

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 97-8118

Priority: November 29, 2021

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 1.2 AF

It is hereby certified that:

GLEND A PAIGE WISER PO BOX 2398 PRIEST RIVER ID 83856-2398

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated November 29, 2021, and has submitted Proof of Beneficial Use on December 19, 2022. An examination confirms water is diverted from:

Source : SPRING

Tributary: LOWER WEST BRANCH
PRIEST RIVER

Beneficial Use
DOMESTIC

Period of Use
01/01 to 12/31

Rate of Diversion
0.04 CFS

Annual Volume
1.2 AF

Location of Point(s) of Diversion

SPRING SW¼ NE¼ SE¼, Sec. 26, Twp 57N, Rge 05W, B.M. BONNER County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	05W	26													X				

Conditions of Approval

1. Domestic use is for 1 home.
2. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
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.
4. This right does not grant any right-of-way or easement across the land of another.

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 30th day of December, 2022.


PHILL HUMMER
Water Rights Supervisor

SCANNED
JAN 06 2023

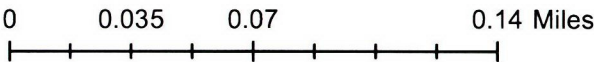
State of Idaho
Department of Water Resources
Attachment to Water Right License
97-8118

This map depicts the DOMESTIC 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.

05W



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



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JAN 06 2023

RECEIVED

DEC 19 2022

DEPARTMENT OF
WATER RESOURCESSTATE 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. C114900
Received By KH
Date Received 12.19.22

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 an Assignment of Permit 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. 97-08118 Name of Permit Holder(s) Glenda Paige Wiser
Telephone No. 208-448-0887 Email glendawiser@gmail.com
Mailing Address PO Box 2398 City Priest River State Id Zip 83856

2. Source of Water Spring If Ground Water (well), Date Drilled mo. _____ / yr. _____
Drilling Permit/Tag No. _____ Drilling Company's Name _____

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

Domestic (No. households) 1 Irrigation (No. acres) _____ Stockwater (No. and stock type) _____
Other _____

4. Total diversion rate or volume (storage only) for which proof is submitted 0.04 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.)

water is accumulated in tile and pumped up hill into a cistern. gravity feed to household

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: Christopher Wiser Telephone No. 208-448-0887 Email glendawiser@gmail.com
Mailing Address PO Box 2398 City Priest River State ID Zip 83856

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.

Glenda Paige Wiser

SIGNATURE OF PERMIT HOLDER*

Glenda Paige Wiser, owner

PRINTED NAME AND TITLE

12/20/2022

DATE

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

SCANNED

JAN 06 2023



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

January 06, 2023

GLENDIA PAIGE WISER
PO BOX 2398
PRIEST RIVER ID 83856-2398

RE: License No. 97-8118

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,

Phil Hummer
Water Rights Supervisor

Enclosure(s)

SCANNED

JAN 06 2023

CERTIFICATE OF SERVICE

I hereby certify that on January 09, 2023, I served a true and correct copy of Water Right License No. 97-8118 by U.S. Mail, postage prepaid, to the following:

GLENDPA PAIGE WISER (Current Owner)
PO BOX 2398
PRIEST RIVER ID 83856-2398



Jean Hersley
Technical Records Specialist 2

SCANNED

JAN 06 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.

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 INFORMATIONPermit No: 97-8118

Exam Date: 12/22/2022

1. Does this qualify for an in-office field exam (IDAPA 035.02.r)? X Y ___ N
- Irrigation of 5 acres or less
 - Storage of up to 14.6 AF for stockwater purposes only
 - Any use other than irrigation or storage, if the combined diversion rate is 0.24 cfs or less
 - Other < >

2. Current Owner: Name: Glenda Paige Wiser
Owner of Record Correct? X Y ___ N
Address of Record Correct? ___ Y ___ N
If No: Address

3. Beneficial Use Fees have been paid: X Y ___ N Receipt No: C114900

4. SOURCE TRIBUTARY
Spring-Surface Water Priest River

Method of Determination: GIS and Taxlot Data

Change in Source: ___ Y ___ X ___ N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
97-7646	Spring-Surface Water	Domestic	Claim
97-9359	Groundwater	Domestic	Claim

Comments: The applicant filed claim 97-7646, which is still active, but the use of water for the home began after the mandatory application filing date, so the claim is unlikely to be recognized as a valid water right. I discussed this with the owner on the phone December 22nd, 2022. The owner stated that after receiving a letter from IDWR regarding the claim which cited issues with the claim the applicant filed the application for permit (97-8118). Claim 97-9359 source is groundwater for domestic use, which states that the POU and POD (well) are located on the parcel owned by the claimant to the north of the applicant's parcel.

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

Water Right No.	Source	Purpose of Use	Basis
97-7646	Spring-Surface Water	Domestic	Claim-

Comments: See previous explanation above.

C. DIVERSION AND DELIVERY SYSTEM1. LOCATION OF POINT(S) OF DIVERSION:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Pump		SW	NE	SE	26	57N	05W	B.M.	Bonner

Method of Determination: GIS and Taxlot data.Change in POD? X ___ N Amendment Required? ___ X ___ N

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2. **PLACE OF USE:** Use: Domestic

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N	05W	26													D				
		Lot #																	
Total Acres =																			

Method of Determination: GISChange in POU? X N Amendment Required? X N 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). 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
PUMP	UNKNWOWN	2.5	UNKNOWN	UNKNOWN	UNKNOWN

D. FLOW MEASUREMENTS

1.Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements: No measurement is required for an in-house exam, but ADAPA memo #22 was used to determine an acceptable rate and volume.**E. FLOW CALCULATIONS** Additional Computation Sheets Attached

The owner stated that the pump being used is 2.5hp. A theoretical analysis shows that a diversion rate of 0.17cfs is possible with a 2.5hp pump. The system is capable of meeting and exceeding the needs for adequate supply for domestic use. I am approving a diversion rate of 0.04 cfs, which is what was requested on their application for permit and acceptable for domestic use, as per administrative memo #22.

$$Q = (2.5 \text{ Hp})(8.8)(0.70)/20 \text{ ft lift} + (30\text{psi} \times 2.31) = 0.17 \text{ cfs}$$

Permit allowed = 0.04 cfs Recommendation=0.04 cfs

F. VOLUME CALCULATIONS

The permit authorizes domestic use. According to processing memo #22, domestic use for in-house and yard irrigation up to 1/2acre can have up to 1.2acre feet of annual water use.

G. PURPOSE OF USEIrrigation X Y N # Stock Domestic # of Homes 1

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Change in Purpose of Use? ☐ Y ☒ NMethod of Determination: Proof of beneficial use, parcel data and conversations with owner.

If Yes: From Use _____ To Use _____ Amount _____ CFS _____ AFA _____

H. NARRATIVE/REMARKS/COMMENTS

This permit for domestic use qualifies for an in-house exam. I was able to confirm that the owner is using water for this system via aerial imagery and emailed documentation. Therefore, I am recommending a diversion rate of 0.04 cfs and 1.2 af, which is the standard for domestic uses. IDWR parcel data shows the home was built in 1979. Previously the applicant submitted claim 97-7646, but the use of water for the home began after the mandatory application filing date so the claim is unlikely to be recognized as a valid water right. As there are 4 buildings visible in the aerial imagery (see figure 1.4) I called and left a voicemail for the applicant, followed by an email on December 21, 2022, requesting clarification. The applicant called back December 22nd, 2022, and stated that the eastern most building, labeled building #3 in the image emailed to the applicant is the home. The applicant responded by email describing the system and including an attached drawing of the system on a map, which includes the location for the home, concrete tile, pump, and cistern (see Figure 1.5).

There are 2 claims down slope from the applicants point of diversion from the spring, both of those claims (97-7613 and 97-8362) are for groundwater from wells. Only one claim 97-7138 has a spring as it's source, but it is upstream of the applicants point of diversion (see figure 1.3). The spring is tributary to the Priest River, so use is subject to the minimum streamflow water right for the Priest River. I recommend approving the water right license with conditions 004, X01, 187, and 227.

Have conditions of permit approval been met? ☒ Yes ☐ No**I. RECOMMENDATIONS****1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Domestic	04/01 to 10/31	0.04 CFS	1.2 AF
<u>Totals:</u>		0.04 CFS	1.2 AF

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 ☒ None**J. AUTHENTICATION-Water Resources Agent- Bob Howe**Field Examiner's Name Bob Howe Date 12/30/2022Reviewer TH Date 12/30/22

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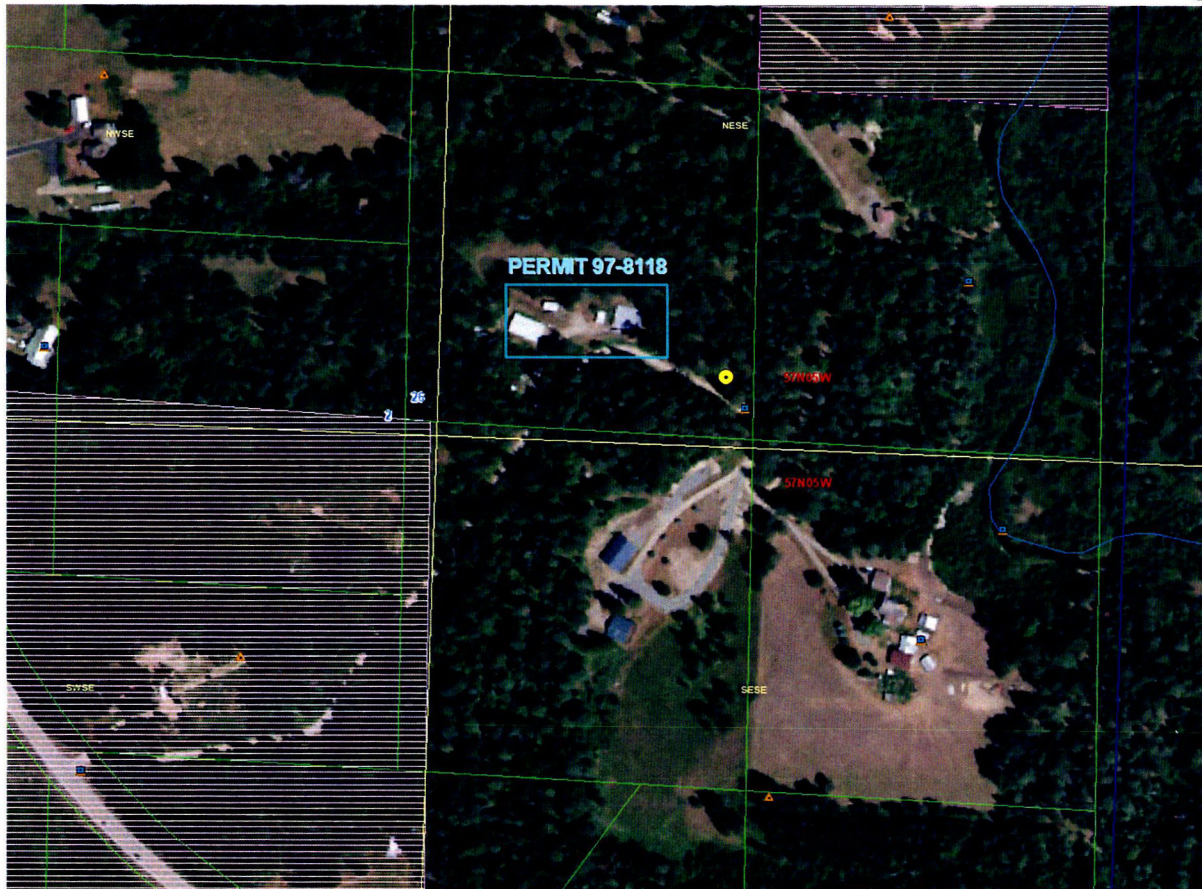


Figure 1.1- Aerial imagery of place of use (blue outlined area) and point of diversion (yellow point). Shaded areas to the southwest and northeast are neighboring water rights. Water right to the northeast uses water from the Priest River to the east of the permit area.



Figure 1.2 Google earth image of Place of use, circa 2012. No visible changes to the property since.

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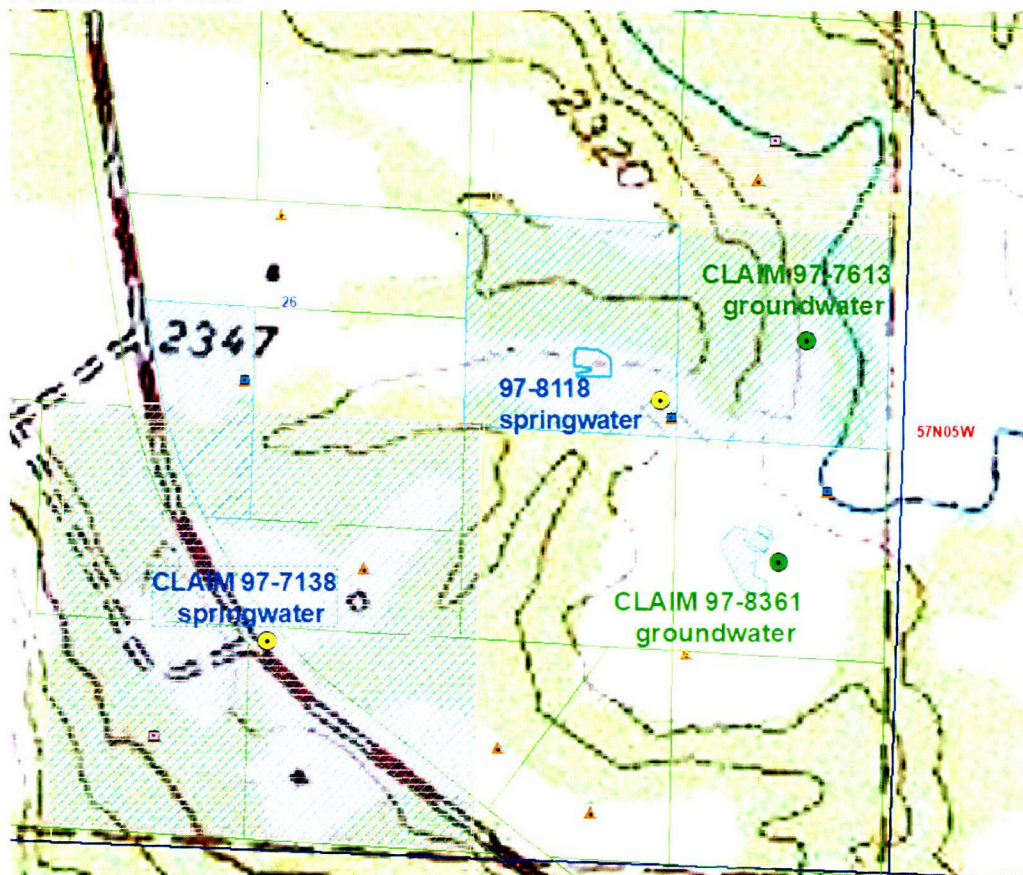


Figure 1.3 surrounding claims- spring water PODs are in yellow, Groundwater (well) PODs are in green. (Note, the only spring water claim is upstream of the point of diversion). The only spring water POD (claim 97-7138) is upstream of the purposed POD.



Figure 1.4- Buildings identification image sent to applicant.

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JAN 06 2023

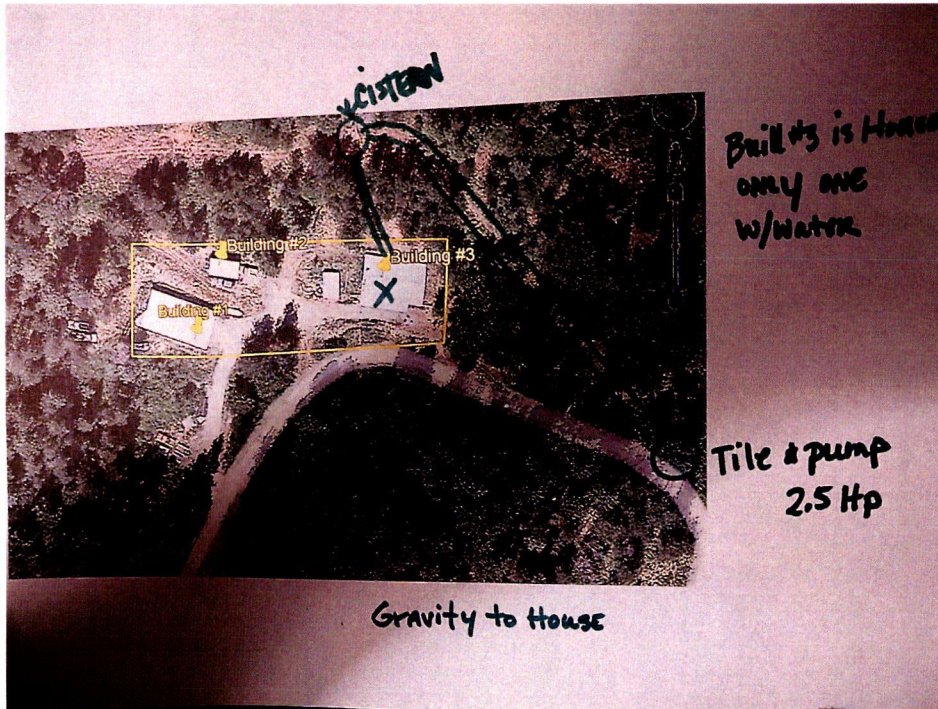


Figure 1.5- Sketch of system by applicant in which the locations of the house, pump and cistern are identified.

Howe, Bob

From: Glenda Wiser <glendawiser@gmail.com>
Sent: Thursday, December 22, 2022 10:47 PM
To: Howe, Bob
Subject: Re: Water Right Permit 97-8118 Questions regarding location
Attachments: image001.png; IMG_20221222_213113660.jpg

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Bob,. Please find attached your arial view. Building #3 is the house. It is the only building that has water to it. Bottom right is the spring/tile and pump. The pump is 2.5 hp my husband says. There is power to the pump. We manually turn on a breaker in house and it operates the pump. We pump water 15 minutes every other day. The tile fills and the pump sends the water up the hill to the cistern. 3k gallon cement cistern. There is a line directly down hill to the house that is gravity fed. We have no irrigation set up yet only one outside faucet that is usable only in summer. Let me know if you have any other questions. Glenda Paige Wiser 541-678-3825

On Wed, Dec 21, 2022, 3:45 PM Howe, Bob <Bob.Howe@idwr.idaho.gov> wrote:

Good Afternoon Glenda,

I am sorry I was unable to reach you when I called this afternoon. We are reviewing your application for water right license 97-8118 to see if it is eligible for an in-house examination.

We found we need clarification on a couple of items. First, as your permit is for domestic use, so we need to identify which building on your property is your home. I have attached an aerial image labeling the buildings. Can you identify which building in the aerial image is your home and respond to this email. Secondly, could you please provide photos of the pump and delivery system? I need to know the pump horsepower and photos documenting the installed system. Additionally, a diagram of the system including the location of the pump, cistern, and any visible lines (and sprinklers if there are any in place) in relation to the buildings.

If we can get adequate documentation to meet the criteria for an in-office examination, we can expedite the processing of your license as we will not need to schedule a field examination. Please feel free to call me with any questions or concerns. I am in the office from 8am-4:30pm, Monday-Friday.

Thank you for your time and assistance in this matter.

Sincerely,

Bob Howe

Water Resource Agent



Build #3 is House
only one
w/water

Tile & pump
2.5 Hp

Gravity to House



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

October 31, 2022

GLENDPAIGE WISER
PO BOX 2398
PRIEST RIVER ID 83856-2398

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 97-08118

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 **January 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,

Debbi Judd
Technical Records Specialist

Enclosure(s)

CERTIFIED MAIL

7022 1670 0001 2370 9263

SCANNED

NOV 02 2022