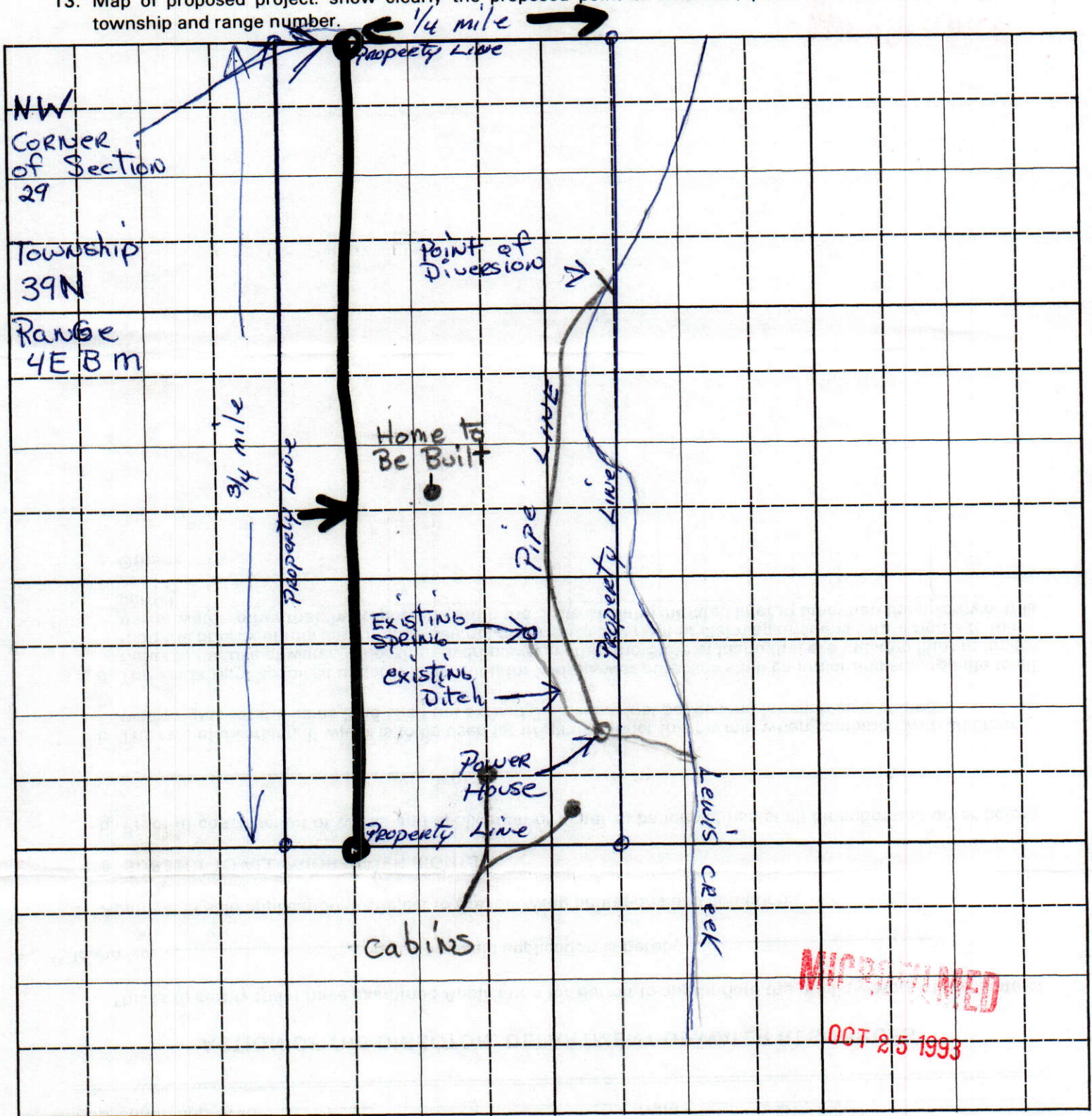


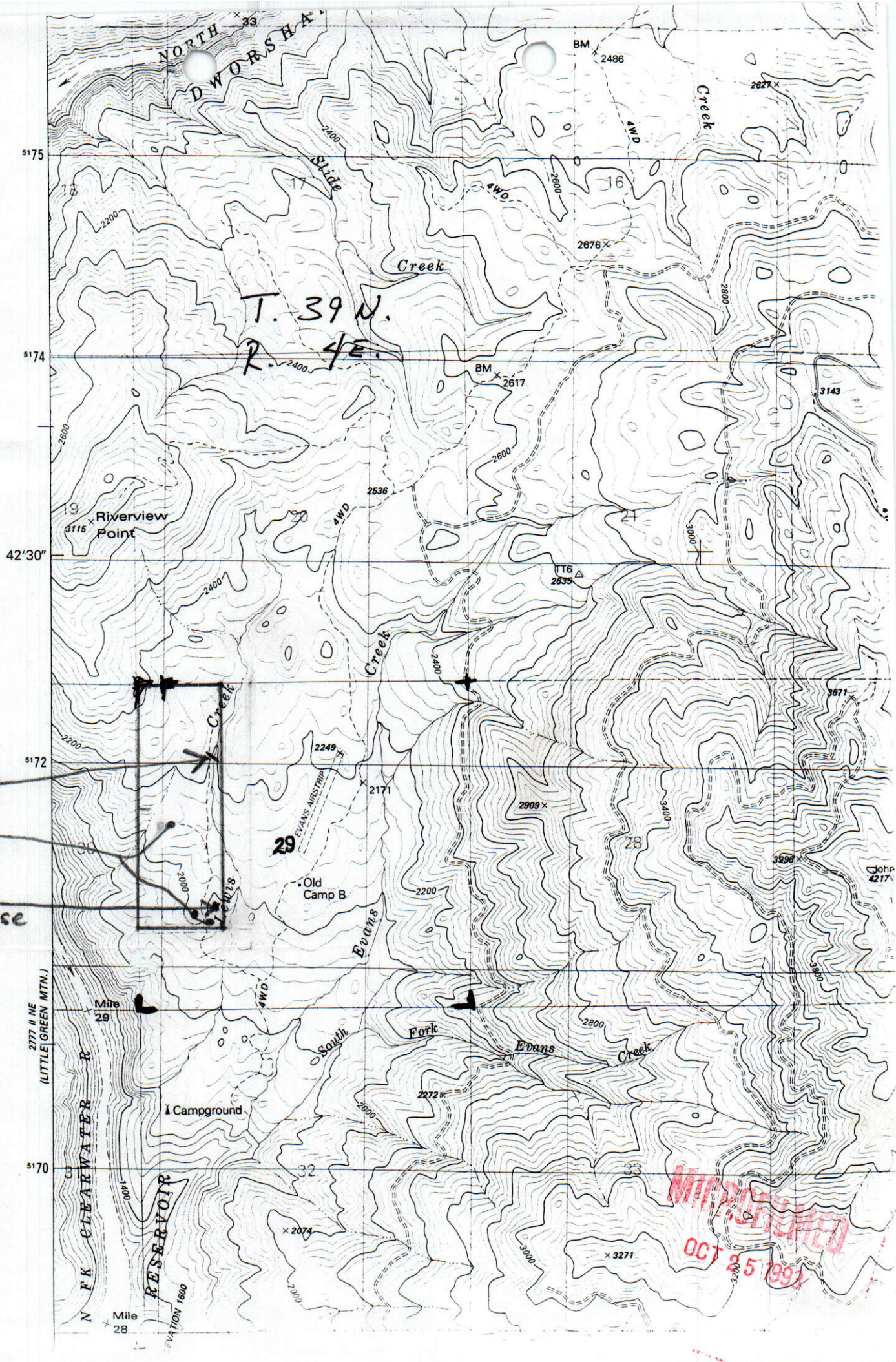
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Lane Weimer
(Applicant)



Point of
Diversion
Points of
use
Point of
Power House

MAY 1991
OCT 25 1991

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JUN 07 1993

NORTHERN REGION
IDWR

Side View

Screen

Culvert

4" Pipe

Collection Box 10' Long
Approximate

6" or 8" pipe line may
come out side
of Collection Box Top View

Collection Box

Culvert

4" pipe

perforated Screen $\frac{1}{4}$ " Holes
Approximate

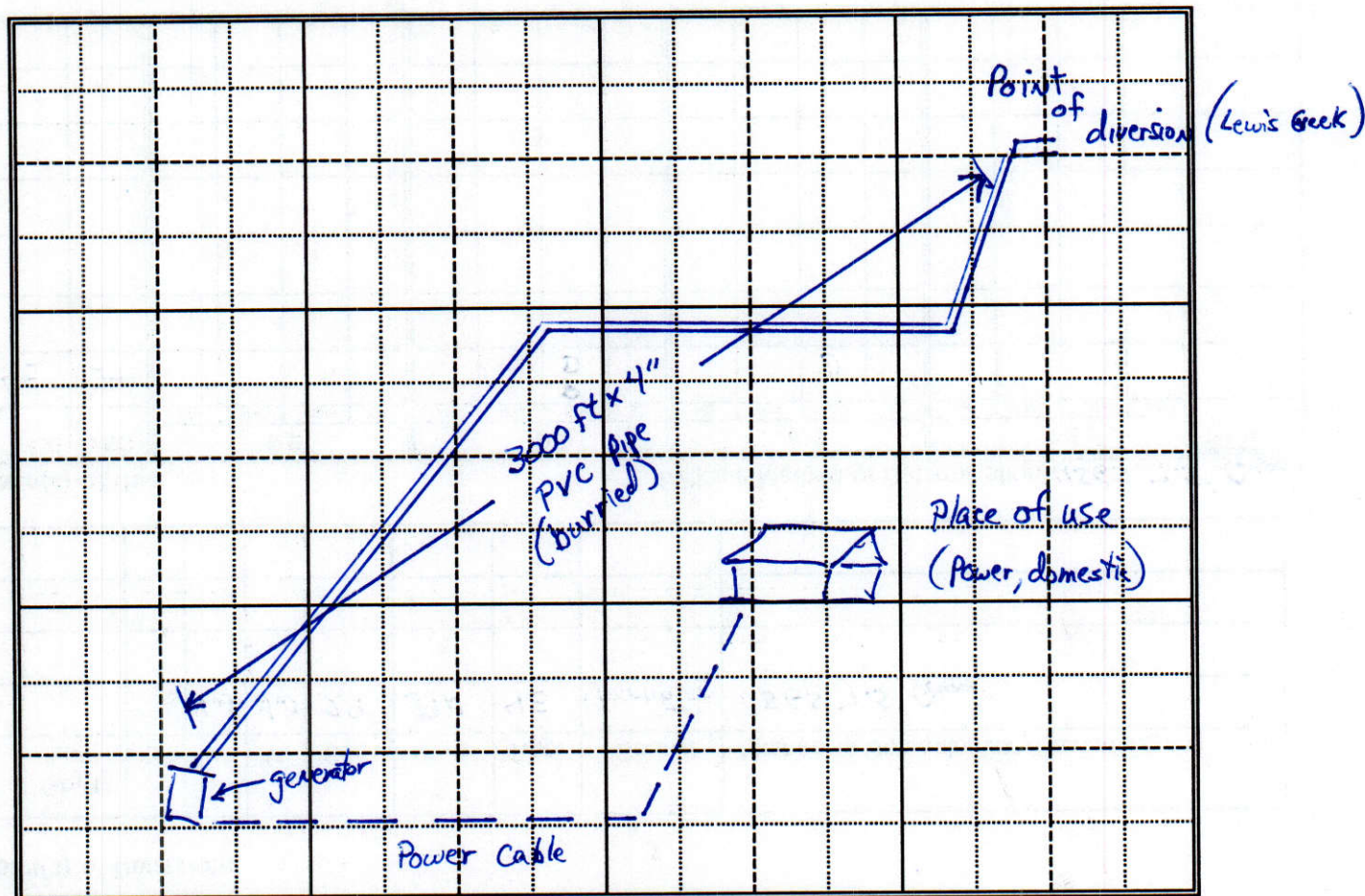
Collection Box will be no longer than
10' and no more than 2' square

May use 6" or 8" pipe for first
20' from Collection Box to 4" pipe line

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OCT 05 1993

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



Scale: 1" = _____

☒ 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

*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
Bucket / stopwatch					5gal.	

2. **Measurements:** a measurement was taken below the Pelton Wheel generator. The rate measured at this time = 39.16 gpm (.087 cfs)

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APR 14 1999

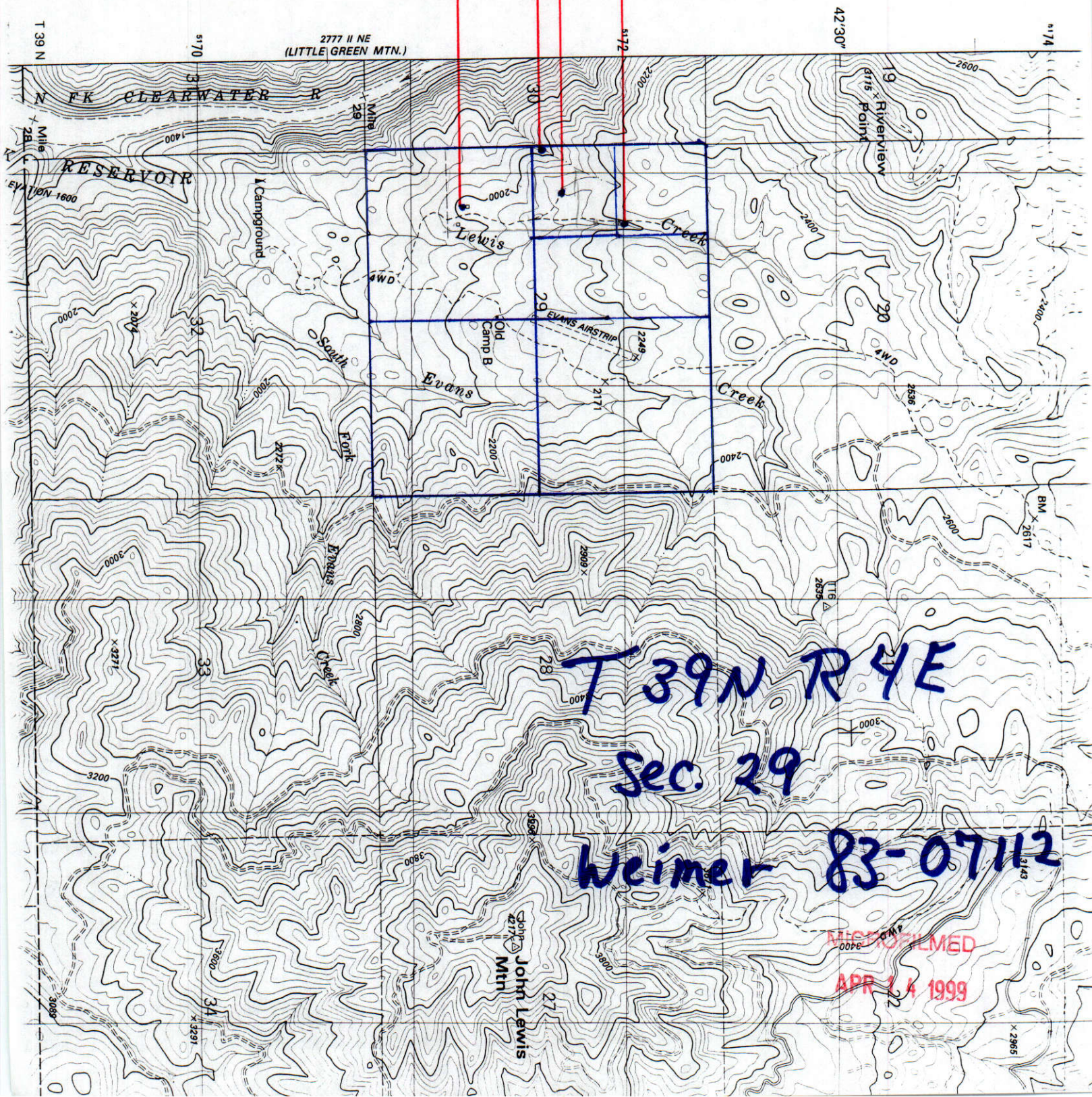
Point of diversion

Place of use

Location of generator

Place of use

License # 83-07006



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

83-07112



Point
of
Diversion
←
↓



4000 Watt
generator
←

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APR 14 1999

PERMIT #

83-07112

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Place
of
Use...

Power/
domestic



Return
after
Power
Usage

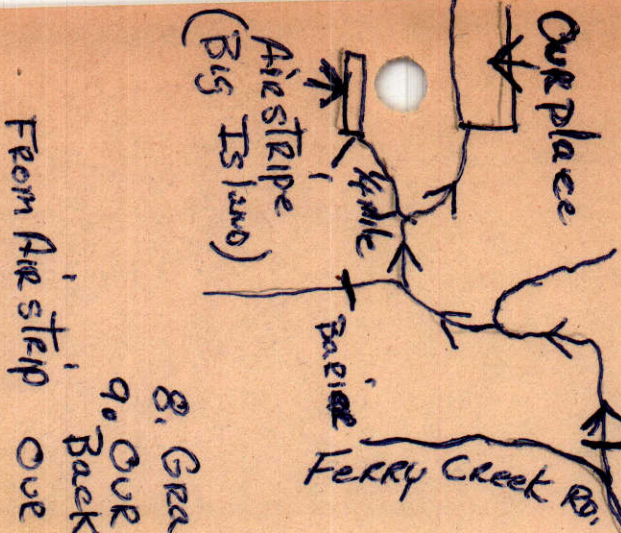
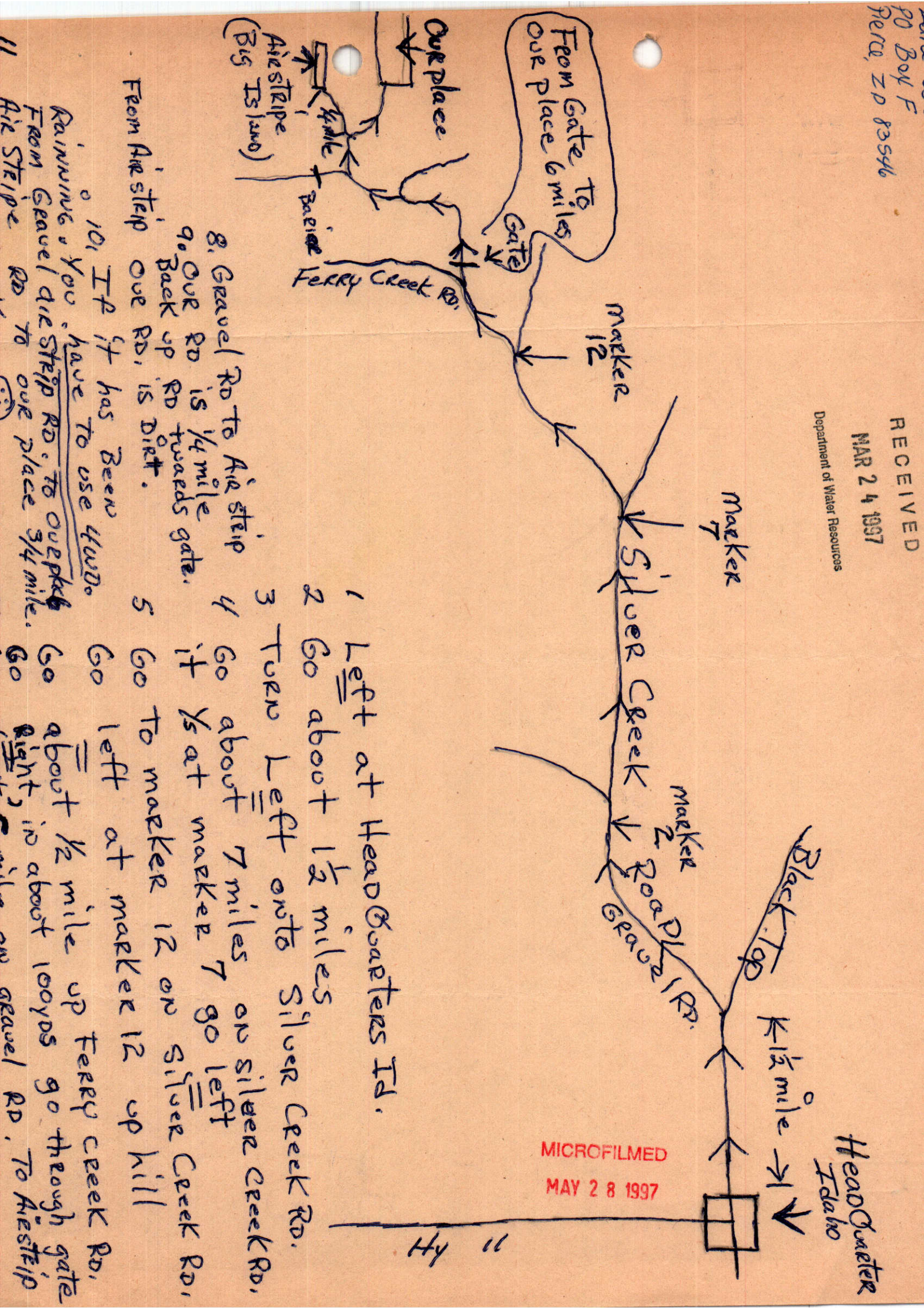
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APR 14 1999

PO Box F
Perc, ZD 83546

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MAR 24 1997

Department of Water Resources

MICROFILMED
MAY 28 1997



10. If it has been 4000.
Rainume. You have to use 4000.
From Gravel die strip Rd. to Our place 3/4 mile.
Air Stripe Rd to Our place 3/4 mile.

1. Left at Headquarters Id.
2. Go about 1 1/2 miles
3. Turn Left onto Silver Creek Rd.
4. Go about 7 miles on Silver Creek Rd. if 1/2 at marker 7 go left
5. Go to marker 12 on Silver Creek Rd. Go left at marker 12 up hill

NW
CORNER
Section 29

Township
39 N

Range
4 E B M

Property Line $\frac{1}{4}$ mile

Property Line $\frac{3}{4}$ mile

Seasonal
Creek

Point of
Diversión

$\frac{1}{3}$ Property Line

Line Route

New Pipe

Road

House

Electric Line
Route

$\frac{1}{3}$ property Line

Old Pipe
Line Route

Old
Power House
Site

Property Line $\frac{1}{4}$ mile

Lewis Creek

Property Line $\frac{3}{4}$ mile

Lewis Creek



Map of
property is
 $\frac{1}{4} \times \frac{3}{4}$ mile

RECEIVED

OCT 18 1996

Department of Water Resources

MICROFILMED

MAY 28 1997

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

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 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:

Application For Water Rights

That said 83-07111 83-07112

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 1st day of July 1993 and ending on the 8th day of July 1993

Bonnie M. Bessent
STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 19th day of July in the year of 1993, before me, a Notary Public, personally appeared Bonnie M. Bessent,

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 he executed the same.

Janice A. Finke
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 5/13/99

NOTICE OF APPLICATION FOR WATER RIGHT

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

83-07111

MORTON, ROBERT ALAN
PO BOX 257
UNIONTOWN, WA 99179

Source: GROUNDWATER
Diversion Pt: SENE Sec 5 T 37N R 01E in CLEARWATER County.

Use: DOMESTIC (.040 CFS)

Total Diversion: (.040 CFS)

Date Filed: 6/18/1993

In: CLEARWATER County
T37N R01E S05 SENE

83-07112

WEIMER, LANE
PO BOX F
PIERCE, ID 83546

Source: LEWIS CREEK
Tributary: CLEARWATER RIVER,
NORTH FORK

Diversion Pt: NWNW Sec 29 T 39N R 04E in CLEARWATER County.

Use: POWER (1.000 CFS)

DOMESTIC (.080 CFS)

Total Diversion: (1.000 CFS)

Date Filed: 6/11/1993

In: CLEARWATER County
T39N R04E S29 SWNW NWSW

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 Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before JULY 19, 1993.

R. KEITH HIGGINSON,
Director
7-1,8c

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AUG 04 1993

NORTHERN REGION
IDWR

OCT 25 1993

State of Idaho
Department of Water Resources
Water Right License
WATER RIGHT NO. 83-07112

Priority: June 11, 1993

Maximum Diversion Rate: 0.15 CFS
Maximum Diversion Volume: 108.4 AF

This is to certify, that LANE WEIMER
PO BOX F
PIERCE ID 83546

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 11, 1993; and has submitted Proof of Beneficial Use on March 24, 1997. An examination indicates that the works have a diversion capacity of 0.150 cfs of water from:

LEWIS CREEK tributary to CLEARWATER RIVER, NORTH FORK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	01/01 to 12/31	0.15 CFS	108.4 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.15 CFS	108.4 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 29, Township 39N, Range 04E
CLEARWATER County

PLACE OF USE: POWER

TWN RGE SEC

39N 04E 29

SWNW

PLACE OF USE:

DOMESTIC, same as POWER use

CONDITIONS OF APPROVAL AND REMARKS

1. The water right confirmed in this license 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 license 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 license.
2. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

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APR 14 1999

State of Idaho
Department of Water Resources

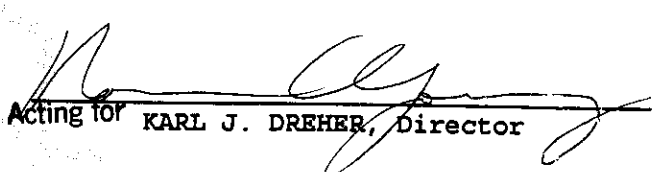
Water Right License

WATER RIGHT NO. 83-07112

CONDITIONS OF APPROVAL AND REMARKS

4. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after April 1, 2007. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
5. Use of water for hydropower purposes under this right shall be non-consumptive.
6. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 10TH day of MARCH, 1999.


Acting for KARL J. DREHER, Director

MICROFILMED

APR 14 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES RECEIVED

PROOF OF BENEFICIAL USE

MAR 24 1997

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. 83-07112 Telephone No.

2. Name(s) of Permit Holder(s): Lane Weimer

3. Mailing Address: P.O. Box F, Pierce, ID 83546

4. Source of Water: Lewis Creek (Surface) 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): 3 Stockwater (No. and type of stock):

Irrigation (No. of acres): Other: Power

6. Total rate of diversion and/or volume for which proof is submitted: 1 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

Flow Measurement Port: Is a flow measurement port required? Yes or No
Has the measurement port been installed? Yes or No

8. Fee Enclosed: \$ 100.00 (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: Lane Weimer Telephone Number: No Phone

Address: PO Box F Pierce ID 83546

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: Lane A Weimer Date: 3-15-97
(include your title, if on behalf of company or organization)

RECEIVED
MAY 28 1997

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME
TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF AUG 23 1995
BENEFICIAL USE FOR A WATER RIGHT PERMIT

RECEIVED
Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right.

Permit No. 83-07112
Name(s) of Permit Holder: Lane Weimer
Mailing Address: PO Box F Pierce ID, 83546
Date Proof is Due: 9-1-95 Telephone No. _____

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

4" pipe Layed and BURIED FROM Point of
DIVERSION FOR 1100' Down old Road. AND Cat
cleared where pipe line will be Layed to
powerhouse Costing \$ 1300.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Ran into alot of Rock in Ground, Broke Backhoe

Permit holder(s) request an extension to 9-1-1998

FEE: \$50.00

Lane Weimer
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to September 1, 1998.

Signed this 7th day of September, 19 95

J. Glen Saxton
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 83-07112

Proposed Priority: June 11, 1993 Maximum Diversion Rate: 1.00 CFS

This is to certify, that LANE WEIMER

PO BOX F

PIERCE ID 83546

has applied for a permit to appropriate water from:

LEWIS CREEK

tributary of CLEARWATER RIVER, NORTH FORK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
POWER	01/01 to 12/31	1.00 CFS
DOMESTIC	01/01 to 12/31	0.08 CFS
	Totals	1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 29, Township 39N, Range 04E
CLEARWATER County

PLACE OF USE: POWER

TWN RGE SEC

39N 04E 29 NWSW

PLACE OF USE: DOMESTIC

TWN RGE SEC

39N 04E 29 SWNW NWSW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1995.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.

RECEIVED

OCT 25 1993

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

NO. 83-07112

CONDITIONS/REMARKS:

5. The water right acquired under this permit 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 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.
6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. Use of water under this right shall be non-consumptive.
8. The right holder shall either install a measuring device or a flow measurement port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.
9. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
10. The Director retains jurisdiction of this right in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.
11. Domestic use is for 3 homes.

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

7th day of September, 1993

R. Keith Higginson
for R. Keith Higginson, Director

RECORDED

OCT 25 1993

RECEIVED
AUG 12 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 83-7112

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant Lane Weimer Phone 208-464-2168
Post office address PO Box F Pierce Idaho 83546
2. Source of water supply Lewis creek which is a tributary of North Fork Clearwater River
3. Location of point of diversion is _____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot _____
Sec. 29 Township 39N Range 4E B.M. Clearwater County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 1.0 for Hydro Power purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.08 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)
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. Description of ditches, flumes, pumps, headgates, etc. collection Box at end of
culvert with 4" PVC Pipe going down existing road
for about 3000' to Pelton wheel Generator
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

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OCT 25 1993

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

- a. Hydropower; show total feet of head and proposed capacity in KW. 180 Ft Head 4 Kw
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. 1 HOME, 2 CABINS
- 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	
39N	4E	29						D	D			D							
												P							

Total number of acres to be irrigated _____

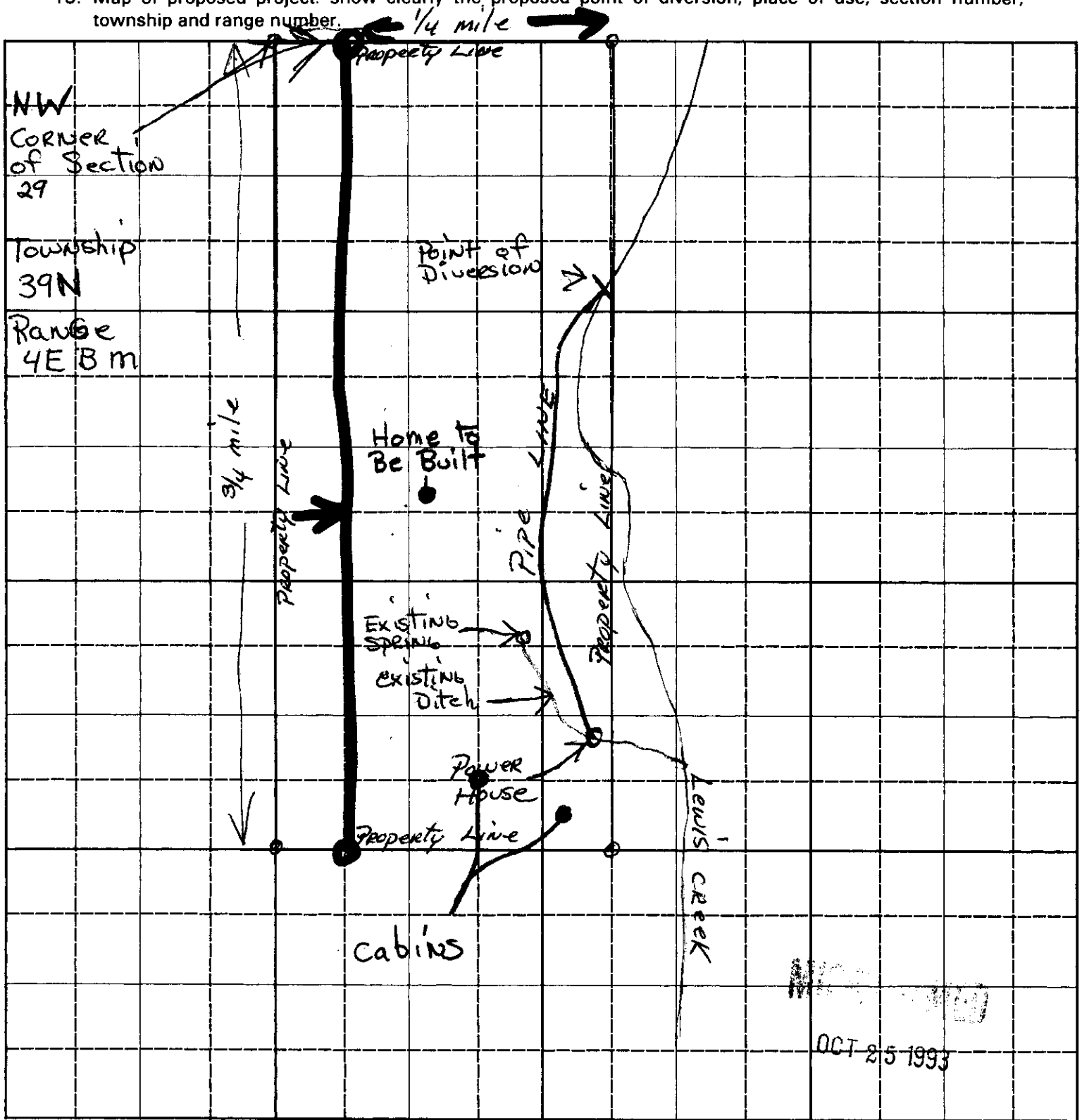
10. Describe any other water rights used for the same purposes as described above. A83-07006

Domestic, Stock, Irrigation

11. a. Who owns the property at the point of diversion? Lane + Athena Weimer
- b. Who owns the land to be irrigated or place of use? Lane + Athena Weimer
- 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: will be taking 1 cfs as creek will allow
Decreasing as Flow does, will Run 10 Kw generator AC
and 12 VDC generator Depending on yearly flow of
Lewis Creek Inclosed is a diagram of Head
works to be installed

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.

Lane Weimer

(Applicant)

Received by [Signature] Date 6/11/93 Time 1:00 PM Preliminary check by [Signature]
Fee \$ 45.00 Received by [Signature] # N 6662 Date 6/7/93
Publication prepared by [Signature] Date 6/23/93 Published in Idaho Water Right 1/1-8/93
Publication approved [Signature] Date 8/5/93

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

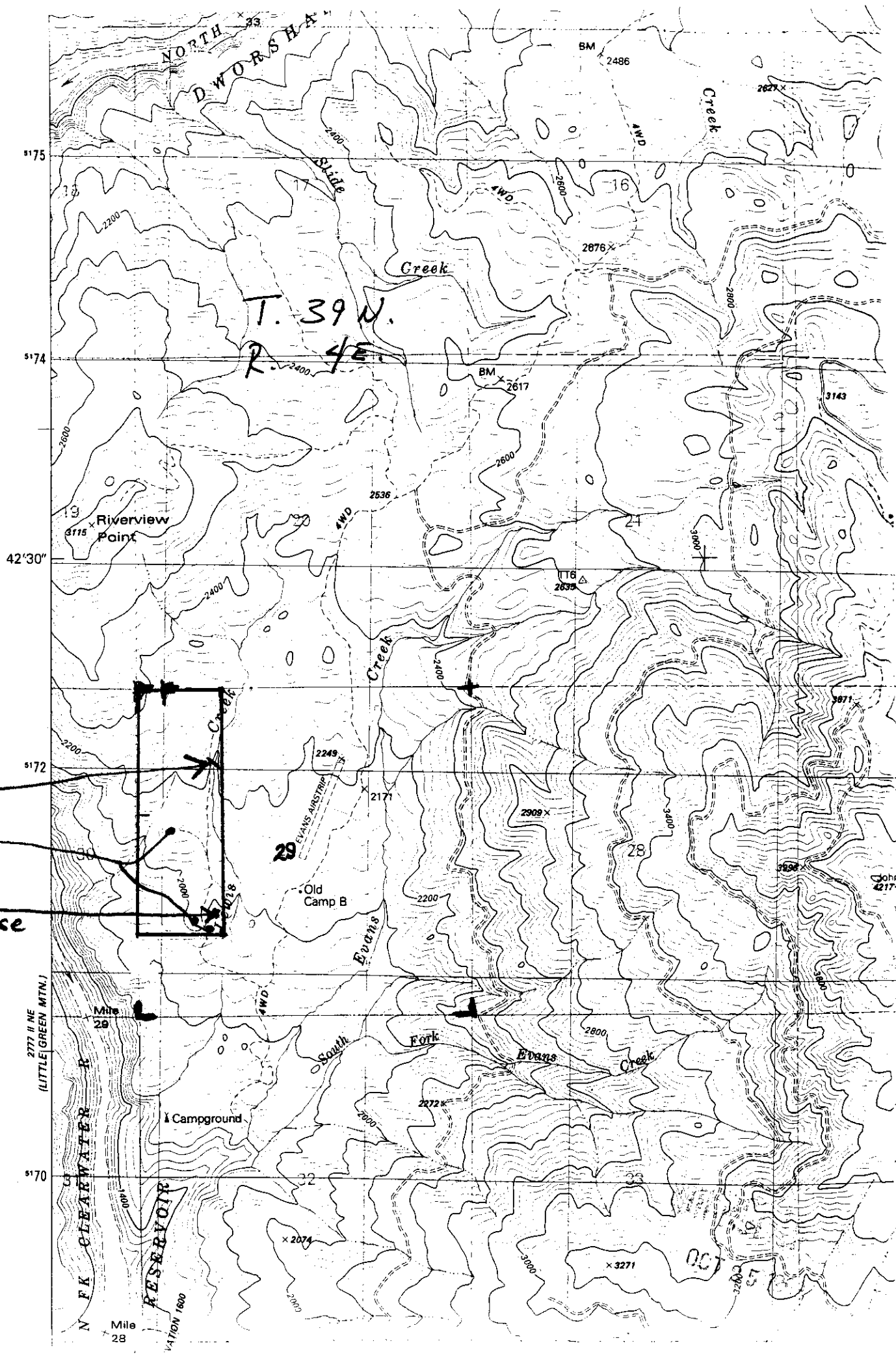
c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

e. Other:

RECORDED

OCT 25 1993



RECEIVED

JUN 07 1993

NORTHERN REGION
IDWR

Side View

Screen

Culvert

4" Pipe

Collection Box 10' Long
Approximate

6" or 8" pipe line may
come out side
of Collection Box Top View

Collection Box

4" pipe

Culvert

perforated Screen $\frac{1}{4}$ " Holes
Approximate

Collection Box will be no longer than
10' and no more than 2' square

May use 6" or 8" pipe for first
20' from Collection Box to 4" pipe line

RECEIVED

OCT 15 1993



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 8, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LANE WEIMER
PO BOX F
PIERCE ID 83-07112

RE: Water Right 83-07112

Dear Mr. Weimer:

I received the letter you sent me regarding the authorized diversion rate on water right license 83-07112, which was issued to you on March 10, 1999. In your letter, you indicate that the field examiner visited at a time when you were not producing power because of low flow in Lewis Creek. The examiner reported that you "initiated the operation" of your system anyway so that he could see how it operates. The flow measurement made by the examiner came to 39 gpm, or 0.087 cfs, which he recognized as low. In his field report he attempted to compensate by recommending 0.15 cfs, or about 67 gpm, which he thought was reasonable. Your license is based on his recommendation.

In your letter you suggest that 0.15 cfs will result in only about a third of the potential of your generator and that higher flows in Lewis Creek at other times during the year result in increased power production. I did a few calculations based on the limited data available, and I believe your assertions have merit. Unfortunately, I received your letter on May 21, 1999, which is sixty days after your license was sent to you. Under the Rules of Procedure that IDWR must follow, if you do not petition for reconsideration within fourteen days of the license being mailed to you, the license becomes a final order. When it does not receive a petition for reconsideration, IDWR can only change a final order within 49 days of the issuance of the license. In short, the Rules of Procedure, which govern due process in IDWR's administrative proceedings, preclude IDWR from taking action to review your license at this time. A copy of the pertinent rules was mailed to you with your license.

Fortunately, there is another remedy available to you. Because it is a non-consumptive use of water, hydropower development is exempt from the moratorium on new surface water rights in the Clearwater River drainage. If you apply for a new water right to cover a diversion greater than 0.15 cfs, IDWR will process your application. If your application is approved, IDWR will work with you to be sure your next field examination is conducted under more favorable conditions.

MICROFILMED

AUG 11 1999

Weimer
June 8, 1999
Page 2

I have enclosed an application form and instructions for you. If you have any questions, please contact me at 208-327-7946.

Respectfully,

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

Shelley Walter Keen
Water Rights Supervisor

Enclosure

MICROFILMED

AUG 11 1999

RECEIVED

MAY 21 1999

March 15, 1999

Dear Mr. Shelly W. Keen,

Department of Water Resources

In regard to water right # 83-07112.

The Hydro Permit was for 0.15 CFS. It should of been for 1.00 CFS.

At the time of examination the power plant was shut down for low water. When I started it up for the examinator it had a small nozzel in it.

As stated in the Water Right application water useage would be maximun of 1 CFS to nill as the creek flow would allow.

You asked me to send you psi at power house, the gauge says 140 psi, but as I told you this is high because the gauge froze. Before freezing gauge read about 132 psi. Also generator at power house is 4 KW. The 10 KW generator is at the house right now on diesel. The 10 KW generator was located at power house on steel plate right above 4 KW. You should be able to see 10 KW mounting plate on the photo you took. I bought the 4 KW because when water was low and power output on 10 KW generator went below 1500 watts it took to much power away to turn it. The 4 KW has less windings and can go down to about 300 wattsbefore we cannot use it to charge batteries. I plan to buy a 6 KW generator.

Power output at power house is approximately:

Nozzel	Gallons per minute	Watts
3/8"	50	600
1/2"	80	1500
5/8"	140	2500
3/4"	220	3500
7/8"	300	4500
1"	400	5500

These are estimates.

The approximate head is 210 feet. The power plant has a capacity for 2 nozzles.

Please correct the CFS on permit #83-07112 from 0.15 to 1.00 CFS. Please send us the revised copy of permit. Thank you very much.

Lane Weimer



MICROFILMED
AUG 11 1999



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

March 23, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LANE WEIMER
PO BOX F
PIERCE ID 83546

RE: WATER RIGHT NO. 83-07112

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 described in the enclosed information sheet.

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

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

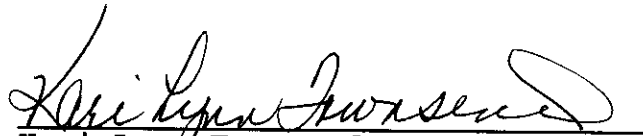
MICROFILMED
APR 14 1999

CERTIFICATE OF MAILING

I hereby certify that on the 23rd day of March, 1999, 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. 83-07112

LANE WEIMER
PO BOX F
PIERCE ID 83546


Kari Lynn Townsend
Secretary

NOTED
APR 14 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order 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 the 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 a 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, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a 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.

ORAL ARGUMENT

If the Department grants a petition to review a 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.

MICROFILM

APR 14 1997

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a 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.

MEMORANDUM

TO: File 83-07112

FROM: Sharla

DATE: March 5, 1999

RE: Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit 83-07112 are as follows:

H. RECOMMENDATIONS

Power	1/1 – 12/31	0.15 cfs	108.4 afa
Domestic	1/1 – 12/31	0.04 cfs	1.2 afa
	TOTALS	0.15 cfs	108.4 afa

An annual volume must be assigned for power use. In this case, water is used constantly to supply power for the domestic residence. Therefore, the volume is based on continuous diversion.

Individual power facilities do not require licensing from FERC. Since power is solely used by the right holder and is not sold, there is no power purchase contract. Therefore, the term of years to be listed on the license is not pre-determined by the above. As set forth in Section 42-203B(7), the term of years (once determined) is calculated as commencing at the time of the proof of beneficial use filing. Previously issued licenses falling in this category have had a term set for 10 years. Term expiration will be listed as April 1, 2007.

Exam Date: August 31, 1998
Examiner: David Pagel

MICROFILMED
APR 14 1999

LICENSE REVIEW CHECKLIST

PERMIT NO. 83-07112 DATE 3/3/99 REVIEWER: SHARLA

NAME OK 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)
 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 1.00 cfs
 Fee limit 1.00 cfs \$100⁰⁰
 Measured .09 cfs
 Theoretical .15 cfs
 Recommended Total Div Rate .15 cfs

WATER USES	<u>OK</u>	Change (P46)	
<u>Dom</u>	<u>.04</u> cfs	<u>1.2</u> af	Irrig - overlap (R58-R61, R62-R65, R66-R69)
<u>Power</u>	<u>.15</u> cfs	<u>108.4</u> af	supp. gw (WB7/065/079)
			overlap spec. combined rts (W35)
			<1acre (W31)
			Domestic (W01A/WB5/070/071/075)
TOTALS	<u>.15</u> cfs	<u>108.4</u> af	Power (W42 or W43/025/027/R22 or R23)
			Fish (042) Fire (077) Wtr Quality (081/082)

Flow rate .15 cfs X 365 days X 1.98 = 108.4 af 4/1/2007

REMARKS _____

ADD'L CONDITIONS OK Watermaster Control WD# _____
OK GW Measurement/Measuring Device
 _____ Others Trust (052/R55 - remove 051) Non-trust (048/049)
 Advance Priority yes ✓ no SRBA Claim NA Adjust Memo term volume
 Amend letters _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 08 1998
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 83-07112

1. Owner: Lane Weimer Phone No. (208) 299-1996

Current Address: P.O. Box F Pierce ID 83546

2. Accompanied by: Lane Weimer EXAM DATE: Aug 31, 1998

Address: Same Phone No. _____

Relationship to Permit Holder: self

3. Source: Lewis Creek tributary to Clearwater River, North Fork

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 83-07006

2. Other water rights with the same point of diversion: 83-07006

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
			NW	NW	29	39N	4E	Clearwater	USGS 7.5' Quad.

2. Place(s) of Use:

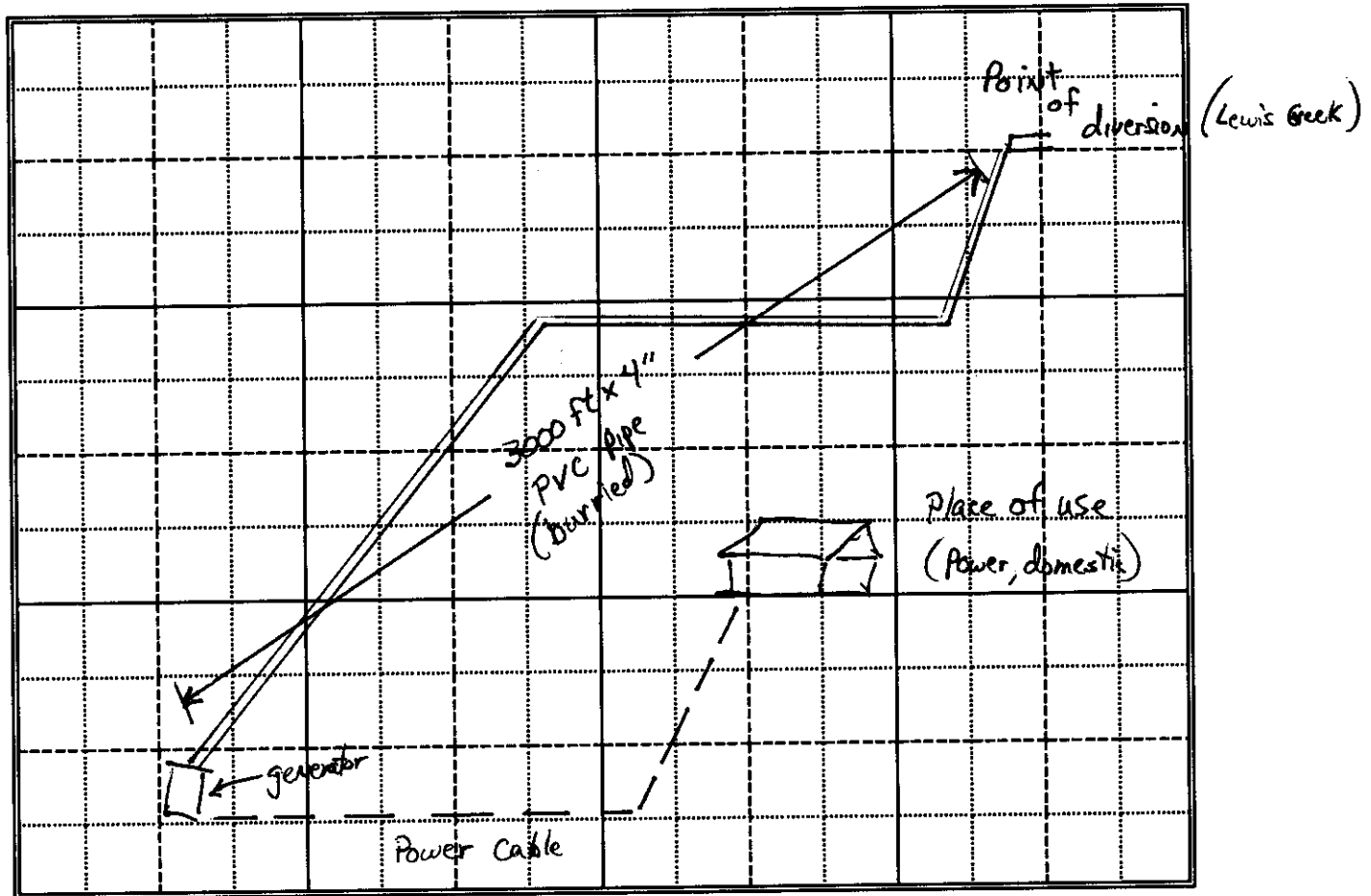
Indicate Method of Determination USGS 7.5' Quad.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
39N	4E	29							P	D									

MICROFILMED

SEP 14 1999

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



Scale: 1" = _____

☒ 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

*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
Bucket / stop watch					5 gal.	

2. **Measurements:** a measurement was taken below the Pelton Wheel generator. The rate measured at this time = 39.16 gpm (.087 cfs)

APR 14 1959

E. NARRATIVE/REMARKS/COMMENTS

Water is being diverted from Lewis Creek for hydro power and domestic use. Water is collected at the point of diversion and is transferred to a 4000 watt capacity generator through $\approx$ 3000 ft. of 4" PVC line.

Operating pressure of 220 psi is obtained by utilizing a gravity flow system with a 7.33% gradient.

At the time of the exam Mr. Weimer initiated the operations of this system to show me an example of how this system operates. The output fell far below maximum capacity due to a lack of water availability, this is related to the time of the year in conjunction with ~~an~~ unusually dry conditions.

Mr. Weimer is using a Winco Generator, model # TB 4000 C/B Serial # 97879-596. The maximum output is 4000 watts. To determine the recommendation of .15 cfs for power use, I converted watts to horsepower and then applied this value to a theoretical calculation. The discharge based on this calculation is .15 cfs or 67 gpm. I believe that under normal conditions this is a realistic rate that is available for this use.

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

MICROFILMED

APR 14 1999

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

5 gals. / 7.66 secs.

$$\frac{5 \text{ gal.}}{X} = \frac{7.66 \text{ secs}}{60 \text{ secs.}} = \frac{300}{7.66} = \frac{7.66 \times 300}{7.66}$$

$$X = \boxed{39.16 \text{ gpm}}$$

$$\frac{39.16}{448.83} = .087 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses: $\text{Watts} / 746 = \text{Horsepower} = 4000 \text{ watts} / 746 = 5.36 \text{ Horsepower}$

$$Q = \frac{(8.8)(\text{HP})(\text{pump eff.})}{220} = \frac{(8.8)(5.36 \text{ HP})(.7)}{220} = \frac{33}{220} = .15 \text{ cfs}$$

$$(.15 \text{ cfs})(448.8) = 67 \text{ gpm}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Power	01/01	12/31	.15 cfs	
Domestic	01/01	12/31	.04	1.2
Totals:			.19 cfs	1.2 afa

2. Recommended Amendments

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

I. AUTHENTICATION

Field Examiner's Name David A. Page Date Sept. 2, 1998

Reviewer _____ Date _____

SEAL

MICROFILMED
APR 14 1999

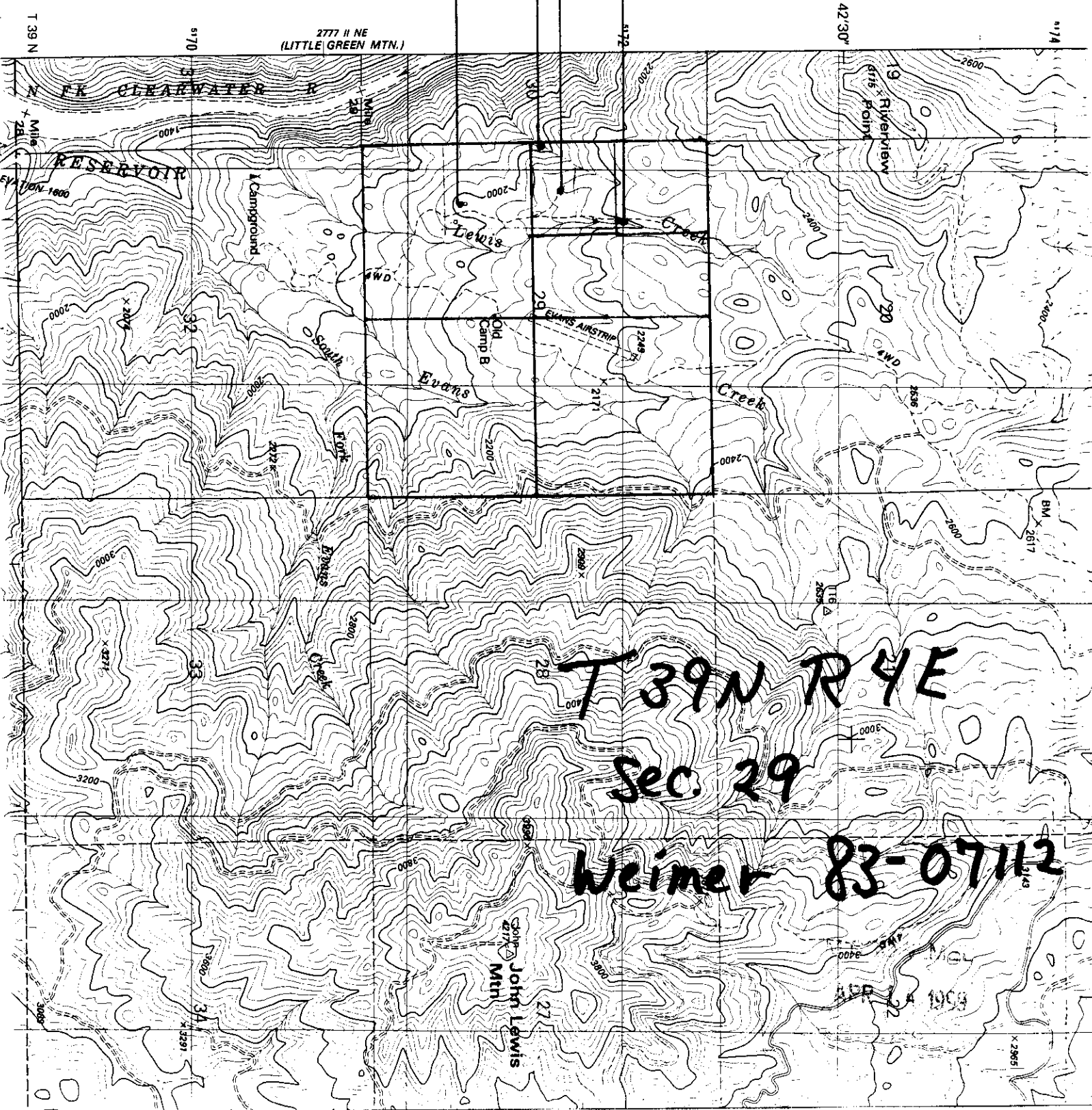
Point of diversion

Place of use

Location of generator

Place of use

License # 83-07006



T39N R4E

Sec. 29

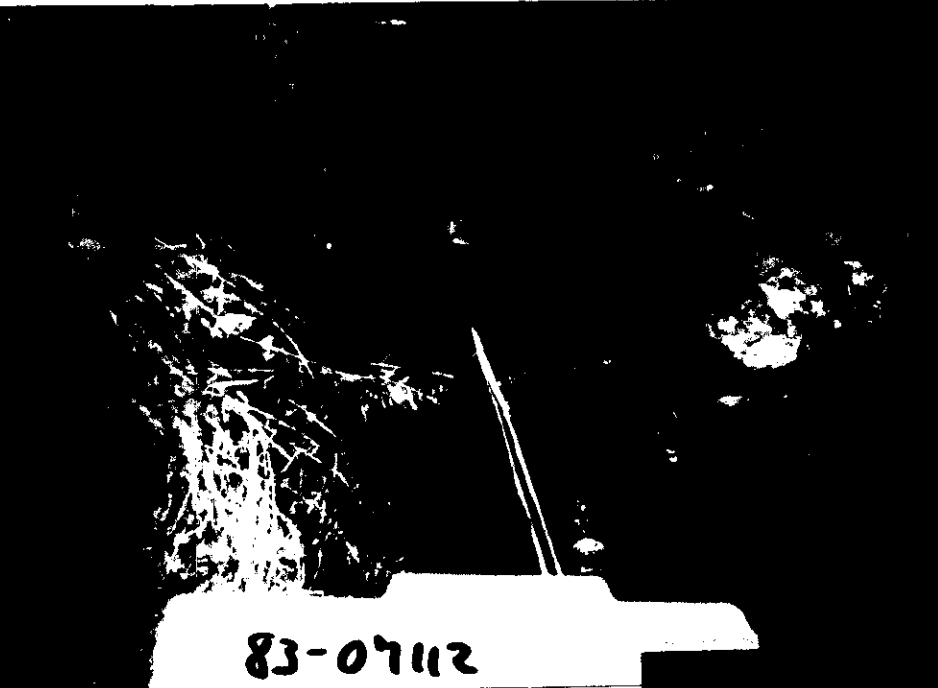
Weimer 83-07112

APR 14 1964

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT #

83-07112



83-07112

Point
← of
Diversion
↓



83-07112

4000 Watt
generator
←

MICRO Well

APR 14 1992

83-07112

PERMIT #

83-07112

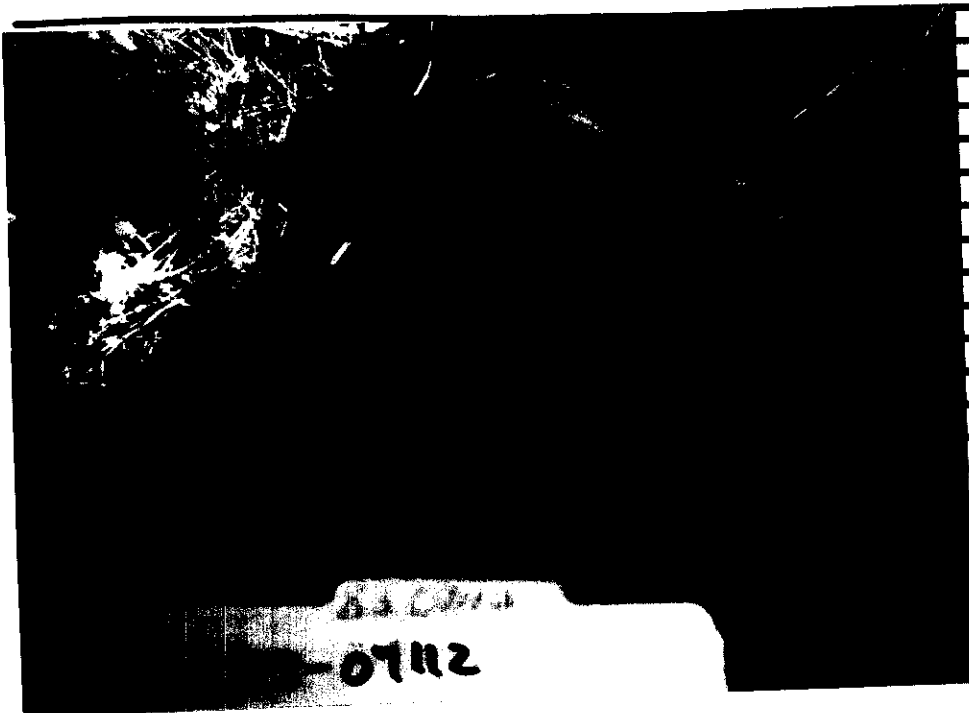
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PHOTOGRAPHS



Place
of
use...

Power/
domestic



Return
after
Power
usage

APR 14 1993

Permit No. 83-07112 Reviewed by [Signature] Date 4-8-97

dom. power

Drilling Permit No. _____
 Permit _____ Correct?

yes Required?
yes Installed?
_____ Waiver requested?

Date proof received	_____	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority Date	_____	_____
New Priority Date	_____	_____

Proof acceptable

New Address _____ Proof Made 3-24-97



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
April 9, 1997

LANE WEIMER
PO BOX F
PIERCE ID 83546

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 83-07112

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, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

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

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

MICROFILMED

MAY 28 1997

Julie Karbough
Permit # 11-07112
Lane Weimer

RECEIVED

MAR 24 1997

Department of Water Resources

We are applying for beneficial use.
Our Hydro project was up and running on 11-10-96.
We sent a letter to you on Oct 15, 1996 telling of
our change in pipeline route and power house
location. I also stated our measuring device
was a 5-gallon Bucket at the outlet of
Power house.

To help you schedule a time to inspect
our system, I have enclosed a map to our place.
Road conditions are best, end of July through August.
We do not have a phone so please let us know of
inspection time 2 weeks in advance, to be sure we
will be home to show you around. Also we live
behind a State locked gate Sept 1-June 1.
I would be glad to meet your Inspector in
Headquarters, ID, and bring him to our place.

If there is any other information you need
please write us at:

Lane Weimer
PO Box F
Pierce ID 83546

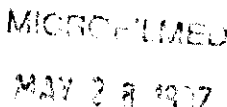
Thank you Lane Weimer
March 20, 1997

MICROFILMED
MAY 28 1997

RECEIVED
JUN 1 1937

MAR 24 1967

Department of Water Resources



- 1 Left at Headquarters Id.
- 2 Go about $1\frac{1}{2}$ miles
- 3 Turn Left onto Silver Creek Rd.
- 4 Go about 7 miles on Silver Creek Rd.
it $\frac{1}{2}$ at marker 7 go left
- 5 Go to marker 12 on Silver Creek Rd.
Left at marker 12 up hill

about $\frac{1}{2}$ mile up Ferry Creek Rd.
Right, in about 100 yds go through gate
To Westrip

RECEIVED

OCT 18 1996

Department of Water Resources

October 15, 1996

Julie Yarbough,

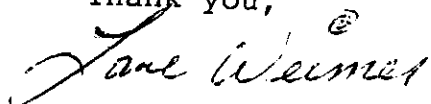
This letter is concerning our conversation on the phone about September 27, 1996.

At that time I talked to you about our Hydro permit #83-07112. I told you of our alternate route for our pipe line and power house location. The reasons for this was because of a lot of rock on the old route and the new route would give us about 210 feet of head. Also the new route is about 800 feet from power house to our home verses 1600 feet the old way.

I am enclosing a map of our property with the old and new pipe line and power house locations, so you have a clear understanding of what we are doing. If there is ANY problems please let us know so we can work them out.

Also for a measuring device I want to know if a 5-gallon bucket at the end of power house outlet is sufficient. If not could you recommend a professional engineer who could compute the flow based on design of our system, so we can be in compliance with our permit.

Thank you,



Lane Weimer
PO Box F
Pierce, Idaho
83546-0227

MICROFILMED

MAY 28 1997

NW
CORNER
Section 29

Township
39N

Range
4E BM

Property Line 1/4 mile

Property Line 3/4 mile

Seasonal
Creek

Point of
Diversions

1/3 Property Line

Road

Lewis Creek

Line Route

Property Line 3/4 mile

Road

New
Power
House
Site

House
Electric Line
Route

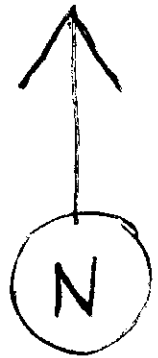
1/3 property Line

Old Pipe
Line Route

Lewis Creek

Old
Power House
Site

Property Line 1/4 mile



Map of
property is
1/4 x 3/4 mile

RECEIVED

OCT 18 1996

Department of Water Resources

MICROFILMED

MAY 28 1997

ANALYSIS SHEET FOR EXTENSION OF TIME

Permit No. 83-0712 Reviewed by AW Date 9-7-95

BASIC INFORMATION

8-23-95 Date stamp received

yes Extension received timely

yes Fee received and receipted

yes Name and signature same as permit

no Address Change

BASIS FOR EXTENSION REQUEST

yes Has adequate work been completed to demonstrate due diligence?

_____ Has the permit been involved in litigation?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____ Requested? _____

_____ Is the project more than 25,000 acre feet for irrigation or 10,000 acre feet for a reservoir?

ACTION TAKEN Recommend extend to September 1, 1998, based on due diligence.

PRIORITY CALCULATION

Date extension received	_____	=	_____
Proof due date	_____	=	_____
Number of days late	_____	=	_____
Priority date	_____	=	_____
New Priority Date	_____	=	_____

DATA ENTRY

New Address X _____

Change Proof Due Date 9-1-98 _____

Change Priority Date X _____



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

September 8, 1995

Lane Weimer
P.O. Box F
Pierce, ID 83546

RE: Permit No. 83-07112

Dear Permit Holder:

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to **September 1, 1998**. Please note that the department has granted this extension based on **due diligence**. It is important that you work diligently toward the completion of this project during the construction period allowed since the department **will not** be able to grant additional extensions based on due diligence.

If you have any questions or if I can be of any assistance, please feel free to contact me at (208)327-7900.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

C: IDWR - Regional Office

NOV 16 1995

June 30, 1995

LANE WEIMER
PO BOX F
PIERCE ID 83546

PROOF DUE NOTICE

RE: PERMIT NO. 83-07112

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 September 1, 1995. (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.

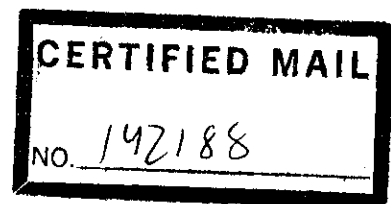
If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental 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





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 8, 1993

LANE WEIMER
PO BOX F
PIERCE ID 83546

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 83-07112

Dear Permit Holder(s):

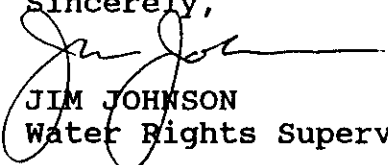
Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port, or to provide a certified measurement or computation of flow based upon the design of the system to be prepared by a professional engineer.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

APPROVED
OCT 25 1993

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 83-7112 Date: 8/20/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes _____

SYSTEM COMPLETED:

No - 26A-P17

Complete in 1 year - P16

Yes

Proof not submitted - P16

Proof submitted - N/A

GROUNDWATER:

+ 0.2 cfs <flo-ch> - 01G-P03, 01C-P03 (existing), NMR

- 0.2 cfs - NMR <flow chart>

Drilling Permit:

Included w/permit - P99 Permit No. _____

Existing well - N/A (if drilled before 7/1/87)

No WD permit? - 046-46A(IRR)-46B-P23 (if drilled after 7/1/87)

SURFACE WATER: not in WD - 01C-P03 (+.2 w/pump), NMR <flow chart>

LOCATION:

Water District - WD No. _____

Surface water - 005 or 005-01J-P08(+.2)
or 005-01H-P01(-.2 w/pump); NMR

Groundwater - P05 (if well has not been drilled)

Irrigation Dist. - 023

Canal Co. Areas - 023

Drainage Districts - 024

Flood Control Dist. - 063

Boise Front (63) - 058 (Groundwater temperature)

Swan Falls Flag - B (1, Blank or Other)

Trust - 051-052-053-P74(Consumptive Uses)

Non Trust <1> - 048-049

RIVER BASINS (Surface): Water District Control Condition (005) &....

Boise (63) - 05A (req), 11E (non-domestic use)

Payette (65) - 047-P04, -P _____

Snake (01, 02 & 03) - 11A-P04(01), 061-P07(02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E-P10 (WQ/Choose One) & 010, 042 (req),
002-P06(MD), 07A(Special), 044(Policy 5G)

Power - 08A, 17K, 025, 027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G or 17M; 18B-P09

Mining - 06A, 010, or 09E-P10 & 054 (req)

Storage(✓ 3 compo.) - 18A-for multi MD in WD, 18B-P09 (+10'Size)

Rec/Wildlf/Aesthetic - 027-if +½ A. pond (Non-Consumptive)

Domestic (surface - 021 - Boise River upstream from L Peak
restricted areas) 27A - Payette River & main tributaries

OWNERSHIP:

Non land owner - 004

PROTESTED:

Hearing agreement - 020

REMARKS: - ① WOI(1H+2C) ② Power use is for 1 house & 2 cabins

OTHER CONDITIONS: - 030

BENEFICIAL USE DUE: - 9-1-1995

COMMENTS: - ① WOI Des.

WR0749NP
No. P83-07112

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

DATE: 08/20/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LANE WEIMER PO BOX F PIERCE ID 83546 (208) 464-2168	06/11/1993	POWER DOMESTIC	01-01 12-31 01-01 12-31	1.00 CFS 0.08 CFS	
TOTAL DIVERSION:					1.00 CFS	

Water Source: LEWIS CREEK

Tributary to: CLEARWATER RIVER, NORTH FORK

Stage: PERMIT

Point(s) of Diversion: T39N R04E S29 NW NW

Place of use Legal Description for: POWER

				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	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:
39N	04E	29	:					:					:		P			:					:

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	:
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:
39N	04E	29	:					:		D			:		D			:					:

Pou County: CLEARWATER

Other Water Rights Listing Overlapping Place(s) of use:
83-04001 83-07006

Conditions of Approval:

- 26A - Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
- 08A - This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.
- 17K - The water right acquired under this permit 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 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.
- 025 - This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
- 027 - Use of water under this right shall be non-consumptive.

WR0749NP
No. P83-07112

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

DATE: 08/20/93
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Conditions of Approval:

- 01F - The right holder shall either install a measuring device or a
 - flow measurement port or provide a certified measurement or
 - computation of flow based upon system design to be prepared by a
 - professional engineer.
- 09E - Water used under this right if discharged into a natural
 - channel or subsurface system shall meet Idaho Water Quality
 - Standards.
- 17M - The Director retains jurisdiction of this right in order to
 - limit the use of water for hydropower generation purposes to a
 - specific term of years as required by Section 42-203B(7), Idaho
 - Code.

Remarks: Domestic use is for 3 homes.

Dates:	App. Received: 06/11/1993	Priority Date: 06/11/1993
	Proof Due Date: 09/01/1995	Proof Made Date:
	Exam Made Date:	Exam Sent to S.O.:
	Licensed Date:	

Misc: Water District Number: Field Exam Fee:

Comments: Date: 06/21/1993 User-ID: STYPA Subject: DIVERSION DESCRIPTION
Collection box at end of culvert with 4" pvc pipe to Pelton Wheel
generator. Will run 10 KW AC generator and 12 VDC generator
depending on yearly flow of Lewis Creek.

Audit: 08/20/93 ZIMMERMA

No. a
4/87-06/92n

TO DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS S. T

RECEIVED
AUG 12 1993

APPLICATION # _____

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

Department of Water Resources

APPLICANT: WEIMER BY: MB DATE: 6/11/93

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
13. (x) Map
(x) Signature
(x) Fee (Amt, recpt, acknowledgment)

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

ADDITIONAL INFORMATION

Yes No

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

PROCESSING

Yes No

PRIORITY DATE: 6/11/93

— x (Include Moratorium Remark)

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

ADVERTISE IN: CLIPAR LATER County.

LETTERS SENT REQUESTING:

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

INFORMATION RECEIVED:

- () Dam Information () Fish Information
(x) Power Information () Other: _____

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

(Yes) (No)

Checked by: _____ Date: ____/____/____

Remarks: _____

- x 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)

- x Notice of pending void order issued. Final order response date: ____/____/____
— x 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 MB
— + Protests received. Final protest date: 7/19/93
— x Measuring device required
— x Measuring port required
— + Special conditions: _____
— x Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: MB

Date: 8/9/93

83-07112

WEIMER, LANE
PO BOX F
PIERCE, ID 83546

Source: LEWIS CREEK

Tributary: CLEARWATER RIVER, NORTH FO

Diversion Pt: NWNW Sec 29 T 39N R 04E in CLEARWATER County.

Use: POWER (1.000 CFS)
DOMESTIC (.080 CFS)
Total Diversion: (1.000 CFS)

Date Filed: 6/11/1993

In: CLEARWATER County
T39N R04E S29

SWNW

NWSW

NOTED

OCT 25 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

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 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:

Application For Water Rights

That said 83-07111 83-07112

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 1st day of July 1993 and ending on the 8th day of July 1993

Bonnie M. Bessent

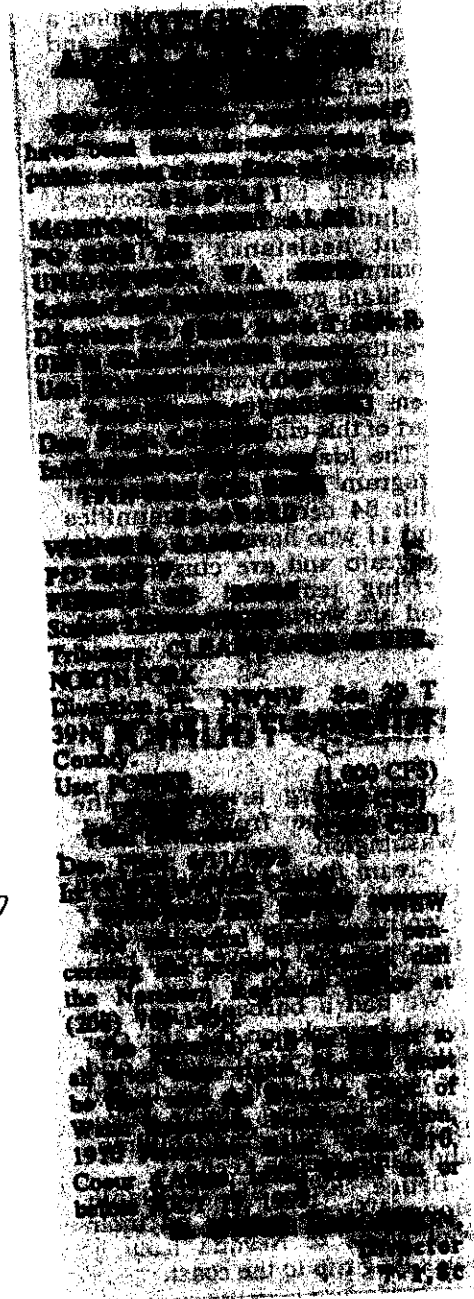
STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 19th day of July in the year of 1993, before me, a Notary Public, personally appeared Bonnie M. Bessent

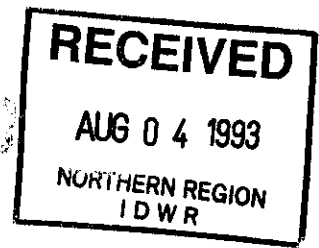
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Spence A. Finke
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 5/13/99

OK
8/13/93



OCT 25 1993





State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 ~~(208) 769-1439~~ ~~Fax (208) 769-1439~~ Fax (208) 769-1454

CECIL D. ANDRUS

Governor
June 24, 1993

R. KEITH HIGGINSON
Director

MR LANE WEIMER
PO BOX F
PIERCE ID 83546

Dear Mr. Weimer:

Re: Water Appropriation Application No. 83-7112.

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.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. 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. 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. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB/pms

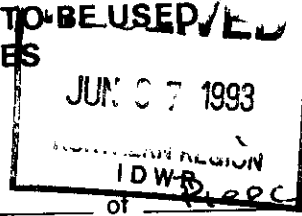
RECEIVED

OCT 25 1993

State of Idaho
Department of Water Resources

Water Right No. _____

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**



A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership:

I, Lane A Weimer of Pierce,
(name) (city)

County of Clearwater, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____
(name) (city)

County of _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____

_____ : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, Idaho Code, at _____
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that _____

_____ is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

Lane A Weimer
Applicant

State of Idaho
County of Clearwater ss.

On this 3rd day of June, 19 93, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Margaret Gates
Notary Public residing at
Pierce, Id.

seal

My commission expires:

11-21-98



State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 ~~(208) 769-1450~~ Fax (208) 769-1454

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

June 7, 1993

Mr. Lane Weimer
P.O. Box F
Pierce, ID 83546

RE: Application for Permit

Dear Sir:

We are returning your Application for Permit along with Receipt Number N006612 for the amount of \$45.00.

Your Application for Permit is not acceptable at this time. Please complete the following:

As per our phone conversation, I am sending you a copy of a map. Please mark where your Point of diversion and Place(s) of use are. If you need help determining the legal descriptions are, I will determine them upon your request from the marks on the map.

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

Sincerely,

ALLEN BEARDSLEE
SENIOR WATER RESOURCE AGENT

Enc. - Application for Permit, Receipt and Map.

Please Fill in
legal Description
Please
Lane Weimer

OCT 25 1993

