

AFFIDAVIT OF PUBLICATION

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-8284

KEALY, CHARLES DANIEL
E. 11013 42ND ST., SPOKANE,
WA 99208

Source: HAYDEN LAKE trib. to
SINKS

Date Filed: 04/11/1983

Diversion Pt: LOT 03 Sec 11 T 51N
R 03W

Use: DOMESTIC (0.04 CFS)

In: LOT 03 Sec 11 T 51N R 03W

95-8285

EBORALL, ALAN

3655 N. GOVERNMENT WAY,
COEUR D'ALENE, ID 83814

Source: GROUNDWATER

Date Filed: 04/11/1983

Diversion Pt: SWNW Sec 26 T 51N
R 04W

Use: DOMESTIC (0.14 CFS)

In: SWNW Sec 26 T 51N R 04W

95-8286

MONAGHAN, WILLIAM &/or
ALICE

2816 N. 9TH ST., COEUR
D'ALENE, ID 83814

Source: GROUNDWATER

Date Filed: 04/11/1983

Diversion Pt: SENW Sec 08 T 48N
R 03W

Use: DOMESTIC (0.04 CFS)

In: SENW Sec 08 T 48N R 03W

95-8287

JOHNSON, NORMAN

403 LEWIS ST., MOSCOW, ID
83843

Source: GROUNDWATER

Date Filed: 04/12/1983

Diversion Pt: LOT 02 Sec 11 T 47N
R 03W

Use: DOMESTIC (0.04 CFS)

In: LOT 02 Sec 11 T 47N 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 MAY 9, 1983.

KEN DUNN, Dir.

Legal 849

April 21, 28, 1983

Robert L. Hancock 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

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 24 day of April, 1983, and ending on the 28 day of April, 1983, 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.

Subscribed and sworn to before me this 28 day of April

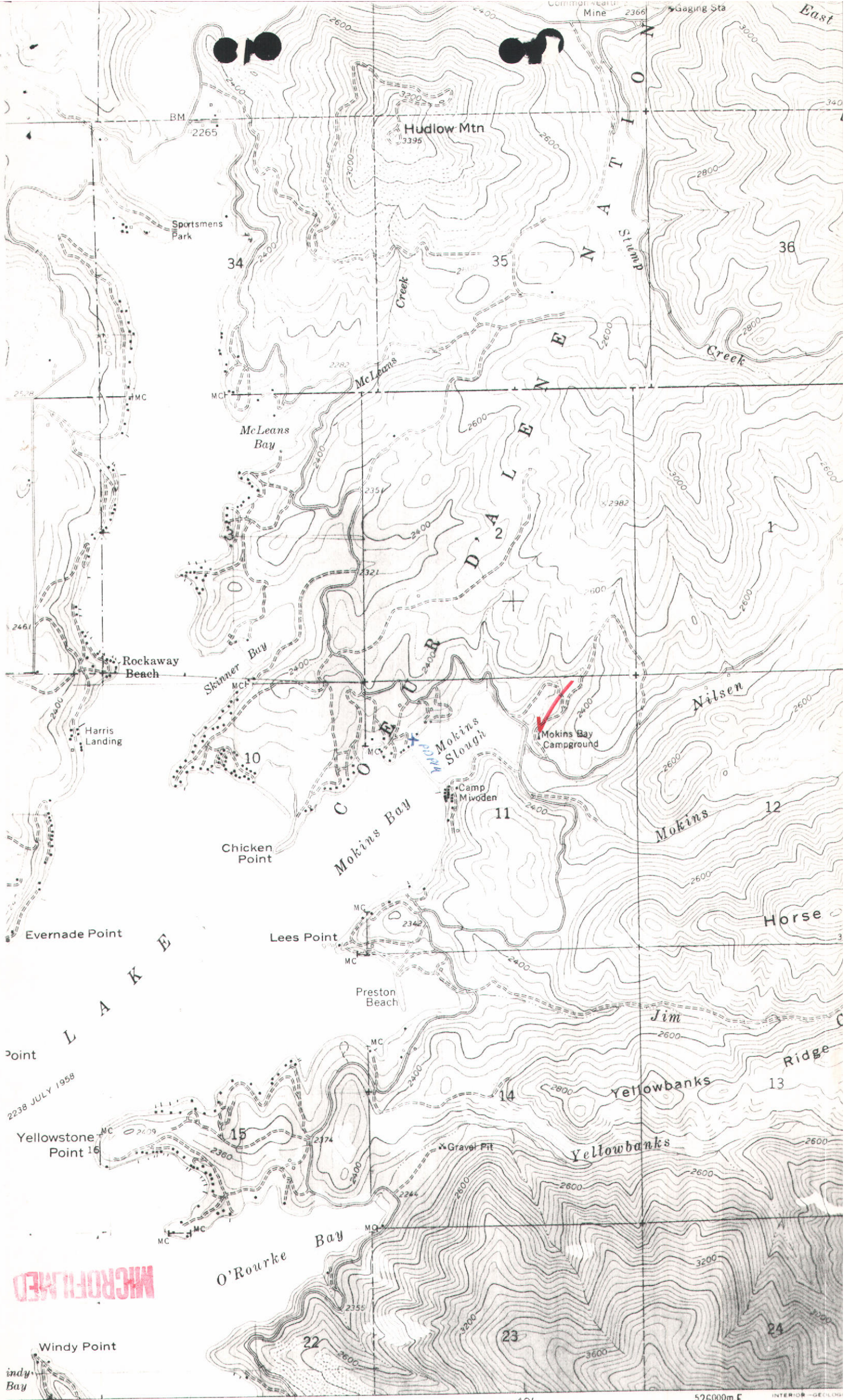
1983

Department of Water Resources
Northern District Office

LEADER

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

MICROFILMED





WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Charles Daniel Kealy
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-8284 issued pursuant to Application for Permit dated April 11, 1983,
and has submitted proof to the Department of Water Resources on June 27, 1983,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from Hayden Lake,
tributary to sinks, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.2 acre feet per year, said waters to be diverted within the Gov. Lot 3 (NWP₄NWP₂) Section 11, Twp 51N Rge 3W in the County of Kootenai

[illegible]

Use of water under this license is subject to control by the watermaster of State Water District No. 95A, Hayden Lake.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of JUNE, 1984.

Acting for the Director

DRT

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 Charles Daniel Kealy Phone (509) 924-2780

Post office address E. 11013 42nd St Spokane, Wa 99208

2. Source of water supply Hayden Lake which is a tributary of Sinks

3. Location of point of diversion is ~~1/4~~ GL3 1/4 of Section 11 Township 51N

Range 3W 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 3/1 to 11/31 (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. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. pump and 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 1 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: ~~1/4~~ GL3 1/4 of Section 11 Township 51N

Range 3W B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

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

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

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DEATH-COURT

Total number of acres to be irrigated

None

State of Idaho

✓✓✓

~~Use right (used since Aug 1971)~~

Remarks

A grid of graph paper with handwritten labels:

- R3W** at (3, 10)
- xpd** and **p10** at (4, 10)
- T5/N** at (2, 11)
- 11** at (4, 11)
- MICROFILM** at the bottom left corner

MICROFILMED

of Idaho as herein set forth.


(Applicant)

WOULD LIKE WATER

I WOULD LIKE WATER
RIGHTS IF POSSIBLE

Proposed Priority 4/11/83

MICROFILMED

Received by Date 4/11/83 Time 12:10 PM
Preliminary check by Fee \$ 30.00
Receipted by Date 4/11/83 (2757)
Publication prepared by Date 4/12/83
Published in Cour. & Mine Cases
Publication dates 4/21-28/83
Publication approved Date 5/4/83
Protests filed by:
Copies of protests forwarded by
Hearing held by Date
Recommended for approval denial by

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. 95-8284, 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 be-

fore June 1, 19 84.

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:

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Use of water under this permit is subject to control by the watermaster of State Water District No. 95-A, Hayden Lake.

Witness my hand this 18th day of May, 1983.

D. New Saylor
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

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KEALY, CHARLES DANIEL,
E. 11013 42ND ST., SPOKANE,
WA 99208

Source: HAYDEN LAKE trib. to
SINKS

Date Filed: 04/11/1983
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R 03W

Use: DOMESTIC (0.04 CFS)
In: LOT 03 Sec 11 T 51N R 03W

95-8286

EBORALL, ALAN
3655 N. GOVERNMENT WAY,
COEUR D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 04/11/1983
Diversion Pt: SWNW Sec 26 T 51N
R 04W

Use: DOMESTIC (0.14 CFS)
In: SWNW Sec 26 T 51N R 04W

95-8288

MONAGHAN, WILLIAM &/or
ALICE
2816 N. 9TH ST., COEUR
D'ALENE, ID 83814

Source: GROUNDWATER
Date Filed: 04/11/1983
Diversion Pt: SENW Sec 08 T 48N
R 03W

Use: DOMESTIC (0.04 CFS)
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JOHNSON, NORMAN
408 LEWIS ST., MOSCOW, ID
83843

Source: GROUNDWATER
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Use: DOMESTIC (0.04 CFS)
In: LOT 02 Sec 11 T 47N R 03W

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to all prior water rights. Protests
must be filed with the Director,
Dept. of Water Resources, 4000
Gov't Way, Coeur d'Alene, Id.
83814 on or before MAY 9, 1983.

KEN DUNN, Dir.

Legal 849
April 21, 23, 1983

Richard L. Lunsford 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 Coeur d'Alene Press
of which the annexed is a printed copy, was published in the regular business
issue of said newspaper for 28 consecutive business
commencing on the 21 day of April, 1983, and
ending on the 18 day of May, 1983, and such
publication was made as often during said period as said newspaper
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.

Richard L. Lunsford
Subscribed and sworn to before me this 21 day of April
1983, 1983.

Department of Water Resources
Northern District Office

LEADER

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

MICROFILMED

July 25, 1984

RE: Permit No. 95-8284

Charles Daniel Kealy
E. 11013 42nd St.
Spokane, WA 99208

Dear Mr. Kealy:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

RECEIVED
JUL 27 1984
SPokane, WA

RECEIVED
MAY 2 1984

95-8284

State of Idaho

CHARLES DANIEL KEARLY DEPARTMENT OF WATER RESOURCES

P/D: SEC 11 TWP 5N RIGHT BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 4/23/84 Accompanied by RGH Total Q measured - est. 0.04
Source HAYDEN L. Tributary to SINKS Supp. annubar measurement sheet used? NO
If source is surface water, estimate total flow of source _____
Methods of measurement EST Meets permit requirements? _____

Measurement calculations: One home 446

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
								<u>Submersible</u>

System Description Submersible pump & pipe

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE	Irrigation requirement =		AFA/Acre	
	Q (cfs)	V (afa)	FROM	TO
<u>Domestic ✓</u> <u>(1)</u>	<u>0.04 ✓</u>	<u>1.2 ✓</u>	<u>3/1 ✓</u>	<u>11/31 ✓</u>
Total	<u>0.04 ✓</u>	<u>1.2 ✓</u>		

Remarks _____

RECEIVED

MAP (Attach Aerial Photo)

CEMENT

SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: ✓ G43, (NNNW), SEC 11, T51N, R3W

Place(s) of Use ✓

TWP.	RGE.	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	3W	11					X												
							6												
							2												
							3												

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

Examiner's Signature Ray Walker

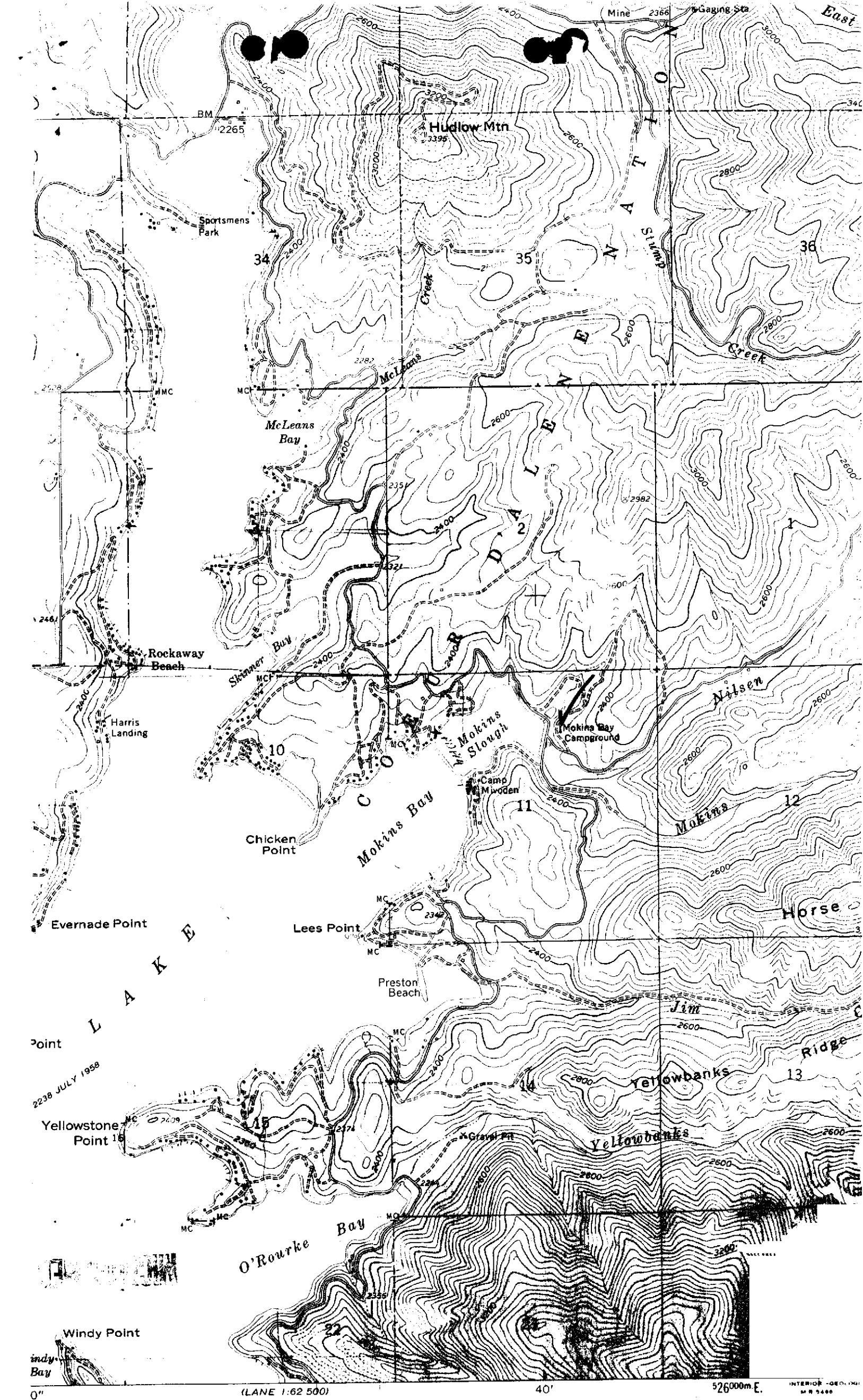
Checked by Bob Jones

Approved by Ray Walker

Date 4/24/84

Date 4/21/84

Date 6-5-84



[illegible]

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

SEPTEMBER 6, 1983

CHARLES DANIEL KEALY
E. 11013 42ND ST.
SPOKANE WA 99208

RE: Permit No. 95-8284

Dear Permit Holder:

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

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

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 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 95-8284

Name(s) of Permit Holder: CHARLES DANIEL HEALY

Post Office Address: ELL013 4277 CR

SPOKANE WA 99209 Tel. No. 509-924-2780

Source of Water: MAYOON LAKE

Extent of Use: ☒ Domestic ONE (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

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

Access Point: 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.

6/27/83

Date

[Signature]
Signature of Permit Holder

P. DAN

E 11013



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RECEIVED

JUN 22 1983

U.S. DEPARTMENT OF WATER RESOURCES

NOT FOR STATE TAX



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

KEALY, CHARLES DANIEL
E. 11013 42ND ST.
SPOKANE, WA 99208

MAY 25, 1983

RE: PERMIT NO. 95-8284

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.

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. ALSO ENCLOSED FOR YOUR CONVENIENCE IS THE STATEMENT OF BENEFICIAL USE POSTCARD THAT MUST BE SUBMITTED WHEN YOUR PROJECT IS COMPLETED.

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: AB

APPLICATION NUMBER: 95-8284

CHECK:

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

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: 5/9/83
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/29/83
☒ 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? 95-A
4/11/83 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: [Signature]

Date: 5/10/83

STATE OFFICE REVIEW:

SLW/LIB

By: [Signature]

Date: 5/17/83

- ☐ See attached sheet for more information.

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MAY 17 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						

95-8284-

KEALY, CHARLES DANIEL

E. 11013 42ND ST., SPOKANE, WA 99208

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Date Filed: 04/11/1983

Diversion Pt: LOT 03 Sec 11 T 51N R 03W

Use: DOMESTIC (0.04 CFS)

In: LOT 03 Sec 11 T 51N R 03W

RECORDED



STATE OF IDAHO

DEPARTMENT OF LANDS

STATEHOUSE, BOISE, IDAHO 83720

GORDON C. TROMBLEY
DIRECTOR

STATE BOARD OF LAND COMMISSIONERS

JOHN V. EVANS
GOVERNOR AND PRESIDENT
PETE T. CENARRUSA
SECRETARY OF STATE
JIM JONES
ATTORNEY GENERAL
JOE R. WILLIAMS
STATE AUDITOR
JERRY L. EVANS
SUPT OF PUBLIC INSTRUCTION

April 22, 1983

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

RE: 95-8284
Kealy, C.
95-8276
Davis, C.

Gentlemen:

The work proposed in the above numbered diversion applications will require an encroachment permit and a temporary permit from the Department of Lands in addition to your permit.

Very sincerely,

Marvin G. Vandenberg

MARVIN G. VANDENBERG, Chief
Bureau of Navigable Waters

MGV:bv

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RECEIVED
APR 25 1983

Department of Water Resources
Northern District Office

EQUAL OPPORTUNITY EMPLOYER



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor
A. Kenneth Dunn
EX-SUBCOMMITTEE
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 14, 1983

Mr. William Scribner
Dept. of Lands
Statehouse
Boise, Idaho 83720

Re: 95-8284

Dear Bill:

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

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH/pms

Enc. - Appln.

APR 15 1983
MED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director March 30, 1983

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

97-8284

RECEIVED

NOV 16 1983

Department of Water Resources

Mr. and Mrs. D. Dan Kealy
E. 11013 - 42nd Ct.
Spokane, Wa. 99206

Dear Dr. and Mrs. Kealy:

As per my telephone conversation with Mrs. Kealy, I am returning your Claim to a Water Right along with your Check No. 50-947.

I have completed an Application for Permit based on the information provided on your claim.

Please check the application for accuracy, sign it and return it with a check for \$30.00.

If you have any questions, please contact me at this office.

Sincerely,

LAWRENCE D. BEARD
Senior Water Resource Analyst

LDB/pms

Enc. - Check (\$20.00)
Claim
Application

MICROFILMED