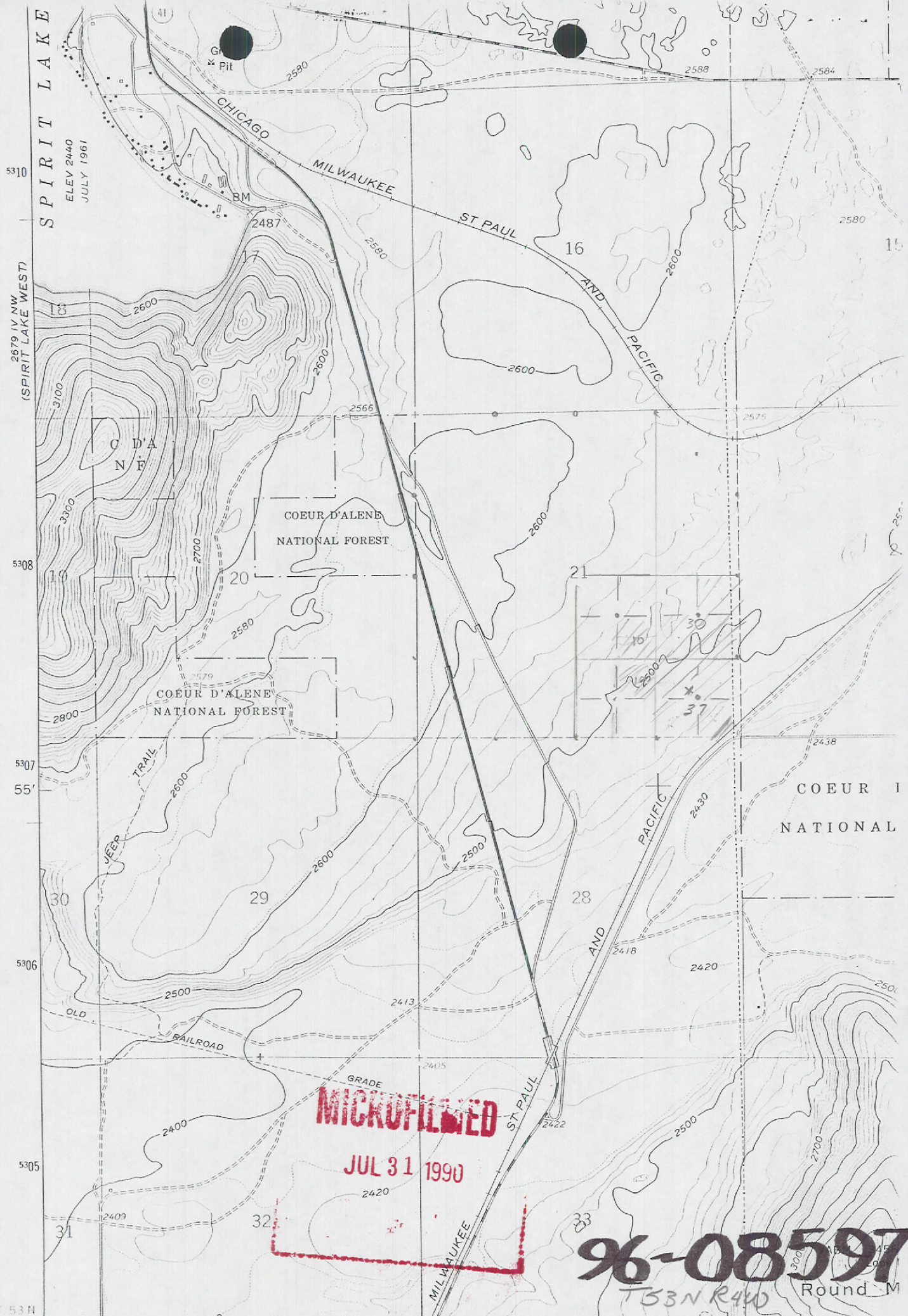




UNCLASSIFIED

JUL 31 1990

96-08597

T53N R44W

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JUN 29 1995

STATE OF IDAHO

Department of Water Resources DEPARTMENT OF WATER RESOURCES

D1

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 96-8597 Telephone No. 623-3022
2. Name(s) of Permit Holder(s): FRED McLAUGHLIN
3. Mailing Address: 3215 SEASON RD ATHOL, ID 83801
4. Source of Water: GROUNDWATER ☒ GROUNDWATER (well), Date Drilled: mo. 10 / yr. 90
 - a. Well Driller: UNITED DRILLING Drilling Permit Number: 96-90-N-43
 - b. **OPTIONAL:**
Pump Horsepower: 50 Pressure (psi): 75-80 Dynamic pumping level (ft): ?
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 87 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .49 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is *not optional*. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes _____ or No ☒

Has the measuring device been installed?

Yes _____ or No ☒

Flow Measurement Port: Is a flow measurement port required?

Yes _____ or No ☒

Has the measurement port been installed?

Yes _____ or No ☒

8. Fee Enclosed: \$ 100 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: SAME Telephone Number: _____

Address: _____

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

AUG 28 1995

Signature of permit holder: [Signature] Date: _____

(Include your title, if on behalf of company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08597

Proposed Priority: May 11, 1990 Maximum Diversion Rate: 0.49 CFS

This is to certify, that **FRED MC LAUGHLIN**
3215 SEASONS RD.
ATHOL, ID 83801

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.45 CFS
DOMESTIC	01/01 to 12/31	0.04 CFS
	Totals	0.49 CFS

LOCATION OF POINT(S) OF DIVERSION: NWSESE Sec. 21, Township 53N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
53N	04W	21	NESE 30	NWSE 10	SWSE 10	87
			SESE 37			
						87

Total number of acres irrigated: 87

PLACE OF USE: DOMESTIC

TWN RGE SEC
53N 04W 21 NESE

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 1995.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
6. Domestic use is for one home.

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State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 96-08597

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

27th day of July, 19 90

R. Keith Higginson
for R. Keith Higginson, Director

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JUL 31 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: FRED MC LAUGHLIN 208-623-3022
Address: 3215 SEASONS RD.
ATHOL, ID 83801

2. Source: GROUNDWATER

Trib. to:

3. Location of Point of Diversion: NWSESE Sec. 21, Township 53N, Range 04W
KOOTENAI County

4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
IRRIGATION	03/15	11/15	0.450		
DOMESTIC	01/01	12/31	0.040		

5. Total quantity to be appropriated is:
0.490 CFS (and/or) AF

6. Proposed diverting works:

- Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, SPRINKLER SYSTEM AND PIPE LINE TO HOME
- Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
- Proposed well diameter is 8 inches; proposed depth of well is 600
feet.
- Is groundwater with a temperature greater than 90F being sought? NO

7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 5 years.

8. Description of proposed uses:
D/ONE HOME

9. Place of Use: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
53N	04W	21	NESE 30	NWSE 10	SWSE 10	87
			SESE 37			

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JUL 31 1990

Ident. No. 96-08597
Page 2

Place of Use: DOMESTIC

TWN RGE SEC
53N 04W 21 NESE

Total number of acres irrigated: 87

10. Describe any other water rights used for the same purposes.

11. a. Who owns the property at the point of diversion?

APPLICANT

b. Who owns the land to be irrigated or place of use?

APPLICANT

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

12. Remarks:

13. Map of proposed point of diversion and place of use attached? []

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.

A Fred M. Laughlin
Applicant

Received by TDK Date 5/11/90 Time 3:45 P Preliminary check by PTA

Fee \$ 45.00 Receipted by TDK # N3750 Date 5/11/90

Publication prepared by pm Date 5/30/90 Published in 6/7+14/90

Publication approved pm Date 6/21/90

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JUL 31 1990

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Julie Jacobs

being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

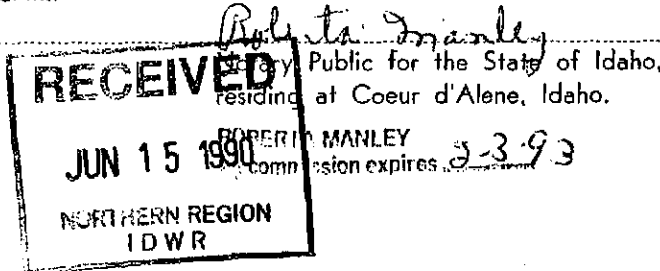
Legal Notice

of which the annexed is a printed copy, was published in the regular *Thurs* issue of said newspaper for *2* consecutive *weeks* commencing on the *7th* day of *June* 19*90*, and ending on the *14th* day of *June* 19*90*, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Julie Jacobs

Subscribed and sworn to before me this *14th* day of *June* 19*90*.



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JUL 31 1990

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-08653

RADOBENKO, JULIE
RADOBENKO, WILLIAM
N. 7500 MULHOLLAND
COEUR D ALENE, ID 83814
Source: TOTTENS POND Tributary:
SINKS; UNNAMED SPRINGS; TOT-
TENS POND

Diversion Pt: SWNE Sec 30 T 51N R 03W;
NESENE Sec 30 T 51N R 03W; NWSENE
Sec 30 T 51N R 03W
Use: IRRIGATION (.150 CFS); IR-
RIGATION STORAGE (42.00 AF); IR-
RIGATION FROM STORAGE (42.00
AF); WILDLIFE STORAGE (42.00 AF);
RECREATION STORAGE (42.00 AF);
Total Diversion: (.150 CFS)(42.00 AF)
Date Filed: 5/21/1990
In: T51N R03W S30 NWNE NENW SENW
20.0 ACRES TOTAL

95-08655

RADOBENKO, WILLIAM
RADOBENKO, JULIE
N. 7500 MULHOLLAND
COEUR D ALENE, ID 83814
Source: UNNAMED SPRING;
Tributary: SINKS
Diversion Pt: SENWSE Sec 30 T 51N R
03W
Use: IRRIGATION (.040 CFS)
Total Diversion: (.040 CFS)
Date Filed: 5/21/1990
In: T51N R03W S30 SWNE SENE NWSE
7.0 ACRES TOTAL

96-08597

MC LAUGHLIN, FRED
3215 SEASONS RD.
ATHOL, ID 83801
Source: GROUNDWATER
Diversion Pt: NWSESE Sec 21 T 53N R
04W
Use: IRRIGATION (.450 CFS);
DOMESTIC (.040 CFS); Total
Diversion: (.490 CFS)
Date Filed: 5/11/1990
In: T53N R04W S21 NESE NWSE SWSE
SESE
87.0 ACRES TOTAL

For additional information concern-
ing the property location, call the
Northern Regional Office at 765-4639.

The permit(s) will be subject to all
prior water rights. Protests must be filed
with the Director, Dept. of Water Re-
sources, Northern Region, 1910
Northwest Blvd., Suite 210, Coeur d'
Alene, Idaho 83814 on or before JUNE 25,
1990.

R. KEITH HIGGINSON, Director
Legal 956
June 7, 14, 1990

K
man
6/21/90

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 96-08597 Reviewed by AM Date 7-7-95

GENERAL CONSIDERATIONS

yes Name same as permit?
yes Address same as permit?
yes Proof timely received?
If not, complete calculation below.

TYPES OF USE

Dom., Irr.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 96-90-N-0043

100.00 Amount paid for permit

yes Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

100.00 Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

1 Installed?

 Waiver requested?

PRIORITY CALCULATION

Date proof received	<u> </u>	<u> </u>
Date proof due	<u> </u>	<u> </u>
No. of days late	<u> </u>	<u> </u>
Priority Date	<u> </u>	<u> </u>
New Priority Date	<u> </u>	<u> </u>

DEFICIENCIES OR ACTION ITEMS

Proof, acceptable

DATA ENTRY

New Address Proof Made 6-29-95

August 15, 1995

FRED MC LAUGHLIN
3215 SEASONS RD.
ATHOL ID 83801

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 96-08597

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

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AUG 28 1995

April 30, 1995

FRED MC LAUGHLIN
3215 SEASONS RD.
ATHOL ID 83801

PROOF DUE NOTICE

RE: PERMIT NO. 96-08597

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before July 1, 1995.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

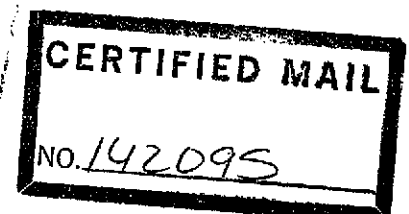
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAILED

AUG 28 1995



S T A T E O F I D A H O

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
July 27, 1990

FRED MC LAUGHLIN
3215 SEASONS RD.
ATHOL, ID 83801

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P96-08597

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of

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JUL 31 1990

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

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JUL 31 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: PSA DATE: 5/14/90 APPLICATION NUMBER: 96-08597 ✓

APPLICANT: McLaughlin

REQUIRED INFORMATION

- (1). ☒ Name & Address: (If applicant is a corporation or partnership, names must be provided for the director, officers, and other partners.)
- (2). ☒ Source: (See USGS Quad for names of water sources)
- (3). ☒ Point of Diversion including county: (spring/10 ac., Subd. lot & block)
- (4). ☒ Quantity: (flow and/or volume)
- ☒ Nature of proposed use: (Include description of use)
- ☒ Period of use:
- (5). ☒ Total Quantity: (flow and/or volume)
- (6). ☒ Description of diverting works:
- (7). ☒ Time required for beneficial use of water:
- (8). ☒ Proposed uses:
- (9). ☒ Place of use or acres irrigated:
- (10). ☒ Other Water Rights:
- (11). ☒ Ownership:
- (13). ☒ Map:
- ☒ Signature: (signator title required for corp., partnership, etc)
- ☒ Fee: (Amount, receipt number and date recorded on application)
- ☐ Acknowledgement Letter:
- ☐ Overlap Review: Attachment? (Y) ☐ (N) ☐ Remarks? (Y) ☐ (N) ☐

ADDITIONAL INFORMATION

- YES NO
- ☒ Field check required: Field check by: _____
- ☒ Field report attached:
- ☒ Critical groundwater area:
- ☒ Groundwater management area:
- ☒ Send dam safety information:
- ☒ Send power requirement letter:
- ☒ Send fish farm requirement letter:
- ☒ Power residency affidavit:
- ☒ Power efficiency form:
- ☒ Within trust water boundry: (Attach Trust Water Supp. Analysis Sheet.)
- ☒ Diversion greater than 5 cfs or 500 af, supplementary analysis sheet attached.

PROCESSING

- YES NO
- ☒ In form for advertising:
- ☒ Statewide advertising: (10.00 or more cfs.)

Send Copies To

- YES NO
- ☒ I.D. Health and Welfare
- ☒ I.D. Fish and Game
- ☒ I.D. Lands
- ☒ Adjudication Bureau

- YES NO
- ☒ U.S. BLM
- ☒ U.S. Forest Svc.
- ☒ Water District #
- ☒ Other _____

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JUL 05 1990
Department of Water Resources

Application Number 96-8597

FOLLOWING INFORMATION REQUESTED FROM APPLICANT
Item

Date Requested

FINAL REGIONAL PROCESSING REVIEW

YES NO

 Additional information received:

 Notice of pending void order issued: Final date of order response.

 Affidavit of publication received:

 Application published correctly: If not, record action taken.

 Publication dates and paper recorded on application:

 Protests received, Final date for protest 6/25/90

 Recommendations attached:

 Measuring device required:

 Measuring port required:

 Water delivered by water master? District #

 Special conditions of approval or cover letter: (see additional info. below)

Recommended Date of Priority 5/11/90

Recommended by: TDK PNA

Date 6/29/90

STATE OFFICE REVIEW P23

P17

46 26

 See remarks for additional information. By KW Date 7/23/90

REMARKS

OK to allow 5 yrs. to develop

96-08597

MC LAUGHLIN, FRED
3215 SEASONS RD.
ATHOL, ID 83801

Source: GROUNDWATER

Diversion Pt: NWSESE Sec 21 T 53N R 04W

Use: IRRIGATION (.450 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.490 CFS)

Date Filed: 5/11/ 1990

In: T53N R04W S21 NESE NWSE SWSE SESE

87.0 ACRES TOTAL

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