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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7920 Priority April 24, 1979 Amount 0.04 cfs

THIS IS TO CERTIFY, that ROGER SCHWARTZ
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7920 issued pursuant to Application for Permit dated April 24, 1979,
and has submitted proof to the Department of Water Resources on March 3, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.04 cfs of water from Unnamed Spring,
tributary to Spring Creek, 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> <u>(2 units)</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.04</u> cfs and <u>2.4</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.04 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, Twp. 50N,
Rge. 3W, B.M. in the County of Kootenai

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 $\frac{1}{4}$	
50N	3W	33	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 29 day of
August, 19 80.

Director

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Roger Schwartz Phone 667-3421
667-6594
Post office address Route 3, Box 434 G Coeur d'Alene, Idaho 83814
2. Source of water supply Unnamed Spring which is a tributary of Spring Creek
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 50N
Range 3W B.M. Kootenai County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
Collection box with pump 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 when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

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

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 50N
Range 3W B.M.

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

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

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.

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

[illegible]

None

Who owns the property at the point of diversion

Applicant

Applicant & John Briggs

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

Applicant to make this filing

Agreement to provide water.

marks

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

33

x
PO & Place of use

Scale: 2 inches equal 1 mile.

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

Roger M. Shover
(Applicant)

Received by _____ Date 4/24/79 Time 1:35pm
Preliminary check by _____ Fee \$ 20.00
Received by _____ Date 4/24/79 (13349)
Publication prepared by _____ Date 4/24/79
Published in _____
Publication dates 8/24/79
Publication approved _____ Date 7/17/79
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by RST J.S.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7920, 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 _____ June 1, 19 84.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 18 day of _____ June, 19 79.

J. Alan Gayton
Chief, Operations Bureau

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

95-7922

KING, MATTHEW
1107 E. LAKESIDE DRIVE,
COEUR D'ALENE, ID 83814
Source: GROUNDWATER
Date Filed: 04/23/1979
Amount: 1.68 CFS
Diversion Point: NWSE Sec 21 T
51N R 04W, KOOTENAI Co.
Use: DOMESTIC (0.48 CFS) from
01/01 to 12/31
IRRIGATION (1.20 CFS) from
03/15 to 11/15
Place of Use: NESE NWSE Sec
21 T 51N R 04W FOR 60 ACRES
Diversion Means: WELL &
PUMP

95-7921

KING, MATTHEW
1107 E. LAKESHORE DRIVE,
COEUR D'ALENE, ID 83814
Source: GROUNDWATER
Date Filed: 04/23/1979
Amount: 1.00 CFS
Diversion Point: NESE Sec 17 T
51N R 04W, KOOTENAI Co.
Use: DOMESTIC (1.00 CFS) from
01/01 to 12/31
Place of Use: NWSE NESE Sec
17 T 51N R 04W
Diversion Means: WELL &
PUMP

95-7920

SCHWARTZ, ROGER
ROUTE 3, BOX 434 G, COEUR
D'ALENE, ID 83814
Source: UNNAMED SPRING
tributary to SPRING CREEK
Date Filed: 04/24/1979
Amount: 0.04 CFS
Diversion Point: NENE Sec 33 T
50N R 03W, KOOTENAI Co.
Use: DOMESTIC (0.04 CFS) from
01/01 to 12/31
Place of Use: NENE Sec 33 T 50N
R 03W
Diversion Means: COLLECTION
BOX & PUMP

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, Id, 83814 on or before May 21, 1979.

C. STEPHEN ALLRED
Director

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

95-4411

STATE OF IDAHO
DEPARTMENT OF FISH &
GAME, ROUTE 2, BOX 176,
HARRISON, ID 83833
Source: UNNAMED, IN-
TERMITTANT STREAMS tribu-
tary to COEUR D'LENE RIVER
UNNAMED SPRINGS tributary
to COEUR D'ALENE RIVER
SPRING RUN-OFF tributary to
COEUR D'ALENE RIVER
Priority Date: 05/01/1971
Amount: 510.0 AC-FT
Diversion Point: LOT 09 (SWSE)
Sec 21 T 48N R 03W, KOOTENAI
Co.
Use: WILDLIFE (510.0 AC-FT)
from 01/01 to 12/31
Place of Use: SWSE SESE Sec 21
T 48N R 03W SWSW Sec 22 T 48N
R 03W NWNE SWNE NENW
NWNW NESW NWSW Sec 27 T
48N R 03W NENE Sec 28 T 48N
R 03W
Diversion Means: 24" CMP

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID, 83814.

C. STEPHEN ALLRED
Director

STATE OF IDAHO,
County of Kootenai,

} ss.

Department of Water Resources
Northern District Office

Carol Hedge

being first duly sworn

upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Notice

of which the annexed is a printed copy, was published in the regular issue of said newspaper for *three* consecutive *issues* commencing on the *3* day of *May*, 19*79*, and ending on the *10* day of *May*, 19*79*, and such publication was made as often during said period as said newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Carol Hedge

OK

Subscribed and sworn to before me this

10 day of *May*

19*79*

Robert D. Dwyer

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

LEADER

MICROFILMED



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

September 8, 1980

Roger Schwartz
Rt. 3, Box 4340
Coeur d'Alene, Idaho 83814

Dear Mr. Schwartz

RE: License No. 95-7920

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

Sincerely,

A handwritten signature in cursive script that reads "Jan Grover".

JAN GROVER

Water Rights Supervisor

JG:mr

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES

Roger ~~Schwartz~~ Schwartz
RT 3, 434-G
CDA

FIELD REPORT
NENE-33-50-3W

JUL 21 1980

Department of Water Resources

95-7920

Permit No.

28-1

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	3-13-80	J/K	
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7-10-80 Accompanied by Total Q measured
If source is surface water, estimate total flow of source
Methods of measurement Estimate Meets Permit requirements? yes

Measurement calculations:

2 homes

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description Submersible pump & pipeline

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

RECOMMENDED AMOUNTS

Irrigation requirement = AFA/Acre

USE	Q (cfs)	V (afa)	FROM	TO
<u>Domestic</u>	<u>0.04</u>	<u>2.4</u>	<u>1-1</u>	<u>12-31</u>
Total	<u>0.04</u>	<u>2.4</u>		

Remarks Legal appears wrong - short Tap - OK

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SCHMATIC DIAGRAM OF SYSTEM

Point(s) of diversion: SON, 3W, 33, NENE

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	
SON	3W	33	☒																

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 7-10-80

Date 7/15/80

Date 7/28/80

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 95-7970

Name(s) of Permit Holder: ROGER SCHWARTZ

Post Office Address: RT 3 Box 4346

COEUR D'ALENE ID

Tel. No. 667-3421
667-6584

Source of Water: SPRING

Extent of Use: ☒ Domestic 2

☐ Stockwater

☐ Irrigation

☐ Other

(number of households)

(number and type of stock)

(acres) MAR 3 1980

Measuring Device: Required? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No

Department of Water Resources

Installed? ☐ Yes ☒ No

Installed? ☐ Yes ☒ No

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

3/3/80
Date

Roger Schwartz
Signature of Permit Holder

RECEIVED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN W. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

March 13, 1980

Mr. Roger Schwartz
Rt. 3 Box 434G
Coeur d'Alene, Idaho 83814

RE: 95-7920

Dear Mr. Schwartz:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

RECEIVED
MARCH 15 1980
IDWR

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 95-2920

Name(s) of Permit Holder: ROGER SCHWARTZ

Post Office Address: RT 3 Box 4346

COEUR D'ALENE ID

Source of Water: SPRING

Extent of Use: ☒ Domestic 2

☐ Stockwater

☐ Irrigation

☐ Other

Tel. No. 667-6594

RECEIVED

(number of households)

(number and type of stock)

(acres) MAR 3 1980

Measuring Device: Required? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No

Department of Water Resources
Northern District Office
Installed? ☐ Yes ☒ No

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

3/3/80
Date

Roger Schwartz
Signature of Permit Holder

PLACE
TEN CENT
STAMP
HERE



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

MAR 5 1980

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

March 13, 1980

Mr. Roger Schwartz
Rt. 3 Box 434G
Coeur d'Alene, Idaho 83814

RE: 95-7920

Dear Mr. Schwartz:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/fms

cc: IDWR - State Office

UNRECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

June 19, 1979

Re: Permit No. 95-7920

Roger Schwartz
Route 3, Box 434 G
Coeur d'Alene, Idaho 83814

Dear Mr. Schwartz:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section

DRT:lr

Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: SR

APPLICATION NUMBER: 95-7920

CHECK: Swartz

✓ 1.5
✓ amt

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

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- N/A ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
✓ ☐ Yes ☒ No Other rights on same place of use. N/A
☒ Yes ☐ No* In form for advertising.
☐ Yes ☒ No Final date for protests: May 24, 1979
Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/14/79
☒ Application published correctly. If not, record action taken: _____
✓ ☒ Fee amount, receipt date & number, recorded on application.
✓ ☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
✓ ☐ Recommendation & initial, recorded on application.
✓ ☐ Yes ☒ No Measuring device required.
✓ ☐ Yes ☒ No Access port required.
✓ ☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
4-24-79 Date of priority recommended.
Special conditions of approval or cover letter. _____

RECEIVED
MAY 21 1979

Department of Water Resources

By: RWA Date: 5-29-79

STATE OFFICE REVIEW:

04

- ☐ See attached sheet for more information.

By: Juni Date: 6/15/79

MICROFILMED

SCHWARTZ, ROGER

ROUTE 3, BOX 434 G, COEUR D'ALENE, ID 83814

Source: UNNAMED SPRING tributary to SPRING CREEK

Date Filed: 04/24/1979

Amount: 0.04 CFS

Diversion Point: NENE Sec 33 T 50N R 03W, KOOTENAI Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NENE Sec 33 T 50N R 03W

Diversion Means: COLLECTION BOX & PUMP

COEUR D'ALENE
COUNTY
CLERK
OFFICE