

No Color
Documents
In File

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 95-7112 Priority May 28, 1970 Amount 0.02 cfs

THIS IS TO CERTIFY, that PAUL J. BERINGER
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 95-7112 issued pursuant to Application for Permit dated May 28, 1970,
and has submitted proof to the Department of Water Administration on November 6, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from Hayden Lake,
tributary to _____, 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>May 1</u> to <u>Nov. 1</u> at <u>0.02</u> cfs and <u>0.57 acre feet</u>			
from _____ to _____ at _____ cfs and _____			
from _____ to _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.57 acre feet per year, said waters to be diverted within the NE¹/₄NE¹/₄ of Sec. 22,
Twp. 51 N, Rge. 3 W, 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	
51 N	3 W	22	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 24 day of
June, 19 74.

Director

95-7112

Identification No. 95-7112

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

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

APPROVED

PAUL J. BERINGER

1. Name of applicant [REDACTED]
post office address 6022 N. Howard, Spokane, Washington 99208
2. Source of water supply Hayden Lake which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 Township 51 N
Range 3 W B.M. Kootenai County; additional points of diversion if any: _____

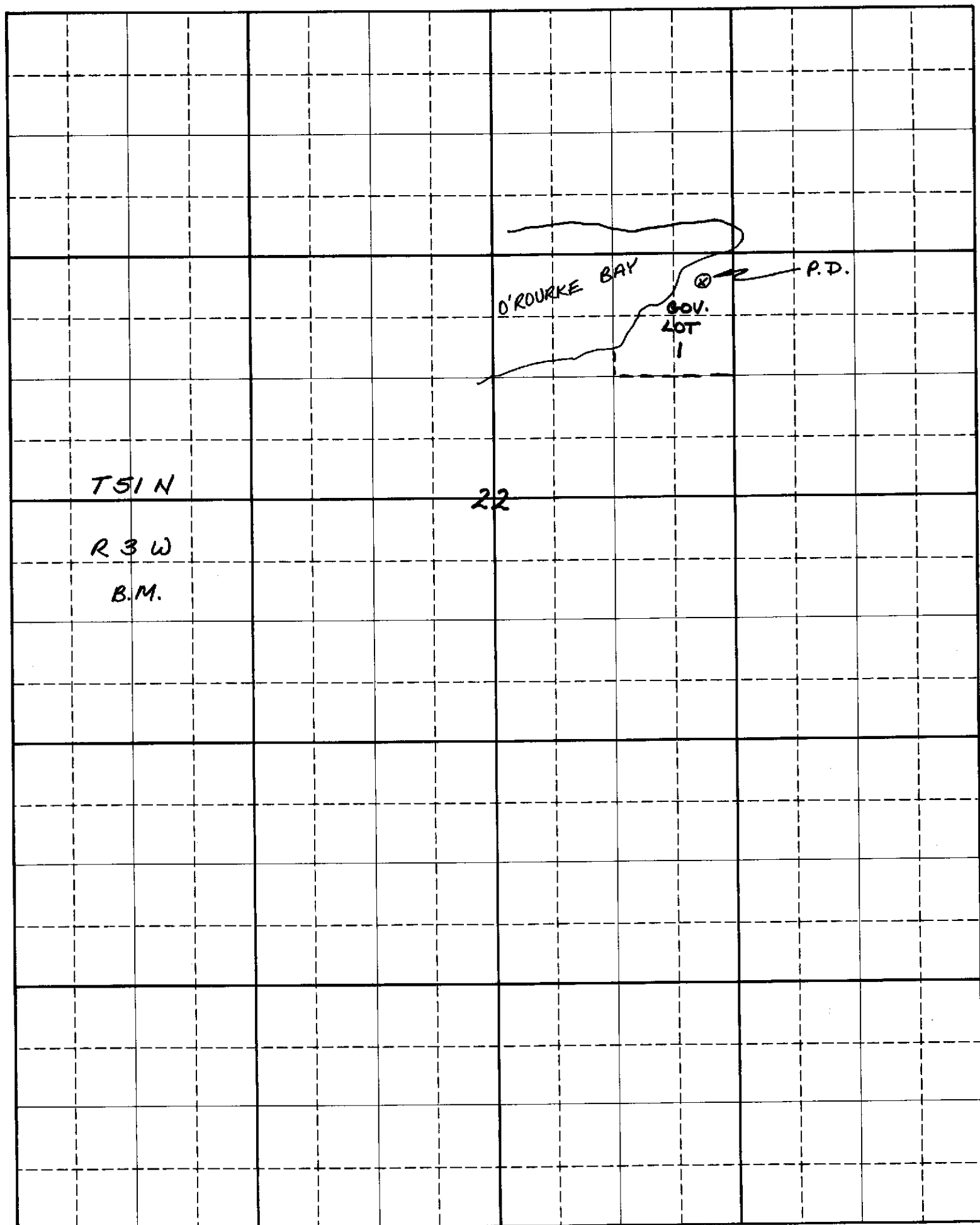
b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.02 for Domestic purpose from May 1 to Nov. 1 (both dates inclusive)
(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. _____ cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Sears pump and 42 gallon tank . 3/4 HP

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 5 years.
b. Estimated construction cost is \$ \$250.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22 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 one.
(5) If water is to be used for other purposes describe: _____

95-7112

11. Map of proposed project:



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.

Paul J. Beringer
(Applicant)

95-7112

State Remediation Engineer

Witness my hand this 2nd day of July 1970.

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 July 1, 1975.

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. 95-7112, and said application is hereby APPROVED.

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

Recommended for approval denial by Elmer D. [unclear]

Hearing held by _____ Date _____

Copies of protests forwarded by-

Protests filed by:

Priority reduced to _____ Reason _____

Publication approved _____ Date 2-23-70

Publication dates) 6-11-70

Published in 6 parts of 1000 pages

Publication prepared by me Date 6-3-70

Received by Date 6-1-78

Preliminary check by ~~CH~~ Fee \$ 10

Received by Date 5-28-70 Time

2:30 PM

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

STATE OF IDAHO,

County of Kootenai, } ss.

Callie Painter, being first duly sworn,
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 *June*, 19*80*, and ending on the

18 day of *June*, 19*80*.

Subscribed and sworn to, before me, this *18* day of *June*

19*80*.

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

NOTICE OF APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Paul J. Beringer, 6022 N. Howard, Spokane, Washington, has on May 28, 1970, submitted Application No. 95-7112 to appropriate the public waters of Hayden Lake.

The application proposes a maximum diversion and appropriation of 0.02 cubic feet per second of water to be diverted by pump within the NE 1/4 NE 1/4 Sec. 22, T. 51N, R. 3W, B.M., Kootenai County, and is to be used within the NE 1/4 NE 1/4 Sec. 22, T. 51N, R. 3W, B.M. from May 1 to November 1 for domestic purposes.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 29, 1970.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 11, 18, 1970

95-7112

June 26, 1974

Re: Permit No. 95-7112

Paul J. Beringer
6022 N. Howard
Spokane, Wash. 99208

Dear Mr. Beringer:

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

Sincerely,

BOBBY D. FLEENOR
Assisstant Director

ta

Enclosure

95-7112

RECEIVED

NOV 15 1973

95-7112

[illegible]

211L-56

DATE OF EXAM 6/10/74

ACREAGE

Found 0
Recommended 0

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= .02 c.f.s. V= .57 AF/Ann. from 5/1 to 11/1
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 .02 Method of measurement estimated

Total Q recommended .02 Meter No. _____ Type _____ Condition _____

Total V recommended .57 a.f./year

Recommended Amendments:

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

MEASUREMENT CALCULATION:

estimated by pump capacity

SYSTEM DESCRIPTION:

Span-Rite Pump + Motor
Serial: SKCEP67ABN
hp: 3/4

REMARKS:

pump located 50' below house in a white pump house.
Domestic for 1 family

Examiner's Signature [Signature] Date 6/10/74

Checked by [Signature] Date 6/12/74

Approved by _____ Date _____

Seri SKC EP67A BN

$\frac{3}{4}$ hr

Sta-Rite

White pump house

50' below house

1 family

No town.

95-7112

November 15, 1973

Re: Permit No. 95-7112

Paul J. Beringer
6022 N. Howard
Spokane, Washington 99208

Dear Mr. Beringer:

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:JC

95-7112

Identification No. _____

Permit No. 95-7112

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

NOV 6 1973 *df*

Department of Water Administration
Northern District Office

1. a) Name of Permit Holder Paul J. Beringer
b) Post Office Address 6022 N. Howard, Spokane, WA 99208
2. Permit Number 95-7112
3. Date of Priority that you are prepared to establish May 28, 1970
4. a) Source from which water was appropriated Hayden Lake
b) Location of the point of diversion: NE 1/4 NE 1/4, Section 22
Township 51N, 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 _____ 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 0.02 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: 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) 3/4 h.p. pump with 42 gallon storage tank with pipeline to place of use.
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed _____

~~Exam typed~~ 4/15/73 *hjc*

95-7112

~~My commission expires Sept. 11, 1976~~

Notary Public residing at 547

On this 6TH day of January, 19 73, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of IDAHO ss. County of BOOTHE

11-6-23
(Date)

Paul J. Berninger (Signature)

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

10. Remarks:

Total number of acres irrigated.

[illegible]

Notes:

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

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use Domestic use within the NE⁴NE⁴, Sec. 22, T. 51N., R. 3W., B.M.

July 9, 1970

Re: Permit No. 95-7112

Mr. Paul J. Beringer
6022 N. Howard
Spokane, Washington 99208

Dear Mr. Beringer:

Enclosed is a copy of your approved Application for Permit No. 95-7112. We direct your attention to the conditions of approval on the fourth page under approval of the State Reclamation Engineer.

You should be advised that there may not always be water available for your use since Hayden Lake is so heavily appropriated.

Very truly yours,

C. Stephen Allred
Deputy Director

CSA:kh
Enclosures: Copy of permit
Receipt No. 4697 for \$10

95-7112

**NOTICE OF APPLICATION
FOR PERMIT TO
APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF
IDAHO**

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The application proposes a maximum diversion and appropriation of 0.02 cubic feet per second of water to be diverted by pump within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22, T. 51N, R. 3W, B.M., Kootenai County, and is to be used within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22, T. 51N, R. 3W, B.M. from May 1 to November 1 for domestic purposes.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before June 29, 1970.

R. KEITH HIGGINSON
State Reclamation
Engineer

June 11, 18, 1970

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 3, 1970

Re: Application for Permit No. 94-7013 - Fritz Reinhofer
95-7110 - John D. & Merle E. Beebe
95-7111 - Gene A. Arnone, Joanne Arnone,
Fred A. Currie & Thelma R. Currie
95-7112 - Paul J. Beringer

Coeur d'Alene Press
2nd & 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 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 of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Legal noticew (4)

*Bill submitted
6-30-70
ds*

95-7112

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Paul J. Beringer, 6022 N. Howard,
Spokane, Washington, has on May 28, 1970,
submitted Application No. 95-7112 to appropriate the public waters of
Hayden Lake

The ~~proposed~~ uses ~~are~~ ///

The application proposes a maximum diversion and appropriation of 0.02
cubic feet per second ~~add feet~~ of water to be diverted by pump
within the NE~~1~~NE~~4~~ Sec. 22,
T. 51N, R. 3W, B.M., Kootenai County,

and is to be used within the NE~~1~~NE~~4~~ Sec. 22, T. 51N, R. 3W, B.M. from May 1
to November 1 for domestic purposes

Any permit issued pursuant to this application will be subject to ALL PRIOR
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest
against this application must be filed with the Idaho Department of Reclamation on
or before June 29, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on June 11 and June 18, 1970

Kid.

95-7112

RECEIVED May 25 1970

Dear Sir,

Enclosed in the application fee of \$10.00. also enclosed is the letter to George W. Wilson so that my application may be more clear to you.

Sincerely
Paul J. Beringer
6022 N. Howard
Spokane, Wa. 99208

95-7112

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

April 25, 1969

RECEIVED

MAY 1 1969

Department of Reclamation

*Ken
have
these papers
to purchaser
when they
come
in*

Mr. George W. Wilson
S. 310 Cedar Street
Spokane, Washington 99204

Dear Mr. Wilson:

Thank you for your letter of April 23; the information enclosed with it was very helpful in preparing your application.

The enclosed Application for Permit has been partially completed for you, though some information that only you can supply needs to be added. Please pay special attention to items 4, 5, 6, 7(b) and 9, and please check the other completed items for accuracy. The enclosed instructions should be very helpful.

When the Application for Permit has been completed, mail it and the necessary fee to our Department, and it will be listed with other active permits in the Proposed Findings of the Special Master.

When you build your summer home, and complete your means of diverting water from the lake and start applying said water for a beneficial use, then you should submit a Claim to a Water Right to us, which this office will supply you upon request.

If we may be of any further assistance to you, please feel free to contact us.

Sincerely yours,

Paul M. Castelin

Paul M. Castelin
Chief, Adjudication Section

PMC:mjl

Enclosures

95-7112