

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 95-17435

Priority: January 04, 2018

Maximum Diversion Rate: 0.02 CFS

Maximum Diversion Volume: 0.6 AF

It is hereby certified that:

LORI A RISCHE 14370 N SAMHILL TRL HAYDEN ID 83835-7081 AND
SCOTT F RISCHE 14370 N SAMHILL TRL HAYDEN ID 83835-7081

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 04, 2018, and has submitted Proof of Beneficial Use on December 09, 2022. An examination confirms water is diverted from:

Source : HAYDEN LAKE

Tributary: SINKS

Beneficial Use

IRRIGATION

Period of Use

03/15 to 11/15

Rate of Diversion

0.02 CFS

Annual Volume

0.6 AF

Location of Point(s) of Diversion

HAYDEN LAKE NE¼ NW¼, Sec. 3, Twp 51N, Rge 03W, B.M. KOOTENAI 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	
51N	03W	3		0.1 L2			0.1 L2												0.2

Total Acres: 0.2

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 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. Rights 95-17435 and 95-17436 when combined shall not exceed a total diversion rate of 0.02 cfs and the irrigation of 0.2 acres.
5. Rights 95-17435 and 95-10594 when combined shall not exceed a total diversion rate of 0.02 cfs.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 95A.

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 2nd day of February, 2023.

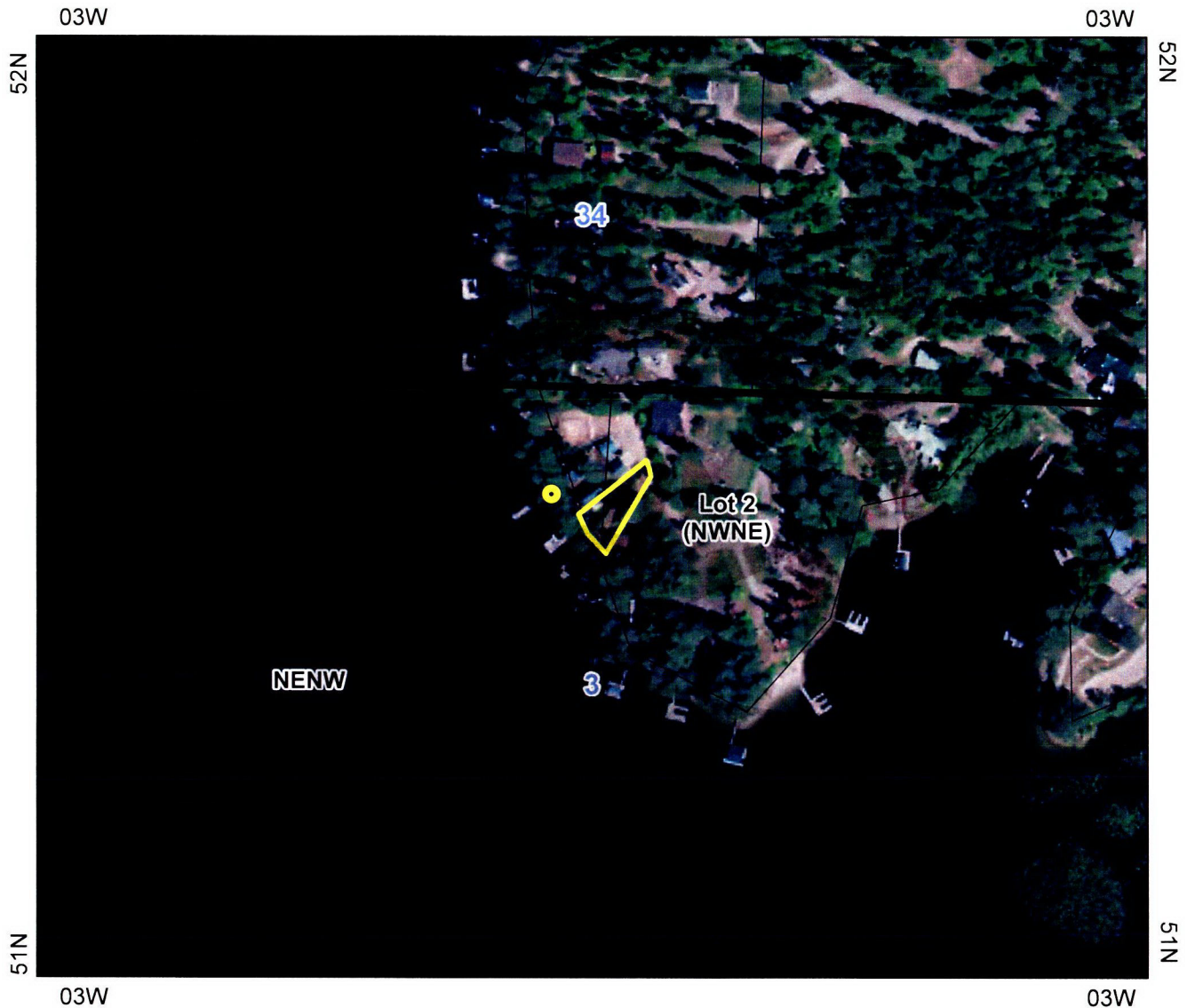


PHILL HUMMER
Water Rights Supervisor

SCANNED
FEB 06 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
95-17435

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.



0 0.035 0.07 0.14 Miles

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

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RECEIVED

DEC 09 2022

IDWR / NORTH

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. N042008
Received By Ja
Date Received 12-9-22

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.

- Permit No. 95-17435 Name of Permit Holder(s) SCOTT F AND LORI A RISCHÉ
Telephone No. 619-890-7278 Email scotttrische@gmail.com
Mailing Address 14370 N SAMHILL TRL City HAYDEN State ID Zip 83835
- Source of Water HAYDEN LAKE If Ground Water (well), Date Drilled mo. ____ / yr. ____
Drilling Permit/Tag No. ____ Drilling Company's Name ____
- Extent of use(s) completed as authorized by the water right permit:
Domestic (No. households) ____ Irrigation (No. acres) .2 Stockwater (No. and stock type) ____
Other ____
- Total diversion rate or volume (storage only) for which proof is submitted 0.02 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.
- Describe the diversion and delivery system from the water source to the use (pump, lift, irrigation method, etc.)
SUBMERSIBLE PUMP IN LAKE WATER LINE TO
IRRIGATION SYSTEM
- 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)

☐ <u>NA</u>	☒ <u>X</u>	Ground water level data, pumping information, or other diversion data
☐ <u>NA</u>	☒ <u>X</u>	Mitigation plan
☐ <u>NA</u>	☒ <u>X</u>	Lockable controlling works
☐ <u>NA</u>	☒ <u>X</u>	Measuring device
☒ <u>X</u>	☐	Fish screen (<u>floating snorkel with small holes</u>)
☐ <u>NA</u>	☒ <u>X</u>	Other requirements of the water right permit
☐ <u>NA</u>	☒ <u>X</u>	Reasonably Anticipated Future Needs ("RAFN") Municipal use

If RAFN Municipal use, additional increment of beneficial use developed? ☐ Yes (attach CWRE report) ☐ No
- 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: SCOTT F RISCHÉ Telephone No. 619-890-7278 Email scotttrische@gmail.com
Mailing Address 14370 N SAMHILL TRL City HAYDEN State ID Zip 83835

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.

Scott F Rische
SIGNATURE OF PERMIT HOLDER*

SCOTT F RISCHÉ
PRINTED NAME AND TITLE

12/9/2022
DATE

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

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FEB 06 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
February 3, 2023

Director Gary Spackman

SCOTT F RISCHE
LORI A RISCHE
14370 N SAMHILL TRL
HAYDEN ID 83835-7081

RE: License No. 95-17435

ISSUANCE OF LICENSE

Dear Water Right Holders:

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,

Phill Hummer
Water Rights Supervisor

Enclosures

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FEB 16 2023

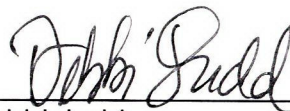
CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2023, I served a true and correct copy of Water Right License No. 95-17435 by U.S. Mail, postage prepaid, to the following:

SCOTT F RISCHE (Current Owner)
14370 N SAMHILL TRL
HAYDEN ID 83835-7081

LORI A RISCHE (Current Owner)
14370 N SAMHILL TRL
HAYDEN ID 83835-7081

PAULETTE FABIAN (Representative) – *via email*
1000 NORTHWEST BLVD
COEUR D ALENE ID 83814
paulette@windermere.com



Debbi Judd
Technical Records Specialist

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

A. GENERAL INFORMATIONPermit No: 95-17435

Exam Date: 12/15/2022

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: Scott and Lori Rische
Owner of Record Correct? X Y N
Address of Record Correct? X Y N
If No: Address

According to GIS Tax Parcel Data the owners of the property are Scott and Lori Rische.

3. Beneficial Use Fees have been paid: X Y N Receipt No: N042008
4. SOURCE TRIBUTARY
Hayden Lake Sinks

Method of Determination: GIS and Tax Parcel Data

Change in Source: Y X N

B. OVERLAP REVIEW

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

Water Right No.	Source	Purpose of Use	Basis
95-10594	Hayden Lake	Irrigation	Decreed
95-17436	Groundwater	Domestic	License

Comments: Right 95-10594, according to GIS Shapefiles, overlap the place of use and have the same beneficial use this permit authorizes. However, this permit's shapefile and parcel shapefile are not aligned and, would not overlap right 95-10594. Right 95-17436 directly overlaps the place of use in this permit. However, they do not share the same source and would not overlap.

2. Other water rights with the same point of diversion: Yes Overlap

Water Right No.	Source	Purpose of Use	Basis
95-10594			

Comments: Water right 95-10594 overlaps the same place of use with this permit. This was confirmed by the applicant on December 19th, 2022. He explained that the system is shared with his neighbor who is the holder for right 95-10594. They already have agreements on who can irrigate and when as the system cannot handle both properties at the same time.

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

Source	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.		County
Hayden Lake			NE	NW	3	51N	03W	B.M.	Kootenai
								B.M.	
								B.M.	

Method of Determination: GIS and Tax Parcel Data

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Change in POD? ____Y ____X ____N Amendment Required? ____Y ____X ____N

2. **PLACE OF USE:** 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	
51N	03W	3		0.1			0.1												0.2
		Lot #		2			2												
Total Acres =																			0.2

Method of Determination: GIS and Tax Parcel Data

Change in POU? ____Y ____X ____N Amendment Required? ____Y ____X ____N

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

Indicate weir size/pipe as applicable.

___ 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
N/A					

*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
N/A						

2. Measurements: No pump horsepower provided; a diversion rate calculation is not possible.**E. FLOW CALCULATIONS**

____ Additional Computation Sheets Attached

Measured Method: **Since the permit holders did not provide pump horsepower a diversion rate calculation is not possible. According to Administrative Processing Memo # 17 the standard rate/acre of irrigation is 0.02 cfs/acre. Since irrigation is for 0.2 acres then 0.02 cfs would be the acceptable rate. The permit authorizes 0.02 cfs. I will be recommending a 0.02 cfs diversion rate.**

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (0.2 \text{ acre}) \times (3.0 \text{ af/acre}) = 0.6 \text{ af}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = (0.02 \text{ cfs}) \times (246 \text{ days}) \times 1.9835 = 9.8 \text{ af}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 0.6 \text{ af}$$

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I.R.

D.R.

G. PURPOSE OF USEIrrigation ☒ Y ☐ N # Stock N/A Domestic # of Homes N/A

Other: < >

Change in Purpose of Use? ☐ Y ☒ NMethod of Determination: Tax Parcel Data and Google Imagery.

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

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-house exam. According to GIS Tax Parcel Data the property was developed in 1999. The permit authorizes the diversion of water from Hayden Lake for the irrigation of 0.2 acres. In the *Statement of Completion for Proof of Beneficial Use* the permit holder confirmed they installed a fish screen. Google Earth Landsat Imagery confirms that irrigation of 0.2 acres occurred. The permit holders did not provide pump horsepower, so a diversion rate calculation was not possible. The standards set in Administrative Memo #17 were utilized instead. Therefore, I am recommending a diversion rate of 0.02 cfs and 0.6 af volume. All of the conditions have been met and it is reasonable to believe that the permit holders are using water for the beneficial use authorized on their permit.

Conditions 004, R62, X15, X35, and R05 should remain on the license. Another X35 condition should be added to the license to limit this right and 95-10594 to a diversion rate of 0.02 because of pump system limitations. All other conditions should be removed from the license.

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>
Irrigation	3/15 to 11/15	0.02 CFS	0.6 AF
<u>Totals:</u>		0.02 CFS	0.6 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

Other: < >

J. AUTHENTICATION Skyler Cheever, Water Resource AgentField Examiner's Name Skyler Cheever Date 12/15/2022Reviewer P. H. H. H. Date 2/2/23

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Field Exam Map:

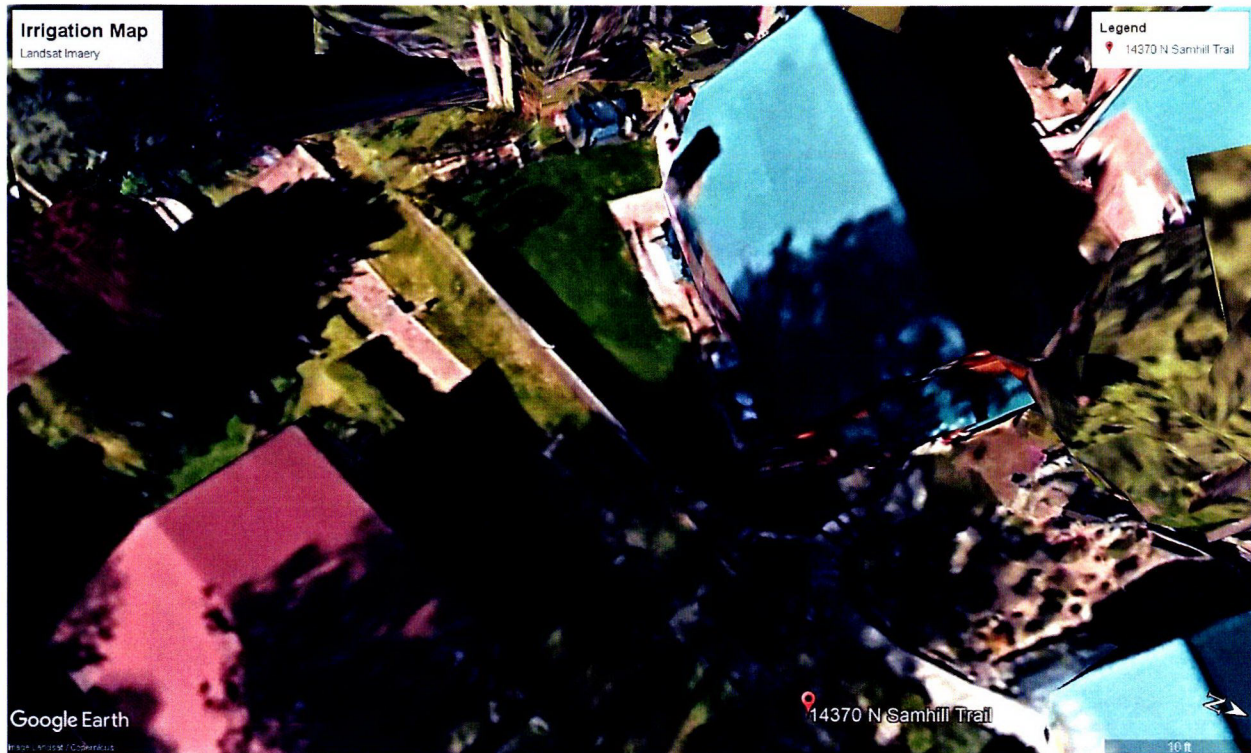
The orange border shows the place of use, and the yellow point shows the point of diversion.



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Irrigation Map

Map depicting irrigation of property. Image from Google Earth 3D Landsat Imagery.



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Beneficial Use Proof Evaluation

Permit Number: 95-17435 Reviewer: djudd Review Date: 12/14/2022

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: 12/9/2022
- 4) Proof Due Date: 2/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -54
- 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 -- Yes
- 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?
- 5) Drilling Permit Number:
- 6) Is a drilling permit upgrade needed?
- 7) Was a well drillers report filed?
- 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

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.



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
November 30, 2022

Director Gary Spackman

LORI A RISCHE
SCOTT F RISCHE
14370 N SAMHILL TRL
HAYDEN ID 83835

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 95-17435

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.

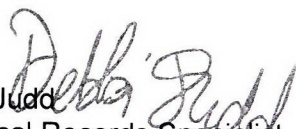
Dear Permit Holders:

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 **February 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 Idaho Code § 42-204. 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

Enclosures

c: PAULETTE FABIAN – via email



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NOV 30 2022