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Diagram of System

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7318 Priority July 9, 1973 Amount 0.02 cfs

THIS IS TO CERTIFY, that CLYDE H. FISHER
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7318 issued pursuant to Application for Permit dated July 9, 1973,
and has submitted proof to the Department of Water Resources on June 12, 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 0.02 cfs of water from Marie Creek,
tributary to Wolf Lodge Creek, 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>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>0.02</u> cfs and	<u>1.5</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 0.02 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
1.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 21,
Twp. 50 N, Rge. 2 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 $\frac{1}{4}$	
50 N	2 W	21									$\frac{1}{2}$								$\frac{1}{2}$

Total number of acres irrigated $\frac{1}{2}$

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 18 day of
August, 19 75.

Director

Identification No. 95-7318

Application No. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPROVED

LICENSE ISSUED FOR 0.2 SEC. FT.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

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

1. Name of applicant Clyde H. Fisher
post office address Route #3, Box 509, Coeur d'Alene, Idaho
2. Source of water supply Marie Creek which is a tributary of Wolf Lodge Creek
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 21 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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.02 for Irrigation purpose from March 15 to Nov. 15 (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. 0.02 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pipeline, collection box, pump 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 _____ 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 4 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: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.
(5) If water is to be used for other purposes describe: _____

95 7318

1 Total number of acres to be irrigated

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

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.

21

PLACE OF
USE

R.D.

T-50N

R-2W

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.

Clyde W. Fisher
(Applicant)

95 7348

Received by KK Date 7/9/73 Time 11:00 A.
Preliminary check by KK Fee \$ 10.00
Received by KK Date 7/9/73 # 10760
Publication prepared by CT Date 7-13-73
Published in Coeur d'Alene Press
Publication dates 7-19 & 7-26-73
Publication approved CT Date 8-6-73
Priority ~~recommended~~ 7-9-73 Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by W. J. D.

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. 95-7318, 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 September 1, 1977.

c. Other: _____

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

Witness my hand this 14th day of August, 1973.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	_____	_____	Application No. <u>95-7318</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>KK</u>	<u>7/9/73</u>	In form to receipt Send Copies to: ____ Idaho State Health Department ____ Idaho Fish and Game Department ____ Bureau of Land Management
(4)	~~KK~~	_____	____ Request Special Use Permit from U. S. F. S. ____ Request Easement from B. L. M. ____ Request Information from Applicant
(5)	<u>KK</u>	<u>7/9/73</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>ce</u>	<u>8-6-73</u>	Affidavit of Publication received (date) <u>July 30, 1973</u>
(11)	<u>ce</u>	<u>7-13-73</u>	Final date for protests <u>August 6, 1973</u> Protests received: yes _____ no <u>✓</u>
(12)	_____	_____	Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	~~KK~~	<u>8/8/73</u>	All requested information received from agencies or applicant yes <u>✓</u> no _____
(14)	~~KK~~	<u>8/8/73</u>	Action recommended: ☒ Approve Priority <u>7/2/73</u> ____ Deny Reason for Reduction _____ ____ Measuring device required ____ See attached sheet for additional conditions of approval ☒ No additional conditions for approval
(15)	District <u>Boise</u>	By <u>[Signature]</u> Date <u>8/8/73</u>	

95 7318

AFFIDAVIT OF PUBLICATION - COEUR D'ALENE PRESS

(WEEKLY)

JUL 30 1973

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

Department of Water Administration
Northern District Office

CAROL J. Hedge
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 application for
Water Permit, Clyde Fisher

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 19 day of July, 19 73 and ending on the 26 day of July, 19 73

Subscribed and sworn to, before me, this 27th day of July, 19 73

19 73

Carol J. Hedge
Ken L. Lusk
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Clyde H. Fisher, Route No. 3, Box 509, Coeur d'Alene, Idaho has on July 9, 1973 submitted Application No. 95-7318 for a permit to appropriate 0.02 cubic feet per second of water from Marie Creek, tributary of Wolf Lodge Creek by means of pipeline, collection box, and pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 50N, R. 2W, B.M., Kootenai County to be used from March 15 to Nov. 15 for the irrigation of one acre within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before August 6, 1973.

R. KEITH HIGGINSON
Director

July 19, 26, 1973

95 7318

August 20, 1975

Re: Permit No. 95-7318

Clyde H. Fisher
Route 3, Box 509
Coeur d'Alene, ID 83814

Dear Mr. Fisher:

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.

August 6, 1975

Mr. Clyde H. Fisher
Route 3 - Box 509
Coeur d'Alene, Idaho 83814

Dear Mr. Fisher:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7318 and has found the following:

Quantity of water diverted: 0.02 cfs Source: Marie Creek

Amount of water that can be recognized as beneficially used under Idaho law: 0.02 cfs

The maximum quantity diverted shall not exceed 1.5 acre feet per year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 50 N, Rge. 2 W, B.M.

Beneficial use: Irrigation of $\frac{1}{2}$ acre within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, Twp. 50 N, Rge. 2 W, B.M.

Priority date established: July 9, 1973

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

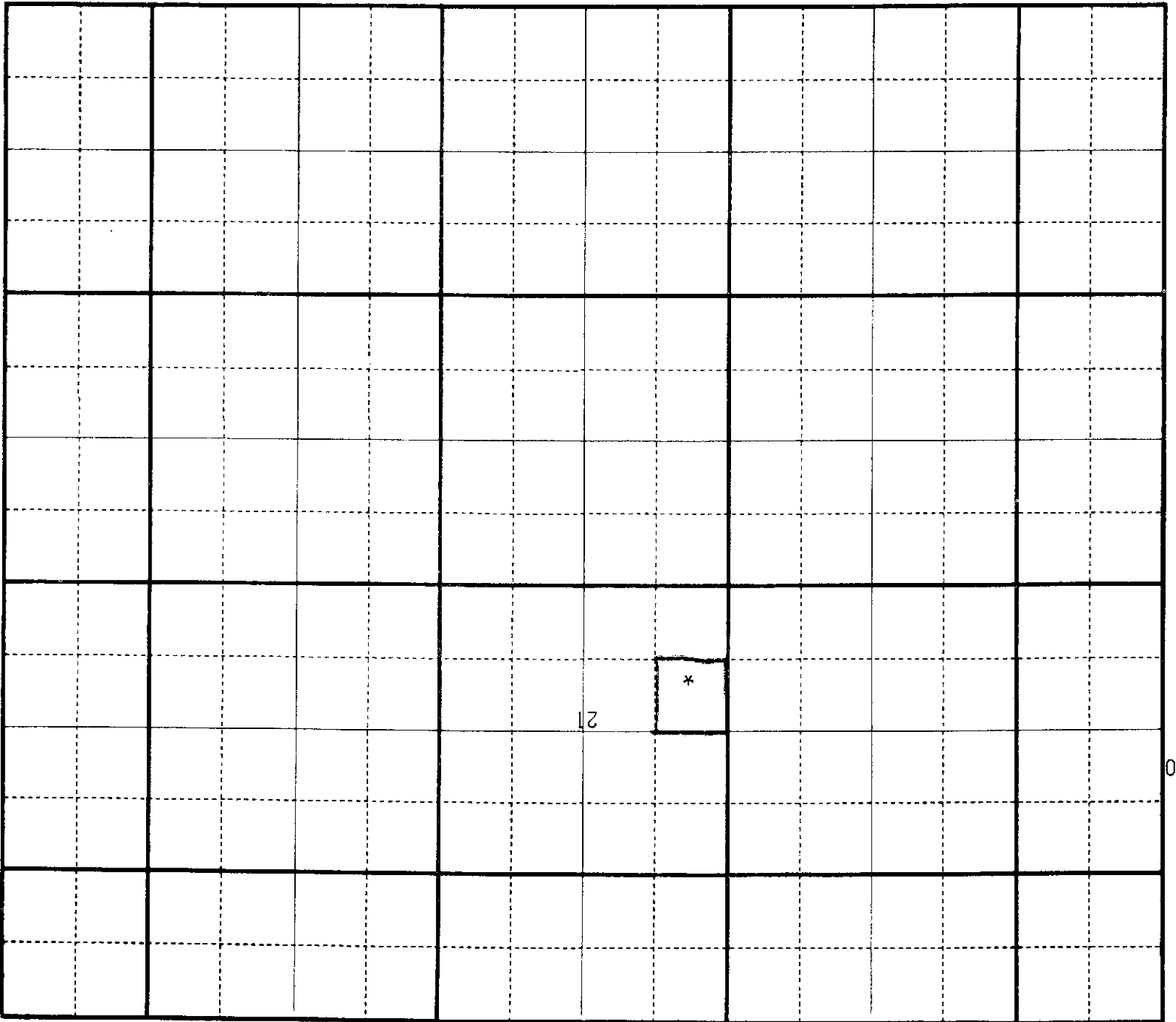
BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

FIELD REPORT

TOTAL ACREAGEPermit No. 95-7318
Examination for b/u

Diagram of System



DATE OF EXAM 7/16/75

ACREAGE
Found 1/2
Recommended 1/2

Irrigation Requirement 3.0 Ac Ft/Ac

USE
Irrigation Q= 0.02 c.f.s. V= 1.5 AF/Ann. from MAR 15 to Nov 15
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
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 0.02 cfs Method of measurement PUMP CAPACITY

Total Q recommended 0.02 cfs Meter No. — Type — Condition —

Total V recommended 1.5 AF/RAIN

Recommended Amendments:

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

MEASUREMENT CALCULATION:

ESTIMATED BY PUMP CAPACITY

SYSTEM DESCRIPTION:

ROCKWELL MODEL 83-63 2 H.P. MOTOR
BERKLEY PUMP WITH 2" INTAKE & OUTPUT WITH 50 FOOT
PIPELINE TO IRRIGATE LAWN.

REMARKS:

Examiner's Signature [Signature] Date 7/16/75

Checked by [Signature] Date 7/18/75

Approved by _____ Date _____

June 16, 1975

Re: Permit No. 95-7318

Mr. Clyde H. Fisher
Route 3, Box 509
Coeur d'Alene, Idaho 83814

Dear Mr. Fisher:

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 during which part of the irrigation season this examination will be made, however, our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions concerning the field exam, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Call List
Try to complete
by the end of June
ph. 664-4740

Identification No. _____
Permit No. 95-2318

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

JUN 18 1975 OKjr

Department of Water Resources
Northern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Clyde H. Fisher
b) Post Office Address Rt #3 Box 509 CDA, Id.
2. Permit Number 95-2318
3. Date of Priority that you are prepared to establish 7-9-1973
4. a) Source from which water was appropriated Marie Creek
b) Location of the point of diversion: NW 1/4 SW 1/4, Section 21
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 .02 cfs for Irrigation purposes from 3/15 to 11/15 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 .02 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 capacity of system
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) 2 hp motor with 1" centrifugal pump. Operates approx. 10 rain jet sprinklers.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed _____

Exam typed 6-16-75 by jr

MICROFILMED

SEPT. 11, 1976

On this 13th day of JUNE, 1975, personally appeared before me the

State of IDAHO)
County of BOOTHE) ss.

(Date)

6/12/75
(Date)

(Signature)

x *Myrtle St. Butler*
(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.

[illegible]

Notes:

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

of use.

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place

August 15, 1973

Re: Permit No. 95-7318

**Mr. Clyde H. Fisher
Route #3, Box 509
Coeur d'Alene, ID 83814**

Dear Mr. Fisher:

Enclosed is a copy of your approved Application for Permit No. 95-7318. 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 7318

July 13, 1973

Re: Application No. 95-7316	96-7188
" " 95-7318	95-4102
" " 95-7319	96-4069

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 8-6-73 by cl

FE:CR

Enc: Legal Notices (6)

95 7318

NOTICE OF APPLICATION FOR WATER PERMIT

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Route #3, Box 509, Coeur d'Alene, Idaho

has on July 9, 1973 submitted Application No. 95-7318

for a permit to appropriate 0.02 cubic feet per second ~~xxxxxx feet per second~~

of water from Marie Creek, tributary of Wolf Lodge Creek

by means of pipeline, collection box, and pump

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, T. 50N, R. 2W, B.M., Kootenai County

to be used from March 15 to Nov. 15

for the irrigation of one acre

within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, 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 Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before August 6, 1973.

R. KEITH HIGGINSON

Director

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

on July 19 and July 26, 1973

95 7318

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that

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Application No. 95-7318 for a

permit to appropriate 0.02 cubic
feet per second of water from
Marie Creek, tributary of Wolf
Lodge Creek by means of
pipeline, collection box, and
pump within the NW $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 21, T. 50N, R. 2W, B.M.,
Kootenai County to be used
from March 15 to Nov. 15 for the
irrigation of one acre within the
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 21, 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
Administration, 401 Front Ave.,
Coeur d'Alene, Idaho, 83814 on
or before August 6, 1973.

R. KEITH HIGGINSON

Director

July 19, 26, 1973

95 7318

oil.
7-19-73