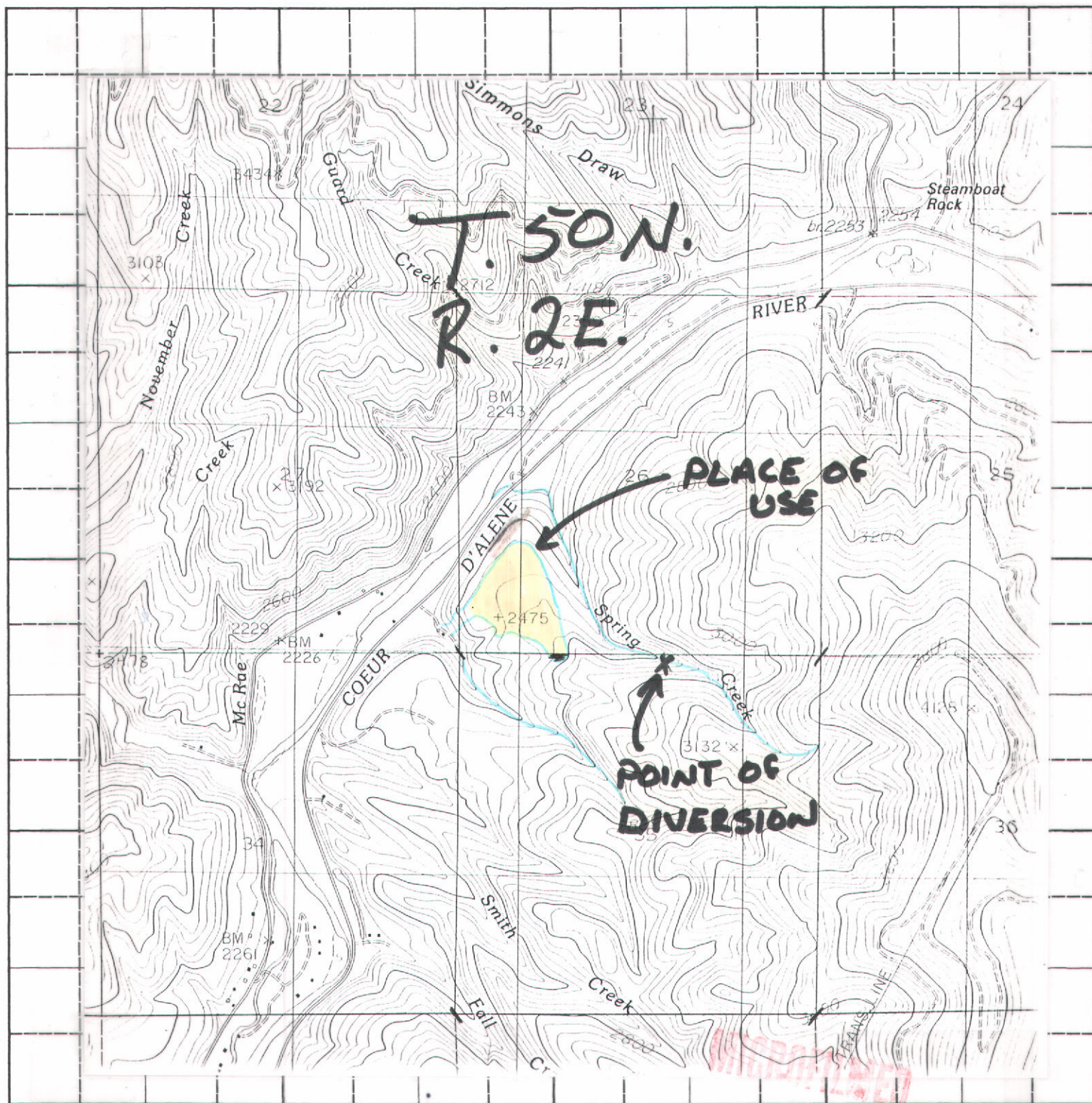


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

JUL 16 1991

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.

Richard E. Dulebohn
Nancy C. Dulebohn
(Applicant)



SCALE 1:24 000

0
MILES

3 1/2 MI. FROM ROAD TO D.P.O.
NOT RECORDED
DEC 11 2 1996

94-07331
DALE BOTTN

INTERIOR-GEOLOGICAL SURVEY, RESTON, VIRGINIA-1985

ROAD LEGEND

HC 01 Box 294 B

Kingston, ID, 83839

March 17, 1992

State of Idaho Department of Water Resources

1301 North Orchard Street, Boise, Idaho, 83720

Attn: Karen L. Gustafson: Re: Permit No. 94-07331

Dear Ms Gustafson,

Enclosed are photographs showing the beneficial use we have made of the water from Spring Creek since the autumn of 1991. These photograpgs were taken

in October, 1991 after many weeks of drought.

#1, looking south, shows the intake of the 1" plastic pipe, in a shallow pool in Spring creek.



#2, looking north, shows Spring creek below the intake--there still is substantial flow.

RECEIVED
MAY 22 1992



#3 shows the waterline on the surface which is typical as it traverses State ground.



#4 shows a shallow pool in our meadow into which the water runs when it is not being directed through sprinkler lines.

RECORDED
MAY 22 1992



#5 shows a bed of white pine seedlings
sub-irrigated by the pool shown in #4



#6 shows another of several beds of seedlings.
This one is watered by drip irrigation emitters.

REPROFILMED
MAY 22 1992



#7 shows a bed of blue spruce watered by a perforated hose fed from the 1" plastic pipe



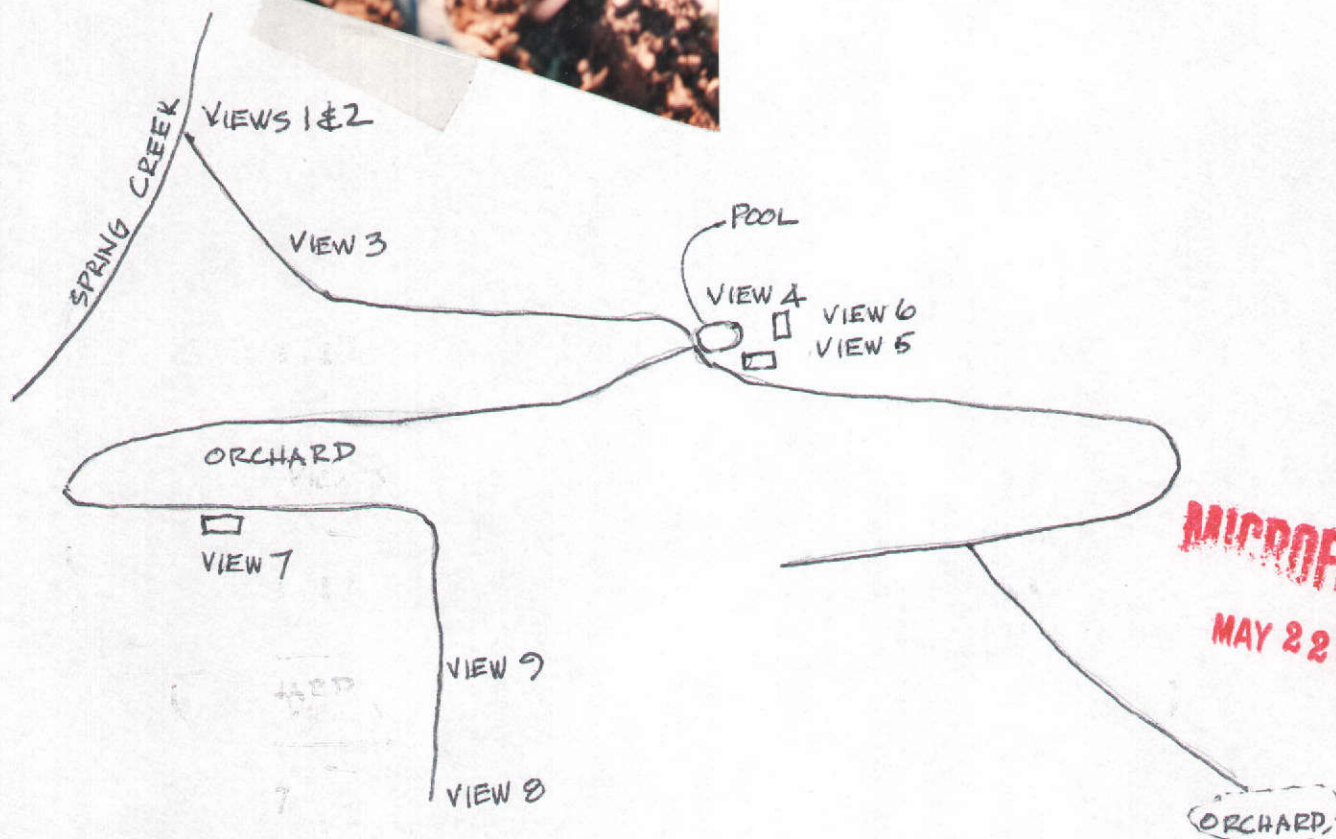
#8 shows the line which waters a row of deciduous trees--oaks, maples, chestnuts, and locust.

MICROFILMED
MAY 22 1992

EMITTER



#9 shows an emitter just above one of the oak trees shown in #8. In summary, we have installed 4,000 feet of 1" plastic pipe which lies on the surface and is laid out thus:



We trust that this information meets the conditions of approval mentioned in your letter of Feb. 28, 1991.

Very truly yours, *RE Dulebohn*
RE Dulebohn

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07331

Priority: February 15, 1991

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

0.4 AF

This is to certify, that RICHARD E DULEBOHN

225 W CANNON AVE

POST FALLS ID 83854

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 15, 1991; and has submitted Proof of Beneficial Use on April 29, 1992. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

SPRING CREEK

tributary to COEUR D ALENE RIVER, N. FORK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.01 CFS	0.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 35, Township 50N, Range 02E
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	02E	26	SWSW 0.6	SESW 0.2		0.8

Total number of acres irrigated: 0.8

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED
DEC 02 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07331

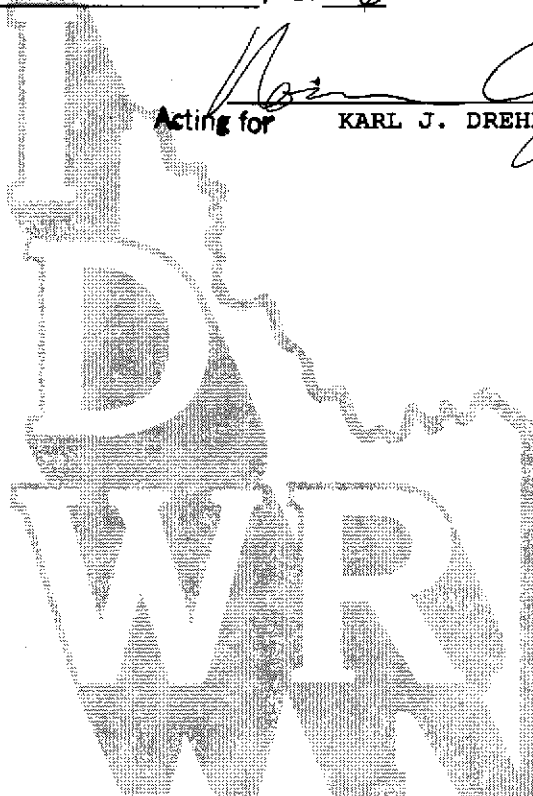
CONDITIONS OF APPROVAL AND REMARKS

5. This right when combined with all other rights shall provide no more than .02 cfs nor more than 2.4 afa for the land described above.

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 19TH day of July, 1996.

Acting for

KARL J. DREHER, Director



MICROFILMED
SEP 12 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 94-07331

Proposed Priority: February 15, 1991 Maximum Diversion Rate: 0.04 CFS
This is to certify, that **RICHARD E. DULEBOHN**
HC 01 BOX 294B
KINGSTON, ID 83839
has applied for a permit to appropriate water from:

SPRING CREEK tributary of **COEUR D ALENE RIVER, N. FORK**

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	06/01 to 09/30	0.04 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NWNWNE Sec. 35, Township 50N, Range 02E
SHOSHONE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N 02E 26	NWSW 5	SWSW 20	SESW 5	30

Total number of acres irrigated: 30

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1992**.
2. Subject to all prior water rights.
3. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. Prior to diversion of water under this permit, the permit holder must obtain approval of the Idaho Department of Lands.

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

2nd day of May, 1991.

[Signature]
for R. Keith Higginson, Director

JUL 16 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RICHARD E. DULEBOHN Phone 602-2226
Post office address HC 01 BOX 294B KINGSTON, ID, 83839
2. Source of water supply SPRING CREEK which is a tributary of N FORK OF CAIA RIVER
3. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 35 Township 50 N. Range 2 E. B.M. SHOSHONE County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.04 for IRRIGATION purposes from JUNE 1 to SEPT. 30 (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 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. PLASTIC PIPE, GRAVITY FLOW
TO IRRIGATION SYSTEM
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

JUL 16 1991

From IOL -TOK

Applicant is in process of obtaining consent

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

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

11. a. Who owns the property at the point of diversion? FIDAO STATE DEPT. OF LAWS

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

Total number of acres to be irrigated 30

[illegible]

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

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

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

9. Description of place of use:

e. Other; describe fully.

d. Domestic; show number of households.

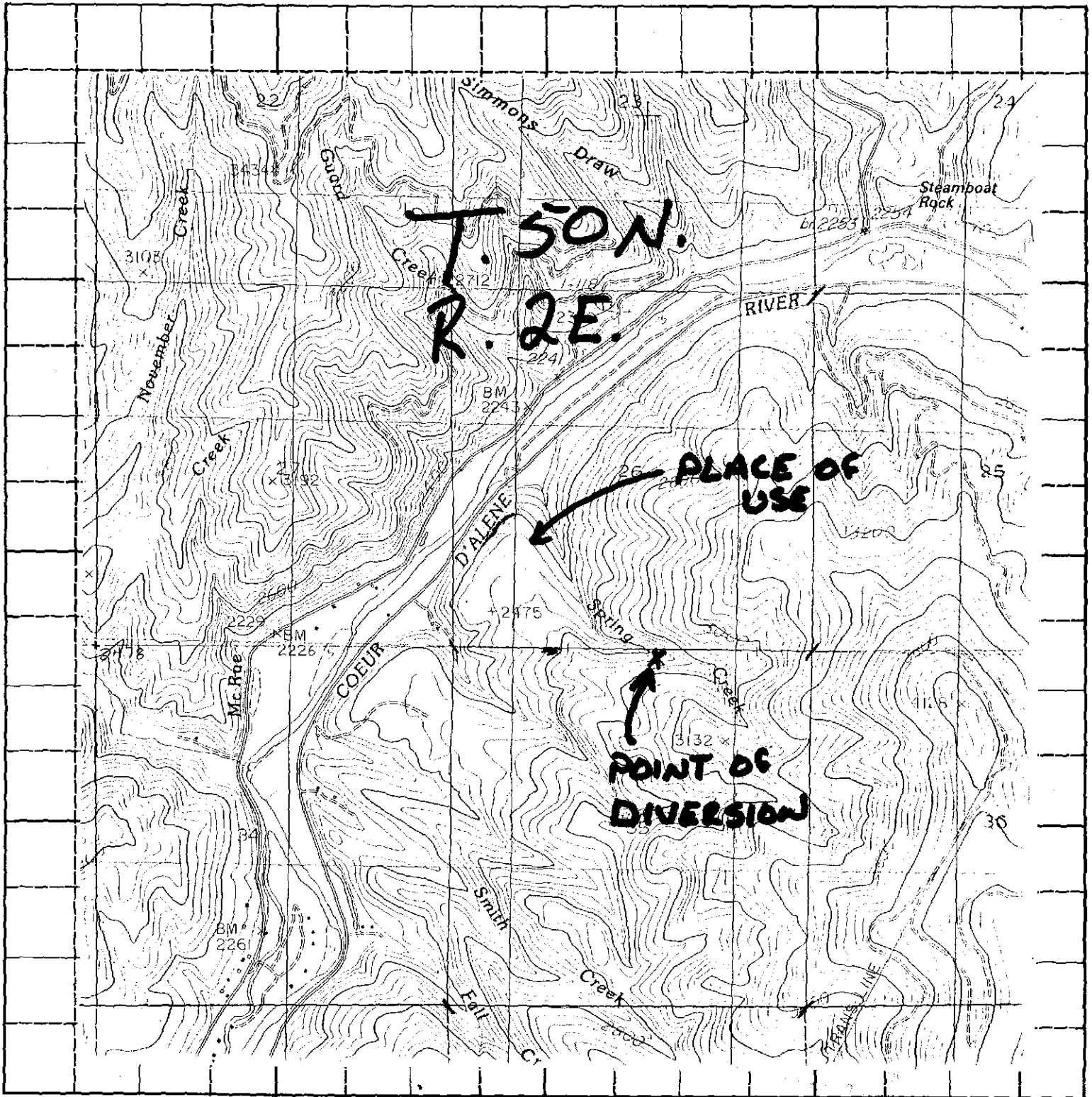
c. Municipal; show name of municipality.

b. Stockwatering; list number and kind of livestock.

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

8. Description of proposed uses (if irrigation only, go to item 9):

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



Scale: 2 inches equal 1 mile.

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

Richard E. Dulebohn
Nancy O. Dulebohn
 (Applicant)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by _____ Date 2/15/91 Time 12:30 PM Preliminary check by [Signature]
Fee \$ 30.00 N 4345
Received by _____ Date 2/15/91
Publication prepared by _____ Date 2/23/91 Published in _____
Publication approved _____ Date 4/8/91

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: _____

COPIES TO BE
MAILED

NOTICE OF APPLICATION FOR
WATER RIGHT

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

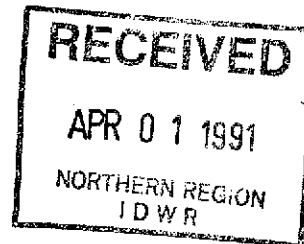
94-07331
DULEBOHN, RICHARD E.
HC-01 BOX 294B
KINGSTON, ID 83839
Source: SPRING CREEK Tributary:
COEUR D'ALENE RIVER, N. FO
Diversion Pt NWNWNE Sec 35 T 50N R
02E
Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 2/15/1991
In: T50N R02E S26 NWSW SWSW SESW
30.0 ACRES TOTAL

For additional information concerning
the property location, call The Northern
Regional Office at 765-4639.

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the director, Dept. of Water Resources,
Northern Region, 1910 Northwest Blvd.,
Suite 210, Coeur d'Alene, Idaho 83814 on
or before MARCH 25, 1991.

R. KEITH HIGGINSON, Director
Legal #SHO 885
2 x 3-6/13/1991

PROOF OF PUBLICATION



) Idaho Department of Water Resources
) 1910 Northwest Blvd
) Coeur d'Alene, Idaho 83814

R. N. "Bud" Budvarson, being first duty sworn deposes and says:

SHOSHONE COUNTY 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 pub-
lished continuously in said county for a period of 78 weeks im-
mediately prior to the publication of this notice hereinafter des-
cribed, and that the _____

Legal Notice

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 (2) two consecutive weeks/days, the first publication
thereof being in its issue dated 3/6/91 and the last publication
thereof being in the issue dated 3/13/91

STATE OF IDAHO

COUNTY OF

On this 29th day of March in the year of 1991, before me,
a Notary Public, personally appeared R. N. "Bud" Budvarson,
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.

Notary Public for Idaho

Residing at Kellogg, Idaho

My commission expires: 10/17/94



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 22, 1996

RICHARD E DULEBOHN
225 W CANNON AVE
POST FALLS ID 83854

RE: WATER RIGHT NO. 94-07331

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MICROFILMED
DEC 02 1996

From: DWR50::ABEARDSL 5-JUL-1996 12:09:09.90
To: ~~DWR03::SKEEN~~ file
CC:
Subj: 94-07331

Hi Shelley,

Regarding the point of diversion location for the above Permit, I have determined with our GPS unit that the correct legal description should be NW1/4 NW1/4 NE1/4, Sec. 35, T.50N., R2E. No ammendment should be requested for changing this point of diversion. The legal description listed on the field exam was based on information that was later found to be in error.

Let me know if you need further information on this.

Al

MICROFILMED
DEC 9 7 1995

RECEIVED

JUL 08 1996

Department of Water Resources

2225 W Cannon Ave, Post Falls ID 83854
July 5, 1996

Department of Water Resources
1301 N Orchard St, Boise, ID 83720
Attention Mr. Jim Johnson, Mgr Water Rights Permit Section
Subject WR 94-07321, re: your letter of July 2, 1996

Dear sir:

Please do not conclude that I no longer have any interest in the referenced permit: the reverse is true. My only concern is that the information be reasonably accurate.

As instructed by Mr. Keen, Water Rights Supervisor, of the above address, I have been in contact by phone with Mr. Beardsley of the Coeur D'Alene office.

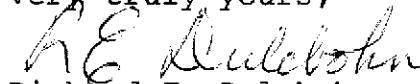
I regret that my health is not such that I can readily hike up to the site. However, Mr. Beardsley tells me that he revisited the site alone, but with a satellite locating instrument. Imagine that,! The pool is surrounded on three sides by big trees; the only opening to the sky is to the north.

Nevertheless, he obtained a reading that the diversion point is actually in the NW 1/4 of the NE 1/4 of section 35 rather than the NE 1/4 of the NE 1/4 as your proposed amendment stated.

The phone connection from up there was bad but I believe he said that this new finding confirms the location given on my original request. I presume, than, that no amendment is required.

Mr. Beardsley told me that he would pass his finding to Boise in a few days. I do not know whether his report will go to you or to Mr Keen.

Very truly yours,


Richard E. Dulebohn

cc: Shelley W. Keen
Al Beardsley
Dean Johnson, Idaho Dept of Lands

MICROFILMED
DEC 9 2 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 2, 1996

RICHARD E DULEBOHN
225 W CANNON AVE
POST FALLS ID 83854

RE: WATER RIGHT NO. 94-07331

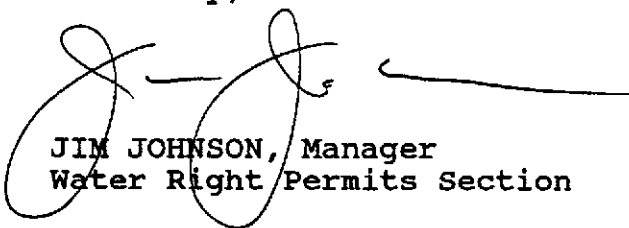
Dear Water Right Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has been actually developed.

As of this date, I have not received the amendment. If I do not receive it within fourteen (14) days, I will assume you no longer have any interest in the permit and cancellation proceedings will begin. Enclosed for your convenience is another amendment form in the event the first one was misplaced. Please note that the filing fee for this amendment is \$50.00.

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

MICROFILMED

DEC 8 2 1995

From: DWR03::SKEEN 19-JUN-1996 11:05:36.27
To: ~~DWR50::ABEARDSL~~ *file*
CC: SKEEN
Subj: 94-07331 Dulebohn

Allen,

Richard Dulebohn would like an opportunity to present information showing that his point of diversion is in the NWNE, not the NENE. He proposed stopping by your office to show you what he has. I told him I thought you would be amenable to that. I think you can expect him to contact you within a few days. Let me know if you need a copy of your exam map, etc.

WICHO-UNCL
REC'D 2 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 13, 1996

RICHARD E DULEBOHN
225 W CANNON AVE
POST FALLS ID 83854

RE: WATER RIGHT NO. 94-07331

Dear Water Right Holder(s):

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

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

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

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

140701-1412
JUN 13 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 94-07331

DATE 6/12/96

REVIEWER: S H A R L A

NAME Change OK

Address Change yes

SOURCE Change OK

Is change clarification of originally intended source? yes

If not, prepare Notice of Intent to Void no

POINT OF DIV Change OK

Amendment required yes double-checked

PLACE OF USE Change OK

Amendment required no by Northern-pld is same as permit

OVERLAPS no P/D no P/U

RATE OF DIV

Permitted Rate .04 cfs
Fee limit .20 cfs #50⁰⁰

Measured .01 cfs (permit holder's statement - 6 gpm)

Theoretical gravity fed, 1" pipe max. cap = .03 @ 5 fpm @ 10 fpm .05

Recommended Total Div Rate .01 cfs

ANNUAL VOLUME/
NATURE OF USES 3/15-11/15 season

Use 01 1440 mpd x 16 days
Volume Calculation
6 gpm x 23,040 min. af
138,240 gals / 3.785 = 36,525 af
.4 af
.4 af
SUBTOTAL .40 af

Flow rate .01 cfs X 245 days X 1.9835 = 4.86 af
Total volume recommended .4 af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Watermaster Control WD# N/A

R24 GW Measurement/Measuring Device
Overlap edited for less than an acre
Use-specific conditions

SRBA Claim Filed N/A
Adjustment Memo no

1st Amend Letter 039
2nd Amend Letter 038

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 12 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 94-07331

1. Owner: RICHARD E. OULEBOHN Phone No. 773-8426
Current Address: 2225 W. CANNON AVE POST FALLS ID 83854
2. Accompanied by: MARY OULEBOHN EXAM. DATE: OCT. 2, 1995
Address: SAME Phone No. 773-8426
Relationship to Permit Holder: WIFE
3. Source: SPRING CREEK tributary to CO'A RIVER NORTH FORK

B. OVERLAP REVIEW

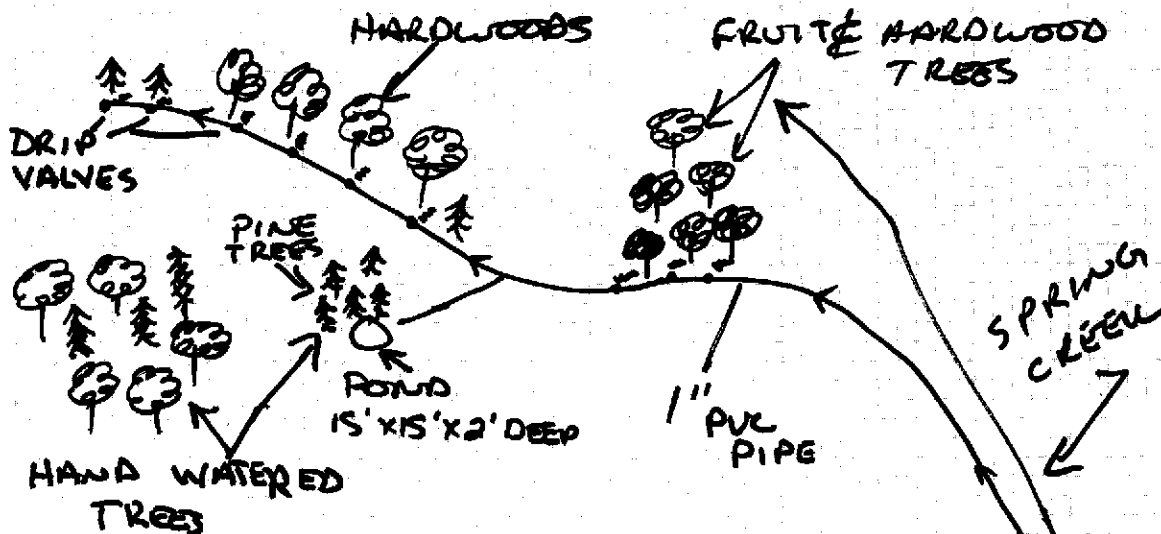
1. Other water rights with same place of use: N/A

☐ Copies Attached
2. Other water rights with same point of diversion: N/A

☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)

MICROFILMED
DEC 12 1995

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

WATER IS DIVERTED THROUGH 1" BLACK PVC PIPE 3,000 FT. FROM POINT OF DIVERSION TO POND. DRIP VALVE STATIONS WERE PLACED ON PVC PIPE AT EACH TRAP. A SMALL POND (15' X 15' X 2' DEEP) IS FILLED AND WATER IS CARRIED BY BUCKETS TO SOME OF THE TREES. THE TOTAL DIVERSION RATE IS 6 GPM AND THE SYSTEM IS GRAVITY OPERATED.

☐ See Remarks on page 4 for continuation

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*

5. Point(s) of Diversion:

[illegible]

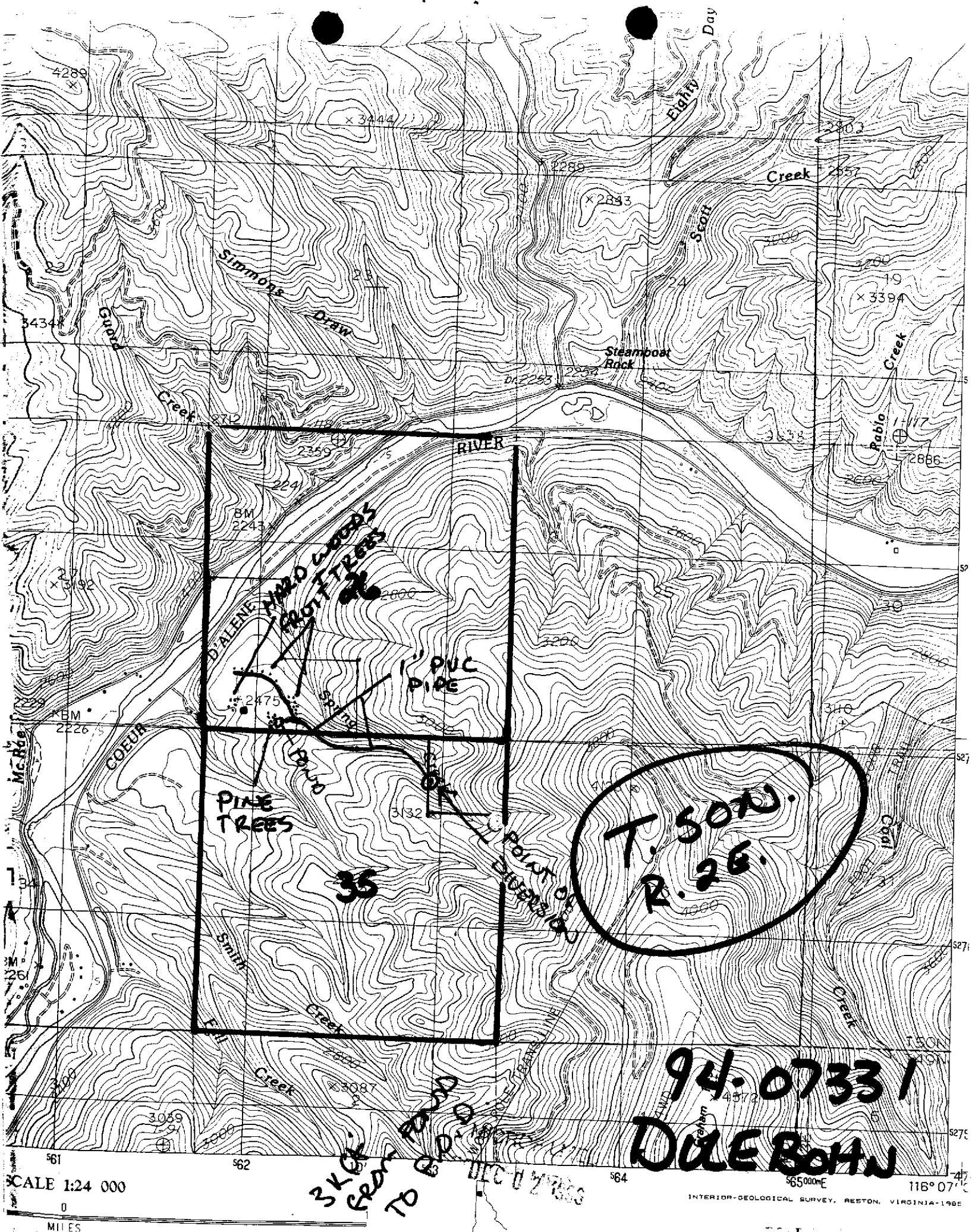
Indicate Method of Determination.

6. Place(s) of Use:

[illegible]

Do not use this space

03/23/21
03/23/21



~~WAITING FOR~~
~~PICTURES~~
NO PICTURES
AS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

IRRIGATED AREA BASED ON 10' X 10' OF AREA PER TREE

DIVERSION OF WATER FOR IRRIGATION PURPOSES OCCURS

PAID A WEEK FOR A 24 HOUR PERIOD FROM 6/1 THROUGH 9/30

☐ Additional Computation Sheets Attached

1. Measured Method: NO MEASUREMENT CONDUCTED DURING EXAM. HOWEVER PERMIT HOLDERS STATED THAT THEY HAVE MEASURED SYSTEM AT 6 G.P.M. WITH BUCKET & STOPWATCH.
2. Alternate Method for Checking Purposes:

2. **Alternate Method for Checking Purposes:**

Discharge Pressure: _____ psi x 2.31 = _____ ft (1) Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or  MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{10cm}}$$

$$V_{D,R} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{10cm}}$$

$V = \text{Smaller of } V_{IB} \text{ and } V_{DB} =$ _____

2. Volume Calculations for Other Uses: IRRIGATION ONLY OCCURS ONCE A WEEK FOR 24 HRS.

$$6 \text{ GPM} = 360 \text{ G. P. H.} = 8,640 \text{ GPD}$$

16 WEEKS IN IRRIGATION SEASON

Y 8,640 GALLONS

$$138,240 \div 325,850 = 0.42 \text{ AFA}$$

MICROFILMED
DEC 8 2 1966

H. REMARKS AND OVERLAP REVIEW ANALYSIS

PERMIT HOLDERS HAVE OBTAINED A LAND LEASE FROM IDAHO
DEPARTMENT OF LANDS TO DIVERT WATER & HAVE THEIR PIPE
ON STATE LANDS.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From To	Rate of Diversion Q (cfs)	Annual Volume V (ata)
IRIGATION	6/1 9/30	0.01	0.42

2. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Add P.D. as reflected above
☐ None
☐ Other

J. AUTHENTICATION

Field Examiner's Name ALAN BEARDSLEY
Signature [Signature]
Certification Date 10/3/95
Field Report Preparation Date 10/3/95

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

RECORDED
DEC 12 1995

May 1, 1992

RICHARD E. DULEBOHN
HC 01 BOX 294B
KINGSTON ID 83839

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 94-07331

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

RECEIVED
MAY 22 1992

RECEIVED

APR 20 1992

RECEIVED

APR 29 1992

OFFICE USE ONLY

Amt. of Fee \$ 5.00Date 4-29-92Receipt No. 102221Receipt by web

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**PROOF OF BENEFICIAL USE**

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

1. Permit No. 94-07331 Telephone No. 682-2226
2. Name(s) of Permit Holder(s): RICHARD E. DULEBOHN
3. Mailing Address: HC 01 BOX 294 B KINGSTON, ID 83839
4. Source of Water: SPRING CREEK

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

OPTIONAL:

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

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

Domestic ONE (No. of households) Stockwater NONE (No. and type of stock)

Irrigation 40 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted ONE CF/MINUTE cfs OR _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly: 4/22/92 Rlg

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

OR

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

8. Fee Enclosed: \$ PREVIOUSLY 50 (See License Fee Schedule on back of Instruction Sheet)

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

SAME AS ABOVE

Name

Telephone No.

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MAR 17, 1992

Date

Richard E. Dulebohn

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

MAY 22 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 94-07331

Reviewed by Klg

Date 4/22/92

GENERAL CONSIDERATIONS

TYPES OF USE

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

irrigate - 40
yes Correct Uses?

SOURCE OF WATER

✓ Surface water source
Ground water source

NA Drilling permit required?

/ Copy in the file? Drilling Permit No. _____

/ Amount paid for permit _____ Correct?

/ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
50 Amount Submitted
yes Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received NA
Date proof due _____ - _____
No. of days late _____ = _____
Priority Date _____ + _____
New Priority Date ✓

DEFICIENCIES OR ACTION ITEMS

needs OK & soyle

proof acceptable

DATA ENTRY

New Address _____

Proof Made 4/30/92
5/1/92 Klg



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 22, 1992

Richard E. Dulebohn
HC 01 Box 294B
Kingston, ID 83839

Re: Permit No. 94-07331

Dear Permit Holder:

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

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

1. The water right must use a groundwater source.
2. The rate of diversion must be .04 cfs or less.

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

You indicate that the fee has already been paid, however, the only fee indicated in the file is one for \$30 when you filed for your permit. If you can supply me with a copy of a canceled check or receipt from the Department, I will proceed with the licensing process.

Otherwise, please return the proof of beneficial use and the \$50 license exam fee as soon as possible. In order to comply with all of the necessary dates, it will need to be returned before May 1, 1992.

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

Sincerely,

Karen L. Gustafson
Karen L. Gustafson
Secretary/Records Manager

Enclosure

MICROFILMED

MAY 22 1992

HC 01 Box 294 B

Kingston, ID, 83839

March 17, 1992

State of Idaho Department of Water Resources

1301 North Orchard Street, Boise, Idaho, 83720

Attn: Karen L. Gustafson: Re: Permit No. 94-07331

Dear Ms Gustafson,

Enclosed are photographs showing the beneficial use we have made of the water from Spring Creek since the autumn of 1991. These photoraps were taken

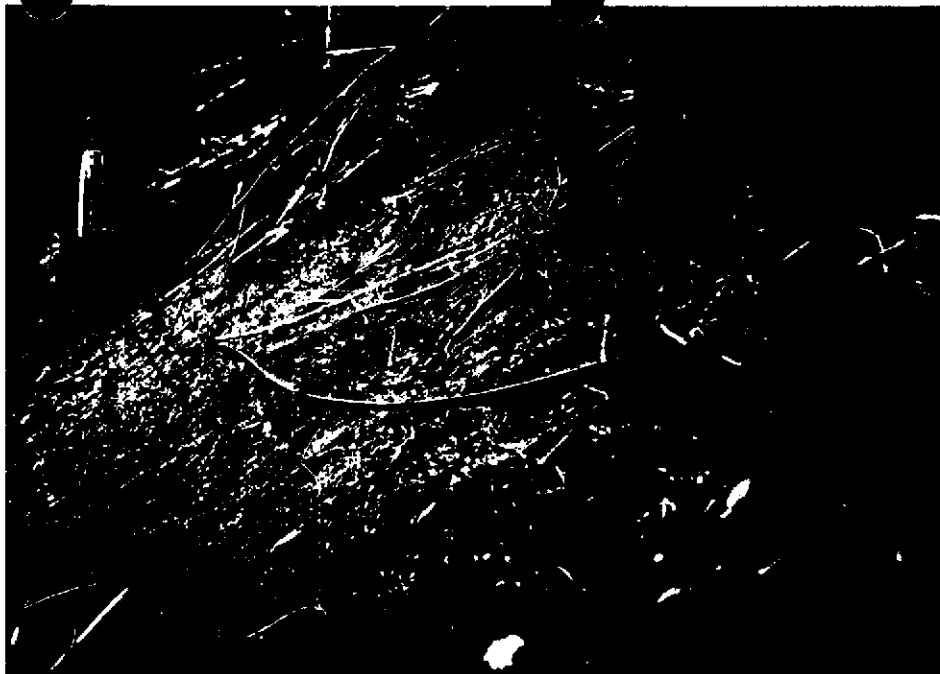
in October, 1991 after many weeks of drought.

#1, looking south, shows the intake of the 1" plastic pipe, in a shallow pool in Spring creek.



#2, looking north, shows Spring creek below the intake--there still is substantial flow.

MAILED
MAY 22 1992



#3 shows the waterline on the surface which is typical as it traverses State ground.



#4 shows a shallow pool in our meadow into which the water runs when it is not being directed through sprinkler lines.

RECEIVED
MAY 22 1992



#5 shows a bed of white pine seedlings
sub-irrigated by the pool shown in #4



#6 shows another of several beds of seedlings.
This one is watered by drip irrigation emitters.

REPROFILMED
MAY 22 1992



#7 shows a bed of blue spruce watered by a perforated hose fed from the 1" plastic pipe



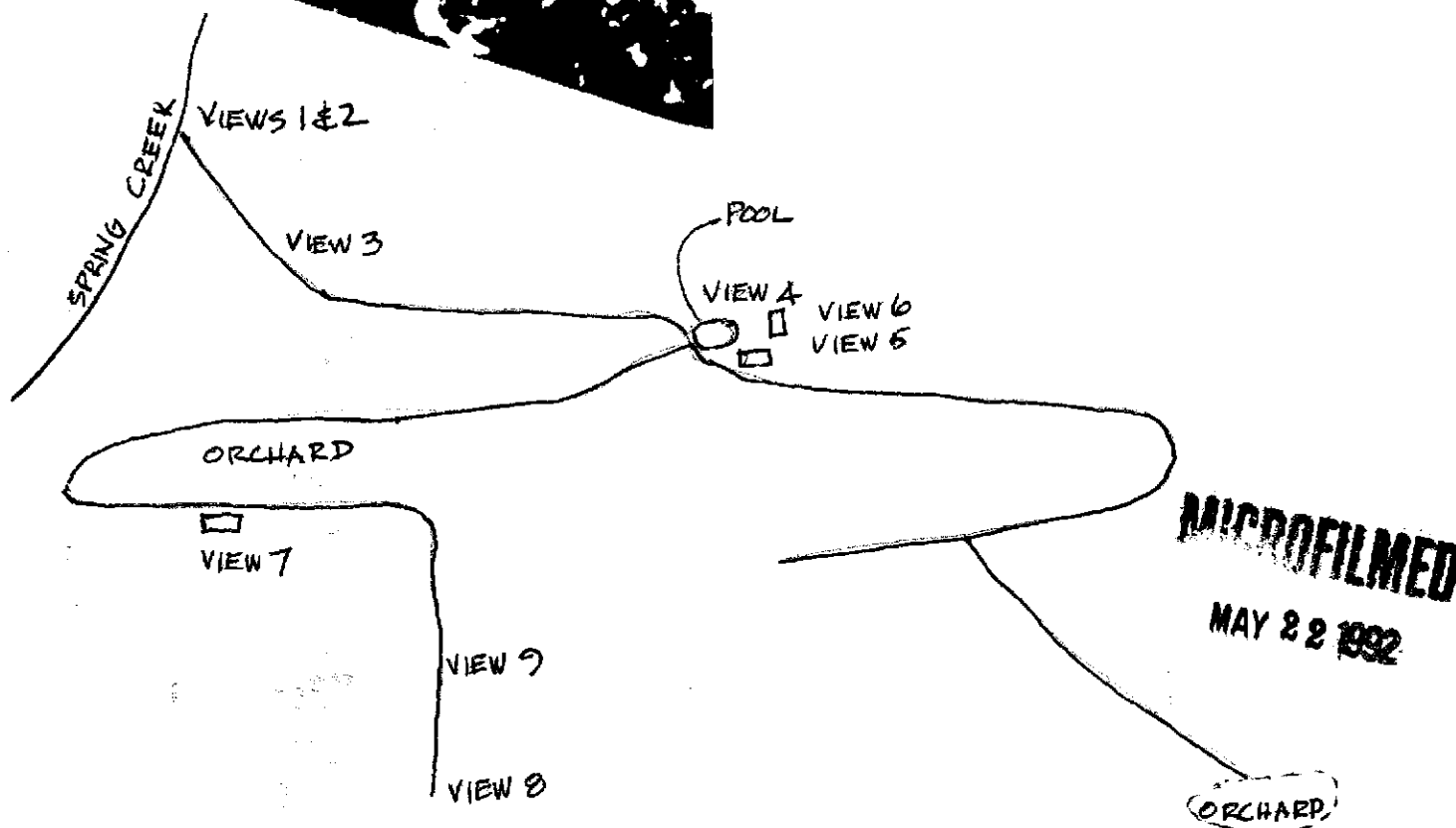
#8 shows the line which waters a row of deciduous trees--oaks, maples, chestnuts, and locust.

MICROFILMED
MAY 22 1992

EMITTER



#9 shows an emitter just above one of the oak trees shown in #8. In summary, we have installed 4,000 feet of 1" plastic pipe which lies on the surface and is laid out thus:



We trust that this information meets the conditions of approval mentioned in your letter of Feb. 28, 1991.

Very truly yours, *RE Dulebohn*
RE Dulebohn

February 28, 1992

RICHARD E. DULEBOHN
HC 01 BOX 294B
KINGSTON ID 83839

PROOF DUE NOTICE

RE: PERMIT NO. 94-07331

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, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

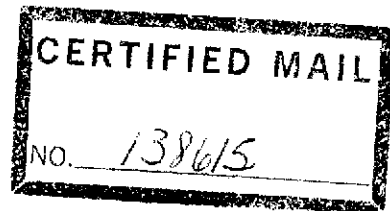
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures



MICROFILMED

MAY 22 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 9, 1991

RICHARD E. DULEBOHN
HC 01 BOX 294B
KINGSTON, ID 83839

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 94-07331

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

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. 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,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

JUL 16 1991

APPLICATION FOR PERMIT REVIEW

Application #: 94-7331
Date: 4-30-91

Reviewer: Pam Skaggs

- ✓ Existing:
 - ✓ No - 26A-P17
 - ✓ Complete in 1 year - P16
 - Yes
 - Proof not submitted - P16
 - Proof submitted - N/A
 - Groundwater:
 - GT. 0.7 cfs - 01G-P03, 01C-P03(existing well)
 - LT. 0.7 cfs - N/A
 - Drilling Permit:
 - Approved w/permit - P99
 - Not included - 046-P23(All GW, even existing wells)
- ✓ Location:
 - ✓ Water Districts
 - Surface water - 005, 005-01H-P01(LT.7 w/pump), 005-01J-P08(GT.7)
 - Groundwater - P05
 - Irrigation Districts - 023
 - Canal Co. Areas - 023
 - Drainage Districts - 024
 - Boise Front (63) - 058 (Groundwater)
 - ✓ Swan Falls Flag
 - Trust - (1, Blank or Other)
 - Non Trust - 051-052-053-P74(Cons.), 041(DCMI, w/Irr or Irr & Dom)
- River Basins:
 - (Surface Water) Water District Control Condition &....
 - Boise (63) - 05A & 11E
 - Payette (65) - 047-P04, 059-P71
 - SNAKE (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)
- Use:
 - Fish Propagation - 06A, 09E-P10 & 010 (WQ/Choose One), 042(req.), 002-P06(MD), 07A(Spec.), 044(Policy 5G)
 - Power - Use Power Review
 - Mining - 06A or 010, 09E-P10 & 054(req.)
 - Storage - 18A-for multiple measuring devices(In WD), 18B-P09(Size)
 - Rec. & Aesthetic - 027(Non-Consumptive)
 - Domestic - 021(restricted areas)
- ✓ Ownership:
 - ✓ Non land owner - 004
- Protested:
 - Agreement - 020
- Minimum Stream Flow:
 - Overlapping uses - 029-P20
- ✓ Beneficial Use Due Date: - 05-01-1992
- ✓ Other Conditions Recommended Outside Agency Approval Condition

APPROVED
MAY 16 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: TDK DATE: 2-19-91 APPLICATION NUMBER: 94-7331

APPLICANT: DULEBOHN

REQUIRED INFORMATION

- (1). (✓) Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
(2). (✓) Source: (See USGS Quad for names of water sources)
(3). (✓) Point of Diversion including county: (10 acre tract, Subd. lot & block)
TDK (4). (✓) Quantity: (flow and/or volume)
(✓) Nature of proposed use: (Include description of use)
(✓) Period of use:
TDK (5). (✓) Total Quantity: (flow and/or volume)
(6). (✓) Description of diverting works:
(7). (✓) Time required for beneficial use of water:
(8). (✓) Proposed uses:
(9). (✓) Place of use or acres irrigated:
(10). (✓) Other Water Rights:
(11). (✓) Ownership:
(13). (✓) Map:
(✓) Signature: (signator title required for corp., partnership, etc)
TDK (✓) Fee: (Amount, receipt number and date recorded on application)
(✓) Acknowledgement Letter:
(✓) Overlap Review: Attachment? (Y) (N) Remarks? (Y) (N)

ADDITIONAL INFORMATION

YES NO

- ✓ Field check required: Field check by:
 ✓ Field report attached:
 ✓ Critical groundwater area:
 ✓ Groundwater management area:
 ✓ Send dam safety information:
 ✓ Send letter for additional fish information:
 ✓ Send letter for additional power information:
 ✓ Within trust water boundary: (Attach Trust Water Supp. Analysis Sheet):
 ✓ Diversion greater than 5 cfs or 500 af, supp. analysis sheet attached:
 ✓ Well drilling permit required:

PROCESSING

YES NO

- ✓ In form for advertising:
 ✓ Statewide advertising: (10.00 cfs or more, 1,000 AFA or more).

Send Copies To

YES NO

- ✓ I.D. H & W
 ✓ I.D. F & G
 ✓ I.D. Lands
 ✓ Adj. Bur.

YES NO

- ✓ U.S. BLM
 ✓ U.S.F.S.
 ✓ W District #
 ✓ G.W. Prot. Div.

YES NO

 ✓ Other

RECEIVED
APR 16 1991

Application Number 94-7331

FINAL REGIONAL PROCESSING REVIEW

YES NO

Additional information received:

~~_____~~ Notice of pending void order issued: Final date of order response.

Comments added

Maps Copied

✓ Affidavit of publication received:

✓ Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

✓ Protests received, Final date for protest

Recommendations attached:

✓ Measuring device required:

✓ Measuring port required:

✓ Water delivered by water master? District #

✓ Special conditions of approval or cover letter: (see additional info. below)

Recommended Date of Priority 2/25/91

Recomended by:

Date _____

STATE OFFICE REVIEW

See remarks for additional information. By _____ Date _____

REMARKS

94-07331

DULEBOHN, RICHARD E.
HC 01 BOX 294B
KINGSTON, ID 83839

Source: SPRING CREEK

Tributary: COEUR D ALENE RIVER, N. FO

Diversion Pt: NWNWNE Sec 35 T 50N R 02E

Use: IRRIGATION (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 2/15/ 1991

In: T50N R02E S26

NWSW

SWSW

SESW

30.0 ACRES TOTAL

RECORDED

JUL 16 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

APPROPRIATION APPLICATION ACKNOWLEDGEMENT

Re: Water Appropriation Application

#

9407331

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, as well as the required appropriation filing fee, for which your Receipt is enclosed. 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.

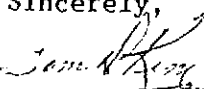
If the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw 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. You will be notified by mail of the Directors decision.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: Receipt

16 1991

MEMORANDUM

TO: FILE

VIA: Robert Haynes - Manager, Northern Regional office.

FM: Tom King - Sr. Water Resource Agent, Northern Region

Date: February 19, 1991

SUBJECT: Appropriation application # 94-7331

=====

I spoke with Mr. Dulebohn on this date, he informed me that he is attempting to change hay fields back into forested land. The irrigation will be by means of a tank on a truck with tree to tree application by bucket. This irrigation is planed only to enable new trees planted in this 30 acre parcel to survive the dry months and not more than four acres of irrigation within the designated area will be attempted during a given year.

Once a tree has established its root system, it will no longer be irrigated. When the entire 30 acre plot is reforested the water right will be abandoned, or possibly used to irrigate a small garden plot.

JUL 16 1991

IDAHO DEPARTMENT OF LANDS

ST. JOE AREA OFFICE
1806 MAIN AVENUE
ST. MARIES, IDAHO 83861
(208) 245-4551

February 6, 1991

STANLEY F. HAMILTON
DIRECTOR

Mr. & Mrs. Richard E. Dulebohn
HC-01 Box 294-B
Kingston, ID 83839

Re: Easement Application, Water Diversion and Pipeline,
Spring Creek, T50N, R2E, S26 & 35, Shoshone County

Dear Mr. & Mrs. Dulebohn:

Since receiving your letter dated December 31, 1990 I have reviewed the matter with staff people in Coeur d'Alene and Boise. We will work with you and other agencies to carry out your project.

It will be necessary to have an on-site inspection. As winter conditions interfere with that, it will be best to wait until spring when access and visibility are improved. You might keep an eye on that and let me know when conditions are good.

Sincerely,

Dean W. Johnson
Dean W. Johnson,
Area Supervisor

DWJ:pm

JUL 16 1991