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Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7503 Priority Nov. 26, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that GERALD C. &/or NORA E. KILIAN
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7503 issued pursuant to Application for Permit dated November 26, 1974,
and has submitted proof to the Department of Water Resources on August 27, 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 0.04 cfs of water from a ground water 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>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>1.2</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
1.2 acre feet per year, said waters to be diverted within the Gov't. Lot 7 of
Sec. 30, Twp. 50 N, Rge. 2 W, B.M. in the County of Kootenai

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
50 N	2 W	30																	

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 2 day of
October, 19 76.

Director

Identification No. 95-7503

Application No. _____

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 Gerald C. &/or Nora E. Kilian Phone: 664-4164
post office address 505 East Harrison Avenue, Coeur d'Alene, Idaho 83814

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

3. a. Location of point of diversion is Gov't. Lot 7 ~~1/4~~ of Section 30 Township 50N
Range 2W B.M. Kootenai 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 0.04 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. 0.04 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with pump and motor.

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 62 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't. Lot 7 ~~1/4~~ of Section 30 Township 50N
Range 2W 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 _____

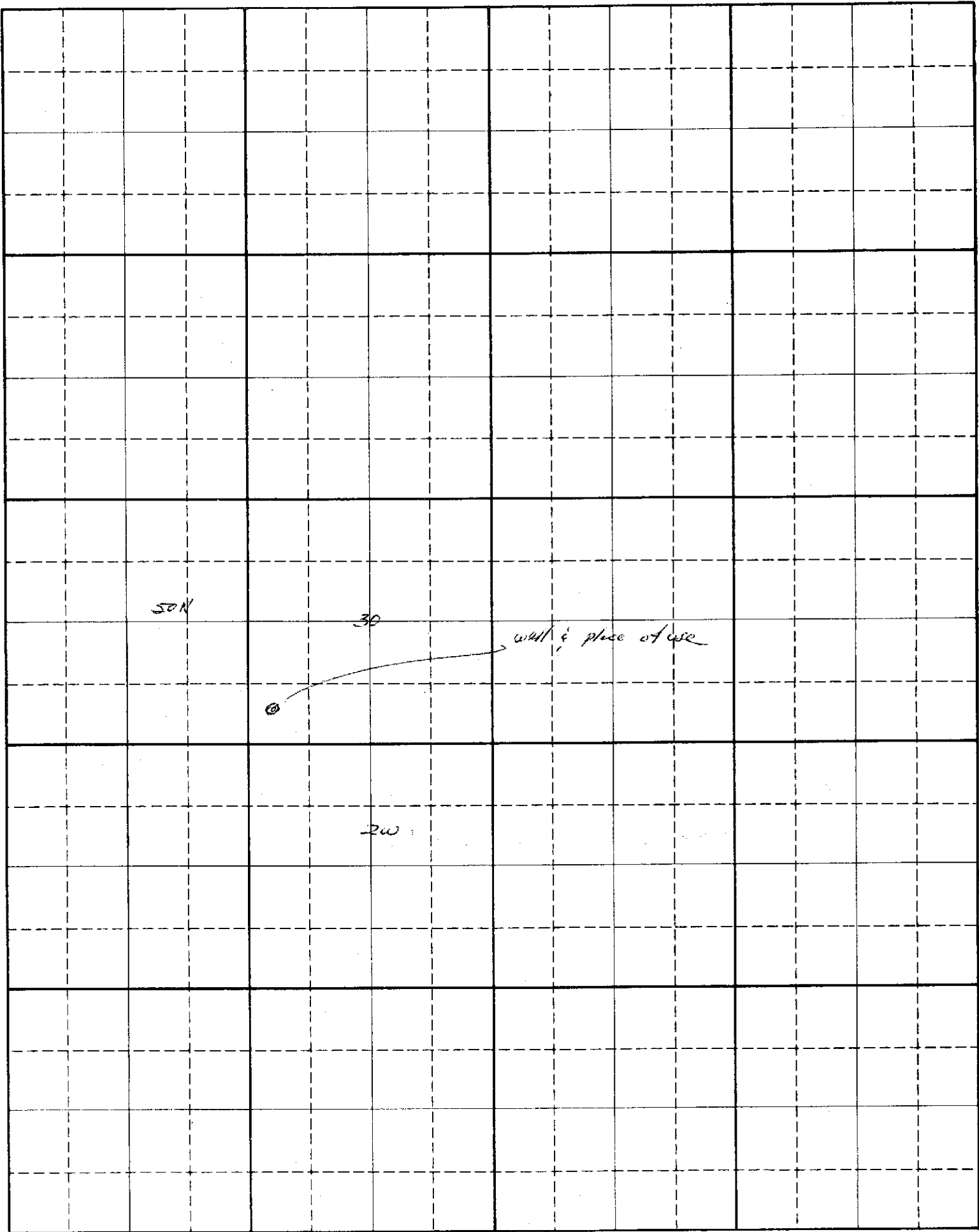
(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water One.

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

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MICROFILMED

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.

Gerald E. Nelson
(Applicant)

Received by 11/26/74 Date 11/26/74 Time 10:00am
Preliminary check by 12 Fee \$ 10.00
Received by 12 Date 11/26/74 # 15143
Publication prepared by CP Date 11-29-74
Published in Coeur d'Alene Press
Publication dates 12-5 & 12-12-74
Publication approved CP Date 12-16-74
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by BOF

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7503, 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 January 1, 1980.

c. Other: _____

c. Other: _____

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

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

Witness my hand this 9 day of January 19 75.

Witness my hand this 4 day of January 19 75.

~~Direct~~

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Gerald C. &/or Nora E. Kilian, 505 East Harrison, Coeur d'Alene, Idaho have on Nov. 26, 1974 submitted Application No. 95-7503 for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of well, pump, and motor within Gov't. Lot 7, Sec. 30, T. 50N, R. 2W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 7, Sec. 30, T. 50N, R. 2W, 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 Dec. 23, 1974.

R. KEITH HIGGINSON
Director

Legal No. 545
Dec. 5, 12, 1974

STATE OF IDAHO,
County of Kootenai, } ss.

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 Application

of which the annexed is a printed copy, was published in the regular Thurs issue of said newspaper for 2 consecutive weeks commencing on the 5 day of Dec, 1974, and ending on the 12 day of Dec, 1974, 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.

Carol Hedge

Subscribed and sworn to before me this 6th day of December, 1974.

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

October 5, 1976

Re: Permit No. 95-7503

Gerald C. &/or Nora E. Killian
505 East Harrison Ave.
Coeur d'Alene, ID 83814

Dear Mr. and Mrs. Killian:

Enclosed herewith is a copy of the water right license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

RECEIVED

SEP 22 1976

664-4164

Department of Water Resources
Northern District Office

Person to contact _____ 667-6597

Phone

Tributary to

~~SEP 29 1976~~

Department of Water Resources

Other uses:

Permit No. _____
Examination for _____ b/u
sources _____

Other Points of Diversions:

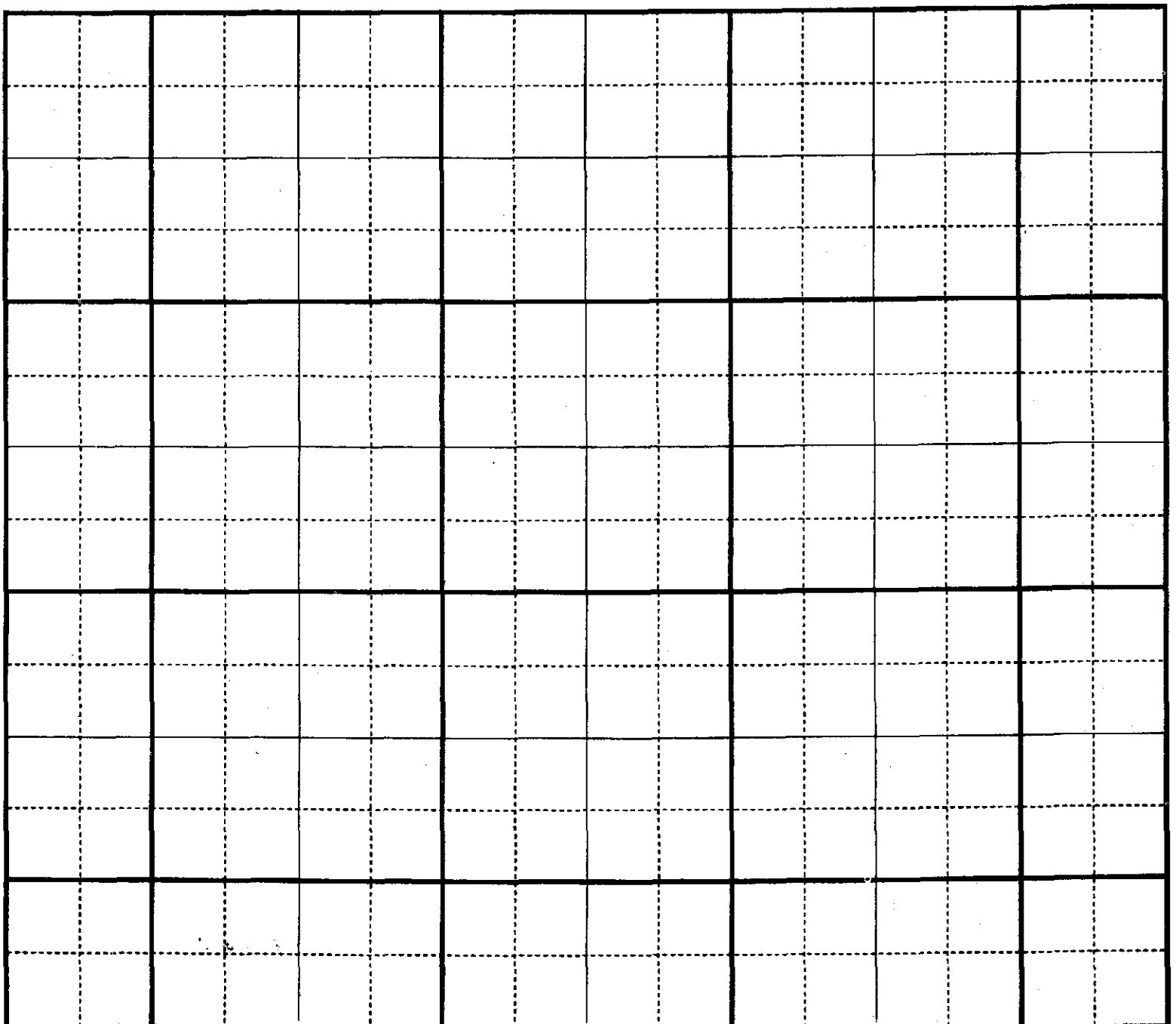
Description of diverting works: well with pump and motor.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Diagram of System



DATE OF EXAM 9/27/76

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 X

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

Exchange? yes _____ no X

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 0.04 cfs Method of measurement Call

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

Total V recommended 1.2 AF/Ann

Recommended Amendments:

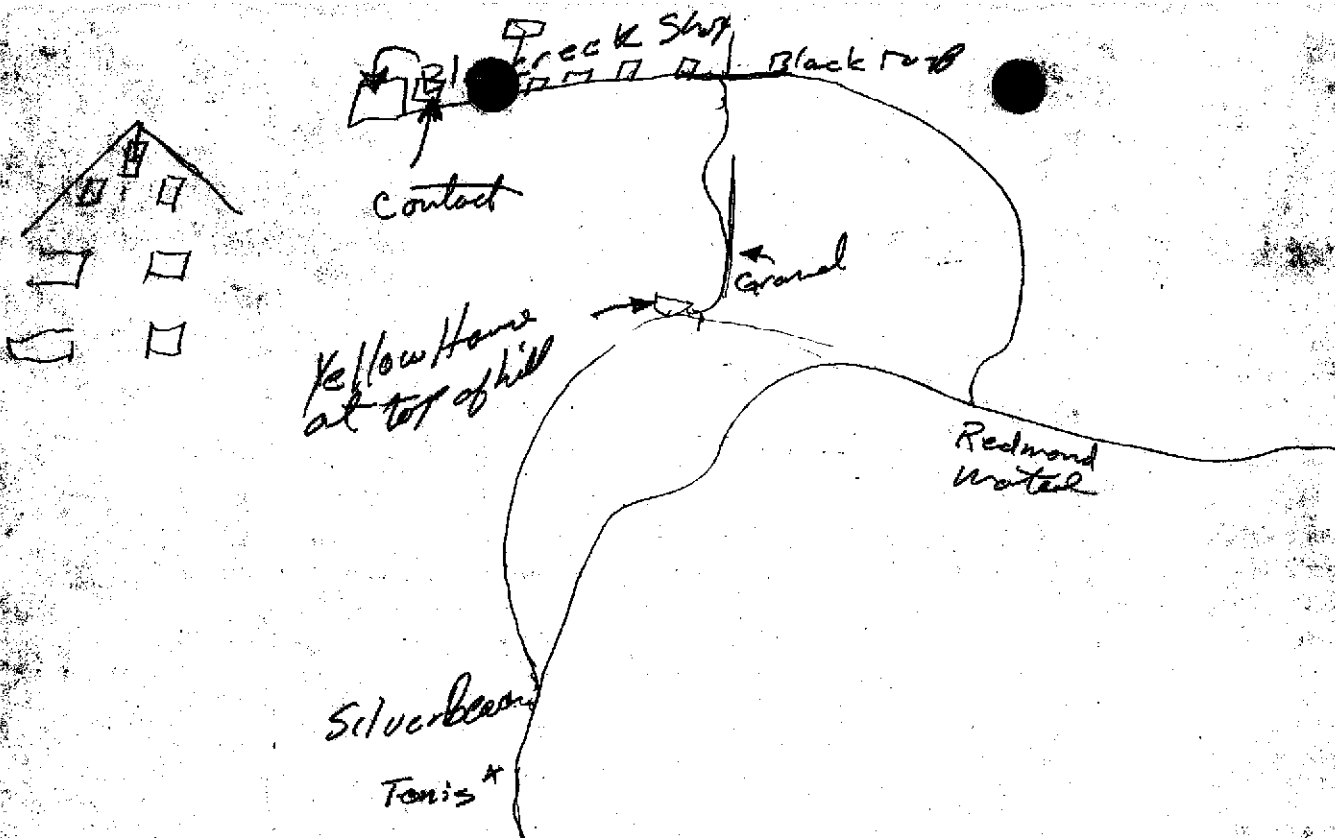
P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:
one house hold for domestic use @ 0.04 cfs. 1.2 AF/Ann

SYSTEM DESCRIPTION:
6" well @ 80' Deep w/ submersible pump w/ pipeline
to place of use

REMARKS:

Examiner's Signature Tom D. Lingle Date 9/27/76
Checked by Bob Haynes Date 9/28/76
Approved by _____ Date _____



Submersible Monitor Cap

September 21, 1976

Re: Permit No. 95-7503

Gerald C. &/or Nora E. Killian
505 East Harrison Avenue
Coeur d'Alene, Idaho 83814

Dear Mr. & Mrs. Killian:

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

Identification No. _____

Permit No. 95-7503

RECEIVED

AUG 27 1976

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources
Northern District Office

1. a) Name of Permit Holder Gerald C. &/or Nora E. Kilian
b) Post Office Address 505 East Harrison Ave., Coeur d'Alene, Idaho 83814
2. Permit Number 95-7503
3. Date of Priority that you are prepared to establish 11-26-1974
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: Gov. Lot 7 ~~XX~~ XX Section 30
Township 50N, Range 2W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 cfs for Domestic purposes from Jan. 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.04 cfs 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: Estimated.
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) Well with pump and motor.
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: Coeur d'Alene Drilling, P.O. Box 237, Hayden Lake, Idaho. Completed on November 12, 1974.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: The water is used for domestic purposes for one household within Gov't. Lot 7, Sec. 30, T. 50N, R. 2W, B.M.

Examined 9/21/76

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

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.

August 27, 1976
(Date)

Gerald P. Shuman
(Signature)

State of IDAHO)
County of KOOTENAI) ss.

On this 27TH day of AUGUST, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Corda M. Roberts
Notary Public residing at
COEUR D'ALENE, IDAHO

My commission expires SEPT. 11, 1976

January 13, 1975

Re: Permit No. 95-7503

Mr. & Mrs. ~~Conrad~~ Kilian
505 East Harrison Avenue
Coeur d'Alene, Idaho 83814

Dear Mr. Kilian:

Enclosed is a copy of your approved Application for Permit No. 95-7503. 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

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DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 95-7503

☒ 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 11/24/74 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) FE 11/26/74 In form for advertising
- (5) _____ Platted on Map No. _____
- (6) _____ Located within Water District No. _____
- (7) FE 12/23 Critical groundwater area: yes _____ no ☒
- (8) FE 12/23 Groundwater levels:
_____ Declining, ☒ Stable, _____ Increasing
(comment) _____
- (9) _____ Other rights on the same place of use
- (10) _____ Comments: _____
- (11) CP 12/16 Affidavit of Publication received(date) DEC. 9, 1974
- (12) CP 11/29 Final date for protests DECEMBER 23, 1974
Protests received: yes _____ no ☒
- (13) FE 12/23 All requested information received from agencies or
applicant: yes ☒ no _____
- (14) FE 12/23 Action recommended:
☒ Approve _____ Deny
11/24/74 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 [Signature] Date 12/23/74

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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

November 29, 1974

Re: Application No. 95-7503 - Gerald C. &/or Nora E. Killian

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 Submitted 12-16-74 by cp

MICROFILMED

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~~have~~
~~has~~ on Nov. 26, 1974 submitted Application No. 95-7503

for a permit to appropriate 0.04 cubic feet per second ~~acres feet per month~~

of water from a ground water source

by means of well, pump, and motor

within ~~the~~ Gov't. Lot 7, Sec. 30, T. 50N, R. 2W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within ~~the~~ Gov't. Lot 7, Sec. 30, T. 50N, R. 2W, 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 Dec. 23, 1974.

R. KEITH HIGGINSON

Director

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

on Dec. 5 and Dec. 12, 1974

MICROFILMED

NOTICE OF APPLICATION
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OK.
12-4-74
CP

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R. KEITH HIGGINSON
Director

Legal No. 545
Dec. 5, 12, 1974