

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,
being duly sworn, says that she is the Co-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 of Application
for Water Permit
No. 96-7096

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 3rd day of August, 19 72,
and

ending on the 10th day of AUGUST, 19 72,
and that said notice was published in said newspaper proper, and
not in supplement form.

Marie Martin

Subscribed and sworn to before me this

11th day of August, 19 72.

George C. Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

RECEIVED

AUG 14 1972

Department of Water Administration
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert E. Conley, 413 Best, Coeur d'Alene, Idaho has on July 14, 1972 submitted Application No. 96-7096 for a permit to appropriate 0.03 cubic feet per second of water from a ground water source by means of well and pump within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 54N, R. 3W, B.M. (Lot 4, Kelso Estates Subdivision), Bonner County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 54N, R. 3W, 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, Statehouse, Boise, Idaho, 83707, on or before August 21, 1972.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on August 3 and August 10, 1972.

31-2t

96-7096

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 96-7096 Priority July 14, 1972 Amount 0.03 cfs

THIS IS TO CERTIFY, that ROBERT E. CONLEY
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 96-7096 issued pursuant to Application for Permit dated July 14, 1972,
and has submitted proof to the Department of Water Resources on September 4, 1973,
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 0.03 cfs of water from a ground water 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>Jan. 1</u> to <u>Dec. 31</u> at <u>0.03</u> cfs and <u>1.2 acre feet</u>			
_____ from _____ to _____ at _____ cfs and _____			
_____ from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 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 NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 21,
Twp. 54 N, Rge. 3 W, B. M. 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 $\frac{1}{4}$	
54 N	3 W	21													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 5 day of
November, 19 74.

Director

R. Kent Higgins
MICROFILMED

Identification No. _____

Application No. 96-7096

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

LICENSE 1002 EC. FT.
LICENSE PAGE NO. _____

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

1. Name of applicant Robert E. Conley
post office address 413 Best - Coeur d'Alene, Idaho
2. Source of water supply well & pump which is a tributary of Hot 4 Kelso Estates Subdivision
3. a. Location of point of diversion is NW 1/4 1/4 of SE 1/4 1/4 of Section 21 Township 54 N
Range 3 W B.M. Banner County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .03 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. .03 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump & Well

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 65' 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 \$ 1200⁰⁰.
8. Description of proposed uses:
a. If water is **not** for irrigation:
Hot 4 Kelso Estates Sub.
(1) Give the place of use of water: NW 1/4 1/4 of SE 1/4 1/4 of Section 21 Township 54 N
Range 3 W 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 1.
(5) If water is to be used for other purposes describe: domestic use

96 7096

tion below:

[illegible]

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 Robert E. Conley

b. Who owns the land to be irrigated or place of use _____

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 domestic purposes only with well of
Pump.

Received by cy Date 7-14-72 Time 10:30 A
Preliminary check by D Fee \$ 10⁰⁰
Receipted by cy Date 7-14-72
Publication prepared by cr Date 7-28-72
Published in Priest River Times
Publication dates 8-3- & 8-10-72
Publication approved CR Date 8-16-72
Priority reduced to 7/14/72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by EB D DF

96-7096

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. 96-7096, 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 October 1, 1973.
 - c. Other: _____

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

Witness my hand this 11 day of September 19 72.

L. Kirk Higgins
Director

Identification No. _____

Permit No. 96-7096

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

SEP 4 1973

Department of Water Administration

1. a) Name of Permit Holder Robert E. Conley
b) Post Office Address 413 Best Avenue Coeur d'Alene, Idaho 83814
2. Permit Number 96-7096
3. Date of Priority that you are prepared to establish July 14, 1972
4. a) Source from which water was appropriated Underground Well
b) Location of the point of diversion: NW 1/4 SE 1/4, Section 21
Township 54, Range 3 W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .03 cu.ft. per second for Domestic purposes from January 1st to December 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 .03 cu.ft. per second 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: Well Drill - Coeur d'Alene Drilling (Doug DeWalt - Coeur d'Alene, Idaho)
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 size: Catalog S2G or SG7B, Code 4-72 - Motor size: Myers Pump S2G72, Code 4-72, Horse Power 3/4; volts 230, Phase 1, Hertz 60, R.P.M. 3450, Approx. Amp 6.5 - Casing: 6" - Depth of Well: 65'
b) Describe the type and size of measuring device which you have installed at your point of diversion: Well X Holding Tank - Set at 40 pounds of pressure
c) Give well drillers name and address and date the well was completed Coeur d'Alene Drilling Inc. Box 237, Hayden Lake, Idaho - June 14, 1972

Exam typed 9/13/73 by je

96 7096

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: One (1) Acre

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	
54	3 W	21						X		X									

Total number of acres irrigated One (1)

10. Remarks:

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

8/30/73
(Date)

Robert E Conley
(Signature)

State of Idaho
County of Kootenai ss.

On this 31st day of Aug., 1973, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Margaret E. Roberson
Notary Public residing at 2208 N 9th
Coeur d'Alene, Ida 83814

My commission expires Dec. 11, 1976

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

RECEIVED

AUG 14 1972

Department of Water Administration
Northern District Office

Maria Martin,
being duly sworn, says that she is the Co-Publisher
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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 of Application
for Water Permit
No. 96-7096

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 3rd day of August, 19 72,
and

ending on the 10th day of AUGUST, 19 72,
and that said notice was published in said newspaper proper, and
not in supplement form.

Maria Martin

Subscribed and sworn to before me this

11th day of August, 19 72.

George Connolly
Notary Public for Idaho,
Residing at Priest River, Idaho

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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, Statehouse, Boise, Idaho, 83707, on or before August 21, 1972.

R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on August 3 and August 10, 1972.

31-2t

96-7096

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

November 7, 1974

Re: Permit No. 96-7096

Mr. Robert E. Conley
413 Best Avenue
Coeur d'Alene, Idaho 83814

Dear Mr. Conley:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

RECEIVED

TOTAL ACREAGE

MICROFILMED

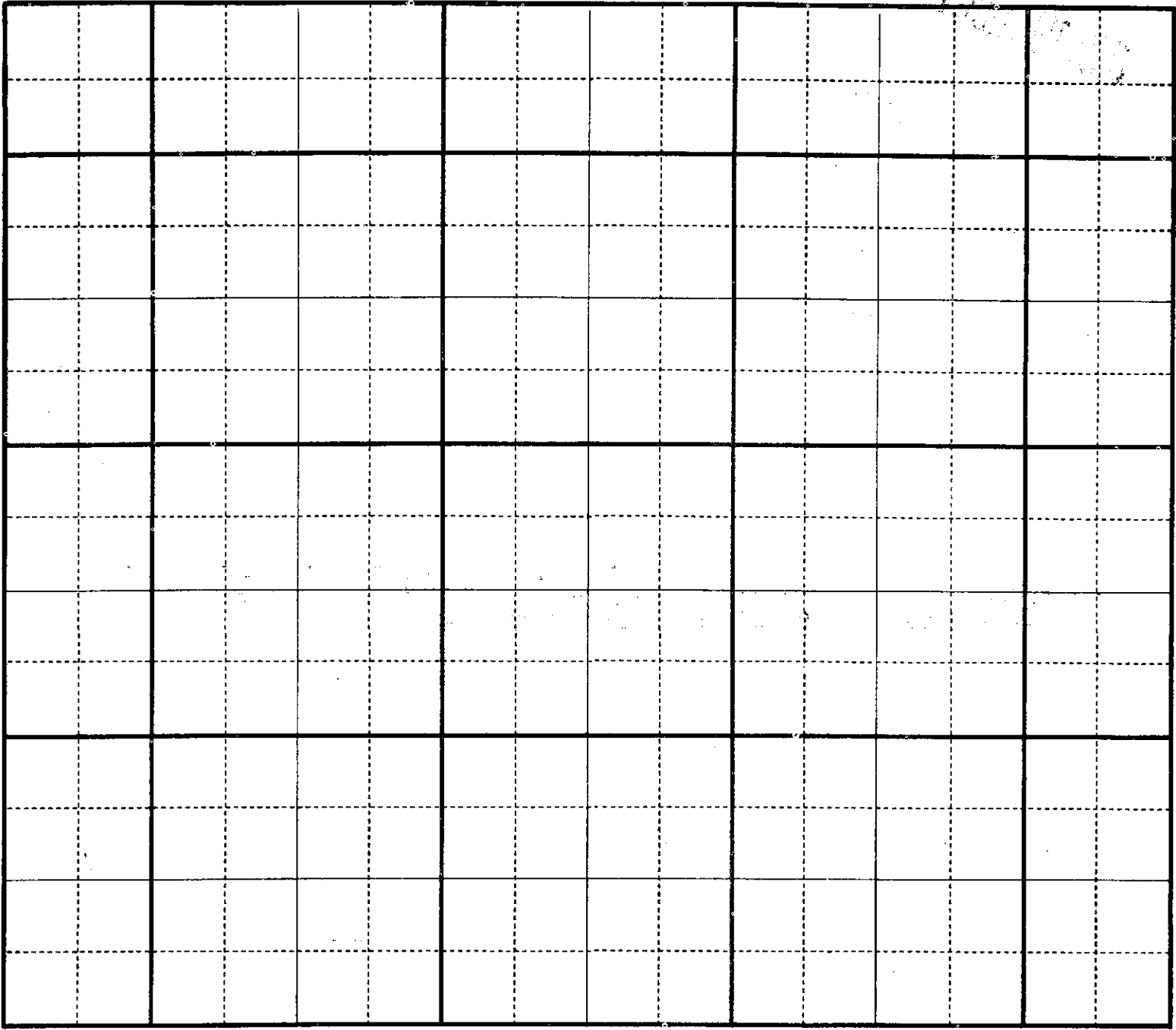


Diagram of System

DATE OF EXAM 9/11/74

ACREAGE

Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .03 c.f.s. V= .6 AF/Ann. from 1/1 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 .03 cfs Method of measurement pump capacity

Total Q recommended .03 cfs Meter No. _____ Type _____ Condition _____

Total V recommended .6 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump capacity

SYSTEM DESCRIPTION:

3/4 h.p. Myers pump & motor
Pipeline to 1 household

REMARKS:

well is used for domestic purpose at 1 household.

Examiner's Signature [Signature] Date 9/11/74

Checked by [Signature] Date 9/12/74

Approved by _____ Date _____

September 13, 1973

Re: Permit No. 96-7096

Robert E. Conley
413 Best Avenue
Coeur d'Alene, Idaho 83814

Dear Mr. Conley:

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 exam, please contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

96 7096

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

96 7096

the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

CERTIFIED NO.

24266

1

Robert E. Conley

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Mrs R E Conley

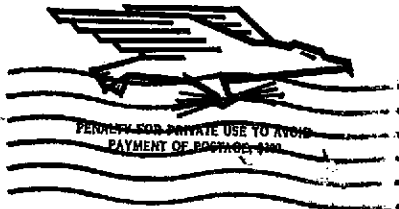
DATE DELIVERED

8-3-73

3

SHOW WHERE DELIVERED (*only if requested*)

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

**RETURN
TO**



9604

96

**DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83702**

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

August 1, 1973 **CERTIFIED MAIL**

#24766

Re: Permit No. **96-7096**

Robert E. Conley
413 Best
Coeur d'Alene, Idaho 83814

Dear Mr. Conley:

One of the conditions of approval of your water Permit No. **96-7096** (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 **October 1, 1973**. 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

R. KEITH HIGGINSON
Director

Enc: Proof affidavit

96 7096

September 11, 1972

Robert E. Conley
413 Best
Coeur d'Alene, Idaho

Dear Mr. Conley:

Enclosed is a copy of your approved Application for Permit No. 96-7096. We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosure

96 7096

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☒ Other: "None" Steven E. Ballou
-
-

XXXXXXXXXXXX 401 Front Ave., Room 209
XXXXXXXXXXXX Coeur d'Alene, ID 83814
XXXXXXXXXXXX (208) 667-6484

July 28, 1972

Re: Application No. 96-7096 - Robert E. Conley
" " 96-7097 - Audrey T. Cartwright
Claim No. 96-4028 - Ernest J. Eldenburg

Priest River Times
P.O. Box 298
Priest River, ID 83846

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
Water Resource Examiner
Northern District

Bill submitted 8-16-72 by cl
96 7096

FE:CR

Enc: Legal Notices (3)

NOTICE OF APPLICATION FOR WATER PERMIT

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Coeur d'Alene, Idaho

has on July 14, 1972 submitted Application No. 96-7096

for a permit to appropriate 0.03 cubic feet per second ~~acre feet per annum~~

of water from a ground water source

by means of well and pump

within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 21, T. 54N, R. 3W, B.M. (Lot 4, Kelso Estates Subdivision),

Bonner County

to be used from Jan. 1 to Dec. 31

for domestic purposes

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R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho

on August 3 and August 10, 1972

96-7096

LEGAL...

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R. KEITH HIGGINSON,
Director.

Published in the Priest River Times, Priest River, Idaho on August 3 and August 10, 1972.

31-2t

9602 96

O.K.
8-3-72
ck

July 25, 1972

Re: Application for Permit No. 96-7096

Robert E. Conley
413 Best
Coeur d'Alene, ID 83814

Dear Mr. Conley:

Attached herewith is your receipt No. 9787 in the amount of \$10.00 for the filing fee on the above referenced application, which was received in our office.

Very truly yours,

Fred Eisenbarth
Water Resource Examiner
Northern District

FE:CR

Enc: Receipt

96 7096