

Affidavit of Publication

RECEIVED

JUN 2 1975

STATE OF IDAHO
County of Latah

} ss.

Department of Water Resources
Northern District Office

a J. Marneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates: *May 15, 22,*
1975

the same being the dates desig-
nated for the publication of said
legal notice.

[Signature]
Subscribed and sworn to before

me this *29th* day of *May*

19 *75*

Carol George

Notary Public,
residing at Moscow, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James R. Lucas,
Route 1, Box 118, Moscow, Idaho has on May
8, 1975 submitted Application No. 187-7022 for a
permit to appropriate 0.20 cubic feet per se-
cond of water from a ground water source by
means of well and pipeline within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 39N, R. 5W, B.M.,
Latah County to be used from Jan. 1 to Dec. 31
for domestic purposes for 29 families (0.20
cfs) and stockwatering purposes (0.04 cfs)
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T.
39N, R. 5W, B.M.

If issued, this permit will be subject to all
prior water rights. Protests against the gran-
ting of the permit must be filed with the Idaho
Department of Water Resources, 401 Front
Ave., Coeur d'Alene, Idaho, 83814 on or before
June 2, 1975.

R. KEITH HIGGINSON
Director

May 15, 22, 1975

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 87-7022 Priority May 8, 1975 Amount 0.20 cfs

THIS IS TO CERTIFY, that JAMES R. LUCAS
of Moscow, Idaho, has complied with the terms and conditions of Permit
No. 87-7022 issued pursuant to Application for Permit dated May 8, 1975,
and has submitted proof to the Department of Water Resources on July 1, 1976,
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 0.20 cfs of water from a groundwater source,
tributary to _____, 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>0.20</u> cfs and	<u>34.8</u> acre feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.6</u> acre feet
	from _____ to _____	at _____ cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 0.20 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
36.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 39N,
Rge. 5W, B. M. in the County of Latah

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 $\frac{1}{4}$	
39N	5W	30									X					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 10 day of
April, 19 78.

Director

Identification No. 87-7022

Application No. _____

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

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

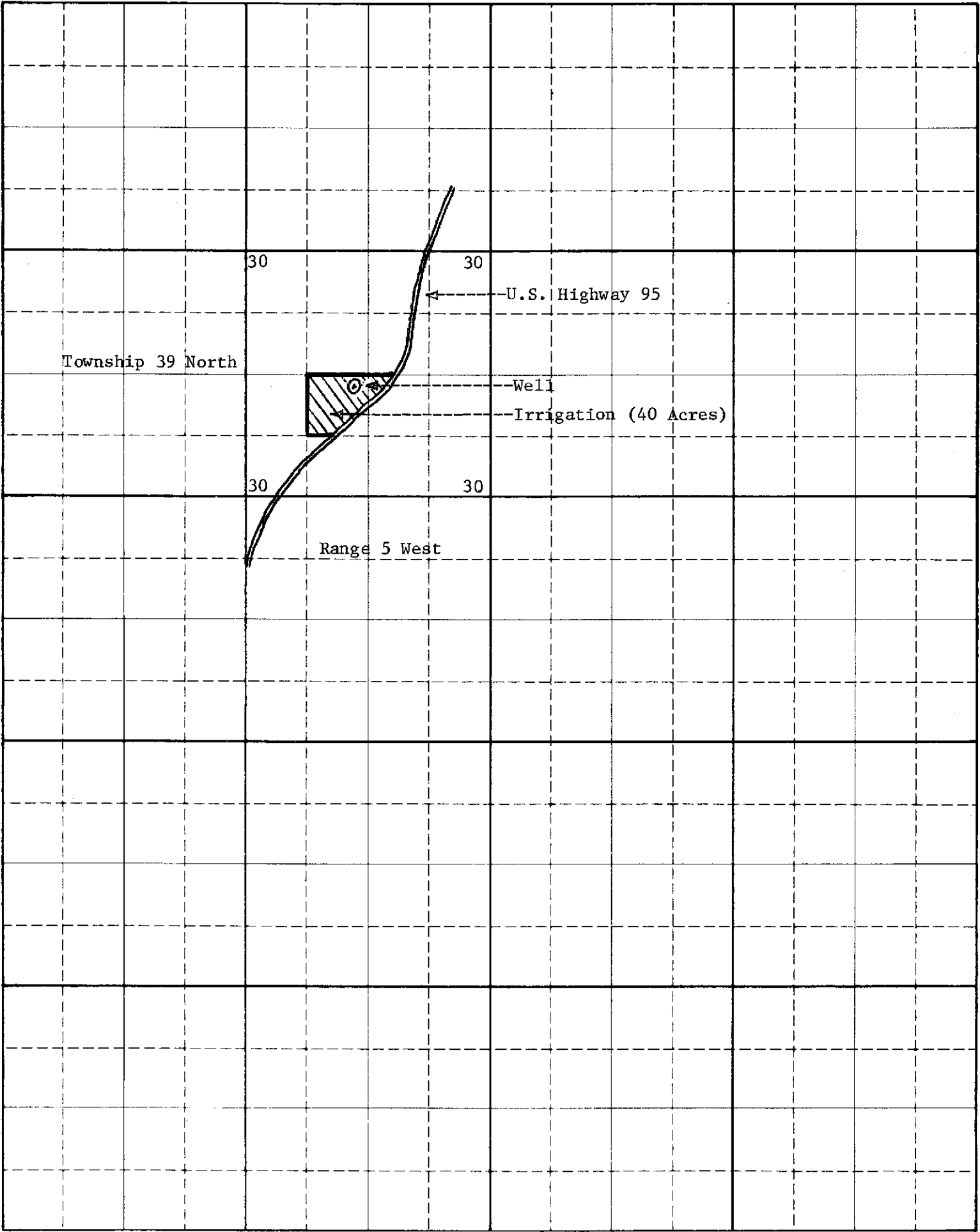
1. Name of applicant James R. Lucas Phone: 882-7374
post office address Route 1, Box 118, Moscow, Idaho 83843
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30 Township 39N
Range 5W B.M. Latah 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 0.20 for Domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet-per-annum)
Amount 0.04 for Stockwater 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)
5. Total quantity to be appropriated:
a. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Piped from well to house, 4 small
apartments, and 24 mobile homes.

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 8 inches; proposed depth of well is 385 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 \$5,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ &
(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30 Township 39N
Range 5W 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 120 head

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 29.
(5) If water is to be used for other purposes describe: Residential use and connected lawn
irrigation.

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



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.

James R. Lucas
(Applicant)

Proposed Priority 5-08-1975

Proposed Priority 5-08-1975

Received by CP Date 5-8-75 Time 11:00 A.M.
Preliminary check by JS Fee \$ 10.00
Received by JS Date 5-8-75 # 875
Publication prepared by CP Date 5-9-75
Published in Daily Idahonian
Publication dates 5-15 & 5-22-75
Publication approved CP Date 6-2-75
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by: _____
Hearing held by _____ Date _____
Recommended for approval denial by HH

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. 87-7022, 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 July 1, 19 76.

c. Other: _____

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

Witness my hand this 11th day of June, 19 75

Director

Affidavit of Publication

STATE OF IDAHO
County of Latah

ss.

Department of Water Resources
Northern District Office

A. J. Marneau

being first duly sworn, on oath,
deposes and says:

That he is the printer of The
DAILY IDAHONIAN, a newspaper
of general circulation, printed and
published daily except Sunday at
Moscow, Latah County, Idaho, in
compliance with Sections 60-106,
60-107, and 60-108 of the Idaho
Code and the amendments there-
to; that the notice of which the
annexed is a full, true and correct
printed copy was published in the
regular and entire issues of said
newspaper and not in a supple-
ment thereto, upon the following

dates:

May 15, 22,
1975

the same being the dates desig-
nated for the publication of said
legal notice.

Marneau
Subscribed and sworn to before

me this 29th day of May

1975

Carol George

Notary Public,

residing at Moscow, Idaho

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James R. Lucas,
Route 1, Box 118, Moscow, Idaho, on May
8, 1975 submitted Application for a
permit to appropriate 0.24 cubic feet per se-
cond of water from a ground water source by
means of well and pipeline within the
NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 39N, R. 5W, B.M.,
Latah County to be used from Jan. 1 to Dec. 31
for domestic purposes for 20 families (0.20
cfs) and stockwatering purposes (0.04 cfs)
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T.
39N, R. 5W, B.M.

If issued, this permit will be subject to all
prior water rights. Protests against the gran-
ting of the permit must be filed with the Idaho
Department of Water Resources, 401 Front
Ave., Coeur d'Alene, Idaho 83814 on or before
June 2, 1975.

R. R. HIGGINSON

Director

May 15, 22, 1975



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

April 13, 1978

Re: Permit No. 87-7022

James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

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

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosure

RECEIVED

March 21, 1978

Re: Permit No. 87-7022

James R. Lucas, DVM
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

On May 8, 1975, you filed an application for permit for groundwater from a well for domestic use for 4 small apartments, 24 mobile homes, and 1 house. This is the permit we are proposing to license. The priority date of May 8, 1975 is the date your application was filed. If you had an earlier priority date for this well and wanted a filing reflecting that date, then a Claim to a Water Right should have been filed. Please be advised, however, that a claim cannot be filed for groundwater unless the use was begun before March 25, 1963.

In your letter it appears there is some confusion concerning this permit and your Claim No. 87-4009. This permit covers a well and the claim covers ponds. Enclosed is a copy of each for your review.

In regards to the 0.20 cfs amount, this is the amount you originally filed for on your permit and a license cannot be issued for more than the amount filed for as this would constitute an expansion of the water right.

If you have any questions, please contact us, but if we do not hear from you within 10 days, a license will be issued as set forth in our letter of March 6, 1978.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kw
Enclosures

Jan Grover
Water Rights Supervisor
Statehouse
Boise, Idaho

RECEIVED

March 6-1978

MAR 10 1978

Department of Water Resources

Dear Lady,

I do not concur with your findings. As you well know there was a national effort to conserve water and electricity last year with which I complied by watering nothing.

Your representative did not contact me while he was here. What did he report with regard to my irrigation system? I operated it in 1976 and expect to again this year. On July 12 we expect to be hauling hay, and will not irrigate until that is completed.

I am at a total loss with regard to what my rights are concerning water. Should I consult an attorney, or can you help me? This place has been here for nearly 100 years. Is a water priority established May 8, 1975 reasonable? I built the trailer court several years ago and believe I should have a priority dating from that time?

I filled out papers all summer long one year.

Application for permit No. 87-7022
Claim to water right No. 87-4009

As claim No 87-4009 says Water is from sewage lagoon, second pond and more for fertilizer than water. That is true except that second pond is fed by a spring and no one knows how much water there is in there so how can you say that I am limited to 0.20 cfs?

I don't believe an intelligent report can be filed with regard to what I do with water unless the inspector asks me. I took the cattle all to the river and shut down all sprinklers. I believe I have acted in a reasonable and prudent manner and have tried to meet all the things required to receive what I am reasonably entitled to.

James R Lucas
James R Lucas DVM

RTT Box 118

Moscow, Idaho

838X3

Please excuse the wording
as I am short of
time

232

JMS A Lucas
Rt 1 Box 113
Moscow, Idaho 83843

Jan Grover
Water Rights Survey Advisor
Statehouse
 Boise, Idaho
83702





STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 6, 1978

Re: Permit No. 87-7022

James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

A representative of this Department made an examination of the works covered by your Permit No. 87-7022 on July 12, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.20 cfs Source: groundwater

The maximum quantity diverted shall not exceed 36.4 acre feet per
year.

Point of diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 39N, Rge. 5W, B. M.

Beneficial use: Domestic for 29 homes and stockwater for 120 head
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, AND NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp. 39N, Rge. 5W, B. M.

Priority date established: May 8, 1975

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,

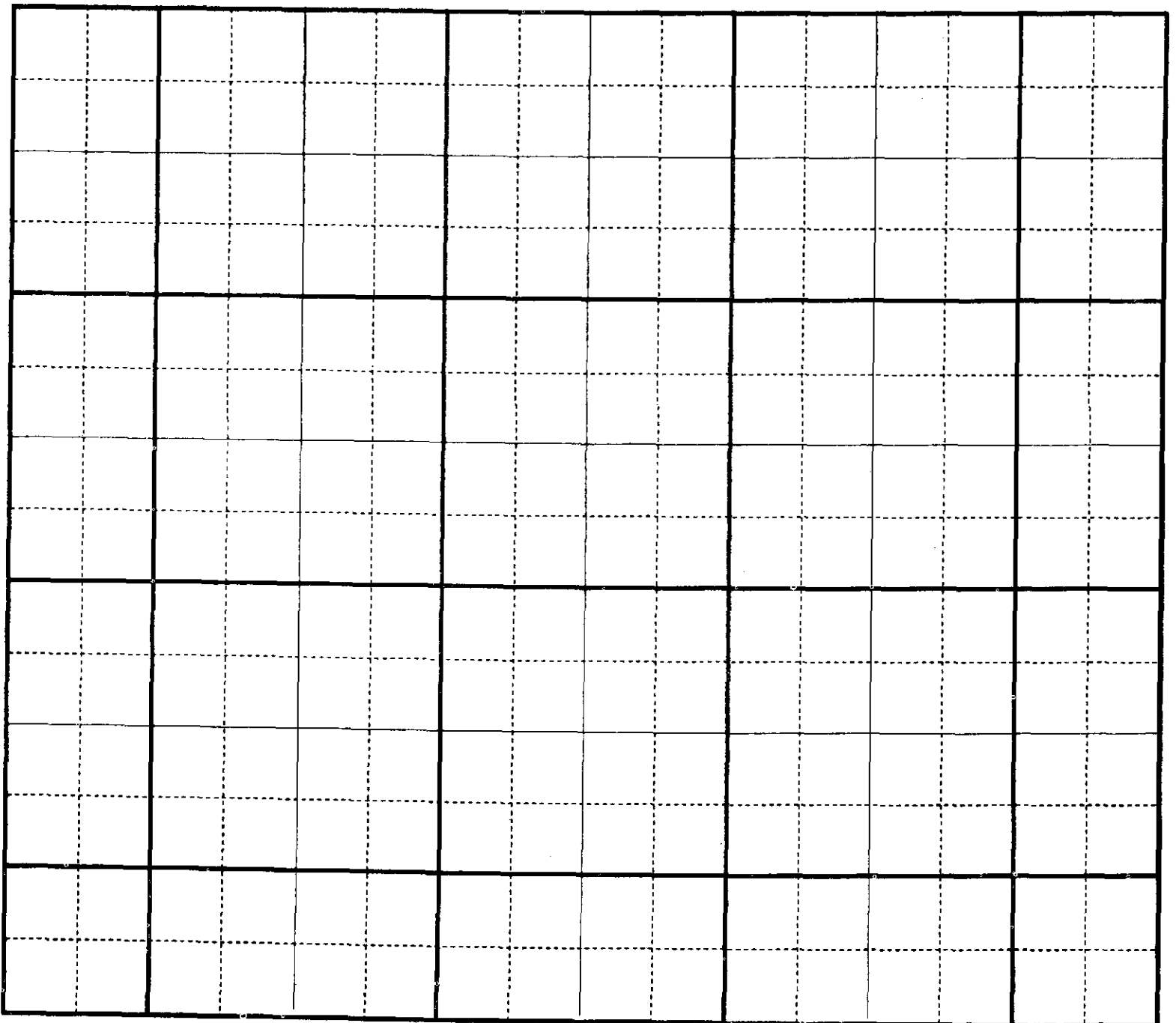
JAN GROVER
Water Rights Supervisor

JG/kw

RECEIVED
JUL 23 1970

TOTAL ACREAGE

Diagram of System



DATE OF EXAM 7-11-77

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.20 c.f.s. V= _____ AF/Ann. from Jan 1 to Dec 31
Livestock Q= 0.04 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 0.20 Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

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

MEASUREMENT CALCULATION:

No method of measurement over 29 homes on line & ~~over~~
approx 120 hd stock

SYSTEM DESCRIPTION:

well, pump, & pipeline to place of use.

REMARKS:

Examiner's Signature Tom D King Date 7-12-77

Checked by Bob Haynes Date 8-3-77

Approved by _____ Date _____

July 12, 1976

Re: Permit No. 87-7022

James R. Lucas
Route 1, Box 118
Moscow, Idaho 83843

Dear Mr. Lucas:

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 District Office in **Coeur d'Alene.**

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

RECEIVED

RECEIVED
JUL 1 1976

OK

Identification No. _____
Permit No. 87-7022

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder James R Lucas
b) Post Office Address Rt 1 Box 118 Moscow, Idaho 83843
2. Permit Number 87-7022
3. Date of Priority that you are prepared to establish 1956
4. a) Source from which water was appropriated Ponds on premises
b) Location of the point of diversion: NW 1/4 Sec 14 NE 1/4 SW 1/4, Section 30
Township 39, Range 5 Boise Meridian, Other points of diversion: Latah County
5. a) The amount of water and use to which the water has been applied:
Amount 1.25 AF for Storage purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.13 CFS for Fire Prot purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.62 cfs for stockwater purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
~~Extremely wet~~ Extremely wet fall of 1975 limited irrigation
b) Total amount appropriated _____ 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: United States Department of Agriculture Soil Conservation Service
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder: No
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: None
b) Describe the agreement or understanding by which you take water from the works: None
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) 7 1/2 HP centrifugal electric pump and 52 lengths of 3 inch aluminum pipe average 30 feet per length
b) Describe the type and size of measuring device which you have installed at your point of diversion: No device
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: While I plan to use the water primarily for irrigation the wet season has made the use mainly stock water & fire protection for trailer court, 24 spaces, some lawn & tree watering. Irrigation will resume probably in July if it is dry
Exam typed 7-7-76 by g

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

[illegible]

Total number of acres irrigated 40

10. Remarks: It has been so wet since I received the permit that I haven't fully used the water but will when dry weather begins. Used some so far.

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

6-28-76
(Date)

James B. Lucas
(Signature)

State of IDAHO)
) ss.
County of Latah)

On this 28th day of June, 19 76, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Walter S. Sanderscheid
Notary Public residing at Moscow, Idaho

My commission expires 11-30-78

- **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **RESTRICTED DELIVERY.**
 Show to whom and date delivered..... 65¢
☐ **RESTRICTED DELIVERY.**
 Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. CERTIFIED NO. INSURED NO.

138610

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

☐ Addressee

☐ Authorized agent

4. DATE OF DELIVERY

5-1-76

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



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

MAIL EARLY

ALWAYS

ZIP



April 30, 1976

CERTIFIED MAIL # 138610

Re: Permit No. 87-7022

James R. Lucas
Route 1, Box 118
Moscow, Idaho 83843

Dear Mr. Lucas:

One of the conditions of approval of your water Permit No. 87-7022 (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 JULY 1, 1976. 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

RKH:jg
Enc: Proof affidavit

June 16, 1975

Re: Permit No. 87-7022

James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

Enclosed is a copy of your approved Application for Permit No. 87-7022 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

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 87-7022

☒ 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) FE 5/9/75

In form to receipt

(2) FE 5/9/75

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) FE 5/9/75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) FE 6/10/75

Critical groundwater area: yes _____ no ☒

(8) FE 6/10/75

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) FE 6/10/75

Other rights on the same place of use (Auxiliary well)

(10) _____

Comments: _____

(11) CP 4/2

Affidavit of Publication received (date) JUNE 2, 1975

(12) CP 5/9

Final date for protests JUNE 2, 1975

Protests received: yes _____ no ☒

(13) FE 6/10/75

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

(14) FE 6/10/75

Action recommended:

☒ Approve _____ Deny

5/8/75 Proposed Priority

Reason for Reduction _____

NO Measuring device required

See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District North

By L. J. Smith Date 6/10/75

RECEIVED

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. There is a small well also on the property used for auxillary source. No drilling date. New cylinder installed 4-30-57.

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 _____

HEALTH DEPT. COMMENTS

RECEIVED

10. Remarks Completed well used for the described purposes in 1964.

MAY 22 1975

Department of Water Resources
Northern District Office

Dear Fred,

Last year there was a problem with contamination of this water supply. A chlorination device has been installed to protect the users.

A sanitary survey was not done on the well last year. There does not seem to be an avenue for surface water entrance into the well. The well site is in a pasture (or lot) of cattle. At the time of well inspection, it could not be determined if contamination could have come from an improper ground.

Sincerely,

Kerry Russ Schaff
Environmentalist

May 12, 1975

Re: Application for Permit No. 87-7022 - James R. Lucas

Mr. Wayne R. Heiskari
Department of Health & Welfare
North Central District
Courthouse
Moscow, ID 83843

Dear Mr. Heiskari:

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.

Feel free to contact us if we may be of any further assistance.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosure



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 12, 1975

Re: Application for Permit No. 87-7022
Claim to a Water Right No. 87-4009

Mr. James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

Attached is your receipt No. 880 in the amount of \$20 for the filing fees on the above referenced items which were received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

MAILED
MAY 14 1975



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 9, 1975

Re: Application No. 87-7022 - James R. Lucas
" " 87-7023 - William Hash
Claim No. 87-4009 - James R. Lucas

Daily Idahonian
Box 399
Moscow, Id 83843

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill: 6-2-75.4

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that James R. Lucas,
Route 1, Box 118, Moscow, Idaho
has on May 8, 1975 submitted Application No. 87-7022
for a permit to appropriate 0.20 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from a ground water source
by means of well and pipeline
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 39N, R. 5W, B.M., Latah County

to be used from Jan. 1 to Dec. 31
for domestic purposes for 29 families (0.20 cfs) and stockwatering purposes
(0.04 cfs)
within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 39N, R. 5W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before June 2, 1975.

R. KEITH HIGGINSON

Director

Published in the Daily Idahonian, Moscow, Idaho
on May 15 and May 22, 1975

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Room 209
401 Front Avenue
Coeur d'Alene, Idaho 83814
(208) 667-6484

April 28, 1975

RECEIVED

MAY 8 1975

Department of Water Resources
Northern District Office

Mr. James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

We have typed your Application for Permit and your Claim to a Water Right, and we are returning them for your review and signature.

Please check all items on these forms and if they are in order, please sign the application at the bottom of Page 3. Your signature on the claim must be notarized. There is a \$10 filing fee for the application, and also a \$10 fee for the claim.

After completing the above, please return both forms to our office for processing. Feel free to contact us if there are any questions.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosures

ENCLOSURES

April 28, 1975

Mr. James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

We have typed your Application for Permit and your Claim to a Water Right, and we are returning them for your review and signature.

Please check all items on these forms and if they are in order, please sign the application at the bottom of Page 3. Your signature on the claim must be notarized. There is a \$10 filing fee for the application, and also a \$10 fee for the claim.

After completing the above, please return both forms to our office for processing. Feel free to contact us if there are any questions.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosures

107-17413

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

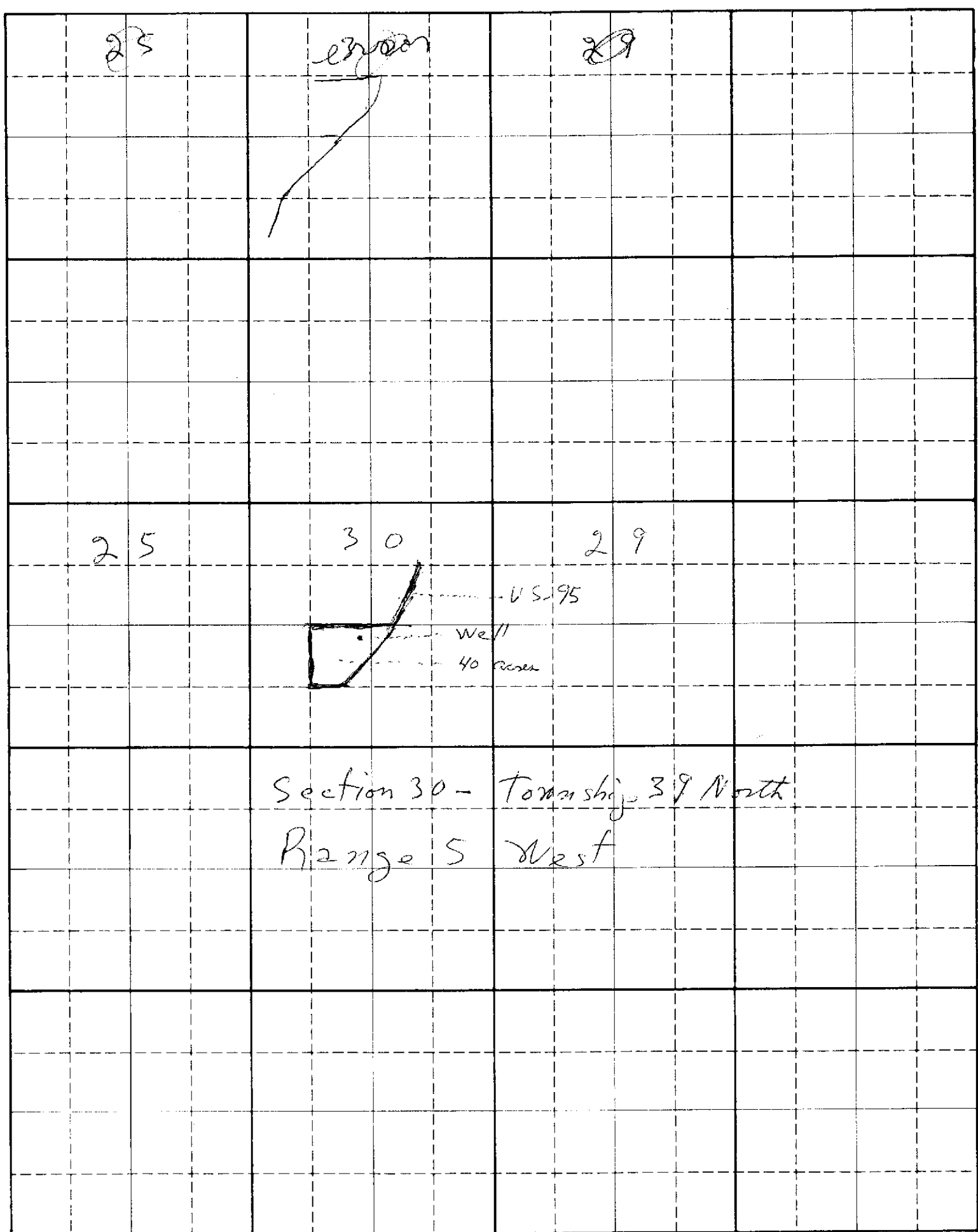
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant James R Lucas Phone: 882-7374
post office address Rt 1 Box 118 Moscow, Idaho, 83843
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is ~~at the NW 1/4 of NE 1/4 SW 1/4~~ of NE 1/4 SW 1/4 of Section 30 Township 39N
Range 5W B.M. Latah County; additional points of diversion if any: 2/50
a tract in SW 1/4 NE 1/4 section 30 Township 39
Range 5
- b. If water is not consumed, it will be discharged into Not applicable at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .20 for Domestic purpose from June 1964 to Indefinite (both dates inclusive)
(cfs or acre-feet per annum)
Amount .04 for stockwater purpose from 1/1 to 12/31 (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. .20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Piped from well
to house, 4 small apartments and
24 mobile homes,
- b. Height of storage dam None 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 8 casing inches; proposed depth of well is 385 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years. (Completed 1964)
b. Estimated construction cost is \$ 5,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water NW 1/4 SE 1/4 and NE 1/4 SW 1/4 of Section 30 Township 39
Range 5 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 120 head
- (4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 29.
- (5) If water is to be used for other purposes describe: residential use
+ connected lawn irrigation.

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



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.

James B. Lucas
(Applicant)

Received by af Date 4-22-75 Time 11:00 a.m.

Preliminary check by _____ Fee \$ _____

Received by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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 _____, 19 _____.

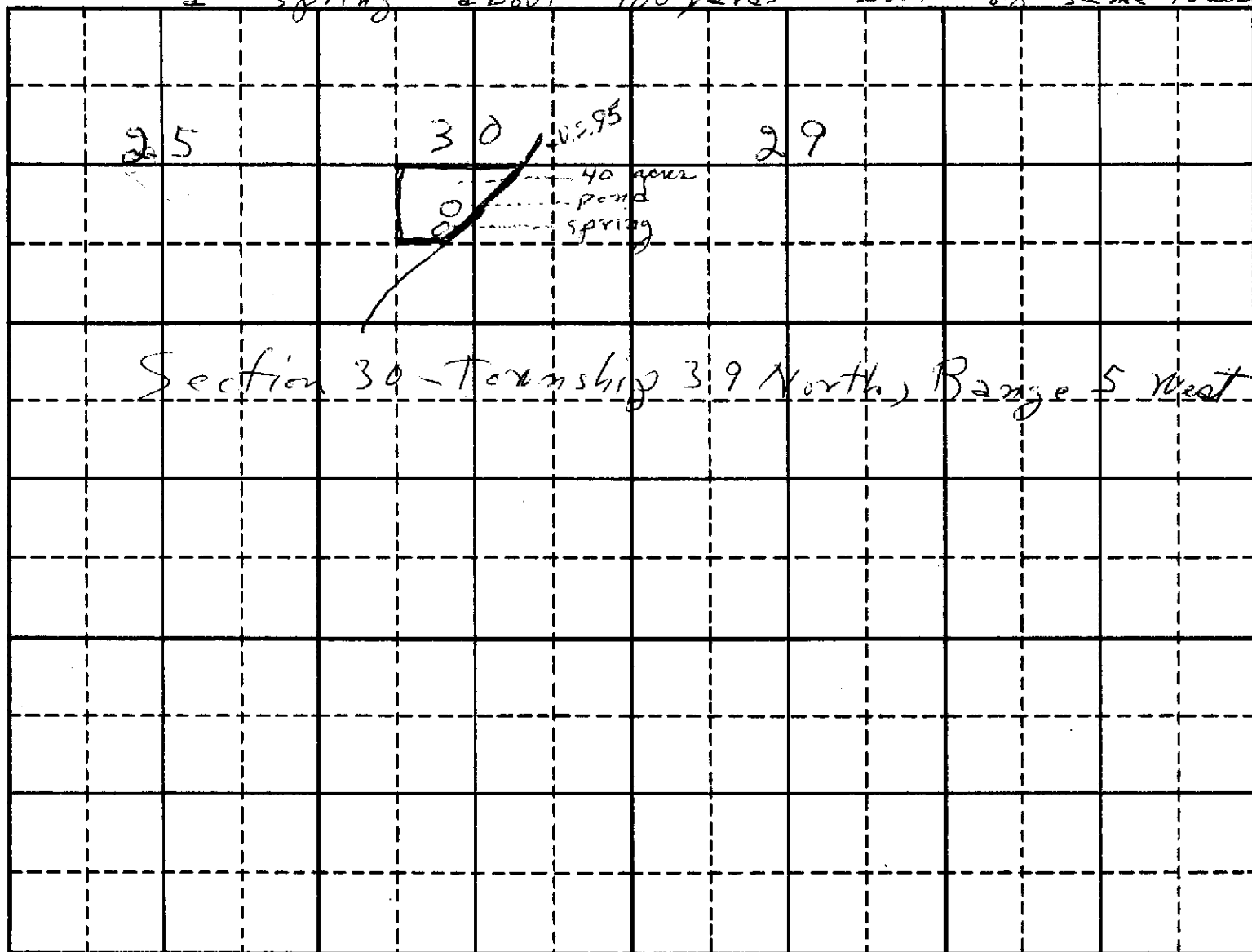
c. Other: _____

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

Witness my hand this _____ day of _____, 19 _____.

Director

(8) Remarks The water from this pond has been used since for irrigation & fire control. I want to enlarge the system & pump from another pond arising from a spring about 100 yards south of same 40 acres



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
 County of _____)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this _____ day of _____, 19____.

(Claimant)

Notary Public
 Residing at _____

My commission expires _____

For Department Use Only

Received by <u>CP</u>	Date <u>4-22-75</u>	Exception filed by:	Forwarded to	Date
Prelim. check by _____	Date _____		claimant by:	
\$10.00 fee received by _____	Date _____			
Approved for publication by _____				
Published in _____				
Dates _____				

March 5, 1975

Mr. James R. Lucas
Route 1, Box 118
Moscow, ID 83843

Dear Mr. Lucas:

An Application for Permit must be filed to develop a legal water right on any water diverted from a ground water source after March 25, 1963 (excepting a well drilled for a single household). Any surface water diverted after May 20, 1971, must also be preceded by an approved permit from this Department. The above includes proposed new systems and enlargements of existing systems for development of larger quantities of water (Section 42-201 through Section 42-229, Idaho Code).

Existing water rights developed through diversion and application of water to a beneficial use prior to the above dates, may be recorded by filing a Claim to a Water Right with our Department; however, it is not mandatory to do so (Section 42-225b, Idaho Code).

We have enclosed two Application for Permit forms and also two Claim to a Water Right forms for your use. Please complete the appropriate forms and return them to our office along with the required filing fees. Also enclosed is our "Water Users Handbook" which should answer any other questions you might have concerning water rights.

Feel free to contact us if we may be of any further assistance.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Enclosures

RECEIVED
MARCH 11 1975
FIDELITY NATIONAL BANK
MOSCOW, IDAHO

Form letter

Water Resource Com,
401 First Ave
Room 209
Coeur d Alene, Idaho

RECEIVED

FEB 28 1975

Department of Water Resources
Northern District Office

Dear Sirs,

I have a sewage lagoon from
a trailer court on my property. I
want to irrigate from it.

I also have a spring in a
gravel pit on my property. I want
to irrigate from it.

I have 2 wells, one drilled
in about 1965-66 - one much earlier.
Do I need water rights for those,

Jama & Lucas
Rt 1 Box 118
Moscow, Idaho
83843