

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 95-08765

Priority: July 30, 1992

Maximum Diversion Rate: 0.14 CFS  
Maximum Diversion Volume: 15.1 AF

This is to certify, that CLAUDE W AUSTIN  
DOROTHY K AUSTIN  
BUD BROGAN  
JOAN BROGAN

E 3430 16TH AVE

POST FALLS ID 83854

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 30, 1992; and has submitted Proof of Beneficial Use on July 6, 1993. An examination indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.13 CFS                 | 15.0 AF              |
| STOCKWATER            | 01/01 to 12/31       | 0.01 CFS                 | 0.1 AF               |
|                       | Totals               | 0.14 CFS                 | 15.1 AF              |

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 36, Township 51N, Range 05W  
KOOTENAI County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 51N        | 05W        | 36         | NWSE         | 5            |              | 5            |

Total number of acres irrigated: 5

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. 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.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. 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. This right when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.

NOV 07 1994

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

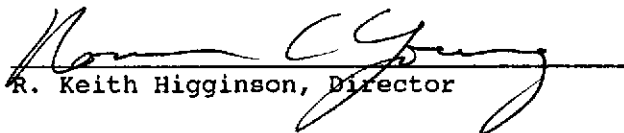
WATER RIGHT NO. 95-08765

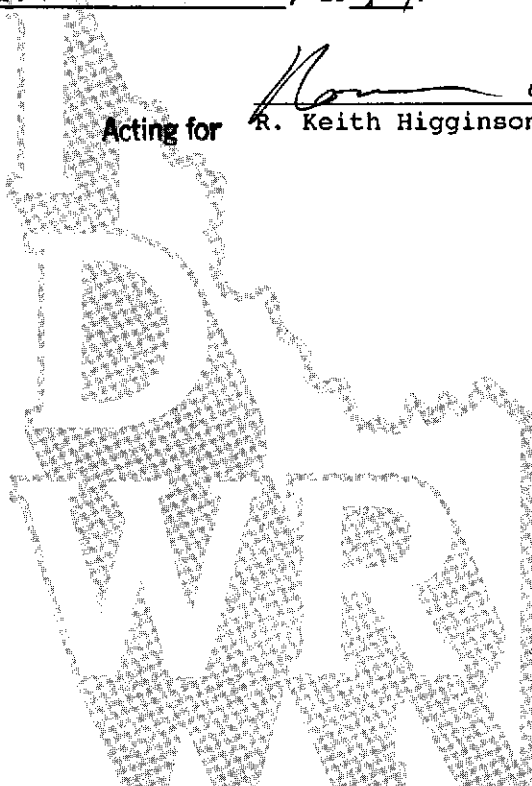
**CONDITIONS/REMARKS:**

6. The issuance of this right in no way grants any right-of-way or easement across the land of another.
7. Stockwater use is for 3 range cattle.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.  
Witness the seal and signature of the Director, affixed at Boise, this 4<sup>TH</sup>  
day of OCTOBER, 1994.

Acting for

  
R. Keith Higginson, Director



NOV 07 1994

RECEIVED

JUL 08 1993

Department of Water Resources

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have 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 examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08765 Telephone No. 773-3340
2. Name(s) of Permit Holder(s): CLAUDE & DOROTHY AUSTIN, BUD & JOAN BROSMAN
3. Mailing Address: E. 3430 16th AVE, POST FALLS, ID 83854
4. Source of Water: GROUNDWATER

If GROUNDWATER, Well Driller's Name: BLUE WATER DRILLING Date Drilled: 7/30/92

## OPTIONAL:

Pump horsepower: 2.5 Pressure (psi): \_\_\_\_\_ Dynamic pumping level (ft.): \_\_\_\_\_

5. Extent of Use (as authorized by the permit):

Domestic 2 (No. of households) Stockwater 2 HORSES (No. and type of stock)  
Irrigation 5 (No. of acres) Other \_\_\_\_\_

6. Total rate and/or volume for which proof is submitted 0.15 cfs OR \_\_\_\_\_ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? \_\_\_\_\_ Yes / No \_\_\_\_\_ Installed? \_\_\_\_\_ Yes / No

OR

Flow Measurement Port: Required? \_\_\_\_\_ Yes / No \_\_\_\_\_ Installed? \_\_\_\_\_ Yes / No

8. Fee Enclosed: \$ 50 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

SAME AS ABOVE

Name

Telephone No.

Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

7/6/93  
Datex Dorothy K. Austin  
Signature (and title, if on behalf of a company or organization)

AUG 31 1993

State of Idaho  
Department of Water Resources  
**Permit To Appropriate Water**

NO. 95-08765

Proposed Priority: July 30, 1992                      Maximum Diversion Rate: 0.15 CFS

This is to certify, that **CLAUDE W AUSTIN**  
**DOROTHY K AUSTIN**  
**BUD BROGAN**  
**JOAN BROGAN**  
E 3430 16TH AVE  
POST FALLS ID 83854

has applied for a permit to appropriate water from: **GROUNDWATER**  
and a permit is **APPROVED** for development of water as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 03/15 to 10/01       | 0.15 CFS                 |
| STOCKWATER            | 01/01 to 12/31       | 0.02 CFS                 |
| DOMESTIC              | 01/01 to 12/31       | 0.04 CFS                 |
|                       | Totals               | 0.15 CFS                 |

LOCATION OF POINT(S) OF DIVERSION:                      NWSE , Sec. 36, Township 51N, Range 05W  
KOOTENAI County

| <u>PLACE OF USE:</u> | <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------|------------|------------|------------|--------------|--------------|--------------|--------------|
| IRRIGATION           | 51N        | 05W        | 36         | NWSE         | 5            |              | 5            |

Total number of acres irrigated: 5

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **December 1, 1993**.
2. Subject to all prior water rights.
3. The issuance of this right in no way grants any right-of-way or easement across the land of another.
4. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
5. Stockwater use is for 3 head of mixed stock.
6. Domestic use is for 2 homes.

**RECORDED**  
**DEC 16 1992**

State of Idaho  
Department of Water Resources

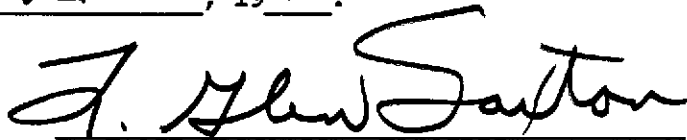
PAGE 2

# Permit To Appropriate Water

NO. 95-08765

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.  
Witness the signature of the Director, affixed at Boise, this

4<sup>th</sup> day of November, 1992.

*for*   
R. Keith Higginson, Director

DEC 16 1992

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Bud L. & H. Joan Brogan 773-5977  
Claude W. & Dorothy K. Austin Phone  
Post office address Brogan - P.O. Box 244, Post Falls, ID, 83854  
Austin - E. 3430-16<sup>th</sup> Ave., Post Falls, ID, 83854
2. Source of water supply GROUNDWATER which is a tributary of
3. Location of point of diversion is                      1/4 of NW 1/4 of SE 1/4, Govt. Lot                       
Sec. 36 Township 51 N. Range SW. B.M. KOOTENAI County; additional  
points of diversion if any:
4. Water will be used for the following purposes:  
Amount .15 for IRRIGATION purposes from MARCH 15 to OCT. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount .04 for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount .02 for STOCKWATER purposes from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount            for                      purposes from                      to                      (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .15 and/or (b)                       
cubic feet per second acre feet per annum
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. WELL AND PUMP (7.5 M.P.)  
                      
                      
b. Height of storage dam                      feet; active reservoir capacity                      acre-feet; total  
reservoir capacity                      acre-feet; period of year when water will be diverted to storage:  
                     to                      inclusive.  
c. Proposed well diameter is 6 inches; proposed depth of well is 260 feet.  
d. Is ground water with a temperature of greater than 90°F being sought?
7. Time required for the completion of the works and application of the water to the proposed beneficial use is  
1 years (minimum 1 year).

DEC 16 1982

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. 2-3 HORSES & CATTLE
- c. Municipal; show name of municipality. \_\_\_\_\_
- d. Domestic; show number of households. 2
- 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.

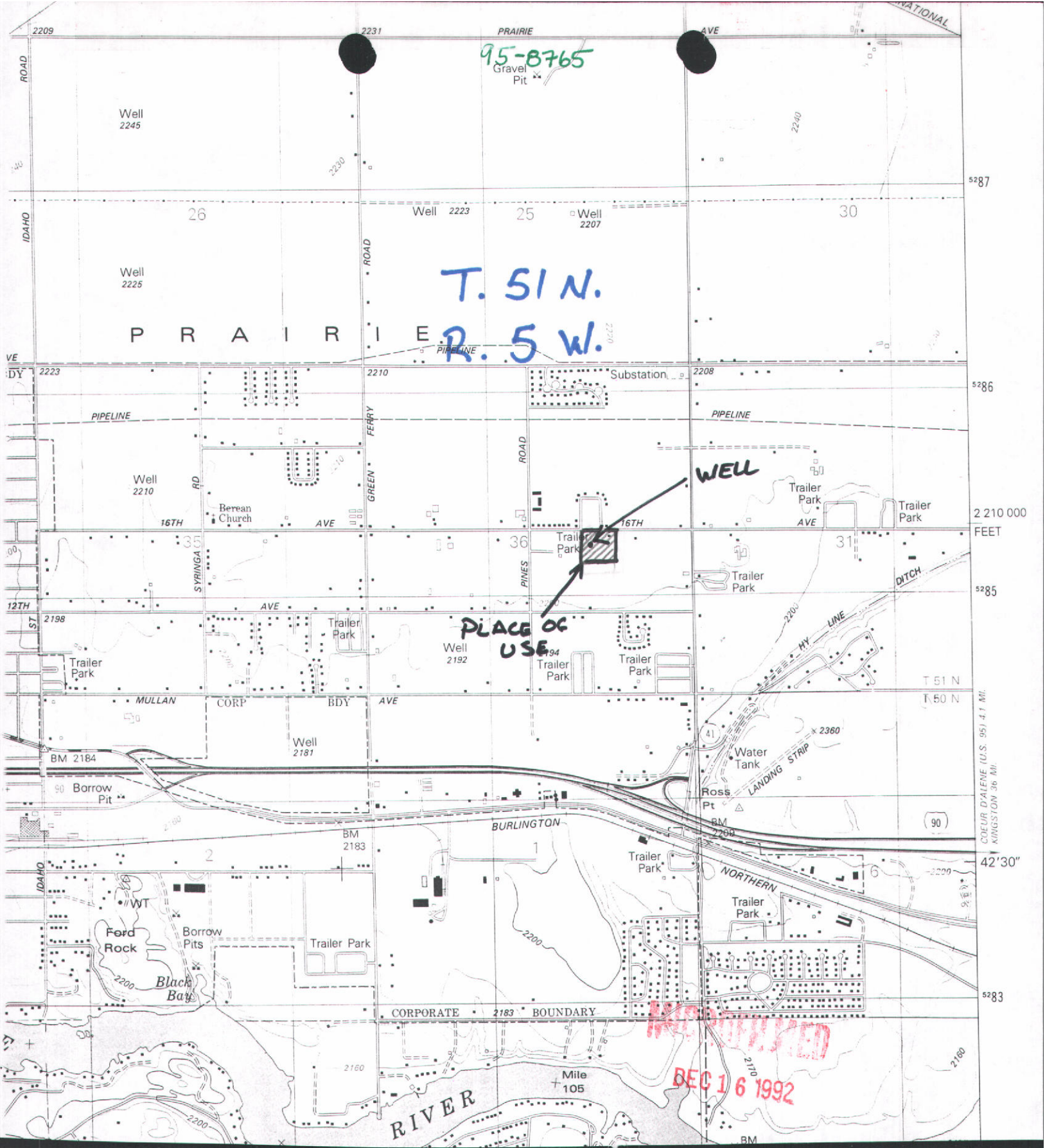
| TWP         | RANGE      | SEC.      | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |                      |        |        | TOTALS |
|-------------|------------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------------------|--------|--------|--------|
|             |            |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4               | SW 1/4 | SE 1/4 |        |
| <u>S1N.</u> | <u>SW.</u> | <u>36</u> |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>5<sup>s</sup></u> |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |
|             |            |           |        |        |        |        |        |        |        |        |        |        |        |        |        |                      |        |        |        |

Total number of acres to be irrigated 5

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? BUD L. AND H. JOAN BROGAN (APPLICANT)
- b. Who owns the land to be irrigated or place of use? AUSTIN'S AND BROGAN'S (APPLICANTS)
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. \_\_\_\_\_

12. Remarks: WELL DRILLING PERMIT 95-92-N-137 FOR DOMESTIC



95-8765  
Gravel Pit

T. 51 N.  
R. 5 W.

PLACE OF  
USE

WELL

NOTIFIED  
DEC 16 1992

5287

5286

2 210 000  
FEET

5285

T 51 N  
R 50 N  
COEUR D'ALENE (U.S. 95) 4.1 MI.  
KINGSTON 36 MI.

42'30"

5283

[illegible]

X Bud L. Brogan  
(Applicant)  
Dorothy K. Austin

Received by Ken Date 7/30/92 Time 11:15 Preliminary check by MB  
Fee \$ 230<sup>00</sup> Receipted by Ken # N5765 Date 7/30/92  
Publication prepared by pm Date 8/12/92 Published in Crony & Allene Jones  
Publication approved pm Date 9/4/92

### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. \_\_\_\_\_, and said application is hereby \_\_\_\_\_.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before \_\_\_\_\_, 19 \_\_\_\_.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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DEC 16 1992

COMMUNITY WELL AGREEMENT

BUD L. BROGAN and JOAN BROGAN are owners of the E1/2 W1/2 Tract 36, Block 36, Post Falls Irrigated Tracts, upon which property a community well is being drilled under Permit No. 95-92-N-137 issued by the Idaho Department of Water Resources.

CLAUDE W. AUSTIN and DOROTHY K. AUSTIN are owners of the W1/2 W1/2, Tract 36, Block 36, Post Falls Irrigated Tracts.

The community well is intended to provide domestic, irrigation and stock water to both parties and both properties.

The parties agree that they shall share equally in the water from said well for the two properties only.

The parties shall share equally in the costs of maintenance and in the costs of electric power to operate the well. In the event that any major repairs are needed to the well or the pump, the parties shall share the expenses of such repair equally.

This agreement shall be binding upon the successors and assigns as future owners of the described properties.

Dated this 7th day of August, 1992.

IDAHO  
COUNTY OF KOOTENAI } SS  
OF THE COUNTY OF

AUG 10 2 55 PM '92

D. K. Austin  
DEPUTY  
FEES 6.00

Box A  
CDA Sel.

Bud L. Brogan  
BUD L. BROGAN

Joan Brogan  
JOAN BROGAN

Claude W. Austin  
CLAUDE W. AUSTIN

Dorothy K. Austin  
DOROTHY K. AUSTIN

RECORDED  
DEC 16 1992

STATE OF IDAHO )

ss:

County of Kootenai )

On this 20 day of August, 1992, before me the undersigned Notary Public, personally appeared CLAUDE W. AUSTIN and DOROTHY K. AUSTIN, known to me to persons whose names are subscribed to the above instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

  
Notary Public for Idaho  
Residing at Chamberlain

DEC 16 1992

WR0749NP  
No. L95-08765

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 09/12/94  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS      | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|---------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | CLAUDE W AUSTIN     | 07/30/1992       | IRRIGATION | 03-15 11-15           | 0.13 CFS          | 15.00 AFA           |
| C             | DOROTHY K AUSTIN    |                  | STOCKWATER | 01-01 12-31           | 0.01 CFS          | 0.10 AFA            |
|               | E 3430 16TH AVE     |                  |            |                       |                   |                     |
|               | POST FALLS ID 83854 |                  |            | TOTAL DIVERSION:      | 0.14 CFS          | 15.10 AFA           |
|               | (208) 773-3340      |                  |            |                       |                   |                     |
| C             | BUD BROGAN          |                  |            |                       |                   |                     |
| C             | JOAN BROGAN         |                  |            |                       |                   |                     |
|               | PO BOX 244          |                  |            |                       |                   |                     |
|               | POST FALLS ID 83854 |                  |            |                       |                   |                     |
|               | (208) 773-5977      |                  |            |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.15 CFS

Point(s) of Diversion: T51N R05W S36 NWSE KOOTENAI County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |             |   |     |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|---|-----|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | : | SUM |
| 51N | 05W | 36 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |             | : |     |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 05          | : | 5.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | : | 5.0 |

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

Pou County: KOOTENAI

Other Water Rights with Same Point(s) of Diversion and Source:  
95-08765

Other Water Rights Listing Overlapping Place(s) of use:  
95-08477 95-08765

Conditions of Approval:

- R24 - This right when combined with all other rights shall provide no more than 3.0 afa per acre for the lands above.
- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.

Remarks: Stockwater use is for 3 range cattle.

Dates: App. Received: 07/30/1992 Priority Date: 07/30/1992  
Proof Due Date: 12/01/1993 Proof Made Date: 07/06/1993  
Exam Made Date: 06/30/1994 Exam Sent to S.O.: 08/25/1994  
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

WR0749NP  
No. L95-08765

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 09/12/94  
PAGE: 2

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Comments: Date: 08/11/1992 User-ID: STYPA Subject: EXAMINER'S NOTE  
7.5 h.p. pump.  
W/D permit #95-92-N-137 for domestic use.

Date: 10/29/1992 User-ID: MILLER Subject: DRILLING PERMIT UPGRADE  
Drilling permit 95-92-N-137 has been upgraded for irrigation.

Date: 07/08/1993 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd  
Proof of Beneficial Use Rcvd

Audit: 09/12/94 BCHAPMAN

# LICENS REVIEW CHECKLIST

PERMIT NO. 95-8765 DATE 9-12-94



|               |                                     |                                        |                                                                                                                                                                                                                                                                                                                  |
|---------------|-------------------------------------|----------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| NAME          | Yes <input type="checkbox"/>        | No <input checked="" type="checkbox"/> | Or Address Change?                                                                                                                                                                                                                                                                                               |
| PRIORITY DATE | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Advance? <input type="checkbox"/> Advanced to: <input type="checkbox"/><br>Order to reinstate needed? <input type="checkbox"/><br>Incorrect fee for rate recommended? <input type="checkbox"/>                                                                                                                   |
| SOURCE        | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Changes or just clarification of originally intended source? <input type="checkbox"/><br>Notice of Intent to Void necessary? <input type="checkbox"/>                                                                                                                                                            |
| POINT OF DIV  | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Amendment needed? <input type="checkbox"/><br>Overlaps? <input type="checkbox"/>                                                                                                                                                                                                                                 |
| PLACE OF USE  | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Amendment needed? <input type="checkbox"/><br>Overlaps? <input type="checkbox"/>                                                                                                                                                                                                                                 |
| DIV RATE      | <input checked="" type="checkbox"/> | <input type="checkbox"/>               | Permit/fee limits: <u>.15</u><br>Meas Q = <u>.13</u> Theo Q = <u>.15</u> Recommend: <u>.14</u><br>* <u>Stock @ .01</u> <u>5 x .02 = .15</u><br>Combined rates exceed capacity <input type="checkbox"/>                                                                                                           |
| ANNUAL VOLUME | <input checked="" type="checkbox"/> | <input type="checkbox"/>               | Season of use: <u>D/3 (3-15 to 11-15)</u><br>Calculations: <u>5 x 3 = 15 af</u> / <u>3 cattle @ .1</u><br>Flow limit: <input type="checkbox"/> cfs x <input type="checkbox"/> x 1.9835 = <input type="checkbox"/><br>Combined volumes exceed capacity/allowable <input type="checkbox"/>                         |
| USES          | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Change in Nature of Use or additional uses? <input type="checkbox"/><br>Amendment necessary? <input type="checkbox"/>                                                                                                                                                                                            |
| REMARKS       | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Multiple p/d(s) in 1/4 1/4? <input type="checkbox"/><br>Other <input type="checkbox"/>                                                                                                                                                                                                                           |
| CONDITIONS    | <input type="checkbox"/>            | <input checked="" type="checkbox"/>    | Measuring/Locking Devices <input type="checkbox"/><br>Watermaster control - District <input type="checkbox"/><br><u>R24</u> Irrigation Overlap <input type="checkbox"/><br><u>004</u> Water Quality <input type="checkbox"/><br>Other <input type="checkbox"/> Heat/Cool/ Fish verified <input type="checkbox"/> |

COMMENTS: DELETE DOMESTIC USE  
\* Corrected to standards used.

| RECOMMENDED       | CFS        | VOL         | SRBA Claim Filed       | Adjustment Memo Needed              |
|-------------------|------------|-------------|------------------------|-------------------------------------|
| <u>Irrigation</u> | <u>.13</u> | <u>.15</u>  |                        | <u>NA</u>                           |
| <u>Stockwater</u> | <u>.01</u> | <u>.1</u>   |                        |                                     |
| <u>Totals</u>     | <u>.14</u> | <u>15.1</u> |                        |                                     |
|                   |            |             | LICENSE                | <input checked="" type="checkbox"/> |
|                   |            |             | 1ST AMENDMENT LETTER   | <input type="checkbox"/>            |
|                   |            |             | FINAL AMENDMENT LETTER | <input type="checkbox"/>            |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

RECEIVED  
AUG 29 1994

Department of Water Resources

**A. GENERAL INFORMATION**

Permit No. 95-08765

1. Owner: Bud Brogan & Claude W. Austin Phone No. (208) 773-5977

Current Address: E. 3430 16<sup>TH</sup> AVE. Post Falls, ID. 83854

2. Accompanied by: Mr. Austin EXAM DATE: 6/30/94

Address: Same Phone No. 773-3340

Relationship to Permit Holder: Owner

3. Source: groundwater tributary to                     

**B. OVERLAP REVIEW**

1. Other water rights with the same place of use: 95-08477, E 95-08477, L 95-08477

2. Other water rights with the same point of diversion:                     

**C. DIVERSION AND DELIVERY SYSTEM**

**1. Point(s) of Diversion:**

| Ident No. | Gov't Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County   | Method of Determination/Remarks |
|-----------|-----------|-----|-----|-----|------|------|------|----------|---------------------------------|
|           |           |     | NW  | SE  | 36   | 51N  | 5W   | Kootenai | U.S.G.S. Topo.,                 |
|           |           |     |     |     |      |      |      |          |                                 |
|           |           |     |     |     |      |      |      |          |                                 |
|           |           |     |     |     |      |      |      |          |                                 |

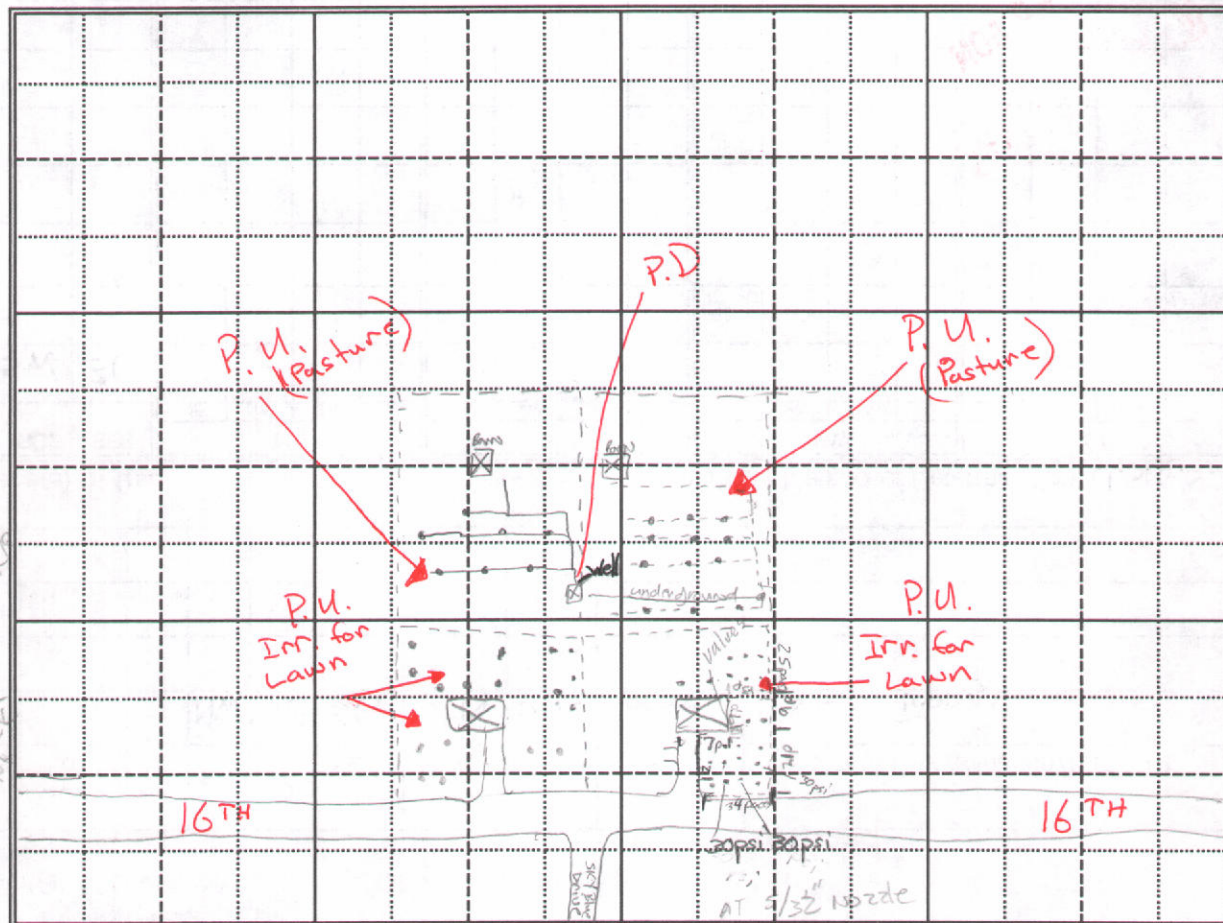
**2. Place(s) of Use:**

Indicate Method of Determination U.S.G.S. Topo.

| TWP | RGE | SEC | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 51N | 5W  | 36  |    |    |    |    |    |    |    |    |    |    |    |    |    | 05 |    |    | 5.0    |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

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3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = NTS

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

| Well or Diversion Identification No.* | Motor Make | Hp    | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|-------|------------------|-----------|-----------------------------------|
|                                       |            | 7 1/2 |                  |           |                                   |
|                                       |            |       |                  |           |                                   |
|                                       |            |       |                  |           |                                   |

\*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 |
|-----------------------|------|------|-----------|------------|------|-------------|
| None                  |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements:

Bucket Method & Theoretical pump efficiency calculation.

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E. NARRATIVE/REMARKS/COMMENTS

Irrigation is in use and system is complete.  
Stockwater is for 3 cattle.

\* Domestic is Not in use.

Irrigation is for the lawns and pastures  
of each owner.

Irrigation is rotated using 12 sprinklers at  
one time.

Have conditions of permit approval been met? X yes \_\_\_ no

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**F. FLOW CALCULATIONS**

\_\_\_\_ Additional Computation Sheets Attached

Measured Method:

None**G. VOLUME CALCULATIONS**

## 1. Volume Calculations for Irrigation:

\*  $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{5 \text{ ac} \times 3.5 = 17.5}$   
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{.13 \text{ cfs} \times 200 \text{ days} \times 1.9835 = 51.6}$   
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{17.5}$

## 2. Volume Calculations for Other Uses:

3 cattle = .02 cfs = .2 AFA

Irrigation - 12 sprinklers at a time  
at 5gpm average =  
60gpm

$$\frac{1 \text{ cfs} = 448.8 \text{ gpm}}{\times \quad 60 \text{ gpm}}$$

$$\times = .13 \text{ cfs}$$

**H. RECOMMENDATIONS**

## 1. Recommended Amounts

| Beneficial Use      | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|---------------------|---------------|--------------|------------------------------|--------------------------|
|                     | From          | To           |                              |                          |
| * <u>Irrigation</u> | <u>03-15</u>  | <u>10-01</u> | <u>.13</u>                   | <u>17.5</u>              |
| <u>Stockwater</u>   | <u>01-01</u>  | <u>12-31</u> | <u>.02</u>                   | <u>0.2</u>               |
|                     |               |              |                              |                          |
|                     |               |              |                              |                          |
|                     |               |              |                              |                          |
| Totals:             |               |              | <u>0.15</u>                  | <u>17.7</u>              |

## 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    ☐ Other

**I. AUTHENTICATION**

Field Examiner's Name Jon M. Kunz Date 7/5/94

Reviewer \_\_\_\_\_ Date \_\_\_\_\_

SEAL

\* SEE attached memo for explanation. cc

NOV 07 1994

MEMORANDUM

TO: File 95-8765  
FROM: Brenda Chapman  
DATE: 9-12-92  
RE: Adjustments Made

=====

A season of use, diversion rate or annual volume adjustment was recommended based upon the following information:

- ☒ The stockwater rate was adjusted to the currently used Field Examiner's Handbook guideline.
- ☒ The irrigation season dates and/or annual volume diversion were adjusted to the currently used Field Headgate Requirement and Season of Use chart. \*

\* Per Licensing Administrative Memorandum No. 9, 4/27/92.

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THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08765

DATE: 5-JUL-94

COMPLETE BY: JON M. KUNZ

HORSEPOWER = 7.5

PUMP EFFICIENCY = 75%

DYNAMIC LIFT = 217 FEET

SYSTEM PRESSURE = 52 PSI

QUANTITY = 0.15 CFS

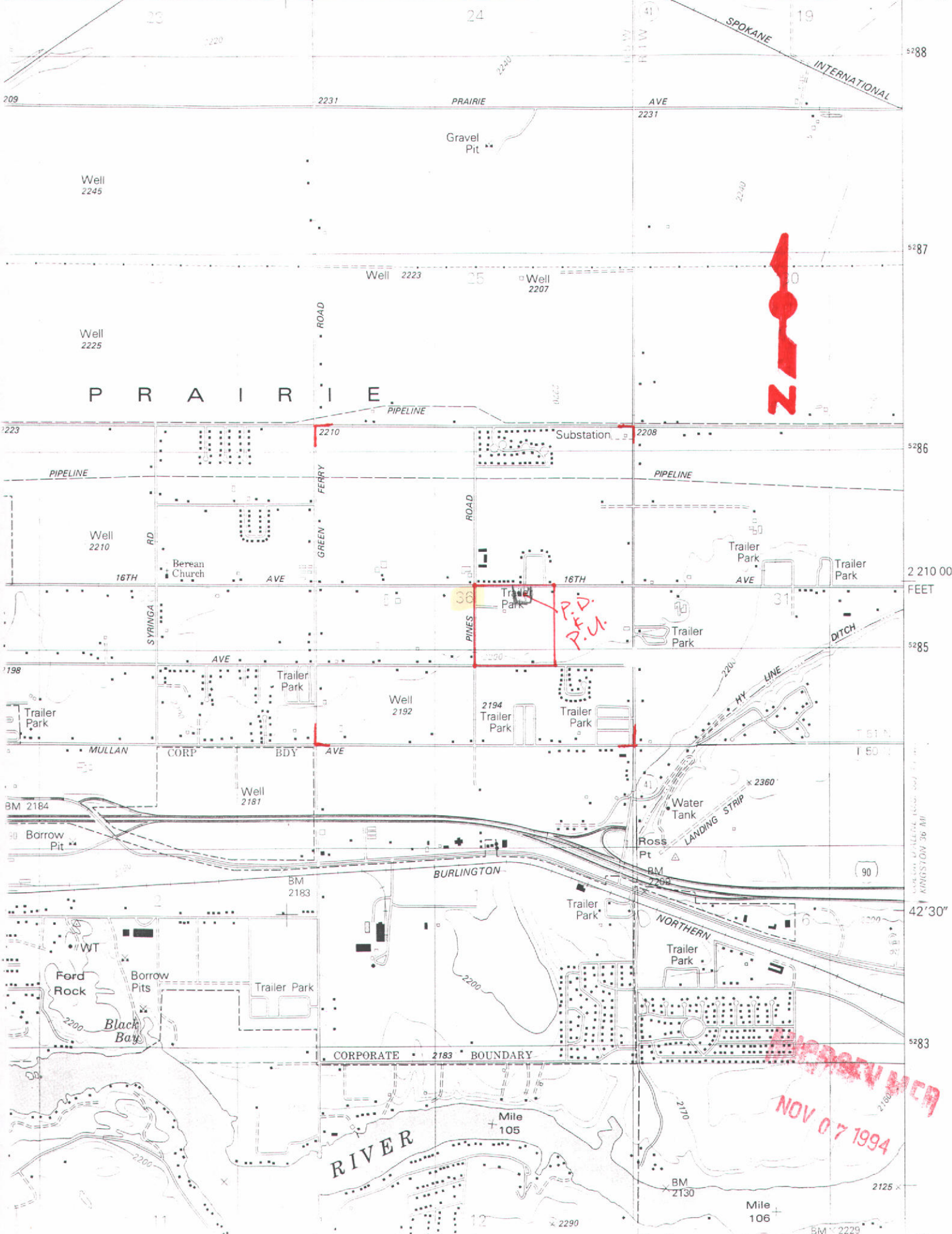
NOV 07 1994

IDAHO-KOOTENAI CO.  
7.5 MINUTE SERIES (TOPOGRAPHIC)

NW 1/4 SECTION 15' QUADRANGLE

2679 IV SE  
(HAYDEN)

1) 505 506 55' 507 509 116°52'30" 47°45'



NOV 07 1994

## 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

Name Austin & Brogan  
Address E 3460 116th Ave  
Drilling Permit No. 95-92-N-137  
Water Right Permit No. \_\_\_\_\_

## 7. WATER LEVEL

Static water level 217 feet below land surface.Flowing? ☐ Yes ☐ No G.P.M. flow \_\_\_\_\_

Artesian closed-in pressure \_\_\_\_\_ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature \_\_\_\_\_ °F. Quality \_\_\_\_\_

Describe artesian or temperature zones below.

## 2. NATURE OF WORK

- ☒
- New well
- ☐
- Deepened
- ☐
- Replacement
- 
- ☐
- Well diameter increase
- 
- ☐
- Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

## 8. WELL TEST DATA

☐ Pump ☐ Bailor ☒ Air ☐ Other \_\_\_\_\_

Discharge G.P.M.

Pumping Level

Hours Pumped

40+6pm

## 3. PROPOSED USE

- ☒
- Domestic
- ☐
- Irrigation
- ☐
- Test
- ☐
- Municipal
- 
- ☐
- Industrial
- ☐
- Stock
- ☐
- Waste Disposal or Injection
- 
- ☐
- Other \_\_\_\_\_ (specify type)

## 4. METHOD DRILLED

- ☒
- Rotary
- ☒
- Air
- ☐
- Hydraulic
- ☐
- Reverse rotary
- 
- ☐
- Cable
- ☐
- Dug
- ☐
- Other \_\_\_\_\_

## 5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other \_\_\_\_\_

| Thickness          | Diameter        | From          | To              |
|--------------------|-----------------|---------------|-----------------|
| <u>.250</u> inches | <u>6</u> inches | <u>+</u> feet | <u>261</u> feet |
| _____ inches       | _____ inches    | _____ feet    | _____ feet      |
| _____ inches       | _____ inches    | _____ feet    | _____ feet      |
| _____ inches       | _____ inches    | _____ feet    | _____ feet      |

Was casing drive shoe used? ☒ Yes ☐ NoWas a packer or seal used? ☒ Yes ☐ NoPerforated? ☒ Yes ☐ NoHow perforated? ☐ Factory ☒ Knife ☐ Torch ☐ GunSize of perforation 1/4 inches by 1 inches

| Number                  | From            | To              |
|-------------------------|-----------------|-----------------|
| <u>300</u> perforations | <u>240</u> feet | <u>260</u> feet |
| _____ perforations      | _____ feet      | _____ feet      |
| _____ perforations      | _____ feet      | _____ feet      |

Well screen installed? ☐ Yes ☒ No

Manufacturer's name \_\_\_\_\_

Type \_\_\_\_\_ Model No. \_\_\_\_\_

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet

Gravel packed? ☐ Yes ☒ No ☐ Size of gravel \_\_\_\_\_

Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feet

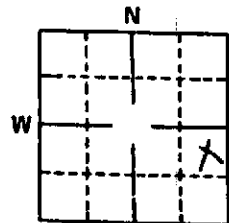
Surface seal depth 20 Material used in seal: ☐ Cement grout☒ Bentonite ☐ Puddling clay ☐ \_\_\_\_\_Sealing procedure used: ☐ Slurry pit ☒ Temp. surface casing☐ Overbore to seal depthMethod of joining casing: ☐ Threaded ☐ Welded ☐ Solvent

Weld

☐ Cemented between strata

Describe access port \_\_\_\_\_

## 6. LOCATION OF WELL

Sketch map location must agree with written location.

Subdivision Name \_\_\_\_\_

Lot No. \_\_\_\_\_ Block No. 36County KootenaiNE 1/4 SE 1/4 Sec. 36, T. 51 N. R. 5 E. W

## 11. DRILLERS CERTIFICATION

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

Firm Name M-C Quality Drilling Firm No. 452Address P.O. Box 538 Date 7/20/92Signed by (Firm Official) John Cormanand  
(Operator) Matth Hammers

# 95-08765

P.D.



P.U.

Irr.



P. U.

Stockwater



UNRECORDED  
NOV 07 1994

PERMIT  
NUMBER  
95-92-N-0137-000OWNER  
CODEO AUSTIN  
O BROGANE. 3460 16TH AVE.  
POST FALLS, ID 83854

NAME &amp; ADDRESS

TWP RGE SEC TRACT LOT

51N 05W 36 NE SE

COUNTY  
KOOTENAI

## Subdivision Location and Description:

Subdivision Name:  
Well Site Address:  
City, State:Lot(s):  
Block(s):Geographic Location:  
Accuracy Code:  
Lat: : : N  
Long: : : W

Proposed Use of Well: Domestic

Proposed Casing Diameter: 6 In.

Proposed Depth: 260 Ft.

Well Use Comments:

Driller License No: 0452

Firm Name: M-C QUALITY DRILLING  
Official: JOHN W CARMAN

Permit Status: Permit

Verbal Issue Date: 07/17/1992  
Date Received: 07/17/1992  
Date Approved: 07/17/1992  
Proposed Start Date: 07/18/1992  
Extension Date:  
Extension Expiration:Receipt No. Receipt Date Fee  
N005713 07/17/1992 \$ 35.00  
N005765 07/30/1992 195.00

Specific Conditions:

Permit Remarks:

## WELL DRILLER'S LOG REPORT

Drilling Permit No: 95-92-N-0137-000

Water Right No: 95-08765  
Injection Permit No:

Nature of Work: NEW WELL

Construction Method: AIR ROTARY

Number of Monitor Wells:

Casing Diameter: 6 In.  
Depth of Casing: 261 Ft.  
Total Depth: 261 Ft.  
Screen Installed? No  
Static Water Level: 217 Ft.  
Temperature:  
Production Rate: 40.00 GPMActual Start Date: 07/21/1992  
Well Finish Date: 07/27/1992  
Log Received Date: 07/31/1992  
Certification Date: 07/30/1992  
Field Inspection Date: 09/21/1992

Inspector: TDK

Well Log Remarks: PERFORATIONS #300 FROM 240 TO 260' KNIFE USED.

AUG 3 1 1993

State of Idaho  
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Brogan & Austin

2. Mailing Address E 3460 16th Ave

City & State Post Falls Zip Code \_\_\_\_\_ Telephone \_\_\_\_\_

☒ Well Owner ( ) Well Operator ( ) Other, specify \_\_\_\_\_

3. Proposed well location N-E 1/4 S-E 1/4, or Gov't Lot No. \_\_\_\_\_

Sec. 36, Twp. 51 N, Rge. 5-W, County \_\_\_\_\_

Street Address of Well Site E 3460 16th Ave

Lot, block and subdivision Block 36

4. Proposed use of well:

☒ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

( ) Non-Domestic: Any beneficial use not included within the definition of domestic.

( ) Injection

( ) Monitoring - A well bore schematic and map is required for each well.

No. of proposed wells: \_\_\_\_\_

☒ Other UPGRADE TO IRRIGATION  
(Describe)

5. Well construction information:

A. ☒ New well ( ) Deepen ( ) Enlarge ( ) Replace - See Condition 9

B. Proposed Surface Diameter 6" Proposed Maximum Depth 260 feet

C. Anticipated bottom hole temperature:

- ☒ 85° F or less (Cold water well)  
( ) 85° F to 212° F (Low temp. geothermal well)  
( ) 212° or more (Geothermal well)

MICROFILMED

DEC 16 1992

6. Construction Start Date 7-18-92

7. Anticipated Well Driller Matt Hammond

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature John M. Gault Date 7-17-92

Title Firm Rep. MC Geology Drilling  
(Owner, Firm Representative, Other)

# ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date July 17, 1992

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

## GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

## SPECIFIC CONDITIONS:

*IF MORE THAN 2500 gpd is used, well will need  
a water Right -*

*Robert G. Haepner*

Signature of Authorized Department Representative

*Regional Manager*

Title

*N-5765*

Receipt No. *N-5714*

Received by *[Signature]*

Fee *35.00*

Date *7/17/92*

## EXTENSION OF DRILLING PERMIT

Extension approved by \_\_\_\_\_

Approval Date \_\_\_\_\_

DEC 16 1992

This extension is good for 60 days beyond the above extension approval date.