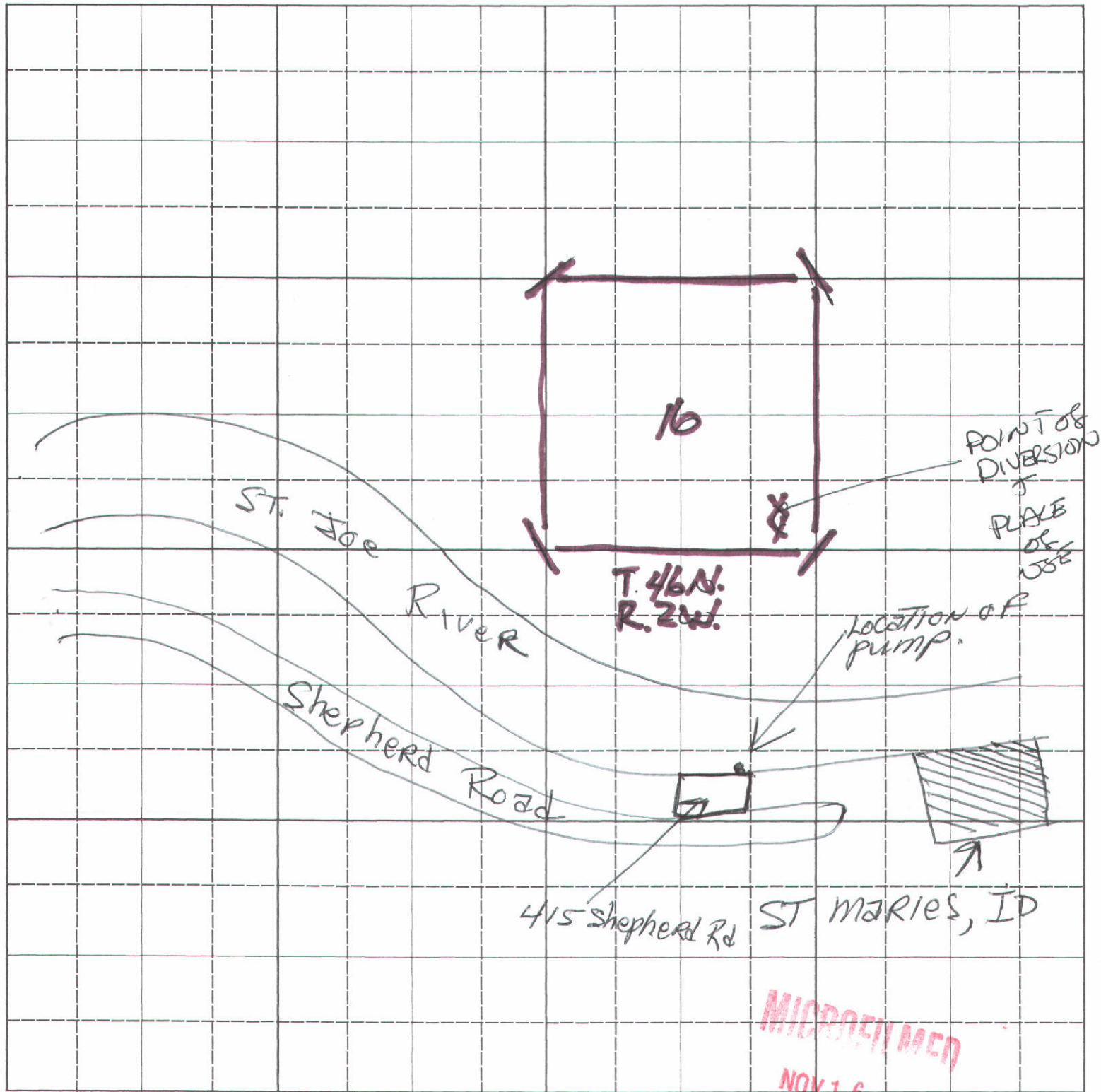


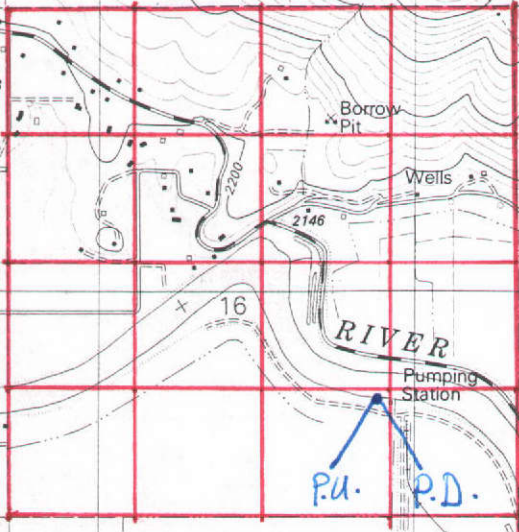
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Harold N. Lee
(Applicant)



92-07220

T. 46N., R. 02 W., Sec. 16

Fee, Harold R.

DEC 11 1997

PERMIT # 92-07220

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



Point of diversion

1/3 Hp pump out of
St Joe River



Place of use



Place of use

MICROFILMED
DEC 11 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07220

Priority: September 11, 1995

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

0.6 AF

This is to certify, that HAROLD R FEE

HC 1 BOX SR 415

ST MARIES ID 83861

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 11, 1995; and has submitted Proof of Beneficial Use on October 11, 1996. An examination indicates that the works have a diversion capacity of 0.020 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>
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 8(SWSE), Sec. 16, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

46N 02W 16 Lot 8(SWSE)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Place of use is located within Lot 83, Shadowy St. Joe Subdivision.
6. Domestic use is for external use for 1 home.

MICROFILMED
DEC 11 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 92-07220

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 15th
day of August, 1997.


Acting for KARL J. DREHER, Director

MICROFILM
200 1-1-87

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT)
NO. 92-07220 IN THE NAME OF)
HAROLD R. FEE.)
_____)

ORDER

The Department of Water Resources (Department) has issued Water Right Permit No. 92-07220 (permit) with the point of diversion and place of use described as Govt. Lot 7 (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section 16, Township 46 North, Range 2 West, B. M.

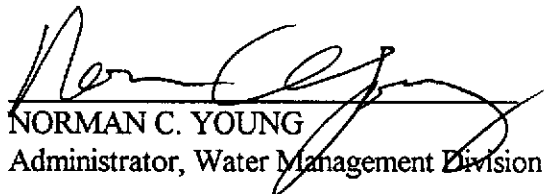
The actual location of the point of diversion and place of use is Govt. Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 16, Township 46 North, Range 2 West, B. M.

The Department finds that it inadvertently issued the permit with the incorrect point of diversion and place of use descriptions.

THEREFORE, IT IS ORDERED that the point of diversion and place of use locations for Water Right Permit No. 92-07220 are CORRECTED to read as follows:

Govt. Lot 8 (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Section 16, Township 46 North, Range 2 West, B. M.

Dated this 31st day of July, 1997.


NORMAN C. YOUNG
Administrator, Water Management Division

MICROFILMED

DEC 11 1997

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OCT 11 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 11 1996

Department of Water Resources

PROOF OF BENEFICIAL USE

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

1. Permit No. 92-07220 Telephone No. (208) 245-5444

2. Name(s) of Permit Holder(s): HAROLD R. Fee

3. Mailing Address: H/C 1 Box SR-415, 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): 1 Stockwater (No. and type of stock): _____

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

6. Total rate of diversion and/or volume for which proof is submitted: 0.02 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 X

Has the measuring device been installed? Yes ____ or No X

Flow Measurement Port: Is a flow measurement port required? Yes ____ or No X

Has the measurement port been installed? Yes ____ or No X

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: HAROLD R. Fee Telephone Number: (208) 245-5444

Address: H/C 1 Box SR-415 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: [Signature] Date: 8 Oct 1996
(include your title, if on behalf of company of organization)

MICROFILMED

DEC 6 2 1996

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 92-07220

Proposed Priority: September 11, 1995 Maximum Diversion Rate: 0.02 CFS

This is to certify, that HAROLD R FEE

HC 1 BOX SR 415

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

DOMESTIC

01/01 to 12/31

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 7(SESE), Sec. 16, Township 46N, Range 02W
BENEWAH County

PLACE OF USE: DOMESTIC

TWN RGE SEC

46N 02W 16 Lot 7(SESE)

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 1996.
2. Subject to all prior water rights.
3. Place of use is located within Lot 83, Shadowy St. Joe Subdivision.
4. Domestic use is for external use for 1 home.

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

19th day of October, 1995.

Karl J. Dreher
for Karl J. Dreher, Director

RECORDED

NOV 16 1995

RECEIVED
OCT 16 1995

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 92-7220

To appropriate the public waters of the State of Idaho

1. Name of applicant HAROLD R. Fee Phone 245-5444
Post office address HC 1 Box SR 415 ST MARIES, ID 83861
2. Source of water supply ST Joe River which is a tributary of COEUR D'ALENE Lake
3. Location of point of diversion is _____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot 1
Sec. 16 Township 46 N Range 2 W B.M. BENEWAH County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount *0.02 for DOMESTIC purposes from JAN 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 18.97 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3/4" 1 hp to be placed on
PIPE just above normal summer water level. Designed
for easy removal during periods of high water.
Purpose of installation is to water approximately 1/3 acre
of lawn.
b. 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 85°F being sought? NA
e. If well is already drilled, when? NA; Drilling firm NA NOV 16 1995
Well was drilled for (well owner) NA

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

1 yr years (minimum 1 year).

* LEGAL DESCRIPTION FOR P.O.D. + P.O.U.
PROVIDED BY BENEWAH COUNTY ASSESSOR'S
OFFICE. 9/11/95 AG
* per dept. standards 10/18/95

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

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

b. Stockwatering: list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other; describe fully.

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 column.

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

[illegible]

Total number of acres to be irrigated.

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? Harold R. Fee and Carol R. Fee

b. Who owns the land to be irrigated or place of use? Harold R. Fee and Carol R. Fee

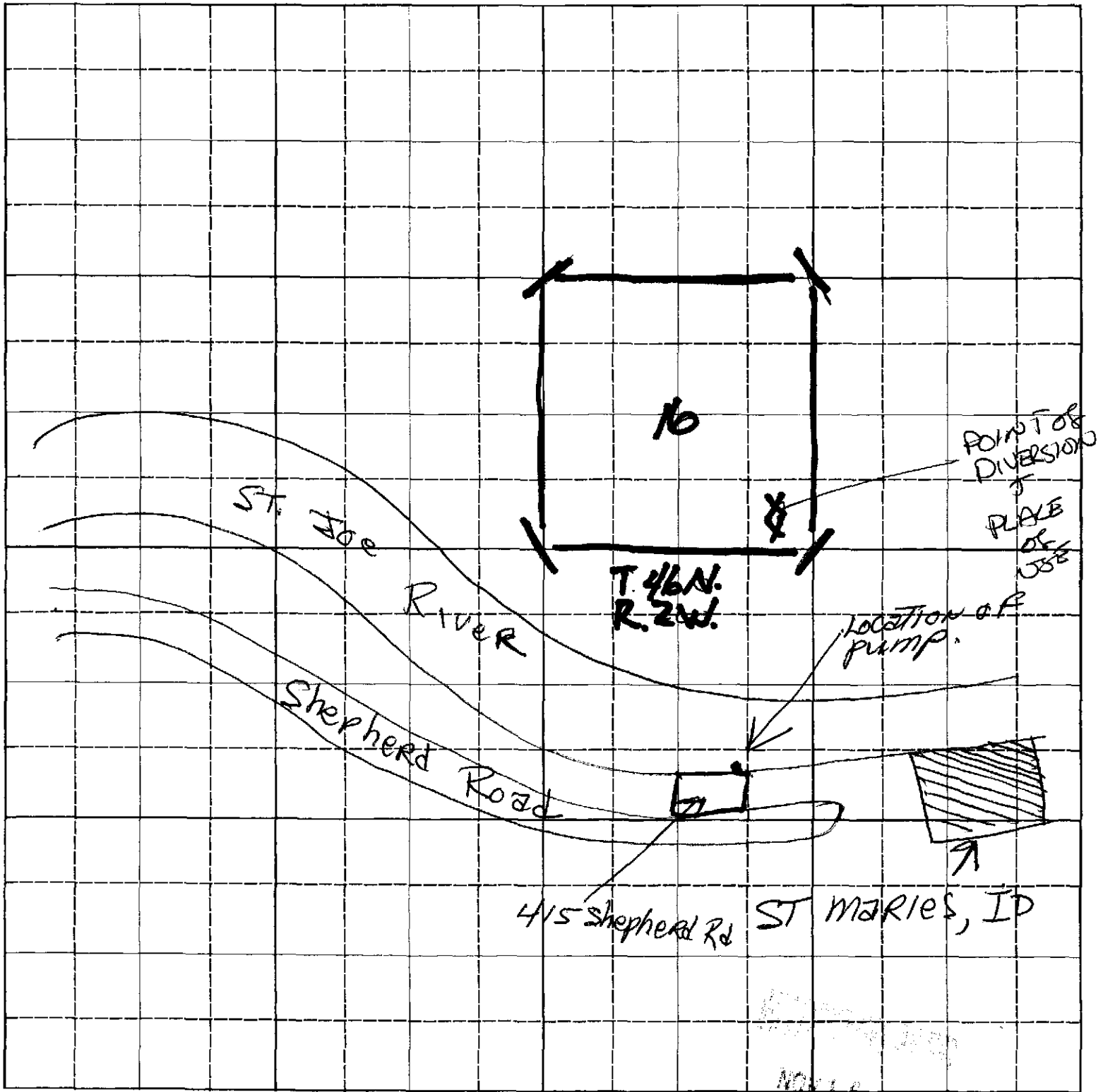
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing.

12. Remarks:

EXAMINER NOTE: THIS PROPERTY IS LOCATED WITHIN THE SHADOWN ST. JOE SUB-DIVISION; LOT # 83.

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.

Harold A. Lee
(Applicant)

Received by	9/11/95	Time	2:00p	Preliminary check by	9/11/95
Fee \$	50.00	Received by	9/13/95	#	109465
				Date	9/11/95
Publication prepared by		Date	9/13/95	Published in	Strategic 9/20+27
Publication approved		Date	10/13/95		

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

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

e. Other:



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

August 4, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861

RE: WATER RIGHT NO. 92-07220

Dear Water Right Holders:

Enclosed is an order correcting the point of diversion and the place of use for permit no. 92-07220. The Department of Water Resources (the Department) has also 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 within fourteen (14) days after issuance 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.

RECORDED
DEC 11 1997

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 87-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

MICROFILMED

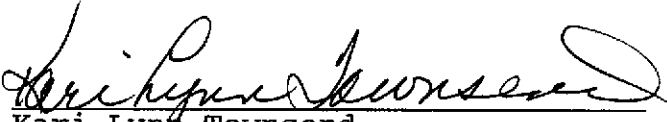
DEC 11 1982

CERTIFICATE OF MAILING

I hereby certify that on the 4th day of August, 1997, 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. 92-07220

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861


Kari Lynn Townsend
Secretary

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DEC 11 1997



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

July 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861

RE: WATER RIGHT NO. 92-07220

Dear Permit Holder(s):

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

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

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

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

Sincerely,

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

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

WR0749NP
No. L92-07220

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 07/28/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HAROLD R FEE HC 1 BOX SR 415 ST MARIES ID 83861 (208) 245-5444	09/11/1995	DOMESTIC	01/01 12/31	0.020 CFS	0.60 AFA
TOTAL DIVERSION:					0.020 CFS	0.60 AFA

Water Source: ST JOE RIVER

Tributary to: COEUR D ALENE LAKE

Stage: LICENSE

Point(s) of Diversion Capacity: 0.020 CFS

Point(s) of Diversion: T46N R02W S16 Lot 08(SWSE)

BENEWAH County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
46N 02W 16 :															

Pou County: BENEWAH

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

92-07219 92-07221 92-07228

Other Water Rights Listing Overlapping Place(s) of use:

92-07221

Remarks: Place of use is located within Lot 83, Shadowy St. Joe
Subdivision.
Domestic use is for external use for 1 home.

Dates: App. Received: 09/11/1995 Priority Date: 09/11/1995
Proof Due Date: 11/01/1996 Proof Made Date: 10/11/1996
Exam Made Date: 07/08/1997 Exam Sent to S.O.: 07/21/1997
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 09/12/1995 User-ID: DBALL Subject: DIVERSION DESCRIPTION
This property is located within the Shadowy St. Joe Sub-division,
Lot #83.
3/4 - 1 HP pump to be place on rip rap just above normal summer
water level. Designed for easy removal during high water periods.
Legal description for P.O.D. and P.O.U. provided by the Benewah
County Assessors Office. 9/11/95 A.B.

Audit: 07/28/97 CZIMMERH

B/U FIELD EXAM REVIEW

Cindy Zimmerman

Permit #: 727220 Name: Fee Date: 7/28/97 ✓ Lots: ✓

NAME Chng Same ✓ Or Address Change?

SOURCE ✓ Clarify source _____
_____ Prelim. Order to Void - Source change.

P/D ✓ _____ Amendment Needed? SWSE * (LT8) P39
 Overlap(s) None

P/U ✓ _____ Amendment Needed? SWSE * (LT8) P41
 Overlap(s) None
 (Gov't use special T's) _____ *P/D & P/U Amend? P37

RATE _____ ✓ Permit/proof fee limits 0.02 / 0.02
_____ ✓ Measured Quantity = _____ cfs Theoretical Quantity = 0.02 cfs

$$(HP) \frac{8.8 \times 0.70 \times .33}{10 + (2.31 \times 40)} = 0.02 \text{ cfs}$$

_____ ✓ Recommended capacity 0.02 cfs
_____ ✓ Recommended rate 0.02 cfs

VOLUME _____ ✓ Season: (D 13) 3/15 - 11/15 = 246 days
 Calculations: ext dom/1 = 0.06 AF

Flow limit: 0.02 cfs x 246 days/yr. x 1.9835 = 9.8 AF
_____ ✓ Recommended volume 0.06 AF

USES _____ ✓ Same Nature of Use? _____ P46
_____ _____ Amendment Needed? _____

REMARKS _____ Multiple p/d's in same 1/4? Use W32 _____
✓ ① woi/1/ext ② POW

CONDITIONS _____ Measuring Device (R43) or Lockable Controlling Works (R02)
_____ Watermaster Control (R04) - WD # _____
_____ Irrigation rate/annual volume overlap
_____ GW irrigation replaces surface water (050)
_____ GW irrigation supplements surface water (065)
_____ Water Quality
_____ Other _____

PRIORITY App Rcd 9/11/95 Due 11/1/96 Rcd 10-11-96
 Receipt# 0036154 Fee OK? (Yes) No *50
 Order to Reinstate Needed? Yes No Done? NA Advanced to: _____
 Priority 9/11/95 Examined 7/8/97

COMMENTS: amend pld & pu.

USE	CFS	VOLUME
<u>Dom/1/ext</u>	<u>0.02</u>	<u>0.6</u>
<u>_____</u>	<u>_____</u>	<u>_____</u>
<u>_____</u>	<u>_____</u>	<u>_____</u>
TOTAL	<u>0.02</u>	<u>0.6</u>

SRBA Overlap NA
 Adjustment Memo ✓
 LICENSE
 #1 AMEND: P37/P38
 #2 AMEND: (R)P42/(C)P47

* Legal confirmed by Benewah Assessor's Office 7/27/97.

MEMORANDUM

DATE: July 28, 1997
TO: File No. 92-07220
FROM: Cindy Zimmerman *CS*
SUBJECT: Review of Beneficial Use Field Report

Per Cheryl McPherson of Benewah County Assessor's office, the correct legal for Lot 83, Shadowy St. Joe Subdivision is SWSE, S16, T46N, R02W. Per government plat, SWSE is government lot 8.

The following adjustment¹ was made on the field report to reflect the standard annual volume for external domestic use for 1 home:

G. Volume Calculation.

a. Domestic, 1 home, external use only = **0.6** AF.

H. Recommendations.

1. Recommended amounts:

Beneficial Use	Period of Use	Rate of diversion	Annual Volume
Domestic	1/1-12/31	0.02 cfs	<u>0.6</u> AF
	Total:	0.02 cfs	<u>0.6</u> AF

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DEC 11 1997

Examiner: David Pagel
Examined: July 8, 1997

¹ Adjustments are **bolded and underlined**.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT
RECEIVED

JUL 25 1997

Permit No.

92-07220

A. GENERAL INFORMATION

1. Owner: Harold R. Fee Department of Water Resources Phone No. (208) 245-5444
Current Address: HC 1 Box SR 415 St. Maries Id. 83861
2. Accompanied by: Same EXAM DATE: 7-8-97
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: St. Joe River tributary to Coeur d'Alene Lake

B. OVERLAP REVIEW

1. Other water rights with the same place of use: N/A
2. Other water rights with the same point of diversion: N/A

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
	8		SW	SE	16	46N	2W	Beneviah	USGS 7.5 min. Quad., Gov't lot maps

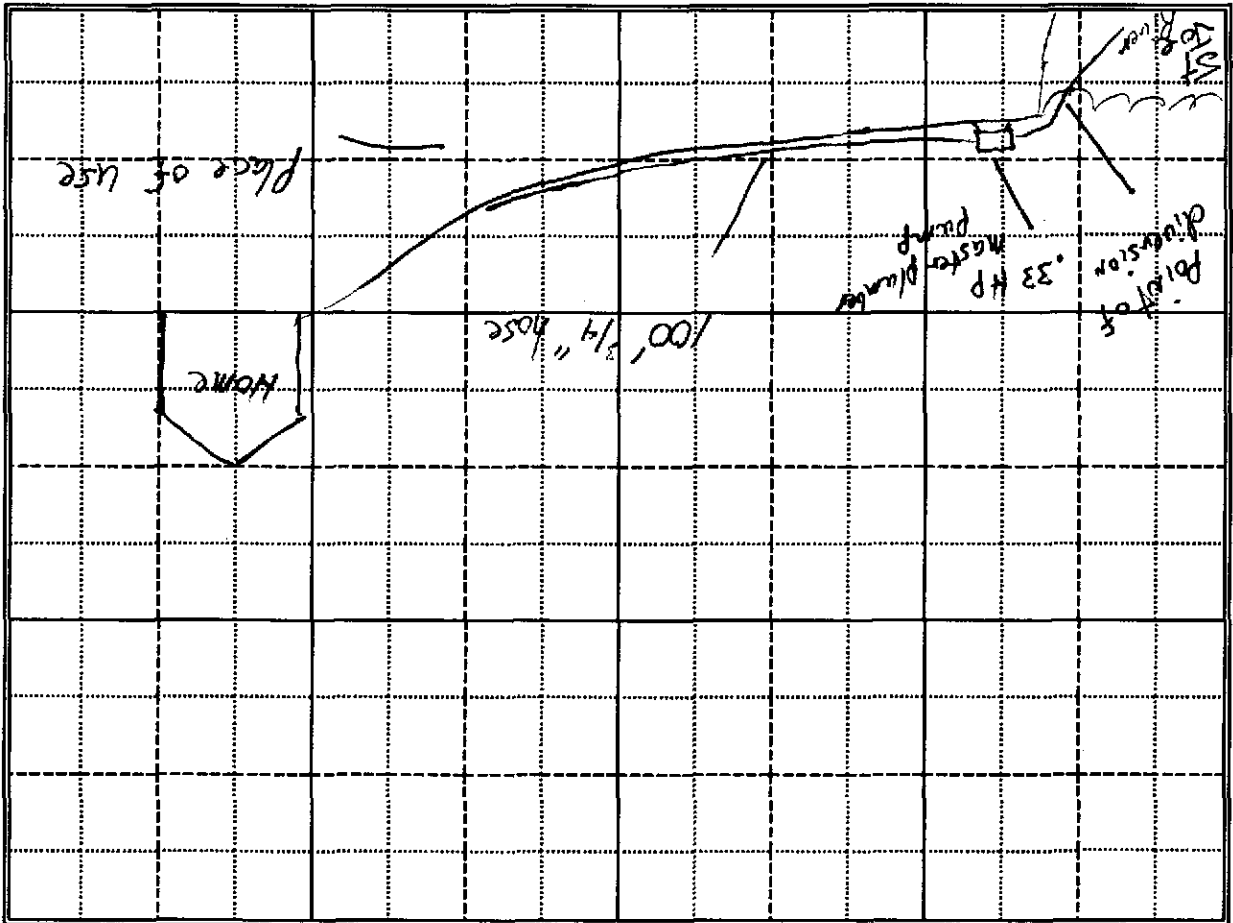
2. Place(s) of Use:

Indicate Method of Determination

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															D		

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DEC 1 1997

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
		.33			

*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

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from the St. Joe River by means of a $\frac{1}{3}$ horsepower pump. Domestic use is for external use for 1 home, through 100' of $\frac{3}{4}$ " hose.

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

APPROVED
DEC 11 1987

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

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

$$V = \text{Smaller of } V_{IR} \text{ and } V_{OR} =$$

2. Volume Calculations for Other Uses:

$$2 \times 50 \times 365 \text{ days} = 36,500 \text{ gpy}$$

$$= \frac{36,500}{325,851} = .112 \text{ or } 11.2\%$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Domestic

From

Period of Use

15/21

Rate of Diversion

(S/C) 0

Annual Volume

27.

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 _____

1. AUTHENTICATION

Field Examiner's Name _____

David A. Hayes

Date _____

Date _____

Reviewer

SEAL

RECEIVED

JUL 25 1997

Department of Water Resources

Memo; ATTN Shelley Keen

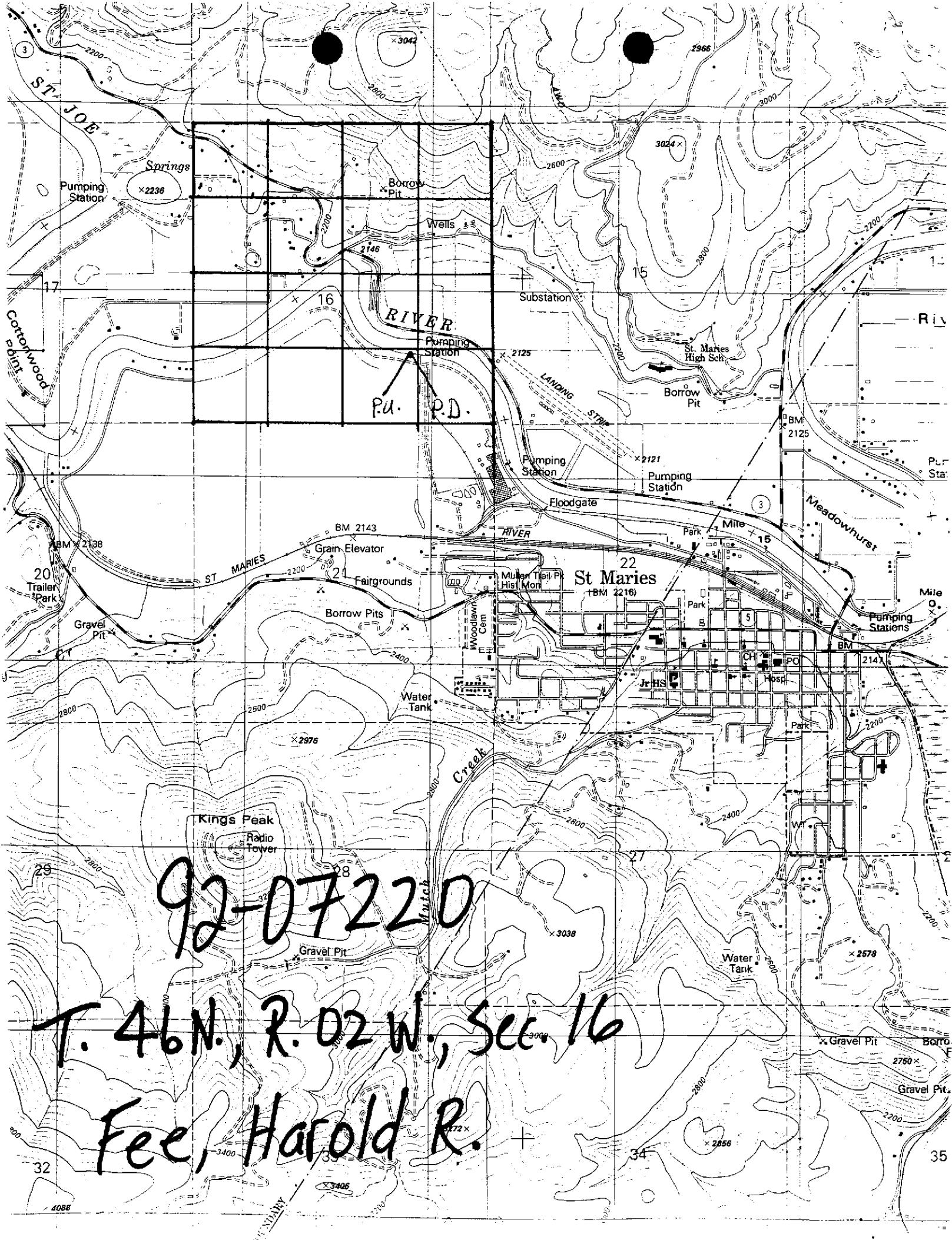
RE: PERMIT # 92-07220, HAROLD R. FEE

When this application was filed the legal description of the place of use and the point of diversion was not clear. Al Beardslee contacted the Benewah County Assessors office. The legal that he was given is; T46N R02W S16 Lot 07 (SESE).

At the time of the field inspection, it was determined that the proper legal description is; T46N R02W S16 Lot 08 (SWSE).

Mr. Fee feels that he should not have to pay the amendment fee because he did not write in the legal description when the application was filled out.

REC-11-11-97



THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 92-07220, HAROLD FEE

DATE: 16-JUL-97

COMPLETE BY: D. PAGEL

HORSEPOWER = .33

PUMP EFFICIENCY = 70%

DYNAMIC LIFT = 10 FEET

SYSTEM PRESSURE = 40 PSI

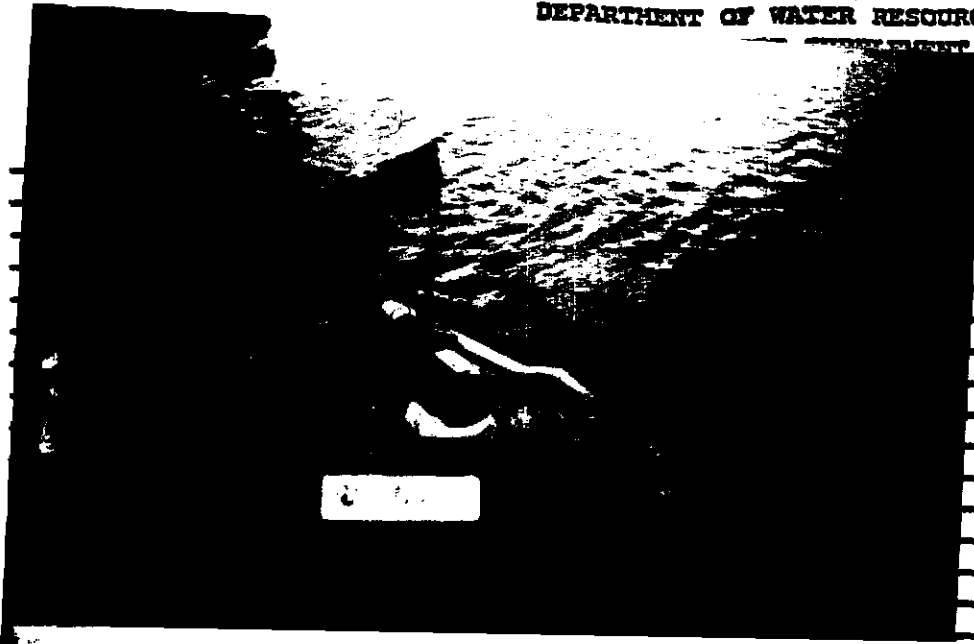
QUANTITY = 0.02 CFS

DEC 11 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

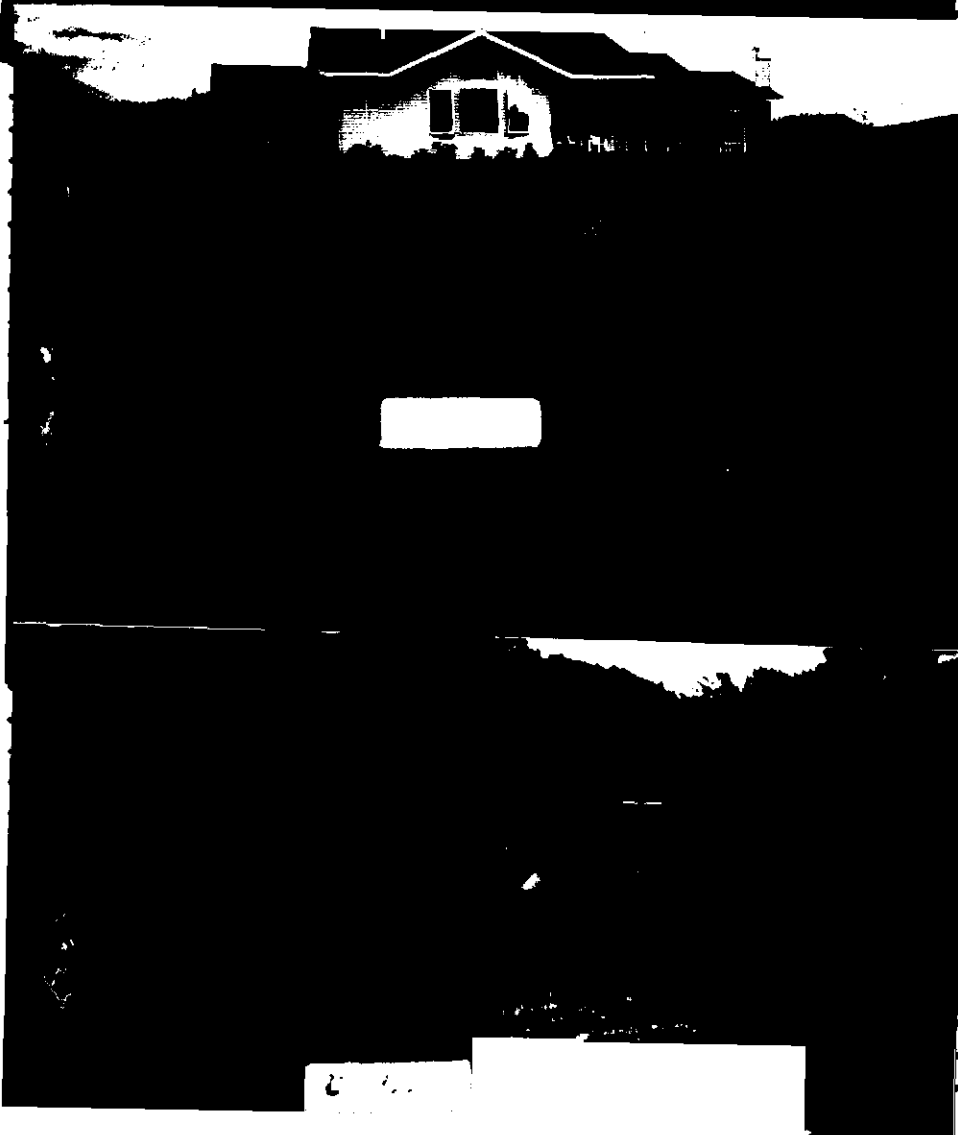
PERMIT #

92-07220



Point of diversion

1/3 4p: pump out of
St Joe River



Place of use

Place of use

REC-100

November 12, 1996

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 92-07220

Dear Permit Holder:

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

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

MICROFILMED
DEC 02 1996

August 31, 1996

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861

PROOF DUE NOTICE

RE: PERMIT NO. 92-07220

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 November 1, 1996. (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.

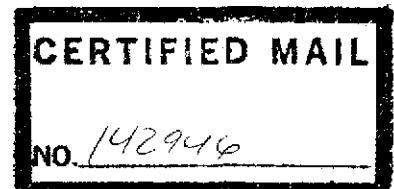
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the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

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED
DEC 2 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 19, 1995

HAROLD R FEE
HC 1 BOX SR 415
ST MARIES ID 83861

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 92-07220

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/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. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

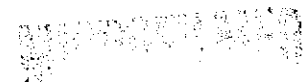
Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

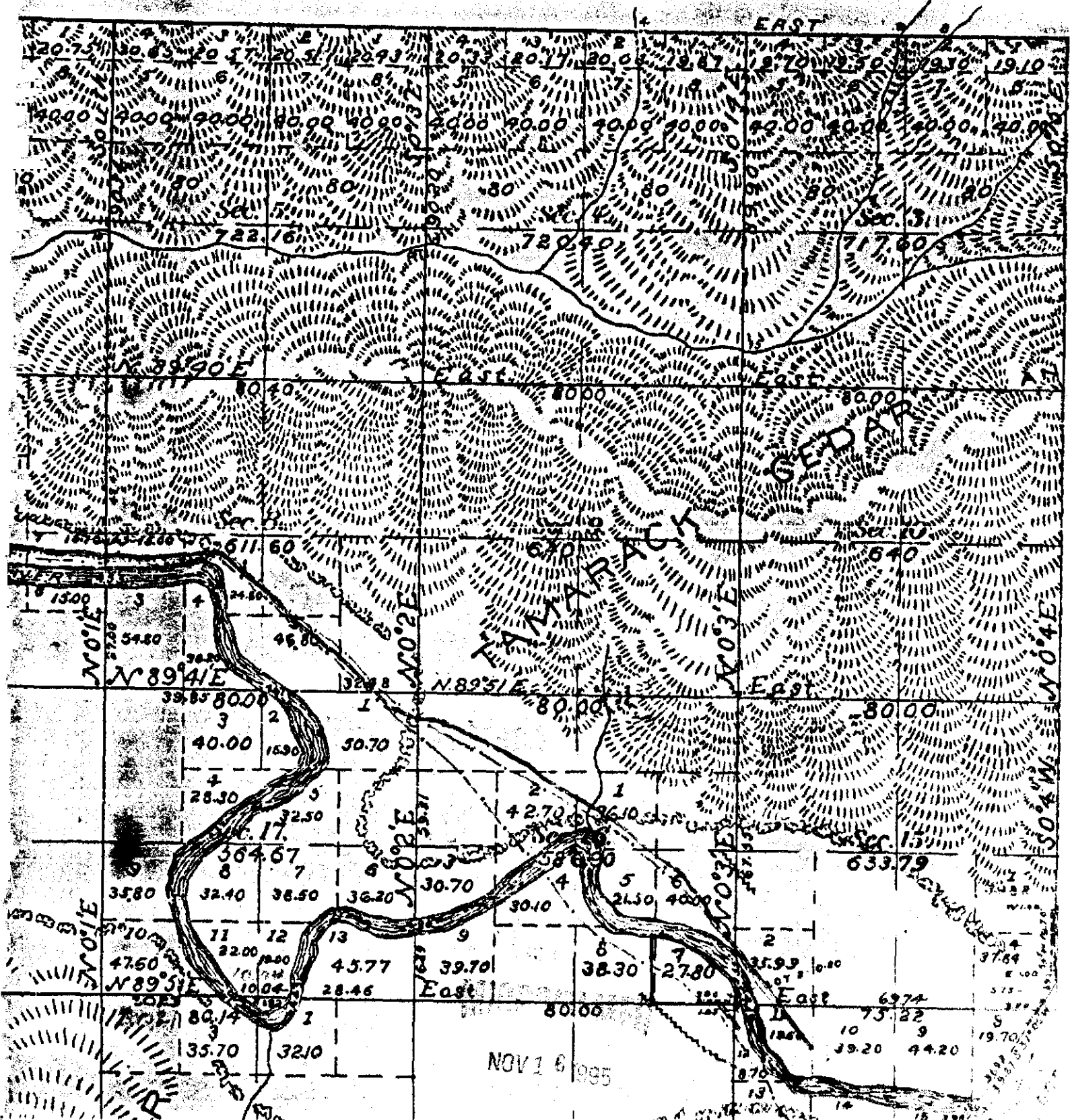
Enclosures



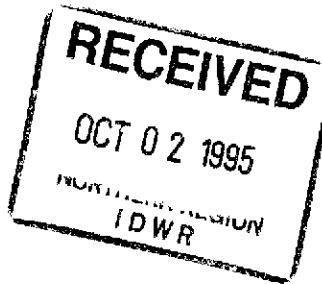
NOV 16 1995

COEUR DALENE INDIAN
N^o 46 North, Range N^o 2 West of the

F *e* *E* *d* *D* *c* *C*



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 20th day of Sept., 1995 and the last on the 27th day of Sept., 1995.

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 28th day of Sept., 1995

Cynthia Ann Hammes

STATE OF IDAHO)
COUNTY OF BENEWAH)
)

On this 28th day of Sept., in the year of 1995 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

Wtr. right application
filed by Harold Fee

NOTICE OF APPLICATION
FOR WATER RIGHT

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

92-07220 *ok*

Fee, Harold R.
HC1, Box SR 415
St. Maries, ID 83861
Source: St. Joe River
Tributary: Lake Coeur d'Alene
Diversion Pt: SESE Sec 16 T 46N R
02W in Benewah County.
Use: Domestic (0.040 CFS); Total
Diversion: (0.040 CFS)
Date Filed: 9/11/1995
In: Benewah County

T46N R02W S16 SESE

For additional information concerning the property location, call the Northern Regional Office at (208) 789-1450.

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 9, 1995.

KARL J. DREHER, Director
No. 3031 -- Sept. 20-27.

92-07220

FEE, HAROLD R
HC1 BOX SR 415
ST MARIES, ID 83861

Source: ST JOE RIVER

Tributary: LAKE COEUR D ALENE

Diversion Pt: SESE Sec 16 T 46N R 02W in BENEWAH County.

Use: DOMESTIC (0.040 CFS)
Total Diversion: (0.040 CFS)

Date Filed: 9/11/1995

In: BENEWAH County
T46N R02W S16 SESE

NOV 16 1995

September 13, 1995

Harold R. Fee
HCl Box SR 415
St. Maries, ID 83861

Subject: Water Appropriation Application for Permit Number 92-07220

Dear Mr. Fee:

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. Enclosed is Receipt Number N009465. To assist us in providing you with prompt, accurate service, please refer to the above Application for Permit Number in all future matters concerning this water right application.

Your Application for Permit is currently being prepared for advertising in the local county newspaper. The advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for submittal of protests.

If your application is not protested, it will be forwarded to Boise for processing. Normal processing time is approximately 3 to 4 months, if the application is not protested. If your Application for Permit is protested, 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 your Application for Permit can be approved. If the protest is not resolved, 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 Application for Permit is for a well (groundwater) that was constructed after July 1, 1987, you must apply for a well drilling permit upon approval of your Application for Permit if no permit was obtained by previous owners to construct the well. Well Drilling Permits can only be issued by this office to holders of approved Applications for Permit.

If I can be of further assistance, please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resource Agent
Enc. - Receipt

AB:db

MSJ - 8/18/95