

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-11290

Priority: May 05, 2022

Maximum Diversion Rate: 0.02 CFS

It is hereby certified that:

ROGER K TIMM PO BOX 339 PRIEST RIVER ID 83856-0339 AND/OR
DOREEN M TIMM PO BOX 339 PRIEST RIVER ID 83856-0339

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 05, 2022, and has submitted Proof of Beneficial Use on May 18, 2023. An examination confirms water is diverted from:

Source : PEND OREILLE RIVER

Tributary: COLUMBIA RIVER

Beneficial Use
IRRIGATION

Period of Use
04/01 to 10/31

Rate of Diversion
0.02 CFS

Location of Point(s) of Diversion

PEND OREILLE RIVER L2(NW¼ SE¼), Sec. 25, Twp 56N, Rge 05W, 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	05W	25														0.7 L2			0.7

Total Acres: 0.7

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 2.1 afa at the field headgate for irrigation of the place of use.
2. Place of use is located within Lot 1A Replat, Blk. 4; Springdale Gardens Subdivision.
3. 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 5th day of June, 2023.



PHILL HUMMER
Water Rights Supervisor

SCANNED
JUN 06 2023

State of Idaho
Department of Water Resources
Attachment to Water Right
96-11290

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.

05W



0 0.035 0.07 0.14 Miles

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

SCANNED
JUN 06 2023



RECEIVED

MAY 18 2023

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.	C116272
Received By	EM
Date Received	5.18.21

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. 96-11290 Name of Permit Holder(s) DOREEN M. AND ROGER K. TIMM
Telephone No. 509 990-4532 Email oldriverrats@hotmail.com
Mailing Address PO BOX 339 City PRIEST RIVER State ID Zip 83856

2. Source of Water PEND OREILLE 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 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.)

WATER IS DRAWN FROM THE PEND OREILLE RIVER VIA PIPE BY A PUMP
AND UTILIZED TO IRRIGATE PROPERTY VIA A SPRINKLER SYSTEM. SEE ATTACHED

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: ROGER TIMM Telephone No. 509 990-4532 Email oldriverrats@hotmail.com
Mailing Address PO BOX 339 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.

Roger K. Timm
SIGNATURE OF PERMIT HOLDER*

ROGER K. TIMM
PRINTED NAME AND TITLE

MAY 13, 2023
DATE

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

SCANNED

JUN 06 2023

JOINT APPLICATION FOR PERMITS

U.S. ARMY CORPS OF ENGINEERS - IDAHO DEPARTMENT OF WATER RESOURCES - IDAHO DEPARTMENT OF LANDS

Authorities: The Department of Army Corps of Engineers (Corps), Idaho Department of Water Resources (IDWR), and Idaho Department of Lands (IDL) established a joint process for activities impacting jurisdictional waterways that require review and/or approval of both the Corps and State of Idaho. Department of Army permits are required by Section 10 of the Rivers & Harbors Act of 1899 for any structure(s) or work in or affecting navigable waters of the United States and by Section 404 of the Clean Water Act for the discharge of dredged or fill materials into waters of the United States, including adjacent wetlands. State permits are required under the State of Idaho, Stream Protection Act (Title 42, Chapter 38, Idaho Code and Lake Protection Act (Section 58, Chapter 13 et seq., Idaho Code). In addition the information will be used to determine compliance with Section 401 of the Clean Water Act by the appropriate State, Tribal or Federal entity.

Joint Application: Information provided on this application will be used in evaluating the proposed activities. Disclosure of requested information is voluntary. Failure to supply the requested information may delay processing and issuance of the appropriate permit or authorization. **Applicant will need to send a completed application, along with one (1) set of legible, black and white (8 1/2"x11"), reproducible drawings that illustrate the location and character of the proposed project / activities to both the Corps and the State of Idaho.**

See Instruction Guide for assistance with Application. Accurate submission of requested information can prevent delays in reviewing and permitting your application. Drawings including vicinity maps, plan-view and section-view drawings must be submitted on 8-1/2 x 11 papers.

Do not start work until you have received all required permits from both the Corps and the State of Idaho

FOR AGENCY USE ONLY							
USACE NWW-	Date Received:		☐ Incomplete Application Returned		Date Returned:		
Idaho Department of Water Resources No.	Date Received:		☐ Fee Received DATE:		Receipt No.:		
Idaho Department of Lands No. L96S2244A	Date Received: 6/17/2022		☒ Fee Received \$425.00 DATE: 6/17/2022		Receipt No.: ck# 1845		
INCOMPLETE APPLICANTS MAY NOT BE PROCESSED							
1. CONTACT INFORMATION - APPLICANT Required:				2. CONTACT INFORMATION - AGENT:			
Name: Roger K. and Doreen M. Timm				Name: IDAHO DEPARTMENT OF LANDS			
Company:				Company: JUN 17 2022			
Mailing Address: PO Box 339				Mailing Address: PEND OREILLE LAKE AREA			
City: Priest River		State: ID	Zip Code: 83856		City:		State: Zip Code:
Phone Number (include area code): 509 990-4532		E-mail: oldriversrats@hotmail.com		Phone Number (include area code):		E-mail:	
3. PROJECT NAME or TITLE: Lawn Sprinkler System Water Intake Line				4. PROJECT STREET ADDRESS: 17886 Dufort Rd			
5. PROJECT COUNTY: Bonner		6. PROJECT CITY: Priest River		7. PROJECT ZIP CODE: 83856		8. NEAREST WATERWAY/WATERBODY: Pend Oreille River	
9. TAX PARCEL ID#: RP 0043600401A0 A		10. LATITUDE: 48.172770 LONGITUDE: -116.902730		11a. 1/4: NW	11b. 1/4: SE	11c. SECTION: 25	11d. TOWNSHIP: 56N 11e. RANGE: 5W
12a. ESTIMATED START DATE: Work started August 2019		12b. ESTIMATED END DATE: Work completed September 2019		13a. IS PROJECT LOCATED WITHIN ESTABLISHED TRIBAL RESERVATION BOUNDARIES? ☒ NO ☐ YES Tribe:			
13b. IS PROJECT LOCATED IN LISTED ESA AREA? ☐ NO ☒ YES				13c. IS PROJECT LOCATED ON/NEAR HISTORICAL SITE? ☒ NO ☐ YES			
14. DIRECTIONS TO PROJECT SITE: Include vicinity map with legible crossroads, street numbers, names, landmarks. 17886 Dufort Rd, corner of Dufort Rd and South Second St, Priest River, ID. From Hwy 2, turn South on Wisconsin St, cross over the Merritt Bridge, turn East on Dufort Rd, approximately .4 of a mile on right.							
15. PURPOSE and NEED: ☐ Commercial ☐ Industrial ☐ Public ☒ Private ☐ Other Describe the reason or purpose of your project; include a brief description of the overall project. Continue to Block 16 to detail each work activity and overall project. The purpose of the project is to pump water from the Pend Oreille River for the property lawn sprinkler system. The existing well was drilled 420' deep and hydrofractured in 2007. It has a 3 gpm yield. The well can support domestic household use, but is not adequate for the addition of lawn watering. The intake is located next to our boat dock, IDL Encroachment Permit L-96-S-2244, on Parcel Number RP 56N05W257990 A. A 2" waterline carries water							

ITEM #5 CONTINUED

16. DETAILED DESCRIPTION OF EACH ACTIVITY WITHIN OVERALL PROJECT. Specifically indicate portions that take place within waters of the United States, including wetlands: Include dimensions; equipment, construction, methods; erosion, sediment and turbidity controls; hydrological changes: general stream/surface water flows, estimated winter/summer flows; borrow sources, disposal locations etc.:

under Dufort Rd to the pumphouse on Parcel Number RP 0043600401A0 A. The pumphouse contains a Berkeley 5 hp Type B close-coupled motor driven centrifugal pump and sprinkler valve control unit. The waterline in the river has an inline backflow check valve and round hole suction strainer enclosed in a 1/4" screened mesh cage. A 2" line runs from the pumphouse uphill to 5 individually controlled line valves, distributing the water through 1" lines to the sprinkler heads.

17. DESCRIBE ALTERNATIVES CONSIDERED to AVOID or MEASURES TAKEN to MINIMIZE and/ or COMPENSATE for IMPACTS to WATERS of the UNITED STATES, INCLUDING WETLANDS: See Instruction Guide for specific details.

No alternatives were considered, as no modifications were needed/made at the river location.

DEPT OF LANDS

18. PROPOSED MITIGATION STATEMENT or PLAN: If you believe a mitigation plan is not needed, provide a statement and your reasoning why a mitigation plan is NOT required. Or, attach a copy of your proposed mitigation plan.

No mitigation was required, as no modifications were needed/made at the river intake location.

19. TYPE and QUANTITY of MATERIAL(S) to be discharged below the ordinary high water mark and/or wetlands:

Dirt or Topsoil: _____ cubic yards
Dredged Material: _____ cubic yards
Clean Sand: _____ cubic yards
Clay: _____ cubic yards
Gravel, Rock, or Stone: _____ cubic yards
Concrete: _____ cubic yards
Other (describe): _____ : _____ cubic yards
Other (describe): _____ : _____ cubic yards

TOTAL: _____ cubic yards

20. TYPE and QUANTITY of impacts to waters of the United States, including wetlands:

Filling: _____ acres _____ sq ft. _____ cubic yards
Backfill & Bedding: _____ acres _____ sq ft. _____ cubic yards
Land Clearing: _____ acres _____ sq ft. _____ cubic yards
Dredging: _____ acres _____ sq ft. _____ cubic yards
Flooding: _____ acres _____ sq ft. _____ cubic yards
Excavation: _____ acres _____ sq ft. _____ cubic yards
Draining: _____ acres _____ sq ft. _____ cubic yards
Other: _____ : _____ acres _____ sq ft. _____ cubic yards

TOTALS: _____ acres _____ sq ft. _____ cubic yards

ITEM #5 CONTINUED

State of Idaho
Department of Water Resources

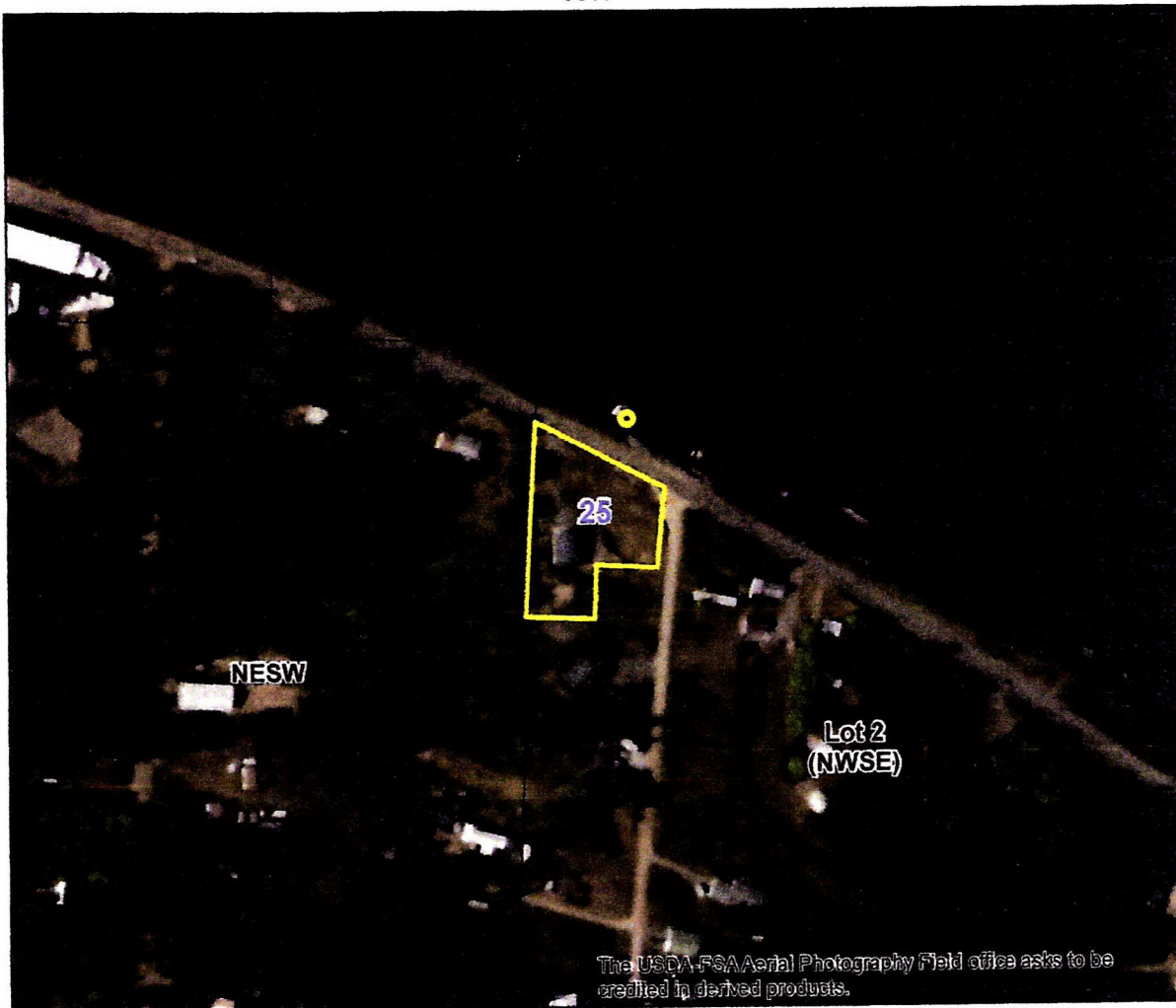
Attachment to Permit to Appropriate Water

96-11290

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.

05W

56N



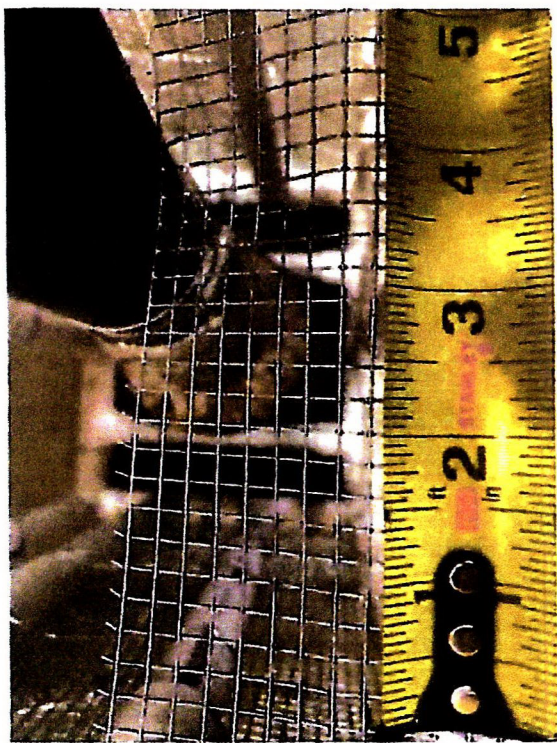
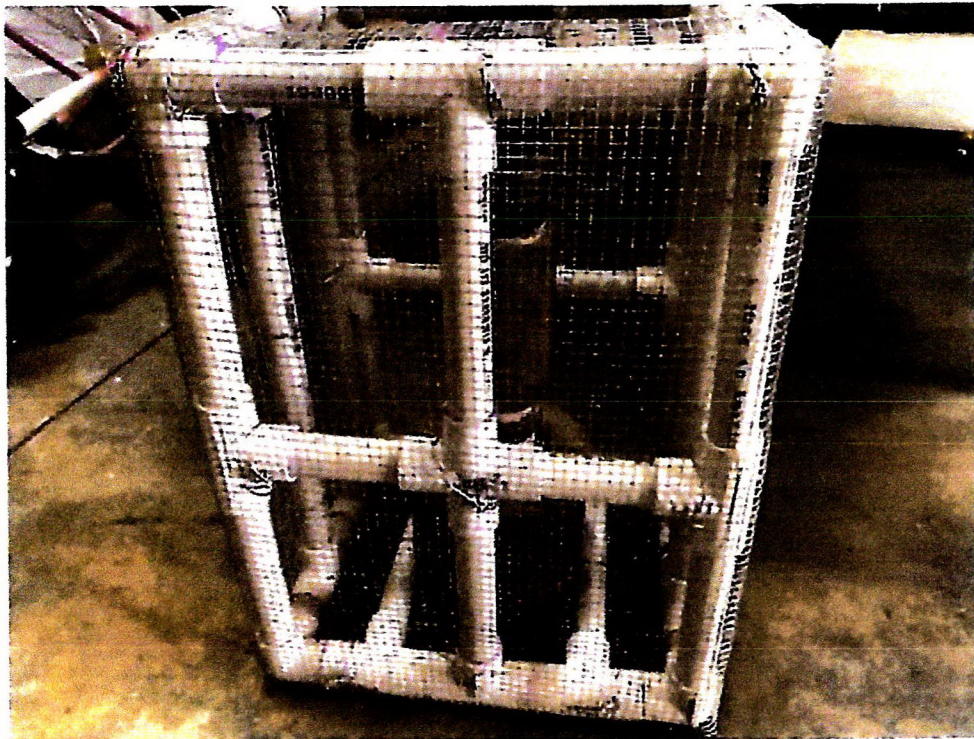
0 0.035 0.07 0.14 Miles

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



SCANNED

JUN 06 2023



Top photo: round hole strainer and backflow check valve in water intake cage.

Bottom photo: 1/4 inch mesh surrounds intake unit.

DEPT OF LANDS

SCANNED

JUN 06 2023



IDAHO DEPARTMENT
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

June 06, 2023

DOREEN M TIMM
ROGER K TIMM
PO BOX 339
PRIEST RIVER ID 83856-0339

RE: License No. 96-11290

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

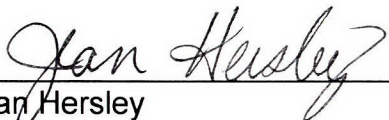
JUN 06 2023

CERTIFICATE OF SERVICE

I hereby certify that on June 06, 2023, I served a true and correct copy of Water Right License No. 96-11290 by U.S. Mail, postage prepaid, to the following:

DOREEN M TIMM (Current Owner)
PO BOX 339
PRIEST RIVER ID 83856-0339

ROGER K TIMM (Current Owner)
PO BOX 339
PRIEST RIVER ID 83856-0339



Jean Hersley
Technical Records Specialist 2

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 INFORMATION

Exam Date: 5/31/2023

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: Roger and Doreen Timm.

Owner of Record Correct? X NAddress of Record Correct? X N

If No Explain: N/A

3. Beneficial Use Fees have been paid: X Y N Receipt No: C116272

4. Source: Pend Oreille River Tributary: Columbia 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
96-11623	Groundwater	Domestic	Claim
96-8364	Pend Oreille River	Irrigation	License
96-7753	Spring	Irrigation	License
96-7508	Spring	Domestic	License
96-4311	Spring	Domestic	License

Comments: Water rights 96-8364, 96-7753, 96-7508, and 96-4311 all overlap this permits place of use. However, after looking at the water right backfile it was confirmed these rights do not actually overlap this permits place of use. Claim 96-11623 also overlaps this permits place of use. However, since it is from a different source and use then there is no overlap.

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

Water Right No.	Source	Purpose of Use	Basis
N/A			

Comments: N/A

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	2		NW	SE	25	56N	05W	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

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JUN 06 2023

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	
56N	05W	25														0.7			0.7
		Lot #														2			N/A
Total Acres =																			0.7

Method of Determination: GIS, Tax Parcel Data, and Bonner County Aerial Imagery.

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

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		5		Berkeley	

*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. Measurement Comments: The permit holder provided a pump horsepower of 5. Therefore, a diversion rate calculation can be conducted.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method: Since the permit holder provided a pump horsepower of 5 and the lift between the pump and pump house is 23 ft a diversion rate calculation was conducted. According to said calculation the system can handle a diversion rate of 0.22 cfs. According to Administrative Processing Memo #17 the standard diversion rate for irrigation of 5 acres or less is 0.03 cfs per acre, 0.7 acres * 0.03 af/acre = 0.021 cfs or 0.02 cfs rounded. The permit authorizes 0.03 cfs. I am recommending 0.02 cfs.

$$Q = (5 \text{ Hp}) (8.8) (\text{efficiency}) / (23 \text{ lift in ft}) + (2.31) * (50 \text{ psi}) = 0.22 \text{ cfs}$$

Measurement = 0.22 cfs

Permit allowed = 0.03 cfs

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (0.7 \text{ cfs}) * (3 \text{ af/acre}) = 2.1 \text{ af}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = (0.02 \text{ cfs}) * (214 \text{ days}) * (1.9835) = 8.5 \text{ af}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 2.1 \text{ af}$$

Comments: Water under the permit is diverted from a natural flowing river/stream for irrigation. According to the IDAPA Beneficial Use Examination Rules 37.03.02.35. 01j.viii a diversion volume is not required for irrigation use that diverts from a natural flowing river/stream or spring.

SCANNED
JUN 06 2023

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

Other: < >

Change in Purpose of Use? ☐ Y ☒ X ☐ NMethod of Determination: GIS, Tax Parcel Data, and Bonner County Aerial Imagery

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 2014. The permit authorized the irrigation of 1 acre. According to Bonner County Aerial Imagery the projected parcel boundary is off when compared to the visual property boundary. The place of use was updated according to the actual property boundary. The number acres were reduced to 0.654 acres, or 0.7 acres rounded according to Bonner County Aerial Imagery by removing acres containing structures and unirrigated areas. According to the submitted Statement of Completion for Proof of Beneficial use a fish screen was installed that meets the fish passage and screening requirements of the Idaho Department of Fish and Game.

Since the Permit holder provided a pump horsepower of 5 a diversion rate calculation was possible. According to that calculation the system can handle 0.22 cfs, much more than is authorized on the permit. The standards set in Administrative Processing Memo #17 were used to make a diversion rate recommendation. All of the conditions have been met and it has been confirmed a beneficial use was developed within what was authorized on the permit. Therefore, I am recommending a 0.02 cfs diversion rate.

Conditions X60 and 004 should remain on the license. Condition R66 should change to X31 because the number of acres being irrigated is less than 1. Condition 029 should be removed because the permit holder complied with the fish passage and screening requirements of the Idaho Department of Fish and Game. All other conditions should be removed as standard with licensing.

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

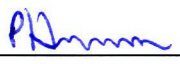
1. Recommended Amounts:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Irrigation	04/01-10/31	0.02 CFS
<u>Totals:</u>		0.02 CFS

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 AgentField Examiner's  Date 5/31/2023Reviewer  Date 6/5/23

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JUN 06 2023

Field Exam Map

Map showing the authorized point of diversion (yellow point) and place of use, indicating the number of irrigated acres (orange outline).



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Beneficial Use Proof Evaluation

Permit Number: 96-11290 Reviewer: AVEibell Review Date: 5/24/2023

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: 5/18/2023
- 4) Proof Due Date: 7/1/2023
- 5) Days added for weekend due date?
- 6) Days added for holiday due date?
- 7) Number of days late: -44
- 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

N039392

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

Director Gary Spackman

April 28, 2023

ROGER K TIMM
DOREEN M TIMM
PO BOX 339
PRIEST RIVER ID 83856-0339

NOTICE: STATEMENT OF COMPLETION DUE

RE: Permit No. 96-11290

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 **July 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 Rights Section

Enclosure(s)



SCANNED

MAY 01 2023