

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

A. GENERAL INFORMATION

Exam Date: 8/18/2026

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

Comment: N/A

2. Current Owner: Justin and Tracey Bybee
Owner of Record Correct? X Y ____ N ____
Address of Record Correct? X Y ____ N ____
If No Explain: N/A

3. Beneficial Use Fees have been paid: X Y N Receipt No: C123040

4. Source: Spirit Lake

Method of Determination: GIS, Idaho Tax Parcel Data, and the Permit Holders Statement of Completion for Proof of Beneficial Use (Proof Statement).

Change in Source: Y X N

B. OVERLAP REVIEW

1. Other water rights with the same place of use: Overlap ? X Yes ___ No ___

Water Right No.	Source	Purpose of Use	Basis
95-9864	Spirit Lake	Domestic	License

Comments: Water Right (WR) 95-9864 overlaps the permitted place of use (POU) according to the GIS shapefile. However, Idaho Tax Parcel data indicates the existing WR does not actually overlap.

2. Other water rights with the same point of diversion: Overlap ? ☐ Yes ☒ No

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

Comments: There are no other WR's overlapping the permitted point of diversion (POD).

C. DIVERSION AND DELIVERY SYSTEM

1. Location of Point(s) of Diversion:

Source	Govt. Lot	¼	¼	Sec.	Twp.	Rge.		County
Spirit Lake		NW	SW	8	53N	04W	B.M.	Kootenai

Method of Determination: GIS and Idaho Tax Parcel Data.

Change in POD? Y X N Amendment Required? Y X N

2. 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	
53N	04W	8										D							
		Lot #										2							

Method of Determination: GIS, Idaho Tax Parcel Data, and 2025 Kootenai County/NAIP Aerial Imagery.

Change in POU? Y X N Amendment Required? Y X N

3. Diversion System Information

Description: N/A☐ Delivery System Diagram Attached. (mark all major components and distances between components)☒ Aerial Photo indicating the location of the recommended POD and POU (required).☒ Additional Aerial Photography.☐ 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					

*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: No measurement is required for permits qualifying for an in-office examination according to the IDAPA Beneficial Use Examination Rules.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

Measured Method: According to the permit holders Proof Statement and 2025 Kootenai County/NAIP Aerial Imagery only internal and external domestic use for one home was developed. According to Administrative Application Processing Memo #22 the standard diversion rate for a single domestic use is 0.04 cfs. I am recommending a 0.04 cfs diversion rate.

Administrative Application Processing Memo #22 Standard = 0.04 cfs

Permit allowed = 0.08 cfs

Total Recommendation = 0.04 cfsComments: N/A

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{N/A}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = \underline{N/A}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{N/A}$$

2. Volume Calculations for Other Uses: According to Administrative Application Processing Memo #22 the standard diversion volume for a single domestic use is 0.6 for internal and 0.6 for external use or 1.2 af total. I am recommending a 1.2 af diversion volume.

Administrative Application Processing Memo #22 Standard = 1.2 af

Total Recommendation = 1.2 afComments: N/A

G. PURPOSE OF USE

Irrigation ☐ Y ☒ N # Stock N/A Domestic # of Homes 1 (Internal and External)Change in Purpose of Use? ☐ Y ☒ N

Method of Determination: GIS, Idaho Tax Parcel Data, 2025 Kootenai County/NAIP Aerial Imagery, and the permit holders Proof Statement.

H. NARRATIVE/REMARKS/COMMENTS

This permit qualifies for an in-office licensing examination. The permit authorized internal domestic use for two homes, up to ½ an acre of yard irrigation and stockwater for 50 head mixed livestock. According to Idaho Tax Parcel Data the property was developed in 2022. The permit holder indicated on their Proof Statement only internal and external domestic use for one home was developed. I attempted to contact the permit holder via email on July 31st, to confirm if stockwater use was developed. As of August 18, 2026, I have not received a response. Therefore, the licensing recommendation will be based on the permit holders Proof Statement and 2025 Kootenai County/NAIP Aerial Imagery.

Two conditions on the permit require the permit holder to install a fish screen with a perforation size of 0.25 in or smaller and an approach velocity of 0.5 fps at the diversion intake. The permit holder confirmed on their Proof Statement a fish screen meeting the conditioned specifications was installed on the diversion intake. The standards set in Administrative Application Processing Memo #22 were utilized to make a diversion rate and volume recommendation. All conditions of permit approval have been met and development of beneficial use within authorization on the permit. Therefore, I am recommending a 0.04 cfs diversion rate and 1.2 af diversion volume.

Conditions 004, 187, X15 and X16 should remain on the license. Condition X04 should be changed to X01 because the permit holder confirmed domestic use for one home was developed. Condition X02 should be removed as is standard with licensing and because the permit holder confirmed no stockwater use was developed.

Have conditions of permit approval been met? ☒ 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 ☒ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☒ None

J. AUTHENTICATION

Field Examiner: **Skyler Cheever – Water Resource Agent, Sr – State Office**

Field Examiner's  Date 8/18/2026

Reviewer  Date 8/31/2026

Field Exam Map

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



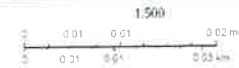
2025 Kootenai County Aerial Imagery

95-18002



7/29/2026, 4:15:20 PM

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|--------------------------|---------------|------------------------------------|
| Roads Labels | Roads 5000 | U.S. HIGHWAY |
| Address Labels/Sub Units | INTERSTATE | Kootenai County SDE KC Legal Areas |
| Access Line | LOCAL ROAD | Parcel Polygon |
| Structure Point | SEASONAL ROAD | |
| Railroads | STATE HIGHWAY | |



Derived by the Bureau of Land Management (BLM) from the 1992