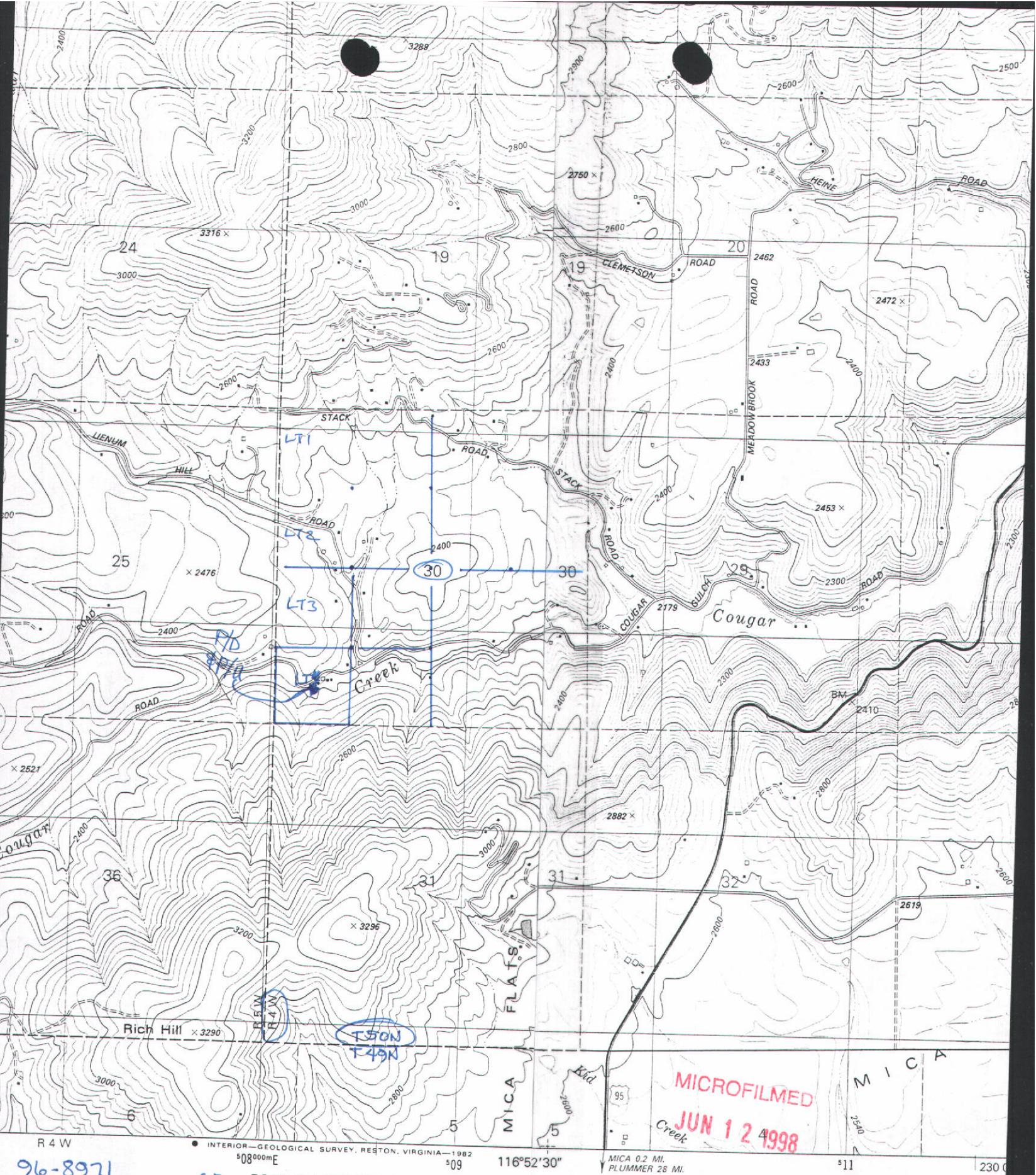




96-8971
Irvine

- ROAD CLASSIFICATION**
- Primary highway, hard surface
 - Secondary highway, hard surface
 - Light-duty road, hard or improved surface
 - Unimproved road
 - Interstate Route
 - U. S. Route
 - State Route

Mapped, edited, and published by the Geological Survey
Control by USGS and NOS/NOAA
Topography by photogrammetric methods from aerial photographs taken 1975. Field checked 1977. Map edited 1981
Projection and 10,000-foot grid ticks: Idaho coordinate system, west zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid, zone 11
1927 North American Datum

RECEIVED

SEP 21 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

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. 95-08971 Telephone No. 208-667-0128
2. Name(s) of Permit Holder(s): Mike Fevine
3. Mailing Address: W. 7950 Cougar Gulch Rd CPA ID
4. Source of Water: diversion from Cougar Creek to pond + back to Creek
Pond Spring If GROUNDWATER (well), Date Drilled: mo. 1 yr. 1
- a. Well Driller: SS Drilling Permit Number:
- b. OPTIONAL:
Pump Horsepower: Pressure (psi): Dynamic pumping level (ft):

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): Stockwater (No. and type of stock):

Irrigation (No. of acres): 1 Other:

6. Total rate of diversion and/or volume for which proof is submitted: 0.07 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 X or No
Has the measuring device been installed? Yes X or No

Flow Measurement Port: Is a flow measurement port required? Yes or No X
Has the measurement port been installed? Yes or No X

8. Fee Enclosed: \$ 50.00 (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: Mike or Bette Fevine Telephone Number: 208-667-0128

Address: W. 7950 Cougar Gulch Rd CPA ID

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.

Signature of permit holder: [Signature] MICROFILMED Date: 9-4-98
(include your title, if on behalf of company or organization) 27 1998

*change permit per permit holder 10/23/98 Jly

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08971

Proposed Priority: May 23, 1997

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **MIKE IRVINE**

W 7950 COUGAR GULCH

COEUR D ALENE ID 83814

has applied for a permit to appropriate water from:

COUGAR CREEK

tributary of COEUR D ALENE LAKE

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	
IRRIGATION STORAGE	01/01 to 12/31		0.6 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		0.6 AF
WILDLIFE	01/01 to 12/31	0.03 CFS	
WILDLIFE STORAGE	01/01 to 12/31		0.6 AF
RECREATION	01/01 to 12/31	0.03 CFS	
RECREATION STORAGE	01/01 to 12/31		0.6 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.03 CFS	
	Totals	0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 30, Township 50N, 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>
50N	04W	30	Lot 4(SWSW)	1.0		1.0

Total number of acres irrigated: 1.0

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1998.
2. Subject to all prior water rights.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 95B.
4. Prior to diversion of water under this right, a lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. This right authorizes an annual volume of water to fill the storage facility and the amount required to replace losses through evaporation and seepage.

MICROFILMED

JUN 12 1998

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 95-08971

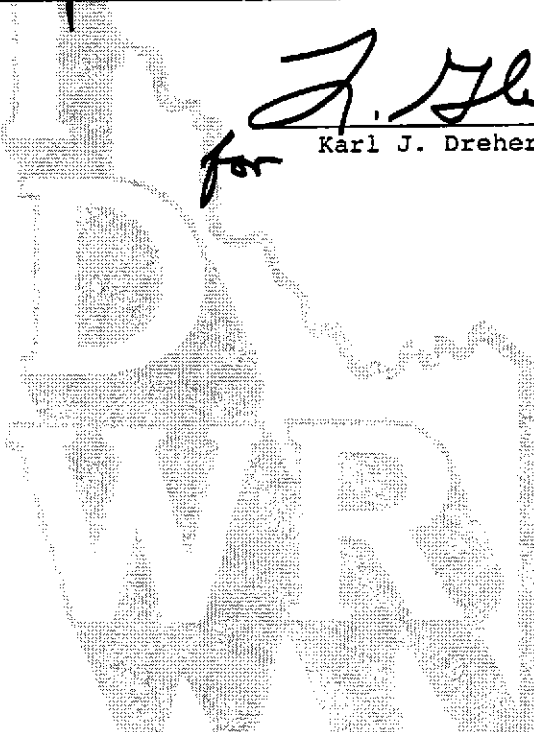
CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
7. Water shall not be diverted under this right when flows in the Spokane River are below established minimum streamflows.
8. Recreation use is for swimming.

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

30th day of September, 1997.

Karl J. Dreher
for Karl J. Dreher, Director



MICROFILMED

JUN 12 1998

Ident. No. 95-8971

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

RECEIVED

SEP 19 1997

Department of Water Resources

1. Name of Applicant Mike Irvine Phone 667-0128
Mailing address W-7950 Cougar Gulch COA ID 83814
2. Source of water supply Cougar Creek which is a tributary of COA Lake
3. Location of point of diversion is Township 50N Range 04W Sec. 30 in the SW 1/4, SW 1/4, Govt. Lot 4, B.M., ROOTENAI County;

additional points of diversion if any: _____

4. Water will be used for the following purposes:
- | | | |
|---|------------|--------------|
| Amount <u>0.03</u> for <u>IRIGATION</u> purposes from <u>3-15</u> to <u>11-15</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |
| <u>SS</u> Amount <u>20'x20'x6' pond for Ducks</u> purposes from <u>year Round</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |
| Amount <u>.55</u> for <u>STORAGE FOR IRRIGATION</u> purposes from <u>3/15</u> to <u>4/15</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |
| Amount <u>.55</u> for <u>IRR. FROM STORAGE</u> purposes from <u>3/15</u> to <u>4/15</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |
| Amount <u>0.03</u> for <u>DIVERSION TO SV</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |
| Amount <u>1.55</u> for <u>STORAGE FOR WILDLIFE</u> purposes from <u>1/1</u> to <u>12/31</u> (both dates inclusive) | <u>1/1</u> | <u>12/31</u> |

5. Total quantity to be appropriated is (a) 0.03 and/or (b) .55
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source 5hp gas pump
15 gpm discharge
b. Height of storage dam None feet; active reservoir capacity None acre-feet; total reservoir capacity None acre-feet
c. Proposed well diameter is None inches; proposed depth of well is None feet
d. Is ground water with a temperature of greater than 85°F being sought? No
e. If well is already drilled, when? None; Drilling firm None
Well was drilled for (well owner) None; Drilling Permit No. NA

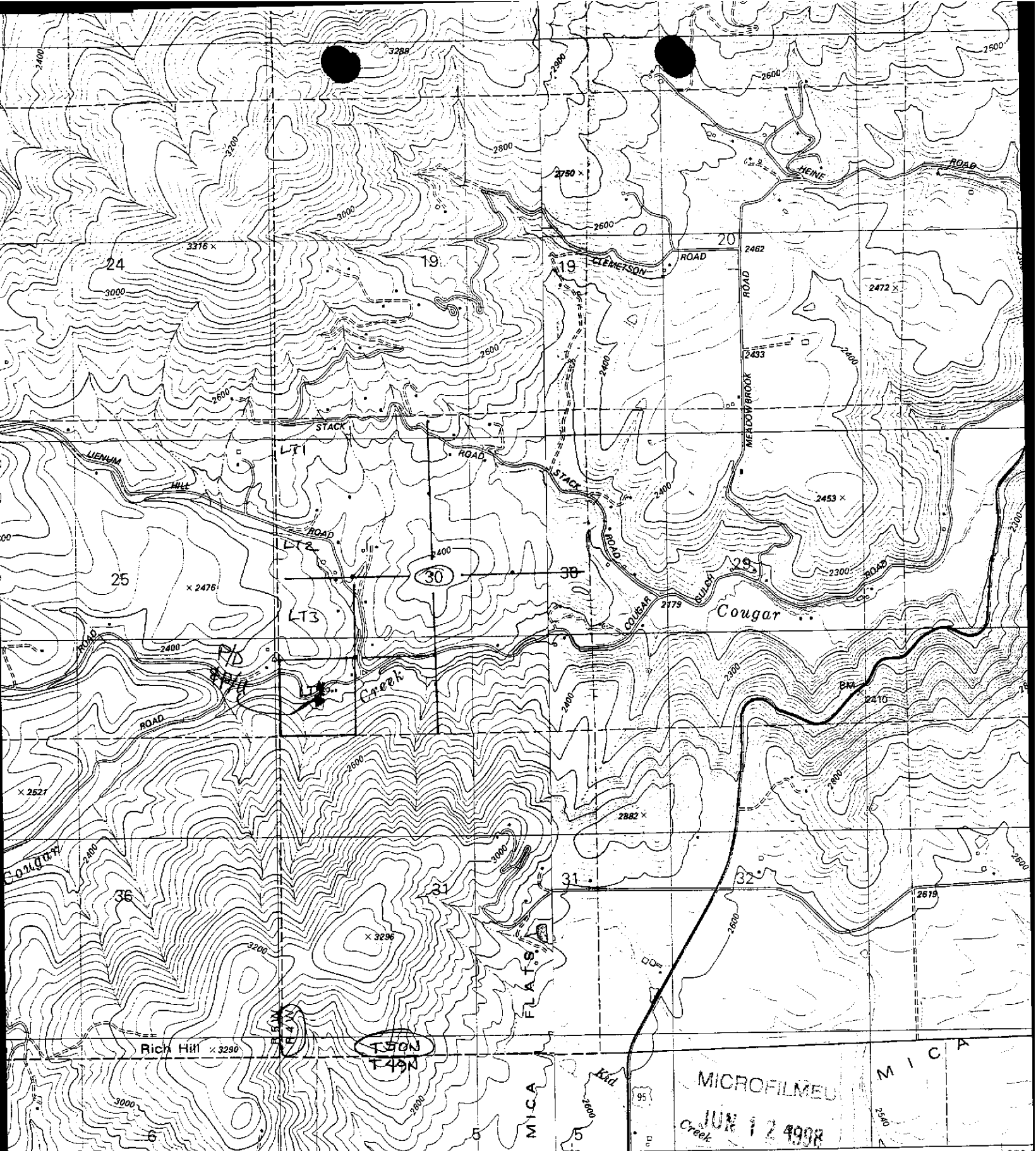
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)

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

- a. Hydropower; show total feet of head and proposed capacity in KW. None
b. Stockwatering; list number and kind of livestock. None
c. Municipal; show name of municipality. None
d. Domestic; show number of households. None
e. Other; describe fully. Irrigating approx. 1 acre of lawn. Pond for wildlife, we would like to divert water w/ a small maybe 2" pipe to have a steady flow of clean water going in & out of an existing pond to keep mosquitos down. RECREATION is for swimming.

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JUN 12 1998



96-8971

Swine

ROAD CLASSIFICATION

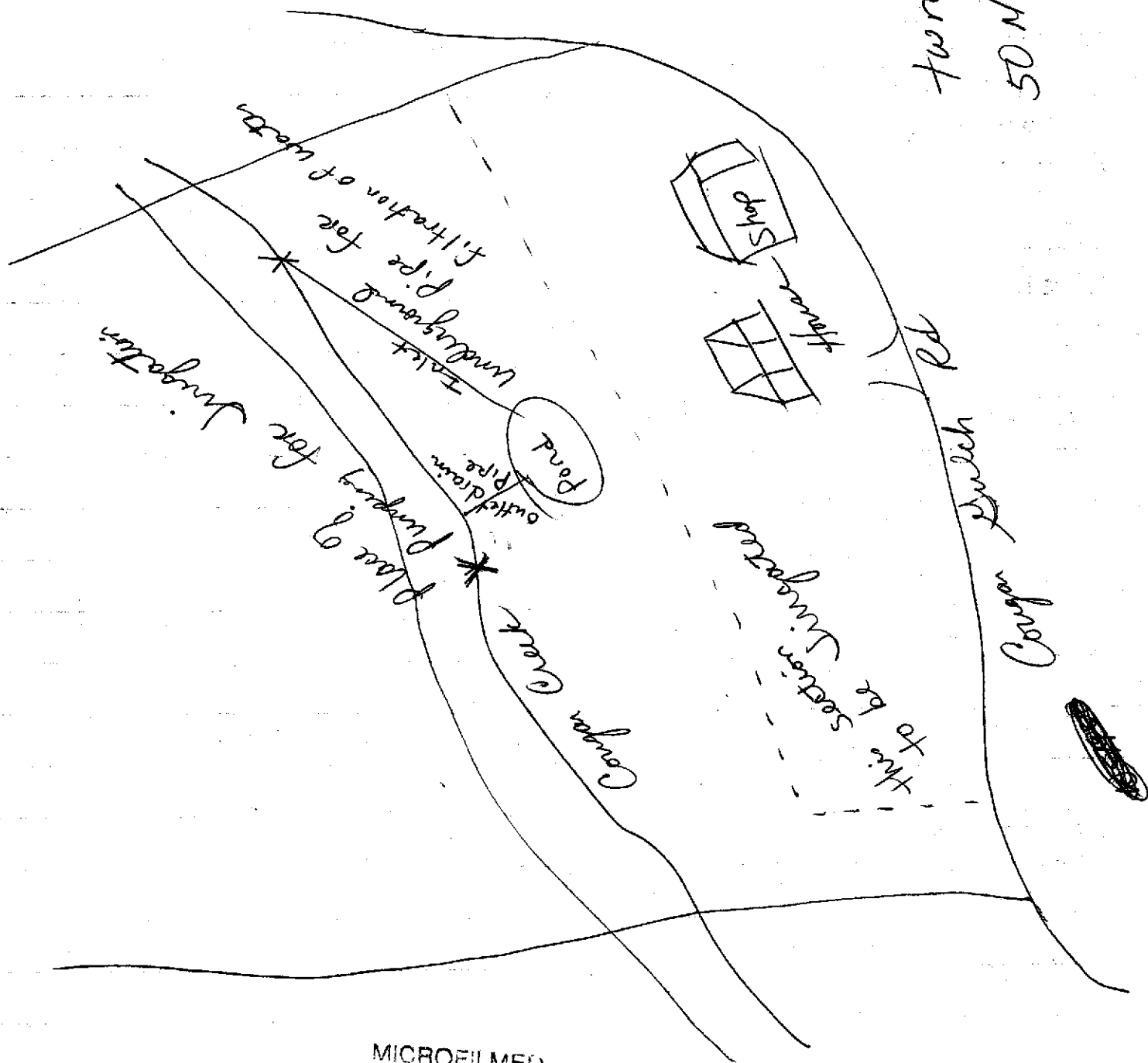
- | | |
|------------------------------------|--|
| Primary highway,
hard surface | Light-duty road, hard or
improved surface |
| Secondary highway,
hard surface | Unimproved road |
| Interstate Route | U. S. Route |
| | State Route |

Mapped, edited, and published by the Geological Survey
Control by USGS and NOS/NOAA
Topography by photogrammetric methods from aerial photographs
taken 1975. Field checked 1977. Map edited 1981
Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid, zone 11
1927 North American Datum

Mike Irvine
 W. 7950 Corgan Dulch
 Coeur d'Alene Id

667-0128

Sec Ave
 SW 1/4
 30
 R6E
 50N 04W
 T40N



MICROFILMED

JUN 12 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 95-08971 Reviewed by [Signature] Date 11-16-98

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

yes Proof timely received?

If not, complete calculation below.

TYPES OF USE

Irr.

Correct Uses? yes

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

_____ Correct?

☐ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

50- Amount Submitted

yes Correct?

MEASURING DEVICE

yes Required?

yes Installed?

_____ Waiver requested?

PRIORITY CALCULATION

Date proof received

Date proof due

No. of days late

Priority Date

New Priority Date

 -
 =
 +

DEFICIENCIES OR ACTION ITEMS

Proof lapsed in error. Reinstate w/no advance
in priority. Inform permit only authorities .03 cfs.
Proof acceptable

DATA ENTRY

New Address X

Proof Made 9-21-98



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Mike Irvine
W 7950 Cougar Gulch Rd
Coeur d Alene ID 83814

PROOF ACKNOWLEDGMENT LETTER

RE: Permit No. 95-08971

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating the permit since the permit was lapsed in error by the department. Note that the priority date has not been advanced.

The proof statement states you are diverting 0.07 cfs for irrigation purposes. Please be advised that this permit only authorizes a maximum rate of diversion of 0.03 cfs for irrigation of one (1) acre. A license will not be issued for more than 0.03 cfs.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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 the field examination, you may contact the **NORTHERN** Regional Office of the department in Coeur d'Alene at (208)769-1450.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

Enclosure

c: IDWR - Regional Office

MICROFILMED
NOV 27 1998

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

October 20, 1998

MIKE IRVINE
W 7950 COUGAR GULCH
COEUR D ALENE ID 83814

LAPSE NOTICE

RE: PERMIT NO. 95-08971

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated July 31, 1998. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

MICROFILMED

NOV 7 1998

CERTIFICATION OF MAILING

I hereby certify that on 10-20-98
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

[Signature]

July 31, 1998

MIKE IRVINE
W 7950 COUGAR GULCH
COEUR D ALENE ID 83814

PROOF DUE NOTICE

RE: PERMIT NO. 95-08971

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 October 1, 1998.

(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.

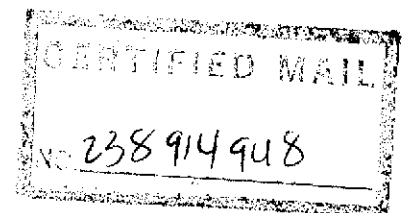
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

NOV 27 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 1, 1997

MIKE IRVINE
W 7950 COUGAR GULCH
COEUR D ALENE ID 83814

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08971

Dear Permit Holder:

The Department of Water Resources (IDWR) 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 IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device and lockable controlling works that will enable the watermaster to control the rate of diversion.

Please note that a separate stream channel alteration permit must be obtained from the IDWR prior to any activity in the stream channel other than construction or maintenance of the

MICROFILMED

JAN 1 1998

diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosures

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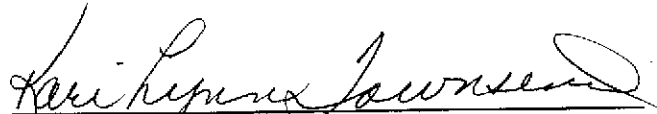
JUN 12 1988

CERTIFICATE OF MAILING

I hereby certify that on the 1st day of October, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

Water Right No. 95-08971

MIKE IRVINE
W 7950 COUGAR GULCH
COEUR D ALENE ID 83814


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 12 1998

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*
 No.: 95-8971 Name: Erwine Date: 9/29/97 Ad OK? / Gvmt Lts:

AREA OF CONCERN:

- No/Yes: Mor / GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

1 year/no proof

P16

>1 year

- 26A-P17

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

>0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD >0.24 cfs

- 01M (report when notified)

>5 a.

- 01M; 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

Existing well

- NA (pre 7/1/87; ✓ WDOQ3)

Included w/permit

- Permit No. - - - - P99

No drilling permit?

- 046-46B-P23 (post 7/1/87)

irr. in WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- ~~31A~~ (modify remark *WB9) *Spotene R.*

WD (✓ MAP & LISTING)

- R04 (WD # 95B) - 01M P08 (MD)

Pumped >0.20 cfs

- 01H-P01 (LD & MD) or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

~~≤ 0.24 cfs/5 acres~~~~- No MD~~

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

~~≤ 0.24 cfs/5 acres~~~~- No MD~~

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22 P04, NA

(02/03-irr)

- 007-P07 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens)

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area

- 071-070-P53

Fish Propagation

- 029-007-042(req)-081-R07 (WQ)-P10; 044 (N of 1000 Springs)

Irr ≤ 5 acres

- R49/R50/R51/R52 (0.03 cfs/acre +AF)

> 5 acres

- R29/R30/R31/R32 (0.02 cfs/acre +AF)

Mining

- 054(req) -081-R07-P10

Muni (in restricted areas)

- 022, 075, 004 (+memo?)

Power

- 17H/17K(+uses)-08A-025-01N(P19)-028-081-R07(P10); 027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

Stock (BLM/USFS)

- R37

Storage (✓ 3 compo.)

- 080; 18A (in- & out-flow MD within district), 18B-P09 (>10' dam),

LOCATION:

42-248 area

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- 058 (<85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co.

- 023 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU)

OTHER CONDITIONS:

STANDARD REMARKS:

- 003 Rec. Swimming

BENEFICIAL USE DUE:

- 10/1/ 1998

COMMENTS:

No. a
4/87-06/92n

DEPARTMENT OF WATER RESOURCES
APPLICATION ANALYSIS SHEET

RECEIVED

SEP 19 1997

WR1
WRA
BC

APPLICATION # 95-8971

DEPARTMENT OF WATER RESOURCES

***** INITIAL REVIEW *****

APPLICANT: IRVINE BY: AB DATE: 5/23/97

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☒ Source
3. ☒ Point of Diversion & County
4. ☒ Quantity
☒ Nature of Proposed Use
☒ Period of Use
5. ☒ Total Quantity
6. ☒ Description of diverting works
7. ☒ Time required for b/u
8. ☒ Proposed use
9. ☒ Place of use or acres irrigated
10. ☒ Other Water Rights
11. ☒ Ownership
13. ☒ Map
☒ Signature
☒ Fee (Amt, recpt, acknowledgment)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

- Yes No
- ☒ Field check: by _____
- ☒ Field report attached
- ☒ Analysis Supp. attached(>5cfs/500af)
- ☒ Water delivered by water master?
- Water District # 9SB

PROCESSING

Yes No PRIORITY DATE: 5/23/97

☒ (Include Moratorium Remark)

☒ Statewide Avertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: KOOTENAI County.

CA/Thurs/ok

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: N/A

***** GROUNDWATER SECTION *****

- (Yes) (No)
- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?
- Well Drilling Application Number _____
- Checked by: _____ Date: ____/____/____
- Remarks: _____

***** FINAL REGIONAL PROCESSING/REVIEW *****

- (Yes) (No)
- ☒ Notice of pending void order issued. Final order response date: ____/____/____
- ☒ Further information required from applicant
- ☒ Affidavit of publication received
- ☒ Application published correctly, If not, record action taken: _____
- ☒ Publication dates and paper recorded on application | Sr. Agent initial AB
- ☒ Protests received. Final protest date: 9/8/97
- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: AB Date: 9/9/97

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai,

Michelle Price 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 21st day of August, 1997, and ending on the 28th day of August, 1997, 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.

Michelle Price

Subscribed and sworn to before me this 28th day of August, 1997.

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

MY COMMISSION EXPIRES 6/18/03

RECEIVED

SEP 03 1997

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08971

IRVINE, MIKE
W 7950 COUGAR GULCH
COEUR D ALENE, ID 83814
Source: COUGAR CREEK
Tributary: COEUR D ALENE LAKE
Diversion Pt: LOT 4 (SWSW) Sec 30 T 50N R 04W in KOOTENAI County.
Use: IRRIGATION (0.030 CFS)
IRRIGATION STORAGE (0.60 AF)
IRRIGATION FROM STORAGE (0.60 AF)
WILDLIFE (0.030 CFS)
WILDLIFE STORAGE (0.60 AF)
RECREATION (0.030 CFS)
RECREATION STORAGE (0.60 AF)
DIVERSION TO STORAGE (0.030 CFS)
Total Diversion: (0.030 CFS)

Date Filed: 5/23/1997
In: KOOTENAI County
T50N R04W S30 Lot 4 (SWSW)
1.0 ACRES TOTAL

95-08972

SIEVERT, RICHARD W
14400 E HAYDEN LAKE ROAD
HAYDEN LAKE, ID 83835
Source: UNNAMED STREAM
Tributary: MC CLEANS CREEK
Diversion Pt: SESESE Sec 34 T 52N R 03W in KOOTENAI County.
Use: STOCKWATER (0.020 CFS)
STOCKWATER STORAGE (2.00 AF)
STOCKWATER FROM STORAGE (2.00 AF)
Total Diversion: (0.020 CFS)

Date Filed: 8/5/1997
In: KOOTENAI County
T52N R03W S34 SESE

For additional information concerning the property location, call the Northern Regional Office at (208) 769-1450.

The permit(s) will be subject to all prior water rights. Protests must be filed with the applicant and with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814, together with a protest fee of \$25.00 on or before SEPTEMBER 8, 1997.

KARL J. DREHER, Director

Legal 828
August 21, 28, 1997

RECEIVED

SEP 03 1997

NORTHERN REGION
IDWR

August 13, 1997

Mike Irvine
W 7950 Courgar Gulch
Coeur d Alene ID 83814

Re: Water Appropriation Application No. 95-08971

Dear Mr. Irvine:

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application for Permit to Appropriate the Public Waters of the State of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application. Enclosed for your file is Receipt Number N011230.

Your appropriation application is currently being prepared for advertising in the local county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests. Normal processing time is approximately 3 to 4 months, if the application is not protested.

If the application is not protested, it will be forwarded to Boise to be considered for approval by the Director. State office personnel will then conduct a complete review, and you will be notified by mail of the outcome. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. All protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

You will receive your approved Application for Permit and instructions on filing the Proof of Beneficial Use from our State office in Boise.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

ALLEN BEARDSLEE
Senior Water Resources Agent

AB:db

MICROFILMED

JUN 12 1998

95-08971

IRVINE, MIKE
W 7950 COUGAR GULCH
COEUR D ALENE, ID 83814

Source: COUGAR CREEK

Tributary: COEUR D ALENE LAKE

Diversion Pt: LOT 4 (SWSW) Sec 30 T 50N R 04W in KOOTENAI County.

Use: IRRIGATION	(	0.030 CFS)	
IRRIGATION STORAGE			(0.60 AF)
IRRIGATION FROM STORAGE			(0.60 AF)
WILDLIFE	(	0.030 CFS)	
WILDLIFE STORAGE			(0.60 AF)
RECREATION	(	0.030 CFS)	
RECREATION STORAGE			(0.60 AF)
DIVERSION TO STORAGE	(	0.030 CFS)	
Total Diversion:	(	0.030 CFS)	

Date Filed: 5/23/1997

In: KOOTENAI County
T50N R04W S30 Lot 4(SWSW)

1.0 ACRES TOTAL

MICROFILMED

JUN 12 1998