

STATE OF IDAHO

95-8330
MICA BAY LAND COMPANY
INC.
P. O. BOX 943, COEUR D
ALENE, ID 83814
Source: MICA CREEK, SOUTH
FORK trib. to MICA CREEK
Date Filed: 06/07/1983
Diversion Pt: NWSW Sec 17 T 49N
04W NWNW Sec 30 T 49N R 04W
NESW SESE NWSW SWNW Sec
24 T 49N R 05W SENE SWNE
NESW NWSW SWSW Sec 23 T 49N
R 05W
Use: FISH PROP. (11.80 CFS)
In: NWSW Sec 17 T 49N R 04W
NWNW Sec 30 T 49N R 04W NESW
SESE NWSW SWNW Sec 24 T 49N
R 05W SENE SWNE NESW
NWSW SWSW Sec 23 T 49N R 05W
95-8332

WOLFE, STANLEY K. &/or E.
PAULINE
1419 CENTER AVE., ST.
MARIES, ID 83861
Source: COEUR D ALENE lake
trib. to SPOKANE RIVER
Date Filed: 06/07/1983
Diversion Pt: LOT 03 Sec 11 T 48N
R 04W
Use: IRRIGATION (0.02 CFS)
In: LOT 03 Sec 11 T 48N R 04W
FOR 1 ACRES
95-8333

SWEHOSKY, SIDNEY RAY
W. 1400 TWIN LAKES RD.,
RATHDRUM, ID 83838
Source: FISH CREEK trib. to
TWIN LAKES
Date Filed: 05/26/1983
Diversion Pt: LOT 04 Sec 36 T 53N
R 05W
Use: DOMESTIC (0.02 CFS)
In: LOT 04 Sec 36 T 53N R 05W
95-8334

GUMPRECHT, DONALD M.
317 MILITARY DR., COEUR D
ALENE, ID 83814
Source: BLUE CREEK trib. to
COEUR D ALENE LAKE
Date Filed: 06/07/1983
Diversion Pt: SWSE Sec 19 T 50N
R 02W
Use: IRRIGATION (0.02 CFS);
RECREATION STORAGE (1.0
AF); DIVERSION TO STORAGE
(0.18 CFS)
In: SWSE Sec 19 T 50N R 02W
FOR 1 ACRES
95-8335

SANDERS, CHUCK
N. 2550 N. IDAHO RD.,
RATHDRUM, ID 83858
Source: GROUNDWATER
Date Filed: 06/08/1983
Diversion Pt: NWSW Sec 02 T 51N
R 05W
Use: IRRIGATION (0.14 CFS);
STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)
In: NWSW Sec 02 T 51N R 05W
FOR 7 ACRES
95-8334

CARNIE, CHARLES D. &/or
LAURA &/or ALICE
W. 6965 CARNIE RD., COEUR D
ALENE, ID 83814
Source: GROUNDWATER
Date Filed: 06/03/1983
Diversion Pt: SWNE Sec 05 T 49N
R 04W
Use: STOCKWATER (0.05 CFS);
DOMESTIC (0.08 CFS)
In: SWNE Sec 05 T 49N R 04W
95-8326

TRYON, CHARRLES L. &/or
CAROL J.
2316 RODKEY DR., POST
FALLS, ID 83854
Source: GROUNDWATER
Date Filed: 06/06/1983
Diversion Pt: LOT 03 Sec 11 T 50N
R 05W
Use: DOMESTIC (0.08 CFS)
In: LOT 03 Sec 11 T 50N R 05W

STATE OF IDAHO,
County of Kootenai,

} ss.
Carol Nedge being first duly
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the
States, resident of the State of Idaho, over the age of twenty-one years and
party of the above entitled action.

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

3. The *Notice*
of which the annexed is a printed copy, was published in the regular *Sho*
issue of said newspaper for *2* consecutive *weeks*
commencing on the *16* day of *June*, 19*83*
ending on the *23* day of *June*, 19*83*, and
publication was made as often during said period as said
newspaper was regularly issued.

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

Subscribed and sworn to before me this *23* day of *June*, 19*83*

RECEIVED
JUN 24 1983
Notary Public for the State of
Idaho
Robert D. Stanley
agreed Coeur d'Alene, Idaho

95-8327
MICA BAY LAND COMPANY
INC.
P. O. BOX 943, COEUR D
ALENE, ID 83814
Source: UNNAMED STREAMS
trib. to MICA CREEK, SOUTH
FORK MICA CREEK, SOUTH
FORK trib. to MICA CREEK
Date Filed: 06/07/1983
Diversion Pt: NESE Sec 23 T 49N
R 05W SWNW SESE Sec 24 T 49N
R 05W NWNW Sec 30 T 49N R 04W
NWSW Sec 17 T 49N R 04W
Use: IRRIGATION (3.60 CFS);
DOMESTIC (0.02 CFS)
In: NWNW Sec 30 T 49N R 04W
NWSW SWSW Sec 19 T 49N R 04W
NENE SWNE SENE NENW
NWNW SWNW SENW NESW
NWSW NESE SESE Sec 24 T 49N
R 05W SWNE SENE SENW
NESW NWSW NESE NWSE Sec
23 T 49N R 05 W NWSW Sec 17
T 49N R 04W SWNW Sec 24 T 49N
R 05W FOR 285 ACRES
95-8328

MICA BAY LAND COMPANY
INC.
P. O. BOX 943, COEUR D
ALENE, ID 83814
Source: CABIN CREEK trib. to
MICA CREEK, NORTH FORK
MICA CREEK, NORTH FORK
trib. to MICA CREEK

Date Filed: 06/07/1983
Diversion Pt: SWSW SESE
NWSE NESE SENE NENE Sec
14 T 49N R 05W NWNW NENW
Sec 13 T 49N R 05W SWNW Sec
18 T 49N R 04W
Use: FISH PROP. (15.90 CFS)
In: SWSW SESE NWSE
SENE NENE Sec 14 T 49N R 05W
NWNW NENW Sec 13 T 49N R
05W SWNW Sec 18 T 49N R 04W

95-8221
MORGAN, TERRY J.
RT. 1 BOX 312, RATHDRUM, ID
83858
Source: GROUNDWATER
Date Filed: 06/03/1983
Diversion Pt: LOT 04 Sec 30 T 53N
R 03W
Use: DOMESTIC (0.14 CFS)
In: LOT 04 Sec 30 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 JULY 5, 1983.
KEN DUNN, Dir.

Legal 92
June 16, 23, 1983

NOTICE OF APPLICATION FOR WATER RIGHT

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

91-7075
WADLEY, HAROLD E. &/or
GWEN C.
RT. 2 BOX 124A, ST. MARIES, ID
83861
Source: UNNAMED STREAM
trib. to ROUND LAKE
Date Filed: 06/02/1983
Diversion Pt: NWSW NESW Sec
35 T 47N R 03W
Use: STOCKWATER STORAGE
(1.02 AF)
In: NWSW NESW Sec 35 T 47N
R 03W

91-7076
WADLEY, HAROLD E. &/or
GWEN C.
RT. 2 BOX 124A, ST. MARIES, ID
83861
Source: GROUNDWATER
Date Filed: 06/03/1983
Diversion Pt: NWSW Sec 35 T 47N
R 03W
Use: IRRIGATION (0.02 CFS);
DOMESTIC (0.02 CFS)
In: NWSW Sec 35 T 47N R 03W
FOR 1 ACRES
94-7251

LUOMA, HAROLD
125 A ROSE LAKE RD.,
CATALDO, ID 83810
Source: ROSE LAKE trib. to
ROSE CREEK
Date Filed: 06/03/1983
Diversion Pt: LOT 02 Sec 28 T 49N
R 01W
Use: IRRIGATION (0.02 CFS)
In: LOT 02 Sec 28 T 49N R 01 W
FOR 1 ACRES
94-7253

KROETCH LAND AND TIMBER
INC.
P. O. BOX 943, COEUR D
ALENE, ID 83814
Source: WILLOW CREEK trib. to
CAVE LAKE
Date Filed: 06/07/1983
Diversion Pt: LOT 13 Sec 04 T 47N
R 02W
Use: FISH PROP. (2.40 CFS)
In: LOT 13 Sec 04 T 47N R 02W
94-7254

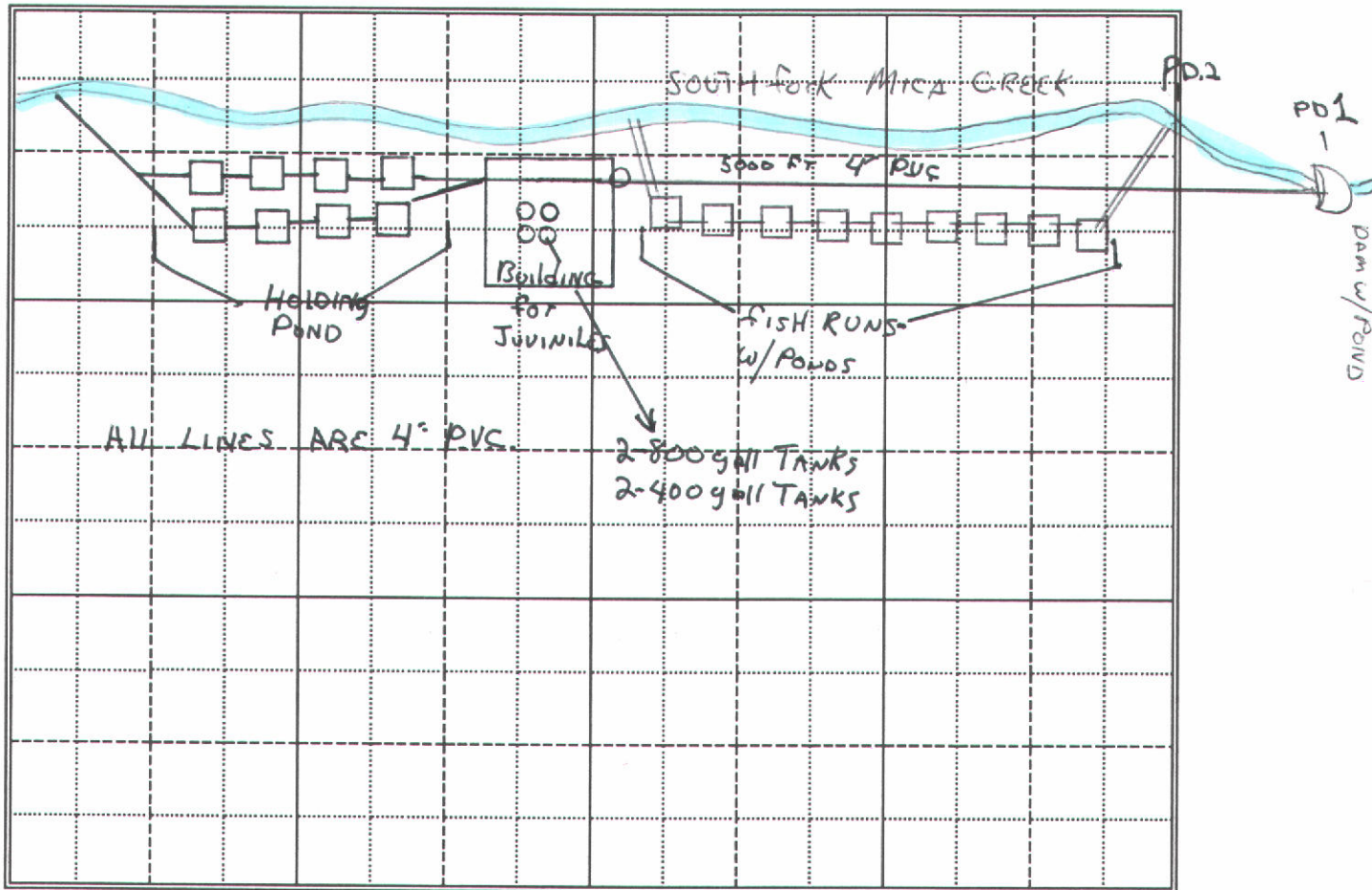
BLUE LAKE DEVELOPMENT
c/o JOHN ALDINGER, RT. 2
BOX 1, HARRISON, ID 83833
Source: GROUNDWATER
Date Filed: 06/07/1983
Diversion Pt: LOT 02 Sec 23 T 48N
R 03W LOT 01 Sec 14 T 48N R 03W
Use: COMMERCIAL (0.02 CFS);
DOMESTIC (0.20 CFS)
IN: LOT 01 SESE Sec 14 T 48N
R 03W LOT 02 Sec 23 T 48N R 03W
95-8322

STRASSER, ANTON &/or PA-
TRICIA A.
S. 1400 CEDARBLOOM RD.,
COEUR D ALENE, ID 83814
Source: SPRINGS trib. to
COEUR D ALENE LAKE
Date Filed: 06/02/1983
Diversion Pt: SWSE Sec 21 T 50N
R 03W
Use: IRRIGATION (0.08 CFS);
IRRIGATION STORAGE (10.0
AF); IRRIGATION FROM
STORAGE (10.0 AF); STOCK-
WATER (0.02 CFS); STOCK-
WATER STORAGE (10.0 AF);
STOCKWATER FROM
STORAGE (10.0 AF)
In: SWSE Sec 21 T 50N R 03W
FOR 2 ACRES
95-8323

MC CALLA, MARVIN &/ or
MARIE
3401 E. PINEHILL DR., COEUR
D ALENE, ID 83814
Source: SPRINGS trib. to SINKS
Date Filed: 06/03/1983
Diversion Pt: SENW NESW LOT
02 LOT 03 Sec 31 T 53N R 02W
Use: IRRIGATION (0.04 CFS);
STOCKWATER (0.02 CFS);
DOMESTIC (0.04 CFS)
In: NENW Sec 31 T 53N R 02W
FOR 2 ACRES

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



Scale: 1" = NTS

☒ Copy of USGS 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)

☒ 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
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>GRAVITY</u>	

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

D. FLOW MEASUREMENTS

1.

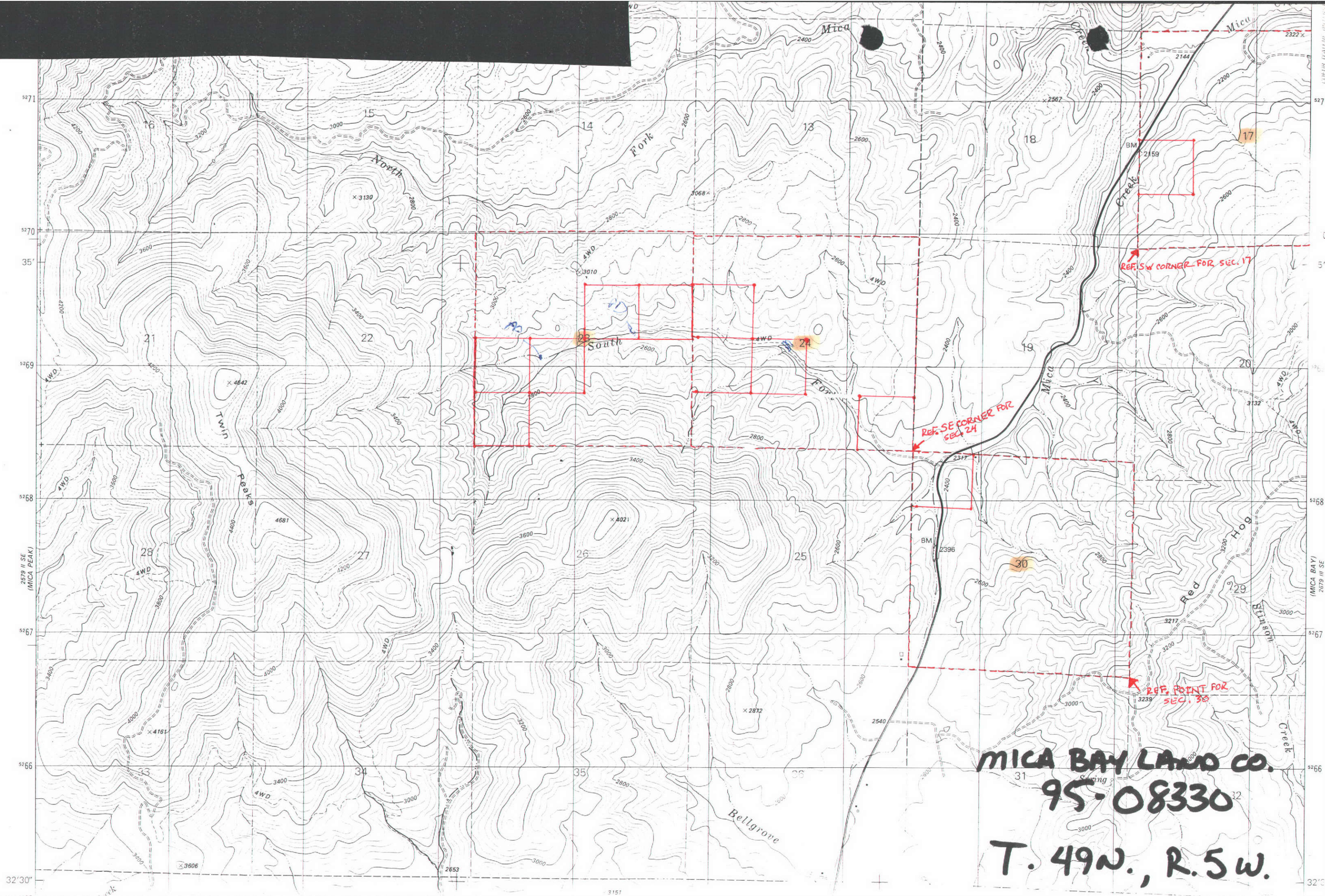
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
<u>5 gallon bucket</u>						

2. Measurements: 5 gal/3sec PU#1

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5 gal/3sec PU#2

NOV 08 1996



MICA BAY LAND CO.
95-08330
T. 49N., R. 5W.

PERMIT # 95-08330

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



EGGS & Fry TANKS.



FISH PONDS



Fry POND

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NOV 08 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

PERMIT # 95-08330

P H O T O G R A P H S



P.D.



P.D.



Fish Pond

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NOV 08 1996

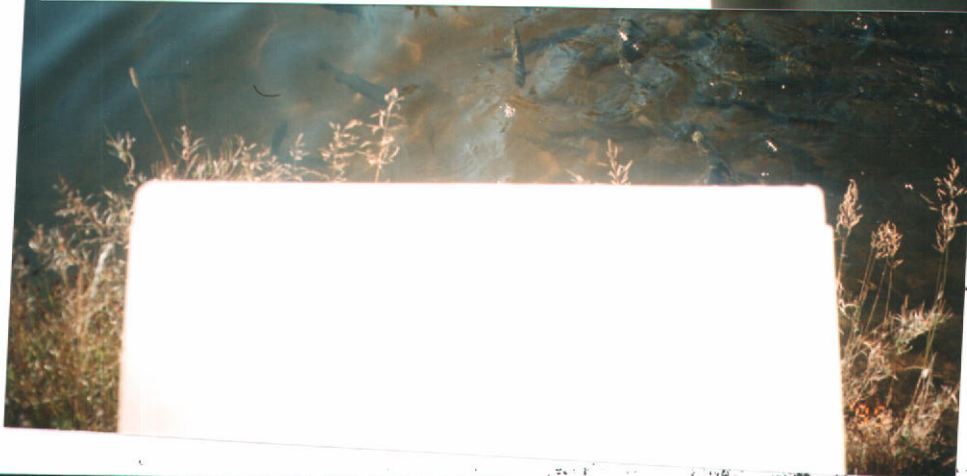
NO
PERMIT # 95-08330

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



P.D. 2



Fish pond
MICROFILMED
NOV 08 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08330

Priority: October 20, 1983

Maximum Diversion Rate:

0.44 CFS

Maximum Diversion Volume:

318.0 AF

This is to certify, that MICA BAY LAND CO INC

HC 12 BOX 464

COEUR D ALENE ID 83814

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 7, 1983; and has submitted Proof of Beneficial Use on August 25, 1993. An examination indicates that the works have a diversion capacity of 0.440 cfs of water from:

MICA CREEK, SOUTH FORK

tributary to MICA CREEK

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>
FISH PROPAGATION	01/01 to 12/31	0.44 CFS	318.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 23, Township 49N, Range 05W
NESW , Sec. 23, Township 49N, Range 05W
KOOTENAI County

PLACE OF USE: FISH PROPAGATION

TWN RGE SEC

49N 04W 30

05W 23

24

NWNW

SWNE

NWSW

SWNW

SESE

SENE

SWSW

NESW

NESW

NWSW

CONDITIONS OF APPROVAL AND 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. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.

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State of Idaho
Department of Water Resources

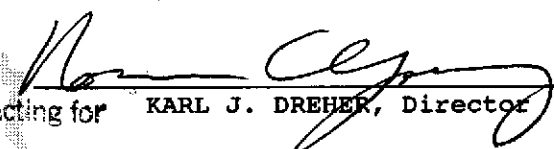
WATER RIGHT LICENSE

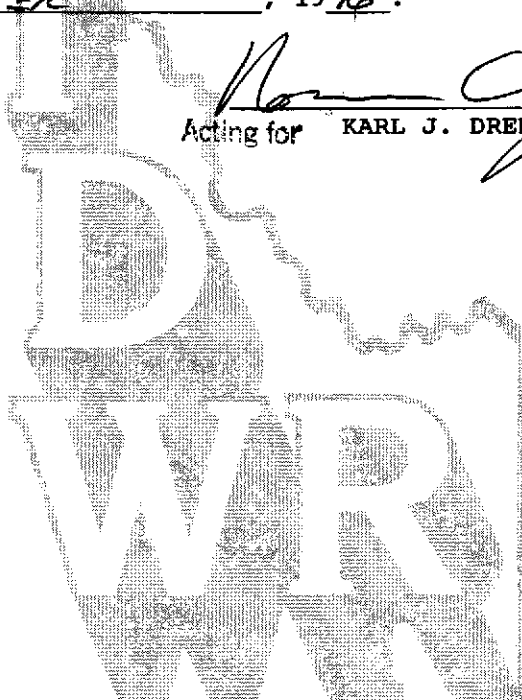
WATER RIGHT NO. 95-08330

CONDITIONS OF APPROVAL AND REMARKS

6. Right 95-08338 is also diverted at the point of diversion located in the NESW, S23, T49N, R5W.
7. Use of this right with Right 95-08338 is limited to a total combined rate of diversion of 0.44 cfs, and to a total combined annual diversion volume of 318.0 af.
8. Facility volume = 25,321 cubic feet.

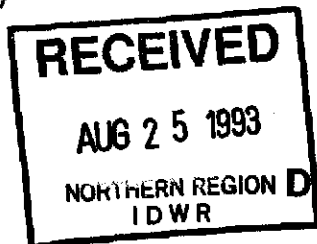
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14th day of SEPTEMBER, 1976.


Acting for KARL J. DREHER, Director



MICROFILMED

NOV 08 1986



OFFICE USE ONLY
Amt. of Fee \$ 225
Date 8/25/93
Receipt No. 26889
Receipt by IDR

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. 95-08330 Telephone No. 765-3206
2. Name(s) of Permit Holder(s): RON EVANS / MICA BAY LAND CO INC
3. Mailing Address: H.C. 12 Box 464, CD 4, ID 83814
4. Source of Water: S. FORK MICA CREEK

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

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

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

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

Irrigation _____ (No. of acres) Other FISH PROPAGATION

6. Total rate and/or volume for which proof is submitted 6.0 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR
Flow Measurement Port: Required? _____ Yes No Installed? _____ Yes No

8. Fee Enclosed: \$ 225.00 (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.

Name

Telephone No.

SAME AS ABOVE

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.

8/24/93
Date

Ron Evans
Signature (and title, if on behalf of a company or organization)

OCT 28 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-08330)
IN THE NAME OF MICA BAY LAND CO INC) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before August 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

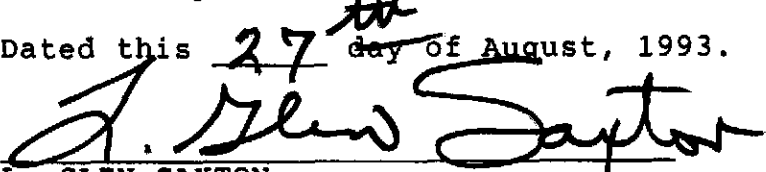
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on August 25, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-08330 be REINSTATED with an advance in priority to October 20, 1983.

Dated this 27th day of August, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

OCT 28 1993

RECEIVED

OCT 20 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by JK
Date 10/17/88
Receipt # N 1787

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof
of beneficial use for a water right permit

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 95-8330

Name(s) of Permit Holder: Mica Bay Land Co., Inc.

Post Office Address: H.C. 12 - Box 464 - Beard's Alene, Idaho
83814 Telephone No. 664-9413

Date Proof is Due: Aug. 1, 1988

Describe what work has been completed toward the development of this water right: Approx.
(This must be filled out! If no work has been completed, show "none".)

300 GALS. PER Min. is being developed thru
race way at present time producing FISH (Trout)
for last five years in process of STARTING
FISH HATCHERY for Egg Production Costing \$ Approx 15,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Need more time for size of Venture

Permit holder(s) request an extension to 8-1, 1993.
(1 yr. minimum)

Ron Owens Partner
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to August 1, 1993.

IT IS FURTHER ORDERED that the permit be REINSTATED and the priority advanced to September 26, 1983, pursuant to Sec. 42-218a, Idaho Code.

Signed this 31st day of October, 1988.

A. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant MICA BAY LAND COMPANY, Inc. Phone 208- 664-8714
Post office address Star Route, Coeur d'Alene, Id. or P.O. Box 943 C D' A, Id. 83814
2. Source of water supply South Fork of Mica Creek which is a tributary of Mica Creek & Lake
Coeur d' Alene
3. Location of point of diversion is N.W. ¼ of N.W. ¼ of Section 30 Township 49 N
Range 4 W B.M. Kootenai County, additional points of diversion if any: See attachment, Items 3 & 8
4. Water will be used for the following purposes:
Amount 11.8 for Fish Propagation 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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 11.8 cubic feet per second and/or b. _____ acre-feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. See attached typical drawing & Report

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: N.W. ¼ of N.W. ¼ of Section 30 Township 49 N
Range 4 W B.M. AND same location as points of diversion
(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 _____.
(5) If water is to be used for other purposes describe: Commerical Fish Propogation for 62.7
Tons Annually

Microfilm

[illegible]

Total number of acres to be irrigated

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

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

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

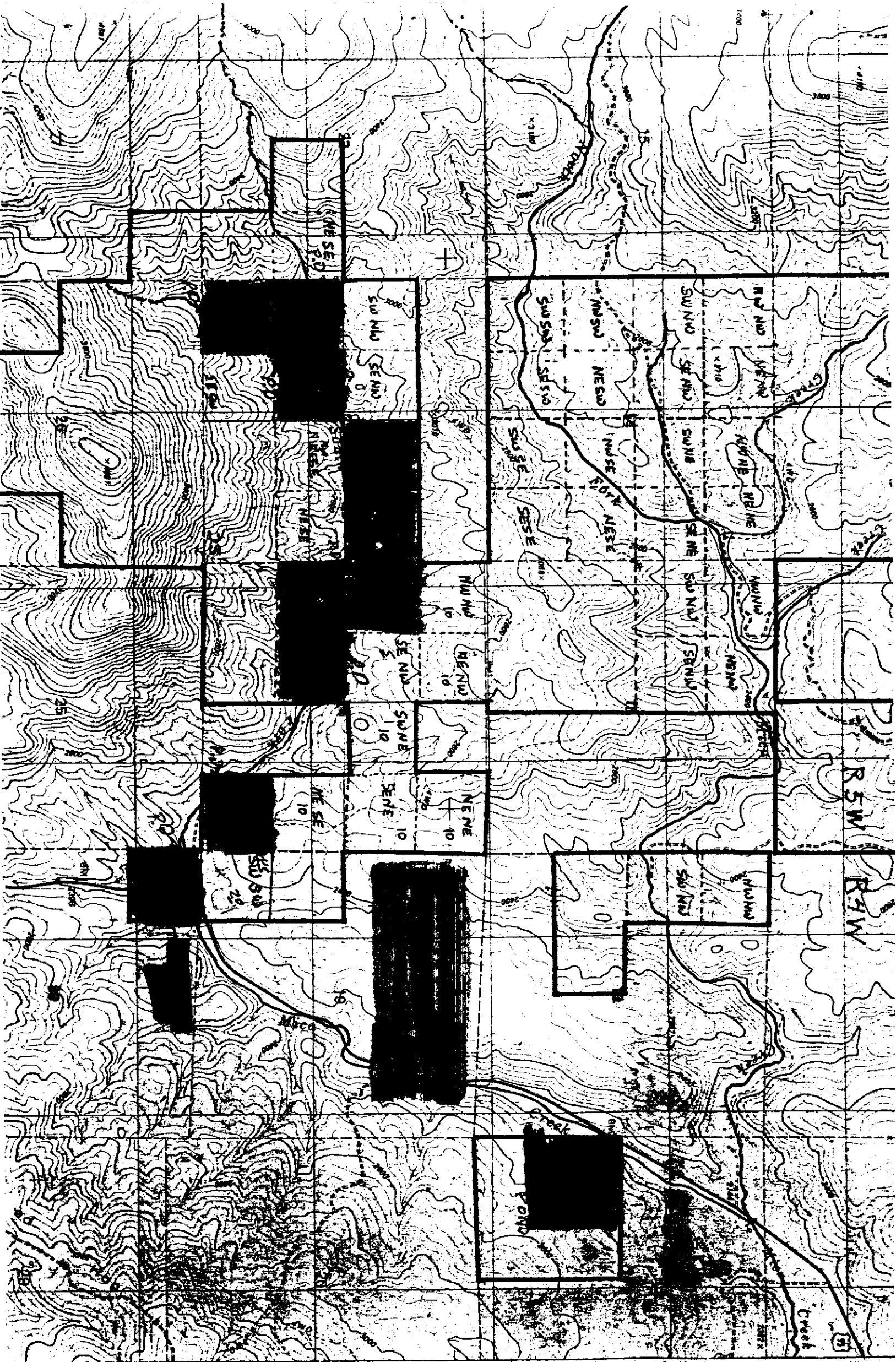
10. Remarks ~~Diversion rate based on U.S.D.A. Pamphlet #1.D.7-N-19000-50~~

Application for Commercial Fish Rearing License to be filed with

Idaho Department Of Fish and Game as improvements are made, or on

approval of this permit.

ADCA 1 & 2



RECEIVED

Received by JK Date 6-7-83 Time 3:00 PM

Preliminary check by JK Fee \$ 265.00

Received by JK Date (27148) 6-7-83

Publication prepared by JK Date 6/9/83

Published in Central & Alpine Press

Publication dates 6/16/83 - 6/23/83

Publication approved JK Date 7/12/83

Protests filed by: JK

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JK

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. 95-8330, 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 August 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. Assignment or sale of this permit is subject to a determination by the Department that the permit holder has proceeded to develop the permit with due diligence and without speculation. Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards. Measuring devices of a type approved by the Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

Witness my hand this 12 day of August, 1983.

D. Allen Sayton
Chief, Operations Bureau

February 1983

SUPPLEMENTAL INFORMATION

APPLICATION FOR WATER USE PERMIT

COMMERCIAL FISH PROPOGATION

This information is provided by the applicant, MICA BAY LAND COMPANY, on points of diversion and application, flow rate, and potential production capability for the application for permit to appropriate the public waters of the State of Idaho.

Application Items 3. Location of points of diversion
8.a Place of use of water and purpose

POINTS OF DIVERSION FOR TROUT PROPOGATION ON SOUTH FORK OF MICA CREEK DRAINAGE:

Point	1	Twp. 49N., Range 4 W., Section 17, N.W. 1/4 of S.W. 1/4	0.5 cfs	Takeout Pond
Points	2	Twp. 49N., Range 4 W., Section 30, N.W. 1/4 of N.W. 1/4	0.5 cfs	Takeout Pond
Points	3	Twp. 49N., Range 5 W., Section 24, N.E. 1/4 of S.W. 1/4	1.0 cfs	3-100' Raceways
		- S.E. 1/4 of S.E. 1/4	0.3 cfs	1-100' Raceway
		- N.W. 1/4 of S.W. 1/4	1.5 cfs	6-100' Raceways
		- S.W. 1/4 of N.W. 1/4	1.0 cfs	6-100' Raceways
Points	4	Twp. 49N., Range 5 W., Section 23, S.E. 1/4 of N.E. 1/4	1.5 cfs	10-100' Raceways
		- S.W. 1/4 of N.E. 1/4	1.5 cfs	6-100' Raceways
		- N.E. 1/4 of S.W. 1/4	1.5 cfs	10-100' Raceways (2pts)
		- N.W. 1/4 of S.W. 1/4	1.5 cfs	10-100' Raceways
		- S.W. 1/4 of S.W. 1/4	1.0 cfs	4-100' Raceways

11.8 cfs
56 Raceways
2 Takeout Ponds

Minimum capacity of 62.7 tons annually
56 Raceways X 2,240 lbs. = 125,440 lbs
2000 #/T = 62.7 Tons

The following information refers to the typical drawing submitted as an attachment to the application:

Application Item 6. Proposed diverting works -

A wing dam of wire bound rock angled upstream will provide a minimum water depth to the inlet of an earth channel serving a settling pond. Inflow will be regulated by the water surface in the settling pond. This water surface in turn is regulated by the discharge to the raceways through a screened automatic intake device. The depth over the intake is set to obtain the discharge within the recommended range of one change of water to three changes per hour per raceway. With this intake suspended by a float, the discharge is constant regardless of total depth in the intake settling pond. Measurement of flow to the settling pond can be accomplished by installing an optional flume in the intake channel.

Each raceway will be excavated to obtain a $2\frac{1}{2}$ foot water depth from natural ground surface at the downstream end. This is the desired water depth throughout the raceway. The typical dimensions are; bottom 6'X100' & 2:1 side slopes. The excavated material will be used to construct protective banks to prevent entry of surface runoff. The nominal flow rate required per raceway is 0.5 cfs and will be adjusted as water temperature and depth require.

The discharge works will be screened overflow stand pipes delivering to an outflow settling pond or to other raceways in series. A settling pond will follow the last raceway and outflow will return by earth channel with optional measuring flume to the natural stream. The outlet standpipe will be twice the diameter of the inlet pipe or selected to have approximately twice the discharge capacity of the inlet.

This is a general description of the typical works planned for each raceway. Dimensions and configurations of the inflow and outflow structures may vary.

When completed this project will employ approx. 10 to 15 people

County Recorder of said county on the 2 day of February A.D. 1928, at 4 o'clock and 10 minutes P.M. at the request of J. Ward Arney and recorded on page 95 of Book 92 of Deeds.

C.O.Sowder, County Recorder.

By L.L.Hills, Deputy.

Fee, 80¢

POOR QUALITY ORIGINAL

56597
QUIT CLAIM DEED
-oOo-

THIS INSTRUMENT, Made this 13th day of December, A.D. 1927, between Ellen F. Udell, widow, of Greeley County, State of Nebraska, party of the first part, and Connolly and Kroetch, a corporation, party of the second part:

WITNESSETH: That the said party of the first part, for and in consideration of the sum of one dollar and other valuable considerations, to her in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quit claim unto the said party of the second part and its successors and assigns, an undivided one-half interest in all those certain lots, pieces or parcels of land situate, lying and being in the County of Kootenai, State of Idaho, bounded and particularly described as follows, to-wit:

The East Half of the South West Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and Lots Six and Seven (6&7), of Section 6, in Township 49, North of Range 4, West of Boise Meridian.

Lots Three and Four (3 & 4) of Section 19, and Lot One (1) of Section 30, in Township 49, North of Range 4, West of Boise Meridian, and Lots one five and Six (1, 5 & 6) and the South West Quarter of the South West Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 1, in Township 49, North of Range 5, West of Boise Meridian.

POOR QUALITY ORIGINAL

MICROFILMED

STATE OF IDAHO } ss. JUN 8 1983
COUNTY OF KOOTENAI }
THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE COPY OF
THE ORIGINAL NOW ON FILE OR RECORD IN THIS OFFICE IN
Book of Deeds #92 page 96
CAROL DEITZ By Marion L. Smith
Clerk/Recorder Deputy

MICROFILMED

The North Half of the North East Quarter ($N\frac{1}{2}NE\frac{1}{4}$) and the South Half of Section 11, in Township 49, North of Range 5, West of Boise Meridian.

The North West Quarter of the North West Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) and the South Half of the North West Quarter ($S\frac{1}{2}NW\frac{1}{4}$) and the South West Quarter of the North East Quarter ($SW\frac{1}{4}NE\frac{1}{4}$) and the West Half of the Southeast Quarter ($W\frac{1}{2}SE\frac{1}{4}$), and Lots Two, Three and Four (2, 3 & 4) of Section 12, in Township 49, North of Range 5, West of Boise Meridian.

The North West Quarter ($NW\frac{1}{4}$) of Section 26, in Township 49, North of Range 5, West of Boise Meridian.

The East Half of the South West Quarter ($E\frac{1}{2}SW\frac{1}{4}$) and Lots Six and Seven (6 & 7) of Section 13, in Township 49, North of Range 5, West of Boise Meridian.

All of Section 14, in Township 49, North of Range 5, West of Boise Meridian.

The North East Quarter of Section 21, in Township 49, North of Range 5, West of the Boise Meridian.

The South East Quarter of the South East Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) and the North Half of the South East Quarter ($N\frac{1}{2}SE\frac{1}{4}$) of Section 22, in Township 49, North of Range 5, West of Boise Meridian.

The South Half of the North Half ($S\frac{1}{2}N\frac{1}{2}$) and the South Half ($S\frac{1}{2}$) of Section 23, in Township 49, North of Range 5, West of Boise Meridian.

The South Half of the North East Quarter ($S\frac{1}{2}NE\frac{1}{4}$) and the North East Quarter of the North East Quarter ($NE\frac{1}{4}NE\frac{1}{4}$) and the West Half of the North West Quarter ($W\frac{1}{2}NW\frac{1}{4}$) and the North West Quarter of the South West Quarter ($NW\frac{1}{4}SW\frac{1}{4}$) and the East Half of the South East Quarter ($E\frac{1}{2}SE\frac{1}{4}$), and Lots One, Two, Three, Four and Five, (1,2,3,4, & 5) of Section 24, in Township 49, North of Range 5, West of Boise Meridian.

The North East Quarter of the North East Quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of Section 27, in Township 49, North of Range 5, West of Boise Meridian.

The North East Quarter ($NE\frac{1}{4}$) of Section 35, Township 49, North of Range 5, West of Boise Meridian.

Lot Four (4), and the South Half of the North West Quarter ($S\frac{1}{2}NW\frac{1}{4}$) of Section 2, in Township 48, North of Range 5, West of the Boise Meridian.

The South Half of the North East Quarter ($S\frac{1}{2}NE\frac{1}{4}$), and the East Half of the South West Quarter ($E\frac{1}{2}SW\frac{1}{4}$), and the South East Quarter ($SE\frac{1}{4}$) of Section 3, in Township 48, North of Range 5, West of Boise Meridian, together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the tenements, hereditaments and appurtenances thereunto belonging unto the said party of the second part and to its successors and assigns forever.

IN WITNESS WHEREOF the said party of the first part has hereunto set her hand and seal the day and year first above written.

Signed, Sealed and Delivered in the presence of:

Ellen F. Udell

R. R. Horth

J. M. Lanigall

POOR QUALITY ORIGINAL

STATE OF NEBRASKA, }
County of Hall } ss

On this 13d day of December, A.D., 1927, before me, R. R. Horth, a Notary Public, in and for said County of Hall, State of Nebraska, personally appeared Ellen F. Udell,

POOR QUALITY ORIGINAL

98

widow, to me known to be the identical person whose name is affixed to the foregoing instrument and acknowledged the same to be her voluntary act and deed.

Witness my hand and Notarial Seal the day and year last above written.

R. R. Horth, Notary Public

My commission expires the 29 day of March 1929.

(Notarial Seal)

State of Idaho }
County of Kootenai } ss

Filed for record at the request of L. F. Connolly on Feb. 3, 1928 at 9:05 o'clock A.M. and recorded in book 92 of Deeds Page 96.

C. O. Sovder, County Recorder

By L. L. Hills, Deputy

Fee, \$1.50

.....

2-8

56601

THIS INDENTURE, made this 16th day of August, 1927 by and between the City of Coeur d'Alene, a municipal corporation of Kootenai County, Idaho, party of the first part and Alma Elder (Mrs.), County of Kootenai, State of Idaho, party of the second part.

WITNESSETH, That the said party of the first part in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it paid by said party of the second

MICROFILMED

STATE OF IDAHO, County of Kootenai, } ss.

95-8330
MICA BAY LAND COMPANY
INC.

P. O. BOX 943, COEUR D
ALENE, ID 83814

Source: MICA CREEK, SOUTH
FORK trib. to MICA CREEK

Date Filed: 06/07/1983

Diversion Pt: NWSW Sec 17 T 49N

04W NWNW Sec 30 T 49N R 04W

NESW SESE NWSW SWNW Sec

24 T 49N R 05W SENE SWNE

NESW NWSW SWSW Sec 23 T 49N

R 05W

Use: FISH PROP. (11.80 CFS)

In: NWSW Sec 17 T 49N R 04W

NWNW Sec 30 T 49N R 04W NESW

SESE NWSW SWNW Sec 24 T 49N

R 05W SENE SWNE NESW

NWSW SWSW Sec 23 T 49N R 05W

95-8332

WOLFE, STANLEY K. &/or E.

PAULINE

1419 CENTER AVE., ST.

MARIES, ID 83861

Source: COEUR D ALENE lake

trib. to SPOKANE RIVER

Date Filed: 06/07/1983

Diversion Pt: LOT 03 Sec 11 T 48N

R 04W

Use: IRRIGATION (0.02 CFS)

In: LOT 03 Sec 11 T 48N R 04W

FOR 1 ACRES

95-8333

SWEHOSKY, SIDNEY RAY

W. 1400 TWIN LAKES RD.,

RATHDRUM, ID 83838

Source: FISH CREEK trib. to

TWIN LAKES

Date Filed: 05/26/1983

Diversion Pt: LOT 04 Sec 36 T 53N

R 05W

Use: DOMESTIC (0.02 CFS)

In: LOT 04 Sec 36 T 53N R 05W

95-8334

GUMPRECHT, DONALD M.

317 MILITARY DR., COEUR D

ALENE, ID 83814

Source: BLUE CREEK trib. to

COEUR D ALENE LAKE

Date Filed: 06/07/1983

Diversion Pt: SWSE Sec 19 T 50N

R 02W

Use: IRRIGATION (0.02 CFS);

RECREATION STORAGE (1.0

AF); DIVERSION TO STORAGE

(0.18 CFS)

In: SWSE Sec 19 T 50N R 02W

FOR 1 ACRES

95-8335

SANDERS, CHUCK

N. 2550 N. IDAHO RD.,

RATHDRUM, ID 83858

Source: GROUNDWATER

Date Filed: 06/08/1983

Diversion Pt: NWSW Sec 02 T 51N

R 05W

Use: IRRIGATION (0.14 CFS);

STOCKWATER (0.02 CFS);

DOMESTIC (0.04 CFS)

In: NWSW Sec 02 T 51N R 05W

FOR 7 ACRES

95-8324

CARNIE, CHARLES D. &/or

LAURA &/or ALICE

W. 6965 CARNIE RD., COEUR D

ALENE, ID 83814

Source: GROUNDWATER

Date Filed: 06/03/1983

Diversion Pt: SWNE Sec 05 T 49N

R 04W

Use: STOCKWATER (0.05 CFS);

DOMESTIC (0.08 CFS)

In: SWNE Sec 05 T 49N R 04W

95-8326

TRYON, CHARLES L. &/or

CAROL J.

2316 RODKEY DR., POST

FALLS, ID 83854

Source: GROUNDWATER

Date Filed: 06/06/1983

Diversion Pt: LOT 03 Sec 11 T 50N

R 05W

Use: DOMESTIC (0.08 CFS)

In: LOT 03 Sec 11 T 50N R 05W

95-8323

MC CALLA, MARVIN &/ or

MARIE

3401 E. PINEHILL DR., COEUR

D ALENE, ID 83814

Source: SPRINGS trib. to SINKS

Date Filed: 06/03/1983

Diversion Pt: SENW NESW LOT

02 LOT 03 Sec 31 T 53N R 02W

Use: IRRIGATION (0.04 CFS);

STOCKWATER (0.02 CFS);

DOMESTIC (0.04 CFS)

In: NENW Sec 31 T 53N R 02W

FOR 2 ACRES

95-8322

STRASSER, ANTON &/or PA-

TRICIA A.

S. 1400 CEDARBLOOM RD.,

COEUR D ALENE, ID 83814

Source: SPRINGS trib. to

COEUR D ALENE LAKE

Date Filed: 06/02/1983

Diversion Pt: SWSE Sec 21 T 50N

R 03W

Use: IRRIGATION (0.06 CFS);

IRRIGATION STORAGE (10.0

AF); IRRIGATION FROM

STORAGE (10.0 AF); STOCK-

WATER (0.02 CFS); STOCK-

WATER STORAGE (10.0 AF);

STOCKWATER FROM

STORAGE (10.0 AF)

In: SWSE Sec 21 T 50N R 03W

FOR 2 ACRES

95-8323

MC CALLA, MARVIN &/ or

MARIE

3401 E. PINEHILL DR., COEUR

D ALENE, ID 83814

Source: SPRINGS trib. to SINKS

Date Filed: 06/03/1983

Diversion Pt: SENW NESW LOT

02 LOT 03 Sec 31 T 53N R 02W

Use: IRRIGATION (0.04 CFS);

STOCKWATER (0.02 CFS);

DOMESTIC (0.04 CFS)

In: NENW Sec 31 T 53N R 02W

FOR 2 ACRES

STATE OF IDAHO,
County of Kootenai, }

Carol Hodge

being first duly

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the States, resident of the State of Idaho, over the age of twenty-one years and party of the above entitled action.

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

3. The *Notice*

of which the annexed is a printed copy, was published in the regular *the* issue of said newspaper for *2* consecutive *16* days commencing on the *16* day of *June*, 19*83* ending on the *23* day of *June*, 19*83* and publication was made as often during said period as said *the* newspaper was regularly issued.

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

Subscribed and sworn to before me this *23* day of *June*, 19*83*

RECEIVED
JUN 24 1983
Notary Public for the State of Idaho
Robert Stanley

95-8327
MICA BAY LAND COMPANY
INC.

P. O. BOX 943, COEUR D
ALENE, ID 83814

Source: UNNAMED STREAMS

trib. to MICA CREEK, SOUTH

FORK MICA CREEK, SOUTH

FORK trib. to MICA CREEK

Date Filed: 06/07/1983

Diversion Pt: NESE Sec 23 T 49N

R 05W SWNW SESE Sec 24 T 49N

R 05W NWNW Sec 30 T 49N R 04W

NWSW Sec 17 T 49N R 04W

Use: IRRIGATION (3.60 CFS);

DOMESTIC (0.02 CFS)

In: NWNW Sec 30 T 49N R 04W

NENE SWNE SENE NENW

NWNW SWNW SENW NESW

NWSW NESE SESE Sec 24 T 49N

R 05W SWNE SENE SENW

NESW NWSW NESE NWSE Sec

23 T 49N R 05 W NWSW Sec 17

T 49N R 04W SWNW Sec 24 T 49N

R 05W FOR 265 ACRES

95-8328

MICA BAY LAND COMPANY

INC.

P. O. BOX 943, COEUR D

ALENE, ID 83814

Source: CABIN CREEK trib. to

MICA CREEK, NORTH FORK

MICA CREEK, NORTH FORK

trib. to MICA CREEK

Date Filed: 06/07/1983

Diversion Pt: SWSW SESW

NWSE NESE SENE NENE Sec

14 T 49N R 05W NWNW NENW

Sec 13 T 49N R 05W SWNW Sec

18 T 49N R 04W

Use: FISH PROP. (15.90 CFS)

In: SWSW SESW NWSE NESE

SENE NENE Sec 14 T 49N R 05W

NWNW NENW Sec 13 T 49N R

05W SWNW Sec 18 T 49N R 04W

95-8221
MORGAN, TERRY J.

RT. 1 BOX 312, RATHDRUM, ID

83858

Source: GROUNDWATER

Date Filed: 06/03/1983

Diversion Pt: LOT 04 Sec 30 T 53N

R 03W

Use: DOMESTIC (0.14 CFS)

In: LOT 04 Sec 30 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 JULY 5, 1983.

KEN DUNN, Dir.

Legal 92

June 18, 23, 1983



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 16, 1996

MICA BAY LAND CO INC
HC 12 BOX 464
COEUR D ALENE ID 83814

RE: WATER RIGHT NOS. 95-08330 AND 95-08338

Dear Water Right Holder(s):

Enclosed are copies of the Water Right Licenses issued on the above referenced permits. If you have any questions, please contact me within 10 days of receipt of these licenses.

Sincerely,

A handwritten signature in cursive script that reads 'Shelley W. Keen'.

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

MICROFILMED
NOV 08 1996

MEMORANDUM

TO: Files 95-08330 and 95-08338

FROM: Sharla

DATE: August 22, 1996

RE: Recommendation Adjustment(s)

While reviewing 95-08338 for licensing, Right 95-08330 was pulled for overlap review. It was ready for licensing review as well so the two have been reviewed together.

Power is generated under Right 95-08338 and is an individual power facility does not require licensing from FERC. Since power is solely used by the right holder and is not sold, there is no power purchase contract. Therefore, the term of years to be listed on the license is not pre-determined by the above. As set forth in Section 42-203B(7), the term of years (once determined) is calculated as commencing at the time of the proof of beneficial use filing. Previously issued licenses falling in this category have had a term set for 10 years. In this case, proof was filed in August 1993, the term will be listed as expiring September 1, 2003.

The point of diversion used under 95-08338 is one of two points of diversion used for fish propagation under 95-08330. Conditions limiting the combined rate of diversion and volume will be added to both rights. As explained by the examiner, diversion is continuous 24 hrs/day, 365 days/year; the volume has been calculated as such.

On 8/30/96 I spoke with Ron Evans (owner) regarding facility volume. Besides the 2-800 gallon and 2-400 gallon tanks for the hatchery building, the following are the dimensions for the holding ponds/fish runs:

3 100 X 12 (3,600 ft ²)	
2 10 X 10 (200 ft ²)	
4 10 X 50 (2,000 ft ²)	all ponds are average 2.5' in depth
7 10 X 60 (4,200 ft ²)	
10,000 ft ² X 2.5 = 25,000 ft ³ +	
2400 gallons in tanks = 321 ft ³ (2400/7.48) = 25,321 ft ³ facility volume	

MICROFILMED
MAY 9 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 95-08330

DATE 8/22/96

REVIEWER: S H A R L A

NAME Change OK Address Change
 SOURCE ✓ Is change clarification of originally intended source?
 If not, prepare Notice of Intent to Void
 POINT OF DIV ✓ Amendment required NO
 PLACE OF USE ✓ Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate 11.8 cfs
 Fee limit 6.0 cfs \$225⁰⁰
 Measured .22 x 2 cfs
 Theoretical .88 cfs

shouldnt have been used
5 gal/sec x 2 pld's

4" pipe = .44 cfs @ 5 fps

Recommended Total Div Rate .88 cfs

ANNUAL VOLUME/ NATURE OF USES

Use Fish Prep. Volume Calculation
.88 x 365 x 1.98 = af
636.0 af
 af
 af
 SUBTOTAL 636.0 af

Comb.

Flow rate cfs X days X 1.9835 = af

Total volume recommended 636.0 af

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

W36 (95-08330) edit pld NESW 523
and the combination of from this pld under these rights
is limit to .44 cfs.

CONDITIONS Watermaster Control WD#

 GW Measurement/Measuring Device

Overlap

ROA Use-specific conditions

Advancement of Priority Date Required yes ✓ no

SRBA Claim Filed NA
 Adjustment Memo meas.

1st Amend Letter NA
 2nd Amend Letter NA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

MAR 04 1996

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-08330

1. Owner: MICA BAY LAND CO. Phone No. 765-3206

Current Address: HC 12 BOX 464 COEUR D'ALENE ID 83814

2. Accompanied by: RON EVANS EXAM DATE: 9-13-95

Address: Same as above Phone No. _____

Relationship to Permit Holder: LESSEE

3. Source: MICA Creek South Fork tributary to MICA Creek

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	23	49N	05W	Kootenai	USGS 7.5 MIN QUAD
			SW	NE	23	49N	05W	Kootenai	USGS 7.5 MIN QUAD

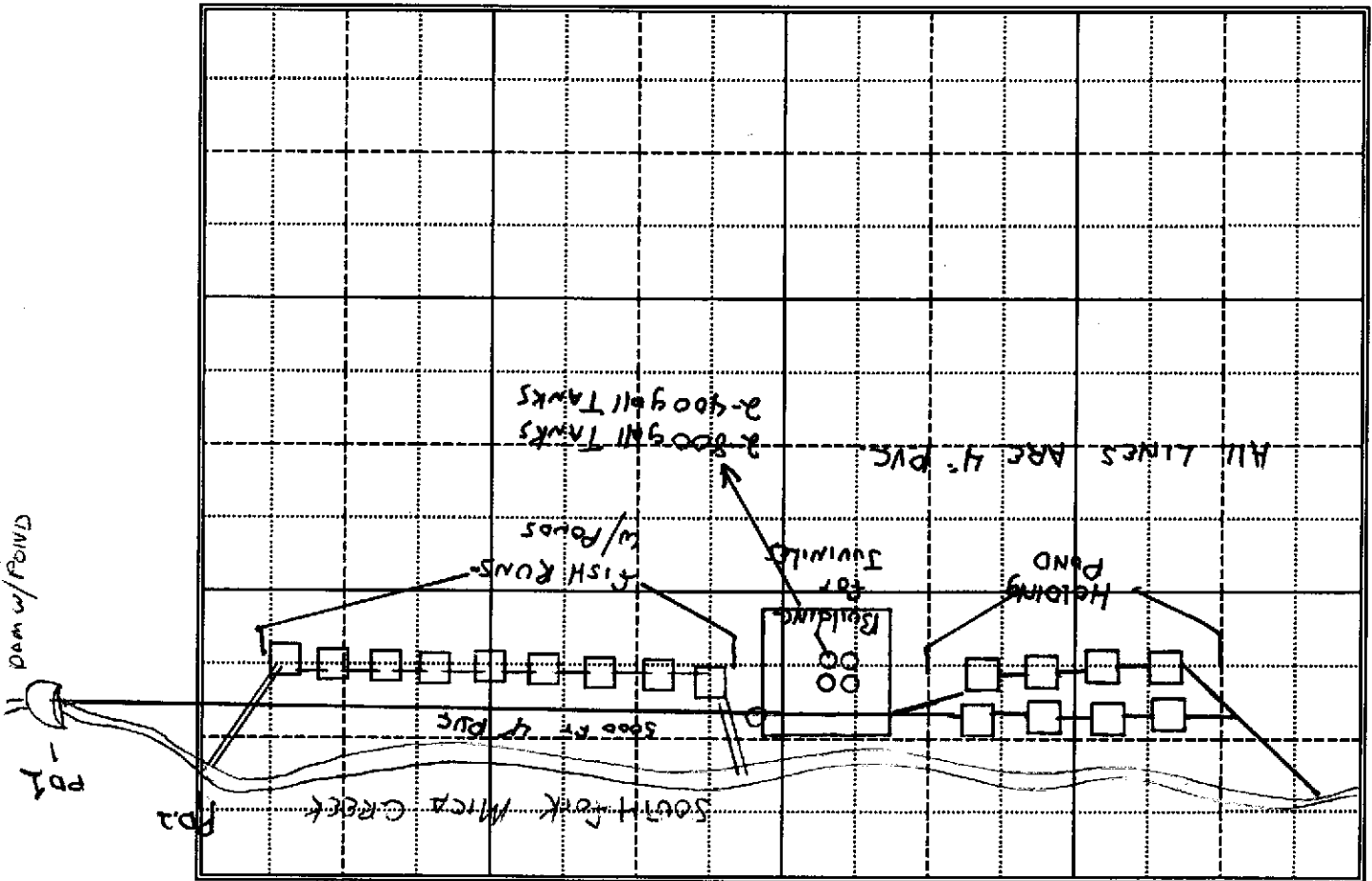
2. Place(s) of Use:

Indicate Method of Determination USGS 7.5 MIN QUAD

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49 _N	04 _W	30						f											
49 _N	05 _W	23			f	f					f	f	f						
49 _N	05 _W	24						f			f	f						f	

MICROFILMED
NOV 08 1996

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



Scale: 1" = 100'

Copy of USGS 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)

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
N/A	N/A	N/A	N/A	Gravity	

*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
5 gallon bucket						

2. Measurements: 5 gal/3 sec PG #1

5 gal/3 sec PG #2

NOT FILMED

APR 11 1976

E. NARRATIVE/REMARKS/COMMENTS

- Water from the south fork of Mickey Creek diverted from creek to fish ponds from 2 (Two) points of diversion, not from the various points on permit. These ponds are used to raise rainbow trout, Eastern brook trout and cutthroat trout.
- I did not find any Ude in 49w 04w SEC 17.
- This water is diverted 24 HRS a day 7 days a week to keep ponds from going stagnate.

Have conditions of permit approval been met? ☒ yes ☐ no

MICROFILMED
NOV 6 1996

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{\text{MWD}}{\text{MWD}} \\ V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \frac{\text{MWD}}{\text{MWD}} \\ V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$$

2. Volume Calculations for Other Uses:

$$.44 \times 365 \times 1.9835 = 318.5$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use

Fish Propagation

Period of Use
From 01-01
To 12-31

Rate of Diversion
Q (cfs)
.44

Annual Volume
V (afa)
318.5

2. Recommended Amendments

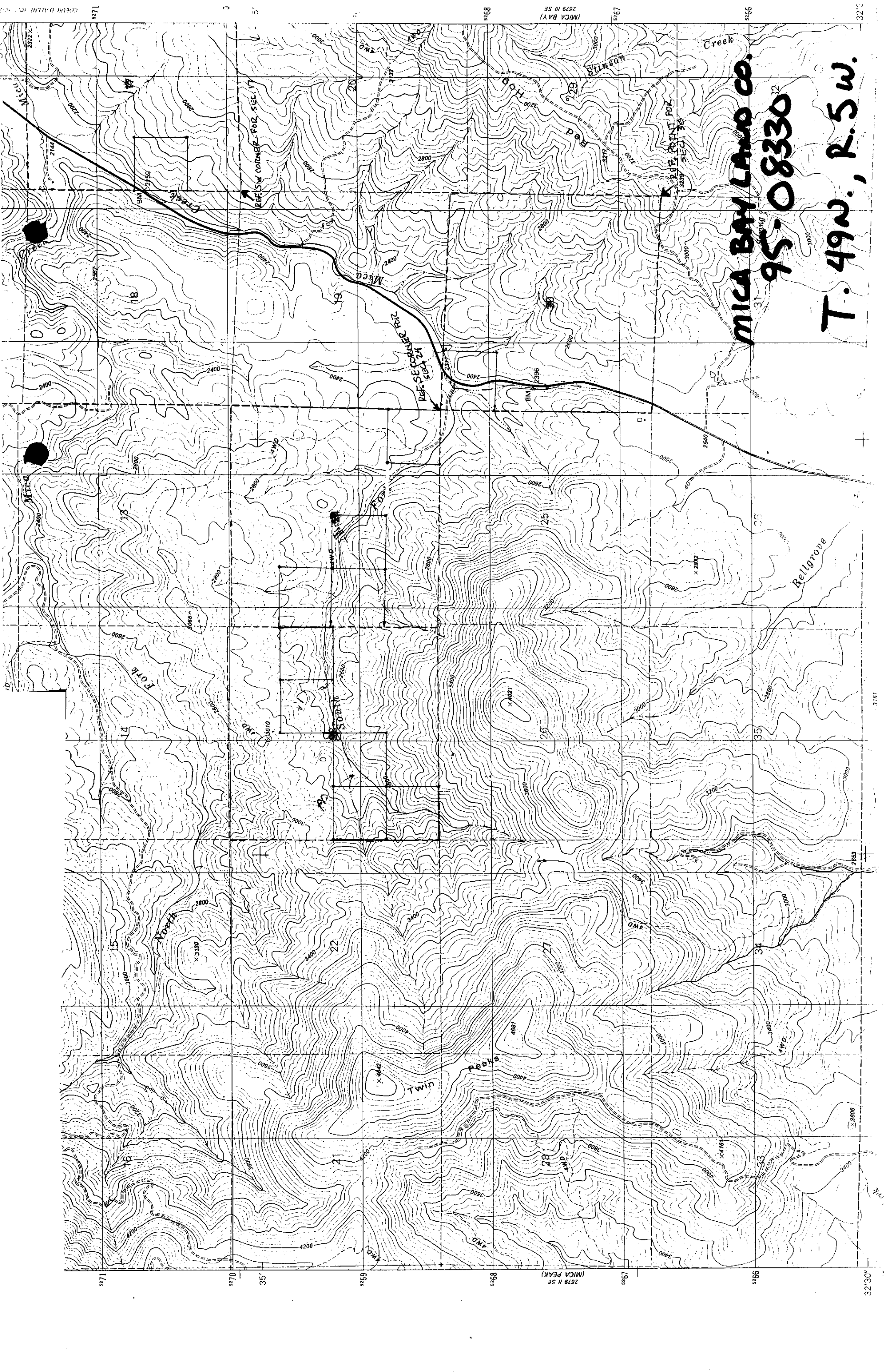
Change P.D. as reflected above
Change P.U. as reflected above
Add P.D. as reflected above
Add P.U. as reflected above
None
Other

I. AUTHENTICATION

Field Examiner's Name Neil M. Jackson Date 11/12/95

Reviewer _____ Date _____ SEAL

NOT RECORDED
A 2 8 803

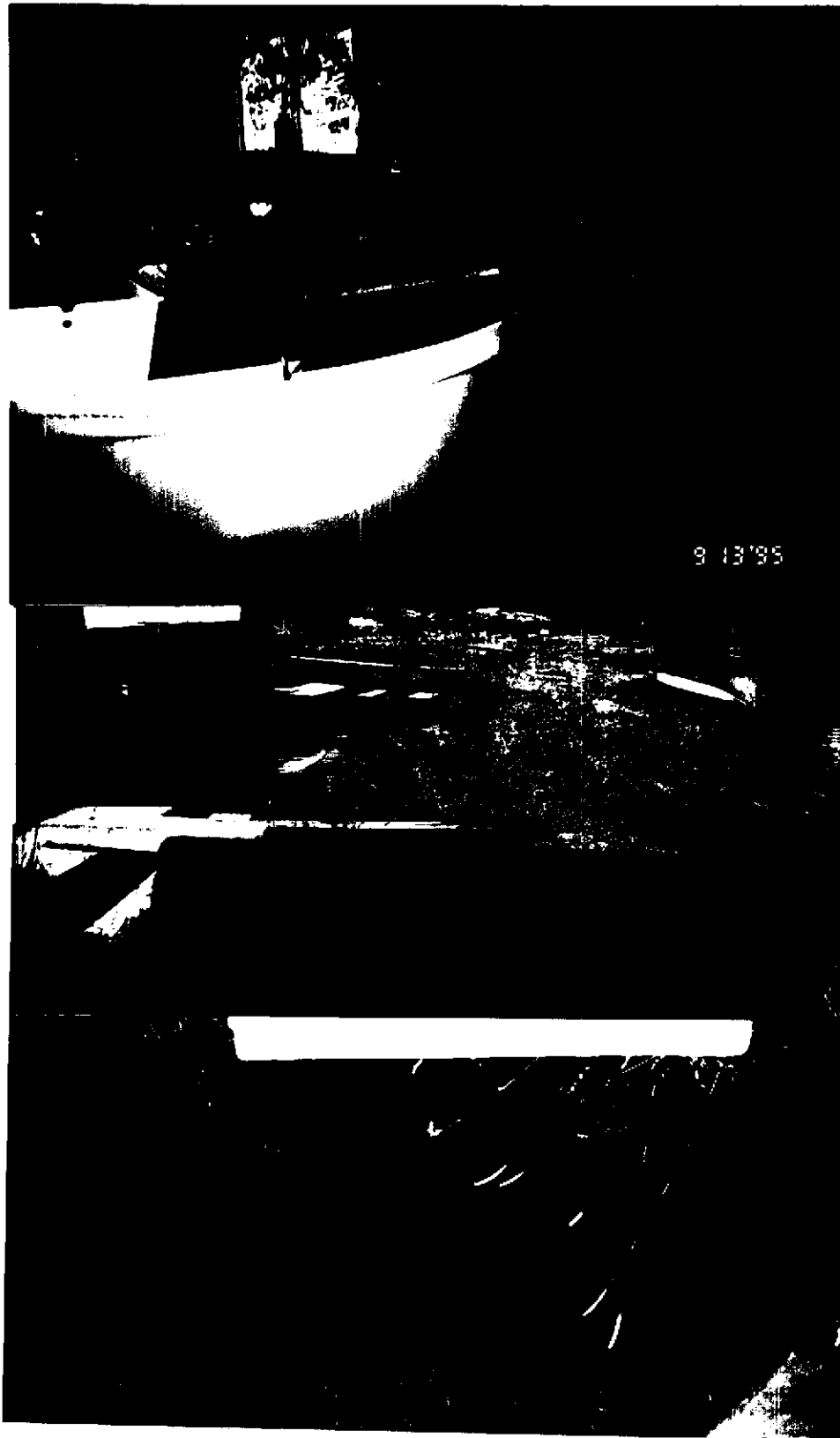


MICA BAY LAND CO.
95-08330
T. 49N., R. 5W.

PERMIT # 95-08330

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



EGGS & Fry TANKS.

FISH PONDS

Fry POND

MICROFILMED
NOV 08 1996

PERMIT # 95-08330

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



P.D.

P.D.

Fish Pond

MICROFILMED
NOV 18 1986

NO
PERMIT # 95-08330

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

P H O T O G R A P H S



P.D. 2

Fish pond

MICROFILMED
NOV 08 1995

September 3, 1993

MICA BAY LAND CO. INC.
HC 12 BOX 464
COEUR D ALENE ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08330

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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)769-1450.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECORDED

OCT 28 1993

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 95-08330 Reviewed by Klg Date 8/27/93

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
no Proof timely received?
If not, complete calculation below.

TYPES OF USE

fish propagation
Correct Uses? yes

SOURCE OF WATER

✓ Surface water source
Ground water source
NA Drilling permit required?
Copy in the file? Drilling Permit No. _____
Amount paid for permit _____ Correct?
Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
225 Amount Submitted
yes Correct?

MEASURING DEVICE

yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received 8/25/83 - 237
Date proof due 8/1/93 - 213
No. of days late = 24
Priority Date 9/26/83 + 269
New Priority Date 10/20/83 293

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address HC 12 Box 464 8/27/93

Proof Made

needs an order
8/25/93 9/3/93
10/9

August 5, 1993

MICA BAY LAND CO. INC.
P.O. BOX 943
COEUR D ALENE ID 83814

LAPSE NOTICE

RE: PERMIT NO. 95-08330

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated May 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 8/5/93
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECEIVED

OCT 28 1993

May 31, 1993

MICA BAY LAND CO. INC.
P.O. BOX 943
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08330

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. 140269

OCT 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 95-8330
Name(s) of Permit Holder(s): Mico Bayland Co.
Post Office Address: 493 Coeur d'Alene Tr.
83814 Tel. No. 664-8714

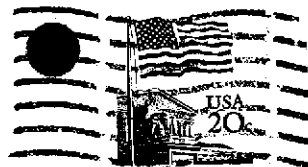
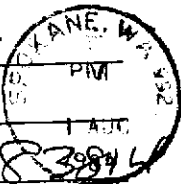
- ☒ I hereby certify that construction of diversion works for the above referenced permit began on 7-1-84 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*: GET 28 1993

*Note: A financing difficulty is not an acceptable reason.

7-31-84
Date

[Signature]
Signature of Permit Holder

RON EVANS
STAR ROUTE
CD'A, Id. 83844



RECEIVED

AUG 8 1984



RECORDED

OCT 28 1993

Department of Water Resources
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

October 31, 1988

Mica Bay Land Co., Inc.
HC 12 Box 464
Coeur d' Alene, ID 83814

Gentlemen:

Re: Permit No. 95-8330

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to August 1, 1993. Note the permit has been reinstated since the extension request came in after the proof due date.

If you have any questions concerning this matter, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosure

MICROFILMED

OCT 28 1993

STAFF REVIEW SHEET - EXTENSION OF TIME

Permit No. 95-8330Reviewed by xyDate 10-21-88

BASIC INFORMATION

5 Date stamp received
y Extension received timely
(not prior to 6 month before proof due date or after reinstatement period)
y Fee received and receipted
y Name and signature same as permit
N Address change (indicate on coding sheet)

BASIS FOR EXTENSION REQUEST

y Has adequate work been completed to demonstrate due diligence?
y Has the cost incurred been adequate to demonstrate an intent to complete the project?
N/A Has the permit been involved in litigation?
a. Swan Falls _____ Dismissed from Swan Falls _____
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Present proof due date + _____

NEW PROOF DUE DATE = _____

N/A Is delay by a government agency?
Is supporting documentation needed to complete the file? _____
Requested? _____

ACTION TAKEN - *Lapse notice defective - does not advise of 60-day response time.*

Special conditions or remarks:

y Reinstatement Date extension received Oct. 20 = 293
Proof due date Aug 1 = -213
No. of days late = 80
Priority date June 7 '83 = +158
ADJUSTED PRIORITY DATE Sept. 26 '83 = 238

LB
4/21/91
Prepare coding sheet
Change rolodex card

August 16, 1988

MICA BAY LAND CO. INC.
P.O. BOX 943
COEUR D ALENE, ID 83814

LAPSE NOTICE

RE: PERMIT NO. 95-08330

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper form in our proof due notice to you dated July 31, 1988.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this lapse notice or the permit will no longer be of any force of effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

L. Glen Saxton
Chief, Operations Bureau

Enclosures

LGS:RF

RECORDED

OCT 28 1993

CERTIFICATION OF MAILING

I hereby certify that on 8/17/88
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Heidi Miller

138875
CERTIFIED MAIL
May 31, 1988

MICA BAY LAND CO. INC.
P.O. BOX 943
COEUR D ALENE, ID 83814

PROOF DUE NOTICE

RE: Permit No. 95-8330

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, 1988. (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 completed 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, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECEIVED
OCT 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

MICA HAY LAND COMPANY INC.
P.O. BOX 943
COEUR D ALENE, ID 83814

AUGUST 30, 1983

RE: PERMIT NO. 95-8330

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 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.

PLEASE BE ADVISED THAT YOUR PLANS FOR FISH PROPAGATION MAY BE SUBJECT TO REGULATIONS OF THE IDAHO DEPARTMENT OF FISH AND GAME. WE SUGGEST THAT YOU CHECK WITH THEM BEFORE STARTING CONSTRUCTION.

BE SURE TO NOTE THE SPECIAL CONDITION REQUIRING YOU TO INSTALL AND MAINTAIN A MEASURING DEVICE AT YOUR POINT OF DIVERSION. WE HAVE ENCLOSED A DESCRIPTION OF THE DIFFERENT TYPES OF MEASURING DEVICES ACCEPTED BY THIS OFFICE.

RE: PERMIT 95-8330

PAGE 01
AUGUST 30, 1983

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: *JK*

APPLICATION NUMBER: 958330

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 are
☐ Yes ☒ No Request dam safety info
☒ 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: _____

7/19/82

PROCESSING:

- ☐ Yes ☐ No
☐ Yes ☐ No

Platted by: _____ Map No. _____

Other rights on same place of use.

- ☒ Yes ☐ No*
- ☐ Yes ☒ No

In form for advertising, 11

Final date for protests: 7/5/83 ✓

Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/24/83
☒ 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
☐ Yes ☒ No
☐ Yes ☒ No

Measuring device required.

Access port required.

Will water be delivered by watermaster? If yes, what district?

Date of priority recommended.

Special conditions of approval or cover letter.

By:

Date: 7-18-83

STATE OFFICE REVIEW:

SL^{vo}/L17, L06, L02

2602 07A 09B

☐ See attached sheet for more information.

~~By:~~

Date: 8/8/83

RECEIVED

AUG 03 1983

Department of Water Resources

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						

3/79

IDENT. NO. 95-8330

IDaho DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

Initials

Date _____

Item

KK

6/7/83

Original form entered

Edit Report Correct

Date Protested

Date of Hearing

Date Approved/Denied
(Proof due date, stage and/or status,
conditions of approval, water district)

Record Verified

Amendment Approved

Extension Approved

Partial Proof

Proof Complete

Field Exam Received

Field Exam Accepted
and changes entered

License Signed

Transfer Approved

Keypunched by State Office

95-8330

MICA BAY LAND COMPANY INC.

P.O. BOX 943, COEUR D'ALENE, ID 83814

Source: MICA CREEK, SOUTH FORK trib. to MICA CREEK

Date Filed: 06/07/1983

Diversion Pt: NWSW Sec 17 T 49N R 04W NWNW Sec 30 T 49N R 04W NESW SESE NWSW
SWNW Sec 24 T 49N R 05W SENE SWNE NESW NWSW SWSW
Sec 23 T 49N R 05W

Use: FISH PROP. (11.80 CFS)

In: NWSW Sec 17 T 49N R 04W NWNW Sec 30 T 49N R 04W NESW SESE NWSW SWNW
Sec 24 T 49N R 05W SENE SWNE NESW NWSW SWSW Sec 23 T 49N R 05W



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

NORTHERN REGION

A. Kenneth Dunn
Director

Suite No. 9
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

July 19, 1983

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

Re: 95-8330

Gentlemen:

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

Sincerely,

ROBERT C. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Appln.

