Form No.42-1409-1 (Internet 06/21)

DISTRICT COURT - CFPRBA
Fifth Judicial District
County of Twin Falls-State of Idaho

# IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM

			v
CIVILEGAS	E NUMBER: 695	76	1
Claim ID: 9	7-07272	<del>- (\$</del>	_
Date Receiv	ed:		
Receipt No:			_
Claim Fee: _	By:		_

## NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

Ple	United States of America, on behalf of
1.	the Dept of Defense Army Corps of Engineers
	Mailing address 4735 E. Marginal Way S. Bldg, 1202, Seattle WA Zip 98134
	Street or Box City State  Email address (optional)
2.	Date of priority: (Only one per claim) 11/05/1984 (Explain priority date selected in Remarks) Month/Day/Year (YYYY)
3.	Source of water supply (Check one) <u>Ground Water</u> (✓) or Other ( ) (a)
	which is tributary to (b)
4.	a. Location of point of diversion is: Township56N, Range05W, Section29,
	NE 1/4 of NW 1/4, Govt. Lot, BM, County of Bonner
	Parcel no
	Additional points of diversion, if any:
	If available, GPS Coordinates
	b. If instream flow, beginning point of claimed instream flow is:
	Township, Range, Section,1/4 of1/4,
	Govt. Lot, BM, County of
	Ending point is: Township, Range, Section, 1/4 of 1/4,
	Govt. Lot, BM, County of
5.	Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.
	A Twelve inch well, 90 ft. deep, with
	static water level @ 18 ft., a twenty HP submersible pump and pipeline to two 1600 gallon tanks with pressure system and buried pipeline to Powerhouse, Maintenance building, office and visitor center areas.
	. The property of the means of

ı	-or		Doi	mestic	:		nurn			ates are ∩1-∩									
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7. 1	otal c	luantit	/ claim	ned (a	a)	(	0.11		_ (cfs	) and/	or (b)			1.7			_ (acr	e-feet	:)
8. 1	lon-iri	rigatior	ı uses	; desc	ribe fu	ılly (e	.g., D	omest	ic: Gi	ve nui	nber	of hou	sehol	ds ser	ved;	Stock	water:	Туре	and
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10. Ir	whic	h cour	ity(ies)	) are la	ands I	isted a	above	as pl	ace o	f use	locate	d? <u>B</u>	onner						<del></del>
11. D	o you	own t	he pro	perty	listed	above	as p	lace c	of use	?	Yes (	<b>√</b> ) N	lo (	)					
IT	your	answe	r is No	o, desc	cribe i	n Ren	narks	below	the a	uthor	ity yoı	u have	e to cl	aim th	is wa	ter rig	ht.		
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_	laims	Nos 9	6-838	2 and	97-4	1222									<del></del>			or <b>N</b> o	ne (
3. R	emarl	ks (Inc	lude a	n expl	anatio	on of t	he pri	ority o	date s	electe	d):								
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Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 inches equals 1 mile

#### SEE ENCLOSURE 3 FOR MAPS

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Name of claimant(s) United States of America, on behalf of the Dept. of Defense, Army Corps of Engineers Claim ID

14.	Basis of claim (Che	eck one) Beneficia	al Use()Po	osted Notice (	) License ( ✓ ) F	Permit ( ) Decree ( )
	Court	Decree Da	ate	Plainti	ff v. Defendant _	
	If applicable provide	e IDWR Water Ri	ght Number _	97-07272		
15.	you will receive	notices in the Cl	ark Fork-Pen	d Oreille River	Basin Water Syst	erstand the form entitled "How tem Adjudication." hly copies of the docket sheet.
	Number of attachm	ents:				
	For Individuals: 1/ foregoing documen			m under penali	ty of perjury that t	the statements contained in the
	Signature of Claima	ant (s)				Date:
						Date:
	For Organizations foregoing document Chief, Real Estate	: I do solemnly s t in the space bel	wear or affirn low as the	n under penalty	of perjury that I	am, and that I have signed the
		itle (Please print)		_ of	Name of organ	ny Corps of Engineers,
	and that the statem		the foregoing	document are	_	• •
	Signature of Author		VEGA.OMAR	J.1 Digitally signed by		2/42/2025
	Printed Name of Au	uthorized Agent _	Omar Vega			
16.	Notice of Appeara Notice is hereby give attorney at law on be director to the claim	ven that I, (please behalf of the claim	print) nant signing a	bove, and that	all notices requir	, will be acting as red by law to be mailed by the
	Signature	_			Da	ate
	Address	<del></del>				
Management	un de la constant de	nited States of America,	on behalf of the De	ent of Defense Arm	v Coros of Engineers	
Nar	ne of claimant(s)	mieu States of America,	on behalf of the De	ept. of Defense, Arm	y Corps of Engineers	Claim ID

### HOW YOU WILL RECEIVE NOTICES IN THE CLARK FORK-PEND OREILLE RIVER BASIN WATER SYSTEM ADJUDICATION

All documents filed in the Clark Fork-Pend Oreille River Basin Water System Adjudication, other than notices of claim, are filed with the court. Notices of claim to water rights filed in the Clark Fork-Pend Oreille River Basin Water System Adjudication are filed with the Idaho Department of Water Resources (IDWR). Copies of all documents filed in the Clark Fork-Pend Oreille River Basin Water System Adjudication will not be mailed to all parties (claimants) in the adjudication. Any document filed with the court will be mailed only to those parties who may be directly affected by it.

A monthly docket sheet is prepared by the court, which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Clark Fork-Pend Oreille River Basin Water System Adjudication. Copies of a monthly docket sheet may be obtained from any of the offices of IDWR; a small fee may be charged to cover the cost of mailing and/or copying. If you wish to receive an annual subscription of the docket sheet printed each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee by the court to cover the cost of copying and mailing. The docket sheet is also available on the court's web site at:

#### http://www.srba.idaho.gov/KRBA20.HTM

Copies of any document listed on the docket sheet may be obtained from any of the IDWR offices or the court and a small fee may be charged to cover the cost of mailing and/or copying the document.

Copies of all notices of claim filed with IDWR will be available for inspection at all IDWR offices. You may also obtain copies of the notices of claim filed by other claimants, but you may be charged for the cost of copying and mailing. A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.

After the notices of claim have been reviewed, the director will prepare and file a Director's report with the court that will contain the Director's recommendations as to each water right claimed under state law and a copy of each federal reserved water right claimed. A Director's report will be prepared for all claims filed in the Clark Fork-Pend Oreille River Basin Water System Adjudication. When this report is filed with the court, you will be mailed a notice informing you that the report has been filed. The notice will be sent to the most recent address shown by IDWR's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way another claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection.

It is very important that you inform IDWR in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.

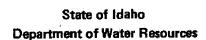
If you are acquiring property with water rights within the boundaries of the Clark Fork-Pend Oreille River Basin Water System Adjudication in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of IDWR whether a notice of claim has been filed. If you fail to file a required notice of claim for a water right, that water right may be determined to no longer exist.

If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with IDWR. You may contact IDWR regional offices or the IDWR web site <a href="http://www.idwr.idaho.gov/">http://www.idwr.idaho.gov/</a> for change of ownership forms. The notice of change in ownership form must be accompanied by evidence of the ownership of the property. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by IDWR or the court.

## **Enclosure 1**

Claimant: <u>US Department of Defense</u>, <u>US Army Corps of Engineers</u>

Claim: <u>97-07272</u>



#### WATER RIGHT LICENSE

WATER RIGHT NO.

Priority: November 5, 1984

Maximum Diversion Rate:

Maximum Diversion Volume:

This is to certify, that US DEPT OF DEFENSE

DEPT OF ARMY

CORPS OF ENGINEERS

PO BOX C-3755

SEATTLE WA 98124

HT LICENSE
97-07272

um Diversion Rate:
0.11 CFS

um Diversion Volume:
1.7 AF

has complied with the terms and conditions
ion for Permit dated November 5, 1984; and
ovember 28, 1989. An examination indicates
f.440 cfs of water from a GROUNDWATER
shed as follows: of the permit, issued pursuant to Application for Permit dated November 5, 1984; and

has submitted Proof of Beneficial Use on November 28, 1989. An examination indicates that the works have a diversion capacity of .440 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

DOMESTIC

01/01 to 12/31

0.11 CFS

1.7 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 29, Township 56N, Range 05W BONNER County

DOMESTIC

PLACE OF USE: TWN RGE SEC

56N 05W 29

NENW

#### CONDITIONS/REMARKS:

- The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
- This water right is appurtenant to the described place of use.
- This right is subject to all prior water rights and may be forfeited by five years of non-use.
- Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- 5. Domestic use is for the power house, maintenance building, an office and Visitors Center at the Albenia Falls Dam.

<del>QQQQQQQQQQQQQQQQQQ</del>

JAN 02 1992

PAGE 2

State of Idaho **Department of Water Resources** 

WATER RIGHT NO.

This license is issued pursuant to the provisions of Section 42-219, Idaho Co 

Acting for

Keith Higginson,



## **Enclosure 2**

Claimant: <u>US Department of Defense</u>, <u>US Army Corps of Engineers</u>

Claim: \_\_\_\_\_

Form 202 3/78

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR PERMIT

Ident. No. 97-1272

ALBENI FALLS DAM Tract A-2

To appropriate the public waters of the State of Idaho

APPROVED

	RICA	Phone (206) 76	4-3666
U. S. Army Corps of 1 Post office address P. O. Box C-3755, Sec	Engineers, Seattle D attle, Washington 9	18trict 3124-2255	
2. Source of water supply Ground water	which is a tri	outary of	
3. Location of point of diversion is 1/2 of	NW % of Section	29 Townsh	ip56N
Range <u>SW</u> B.M. <u>Bonner</u>	County, additio	nal points of diversion	on if any:
Not applicable	· · · · · · · · · · · · · · · · · · ·		
4. Water will be used for the following purposes:	l gol		
		31 Dec. (both	dates inclusive)
Amount 0.11CFsor Domestic purpose (cfs or earn for purpose for purpose for ennum)  Amount 0.11cfs for Commercial purpose for ennum)  Amount for purpose for purpos	oses from to	/2-3 / (both	dates inclusive)
Amount for purpo	oses from to	(both	dates inclusive)
Amount for purpo (cfs or acre-feet per annum)	oses from to	(both	dates inclusive)
5. Total quantity to be appropriated:			
a. 0.11 cubic feet per secon	d and/or b.	acre-	feet per annum.
6. Proposed diverting works:			
a. Description of ditches, flumes, pumps, head	gates, etc. A 20 horse	power, 200 gallo	ns per minute
capacity, submersible pump will be i	nstalled in well. A	n eight-inch mai	nline will
connect pump house to existing water	systems in powerhou	se and vista.	
b. Height of storage dam Not applicablest,	active reservoir capacity	acre-feet	; total reservoir
capacityacre-feet, materials us		<del></del>	
Period of year when water will be diverted to	(Manch/Day)		
Period of year when water will be diverted to c. Proposed well diameter is 12 inches		is 90 feet.	YI
Period of year when water will be diverted to c. Proposed well diameter is 12 inches.  7. Time required for the completion of the work.	s; proposed depth of well		
c. Proposed well diameter is 12 inche	s; proposed depth of well ks and application of th		
<ul> <li>c. Proposed well diameter is 12 inches</li> <li>7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - n)</li> <li>8. Description of proposed uses:</li> </ul>	s; proposed depth of well ks and application of th		
c. Proposed well diameter is 12 inche  7. Time required for the completion of the wor use is <u>five</u> years (minimum 1 year - n	s; proposed depth of well ks and application of th maximum 5 years).	e water to the prop	osed beneficial
<ul> <li>c. Proposed well diameter is 12 inches</li> <li>7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - n)</li> <li>8. Description of proposed uses: <ul> <li>a. If water is not for irrigation:</li> </ul> </li> </ul>	s; proposed depth of well ks and application of th maximum 5 years).	e water to the prop	osed beneficial
c. Proposed well diameter is 12 inches  7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - n  8. Description of proposed uses: a. If water is not for irrigation: (1) Give the place of use of water: NEGNW	s; proposed depth of well ks and application of the maximum 5 years).  % of NW % of Section	e water to the prop	osed beneficial  . ip <u>56N</u>
c. Proposed well diameter is 12 inches  7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - r  8. Description of proposed uses: a. If water is not for irrigation: (1) Give the place of use of water: NEGNW  Range <u>5W</u> B.M.	es; proposed depth of well this and application of the maximum 5 years).  We of NW 4 of Section applicable horsepower	n 29 Townsh	osed beneficial  . ip <u>56N</u>
c. Proposed well diameter is 12 inches  7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - n)  8. Description of proposed uses: a. If water is not for irrigation: (1) Give the place of use of water: NEGNW  Range <u>5W</u> B.M.  (2) Amount of power to be generated: Not	es; proposed depth of well  eks and application of the  maximum 5 years).  When applicable horsepower  be watered Not applicable horsepower	n 29 Townsh	osed beneficial ip56Nfeet of head.
c. Proposed well diameter is 12 inches  7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - r)  8. Description of proposed uses: a. If water is not for irrigation: (1) Give the place of use of water: NEGNW  Range 5W B.M.  (2) Amount of power to be generated: Not  (3) List number of each kind of livestock to	es; proposed depth of well  es and application of the  maximum 5 years).  When applicable horsepower  be watered Not applicable  Not applicable	n 29 Townsh	osed beneficial ip56Nfeet of head.
c. Proposed well diameter is 12 inches  7. Time required for the completion of the work use is <u>five</u> years (minimum 1 year - 1)  8. Description of proposed uses: a. If water is not for irrigation: (1) Give the place of use of water: NEGNW  Range 5W B.M.  (2) Amount of power to be generated: Not  (3) List number of each kind of livestock to	es; proposed depth of well  es and application of the  maximum 5 years).  When applicable horsepower  to be watered Not applicable  slow)	n Townsh under plicable, or number o	ip 56N feet of head.
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Maria San Par

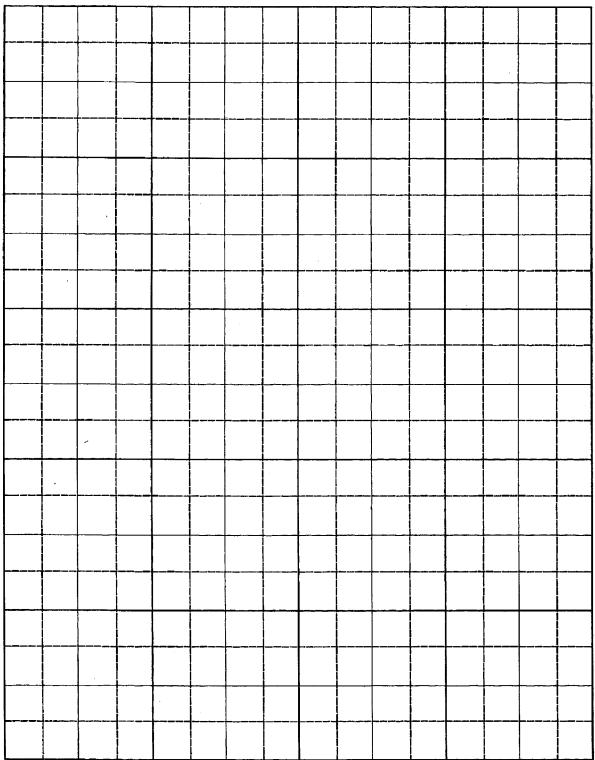
b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

Total number of acres to be irrigated  C. Describe any other water rights used for the same purposes as described above. Claims Nos. 96-833 and 97-4222.  9. a. Who owns the property at the point of diversion UNITED STATES OF AMERICA  b. Who owns the land to be irrigated or place of use UNITED STATES OF AMERICA  c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Not applicable.  10. Remarks All of the water needed for the purposes covered in this application is being withdrawn from a surface water source, (the Fend Orefile River), at the present time. This water has been applied to beneficial use since the mid 1950's. The purpose of the proposed well is to climinate the use of surface water as much as possible for drinking, etc. at the project. The pump will run only occasional! There will be two 1600 gallon pressure tanks and controls in the pumphouse to be constructed around the well and pump.		·····	r					, -						10117		г				<b></b>
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11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T. 56 N. R 5 W. B.M Hory 2. PEND DREILLE RIVER CEC) ALBENIFALLS POWERHOUSE ABENIFALS VISTA AREA MAINTENANCE SHOPS

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile,

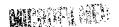
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

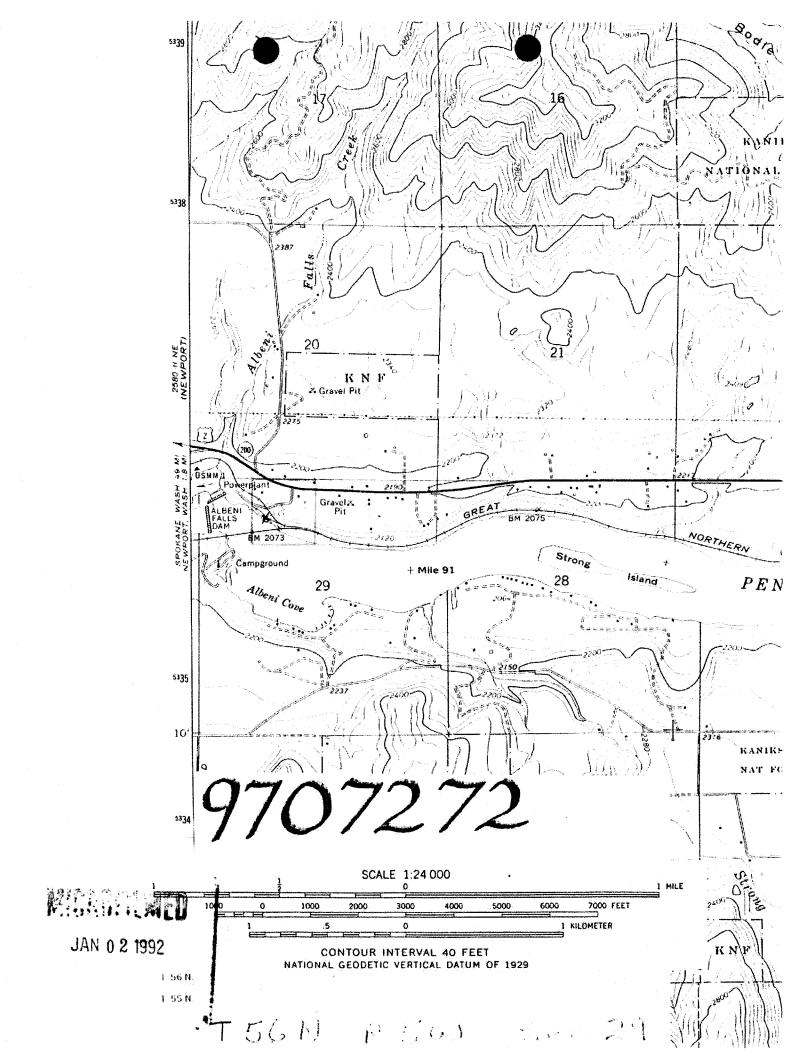
UNITED STATES OF AMERICA

By Stage Stage Stage Stage Representative of Applicant)
GEORGE GREGORY MOEN

Chief, Real Estate Division

Seattle District, Corps of Engineers





Proposed	Priority 11/5/84	Marketta treess
	Received by Date	
		<del></del>
	Receipted by Date	
	Publication prepared by Date///8/84	
	Published in Print River Sines	
	Publication dates ///15921/84	
	Publication approved Date/21/34	
	Protests filed by:	
	· .	<del></del>
	Copies of protests forwarded by	<b>1</b>
	Hearing held by Date	
	Recommended for opproval denial by	
	ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES	
	rtify that I have examined Application for Permit to appropriate the public 97-7272, and said application is hereby APPROVED	: waters of the State
1. Approval	of said application is subject to the following limitations and conditions:	
	ECT TO ALL PRIOR WATER RIGHTS.	
b. Proof	of construction of works and application of water to beneficial use shall be	submitted on or be-
fore	January 1 , 19 90 .	
c. The ra	ate of diversion, if water is to be used for irrigation under this permit, when water rights for the same land shall not exceed 0.02 cubic feet per second for	n combined with all or each acre of land.
d. Other div pro	r: Permit holder shall commence the excavation or c verting works within one year of the date this permit is is uceed diligently until the project is complete.	onstruction of sued and shall
v	Witness my hand this 3 day of January, 1985.	
	Chief, Operations Bureau	مسا

#### AFFIDAVIT OF PUBLICATION

WILLIAM OF LARGING
STATE OF IDAHO County of Bonner, \$ 35.
being duly aworn, mays that he is the publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least aix columns
each, printed from typematter or starotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of
Idaho Dept. of Water Resources #97-7272
as it was published in the regular and entire issue of said paper

NOTICE OF APPLICATION

FOR WATER RIGHT
The following application(s) have been filed to appropriate the public waters of the State of Idaho:

WENTY NEWW NWAW Sec 29 TEAN R OF DEFENSE
U.S. DEPT. OF DEFENSE
U.S. DEPT. OF ARMY. CORPS
U.S. CORPS
U.S. COMMERCIAL (0.11 CFS)
U.S. COMMENT NEW NEW WAY Sec 29 TEAN OF ARMY COMMENT
U.S. DEPT. OF DEFENSE
U.S. DEPT. OF ARMY. CORPS
U.S. DEPT. OF ARMY. OF U.S. DEPT. OF U.S. DEPT

Par Non St. Hay

Subscribed and sworn to before me this

26th day of 1000. 1984

Hay & White for Idaho

Residing at Priest River, Idaho

BANCO WO

December 17, 1991

US DEPT OF DEFENSE DEPT OF ARMY CORPS OF ENGINEERS PO BOX C-3755 SEATTLE WA 98124

RE: WATER RIGHT NO. 97-07272

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

SHARLA CURTIS Water Resource Agent

SC:blm

Enclosure



October 17, 1991

US DEPT OF DEFENSE DEPT OF ARMY CORPS OF ENGINEERS PO BOX C-3755 SEATTLE WA 98124

RE: WATER RIGHT NO. 97-07272

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

SHARLA CURTIS Technical Records Specialist

SC:blm

Enclosure



#### LICENSE REVIEW CHECKLIST

Permit No. 47	<u>-1212</u>
Name/Address	change? ok
Priority date	Advance? yes no
Total cfs	Limited by fee OK Limited by capacity
Total volume	Limited by flow Chart checked for AF rate/acA
Capacity	Actual measurement checked Theoretical checked If greater than permit, check for other rts
Source	Changed? yes no  If so, is memo needed to clarify?
P/D	Verify with map permit More than one per 447 Remember remark Check p/d overlap
Uses	Check irrigation period of use w/ chart
P/U	> 5 acres irrigated, run overlap
Remarks	More than one p/d in 1/4
Conditions -	Dates/Misc
Measuring	•
W.Master c	ontrol App Rec'd
Overlap	Proof Rec'd
Water qual Other	ity
CHECK FOR ADJ. C	Filed - needs amended
	Add'l fee required
	Not filed - Not needed _ Not needed
Comments/Changes	to Examiner's Recommendations AN 02 1992
License	10-day
Back of field re	port, signed?  Date 10/15/9/ Review time 5 min

#### STATE OF IDAHO **DEPARTMENT OF WATER RESOURCES**

#### **BENEFICIAL USE FIELD REPORT**

ENERAL INFORMATION  Owner: United States of Ar  Engineers, Seattle 1  Current Address: P.O. Box C 3  Accompanied by:  Address:  Relationship to Permit Holder:		EXAM. DATE: Phone No	6/29/90
Source: Ground Water tril			
VERLAP REVIEW			
Other water rights with same place of	use: AcNE		
		·	Copies Attac
Other water rights with same point of	diversion: NOME Copies At	ttached   Conje	of Field Exam's Att
VETEM DECODIDATION	Li dopies A		, of Flora Exam 5 Att
YSTEM DESCRIPTION  Diversion System Diagram: Indicate	all major components and 4	listansan bahwan s	omponents Indicate
size/ditch size/pipe i.d. as applicable.			
Defends of the second of the s	THE NOTE OF STREET	Micsoy	
cale: 1" = $\frac{\sqrt{7-5}}{}$ . Copy of U.S.G.S. Quadrangle Attac	hed □ Aerial Photo	Attachad	÷

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dent.	Gov't.	1/4	1/4		Sec.	24.5	•			Cou K <i>oo</i> n		32		<b>Meth</b>		Dete	ermin	ation	n/Rem	arks
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Ident. No.	Gov't. Lot	1/4 5/W	¼ NE Sec.	ДШ	∌ q NE	54	; n)	S'U	N'NWY	Inc	ev.	e Me	thod SV	MM of De	etern Se%	ninat	ion _	=1/4		

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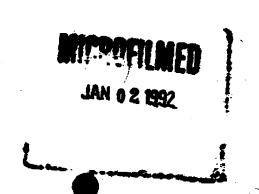
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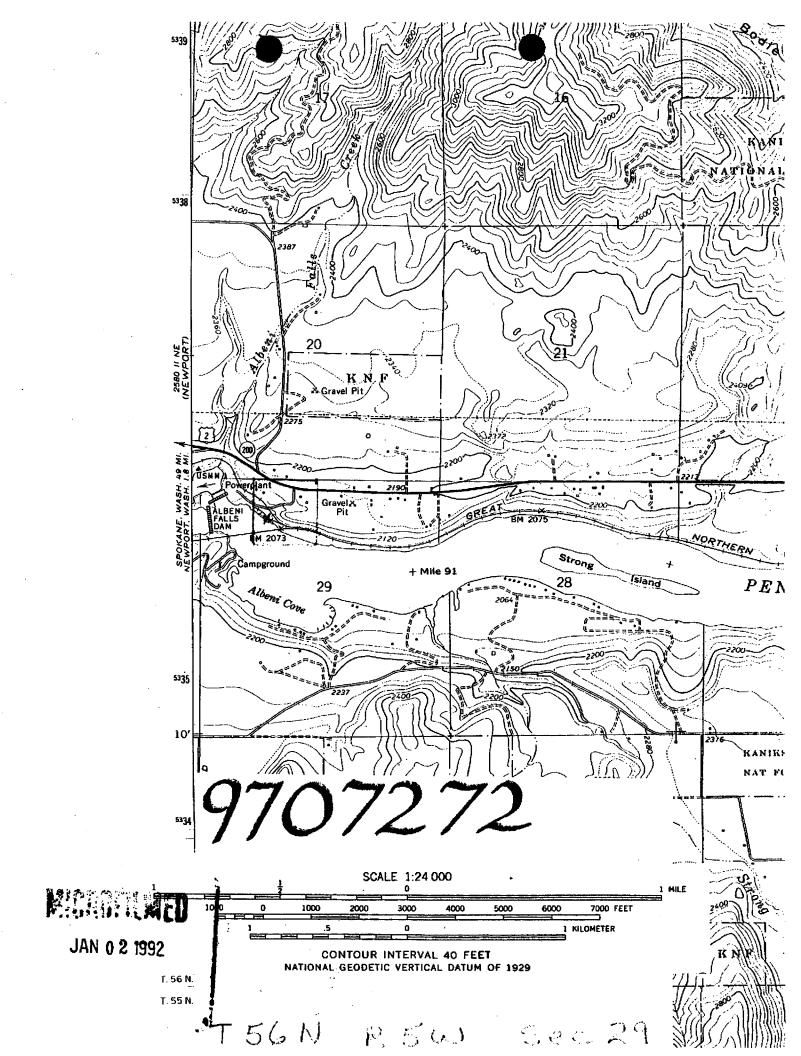
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DRINKING FOUNTAINS

KITCHEN

THIS RIGHT REPLACE	ES "Com	STITUTIONAL	" RIGHT	
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RECOMMENDATIONS				· · · · · · · · · · · · · · · · · · ·
Recommended Amounts     Beneficial Use	Perio From	od of Use To	Rate of Diversion Q (cfs)	Annual Volum V (afa)
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			0.11	47
2. Recommended Amendments				
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AUTHENTICATION	JOM D.	KING	Ser Charles	77
Field Examiner's Name Signatu <del>re</del>	Jame D.	KAN	- Offices	# Charles
2 ignati <del>ng -</del>		X X	- 14/2	.æ/
Certification Date	TILL	10 ()	\ \\\	





#### State of Idaho

#### Department Of Water Resources

#### WELL INSPECTION FORM

Ι£	well is associated with water right, provice WR Permit No. 97-67072
	erwise provide legal description and a sketch map and/or address so that the l can be located easily.
ı.	Legal Description of Well.Location:
	Twp N, Rge Sec, 4 4 Gov. Lot
2.	Owner:
	Address:,
	City, State
3.	Casing > 12 inches above ground: Yes No
4.	Access Port: Y N Static Water Level: /8 Pressure Gauge: Y N Casing Diameter: Flowing: Y N Temperature:
	Are there any obvious construction problems that may be a source for tamination or waste of water: $Y = N$
	If answer to Item 5 is Yes, describe in remarks and attach photo.
Ren	arks:

JAN 0 2 1992

March 9, 1990

U.S. DEPT. OF DEFENSE DEPT. OF ARMY CORPS OF ENGINEERS P.O. BOX C-3755 SEATTLE, WA 98124

#### PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO.

97-07272

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Rita Fleck Secretary/Records Manager

c: IDWR - Region



#### PROOF OF BENEFICIAL USE

#### ANALYSIS SHEET

Permit	No. 91-7275	ī	Date:	3-8-1988
4	Considerations: Name same as permit Signature the same as permi Address change Proof received timely Reinstated	t holder If yes, prepare	a data en	ntry
Source	of Water: Surface water Groundwater  1. well log in fil 2. drilling permit A. amount o		oaid for p	roposed uses
Extent	of Use and Rate of Diversion			
<u>y</u>	Rate of diversion appropria	te for uses	-4-5	
<u> </u>	Is rate or volume Has permit holder indicated use?			to a beneficial
Measuri	ng Device:			
	Is a measuring device or acc	ess port require	d?	
112	Has one been installed? Waiver or modification of me	asuring device r	requested	
Remarks	: - Not able to loc	al well los	7	
_				•
Ne	Priority Calculation: Date proof received			
	Date proof due			
	No. of days late			
	Priority date		+	
NE	W PRIORITY DATE		<b>=</b>	

SEND FILES TO DATA PARTY AND THEN TO MICROFILM

Form 217 03/86

Date

NORTHERN REGION IDWR

For Office Use Oni Fee Received

STATE OF IDAHO

Department of Water Resource

Receipt by Reviewed by Sent to region

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license

ppointed by the departmen		sport prepared by a cel	FTITION WATER FIGHT EXAMINER WHO ha	ss Dee
Permit No. 97-7272				
ame(s) of Permit Holder:	United States of Ame U.S. Army Corps of E		District	
ost Office Address:	P.O. Box C-3755, Sea	attle, Washington	98124-2255	<del> </del>
ATTN: CENPS-RE-AQ		Telephone No.	(206) 764-3666	
ource of Water: Groun	d Water			
xtent of Use:				
Domestic Albeni	Falls (number of househ	olds) Stockwater_	(number and type of	stock:
DOME & WOSOCTAE	en Laciffies			
srrigarion	(a	ocres) Other/Remark	Comercial	
low Measurement Port: Recuired installed insta	Yes X No led? Yes X No led? Yes X No led? Yes X No learned? Yes X	Fee enclosed (See License Capacity of insome Actual use is expected to the average is sentative during the fi	\$ \$50.00 Examination fee Schedule) talled pump is 200 GPM. extremely variable but on less than the rate applied for eld examination: \$150 Town 500 e Mgr) (208) 437-3133	
(8	lame)		(Telephone Number)	
US Albeni Falls Dam, P.C	Highway No. 2, Alben Box 310, Newport, N		0310	
he above information is m	y true statement of the e	(Address)	eve numbered permit has been cave po	ons bec
relinguish any undevelop	nd portion of the permit t	o the state of Idaho.	MAR 2 9 1990	
27110289	PL	Mass	<b>.</b>	

Signature of Permit Holder (and title, if appropriate)

/38864 October 31, 1989

U.S. DEPT. OF DEFENSE DEPT. OF ARMY CORPS OF ENGINEERS P.O. BOX C-3755 SEATTLE, WA 98124

PROOF DUE NOTICE

RE: PERMIT NO.

97-07272

Dear Permit Holder:

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 January 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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 prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck Secretary/Records Manager

Enclosures

MIRROTERIALI

MMR 3 9 1990

Form 294-p 6/82

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

# COMMENCEMENT OF WORKS

Permit No. 97-7273.

Name(s) of Permit Holder(s): U.S. Army Corps of Engine.

Post Office Address: P. O. B.O.K. C-3755 S. C. Extre.

98/24, Attn. Real Estate OfficeTel. N. E. S. A.-3

18 I hereby certify that construction of diversion work. In above reference to the second permit began on 14 August 1984.

Gates R. I. understand that

continue to develop the water system waterdue diligende to maintain a valid permit.

I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control::

WORE A thransing difficulty is 18 72 19 85 Posture of Permit Holder not an acceptable reason.

Well is completed. Pump not yet installed

MIDSONI THE CAM

NEWDOTT WE, 99156

MIUNIVITIME

HERE

DECENDED

JAN 21 188 AT HOUSE

Department of Water Resources

BOISE, IDAHO 83720



# DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

A. KENNETH DUNN
Director

Mailing address: Statehouse Boise, Idaho 83720 (208) 334-4440

April 2, 1986

RE: Permit No. 97-7272 & Claim No. 96-4534

Bart J. Wivell Army Corps of Engineers P.O. Box C-3755 Seattle, WA 98124-2255

Dear Mr. Wivell:

We have received your letter inquiring about the status of the above referenced water rights from our regional office in Coeur d'Alene. Please be advised that both of these rights are in good standing. We have enclosed copies of each for your records.

Be advised that no further action will be taken on Claim No. 96-4534. Our office retains these documents to record and preserve the information only. The files are available at any time for use by you or the court in the case of a water right problem.

Permit No. 97-7272 was approved and mailed to your office in January, 1985. We have received the commencement of works card which was a requirement of the permit. Once the water system has been fully developed, a proof of beneficial use form should be submitted. You can receive one of these forms by contacting one of our offices. Be advised that you have until January 1, 1990 to submit the proof of beneficial use statement. Our office will notify you 60 days prior to the proof due date that your proof should be submitted.

If you have any further questions regarding these rights, please feel free to contact us.

Sincerely,

KAY WALKER Technical Records Specialist

KW:sc Enclosures





# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn Director Suite No. 9 4055 Government Way Coeur d'Alene, Idaho 83814 (208) 765-4639

March 25, 1986

Mr. Bart J. Wivell Army Corps of Engineers P. O. Box C-3755 Seattle, Wa. 98124

Re: 96-4534 and 97-7272

Dear Mr. Wivell:

This Department has approved your Application for Permit and processed your Claim to a Water Right.

A copy of each should have been sent to you by our Boise Office, so I have forwarded your letter to them for further action.

Sincerely,

151

TOM D. KING Senior Water Resource Agent

TDK/pms

IDWR - State Office - w/enc.





# DEPARTMENT OF THE ARMY SEATTLE DISTRICT, CORPS OF ENGINEERS P.O. BOX C-3755

SEATTLE, WASHINGTON 98124-2255

Acquisition Branch

MAR | 9 1986

RECEIVED

Department of Water Resources Northern District Office

Department of Water Resources Northern Region 4055 Government Way Coeur d'Alene, Idaho 83814

Gentlemen:

We refer to our Application dated 30 October 1984 for Permit to appropriate the public waters of the State of Idaho in connection with Albeni Falls Dam project. The application covered a ground water well to provide domestic water for Albeni Falls Dam powerhouse and shops.

We would appreciate your advising us of the status of our application. If you have any questions, please call Mrs. Linda Vert, telephone 206-764-3666.

Sincerely,

Bart J. Wivell

Chief, Acquisition Branch Real Estate Division



STATEHOUSE BOISE, IDAHO 83720 (208) 334-4440

U.S. DEPT. OF DEFENSE DEPT. OF ARMY CORPS OF ENGINEERS P.O. BOX C-3755 SEATTLE, WA 98124

JANUARY 10, 1985

RE: PERMIT NO. 97-7272

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE".
PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION
TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY.

DAVID R. TUTHILL, JR., P.E. SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE



### State of Idaho Department of Water Resources

#### APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVI	EW BY:	st.	APPLICATION NUMB	ER: <u>97-7272</u>
CHECK:				
₫ Source.			Field check by:	
Point o		l <b>.</b>	Date:	
County		and acceptation of the	Comments:	
		r and period of use. verting works.		
		beneficial use of water.		
2 Place of		res irrigated.		
Map.				
Signatu Fee.	re.		······································	<del>di este.</del>
□ Yes	E No	Field check required.		
□ Yes	E No	Critical groundwater area. Request dam safety inform	Var On	Ď.
☐ Yes Ø Yes	ET NO □ No*	In form to receipt.	nation. Sent by:	Date:
-			ORMATION FROM THE	APPLICANT:
	12 1 0 2 2 0	Silling Hoof House iii.	Ominication From The	
		er v.		
SEND COPIES	TO:	· · · · · · · · · · · · · · · · · · ·		
		h Danastarant — Canlas a	ine lieb.	)ata:
☐ Idaho F	ish and G	h Department. Copies s ame Department.	cit by c	Date:
□ Idaho E	)epartmen	t of Lands.		
		and Management.		· · · · · · · · · · · · · · · · · · ·
☐ U.S. Fo			<i>A</i>	11/8/18
PROCESSING:		<u> </u>	p-	11/0/01
	•	Markad k	Nien No	
⊔ Yes □ Yes	⊔ No	Other rights on same place	Map No of use	
		· · · · · · · · · · · · · · · · · · ·	——————————————————————————————————————	
to Yes	□ No*	In form for advertising.	12/3/84	
□ Yes	⊠ No	Protests received If yes	ecord information on 4th p	age of application.
		CESSING REVIEW:		
Affiday	it of publi	ication received. Date:	11/27/84	
D Applica	ition publi	ished correctly. If not, rec	ord action taken:	
		ipt date & number, recorde		
		and paper, recorded on ap ithdrawal, etc., recorded o		
Recom	s, uates, w mendation	a & initial, recorded on app	lication.	9
☐ Yes	∯ No	Measuring device required		
☐ Yes	No	Access port required.		10.4.4.4.4
□ Yes	LINO	Will water be delivered by Date of priority recomme	watermaster? If yes, what o	district?
Special	condition	is of approval or cover lette		
		3 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2		
<del></del>				Constitution and the second second
v. *				
	<del></del>		<del></del>	
By:	R	kt	Date: 12/10/34	
STATE OFFIC	E BEVIE	<del></del>	Date	<del> </del>
777	~)	···		A STREET
المك	<i>-</i>	da	IV.	
□ See att	ached she	et for more information.	(= 6.14)	
Ву:		KW	Date: /2/18/84	DEG13 1984

#### POINT OF DIVERSION AND STREAM INDEX INFORMATION

	TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH	
			HO ST	REAM CO	DE IND	EX		
			•	· <u>-</u>		·		
	TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH	
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_	TRACT	SEC	TWP	RGE	lot	rediv. (R)	REACH	
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#### 97-7272

U.S. DEPT. OF DEFENSE

DEPT. OF ARMY, CORPS OF ENGINEERS, P.O. BOX C-3755, SEATTLE, WA 98124

Source: GROUNDWATER

Use: COMMERCIAL

Date Filed: 11/05/1984

Diversion Pt: NENW Sec 29 T 56N R 05W

(0.11 CF5)

(0.11 CFS) DOMESTIC

In: NENW NWNW Sec 29 T 56N R 05W



# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

**NORTHERN REGION** 

A. Kenneth Dunn Director Suite No. 9 4055 Government Way Coeur d'Alene, Idaho 83814 (208) 667-6484

November 8, 1984

Panhandle Health District 2195 Ironwood Ct. Coeur d'Alene, Id. 83814

Re: 97-7272

Gentlemen:

Enclosed is information which may be of interest to your Agency relating to an application recently filed with the Department of Water Resources.

Sincerely,

ROBERT G. HAYNES, P.E. Regional Supervisor

RGH/pms

Enclosure



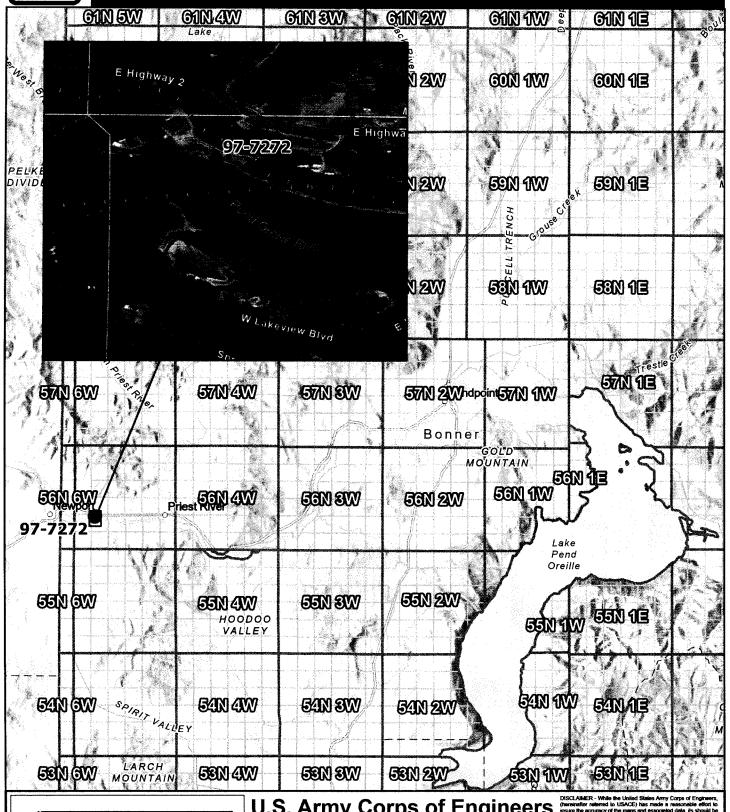
## **Enclosure 3**

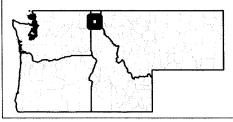
Claimant: <u>US Department of Defense</u>, <u>US Army Corps of Engineers</u>

Claim: <u>97-07272</u>



#### CLAIM 97-7272 (Vista new well) NE & NW 1/4 NW 1/4 , SEC 29, TWP 56N, RGE 5W, Bonner County



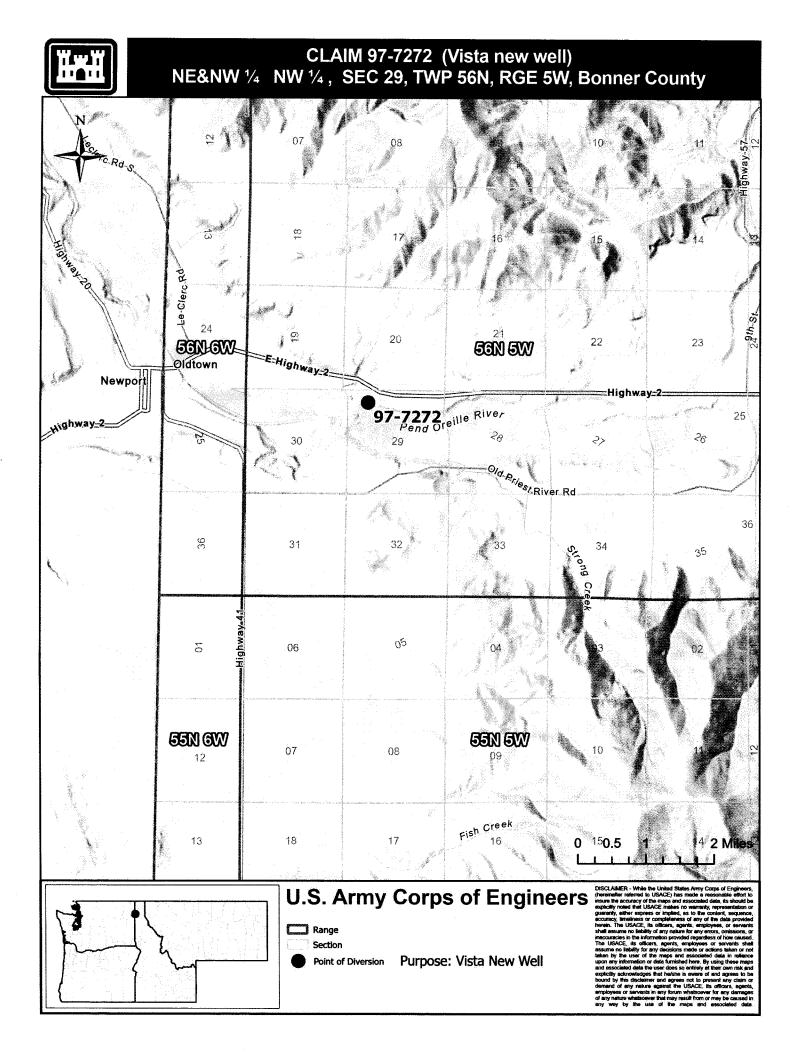


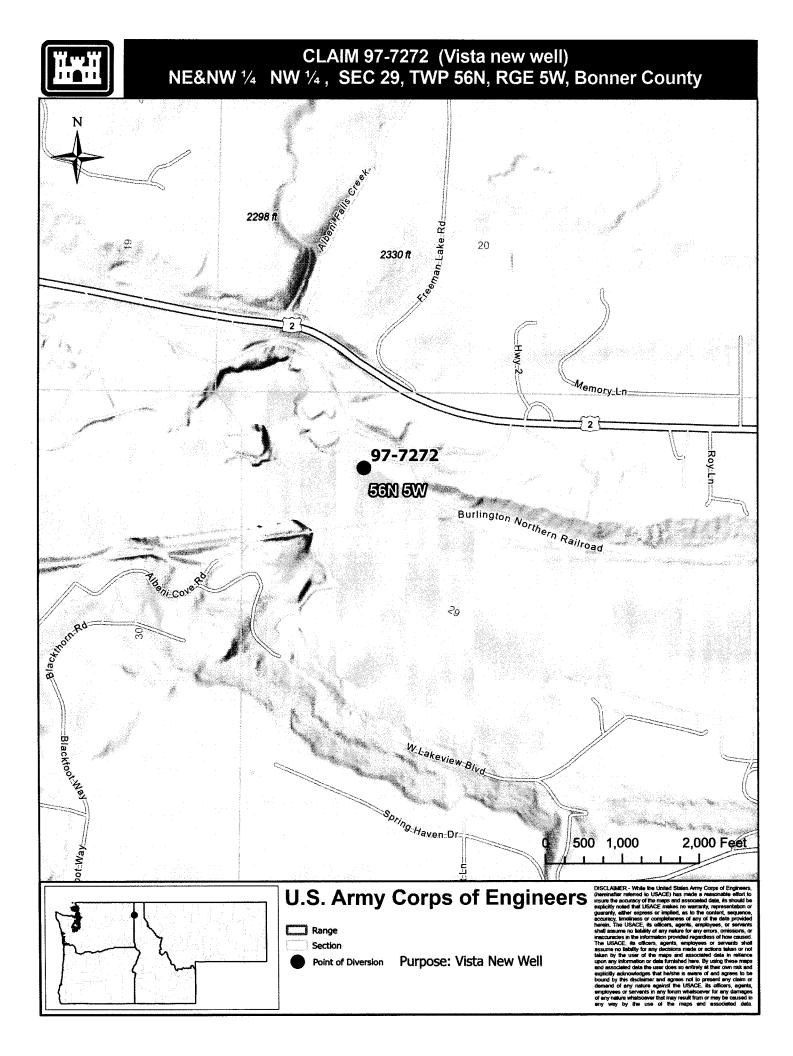
#### **U.S. Army Corps of Engineers**

Range

Section Well Location

Purpose: Vista New Well





## **Enclosure 4**

Claimant: US Department of Defense, US Army Corps of Engineers

Claim: <u>97-07272</u>

#### State of Idaho Department of Water Resources



K.

#### WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER	7.	WATER	LEVE	L			
Name David J. Naccarato	Static water level 200 face below land						
! Albeni Road	Flowing?   Yes   You G.P.M. flow						
Address Priest River, Idaho 83856	Temperature ° F. Quality						
Owner's Permit No. 97-77-N-8	Artesian closed-in pressure						
Owner's Permit No. 77-77/7-7		Control	led by	☐ Valve ☐ Cap	C Plug		
2. NATURE OF WORK	8. 1	VELL 1	EST DA	ATA			
☑ New well ☐ Deepened ☐ Replacement		J Pumi		☐ Bailer ☐ Other	Airli	F #-	
☐ Abandoned (describe method of abandoning)		ischarge	G.P.M.	Draw Down	Hours I	umpe	d
	-	30			<del></del>		
3. PROPOSED USE	<b>}</b>						
	9.	LITHO	LOGIC I	.OG			
Municipal Industrial Stock Waste Disposal or Injection	Hole Diam,		pth To	Meterial		-	ater No
4. METHOD DRILLED	6"	0	2	Top Soil & Gray	7e1	+**	y No
	ļ	2	38	Sand & Gravel			X
☐ Cable ☐ Rotory ☐ Dug ☐ Other	-		163 239	Grey Soft Clay		$oxed{\Box}$	×
E WELL ASSETTION	<del>                                     </del>		241	Sandy Soft Grey Sand / a little	Clay	┼	╁┸
5. WELL CONSTRUCTION				gravel	<u> pea</u>	+	×
Diameter of hole 6 inches Total depth 246 feet			252	Grey Silty Clay		×	
Casing schedule: 🖾 Steel 🗀 Concrete	<u> </u>	252	262	Brown Silty Cla	У	×	_
Thickness Diameter From To						$\vdash$	╁
. 250 inches 6 inches +1 feet 246 feet						<del> </del>	$\vdash$
inchesfeetfeetfeetfeetfeetfeetfeetfeetfeetfeetfeetfeetfeetfeetfeet							
inches inches feet feet				•		ļ	<u> </u>
inches feet feet				1()1'771			<del>  _ </del>
Was a packer or seal used? ☐ Yes ☐ No  Was a packer or seal used? ☐ Yes ☐ No					·	-	-
Perforated?				10 -			
How perforated? ☐ Factory ☐ Knife ☐ Torch				4) 50	e <sub>jve</sub>		
Size of perforation inches by inches  Number From To						-	ļ
perforations feet feet				320		2	<u> </u>
perforations feet feet				000000	40-	22_	
perforations feet feet				October Martham District Miles	(485) CA		
Well screen installed? ☐ Yes ဩ No				District A	) 6.		-
Manufacturer's name				94	Curco.		
Type Model No Diameter Slot size Set from feet to feet	$\neg +$		-+				
DiameterSlot sizeSet fromfeet tofeet DiameterSlot sizeSet fromfeet tofeet							
1001							
Gravel packed? St Yes No Size of gravel	-+	<del></del> +	<del></del> +				_]
Placed from 250 feet to 242 feet							
Surface seal depth 20 Material used in seal Coment grout							
LJ Puddling clay Well cuttings							
Seeling procedure used   Storry pit  Temperary surface cooling						-	
Cg Overbore to seel depth	٠,						ᅱ
3. LOCATION OF WELL	10. Wo	rk start	ed 8/2	9 / 7 7 finished	9/2/77		
Sketch map location must agree with written location.						a.D	
	ii. DR	LLERS	CERTIF	ICATION	N	CK	1
W Subdivision Name		m Name		man Development (	O. Firm No.	228	3
	3.601	O Br	oadwa	y, Spokane, Wa.	9/7/		1
Lot No Block No				1100	D016		-
Roman	Sig	ned by (	Firm Of	ficial de la	son res		. 1
County Bonner			and	$\mathcal{A}$	)	-	1
NW % NW % Sec. 29 , T. 56 N/S; R. 5			(Opero	(as) forward	NWAN		-
USE ADDITIONAL OUTSIDE TO				<u> </u>		1	Į
FORWARD THE	IE WHI	TE COI	PY TO	THE DEPARTMENT	***		السب