

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-9920

Priority: September 18, 2021

Maximum Diversion Rate: 0.03 CFS

It is hereby certified that:

DAVID STEVENS
PO BOX 122
LACLEDE ID 83841

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 18, 2021, and has submitted Proof of Beneficial Use on October 26, 2022. An examination confirms water is diverted from:

Source : PEND OREILLE RIVER

Tributary: COLUMBIA RIVER

Beneficial Use

IRRIGATION

Period of Use

4 /1 to 10/31

Rate of Diversion

0.03 CFS

Location of Point(s) of Diversion

PEND OREILLE RIVER L3 (NW¼ NW¼), Sec. 31, Twp 56N, Rge 03W, 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	
56N	03W	31						1.1											1.1

Total Acres: 1.1

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.03 Cubic Feet per Second (CFS) per acre nor more than 3.0 Acre Feet (AF) annually per acre at the field headgate for irrigation of the place of use.
2. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
3. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
4. Place of use is located within Lot 4A Replat, Shell Shores Subdivision.
5. Point of diversion is located within Lot 4A Replat, Shell Shores Subdivision.
6. 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 18th day of November, 2022.



PHILL HUMMER
Water Rights Supervisor

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NOV 21 2022

State of Idaho
Department of Water Resources
Attachment to Water Right License
96-9920

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.

03W



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

0 0.035 0.07 0.14 Miles



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RECEIVED

OCT 26 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. C114444
Received By KH
Date Received 10.26.22

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 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. 96-09920 Name of Permit Holder(s) DAVID STEVENS
Telephone No. 208 290 1458 Email dave.m.stevens@icloud.com
Mailing Address PO Box 122 City LACLED State ID Zip 83841

2. Source of Water PANDORVILLE RIVER 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) ____ Irrigation (No. acres) ~1.4 Stockwater (No. and stock type) ____
Other ____

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.)

GROUND-BASED PUMP VIA SUCTION TUBE / FOOT VALVE, FEEDING
RESIDENTIAL LAWN SPRINKLERS (ZONED)

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: DAVE STEVENS Telephone No. ABOVE Email ABOVE
Mailing Address ABOVE City ____ State ____ Zip ____

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.

David M. Stevens
SIGNATURE OF PERMIT HOLDER*

DAVID M. STEVENS
PRINTED NAME AND TITLE

10-24-22
DATE

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

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VICINITY MAP



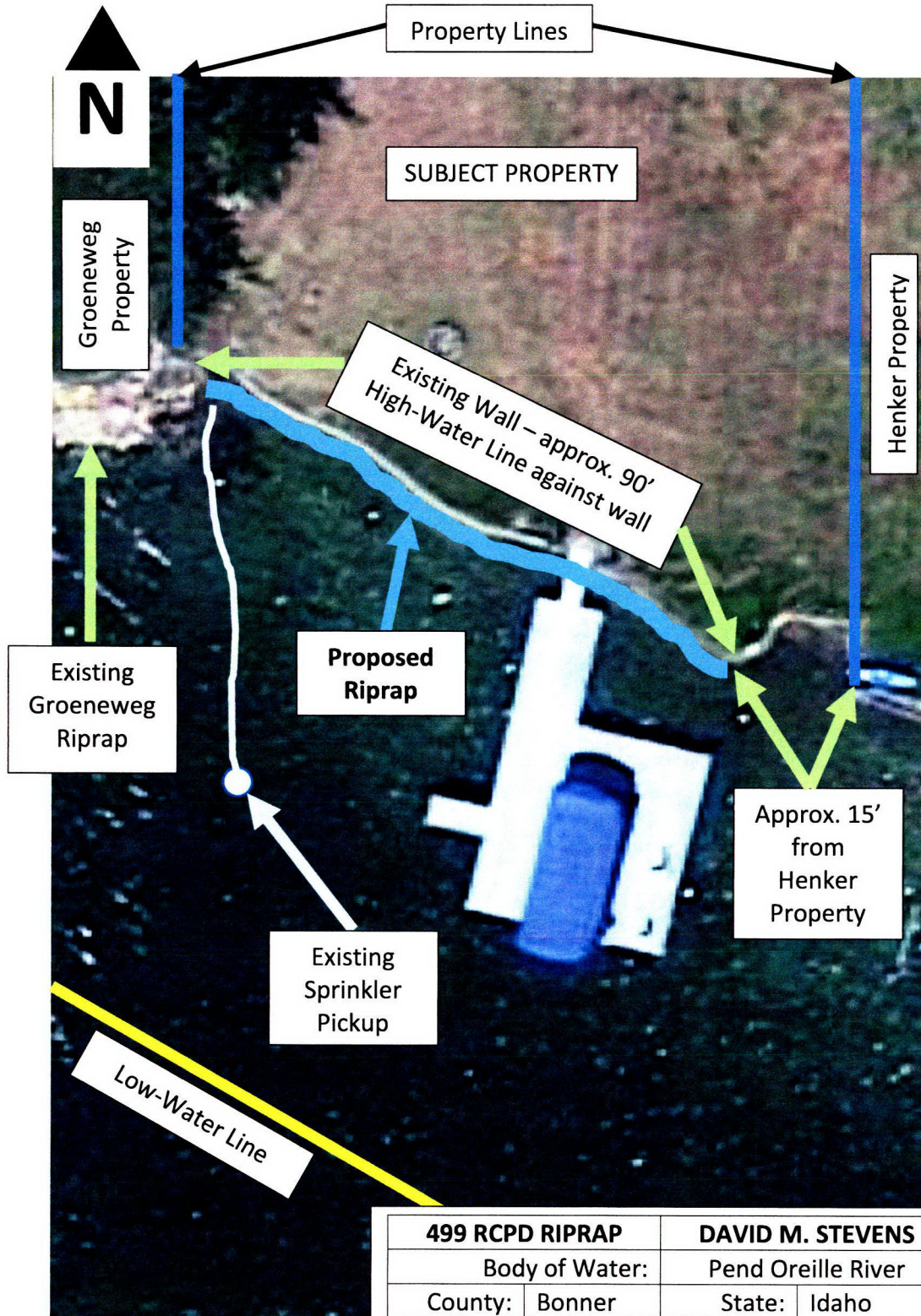
Lat: 48.162
Lon: -116.758

499 RCPD RIPRAP		DAVID M. STEVENS	
Body of Water:		Pend Oreille River	
County:	Bonner	State:	Idaho
Date:	10/31/21	Sheet:	1 of 3

COUNTY PLAT



PLAN VIEW



499 RCPD RIPRAP		DAVID M. STEVENS	
Body of Water:		Pend Oreille River	
County:	Bonner	State:	Idaho
Date:	10/31/21	Sheet:	2 of 3

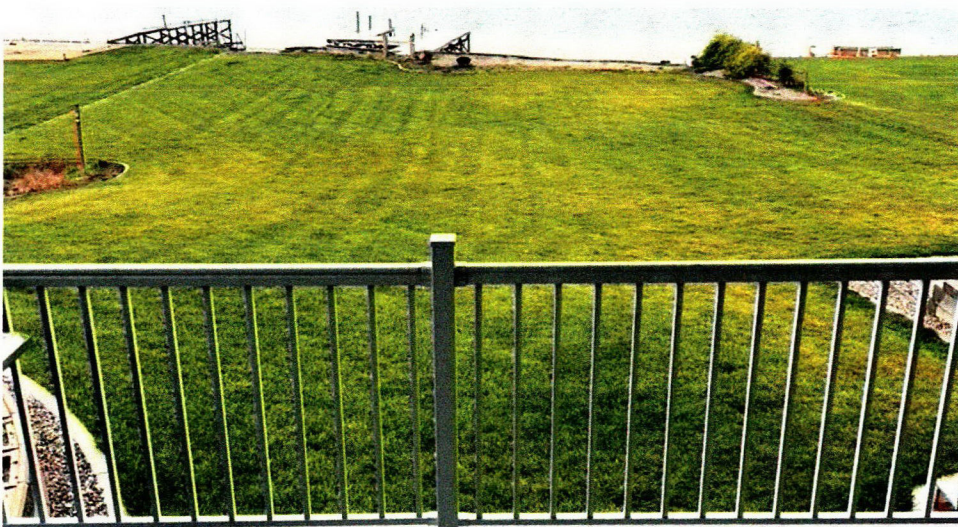
Irrigation Pump/Filter



Beneficial Use – Front Yard



Beneficial Use – Back Yard





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

November 21, 2022

DAVID STEVENS
PO BOX 122
LACLEDE ID 83841

RE: License No. 96-9920

ISSUANCE OF LICENSE

Dear Water Right Holder:

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

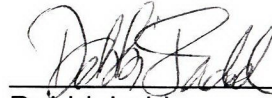
Enclosures

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CERTIFICATE OF SERVICE

I hereby certify that on November 21, 2022, I served a true and correct copy of Water Right License No. 96-9920 by U.S. Mail, postage prepaid, to the following:

DAVID STEVENS (Current Owner)
PO BOX 122
LACLEDE ID 83841



Debbi Judd
Technical Records Specialist

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

A. GENERAL INFORMATIONPermit No: 96-9920

Exam Date: 11-18-2022

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

2. Current Owner: Name: David Stevens
Owner of Record Correct? X Y N
Address of Record Correct? Y N
If No: Address

The Department's parcel data shows David M. and Laurie A. Stevens as the owners of the property. I don't see any issues with ownership.

3. Beneficial Use Fees have been paid: X Y N Receipt No: C114444

4. SOURCE TRIBUTARY
Pend Oreille River Columbia River

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
96-7616	Pend Oreille River	Industrial and Domestic	License

Comments: Laclede Water District municipal water is used for the culinary water for this property. There are a number of other water rights in this area, but they are all for the neighbors and the industrial use just north of this parcel.

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

Water Right No.	Source	Purpose of Use	Basis

Comments: There are points of diversion on the neighbor's properties on either side of this property, but no other water right is diverted from this point of diversion.

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C. DIVERSION AND DELIVERY SYSTEM**1. LOCATION OF POINT(S) OF DIVERSION:**

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Pend Oreille River	3		NW	NW	31	56N	3W	B.M.	Bonner
								B.M.	
								B.M.	

Method of Determination: GIS, Tax Parcel Data, and Photos Supplied by Permit HolderChange in POD? X N Amendment Required? X N**2. PLACE OF USE:** Use: Domestic and stockwater

TWP	RGE	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	3W	31						1.1											1.1
		Lot #						3											
Total Acres =																			1.1

Method of Determination: GIS, Tax Parcel Data, and Photos Supplied by Permit HolderChange 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
River Pump	Unknown				

*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						

2. Measurements: No measurement is required for an in-house exam.

E. FLOW CALCULATIONS

___ Additional Computation Sheets Attached

Measured Method:

There was no information submitted with the application for permit to determine the flow rate for this system. Therefore, I am required to fall back on the standard for ~~domestic~~ ^{irrigation} use set forth by Administrative Processing Memo #17 that authorizes 0.03 cfs per acre for 5 acres or less.

Administrative Memo #17 = 0.03 cfs/ac X 1.1 acres = 0.033 cfs rounded to 0.03 cfs.

Permit allowed = 0.03 cfs for the irrigation of 1.5 acres.

I am recommending 0.03 cfs for irrigation use based on the limits imposed by the permit and Administrative Processing Memorandum #17.

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 1.1 \times 3.0 \text{ af/ac} = 3.3 \text{ acre-feet}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 0.03 \text{ cfs} \times 214 \text{ days} \times 1.9835 = 12.7 \text{ acre-feet}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 3.3 \text{ acre-feet}$$

Please Note: According to The Idaho Beneficial Use Examination Rules 37.03.02.035.01.j no volume is required to license this permit.

2. Volume Calculations for Other Uses:

N/A

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

Other: < >

Change in Purpose of Use? ☐ Y ☐ NMethod of Determination: Taxlot data, GIS and Photos Supplied by Permit Holder.

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

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-house examination. The permit holder provided photos of the yard and the area being irrigated. The Department's imagery doesn't show actual irrigation. The Bonner County imagery does provide imagery that confirms irrigation. The permit holder also provided photos of the place of use that shows the pump and a fully irrigation yard and tree lines. Based on the Bonner County imagery and the permit holder's photos, I am convinced that this property was clearly irrigated.

This is an irrigation right from a river, so no volume is required according to Idaho Beneficial Use Examination Rules 37.03.02.035.01.j.

Fish screening conditions were included on the permit approval. The proof of beneficial use statement was marked that no fish screening was required, but no information was included to show these conditions have been waived. I contacted the permit holder by email on November 16, 2022, to request confirmation that the fish screens have been installed. On November 16, 2022, the permit holder replied to my email and stated the system has a foot valve with a screen size just under ¼ inch.

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Conditions 004, R66, X15, X16, and X60 should be carried forward to licensing. Condition X59 should also be included on the license to show the point of diversion is on this tax parcel.

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	04/01 to 10/31	0.03 CFS	
<u>Totals:</u>		0.03 CFS	

Please Note: According to The Idaho Beneficial Use Examination Rules 37.03.02.035.01.j no volume is required to license this permit.

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 – DANIEL A. NELSON – WATER RIGHT ANALYST 3

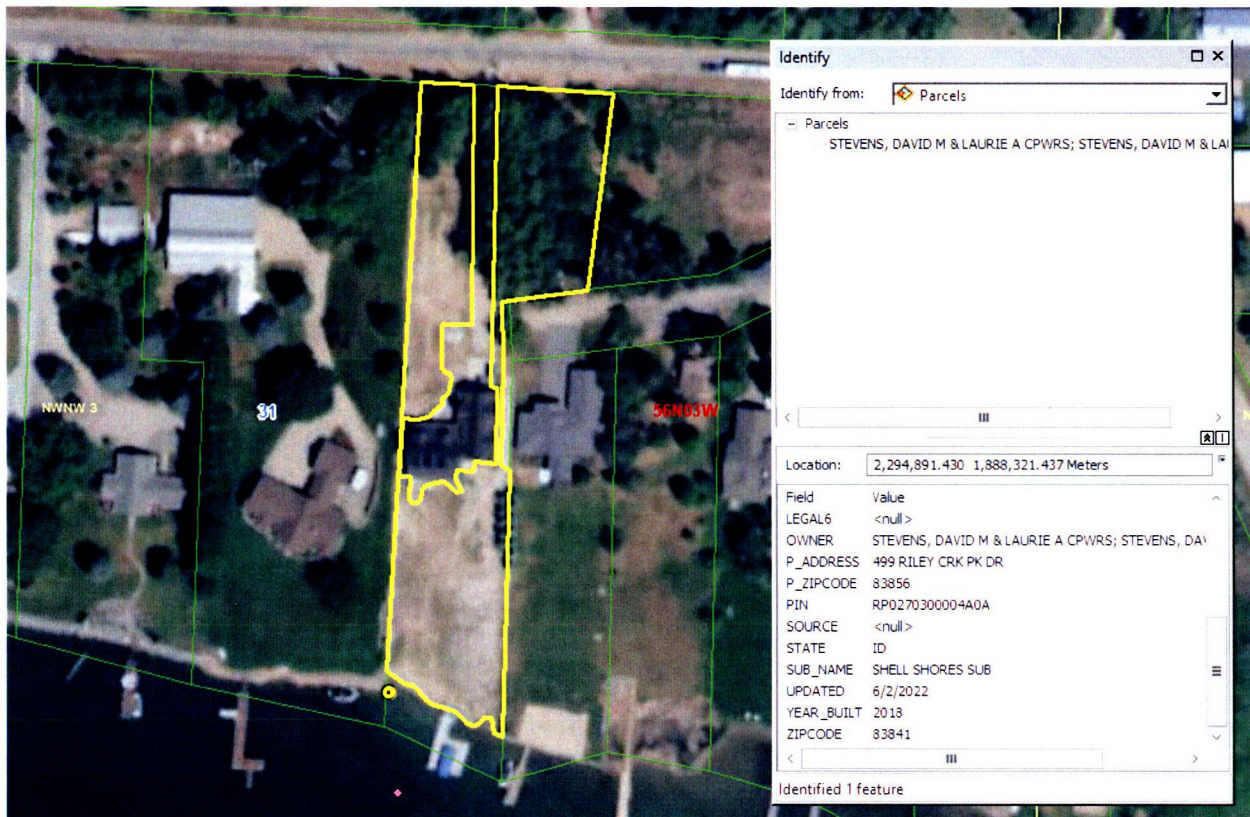
Field Examiner's Name  Date 11-18-22

Reviewer  Date 11/18/22

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NOV 21 2022

Field Exam Map:

The yellow border shows the place of use for the 1.1 acres of irrigation. The yellow point shows the point of diversion. The green border shows the tax parcel borders. The pink point is where the original point of diversion was marked on the application for permit and permit. The actual point of diversion per the photos is a pump on the shore, so I moved the point of diversion to the shore of the river. The movement of the point of diversion doesn't change the legal description, so no amendment is needed.



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NOV 7 1 2022

Nelson, Dan

From: Nelson, Dan
Sent: Thursday, November 17, 2022 6:13 AM
To: David Stevens
Subject: RE: Water Right Permit 96-9920

Thank you for this information, Mr. Stevens. I really appreciate it. You should receive your license for this permit in a few weeks.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: David Stevens <dave.m.stevens@icloud.com>
Sent: Wednesday, November 16, 2022 6:17 PM
To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Subject: Re: Water Right Permit 96-9920

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.

Thanks for reaching out, Dan. I can confirm that both of these conditions are indeed met.

The foot valve has a factory screen with a maximum hole size of just under 1/4".

Let me know if you need anything else!

David M. Stevens
Sent from my iPhone

On Nov 16, 2022, at 1:52 PM, Nelson, Dan <Dan.Nelson@idwr.idaho.gov> wrote:

Dear Mr. Stevens,

I have been asked to review water right permit 96-9920 for license purposes. On smaller permits such as yours, we can generally verify the water use for licensing purpose by using aerial photography and various state and county records without setting a time with you to do an onsite verification. We refer to these reviews of smaller permits as in-house exams or desk top reviews. Performing these in-house exams avoids the time and costs to the Idaho Department of Water Resources (Department) and yourself from having to meet at the site to verify the water use. If you would prefer to have someone from our Northern Region office set up a time with you to come to the property and verify these issues, I can have someone from that office make an appointment with you to visit the property. Due to a backlog of water rights needing onsite verifications, it may be some time before our Northern Region staff will be able to set up appointments in your area.

I have verified most of your water use with the records that are available to our office. However, there is a question that needs to be clarified prior to recommending that this permit be licensed

1. Your permit has the following conditions:

A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.

And

The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

We need confirmation from you that you have complied with these conditions. All I need is a reply to this email from you stating that you have complied with the fish screening conditions.

As I stated above, you can request an agent from the Department to visit your property to verify these issues if you wish. You or a representative will need to be present during that inspection to show them your system. Please provide the requested information or inform me that you would rather have Department staff visit your property to verify the above issues by December 15, 2022. If I do not receive the requested information or I have not been contacted by you to request an onsite field verification by December 15, 2022, I will need to take action to void your permit under the provision of Section 42-219(8) of the Idaho Code.

If you have any questions, please don't hesitate to contact me. I would be more than happy to discuss the above requests with you. Working through a water right process can be confusing sometimes, and I enjoy working with folks to ensure that we get through the process as easily as possible.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

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NOV 21 2022

Beneficial Use Proof Evaluation

Permit Number: 96-9920 Reviewer: djudd Review Date: 10/28/2022

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: 10/26/2022
- 4) Proof Due Date: 11/1/2022
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -6
- 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? No
 - a. Measuring Device -- No
 - b. Lockable Device --No
 - c. Fish Screen -- No
- 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

T110951

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.