

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Regina Mason being first duly sworn
upon oath deposes and says:

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

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

3. The notice

of which the annexed is a printed copy, was published in the regular Three issue of said newspaper for 2 consecutive weeks commencing on the 9 day of Aug, 1984 and ending on the 16 day of Aug, 1984 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.

Regina Mason
Subscribed and sworn to before me this 16 day of Aug, 1984.

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

LEADER

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9454

JOHNSON, TERRY N.

321 N. HOWARD ST., MOSCOW, ID 83843

Source: GROUNDWATER

Date Filed: 07/30/1984

Diversion Pt: NENW Sec 11 T 47N R 04W

Use: DOMESTIC (0.01 CFS)

In: NENW Sec 11 T 47N R 04W

95-9455

CAIN, THOMAS A.

HOGAN, RICHARD J.

E. 4252 25TH ST., SPOKANE, WA 99215

Source: COEUR D'ALENE LAKE trib to SPOKANE RIVER

Date Filed: 07/31/1984

Diversion Pt: LOT 01 Sec 24 T 49N R 04W

Use: IRRIGATION (0.18 CFS); DOMESTIC (0.20 CFS)

In: LOT 01 Sec 24 T 49N R 04W

FOR 9 ACRES

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before AUGUST 27, 1984.

KEN DUNN, Dir.

Legal 738

Aug. 9, 1984

Department of Water Resources
Northern District Office

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 95-08455

1. Owner: THOMAS A. CAIN OR RICHARD J. HOGAN Phone No. 509-534-2262
Current Address: E4252 29TH ST. Spokane, Wa. 99203

2. Accompanied by: T. CAIN EXAM. DATE: 1-12-90

Address: SAME Phone No.

Relationship to Permit Holder:

3. Source: Coccor d'Alene Lake tributary to Spokane River

RECEIVED
JUN 27 1990

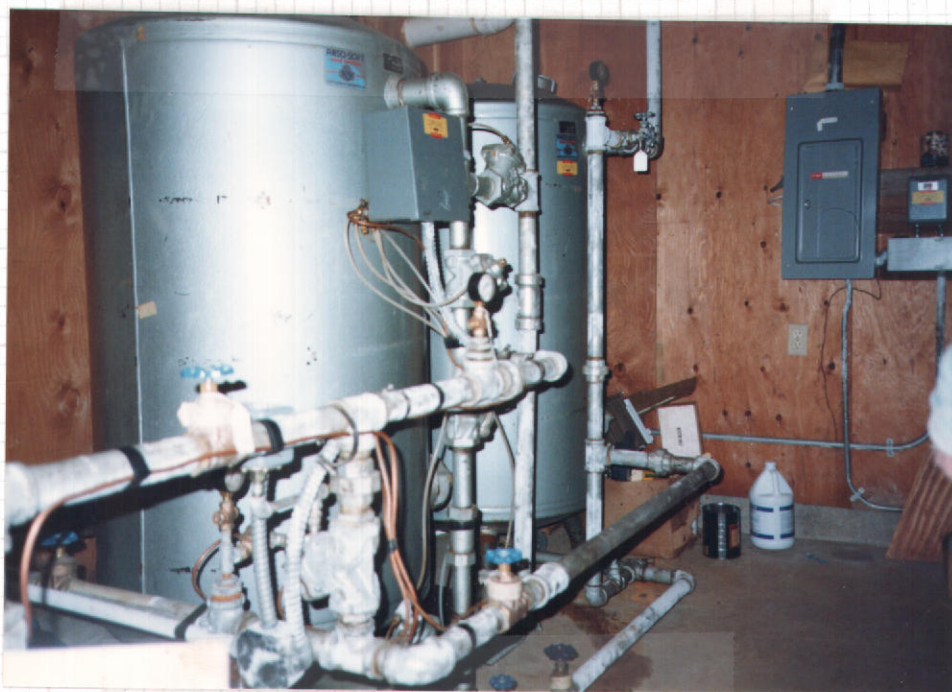
B. OVERLAP REVIEW

1. Other water rights with same place of use: None Department of Water Resources
☐ Copies Attached

2. Other water rights with same point of diversion: ~~95-4404~~ 95-04183 - NO OVERLAP
95-07537 - NO OVERLAP ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached

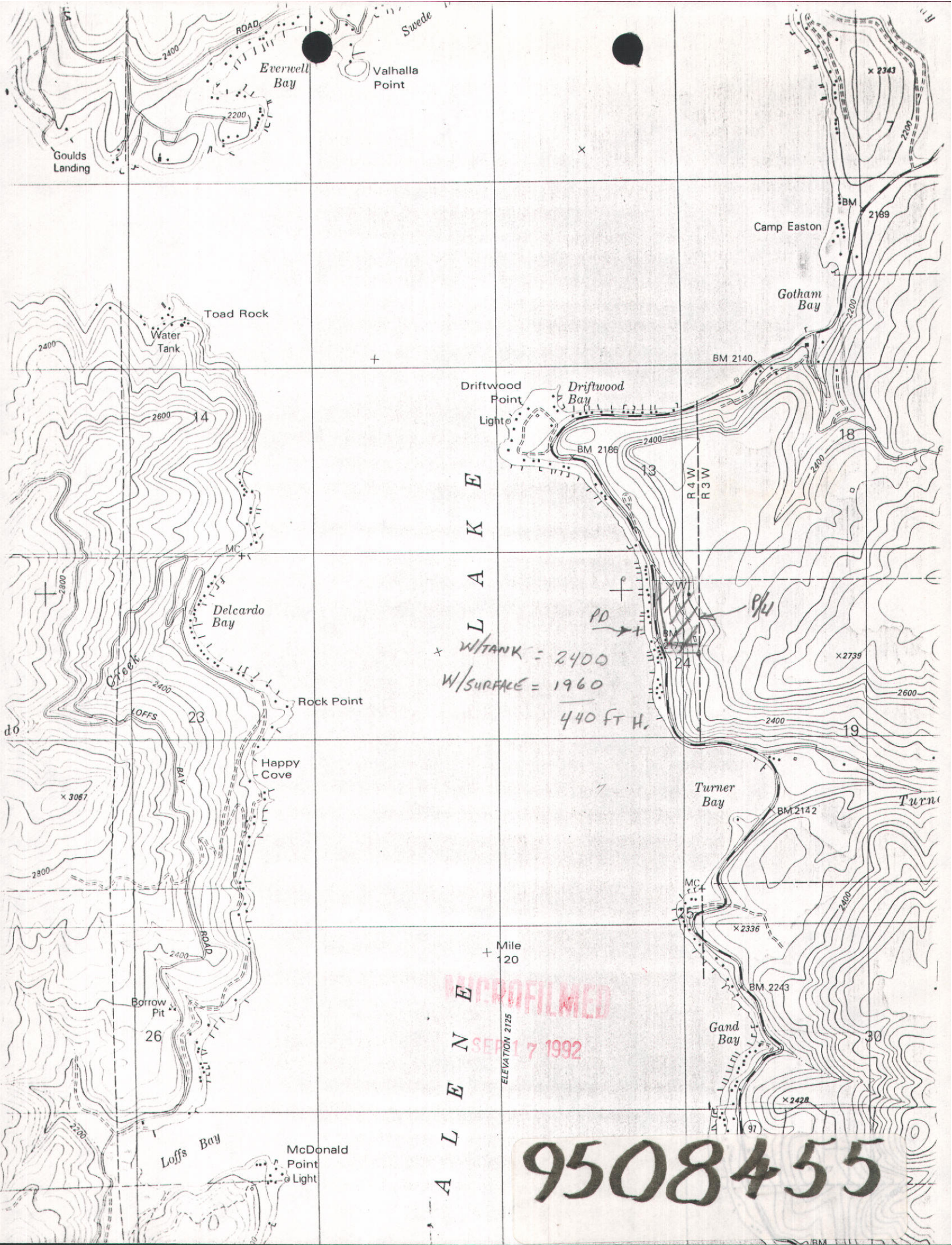


CH₂ & Pressure
System

MICROFILMED
SEP 17 1992

Scale: 1" =

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).



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x W/TANK = 2400
W/SURFACE = 1960
440 FT H.

UNPROFILMED
SEP 17 1992

9508455

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08455

Priority: July 31, 1984

Maximum Diversion Rate:

0.05 CFS

Maximum Diversion Volume:

31.2 AF

This is to certify, that THOMAS A CAIN
RICHARD J HOGAN

E 4252 29TH ST
SPOKANE WA 99203

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 31, 1984; and has submitted Proof of Beneficial Use on August 28, 1989. An examination indicates that the works have a diversion capacity of .050 cfs of water from:

COEUR D ALENE LAKE

tributary to SPOKANE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.05 CFS	18.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	13.2 AF
	Totals	0.05 CFS	31.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 24, Township 49N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
49N	04W	24	Lot 1(NENE)	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 limited to the amount that can actually be beneficially use 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.

RECORDED

SEP 17 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08455

CONDITIONS/REMARKS:

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.
6. Domestic use is for 22 homes.
7. Place of use is also known as Driftwood Terrace.
8. Point of diversion is also known as Driftwood Point, Lot 15, Fourth Addition.

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 24th
day of JULY, 1992.

Acting for R. Keith Higginson, Director

RECEIVED

SEP 17 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Thomas A. Cain &/or Richard J. Hogan Phone 509 534-2262

Post office address E. 4252 29th St. Spokane, Wa. 99203

2. Source of water supply Coeur d'Alene Lake which is a tributary of Spokane River

3. Location of point of diversion is GL 1 ^{(NE $\frac{1}{4}$ NE $\frac{1}{4}$)*} $\frac{1}{4}$ of Section 24 Township 49N

Range 4W B.M. Kootenai County, additional points of diversion if any:

Better known as Driftwood Point, Fourth addn., Lot 15

4. Water will be used for the following purposes:

Amount 0.2 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.18 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. 0.2 cubic feet per second and/or b. acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump, motor, and 15,000 gallon storage tank.

b. Height of storage dam feet, active reservoir capacity acre-feet; total reservoir capacity acre-feet, materials used in storage dam:

Period of year when water will be diverted to storage to inclusive.
(Month/Day) (Month/Day)

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

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 — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation: ^{(NE $\frac{1}{4}$ NE $\frac{1}{4}$)*}
(1) Give the place of use of water: GL 1 $\frac{1}{4}$ of $\frac{1}{4}$ of Section 24 Township 49N
Range 4W B.M.

(2) Amount of power to be generated: horsepower 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 33.

(5) If water is to be used for other purposes describe: Water will be used for domestic purposes

b. If water

[illegible]

9 Total number of acres to be irrigated

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

Relinquished Patent # ~~95-7719~~ 95-7338.

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

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

[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.

Thomas A Cain
X Richard Hague
(Applicant)

ORIGINAL

Proposed Priority 7/31/84

Received by [Signature] Date 7/31/84 Time 5:15 PM

Preliminary check by KK Fee \$ 30.00

Received by [Signature] Date 7/31/84 (316.10)

Publication prepared by [Signature] Date 8/2/84

Published in Grand Blue News

Publication dates 8/9 & 16/84

Publication approved [Signature] Date 8/29/84

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by KW

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. 95-8455, 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 September 1, 19 89.

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. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 5th day of September, 1984.

D. Allen Gayton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Regina Mason being first duly sworn upon oath deposes and says:

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

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

3. The notice

of which the annexed is a printed copy, was published in the regular Three issue of said newspaper for 2 consecutive weeks commencing on the 9 day of Aug, 1984 and ending on the 16 day of Aug, 1984, 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.

Regina Mason
Subscribed and sworn to before me this 16 day of Aug, 1984.

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

LEADER

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-9404
JOHNSON, TERRY N.
321 N. HOWARD ST., MOSCOW, ID 83843
Source: GROUNDWATER
Date Filed: 07/30/1984
Diversion Pt: NENW Sec 11 T 47N R 04W
Use: DOMESTIC (0.01 CFS)
In: NENW Sec 11 T 47N R 04W

95-3426
CAIN, THOMAS A.
HOGAN, RICHARD J.
E. 4th Street, SPOKANE, WA 99202

Source: TITWIN FALLS LAKES to SPOKANE RIVER
Date Filed: 07/31/1984
Diversion Pt: LOT 01 Sec 24 T 49N R 04W
Use: IRRIGATION (0.18 CFS); DOMESTIC (0.20 CFS)
In: LOT 01 Sec 24 T 49N R 04W FOR 8 ACRES

The permit(s) will be subject to all other water rights. Protests must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814 on or before AUGUST 27, 1984.

KEEN DUNN, Dir.
Legal 739
Aug. 9, 1984

Department of Water Resources
Northern District Office

[Handwritten signatures and initials]

July 28, 1992

THOMAS A CAIN
RICHARD J HOGAN
E 4252 29TH ST
SPOKANE WA 99203

RE: WATER RIGHT NO. 95-08455

Dear Water Right Holder(s):

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

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

SEP 17 1992

July 1, 1992

THOMAS A CAIN
RICHARD J HOGAN
E 4252 29TH ST
SPOKANE WA 99203

RE: WATER RIGHT NO. 95-08455

Dear Water Right Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
SEP 17 1992

LICENSE REVIEW CHECKLIST

Permit # 95-8455

Date 6-30-92
CS

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☒	☐	Disagree with Actual Measurement?
			<u>.05 cfs (IRR + DOM) per capacity</u>
	☐	☒	Disagree with Theoretical?
	☒	☐	Limited by Capacity? <u>.05 cfs</u>
TOTAL VOLUME			Rate/ac <u>3.0</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>Same Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
			<u>6 x 3.0 = 18 cfs (IRR) 22 x .6 = 13.2 cfs (DOM)</u>
	☐	☒	Limited by Flow? <u>.05 x 245 x 19835 = 24.3 > 18</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
			<u>Intended</u> source
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
P/U			Verify with Map
	☐	☒	Amendment Needed?
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☒	☐	Non-Irr. Uses <u>DOM/22 Hems</u>
	☐	☒	Special Overlap Condition
	☒	☐	Other <u>P/U</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>B29</u>	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made
COMMENTS/MEMOS NEEDED:	<u>Reduced Acres, rate</u>		
License	☐	☒	10-Day
	☐	☐	15-Day
	☐	☐	Special Correspondence

OWNER
CODE
C THOMAS A CATN
C RICHARD J HOGAN
E 4252 29TH ST
SPOKANE ID 99203

PRIORITY
DATE
07/31/1984

NAME & ADDRESS
IRRIIGATION
DOMESTIC

WATER USE

USE PERIOD
FROM TO
03-15 11-15
01-01 12-31

DIVERSION
RATE
0.05 CFS
0.05 CFS

DIVERSION
VOLUME
18.0 AFA
13.2 AFA

TOTAL DIVERSION:
0.05 CFS
31.2 AFA

Stage: LICENSE

Tributary to: SPOKANE RIVER

Point(s) of Diversion Capacity: 0.05 CFS

Point(s) of Diversion: T49N R04W S24 Lot 1(NE NE)

Place of use Legal Description for: IRRIGATION

		NW				SW				SE					
		NENE		SENE		NENW		SENW		NWSW		SESW			
		NAME		NAME		NAME		NAME		NAME		NAME			
		SENE		SENE		SENE		SENE		SENE		SENE			
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SENIOR AGENT REVIEW

Check List
for
Beneficial Use Field Report

Permit 95-08455

A. GENERAL INFORMATION

- ✓ 1. Name and address are most current available. (Check BU statement)
✓ 2. Exam Date
✓ 3. Source (Check Permit)

B. OVERLAP REVIEW

- ✓ 1. & 2. (Rule 5,1,4)

C. SYSTEM DESCRIPTION

- ✓ 1. Diversion System Diagram (Rule 5,1,3 / 5,1,4)
✓ 2. USGS (Rule 5,1,7 / 5,1,9) Aerial (Rule 5,1,17)
Photo of pd and/or pu or explanation
✓ 3. Word Picture (Rule 5,1,3 / 5,1,4)
✓ 4. Diversion (Rule 5,1,3)
✓ 5. Compare with USGS Map/Land Survey Maps/Aerial Photos/Permit.
Method of determination
✓ 6. Irrigation (Rule 5,1,8) Method of determination

D. FLOW MEASUREMENTS Check math (Rule 5,1,13 / 5,1,14)

E. FLOW CALCULATIONS Check math (Rule 5,1,13 / 5,1,14)

F. OPTIONAL

G. VOLUME CALCULATIONS

- Three significant figures and no more than 1/10's (Rule 6,1,2)
Fish (Rule 5,1,11) number stock, homes, etc... (Rule 5,1,12)

H. REMARKS AND OVERLAP ANALYSES

- ✓ All actual uses listed (Rule 5,1,2):
✓ All unused, permitted uses listed (Rule 5,1,2):
✓ Overlaps (Rule 5,1,4):
✓ Return flows (Rule 5,1,5):
✓ Conditions (Rule 5,1,6).

I. RECOMMENDATIONS

- ✓ 1. Municipal (Rule 5,1,10): Compare with items E & G, permit, fee, capacity
(Rule 5,1,15): Measured flows for each use listed separately (Rule 5,1,14).
Period of year (Rule 5,1,13)
✓ 2. Compare permit to exam for amendments (Rule 5,1,16)

J. AUTHENTICATION

✓ Name, Signature, Certification Date, Exam Date.

WELL INSPECTION REPORT

✓ Check with permit and well log for discrepancies

RECEIVED
JUN 27 1990

Department of Water Resources

Signature [Signature]

Date 1/22/90

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

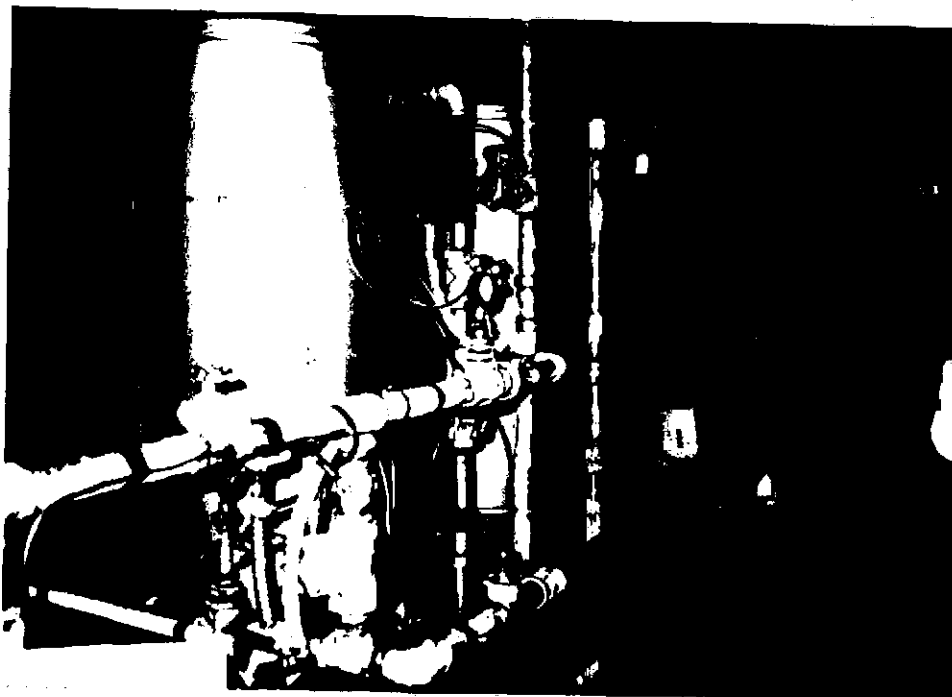
1. Owner: THOMAS A. CAIN OR RICHARD J. HOGAN Permit No. 95-08465
Current Address: E4252 29TH ST. Spokane, Wa. 99203 Phone No. 509-534-2262
2. Accompanied by: T. CAIN EXAM. DATE: 1-12-90
Address: SAME Phone No. RECEIVED
Relationship to Permit Holder: _____ JUN 27 1990
3. Source: Coeur d'Alene Lake tributary to Spokane River

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE Department of Water Resources
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: AS-4408 95-04183 - NO OVERLAP
95-07537 - NO OVERLAP ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



CL₂ & PRESSURE
SYSTEM

MICROFILMED

SEP 17 1992

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 3HP SUBMERSIBLE PUMP IN LAKE W/ 2" PIPING TO 11 1/2" PIPING TO FILTER & L₂ (8) 2" LING TO ~~ST~~ RESERVOIR TANK TO 4" DISTRIBUTION SYSTEM.

SYSTEM

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	JAGU 2, 2, 1	3	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

5. Point(s) of Diversion:

[illegible]

Indicate Method of Determination.

2410

6. Place(s) of Use:

[illegible]

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

~~not 5~~

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

$$\frac{8.8(3)80\%}{440} = 0.05 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = \frac{6 \times 3}{.05} \times \frac{245}{24.3} = 21.18$$

$$V_{D.R.} = [Diversi\text{on Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 24.3$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 21.18$$

2. Volume Calculations for Other Uses:

$$\begin{aligned} 22 \text{ Homes} @ .6 &= 13.2 \text{ A} \\ (2 \text{ Homes} - 20 \text{ STUDS}) & \\ (.05)(365)(1.9835) &= 36.24 \text{ F} \end{aligned}$$

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SEP 17 1992

~~bot size $\approx \frac{1}{3}$ acre; $\therefore \frac{1}{4}$ ac per house ≈ 8 houses 186~~

1. Recommended Amounts

Period of Use
From _____ **To** _____

Q (cfs)

Annual Volume
V (afa)

५५

51-8

51-11

0.05

18.0

WPT

(22)

12-31

3.05

15.2

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

Other ☐

Field Examiner's Name

Signature

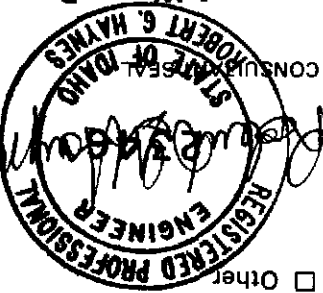
Certification Date

Field Report Preparation Date:

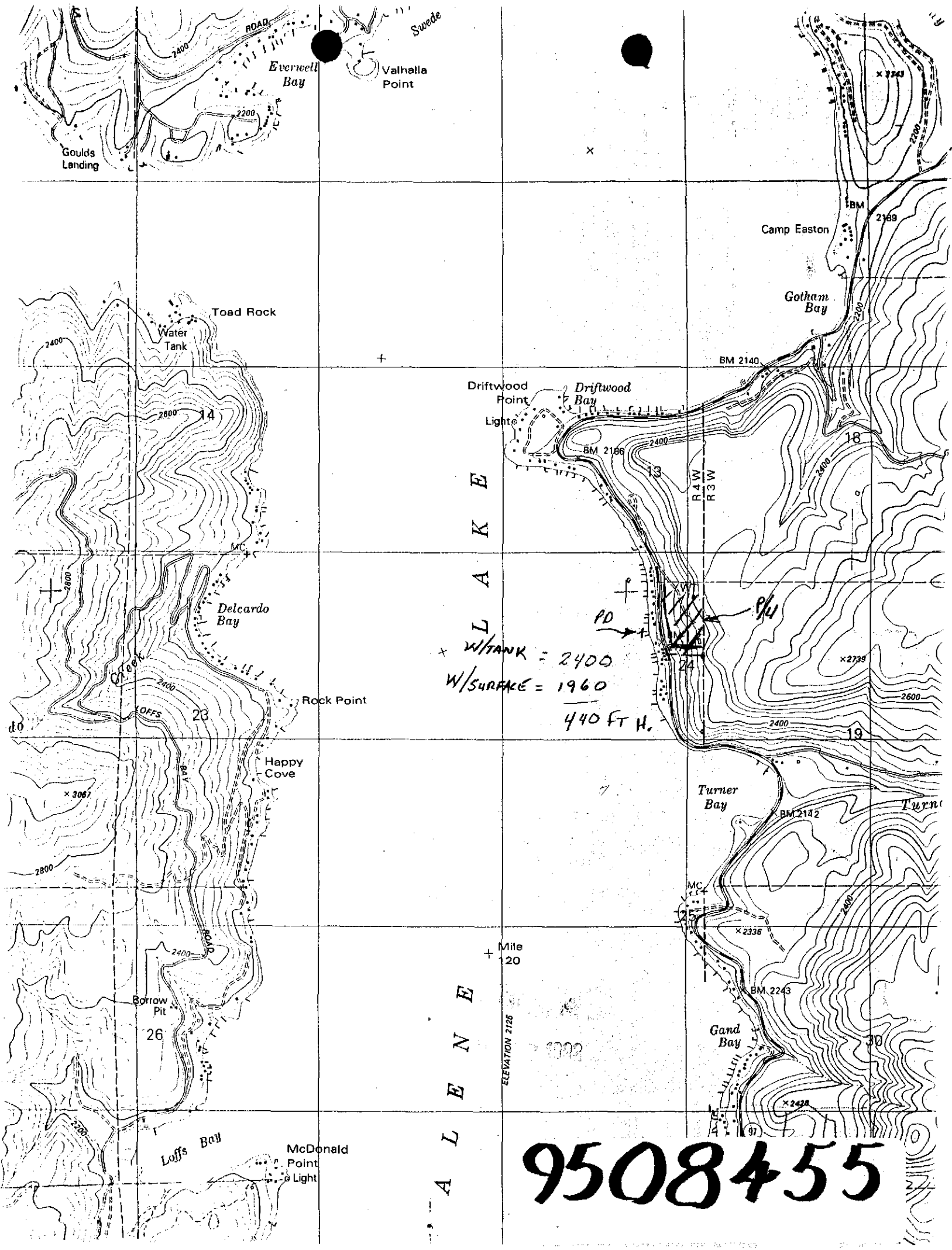
65/77/1

41/2

[Handwritten signature]



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.



October 30, 1989

THOMAS A. CAIN
RICHARD J. HOGAN
E. 4252 29TH ST.
SPOKANE, WA 99203

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08455

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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NOV 24 1989

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 95-8455

Date: 10-30-1989

General Considerations:

y Name same as permit
y Signature the same as permit holder
y Address change _____ If yes, prepare a data entry
y Proof received timely _____
_____ Reinstated

Source of Water:

y Surface water
_____ Groundwater
y 1. well log in file
y 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

y Rate of diversion appropriate for uses
y Is rate or volume and fee appropriate?
y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

y Is a measuring device or access port required?
y Has one been installed?
y Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A

Priority Calculation:

Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

RECEIVED
AUG 28 1989

For Office Use Only
Fee Received \$50.00
Date 8/24/89
Receipt # 1113272
Receipt by JK
Reviewed by _____
Sent to region _____

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 95-8455

Name(s) of Permit Holder: Thomas A. Cain &/or Richard J. Hogan

Post Office Address: E. 4252 29th St. Spokane, Wa. 99203

Telephone No. (509) 534-2262 (Cain)

Source of Water: Coeur d'Alene Lake

Extent of Use:

Domestic 33 stubs (number of households) Stockwater _____ (number and type of stock)

Irrigation 9 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.2 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: first installed in 1974
1987-beneficially used.

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☐ No

Person to contact to accompany the Department representative during the field examination:

Thomas A. Cain

Same as above.

(Name)

(Signature Number)

Same as above.

(Address)

NOV 24 1989

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.

8/24/89
Date

Richard J. Hogan
Signature of Permit Holder (and title, if appropriate)

138426
June 30, 1989

THOMAS A. CAIN
RICHARD J. HOGAN
E. 4252 29TH ST.
SPOKANE, WA 99203

PROOF DUE NOTICE

RE: PERMIT NO. 95-08455

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 September 1, 1989. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

NOV 24 1989

September 10, 1984

RE: Permit No. 95-8455

Thomas A. Cain &/or
Richard J. Hogan
E. 4252 29th St.
Spokane, WA 99203

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

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State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: KK

APPLICATION NUMBER: 95-8455

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☒ Yes ☐ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☒ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____

Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: 8/27/84
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 8/23/84
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 7/31/84 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RJA

Date: 8/30/84

STATE OFFICE REVIEW:

L17

26

- ☐ See attached sheet for more information.

By: KW

Date: 9-5-84

SEP 05 1984

Department of Water Resources

RECEIVED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
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95-8455-

CAIN, THOMAS A.
HOGAN, RICHARD J.

E. 4252 29TH ST., SPOKANE, WA 99203

Source: COEUR D ALENE LAKE trib. to SPOKANE RIVER

Date Filed: 07/31/1984

Diversion Pt: LOT 01 Sec 24 T 49N R 04W

Use: IRRIGATION	(0.18 CFS)
DOMESTIC	(0.20 CFS)

In: LOT 01 Sec 24 T 49N R 04W FOR 9 ACRES

OFFICIAL RECORD



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

Kenneth Dunn
DIRECTOR

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 765-4639

Date: 8/2/84

Dept. of Lands
Statehouse
Boise, Id. 83720

Re: No. 95-8455

Gentlemen:

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

Sincerely,

LS/
ROBERT G. HAYNES, P.E.
Regional Supervisor

pms

Enc. -- Appln.

RECEIVED



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

STANLEY F. HAMILTON
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
JIM JONES
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUP'T OF PUBLIC INSTRUCTION

August 7, 1984

Department of Water Resources
Northern Region
4055 Government Way
Coeur d'Alene, ID 83814

RE: 95-8455
Cain/Hogan

Gentlemen:

Thank you for the application for review. The applicant will be required to make application for a temporary permit and an encroachment permit from the Department of Lands.

The applicant is being notified.

Very truly yours,

MARVIN G. VANDENBERG, Chief
Bureau of Navigable Waters

MGV:bv

RECEIVED

AUG 8 1984

Department of Water Resources
Northern District Office

EQUAL OPPORTUNITY EMPLOYER