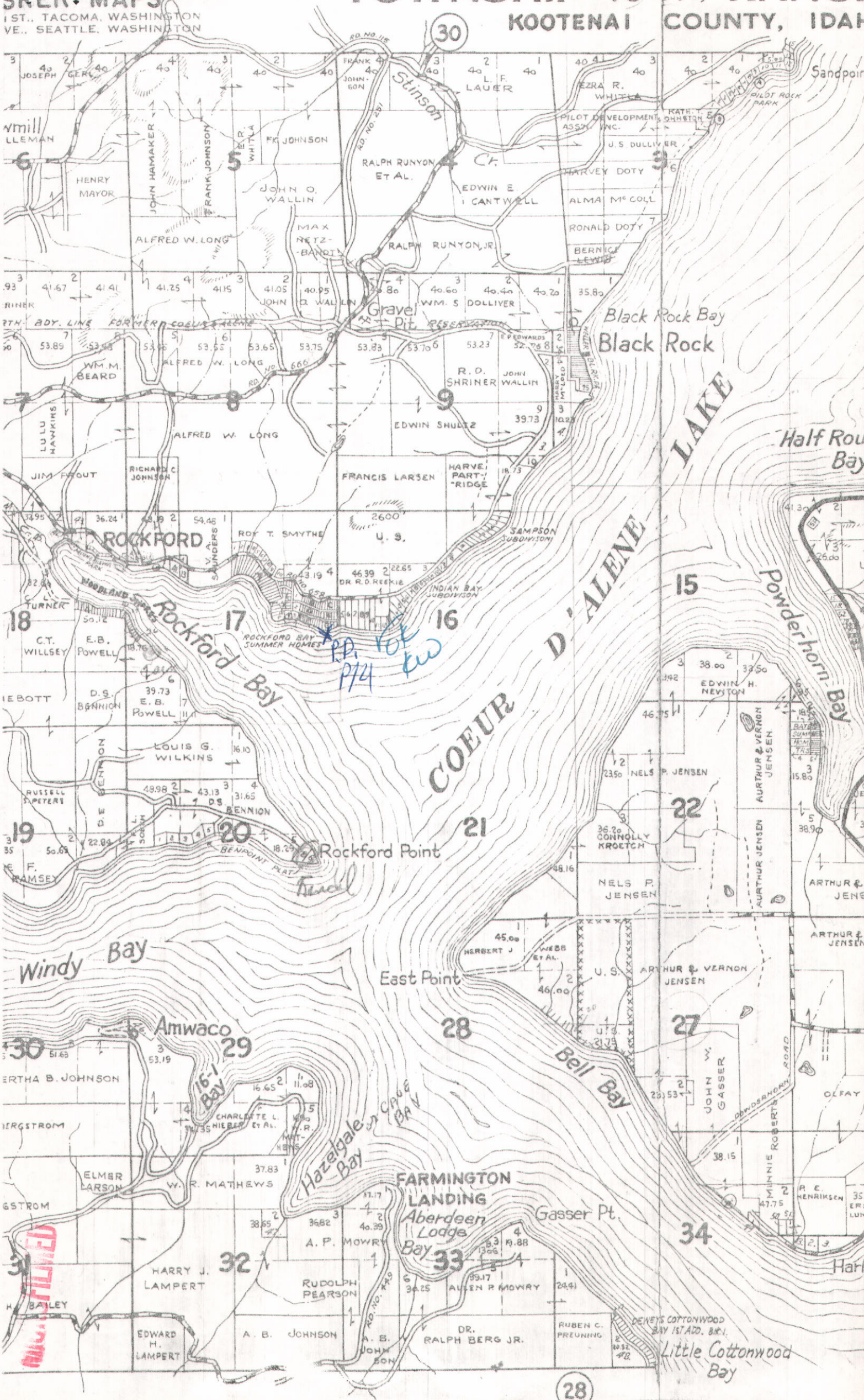


- 1 MILE

FOR SALE BY
SKER. MAPS
1ST., TACOMA, WASHINGTON
VE., SEATTLE, WASHINGTON

TOWNSHIP 48 N., RANGE
KOOTENAI COUNTY, IDAHO

95-7844





State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7844 Priority May 4, 1978 Amount 0.08 cfs

THIS IS TO CERTIFY, that Howard F. Miller
of Moscow, Idaho, has complied with the terms and conditions of Permit
No. 95-7844 issued pursuant to Application for Permit dated May 4, 1978,
and has submitted proof to the Department of Water Resources on April 25, 1983,
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 0.08 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> <u>(2 Units)</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</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 0.08 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 Gov. Lot 4 (SE $\frac{1}{4}$ NE $\frac{1}{4}$)
Section 17, Twp 48N, Rge 4W 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 $\frac{1}{4}$	
48N	4W	17				GL 4 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, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6th day of

January, 19 84.

Director

Identification No. _____

Application No. 95-7844

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant Howard F Miller Phone: 882-3241
post office address Box 8935 Moscow Idaho 83842
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is 1/4 of GL-4 1/4 of Section 17 Township 48N
Range 4W B.M. Keetenei County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ 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 0.08 for Domestic purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.08 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump & pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: 1/4 of GL-4 1/4 of Section 17 Township 48N
Range 4W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 2.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

10. Remarks -

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

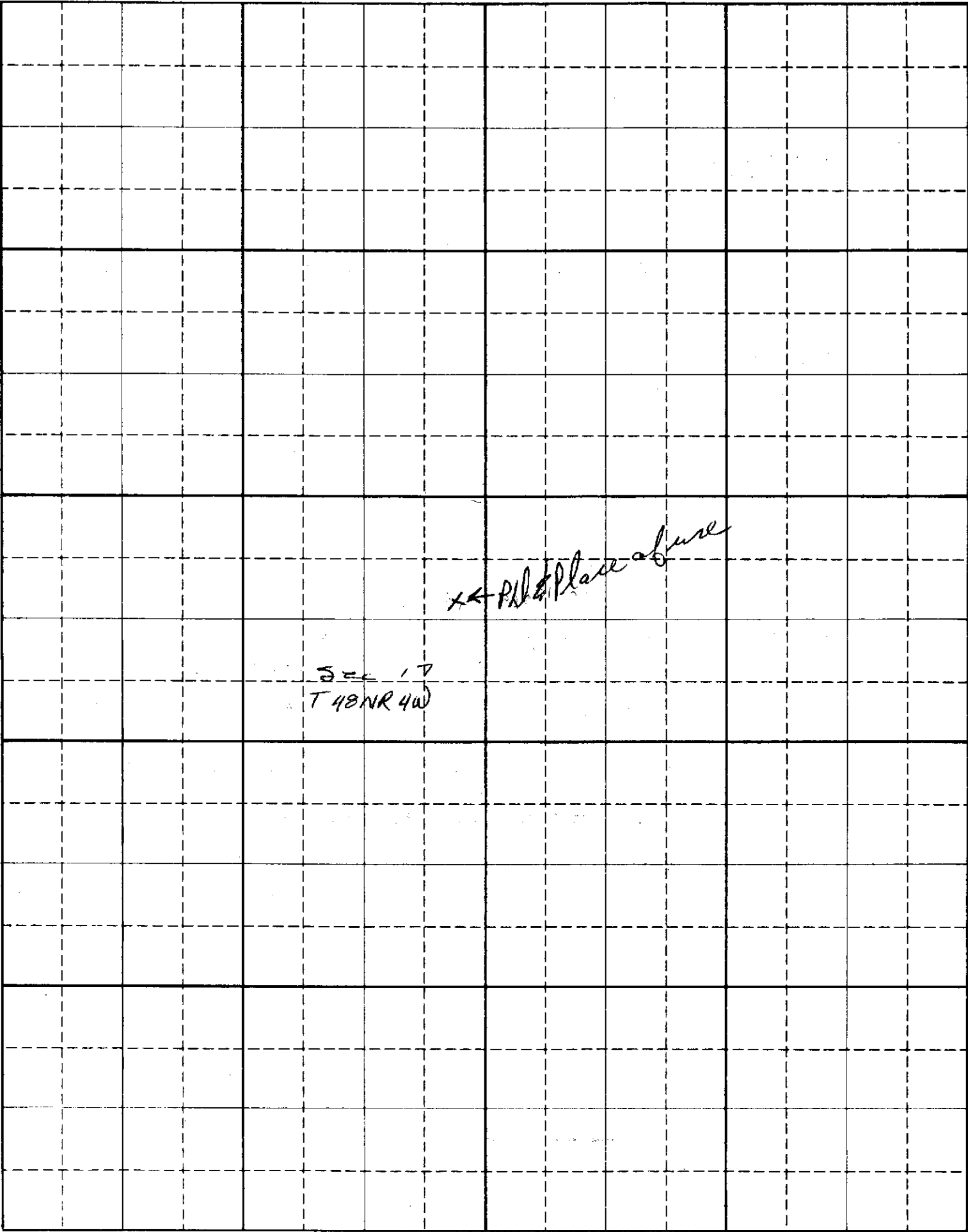
b. Who owns the land to be irrigated or place of use
HAPPINGTON & C. HILL

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

Total number of acres to be irrigated-

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

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.

X Howard F Miller
(Applicant)

Proposed Priority 5/04/78

Received by Date 5-4-78 Time
Preliminary check by Fee \$ 10.00
Received by Date 5-5-78 (10886)
Publication prepared by Date 5-5-78
Published in State of Idaho
Publication dates 5-18-78 to 5-25-78
Publication approved Date 6-1-78
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. 95-7844, 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 83.

c. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

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

Witness my hand this 19th day of June 19 78.

Administrator

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Howard F. Miller, Box 8935, Moscow, Id has on May 4, 1978 submitted Application No. 95-7844 for a permit to appropriate 0.08 cubic feet per second of water from a groundwater source by means of a well, pump & pipeline within the Gov Lot 4, Sec 17, T48N, R4W, B.M., Kootenai County to be used from Jan 1 to Dec 31 for domestic purpose within the Gov Lot 4, Sec 17, T48N, R4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 5, 1978.

C. STEPHEN ALLRED
Director

Legal 448
May 18, 25, 1978

STATE OF IDAHO,
County of Kootenai,

ss.

Carole 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 *three* issue of said newspaper for *2* consecutive *weeks* commencing on the *18* day of *May*, 19*78*, and ending on the *25* day of *May*, 19*78*, and such publication was made as often during said period as said *daily* 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.

Subscribed and sworn to before me this *25* day of *May*

19 *78*

Carole Hedge
Roberta Manley
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

10-08
LEADER

MICROFILMED

January 11, 1984

RE: Permit No. 95-7844

Howard F. Miller
Box 8935
Moscow, ID 83843

Dear Mr. Miller:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
WATER RIGHT BENEFICIAL USE FIELD REPORT

95-7844

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 7/27/83 Accompanied by - Total Q measured - est. 0.08
Source Ground Tributary to - Supp. annubar measurement sheet used? no
If source is surface water, estimate total flow of source -
Methods of measurement Estimate Meets permit requirements? yes

Measurement calculations: Two homes 0.08 cfs 2.4 AF

no well log

$$2 \times 0.04 = 0.08 \text{ cfs} \quad V = 2 \times 1.2 = 2.4 \text{ AF}$$
$$V = 0.08 \times 1.9835 \times 365 = 57.9$$

WELL/DIV. NO.*	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEVICE	REMARKS
								<u>Submersible</u>

System Description Well, submersible pump & buried pipe line to two homes

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

RECOMMENDED AMOUNTS

USE

Domestic

Irrigation requirement =

AFA/Acre

Q (cfs)

V (afa)

FROM

TO

0.08

2.4

1-1

12-31

Total

0.08 OK 2.4 OK

Remarks

Examiner's Signature

Date

8/3/83 9/1/83 11/30/83

☐ Add P.D. as reflected above

~~None~~

Recommended Amendments:

[illegible]

Place(s) of Use

Sam
Dumont

Point(s) of diversion:

same as parent

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

SCHEMATIC DIAGRAM OF SYSTEM

[illegible]

MAP (Attach Aerial Photo)

- 1 MILE

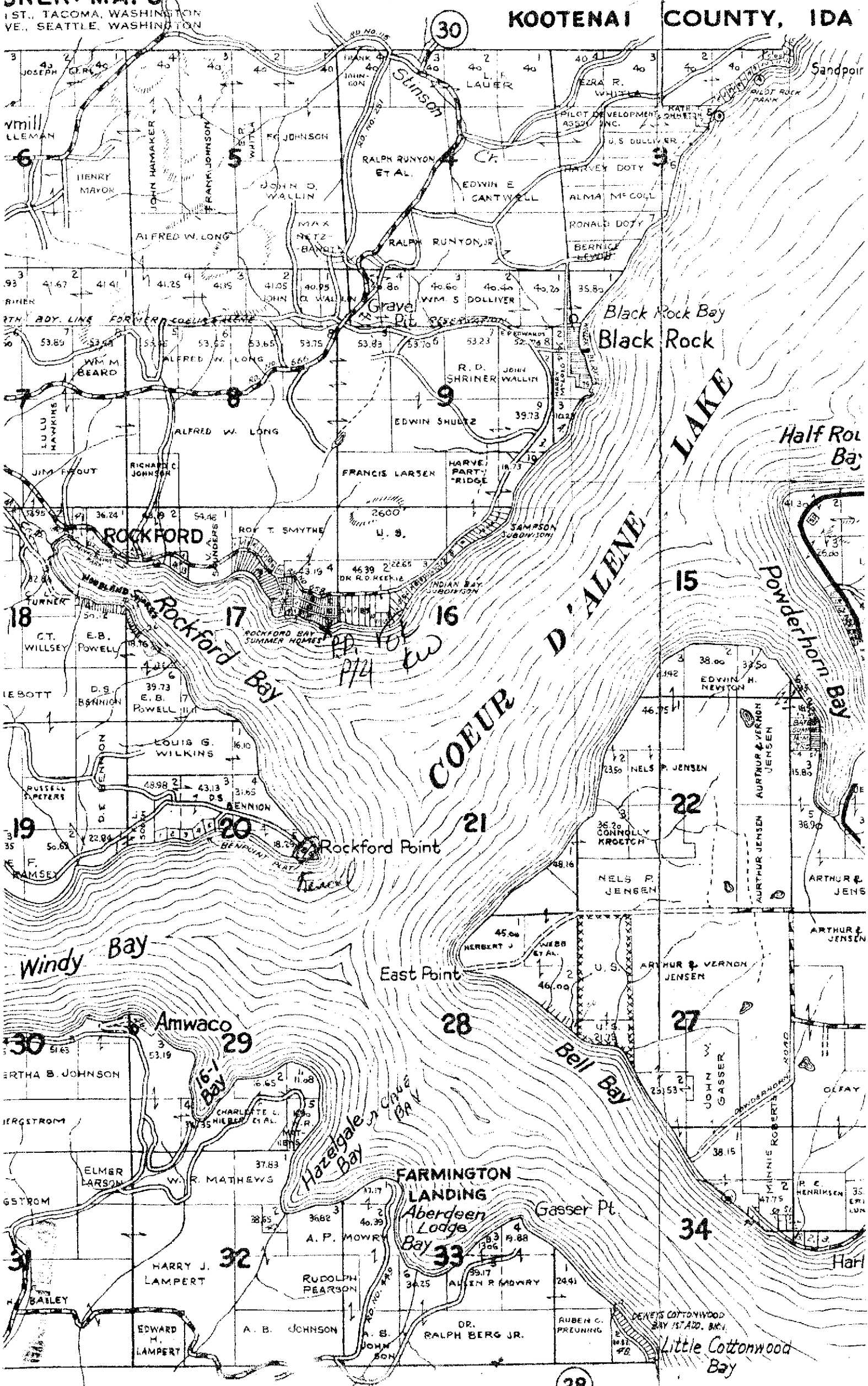
FOR SALE BY

SKER. MAPS

1ST., TACOMA, WASHINGTON
VE., SEATTLE, WASHINGTON

TOWNSHIP 48 N., RANG KOOTENAI COUNTY, IDA

95-7844





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

MAY 18, 1983

HOWARD MILLER
POB 8935
MOSCOW ID 83843

RE: Permit No. 95-7844

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/S/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

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. 95-7844.

Name(s) of Permit Holder: Howard F. Miller

Post Office Address: Box 8935 Moscow, Id. 83843

Other address:

Star Rt. - Rockford Bay Coeur d'Alene, Tel. No. 664-6947

Source of Water: Ground Water - Kootenai County
Id. 83843

Extent of Use:

☒ Domestic	<u>two (2)</u>	(number of households)
☐ Stockwater		(number and type of stock)
☐ Irrigation		(acres)
☐ Other		

Measuring Device Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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

4-20-83

Date

Howard F. Miller

Signature of Permit Holder

Miller

Box 8935

Moscow, Id. 83843

AI3c



Grazy Horse

21
19

RECEIVED
APR 25 1983



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138455

MILLER, HOWARD F.
P.O. BOX 8935
MOSCOW, ID 83847

PROOF DUE NOTICE

MARCH 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 95-7844 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MAILED 7/1/83



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, 1978

Re: Permit No. 95-7844

Howard F. Miller
Box 8935
Moscow, ID 83843

Dear Mr. Miller:

Enclosed is a copy of your approved Application for Permit No. 95-7844. We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

MICROFILMED

95-7844-Miller

STAFF REVIEW - STATE OFFICE

1. ☒ Name vs. Signature
2. ☒ Source
3. ☒ Point of Diversion
4. ☒ Amnt. & Period of Use
5. ☒ Descrip. of Diverting Wrks.
6. ☒ Time req. for Proof of B/U
7. ☒ Place of Use for other than irrig.
8. ☐ Place of Use for irrigation (add acres)
9. ☒ Property Owner at Pt. of Div. & Pl. of Use
10. ☒ Map
11. ☒ Fee & Rec't. No.

Copies Sent To:

☒ Idaho Health Department	☒ U.S.F.S.
☒ Idaho Fish & Game Dept.	☒ Dept. of Lands
☒ Bureau of Land Management	☒ Other

Dam Safety Information N/A (Goes to Permit Section)

Check:

Critical G.W. Area ☐ yes ☒ no

Other rights on same land None - domestic

Withdrawals of all protests received ☐ yes ☐ no

Conditions:

ID Power Co. Letter - Snake R. ☐

Meas. Dev. or Sc. Meas. no

ID Power Co. Letter - G.W. & Tribs. ☐

Totalizing meter ☐

Snake River Condition ☐

Supplemental ☐

Payette River Letter ☐

Right-of-Way Cond. ☒

Priority Date 5-4-78

Watermaster Cond. ☐
Wtr. Dist No. ☐

Water Quality #16 ☐

Meas. Dev. Cond. for apps within
a Water Dist. ☐

Water Quality #10 ☐
intrastate ☐ interstate ☐

Jan Prover
Reviewer
6/15/78
Date

MICROFILMED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. Miller

☒ 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) RYA 5-4-78

In form to receipt

(2) _____

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) _____

Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

(4) RYA 5-4-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) _____

Affidavit of Publication received(date) 6-1-78

(12) _____

Final date for protests 6-5-78

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

5-4-78 Proposed Priority

Reason for Reduction

Measuring device required

See attached sheet for other conditions of
approval

☒ No special conditions for approval

(15) District Northern

By Bob Hayes Date 6-5-78

RECEIVED
JUN 6 1978
DEPARTMENT OF WATER RESOURCES



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 11, 1978

RE: Applications No. 95-7843 & 95-7844

Coeur d'Alene Press
Second & Lakeside
Coeur d'Alene, Id 83814

Gentlemen:

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

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

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

Very truly yours,

ROBERT G. HAYNES, P.E.
District Supervisor

RGH:ab

Enc: Legal Notice(s)

Bill
Received
6-1-78
[Signature]

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Howard F Miller

Box 8935, Moscow, Id

has on May 4, 1978 submitted Application No. 95-7844

for a permit to appropriate 0.08 cubic feet per second acre feet per annum
XXXXXXXXXXXXXXXXXXXX

of water from a groundwater source

by means of a well, pump & pipeline

within the Gov Lot 4, Sec 17, T48N, R4W, B.M., Kootenai County

to be used from Jan 1 to Dec 31 o

for domestic purpose

within the Gov Lot 4, Sec 17, T48N, R4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before June 5, 1978.

C. STEPHEN ALLRED
Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Id

on May 18 and May 25, 1978

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 8, 1978

Re: 95-7844

Mr. Howard F. Miller
Box 8935
Moscow, ID 83843

Dear Mr. Miller:

Attached is your receipt No. 10886 in the amount of \$ 10.00 for the
filing fee on the above referenced item which was received in this office.

Very truly yours,

Alea Beito
Secretary

AB

Attachment

RECEIVED