

State of Idaho
Department of Water ResourcesAPPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08367

FOR DEPARTMENT USE ONLY

Preliminary check by kw Fee = \$20.00Received by RJA Date 6/29/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 95-08367 with the following;

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 which 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. Stockwater use is for 10 head; domestic use is for 1 home.

Witness my hand this 19TH day of July, 1990.

R. Keith Higginson
Acting for R. Keith Higginson, Director

MICROFILMED

JUL 30 1990

JIM

NOTICE OF APPLICATION FOR WATER RIGHT

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

94-7261

PORTER, KATHLEEN ACOSTA
RT. 2 BOX 307, ST. MARIES, ID
83861

Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NESE Sec 02 T 47N
R 03W
Use: DOMESTIC (0.08 CFS)
In: NESE Sec 02 T 47N R 03W
94-7262

MILLER, LARRY &/or
CHARLOTTE
RT. 1 BOX 266, CATALDO, ID
83810

Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NWSE Sec 05 T 48N
R 01E
Use: IRRIGATION (0.20 CFS);
DOMESTIC (0.04 CFS)
In: NWSE Sec 05 T 48N R 01E
FOR 10 ACRES

94-7263

DOTSON, LOISE
P.O. BOX 811, WALLACE, ID
83873

Source: LITTLE BALDY CREEK
trib. to LATOUR CREEK
Date Filed: 06/23/1983
Diversion Pt: SENW Sec 17 T 48N
R 01E
Use: IRRIGATION (1.00 CFS);
MINING (4.00 CFS); POWER

(4.00 CFS); DOMESTIC (0.04
CFS)

In: SWNE NENW SENW Sec 17
T 48N R 01E SWNE SENW Sec
17 T 48N R 01E FOR 50 ACRES

94-7266

HOILAND, THOMAS R. &/or RO-
BERTA
RT. 1 BOX 210, CATALDO, ID
83810

Source: CLARK CREEK trib. to
MEDICINE LAKE
Date Filed: 06/28/1983
Diversion Pt: NWSE Sec 27 T 48N
R 02W
Use: IRRIGATION (0.20 CFS);
STOCKWATER (0.02 CFS)
In: NWSE Sec 27 T 48N R 02W
FOR 15 ACRES

95-8359

JAMES, BILL E.
P.O. BOX 968, PINEHURST, ID
83850

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/22/1983
Diversion Pt: SWNE Sec 14 T 48N
R 04W
Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 14 T 48N R 04W

95-8360

PATE, WILLIAM D.
P.O. Box 643, KELLOGG, ID
83837

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/22/1983
Diversion Pt: SWNE Sec 14 T 48N
R 04W

Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 14 T 48N R 04W

95-8369

PETRAGALLO, FRED
STAR RT. KIDD ISLAND BAY,
COEUR D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: NWSW Sec 35 T 50N
R 04W

Use: DOMESTIC (0.12 CFS)
In: NWSW Sec 35 T 50N R 04W

95-8370

FREY, WILLIAM R.
RT. 2 BOX 180, HAYDEN LAKE,
ID 83835

Source: GROUNDWATER
Date Filed: 06/24/1983
Diversion Pt: LOT 04 Sec 09 T 51N
R 03W

Use: IRRIGATION (0.10 CFS);
DOMESTIC (0.10 CFS)
In: LOT 04 (SWSE) Sec 09 T 51N
R 03W FOR 5 ACRES

95-8371

YODER, THEODORE ALLEN
&/or GLORIA
P.O. BOX 1063, HAYDEN LAKE,
ID 83835

Source: HAYDEN LAKE trib. to
SINKS
Date Filed: 06/27/1983
Diversion Pt: LOT 02 Sec 19 T 51N
R 03W

Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 19 T 51N R 03W

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Carol Hedges

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 issue of said newspaper for *2* consecutive *Weeks*, commencing on the *14* day of *July*, 19*83*, and ending on the *21* day of *July*, 19*83*, and such publication was made as often during said period as said 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.

Carol Hedges

subscribed and sworn to before me this

21 day of *July*, 19*83*.

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

95-8367
NAGEL, HAROLD
P.O. BOX 181, RATHDRUM, ID
83858

Source: SPRING trib. to SINKS
Date Filed: 06/27/1983
Diversion Pt: SWSE Sec 35 T 52N
R 05W
Use: STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)
In: SWSE Sec 35 T 51N R 05W

95-8368
LOOD, RUDY C. &/or KAREN
P.O. BOX 343, HAYDEN LAKE,
ID 83835

Source: HAYDEN LAKE trib. to
SINKS
Date Filed: 06/27/1983
Diversion Pt: LOT 02 Sec 19 T
51N R 03W

Use: DOMESTIC (0.04 CFS)
In: Lot 02 Sec 19 T 51N R 03W
Use: IRRIGATION (0.04 CFS);
IRRIGATION STORAGE (1.0
AF); IRRIGATION FROM
STORAGE (1.0 AF); DOMESTIC
(0.08 CFS); RECREATION
STORAGE (1.0 AF)
In: SWSE Sec 18 T 50N R 05W
FOR 2 ACRES

95-8378

HAYES, DAVID E. &/or NANCY
L.
P.O. BOX 507, RATHDRUM, ID
83858

Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NWNW Sec 28 T
52N R 04W

Use: IRRIGATION (0.09 CFS);
DOMESTIC (0.06 CFS)
In: NWNW Sec 28 T 52N R 04W
FOR 3 ACRES

95-8379

GUY, ARNOLD &/or GRACE
EVELYN
W. 595 GRANGE AVE., POST
FALLS, ID 83854

Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: SENW Sec 27 T 51N
R 05W

Use: IRRIGATION (0.04 CFS);
STOCKWATER (0.03 CFS);
DOMESTIC (0.14 CFS)
In: SENE Sec 28 T 50N R 05W
SWNW SENW Sec 27 T 50N R 05W
FOR 3 ACRES

95-8268
MERGER MINES CORP.
P.O. BOX 716, COEUR
D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 06/22/1983
Diversion Pt: NESW Sec 05 T 52N
R 02W
Use: MINING (1.00 CFS);
POWER (1.00 CFS)
In: NWNW Sec 05 T 52N R 02W

95-8270
MERGER MINES CORP.
P.O. BOX 716, COEUR
D'ALENE, ID 83814

Source: SPRINGS trib. to SAGE
CREEK
Date Filed: 06/22/1983
Diversion Pt: NESW Sec 05 T 52N
R 02W

Use: MINING (1.00 CFS);
POWER (1.00 CFS)
In: NWNW Sec 05 T 52N R 02W

95-8283
SHAMROCK LAND CO.
RT. 1, ATHOL, ID 83801

Source: GROUNDWATER
Date Filed: 06/28/1983
Diversion Pt: NESE SESE Sec 07
T 53N R 03W

Use: STOCKWATER (0.10 CFS);
DOMESTIC (0.04 CFS)
In: NESE SESE Sec 07 T 53N R
03W

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 1,
1983.

95-8284
KEN DUNN, Dir.
Legal 188
July 14, 21, 1983

MICROFILMED

10. Other water rights on these lands None
11. Other water right diverted from same p.d. None
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. 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

16. Examiner's/Consultant's Signature Tom V. Berry Date 4/19/85

Consultant's License Number _____

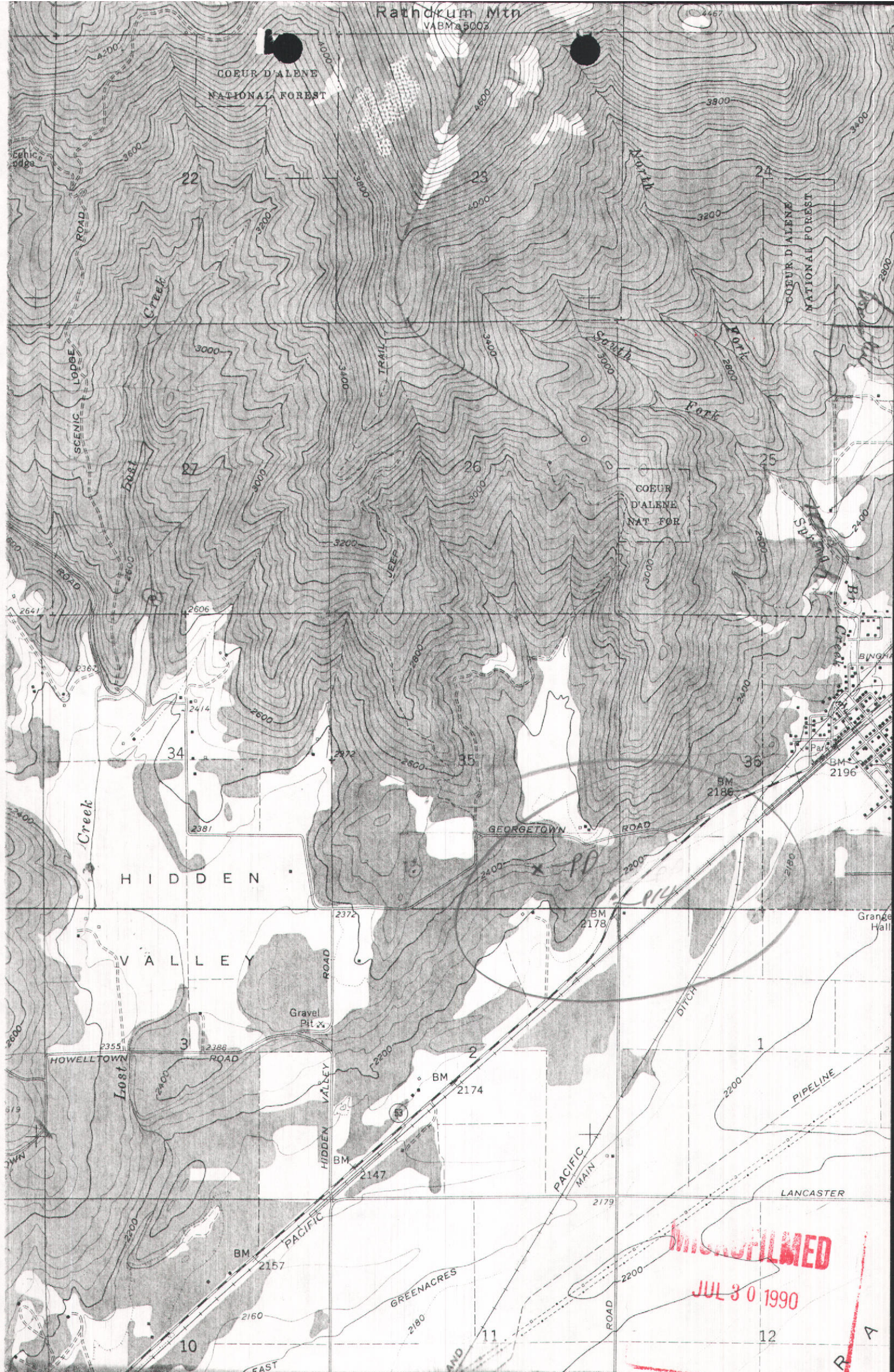
IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

RECORDED
JUL 30 1990

CONSULTANT SEAL



TWP. 52N RGE. 5W SEC. 35 MAP # E-53 MAP SCALE 7 1/2

DATE OF FIELD EXAM 4/10/85

FIELD REPORT MAP PERMIT # 95-8367

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 95-08367

Priority: June 27, 1983

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

1.4 AF

This is to certify, that HAROLD NAGEL
P.O. BOX 181

RATHDRUM, ID 83858 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated June 27, 1983; and
has submitted Proof of Beneficial Use on October 9, 1984. An examination indicates
that the works have a diversion capacity of .040 cfs of water from:

SPRING

tributary to **SINKS**

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>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	1.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 35, Township 52N, Range 05W
KOOTENAI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

52N 05W 35 SESE

PLACE OF USE: DOMESTIC, same as STOCKWATER 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 which 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.

MICROFILMED

JUL 30 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 95-08367

CONDITIONS/REMARKS:

5. Stockwater use is for 10 head; 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 19TH
day of JULY, 1990.

Acting for


R. Keith Higginson, Director

RECEIVED
WATER RIGHTS DIVISION

JUL 30 1990

State of Idaho
Department of Water Resources

RECEIVED
JUL 5 1990

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08367

Department of Water Resources

Date of Priority: June 27, 1983

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1.4 AF

Comes now HAROLD NAGEL
P.O. BOX 181
RATHDRUM, ID 83858

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 95-08367, and requests that the permit be changed as follows:

Source: SPRING

tributary to SINKS

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.04 CFS	1.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE, Sec. 35, Township 52N, Range 05W
KOOTENAI County

PLACE OF USE: STOCKWATER

TWN RGE SEC

52N 05W 35 SESE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at C.D.A., this 29th day of June 1990.

Harold Nagel
(Signature)

RECORDED

JUL 30 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08367

FOR DEPARTMENT USE ONLY

Preliminary check by kw RMA Fee = \$20.00

Received by RMA Date 6/29/90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

N 3579

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 95-08367 with the following;

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 which 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. Stockwater use is for 10 head; domestic use is for 1 home.

Witness my hand this 19th day of July, 1990.

Norm C. Gung
Acting for R. Keith Higginson, Director

MICROFILMED

JUL 30 1990

JIM

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 Harold Nagel Phone 687-0895
Post office address Box 181 Rathdrum, Idaho
2. Source of water supply Spring which is a tributary of sinks *kw
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 52N
Range 5W B.M. Kootenai County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 for Stock purposes from 1/1 to 12/31 (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. 0.06 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Gravity flow pipeline

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:

(1) Give the place of use of water: SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 52N
Range 5W 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 5-10 horses, cows, hogs

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 1.

(5) If water is to be used for other purposes describe: _____

[illegible]

None

~~app from unnamed stream~~

for stock

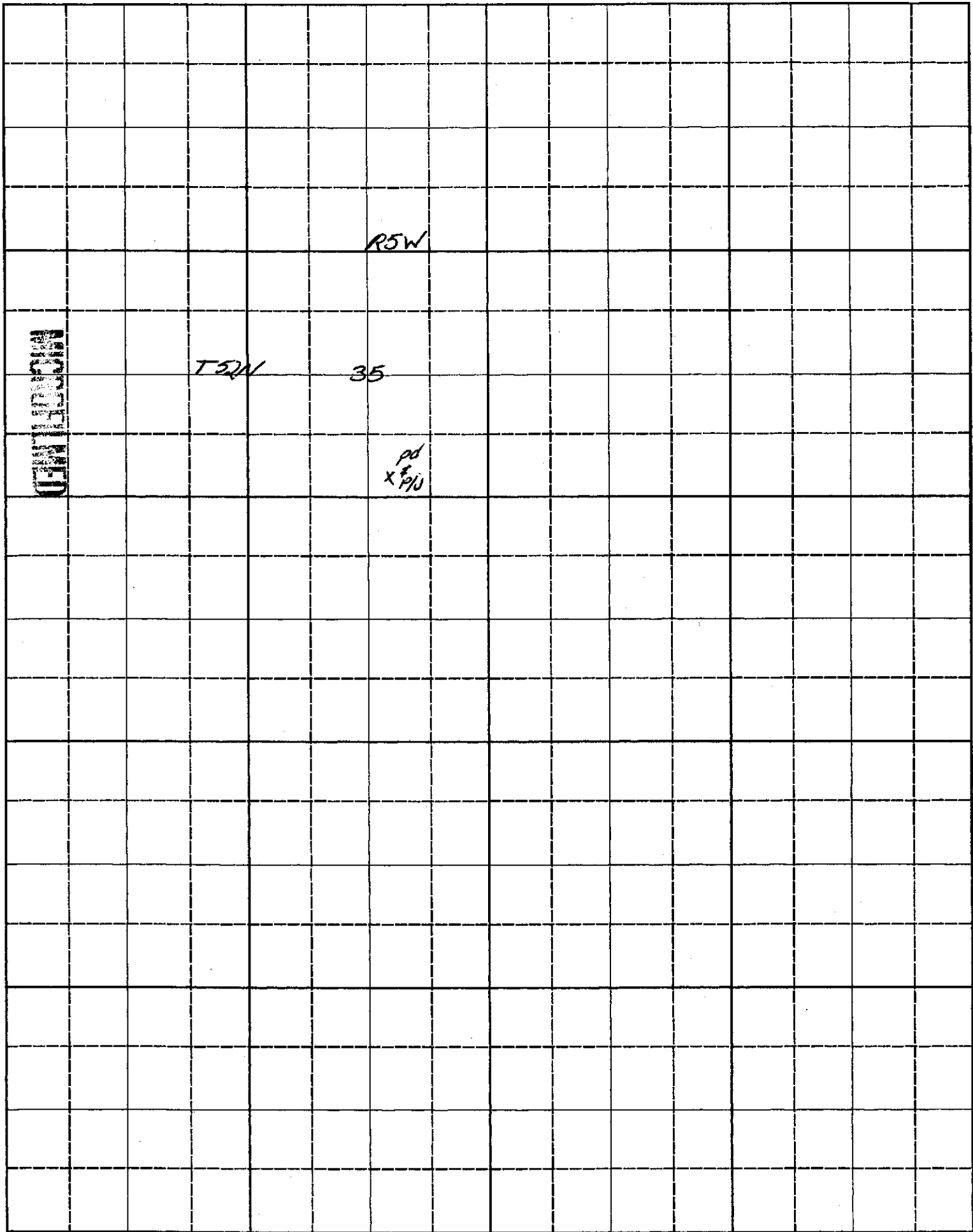
App

_____ *dy*

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

[illegible]

11. 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.

Harold Nagel
(Applicant)

MICROFILMED

Received by AB Date 6/27/83 Time 3:00
Preliminary check by AB Fee \$ 30.00
Received by AB Date 6/27/83 (28335)
Publication prepared by AMS Date 7/7/83
Published in Consolidated News
Publication dates 7/14-21/83
Publication approved TK Date 9/22/83
Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by AKW ku

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. 95-8367, and said application is hereby APPROVED

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 88.

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 13 day of October, 1983.

D. Alan Saylor
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 95-8387 in the Name of Harold Nagel was advertised incorrectly on 7/14 and 7/21, 1983.

The Place of Use was incorrectly advertised as the SWSE Sec 35 T51N R06W; whereas, correctly it should be the SWSE Sec 35 T52N R06W.

Any protest to the above-referenced correction must be filed with the State of Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before September 8, 1983.

A. KENNETH DUNN
Director

Legal 363

Aug. 18, 25, 1983

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 *Thursday* issue of said newspaper for *2* consecutive *weeks* commencing on the *18* day of *August*, 19*83*, and ending on the *25* day of *August*, 19*83*, 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 *25* day of *August*, 19*83*.

Robert M. Mandy

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

NOTICE OF APPLICATION
FOR WATER RIGHT

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

94-7261

PORTER, KATHLEEN ACOSTA
RT. 2 BOX 307, ST. MARIES, ID
83861

Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NESE Sec 02 T 47N
R 03W
Use: DOMESTIC (0.06 CFS)
In: NESE Sec 02 T 47N R 03W
94-7262

MILLER, LARRY &/or
CHARLOTTE
RT. 1 BOX 266, CATALDO, ID
83810

Source: GROUNDWATER
Date Filed: 06/23/1983
Diversion Pt: NWSE Sec 05 T 48N
R 01E
Use: IRRIGATION (0.20 CFS);
DOMESTIC (0.04 CFS)
In: NWSE Sec 05 T 48N R 01E
FOR 10 ACRES

94-7263

DOTSON, LOISE
P.O. BOX 811, WALLACE, ID
83873

Source: LITTLE BALDY CREEK
trib. to LATOUR CREEK
Date Filed: 06/23/1983
Diversion Pt: SENW Sec 17 T 48N
R 01E
Use: IRRIGATION (1.00 CFS);
MINING (4.00 CFS); POWER
(4.00 CFS); DOMESTIC (0.04
CFS)

In: SWNE NENW SENW Sec 17
T 48N R 01E SWNE SENW Sec
17 T 48N R 01E FOR 50 ACRES

94-7266

HOILAND, THOMAS R. &/or RO-
BERTA
RT. 1 BOX 210, CATALDO, ID
83810

Source: CLARK CREEK trib. to
MEDICINE LAKE
Date Filed: 06/23/1983
Diversion Pt: NWSE Sec 27 T 48N
R 02W
Use: IRRIGATION (0.20 CFS);
STOCKWATER (0.02 CFS)
In: NWSE Sec 27 T 48N R 02W
FOR 15 ACRES

95-8359

JAMES, BILL E.
P.O. BOX 968, PINEHURST, ID
83850

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/23/1983
Diversion Pt: SWNE Sec 14 T 48N
R 04W
Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 14 T 48N R 04W

95-8380

PATE, WILLIAM D.
P.O. Box 643, KELLOGG, ID
83837

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/23/1983
Diversion Pt: SWNE Sec 14 T 48N
R 04W

Use: DOMESTIC (0.04 CFS)
In: SWNE Sec 14 T 48N R 04W

95-8389

PETRAGALLO, FRED
STAR RT. KIDD ISLAND BAY,
COEUR D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 06/27/1983
Diversion Pt: NWSW Sec 35 T 50N
R 04W

Use: DOMESTIC (0.12 CFS)
In: NWSW Sec 35 T 50N R 04W

95-8370

FREY, WILLIAM R.
RT. 2 BOX 180, HAYDEN LAKE,
ID 83835

Source: GROUNDWATER
Date Filed: 06/24/1983
Diversion Pt: LOT 04 Sec 09 T 51N
R 03W

Use: IRRIGATION (0.10 CFS);
DOMESTIC (0.10 CFS)
In: LOT 04 (SWSE) Sec 09 T 51N
R 03W FOR 5 ACRES

95-8371

YODER, THEODORE ALLEN
&/or GLORIA
P.O. BOX 1063, HAYDEN LAKE,
ID 83835

Source: HAYDEN LAKE trib. to
SINKS
Date Filed: 06/27/1983

Diversion Pt: LOT 03 Sec 19 T 51N
R 03W

Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 19 T 51N R 03W

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

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 _____
_____ of which the annexed is a printed copy, was published in the regular
issue of said newspaper for _____ consecutive _____
commencing on the _____ day of _____, 19____, and
ending on the _____ day of _____, 19____, and such
publication was made as often during said period as said
newspaper was regularly issued.

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

Subscribed and sworn to before me this _____ day of _____, 19____.

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

95-8374
WHITE, RICHARD &/or JANET
RT. 3 BOX 62 J, HAYDEN LAKE,
ID 83836

Source: GROUNDWATER
Date Filed: 06/29/1983
Diversion Pt: NWNW Sec 28 T
50N R 03W
Use: DOMESTIC (0.09 CFS)
In: NWNW Sec 28 T 50N R 03W

KISON, R.D.
W. 7115 RIVERVIEW DR.,
COEUR D'ALENE, ID 83814
Source: SPOKANE RIVER trib.
to COLUMBIA RIVER
Date Filed: 06/30/1983
Diversion Pt: LOT 08 Sec 07 T 50N
R 04W
Use: IRRIGATION (0.18 CFS);
DOMESTIC (0.02 CFS)
In: LOT 08 Sec 07 T 50N R 04W
FOR 9 ACRES

JAMISON, STANLEY
P.O. BOX 357, COEUR
D'ALENE, ID 83814

Source: SKALAN CREEK trib. to
SPOKANE RIVER
Date Filed: 06/27/1983
Diversion Pt: NENE Sec 32 T 50N
R 05W
Use: STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)
In: NENE Sec 32 T 50N R 05W

95-8377

ALME, TERRY
715 RIVER AVE., COEUR
D'ALENE, ID 83814

Source: SPRING trib. to
SPOKANE RIVER
Date Filed: 06/23/1983

Diversion Pt: SWSE Sec 15 T 50N
R 06W

95-8372

GABOURIE, FRED W. &/or F.
LEONA
RT. 2 BOX 51A, WORLEY, ID
83876

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/16/1983

Diversion Pt: NWSE Sec 20 T 48N
R 04W
Use: DOMESTIC (0.20 CFS)
In: LOT 06 Sec 20 T 48N R 04W

95-8361

REASOR, C. L.
P.O. BOX 786, PINEHURST, ID
83850

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Priority Date: 06/23/1983

Diversion Pt: SESE Sec 15 T 48N
R 04W
Use: DOMESTIC (0.04 CFS)
In: SESE Sec 15 T 48N R 04W

KOLB, RUTH
W. 3427 ROCKWELL, SPOKANE,
WA 99206

Source: COEUR D'ALENE
LAKE trib. to SPOKANE RIVER
Date Filed: 06/22/1983
Diversion Pt: LOT 07 Sec 07 T 48N
R 03W
Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 07 T 48N R 03W

95-8363

OLSON, ALVIN T.
RT. 2 BOX 71, WORLEY, ID 83876

Source: GROUNDWATER
Date Filed: 06/23/1983

Diversion Pt: LOT 06 Sec 25 T
48N R 05W
Use: DOMESTIC (0.06 CFS)
In: LOT 06 Sec 25 T 48N R 05W

95-8364

GRAHAM, ROBERT L.
N. 710 MC CABE RD.,
SPOKANE, WA 99210

Source: SPRING trib. to COEUR
D'ALENE LAKE
Date Filed: 06/27/1983

Diversion Pt: NWSW Sec 03 T 47N
R 04W
Use: DOMESTIC (0.04 CFS)
In: NWSW Sec 03 T 47N R 04W

95-8365

FRANK, KEN &/or LORENE
2251 E. HONEYUCKLE,
HAYDEN LAKE, ID 83835

Source: HAYDEN LAKE trib. to
SINKS
Date Filed: 06/27/1983

Diversion Pt: LOT 02 Sec 19 T 51N
R 03W
Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 19 T 51N R 03W

95-8366

NAGEL, HAROLD
P.O. BOX 181, RATHDRUM, ID
83858

Source: UNNAMED STREAM
trib. to SINKS
Date Filed: 06/27/1983

Diversion Pt: SWSE Sec 25 T 52N
R 05W
Use: STOCKWATER (0.02 CFS);
STOCKWATER STORAGE (2.0
AF); RECREATION STORAGE
(2.0 AF)
In: SWSE Sec 25 T 52N R 05W

95-8367
NAGEL, HAROLD
P.O. BOX 181, RATHDRUM, ID
83858

Source: SPRING trib. to SINKS
Date Filed: 06/27/1983

Diversion Pt: SWSE Sec 25 T 52N
R 05W
Use: STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)
In: SWSE Sec 25 T 52N R 05W

95-8368

LOOD, RUDY C. &/or KAREN
P.O. BOX 343, HAYDEN LAKE,
ID 83835

Source: HAYDEN LAKE trib. to
SINKS
Date Filed: 06/27/1983

Diversion Pt: LOT 03 Sec 19 T
51N R 03W
Use: DOMESTIC (0.04 CFS)
In: LOT 03 Sec 19 T 51N R 03W

Use: IRRIGATION (0.04 CFS);
IRRIGATION STORAGE (1.0
AF); IRRIGATION FROM
STORAGE (1.0 AF); DOMESTIC
(0.08 CFS); RECREATION
STORAGE (1.0 AF)
In: SWSE Sec 18 T 50N R 05W
FOR 2 ACRES

95-8378

HAYES, DAVID E. &/or NANCY
L.
P.O. BOX 507, RATHDRUM, ID
83858

Source: GROUNDWATER
Date Filed: 06/28/1983

Diversion Pt: NWNW Sec 28 T
52N R 04W
Use: IRRIGATION (0.09 CFS);
DOMESTIC (0.06 CFS)
In: NWNW Sec 28 T 52N R 04W
FOR 3 ACRES

95-8379

GUY, ARNOLD &/or GRACE
EVELYN
W. 505 GRANGE AVE., POST
FALLS, ID 83854

Source: GROUNDWATER
Date Filed: 06/28/1983

Diversion Pt: SENW Sec 27 T 51N
R 05W
Use: IRRIGATION (0.04 CFS);
STOCKWATER (0.03 CFS);
DOMESTIC (0.14 CFS)
In: SENE Sec 28 T 50N R 05W
SWNW SENW Sec 27 T 50N R 05W
FOR 3

95-8368
MERGER MINES CORP.
P.O. BOX 716, COEUR
D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 06/23/1983

Diversion Pt: NESW Sec 05 T 52N
R 02W
Use: MINING (1.00 CFS);
POWER (1.00 CFS)
In: NWNW Sec 05 T 52N R 02W

95-8370

MERGER MINES CORP.
P.O. BOX 716, COEUR
D'ALENE, ID 83814

Source: SPRINGS trib. to SAGE
CREEK
Date Filed: 06/23/1983

Diversion Pt: NESW Sec 05 T 52N
R 02W
Use: MINING (1.00 CFS);
POWER (1.00 CFS)
In: NWNW Sec 05 T 52N R 02W

95-8363

SHAMROCK LAND CO.
RT. 1, ATHOL, ID 83801

Source: GROUNDWATER
Date Filed: 06/23/1983

Diversion Pt: NESE SESE Sec 07
T 53N R 03W
Use: STOCKWATER (0.10 CFS);
DOMESTIC (0.04 CFS)
In: NESE SESE Sec 07 T 53N R
03W

The permit(s) will be subject
to all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, 406
Gov't Way, Coeur d'Alene, Id.
83814 on or before AUGUST 1,
1983.

Legal 188
July 14, 21, 1983

KEN DUNN, Dir.

July 19, 1990

HAROLD NAGEL
P.O. BOX 181
RATHDRUM, ID 83858

RE: PERMIT NO. 95-08367

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUL 30 1990

June 25, 1990

HAROLD NAGEL
P.O. BOX 181
RATHDRUM, ID 83858

RE: PERMIT NO. 95-08367

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

RECEIVED

JUL 30 1990

RECEIVED
MAY 2 1995

MAY 2 1985

Department of Water Resources

Permit No. 95-8367

Phone No. 687-0895

1. Owner: HAROLD NAGEL Permit No. 13-0551
Phone No. 687-0895
Current Address: Box 181 RATHDRUM, ID 83858
2. Accompanied by: NONE EXAM. DATE: 4/10/85
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: GTD SPRING tributary to SINKS

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
GRAVITY/					

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
4'x4'x3' WOODEN COLLECTION BASIN WITH BURIED
LINE TO HOME. GARDEN HOSE FM HOME TO STACK TANK

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

7. **Measurements** ☐ Additional data/computation sheets attached

ONE HOME
10 HD STOCK (1 HORSE AT TIME OF EXAM)

8. Point(s) of Diversion: Indicate Method of Determination *MAP/ASSESSOR*

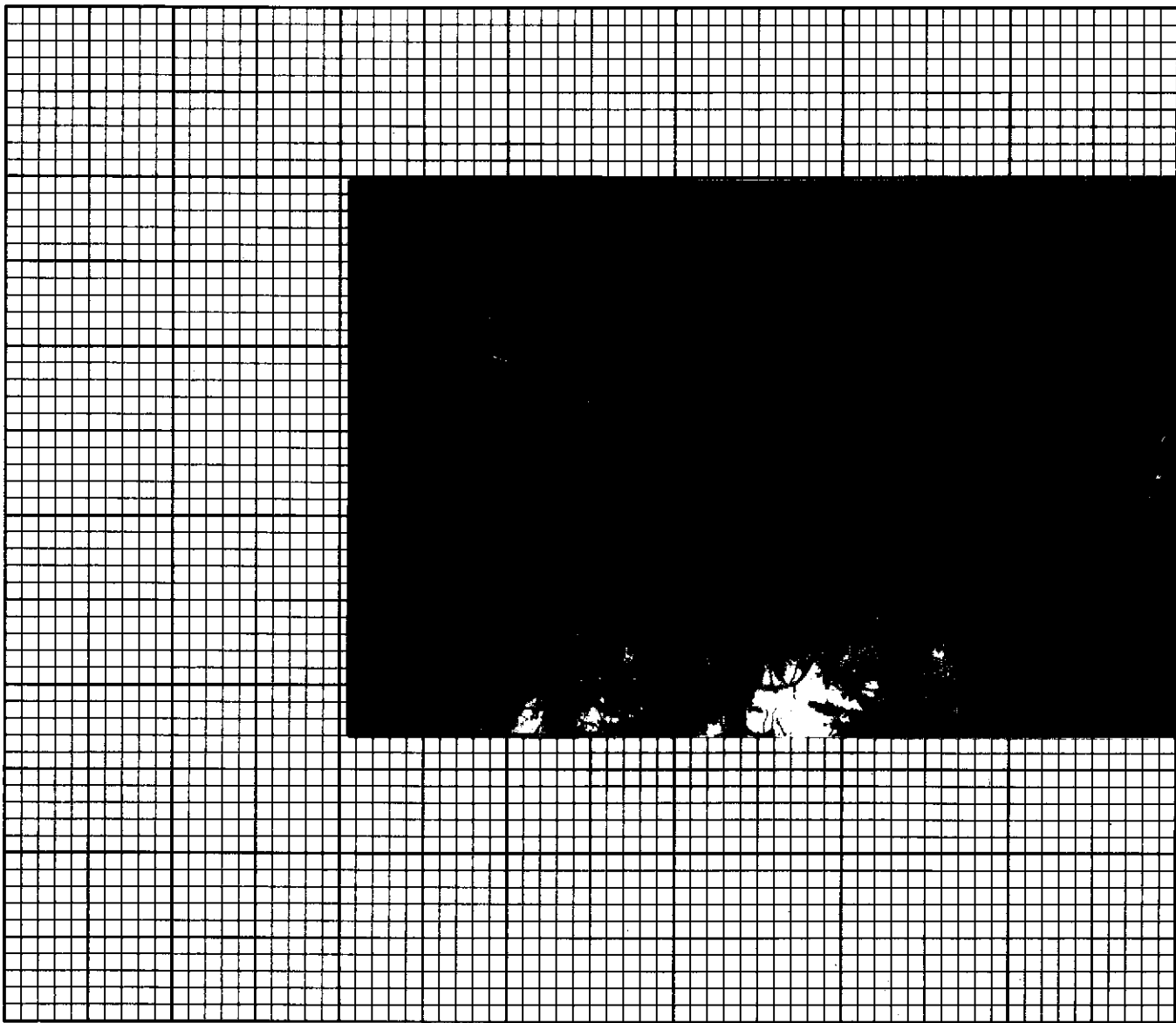
[illegible]

9. Place(s) of Use: Irrigation - give acres served by system at time of exam.
Indicate Method of Determination MAP/ASSESSOR

[illegible]

10. Other water rights on these lands _____
11. Other water right diverted from same p.d. _____

12. Diversion and Delivery System Diagram: Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached
☒ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments
☒ Change P.D. as reflected above
☒ Change P.U. as reflected above
16. Examiner's/Consultant's Signature _____ Date 7/19/85
Consultant's License Number _____
IDWR Director's Authorization to Conduct _____
Beneficial Use Examination _____

FILED
JUL 20 1990
CONSULTANT SEAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED
MAY 2 1985

Department of Water Resources
93-8367
Permit No.

1. **Measurement Calculations**

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

one HOME 0.04 cfs
10 HD 0.02 cfs

- b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

- c) Volume Calculations for Other Uses:

ONE HOME 1.2 AF
10 HD 0.2 AF

2. **Overlap Review**

- a) Other water rights with same place of use: none

- b) Other water rights with same point of diversion: none

- c) Analysis:

MICROFILMED

JUL 30 1990

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
95-8367		0.06			0.06

- Address: Box 181 RATHFRUM 10 83858

- | 6. Beneficial Use | Period of Use
From
To | Rate of Diversion
Q (cfs) | Annual Volume
V (af) |
|-------------------|-----------------------------|------------------------------|-------------------------|
|-------------------|-----------------------------|------------------------------|-------------------------|

- Dam (1) 1-1 12-31 0.04 112

- _____

7. Point(s) of Diversion:

[illegible]

8. Place(s) of Use

[illegible]

9. Recommended Conditions/Remarks:

UNCLASSIFIED

1961 0 9.708

- ## 10. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

11. Examiner's Signature _____ Date 7/12/85

Checked in Regional Office by POC/AM/102

Approved in State Office by

Date _____

Date _____

20/11/11

Date _____

5/2/14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

NOVEMBER 14, 1984

HAROLD NAGEL
POB 181
RATHDRUM ID 83858

RE: Permit No. 95-8367

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 765-4639 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

JUL 30 1990

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has commenced development to the extent shown below of Permit No. 95-8367.

Name(s) of Permit Holder: HAROLD NAGEL

Post Office Address: Box 181

RATHDRUM, ID 83858 Tel. No. 687-0895

Source of Water: SPRING

Extent of Use: ☒ Domestic (number of households) 1
☒ Stockwater HORSES, CATTLE (number and type of stock)
☐ Irrigation 0 HOGS (acres)
☐ Other

RECEIVED

OCT 9 1984

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

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

10/9/84

Date

MICROFILMED

Harold Nagel

Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE



OCT 13 1984

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources

MICROFILMED

October 18, 1983

RE: Permit No. 95-8367

Harol Nagel
Box 181
Rathdrum, ID 83858

Dear Mr. Nagel:

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 instructions entitled "Making 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

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: ML

APPLICATION NUMBER: 95-8367

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.

Field check by: _____

Date: _____

Comments: _____

- ☐ 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.

*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: _____
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 9/20/83
☒ 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? _____
427/83 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RLH

Date: 9/27/83

STATE OFFICE REVIEW:

217

26

- ☐ See attached sheet for more information.

By: EW

Date: 10/11/83

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

NOTICE OF CORRECTION

Notice is hereby given that Application for Permit No. 95-8367
in the Name of Harold Nagel
was advertised incorrectly on 7/14 and 7/21
19 83.

The Place of Use was incorrectly advertised as the SWSE Sec 35
T51N R05W; whereas, correctly it should be the SWSE Sec 35 T52N
R05W.

Any protest/~~exception~~ to the above-referenced correction must be filed
with the State of Idaho Department of Water Resources, 4055 Government
Way, Coeur d'Alene, Idaho 83814, on or before September 6, 19 83.

A. KENNETH DUNN

Director

Published in the Coeur d'Alene Press on
8/18 and 8/25, 19 83.

95-836Z

NAGEL, HAROLD

P.O. BOX 181, RATHDRUM, ID 83858

Source: SPRING trib. to SINKS

Date Filed: 06/27/1983

Diversion Pt: SWSE Sec 35 T 52N R 05W

Use: STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: SWSE Sec 35 T 52N R 05W