



MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7324 Priority July 17, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that Russell McMillan
of Rathdrum, Idaho, has complied with the terms and conditions of Permit
No. 95-7324 issued pursuant to Application for Permit dated July 17, 1973,
and has submitted proof to the Department of Water Resources on July 20, 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 0.04 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>(1 Unit)</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and <u>1.2</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 0.04 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
1.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29,
Twp 52N, 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 $\frac{1}{4}$	
52N	4W	29												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 29TH day of

JUNE

, 19 84

Acting for the Director

Norman C Young

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 95-7324 }

ORDER

WHEREAS, it has been determined by the Department of Water Resources that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from said permit.

Dated this 28th day of August, 1978.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

RECEIVED

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

RECEIVED

JUN 16 1978

To provide additional time in which to submit
proof of beneficial use on a water right permit Department of Water Resources

Russell McMillan of R+3 Box 381 Rathdrum
(Name) (Address)

State of Idaho, 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. 95-7324.

That under the terms and conditions of said permit, work thereunder was required to be completed on or
before August 1, 1978.

That he has heretofore performed the following work described under said permit: well has
been drilled and two pumps installed. Water is
being used for domestic purposes

Costing \$ 11,000

That he is unable to complete the remainder of the work within the required time for the following
reasons, to-wit: financially not able to complete project
because of other unexpected expenses

Wherefore, he asks that the Department of Water Resources extend the time for the completion of
obligations under said permit to August 1, 1983.

Russell E. McMillan
(Signature)*

ACTION OF THE DIRECTOR, 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
August 1, 1983.

Signed this 20th day of June, 19 78.

J. Glen Saxton
Chief, Operations Bureau

95
Identification No. 95-7324

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Russell McMillan
post office address Route #1, Box 80-E, Rathdrum, ID 83858
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 52N
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 1.40 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 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)
5. Total quantity to be appropriated:
a. 1.44 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump (35 h.p.) and sprinkler
system.

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 300 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 \$ 11,500.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: S $\frac{1}{2}$ $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 52N
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 None at present.

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

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

TWP.	RANGE	SEC.	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
52N	4W	29											30	40				
																		70
			NE 1/4				NW 1/4				SW 1/4				SE 1/4			
TOTALS																		

Total number of acres to be irrigated 70

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

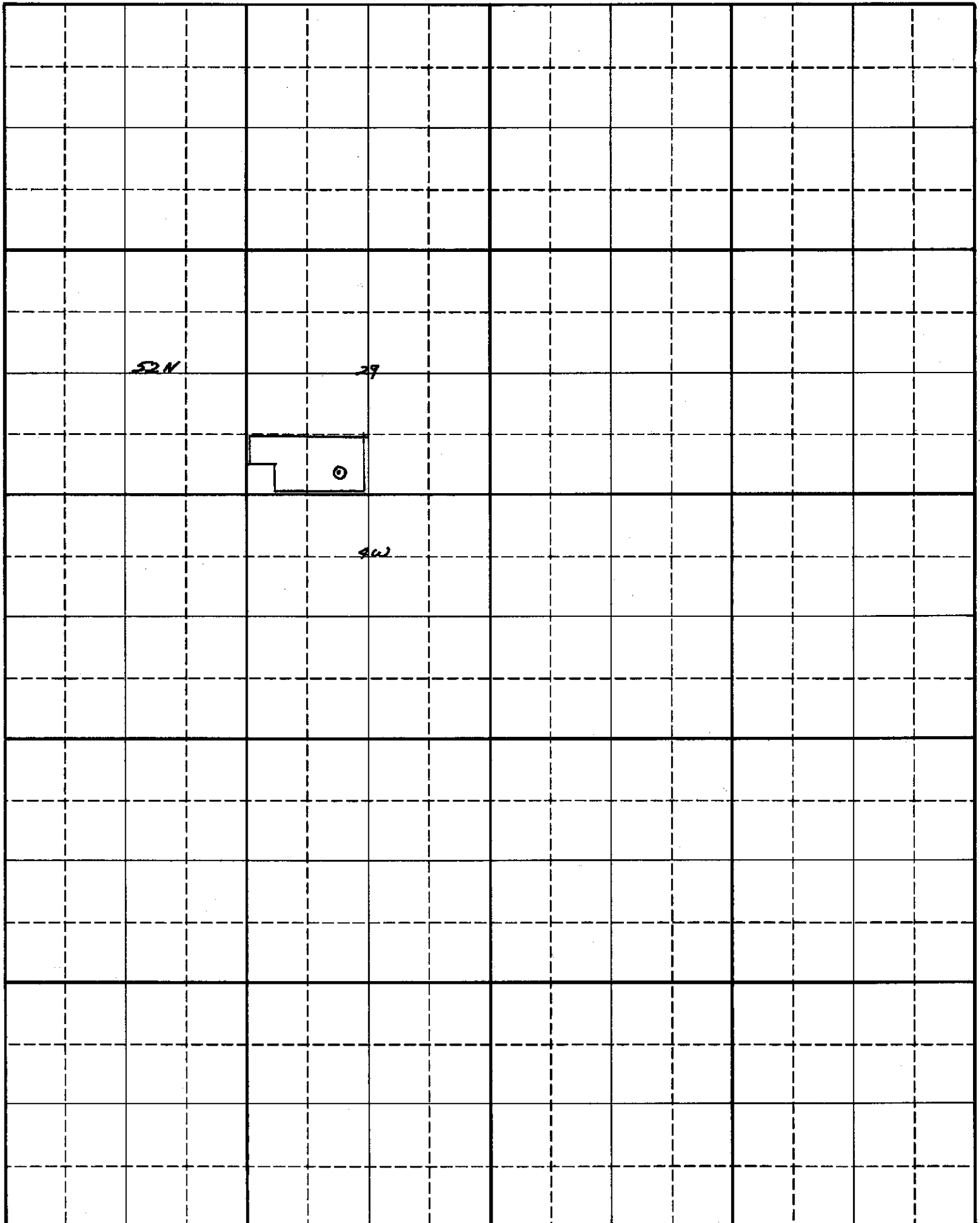
9. a. Who owns the property at the point of diversion Applicant

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

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.

Russell Mc Millon
(Applicant)

95 7324

Proposed Priority 7-17-1973

Received by 76 Date 7/17/73 Time 3:00 p.m.
Preliminary check by 76 Fee \$ 35.00

Received by 76 Date 7/17/73 7/17/73 7/17/73

Publication prepared by CR Date 7-20-73

Published in Coeur d'Alene Press

Publication dates 7-26 & 8-2-73

Publication approved CR Date 8-13-73

Priority 7-17-1973 Reason 7-17-1973

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 76

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. 95-7324, 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 August 1, 1978.

c. Other: A measuring device of a type approved by this Department shall be

permanently installed and maintained as part of the diverting works.

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

Witness my hand this 16th day of August 1973.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>RE</u>	<u>7/12/73</u>	Application No. <u>95-7324</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>RE</u>	<u>7/12/73</u>	In form to receipt 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. ☐ Request Information from Applicant
(5)	<u>RE</u>	<u>7/12/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>RE</u>	<u>8/13/73</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>RE</u>	<u>8/13/73</u>	Groundwater levels: ____ Decline (comment) _____ ☒ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>cl</u>	<u>8-13-73</u>	Affidavit of Publication received (date) <u>August 7, 1973</u>
(11)	<u>cl</u>	<u>7-20-73</u>	Final date for protests <u>August 13, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>RE</u>	<u>8/13/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>RE</u>	<u>8/13/73</u>	Action recommended: ☒ Approve Priority <u>7/12/73</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required <u>NO</u> ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Nathaniel</u>	By <u>[Signature]</u>	Date <u>AUG 14 1973</u>

Department of Water Administration

95 7324

AFFIDAVIT OF PUBLICATION - COEUR D'ALENE PRESS

(WEEKLY)

STATE OF IDAHO, }
County of Kootenai, } ss.

CAROL J Hedge, being first duly sworn,
deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the

Russell McMillan Rt 1 box 80 E
Rathdrum

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for 2 consecutive weeks, commencing

on the 26th day of July, 1973, and ending on the
27th day of August, 1973.

Subscribed and sworn to, before me, this 6th day of August,
1973

R. Keith Higginson
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Russell McMillan, Route No. 1, Box 80-E, Rathdrum, Idaho has on July 17, 1973 submitted Application No. 95-7324 for a permit to appropriate 1.44 cubic feet per second of water from a ground water source by means of pump and sprinkler system within the SE 1/4 SW 1/4, Sec. 29, T. 52N, R. 4W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of 70 acres (1.40 cfs), both within the S 1/2 SW 1/4, Sec. 29, T. 52N, 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 August 13, 1973.

R. KEITH HIGGINSON
Director

July 26, Aug. 2, 1973

95 7324

July 17, 1984

RE: Permit No. 95-7324

Russell McMillan
E. 2125 Highway 53
Rathdrum, ID 83858

Dear Mr. McMillan:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

June 12, 1984

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

RE: Permit No. 95-7324

Russell McMillan
E. 2125 Highway 53
Rathdrum, ID 83858

Dear Mr. McMillan:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7324, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29, Twp 52N, Rge 4W

Beneficial Use: Domestic use for 1 unit within SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Twp 52N, Rge 4W

Priority date established: July 17, 1973

Conditions (if any):

If you do not concur with these findings, please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

U111 11111

RECEIVED

MAY 2 1984

State of Idaho

CONTENT OF WATER RESOURCES

1. BENEFICIAL USE FIELD REPORT

Department of Water Resources

95-7324

RUSSELL MC MILLAN

P/D: SEC 29 TWP 52N RNG 04W

IRRIGATION? N

5-7324

Permit No.

DATE _____

INITIALS

REMARKS

☐ Appointment letter mailed:

☐ Telephone call made

(List Telephone No. used)

☐ Appointment scheduled for:

(Date, time, location)

EXAMINATION

Date 4/23/84 Accompanied by RGH Total Q measured - est. 0.04

Source GW Tributary to - Supp. annubar measurement sheet used? no

If source is surface water, estimate total flow of source

Methods of measurement EST Meets permit requirements?

Measurement calculations: One home L&G

[illegible]

System Description Well, pump & pipeline to home ✓

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

RECOMMENDED AMOUNTS

Irrigation requirement =

AFA/Acre

USE

Q (cfs)

Y (afa)

FROM

TO

Domestic ✓

0.04 ✓

1.2 ✓

1-1 ✓ 12-31 ✓

Total

2.24 ✓

4.2 ✓

Remarks NO irr other than L&G ✓

UNCLASSIFIED

MAP (Attach Aerial Photo)

[illegible]

SCHEMATIC DIAGRAM OF SYSTEM

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

Point(s) of diversion: 5E3W, Sec 29, T52N, R44W

Place(s) of Use

[illegible]

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 _____

Date _____

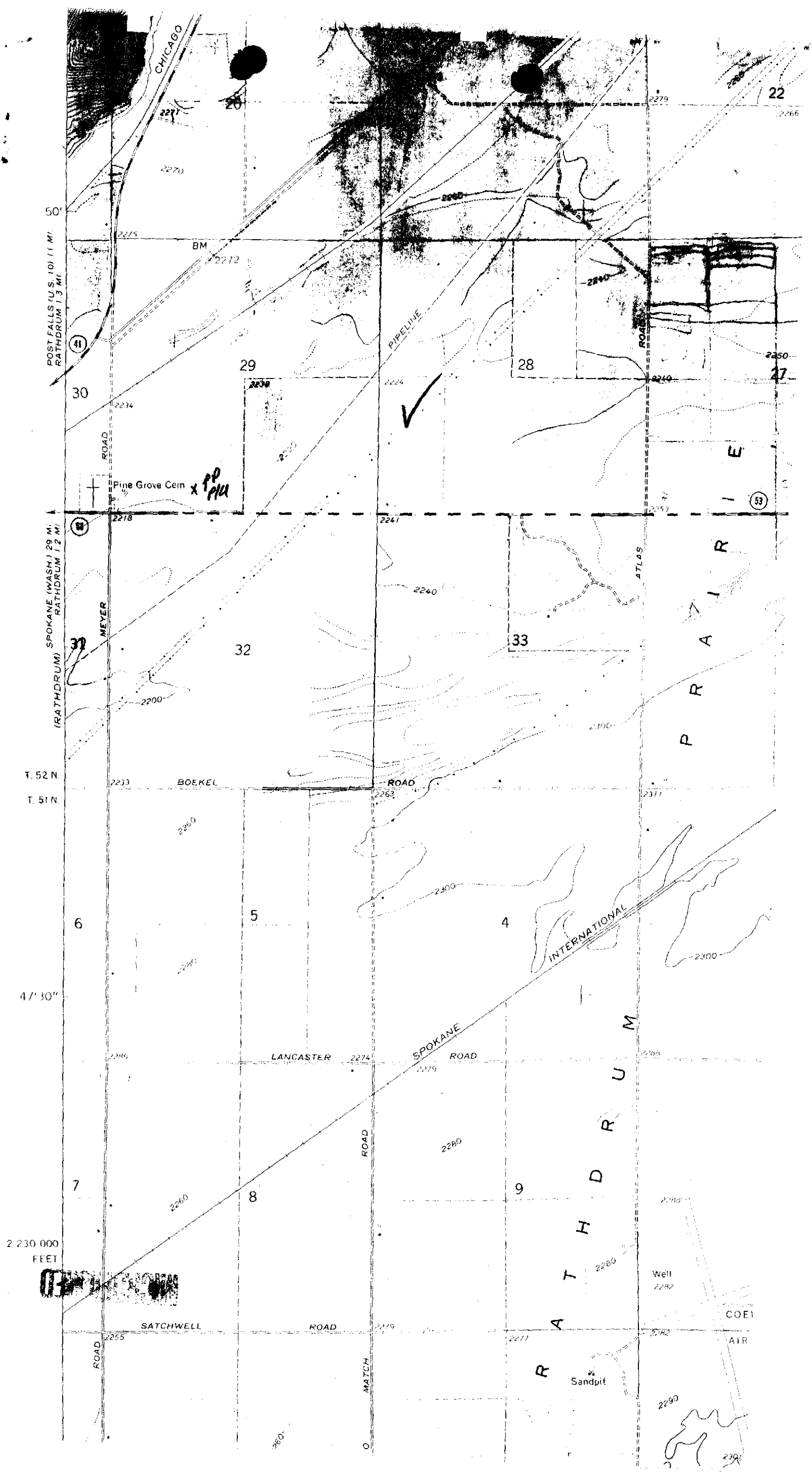
Date _____

Date _____

5-29-84

68/12 H

4/24/84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 6, 1983

RUSSELL MC MILLAN
E. 2125 HIGHWAY 53
RATHDRUM ID 83858

RE: Permit No. 95-7324

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit 95-7324.

Name(s) of Permit Holder: Russell McMillan

Post Office Address: 2120 Hwy 53

Rathdrum, Id. 83858

Tel. No. 687-0350

Source of Water: Ground

Extent of Use:

☒ Domestic	<u>1</u>	(number of households)
☐ Stockwater		(number and type of stock)
☐ Irrigation		(acres)
☐ Other	<u>Request measuring device requirement be lifted since no irrigation is taking place</u>	

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

Access: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

7-20-83

Date

Russell McMillan
Signature of Permit Holder

RECEIVED

JUL 20 1983

Department of Water Resources
Northern District Office



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

PLACE
13 CENT
STAMP
HERE

DEPARTMENT OF WATER RESOURCES
JUL 25 1983

RECEIVED

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

August 15, 1983

Dear Water user:

The enclosed Order removes the measuring device requirement as a condition of approval from your permit.

If you have already installed the measuring device, the field examination can be more quickly conducted by the Department's field examiner. You will also derive benefit from water management information which may be obtained from the installed meter.

If you have questions regarding this matter, please contact this office or one of our regional offices.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosure

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

MAILED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

MC MILLAN, RUSSELL
RT. 1 BOX 80E
RATHDRUM, ID 83858

138679

PROOF DUE NOTICE

MAY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 95-7324 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE AUGUST 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

TA FLECK
SECRETARY/RECORDS MANAGER
ENCLOSURES

June 21, 1978

Re: Permit No. 95-7324

Russell McMillan
Route 3, Box 381
Rathdrum, ID 83858

Dear Mr. McMillan:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to August 1, 1983.

Sincerely,

Jan Grover
Water Rights Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Storehouse

Boise, Idaho 83720

(208) 384-2215

May 31, 1978

CERTIFIED MAIL

128353

Re: Permit No. 95-7324

Mr. Russell McMillan
Route 1, Box 80-E
Rathdrum, ID 83858

Dear Mr. McMillan:

One of the conditions of approval of the above referenced water right permit was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before

August 1, 1978. The enclosed affidavit form is the document you must complete and submit as the proof of application of water to beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.

Janice Renk

JANICE RENK
Water Rights

Encl: Proof affidavit

August 16, 1973

Re: Permit No. 95-7324

Mr. Russell McMillan
Route #1, Box 80-E
Rathdrum, ID 83858

Dear Mr. McMillan:

Enclosed is a copy of your approved Application for Permit No. 95-7324 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

95 7324

July 20, 1973

Re: Application No.	95-7322	95-7326	95-4104
"	" 95-7323	96-7196	96-4072
"	" 95-7324	95-4103	96-4074

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, ID 83814

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 8-13-73 by el

FE:CR

Enc: Legal Notices (9)

95 7324

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Russell McMillan,
Route #1, Box 80-E, Rathdrum, Idaho
has on July 17, 1973 submitted Application No. 95-7324
for a permit to appropriate 1.44 cubic feet per second ~~xxxxxx feet per second~~
of water from a ground water source
by means of pump and sprinkler system
within the SE 1/4, Sec. 29, T. 52N, R. 4W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from
~~from~~ March 15 to Nov. 15 for the irrigation of 70 acres (1.40 cfs), both
within the SE 1/4, Sec. 29, T. 52N, 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
August 13, 1973.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on July 26 and August 2, 1973

95 7324

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Russell McMillan, Route No. 1, Box 80-E, Rathdrum, Idaho has on July 17, 1973 submitted Application No. 95-7324 for a permit to appropriate 1.44 cubic feet per second of water from a ground water source by means of pump and sprinkler system within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, T. 52N, R. 4W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of 70 acres (1.40 cfs), both within the S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 29, T. 52N, 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 August 13, 1973.

R. KEITH HIGGINSON
Director

July 26, Aug. 2, 1973

ok.
7-27-73
d

95 7324

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 95-7324
OTd No. New No.

Record

1. Original Owner: Russell McMillan

Present Owner: _____

2. Address: RT. 1 Box 80-E3. City: Rathdrum State: SD Zip: 838584. A. Source of Water: AW

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid): _____

C. Priority Date: 7-17-1973D. County: 55E. Total Diversion Rate: 1.4

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank): _____

H. Water District: _____

I. DLE/Carey Act (D,C or blank): _____

J. Right Basis (for adjudication claims A,B,C only): _____

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SESW</u>	<u>29</u>	<u>52N</u>	<u>4W</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 3-15 to 11-15 for A purposes. Amount 1.4
(cfs or AG-Ft/yr)from 1-1 to 12-31 for D purposes. Amount .04

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

MICROFILMED

