

SCALE 2 IN. - 1 MILE

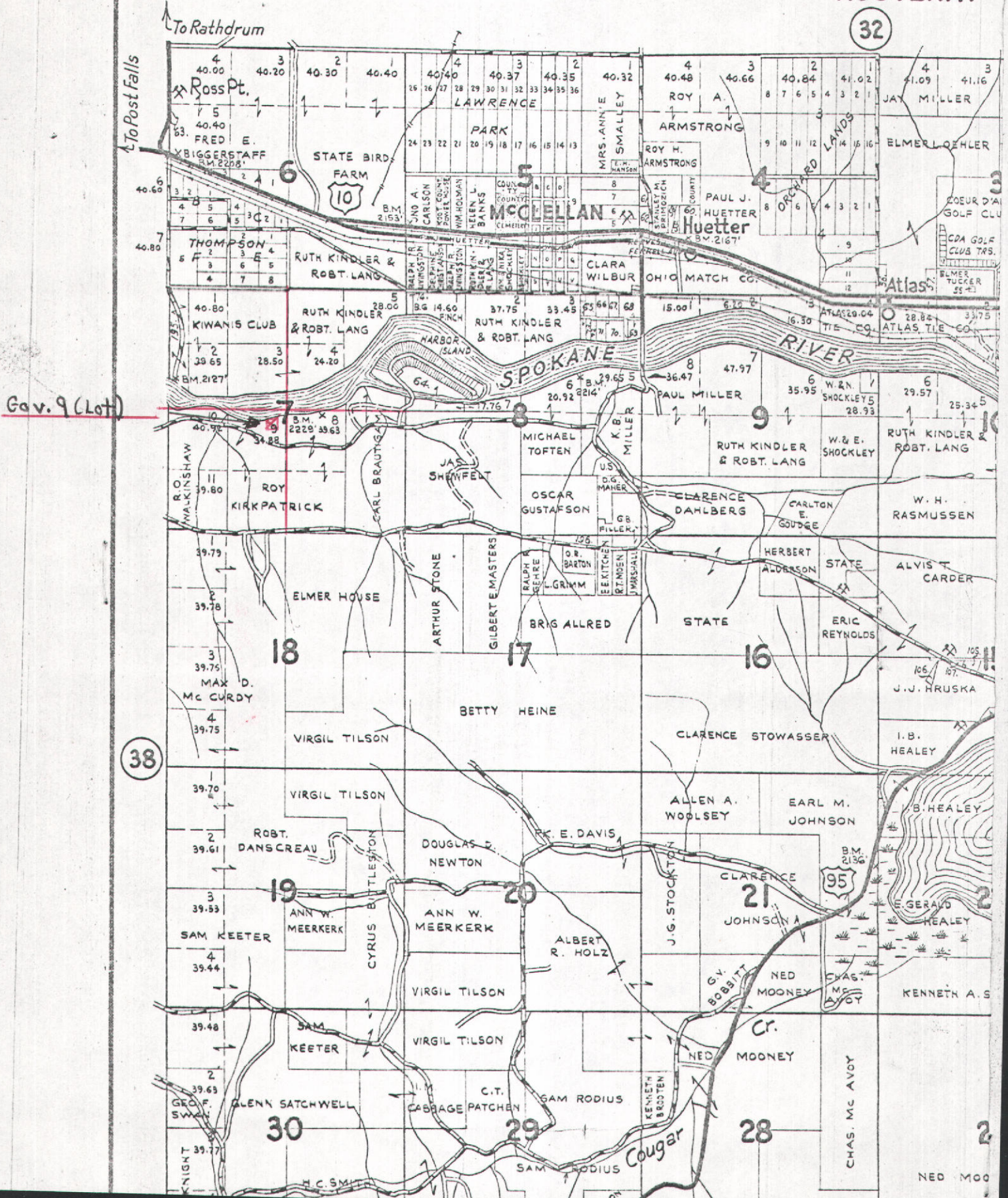
FOR SALE BY

METSKER MAPS

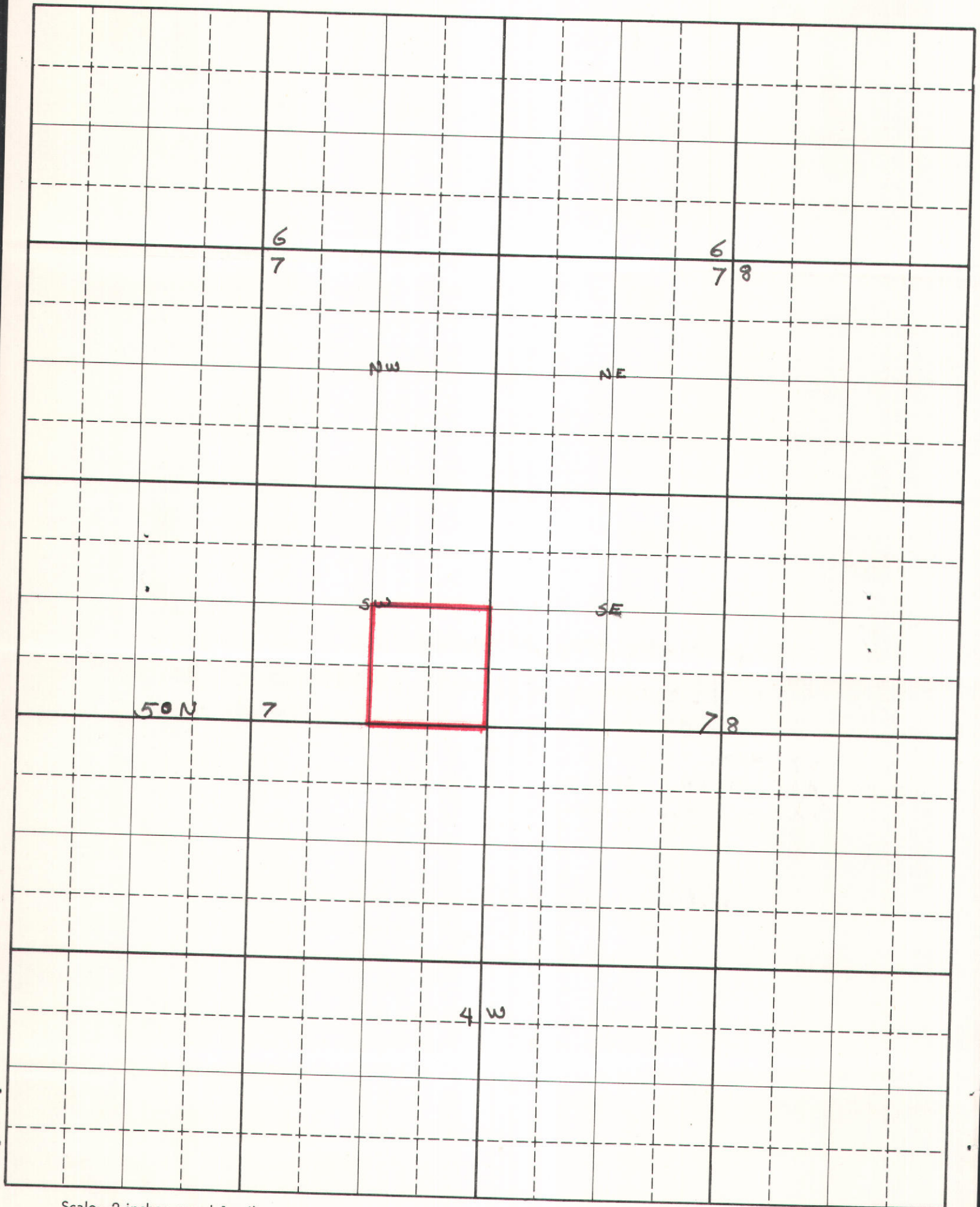
111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

TOWNSHIP 50 KOOTENAI

32



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.

Orletha M. Heiny
(Applicant)

95 7245

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 95-7245 Priority Feb. 2, 1973 Amount 0.06 cfs

THIS IS TO CERTIFY, that Bertram T. & Orletha M. Heinz
of Spokane, Washington, have ~~not~~ complied with the terms and conditions of Permit
No. 95-7245 issued pursuant to Application for Permit dated February 2, 1973,
and has submitted proof to the Department of Water Administration on April 1, 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 0.06 cfs of water from the Spokane River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use &
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>0.6 acre feet</u>			
<u>Irrigation</u> from <u>March 15</u> to <u>Nov. 15</u> at <u>0.02</u> cfs and <u>3.5 acre feet</u>			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.06 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
4.1 acre feet per year, said waters to be diverted within ~~the~~ Gov't. Lot # 9 of Sec. 7,
Twp. 50 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	
50 N	4 W	7	(Gov't. Lot # 9)																One

Total number of acres irrigated One

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 26 day of
June, 19 74.

Director

95-7245

LICENSE ISSUED FOR 06 SEC. FE.
LICENSE PAGE NO. _____

Identification No. 95-7245
Application No. _____

LICENSE ISSUED FOR _____
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 Bertram T. and Orletha M. Heinz
post office address 12017 East 23rd, Spokane, WA 99206
2. Source of water supply Spokane River which is a tributary of _____
3. a. Location of point of diversion is SE 1/4 of SW 1/4 of Section 7 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 _____ 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 Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
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)
5. Total quantity to be appropriated:
a. 0.06 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 3 h.p., 3500 RPM centrifugal pump
with typical 1/2" and 3/4" piping for single dwelling of 1800 sq. feet floor
space. Maximum rating of pump, 45 gallons per minute.

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 \$ 2,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation: Gov. Lot 9 EB
(1) Give the place of use of water: SE 1/4 of SW 1/4 of Section 7 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 7245

TWP.	RANGE	SEC.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	SW $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SE $\frac{1}{4}$	TOTALS
50N	4W	7									(Gov't. Lot 9)							1

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

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-

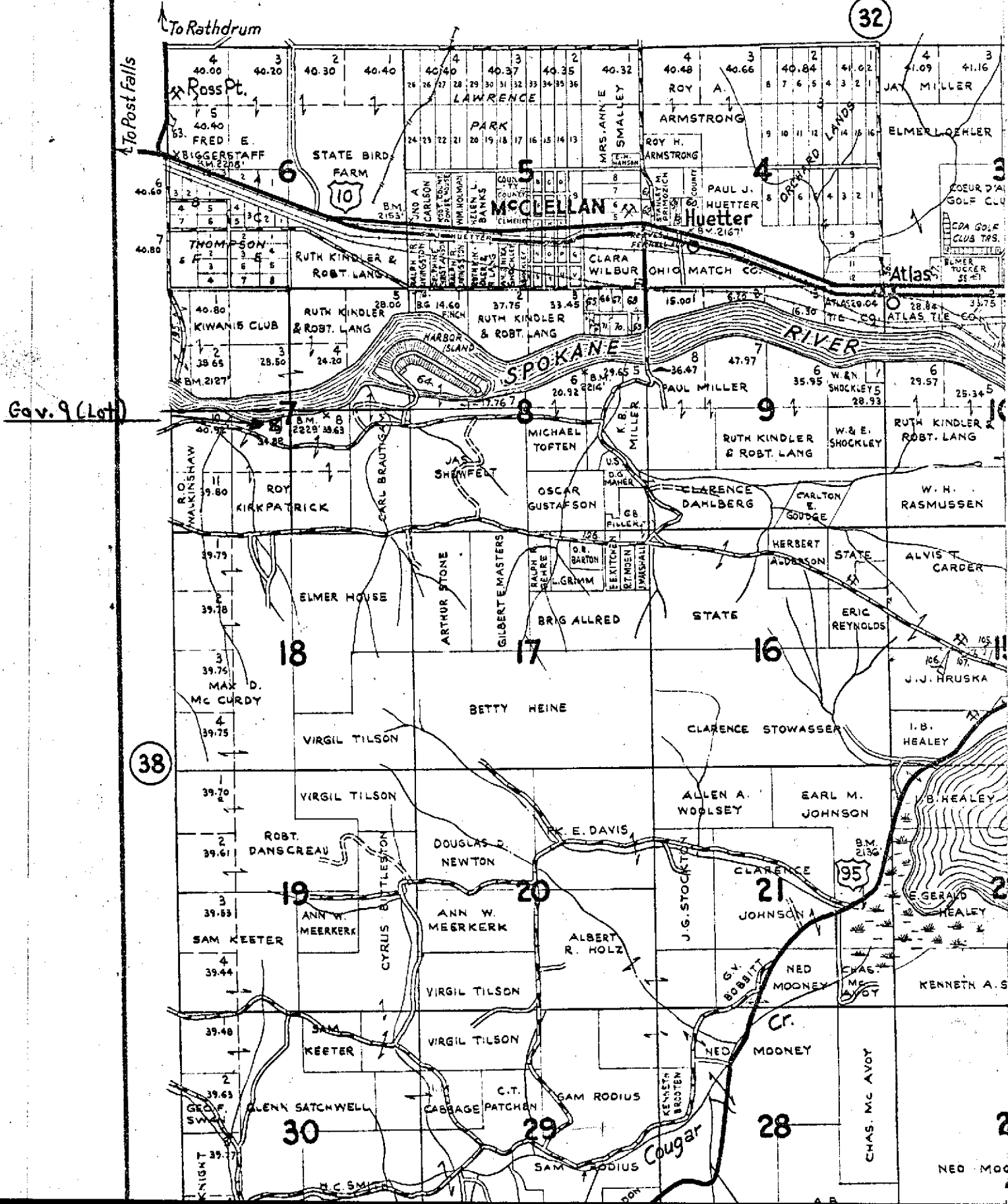
10. Remarks It does not seem that our very small usage even comes under the intent of this application form, but we wish to file it as a matter of record pertaining to our clear title to this property.

FOR SALE BY

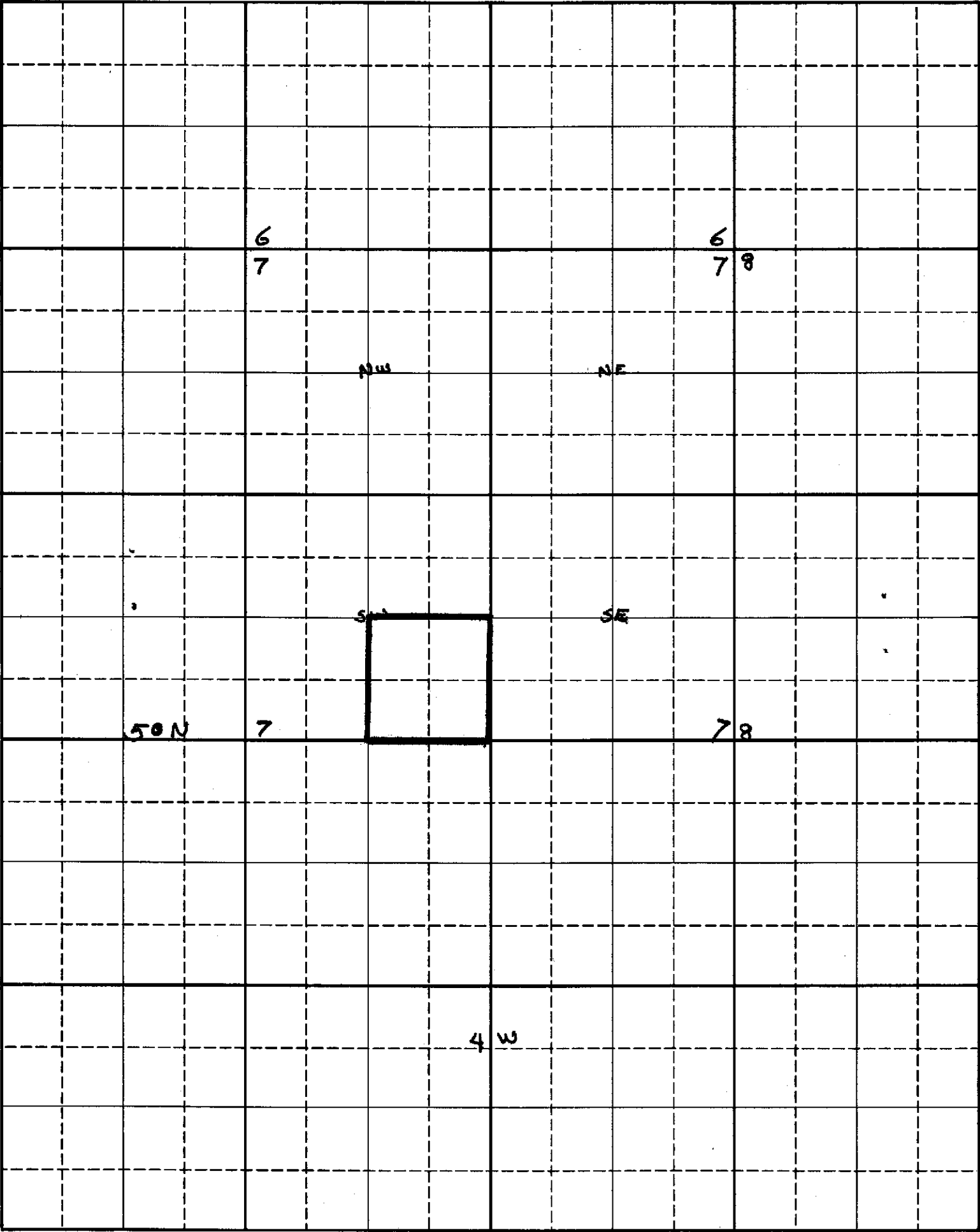
111 SOUTH 10TH ST., TACOMA, WASHINGTON
1020 THIRD AVE., SEATTLE, WASHINGTON

KOOTENAI

(32)



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.

Gertrude J. Heiny
Orletha M. Heiny
(Applicant)

Received by AC Date 2-2-73 Time 1:00 P
Preliminary check by CB Fee \$ 10.00
Received by FB Date 2/2/73 # 8536
Publication prepared by CR Date 2-2-73
Published in Coeur d'Alene Press
Publication dates 2-8 & 2-15-73
Publication approved AC Date 2-22-73
Priority reduced to 2-2-73 Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 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. 95-7245, 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.

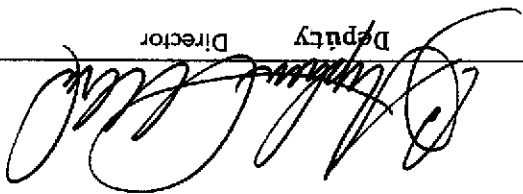
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1974.

c. Other: _____

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

Witness my hand this 2nd day of March, 1973.

Deputy Director



95-7245
CB

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-7245)

IN THE NAME OF BERTRAM T. & ORLETHA M. HEINZ)

ORDER OF REINSTATEMENT

WHEREAS, on February 2, 1973, Bertram T. and Orletha M. Heinz applied to the Department of Water Administration for a permit to appropriate 0.06 cubic feet per second of water from the Spokane River, to be diverted within Govt. Lot 9, Sec. 7, Twp. 50N, Rge. 4W, B.M., Kootenai County, to be used for domestic and irrigation purposes; and,

WHEREAS, on March 2, 1973, the Department approved said application and issued Permit No. 95-7245 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before April 1, 1974; and,

WHEREAS, on January 31, 1974, the Department notified the permit holders by certified mail that proof of beneficial use was due and instructed the permit holders as to the steps to be taken to make said proof; and,

WHEREAS, on April 1, 1974, the Department received the required proof of beneficial use of water; and,

WHEREAS, on April 4, 1974, the Department inadvertently sent the permit holders notice of lapsing for said permit; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing as to why said permit should be reinstated and the Department was in error;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-7245 be REINSTATED without a loss of priority.

Dated this 24 day of April, 1974.


R. KEITH HIGGINSON
Director

DDR:JG

95-7245

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>EB</u>	<u>2-2-73</u>	Application No. <u>95-7245</u> Name <u>Bertrom Haing</u>
(2)	<u>EB</u>	<u>2-2-73</u>	Check: ☒ Signature ☒ Point of Diversion <u>checked on map. called Mn. H</u> ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/C ☒ Place of Use <u>see P of D</u> ☒ Map ☒ Fee
(3)	<u>EB</u>	<u>2-2-73</u>	Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department <u>none</u> ☐ Bureau of Land Management
(4)	<u>EB</u>	<u>2-2-73</u>	☐ Request Special Use Permit from U.S.F.S. <u>NONE</u> ☐ Request Easement from B.L.M.
(5)			In form for advertising _____
(6)	<u>CR</u>	<u>2-22-73</u>	Affidavit of Publication received <u>2-22-73</u>
(7)	<u>CR</u>	<u>2-2-73</u>	Final date for protests <u>FEBRUARY 26, 1973</u> Protests received: yes _____ no <u>✓</u>
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)			Critical groundwater area: yes _____ no _____
(11)			Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>EB</u>	<u>2/26/73</u>	Action recommended: ☒ Approve Priority <u>2/3/73</u> ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval
	<u>EB</u>	<u>2/26/73</u>	No conditions for approval
(14)	<u>EB</u>	<u>2/26/73</u>	District <u>Nathan</u> By <u>Paul E. [Signature]</u> Date <u>2/2/73</u> Title <u>Supervisor I</u>

95 7245

RECEIVED
FEB 27 1973
WATER DIVISION
IDAHO DEPT. OF WATER ADMINISTRATION

RECOMMENDED

CONDITIONS OF APPROVAL

- ☐ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
- ☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.
- ☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.
- ☐ Maximum rate of diversion shall not exceed _____ c.f.s.
- ☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.
- ☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.
- ☐ Use of water under this permit is subject to control by the watermaster of State Water District No. _____, _____ River.
- ☐ The proposed well shall not be drilled within _____ feet of another well.
- ☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.
- ☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.
- ☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.
- ☐ Other: _____

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

STATE OF IDAHO,

County of Kootenai, } ss.

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

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for two consecutive weeks, commencing on the 8 day of February, 1973, and ending on the 15 day of February, 1973.

Subscribed and sworn to, before me, this 15 day of February

19 73.

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

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bertran T. & Orletha M. Heinz, 12017 East 23rd, Spokane, Washington have on February 2, 1973 submitted Application No. 795-7245 for a permit to appropriate 0.06 cubic feet per second of water from the Spokane River by means of pump and pipe within Gov't Lot 9, Sec. 7, T. 50N, R. 4W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of one acre (0.02 cfs) within Gov't. Lot 9, Sec. 7, 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 February 26, 1973.

R. KEITH HIGGINSON
Director

Feb. 8, 15, 1973

95 7245

June 26, 1974

Re: Permit No. 95-7245

Bertram T. & Orletha M. Heinz
12017 East 23rd
Spokane, Washington 99206

Dear Mr. & Mrs. Heinz:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

ta

Enclosure

95-7245

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

95-7245
101 24 100

1. Name of permit holder Bertram T. & Orletha M. Heinz
Post office address Route #1, Box 95, Coeur d'Alene, ID 83814 Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Spokane River
(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 Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount 0.02 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(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: _____

Permit No. 95-7245
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.06 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

(Govt. Lot 9)
Township 50N N/S, Range 4W E/W, B.M., Section 7, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, 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: 3 hp 3500 rpm centrifugal pump w/typical $\frac{1}{2}$ " & $\frac{3}{4}$ " piping for single dwelling of 1800 sq. ft. floor space. Maximum rating of pump, 45 gpm.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or 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 $\frac{1}{4}$	
50N	4W	7				(GOVT. LOT 9)													1

TOTAL ACREAGE 1

95-7245

[illegible]

95-7245

DATE OF EXAM 6/18/74

ACREAGE
Found 1 acre
Recommended 1 acre

Irrigation Requirement 3.5 a.f. Ac Ft/Ac

USE
Irrigation Q = .02 c.f.s. V = 3.5 AF/Ann. from 3/15 to 11/15
Domestic Q = .04 c.f.s. V = .6 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 .06 cfs Method of measurement capacity of system

Total Q recommended .06 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 4.1 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

8 rainbirds 9/64" nozzles 35 lbs = $3.36 \times 8 \div 448.8 = .06$ cfs

SYSTEM DESCRIPTION:

Jet Motor Pacific Pump
3 h.p. #VB24MP17436
Size 253C02HP
Pump & motor located by river in under block house

REMARKS:

water used for domestic purposes at 1 household and
irrigation of 1 acre of garden, offlawna and area
surrounding the house. Also used for air conditioning

Examiner's Signature [Signature] Date 6/18/74

Checked by [Signature] Date 6/20/74

Approved by _____ Date _____

RECEIVED
AUG 2 1974
Department of Water Resources

July 29, 1974

State of Idaho
Department of Water Administration
614 State Street
Statehouse - Annex 2
Boise, Idaho 83720

Re: Permit No. 95-7245

Gentlemen:

We are in receipt of the copy of the Water License issued to us
and transmitted by your letter of June 26, 1974.

Please change your records to show our permanent address -

Route 1 Box 95
Coeur d'Alene, Idaho 83814

Thank you very much.

Bertram T. & Orletha M. Heinz
Bertram T. & Orletha M. Heinz

BTH:ph

April 24, 1974

Re: Permit No. 95-7245

Bertram T. & Orletha M. Heinz
Route #1, Box 95
Coeur d'Alene, ID 83814

Dear Mr. & Mrs. Heinz:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit. Enclosed is an Order of Reinstatement; please note that the priority has not been advanced.

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
Enclosure

95-7245

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 1 1974

Department of Water Administration
Northern District Office

1. a) Name of Permit Holder Bertram T. and Orletha M. Heinz
b) Post Office Address Route 1 Box 95 Coeur d'Alene, Idaho 83814
2. Permit Number 95-7245
3. Date of Priority that you are prepared to establish February 2, 1973
4. a) Source from which water was appropriated Spokane River
b) Location of the point of diversion: Gov. Lot 9 Section 7
Township 50N Range 4W 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 0.02 for Irrigation purposes from March 15 to Nov. 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)
b) Total amount appropriated 0.06 in periods as above, or less 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: By John A. Heinz, Registered Professional Engineer, Seattle, Washington, by verification of the installation under Par 7(a), with capacity ratings of the appliances served.
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) 3 h.p., 3500 RPM centrifugal pump with typical 1/2" and 3/4" piping for single dwelling of 1800 sq. feet floor space. Maximum rating of pump, 45 gallons per minute.
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give ^{installer's} ~~well owner's~~ name and address and date the ^{pump} ~~well~~ was completed Norm's Plumbing & Heating, Coeur d'Alene, Idaho 83814. August 1, 1973

Exam typed 4/24/74 by jg

95-7245

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION



Cecil D. Andrus
Governor
R. Keith Higginson
Director

614 State Street
Statehouse — Annex 2
Boise, Idaho 83720
(208) 384-2190

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 4, 1974

Re: Permit No. 95-7245

Bertram T. & Orletha M. Heinz
12017 East 23rd
Spokane, Washington 99206

Dear Mr. & Mrs. Heinz:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No. 95-7245 has lapsed.

You are further advised that the Department cannot reinstate the permit except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

95-7245

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.

BT v OM Heeney

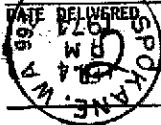
INSURED NO.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

OM Heeney

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

95-7245



PS Form 3811 Sep. 1972 485-10-31074g

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



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



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moistened gummed ends and attach to back of article.

RETURN
TO



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

95-245

January 31, 1974

CERTIFIED MAIL

425164

Re: Permit No. 95-7245

Bertram T. & Orlatha M. Heinz
12017 East 23rd
Spokane, WA 99206

Dear Mr. & Mrs. Heinz:

One of the conditions of approval of your water Permit No. 95-7245 (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 April 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

95-7245

March 2, 1973

Re. Permit No.: 95-7245

Bertram T. Heinz
12017 East 23rd
Spokane, Washington 99206

Dear Mr. Heinz:

Enclosed is a copy of your approved Application for Permit No. 95-7245 . We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

95 7245

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
NORTHERN DISTRICT OFFICE



Cecil D. Andrus
Governor
R. Keith Higginson
Director

401 Front Ave., Rm. 209
Coeur D'Alene, Idaho 83814
(208) 667-6484

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

February 5, 1973

Re: Application for Permit No. 95-7245

Bertram T. Heinz
12017 East 23rd Street
Spokane, WA 99206

Dear Mr. Heinz:

Enclosed is your receipt No. 8536 in the amount of \$10 for the filing fee on the above referenced application, which was received in this office. Also enclosed is an application for permit to alter a stream channel and instructions for filing.

We are forwarding you a map of the area described in the above referenced application. Please note the area outlined in red. It would appear that Government Lot #9 is located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 7, Township 50 North, Range 4 West.

As request in our telephone conversation of February 2, 1973, we have changed your Application No. 95-7245 to Government Lot #9 as the location of the point of diversion and the location of the place of use.

If you have any questions, or if we may be of any further assistance, please contact this office.

Very truly yours,

Ervin E. Ballou
Water Resource Examiner
Northern District

EEB:cr

Enclosures

95 7245

February 2, 1973

Re: Application No. 95-7234 (Amended) 95-7244
" " 95-7241 95-7245
" " 95-7242 95-7246
" " 95-7243

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
Water Resource Supervisor
Northern District

Bill submitted 2-22-73 by CR

FE:CR

Enc: Legal Notices (7)

95 7245

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Bertram T. & Orletha M. Heinz,

12017 East 23rd, Spokane, Washington

made on February 2, 1973 submitted Application No. 95-7245
xxxx

for a permit to appropriate 0.06 cubic feet per second acre feet per annum
xxxxxxxxxxxxxxxxxxxxxxxx

of water from the Spokane River

by means of pump and pipe

within the Gov't Lot 9, Sec. 7, T. 50N, R. 4W, B.M., Kootenai County
xxx

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from
for March 15 to Nov. 15 for the irrigation of one acre (0.02 cfs)
xxx

within the Gov't Lot 9, Sec. 7, T. 50N, R. 4W, B.M.
xxx

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

February 26, 1973

R. KEITH HIGGINSON

Director

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

on Feb. 8 and Feb. 15, 1973

95 7245

LEGAL

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Bertran T. & Orletha M. Heinz, 12017 East 23rd, Spokane, Washington have on February 2, 1973 submitted Application No. 95-7245 for a permit to appropriate 0.06 cubic feet per second of water from the Spokane River by means of pump and pipe within Gov't Lot 9, Sec. 7, T. 50N, R. 4W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of one acre (0.02 cfs) within Gov't. Lot 9, Sec. 7, 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 February 26, 1973.

R. KEITH HIGGINSON
Director

Feb. 8, 15, 1973

O.K.
2-12-73
L

95-7245

12017 East 23rd
Spokane, Washington 99206
February 1, 1973

RECEIVED

Department of Water Resources
Northern District

Mr. Ervin E. Ballou
Water Resource Examiner
Northern District
State of Idaho
Department of Water Administration
401 Front Avenue Room 209
Coeur d'Alene, Idaho 83814

Dear Mr. Ballou:

Thank you very much for your letter of January 30 and the corrections made in our application for permit.

The signed application and check are enclosed.

Yours truly,

Bertram T. Heinz
Bertram T. Heinz

Enclosures

95 7215

January 30, 1973

Bertram Heinz
12017 E. 23rd
Spokane, WA 99206

Dear Mr. Heinz:

We are returning your application for permit and Check No. 19-58 in the amount of \$10. Before we can accept any application, it must be completed correctly. We have taken the liberty of re-typing your application, making several corrections and additions. Please give special attention to the following items:

- Item #4: This reflects 0.04 c.f.s. for domestic purposes, which is the maximum amount we can allow for one household.
- 0.02 c.f.s. for irrigation purposes is, by law, the maximum amount of water for irrigation per acre. If you have more than 1.0 acres that are irrigated, please change this amount and complete Item #8b.
- Item #5: The total diversion rate would be 0.06 c.f.s.
- Item #7a: One year should give you ample time in which to complete your system before our Department inspects it for licensing.
- Item #8a(1): The place of use for your domestic purposes.
- Item #8a(4): The number of families under this system.
- Item #11: A map must be drawn to show the location of the point of diversion and the location of the place of use.

Any diversion of public waters within the State of Idaho must be preceded by an approved permit from this Department. Please return the application after you have checked all items for accuracy, along with the \$10 filing fee, and we shall begin its processing.

If you should have any questions, please feel free to contact this office.

Very truly yours,

95 7201

Ervin E. Ballou
Water Resource Examiner
Northern District