

GEOLOGICAL SURVEY

52°30"

510000m E.

50'

(SANDPOINT 1:125 000)

KANIKSU
NATIONAL FOREST

pp
p14



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BONNER CO
KOOTENAI CO

Spirit Lake
Lakewood Sch
MAIN ST
VERMONT ST
5TH ST
BM 2567
BM 2564

Greenwood Cem

COEUR D'ALENE
NATIONAL FOREST

COEUR D'ALENE
NATIONAL FOREST

PIRIT LAKE

ELEV 2440
JULY 1961

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7599 Priority August 9, 1977 Amount 0.08 cfs

THIS IS TO CERTIFY, that Leo Smith &/or Joy Smith
of Spirit Lake, Idaho, has complied with the terms and conditions of Permit
No. 96-7599 issued pursuant to Application for Permit dated August 9, 1977,
and has submitted proof to the Department of Water Resources on July 19, 1982,
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 0.08 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
Domestic (2 Units)	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>2.4</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 0.08 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
2.4 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 29,
Twp 54N, Rge 4W in the County of Bonner

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 $\frac{1}{4}$	
54N	4W	29												X					

Total number of acres irrigated _____

MICROFILMED

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.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18TH day of APRIL, 19 86.

Acting for the
Director

Norman C. Young

W.S.

Identification No. _____

Application No. 96-7599

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant Leo Smith & Joy Smith Phone: _____
post office address Star Route, Spirit Lake, Idaho 83869
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 54N
Range 4W B.M. BONNER 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 0.08 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. 0.08 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL, PUMP & PIPELINE
TO PLACE OF USE

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 447 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: SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 54N
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 _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.
(5) If water is to be used for other purposes describe: _____

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. _____

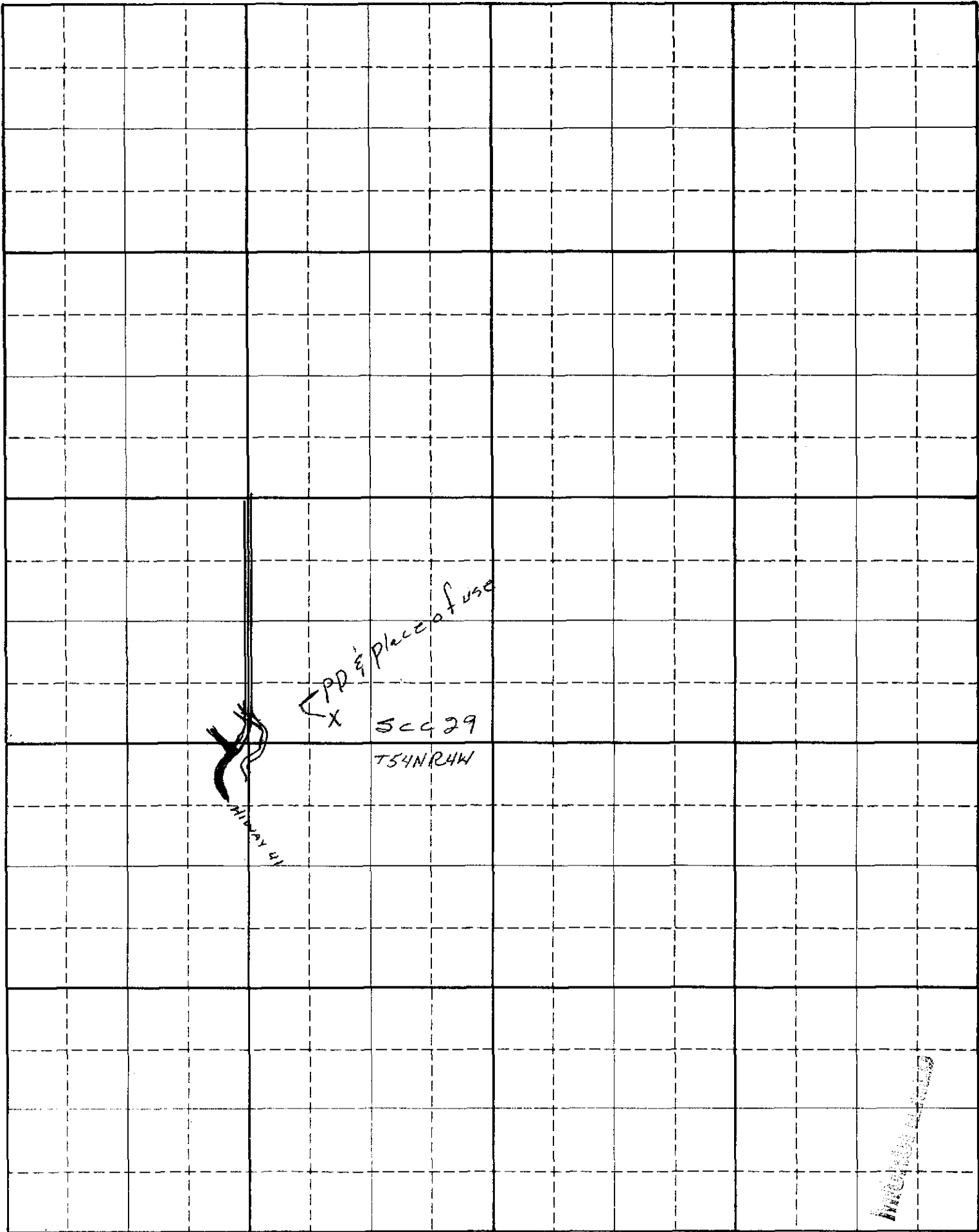
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Val Kohler & 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.

x Mrs. Leo Smith
(Applicant)
Joy Smith

Proposed Priority 8-9-77

Received by VR Date 8-9-77 Time 12:45

Preliminary check by JE Fee \$ 10⁰⁰

Receipted by VR Date 8-9-77 (5719)

Publication prepared by B Date 8-10-77

Published in Spokane Falls Times

Publication dates 8-18-77 to 8-25-77

Publication approved B Date 8-21-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JE JE

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. 95-7599, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

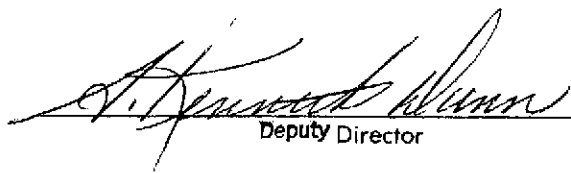
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1982.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

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

Witness my hand this 23 day of September, 19 77.


Deputy Director

Affidavit of Publication

STATE OF IDAHO
County of Bonner,

ss.

Pete Thompson

being duly sworn, says that he is the publisher
of the PRIEST RIVER TIMES, a weekly newspaper printed and
published at Priest River, Bonner County, Idaho, and has been
continuously and uninterruptedly published in said County during
a period of 78 consecutive weeks prior to the first publication of
the annexed notice for publication, is a newspaper of general cir-
culation made up of at least eight pages of at least seven columns
each, printed from typematter or stereotyped forms of at least
nineteen and three-fourths inches depth, has at least 1250 bona fide
subscribers living within said Bonner County, and is published at
regular weekly intervals. That the annexed is a true copy of the
notice for publication in the case of

Notice-Water Permit No. 96-7599

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 18 day of August, 19 77,
~~and~~
ending on the 25 day of August, 19 77,
and that said notice was published in said newspaper proper, and
not in supplement form.

Pete Thompson

Subscribed and sworn to before me this

26 day of Aug, 19 77.

Odell M Thompson
Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Leo & or Joy Smith Start Rt
Spirit Lake, Id has on August 9,
1977 submitted Application No.
96-7599 for a permit to ap-
propriate 0.08 cubic feet per
second of water from a
groundwater source by means
of a well, pump & pipeline
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29
T54N, R4W, B.M., Bonner
County to be used from Jan 1 to
Dec 31 for domestic purposes
for 2 households within the
SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29 T54N, R4W,
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
Resources, 4055 Government
Way, Coeur d'Alene, Idaho
83814, on or before September 5,
1977.

C. STEPHEN ALLRED
Director

Published in the Priest River
Times, Priest River, Id on
August 18 and August 25, 1977.

OK

8-31-77

[Signature]

RECORDED



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

April 18, 1986

RE: Permit No. 96-7599

Leo &/or Joy Smith
Star Rt., Box 378
Spitt Lake, ID 83869

Dear Mr. and Mrs. Smith:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

MICROFILMED

MICROFILMED

[illegible]

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

Point(s) of diversion: ✓ SE SW, Sec 29, T54N, R4W

Place(s) of Use ✓

[illegible]

☐ 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 Jill Kay
Checked by Bob James
Approved by Kay Walker

Date 3-23-83
Date 4/12/83
Date 3-26-86

GEOLOGICAL SURVEY

52°30"

510000m.E

50'

(SANDPOINT 1:125 000)

KANIKSU
NATIONAL FOREST

PP
P14

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BONNER CO
KOOTENAI CO

SPRING LAKE

BM 25673

VERMONT

BM 25674

Greenwood
Cem

Gravel
Pit

PIRIT LAKE

ELEV 2440
JULY 1961

6

MADISON

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PA 1
3-FEB-1986 15:56:27

02 OLD (0) NUMBER -

03001 - SMITH
03002 - SMITH

	FIRST NAME
04001 -	LED
04002 -	JOY

ORIG. OWNER
05001 - C
05002 - C

06 ADD LINE 1 - P.O. BOX 378

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - SPIRIT LAKE

10 STATE - ID 11 ZIP - 83869

12 STAGE - P PERMIT

13 STATUS -

SOURCE
14001 - GROUNDWATER

15001 - TRIBUTARY OF

16 DIVERSION MEANS - WELL, PUMP & PIPELINE.

17 COUNTY - 17 BONNER

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .080

20 TOTAL DIVERSION VOLUME = .00

21 WATER DISTRICT -

DIVERSION POINTS										STREAM INDEX FIELDS									
TRACT	SEC	TWN	RNG	LOT	RFLG														
22001 -	SESW	23001 - 29	24001 - 54N	25001 - 04W	26001 -	27001 -													
				28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0.0		

29 NON-IRRIGATION USE - D/2 HOMES.

USE CODE / USE	TWN	RNG	PLACE OF USE SEC	TRACT	ACRES	LOT
30001 - 43 DOMESTIC	31001 - 54N	32001 - 04W	33001 - 29	34001 - SESW	35001 -	36001 -
						TOTAL ACRES: 0

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0101	38001 - 1231	39001 - 43 DOMESTIC	40001 -	0.080	41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 -	REMARKS

APPROVAL CONDITIONS: 45001 04

46 OTHER RIGHTS FOR SAME USE -

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 9-AUG-1977	55	LICENSE -	63	TRANSFER/AMENDED -
48	PROOF DUE - 1-SEP-1982	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE - 19-JUL-1982	57	FIELD EXAM MADE - 22-MAR-1983	65	FLAG_1 -
50	APPROVE/DENIED- 23-SEP-1977	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE 1 -		

WRR100
96-7599

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PA 2
3-FEB-1986 15:56:27

----- D A T E S ----- D A T E S ----- F L A G S -----

54 LAST UPDATE - 28-JAN-1986

62 DATE_2 -

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

October 8, 1982

Leo Smith
Star RT Bx 378
Spirit Lake, ID 83869

RE: ~~96-7549~~ 96-7599

Dear Sir:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

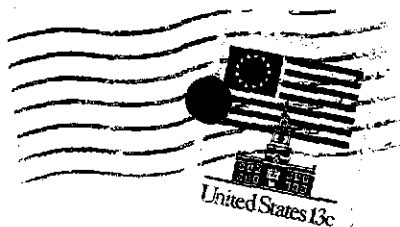
TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

Mr & Mrs Leo Smith
Star Rt., Box 378
Spirit Lake, ID 83869



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

JUL 19 1982

Department of Water Resources

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 No. 96-7599.

Name(s) of Permit Holder: Leo Smith for Joy Smith

Post Office Address: Star Rt. Box 378

Spirit Lake, Id. 83869 Tel. No. 623-3215

Source of Water: Ground Water

Extent of Use: ☒ Domestic 4 (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 5 acres (acres)
☐ Other

MICROFILMED

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

Access Port: 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.

7/15/82
D.

Joy Smith
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

138389

SMITH, LEO & JOY
STAR HT.
SPIRIT LAKE, ID 83869

JUNE 30, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 96-7599 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE SEPTEMBER 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF 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 POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED

September 29, 1977

Re: Permit No. 96-7599

Leo Smith &/or Joy Smith
Star Route
Spirit Lake, ID 83869

Dear Mr. &/or Mrs. Smith:

Enclosed is a copy of your approved Application for Permit No. 96-7599. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

UNRECORDED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ 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

(1) JP 8/10/77

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

Request Dam Safety Information

(4) _____

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) _____

Affidavit of Publication received(date) 8-21-77

(12) _____

Final date for protests _____

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or
applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve

Deny

89.77 Proposed Priority

Reason for Reduction

Measuring device required

X R/W Clause
See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes Date 9-6-77



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

August 11, 1977

RE: Application No. 96-7598, 96-7597.

Priest River Times
PO Box 398
Priest River, Id 83856

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Ed. McNeill
8-31-77
B

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leo &/or Joy Smith
Star Rt, Spirit Lake, Id
has on August 9, 1977 submitted Application No. 96-7598
for a permit to appropriate 0.08 cubic feet per second ~~XXXXXX~~ acre feet per annum
of water from a groundwater source
by means of a well, pump & pipeline
within the SE1/4 Sec 29, T54N, R4W, B.M., Bonner County

to be used from Jan 1 to Dec 31
for domestic purposes

within the SE1/4 Sec 29, T54N, R4W, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 5, 1977.

C. STEPHEN ALLRED
Director

Published in the Priest River Times, Priest River, Id
on August 18 and August 25, 1977

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**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Leo & or Joy Smith Start Rt Spirit Lake, Id has on August 9, 1977 submitted Application No. 96-7599 for a permit to appropriate 0.08 cubic feet per second of water from a groundwater source by means of a well, pump & pipeline within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29 T54N, R4W, B.M., Bonner County to be used from Jan 1 to Dec 31 for domestic purposes for 2 households within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 29 T54N, R4W, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 5, 1977.

C. STEPHEN ALLRED
Director

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