

Ident. No. 95-9419

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
SEP 12 2007
IDWR/North

1. Name of Applicant Kenneth B. + Margaret T. Miller Trust UDT Dated 4/6/93 Phone 208-664-6671
Mailing address 6530 W Riverview Dr Coeur d'Alene Idaho 83814
2. Source of water supply Spokane River which is a tributary of Coeur d'Alene Lake
3. Location of point of diversion is Township 50 N Range 4 W.B.M. Sec. 8, in the NE $\frac{1}{4}$,
SW $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot 6, B.M., Kootenia County;
additional points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.02 cfs for Irrigation purposes from 3/15 to 11/15 (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)
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 is (a) 0.02 cfs and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works: _____
a. Describe type and size of devices used to divert water from the source 2 H.P. submersible pump and 1" pipe line
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
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. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. _____
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	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N	4W	8			.5														.5

Total number of acres to be irrigated .5

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

11. a. Who owns the property at the point of diversion? George Young

b. Who owns the land to be irrigated or place of use? Kenneth B + Margaret T Miller Trust

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: A perpetual easement item #8 of a document recorded in

12. Remarks: court house of Kootenai County State of Idaho #1377332

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Kenneth B Miller Trustee
Signature of Applicant (and title, if applicable)

Received by [Signature] Date 9/12/07 Time 11:55a Preliminary check by _____
Fee \$ 100.00 Received by [Signature] # 2018723 Date 9/12/07
Publication prepared by [Signature] Date 10/23/07 Published in Cda Press 11/12/07
Publication approved [Signature] Date 11/9/07

SPOKANE RIVER



NE 1/4 Sec. 8 Twp. 50N. R. 4W. B.M.

1377332

6. All costs associated with the well shall be the responsibility of Young, including the cost of water lines to both the Young and Miller residences, and installation of water meters for the use of both. The parties shall each pay their pro-rata share of the electrical costs of operating the well pump in accordance with their respective usages of water therefrom, and it is agreed that the well shall be drilled and made operational no later than June 1, 1995, unless the parties shall otherwise agree in writing.

7. The Millers contemplate divorcing, and on their divorce, Thomas J. Miller will become the sole owner of the property on which the drainfield/septic system will be located. On the occurrence of that event, Teresa F. Miller shall have no further interest in the well or water from the well, and shall be deemed to no longer be a party to this agreement.

8. Young further shall grant to Millers an easement across the Young property, in perpetuity, for the purpose of obtaining irrigation water from the Spokane River. The location of this easement shall be agreed upon by the parties, but shall be reasonable and shall result in as little burden to the Young property as possible.

9. All parties agree that they shall execute any documents necessary to effectuate the terms of this agreement.

1377332

DATED this 28 day of October, 1994.

Thomas J. Miller
THOMAS J. MILLER

DATED this 4 day of ^{November}~~October~~, 1994.

Teresa F. Miller
TERESA F. MILLER

DATED this 28 day of October, 1994.

George F. Young
GEORGE F. YOUNG

STATE OF IDAHO

County of Kootenai

)
) ss.
)

On the 28th day of October, 1994, before me, a notary public, in and for the State of Idaho, County of Kootenai, personally appeared Thomas J. Miller known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this day and year in this certificated first above written.

Lara C. Miller
Notary Public for Idaho
Residing at: College Hill
Commission Expires: 3/27/97

95-9419



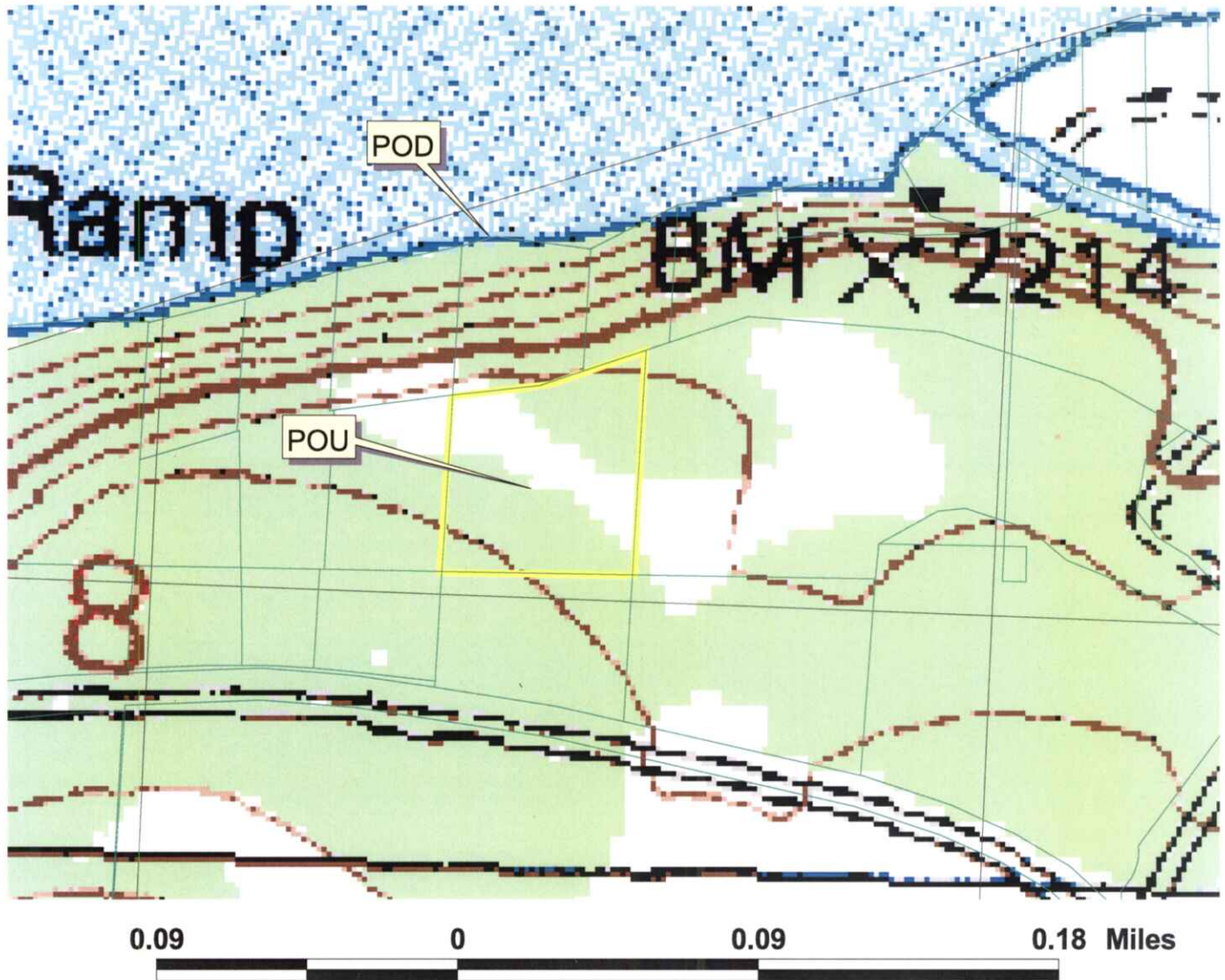
0.07 0 0.07 0.14 Miles

A horizontal scale bar with alternating black and white segments, corresponding to the distance markers above it.

-  Kootenai taxlots
-  GCDB50N04W GCDB
-  Right POD
-  Point of diversion.shp
-  Place of use.shp
-  Administrative BasinsAdminbas.shp



MILLER



- Kootenai taxlots
- GCDB50N04W GCDB
- Application POD
- Application POU
- Place of use.shp
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MILLER



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