

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-10370

Priority: February 07, 2022

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 0.6 AF

It is hereby certified that:

WILLIAM HALAMICEK 4501 BOTTLE BAY RD SAGLE ID 83860-9011

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 07, 2022, and has submitted Proof of Beneficial Use on April 10, 2023. An examination confirms water is diverted from:

Source : LAKE PEND OREILLE

Tributary: PEND OREILLE RIVER

Beneficial Use

DOMESTIC

Period of Use

01/01 to 12/31

Rate of Diversion

0.04 CFS

Annual Volume

0.6 AF

Location of Point(s) of Diversion

LAKE PEND OREILLE SW¼ SW¼, Sec. 19, Twp 57N, Rge 01W, 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	01W	19											X L1						

Conditions of Approval

1. This right does not grant any right-of-way or easement across the land of another.
2. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
4. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

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 12th day of April, 2023.



PHILL HUMMER
Water Rights Supervisor

SCANNED
APR 14 2023

State of Idaho
Department of Water Resources

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.



A horizontal number line representing distance in miles. The line starts at 0 on the left and ends at 0.14 on the right. There are major tick marks labeled 0, 0.035, 0.07, and 0.14 Miles. Between each of these major labels, there are four smaller, unlabeled tick marks, dividing each 0.035-mile segment into five equal parts of 0.007 miles each.

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



RECEIVED

APR 10 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 \$ 50.00Receipt No. C115828Received By KUDate Received 4.10.23DEPARTMENT OF
WATER RESOURCES

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. 96-10370 Name of Permit Holder(s) WILLIAM Halamicsek
 Telephone No. 7209346501 Email bilhalaz@gmail.com
 Mailing Address 4501 Bottle Bay Rd City Sagle State Id Zip 83860
2. Source of Water Lake Pend Oreille 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 House water only No Cow No Garden

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.)

Small 2" pipe from Lake small electric pump to House

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 \$ ____ 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: William Halamicsek Telephone No. 7209346501 Email bilhalaz@gmail.com
 Mailing Address 4501 Bottle Bay Rd City Sagle State Id Zip 83860

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.

William Halamicsek WILLIAM Halamicsek 3-20-23
 SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

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APR 14 2023

RECEIVED

MAR 23 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 \$ _____

Receipt No. _____

Received By _____

Date Received _____

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. 96-10370 Name of Permit Holder(s) WILLIAM Halamicek
Telephone No. 2209346501 Email bilhala2@gmail.com
Mailing Address 4501 Bottle Bay Rd City Sagle State Id Zip 83860
2. Source of Water Lake Pend Oreille 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 House water only No Cow No Garden

4. Total diversion rate or volume (storage only) for which proof is submitted 20 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.)

Small 2" pipe from Lake small electric pump to House

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) ☐ No7. Fee Enclosed \$ _____ 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: William Halamicek Telephone No. 2209346501 Email bilhala2@gmail.com
Mailing Address 4501 Bottle Bay Rd City Sagle State Id Zip 83860

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.

William Halamicek WILLIAM Halamicek 3-20-23
SIGNATURE OF PERMIT HOLDER* PRINTED NAME AND TITLE DATE

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

SCANNED
APR 14 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

April 13, 2023

WILLIAM HALAMICEK
4501 BOTTLE BAY RD
SAGLE ID 83860-9011

RE: License No. 96-10370

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

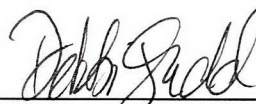
Enclosures

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APR 14 2023

CERTIFICATE OF SERVICE

I hereby certify that on April 13, 2023, I served a true and correct copy of Water Right License No. 96-10370 by U.S. Mail, postage prepaid, to the following:

WILLIAM HALAMICEK (Current Owner)
4501 BOTTLE BAY RD
SAGLE ID 83860-9011



Debbi Judd
Technical Records Specialist

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

A. GENERAL INFORMATIONPermit No: 96-10370

Exam Date: 4/11/2023

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: William Halamicek
Owner of Record Correct? X Y N
Address of Record Correct? X Y N
If No: Address

According to Tax Parcel Data the property is owned by William Halamicek.

3. Beneficial Use Fees have been paid: X Y N Receipt No: C115828
4. SOURCE TRIBUTARY
Lake Pend Oreille Pend Oreille River

Method of Determination: GIS and Tax Parcel DataChange 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
96-7418B	Groundwater	Domestic	License
96-7418A	Groundwater	Domestic	License
96-8964	Lake Pend Oreille	Domestic	License
96-7419	Groundwater	Domestic	License
96-7414	Groundwater	Domestic	License
96-9386	Lake Pend Oreille	Irrigation	License

Comments: All the water rights listed above had a shapefile that overlapped the permit place of use. However, maps and parcel data in the water right backfile confirmed all rights other than 96-9386 do not overlap the proposed place of use. Water right 96-9386 shape also overlaps the proposed place of use. However, it is for irrigation and would not overlap this permit. But the water right is included with the parcel owned by the permit holder according to Bonner County Parcel Data. The permit holder was contacted about changing the ownership of 96-9386 on April 11th, 2023.

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

Water Right No.	Source	Purpose of Use	Basis
96-9386	Lake Pend Oreille	Irrigation	License

Comments: After a call with the applicant on April 11th, 2023, the applicant confirmed the point of diversion for water right 96-9386 is the actual POD for this permit. However, since 96-9386 is for a different beneficial use, irrigation, it would not overlap with this permit and not require combined limits.

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

Source	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.		County
Lake Pend Oreille			SW	SW	19	57N	01W	B.M.	Bonner
								B.M.	
								B.M.	

Method of Determination: GIS and Tax Parcel Data

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

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	01W	19											D						N/A
		Lot #											1						N/A
Total Acres =																			N/A

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: The permit holder did not provide pump horsepower. Therefore, a diversion rate calculation is not possible.**E. FLOW CALCULATIONS**

____ Additional Computation Sheets Attached

Measured Method: **Since the permit holder did not provide a pump horsepower a diversion rate calculation was not possible. According to Administrative Processing Memo #22 the standard diversion rate for a single-family home is 0.04 cfs diversion rate. The permit authorizes 0.04 cfs. I am recommending a 0.04 cfs diversion rate.**

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APR 14 2023

F. VOLUME CALCULATIONS

2. Volume Calculations for Other Uses: According to Administrative Processing Memo #22 the standard diversion volume for domestic use for is 0.6 for in home use. The permit holder already has a water right, 96-9386 for 1/2 of irrigation. Irrigation was not developed under this permit. Therefore, it should only be for in-house use. I am recommending a 0.6 af diversion volume.

G. PURPOSE OF USE

Irrigation ☐ Y ☒ X ☐ N # Stock ☐ N/A Domestic # of Homes ☐ 1

Other: < >

Change in Purpose of Use? ☐ Y ☒ X ☐ N

Method of Determination: GIS and Tax Parcel Data and conversations with owner on April 11th, 2023.

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

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-office examination. According to Tax Parcel Data the property was developed in 1975. According to the permit holders Statement of Completion for Proof of Beneficial Use a fish screen was not installed. However, after a phone conversation with the applicant on April 11th, 2023, the applicant told me the person who originally installed the system said 1/8 in. slits were cut into 2 feet of closed PVC pipe that's in the lake. This should suffice as a fish screen because the slits are less than 1/4 in. Since the permit holder did not provide a pump horsepower a diversion rate calculation was not possible. The standards set in administrative processing memo #22 were used to make diversion rate and volume recommendations. However, in both the submitted Proof of Beneficial Use and in the phone conversation on April 11th, 2023, the applicant stated irrigation was never developed so only in house use should be licensed. All of the conditions have been met and it is believed the permit holder is using water for the beneficial use authorized on their permit. Therefore, I am recommending a 0.04 cfs diversion rate and 0.6 af diversion volume.

Conditions 004, X15, and X16 should remain on the license. Condition 187 should be removed from the license because irrigation was not developed according to the permit holder. Condition X01 should be replaced with condition WB5 because yard irrigation was not developed.

Have conditions of permit approval been met? ☒ X 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	1/1 to 12/31	0.04 CFS	0.6 AF
<u>Totals:</u>		0.04 CFS	0.6 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 Skyler Cheever, Water Resource Agent

Field Examiner's Name Skyler Cheever Date 4/11/2023

Reviewer Plum Date 4/12/23

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APR 14 2023

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



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APR 14 2023

Beneficial Use Proof Evaluation

Permit Number: 96-10370 Reviewer: djudd Review Date: 4/10/2023

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: 4/10/2023
- 4) Proof Due Date: 5/1/2023
- 5) Days added for weekend due date? 0
- 6) Days added for holiday due date? 0
- 7) Number of days late: -21
- 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

N038310

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
March 28, 2023

Director Gary Spackman

WILLIAM HALAMICEK
4501 BOTTLE BAY RD
SAGLE ID 83860-9011

PROOF DEFICIENCY LETTER

RE: Permit No. 96-10370

Dear Permit Holder:

The Department received the proof of beneficial use (proof) form submitted for the above referenced permit. The proof is not acceptable without the correct fee. A copy of the form is enclosed for your reference.

This permit authorizes a diversion rate of 0.04 cfs (cubic feet per second) of surface water and was stated the same on the form requiring a license examination fee of \$50.00.

Please submit the required fees at your earliest convenience before the proof due date of **May 01, 2023** to avoid the possibility of your permit lapsing. If you have any questions concerning this matter, please contact me at (208) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

Debby Judd
Technical Records Specialist

Enclosure

SCANNED
MAR 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
February 28, 2023

Director Gary Spackman

WILLIAM HALAMICEK
4501 BOTTLE BAY RD
SAGLE ID 83860-9011

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-10370

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:

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 **May 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



SCANNED
MAR 1 2023