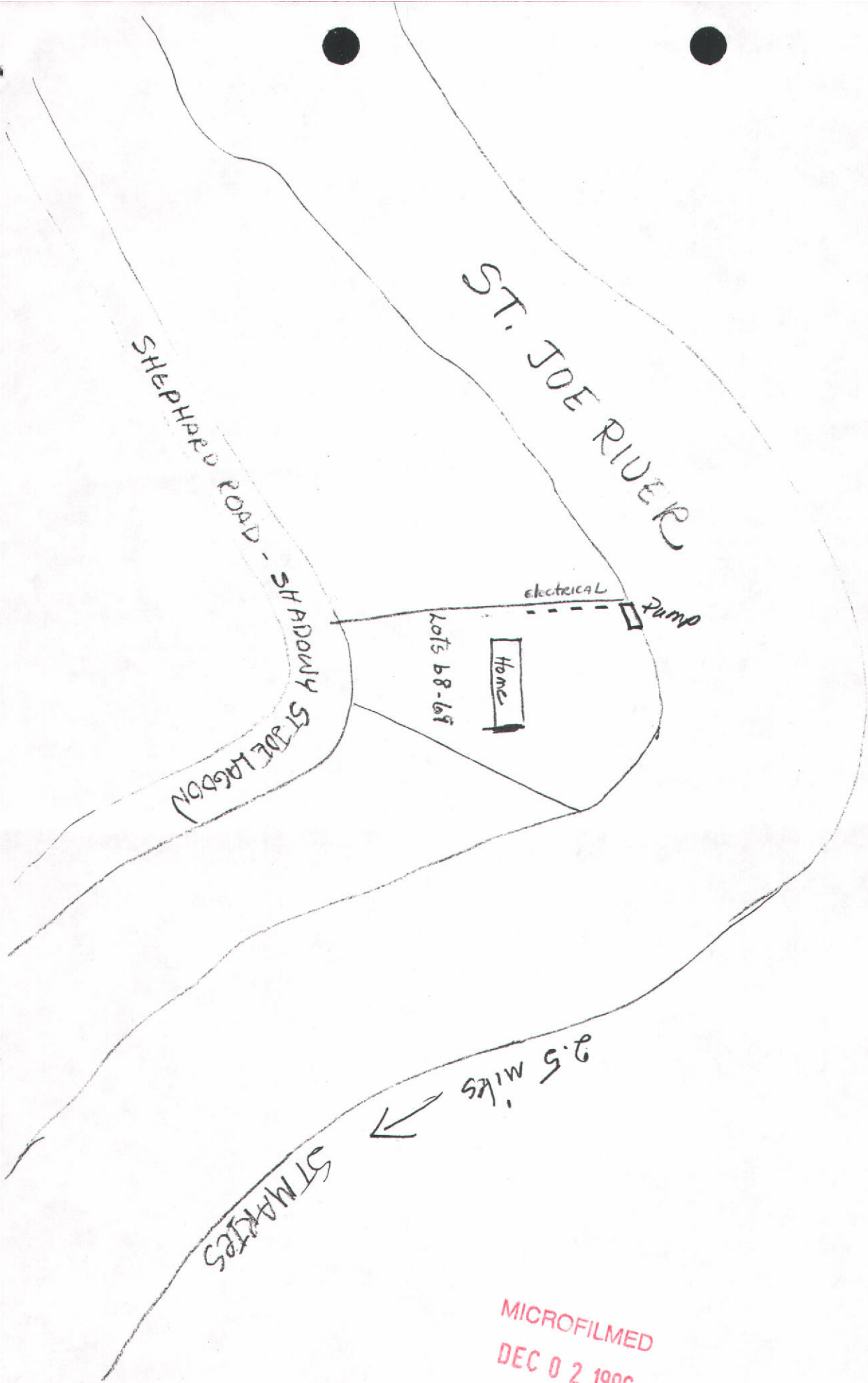


JACK BUELL
LOTS 68-69
SEC 16 46N 2 WEST (NE 1/4 SW 1/4) G.L. 4
BENEFIT COUNTY

APPLICATION FOR PERMIT



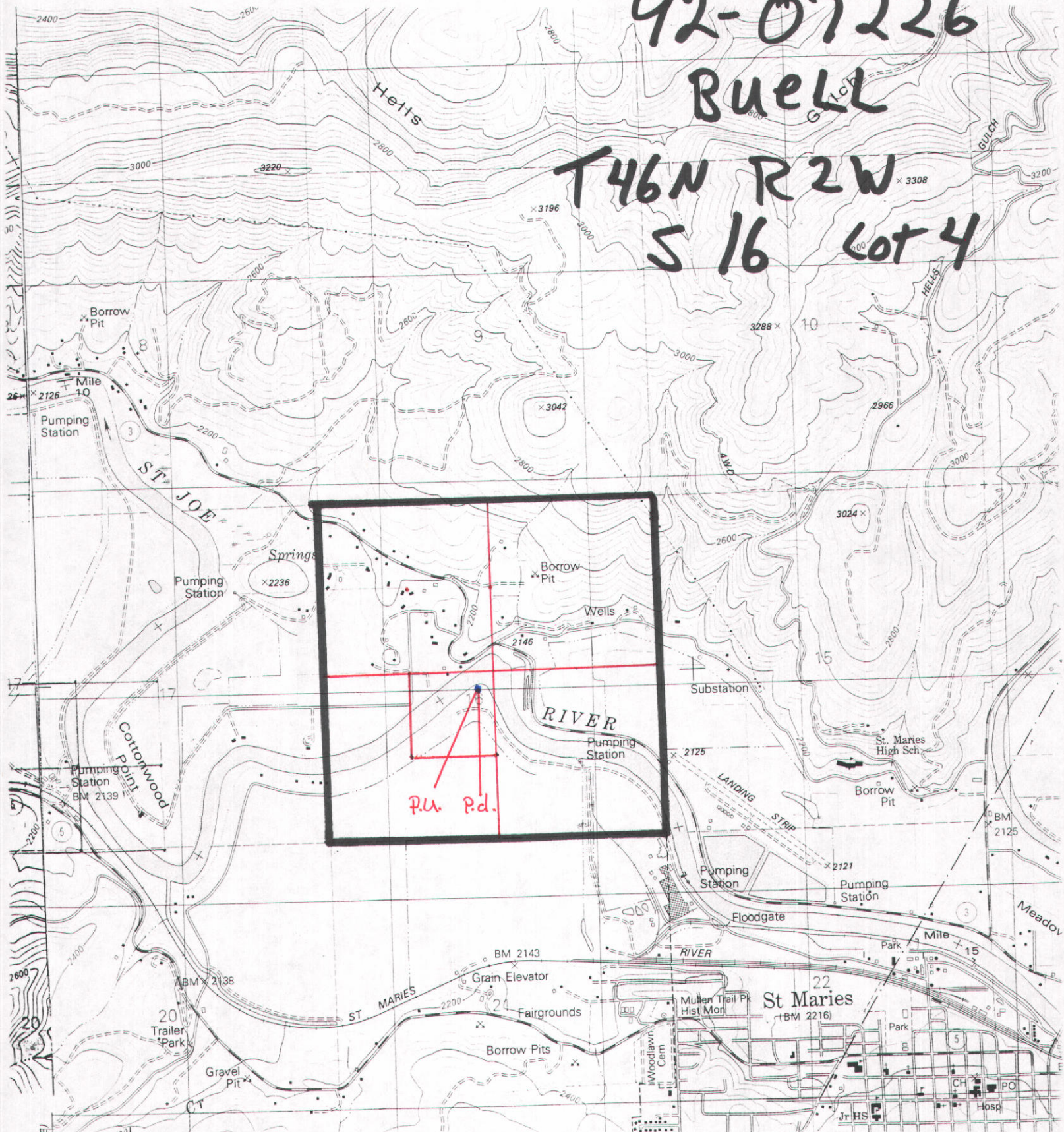
MICROFILMED
DEC 02 1996

92-07226

BUELL

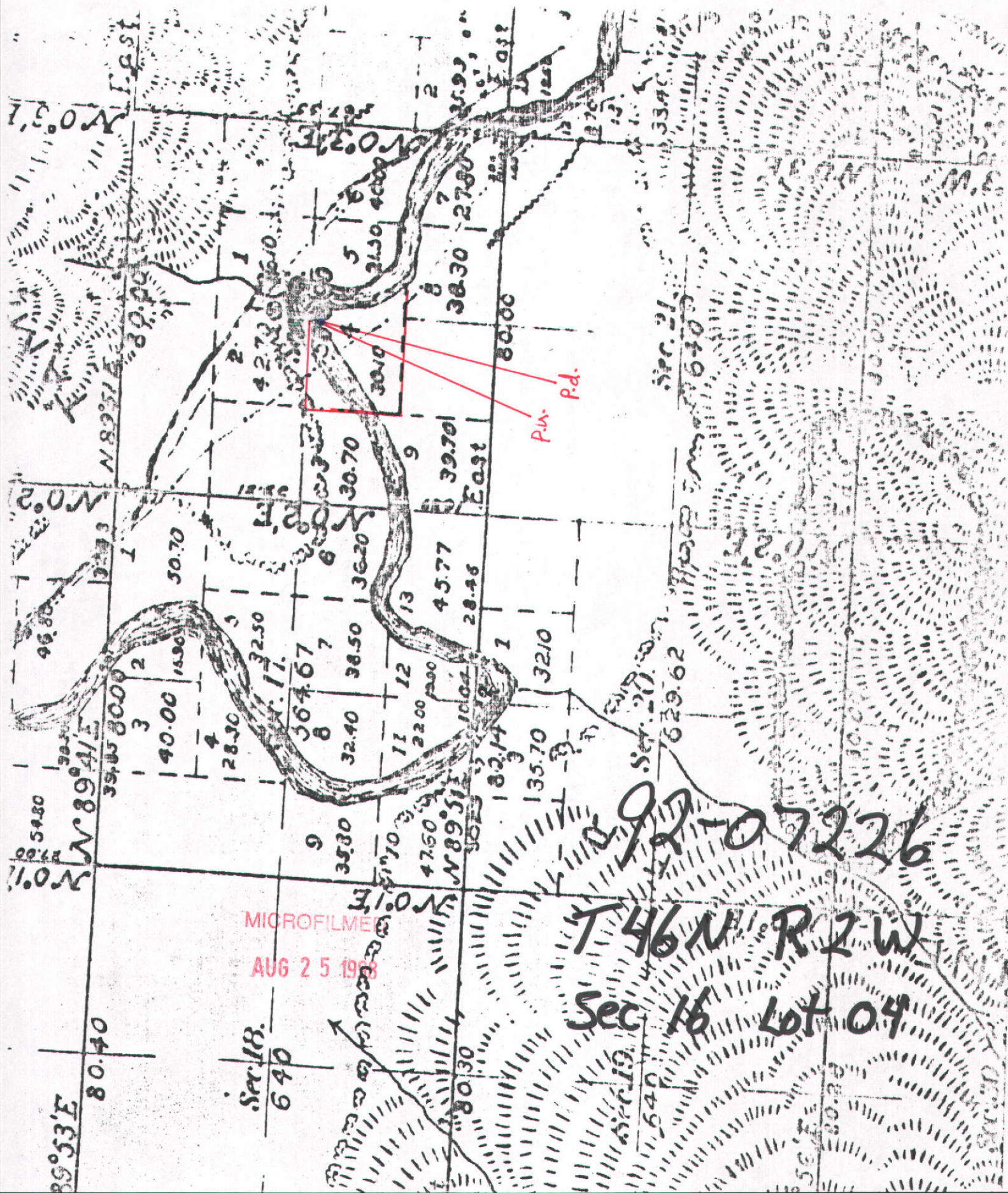
T46N R2W

S 16 Lot 4



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AUG 25 1998



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AUG 25 1968

092-07226
T 46 N R 2 W
Sec 16 Lot 04

Ser. 18.
640

Ser. 19.
640

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

92-07226

PHOTOGRAPHS



Point of diversion

pump



Place of use



Place of use

MICROFILMED

AUG 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #92-07226

PHOTOGRAPH

PLACE OF
USE



MICROFILMED
AUG 25 1998

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 92-07226

Priority: August 20, 1996

Maximum Diversion Rate:
Maximum Diversion Volume:

0.04 CFS
9.9 AF

This is to certify, that JACK A BUELL
318 HIGHLAND DR
ST MARIES ID 83861

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 20, 1996; and
has submitted Proof of Beneficial Use on October 16, 1997. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

ST. JOE RIVER

tributary to COEUR D ALENE LAKE

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	0.04 CFS	9.9 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NESW), Sec. 16, Township 46N, Range 02W
BENEWAH 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>
46N	02W	16	Lot 4(NESW)	3.3		3.3

Total number of acres irrigated: 3.3

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 shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

316 2 5 1998

State of Idaho
Department of Water Resources

Water Right License

WATER RIGHT NO. 92-07226

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 11th
day of JUNE, 1998.


KARL J. DREHER, Director

MICROFILMED

AUG 23 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 16 1997

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 92-07226 Telephone No. 208-245-3274

2. Name(s) of Permit Holder(s): JACK A. BUELL

3. Mailing Address: 318 Highland Drive, St. MARIES, ID 83861

4. Source of Water: St. Joe River If GROUNDWATER (well), Date Drilled: mo. ____ / yr. ____

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

b. **OPTIONAL:**

Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

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

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

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

6. Total rate of diversion and/or volume for which proof is submitted: 0.12 cfs OR _____ acre feet

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

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

Measuring Device: Is a measuring device required?

Yes ____ or No ☒

Has the measuring device been installed?

Yes ____ or No ☒

Flow Measurement Port: Is a flow measurement port required?

Yes ____ or No ☒

Has the measurement port been installed?

Yes ____ or No ☒

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: JACK A. BUELL Telephone Number: 208-245-3274

Address: 318 Highland Drive, St. MARIES ID 83861

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

Signature of permit holder: *Jack A. Buell* Date: 10/14/97
(include your title, if on behalf of company or organization)

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DEC 1 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water
NO. 92-07226

Proposed Priority: August 20, 1996

Maximum Diversion Rate:

0.12 CFS

This is to certify, that **JACK A BUELL**

318 HIGHLAND DR

ST MARIES ID 83861

has applied for a permit to appropriate water from:

ST JOE RIVER

tributary of COEUR D ALENE LAKE

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 11/15

0.12 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NESW), Sec. 16, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

46N 02W 16

Lot 4(NESW) 4.0

4.0

Total number of acres irrigated:

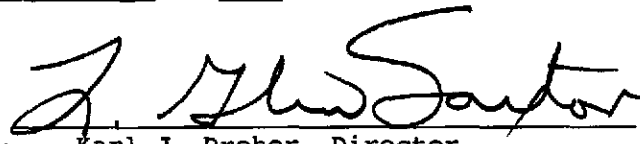
4.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1997.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.

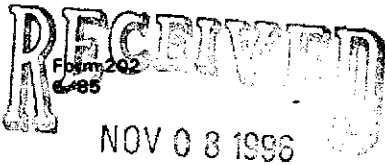
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

20th day of November, 1996.


for Karl J. Dreher, Director

MICROFILMED

DEC 02 1996

Ident. No. 92-07226

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant JACK A. BUELL Phone 208-245-3274Post office address 318 Highland DRIVE, ST MARIES ID. 838612. Source of water supply (St Joe River) SHADOWY ST JOE Lagoon 1st ADD LOTS 68-69 which is a tributary of Coccard Lake3. Location of point of diversion is NE 1/4 of SW 1/4, Govt. Lot 4Sec. 16 Township 46 N Range 2 West B.M. Beneva Co. County; additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .12 for IRRIGATION purposes from MARCH 15 to NOV 15 (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)5. Total quantity to be appropriated is (a) .12 cfs and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 3.5 HP Pump, 2.5" pvc
water intake line 40' beyond OHWM - pump + pipeline to be
Removed during high water, protected with a circuit protectorb. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total
reservoir capacity NA acre-feet; period of year when water will be diverted to storage:
NA to NA inclusive.c. Proposed well diameter is NA inches; proposed depth of well is NA feet.d. Is ground water with a temperature of greater than 90°F being sought? NO

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

1 yr years (minimum 1 year).MICROFILMED
DEC 02 1996

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

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

b. Stockwatering; list number and kind of livestock. NA

c. Municipal; show name of municipality. NA

d. Domestic; show number of households. ONE

e. Other; describe fully.

9. Description of place of use:

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

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

46N 2W 16

4
4
4

Total number of acres to be irrigated

4

10. Describe any other water rights used for the same purposes as described above.

11. a. Who owns the property at the point of diversion? State Dept of Lands

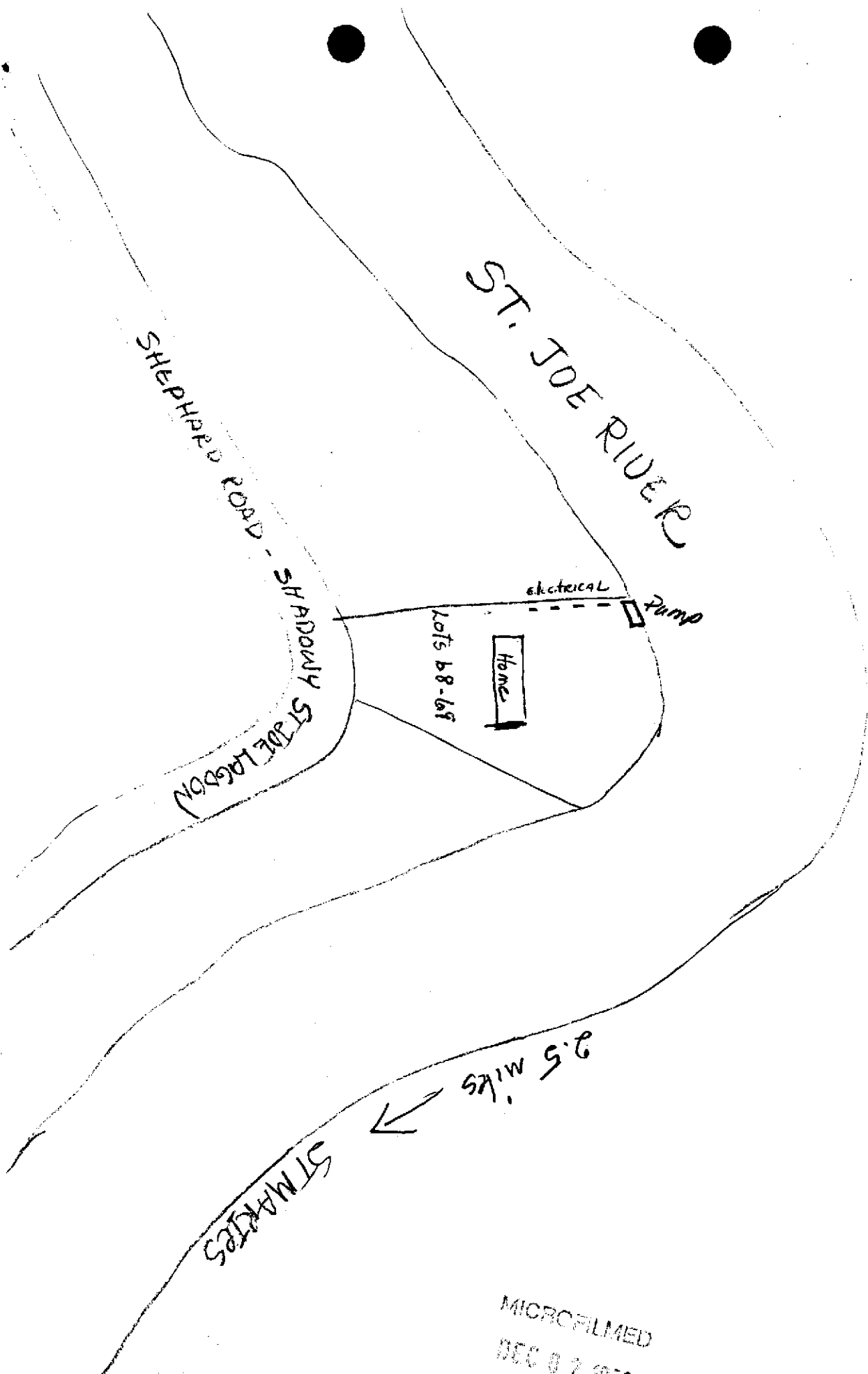
b. Who owns the land to be irrigated or place of use? SAK BUELL

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

12. Remarks:

JACK BUELL
LOTS 68-69
SEC 16 46N 2WEST (NE 1/4 SW 1/4) G.L. 4
BENEFIT COUNTY

APPLICATION FOR PERMIT



MICROFILMED
DEC 02 1968

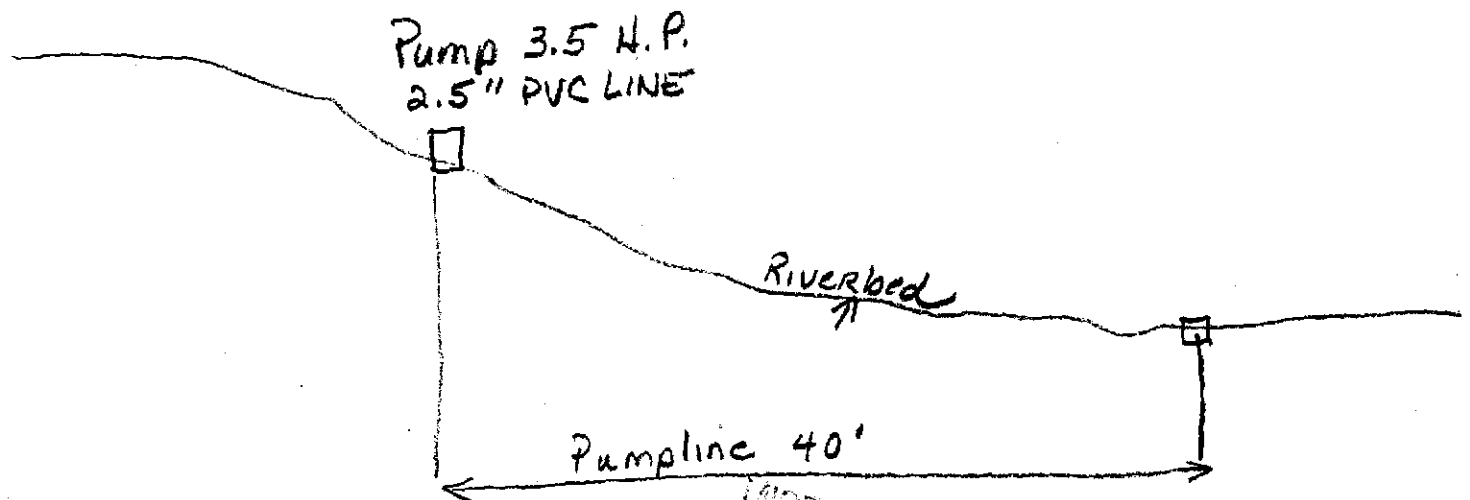
JACK BUELL

LOTS 68-69

SEC 16 46N 2 WEST

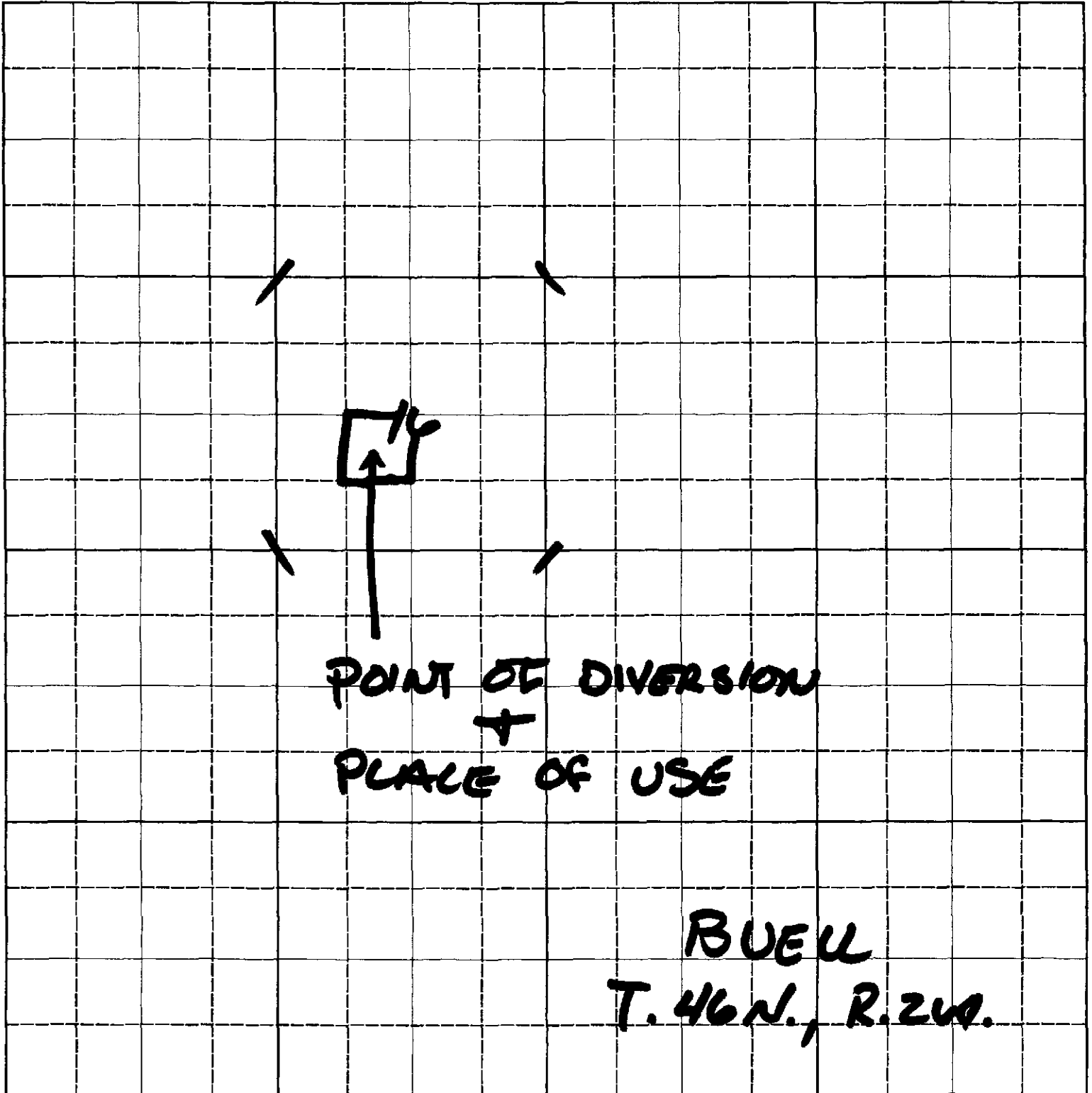
BENEWAH COUNTY

APPLICATION FOR PERMIT



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DEC 5 2 53

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

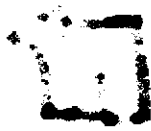


Scale: 2 inches equal 1 mile.

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.

Jack A. Buehl
(Applicant)

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OCT 10 1996



e. Other:

permit.

- 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.
- 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.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. _____, and said application is hereby _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by	Date	Time	Preliminary check by	Fee \$	Received by	Date	#	Published in	Date	Publication prepared by	Date	Publication approved	Date
<i>DP</i>	<i>8/20/96</i>	<i>1:51</i>		<i>50.00</i>	<i>DP</i>		<i>NO10594</i>	<i>St. Mary's Gazette</i>	<i>10/29/96</i>	<i>DP</i>	<i>9/25/96</i>	<i>DP</i>	<i>10/10/96</i>



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

June 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK A. BUELL
318 HIGHLAND DR
ST MARIES ID 83861

RE: WATER RIGHT NO. 92-07226

Dear Water Right Holder(s):

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

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

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ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is fluid and somewhat stylized, with the first and last names being more prominent than the middle initial.

Shelley W. Keen
Water Rights Supervisor

SK:klt

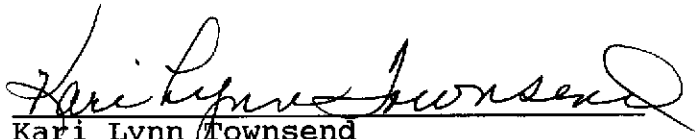
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 92-07226

JACK A BUELL
318 HIGHLAND DR
ST MARIES ID 83861


Kari Lynn Townsend
Secretary

MICROFILMED
AUG 25 1998

MEMORANDUM

TO: File 92-07226

FROM: Sharla

DATE: June 10, 1998

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No. 92-07226 are as follows:

C. DIVERSION AND DELIVERY SYSTEM

2. Place(s) of Use:

T46N, R2W, S16 - NESW (3.3 acres)

H. RECOMMENDATIONS

Irrigation	3/15 - 11/15	0.04 cfs	9.9 afa
------------	--------------	----------	---------

The number of acres is rounded to the nearest tenth; the volume has been calculated accordingly.

Examiner: David Pagel
Exam Date: May 13, 1998

MICROFILMED
AUG 25 1998

LICENSE REVIEW CHECKLIST

PERMIT NO. 92-07226 DATE 6/8/98 REVIEWER: SHARLA

NAME Change/OK
 Address OK
 SOURCE OK Does change clarify orig. intended source? If no, Void permit
 POINT OF DIV OK Change (P39 /P47) Add (P45/P42) Feds - P40
 W32 (multiple in 1/4/4)
 W36 (overlap)
 W59 (subd. desc)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PLACE OF USE OK Change (P41/P47) Add (P41/P42) Feds - P43
 W60 (subd. desc)
 W27 (ppu acre limit)

Overlaps: Right(s): _____
 File reviewed _____ Profile reports printed _____

PD & PU amend (P37) Feds - P48

RATE OF DIV
 Permitted Rate .12 cfs
 Fee limit .20 cfs \$50.00
 Measured .04 cfs
 Theoretical .06 cfs @ 50' lift and 40 psi
 Recommended Total Div Rate .04 cfs

WATER USES	Change (P46)		
<u>W1</u>	<u>.04</u> cfs	<u>9.9</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
	<u>3x3.0</u> af		supp. gw (WB7/065/079)
			overlap spec. combined rts (W35)
			<1acre (W31)
			Domestic (W01/WB5/070/071/075)
			Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/R07)
TOTALS	<u>.04</u> cfs	<u>9.9</u> af	

Flow rate .04 cfs X 246 days X 1.98 = 19.5 af

REMARKS _____

ADD'L CONDITIONS _____ Watermaster Control WD# _____
 _____ GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)

Advance Priority yes ✓ no SRBA Claim NA Adjust Memo rounded
 Amend letters Volume/acre

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
MAY 20 1998 BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 92-072261. Owner: Jack A. BuellPhone No. (208) 245-3274Current Address: 318 Highland Dr. St. Maries, Idaho 838612. Accompanied by: Jack BuellEXAM DATE: May 13, 1998Address: Same

Phone No. _____

Relationship to Permit Holder: self3. Source: St. Joe Rivertributary to Coeur d'Alene Lake

B. OVERLAP REVIEW

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

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

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	4		NE	SW	16	46N	2W	Beneviah	USGS 7.5' Quad., Metsker

2. Place(s) of Use:

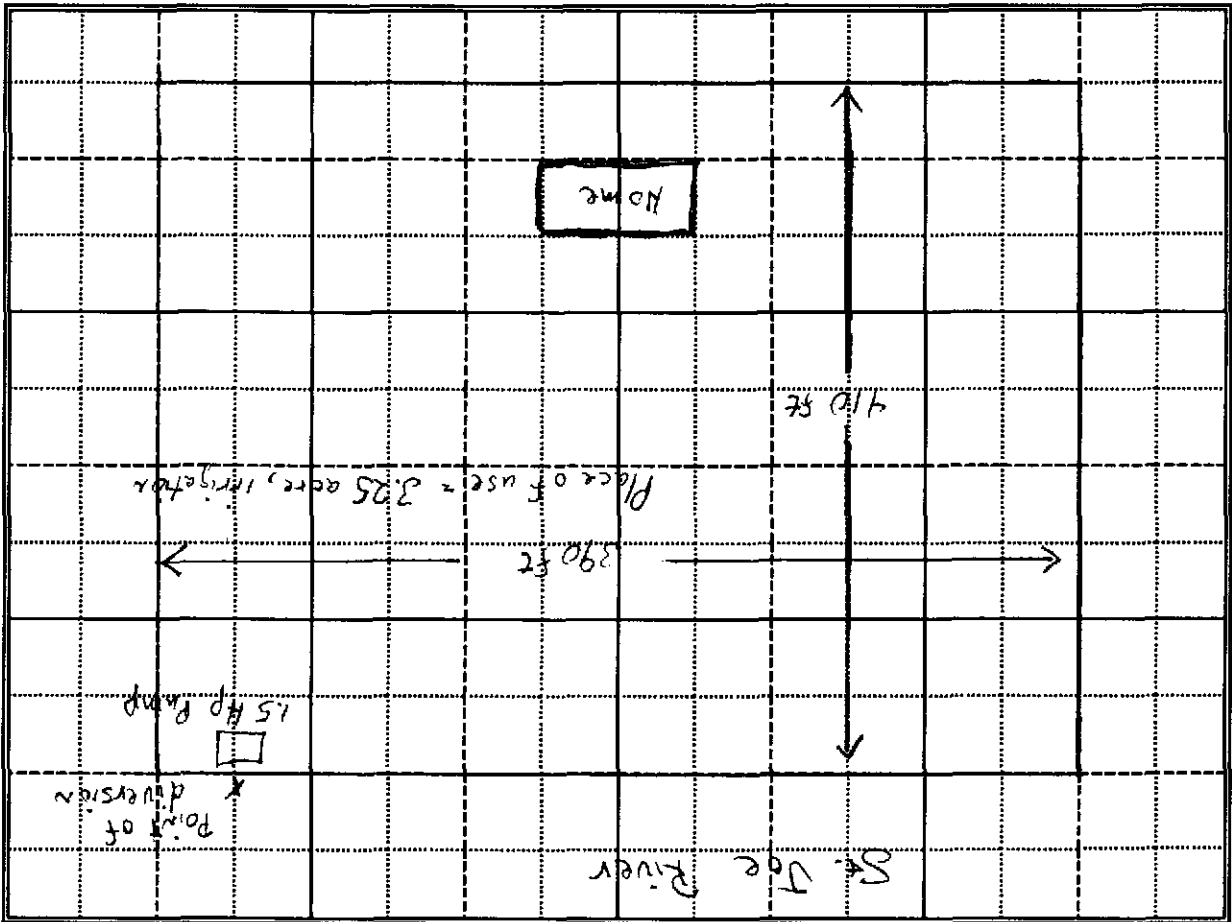
Indicate Method of Determination USGS 7.5' Quad, Metsker

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
46N	2W	16									04-I								

MICROFILMED

AUG 25 1998

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



Scale: 1" = 1/4"

✓ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

✓ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		1.5	PHE-5150	General Electric	3194

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

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Digital Transit time Flowmeter		PEEK	DCT-7088	32529		

2. Measurements:

Average flow = 16.48 gallons per minute

Aug 2 - 1988

E. NARRATIVE/REMARKS/COMMENTS

1.5 horsepower pump is providing water from the St. Joe River to irrigate
3.25 acres of lawn through an underground sprinkling system.

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

MICROFILMED

AUG 25 1988

See copy of printout from Ultrasonic flow meter

Additional Computation Sheets Attached

1. Volume Calculations for Irrigation:

$$159,900 \text{ ft}^2 - 18,225 \text{ ft}^2 = 141,675 \text{ ft}^2 \text{ (law irrigated)}$$

$$225 \text{ ft} \times 135 \text{ ft} = 18225 \text{ ft}^2 \text{ (Acre, driveway)}$$

$$\frac{43560 \text{ ft}^2}{141,675 \text{ ft}^2} = 3.25 \text{ acre irrigated}$$

1. Recommended Amounts

Beneficial Use

Irrigation

From

3/15

Period of Use
To

SI / B

(c) 2

60.

Rate of Diversion

(b)(7)(D)

9.75

Annual Volume

2. Recommended Amendments

Change P.D. as reflected above

Change P.U. as reflected above

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

I. AUTHENTICATION

Reviewer

Date _____

Field Examiner's Name _____

David A. Bayl

Date May 15 1998

SEAL

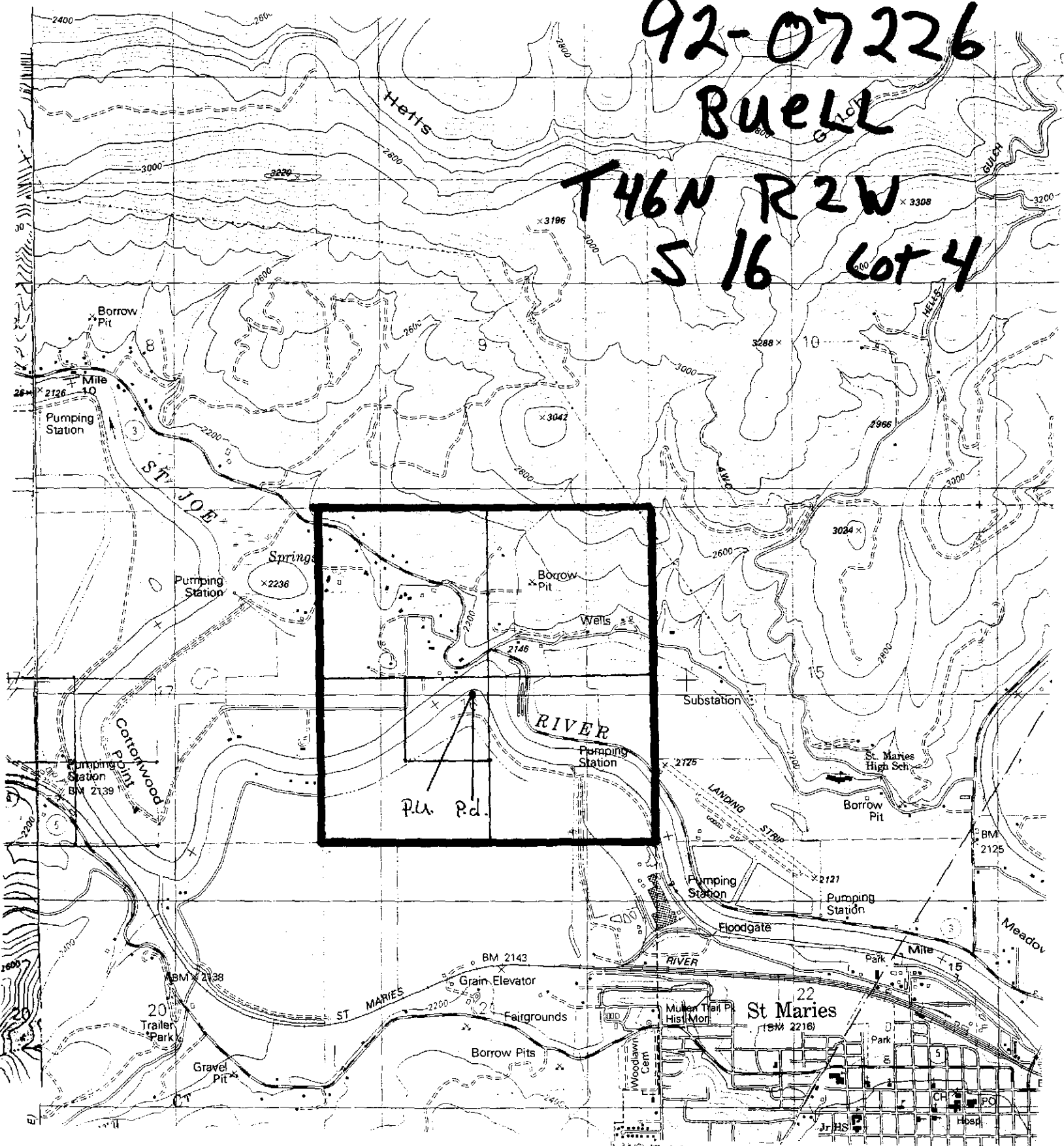
SEP 1 1964
 DEPARTMENT OF THE ARMY

92-07226

BUELL

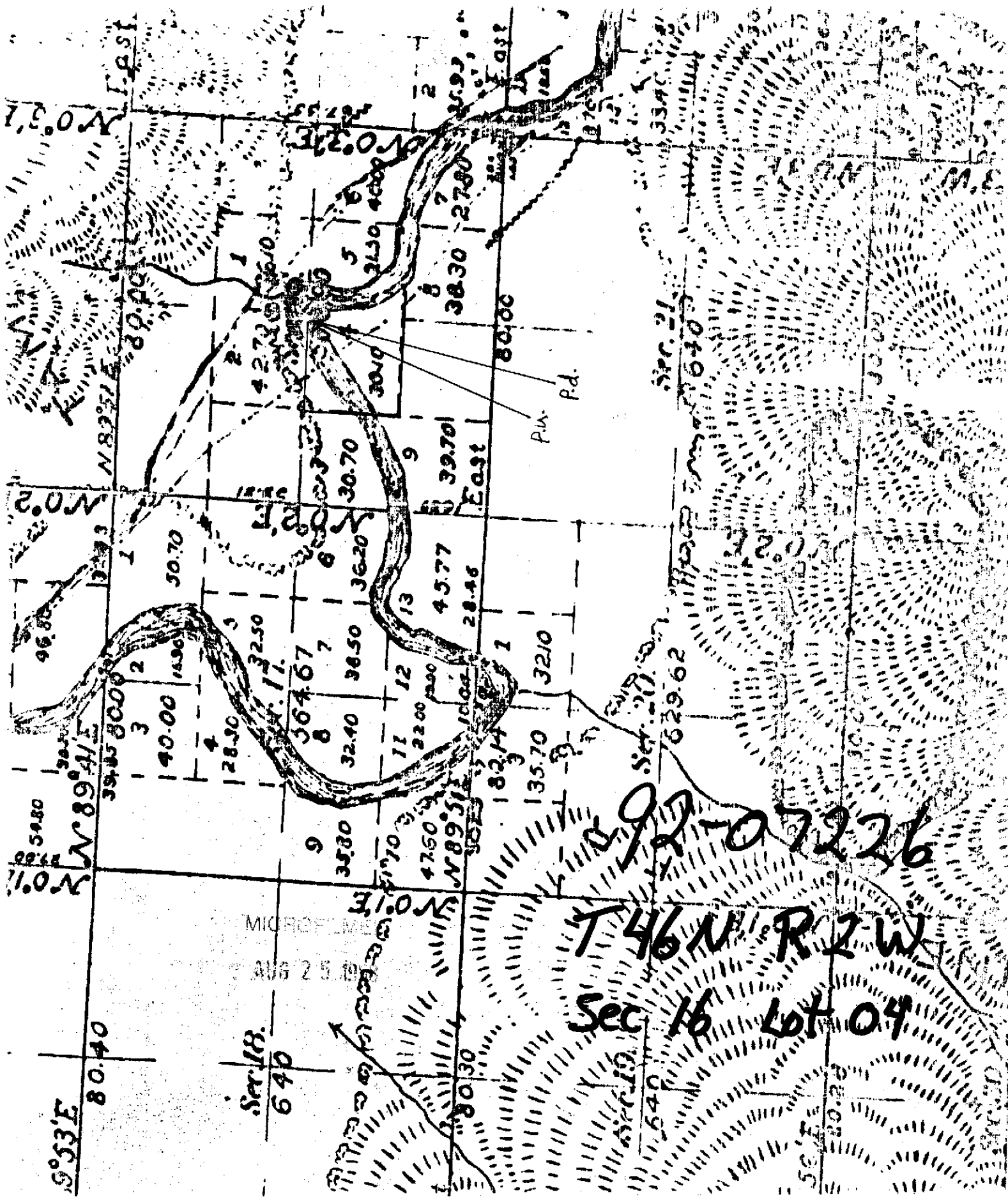
T46N R2W

S 16 Lot 4



MICROFILMED

AUG 25 1998



MICROFILMED

AUG 25 1964

Sec. 18.

640

T.46 N. R. 2 W.

Sec. 16 Lot 04

640

640-07226

```

Flow = 07.32
Flow Units Per
Sec *Min Hour Day
Flow = 83.83 Ft/M
Flow = 16.45 GPM
Net -84381 x1Gal
Flow = 16.56 GPM
Net -84296 x1Gal
Flow = 26.16 GPM
Flow = 16.58 GPM
Flow = 16.53 GPM
Pipe
Material = PVC
OD = 2.387 inches
WT = 0.036 inches
ID = 2.195 inches
Sound Vel. = 7388 FPS
Roughness = 0 Ft
Liner
Material = NONE
Thickness = 0.000 inches
Sound Vel. = 8110 FPS
Roughness = 0 Ft
Fluid
Type = WATER
Sound Vel. = 4863 FPS
Viscosity = 1.13
Transducer
Type = 3
Mounting = 0
Flow
Scale Fact = 0.9600
Offset = 0.00 GPM
Damping = 18 secs
Max Range = 377.42 GPM
Min Range = -377.42 GPM
Cutoff
Low Flow = 0.83
Low Signal = 0.00 %
Flow = 16.40 GPM
Vel = 1.39 FPS
Net -84241 x1Gal
Pos 76284 x1Gal
Net 168525 x1Gal
SigStr = 100.0%
Cutoff = 0.0%
Reynolds = 21740
Factor = 0.856303
SigStr = 100.0%
Margin = 200%
Delta = 23.96 ns
Speed = 4636.12 FPS
4-20mA = 4.00 mA
Flow = 16.44 GPM

```

92-07226

Jack A. Buell

Measurement taken May 13, 1998

T46 N R2W Sec 16 G.L. 4

MICROFILMED

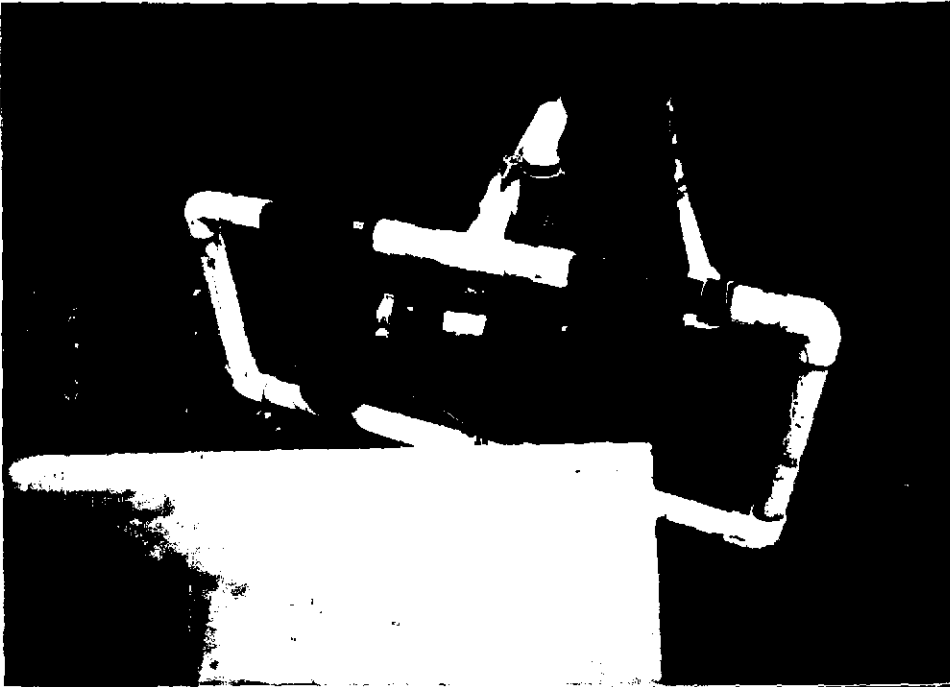
AUG 25 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT

92-07226

PHOTOGRAPHS



Point of diversion

~~pump~~



Place of use



Place of use

MICROFILMED

AUG 25 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT

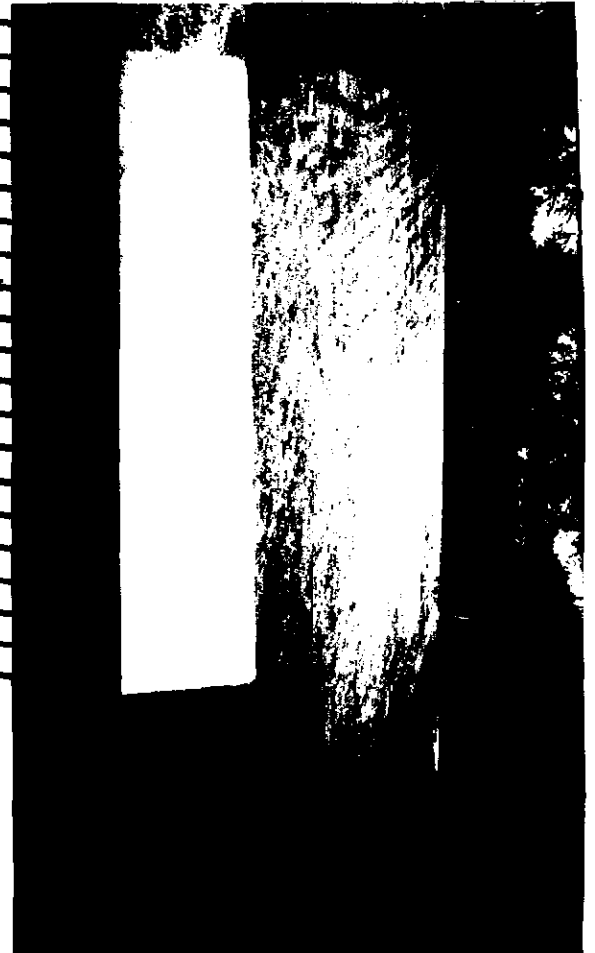
92-07226

PHOTOGRAPH



PLACE OF

USE



MICROFILMED

AUG 25 1988

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 92-07226 Reviewed by [Signature] Date 11-16-97

GENERAL CONSIDERATIONS

TYPES OF USE

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

SOURCE OF WATER

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

LICENSE EXAMINATION FEE

MEASURING DEVICE

YLS Required? NO
50- Amount Submitted
YLS Correct? _____ Installed?
_____ Waiver requested?

PRIORITY CALCULATION

Date proof received	_____	<u>X</u>
Date proof due	_____ -	
No. of days late	_____ =	
Priority Date	_____ +	
New Priority Date	_____	

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address X Proof Made 10-16-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 19, 1997

Jack A Buell
318 Highland Dr
St Maries ID 83861

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 92-07226

Dear Permit Holder:

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

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

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

DEC 11 1997

September 30, 1997

JACK A BUELL
318 HIGHLAND DR
ST MARIES ID 83861

PROOF DUE NOTICE

RE: PERMIT NO. 92-07226

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1997.

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

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

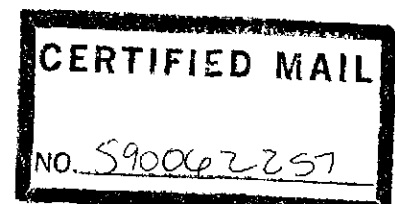
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

RECEIVED
DEC 1 1997





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 20, 1996

JACK A BUELL
318 HIGHLAND DR
ST MARIES ID 83861

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 92-07226

Dear Permit Holder:

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosures

MICROFILMED
DEC 8 1996

APPLICATION FOR PERMIT
STATE OFFICE REVIEW
by Cindy Zimmerman

No.: 92-7226 Name: Buell Date: 11/19/96 Ad OK? ☒ ☒ Gvmt Lts: ☒

AREA OF CONCERN? - No/Yes _____ Mor _____ GWMA Trust/Non-trust
PROTESTED: - 020 (Protest Agr) or W19 (See Final/Prelim Order)

SYSTEM COMPLETED:
Yes/proof filed - NA
1 year/no proof - P16
+1 year - 26A-P17

GROUNDWATER: <✓ FLO-CH>
+ 0.2 cfs - 01M
=/- 0.2 cfs - No MD
=/+ 5 a. - 01M, 065 (if GW use SW 1st)

DRILLING PERMIT:
Existing well - NA (pre 7/1/87)
Included w/permit - Permit No. _____, P99
No WD permit? - 046-46B-P23 (post 7/1/87)
irr. in WD - P05 (new well)

SURFACE WATER <✓ FLO-CH> (Surface water that doesn't sink is regulated):
Water District (~~dam~~) - 005 (req) WD # _____ <SEE MAP & LISTING>
+ 0.2 cfs - 01J (meas dev)-P08
=/- 0.2 cfs - 01H (lock dev)-P01 or No MD
~~In WD~~ + 0.2 cfs - 01M or No MD (in-stream)
- 0.2 cfs - No MD
=/+ 5 a. irr. - 01M

RIVER BASINS (*Surface water):
Snake R (01) - 11A-P04, NA
(02/03-irr) - 007-P07 (w/ remark WB9- Weiser), NA
Boise River (63) - 05A (if WD), 11E (not 42-111 use), NA
Payette River (65) - 064 (regulated uses), 047-P04 (Payette Lake), NA

USE:
Domestic (surface) - *WB5 (Boise R above Star Bridge); 27A (Payette R); NA
Fish Propagation - 07A-042 (req)-010/06A/09E (WQ)-P10; 044 (N 1000 Spr)
Irr <POU> =/- 5 a - 057 (0.03 cfs/A)
+ 5 a - 03A (0.02 cfs/A)
Mining - 054 (req) & 06A/010/09E-P10
Power - 08A-17K-025-027-028-01F(P19)-09E(P10);
+25 cfs-P18; 17G (FERC) or 17M (FERC); 18B-P09
- 18A (multi MD in WD), 18B-P09 (+10' dam), ~~WQZ~~

~~Storage~~ (✓ 3 compo.)

LOCATION:
42-248 area - In 20/30/40/50/60/70/80 (87) basin? P84
Boise Front LoGeo - 058 (-85° GW temp only)
In-stream dev. - P52 (stream channel alteration)
Irr Dist/Canal Co. - 023 (Twin Falls area)
Swan Falls Flag - _____ <SEE CODE CHART>
Trust - 051-052-053-P74 (Consumptive Uses), NA
Non-Trust <1> - 048-049 (Consumptive Uses), NA

OWNERSHIP: Non-owner - 004 (PD/PU) State of Idaho

OTHER CONDITIONS: - _____

STANDARD REMARKS: - _____

BENEFICIAL USE DUE: - 12-1-1997

COMMENTS: - _____

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

WR1
BC
WRA

APPLICATION # 92-07226

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

APPLICANT: BUEN BY: AB DATE: 8/20/96

ITEM REQUIRED INFORMATION

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

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

PROCESSING

Yes No PRIORITY DATE: 8/20/96

☒ (Include Moratorium Remark)

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

sm/led/ak

ADVERTISE IN: BENEFICIAL County.

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

ADDITIONAL INFORMATION

Yes No

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

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

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

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

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

(Yes) (No)

- ____ Notice of pending void order issued. Final order response date: ____/____/____
____ Further information required from applicant
10/10 Affidavit of publication received
10/10 Application published correctly, If not, record action taken: _____

- 9/25/96 Publication dates and paper recorded on application | Sr. Agent initial AB
____ Protests received. Final protest date: 10/21/96
____ Measuring device required
____ Measuring port required
____ Special conditions: _____
____ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB

Date: 10/28/96

NOV 03 1996

Department of Water Resources

Affidavit of Publication

STATE OF IDAHO

County of Benewah, ss.

Cynthia Ann Hammes, being first duly sworn on oath, deposes and says that she is vice president of The Corporation, owner 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 herein.

That the notice, of which the one hereto attached is a true copy, was published in said newspaper for a period of 2 issues, the first publication being on the 1st day of Oct, 1996, and the last on the 9th day of Oct, 1996.

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.

Dated this 9th day of Oct, 1996

Cynthia Ann Hammes

STATE OF IDAHO)
COUNTY OF BENEWAH)

On this 9th day of Oct, in the year of 1996 before me, a Notary Public, personally appeared Cynthia Ann Hammes, 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 she executed the same.

Sharon D. Blackburn

Notary Public for Idaho

Residing at St. Maries, Idaho

My commission expires: November 4, 1998

**Application for water
filed by Jack Buell**

**NOTICE OF APPLICATION
FOR WATER RIGHT**

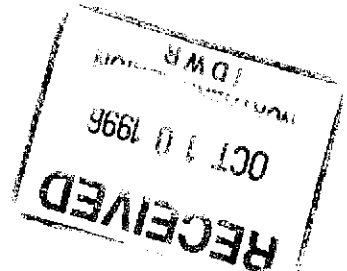
The Following application(s) have been filed to appropriate the public waters of the State of Idaho:
92-07226

Buell, Jack A.
318 Highland Drive *ok*
St. Maries, ID 83861
Source: St. Joe River
Tributary: Coeur d'Alene Lake
Diversion Pt: Lot 4 (NESW) Sec 16
T 46N R 02W in Benewah County.
Use: Irrigation (0.120 CFS); Total
Diversion: (0.120 CFS)
Date Filed: 8/20/1996
In: Benewah County, T46N R02W
S16 Lot 4 (NESW)
4.0 Acres Total

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before October 21, 1996.

KARL J. DREHER, Director
No. 3401 -- Oct. 2-9.



92-07226

BUELL, JACK A
318 HIGHLAND DRIVE
ST MARIES, ID 83861

Source: ST. JOE RIVER

Tributary: COEUR D ALENE LAKE

Diversion Pt: LOT 4 (NESW) Sec 16 T 46N R 02W in BENEWAH County.

Use: IRRIGATION (0.120 CFS)
Total Diversion: (0.120 CFS)

Date Filed: 8/20/1996

In: BENEWAH County
T46N R02W S16 Lot 4 (NESW)

4.0 ACRES TOTAL

MICROFILMED
DEC 8 2 1996

September 25, 1996

Jack A. Buell
318 Highland Drive
St Maries ID 83861

Re: Water Appropriation Application No. 92-07226

Dear Mr. Buell:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N010594.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

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

If your source is groundwater, a separate well drilling permit is required for all wells constructed after July 1, 1987.

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED
DEC 6 2 1996