

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



TWP. 48N RGE. 4E SEC. 23 MAP # G-10 TWP SCALE
DATE OF FIELD EXAM 6/22/84 FIELD REPORT MAP PERMIT # 94-7242

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-7242

Priority: April 20, 1983 Amount: .04 CFS 1.2 AFA

This is to certify, that DALE A. GILBERT
LYNN A. GILBERT

P.O. BOX 512
WALLACE, ID 83873

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 20, 1983, and has submitted proof to the Department of Water Resources on April 20, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .04 cfs of water from;

SPRING tributary to NINEMILE CREEK

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Domestic	01/01 to 12/31	.04 cfs	1.2 afa

LOCATION OF POINT OF DIVERSION(S): SENWSE , Sec. 23, Township 48N, Range 4E
Shoshone County

PLACE OF USE: Domestic

TWN RGE SEC

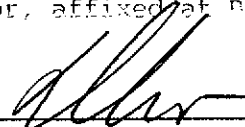
48N 4E 23 NWSE

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27 day of August, 1987.

MAILED

for Director 
DAVID B. SHAW

SEP 29 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale A. and Lynn A. Gilbert Phone 753-2881
Post office address P.O. Box #512 Wallace, Idaho
2. Source of water supply Spring which is a tributary of Nine Mile Creek
3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 48N
Range 4E B.M. Shoshone County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 0.04 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Develop spring with gravity flow pipeline to P10
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is **not** for irrigation:

- (1) Give the place of use of water: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 23 Township 48N
Range 4E B.M.

- (2) Amount of power to be generated: _____ horsepower 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 1.

- (5) If water is to be used for other purposes describe: _____

MICROFILMED

[illegible]

_____ *ddp*

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

A grid of graph paper with handwritten labels:

- R4E
- T48N
- 23
- xpt
- P/O

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.

Lynn A. Gilbert 4/20/83
(Applicant)

UNRECORDED

Proposed Priority 4/20/83

Received by *JB* Date 4/20/83 Time 11:55

Preliminary check by *JB* Fee \$ 30.00

Received by *JB* Date 4/20/83 (27570)

Publication prepared by *JB* Date 4/24/83

Published in *Boise Evening Idaho Star*

Publication dates 4/27 - 4/4/83

Publication approved *JB* Date 6/10/83

Protests filed by: *None*

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by *JB*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7242, 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 August 1, 1984.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 15 day of July, 1983.

David E. Tuttle
Acting Chief, Operations Bureau

PROOF OF PUBLICATION

County of Shoshone,)

STATE OF IDAHO)

s/Gary A. Corbeill, being first duty sworn deposes and says:
THE KELLOGG EVENING NEWS, a daily newspaper of general
circulation in said county, published in the City of Kellogg, in the
County of Shoshone and the State of Idaho, and which has been
published continuously in said county for a period of 78 weeks
immediately prior to the publication of the notice hereinafter
described, and that the _____

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

94-7242

NAME: GILBERT, LYNN A.
ADDRESS: P.O. BOX 512,
WALLACE, ID 83873

SOURCE: SPRING trib. to
NINEMILE CREEK

DATE FILED: April 20, 1983

DIVERSION POINT: NWSE Sec. 23
T 48N R 04E

USE: DOMESTIC (0.04 CFS)

IN: NWSE Sec. 23 T 48N R 04E

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, 4055 Gov't. Way,
Coeur d'Alene, Id. 83814 on or before
MAY 16, 1983.

KEN DUNN, Director
4/27 - 5/4/83

STATE OF IDAHO
WATER RIGHTS APPLICATION

f which the annexed is a true copy, was published in each regular
weekly/daily issue of said newspaper, and not in a supplement
hereto, for a period of 2 consecutive weeks/days, the
first publication thereof being in its issue dated 4/27/83
and the last publication thereof being in the issue dated

5/4/83

Subscribed and sworn to before me this 22nd day of

May, 1983

Gary A. Corbeill

RECEIVED

Wendell R. Brainerd

Notary Public

JUN 7 1983

Department of Water Resources
Northern District Office

September 1, 1987

DALE A. & LYNN A. GILBERT
P.O. BOX 512
WALLACE, ID 83873

RE: Permit No. 94-7242

Dear Permit Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 29 1987

RECEIVED

AUG 17 1984

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

94-7242

Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

Exam. Est. cap. as 0.04 cfs

one home

b) Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

c) Volume Calculations for Other Uses:

(1) 20m x 1.2 = 1.2 AF

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

RECORDED
SEP 29 1987

Permit No.	4-20-83	Amount	4+20-83	Date Proof Submitted	0.04
Priority	4-20-83	App. Date	4-20-83	System Capacity	0.04

- [illegible]

- [illegible]

9. Recommended Conditions/Remarks:

10. Recommended Amendments
- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other
11. Examiner's Signature Ed Hong
- Checked in Regional Office by Bob Payne
- Approved in State Office by Ken Housen
- Date 8/14/87 Date 8/14/87 Date 10 Aug 87

UNRECORDED

1961 6 8 175

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 94-7242

Phone No. _____

1. Owner: N/A DALE GILBERT

Current Address: P08 512 / Wallace Id. 83873

2. Accompanied by: ✓ NONE

Address: 2881 Phone No. 753-2881

EXAM. DATE: 6/22/84

753-2881

Relationship to Permit Holder: ☒

3. Source: Spring tributary to Nine Mile Cr.

tributary to Nine Mile Cr

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
					Gravity - 4"K-312E

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Buried metal tank with pipe line to home

6.	Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
	<i>level</i>						

7. Measurements *None* ☐ Additional data/computation sheets attached

☐ Additional data/computation sheets attached

8. Point(s) of Diversion:

Indicate Method of Determination

[Handwritten signature]

[illegible]

9.	Place(s) of Use:	Irrigation - give acres served by system at time of exam. Indicate Method of Determination
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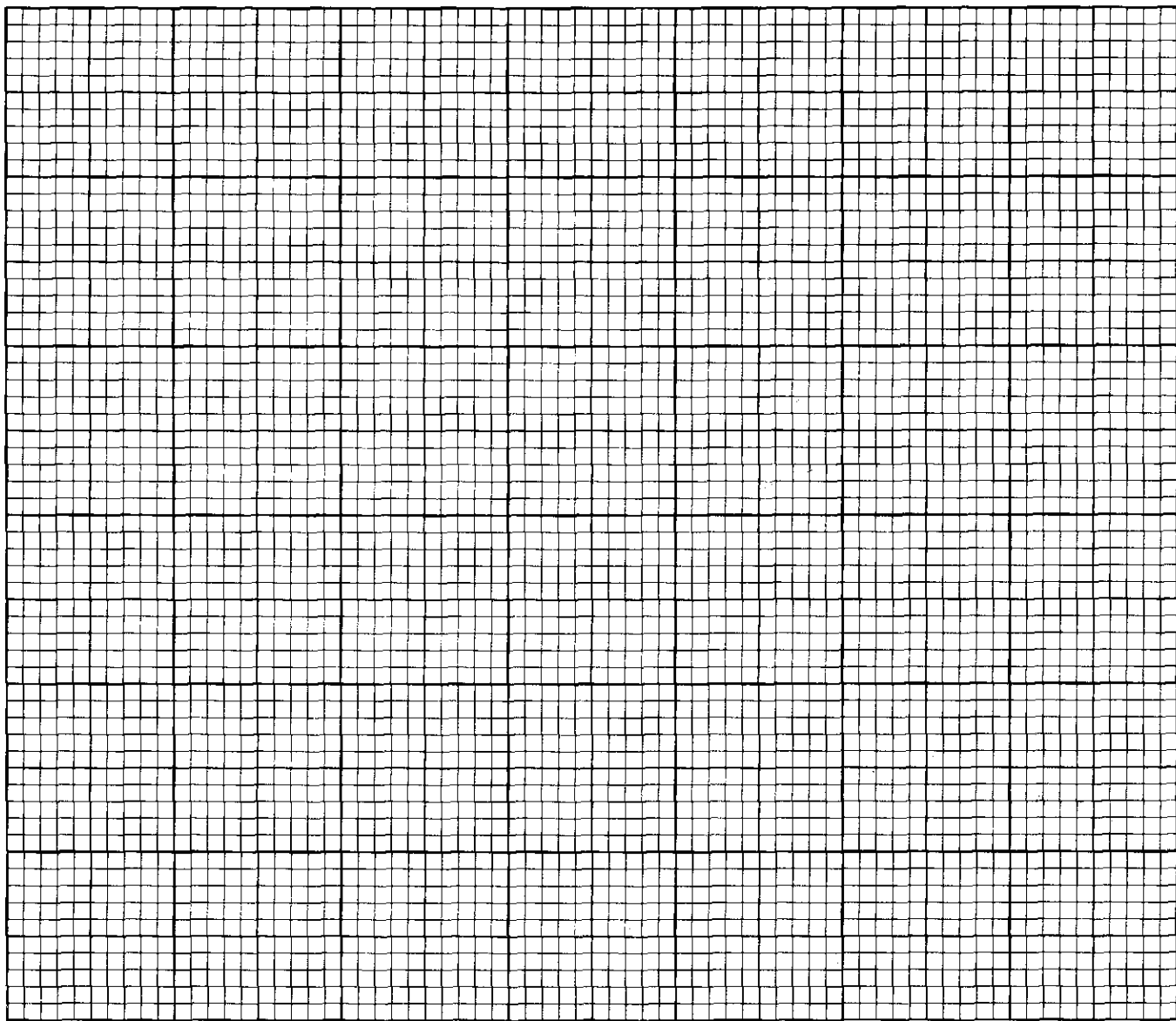
Place(s) of Use:

Indicate Method of Determination

[illegible]

Total Acres

10. Other water rights on these lands *none*
11. Other water right diverted from same p.d. *94/4/81*
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached
- ☐ Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached

14. Remarks

15. Recommended Amendments
- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above
16. Examiner's/Consultant's Signature *[Signature]* Date *6/22/89*
- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other

Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

Date

CONSULTANT SEAL

NOT FOR FILMS

SEP 29 1989

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



TWP. 48N RGE. 4E SEC. 23 MAP # 6-10 MAP SCALE
DATE OF FIELD EXAM 6/22/84 FIELD REPORT MAP PERMIT # 94-7242

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

SEPTEMBER 6, 1983

DALE AND LYNN GILBERT
BOX 512
WALLACE ID 83873

RE: Permit No. 94-7242

Dear Permit Holder:

We acknowledge receipt of your statement 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.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDNR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit 94-7242.

Name(s) of Permit Holder: Wale A. and Lynn A. Gilbert

Post Office Address: P.O. Box 512

Wallace, Idaho 83873 Tel. No. 753-2881

Source of Water:

Extent of Use: ☒ Domestic 1 (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
 Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

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

4/20/83
Date

Lynn A. Gilbert
Signature of Permit Holder

Department of Water Resources
Northern District Office

APR 20 1983

RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Department of Water Resources
Northern District Office

PLACE
TEN CENT
STAMP
HERE

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

GILBERT, DALE A. & LYNN A.
P.O. BOX 512
WALLACE, ID 83873

AUGUST 02, 1983

RE: PERMIT NO. 94-7242

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

SINCERELY,

DAVID R. TOTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

ENCLOSURE

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: PSH

APPLICATION NUMBER: 94-7242

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
Final date for protests: 5-16-83 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 6/7/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☒ Yes ☒ No Access port required.
☒ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
Date of priority recommended: 4/20/83

Special conditions of approval or cover letter.

No right of way or easement

By: PSH

Date: 6/20/83

STATE OFFICE REVIEW:

SLW/o cond

04

- ☐ See attached sheet for more information.

By: Keup

Date: 7/12/83

RECEIVED
JUL 7 1983

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
IDAHO STREAM CODE INDEX						

94-7242

GILBERT, LYNN A.

P.O. BOX 512, WALLACE, ID 83873

Source: SPRING trib. to NINEMILE CREEK

Date Filed: 04/20/1983

Diversion Pt: NWSE Sec 23 T 48N R 04E

Use: DOMESTIC (0.04 CFS)

In: NWSE Sec 23 T 48N R 04E