

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Robert R. &/or Linda J. Fus, Route 1, Box 1-F, Rathdrum, Idaho have on August 8, 1974 submitted Application No. 95-7476 for a permit to appropriate 0.04 cubic feet per second of water from a spring by means of cistern, pump, pipeline, and pressure tank within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, R. 5W, B.M., Kootenai County to be used from Jan. 1 to Dec 31 for domestic (0.04 cfs) and stockwatering purposes (0.02 cfs) within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, 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 Sept. 2, 1974.

R. KEITH HIGGINSON

Director

Published in the Post Falls Tribune, Post Falls Idaho, on August 15 and August 22, 1974.

8-15 2tc

AFFIDAVIT OF PUBLICATION

County of Kootenai }
STATE OF IDAHO } ss.

JEANNETTE S. ROSIN, being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the NOTICE OF APPLICATION FOR WATER PERMIT

#95-7476 Robert R. &/or Linda J. Fus a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commenc-

ing with the issue dated August 15, 1974

and ending with the issue dated August 22, 1974

Subscribed and sworn to before me, this 22nd

day of August, 1974

Douglas P. Rosin
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 12.58

(34)

RECEIVED

AUG 26 1974

Department

My commission expires
April 23, 1978

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7476 Priority August 8, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that ROBERT R. &/or LINDA J. FUS
of Rathdrum, Idaho, has complied with the terms and conditions of Permit
No. 95-7476 issued pursuant to Application for Permit dated August 8, 1974,
and has submitted proof to the Department of Water Resources on September 16, 1975,
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 an unnamed spring,
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 acre feet</u>
<u>Stockwater</u>	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.02</u> cfs and	<u>0.4 acre feet</u>
	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
1.6 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 35,
Twp. 52 N, Rge. 5 W, 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 $\frac{1}{4}$	
52N	5W	35									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 6 day of
October, 19 75.

Director

Identification No. 95-7476

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

LICENSE ISSUED FOR 04 APR 1979
LICENSE PAGE NO. _____

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

1. Name of applicant Robert R. & Linda J. Fus
post office address Rt #1 Box 1-E Rathdrum, Id. 83858 Ph. 208-687-4042
2. Source of water supply Spring (groundwater) which is a tributary of _____
3. a. Location of point of diversion is N W $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 52 N
Range 5 W 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 N W $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 35 Township 52 N Range 5 W B.M. Kootenai County
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 0.02 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. 0.04 CFS cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Spring hole running into
300 cubic foot cistern w/ overflow. water pumped from
cistern to single family dwelling by means of
pump on pressure tank. $\frac{3}{4}$ H.P. pump; 42 gal pres. tank
- 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 Less years.
- b. Estimated construction cost is \$ 300.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: N W $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35 Township 52 N
Range 5 W 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 20 Beef cattle, 4 horses

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 1.
(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼			
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼
TOTALS			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼

Total number of acres to be irrigated.

c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion Henry L. Phillips

b. Who owns the land to be irrigated or place of use—

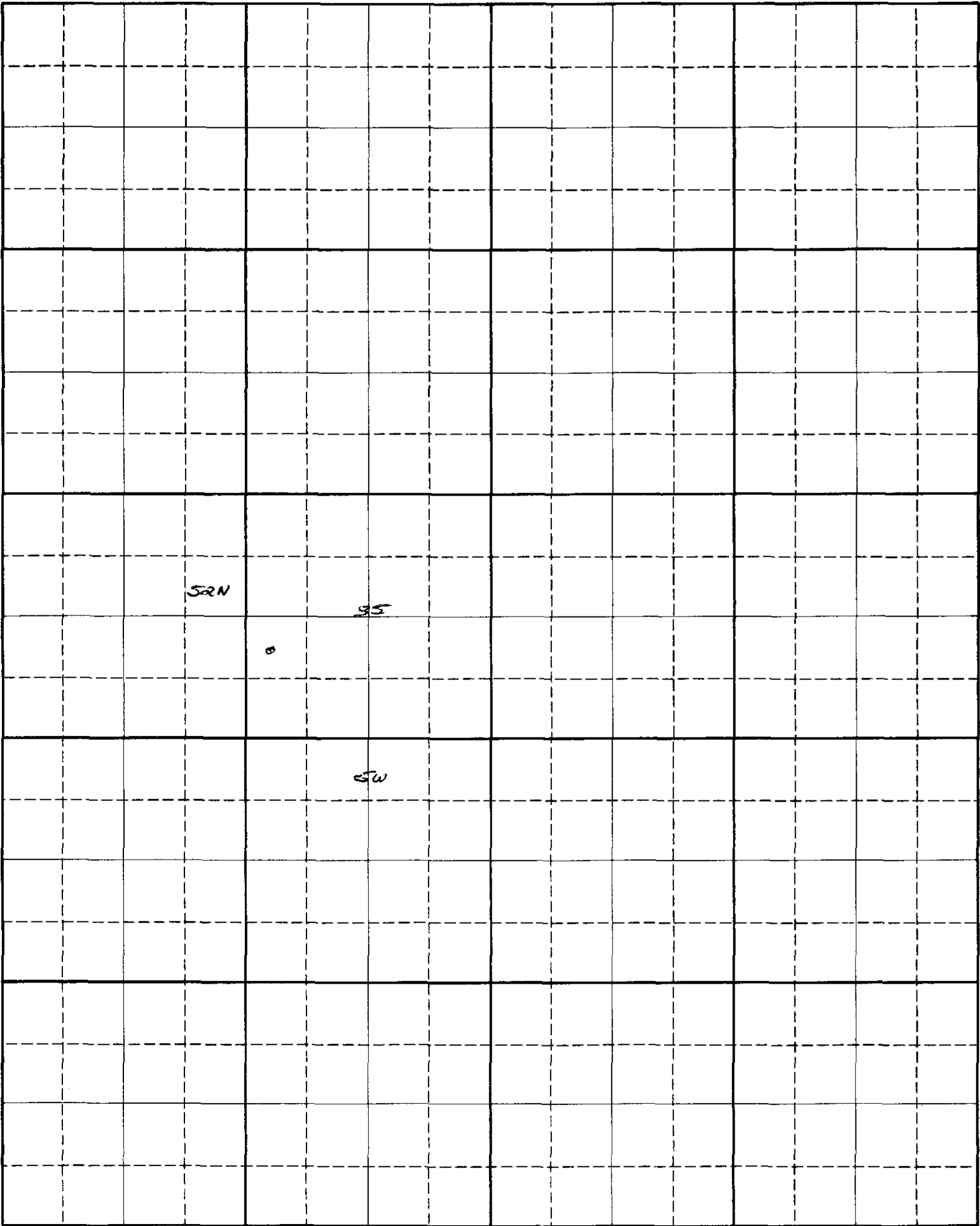
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing Purchase contract in effect. Decd is

held in escrow at the Washington Trust Bank, Spokane, Wash.

10. Remarks

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.

Robert R. Lees
(Applicant)

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Proposed Priority

Received by CP Date 8-8-74 Time 1:00 p.m.

Preliminary check by CP Fee \$ 10.00

Received by CP Date 8-8-74 8-15-74 8-17-74

Publication prepared by CP Date 8-9-74

Published in Post Falls Tribune

Publication dates 8-15 & 8-22-74

Publication approved CP Date 8-27-74

Priority reduced to Reason

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by _____ Date _____

Recommended for approval denial by AKB

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7476, 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 October 1, 19 75.

c. Other: The issuance of this permit in no way grants any right-of-way or

easement across the land of another person.

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

Witness my hand this 13 day of September 19 74.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EP</u>	<u>8/8/74</u>	Application No. <u>95-7476</u>
(2)			☒ 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
(3)	<u>EP</u>	<u>8/8/74</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>EP</u>	<u>8/8/74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	<u>CP</u>	<u>8/27</u>	Affidavit of Publication received (date) <u>August 26, 1974</u>
(11)	<u>CP</u>	<u>8/9</u>	Final date for protests <u>SEPT. 2, 1974</u> Protests received: yes _____ no <u>✓</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	<u>EP</u>	<u>9/3/74</u>	All requested information received from agencies or applicant yes <u>✓</u> no _____
(14)	<u>EP</u>	<u>9/3/74</u>	Action recommended: ☒ Approve Priority <u>8/8/74</u> ☐ Deny Reason for Reduction _____ <u>NO</u> Measuring device required <u>See attached sheet for additional conditions of approval</u> ☒ No additional conditions for approval
(15)	District <u>Nathan</u>	By <u>[Signature]</u> Date _____	

RECEIVED

MICROFILMED

SEP 5 1974

Department of Water Resources

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert R. &/or Linda J. Fus, Route 1, Box 1-F, Rathdrum, Idaho have on August 8, 1974 submitted Application No. 95-7476 for a permit to appropriate 0.04 cubic feet per second of water from a spring by means of cistern, pump, pipeline, and pressure tank within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, R. 5W, B.M., Kootenai County to be used from Jan. 1 to Dec 31 for domestic (0.04 cfs) and stockwatering purposes (0.02 cfs) within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, 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 Sept. 2, 1974.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls Idaho, on August 15 and August 22, 1974.

8-15 21g

County of Kootenai }
STATE OF IDAHO } ss.

JEANNETTE S. ROSIN, being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the NOTICE OF APPLICATION FOR WATER PERMIT
#95-7476 Robert R. &/or Linda J. Fus a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commencing

with the issue dated August 15, 1974

and ending with the issue dated August 22, 1974

Subscribed and sworn to before me, this 22nd

day of August, 1974

Douglas R. Rosin
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 12.58

(34)

My commission expires
April 23, 1976

October 1, 1975

Re: Permit No. 95-7476

Robert R. &/or Linda J. Fus
Route 3, Box 45
Rathdrum, ID 83858

Dear Mr. & Mrs. Fus:

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

10-1-75

FIELD REPORT

1. Name of permit holder Robert R. &/or Linda J. Fus

Post office address Route 3, Box 45, Rathdrum, ID 83858 Phone 687-4042

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☒ Spring
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.04 c.f.s. for Domestic (1)
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.02 c.f.s. for Stockwater (20 beef cattle, 4 horses)
AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 52N N/S, Range 5W E/W, B.M., Section 35, Subdivision NW 1/4 SW 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: _____

Description of diverting works: spring hole running into a 300 cubic foot cistern with overflow.
Water pumped from cistern to single family dwelling by means of a pump and pressure tank.
3/4 hp pump with 42 gallon pressure tank.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____

Permit No. 95-7476

Examination for b/u

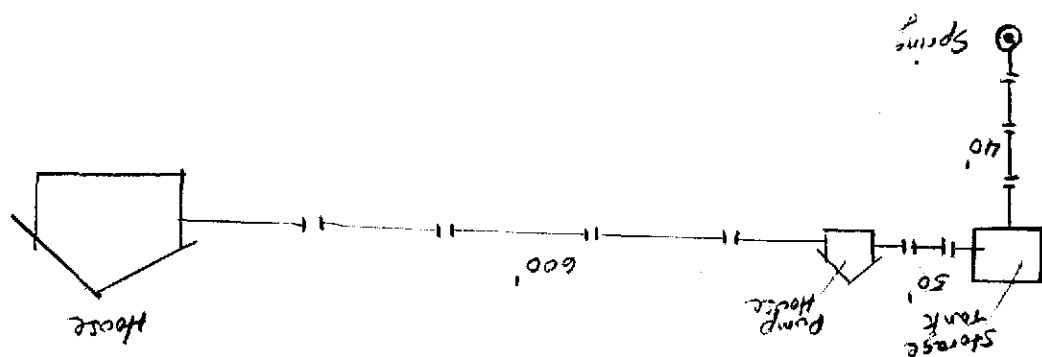


Diagram of System

DATE OF EXAM 9/25/75

ACREAGE

Found 1/2 (acre of lawn and garden)

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 1/1 to 12/31
Livestock Q= 0.02 c.f.s. V= .4 AF/Ann. from 1/1 to 12/31

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 0.04 cfs Method of measurement estimated

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

Total V recommended 1.6 a.c.f. / year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

Developed Spring with a 3' fiberglass culvert into the ground approx 8' deep. A pipeline leads down hill 140' to a 2500 gal. underground concrete storage tank. A 3/4 hp pump and motor pumps the water from the storage tank uphill 600' to the place of use.

REMARKS:

Domestic purposes for household
stockwater for 20 beef and 4 horses.
Irrigation of garden.

Examiner's Signature [Signature] Date 9/25/75

Checked by [Signature] Date 9/29/75

Approved by _____ Date _____

September 17, 1975

Re: Permit No. 95-7476

Robert R. &/or Linda J. Fus
Route 3, Box 45
Rathdrum, Idaho 83858

Dear Mr. & Mrs. Fus:

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

SEP 16 1975 OK j

Department of Water Resources

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Robert R &/or Linda J Fus
b) Post Office Address Rt #3 Box 45, Rathdrum, Idaho 83858 Phone 208-687-4042
2. Permit Number 95 - 7476
3. Date of Priority that you are prepared to establish August 8, 1974
4. a) Source from which water was appropriated Spring
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 35
Township 52N, Range 5W 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 January 1 to Dec. 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount 0.02 CFS for Stockwater purposes from January 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)
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 by Robert Fus for domestic purposes as directed by the Coeur D'Alene office of the Dept. of Water Administration
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:
N/A
b) Describe the agreement or understanding by which you take water from the works:
N/A
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) Spring hole running into a 300 cubic foot cistern with overflow. Water pumped from cistern to single family dwelling by means of a pump and pressure tank. 3/4 H.P. pump with 42 gallon pressure tank.
b) Describe the type and size of measuring device which you have installed at your point of diversion:
N/A
c) Give well driller's name and address and the date the well was completed:
N/A
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
Domestic use and stockwater for residence on above described land.

Exam typed

9-16-75 by j

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

N/A

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 address shown on the permit was: _____

Rt #1 Box 1-F, Rathdrum, Idaho

This was changed by the post office to: _____

Rt #3 Box 45, Rathdrum, Idaho

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

Sept. 9, 1975
(Date)

Robert R Fus Linda J Fus
Robert R Fus Linda J Fus
(Signature)

State of Washington)
) ss.
County of Spokane)

On this 9th day of September, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Carol Munkers
Notary Public residing at Spokane,
Washington

My commission expires September 1, 1978

- **SENDER:** Complete items 1 and 2.
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¢
☐ DELIVER ONLY TO ADDRESSEE and
 - show to whom and date delivered..... 65¢
☐ DELIVER ONLY TO ADDRESSEE and
 show to whom, date, and address of
 delivery 85¢

2. ARTICLE ADDRESSED TO:

Linda f. Tus

3. ARTICLE DESCRIPTION:

REGISTERED NO.

CERTIFIED NO.

INSURED NO.

27053

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

4.

DATE OF DELIVERY

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.

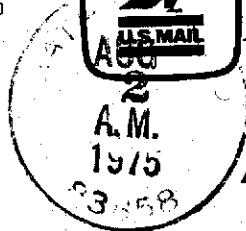
- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

RETURN
TO



DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

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



August 1, 1975

CERTIFIED MAIL

27053

Re: Permit No. 95-7476

Robert R. &/or Linda J. Fus
Route 1, Box 1-F
Rathdrum, Idaho 83858

Dear Mr. & Mrs. Fus:

One of the conditions of approval of your water Permit No. 95-7476 (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 October 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

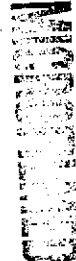
If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency 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



September 16, 1974

Re: Permit No. 95-7476

Mr. & Mrs. Robert Fus
Route 1, Box 1-F
Rathdrum, Idaho 83858

Dear Mr. & Mrs. Fus:

Enclosed is a copy of your approved Application for Permit No. 95-7476. 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

RECOMMENDEDCONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☒ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____
- _____
- _____

MICROFILMED

August 9, 1974

Re: Application No. 95-7472
" " 95-7473
" " 95-7474
" " 95-7475

Application No. 95-7476
Claim No. 95-4297
" " 95-4298

Post Falls Tribune
Box 68
Post Falls, ID 83854

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 8-27-74 by P

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert R. &/or Linda J. Fus,
Route 1, Box 1-F, Rathdrum, Idaho
have ~~been~~ on August 8, 1974 submitted Application No. 95-7476
for a permit to appropriate 0.04 cubic feet per second ~~XXXXXXXXXXXXXXXXXXXX~~
of water from a spring
by means of cistern, pump, pipeline, and pressure tank
within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, R. 5W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31
for domestic (0.04 cfs) and stockwatering purposes (0.02 cfs)

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, 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 Sept. 2, 1974.

R. KEITH HIGGINSON

Director

Published in the Post Falls Tribune, Post Falls, Idaho
on Aug. 15 and Aug. 22, 1974

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Robert R. &/or Linda J. Fus, Route 1, Box 1-F, Rathdrum, Idaho have on August 8, 1974 submitted Application No. 95-7476 for a permit to appropriate 0.04 cubic feet per second of water from a spring by means of cistern, pump, pipeline, and pressure tank within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, R. 5W, B.M., Kootenai County to be used from Jan. 1 to Dec 31 for domestic (0.04 cfs) and stockwatering purposes (0.02 cfs) within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, T. 52N, 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 Sept. 2, 1974.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls Idaho, on August 15 and August 22, 1974.

8-15 2tc

August 9, 1974

Re: Application for Permit No. 95-7476

Mr. Robert R. Fus
Route 1, Box 1-F
Rathdrum, ID 83858

Dear Mr. Fus:

Attached is your receipt No. 15017 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

FRED EISENBARTH
Northern District Manager

FE:CP

Attachment

MICROFILMED