

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7007 Priority June 8, 1970 Amount 0.04 cfs

THIS IS TO CERTIFY, that VERN J. KIDD
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 97-7007 issued pursuant to Application for Permit dated June 8, 1970,
and has submitted proof to the Department of Water Resources on February 9, 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 unnamed springs,
tributary to Priest Lake, 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>0.04</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 0.04 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 NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 12,
Twp. 60 N, Rge. 5 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 $\frac{1}{4}$	
60 N	5 W	12									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 8 day of
March, 19 76.

Director

Identification No. 97-7007
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

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

LICENSE ISSUED FOR 0.04 cfs.
LICENSE PAGE NO. _____

1. Name of applicant Vern J. Kidd
post office address Rt. #5, Priest River, Idaho 85806 83856
2. Source of water supply springs which is a tributary of Priest Lake
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2 Township 60-N Range 5-W B.M. of Schneiders Beach #1 Bonner County additional points of diversion if any: _____
Lot 2 - E in Block 2, Schneider's Beach Lots, No. 1, located in
Section 12, Township 60, North of Range 5, West of Boise Meridian.
b. If water is not consumed, it will be discharged into Priest Lake at a point in Lot E, Block 2 of Schneiders Beach #1 of NE $\frac{1}{4}$ of Section 2, Township 60-N Range 5-W B.M.
4. Water will be used for the following purposes:
Amount .04 cfs 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. .04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Jet pump 1/2 H.P. from well
reservoir with 1 1/4 pipe for 60 feet from springs to house

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 20 inches; proposed depth of well is 8 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 \$ 300.00
8. Description of proposed uses: as above
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: 1/2 hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

97 7007

Total number of acres to be irrigated-

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

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

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:

[illegible]

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.

97 7007

97 2007

Received by Date Time 11:30 a.m.

Preliminary check by Fee \$ 10.00

Received by Date 6-8-70 # 4724

Publication prepared by dr Date 8-5-70

Published in Priest River Times

Publication dates 8-13 & 20-70

Publication approved Date 8-25-70

Priority reduced to Reason

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

Protests filed by:

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Protests filed by:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 97-7007, 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 April 1, 19 76.

c. Other:

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

Witness my hand this 15th day of April, 19 71.

Director

~~XXXXXX~~

APPROVED

BEFORE THE DIRECTOR
OF THE
IDAHO DEPARTMENT OF WATER ADMINISTRATION

In the Matter of Application)
for Permit No. 97-7007 in)
the name of VERN J. KIDD)
_____)

MEMORANDUM DECISION
AND ORDER

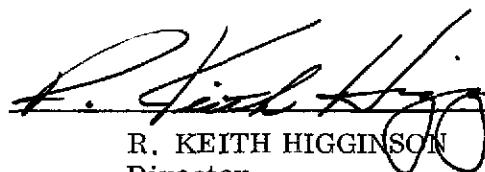
Application No. 97-7007 was filed by Vern J. Kidd, on June 8, 1970, for a permit to appropriate 0.04 cubic feet per second of water from springs located in Lot 2 - E in Block 2, Schneider's Beach Lots, No. 1, located in Section 12, Twp. 60 N., Rge. 5 W., B.M., in Bonner, County, Idaho. The water is to be used for domestic requirements of two families within said Lot 2. Notice of the proposed application was published in the Priest River Times, Priest River, Idaho, on August 13 and August 20, 1970.

Protests against the granting of the permit were filed by several adjoining land owners who contended that the application is ambiguous and covers too large an area and that Mr. Kidd is requesting an excessive amount of water for domestic purposes.

A conference concerning the protests was held in the Bonner County Court House, Sandpoint, Idaho, on March 31, 1971. The controversy appears to have arisen from the manner in which the notice of the proposed application was published. The Department listed only the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 12, Township 60 North, Range 5 West, B.M., as the location of the point of diversion and failed to identify more specifically the point as being located within Lot 2 - E in Block 2, Schneider's Beach Lots, No. 1, Section 12, Township 60 North, Range 5 West, B.M. The protestants indicated that with the understanding that the only water filed upon by Mr. Kidd was the springs located on his property they had no objections to the granting of the permit.

The application appears to meet the provisions of Section 42-203, Idaho Code, therefore, it is hereby Ordered and Application for Permit No. 97-7007 is hereby APPROVED.

Dated this 15th day of April, 1971.


R. KEITH HIGGINSON
Director

Affidavit of Publication

STATE OF IDAHO

County of Bonner,

ss.

Marie Martin,

being duly sworn, says that he 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 circulation 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 Permit to Appropriate the Public Waters of the State of Idaho

as it was published in the regular and entire issue of said paper for a period of two consecutive weeks, commencing on the 13th day of August, 19 70, and ending on the 20th day of August, 19 70, and that said notice was published in said newspaper proper, and not in supplement form.

Marie Martin

Subscribed and sworn to before me this

20th day of August, 19 70.

George Connolly
Notary Public for Idaho,

Residing at Priest River, Idaho

RECEIVED

AUG 21 1970

Department of Water Administration

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Vern J. Kidd, Route 5, Priest River, Idaho, has on June 8, 1970, submitted Application No. 97-7007 to appropriate the public waters of unnamed springs, tributary to Priest Lake.

The application proposes a maximum diversion and appropriation of 0.04 cubic feet per second of water to be diverted by pump and pipe within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't Lot 4), Sec. 12, T. 60N, R. 5W, B.M., Bonner County, and is to be used within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (Gov't Lot 4), Sec. 12, T. 60N, R. 5W, B.M. for domestic purposes for two families from Jan. 1 to Dec. 31.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Water Administration on or before August 31, 1970.

R. KEITH HIGGINSON

Director

Published in the Priest River Times, Priest River, Idaho, on August 13 and August 20, 1970.

33-2t

97 7007

March 10, 1976

Re: Permit No. 97-7007

**Mr. Vern J. Kidd
Route 5, Box 173
Priest River, Idaho 83856**

Dear Mr. Kidd:

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

Sincerely,

**D. Darlene Reich
Water Rights Supervisor**

**ddr
Enc: Copy of license**

RECEIVED

FEB 13 1976

Post office address Route 5, Box 173, Priest River, ID 83856

Department of Water Resources
Phone — Northern District Office

Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Domestic (2)
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(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: _____

Permit No. 97-7007

Examination for b/u

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 60N N/S, Range 5W E/W, B.M., Section 12, Subdivision NE $\frac{1}{4}$ SW $\frac{1}{4}$, Bonner
County

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

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: Also known as Lot 2 - E in Block 2, Schneider's Beach Lots, No. 1
Sec 12, T60N, R5W

Description of diverting works: Jet pump 1/2 hp from well reservoir with 1 1/4" pipe for 60 ft. to house, depth of well from surface 10'

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

[illegible]

DATE OF EXAM 2-24-76

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

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 .04 Method of measurement None

Total Q recommended .04 Meter No. _____ Type _____ Condition _____

Total V recommended 1.2

Recommended Amendments:
P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION: one H/H @ .04 cfs @ 1.2 AF/Ann

SYSTEM DESCRIPTION: TK collection box
deep pump from TK white pipe - 60' to house
intake 10' deep
TK collection box

REMARKS:

Examiner's Signature Tom D King Jr Date 2-24-76
Checked by Rob E. Murray Date 2-26-76
Approved by _____ Date _____

February 11, 1976

Re: Permit No. 97-7007

Vern J. Kidd
Route 5, Box 173
Priest River, Idaho 83856

Dear Mr. Kidd:

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. 97-7007

Permit No. 97-7007

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Dean J. Kidd
b) Post Office Address Rt 5 Box 173 Priest River, Idaho 83856
2. Permit Number 97-7007
3. Date of Priority that you are prepared to establish April 15, 1971
4. a) Source from which water was appropriated Spring
b) Location of the point of diversion: NE 1/4 SW 1/4, Section 12
Township 60, Range North of Range 5 Boise Meridian, Other points of diversion:
Lot 2 - E in Block 2 Schneiders Beach Lots, No. 1 Section 12,
Township 60 North, Range 5 West, B.M.
5. a) The amount of water and use to which the water has been applied:
Amount .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 4400 cubic ft per year 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: By rate of flow & time pump runs
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) Jet pump to H. P. from well
reservoir with 1 1/2 in pipe for 60 ft to house
depth of well from surface 10 ft.
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: June 12, 1971
I dug well myself. Dean J. Kidd
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
domestic only

2-10-76 Y

msb

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: I did all the work on well myself & installed pump & pipes. The well is used only for household use or domestic.

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

2/7/76
(Date)

Vern J. Kidd
(Signature)

State of Idaho)
County of Bonner) ss.

On this 7th day of February, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Oda Mae Martin
Notary Public residing at Nordman
Idaho 83848

My commission expires July 2, 1976

- **SENDER:** Complete items 1, 2, and 3.
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¢
☐ **RESTRICTED DELIVERY.**
 Show to whom and date delivered..... 65¢
☐ **RESTRICTED DELIVERY.**
 Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
----------------	---------------	-------------

138333

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. *Vern Kidd*

DATE OF DELIVERY

POSTMARK

5. **ADDRESS** (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS
PM
RIVER
FEB 21 1976

SENDER INSTRUCTIONS

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

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

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



**RETURN
TO**



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

January 30, 1976

CERTIFIED MAIL

138333

Re: Permit No. 97-7007

Mr. Vern J. Kidd
Route 5
Priest River, Idaho 83856

Dear Mr. Kidd:

One of the conditions of approval of your water Permit No. 97-7007 (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 April 1, 1976. 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

RKH:jg
Enc: Proof affidavit

September 14, 1971

Re: Permit No. 97-7007

Mr. Vern J. Kidd
Route # 5
Priest River, Idaho 83856

Dear Mr. Kidd:

Pursuant to your letter of September 1, 1971, please find enclosed a proof of beneficial use affidavit for your use in submitting proof in connection with the above referenced permit.

If we may be of any assistance in this matter, please do not hesitate to contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: B/U affidavit

97 7007

VERN J. KIDD, Chairman
Rt. 5,
Priest River, Idaho 83856

Priest Lake Waterways

CLEANER WATER :- SAFER BOATING

Sept. 1, 1971

BOARD MEMBERS:

RUSSELL BISHOP,
Coolin, Idaho 83821

RICHARD BARNES
Rt. 5
Priest River, Idaho 83856

HENRY J. RICARD
Rt. 5
Priest River, Idaho 83856

CLARENCE JOHNSON
Nordman, Idaho 83848

RECEIVED
SEP 2 1971

Department of Water Administration

*R. Keith Higginson Director
State of Idaho
Dept. of Water Administration
Statehouse Annex 2
Boise, Idaho 83707*

Dear Mr. Higginson:

*I have completed construction of well + pump house.
Water is piped into the house. Could you please send
me form for permanent water rights, I identification
No. 97-7007*

Sincerely

*Vern J. Kidd,
Rt. 5 Priest River
Idaho 83856*

97 7007

April 23, 1971

Re: Permit No. 97-7007

Mr. Vern J. Kidd
Route 5
Priest River, Idaho 83856

Dear Mr. Kidd:

Enclosed is a copy of your approved application for permit No. 97-7007. We direct your attention to the conditions of approval as listed on the fourth page, and also the Memorandum Decision dated April 15, 1971.

Also enclosed is departmental receipt No. 4724 in the amount of \$10.00 covering the filing fee for your permit.

If we may be of assistance at any time, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of permit
Receipt #4724

97-7007

151

3-19-71

Sp. W. M.

Dear Sir:

Department of Social Administration

In Regards To letter of 3-14-71
Matter of protest To permit No.
97-7007 to Vern J. Kidd.

In view of the death of Mrs.
DePaolo In Dec. and the coming
Transfer of title to property.

I feel I no longer have a
legal right in this issue.

So must withdraw from
protest as will not be around
or be eligible to a say in this
matter.

In fact with everything
else turned over to the lawyers
it had been forgotten till your
letter arrived.
Sincerely
97-7007 M. DePaolo.

APPLICATION No - 97-7007

K100 HAS INSTALLED 18" CULVERT IN A SPRING AREA
12' DEEP

NO OBJECTION - APPROVE SUBT TO PRUD REGATE

97-7007

97-7007 - Vern J. Kidd

Bonner County Court House, Sandpoint, Idaho

March 31, 1971 at 9:00 a.m.

ROSTER OF ATTENDANCE

Name

Address

Representing

Vern J. Kidd

Doris A. Kidd

Charles Smyth

Kathryn Joyce

Floyd L. Breeden

Patricia L. Breeden

97 7007

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

22578

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

MAR 19 1981

97 7007

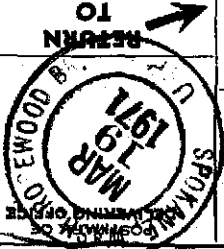
055-16-71542-10 GPO

97-7007

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

19 MAR 1967

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, 1967



NAME OF SENDER

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article *RETURN* RECEIPT REQUESTED.

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

BOISE, IDAHO

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

22582

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

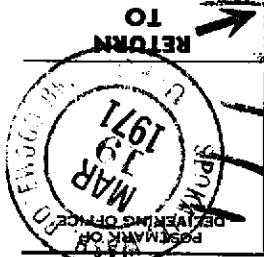
3

97-7007

97-7007

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE-1000



INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Mailing suggested ends, attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.

NAME OF SENDER

STATE OF IDAHO

STREET AND NO. OR P.O. BOX

DEPARTMENT OF WATER ADMINISTRATION

BOISE, IDAHO

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

22579

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3-19-71

1

Mrs J. B. Smyth

2

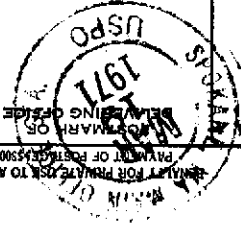
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

3

97-7307

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

REMITTANT FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE \$5.00



**RETURN
TO**



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

BOISE, IDAHO

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

Vern J. Kitch

22581

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

MAR 19 1957

67-13207

655-18-71648-10 GPO

97-7007

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

NAME OF SENDER

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

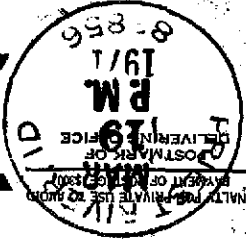
STREET AND NO. OR P.O. BOX

BOISE, IDAHO

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistened gummed ends, attach and hold firmly to back of article. Print on front of article *RETURN RECEIPT REQUESTED*.

**RETURN
TO**



INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

22586

INSURED NO.

1

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

MAR 29 1972

97-7007

97-7007

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

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

NAME OF SENDER

STATE OF IDAHO

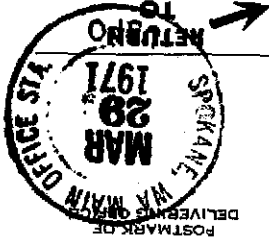
STREET AND NO. OR P.O. BOX

DEPARTMENT OF WATER ADMINISTRATION

BOISE, IDAHO

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS: Show name and address below and
complete instructions on other side, where applicable.
Molsten gummed ends, attach and hold firmly to back
of article. Print on front of article RETURN
RECEIPT REQUESTED.



INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

Mrs Fuller Joyce

22576

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3

3/20/71

97-7007

Apr. 1967

POD Form 3811

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**



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

**POSTMARK OF
DELIVERING OFFICE**

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moistens gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN**

**RETURN
TO**

NAME OF SENDER

STATE OF IDAHO

STREET AND NO. OR P.O. BOX

DEPARTMENT OF WATER ADMINISTRATION

BOISE, IDAHO

POST OFFICE, STATE, AND ZIP CODE

INSTRUCTIONS TO DELIVERING EMPLOYEE



Show to whom, date, and
address where delivered



Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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

CERTIFIED NO.

1

O.C. Gay

22577

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

Mary Gay

DATE DELIVERED

SHOW WHERE DELIVERED *(only if requested)*

3

97 7007

**POST OFFICE DEPARTMENT
OFFICIAL BUSINESS**

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

POSTMARK OF
DELIVERING OFFICE

MAR 118 1971

RETURN
TO



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article **RETURN RECEIPT REQUESTED.**

NAME OF SENDER

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

STREET AND NO. OR P.O. BOX

BOISE, IDAHO

POST OFFICE, STATE, AND ZIP CODE

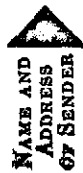
STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

97.7007



NAME AND ADDRESS OF SENDER
Dept of water Administration

Indicate type of mail:

☐ REGISTERED ☐ REGISTERED C.O.D.
☒ CERTIFIED

Affix stamp here if issued as certificate of mailing or for additional copies of this bill.
POSTMARK AND DATE OF RECEIPT

NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	POSTAGE	FEE	R. R. DEL. FEE	REST. DEL. FEE	ACTUAL VALUE	SURCHARGE	REMARKS*
✓ 1 22576	Mrs. + Mr. Fuller m. Joyce, P.O. 1, Priest River, Ida.	06	30	15				97-7007
✓ 2 22577	Mrs. + Mrs. A.C. Day, P.O. 5, Priest River, Idaho	06	30	15				97-7007
✓ 3 22578	Mrs. + Mrs. W. J. Burnett, East 8th, Marietta, Spokane Wash.	06	30	15				97-7007
✓ 4 22579	John + Oscar E. Smyth, 1913 West Dean, Spokane Wash.	06	30	15				97-7007
✓ 5 22580	Mrs. + Mrs. Joseph H. Schmidt, 3414, Review Drive, Spokane Wash.	06	30	15				97-7007
✓ 6 22581	Wm. J. Kidd, P.O. 5, Priest River, Ida.	06	30	15				97-7007
✓ 7 22582	Mrs. + Mrs. Michael D. O'Rourke, 3006 Monticello Place, Spokane Wash.	06	30	15				97-7007
✓ 8 22583	Richard B. Egan, Attorney at Law, 400 Idaho Idaho	06	30	15				92-7007
✓ 9 22584	William Rudolf + Son, Attorneys at Law, 1010 Old National Bank Bldg. Adm. Priest River, Spokane Wash.	06	30	15				92-7007
✓ 10 22585	William W. Brown, 1400 E. 8th, Idaho	06	30	15				92-7007
✓ 11 22586	Donald F. Fuller, P.O. 1, Priest River, Ida.	06	30	15				92-7113
✓ 12 22587								
✓ 13 22588								
✓ 14 22589								
✓ 15 22590								
✓ 16 22591								
✓ 17 22592								
✓ 18 22593								
✓ 19 22594								
✓ 20 22595								

TOTAL NO. OF PIECES LISTED BY SENDER 11 TOTAL NO. OF PIECES RECD AT P. O. 11 POSTMASTER, PER (Name of retelling employee) *Show under "Remarks" class postage paid if other than first or if international

APPLICATION FOR REGISTRATION OR CERTIFICATION (Surcharges are not required on international registered mail)

U.S. GOVERNMENT PRINTING OFFICE

97 7007

March 17, 1971

Re: Application for Permit No. 97-7007

County Clerk
Bonner County Court House
Sandpoint, Idaho 83864

Dear Sir:

This letter is to confirm the use of a room for a conference and/or hearing to be held by this office at 9:00 a.m. on March 31, 1971. Thank you for your cooperation in this matter.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

97 7007

BEFORE THE DIRECTOR
OF THE
IDAHO DEPARTMENT OF WATER ADMINISTRATION

In The Matter of Protests Against)
Approval of Application for Permit)
No. 97-7007 in the name of)
VERN J. KIDD)
_____)

NOTICE OF CONFERENCE
AND/OR HEARING

On June 8, 1970, Vern J. Kidd, Rte. 5, Priest River, Idaho, filed with the Department of Water Administration an application to appropriate the public waters of the State of Idaho. On August 25, 1970, a telegram was received and, on October 5, 1970, a follow-up letter was received listing the following individuals as protestants to the approval of this application: Mr. & Mrs. Floyd G. Breeden, Mr. & Mrs. Michael D. DePaola, Mr. & Mrs. O. C. Gay, Mr. & Mrs. Fuller M. Joyce, Mr. & Mrs. Joseph H. Schmidt, John Smyth, Dean E. Smyth, Mr. & Mrs. W. G. Truscott, and Mr. & Mrs. Benny Weremiczyk all of Rte. 5, Priest River, Idaho. On October 13, 1970, the Department received a letter from Mr. & Mrs. Benny Weremiczyk withdrawing their protest to this application. On August 26, 1970, the Department received an individual protest against approval of this application from Fuller M. Joyce.

The Department has set the matter of protests for conference and/or hearing on March 31, 1971, at 9:00 a.m., in the Bonner County Court House, 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 Administration. 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 applicant or protestants may allow the Department without prejudice to dismiss the protests or the application. Any and all cost incurred by reason of such nonappearance may be assessed against such nonappearing parties.

Dated this 16 day of March, 19 71.

Bobby D. Fleenor

BOBBY D. FLEENOR,
Assistant Director

Mailed this 17th day of March, 1971 to Mr. & Mrs. Fuller M. Joyce, Rte. 5, Priest River, Idaho certified mail No. 22576; Mr. & Mrs. O. C. Gay, Rte. 5, Priest River, Idaho, certified mail No. 22577; Mr. & Mrs. W. G. Truscott, East 8111 Marietta, Spokane, Washington, certified mail No. 22578; John Smyth & Dean E. Smyth, 1913 West Dean, Spokane, Washington, certified mail No. 22579; Mr. & Mrs. Joseph H. Schmidt, 3414 Riverview Drive, Spokane, Washington, certified mail No. 22580; Vern J. Kidd, Rte. 5, Priest River, Idaho, certified mail No. 22581; Mr. & Mrs. Michael D. DePaola, 3006 Monticello Place, Spokane, Washington, certified mail No. 22582. Copies of protests enclosed with Mr. Kidd's notice.

97 7007

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83767

RECEIVED

OCT 10 1970



- ☐ Moved, left no address
- ☐ No such number
- ☐ Moved, not forwardable
- ☐ Addressee unknown

Department of Water Administration

Department of Water Administration

Not for Route No. 5

Mr. & Mrs. Benny Weremiczyk

C Route 5

Priest River, Idaho 83856

Department of Water Administration

RECEIVED

OCT 10 1970



97 7867

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215

October 13, 1970



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

Re: Application for Permit No. 97-7007

Mr. & Mrs. Benny Weremiczyk
Route 5
Priest River, Idaho 83856

Dear Mr. & Mrs. Weremiczyk:

This letter is to acknowledge receipt of your letter of October 11, 1970, withdrawing your protest to the approval of the above numbered application for permit.

Very truly yours,



Donald W. McEldowney
Appropriation Supervisor

DWM:kh

97 7007

October 13, 1970

Re: Application for Permit No. 97-7007

C
C
Mr. & Mrs. Benny Weremiczyk
Route 5
Priest River, Idaho 83856

Dear Mr. & Mrs. Weremiczyk:

P
This letter is to acknowledge receipt of your letter of October 11, 1970, withdrawing your protest to the approval of the above numbered application for permit.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:kh

97 7007

October 13, 1970

Re: Application for Permit No. 97-7007

C
Mr. Vern J. Kidd
Rte. 5
Priest River, Idaho 83856

Dear Mr. Kidd:

This is to advise you that the protest against approval of your above numbered Application for Permit filed by Mr. & Mrs. Benny Weremiczyk has been withdrawn. There still remains several protests against approval of this application and we hope to have someone in your area in the near future to hold a conference and/or hearing on this matter.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM/kh

97 7007

Mrs. Benny Weremiczyk

RECEIVED

EAST 707 29th, SPOKANE, WASHINGTON 99203

10/11/92 18 1970

Jul

Dear Mr. McEldowney, Department of Water Administration

In regard to the application for permit # 97-7007 of Vern J. Kidd; We wish to have our name removed from the protest.

After having talked to Mr Kidd and his attorney, we feel we were misinformed of his intentions.

Thank you.

Mrs & Mrs Benny
Weremiczyk

Rt # 5

Priest River
Idaho

83856

97 7007

October 9, 1970

Mrs. Patricia Breeden
N. 7313 Mahr Ct.
Spokane, Washington 99208

Re: Application for Permit No. 97-7007

Dear Mrs. Breeden:

Thank you for your recent letter again informing us of your protest against the granting of Permit No. 97-7007 in the name of Vern J. Kidd.

The telegram which you sent to this office on August 24, 1970 indicated that all of the individual protestants had a mailing address of Route 5, Priest River, Idaho. We wrote to each of them on August 26 advising that the protest had been received and they would be notified at a later date as to the exact time and place set for a hearing or conference to discuss the matters contained in their protest. Of the nine letters sent out, seven were returned with the notation, "Not for Route No. 5" or "No Such Street Number." We, therefore, appreciate your recent letter giving us the correct address for each of the protestants, but you should be advised that it is not necessary to notify the Governor of your protest because there is no likelihood that you will be overlooked as you fear.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:cc

P.S. We have referred your letter to the Office of the Attorney General for reply regarding your question about voting provisions of sewage and water districts.

97 7007

September 30, 1970

Mr. R. Keith Higginson, Director
Idaho Dept. of Water Administration
1365 North Orchard
Boise, Idaho

RECEIVED

SEP 5 1970

Department of Water Administration

Dear Sir:

On August 24, 1970, the following telegram was sent to you:

"We are protesting the Water Rights Application #97-7007 (Vern J. Kidd) because the application is too ambiguous and covers too large of an area and he is requesting an excessive amount of water for domestic purposes.

Mr. & Mrs. Floyd G. Breeden, Mr. & Mrs. Michael D. DePaola,
Mr. & Mrs. O.C. Gay, Mr. & Mrs. Fuller M. Joyce, Mr. & Mrs.
Joseph H. Schmidt, John Smyth, Dean E. Smyth, Mr. & Mrs. W. G.
Truscott, and Mr. & Mrs. Benny Weremiczyk, all of Route 5,
Priest River, Idaho."

We are awaiting notification of the date and time for the hearing.

If our information is correct, Mr. Kidd is applying for:

0.04	cubic feet per second	or	.29924	gallons per second
2.400	cubic feet per minute	or	17.9544	gallons per minute
144.000	cubic feet per hour	or	1,077.264	gallons per hour
3,456.000	cubic feet per day	or	25,854.336	gallons per day

I was told approximately 90 gallons per minute would serve 30 residences (average 3-1/2 people per residence). Mr. Kidd has an artesian well on his own property, and why he is interested in all "the unnamed springs" in the whole bay, is difficult for me to understand, when he only has a 50-foot lot.

I was advised we should form an association where we all file together and have equal rights. This makes very good sense to me. We do not have an attorney, as yet, but would appreciate any information you can give us on this matter, including the procedure we are to follow.

A Sewage and Water District is being formed in this same area. Although I have not been told, I understand only year-round residences will have a vote in this matter. Although their decision would probably be fine with us, I should think any taxpayer with property involved, would have a say. Please send me the Idaho ruling on this.

97 7007

Mr. R. Keith Higginson

-2-

September 30, 1970

A copy of this letter has been sent to the Governor to help us "not be overlooked". ?
Many of us have been going to Priest Lake all our lives, and feel very strongly about our summer homes.

Thank you for your prompt attention to this matter.

Very truly yours,

Mrs. Patricia Breeden

(Mrs.) Patricia Breeden
N. 7313 Mahr Ct.
Spokane, Washington 99208

PB:sg

cc: Governor D. Samuelson - State House, Boise, Idaho
Mr. & Mrs. Michael D. DePaola - 3006 Monticello Place, Spokane, Washington
Mr. & Mrs. Joseph H. Schmidt - 3414 Riverview Drive, Spokane, Washington
John Smyth - 1913 West Dean, Spokane, Washington
Dean E. Smyth - 1913 West Dean, Spokane, Washington
Mr. & Mrs. W. G. Truscott - East 8111 Marietta, Spokane, Washington
Mr. & Mrs. Benny Weremiczyk - East 707 - 29th, Spokane, Washington
Mr. & Mrs. O. C. Gay - Route 5, Priest River, Idaho
Mr. & Mrs. Fuller M. Joyce - Route 5, Priest River, Idaho

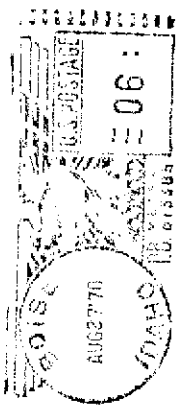
97 7007

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

Not for Route No. 5

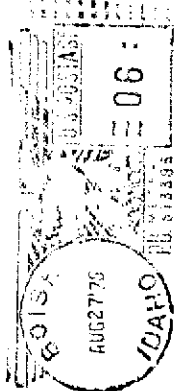
Mr. and Mrs. Michael D. DePaola
Route #5
Priest River, Idaho 83856

10-9-70 Present to address
given in P. Brecken's letter
of 9-30-70 /cc



97 7097

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



Mr. and Mrs. Joseph H. Schmidt
~~Route #5~~
Priest River, Idaho 83656

RECEIVED

21 1976

Department of Water Administration

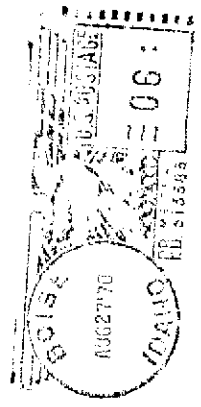
Not for Route No. 5

10-9-76 - Present to address given
in P. Breckens letter of
9-30-76/ce

97 7007



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



Mr. John Smith
Route #5
Priest River, Idaho 83856



Not for Route No. 5

*10-9-70 Receipt & address given
in P. Breedon's letter of 9/30/70
/cc*



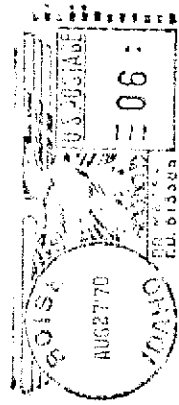
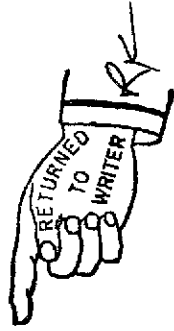
STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

RECEIVED

AUG 31 1970

Department of Water Administration

Mr. Dean E. Smith
~~Route #5~~
Priest River, Idaho 83856



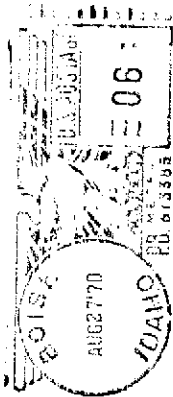
Not for Route No. 5

10-9-70 - Present to address given
in P. Breeden's letter of 9-30-70

97 7000



STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



Mr. and Mrs. Benny Weremeiczky
Route #5
Priest River, Idaho 83856

KK

Not for Route No. 5

10-9-70 - Resent to address given
in P. Creedon's letter of
9-30-70/cc



97 7007

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707



Mr. and Mrs. Floyd G. Breeden
~~Route #5~~ *RR*
Priest River, Idaho 83856

Not for Route No. *5*

*10-9-70 - Present to address
given in P. Breeden's
letter of 9-30-70/pc*



97 7087



STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

RECEIVED
SEP 3 1970

Department of Water Administration

NO SUCH STREET NUMBER

Mr. and Mrs. W. G. Truscott

~~Route #5~~

Priest River, Idaho 83856

E. 38111 Marietta Ave

Spokane, Wash. 99206

Revert to above address -
9-8-70



97 7007

September 3, 1970

Re: Application for Permit No. 97-7007

C
Mr. Vern J. Kidd
Route 5
Priest River, Idaho 83856

O
Dear Mr. Kidd:

Pursuant to your request of August 31, 1970, please find enclosed two copies
of the above referenced application.

P
If we may be of further service, please contact us.

Very truly yours,

Y
Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enclosures (2)

97 7007

Mrs. Vern J. Kidd

Route 5, Priest River, Idaho 83856

Aug. 31, 1970

State of Idaho
Dept. of Water Administration
State House - Annex 2
Boise, Idaho 83707

re: Application for Permit # 97-7007
attn: Donald W. McElderry
Appropriation Supervisor.

Dear Sir:

Due to the protest filed against the issuance of the above numbered application for a permit, may I have two (2) copies of that application for our use and records.

Very truly yours,
Vern J. Kidd

Address:

Vern J. Kidd

Route 5

Priest River, Idaho 83856.

97 7007

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 26, 1970

Re: Application for Permit No. 97-7007

Mr. Vern J. Kidd
Route 5
Priest River, Idaho 83856

Dear Mr. Kidd:

We have enclosed a copy of the protest filed against the issuance of a permit pursuant to your Application No. 97-7007. You should be aware that the following are the only items which, under Section 42-203 of the Idaho Code, we can consider at a hearing in approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

The waters intended to be appropriated must be public water of the State of Idaho or if private waters, as defined under Section 42-212, Idaho Code, the applicant must have authority from the owner of the land on which the water lies to divert the water.

The Department of Water Administration may reject an application for permit or may partially approve or grant the permit upon conditions.

97 7007

Page 2

Mr. Vern J. Kidd

Re: 97-7007

August 26, 1970

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish right-of-ways over private or governmental lands. Right-of-ways or easements must be obtained by the applicant through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. Legal counsel is not mandatory at any proceeding before the Department, although you may desire to employ an attorney in your behalf.

If we may be of any assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Copy of protest

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. Floyd G. Breeden
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Breeden:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

Please bear in mind that the Department may reject such application and refuse issuance of a permit, partially approve the permit, approve the permit for a quantity of water less than applied for, or approve the permit subject to special conditions.

A permit issued by this office is subject to all prior water rights and does not in any way convey or establish right-of-ways over private or governmental lands. Right-of-ways or easements must be obtained by the individuals concerned through action outside of the water right proceedings.

You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. If we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. Michael D. DePaola
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. DePaola:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

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You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. If we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. O. C. Gay
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Gay:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?

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You will be notified at a later date as to the time and place set for a hearing and/or conference to discuss the matters of protest. If we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. Fuller M. Joyce
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Joyce:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
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Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. Joseph H. Schmidt
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Schmidt:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
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Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. John Smith
Route #5
Priest River, Idaho 83856

Dear Mr. Smith:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
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Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. Dean E. Smith
Route #5
Priest River, Idaho 83856

Dear Mr. Smith:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
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Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. W. G. Truscott
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Truscott:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
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Very truly yours,

97 7007

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

August 26, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Mr. and Mrs. Benny Weremeiczky
Route #5
Priest River, Idaho 83856

Dear Mr. & Mrs. Weremeiczky:

We are in receipt of your protest concerning the above referenced application for permit. The following are the only items which, under Section 42-203 of the Idaho Code, can be considered at a hearing and/or conference in either approving or denying an application for permit:

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
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Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:dr

97 7007

1
CST
August 25, 1970
Route 5
Priest River, Idaho

Idaho Department of Water Admin.
State Reclamation Engr.
State House
Boise, Idaho

RECEIVED

AUG 26 1970

Department of Water Administration

Mr Higginson, Director
Dear Sir:

In protest of water right application number 97-7007 by Vern J. Kidd of Route 5, Priest River, Idaho. I hereby state my objections and request your office to make an examination.

1. There is a need to be more specific as to location. The 40 acre piece of property for which the application is made is in ownership of approximately 30 families. Each dependant on the same water source. The applicant owns one parcel of land 50 ft. wide by 200 ft. long. This is plated as E-2, Schneiders Beach Lots No 1.
2. As there is a water and sewer district in the planning stage it would be, I believe, in the best interest of the public to withhold water rights in this area until the district is formed or the idea abandoned.
3. My property is located three hundred feet from Vern J. Kidd. I own lots 3 & 4 of the same subdivision.

97 7007

Sincerely
Fuller M. Joyce



Telegram

943P PDT AUG 24 70 PRA 197

PR SKA322 AY NL PDB FAX SPOKANE WASH 24

R KEITH HIGGINSON

DIRECTOR IDAHO DEPT OF WATER ADMN

614 STATE BOISE IDA

WE ARE PROTESTING THE WATER RIGHTS APPLICATION #97-7007 (VERN J KIDD) BECAUSE THE APPLICATION IS TOO AMBIGUOUS AND COVERS TO LARGE OF AN AREA AND HE IS REQUESTING AN EXCESSIVE AMOUNT OF WATER FOR DOMESTIC PURPOSES

MR AND MRS FLOYD G BREEDEN

MR AND MRS MICHAEL D DE PAOLA

MR AND MRS O C GAY

MR AND MRS FULLER M JOYCE

MR AND MRS JOSEPH H SCHMIDT

JOHN SMITH DEAN E SMITH

MR AND MRS W G TRUSCOTT MR AND MRS BENNY WEREMEICZYK

RECEIVED

AUG 25 1970

Department of Water Administration



Telegram

(ALL OR ROUTE 5 PRIEST RIVER IDAHO).

RECEIVED

MAY 25 1970

Department of Water Administration

2215
384-2170 ofc
D HSA ful

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

August 5, 1970

Re: Application for Permit No. 97-7007 - Vern J. Kidd

Priest River Times
P.O. Box 398
Priest River, Idaho 83856

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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

97 7007

DWM:DR

Enc: Legal notice

*Bill submitted
8-25-70
ds*

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Vern J. Kidd, Route 5, Priest River, Idaho,

has on June 8, 1970,

submitted Application No. 97-7007 to appropriate the public waters of
unnamed springs, tributary to Priest Lake

~~The proposed uses are:~~

The application proposes a maximum diversion and appropriation of 0.04
cubic feet per second acres of water to be diverted by pump and pipe
within the NE 1/4 SW 1/4 (Gov't Lot 4),
Sec. 12, T. 60N, R. 5W, B.M., Bonner County,

and is to be used within the NE 1/4 SW 1/4 (Gov't Lot 4), Sec. 12, T. 60N, R. 5W, B.M.
for domestic purposes for two families from Jan. 1 to Dec. 31

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Water Adminis-
tration on or before August 31, 1970.

R. KEITH HIGGINSON
Director

Published in the Priest River Times, Priest River, Idaho,

on August 13 and August 20, 1970.

✓

97 7007

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 30, 1970

Re: Application of Permit No. 97-7007

Mr. Vern J. Kidd
Route #5
Priest River, Idaho 83856

Dear Mr. Kidd:

In the final review of your application for permit, we find that we need a more precise legal discription on your point of diversion. We need to know the legal subdivision; that is, which 40 acre tract your lot is located within.

As soon as we are in receipt of this information, we shall continue to process your application.

Very truly yours,

A handwritten signature in cursive script that reads "Dorian Clay".

Dorian Clay,
Appropriation Examiner

DC/DG

*(NE⁴ SW⁴) legal description Gov't Lot 4
Section 12, Township 60
North, Range 5 West*

*Per Norma E. Strecker
Bonner County Assessor
Sandpoint, Idaho 83864*

97 7007

June 30, 1970

Re: Application of Permit No. 97-7007

Mr. Vern J. Kidd
Route #5
Priest River, Idaho 83856

Dear Mr. Kidd:

In the final review of your application for permit, we find that we need a more precise legal discription on your point of diversion. We need to know the legal subdivision, that is, which 40 acre tract your lot is located within.

As soon as we are in receipt of this information, we shall continue to process your application.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG

97 7007

C
O
P
Y