

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Mike & Rita Michalak Phone 208-687-1392
Mailing address 17523 N. Wilkinson rd Email _____
2. Source of water supply Ground water which is a tributary of _____
3. Location of point of diversion is Township 5-2 N Range 4 W Sec. 27, in the NE $\frac{1}{4}$,
N/W $\frac{1}{4}$, _____ $\frac{1}{4}$, Govt. Lot _____, B.M., Keatonia County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .04 for Domestic purposes from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per year)
Amount .06 for irrigation purposes from 3-1 to 10-31 (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)
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)
5. Total quantity to be appropriated is (a) .1 and/or (b) ~~1~~
cubic feet per second acre feet per year
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source well pump pipe line
irrigation system
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet;
total reservoir capacity _____ acre-feet
 - 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? No
 - e. If well is already drilled, when? 2006/06; Drilling firm McCarty Drilling inc.;
Well was drilled for (well owner) Mike Michalak; Drilling Permit No. 00041127
7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)
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. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. 1
 - 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	
52W	4W	27					D												
							5												5

Total number of acres to be irrigated: 5

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? N/A

11. a. Who owns the property at the point of diversion? APPLICANT
- b. Who owns the land to be irrigated or place of use? U
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. SEE MAP OF PLACE OF USE

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Mike Michalek
Signature of Applicant

Mike Michalek
Print Name (and title, if applicable)

For Department Use:

Received by AB Date 05/22/09 Time 10:21 Preliminary check by AB

Fee \$ 100 - Received by AB Receipt No. N020680 Date 05/22/09

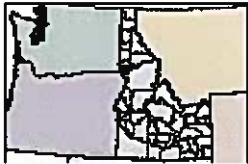
MICHAEL
52W. 4W.



Idaho Department of Water Resources
Well Drillers' Locator

The lat/long you provided was 47° 49.872' N; 116° 49.204' W

IDTM NAD83 coordinates: Easting=2288959; Northing=1851614



Choose the map-display background:



Wells



Water Rights



Water Right Permits



Adjudication Claims



Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.

95-10579



Legend

-  Application POD
-  Application POU
-  Taxlots
-  QQ

0 120 240 480 720 960 Feet



IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Office Use Only			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat	:	Long	:

1. DRILLING PERMIT NO. 838281

Other IDWR No. D0041127

2. OWNER:

Name Michael Michalak

Address 17523 N. Wilkenson Road

City Rathdrum State ID Zip 83858

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location

W	☒	E	Twp. <u>52</u> North ☒ or South ☐
	Rge. <u>4</u> East ☐ or West ☒		
	Sec. <u>27</u> 1/4 NE 1/4 NW 1/4		
		10 acres 40 acres 160 acres	

Gov't lot County Kootenai

Lat: 47:49:872 Long: 116:49:204

Address of Well Site 17523 N Wilkenson Rd

City Rathdrum

(Give at least name of road - Distance to Road or Landmark)

Lt. Blk. Sub. Name

4. USE:

- ☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

- ☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

- ☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK		AMOUNT		METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	20	300#	Dry granular

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) Ring Bit

Was drive shoe seal tested? ☐ Y ☐ N How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
6"	+2	298	.250	Steel	☒	☐	☒	☐
					☐	☐	☐	☐

Length of Headpipe Length of Tailpipe

9. PERFORATIONS/SCREENS

- ☐ Perforations Method

- ☐ Screens Screen Type

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

244 ft. below ground

Artesian Pressure lb

Depth flow encountered ft. Describe access port or control devices:

11. WELL TESTS:

- ☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min.	Drawdown	Pumping Level	Time
50			3 hrs

Water Temp. Cold Bottom hole temp.

Water Quality test or comments: Cold, clear

Depth first Water Encountered 274

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water	Bore Dia	From	To	Remarks: Lithology, Water Quality & Temp.	Y	N
	10"	0.	1	Gravel, topsoil		
		1	12	Gravel, medium		
		12	16	Cobbles, gravel		
		16	18	Gravel		
8"		18	36	Gravel		
		36	48	Gravel, sand		
		48	116	Gravel, sand, coarse		
		116	204	Sand		
		204	230	Gravel, coarse		
		238	260	Gravel, cemented		
		260	274	Gravel, sand		
		274	283	Gravel, medium		
		283	300	Gravel, medium, clean		

RECEIVED

FEB 27 2006

IDWR/North

Completed Depth: 298 (Measurable)

Date: Started 1/26/06

Completed 1/26/06

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name McCartv Drilling & Pump Inc

Firm No. 586

Firm Official [Signature]

Date 2-16-06

Supervisor or Operator Mike Michalak
(Sign once if Firm Official & Operator)

Date 2-16-06

Date: 2/16/2006 Time: 10:36:07 AM

52N 4W 27



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

DAVID R. TUTHILL, JR
Director

May 27, 2009
MIKE MICHALAK
17523 N WILKINSON RD
RATHDRUM, ID 83858

Re: Application for Water rights to appropriate the Public Waters of the State of Idaho:
Water Right Number 95-10579.

After reviewing the water permit and well driller's reports for this application we have discovered that fee for your well needs and upgrade. I have enclosed copy of the driller report that indicate domestic use only in line #4. This means the driller bought a permit for \$ 75.00 in 2006 for domestic use (Not Irrigation). The one time well upgrade fee is \$125.00 for your well; this will add the use of irrigation to this well.

Once the department receives these additional fees, processing of the water license can continue. If you have any questions, please call me at 208-762-2800 or email me at eric.davis@idwr.idaho.gov Please respond with in 14 days.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Eric Davis', with a long horizontal flourish extending to the right.

ERIC DAVIS
Senior Water Resource Agent
Northern Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 25, 2009

MICHAEL MICHALAK
RITA MICHALAK
17523 N WILKINSON RD
RATHDRUM ID 83858

RE: Application for Permit No 95-10579

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number 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 July 2 & 9, 2009. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). 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, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,



Eric J. Davis
Senior Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, June 25, 2009 2:11 PM
To: Legal Notices-CdAPress - Kattie Hoy; Legal Notices-CdA Press
Subject: Legal notice for publication July 2 and 9, 2009

Attachments: CoverLetter 06-25-09 CDA e-mail 95-10577,79,80,87,88,93,95.doc; LegalNotice 06-25-09 CDA e-mail 95-10577,79,80,87,88,93 95.doc

Good afternoon, Kattie,

Attached is another fairly long legal notice - for publication on July 2 and 9, 2009. Our cover letter requesting this publication is also attached.

Please send a proof/preview copy before this goes to press.

Thanks for all of your terrific help! You are appreciated more than you can imagine.



CoverLetter
6-25-09 CDA e-mai.



LegalNotice
6-25-09 CDA e-mai.

Don't count the days, let the days count.

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



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

DAVID R. TUTHILL, JR
Director

Please Fax or e-mail proof/preview copy to me before this goes to press.

Fax (208) 762-2819 ~ e-mail dianne.ball@idwr.idaho.gov

Thanks, Dianne

June 25, 2009

KATTIE HOY
LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

RE: Application for Permit No. 95-10577, 10579, 10580, 10587, 10588, 10593 and 10595

Dear Kattie:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated, July 2 and 9, 2009, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 07/20/2009. Your cooperation is very greatly appreciated.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

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

95-10577

LESLIE M OLSON

LINDA OLSON

17189 N WILKINSON RD

RATHDRUM ID 83858

Point of Diversion SENW S27 T52N R04W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 03/01 To 11/15 0.06 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.1 CFS

Date Filed: 05/22/2009

Place Of Use: DOMESTIC

T52N R04W S27 NENW SENW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 5

Remark: Domestic use is for 2 homes.

95-10579

MICHAEL MICHALAK

RITA MICHALAK

17523 N WILKINSON RD

RATHDRUM ID 83858

Point of Diversion NENW S27 T52N R04W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.1 CFS

Date Filed: 05/22/2009

Place Of Use: DOMESTIC

T52N R04W S27 NENW

Place Of Use: IRRIGATION same as DOMESTIC

Number of Acres 5

Remark: Domestic use is for 1 home

95-10580

STEVE EACHON

PO BOX 1358

HAYDEN ID 83835

Point of Diversion NWNW S35 T52N R04W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 03/15 To 11/15 0.1 CFS

Use: INDUSTRIAL 01/01 To 12/31 0.1 CFS

Total Diversion: 0.1 CFS

Date Filed: 05/20/2009

Place Of Use: IRRIGATION

T52N R04W S35 NWNW

Number of Acres 5

Place Of Use: INDUSTRIAL same as IRRIGATION

Remark: Industrial use is for a tree farm.

95-10587

MARY R MCINTOSH

PO BOX 727

RATHDRUM ID 83858

Point of Diversion NENE S11 T51N R05W KOOTENAI County

Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 0.2 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 05/20/2009

Place Of Use: COMMERCIAL

T51N R05W S11 NENE

Place Of Use: FIRE PROTECTION same as COMMERCIAL

Remark: Commercial use is for wood preserving company

95-10588

ROBERT LOUIS GRIER

LONNA J GRIER

2002 W SCARCELLO RD

RATHDRUM ID 83858

Point of Diversion NWSE S10 T52N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 05/20/2009

Place Of Use: IRRIGATION

T52N R04W S10 NWSE

Number of Acres 2

95-10593

NORM KUHLMAN

1575 E 16TH AVE

POST FALLS ID 83854-4427

Point of Diversion SWNE S35 T51N R05W KOOTENAI County

Source GROUNDWATER

Use: IRRIGATION 03/15 To 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 05/20/2009

Place Of Use: IRRIGATION

T51N R05W S35 SWNE

Number of Acres 2.5

95-10595

DOUGLAS ALBERT

MICHELLE ALBERT

7203 E OHIO MATCH RD

HAYDEN ID 83835

Point of Diversion NWNE S21 T52N R03W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.14 CFS

Use: STOCKWATER 01/01 To 12/31 0.02 CFS

Total Diversion: 0.16 CFS

Date Filed: 05/21/2009

Place Of Use: IRRIGATION

T52N R03W S21 NWNE

Number of Acres 7

Place Of Use: STOCKWATER same as IRRIGATION

Remark: Stockwater use is for 30 head of mixed stock.

Permits will be subject to all prior water rights. Protests may be

submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, 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 07/20/2009.

The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director

Legal #

Published July 2 and 9, 2009