

No Color
Documents
In File

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 95-7232 Priority Dec. 29, 1972 Amount 0.02 cfs

THIS IS TO CERTIFY, that R. CRAWFORD BYXBEE, JR.
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7232 issued pursuant to Application for Permit dated December 29, 1972,
and has submitted proof to the Department of Water Administration on March 5, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.02 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 0.02 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 30, Twp. 51 N, Rge. 3 W, B. M.

in the county of Kootenai; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 2.1 acre feet per year ~~xx~~
acre feet per year.

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 $\frac{1}{4}$	
51 N	3 W	30			X														

Total number of acres irrigated _____

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 7 day of
May, 19 73.


Director

95 7232

Identification No. 95-7232

Application No. _____

LICENSE ISSUED FOR 102 SEC. FT.
 LICENSE PAGE NO. _____

STATE OF IDAHO
 DEPARTMENT OF WATER ADMINISTRATION

APPROVED

APPLICATION FOR PERMIT

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

1. Name of applicant R. CRAWFORD BYKBEE, JR
 post office address ROUTE 2, BOX 353-B-5, COEUR D'ALENE, IDA 83814
2. Source of water supply GROUND WATER which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 30 Township 51 N
 Range 3 W 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 .02 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. .02 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. $\frac{1}{2}$ HP PUMP IN WELL

 b. Height of storage dam _____ feet, active reservoir capacity 900 GAL ~~acre feet~~; total reservoir capacity 1000 GAL ~~acre feet~~, materials used in storage dam: CONCRETE
 Period of year during which storage will occur JAN 1 to DEC 31 inclusive.
(Mo. Day) (Mo. Day)
 c. Proposed well diameter is 6 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is COMPLETE 1 year
 b. Estimated construction cost is \$ 4000
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 30 Township 51 N
 Range 3 W 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 2
 (5) If water is to be used for other purposes describe: _____

95 7232

95 7272

TOTALS

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

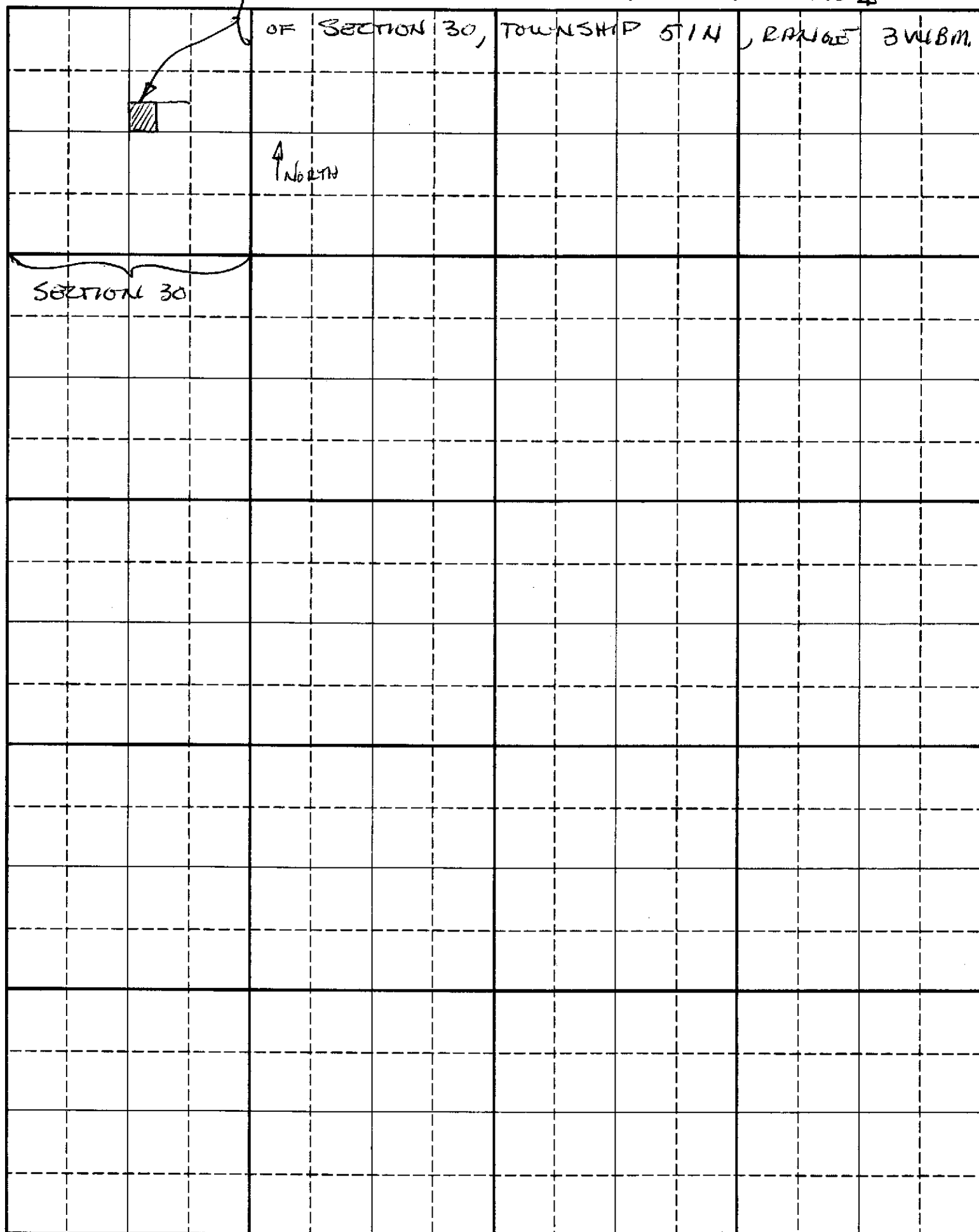
- applicant to make this filing -

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. / DIVERSION AND USE ON SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF NE $\frac{1}{4}$

1/DIVERSION AND USE ON SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF NE $\frac{1}{4}$

OF SECTION 30, TOWNSHIP 51 N, RANGE 3 W 4 B M.



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.

R. Crawford Byxbee Jr.
(Applicant)

(Applicant)

December 23, 1972

95 7222

Proposed Priority 12-29-1972

Received by KK Date 12/29/72 Time 1:00 P.M.

Preliminary check by FB Fee \$ 10.00

Received by FB Date 12/29/72 # 8513

Publication prepared by CR Date 1-5-73

Published in Coeur d'Alene Press

Publication dates 1-11 & 1-18-73

Publication approved CR Date 1-22-73

Priority ~~reduced~~ to 12-29-72 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DDF

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. 95-7232, 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 February 1, 19 74.

c. Other: _____

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

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

Director

AFFIDAVIT OF PUBLICATION - COEUR D'ALENE PRESS

(WEEKLY)

JAN 19 1973

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

Department of Water Administration

Northern District Office

deposes and says:

Callie Portner

being first duly sworn,

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

Native Application

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 *11* day of *January*, 19*73*, and ending on the

18 day of *January*, 19*73*.

Callie Portner

Subscribed and sworn to, before me, this *18* day of *January*, 19*73*.

19*73*

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 R. Crawford Byxbee, Jr., Route No. 2, Box 353-B-5, Coeur d'Alene, Idaho has on December 29, 1972 submitted Application No. 95-7232 for a permit to appropriate 0.02 cubic feet per second of water from a ground water source by means of well and pump within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, R. 3W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, 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 January 29, 1973.

R. KEITH HIGGINSON
Director

Jan. 11, 18, 1973

95 7232

May 8, 1973

Re: License No. 95-7232

R. Crawford Byxbee, Jr.
Route 2, Box 353-B-5
Coeur d'Alene, Idaho 83814

Dear Mr. Byxbee:

Enclosed please find a copy of the Water License issued on the above referenced permit.

Sincerely,

Bobby D. Fleenor
Assistant Director

kss

Enclosure

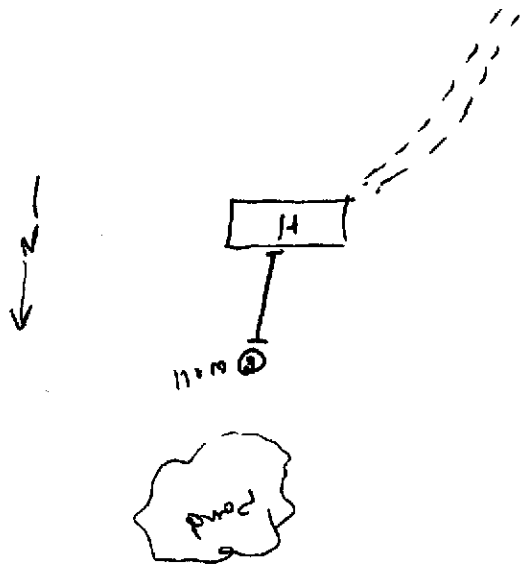
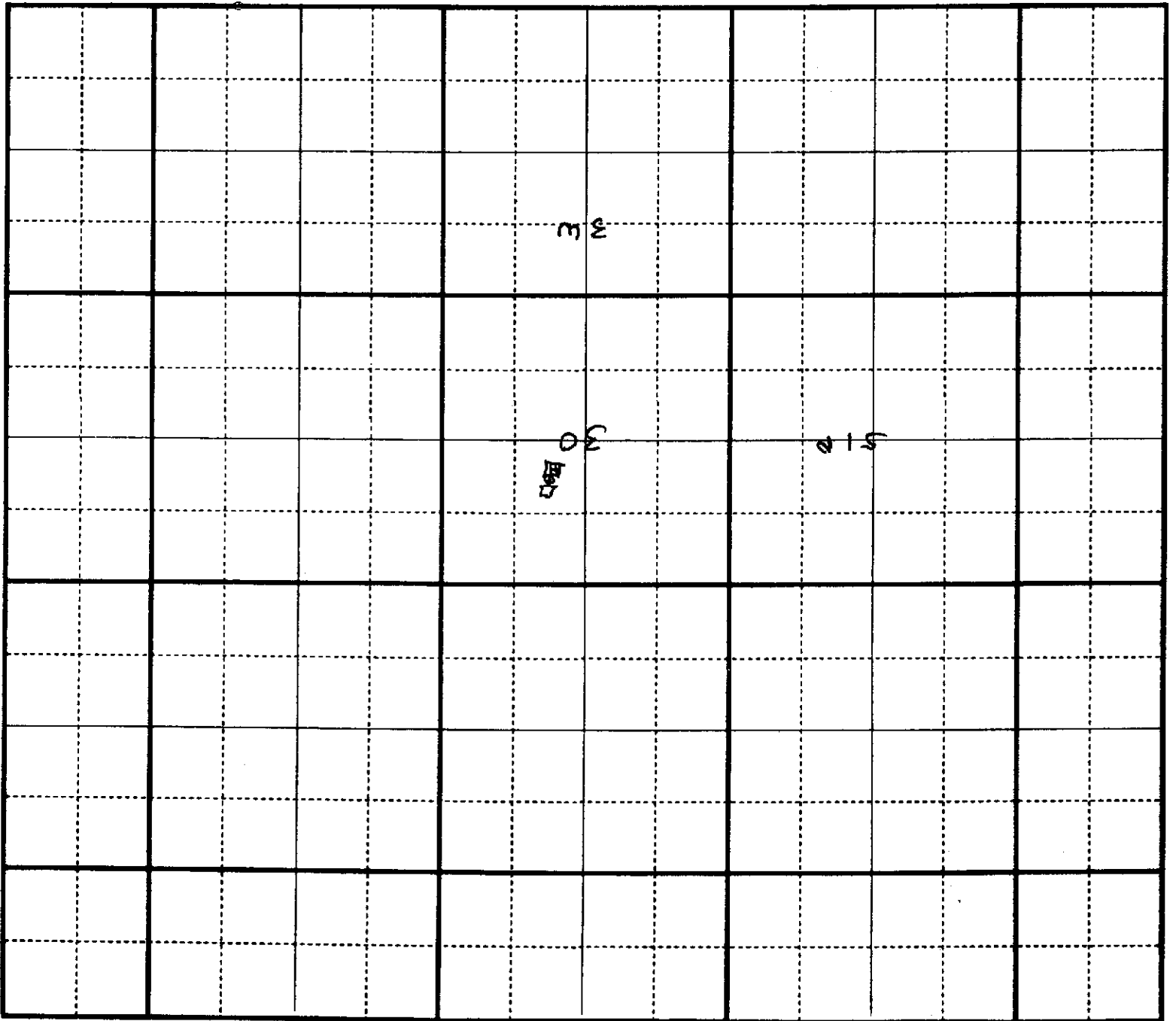
95 7232

DECLASSIFIED

Figure 1. The effect of the concentration of the *Agrobacterium* suspension on the transformation efficiency of *Agrobacterium* strains.

- TOTAL ACREAGE**

Diagram of System



DATE OF EXAM April 26, 1973

ACREAGE
Found 1/2 approx.
Recommended _____

Irrigation Requirement 3.0 Ac Ft/Ac

USE #2
Irrigation Q= 0.02 c.f.s. V= 1.50 AF/Ann. from March 15 to Nov. 15
Domestic Q= 0.02 c.f.s. V= 0.60 AF/Ann. from Jan. 1 to Dec. 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 0.02 cfs Method of measurement Calulated

Total Q recommended 0.02 Meter No. _____ Type _____ Condition _____

Total V recommended 2.1 AF/A

Recommended Amendments:

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

MEASUREMENT CALCULATION:
Unable to measure, 1/2 h.p. submersible pump, 6" well.

SYSTEM DESCRIPTION: 6" well with submersible 1/2 h.p. pump, located North side of house by pond.

REMARKS: Well used for only one domestic household with lawn and garden irrigation.

Examiner's Signature Bruce E. Ballou Date April 26, 1973

Checked by Fred Crumhardt Jr. Date 4/26/73

Approved by Fred Crumhardt Jr. Date 4/26/73

March 12, 1973

Re: Permit No. 95-7232

**Mr. R. Crawford Byxbee, Jr.
Route 2, Box 353-B-5
Coeur d'Alene, Idaho 83814**

Dear Mr. Byxbee:

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.

Very truly yours,

**BOBBY D. FLEENOR
Assistant Director**

BDF:DR

95 7232

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. _____

Permit No. _____

MAR 5

RECEIVED
Department of Water Administration

1. a) Name of Permit Holder R. CRAWFORD BYXBEE, JR
b) Post Office Address ROUTE 2, Box 353-B-5
2. Permit Number 95-7232
3. Date of Priority that you are prepared to establish 12-29-72
4. a) Source from which water was appropriated GROUND WATER
b) Location of the point of diversion: SW 1/4 NE 1/4, Section 30
Township 51N, Range 3W Boise Meridian, Other points of diversion: —
KOOTENAI COUNTY
5. a) The amount of water and use to which the water has been applied:
amount .02 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 .02 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: TEST PUMP WELL - DRILLER / SELF
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: N/A
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, 1/2 HP PUMP, 6" DIA CASING 300' DEEP
b) Describe the type and size of measuring device which you have installed at your point of diversion: TEST PUMP WELL
c) Give well drillers name and address and date the well was completed AQUA DRILLING
PO BOX 1002, COEUR D'ALENE IDAHO, JULY 29, 1971

Exam typed 3-12-73 by lu

95 7232

10/7/75

On this 3rd day of March, 19 73, personally appeared before me the

State of Idaho)
County of Boone) ss.

3-3-78

R. Crawford Byrbee, Jr.
(Signature)

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

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			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼

NA

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

DAWSON

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

February 14, 1973

Re: Permit No. 95-7232

Mr. R. Crawford Byxbee, Jr.
Route 2, Box 353-B-5
Coeur d'Alene, Idaho 83814

Dear Mr. Byxbee:

We received your recent letter concerning proof of beneficial use of water in connection with the above referenced permit.

Proof of beneficial use may be made by completing and returning the enclosed affidavit. Proof must be made on or before February 1, 1974, however, you may make proof now if you are beneficially using the water.

If you have any questions regarding this matter, it may be more convenient for you to contact our Northern District Office at 401 Front Avenue, Room 209, Coeur d'Alene, Idaho.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

95 7232

Bobby D FLEENER

• IDAHO DEPT WATER ADMINISTRATION

Rt 7 Box 353-B-5
CIdA, IDAHO 83814

RE PROOF OF CONSTRUCTION CONDITION ITEM 1b.

PLEASE EXPLAIN WHAT PROOF IS REQUIRED.

1 HAWKWOOD

R. CRAWFORD BYRBE

IDANT # 95-7232

95 7232

February 2, 1973

Re. Permit No.: 95-7232

R. Crawford Byxbee, Jr.
Route 2, Box 353-B-5
Coeur d'Alene, Idaho 83814

Dear Mr. Byxbee:

Enclosed is a copy of your approved Application for Permit No. 95-7232 . We
direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDP: cd

Enclosures

95 7232

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>12/29/72</u>	Application No. <u>95-7232</u> Name <u>R. Crawford Byrnes Jr.</u>
(2)	<u>FE</u>	<u>12/29/72</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>12/29/72</u>	In form for advertising <u>O.K.</u>
(6)	<u>cl</u>	<u>1-2-73</u>	Affidavit of Publication received <u>JAN. 19, 1973</u>
(7)	<u>cl</u>	<u>1-5-73</u>	Final date for protests <u>JANUARY 29, 1973</u> Protests received: yes <u>no</u> ☒
(8)			Date and Place of hearing _____ Decision reached at hearing _____
(9)			Located within Water District No. _____
(10)	<u>FE</u>	<u>1/29/73</u>	Critical groundwater area: yes <u>no</u> ☒
(11)	<u>FE</u>	<u>1/29/73</u>	Groundwater levels: ☐ Decline (comment) _____ ☒ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>FE</u>	<u>1/29/73</u>	Action recommended: ☒ Approve Priority <u>12/29/72</u> ☐ Deny Reason for Reduction _____ See attached sheet for conditions of approval
	<u>FE</u>	<u>1/29/73</u>	No conditions for approval
(14)	<u>FE</u>	<u>1/29/73</u>	District <u>North</u> By <u>Paul E. Smith</u> Date <u>1/29/73</u> Title <u>Superintendent</u>

January 5, 1973

Re: Application No. 95-7232 - R. Crawford Byxbee, Jr.
" " 95-7233 - James T. Slavin

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 1-22-73 by CR

FE:CR

Enc: Leagl Notices (2)

95 7232

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that R. Crawford Byxbee, Jr.,

Route #2, Box 353-B-5, Coeur d'Alene, Idaho

has on December 29, 1972 submitted Application No. 95-7232

for a permit to appropriate 0.02 cubic feet per second ~~acre feet per annum~~

of water from a ground water source

by means of well and pump

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, R. 3W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31

for domestic purposes

within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, 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 January 29, 1973.

R. KEITH HIGGINSON

Director

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

on Jan. 11 and Jan. 18, 1973

95 7232

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that R. Crawford Byxbee, Jr., Route No. 2, Box 353-B-5, Coeur d'Alene, Idaho has on December 29, 1972 submitted Application No. 195-7232 for a permit to appropriate 0.02 cubic feet per second of water from a ground water source by means of well and pump within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, R. 3W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, T. 51N, 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 January 29, 1973.

R. KEITH HIGGINSON
Director

Jan. 11, 18, 1973

95
7232

O.K.
1-12-73
ck

January 5, 1973

Re: Application for Permit No. 95-7232

R. Crawford Byxbee, Jr.
Route #2, Box 353-B-5
Coeur d'Alene, ID 83814

Dear Mr. Byxbee:

Attached is your receipt No. 8513 in the amount of \$10 for the filing fee on the above referenced application, which was received in this office.

Very truly yours,

Fred Eisenbarth
Water Resource Supervisor
Northern District

FE:CR

Enc: Receipt

95 7232