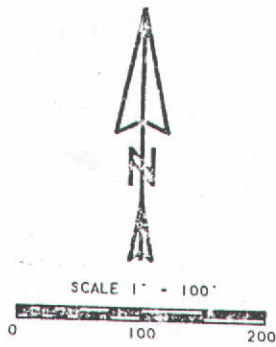


SWENSON SHORT PLAT
AND LOT LINE ADJUSTMENT
A PORTION OF SECTION 25.
T.50 N.. R.3 E.. B.M.
SHOSHONE COUNTY, IDAHO

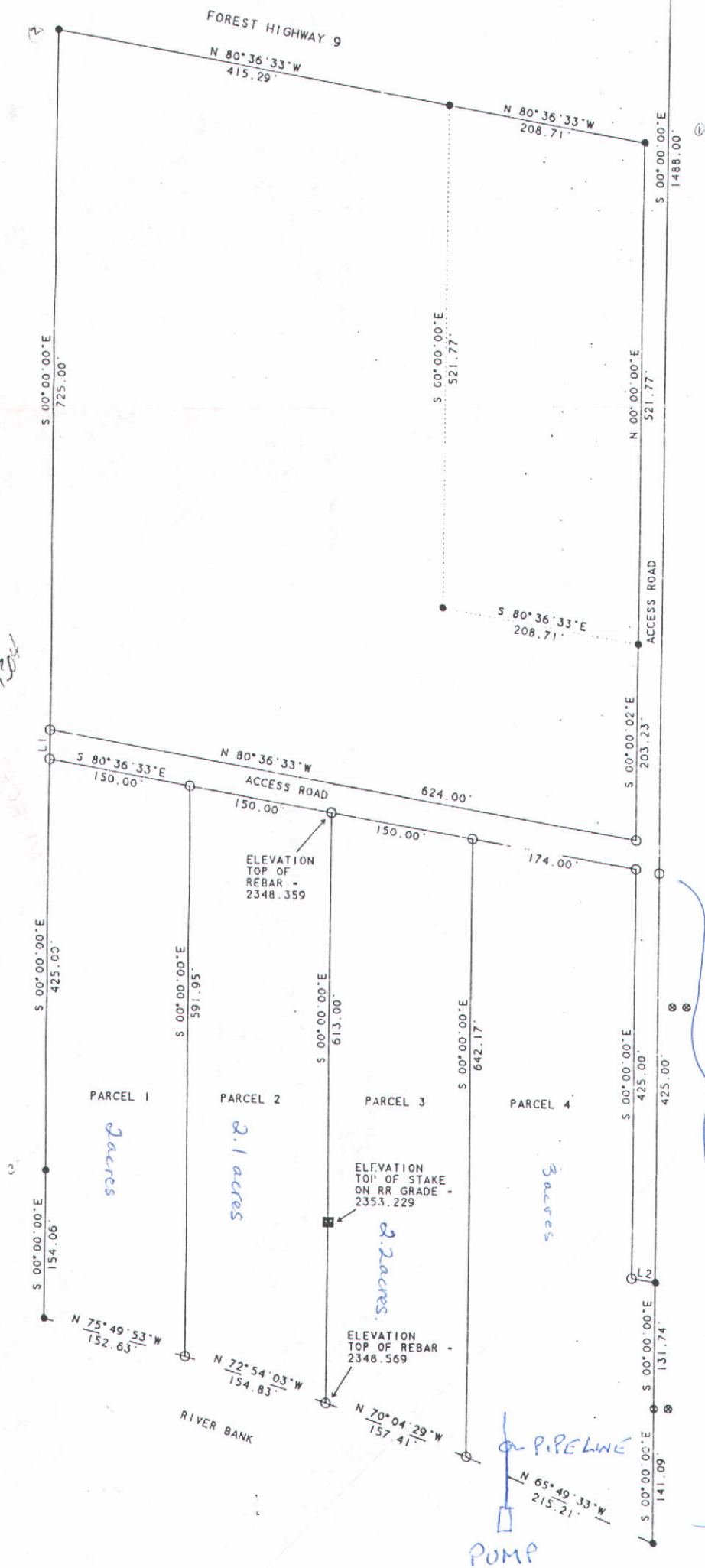
SHORT PLAT NO. SP55-95



LINE	BEARING	DISTANCE
L 1	S 00°00'00"E	30.00'
L 2	S 80°36'33"E	25.00'

LEGEND

- ⊗ FOUND DRILL STEEL
- FOUND REBAR AND CAP SET PREVIOUS SURVEY
- SET REBAR WITH YELLOW CAP "LS 4559"
- ORIGINAL LOT LINES



SHOSHONE COUNTY PLANNING AND ZONING
ADMINISTRATOR

I, HAROLD VAN ASCHE, ADMINISTRATOR FOR THE SHOSHONE COUNTY
PLANNING AND ZONING COMMISSION, HEREBY CERTIFY THAT THIS
PLAT CONFORMS WITH THE COMMISSION'S POLICIES.

HAROLD VAN ASCHE

SANITATION RESTRICTION

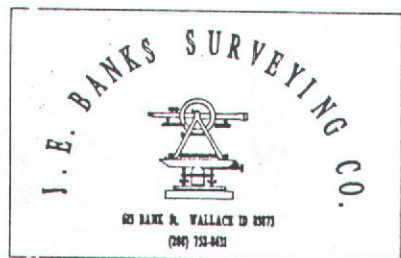
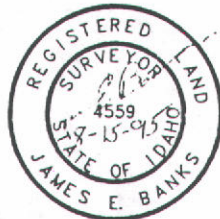
A SANITARY RESTRICTION ACCORDING TO IDAHO CODE
50-1326 TO 50-1329 IS IMPOSED ON THIS PLAT. NO
BUILDING, DWELLING, OR SHELTER SHALL BE ERRECTED
UNTIL SANITARY RESTRICTION REQUIREMENTS ARE
SATISFIED AND LIFTED.

WATER STATEMENT

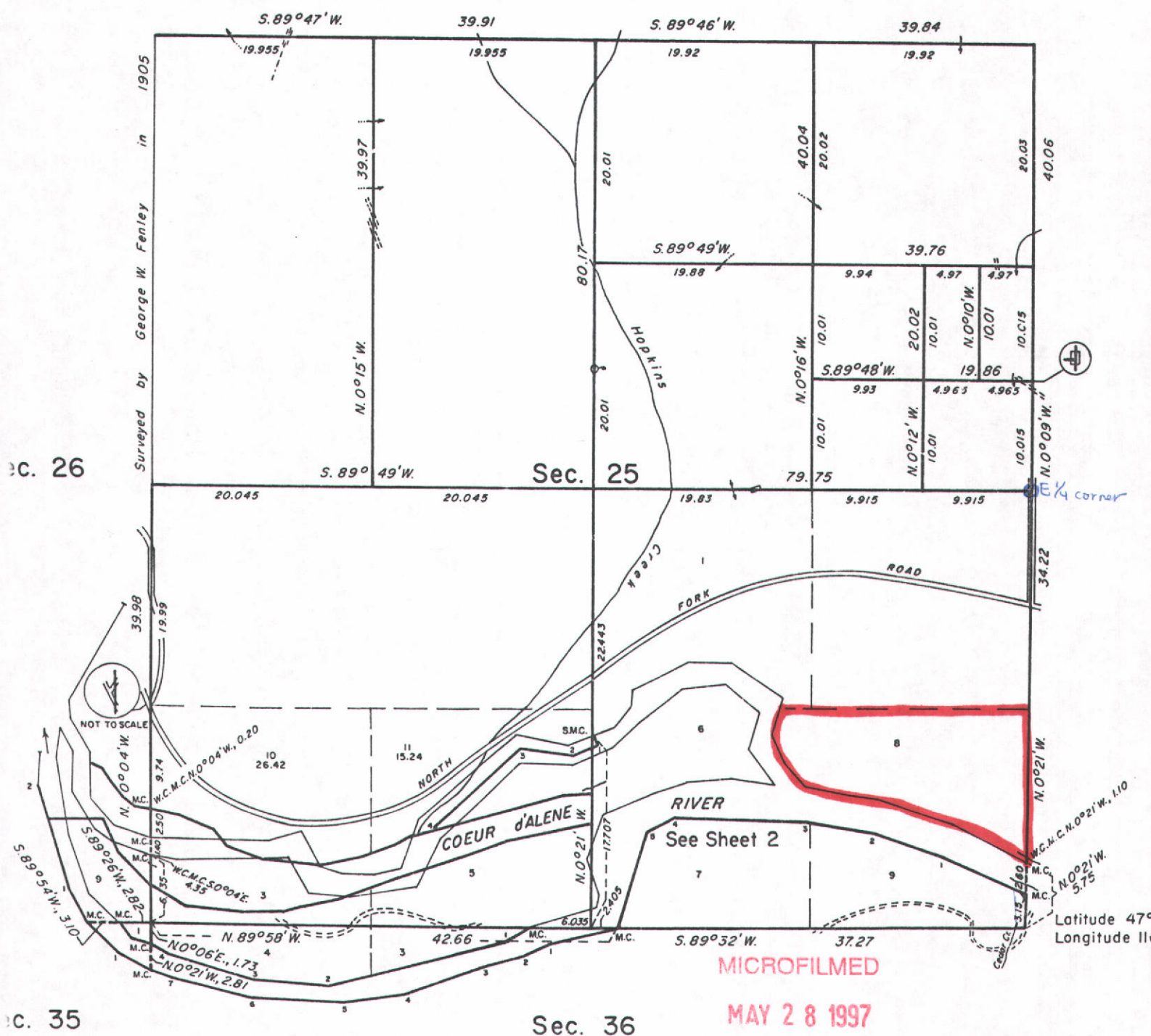
WATER WILL BE PROVIDED BY INDIVIDUAL PROPERTY OWNERS.

CERTIFICATE OF SURVEY

I, JAMES E. BANKS, PLS 4559, STATE OF IDAHO, HEREBY
CERTIFY THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY
MADE BY ME, OR AT MY DIRECTION, UNDER THE AUTHORITY
OF IDAHO CODE 31-2709, 1973, AND ACCEPTED METHODS AND
PROCEDURES OF SURVEYING.



Sec. 26



MICROFILMED

MAY 28 1997

Latitude 47°
Longitude 11°

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
94-07370 IN THE NAME OF) **REINSTATEMENT ORDER**
JAN SWENSON and KAREN)
SWENSON)
_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before May 1, 2000, and,

WHEREAS, the Department notified the permit holder at their address of record on February 28, 2000 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

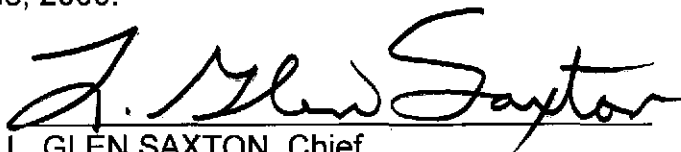
WHEREAS, the Department sent the permit holder a lapse notice on May 11, 2000, since the Department had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on May 22, 2000;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 94-07370 is **REINSTATED** with an advance in priority to **April 15, 1997**.

DATED this 19th day of June, 2000.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

JAN 18 2001

RECEIVED

JUN 1 - 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
MAY 22 2000
IDWR/North

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.

1. Permit No. 94-07370 Telephone No. 765-3366

2. Name of Permit Holder(s): JAN SWENSON

3. Mailing Address: 7650 WINDY BAY RD. WORLEY ID 83876

City WORLEY State _____ Zip _____

4. Source of Water: CDA RIVER, A FURN GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

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

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

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

Irrigation (No. of acres): 9 Other: FIRE

6. Total rate of diversion and/or volume for which proof is submitted: 0.20 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 _____
Has the measuring device been installed? Yes _____ or No _____

8. Fee Enclosed: \$ 50- (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: SAME AS ABOVE Telephone Number: _____

Address: _____

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

Signature of permit holder: X Karen Swenson MICROFILMED Date: 5/22/00
(include your title, if on behalf of company or organization)

JUN 18 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSE EXAMINATION FEE SCHEDULE

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

<u>CFS</u>	<u>AF</u>	<u>FEE</u>
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
20.01 - over	2001 - over	600.00

*Checks should be made payable to the
Idaho Department of Water Resources (IDWR.)

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 or where the total volume stored is 4.0 AF per annum or less.

A license exam fee is required for ANY permit which uses surface water

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 94-07370

Proposed Priority: March 25, 1997

Maximum Diversion Rate:

0.20 CFS

This is to certify, that JAN SWENSON

KAREN SWENSON

7354 W SANDERS DR

COEUR D ALENE ID 83814

has applied for a permit to appropriate water from:

COEUR D ALENE RIVER, N FORK

tributary of COEUR D ALENE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.18 CFS
FIRE PROTECTION	01/01 to 12/31	0.20 CFS
	Totals	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 8 (SESE), Sec. 25, Township 50N, Range 03E
SHOSHONE 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>
50N	03E	25	Lot 8(SESE)	9.0		9.0

Total number of acres irrigated: 9.0

PLACE OF USE: FIRE PROTECTION, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 2000.
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.
4. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
7. Point of diversion is located within Parcel 4, Swenson Subdivision.
8. Place of use is located within Parcels 1-4, Swenson Subdivision.

MICROFILMED

MAY 28 1997

State of Idaho
Department of Water Resources

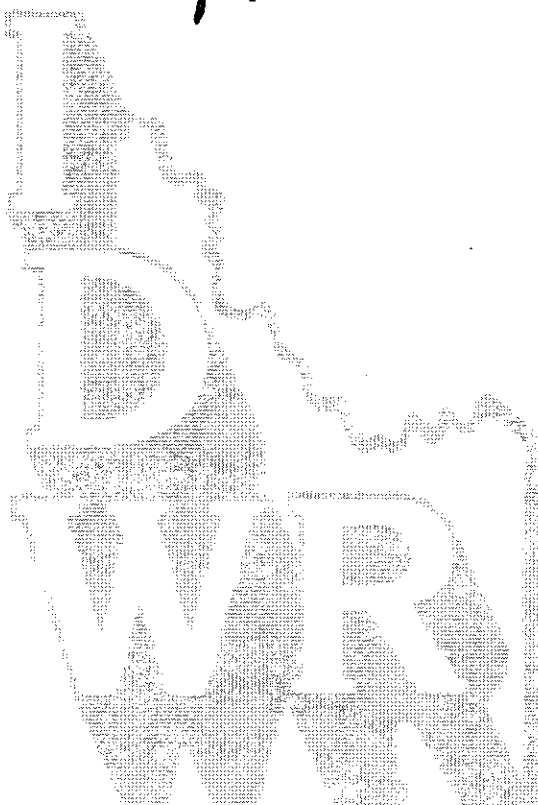
Permit To Appropriate Water

NO. 94-07370

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

15th day of May, 1997.

Karl J. Dreher
Karl J. Dreher, Director
for



MICROFILMED
MAY 28 1997

Ident. No.

To appropriate the public waters of the State of Idaho

MAY 08 1997

Department of Water Resources

1. Name of Applicant JAN E KAREN SWENSON Phone 208-765-3366
Mailing address 7354 W. SANDERS DR. COEUR D'ALENE, ID 83814
2. Source of water supply NORTH FORK COEUR D'ALENE which is a tributary of COEUR D'ALENE RIVER
3. Location of point of diversion is Township 50 N Range 3 E Sec. 25, in the SE 1/4, SE 1/4, Govt. Lot 8 X, B.M., SHOSHONE County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.20 for IRRIGATION/FIRE purposes from MAY 1 to JULY 1 (both dates inclusive)
(cfs or acre-feet per annum) PROTECTION
Amount 0.20 for FIRE PROTECTION purposes from 3/15 to 11/15 (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) 0.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source ONE HORSE SUBMERSABLE PUMP WITH 1 1/2 INCH PIPE LINE
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
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) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 3 years (minimum 1 year)
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. _____
e. Other; describe fully. _____

- * max allowable rate for 9 acres of irrigation 5/13/97 cz.
- * per govt plot 5/13/97 cz.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Received by	dp	Fee \$	50.00
Date	3/25/97	Time	12:02 PM
Received by	dp	#	NO11047
Date	3/26/97	Published in	St. Louis News-Press #43710/97
Publication prepared by	dp	Date	4/21/97
Publication approved			

Preliminary check by

DATE 3/25/97

SWENSON SHORT PLAT
AND LOT LINE ADJUSTMENT
A PORTION OF SECTION 25,
T.50 N., R.3 E., B.M.
SHOSHONE COUNTY, IDAHO

SHORT PLAT NO. SP55-95

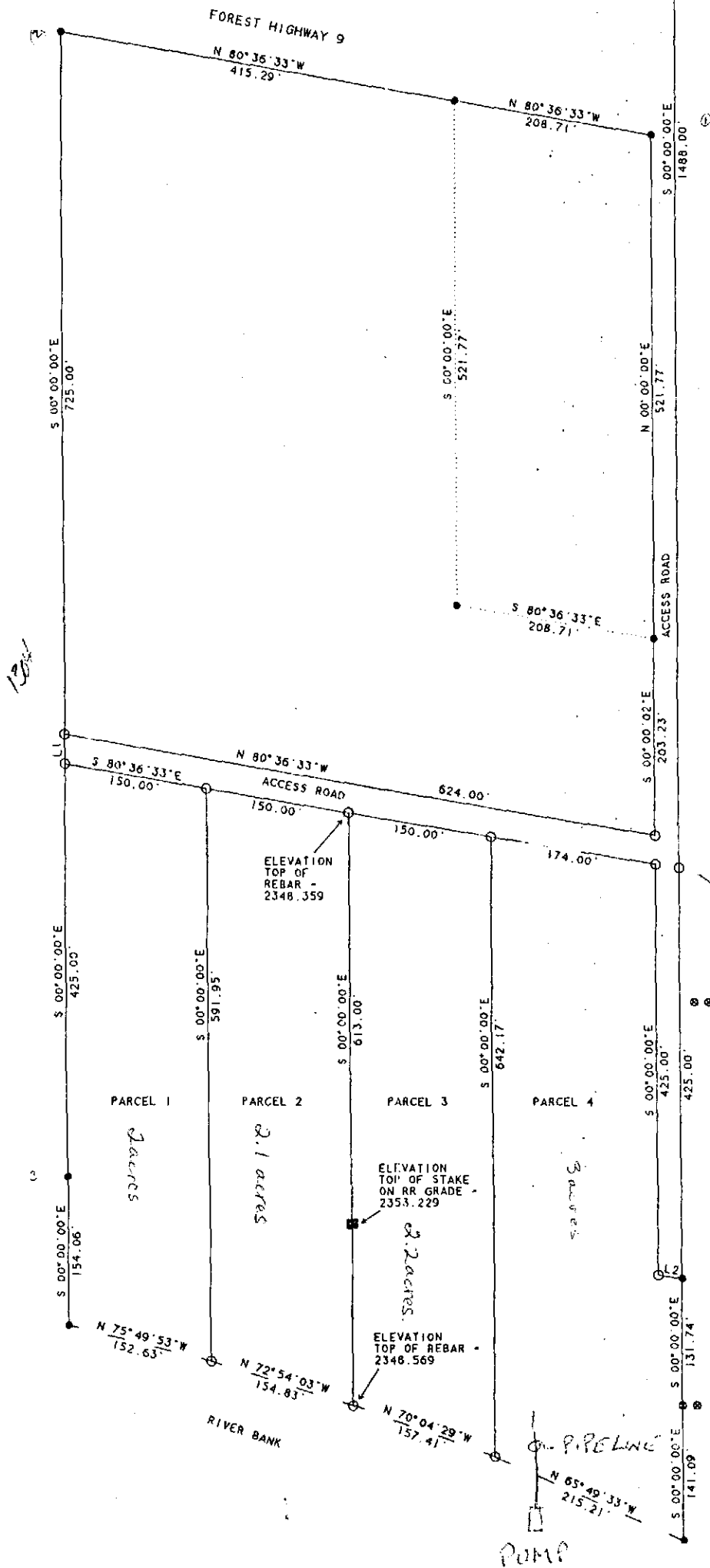


SCALE 1" = 100'

LINE	BEARING	DISTANCE
L 1	S 00°00'00"E	30.00'
L 2	S 80°36'33"E	25.00'

LEGEND

- ⊙ FOUND DRILL STEEL
- FOUND REBAR AND CAP SET PREVIOUS SURVEY
- SET REBAR WITH YELLOW CAP "LS 4559"
- ORIGINAL LOT LINES



SHOSHONE COUNTY PLANNING AND ZONING
ADMINISTRATOR

I, HAROLD VAN ASCHE, ADMINISTRATOR FOR THE SHOSHONE COUNTY
PLANNING AND ZONING COMMISSION, HEREBY CERTIFY THAT THIS
PLAT CONFORMS WITH THE COMMISSION'S POLICIES.

HAROLD VAN ASCHE

SANITATION RESTRICTION

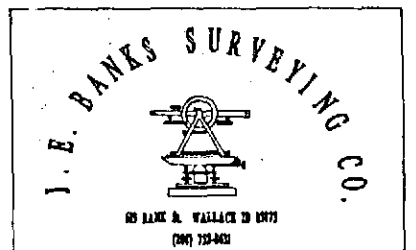
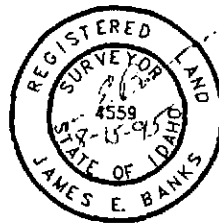
A SANITARY RESTRICTION ACCORDING TO IDAHO CODE
50-1326 TO 50-1329 IS IMPOSED ON THIS PLAT, NO
BUILDING, DWELLING, OR SHELTER SHALL BE ERRECTED
UNTIL SANITARY RESTRICTION REQUIREMENTS ARE
SATISFIED AND LIFTED.

WATER STATEMENT

WATER WILL BE PROVIDED BY INDIVIDUAL PROPERTY OWNERS.

CERTIFICATE OF SURVEY

I, JAMES E. BANKS, PLS 4559, STATE OF IDAHO, HEREBY
CERTIFY THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY
MADE BY ME, OR AT MY DIRECTION, UNDER THE AUTHORITY
OF IDAHO CODE 31-2709, 1973, AND ACCEPTED METHODS AND
PROCEDURES OF SURVEYING.





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 19, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

JAN SWENSON
KAREN SWENSON
7650 WINDY BAY RD
WORLEY ID 83876

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 94-07370

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order reinstating the permit since proof was submitted after the proof due date.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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 the field examination, please contact the **Northern** Regional Office of the department in Coeur d'Alene at (208) 769-1450.

Sincerely,

Deborah Drew-Ellis
Administrative Assistant
Water Allocation Bureau

Enclosure
c: IDWR - Region

MICROFILMED

JAN 18 2001

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 94-07370 Reviewed by D. Ellis Date 6/15/00

GENERAL CONSIDERATIONS

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

TYPES OF USE

Irrigation / Fire
protection

Correct Uses? Yes

SOURCE OF WATER

Yes Surface water source

No Ground water source

/ Drilling permit required?

/ Copy in the file? Drilling Permit No. /

/ Amount paid for permit

/ Well log in the file?

/ Correct?

LICENSE EXAMINATION FEE

Yes Required?

\$50 Amount Submitted

Yes Correct?

MEASURING DEVICE

No Required?

/ Installed?

/ Waiver requested?

PRIORITY CALCULATION

Date proof received 5/22/00

Date proof due 5/1/00 -

No. of days late = 21

Priority Date 3/25/97 + 84

New Priority Date 4/15/97 105

DEFICIENCIES OR ACTION ITEMS

Reinstates permit, adjust priority date to
4/15/97 & acknowledge proof...

DATA ENTRY

New Address

7650 Windy Bay Rd.,
Worley, SD 57876

Proof Made

5/22/00

May 11, 2000

JAN SWENSON

KAREN SWENSON

~~7354 W SANDERS DR.~~

~~COEUR D'ALENE ID 83814~~ 7650 W. Windy Bay Rd.
Worley, ID 83876-9660

LAPSE NOTICE

RE: PERMIT NO. 94-07370

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated February 28, 2000. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON

Chief, Water Allocation Bureau

Enclosures

MICROFILMED

JAN 18 2001

CERTIFICATION OF MAILING

I hereby certify that on 5/12/00
a copy of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.
D. Ellis

Z 269 224 764

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to <i>Jan Swenson</i>	
Street & Number <i>7650 W. Windy Bay Rd.</i>	
Post Office, State, & ZIP Code <i>Worley, Id. 83876-9664</i>	
Postage	\$
Certified Fee	MICROFILMED
Special Delivery Fee	2001
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date <i>3/17/00</i>	

PS Form 3800, April 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

Swen

~~*[scribble]*~~

Restful Way

RECEIVED

MAR 17 2000

Department of Water Resources

WA

CERTIFIED

Z 269 224 759

MAIL

JAN SWENSON
KAREN SWENSON
~~7354~~ ROCKFORD BAY RD
COEUR D ALENE ID 83814

83720-0098 83814

94-07370

Swen
090

SWEN090 838142004 1499 05 03 14/00
RETURN TO SENDER
SWENSON
7650 W WINDY BAY RD
COEUR D ALENE ID 83814-9360

|||||

*Mailed to
this address
3/17/00
MICROFILM*

ur RETURN ADDRESS completed on the reverse side?

SENDER:

- ☐ Complete items 1 and/or 2 for additional services.
Complete items 3, 4a, and 4b.
☐ Print your name and address on the reverse of this form so that we can return this card to you.
☐ Attach this form to the front of the mailpiece, or on the back if space does not permit.
☐ Write "Return Receipt Requested" on the mailpiece below the article number.
☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

Jan & Karen Swenson
7354 Rockford Bay Rd.
Coeur d'Alene, ID.
83814

4a. Article Number

2 269 224 759

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

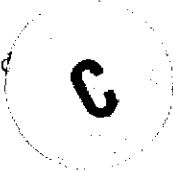
6. Signature (Addressee or Agent)

Thank you for using Return Receipt Service.

4-27-79
MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested



Handwritten signature

3-22
27
4-4

CERTIFIED

Z 269 224 764

MAIL

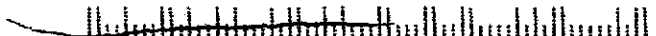
JAN SWENSON
KAY RD
3876-9660



MICROFILMED

JAN 18 2007

83876-9660 01



Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- ☐ Complete items 1 and/or 2 for additional services.
Complete items 3, 4a, and 4b.
- ☐ Print your name and address on the reverse of this form so that we can return this card to you.
- ☐ Attach this form to the front of the mailpiece, or on the back if space does not permit.
- ☐ Write "Return Receipt Requested" on the mailpiece below the article number.
- ☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

3. Article Addressed to:

Jan & Karen Swenson
7650 W. Windy Bay Rd.
Worley, Id.
83876-9660

4a. Article Number

Z 269 224 764

4b. Service Type

- ☐ Registered ☒ Certified
- ☐ Express Mail ☐ Insured
- ☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

5. Received By: (Print Name)

6. Signature (Addressee or Agent)

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 28, 2000

JAN SWENSON

KAREN SWENSON

~~7354 W SANDERS DR~~

COEUR D ALENE ID 83814

7354 Rockford Bay Rd.

3/8/2000

PROOF DUE NOTICE

RE: PERMIT NO. 94-07370

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 May 1, 2000.

(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,

Deborah Drew-Ellis

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

*3/17/2000 Remailed to:
7650 W. Windy Bay Rd.
Worley, Id.
83876-9660*

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 be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. _____ Telephone No. _____

2. Name of Permit Holder(s): _____

3. Mailing Address: _____

City _____ State _____ Zip _____

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

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

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

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

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

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 ☐

Has the measuring device been installed? Yes ☐ or No ☐

8. Fee Enclosed: \$ _____ (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: _____ Telephone Number: _____

Address: _____

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

Signature of permit holder: _____ Date: _____

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

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSE EXAMINATION FEE SCHEDULE**

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

<u>CFS</u>	<u>AF</u>	<u>FEE</u>
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
20.01 - over	2001 - over	600.00

*Checks should be made payable to the
Idaho Department of Water Resources (IDWR.)

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 or where the total volume stored is 4.0 AF per annum or less.

A license exam fee is required for ANY permit which uses surface water

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR FILING PROOF OF BENEFICIAL USE**

HOW TO MAKE PROOF:

In order for a permit holder to fulfill the conditions of the permit obtain a water right license, the permit holder must submit the Proof of Beneficial Use form (proof) together with the license examination fee (if required) **OR** submit the proof together with a completed field examination report prepared by a certified water right examiner on or before the date set in the permit for the proof. The information submitted by the permit holder will enable the department to determine the extent of beneficial use before the license is issued. The information entered on the proof form should show the extent of actual development of the project and should correspond to that authorized by the permit. If it does not, an amendment to the permit may be required.

WHAT TO DO IN CASE YOU HAVE NOT FULLY APPLIED THE WATER TO BENEFICIAL USE:

If the development authorized by the permit has not been completed in the time allowed, the permit holder may submit a request for extension of time. In order for a request for extension of time to be considered without loss of priority, it must be filed prior to the date on which proof of beneficial use is due. Each request for extension of time will be considered on its own merits.

WHAT IF YOU FAIL TO MAKE PROOF OF BENEFICIAL USE ON TIME:

If you have applied the water to beneficial use, but did not submit the proof of beneficial use on or before the date set for the proof, the permit will lapse. A lapsed permit may be reinstated within **sixty (60) days** from the date the department sends the lapse notice. In order for the department to reinstate the permit, the permit holder must show reasonable cause why the permit should be reinstated. Submission of an acceptable proof of beneficial use form within sixty (60) day period will be considered as reasonable cause for reinstatement.

EXAMINATION FEE:

Section 42-217 and Section 42-221, Idaho Code, require an examination fee as part of the proof of beneficial use submittal if a completed field examination report prepared by a certified water right examiner is not submitted as part of the proof. The fee is based upon the rate of diversion or volume of water claimed on the proof of beneficial use form. **The appropriate fee can be determined from the license examination fee schedule on the back of proof of beneficial use form.**

ISSUANCE OF LICENSE:

The department will issue a license of water right based on the determination of the amount of water beneficially used in compliance with existing law. The license will include specific information to describe the water right developed.

NOTE - You must comply with the conditions of approval of your permit or seek to have the department waive the conditions. (See the last page of the permit for conditions).

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 under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. _____

Name(s) of Permit Holder: _____

Address: _____ City _____ State _____ Zip _____

Telephone No. _____ Date Proof is Due: _____

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".)

_____ Costing \$ _____

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

Permit holder(s) request an extension to _____, 20_____.

(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

Signed this _____ day of _____, 20_____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
INSTRUCTIONS FOR EXTENSION OF TIME REQUEST
TO SUBMIT PROOF OF BENEFICIAL USE

If the water right development authorized by your permit is not complete and you need more time to submit proof of beneficial use of water under your permit, please read the following:

Under the provisions of Section 42-204, Idaho Code, the department can extend the proof due date of your permit only once, and then only if you can demonstrate that you have been pursuing development of the permit with due diligence.

The Request for Extension of Time form requires that you indicate the extent of development that has occurred, the cost, and the reason(s) the work has not been completed. This information must be provided in enough detail to show due diligence. Examples of work performed are: well drilled, pump installed, 10 acres now irrigated, fish propagation ponds constructed, sprinkler system purchased, etc.

If no work has been accomplished, the statutes provide that the Request for Extension of Time must be denied. **Lack of financial resources, the state of the economy or personal illness usually cannot be considered adequate reasons to approve a Request for Extension of Time.**

EXCEPTIONS TO ONLY ONE EXTENSION

The proof due date for a permit that has not been developed for one of the following reasons may be granted one or more extensions of time even though no work has been accomplished:

- When there is a lack of a required consent or final approval from a federal government agency (**evidence of delay must be submitted with the request**), i.e. right-of-way easement or land classification such as Desert Land Entry or Carey Act.
- When litigation related to title of the water has prevented development of the permit (**evidence must be submitted with the request**).
- When the water project is of a large scale -- storage of more than 10,000 acre-feet or diversion of more than 25,000 acre-feet in one irrigation season for an irrigation project of at least 5,000 acres.
- When the water right permit is held by the United States of America (**reason for request must be submitted**).

A non-refundable filing fee of **\$50.00** must accompany the Request for Extension of Time form.

NOTE that in no case should a Proof of Beneficial Use form and a Request for Extension of Time form both be submitted. If your water development project is completed, then the proof of beneficial use form should be completed and returned. If the project is started but not completed, then the Request for Extension of Time form should be completed and returned in compliance with the guidelines above. If the project has not been initiated and does not fit into one of the exceptions listed above, then neither form should be returned and the permit will lapse and become of no further force nor effect.

Z 269 224 759

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to

Jan & Karen Swenson

Street & Number

7354 Rockford Bay Rd.

Post Office, State, & ZIP Code

Covent & Alene, ID. 83814

Postage

\$ 33

Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to Whom & Date Delivered

Return Receipt Showing to Whom, Date, & Addressee's Address

TOTAL Postage & Fees

\$

Postmark or Date

3/8/00

PS Form 3800, April 1995

MICROFILMED
MAR 18 2001



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 28, 2000

JAN SWENSON

KAREN SWENSON

~~7354 W SANDERS DR~~

COEUR D ALENE ID 83814

7354 Rockford Bay Rd.

3/6/2000

PROOF DUE NOTICE

RE: PERMIT NO. 94-07370

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 May 1, 2000.

(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,

Deborah Drew-Ellis

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

1 North Orchard Street
Boise, Idaho 83706-2237

CERTIFIED

Z 269 224 756

MAIL

RETURN TO SENDER
NO MAIL RECEIPTABLE

NMR

MICROFILMED

JAN 18 2001

RECEIVED

MAR 7 . 2000

Department of Water Resources

000000/0000



Jan & Karen
Auerbach
7354 Rockford Way
Pal., CA 94024
83814
765-3366

MICROFILMED

JAN 18 2001

February 28, 2000

JAN SWENSON
KAREN SWENSON
7354 W SANDERS DR
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 94-07370

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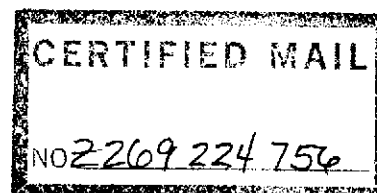
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

JAN 18 2001





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

May 15, 1997

JAN SWENSON
KAREN SWENSON
7354 W SANDERS DR
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 94-07370

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

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.

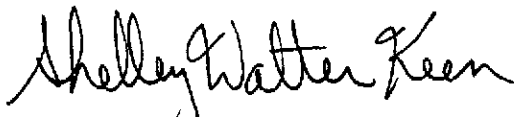
The Department will send you a "Proof Due Notice" approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the

MICROFILMED
MAY 28 1997

diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

MICROFILMED

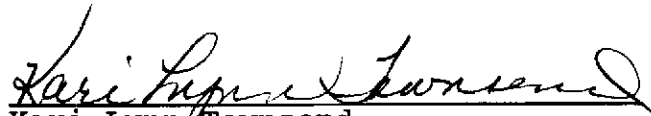
MAY 2 8 1961

CERTIFICATE OF MAILING

I hereby certify that on the 15th day of May, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 94-07370

JAN SWENSON
KAREN SWENSON
7354 W SANDERS DR
COEUR D ALENE ID 83814


Kari Lynn Townsend
Secretary

RECEIVED
MAY 16 1997

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

01/97

No.: 94-7370 Name: Swenson Date: 5/13/97 Ad OK? ✓ / Gvmt Lts: add L 8

AREA OF CONCERN?

PROTESTED:

SYSTEM COMPLETED:

Yes/proof filed
1 year/no proof
+1 year

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust
- 020 (Protest Agreement) or *W19 (Order)

- NA
- P16
- 26A-P17

GROUNDWATER: <✓ FLO-CH>

+ 0.24 cfs
=/- 0.24 cfs
+ 5 a.

- 01M (may report) or 028 (shall report) or Remark (within reporting district)
- No MD
- 01M or 028; 065-079 (if GW use SW 1st-statewide)

DRILLING PERMIT:

Existing well
Included w/permit

No WD permit?
irr. in WD

- NA (pre 7/1/87; ✓ WDQ3)
- Permit No. _____, P99
- 046-46B-P23 (post 7/1/87)
- P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):

Water District (~~dom~~)

+ 0.24 cfs
=/- 0.24 cfs

In-WD + 0.24 cfs
=/- 0.24 cfs
+ 5 a. irr.

- R04 (req) WD # _____ <SEE MAP & LISTING>
- 01J (meas dev)-P08
- 01H (lock dev)-P01 or No MD
- 01M or No MD (in-stream stock or power)
- No MD
- 01M

RIVER BASINS (*Surface water):

Snake R (01)
(02/03-irr)
Boise River (63)
Payette River (65)

- 11A-P04, NA
- 007-P07 (w/ remark *WB9 if above Weiser), NA
- 05A (if WAD), 11E (not 42-111 use), NA
- 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:

Domestic (surface)
Domestic (+1 in concern area)
Fish Propagation
Irr <POU> =/- 5 a
+ 5 a

Mining
Power

Storage (✓3 compo.)

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA
- 070-071
- 07A-042 (req)-09E (WQ)-P10; 044 (North of 1000 Springs)
- 057 (0.03 cfs/acre)
- 03A (0.02 cfs/acre)
- 054 (req) & 09E-P10
- 17K-08A-025-01F(P19)-028-09E(P10); 027 (if no other cons. use);
- 17G (FERC) or 17M (FERC); 18B-P09; +25 cfs-P18
- 072 (req); 18A (multiple MD within district), 18B-P09 (+10' dam),

LOCATION:

42-248 area
Boise Front LoGeo
In-stream dev.
Irr Dist/Canal Co.
Swan Falls Flag
Trust
Non-Trust <1>

- P84 (if in 20/30/40/50/60/70/80 (87) basin)
- 058 (-85° GW temp only)
- P52 (stream channel alteration)
- 023 (Twin Falls area)
- _____ <SEE CODE CHART>
- 051-052-053-P74 (Consumptive Uses), NA
- 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner

OTHER CONDITIONS:

STANDARD REMARKS:

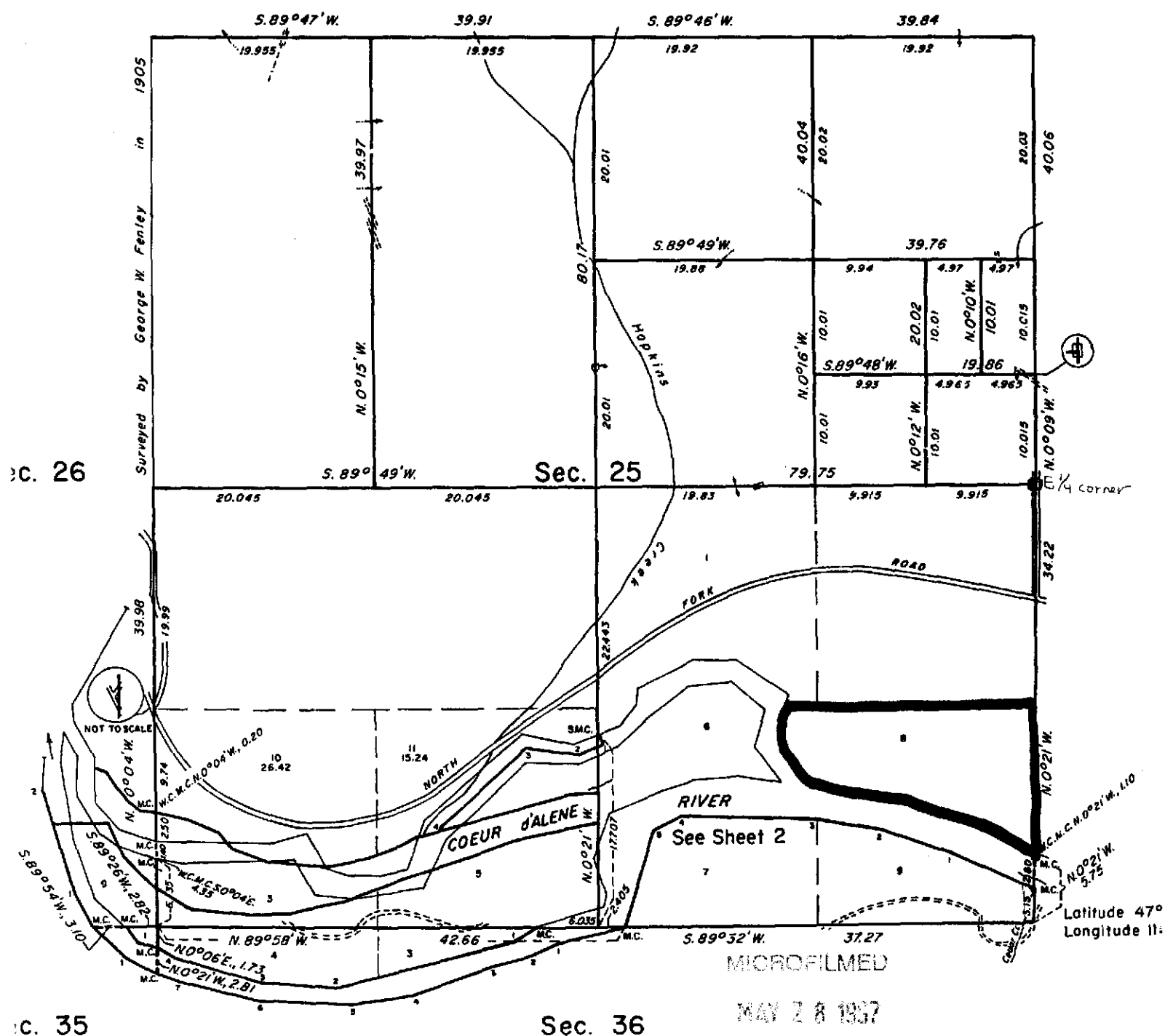
- 004 (PD/PU)
- 077
- Pa/ Parcel 4 Swenson

BENEFICIAL USE DUE:

COMMENTS:

- 5/1/2000
- _____
- _____

TOWNSHIP 50 NORTH, RANGE 3 EAST, OF THE BOISE MER

DEPENDENT RESURVEY AND
SUBDIVISION OF SEC. 25

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCE
APPROPRIATION APPLICATION ANALYSIS SHEET

WR/ WRA
BC

APPLICATION # 94- 7370

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

APPLICANT: SWANSON BY: JB DATE: 3/25/97

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 3/25/97

X (Include Moratorium Remark)

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

NP/plumb/ok

ADVERTISE IN: SHOSHONE County.

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

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

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

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- X 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

4/21 Affidavit of publication received

4/21 Application published correctly, If not, record action taken: _____

3/26 Publication dates and paper recorded on application | Sr. Agent initial AB

1 Protests received. Final protest date: 4/21/97

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: JB

RECEIVED

Date: 4/30/97

MAY 0 8 1997

Department of Water Resources

RECEIVED
APR 21 1997
NO. 100-100000
IDWR

s/ Daniel C. Drewry, being first duly sworn deposes and says:
SHOSHONE NEWS-PRESS, a daily newspaper of general circulation in said
county, published in the city of Kellogg, in the County of Shoshone and
the State of Idaho, and which has been published continuously in said
county for a period of 78 weeks immediately prior to the publication of this
notice hereinafter described, and that the

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in supplement thereto, for a period of two (2) consecutive weeks/days, the first publication thereof being in the issue dated 4/3/97, 4/10/97

On this 11th day of April in the year of 1997, before me a Notary Public, personally appeared Daniel C. Drewry 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.

MICROFILMED
 MAR 28 1967

Date Filed: 3/25/1997
In: SHOSHONE County
T50N R03E S2S, SESE
9.0 ACRES TOTAL
For additional information
the property location, contact
Regional Office at (208) 725-
The permit(s) will be subject
water rights. Protests in
the applicant and with the
of Water Resources, N
1910 Northwest Blvd., S
Alene, Idaho 83814. t
protest fee of \$25.00 on
21, 1997.
KARL J. DREHER, Director
Legal #SO 818
2 x 43/10/1997

94-07370

SWENSON, JAN
SWENSON, KAREN
7354 W SANDERS DRIVE
COEUR D ALENE, ID 83814

Source: NORTH FORK COEUR D ALENE RIVER Tributary: COEUR D ALENE RIVER

Diversion Pt: SESE Sec 25 T 50N R 03E in SHOSHONE County.

Use: IRRIGATION	(	0.200 CFS)
FIRE PROTECTION	(	0.200 CFS)
Total Diversion:	(	0.200 CFS)

Date Filed: 3/25/1997

In: SHOSHONE County
T50N R03E S25 SESE

9.0 ACRES TOTAL

MICROFILMED

MAY 28 1997

March 26, 1997

Jan and Karen Swenson
7354 W Sanders Drive
Coeur d Alene ID 83814

Re: Water Appropriation Application No. 94-07370

Dear Jan and Karen:

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. Enclosed for your file is Receipt Number N011047.

Your appropriation application is currently being prepared for advertising in the local 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.

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. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. 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.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED
MAY 28 1997