

# Affidavit of Publication

STATE OF IDAHO  
County of Latah

ss.

RECEIVED

AUG 10 1973

Department of Water Administration  
Northern District Office

*W. L. Marinseau*

being first duly sworn, on oath,  
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates: *July 26, Aug 2, 1973*

the same being the dates designated for the publication of said legal notice.

*W. L. Marinseau*

Subscribed and sworn to before  
me this *11* day of *Aug.*

19*73*

*[Signature]*

Notary Public,  
residing at Moscow, Idaho

RESIDING AT MOSCOW, IDAHO  
COUNTY OF LATAH  
MY COMMISSION EXPIRES SEPT. 8, 1976

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that C. Dirck Ditwiler, N.W. 1510 Kenny Drive, Pullman, Washington has on July 17, 1973 submitted Application No. 66-7028 for a permit to appropriate 0.04 cubic feet per second of water from a ground water source by means of pump and motor within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 33, T. 40N, R. 4W, B.M., Latah County to be used from Jan. 1 to Dec. 31 for domestic purposes within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 33, T. 40N, R. 4W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before August 13, 1973.

R. KEITH HIGGINSON  
Director

July 26, Aug. 2, 1973.

86 7028

State of Idaho  
Department of Water Administration  
WATER RIGHT LICENSE

License of Water Right No. 86-7028 Priority July 17, 1973 Amount 0.04 cfs

THIS IS TO CERTIFY, that C. DIRCK DITWILER  
of Moscow, Idaho, has complied with the terms and conditions of Permit  
No. 86-7028 issued pursuant to Application for Permit dated July 17, 1973,  
and has submitted proof to the Department of Water Administration on August 2, 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 0.04 cfs of water from a ground water source,  
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>Jan. 1</u> to <u>Dec. 31</u> at <u>0.04</u> cfs and <u>1.2 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 0.04 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  
1.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Sec. 33,  
Twp. 40 N, Rge. 4 W, B.M. in the County of Latah

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 $\frac{1}{4}$ |        |
| 40 N | 4 W   | 33   |                  |                  |                  |                  |                  |                  |                  | 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 13 day of  
September, 19 74.

Director

MICROFILMED

Identification No. 86-7028

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

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

**APPROVED**

LICENSE ISSUED FOR .04 SEC. FT.  
LICENSE PAGE NO. \_\_\_\_\_

**APPLICATION FOR PERMIT**

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

1. Name of applicant G. DIRCK DITWILER  
post office address NW 1510 KENNY DR. PULLMAN, WASHINGTON 99163
2. Source of water supply Ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is 1/4 E 1/4 of 36 1/4 of Section 33 Township 40 N  
Range 4 W B.M. CATAH County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 .04 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. .04 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. \_\_\_\_\_  
3/4 HP. motor on submersible pump  
\_\_\_\_\_  
\_\_\_\_\_  
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 0-300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 1 years.  
b. Estimated construction cost is \$ 3500.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: NE 1/4 of 36 1/4 of Section 33 Township 40 N  
Range 4 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

86 7028

~~86 7028~~

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

| TWP. | RANGE | SEC. | NE1/4 |       |       |       | NW1/4 |       |       |       | SW1/4 |       |       |       | SE1/4 |       |       |       | TOTALS |
|------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
|      |       |      | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |

Total number of acres to be irrigated \_\_\_\_\_

c. Describe any other water rights used for the same purposes as described above. \_\_\_\_\_

9. a. Who owns the property at the point of diversion C. Dick Bickler

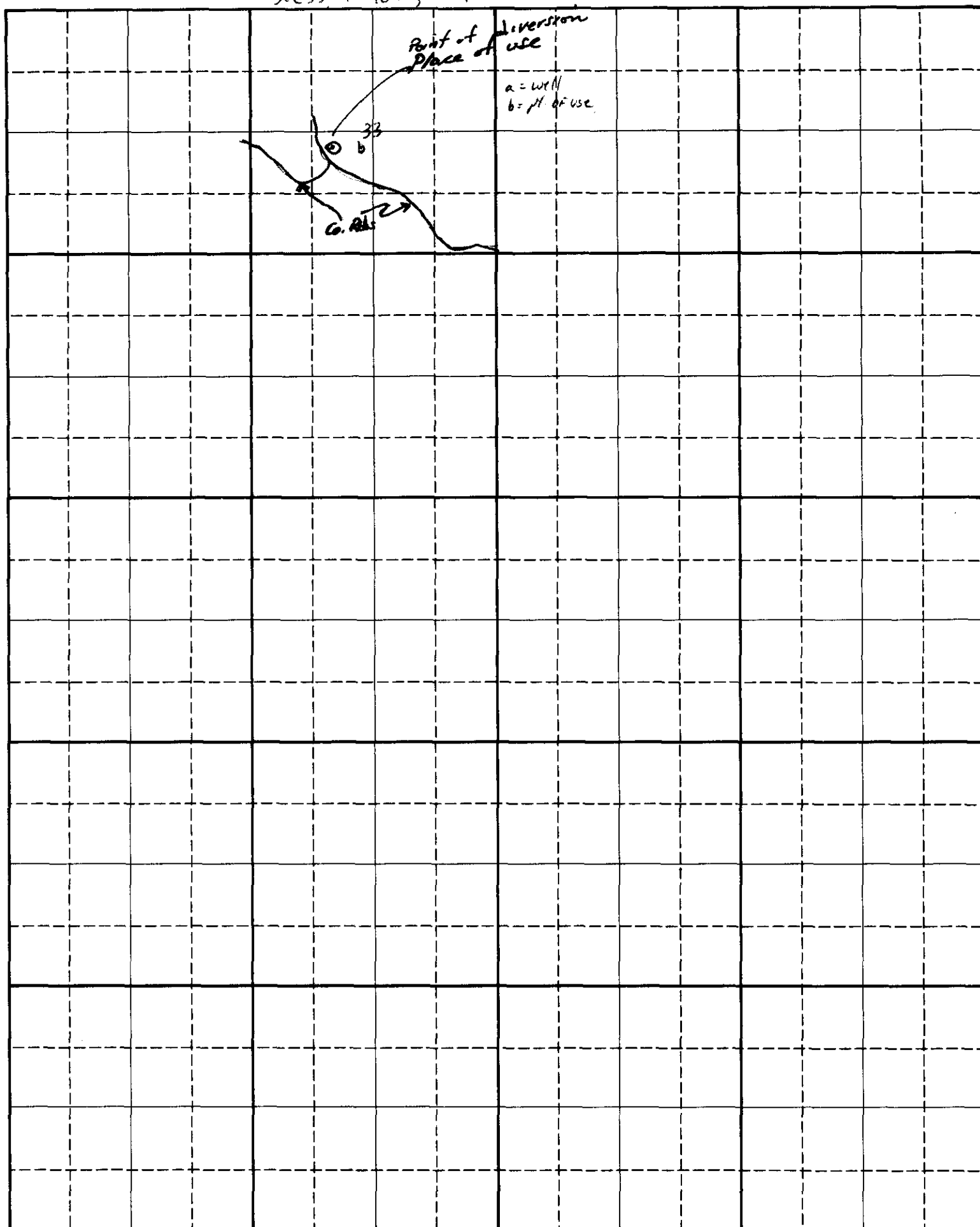
b. Who owns the land to be irrigated or place of use C. Dick Bickler

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing \_\_\_\_\_

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

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

Sec 33 T 40 N, R 4 W



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.

C. David Stueben  
(Applicant)

96 7028

Proposed Priority 7-17-1973

Received by cl Date 7-17-73 Time 1:00 P  
Preliminary check by FE Fee \$ 10.00  
Receipted by FE Date 2/17/22 # 10786  
Publication prepared by cr Date 7-20-73  
Published in Daily Idahonian  
Publication dates 7-26 & 8-2-73  
Publication approved cl Date 8-13-73  
Priority ~~reduced to~~ 7-17-73 Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by N JDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

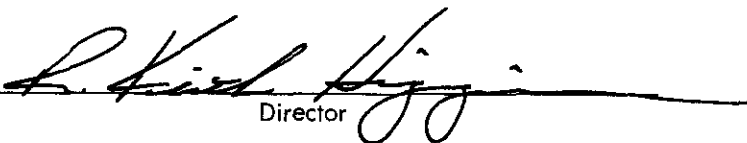
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 86-7028, and said application is hereby APPROVED.

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 September 1, 1974.
- c. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Witness my hand this 16th day of August 1973.

  
Director

86 7028

DEPARTMENT OF WATER ADMINISTRATION  
- STAFF ANALYSIS -

| Item | Initial                  | Date                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|------|--------------------------|-------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (1)  | <u>ZE</u>                | <u>7/12/73</u>                            | Application No. <u>86-7028</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| (2)  |                          |                                           | <input checked="" type="checkbox"/> Source<br><input checked="" type="checkbox"/> Point of Diversion<br><input checked="" type="checkbox"/> County<br><input checked="" type="checkbox"/> Quantity of Water and Period of Use<br><input checked="" type="checkbox"/> Description of Diverting Works<br><input checked="" type="checkbox"/> Time required for B/U of water<br><input checked="" type="checkbox"/> Place of Use or Acres Irrigated<br><input checked="" type="checkbox"/> Map<br><input checked="" type="checkbox"/> Signature<br><input checked="" type="checkbox"/> Fee |
| (3)  | <u>ZE</u>                | <u>7/12/73</u>                            | In form to receipt<br><br>Send Copies to:<br><input type="checkbox"/> Idaho State Health Department<br><input type="checkbox"/> Idaho Fish and Game Department<br><input type="checkbox"/> Bureau of Land Management                                                                                                                                                                                                                                                                                                                                                                    |
| (4)  |                          |                                           | <input type="checkbox"/> Request Special Use Permit from U.S.F.S.<br><input type="checkbox"/> Request Easement from B.L.M.<br><input type="checkbox"/> Request Information from Applicant                                                                                                                                                                                                                                                                                                                                                                                               |
| (5)  | <u>ZE</u>                | <u>7/12/73</u>                            | In form for advertising                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| (6)  |                          |                                           | Located within Water District No. _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| (7)  | <u>ZE</u>                | <u>8/13/73</u>                            | Critical groundwater area: yes _____ no <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| (8)  | <u>ZE</u>                | <u>8/13/73</u>                            | Groundwater levels:<br><br><input type="checkbox"/> Decline (comment) _____<br><input checked="" type="checkbox"/> Stable (comment) _____<br><input type="checkbox"/> Increasing (comment) _____                                                                                                                                                                                                                                                                                                                                                                                        |
| (9)  |                          |                                           | Comments: _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| (10) | <u>cl</u>                | <u>8-13-73</u>                            | Affidavit of Publication received (date) <u>August 10, 1973</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| (11) | <u>cl</u>                | <u>7-20-73</u>                            | Final date for protests <u>August 13, 1973</u><br>Protests received: yes _____ no <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| (12) |                          |                                           | Date and Place of hearing _____<br><br>Decision reached at hearing _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| (13) | <u>ZE</u>                | <u>8-13-73</u>                            | All requested information received from agencies or applicant<br>yes <input checked="" type="checkbox"/> no _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| (14) | <u>ZE</u>                | <u>8-13-73</u>                            | Action recommended:<br><br><input checked="" type="checkbox"/> Approve <span style="float: right;">Priority <u>7/12/73</u></span><br><input type="checkbox"/> Deny <span style="float: right;">Reason for Reduction _____</span><br><input type="checkbox"/> Measuring device required<br><input type="checkbox"/> See attached sheet for additional conditions of approval<br><input checked="" type="checkbox"/> No additional conditions for approval                                                                                                                                |
| (15) | District <u>Northern</u> | By <u>[Signature]</u> Date <u>8/13/73</u> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |

86 7028

# Affidavit of Publication

STATE OF IDAHO  
County of Latah

ss.

*W. I. Marinan*

being first duly sworn, on oath,  
deposes and says:

That he is the printer of The DAILY IDAHONIAN, a newspaper of general circulation, printed and published daily except Sunday at Moscow, Latah County, Idaho, in compliance with Sections 60-106, 60-107, and 60-108 of the Idaho Code and the amendments thereto; that the notice of which the annexed is a full, true and correct printed copy was published in the regular and entire issues of said newspaper and not in a supplement thereto, upon the following

dates:

*July 26, Aug 2, 1973*

the same being the dates designated for the publication of said legal notice.

*W. I. Marinan*

Subscribed and sworn to before

me this *11* day of *Aug*

19*73*

*[Signature]*

Notary Public,

residing at Moscow, Idaho

RESIDING AT MOSCOW, IDAHO  
COUNTY OF LATAH  
MY COMMISSION EXPIRES SEPT. 8, 1975

RECEIVED

AUG 15 1973

Department of Water Administration  
Northern District Office

NOTICE OF APPLICATION FOR WATER PERMIT  
Notice is hereby given that C. Clark, Director, N.W.  
1449 Kenny Drive, Pullman, Washington has on July  
17, 1973 submitted Application No. 1449 for a permit  
to appropriate 0.04 cubic feet per second of water  
from a ground water source by means of a pump and  
motor within the NE 1/4 of Section 14, Township 36N,  
B.M., Latah County, Idaho. The NE 1/4 of Section 14,  
for domestic purposes. (The NE 1/4 of Section 14,  
T. 36N, R. 4W, B.M.)  
If issued, this permit will be subject to all prior  
water rights. Protests against granting of the  
permit must be filed with the Department of  
Water Administration, P.O. Box 100, Boise, Idaho.  
Idaho, 83720. J. G. GINSON  
Director

July 26, Aug. 2, 1973

86 7028

WATER RIGHT NUMBER 86-7028

WATER RIGHTS EDIT REPORT

10/02/79 PAGE 133

|     |     |                                   |                                                  |                          |                            |                |                            |
|-----|-----|-----------------------------------|--------------------------------------------------|--------------------------|----------------------------|----------------|----------------------------|
| ACT | ION | OWNER LAST NAME - DITWILER        | FIRST NAME - C. DIRCK                            | STATE - ID               | PRIORITY - 07-17-1973      | COUNTY - LATAH | TOTAL DIV. RATE - .0400CFS |
| N   | N   | SOURCE - GROUNDWATER              |                                                  |                          |                            |                |                            |
| N   | N   | STAGE - LICENSE                   |                                                  |                          |                            |                |                            |
| N   | N   | TOTAL DIV. VOLUME - 1.20 AFA      |                                                  |                          |                            |                |                            |
| N   | N   | DIVERSION POINT - NESW 33 40N 04W |                                                  |                          |                            |                |                            |
| N   | N   | FROM - 01-01 TO - 12-31           | USE - DOMESTIC                                   | USE DIV. RATE - .0400CFS | USE DIV. VOLUME - 1.20 AFA |                |                            |
| N   | N   | USE - DOMESTIC                    | PLACE OF USE - TWN 40N RNG 04W SEC 33 TRACT NESW |                          |                            |                |                            |

3/79

IDENT. NO. 86-7028

## IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT  
DATA ENTRY LOG

[illegible]



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus  
Governor

R. Keith Higginson  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

September 17, 1974

Re: Permit No. 86-7028

C. Dirck Ditwiler  
Route 4, Box 3886  
Moscow, Idaho 83843

Dear Mr. Ditwiler:

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

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosure

ENCLOSURE

---

**WATER RESOURCE BOARD:**

John F. Streiff  
Chairman

Franklin Jones  
Member

George L. Yost  
Vice-Chairman

M. Reed Hansen  
Member

Donald R. Kramer  
Secretary

Scott W. Reed  
Member

Edwin C. Schlender  
Member

Joseph H. Nettleton  
Member

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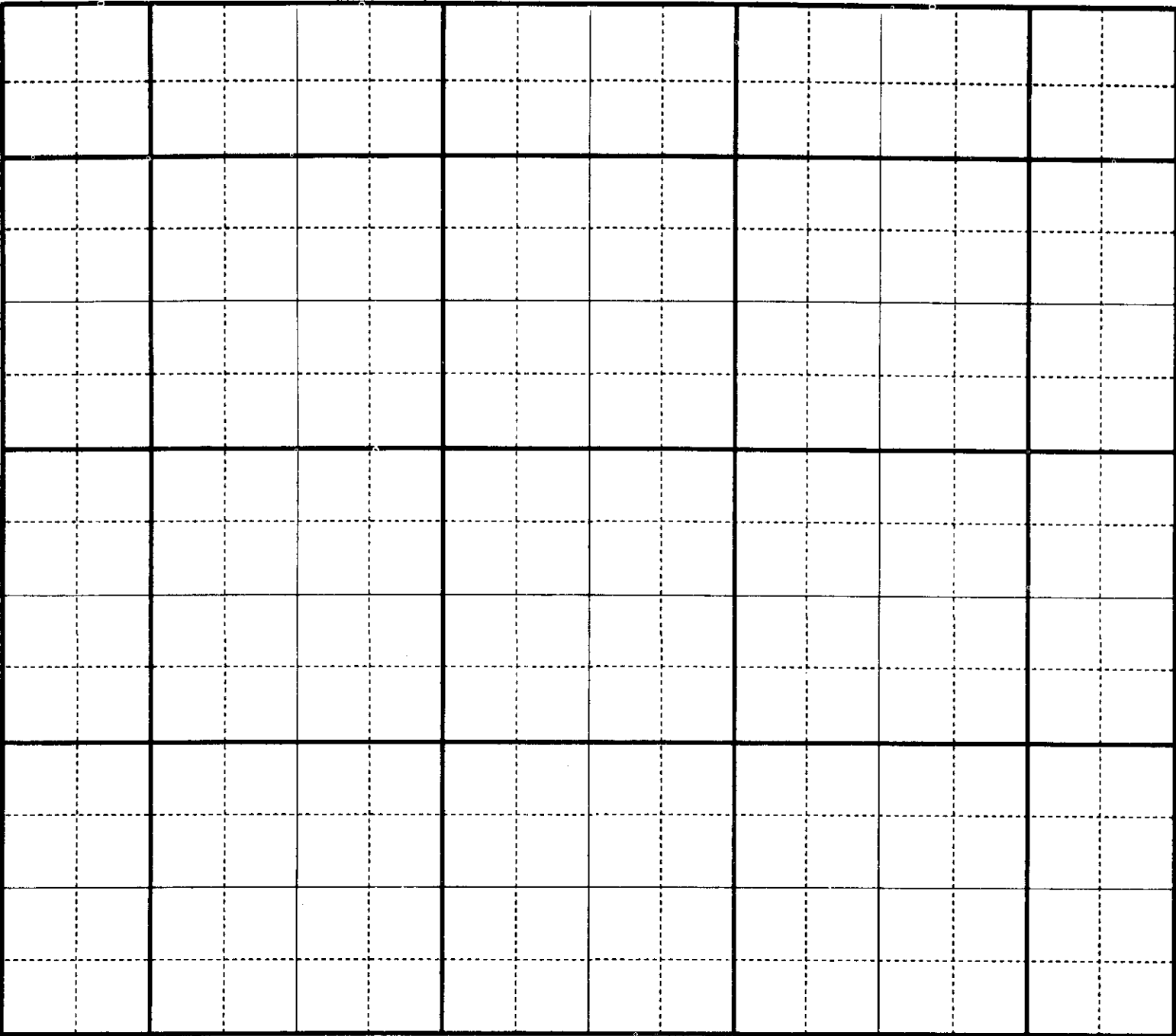


Diagram of System

DATE OF EXAM 8/22/74

ACREAGE  
Found —  
Recommended —

Irrigation Requirement — Ac Ft/Ac

USE  
Irrigation Q= — c.f.s. V= — AF/Ann. from — to —  
Domestic Q= 0.04 c.f.s. V= 1.2 AF/Ann. from JAN 1 to DEC 31  
Livestock Q= — c.f.s. V= — AF/Ann. from — to —

Is water co-mingled? yes — no X

Name source: —  
twp. — N/S, Rge — E/W, B.M., Sec. —, Sub. — 1/4 — 1/4 — County

Exchange? yes — no X

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 0.04 Method of measurement ESTIMATED

Total Q recommended 0.04 Meter No. — Type — Condition —

Total V recommended 0.04

Recommended Amendments:

P.D. —  
Place of Use —  
Other —  
None X

MEASUREMENT CALCULATION:

1 HOUSEHOLD LAWN & GARDEN

SYSTEM DESCRIPTION:

6" CASING WITH SUBMERSIBLE PUMP

REMARKS:

Examiner's Signature [Signature] Date 8/27/74

Checked by [Signature] Date 9/3/74

Approved by — Date —

**MICROFILMED**

August 9, 1974

Re: Permit No. 86-7028

C. Dirck Ditwiler  
Route #4, Box 3886  
Moscow, ID 83843

Dear Mr. Ditwiler:

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:JG

86-7028

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

Permit No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

AUG 2 1974

Department of Water Resources

1. a) Name of Permit Holder C. DIRCK Ditwiler  
b) Post Office Address RT 4 Box 388C Moscow, Idaho 83843
2. Permit Number 86-7028
3. Date of Priority that you are prepared to establish 7/17/73
4. a) Source from which water was appropriated GROUND WATER  
b) Location of the point of diversion: NE 1/4 SW 1/4, Section 33  
Township 40 N, Range 4 W Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
amount .04 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 .04 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: graduated container and time piece  
Measurement by: Earl Witt, 2019 Power, Jewett, Idaho (well driller)
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. motor on submersible pump;  
6" casing; depth of well - 70 feet. Pipe line from well head to house.  
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  
Mr. Earl Witt, 2019 Power, Jewett, Idaho  
July 1973

Exam typed 8/9/74 by jjg

86-7028

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

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

| TWP. | RANGE | SEC. | NE1/4 |       |       |       | NW1/4 |       |       |       | SW1/4 |       |       |       | SE1/4 |       |       |       | TOTALS |
|------|-------|------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|--------|
|      |       |      | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 | NE1/4 | NW1/4 | SW1/4 | SE1/4 |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |
|      |       |      |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |       |        |

Total number of acres irrigated \_\_\_\_\_

10. Remarks:

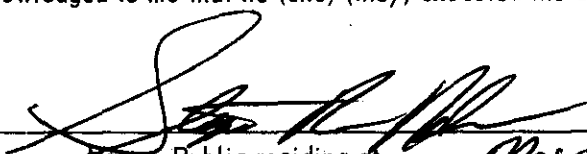
The above information is a true statement of the extent to which the above numbered permit has been developed.

July 30, 1974  
(Date)

C. Duck Dittmer  
(Signature)

State of IDAHO ss.  
County of LATAH

On this 30TH day of JULY, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

  
Notary Public residing at Moscow  
IDAHO 83843

My commission expires SEPT. 1976

**SENDER:** Be sure to follow instructions on other side

**PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)**

*(Additional charges required for these services)*

☐ Show address  
where delivered

☐ Deliver ONLY  
to addressee

**RECEIPT**

*Received the numbered article described below*

REGISTERED NO.

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

CERTIFIED NO.

55551

1

*Dick Schuler*

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

7-3-74

3

86-7028

U.S. POSTAL SERVICE  
OFFICIAL BUSINESS

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



*Postmark of Delivering Office*

**SENDER INSTRUCTIONS**

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



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.

**RETURN  
TO**



PS Form 3811  
June 1973

DEPARTMENT OF WATER ADMINISTRATION  
STATEHOUSE - ANNEX #2  
BOISE, IDAHO 83707

86-7023

July 1, 1974

CERTIFIED MAIL

#25551

Re: Permit No. 86-7028

C. Dirck Ditwiler  
Route #4, Box 3880  
Moscow, ID 83843

Dear Mr. Ditwiler:

One of the conditions of approval of your water Permit No. 86-7028 (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 September 1, 1974. 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*

R. KEITH HIGGINSON  
Director

Enc: Proof affidavit

86-7028

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION  
STATE OFFICE



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

614 State Street  
Statehouse - Annex 2  
Boise, Idaho 83720  
(208) 384-2215

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection  
Geothermal Resources

February 22, 1974

Re: Permit No. 86-7028

C. Dirck Ditwiler  
Route #4, Box 3880  
Moscow, ID 83843

Dear Mr. Ditwiler:

Pursuant to your letter dated February 15, 1974, enclosed is a proof of beneficial use affidavit with instructions.

Under the conditions of approval of your permit it states that proof of beneficial use must be submitted on or before September 1, 1974. You indicate in your letter that your project is finished, therefore, you may submit proof now by completing the enclosed form and submitting it to this office.

If you have any further questions concerning this matter, please contact us.

Sincerely,

*Jan Carpenter*

Jan Carpenter, Secretary to:  
Bobby D. Fleenor  
Assistant Director

JC

86-7028

RECEIVED  
February 15, 1974

State of Idaho  
Department of Water Administration  
Statehouse - Annex 2  
Boise, Idaho 83707

Re: Permit No. 86-7028

Gentlemen:

The well and water system included under the above permit have been completed and we have used said system for our domestic water supply since November 1973.

The purpose of this letter is to inquire about the proof that is needed for the "conditions of approval." Specifically, just what do you require for "proof of construction of works and application of water to beneficial use"?

Thank you for your help in this matter.

Sincerely,

C. Buck DeWahl

Rt. 4 Box 388C  
Moscow, Idaho 83843

86-7028

**August 16, 1973**

**Re: Permit No. 86-7028**

**Mr. C. Dirck Ditwiler  
E. W. 1510 Kenny Drive  
Pullman, WA 99163**

**Dear Mr. Ditwiler:**

Enclosed is a copy of your approved Application for Permit No. 86-7028 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

**BOBBY D. FLEENOR  
Assistant Director**

**BDF:cd**

**Enclosure**

**86 7028**

July 23, 1973

Re: Application for Permit No. 86-7028

C. Dirck Ditwiler  
N.W. 1510 Kenny Drive  
Pullman, WA 99163

Dear Mr. Ditwiler:

Attached is your receipt No. 10786 in the amount of \$10 for the filing fee on the above referenced application which was received in this office.

Very truly yours,

Fred Eisenbarth  
Northern District Manager

FE:CR

Enclosure

86 7028

July 20, 1973

Re: Application No. 86-7028 - C. Dirck Ditwiler

Daily Idahonian  
Box 399  
Moscow, ID 83843

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. 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,

Fred Eisenbarth  
Northern District Manager

Bill submitted 8-13-73 by d

FE:CR

Enc: Legal Notice

86 7028

STATEMENT

PUBLISHERS OF THE DAILY IDAHO NIAN

The News-Review Publishing Co., INC.

COMMERCIAL PRINTING — LETTERPRESS and OFFSET

409 SOUTH JACKSON MOSCOW, IDAHO 83843 — TELEPHONE 882-5561

DATE

8/10/73

RECEIVED

State of Idaho, Dept of Water Adm.  
401 Front Ave. Rm 209  
Coeur D'Alene, Idaho 83814

Order No.

1% per month interest charged on past due accounts

Notice of application for water permit

\$7.38

86 7028

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that C. Dirck Ditwiler,  
N.W. 1510 Kenny Drive, Pullman, Washington  
has on July 17, 1973 submitted Application No. 86-7028  
for a permit to appropriate 0.04 cubic feet per second ~~acre feet per annum~~  
of water from a ground water source  
by means of pump and motor  
within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 33, T. 40N, R. 4W, B.M., Latah County

to be used from Jan. 1 to Dec. 31  
for domestic purposes

within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 33, T. 40N, R. 4W, 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, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before August 13, 1973.

R. KEITH HIGGINSON

Director

Published in the Daily Idahonian, Moscow, Idaho  
on July 26 and August 2, 1973

86 7028

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION  
NORTHERN DISTRICT OFFICE



Cecil D. Andrus  
Governor  
R. Keith Higginson  
Director

401 Front Ave., Rm. 209  
Coeur D'Alene, Idaho 83814  
(208) 667-6484

Water Rights Administration  
Water Resource Investigations  
Dam and Reservoir Safety  
Water Well Drilling  
Waste Disposal Wells  
Stream Channel Protection  
Geothermal Resources

June 26, 1973

C. Dirck Ditwiler  
N.W. 1510 Kenny Drive  
Pullman, WA 99163

Dear Mr. Ditwiler:

Enclosed is an Application for Permit form and instructions. We have also included an information sheet on the requirements of obtaining a permit for a ground water source.

Even though a permit may not be required, we do recommend that you obtain one to place your right on record.

Please contact this office if we may be of any further assistance.

Very truly yours,

Kenneth Knoblock  
Water Resource Technician  
Northern District

KK:cr

Enclosures

86 7028

RECEIVED

JUN 22 1973

Department of Water Administration  
Northern District Office

June 20 , 1973

RECEIVED

JUN 21 1973

Department of Water Administration

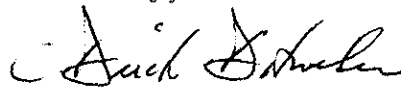
Department of Water Administration  
State House Annex 2  
Boise, Idaho

Gentlemen:

I recently had a domestic well dug in Idaho and would like to inquire if it is necessary ( or desirable ) to make an application for a ground water right. If it is necessary or desirable, would you please send me the required application forms to file for such a right.

Thank you very much.

Sincerely,



C. Dirck Ditwiler

NW 1510 Kenny Drive  
Pullman, Washington 99163

86 7028