

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7244 Priority (Late Proof)
March 1, 1973 Amount 0.12 cfs

THIS IS TO CERTIFY, that Van-Wall Water Association, Inc.
of Post Falls, Idaho, has complied with the terms and conditions of Permit
No. 95-7244 issued pursuant to Application for Permit dated February 2, 1973,
and has submitted proof to the Department of Water Resources on January 17, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.12 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic (3 Units)	from <u>January 1</u> to <u>December 31</u>	at <u>0.12</u> cfs and <u>3.6</u> acre feet	
	from _____ to _____	at _____ cfs and _____	
	from _____ to _____	at _____ cfs and _____	
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.12 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.6 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29,
Twp 51N, Rge 4W in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
51N	4W	29					X	X											

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8TH day of
FEBRUARY, 19 84.

Acting for the Director

Norman C. Young

WV 21C

\$20

Ident. No. _____

STATE OF IDAHO

Licensing

RECEIVED
JAN 9 1984

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

APPROVED To change the point of diversion and/or the place of use.

Comes now Van-Wall Water Assoc., Inc. Phone 208-765-8130

of (address) N. 3626 Meyer Rd. Post Falls, ID 83854, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-7244, and requests that the permit and permit map be changed as follows:

1. Point of diversion: No change $\frac{1}{4}$ $\frac{1}{4}$, Section _____, Township _____, Range _____, B.M.,
County of _____ . Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)
No change

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
51N	4W	29						X	X										

Total number of acres to be irrigated = 15

4. a. Who owns the property at the point of diversion? Van Wall Water Association
b. Who owns the land to be irrigated or the place of use? Vandeventer, Holmes, Biggs
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Registered agent of the Van Wall Water Association, Robyn C. Holmes

MICROFILMED

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.

Not necessary

MICROFILMED										

Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at 3626 N. Meyer Rd., this 14 day of JANUARY, 19 84.
Post Falls Idaho

[Signature]
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by [Signature] Fee = \$20.00
Publication prepared by N/A Date _____
Publication dates _____
Received by [Signature] Date 1-9-84 # 33686
Published in _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, of the Department of Water Resources hereby
Approve the above Application for Amendment for Permit No. 95-7244.

Witness my hand this 8TH day of FEBRUARY, 19 84.
[Signature]
Acting for the Director

178 ✓

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

Department of Water Resources

I, RICHARD WALLER, hereby assign to VAN-WALL WATER ASSOCIATION, Inc.
of N. 7526 Meyer Road, Post Falls, Idaho, 83854
Address % Fred WARDINSKY, President

CHECK ONE



All my right, title, and interest in and to Permit No. 95-7244
to appropriate the public waters of the State of Idaho.



The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 27 day of December, 19 78.

X Richard Waller
Permit Holder

X Margaret Waller
Spouse of Permit Holder

State of Idaho)
County of Kootenai) ss.

On this 27th day of December, 19 78, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Annula N. Barnhouse
Notary Public residing at
Coeur d'Alene, Idaho

My commission expires:
Life

RECEIVED
NOV 28 1978

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXTENSION OF TIME

RECEIVED

MAR 28 1978

Department of Water Resources

State of Idaho)
County of Kootenai)

Permit No. 95 7244

Richard Walker of B³ Box 744 Post Falls
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder *, of Permit to
Appropriate the Public Waters of the State of Idaho No. 95-7244.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before Feb., 19 78.

That he has heretofore performed the following work described under said permit:

well is completed - mul more time to complete
having been up due to planning & zoning unable
to complete at this time

Costing \$ 7500⁰⁰

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: Planning & zoning being

put in to effect in Kootenai County

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to March, 19 85.

Richard Walker
(signature) *

Subscribed and sworn before me this 22 day of March, 19 78.

seal

Joseph L. Johnson
Notary Public residing at

Coeur d'Alene, Idaho

My commission expires Lifetime

ACTION OF THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED
and the time within which to submit proof of beneficial use of water is extended
to March 1, 1983. IT IS FURTHER ORDERED this this permit be REINSTATED and the
priority advanced to March 1, 1973, pursuant to Sec. 42-218a, Idaho Code.

Witness my hand this 6th day of April, 19 78.

J. Glen Saxton

Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

MICROFILMED

ASSIGNED TO :
VAN-WALL WATER ASSOCIATION INC.
c/o Fred Wardinsky
N. 7526 Meyer Road
Post Falls, ID 83854
January 1, 1979

Identification No. 95-7244
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Richard Waller
post office address Rt. #2, Post Falls, Idaho
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 51N
Range 4W B.M. Kootenai County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.12 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.12 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump with approximately $\frac{1}{2}$ mile
of 4-inch pipe.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 8 inches; proposed depth of well is 280 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29 Township 51N
Range 4W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 12.
(5) If water is to be used for other purposes describe: _____

95 7244

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above._____

9. a. Who owns the property at the point of diversion_____ M. L. Vandeventer

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_____ Verbal agreement with goal to develop the land and form an association when development is complete.

10. Remarks _____

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

A grid of graph paper with handwritten notes and a diagram. The grid is composed of solid lines forming a 10x10 grid of large squares, with dashed lines forming a 20x20 grid of smaller squares. In the top-left corner, there is a small diagram of a corner with a shaded area. To the right of the diagram, the text "R.D." is written. Below the diagram, the text "PLACE OF USE" is written. In the second row, first column, the text "29" is written. In the second row, second column, the text "T. 5IN" is written. In the third row, first column, the text "R. 4W" is written.

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.

Rachel Walker
(Applicant)

(Applicant)

95 7244

95 7244

Received by cl Date 2-2-73 Time 1:55 PPreliminary check by ZE Fee \$ 10.00Receipted by ZE Date 2/2/73 # 8533Publication prepared by cr Date 2-2-73Published in Coeur d'Alene PressPublication dates 2-8 & 2-15-73Publication approved cl Date 2-22-73Priority ~~reduced~~ to 2-2-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

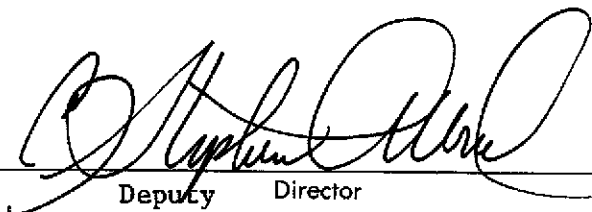
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7244, and said application is hereby APPROVED.

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 March 1, 19 78.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 2nd day of March, 19 73.



Deputy Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FB</u>	<u>2/2/73</u>	Application No. <u>95-7244</u> Name <u>Richard Waller</u>
(2)	<u>FB</u>	<u>2/2/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/C ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>FB</u>	<u>2/2/73</u>	Send copies to: ☒ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>FB</u>	<u>2/2/73</u>	In form for advertising <u>0.5</u>
(6)	<u>CR</u>	<u>2-22-73</u>	Affidavit of Publication received <u>2-22-73</u>
(7)	<u>CR</u>	<u>2-2-73</u>	Final date for protests <u>FEBRUARY 26, 1973</u> Protests received: yes <u> </u> no <u>✓</u>
(8)			Date and Place of hearing <u> </u> Decision reached at hearing <u> </u> <u> </u>
(9)			Located within Water District No. <u> </u>
(10)			Critical groundwater area: yes <u> </u> no <u> </u>
(11)	<u>FB</u>	<u>2/23/73</u>	Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(12)			Comments: <u> </u> <u> </u> <u> </u>
(13)	<u>FB</u>	<u>2/26/73</u>	Action recommended: ☐ Approve Priority <u>2/2/73</u> ☐ Deny Reason for Reduction <u> </u> <u> </u> See attached sheet for conditions of approval <u>FB</u> <u>2/26/73</u> No conditions for approval
(14)	<u>FB</u>	<u>2/26/73</u>	District <u>Northstar</u> By <u>Paul E. Smith</u> Date <u>2/26/73</u> Title <u>Supervisor</u>

95 7244

APR 10 1973
FEB 23 1973
WATER RESOURCES DIVISION

30 DAY LICENSE REVIEW

Rough Draft vs. Permit

- Water right No. correct A & B
- Priority date same or advanced
- Rate equal to or less than
- Name same
- Permit date correct
- Proof due date correct
- Source correct
- Use correct
- Period of use correct
- Rate of diversion/use equal to or less than
- Point of diversion description same or different
- County same
- Place of use same or different ✓

Rough Draft vs. Field Exam

- Amount for rate of diversion correct
- Capacity correct
- Amount for each use correct
- Does field exam show more land irrigated than permit allows? N/A
- Overlap review adequate
- Conditions of approval correct

Amendment vs. Rough Draft

- Name correct
- Number correct
- P/D correct
- Period and use correct
- Place of use correct

Cover Letter vs. Rough Draft License

- Name correct
- Number correct
- Amount correct
- Source correct
- P/D description correct
- P/U description correct
- Priority date correct
- Conditions correct

) sent

Name

Juni

Date

1-20-84

CHAMBERLAIN

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

95-7244

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 3-10-83 Accompanied by App Total Q measured 0.12 est.

If source is surface water, estimate total flow of source

Methods of measurement Est Meets Permit requirements? yes (less units same amt. water)

Measurement calculations:

3 homes 0.12 3.6

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	?							<u>Sub</u>

System Description 4" line to 2 pressure tanks then 2" line to homes

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =	AFA/Acre
	Q (cfs)	V (afa)
<u>Domestic (3 units)</u>	<u>0.12 OK</u>	<u>3.6 OK</u>
$3(0.04) = 0.12 \text{ cfs}$		
$3(1.2) = 3.6 \text{ AF}$		
$0.12 \times 1.9835 \times 365 = 86.9 \text{ AF}$		
Total	<u>0.12 OK</u>	<u>3.6 OK</u>

Remarks 3-10-83 Spoke with Mr. R. Waller he says there homes are on the system & that he will supply me with Plans by 4-1-83

4-22-83 Mr. Waller did not send plans - it appears system is not in for more than three homes

RECEIVED

MAP (Attach Aerial Photo)

MICROFILMED

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SW NW, Sec 29, T51N, R4W ✓ same as permit

Place(s) of Use ✓ add NWNW to plu

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	4W	29						X	X										

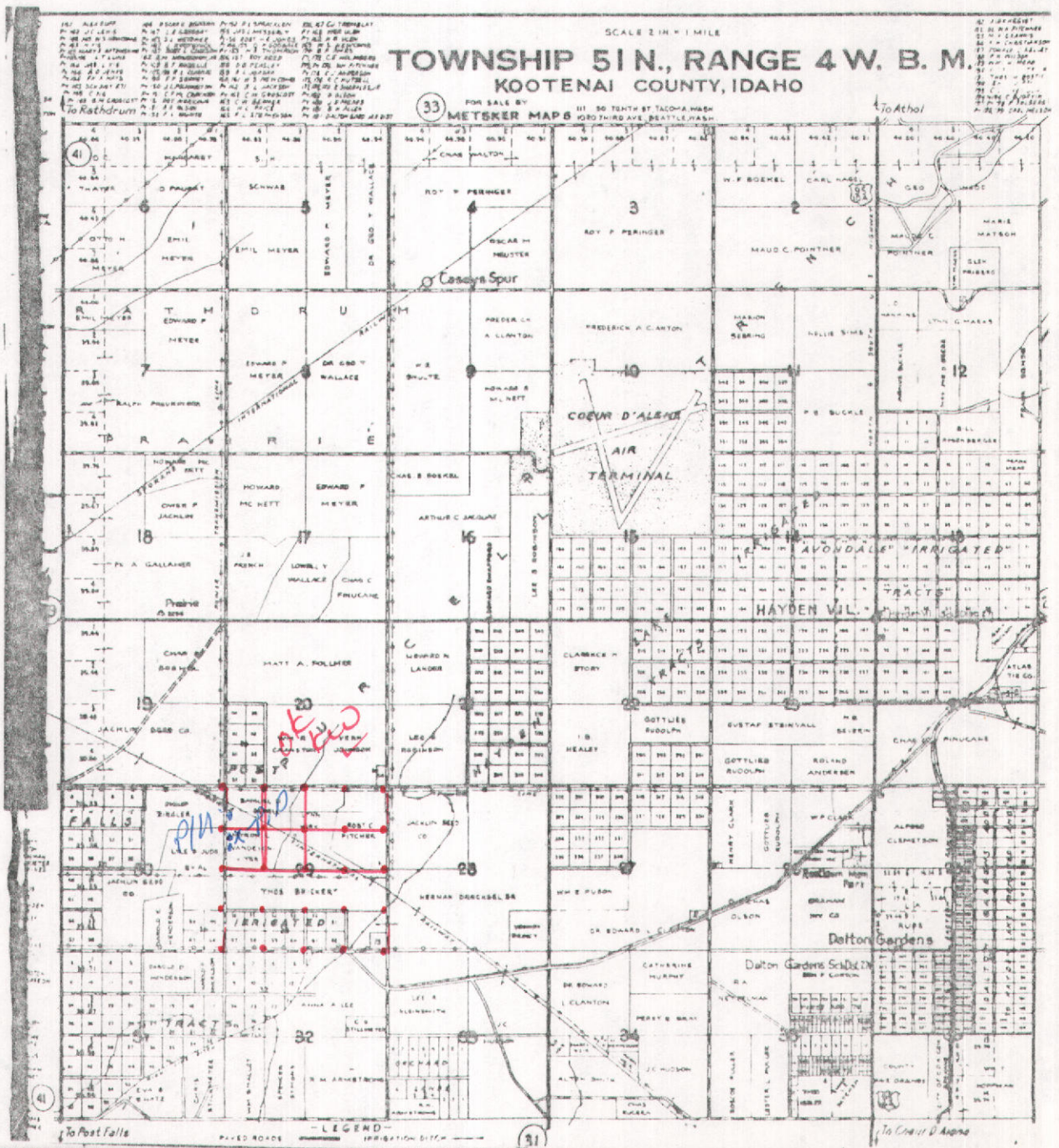
Recommended Amendments:

- ☐ 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 _____

Examiner's Signature [Signature]
 Checked by [Signature]
 Approved by [Signature]

Date 4-22-83
 Date 5/2/83
 Date 11/30/83

Kootenai Melstke



MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Richard Waller,

Rt. #2, Post Falls, Idaho

has on February 2, 1973 submitted Application No. 95-7244

for a permit to appropriate 0.12 cubic feet per second ~~acres feet per annum~~
of water from a ground water source

by means of pump and pipe

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 51N, R. 4W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31

for domestic purposes for 12 families

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T. 51N, R. 4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before February 26, 1973.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on Feb. 8 and Feb. 15, 1973

95 7244