















State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7540 Priority June 16, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that WALTER J. FRANK, JR.

of Wallace, Idaho, has complied with the terms and conditions of Permit No. 95-7540 issued pursuant to Application for Permit dated June 16, 1975, and has submitted proof to the Department of Water Resources on November 1, 1977, 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 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>0.04</u> cfs and <u>1.2</u> acre feet			
<u>(one home)</u> 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 for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.2 acre feet per year, said waters to be diverted within the Govt. Lot 4, Sec. 6, Twp. 49N, Rge. 3W, B.M. in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
49N	3W	6																	

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 31 day of December, 19 79.

Director

APPROVED

Identification No. 95-7540

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 WALTER J. FRANK JR Phone: _____
post office address BOX 528 WALLACE, ID 83873
2. Source of water supply GROUNDWATER which is a tributary of _____
3. a. Location of point of diversion is GOV LOT 4 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 6 Township 49N
Range 3W B.M. KOOTENAI County; ~~additional points of diversion if any:~~
ALSO KNOWN AS LOTS 1 & 2 BLOCK #1 ECHO POINT
- 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 0.08 for DOMESTIC purpose from JAN 1 to DEC 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.08 for FIRE PROTECTION 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. 0.08 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. SUBMERSIBLE PUMP
WITH PIPELINE TO PLACE OF USE
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 6 inches; proposed depth of well is 60 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: GOV LOT 4 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 6 Township 49N
Range 3W 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 TWO.
(5) If water is to be used for other purposes describe: _____

MICROFILMED

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

[illegible]

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.

Walter J. Frank, Jr.
(Applicant)

Proposed Priority 6-16-1975

Received by KK Date 6/16/75 Time 11:55A
Preliminary check by KK Fee \$ 10.00
Received by KK Date 6/16/75 # 918
Publication prepared by CP Date 6-20-75
Published in Coeur d'Alene Press
Publication dates 6-26 & 7-3-75
Publication approved CP Date 7-14-75
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by KK

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. 95-7540, 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 80.

c. Other: _____

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

Witness my hand this 21 day of July, 19 75.

Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Sandra Newlan 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 Application
for Water Permit.

of which the annexed is a printed copy, was published in the regular Thursday
issue of said newspaper for 2 consecutive weeks
commencing on the 26 day of June, 1975 and
ending on the 3 day of July, 1975 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.

Sandra Newlan

Subscribed and sworn to before me this _____ day of _____

_____, 19____.

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that
Walter J. Frank, Jr., Box 528,
Wallace, Idaho has on June 16,
1975 submitted Application
No. 95-7540 for a permit to ap-
propriate 0.08 cubic feet per
second of water from a ground
water source by means of
pump and pipeline within
Gov't. Lot 4, Sec. 6, T. 49N, R.
3W, B.M., Kootenai County

(Lots 1 and 2, Block 1, Echo
Point) to be used from Jan. 1
to Dec. 31 for domestic (0.08
cfs) and fire protection pur-
poses (0.08 cfs) within Gov't.
Lot 4, Sec. 6, T. 49N, R. 3W,
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 July 14, 1975.

R. KEITH HIGGINSON
Director

Legal No. 111
June 26, July 3, 1975

1188
LEADER



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

January 8, 1980

Walter J. Frank, Jr.
Route 2, Box 120A
Harrison, ID 83833

Dear Mr. Frank:

RE: Permit No. 95-7540

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

Sincerely,

Jan Grover
JAN GROVER
Water Rights Supervisor

JG:lr

Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

John V. Evans
Governor

C. Stephen Allred
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

December 11, 1979

Re: Permit No. 95-7540

Walter J. Frank, Jr.
Route #2, Box 120A
Harrison, ID 83833

Dear Mr. Frank:

A representative of this Department made an examination of the works covered by your Permit No. 95-7540 on August 29, 1978, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per
year.

Point of diversion: Govt. Lot 4, Sec. 6, Twp. 49N, Rge. 3W, B.M.

Beneficial use: Domestic use within the Govt. Lot 4, Sec. 6, Twp. 49N,
Rge. 3W, B.M.

Priority date established: June 16, 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

MICROFILMED

✓ ~~✓~~

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion 0.08 cubic feet per second and annual volume _____ AF/Annum.

- Township 49N N/S, Range 3W E/W, B.M., Section 6, Subdivision L.4 1/4 _____ 1/4 _____ Kootenai
County _____
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

surface
Description of diverting works: sub. 1 hp pump, 60' deep, 6" casing, 1 hp motor pump 1 1/4" suction
1" discharge thru plastic pipe for sprinkling and garden use and fire prot.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

DATE OF EXAM 8/29/78

ACREAGE
Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured None Method of measurement _____

Total Q recommended 0.04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 0.04 cfs

Recommended Amendments:

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

MEASUREMENT CALCULATION:
Area Land Sold @ 0.04 cfs @ 1.2 AF/Ann

SYSTEM DESCRIPTION:

Submersible pump & pipe line to place
apex

REMARKS:
Contacted Mr. Frank.

Permit for well only. Mr. Frank appears to have
a "constitutional" right from 1954 from State Com. Bill.
for fire protection. Can not recommend two sources on one permit.

Examiner's Signature J. King Date 8/29/78

Checked by Bob Haynes Date 8/15/78

Approved by _____ Date _____

November 9, 1977

Re: Permit No. 95-7540

Walter J. Frank, Jr.
Route 2, Box 120A
Harrison, Idaho 83833

Dear Mr. Frank:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK
Water Rights

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder WALTER J. FRANK, JR.
b) Post Office Address RT 2 - BOX 120 A HARRISON IDAHO 83833
2. Permit Number 95-7540
3. Date of Priority that you are prepared to establish 6-16-1975
4. a) Source from which water was appropriated UNDER GROUND WELL
b) Location of the point of diversion: Gov. Lot 4 $\frac{1}{4}$ $\frac{1}{4}$, Section 6
Township 49N, Range 3W Boise Meridian, Other points of diversion: SURFACE WATER FROM LAKE COEUR D'ALENE (Page 2-80 of Permit 95-7540)
5. a) The amount of water and use to which the water has been applied: UNKNOWN
Amount Unknown for Domestic use purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount Unknown for Fire protection purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for Sprinkling purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) Lawn & Garden (Month-Day) (Month-Day)
b) Total amount appropriated Unknown 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: None
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:

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) Submersible 1 hp pump - 60' deep - 6" well casing
Surface Water - 1 hp motor pump 1 1/2" suction - 1" discharge thru plastic pipe
for sprinkling & garden use - also fire protection
b) Describe the type and size of measuring device which you have installed at your point of diversion:
NONE

c) Give well driller's name and address and the date the well was completed: Agua Drilling Co., Coeur d'Alene, ID.
6-10-75
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic household use & fire protection -
lawn and garden plot sprinkling

Exam turned 11/7/77 by f

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

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

lawn + garden, Less than 5 acres

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

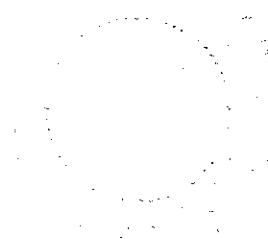
The above information is a true statement of the extent to which the above numbered permit has been developed.

10-26-77
(Date)

Walter J. Frank Jr
(Signature)

State of Idaho)
County of Shoshone) ss.

On this 26th day of October, 19 77, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


Notary Public for the State of Idaho
Residing at Wallace, Idaho
My commission expires My commission expires July 18, 1981

Christina M. A. Lacroix
Notary Public residing at _____
Notary Public for the State of Idaho
Residing at Wallace, Idaho
My commission expires July 18, 1981

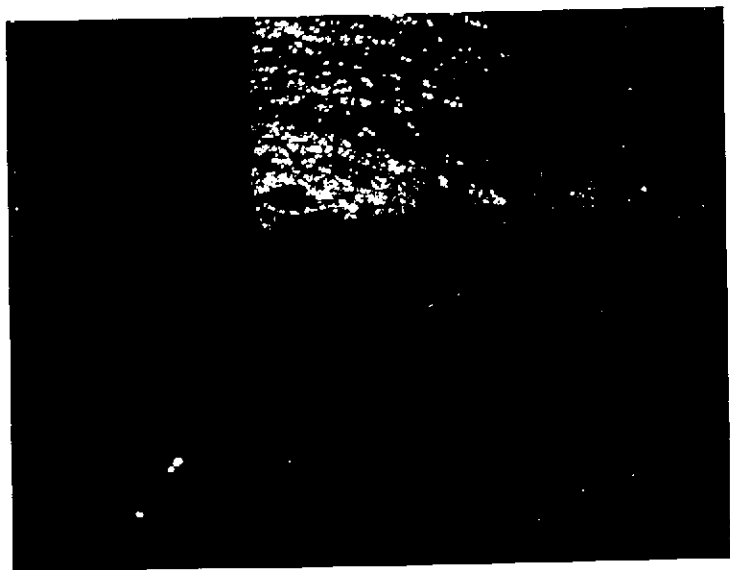


FIRE HOSE Connection and Hydrant
AT HOUSE SITE

10-3-77

W. J. FRANK, JR

Permit # 95-7540



Pump in Foreground + Water line To Lake

10-3-77

W. J. Frank, Jr.

Permit # 95-7540



60 FT. Well & Hydrant

10-3-77

W. J. FRANK JR.

Permit # 95-7540



Portion of Waterline - Pump to Lake
10-3-77

Walter J. Frank, Jr.

RT. 2. Box 100A

Harrison Id 83833

Permit # 95-7540



Water line From Pump - Hoses

10-3-77

W. J. FRANK, Jr.

Permit # 95-7540



1 HP. Pump To Pump From Lake

10-3-77

W. J. FRANK, Jr.

Permit # 95-7540



WATER LINE TO UPPER AREA FOR
FIRE PROTECTION & IRRIGATION

10-3-77

W. J. Frank Jr.

Permit # 95-7540

W. J. FRANK
RT 2 Box 120A
HARRISON ID. 83833

CERTIFIED
No. 166743
MAIL

RETURN RECEIPT
REQUESTED

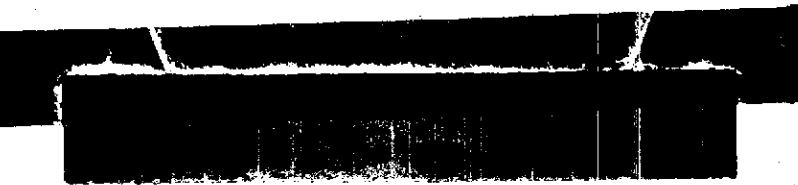
Photos - DO NOT BEND

Dept. of Water
State House
Boise, Idaho. 83720

Resources

MICROFILMED





photos
you blue



TO

Dept. of Water Resources

RECEIVED

WALTER J. FRANK, Jr.

State House

OCT 6 1977

RT. 2. Box 120 A.

Boise Idaho 83720

Department of Water Resources

HARRISON ID. 83833

SUBJECT

Proof of construction & use - Water Permit #95-7540 DATE 10/4/77

MESSAGE

Gentlemen:

Enclosed find Polaroid pictures as proof of construction and
 Application of water to beneficial use as per
 permit #95-7540, dated July 21, 1975

SIGNED

Walter J. Frank, Jr.

REPLY

Enclosed is a proof of application of water to beneficial use form that must be used
 to submit the proof of beneficial use. If you have any questions regarding this matter,
 please contact us.

SIGNED

Janine Bess

DATE

10/16/77

SEND PARTS 1 AND 3 WITH CARBON INTACT - PART 3 WILL BE RETURNED WITH REPLY

July 21, 1975

Re: Permit No. 95-7540

Walter J. Frank, Jr.
Box 528
Wallace, ID 83873

Dear Mr. Frank:

Enclosed is a copy of your approved Application for Permit No. 95-7540. 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

UNRECORDED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 95-7540

☒ 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) SP 6/14/75

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) SP 6/14/75

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) SP 7/14/75

Critical groundwater area: yes _____ no ☒

(8) SP 7/14/75

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) SP 7/14/75

Other rights on the same place of use None

(10) _____

Comments: _____

(11) CP 7/14

Affidavit of Publication received(date) July 9, 1975

(12) CP 6/20

Final date for protests July 14, 1975

Protests received: yes _____ no ☒

(13) SP 7/14/75

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

(14) SP 7/14/75

Action recommended:

☒ Approve _____ Deny

6/14/75 Proposed Priority

_____ Reason for Reduction _____

NO Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By [Signature] Date 7/14/75

Department of Water Resources



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

June 20, 1975

Re: Application No. 95-7540 Application No. 96-7378
 " " 95-7542 Claim No. 95-4338

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,

FRED EISENBARTH
Northern District Manager

FE:CP

Enc: Legal Notice(s)

Bill: 7-14-75.0

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Walter J. Frank, Jr.,

Box 528, Wallace, Idaho

has on June 16, 1975 submitted Application No. 95-7540

for a permit to appropriate 0.08 cubic feet per second ~~xxxxxx feet per second~~

of water from a ground water source

by means of pump and pipeline

within ~~the~~ Gov't. Lot 4, Sec. 6, T. 49N, R. 3W, B.M., Kootenai County (Lots

1 and 2, Block 1, Echo Point)

to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and fire protection

~~xxxx~~ purposes (0.08 cfs)

within ~~the~~ Gov't. Lot 4, Sec. 6, T. 49N, R. 3W, 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 July 14, 1975.

R. KEITH HIGGINSON

Director

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

on June 26 and July 3, 1975

RECEIVED

RECEIVED

NOTICE OF APPLICATION
FOR WATER PERMIT
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3W, B.M., Kootenai County
(Lots 1 and 2, Block 1, Echo
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or before July 14, 1975.
R. KEITH HIGGINSON
Director
Legal No. 111
June 26, July 3, 1975

C.K.
7-3-75
cp