

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

A. GENERAL INFORMATION

Exam Date: 3/4/2025

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

2. Current Owner: Upper Twin Lakes LLC
- Owner of Record Correct? X Y N
- Address of Record Correct? X Y N
- If No Explain:

3. Beneficial Use Fees have been paid: x Y N Receipt No: C118151

4. Source: Tributary:
- MILLER CREEK TWIN LAKES

Method of Determination: GIS ArcMap Tools, Aerial Imagery, and Taxlot Data.

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
95-828	Unnamed Stream	Domestic	Decreed
95-833	Miller Creek	Domestic	Decreed
95-834	Miller Creek	Domestic	Decreed
95-2055	Unnamed Stream	Domestic	Decreed
95-4269	Twin Lakes	Domestic	Decreed
95-973	Twin Lakes	Recreation Storage	Decreed
95-18269	Twin Lakes	Domestic	License

Comments: All are for separate properties except 95-18269, which is in the name of the Cater Living Trust. This water right is for domestic use (internal use only) and has a source listed as Twin Lakes.

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

Water Right No.	Source	Purpose of Use	Basis
95-729	Miller Creek	Domestic	Decreed
95-4317	Miller Creek	Domestic	Decreed
95-17356	Miller Creek	Domestic	Decreed
95-848	Miller Creek	Domestic	Decreed

Comments: This POD is shared with several other domestic users on separate properties.

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	¼	Sec.	Twp.	Rge.		County
Miller Creek	1		NE	NE	1	52N	05W	B.M.	Kootenai

Method of Determination: GIS and Taxlot data.

Change in POD? ☐Y ☒N Amendment Required? ☐Y ☒N

Place of 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	
52N	05W	1	X																
		Lot #	L1																

Method of Determination: GIS, Tax Parcel Data, and 2023 Kootenai County Aerial Imagery.

Change in POU? ☐Y ☒N Amendment Required? ☐Y ☒N

3. Diversion System Information:

Description:

☐ Delivery System Diagram Attached. (mark all major components and distances between components)☒ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required).☒ Aerial Photo Attached (required)☐ Photo of Diversion and System Attached

3. Diversion Id No.*	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A	N/A	N/A	N/A	N/A	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	N/A	N/A	N/A	N/A	N/A	N/A

2. Measurement Comments:

No measurement is required for an in-office examination per IDAPA 37.03.02.035.01.r.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method: 0.04 cfs is a standard rate for domestic use for one home per Application Processing Memo #22.

Comments:

No measurement is required for an in-office examination per IDAPA 37.03.02.035.01.r.

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

V = (Acres Irrigated) x (Irrigation Requirement) = _____
I.R.V = [Diversion Rate (cfs)] x (Days in Irrigation season) x 1.9835 = _____
D.R.V = Smaller of V and V = _____
I.R. D.R.

2. Volume Calculations for Other Uses:

Domestic: 1.2 AF is standard for domestic use for one home per Application Processing Memo #22.

G. PURPOSE OF USEIrrigation ☐ Y ☒ X ☐ N # Stock _____ Domestic # of Homes 1

Other: < >

Change in Purpose of Use? ☐ Y ☒ X ☐ N

Method of Determination: GIS, Tax Parcel Data, 2023 Kootenai County Aerial Imagery, and the permit holders Statement of Completion for Proof of Beneficial Use.

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

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-office exam because it is for domestic use for one home and the total diversion rate is less than 0.24 cfs. The exam was conducted on March 4, 2025, by Jared Klay. At the time of the exam, ownership of the permit is in the name of Upper Twin Lakes LLC. Current Kootenai County taxlot data represents the Cater Living Trust owns the land appurtenant to the place of use (POU). Upper Twin Lakes LLC owns the land appurtenant to the Point of Diversion (POD). For reference, Ronald Cater is the owner of Upper Twin Lakes LLC. Proof of Beneficial Use was submitted on April 8, 2024.

Kootenai County aerial imagery and Google Earth imagery verified domestic use on the property. I am recommending the diversion rate as 0.04 cfs, per Application Processing Memo #22. I am also recommending an annual volume of 1.2 AF. A phone call to Ron Cater on 3/5/2025 confirmed that the point of diversion (POD) for this use is a shared system between several other water right holders.

All the conditions of this permit have been met. Condition 26A can be dropped from the license because the statement of completion of beneficial use has been submitted. Condition F06 will be added to reflect the shared POD system with other water rights. Condition X60 will be added to include the subdivision information for the place of use. Condition X15 will be dropped from the license because the Idaho Department of Fish and Game directly stated that a fish screen was not required for this use. All other conditions will be carried over to the license.

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	01/01-12/31	0.04 CFS	1.2 AF
<u>Totals:</u>		0.04 CFS	1.2 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 – Jared KlayField Examiner's *Jared Klay* Date 6/6/25Reviewer *[Signature]* Date 6/6/25

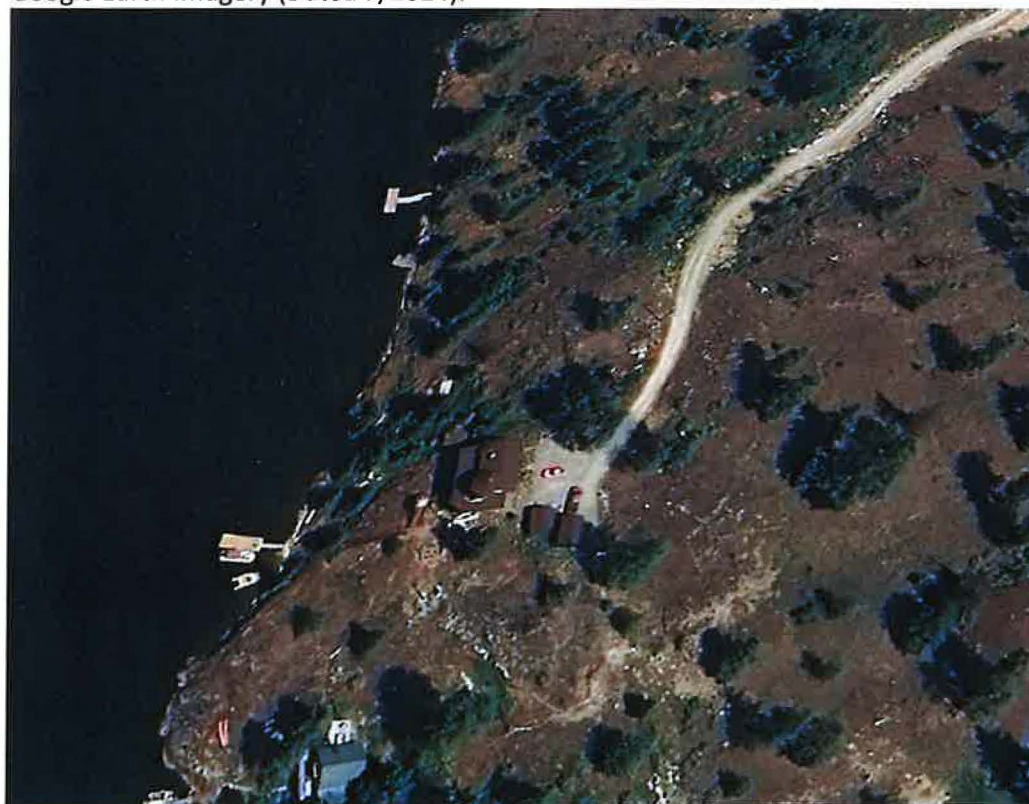
Map showing the authorized point of diversion (yellow point) and place of use (yellow outline).



Kootenai County Aerial Imagery



Google Earth Imagery (Dated 7/2024).



Klay, Jared

From: Horsmon, Merritt
Sent: Monday, June 2, 2025 12:12 PM
To: Klay, Jared
Cc: Ron Cater
Subject: Fish screening

Hi Jared,

Ron stopped on Friday (05/30) and we spoke about his water right and diversion. That section of stream is unlikely to contain fish, and his method of diversion does not work with a screen. In this case IDFG is ok with removing the fish screen condition for his water right.

Thanks,

Merritt Horsmon

Regional Technical Assistance Manager
Panhandle Region
2885 W. Kathleen Ave.
Coeur d'Alene, ID 83815
208.769.1414 office
208.251.4509 mobile
merritt.horsmon@idfg.idaho.gov

