

81367

Ident. No. 95-17245

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

DEC 23 2016

1. ~~NAME OF APPLICANT~~ **MARK AND/OR ALICIA LATHAM** Phone 208-773-3155Name connector (check one): ☐ and ☐ or ☒ and/orMailing address 950 CARPENTER LOOP City POST FALLSState ID ZIP 83854 Email MARK@ML-ARCHITECT.COM

2. Name of representative, if any _____ Phone _____

Mailing address _____ City _____

State _____ ZIP _____ Email _____

a. ☐ Send all correspondence for this application to the representative and not to the applicant OR☐ Send original correspondence to the applicant and copies to the representative.b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.3. Source of water supply GROUND WATER which is a tributary of _____

4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
50N	05W	18			NW	NE	KOOTENAI	GROUNDWATER	95-67-N-22

5. Water will be used for the following purposes:

Amount 0.09 CFS for IRRIGATION purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per year)Amount 0.02 CFS for STOCKWATER purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)6. Total quantity to be appropriated is (a) 0.09 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. PUMP FROM WELL TO PLACE OF USEb. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ Noe. If well is already drilled, when? 1967; drilling firm _____;
well was drilled for (well owner) LONEY M FINE; Drilling Permit No. 95-67-N-22

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100.00 Receipted by NS Receipt No. N0323310 Date 12-23-16

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. 20 HEAD OF MIXED STOCK
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	05W	18		3															3
				S															

Total number of acres to be irrigated: 3

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____

11. a. Who owns the property at the point of diversion? E REITMEIER

b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: WARRANTY DEED TO WELL

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. APPLICANT PLANS TO USE WATER FOR PASTURE AND POSSIBLY A CROP AND STOCKWATER FOR 20 HEAD OF MIXED STOCK.

13. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Alicia Latham

Print Name (and title, if applicable)

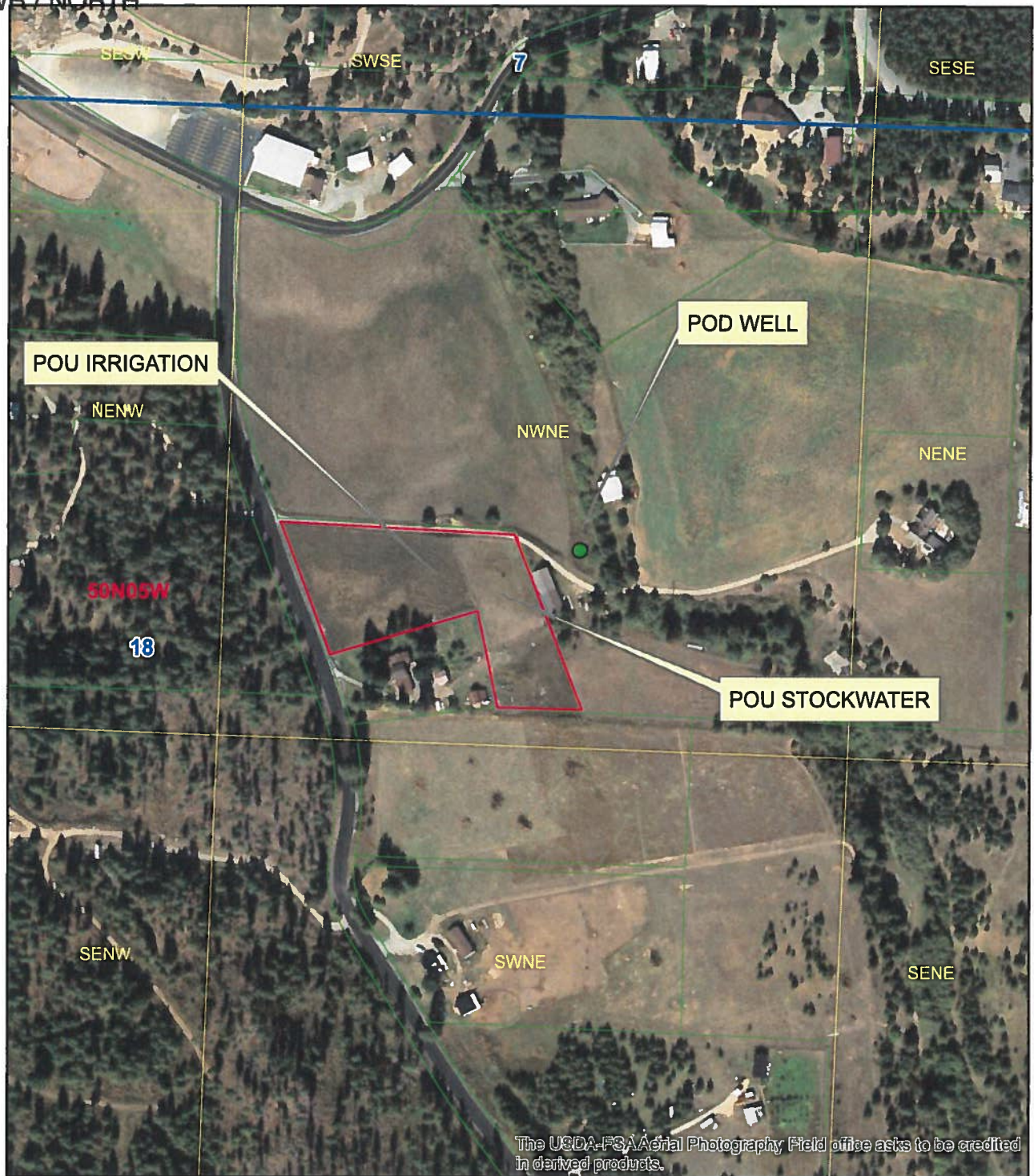
Signature of Applicant

Print Name (and title, if applicable)

DEC 23 2016

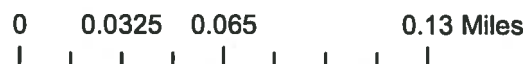
LATHAM APPLICATION MAP ATTACHMENT

IDWR / NORTH



Legend

- Taxlots
 - Township/Range
 - Sections
 - QQ



DEC 23 2016

ATTACHMENT

IDWR / NORTH



Pioneer National Title Insurance Company
WASHINGTON TITLE DIVISION
Filed for Record at Request of

THIS SPACE RESERVED FOR RECORDER'S USE.

REVENUE STAMPS

BOOK 220 PAGE 91

COMPARED

TO

Filed and recorded at the request of

10:30 o'clock A.M., this 20th day of

HAROLD E. PETERSON

By:

Ex Officio Auditor-Recorder
Kootenai County, Idaho

Fee

Return to

526654

CORRECTION

FORM L56 R

Quit Claim Deed

Chester R. Reynolds, Paul C. Starlund and Otto Johnson
THE GRANTOR TRUSTEES OF THE PLEASANT VIEW BAPTIST CHURCH

for and in consideration of one dollar and other good and valuable consideration
convey and quit claim to LLOYD G. LONG and BONNIE J. LONG, husband and wife
the following described real estate, situated in the County of Spokane

State of Washington including any interest therein which grantor may hereafter acquire:

Beginning at the point of intersection of the South line of the north 1/2 of the northeast 1/4 with the east line of Titus County Road No. 157 thence East 208 feet along said south line, thence north on a line parallel with the east line of said county road 208 feet, thence west on a line parallel with the south line of the north 1/2 of the northeast quarter to the east line of the county road, thence south along the east line in the county road to the point of beginning, all in section 18, township 50 north, range 5 W.B.M., Kootenai County, State of Idaho.

The purpose of this deed is to eliminate the burden of any existing easements in favor of Pleasant View Baptist Church which may affect the above-described land in any way whatsoever.

Dated this

day of

IDAHO
STATE OF WASHINGTON, } ss.
County of Kootenai

Chester R. Reynolds (SEAL)
Paul C. Starlund (SEAL)
Otto Johnson

On this day personally appeared before me TRUSTEES OF PLEASANT VIEW BAPTIST CHURCH
to me known to be the individual s described in and who executed the within and foregoing instrument, and
acknowledged that they signed the same as their free and voluntary act and deed, for the
uses and purposes therein mentioned.

GIVEN under my hand and official seal this

19th day of

Notary Public in and for the State of Washington, Idaho
residing at

528655

BOOK 220 PAGE 92

COMPARED

THIS INDENTURE, made this 19th day of March, 1968, between Loney M. Fine and Florence O. Fine of Post Falls, County of Kootenai, State of Idaho, the part 1st of the first part and Lloyd G. Long and Bonnie J. Long of Post Falls, County of Kootenai, State of Idaho, the part 1st of the second part,

WITNESSETH, that the said part 1st of the first part, for and in consideration of the sum of ONE AND NO/100- Dollars lawful money of the United States of America, to them in hand paid by the part 1st of the second part, the receipt whereof is hereby acknowledged, do by these presents remise, release and forever QUITCLAIM, unto the said part 1st of the second part, and to their heirs and assigns, forever, all the following described real estate, situated in Post Falls, County of Kootenai, State of Idaho, to-wit:

Easement ten feet wide by approximately seven hundred feet long to run on a North-easterly angle from property owned by parties of the second part, to wit: Southwest corner, measuring 208 feet by 208 feet, of North 1/2 of Northeast 1/4 of Section 18, Township 50 North, Range 5 W.B.M., Kootenai County, State of Idaho, to, water well held in mortgage by parties of the first part, said easement to be for purpose of laying and maintaining a water pipe.

Easement to use, operate and maintain said well and area 30 feet by 30 feet surrounding said well.

TOGETHER, with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said parties of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hand and seal the day and year first above written.

Executed and Delivered in the Presence of

Loney M. Fine [SEAL]
Florence O. Fine [SEAL]
_____[SEAL]
_____[SEAL]

STATE OF IDAHO,
County of Kootenai } ss.

BOOK 220 PAGE 93 COMPARED

On this 19th day of March in the year 1968, before me
the undersigned Loney M. Fine and Florence O. Fine, a Notary Public in and for said State, personally appeared

known to me to be the person.s whose name.s are subscribed to the within instrument, and acknowledged
to me that t.he.y executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year in this certificate first above written.

C. Agnes Stephens
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Filed and recorded at the request of Lloyd J. Long
at 10:31 o'clock A M., this 20th day of March, 1968

HAROLD E. PETERSON

By: Nancy Shick
Deputy

Ex-Officio Auditor-Recorder
Kootenai County, Idaho

Return to P.O. Box 446, Post Falls, Idaho Fee \$ 1.75

No.
QUITCLAIM DEED
(FORM No. 301)

TO

Dated 19

STATE OF IDAHO, } ss.

County of

I hereby certify that this instru-
ment was filed for record at request of

at minutes past
o'clock M., this day of
office, and duly entered in Book
of 19, in my
at page

Ex-Officio Recorder.

By Deputy

Fees, \$

Mail to

STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

RECEIVED

DEC 23 2016

ATTACHMENT

IDWR/NORTH 1091755

WARRANTY DEED

BOOK 350 PAGE 631

For Value Received HARRY E. LIEN and ROSE J. LIEN, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto FRANK P. SCHMIDT and JOHNNA SCHMIDT, husband and wife, the Grantees, whose address is Route #5, Box 73, Priest River, Idaho, 83856, the following described premises, in Kootenai County, Idaho, to-wit:

That part of the North half of the Northeast Quarter of Section 18, Township 50 North, Range 5 W.B.M., Kootenai County, State of Idaho, described as follows:

Beginning at the intersection of the South line of said North Half of Northeast Quarter with the East line of Titus Road (County Road #157); thence Northwesterly along the East line of said County Road, a distance of 400 feet; thence Easterly parallel with the South line of said North half of the Northeast quarter, a distance of 500 feet; thence Southeasterly, parallel with the East line of said County Road, a distance of 400 feet to the South line of said North half of the Northeast quarter; thence Westerly along said South line 500 feet to the POINT OF BEGINNING.

EXCEPTING therefrom a tract beginning at the point of intersection of the South line of the North half of the Northeast Quarter with the East line of Titus County Road No. 157; thence East 208 feet along said South line; thence North on a line parallel with the East line of said County Road, 208 feet; thence West on a line parallel with the South line of the North half of the Northeast Quarter to the East line of the County Road; thence South along the East line of the County Road to the POINT OF BEGINNING.

PARCEL No. 2:

A tract beginning at the point of intersection of the South line of the North half of the Northeast quarter of Section 18, Township 50 North, Range 5 W.B.M., Kootenai County, State of Idaho, with the East line of Titus County Road No. 157; thence East 208 feet along said South line; thence North on a line parallel with the East line of said County Road, 208 feet; thence West on a line parallel with the South line of the North half of the Northeast Quarter to the East line of the County Road; thence South along the East line of the County Road to the POINT OF BEGINNING.

Also, a pipeline easement 10 feet wide extending Northeasterly approximately 700 feet from the Northeast corner of the above parcel of land to a water well; and an easement as a well site 30 feet square, each side of which is equal distance from said well, all as granted by Loney M. Fine and Florence O. Fine,

1. WARRANTY DEED

This deed is recorded as the instrument of, Frank Schmidt, is
by APR 21 1987
Rose J. Lien
Fee 4.00

Shirley Dean
Deputy Auditor-Recorder
Kootenai County, Idaho
Exhibit to

ATTACHMENT

his wife, to Lloyd G. Long and Bonnie J. Long, his wife, in the Quitclaim Deed dated March 19, 1968, and recorded as Instrument No. 526655 in the records of Kootenai County, Idaho.

Together with all water and water rights, ditches and ditch rights, used thereon or appurtenant thereto, including but not limited to, the rights to water produced from the well located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ at a point 700 feet Northeasterly, more or less, from the Northeast corner of the above described parcel of land.

For the use of and benefit of Tax No's 6668 and 7476.

TO HAVE AND TO HOLD the same premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances, except (a) easements and rights of way in view and of record, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 15th day of May, 1981.

Harry E. Lien
Harry E. Lien
Rose J. Lien
Rose J. Lien

STATE OF Idaho)
County of Kootenai) ss:

On this 15th day of May, 1981, before me, the undersigned Notary Public, personally appeared HARRY E. LIEN and ROSE J. LIEN, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Rosehill
Notary Public for Idaho
Residing at Post Falls

RECEIVED

DEC 23 2016

REPORT OF WELL DRILLER
State of Idaho

OCT 19 1967

ATTACHMENT

1DWR-NORTH that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name LONE Y. M. FINEAddress PLEASANT VIEW Jda95-67-N-22

Owner's Permit No. _____

NATURE OF WORK (check): Replacement well ☐New well ☒ Deepened ☐ Abandoned ☐Water is to be used for: HOUSE & LAWNMETHOD OF CONSTRUCTION: Rotary ☐ Cable ☒Dug ☐ Other _____

(explain)

CASING SCHEDULE: Threaded _____ Welded ☒

6" "Diam. from 0' ft. to 116' ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

Thickness of casing: 25 GAL Material:Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☒ No ☐ Type ofperforator used: TCFCHSize of perforations: 1/2" by 2 1/2"perforations from 700' ft. to 115' ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

perforations from _____ ft. to _____ ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name _____

Type _____ Model No. _____

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐No ☒ size of gravel _____ Gravel

placed from _____ ft. to _____ ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

_____ ft. Material used in seal: _____

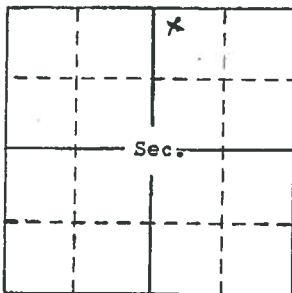
Did any strata contain unusable water? Yes ☐No ☒ Type of water: _____

Depth of strata _____ ft. Method of sealing

strata off: _____

Surface casing used? Yes ☐ No ☐Cemented in place? Yes ☐ No ☐

Locate well in section



LOCATION OF WELL: County Kootenai
NW 1/4 NE 1/4 Sec. 18 T. 50 N. R. 5 W

Use other side for additional remarks

Size of drilled hole: 6" Total
depth of well: 130 Standing water
level below ground: 40 Temp.
Fahr. _____ Test delivery: 90 gpm
or _____ cfs Pump? ☐ Bail ☒
Size of pump and motor used to make test:

Length of time of test: 2 Hrs. Min.Drawdown: NONE ft. Artesian pressure: ft.

above land surface _____ Give flow _____ cfs

or _____ gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐No control ☐ Does well leak around casing?Yes ☐ No ☐

DEPTH	MATERIAL	WATER
FROM	TO	YES OR NO

0'	3'	TOP SOIL GRAVEL	
3'	12'	GRAVEL SOME LARGE	
		ROCK CLAY	
12'	58'	DECOMPOSED GRANITE	
		MIXED SAND GRAVEL	
		CLAY WE DRILLERS	
		CALL HARD PAN	
58'		ENOUGH WATER FOR	
		DRILLING	
58'	70'	HARDER DRILLING	
70'	90'	MOYE SAND SMALL	
		GRAVEL MOYE WATER	
90'	110'	WATER GRAVEL 2 IN	
		SIZE BROWN ROCK	
110'	130'	BRIGHT BROWN ROCK	
		WATER BAIL TEST	
		20 GAL PER MIN.	

Work started: Aug 31 1967Work finished: Sept 15 1967

Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.

Name: ITV L FRYAddress: Route 1 Box 109 Cam DalawaSigned by: ITV L FRYLicense No. 109 Date: Sept 20 196795-14408
SCANNED

OCT 13 2009

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, January 11, 2017 12:42 PM
To: Legal Notices-CdA Press -Hoklly Frederick (hfredericks@cdapress.com)
Cc: Frederick, Adam; Case, Morgan
Subject: FW: Application for Permit No. 95-17245, 95-17248
Attachments: LegalNotice 01-11-17 CDA e-mail 95-17245, 17248.doc

Holly,
Sent with wrong attachment, please use this modified attachment. Thanks
Dianne

From: Ball, Dianne
Sent: Wednesday, January 11, 2017 12:39 PM
To: Legal Notices-CdA Press -Hoklly Frederick (hfredericks@cdapress.com) <hfredericks@cdapress.com>; Legal Notices-CdA Press <legals@cdapress.com>
Cc: Frederick, Adam <Adam.Frederick@idwr.idaho.gov>; Case, Morgan <Morgan.Case@idwr.idaho.gov>
Subject: Application for Permit No. 95-17245, 95-17248

Hi, Holly,

Please publish the enclosed legal notice in the CDA Press on the dates indicated, January 19 and 26, 2017, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

This should be very close to press ready – for 2-column, 8pt, Century Old Style font. Hopefully close enough to just copy and paste, with minor modification.

Please note the area(s) under **USE** containing dates and water amounts that are offset and lined up. Our legal should appear in this format.

Please also send a proof/preview copy for my review before this actually goes to press. If you have any questions, please contact me as early as possible.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 2/6/2017. Your cooperation is appreciated.

As always, it's a real pleasure to work with you, and I thank you for *ALL* your super help.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

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

95-17245

MARK LATHAM
ALICIA LATHAM
950 S CARPENTER LOOP
POST FALLS, ID 83854
Point of Diversion NWNE S18 T50N R05W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.09 CFS
Use: STOCKWATER 01/01 to 12/31 0.02 CFS
Total Diversion: 0.09 CFS
Date Filed: 12/23/2016
Place of Use: IRRIGATION T50N R05W S18 NWNE
Place of Use: STOCKWATER T50N R05W S18 NWNE
Total Acres: 3
Stockwater use is for 20 head of mixed stock.

95-17248

CHMURA FAMILY TRUST
2990 E NETTLETON GULCH RD
COEUR D'ALENE, ID 83815
Point of Diversion NESE S6 T50N R03W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 12/30/2016
Place of Use: IRRIGATION T50N R03W S6 NESE
Total Acres: 1.3

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Northern Region office at (208) 762-2800; or for a full description of the right(s), please see:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>.

Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 2/6/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/19/2017 and 1/26/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive. Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 11, 2017

MARK LATHAM
ALICIA LATHAM
950 S CARPENTER LOOP
POST FALLS, ID 83854

Application For Permit No. 95-17245

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 1/19/2017 and 1/26/2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Adam Frederick
Senior Water Resource Agent

Enc. Receipt No. N032336