

Ed Roy H. Quirk
Box 412
Mullan Idaho
83846



State of Idaho
Dept. of Water Resources
Water Office 373 Franklin
Boise, Idaho
83720

CERTIFIED

No. 401886

MAIL

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7069 Priority October 1, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that LEROY D. &/OR MARLENE ERICKSON
of Mullan, Idaho, has complied with the terms and conditions of Permit
No. 94-7069 issued pursuant to Application for Permit dated October 1, 1975,
and has submitted proof to the Department of Water Resources on October 6, 1978,
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 Harris Creek,
tributary to South Fork, Coeur d'Alene R. and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

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 NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, Twp. 48N,
Rge. 5E, B.M., in the County of Shoshone

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
48N	5E	36																	

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 4 day of

June, 19 79.

Director

Identification No. 94-7069

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Leroy D. &/or Marlene Erickson Phone: _____
post office address Box 412, Mullan, Idaho
2. Source of water supply Harris Creek which is a tributary of S. Fk. Cd'A. River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36 Township 48N
Range 5E B.M. Shoshone County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.04 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose 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 with pipeline to place of use.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36 Township 48N
Range 5E B.M. _____
(2) Amount of power to be generated: _____ hp 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 one.
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

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

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

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

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

10. Remarks _____

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

Township 48N, Range 5E

36

P.D.
PLACE
OF
USE

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.

Margaret Erickson
(Applicant)

Proposed Priority 10-01-1975

Received by KK Date 10-1-75 Time 10:00 am

Preliminary check by RWH Fee \$ 10.00

Receipted by cp Date 10-1-75 (Rec't. #3838)

RWH Publication prepared by cp Date 10-3-75

Published in North Idaho Press

Publication dates 10-9 & 10-16-75

Publication approved cp Date 10-27-75

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by RWH

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. 94-7069, 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 December 1, 1978.

c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 5 day of November, 19 75.

R. Keith Higgins
Director

STATE OF IDAHO,)

ss.

County of Shoshone.)

PROOF OF PUBLICATION

RECEIVED

OCT 27 1975

Department of Water Resources
Northern District Office
, being first duly sworn,

John McGee

deposes and says:

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that Leroy D. &/or Marlene Erickson, Box 412, Mullan, Idaho have on October 1, 1975 submitted Application No. 94-7069 for a permit to appropriate 0.04 cubic feet per second of water from Harris Creek, tributary of South Park Coeur d'Alene River by means of pump and pipelining within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 48N, R. 5E, B.M., Shoshone County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 48N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 27, 1975.

R. KEITH HIGGINSON

Director
Published in the North
Idaho Press, Wallace, Idaho
on Oct. 9 and Oct. 16, 1975.

That he is the Editor of the North Idaho

Publishing Company, publishers of the North Idaho Press, a daily newspaper printed and published at Wallace, Shoshone County, State of Idaho, which said newspaper has a general circulation in said county, and has been continuously and uninterruptedly printed and published in said county during a period of twelve (12) consecutive months prior to the 9 day of October A.D., 1975. That the Legal Notice

of which a complete and correct copy is hereto attached, was first published in said newspaper in its issue dated the 9 day of October A.D., 1975 and published in Two (2) issues of said newspaper, the last publication thereof being in the issue dated the 16 day of October, A.D., 1975.

John McGee

Subscribed and sworn to before me this
23 day of October, A.D., 1975.

H. R. Rasmussen

Notary Public for the State of Idaho
residing at Wallace, Idaho

My commission expires September 25, 1977



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

June 7, 1979

Re: Permit No. 94-7069

LeRoy D. &/or Marlene Erickson
Box 412
Mullan, Idaho 83846

Dear Mr. and Mrs. Erickson:

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

Sincerely,

Jean Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED

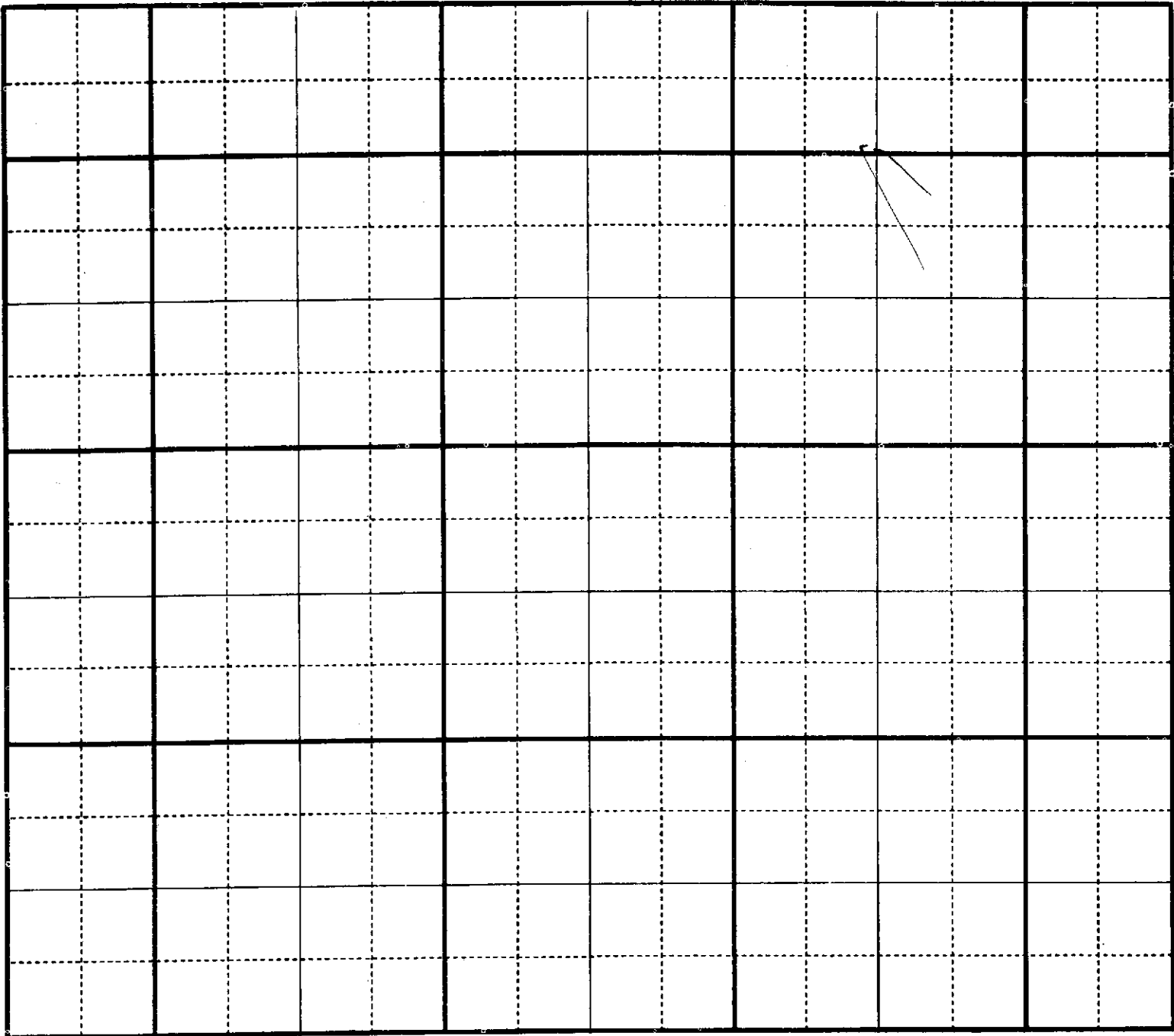


Diagram of System

DATE OF EXAM 4/30/79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from 1-1 to 12-31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured _____ Method of measurement _____

Total Q recommended 0.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.2 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

SYSTEM DESCRIPTION:

3' Dia CMP 11344 with subm. pump & pipe

REMARKS:

Mr. E. Acc. 3' Dia

May want to transfer point of diversion I gave her a wellhead back and inst. for filling if they decide to change to gravity flow.

Examiner's Signature J. D. King Date 4/30/79

Checked by Bob Haynes Date 5-1-79

Approved by _____ Date _____

Don - 744 1397

Last Exit 68 or 69
next Post Mullion at
Mine on left - Lucky Fri.
old High way 103 mi +
Shoshone Park next rd. to left prior to Cement Bldg.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

November 17, 1978

Leroy D. &/or Marlene Erickson
Box 412
Mullan, ID 83846

Dear Mr. and Mrs. Erickson:

Re: Permit No. 94-7069

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in Coeur d'Alene.

Sincerely,

RITA FLECK
Water Rights

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE

OCT 6 1978

Department of Water Resources

1. a) Name of permit holder Leroy D. For Marlene Erickson
b) Post office address Box 412
2. Permit number 94-7069
3. Date of priority that you are prepared to establish 10-1-75
4. a) Source from which water was appropriated HARRIS Creek
b) Location of the point of diversion: NE 1/4 SE 1/4, Section 36
Township 48N, Range 5E Boise Meridian. Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs &/or acre-feet per annum) (month-day) (month-day)
b) Total amount appropriated 0.04 cfs and/or acre-feet per annum.
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:
Calculations were made by
K. Knoblock of the Department of Water Resources, Cda.
6. If the means of diversion and conveyance are owned by someone other than the permit holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):
1/2 H.P. Submersible pump in a 3 ft. casing 10 ft. deep

b) Describe the provision for making a measurement which you have at your point of diversion: (i.e., installed measuring device, access port, other)
1" - pipeline MEASURING

11/7/78

c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Domestic

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

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

10-3-78
(Date)

Felroy D. Erickson
(Signature)

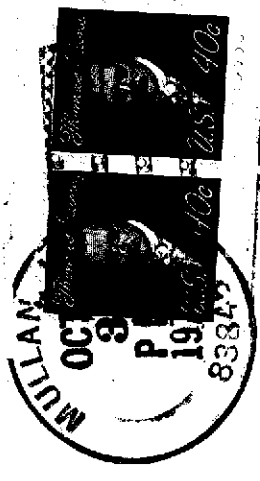
State of Idaho)
County of Shoshone) ss.

On this 3 day of October, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Barbara A. Emkovich
Notary Public
Residing at Mullan, Idaho

My commission expires April 12, 1982

Delroy H. Lusk
 Rm 415
 New York - 100
 R 33720



CERTIFIED
 No. 401886
MAIL

State of Idaho
 Dept. of Natural Resources
 Water Office 300 Franklin
 Boise Idaho

R 33720



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

160064

September 30, 1978

Re: Permit No. 94-7069

Leroy D. &/or Marlene Erickson
Box 412
Mullan ID 83846

Dear Mr. & Mrs. Erickson:

One of the conditions of approval of your water Permit No. 94-7069 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before December 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

MICROFILMED

November 7, 1975

Re: Permit No. 94-7069

Leroy D. &/or Marlene Erickson
Box 412
Mullan, ID 83846

Dear Mr. & Mrs. Erickson:

Enclosed is a copy of your approved Application for Permit No. 94-7069 We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

RECEIVED
NOV 10 1975
FLEENOR

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

RAH 10-1-75

Application No. 94-7069 Leroy D. or Marlene Erickson

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RAH 10-1-75

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant

(4) RAH 10-1-75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) CP 10/27

Affidavit of Publication received (date) OCT. 27, 1975

(12) CP 10/3

Final date for protests OCTOBER 27, 1975

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority 10-1-75

_____ Reason for Reduction RECEIVED

☒ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes

Date 10-29-75



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

CORBUR D' ALENE, IDAHO 88814

NORTHERN DISTRICT

Route 5, Box 203 - Suite #1
4055 Government Way

(208) 667-6484

October 3, 1975

Re: Application No. 94-7069 - Leroy D. &/or Marlene Erickson
" " 94-7070 - Florence C. Angle

North Idaho Press
507 Cedar
Wallace, ID 83873

Gentlemen:

Enclosed is a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES
District Supervisor

RGH:CP

Enc: Legal Notice(s)

Bill: 10-27-75.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Leroy D. &/or Marlene Erickson,
Box 412, Mullan, Idaho
have
~~xxx~~ on October 1, 1975 submitted Application No. 94-7069
for a permit to appropriate 0.04 cubic feet per second ~~xxxxxx~~
of water from Harris Creek, tributary of South Fork Coeur d'Alene River
by means of pump and pipeline
within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 48N, R. 5E, B.M., Shoshone County

to be used from Jan. 1 to Dec. 31
for domestic purposes

within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T. 48N, R. 5E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before October 27, 1975.

R. KEITH HIGGINSON
Director

Published in the North Idaho Press, Wallace, Idaho
on Oct. 9 and Oct. 16, 1975

100-100000

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that

Leroy D. &/or Marlene
Erickson, Box 412, Millan,
Idaho have on October 1, 1975

submitted Application No. 94-
7069 for a permit to ap-
propriate 0.04 cubic feet per

second of water from Harris
Creek, tributary of South Fork
Coeur d'Alene River by means

of pump and piping within
the NE 1/4 SE 1/4, Sec. 36, T. 48N,
R. 5E, B. M., Shoshone County

to be used from Jan. 1 to Dec.
31 for domestic purposes
within the NE 1/4 SE 1/4, Sec. 36,

T. 48N, R. 5E, B. M.
If issued, this permit will be
subject to all prior water

rights. Protests against the
granting of the permit must
be filed with the Idaho

Department of Water
Resources, 4055 Government
Way, Coeur d'Alene, Idaho

83814, on or before October 27,
1975.

R. KEITH HIGGINSON
Director
Published in the North

Idaho Press, Wallace, Idaho
on Oct. 9 and Oct. 16, 1975.

0.7
10-8-75

FILED