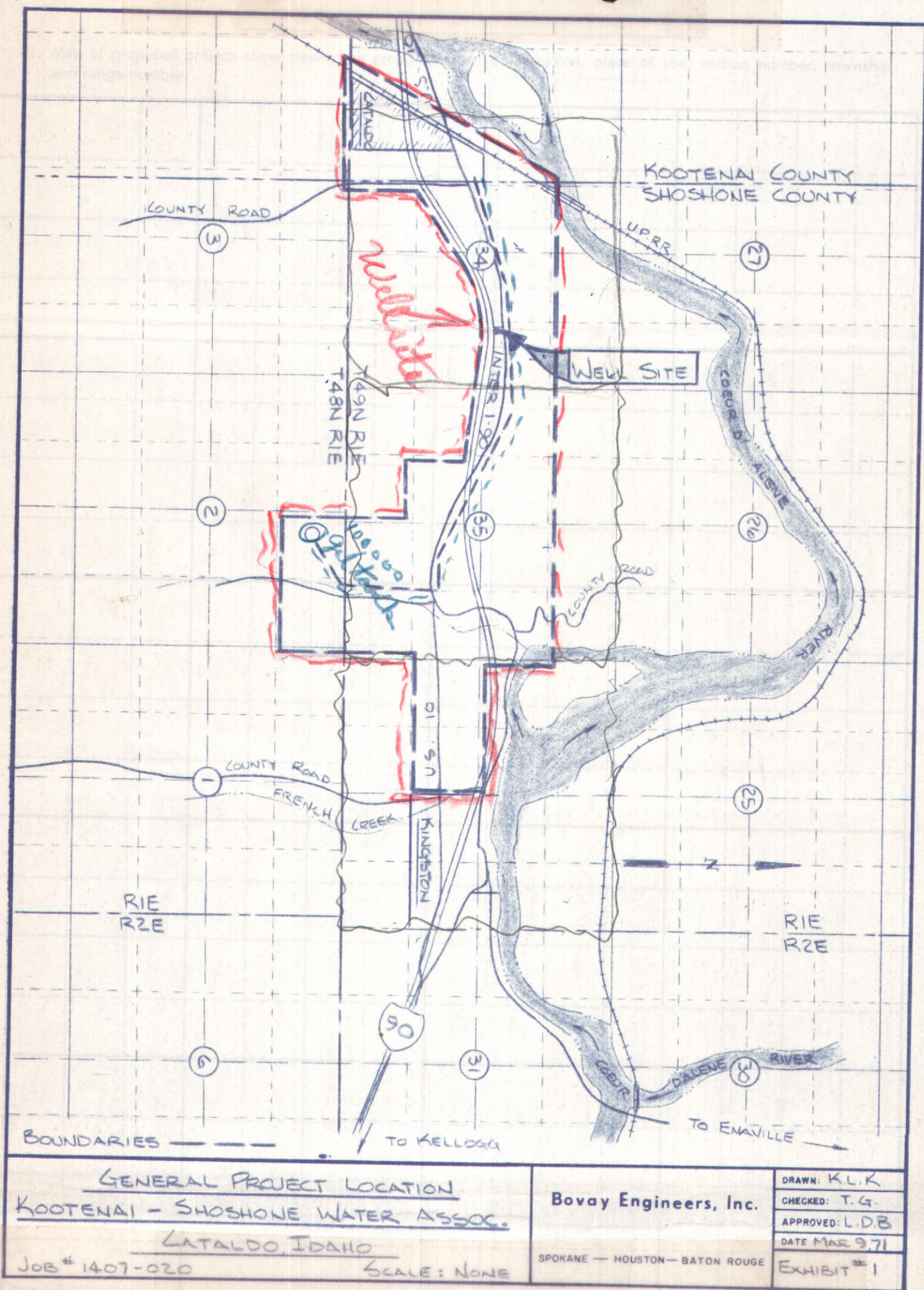




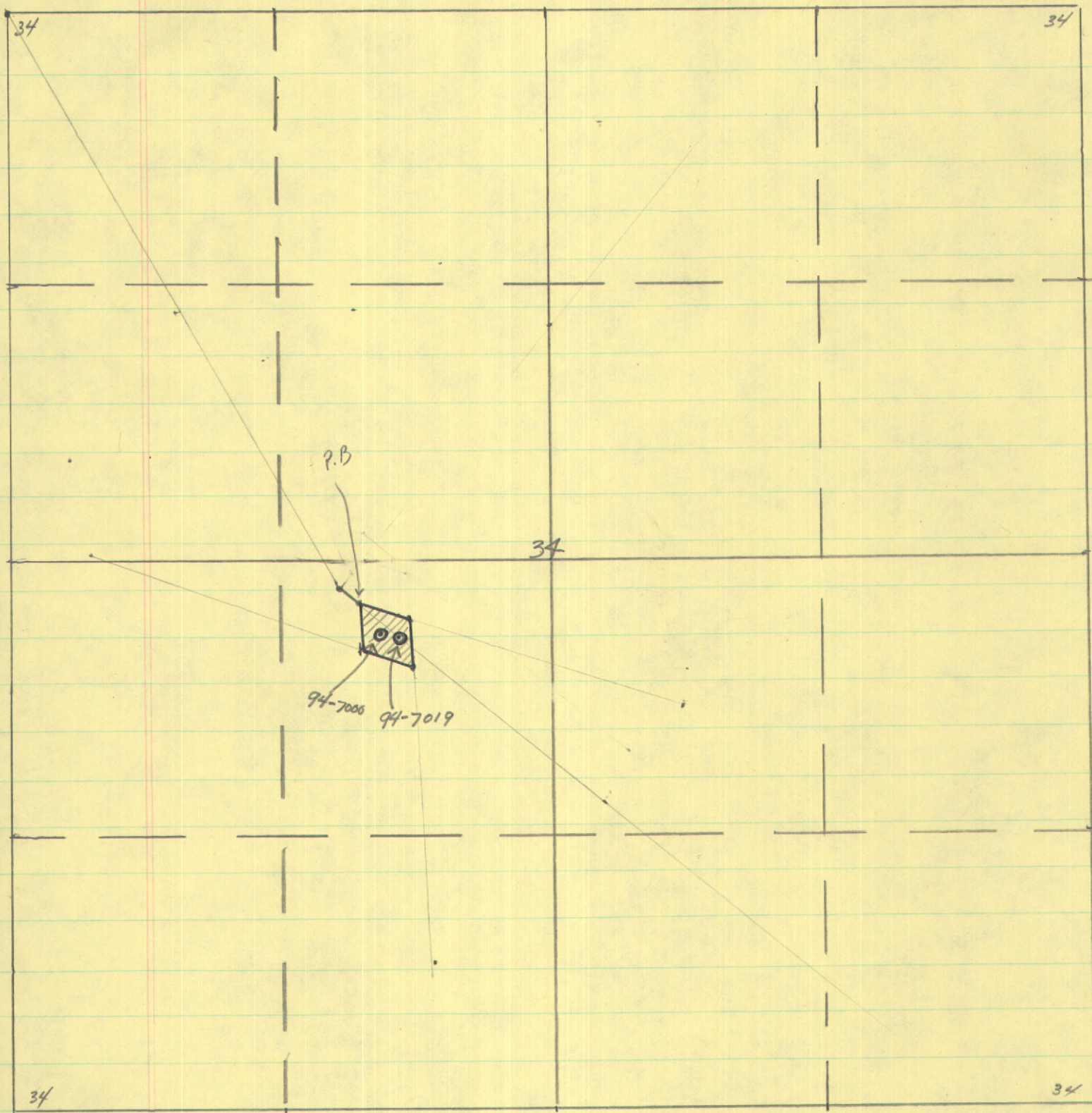
Scale: 2 inches equal 1 mile

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.

[Signature]
(Applicant)

Chairman Kootenai-Shoshone Water Assoc.

94 7019



Well location for 94-7000 + 94-7019
94 7019

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 94-7019 Priority April 30, 1971 Amount 0.67 cfs

THIS IS TO CERTIFY, that Kootenai-Shoshone Water Association
of Kellogg, Idaho, has complied with the terms and conditions of Permit
No. 94-7019 issued pursuant to Application for Permit dated April 30, 1971,
and has submitted proof to the Department of Water Administration on June 16, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.67 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.67 cfs for Municipal from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.67 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 34, Twp. 49 N, Rge. 1 E, B.M.

in the county of Shoshone; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used ~~and shall not exceed~~ ~~XXXXXX~~

Description and location of place of use:

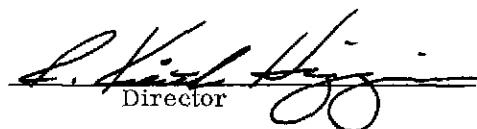
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
48 N	1 E	2	X	X															
49 N	1 E	33													X			X	
		34			X	X			X	X	X	X	X						
		35	X	X	X	X	X	X	X	X					X	X	X	X	
36			X X																
			Total number of acres irrigated _____																

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

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 27 day of

August, 19 73.


Director

94 7019

AUG 7 1970
Receipt # 11931
Department of Water Administration

Comes now Kootenai-Shoshone Water Assoc. of (address) _____

No. 94-7019, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 49N.

R. 1E, B.M. Other points of diversion _____

mo. - day mo. - day

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

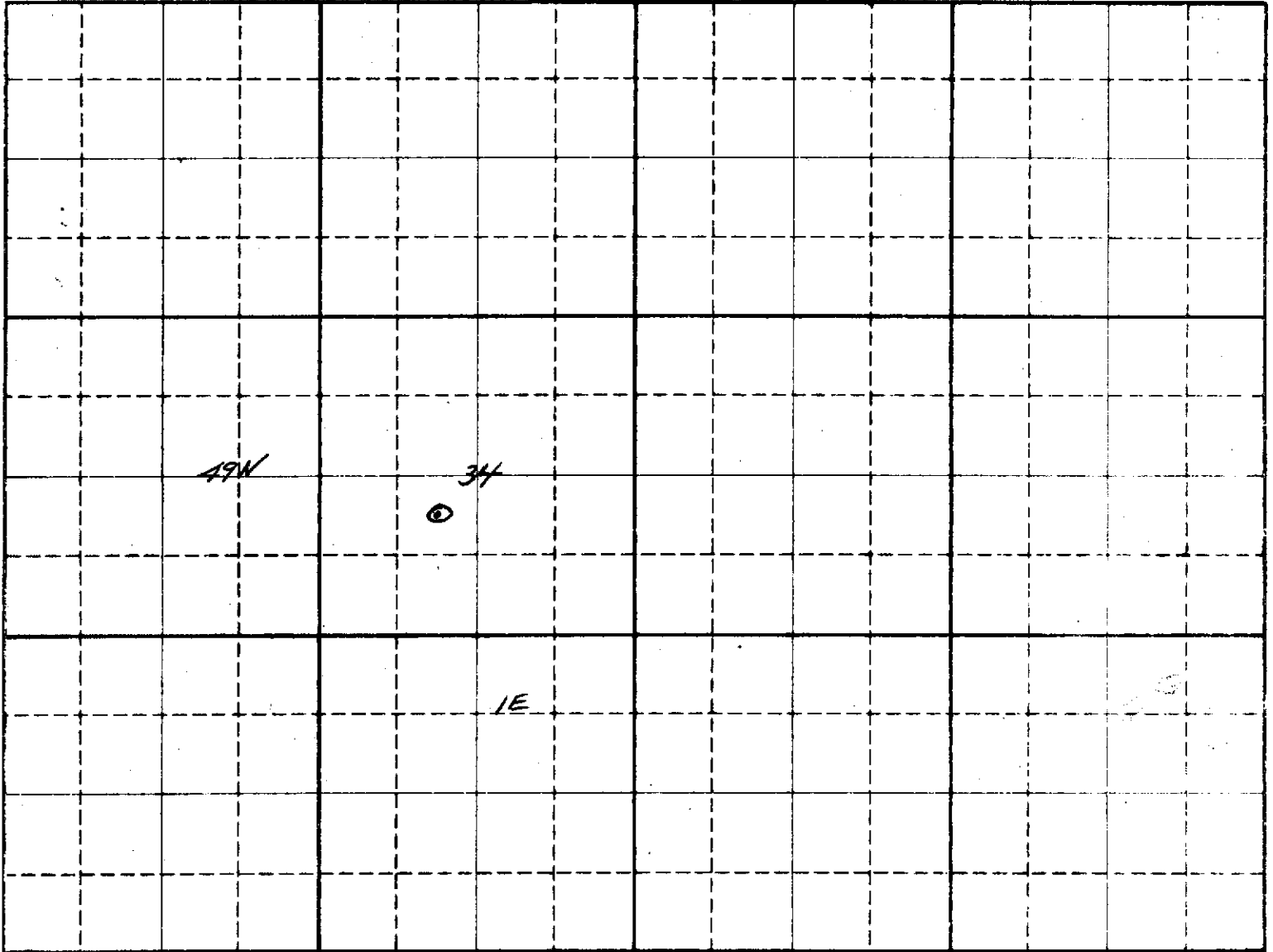
For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

[illegible]

94 7019

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at Coeur d'Alene, Ida. this 3rd day of August, 1973.

Albert E. Crawford, pres. Kootenai Shoshone
(signature) Water Association

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, Director, Dept. of Water Admin.
State Reclamation Engineer of the State of Idaho,

hereby approve the above application for amendment for Permit No. 94-7019.

Witness my hand this 27 day of August, 19 73

R. Keith Higginson
Director State Reclamation Engineer

Received by: F.E.
Receipt No. #10.00 #11831
Date: 8/3/73

94 7019

Identification No. 94-7019
Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION **APPROVED**
APPLICATION FOR PERMIT

LICENSE ISSUED FOR 0.67 SEC. PT. Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Kootenai-Shoshone Water Association
post office address Cataldo, Idaho 83810

2. Source of water supply Ground water which is a tributary of _____

3. a. Location of point of diversion is SE ¼ of NE ¼ of Section 34 Township 49 N
Range 1 E B.M. Shoshone County; additional points of diversion if any: _____
g

b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼
of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 1.11 cfs for municipal purpose from January 1 to December 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. 1.11 cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 30 HP Peerless vertical turbine pump
This pump & new well is to supplement present well & pump which is inadequate for demand in summer months at present no facilities in case of pump or well failure

b. Height of storage dam _____ feet, active reservoir capacity 100,000 gal. ~~acre feet~~; total reservoir capacity 100,000 gal. ~~acre feet~~ materials used in storage dam: _____

Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 12 inches; proposed depth of well is 100 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.

b. Estimated construction cost is \$ \$30,000

8. Description of proposed uses: Domestic
a. If water is **not** for irrigation:

<u>E ½ SE,</u>	<u>35</u>
<u>S ½ N ½, SW ¼,</u>	<u>34</u>
<u>E ½, N ½ NW, SE NW</u>	<u>35</u>
<u>N ½ SW,</u>	<u>36</u>
<u>N ½ NE</u>	<u>2</u>

49 N 1 E
48 N 1 E

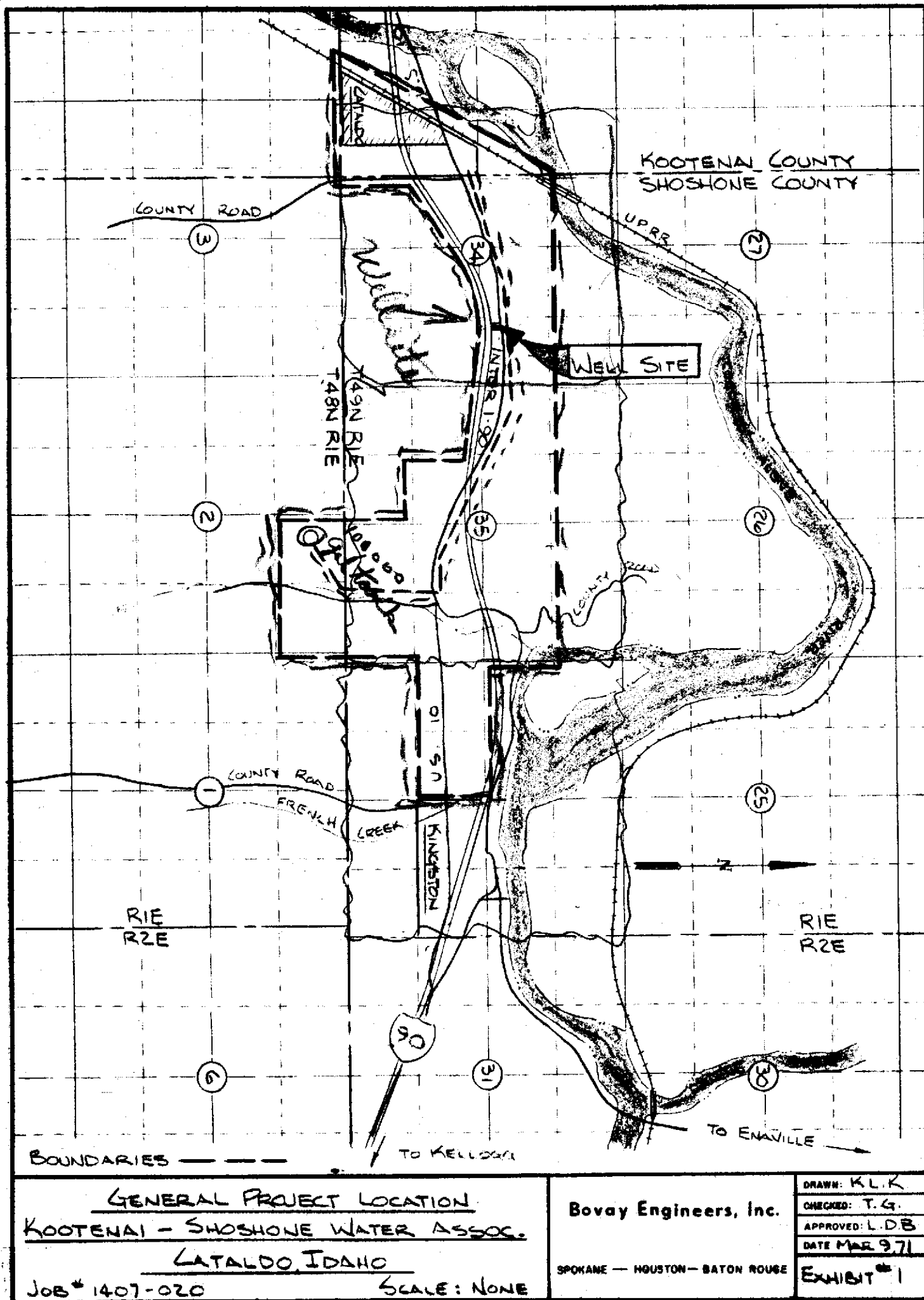
(1) Give the place of use of water: _____ ¼ of SW ¼ of Section 34 Township 49
Range 1 B.M.

(2) Amount of power to be generated: 30 hp under 300 feet of head.

(3) List number of each kind of livestock to be watered None

(4) Name of municipality to be served Cataldo, Idaho, or number of families to be supplied with domestic water 110

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



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.

[Signature]
 (Applicant)

Chairman Kootenai-Shoshone Water Assoc.

94 7019

Received by JJ Date 4-30-1971 Time 10:30 AM
Preliminary check by JP Fee \$ 25.00
Receipted by JJ Date 5-5-71
Publication prepared by dr Date 5-18-71
Published in Kellogg Evening News
Publication dates 5-27 & 6-3, 1971
Publication approved dr Date 6-23-71
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JP

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

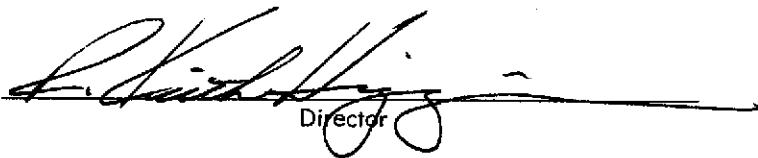
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7019, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 72.
- c. Other: The permit holder shall permanently install and maintain as part of the diverting works a measuring device at the point of diversion of a type approved by this Department.

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

Witness my hand this 13TH day of July, 19 71.


Director

94 7019

DEPARTMENT OF WATER ADMINISTRATION

STAFF ANALYSIS

Application No. 94-7019 Name Kootenai-Shoshone Water Ass'n.

Source Ground Water

Point of Diversion SE 1/4 NE 1/4, Sec. 34, T. 49N, R. 1E, B.M., Shoshone County

Quantity 1.11 Use Municipal Period Jan. 1 - Dec. 31

Quantity Use Period

Quantity Use Period

Well Size Diameter 12" Proposed Depth 100 Feet

Use --- FOR 110 FAMILIES

Date Forwarded 5-18-71 Date Returned Received by

COMMENTS: Well development is very light. Primary aquifers are stringers of gravel and sand. D/W is approx. 60 feet. No well interference expected. Aquifer should be capable of supporting additional development.

RECOMMENDED:

Applied: Qty. 1.11 Use MUNICIPAL Period 1/1-12/31 AF/A AF

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

Maximum: Qty. 2.20 Use MUNICIPAL Period 1/1-12/31 AF/A AF 110

Qty. Use Period AF/A AF

Qty. Use Period AF/A AF

ACTION: Approved ✓ Denied

Conditions of approval or reason for denial:

INVESTIGATION By Paul M. Castelli Title W.R.I. - I

Date May 25, 1971

PROOF OF PUBLICATION

STATE OF IDAHO
County of Shoshone, }

SS.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kootenai-Shoshone Water Association, Cataldo, Idaho, has on April 30, 1971, submitted Application No. 94-7019 for a permit to appropriate 1.11 cubic feet per second of water from a ground water source by means of well and pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, T. 49N, R. 1E, B.M., Shoshone County, to be used from Jan. 1 to Dec. 31 for municipal purposes for the city of Cataldo within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 34; E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 36; T. 49N, R. 1E, B.M. and N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 2, T. 48N, R. 1E, 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, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON

Director

5-26-6-2-71

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

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 MAY 26, 1971 and the last publication thereof being in the issue dated

JUNE 2, 1971

Wm Penney

Subscribed and sworn to before me this 18th

day of June, 1971

Wendell R. Brainerd

Notary Public

94 7019

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215

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

August 28, 1973

Re: Permit No. 94-7019

Kootenai-Shoshone Water Association
P.O. Box 870
Kellogg, Idaho 83837

Gentlemen:

Enclosed please find a copy of the Water License issued on the
above referenced permit.

We are also enclosing a copy of the approved amendment for this
permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosures

94 7019

MEMO

TO: BOB FLEENOR
FROM: Fred
DATE: August 7, 1973
SUBJECT: Permit Nos. 94-7000 and 94-7019

Attached is an amendment to change the point of diversion under Permit No. 94-7019 from the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, to the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34. This should enable you to issue the license for 94-7019.

Permit No. 94-7000 has the point of diversion listed correctly and does not require any amendment. Therefore, you should be able to issue that license also.

Mr. Crawford was in the office and stated that we were going to cancel the permits unless the amendments were submitted. I told him that I would submit the amendment and handle the problem. If there is anything else that needs to be done, please let me know.


Fred
NORTHERN DISTRICT

RECEIVED

AUG 10 1973

Supervisor of the Northern District
Northern District Office

94 7019

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

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

July 23, 1973

CERTIFIED MAIL

#24664
Certified
Card re-
ceived, see
Permit # 94-7000

Kootenai-Shoshone Water Association, Inc.
P. O. Box 870
Kellogg, Idaho 83837

Re: Permit No.'s 94-7000 & 94-7019

Gentlemen:

On May 2, 1973, the Department requested that you amend the above referenced permits to change the points of diversion from the (Permit #94-7000) NE $\frac{1}{4}$ SW $\frac{1}{4}$, and (Permit #94-7019) SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 34, as listed under the permits to that location actually found by the field examiner. You were advised that when such amendments were approved, the Department could issue water licenses.

The Department has failed to receive said amendments and, as a result, is unable to issue water licenses. Therefore, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permits are hereby held for cancellation for failure to complete the permits as required, and you are required to show cause before the Director of the Department of Water Administration on or before September 1, 1973, why said permits should not be cancelled.

Permit 94-7000 claims the use of 0.4 cubic feet per second of water from a ground water source and was approved June 20, 1968. Permit 94-7019 claims 1.11 cubic feet per second of water from a ground water source and was approved July 13, 1971.

A. KENNETH DUNN
Deputy Director

94 7019

May 2, 1973

Kootenai-Shoshone Water Association
P. O. Box 870
Kellogg, Idaho 83837

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 94-7019 and has found the following:

Quantity of water diverted: 0.67 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 0.67 cfs

Beneficial use: Municipal purposes within the (see enclosed application for amendment)

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 49N, Rge. 1E, B.M.

Priority date established: April 30, 1971.

The point of diversion and place of use found by our examiner differ from that listed under your permit, therefore, it will be necessary to amend the permit before a water license can be issued. We are enclosing a partially completed application for amendment for your use in this matter.

Please sign the amendment application and return it to this office with a \$10.00 filing fee within 10 days of the date of this letter in order that we may issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 10-day period.

Sincerely,

Bobby D. FLEENOR
Assistant Director

BDF:JC
Enc: Amendment form

94-7019

November 9, 1972

Re: Permit No. 94-7000 - Kootenai-Shoshone Water Association
" " 94-7019 - " " " "

Ed Sullivan
Box 43
Cataldo, ID 83810

Dear Mr. Sullivan:

I recently inspected the two wells belonging to Kootenai-Shoshone Water Association filed under the above referenced permits. Mr. Leonard Knoles was present at the time of the inspection. Before I can forward the report to Boise for licensing, there is still some information needed which Mr. Knoles could not furnish.

1. Maximum discharge from the wells measured in gallons per minute by the aparing meters that are installed. The wells were not running at the time of the inspection.
2. Total gallons used per year from each well.
3. Location of the wells according to township, range, section, and 40-acre tract. There are two different locations described under the permits. The older well is stated as being located in The NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, Township 49 North, Range 1 East, and the newer well being located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 34. According to my maps, both wells seem to be located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 34, but I am not positive. Please verify the locations.

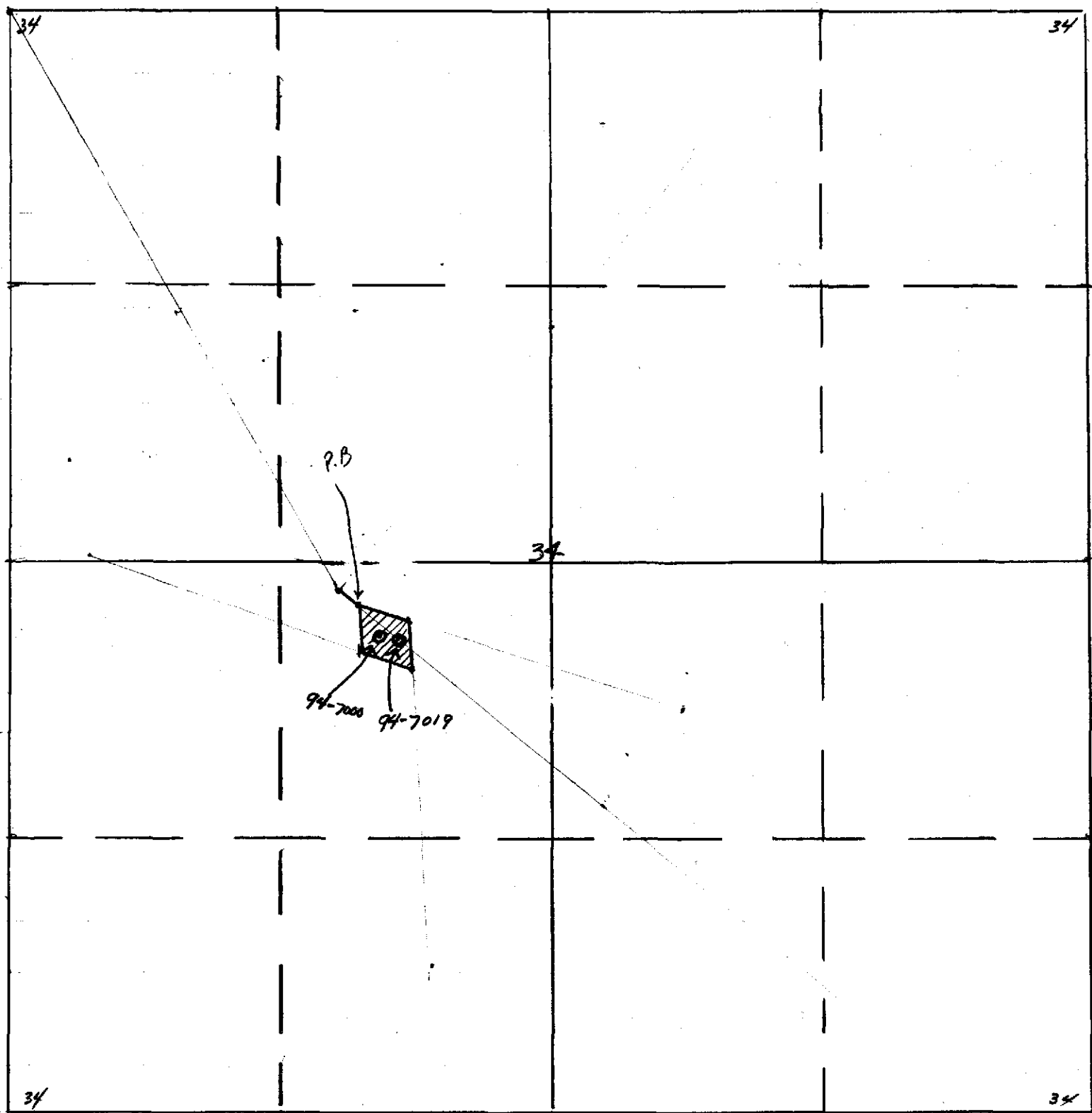
After receiving the above information, we will be able to issue the water right license for each well. We would appreciate any information you could furnish.

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor
Northern District

FE:cr

94 7019



Well location for 94-7000 + 94-7019
94 7019

EXHIBIT 2D

LEGAL DESCRIPTION

KOOTENAI-SHOSHONE WATER ASSOCIATION WELL SITE NO. 2

A parcel of land located in the County of Shoshone, State of Idaho, lying in the SW 1/4 of Section 34, Township 49 North, Range 1 East, Boise Meridian, and being more particularly described as follows:

Beginning at the NW corner of Section 34, thence S $29^{\circ}10'48''$ E, a distance of 3,435.53 feet; thence N $68^{\circ}43'30''$ E, a distance of 100.00 feet to the true point of beginning;

thence N $68^{\circ}43'30''$ E, a distance of 200.00 feet;
thence S $21^{\circ}16'30''$ E, a distance of 200.00 feet;
thence S $68^{\circ}43'30''$ W, a distance of 200.00 feet;
thence N $21^{\circ}16'30''$ W, a distance of 200.00 feet

to the true point of beginning, containing 0.918 acres, more or less.

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Kootenai-Shoshone Water Association
Post office address Cataldo, Idaho Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 1.11 c.f.s. for Municipal
_____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 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: _____

Permit No. 94-7019
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 1.11 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 49N N/S, Range 1E E/W, B.M., Section 34, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Shoshone
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: Well and pump (Sparling Master Flo-Meter #89020)

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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	1E	2	X	X															
49N	1E	33													X			X	
		34			X	X			X	X	X	X	X	X					
		35	X	X	X	X	X	X	X	X					X	X	X	X	
		36									X	X							
																			94 7019

TOTAL ACREAGE _____

DATE OF EXAM 11-6-72

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Municipal = Q: .67 cfs from 1-1 to 12-31

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 .67 cfs Method of measurement Installed Sparling

Total Q recommended .67 cfs Meter No. 89020 Type Sparling Condition Good

Total V recommended _____

Recommended Amendments:

P.D. Amend to read NE 1/4 SW 1/4 Section 34, 49N-1E
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

measured at 300 gpm

448.8 / 300 gpm = 0.67 cfs

SYSTEM DESCRIPTION:

Hollowshaft Motor Peerless Pump Sparling meter installed
HP: 40 Seri: 225550 Seri: 89020
Seri: DR 1033020 8" discharge

REMARKS:

This well is connected with another well (permit 94-7000) The
system furnishes water for 124 water users.
The two wells pump into a 100,000 gallon reservoir.

Examiner's Signature Fred Emmerich Date 11/6/72

Checked by Ervin Ballou Date 11/14/72

Approved by _____ Date _____

94 7019

June 16, 1962

Re: Permit No. 94-7019

Kootenai-Shoshone Water Association
Cataldo,
Idaho 83810

Gentlemen:

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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

bc: Northern District Office
Enc: Field exam report

94 7019

Identification No. _____

Permit No. 94-7019

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE JUN 16 1972

Department of Water Administration

1. a) Name of Permit Holder Kootenai Shoshone Water Association
 b) Post Office Address Cataldo Ida 83810
 2. Permit Number 94-7019
 3. Date of Priority that you are prepared to establish April 30 - 1971
 4. a) Source from which water was appropriated Ground water
 b) Location of the point of diversion: SE 1/4 NE 1/4, Section 34
 Township 49 N, Range 1 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
 amount 1.11 CFS for Municipal 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 1.11 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: _____

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: 8" - 6" A.C. Pipe from pumpsite to storage tank and various trunk lines to residences in district
 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) Perkins pump rated 400 H.P.M., 40 H.P. motor 12" well casing sealed 20' below ground level approx 54' deep with stainless steel screen.
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 8 inch Sparling Master Flo meter # 89020 flanged tube 120-1200 H.P.M.
 c) Give well drillers name and address and date the well was completed Holman Drilling Corp Spokane Wash. E-3410 Ninth ave
Finished well Aug 15 - 1971

Exam typed 6-16-72 by de

94 7019

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

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

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 irrigated _____

10. Remarks: _____

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

6-13-72 (Date) R. Sullivan President (Signature)

Albert E. Crawford, Sec. Kootenai Shoshone Water and

State of Idaho ss.
County of Shoshone

On this 13 day of June, 1972, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

R. Edwin Nelson
Notary Public residing at Kriston Idaho

My commission expires Feb 1, 1976

ED SULLIVAN
BOX 43
CATALDO, ID 83810

Return Receipt Requested
PAID

State Department of Water Administration
614 State St
Statehouse Annex 2

Boise Idaho

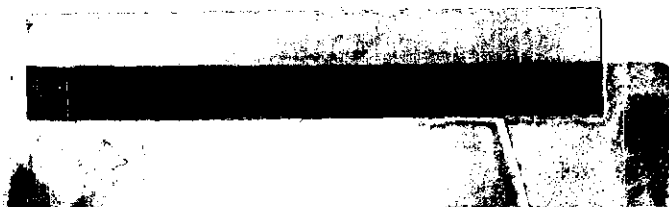
83707

CERTIFIED

No. 144793

MAIL

94 7019



SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

23643

1



2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

6-2-72

3

94 7019

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

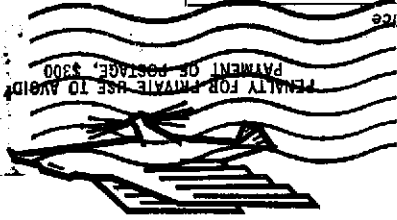
SENDER INSTRUCTIONS

- Print in the space below your name, address, including ZIP Code.
- If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.

RETURN
TO



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300



June 1, 1972

CERTIFIED MAIL #23643

Re: Permit No. 94-7019

Kootenai-Shoshone Water Association
Cataldo,
Idaho 83810

Gentlemen:

One of the conditions of approval of your water Permit No. 94-7019 (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 August 1, 1972. 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.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

94 7019

State of Idaho
Department of Water Administration

DECEMBER

SEP 22 1971

Department of Water Adminis

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

July 14, 1971

Re: Permit No. 94-7019 - Kootenai-Shoshone Water Association

Kootenai-Shoshone Water Association
Cataldo,
Idaho 83810

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 94-7019. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:cr

Enclosures

94 7019

June 16, 1971

Re: Application for Permit No. 94-7019 - Kootenai-Shoshone Water Ass'n.

Kellogg Evening News
401 Main
Kellogg, Idaho 83837

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced item. The legal notice was to have been published in your paper on May 27th and June 3rd, 1971.

Your cooperation in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/bb

94 7019

May 18, 1971

Re: Application No. 94-7019 - Kootenai-Shoshone Water Ass'n.

Kellogg Evening News
401 Main
Kellogg, Idaho 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 date. 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,

Donald W. McEldowney
Appropriation Supervisor

DWM/BB
Enc: legal notice

Bill submitted

By

94-7019

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Kootenai-Shoshone Water Association, Cataldo,
Idaho,

has on April 30, 1971, submitted Application No. 94-7019

for a permit to appropriate 1.11 cubic feet per second ~~acre foot per annum~~
of water from a ground water source

by means of well and pump

within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, T. 49N, R. 1E, B.M., Shoshone, County,

to be used from Jan. 1 to Dec. 31

for municipal purposes for the city of Cataldo

within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 33; S $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$, Sec. 34; E $\frac{1}{2}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 35; N $\frac{1}{2}$ SW $\frac{1}{4}$,
Sec. 36; T. 49N, R. 1E, B.M. and N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 2, T. 48N, R. 1E, B.M.

~~used~~
^{issued}

If ~~used~~^{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, Statehouse, Boise, Idaho, 83707, on or before June 14, 1971.

R. KEITH HIGGINSON
Director

Published in the Kellogg Evening News, Kellogg, Idaho,

on May 27 and June 3, 1971.

94 7019

May 10, 1971

Mr. Ed Sullivan
Kootenai-Shoshone Water Assoc.
Cataldo, Idaho 83810

Dear Mr. Sullivan:

Returned herewith is your receipt No. 5975 in the amount of \$25.00
for your application for permit,
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure

DEPARTMENT OF WATER ADMINISTRATION

The seal of the Idaho Department of Water Administration is a circular emblem. It features a map of the state of Idaho in the center. The words "DEPARTMENT OF" are written in a curve along the top inner edge, and "IDAHO" is written in large, bold, block letters across the middle of the map. The words "WATER ADMINISTRATION" are written in a curve along the bottom inner edge.

**Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts**

Mr. Ed Sullivan
Kootenai-Shoshone Water Ass'n.
Cataldo, Idaho 83810

We are once again returning the application for permit and check in the amount of \$25.00, numbered 92-215, submitted in the behalf of Kootenai-Shoshone Water Association.

Please make these necessary clarifications and resubmit the application so that we may begin its processing.

Dorian Clay
Dorian Clay
Appropriation Examiner

I am happy to hear of your
 progress in the field work. I have received
 your letter of the 12th inst. and am glad to hear
 that you are always ready and present
 in the field. I am glad to hear that you will
 not find any great amount of work but
 that you will not be used to get
 there. I am glad to hear that you are
 well and hope that you are now
 happy. I sincerely hope that you will
 make our abolition cause
 more successful.
 Yours sincerely,
 H. C. Sullivan.

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 21, 1971

Mr. Ed Sullivan
Kootenai-Shoshone Water Ass'n.
Cataldo, Idaho 83810

Dear Mr. Sullivan:

We are once again returning the application for permit and check in the amount of \$25.00, numbered 92-215, submitted in the behalf of Kootenai-Shoshone Water Association.

Please note that under item 8a that you have indicated that the water will also have a use of "power generation". If this is true, then you should also complete the enclosed affidavit of residency. Please note that you have also listed the place of use of water under item 8a(1) to be in the SW $\frac{1}{4}$ of Section 34; however, the map indicates that it would also incure within the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 33.

Please make these necessary clarifications and resubmit the application so that we may begin its processing.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC/bb
Enclosures

94 7019

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

April 21, 1971

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Kootenai-Shoshone Water Ass'n.
Cataldo, Idaho 83810

Dear Mr. Sullivan:

We are once again returning the application for permit and check in the amount of \$25.00, numbered 92-215, submitted in the behalf of Kootenai-Shoshone Water Association.

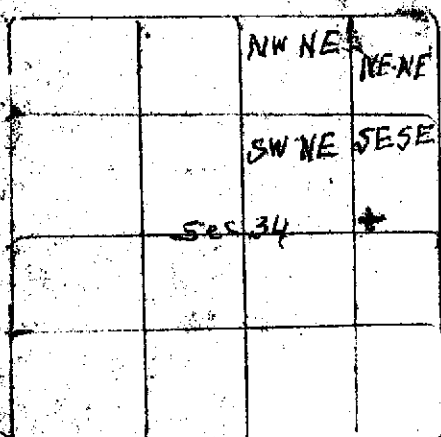
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Please make these necessary clarifications and resubmit the application so that we may begin its processing.

Very truly yours,

Dorian Clay
Dorian Clay
Appropriation Examiner

DC/bb
Enclosures



Mr. Clay

*We took these papers to our
Engineers to be filled out. I have marked
boundary lines of our water District on these
maps, without storage tank and present
well site we propose to put new well
and pump near present well but
both pumps will not be used together
There will be no power generated
we will have 30 H.P. motor on new
pump. I sincerely hope this will
make our application clarified
Respectfully yours*

Ed Sullivan 94 7019