

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7115 Priority May 5, 1977 Amount 0.04 cfs

THIS IS TO CERTIFY, that Rolf-Dieter Carius &/or Ann Carius
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 97-7115 issued pursuant to Application for Permit dated May 5, 1977,
and has submitted proof to the Department of Water Resources on September 12, 1979,
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 spring,
tributary to sinks, 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 (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1.2 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 21, Twp.
56N, 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 $\frac{1}{4}$	
56N	4W	21																	

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 28 day of
September, 19 81.

Director

Identification No. _____
Application No. 96-7539 97-7115

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 Rolf-Dieter Caruis &/or Ann Carius Phone: _____
post office address Rt 1 Box 387, Priest River, Id 83856
2. Source of water supply spring which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of Se $\frac{1}{4}$ of Section 21 Township 56N
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 0.04 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. _____
developed spring

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 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: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21 Township 56N
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 one.
(5) If water is to be used for other purposes describe: _____

135

[illegible]

10. Remarks Spring arises and submerges in applicants property and is therefor private water

applicant to make this filing-

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SE¼				SW¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
TOTALS			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Sec. 21
T36N R4W

PD → 8
Made of 45c ↗ 8

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.

297-Dicks Drive
x Am Carina
(Applicant)

Proposed Priority 5-5-77

Received by TK Date 5-5-77 Time 2:30 PM
Preliminary check by TK Fee \$ 10.00
Received by TK Date 5-5-77 (5478)
Publication prepared by TK Date 5-9-77
Published in Good River News
Publication dates 5-19-77 to 5-26-77
Publication approved TK Date 5-31-77
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by: _____
Hearing held by _____ Date _____
Recommended for approval denial by TK 5.5.

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. 97-7115, 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 _____, January 1, 19 84.

c. Other: The maximum rate of diversion allowed under this permit when combined with Permit No. 97-7114 shall not exceed 0.04 cfs.

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

Witness my hand this _____ day of _____

February 19 79

Chief, Operations Bureau

J. Allen Saylor

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

Application No. 96-7539, Dieter-Carius,

as it was published in the regular and entire issue of said paper
for a period of two consecutive weeks, commencing on
the 19 day of May, 19 77,
and
ending on the 26 day of May, 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 May, 19 77

Jean Archite
Notary Public for Idaho,
Residing at Priest River, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Rolf-Dieter and or Ann Carius
Rt. 1 Box 287 Priest River,
Idaho has on May 5, 1977 sub-
mitted Application No. 96-7539
for a permit to appropriate 0.04
cubic feet per second of water
from a developed spring within
the NW¹/₄SE¹/₄ Sec 21, T56N
R4W, B.M. Bonner County to be
used from Jan 1 to Dec 31 for
domestic purposes within the
NW¹/₄SE¹/₄ Sec 21, T56N, 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 June 6, 1977.

C. STEPHEN ALLRED

Director

Published in the Priest River
Times, Priest River Id on May
19 and May 26, 1977.

OK
5-31-77
#



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

October 2, 1981

RE: Permit No. 97-7115

Rolf-Dieter Carius &/or Ann Carius
Route #1, Box 387
Prest River, ID 83856

Dear Mr. and Mrs. Carius:

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure



4/19/25

JUN 8 1981

Department of Water Resources

Permit No.

REMARKS

10/15/79

3

(List Telephone No. used)

(Date, time, location)

Methods of measurement estimate / calculation Meets Permit requirements? yes

Measurement calculations: 1 house @ 0.04 cts = 1.2 aEq

TO

0.04

4.2

123

Total

Remarks Owner said spring dries up in early summer
and then stream (97-7114) is used.

9-4 Stream No Overlap

UNRECORDED

A hand-drawn diagram on a grid. A rectangle is drawn with its bottom-left corner at the intersection of the 4th vertical line and the 4th horizontal line from the top. The rectangle's width is 2 units (from the 4th to the 6th vertical line), and its height is 2 units (from the 4th to the 6th horizontal line). The text "T56W, R4W" is written inside the rectangle. The text "21" is written to the right of the rectangle, and "24" is written below the rectangle. The text "X Rd 99/61" is written to the right of the rectangle, below "21".

Point(s) of diversion: NW 5E SEC 21 T56N 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~~

Checked by _____
Approved by _____

Date 5/21/81
Date 6/3/81
Date 9/16/81

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. 97-7115.

Name(s) of Permit Holder: ROLF-DIETER & OR ANN CARIUS

Post Office Address: RT 1, BOX 387
PRIEST RIVER, IDAHO 83856

Source of Water: SPRING, NW 1/4 SE 1/4, 21 56N 10W

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

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.

10 SEPT 1979

Date

Rolf-Dieter Carius
Ann Carius

Signature of Permit Holder

ROLF - DIETER

PO BOX 1387
1979

RT 1, BOX 1387

PRIEST RIVER, ID. 83856



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

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

October 15, 1979

RECEIVED

OCT 18 1979

Department of Water Resources

Mr. Rolf Dieter
Route 1 Box 387
Priest River, ID 83856

RE: 97-7115

Dear Mr. Dieter:

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. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

Tom D. King

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

RECEIVED

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

Rolf-Dieter &/or Ann Carius
Rt. 1, Box 387
Priest River, ID 83856

RECEIVED
MAY 19 1981



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

February 5, 1979

Re: Permit No.'s 97-7114 & 97-7115

Rolf-Dieter &/or Ann Carius
Rt. 1, Box 387
Priest River, Idaho 83856

Dear Mr. or Mrs. Carius:

Enclosed are copies of your approved Applications for Permit. We direct your attention to the conditions of approval as listed on the fourth pages.

Sincerely,

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

DRT:lr

Enc: 2

97-7115

STAFF REVIEW - STATE OFFICE

1. ✓ Name vs. Signature
2. src Source
3. ✓ Point of Diversion
4. ✓ Amnt. & Period of Use
5. ✓ Descrip. of Diverting Wrks.
6. 5 Time req. for Proof of B/U
7. ✓ Place of Use for other than irrig.
8. N/A Place of Use for irrigation (add acres)
9. A Property Owner at Pt. of Div. & Pl. of Use
10. ✓ Map
11. 10 Fee & Rec't. No. 5-5-77

Copies Sent To:

NO Idaho Health Department
/ Idaho Fish & Game Dept.
/ Bureau of Land Management

NO U.S.F.S.
/ Dept. of Lands
/ Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area yes ✓ no

Other rights on same land 97-7114 filed by applicant for same use from different source

Withdrawals of all protests received X see memo to file dated 3/2/78
yes no

Conditions:

ID Power Co. Letter - Snake R. NO
 ID Power Co. Letter - G.W. & Tribs. /
 Snake River Condition /
 Payette River Letter /
 Priority Date 5/5/77
 Water Quality #16 NO
 Water Quality #10 /
 intrastate / interstate /

Meas. Dev. or Sc. Meas. NO
 Totalizing meter /
 Supplemental /
 Right-of-Way Cond. /
 Watermaster Cond. /
 Wtr. Dist No. /
 Meas. Dev. Cond. for apps within a Water Dist. /

The maximum rate of diversion allowed under this permit when combined with permit No. 97-7114 shall not exceed 0.04 cfs.

Jim Reviewer
1/31/79 Date

INTER-DEPARTMENT MEMO — 1

FROM Bob Haynes

DATE March 2, 1978

TO File 97-7115

SUBJECT Because of the close connection between this application and two others of the same applicants that have been protested this application is being held pending the outcome of the protest.

SIGNATURE

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Coxius

☒ 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) RWA 5-5-77

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) RWA 5-5-77

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: See Memo

(11) B 5-31-77

Affidavit of Publication received(date) 5-27-77

(12) B _____

Final date for protests 8-6-77

Protests received: yes no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve

_____ Deny

RECEIVED
JAN 30 1979

Department of Water Resources

5-5-77 Proposed Priority

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By B.B. Haynes

5-20-79

BDF

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

In the Matter of Protests Against Approval)
of Applications for Permit No.'s 97-7113,)
97-7114 and 97-7115 in the name of)
Rolf-Deiter &/or Ann Carius)

NOTICE OF CONFERENCE
AND/OR HEARING

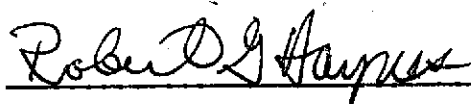
On May 5, 1977, Rolf-Deiter &/or Ann Carius filed with the Department of Water Resources three applications to appropriate the public waters of the State of Idaho. The Department received protests against approval of said applications on May 31, 1977, from Mr & Mrs Wayne Fox, Mr & Mrs Jacob Rhodes, and Daniel F Clark.

The Department has set the matter of protests for conference and/or hearing for Thursday, March 2, 1978, at 9:00 am in the Conference Room, City Hall, Sandpoint, Idaho. Any hearing will be held in accordance with the Rules and Regulations of the Idaho Code and adopted Rules of Practice and Procedure of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present evidence and argument on all issues involved.

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

Failure to appear at the time and place set for hearing by the applicants or protestants may allow the Department without prejudice to dismiss the protests or the applications. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

Dated this 15 day of February, 1978.



ROBERT G. HAYNES, P.E.
Regional Supervisor

MICROFILMED



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

May 12, 1977

RE: Applications No. 96-7539; 96-7537; 96-7538.

Priest River Times
PO Box 308
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:cp

Enc: Legal Notice(s)

B. J. Fickel
5-31-77
[Signature]

RECEIVED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Rolf-Dieter &/or Ann Carlius

Rt 1 Box 387, Priest River, Id

has on May 5, 1977 submitted Application No. 95-7539

for a permit to appropriate 0.04 cubic feet per second ~~acre feet per annum~~
of water from State a developed spring

~~by means of~~

within the NW-SE- Sec 21, T56N, R4W, B.M. Bonner County

to be used from Jan 1 to Dec 31

for domestic purposes

within the NW-SE- Sec 21, T56N, 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 June 6, 1977.

C. STEPHEN ALLRED
Director

Published in the Priest River Times, Priest River, Id

on May 19 and May 26, 1977

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
Rolf-Dieter and or Ann Caritas
Rt. 1 Box 287 Priest River,
Idaho has on May 5, 1977 sub-

mitted Application No. 96-7539
for a permit to appropriate 0.04
cubic feet per second of water
from a developed spring within
the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 21, T36N
R4W, B.M. 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, T36N, 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 June 6, 1977.
C. STEPHEN ALLRED
Director

Published in the Priest River
Times, Priest River Id on May
19 and May 26, 1977.

OK
5-14-77