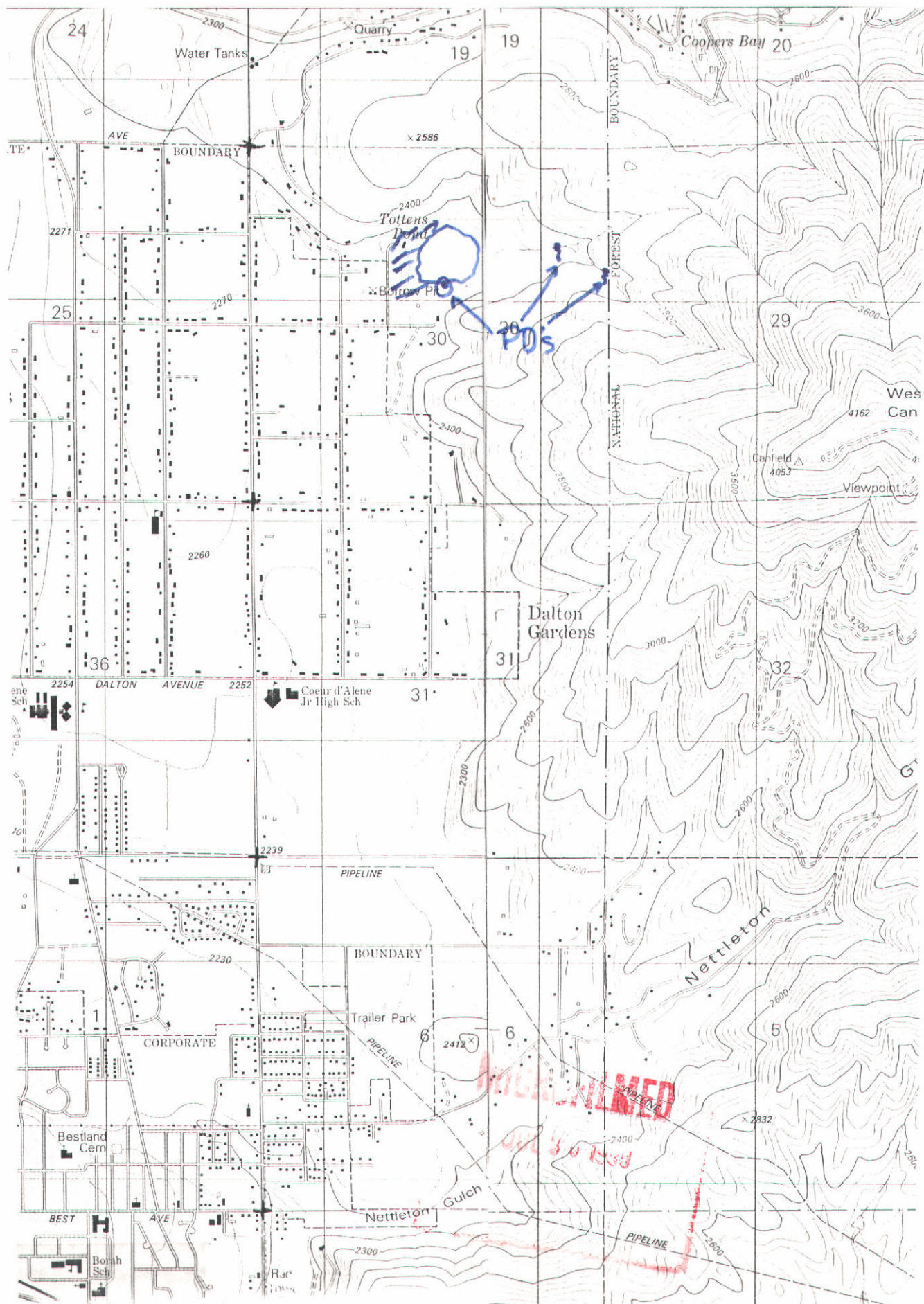
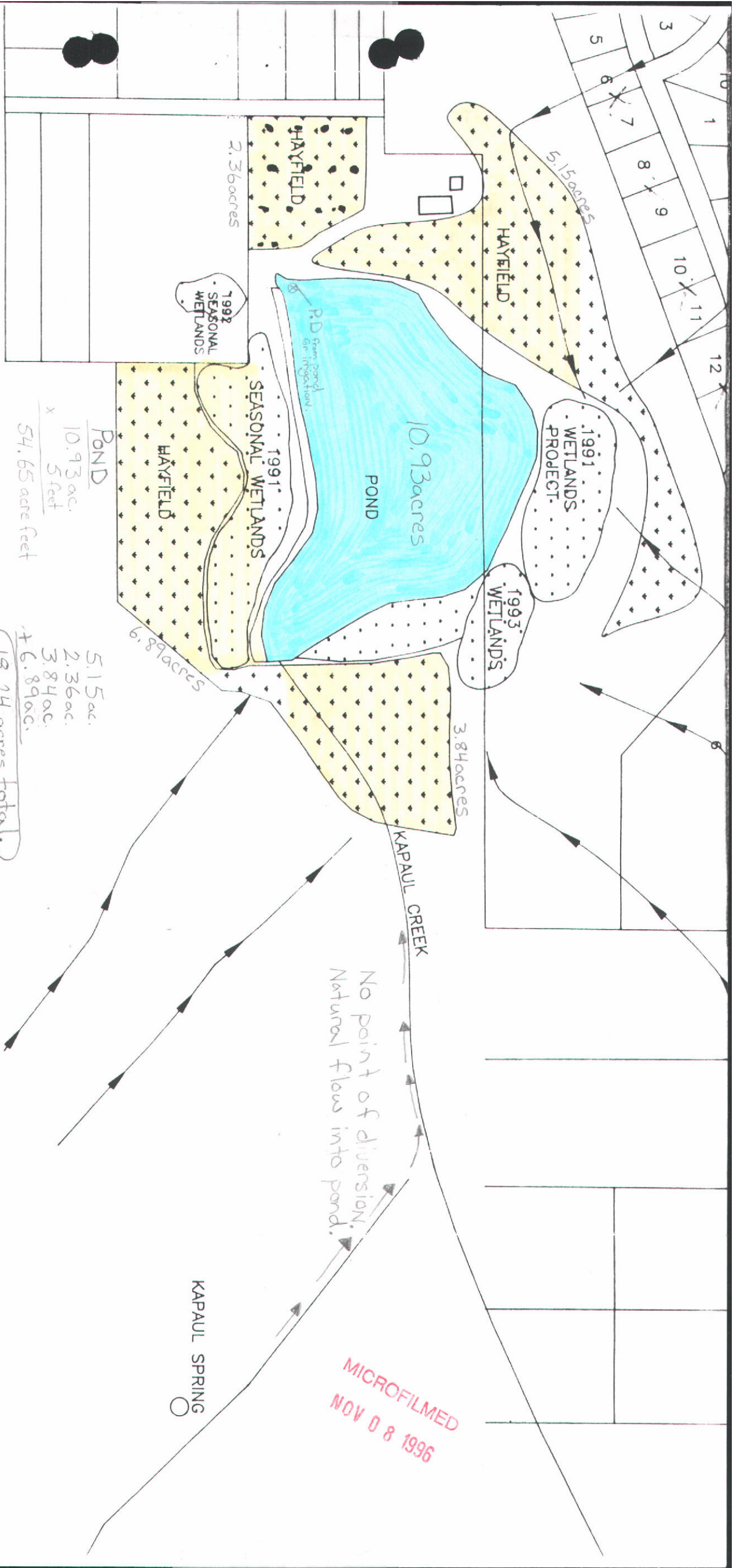
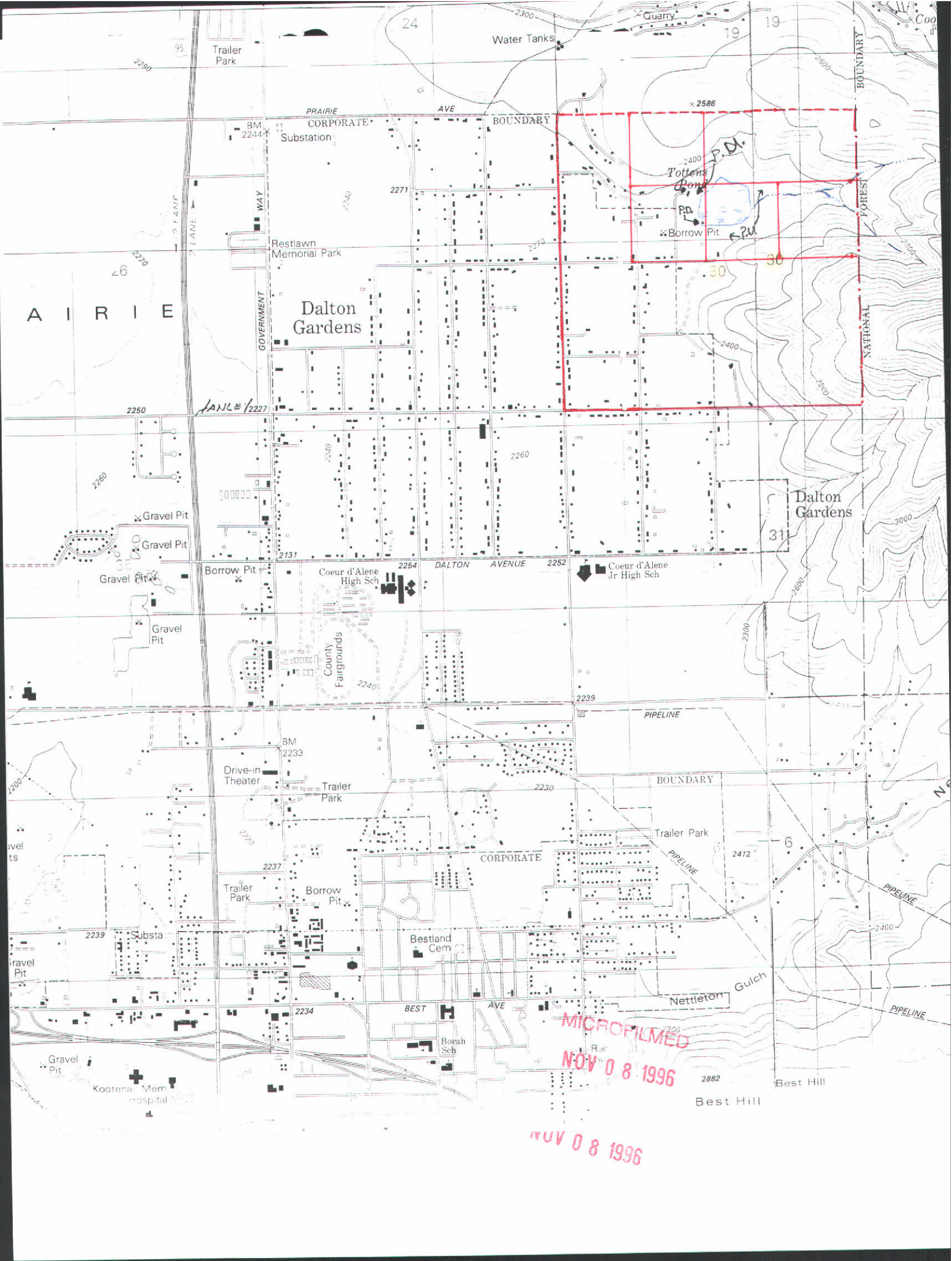


T5N R3W Sec 30







AIRIE

Dalton Gardens

Dalton Gardens

MICROFILMED
NOV 08 1996

NOV 08 1996

#95-08653

P. U. Irrigation



P. U. Irrigation



MICROFILMED
NOV 08 1996



95-08653

Mr. Radobenko

P. D from
Storage



Mr. Radobenko
10 h.p. pump



Totten's Pond



MICROFILMED
NOV 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08653

Priority: May 21, 1990

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 96.6 AF

This is to certify, that JULIE RADOBENKO
WILLIAM RADOBENKO

N 7500 MULHOLLAND

COEUR D'ALENE ID 83814

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 21, 1990; and has submitted Proof of Beneficial Use on October 19, 1993. An examination indicates that the works have a diversion capacity of 0.220 cfs of water from:

TOTTENS POND

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	0.15 CFS	54.6 AF
IRRIGATION STORAGE	01/01 to 12/31		42.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		42.0 AF
WILDLIFE STORAGE	01/01 to 12/31		42.0 AF
RECREATION STORAGE	01/01 to 12/31		42.0 AF
Totals		0.15 CFS	96.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW, Sec. 30, 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	30	SWNE 10.7	SENW 7.5		18.2

Total number of acres irrigated: 18.2

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

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 that 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. MICROFILMED
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.

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

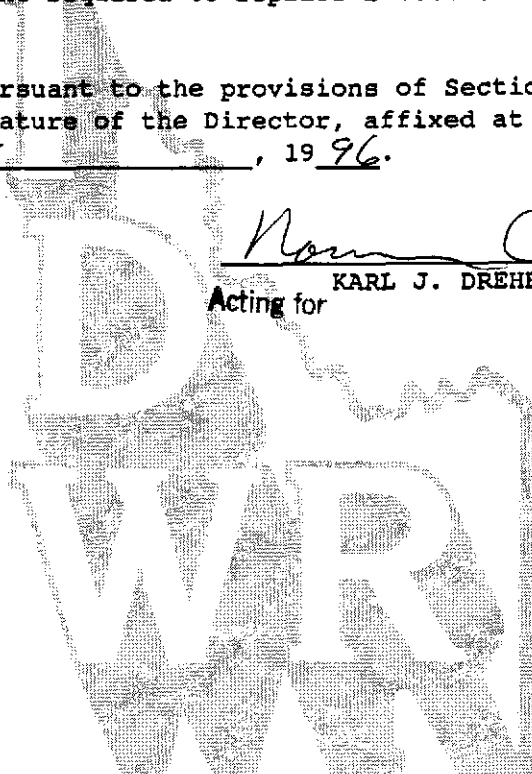
WATER RIGHT NO. 95-08653

CONDITIONS OF APPROVAL AND REMARKS

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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.

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 22nd day of AUGUST, 1996.


KARL J. DREHER, Director
Acting for



MICROFILMED

MAY 6 2 1996

RECEIVED

AUG 16 1996

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 95-08653

Date of Priority: May 21, 1990

Maximum Diversion Rate: 0.15 CFS

Maximum Diversion Volume: 96.6 AF

Comes now

JULIE RADOBENKO
WILLIAM RADOBENKO

N 7500 MULHOLLAND
COEUR D ALENE ID 83814

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-08653, and requests that the permit be changed as follows:

Source: TOTTEMS POND

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.15 CFS	54.6 AF
IRRIGATION STORAGE	01/01 to 12/31		42.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		42.0 AF
WILDLIFE STORAGE	01/01 to 12/31		42.0 AF
RECREATION STORAGE	01/01 to 12/31		42.0 AF
	Totals	0.15 CFS	96.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SENW , Sec. 30, 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	30	SWNE 10.7	SENW 7.5		18.2

Total number of acres irrigated: 18.2

PLACE OF USE:

IRRIGATION FROM STORAGE, same as IRRIGATION use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 10:00 AM, this 11th day of August, 1996.

MICROFILMED

NOV 8 1996

(Signature)

State of Idaho
Department of Water Resources

RECEIVED

AUG 16 1996

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08653

FOR DEPARTMENT USE ONLY

Preliminary check by Ret Fee =\$50.00 Received by Ret # C036344 Date 8.16.96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 95-08653 with the following;

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 that 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.
6. This right authorizes an annual volume of water to fill the pond and the amount required to replace losses through evaporation.

Witness my hand this 22ND day of August, 1996.
KARL J. DREHER, Director

MICROFILMED

NOV 0 3 10

OFFICE USE ONLY
Amt. of Fee \$ 50.00
Date 10-19-93
Receipt No. 0028809
Receipt by J. N. N. N.

RECEIVED

OCT 19 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 95-08653 Telephone No. 208-772-9246
2. Name(s) of Permit Holder(s): JULIE & WILLIAM RADOBENKO
3. Mailing Address: 7500 MOUNTAIN, COA ID 83814
4. Source of Water: TOTTEN'S POND, KAPPA SPRING

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

OPTIONAL:

Pump horsepower: 10 Pressure (psi): 80 Dynamic pumping level (ft.): N/A

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 _____

6. Total rate and/or volume for which proof is submitted 0.15 cfs OR _____ acre/feet

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

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

OR

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

8. Fee Enclosed: \$ 50.00 (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.

BILL RADOBENKO 208-772-9246
Name Telephone No.
7500 MOUNTAIN COA, 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.

10/13
Date

[Signature]
Signature (and title, if on behalf of a company or organization)

OCT 23 1993

\$50.00

RECEIVED

JUL 30 1993

Department of Water Resources

For Office Use Only
\$15 Fee Received by Guyatt
Date 8/2/93
Receipt No. 008260

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. 95-08653
Name(s) of Permit Holder: William & Julie Radobenko
Mailing Address: N. 7500 MULHOLLAND DR. CDA, ID 83814
Date Proof is Due AUG 1, 1993 Telephone No. 208-772-9246

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".)

MAIN DIKE HAS BEEN REPAIRED & A CONCRETE SPILLWAY WITH
ADJUSTIBLE WEIR HAS BEEN INSTALLED. SECONDARY STORAGE AREA
HAS BEEN EXCAVATED AND IS PRACTICALLY COMPLETE.

Costing \$ 40,000.00

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

UNUSUAL WET SUMMER HAS PREVENTED COMPLETION OF THE
SECONDARY POND & SPILLWAY. WE RECEIVED OVER SIX INCHES
OF RAIN IN JULY ALONE.

Permit holder(s) request an extension to

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 November 1, 1993.

OCT 28 1993

Signed this 4th day August, 19 93

J. Glen Saylor
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08653

Proposed Priority: May 21, 1990 Maximum Diversion Rate: 0.15 CFS

This is to certify, that JULIE RADOBENKO
WILLIAM RADOBENKO
N. 7500 MULHOLLAND
COEUR D'ALENE, ID 83814

has applied for a permit to appropriate water from:

TOTTENS POND tributary of SINKS
SPRINGS tributary of TOTTENS POND

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	03/15 to 11/15	0.15 CFS	
IRRIGATION STORAGE	01/01 to 12/31		42.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		42.0 AF
WILDLIFE STORAGE	01/01 to 12/31		42.0 AF
RECREATION STORAGE	01/01 to 12/31		42.0 AF
Totals		0.15 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NESENE Sec. 30, Township 51N, Range 03W
SWNE Sec. 30, Township 51N, Range 03W
NWSENE Sec. 30, 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	30	NWNE 3	NENW 3	SENE 14	20
Total number of acres irrigated:						20

PLACE OF USE: IRRIGATION STORAGE, same as IRRIGATION use

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

PLACE OF USE: WILDLIFE STORAGE, same as IRRIGATION use

PLACE OF USE: RECREATION STORAGE, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 1, 1993**.
2. Subject to all prior water rights.
3. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

JUL 30 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 95-08653

CONDITIONS/REMARKS:

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

27th day of July, 1990

for

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

JUL 20 1990

Ident. No. 95-08653

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: JULIE RADOBENKO 208-772-9246
Address: N. 7500 MULHOLLAND
COEUR DALENE, ID 83814
AND/OR
Name: WILLIAM RADOBENKO 208-772-9246
Address: N. 7500 MULHOLLAND
COEUR DALENE, ID 83814

2. Source: TOTTENS POND Trib. to: SINKS
UNNAMED SPRINGS TOTTENS POND

3. Location of Point of Diversion: NESENE Sec. 30, Township 51N, Range 03W
SWNE Sec. 30, Township 51N, Range 03W
NWSENE Sec. 30, Township 51N, Range 03W
KOOTENAI County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.150		
IRRIGATION STORAGE	01/01	12/31			42.00
IRRIGATION FROM STORAGE	03/15	11/15			42.00
WILDLIFE STORAGE	01/01	12/31			42.00
RECREATION STORAGE	01/01	12/31			42.00

5. Total quantity appropriated is:
0.150 CFS (and/or) 42.00 AF

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc.
DEVELOPED SPRINGS AND 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 groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 3 years.
8. Description of proposed uses:

MICROFILMED
JUL 30 1990

Ident. No. 95-08653
Page 2

9. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
51N 03W 30	NWNE 3	NENW 3	SENE 14	20
Total number of acres irrigated:				20

Place of Use: IRRIGATION STORAGE, same as IRRIGATION use
Place of Use: IRRIGATION FROM STORAGE, same as IRRIGATION use
Place of Use: WILDLIFE STORAGE, same as IRRIGATION use
Place of Use: RECREATION STORAGE, same as IRRIGATION use

10. Describe any other water rights used for the same purposes.
NONE

11. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

12. Remarks:

13. Map of proposed point of diversion and place of use attached? []

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

Mark K. Kibler
Applicant

Received by RYA Date 5/21/90 Time 4:30 Preliminary check by RDH

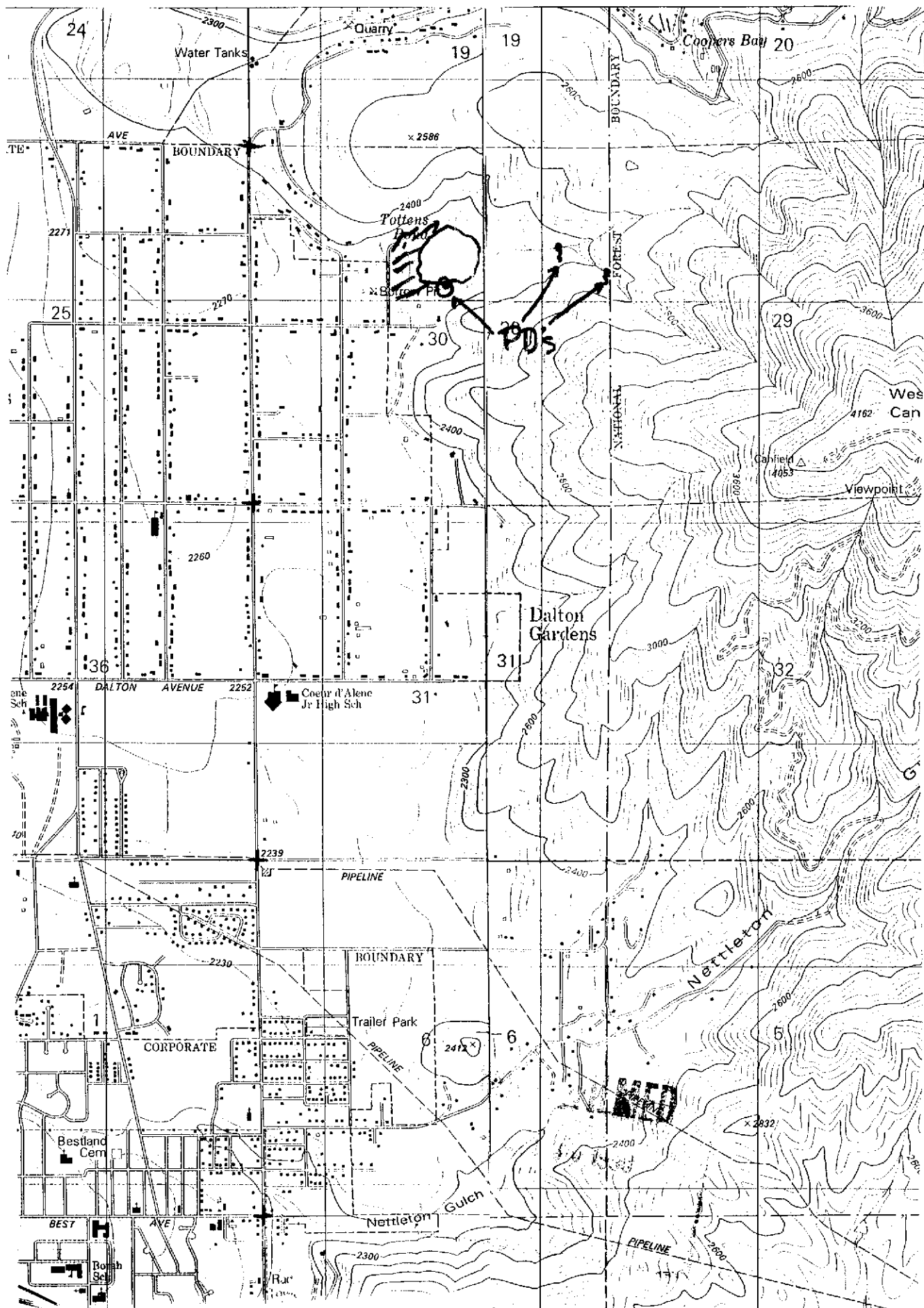
Fee \$ 45.00 Receipted by RYA # N 3772 Date 5/21/90

Publication prepared by pm Date 5/30/90 Published in 6/7-14/90

Publication approved pm Date 6/21/90

JUL 30 1990

T1N R3W Sec 30





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

August 23, 1996

JULIE RADOBENKO
WILLIAM RADOBENKO
N 7500 MULHOLLAND
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08653

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

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



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

August 2, 1996

JULIE RADOBENKO
WILLIAM RADOBENKO
N 7500 MULHOLLAND
COEUR D ALENE ID 83814

RE: WATER RIGHT NO. 95-08653

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to depict your water right as it has actually been developed.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion and the place(s) of use description. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED

NOV 8 1996

MEMORANDUM

TO: File 95-08653

FROM: Sharla

DATE: August 2, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 95-08653 are based on the following:

H. RECOMMENDATIONS

1. Recommended Amounts

Irrigation	3/15 - 11/15	.15 cfs	54.6 af
Irrigation Storage	1/1 - 12/31		42.0 af
Irrigation from Storage	3/15 - 11/15		42.0 af
Wildlife Storage	1/1 - 12/31		42.0 af
Recreation Storage	1/1 - 12/31		42.0 af

TOTAL ANNUAL VOLUME - 96.6 AF

The standard annual volume per acre for this area is 3.0 af. $18.2 \text{ acres} \times 3.0 \text{ af/acre} = 54.6 \text{ af}$. The application/permit allowed 42.0 af for storage. This limit will be used for all storage uses. A new application, No. 95-08943 was filed to pick up the additional rate of diversion and storage volume above and beyond what the right being licensed can allow.

Examiner: Jon M. Kunz
Exam date: August 3, 1994

MICROFILMED
NOV 08 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08653

DATE 8/2/96

REVIEWER: S H A R L A

NAME Change — OK ✓

Address Change ✓

SOURCE Change — OK ✓

Is change clarification of originally intended source? —
If not, prepare Notice of Intent to Void —

POINT OF DIV Change ✓ OK ✓

Amendment required yes

PLACE OF USE Change ✓ OK —

Amendment required yes

Does map agree with written description? ✓ yes — no

OVERLAPS — P/D — P/U

RATE OF DIV

Permitted Rate .15 cfs

Fee limit .20 cfs \$5000

Measured .22 cfs

Theoretical — cfs

$$61.6 / 112.4 = .55$$

$$10 \times 8.8 \times .7 / 20 + (2.31 \times 40)$$

Recommended Total Div Rate .15 cfs

ANNUAL VOLUME/ NATURE OF USES

— ✓

Use	Volume Calculation
<u>Storage</u>	<u>18.243.0 = 54.6</u> af
<u>Storage for Stor.</u>	<u>42.0</u> af
<u>Wild Storage for Stor.</u>	<u>42.0</u> af
<u>—</u>	<u>—</u> af
SUBTOTAL	<u>96.6</u> af

Flow rate .15 cfs X 245 days X 1.983 = 72.8 af

Total volume recommended 96.6 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W07

CONDITIONS — Watermaster Control WD# —

— GW Measurement/Measuring Device

P29 — Overlap

— Use-specific conditions

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA

Adjustment Memo —

1st Amend Letter P37, P38

2nd Amend Letter P47

✓ 9/2/96 ph

RECEIVED
Form 219
6/92
DEC 14 1994

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 22 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08653

1. Owner: William Radobenko Phone No. (208) 772-9246

Current Address: 7500 Mulholland Coeur D'Alene, ID. 83814

2. Accompanied by: Mr. Radobenko EXAM DATE: 8-3-94

Address: same Phone No. same

Relationship to Permit Holder: Owner

3. Source: Spring Tottens Pond tributary to sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 95-00466, 95-00466B, 95-00466A, 95-00466C

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
			SE	NW	30	51N	3W	Kootenai	U.S.G.S. Topo.

2. Place(s) of Use:

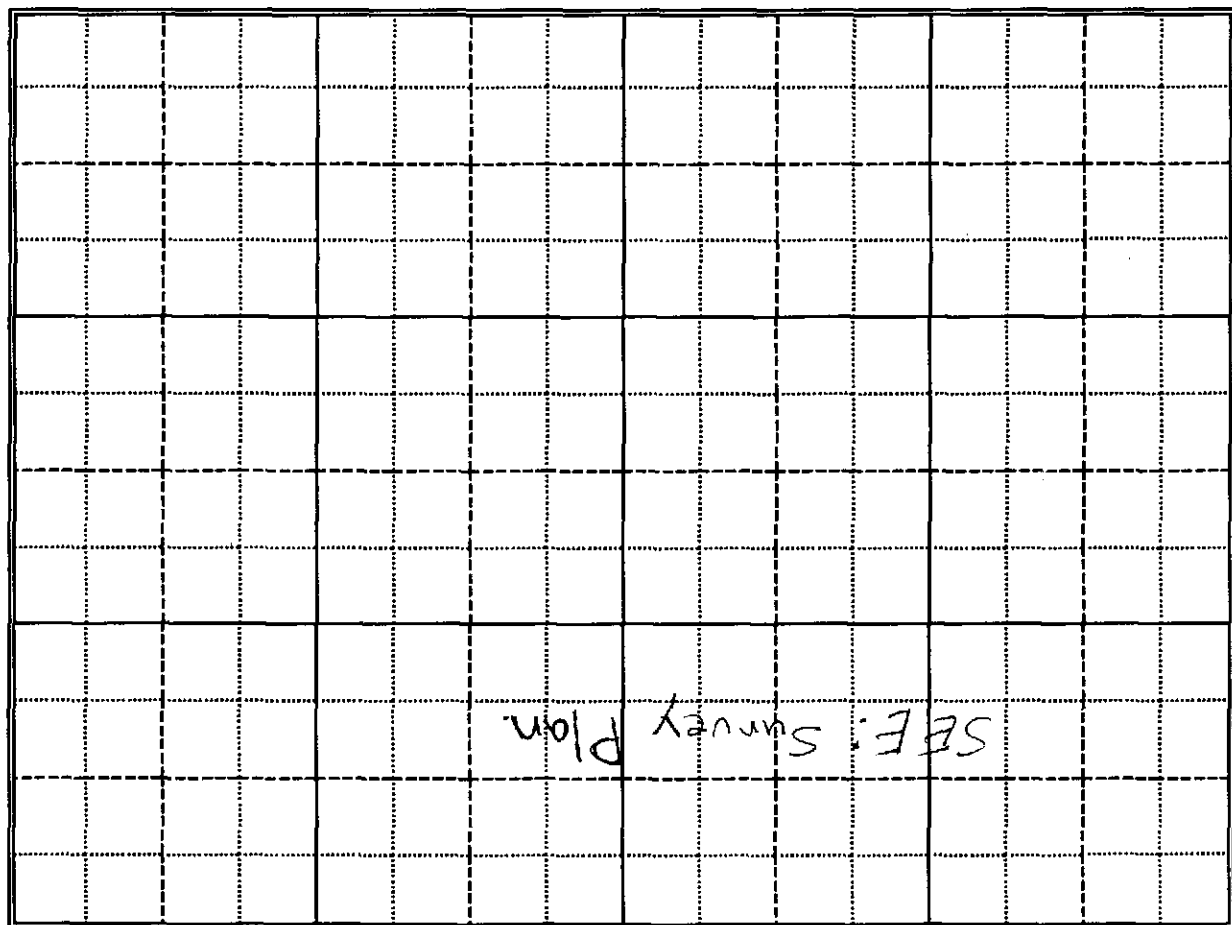
Indicate Method of Determination U.S.G.S. Topo.

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	3W	30			10.7					7.5									18.2

MICROFILMED

NOV 1 1994

3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.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

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century	10	BDS	Goulds	2" into 3" main

*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
None						

2. Measurements:

Bucket Method

UNOBSERVED

NOV 8 1970

E. NARRATIVE/REMARKS/COMMENTS

Mr. Radobenko is diverting water from Totten's Pond for irrigation only. The pond is naturally fed by underground springs and Kapaul Creek. I couldn't take a measurement from Kapaul Creek during my exam because of the low water level.

* Mr. Radobenko's filing of .15 cfs is less than the amount measured during the exam. Mr. Radobenko has been sent the proper paper work to re-file for the remaining amount not covered by this filing.

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

MICROFILMED

FEB 6 8 1987

F. FLOW CALCULATIONS

Measured Method:

None

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

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

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .22 \text{ cfs} \times 245 \times 1.9835 = 106.9$$

2. Volume Calculations for Other Uses: 3 rotating sprinkler heads with a 3/8" nozzle

$$\frac{X}{60 \text{ sec}} = \frac{4 \text{ gal}}{7 \text{ sec}} = \text{① } 34.28 \text{ gpm}$$

$$\text{② } 32.00 \text{ gpm}$$

$$\text{③ } 34.28 \text{ gpm}$$

$$\frac{100.56 \text{ gpm}}{3} = 33.52 \text{ gpm}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Period of Use

Rate of Diversion

Annual Volume

Irrigation
Irrigation from storage
Wildlife storage
Recreation storage

From To
03-15 11-15
01-01 12-31
03-15 11-15
01-01 12-31
01-01 12-31

Totals:

.15
.15

63.7
54.6
54.6
54.6
118.3

I. AUTHENTICATION

Field Examiner's Name

Don M. Kunz

Date

9/6/94

Reviewer

Date

SEAL

MICROFILMED
MAY 8 1995

MEMORANDUM

DATE: May 7, 1996

FROM: Allen Beardslee

TO: **FILE:** 95-08653

RE: Phone Conversation

~~~~~  
A field visit to Mr. Radobenko's property was conducted on May 3, 1996, to clarify the storage issues raised in Brenda Chapman's memo dated January 19, 1996.

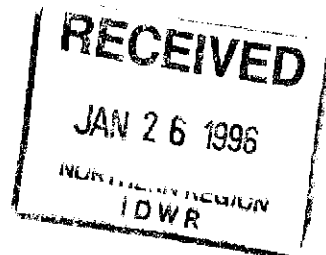
Mr. Radobenko stated during our visit that Toten's Pond historically dried up every year until he repaired the dike, dredged the bottom, constructed a spillway and did various things to try to seal the bottom of the pond. Therefore, I recommend that the "storage" component remain as listed on the Beneficial Use Field Report conducted by Jon M. Kunz, on September 6, 1994.

An additional Application for Permit will be prepared form Mr. Radobenko for the additional rate of diversion that was found during Mr. Kunz's field examination.

MICROFILMED  
NOV 08 1996

MEMORANDUM

*SWK*  
TO: Shelley Keen / Northern Region  
FROM: Brenda Chapman  
DATE: January 19, 1996  
RE: Exam Deficiencies



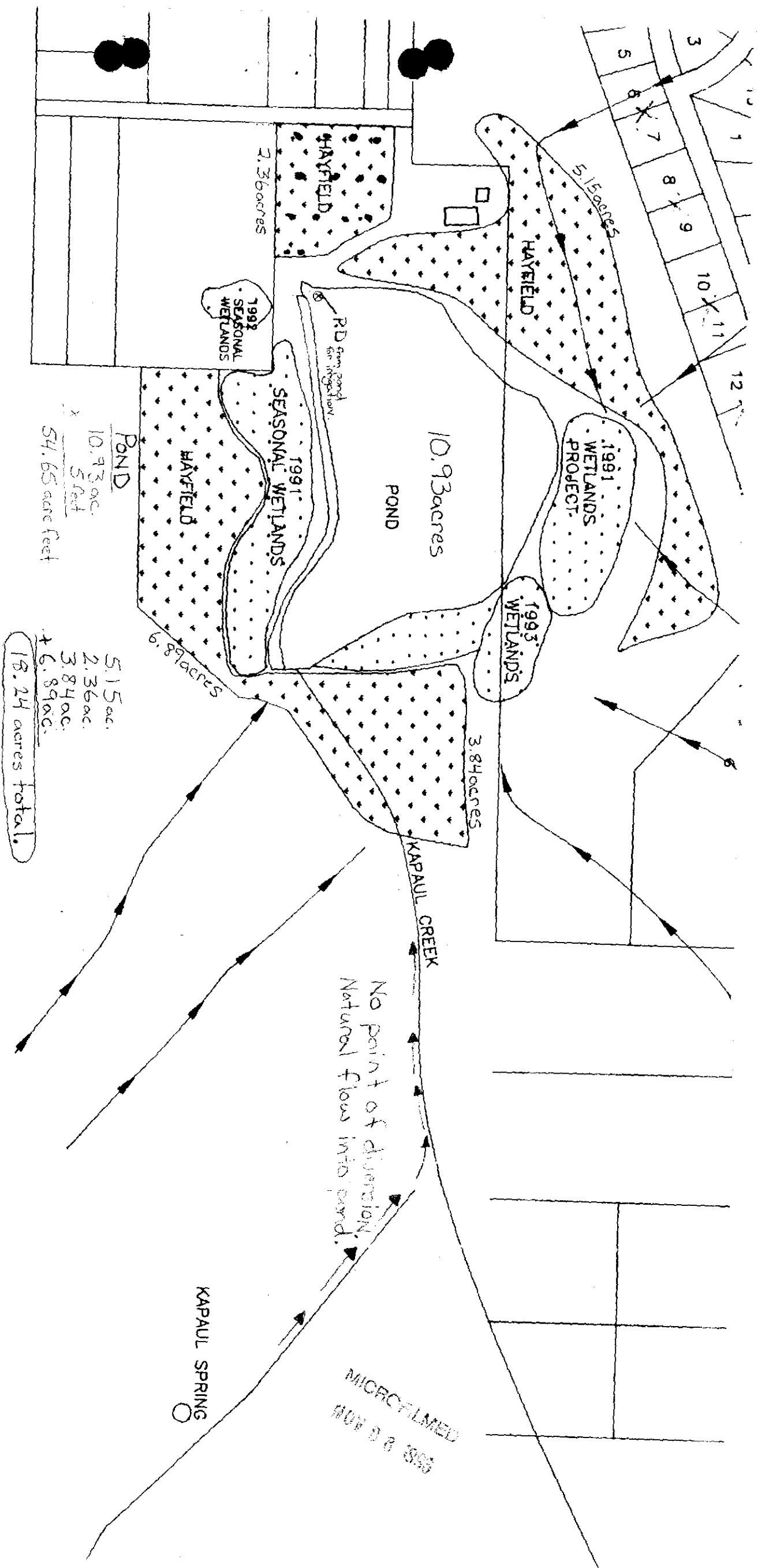
=====

I recommend the exam for 95-08653 be returned to the region for clarification of the following matters:

This permit is for irrigation and 42 af of storage. The Request for Extension of Time refers to a main dike having been repaired and a concrete spillway being installed. It also refers to a secondary storage area being partially complete. There is no mention in the exam of a constructed storage area. The volume occurring naturally in Tottens Pond should not be listed as storage. However, if additional storage volume has been added by diking and damming, it can be appropriated as storage. Therefore, there should be a determination of storage volume appropriated based on work done by the applicant.

**5/1/96 - CALL - MESSAGE TO LOOK AT DIKE**

MICROFILMED  
NOV 8 8 1996







# 95-08653

Mr. Radobenko

P. D from  
Storage



Mr. Radobenko  
10 h.p. pump

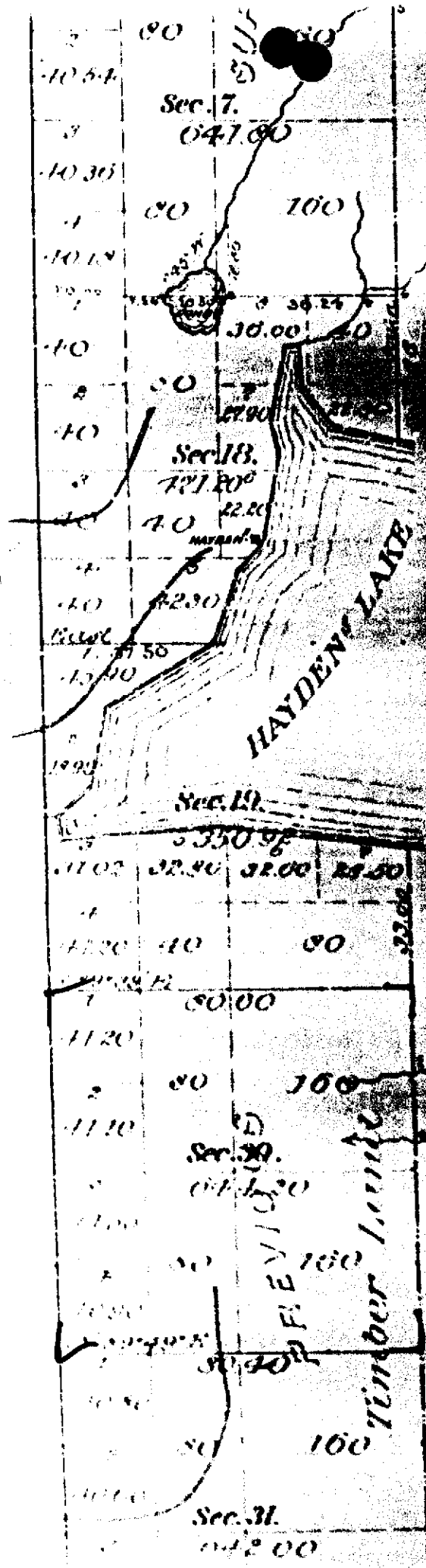


Totten's Pond



PHOTOFILMED  
NOV 18 1966

REBOUT Dike  
overrun  
1979 - pond, useful to dry  
- Dike - pond excavated  
12-15 acres



Sec. 8.

Sec. 9.

Sec. 17.

Sec. 16.

Sec. 20.

Sec. 21.

Sec. 29.

Sec. 28.

MICROFILMED

Sec. 32.

Sec. 31.

51 3W 3D  
95-2653

May 7, 1996

Mr. William Radobenko  
7500 Mulholland  
Coeur d'Alene ID 83814

RE: Application for Permit

Dear Mr. Radobenko:

This letter is in regard to our recent visit to your home concerning your Water Right Permit Number 95-08653.

We are recommending the storage components remain on the above filing and you should receive your Water Right License in the near future.

With regard to the additional diversion rate than is covered by your original filing, I have prepared another Application for you. This filing has been assigned number 95-08943 and is basically the same as your first one, however, it will increase your diversion rate to 0.02 CFS per acre, when combined with your original filing.

Our fee schedule is based on diversion rate and the additional rate put you right on the line between \$50.00 and \$100. The fee for a filing with a diversion rate of 0.21 is \$100.00. If you feel that 0.20 would be sufficient, the fee for this rate is \$50.00 and you may change the rates on the Application for Permit, if you wish.

Please review all of the information on this new Application for Permit, make any necessary changes and send it back to this office with the filing fee.

Feel free to contact me at this office if you have any questions, or wish to discuss this further.

Sincerely,

Al Beardslee  
Sr. Water Resource Agent

MICROFILMED  
NOV 8 3 1996

**BENEFICIAL USE FIELD REPORT**

**FOR 95-08653**

**RETURNED TO**

**NORTHERN REGION**

**JANUARY 23, 1996**

MICROFILMED  
NOV 8 8 1996

*SWK*  
MEMORANDUM

TO: Shelley Keen / Northern Region  
FROM: Brenda Chapman  
DATE: January 19, 1996  
RE: Exam Deficiencies

=====

I recommend the exam for 95-08653 be returned to the region for clarification of the following matters:

This permit is for irrigation and 42 af of storage. The Request for Extension of Time refers to a main dike having been repaired and a concrete spillway being installed. It also refers to a secondary storage area being partially complete. There is no mention in the exam of a constructed storage area. The volume occurring naturally in Tottens Pond should not be listed as storage. However, if additional storage volume has been added by diking and damming, it can be appropriated as storage. Therefore, there should be a determination of storage volume appropriated based on work done by the applicant.

MAILED  
NOT A 6-2

October 22, 1993

JULIE RADOBENKO  
WILLIAM RADOBENKO  
N. 7500 MULHOLLAND  
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08653

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,

Karen L. Gustafson  
Senior Secretary

c: IDWR - Region

RECEIVED

OCT 28 1993

August 31, 1993

JULIE RADOBENKO  
WILLIAM RADOBENKO  
N. 7500 MULHOLLAND  
COEUR D'ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08653

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 November 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

CERTIFIED MAIL

NO. 140559

OCT 28 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

August 4, 1993

William & Julie Radobenko  
N 7500 Mulholland  
Coeur d'Alene, ID 83814

Re: Permit No. 95-08653

Dear Permit Holder:

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 November 1, 1993. 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,

Karen L. Gustafson  
Secretary/Records Manager

Enclosure

C: IDWR-Regional Office

RECORDED

OCT 28 1993

May 31, 1993

JULIE RADOBENKO  
WILLIAM RADOBENKO  
N. 7500 MULHOLLAND  
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08653

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 August 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.

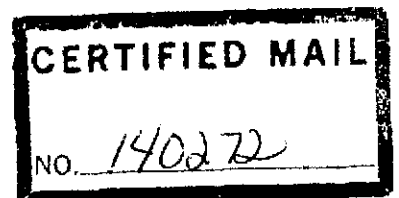
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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



RECEIVED

OCT 28 1993

Wm. Ramm

7500 Melhollan M

CM 80 83814



OCT 28 1993



**RECEIVED**  
JAN 09 1992

IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**COMMENCEMENT OF WORKS**

Permit No. P95-08653  
Name(s) of Permit Holder(s): WM. RADOBENKO  
Post Office Address: N. 7500 Mulholland Dr  
CDA, ID 83814 Tel. No. 208-772-9246

☒ I hereby certify that construction of diversion works for the above referenced permit began on Dec 1991. I understand that I must continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diversion works on the above referenced project has not yet begun due to the following reason beyond my control\*:

\*Note: A financing difficulty is not an acceptable reason.

12-31-91  
Date

W. Radobenko  
Signature of Permit Holder

S T A T E   O F   I D A H O

DEPARTMENT OF WATER RESOURCES

-----

Statehouse  
Boise, Idaho 83720  
(208) 327-7900  
July 27, 1990

JULIE RADOBENKO  
WILLIAM RADOBENKO  
N. 7500 MULHOLLAND  
COEUR D ALENE, ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO.      P95-08653

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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor  
Water Right Permits Section

GS: SC  
Enclosures

**MICROFILMED**

JUL 30 1990

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

} ss.

*Julie Jacobs*

..... 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*

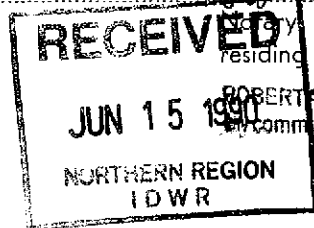
of which the annexed is a printed copy, was published in the regular *Times* issue of said newspaper for *2* consecutive *weeks* commencing on the *7th* day of *June* *1990* and ending on the *14th* day of *June* *1990*, and such publication was made as often during said period as said *Daily* newspaper 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 Jacobs*

Subscribed and sworn to before me this *14th* day of *June* *1990*.

*JUL 30 1990*



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

ROBERTA MANLEY

My commission expires *3-3-93*

## NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08653

RADOBENKO, JULIE  
RADOBENKO, WILLIAM  
N. 7500 MULHOLLAND  
COEUR D ALENE, ID 83814

Source: TOTTENS POND Tributary:  
SINKS; UNNAMED SPRINGS; TOT-  
TENS POND

Diversion Pt: SWNE Sec 30 T 51N R 03W;  
NESENE Sec 30 T 51N R 03W; NWSENE  
Sec 30 T 51N R 03W

Use: IRRIGATION ( .150 CFS); IR-  
RIGATION STORAGE ( 42.00 AF); IR-  
RIGATION FROM STORAGE ( 42.00  
AF); WILDLIFE STORAGE ( 42.00 AF);  
RECREATION STORAGE ( 42.00 AF);  
Total Diversion: ( .150 CFS)( 42.00 AF)

Date Filed: 5/21/1990

In: T51N R03W S30 NWNENENW SENW  
20.0 ACRES TOTAL

95-08655

RADOBENKO, WILLIAM  
RADOBENKO, JULIE  
N. 7500 MULHOLLAND  
COEUR D ALENE, ID 83814

Source: UNNAMED SPRING;  
Tributary: SINKS

Diversion Pt: SENWSE Sec 30 T 51N R  
03W

Use: IRRIGATION ( .040 CFS)

Total Diversion: ( .040 CFS)

Date Filed: 5/21/1990

In: T51N R03W S30 SWNE SENE NWSE  
7.0 ACRES TOTAL

96-08597

MC LAUGHLIN, FRED  
3215 SEASONS RD.  
ATHOL, ID 83801

Source: GROUNDWATER

Diversion Pt: NWSESE Sec 21 T 53N R  
04W

Use: IRRIGATION ( .450 CFS);  
DOMESTIC ( .040 CFS); Total  
Diversion: ( .490 CFS)

Date Filed: 5/11/1990

In: T53N R04W S21 NESE NWSE SWSE  
SESE

87.0 ACRES TOTAL

For additional information concern-  
ing 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 Re-  
sources, Northern Region, 1910  
Northwest Blvd., Suite 210, Coeur d'  
Alene, Idaho 83814 on or before JUNE 25,  
1990.

R. KEITH HIGGINSON, Director  
Legal 956  
June 7, 14, 1990

95-08653

RADOBENKO, JULIE  
RADOBENKO, WILLIAM  
N. 7500 MULHOLLAND  
COEUR D ALENE, ID 83814

Source: TOTTENS POND  
UNNAMED SPRINGS

Tributary: SINKS  
TOTTENS POND

Diversion Pt: SWNE Sec 30 T 51N R 03W  
NESENE Sec 30 T 51N R 03W  
NWESENE Sec 30 T 51N R 03W

Use: IRRIGATION ( .150 CFS)  
IRRIGATION STORAGE ( 42.00 AF)  
IRRIGATION FROM STORAGE ( 42.00 AF)  
WILDLIFE STORAGE ( 42.00 AF)  
RECREATION STORAGE ( 42.00 AF)  
Total Diversion: ( .150 CFS) ( 42.00 AF)

Date Filed: 5/21/ 1990

In: T51N R03W S30 NWNE NENW SENW

20.0 ACRES TOTAL

RECORDED

JUL 30 1990