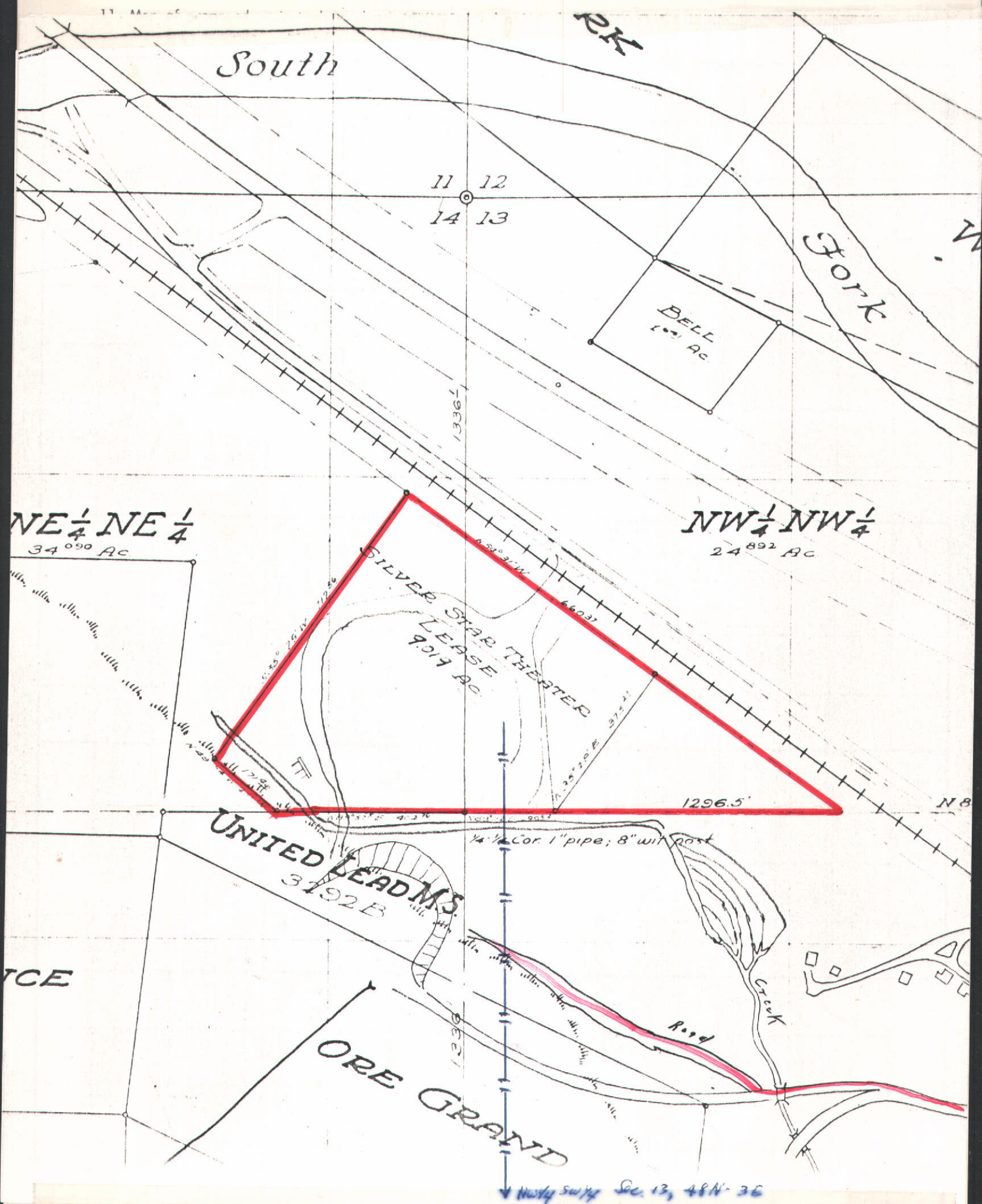
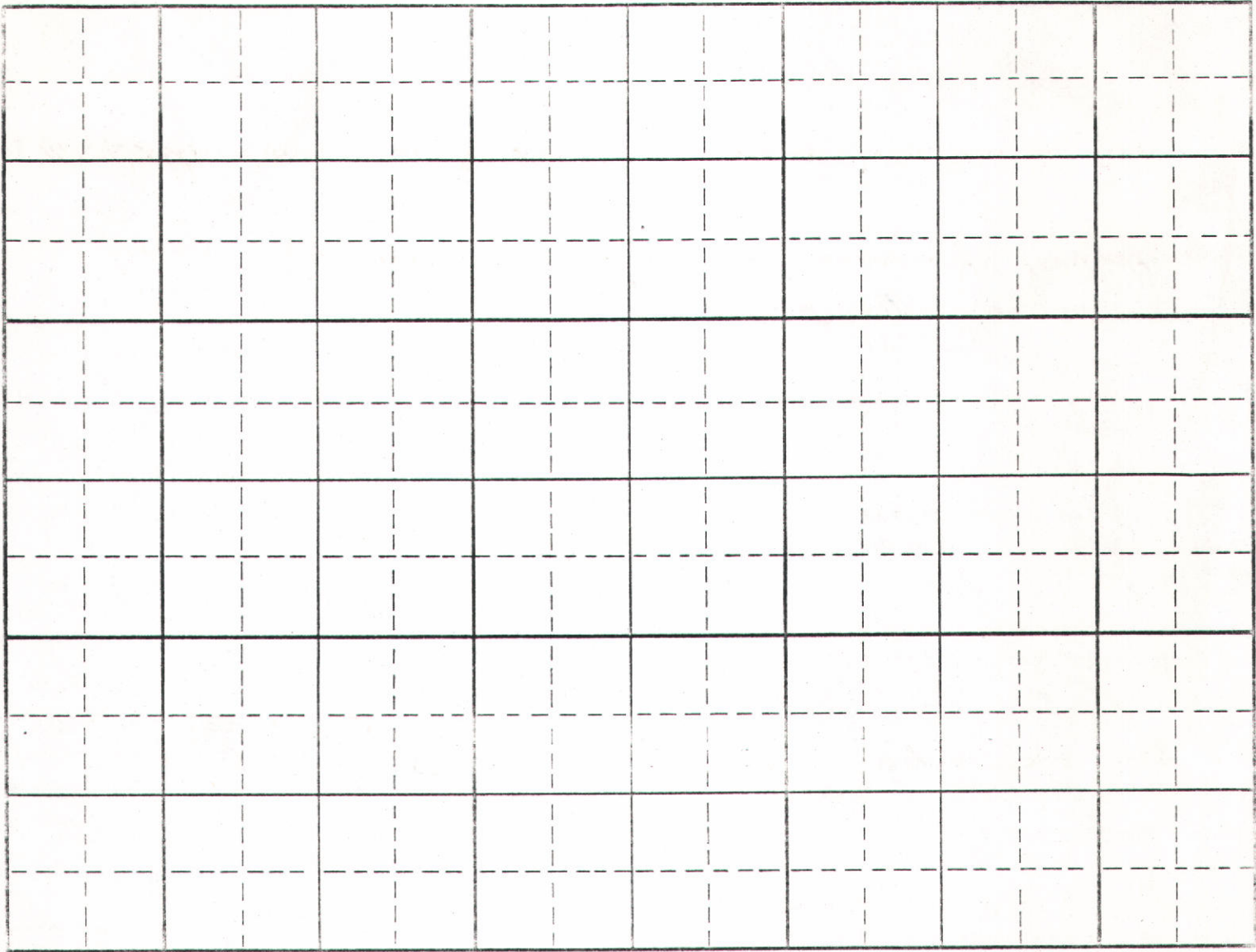




BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

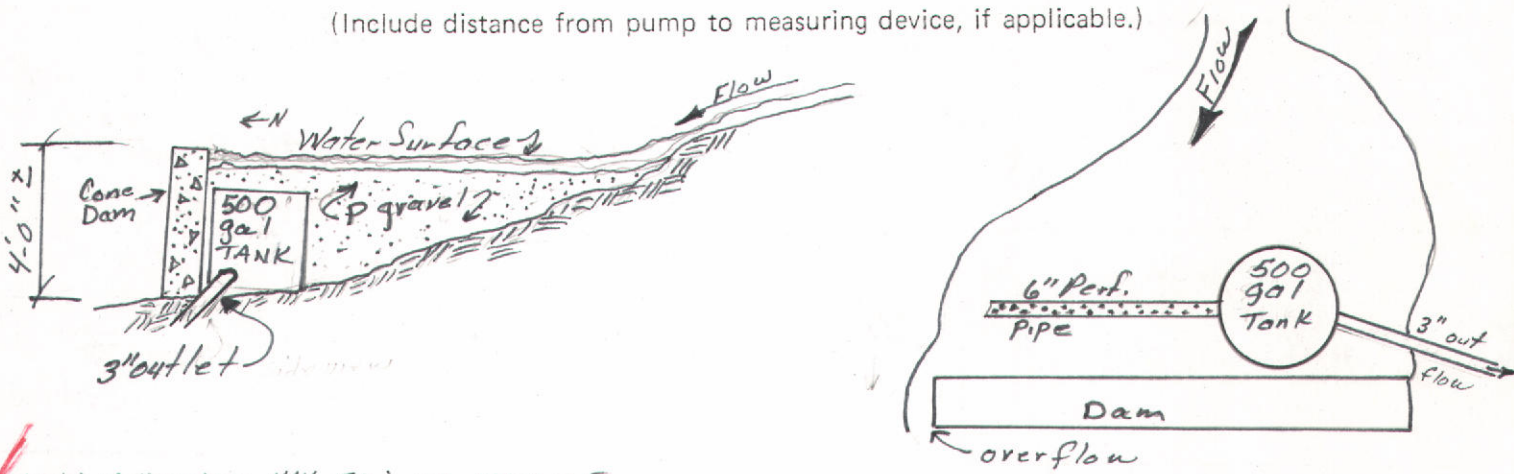
Russell Dalton
(Applicant)

94 7036



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NW SW, 13, 48N-3E

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	
48N	3E	13						X											
		14	X																

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 King

Checked by Bob Haynes

Approved by Robyn

Date 9-17-80

Date 9/18/80

Date 11/19/80

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7036 Priority August 13, 1973 Amount .15 cfs

THIS IS TO CERTIFY, that RUSSELL DALTON
of Kellogg, Idaho, has complied with the terms and conditions of Permit
No. 94-7036 issued pursuant to Application for Permit dated August 13, 1973,
and has submitted proof to the Department of Water Resources on August 17, 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 .15 cfs of water from Rosebud Gulch,
tributary to South Fork Coeur d'Alene, and that the permit holder has applied to a beneficial use and
established a right to use water as follows: River

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u> <u>(60 units)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>15</u> cfs and	<u>72</u> acre feet
	from _____ to _____	_____ cfs and	_____
	from _____ to _____	_____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than .15 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
72 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 48N,
Rge. 3E, 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	3E	13					X												
		14	X																

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 23 day of
February, 19 81.

Director

PROFESSIONAL

Identification No. 94-7036

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Russel Dalton PH: 786-3763
post office address Sunshine Star Route, Kellogg, Idaho
2. Source of water supply Rosebud Gulch which is a tributary of S. F. Coeur d'Alene River
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 13 Township 48N
Range 3E 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 0.5 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. 0.5 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Small diversion dam with 4" pipeline
leading 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 5 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: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 13 Township 48N
NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14 Township 48N
Range 3E 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 60 mobile homes
(5) If water is to be used for other purposes describe: Irrigation of lawns.

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

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 Hecla Mining

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 _____

Proposed Priority 8/13/1973

Received by FE Date 8/13/73 Time 9:30 am.

Preliminary check by FE Fee \$ 25.00

Receipted by FE Date 8/13/73 # 11851

Publication prepared by CR Date 8-16-73

Published in Kellogg Evening News

Publication dates 8-23 & 8-30-73

Publication approved CP Date 9-17-73

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W JLS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7036, and said application is hereby APPROVED.

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

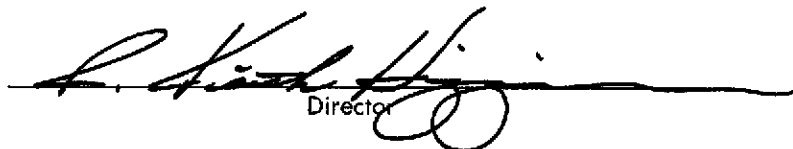
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1,, 19 78.

c. Other: A measuring device of a type approved by this department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 28th day of September 1973.


Director

94 7036

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>LE</u>	<u>8/13/73</u>	Application No. <u>94-7036</u>
(2)			☒ 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
(3)	<u>LE</u>	<u>8/13/73</u>	In form to receipt
	<u>LE</u>	<u>8/13/73</u>	Send Copies to: ☒ Idaho State Health Department ☒ Idaho Fish and Game Department ☒ Bureau of Land Management
(4)	---	---	☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>LE</u>	<u>8/13/73</u>	In form for advertising
(6)	---	---	Located within Water District No. _____
(7)	---	---	Critical groundwater area: yes _____ no _____
(8)	---	---	Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(9)	---	---	Comments: _____
(10)	<u>CP</u>	<u>9-17-73</u>	Affidavit of Publication received (date) <u>SEPTEMBER 17, 1973</u>
(11)	<u>CP</u>	<u>9-17-73</u>	Final date for protests <u>SEPTEMBER 10, 1973</u> Protests received: yes _____ no ☒
(12)	---	---	Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>LE</u>	<u>9/12/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>LE</u>	<u>9/12/73</u>	Action recommended: ☒ Approve Priority <u>8/13/73</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☐ No additional conditions for approval
(15)	District <u>Northern</u>	By <u>Ralph E. Smith</u>	Date <u>9/17/73</u>

94 7036

PROOF OF PUBLICATION

STATE OF IDAHO

County of Shoshone,

SS.

Wm. Penney, being first duly sworn deposes and says that he is publisher of KELLOGG EVENING NEWS a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Russell Dalton, Sunshine Star Route, Kellogg, Idaho, has on August 13, 1973, submitted Application No. 94-7036 for a permit to appropriate 0.5 cubic feet per second of water from Rosebud Gulch by means of small dam and pipeline within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 48N, R. 3E, B.M., Shoshone County, to be used from Jan. 1 to Dec. 31 for domestic purposes for 60 mobile homes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 48N, R. 3E, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before September 10, 1973.

R. KEITH HIGGINSON

Director

Published in the Kellogg Evening News, Kellogg, Idaho, on August 22 and August 29, 1973.

9-22-73

Idaho Dept Water Admin.
Application For Permit
NOTICE

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the first publication thereof being in its issue dated 8-22-73 and the last publication thereof being in the issue dated 8-29-73

Subscribed and sworn to before me this 13th

day of Sept., 1973.

Notary Public

94 7036

INTER-DEPARTMENT MEMO — 1

FROM

Robyn

DATE

11/30/1981

TO

File

SUBJECT

Field exam

The attached Field exam is the original exam which had a reexam. Apparently it was lost, and has now been found. Therefore I am putting it in the file for information only.



SIGNATURE

RECEIVED RECEIVED

INTER-DEPARTMENT MEMO

FROM

Robyn Jan

TO

Tom K.

SUBJECT

Re-exam for Russell Dalton

NOV 28 1979

NOV 25 1981

DATE

11/27/79

Department of Water Resources
Northern District Office

*Here's the exam & the other penses
are 94-7025 & 94-7026. His*

phone # is 556-2973 Champ

*This exam was redone with no changes. I believe a new
exam report was made because this one has been
lost since 1979.*

JL

Jan

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Russell Dalton
 Post office address Box 313, Osburn, Id Phone 786-3763
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Rosebud Gulch
 (name spring, stream, etc.)
 Tributary to S.F. Coeur d'Alene River

3. Water will be used for the following purposes:

Amount 0.5 c.f.s. for domestic
 _____ AF/Annum (nature of use)

Period of Use: from 4/1 to 12/31
 (mo.-day) inclusive (mo.-day)

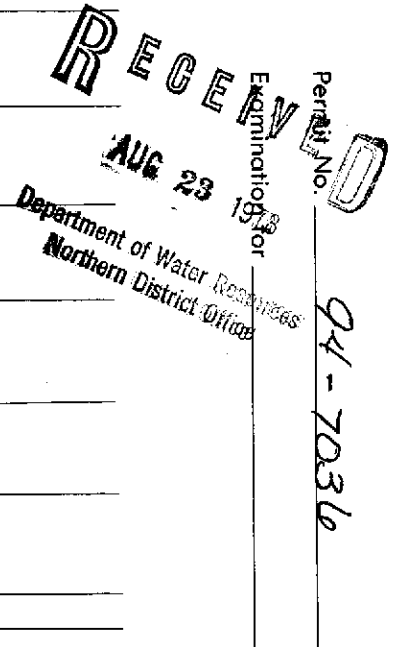
Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____



4. Total amount to be appropriated:

Max Rate of Diversion 0.5 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 48N N/S, Range 3E E/W, B.M., Section 13, Subdivision NW 1/4 SW 1/4 Shoshone County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____ County

Other Points of Diversions: _____

Description of diverting works: 4 ft. cement dam, 3 in. waterline from dam to place of use

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
48N	3E	13						X											
		14	X																

TOTAL ACREAGE _____

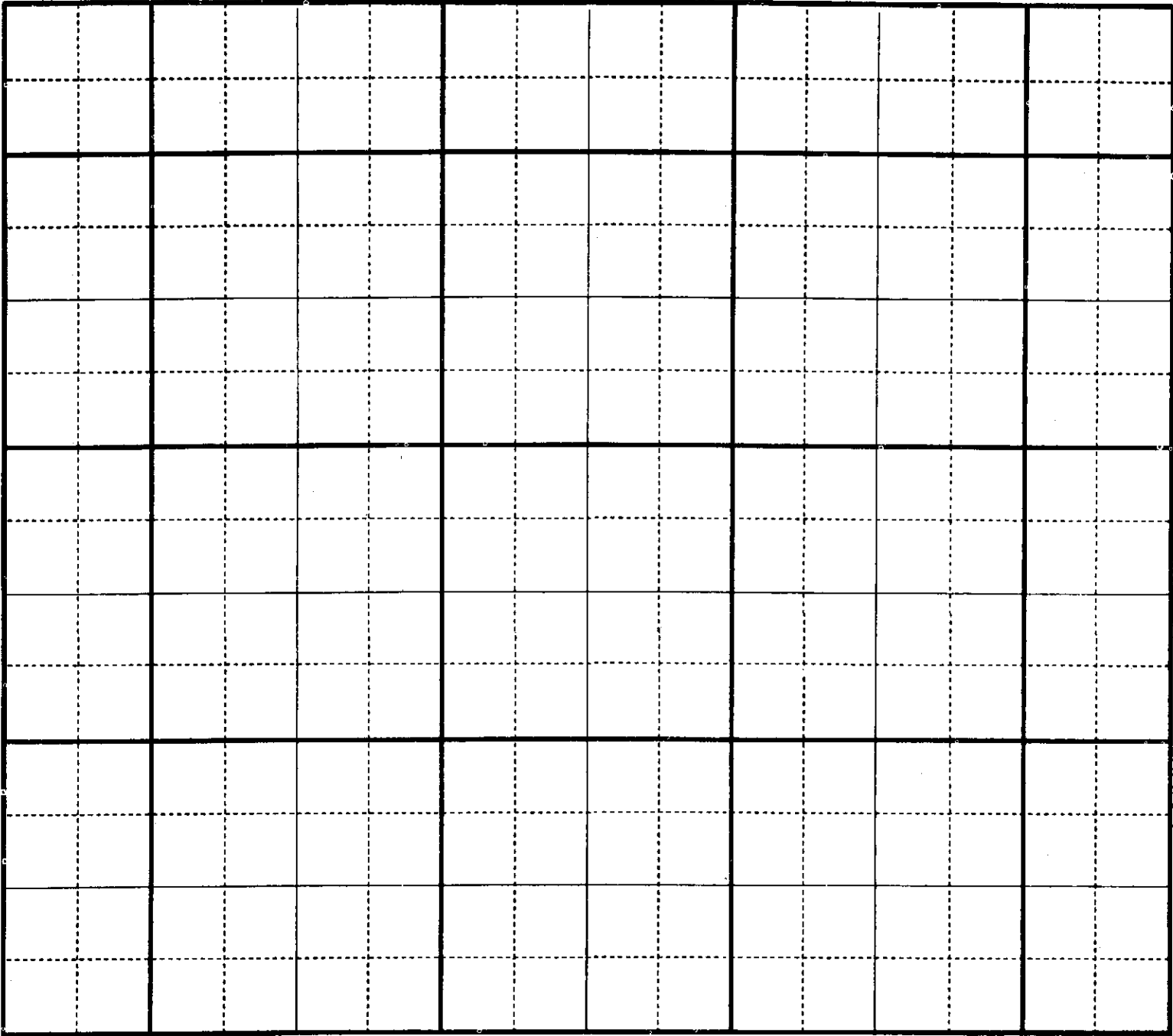


Diagram of System

DATE OF EXAM 9-1-78

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = 0.15 c.f.s. V = 104.7 AF/Ann. from Jan 1 to Dec 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 6.5 gpm Method of measurement meter

Total Q recommended 0.15 cfs Meter No. 779996 Type Memo Condition good

Total V recommended 104.7 AF/Ann

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$6.5 \text{ gpm} = 0.05 (365) \times 98 = 104.7 \text{ AF/Ann}$
448.8

SYSTEM DESCRIPTION:

Dam in stream w/holding tank & pipe line to place of use

REMARKS:

For 60 Mobile Homes used in addition to 99-7026
Mr. Nelson accompanied me on exam

99-7026 - may or may not be same trailers probably
not as 99-7026 included 2 more lots.

Examiner's Signature J King Date 9-1-78

Checked by Bob Haynes Date 9.5.78

Approved by _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

February 25, 1981

Russell Dalton
Sunshine Star Route
Kellogg, Idaho 83837

Dear Mr. Dalton,

RE: License No. 94-7036

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

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

A handwritten signature in cursive script, reading "Jim Johnson", is written over a horizontal line.

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Dave Tuthill

DATE January 30, 1981

TO Bob Haynes

SUBJECT 94-7036 (Field exam attached)

Attached are
Slow computations
per our conversation

I feel uncomfortable licensing this one at 0.15 cfs. The permit holder has a meter, and my guess is that we would read a much higher flow on the meter in the spring or early summer than in September, when we have made the two previous exams (Sept. 78 & Sept. 80).

A re-exam would just be a matter of dropping by to read the meter- This would probably be reasonable in this case since otherwise we would issue the license @ just 30% of the rate of flow on the permit (.5 cfs.)

RECEIVED

JAN 4 1981

Department of Natural Resources
Kennebec District Office

Dave
MICROFILMED

Norm - for your info -

Bob Haynes responded to this memo (see reverse) with two points.

1) Computation of theoretical flow per Hazen-Williams Equation (attached to field exam)

2) The measuring device is

buried so it is not a

simple matter to check the rate of flow as I suggested.

Based on the computation I am willing to recommend that this one be licensed.

Dave

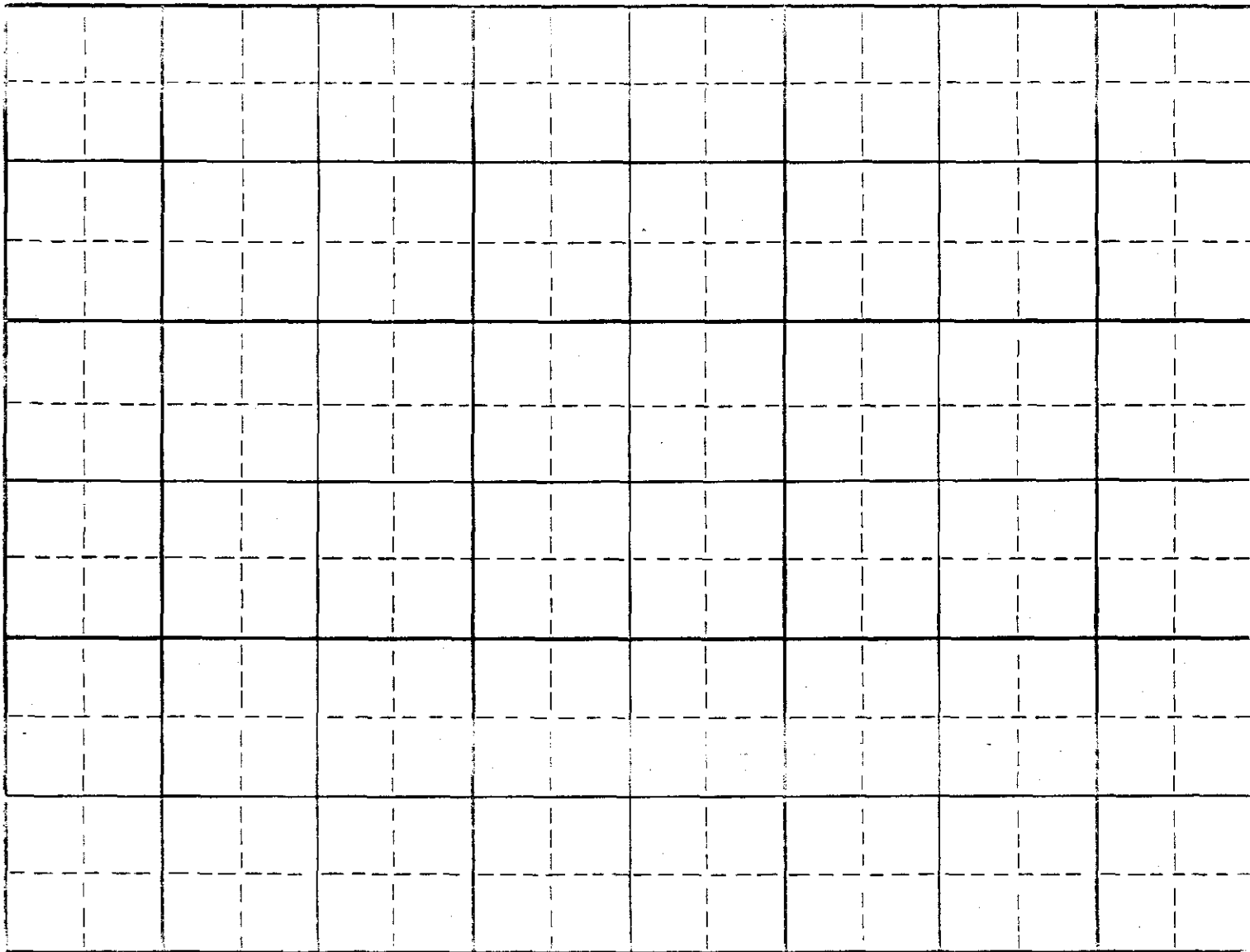
(DO NOT MICROFILM)

Permit No. _____

the 1990s, the number of people in the world who are under 15 years of age is expected to increase from 1.1 billion to 1.5 billion. The number of people aged 65 and over is expected to increase from 250 million to 450 million. The number of people aged 15 and over is expected to increase from 3.5 billion to 4.5 billion. The number of people aged 15 and over is expected to increase from 3.5 billion to 4.5 billion. The number of people aged 15 and over is expected to increase from 3.5 billion to 4.5 billion.

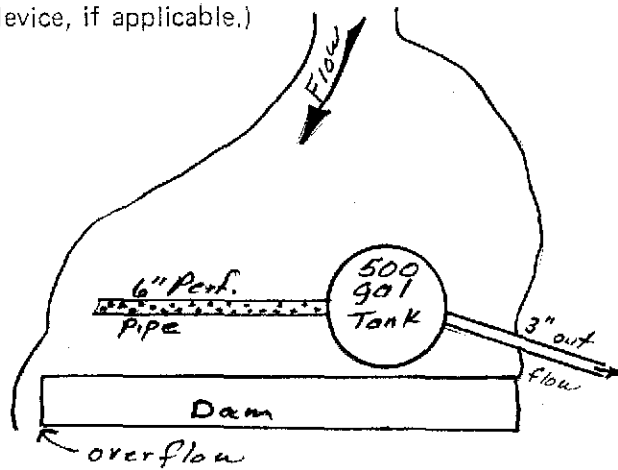
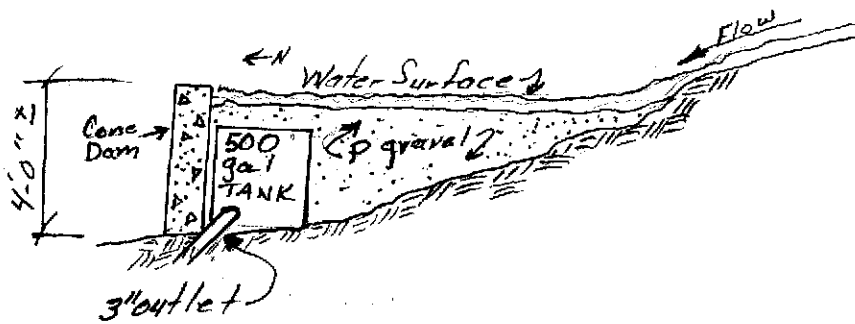
Allow 60 units for permit

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

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



Point(s) of diversion: NW SW, 13, 48N-3E

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	
✓ 48N	3E	13						X											
		14	X																

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

Examiner's Signature J King
 Checked by Bob Harris
 Approved by Robyn

Date 9-17-80
 Date 9/18/80
 Date 11/19/80

Flow Computations on 94-7036

$$\text{Total Head} = 160 \text{ Ft}$$

$$\text{Operating Pressure} = 45 \text{ psi or } 105 \text{ Ft}$$

$$\text{Therefore Friction loss head} = 55 \text{ Ft}$$

$$\text{Pipe Diameter} = 3 \text{ inch}$$

$$\text{Pipe Length} = 2600 \text{ Ft}$$

Using Hazen Williams Formula

$$V = 1.318 C_{HW} R^{.63} S^{.54}$$

$$\begin{aligned} V &= 1.318 C_{HW} \left(\frac{\pi (1.25)^2}{\pi (1.25)} \right)^{.63} \left(\frac{55}{2600} \right)^{.54} \quad \text{Assume } C_{HW} = 110 \\ &= (1.318)(110)(.0625)^{.63} (.02115385)^{.54} \\ &= 3.15 \text{ fps} \end{aligned} \quad \begin{array}{l} \text{(New} \\ \text{Riveted} \\ \text{Steel} \\ \text{Pipe)} \end{array}$$

$$Q = A V$$

$$= \pi (.125)^2 3.15$$

$$= .154 \text{ cfs}$$

RGJ

2-9-81

✓ DRT 2-13-81

UNRECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 15, 1981

Russel Dalton
Sunshine Star Route
Kellogg, Idaho 83837

Dear Mr. Dalton,

A representative of this Department has made an examination of the works covered by your Permit No. 3A-7006, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .15 cfs Source: Rosebud Gulch

The maximum quantity diverted shall not exceed 72 acre feet
per year.

Point(s) of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 48N, Rge. 3E, B.M.

Beneficial use: Domestic use for 60 units within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13; NE $\frac{1}{4}$ NE $\frac{1}{4}$,
Sec. 14, Twp. 48N, Rge. 3E.

Priority date established: August 13, 1973

Conditions (if any):

If you do not concur with these findings please contact us within 10 days,
otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER
JIM JOHNSON
Water Rights Supervisor

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 19, 1979

Re: Permit No. 94-7036

Russell Dalton
Box 313
Osburn, ID 83849

Dear Mr. Dalton:

A representative of this Department made an examination of the works covered by your Permit No. 94-7036 on September 1, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.15 cfs Source: Rosebud Gulch

The maximum quantity diverted shall not exceed 72 acre feet per
year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, Twp. 48N, Rge. 3E, B.M.

Beneficial use: Domestic use for 60 mobile homes within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13,
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, Twp. 48N, Rge. 3E, B.M.

Priority date established: August 13, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a
water license will be issued as set forth above.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw

*Returned exam
to Region for re-exam
per Mr. Dalton's request.
jc 11/27/79*



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

August 22, 1978

Re: Permit No. 94-7036

Russell Dalton
Box 313
Osburn, ID 83849

Dear Mr. Dalton:

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

Identification No. 94-7036

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

AUG 17 1978

Department of Water Resources

1. a) Name of Permit Holder Russell Dalton
b) Post Office Address Box 313 Osburn, Idaho 83849

2. Permit Number 94-7036

3. Date of Priority that you are prepared to establish Sept. 1 1977

4. a) Source from which water was appropriated Rose-Bud Gulch

b) Location of the point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13

Township 48N, Range 3E Boise Meridian, Other points of diversion: _____
Shoshone County

5. a) The amount of water and use to which the water has been applied:

Amount 0.5 for Domestic purposes from Jan 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 0.5 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: Norman Smith Professional Engineer

4' diversion dam with 3" pipe line leading to place of use

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:
3" Cal. water line

b) Describe the agreement or 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) 4 Foot cement dam, 3inch water line from dam to place of use .

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

3" Muesco line meter Approved by your dept. by a letter dated April 14th 1978
signed by L. Glen Saxton

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 and Irrigation of lawns

8/22/78

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.

August 14th 1978
(Date)

Russell Dalton
(Signature)

State of Idaho)
) ss.
County of hoshone)

On this 14th day of August, 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.

H. L. Biggs
Notary Public residing at Shuster, Idaho

My commission expires 2-25-79

Dalton Trailer Sales

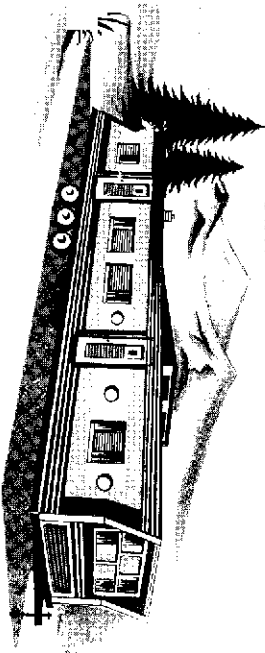
Specializing in New and Used Trailers

Krells Road, Idaho 83837
Box 313

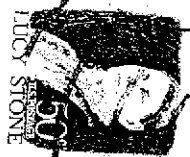
Osburn, Idaho 83849

SEE PAGE 1153
No. 371053

36 A 11



State Of Idaho
Dept. of Water Resources
State House
Boise, Idaho 83720





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

June 30, 1978

Re: Permit No.

94-7036

183363

Mr. Russell Dalton
P. O. Box 313
Osburn, ID 83849

Dear Mr. Dalton:

One of the conditions of approval of your water Permit No. 94-7036 (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 September 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

April 14, 1978

Re: Permit No. 94-7036

Mr. Russell Dalton
P.O. Box 313
Osburn, Idaho 83849

Dear Mr. Dalton:

We have received your letter of April 11, 1978 and copies of the information concerning the type of meter you are going to install. The Muesco brand flow propeller meters are a type that is satisfactory to the Department.

Proof of beneficial use of water is due on or before September 1, 1978. You can wait until that date to submit proof of beneficial use or you may submit proof as soon as you have the meter installed.

If you have any questions regarding this matter, please contact us.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JFR

DALTON MOBILE HOME SALES INC.
P.O. # 313
OSBURN, IDAHO
83849

RECEIVED

APR 13 1978

Department of Water Resources

April, 11, 1978.

State of Idaho

Dept. of Water Administration

Statehouse Annex.2

Boise, Idaho 83707

Bobby D. Fleenor
Assistant Director

Dear Sir:

On August 13th 1973 I was granted a water permit. Application

94- 7036 Rosebud Gulch NW 1/4 SW 1/4 Sec. 13 - T 48 N.R.

3EBM Shoshone County, Idaho. One of the conditions of this permit was that I install a water flow meter and that this meter must be approved by the Department of Water Administration.

All of the work has now been completed as per instructions on the permit except to install the meter.

Inclosed is some information on the type I will install. If this is approved by the water administration I will have this meter installed and all work completed by May 1st 1978.

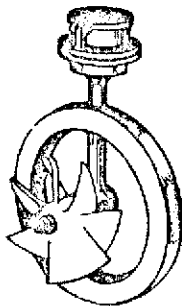
Sincerely,

Russell Dalton

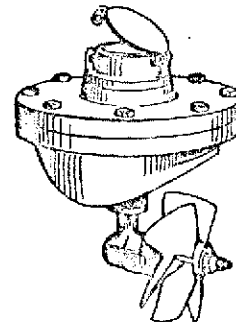
APR 13 1978
DEPT. OF WATER RESOURCES
BOISE, IDAHO

MUESCO

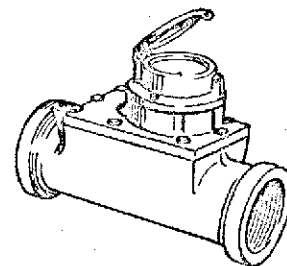
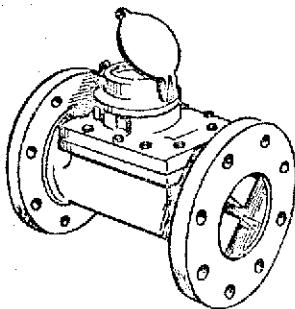
Measurement and Control Division



3" TTM



RATE A FLOW PROPELLER METERS



MODEL

00
01
02
03
05
07

TYPE

FLANGED TUBE METER
CAST IRON FLANGED TUBE METER
FABRICATED STEEL TUBE METER
THREADED TUBE METER
INSERT A METER
WELDING SADDLE METER

For Municipal and Industrial Applications

MAINTENANCE INSTRUCTIONS

Your Rate-A-Flow meter has been designed to be as maintenance free as possible. There will be occasions, however, that will require the disassembly, inspection, and replacement of internal parts.

Periodic protective maintenance is highly desirable and should be practiced once a year to assure continuous performance and accuracy.

Where tube meters are used, dummy cover plates are available so that the meterhead can be removed and the service line may remain in operation.

To remove meterhead, remove cap screws and lift meterhead assembly from the line, taking care not to damage propeller.

Inspect meterhead gasket and if cut or damaged, it should be replaced.

Remove register by removing two stainless steel screws holding register to meterhead.

The change gears on the register and meterhead should be inspected and replaced if excessive wear is visible.

The register may be cleaned by using a soft brush dipped in solvent.

If excessive wear is evident in the register gears or bushings, the unit should be returned to the factory for repair or replacement of the complete unit.

The register may be lubricated by using a light instrument oil.

The gear box can be inspected by simply turning the propeller with the fingers, checking for binds or drag in the assembly.

If inspection reveals the unit is not functioning smoothly and free of binds and drag, the assembly should be replaced or repaired.

First remove vertical shaft by removing lock ring directly underneath vertical shaft gear. Then remove vertical shaft by lifting it from the meterhead.

Remove the propeller and then remove the three stainless screws holding the prop support arm to the gear box. After screws are removed, the complete unit will slide out with a slight twist or turning action.

Complete unit is visible and now it can be determined if it should be repaired or replaced.

Reassemble meter by reversing the above procedure.

Prior to securing register in place, make certain gears are properly meshed. Too tight a mesh will retard the operation of the unit.

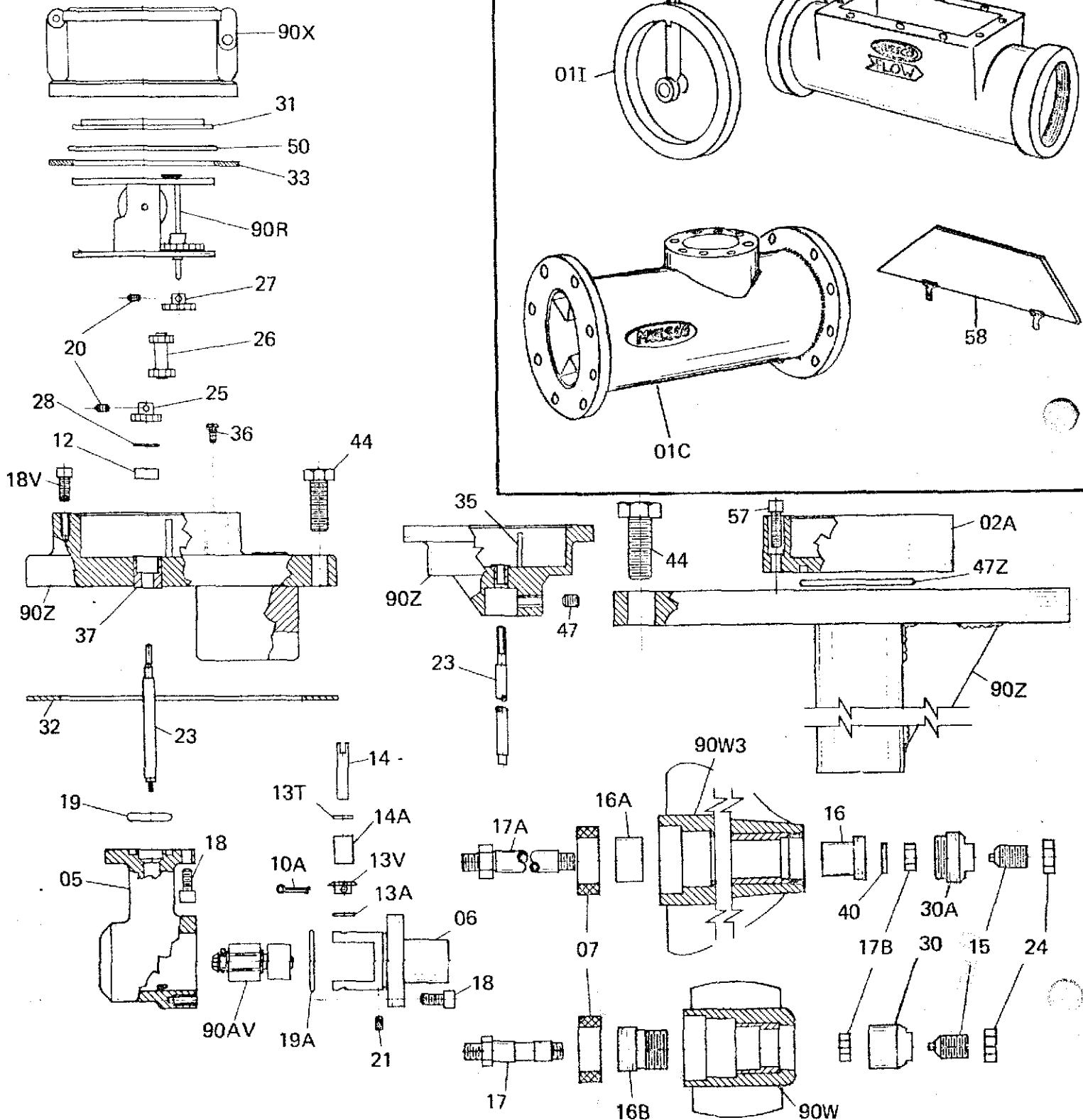
Meter may now be reinstalled in the line.

Meter is factory lubricated and does not require field lubrication.

If factory repair is required, the complete meterhead and register may be sent to the factory at MUESCO, Inc., Western Division, 674 N. Batavia St., Orange, Calif., 92668.

REPAIR PARTS BULLETIN FOR MUESCO MAIN LINE PROPELLER METERS

WHEN ORDERING REPAIR PARTS BE SURE TO
TO GIVE THE METER SERIAL NO., SIZE,
MODEL AND ITEM NO.



X = Not Applicable

These Prices Subject to Change Without Notice

NO.	PART NO.	DESCRIPTION	2"	3"	4"	6"	8"	10"	12"	14"	16"	18"	20"	24"	30"
01C	000090T	Cast Iron Flanged Tube 00,01	95.00	115.00	135.00	185.00	235.00	290.00	X	X	X	X	X	X	X
01F	020001	Fabricated Steel Tube 02	X	X	135.00	185.00	235.00	290.00	350.00	450.00	550.00	650.00	850.00	1000.00	1500.00
01I	050090T	Insert A Meter Ring 05	X	X	95.00	105.00	110.00	120.00	150.00	200.00	250.00	300.00	375.00	450.00	600.00
01T	030001	Threaded Tube 03	95.00	115.00	135.00	X	X	X	X	X	X	X	X	X	X
01W	070001	Welding Saddle 07													
02A	020002A	FST Reg Base	X	X	X	X	X	X	X	30.00	30.00	30.00	30.00	30.00	30.00
05	000005V	Gear Box	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00
06	000006V	Prop Support Arm	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00
07	000007W	Ring Magnet	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50	7.50
10A	000010AV	Cotter Pin	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25
12	000012V	Hard Rubber Bushing	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
13A	000013AV	Teflon Washer	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25
13	000013VC	36 Tooth Bevel Gear	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50	5.50
14A	000014AVC	Sleeve Bevel Gear Shaft	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
14	000014VC	Bevel Gear Shaft	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
15	000015	Pivot Thrust Bearing	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00	4.00
16A	000016AW	Rear Bushing 3-B Prop	X	X	X	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00
16B	000016BW	6-B Prop Bushing	8.00	8.00	8.00	8.00	X	X	X	X	X	X	X	X	X
16	000016W	Front Bushing 3-B Prop	X	X	X	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00
17A	000017AV	3 Blade Prop Shaft	X	X	X	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00	15.00
17B	000017B	Prop Lock Nut	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70
17	000017V	6 Blade Prop Shaft	8.00	8.00	8.00	8.00	X	X	X	X	X	X	X	X	X
18	000018V	Socket Head Cap Screw	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25
19A	000019AV	1 1/4" 'O' Ring	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30	1.30
19	000019V	1" 'O' Ring	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20	1.20
20	000020V	Register Gear Set Screw	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15
21	000021V	Set Screw Support Arm	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15	.15
23	000023	Vertical Shaft	7.00	7.00	7.00	7.25	7.50	7.75	8.00	8.25	8.50	9.00	9.50	11.00	12.00
24	000024	Lock Nut	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70	.70
25	000025	Vertical Shaft Gear (Specify Teeth)	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50	2.50
26	000026	B-C Gear (Specify Teeth)	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00	5.00
27	000027	Register Gear (Specify Teeth)	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00
28	000028Z	Retaining Ring	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
30	000030	6-B Nose Cone	3.50	3.50	3.50	3.50	X	X	X	X	X	X	X	X	X
30A	000030A	3-B Nose Cone	X	X	X	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50	3.50
31	000031X	Register Lens	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
32	000032	Cover Plate Gasket	1.50	1.50	2.00	3.50	3.50	3.50	4.00	4.00	4.00	4.50	4.50	5.00	5.00
33	000033	Register Box Gasket	.50	.50	.50	.50	.50	.50	.50	.50	.50	.50	.50	.50	.50
35	000035Z	B-C Gear Post	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
36	000036V	Pan Head Screw	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25	.25
37	000037Z	Vertical Shaft Bushing	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
40	000040	Flat Washer	X	X	X	.40	.40	.40	.40	.40	.40	.40	.40	.40	.40
42	000042	Bonnet	5.00	5.50	6.00	X	X	X	X	X	X	X	X	X	X
44	000044	Cover Plate Bolts	.50	.50	.50	.75	.75	.75	.75	.75	.75	.75	.75	.75	.75
47	050047	ISM Set Screw 05	X	X	.30	.30	.30	.30	.30	.30	.30	.30	.30	.30	.30
47Z	020047Z	Register Base O Ring	X	X	X	X	X	X	X	1.50	1.50	1.50	1.50	1.50	1.50
50	000050X	Lens Retaining Ring	.80	.80	.80	.80	.80	.80	.80	.80	.80	.80	.80	.80	.80
57	050057B	FST Reg Base Bolt	X	X	X	X	X	X	X	.50	.50	.50	.50	.50	.50
58	070058	Straightening Vanes 07													
90AV	000090AV	Rotor Magnet Shaft Assy.	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50	12.50
*90R	000090R	Register Complete	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00	24.00
90V	000090V	6-Blade Support Arm Assy.	80.00	80.00	80.00	80.00	X	X	X	X	X	X	X	X	X
90V	050090V	Above less Gear Box 05	60.00	60.00	60.00	60.00	X	X	X	X	X	X	X	X	X
90V3	000090V3	3-Blade Support Arm Assy.	X	X	X	85.00	85.00	85.00	85.00	85.00	85.00	85.00	85.00	85.00	85.00
90V3	050090V3	Above less Gear Box 05	X	X	X	65.00	65.00	65.00	65.00	65.00	65.00	65.00	65.00	65.00	65.00
90W	000090W	6-Blade Propeller	40.00	40.00	50.00	50.00	X	X	X	X	X	X	X	X	X
90W3	000090W3	3-Blade Propeller	X	X	X	60.00	70.00	80.00	90.00	100.00	110.00	120.00	130.00	140.00	140.00
90X	000090X	Register Box Assy.	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00	16.00
90Z	000090Z	Cover Plate Assy.	52.00	63.00	75.00	100.00	130.00	160.00	185.00	225.00	275.00	300.00	325.00	350.00	400.00
90Z	050090Z	ISM Register Base Assy. 05	X	X	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00	20.00
102	B-102	Cap Nut	1.30	1.30	1.30	1.30	1.30	X	X	X	X	X	X	X	X
103	B-103	3/8 Ball Bearing	6.50	6.50	6.50	6.50	6.50	X	X	X	X	X	X	X	X
104	B-104	5/16 Ball Bearing	6.50	6.50	6.50	6.50	6.50	X	X	X	X	X	X	X	X
117	B-117	6B Ball Bearing Shaft	8.00	8.00	8.00	8.00	X	X	X	X	X	X	X	X	X
117A	B-117A	3B Ball Bearing Shaft	X	X	X	X	16.00	X	X	X	X	X	X	X	X

*Specify Type of Registration and Meter Size

Stainless Steel Parts Add 25%

Parts Requiring 250 PSI Drilling add 25%

See Back Page for Optional Equipment, Warranty Coverage and Repair Charges.

BE SURE TO GIVE THE METER SERIAL NO. WHEN ORDERING

WARRANTY

If within one year following date of delivery any material supplied by us proves defective, or fails to meet the agreed specifications, buyer shall not return it unless requested to do so, but shall immediately notify us, stating full particulars in support of his claim. If faulty workmanship or material is involved, we will adjust the matter fairly and promptly. Under no circumstances shall we be obligated to allow claims for consequential damages or for any labor or other expense incurred by reason of the use or sale of any defective material; the sole measure of damages being the price received therefor by us.

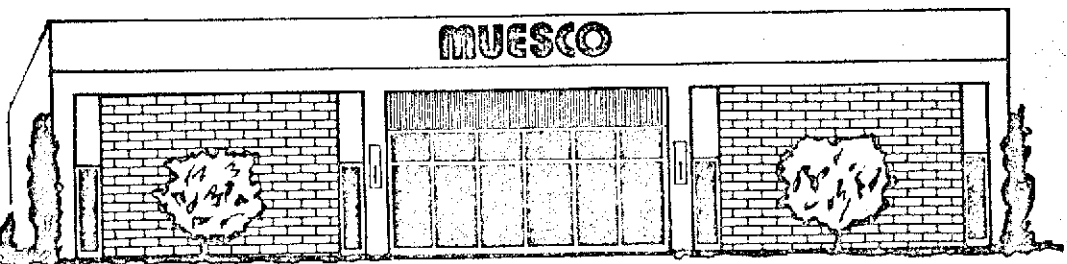
SERVICE & FACTORY REPAIR CHARGES

	2"	3"	4"	6"	8"	10"	12"	14"	16"	18"	20"	24"	30"
Overhaul & Test (Labor Only)	\$25.00	25.00	30.00	40.00	50.00	70.00	80.00	90.00	100.00	110.00	125.00	150.00	200.00
Certified Test Only	12.50	12.50	15.00	20.00	25.00	35.00	40.00	45.00	50.00	55.00	62.50	75.00	100.00
Dummy Cover Plate W/Gasket	20.00	20.00	25.00	25.00	27.50	30.00	30.00	35.00	35.00	45.00	55.00	65.00	75.00

Be sure to include meter model & type, size & Serial No. when ordering Rate A Flow parts.

MUESCO

Measurement & Control Division
P.O. Box 6570
674 N. Batavia Street
Orange, Calif. 92668
Phone (714) 997-5860



January 16, 1978

Re: Permit No. 94-7036

Mr. Russel Dalton
Box 313
Osborn, Idaho 83849

Dear Mr. Dalton:

You recently requested permission to install the measuring device required on Permit No. 94-7036 at some convenient location on your property instead of at the point of diversion as required in the conditions on the permit.

Since your diverting works is a pipeline, and all of the water that is diverted will be measured, you are hereby authorized to install the measuring device at some convenient location on your property. This measuring device must be installed prior to the first outlet for beneficial use from your pipeline.

We would appreciate a sketch showing the location of the measuring device so when our field examiner visits the project he will be able to locate the device quickly. Also enclosed is a proof of beneficial use form for your use when the project is complete.

We have also found in our records Permit No. 94-7025 in your name. Proof of application of water to beneficial use was due on this permit on January 1, 1978 and lapsed on January 11, 1978. Copies of the letters notifying you of these actions are enclosed. Also enclosed is a proof of beneficial use form for filing proof on this permit if the project is completed. If you have any questions regarding these matters, please do not hesitate to contact us.

Sincerely,

BOBBY D. FLEENOR
Chief, Operations Bureau

BDF:jfr

CONSOLIDATED SILVER CORPORATION

P.O. Box 320
Wallace, Idaho 83873

RECEIVED
MAY 10 1974

May 10, 1974

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse Annex 2
Boise, Idaho

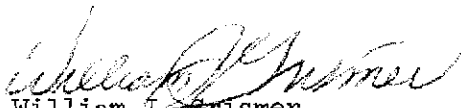
Dear Mr. Higginson:

Consolidated Silver Corporation owns certain water rights to the water in Rosebud Gulch, Shoshone County, Idaho. This stream is located in Section 14 and 23, Township 48 North, Range 3 East, B. M. These water rights are being used in connection with mining, milling and fire prevention activities at the Consolidated Silver Mine and have been owned by Consolidated Silver or its predecessors in interest for many years.

It has come to our attention that a party has filed, or is presently planning to file, for appropriation of waters from Rosebud Gulch in connection with the operation of a trailer court. It is our belief that all waters of Rosebud Gulch have been appropriated and are owned by Consolidated Silver and others.

Please advise us whether or not your department knows of any filings or other activity regarding appropriation of water from Rosebud Gulch, and if there is such activity, what steps should be taken by Consolidated Silver and the other water users in order to preserve their existing water rights.

Yours very truly,


William J. Grismer
Secretary

WJG:skg

cc: Hecla Mining Company
Asarco
Sunshine
Silver Dollar

94-7036

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse - Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

May 16, 1974

William J. Grismer, Secretary
Consolidated Silver Corporation
P.O. Box 320
Wallace, Idaho 83873

Dear Mr. Grismer:

In answer to your May 10th, please be advised there was a filing on Rosebud Gulch by Mr. Russel Dalton of Kellogg, Idaho. This application was approved subject to all prior water rights.

Filed 8-13-1973

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T 48N, R 3E, B.M.

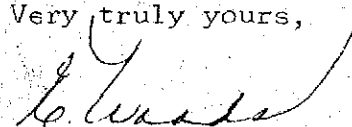
Purpose: Trailer Court

Amount: 0.5 c.f.s.

You were concerned about what steps should be taken to preserve your existing water rights. Mr. Dalton's permit will be considered only after all prior rights have been filled.

If we can help you further please feel free to contact this office or our Northern District office at 401 Front Avenue, Room 209, Coeur d'Alene, Idaho.

Very truly yours,


(Mrs.) ELEANOR J. WOODS
Records Supervisor

EJW:e

94-7036

October 3, 1973

Re: Permit No. 94-7036

Mr. Russel Dalton
Sunshine Star Route
Kellogg, Idaho 83837

Dear Mr. Dalton:

Enclosed is a copy of your approved Application for Permit No. 94-7036 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

94 7036

September 11, 1973

Re: Application for Permit No. 94-7036 - Russell Dalton

Kellogg Evening News
401 Main
Kellogg, ID 83837

Gentlemen:

Could you please submit the affidavit of publication and bill in connection with the above referenced item. The legal notice was to have been published in your newspaper on August 23 and August 30, 1973.

Your assistance in this matter would be appreciated.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CP

94 7036



PANHANDLE HEALTH DISTRICT I

P. O. Box 108

Silverton, Idaho 83867

August 27, 1973

Department of Water Administration
401 Front Ave., Rm. 209
Coeur d'Alene, ID 83814

Mr. Eisenbarth:

Thank you for the copy of Russell Dalton's application. We have nothing further to submit to this application.

Sincerely,

Jerry Cobb
Environmentalist

JC/cf

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STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

August 17, 1973

Re: Application for Permit No. 94-7036 - Russell Dalton

Tony Davis
SHOSHONE COUNTY OFFICE
Panhandle District Health Department
P.O. Box 108
Silverton, ID 83867

Dear Mr. Davis:

We are enclosing a copy of an application that may be of interest to your agency. Please review the application and if you have any comments, please submit them to our office as soon as possible. We normally complete the processing of an application within a four-week period and we are required to take final action shortly thereafter.

If we may be of any further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:CR

Enclosure

94 7036

August 16, 1973

Re: Application No. 94-7036 - Russell Dalton

Kellogg Evening News
401 Main
Kellogg, ID 83837

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 9-17-73 by CP

FE:CR

Enc: Legal Notice

94 7036

The Kellogg Evening News

Population Kellogg area 10,000; center of the mining and smelting industry of the Coeur d'Alenes. Home of the greatest silver-lead mine in the world and one of the world's most modern smelting and refining plants. Monthly payroll \$1,500,000 in addition to extensive timber and logging operations tributary to Kellogg. The NEWS is the only newspaper published in the Kellogg district of Shoshone County, Idaho, and is the official paper of Kellogg, Wardner, Smelterville, Osburn, Pinehurst, Mullan and Shoshone County.

KELLOGG, IDAHO

SEP 17 1973

State of Idaho

Department of Water Administration
Bureau of Water Rights

Department of Water Admin.

401 Front Street 209

Coeur d'Alene, Idaho

Aug 31 19 73

RE. #94-7036 - Russell Dalton

Legal Notice of Water Permit

August 22-29 32 lines 2 insertions \$11.84

I hereby certify the above account to be correct, services and/or merchandise delivered, and payment not received.

John Tenny
Signature of Claimant

94 7036

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Russell Dalton,
Sunshine Star Route, Kellogg, Idaho
has on August 13, 1973 submitted Application No. 94-7036
for a permit to appropriate 0.5 cubic feet per second ~~acres feet per annum~~
of water from Rosebud Gulch
by means of small dam and pipeline
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 13, T. 48N, R. 3E, B.M., Shoshone County
to be used from Jan. 1 to Dec. 31
for domestic purposes for 60 mobile homes
within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 13; NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 14, T. 48N, R. 3E, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before September 10, 1973.

R. KEITH HIGGINSON

Director

Published in the Kellogg Evening News, Kellogg, Idaho
on August 23 and August 30, 1973