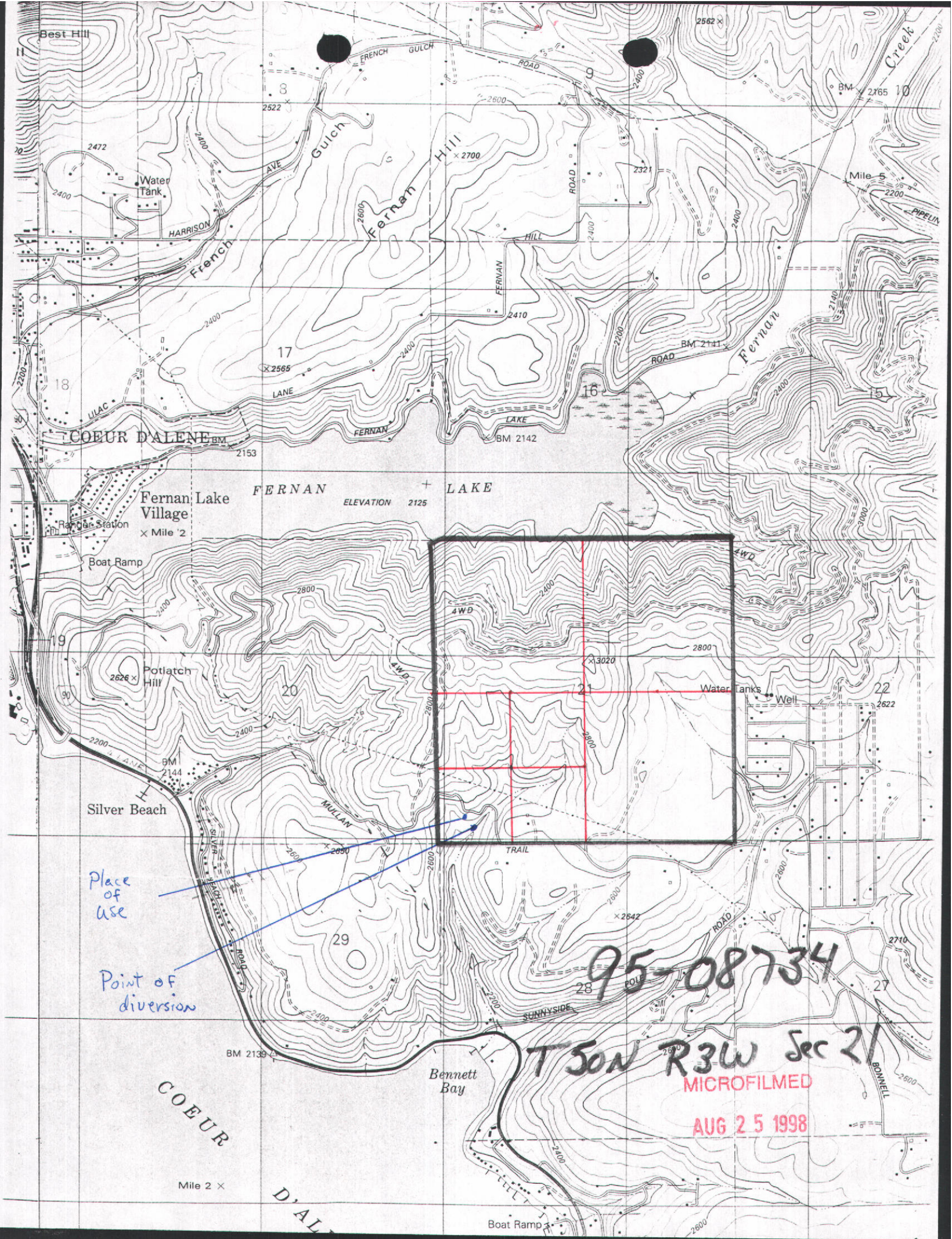




Best Hill

FRENCH GULCH

2700

Water Tank

HARRISON

French Ave

Fernan Hill

HILL

Fernan

COEUR D'ALENE

Fernan Lake Village

FERNAN

ELEVATION 2125

LAKE

Boat Ramp

Potlatch Hill

Silver Beach

Place of use

Point of diversion

COEUR

Mile 2 x

D'ALENE

Bennett Bay

Boat Ramp

95-08734

T 50N R 3W Sec 2

MICROFILMED

AUG 25 1998



Place

of

use

MICROFILMED
AUG 25 1998



Place of
Use

Storage Pond



1 →

→ # 2 MICROFILMED
AUG 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 95-8734

PHOTOGRAPHS



Storage
Pond

95-8734



95-8734

98 4 28



95-8734

98 4 28

↑
Catch
basins
←

MICROFILMED
AUG 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

95-8734

PHOTOGRAPHS



Point of
diversion -
to storage



Catch
basin

MICROFILMED
AUG 25 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-08734

Priority: December 20, 1991 Maximum Storage Volume: 1.0 AF

This is to certify, that JOHN HATROCK JR
BEVERLY HATROCK

4900 MULLAN TRAIL RD
COEUR D ALENE ID 83814

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 20, 1991; and has submitted Proof of Beneficial Use on March 8, 1993. An examination indicates that the works have a storage capacity of 2.000 af of water from:

UNNAMED STREAM tributary to COEUR D ALENE LAKE

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 STORAGE	01/01 to 12/31		1.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
	Totals		1.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 21, Township 50N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION FROM STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N	03W	21	SWSW	0.6		0.6

Total number of acres irrigated: 0.6

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Water shall not be diverted from storage for fire protection use under this right except to fight or repel an existing fire.

MICROFILMED

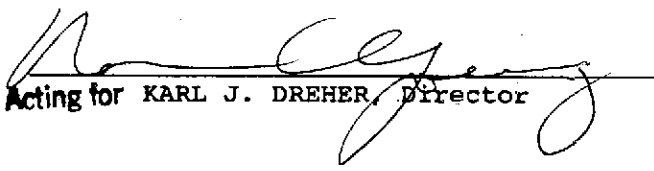
AUG 25 1993

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 95-08734

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 14TH
day of July, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

AUG 25 1998

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 3-9-93
Receipt No. 0026929
Receipt by gus

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 8 1993

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 a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08734 Telephone No. 208-6674900
2. Name(s) of Permit Holder(s): John HATROCK JR BEVERLY HATROCK
3. Mailing Address: 4900 Mullen TRAIL Rd CDA ID 83814
4. Source of Water: UNNAMED STREAM

If **GROUNDWATER**, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

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

Irrigation 15 (No. of acres) Other FIRE PROTECTION

6. Total rate and/or volume for which proof is submitted _____ cfs OR 1.0 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

Flow Measurement Port: Required? _____ Yes ☒ No Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 0 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

John Hatrock, Jr. 208-6674900
Name Telephone No.

4900 Mullen Trail Rd CDA ID 83814
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.

2-1-93
Date

John Hatrock Jr owner
Signature (and title, if on behalf of a company or organization)

MAY 24 1993

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

LICENSE EXAMINATION FEE SCHEDULE

(C.F.S. = cubic feet per second AF = acre feet)

cfs	af	Fee
0 - 0.20	0 - 20	50.00*
.21 - 1.00	21 - 100	100.00
1.01 - 2.00	101 - 200	125.00
2.01 - 3.00	201 - 300	150.00
3.01 - 4.00	301 - 400	175.00
4.01 - 5.00	401 - 500	200.00
5.01 - 6.00	501 - 600	225.00
6.01 - 7.00	601 - 700	250.00
7.01 - 8.00	701 - 800	275.00
8.01 - 9.00	801 - 900	300.00
9.01 - 10.00	901 - 1000	325.00
10.01 - 11.00	1001 - 1100	350.00
11.01 - 12.00	1101 - 1200	375.00
12.01 - 13.00	1201 - 1300	400.00
13.01 - 14.00	1301 - 1400	425.00
14.01 - 15.00	1401 - 1500	450.00
15.01 - 16.00	1501 - 1600	475.00
16.01 - 17.00	1601 - 1700	500.00
17.01 - 18.00	1701 - 1800	525.00
18.01 - 19.00	1801 - 1900	550.00
19.01 - 20.00	1901 - 2000	575.00
19.01 - 20.00	1901 - 2000	575.00
20.01 - over	2001 - over	600.00

Checks should be made payable to the
Department of Water Resources

*A license examination fee is not required in connection with permits which use a ground water source AND have a total rate of diversion of 0.04 cfs or less. A fee also is not required in connection with permits to store water where the total volume stored is 4.0 AF per annum or less.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08734

Proposed Priority: December 20, 1991

Maximum Storage Volume:

1.0 AF

This is to certify, that **JOHN HATROCK JR**
BEVERLY HATROCK
715 E LAKESIDE AVE
COEUR D ALENE ID 83814
has applied for a permit to appropriate water from:

UNNAMED STREAM

tributary of **COEUR D ALENE LAKE**

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>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		1.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		1.0 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.0 AF
FIRE PROTECT. FROM STOR	01/01 to 12/31		1.0 AF
Totals			1.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 21, Township 50N, Range 03W
KOOTENAI County

PLACE OF USE: IRRIGATION STORAGE
TWN RGE SEC ACRES

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N	03W	21	SWSW	15	15

Total number of acres irrigated: 15

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION STORAGE use

PLACE OF USE: FIRE PROTECT. FROM STOR, same as IRRIGATION STORAGE use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **April 1, 1994**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

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JUN 29 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08734

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

18th day of March, 1992

for J. Keith Higginson
R. Keith Higginson, Director

RECEIVED
JUN 29 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 OR BEVERLY HATROCK, JR. Phone 765-5930
Post office address 715 E. LAKESIDE, COEUR D'ALENE, ID 83814
2. Source of water supply UNNAMED STREAM which is a tributary of COEUR D'ALENE LAKE
3. Location of point of diversion is _____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____
Sec. 21 Township 50N Range 3W B.M. KOOTENAI County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1 AF for STORAGE FOR IRR & FIRE purposes from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1 AF for IRRIGATION FROM STORAGE purposes from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1 AF for FIRE PROTECTION FROM STORAGE 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)
5. Total quantity to be appropriated is (a) 2 cubic feet per second and/or (b) 1 acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. EXCAVATE POND IN STREAM

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
2 years (minimum 1 year).

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JUN 29 1992

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. FIRE PROTECTION FOR LAND AROUND HOME

c. Municipal; show name of municipality.

a. Hydropower; show total feet of head and proposed capacity in KW.

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

[illegible]

51

None

APPLICANT

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

applicant to make this filing.

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JUN 29 1992

95-8734

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

R-1 T-50N

⊙ P.D.
↑ & P.U.
R-3W

JUN 29 1992

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.

John H. Hark, Jr.
(Applicant)

RECEIVED
JUN 29 1992

- 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: _____

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

a. Idaho No. _____, and said application is hereby _____.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by Kou Date 12/20/91 Time 8:30 Preliminary check by TDK

Fee \$ 30.00

Received by [Signature] Date 12/24/91 # N-5098 Date 12/20/91

Publication prepared by [Signature] Date 12/24/91 Published in 1/20/92

Publication approved [Signature] Date 1/14/92

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Julie Jacob 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 Times issue of said newspaper for 2 consecutive weeks commencing on the 2nd day of January, 1992, and ending on the 9th day of January, 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

Julie Jacob

Subscribed and sworn to before me this 9th day of January, 1992.

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08733
HATROCK, BEVERLY
HATROCK JR, JOHN
715 E. LAKESIDE AVE
COEUR D ALENE, ID 83814
Source: GROUNDWATER
Diversion Pt SWSW Sec 21 T 50N R 03W
in KOOTENAI County.

Use: DOMESTIC (040 CFS)
TOTAL DIVERSION: (040 CFS)

Date Filed: 12/20/1991
In: KOOTENAI County
T50N R03W S21 SWSW
95-08734

HATROCK, BEVERLY
HATROCK JR, JOHN
715 E. LAKESIDE AVE
COEUR D ALENE, ID 83814
Source: UNNAMED STREAM
Tributary: COEUR D ALENE LAKE
Diversion Pt SWSW Sec 21 T 50N R 03W
in KOOTENAI County.
Use: IRRIGATION STORAGE (1.00 AF)
IRRIGATION FROM STORAGE (1.00 AF)
FIRE PROTECTION STORAGE (1.00 AF)
FIRE PROTECT. FROM STOR (1.00 AF)
Total Diversion: (1.00 AF)

Date Filed: 12/20/1991
In: KOOTENAI County
T50N R03W S21 SWSW
15.0 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 21, 1992.

R. KEITH HIGGINSON, Director

Legal 864
Jan. 2, 9, 1992

RECEIVED

JAN 13 1992

NORTHERN REGION
IDWR

9-3-93



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

July 14, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JOHN HATROCK JR
BEVERLY HATROCK
4900 MULLAN TRAIL RD
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08734

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief 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 twenty-one (21) 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. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

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AUG 25 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department 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 Department 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.

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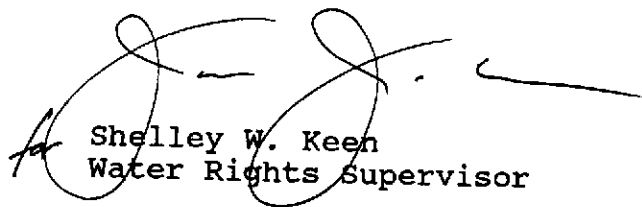
AUG 25 1998

MICROFILMED

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.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

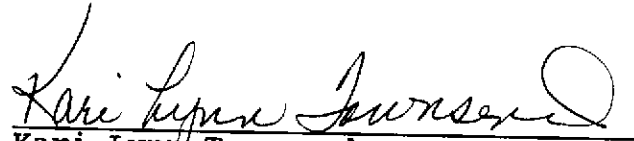
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of July, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 95-08734

JOHN HATROCK JR
BEVERLY HATROCK
4900 MULLAN TRAIL RD
COEUR D ALENE ID 83814


Kari Lynn Townsend
Secretary

MONITORING

AUG 25 1998



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

June 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

IDAHO DEPT OF FISH & GAME
2750 KATHLEEN AVENUE
COEUR D'ALENE ID 83814

RE: Surface Water Appropriations

To Whom It May Concern:

The Department of Water Resources (IDWR) is preparing to issue a number of water appropriation permits and licenses for diversions from small streams and/or springs in your region. Before proceeding, IDWR would appreciate receiving your comments, if any, on the draft permits and licenses. I have enclosed printouts of the drafts for the items listed below. Please respond by June 30, 1998. If I have not heard from you by then, I will assume you have no comment. If you prefer, you may reach me by electronic mail at skeen@idwr.state.id.us.

Proposed Licenses

95-08734
96-08969
96-08908
97-07384
98-07778

Proposed Permits

96-08987

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

Respectfully,

Shelley Walter Keen
Water Rights Supervisor

Enclosures

MAILED 6/18/98
JUN 25 1998

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NO. L95-08734

JOHN HATROCK JR
BEVERLY HATROCK

Priority Date: 12/20/1991
Stage: LICENSE

Source: UNNAMED STREAM
Tributary: COEUR D ALENE LAKE

Beneficial Use	From:	To:	Diversion Rate	Volume
IRRIGATION STORAGE	01-01	12-31		1.00 AFA
IRRIGATION FROM STORAGE	03-15	11-15		1.00 AFA
FIRE PROTECTION STORAGE	01-01	12-31		1.00 AFA
	Total:			1.00 AFA

Point(s) of Diversion: SWSW, Sec. 21, Township 50N, Range 03W

Place(s) of Use: IRRIGATION FROM STORAGE

Twp:	Rng:	Sec:	Tract: Acres:	Tract: Acres:	Tract: Acres:
50N	03W	21	SWSW 0.6		
			Total Acres:	0.6	

Conditions of Approval and Remarks

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Water shall not be diverted from storage for fire protection use under this right except to fight or repel an existing fire.

Dates:	App. Received:	12/20/1991	Proof Due Date:	04/01/1994
	Proof Made Date:	03/08/1993	Exam Made Date:	04/28/1998

WATER RIGHT

WATER RIGHT

DATE: 06/10/98
PAGE: 1

Audit: 06/10/98 SCURTIS

MEMORANDUM

TO: File 95-08734

FROM: Sharla

DATE: June 10, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 95-08734 are as follows:

H. RECOMMENDATIONS

Irrigation Storage	1/1 - 12/31	1.0 afa
Irrigation from Storage	3/15 - 11/15	1.0 afa
Fire Protection Storage	1/1 - 12/31	1.0 afa

Fire protection FROM storage is not required. Water can only be diverted out of storage in the event of a fire; to place a "from storage" use on the right would appear to give authorization to divert every year.

Examiner: David Pagel
Exam Date: May 13, 1998

MICROFILMED
2016 2 5 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08734 DATE 6/10/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43

W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

RATE OF DIV PD & PU amend (P37) Feds - P48

99-1.0
 97-1.0
 2.0
 Permitted Rate 1.00 cfs af
 Fee limit 20 cfs \$5000-20 af
 Measured 2.0 cfs af
 Theoretical _____ cfs

Recommended Total Div Rate 3.0 cfs af

WATER USES	Change (P46)	
<u>for stor</u>	<u>1.0</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
<u>"fm"</u>	<u>7</u> af	supp. gw (WB7/065/079)
<u>Fire Prot</u>	<u>7</u> af	overlap spec. combined rts (W35)
	<u>7</u> af	<1acre (W31)
	<u>7</u> af	Domestic (W01/WB5/070/071/075)
TOTALS	<u>7</u> af	Power (W42 or W43/025/027/R22 or R23)
	<u>7</u> af	Fish (042) Fire (077) Wtr Quality (081/R07)

Flow rate _____ cfs X _____ days X 1.98 = _____ af

REMARKS Fire Prot from storage not incl.

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

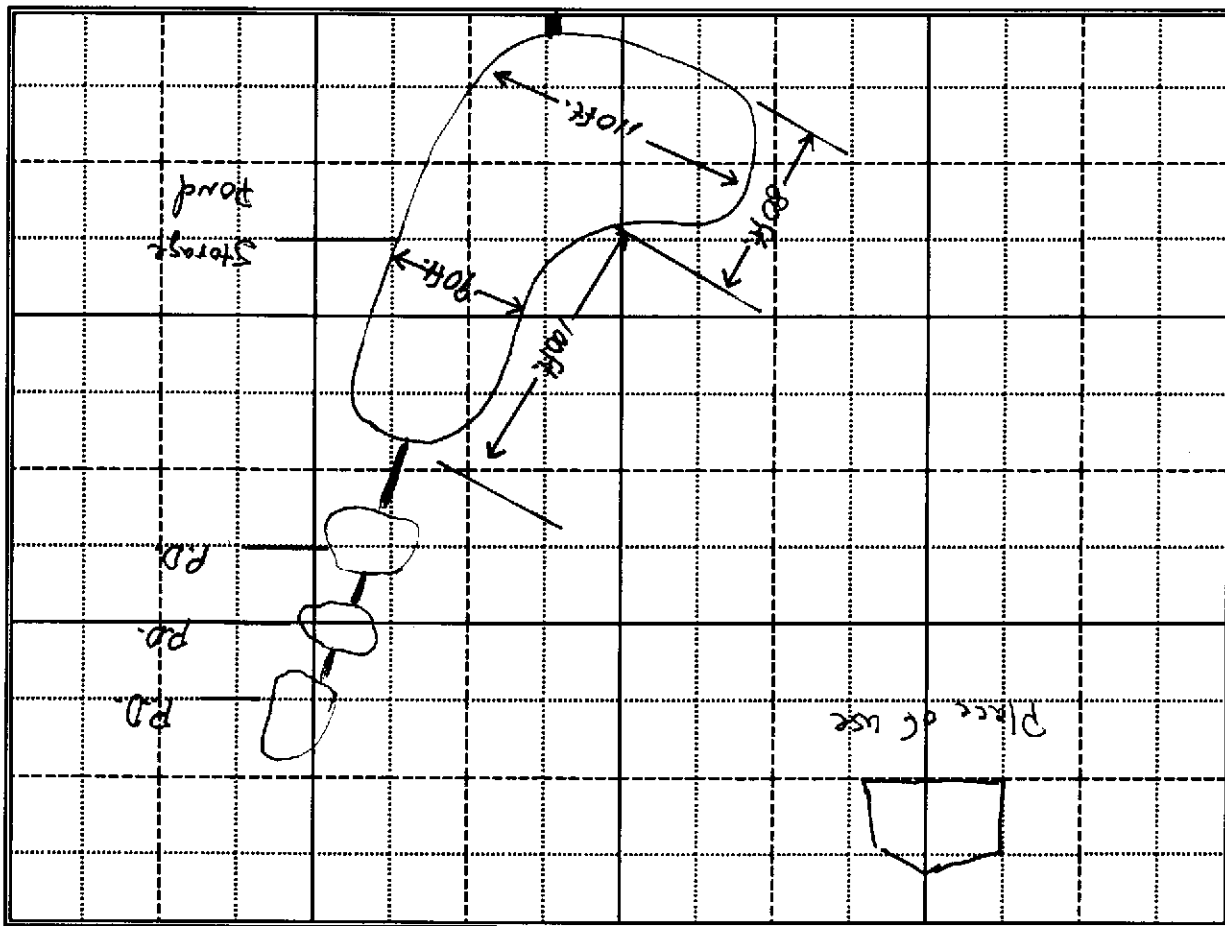
Advance Priority _____ yes ☒ no

SRBA Claim N/A

Adjust Memo
 Amend letters _____

1995 25 1999

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



Scale: 1" = 100'
 ✓ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 ✓ Photo of Diversion and System Attached

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

*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
Bucket/stoppwatch	4 gal.					
Current meter	Pygmy			R-1010		

2. Measurements: Bucket measurement = 4 gal in 71 sec. = 3.38 gpm (.0075 cfs)
 Current meter measurement = .0066 cfs
 Combined in stream flow = .0141 cfs

UNRECORDED

306 2 3 38

E. NARRATIVE/REMARKS/COMMENTS

System consists of in stream storage with a total volume of 2.49 acre feet. Water is then diverted from storage to irrigate .6 acres of lawn and garden.

at the time of the exam the total flow was .0141 cfs

(3) catch basins are used above the storage pond to help accumulate bank seepage.

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

MICROFILMED

MAR 23 1998

F. FLOW CALCULATIONS

Measured Method:

$$\frac{4 \text{ gal}}{71 \text{ sec}} = \frac{71 \text{ sec}}{60 \text{ sec}} \times \frac{240}{71} = 3.38 \text{ gpm}$$

$$\frac{1 \text{ cfs}}{448.83 \text{ gpm}} = \frac{3.38 \text{ gpm}}{448.83} = .0075 \text{ cfs}$$

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .6 \times 3.5 = 2.1$$

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

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

2. Volume Calculations for Other Uses: Acres irrigated = .6 acre

$$60 \text{ ft} \times 60 \text{ ft} = 3600 \text{ sq. ft.}$$

$$60 \text{ ft} \times 90 \text{ ft} = 5400 \text{ sq. ft.}$$

$$30 \text{ ft.} \times 212 \text{ ft.} = 6360 \text{ sq. ft.}$$

$$\text{Total } 26160 \text{ sq. ft.}$$

$$\frac{26160 \text{ sq. ft.}}{43560 \text{ sq. ft.}} = .6 \text{ acres}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

From	To	Period of Use	Rate of Diversion Q (cfs)	Annual Volume V (afa)
01/01	12/31	Irrigation Storage		2.1
3/15	11/15	Irrigation from Storage		
01/01	12/31	Fire Protection from Storage		
01/01	12/31	Fire Protection Storage		
01/01	12/31	Totals:		2.1

2. Recommended Amendments

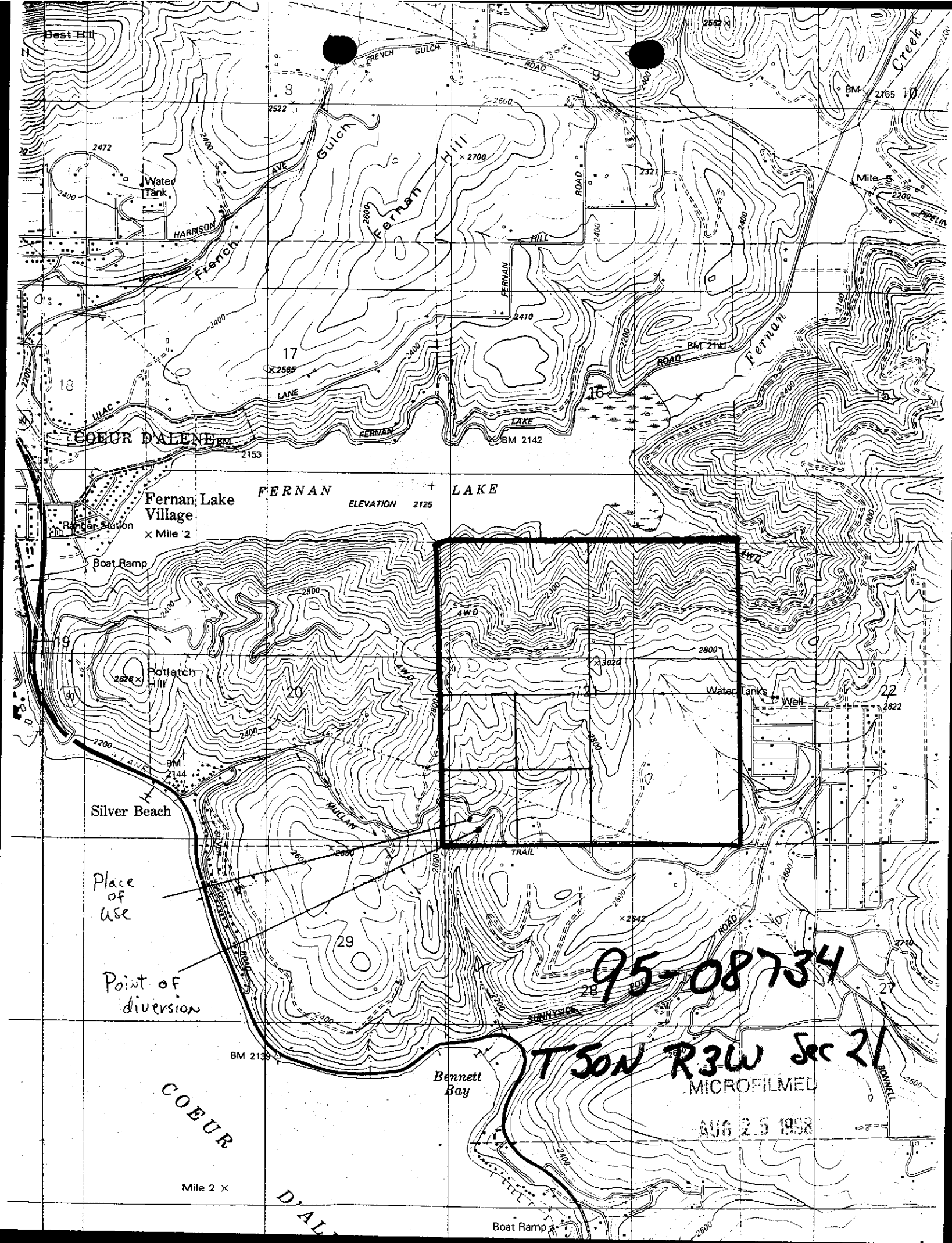
Change P.D. as reflected above
Change P.U. as reflected above
Add P.D. as reflected above
Add P.U. as reflected above
None
Other

I. AUTHENTICATION

Field Examiner's Name David A. Rygel Date May 15 1998

Reviewer _____ Date _____

SEAL



FERNAN LAKE
ELEVATION 2125

95-08734

T50N R3W Sec 21
MICROFILMED

AUG 25 1998

Fernan Lake
Village
x Mile 2

Silver Beach

Place of
use

Point of
diversion

Bennett
Bay

COEUR
D'ALENE

Mile 2 x

Boat Ramp

Volume Calculations for Irrigation/Fire Protection Storage
Permit # 95-08734

$$100 \text{ ft.} \times 90 \text{ ft.} \times .6 = 5400 \text{ sq. ft.} / 43560 \text{ sq. ft.} = .124 \text{ af} \times 12 \text{ ft.} = 1.49 \text{ af}$$

$$110 \text{ ft.} \times 80 \text{ ft.} \times .6 = 5280 \text{ sq. ft.} / 43560 \text{ sq. ft.} = .121 \text{ af} \times 12 \text{ ft.} = 1.45 \text{ af}$$

$$\text{Total} = 1.49 \text{ af} + 1.45 \text{ af} = 2.94 \text{ af}$$

* .6 = slope factor

MICROFILMED

AUG 25 1998

7/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
OPEN CHANNEL DISCHARGE MEASUREMENT NOTES

GENERAL INFORMATION

CLAIM / WATER RIGHT NUMBER: 95-08734

SOURCE: Unnamed stream
TRIBUTARY TO: Coeur d'Alene Lake COUNTY: _____
DATE: 4-28-98 LOCATION: T. _____ R. _____ SEC. _____, 1/4 1/4 1/4
LOCATION NOTES: _____

PERSON(S) CONDUCTING MEAS.: D. Pagel
ACCOMPANIED BY: _____

MEAS. DEVICE Pygmy I.D. NO. R-1010
SPIN TEST: BEFORE MEAS. 1 min 1.5 sec. AFTER MEAS. 1 min 5 sec.
COMPUTED BY: _____ DATE: _____ CHECKED BY: _____ DATE: _____

RESULTS

WIDTH: 0.9 ft. AREA: .06 ft² VEL.: .11 ft./sec. DISCHARGE: .0066 cfs

MEASUREMENT DATA

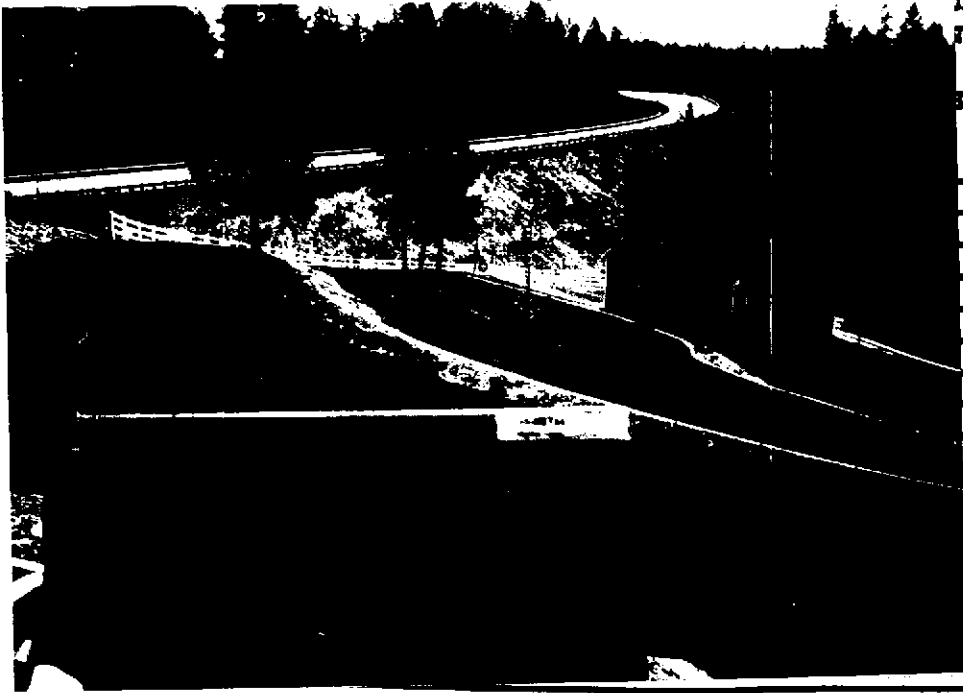
CROSS SECTION: _____
FLOW CONDITIONS: _____
DIVERSIONS UPSTREAM: _____
REMARKS: _____

SYSTEM DIAGRAM

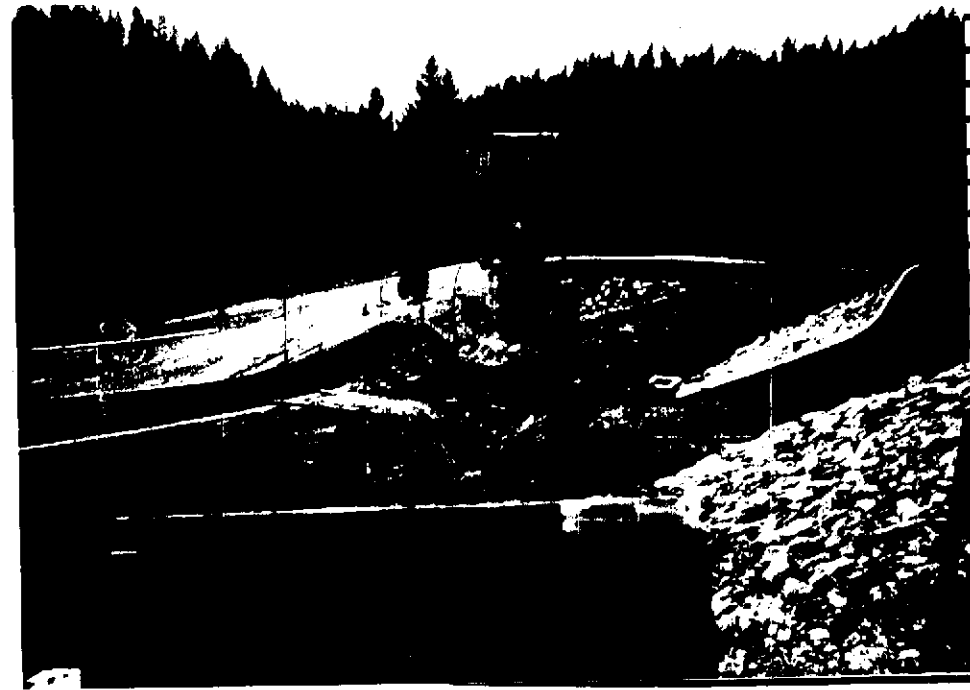
UNRECORDED
APR 25 1998

DIST. FROM INITIAL POINT	WIDTH	DEPTH	INSTRUM. DEPTH	REVS.	TIME SEC.	VELOCITY		AREA	DISCHARGE	DIST. FROM INITIAL POINT	WIDTH	DEPTH	OBSERV. DEPTH	REVS.	TIME SEC.	VELOCITY		AREA	DISCHARGE
						AT POINT	MEAN IN VERT.									AT POINT	MEAN IN VERT.		
1.2	.05		LEW																
1.3	.10	.10		6	46	.13		.01	.0013										
1.4	.10	.10		6	43	.14		.01	.0014										
1.5	.10	.10		7	42	.17		.01	.0017										
1.6	.10	.10		6	45	.13		.01	.0013										
1.7	.10	.10		1	43	.02		.01	.0002										
1.8	.10	.10		3	46	.07		.01	.0007										
1.9	.15																		
2.1	.10		FEW																
2.9	.90							.06	.0066										

$$V = \frac{Q}{A} = \frac{.0066}{.06} = .11$$



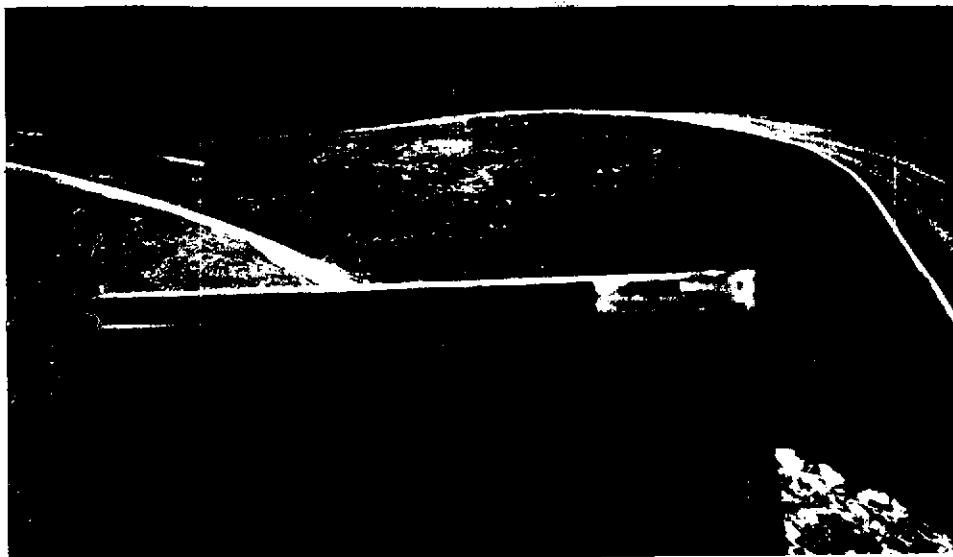
IRCES
AT



Place

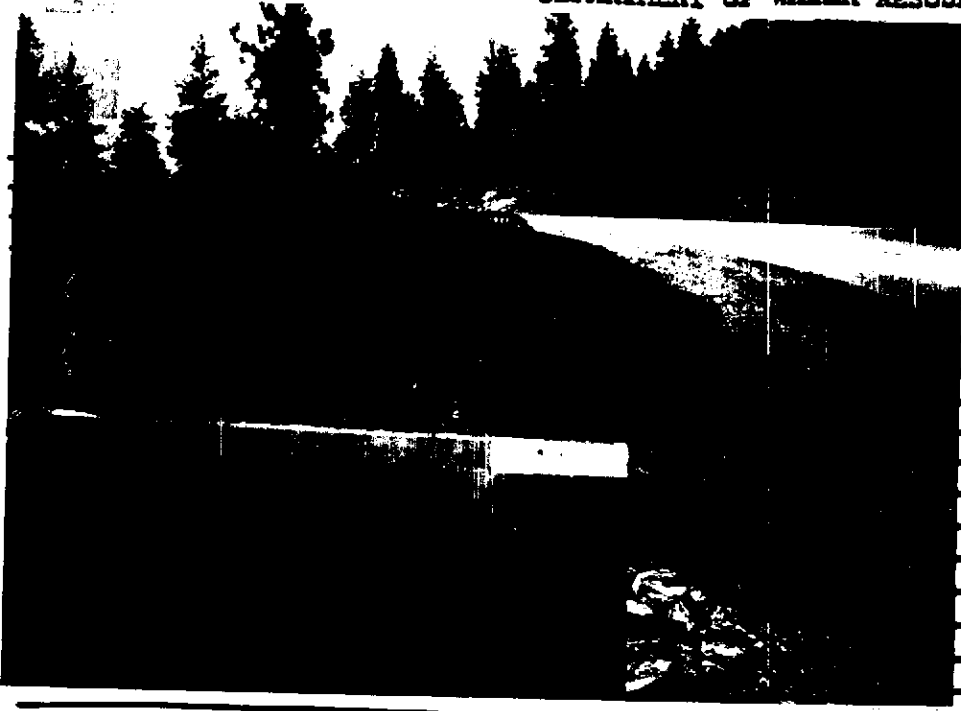
of

use



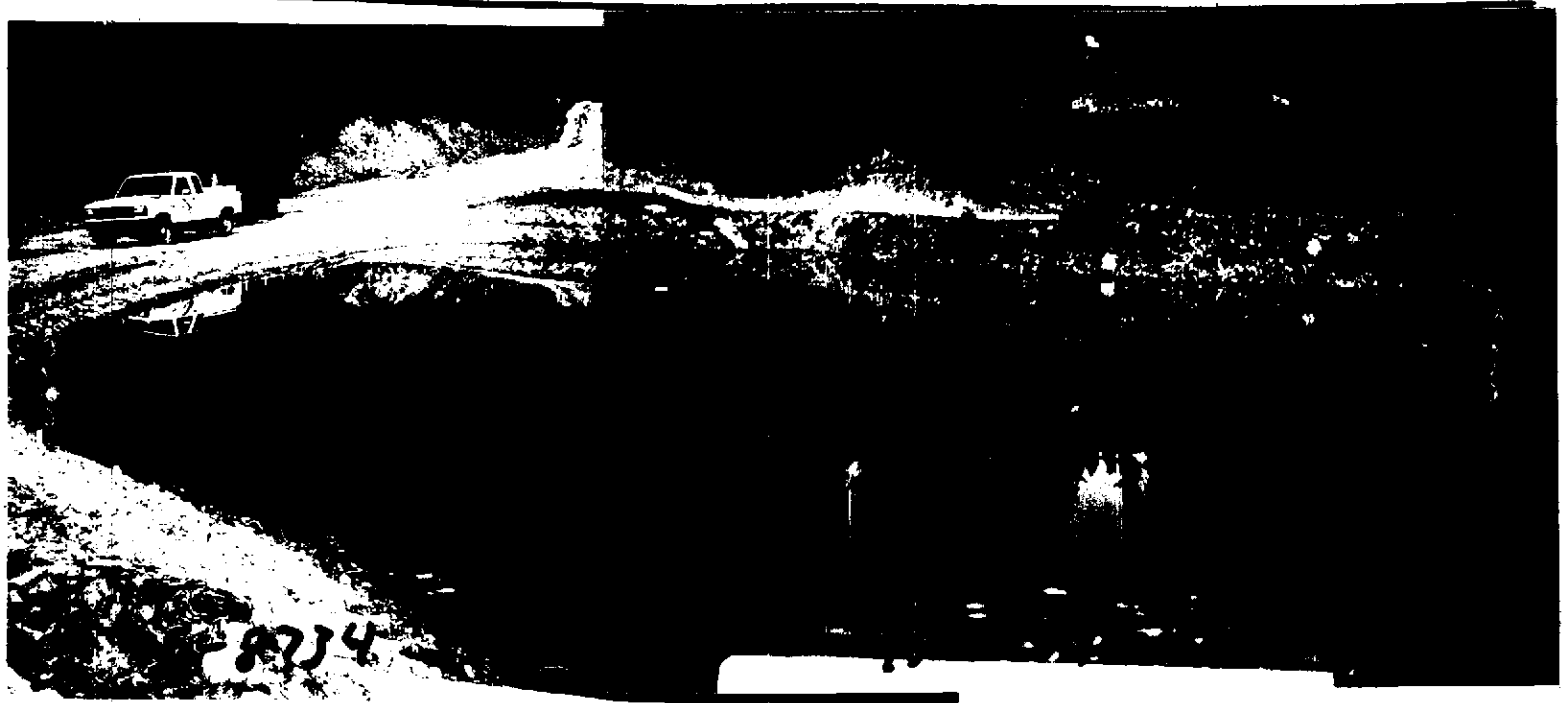
MICROFILMED

AVG 2.5 1958

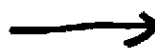


Place of
Use

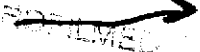
Storage Pond



1



2



RECORDED
JUL 25 1998

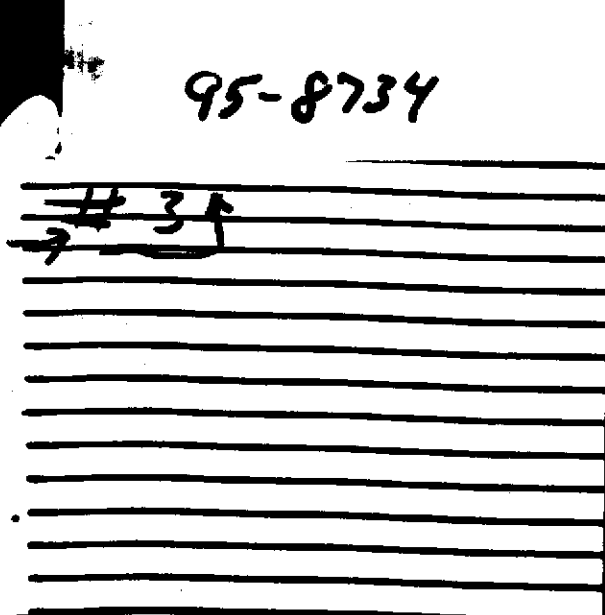
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 95-8734

PHOTOGRAPHS

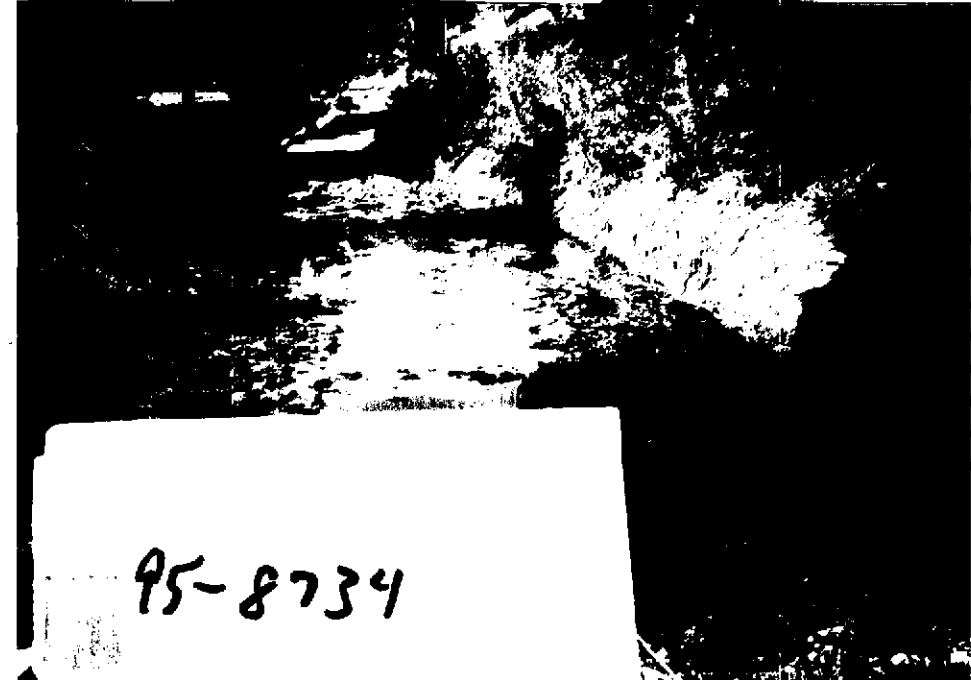


Storage
Pond



95-8734

95-8734



↑
Catch
← basin

95-8734

MICROFILMED

AUG 25 1982

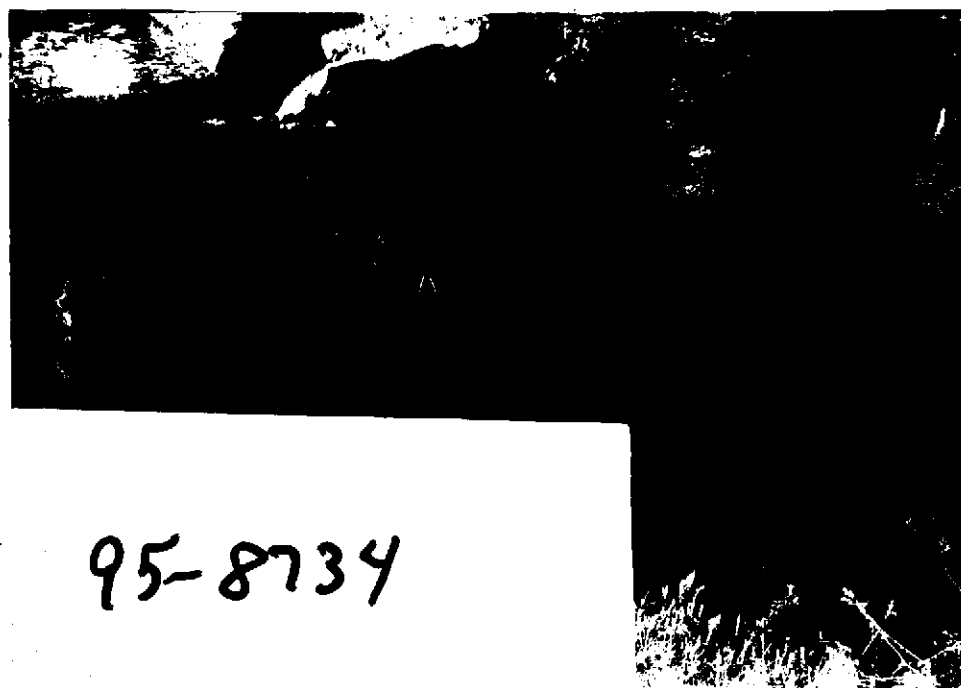
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT '95-8734

PHOTOGRAPHS



Point of
diversion -
to storage



Catch
basin

MICROFILMED
AUG 25 1991

March 12, 1993

BEVERLY HATROCK
JOHN HATROCK JR
4900 MULLAN TRAIL RD
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08734

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)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

MAY 24 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08734

Reviewed by Klg

Date 2/17/93

GENERAL CONSIDERATIONS

TYPES OF USE

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

irrigate - 15
fire protection
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
Ground water source

NA 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 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

needs a Dfse

proof acceptable

DATA ENTRY

New Address 4900 Muller Trail Rd 3/9/93

Proof Made 3/8/93
3/12/93 Klg



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

February 17, 1993

John and Beverly Hatrock
4900 Mullan Trail Road
Coeur d Alene, ID 83814

Re: Permit No. 95-08734

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, it is unacceptable as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a groundwater (well) source.
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use an unnamed stream (surface) for your source. Therefore, a license examination fee of \$50 applies to your permit. I have enclosed a copy of the Instructions for the Proof of Beneficial Use for your convenience.

In order to be in compliance with all of the required dates, you must return the original proof and fee on or before April 1, 1994.

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

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

RECEIVED
FEB 24 1993

FEB 24 1993



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

March 20, 1992

BEVERLY HATROCK
JOHN HATROCK JR
715 E LAKESIDE AVE
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08734

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:clh

Enclosures

RECEIVED

MAR 29 1992

APPLICATION FOR PERMIT REVIEW

Application #: 95-8734
Date: 3-15-92

Reviewer: Brenda Miller *BM*

SYSTEM COMPLETED:

☒ No - 26A-P17
☐ Yes - P16

Complete in 1 year -
Proof not submitted - P16
Proof submitted - N/A

GROUNDWATER:

GT. 0.2 cfs <flow ch> - 01G-P03, 01C-P03(existing well)
LT. 0.2 cfs - No measurement required <flow chart>

Drilling Permit:

Approved w/permit - P99
Not included - 046-P23(All GW, even existing wells)

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

LOCATION:

Water Districts - WD No.
Surface water - 005, 005-01H-P01(LT.2 w/pump)
Groundwater - 005-01J-P08(GT.2)
Irrigation Districts - P05
Canal Co. Areas - 023
Drainage Districts - 023
Boise Front (63) - 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 -
Mining - Use Power Review
Storage - 06A, 010, or 09E-P10 & 054(req.)
18A-for multiple measuring devices(In WD),
18B-P09(Size)
Rec/Wildlf/Aes - 027(Non-Consumptive)
Domestic - 021(restricted areas)

OWNERSHIP:

Non land owner - 004

PROTESTED:

Agreement - 020

☒ Beneficial Use Due Date: - 04-01-1994
Other Conditions Recommended

No. a
4/87-11/91n

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

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

APPLICANT: HATROCK By TDK DATE 12/20/91 APPLICATION # 95-8734

REQUIRED INFORMATION

- (1). ☒ Name and Address:
(2). ☒ Source:
(3). ☒ P. D. including county:
(4). ☒ Quantity:
 ☒ Nature of proposed use:
 ☒ Period of use:
(5). ☒ Total Quantity:
(6). ☒ Description of diverting works:
 ☒ Dam information requested
 or not required
(7). ☒ Time required for b/u
(8). ☒ Proposed uses:
(9). ☒ Place of use or acres irrigated:
(10). ☒ Other Water Rights:
(11). ☒ Ownership:
(13). ☒ Map:
 ☒ Signature:
 ☒ Fee: (Amt., recpt. ack. letter)

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

- ☒ Proposed Priority 12/20/91
☒ In form for Advertising in the
 CD'A Quas 1/29/92
 County of KOOTENAI
☒ Statewide advertising: (diversion
 greater than (10cfs/1,000af)
☒ No further info. required from applicant

SEND COPIES TO:

- | | | |
|------------------------------------|-------------------------------------|---------------------------------------|
| ☐ USFS CdA. | ☐ USFS Oro. | ☐ USFS Grngvl |
| ☐ BLM | ☐ W/W Corps. | ☐ Falls Corps. |
| ☐ F&G CdA. | ☐ F&G Lew. | ☐ IDL |
| ☐ H&W CdA | ☐ H&W Lew. | ☐ GW Div. |
| ☐ Adj. Div. | ☐ (Other) | |

LETTERS SENT REQUESTING:

- ☐ Dam information ☐ Fish Information
☐ Power information

INFORMATION RECEIVED

- ☐ Power information ☐ Dam information
☐ Fish Information

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

(Yes) (No)

- ☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken: _____
☒ Publication dates and paper recorded on application:
☒ Protests received, Final date for protest 1/29/92
☒ Notice of pending void order issued: Final date of order response. _____
☒ Groundwater management area:
☒ Critical ground water area:
☒ Well Drilling Permit required:
☒ Well Drilling Application and Fees received:
☒ Well Drilling Application Approved?
 Well Drilling Application Number _____
☒ Measuring device required: _____
☒ Measuring port required:
☒ Special conditions _____
☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: TDK RMA

Date 1/17/92

RECEIVED
FEB 06 1992

Department of Water Resources

95-08734

HATROCK, BEVERLY
HATROCK JR, JOHN
715 E LAKESIDE AVE
COEUR D ALENE, ID 83814

Source: UNNAMED STREAM

Tributary: COEUR D ALENE LAKE

Diversion Pt:

SWSW

Sec 21 T 50N R 03W in KOOTENAI County.

Use: IRRIGATION STORAGE
IRRIGATION FROM STORAGE
FIRE PROTECTION STORAGE
FIRE PROTECT. FROM STOR
Total Diversion:

(1.00 AF)
(1.00 AF)
(1.00 AF)
(1.00 AF)
(1.00 AF)

Date Filed: 12/20/1991

In: KOOTENAI County
T50N R03W S21

SWSW

15.0 ACRES TOTAL

RECORDED

JUN 29 1992