

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7181 Priority September 24, 1980 Amount 2640.0 acre feet

THIS IS TO CERTIFY, that State of Idaho, Dept. of Fish & Game
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 94-7181 issued pursuant to Application for Permit dated September 24, 1980,
and has submitted proof to the Department of Water Resources on March 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 ^{storage} diversion of 2640.0 acre feet of water from Swan Lake,
tributary to Coeur d'Alene River, 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
<u>Wildlife Storage</u>	from <u>January 1</u> to <u>December 31</u>	at <u>N/A</u> cfs and	<u>2640.0</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 2640.0 ac. ft. of water be ^{stored} ~~diverted~~ at any one time, and
that the amount of water so ^{stored} ~~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
2640.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 6,
Twp 47N, Rge 2W; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, _____ in the County of Kootenai
Twp 48N, Rge 3W

Description and location of place of use:
SEE ATTACHED LAND LIST

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 $\frac{1}{4}$	

Total number of acres irrigated _____

CONDITIONS OF APPROVAL

- a. 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.
- b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.
- c. Any water right confirmed in this license 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 license 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 license.

This right is for storage of water in Swan Lake Dam.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24TH day of January, 19 86.

Acting for the Director



MICROFILMED

Description and location of place of use:

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	
47N	2W	6					GL3 X	GL5 X											
47N	3W	1	GL1 X	GL1 X															
48N	2W	29						GL5 X			GL6 X	GL12 X							
		30			GL8 X	GL7 X				GL5 X		GL4 X	GL4 X	X	X	X	X	GL8 X	
		31								GL2 X	GL2 X	GL3 X	GL4 X	GL1 X	GL1 X	GL5 X	GL6 X		
		32								GL3 X									
48N	3W	25																X	
		36												X	GL1 X	GL2 X	GL3 X		

Total number of acres irrigated _____

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STATE OF IDAHO

Licensing

RECEIVED

JAN 26 1986

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

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

Comes now State of Idaho, Dept. of Fish & Game

APPROVED
Phone _____

of (address) Statehouse Mail Boise, ID 83720, 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. 94-7181, 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	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
47N	2W	6					GL3 X	GL5 X											
47N	3W	1	GL1 X	GL1 X															
48N	2W	29						GL5 X			GL6 X	GL12 X							
		30			GL6 X	GL7 X					GL5 X		GL4 X	GL4 X	X	X	X	GL8 X	
		31									GL2 X	GL2 X	GL3 X	GL4 X	GL1 X	GL1 X	GL5 X	GL6 X	
48N	3W	32 25									X(GL3)							X	
36			X X* X** X***																

*Gov. Lot 1 **Gov. Lot 2 ***Gov. Lot 3

Total number of acres to be irrigated = _____

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

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

Not Necessary

[illegible]

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

Signed at Coeur d'Alene, this 10 day of January, 1986.

Jerry Benfield
(Signature)
Regional Wildlife Land Manager

Preliminary check by CW Fee = \$20.00 ✓

Received by CCW Date 1/20/86 #37428

Publication prepared by N/A Date _____

Published in _____

Publication dates	
--------------------------	--

I, A. KENNETH DUNN, of the Department of Water Resources hereby
Approve the above Application for Amendment for Permit No. 94-7181.

Witness my hand this 24TH day of JANUARY, 19 86

Acting for the Director

✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Idaho Department of Fish and Game Phone 689-3453

Post office address Route 2, Box 176, Harrison, Idaho 83833

2. Source of water supply Swan Lake which is a tributary of Coeur d' Alene River

3. Location of point of diversion is Upper NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6 Township 47N

Range 2W B.M. Kootenai County, additional points of diversion if any: _____

Spillway
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 48N, Range 3W, B.M., Kootenai County, Idaho.

(NE $\frac{1}{4}$ SE $\frac{1}{4}$) RC 6-22-81

4. Water will be used for the following purposes:

Amount 3400af for Wildlife Management 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)

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)

5. Total quantity to be appropriated:

a. _____ cubic feet per second and/or b. 3400 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Dam

b. Height of storage dam _____ feet, active reservoir capacity 3400 acre-feet; total reservoir capacity 4715 ^{top of dam control structures} / _____ acre-feet, materials used in storage dam: sheet pile, rock rip-rap, pressure treated lumber

Period of year when water will be diverted to storage Sept. 1 to May 31 inclusive.
(Month/Day) (Month/Day)

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

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

8. Description of proposed uses: Parts of Section 36, T 48N, R 3W (See Item 8b)
Parts of Sections 29, 30, 31, 32, of T 48N, R 2W
a. If water is not for irrigation: Parts of Sections 6, T 47N, R 2W & of Sec. 1, T 47N, R 3W.

(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: _____ horsepower 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 _____

(5) If water is to be used for other purposes describe: Wildlife management. Stabilization of water levels by preventing the annual fall drawdown by Washington Water Power Co. Stable water levels will improve marshlands for wildlife production and management, hunting and fishing and the production of wild-rice and other aquatics.

*RH 12/23/80

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
48N	3W	36				X									X	X	X	X	
48N	2W	29											X						
		30															X	X	
		31	X	X	X	X	X		X	X	X	X	X	X	X	X	X	X	
		32					X	X	X		X								
47N	2W	6		X				X											
47N	3W	1	X																

Total number of acres to be irrigated _____

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

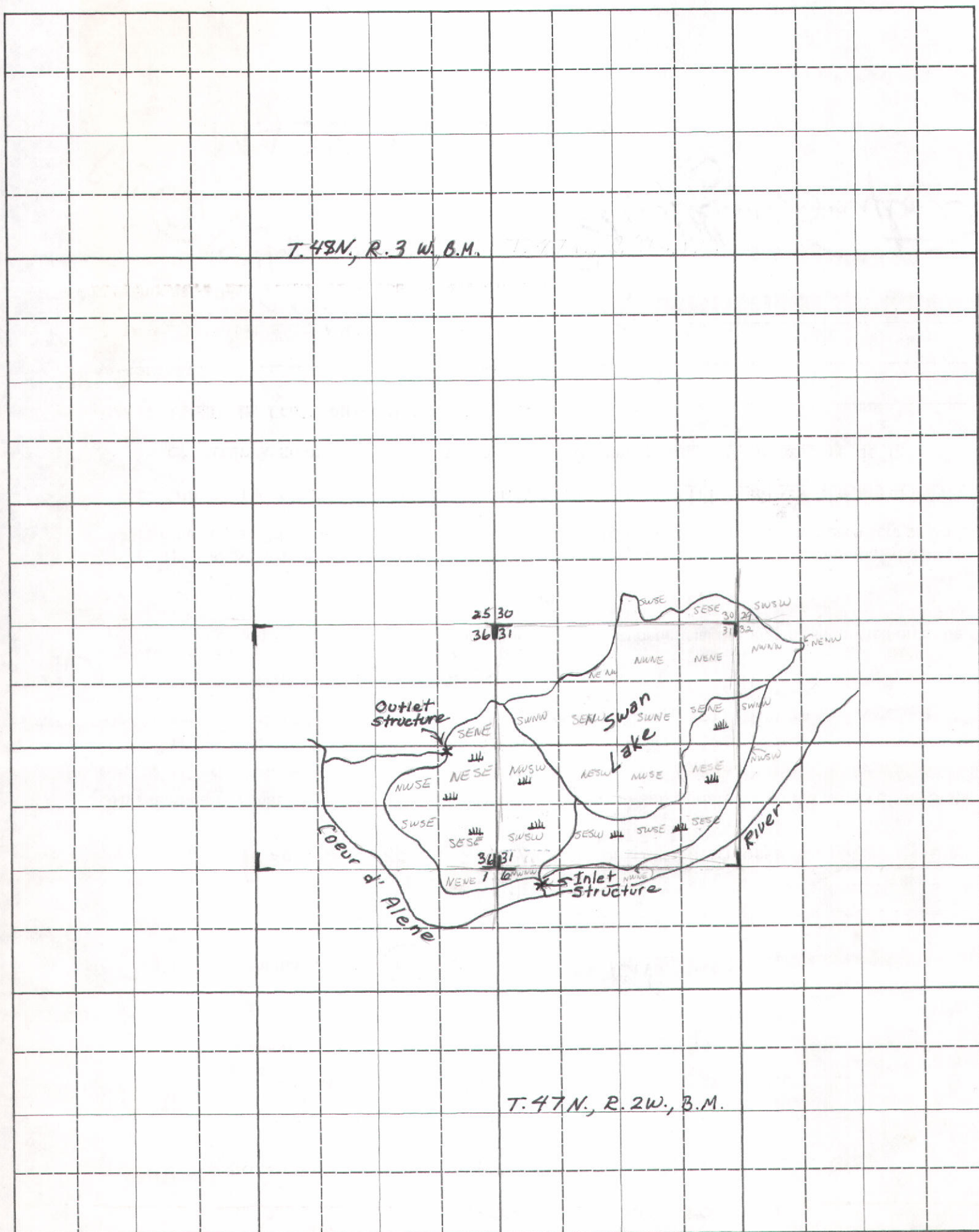
- Control Spter: Idaho Department of Fish and Game
9. a. Who owns the property at the point of diversion ~~SPILL~~: Idaho Dept. of Lands leased to Fish & Game.
Dept. of Fish and Game is primary owner, Dept of
b. Who owns the land to be irrigated or place of use Lands owns 113 acres, Paul Seivert about 100 acres.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing Dept. of Lands property is leased to Fish and Game. Seivert property will not be adversely affected because the proposed water level will not be raised from present summer level, only the fall drawdown will be prevented.

10. Remarks For the purpose of improved wildlife management and hunter and trapper harvest on the Coeur d' Alene River Wildlife Management Area, it is proposed to install pre-fabbed, self regulating water control devises in the existing inlet-outlet channels of Swan Lake (a shallow, marshy body of water adjacent to the Coeur d' Alene River). The upper control gate will be opened during the period June 1 thru August 31 to permit access by small boats which now utilize the area (8 foot width). Letter of authorization from Washington Water Power Company is attached.
It is anticipated that both structures will be completely overflowed by annual spring flood waters exceeding 2130 feet elevation.

RECORDED

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



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.

DIRECTOR (Applicant)
Idaho Dept. of Fish & Game

Proposed Priority

9/24/80

Received by PS Date 9/24/80 Time 1:00 pm - checked.

Preliminary check by OK Fee \$ 565⁰⁰

Receipted by PS Date 9/25/80 (15414)

Publication prepared by PS Date 10/2/80

Published in Coeur d'Alene Press

Publication dates 10/9-16/80 11/6-13/80

Publication approved PS Date 10/17/80

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by PS

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. 94-7181, 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 86.

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. Other: The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.

Witness my hand this 24th day of June, 19 81.

A. Glen Saylor
Chief, Operations Bureau

RECEIVED

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 94-7181
in the Name of Idaho Department of Fish and Game
was advertised incorrectly on October 9 and October 16
19 80.

The Diversion Point was incorrectly advertised as being within the
NWNW Sec. 6, and the NENE Sec. 36, T48N, R3W; whereas correctly it
should be the NWNW Sec. 6, and the NESE Sec. 36, T48N, R3W.

Any protest/~~exception~~ to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814, on or before November 24, 19 80.

C. STEPHEN ALLRED

Director

Published in the Coeur d'Alene Press on
November 6 and November 13, 19 80.

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State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

94-7181
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 9/30/82 Accompanied by Al Brunner Total Q measured per dam safety inventory storage capacity is 2640.0 AF
Source Swan Lake Tributary to Coeur d'Alene River Supp. annubar measurement sheet used? N
If source is surface water, estimate total flow of source 0
Methods of measurement Estimate Meets permit requirements? Yes

Measurement calculations: Area = 660 ac ave. depth = 4 ft.
V = (660 ac)(4 ft) = 2640 AFE

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS

System Description The main control structure is a sheet pile dam (D94-7181) with another basically uncontrolled outlet. A very low dike impounds the water on the south and west sides of the impoundment area.

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

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>Wildlife Storage</u>	<u>N/A</u>	<u>2640 ✓</u>	<u>1/1 ✓</u>	<u>12/31 ✓</u>
Total	<u>N/A</u>	<u>2640 AFA ✓</u>		

Remarks Quantity was reduced from 3400 AF to 2640 AF based on information supplied to dam file 12/1/82 (info. attached).

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See Attached Map

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FEB 11 1983

SCHEMATIC DIAGRAM OF SYSTEM

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

per J.I.
whenever
have short
sections the N/2 is ~~left out~~ omitted.

short
section

Point(s) of diversion:

NW NW sec 6 T47N R2W; N/2 NE sec 36 T48N R3W

Place(s) of Use

TWP.	RGE.	SEC.	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	TOTALS
48N	3W	36	X	X	X	X													
48N	3W	25																	
48N	2W	30		X															
48N	2W	29																	
48N	2W	31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
47N	3W	1																	
47N	2W	6																	
48N	2W	32																	

Add per quad sheet attachment.

Recommended Amendments:

- ☒ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☐ None
- ☐ Other

Examiner's Signature

Checked by

Approved by

Raymond Board

Raymond Board

Date

3/11/83

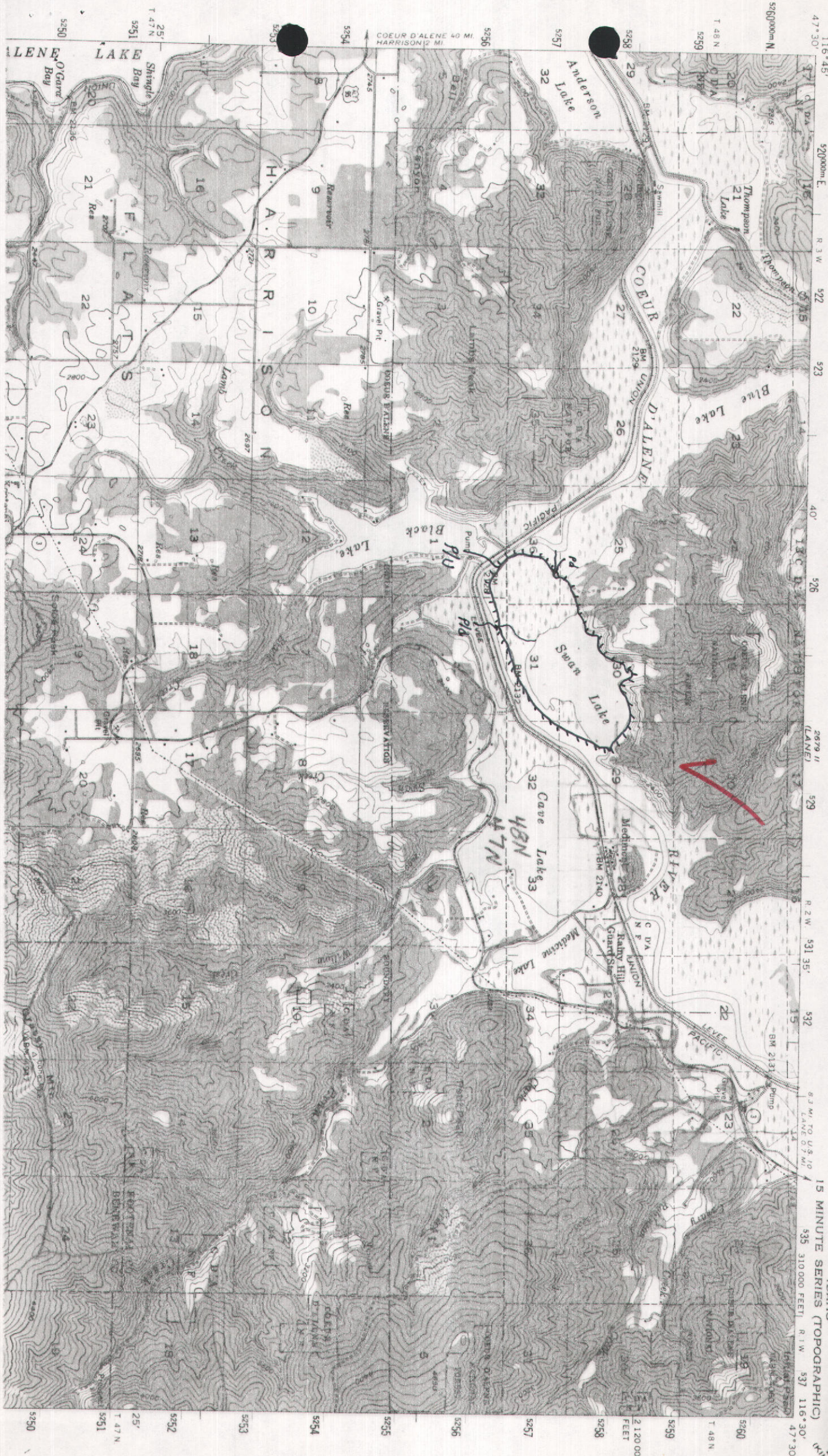
Date

5/2/83

Date

12-6-85

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

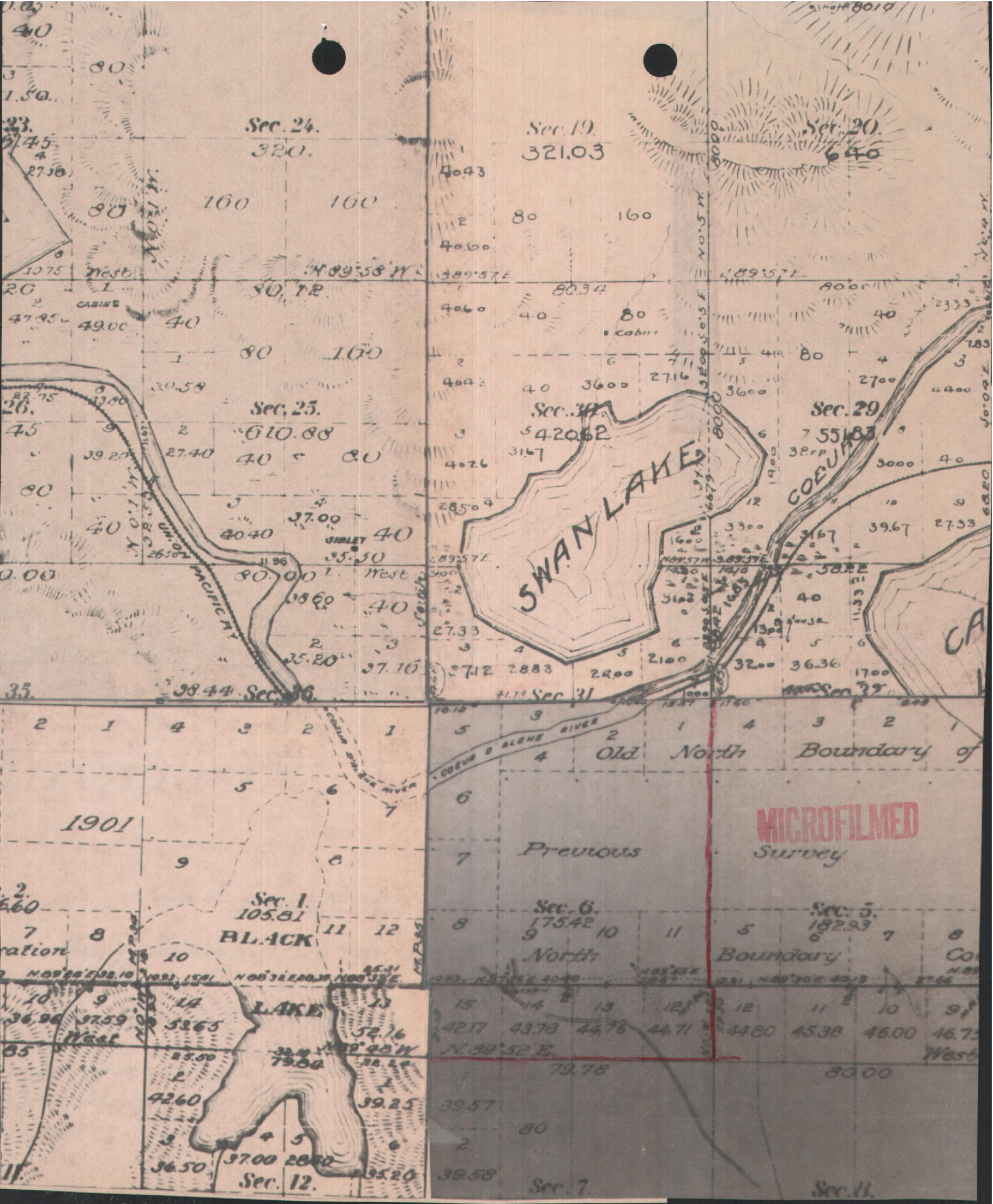


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DAM NUMBER	HAZARD CLASS	TYPE	STORAGE CAPACITY	HEIGHT FT	DRAINAGE SQ MI	RES AREA ACRES	YEAR COMP	CREST LENGTH	SPILLWAY TYPE	DEPTH	DISC CFS	INSPECT DATE	CERT COND	EXPIR
091-XX02	PUGH 3	EARTH		17.0	.3	1	1960	250	(OS) PIPE	1.5	4	784	GD	25-47N-03W 1186
093-XX01	SEWELL 3	EARTH		12.0	.1	1	1979		TR-HANGMAN CREEK ECHAN	3.0	9	784	FR	15-44N-04W 1187
094-7082A	MOFFITT 3	EARTH		5.0	.3	100	1977	600	TR-COEUR D'ALENE RIVER ECHAN	1.5		684	GD	21-48N-02W 1189
094-7082B	MOFFET SLOUGH NO 2 3	EARTH		4.0	.6	40	1977		TR-COEUR D'ALENE RIVER ECHAN	2.0		684	US	28-48N-02W 1189
094-7082C	BLESSING SLOUGH NO 3 3	EARTH		5.0	3.0	90	1977	280	TR-COEUR D'ALENE RIVER ECHAN	1.5		684	GD	29-48N-02W 1189
094-7082D	UPPER SWAN LAKE NO 4 3	EARTH		3.0	3.4	32	UNEN		TR-COEUR D'ALENE RIVER ECHAN	2.0		1176	UF	29-48N-02W 0000
094-7102	PORTER LAKE 3	EARTH		7.0		125	1979		COEUR D ALENE RIVER			0000	NA	04-48N-11W 0000
094-7129A	HIDDEN ISLAND CHANNEL 3	EARTH		5.0	.5	80	1982		COEUR D'ALENE RIVER (OS) ECHAN	2.0		962	GD	22-48N-02W 1187
094-7129B	HIDDEN ISLAND MRSH NO 2 3	EARTH		3.0	.2	60	1982		COEUR D'ALENE RIVER (OS) NONE			982	GD	22-48N-02W 1187
094-7170	STROBEL 3	EARTH		5.0	.6	170	1982	5000	TR-COEUR D'ALENE RIVER ECHAN	1.0		684	GD	11-48N-02W 1189
094-7181	SWAN LAKE 3	METAL	2400	4.0		660	1980	5800	TR-COEUR D'ALENE RIVER UNEL	4.0	2640	982	GD	06-47N-02W 1187
094-7220	KILLARNEY DIKE 3	EARTH		6.0	.6	240	1982	6000	COEUR D ALENE RIVER (OS) OTHER	2.0	70	0000	NA	14-48N-02W 0000
094-XX03	SUNSHINE TAILINGS NO 2 1	EARTH		30.0	.3	33	1979	2375	SHOSHONE BIG CREEK (OS) GLOLE	4.0	8	783	GD	10-48N-03E 1186
094-XX04	BUNKER HILL TAILINGS 1 1	EARTH		65.0	.3	5	1960	700	TR-S FK COEUR D'ALENE (OS) PIPE	3.0		380	IN	01-46N-02E 0000
094-XX05	BUNKER HILL TAILINGS 2 1	EARTH		46.0	.5	13	1964	1700	SHOSHONE S FK COEUR D'ALENE R (OS) NONE			380	IN	01-48N-02E 0000

MICROFILMED

per File this is the storage capacity of the Dam - per D.L. this is an error on inventor



State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 94-7181

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☒ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☒ Other Paul Seibert

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 10/27/80 / 11/24/80 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 10/17/80 - 11/21/80 ✓
☒ Application published correctly. If not, record action taken: wrong P/D - re-advertised ✓
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
✓ 9/24/80 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: JK

Date: 12/3/80

STATE OFFICE REVIEW:

return receipt w/ cover letter for item 3, 8A, 8B

SLW/L09

- ☐ See attached sheet for more information.

By: Redym

Date: 12/23/80

3/79

IDENT. NO. 94-7181

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]