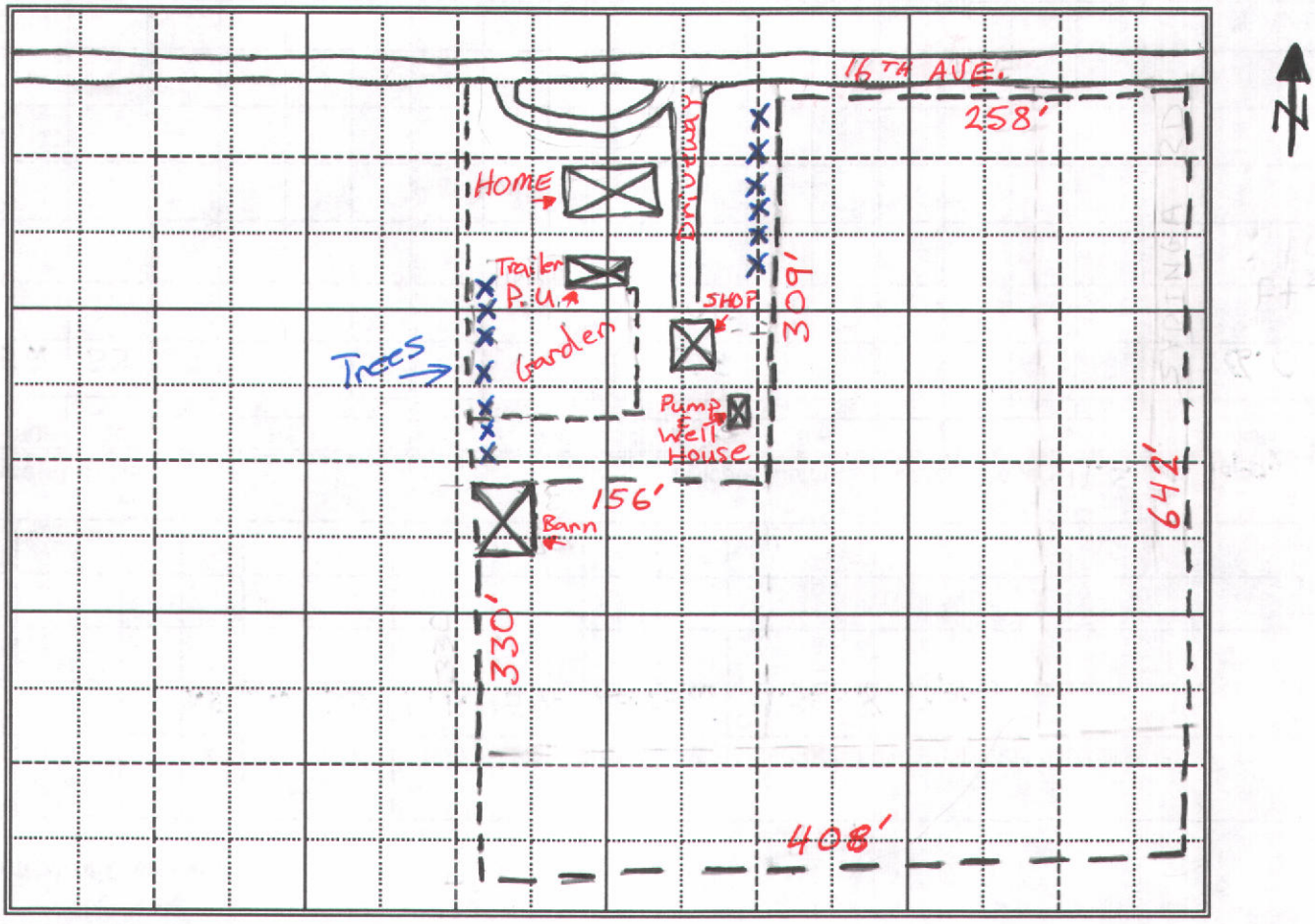
3. **Delivery System Diagram**: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____.

X Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

___ Aerial Photo Attached (required for irrigation of 10+ acres)

X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	franklin	7.5		submersible	2"

*Code to correspond with No. on map and aerial photo

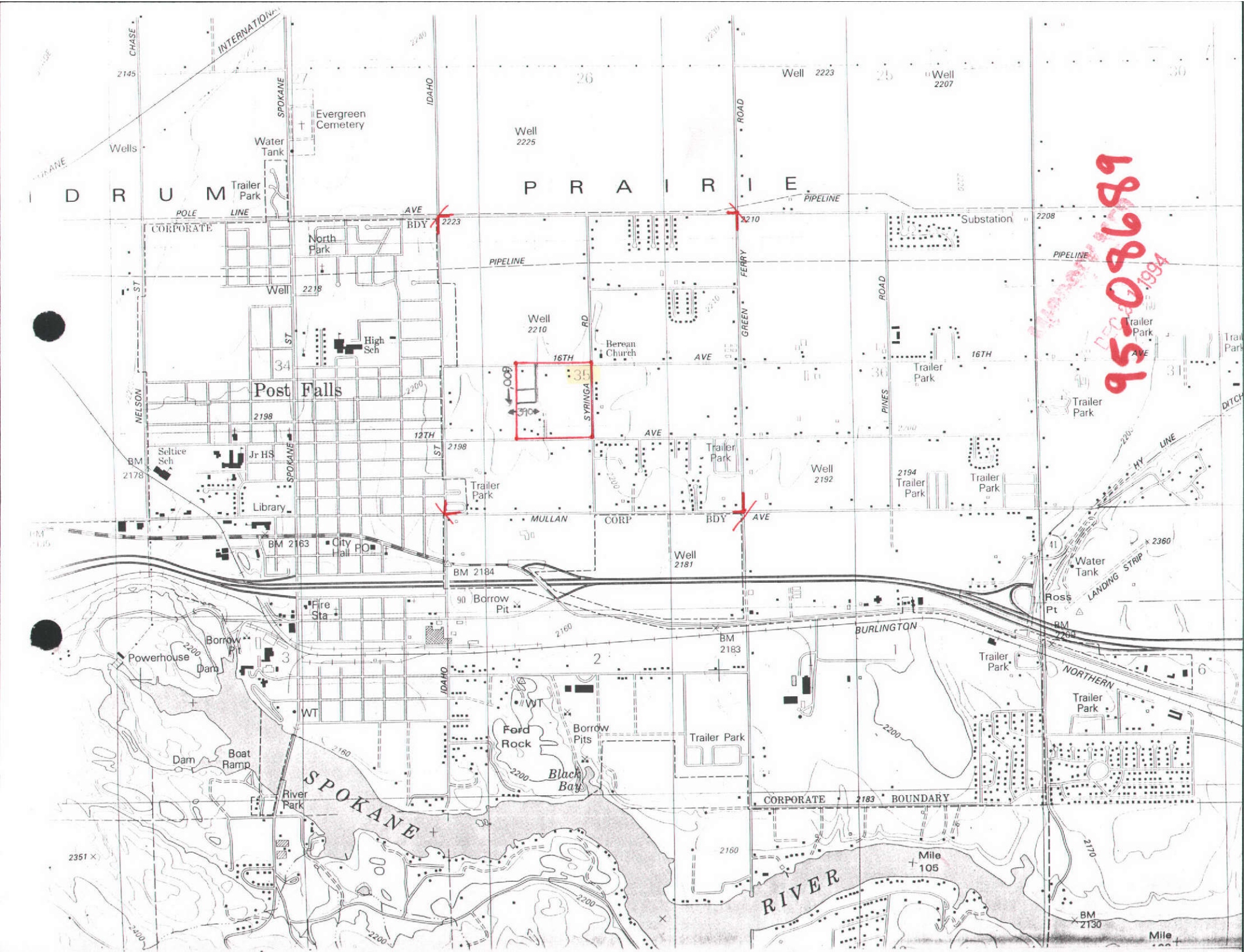
D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. **Measurements:** Bucket/stopwatch method

DEC 21 1994


DRUM
PRAIRIE
Post Falls
Evergreen Cemetery
Water Tank
Wells
Trailer Park
North Park
High Sch
Seltice Sch
Jr HS
Library
City Hall
PO
BM 2163
BM 2178
BM 2184
BM 2183
BM 2130
Fire Sta
Borrow Pit
Powerhouse
Dam
Boat Ramp
River Park
Ford Rock
Borrow Pits
Black Bay
SPOKANE RIVER
Berean Church
Substation
Water Tank
Ross Pt
Mile 105
CORPORATE BOUNDARY
CORPORATE
BDY
MULLAN
POLE LINE
PIPELINE
SPOKANE
IDAHO
NELSON
FERRY
GREEN
PINES
SYRINGA
ROAD
ST
AVE
16TH
12TH
BURLINGTON NORTHERN
LANDING STRIP
Well 2223
Well 2207
Well 2225
Well 2218
Well 2210
Well 2192
Well 2181
Trailer Park
2194 Trailer Park
2360
2351
2130

#95-08689

Mr. McKelvy's
Domestic P. W.

Mr. McKelvy's P. D.
and Pump House

DEC 21 1994

95-08689

Mr. McKelvy's Lawn & garden with orchards

Irr.

Mr. McKelvy's field and more orchard trees.

Irr.

DEC 21 1994

Form 238-7
8/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name RALPH MCKELVY

Address 1226 E. 16TH POST FALL, ID

Drilling Permit No. 95-91-N-52

Water Right Permit No. _____

2. NATURE OF WORK

[X] New well [ ] Deepened [ ] Replacement
[ ] Well diameter increase
[ ] Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

[X] Domestic [ ] Irrigation [ ] Test [ ] Municipal
[ ] Industrial [ ] Stock [ ] Waste Disposal or Injection
[ ] Other _____ (specify type)

4. METHOD DRILLED

[X] Rotary [X] Air [ ] Hydraulic [ ] Reverse rotary
[ ] Cable [ ] Dug [ ] Other _____

5. WELL CONSTRUCTION

Casing schedule: [X] Steel [ ] Concrete [ ] Other _____

Thickness	Diameter	From	To
.250 inches	6 inches	+ 1 feet	260 feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

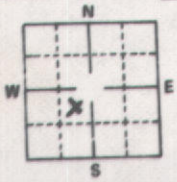
Was casing drive shoe used? [X] Yes [ ] No
Was a packer or seal used? [ ] Yes [X] No
Perforated? [ ] Yes [X] No
How perforated? [ ] Factory [ ] Knife [ ] Torch [ ] Gun
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? [ ] Yes [X] No
Manufacturer's name _____
Type _____ Model No. _____
Diameter ___ Slot size ___ Set from _____ feet to _____ feet
Diameter ___ Slot size ___ Set from _____ feet to _____ feet
Gravel packed? [ ] Yes [X] No [ ] Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth 20 Material used in seal: [ ] Cement grout
[X] Bentonite [ ] Puddling clay [ ] _____
Sealing procedure used: [ ] Slurry pit [ ] Temp. surface casing
[X] Overbore to seal depth
Method of joining casing: [ ] Threaded [X] Welded [ ] Solvent Weld
[ ] Cemented between strata
Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____
Lot No. _____ Block No. _____

County KOOTENAI

NE ¼ SW ¼ Sec. 35, T. 51N [ ] N [ ] S R. 5W [ ] E [ ] W

7. WATER LEVEL

Static water level 220 feet below land surface.
Flowing? [ ] Yes [X] No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: [ ] Valve [ ] Cap [ ] Plug
Temperature _____ °F. Quality GOOD
Describe artesian or temperature zones below

8. WELL TEST DATA

[ ] Pump [ ] Bailer [X] Air [ ] Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
50+	260	1

9. LITHOLOGIC LOG

Bore Diam.	Depth From	Depth To	Material	Water Yes	Water No
8	0	6	CLAY, SAND & GRAVEL		X
	6	72	COBLES & SAND		X
	72	210	PEA GRAVEL		X
	210	245	SAND, GRAVEL, CLAY & BOULDERS		X
	245	260	SAND & GRAVEL	X	

RECEIVED
JUN 26 1991
REGION

10.

Work started 6-22-91 finished 6-23-91

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name UNITED DRILLING INC. No. 414
Address P.O. BOX 2499 Date 6-24-91
CDA, ID 83814
Signed by (Firm Official) Ellen R Volke
and
(Operator) J. R Colby

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

DEPARTMENT
JUL 07 1993

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Julie Jacobs being first duly sworn upon oath deposes and says:

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

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

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks, commencing on the 6th day of June, 19 91, and ending on the 13th day of June, 19 91, and such publication was made as often during said period as said Daily newspaper was regularly issued.

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

Julie Jacobs

Subscribed and sworn to before me this 13th day of June, 19 91.

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

ROBERTA MANLEY
My commission expires 2-3-93

NOTICE OF AMENDED APPLICATION FOR PERMIT

NOTICE IS HEREBY GIVEN THAT Ralph McKelvy has filed with the Department of Water Resources on May 10, 1991, Amended Application for Permit No. 95-08689 changing the uses and amounts of water.

The applicant now wishes to amend the application to show only 0.04 CFS of water for domestic use for one home and 0.12 CFS of water for irrigation of six acres, for a total quantity of 0.16 CFS of water. Both uses are within the NESW Sec. 35, Twp. 51N, Rge. 5W, B.M.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Any protest to the proposed Amended Application for Permit must be filed with the Idaho Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before June 24, 1991.

R. KEITH HIGGINSON, Dir.
Legal 852
June 6, 13, 1991

RECEIVED
JUN 14 1991
NORTHERN REGION
IDWR

MICROFILMED
AUG 09 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08689

Priority: February 11, 1991 — Maximum Diversion Rate: 0.14 CFS; Maximum Diversion Volume: 18.6 AF

This is to certify, that RALPH MC KELVY
PO BOX 598
POST FALLS ID 83854 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 11, 1991; and has submitted Proof of Beneficial Use on June 1, 1993. An examination indicates that the works have a diversion capacity of .150 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	03/15 to 11/15	0.12 CFS	18.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	Totals	0.14 CFS	18.6 AF

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 35, Township 51N, Range 05W KOOTENAI County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
51N	05W	35	NESW	6					6

Total number of acres irrigated: 6

PLACE OF USE:
DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

DEC 21 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08689

CONDITIONS/REMARKS:

6. Point of diversion is located within Tract 38, Block 25, Post Falls Irrigation Tracts.
7. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
8. Domestic use is for 1 home.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of NOVEMBER, 1994.

Acting for R. Keith Higginson, Director

Form 217
11/91

RECEIVED
JUN 09 1993
Water Resources

RECEIVED
JUN 01 1993
NORTHERN REGION
IDWR

OFFICE USE ONLY
Amt. of Fee $ 50—
Date 6/1/93
Receipt No. M006594
Receipt by SC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08689 Telephone No. 773-0871
2. Name(s) of Permit Holder(s): Ralph McKelvy
3. Mailing Address: P.O. Box 598 Post Falls, ID 83854
4. Source of Water: Groundwater

   If **GROUNDWATER**, Well Driller's Name: United Drilling Date Drilled: 6/22-6/23/91

   OPTIONAL:
   Pump horsepower: 5 Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

   Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

   Irrigation 6 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.16 cfs **OR** _____ acre/feet
7. Refer to the approval conditions on your permit and respond accordingly: 6/9/93 Klg

   Measuring device: Required? ___ Yes ___ No Installed? ___ Yes ___ No

   OR

   Flow Measurement Port: Required? ___ Yes ___ No Installed? ___ Yes ___ No

8. Fee Enclosed: $ 50 (See License Fee Schedule on back of Instruction Sheet)
9. Person to contact to accompany the Department representative during field examination of the water system.

   Applicant
   Name Telephone No.

   Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED
JUL 07 1993

6/1/93 Ralph M. McKelvy
Date Signature (and title, if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08689

Proposed Priority: February 11, 1991 Maximum Diversion Rate: 0.16 CFS
This is to certify, that **RALPH MC KELVY**
P.O. BOX 598
POST FALLS, ID 83854
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
IRRIGATION	03/15 to 11/15	0.12 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION: NESW Sec. 35, Township 51N, Range 05W
KOOTENAI County

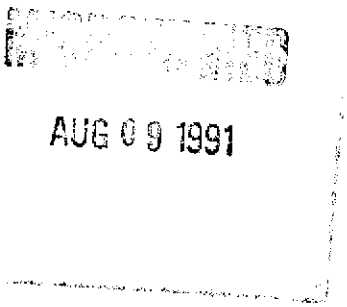
PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES	ACRES	ACRES	TOTAL
51N	05W	35	NESW	6			6
				Total number of acres irrigated:			6

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **August 2, 1993.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. Point of diversion is located within Tract 38, Block 25, Post Falls Irrigation Tracts.
7. Domestic use is for 1 home.



State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08689

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this

17th day of July, 1991.

for R. Keith Higginson, Director

JUL 29 1991

* * * * * * * * * AMENDED * * * * * * * * * *

Form 202
6/85

Ident. No. 95-8689 (AMENDED)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Ralph McKelvy Phone 773-0871

   Post office address Box 598 Post Falls, Id. 83854

2. Source of water supply Groundwater which is a tributary of _____

3. Location of point of diversion is _____ ¼ of NE ¼ of SW ¼, Govt. Lot _____

   Sec. 35 Township 51N Range 5W B.M. Kootenai County; additional

   points of diversion if any: Tr. 38 Blk. 25 Post Falls Irrigation Tracts

4. Water will be used for the following purposes:

   Amount .12 (cfs or acre-feet per annum) for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)

   Amount .04 (cfs or acre-feet per annum) for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) .16 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. Well & Pump.

   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

   c. Proposed well diameter is 6 inches; proposed depth of well is 200 feet.

   d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (*minimum 1 year*).

AUG 09 1991

8. Description of proposed uses (*if irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. ONE

e. Other; describe fully. _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	5W	35									D 6								6

Total number of acres to be irrigated 6

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

11. a. Who owns the property at the point of diversion? Applicant

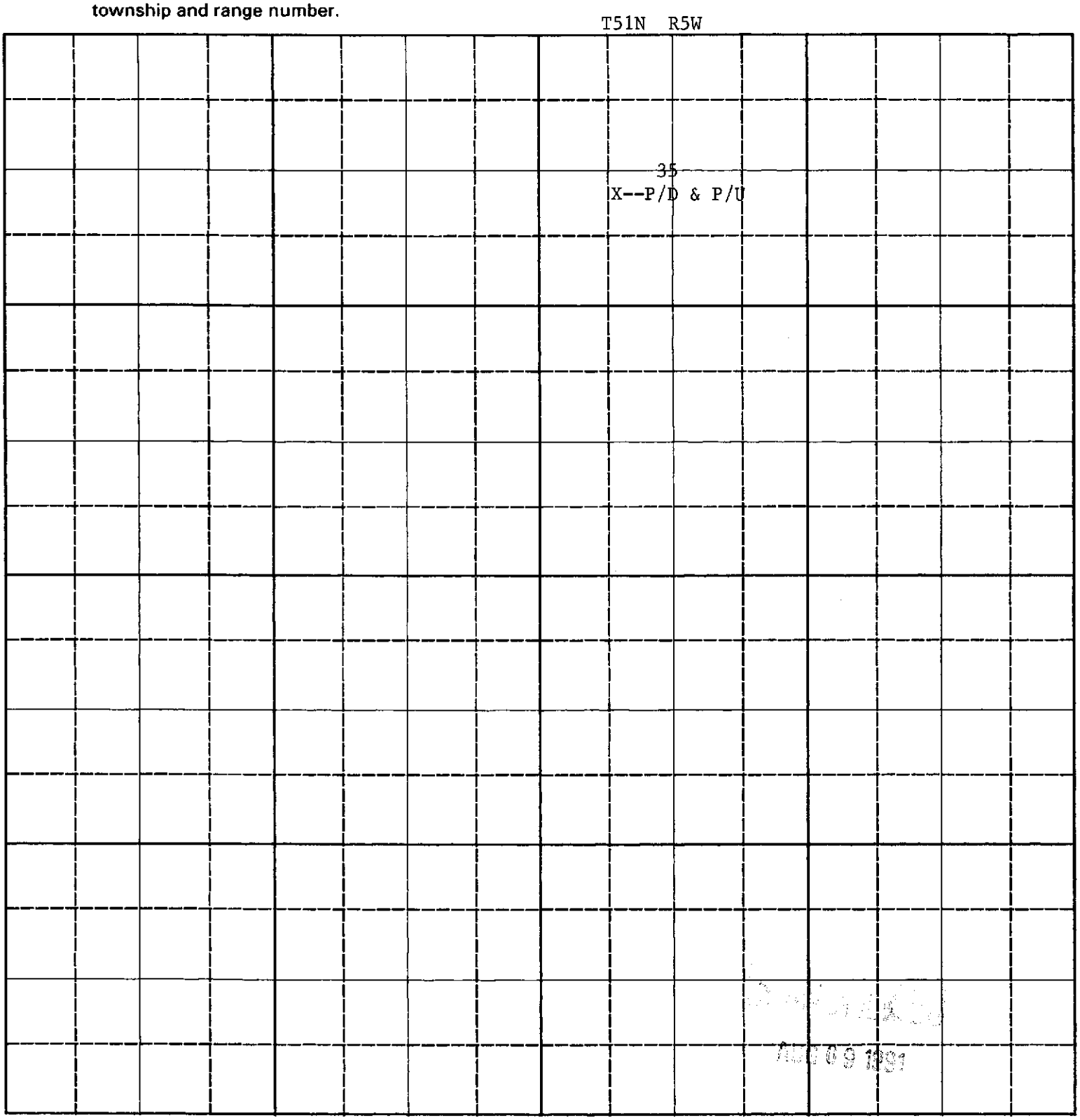
b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

AUG 09 1991

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



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ralph McKelvey
(Applicant)

Received by RSH Date 5/10/91 Time 10:47 Preliminary check by TDK

Fee $ 2000 Receipted by RSH # W 4485 Date 5/10/91 CDA Press

Publication prepared by _____ Date 5/29/91 Published in 6/6 & 13/91

Publication approved _____ Date 7/1/91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____ , and said application is hereby _____ .

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____ , 19 ____ .

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

   e. Other:

AUG 09 1991

Form 202
6/85

Ident. No. 95-8689

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant RALPH Mc KELVY Phone 773-0871
   Post office address BOX 598, POST FALLS, ID 83854
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ ¼ of NE ¼ of SW ¼, Govt. Lot _____
   Sec. 35 Township 51N Range 5W B.M. KOOTENAI County; additional
   ~~points of diversion if any:~~ TR 38 BLK 25 POST FALLS IRR. TRACTS
4. Water will be used for the following purposes:
   Amount .95 (cfs or acre-feet per annum) for FISH PROPAGATION purposes from ~~JAN 1~~ to DEC 31 (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated is (a) .95 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
   a. Description of ditches, flumes, pumps, headgates, etc. WELL & PUMP
   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
   c. Proposed well diameter is 6 inches; proposed depth of well is 200 feet.
   d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (*minimum 1 year*).

MICROFILMED

AUG 09 1991

8. Description of proposed uses (*if irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. FISH PROP. 2200 ft³ PONDS

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	5W	35									H								

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? APPLICANT

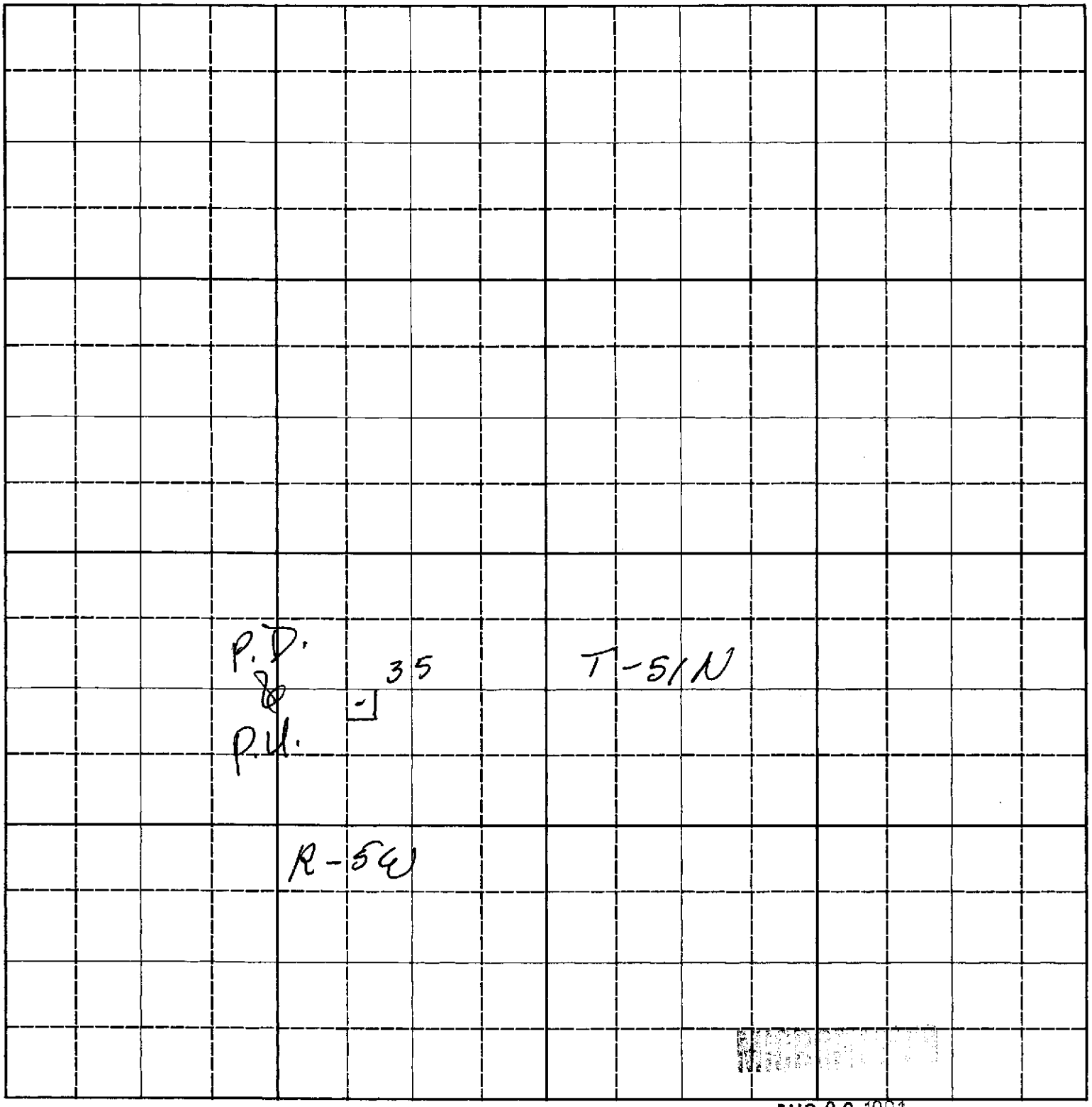
b. Who owns the land to be irrigated or place of use? _____

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

AUG 09 1991

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



Scale: 2 inches equal 1 mile.

RECEIVED
AUG 09 1991

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.

Gudyd McKelvey
(Applicant)

Received by Ken Date 2/11/91 Time 3:00 p Preliminary check by TDK

Fee $ 45.00 Receipted by Ken # N-4316 Date 2/11/91

Publication prepared by [signature] Date 3/27/91 Published in CDA Press 4/4+11/91

Publication approved [signature] Date 4/15/91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

   e. Other:

RECEIVED
AUG 09 1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

November 28, 1994

RALPH MC KELVY
PO BOX 598
POST FALLS ID 83854

RE: WATER RIGHT NO. 95-08689

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley Walter Keen

Shelley W. Keen
Water Rights Supervisor

SK:dc

Enclosure

DEC 21 1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-8689 DATE 10-27-94

BRENDA

	Yes	No	
NAME	___	✓	Or Address Change?
PRIORITY DATE	___	✓	Advance? ___ Advanced to: _____ Order to reinstate needed? _____ Incorrect fee for rate recommended? NO
SOURCE	___	✓	Changes or just clarification of originally intended source? _____ Notice of Intent to Void necessary? _____
POINT OF DIV	___	✓	Amendment needed? _____
	___	✓	Overlaps? _____
PLACE OF USE	___	✓	Amendment needed? _____
	___	✓	Overlaps? _____
DIV RATE	✓	___	Permit/fee limits: .16 CFS Meas Q = ~.12 Theo Q = ~.15 Recommend: .14 CFS 55gpm = .12CFS 5acres + 1 around home = 6 X .02 = .12 Dom = .02 Combined rates exceed capacity ___
ANNUAL VOLUME	✓	___	Season of use: D/3.0 (3-15 to 11-15) Calculations: 6 acres X 3 = 18 afa 1 DOMESTIC at .6 afa Flow limit: ___ cfs x ___ x 1.9835 = ___ Combined volumes exceed capacity/allowable ___
USES	___	✓	Change in Nature of Use or additional uses? _____ Amendment necessary? _____
REMARKS	✓	✓	Multiple p/d(s) in ¼ ¼? _____
	✓	___	Other Amend domestic remark
CONDITIONS	___	✓	Measuring/Locking Devices
	___	✓	Watermaster control - District ___
	R29	___	Irrigation Overlap
	___	✓	Water Quality
	___	✓	Other _____ Heat/Cool/ Fish verified ___

642 X 258 = 165636
156 X 330 = 51 480
217,116 sq' = 5ACRES

COMMENTS: Reduce rates - domestic now internal use only.
NOTE: THE 1 ACRE AROUND HOME IS NOW included in irrigation.

RECOMMENDED	CFS	VOL
Irrigation	.12	18.0
Domestic	.02	.6
Totals	.14	18.6

SRBA Claim Filed N/A
Adjustment Memo Needed YES

LICENSE ✓
1ST AMENDMENT LETTER ___
FINAL AMENDMENT LETTER ___

Form 219
6/92

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 30 1994
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08689

1. Owner: Ralph McKelvy Phone No. 773-0871

Current Address: P.O. Box 598 Post Falls, ID 83854

2. Accompanied by: Ralph McKelvy EXAM DATE: 6-8-94

Address: 1226 E. 16TH Phone No. SAME

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to —

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 95-08477, E95-08477, L95-08477

2. Other water rights with the same point of diversion: 95-07258,

C. DIVERSION AND DELIVERY SYSTEM

1. **Point(s) of Diversion:**

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	35	51N	5W	Kootenai	U.S.G.S. Topo.,

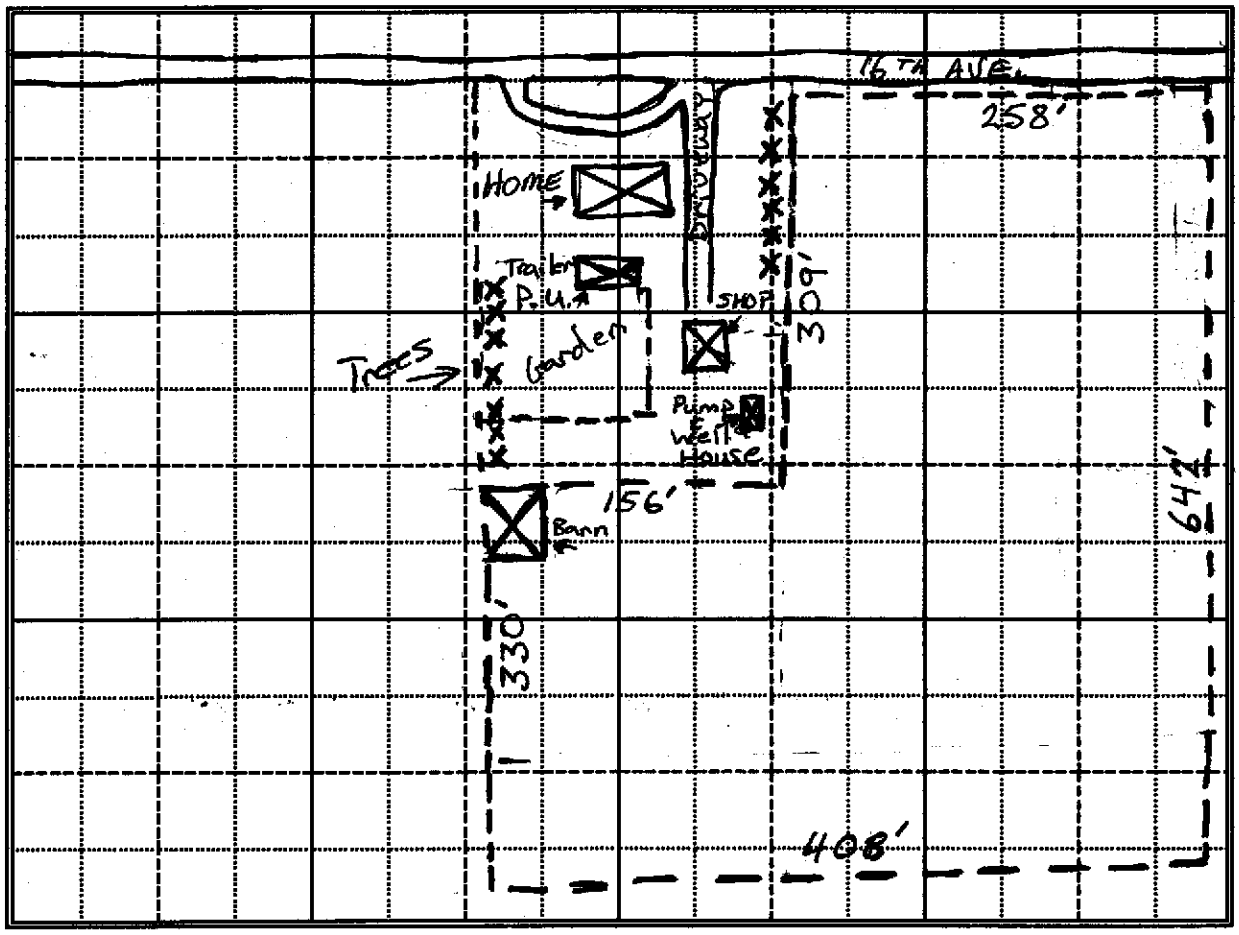
2. **Place(s) of Use:** Indicate Method of Determination U.S.G.S. Topo.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	5W	35									06								6.0

21 1994

BC

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____.

X Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

___ Aerial Photo Attached (required for irrigation of 10+ acres)

X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	franklin	7.5		submersible	2"

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. **Measurements:** Bucket/stopwatch method

DEC 21 1994

E. NARRATIVE/REMARKS/COMMENTS

At time of field exam the owner wasn't irr. his field. He was irrigating his lawn, garden and orchard. We did take a measurement from the main line and got 55gpm.

Have conditions of permit approval been met? X yes ___ no

RECEIVED
DEC 21 1994

F. FLOW CALCULATIONS ____ Additional Computation Sheets Attached

Measured Method:

$\frac{3\text{sec.}}{60\text{sec}} = \frac{2.75\text{gal}}{x} = 55\text{gpm}$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = $.6 \times 3.5 = 21.0$

* $V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = $.12\text{cfs} \times 245 \times 1.9835 = 58.3$

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = 21.0 afa

2. Volume Calculations for Other Uses:

1.2 AF x 1 Home = 1.2 AFA (ANNUAL Volume

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	Period of Use To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
* Domestic	01-01	12-31	0.04	1.2
Irrigation	03-15	11-15	0.12	21.0
		Totals:	0.16	22.2

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above X None

___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name Jon M. Kunz Date 6/13/94

Reviewer _____ Date _____ SEAL

* See attached explanation memo. BC

DEC 21 1994

MEMORANDUM

TO: File 95-08689 / Ralph McKelvy

FROM: Brenda Chapman

DATE: October 27, 1994

RE: Recommendation Adjustment(s)

==========

The final licensing recommendations for the above referenced water right are based on the information below:

G. VOLUME CALCULATIONS

Volume recommendation changed to 3.0 afa per acre to coincide with the current standard for that location.

The approximate 1 acre around the home has been included in the irrigated acres for a total of 6 acres. The domestic use is now limited to in-house use only and the rate and volume adjusted accordingly.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	3-15 to 11-15	.12	18.0
Domestic	1-01 to 12-31	.02	.6

See item G.

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08689
DATE: 14-JUN-94
COMPLETE BY: KUNZ, JON

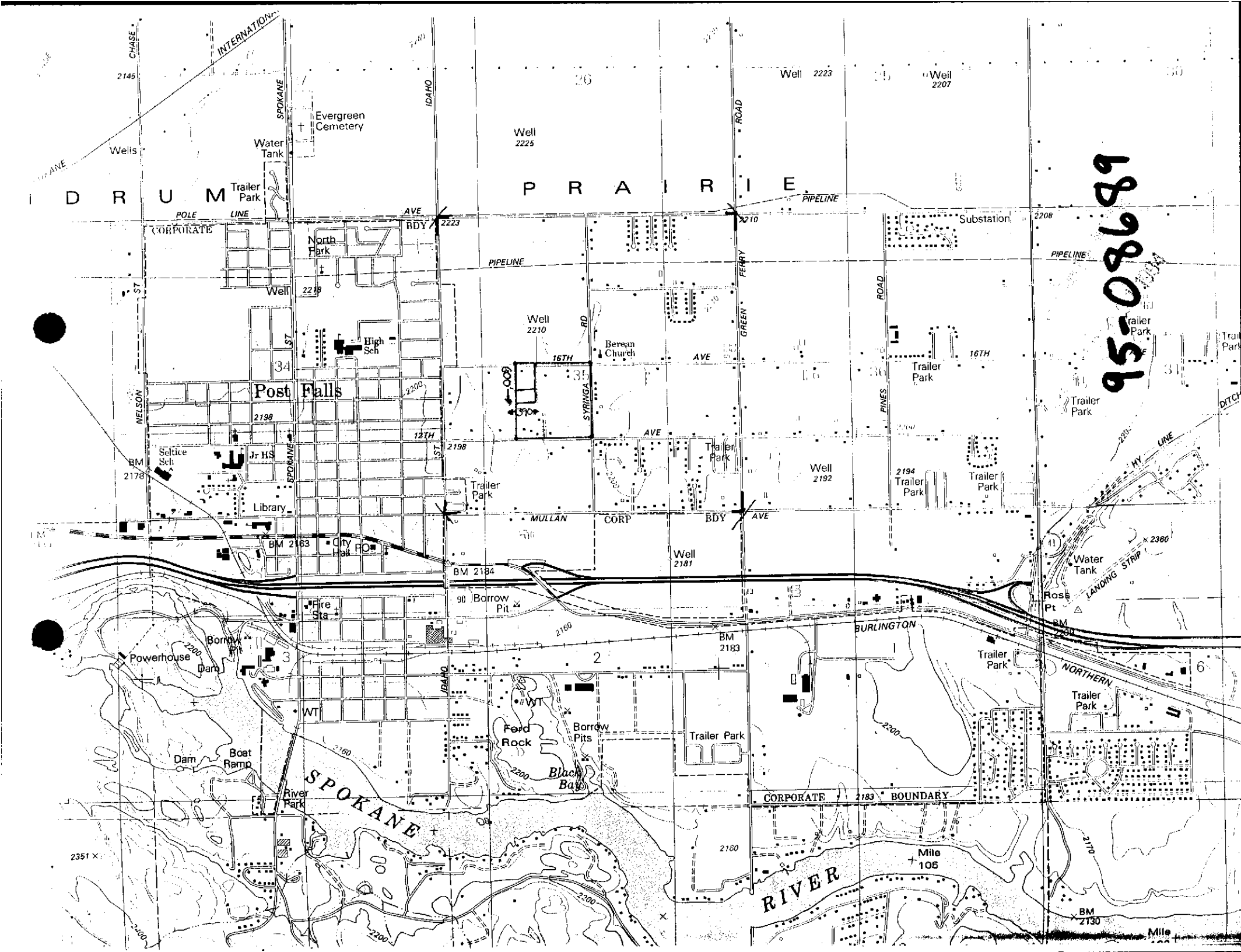
HORSEPOWER = 7.5

PUMP EFFICIENCY = 75%

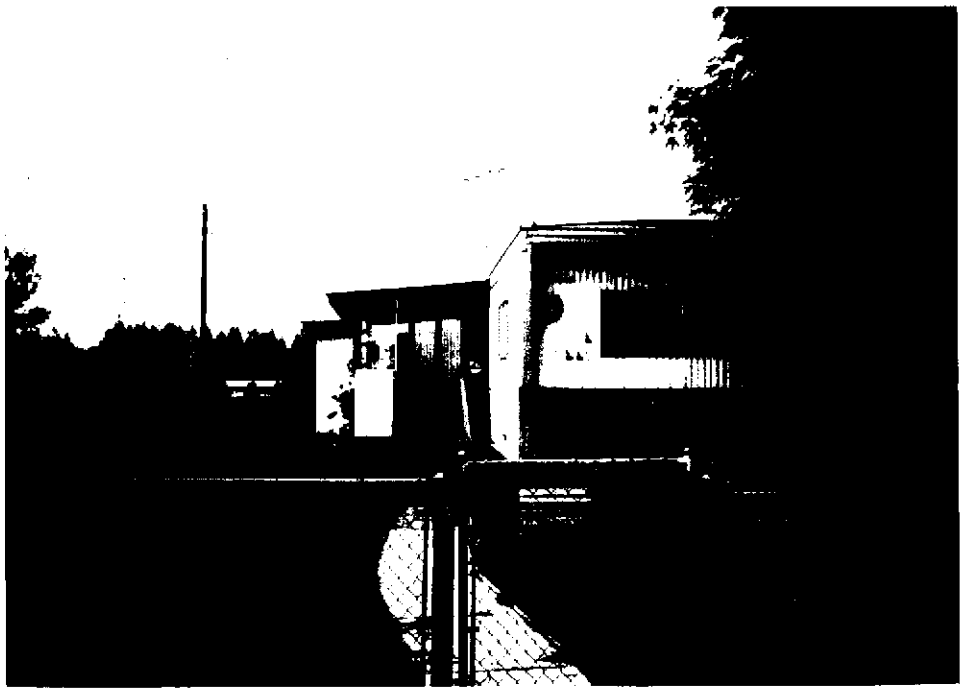
DYNAMIC LIFT = 260 FEET

SYSTEM PRESSURE = 30 PSI

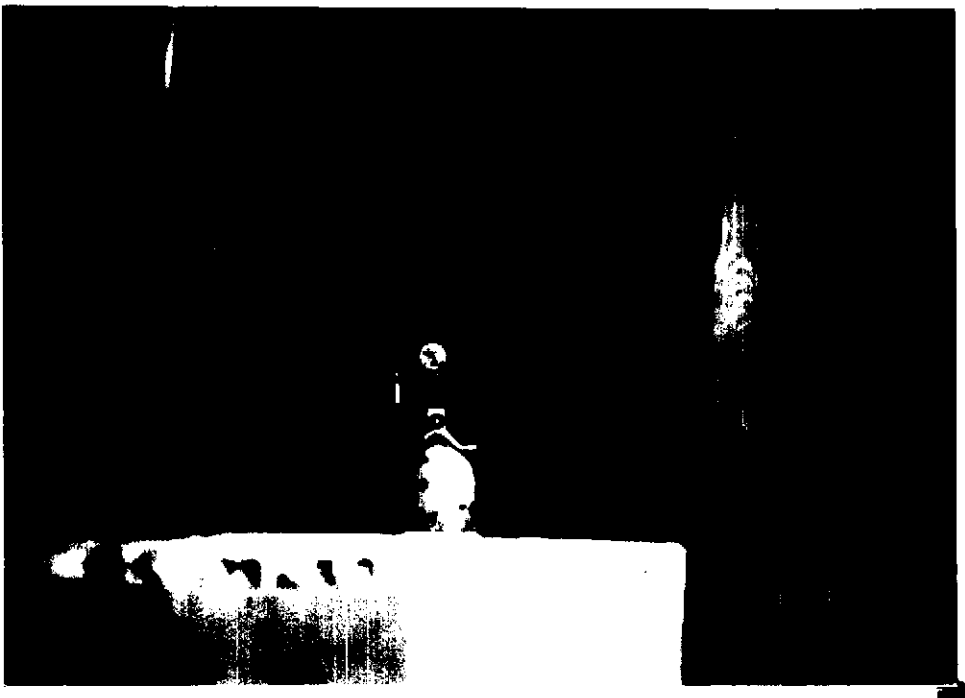
QUANITY = 0.15 CFS


95-08989
D R U M
P R A I R I E
Post Falls
CORPORATE
BOUNDARY
SPOKANE
RIVER
Evergreen Cemetery
Water Tank
Wells
Trailer Park
North Park
Well 2218
Well 2225
Well 2223
Well 2207
Well 2210
Well 2192
Well 2181
Substation
Berean Church
High Sch
Seltice Sch
Jr HS
Library
City Hall
Fire Sta
Borrow Pit
Powerhouse
Dam
Boat Ramp
River Park
Ford Rock
Borrow Pits
Black Bay
Rose Pt
Water Tank
LANDING STRIP
Mile 105
BM 2178
BM 2163
BM 2184
BM 2183
BM 2130
POLE LINE
PIPELINE
MULLAN
AVE
12TH
16TH
SYRINGA
PERRY
GREEN
PINES
NELSON
IDAHO
SPOKANE
ROAD
BURLINGTON
NORTHERN
HY LINE
DITCH

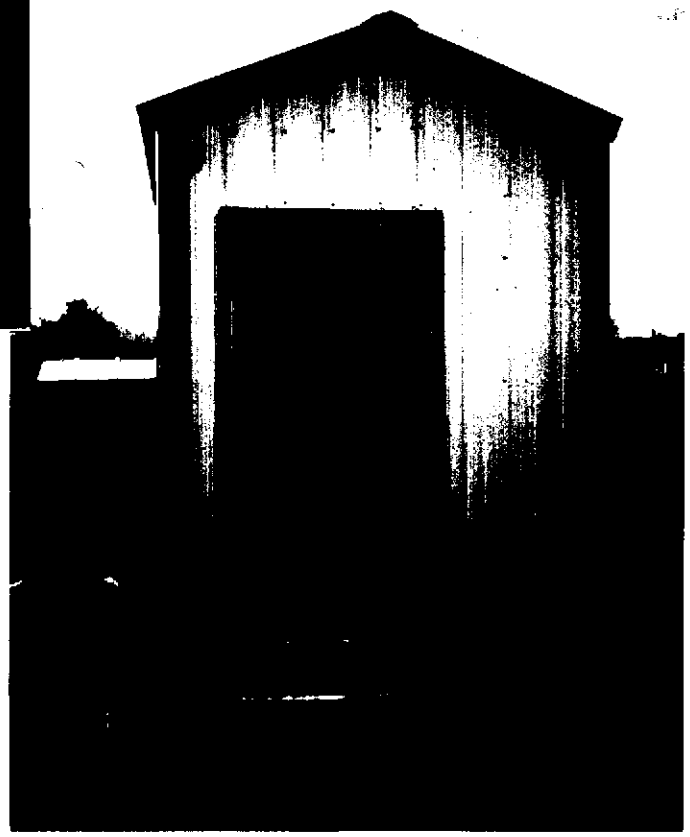
#95-08689



Mr. McKelvy's
Domestic P. W.



Mr. McKelvy's P. D.
and Pump House



DEC 21 1994

95-08689

Mr. McKelvy's Lawn & garden with orchards

Irr.

Mr. McKelvy's field and more orchard trees.

Irr.

June 11, 1993

RALPH MC KELVY
P.O. BOX 598
POST FALLS ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08689

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
JUL 07 1993

Form 235-1
7/90

Drilling Permit No. 95-91-W-52
Water Right Permit No. 95-8689
Injection Permit

State of Idaho
Department of Water Resources

RECEIVED
MAY 1 1991
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) RALPH McKELVY
2. Mailing Address BOX 598
POST FALLS, ID 83854 Telephone 773-0871
(X) Well Owner ( ) Well Operator ( ) Other, specify
3. Proposed well location NE 1/4 SW 1/4, or Gov't Lot No.
Sec. 35, Twp. 51N, Rge. 5W, County KOOTENAI
Street Address of Well Site
Lot, block and subdivision POST FALLS IRR. TRACTS TR 38 BLK 35
4. Proposed use of well:

( ) Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

(X) Non-Domestic: Any beneficial use not included within the definition of domestic.

( ) Injection

( ) Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells:

5. Well construction information:

A. (X) New well ( ) Deepen ( ) Replace - See Condition 9

B. Proposed Surface Diameter 6" Proposed Maximum Depth 200'

C. Anticipated bottom hole temperature:

(X) 85°F or less (Cold water well)
( ) 85°F to 212°F (Low temp. geothermal well)
( ) 212° or more (Geothermal well)

6. Construction Start Date MAY 91
7. Anticipated Well Driller D.A. REGERSON
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Ralph McKelvy Date JUL 07 1991
Title
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is approved. Date 4/26/91.

If approved, this permit authorizes the constuction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

David D. Low
Signature of Authorized Department Representative

Engineering Hydrologist
Title

Receipt No. W-4316 Receipted by Ken Fee 200.00 Date 2/4/91

RECEIVED
JUL 07 1993

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Form 238 7
8/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

USE TYPEWRITER OR BALLPOINT PEN

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name RALPH MCKELVY

Address 1226 E. 16TH POST FALL, ID

Drilling Permit No. 95-91-N-52

Water Right Permit No.

2. NATURE OF WORK

X New well Deepened Replacement

Well diameter increase

Abandoned (describe abandonment procedures such as materials, plug depths, etc. on lithologic log)

3. PROPOSED USE

X Domestic Irrigation Test Municipal

Industrial Stock Waste Disposal/Injection

Other Specify type

4. METHOD DRILLED

X Rotary X Air Hydraulic Reverse rotary

Cable Dug Other

5. WELL CONSTRUCTION

Casing schedule: X Steel Concrete Other

Thickness		Diameter		From		To	
.250	inches	6	inches	1	feet	260	feet
	inches		inches		feet		feet
	inches		inches		feet		feet
	inches		inches		feet		feet

Was casing drive shoe used? XX Yes No

Was a packer or seal used? Yes X No

Perforated? Yes X No

How perforated? Factory Knife Torch Gun

Size of perforation inches by inches

Number		From	To
perforations		feet	feet
perforations		feet	feet
perforations		feet	feet

Well screen installed? Yes X No

Manufacturer's name

Type Model No.

Diameter Slot size Set from feet to feet

Diameter Slot size Set from feet to feet

Gravel packed? Yes X No Size of gravel

Placed from feet to feet

Surface seal depth 20 Material used in seal: Cement grout

X Bentonite Puddling clay

Sealing procedure used: Slurry pit Temp. surface casing

X Overbore to seal depth

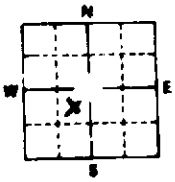
Method of joining casing: Threaded X Welded Solvent Weld

Cemented between strata

Describe access port

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name

Lot No. Block No.

County KOOTENAI

NE ¼ SW ¼ Sec. 35 T. 51N N S R. 5W E W

7. WATER LEVEL

Static water level 220 feet below land surface

Flowing? Yes XX No G.P.M. flow

Artesian closed in pressure p.s.i.

Controlled by Valve Cap Plug

Temperature of Quality GOOD

(Submit separate sheet if temperature of each flow is different)

8. WELL TEST DATA

Pump Bailer X Air Other

Drawdown S.W.L.	Pumping Level	Hours Pumped
50+	260	1

9. LITHOLOGIC LOG

Bore Diam.	Depth From	Depth To	Material	Water Yes	Water No
8	0	6	CLAY, SAND & GRAVEL		X
	6	72	COBLES & SAND		X
	72	210	PEA GRAVEL		X
	210	245	SAND, GRAVEL, CLAY & BOULDERS		X
	245	260	SAND & GRAVEL	X	

10.

Work started 6-22-91 finished 6-23-91

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name UNITED DRILLING INC. No. 414

Address P.O. BOX 2499 Date 6-24-91

CDA, ID 83814

Signed by (Firm Official)

and

(Operator)

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

May 31, 1993

RALPH MC KELVY
P.O. BOX 598
POST FALLS ID 83854

PROOF DUE NOTICE

RE: PERMIT NO. 95-08689

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before August 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

CERTIFIED MAIL
NO. 140274

MICROFILMED
JUL 07 1993

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 19, 1991

RALPH MC KELVY
P.O. BOX 598
POST FALLS, ID 83854

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08689

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Julie Jacobs being first duly sworn upon oath deposes and says:

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

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

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks, commencing on the 6th day of June, 19 91, and ending on the 13th day of June, 19 91, and such publication was made as often during said period as said Daily newspaper was regularly issued.

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

Julie Jacobs

Subscribed and sworn to before me this 13th day of June, 19 91.

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

ROBERTA MANLEY
My commission expires 2-3-93

NOTICE OF AMENDED APPLICATION FOR PERMIT

NOTICE IS HEREBY GIVEN THAT Ralph McKelvy has filed with the Department of Water Resources on May 10, 1991, Amended Application for Permit No. 95-08689 changing the uses and amounts of water.

The applicant now wishes to amend the application to show only 0.04 CFS of water for domestic use for one home and 0.12 CFS of water for irrigation of six acres, for a total quantity of 0.16 CFS of water. Both uses are within the NESW Sec. 35, Twp. 51N, Rge. 5W, B.M.

(For additional information concerning the property location, call the Northern Regional Office at 765-4699.)

Any protest to the proposed Amended Application for Permit must be filed with the Idaho Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before June 24, 1991.

R. KEITH HIGGINSON, Dir.
Legal 852
June 6, 13, 1991

RECEIVED
JUN 14 1991
NORTHERN REGION
IDWR

NOTICE OF AMENDED APPLICATION FOR PERMIT

NOTICE IS HEREBY GIVEN THAT Ralph McKelvy has filed with the Department of Water Resources on May 10, 1991, Amended Application for Permit No. 95-08689 changing the uses and amounts of water.

The applicant now wishes to amend the application to show only 0.04 CFS of water for domestic use for one home and 0.12 CFS of water for irrigation of six acres, for a total quantity of 0.16 CFS of water. Both uses are within the NESW Sec. 35, Twp. 51N, Rge. 5W, B.M.

(For additional information concerning the property location, call the Northern Regional Office at 765-4639.)

Any protest to the proposed Amended Application for Permit must be filed with the Idaho Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before June 24, 1991.

R. KEITH HIGGINSON, Dir.

Published in the Coeur d'Alene Press on 6/6 and 6/13/91.

AUG 09 1991

May 8, 1991

Mr. Ralph McKelvy
Box 598
Post Falls, Id. 83854

Re: Amended 95-8689

Dear Mr. McKelvy:

Since your original application was advertised, it will be necessary to file an Amended Application for Permit along with a $20.00 filing fee in order to acquire the water right for irrigation.

Enclosed is a completed amended application form. Please review, sign and return the amended application with the filing fee.

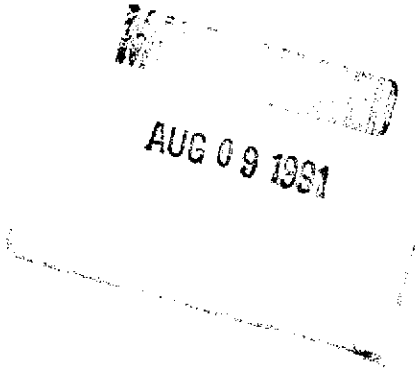
If you have any questions, please contact this office.

Sincerely,

KENNETH KNOBLOCK
Stream Channel Specialist

KK/pms

Enc. - Amended Application



IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - 95-08689 Adj. Flag Translation: WATER RIGHT Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER *** MC KELVY	RALPH	1 - P.O. BOX 598 2 - 3 - City- POST FALLS State- ID Zip- 83854 Phone - 208-773-0871

Priority Date	Region	Stage	Status
02/11/1991	18 ERROR IN REGION	A - APPLICATION	

Source	Tributary
GROUNDWATER	

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County
51N	05W	35	NE SW		(55)	KOOTENAI

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
01	IRRIGATION	03/15	11/15	0.120	
43	DOMESTIC	01/01	12/31	0.040	

Total Div. Rate	Total Div. Volume	Total Div. Capacity
0.160		

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
51N	05W	35	NE SW		6.0	01	IRRIGATION	(55) KOOTENAI

Total Acres: 6.0

Diversion Means - WELL AND PUMP.

Non-Irrigation Use -

Other Rights for Same Use -

Remarks

Point of Diversion is located within Tract 38, Block 25, Post Falls Irrigation Tracts.

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Water right number - 95-08689 Adj. flag translation: WATER RIGHT

+ - - -

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai, } ss.

Julie Jacobs being first duly sworn upon oath deposes and says:

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

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

3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks, commencing on the 4th day of April, 1991, and ending on the 11th day of April, 1991, and such publication was made as often during said period as said Daily newspaper was regularly issued.

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

Julie Jacobs

Subscribed and sworn to before me this 11th day of April, 1991

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

ROBERTA MANLEY
My commission expires 2-3-93

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-08685
GIBSON, JOHN Z.
GIBSON, ANDREA C.
2700 RACQUETTE RD.
FAIRVIEW COURT #11
RATHDRUM, ID 83858
Source: GROUNDWATER
Diversion Pt: LOT 4 (NESESW) Sec 24 T 50N R 06W
Use: IRRIGATION (.160 CFS); DOMESTIC (.040 CFS)
Total Diversion: (.200 CFS)
Date Filed: 3/18/1991
In: T50N R06W S24 SESW
10.0 ACRES TOTAL

95-08686
CHILDERS, BILL E.
P.O. BOX 261 HAYDEN LAKE, ID 83835
Source: GROUNDWATER
Diversion Pt: NWNWSE Sec 27 T 52N R 04W
Use: IRRIGATION (.020 CFS); DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 3/22/1991
In: T52N R04W S27 NESW NWSE
1.0 ACRES TOTAL

95-08687
AVONDALE IRRIGATION DISTRICT
P.O. BOX 81 HAYDEN LAKE, ID 83835
Source: GROUNDWATER
Diversion Pt: NWSWSW Sec 24 T 51N R 04W
Use: IRRIGATION (1.310 CFS); STOCKWATER (1.310 CFS); INDUSTRIAL (1.310 CFS); COMMERCIAL (1.310 CFS); MUNICIPAL (1.310 CFS); DOMESTIC (1.310 CFS)
Total Diversion: (1.310 CFS) Date Filed:
[illegible]1/1991
[illegible]T51N R03W S18 NENE NWNE SWNE
[illegible]NW SENW NESW NWSW SESW
[illegible] NENW NWNW R04W
[illegible] SWSW SESW SWSE
[illegible]S13
[illegible]4 NESE NWSE SWSE SESE
24 NENE NWNE SWNE NENW
WNW SWNW SENW NESW NWSW
WSW SESW NWSE
1396.0 ACRES TOTAL

95-08688
TURKOVSKY, JAY N.
E. 13775 BUNCO RD.
ATHOL, ID 83801
Source: LEWELLEN CREEK
Tributary: SINKS
Diversion Pt: SWSWSE Sec 20 T 53N R 02W
Use: IRRIGATION (.100 CFS)
Total Diversion: (.100 CFS)
Date Filed: 3/25/1991
In: T53N R03W S20 NWSE SWSE
1.0 ACRES TOTAL

95-08689
MC KELVY, RALPH
P.O. BOX 598
POST FALLS, ID 83854
Source: GROUNDWATER
Diversion Pt: NESW Sec 35 T 51N R 05W
Use: FISH PROPAGATION (.950 CFS)
Total Diversion: (.950 CFS)
Date Filed: 2/11/1991
In: T51N R05W S35 NESW

For additional information concerning the property location, call the Northern Regional Office at 765-4639.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d' Alene, Idaho 83814 on or before APRIL 22, 1991.

R. KEITH HIGGINSON, Director

Legal 250
April 4, 11, 1991

AUG 09 1991

OK
4/15/91

95-08689

MC KELVY, RALPH
P.O. BOX 598
POST FALLS, ID 83854

Source: GROUNDWATER

Diversion Pt: NESW Sec 35 T 51N R 05W

Use: FISH PROPAGATION (.950 CFS)
Total Diversion: (.950 CFS)

Date Filed: 2/11/ 1991

In: T51N R05W S35 NESW

AUG 0 9 1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

May 2, 1991

Mr. Ralph Mc Kelvy
Box 598
Post Falls, Id. 83854

Re: Appropriation Application # 95-08689

Dear Mr. Mc Kelvy:

Due to the nature of your application, additional information is required to be made part of the application file pursuant to IDAHO CODE section 42-203A and the Rules and Regulations for Water Appropriation.

1) Copies of deeds, leases, easements, or other information documenting that you have a possessory interest in the place of use. (Rule 4,5,3,3,1.)

2) Copies of plans and specifications for the project works. The plans must be definite enough to allow for determination of project impacts and implications. For fish propagation facilities the plans must show the number of ponds proposed and give the length, width and depth dimensions of all ponds. (Rule 4,5,3,4,2.)

3) You must seek comment on the effects of the construction and operation of the proposed project from the city and/or county within which the project is to be located; the Idaho Department of Fish and Game; the Idaho Department of Health and Welfare, Division of Environment; and any irrigation district or canal company within which the project is to be located. (Rule 4,5,3,5,1.) A copy of your application is enclosed for your use in seeking comments.

The required information must be submitted to this office with any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

1991

State of Idaho
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION, Suite 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814 • (208) 765-4639

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 8, 1991

Idaho Dept. of Fish & Game
2320 Government Way
Coeur d'Alene, Id. 83814

Re: 95-8689

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enclosure

AUG 09 1991

Celebrate IDAHO 1890 · CENTENNIAL · 1990

2) Copies of plans and specifications for the project works. The plans must be definite enough to allow for determination of project impacts and implications. For fish propagation facilities the plans must show the number of ponds proposed and give the length, width and depth dimensions of all ponds. (Rule 4,5,3,4,2.)

3) You must seek comment on the effects of the construction and operation of the proposed project from the city and/or county within which the project is to be located; the Idaho Department of Fish and Game; the Idaho Department of Health and Welfare, Division of Environment; and any irrigation district or canal company within which the project is to be located. (Rule 4,5,3,5,1.) A copy of your application is enclosed for your use in seeking comments.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: App

AUG 09 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Northern Region Office

1910 Northwest Blvd. * Suite 210 * Coeur d'Alene, Id. * 83814 * (208) 765-4639

Cecil D. Andrus
Governor

R. Keith Higginson
Director

February 12, 1991

Mr. Ralph McKelvy
Box 598
Post Falls, Id. 83854

Re: Appropriation Application

Dear Mr. McKelvy:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application For Permit To Appropriate the Public Waters Of The State Of Idaho, as well as the required appropriation filing fee, for which your Receipt is enclosed. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested it would normally be forwarded to Boise to be considered for approval by the Director. however, due to the nature of your application, additional information is required to be made part of the application file pursuant to IDAHO CODE section 42-203A and the Rules and Regulations for Water Appropriation.

1) Copies of deeds, leases, easements, or other information documenting that you have a possessory interest in the place of use. (Rule 4,5,3,3,1.) (A copy of last years tax roll assessment is sufficient).

AUG 09 19