

in the

State Health Department Certificate

Robert P. Camp
State Health Officer

Jack M. Bellinger
Boundary County Road Superintendent

Matt C. Schuel
Chairman, Boundary County Planning Commission

Irma Marshall
Boundary County Treasurer
County Road

X. James R. Staples, Idaho Land Surveyor No. 3628 do hereby
 certify that this plat hereon is a true and correct representation
 of a survey made by me in accordance with the laws of the
 State of Idaho (Idaho Code 31-8109, 1975) and accepted
 methods and procedures of surveying.

Drawings based on Record of Survey
Sheet 1 page 82

Ints. Road data & external
boundary as: based on
survey conducted by FRS 802.
completed on Map No. 1943.

I hereby certify that I have examined the herein plat and have determined that it complies with applicable state statutes and county ordinances regarding plats and subdivision regulations.

This plot has been approved and accepted by the Board of County Commissioners of
 Jackson County, Idaho this 17th day of November, 1903.

Christa Baker
Chairman, Board of County Commissioners

County Recorder

This plot was filed for [redacted] in the office of the Director of [redacted]
at the request of [redacted]
1968 at [redacted] and duly recorded in [redacted]
Instruction number [redacted]

NOTES: J. ESTEP
County Recorder

Do it mean that Galt, the author of the book, "Fascism, Germany, Italy, America," is a member of which is a

A tract of land to the north half of section 2, Township 10 N., Range 10 E., 2nd Meridian, Boundary County, Idaho was partitioned

[illegible]

Ruby E. Lewis

Acknowledgements

State of Idaho) ss
County of Boundary)

I hereby certify that on this 9 day of September, 1908, before me a Notary Public in and for the State of Idaho, duly commissioned

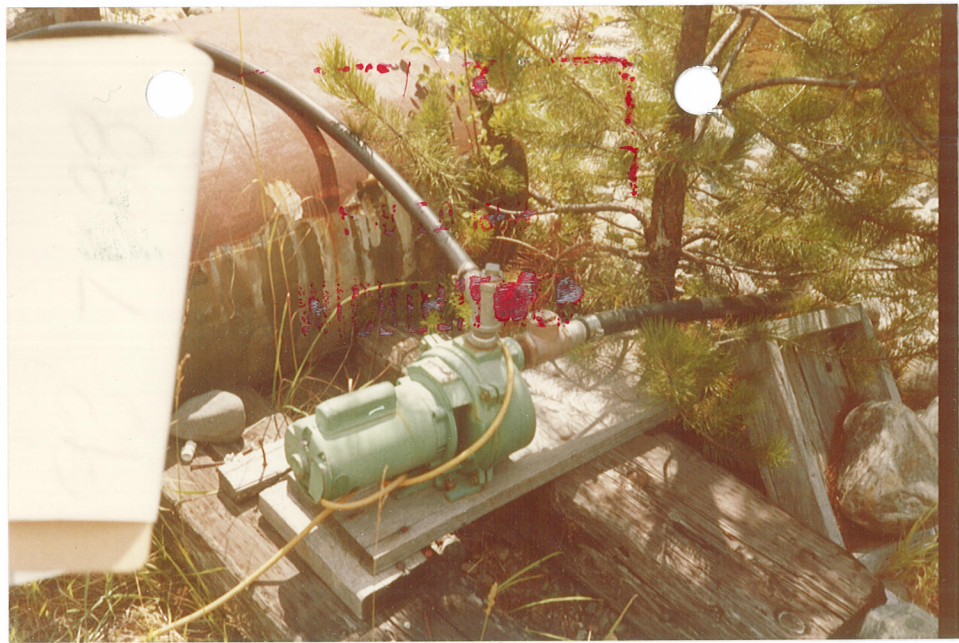
appeared, David C. & Ruby S. Lund, who executed the foregoing Owner's Certificate and Acknowledgment to wit that they agreed the same on behalf of said corporation, and acknowledged to me that such corporation executed the same for the use and purpose herein stated.

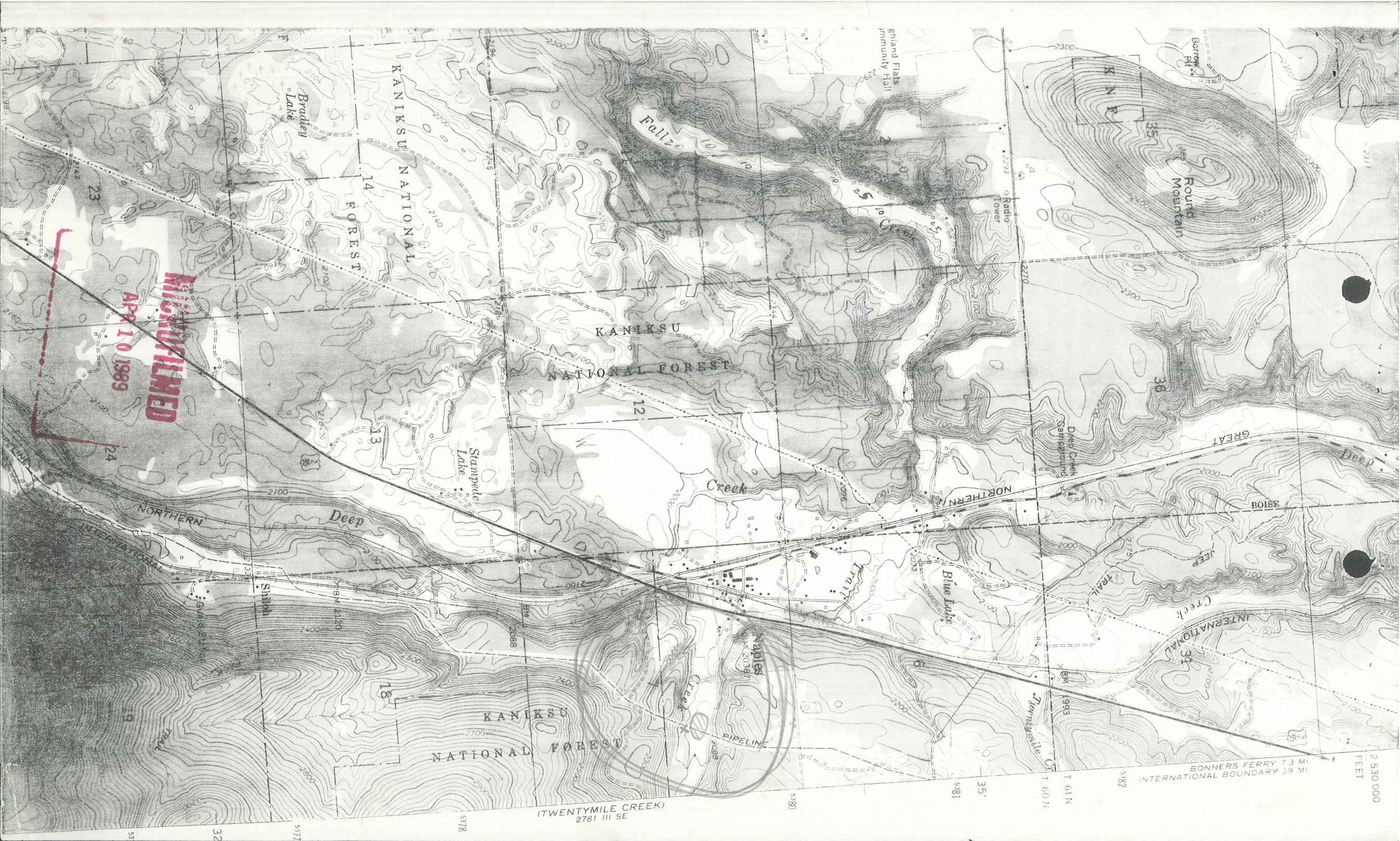
WITNESS my hand and official seal on the day
and year above mentioned.

James Lee Perkins
Notary Public in and for the State of Idaho

Dead Restrictions and Restrictive Covenants

1. No lot of the subdivision shall be further divided without the approval of a subdivision commission.
2. Except for Lots A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z, no other lots shall be subdivided without the approval of a subdivision commission. A maximum of two lots shall be allowed on Lot C.
3. All aspects of Lots A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z shall conform to the minimum standards set forth in the zoning regulations prior to those portions of lots A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, X, Y, Z. The boundaries of the 100 year flood plain, 100 year return period, shall be indicated by a dashed line on the map.





REPRODUCED
APR 10 1989

KANIKSU
NATIONAL FOREST

(TWENTYMILE CREEK)
2781 III SE

BONNERS FERRY 7.3 MI.
INTERNATIONAL BOUNDARY 39 MI.

2 530 000
FEET

RECEIVED

AUG 25 1997

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.NORTHERN REGION
IDWR
AUG 21 1997
RECEIVED

1. Water Right No(s).: 98-07088
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant DONALD G. LUND
STAR RT BOX 210, NAPLES, ID
4. New Owner/Claimant(s) WILLIAM D. & HELEN K. ROBERTS
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address HG 10 BOX 210
City, State and ZIP Code NAPLES, ID 83847
New Telephone Number 208 207-5160
5. Date you acquired the property JULY 7, 1997
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Helen K. Roberts

(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Original owner of water rights no. 98-07088
Donald C Lund
Ruby C Lund 8/14/97

MICROFILMED
JAN 11 1999

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

MICROFILMED

JAN 11 1999

RECEIVED

STATE OF IDAHO } SS 0148848
County of Boundary

Filed for record at the request of
Boundary Abstract
on the 27th day of Nov 1985 at 4:15
o'clock PM., and recorded in Book 57
of Instruments on page 165

NORMA J. ESTEY

County Recorder

By C. Thornton Deputy

Fee \$ 4.00 chg.

Mail to Abstract

RECEPTION ()
INDEXED ()
FILMED ()
DELIVERED ()
MAILED ()

08-415
MICHAEL C. STEWART
Attorney at Law
212 North First Avenue
Suite 203
Sandpoint, Idaho 83864
Phone: (208) 263-8529

WARRANTY DEED

FOR VALUE RECEIVED, DONALD C. LUND and RUBY E. LUND, husband and wife, the Grantors, do hereby GRANT, BARGAIN, SELL and CONVEY unto BEVERLY F. BAILEY, a single woman, the Grantee, of 11175 Highway 95 North, Sandpoint, Id 83864, the following described real property situate in the County of Bonner, State of Idaho, to wit:

Lot F, Lazy L Acres, according to the plat thereof, recorded in Book 2 of Plats, Page 30, Records of Boundary County, Idaho.

R.L. D.L.
~~SUBJECT TO the right of the public in and to any and all easements and rights of way for any and all public roads now established or existing on said premises, or any part thereof, as reserved by Humbird Lumber Company, a corporation, in Deed recorded December 15, 1928, in Book 14 of Deeds, Page 595, as instrument No. 17400, Records of Boundary County, Idaho.~~

~~SUBJECT TO an easement and conditions contained therein:~~

~~Grantor: Peter Thompson and Marie Thompson, husband and wife~~

~~Grantee: Boundary County~~

~~Location: Property in Question~~

~~Purpose: Right of Way~~

~~Dated: May 22, 1922~~

~~Recorded: May 26, 1922~~

~~Instrument No.: 8412~~

~~Book/Page: Book 13 of Deeds/Page 246~~

SUBJECT TO restrictions shown on face of Plat:

No lot of the subdivision shall be further divided without the formal approval of a subdivision application; Structures on residential lot of the subdivision shall be limited to one single family residence and the usual supporting outbuildings.

TOGETHER WITH all and singular the tenements, hereditaments,

WARRANTY DEED 1

MICROFILMED

JAN 11 1999

and
above
they
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J.C.
DONALD

R.
RUBY

STATE
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and appurtenances thereto belonging or in anywise appertaining.

AND the above named Grantors do hereby covenant that the above described premises are free from all encumbrances and that they will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT such rights, easements, covenants, and restrictions as stated above, and health or zoning regulations.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands.

DATED this 26th day of November, 1985.

Donald C. Lund
DONALD C. LUND

Ruby E. Lund
RUBY E. LUND

STATE OF Idaho)
County of Boundary) ss.

This day personally appeared before me, the undersigned Notary Public, DONALD C. LUND and RUBY E. LUND, husband and wife, known to me to be the persons whose signatures are subscribed to the within Warranty Deed, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 26th day of November, 1985.

Sharon Delaney
Notary Public
Residing at: Boomerang Ferry 70
Comm. Expires: 10/7/91

WARRANTY DEED 2

MICROFILMED

JAN 11 1999

DEED

In distribution of the Estate of Beverly Faye Bailey, deceased, Vickie Borley, Personal Representative of the Estate of Beverly Faye Bailey, deceased, does hereby grant, bargain, sell and convey to William Roberts and Helen Roberts, husband and wife, Grantees, whose address is c/o First American Title Company, P.O. Box 1206, Bonners Ferry, Idaho, 83805, the following described real property situated in ~~Kootenai~~ ^{Boundary} County, Idaho:

Lot F, Lazy L. Acres, according to the plat thereof, recorded in Book 2 of Plats, Page 30, Records of Boundary County, Idaho. *JB*

Dated this 3 day of July, 1997.

Vickie Borley
Vickie Borley
Personal Representative of the
Estate of Beverly Faye Bailey,
deceased

STATE OF IDAHO :
:ss.
County of Kootenai :

On this 3rd day of July, 1997 before me, a Notary Public in and for said State, personally appeared VICKIE BORLEY, known or identified to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of BEVERLY FAYE BAILEY and acknowledged to me that she executed the same as such Personal Representative.

Lacey L. Williams
Notary Public for Idaho
residing at Washington
Comm. expires: 10/3/2001

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JAN 11 1999

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 98-07088

Priority: August 27, 1973 Amount: 0.07 CFS 15.0 AFA

This is to certify, that DONALD C. LUND
RUBY E. LUND

STAR RT. BOX 210
NAPLES, ID 83847

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated August 27, 1973, and has submitted proof to the Department of Water Resources on August 31, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .070 cfs of water from:

TRAIL CREEK tributary to DEEP CREEK

source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.07 CFS	15.0 AFA

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 7, Township 60N, Range 01E
BOUNDARY 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>
60N	01E	7	SWNE	5		5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

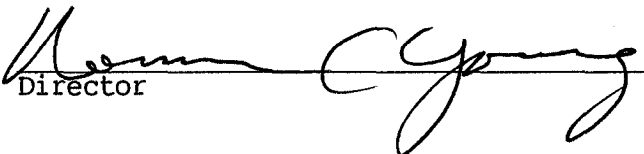
1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. 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 license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9th day of MARCH, 1989.

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APR 10 1989

Acting for the Director



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVING THE MEASURING DEVICE)
REQUIREMENT FOR PERMIT NO. 98-7088 IN THE NAME) ORDER
OF DONALD C. AND RUBY E. LUND)

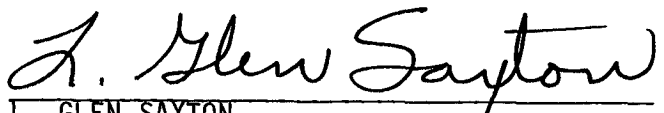
WHEREAS, on October 1, 1973, the Department of Water Resources issued Permit No. 98-7088 in the name of Donald C. and Ruby E. Lund with the requirement that a measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on August 31, 1983, the Department received a request from the permit holders to remove the measuring device requirement; and,

WHEREAS, the Department of Water Resources has determined that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permit;

NOW, THEREFORE, the condition of approval on said water right requiring that a measuring device be installed and maintained is hereby REMOVED.

Dated this 4th day of October, 1983.


L. GLEN SAXTON
Chief, Operations Bureau

03-11-1983

8891 0 11 84

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

REQUEST FOR EXTENSION OF TIME AUG 18 1978

To provide additional time in which to submit
proof of beneficial use on a water right permit

Department of Water Resources

Donald C & Ruby E Lund of Star Route Naples Ida 83847
(Name) (Address)

State of Idaho, deposes and says: old address: Box # 7 Samuels, Ida 83862

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. 98-7088.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before Oct. 1, 1978.

That he has heretofore performed the following work described under said permit: Bought & installed pump & pipe & sprinklers to irrigate 5 acres

Costing \$ 417.⁶⁸

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Due to time & cost of repair of flood damage occurring Jan. 1974, have been unable to complete this project.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to Oct 1, 1983.

Donald C Lund
(Signature)*

Ruby E Lund

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to October 1, 1983.

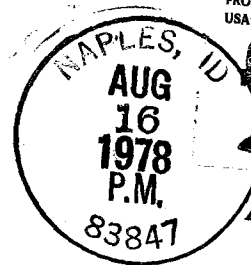
Signed this 22 day of August, 1978.

Billy D. Hansen

Chief, Regional Office Bureau

Donald C. Lund
Star Route
Naples, ID 83847

RECEIVED



State of Idaho
Department of Water Administration
Statehouse annex 2
Bouse, Idaho 83707

98
Identification No. 98-7088

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant Donald C. and Ruby E. Lund
post office address Box 7, Samuels, Idaho 83862
2. Source of water supply Trail Creek which is a tributary of Deep Creek
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 7 Township 60N
Range 1E B.M. Boundary County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Trail Creek at a point in SE $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 7 Township 60N Range 1E B.M. Boundary County
4. Water will be used for the following purposes:
Amount 0.70 for Irrigation purpose from April 1 to Oct. 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. 0.70 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Diversion dam with flood irrigation.

- 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 _____ inches; proposed depth of well is _____ 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 \$ _____.
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: _____

98 7088

98 7088

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
60N	1E	7			15					20									35

Total number of acres to be irrigated 35

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

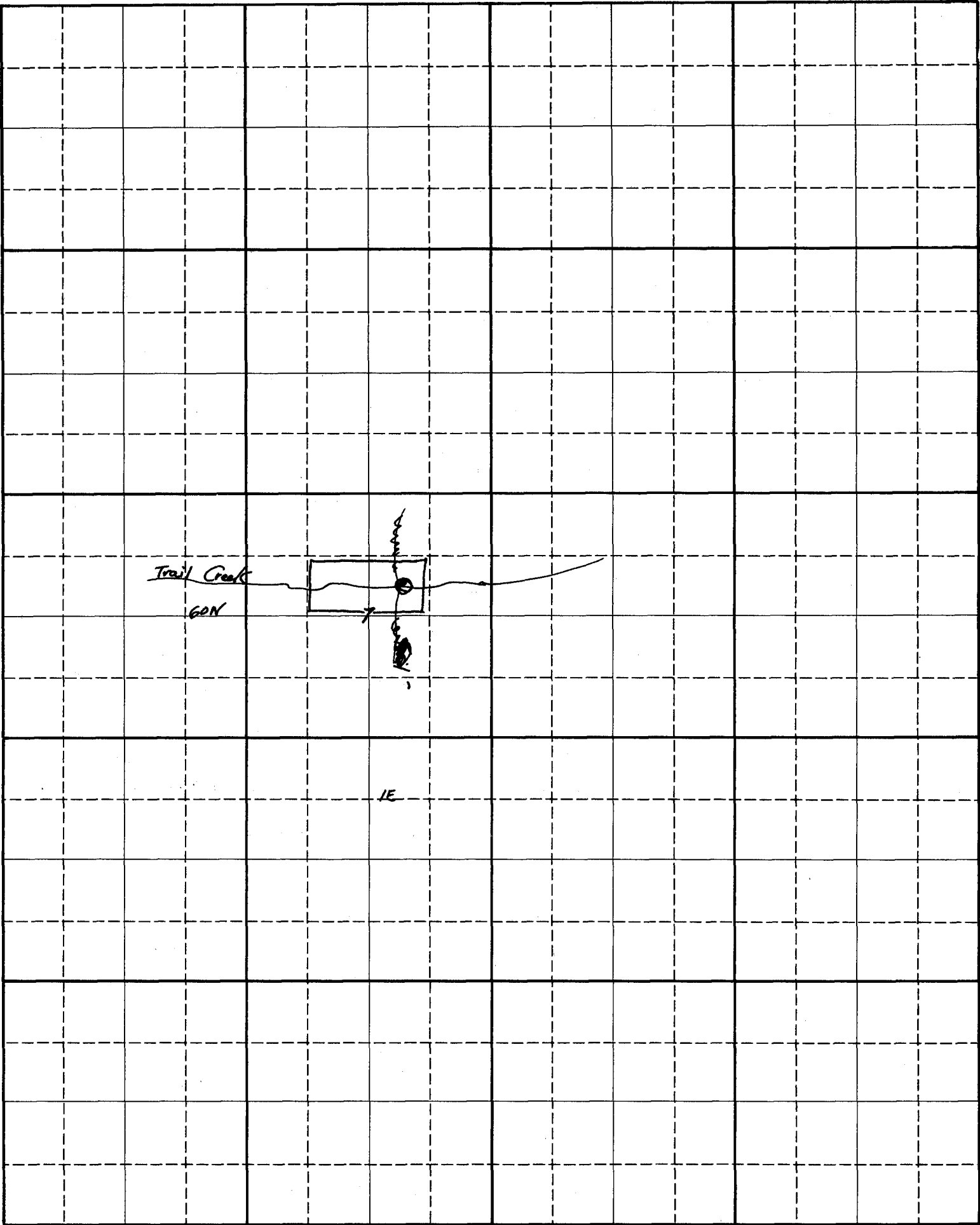
9. a. Who owns the property at the point of diversion Applicant

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

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Donald C. Lund
(Applicant)
Ruby E. Lund
98 7088

Proposed Priority 8-27-1973

Received by KK Date 8/27/73 Time 8:15 A.
Preliminary check by KK Fee \$ 25.00
Receipted by KK Date 8/27/73 # 11896
Publication prepared by CP Date 8-31-73
Published in BONNERS FERRY HERALD
Publication dates 9-6 & 9-13-73
Publication approved CP Date 9-24-73
Priority reduced to _____ Reason _____

98-7088

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by N JDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 98-7088, 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 October 1, 19 78.
- c. Other: A measuring device of a type approved by this department
shall be permanently installed and maintained as part of the
diverting works.

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

Witness my hand this 1st day of October 19 73.

P. Karl Higley
Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>FE</u>	<u>8/27/73</u>	Application No. <u>98-7088</u>
(2)			☒ Source ☒ Point of Diversion ☒ County ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for B/U of water ☒ Place of Use or Acres Irrigated ☒ Map ☒ Signature ☒ Fee
(3)	<u>FE</u>	<u>8/27/73</u>	In form to receipt Send Copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)			☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M. ☐ Request Information from Applicant
(5)	<u>FE</u>	<u>8/27/73</u>	In form for advertising
(6)			Located within Water District No. _____
(7)			Critical groundwater area: yes _____ no _____
(8)			Groundwater levels: ____ Decline (comment) _____ ____ Stable (comment) _____ ____ Increasing (comment) _____
(9)			Comments: _____ _____
(10)	<u>CP</u>	<u>9-24-73</u>	Affidavit of Publication received (date) <u>SEPTEMBER 17, 1973</u>
(11)	<u>CP</u>	<u>9-4-73</u>	Final date for protests <u>SEPTEMBER 24, 1973</u> Protests received: yes _____ no <u>✓</u>
(12)			Date and Place of hearing _____ Decision reached at hearing _____ _____
(13)	<u>FE</u>	<u>9/24/73</u>	All requested information received from agencies or applicant yes <u>✓</u> no _____
(14)	<u>FE</u>	<u>9/24/73</u>	Action recommended: ☒ Approve Priority <u>8/27/73</u> ☐ Deny Reason for Reduction _____ <u>✓</u> Measuring device required ____ See attached sheet for additional conditions of approval ____ No additional conditions for approval
(15)	District	<u>Northern</u>	By <u>Fred E. Smith</u> Date <u>9/25/73</u>

98 7088

AFFIDAVIT OF PUBLICATION

RECEIVED

STATE OF IDAHO }
County of Boundary } ss.

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald C. & Ruby E. Lund, Box 7, Samuels, Idaho have on August 27, 1973 submitted Application No. 98-7088 for a permit to appropriate 0.70 cubic feet per second of water from Trail Creek, tributary of Deep Creek by means of dam and flood irrigation within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M., Boundary County to be used from April 1 to Oct. 15 for the irrigation of 35 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M., and to be discharged into Trail Creek at a point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before September 24, 1973.

R. KEITH HIGGINSON
Director

Published in the Bonners Ferry Herald, Bonners Ferry, Idaho on Sept. 6 and Sept. 13, 1973.

W. H. Chubb

being first duly sworn upon his oath, deposes and says that he is the publisher (or foreman)

publisher

of The Bonners Ferry Herald, a newspaper of general circulation, published weekly at Bonners Ferry, Boundary County, State of Idaho; that the said Bonners Ferry Herald has been continuously and uninterruptedly published in said Boundary County during a period of 18 months or 78 weeks prior to the first publication of the hereto attached notice; that

the advertisement of Idaho Dept. of Water Admin.

a Notice of Application for water permit/Lund-No. 98-7088

Notice for Publication, a printed copy of which is attached hereto was published in said newspaper and not in a supplement thereof for 2 consecutive issues, commencing with the issue dated Sept. 6, 1973, and ending with the issue dated Sept. 13, 1973.

John M. Haglan, bookkeeper

Subscribed and sworn to before me this 14 day of Sept., 1973

C. Dean Kerby
Notary Public in and for the County of Boundary, State of Idaho,
residing at Bonners Ferry, Idaho.

98 7088



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 www.idwr.state.id.us/idwr/idwrhome.htm

January 11, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WILLIAM D ROBERTS
HELEN K ROBERTS
HC 18 BOX 210
NAPLES ID 83847

RE: WATER RIGHT 98-07088

Dear Mr. & Mrs. Roberts:

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JAN 11 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 98-7088
Name(s) of Permit Holder(s): Donald C & Ruby E Lund
Post Office Address: (New) Star Route Appleton Idaho 83847
Tel. No. 267-5369

- ☐ I hereby certify that construction of diversion works for the above referenced permit began on 1975 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control:

*Note: A financing difficulty is not an acceptable reason.

7/10/82
Date

Ruby E Lund
Signature of Permit Holder

MICROFILMED
JAN 11 1993

Donald C. Lund
Star Route
Naples, ID 83847



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



JUL 12 1982

Department of Water Resources

JAN 11 1999

March 13, 1989

DONALD C. LUND
RUBY E. LUND
STAR RT. BOX 210
NAPLES, ID 83847

RE: PERMIT NO. 98-07088

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
APR 10 1989

January 4, 1989

DONALD C. LUND
RUBY E. LUND
STAR RT. BOX 210
NAPLES, ID 83847

RE: PERMIT NO. 98-07088

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APR 10 1989

RECEIVED
AUG 26 1953

Department of Water Resources

Permit No. 98-7088

Phone No. _____

1. Owner: DONALD COR RUBY LUND

Current Address: STAR RT Box 210 NAPLES ID, 83847

2. Accompanied by: R. LUND

EXAM. DATE: 7/17/83

Address: 51-11 E Phone No. _____

Relationship to Permit Holder: SAME

3. Source: TRAIL CR. tributary to DEEP CR.

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	5 1	56 J	MEYERS	1 1/4

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

2" SUCTION WITH PUMP & 85PSHD 5/32 @ 30PSI

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
PRESSURE						

7. Measurements

☐ Additional data/computation sheets attached
$$\frac{1.4(8)}{448.8} - \frac{3.85(8)}{448.8} = 0.07$$

8. Point(s) of Diversion:

Indicate Method of Determination *MSD*

[illegible]

9.

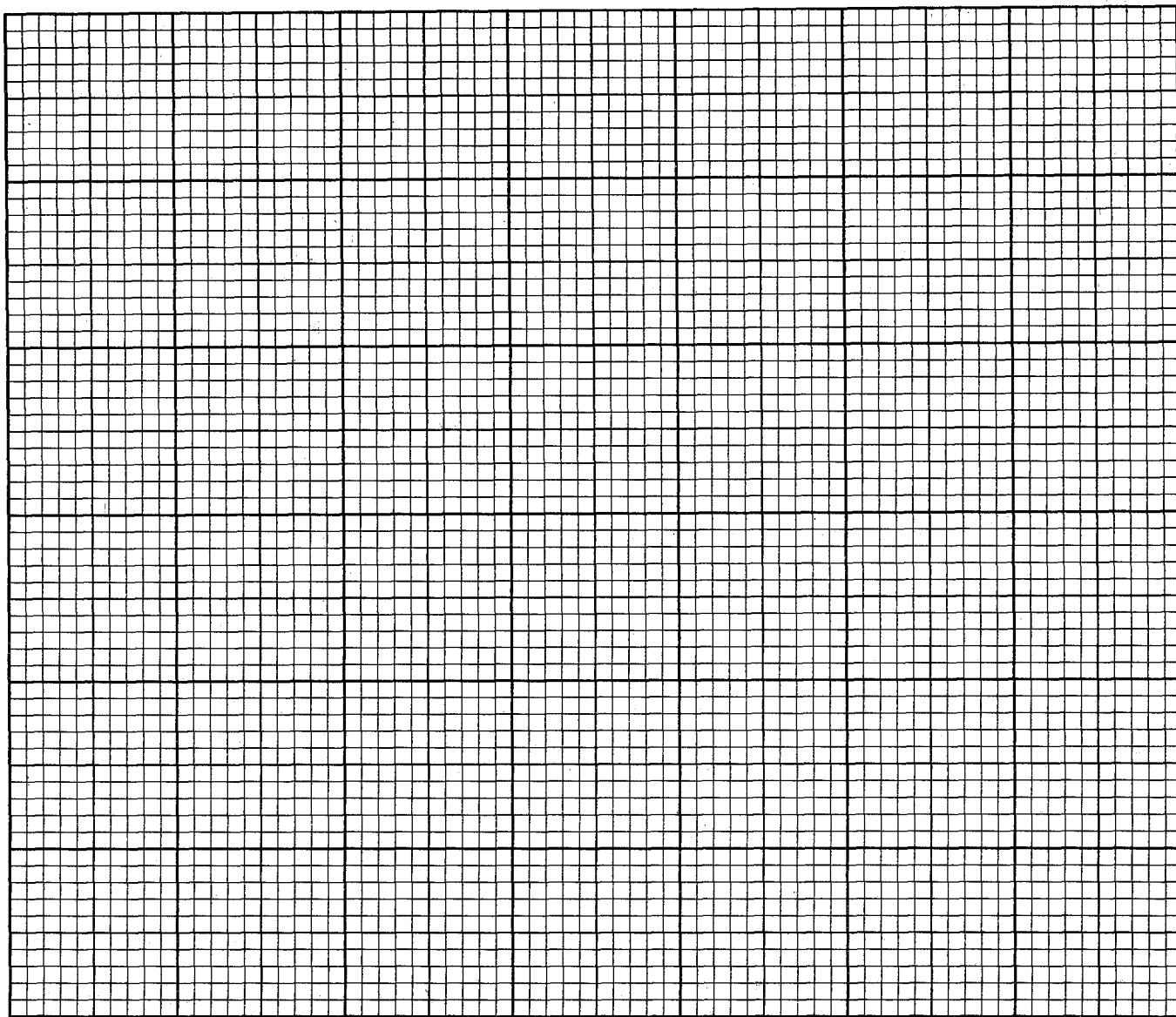
Irrigation - give acres served by system at time of exam.

Place(s) of Use:

Indicate Method of Determination *MAP*[illegible]

10. Other water rights on these lands none
11. Other water right diverted from same p.d. none

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- | | | |
|---|--|--|
| ☐ Change P.D. as reflected above | ☐ Add P.D. as reflected above | ☒ None |
| ☐ Change P.U. as reflected above | ☐ Add P.U. as reflected above | ☐ Other |

16. Examiner's/Consultant's Signature [Signature] Date 7/17/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination _____

Date

CONSULTANT SEAL



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

AUG 26 1985

98-7088
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\frac{3.85(8500)}{448.8} = 2.07 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{I.R.} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \frac{(3) 5}{15} = 15 \\ V_{D.R.} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (198) .07 = 27 \\ V &= \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 15 \end{aligned}$$

c) Volume Calculations for Other Uses:

2. Overlap Review

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

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APR 10 1989

RECOMMENDED AMOUNTS

3.	Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
	98-7088		0.07			

4. Permit Holder: DONALD C OR RUBY LUND
 Address: SR 304210 NAPIES, ID. 83847

5. Source: TRAIL CR tributary to DEEP CR

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
<u>IRR</u>	<u>4-</u>	<u>10-15</u>	<u>0.07</u>	<u>15</u>

Allowable Maximums: 0.07 15

7. Point(s) of Diversion:

No.	Govt. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County
			<u>SW</u>	<u>NE</u>	<u>7</u>	<u>60N</u>	<u>15</u>	<u>BOUNDARY</u>

8. Place(s) of Use

Twp.	Rge.	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	
60N	15	7			5													5	
Total Acres 5																			

Total Acres 5

9. Recommended Conditions/Remarks:

MICROFILMED

APR 10 1989

10. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

11. Examiner's Signature [Signature] Date 8/19/85

Checked in Regional Office by Bob Holmes Date 8/22/85

Approved in State Office by Roxanne McCarthy Date 11/17/85



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

OCTOBER 18, 1983

DONALD C. OR RUBY E. LUND
STAR RT BOX 210
NAPLES ID 83847

RE: Permit No. 98-7088

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 667-6484 or in person at our office.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

APR 10 1989

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 98-7088

Name(s) of Permit Holder: DONALD C. & RUBY E. LUND

Post Office Address: STAR ROUTE BOX 210

NAZES, ID 83847 Tel. No. 267-5369

Source of Water: TRAIL CREEK

Extent of Use: ☐ Domestic (number of households)

☐ Stockwater (number and type of stock)

☒ Irrigation 5 (a) **AUG 31 1983**

☐ Other

Measuring Device Required? ☒ Yes ☒ No

Access Port Required? ☐ Yes ☒ No

Department of Water Resources
Northern District Office

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

8/31/83
Date

Ruby E. Lund
Signature of Permit Holder

PLACE
13 CENT
STAMP
HERE



RECEIVED
SEP 7 1983

SEP 7 1983

DEPARTMENT OF WATER RESOURCES



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

RECEIVED

Star Route, Box 210
Naples, Id. 83847

August 31, 1983

State of Idaho
Department of Water Resources
4055 Government Way
Coeur d'Alene, Id. 83814

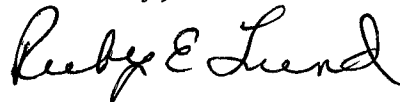
Re: 98-7088

Gentlemen:

We hereby request that the measuring device requirement on the
above-referenced permit be removed.

Our plans have changed and we are now only irrigating five acres
of land.

Sincerely,



Ruby Lund

pms

RECEIVED

AUG 31 1983

Department of Water Resources
Northern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

Donald & Ruby Lund
Star Rt.
Naples, ID 83847

138772

PROOF DUE NOTICE

JULY 31, 1983

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 98-7088 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1983. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH 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, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A 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,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

ACT
ION

N OWNER LAST NAME - LUND

FIRST NAME - DONALD C.

N OWNER LAST NAME - LUND

FIRST NAME - RUBY E.

N ADDRESS LINE 1 - P.O. BOX 7

CITY - SAMUELS

STATE - ID ZIP CODE - 83862

N

N SOURCE - TRAIL CREEK

TRIBUTARY OF - DEEP CREEK

N STAGE - PERMIT

PRIORITY - 08-27-1973 COUNTY - BOUNDARY TOTAL DIV. RATE - .7000CFS

N DIVERSION POINT - SWNE 07 60N 01E

N FROM - 04-01 TO - 10-15 USE - IRRIGATION

USE DIV. RATE - .7000CFS

N USE - IRRIGATION

PLACE OF USE - TWN 60N RNG 01E SEC 07 TRACT SWNE

AC 15 TRACT SENW

AC 20

N PROOF DUE - 10-01-1983 PERMIT/DENIED - 10-01-1973

N COND. OF APPRVL - 01

N DIVERSION MEANS - DAM.

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

UNRECORDED

August 23, 1978

Re: Permit No. 98-7088

Donald C. & Ruby E. Lund
Star Route
Naples, ID 83847

Dear Mr. & Mrs. Lund:

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to ~~October~~ 1, 1983.

Sincerely,

Jan Grover
Water Rights Supervisor

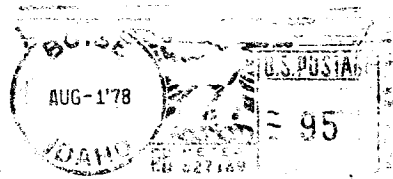
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Postoffice
Boise, Idaho 83720



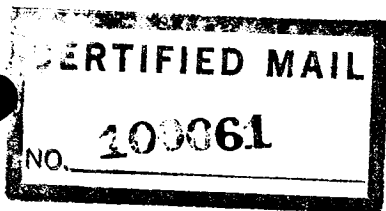
RECEIVED

REASON CHECKED
Unclaimed _____ Refused _____
Addressee unknown _____
Insufficient Address _____
No such street _____ number _____
No such office in state _____
Do not remail in this envelope

~~Donald C. & Ruby E. Lund
Box 7
Samuels, ID 83862~~



RECEIVED



According to Assessor's Office
new address is:
Star Route forwarding outdated
Naples, ID 83847



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

CERTIFIED MAIL

100061

July 31, 1978

Re: Permit No. 98-7088

Donald C. & Ruby E. Lund
Box 7
Samuels, ID 83882

Dear Mr. & Mrs. Lund:

One of the conditions of approval of your water Permit No. 98-7088 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before October 1, 1978. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.

RITA FLECK
Water Rights

Encl: Proof affidavit

October 5, 1973

Re: Permit No. 98-7088

Donald C. & Ruby E. Lund
Box 7
Samuels, Idaho 83862

Dear Mr. & Mrs. Lund:

Enclosed is a copy of your approved Application for Permit No. 98-7088. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:cd

Enclosures

98 7088

August 31, 1973

Re: Application No. 98-7086 98-4023
 98-7087 98-4024
 98-7088 98-4025

Bonnors Ferry Herald
P.O. Box 539
Bonnors Ferry, ID 83805

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Northern District Manager

Bill submitted 9-24-73 by CP

FE:CP

98 7088

Enc: Legal Notices (6)

STATEMENT

BONNERS FERRY HERALD

Complete Newspaper Coverage of Boundary County

P. O. Box 539

BONNERS FERRY, IDAHO — 83305

Idaho Department of Water Admn.
401 Front Ave.
Coeur d'Alene, Idaho 83814

1973

Sept. 6 Notice of App. for Water permit/
Lund No. 98-7088-32 lines 2 times \$ 12.48

98 7088

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald C. & Ruby E. Lund,
Box 7, Samuels, Idaho
~~has~~ ^{have} on August 27, 1973 submitted Application No. 98-7088
for a permit to appropriate 0.70 cubic feet per second ~~xxxxxx feet per second~~
of water from Trail Creek, tributary of Deep Creek
by means of dam and flood irrigation
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M., Boundary County
to be used from April 1 to Oct. 15
for the irrigation of 35 acres
within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M., and to be discharged
into Trail Creek at a point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 7, T. 60N, R. 1E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Administration, 401 Front Ave., Coeur d'Alene, Idaho, 83814 on or before September 24, 1973.

R. KEITH HIGGINSON

Director

Published in the Bonnors Ferry Herald, Bonners Ferry, Idaho
on Sept. 6 and Sept. 13, 1973

98 7088

Appra

July 13, 1973

Please send me the forms
necessary to file for a
water right to use water
from a creek.

Thank you

RECEIVED

JUL 18 1973

Department of Water Administration
Northern District Office

Donald C. Lund
Box # 7

Samuels
Idaho 83862

Application sent 7-24-73. cl

98-7088

98 7088

June 7, 1973

Donald C. Lund
Box 7
Samuels, ID 83862

Dear Mr. Lund:

In checking our records, we find only two water rights from Trail Creek which have been recorded with our Department. From our records, it is not possible to determine if these two water rights are still existing; however, neither right was appurtenant to the lands you mentioned in your letter.

We have no way of knowing the status of the Naples water system. We suggest you contact the people involved.

I am sorry that we do not have the information you requested. If we may be of any further assistance, feel free to contact us.

Very truly yours,

Fred Eisenbarth
Northern District Manager

FE:cr

98 7088

RECEIVED

JUN 6 1973

Box #7
Samuels, Idaho
83862
June 5, 1973

Department of Water Administration
Northern District Office

Idaho Department of Water Administration
401 Front Avenue
Coeur d' Alene, Idaho 83814

Dear Sir;

We have purchased the Leon Marcy place at Naples, Idaho, on Trail Creek. Description; tracts in SE $\frac{1}{4}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ NE $\frac{1}{4}$, S&W OE CO. RD. & NE $\frac{1}{4}$ NW $\frac{1}{4}$ SEC. 7 Twp. 60 N Rg. 1 E.B.M.

Would you send us any information you have concerning existing water rights ect on this creek? The old Naples water system (originally the railroad) is on this property. What is the present status of this system. It is not being used at present and it is our understanding it has not been used for several years.

Thank you for any help you can give us.

Sincerely



Donald C. Lund
Box # 7
Samuels, Idaho 83862
263-3772

98 7088

RECEIVED

JUN 8 1973

Department of Water Administration
Northern District Office

Box # 7
Samuels, Idaho
83862
June 9, 1973

RECEIVED

JUN 6 1973

Department of Water Administration

Department of Water Administration
State House, Annex # 2
Boise, Idaho 83707

Dear Sir;

We have purchased the Leon Marcy place at Naples, Idaho, on Trail Creek. Description; tracts in SE $\frac{1}{4}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ NE $\frac{1}{4}$, S&W OF CO. RD. & NE $\frac{1}{4}$ NW $\frac{1}{4}$ SEC.7 Twp. 60 N Rg. 1 E.B.M.

Would you send us any information you have concerning existing water rights ect. on this creek? The old Naples water system (originally the railroad) is on this property. What is the present status of this system. It is not being used at present and it is our understanding it has not been used for several years.

Thank you for any help you can give us.

Sincerely

Donald C. Lund

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Box # 7
Samuels, Idaho 83862
263-3772

98 7088