

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Julie Jacobs

being first duly sworn
upon oath deposes and says:

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

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

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular *Three* issue of said newspaper for *2* consecutive *weeks* commencing on the *2nd* day of *May*, 19 *91*, and ending on the *9th* day of *May*, 19 *91*, 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.

Subscribed and sworn to before me this *9th* day of *May*, 19 *91*.

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

ROBERTA MANLEY
My commission expires 2-3-93

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08695
SCHROEDER, DALE
P.O. BOX 70
PINEHURST, ID 83850
Source: COEUR D'ALENE LAKE
Tributary: SPOKANE RIVER
Diversion Pt: LOT 1 (NENE) Sec 24 T 49N R 04W

Use: DOMESTIC (.040 CFS); Total Diversion: (.040 CFS)
Date Filed: 4/15/1991

In: T49N R04W S24 Lot 1 (NENE)

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before MAY 20, 1991.

R. KEITH HIGGINSON, Director
Legal 378
May 2, 9, 1991

K
5/10/91

RECEIVED

MAY 10 1991

NORTHERN REGION
IDWR

MICROFILMED
JUL 16 1991



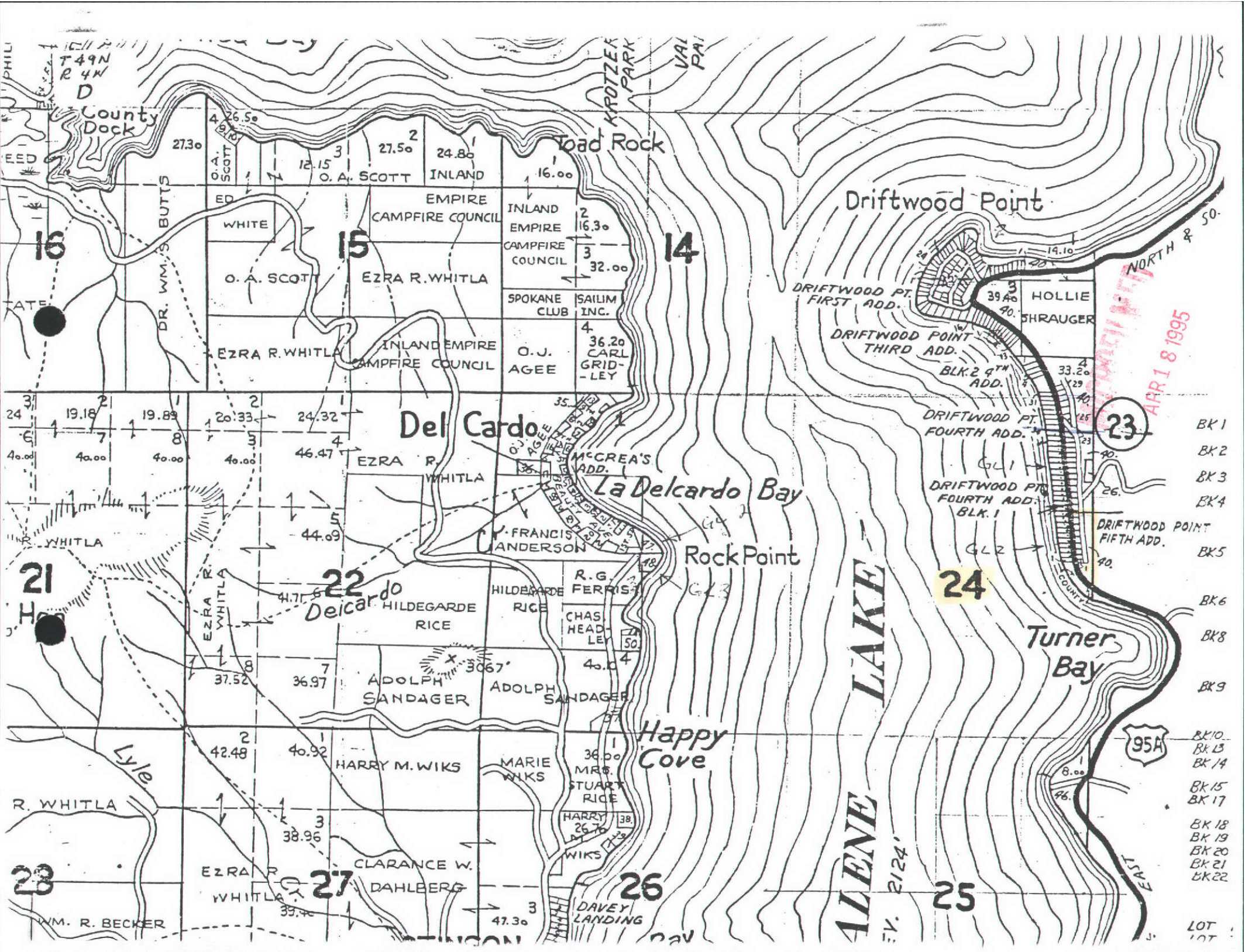
MIDCOTE MFG

APR 18 1995

T 49 N R 4 W
SEC 24

MONDAY ->

95-08695





P.O.



P.O.

RECORDED
APR 18 1995

95-08695

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08695

Priority: April 28, 1991

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that DALE SCHROEDER
PO BOX 70

PINEHURST ID 83850-0070 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 15, 1991; and
has submitted Proof of Beneficial Use on June 14, 1993. An examination indicates
that the works have a diversion capacity of 0.040 cfs of water from:

COEUR D ALENE LAKE

tributary to SPOKANE RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 1(NENE), Sec. 24, Township 49N, Range 04W
KOOTENAI County

PLACE OF USE: DOMESTIC

TWN RGE SEC

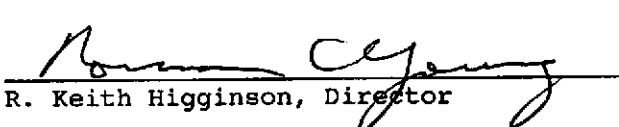
49N 04W 24 Lot 1(NENE)

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Domestic use is for 1 home.

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 15th
day of April, 1995.

Acting for


R. Keith Higginson, Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 95-08695)
IN THE NAME OF DALE SCHROEDER) ORDER OF
REINSTATEMENT)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1993; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

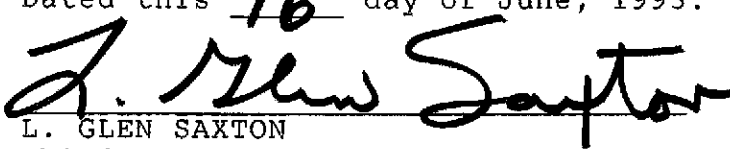
WHEREAS, the Department notified the permit holder that the permit had lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on June 14, 1993;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 95-08695 be REINSTATED with an advance in priority to April 28, 1991.

Dated this 16th day of June, 1993.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECEIVED
JUL 07 1993

RECEIVED

JUN 01 1993

Department of Water Resources

OFFICE USE ONLY

Amt. of Fee \$ 50.00
Date 6-24-93
Receipt No. C027840
Receipt by aj

RECEIVED

JUN 14 1993

STATE OF IDAHO

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 95-08695 Telephone No. (208) 682-3636
2. Name(s) of Permit Holder(s): Dale Schroeder
3. Mailing Address: P.O. Box 70 Pinehurst, ID 83850
4. Source of Water: ~~Shoshone~~ Coeur d'Alene Lake

If GROUNDWATER, Well Driller's Name: _____ Date Drilled: _____

OPTIONAL:

Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____

5. Extent of Use (as authorized by the permit):

Domestic 1 (No. of households) Stockwater _____ (No. and type of stock)

Irrigation _____ (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 0.04 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? _____ Yes ✓ No _____ Installed? _____ Yes _____ No

8. Fee Enclosed: \$ 50.00 (See License Fee Schedule on back of Instruction Sheet)

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

James Le Pard (208) 664-3638
Name Telephone No.

1401 Skyline Drive, Coeur d'Alene, ID 83814
Address

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

5-20-93
Date

Dale Schroeder
Signature (and title, if on behalf of a company or organization)

RECEIVED
JUL 07 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 95-08695

Proposed Priority: April 15, 1991 Maximum Diversion Rate: 0.04 CFS
This is to certify, that DALE SCHROEDER

P.O. BOX 70
PINEHURST, ID 83850

has applied for a permit to appropriate water from:

COEUR D ALENE LAKE tributary of 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
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LOCATION OF POINT(S) OF DIVERSION: LOT 1(NENE), Sec. 24, Township 49N, Range 04W
KOOTENAI County

PLACE OF USE: DOMESTIC
TWN RGE SEC

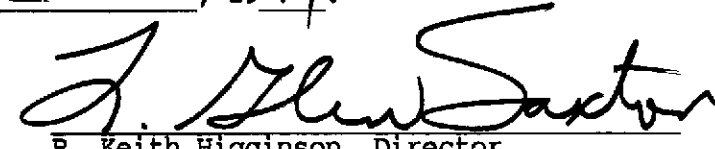
49N 04W 24 LOT 1(NENE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1993.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
5. Domestic use is for 1 home.

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

14th day of June, 1991.

for 
R. Keith Higginson, Director

JUL 16 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Dale Schroeder Phone 682-3636
Post office address Box 70 Pinehurst ID 83850
2. Source of water supply Coeur d'Alene Lake which is a tributary of Spokane River
3. Location of point of diversion is _____ 1/4 of NE 1/4 of NE 1/4, Govt. Lot 1
Sec. 24 Township 49N Range 4W 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 1-1 to 12-31 (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)
5. Total quantity to be appropriated is (a) .04 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Pump & Pipeline
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

RECEIVED

JUL 16 1991

CONFIDENTIAL

applicant to make this filing.

None
State of Tamil
Applicant

Total number of acres to be irrigated.

[illegible]

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

d. Domestic; show number of households.

b. Stockwatering; list number and kind of livestock.

a. Hydropower; show total feet of head and proposed capacity in kW.

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

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

49N R4W

24

JUL 16 1991

JUL 16 1991

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.

State Schroeder 4-11-91
(Applicant)

(Applicant)

Received by DM Date 4/15/91 Time 3:10 PM Preliminary check by IDK
Fee \$ 50.00 Receipted by DM # N4430 Date 4/15/91
Publication prepared by DM Date 4/24/91 Published in IDA
Publication approved DM Date 5/10/91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

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 _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

MAILED
JUL 16 1991

DEPT OF LANDS
WILL PETERSON
CHIEF ENGINEER / WATER LINE

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Julie Jacobs

being first duly sworn
upon oath deposes and says:

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

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

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular *Three* issue of said newspaper for *2* consecutive *weeks* commencing on the *2nd* day of *May*, 19 *91*, and ending on the *9th* day of *May*, 19 *91*, 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.

Subscribed and sworn to before me this

9th

day of

May

19 *91*

Roberta Manley

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

NOTICE OF APPLICATION FOR WATER RIGHT

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

95-08695

SCHROEDER, DALE

P.O. BOX 70

PINEHURST, ID 83850

Source: COEUR D'ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 1 (NENE) Sec 24 T 49N R 04W

Use: DOMESTIC (.040 CFS); Total

Diversion: (.040 CFS)

Date Filed: 4/15/1991

In: T49N R04W S24 Lot 1 (NENE)

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before MAY 20, 1991.

R. KEITH HIGGINSON, Director

Legal 378

May 2, 9, 1991

OK
5/10/91

RECEIVED

MAY 10 1991

NORTHERN REGION
IDWR

2-3-93



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 17, 1995

DALE SCHROEDER
PO BOX 70
PINEHURST ID 838500070

RE: WATER RIGHT NO. 95-08695

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAILED 14-77

APR 18 1995

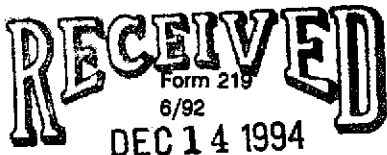
LICENSE REVIEW
Cindy Zimmerman

Permit #: 95-8695 Name: Schroeder Date: 4/12/95

NAME	Chng	OK	Or Address Change?
SOURCE	☐	☒	Clarify source Prelim. Order to Void - Source change.
P/D	☐	☒	Amendment Needed? <u>-P39, P38</u> Overlap(s) <u>95-8455. licensed in (6A) + dom/22 hrs</u>
P/U	☐	☒	Amendment Needed? <u>-P41, P38</u> Overlap(s) <u>—</u> *P/D & P/U Amend? <u>P37, P38 (See list for feds.)</u>
RATE	☐	☒	Permit/fee limits <u>0.04 / 0.04</u> Meas Q= <u>—</u> Theo Q= <u>—</u> Recommend: <u>0.04</u> <u>dom/1 hr = 0.04 cfs</u>
	☐	☐	Combined rates exceed capacity <u>—</u>
VOLUME	☐	☒	Season of Use: <u>1/1 - 12/31</u> days <u>365</u> Calculations: <u>dom / 1 hr = 1.2 AF</u> Flow limit: <u>—</u> x <u>—</u> x 1.9835 = <u>—</u> AF Recommended volume <u>1.2</u> AF Comb rates + capacity/allowable <u>—</u>
USES	☐	☒	Same Nature of Use? <u>—</u> <u>-P46</u> Amendment Needed? <u>—</u>
REMARKS	☐	☒	Multiple p/d's in <u>1 1/4</u> ? Irrigation water overlap (WB3) (If gw use sw) Other <u>① wca/1</u>
CONDITIONS	☐	☐	Measuring (R01)/Locking (R02) Devices Watermaster Control (R04) - WD # <u>—</u> Irrigation rate/volume overlap Water Quality Other
PRIORITY	Correct fee submitted? <u>Yes</u> /No Receipt # <u>C-027840 6/14/95</u> Order to Reinstate Needed? Yes/No Done? <u>6/16/93</u> Advance(d)? Yes/No Advance(d) to: <u>4/28/91</u> App Rcd <u>4/15/91</u> Priority <u>4/28/91</u> Examined <u>7/28/94</u>		

COMMENTS:

RECOMMENDED	CFS	DIV VOL	Adjustment Memo
<u>Dom/1</u>	<u>0.04</u>	<u>1.2</u>	SRBA Claim filed
<u>—</u>	<u>—</u>	<u>—</u>	LICENSE: <u>P49</u>
<u>—</u>	<u>—</u>	<u>—</u>	#1 AMEND LTR: <u>P46</u> or
<u>—</u>	<u>—</u>	<u>—</u>	<u>P39/P41/P37 & P38</u>
<u>TOTAL</u>	<u>0.04</u>	<u>1.2</u>	#2 AMEND LTR: <u>P42/P47</u>



Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 95-08695

1. Owner: DALE SCHROEDER Phone No. (208) 682-3636

Current Address: P.O. Box 70 PINE HURST Id 83850

2. Accompanied by: _____ EXAM DATE: 7-28-94

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: COEUR D'ALENE tributary to SPOKANE RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 95-08455

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	01		NE	NE	24	49N	04W	KOOTENAI	USGS 7.5 MIN quad

2. Place(s) of Use:

Indicate Method of Determination

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	24	0																

DEC 18 1995

2. Measurements:

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

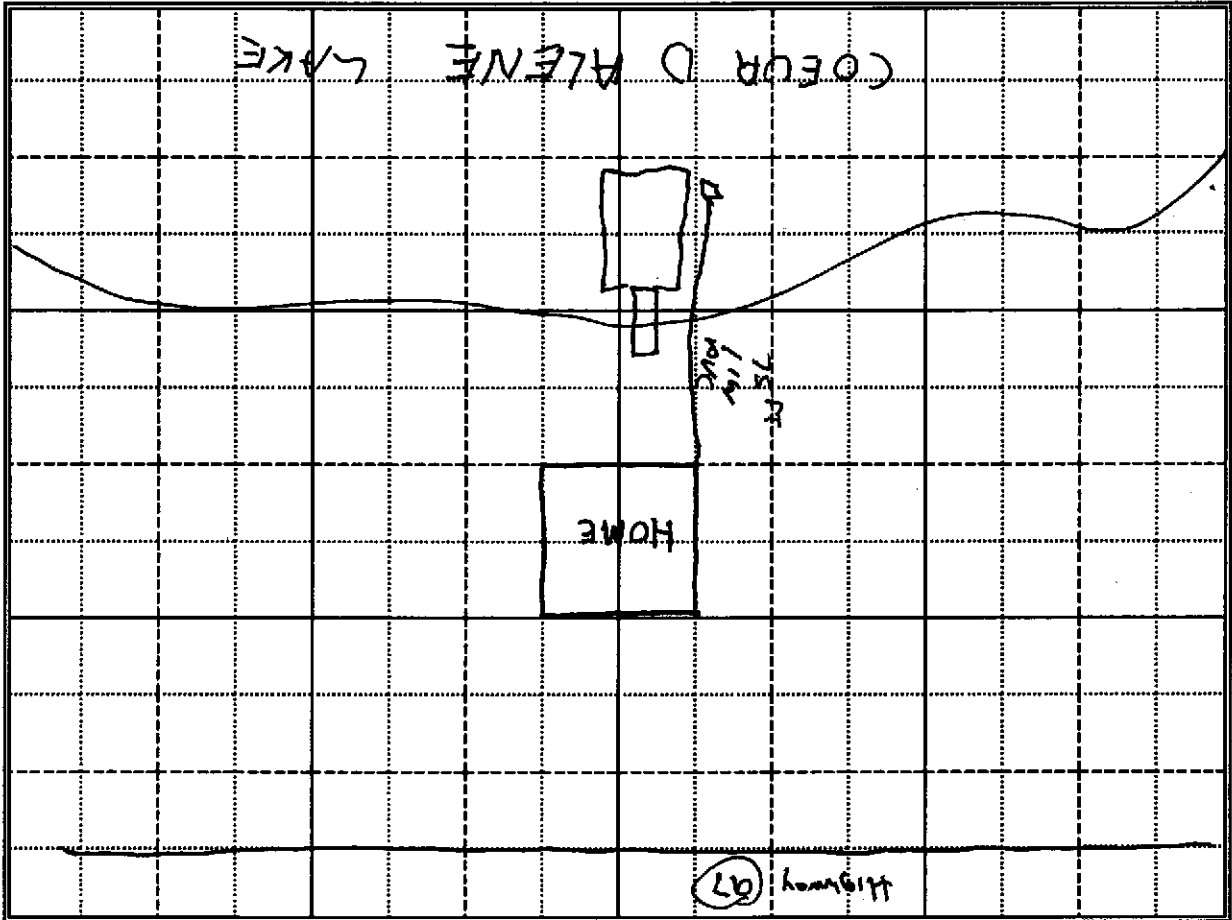
D. FLOW MEASUREMENTS

*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		3/4		Submersible	

4.

Scale: 1" = 415' Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). Aerial Photo Attached (required for irrigation of 10+ acres) Photo of Diversion and System Attached



3. Delivery System Diagram: Indicate all major components and distances between components. Indicate well size/ditch size/pipe l.d. as applicable.

E. NARRATIVE/REMARKS/COMMENTS

WATER FROM COEUR D'ALENE LAKE
SUPPLIES WATER TO HOME FOR DOMESTIC
USES.

Have conditions of permit approval been met? ☐ yes ☐ no

APR 18 1995

SEAL

Reviewer

Date _____

Field Examiner's Name FED MC CALLIN Date 7-28-94

1. AUTHENTICATION

Change P.D. as reflected above

Change P.U. as reflected above

_____	Add P.D. as reflected above
_____	Add P.U. as reflected above
_____	Other
_____	None

2. Recommended Amendments

[illegible]

1. Recommended Amounts

H. RECOMMENDATIONS

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{Dr} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

2. Volume Calculations for Other Uses:

F. FLOW CALCULATIONS

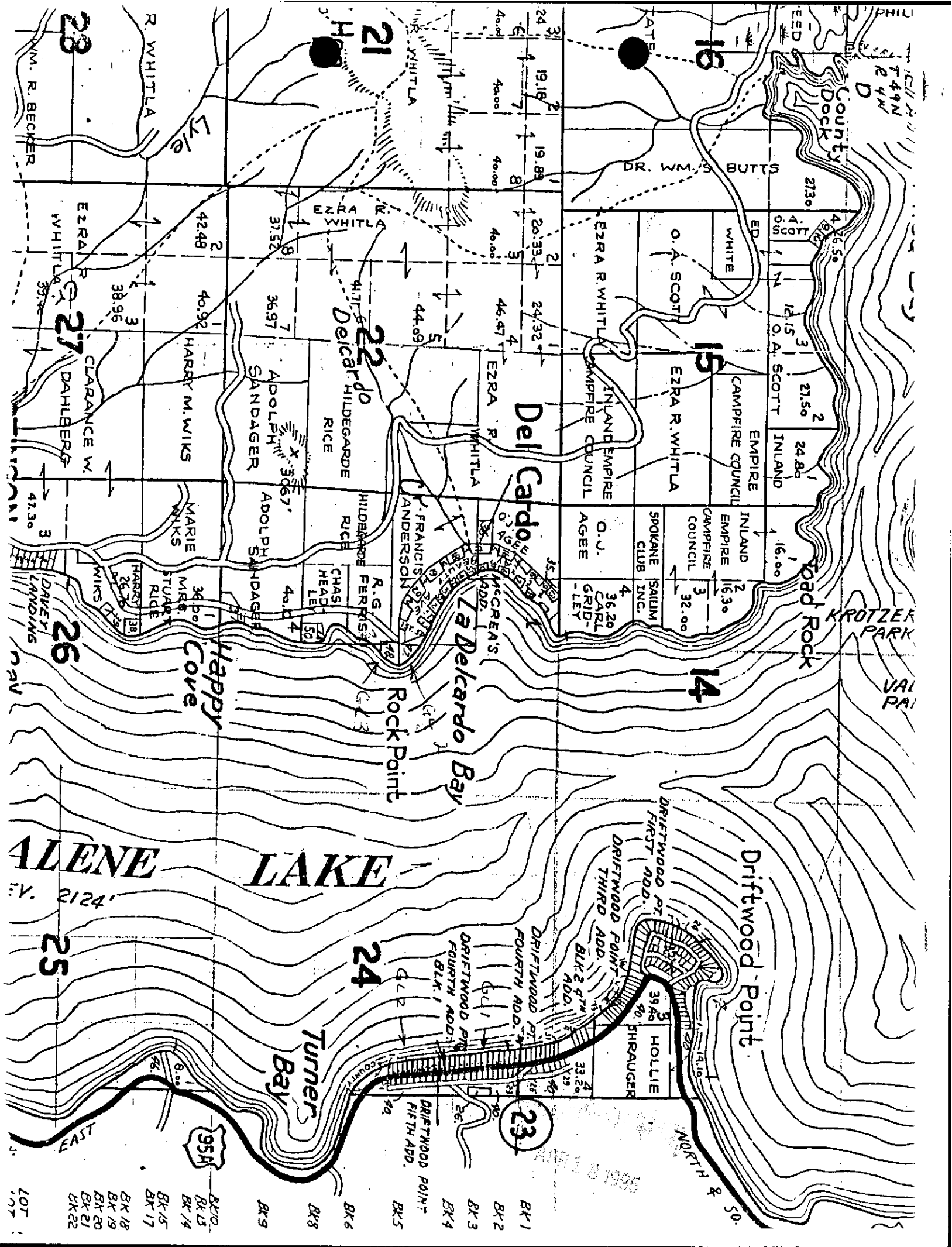
Measured Method:

Additional Computation Sheets Attached



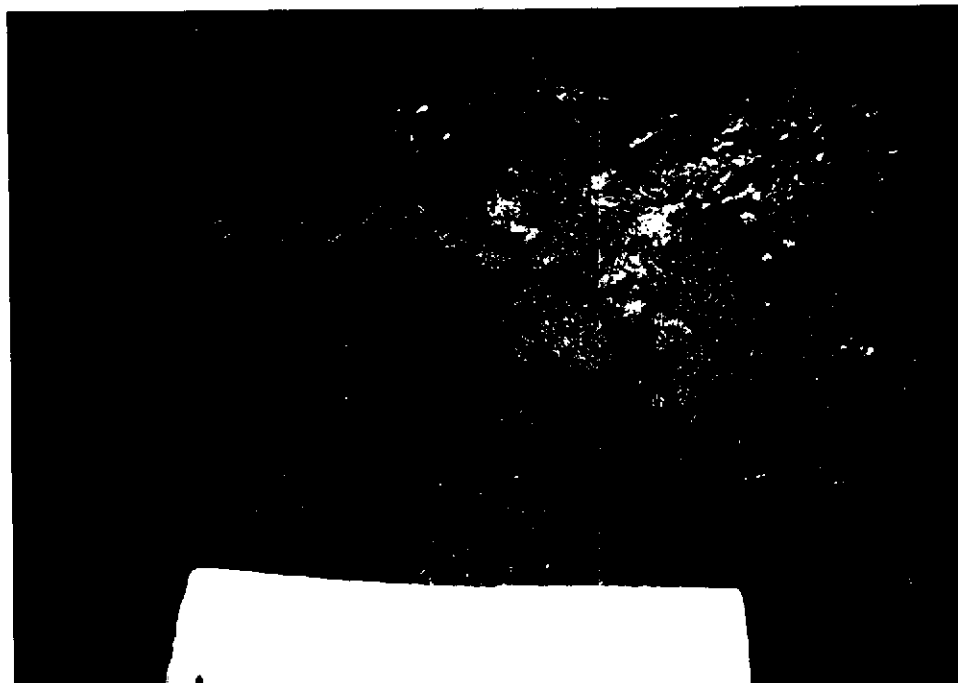
T 49 N R 4 W
SEC 24

95-08695





P.D.



P.D.

RECEIVED
FBI
JUL 18 1985

95-08695

June 18, 1993

DALE SCHROEDER
P.O. BOX 70
PINEHURST ID 83850

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 95-08695

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the NORTHERN Regional Office in Coeur D' Alene at (208)765-4639.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED

JUL 07 1993

DALE SCHROEDER
P.O. BOX 70
PINEHURST ID 83850

June 8, 1993

LAPSE NOTICE

RE: PERMIT NO. 95-08695

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated March 31, 1993. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

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

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 6/8/93
~~a copy~~/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

RECEIVED

JUL 07 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 2, 1993

Dale Schroeder
PO Box 70
Pinehurst, ID 83850

Re: Permit No. 95-08695

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, it is unacceptable as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a groundwater (well) source.
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use Coeur d'Alene Lake (surface) for your source. Therefore, a license examination fee of \$50 applies to your permit. I have enclosed a copy of the Instructions for the Proof of Beneficial Use for your convenience.

Since your permit lapsed on June 1, 1993, it is imperative that you return the original proof and fee as soon as possible. In the mean time, you will be receiving a lapse notice from the Department for failing to submit an acceptable proof of beneficial use on or before June 1, 1993.

If you have any questions or if I can be of any further assistance, please feel to contact me.

Sincerely,

Karen L. Gustafson

Karen L. Gustafson
Secretary/Records Manager

RECEIVED

JUL 07 1993

March 31, 1993

DALE SCHROEDER
P.O. BOX 70
PINEHURST ID 83850

PROOF DUE NOTICE

RE: PERMIT NO. 95-08695

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1993. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

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

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

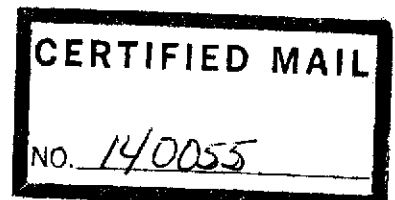
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED

JUL 07 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 20, 1991

DALE SCHROEDER
P.O. BOX 70
PINEHURST, ID 83850

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 95-08695

Dear Permit Holder:

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

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

RECEIVED
JUL 16 1991

95-08695

SCHROEDER, DALE
P.O. BOX 70
PINEHURST, ID 83850

Source: COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Diversion Pt: LOT 1 (NENE) Sec 24 T 49N R 04W

Use: DOMESTIC (.040 CFS)
Total Diversion: (.040 CFS)

Date Filed: 4/15/ 1991

In: T49N R04W S24 Lot 1 (NENE)

MICROFILMED

JUL 16 1991

April 26, 1991

Idaho Dept. of Lands
Statehouse
Boise, Id. 83720

Re: 95-8695

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to your agency.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enclosure

RECEIVED
JUL 16 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

APPROPRIATION APPLICATION ACKNOWLEDGEMENT

Re: Water Appropriation Application

#

95-8695

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application For Permit To appropriate the Public Waters Of The State Of Idaho, as well as the required appropriation filing fee, for which your Receipt is enclosed. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

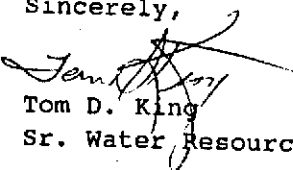
If the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. You will be notified by mail of the Directors decision.

If your application is for groundwater and unless you are using a well that was constructed prior to July 1, 1987, it will be necessary for you to apply for a well drilling permit upon approval of the appropriation application. Well drilling permits can be issued by this office only to holders of approved appropriation permits.

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

Sincerely,


Tom D. King
Sr. Water Resource Agent

Enc: Receipt