

Mark W. DeBolt

3431 S. North Cape Rd.
Coeur d Alene, ID 83814

847-219-3396 Cell

RECEIVED

APR 02 2018

DEPARTMENT OF
WATER RESOURCES

March 27, 2018
Hand Delivered to IDWR
North & Certified Mail to Both

State of Idaho
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83707-9815

State of Idaho
Idaho Department of Water Resources
7600 N. Mineral Dr/Suite 100
Coeur d'Alene, ID 83815

Re: "Notice of Errors - Reply"
Idaho Water Right 95-14346 – DeBolt/Humphrey/Jensen/Stanley/Gangi
Civil Case No. 49576

Attached please find an updated copy of our "Notice of Error – Reply" form (Notice) and copies of all items previously attached. We are updating this document due to comments that the Notice form had to have "wet" signatures and while it's my belief the original went to IDWR- Boise, in an abundance of caution we are attaching original signatures on the Notice on all of the copies. Please accept my apologies for any confusion.

Sincerely,



Mark W. DeBolt

SCANNED

APR 03 2018

02/09/2018

RECEIVED

APR 02 2018

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 30, 2018

Water right number: 95-14346

ARTHUR G ELLIOTT III
3431 S NORTH CAPE RD
COEUR D ALENE ID 83814
Telephone Number: 2086993938

DAVID C DABOLL
3431 S NORTH CAPE RD
COEUR D ALENE ID 83814
Telephone Number: 2086993938

MARK W DEBOLT
3431 S NORTH CAPE RD
COEUR D ALENE ID 83814
Telephone Number: 8472193396

CLAIRE A HUMPHREY
3431 S NORTH CAPE RD
COEUR D ALENE ID 83814
Telephone Number: 8472193396

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source): A) Said recommendation stating that "No beneficial use was found" we think is a clerical error and should be struck. B) Property known as 3431 S. North Cape Rd has been in use drawing water from Lake Coeur d'Alene since 1965 as evidenced by Affidavit signed by Loren Murphy (original owner/developer of site) and filed with IDWR by Art Elliot in 2015. All the property as high-lighted in yellow has drawn water since 1969 when the other home was built and owned by the Salisbury's. Both Murphy and Salisbury (the then owner of 3472 and 3476 S. North Cape) and future owners have been supplying both potable and irrigation water to the premises as noted on the attached map (See aerial map showing said property - copy from IDWR files). C) Said Water Right was reaffirmed in 2010 as shown on attached filing by Art Elliot (former owner) (Copy from IDWR files) along with additional IDWR files on said filing. D) Ownership of Dave Daboll's right of 3472 S. North Cape Road should be changed to Daniel G. Jensen at the same address. The Notice of Change in Water Right for Daniel G. Jensen has already been filed with IDWR and a copy is attached for your reference. E) The ownership right for Dave Daboll's other property at 3476 S. North Cape Rd. should be amended to Graydon and Tami Stanley at said address. Mr. Stanley will file paperwork under separate cover. F) If she wishes, Art Elliot III should be changed to Alica Gangi, however if necessary, Ms. Gangi will also file under separate cover. The water right ownership address for DeBolt/Humphrey is correct at 3431 S. North Cape Rd, Coeur d'Alene, ID 83814.

2. Describe the changes you wish to make in the proposed recommendation:

A) Follow above and details as noted in the 2010 Notice of Claim for Water Right 95-14346 confirming claim with priority date of at least 1969 for the whole tract and supplying water to three homes (3431 S. North Cape Rd, Coeur d' Alene, ID, 3472 S. North Cape Rd, Coeur d'Alene, ID & 3476 S. North Cape Rd., Coeur d'Alene, ID).

3. Give a brief explanation as to why you disagree with these portions:

A) We think the initial response from IDWR was simply a clerical error. Linda Warner (sp) and Mark DeBolt sat down and went through this claim in detail in 2015. Linda's help was invaluable.

DATE: March 19, 2018

SIGNATURES:

Please print your name: Mark W. DeBolt

Daniel G. Jensen

HAND DELIVERED TO COEUR d'ALENE IDWR AND SENT VIA CERTIFIED MAIL TO BOTH IDWR Boise & Coeur d'Alene offices.

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

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APR 03 2018