

Township N° 47 North, Range N° 3 West of

F c E d D



This is a topographic map of the West Dennis area. The map features contour lines indicating elevation, with labels such as 3580, 3600, 3620, 3640, 3660, 3680, 3700, 3720, 3740, 3760, 3780, 3800, 3820, 3840, 3860, 3880, 3900, 3920, 3940, 3960, 3980, 4000, 4020, 4040, 4060, 4080, 4100, 4120, 4140, 4160, 4180, 4200, 4220, 4240, 4260, 4280, 4300, 4320, 4340, 4360, 4380, 4400, 4420, 4440, 4460, 4480, 4500, 4520, 4540, 4560, 4580, 4600, 4620, 4640, 4660, 4680, 4700, 4720, 4740, 4760, 4780, 4800, 4820, 4840, 4860, 4880, 4900, 4920, 4940, 4960, 4980, 5000, 5020, 5040, 5060, 5080, 5100, 5120, 5140, 5160, 5180, 5200, 5220, 5240, 5260, 5280, 5300, 5320, 5340, 5360, 5380, 5400, 5420, 5440, 5460, 5480, 5500, 5520, 5540, 5560, 5580, 5600, 5620, 5640, 5660, 5680, 5700, 5720, 5740, 5760, 5780, 5800, 5820, 5840, 5860, 5880, 5900, 5920, 5940, 5960, 5980, 6000. The map includes a grid with coordinates (116° 45' W, 47° 07' 30" N) and a scale bar. Key features include Charles Butte, Bunnel Creek, Hangman Creek, Conrad Creek, West Dennis, Fairview Knob, and a red stamp reading 'JUL 08 1993'.

JUL 08 1993

ST

August 7, 1977

TO WHOM IT MAY CONCERN:

We wish to enter a protest to the issuing of a water permit to Albert L. Halverson, Box 149, St. Maries, Idaho, Application no. 93-7009 for 0.18 cubic feet per second of water from the unnamed stream tributary of Hangman Creek.

The issuing of this permit would cause extreme hardship on the rest of the ranches along this creek by causing it to dry up sooner than normal, leaving the livestock on these ranches without water for a longer period of time than we now experience. The unnamed stream has been used by many of the area as a source for domestic water and therefore would cause hardships for these people.

We the undersigned believe in the sharing of what water there is equally without water permits to any one individual.

✓ Wayne Berreth

✓ Ronald Crawford

✓ Irene Berreth

✓ Johnnie Berreth

✓ Michael B. Bierce

✓ Arlene Bierce

✓ A E Mc Dermid

✓ Edythe Mc Dermid

✓ Archie H Smith

✓ Wang Smith

✓ Ron Cady

✓ Dorothy Cady

✓ Shirley A. Lacy

✓ Kathy Harvey

✓ Doug Harvey

✓ Glen Harvey

✓ Homer C. Magers

✓ Hannah Magers

✓ James C. Lacy

STAR RT. Box 74

TENSED IDAHO 83870

RECEIVED

AUG 10 1977

Department of Water Resources
Northern District Office

**Halverson applies for
Hangman creek water**

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Albert L. Halverson, Box 149, St. Maries, Idaho has on July 20, 1977 submitted Application No. 93-7009 for a permit to appropriate 0.18 cubic feet per second of water from unnamed stream tributary of Hangman creek by means of pump and pipeline within the Gov. Lot 4 and SE 1/4 NW 1/4, Sec. 4, T43N, R3W, B.M. Benewah County to be used from Jan. 1 to Dec. 31 (0.12 cfs) domestic, (0.02 cfs) stockwater and from March 15, to Nov. 15 (0.04 cfs) for irrigation of 2 acres, within the Gov. Lot 4, Sec. 4, T43N, R3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before August 15, 1977.

C. STEPHEN ALLRED
Director

Published in the St. Maries Gazette Record, St. Maries, Idaho on July 28 and August 4, 1977.
No. 4941 — July 28 - Aug. 4

Affidavit of Publication

STATE OF IDAHO
County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of two issues, the first publication being on the 28th day of July, 1977, and the last on the 4th day of August, 1977.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

JoJane Hammes

Subscribed and sworn to before me this 5th day of August, 1977...

Ora Lyon

Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Albert L. Halverson, Box 149, St. Maries, Idaho has on July 20, 1977 submitted Application No. 93-7009 for a permit to appropriate 0.18 cubic feet per second of water from unnamed stream tributary of Hangman creek by means of pump and pipeline within the Gov. Lot 4 and SE 1/4 NW 1/4 Sec. 4, T43N, R3W, B.M. Benewah County to be used from Jan. 1 to Dec. 31 (0.12 cfs) domestic, (0.02 cfs) stockwater and from March 15, to Nov. 15 (0.04 cfs) for irrigation of 2 acres, within the Gov. Lot 4, Sec. 4, T43N, R3W, B.M.

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No. 4941 — July 28 - Aug. 4

OK
8-5-77
B

MICROFILMED

RECEIVED

AUG 5 1977

Department of Water Resources
Northern District Office

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 93-07009

Priority: July 20, 1977

Maximum Diversion Rate:

0.01 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that ALBERT L HALVERSON

PO BOX 149

SAINT MARIES ID 83861

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 20, 1977; and has submitted Proof of Beneficial Use on March 30, 1988. An examination indicates that the works have a diversion capacity of .010 cfs of water from:

UNNAMED STREAM

tributary to HANGMAN CREEK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NWNW), Sec. 4, Township 43N, Range 03W
BENEWAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

43N 03W 4 Lot 4(NWNW)

CONDITIONS/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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The total combined rate of diversion under this right and Right 93-07041 shall not exceed 0.04 cfs.
6. Domestic use is for 1 home.

UNRECORDED

JUL 08 1993

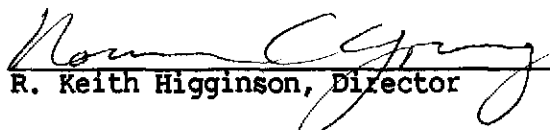
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 93-07009

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 3rd
day of JULY, 1993.

Acting for


R. Keith Higginson, Director

RECEIVED

JUL 08 1993

RECEIVED

MAR 30 1988

For Office Use Only

Fee Received _____

Date _____

Receipt # _____

Receipt by _____

Reviewed by _____

Sent to region _____

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 93-7009

Name(s) of Permit Holder: Albert L Halverson ✓

Post Office Address: PO Box 149 St Maries, Id. 83861 ✓

Telephone No. 245 4045 BUS. 245 2541

Source of Water: A Tributary of HANGMAN Creek Now NAMED
Rorvig Creek ✓

Extent of Use:

Domestic <u>1</u> ✓ (number of households)	Stockwater <u>None yet</u> (number and type of stock)
Irrigation <u>somewhat less than 1</u> (acres)	Other/Remark <u>I wish to reserve the right</u> <u>to cont. to develop under permit # 93,7041</u>

Total rate and/or volume for which proof is submitted ~~1000~~ 1003 cfs ? acre-feet

Show the date water was first diverted and beneficially used under this permit: ~~June 15, 1982~~ June 15, 1982

Measuring Device: Required? Yes ✓ No
Installed? Yes ✓ No

Fee enclosed \$ None Needed for this amount
(See License Examination Fee Schedule)

Flow Measurement Port: Required? Yes ✓ No
Installed? Yes ✓ No

Person to contact to accompany the Department representative during the field examination:

Albert Halverson Home 245 ~~245~~ 245 4045 office 245 4045
(Name) (Telephone Number)

Home PO Box 149 2019 Elm St. Maries (office) 128 S. 2th St Maries
(Address)

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.

JUL 27 1988

3-27-88 Albert L Halverson ✓
r to Signature of Permit Holder (and title, if appropriate)

For Office Use Only
Fee Received <u>15.00</u>
Date <u>2-15-83</u>
Receipt # <u>25906</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
To provide additional time in which to submit
proof of beneficial use on a water right permit

RECEIVED

FEB 11 1983

Department of Water Resources

Albert L. Halverson of Box 149, St. Maries, Idaho 83861
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 93-7009

That under the terms and conditions of said permit, work thereunder was required to be completed on or before

April 1, 19 83.

That he has heretofore performed the following work described under said permit: See
(This must be filled out! If no work has been completed put none.)

Appendix A

Costing \$ \$1347.21

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Because most of the remaining work involves excavation it would be difficult and dangerous to attempt to complete the project by April 1, 1983. In addition, the depressed economy has created a variety of problems for me including not being able to sell timber or my house in town which has necessitated my commuting to my property only on weekends.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to April 1, 19 83.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Albert L. Halverson
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to April 1, 1988.

Signed this 24th day of February, 19 83.

L. Glen Saxton
Chief, Operations Bureau

APPENDIX A

I chose a hydraulic ram pump system after having to revise the conditions of my permit to satisfy protests. I had difficulty finding a suitable ram. The survey work and actual choice of site proved quite difficult. Then 1980 was, for all practical purposes, lost due to Mt. St. Helens and its ash. My land was right in the center of the cloud and it deposited an inch and a half of ash everywhere.

I lost most of the summer of 1981 due to a back injury but was ready and able to put it all together in 1982. Unfortunately we had an unusually late spring and the snow didn't melt until the end of April and the mud didn't dry out until late May. I was able to slash the right-of-way but couldn't get a cat in to rough in the supply pipe route and the drive pipe route until mid June. The drive pipe route dropped 50 feet in 168 feet into an inaccessible part of the creek (the only usable site) and necessitated all future work on the drive pipe route and the ram house at the bottom to be done by hand including all the digging. Hand digging takes a lot of time! I didn't get done until late August and then had trouble with rain.

In mid-September I started the actual installation. I carried 20 90-pound sacks of premix down the drive pipe route by hand, mixed it in a wheelbarrow, by hand, and poured it into a prefab set of forms for the ram house. The ram itself and the exhaust system were set in place at the same time. Eight 21' lengths of 1 $\frac{1}{2}$ " galvanized steel pipe were installed in the hand-dug trench up to the supply reservoir, a 55 gallon drum. It took 500' of temporary 2" supply pipe (rigid 160 lb. test) to reach from the supply reservoir high enough above the reservoir to provide adequate flow from the creek. 500' of delivery pipe was then installed in the same trench up to the supply pipe and then temporarily the rest of the way up the hill. \$1100 spent and I still didn't know if it would work.

APPENDIX A cont.

It took two weeks to get everything adjusted so the pump would pump -- at last-- perpetual motion.

There was still one problem, 200 feet of fairly steep grade between the existing trench and the rest of the prepared right of way for the delivery pipe. I hired a back hoe as a test to see if he could handle the job. It went better than I expected so I started hand covering the plastic pipe (to avoid big rocks that would crush it and we made a deal to do the rest of the digging and covering the next week. Unfortunately that Sunday, October 17 the temperature dropped below freezing and it started snowing and I had to pull it all apart to avoid freezing. I purchased 800' of 2" plastic pipe and other odds and ends to complete the project but the weather has precluded further work.

Identification No. _____

Application No. 93-7009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ALBERT L. HALVERSON Phone: 245-4045
post office address BOX 147, ST. MARIES, ID 83861

2. Source of water supply UNNAMED STREAM which is a tributary of HANGMAN CR.

3. a. Location of point of diversion is GOV LOT 4 NW 1/4 of NW 1/4 of Section 4 Township 43N
Range 3W B.M. BENEWAH County; additional points of diversion if any:
SE 1/4 NW 1/4 SEC 4 T-43N R-3W

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 0.03 for DOMESTIC purpose from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.04 for IRRIGATION purpose from MAR 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for STOCKWATER purpose from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.03 ~~0.07~~ 0.18 cubic feet per second and/or

b. 0.09 acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. PUMP WITH PIPELINE
TO PLACE OF USE

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ _____.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: GOV LOT 4 NW 1/4 of NW 1/4 of Section 4 Township 43N
Range 3W B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 5 HEAD OF HORSES &
BEEF CATTLE

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 510 Halverson

(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
43N	36W	4																	X

Total number of acres to be irrigated 2

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

9. a. Who owns the property at the point of diversion APPLICANT

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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

P.D.

PLACE OF USE

4

T-43N

R-36W

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.

Albert J. Anderson
(Applicant)

Proposed Priority 7-20-77

Received by KK Date 7/20/77 Time 3:00 P
Preliminary check by KK Fee \$ 10.00
Receipted by KK Date 7/20/77 # 5672
Publication prepared by SNH Date 7-20-77
Published in St. Marys Bayeth Record
Publication dates 7-28 + 8-4-77
Publication approved B Date 8-5-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by SNH

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. 93-7009, and said application is hereby APPROVED.

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 April 1, 19 83.
- c. Other: The maximum rate of diversion shall not exceed .003 cubic feet per second.

2. Denial of said application is for the following reasons: _____

Witness my hand this 27TH day of April, 19 78.

Roman C Young
Administrator



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

July 6, 1993

ALBERT L HALVERSON
PO BOX 149
SAINT MARIES ID 83861

RE: WATER RIGHT NO. 93-07009

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson', is written over the typed name.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

JUL 08 1993

WR0749NP
No. L93-07009

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 07/02/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALBERT L HALVERSON PO BOX 149 SAINT MARIES ID 83861 (208) 245-4045	07/20/1977	DOMESTIC	01-01 12-31	0.01 CFS	1.2 AFA
TOTAL DIVERSION:					0.01 CFS	1.2 AFA

Water Source: UNNAMED STREAM

Tributary to: HANGMAN CREEK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.01 CFS

Point(s) of Diversion: T43N R03W S04 Lot 04(NW NW)

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
43N	03W	4	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Pou County: BENEWAH

~~Non-Irrigation Uses: 6/5-RANGE.~~

Remarks: The total combined rate of diversion under this right and
Right 93-07041 shall not exceed 0.04 cfs.
Domestic use is for 1 home.

Dates:	App. Received:	07/20/1977	Priority Date:	07/20/1977
	Proof Due Date:	04/01/1988	Proof Made Date:	03/30/1988
	Exam Made Date:	07/09/1992	Exam Sent to S.O.:	06/08/1993
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 07/02/93 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 93-7009

Date 6-29-93

Brenda Chapman

NAME _____ Yes No ☒ Or Address Change? _____

PRIORITY DATE _____ ☒ Advance? _____ Memo to Advance _____
_____ ☒ Order to Reinstate Needed? _____

SOURCE _____ ☒ Changes? _____ Clarification of Originally
_____ Intended source _____
_____ ☒ Notice of Intent to Void - Source change. _____

P/D _____ ☒ Amendment Needed? _____
_____ ☒ Is Overlap Analysis a Consideration? _____

P/U _____ ☒ Amendment Needed? _____
_____ ☒ Is Overlap Analysis a Consideration? _____

TOTAL CFS _____ -NA- Incorrect Fee for rate recommended?
_____ -NA- Disagree/Measurement NONE DONE
_____ -NA- Pumping Theoretical $(8.8) \times (.70) \times ()$
_____ $(+ [2.31 \times])$
_____ ☒ System Capacity .01
_____ Allowable Amount: .01 permit limit

TOTAL VOLUME _____ Rate/ac _____ AFA Irr. Season _____
_____ Standard Irr. Season _____
_____ Season Recommended _____
_____ ☒ Disagree with Examiner's Calculations?
_____ 1 DOMESTIC = 1.2 AF
_____ ☒ Flow limit: .01 $\times 365 \times 1.9835 = 7.2 > 1.2$

USES _____ ☒ Change(s) in Nature of Use? _____
_____ ☒ Amendment Needed? _____

REMARKS _____ ☒ Multiple P/Ds in 1/4 1/4? _____
_____ ☒ Non-Irr. Uses DOMESTIC
_____ ~~WB1~~ WB1 Special Overlap Condition _____
_____ ☒ Other _____

CONDITIONS _____ ☒ Measuring Devices _____ Dates/Misc _____
_____ ☒ W/Master Control _____ Water Dist _____
_____ ☒ Overlap _____ 7-20-77 App Rec'd _____
_____ ☒ Water Quality _____ 7-9-92 Exam Made _____

COMMENTS:

CFS

Irrigation
Domestic
Stockwater

1.2

AMEND

LICENSE ✓
AMEND

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 10 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 93-07009

1. Owner: Albert Halverson Phone No. 245-4045

Current Address: P.O. Box 149, St. Maries, ID 83861

2. Accompanied by: Albert Halverson EXAM. DATE: 7/9/92

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: unnamed stream tributary to Hangman Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: 93-7041 (permit)

☒ Copies Attached

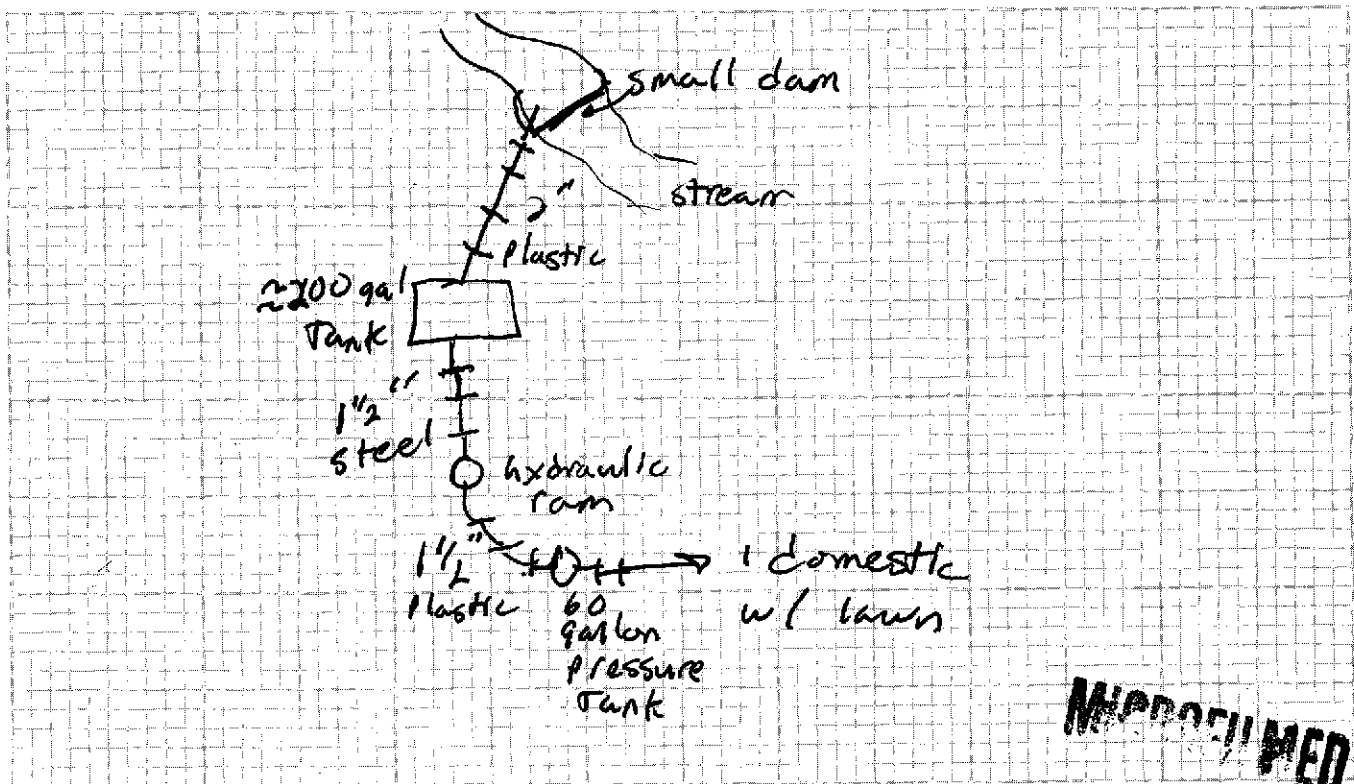
2. Other water rights with same point of diversion: 93-7041 (permit)

☒ Copies Attached

☒ Copies of Field Exam's Attached
same system

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



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JUL 08 1993

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).

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

☒ Photo of Diversion and System Attached See 93-07041 for pictures
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

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

stream is dammed up with a small dam and caught with 1" line which is gravity fed to a 2200 gallon tank. From there, water is fed through 1 1/2" steel to a hydraulic ram which delivers water to a 60 gallon pressure tank and 1 domestic w/lawn.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
hydraulic ram					1 1/2"

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	4		NW	NW	4	43N	03W	Sheridan	Map

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
43N	03W	4																	

Do not use this space

MICROFILMED

JUL 08 1993

Do not use this space

D. FLOW MEASUREMENTS *None* ☐ Additional Data Sheets Attached

1.

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

2. Measurements:

E. FLOW CALCULATIONS ☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: *1 Domestic = 7.003 cfs applied for*

F. PUMP EFFICIENCY DATA (Optional)

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 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

MICROFILMED

1 Domestic w/turn = 1.2 JUL 08 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

- permit 93-07041 is same system for same use. When combined, both should not exceed .04 cfs.

- only one PD

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.003	1.2 AF
Totals:			.003 cfs	1.2 AF

2. Recommended Amendments

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

J. AUTHENTICATION

Field Examiner's Name

Robert Knoblock

Signature

Robert Knoblock

Certification Date

Field Report Preparation Date

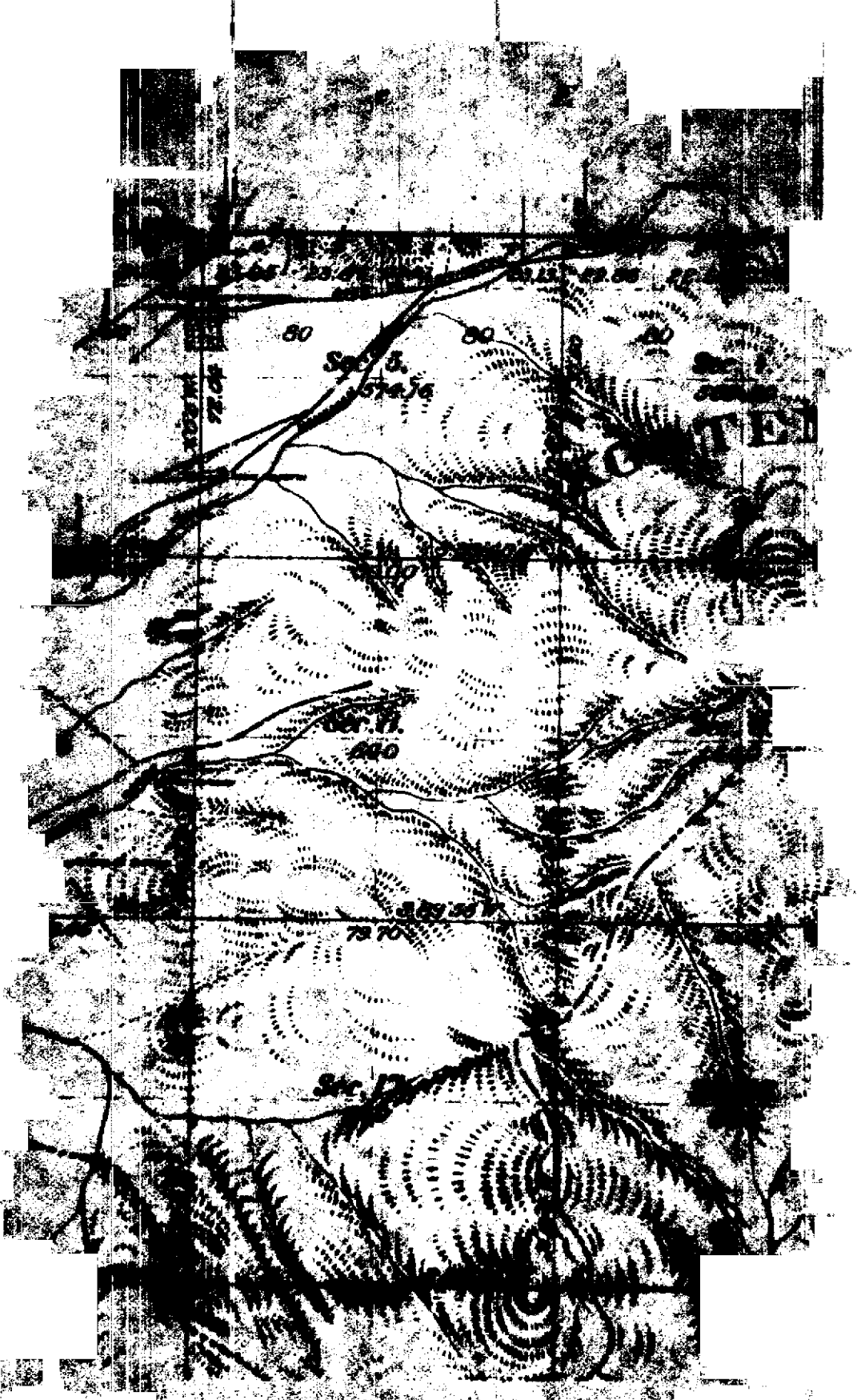
7/13/92

CONSULTANT SEAL

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

NOT RECORDED

JUL 08 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 9 • 4055 Government Way • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 5, 1988

Mr. Albert Halverson
P. O. Box 149
St. Maries, Id. 83861

Re: 93-7009

Dear Mr. Halverson:

We acknowledge receipt of your statement of completion of water development use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

TDK/pms

MAIL ROOM

JUL 27 1988

Celebrate
IDAHO
1890 • CENTENNIAL • 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 93-7009

Date: 7-12-88

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
Y Proof received timely
_____ Reinstated

Source of Water:

Y Surface water
N/A Groundwater
_____ 1. well log in file
_____ 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks: Proj acceptable

N/A Priority Calculation:

Date proof received	_____	_____
Date proof due	_____	+
No. of days late	_____	=
Priority date	_____	+
NEW PRIORITY DATE	_____	=

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

138291
CERTIFIED MAIL
January 31, 1988

HALVERSON, ALBERT L.
P.O. BOX 149
SAINT MARIES, ID 83861

PROOF DUE NOTICE

RE: Permit No. 93-7009

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 April 1, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECORDED

JUL 27 1988



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

July 21, 1986

Albert L. Halverson
P.O. Box 140
St. Maries, ID 83861

Re: Permit No. 93-7009 and 93-7041

Dear Mr. Halverson:

The commencement of works card for Permit No. 93-7041 which you completed and submitted to this office has been received.

Pursuant to our telephone conversation on July 18, 1986, both permits will remain active until completion of works is due. With the extension of time which was granted for Permit No. 93-7009, both permits require that construction be completed by 1988.

After completion of works, a representative of the department will examine your diversion system. One examination should be conducted for both permits.

Sincerely,

A handwritten signature in cursive script, reading "Gary Spackman", is written over the typed name.

GARY SPACKMAN
Supervisor, Water Allocation Section

1s

cc: Northern Region

RECEIVED

JUL 27 1988

SO JOE SOCIAL SERVICES

Albert L. Halverson M.S.W. L.C.S.W.

P.O. Box 149

ST. MARIES, IDAHO 83861

Phone 208-245-4045

RECEIVED

JUL 17 1988

Idaho Dept of Water Resources
Statehouse
Boise Idaho 83720

Department of Water Resources

Dear Sirs:

re Permit # 93-7041

Attached is the blue card for permit # 93-7041 together with copies of the extension of permit # 93-700 and appendix A (a detailed account of progress through April of 1983). Since that time I have constructed a permanent enclosed reservoir and completed the system to the point of a pressure tank and temporary connections to our domestic use. I am in the process of putting together a saw mill & intend to start on the house as soon as the saw mill is working.

Permit 93-7041 supersedes
Permit 93-7009 as it
allows a more reasonable
amount of water diversion

ALBERT L. HALVERSON

JUL 21 1988

APPENDIX A

I chose a hydraulic ram pump system after having to revise the conditions of my permit to satisfy protests. I had difficulty finding a suitable ram. The survey work and actual choice of site proved quite difficult. Then 1980 was, for all practical purposes, lost due to Mt. St. Helens and its ash. My land was right in the center of the cloud and it deposited an inch and a half of ash everywhere.

I lost most of the summer of 1981 due to a back injury but was ready and able to put it all together in 1982. Unfortunately we had an unusually late spring and the snow didn't melt until the end of April and the mud didn't dry out until late May. I was able to slash the right-of-way but couldn't get a cat in to rough in the supply pipe route and the drive pipe route until mid June. The drive pipe route dropped 50 feet in 168 feet into an inaccessible part of the creek (the only usable site) and necessitated all future work on the drive pipe route and the ram house at the bottom to be done by hand including all the digging. Hand digging takes a lot of time! I didn't get done until late August and then had trouble with rain.

In mid-September I started the actual installation. I carried 20 90-pound sacks of premix down the drive pipe route by hand, mixed it in a wheelbarrow, by hand, and poured it into a prefab set of forms for the ram house. The ram itself and the exhaust system were set in place at the same time. Eight 21' lengths of $1\frac{1}{2}$ " galvanized steel pipe were installed in the hand-dug trench up to the supply reservoir, a 55 gallon drum. It took 500' of temporary 2" supply pipe (rigid 160 lb. test) to reach from the supply reservoir high enough above the reservoir to provide adequate flow from the creek. 500' of delivery pipe was then installed in the same trench up to the supply pipe and then temporarily the rest of the way up the hill. \$1100 spent and I still didn't know if it would work.

COPIES
ORIGINALS
FILMED.

APPENDIX A cont.

It took two weeks to get everything adjusted so the pump would pump -- at last-- perpetual motion.

There was still one problem, 200 feet of fairly steep grade between the existing trench and the rest of the prepared right of way for the delivery pipe. I hired a back hoe as a test to see if he could handle the job. It went better than I expected so I started hand covering the plastic pipe (to avoid big rocks that would crush it and we made a deal to do the rest of the digging and covering the next week. Unfortunately that Sunday, October 17 the temperature dropped below freezing and it started snowing and I had to pull it all apart to avoid freezing. I purchased 800' of 2" plastic pipe and other odds and ends to complete the project but the weather has precluded further work.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

RECEIVED

To provide additional time in which to submit
proof of beneficial use on a water right permit

FEB 11 1983

Department of Water Resources

Albert L. Halverson of Box 149, St. Maries, Idaho 83861
(Name) (Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriation of the Public Water of the State of Idaho No. 93-7009RECEIVED
JUL 17 1988That under the terms and conditions of said permit, work thereunder was required to be completed on or before
April 1, 19 83
Department of Water ResourcesThat he has heretofore performed the following work described under said permit: See
(This must be filled out! If no work has been completed put none.)

Appendix A

Costing \$ 31347.21

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit:

Because most of the remaining work involves excavation it would be difficult and dangerous to attempt to complete the project by April 1, 1983. In addition, the depressed economy has created a variety of problems for me including not being able to sell timber or my house in town which has necessitated my commuting to my property only on weekends.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to April 1, 19 88.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Albert L. Halverson
(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to April 1, 1988.

Signed this 24th day of February, 19 83

A. Glen Saxton
Chief, Operations Bureau

February 25, 1983

Albert L. Halverson
Box 149
St. Maries, ID 83861

Dear Mr. Halverson:

Re: Permit No. 93-7009

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use postcard is extended to April 1, 1988.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enc: Extension of Time



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

EXTENSION OF TIME

February 15, 1983

Albert L. or Cheryl D. Halverson
Box 149
St. Maries, ID 83861

PERMIT NO. 93-7009, Albert L. Halverson

We are in receipt of the \$15 extension fee for Extension(s) of Time to provide additional time in which to submit proof of beneficial use on a water right permit.

Your request for extension(s) of time is being reviewed by staff. You will be informed of our decision when review has been completed.

Enclosed is our receipt No. 25906.

Roberta Garrett
Records Supervisor

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

HALVERSON, ALBERT L.
P.O. BOX 149
SAINT MARIES, ID 83861

138271

PROOF DUE NOTICE

JANUARY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 93-7009 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE APRIL 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

April 28, 1978

Re: Permit No. 93-7009

Albert L. Halverson

Box 149

St. Maries, ID 83861

Dear Mr. Halverson:

Enclosed is a copy of your approved Application for Permit No 93-7009 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON

Chief, Operations Bureau

LGS:kw

Enclosure

5-1-78

3/4/78
To Whom it may concern:

We wish to withdraw our protest
to the issuance of a water permit from
the unnamed stream a tributary of
Hargman Creek.

The application number is 93-7009.

✓ Bob Cady
✓ Dorothy Cady
✓ Homer C Mager
✓ Hannah Mager

RECEIVED

MAR 9 1978

Department of Water Resources
Northern District Office

Al Salverson
PO 149
ST MARIES, ID 83861

MICROFILMED

We the undersigned hereby withdraw our
objections to the issuance of Application
for Permit No 93-7009 as amended

3-1-78

- ✓ James C. Lacy ✓
- ✓ Boulder Camp ✓
- ✓ Shirley A. Lacy ✓
- ✓ Kathy Harvey ✓
- ✓ Doug C. Harvey ✓
- ✓ Edythe McDermid ✓
- ✓ Arlene Biese ✓
- ✓ Michael B. Biese ✓
- ✓ Wanda Smith ✓
- ✓ A.E. McDermid ✓
- ✓ Wayne Berreth ✓
- ✓ Archie Smith ✓
- ✓ Irene Berreth ✓
- ✓ Johnnie Berreth ✓

RECEIVED

93-7009 - Albert L Halverson

Conference Room, Kootenai County Extension Building, Coeur d'Alene, Idaho

March 1, 1978 - 10:00 am

ROSTER OF ATTENDANCE

Name	Address	Representing
Al Halverson	PO 149 St. Maries Id	Myself
AE McDermid	Star Rt Tensed Id.	"
Arlene V. Bessie	Star Route Tensed Id.	"
Edythe McDermid	St Rt. Tensed Id.	"
Irene Berreth	Star Rt Tensed Id.	"
Shirley A. Lacy	Star Rt. Tensed Id.	"
James A. Lacy	" " " "	"
Johnnie Perrett	" " " "	"
Wayne Berreth	" " " "	"
Archie Crawford	" " " "	"
Archie Smith	" " " "	"
Wanda Smith	" " " "	"
Kathy Harney	St Rt Box 94 Tensed Id.	myself and Douglas and Sten Harney
P.J. Lacy	Star Rt Tensed, Id.	myself

FROM *Glen*DATE *4-26-77*TO *File 93-7009*SUBJECT *Withdrawal of Protest*

Even tho *Glen Harvey* did not sign a withdrawal of protest, *Kathy Harvey* represented his interests at the conference and her withdrawal of protest should be considered sufficient for his interests. (Per Dept's atty *4-26-78*)

MICROFILMED

JLH

SIGNATURE

NAME AND ADDRESS OF SENDER

Indicate type of mail
☐ INSURED ☐ C. O. D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.

POSTMARK AND DATE OF RECEIPT

POD Form 3877-A—July 1958

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	DUE SENDER IF C. O. D.	ENDORSEMENT	R. R. FEE	S. D. FEE	S. H. FEE?	RESTRICTED DELIVERY FEE
1	13141 Albert L Halverson, Box 149, St Maries, Id 83861	13	60			25			
2	13142 Wayne, Irene & Johnnie Berreth, Star Rt, Tensed, Id								
3	13143 R Crawford, Star Rt, Tensed, Id								
4	13144 Michael B & Arlene Bierce, Star Rt, Tensed, Id								
5	13145 A.E. & Edythe McDermed, Star Rt, Tensed, Id								
6	13146 Archie H & W.N. Smith, Star Rt, Tensed, Id								
7	13147 Dou & Dorothy Cady, Star Rt, Tensed, Id								
8	13148 James C & Shirley A Lacy, Star Rt, Tensed, Id								
9	13149 Doug, Glen, & Kathy Harvey, Star Rt, Tensed, Id								
10	13150 Homer & Hannah Magers, Star Rt Box 74, Tensed, Id								
11									
12									
13									
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18									
19									
20									
TOTAL NUMBER OF PIECES LISTED BY SENDER		TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE		POSTMASTER, PER (Name of receiving employee)		1 Mark "F" if "Fragile," "P" if "Perishable," "E" if "Eggs," "EH" if "Eggs for Hatching," "B" if "Butter," "PL" if "Fragile-Liquid," and "FLD" if "Fragile-Liquid—This Side Up." Special-handling charges apply only to fourth-class parcels. Special-delivery service also includes special-handling service.			

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protest against Approval)
of Application for Permit No. 93-7009)
in the name of Albert L Halverson)

NOTICE OF CONFERENCE
AND/OR HEARING

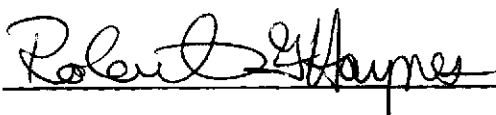
On July 20, 1977, Albert L Halverson filed with the Department of Water Resources an application to appropriate the public waters of the State of Idaho. The Department received protests against approval of said applications on August 10, 1977, from Wayne Berreth, R. Crawford, Irene Bereth, Johnnie Bereth, Michael B Bierce, Arlene Bierce, A.E. McDermed, Edythe McDermed, Archie H Smith, W.N. Smith, Dou Cady, Dorothy Cady, Shirley A Lacy, James C Lacy, Kathy Harvey, Doug Harvey, Glen Harvey, Homer C. Magers & Hannah Magers.

The Department has set the matter of protest for conference and/or hearing for Wednesday, March 1, 1978, at 10:00 am, in the Conference Room of the Kootenai County Extention Building, Coeur d'Alene, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings therof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 1 day of February 1978.



ROBERT G. HAYNES, P.E.
Regional Supervisor

February 1, 1978

Kootenai County Cooperative Extension Service
North Government Way
Coeur d'Alene, Id 83814

Dear Madam,

This is to confirm the reservation for conference and/or hearing to be held
in your meeting room by this office on Wednesday, March 1, 1978, at 10:00 am.

Thank you for your cooperation in this matter.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:ab

RECEIVED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 10, 1977

Re: Application for Permit No. 93-7009 - Halverson

Albert L. Halverson
Box 149
St. Maries, ID 83861

Dear Mr. Halverson:

Enclosed is a copy of a protest filed against the issuance of a permit pursuant to your Application No. 93-7009. The Department suggests you contact the protestants directly in an effort to determine the nature of the protests, and to attempt to resolve the protests.

If you do not advise us within twenty (20) days that the protests have been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Sincerely,



ROBERT G. HAYNES, P. E.
Regional Supervisor

RGH/sdw

Enclosure

August 7, 1977

TO WHOM IT MAY CONCERN:

We wish to enter a protest to the issuing of a water permit to Albert L. Halverson, Box 149, St. Maries, Idaho, Application no. 93-7009 for 0.18 cubic feet per second of water from the unnamed stream tributary of Hangman Creek.

The issuing of this permit would cause extreme hardship on the rest of the ranches along this creek by causing it to dry up sooner than normal, leaving the livestock on these ranches without water for a longer period of time than we now experience. The unnamed stream has been used by many of the area as a source for domestic water and therefore would cause hardships for these people.

We the undersigned believe in the sharing of what water there is equally without water permits to any one individual.

RECEIVED

AUG 10 1977

Department of Water Resources
Northern District Office

**Halverson applies for
Hangman creek water**

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Albert L. Halverson, Box 149, St. Maries, Idaho has on July 20, 1977 submitted Application No. 93-7009 for a permit to appropriate 0.18 cubic feet per second of water from unnamed stream tributary of Hangman creek by means of pump and pipeline within the Gov. Lot 4 and SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 4, T43N, R3W, B.M. Benewah County to be used from Jan. 1 to Dec. 31 (0.12 cfs) domestic, (0.02 cfs) stockwater and from March 15, to Nov. 15 (0.04 cfs) for irrigation of 2 acres, within the Gov. Lot 4, Sec. 4, T43N, R3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before August 15, 1977.

C. STEPHEN ALLRED
Director

Published in the St. Maries
Gazette Record, St. Maries, Idaho
on July 28 and August 4, 1977.
No. 4041 - July 28 - Aug. 4

✓ Wayne Berreth
✓ Leander Crawford
✓ Gene Berreth
✓ Johnnie Berreth
✓ Michael B. Bierce
✓ Arlene Bierce
✓ A E Mc. Dermid
✓ Edythe Mc. Dermid
✓ Archie H. Smith
✓ Wana M. Smith
✓ Don Cady
✓ Dorothy Cady
✓ Shirley A. Lacy
✓ Betty Haney
✓ Doug Haney
✓ Helen Haney
✓ Homer C. Magers
✓ Hannah Magers
✓ James C. Lacy

STAR RT. Box 74
TENSED IDAHO 83876

August 11, 1977

Sent following form letter of receipt of protest to the following people.

Wayne Berreth
R. Crawford
Irene Berreth
Johnnie Berreth
Michael B. Bierce
Arlene Bierce
A. E. McDermed
Edythe McDermed
Archie H. Smith
W. N. Smith
Dou Cady
Dorothy Cady
Shirley A. Lacy
James C. Lacy
Kathy Harvey
Doug Harvey
Glen Harvey
Homer C. Magers
Hannah Magers



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 11, 1977

RE:

Dear

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant. The Department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protes.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application for permit (Section 42-203, Idaho Code):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

If this office can be of further assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RECEIVED
AUG 14 1977
WATER RESOURCES

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

JoJane Hammes, being first duly sworn on oath, deposes and says that she is co-publisher and business manager of the St. Maries Gazette Record, a weekly newspaper printed and published at St. Maries, Benewah County, State of Idaho; the St. Maries Gazette Record is a newspaper having general circulation in Benewah county, State of Idaho, and has been continuously and uninterruptedly published in Benewah County, State of Idaho, during a period of more than seventy-eight consecutive weeks prior to the first publication of the notice of advertisement hereon.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of two issues, the first publication being on the 28th day of July, 1977 and the last on the 1st day of August, 1977.

That said newspaper was regularly distributed to its subscribers during the time of the same period; that said notice was published in the regular and entire issue of said paper.

JoJane Hammes

Subscribed and sworn to before me this 5th day of August, 1977...

Cia Lyon

Notary Public in and for Benewah County, Idaho
Residing at St. Maries, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Albert L. Halverson, Box 149, St. Maries, Idaho has on July 20, 1977 submitted Application No. 93-7009 for a permit to appropriate 0.18 cubic feet per second of water from unnamed stream tributary of Hangman creek by means of pump and pipeline within the Gov. Lot 4 and SE 1/4 NW 1/4 Sec. 4, T43N, R3W, B.M. Benewah County to be used from Jan. 1 to Dec. 31 (0.12 cfs) domestic, (0.02 cfs) stockwater and from March 15, to Nov. 15 (0.04 cfs) for irrigation of 2 acres, within the Gov. Lot 4, Sec. 4, T43N, R3W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before August 15, 1977.

C. STEPHEN ALLRED
Director

Published in the St. Maries Gazette Record, St. Maries, Idaho on July 28 and August 4, 1977.
No. 4941 - July 28 - Aug. 4

OK
8-5-77
[Signature]

Department of Water Resources
Northern District Office



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephan Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 21, 1977

RE: Application No. 93-7009 ✓

St Maries Gazette Record
PO Box 367
St Maries Id 83861

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill received
8-5-77
B

MICROFILMED

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Box 149, St. Maries, ID.

has on July 20, 1977 submitted Application No. 93-7009

for a permit to appropriate 0.18 cubic feet per second ~~XXXXXX XXXXX XXXXX XXXXX~~

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by means of pump and pipeline

within the Gov. Lot. 4 ~~XXXXXX~~ & SE 1/4, Sec. 4, T43N, R3W. B.M. Benewah County

to be used from Jan 1, to Dec. 31 (0.12 cfs) domestic, (0.02cfs) stockwater and

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