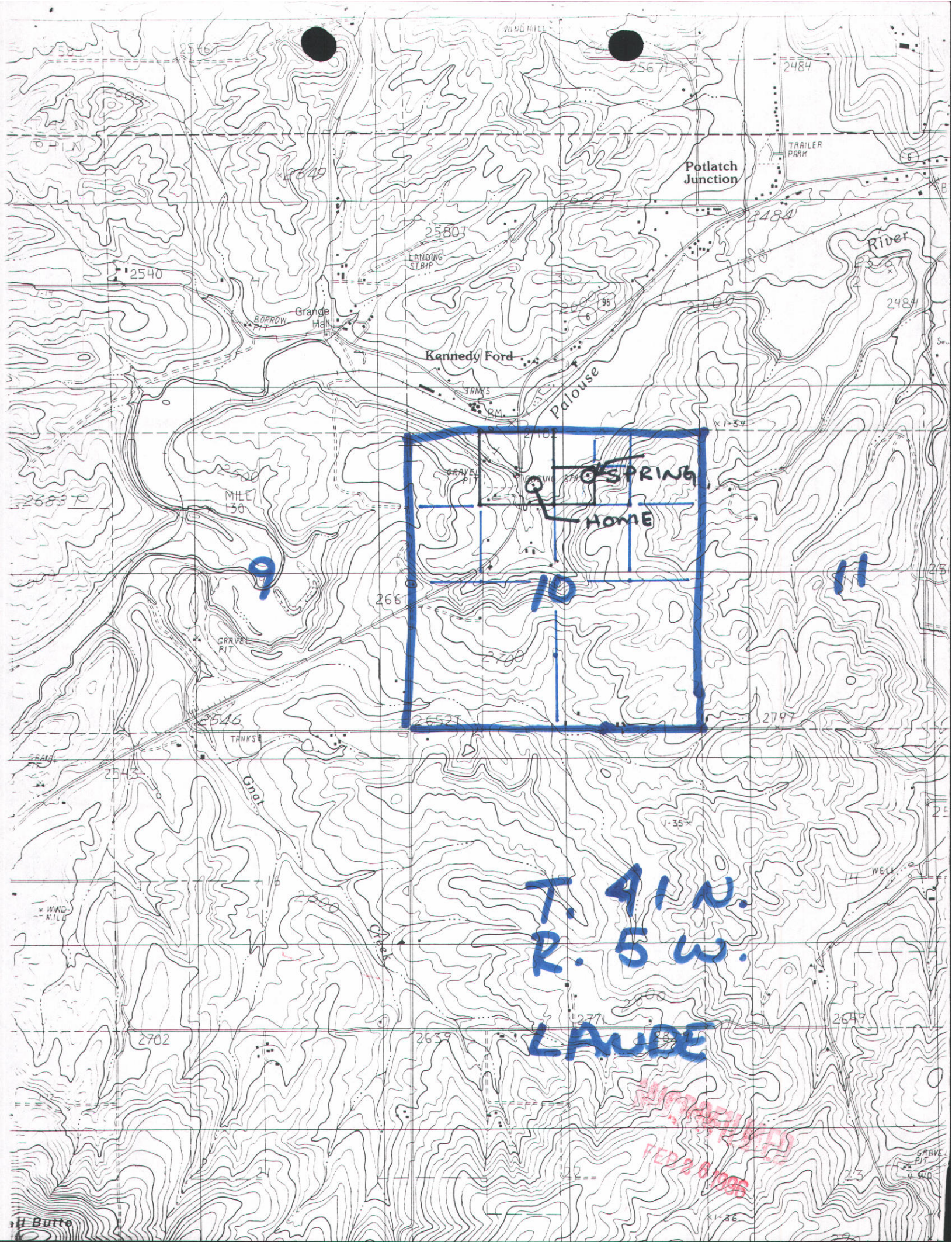




PERMIT #

87-07191

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



pd



pd



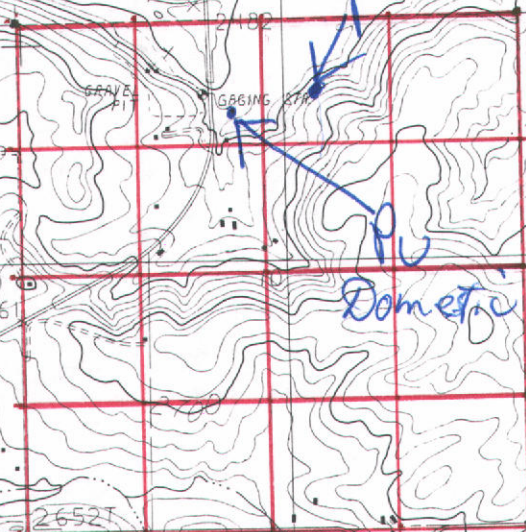
pd

MICROFILMED
AUG 21 1998

52397

T. 42 N.

T. 41 N.



87-07191

T. 41 N., R. 05 W., Sec. 10
LANDE, BRIAN

MICROFILMED
JAN 21 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 87-07191

Priority: October 3, 1995

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that BRIAN LANDE
RT 2 BOX 48A

POTLATCH ID 83855 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 3, 1995; and
has submitted Proof of Beneficial Use on November 14, 1996. An examination indicates
that the works have a diversion capacity of 0.010 cfs of water from:

SPRING

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>
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNWNE , Sec. 10, Township 41N, Range 05W
LATAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

41N 05W 10

NENW

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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

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 26TH
day of FEBRUARY, 1998.

MICROFILMED

AUG 21 1998


Acting for KARL J. DREHER, Director

RECEIVED

NOV 14 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 87-07191 Telephone No. 208 875 0671

2. Name(s) of Permit Holder(s): BRIAN LANDE

3. Mailing Address: RT 2 BOX 48A POTLATCH, IDAHO 83855

4. Source of Water: EXISTING SPRING (W/ SISTER W) 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): 1 Stockwater (No. and type of stock): 0

Irrigation (No. of acres): 0 Other: LAWN

6. Total rate of diversion and/or volume for which proof is submitted: cfs OR acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes 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: BRIAN LANDE Telephone Number: 208 875 0671

Address: RT 2 BOX 48A POTLATCH IDAHO 83855

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: 10-21-94
(include your title, if on behalf of company or organization)

RECEIVED
MAR 1 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 87-07191

Proposed Priority: October 3, 1995

Maximum Diversion Rate:

0.04 CFS

This is to certify, that **BRIAN LANDE**

RT 2 BOX 48A

POTLATCH ID 83855

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

DOMESTIC

01/01 to 12/31

0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNWNE , Sec. 10, Township 41N, Range 05W
LATAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

41N 05W 10

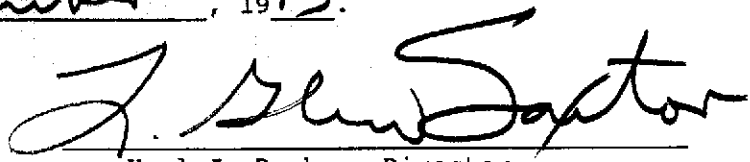
NENW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1996.**
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
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

15 day of December, 1995.


Karl J. Dreher, Director
for

FEB 2 6 1996

RECEIVED
DEC 13 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 87-07191

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

1. Name of applicant BRIAN LANDE Phone 208 875 0671

Post office address RT 2 BOX 48A POTLATCH IDAHO 83855

2. Source of water supply SPRING which is a tributary of SINKS

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot

Sec. 10 Township 41N Range 5W B.M. LATAH County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for DOMESTIC purposes from 7/1 to 12/31 (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. GRAVITY FLOW SYSTEM
WITH CISTERN

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 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____;

Well was drilled for (well owner) _____

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

FEB 26 1996

12. Remarks:

10. Describe any other water rights used for the same purposes as described above.
11. a. Who owns the property at the point of diversion? BOB LUDKMAN
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. EASEMENT

Total number of acres to be irrigated

TWP	RANGE	SEC.	NE%				NW%				SW%				SE%			
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%
410	5w 10					D												
TOTALS			SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%

ponding place of use below. See instructions for standard symbols.

9. Description of place of use:
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding

8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 Home
- e. Other; describe fully. _____

A full-page sheet of white graph paper featuring a uniform grid of thin black lines. The grid consists of 20 columns and 20 rows, creating a total of 400 small squares. There are no margins, text, or other markings on the page.

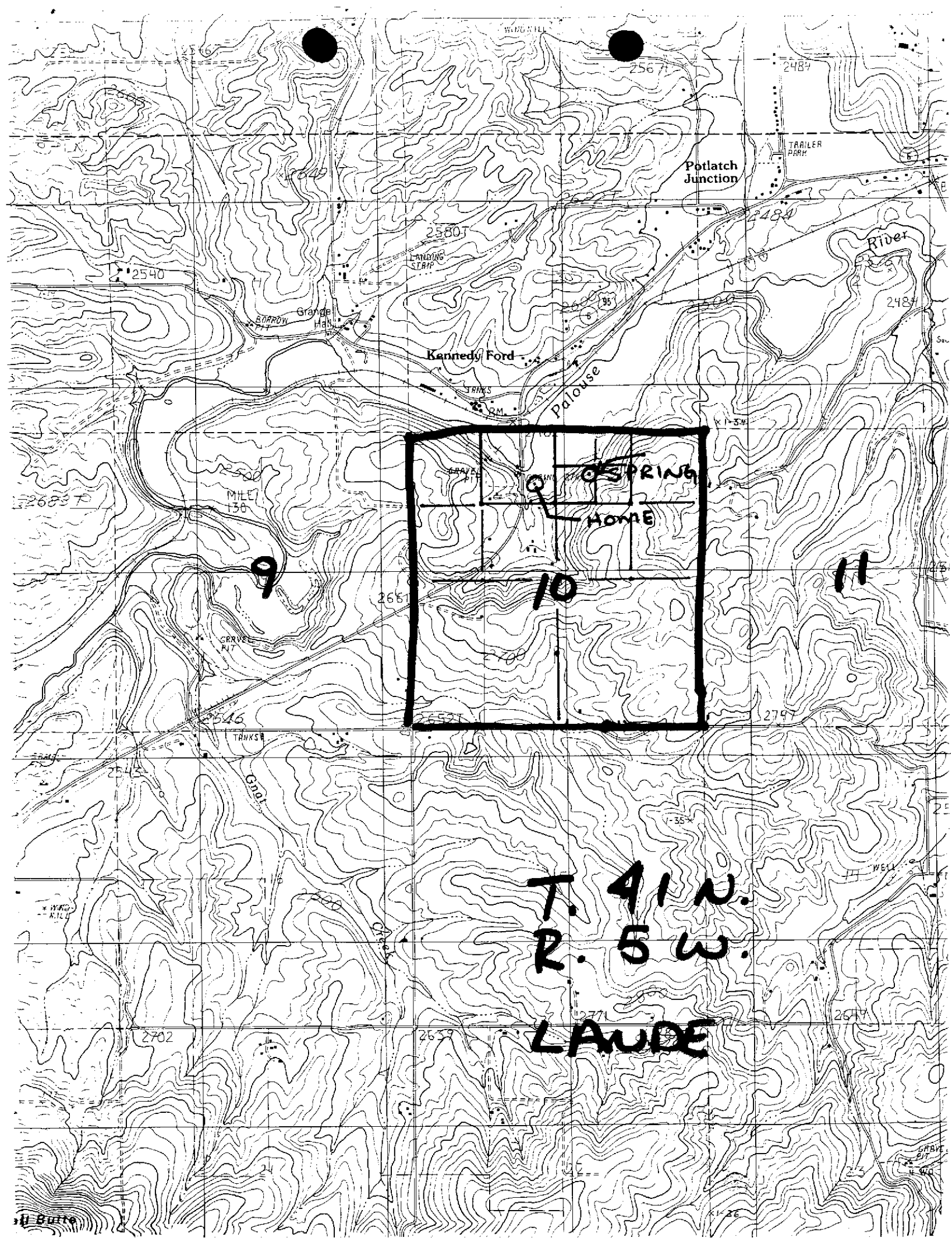
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

FEB 26 1996

~~Applicant~~

1990

8/25/01



T. 41 N.
R. 5 W.

LAUDE

WARRANTY DEED

KNOW ALL BY THESE PRESENTS:

That KENNETH A. BEIDLER and SHARON A. BEIDLER, husband and wife, in consideration of the sum of TEN and NO/100 DOLLARS (\$10.00) and other things of value, do hereby grant, bargain, sell and convey unto BRIAN J. LANDE and REBECCA S. LANDE, husband and wife, whose address is _____, the following described real property situated in Latah County, State of Idaho, to-wit:

A parcel of land located in the NE1/4NW1/4 of Section 10, Township 41 North, Range 5, W.B.M., and more particularly described as follows:

Beginning at the Northwest corner of said Section 10; thence S. 60°49'19" E. 2319.53 feet to a point on the Easterly right of way of State Highway 95, and the TRUE POINT OF BEGINNING; thence S. 87°13'13" E. 170.44 feet; thence S. 70°48'41" East 170.82 feet; thence S. 56°19'08" E. 95.18 feet; thence S. 14°02'24" E. 68.13 feet to a point on the South line of the NE1/4NW1/4 of said Section 10; thence Westerly along said South line parallel to the North side of said Section 10 a distance of 450.93 feet to a point on the Easterly right of way of State Highway 95; thence N. on said right of way along a curve to the left ($\Delta=24^{\circ}25'49.6"$, radius=1780.88 feet) 184.81 feet to the POINT OF BEGINNING.

SUBJECT TO right of way as required for county road purposes along the Southerly boundary.

TOGETHER WITH a non-exclusive easement for the purpose of ingress and egress to be used only in the event the existing access lying directly South of the aforementioned property is obstructed. If needed, said easement shall be located immediately North of the aforementioned property and shall only be used for the purpose of general ingress and egress from State Highway to the North line of the aforementioned property. This easement shall include the right to maintain said servient tenement for the purpose for which the easement is granted.

TOGETHER WITH an easement for the exclusive right to the water from the spring located as follows: Beginning at the Northwest corner of Section 10, Township 41 North, Range 5 W.B.M, thence S. 60°49'19" E. 2319.53 feet to a point on the Easterly right-of-way of State Highway 95; thence South 87°13'13" East 170.44 feet; thence S. 70°48'41" E. 170.82 feet; thence North 85°22'41" E. a distance of 508 feet. Said spring being known as the lower spring and the right to use of the reservoir connected therewith. Also, the right to clean, repair and maintain the spring and reservoir and to construct, maintain and repair water lines across, through and under



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

February 26, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

BRIAN LANDE
RT 2 BOX 48A
POTLATCH ID 83855

RE: WATER RIGHT NO. 87-07191

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.

MICROFILMED

2016 2 1 1958

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.

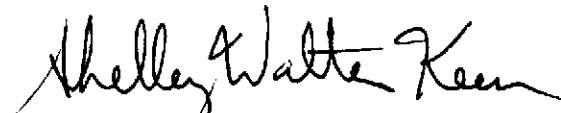
MICROFILMED

216 2 1 1998

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,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

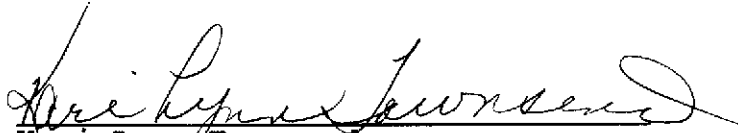
MICROFILMED
3 AUG 21 1998

CERTIFICATE OF MAILING

I hereby certify that on the 26th day of February, 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. 87-07191

BRIAN LANDE
RT 2 BOX 48A
POTLATCH ID 83855


Kari Lynn Townsend
Secretary

NOTED
FEB 27 1998

PERMIT NO. 87-07191 DATE 2/25/98 REVIEWER: SHARLA

Does map agree with written description? ☒ yes ☐ no

Recommended Total Div Rate .01 cfs

(SUBTOTAL or Flow Rate, whichever is less)

1st Amend Letter NA
2nd Amend Letter NA

JAN 27 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

87-07191

A. GENERAL INFORMATION

Permit No.

1. Owner: Urban Land Phone No. (208) 875-0671

Current Address: PT 2 Box 49A Pottatch ID 83855

2. Accompanied by: Mrs. Larela EXAM DATE: 5-23-91

Address: Same as above Phone No. _____

Relationship to Permit Holder: Wife

3. Source: Spring tributary to Link

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

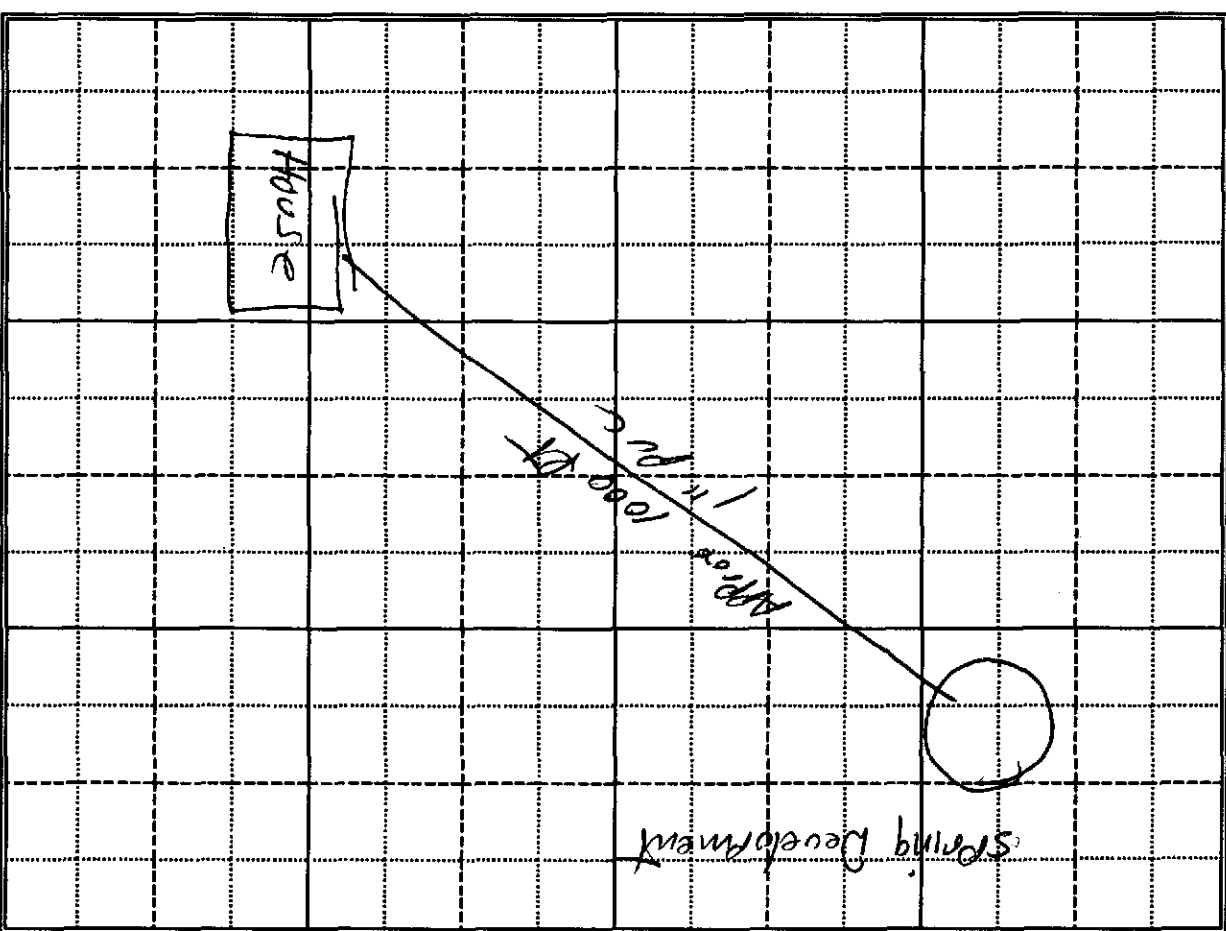
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
41N	05W	10					D												
																MICROFILMED			

AUG 21 1998

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



Scale: 1" = _____
 _____ 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

*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

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

Spring development is cement rings
in gravel filtration type.

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

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AUG 21 1998

SEAL

Reviewer _____ Date _____

Field Examiner's Name Wayne B. Beld Date 9-25-97

I. AUTHENTICATION

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

2. Recommended Amendments

Beneficial Use	From	To	Rate of Diversion	Annual Volume
<u>Domestic</u>	<u>01-01</u>	<u>12-31</u>	<u>.01</u>	<u>1.2</u>
Totals:				
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

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

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached
5 gal bucket 5 gal in 62.5 sec = 4.8 gpm
 $\frac{4.8 \times 1.33661}{60} = .10$

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 87-07191



PD

PD

PD

APPROVED
DATE 7-2-81

T. 42 N.

T. 41 N.

Portlatch Junction

River

Kennedy Ford

Palouse

Dometoc

87-07191

T. 41 N., R. 05 W., Sec. 10
LANDE, BRIAN

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 87-07191 Reviewed by [Signature] Date 11.14.96

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

yes Required?
50- Amount Submitted
yes Correct?

MEASURING DEVICE

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 [Signature] Proof Made 11.14.96

November 15, 1996

BRIAN LANDE
RT 2 BOX 48A
POTLATCH ID 83855

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 87-07191

Dear Permit Holder:

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED
MAR 11 1997

September 30, 1996

BRIAN LANDE
RT 2 BOX 48A
POTLATCH ID 83855

PROOF DUE NOTICE

RE: PERMIT NO. 87-07191

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, 1996.

(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.

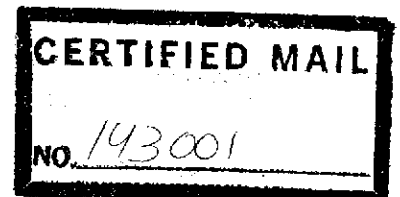
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

MAR 11 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 18, 1995

BRIAN LANDE
RT 2 BOX 48A
POTLATCH ID 83855

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 87-07191

Dear Permit Holder:

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

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED
FEB 26 1996

FEB 26 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 87-7191 Name: Lande Date: 12/14/95 Ad OK? ✓
Correct Fee? ✓ Receipt #: N9560 Priority: 10/3/95 ✓ Gvmt Lts: ✓

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020(Protest Agr) or W19(See Final/Prelim Order)
SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17
GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065(if GW use SW 1st)
Drilling Permit:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)
SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District(~~dem~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 028(may report)-01J(meas dev)-P08
=/- 0.2 cfs - 028(may report)-01H(lock dev)-P01 or No MD
=/+ 5 a. irr. - 028(may report)
~~In-WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M
RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/remark WB9-↑ Weiser), NA
Boise R (63) - 05A (if WB), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA
USE:
Domestic (surface) - 021(Boise R ↑ L Peak); 27A(Payette R); NA
Fish Propagation - 07A-042(rq)-010/06A/09E(WQ)-P10; 044(N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-01M-01F(P19)-09E(P10);
+25 cfs-P18; 17G(FERC) or 17M(FERC); 18B-P09
Storage(✓ 3 compo.) - 18A(multi MD in WD), 18B-P09 (+10' dam), NA
LOCATION:
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - B <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA
OWNERSHIP: Non-land owner - 004 (PD/PU) Bob Worman
OTHER CONDITIONS: _____
STANDARD REMARKS: D woi/
BENEFICIAL USE DUE: 12-1-1996
COMMENTS: _____

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED
DEC 13 1995

APPLICATION # 87-07191

Department of Water Resources

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

APPLICANT: LANDE BY: MS DATE: 10/3/95

ITEM REQUIRED INFORMATION

1. () Name and Address
2. () Source
3. () Point of Diversion & County
4. () Quantity
() Nature of Proposed Use
() Period of Use
5. () Total Quantity
6. () Description of diverting works
7. () Time required for b/u
8. () Proposed use
9. () Place of use or acres irrigated
10. () Other Water Rights
11. () Ownership
13. () Map
() Signature
() Fee (Amt, recpt, acknowledgment)

*** Send info sheet Y() N()

PROCESSING

Yes No PRIORITY DATE: 10/3/95
X (Include Moratorium Remark)
X Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

MP/2hrs/ok

ADVERTISE IN: LATAH County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information
() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information
() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

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

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

(Yes) (No) Checked by: _____ Date: ____/____/____
Remarks: _____
1 Groundwater management area
1 Critical ground water area
1 Well Drilling Permit required
1 Well Drilling Application and Fees received
1 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
11/28/95 11/28 Affidavit of publication received
11/28 Application published correctly, If not, record action taken: _____
11/30/95 Publication dates and paper recorded on application | Sr. Agent initial AB
1 Protests received. Final protest date: 11/6/95 12/4/95
1 Measuring device required
1 Measuring port required
1 Special conditions: _____
1 Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB Date: 12/4/95

Paper lost original - not advertised - prepared anew +
dated 11/13/95

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Lorraine Hudson
Legal Clerk

being first duly sworn, on oath,
deposes and says:

That she is the printer of
Moscow-Pullman Daily News, a
newspaper of general circulation,
printed and published daily except
Sunday at Moscow, Latah County,
Idaho, in compliance with Sections
60-106, 60-107, and 60-108 of the
Idaho Code and the amendments
thereto; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supplement
thereto, upon the following dates:

Nov. 16, 23
1995

the same being the dates designated
for the publication of said notice.

Lorraine Hudson

On this 27 day of Nov
in the year of 1995, before me, a Notary

Public, personally appeared _____

Lorraine Hudson

known or identified to me to be the person whose
name subscribed to the within instrument, and
being by me first duly sworn, declared that the
statements therein are true, and acknowledged to
me that he executed the same.

Spencer M. Galt
Notary Public for Idaho

Residing at Moscow, Idaho

My commission expires: 5/11/98

NOTICE OF APPLICATION FOR WATER RIGHT

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

87-07191

LANDE, BRIAN, ROUTE 2, BOX
48A POTLATCH, ID 83855

Source: SPRING, Tributary:
SINKS

Diversion Pt: SWNWNE Sec 10 T
41N R 05W in LATAH County.

Use: DOMESTIC (0.040 CFS)

Total Diversion: (0.040 CFS)

Date Filed: 10/3/1995

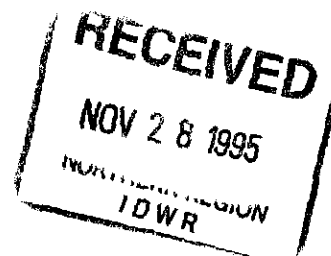
In: LATAH County

T41N R06W S10 NENW

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

The permit (s) will be subject to
all prior water rights. Protests must
be filed with the applicant and with
the Director, Dept. of Water
Resources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur
d'Alene, Idaho 83814, together with
a protest fee of \$25.00 on or before
DECEMBER 4, 1995.

KARL J. DREHER, Director
November 16, 23, 1995



FEB 26 1996

**NOTICE OF APPLICATION
FOR WATER RIGHT**

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a protest fee of \$25.00 on or before
DECEMBER 4, 1995.

KARL J. DREHER, Director
November 16, 23, 1995

*Looks
OK
print*

RECEIVED

FEB 26 1996

FAX COVER SHEETMOSCOW
PULLMAN**DAILY NEWS**

409 S. Jackson • Moscow • 208/882-5561 • 208/883-8205

107 S. Grand • Pullman • 509/334-6397 • 509/334-2170

To: State of Idaho Dept of Water ResourcesATTN: Deane BallFrom: Jeanette LuteNumber of Pages Including Cover Sheet: _____ ☐ Two (2)☐ Please call with any corrections _____☐ First proof☐ Second Proof☐ Final Proof

RECEIVED

FEB 26 1996

MESSAGE CONFIRMATION
TRANSMISSION

NOV-13 1995 MON 16:39
UNRECORDED

TERM ID: IDWR NORTHERN
TEL NO.: 208-769-1454

P-9999

FEB 26 1996

NO.	DATE	ST. TIME	TOTAL TIME	ABBR/SBD	ID	DEPT CODE	HPGS
103	11-13	16:36	00:02:57		208 883 8205		OK- 5 NG- 0



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

Fax (208) 769-1454

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FAX TRANSMITTAL COVER SHEET

OMNIFAX G66i

DATE: 11/13/95

TO: Jeannette
Typesetting/Legal Notices

FROM: Dianne Bell

FAX #: 883-8205

DOCUMENT DESCRIPTION: Legal Notice for
publication 11/16 + 23/95
per conversation w/ Lorraine
Jeannette

TOTAL PAGES SENT: 4 PLUS (+) COVER SHEET total 5

CONTACT: Dianne Bell
(NAME OF SENDER)

Any questions - call

*Please fax copy
when prepared.
Thanks.*

Charges: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum.

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO.: (208) 769-1450

FAX NO.: (208) 769-1454



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

PHILIP E. BATT
Governor

KARL J. DREHER
Director

NOVEMBER 13, 1995

MOSCOW-PULLMAN DAILY NEWS
P O BOX 8187
MOSCOW, ID 83843

*Lorraine from paper says
original mailed to them on
10/11 for public on 10/19 + 24th
never arrived - or lost*

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 4, 1995.

Yours truly,

Dianne Ball

DIANNE BALL
Senior Secretary

Enclosure

*Entered news advert
11/13/95
87-7191 Lande*

FEB 2 6 1996

NOTICE OF APPLICATION FOR WATER RIGHT

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

RECEIVED
FEB 26 1996

FEB 26 1996

87-07191

LANDE, BRIAN
ROUTE 2 BOX 48A
POTLATCH, ID 83855

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNWNE Sec 10 T 41N R 05W in LATAH County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 10/ 3/1995

In: LATAH County
T41N R05W S10 NENW

RECEIVED
FEB 26 1996

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d' Alene, Idaho 83814, together with a protest fee of \$25.00 on or before DECEMBER 4, 1995.

KARL J. DREHER, Director

Published: 11/16/1995 & 11/23/1995

RECEIVED
FEB 26 1996

November 9, 1995

Moscow-Pullman Daily News
Attention: Lorraine - Legal Notices
P O Box 8187
Moscow, ID 83843

Attn Legal Notices

Re: 87-07191 - LANDE - and Other Advertising Problems

Dear Lorraine:

I am enclosing a photocopy of a water right legal notice that was mailed to your newspaper on October 11, 1995, for advertising on October 19 and 26, 1995 in the Moscow-Pullman Daily News. The affidavit and bill were requested to be back to our office by November 6, 1995.

I spoke with two individuals in your office on this date and they were unable to locate the affidavit of publication and the bill, and additionally were unable to locate the legal as being advertised on either one of those dates.

This is the second time this has happened in the past few weeks. The previous item for a notice of correction on Water Right Claim #86-04254 for Lance Olsen was mailed to your office on September 27, 1995 for advertising on October 5 and 12, 1995. Just this week we discussed this item which you said never reached your office, and I mailed to you directly a copy for the re-advertisement of the Olsen notice of correction. (I trust that this arrived safely and will be advertised as requested.)

Please tell me what needs to be done to correct this situation. Is there something wrong with the manner in which these are being addressed? (This is the same manner in which we have addressed requests for advertisement of legal notices to this newspaper for several years.)

I would appreciate your return call on this particular Water Right #87-07191 - LANDE, and if you are still unable to locate the advertisement for the above referenced Water Right (LANDE), we will have to prepare it once again for advertisement, and perhaps it can be faxed to you in order to make publication in the November 16 and 23 editions.

Sincerely,

Dianne Ball
Senior Secretary

FEB 9 6 1996

Lorraine

Sharon

Jessie

883-8205

87-07191

LANDE, BRIAN
ROUTE 2 BOX 48A
POTLATCH, ID 83855

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNWNE Sec 10 T 41N R 05W in LATAH County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 10/ 3/1995

In: LATAH County	
T41N R05W S10	NENW

APR 26 1996

October 12, 1995

Brian Lande
Route 2 Box 48A
Potlatch, ID 83855

Re: Water Appropriation Application No. 87-07191

Dear Mr. Lande:

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

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested. However, if the application is protested during the waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome.

If your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987. Drilling permits are issued for "domestic" uses with a fee of \$35 or "non-domestic" uses which have a fee of \$200. A "domestic" use is defined as one home with less than 1/2 acre of lawn and garden OR any other use which has a pumping rate of less than 0.04 cubic feet per second (18 gallons per minute) and a daily use of less than 2500 gallons. If you have already obtained a "domestic" well drilling permit and your uses are not included in the definition of "domestic" listed above, you will need to upgrade your well drilling permit. The fee for upgrading a "non-domestic" use permit is the difference between the two, or \$165.00.

If you have any questions or if I can be of any assistance please feel free to contact me at this office. (Enclosed is Receipt Number N009560.)

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

10-18-95