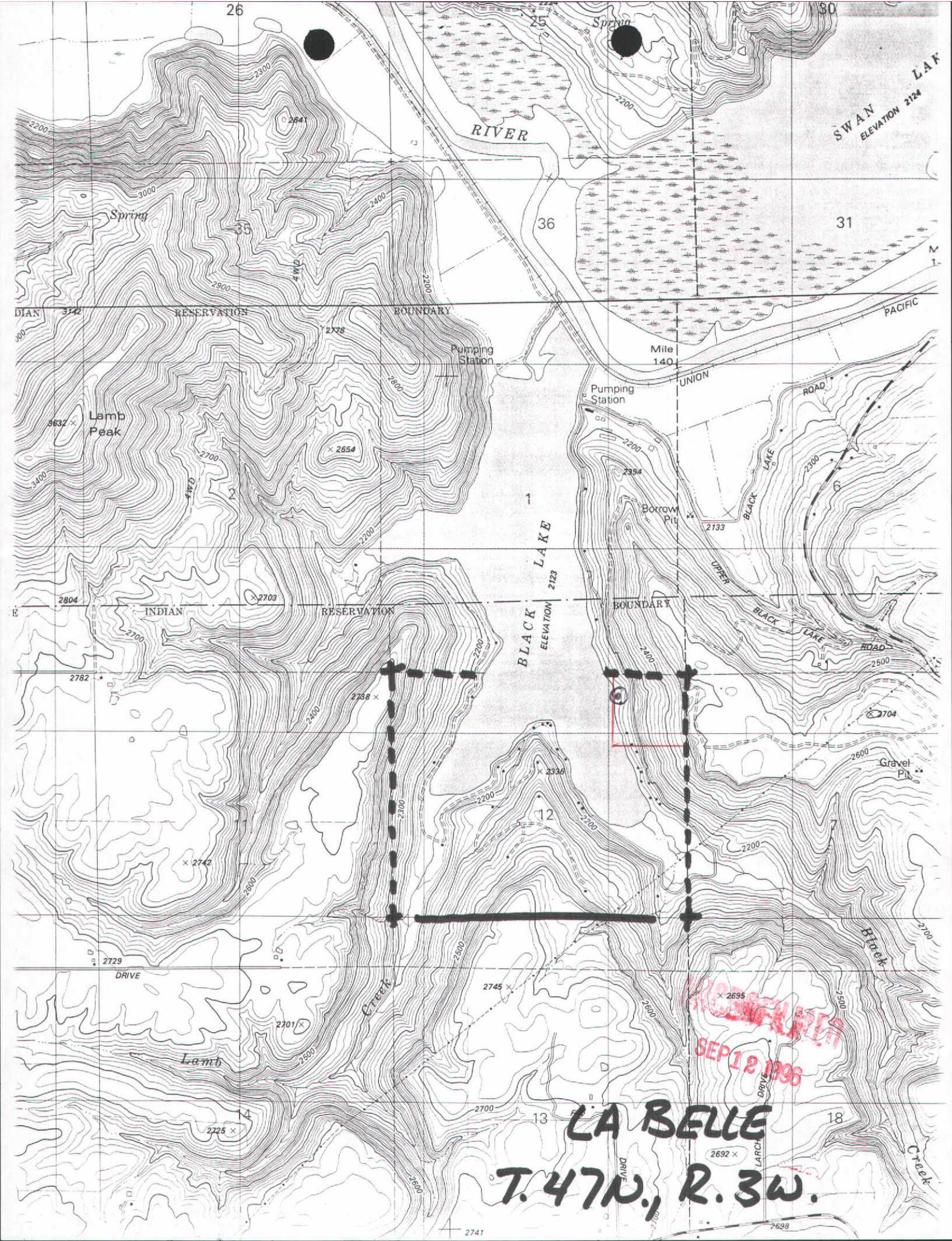




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT
PHOTOGRAPH



LAMP Portable Pump
P.D.#1 - Black Lake



FIRE PROTECTION AREA
MICROFILMED
Discharge Area Box



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

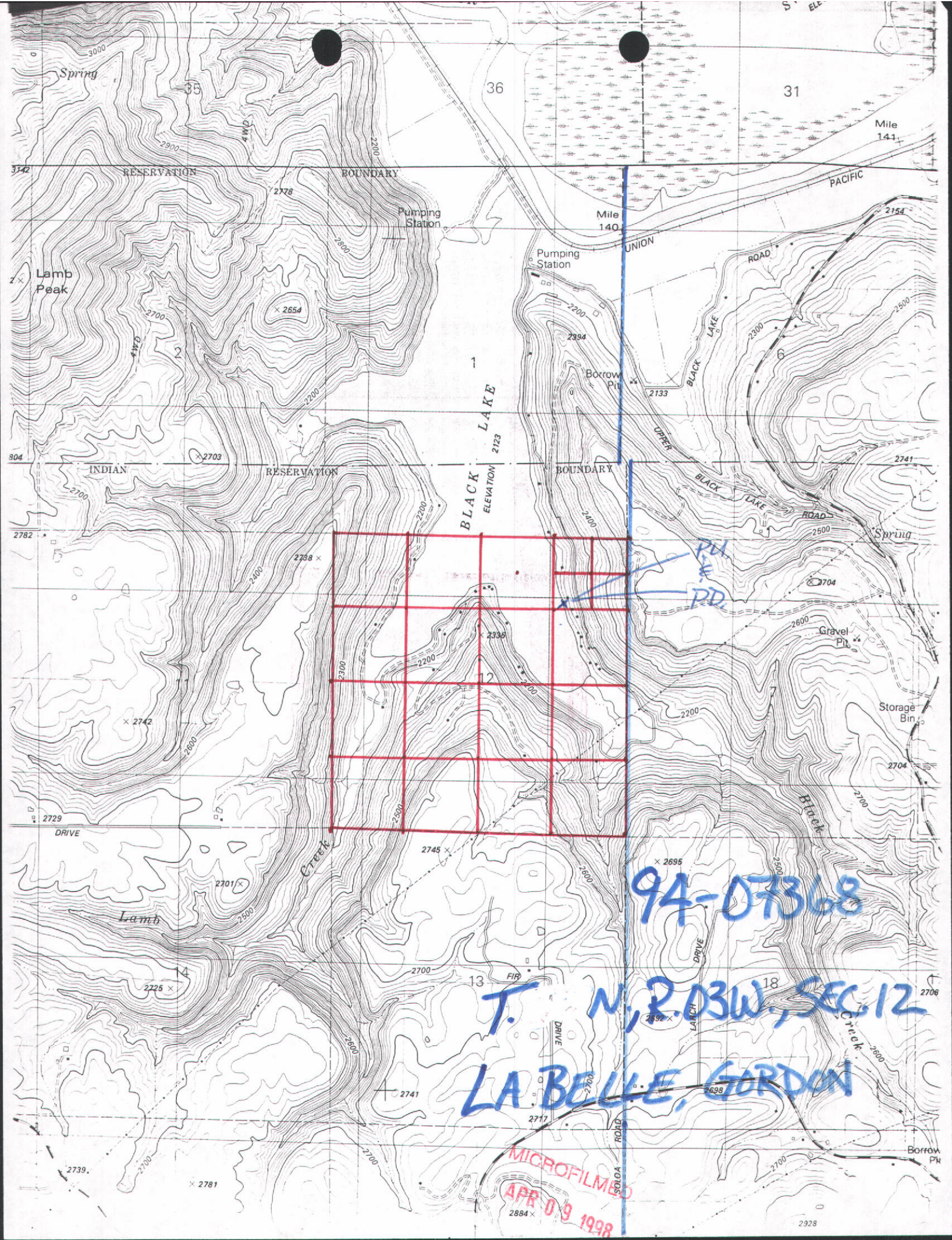
PERMIT # _____

PHOTOGRAPHS



FIRE PROTECTION AREA &
IRRIGATED AREA
FOR BUFFER ZONE

MICROFILMED
APR 09 1998



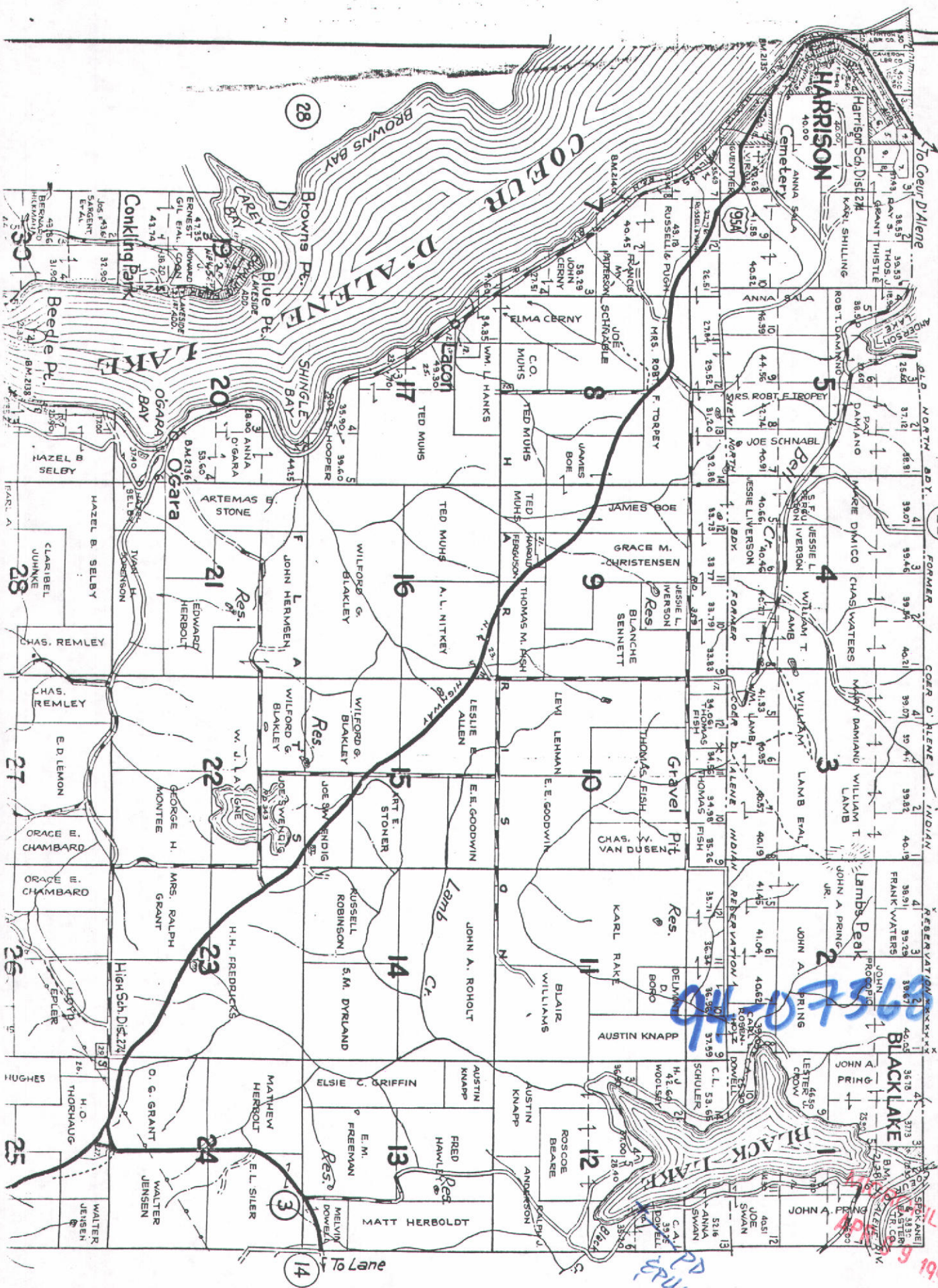
FOR SALE BY

METSKER MAPS

111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 47 N., RANGE 3 W. B. M.

COOTENAI COUNTY, IDAHO



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Michelle Price

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 Thursday issue of said newspaper for 2 consecutive weeks commencing on the 10th day of June, 1996, and ending on the 13th day of June, 1996, 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.

Michelle Price

Subscribed and sworn to before me this 13th day of June, 1996

Roberta Manley

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

ROBERTA MANLEY
My commission expires 2-5-99

NOTICE OF APPLICATION
FOR WATER RIGHT
The Following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

94-07368
LA BELLE, GORDON ok
W 1961 LUNDY BLVD
POST FALLS, ID 83854
Source: BLACK LAKE
Tributary: COEUR D ALENE RIVER
Diversion Pt: LOT 1 (NENE) Sec 12 T
47N R 03W in KOOTENAI County.
Use: DOMESTIC (0.030 CFS)
FIRE PROTECTION (0.040 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 5/9/1996
In: KOOTENAI County
T47N R03W S12 Lot 1 (NENE)

95-08943
RADOBENKO, WILLIAM
7500 MULHOLLAND
COEUR D ALENE, ID 83814
Source: TOTTENS POND
Tributary: SINKS
Diversion Pt: SENW Sec 30 T 51N R 03W
in KOOTENAI County.
Use: IRRIGATION (0.210 CFS)
IRRIGATION STORAGE (54.60 AF)
IRRIGATION FROM
STORAGE (54.60 AF)
WILDLIFE STORAGE (54.60 AF)
RECREATION STORAGE (54.60 AF)
Total Diversion: (0.210 CFS) (54.60 AF)
Date Filed: 5/7/1996
In: KOOTENAI County
T51N R03W S30 SWNE NENW
18.2 ACRES TOTAL

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 JUNE
24, 1996.

KARL J. DREHER, Director

Legal 738
June 6, 13, 1996

RECEIVED

JUN 14 1996

IDWR

SEP 12 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07368

Priority: May 9, 1996

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that GORDON LA BELLE
W 1961 LUNDY BLVD

POST FALLS ID 83854

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated May 9, 1996; and
has submitted Proof of Beneficial Use on May 14, 1997. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

BLACK LAKE

tributary to COEUR D ALENE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
FIRE PROTECTION	01/01 to 12/31	0.04 CFS	
	Totals	0.04 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 12, Township 47N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

47N 03W 12 Lot 1(NENE)

PLACE OF USE:

FIRE PROTECTION, same as DOMESTIC 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 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. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

MICROFILMED

APR 09 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

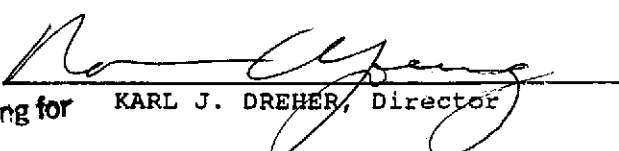
WATER RIGHT NO. 94-07368

CONDITIONS OF APPROVAL AND REMARKS

6. Domestic use is for lawn watering.

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 16th day of MARCH, 1998.

Acting for


KARL J. DREHER, Director

MICROFILMED

APR 09 1998

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 14 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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. 94-07368 Telephone No. 208-773-79562. Name(s) of Permit Holder(s): Gordon LaBelle3. Mailing Address: W 1961 Lundy Blvd. Post Falls Id. 838544. Source of Water: Black Lake If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____

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

b. **OPTIONAL:**Pump Horsepower: 1/2 HP Pressure (psi): 40 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): _____Irrigation (No. of acres): 100 x 100 FT LOT Other: _____6. Total rate of diversion and/or volume for which proof is submitted: 0.07 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 _____

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No ✓

Has the measurement port been installed?

Yes _____ or No _____

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: Gordon LaBelle Telephone Number: 208-773-7956Address: W 1961 Lundy Blvd. Post Falls Id. 83854

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: Gordon LaBelle Date: 5-12-97
(include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 94-07368

Proposed Priority: May 9, 1996

Maximum Diversion Rate:

0.07 CFS

This is to certify, that GORDON LA BELLE

W 1961 LUNDY BLVD

POST FALLS ID 83854

has applied for a permit to appropriate water from:

BLACK LAKE

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>
DOMESTIC	01/01 to 12/31	0.03 CFS
FIRE PROTECTION	01/01 to 12/31	0.04 CFS
	Totals	0.07 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 12, Township 47N, Range 03W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

47N 03W 12 Lot 1(NENE)

PLACE OF USE: FIRE PROTECTION, same as DOMESTIC 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 July 1, 1997.
2. Subject to all prior water rights.
3. Domestic use is for 1 home.
4. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Witness the signature of the Director, affixed at Boise, this

22nd day of July, 1996

Karl J. Dreher

Karl J. Dreher, Director

for

RECORDED

SEP 12 1996

WR1
WRA
BC

RECEIVED
JUL 11 1996

Ident. No. 94-7368

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Gordon LaBelle Phone 773-7956
Post office address W 1961 Lundy Blvd Post Falls, Id. 83854
2. Source of water supply Black Lake which is a tributary of CDA River
3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot 1
Sec. 12 Township 47 N Range 3 W B.M. Kootenai County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 04 for Fire Protection purposes from May 15 to Oct 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 03 for Domestic purposes from 5/15/91 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)
5. Total quantity to be appropriated is (a) 20.07 and/or (b) 20
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 1/2 H.P. Shallow well pump
 - 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).

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. _____

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

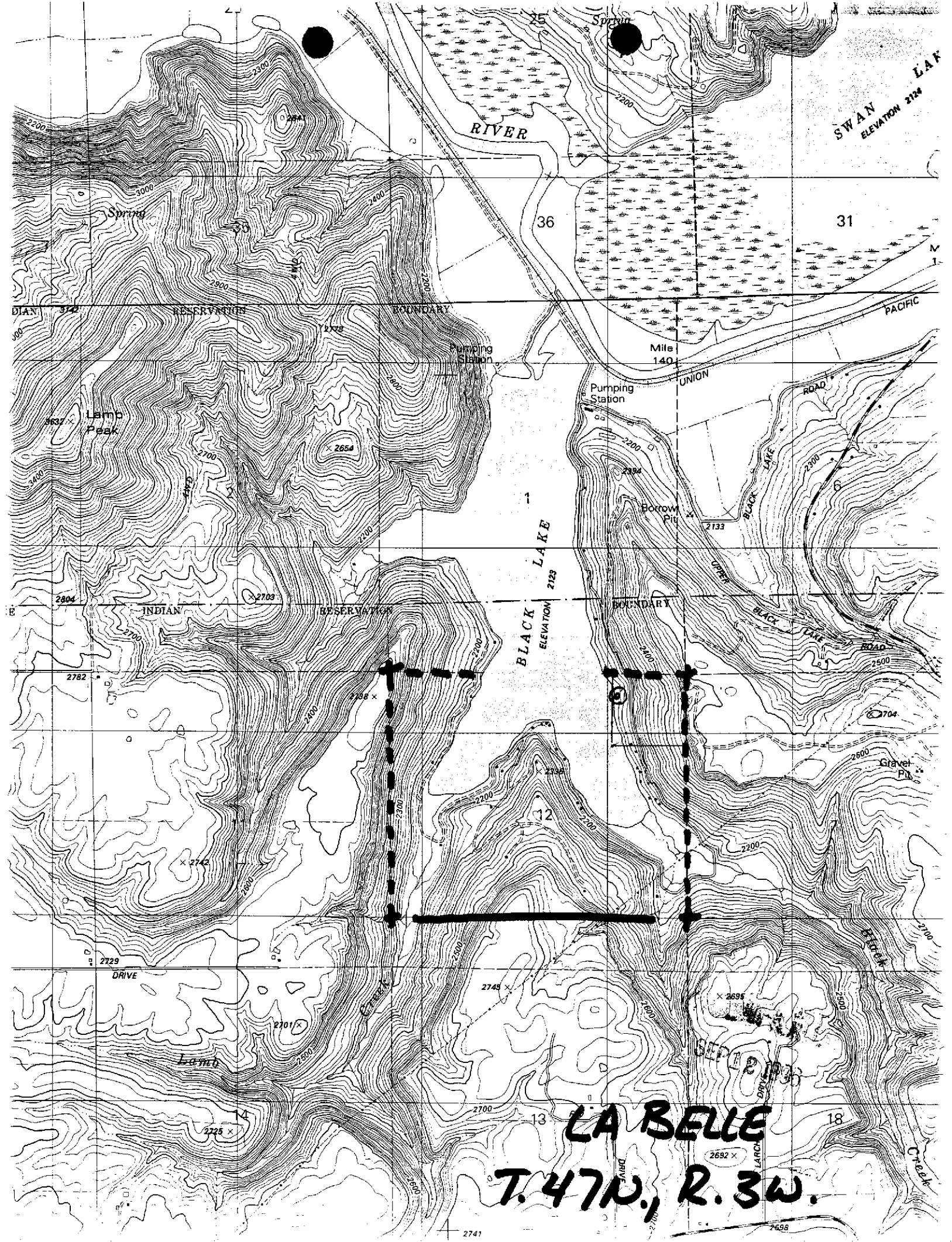
b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

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? 100%
b. Who owns the land to be irrigated or place of use? 100%
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

SEP 12 1996



SWAN LAKE
ELEVATION 2124

RIVER

31

36

DIAN

RESERVATION

BOUNDARY

Pumping Station

Mile 140

UNION

ROAD

PACIFIC

Lamp Peak

Pumping Station

Borrow Pit

BLACK LAKE

INDIAN

RESERVATION

BOUNDARY

BLACK LAKE
ELEVATION 2129

Gravel Pit

DRIVE

Lamb

LA BELLE

T. 47N., R. 3W.

This image shows a full page of blank graph paper. The grid consists of small squares formed by thin black lines. There are approximately 20 columns and 20 rows of squares. In the bottom right corner, there is a faint, dark smudge or stamp that appears to contain some illegible markings, possibly including the letters "SEA". The rest of the page is completely empty and white.

SEP 12 1996

Gordon E. LaBelle
(Applicant)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Idaho No. _____, and said application is hereby _____

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

_____, 19____

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

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

e. Other: _____

SEP 12 1996

RECEIVED

Received by Bob Date 5/9/96 Time 1:10
Fee \$ 50.00
Received by Bob # NOB154 Date 5-9-96
Publication prepared by Bob Date 5/29/96 Published in Idaho News 6/6 & 13/96
Publication approved by Bob Date 6/17/96

[Signature]
Preliminary check by



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

March 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GORDON LA BELLE
W 1961 LUNDY BLVD
POST FALLS ID 83854

RE: WATER RIGHT NO. 94-07368

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

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APR 9 9 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

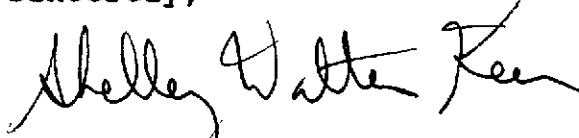
Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

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

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

APR 6 9 1988

CERTIFICATE OF MAILING

I hereby certify that on the 16th day of March, 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. 94-07368

GORDON LA BELLE
W 1961 LUNDY BLVD
POST FALLS ID 83854


Kari Lynn Townsend
Secretary

MICROFILMED
APR 08 1998

MEMORANDUM

TO: File 94-07368

FROM: Sharla

DATE: March 10, 1998

RE: Licensing Recommendation Adjustments

The adjustments to licensing recommendations for Permit No. 94-07368 are as follows:

H. RECOMMENDATIONS

Domestic	1/1 - 12/31	0.02 cfs	0.6 afa
Fire Protection	1/1 - 12/31	0.04 cfs	
	TOTALS	0.04 cfs	0.6 afa

The irrigation of $\frac{1}{4}$ acre of lawn can be classified as domestic use; the fire protection parameter being the ability of using water to fight an existing fire. By using the domestic component to cover the lawn irrigation, no amendment is necessary.

Examiner: Herman Spangle
Exam Date: August 20, 1997

MICROFILMED

APR 09 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 94-07368

DATE 3/10/98

REVIEWER: SHARLA

NAME	Change <u>—</u>	OK <u>—</u>	Address Change <u>—</u>
SOURCE	<u>—</u>	<u>✓</u>	Is change clarification of originally intended source? <u>—</u>
POINT OF DIV	<u>—</u>	<u>✓</u>	If not, prepare Notice of Intent to Void <u>—</u>
PLACE OF USE	<u>—</u>	<u>✓</u>	Amendment required <u>NO</u>

Does map agree with written description? — yes — no

OVERLAPS — P/D — P/U
Overlap file pulled & reviewed —

RATE OF DIV

Permitted Rate	<u>.07</u> cfs
Fee limit	<u>.20</u> cfs \$ <u>5000</u>
Measured	<u>—</u> cfs
Theoretical	<u>.04</u> cfs

Recommended Total Div Rate .04 cfs

ANNUAL VOLUME/ NATURE OF USES

<u>✓</u>	Use	cfs	Volume Calc
	<u>Dom.</u>	<u>.02</u>	<u>.6</u> af
	<u>Fire</u>	<u>.04</u>	<u>n/a</u> af
			af
			af
	SUBTOTAL	<u>.04</u>	<u>.6</u> af

Flow rate .02 cfs X 365 days X 1.98 = 14.5 af

Total volume recommended .6 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

if lawn watering.

CONDITIONS

— Watermaster Control WD# —
— GW Measurement/Measuring Device
— Overlap
— Use-specific conditions 077

Advancement of Priority Date Required — yes ✓ no

SRBA Claim Filed NA
Adjustment Memo uses

1st Amend Letter NA
2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

94-07368

A. GENERAL INFORMATION

Permit No. _____

1. Owner: GORDON LA BELLE Phone No. (208)-773-7956

Current Address: W. 1961 Lundy Blvd. POST FALLS, ID. 83854

2. Accompanied by: GORDON LA BELLE EXAM DATE: 8-20-97

Address: SAME AS ABOVE Phone No. SAME AS ABOVE

Relationship to Permit Holder: Permit Holder

3. Source: BLACK LAKE tributary to COEUR D'ALENE RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: NONE

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
TD #1	#1	SW	NE	NE	12	47N	03W	Kootenai	USGS 7.5 QUAD; Site Visit; Assessors

2. Place(s) of Use:

Indicate Method of Determination USGS 7.5 QUAD Assessors

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
47N	03W	12	FP															FIRE PROTECT	
47N	03W	12	.25															.25	

MICROFILMED

APR 09 1998

E. NARRATIVE/REMARKS/COMMENTS

System consist of a Simer Portable Utility pump with a 1" intake line that runs 10' into house. Discharge is a $\frac{5}{8}$ " garden hose that is used to provide water to a lawn sprinkler.

Water is not used for Domestic, only for fire Protection.

Place of use is for a lake lot that is 100' x 270' and the south property line is the north line of Gov lot #6.

* Water is used to irrigate part of the lot mostly around the Trailer. This is done to keep things green and reduce the chance of a Fire starting. The area that is irrigated consist of Grass and Clover.

* Recommend changing Domestic to irrigation. Typical Domestic will allow 7.2 acre-ft per acre. The amount of water that will be diverted will not exceed the Permitted amount.

- Under Fire Protection water could not be diverted unless there is a fire. The irrigation keeps things green in order to reduce the chances of a fire starting.

Have conditions of permit approval been met? ☒ Yes ☐ No

MICROFILMED
APR 08 1998

F. FLOW CALCULATIONS

Measured Method:

* Additional Computation Sheets Attached

* See Fluvial
 * See Fluvial
 * See Fluvial

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (1.25 \times 30) = 37.5 \text{ ACRE FEET}$$

$$V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (1.01 \times 245 \times 1.9835) = 4.86$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} = 37.5 \text{ (ACRE FEET)}$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use		Period of Use		Rate of Diversion		Annual Volume	
FIRE PROTECTION		From 1-61 To 12-31		Q (cfs) 0.04		V (afa) N/A	
IRRIGATION		3-15 11-15		0.01		0.75	

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 94-07368
DATE: 25-AUG-97
COMPLETE BY: HERM

HORSEPOWER = 1.0

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 50 FEET

SYSTEM PRESSURE = 50 PSI

QUANTITY = 0.04 CFS

MICROFILMED
APR 8 3 1998

94-07368

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT
PHOTOGRAPH

1 HP. PORTABLE PUMP
P.D. #1 - BACK LAKE

FIRE PROTECTION AREA
DISCHARGE BACK LAKE



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

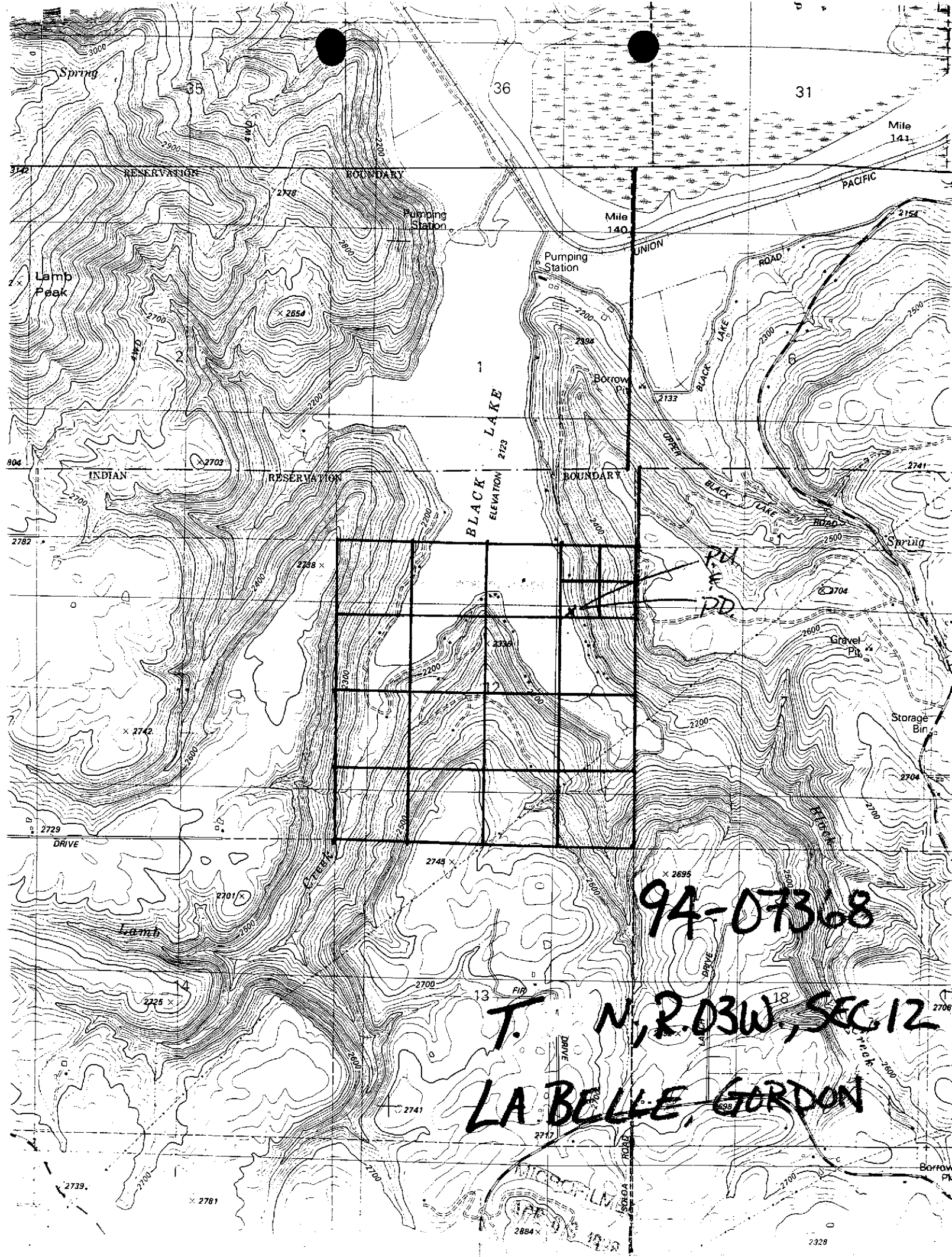
PERMIT # _____

P H O T O G R A P H S



FIRE PROTECTION AREA &
IRRIGATED AREA
FOR BUFFER ZONE

MICROFILMED
APR 03 1988

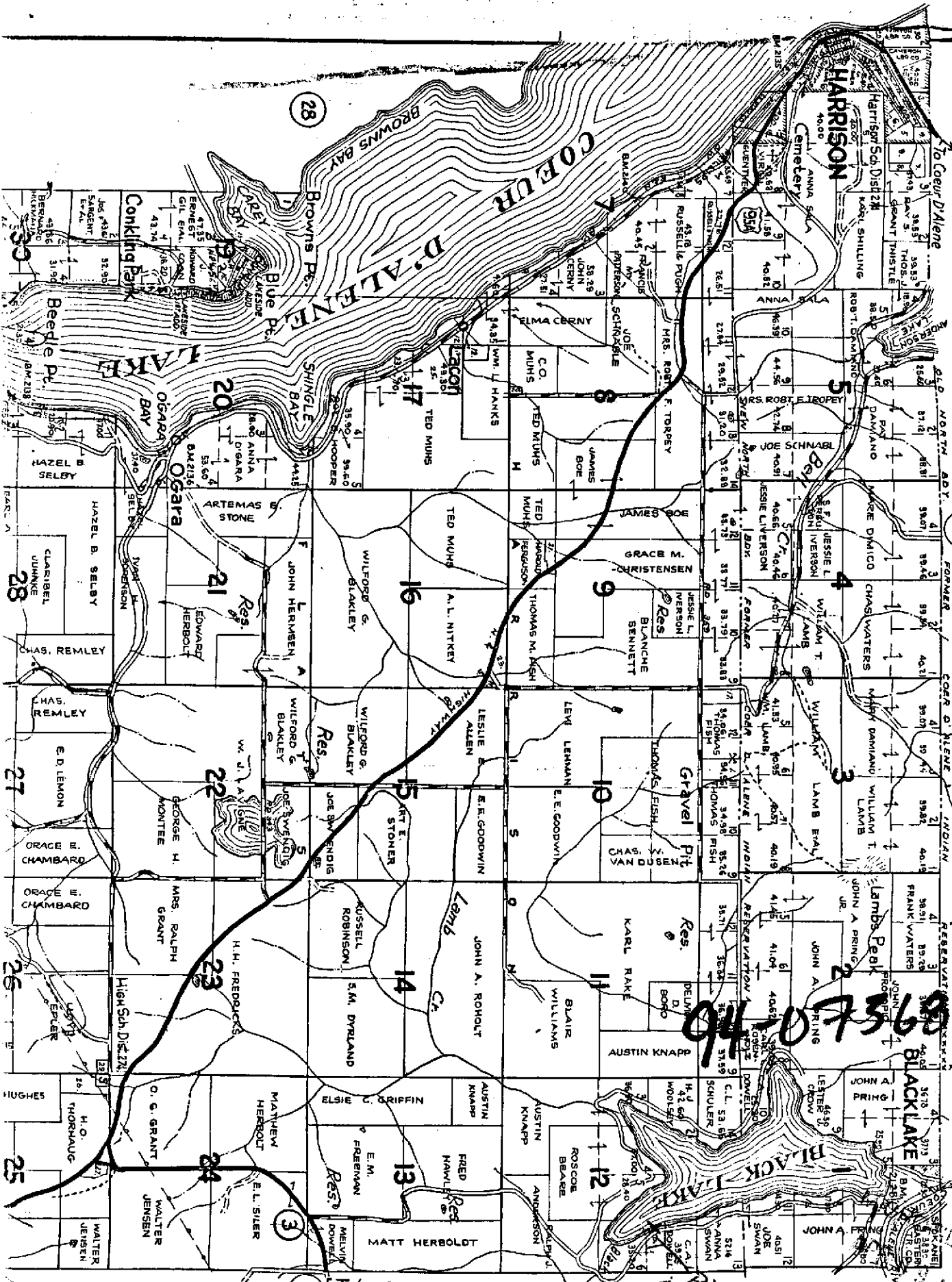


SCALE 2 IN. = 1 MILE

FOR SALE BY
METSKER MAPS

111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 47 N., RANGE 3 W. B. M.
KOOTENAI COUNTY, IDAHO



**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 94-07368 Reviewed by JJ Date 6-12-97

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?
no Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address _____ Proof Made 5-14-97



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
June 17, 1997

GORDON LABELLE
W 1961 LUNDY BLVD
POST FALLS ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 94-07368

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.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

If you have questions concerning the field examination, contact the **NORTHERN** Regional Office in Coeur d'Alene, at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

RECEIVED

SEP 16 1997

We use $\frac{1}{2}$ H.P. portable pump - It pumps 600 G.P.H. it has 1" inch suction pipe - Garden Hose discharge. We remove it from the lake and lock it up. When we are not there.

I hope this answers all questions.

April 30, 1997

GORDON LA BELLE
W 1961 LUNDY BLVD
POST FALLS ID 83854

PROOF DUE NOTICE

RE: PERMIT NO. 94-07368

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 July 1, 1997.

(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.

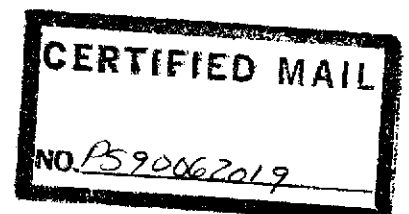
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental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





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

July 23, 1996

GORDON LA BELLE
W 1961 LUNDY BLVD
POST FALLS ID 83854

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 94-07368

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "Conditions of Approval and 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.

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 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:rl

Enclosures



SEP 12 1996

**APPLICATION FOR PERMIT
STATE OFFICE REVIEW**
by Cindy Zimmerman

No.: 94-1368 Name: LaBelle Date: 7/11/96 Ad OK? ✓
Correct Fee? ✓ Receipt #: N010154 Priority: 5/9/96 ✓ 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 - 01J(meas dev)-P08
=/- 0.2 cfs - 01H(lock dev)-P01 or No MD
~~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 WD), 11E (not 42-111 use), NA
Payette R (65) - 064(regulated uses), 047-P04(Payette Lake), NA

USE:

Domestic (surface) - 021(Boise R † Star Bridge); 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(FERE); 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 - _____ <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) _____

OTHER CONDITIONS: _____

STANDARD REMARKS: - ① w001/1 ② w86

BENEFICIAL USE DUE: - 7-1-1997

COMMENTS: _____

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

WR/
WRA
BC

APPLICATION # 94-7368

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

APPLICANT: LA BELLE BY: AB DATE: 5/9/96

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()

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 5/9/96

☒ (Include Moratorium Remark)

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

ADVERTISE IN: KOOTENAI 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)

- ☒ Groundwater management area
☒ Critical ground water area
☒ Well Drilling Permit required
☒ Well Drilling Application and Fees received
☒ Well Drilling Application approved?
Well Drilling Application Number _____

Checked by: _____ Date: ____/____/____

Remarks: _____

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

(Yes) (No)

- ____ Notice of pending void order issued. Final order response date: ____/____/____
____ Further information required from applicant
6/14 ☒ Affidavit of publication received
6/17 ☒ Application published correctly, If not, record action taken: _____
(S60) 6/14 ☒ Publication dates and paper recorded on application
☒ Protests received. Final protest date: 6/24/96
☒ Measuring device required
☒ Measuring port required
☒ Special conditions: _____
☒ Special conditions of approval supplied and attached: _____

Approval Recommended by: AB

JUL 11 1996

Date: 7/2/96

Department of Water Resources

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Michelle Price

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 Thursday issue of said newspaper for 2 consecutive Weeks commencing on the 6th day of June, 1996, and ending on the 13th day of June, 1996, 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.

Michelle Price

Subscribed and sworn to before me this

13th

day of

June

1996.

Roberta Stanley

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

94-07368

ok
LA BELLE, GORDON
W 1961 LUNDY BLVD
POST FALLS, ID 83854
Source: BLACK LAKE
Tributary: COEUR D ALENE RIVER
Diversion Pt: LOT 1 (NENE) Sec 12 T
47N R 03W in KOOTENAI County.
Use: DOMESTIC (0.030 CFS)
FIRE PROTECTION (0.040 CFS)
Total Diversion: (0.070 CFS)
Date Filed: 5/9/1996
In: KOOTENAI County
T47N R03W S12 Lot 1 (NENE)

95-08943

RADOBENKO, WILLIAM
7500 MULHOLLAND
COEUR D ALENE, ID 83814
Source: TOTTENS POND
Tributary: SINKS
Diversion Pt: SENW Sec 30 T 51N R 03W
in KOOTENAI County.
Use: IRRIGATION (0.210 CFS)
IRRIGATION STORAGE (54.60 AF)
IRRIGATION FROM
STORAGE (54.60 AF)
WILDLIFE STORAGE (54.60 AF)
RECREATION STORAGE (54.60 AF)
Total Diversion: (0.210 CFS) (54.60 AF)
Date Filed: 5/7/1996
In: KOOTENAI County

T51N R03W S30 SWNE NENW
18.2 ACRES TOTAL

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 JUNE 24, 1996.

KARL J. DREHER, Director

Legal 738
June 6, 13, 1996

RECEIVED

JUN 14 1996

IDWR

2-5-99

SEP 12 1996

94-07368

LA BELLE, GORDON
W 1961 LUNDY BLVD
POST FALLS, ID 83854

Source: BLACK LAKE

Tributary: COEUR D ALENE RIVER

Diversion Pt: LOT 1 (NENE) Sec 12 T 47N R 03W in KOOTENAI County.

Use: DOMESTIC	(	0.030 CFS)
FIRE PROTECTION	(	0.040 CFS)
Total Diversion:	(	0.070 CFS)

Date Filed: 5/ 9/1996

In: KOOTENAI County
T47N R03W S12 Lot 1(NENE)

SEP 12 1996

May 29, 1996

Gordon La Belle
W 1961 Lunday Blvd
Post Falls ID 83854

Re: Water Appropriation Application No. 94-07368

Dear Mr. La Belle:

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 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 your source is groundwater, a Well Drilling Permit is required for all wells constructed after July 1, 1987.

A "Domestic" well drilling permit should be obtained for a rate of diversion of up to 18 gallons per minute (0.04 CFS) and a daily volume of up to 2,500 gallons per day. The cost for this permit is \$35.00. For any other use, including multiple homes, or municipal, etc., the Drilling Permit fee is \$200. It is possible to upgrade a Domestic Drilling Permit by submitting an additional \$165.00. These Permits can be obtained by your driller, also.

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

3-18-96