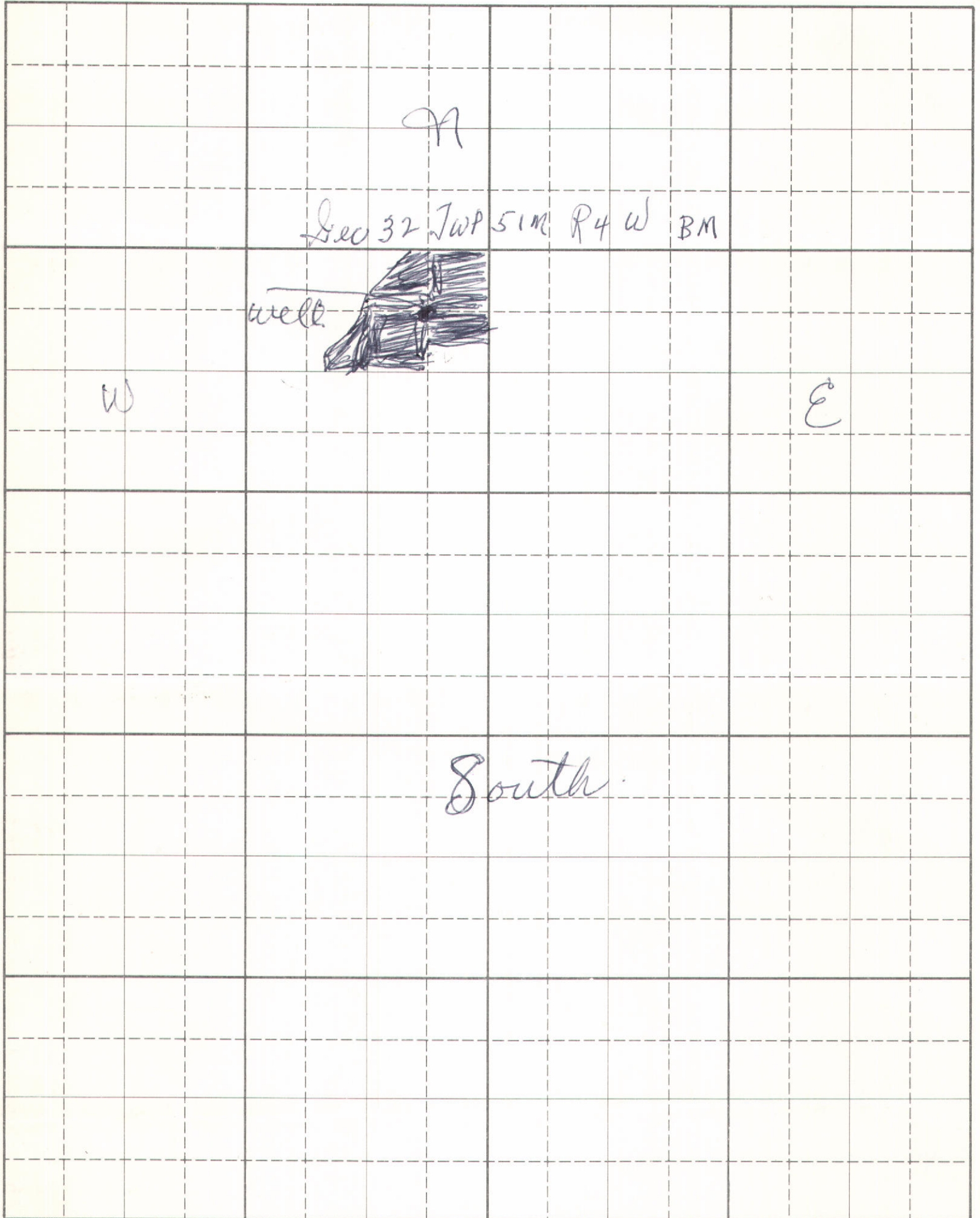


11. Map of proposed project:



Scale: 2 inches equal 1 mile

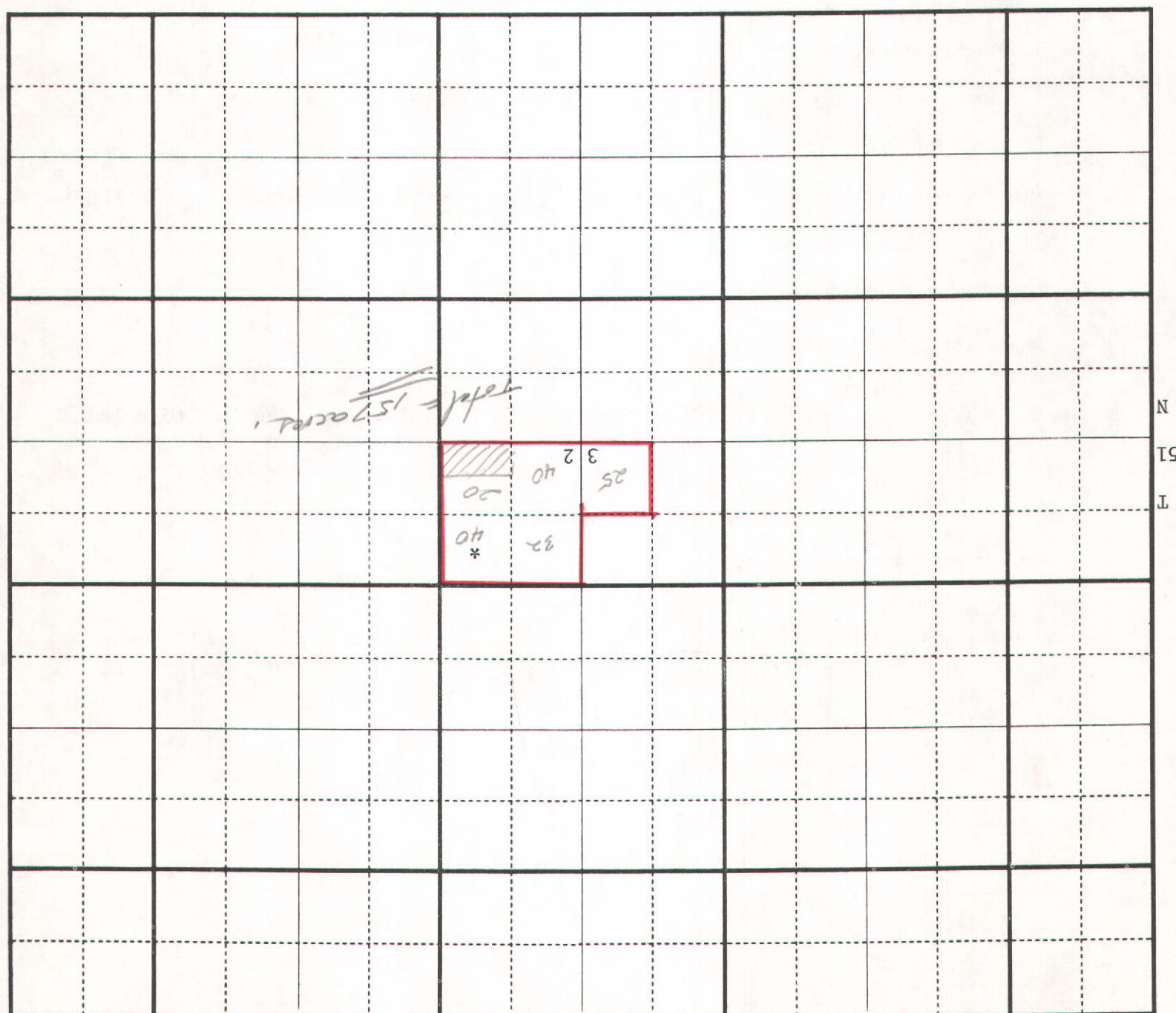
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Thomas A. Brickett.
(Applicant)

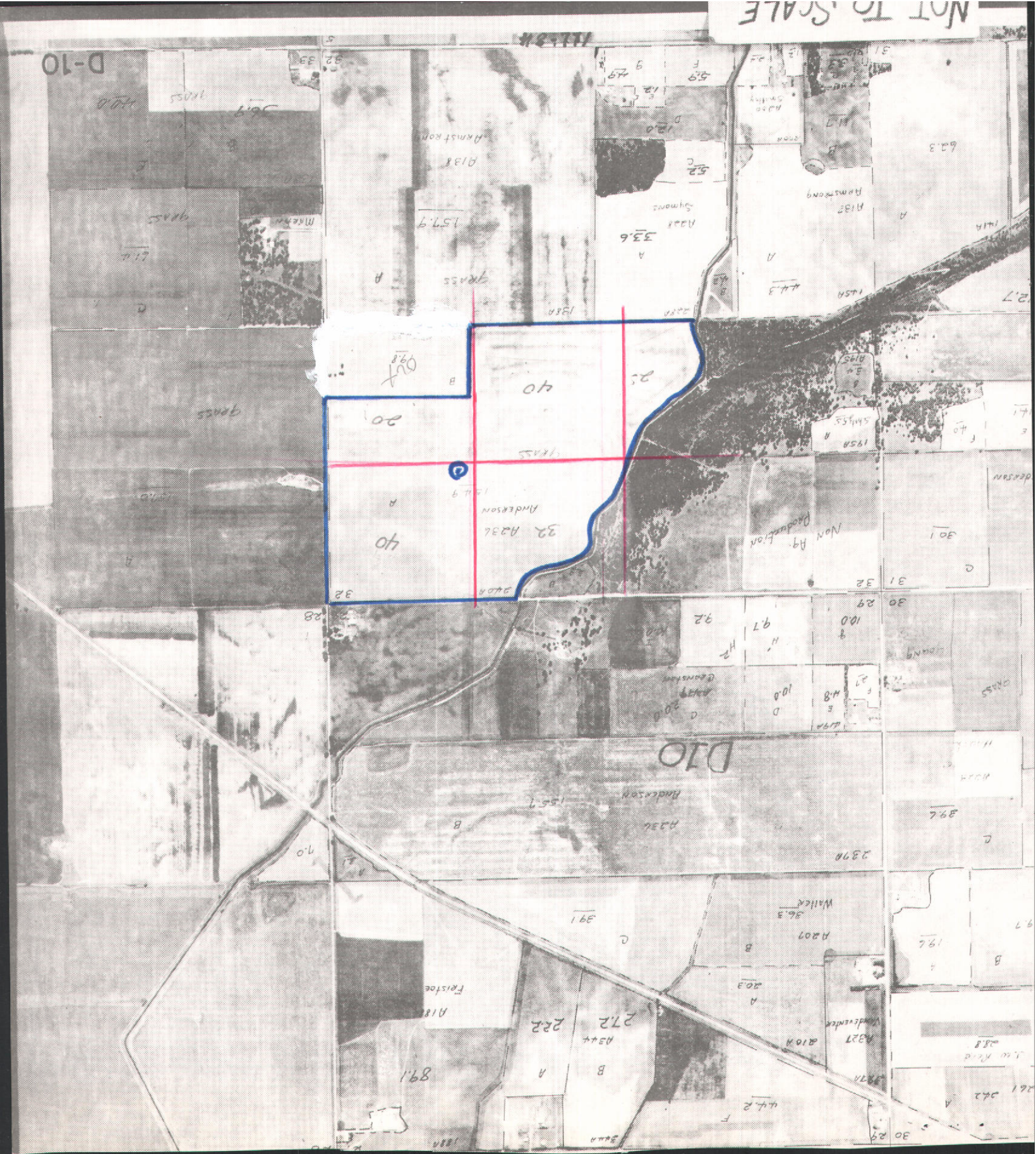
95-7082

Reg - 4W

Diagram of System



D-10



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7082 Priority Nov. 4, 1969 Amount 3.11 cfs

THIS IS TO CERTIFY, that THOMAS A. BRICKERT
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit
No. 95-7082 issued pursuant to Application for Permit dated November 4, 1969,
and has submitted proof to the Department of Water Resources on November 19, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.11 cfs of water from a ground water source,
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>April 1</u> to <u>Oct. 1</u>	at <u>3.11</u> cfs and	<u>549.5 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 3.11 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
549.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 32,
Twp. 51 N, Rge. 4 W, B.M. in the County of Kootenai

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	4 W	32	40	32	40	20				25									157

Total number of acres irrigated 157

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 18 day of
August, 19 75.

Director

Identification No. 95-7082

Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 3.11 SEC. FY.
LICENSE PAGE NO. _____

APPLICATION FOR PERMIT

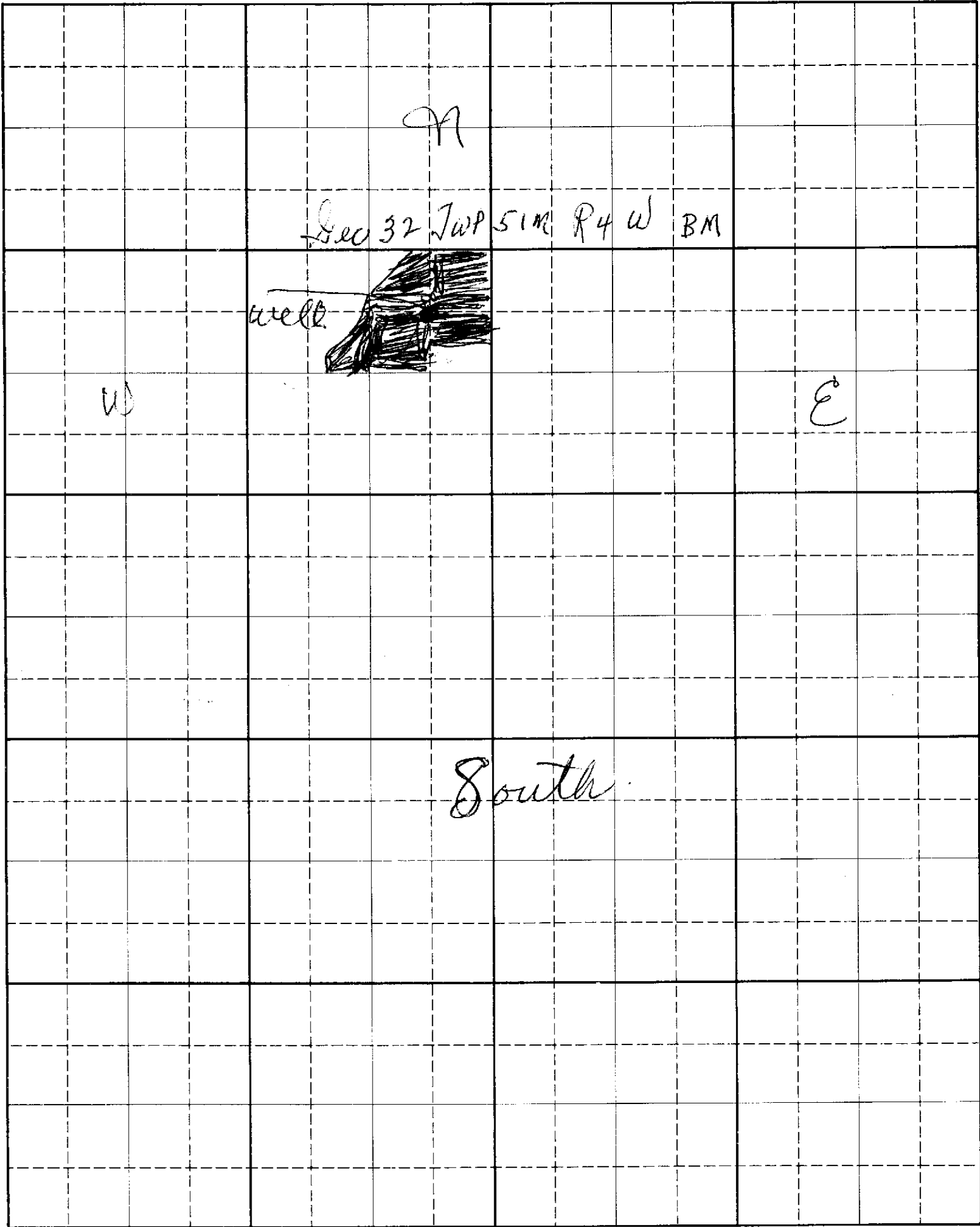
APPROVED

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

1. Name of applicant Thomas A. Brickert
post office address Route 1 Box 222 Coeur d'Alene Idaho
2. Source of water supply well, ground water which is a tributary of 83814
3. a. Location of point of diversion is Center ^{NE} 1/4 of NE 1/4 of Section 32 Township 57N
Range 4W B.M. Kootenai County; additional points of diversion if any: per letter of 11-29-68
- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for irrigation purpose from April 1 to Oct 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. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump 150 horse
under pressure for sprinkling.
- 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 16" 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 15 years.
b. Estimated construction cost is \$ 15,000
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____
Range _____ 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 _____
(5) If water is to be used for other purposes describe: _____

95-7082

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.

Thomas A. Brickett.
(Applicant)

State Reclamation Engineer

Witness my hand this 12th day of January 19 70.

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

a type approved by the department as part of the diverting works.

c. Other: The applicant shall permanently install and maintain a measuring device of

before January 1, 1975.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

Idaho No. 95-7082, and said application is hereby APPROVED.

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of

ACTION OF STATE RECLAMATION ENGINEER

Recommended for approval denial by *RMH*

Hearing held by Date

Copies of protests forwarded by

Protests filed by:

Priority reduced to Reason

Publication approved Date 1-5-70

Publication dates 12-18 + 25-69

Published in *Boise A. News Times*

Publication prepared by Date 12-9-69

Received by Date 11-6-69

Preliminary check by Fee \$ 35.00

Received by Date 11-4-69 Time 8:00 am

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS
(WEEKLY)

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

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 for Water.

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 *18* day of *December*, 196*9*, and ending on the *26* day of *December*, 196*9*.

Subscribed and sworn to, before me, this *26* day of *December*, 196*9*.

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

**NOTICE OF APPLICATION
FOR WATER**

Notice is hereby given that Thomas A. Brickert, Route 1, 222, Coeur d'Alene, Idaho, has on November 4, 1969, applied for permit under application No. 95-7082 to divert 3.2 cubic feet per second of water from a groundwater source. Water will be diverted by well and pump within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 32, T. 51N, R. 4W, B.M., Kootenai County and is to be used from April 1 to October 1 for irrigation in the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 51N, R. 4W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
Dec. 18, 26, 1969.

95-7082

August 20, 1975

Re: Permit No. 95-7082

Mr. Thomas A. Brickert
Route 1, Box 222
Coeur d'Alene, ID 83814

Dear Mr. Brickert:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

August 6, 1975

Mr. Thomas A. Brickert
Route 1 - Box 222
Coeur d'Alene, Idaho 83814

Dear Mr. Brickert:

A representative of this Department has made an examination of the works covered by your Permit No. 95-7082 and has found the following:

Quantity of water diverted: 3.11 cfs Source: ground water

Amount of water that can be recognized as beneficially used under Idaho law: 3.11 cfs

The maximum quantity diverted shall not exceed 549.5 acre feet per year.

Point of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32, Twp. 51 N, Rge. 4 W, B.M.

Beneficial use: Irrigation of 157 acres within the NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 32, Twp. 51 N, Rge. 4 W, B.M.

Priority date established: Nov. 4, 1969

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,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

[Faint, illegible handwriting]

one _____

one _____

Phone

Phone

(name spring, stream, etc.)

Tributary to

one _____

(e.g., spring, stream, etc.)

AF/Annum

(nature of use)

(mo.-day) inclusive (mo.-day)

AF/Annum

(nature of use)

(mo.-day) inclusive (mo.-day)

AF/Annum

(nature of use)

(mo.-day) inclusive (mo.-day)

Other uses:

Permit No. 95-7082

Examination for b/u

Permit No. —
Examination

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

95-7082
for b/u

County

County

County

Other Points of Diversions:

Description of diverting works: 150 hp pump, pipeline, & 4 laterals. Mainline is 1/2 mile long & 6" in dia.

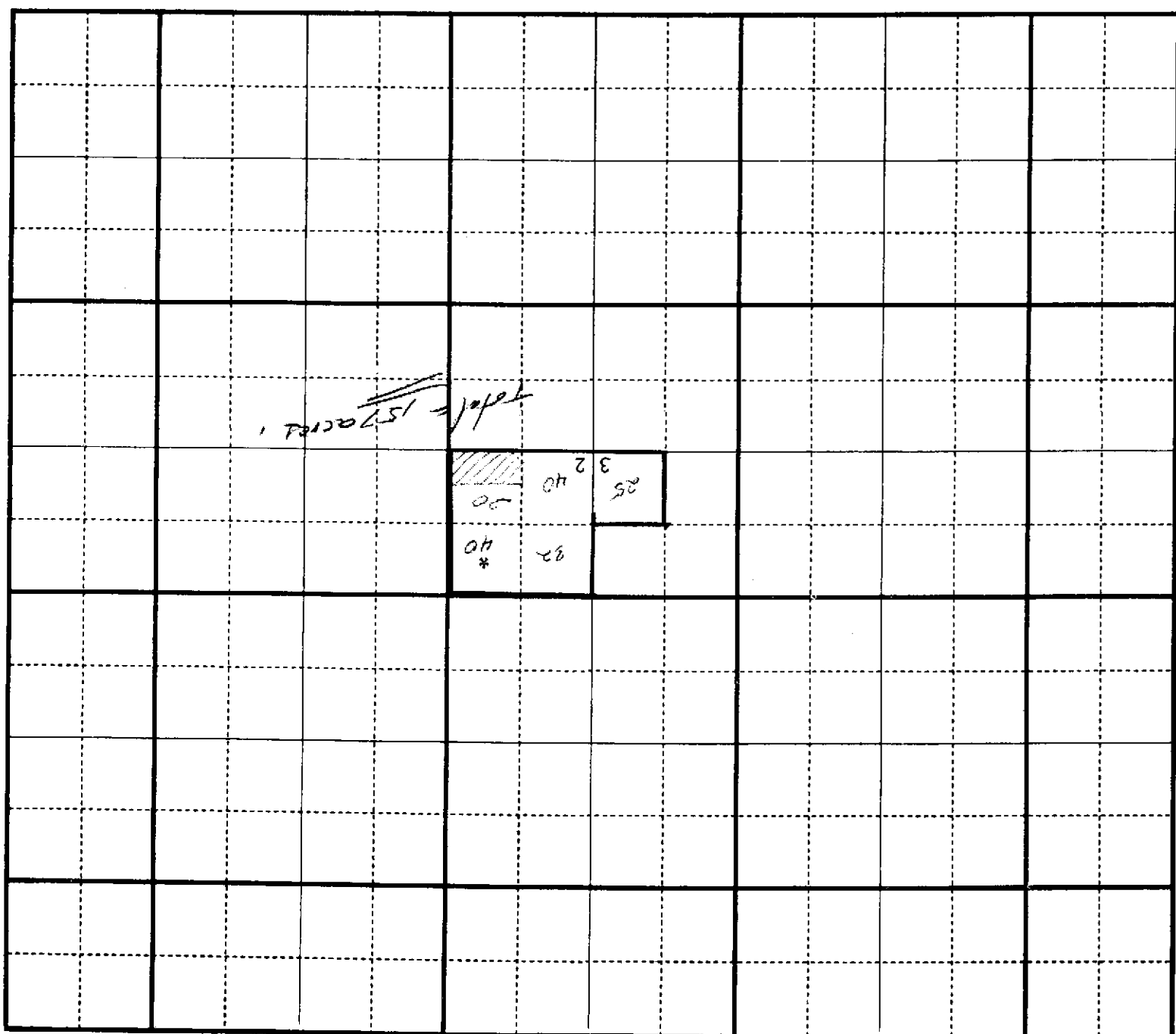
Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

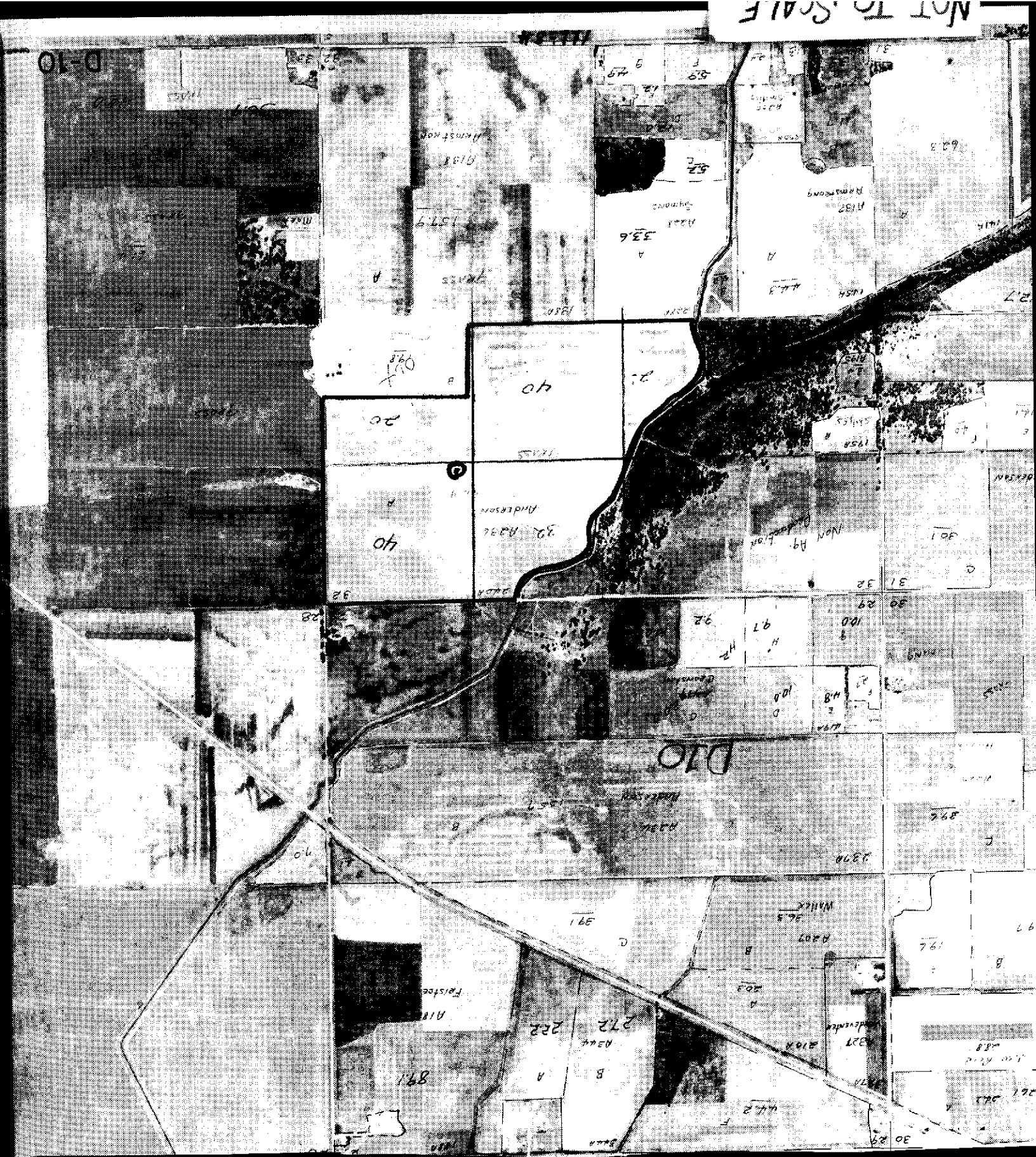
160

Diagram of System



N
S
T

01-0



DATE OF EXAM 6/23/75

ACREAGE

Found 157 acres
Recommended 157 acres

Irrigation Requirement 3.5 Ac Ft/Ac

USE

Irrigation Q = 3.1 c.f.s. V = 549.5 AF/Ann. from 4/1 to 10/1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
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 3.1 cfs Method of measurement installal meter

Total Q recommended 3.1 cfs Meter No. 84475 Type gubing Condition good

Total V recommended 549.5 a.f. / season

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Hershey Spirling Meter Hershey Spirling
84475 # 84475

1000 gals / 43 sec. = 1395 gals/min. ÷ 448.8 = 3.1 cfs

SYSTEM DESCRIPTION:

Hollowshaft Motor Peerless Pump Hershey Spirling Meter
150 hp Ser: F17706 # 84475
Ser: C1006746

REMARKS:

Examiner's Signature [Signature] Date 6/23/75

Checked by [Signature] Date 7/8/75

Approved by _____ Date _____

November 25, 1974

Re: Permit No. 95-7082

Thomas A. Brickert
Route #1, Box 222
Coeur d'Alene, ID 83814

Dear Mr. Brickert:

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 regarding the field examination, please contact our District Office in Coeur d'Alene.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

MICROFILMED

Identification No. _____

Permit No. 95-7082

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

NOV 16 1974
Department of Water Resources
Northern District Office

1. a) Name of Permit Holder Thomas A. Brickert
 b) Post Office Address Route 1, Box 222, Coeur d'Alene, Idaho 83814
2. Permit Number 95-7082
3. Date of Priority that you are prepared to establish November 4, 1969
4. a) Source from which water was appropriated Ground water
 b) Location of the point of diversion: (Center) 1/4 NE 1/4, Section 32
 Township 51N, Range 4W Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
 amount 3.2 cfs for Irrigation purposes from April 1 to Oct. 1 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 3.2 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) 150 h.p. pump, pipeline, and 4 laterals. Mainline is one-half mile long, and 6 inches in diameter.
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 8" spurling saddle meter, propeller type. Serial #84475.
 c) Give well drillers name and address and date the well was completed _____

Exam typed 11/26/74 by JG

MICROFILMED

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

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

TWP.	RANGE	SEC.	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	NE 1/4	NW 1/4	SW 1/4	SE 1/4
51N	4W	32	40	25	40	30				25								
TOTALS																		160

Total number of acres irrigated 160

10. Remarks:

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

11/19/74
(Date)

Thomas E. Bruckert
(Signature)

State of Idaho
ss. Booteham
County of Booteham

On this 19th day of November, 19 74, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Carla M. Roberts
Notary Public residing at

My commission expires Sept. 11, 1976

off. exp. 11/20/74

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS



SENDER INSTRUCTIONS

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

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN
TO**



**DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720**

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



- **SENDER:** Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

- ☐ Show to whom and date delivered..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom and date delivered..... 65¢
☐ **DELIVER ONLY TO ADDRESSEE** and
show to whom, date, and address of
delivery 85¢

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO. | CERTIFIED NO. | INSURED NO.

26218

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE

4. *Thomas Buckel*

DATE NOV 8 1974

POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S
INITIALS

November 1, 1974

CERTIFIED MAIL

26218

Re: Permit No. 95-7082

Thomas A. Brickert
Route #1, Box 222
Coeur d'Alene, ID 83814

Dear Mr. Brickert:

One of the conditions of approval of your water Permit No. 95-7082 (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 January 1, 1975. 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

January 13, 1970

Re: Permit No. 95-7082

Thomas A. Brickert
Route 1 Box 222
Coeur d'Alene, Idaho 83814

Dear Mr. Brickert:

We enclose a copy of your approved application for permit 95-7082 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. 3802 for \$35
2 letters of information

P.S. Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

95-7082

December 9, 1969

Re: Application for Permit No. 95-7082 - Thomas A. Brickert

Coeur d'Alene Press
2nd and 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 Examiner

DMM:DR
Enc: Legal notice

95-7082

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Thomas A. Brickert, Route 1, Box 222,
Coeur d'Alene, Idaho, has on November 4, 1969,
applied for permit under application No. 95-7082
to divert 3.2 cubic feet per second of water from a groundwater source
Water will be diverted by well and pump

within the NE1/4 of Sec. 32, T. 51N, R. 4W, B.M., Kootenai County

and is to be used from April 1 to October 1 for irrigation

in the NE1/4, SE1/4, Sec. 32, T. 51N, R. 4W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho,
on December 18 and December 25, 1969

K.H.

95-7082

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

November 24, 1969

Re: Application for Permit No. 95-7082

Mr. Thomas A. Brickert
Route 1, Box 222
Coeur d'Alene, Idaho 83814

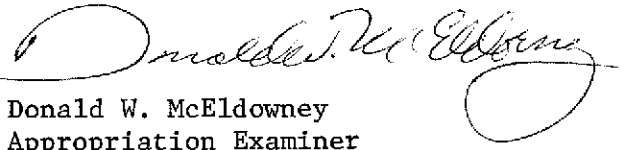
Dear Mr. Brickert:

We are in receipt of your application to appropriate the public waters of the State of Idaho. Before we can continue to process your application, we need clarification of the point of diversion you are proposing to use.

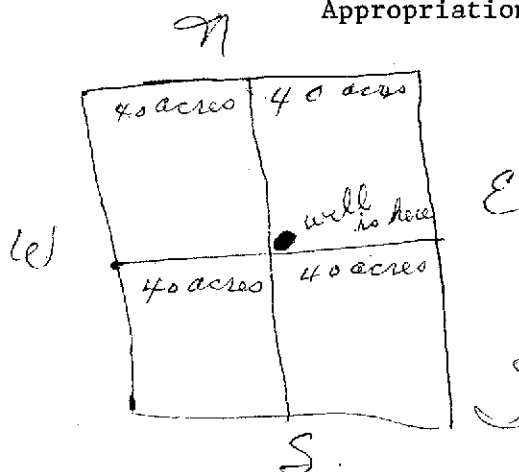
You have listed the point of diversion as being within the center of the NE $\frac{1}{4}$ of Sec. 32. We will require the point of diversion to be identified to a 40-acre tract. Please advise us as to which of the four 40-acre tracts in the NE $\frac{1}{4}$ your well is most likely to be located.

Your assistance in this matter is greatly appreciated.

Very truly yours,


Donald W. McEldowney
Appropriation Examiner

DWM:DR





95-7082

November 24, 1969

Re: Application for Permit No. 95-7082

Mr. Thomas A. Brickert
Route 1, Box 222
Coeur d'Alene, Idaho 83814

Dear Mr. Brickert:

We are in receipt of your application to appropriate the public waters of the State of Idaho. Before we can continue to process your application, we need clarification of the point of diversion you are proposing to use.

You have listed the point of diversion as being within the center of the NE $\frac{1}{4}$ of Sec. 32. We will require the point of diversion to be identified to a 40-acre tract. Please advise us as to which of the four 40-acre tracts in the NE $\frac{1}{4}$ your well is most likely to be located.

Your assistance in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

95-7082