

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 96-15569

Priority: April 21, 2023

Maximum Diversion Rate: 0.04 CFS

Maximum Diversion Volume: 0.6 AF

It is hereby certified that:

BRADLEY P DIETER 1634 N MEYERS CT LIBERTY LAKE WA 99016-5364 AND/OR
MARISA K DIETER 1634 N MEYERS CT LIBERTY LAKE WA 99016-5364

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 03, 2023, and has submitted Proof of Beneficial Use on May 03, 2024. An examination confirms water is diverted from:

Source : PEND OREILLE RIVER

Tributary: COLUMBIA 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

PEND OREILLE RIVER L2 (NW¼ NE¼), Sec. 34, Twp 57N, Rge 03W, 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	03W	34		X															
				L2															

Conditions of Approval

1. Place of use is located within Lot 6, Blk 1; Swan Shores II Subdivision.
2. Domestic use is for external use for 1 home.
3. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
4. 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 26th day of June, 2024.

CHACE BELL

Water Rights Supervisor

State of Idaho
Department of Water Resources
Attachment to Water Right
96-15569

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.

03W



0 0.035 0.07 0.14 Miles

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





IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

June 27, 2024

BRADLEY P DIETER
MARISA K DIETER
1634 N MEYERS CT
LIBERTY LAKE WA 99016-5364

RE: License No. 96-15569

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 the Northern Region office at (208)762-2800.

Sincerely,

Chace Bell
Water Resources Supervisor

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on June 27, 2024, I served a true and correct copy of Water Right License No. 96-15569 by U.S. Mail, postage prepaid, to the following:

BRADLEY P DIETER (Current Owner)
1634 N MEYERS CT
LIBERTY LAKE WA 99016-5364

MARISA K DIETER (Current Owner)
1634 N MEYERS CT
LIBERTY LAKE WA 99016-5364



Micki Bowman
Administrative Assistant 1

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.

Bates, Luke

From: Bates, Luke
Sent: Friday, June 14, 2024 3:26 PM
To: Brad Dieter
Subject: RE: IDWR Permit 96-15569

Mr. Dieter,

Thank you for the quick response. Everything you've added makes sense and will facilitate my ability to finalize this for license approval. I didn't see the image come across in this email of the pump, but that is ok as you've provided adequate description.

Based on the home not being directly served, I will pursue recommending Domestic external water use for lawn irrigation. In the future if you intend to service connect the home for surface water use you or a future owner will need to file a new application for permit to secure in-home water use from the River

Thank you and have a great weekend.

V/r,

Luke Bates

Sr. Water Resource Agent

Northern Region

P: 208-762-2817



IDAHO DEPARTMENT OF
WATER RESOURCES

7600 N. Mineral Dr., Suite 100
Coeur D'Alene, ID 83815-7763

From: Brad Dieter <bradddieter@gmail.com>
Sent: Friday, June 14, 2024 3:17 PM
To: Bates, Luke <Luke.Bates@idwr.idaho.gov>
Subject: Re: IDWR Permit 96-15569

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.

Hi Luke,

Thank you and happy to help! Hopefully we can save you a trip. See my responses below in bold.

1. Do you have a copy of your well pump invoice which describes the pump make/model & horsepower (HP) of the pump? If not, there should be a gray relay control panel associated with the pump motor which typically has a data plate describing the HP paired with the pump. If possible, could you send me a photograph of the relay control panel box and close-up of the

data plate? **The image is attached. It is a 1 hp motor, PENTEK STA-RITE, Motor number C48K2EC11C. I attached the best image I could get of it in the irrigation box it currently sits in.**

2. What size PVC pipeline are you routing your intake pipeline with? From the pictures you sent it appears to be somewhere in the 1 ¼ to 1 ½ inch, but it's hard to define from the image alone.

Confirmed 1 1/4

3. Please verify that your home is service connected to the lake water system. If it is and you're able to attach a photograph of how the water system connects to the home that would be appreciated. Often it is in the form of a tee with manual shut off valve enabling connectivity from the river water system in times of need. If it's not, I will simply pursue licensing for domestic external use related to irrigation of up to ½ acre. **The house is not directly connected to the lake water system.**

Thank you and let me know if you need anything else.

Cheers,

Brad

On Fri, Jun 14, 2024 at 1:54 PM Bates, Luke <Luke.Bates@idwr.idaho.gov> wrote:

Mr. Brad Dieter,

Good afternoon. I've been tasked with licensing review for Permit **96-15569**, which authorized development of Pend Oreille River water for Domestic use 1 home with up to ½ acre irrigation. I note your Statement of Completion was received by the Department on 5/03/2024.

The next step is a beneficial use field examination, which I plan to attempt accomplishing via an In-Office exam process. To expedite finalizing this permit for license approval I'm requesting additional water system information related to the groundwater well diversion system:

1. Do you have a copy of your well pump invoice which describes the pump make/model & horsepower (HP) of the pump? If not, there should be a gray relay control panel associated with the pump motor which typically has a data plate describing the HP paired with the pump. If possible, could you send me a photograph of the relay control panel box and close-up of the data plate?
2. What size PVC pipeline are you routing your intake pipeline with? From the pictures you sent it appears to be somewhere in the 1 ¼ to 1 ½ inch, but it's hard to define from the image alone.
3. Please verify that your home is service connected to the lake water system. If it is and you're able to attach a photograph of how the water system connects to the home that would be appreciated. Often it is in the form of a tee with manual shut off valve enabling connectivity from the river water system in times of need. If it's not, I will simply pursue licensing for domestic external use related to irrigation of up to ½ acre.

Thank you in advance for considering the questions detailed above.

Please do respond to this email within 7 days, NLT 6/21/2024, as I work to finalize it for license approval. If I'm unable to obtain adequate information I may need to complete a site visit to complete the field examination process.

Thank you,

Luke Bates

Sr. Water Resource Agent

Northern Region

P: 208-762-2817



IDAHO DEPARTMENT OF
WATER RESOURCES

7600 N. Mineral Dr., Suite 100

Coeur D'Alene, ID 83815-7763

96-15569

DIVERTING PUMP SUPPORT DOCUMENTS

Sta-Rite HN Series 1 HP 1650 gph Cast Iron Shallow Jet Well Pump

Shop all [Sta-Rite](#) | Item # 4025646 | Mfr # HNE-L

☆☆☆☆☆ (0) [Write Review](#)



Roll over image to Zoom 



Specifications

Brand Name:Sta-Rite
Sub Brand: HN Series
Product Type: Well Pump
Brand Name: Sta-Rite
Corrosion Resistant: Yes
Height: 15.563 inch
Horsepower: 1 HP (horsepower)
Housing Material: Cast Iron
Maximum Discharge Flow: 1650 gph
Maximum Temperature: 140 degree Fahrenheit
Minimum Temperature: 36 degree Fahrenheit
Pump Switch Type: Pressure
Pump Type: Shallow Jet
Self Priming: Self-Priming
Sub Brand: HN Series
Volts: 115/230 volt
Warranty: 1 Year
With Tank: No
Maximum Feet of Head: 150 foot
Agency Compliance: CSA
Click here to see the [Safety Data Sheets](#) for this product.

$$\frac{1650 \text{ gph}}{60 \text{ min/hr}} = 27.5 \text{ gpm}$$

max capacity