

- SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ DELIVER ONLY TO ADDRESSEE and
 show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
 show to whom, date, and address of
 delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

86878

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

4.

DATE OF DELIVERY

5-4-75

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7294 Priority June 11, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that SAM M. RHYNEER
of Richland, Washington, has complied with the terms and conditions of Permit
No. 96-7294 issued pursuant to Application for Permit dated June 11, 1974,
and has submitted proof to the Department of Water Resources on June 11, 1975,
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 Lake Pend Oreille,
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>April 1</u> to <u>Nov. 1</u> at <u>0.04</u> cfs and <u>0.6</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
0.6 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 1 of Sec. 35,
Twp. 54 N, Rge. 2 W, B. M. in the County of Kootenai

Description and location of place of use: (Lot 2, Block 1, Scenic Bay Tracts)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
54 N	2 W	35													Gov't. Lot 1				

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 8 day of
September, 19 75.

Director

Identification No. 96-7294

Application No. _____

LICENSE ISSUED FOR 04 SEC. FL.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Sam M. Rhyneer
post office address 1917 Howell, Richland, Washington 99352
2. Source of water supply Pend Oreille Lake which is a tributary of _____
3. a. Location of point of diversion is Gov't. Lot 1 ~~xxx~~ of Section 35 Township 54N
Range 2W B.M. Kootenai County; additional points of diversion if any: (Lot 2, Block 1, Scenic Bay Tracts)
- 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 April 1 to Nov. 1 (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. Pump, motor, and pipeline.
- 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 _____ inches; proposed depth of well is _____ 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 1 ~~xxx~~ of Section 35 Township 54N
Range 2W 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: _____

96 7294

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

96 7294

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.

A grid of 10 columns and 10 rows. The grid is composed of solid lines forming the main structure and dashed lines forming the internal divisions. Handwritten labels are present in the lower-left quadrant: '54N' is located at row 5, column 2; '75' is at row 5, column 4; and '2W' is at row 6, column 4. A small black dot is located at row 5, column 5.

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.

Sam M. Phipps
(Applicant)

96 7204

6-11-1974

96 7294

Received by TE Date 6/14/74 Time 10:00
Preliminary check by TE Fee \$ 10.00
Receipted by TE Date 6/14/74 # 14125
Publication prepared by CP Date 6-14-74
Published in Coeur d'Alene Press
Publication dates 6-20 & 6-27-74
Publication approved CP Date 7-8-74
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by TE

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. 96-7294, 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, 19 75.
- c. Other: _____

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

Witness my hand this 15 day of July 19 74.

P. Karl Hjort
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>6/14/74</u>	<u>ZE</u>	Application No. <u>96-7294</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>ZE</u>	<u>6/14/74</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>ZE</u>	<u>6/14/74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	<u>cp</u>	<u>7/8</u>	Affidavit of Publication received (date) <u>July 5, 1974</u>
(11)	<u>cp</u>	<u>6/14</u>	Final date for protests <u>July 8, 1974</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	<u>ZE</u>	<u>7/8/74</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>ZE</u>	<u>7/8/74</u>	Action recommended: ☒ Approve Priority <u>6/14/74</u> ____ Deny Reason for Reduction _____ ____ Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Boise</u>	By <u>[Signature]</u> Date <u>7/8/74</u>	

RECEIVED
JUL 12 1974
Department of Water Resources

AFFIDAVIT OF PUBLICATION

FOR WATER PERMIT

Notice is hereby given that Sam M. Rhyneer, 1917 Howell, Richland, Washington has on June 11, 1974 submitted Application No. 96-7294 for a permit to appropriate 0.04 cubic feet per second of water from Pend Oreille Lake by means of pump, motor, and pipeline within Gov't. Lot 1, Sec. 35, T. 54N, R. 2W, B.M., Kootenai County (lot 2, Block 1, Scenic Bay Tracts) to be used from April 1 to Nov. 1 for domestic purposes within Gov't. Lot 1, Sec. 35, T. 54N, R. 2W, 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 July 8, 1974.

R. KEITH HIGGINSON
Director

Legal No. 105
June 20, 27, 1974.

STATE OF IDAHO,
County of Kootenai,

} ss.

Cecil Hedge being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The Notice of Application

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks commencing on the 20 day of June, 1974, and ending on the 27 day of June, 1974, and such publication was made as often during said period as said daily newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Cecil Hedge
Subscribed and sworn to before me this 2nd day of July, 1974.

Roberta Insley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

September 9, 1975

Re: Permit No. 96-7294

Sam M. Rhyneer
1917 Howell Avenue
Richland, WA 99352

Dear Mr. Rhyneer:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

C
O
P
Y

RECEIVED

RECEIVED

1. Name of permit holder Sam M. Rhyneer

Post office address..... 1917 Howell Avenue, Richland, WA 99352

Department of Water Resources
Northern District Office

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Pend Oreille Lake
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Domestic
AF/Annum (nature of use)

Period of Use: from April 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 54N N/S, Range 2W E/W, B.M., Section 35, Subdivision Lot 1 $\frac{1}{4}$ $\frac{1}{4}$, Kootenai
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____

Township_____N/S, Range_____E/W, B.M., Section _____ Subdivision _____ 1/4 _____ 1/4 _____ County _____

County

Other Points of Diversions: _____

Description of diverting works: pump, motor and pipeline

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

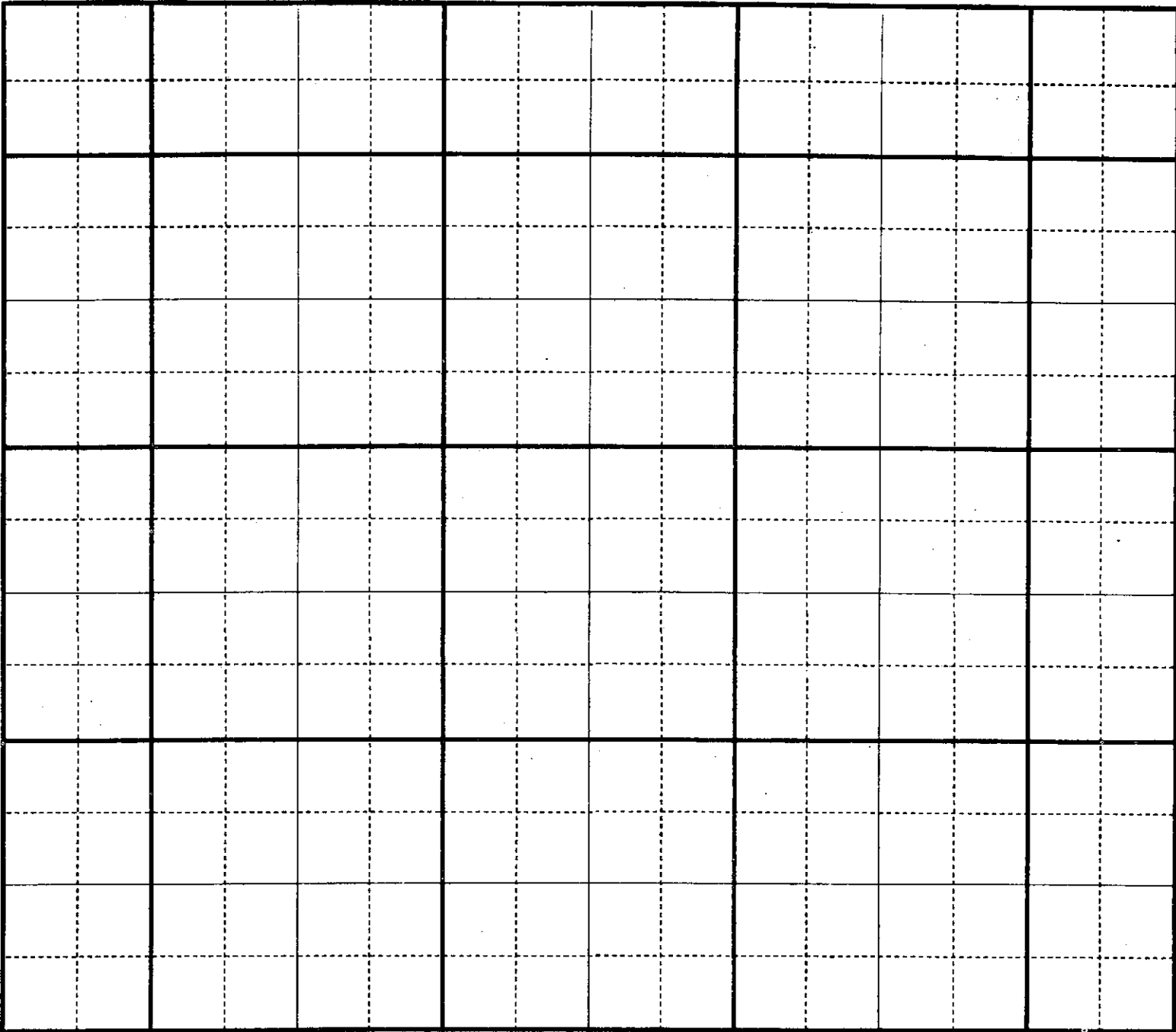


Diagram of System

DATE OF EXAM 8/22/75

ACREAGE

Found 1/4 acre known
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from 4/1 to 11/1
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 1.2 a.f. / season

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump and motor capacity

SYSTEM DESCRIPTION:

pump and motor located under house (could not obtain I.D.)
pipeline runs out into lake.

REMARKS:

Domestic for 1 household.

Examiner's Signature Lee C. [Signature] Date 8/23/75

Checked by Bob Haynes Date 8/29/75

Approved by _____ Date _____

June 12, 1975

Re: Permit No. 96-7294

Mr. Sam M. Rhyneer
1917 Howell Avenue
Richland, Washington 99352

Dear Mr. Rhyneer:

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

Identification No. 96-7294

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

- OK *jr*
1. a) Name of Permit Holder Sam M. Rhyneer
b) Post Office Address 1917 Howell Ave., Richland, Wa. 99352
 2. Permit Number 96-7294
 3. Date of Priority that you are prepared to establish June, 1974
 4. a) Source from which water was appropriated Lake Pend Oreille, Idaho
b) Location of the point of diversion: Gov't. 1/4 Lot 1 1/4, Section 35
Township 54N, Range 2W Boise Meridian, Other points of diversion: None
Lot 2, Block 1, Scenic Bay Tracts
 5. a) The amount of water and use to which the water has been applied:
Amount .04 cfs for domestic purposes from Apr. 1 to Nov. 1 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 .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: Flow from a Jacuzzi Jet pump, 3/4 hp., type 7RM2
20' suction head; at 40psi - 660 gphr. pump rating.
 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:
pipe line
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) _____
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: _____
 8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: domestic use at residence on location described above

Exam typed 6-11-75 *jr*

RECEIVED

- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom and date delivered..... 65¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

86878

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

Samuel M. Rhymer

4.

DATE OF DELIVERY

5-4-75

POSTMARK

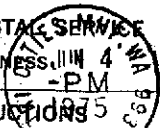
5. ADDRESS (Complete only, if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS



SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

KENNEWICK

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300.
RICHLAND



**RETURN
TO**



POSTNETED

**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

June 2, 1975

CERTIFIED MAIL

26878

Re: Permit No. 96-7294

Sam M. Rhyneer
1917 Howell
Richland, Washington 99352

Dear Mr. Rhyneer:

One of the conditions of approval of your water Permit No. 96-7294 (see last page of your approved 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, 1975. Enclosed is an affidavit form which must 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 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.



R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

MICROFILMED

July 16, 1974

Re: Permit No. 96-7294

Sam M. Rhyneer
1917 Howell
Richland, Washington 99352

Dear Mr. Rhyneer:

Enclosed is a copy of your approved Application for Permit No. 96-7294 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

96 7294

June 14, 1974

Re: Application No. 95-7457 Claim No. 95-4266
 " " 95-7458 " " 95-4267
 " " 96-7294

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

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill Submitted 7-8-74 by SP

96 7294

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Sam M. Rhyneer,
1917 Howell, Richland, Washington
has on June 11, 1974 submitted Application No. 96-7294
for a permit to appropriate 0.04 cubic feet per second ~~acres feet per annum~~
of water from Pend Oreille Lake
by means of pump, motor, and pipeline
within ~~the~~ Gov't. Lot 1, Sec. 35, T. 54N, R. 2W, B.M.; Kootenai County (lot 2,
Block 1, Scenic Bay Tracts)
to be used from April 1 to Nov. 1
for domestic purposes
within ~~the~~ Gov't. Lot 1, Sec. 35, T. 54N, R. 2W, 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
July 8, 1974.

R. KEITH HIGGINSON
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on June 20 and June 27, 1974

96 7294

NOTICE OF APPLICATION
FOR WATER PERMIT

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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 July 8, 1974.

R. KEITH HIGGINSON
Director

Legal No. 105
June 20, 27, 1974.

OK.
6-20-74
P

96 7294