

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7025 Priority (late proof)
December 3, 1972 Amount 0.10 cfs

THIS IS TO CERTIFY, that RUSSELL DALTON
of Osburn, Idaho, has complied with the terms and conditions of Permit
No. 94-7025 issued pursuant to Application for Permit dated November 16, 1972,
and has submitted proof to the Department of Water Resources on January 18, 1978,
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 0.27 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
<u>Domestic</u> <u>(70 units)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.10</u> cfs and	<u>72</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 0.10 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
72 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Twp. 48N,
Rge. 3E, B.M. in the County of Shoshone

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 $\frac{1}{4}$	
48N	3E	5													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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
September, 19 79

Director

APPROVED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 94-7025

IN THE NAME OF RUSSELL DALTON

ORDER OF REINSTATEMENT

WHEREAS, on November 16, 1972, Russell Dalton filed with the Department of Water Resources an application for permit to appropriate 0.10 cubic feet per second of groundwater to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5, Twp. 48N, Rge. 3E, B.M., Shoshone County, to be used for domestic purposes; and,

WHEREAS, on January 12, 1973, the Department approved said application and issued Permit No. 94-7025 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before January 1, 1978; and,

WHEREAS, on October 31, 1977, the Department notified the permit holder by certified mail that proof of beneficial use of water was due and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on January 11, 1978, the Department notified the permit holder that Permit No. 94-7025 had lapsed for failure to submit proof of beneficial use of water; and,

WHEREAS, on January 18, 1978, the Department received the required proof of beneficial use; 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 holder has provided a reasonable showing as to why said permit should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 94-7025 be REINSTATED and the priority advanced to December 3, 1972.

Dated this 24 day of January, 1978.


BOBBY D. FLEENOR
Chief, Operations Bureau

Identification No. 94-7025

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Russell Dalton
post office address Sunshine Star Rt., Kellogg, Idaho 83837
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 48N
Range 3E B.M. Shoshone 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 0.10 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. 0.10 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump, storage tank, and 6-inch
water main.

- 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 60 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: N $\frac{1}{2}$ ~~xx~~ of SE $\frac{1}{4}$ of Section 5 Township 48N
Range 3E 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 70.
(5) If water is to be used for other purposes describe: _____

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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. _____

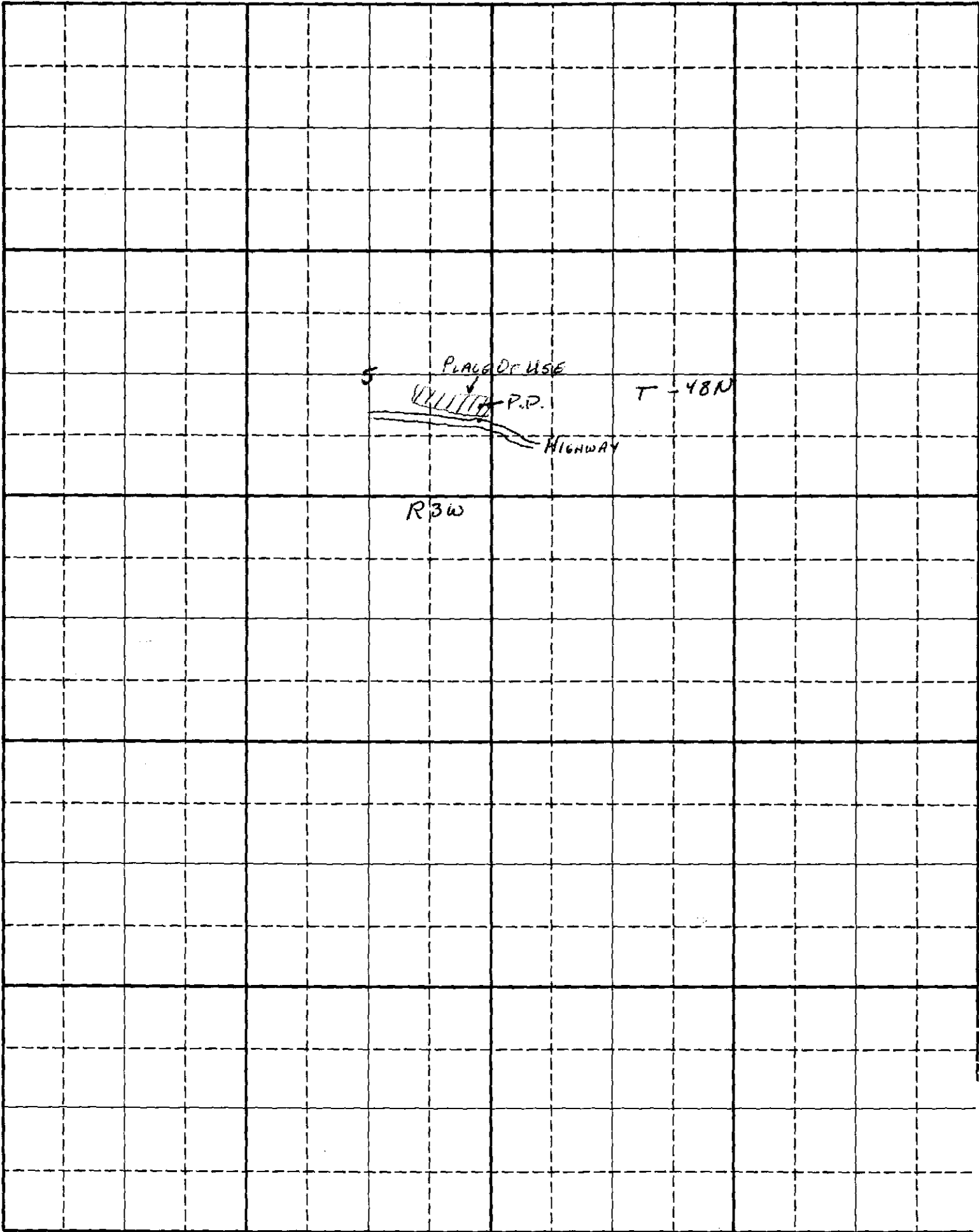
9. a. Who owns the property at the point of diversion _____ Applicant

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 _____

10. Remarks _____

II. 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.

Russell Dalton
(Applicant)

OK.
4.8.

Proposed Priority 11-16-1972

Received by KK Date 11/16/72 Time 11:45AM

Preliminary check by KK Fee \$ 10.00

Receipted by KK Date 11/16/72 # 8482

Publication prepared by cr Date 11-17-72

Published in Kellogg Evening News

Publication dates 11-23 & 11-30-72

Publication approved cl Date 1-9-73

Priority ~~reduced~~ to 11/16/72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D BDF

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. 94-7025, 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 January 1, 1978.

c. Other: _____

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

Witness my hand this 12th day of January, 1973.


Director

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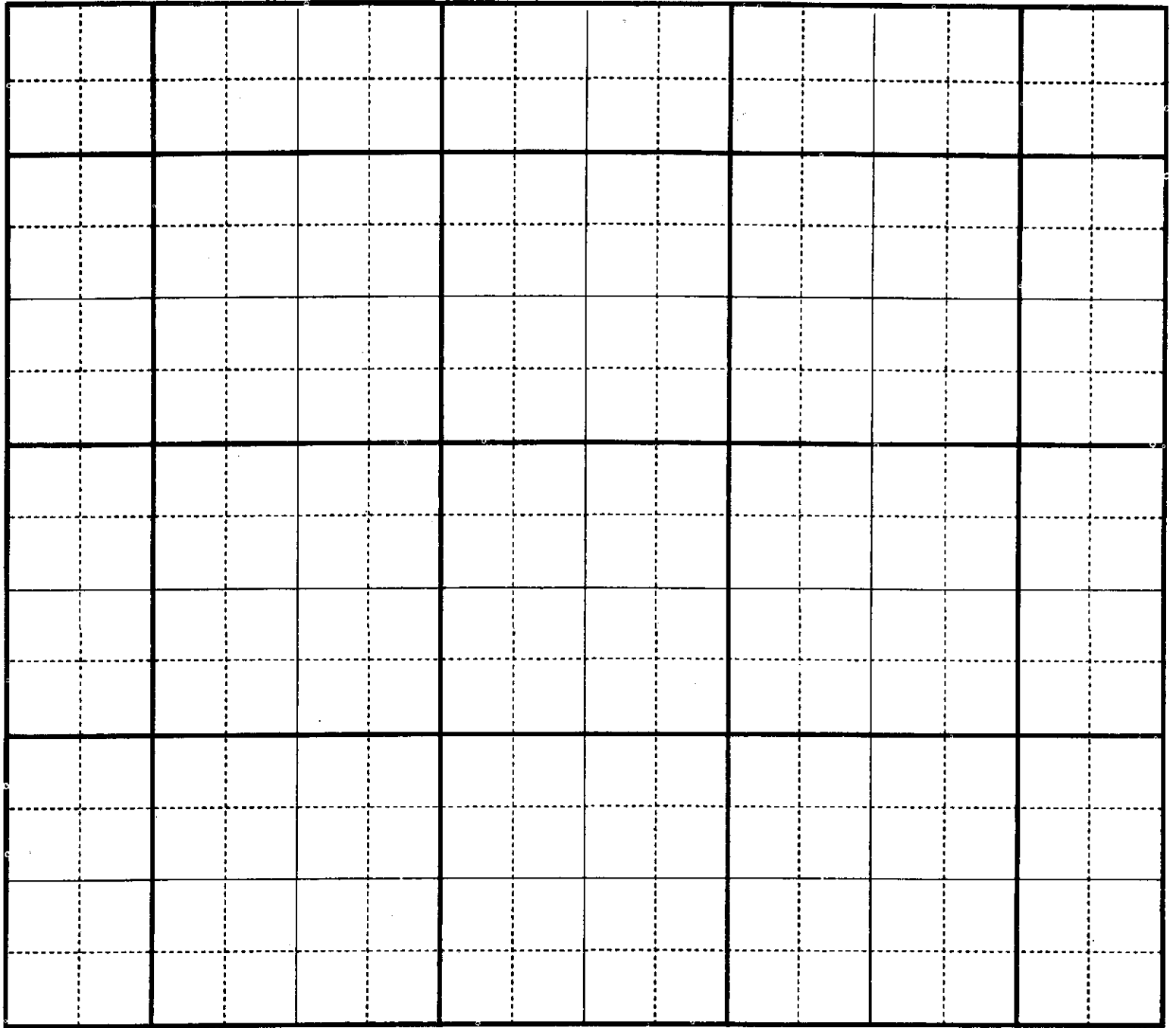


Diagram of System

120

DATE OF EXAM 9-1-78

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ ^{left} AF/Ann. from _____ to _____
Domestic Q= 0.10 c.f.s. V= 72.27 AF/Ann. from Jan to Dec 31
Livestock Q= _____ c.f.s. V= 72 ac AF/Ann. from _____ to _____

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 120 gpm ^{0.27} Method of measurement _____

Total Q recommended 0.10 Meter No. _____ Type MUSCO Condition fair

Total V recommended 72.27 AF/Ann

Recommended Amendments: 72 ac
feet
pounded

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

120 gpm = 0.27 = 0.1 cfs (365) 1.98 = 72.27 AF/Ann
542.5

SYSTEM DESCRIPTION:

Well pump & pipe line to place of use

REMARKS:

contacted Mr. Dalton

This is a Trailer Park with hookups for ~~20~~ over 70 trailer homes.

Examiner's Signature J. King Date 9-1-78

Checked by Bob Haynes Date 9-5-78

Approved by _____ Date _____

Identification No. _____

Permit No. 94-7025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 18 1978

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Russell Dalton
b) Post Office Address Box 313 Csburn, Idaho 83849
2. Permit Number 94-7025
3. Date of Priority that you are prepared to establish March 19th 1973
4. a) Source from which water was appropriated Well (10'')
b) Location of the point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 5
Township 48N, Range 3E, B, M, Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.10 for Domestic purposes from Jan. 1-1973 to Dec. 31-1973 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 0.10 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: Drilled Well, put in pump, put in pipe line to 25,000, Gal water tank, installed water meter in pump house, Work was done by Russell Dalton (owner)
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: Well, And pump, pipe line.
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) 15-H.P. motor. 10'' well Casing, Well Depth 42', 4'' plastic pipe to 25,000 gal. tank.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 4" water meter at top of well
c) Give well driller's name and address and the date the well was completed: Couer D Alene Drilling Company, Hayden Lake Idaho, Date March 19th 1973
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Dosestic use for a mobile Home Court

Exam typed 1/18/78

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

Jan. 16th 1978
(Date)

Russell Dalton
(Signature)

State of Idaho)
) ss.
County of Shoshone)

On this 16th day of Jan., 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.

Wale E. Feltz
Notary Public residing at Osburn, Idaho

My commission expires 10/1/81

State of Idaho
Department of Water Administration

on within 30

1. WELL OWNER

Name Russell Dalton

Address Sunshine State Rt.
Kellogg, Idaho

Owner's Permit No. 94-7025

Static water level 31 feet below land surface
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Temperature _____ ° F. Quality _____
Artesian closed-in pressure _____ p.s.i.
Controlled by ☐ Valve ☐ Cap ☐ Plug

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

☐ Pump ☒ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
100	7 3	2 hr.

☒ Domestic ☐ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

[illegible]

☒ Cable ☐ Rotory ☐ Dug ☐ Other

Diameter of hole 10 inches Total depth 41 feet

Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>.250</u> inches	<u>10</u> inches	+ <u>1</u> feet	<u>41</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was a packer or seal used? ☐ Yes ☒ No
 Perforated? ☐ Yes ☒ No
 How perforated? ☐ Factory ☐ Knife ☐ Torch
 Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

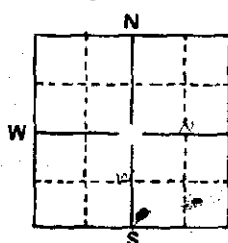
Well screen installed? ☐ Yes ☒ No

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? ☒ Yes ☐ No To what depth 20 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

Sketch map location must agree with written location.



94 7025

County WASHINGTON

NW 1/4 SE 1/4 Sec. 5, T. 48 N. R. 3 E.

10.

Work started 3-16-73 finished 3-20-73

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Courard, Alene Drilling, Inc. 214
 Driller's or Firm's Name Number
 Box 237 - Hayden Lake, Idaho
 Address
 Brent M. Madsen 3-27-
 Signed By Date

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>11/16/72</u>	Application No. <u>94-7025</u> Name <u>Russell Dalton</u>
(2)	<u>FE</u>	<u>11/16/72</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/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>FE</u>	<u>11/16/72</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>FE</u>	<u>11/16/72</u>	In form for advertising <u>OK</u>
(6)	<u>OR</u>	<u>1-5-73</u>	Affidavit of Publication received <u>1-5-73</u>
(7)	<u>OR</u>	<u>11-17-72</u>	Final date for protests <u>DECEMBER 11, 1972 DEC 18, 1972</u> Protests received: yes ☐ no ☒
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)	<u>FE</u>	<u>11/16/72</u>	Critical groundwater area: yes ☐ no ☒
(11)	<u>FE</u>	<u>11/16/72</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____ _____ _____
(13)	<u>FE</u>	<u>11/16/72</u>	Action recommended: ☒ Approve Priority <u>11/16/72</u> ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval <u>FE</u> <u>11/16/72</u> No conditions for approval
(14)	<u>FE</u>	<u>11/16/72</u>	District <u>Northern</u> By <u>Richard E. [Signature]</u> Date <u>11/16/72</u> Title <u>Engineer in Charge</u>

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Russell Dalton,

Sunshine Star Route, Kellogg, Idaho

has on November 16, 1972 submitted Application No. 94-7025

for a permit to appropriate 0.10 cubic feet per second ~~XXXXXX~~

of water from a ground water source

by means of pump, storage tank, and pipe

within the NE 1/4 Sec. 5, T. 48N, R. 3E, B.M., Shoshone County

to be used from Jan. 1 to Dec. 31

for domestic purposes for 70 families

within the NE 1/4 Sec. 5, T. 48N, R. 3E, 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 December 11, 1972.

DECEMBER 18, 1972

R. KEITH HIGGINSON

94 7025

Director

Published in the Kellogg Evening News, Kellogg, Idaho

on Nov. 23

and

Nov. 30, 1972

Nov. 29

Dec 6, 1972