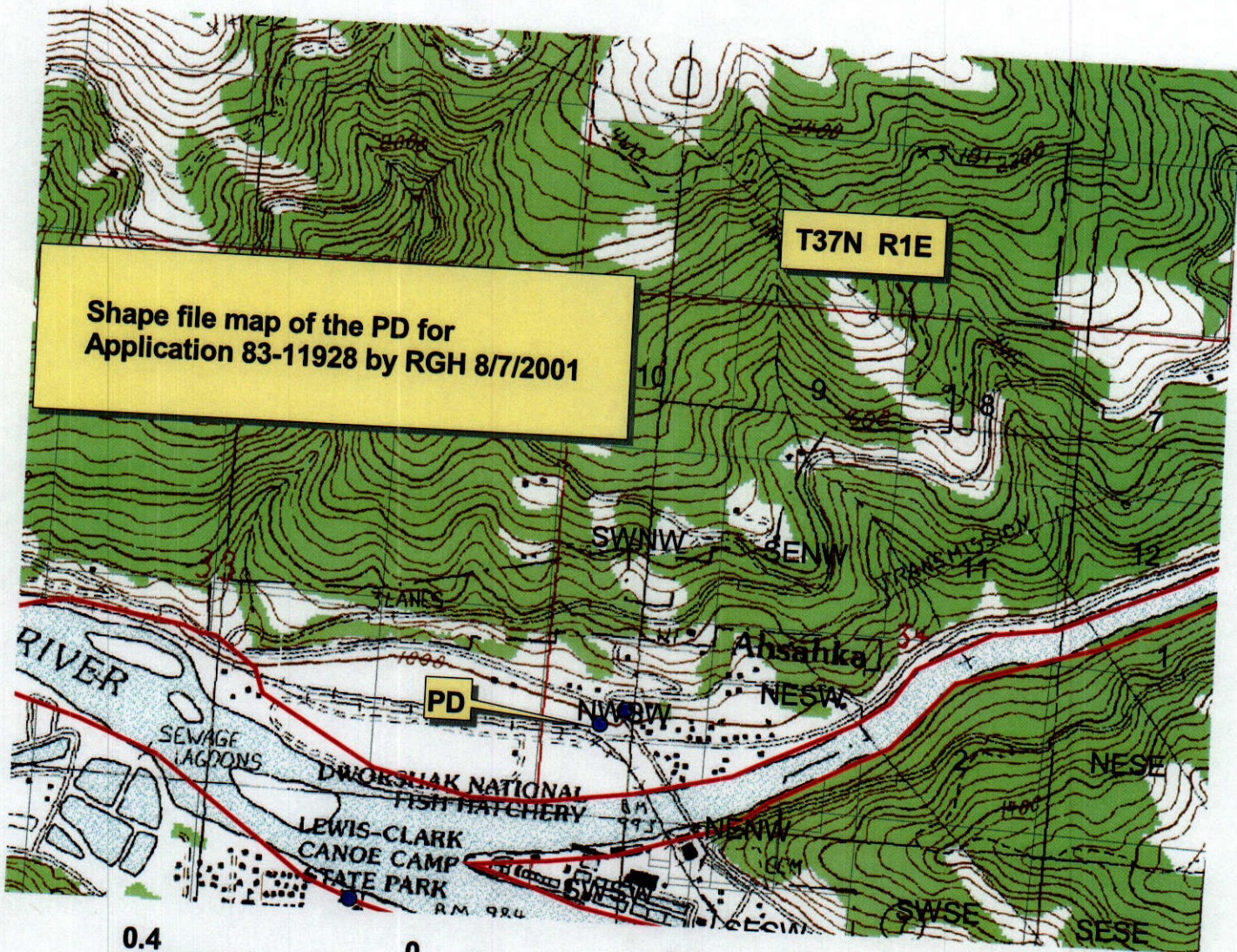


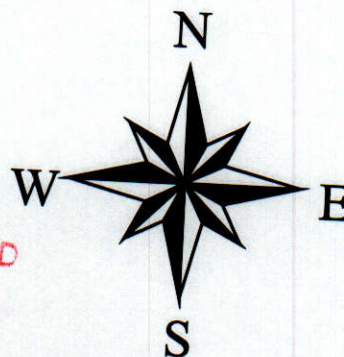
Shape file map of the PD for  
Application 83-11928 by RGH 8/7/2001

T37N R1E

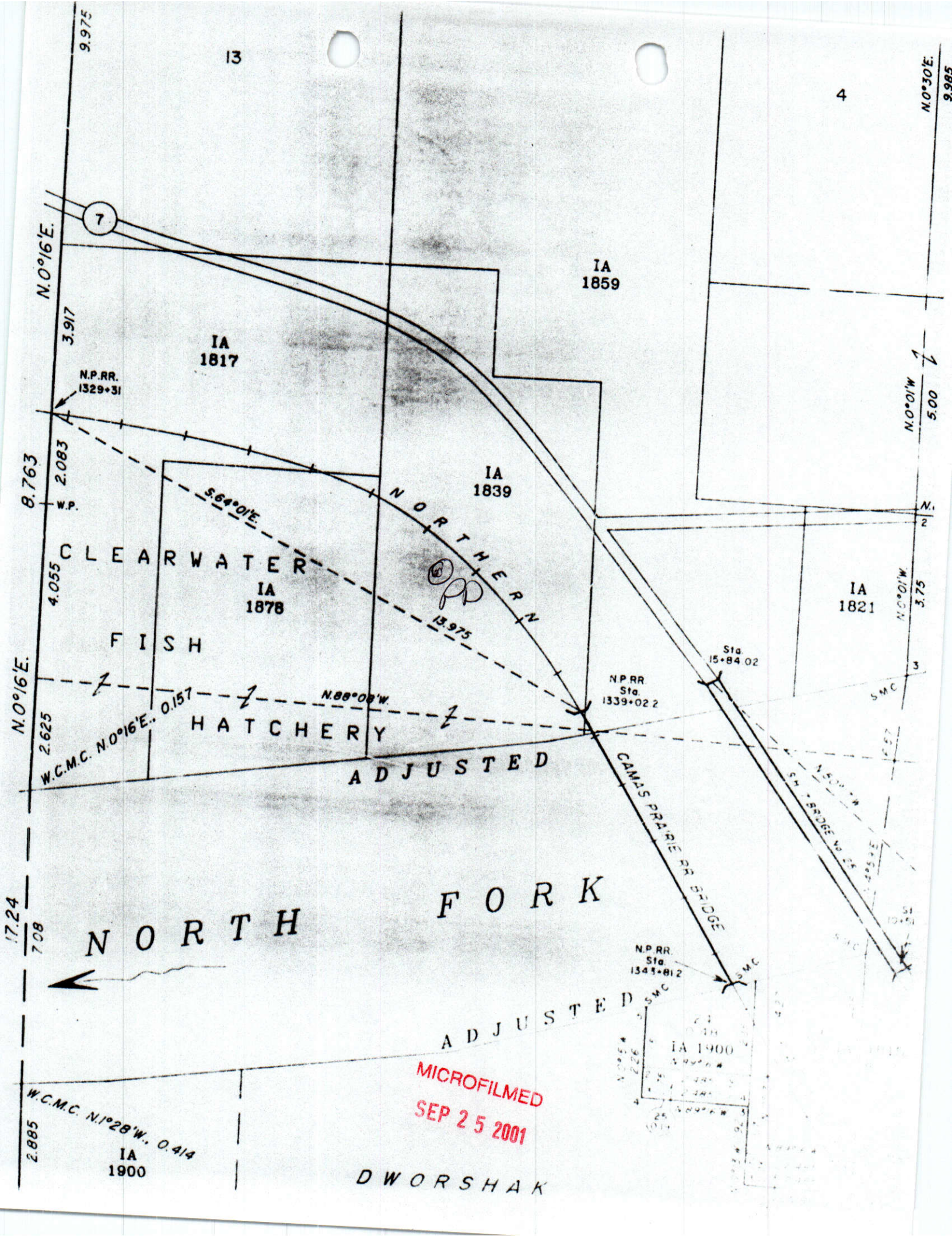


0.4 0 0.4 0.8 Miles

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- GCDBT37N01E.shp
- POD- ApplicationApplication POD
- Application POU
- Townships



MICROFILMED  
SEP 25 2001





STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY

Amt. of Fee \$ 100.00  
Receipt No. 057129  
Receipt By: J. Mass  
Date Received: 10/17/01 dg

RECEIVED

SEP 24 2001

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.

1. Permit No. 83-11928 Telephone No. (208) 476-7749

2. Name of Permit Holder(s): Ahsakka Water & Sewer District

3. Mailing Address: P.O. Box 37  
City Ahsakka State Id. Zip 83520

4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 4 yr. 1965  
Well Driller: BLACK Drilling Permit Number: N/A

5. Use(s) (as authorized by the water right permit):  
Domestic (No. of households): 60 Stockwater (No. and type of stock):  
Irrigation (No. of acres): Other:

6. Total rate of diversion and/or volume for which proof is submitted: 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?  
Has the measuring device been installed?

Yes X or No  
Yes X or No

8. Fee Enclosed: \$ (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: James Dodge Telephone Number: (208) 476-7515  
Address:

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

Signature of permit holder: Larry Kaufman (Chairman) Date: 8/28/01  
(include your title, if on behalf of company or organization)

MICROFILMED

MAR 27 2002

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 83-11928

Priority: 05/01/2001

Maximum Diversion Rate: 1.00 CFS

This is to certify, that AHSAHKA WATER & SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520

has applied for a permit to appropriate water from:

**Source:** GROUND WATER

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

**BENEFICIAL USE**

MUNICIPAL

**PERIOD OF USE**

01/01 to 12/31

**RATE OF DIVERSION**

1.00 CFS

**ANNUAL VOLUME**

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER

NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 34, Twp 37N, Rge 01E, B.M. CLEARWATER County

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **August 1, 2002**.
2. Subject to all prior water rights.
3. The issuance of this right does not grant any right-of-way or easement across the land of another.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Place of use is within the service area of Ahsahka Water & Sewer District.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 16<sup>th</sup> day of August, 2001.

  
for **KARL J DREHER, Director**

**MICROFILMED**

**SEP 25 2001**

69142

Ident. No. **83-11928**

RECEIVED

AUG - 9 2001

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**

To appropriate the public waters of the State of Idaho

Department of Water Resources

1. Name of Applicant AUSAHA WATER & SEWER DIST Phone 976-7749  
Mailing address PO Box 37 AUSAHA ID 83520
2. Source of water supply GROUNDWATER which is a tributary of \_\_\_\_\_
3. Location of point of diversion is Township 37N Range 1E Sec. 34 in the \_\_\_\_\_ 1/4,  
NW 1/4, SW 1/4, Govt. Lot \_\_\_\_\_, B.M., CLEARWATER County;  
additional points of diversion if any: \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 1.0 for MUNICIPAL purposes from 4/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)  
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) 1.0 and/or (b) \_\_\_\_\_  
cubic feet per second acre feet per annum
6. Proposed diverting works:
  - a. Describe type and size of devices used to divert water from the source 7 1/2 H.P. SUBMERSIBLE PUMP, WELL & DELIVERY SYSTEM
  - b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet
  - c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet
  - d. Is ground water with a temperature of greater than 85°F being sought? \_\_\_\_\_
  - e. If well is already drilled, when? 1965; Drilling firm \_\_\_\_\_  
Well was drilled for (well owner) ARMY CORPS ENGINEERS Drilling Permit No. \_\_\_\_\_
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
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. AUSAHA WATER AND SEWER DIST
  - d. Domestic; show number of households. \_\_\_\_\_
  - e. Other; describe fully. \_\_\_\_\_

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SEP 25 2001

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 | RGE | SEC | N E |    |    |    | N W |    |    |    | S W |    |    |    | S E |    |    |    | TOTALS |
|-----|-----|-----|-----|----|----|----|-----|----|----|----|-----|----|----|----|-----|----|----|----|--------|
|     |     |     | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SW | SE | NE  | NW | SW | SE |        |
| 37N | 1E  | 34  |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |
|     |     |     |     |    |    |    |     |    |    |    |     |    |    |    |     |    |    |    |        |

PLACE OF USE IS LOCATED  
WITHIN SERVICE AREA OF  
ANSAKA WATER & SEWER DIST.

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?

CAMAS PRAIRIE RAIL NET 135 S. LaSalle St Dept 3907

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

BURLINGTON NORTHERN RAILROAD CO.

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

12. Remarks: Corporate Officers ARE: Larry Kaufman - Chairman  
Board Members ARE: Clara Davaz - Sec., Minda Stamper, Ira Fackenthal,  
Art Henson

PWS No.: 2180001

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

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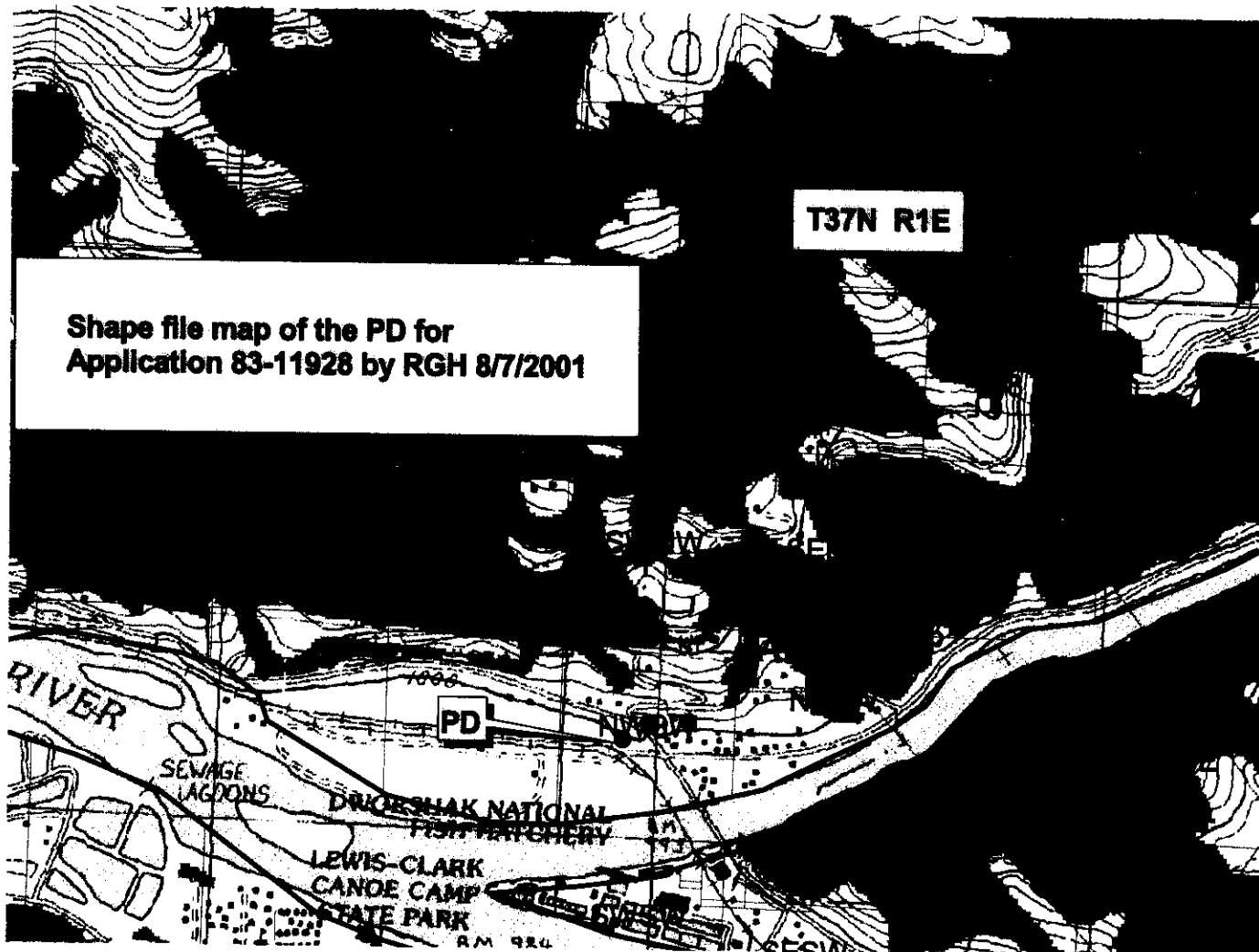
SEP 25 2001

Larry Kaufman Chairman  
Signature of Applicant (and title, if applicable)

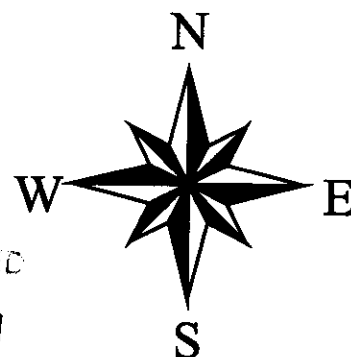
Received by do Date 5/1/01 Time 1:25P Preliminary check by \_\_\_\_\_  
Fee \$ 100.00 Receipted by do # NO 14318 Date 5/1/01  
Publication prepared by do Date 5/25/01 Published in Clearwater Trust 6/7-14/01  
Publication approved do Date 7/25/01

82

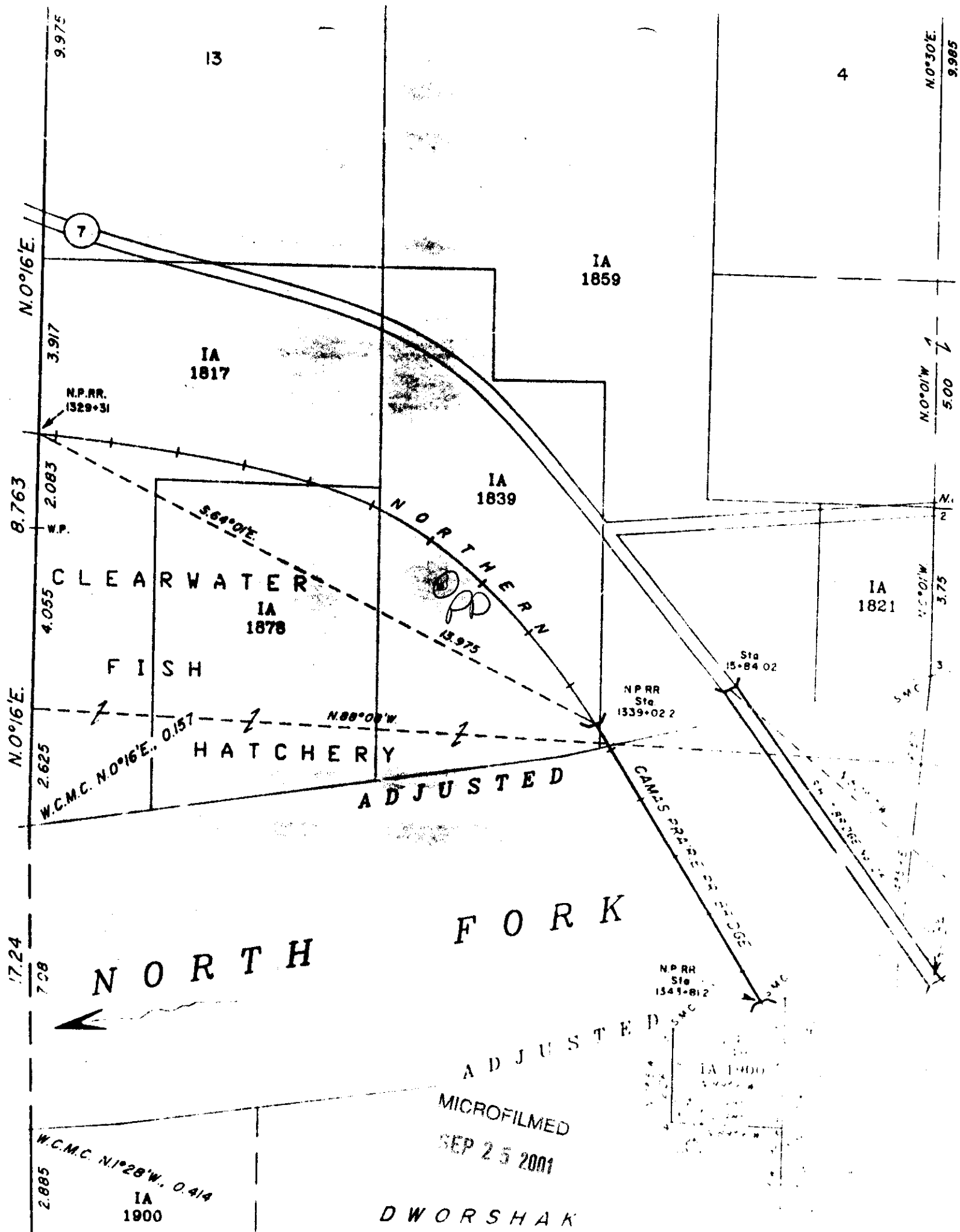
Chicago IL 60674-3907



- Quad IndexQuadcov.shp
- GCDBT37N01E.shp
- POD- ApplicationApplication POD
- Application POU
- Townships



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SEP 25 2001







State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

October 22, 2001

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

AHSAHKA WATER & SEWER DIST  
PO BOX 37  
AHSAHKA ID 83520

**PROOF ACKNOWLEDGMENT LETTER**

**RE: PERMIT NO. 83-11928**

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 contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights 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, please contact the **Northern** Regional Office of the department in Coeur d'Alene at (208) 769-1450.

Sincerely,

Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Encl.

c: IDWR - Regional Office

**MICROFILMED**

**MAR 27 2002**

## ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 83-11928

Reviewed By: dgibson

Date: October 18, 2001

|                                   | <u>Yes</u>          | <u>No</u> |                                  | <u>Yes</u> | <u>No</u> |
|-----------------------------------|---------------------|-----------|----------------------------------|------------|-----------|
| Proof received timely?            | X                   |           | Drilling permit required?        |            |           |
| License examination fee required? | X                   |           | Drilling permit No.:             |            |           |
| Appropriate fee submitted?        | X                   |           | Drilling permit upgrade needed?  |            |           |
| Receipt No.:                      | N014318,<br>C057129 |           | Well driller's report filed?     |            |           |
| Additional Amount Due:            |                     |           | Measuring device required?       |            | X         |
| Name and address same as permit?  | X                   |           | Measuring device installed?      | X          |           |
| Are the water uses correct?       |                     |           | Measure device waiver requested? |            |           |

### Priority Calculation

|                     |              |
|---------------------|--------------|
| Date proof received | 10/17/2001   |
| Date proof due      | - 08/01/2002 |
| Lapse notice sent   | -            |
| No. of days late    | = 0          |
| Holiday allowance   | +            |
| Priority date       | + 05/01/2001 |
| New priority date   | = 05/01/2001 |

### Deficiencies of Actions Items

Ask Well Construction to research permit fee. If they ok, then acknowledge proof.

*Gave to April 10/18/01.*

*Ok to process. No additional fee needed per D.P. 10/22*

FROM D. Gibson

DATE 10/12/01

TO File No. 83-11928

SUBJECT Payment of License Exam Fee for Proof.

Called Ahsohka W. & S. Dist., left message requesting copy of receipt.

Kathy Gray called me back. Upon her checking her payment records, she determined <sup>that</sup> she had not paid this fee.

10/17/01 Rec'd \$100 by mail.

MICROFILMED

D. Gibson  
SIGNATURE

MAR 27 2002

RECEIVED

OCT 9 - 2001

Department of Water Resources

Ahsahka Water & Sewer Dist.  
P.O. Box 37  
Ahsahka, Id. 83520

October 3, 2001

R.E. Permit NO. 83-11928 V.

Dear Deborah,

I Talked to our bookkeeper and the license fee was sent just after she sent the Proof of Beneficial Use. I hope you now have the check.

I am returning the copy to you. If you need something else please contact me.

Thank You.  
Larry Kaufman  
LARRY KAUFMAN  
Chairman AW&SD.

MICROFILMED

MAR 27 2002

FOR OFFICE USE ONLY  
Amt. of Fee \$: \_\_\_\_\_  
Receipt No. \_\_\_\_\_  
Receipt By: \_\_\_\_\_  
Date Received: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 24 2001

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.

1. Permit No. 83-11928 Telephone No. (208) 476-7749
2. Name of Permit Holder(s): Ahsahka Water & Sewer District
3. Mailing Address: P.O. Box 37  
City Ahsahka State Id. Zip 83520
4. Source of Water: Well If GROUNDWATER (well), Date Drilled: mo. 4 yr. 1965  
Well Driller: BLACK Drilling Permit Number: N/A
5. Use(s) (as authorized by the water right permit):  
Domestic (No. of households): 60 Stockwater (No. and type of stock): \_\_\_\_\_  
Irrigation (No. of acres): \_\_\_\_\_ Other: \_\_\_\_\_
6. Total rate of diversion and/or volume for which proof is submitted: \_\_\_\_\_ 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 X or No \_\_\_\_\_  
Has the measuring device been installed? Yes X or No \_\_\_\_\_
8. Fee Enclosed: \$ \_\_\_\_\_ (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: James Dodge Telephone Number: (208) 476-7515  
Address: \_\_\_\_\_
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Larry Kaufman (Chairman) Date: 8/28/01  
(include your title, if on behalf of company or organization)

MICROFILMED

MAR 27 2002



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

September 25, 2001

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

AHSAHKA WATER & SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520

**RE: PERMIT NO. 83-11928**

Dear Permit Holder:

Enclosed is a copy of the Proof of Beneficial Use (proof) statement you submitted in connection with the above referenced water right permit. Before the department can accept your proof, it must be accompanied by the appropriate license examination fee.

Please return the enclosed copy of the proof form along with the \$100.00 license examination fee. If you have any questions regarding the Proof of Beneficial Use process, please contact me at (208) 327-7953, or contact the regional office in Coeur d'Alene at (208) 769-1450 with water right questions.

Sincerely,

Deborah J. Gibson  
Administrative Assistant  
Water Allocation Bureau

Enclosure

c: IDWR- Region

MICROFILMED  
SEP 25 2001



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

**DIRK KEMPTHORNE**  
Governor

**KARL J. DREHER**  
Director

August 17, 2001

AHSAHKA WATER & SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520

RE: Permit No. 83-11928

**Permit Approval Notice**

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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 by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

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.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

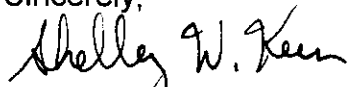
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

**MICROFILMED**

SEP 25 2001

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

Sincerely,

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

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

MICROFILMED

SEP 25 2001

# **CERTIFICATE OF MAILING**

I hereby certify that on August 17, 2001 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

**RE: WATER RIGHT NO. 83-11928**

**AHSAHKA WATER & SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520**

  
**Kari Lynn Townsend  
Secretary**

**MICROFILMED  
SEP 25 2001**

**EXPLANATORY INFORMATION  
TO ACCOMPANY A  
PRELIMINARY ORDER**

The accompanying order or approved document 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 of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing 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 fourteen (14) 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

**REQUEST FOR HEARING**

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

**ORAL ARGUMENT**

If the Director grants a petition to review the preliminary order, the Director 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 Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director 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 Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

SEP 25 2001

## FINAL ORDER

The Director 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 Director 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.

APPLICATION FOR PERMIT  
STATE OFFICE ANALYSIS  
Reviewed by Sharla Curtis on 8/9/01

No. 83-11928 Name: Ahsanka Corp. Officers N/A Ad ok ☒ Govt Lots  
AREA OF CONCERN: No/Yes                      Moratorium                      GWMA                      TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046  
Basin 34 - 084 (if necessary)  
WMD - North/East/West  
≤ 0.24 cfs/5 acres - No MD  
> 0.24 cfs/5 acres - 067  
~~WMD~~  
Supp irr (irr = only use) - 065-104  
Supp irr (+ other uses) - 100-105  
≤ 0.24 cfs/5 acres - No MD  
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)  
Mitigation - 121  
Trust - 051 (consumptive uses)  
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA  
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)  
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)  
STOCKWATER - R37 (BLM/FS)-111 (instream stock)  
MINING - 054-106  
HEAT/COOL - R07 (injection well)  
FIRE PROT - 077  
COMMERCIAL/  
INDUSTRIAL - 106-R07  
DAIRY - 082-WD8  
POWER - 17H or 17K (+uses)-17G (under FERC )  
or 17M (not FERC regulated)  
025-027-R22-08A

BENEFICIAL USE DUE: 8/01/2002

MISC CONDITIONS/REMARKS:

Protected - 020-W19  
Development Period  
> 1 yr - 26A  
Ownership - 004  
Non-consumptive - 027  
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response  
In/Above MSF - WB9  
PLANNING REVIEW/RESPONSE  
WD - R04 (WD#           )  
≤ 0.20 cfs/others - 01H, 01P or No MD  
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or WB

≤ 0.24 cfs/5 acres - No MD  
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS (SW special considerations)

SNAKE R (01) - W23, N/A  
(02,03) - 007 (w/ remark WB9 if above Weiser)  
Payette R (65) - W23, 047 (Payette Lake)  
Salmon R (70's) - 029 (fish screens)  
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022,075  
Irr., GW supp to SW - 102  
Future needs - 007,109  
FISH PROP - 029 (70's only)-007-042-106  
DOMESTIC  
Surface water - WB5 (Big Wood/Boise above Star Bridge)  
- 27A (Payette R)  
> 1 in restricted area - 070-071-075 (no parks/common areas)  
Irr separate or none allowed - WB5  
GW w/irrigation from SW evident - 065-104  
Moratorium approvable - W03 (2500 gpd - meets domestic def  
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32  
Subd lot desc (pd) - W59  
Subd lot desc (pu) - W60  
Use definitions - W02 example - S/50 range  
Pre-1987 development - 068-074 (allow 120 days for proof due)  
Single pd intended - 076

IRRIGATION SEASON                      (Per updated map)

IRR VOLUME/ACRE                     

OTHER CONDITIONS/REMARKS Plans submitted on app - no need to  
COMMENTS Solicit proof of public water supplies

RECEIVED

AUG - 9 2001

IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION ANALYSIS SHEET

69142  
APPLICATION # 88-11928  
INITIAL REVIEW

Department of Water Resources  
Basing 83 app  
Bob Higgins

APPLICANT: ANSAHKA WATER / Sena BY: B DATE: 5/1/01

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes) (No)

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

PROCESSING

(Yes) (No)

PRIORITY DATE: 5/1/01

X (Include Moratorium Remark)

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

CT/Thurs/01

ADVERTISE IN: CLEARWATER County

LETTERS SENT REQUESTING:

- ( ) Dam Information ( ) Fish Information  
( ) Power Information ( ) Other: N/A

INFORMATION RECEIVED:

- ( ) Dam Information ( ) Fish Information  
( ) Power Information ( ) Other: N/A

WD Permit No.'s: TAG # Type: GROUNDWATER SECTION

| WD Permit No.'s:  | TAG #             | Type:                                             | Fees                      | Receipt No.       | Upgrade Needed? |
|-------------------|-------------------|---------------------------------------------------|---------------------------|-------------------|-----------------|
| <u>          </u> | <u>          </u> | Dom. <u>          </u> Non-Dom. <u>          </u> | Paid \$ <u>          </u> | <u>          </u> | Y ( ) N ( )     |
| <u>          </u> | <u>          </u> | Dom. <u>          </u> Non-Dom. <u>          </u> | Paid \$ <u>          </u> | <u>          </u> | Y ( ) N ( )     |
| <u>          </u> | <u>          </u> | Dom. <u>          </u> Non-Dom. <u>          </u> | Paid \$ <u>          </u> | <u>          </u> | Y ( ) N ( )     |

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

Remarks:                     

(Yes) (No) FINAL REGIONAL PROCESSING/REVIEW

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

Publication dates and paper recorded on application                      | Sr. Agent initial             
Protests received, Final protest date: 6/25/01

- Measuring device required                       
Measuring port required                       
Special conditions:

Special conditions of approval supplement and/or cover letter attached:                     

Approval Recommended by:                     

Date:           /          /

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO )  
 ) ss.  
County of Clearwater )

LA RAE CALL

RECEIVED  
JUL 16 2001  
IDWR/North

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of the THE CLEARWATER TRIBUNE; that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

## LEGAL NOTICE

## APPLICATION FOR WATER RIGHTS

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period of two consecutive issues, commencing on the 7th day of June 2001 and ending on the 14th day of June 2001.

La Rae Call  
STATE OF IDAHO )  
 )  
COUNTY OF CLEARWATER )

On this 15th day of June in the year of 2001, before me, a Notary Public, personally appeared

La Rae Call  
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Pamela A. Jones  
Notary Public for Idaho  
Resident at Orofino, Idaho  
My commission expires: 11-20-01

## LEGAL NOTICE

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

83-11926

ORABELLE S. MURRAY  
830 BURRELL AV  
LEWISTON ID 83501

Point(s) of Diversion:  
NWSNW S3 T37N R01E  
CLEARWATER County  
Source: GROUND WATER  
Use: DOMESTIC 01/01 TO 12/31  
0.05 CFS  
Total Diversion: 0.05 CFS  
Date Filed: 05/04/2001  
Place of Use: DOMESTIC  
T37N R01E S3 SENW

83-11928

AHSAHKA WATER AND SEWER  
DISTRICT  
P.O. BOX 37  
AHSAHKA ID 83520

Point(s) of Diversion: NWSW S34  
T37N R01E CLEARWATER County  
Source: GROUND WATER  
Use: MUNICIPAL 01/01 to 12/31  
1 CFS

Total Diversion: 1 CFS  
Date Filed: 05/01/2001  
Remark: Place of use is within the service area of Ahsahka Water and Sewer District.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 06/25/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director  
6-7, 14-01

MICROFILMED

SEP 23 2001

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

ORABELLE S MURRAY  
830 BURRELL AV  
LEWISTON ID 83501

83-11926

Point(s) of Diversion NWSNW S3 T37N R01E CLEARWATER County  
Source GROUND WATER  
Use: DOMESTIC  
Total Diversion: 01/01 To 12/31 0.05 CFS  
Date Filed: 05/04/2001 0.05 CFS  
Place Of Use: DOMESTIC  
T37N R01E S3 SENW

AHSAHKA WATER AND SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520

83-11928

Point(s) of Diversion NWSW S34 T37N R01E CLEARWATER County  
Source GROUND WATER  
Use: MUNICIPAL  
Total Diversion: 01/01 To 12/31 1 CFS  
Date Filed: 05/01/2001 1 CFS

Remark: Place of use is within the service area of Ahsahka Water and Sewer District.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.  
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region,  
1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before  
06/25/2001. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on 6/7 and 14/2001

MICROFILMED

SEP 25 2001



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615  
(208) 769-1450  
Fax (208) 769-1454

May 30, 2001

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

**Legal Notice Department**  
**CLEARWATER TRIBUNE**  
**PO BOX 71**  
**OROFINO ID 83544**

RE: Application for Permit No. 83-11926 and 83-11928

**Dear LEGAL NOTICE DEPARTMENT:**

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 06/25/2001. Your cooperation is appreciated.

Sincerely

**Dianne Ball**  
Administrative Assistant

MICROFILMED

SEP 25 2001



State of Idaho  
**DEPARTMENT OF WATER RESOURCES**

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615  
(208) 769-1450  
Fax (208) 769-1454

May 30, 2001

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

AHSAHKA WATER AND SEWER DISTRICT  
PO BOX 37  
AHSAHKA ID 83520

RE: Application for Permit No 83-11928

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Clearwater Tribune on June 7 and 14, 2001. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about sixty to ninety days.

Please feel free to contact this office if you have any questions.

Sincerely,

Al Beardslee  
Senior Water Resource Agent

Enclosure - Receipt No. N014318

MICROFILMED

SEP 25 2001