

**STARTING
LEFT
SIDE OF
FILE**

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09173

Priority: February 12, 2002

Maximum Diversion Rate: 0.14 CFS

This is to certify, that **RON CAVALIN**
2888 E MURPHY RD
COEUR D ALENE ID 83815

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
DOMESTIC	01/01 to 12/31	0.08 CFS
IRRIGATION	03/15 to 11/15	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18, Twp 50N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC, same as Irrigation

PLACE OF USE: IRRIGATION

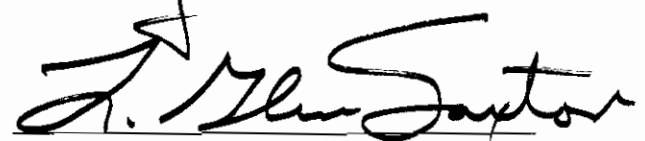
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
50N 03W 18				3.0													3.0

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **May 1, 2005**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
6. Domestic use is for 3 homes and does not include lawn, garden, landscape, or other types of irrigation.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 7th day of May, 2003.

MICHAEL L. MEE
DEC 03 2003


for **KARL J DREHER, Director**

RECEIVED

MAY 6 2003

70425

Ident. No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

95-9173

Department of Water Resources

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of Applicant Ron CAVALLIN Phone 661-0109
Mailing address 2888 E. Murphy Rd. CHA 83815
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is Township 50N Range 3W Sec. 18, in the _____
SE $\frac{1}{4}$, NE $\frac{1}{4}$, Govt. Lot _____, B.M., KOOTENAI County;
additional points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.08 for DOMESTIC purposes from 1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.06 for IRRIGATION purposes from 3/15 to 1/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.14 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works: WELL, PUMP & SERVICE SYSTEM
 - a. Describe type and size of devices used to divert water from the source - S.H.P. PUMP - WELL
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
 - c. Proposed well diameter is 10"-8"6 inches; proposed depth of well is 144 feet
 - d. Is ground water with a temperature of greater than 85°F being sought? NO
 - e. If well is already drilled, when? 3-18-02; Drilling firm UNITED
Well was drilled for (well owner) RON CAVALLIN; Drilling Permit No. DOO22181
7. Time required for completion of works and application of water to proposed beneficial use is 2 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. _____
 - c. Municipal; show name of municipality. _____
 - d. Domestic; show number of households. 3 HOMES
 - e. Other; describe fully. _____

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9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
40N	3W	18				D													
						3													3

Total number of acres to be irrigated 3

10. Describe any other water rights used for the same purposes as described above. _____

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

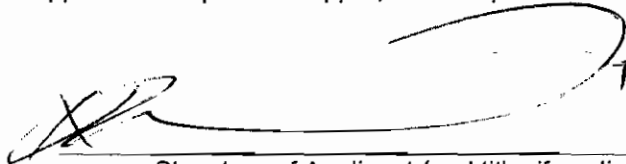
b. Who owns the land to be irrigated or place of use? "

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 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.



Signature of Applicant (and title, if applicable)

Received by TS Date 2-12-03 Time 9:44 Preliminary check by TS
 Fee \$ 100 Receipted by AS # 2015456 Date 2-12-03
 Publication prepared by TS Date 2/26/03 Published in C&A Press 4/13/03 4/3-10/03
 Publication approved TS Date 2/13/03 4/11/03

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 DEC 11 2003

A PART OF THE W 1/2 OF THE W 1/2 OF THE SE 1/4 OF THE NE 1/4, OF
SEC. 18, T. 50 N., R. 3 W., B.M.,
KOOTENAI COUNTY, IDAHO
SHEET 2 OF 2



**NOW
STARTING
RIGHT
SIDE OF
FILE**



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 7, 2003

RON CAVALIN
2888 E MURPHY RD
COEUR D ALENE ID 83815

RE: Permit No. 95-9173

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

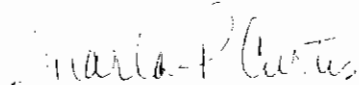
MICHAEL LAMB

DEC 13 2002

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-5452.

Sincerely,



Sharla R. Curtis

Sr. Water Resource Agent

SRC:klt

Enclosure(s)

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DEC 21 2003

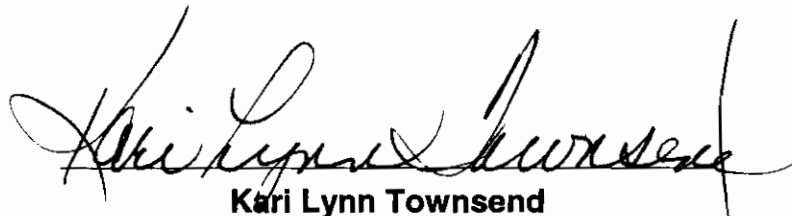
CERTIFICATE OF SERVICE

I hereby certify that on May 7, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-9173

**RON CAVALIN
2888 E MURPHY RD
COEUR D ALENE ID 83815**



**Kari Lynn Townsend
Secretary**

MICROFILM

MAY 13 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

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DEC 13 2003

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

APR 11 2003

DWR/North

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

ss.

Misti Fleece

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 Thursday issue of said newspaper for 2 consecutive weeks commencing on the 3 day of April 20 03, and ending on the 10 day of April 20 03, 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

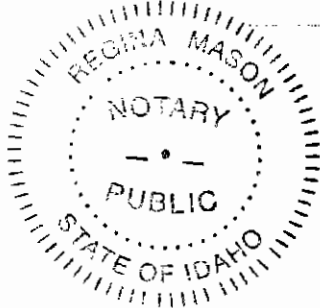
Misti Fleece

Personally appeared before me this 10 day of April 20 03

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/03



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

95-9168

LEONARD O WALLACE
1504 E PLAZA
POST FALLS ID 83854
Point(s) of Diversion: SWNE S23 T50N R05W KOOTENAI County
Source SPRING Tributary To SINKS
Use: DOMESTIC 01/01 To 12/31 0.01 CFS
Total Diversion 0.01 CFS

Date Filed: 12/23/2002
Place Of Use: DOMESTIC
T50N R05W S23 SWNE
Remark: Domestic use is for one home and shop.

95-9169

CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion: SENW S34 T51N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.4 CFS
Total Diversion 0.4 CFS

Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T51N R04W S34 NWNE SWNE NENW SENW
Number of Acres: 10.5

95-9170

CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83814
Point(s) of Diversion: SENE S3 T50N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 03/15 To 11/15 0.4 CFS
Total Diversion 0.4 CFS

Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T50N R04W S3 SENE NESE
Number of Acres: 28.5

95-9171

CITY OF COEUR D ALENE
PARK DEPARTMENT
710 MULLAN AVE
COEUR D ALENE ID 83815
Point(s) of Diversion: NWNW S24 T50N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.78 CFS
Total Diversion 0.78 CFS

Date Filed: 12/27/2002
Place Of Use: IRRIGATION
T50N R04W S13 SESW
T50N R04W S24 NENW NWNW
Number of Acres: 15.5

95-9172

NORTH IDAHO FAIR & RODEO
4056 N GOVERNMENT WAY
COEUR D ALENE ID 83815
Point(s) of Diversion: SWSW S36 T51N R04W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 05/01 To 10/31 0.33 CFS
Total Diversion 0.33 CFS

Date Filed: 02/04/2003
Place Of Use: IRRIGATION
T51N R04W S36 SWSW
Number of Acres: 40

95-9173

RON CAVALIN
2888 E MURPHY RD
COEUR D ALENE ID 83815
Point(s) of Diversion: SENE S18 T50N R03W KOOTENAI County
Source GROUND WATER
Use: IRRIGATION 3/15 To 11/15 0.06 CFS
Use: DOMESTIC 01/01 To 12/31 0.08 CFS
Total Diversion 0.14 CFS

Date Filed: 02/12/2003
Place Of Use: IRRIGATION
T50N R03W S18 SENE
Number of Acres: 3
Place Of Use: DOMESTIC same as IRRIGATION

95-9174

H JAMES MAGNUSON
1250 NORTHWOOD CENTER COURT
COEUR D ALENE ID 83816
Point(s) of Diversion: L2 (SENW) S10 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: IRRIGATION 03/15 To 11/15 0.02 CFS
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS
Use: AESTHETIC 01/01 To 12/31 0.2 CFS
Total Diversion 0.2 CFS

Date Filed: 02/25/2003
Place Of Use: IRRIGATION
T49N R04W S10 SENW Lot 2
Number of Acres: 0.5
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION
Remark: Domestic use is for one home.

96-9123

RICK BURDETTE
YOUNG BURDETTE
13611 NUNN RD
ATHOL ID 83801
Point(s) of Diversion: SWNE S32 T53N R02W KOOTENAI County
Source GREEN CREEK Tributary To SAGE CREEK
Use: IRRIGATION 03/15 To 11/15 0.2 CFS
Use: IRRIGATION STORAGE 03/15 To 11/15 1.4 AFA
Use: IRRIGATION FROM STORAGE 03/15 To 11/15 1.4 AFA
Use: AESTHETIC 01/01 To 12/31 0.2 CFS
Use: AESTHETIC STORAGE 01/01 To 12/31 1.4 AFA
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS
Total Diversion 0.2 CFS

Date Filed: 02/21/2003
Place Of Use: IRRIGATION
T53N R02W S32 SWNE
Number of Acres: 3
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

96-9124

MARILYN G TWETE
RODNEY A TWETE
14386 TWETE RD
ATHOL ID 83801
Point(s) of Diversion: SESE S17 T53N R02W KOOTENAI County
Source BARKER CREEK Tributary To SINKS
Use: IRRIGATION 04/01 To 11/01 0.12 CFS
Use: IRRIGATION STORAGE 01/01 To 12/31 0.5 AFA
Use: IRRIGATION FROM STORAGE 04/01 To 11/01 0.5 AFA
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Use: RECREATION STORAGE 01/01 To 12/31 0.5 AFA
Total Diversion 0.16 CFS

Date Filed: 02/20/2003
Place Of Use: IRRIGATION
T53N R02W S17 SESE
Number of Acres: 6
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION
Remark: Recreation use is for fishing and swimming.
Domestic use is for 1 home.

*Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42.203A, Idaho Code.
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur D'Alene, ID 83814 together with a protest fee of \$25.00 for each application on or before 04/21/03. The protestant must also send a copy of the protest to the applicant.

Legal 2838

April 3, 10 2003

KARL J. DREHER, Director



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450 Fax (208) 769-1454

March 28, 2003

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGAL NOTICE DEPARTMENT

COEUR D'ALENE PRESS
201 N 2ND
COEUR D'ALENE ID 83814

FAXED TO DEBBIE at 664-0212

5 pages Total

PLEASE FAX PROOF PRIOR TO PUBLICATION.

RE: Application for Permit No.95-9168, 95-9169, 95-1970, 95-9171, 95-9172, 95-9173,
95-9174, 96-9123 and 96-9124

Dear Debbie:

I decided to make a cover letter to accompany this request. If you have ANY questions, please give me a call.



I'm also faxing a copy of page 15 of our Water Appropriation Rules noting what the law requires for our publication dates.

~~~~~  
Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). **This publication should run on April 3 and 10, 2003. If you cannot publish the notice on the proposed dates, please contact us immediately.**

An affidavit of publication must be submitted to the Department. Please send the affidavit and bill to this office before April 21, 2003. Your cooperation is GREATLY appreciated.

Thanks, and have a simply wonderful day, and a terrific weekend.

Sincerely

Dianne Ball  
Administrative Assistant

*Originally  
advertised on  
the morning days  
of the week*

MICROFILMED  
DEC 6 5 2003

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

**95-9168**

LEONARD O WALLACE

1504 E PLAZA

POST FALLS ID 83854

Point(s) of Diversion SWNE S23 T50N R05W KOOTENAI County

Source SPRING Tributary To SINKS

Use: DOMESTIC 01/01 To 12/31 0.01 CFS

Total Diversion: 0.01 CFS

Date Filed: 12/23/2002

Place Of Use: DOMESTIC

T50N R05W S23 SWNE

Remark: Domestic use is for one home and shop.

**95-9169**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENW S34 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T51N R04W S34 NWNE SWNE NENW SENW

Number of Acres 10.5

**95-9170**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENE S3 T50N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S3 SENE NESE

Number of Acres 28.5

**95-9171**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion NWNW S24 T50N R04W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S13 SESW

T50N R04W S24 NENW NWNW

Number of Acres 15.5

CONTINUED ON NEXT PAGE

MICROFILMED

DEC 5 3 2002

**95-9172**

NORTH IDAHO FAIR & RODEO  
4056 N GOVERNMENT WAY  
COEUR D ALENE ID 83815  
Point(s) of Diversion SWSW S36 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 05/01 To 10/31 0.33 CFS  
Total Diversion: 0.33 CFS  
Date Filed: 02/04/2003  
Place Of Use: IRRIGATION  
T51N R04W S36 SWSW  
Number of Acres 40

**95-9173**

RON CAVALIN  
2888 E MURPHY RD  
COEUR D ALENE ID 83815  
Point(s) of Diversion SENE S18 T50N R03W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.06 CFS  
Use: DOMESTIC 01/01 To 12/31 0.08 CFS  
Total Diversion: 0.14 CFS  
Date Filed: 02/12/2003  
Place Of Use: IRRIGATION  
T50N R03W S18 SENE  
Number of Acres 3  
Place Of Use: DOMESTIC same as IRRIGATION

**95-9174**

H JAMES MAGNUSON  
1250 NORTHWOOD CENTER COURT  
COEUR D ALENE ID 83816  
Point(s) of Diversion L2 (SENW) S10 T49N R04W KOOTENAI County  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS  
Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 02/25/2003  
Place Of Use: IRRIGATION  
T49N R04W S10 SENW Lot 2  
Number of Acres 0.5  
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION  
Remark: Domestic use is for one home

**CONTINUED ON NEXT PAGE**

**96-9123**

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

Point(s) of Diversion SWNE S32 T53N R02W KOOTENAI County

Source GREEN CREEK Tributary To SAGE CREEK

|                              |                |         |
|------------------------------|----------------|---------|
| Use: IRRIGATION              | 03/15 To 11/15 | 0.2 CFS |
| Use: IRRIGATION STORAGE      | 03/15 To 11/15 | 1.4 AFA |
| Use: IRRIGATION FROM STORAGE | 03/15 To 11/15 | 1.4 AFA |
| Use: AESTHETIC               | 01/01 To 12/31 | 0.2 CFS |
| Use: AESTHETIC STORAGE       | 01/01 To 12/31 | 1.4 AFA |
| Use: DIVERSION TO STORAGE    | 01/01 To 12/31 | 0.2 CFS |
| Total Diversion:             |                | 0.2 CFS |

Date Filed: 02/21/2003

Place Of Use: IRRIGATION

T53N R02W S32 SWNE

Number of Acres 3

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION

**96-9124**

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD  
ATHOL ID 83801

Point(s) of Diversion SESE S17 T53N R02W KOOTENAI County

Source BARKER CREEK Tributary To SINKS

|                              |                |          |
|------------------------------|----------------|----------|
| Use: IRRIGATION              | 04/01 To 11/01 | 0.12 CFS |
| Use: IRRIGATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Use: IRRIGATION FROM STORAGE | 04/01 To 11/01 | 0.5 AFA  |
| Use: DOMESTIC                | 01/01 To 12/31 | 0.04 CFS |
| Use: RECREATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Total Diversion:             |                | 0.16 CFS |

Date Filed: 02/20/2003

Place Of Use: IRRIGATION

T53N R02W S17 SESE

Number of Acres 6

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION

Remark: Recreation use is for fishing and swimming.  
Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before

03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on ~~March 6 and 13, 2003~~

04/21/03

Change to April 3 & 10/2003

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

Mar 17 2003  
IDW/PA/Noth

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.

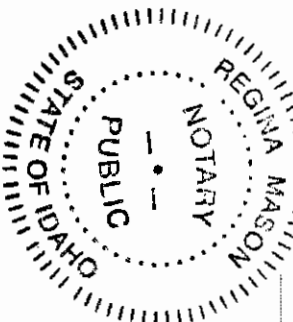
3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Monday issue of said newspaper for 2 consecutive weeks commencing on the 1 day of March 20 03, and ending on the 8 day of March 20 03, and such publication was made as often during said period as said 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.

Personally appeared before me this 20 03 day of March

Regina Mason  
Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.



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

95-9168

LEONARD O WALLACE  
1504 E PLAZA  
POST FALLS ID 83854  
Point(s) of Diversion SWNE 823 T50N R05W  
Source SPRING Tributary To SINKS  
Use: DOMESTIC 01/01 To 12/31 0.01 CFS  
Total Diversion: 0.01 CFS  
Date Filed: 12/23/2002  
Place Of Use: DOMESTIC  
T50N R05W S23 SWNE  
Remark: Domestic use is for one home and shop.  
95-9169

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion SENW S34 T51N R04W  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS  
Total Diversion: 0.4 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T51N R04W S34 NWNE SWNE  
Number of Acres 10.5  
95-9170

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion SENE 83 T50N R04W  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.4 CFS  
Total Diversion: 0.4 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T50N R04W S3 SWNE NESE  
Number of Acres 28.5  
95-9171

CITY OF COEUR D ALENE  
PARK DEPARTMENT  
710 MULLAN AVE  
COEUR D ALENE ID 83814  
Point(s) of Diversion NWNW S24 T50N R04W  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.78 CFS  
Total Diversion: 0.78 CFS  
Date Filed: 12/27/2002  
Place Of Use: IRRIGATION  
T50N R04W S13 SESE  
T50N R04W S24 NENW NWNW  
Number of Acres 15.5  
95-9172

NORTH IDAHO FAIR & RODEO  
4056 N GOVERNMENT WAY  
COEUR D ALENE ID 83815  
Point(s) of Diversion SWSW S36 T51N R04W  
Source GROUND WATER  
Use: IRRIGATION 05/01 To 10/31 0.33 CFS  
Total Diversion: 0.33 CFS  
Date Filed: 02/04/2003  
Place Of Use: IRRIGATION  
T51N R04W S36 SWSW  
Number of Acres 40  
95-9173

RON CAVALLIN  
2888 E MURPHY RD  
COEUR D ALENE ID 83815  
Point(s) of Diversion SENE S18 T50N R03W  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.06 CFS  
Use: DOMESTIC 01/01 To 12/31 0.08 CFS  
Total Diversion: 0.14 CFS  
KOOTENAI County

Date Filed: 02/12/2003  
Place Of Use: IRRIGATION  
T50N R03W S18 SENE  
Number of Acres 3  
Use: DOMESTIC same as IRRIGATION  
95-9174

H JAMES MAGNUSON  
1250 NORTHWOOD CENTER COURT  
COEUR D ALENE ID 83816  
Point(s) of Diversion 12 (SENE) S10 T49N R04W  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS  
Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 02/25/2003  
Place Of Use: IRRIGATION  
T49N R04W S10 SENW Lot2  
Number of Acres 0.5  
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION  
Remark: Domestic use is for one home  
95-9123

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801  
Point(s) of Diversion SWNE S32 T53N R02W  
Source GREEN CREEK Tributary To SAGE CREEK  
Use: IRRIGATION 03/15 To 11/15 0.2 CFS  
Use: IRRIGATION STORAGE 03/15 To 11/15 1.4 AFA  
Use: IRRIGATION FROM STORAGE 01/01 To 12/31 0.2 CFS  
Use: AESTHETIC 01/01 To 12/31 1.4 AFA  
Use: DIVERSION TO STORAGE 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 02/21/2003  
Place Of Use: IRRIGATION  
T53N R02W S32 SWNE  
Number of Acres: 3  
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and AESTHETIC STORAGE same as IRRIGATION  
95-9124

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD  
ATHOL ID 83801  
Point(s) of Diversion SENE S17 T53N R02W  
Source BARKER CREEK Tributary To SINKS  
Use: IRRIGATION 04/05 To 11/01 0.12 CFS  
Use: IRRIGATION STORAGE 01/01 To 12/31 0.5 AFA  
Use: IRRIGATION FROM STORAGE 04/01 To 11/01 0.5 AFA  
Total Diversion: 0.12 CFS  
Date Filed: 02/20/2003  
Place Of Use: IRRIGATION  
T53N R02W S17 SESE  
Number of Acres 6  
Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE and DOMESTIC, same as IRRIGATION  
Remark: Recreation use is for fishing and swimming. Domestic use is for 1 home.  
Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.  
Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur d'Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 03/24/2003. The protestant must also send a copy of the protest to the applicant.  
Legal 2651  
Mar 1, 8, 2003

KARL J DREHER, Director



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

**NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615**  
**(208) 769-1450**

**Fax (208) 769-1454**

February 26, 2003

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

**LEGAL NOTICE DEPARTMENT**  
COEUR D ALENE PRESS  
201 N 2<sup>ND</sup>  
COEUR D ALENE ID 83814

**FAXED TO JEN PORTER at 664-0212**

**PLEASE FAX PROOF PRIOR TO PUBLICATION.**

*4 pages total*

RE: Application for Permit No.95-9168, 95-9169, 95-1970, 95-9171, 95-9172, 95-9173,  
95-9174, 96-9123 and 96-9124

**Dear LEGAL NOTICE DEPARTMENT:**

*Jen*

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 03/24/2003. Your cooperation is GREATLY appreciated.

*Thanks*

*☺*

Thanks, and have a simply wonderful day.

Sincerely

*Dianne*

Dianne Ball  
Administrative Assistant

MICROFILMED

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

**95-9168**

LEONARD O WALLACE

1504 E PLAZA

POST FALLS ID 83854

Point(s) of Diversion SWNE S23 T50N R05W KOOTENAI County

Source SPRING Tributary To SINKS

Use: DOMESTIC 01/01 To 12/31 0.01 CFS

Total Diversion: 0.01 CFS

Date Filed: 12/23/2002

Place Of Use: DOMESTIC

T50N R05W S23 SWNE

Remark: Domestic use is for one home and shop.

**95-9169**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENW S34 T51N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T51N R04W S34 NWNE SWNE NENW SENW

Number of Acres 10.5

**95-9170**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion SENE S3 T50N R04W KOOTENAI County

Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S3 SWNE NESE

Number of Acres 28.5

**95-9171**

CITY OF COEUR D ALENE

PARK DEPARTMENT

710 MULLAN AVE

COEUR D ALENE ID 83814

Point(s) of Diversion NWNW S24 T50N R04W KOOTENAI County

Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER

Use: IRRIGATION 03/15 To 11/15 0.78 CFS

Total Diversion: 0.78 CFS

Date Filed: 12/27/2002

Place Of Use: IRRIGATION

T50N R04W S13 SESW

T50N R04W S24 NENW NWNW

Number of Acres 15.5

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MICROFILMED

**95-9172**

NORTH IDAHO FAIR & RODEO  
4056 N GOVERNMENT WAY  
COEUR D ALENE ID 83815  
Point(s) of Diversion SWSW S36 T51N R04W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 05/01 To 10/31 0.33 CFS  
Total Diversion: 0.33 CFS  
Date Filed: 02/04/2003  
Place Of Use: IRRIGATION  
T51N R04W S36 SWSW  
Number of Acres 40

**95-9173**

RON CAVALIN  
2888 E MURPHY RD  
COEUR D ALENE ID 83815  
Point(s) of Diversion SENE S18 T50N R03W KOOTENAI County  
Source GROUND WATER  
Use: IRRIGATION 03/15 To 11/15 0.06 CFS  
Use: DOMESTIC 01/01 To 12/31 0.08 CFS  
Total Diversion: 0.14 CFS  
Date Filed: 02/12/2003  
Place Of Use: IRRIGATION  
T50N R03W S18 SENE  
Number of Acres 3  
Place Of Use: DOMESTIC same as IRRIGATION

**95-9174**

H JAMES MAGNUSON  
1250 NORTHWOOD CENTER COURT  
COEUR D ALENE ID 83816  
Point(s) of Diversion L2 (SENV) S10 T49N R04W KOOTENAI County  
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER  
Use: IRRIGATION 03/15 To 11/15 0.02 CFS  
Use: DOMESTIC 01/01 To 12/31 0.04 CFS  
Use: FIRE PROTECTION 01/01 To 12/31 0.2 CFS  
Use: AESTHETIC 01/01 To 12/31 0.2 CFS  
Total Diversion: 0.2 CFS  
Date Filed: 02/25/2003  
Place Of Use: IRRIGATION  
T49N R04W S10 SENV Lot 2  
Number of Acres 0.5  
Place Of Use: DOMESTIC, AESTHETIC and FIRE PROTECTION same as IRRIGATION  
Remark: Domestic use is for one home

**CONTINUED ON NEXT PAGE**

MICROFILMED  
APR 13 2003

**96-9123**

RICK BURDETTE  
YOUNG BURDETTE  
13611 NUNN RD  
ATHOL ID 83801

Point(s) of Diversion SWNE S32 T53N R02W KOOTENAI County  
Source GREEN CREEK Tributary To SAGE CREEK

|                              |                |         |
|------------------------------|----------------|---------|
| Use: IRRIGATION              | 03/15 To 11/15 | 0.2 CFS |
| Use: IRRIGATION STORAGE      | 03/15 To 11/15 | 1.4 AFA |
| Use: IRRIGATION FROM STORAGE | 03/15 To 11/15 | 1.4 AFA |
| Use: AESTHETIC               | 01/01 To 12/31 | 0.2 CFS |
| Use: AESTHETIC STORAGE       | 01/01 To 12/31 | 1.4 AFA |
| Use: DIVERSION TO STORAGE    | 01/01 To 12/31 | 0.2 CFS |
| Total Diversion:             |                | 0.2 CFS |

Date Filed: 02/21/2003

Place Of Use: IRRIGATION

T53N R02W S32 SWNE

Number of Acres 3

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, AESTHETIC and  
AESTHETIC STORAGE same as IRRIGATION

**96-9124**

MARILYN G TWETE  
RODNEY A TWETE  
14386 TWETE RD  
ATHOL ID 83801

Point(s) of Diversion SESE S17 T53N R02W KOOTENAI County  
Source BARKER CREEK Tributary To SINKS

|                              |                |          |
|------------------------------|----------------|----------|
| Use: IRRIGATION              | 04/05 To 11/01 | 0.12 CFS |
| Use: IRRIGATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Use: IRRIGATION FROM STORAGE | 04/01 To 11/01 | 0.5 AFA  |
| Use: DOMESTIC                | 01/01 To 12/31 | 0.04 CFS |
| Use: RECREATION STORAGE      | 01/01 To 12/31 | 0.5 AFA  |
| Total Diversion:             |                | 0.16 CFS |

Date Filed: 02/20/2003

Place Of Use: IRRIGATION

T53N R02W S17 SESE

Number of Acres 6

Place Of Use: IRRIGATION STORAGE, IRRIGATION FROM STORAGE, RECREATION STORAGE  
and DOMESTIC, same as IRRIGATION

Remark: Recreation use is for fishing and swimming.  
Domestic use is for 1 home.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Northern Region, 1910 Northwest Blvd, Suite 210, Coeur D' Alene ID 83814 together with a protest fee of \$25.00 for each application on or before 03/24/2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on March 6 and 13, 2003

*MICHAEL*  
*2003*



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615**  
**(208) 769-1450**

**Fax (208) 769-1454**

February 26, 2003

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

RON CAVALIN  
2888 E MURPHY RD  
COEUR D ALENE ID 83815

RE: Application for Permit No 95-9173

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right application. Please refer to the above referenced number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Coeur d'Alene Press on March 6 and 13, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved. A typical processing time for an unprotested application is about eight to twelve weeks.

Please feel free to contact this office if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Allen Beardslee".

Allen Beardslee  
Senior Water Resource Agent

MICROFILMED

APR 11 2003