

Before Split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/31/2020

Water Right 92-10991

Owner Type **Name and Address**
Attorney MICHAEL A EALY
RAMSDEN MARFICE EALY & HARRIS LLP
700 NORTHWEST BLVD
PO BOX 1336
COEUR D ALENE, ID 83816-1336
(208) 664-5818

Current Owner JACKSON TIMBERLAND OPPORTUNITIES TRISTAR LLC
654 N STATE ST
JACKSON, MS 39202
2087626641 X102

Priority Date: 9/1/1965

Basis: Decreed

Status: Active

Source
ST MARIES RIVER

Tributary
ST JOE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
INDUSTRIAL	03/01	12/01	0.200 CFS	
FIRE PROTECTION	03/01	12/01	0.200 CFS	
Total Diversion			0.200 CFS	

Source and Point(s) of Diversion

ST MARIES RIVER SWNE Sec. 35, Twp 45N, Rge 02W, BENEWAH County

Place Of Use

FIRE PROTECTION within BENEWAH County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	02W	3	X L1	X L2	X	X	X L3	X L4	X	X	X L3	X L4	X	X	X	X	X	X	
44N	02W	4	X L1	X L2	X	X	X L3	X L4	X	X	X L3	X L4	X	X	X	X	X	X	
44N	02W	5	X L1	X L2	X	X									X	X	X	X	
44N	02W	7	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	
44N	02W	8	X		X	X					X	X	X	X	X	X	X	X	
45N	01E	5						X L4	X			X	X						
45N	01E	19					X L1	X											

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/31/2020

45N	01W	7					X	X L1	X L2	X	X	X	X	X					
45N	01W	31					X	X L1											
45N	02W	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	02W	34							X		X	X	X	X	X	X	X	X	
45N	02W	35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	03W	21											X						
46N	01W	31													X		X	X	

INDUSTRIAL within BENEWAH County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	02W	3	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	4	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	5	X L1	X L2	X	X									X	X	X	X	
44N	02W	7	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	
44N	02W	8	X		X	X					X	X	X	X	X	X	X	X	
45N	01E	5						X L4	X			X	X						
45N	01E	19					X	X L1											
45N	01W	7					X	X L1	X L2	X	X	X L3	X L4	X					
45N	01W	31					X	X L1											
45N	02W	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	02W	34							X		X	X	X	X	X	X	X	X	
45N	02W	35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	03W	21										X							
46N	01W	31													X		X	X	

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. X07 Industrial use is for forest practices and forest dust abatement as provided for by

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Proof Report

8/31/2020

3. PIN Section 42-201, Idaho Code.
Parcel No. Parcel No. RP45N03W215400A, RP44N02W075000A,
RP44N02W081500A,
RP44N02W051500A, RP44N02W045000A, RP44N02W035000A, RP45N02W335000A,
RP45N02W344800A, RP45N02W355000A,
RP45N01W313000A, RP45N01W074200A, RP45N01W076000A, RP46N01W319000A,
RP45N01E192500A, RP45N01E055000A,
4. F05 Right Nos. 92-10976 and 92-10996 are also diverted through point of diversion described above.
5. N17 The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.

Comments:

1. cfritsch 12/18/2014 Revised
Removed condition 077 since this condition was not carried over from a license.
2. cfritsch 1/6/2016 Revision
Condition N17 added to resolve objection.

Dates and Other Information

Decreed Date: 3/29/2016
Civil Case Number: 49576
Judicial District: FIFTH
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

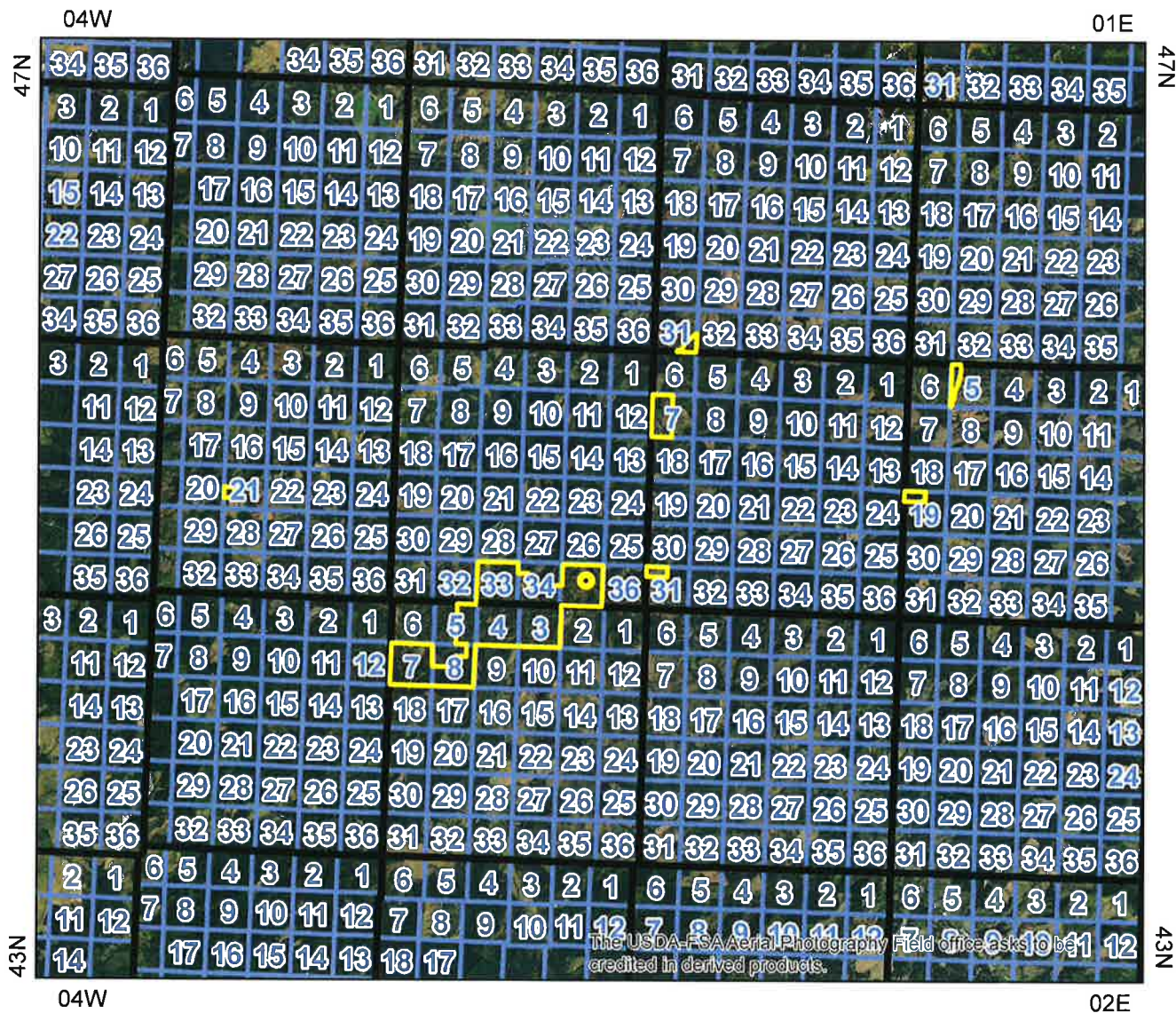
SubCaseNumber: 92-10991
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed: 5/7/2015
Objection Status: Decreed

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
92-10991

Before Split



Before Split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

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Water Right 92-10987

Owner Type

Attorney

Name and Address

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COEUR D ALENE, ID 83816-1336
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Current Owner

JACKSON TIMBERLAND OPPORTUNITIES TRISTAR LLC
654 N STATE ST
JACKSON, MS 39202
2087626641 X102

Priority Date: 9/1/1965

Basis: Decreed

Status: Active

Source

ST JOE RIVER

Tributary

COEUR D ALENE LAKE

Beneficial Use

INDUSTRIAL
FIRE PROTECTION

From

03/01

To

12/01

Diversion Rate

0.200 CFS

Volume

0.200 CFS

Total Diversion

0.200 CFS

Source and Point(s) of Diversion

ST JOE RIVER

L10(NWSW)

Sec. 23, Twp 46N, Rge 02W, BENEWAH County

Place Of Use

FIRE PROTECTION within BENEWAH, SHOSHONE Counties

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	02W	3	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	4	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	5	X L1	X L2	X	X									X	X	X	X	
44N	02W	7	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	
44N	02W	8	X		X	X					X	X	X	X	X	X	X	X	
45N	01E	5						X L4	X			X	X						
45N	01E	19					X	X L1											

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/31/2020

45N	01W	7					X	X L1	X L2	X	X	X L3	X L4	X					
45N	01W	31					X	X L1											
45N	02W	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	02W	34							X		X	X	X	X	X	X	X	X	
45N	02W	35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	03W	21										X							
46N	01W	31												X			X	X	
47N	02E	27										X	X	X					
47N	02E	28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
47N	02E	29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
47N	02E	30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L1	L2			L3	L4						
47N	02E	31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L1	L2			L3	L4	L5			L6	L7	
47N	02E	32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
												L4	L3				L2	L1	
47N	02E	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
												L4	L3				L2	L1	
47N	02E	34						X											

INDUSTRIAL within BENEWAH, SHOSHONE Counties

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
44N	02W	3	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	4	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	X	X	X	X	X	
44N	02W	5	X L1	X L2	X	X									X	X	X	X	
44N	02W	7	X	X	X	X	X	X L1	X L2	X	X	X L3	X L4	X	X	X	X	X	
44N	02W	8	X		X	X					X	X	X	X	X	X	X	X	
45N	01E	5						X L4	X			X	X						
45N	01E	19					X	X L1											
45N	01W	7					X	X L1	X L2	X	X	X L3	X L4	X					
45N	01W	31					X	X L1											

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Proof Report

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45N	02W	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	02W	34							X		X	X	X	X	X	X	X	X	
45N	02W	35	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
45N	03W	21										X							
46N	01W	31													X		X	X	
47N	02E	27										X	X	X					
47N	02E	28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
47N	02E	29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
47N	02E	30	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L1	L2			L3	L4						
47N	02E	31	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
								L1	L2			L3	L4	L5			L6	L7	
47N	02E	32	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
												L4	L3				L2	L1	
47N	02E	33	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
												L4	L3				L2	L1	
47N	02E	34						X											

Conditions of Approval:

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3. PIN Parcel No. RP45N03W215400A, RP44N02W075000A, RP44N02W081500A, RP44N02W051500A, RP44N02W045000A, RP44N02W035000A, RP45N02W335000A, RP45N02W344800A, RP45N02W355000A, RP45N01W313000A, RP45N01W074200A, RP45N01W076000A, RP46N01W319000A, RP45N01E192500A, RP45N01E055000A, RP47N02E310200, RP47N02E320200, RP47N02E330200, RP47N02E343100, RP47N02E275600, RP47N02E281300, RP47N02E280200, RP47N02E292000, RP47N02E290200, RP47N02E300200, RP47N02E302500, RP47N02E304400, RP47N02E306100, RP47N02E299600, RP47N02E313100
4. F05 Right No(s). 92-10979, 92-10984 and 92-10997 are also diverted through point of diversion described above.
5. N17 The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.

Comments:

1. cfritsch 12/18/2014 Revised
Removed condition 077 since this condition was not carried over from a license.
2. cfritsch 1/6/2016 Revision

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8/31/2020

Condition N17 added to resolve objection.

Dates and Other Information

Decreed Date: 3/29/2016
Civil Case Number: 49576
Judicial District: FIFTH
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

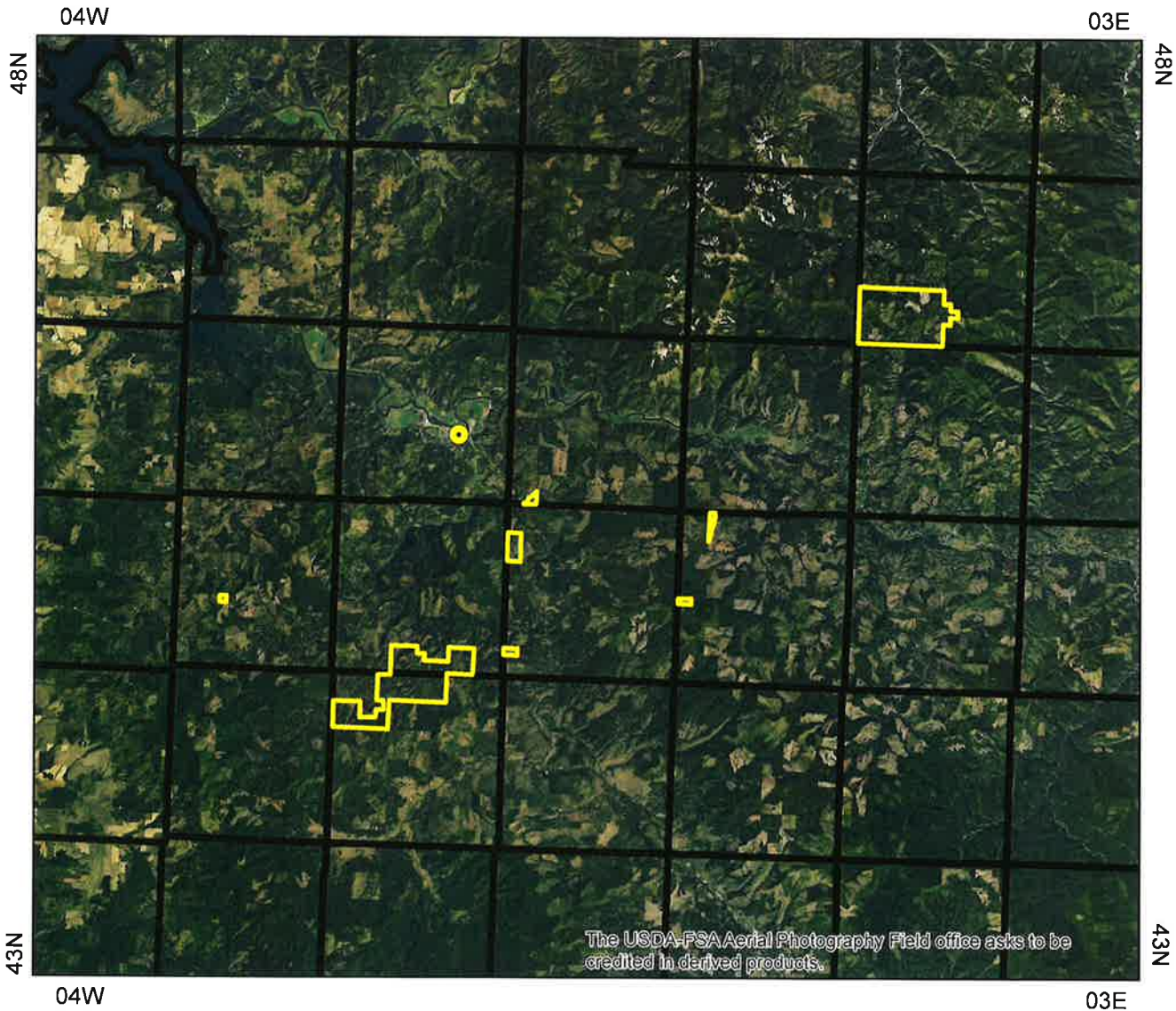
SubCaseNumber: 92-10987
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed: 5/7/2015
Objection Status: Decreed

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
92-10987

Before Split



- Point of Diversion
- Place Of Use Boundary
- Townships

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/23/2020

Water Right 92-10991

After Split

Owner Type **Name and Address**
Attorney MICHAEL A EALY
RAMSDEN MARFICE EALY & HARRIS LLP
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654 N STATE ST
JACKSON, MS 39202
2087626641 X102

Priority Date: 9/1/1965

Basis: Decreed

Status: Active

Source **Tributary**
ST MARIES RIVER ST JOE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	03/01	12/01	0.010 CFS	
FIRE PROTECTION	03/01	12/01	0.010 CFS	
	<u>Total Diversion</u>		0.010 CFS	

Source and Point(s) of Diversion

ST MARIES RIVER SWNE Sec. 35, Twp 45N, Rge 02W, BENEWAH County

Place Of Use

FIRE PROTECTION within BENEWAH County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45N	01E	5						X	X			X	X						
								L4											
45N	01E	19					X	X											
								L1											
45N	03W	21										X							

INDUSTRIAL within BENEWAH County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45N	01E	5						X	X			X	X						
								L4											
45N	01E	19					X	X											
								L1											

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/23/2020

45N	03W	21										X						
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Conditions of Approval:

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2. X07 Industrial use is for forest practices and forest dust abatement as provided for by Section 42-201, Idaho Code.
3. PIN Parcel No. Parcel No. RP45N03W215400A, RP45N01E192500A, and RP45N01E055000A,
4. F05 Right Nos. 92-10976 and 92-10996 are also diverted through point of diversion described above.
5. N17 The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.
6. X35 Rights 92-10991 and 92-1112 when combined shall not exceed a total diversion rate of 0.20 cfs.

Comments:

1. cfritsch 12/18/2014 Revised
Removed condition 077 since this condition was not carried over from a license.
2. cfritsch 1/6/2016 Revision
Condition N17 added to resolve objection.
3. nstending 9/1/2020 Split Right
Split into 92-11112.
4. nstending 9/1/2020 POU
Updated Shape

Dates and Other Information

Decreed Date: 3/29/2016
Civil Case Number: 49576
Judicial District: FIFTH
Water District Number: NWD
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 92-10991
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use

IDAHO DEPARTMENT OF WATER RESOURCES
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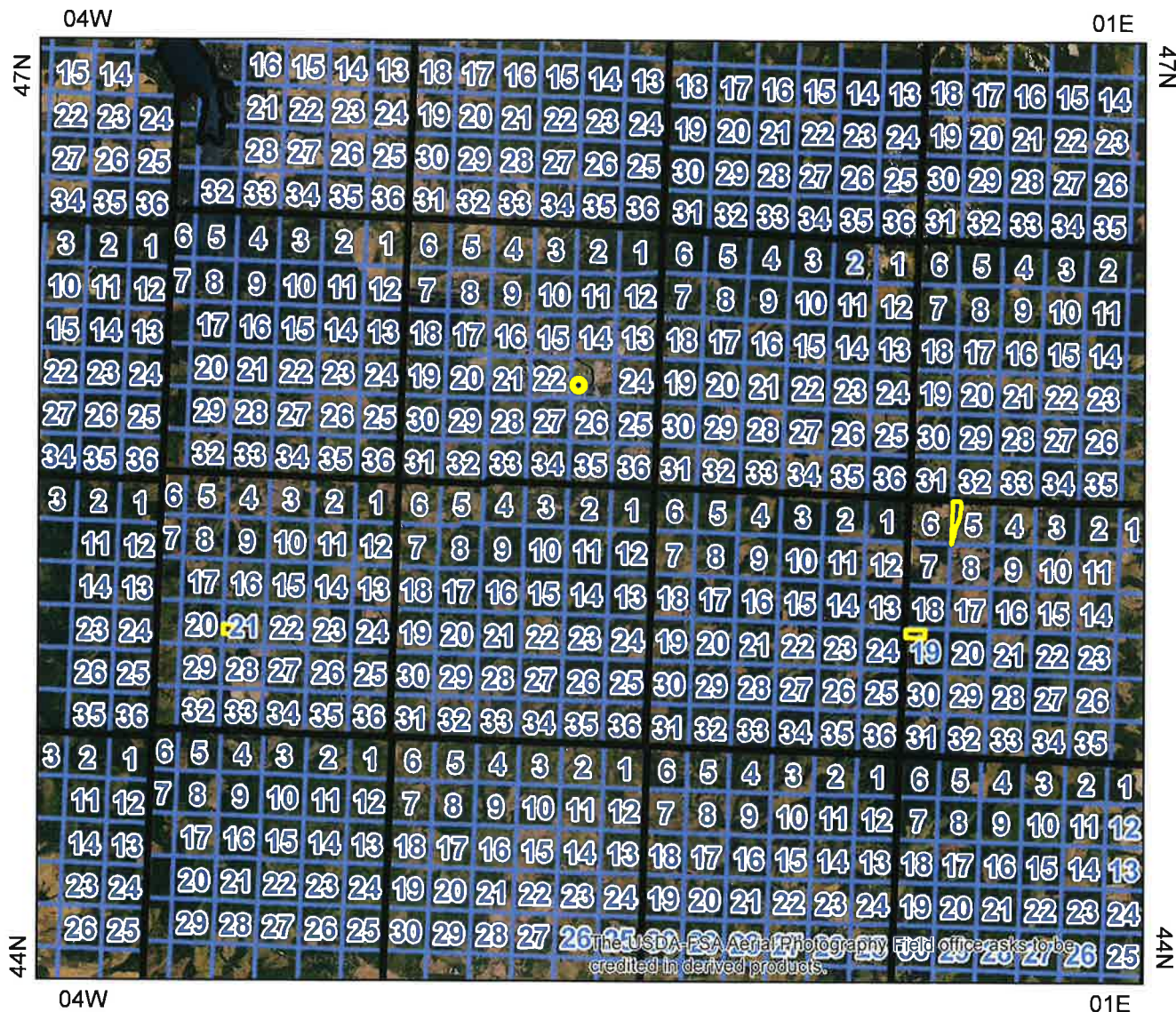
12/23/2020

Date Filed: 5/7/2015
Objection Status: Decreed

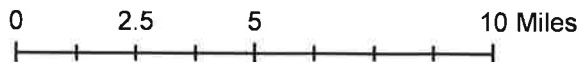
Water Supply Bank:
N/A

State of Idaho
Department of Water Resources
Water Right License
92-10987

After Split



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections



IDAHO DEPARTMENT OF WATER RESOURCES
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Water Right 92-10987

After Split

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JACKSON, MS 39202
2087626641 X102

Priority Date: 9/1/1965

Basis: Decreed

Status: Active

Source **Tributary**
ST JOE RIVER COEUR D ALENE LAKE

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
INDUSTRIAL	03/01	12/01	0.010 CFS	
FIRE PROTECTION	03/01	12/01	0.010 CFS	
	<u>Total Diversion</u>		0.010 CFS	

Source and Point(s) of Diversion

ST JOE RIVER L10(NWSW) Sec. 23, Twp 46N, Rge 02W, BENEWAH County

Place Of Use

FIRE PROTECTION within BENEWAH County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45N	01E	5						X	X			X	X						
								L4											
45N	01E	19					X	X											
								L1											
45N	03W	21										X							

INDUSTRIAL within BENEWAH County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45N	01E	5						X	X			X	X						
								L4											
45N	01E	19					X	X											
								L1											

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/23/2020

45N	03W	21										X						
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4. F05 Right No(s). 92-10979, 92-10984 and 92-10997 are also diverted through point of diversion described above.
5. N17 The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.
6. X35 Rights 92-10987 and 92-11111 when combined shall not exceed a total diversion rate of 0.20 cfs.

Comments:

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3. nstending 9/1/2020 Split Right
Split into 92-11111.
4. nstending 9/1/2020 POU
Updated Shape

Dates and Other Information

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Water District Number: NWD
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N/A

SubCase:

SubCaseNumber: 92-10987
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Beneficial Use
Date Filed: 5/7/2015

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N/A

State of Idaho
Department of Water Resources
Water Right License
92-10991

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- Point of Diversion
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- Townships
- PLS Sections

