

Directions to 10470 Loff's Bay Rd.

Pick up key to gate at the office!

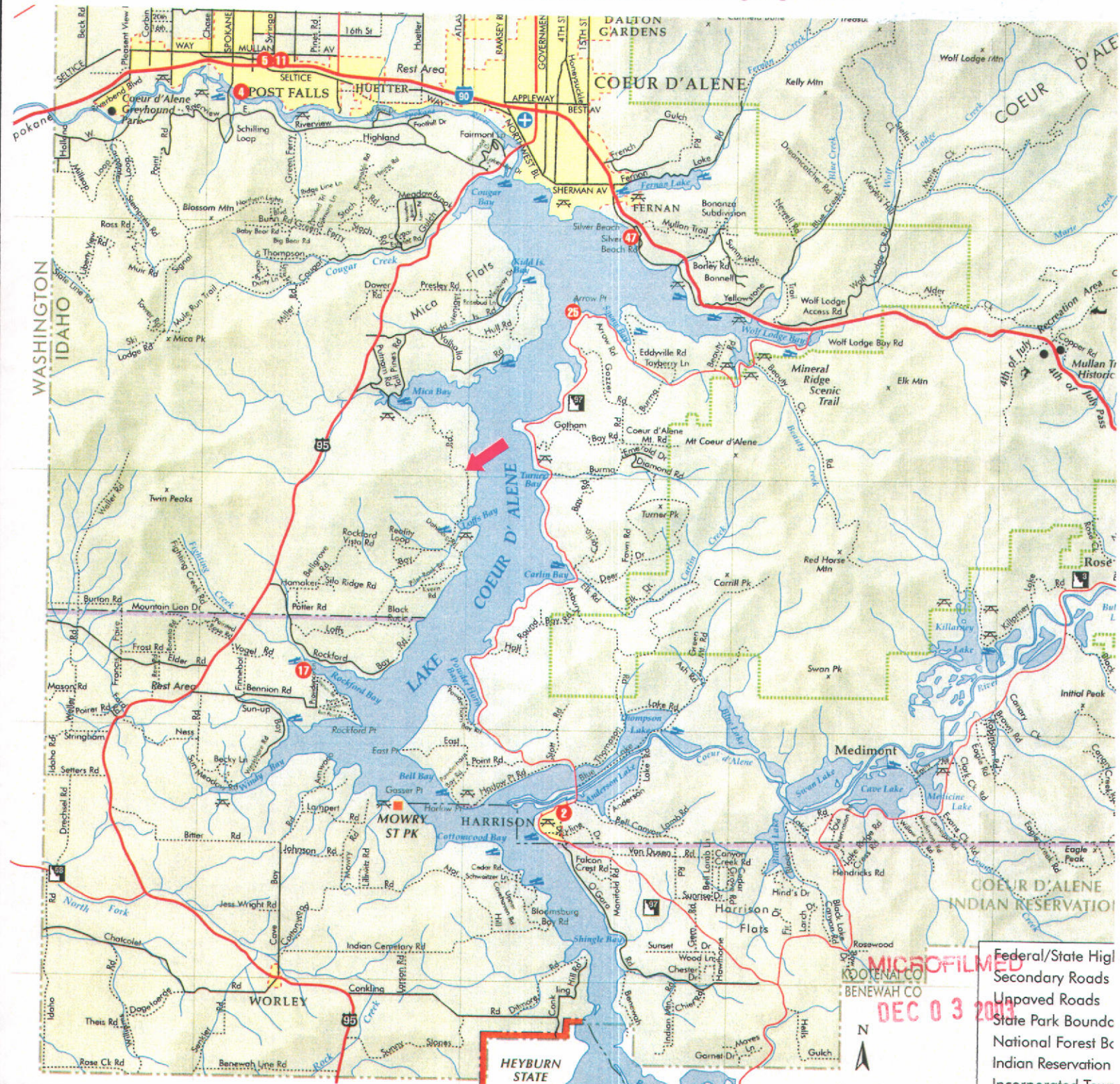
Hwy 95 South to Kidd Island Bay Rd. Turn on Kidd Island Bay Rd. and then take the immediate right on to Putman Rd.

Go 1.5 miles on Putman to Tall Pines Rd. Turn left & follow Tall Pines .6 miles to the NORTH END of Loff's Bay Rd.

Follow Loffs Bay Rd 4.4 miles. You will see a small yellow marker with L/10 on the tree and a wood sign with the numbers 10470. Gate is at the top of the driveway.

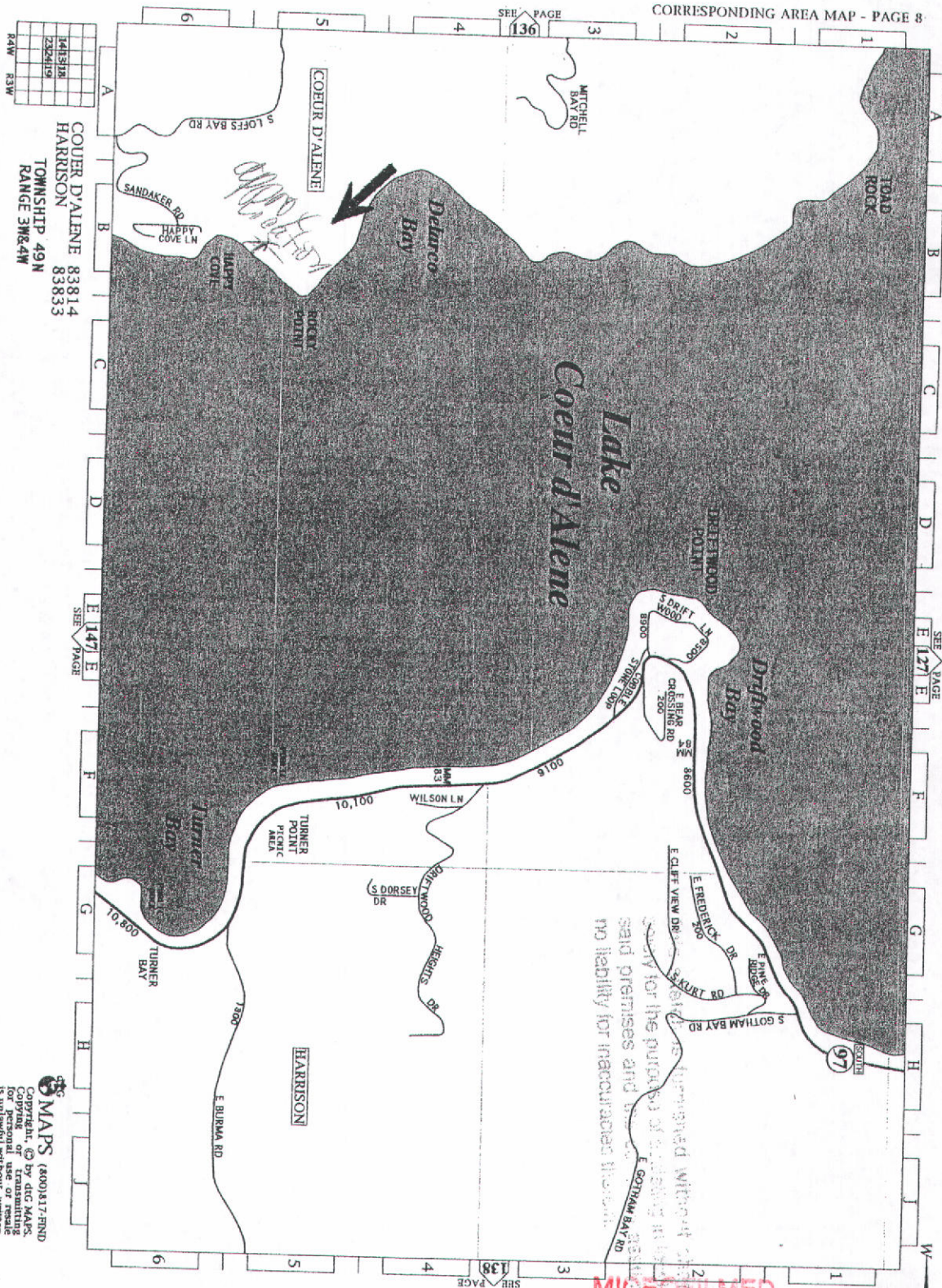
Follow drive downhill to end and turn right. Property is second home on the left.

Property is a brown cabin near the water and a detached brown garage above.



137 COEUR D'ALENE/HARRISON

CORRESPONDING AREA MAP - PAGE 8



145316	252419	RAW
145317	252420	RAW
145318	252421	RAW
145319	252422	RAW

COEUR D'ALENE 83814
 HARRISON 83833
 TOWNSHIP 49N
 RANGE 36E44W

MAPS (800)817-FIND
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 maps without written
 permission.

Not to be construed without
 survey for the purpose of creating a record
 said premises and no liability for inaccuracies thereon

MICROFILMED
 DEC 03 2003

This sketch is furnished without charge solely for the purpose of assisting in locating said premises and the company assumes no liability for inaccuracies therein.

Center of Section

Lot 2
less tax \$
SEE THE SKETCH IN FILE # 4700

#4700
#4701

Lot 3
less tax \$

#4860
#4900

unbuildable
Area Above
garage
which seller
wishes to
retain

#3129
728 AC
#4850

Subject
Property

#11416
#5000

11416

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DEC 03 2003



Amt. of Fee \$: 50.00
Receipt No. 090033
Receipt By: Drucg
Date Received: 7-16-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
JUL 16 2003
Department of Water Resources

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.

1. Permit No. 95-09163 Telephone No. 208-773-3696
2. Name of Permit Holder(s): Mischelle R. Fulgham
3. Mailing Address: 1400 Valleyview Rd.
City Post Falls State ID Zip 83854
4. Source of Water: Lake Coeur d'Alene If GROUNDWATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: .04 cfs OR _____ acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No _____
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: Mischelle R. Fulgham Telephone Number: 208-773-3696
Address: 1400 Valleyview Rd, Post Falls, ID 83854
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Mischelle R. Fulgham Date: 11/4/02
(include your title, if on behalf of company or organization)

MICROFILMED
DEC 03 2003

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-09163

Priority: September 16, 2002

Maximum Diversion Rate: 0.04 CFS

This is to certify, that MISHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

has applied for a permit to appropriate water from:

Source: COEUR D ALENE LAKE Tributary: SPOKANE RIVER

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	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

COEUR D ALENE LAKE L3 (NW1/4SE1/4) Sec. 23, Twp 49N, Rge 04W, B.M. KOOTENAI County

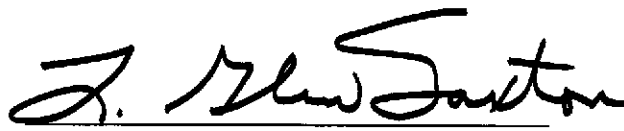
PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N 04W 23									X						X		L3

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2004**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 6th day of March, 2003.


for KARL J DREHER, Director

MICROFILMED
DEC 03 2003

RECEIVED

MAR - 4 2003

Department of Water Resources

70197

Ident. No. 95-9163

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

509-455-9555 WK

1. Name of Applicant Mischelle R. Fulgham Phone 208-773-3696
Mailing address 1400 Valley View Rd, Post Falls, ID 83854
2. Source of water supply Lake Coeur d'Alene which is a tributary of NA Spokane River
3. Location of point of diversion is Township 49N Range 4W Sec. 23, in the SE SW 1/4, 1/4, Govt. Lot 3, B.M., Kootenai County;

additional points of diversion if any:

4. Water will be used for the following purposes:

Amount .04 for Domestic purposes from Jan 1 to Dec 31 (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)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works: Submersable Pump in Lake Coeur d'Alene

- a. Describe type and size of devices used to divert water from the source 1 HP STA-RITE submersable pump.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? _____; Drilling firm _____
Well was drilled for (well owner) _____; Drilling Permit No. _____

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. _____
b. Stockwatering; list number and kind of livestock. _____
c. Municipal; show name of municipality. _____
d. Domestic; show number of households. One Home
e. Other; describe fully. _____

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DEC 03 2003

MICROFILM

Received by	Date	9/16/2002	Time		Preliminary check by	
Fee \$ 100.00						
Publication prepared by	Received by	10/9/02		# N15277		
Publication approved by	Date	10/9/02		Published in	10/17/02	10/19/02
				Date	10/17/02	10/19/02

Signature of Applicant (and title, if applicable)

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.

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8 1/2"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.)

Rathdrum, ID. 83858 208-687-9170

12. Remarks: All work to be completed by: McCarthy Drilling and Pump, Inc., 10035 N. Memory Lane

~~Applicant is in the process of purchasing the subject property.~~

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

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

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

10. Describe any other water rights used for the same purposes as described above. None

0 Total number of acres to be irrigated

TWP	RGE	SEC	49N	4W	23
NW	NE	NW	SW	SE	D
SW	NE	NW	SW	SE	D
SE	NE	NW	SW	SE	D CLB
TOTALS					

below. See instructions for standard symbols.

b. 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.

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

9. Description of place of use:

REC'D 3 2003

Directions to 10470 Loff's Bay Rd.

Pick up key to gate at the office!

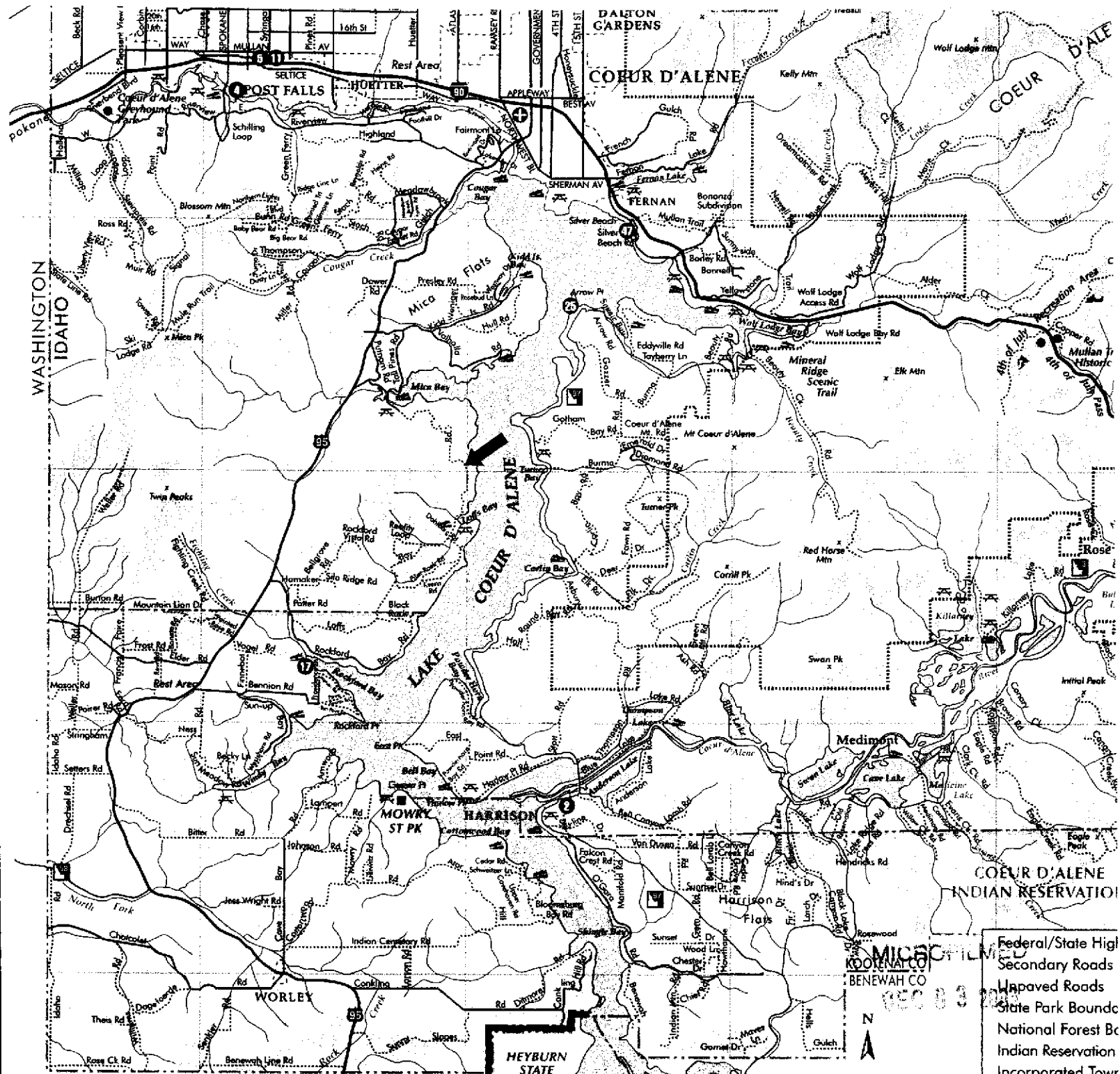
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Follow Loffs Bay Rd 4.4 miles. You will see a small yellow marker with L/10 on the tree and a wood sign with the numbers 10470. Gate is at the top of the driveway.

Follow drive downhill to end and turn right. Property is second home on the left.

Property is a brown cabin near the water and a detached brown garage above.



COEUR D'ALPINE

HARRISON

TURNER BAY

TURNER POINT

WILSON LN

S. LORFES BAY RD

SANDAKER RD

HARRY COVE LN

S. DORSET DR

S. GOTHAM BAY RD

E BIRMA RD

E CLIFF VIEW DR

E FREDERICK DR

E BIRD CR

S DRIFT WOOD

0 100 200 300 400 500 600 700 800 900 1000

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for personal use or resale
is unlawful without written
permission.

This sketch is furnished without charge solely for the purpose of assisting in locating said premises and the company assumes no liability for inaccuracies therein.

Center of Section

THIS AREA NOT TO SCALE;
SEE THE SKETCH IN FILE
FOR 4100

Lot 3
less tax *

#4860
(4900)

#11416
50005

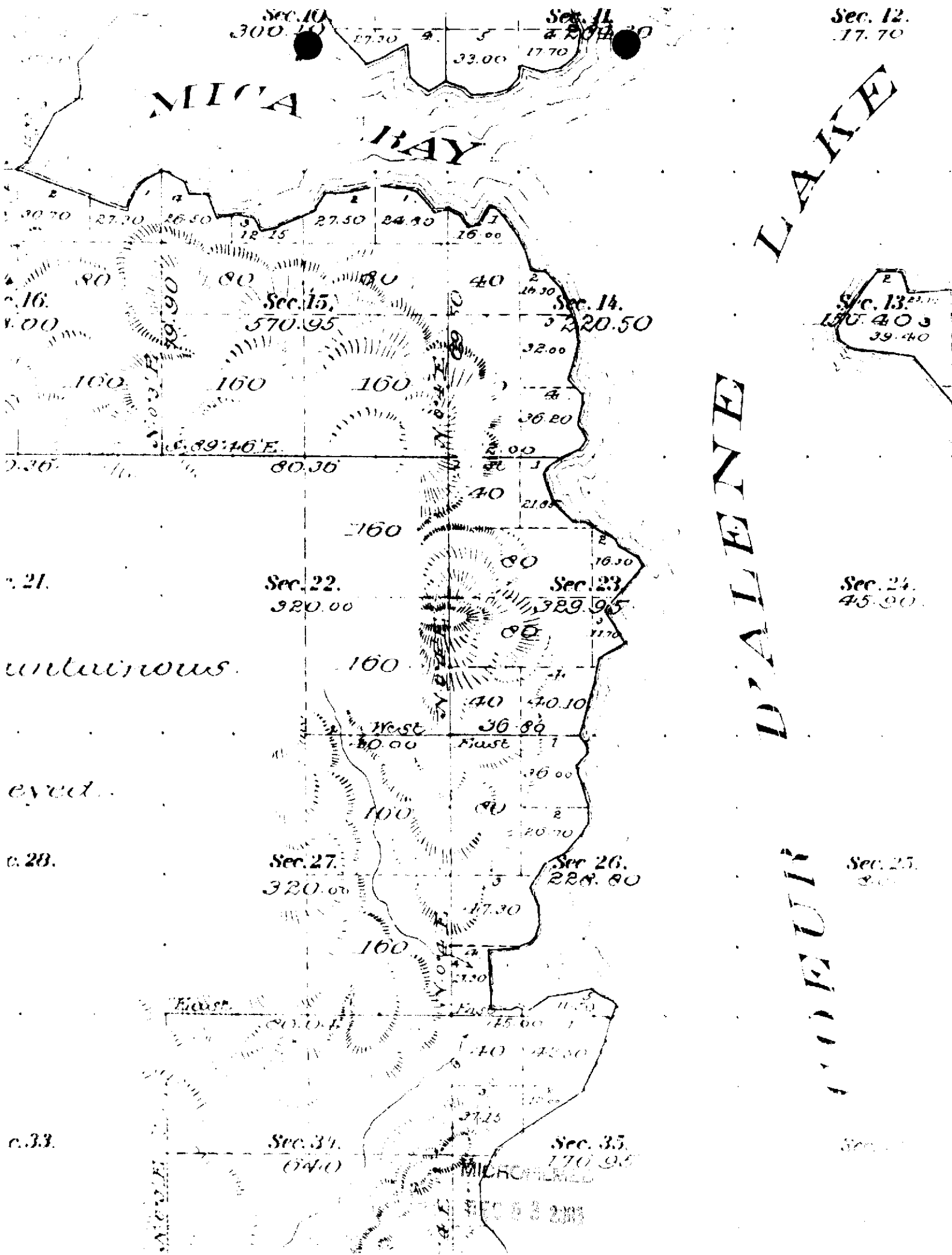
unbuildable
AREA Above
garage
that seller
wishes to
retain

13129
728 Ac
4850

~~MI/CS/10420~~

DEC 13 2005

ALLEN
H



continuous.

eyed.

c. 28.

c. 33.

D'ALLENNE LAKE

D'ALLENNE LAKE

D'ALLENNE LAKE

MICA BAY

SEC 0 3 2003



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

August 15, 2003

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-9163

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights 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.

If you have questions, please contact the **Northern** Regional Office of the department in Coeur d'Alene (208) 769-1450.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.

c: IDWR - Regional Office (w/encl.)

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DEC 03 2003

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 95-9163

Reviewed By: dgibson

Date: August 14, 2003

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?	X		Drilling permit required?		X
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		
Receipt No.:		N015277, C070033	Well driller's report filed?		
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		
Are the water uses correct?	X		Measure device waiver requested?		

Priority Calculation

Date proof received	07/16/2003
Date proof due	- 03/01/2004
Lapse notice sent	-
No. of days late	= 0
Holiday allowance	+
Priority date	+ 09/16/2002
New priority date	= 09/16/2002

Deficiencies of Actions Items

Acknowledge proof.



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

March 6, 2003

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

RE: Permit No. 95-9163

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.

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.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

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REC 03 2003

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 03 2003

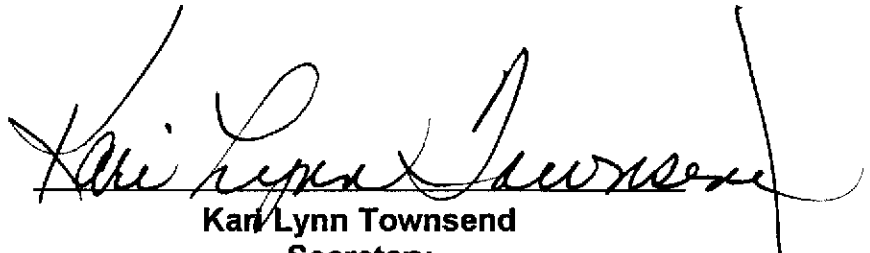
CERTIFICATE OF SERVICE

I hereby certify that on March 6, 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.

95-9163

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854



Karl Lynn Townsend
Secretary

MICROFILMED

DEC 03 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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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.



Wayne E. Stephens

REALTOR®

Business (208) 664-9221

Fax (208) 666-1435

Cellular (208) 699-5068

E-mail waynes@cdarealty.com




Windermere

Windermere/Coeur d'Alene Realty, Inc.
1000 Northwest Blvd., Suite 200
Coeur d'Alene, Idaho 83814

APPROPRIATION APPLICATION ANALYSIS SHEET

W.R. # 95-9163APPLICATION ID # 70197
INITIAL REVIEWENT. 10/102 BCA 10/102 OK to Publish 10/102APPLICANT: Fulgham# 70197BY: RJADATE: 10/9/2002ITEM 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
12. ☒ Map
- ☒ Signature
- ☒ Fee (Amt, receipt, acknowledgement)

RECEIVED

MAR - 4 2003

Department of Water Resources

PROCESSING

(Yes)(No)

PRIORITY DATE: 9/16/2002

(Include Moratorium Remark)

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

ADVERTISE IN: Kootenai CountLETTERS SENT REQUESTING:

- () Dam Information () Fish Information
- () Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
- () Power Information () Other: _____

ADDITIONAL INFORMATION

(Yes)(No)

- ___ Shape File Created Date _____ By: _____
- ___ Field check: by _____
- ___ Field report attached
- ___ Analysis Supp. attached(>5cfs/500af)
- ___ Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y() N()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y() N()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y() N()

- ___ Groundwater management area
- ___ Critical ground water area
- ___ Well Drilling Permit required
- ___ Well Drilling Application and Fees received
- ___ Well Drilling Application approved?

Remarks: No response from F&G as of 12/11/02FINAL 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: _____

12/11/02 Publication dates and paper recorded on application

___ Protests received,

Final protest date: 11/4/02

| Sr. Agent initial

1/6/03

___ Measuring device required

___ Measuring port required

___ Special conditions: _____

___ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: _____

Date: ____/____/____

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Misti Flood

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 *19* day of *December* 20*02*, and ending on the *26* day of *December* 20*02*, 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 Flood

Personally appeared before me this *26* day of *December* 20*02*

Regina Mason

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

MY COMMISSION EXPIRES 6/18/03

NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9163 in the name of Mischelle R. Fulgham, 1400 Valley View Rd, Post Falls, ID 83854, was incorrectly advertised on October 17 and 24, 2002.

The Place of Use was incorrectly advertised as T49N R04W S23, SWNE Lot 3 NESW Lot 3, whereas correctly it should be T49N R04W S23 NESW and the NWSE LOT 3.

(For additional information concerning the property location, call the Northern Regional Office at 769-1450.) Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before January 6, 2003.

KARL J. DREHER, Dir.

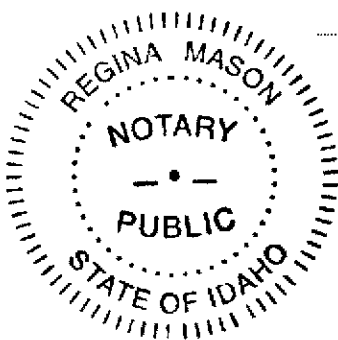
Legal 2248

December 19, 26, 2002

RECEIVED
DEC 31 2002
IDWR/North

MICROFILMED

DEC 31 2003



NOTICE OF CORRECTION

NOTICE IS HEREBY GIVEN THAT APPLICATION FOR PERMIT NO. 95-9163 in the name of Mischelle R. Fulgham, 1400 Valley View Rd, Post Falls, ID 83854, was incorrectly advertised on October 17 and 24, 2002.

The Place of Use was incorrectly advertised as T49N R04W S23, SWNE Lot 3 NESW Lot 3, whereas correctly it should be **T49N R04W S23 NESW and the NWSE LOT 3.**

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

Any protests against the approval of the above-referenced correction must be filed with the applicant and with the Director, Dept. of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, together with a protest fee of \$25.00 on or before January 6, 2003.

KARL J. DREHER, Dir.

Published in the Coeur d'Alene Press on December 19 and 26, 2002.

MICROFILMED
DEC 03 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

December 11, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

FAXED TO MISTI FLOOD at 664-0212
Total of 2 pages

Please call to acknowledge receipt
And Please FAX Proof prior to publication

RE: Application for Permit No. 95-9163

*Thanks
D*

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal Notice of Correction 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 01/06/2003. Your cooperation, as always, is greatly appreciated.

Thanks D

Have a wonderful Wednesday.

Sincerely

Dianne

Dianne Ball
Administrative Assistant

MICROFILMED

DEC 13 2003

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

SS,

Mishi Flood

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 issue of said newspaper for *2* consecutive *Thursday* weeks commencing on the *17* day of *October*, 20*02*, and ending on the *24* day of *October*, 20*02*, 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.

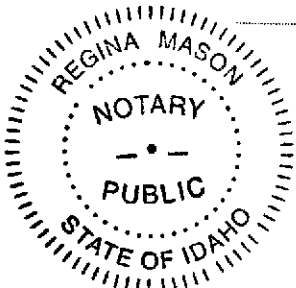
Mishi Flood

Personally appeared before me this *24* day of *October*, 20*02*.

Regina Mason

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

MY COMMISSION EXPIRES 6/18/03



Read to correct POD to NESW & NWSE Lot 3 4N 4W 23 Computer corrected 12/11/03

The following applications have been filed to appropriate the public waters of the State of Idaho
95-9159

RONALD BARENE
VALERIE BARENE
8349 TWO SPRINGS
COEUR D'ALENE ID 83814
Point(s) of Diversion NENW S19 T50N R04W KOOTENAI County
Source GROUNDWATER
Use: DOMESTIC 01/01 To 12/31 0.06 CFS
Total Diversion 0.06 CFS
Date Filed: 09/30/2002
Place of Use: DOMESTIC
T50N R04W S19 SENW
Remark: Domestic use is for 2 homes.
95-9160

DONALD P HERMAN
TERRY TRITTEN
W 2763 VALHALLA RD
COEUR D'ALENE ID 83814
Point(s) of Diversion NENW S11 T49N R04W KOOTENAI County
Source GROUNDWATER
Use: IRRIGATION 03/15 To 11/15 0.03 CFS
Use: DOMESTIC 01/01 To 12/31 0.06 CFS
Total Diversion 0.06 CFS
Date Filed: 09/05/2002
Place of Use: IRRIGATION
T49N R04W S11 NENW
Number of Acres 1
Place of Use: DOMESTIC same as IRRIGATION
Remark: Domestic use is for 2 homes
95-9161

MIKE NEWELL
1100 E LAKESHORE DR SUITE 102B
COEUR D'ALENE ID 83814
Point(s) of Diversion SESE S32 T50N R04W KOOTENAI County
Source UNNAMED STREAM Tributary to KIDD CREEK
Use: WILDLIFE STORAGE 01/01 To 12/31 9AFA
Use: FIRE PROTECTION STORAGE 01/01 To 12/31 9AFA
Use: AESTHETIC STORAGE 01/01 To 12/31 9AFA
Total Diversion 9AFA
Date Filed: 09/17/2002
Place of Use: WILDLIFE STORAGE, AESTHETIC STORAGE, and FIRE PROTECTION STORAGE
T50N R04W S32 SESE
95-9162

CHERIE KNUDSEN
JAMES KNUDSEN
PO BOX 386
HAYDEN LAKE ID 83835
Point(s) of Diversion L7 SESWNE S18 T51N R03W KOOTENAI County
Source GROUNDWATER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion 0.04 CFS
Date Filed: 09/04/2002
Place of Use: DOMESTIC
T51N R03W S18 SWNE Lot 7
Remark: Domestic use is for 1 home.
95-9163

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854
Point(s) of Diversion L3 NWSE S23 T49N R04W KOOTENAI County
Source: COEUR D'ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS
Total Diversion 0.04 CFS
Date Filed: 09/16/2002
Place of Use: DOMESTIC
T49N R04W S23 SWNE Lot 3 NESW Lot 3
Remark: Domestic use is for one 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, Idaho 83814 together with a protest fee of \$25.00 for each application on or before 11/04/2002. The protestant must also send a copy of the protest to the applicant.

Legal 1945
October 17, 24, 2002

KARL J DREHER, Director

MICROFILMED

OCT 25 2002

95-9163

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

Point(s) of Diversion L3 NWSE S23 T49N R04W KOOTENAI County
Source COEUR D ALENE LAKE Tributary To SPOKANE RIVER
Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 09/16/2002

Place Of Use: DOMESTIC

T49N R04W S23 SWNE Lot 3 NESW Lot 3

Remark: Domestic use is for 1 home. Sincerely,



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 11/04/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in Coeur d'Alene Press on October 17 and 24, 2002.

MICROFILMED

DEC 13 2002

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

95-9159

RONALD BARENE
VALERIE BARENE
8349 TWO SPRINGS RD
COEUR D ALENE ID 83814

Point(s) of Diversion NENW S19 T50N R04W KOOTENAI County
Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.06 CFS
Total Diversion: 0.06 CFS

Date Filed: 09/30/2002

Place Of Use: DOMESTIC

T50N R04W S19 SENW

Remark: Domestic use is for 2 homes.

95-9160

DONALD P HERMAN
TERRY TRITTEN
W 2763 VALHALLA RD
COEUR D ALENE ID 83814

Point(s) of Diversion NENW S11 T49N R04W KOOTENAI County
Source GROUND WATER

Use: IRRIGATION 03/15 To 11/15 0.03 CFS

Use: DOMESTIC 01/01 To 12/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 09/05/2002

Place Of Use: IRRIGATION

T49N R04W S11 NENW

Number of Acres 1

Place Of Use: DOMESTIC same as IRRIGATION

Remark: Domestic use is for 2 homes.

95-9161

MIKE NEWELL
1100 E LAKESHORE DR SUITE 102B
COEUR D ALENE ID 83814

Point(s) of Diversion SESE S32 T50N R04W KOOTENAI County

Source UNNAMED STREAM Tributary To KIDD CREEK

Use: WILDLIFE STORAGE 01/01 To 12/31 9 AFA

Use: FIRE PROTECTION STORAGE 01/01 To 12/31 9 AFA

Use: AESTHETIC STORAGE 01/01 To 12/31 9 AFA

Total Diversion: 9 AFA

Date Filed: 09/17/2002

Place Of Use: WILDLIFE STORAGE, AESTHETIC STORAGE and FIRE PROTECTION STORAGE

T50N R04W S32 SESE

95-9162

CHERIE KNUDSEN
JAMES KNUDSEN
PO BOX 386
HAYDEN LAKE ID 83835

Point(s) of Diversion L7 SESWNE S18 T51N R03W KOOTENAI County

Source GROUND WATER

Use: DOMESTIC 01/01 To 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 09/04/2002

Place Of Use: DOMESTIC

T51N R03W S18 SWNE Lot 7

Remark: Domestic use is for 1 home.

MICROFILMED

SEP 23 2002

Continued on next page



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

October 09, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LEGAL NOTICE DEPARTMENT
COEUR D ALENE PRESS
201 N 2ND
COEUR D ALENE ID 83814

FAXED TO MISTY FLOOD at 664-0212

10/9/02 - 3 pages total

Please call to confirm receipt, and

Please FAX copy of proof prior to publication - THANKS!!

RE: Application for Permit No. 95-9159, 95-9160, 95-9161, 95-9162 and 95-9163

Dear LEGAL NOTICE DEPARTMENT:

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 11/04/2002. Your cooperation is greatly appreciated.

It's always a pleasure working with you.

Sincerely

Dianne Ball
Administrative Assistant

*Notified 10/9/02
to acknowledge
receipt of legal*

MICROFILMED

DEC 9 3 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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 09, 2002

MISCHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

RE: Application for Permit No 95-9163

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 October 17 and 24, 2002. 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,

Allen Beardslee
Senior Water Resource Agent

MICROFILMED

DEC 03 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

October 09, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RAY HENNEKEY
STATE OF IDAHO
DEPT OF FISH & GAME
2750 KATHLEEN AVE
COEUR D ALENE, ID 83814

Faxed to Ray 10/9/02 - 7 pages total

Application to Permit No. 95-9163

Dear Ray:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within two weeks of receipt of this request.

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

Sincerely,

A handwritten signature in cursive script that reads "Dianne".

Dianne Ball
Administrative Assistant

Enclosure(s)

UNRECORDED

REC 03 2003

State of Idaho
Department of Water Resources
Application for Permit
RECOMMENDATION FORM

Application for Permit No 95-9163
Applicant's Name: MISHELLE R FULGHAM
1400 VALLEY VIEW RD
POST FALLS ID 83854

Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if it is conditioned as follows:
- c) ☐ I oppose approval of this application for the following reasons:
- d) ☐ Additional Comment:

Dated this _____ day of _____,

Signature

MICHELLE

DEC 12 1995

7	8	9	10	11	12
8	17	16	15	14	13
9	20	21	22	23	24
10	29	28	27	26	25
11	32	33	34	35	36

OTENAI COUNTY
IDAHO

SECTION NUMBER SYSTEM
IN STANDARD TOWNSHIP

2	1	NW 1/4 NE 1/4	NE 1/4 NE 1/4
3	4	SW 1/4 NE 1/4	SE 1/4 NE 1/4
36		40 Ac.	
		160 Ac.	
10 Ac.			

ARTER NAME AND NUMBER SYSTEM
IN STANDARD SECTION

TOWNSHIP NO. (5th & 6th DIGITS)	SECTION NO. (7th & 8th DIGITS)	QUARTER NO. (9th & 10th DIGITS)	SUBDIVISION NO. (11th & 12th DIGITS)	BLOCK NO. (13th & 14th DIGITS)	OWNERSHIP PARCEL NO. (LAST THREE DIGITS)
------------------------------------	-----------------------------------	------------------------------------	---	-----------------------------------	---

0 JULY 1978	DAN YOUNG
8-6-80	
FO	

6	5	4	3	2	1
7	8	9	10	11	12
13	17	16	15	14	13
19	20	21	22	23	24
29	28	27	26	25	24
31	32	33	34	35	36

OOTENAI COUNTY
IDAHO

LOFFS BAY- MICA
BAY ROAD #653

5500

#4860
4900

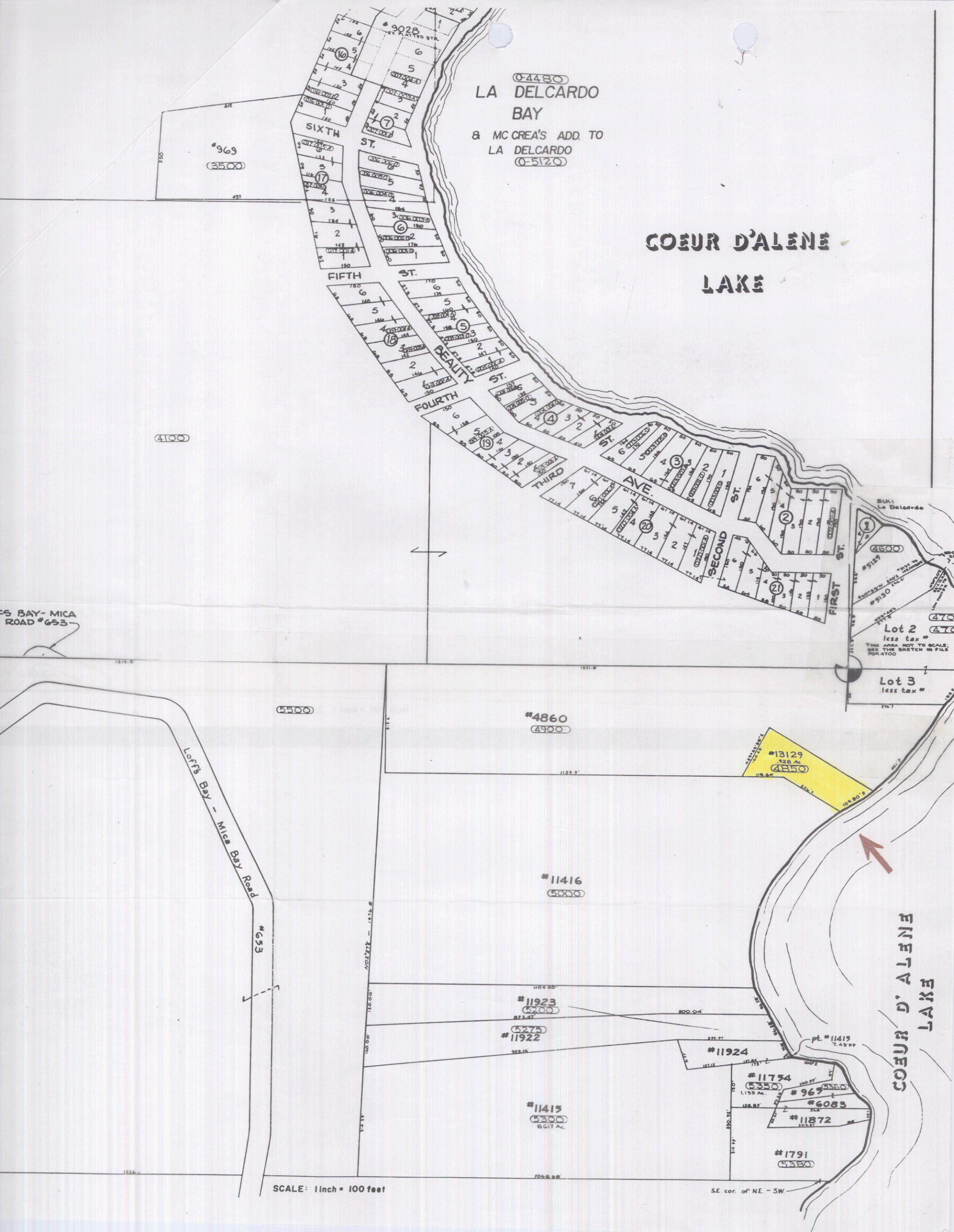
#11416
5000

#11923
5200

#11922

#11415
5300
8617 AC

SCALE: 1 inch = 100 feet



0-4480
LA DELCARDO
BAY
8 MC CREA'S ADD. TO
LA DELCARDO
0-5120

COEUR D'ALENE
LAKE

Lot 2
less tax #
Lot 3
less tax #

SCALE: 1 inch = 100 feet