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Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7439 Priority April 19, 1974 Amount 0.10 cfs

THIS IS TO CERTIFY, that William Ray &/or Joanne M. Hill
of Rathdrum, Idaho, has complied with the terms and conditions of Permit
No. 95-7439 issued pursuant to Application for Permit dated April 19, 1974,
and has submitted proof to the Department of Water Resources on October 11, 1974,
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 0.10 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>0.08</u> cfs and			<u>1.8 acre feet</u>
<u>Stockwater</u> from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.02</u> cfs and			<u>0.7 acre feet</u>
_____ from _____ to _____ at _____ cfs and			

(both dates inclusive)

Subject, however, to the condition that no more than 0.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
2.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 10,
Twp. 51 N, Rge. 5 W, B. M. in the County of Kootenai

Description and location of place of use: (Green Acres Plat # 2, Tract 9)

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 $\frac{1}{4}$	
51 N	5 W	10			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 8 day of
September, 19 75.

Director

Identification No. 95-7439

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR .10 SEC. FT.
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 William Ray &/or Joanne M. Hill
post office address Route 1, Box 16-A, Rathdrum, Idaho
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 51N
Range 5W B.M. Kootenai County; additional points of diversion if any: _____
Also known as Green Acres Plat #2, Tract 9. Tax Lot 5888.
- 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 0.02 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. 0.10 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 225 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:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 10 Township 51N
Range 5W 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 3 cattle, 5 sheep, 70 fowl.

(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: One service station

Total number of acres to be irrigated.

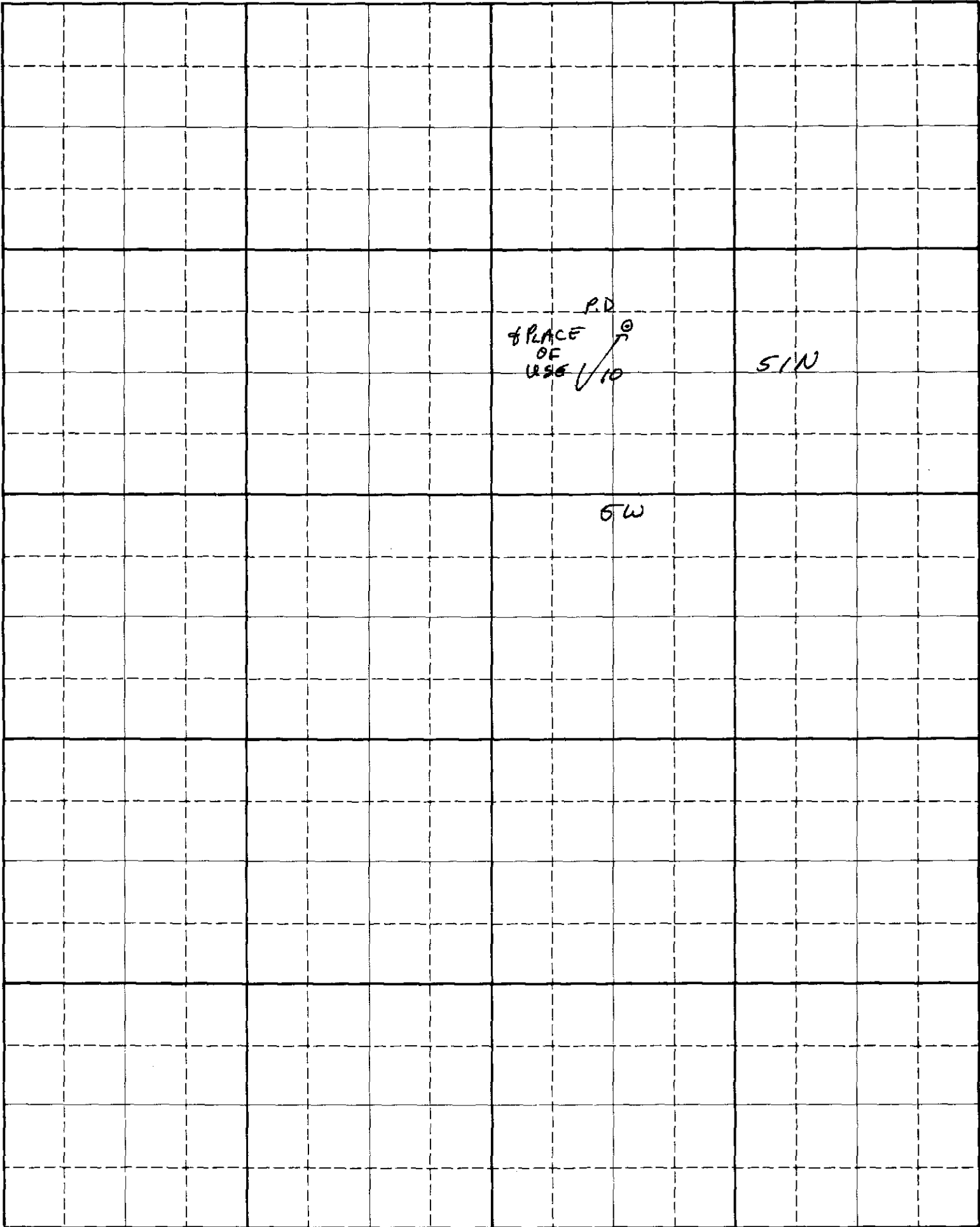
c. Describe any other water rights used for the same purposes as described above.

9. a. Who owns the property at the point of diversion
Pat & A. J. Jappa and Applicant
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
Written contract.

applicant to make this filing _____
Written contract.

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.

James M. Hill
(Applicant)

85 7439

Proposed Priority 4-19-1974

Received by KK Date 4/19/74 Time 10:30 A.M.
Preliminary check by KK Fee \$ 10.00
Received by KK Date 4/19/74 # 14094

Publication prepared by CP Date 4-19-74
Published in Post Falls Tribune
Publication dates 4-25 & 5-2-74
Publication approved CP Date 5-6-74
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 ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7439, 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.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EP</u>	<u>4/19/74</u>	Application No. <u>95-7439</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
	<u> </u>	<u> </u>	Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u> </u>	<u> </u>	☐ 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)	<u> </u>	<u> </u>	Located within Water District No. <u> </u>
(7)	<u>EP</u>	<u>5/13/74</u>	Critical groundwater area: yes <u> </u> no ☒
(8)	<u>EP</u>	<u>5/13/74</u>	Groundwater levels: ☐ Decline (comment) <u> </u> ☒ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(9)	<u> </u>	<u> </u>	Comments: <u> </u>
(10)	<u>CP</u>	<u>5/16</u>	Affidavit of Publication received (date) <u>MAY 3, 1974</u>
(11)	<u>CP</u>	<u>4/19</u>	Final date for protests <u>MAY 13, 1974</u> Protests received: yes <u> </u> no ☒
(12)	<u> </u>	<u> </u>	Date and Place of hearing <u> </u> Decision reached at hearing <u> </u>
(13)	<u>EP</u>	<u>5/13/74</u>	All requested information received from agencies or applicant yes ☒ no <u> </u>
(14)	<u>EP</u>	<u>5/13/74</u>	Action recommended: ☒ Approve Priority <u>4/19/74</u> ☐ Deny Reason for Reduction <u> </u> ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Malheur</u>	By <u>[Signature]</u>	Date <u>5/13/74</u>

95 7439

DEPT. OF WATER ADMINISTRATION

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that William Ray &/or Joanne M. Hill, Route 1, Box 16-A, Rathdrum, Idaho, have on April 19, 1974, submitted Application No. 95-7439 for a permit to appropriate 0.10 cubic feet per second of water from a ground water source by means of pump and pipeline within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 51N, R. 5W, B. M., Kootenai County (Green Acres Plat 2, Tract 9) to be used from Jan. 1 to Dec. 31 for domestic ((0.08 cfs) and stockwatering purposes (0.02 cfs) within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 10, T. 51N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho, on April 25 and May 2, 1974.

4-25 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

95-7439 William Ray &/or Joanne M. Hill 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 April 25, 1974
and ending with the issue dated May 2, 1974

Subscribed and sworn to before me, this 2nd
day of May, 1974

C. Eugene Luchini
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 13.32

(36)

95 7439

September 9, 1975

Re: Permit No. 95-7439

William Ray &/or Joanne M. Hill
Route 1, Box 16-A
Rathdrum, ID 83858

Dear Mr. & Mrs. Hill:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:rb

Enc.

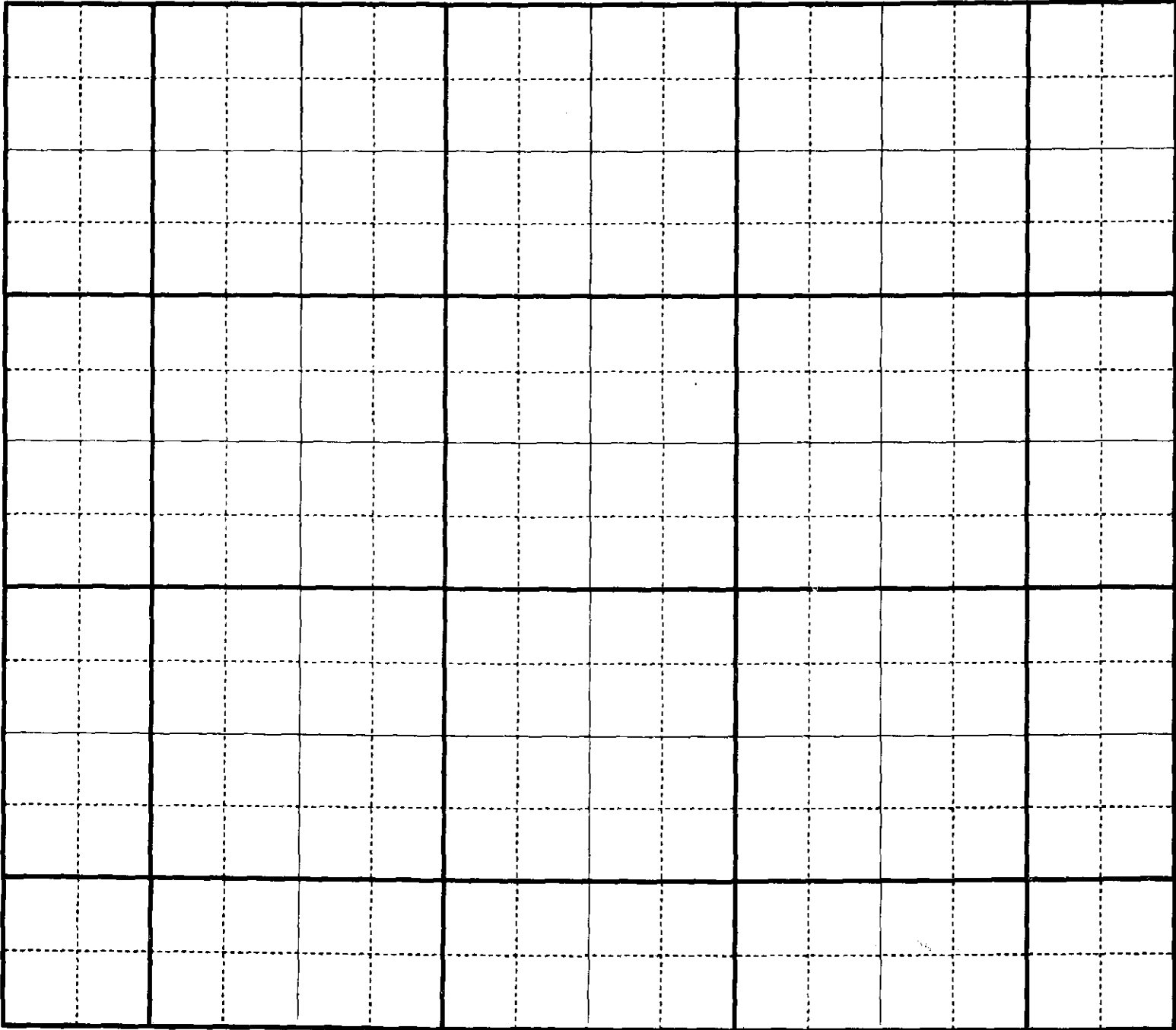
C
O
P
Y

NOTED

RECEIVED

TOTAL ACREAGE

Diagram of System



DATE OF EXAM 8/27/75

ACREAGE

Found 1/2 acre lawn and garden

Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= 0.08 c.f.s. V= 2.4 AF/Ann. from 1/1 to 12/31
Livestock Q= 0.02 c.f.s. V= .7 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 0.10 cfs Method of measurement estimated

Total Q recommended 0.10 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 3.1 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" well 150' deep
well located in Red well house approx 50' from house.

REMARKS:

Serves 1 household and 1 Service Station
Stockwater for 3 cows, 5 sheep and 70 chickens
Irrigation of approx 1/2 acre of lawn and garden

Examiner's Signature Paul Overbaugh Jr. Date 8/28/75

Checked by Bob Haynes Date 8/29/75

Approved by _____ Date _____

October 24, 1974

Re: Permit No. 95-7439

William Ray &/or Joanne M. Hill
Route #1, Box 16-A
Rathdrum, ID 83858

Dear Mr. ~~Ray~~ Mrs. Hill:

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

MICROFILMED

Identification No. _____

Permit No. 95-7439

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

OCT 11 1974

Department of Water Resources
Northern District Office

1. a) Name of Permit Holder William Ray for Joanne M. Hill
b) Post Office Address Rt 1 Box 16-A Rathdrum, Id.
2. Permit Number 95-7439
3. Date of Priority that you are prepared to establish 4-19-74
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10
Township 51N, Range 5W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount .04 cfs for Domestic purposes from 1/1 to 12/31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .02 cfs for Stockwater purposes from 1/1 to 12/31 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 .06 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) Submersible pump & motor with pipelines
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed July 1971

Exam typed 10/24/74 by 19

MICROFILMED

My commission expires Sept. 11, 1976.

Notary Public residing at
Calle 7^a No. 1022

State of INDIANA ss. JOSEPH
County of JOHNSON
On this 11th day of October, 1914, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

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

(Signature)

(Date)

10. Remarks: The service station listed on the permit is no longer under this well and the permit holder wishes to make it clear that the service station will not be under the system ever.

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

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: Irrigation of lawn & garden only

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic purposes for 1 household and schoolmaster for 3 cattle, 5 sheep, 70 fowl

May 20, 1974

Re: Permit No. 95-7439

William Ray &/or Joanne M. Hill
Route 1, Box 16-A
Rathdrum, Idaho 83858

Dear Mr. & Mrs. Hill:

Enclosed is a copy of your approved Application for Permit No. 95-7439 . 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 7439

95 7439

TELEPHONE 208-773-5211

POST FALLS, IDAHO

83854

NOTICE OF APPLICATION FOR WATER PERMIT

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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. KETH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho, on April 25 and May 2, 1974.

4-25 2tc

O.K.
4-29-74
CP

95 7439

April 19, 1974

Re: Application No. 95-7439 - William Ray &/or Joanne M. Hill

Post Falls Tribune
Box 68
Post Falls, ID 83854

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 5-6-74 by CP

FE:CP

Enc: Legal Notice

95 7439

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Route 1, Box 16-A, Rathdrum, Idaho
~~have~~ on April 19, 1974 submitted Application No. 95-7439
~~xxx~~ for a permit to appropriate 0.10 cubic feet per second ~~xxx feet per second~~
of water from a ground water source
by means of pump and pipeline
within the SW 1/4, Sec. 10, T. 51N, R. 5W, B.M., Kootenai County (Green Acres
Plat 2, Tract 9)

to be used from Jan. 1 to Dec. 31 for domestic (0.08 cfs) and stockwatering
~~xxx~~ purposes (0.02 cfs)

within the SW 1/4, Sec. 10, T. 51N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before May 13, 1974.

R. KEITH HIGGINSON

Director

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95 7439