

To appropriate the public waters of the State of Idaho

IDWR / NORTH
Phone 201.261.2100

Phone 208-818-2101

Email hrude@etcoservices

1. Name of Applicant HOWARD Rude

Mailing address 6426 maplewood

2. Source of water supply Spokane River

which is a tributary of Coeur d'Alene Lake
Columbia River

3. Location of point of diversion is Township 50N Range 4 West Sec. 8, in the Columbia & River 2 1/4.

NE ¼, NW ¼, Govt. Lot 2, B.M., Kootenai County;

additional points of diversion if any: (PARCEL 082460010010)

4. Water will be used for the following purposes:

Amount 100 cfs for IRRIGATION purposes from MAR 15 to DEC 15 (both dates inclusive)
(cfs or acre-feet per year)

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

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

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

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

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

5. Total quantity to be appropriated is (a) 3.5 CFS cubic feet per second and/or (b) — acre feet per year

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source Submerged Pump
IN Spokane River (10HP Pump 100GPM) 3" Pipemain

b. Height of storage dam N/A feet; active reservoir capacity N/A acre-feet;
total reservoir capacity N/A acre-feet

c. Proposed well diameter is N/A inches; proposed depth of well is N/A feet

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? N/A; Drilling firm N/A;

Well was drilled for (well owner) N/A; Drilling Permit No. N/A

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

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW. _____

b. Stockwatering; list number and kind of livestock. 1/10

c. Municipal; show name of municipality. N/A

d. Domestic; show number of households. IRrigation only

e. Other; describe fully.

Government Lot 2

9. Description of place of use: SECTION 8, Township 50 North, Range 4 West, Kootenai County
- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below. 5 ACRES Irrigation
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
* 50N	4 West	8					5 1/2												5

Total number of acres to be irrigated: 5 ACRES PARCEL

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____

NONE

11. a. Who owns the property at the point of diversion? STATE OF IDAHO AND (Howard Rude)
- b. Who owns the land to be irrigated or place of use? Howard Rude (applicant)
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. WATER TO BE DIVERTED BY Submerged Water

Pump located on Bottom of Spokane River (Permits were issued By IDAHO Bureau of Land Management, DEQ Department of Environmental Water Quality, Army Corp of Engineers and Kootenai County) Pipe was installed, Pump installed. Purpose is for Irrigation of 5 acre parcel and Water Features. Work was inspected and approved By all agencies in 2004.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

Howard Rude
Signature of Applicant

HOWARD Rude
Print Name (and title, if applicable)

For Department Use:

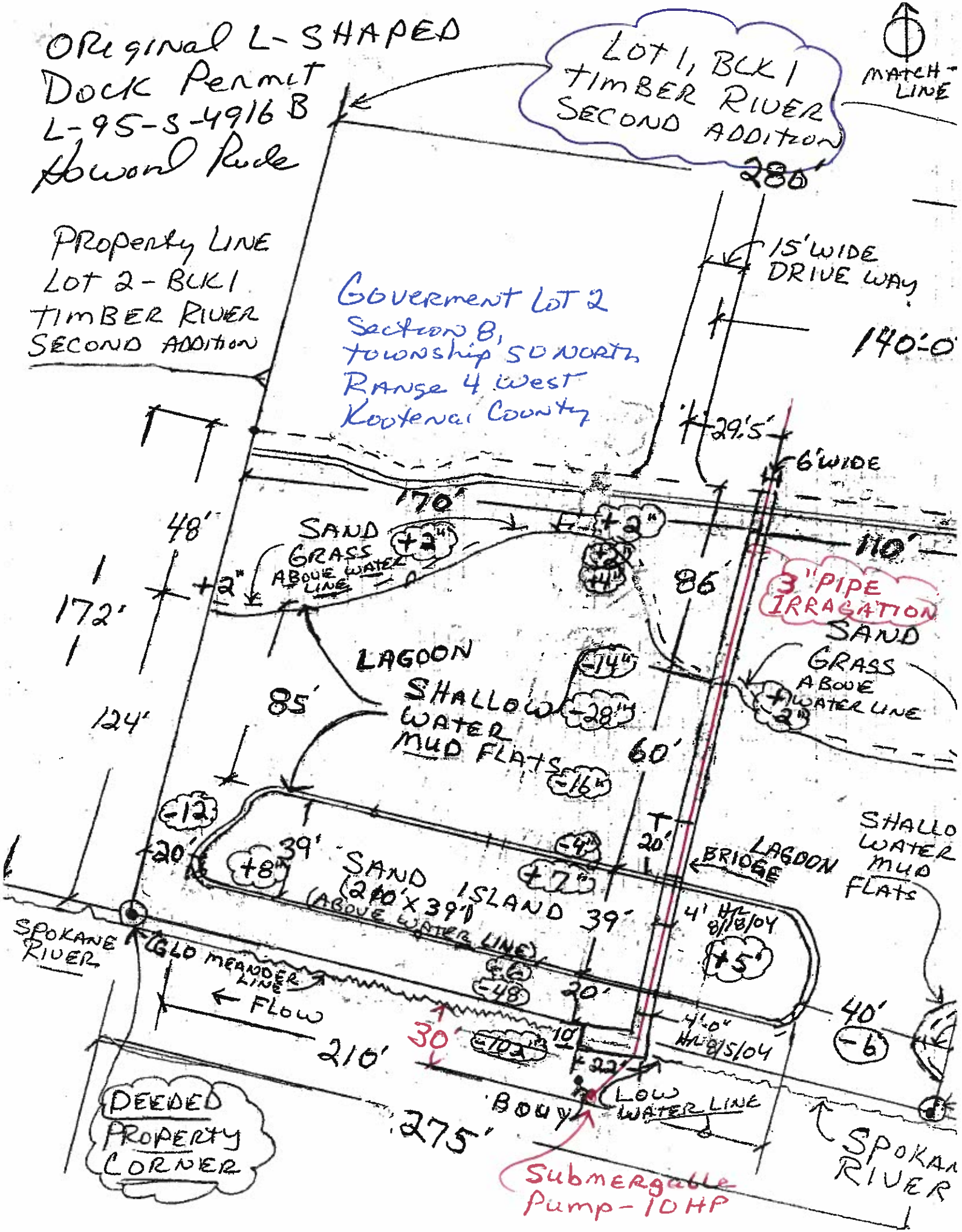
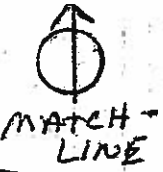
Received by _____ Date 1-11-2010 Time _____ Preliminary check by _____
 Fee \$ 100.00 Received by ED Receipt No. N023316 Date _____

ORIGINAL L-SHAPED
DOCK PERMIT
L-95-S-4916 B
Howard Rude

PROPERTY LINE
LOT 2 - BLK 1
TIMBER RIVER
SECOND ADDITION

GOVERNMENT LOT 2
SECTION 8,
TOWNSHIP 50 NORTH
RANGE 4 WEST
KOOTENAI COUNTY

LOT 1, BLK 1
TIMBER RIVER
SECOND ADDITION



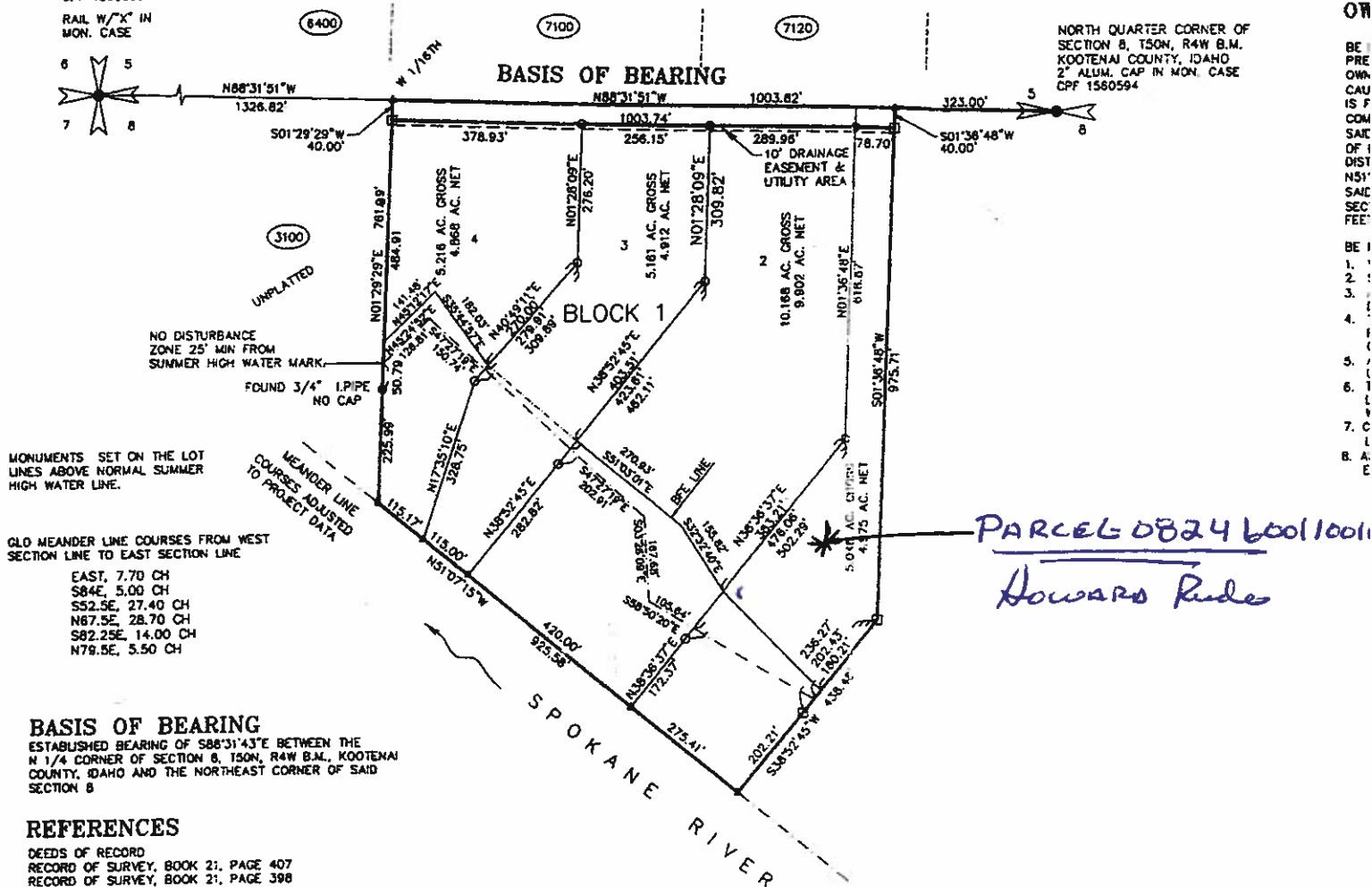
TIMBER RIVER 2ND ADDITION

A PORTION OF GOV'T. LOT 2, SECTION 8, T50N, R4W B.M.
KOOTENAI COUNTY, IDAHO

NW CORNER SECTION 8
2" ALUM. CAP IN MON. CASE
CPF 1560593
RAIL W/"X" IN
MON. CASE

NORTH QUARTER CORNER OF
SECTION 8, T50N, R4W B.M.
KOOTENAI COUNTY, IDAHO
2" ALUM. CAP IN MON. CASE
CPF 1560594

BASIS OF BEARING



MONUMENTS SET ON THE LOT
LINES ABOVE NORMAL SUMMER
HIGH WATER LINE.

GLO MEANDER LINE COURSES FROM WEST
SECTION LINE TO EAST SECTION LINE

EAST, 7.70 CH
S84E, 5.00 CH
S52.5E, 27.40 CH
N87.5E, 28.70 CH
S82.25E, 14.00 CH
N78.5E, 5.50 CH

BASIS OF BEARING

ESTABLISHED BEARING OF S88°31'43"E BETWEEN THE
N 1/4 CORNER OF SECTION 8, T50N, R4W B.M., KOOTENAI
COUNTY, IDAHO AND THE NORTHEAST CORNER OF SAID
SECTION 8

REFERENCES

DEEDS OF RECORD
RECORD OF SURVEY, BOOK 21, PAGE 407
RECORD OF SURVEY, BOOK 21, PAGE 398

LEGEND

- ▲ TRACT OR CALC. CORNER (NOTHING FOUND OR SET)
- FOUND OR SET 5/8" L.PIN W/ YPC 3814
- SET 1/2" L.PIN W/ YPC 3814
- FOUND POINTS AS NOTED
- BFE = BASE FLOOD ELEVATION LINE NGVD 2130.0

KOOTENAI COUNTY SURVEYOR

I HEREBY CERTIFY THAT ON THIS 29th DAY OF September 2023
THAT I HAVE EXAMINED THIS PLAT AND APPROVE THE SAME FOR
FILING.



KOOTENAI COUNTY TREASURER

I HEREBY CERTIFY THIS 9th DAY OF October
REQUIRED TAXES ON THE HEREON PLATTED LAND HAVE
THROUGH 2002

[Signature]
KOOTENAI COUNTY

POST FALLS HIGHWAY DISTRICT

THIS PLAT HAS BEEN APPROVED AND ACCEPTED BY THE PD
DISTRICT, THIS 1st DAY OF Oct

[Signature]
POST FALLS HIGHWAY DISTRICT COMMISSIONER

PANHANDLE HEALTH DISTRICT

A SANITARY RESTRICTION ACCORDING TO IDAHO CODE 50-
IS IMPOSED ON THIS PLAT. NO BUILDING, DWELLING, OR SH
SHALL BE ERRECTED UNTIL SANITARY RESTRICTION REQUIRED
SATISFIED AND LIFTED.

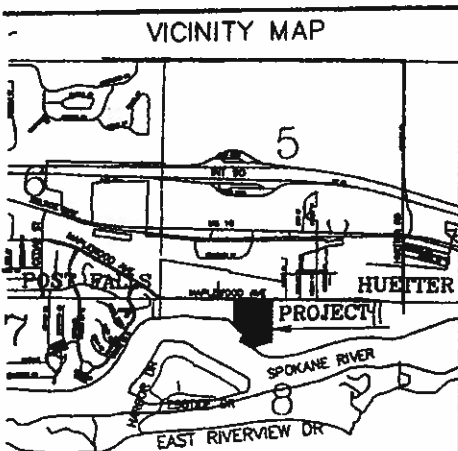
THIS PLAT APPROVED THIS 29th DAY OF September 2023

[Signature]
PANHANDLE HEALTH DISTRICT

SANITARY RESTRICTIONS SATISFIED AND LIFTED THIS 29th

[Signature]
PANHANDLE HEALTH DISTRICT

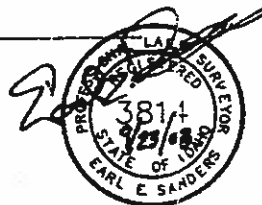
VICINITY MAP



SURVEYOR CERTIFICATE

I, EARL E. SANDERS, DO HEREBY CERTIFY THAT I AM A LICENSEE
SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS
PLAT AS DESCRIBED IN THE OWNERS CERTIFICATE OF DEDICATION
WAS PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND
UNDER MY DIRECT SUPERVISION AND ACCURATELY REPRESENTS THE
POINTS PLATTED THEREON, AND IS IN CONFORMITY WITH THE STATE
OF IDAHO CODE RELATING TO PLATS AND SURVEYS.

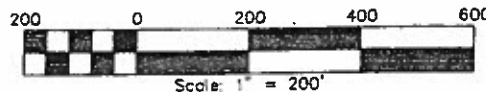
EARL E. SANDERS, RLS 3814



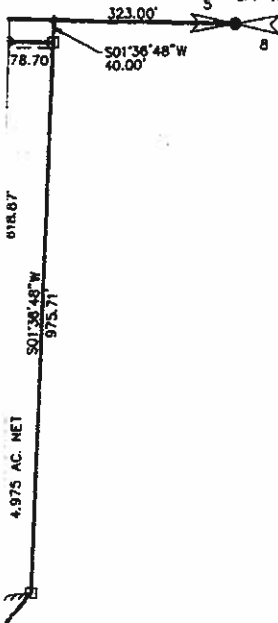
VER 2ND ADDITION

CVT. LOT 2, SECTION 8, T50N, R4W B.M.
TENAI COUNTY, IDAHO

Book I Page 482



NORTH QUARTER CORNER OF
SECTION 8, T50N, R4W B.M.
KOOTENAI COUNTY, IDAHO
2" ALUM. CAP IN MON. CASE
CPF 1560594



OWNERS' CERTIFICATE OF DEDICATION

BE IT KNOWN BY ALL THAT RIVERSIDE DEVELOPMENT COMPANY, AN IDAHO CORPORATION, BENJAMIN K. SWARTOUT, PRESIDENT AND SUNBIRD TECHNOLOGIES, INC., A UTAH CORPORATION, DENNIS B. SWARTOUT, PRESIDENT ARE THE OWNERS OF CERTAIN LANDS IN GOVT. LOT 2, SECTION 8, T50N, R4W B.M., KOOTENAI COUNTY, IDAHO AND HAVE CAUSED SAID LAND TO BE LAID OFF INTO A BLOCK AND LOTS, TO BE KNOWN AS "TIMBER RIVER 2ND ADDITION" AND IS FURTHER DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 8; THENCE N88°31'51"W ALONG THE NORTH LINE OF SAID GOVT. LOT 2 A DISTANCE OF 323.0 FEET; THENCE S01°36'48"W A DISTANCE OF 40.00 FEET TO THE TRUE POINT OF BEGINNING FOR THIS DESCRIPTION; THENCE S01°36'48"W A DISTANCE OF 975.71 FEET; THENCE S38°52'45"W A DISTANCE OF 438.48 FEET TO THE INTERSECTION WITH THE MEANDER LINE OF THE SPOKANE RIVER; THENCE N51°07'15"W ALONG SAID MEANDER LINE A DISTANCE OF 925.58 FEET TO THE INTERSECTION WITH THE WEST LINE OF SAID GOVT. LOT 2; THENCE N01°29'29"E A DISTANCE OF 761.49 FEET TO A POINT THAT IS 40.00 FEET SOUTH OF THE SECTION LINE; THENCE S88°31'51"E PARALLEL TO THE NORTH LINE OF SAID GOVT. LOT 2 A DISTANCE OF 1003.74 FEET TO THE TRUE POINT OF BEGINNING.

BE IT FURTHER KNOWN THAT:

1. WATER SERVICE WILL BE BY INDIVIDUAL WELLS FOR EACH LOT.
2. SEWER SERVICE WILL BE BY INDIVIDUAL SEPTIC SYSTEMS.
3. ANY INTEREST WE MAY HAVE IN THE NORTH 40.00 FEET OF GOVT. LOT 3, WHICH BORDERS THIS PLAT, IS HEREBY DEDICATED TO THE PUBLIC IN THE NAME OF THE POST FALLS HIGHWAY DISTRICT FOR ROADWAY PURPOSES.
4. THE 10.00 FOOT STRIP OF LAND LYING WITHIN THE PLAT WHICH ADJOINS AND LIES PARALLEL TO THE PUBLIC ROAD RIGHT OF WAY IS FOR DRAINAGE PURPOSES AND PUBLIC UTILITIES. A DRAINAGE & UTILITY EASEMENT IS HEREBY GRANTED THEREON.
5. A 5.00 FOOT WIDE EASEMENT WHICH ADJOINS AND LIES PARALLEL TO EACH SIDE LINE IS HEREBY RESERVED FOR UTILITY PURPOSES.
6. THE LOTS OF THIS PLAT INCLUDE INCLUDE RIPARIAN RIGHTS AND ANY LANDS OR OTHER RIGHTS IN GOVERNMENT LOT 2 LYING BETWEEN THEIR EASTERLY AND WESTERLY SIDE LINES AS PLATTED HEREON AND EXTENDED FROM THE HIGH WATER LINE OF THE SPOKANE RIVER TO THE SOUTH LINE OF SAID GOVERNMENT LOT 2.
7. COMMON DRIVEWAY APPROACHES SHALL BE CONSTRUCTED FOR (A. LOT 1, BLOCK 1 OF THE PLAT SHOWN HEREON AND THE LOT TO THE EAST AND (B. LOTS 2 & 3, BLOCK 1)
8. ALL DEVELOPMENT IS RESTRICTED TO THE AREAS OUTSIDE OF THE NO DISTURBANCE LINE AND/OR THE BASE FLOOD ELEVATION (BFE) LINE WHICHEVER IS THE FARTHEST FROM THE HIGH WATER MARK.

Benjamin K. Swartout
RIVERSIDE DEVELOPMENT COMPANY
BENJAMIN K. SWARTOUT, PRESIDENT

Dennis B. Swartout
SUNBIRD TECHNOLOGIES, INC.
DENNIS B. SWARTOUT, PRESIDENT

ACKNOWLEDGMENT

STATE OF IDAHO
COUNTY OF KOOTENAI

I, Magaret A. Becking, A NOTARY PUBLIC, DO HEREBY CERTIFY THAT ON THIS 23rd DAY OF SEPTEMBER, 2003, PERSONALLY APPEARED BEFORE ME BENJAMIN K. SWARTOUT AND DENNIS B. SWARTOUT, WHO, BEING BY ME FIRST DULY SWORN, DECLARED THAT THEY ARE THE PRESIDENTS OF RIVERSIDE DEVELOPMENT COMPANY AND SUNBIRD TECHNOLOGIES, INC., RESPECTIVELY AND THAT THEY SIGNED THE FOREGOING DOCUMENT AS PRESIDENT OF THE ABOVE CORPORATIONS AND THAT THE STATEMENTS THEREIN CONTAINED ARE TRUE.



Magaret A. Becking
NOTARY PUBLIC FOR THE STATE OF IDAHO
RESIDING AT 1001 FALLS
MY COMMISSION EXPIRES 5/1/08

KOOTENAI COUNTY TREASURER

I HEREBY CERTIFY THIS 9th DAY OF October, 2003 THAT THE REQUIRED TAXES ON THE HEREON PLATTED LAND HAVE BEEN PAID THROUGH 2002

John Dean Clark
KOOTENAI COUNTY TREASURER

KOOTENAI COUNTY BOARD OF COMMISSIONERS

THIS PLAT MEETS ALL COUNTY REQUIREMENTS OF SHORT PLAT ORDINANCE NO. 282 AND IS HEREBY APPROVED FOR FILING.

John Dean Clark
CHAIRMAN DATE 10/29/03

POST FALLS HIGHWAY DISTRICT

THIS PLAT HAS BEEN APPROVED AND ACCEPTED BY THE POST FALLS HIGHWAY DISTRICT, THIS 1st DAY OF Oct, 2003

John Dean Clark
POST FALLS HIGHWAY DISTRICT COMMISSIONER

CLERK _____ DATE _____

KOOTENAI COUNTY RECORDER

I HEREBY CERTIFY THAT THIS PLAT WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF KOOTENAI COUNTY, IDAHO AT THE REQUEST OF Riverside Development Company

THIS 20th DAY OF October, 2003, AT 9:50 (AM/PM)
AND DULY RECORDED IN PLAT BOOK I PAGE 482

John Dean Clark
county clerk Fee \$ 11.00 # 1839513

PANHANDLE HEALTH DISTRICT

A SANITARY RESTRICTION ACCORDING TO IDAHO CODE 50-1326 TO 50-1329 IS IMPOSED ON THIS PLAT. NO BUILDING, DWELLING, OR SHELTER SHALL BE ERRECTED UNTIL SANITARY RESTRICTION REQUIREMENTS ARE SATISFIED AND LIFTED.

THIS PLAT APPROVED THIS 29th DAY OF September, 2003

Robert E. Eason
PANHANDLE HEALTH DISTRICT I

SANITARY RESTRICTIONS SATISFIED AND LIFTED THIS 29th DAY OF September, 2003

Robert E. Eason
PANHANDLE HEALTH DISTRICT I

DURTSCHI & ASSOC., INC.
SURVEYING-PLANNING
P.O. BOX 700
9751 GOVERNMENT WAY, SUITE 5
HAYDEN LAKE, ID 83835
PHONE: (208) 772-2233
FAX: (208) 772-9231
E-MAIL: budeasy@aol.com

PROJECT NO. 2800C DATE: SEPTEMBER 2003

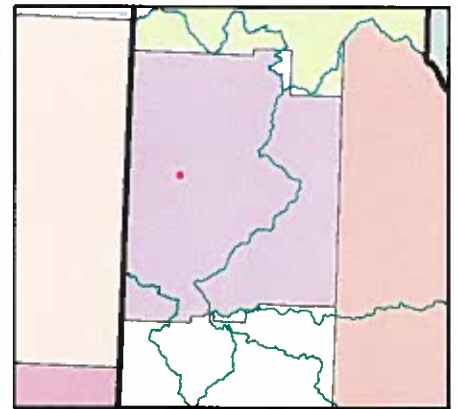


Idaho Department of Water Resources

Application
95-11766
(IRRIGATION)

Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots



Kootenai County
IDWR Basin 95

R04W

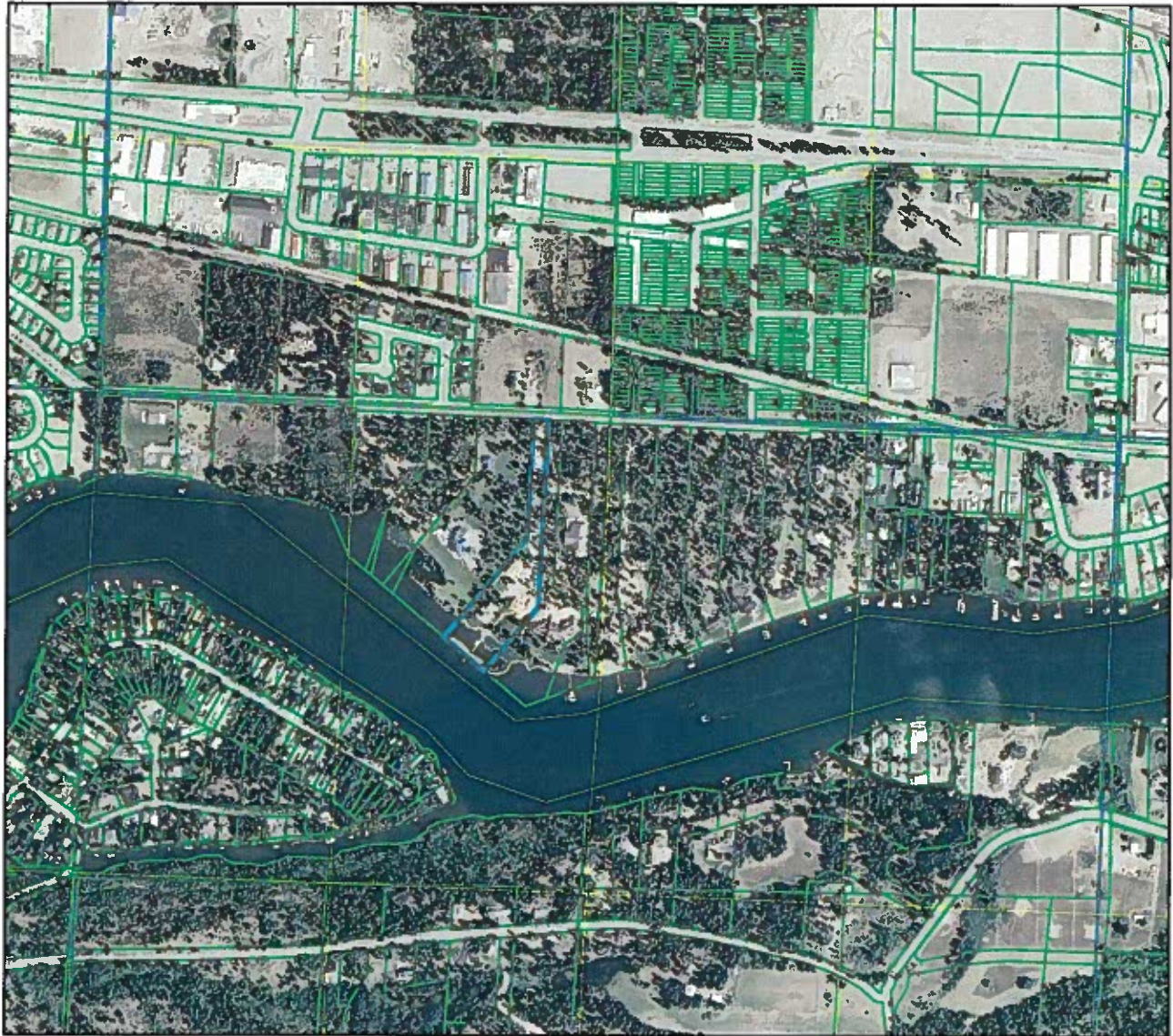
T50N



Prepared by Eric Davis
On January 12, 2010
2004 Aerial Photography

0 0.05 0.1 0.2 Miles

APPLICATION



0 375 750 1,500 2,250 3,000 Feet



Legend

 Taxlots