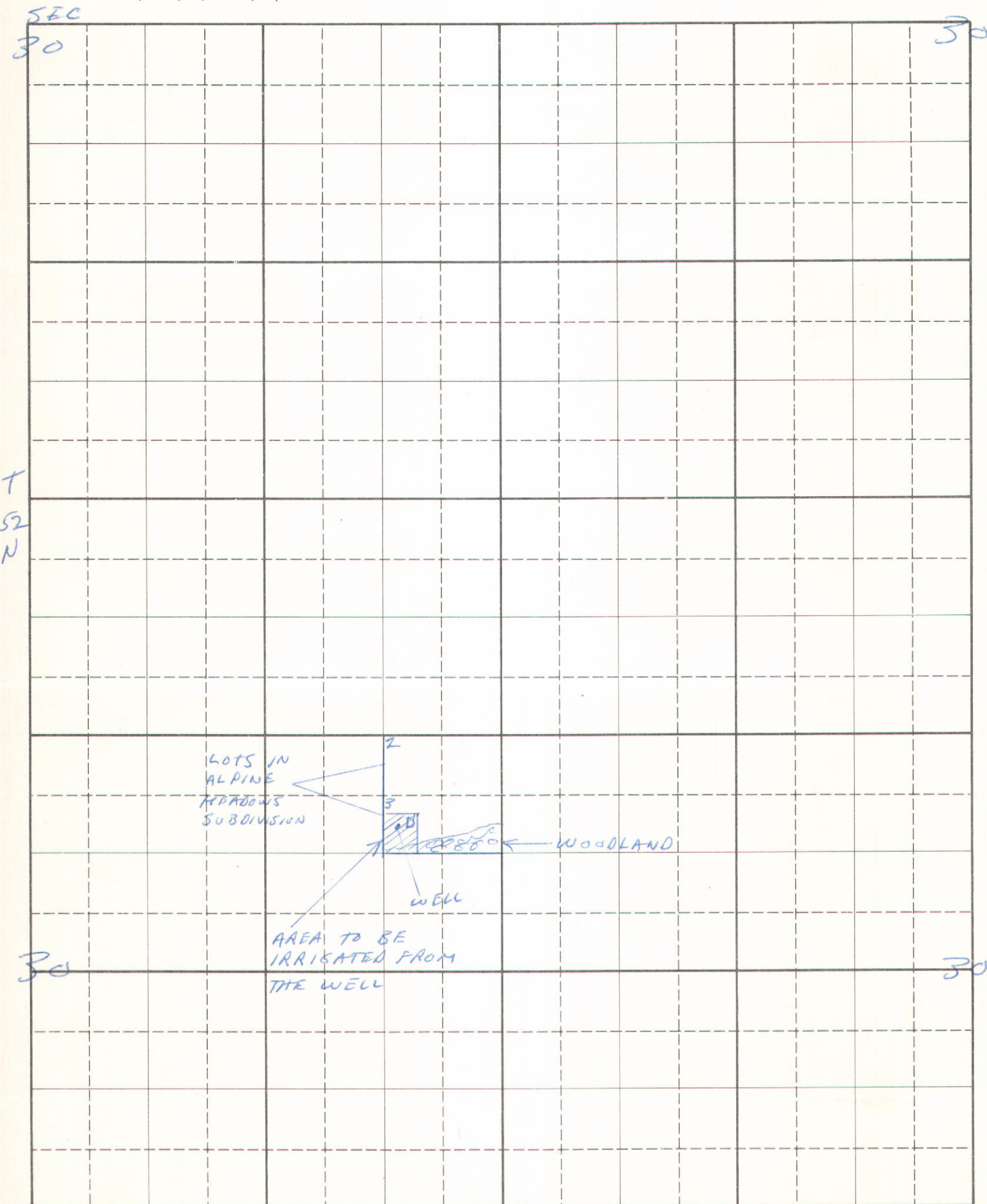




R3W

11. Map of proposed project:



Scale:  $\frac{1}{8}$  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.

Clinton S. Whitcomb  
Clinton S. Whitcomb  
(Applicant)

95 7159

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7159 Priority Oct. 19, 1971 Amount 0.02

THIS IS TO CERTIFY, that Eugene D. Scroggie  
of Hayden Lake, Idaho, has complied with the terms and conditions of Permit  
No. 95-7159 issued pursuant to Application for Permit dated Oct. 19, 1971,  
and has submitted proof to the Department of Water Resources on Nov. 22, 1976,  
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 0.022 cfs of water from Groundwater,  
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>Irrigation</u> | from <u>May 15</u> to <u>Oct. 1</u>  | at <u>0.02</u> cfs and | <u>3.0 acre feet</u> |
| <u>Domestic</u>   | from <u>Jan. 1</u> to <u>Dec. 31</u> | at <u>0.02</u> cfs and | <u>.6 acre feet</u>  |
| <u>Stockwater</u> | from <u>Jan. 1</u> to <u>Dec. 31</u> | at <u>0.02</u> cfs and | <u>.2 acre feet</u>  |

(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  
3.8 acre feet per year, said waters to be diverted within the SE 1/4 SW 1/4, Sec. 30;  
Twp. 52N, Rge 3W, B. M. in the County of Kootenai

Description and location of place of use:

| Twp.       | Range     | Sec.      | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |          | SE 1/4                             |        |        |        | Totals   |
|------------|-----------|-----------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------|------------------------------------|--------|--------|--------|----------|
|            |           |           | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4   | NE 1/4                             | NW 1/4 | SW 1/4 | SE 1/4 |          |
| <u>52N</u> | <u>3W</u> | <u>30</u> |        |        |        |        |        |        |        |        |        |        |        | <u>x</u> | <u>(domestic &amp; stockwater)</u> |        |        |        | <u>1</u> |
|            |           |           |        |        |        |        |        |        |        |        |        |        |        |          |                                    |        |        |        |          |
|            |           |           |        |        |        |        |        |        |        |        |        |        |        |          |                                    |        |        |        |          |
|            |           |           |        |        |        |        |        |        |        |        |        |        |        |          |                                    |        |        |        |          |
|            |           |           |        |        |        |        |        |        |        |        |        |        |        |          |                                    |        |        |        |          |

Total number of acres irrigated 1

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 1 day of

May, 19 78.

  
Director

RECEIVED

NOV 26

State of Idaho

Department of Water Resources

Department of Water Resources

ASSIGNMENT OF PERMIT

RECEIVED

NOV 22 1976

Department of Water Resources  
Northern District Office

I, Clinton E. Mitschke, hereby assign to Eugene D. Scroggie  
of Route 3, Box 124, Hayden Lake, Idaho 83835  
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 95-7159  
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit  
No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within  
each 40 acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)

Made this 22<sup>ND</sup> day of NOVEMBER, 19 76.

Clinton E. Mitschke  
Permit Holder

Recha Mitschke  
Spouse of Permit Holder

State of Idaho )  
County of KOOTENAI ) ss.

On this 22<sup>ND</sup> day of NOVEMBER, 19 76, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Corda M. Patterson  
Notary Public residing at  
COEUR D'ALENE, IDAHO

My commission expires:  
LIFETIME

Identification No. 95-7159

Application No. \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**  
**APPLICATION FOR PERMIT**

**APPROVED**

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

1. Name of applicant CLINTON E. MITSCHKE  
post office address 2238 W. 248TH ST LOMITA, CALIF 90717
2. Source of water supply UNDERGROUND which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 30 Township 52N  
Range 3W B.M. KOOTENAI County; additional points of diversion if any: LOT 2+3 BLK 6
- 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 cfs for DOMESTIC purpose from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.02 cfs for LIVESTOCK purpose from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 0.218 cfs for IRRIGATION purpose from MAY 15 to OCT 1 (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 0.22 cfs cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. 160 FT DEEP 6" WELL  
WITH SUBMERSIBLE PUMP TO PUMP 10 GALLONS  
PER MINUTE - WATER TABLE APPROX 138 FT.
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet; total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam: \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 6 inches; proposed depth of well is 160 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ 2300.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 30 Township 52N  
Range 3W 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 2 HORSES 2 COWS & CALVES  
2 GOATS  
(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water 1.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_

95 7159

c. Describe any other water rights used for the same purposes. NONE AT THIS TIME

c. Describe any other water rights used for the same purposes. NONE AT THIS TIME

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

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.

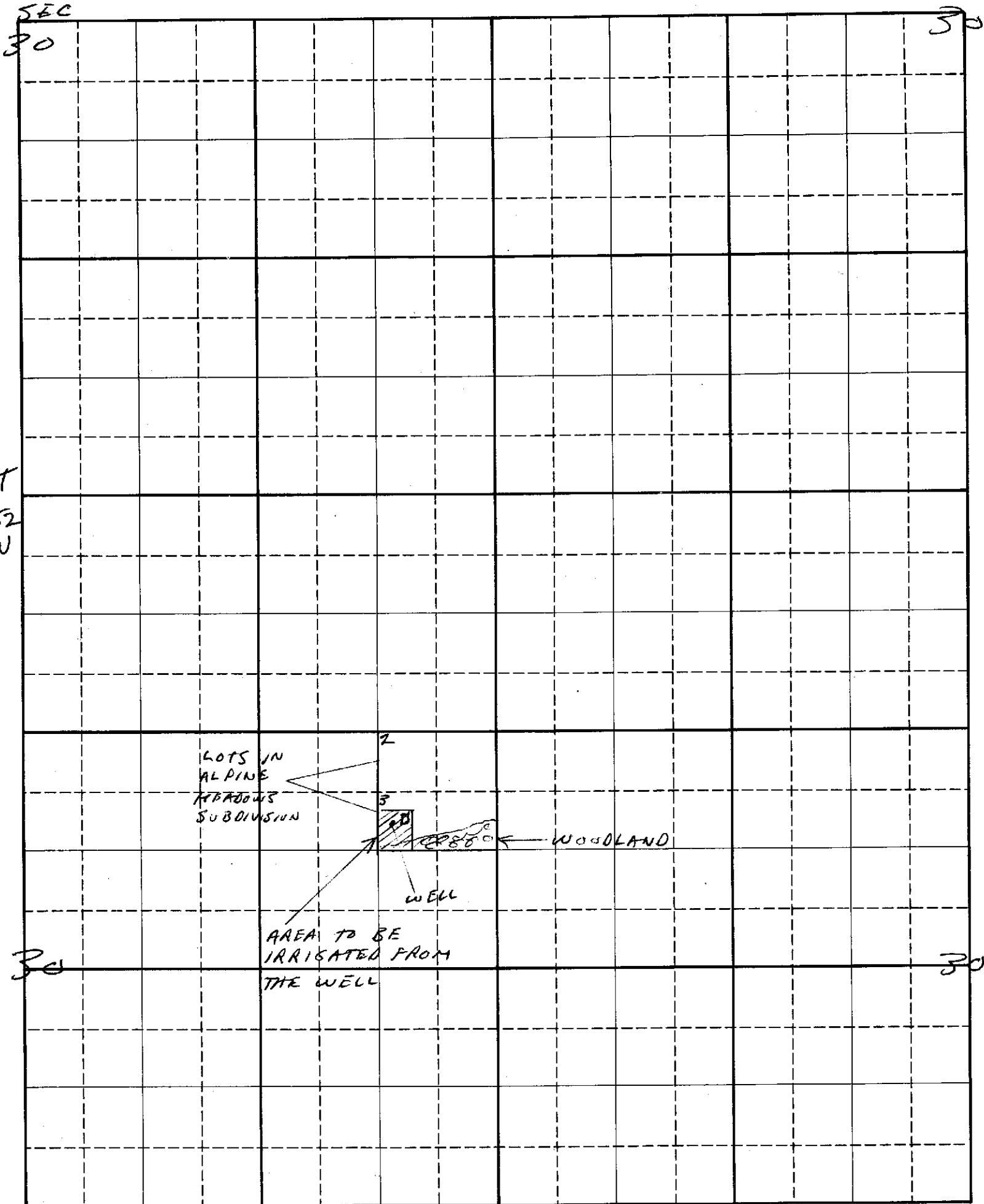
applicant to make this filing-

10. Remarks



R3W

11. Map of proposed project:



Scale:  $\frac{1}{8}$  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.

Clinton S. Whitelake  
O. J. Whitelake  
(Applicant)

95 7159

Director  
~~State Reclamation Engineer~~

*[Signature]*

Witness my hand this 13 day of December, 19 71.

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

c. Other:

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 19 76.

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7159, and said application is hereby APPROVED.

ACTION OF STATE RECLAMATION ENGINEER

Recommended for approval denial by [Signature]

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Publication approved CR Date 11-23-71

Publication dates 11-11 & 11-18-71

Published in Coeur d'Alene Press

Publication prepared by CR Date 11-2-71

Received by [Signature] Date 10-21-71

Preliminary check by 12 Fee \$ 10.00

Received by [Signature] Date 10-19-71 Time 8:00 AM

# AFFIDAVIT OF PUBLICATION COEUR D'ALENE PRESS

RECEIVED

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

*Notice of 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 *November*, 19*71*, and ending on the

*18* day of *November*, 19*71*.

*Callie Pointner*

Subscribed and sworn to, before me, this

*18* day of *November*,

19 *71*

*E. Patrick King*  
Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

NOTICE OF INTENT  
APPLICATION FOR  
WATER PERMIT

Notice is hereby given that Clinton E. Mitschke, 2238 W. 258th Street, Lomita, California has on October 19, 1971, submitted Application No. 195-7159 for a permit to appropriate 0.022 cubic feet per second of water from a ground water source by means of a well and pump within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, R. 3W, B.M. (Lots 2 & 3, Block 6), Kootenai County to be used from Jan. 1 to Dec. 31 for domestic and stockwatering purposes; and from May 15 to Oct. 1 for the irrigation of one acre within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, 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, Statehouse, Boise, Idaho, 83707, on or before November 29, 1971.

R. KEITH HIGGINSON

Director

Nov. 11, 18, 1971

95 7159





# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

John V. Evans  
Governor

C. Stephen Allred  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

March 14, 1978

Eugene D. Scroggie  
Route #3  
Box 124  
Hayden Lake, Idaho 83835

Dear Mr. Scroggie:

A representative of this Department made an examination of the works covered by your Permit No. 95-7159 on August 2, 1977, and has found the following:

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

The maximum quantity diverted shall not exceed 3.8 acre feet per year.

Point of diversion: SESW, section 30, township 52N, range 3W, B.M.

Beneficial use: Irrigation of one acre, domestic and stockwater use within the SESW, section 30, township 52N, range 3W, B.M.

Priority date established: October 19, 1971

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,

JAN GROVER  
Water Rights Supervisor

JG/kw

RECEIVED

DEC 9 1976

Department of Water Resources  
Phone ~~Northern District Office~~

3. Water will be used for the following purposes:

Other uses: \_\_\_\_\_

- Other Points of Diversions: \_\_\_\_\_

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

### Diagram of System

N  
52  
T

30

\*

Rge. 3W

DATE OF EXAM 8/2/77

ACREAGE  
Found 1 acre  
Recommended 1 acre

Irrigation Requirement 3.0 Ac Ft/Ac

USE  
Irrigation Q= 0.02 c.f.s. V= 3.0 AF/Ann. from 3/15 to 10/1  
Domestic Q= 0.02 c.f.s. V= .6 AF/Ann. from 1/1 to 12/31  
Livestock Q= 0.02 c.f.s. V= .2 AF/Ann. from 1/1 to 12/31

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 0.022 Method of measurement estimated

Total Q recommended 0.022 Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition \_\_\_\_\_

Total V recommended 3.8 / year

Recommended Amendments:  
P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:  
estimated

SYSTEM DESCRIPTION:  
Submersible pump and motor with pipeline to places of use.

REMARKS:  
Domestic for household  
Irrigation of approx. 1 acre of lawn & pasture  
Livestock for approx 10 heads of animals

Examiner's Signature [Signature] Date 8/2/77  
Checked by Deb Haynes Date 8/5/77  
Approved by \_\_\_\_\_ Date \_\_\_\_\_

December 7, 1976

Re: Permit No. 95-7159

Eugene D. Scroggie  
Route 3, Box 124  
Hayden Lake, Idaho 83835

Dear Mr. Scroggie:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records have been changed. We also acknowledge receipt of the affidavit submitted as proof of beneficial use.

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 exam will be made, but 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 regarding the field exam, please contact our Regional Office in Coeur d'Alene.

Sincerely,

JANICE RENK  
Water Rights

Jr

Department of Water Resources  
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Identification No. \_\_\_\_\_

Permit No. 95-7159

RECEIVED  
NOV 22 1976 *OKJ*

Department of Water Resources  
Northern District Office

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Clinton E. Mitschke  
b) Post Office Address Route 1, Box 310-X, Hayden Lake, Idaho
2. Permit Number 95-7159
3. Date of Priority that you are prepared to establish 10-19-71
4. a) Source from which water was appropriated Ground water  
b) Location of the point of diversion: SE 1/4 SW 1/4, Section 30  
Township 52N, Range 3W Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:  
Amount 0.02 cfs for Domestic purposes from Jan. 1 to Dec. 31 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount 0.02 cfs for Stockwater purposes from Jan. 1 to Dec. 31 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount 0.02 cfs for Irrigation purposes from March 15 to Nov. 15 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated 0.022 cfs cfs and/or acre-feet per annum  
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Estimated.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:  
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
b) Describe the agreement or understanding by which you take water from the works:
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Well, pump, and pipeline to place of use.  
b) Describe the type and size of measuring device which you have installed at your point of diversion:  
c) Give well driller's name and address and the date the well was completed: Coeur d'Alene Drilling,  
1926 N. 5th, Coeur d'Alene, Idaho. Completed 7-8-71.
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:  
0.02 cfs for Watering 6 head of stock within the SE 1/4 SW 1/4, Sec. 30, T. 52N, R. 3W  
0.02 cfs for one household within the SE 1/4 SW 1/4, Sec. 30, T. 52N, R. 3W

*12/7/76*

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

| T   | R  | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |    |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 52N | 3W | 30   |     |     |     |     |     |     |     |     |     |     |     | 1   |     |     |     |     | 1     |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 1

10. Remarks: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

11/22/76  
(Date)

Clinton S. [Signature]  
(Signature)

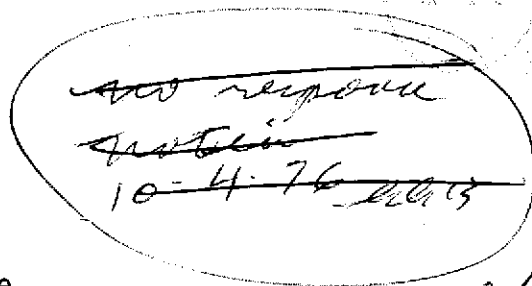
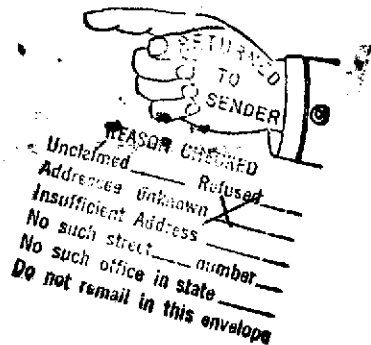
State of IDAHO )  
County of KOOTENAI ) ss.

On this 22<sup>ND</sup> day of NOVEMBER, 1976, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Corda M. Patterson  
Notary Public residing at  
COEUR D'ALENE, IDAHO

My commission expires LIFETIME

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
State [REDACTED]  
Boise, Idaho 83720



Clinton E. Mitschke  
2238 W. 248th St.  
Lomita, CA 90717

Unknown at address ~~10/13~~

138959

664-8291

Present  
10/13/76

Rt. 1

Box 310-X

Wayden RR. DR

NAME CLINTON E. MITSCHKE  
DATE OCT 1 1976  
RECEIVED OCT 19 1976

September 30, 1976

CERTIFIED MAIL

138959

Re: Permit No. 95-7159

Clinton E. Mitschke  
2238 W. 248th Street  
Lomita, California 90717

Dear Mr. Mitschke:

One of the conditions of approval of your water Permit No. 95-7159 (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 December 1, 1976. 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

RKH:jg  
Enc: Proof affidavit



R. Keith Higginson  
Director

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Flood Plain Management  
Irrigation and  
Flood Control Districts

## STATE OF IDAHO

### DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2  
Boise, Idaho 83707  
(208) 384-2215

December 21, 1971

Re: Permit No. 95-7159 - Clinton E. Mitschke

Clinton E. Mitschke  
2238 W. 248th Street  
Lomita, California 90717

Dear Mr. Mitschke:

Enclosed is a copy of your approved Application for Permit No. 95-7159. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF:cr

Enclosure

95 7159

November 2, 1971

Re: Application No. 95-7159 - Clinton E. Mitschke

Coeur d'Alene Press  
Second & Lakeside  
Coeur d'Alene, Idaho 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 our 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 date. 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,

Bill submitted 11-23-71 By CR

Donald W. McEldowney  
Appropriation Supervisor

DWM:cr

Enc: Legal Notice

95 7159

**NOTICE OF  
APPLICATION FOR  
WATER PERMIT**

Notice is hereby given that Clinton E. Mitschke, 2238 W. 258th Street, Lomita, California has on October 19, 1971, submitted Application No. 95-7159 for a permit to appropriate 0.022 cubic feet per second of water from a ground water source by means of a well and pump within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, R. 3W, B.M. (Lots 2 & 3, Block 6), Kootenai County to be used from Jan. 1 to Dec. 31 for domestic and stockwatering purposes; and from May 15 to Oct. 1 for the irrigation of one acre within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, 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, Statehouse, Boise, Idaho, 83707, on or before November 29, 1971.

R. KEITH HIGGINSON  
Director

Nov. 11, 18, 1971

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Clinton E. Mitsbheke,  
2238 W. 248th Street, Lomita, California  
has on October 19, 1971 submitted Application No. 95-7159  
for a permit to appropriate 0.022 cubic feet per second ~~acres feet per centum~~  
of water from a ground water source  
by means of well and pump  
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, R. 3W, B.M. (Lots 2 & 3, Block 6), Kootenai  
County  
to be used from Jan. 1 to Dec. 31 for domestic and stockwatering purposes; and  
~~from~~ from May 15 to Oct. 1 for the irrigation of one acre  
within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 30, T. 52N, 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, Statehouse, Boise, Idaho, 83707, on or before November 29, 1971.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho  
on Nov. 11 and Nov. 18, 1971.

95 7159

October 27, 1971

Clinton E. Mitschke  
2238 W. 248th Street  
Lomita, California 90717

Dear Mr. Mitschke:

Attached herewith is your receipt No. 8401 in the amount of \$ 10.00  
for your application for permit  
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH  
Administrative Assistant

MRB:ejw

Enclosure

October 20, 1971

Mr. Clinton E. Mitschke  
2238 West 248th  
Lomita, California 90717

Dear Mr. Mitschke:

We are once again in receipt of your two applications for permit. In reviewing these applications, we find that one is acceptable and we have begun the processing of the same.

As the other application still needs additional clarification, we have taken the liberty of re-typing it for your convenience. Please note the recommended quantities that we have listed under item #4, for each of the natures of use. Please return the application properly signed with the \$10.00 filing fee and we shall begin its processing.

If you should have any questions in these matters, please feel free to contact this Department.

Very truly yours,

Dorian Clay  
Appropriation Examiner

DC:cs

Enclosures

95 7159

RECEIVED

OCT 19 1971

Department of Water Administration  
October 15, 1971

Dear Mr. Clay:

Am returning the applications with the corrections as outlined in your letter of October 12th. Believe it is now complete and hope I have done it correctly. If not and you can put in the proper numbers in #4 it will be appreciated. The purpose of the "pit pond" is to trap rain water and surface runoff from our land to be used mainly for fire protection and wildlife. May use some of it for limited irrigation for a garden or orchard. If I have put in the wrong figures and you cannot change them kindly advise what figures you would suggest and return to me.

I am sorry for any inconvenience I may have caused by submitting this in error. I did try to get help in Coeur d'Alene but find you do not have an office there. I spent 2 hours with Mr. Freckelton of the Soil Conservation Dept in Coeur d'Alene filling these out. In fact he told me what to put in all the blanks. His department was kind enough to engineer the Pit Pond for me.

Very truly yours,



C. E. Mitschke  
2238 W. 248th St.  
Lomita, Calif 90717

95 7159

October 12, 1971

Mr. Clinton E. Mitschke  
2238 West 248th Street  
Lomita, California 90717

Dear Mr. Mitschke:

We are returning your two permit applications and two checks in the amount of \$10.00 each, numbered 90-1227. We find in reviewing these two applications that there are several questions on each that need clarification before we could process them.

On the application for your well, we would recommend that the quantity under item #4 be changed to 0.02 cubic feet per second for domestic and 0.02 cubic feet per second for livestock purposes. Item #8a should also be completed, describing the 40 acre subdivision, section, township and range that your domestic and stock watering use will take place within. We also wish to advise you that your signature on page three of the application must appear in the exact manner as it does under item #1, page one.

The other permit application has listed as the source of water supply, under item #2, surface run-off. Please be more specific as to the source, such as waste water, spring, stream, etc. Item #4 must be completed listing a specific rate of diversion in cubic feet per second for each of your natures of use. Please refer to the enclosed instruction sheet for the maximum allowable quantities for each of your proposed uses. Under item #4, you have also listed a period of irrigation as being January 1 through December 1. Under normal conditions, the average period of use for irrigation would be March 15 through November 15 of each year. Unless you can submit justification for a year-round irrigation season, it will be limited to these dates. Item #8a,1 should also be completed, listing the 40 acre subdivision, section, township and range in which you will need the water for fire protection and wild life propagation. The signature on this application is also in error. It must appear in the exact manner as it does under item #1, page one, of the application.

As soon as you have made these necessary clarifications and re-submitted the applications, we shall begin their processing.

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

Very truly yours,

Dorian Clay  
Appropriation Examiner

DC:cs

Enc: checks #90-1227 (2) (\$10.00 each)  
applications for permit (2)  
filing instructions

95 7159