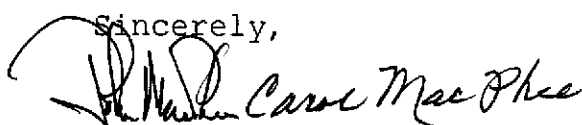
We have not been able to fully complete our project due to weather conditions (an early ground freeze) during 1992 fall and request approval for extension of time to submit proof of beneficial use.

Since spring of 1993, we have hand dug a ditch for our water line to the Coeur d'Alene lakeshore. However, the lake's water level continues to decline (typical for this time of year) down from the summer lake level of 2128.0 feet to 2124.41 feet and is expected to drop to the legal minimum level of 2120.5 feet. For every foot drop in the lake level's elevation, our water line trench (on the horizontal) needs to be extended 10 to 15 feet. It is only at this time of year (fall/winter) that we can dig a trench on the exposed beach to bury our proposed water line. With the water level not yet reaching its lowest level, we will be unable to complete our water line until after the December 1, 1993 deadline date.

Our ability to complete the project this season will depend on this fall and winter's weather conditions and the Washington Water Power's ability to draw down the lake level to its minimum level before a serious ground freeze occurs. For this reason, we are requesting an extension of time to June 1, 1995 to provide an additional fall/winter season in case weather condition occur again this season that would preclude our ability to finish digging the water line trench to the lake's low water table level.

We hope that this request for a time extension meets with your approval. If you should have any questions or would like to inspect the work completed to date, please let us know.

Sincerely,



John and Carol MacPhee

RECEIVED
JAN 31 1996

September 30, 1993

JOHN A MAC PHEE
CAROL J MAC PHEE
S 3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

RE: PERMIT NO. 95-08767 PROOF DUE NOTICE

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 December 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

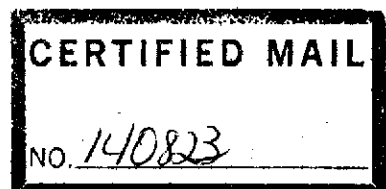
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

JAN 31 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

November 6, 1992

JOHN A MAC PHEE
CAROL J MAC PHEE
S 3855 BOOTHE PARK RD
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08767

Dear Permit Holder:

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

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.

Sincerely,

Brenda L. Miller

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures



DEC 16 1992

APPLICATION FOR PERMIT REVIEW

Application #: 95-8767 Date: 11-4-92 Reviewer: Brenda Miller

Edm

SYSTEM COMPLETED:

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)
 - NMR <fl ch>, A of C none
 LT. 0.2 cfs - No measurement required <flow chart>
 Drilling Permit:
 Approved w/permit - P99
 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. _____
 Surface water - R04, R04-01H-P01(LT.2 w/pump)
 R04-01J-P08(GT.2), NMR <flow chart>
 Groundwater - P05
 Irrigation Districts - 023
 Canal Co. Areas - 023
 Drainage Districts - 024
 Boise Front (63) - 058 (Groundwater)
 Swan Falls Flag - (1, Blank or Other)
 Trust - 051-052-053-P74(Consumptive Uses)
 Non Trust <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(Spec.),
 044(Policy 5G)
 Power - Use Power Review
 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: - 12-01-1993

Other Conditions/Remarks: - NONE

IDaho DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

APPLICATION # 95-8767

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

APPLICANT: MACPHEE, JOHN A. BY: AB DATE: 8/17/92

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
(/) 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, acknowledgment)

PROCESSING

Yes No PRIORITY DATE: 8/14/92
X (Include Moratorium Remark)
X Statewide Avertising: (Diversion rate
greater than 10 cfs or 1,000 af).

9/5¹⁰/92 Advertised in: CDA Press
County of: Porter

SEND COPIES TO:

() USFS CdA	() USFS Oro	() USFS Grangeville
() BLM	() W/W Corps	() Albeni Corps
() F&G CdA	() F&G Lew	(X) IDL
() 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

ADDITIONAL INFORMATION

Yes No

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

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

(Yes) (No) Checked by: _____ Date: ____/____/____
X Groundwater management area Remarks: _____
+ Critical ground water area
+ Well Drilling Permit required
+ Well Drilling Application and Fees received
+ Well Drilling Application approved?
Well Drilling Application Number _____

***** 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: _____
+ Publication dates and paper recorded on application | Sr. Agent initial
+ Protests received. Final protest date: 9/21/92
+ Measuring device required
+ Measuring port required
+ Special conditions: _____
+ Special conditions of approval supplement and/or cover letter attached: _____

RECEIVED
SEP 28 1992

Approval Recommended by: AB

Department of Water Resources
Date: 9/23/92

95-08767

MAC PHEE, JOHN A
MAC PHEE, CAROL J
S 3855 BOOTHE PARK RD
COEUR D ALENE, ID 83814

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: SESENW Sec 33 T 50N R 03W in KOOTENAI County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 8/14/1992

In: KOOTENAI County
T50N R03W S33

SENW

RECORDED

DEC 16 1992



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

August 27, 1992

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 95-8767

Gentlemen:

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/pms

Enc. - Application

DEC 16 1992