

No Color
Documents
In File

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 95-7100 Priority March 24, 1970 Amount 0.02 cfs

THIS IS TO CERTIFY, that LEO R. MORGAN
of Post Falls, Idaho, has complied with the terms and conditions of Permit
No. 95-7100 issued pursuant to Application for Permit dated March 24, 1970,
and has submitted proof to the Department of Water Administration on April 26, 1972,
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 the Spokane River
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 $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, Twp. 50 N, Rge. 5 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 1.2 acre feet per year ~~or~~

~~and shall not exceed~~

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 $\frac{1}{4}$	
50 N	5 W	4											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 16 day of
March, 19 73.


Director

95 7100

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

Department of Water Administration

I, James L. Sowers, hereby assign to Leo R. Morgan
of Route 2, Box 223-6, Post Falls, Idaho 83854
Address

☒ All my right, title, and interest, in and to Permit No. 95-7100
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. 95-7100 to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing 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.)

SW 1/4 of SW 1/4 section 4 Township 50 N.
Range 5W 6M. Kootenai County, Book D of page 62
water source Spokane River tributary of Conner D
Aline Lake. Lot #30, River Ranchette
0.02 cfs. for domestic use

Made this _____ day of _____, 19 _____.

James L. Sowers
Permit Holder

Margie M. Sowers
Spouse of Permit Holder

State of Idaho)
County of Kootenai) ss.

On this 15th day of May, 19 72, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Jean D. O'Donnell
Notary Public residing at
Coeur d'Alene

My commission expires: 7-15-74

95-7100

LICENSE ISSUED FOR 0.02 SEC. FT.
LICENSE PAGE NO.

Identification No. 95-7100
Application No. _____

ASSIGNED TO:
Leo R. Morgan
Route 2, Box 223-6
Post Falls, Idaho 83854

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

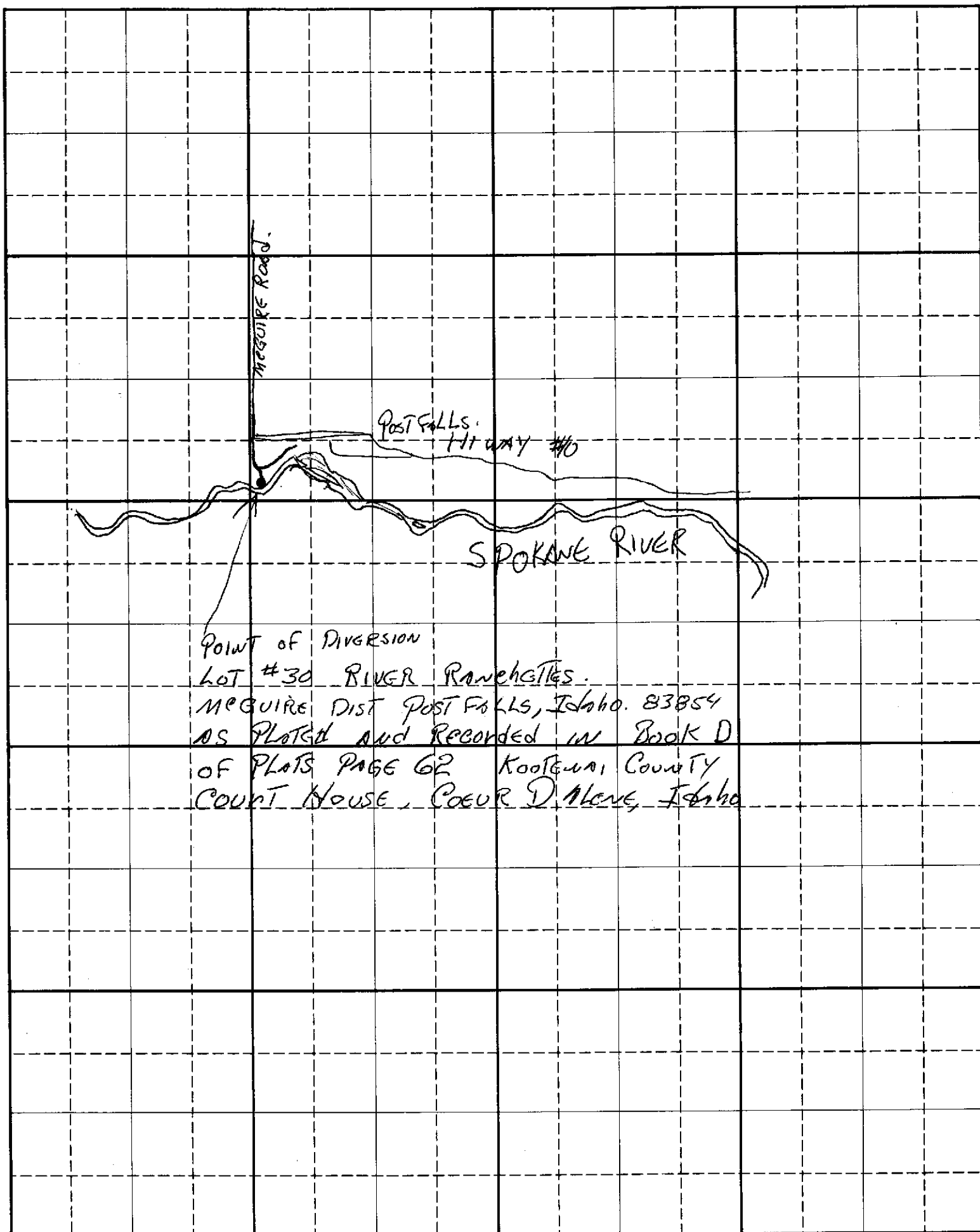
APPROVED

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

1. Name of applicant JAMES L. SOWERS
post office address Box 567, Post Falls, Idaho, 83854
2. Source of water supply SPOKANE RIVER which is a tributary of COEUR D'ALENE LAKE
3. a. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4 Township 50 N
Range 5 W B.M. KOOTENAI County; additional points of diversion if any: NONE
- 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 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. 0.02 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. $\frac{3}{4}$ hp. submersible electric pump with galvanized pipe buried 3 feet from water's edge to dwelling basement approximately 100 feet.
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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
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
2 to 6 months
is 6 months years.
b. Estimated construction cost is \$ 1300.00.
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 SW $\frac{1}{4}$ of Section 4 Township 50 N
Range 5 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: NONE

95-7100

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.

James L. Sowers
(Applicant)

95-7100

Received by Date 3-24-70 Time 9:00 am
Preliminary check by Fee \$ 10.00
Received by Date 3-24-70
Publication prepared by Date 4-1-70
Published in
Publication dates 4-9-70 to 4-21-70
Publication approved Date 4-21-70
Priority reduced to Reason
Protests filed by:

Copies of protests forwarded by

Hearing held by Date
Recommended for approval denial by

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7100, 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 June 1, 19 72.

c. Other:

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

Witness my hand this 1st day of May, 19 70.

State Reclamation Engineer

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

Notice is hereby given that James L. Sowers, Box 567, Post Falls, Idaho, has on March 24, 1970, submitted Application No. 95-7100 to appropriate the public waters of the Spokane River, tributary of Coeur d'Alene Lake.

The application proposes a maximum diversion and appropriation of 0.02 cubic feet per second of water to be diverted by pump and pipe within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 50N, R. 5W, B. M., Kootenai County, and is to be used within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 50N, R. 5W, B. M. from January 1, to December 31 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 April 27, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Post Falls
Tribune, Post Falls, Idaho, on
April 9 and April 16, 1970.

4-9 2tc

AFFIDAVIT OF PUBLICATION

County of Kootenai }
STATE OF IDAHO } ss.

JEANNETTE S. ROSIN, being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the Notice of Application For Water Permit
No. 95-7100 a true
printed copy of which is attached to the margin hereof, has been and
was correctly printed and published in the regular and entire issue of
every number of said newspaper and not in any supplement thereof or
thereto for two consecutive issues, commencing

with the issue dated April 9, 1970.
and ending with the issue dated April 16, 1970.

Subscribed and sworn to before me, this 16th
day of April, 1970.

C. Agnes Luchini
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 9.66

95-7100

March 20, 1973

Re: Permit No. 95-7100

Mr. Leo R. Morgan
Route 2, Box 223-6
Post Falls, Idaho 83854

Dear Mr. Morgan:

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

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of license

95 7100

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Leo R. Morgan

Post office address Route 2, Box 223-6, Post Falls, Idaho Phone

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Spokane River
(name spring, stream, etc.)
Tributary to Coeur d'Alene Lake

3. Water will be used for the following purposes:

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

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

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

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 95-7100

Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 0.02 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 50 N N/S, Range 5 W E/W, B.M., Section 4, Subdivision SW $\frac{1}{4}$ SW $\frac{1}{4}$, Kootenai
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____

Other Points of Diversions: _____

Description of diverting works: 3/4 hp submersible electric pump with galvanized pipe buried 3' from waters edge to dwelling basement approx. 100 ft.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

95 7400

TOTAL ACREAGE

T.
50
N

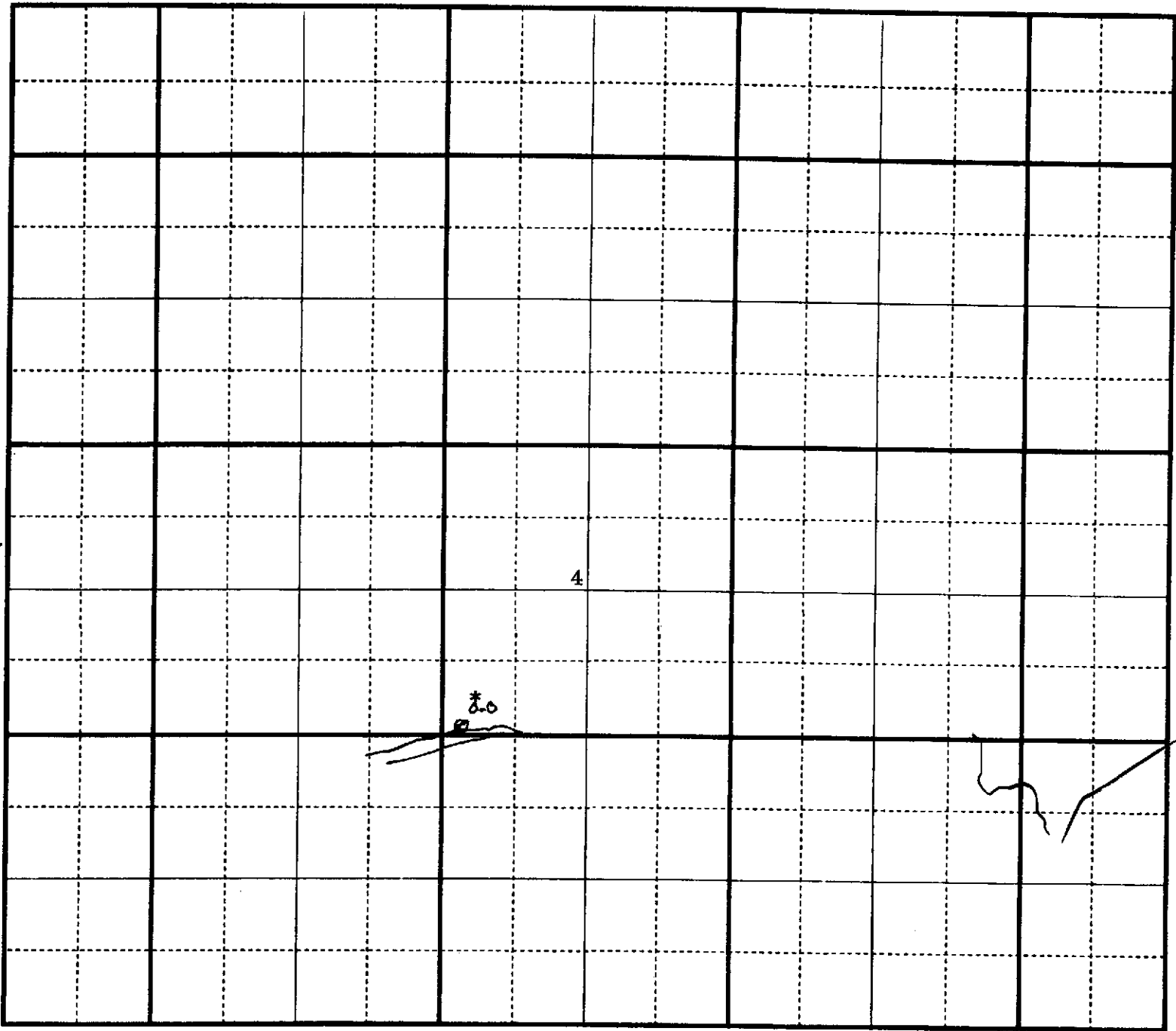
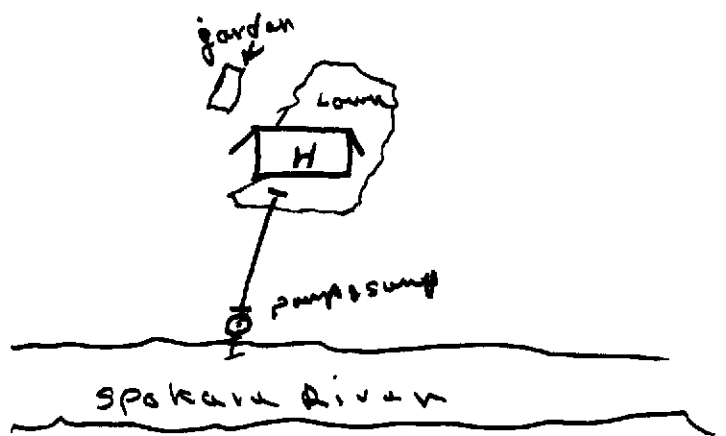


Diagram of System



DATE OF EXAM July 27, 1982

ACREAGE
Found 0.25
Recommended 0.25 } Lawn & garden

Irrigation Requirement _____ Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= 1.5 AF/Ann. from _____ to _____
Domestic Q= 0.2 c.f.s. V= 2.5 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 N/A Method of measurement _____

Total Q recommended 0.2 c.f.s. Meter No. _____ Type _____ Condition _____

Total V recommended 1.5 AF/Ann.

Recommended Amendments: _____

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

MEASUREMENT CALCULATION:

no way to measure
separate for irrigation, used for domestic
household also lawn irrigation and garden

SYSTEM DESCRIPTION:

3/4 HP submersible pump by
Watts installed approx 3' from water

REMARKS:

Recommended 0.2 gpm/min rate
as requested - system will produce this amount
house built against spreading

Examiner's Signature Steve Ballou Date July 27, 1982

Checked by _____ Date _____

Approved by _____ Date _____

May 19, 1972

Re: Permit No. 95-7100

Mr. Leo R. Morgan
Route 2, Box 223-6
Post Falls, Idaho 83854

Dear Mr. Morgan:

We acknowledge receipt of the assignment submitted in connection with the above referenced permit. The assignment has been recorded and the Department's records changed accordingly.

This is to also acknowledge receipt of your affidavit submitted as proof of beneficial use for this permit. Before a license can be issued, a field examination must be made by a representative from 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 exam so that you may show him the system.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

bc: Northern District Office
Enc: Field exam report

95 7100

Identification No. 95-7100

Permit No. _____

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

APR 26 1972

*Assignment received
5-16-72*

1. a) Name of Permit Holder Leo R Morgan
 b) Post Office Address Box 223-6 R#2, Post Falls, Idaho 83854
 2. Permit Number 95-7100
 3. Date of Priority that you are prepared to establish 3/24/70
 4. a) Source from which water was appropriated SPOKANE RIVER
 b) Location of the point of diversion: SW 1/4 SW 1/4, Section 4
 Township 50N, Range 5W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
 amount 0.02 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 _____ 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: Vernon Plumbing & Heating
1307 Bent Ave, Coeur d'Alene, Idaho.

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: We bought some from James L. Savers who applied for the original water usage permit 95-7100. We would like it changed to our name.

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 hp. submersible electric pump with galvanized pipe buried 3 feet from water edge to dwelling basement approximately 100 ft.
 b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

- c) Give well drillers name and address and date the well was completed See item C
Completed 6/70

95 7100

May 1, 1972

Re: Permit No. 95-7100 - James L. Sowers

Mr. Leo R. Morgan
Route 2, Box 223-6
Post Falls, Idaho 83854

Dear Mr. Morgan:

Please be advised that before we can accept the proof affidavit submitted in connection with the above referenced permit, it will be required that Mr. Sowers assign this permit to you.

We are enclosing a partially completed assignment of permit form for your use in this matter. Please return the completed assignment form on or before June 1, 1972, the date that proof of beneficial use is due under this permit.

If you have any questions regarding this matter, please let us know.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

95-7100

Post Falls Idaho
April 24, 1972

State of Idaho
Department of Reclamation
Statehouse Annex 2
Boise Idaho 83707

RECEIVED

Department of Water Administration

Mr. Alfred

We bought this house from
James L. Sowers who originally wrote
for application for water rights which
was given permit 95-7100 - We
would like to have this application
changed to our name.

I have filled out the proof
of application to the best of my knowledge
if there are any further questions
please let us know.

Very Truly yours,

Les R Morgan
Box 223-6 #2
Post Falls Idaho 83854

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.



Show to whom, date and address
where delivered



Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

CERTIFIED NO.

23500

INSURED NO.

DATE DELIVERED

APR 3 1972

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

1

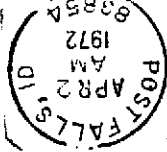
2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

SHOW WHERE DELIVERED (*only if requested*)

95-7100

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moistened gummed ends and attach this card to back of article.

RETURN
TO



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

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2

BOISE, IDAHO 83707

95 7100

March 31, 1972 CERTIFIED MAIL

#23500

Re: Permit No. 95-7100

James L. Sowers
Box 567
Post Falls, Idaho 83854

Dear Mr. Sowers:

One of the conditions of approval of your water Permit No. 95-7100 (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 June 1, 1972. 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
dr

95 7100
95 7100

May 4, 1970

Re: Permit No. 95-7100

Mr. James L. Sowers
Box 567
Post Falls, Idaho 83854

Dear Mr. Sowers:

We enclose a copy of your approved application for permit 95-7100 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit
Receipt No. 4353 for \$10

95-7100

POST FALLS, IDAHO

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

Notice is hereby given that James L. Sowers, Box 567, Post Falls, Idaho, has on March 24, 1970, submitted Application No. 95-7100 to appropriate the public waters of the Spokane River, tributary of Coeur d'Alene Lake.

The application proposes a maximum diversion and appropriation of 0.02 cubic feet per second of water to be diverted by pump and pipe within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 50N, R. 5W, B. M., Kootenai County, and is to be used within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 50N, R. 5W, B. M. from January 1, to December 31 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 April 27, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
Published in the Post Falls Tribune, Post Falls, Idaho, on April 9 and April 16, 1970.

4-9 2tc

95-7100

April 1, 1970

Re: Application for Permit No. 95-7100 - James L. Sowers

Post Falls Tribune
Box 68
Post Falls, Idaho 83854

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 Examiner

DWM:DR
Enc: Legal notice

Bill submitted
4-21-70
ds

95-7100

NOTICE OF APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that James L. Sowers, Box 567, Post Falls, Idaho,
has on March 24, 1970,
submitted Application No. 95-7100 to appropriate the public waters of
the Spokane River, tributary of Coeur d'Alene Lake
~~The hydrological study is not~~

The application proposes a maximum diversion and appropriation of 0.02
cubic feet per second ~~about 100 cfs~~ of water to be diverted by pump and pipe
within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4,
T. 50N, R. 5W, B.M., Kootenai County,

and is to be used within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, T. 50N, R. 5W, B.M. from January 1
to December 31 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 April 27, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Post Falls Tribune, Post Falls, Idaho,
on April 9 and April 16, 1970.

KW.

95-7100