

Transfer No. 2924

Water Right No. 95-7049

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
To Change the Point of Diversion and/or the Place of Use

**APPROVED**

Name of applicant ROY A. ARMSTRONG Phone \_\_\_\_\_

Post Office address N. 4820 HUETTER, COEUR D'ALENE, ID 83814

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_ (Name)  
in case of \_\_\_\_\_ vs \_\_\_\_\_  
dated in \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_  
(Name of court)
- b. License No. 95-7049 issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant \_\_\_\_\_

3. Source of water GROUNDWATER tributary to \_\_\_\_\_

4. Date of priority APRIL 7, 1969

5. Water is used for the following purposes:

amount 8.70 for IRRIGATION purposes from APRIL 1 to OCTOBER 15  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)

6. Total amount of water under right: a. 8.70 cubic feet per second  
&/or  
b. 2,628.5 acre feet per annum

7. Location of original point of diversion is NE 1/4 of SE 1/4 of Section 32  
Township 51N Range 4W, B.M., in KOOTENAI County  
Additional points of diversion, if any NE SW SEC. 33, T51N, R4W

8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|------|-------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |       |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 50N  | 4W    | 4    |        |        |        |        | 40     | 40     | 40     | 40     |        |        |        |        |        |        |        |        | 160    |
|      |       | 5    |        | 40     | 30     |        | 30     |        | 9      | 11     |        |        |        |        |        |        |        |        | 120    |
| 51N  | 4W    | 32   |        |        |        | 20     |        |        |        |        |        |        |        |        | 40     | 40     | 40     | 40     | 180    |
|      |       | 33   |        |        |        |        | 40     | 40     | 40     | 40     | 40     | 16     | 35     | 40     |        |        |        |        | 291    |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 751

9. Describe any other water rights used for the same purpose as described above 32524/95-2174

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D, REMARKS.

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. \_\_\_\_\_ cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum
2. Point of diversion \_\_\_\_\_ ¼ \_\_\_\_\_ ¼, Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_, B.M., \_\_\_\_\_ County  
Additional points \_\_\_\_\_
3. Place of use:

| TWP.     | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|----------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|          |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| KOOTENAI |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|          |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|          |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|          |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|          |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|          |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

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

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

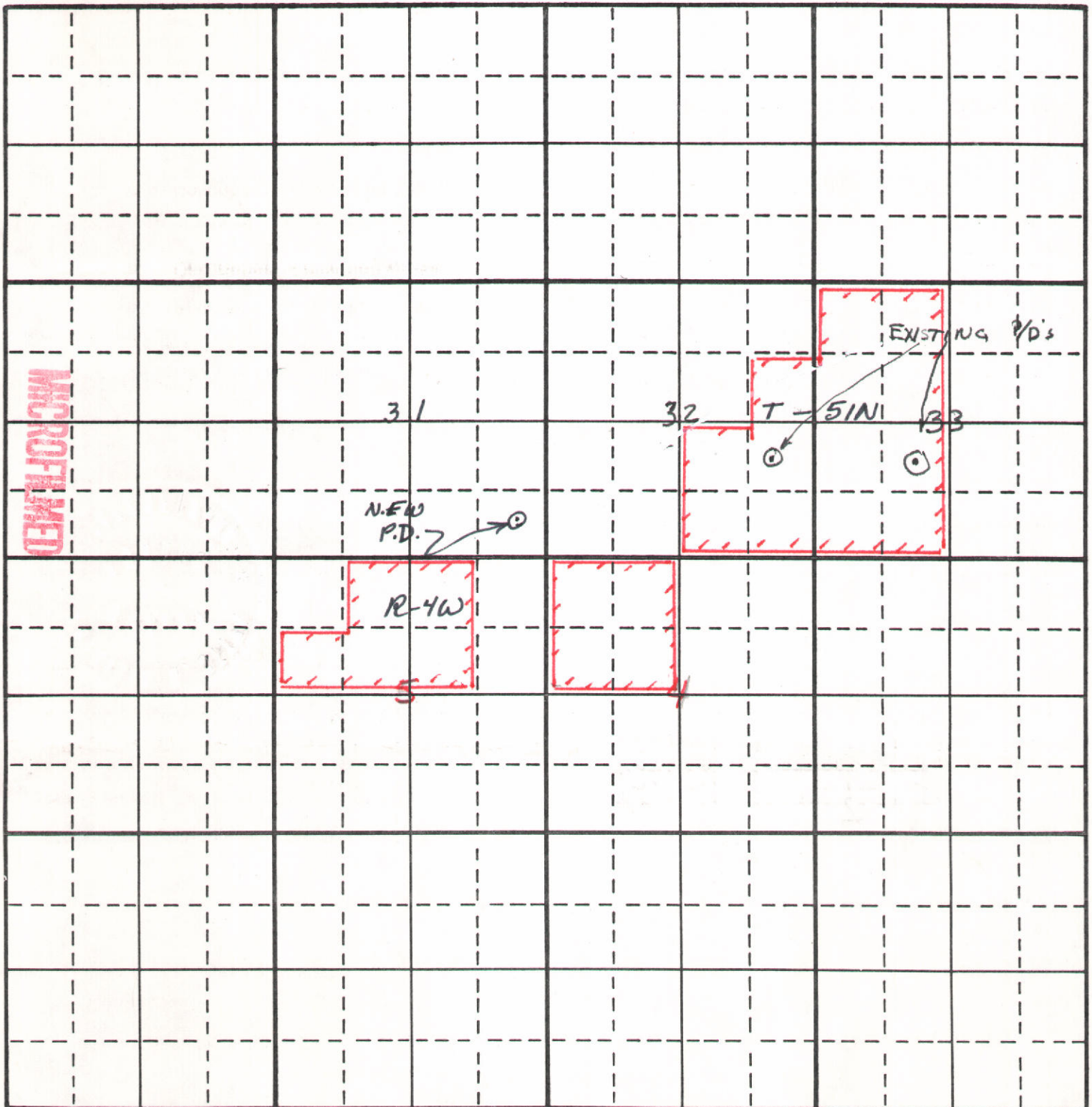
1. General Information
- a. Amount of water to be diverted \_\_\_\_\_ c.f.s. &/or \_\_\_\_\_ acre feet
- b. Description of diverting works \_\_\_\_\_  
\_\_\_\_\_
- c. Describe the reasons for the proposed changes \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
2. Change in point of diversion *ADD ADDITIONAL P.D. OF*  
Point of diversion SE ¼ SE ¼, Section 31 Township 51N  
Range 4W, B.M., KOOTENAI County  
Additional points NE SE SEC 32, NE SW SEC 33, T51N R4W  
\_\_\_\_\_  
\_\_\_\_\_
3. Change in place of use *No change*
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes \_\_\_\_\_ No \_\_\_\_\_. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c. Describe the lands place of use to which the right will be transferred:

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

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

- Describe any other water rights used for the same purpose as described above. \_\_\_\_\_
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Ray A. Armstrong  
(Signature of Applicant)

Subscribed and sworn to before me this 26<sup>th</sup> day of April, 1983

[Signature]  
(Notary Public)

My commission expires Sept

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 95-7049

and said application is hereby APPROVED, subject to the following limitations and conditions:

1. Subject to the condition that the maximum rate of diversion and volume per year shall not exceed 8.70 cfs / 3.5 acre feet per acre when combined with License No. 32524/95-2174.

Witness my hand this 28<sup>th</sup> day of November, 1983

J. Glen Saxton  
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by AK Date 4/26/83 Protest filed by none  
Prelim. check by AK Fee 30.00  
Receipted by AK Date 4/26/83  
Published in Courier & Press #26608  
Pub. dates 5/5 & 12/83  
Watermaster recommendation requested on 5/5 & 12/83  
rec'd. 5/5 & 12/83  
Copies of protest forwarded by AK  
Hearing held by AK Date 5/5 & 12/83  
Recommended for approval denial  
by AK

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7049 Priority April 7, 1969 Amount 8.70 cfs

THIS IS TO CERTIFY, that ROY A. ARMSTRONG  
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit  
No. 95-7049 issued pursuant to Application for Permit dated April 7, 1969,  
and has submitted proof to the Department of Water Resources on May 23, 1975,  
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 8.70 cfs of water from a ground water source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use         | Period of Use                         | Rate of Diversion      | Annual Volume               |
|------------------------|---------------------------------------|------------------------|-----------------------------|
| <u>Irrigation</u>      | from <u>April 1</u> to <u>Oct. 15</u> | at <u>8.70</u> cfs and | <u>2,628.5 acre feet or</u> |
|                        | from _____ to _____                   | at _____ cfs and       | <u>* 3.5 af per acre</u>    |
|                        | from _____ to _____                   | at _____ cfs and       |                             |
| (both dates inclusive) |                                       |                        |                             |

Subject, however, to the condition that no more than \* 8.70 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  
\_\_\_\_\_ acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 32 -and-  
NE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 33, Twp. 51 N, Rge. 4 W, B. M. in the County of Kootenai

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 $\frac{1}{4}$ |        |
| 50 N | 4 W   | 4    |                  |                  |                  |                  | 40               | 40               | 40               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 160    |
|      |       | 5    |                  | 40               | 30               |                  | 30               |                  | 9                | 11               |                  |                  |                  |                  |                  |                  |                  |                  | 120    |
| 51 N | 4 W   | 32   |                  |                  |                  | 20               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 180    |
|      |       | 33   |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 40               | 16               | 35               | 40               |                  |                  |                  |                  | 291    |

Total number of acres irrigated 751

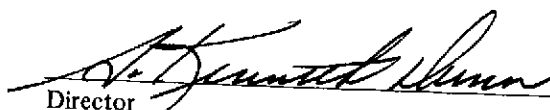
\* Subject to the condition that the maximum rate of diversion and volume per year  
shall not exceed 8.70 cfs / 3.5 acre feet per acre when combined with License  
No. 32524/95-2174.

A measuring device of a type approved by this Department shall be permanently  
maintained as part of the diverting works.

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 29th day of  
August, 19 75.

  
Director

Identification No. 95-7049

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

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 8.7 SEC. FT.  
LICENSE PAGE NO. \_\_\_\_\_

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant Roy A. Armstrong  
post office address Route 1, Box 203, Coeur d'Alene, Idaho, 83814
2. Source of water supply underground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 33 Township 51N  
Range 1W B.M. Kootenai County; additional points of diversion if any: NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 4, twp. 50N RLW; NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Sec. 32, twp. 51N RLW. (Reason for listing all above land--final decision as to exact location of other wells has not been made)  
b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 12 for irrigation purpose from April 1 to October 15 (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. 12 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. deep wells with pumps  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 16 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.  
b. Estimated construction cost is \$ 75,000.00.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: \_\_\_\_\_  $\frac{1}{4}$  of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_ 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 \_\_\_\_\_  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

95-7049

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

| 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 $\frac{1}{4}$ |        |
| 51N  | 4W    | 33   |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 40               | 16               | 35               | 40               |                  |                  |                  |                  | 291    |
| 50N  | 4W    | 4    |                  |                  |                  |                  | 40               | 40               | 40               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 160    |
| 51N  | 4W    | 32   |                  |                  |                  | 20               |                  |                  |                  |                  |                  |                  |                  |                  | 40               | 40               | 40               | 40               | 180    |
| 50N  | 4W    | 5    |                  | 40               | 30               |                  | 30               |                  | 9                | 11               |                  |                  |                  |                  |                  |                  |                  |                  | 120    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated 751

c. Describe any other water rights used for the same purposes A well, September 16, 1965, 3cfs, permit No. ~~44~~ G-32524 issued upon application No. G 40677, for irrigation and domestic

9. a. Who owns the property at the point of diversion Roy A. Armstrong

b. Who owns the land to be irrigated or place of use See item 9(b) continued in remarks below.

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 Land owned or being purchased by Roy A. Armstrong and Donald R. Martin (brother-in-law) and Lucille J. Martin (sister) is farmed by Roy A. Armstrong on share basis.

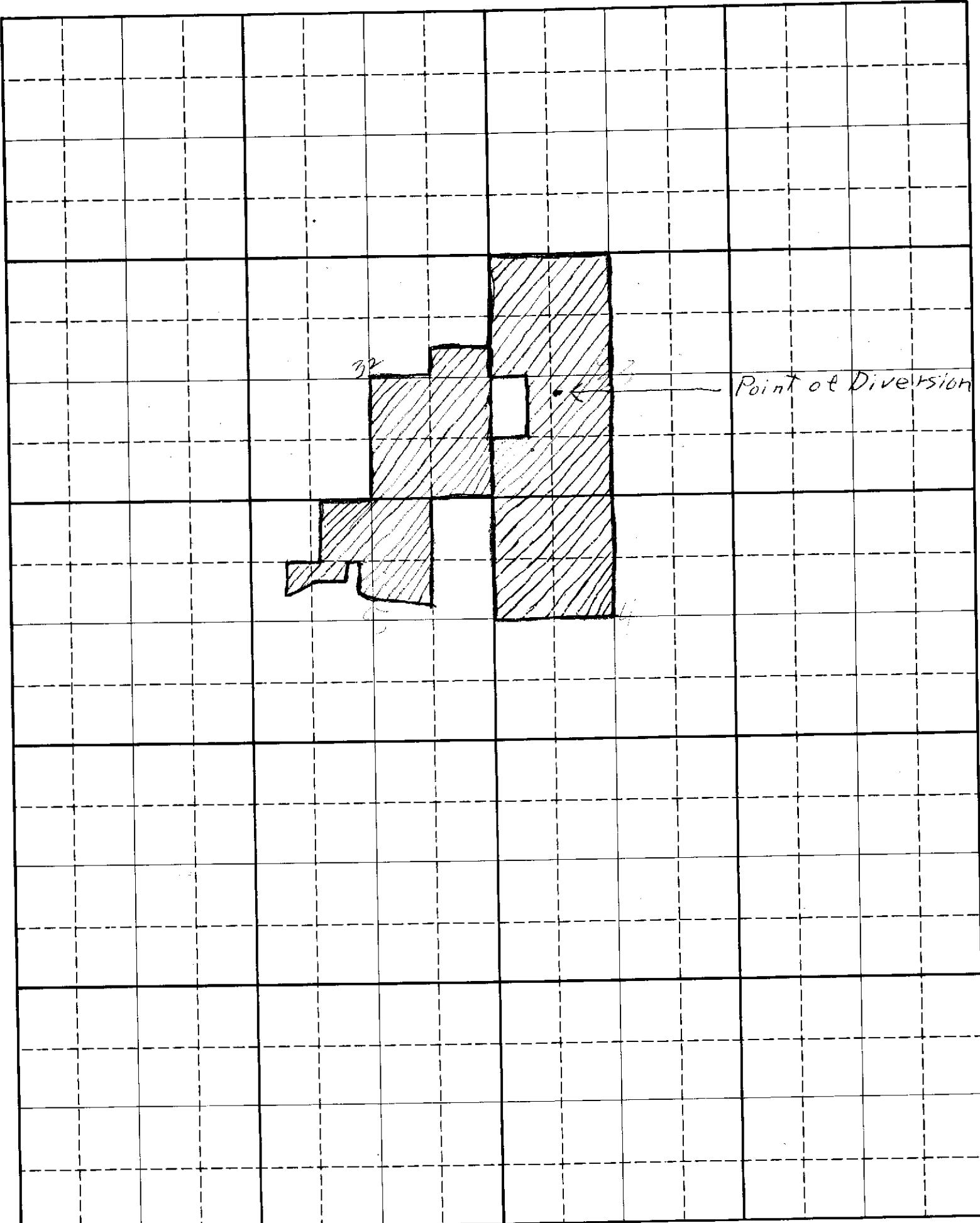
2(b) (Continued from above) W $\frac{1}{2}$ , Sec. 33, T51N, R4W except 24 acres in NW $\frac{1}{4}$  of SW $\frac{1}{4}$ , Sec. 33 T51N, R4W. NW $\frac{1}{4}$ , Sec. 4, T50N, R4W. SE $\frac{1}{4}$ , Sec. 32, T51N, R4W. S $\frac{1}{2}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Sec. 32, T51 N, R4W. Owners Roy A. Armstrong (son) and Roy H. Armstrong (Father) -- Farming together.

NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 5, T50N, R4W (16 acres). ~~NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 5, T50N, R4W (16 acres).~~ Owners Roy A. Armstrong and Donald R. Martin and Lucille J. Martin.

W $\frac{1}{2}$  of NE $\frac{1}{4}$ , Sec. 5, T50N, R4W (70 acres). John H. and Ida Smalley, owners selling under contract to Roy A. Armstrong and Donald R. and Lucille J. Martin.

NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 5, T50N, R4W (34 acres). James and Ruby Oxford, owners selling under contract to Roy A. Armstrong and Donald R. and Lucille J. Martin.

11. Map of proposed project:



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.

Roy C. Armstrong  
(Applicant)

Received by de Date 4-7-69 Time 8:00 am

Preliminary check by DMC Fee \$ 75.00 4-7-69

Receipted by ej Date 4-8-69

Publication prepared by DR Date 4-11-69

Published in Coeur d'Alene Press

Publication dates 4-24 + 5-1-69

Publication approved tg Date 4-21-69

Priority reduced to 2 Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by CSA R.H.C.B.

**APPROVED**

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7049, 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 June 1, 19 74.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

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

Witness my hand this 16th day of June, 19 69.

L. Keith Higgins  
State Reclamation Engineer

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-7049 )  
in the name of ROY A. ARMSTRONG )

ORDER

WHEREAS, on April 7, 1969, Roy A. Armstrong applied to the Department of Water Resources (formerly the Department of Water Administration) for a permit to appropriate 12.0 cubic feet per second of groundwater within the NE1/4SW1/4, Sec. 33, Twp. 51N, Rge. 4W, B.M., Kootenai County, to be used for irrigation purposes; and,

WHEREAS, on June 16, 1969, the Department approved said application and issued Permit No. 95-7049 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before June 1, 1974, and that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

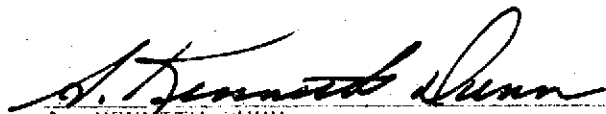
WHEREAS, on April 17, 1974, the Department extended the time within which to submit proof of beneficial use of water to June 1, 1975; and,

WHEREAS, on May 23, 1975, the Department received the required proof of application of water to beneficial use and issued an Order removing the measuring device requirement; and,

WHEREAS, the measuring device requirement was removed in error from this permit; and,

IT IS, THEREFORE, HEREBY ORDERED that the Order of June 4, 1975, be rescinded and it is further ORDERED that a measuring device shall be required.

Dated this 11<sup>th</sup> day of June, 1975.

  
A. KENNETH DUNN  
Administrator, Operations Division

CLERK OF DISTRICT COURT  
JUN 11 1975

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION

RECEIVED

APR 10 1974

APPLICATION FOR EXTENSION OF TIME

Department of Water Administration  
Northern District Office

State of Idaho )  
County of Kootenai )

Permit No. 95-7049

Ray A. Armstrong of Route #1 Box 203 Coeur d'Alene  
(name) (address)

State of Idaho, being first duly sworn, upon his oath deposes and says:

That he is the holder, or the duly authorized agent of the holder \*, of Permit to Appropriate the Public Waters of the State of Idaho No. 95-7049.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before June 1, 1974, 19 74.

That he has heretofore performed the following work described under said permit:

The land described under the permit is under  
irrigation with a 150 h.p. motor. A 200 h.p  
motor is on order and will be installed this  
summer hopefully. There is a 300 h.p on the other well  
which is permanent. Costing \$ 54,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: There has been a delay in

receiving the larger motor. The motor was  
expected to be installed prior to the irrigation season.

Wherefore, he asks that the Department of Water Administration extend the time for the completion of obligations under said permit to June 1, 19 75.

Ray A. Armstrong  
(signature) \*

Subscribed and sworn before me this 10<sup>TH</sup> day of April, 19 74.

seal

My commission expires SEPT. 11, 1976

Corda M. Roberts  
(notary public)

ACTION OF THE DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Idaho Department of Water Administration, State of Idaho, hereby approve the above application for extension of time for Permit No. 95-7049 to June 1, 1975.

Witness my hand this 17 day of April, 19 74.

R. Keith Higgins  
Director

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available through the Department of Water Administration, Statehouse - Annex 2, Boise, Idaho, 83707.

95-7049

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: JK

1. Right number 95-7049 Applicant Roy A. Armstrong
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use  
☐ Other \_\_\_\_\_
4. Check:  
☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use  
☒ Description of original point of diversion.  
☒ Description of original place of use.
5. Amount of land &/or water transferred:  
☒ All of right.  
☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).  
☒ Check description of point(s) of diversion.  
☒ Check description of place of use. **ADDED**  
☒ Check map (shows p.d. and p.u. after transfer).  
☒ Check for correct signature, notarization, and fee.  
☒ Check proof of ownership of right &/or land from which water is transferred.  
☒ Check for expansion in use of right. Comments Limit volume per license

☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) 32524/95-2174

☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? \_\_\_\_\_

FINAL PROCESSING REVIEW BY: \_\_\_\_\_

1. Watermaster recommendation requested on NA Received on \_\_\_\_\_
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions\* see copy of license for  
condition on this transfer

RECEIVED  
JUL 27 1983

4. By Juni Date 9-20-83 Department of Water Resources

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7049 Priority April 7, 1969 Amount 8.70 cfs

✓ THIS IS TO CERTIFY, that ROY A. ARMSTRONG  
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit  
No. 95-7049 issued pursuant to Application for Permit dated April 7, 1969 ✓  
and has submitted proof to the Department of Water Resources on May 23, 1975  
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 8.70 cfs ✓ of water from a ground water source ✓  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use      | Period of Use                             | Rate of Diversion        | Annual Volume                                             |
|---------------------|-------------------------------------------|--------------------------|-----------------------------------------------------------|
| <u>Irrigation</u> ✓ | from <u>April 1</u> ✓ to <u>Oct. 15</u> ✓ | at <u>8.70</u> ✓ cfs and | <u>2,628.5 acre feet or</u> ✓<br><u>* 3.5 af per acre</u> |
| _____               | from _____ to _____                       | at _____ cfs and         | _____                                                     |
| _____               | from _____ to _____                       | at _____ cfs and         | _____                                                     |

(both dates inclusive)

Subject, however, to the condition that no more than \* 8.70 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

\_\_\_\_\_ acre feet per year, said waters to be diverted within the NE<sup>1</sup>SE<sup>1</sup> Sec. 32 -and-  
NE<sup>1</sup>SW<sup>1</sup> Sec. 33, Twp. 51 N, Rge. 4 W, B. M. in the County of Kootenai

Description and location of place of use:

| Twp. | Range | Sec. | NE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | NW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SW <sup>1</sup> / <sub>4</sub> |                                |                                |                                | SE <sup>1</sup> / <sub>4</sub> |                                |                                |                                | Totals |
|------|-------|------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------------------------------|--------|
|      |       |      | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> | NE <sup>1</sup> / <sub>4</sub> | NW <sup>1</sup> / <sub>4</sub> | SW <sup>1</sup> / <sub>4</sub> | SE <sup>1</sup> / <sub>4</sub> |        |
| 50 N | 4 W   | 4 ✓  |                                |                                |                                |                                | 40 ✓                           | 40 ✓                           | 40 ✓                           | 40 ✓                           |                                |                                |                                |                                |                                |                                |                                |                                | 160 ✓  |
|      |       | 5 ✓  |                                | 40 ✓                           | 30 ✓                           |                                | 30 ✓                           |                                | 9 ✓                            | 11 ✓                           |                                |                                |                                |                                |                                |                                |                                |                                | 120 ✓  |
| 51 N | 4 W   | 32 ✓ |                                |                                |                                | 20 ✓                           |                                |                                |                                |                                |                                |                                |                                |                                | 40 ✓                           | 40 ✓                           | 40 ✓                           | 40 ✓                           | 180 ✓  |
|      |       | 33 ✓ |                                |                                |                                |                                | 40 ✓                           | 40 ✓                           | 40 ✓                           | 40 ✓                           | 40 ✓                           | 16 ✓                           | 35 ✓                           | 40 ✓                           |                                |                                |                                |                                | 291 ✓  |
|      |       |      |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |                                |        |

Total number of acres irrigated 751 ✓

\* Subject to the condition that the maximum rate of diversion and volume per year shall not exceed 8.70 cfs / 3.5 acre feet per acre when combined with License No. 32524/95-2174.

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

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 described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of August, 19 75.

Director

95-7049

USE  
THIS  
CONDITION  
FOR TRANS.  
2924

RECORDED

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

On April 26, 1983, Roy A. Armstrong filed with the Department of Water Resources Application for Transfer of Water Right License No. 95-7049. The original water right is for 8.7 cfs of water from groundwater sources, used for irrigation of 751 acres, with diversion points in the NESE Sec 32 and the NESW Sec 33 T51N R4W, and a place of use within the NW $\frac{1}{4}$  Sec 4 NWNE SWNE NENW SWNW SENW Sec 5 T50N R4W; the SENE and the SE $\frac{1}{4}$  Sec 32 the NW $\frac{1}{4}$  and the SW $\frac{1}{4}$  Sec 33 T51N R4W. The purpose of the transfer is to add an additional diversion point in the SESE Sec 31 T51N R4W.

Protests against the granting of this transfer must be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814, on or before May 23, 1983.

KEN DUNN, Dir.

Published in the Coeur d'Alene Press on May 5 and 12, 1983.

MICROFILMED

## FIELD REPORT

3. Water will be used for the following purposes:

4. Total amount to be appropriated:

5. Location of Point(s) of Diversion:

Other Points of Diversions: \_\_\_\_\_ wells has not been made) \_\_\_\_\_

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

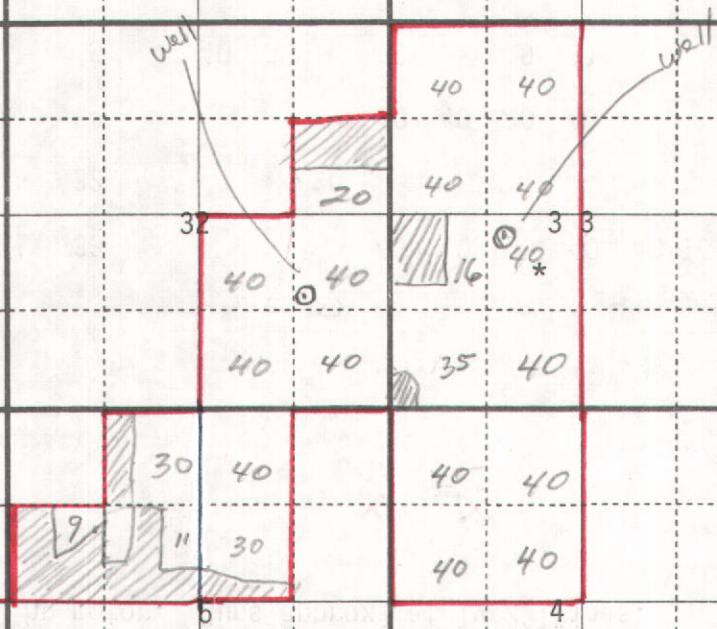
**TOTAL ACREAGE**

751

**IMPORTED**

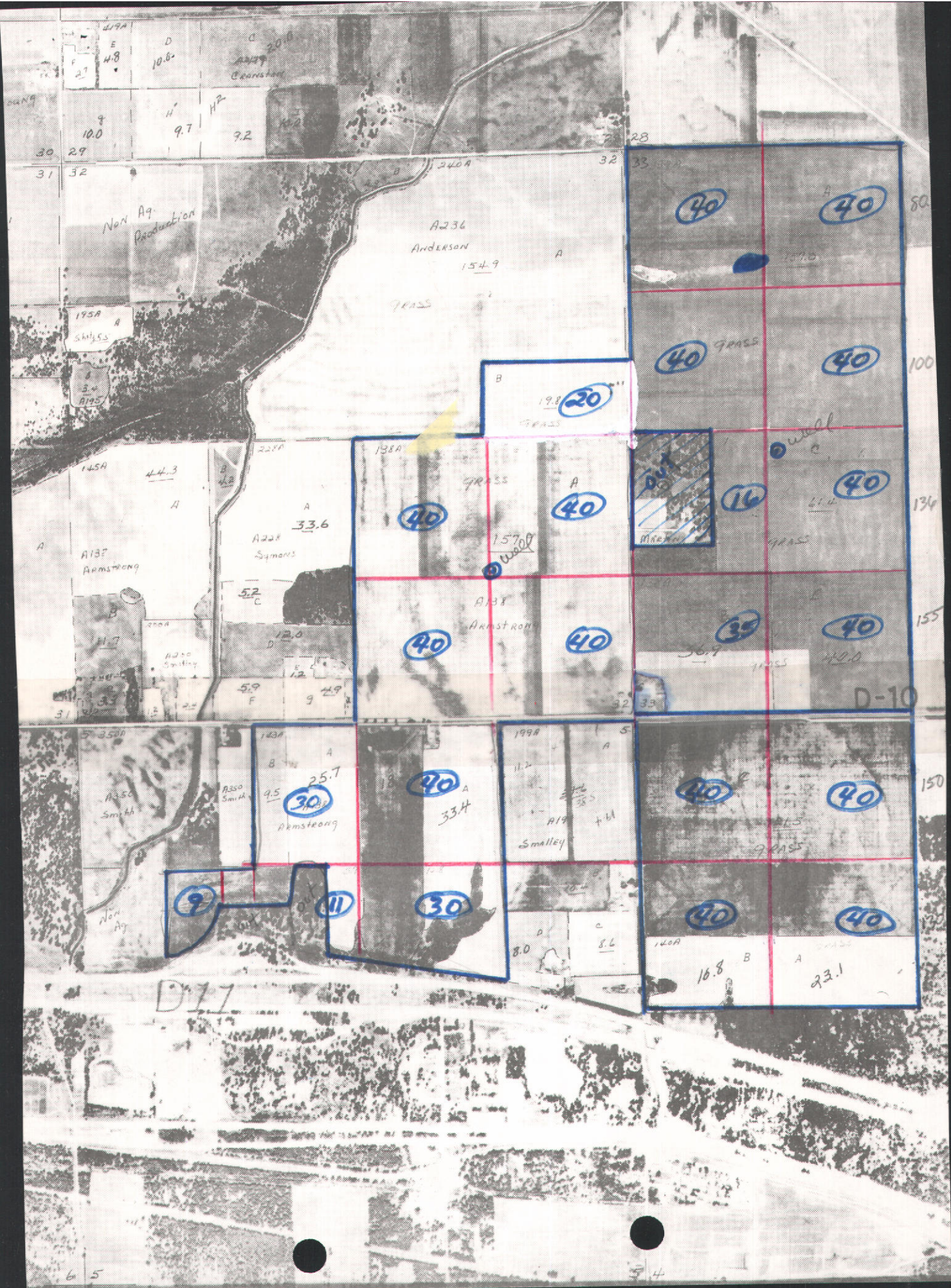
R 4 W

T  
51  
N  
  
T  
50  
N



Total = 751 acres

Diagram of System



DATE OF EXAM 6/23/75

ACREAGE  
Found 751 acres  
Recommended 751 acres

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q= 8.70 c.f.s. V= 2628.5 AF/Ann. from 4/1 to 10/15  
Domestic Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no ☒

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

Exchange? yes \_\_\_\_\_ no ☒

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 8.70 Method of measurement installed meters

Total Q recommended 8.70 Mcrometer: 7410134 Meter No. \_\_\_\_\_ Type \_\_\_\_\_ Condition Good

Total V recommended 2628.5 Spalling: 84451 a.k. of 500 cfm

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

#### MEASUREMENT CALCULATION:

Mcrometer Spalling  
1600 gpm 1000 gpm in 26 sec = 2300 gpm  
1600 gpm + 2300 gpm ÷ 448.8 = 8.70 cfs

#### SYSTEM DESCRIPTION:

|                       |                        |                          |                        |
|-----------------------|------------------------|--------------------------|------------------------|
| <u>U.S. motor</u>     | <u>Verti line Pump</u> | <u>Hollowshaft Motor</u> | <u>Verti line Pump</u> |
| <u>200 h.p.</u>       | <u>Seri. 1770</u>      | <u>300 h.p.</u>          | <u>Seri. D26629</u>    |
| <u>Seri. 84-07562</u> |                        | <u>Seri. DC1004023</u>   |                        |
| <u>1600 gpm</u>       |                        | <u>2300 gpm</u>          |                        |

REMARKS:

Examiner's Signature [Signature] Date 6/23/75

Checked by [Signature] Date 7/8/75

Approved by \_\_\_\_\_ Date \_\_\_\_\_

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

Permit No. 95-7049

**STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION**

**PROOF OF APPLICATION OF WATER TO BENEFICIAL USE**

**RECEIVED**

**MAY 23 1975** *OR jr*

Department of Water Resources  
Northern District Office

1. a) Name of Permit Holder Roy A. Armstrong  
 b) Post Office Address Route 1, Box 203, Coeur d'Alene, Idaho 83814
2. Permit Number 95-7049
3. Date of Priority that you are prepared to establish April 7, 1969
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 51N, Range 4W, Boise Meridian, Other points of diversion:  
NW 1/4 SE 1/4, Sec. 32, T. 51N, R. 4W, B.M.
5. a) The amount of water and use to which the water has been applied:  
 amount 12.0 cfs for Irrigation purposes from April 1 to Oct. 15 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 12 cfs 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: Installed meters.
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) 16" well, 332' deep, 300 h.p. motor, 16" well, 343' deep, 200 h.p. motor. Runs approximately 22 lines.  
 \_\_\_\_\_  
 b) Describe the type and size of measuring device which you have installed at your point of diversion: \_\_\_\_\_  
(2) Propeller meters.  
 c) Give well drillers name and address and date the well was completed Holman Drilling Corp., East 3410 - 9th Ave., Spokane, Washington. Wells completed March 12, 1966 and March 30, 1971.

Exam typed 6-6-75 *JP*

**RECEIVED**

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

\_\_\_\_\_

\_\_\_\_\_

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

\_\_\_\_\_

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 51N  | 4W    | 33   |     |     |     |     | 40  | 40  | 40  | 40  | 40  | 16  | 35  | 40  |     |     |     |     | 291    |
| 50N  | 4W    | 4    |     |     |     |     | 40  | 40  | 40  | 40  |     |     |     |     |     |     |     |     | 160    |
| 51N  | 4W    | 32   |     |     |     | 20  |     |     |     |     |     |     |     |     | 40  | 40  | 40  | 40  | 180    |
| 50N  | 4W    | 5    |     | 40  | 30  |     | 30  |     | 9   | 11  |     |     |     |     |     |     |     |     | 120    |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres irrigated 751

10. Remarks: The well located in Section 33 (NE¼SW¼) was licensed under 95-2174 @ 3.0 cfs. A larger motor was installed on this well (now 300 h.p. pumps approx. 2300 gpm). The new well in Section 32 (NW¼SE¼) pumps approx. 1500 gpm, 200 h.p.

\_\_\_\_\_

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

May 23, 1975 (Date) Roy A. Armstrong (Signature)

State of IDAHO)  
County of BOOTENAI) ss.

On this 23<sup>rd</sup> day of MAY, 19 75, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Corda M. Roberts  
Notary Public residing at Idaho

My commission expires SEPT. 11, 1976

OK. JR 5/23/75

State of Idaho  
Department of Water Administration

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Roy A. Armstrong, Route #1, Box 203,

Coeur d' Alene, Idaho

has on April 7, 1969

applied for permit under application No. 95-7049 to divert store

12

cubic feet per second acre feet of water from a ground

water source

and pumps

. Water will be diverted by a well,

within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ ,

SE $\frac{1}{4}$ NW $\frac{1}{4}$ , sec. 4, T. 50 N, R. 4 W, B.M. and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ , sec. 33; NE $\frac{1}{4}$ SE $\frac{1}{4}$ ,

NE $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ , SE $\frac{1}{4}$ SE $\frac{1}{4}$ , sec. 32, T. 51 N, R. 4 W, B.M.; Kootenai County

and is to be used from April 1 to October 15 for

irrigation

in the NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , sec. 33, T. 51 N, R. 4 W, B.M.; NW $\frac{1}{4}$ , sec. 4, T. 50  
N, R. 4 W, B.M.; SE $\frac{1}{4}$ NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , sec. 32, T. 51 N, R. 4 W, B.M. and the  
W $\frac{1}{2}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , sec. 5, T. 50 N, R. 4 W, B.M.

Any protest against this application must be filed with the Department of  
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON  
State Reclamation Engineer

Published in the Coeur d' Alene Press, Coeur d' Alene, Idaho,

on April 17 and April 24, 1969.

95-7049