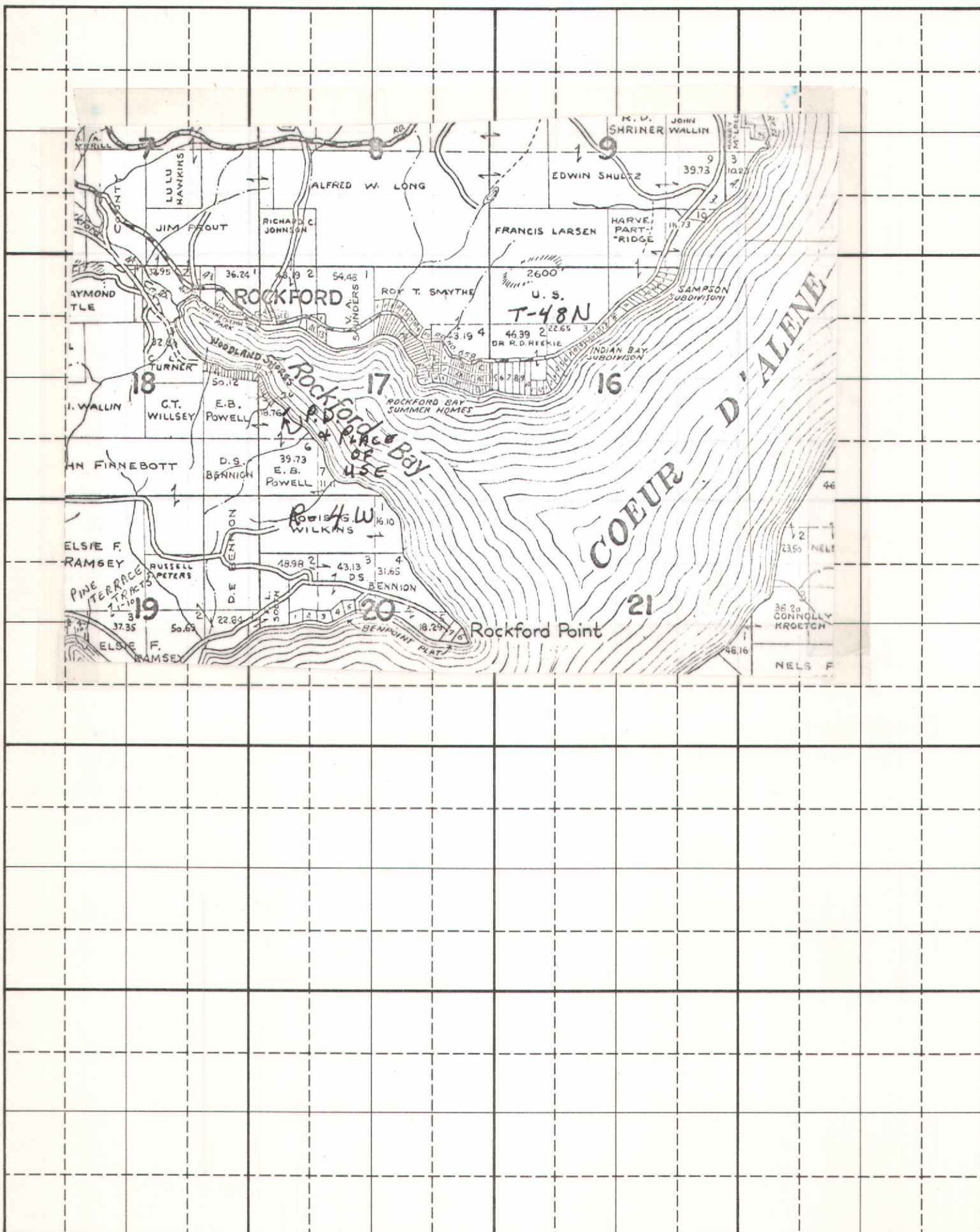


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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 H. Wilkins
(Applicant)

95 7313

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7313 Priority July 3, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that ROBERT H. NELSON
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-7313 issued pursuant to Application for Permit dated July 3, 1973,
and has submitted proof to the Department of Water Resources on July 9, 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 Coeur d'Alene Lake,
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>April 1</u> to <u>Nov. 1</u> at <u>0.04</u> cfs and <u>0.6</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
0.6 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot 5 of Sec. 17,
Twp. 48 N, Rge. 4 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	
48 N	4 W	17										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 5 day of
November, 19 74.

PHOTOFILMED

Director

Identification No. 95-7313

Application No. _____

ISSUED FOR COEUR D'ALENE, ID.
 LICENSE PAGE NO. _____

STATE OF IDAHO
 DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Robert H. Nelson
 post office address 13703 E. 26th, Spokane, Washington 99216
2. Source of water supply Coeur d'Alene Lake which is a tributary of Gov't. Lot 5 (NW 5/4)
3. a. Location of point of diversion is 1/4 of Section 17 Township 48N
 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 _____ 1/4
 of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 0.04 for Domestic purpose from April 1 to Nov. 1 (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. Pump and 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 _____ 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 1 years.
 b. Estimated construction cost is \$ _____.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 Gov't. Lot 5 (NW 5/4)
 (1) Give the place of use of water: 1/4 of Section 17 Township 48N
 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: _____

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

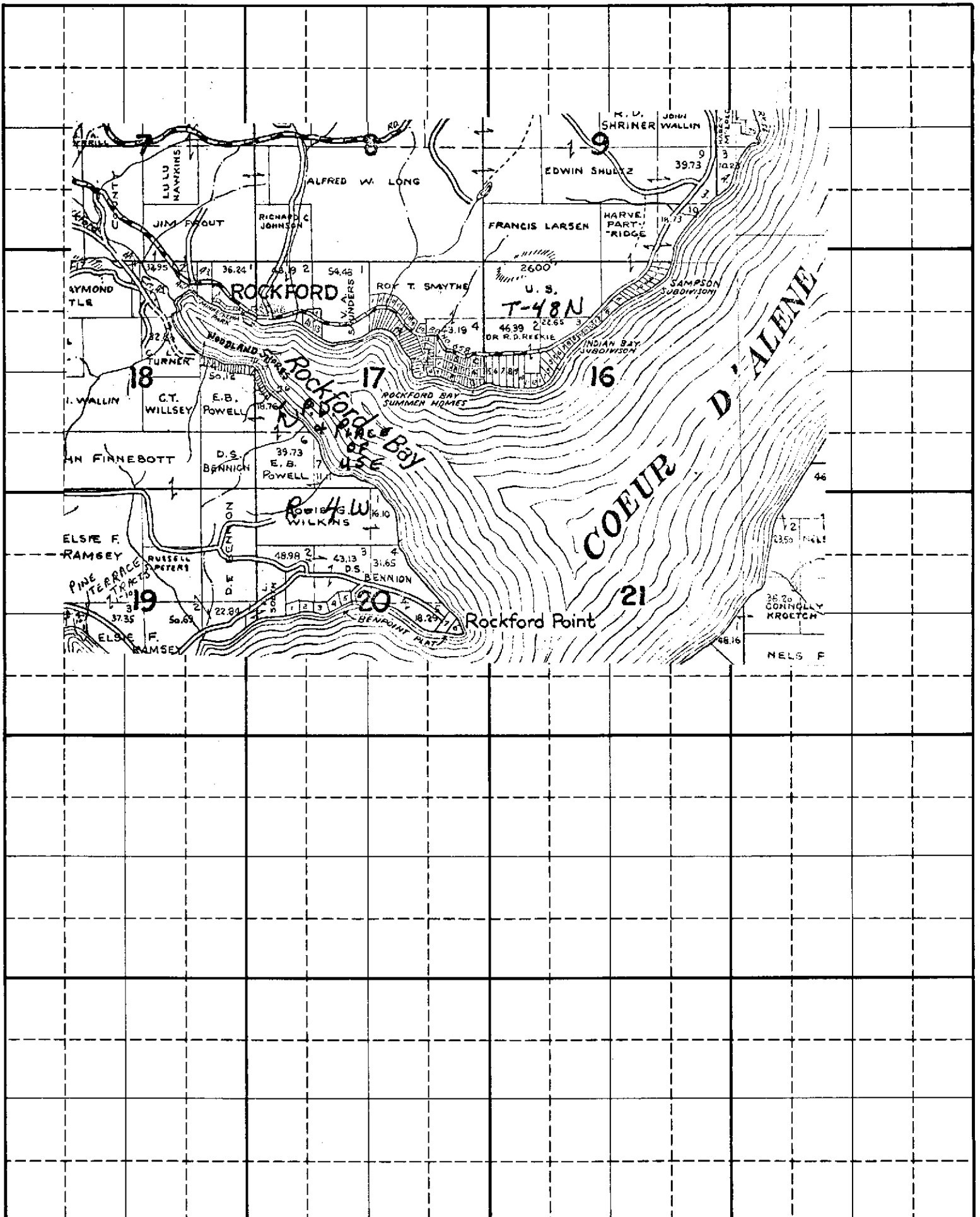
b. Who owns the land to be irrigated or place of use.

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

applicant to make this filing.

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 H. Nelson
(Applicant)

Received by KIC Date 7/3/73 Time 11:30 A.M.
Preliminary check by KIC Fee \$ 10.00
Received by KIC Date 7/3/73 # 10745
Publication prepared by CI Date 7-6-73
Published in Coeur d'Alene Press
Publication dates 7-12 & 7-19-73
Publication approved OK Date 7-30-73
Priority ~~recommended~~ 7-3-73 Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by M

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. 95-7313, 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, 19 74.

c. Other: _____

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

Witness my hand this 2nd day of August 19 73.

Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>7/3/73</u>	Application No. <u>95-7313</u> Name <u>Robert H. Nelson</u>
(2)	<u>FE</u>	<u>7/3/73</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)			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.
(5)	<u>FE</u>	<u>7/3/73</u>	In form for advertising <u>A.R.</u>
(6)	<u>cl</u>	<u>7-30-73</u>	Affidavit of Publication received <u>July 24, 1973</u>
(7)	<u>cl</u>	<u>7-9-73</u>	Final date for protests <u>July 30, 1973</u> Protests received: yes <u> </u> no <u>✓</u>
(8)			Date and Place of hearing <u> </u> Decision reached at hearing <u> </u>
(9)			Located within Water District No. <u> </u>
(10)			Critical groundwater area: yes <u> </u> no <u> </u>
(11)			Groundwater levels: ☐ Decline (comment) <u> </u> ☐ Stable (comment) <u> </u> ☐ Increasing (comment) <u> </u>
(12)			Comments: <u> </u> <u> </u> <u> </u>
(13)	<u>FE</u>	<u>7-30-73</u>	Action recommended: ☒ Approve Priority <u>7-3-73</u> ☐ Deny Reason for Reduction <u> </u> See attached sheet for conditions of approval
(14)	<u>FE</u>	<u>7/30/73</u>	No conditions for approval District <u>Butterworth</u> By <u>Paul Embert</u> Date <u>7/30/73</u> Title <u>7-3-73</u>

JUL 31 1973

Department of Water Administration

95-7313

AFFIDAVIT OF PUBLICATION COEUR D'ALENE PRESS

(WEEKLY) **RECEIVED**

STATE OF IDAHO,

County of Kootenai,

ss.

Ken G. Brandford

10.66 JUL 24 1973

Department of Water Administration

being first deputy district office

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

Water Permit

Robert H. Nelson 13703 E 26th

Spokane, Wash.

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 *12th* day of *July*, 19 *73* and ending on the

19th day of *July*, 19 *73*

Subscribed and sworn to, before me, this *23rd* day of *July*

19 *73*

Ken G. Brandford

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 Robert H. Nelson, 13703 E. 26th, Spokane, Washington has on July 3, 1973 submitted Application No. 95-7313 for a permit to appropriate 0.04 cubic feet per second of water from Coeur d'Alene Lake by means of pump and pipeline within Gov't. Lot 5, Sec. 17, T. 48N, R. 4W, B.M., Kootenai County to be used from April 1 to Nov. 1 for domestic purposes within Gov't. Lot 5, Sec. 17, T. 48N, 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 July 30, 1973.

R. KEITH HIGGINSON
Director

July 12, 19, 1973

95 7313

November 7, 1974

Re: Permit No. 95-7313

Mr. Robert H. Nelson
13703 E. 26th
Spokane, Washington 99216

Dear Mr. Nelson:

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

FIELD REPORT

1. Name of permit holder Robert H. Nelson
Post office address 13703 E. 26th, Spokane, WA 99216 Phone
Person to contact Phone
2. Source of water supply: Groundwater ☐ Surface water ☒ Coeur d'Alene Lake
(name spring, stream, etc.)
Tributary to

3. Water will be used for the following purposes:

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

Period of Use: from Apr. 1 to Nov. 1
(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)

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:

(Gov't Lot 5)

Township 48N N/S, Range 4W E/W, B.M., Section 17, Subdivision NW $\frac{1}{4}$ SW $\frac{1}{4}$, 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 _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____ County

Other Points of Diversions: _____

Description of diverting works: Jet-pump - deep well set-up, 20 gal, 3/4 hp motor. Pump & pipeline.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

Diagram of System

DATE OF EXAM 10/3/74

ACREAGE

Found 0
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q=_____ c.f.s.	V=_____	AF/Ann. from _____	to _____
Domestic Q= <u>.04</u> c.f.s.	V= <u>.6 a.f.</u>	AF/Ann. from <u>4/1</u>	to <u>11/1</u>
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 .04 cfs Method of measurement estimated

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

Total V recommended .6 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump capacity

SYSTEM DESCRIPTION:

3/4 hp pump & motor
Pipeline to house

REMARKS:

Domestic for 1 house hold

Examiner's Signature [Signature] Date 10/3/74

Checked by [Signature] Date 10/10/74

Approved by _____ Date _____

July 16, 1974

Re: Permit No. 95-7313

Robert H. Nelson
13703 E. 26th
Spokane, WA 99216

Dear Mr. Nelson:

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, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

95-7313

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

RECEIVED

JUL 9 1974

Department of Water Resources

1. a) Name of Permit Holder Nelson, Robert H.
b) Post Office Address 13703 E 26th. Spokane, Wash 99216
2. Permit Number 95-7313
3. Date of Priority that you are prepared to establish 7-3-73
4. a) Source from which water was appropriated Coeur d'Alene Lake
b) Location of the point of diversion: Gout. Lot 5 (NW SW) 1/4, Section 17
Township 48 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 .04 for domestic purposes from April 1 to Nov 1 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 .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: MAN who made out application form in Coeur d'Alene office of Dept. of Water Admin.
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: _____
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) Jet - Pump - (Deep well set-up) 20 gal. - 3/4 horse motor. (pump & pipelines)
b) Describe the type and size of measuring device which you have installed at your point of diversion: N/A
c) Give well drillers name and address and date the well was completed N/A

Exam typed 7/10/74

95-7313

084-1996

State of ~~Washington~~ County of ~~Spokane~~
ss.

On this 8 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.

Robert H. Nelson (Robert H. Nelson)

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

Total number of acres irrigated

[illegible]

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

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

95-7313

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐

Show address
where delivered

☐

Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)

CERTIFIED NO.

1

Ms. Robert Nelson

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

3

17-3-74

95-7313

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707



- Print in the space below your name, address, including ZIP Code.
- If special services are desired, check block(s) on other side.
 - Moisten gummed ends and attach to back of article.

SENDER INSTRUCTIONS

Postmark of Delivering Office

USE TO AVOID PAYMENT
PENALTY FOR PRIVATE
OR POSTAGE \$300



RETURN
TO



95-7312

July 1, 1974

CERTIFIED MAIL

#25557

Re: Permit No. 95-7313

Robert H. Nelson
13703 E. 26th
Spokane, WA 99216

Dear Mr. Nelson:

One of the conditions of approval of your water Permit No. 95-7313 (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 September 1, 1974. 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

Enc: Proof affidavit

95-7313

August 3, 1973

Re: Permit No. 95-7313

**Mr. Robert H. Nelson
13703 E. 26th
Spokane, WA 99216**

Dear Mr. Nelson:

Enclosed is a copy of your approved Application for Permit No. **95-7313**. 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 7313

July 6, 1973

Re: Application No. 95-7312	Claim No. 95-4099
" " 95-7313	" " 95-4100
" " 95-7314	" " 95-4101
Claim No. 95-4098	" " 96-4068

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

FE:CR

Enc: Legal Notices (8)

Bill submitted _____ by _____

RETURNED FOR CORRECTION,
7-30-73 cr

95 7313

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Robert H. Nelson,
13703 E. 26th, Spokane, Washington

has on July 3, 1973 submitted Application No. 95-7313
for a permit to appropriate 0.04 cubic feet per second ~~acres feet per annum~~
of water from Coeur d'Alene Lake
by means of pump and pipeline
within the ~~xxxx~~ Gov't. Lot 5, Sec. 17, T. 48N, R. 4W, B.M., Kootenai County

to be used from April 1 to Nov. 1
for domestic purposes

within the ~~xxx~~ Gov't. Lot 5, Sec. 17, T. 48N, 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 July 30, 1973.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho
on July 12 and July 19, 1973

95 7313

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that

Robert H. Nelson, 13703 E. 26th,

Spokane, Washington has on

July 3, 1973 submitted Applica-

tion No. 95-7313 for a permit to

appropriate 0.04 cubic feet per

second of water from Coeur

d'Alene Lake by means of

pump and pipeline within Gov't.

Lot 5, Sec. 17, T. 48N, R. 4W,

B.M., Kootenai County to be

used from April 1 to Nov. 1 for

domestic purposes within Gov't.

Lot 5, Sec. 17, T. 48N, 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 July 30, 1973.

R. KEITH HIGGINSON

Director

July 12, 19, 1973

95 7313

OK.
7-16-73