

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 95-7047 Priority March 31, 1969 Amount 1.30 cfs

THIS IS TO CERTIFY, that the CITY OF RATHDRUM
of Rathdrum, Idaho, has complied with the terms and conditions of Permit
No. 95-7047 issued pursuant to Application for Permit dated March 18, 1969,
and has submitted proof to the Department of Water Administration on June 14, 1974 (late proof),
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 1.30 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Municipal</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>1.30</u> cfs and	<u>n/a</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.30 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
n/a acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 31,
Twp. 52 N, Rge. 4 W, B.M. in the County of Kootenai

Description and location of place of use: City of Rathdrum, Idaho

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 $\frac{1}{4}$	
52 N	4 W	31	X	X	X	X									X	X	X	X	
52 N	5 W	36					X	X	X	X	X	X	X						

Total number of acres irrigated _____

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 2 day of
August, 19 74.

Director

95-7047

Identification No. 95-7047
Application No. _____

LICENSE ISSUED FOR 1.30 SEC. FT. STATE OF IDAHO
LICENSE PAG NO. _____ DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant CITY OF RATHDRUM, IDAHO
post office address Rathdrum, Idaho 83858
2. Source of water supply Ground Water (Well) which is a tributary of N.A.
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31 Township 52 N
Range 4 W B.M. Kootenai County; additional points of diversion if any: None
- b. If water is not consumed, it will be discharged into N.A. at a point in 1/4 of 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2 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. 2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. N.A. drilled well, pump and motors
b. Height of storage dam N.A. feet, active reservoir capacity N.A. acre feet; total reservoir capacity N.A. acre feet, materials used in storage dam: N.A.
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 20,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation: W 1/2 - Sec.36 - T 52 N - R 5 WBM and
E 1/2 - Sec.31 - T 52 N - R 4 WBM
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: N.A. hp under _____ feet of head.
(3) List number of each kind of livestock to be watered None
(4) Name of municipality to be served Rathdrum, Idaho, or number of families to be supplied with domestic water 220
(5) If water is to be used for other purposes describe: None

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

[illegible]

Total number of acres to be irrigated_____

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

9. a. Who owns the property at the point of diversion City of Rathdrum

b. Who owns the land to be irrigated or place of use N.A.

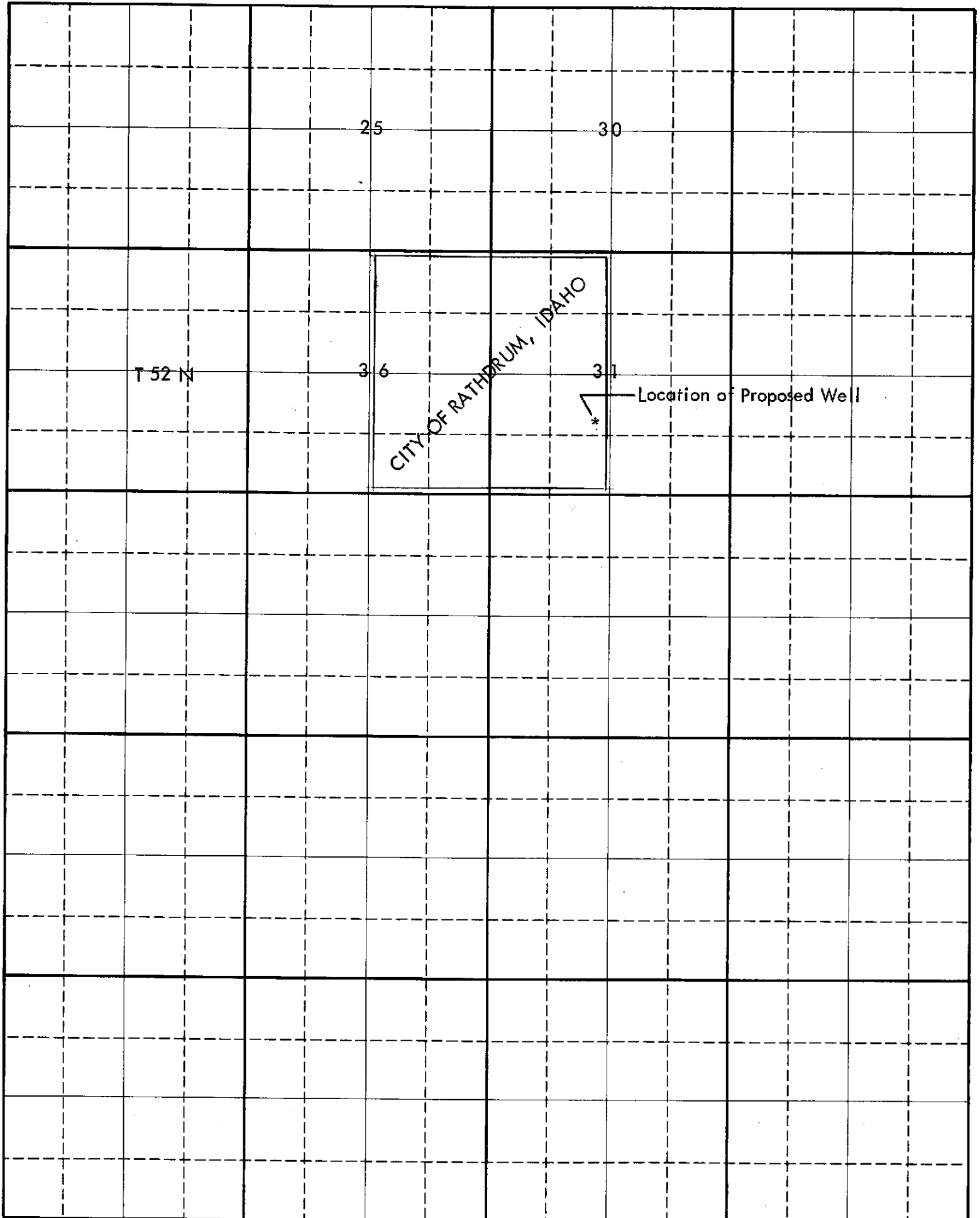
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project:

R 5 WBM

R 4 WBM



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.

CITY OF RATHDRUM, IDAHO

By: M. F. Louthan, Mayor
(Applicant)

95-7047

Received by du Date 3-18-69 Time 9:30am
Preliminary check by PM Fee \$ 25.00 3-19-69
Receipted by ej Date 3-20-69
Publication prepared by du Date 4-4-69
Published in Coeur d'Alene Press
Publication dates 4-10 + 4-17-69
Publication approved tg Date 4-8-69
Priority reduced to _____ Reason _____

Protests filed by: None 4-30-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ast pnc

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7047, 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 June 1, 19 70 (Extended to June 1, 1974)
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 12th day of May, 19 69.

R. Keith Higgins
State Reclamation Engineer

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-7047)
in the name of CITY OF RATHDRUM, IDAHO)
_____)

ORDER OF REINSTATEMENT

WHEREAS, on March 18, 1969, City of Rathdrum applied to the Department of Water Administration for a permit to appropriate 2 cubic feet per second of groundwater within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, Twp. 52N, Rge. 4W, B.M., Kootenai County, to be used for municipal purposes; and,

WHEREAS, on May 12, 1969, the Department approved said application and issued Permit No. 95-7047 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1970; and,

WHEREAS, on June 25, 1970, the Department extended the time within which to submit proof of beneficial use of water to June 1, 1974; and,

WHEREAS, on April 1, 1974, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on June 6, 1974, the Department notified the permit holders that Permit No. 95-7047 had lapsed for failure to submit the required proof of beneficial use; and,

WHEREAS, on June 14, 1974, the Department received the required proof of beneficial use of water; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-7047 be REINSTATED and the priority advanced to March 31, 1969.

Dated this 19th day of June, 1974.

R. Keith Higginson
For R. KEITH HIGGINSON
Director

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR EXTENSION OF TIME Department of Reclamation

State of Idaho)
County of Kootenai)

Permit No. 95-7047

Herbert Nagel of Coeur d' Alene
(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. 95-7047.

That under the terms and conditions of said permit, work thereunder was required to be completed by June 1, 19 70.

That he has heretofore performed the following work described under said permit:
Drilled well, installed pumps, laid and installed part
of system for distribution of water

Costing \$180,000.00

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: due to the delay of the contractor
the distribution system has not been completed, and
the permit holder has been unable to put the water
system should be completed during the summer of
1970 so that we can then put the water to beneficial use

WHEREFORE, he asks that the State Reclamation Engineer extend the time for the completion of obligations under said permit to June 1, 19 71.

Herbert Nagel
(signature)

Subscribed and sworn to before me this 15th day of June, 19 70.

Sarah L. Menden
(notary public)

My commission expires 8/15/71.

Date of receipt at office of Department of Reclamation _____

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby _____

approve the above application for extension of time for permit
No. 95-7047 to June 1, 1974.

Witness my hand this 25th day of June, 19 70.

R. Keith Higginson
State Reclamation Engineer

* If other than the holder, Power of Attorney must be supplied.

850

RECEIVED

JUL 30 1974

- Phone

Phone

- (name spring, stream, etc.)

Tributary to

- (nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

(nature of use)

(mo.-day) inclusive (mo.-day)

Other uses:

- Max Rate of Diversion 2 cubic feet per second and annual volume _____ AF/Annum.

- County

County

County

Other Points of Diversions:

Description of diverting works: 16" dia of well, 360' deep.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

95-7047

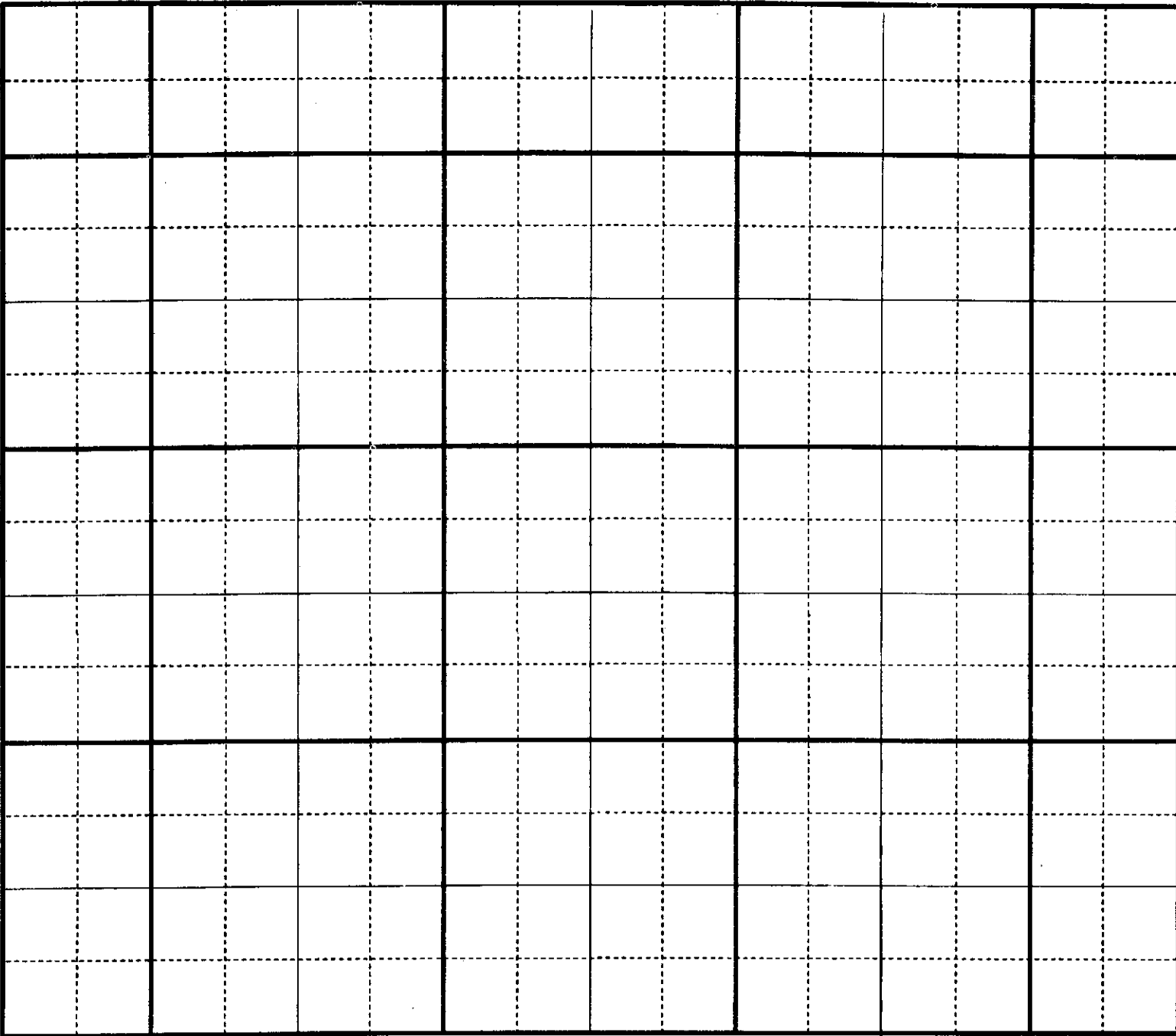


Diagram of System

DATE OF EXAM 6/26/74

ACREAGE
Found ?
Recommended ?

Irrigation Requirement ? Ac Ft/Ac

USE
Irrigation Q= c.f.s. V= AF/Ann. from to
Domestic Q= c.f.s. V= AF/Ann. from to
Livestock Q= c.f.s. V= AF/Ann. from to
Municipal Q: 1.3 cfs V= 1/1 to 12/31

Is water co-mingled? yes no ✓

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4
County

Total Q measured 1.3 cfs Method of measurement Rockwell Flow Meter

Total Q recommended 1.3 cfs Meter No. None Type Rockwell Condition good

Total V recommended ?

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:

1000 gals in 1 min. 43 seconds
Rockwell meter
Seri: None

SYSTEM DESCRIPTION:

U.S. Motors Layne & Bowler Pump
4 1/2 hp shaft Seri: 615596
HP: 75
Seri: P4239621

REMARKS:

Approx 325 water users.

Examiner's Signature Date 6/26/74

Checked by Date 6/26/74

Approved by Date

95-7047

Identification No. 95-7047

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUN 14 1974

late
Department of Water Administration

1. a) Name of Permit Holder City of Rathdrum
- b) Post Office Address Box 67 - Rathdrum Idaho
2. Permit Number 95-7047
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated Groundwater (well)
- b) Location of the point of diversion: NE 1/4 SW 1/4 Section 31
Township 52N, Range 4W3M Boise Meridian, Other points of diversion: None
5. a) The amount of water and use to which the water has been applied:
amount 2 for domestic purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2 cfs and/or acre feet per annum
- c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: _____
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Diameter of well 16 Depth 300'
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Zinkgraph

Exam typed 6/19/74 by JS

95 7047

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use none

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: none

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	

Total number of acres irrigated none

10. Remarks:

The above information is a true statement of the extent to which the above numbered permit has been developed.

6/12/74
(Date)

Norm J. Cappell Clerk
(Signature)

State of Idaho ss.
County of Keeton

On this 13th day of June, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Reinhold F. Hess
Notary Public residing at _____
NOTARY PUBLIC for the State of Idaho
residing at Rathdrum, Idaho.
My Commission Expires Jan. 25, 1975

My commission expires _____

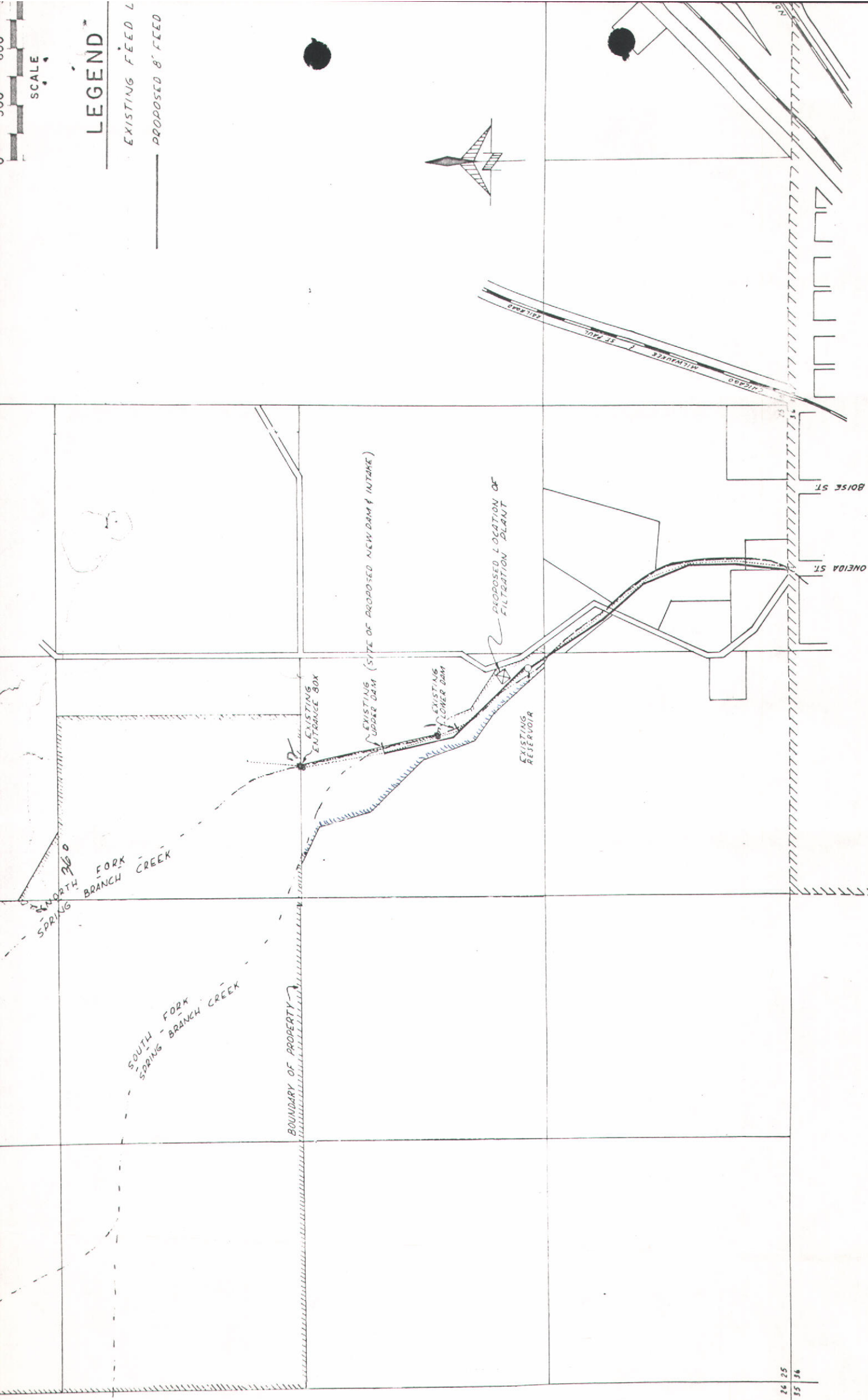


SCALE

LEGEND

EXISTING FEED LINE

PROPOSED 8' FEED



26 25
35 36

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that ~~the City of Rathdrum, Rathdrum, Idaho~~
_____ has on March 18, 1969
applied for permit under application No. 95-7047 to divert ~~store~~
2.0 cubic feet per second ~~zero feet~~ of water from ~~a ground~~
~~water source~~. Water will be diverted by ~~a well,~~
~~pump, motor~~ within the ~~NELSW~~,
~~sec. 31, T. 52 N, R. 4 W, B.M., Kootenai County~~
_____ and is to be used from January 1 to december 31 for
domestic use
in the W $\frac{1}{2}$, sec. 36, T. 52 N, R. 5 W, B.M. and the E $\frac{1}{2}$, sec. 31, T. 52 N,
R. 4 W, B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Coeur d' Alene, Press, Coeur d' Alene, Idaho,
on April 10 and April 17, 1969.