

Roda, Evan

From: John H <hawljo@gmail.com>
Sent: Monday, February 12, 2024 1:01 PM
To: Roda, Evan
Subject: Re: Attn: Evan Roda, Claim 97-7102 and 97-9078, Case 69576R for RP58N04W205401A
Attachments: Forest Practice Contract_ Earle-Zebell 1995.pdf; Parcel Location CFPRBA Claims 97-7102 97-9078 with improvements.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

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Hi Evan,

I will get the Amended Notice of Claim mailed to you today.

I forgot to attach the Forest Practices Contract to the last email. It is attached below. I will mail it with the Amended Notice.

The "Parcel Location Aerial Photo" places the Unnamed Creek in the wrong location. I've redrawn that and added the Places of Use for 97-7102 and 97-9078. It is also attached below and will be mailed.

Is there a limit on the number of water rights that can be licensed on one claim form? If each of our 4 domestic claims requires its own form, should we use form 14-1409-2 or 14-1409-1 or something else?

The 27th paragraph of my letter above, has a typo: "This is not a subdivision, no are there". This should say: This is not a multiple ownership subdivision per 42-111 Domestic Purposes defined.

Thanks,
John and Karen

On Fri, Feb 9, 2024 at 8:59 AM Roda, Evan <Evan.Roda@idwr.idaho.gov> wrote:

Good morning Mr. and Mrs. Hawley,

Your provided evidence will be added to your claim files for consideration in our recommendation of your water right claims. Please mail your original amended notice of claim for claim no. 97-7102 to our address listed below. We will contact you if we have any further questions during our review of the provided evidence and our recommendation of your water right claims.

Thank you,

Evan

Evan W. Roda

Water Rights Supervisor

Idaho Department of Water Resources, Northern Region

7600 N Mineral Drive, Suite 100

Coeur d'Alene, ID 83815-7763

Phone (208) 762-2815 / 2800

<https://idwr.idaho.gov>



IDAHO DEPARTMENT OF
WATER RESOURCES

From: John H <hawljjo@gmail.com>

Sent: Thursday, February 8, 2024 4:35 PM

To: Roda, Evan <Evan.Roda@idwr.idaho.gov>

Subject: Attn: Evan Roda, Claim 97-7102 and 97-9078, Case 69576R for RP58N04W205401A

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2-3-24

Idaho Department of Water Resources

Senior Water Supervisor,

Evan Roda,

Thank you for extending our reply time. Sorry we did not get this to you sooner. As Karen explained, we had some hardships that were unavoidable including a house fire and a car wreck with injuries. Unfortunately the fire destroyed some of our records, but we have been working diligently to gather the information that you requested, regarding adjudication of claims 1426 no. 07-7102 and 1443 no. 97-9087.

The purpose of this letter is to provide you with that information, and to seek guidance on how best to proceed.

Last we spoke 1/26/24, the plan was to amend 97-7102 to reflect the original elements of the license. That's done. The Amendment Notice of Claim to Water Right Acquired Under State Law is signed and attached below. License 97-7102 is in Dan Zebell's name. We own the property now and acquired his water rights with it. Do we need to submit a change of ownership form 42-1409-6 or is our notice of claim to adjudicate 97-7102 sufficient to update ownership?

We are proceeding with our notice of claim 1443, 97-9078, Beneficial Use Water Rights in 4 cabins. However, your letter states that before you will recommend this water right

STATE OF IDAHO — DEPARTMENT OF LANDS

**CERTIFICATE OF COMPLIANCE — FIRE HAZARD MANAGEMENT AGREEMENT
NOTIFICATION OF FOREST PRACTICE**

92813 E

THIS AGREEMENT is entered into by ZEBELL, DAN
(Street) 105 NORTH FIRST (City) SANDPOINT (State) ID
(Zip Code) 83864 (Phone #) 263-6908 hereinafter referred to as CONTRACTOR,
and the Department of Lands, hereinafter referred to as STATE, in compliance with Idaho Code Section 38-122. This contract shall only apply to the following land:

Subdivision	Section	Township	Range	County	(No.)
N4SW, W2E2SW, N2SW, N4SW, RP5401	20	58N	4W	BONNER	09

Land owned by EARLE, WENDELL E. & LORRAINE O. Address 552 COMPASS CIRCLE, REDWOOD CITY, CA
Timber owned by SAME AS LANDOWNER Address 94065
Operator SAME AS CONTRACTOR
Purchaser(s) J.D. LUMBER

The CONTRACTOR hereby agrees to provide for hazard reduction or management in accordance with the following option: (Check one)

- ☒ The CONTRACTOR attests that he will not cut an amount of timber sufficient to cause a fire hazard.
10,000 BF OR LESS
- ☐ The CONTRACTOR elects to treat the hazard created and to subsequently receive a refund of slash monies withheld.
- ☐ The CONTRACTOR agrees to operate under the terms of a surety bond, currently in force, which provides for management of fire hazards on the lands above described.
- ☐ The CONTRACTOR has entered into a contract with the STATE for management of the fire hazard in accordance with Idaho Code Section 38-404.

This agreement/notification expires 11-30-95 unless granted an extension in writing by the STATE.

THE SLASH WITHHOLDING RATE SHALL BE THE MINIMUM RATE IN FORCE AT THE TIME THE PRODUCTS ARE DELIVERED TO THE PURCHASER UNLESS OTHERWISE INDICATED AS FOLLOWS: \$ _____ PER _____
NOTIFICATION OF FOREST PRACTICE:

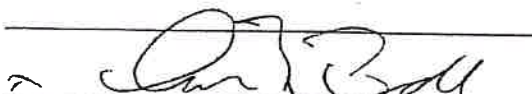
THE OPERATOR NAMED ABOVE HAS COMPLIED WITH PROVISIONS OF IDAHO CODE SECTION 38-1306 BY THE FOLLOWING NOTIFICATION:

- ☒ Harvesting of forest tree species.
- ☐ Road construction associated with harvesting of forest tree species.
- ☐ Reforestation
- ☐ Use of chemicals or fertilizers for the purpose of growing or managing forest tree species.
- ☐ Management of slashings resulting from harvest, management or improvement of forest tree species.

The following information will help the Department of Lands evaluate the potential for water quality and erosion impacts. Lake _____
Segment of concern NO Class I stream YES Class II stream NO YES
Steep slopes NO Unstable/Erodible soils NO Conversion in use NO
The contractor has read this document and by signature agrees to the terms and conditions this date SEPTEMBER 18, 1995

STANLEY F. HAMILTON, Director
(Not valid unless countersigned by warden or authorized agent)

DALE MARTIN
~~XXXXXXXXXX~~
Fire Warden


Contractor

Accepted by: 
Authorized Agent

~~RENEW~~ PRIEST LAKE 443-2516 110
Protective District No.

PARCEL LOCATION FOR CFPRBA CLAIMS 97-7102 & 97-9078



2021 AERIAL PHOTO