

No Color
Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7440 Priority April 19, 1974 Amount 0.04 cfs

THIS IS TO CERTIFY, that Donald H. &/or F. Ardyce Dillard
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7440 issued pursuant to Application for Permit dated April 19, 1974,
and has submitted proof to the Department of Water Resources on May 27, 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 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 1 of Sec. 18,
Twp. 50 N, Rge. 4 W, 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	
50 N	4 W	18					Gov't. Lot 1												

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 25 day of
August, 19 75.

Director

Identification No. 95-7440

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR 04 SEC. F1.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT APPROVED

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

1. Name of applicant Donald H. &/or F. Ardyce Dillard
post office address 404 W. Summit, Coeur d'Alene, Idaho
2. Source of water supply Ground water which is a tributary of _____
Gov't. Lot 1
3. a. Location of point of diversion is XXXX $\frac{1}{4}$ of Section 18 Township 50N
Range 4W 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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ 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. 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 8 inches; proposed depth of well is 400 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
Gov't. Lot 1
(1) Give the place of use of water: XXXX $\frac{1}{4}$ of Section 18 Township 50N
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 One.
(5) If water is to be used for other purposes describe: _____

95 7440

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

Total number of acres to be irrigated-

Applicant

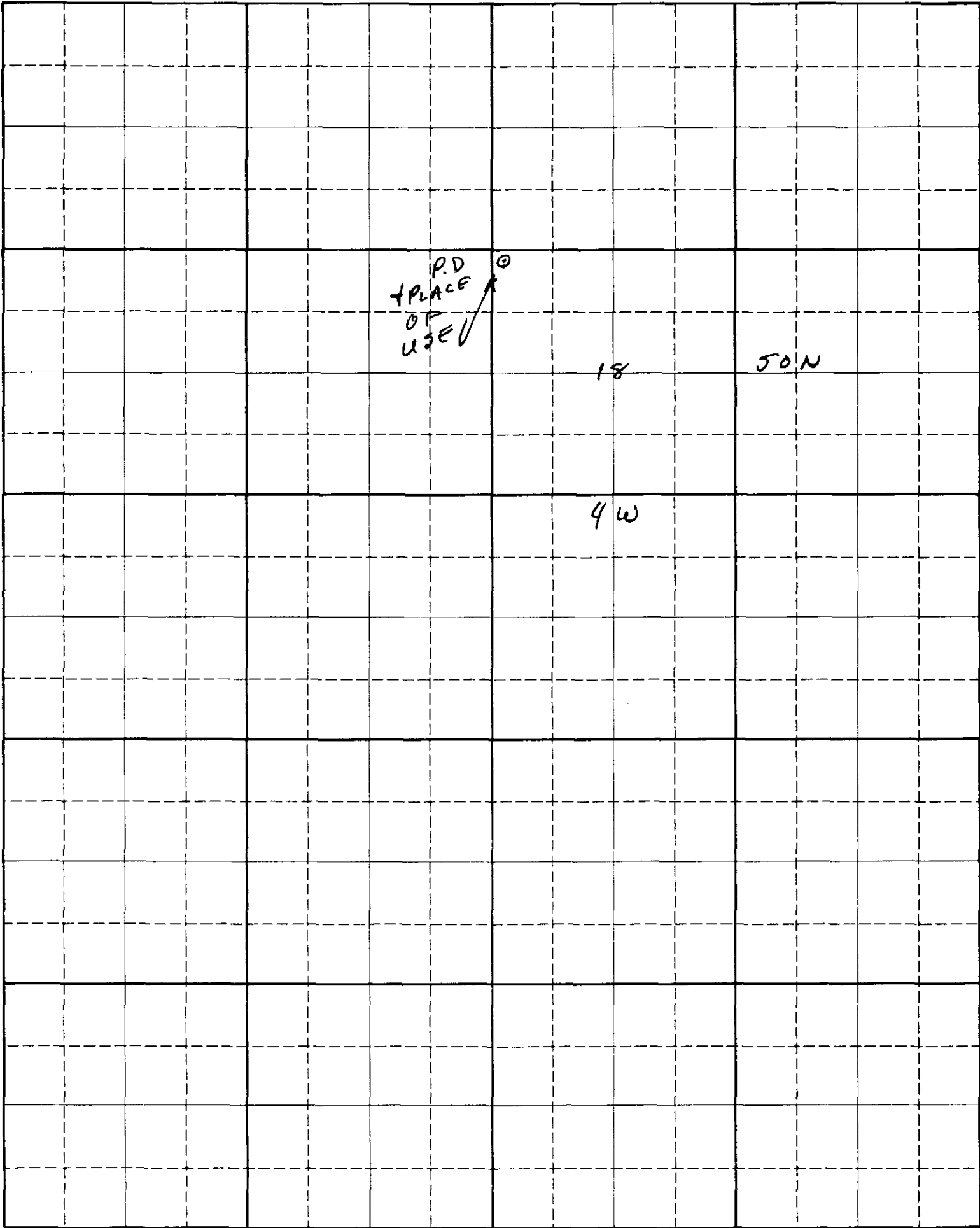
Applicant

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

applicant to make this filing—

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.

J. Andrew Dillard
(Applicant)
S5 7440

Proposed Priority 4-19-1974

95 7440

Received by KK Date 4/18/74 Time 11:00 A
Preliminary check by KK Fee \$ 10.00
Received by KK Date 4/19/74 # 14045
Publication prepared by CP Date 4-19-74
Published in Coeur d'Alene Press
Publication dates 4-25 & 5-2-74
Publication approved CP Date 5-13-74
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DF

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. 95-7440, 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 75.

c. Other: _____

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

Witness my hand this 20 day of May 19 74.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EP</u>	<u>4/9/73</u>	Application No. <u>95-7440</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>4/19/74</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>4/19/74</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>EP</u>	<u>5/13</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>EP</u>	<u>5/13</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CP</u>	<u>5/13</u>	Affidavit of Publication received (date) <u>MAY 9, 1974</u>
(11)	<u>CP</u>	<u>4/19</u>	Final date for protests <u>MAY 13, 1974</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>EP</u>	<u>5/13</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>EP</u>	<u>5/13</u>	Action recommended: ☒ Approve Priority <u>4/19/74</u> ☐ Deny Reason for Reduction _____ ☒ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Nathans</u>	By <u>Paul E. Smith</u>	Date <u>5/13/74</u>

AFFIDAVIT OF PUBLICATION - COEUR D'ALENE PRESS

RECEIVED
(WEEKLY)

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

MAY 9 1974

Carol Hedge Department of Water Administration
being first duly sworn,
deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the Notice of Application

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for 2 consecutive weeks, commencing on the 25 day of April, 19 74, and ending on the 2 day of May, 19 74.

Subscribed and sworn to, before me, this 8 day of May, 19 74.

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald H. &/or F. Ardyce Dillard, 404 W. Summit, Coeur d'Alene, Idaho have on April 19, 1974 submitted Application No. 95-7440 for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of pump and pipeline within Gov't. Lot 1, Sec. 18, T. 50N, R. 4W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes within Gov't. Lot 1, Sec. 18, T. 50N, R. 4W, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON
Director

April 25, May 2, 1974

5 7440

10.80

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

Donald H. S/or Ardyce Dillard
404 W. Summit
Coeur d'Alene, ID 83814



Returned: Sept. 3, 1975
Sent to: Route 1, Box 610
Coeur d'Alene
ID 83814

August 25, 1975

Re: Permit No. 95-7440

Donald H. &/or F. Ardyce Dillard
404 W. Summit
Coeur d'Alene, ID 83814

Dear Mr. & Mrs. Dillard:

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.

SECRET

2002 年 12 月

Department of _____
Phone _____

3. Water will be used for the following purposes:

Other uses: _____

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

- Township 50N N/S, Range 4W E/W, B.M., Section 18, Subdivision Lot 1 $\frac{1}{4}$ $\frac{1}{4}$, Kootenai County
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ $\frac{1}{4}$ _____ County
- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ $\frac{1}{4}$ _____ County

Other Points of Diversions: _____

Description of diverting works: Pump, 1 hp #1709P101, well casing 6" diameter, Depth of well 400 feet

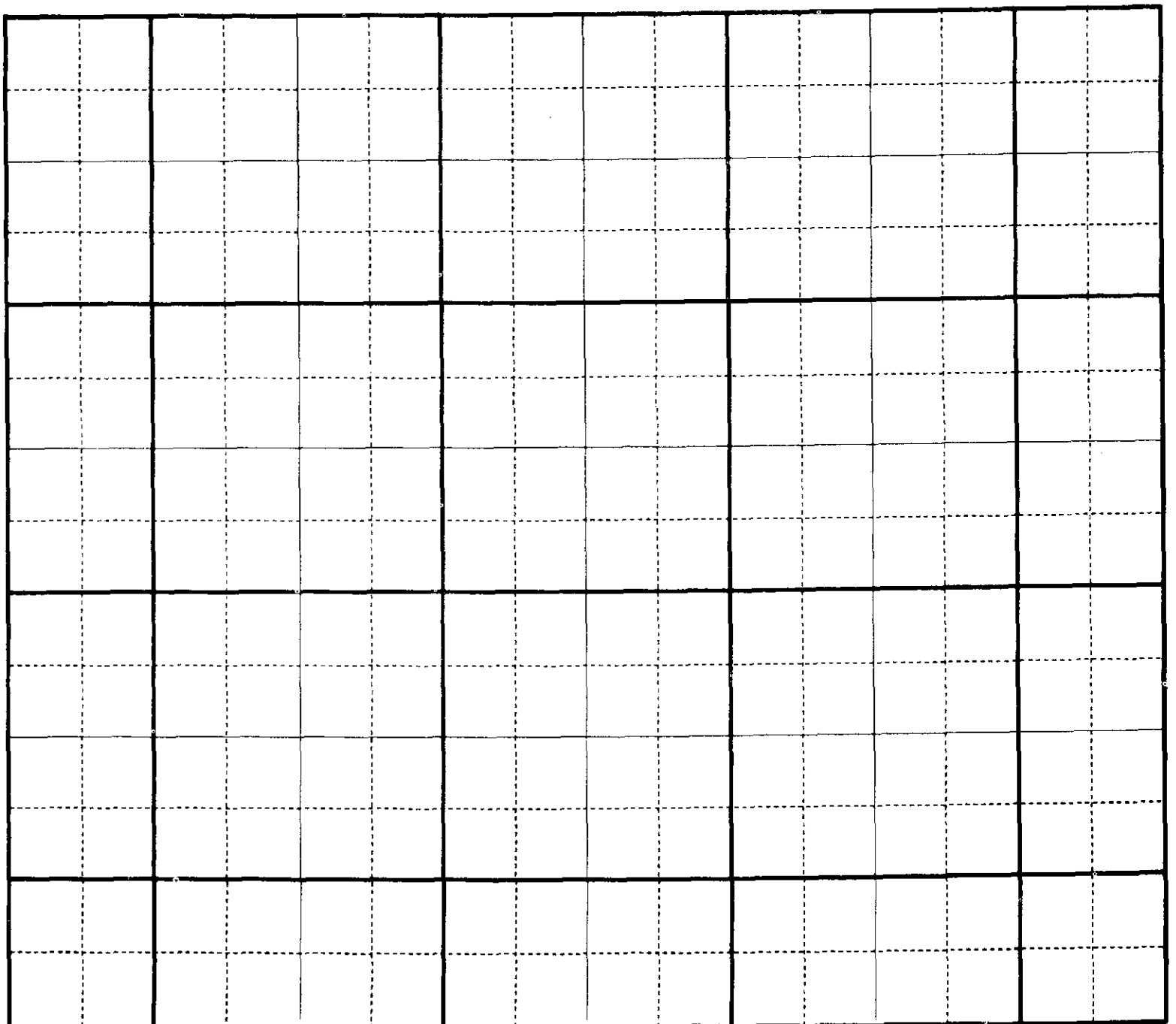
Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____

Diagram of System



DATE OF EXAM 8/19/75

ACREAGE
Found 1/4 acre (1 aum)
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.2 AF/Ann. from 1/1 to 12/31
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 0.04 cfs Method of measurement estimated

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

Total V recommended 1.2 a.f. / year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump and motor capacity

SYSTEM DESCRIPTION:

Submersible Pump and Motor
6" casing 400' deep.

REMARKS:

Domestic purposes for 1 household
well located west of house approx. 75'

Examiner's Signature [Signature] Date 8/19/75

Checked by [Signature] Date 8/20/75

Approved by _____ Date _____

Identification No. _____

Permit No. 95-7440

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

- OK jr
1. a) Name of Permit Holder DONALD H DILLARD AND OR E ARDYCE DILLARD
b) Post Office Address RT 1 BOX 61D COEUR D'ALENE IDAHO
2. Permit Number 95-7440
3. Date of Priority that you are prepared to establish JUNE 1, 1974
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: GOV'T LOT 4 $\frac{1}{4}$ Section 18
Township 50 N, Range 4 W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.04 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 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 ELMER LEWIS, AQUA DRILLING
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) PUMP: 1 HORSE POWER #17D9P101
WELL CASING: 6" DIA. DEPTH OF WELL: 400 FEET
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: ELMER LEWIS
AQUA DRILLING
BOX 1002 CDA IDA
COMPLETED 4-12-74
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
DOMESTIC

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

5/23/75
(Date)

Donald H. Dutton
(Signature)

State of Idaho)
) ss.
County of Kootenai)

On this 23rd day of May, 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.

Judith A. Kerns
Notary Public residing at Samuels, Idaho
My Commission Expires 4/15/78

My commission expires _____

June 3, 1975

Re: Permit No. 95-7440

Donald H. &/or Ardyce Dillard
Route 1, Box 61D
Coeur d'Alene, Idaho 83814

Dear Mr. & Mrs. Dillard:

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.

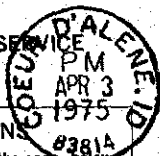
Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

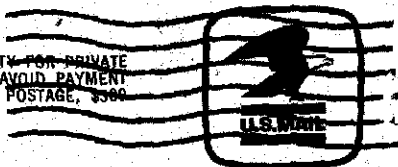


SENDER INSTRUCTIONS

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.

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



**RETURN
TO**



MICROFILMED

**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

- **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..... 65¢
☐ **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..... 65¢

2. ARTICLE ADDRESSED TO:

MICROFILMED

3. ARTICLE DESCRIPTION:

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

20214

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE

J. Anderson Williams

4. DATE OF DELIVERY

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

March 31, 1975

CERTIFIED MAIL

#26714

Re: Permit No. 95-7440

Donald H. &/or F. Ardyce Dillard
4040 West Summit
Coeur d'Alene, ID 83814

Dear Mr. & Mrs. Dillard:

One of the conditions of approval of your water Permit No. 95-7440 (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 June 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

R. KEITH HIGGINSON
Director

RKH:jg
Enc: Proof affidavit

May 20, 1974

Re: Permit No. 95-7440

Donald H. Dillard
404 W. Summit
Coeur d'Alene, Idaho 83814

Dear Mr. Dillard:

Enclosed is a copy of your approved Application for Permit No. 95-7440 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF/bjg

Enclosure

95 7440

April 19, 1974

Re: Application No. 95-7438 Claim No. 95-4251
 " " 95-7440 " " 95-4252
 " " 96-7271

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

Gentlemen:

Enclosed you will find 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 the Department along with the publication bill. ~~In order to receive payment, the following certification must appear on the bill:~~

~~"I hereby certify that the foregoing account is just
and correct, that the amount claimed is legally due,
after allowing all just credits, and that no part of
the same has been paid."~~

~~(signature of claimant)~~

Very truly yours,

FRED EISENBARTH
Northern District Manager

Bill submitted 5-13-74 by CP

FE:CP

Enc: Legal Notices (5)

95 7440

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald H. &/or F. Ardyce Dillard,
404 W. Summit, Coeur d'Alene, Idaho
~~have~~ on April 19, 1974 submitted Application No. 95-7440
for a permit to appropriate 0.04 cubic feet per second ~~xxxxxx~~
of water from a ground water source
by means of pump and pipeline
within ~~xxx~~ Gov't. Lot 1, Sec. 18, T. 50N, R. 4W, B. M., Kootenai County

to be used from Jan. 1 to Dec. 31
for domestic purposes

within ~~xxx~~ Gov't. Lot 1, Sec. 18, T. 50N, R. 4W, BM

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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on April 25 and May 2, 1974