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Documents
In File

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7397 Priority Nov. 9, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that Katie M. Preuninger, V.L. Asher, E.N. Magnuson
of Coeur d'Alene, Idaho, have ~~not~~ complied with the terms and conditions of Permit
No. 95-7397 issued pursuant to Application for Permit dated November 9, 1973,
and has submitted proof to the Department of Water Resources on July 16, 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 0.04 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>3.3 acre feet</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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
3.3 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 2 of Sec. 29,
Twp. 50 N, Rge. 3 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	3 W	29																	

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 21 day of
November, 19 74.

Director

Identification No. 95-7397

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

LICENSE ISSUED FOR .04 CFS. FT.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

PREUNINGER, KATIE M.

1. Name of applicant ~~PREUNINGER, KATIE M.~~ Asher, V.L. Magnuson, F.N.
post office address Rte 3 Coeur d'Alene Box 385

2. Source of water supply Drilled Well GROUNDWATER which is a tributary of _____

3. a. Location of point of diversion is GOV LOT 2 1/4 of _____ 1/4 of Section 29 Township 50N
Range 3W B.M. Kootenai County; additional points of diversion if any: _____
ALSO KNOWN AS LOT 28 SILVER BEACH PARK

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 0.16 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. 0.16 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 180 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: Silver Beach Park - Lot Nos. 25-31

(1) Give the place of use of water: GOV LOT 2 1/4 of _____ 1/4 of Section 29 Township 50N
Range 3W B.M. Kootenai County

(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 4.

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

95 7397

Total number of acres to be irrigated-

9. a. Who owns the property at the point of diversion

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

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.

P.D. + PLACE OF USE	
29	T-50N
R-3W	

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.

Katie M. Bruninger
V.L. Asher
E.N. Magnuson
(Applicant)

95 7397

Received by KK Date 11/9/73 Time 1:15 P.
Preliminary check by KK Fee \$ 10.00
Received by KK Date 11/9/73 # 70243
Publication prepared by CP Date 11-16-73
Published in Coeur d'Alene Press
Publication dates 11-22 & 11-29-73
Publication approved CP Date 12-10-73
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by W JDF

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. 95-7397, 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, 1975.

c. Other: _____

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

Witness my hand this 28 day of December 1973.

[Signature]
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>11/9/73</u>	Application No. <u>95-7397</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>FE</u>	<u>11/9/73</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>FE</u>	<u>11/9/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)	<u>FE</u>	<u>12/11/73</u>	Critical groundwater area: yes _____ no ☒
(8)	<u>FE</u>	<u>12/11/73</u>	Groundwater levels:
			☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(9)			Comments: _____
(10)	<u>CP</u>	<u>12/10</u>	Affidavit of Publication received (date) <u>DECEMBER 7, 1973</u>
(11)	<u>CP</u>	<u>11-16-73</u>	Final date for protests <u>DECEMBER 10, 1973</u> Protests received: yes _____ no ☒
(12)			Date and Place of hearing _____ Decision reached at hearing _____
(13)	<u>FE</u>	<u>12/11/73</u>	All requested information received from agencies or applicant yes ☒ no _____
(14)	<u>FE</u>	<u>12/11/73</u>	Action recommended: ☒ Approve ☐ Deny ☐ Measuring device required ☐ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
			Priority <u>11/9/73</u> Reason for Reduction _____
(15)	District <u>Northern</u>	By <u>Paul E. Smith</u>	Date <u>12/11/73</u>

95 7397

RECEIVED
DEC 13 1973

AFFIDAVIT OF PUBLICATION COEUR D'ALENE PRESS

RECEIVED
(WEEKLY)

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

DEC 7 1973

Arthur S. Flagan 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

for water permit - Katie M.

Preuninger and E. N. Magnuson. # 95-7397

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 22 day of Nov, 19 73, and ending on the

29 day of Nov, 19 73

Subscribed and sworn to, before me, this 4th day of Dec.

19 73

Arthur S. Flagan

E. Patrick King

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Katie M. Preuninger, V. L. Asher, and E. N. Magnuson, Route No. 3, Coeur d'Alene, Idaho have on November 9, 1973 submitted Application No. 95-7397 for a permit to appropriate 0.16 cubic feet per second of water from a ground water source by means of pump and pipeline within Gov't. Lot 2, Sec. 29, T. 50N, R. 3W, B.M., Kootenai County (Lot 28, Silver Beach Park) to be used from Jan. 1 to Dec. 31 for domestic purposes for four families within Gov't. Lot 2, Sec. 29, T. 50N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before December 10, 1973.

R. KEITH HIGGINSON
Director

Nov. 22, 29, 1973

95 7397

November 22, 1974

Re: Permit No. 95-7397

Katie M. Preuninger, V.L. Asher &
E.N. Magnuson
Route 3 - Box 385
Coeur d'Alene, Idaho 83814

Gentlemen:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR
Enclosure

November 6, 1974

Ms. Katie M. Preuninger, Mr. V. L. Asher &
Mr. E. N. Magnuson
Box 385, Route 3
Coeur d'Alene, Idaho 83814

Dear Ms. Preuninger & Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7397 and has found the following:

Quantity of water diverted: 0.04 cfs

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

The maximum quantity diverted shall not exceed 3.3 acre feet per year.

Beneficial use: For domestic uses of three (3) families within Gov't. Lot 2, Sec. 29, Twp. 50N, Rge. 3W

Point of diversion: Gov't. Lot 2, Sec. 29, Twp. 50N, Rge. 3W, B.M.

Priority date established: November 9, 1973

If you do not concur with these findings, please advise us within 10 days; otherwise a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jr

RECEIVED

Figure 1 consists of three scatter plots labeled (a), (b), and (c). Each plot has 'Number of children' on the x-axis and 'Number of children in the household' on the y-axis. Plot (a) shows a positive correlation with data points clustered around a line with a positive slope. Plot (b) shows a negative correlation with data points clustered around a line with a negative slope. Plot (c) shows a positive correlation with data points clustered around a line with a positive slope.

TOTAL ACREAGE

[illegible]

DATE OF EXAM 9/11/74

ACREAGE
Found 1/2 acre (lawn & garden - 3 homes)
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= 1.5 AF/Ann. from _____ to _____
Domestic Q= .04 c.f.s. V= 1.8 AF/Ann. from 1/1 to 12/31
Livestock Q= _____ c.f.s. V= 3.3 AF/Ann. from _____ to _____
du

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 .04 cfs Method of measurement pump capacity

Total Q recommended .04 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 1.8 af (.6 x 3)

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated

SYSTEM DESCRIPTION:

Submersible Pump & motor
1 h.p.
1 hydrocell
line leads to 3 houses

REMARKS:

allow .04 cfs Well was test pumped at that figure
well located on rt of Magnuson's house in a sealed steel p.t.

Examiner's Signature [Signature] Date 9/11/74

Checked by [Signature] Date 9/12/74

Approved by _____

MICROFILMED

July 25, 1974

Re: Permit No. 95-7397

Katie M. Preuninger, V. L. Asher, E. N. Magnuson
Box 385, Route #3
Coeur d' Alene, Idaho 83814

Dear Ms. Preuninger, Mr. Asher, Mr. Magnuson:

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 concerning the field exam, please contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

95-7397

Identification No. _____

Permit No. 95-7397

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUL 16 1974

Department of Water Resources
Northern District Office

1. a) Name of Permit Holder Katie M. Preuninger &/or V. L. Asher &/or E. N. Magnuson
b) Post Office Address Bx. 385, Route 3, Coeur d'Alene, Idaho
2. Permit Number 95-7397
3. Date of Priority that you are prepared to establish November 9, 1973
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: Gov't. Lot 2 $\frac{1}{4}$ Section 29
Township 50N, Range 3W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 0.16 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 0.16 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, submersible pump, motor, and pipeline.
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 1971

NOTE: For exam, please contact Mr. E. N. Magnuson

Exam typed 7/26/74 by [signature]

95-7397

~~My commission expires~~ ~~Sept. 11, 1976~~

Carla M. Roberts
Notary Public residing at GDH

On this 16th day of July, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of IDAHO ss. County of BOOTEN

7/16/74 (Date)

X Atty. in Counseling (Signature)

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

10. Remarks:

Total number of acres irrigated-

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

DUOIS

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivi-

(Lots 25 and 30, Silver Beach Park)

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 four families, within Gov't. Lot 2, Sec. 29, T. 50N., R. 3W

95-7397

January 8, 1974

Re: Permit No. 95-7397

Katie M. Preuninger, V. L. Asher, E. N. Magnuson
Route 3, Box 385
Coerm d, Alene, Idaho 83814

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 95-7397 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosure

95 7397

November 16, 1973

Re: Application No. 95-7397 95-4183
" " 95-7398 95-4184
Claim No. 95-4181 95-4185
" " 95-4182

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 12-10-73 by ef

FE:CP

95 739

Enc: Legal Notices (7)

NOTICE OF APPLICATION FOR WATER PERMIT

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Magnuson, Route #3, Coeur d'Alene, Idaho

have ~~xxx~~ on November 9, 1973 submitted Application No. 95-7397

for a permit to appropriate 0.16 cubic feet per second ~~xxx feet per second~~

of water from a ground water source

by means of pump and pipeline

within ~~the~~ Gov't. Lot 2, Sec. 29, T. 50N, R. 3W, B.M., Kootenai County (Lot 28,

Silver Beach Park)

to be used from Jan. 1 to Dec. 31

for domestic purposes for four families

within ~~the~~ Gov't. Lot 2, Sec. 29, T. 50N, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before December 10, 1973.

R. KEITH HIGGINSON

Director

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

on Nov. 22 and Nov. 29, 1973

65 1037

NOTICE OF APPLICATION
FOR WATER PERMIT

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R. KEITH HIGGINSON
Director

Nov. 22, 29, 1973

o.k.
11-20-73
CP

95
7397