State of Idaho
Department of Water Resources

Water Right License

Water Right No. 97-9306

Priority: August 04, 2022

Maximum Diversion Rate: 0.01 CFS
Maximum Diversion Volume: 0.3 AF

It is hereby certified that:

CASSANDRA DIXON 2096 NW SHIRAZ CT BEND OR 97703-2184 AND/OR
DARCY J DIXON 2096 NW SHIRAZ CT BEND OR 97703-2184

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 04, 2022, and has submitted Proof of Beneficial Use on August 31, 2023. An examination confirms water is diverted from:

Source : PRIEST LAKE **Tributary:** PRIEST RIVER

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
IRRIGATION	04/01 to 10/31	0.01 CFS	0.3 AF

Location of Point(s) of Diversion
PRIEST LAKE L2(SW¼ SE¼), Sec. 9, Twp 59N, Rge 04W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	04W	9															0.1 L2		0.1

Total Acres: 0.1

Conditions of Approval

1. This right does not grant any right-of-way or easement across the land of another.
2. This right when combined with all other rights shall provide no more than 0.01 cfs nor more than 0.3 afa at the field headgate for irrigation of the place of use.
3. Water shall not be diverted under this right when flows in the Priest River are below minimum flow amounts as defined by Right 97-7380. The right holder shall be responsible for monitoring the daily flow of the Priest River using real-time data and shall cease diverting water when flows in the Priest River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Priest River Gauging Station, No.12395000 may be used for purposes of determining the daily flow amounts.

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 28th day of September, 2023.

PHILL HUMMER
Water Rights Supervisor

SCANNED
SEP 29 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

97-9306

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

04W

59N



0 400 800 Feet

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
SEP 29 2023

Form 42-217 Rev. 6/22

RECEIVED
AUG 31 2023
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEMENT OF COMPLETION

FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY	
Amt. of Fee $	50.00
Receipt No.	C116988
Receipted By	Megan J.
Date Receipted	8/31/23

The Idaho Department of Water Resources (Department) considers this form a statement that the permit holder(s) applied water to beneficial use and completed development of a water right to the extent described below. **This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner (CWRE).** Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, complete a Notice of Change in Water Right Ownership form. If you wish to relinquish your permit because you have not established the authorized water use and are not applying for an extension, please notify the Department in writing.

1. Permit No. 97-9306 Name of Permit Holder(s) Cassandra Dixon / Dary Jo Dixon (sisters)

Telephone No. 541-771-9537 Email cassidixon@icloud.com

Mailing Address 2096 NW Shiraz Ct. City Bend State OR Zip 97703

2. Source of Water Lake (Priest) If Ground Water (well), Date Drilled mo. _____ / yr. _____ N/A

Drilling Permit/Tag No. N/A Drilling Company's Name N/A

3. Extent of use(s) completed **as authorized by the water right permit**:

Domestic (No. households) 1 Irrigation (No. acres) <1 Stockwater (No. and stock type) ~~0~~

Other water from lake is used to water a small portion of grass/garden.

4. Total diversion rate or volume (storage only) for which proof is submitted <0.03 cfs OR _____ af

If the total developed water use is 5 acres of irrigation or less, is stockwater storage of 14.6 acre-feet or less, or has a diversion rate of less than 0.24 cfs, attach a map of the place of use and point of diversion and photographs showing beneficial use.

5. Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.) (see attached)

1" plastic pipe runs from pump (1hp) in garage, under deck to dock. Runs above lake (on dock) approx 35' and into lake. Pump has a fish screen.

6. Permit condition compliance. Refer to the permit approval conditions and check all the items required, then check "Yes" or "No" to indicate whether the required items were established, submitted, and/or installed:

Required?	Yes	No	(If "Yes", attach required data, evidence of compliance, or evidence of installation)
☐	☐	☐	Ground water level data, pumping information, or other diversion data
☐	☐	☐	Mitigation plan
☐	☐	☐	Lockable controlling works
☐	☐	☐	Measuring device
☒	☒	☐	Fish screen
☐	☐	☐	Other requirements of the water right permit _____
	☐	☐	Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No

7. Fee Enclosed $ 50.00 or ☐ CWRE field report attached or ☐ No fee required

See fee schedule on page 3 of the instructions. Proof statements filed without an appropriate fee are incomplete.

8. Person to contact to accompany a Department representative during the field examination of the water system:

Name: Gail Sarchet Telephone No. 509-951-0375 Email gsarchet@comcast.net

Mailing Address 2809 S. Garfield St City Spokane State WA Zip 99203

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 and applied to beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Cassandra Dixon — Mrs. Cassandra Dixon — 8/29/2023

SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

*Attach power of attorney if completing on behalf of permit holder.

SCANNED
SEP 29 2023


Untitled Map
Priest Lake, ID
Legend
522 Warren Beach Rd
garden
garden
No lawn
garden
lawn
mogadin
522 Warren Beach Rd
SCANNED
SEP 29 2023
Google Earth
N
60 ft



Pump in garage

SCANNED
SEP 29 2023

SCANNED
SEP 2 9 2023

pipe in garage



pipe outside (writing)
garage

SCANNED
SEP 2 9 2023



pipe to underground

SCANNED
SEP 29 2023



pipe along dock

SCANNED
SEP 29 2023

SCANNED
SEP 29 2023

State of Idaho
Department of Water Resources

Permit to Appropriate Water

No. 97-9306

Priority: August 04, 2022 **Maximum Diversion Rate:** 0.03 CFS

This is to certify that

CASSANDRA DIXON 2096 NW SHIRAZ CT BEND OR 97703-2184 AND/OR
DARCY J DIXON 2096 NW SHIRAZ CT BEND OR 97703-2184

has applied for a permit to appropriate water from:

Source : PRIEST LAKE **Tributary:** PRIEST RIVER

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

Beneficial Use	Period of Use	Rate of Diversion
IRRIGATION	04/01 to 10/31	0.03 CFS

Location of Point(s) of Diversion
PRIEST LAKE L2 (SW¼ SE¼), Sec. 9, Twp 59N, Rge 04W, B.M. BONNER County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	04W	9															0.3 L2		0.3

Total Acres: 0.3

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2023.**
2. Subject to all prior water rights.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
5. Water shall not be diverted under this right when flows in the Priest River are below minimum flow amounts as defined by Right 97-7380. The right holder shall be responsible for monitoring the daily flow of the Priest River using real-time data and shall cease diverting water when flows in the Priest River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Priest River Gauging Station, No.12395000 may be used for purposes of determining the daily flow amounts.
6. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 14th day of October, 2022.

Michelle Richman

MICHELLE RICHMAN
Northern Regional Manager

SCANNED
NOV 03 2022

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

97-9306

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

0 0.035 0.07 0.14 Miles

N

SCANNED
NOV 03 2022

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 29, 2023

CASSANDRA DIXON
DARCY J DIXON
2096 NW SHIRAZ CT
BEND OR 97703-2184

RE: License No. 97-9306

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

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. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 287-4925.

Sincerely,

Jean Hersley

For
Phill Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED
SEP 29 2023

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2023, I served a true and correct copy of Water Right License No. 97-9306 by U.S. Mail, postage prepaid, to the following:

CASSANDRA DIXON (Current Owner)
2096 NW SHIRAZ CT
BEND OR 97703-2184

DARCY J DIXON (Current Owner)
2096 NW SHIRAZ CT
BEND OR 97703-2184

Jean Hersley
Technical Records Specialist 2

SCANNED
SEP 29 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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.

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SEP 29 2023

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).

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 service date 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
IN-OFFICE REVIEW/BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Exam Date: 09/25/2023

1. Does this qualify for an in-office field exam (IDAPA 37.03.02.035.01.r)? _X_Y ____N
   a. _X_ Irrigation of 5 acres or less
   b. ____ Storage of up to 14.6 AF for stockwater purposes only
   c. ____ Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less.
   d. ____ Other < >

2. Current Owner: **CASSANDRA & DARCY JO DIXON**
   Owner of Record Correct? _____N
   Address of Record Correct? _____N
   If No Explain:

3. Beneficial Use Fees have been paid: _X_Y ____N Receipt No: C116988

4. Source: **PRIEST LAKE** Tributary: **PRIEST RIVER**

Method of Determination:
Change in Source: ____Y __X_N

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _X_ No Overlap

Water Right No.	Source	Purpose of Use	Basis
97-9617	Groundwater	Domestic/Irrigation	Permit

Comments: The only overlapping place of use is a permit to divert groundwater for domestic and irrigation use (5 acres). As this permit is for surface water and the overlap is a permit with a later priority date, there are concerns regarding rights overlapping the permit place of use (POU).

2. Other water rights with the same point of diversion: _X_ NO Overlap

Water Right No.	Source	Purpose of Use	Basis
NONE	NA	NA	NA

Comments: There are no rights sharing the permit point of diversion (POD).

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Fish screened inlet in Lake	2		SW	SE	9	59N	04W	B.M.	BONNER

Method of Determination: GIS and Tax lot data.

Change in POD? ___Y _X_N Amendment Required? ____Y __X_N

2. Place of Use: IRRIGATION

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
59N	04W	9															0.1		0.1
		Lot #															2		
																	Total Acres =		0.1

Method of Determination: Bonner County Maps, GIS, and TAXLOT DATA

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SEP 29 2023

Change in POU? ____Y __X_N Amendment Required? ____Y __X_N

_X_Delivery System Diagram Attached (required). Indicate all major components and distances between components.

Indicate weir size/pipe as applicable:

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

_X_ Photo of Diversion and System Attached

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
Screened inlet in Cr	Myers	1.0	20609FM	Myers	C8T408AM

**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
NONE	NA	NA	NA	NA	NA	NA

2. Measurement Comments: The permit holder provided photos of the pump with a 1 Hp motor. A maximum head of approximately 35 ft was estimated using the DRG map.

E. FLOW CALCULATIONS ___Additional Computation Sheets Attached

Measured Method:

A theoretical calculation and Administrative Memo #17 were used to determine a reasonable rate of diversion.

Q = (1.0 Hp)(8.8)(0.80 efficiency)/(35 ft lift) + (2.31)*(45 psi) = 0.05cfs

Theoretical Calculation= 0.05cfs
Permit allowed = 0.03cfs
Recommendation= 0.01cfs

Comments:

The permit holder submitted an aerial image, which outlined the boundary of the irrigated area, approximately 0.1 acre (lawn and garden areas).

Approximately 0.05cfs is possible with the 1.0 Hp pump. According to Administrative memo #17 up to 0.03cfs per acre is standard for the irrigation of up to 5 acres. I am recommending a diversion rate of 0.01cfs for the license.

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = 0.1 acre x 3.0 AF= 0.3 AF

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 = 0.01cfs x 213 days x 1.9835= 4.2 AF

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 0.3 AF

Comments:

Based on the irrigation volume calculation above, I am recommending a volume of 0.3 AF annually on the license.

G. PURPOSE OF USE

Irrigation _X_Y ____N # Stock__NA_____ Domestic # of Homes _NA__

Change in Purpose of Use? ____Y __X_N

Method of Determination: Bonner County Maps, GIS, and Tax lot Data

SCANNED
SEP 29 2023

H. NARRATIVE/REMARKS/COMMENTS

This permit for the irrigation of 0.3 acres qualifies for an in-office examination for license. The permit holder submitted the Proof of Beneficial Use, received by IDWR on August 31st, 2023, stating in section #3 that the beneficial use was developed for a small section of grass and garden. An aerial image was submitted in the proof of beneficial use indicating areas of irrigation and delineating areas appearing irrigated in the Google Earth image that are not irrigated under the beneficial use developed under the permit. I was able to confirm the irrigation of approximately 0.1 acre was developed using aerial imagery (see figures 1 & 2) and the image submitted with the proof of beneficial use.

Photos of the 1 Hp pump, irrigation manifold, and fish screened intake were included with the proof of beneficial use. A theoretical calculation confirmed that the pump can provide the 0.03cfs rate on the permit. However, the area and use developed was only approximately 0.1 acre, so only the minimal reportable rate of 0.01cfs and approximately 0.3 AF could be licensed (as per Administrative Memos #17 and 6).

I am recommending the license be issued with a rate of 0.01cfs and conditions 004, X31, and 227. Condition R66 was replaced with condition X31 at licensing, as the irrigated area is less than 1 acre. Condition 029 was removed at licensing as the permit holder confirmed a fish screen was installed in the proof of beneficial use submitted and no comment response was received from IDFG requesting specific conditions be applied to the right.

Have conditions of permit approval been met? _X_Yes ____No

I. RECOMMENDATIONS

1. Recommended Amounts:

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	04/01 TO 10/31	0.01CFS	0.3 AF
	Totals:	0.01CFS	0.3 AF

2. Recommended Amendments:

___Change P.D. as reflected above ___Add P.D. as reflected above __X_None

___Change P.U. as reflected above ___Add P.U. as reflected above __X_None

Other: < >

J. AUTHENTICATION- Bob Howe- Water Resource Agent

Field Examiner's _____ Date 9/26/2023

Reviewer _____ Date 9/28/23

SCANNED
SEP 29 2023



Figure 1- Google Earth 2022 aerial image. Areas of irrigation visible, including areas excluded in the image submitted by the permit holder with the proof of beneficial use.



Figure 2- GIS 2021 aerial image of the POU (outlined in blue) and POD (blue point).

SCANNED
SEP 29 2023

Beneficial Use Proof Evaluation

Permit Number: 97-9306 Reviewer: AVeibell Review Date: 9/5/2023

Acceptability

1) Is the contact on the request the current permit holder? Yes
2) Does the address of record need to be updated? No
3) Proof Submitted Date: 8/31/2023
4) Proof Due Date: 10/1/2023
5) Days added for weekend due date? 2
6) Days added for holiday due date? 0
7) Number of days late: -33
8) Proof received timely? Yes

Analysis

1) Are the water uses correct? Yes
2) Are one of the following items required?
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- No
3) Are the required items installed? Yes
    a. Measuring Device -- No
    b. Lockable Device --No
    c. Fish Screen -- Yes
4) Is there a request to waive the required items? No
5) Drilling Permit Number:
6) Is a drilling permit upgrade needed? No
7) Was a well drillers report filed? No
8) Is proof accepted? Yes

Fees

1) Is a licensing exam fee required? Yes
2) Was proof submitted with an exam report from a CWE? No
3) Filing fee due: $50.00
4) Filing fee submitted: $50.00
5) Remaining fee or (refund): $0.00

Receipt IDs

N040295

Comments

Proof deemed acceptable. Gave file to water right agent for in-house license review. Water right agent will enter the proof made date in AdHoc at the time of licensing.

RECEIVED
AUG 31 2023
DEPARTMENT OF
WATER RESOURCES

August 29, 2023

Idaho Department of Resources
Water Rights Section
322 Front Street
Suite 648
Boise ID 83702

Re: Statement of Completion for Submitting Proof of Beneficial Use
Permit No. 97-9306 (522 Warren Beach Road, Coolin ID *83821)*

Enclosed please find the completed Statement of Completion for Submitting Proof of Beneficial Use form with supporting documentation. This form has been signed by the owner of the property (my daughter) Cassandra Dixon of Bend OR. Also enclosed is a check from Cassi Dixon for $50.

Please let us know if there are any corrections or additional information is required.

Gail Sarchet
509-951-0378
gsarchet@comcast.net

Cassi Dixon
541-771-9537
cassidixon@icloud.com

We look forward to receipt of the water rights license for this property.

Kindest regards,

Gail Sarchet (for Cassi Dixon)

Gail Sarchet

SCANNED
SEP 29 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 31, 2023

CASSANDRA DIXON
DARCY J DIXON
2096 NW SHIRAZ CT
BEND OR 97703-2184

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 97-09306

IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit. If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.

Dear Permit Holder(s):

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 **October 01, 2023**. Please complete and return the enclosed Statement of Completion for Submitting Proof of Beneficial Use (proof) if you have completed the water project authorized by your permit. The proof statement must be accompanied by either the appropriate license examination fee or a field examination report prepared by a certified water right examiner.

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 delayed by a government agency or by litigation that brings title to the water in question, an extension of time may be granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a $50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force or effect.

Sincerely,

Water Right Section

Enclosure(s)

CERTIFIED MAIL
7020 2450 0000 1566 5902
NO

SCANNED
AUG 0 2 2023

IDAHO DEPARTMENT
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 25, 2022

DARCY J DIXON
CASSANDRA DIXON
2096 NW SHIRAZ CT
BEND OR 97703-2184

RE: Permit No. 97-9306

Permit Approval Notice

Dear Permit Holder(s):

The Department of Water Resources ("Department") has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review all the conditions of approval listed on your permit. The conditions include requirements that you must accomplish, such as timely submittal of proof of beneficial use or installation of a measuring device, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district. Failure to comply with the conditions of approval may result in your permit lapsing or being canceled.

The permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

The final step in the water right process is issuance of a water right license. To receive a water right license, you must divert and use water to the full extent intended and submit a *Statement of Completion for Submitting Proof of Beneficial Use* by the date shown in condition no. 1 of your permit. The Department will send you a *Proof Due Notice* approximately 60 days prior to the date listed in condition no. 1 of your permit.

You may also require approvals from other Department programs, such as Ground Water Protection, Safety of Dams, or Stream Channel Protection, to accomplish your proposed development. Please call or visit any Department office or see the Department's website at idwr.idaho.gov for more information about these programs.

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NOV 03 2022

Please be advised that Idaho Code § 42-248, requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file an assignment of permit and/or a change in the address of the permit owner are available from any Department office or at the Department's website at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact the Northern Region Office at (208) 762-2800.

Sincerely,

Michelle Richman

Michelle Richman
Northern Regional Manager

Enclosure(s)

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NOV 03 2022

CERTIFICATE OF SERVICE

I hereby certify that on October 25, 2022, I served a true and correct copy of Permit to Appropriate Water No. 97-9306 by U.S. Mail, postage prepaid, to the following:

DARCY J DIXON (Current Owner)
2096 NW SHIRAZ CT
BEND OR 97703-2184

CASSANDRA DIXON (Current Owner)
2096 NW SHIRAZ CT
BEND OR 97703-2184

Tammy Alleman
Administrative Assistant 1

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NOV 03 2022

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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. **Note: the petition must be received by the department within this fourteen (14) day period.** 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 Water Resource 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.

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NOV 03 2022

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).

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 service date 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.

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NOV 03 2022

AFFIDAVIT OF PUBLICATION

RECEIVED
AUG 29 2022
IDWR / NORTH

STATE OF IDAHO)
) ss.
County of Bonner)

Italia Jimenez, being first duly sworn on oath, deposes and states:

1. I am a citizen of the United States of America, over the age of 18 years, a resident of Bonner County, Idaho, and am not a party to the proceedings referred to in the attached Notice.
My business address is P.O. Box 159, Sandpoint, Idaho.

2. I am the bookkeeper of the Bonner County Daily Bee, a newspaper of general publication in Bonner County, Idaho;

3. Said newspaper has been continuously and uninterruptedly published in Bonner County, Idaho during a period of 12 months prior to the first publication of said Notice, and thereafter.

4. The attached Notice was published in the regular and entire issue of the Bonner County Daily Bee for a period of 2 consecutive weeks, commencing on the 17th day of August, 2022, and ending on the 24th day of August, 2022.

Italia Jimenez

State of Idaho, county of Bonner ss.
On this 24th day of August, in the year of 2022, before me, Katrina George, Notary Public, personally appeared Italia Jimenez known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he (or they) executed the same.

Katrina George
Notary Public
Residing at: Kootenai County

My Commission Expires 8/29/23

KATRINA GEORGE NOTARY PUBLIC COMM. NO. 58374 STATE OF IDAHO

SCANNED
NOV 03 2022

NOTICE

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

97-7684
KENNETH T HOWARD
MISTY L HOWARD
27 MORNING GLORY CT
OAKLEY, CA 94561-1756
Point of Diversion L9(SWNW)
S6 T57N R05W
BONNER County
Source SLOUGH CREEK
Tributary LOWER WEST BRANCH PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Total Diversion: 0.06 CFS
Date Filed: 08-08-2022
Place Of Use: DOMESTIC,STOCKWATER
T57N R05W S6
L9(SWNW),SENW

97-8646
PAPESH LAKE TRUST LLC
PO BOX 185
COOLIN, ID 83821-0185
Point of Diversion NWNE
S3 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: FIRE PROTECTION
01/01 to 12/31 0.09 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.09 CFS
Date Filed: 05-25-2022
Place Of Use: FIRE PROTECTION,IRRIGATION
T59N R04W S3 L2(NWNE)
Place Of Use: FIRE PROTECTION,IRRIGATION
T60N R04W S34 L4(SWSE)
Total Acres: 3

97-8688
DENISE NICKERSON
DALE NICKERSON
PO BOX 222
PRIEST RIVER, ID
83856-0222
Point of Diversion NENW
S17 T58N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
1 /1 to 12/31
Total Diversion: 0.01 CFS
Date Filed: 05-19-2022
Place Of Use: DOMESTIC
T58N R04W S17 NENW
Place Of Use: DOMESTIC
T58N R04W S8 SESW

97-9058
BOND FAMILY TRUST
C/O ROBERT & GEORGENE BOND
2441 EVENING STAR DR
SALT LAKE CTY, UT
84124-1818
Point of Diversion L4(NWSW)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 07-29-2022
Place Of Use: IRRIGATION
T59N R04W S8
L3(NESE),SESE
Place Of Use: IRRIGATION
T59N R04W S9 L4(SWSW)
Total Acres: 0.5

97-9226
PAUL SCHLOTTERBECK
GAYLE SCHLOTTERBECK
374 RIVERS END DR
PRIEST RIVER, ID
83856-8722
Point of Diversion NESE
S24 T56N R05W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 07-25-2022
Place Of Use: IRRIGATION
T56N R05W S24 NESE
Total Acres: 0.7

97-9237
DENNIS B HUNTSINGER
DEBORAH M HUNTSINGER
598 BEAR RD
PRIEST RIVER, ID
83856-8873
Point of Diversion SWNWSE
S23 T57N R05W
BONNER County
Source SPRING
Tributary SINKS
Point of Diversion SWNWSE
S23 T57N R05W
BONNER County
Source SPRING
Tributary SINKS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Total Diversion: 0.06 CFS
Date Filed: 06-15-2022
Place Of Use: DOMESTIC,STOCKWATER
T57N R05W S23 NWSE

97-9241
SUZANNE D MC INTYRE
500 EL RIO DR
PRIEST RIVER, ID
83856-6002
Point of Diversion SENW
S29 T57N R04W
BONNER County
Source PRIEST RIVER
Tributary PEND OREILLE RIVER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
04/01 to 10/31 0.05 CFS
Total Diversion: 0.09 CFS
Date Filed: 07-14-2022
Place Of Use: DOMESTIC
T57N R04W S29
SENW,SWNW
Place Of Use: IRRIGATION
T57N R04W S29
SWNW,SENW
Total Acres: 1.6

97-9245
SUZANNE D MC INTYRE
500 EL RIO DR
PRIEST RIVER, ID
83856-6002
Point of Diversion SENW
S29 T57N R04W
BONNER County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: IRRIGATION
01/01 to 12/31 0.05 CFS
Total Diversion: 0.09 CFS
Date Filed: 07-14-2022
Place Of Use: DOMESTIC,IRRIGATION
T57N R04W S29
SWNW,SENW
Total Acres: 1.6

97-9272
GARRY ZIEGENHAGEL
2416 S WINDSOR DR
GREENACRES, WA
99016-7793
Point of Diversion SWNE
S32 T56N R04W
BONNER County
Source PEND OREILLE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.06 CFS
Date Filed: 07-28-2022
Place Of Use: IRRIGATION
T56N R04W S32
L8(NWNE),L7(SWNE)
Total Acres: 2

97-9278
JERALD M WHITEHEAD
SHANNON A WHITEHEAD
12570 E HIGHWAY 21
BOISE, ID 83716-9320
Point of Diversion L5(NWSE)
S3 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 07-26-2022
Place Of Use: DOMESTIC
T60N R04W S3 L5(NESE)

97-9306
CASSANDRA DIXON
DARCY J DIXON
2096 NW SHIRAZ CT
BEND, OR 97703-2184
Point of Diversion L2(SWSE)
S9 T59N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: IRRIGATION
04/01 to 10/31
Total Diversion: 0.03 CFS
Date Filed: 08-04-2022
Place Of Use: IRRIGATION
T59N R04W S9 L2(SWSE)
Total Acres: 0.3

97-9315
BARBARA VAN LEUVEN
707 W 20TH AVE
SPOKANE, WA 99203-2032
Point of Diversion SWSE
S6 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-05-2022
Place Of Use: DOMESTIC
T60N R04W S6
SESW,SWSE,L8(SWSE),L11(SESW)

97-9350
KALISPELL BAY LAKE HOME LLC
PO BOX 101
MEDINA, WA 98039-0101
Point of Diversion SESW
S6 T60N R04W
BONNER County
Source PRIEST LAKE
Tributary PRIEST RIVER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-05-2022
Place Of Use: DOMESTIC
T60N R04W S6
SESW,L11(SESW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of $25.00 for each application on or before 9/6/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Legal#4471
AD#554478
August 17, 24, 2022

SCANNED
NOV 03 2022

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 97 - 9306 APPLICATION ID # 86574 ENT. AF BCA JR OK to Publish AF

INITIAL REVIEW

APPLICANT: Cassandra & Darcy Dixon BY: AF DATE: 8/4/2022

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( )

PROCESSING

(Yes)(No)

PRIORITY DATE: 8/4/2022

__ X (Include Moratorium Remark)

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

ADVERTISE IN: Bonner County

Newspaper: BCDB Priest River Version

Dates scheduled for publication 8.17.22 & 8.24.22

Affidavit of Publication received: 8-29-22

Dates actually published: 8-17-22 & 8-24-22

Application published correctly. Yes Y No ____

If not, action taken: ____

Final Date for Protest: September 6, 2022

Protests Received: Yes ____ No 0

LETTERS SENT REQUESTING:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

INFORMATION RECEIVED:

( ) Dam Information ( ) Fish Information

( ) Power Information ( ) Other: ____

ADDITIONAL INFORMATION

(Yes)(No)

X ___ **Shape File Created** Date 8/4/22 By: AF

___ ___ Field check: by ____

___ ___ Field report attached

___ ___ Analysis Supp. attached(>5cfs/500af)

___ ___ Water delivered by water master? Water District # ____

DEQ, F&G, IDL, Board

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
____	____	Dom.___ Non-Dom.___	Paid $____	____	Y( ) N( )
____	____	Dom.___ Non-Dom.___	Paid $____	____	Y( ) N( )
____	____	Dom.___ Non-Dom.___	Paid $____	____	Y( ) N( )

___ ___ Groundwater management area

___ ___ Critical ground water area

___ ___ Well Drilling Permit required

___ ___ Well Drilling Application and Fees received

___ ___ Well Drilling Application approved?

Remarks: ____

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

___ ___ Notice of pending void order issued. Final order response date: ___/___/___

___ ___ Further information required from applicant ____

___ ___ Measuring device required

___ ___ Measuring port required

___ ___ Special conditions: ____

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

Approval Recommended by: [signature] Date: 10/12/22 Sr. Agent initial ____