

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7476 Priority September 21, 1976 Amount 0.04 cfs

THIS IS TO CERTIFY, that Eldon Rainey
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 96-7476 issued pursuant to Application for Permit dated September 21, 1976,
and has submitted proof to the Department of Water Resources on September 21, 1976,
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>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>.6</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
.6 acre feet per year, said waters to be diverted within the Government Lot 5, Sec. 33,
Twp. 57N, Rge. 1W, B. M. in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
57N	1W	33									.5 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 23 day of
March, 19 78.


Director

Identification No. _____

AMENDED Application No. 96-7476

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
A M E N D E D
APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Eldon Rainey Phone: 926-9814
post office address East 10211 Valley Way, Spokane, Washington 99206
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is Gov't. Lot 5 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 33 Township 57N
Range 1W 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 0.04 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 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, motor, and 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 6 inches; proposed depth of well is 115 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 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: Gov't. Lot 5 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 33 Township 57N
Range 1W 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 one.
(5) If water is to be used for other purposes describe: _____

RECORDED

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. None

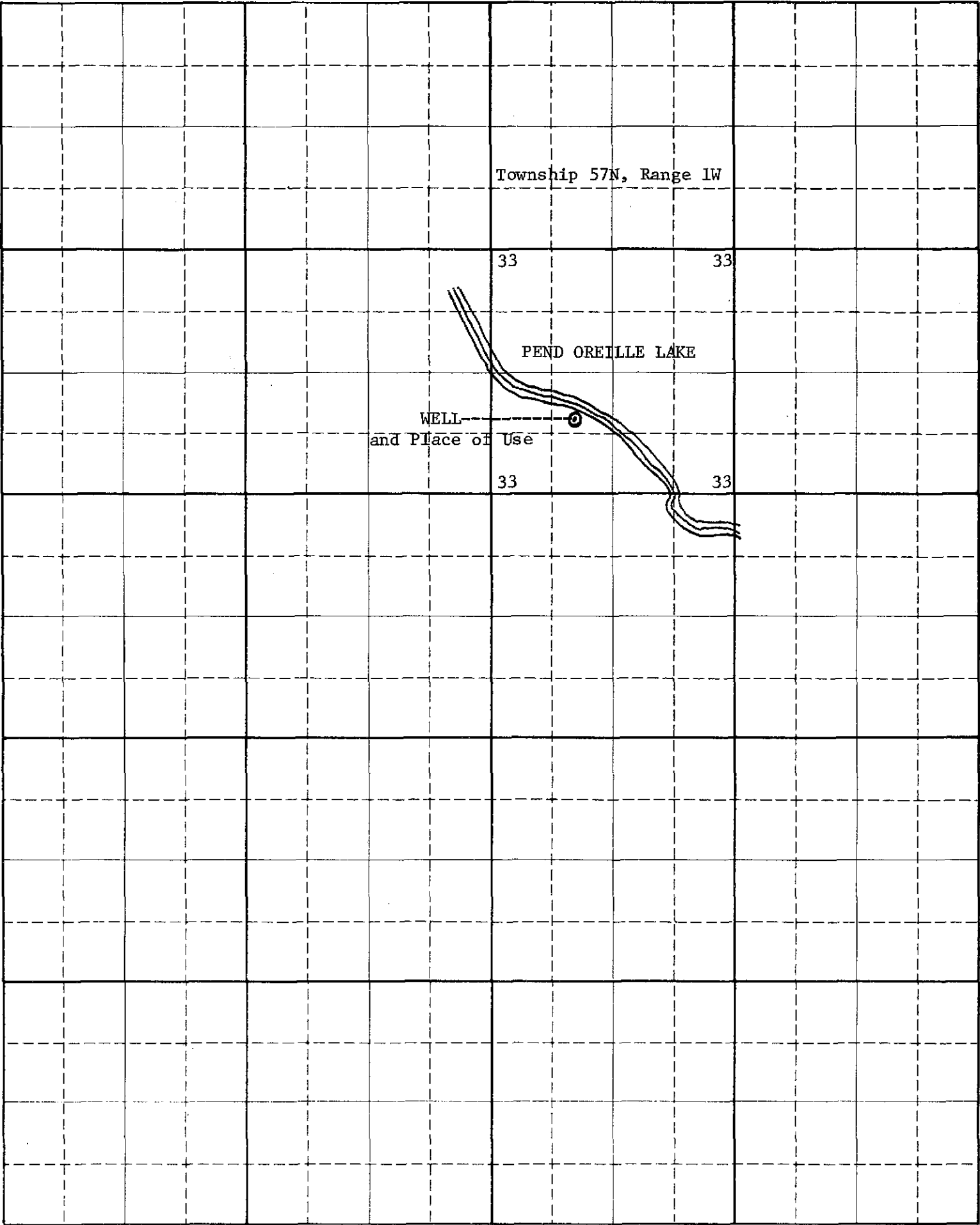
9. a. Who owns the property at the point of diversion Applicant

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.

X Edmond Rainey
(Applicant)

Proposed priority: 9/21/1976

Received by cp Date 10-29-76 Time 3:00 pm

Preliminary check by _____ Fee \$ 10.00

Received by cp Date 10-29-76 (Rec. #4835)

Publication prepared by cp Date 10-29-76

Published in Sandpoint Daily Bee

Publication dates 11-3 & 11-10-76

Publication approved CP Date 12-1-76

Priority ~~reduced to~~ 9-21-76 Reason date of

receipt of original application

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DWB

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. 96-7476, 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 11 day of December, 1976.

R. Keith Higin
Director

AFFIDAVIT OF PUBLICATION

State of Idaho,

ss.

County of Bonner,

Pete Thompson being first duly sworn on

oath deposes and says that he is publisher

of the Sandpoint Daily Bee, a daily news-

paper printed and published at Sandpoint,

in Bonner County, Idaho; that the said

Daily Bee has been continuously and un-

interruptedly published in said Bonner

County during a period of 12 months prior

to the first publication of the hereto at-

tached notice of publication in the case

of Appl for Permit

as it was published in the regular and en-

tire issue of the said paper for a period

of 2 consecutive weeks, commencing

on the 3 day of Nov, 1976

and ending on the 10 day of Nov, 1976

and that said notice was

published in said newspaper and not in

supplemental form.

Pete Thompson

Subscribed and sworn to before me this

26 day of Nov, 1976.

Odell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

RECEIVED

NOV 22 1976

Department of Water Resources
Northern District Office

NOTICE OF AMENDED
APPLICATION FOR PERMIT

Notice is hereby given that Application for Permit No. 96-7476 in the name of Eldon Rainey was filed for the diversion of 0.04 cubic feet per second of water from a ground water source, located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 57N, Rge. 1W, B.M., Bonner County. The water was to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 57N, Rge. 1W, B.M.

The applicant now proposes to amend Application No. 96-7476, requesting 0.04 cubic feet per second of water from a ground water source, located within Gov't. Lot 5, Sec. 33, Twp. 57N, Rge. 1W, B.M. The water is to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 5, Sec. 33, Twp. 57N, Rge. 1W, B.M.

Any protest to the proposed amending of the above application must be filed with the Idaho Department of Water Resources, 4055 Government Way, Suite No. 1, Coeur d'Alene, Idaho, on or before November 22, 1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint
Daily Bee, Sandpoint, Idaho, on
Nov. 3 and Nov. 10, 1976.

AFFIDAVIT OF PUBLICATION

State of Idaho,

ss.

County of Bonner,

Pete Thompson being first duly sworn on
oath deposes and says that he is publisher
of the Sandpoint Daily Bee, a daily news-
paper printed and published at Sandpoint,
in Bonner County, Idaho; that the said
Daily Bee has been continuously and un-
interruptedly published in said Bonner
County during a period of 12 months prior
to the first publication of the hereto at-
tached notice of publication in the case
of Water Permit

as it was published in the regular and en-
tire issue of the said paper for a period
of 2 consecutive weeks, commencing
on the 29 day of Sept, 1976
and ending on the 6 day of Oct, 1976 and that said notice was
published in said newspaper and not in
supplemental form.

Pete Thompson

Subscribed and sworn to before me this

8 day of Oct, 1976.

Adell M Thompson

Notary Public for Idaho,
Residing at Sandpoint, Idaho

RECEIVED

OCT 12 1976

Department of Water Resources
Northern District Office

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Eldon Rainy, E. 10211 Valley
Way, Spokane, Washington has
on September 21, 1976 submitted
Application No. 96-7476 for a
permit to appropriate 0.04 cubic
feet per second of water from a
ground water source by means
of well, pump, motor, and
pipeline within the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 33, T. 57N, R.1W, B.M.,
Bonner County to be used from
Jan. 1 to Dec. 31. for domestic
purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 33 T. 57N, R.1W, 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 October 18,
1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint
Daily Bee, Sandpoint, Idaho on
Sept. 29 and Oct. 6, 1976.

March 31, 1978

Re: Permit No. 96-7476

Eldon Rainey
E. 10211 Valley Way
Spokane, WA 99206

Dear Mr. Rainey:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG:lr

RECEIVED
MAY 10 1978
SPokane, WA

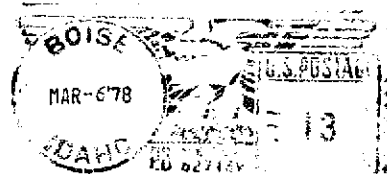
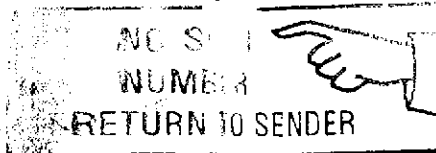
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

*KAY
Change address
to 10211 not
12011 & re-sent*

*resent
3/13 kw*

Eldon Rainey
E. 12011 Valley Way
Spokane, Washington

99206



MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

Resent March 13, 1978

March 6, 1978

Re: Permit No. 96-7476

Eldon Rainey
E. 10211 Valley Way
Spokane, WA 99206

Dear Mr. Rainey:

A representative of this Department made an examination of the works covered by your Permit No. 96-7476 on August 11, 1977, 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 .6 acre feet per
year.

Point of diversion: Govt. Lot 5, Sec. 33, Twp. 57N, Rge. 1W, B. M.

Beneficial use: Domestic use within Govt. Lot 5, Sec. 33, Twp. 57N,
Rge. 1W, B. M.

Priority date established: September 21, 1976

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,

JAMES GROVER
Water Rights Supervisor

MICROFILMED
11/7/78

RECEIVED

JAN 13 1977

Department of Water Resources
206 Northern District Office
Phone 926-9814

(name spring, stream, etc.)

Permit No. 96-7476
Examination for b/u

[illegible]**TOTAL ACREAGE**

MICROFILMED

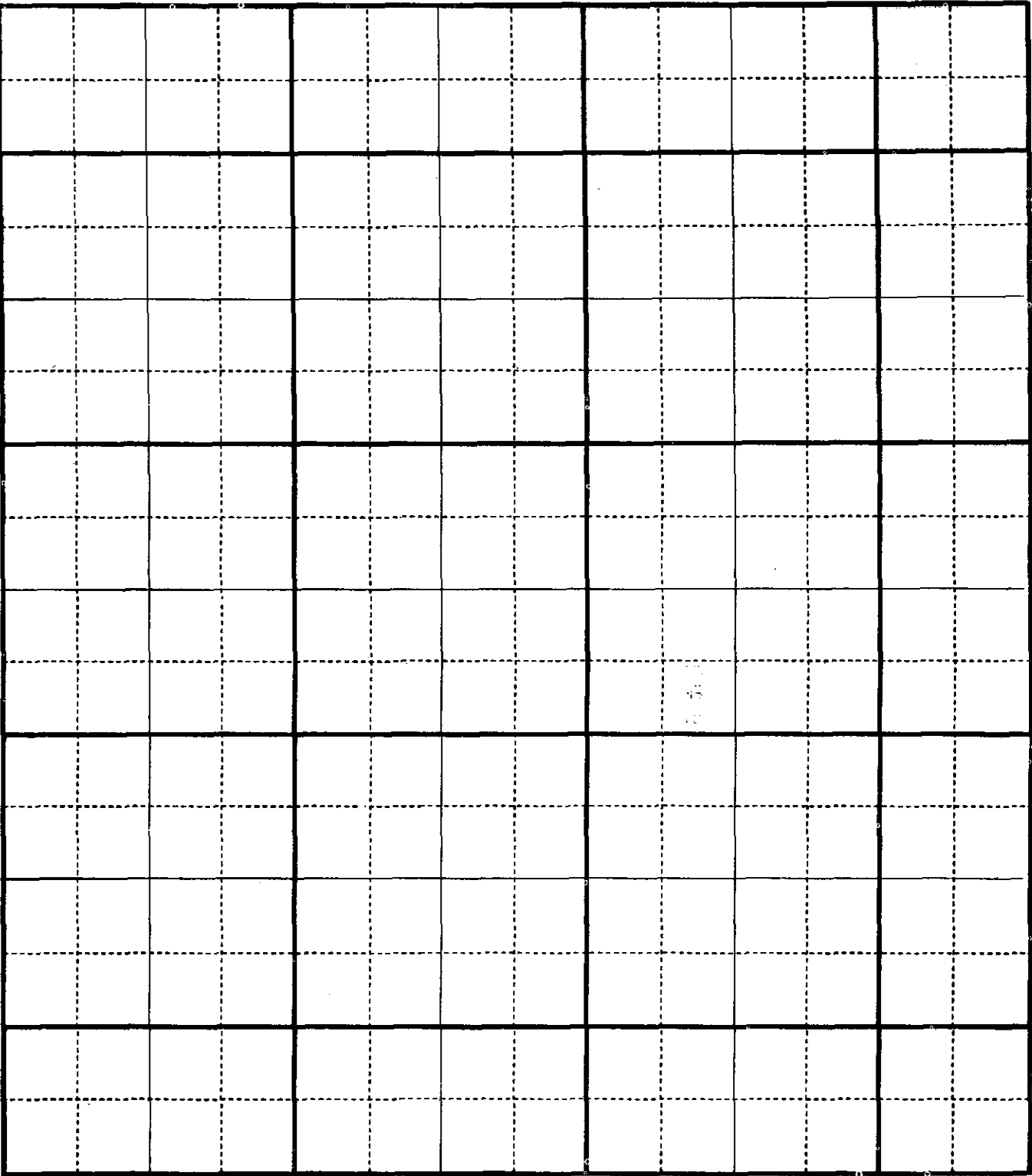


Diagram of System

DATE OF EXAM 6/14/77

ACREAGE
Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 c.f.s. V= 0.60 AF/Ann. from 4/1 to 12/31
Livestock Q= _____ c.f.s. V= _____ 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 0.04 cfs Method of measurement estimated

Total Q recommended 0.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 0.60 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

well with submersible pump and meter

REMARKS:
Domestic water for 1 household
No irrigation

Examiner's Signature [Signature] Date 8/11/77
Checked by Bob Haynes Date 8/15/77
Approved by _____ Date _____

January 12, 1977

Re: Permit No. 96-7476

Eldon Rainey
E. 10211 Valley Way
Spokane, Washington 99206

Dear Mr. Rainey:

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our District Office in **Coeur d'Alene.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

SEP 21 1976

Identification No. _____

Permit No. 96-7476

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Northern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Eldon Rainy
b) Post Office Address East 10211 Valley Way, Spokane, Washington 99206
2. Permit Number 96-7476
3. Date of Priority that you are prepared to establish September 21, 1976
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: Gov't. Lot 5 $\frac{1}{4}$ Section 33
Township 57N, Range 1W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 cfs for Domestic purposes from Jan. 1 to Dec. 31 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 0.04 cfs 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: Estimated.
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: _____
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) Well, pump, motor, and pipeline to place of use.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well driller's name and address and the date the well was completed: Aqua Drilling & Development, Box 1499, Coeur d'Alene, Idaho. Well was completed 8-14-76.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Water is used for domestic purposes for one household within Gov't. Lot 5, Sec. 33, T. 57N, R. 1W, B.M.

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.

SEPT. 21, 1976
(Date)

+ Edward Rainey
(Signature)

State of IDAHO)
County of KOOTENAI) ss.

On this 21ST day of SEPTEMBER, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Corda M. Patterson
Notary Public residing at COEUR D'ALENE, IDAHO

My commission expires LIFE

December 14, 1976

Re: Permit No. 96-7476

Eldon Rainey
East 10211 Valley Way
Spokane, WA 99206

Dear Mr. Rainey:

Enclosed is a copy of your approved Application for Permit No. 96-7476 . 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

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

AMENDED
Application No. 96-7476 (RAINEY)

☒ 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) _____

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

(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) CP 12/1

Affidavit of Publication received(date) NOV. 29, 1976

(12) CP 10/29

Final date for protests NOVEMBER 22, 1976
Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority 9-21-76

_____ Reason for Reduction _____

No Measuring device required

_____ See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes

Date 12-2-76

November 22, 1976

Re: Application No. 96-7476 - Eldon Rainey (Amended)
Claim No. 96-4175 - Francis L. Albers

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

Gentlemen:

Could you please submit the affidavits of publication and bills in connection with the above referenced items. The legal notices were to have been published in your newspaper on November 3 and November 10, 1976.

Your assistance in this matter is appreciated.

Very truly yours,

Corda M. Patterson
Secretary

CP



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

October 29, 1976

Re: Application No. 96-7476 - Eldon Rainey

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

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:cp

Enc: Legal Notice(s)

Bill: 12-1-76-4

NOTICE OF AMENDED
APPLICATION FOR PERMIT

Notice is hereby given that Application for Permit No. 96-7476 in the name of Eldon Rainey was filed for the diversion of 0.04 cubic feet per second of water from a ground water source, located within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 57N, Rge. 1W, B.M., Bonner County. The water was to be used from Jan. 1 to Dec. 31 for domestic purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 33, Twp. 57N, Rge. 1W, B.M.

The applicant now proposes to amend Application No. 96-7476, requesting 0.04 cubic feet per second of water from a ground water source, located within Gov't. Lot 5, Sec. 33, Twp. 57N, Rge. 1W, B.M. The water is to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 5, Sec. 33, Twp. 57N, Rge. 1W, B.M.

Any protest to the proposed amending of the above application must be filed with the Idaho Department of Water Resources, 4055 Government Way, Suite #1, Coeur d'Alene, Idaho, on or before November 22, 1976.

R. KEITH HIGGINSON

Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho, on Nov. 3 & Nov. 10, 1976.

**NOTICE OF AMENDED
APPLICATION FOR PERMIT**

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Rge. 1W, B.M., Bonner County.
The water was to be used from
Jan. 1 to Dec. 31 for domestic
purposes within the SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 33, Twp. 57N, Rge. 1W,
B.M.

The applicant now proposes to
amend Application No. 96-7476,
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second of water from a ground
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Gov't. Lot 5, Sec. 33, Twp. 57N,
Rge. 1W, B.M. The water is to
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for domestic purposes within
Gov't. Lot 5, Sec. 33, Twp. 57N,
Rge. 1W, B.M.

Any protest to the proposed
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plication must be filed with the
Idaho Department of Water
Resources, 4055 Government
Way, Suite No. 1, Coeur d'
Alene, Idaho, on or before
November 22, 1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint
Daily Bee, Sandpoint, Idaho, on
Nov. 3 and Nov. 10, 1976.

OK.
11-3-76
P

Identification No. 96-7476

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

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

1. Name of applicant Eldon Rainy Phone: _____
post office address East 10211 Valley Way, Spokane, Washington 99206
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 NW $\frac{1}{4}$ of Section 33 Township 57N
Range 1W 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 0.04 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)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.04 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, motor, and 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 6 inches; proposed depth of well is 115 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 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 NW $\frac{1}{4}$ of Section 33 Township 57N
Range 1W 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 one.
(5) If water is to be used for other purposes describe: _____

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JAN 10 1996
IDAHO DEPT. OF WATER RESOURCES

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

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. None

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.

Township 57N, Range 1W									
33					33				
					*-----WELL and PLACE OF USE				
33					33				

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.

Edmond Rainey
(Applicant)

Received by cp Date 9-21-76 Time 2:00 pm

Preliminary check by CPH Fee \$10.00

Receipted by cp Date 9-21-76 (Rec. #4394)

CPH Publication prepared by cp Date 9-24-76

Published in Sandpoint Daily Bee

Publication dates 9-29 & 10-6-76

Publication approved CP Date 10-12-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

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. _____, and said application is hereby _____.

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 _____, 19____.

c. Other: _____

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

Witness my hand this _____ day of _____, 19____.

Director

October 19, 1976

Re: Application for Permit No. 96-7476

Mr. Eldon Rainey
East 10211 Valley Way
Spokane, WA 99206

Dear Mr. Rainey:

It has come to our attention that the legal description on your Application No. 96-7476 is in error. Your point of diversion (location of your well) is listed as being within the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 33, Township 57 North, Range 1 West, B.M., which, according to our maps, is in Pend Oreille Lake.

We have typed an Amended Application for Permit which is enclosed. Please complete Items 3a and 8a(1), listing the correct location of your well and place of use. If all other items are in order, please sign the form at the bottom of Page 3 and return it to our office. A \$10 filing fee must accompany the Amended Application when it is submitted to our office to cover the additional publications in the newspaper.

If there are any questions in this matter, please do not hesitate to contact us.

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:CP

Enclosure

RECORDED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

September 24, 1976

Re: Application No. 96-7473 Application No. 96-7476
 " " 96-7475 Claim No. 96-4172

Sandpoint Daily Bee
P.O. Box 579
Sandpoint, ID 83864

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:cp

Enc: Legal Notice(s)

Bill: 1042-76.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Eldon Rainy,
E. 10211 Valley Way, Spokane, Washington
has on September 21, 1976 submitted Application No. 96-7476
for a permit to appropriate 0.04 cubic feet per second ~~and one foot per annum~~
of water from a ground water source
by means of well, pump, motor, and pipeline
within the SE 1/4, Sec. 33, T. 57N, R. 1W, B.M., Bonner County

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

within the SE 1/4, Sec. 33, T. 57N, R. 1W, 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 October 18, 1976.

R. KEITH HIGGINSON
Director

Published in the Sandpoint Daily Bee, Sandpoint, Idaho
on Sept. 29 and Oct. 6, 1976

RECORDED