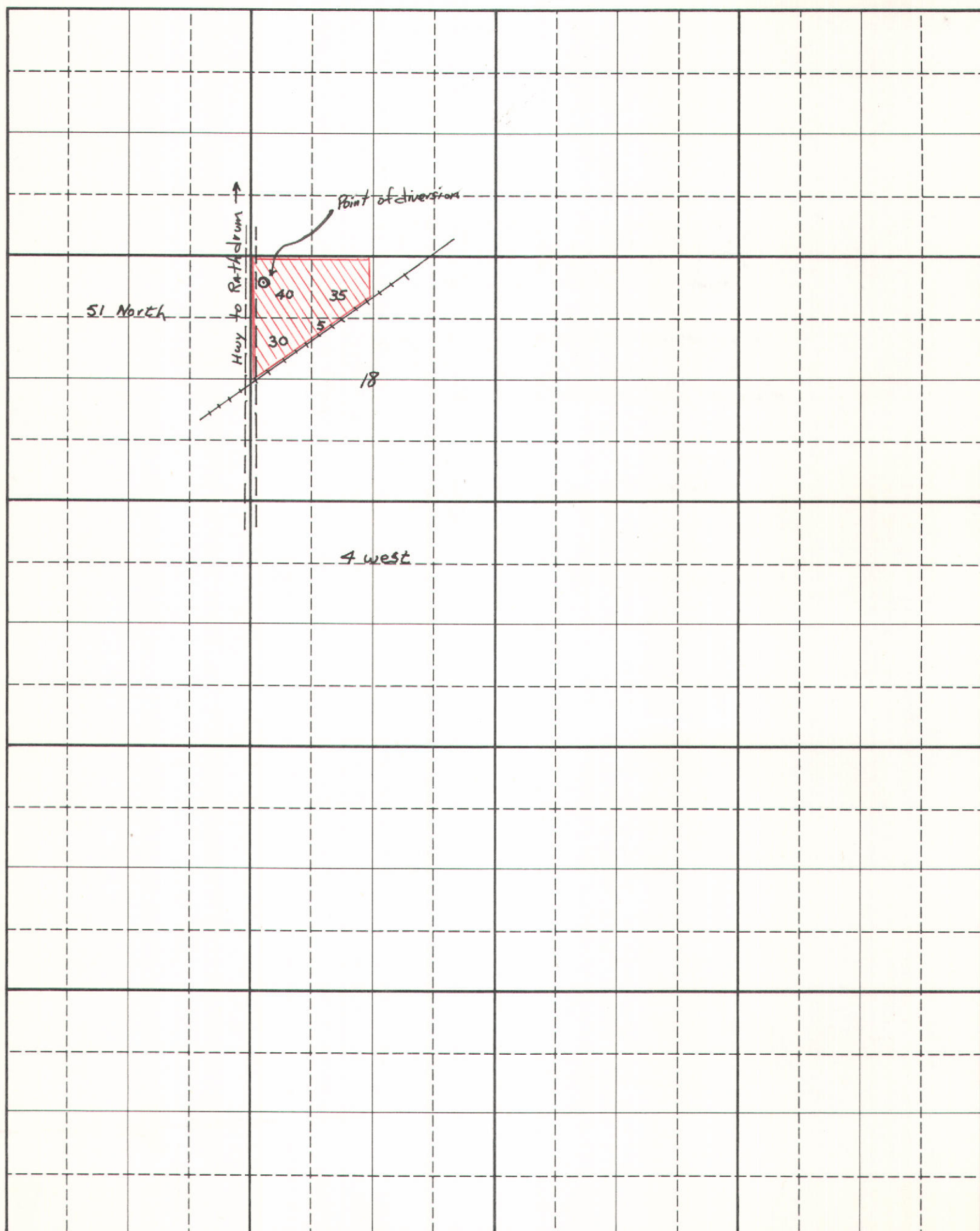


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Jack Durdy  
(Applicant)

# AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

DEC 26 1972

STATE OF IDAHO,

County of Kootenai,

ss.

Department of Water Administration  
Northern District Office

*Callie Poirtna*

being first duly sworn,  
deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the *Notice of Application*

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for *two* consecutive weeks, commencing

on the *14<sup>th</sup>* day of *December*, 19 *72*, and ending on the

*21<sup>st</sup>* day of *December*, 19 *72*

Subscribed and sworn to, before me, this *21* day of *December*

19 *72*

*Callie Poirtna*

*Patrick King*

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

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Jack Durdy, Route No. 2, Box 323-B, Coeur d'Alene, Idaho has on December 4, 1972 submitted Application No. **95-7230** for a permit to appropriate 2.0 cubic feet per second of water from a ground water source by means of well, pump, motor, and sprinklers within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, B.M., Kootenai County to be used from March 15 to Nov. 15 for the irrigation of 110 acres within the NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, 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 January 2, 1972.

R. KEITH HIGGINSON  
Director

Dec. 14, 21, 1972

95 7230

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

RECEIVED

JUN 29 2005

DEPARTMENT OF  
WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 95-7230               |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Jack Durdy
- PO Box 323B CDA, ID 83814
4. New Owner/Claimant(s) Jacklin Land Co.
- Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4752 W. Riverbend Ave.
- City, State and ZIP Code Post Falls ID 83854
- New Telephone Number (208) 773-6745
5. Date you acquired the property \_\_\_\_\_

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s)  
(include title if applicable)

*Thomas J. Blum, President*

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

**For Office Use Only**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Fee \$25.00  
 Received by Regina Date 5.8.03 Receipt No. N015618  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

File No: 45052

## WARRANTY DEED

For Value Received      RON T. MOEN, a single man

the grantor , does hereby grant, bargain, sell and convey unto JACKLIN LAND COMPANY LIMITED PARTNERSHIP, an Idaho limited partnership

**Address:** W. 5300 Riverbend Ave. , Post Falls, ID 83854

the grantee, the following described premises, in Kootenai County, Idaho  
to wit:

SEE ATTACHED EXHIBIT "A"  
(Continued)

STATE OF IDAHO  
COUNTY OF KOOTENAI }  
AT THE REQUEST OF }  
**KOOTENAI COUNTY TITLE CO.**  
SEP 7 2 50 PM '95  
TOM TACCAERT  
*[Signature]*  
DEPUTY  
FEE\$ *6.00*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee , its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that he is the owner in fee simple of said premises; that they are free from all incumbrances EXCEPT current taxes and easements of record or in view, and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: 9-7-95

Dated: 1/1/75  
  
 RON T. MOEN

STATE OF Idaho )  
 )  
COUNTY OF Kootenai )

ON THIS 14 day of Sept, 1995, before me, the undersigned  
a Notary Public in and for said State, personally appeared RON T. MOEN,

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same.

Notary Public for: Idaho  
Residing at: *Chubbuck, Idaho*  
Commission Expires: *4/1/98*

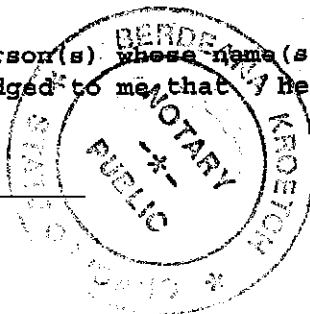


EXHIBIT "A"

Government Lots 1 and 2 North of Spokane International Railway right of way and the East half of the Northwest Quarter North of Spokane International Railway right of way all in Section 18, Township 51 North, Range 4 West Boise Meridian, Kootenai County, Idaho.

EXCEPT portion conveyed to State of Idaho for road right of way by deed recorded in Book 149 of Deeds at Page 472, records of Kootenai County, Idaho.

ALSO EXCEPT that part conveyed to Waldo Hay by deed recorded in Book 172 of Deeds at Page 514, records of Kootenai County, Idaho, described as that portion of Lots 2 and 3 of Section 18, Township 51 North, Range 4 West Boise Meridian, Kootenai County, Idaho, described as follows:

BEGINNING at a point where the Northerly line of the Spokane & International Railway right of way intersects the East line of State Highway No. 41; thence, North along the Easterly side of said Highway No. 41 a distance of 300 feet; thence, East 250 feet; thence, South 20°12' East 105.7 feet to the Northerly line of said Railroad right of way; thence, South 54°54' West, along the Northerly line of said Railroad right of way 350 feet to the POINT OF BEGINNING.

1412830



MIKE McDOWELL  
KOOTENAI COUNTY ASSESSOR  
PO Box 9000  
451 Government Way  
Coeur d'Alene, ID 83816-9000

**ASSESSMENT NOTICE**

BUDGET HEARING INFORMATION  
FOR 2005

THIS IS NOT A BILL.  
DO NOT PAY.

31 MAY 2005  
1201

For any questions, please notify the Assessor's Office immediately.  
Assessor's Telephone Number: (208) 446-1500

JACKLIN LAND COMPANY  
4752 W RIVERBEND AVE  
POST FALLS, ID 83854

117378  
2/62

Appeals of your property value must be filed in writing,  
on a form provided by the County, by: 27 JUN 2005 5PM

Serial # 117378  
Parcel # 51N04W-18-3800

Parcel Description: 18-51N-4W LT 2 N. OF RR RW EX TAX #

Tax Code Area: 045000

**ASSESSED VALUE OF YOUR PROPERTY**

| CURRENT CATEGORY AND DESCRIPTION | LOTS/ACRES      | LAST YEAR'S VALUE | CURRENT YEAR'S VALUE |
|----------------------------------|-----------------|-------------------|----------------------|
| 1 IRRIG AG<br>19 WASTE WASTE     | 24.531<br>1.515 | 17,049            | 18,644               |
| Sub Total:                       | 26.046          | 17,049            | 18,644               |
| Less Homeowners Exemption:       |                 | 0                 | 0                    |
| Net Taxable Property Value:      |                 | 17,049            | 18,644               |

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

**BUDGET HEARING INFORMATION**

| TAXING DISTRICTS               | LAST YEAR'S TAXES | PHONE NUMBER | DATE OF PUBLIC BUDGET HEARING |
|--------------------------------|-------------------|--------------|-------------------------------|
| KOOTENAI CO                    | 59.38             | 208-446-1600 | 09/06/2005 7:00P              |
| PF HIGHWAY 1                   | 9.67              | 208-765-3717 | 08/17/2005 6:00P              |
| SCHOOL 272                     | 100.88            | 208-687-0431 | 06/13/2005 6:00P              |
| KC FIRE&RESC                   | 35.05             | 208-676-8739 | 08/29/2005 6:00P              |
| CO LIBRARY                     | 4.97              | 208-772-5612 | 08/31/2005 3:00P              |
| N ID COLLEGE                   | 12.62             | 208-769-3342 | 06/22/2005 6:00P              |
| KOOT HOSP                      |                   | 208-666-2003 | 11/16/2005 8:00A              |
| KOOTENAI-EMS                   | 2.81              | 208-676-8739 | 07/28/2005 3:00P              |
| Subtotal:                      | 225.38            |              |                               |
| Fees:                          | 0.00              |              |                               |
| Total Property Taxes and Fees: | 225.38            |              |                               |

**THIS IS NOT A BILL. DO NOT PAY.**

See the back of this Notice for details.

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7230 Priority December 4, 1972 Amount 2.0 cfs

THIS IS TO CERTIFY, that JACK DURDY  
of Coeur d'Alene, Idaho, has complied with the terms and conditions of Permit  
No. 95-7230 issued pursuant to Application for Permit dated December 4, 1972,  
and has submitted proof to the Department of Water Resources on October 16, 1978,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 2.67 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use an  
established a right to use water as follows:

| Beneficial Use    | Period of Use                              | Rate of Diversion     | Annual Volume        |
|-------------------|--------------------------------------------|-----------------------|----------------------|
| <u>Irrigation</u> | from <u>March 15</u> to <u>November 15</u> | at <u>2.0</u> cfs and | <u>350</u> acre feet |
|                   | from _____ to _____                        | at _____ cfs and      | _____                |
|                   | from _____ to _____                        | at _____ cfs and      | _____                |
|                   | (both dates inclusive)                     |                       |                      |

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
350 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 18, Twp. 51N,  
Rge. 4W, B.M. in the County of Kootenai

Description and location of place of use:

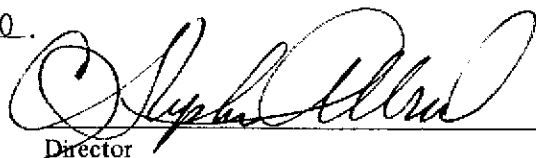
| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 51N  | 4W    | 18   |                  |                  |                  |                  | 35               | 30               | 30               | 5                |                  |                  |                  |                  |                  |                  |                  |                  | 100    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 100

NOTE: 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 right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29 day of  
August, 19 80.

  
Director

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING  
DEVICE REQUIREMENT FOR PERMIT NO. 95-7230

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

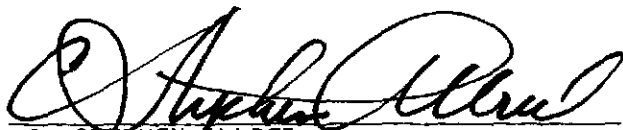
WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18<sup>th</sup> day of August, 1978.

  
C. STEPHEN ALLRED  
Director

Department of Water Resources  
Northern District Office  
NOV 1 1977

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME

State of Idaho )

County of KOOTENAI )

Permit No. 95-7230

JACK DUDRY of RT 2 Box 323-B CA'A  
(name) (address)

State of IDAHO, being first duly sworn, upon his oath deposes and says:

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. 95-7230.

That under the terms and conditions of said permit, work thereunder was required  
to be completed on or before JAN 1, 19 78.

That he has heretofore performed the following work described under said permit:

12" WELL HAS BEEN DRILLED FOR IRRIGATION. WORK  
WAS DONE THREE YEARS AGO.

Costing \$ 4800

That he is unable to complete the remainder of the work within the required time for  
the following reasons, to-wit: COMPLICATIONS WITH A DOMESTIC

USE ON WELL. HAVE TRIED TO ~~THE~~ DESIGN A  
SYSTEM THAT WILL SUPPLY A DOMESTIC HOUSEHOLD AND

LARGE IRRIGATION. ~~THESE~~ HAVE FOUND THAT DESIGNS ARE IMPRACTICAL.  
SOLUTION TO PROBLEM WILL BE MADE SHORTLY.

Wherefore, he asks that the Department of Water Resources extend the time for the  
completion of obligations under said permit to JAN 1, 19 83. 1 year

Jack C Dudry  
(signature) \*

Subscribed and sworn before me this 2 day of December, 19 77.

seal

Alma Burt  
Notary Public residing at

My commission expires After

ACTION OF THE DIRECTOR OF THE 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 be extended  
to January 1, 1979.

Witness my hand this 2 day of December, 19 77.

Bobby D. Fleener  
Chief, Operations Bureau

\* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available  
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

95  
Identification No. 95-7230  
Application No. \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER ADMINISTRATION**  
**APPLICATION FOR PERMIT**

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

1. Name of applicant Jack Durdy PH: 772-5146  
post office address Route #2, Box 323-B, Coeur d'Alene, ID 83814
2. Source of water supply Ground water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is NW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 18 Township 51N  
Range 4W B.M. Kootenai County; additional points of diversion if any: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- b. If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. \_\_\_\_\_
4. Water will be used for the following purposes:  
Amount 2.0 for Irrigation purpose from March 15 to Nov. 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. 2.0 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Well with pump and motor. Irrigation  
by sprinklers.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- 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 12 inches; proposed depth of well is 340 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 \$ 3,700.00.
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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

95 7230

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

55  
55

| TWP. | RANGE | SEC. | 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 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |
| 51N  | 4W    | 18   |        |        |        |        | 35     | 40     | 30     | 5      |        |        |        |        |        |        |        |        |
|      |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 110    |
|      |       |      | TOTALS |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres to be irrigated 110

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

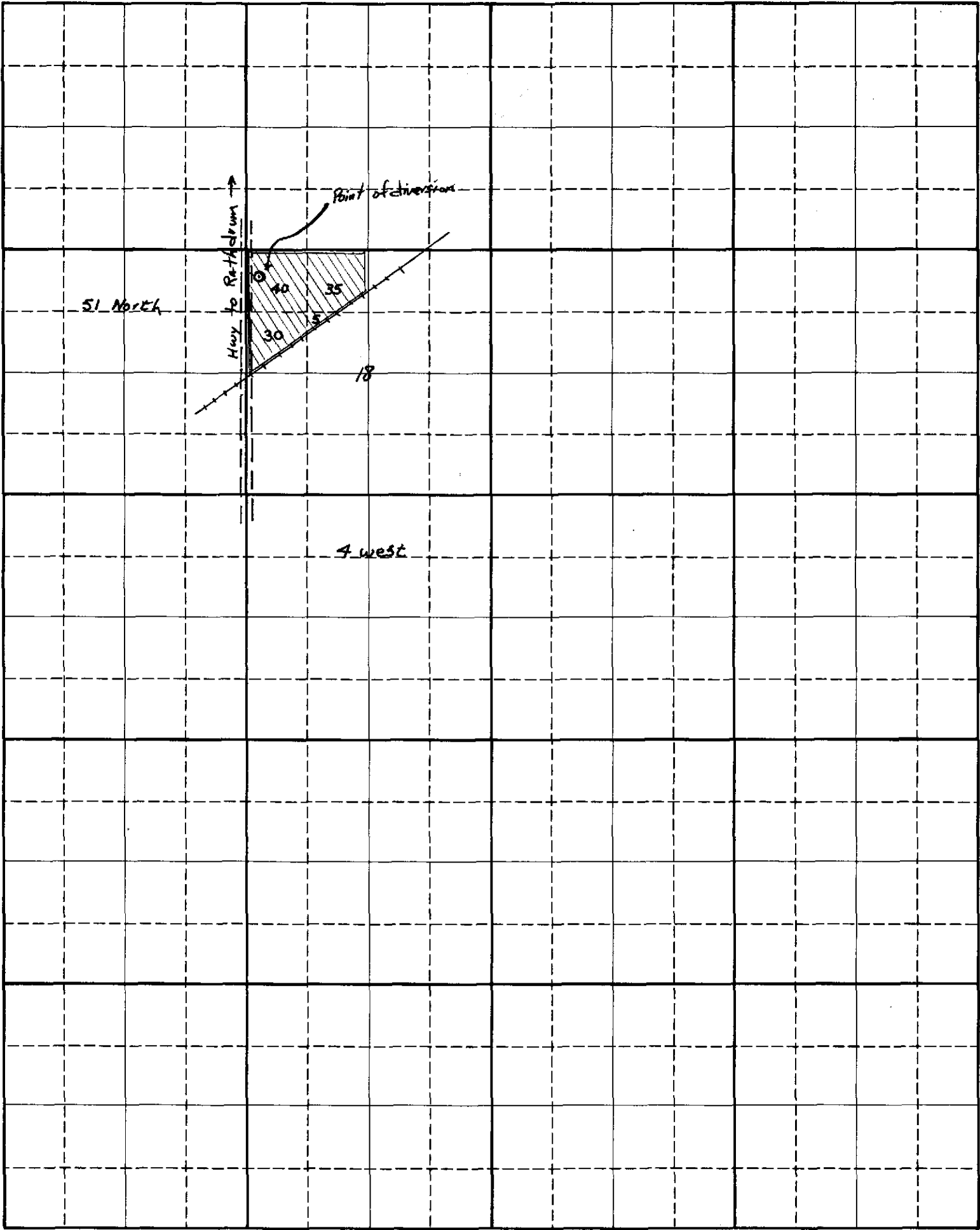
b. Who owns the land to be irrigated or place of use Applicant

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.

Jack Durdy  
(Applicant)

Received by 78 Date 12/4/72 Time 11:30  
Preliminary check by 78 Fee \$ 35.00  
Received by 78 Date 12/4/72 # 8494  
Publication prepared by CR Date 12-8-72  
Published in Coeur d'Alene Press  
Publication dates 12-14 & 12-21-72  
Publication approved ac Date 1-4-73  
Priority reduced to xxxxxx 12/4/72 Reason \_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by BDF

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. 95-7230 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 January 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 10th day of January, 19 73.

Director

DEPARTMENT OF WATER ADMINISTRATION  
- STAFF ANALYSIS -

| Item | Initial     | Date           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
|------|-------------|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| (1)  | <u>F.E.</u> | <u>12/4/72</u> | Application No. <u>95-7230</u> Name <u>Jack Durdy</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| (2)  | <u>F.E.</u> | <u>12/4/72</u> | Check:<br><input checked="" type="checkbox"/> Signature<br><input checked="" type="checkbox"/> Point of Diversion<br><input checked="" type="checkbox"/> Quantity of Water and Period of Use<br><input checked="" type="checkbox"/> Description of Diverting Works<br><input checked="" type="checkbox"/> Time required for C/W and application of water to B/U<br><input checked="" type="checkbox"/> Place of Use<br><input checked="" type="checkbox"/> Map<br><input checked="" type="checkbox"/> Fee |
| (3)  |             |                | Send copies to:<br><input type="checkbox"/> Idaho State Health Department<br><input type="checkbox"/> Idaho Fish and Game Department<br><input type="checkbox"/> Bureau of Land Management                                                                                                                                                                                                                                                                                                                |
| (4)  |             |                | <input type="checkbox"/> Request Special Use Permit from U.S.F.S.<br><input type="checkbox"/> Request Easement from B.L.M.                                                                                                                                                                                                                                                                                                                                                                                |
| (5)  | <u>F.E.</u> | <u>12/4/72</u> | In form for advertising <u>O.K. 12/4/72</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| (6)  | <u>CR</u>   | <u>1-4-73</u>  | Affidavit of Publication received <u>12-26-72</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| (7)  | <u>CR</u>   | <u>12-8-72</u> | Final date for protests <u>JANUARY 2, 1973</u><br>Protests received: yes <u>no</u> <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                    |
| (8)  |             |                | Date and Place of hearing _____<br>Decision reached at hearing _____                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| (9)  |             |                | Located within Water District No. _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| (10) | <u>F.E.</u> | <u>4/5/73</u>  | Critical groundwater area: yes _____ no <input checked="" type="checkbox"/>                                                                                                                                                                                                                                                                                                                                                                                                                               |
| (11) | <u>F.E.</u> | <u>4/5/73</u>  | Groundwater levels:<br><input type="checkbox"/> Decline (comment) _____<br><input checked="" type="checkbox"/> Stable (comment) _____<br><input type="checkbox"/> Increasing (comment) _____                                                                                                                                                                                                                                                                                                              |
| (12) |             |                | Comments: _____                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| (13) | <u>F.E.</u> | <u>1/5/73</u>  | Action recommended:<br><input checked="" type="checkbox"/> Approve Priority <u>12/4/72</u><br><input type="checkbox"/> Deny Reason for Reduction _____<br><u>F.E.</u> <u>4/5/73</u> See attached sheet for conditions of approval<br>No conditions for approval                                                                                                                                                                                                                                           |
| (14) | <u>F.E.</u> | <u>4/5/73</u>  | District <u>North</u> By <u>[Signature]</u><br>Date <u>4/5/73</u> Title <u>Superintendent</u>                                                                                                                                                                                                                                                                                                                                                                                                             |

RECOMMENDED

CONDITIONS OF APPROVAL

☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed \_\_\_\_\_ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of \_\_\_\_\_ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☐ Use of water under this permit is subject to control by the watermaster of State Water District No. \_\_\_\_\_, \_\_\_\_\_ River.

☐ The proposed well shall not be drilled within \_\_\_\_\_ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: \_\_\_\_\_

# AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

DEC 23 1972

STATE OF IDAHO,

County of Kootenai,

ss.

Deposited in the Office of the

Notary Public Office

*Callie Portner*

deposes and says:

That affiant is now, and at all times herein mentioned has been, a citizen of the United States and a resident of Kootenai County, State of Idaho, over the age of 21 years and not a party to, nor interested in the event of, the above entitled matter, and the printer (principal clerk) of the "Coeur d'Alene Press", during all of the times herein mentioned being a legal daily newspaper, of Coeur d'Alene, Kootenai County, Idaho, as defined by Idaho Code Sec. 60-106 to Sec. 60-108 both inclusive, and Chapter 121 Idaho Session Laws of 1949, and acts amendatory thereof and correlated thereto, and qualified thereunder to publish to the same effect as a weekly

newspaper on Wednesdays; and that the *Notice of Application*

of which a printed copy is annexed hereto, was published in all the regular Wednesday

weekly issues of said newspaper for *two* consecutive weeks, commencing

on the *14<sup>th</sup>* day of *December*, 19 *72* and ending on the

*21<sup>st</sup>* day of *December*, 19 *72*

*Callie Portner*

Subscribed and sworn to, before me, this

*21*

day of

*December*

19 *72*

*Patrick King*

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

## FOR WATER PERMIT

Notice is hereby given that Jack Durdy, Route No. 2, Box 323-B, Coeur d'Alene, Idaho has on December 4, 1972 submitted Application No. **95-7230** for a permit to appropriate 2.0 cubic feet per second of water from a ground water source by means of well, pump, motor, and sprinklers within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, B.M., Kootenai County to be used from March 15 to Nov. 15 for the irrigation of 110 acres within the NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, 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 January 2, 1972.

R. KEITH HIGGINSON  
Director

95 7230



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

July 29, 2005

JACKLIN LAND CO  
4752 W RIVERBEND AVE  
POST FALLS ID 83854

RE: Change of Ownership for Water Right 95-7230

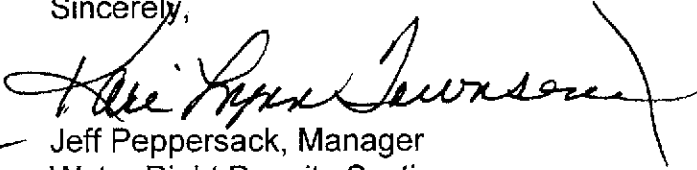
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,

*for*   
Jeff Peppersack, Manager  
Water Right Permits Section

JP:klt

Enclosure



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:  
Statehouse  
Boise, Idaho 83720  
(208) 334-4440

September 8, 1980

Jack Durdy  
Rt. 2, Box 323-B  
Coeur d'Alene, Idaho 83814

Dear Mr. Durdy,

RE: License No. 95-7230

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

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG:mr  
Enclosure

**MICROFILMED**



State of Idaho

## DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

Mailing address:  
Storehouse  
Boise, Idaho 83720  
(208) 334-4440.

August 12, 1980

Jack Durdy  
Rt. 2, Box 323-B  
Coeur d'Alene, Idaho 83814

Dear Mr. Durdy,

A representative of this Department has made an examination of the works covered by your Permit No. 95-7230, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.0 cfs Source: groundwater

The maximum quantity diverted shall not exceed 350 acre feet  
per year.

Point(s) of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 18, Twp. 51N, Rge. 4W, B.M.

Beneficial use: Irrigation of 100 acres within the NW $\frac{1}{4}$ , Sec. 18, Twp. 51N,  
Rge. 4W.

Priority date established: December 4, 1972

Conditions (if any): A measuring device of a type approved by this Department  
shall be maintained as a part of the diverting works.

If you do not concur with these findings please contact us within 10 days,  
otherwise a water license will be issued as set forth above.

Sincerely,

JAN GROVER  
JIM JOHNSON  
Water Rights Supervisor

100-2077-1050

DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

RECEIVED

MAY 13 1980

1. Name of permit holder Jack Purdy  
Post office address Rt 2, Box 323B Coeur d'Alene Department of Water Resources Phone 772-5710  
Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes:  
Amount 2.0 c.f.s. for irrigation  
AF/Annum (nature of use)  
Period of Use: from 3-15 to 11-15  
(mo.-day) inclusive (mo.-day)  
Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
AF/Annum (nature of use)  
Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)  
Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
AF/Annum (nature of use)  
Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)  
Other uses: \_\_\_\_\_

Permit No. 95-7830  
Examination for 6/12  
28-1

4. Total amount to be appropriated: 1  
Max Rate of Diversion 0.2 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

5. Location of Point(s) of Diversion:  
Township 51N N/S, Range 4W E/W, B.M., Section 18, Subdivision NW 1/4 NW 1/4 Kootenai County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County  
Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County  
Other Points of Diversions: \_\_\_\_\_

Description of diverting works: well with pump & pipeline to place of use.

Measuring device required: yes ☒ no ☐

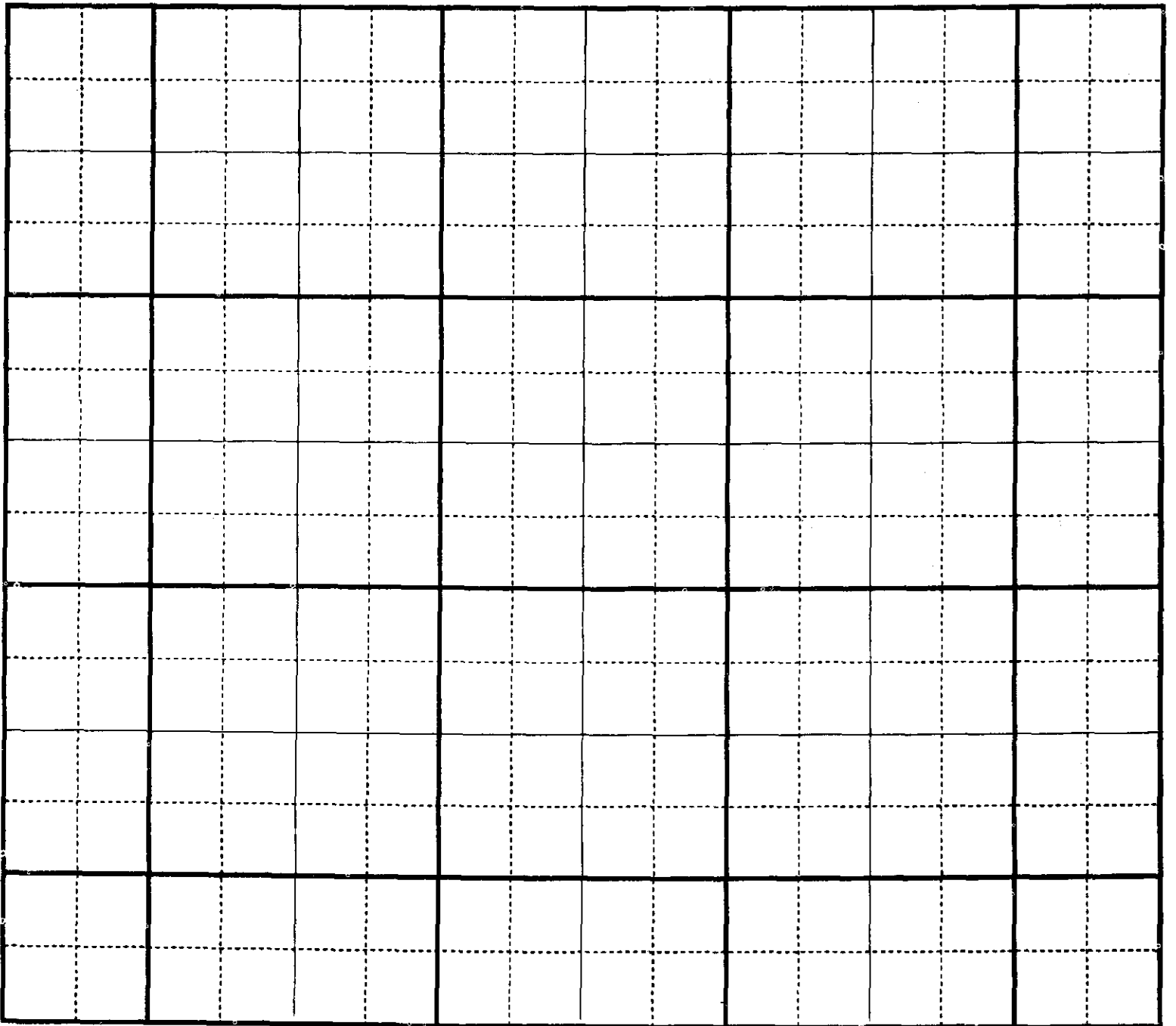
6. Lands to be irrigated or place of use.

| TWP. | RANGE | 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 |        |
| 51N  | 4W    | 18   | Permit Shows:                                             |        |        |        | 35     | 40     | 30     | 5      |        |        |        |        |        |        |        |        | 110    |
|      |       |      |                                                           |        |        |        | 35     | 30     | 30     | 5      |        |        |        |        |        |        |        |        | 100    |
|      |       |      | Recommended                                               |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      | RECEIVED                                                  |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      | NOV 2 1978                                                |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |       |      | Department of Water Resources<br>Northern District Office |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

TOTAL ACREAGE

RECEIVED

Diagram of System



DATE OF EXAM 5-7-80

ACREAGE  
Found 100  
Recommended 100

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = 2.0 c.f.s. V = 350<sup>✓</sup>  
Domestic Q = \_\_\_\_\_ c.f.s. V = 385  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_  
AF/Ann. from 3-15 to 11-15  
AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no X

Name source: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of injection: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Point of exchange: \_\_\_\_\_  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_  
County \_\_\_\_\_

Total Q measured 1200 gpm / 450 = 2.67 cfs Method of measurement Meter

Total Q recommended 2.0 cfs Meter No. 78-6-2089 Type Meter Condition good ok

Total V recommended 350  
385 AF

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None X ✓ ok

MEASUREMENT CALCULATION: Description  
12" x 340' well, Newmag meter 100 hp #5-1258967, pressure pump  
#F-2C 609 with pipe line to Rain bird 30WS with 1/64 Nozzles

SYSTEM DESCRIPTION:

Calc. 345 days (1.98) 2.00 = 970.2 AF ✓  
1200 3.5 (100) = 350 AF ✓ ok  
448.8 = 2.67 cfs ok

REMARKS:  
Renters do not irrigate and know nothing about system  
Self propelled sprinklers

Examiner's Signature J. Krug Date 5-8-80  
Checked by Bob Haynes Date 5/9/80  
Approved by Jim Date \_\_\_\_\_



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

October 24, 1978

Jack Durdy  
Route 2, Box 323-B  
Coeur d'Alene, ID 83814

Dear Mr. Durdy:

Re: Permit No. 95-7230

We acknowledge receipt of the affidavit 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. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our regional office in

Sincerely,

RITA FLECK  
Water Rights

MICROFILMED

Rita

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Identification No. \_\_\_\_\_

Permit No. \_\_\_\_\_

1. a) Name of Permit Holder Jack Murdy  
b) Post Office Address Rt 2 Box 323-B

2. Permit Number 95-7230

3. Date of Priority that you are prepared to establish 12-4-72

4. a) Source from which water was appropriated Ground Water

b) Location of the point of diversion: NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 18  
Township S1N, Range 4W Boise Meridian, Other points of diversion: \_\_\_\_\_

5. a) The amount of water and use to which the water has been applied:

Amount 2.0 for irr purposes from 3-15 to 11-15 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 2.0 cfs and/or acre-feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Self

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works:

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Well, with pump & pipe line to place of use

b) Describe the type and size of measuring device which you have installed at your point of diversion:

6" Flow meter

c) Give well driller's name and address and the date the well was completed:

Hollman Drilling - 1972  
- Jim Hollman -

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Exam typed

10/24/78

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

| T   | R  | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTAL |
|-----|----|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------|
|     |    |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |       |
| 51N | 4W | 18   |     |     |     |     | 35  | 30  | 30  | 5   |     |     |     |     |     |     |     |     | 100   |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |
|     |    |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |       |

Total number of acres irrigated 100

10. Remarks: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

X
10-16-78
(Date)

X
Jack C Durdy
(Signature)

State of
Idaho
)
County of
Kootenai
) ss.

On this 16 day of October, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Mia Butts
Notary Public residing at
Kootenai, Id

My commission expires September



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

*9/12/78*

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

*L. Glen Saxton*

L. GLEN SAXTON  
Chief, Operations Bureau

LGS:JG:kw

Enclosure

December 5, 1977

Re: Permit No. 95-7230

Jack Durdy  
Rt. 2, Box 323B  
Coeur d'Alene, ID 83814

Dear Mr. Durdy:

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 January 1, 1979.

Sincerely,

Jan Grover  
Water Rights Supervisor

October 31, 1977

CERTIFIED MAIL

138150

Re: Permit No. 95-7230

Jack Durdy  
Route 2, Box 323-B  
Coeur d'Alene, Idaho 83814

Dear Mr. Durdy:

One of the conditions of approval of your water Permit No. 95-7230 (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 January 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.



C. STEPHEN ALLRED  
Director

CSA:jfr

Enc: Proof affidavit

MICROFILMED

Please file

95-7230

95-7230

January 11, 1973

Re. Permit No: 95-7230

Jack Durdy  
Route #2, Box 323-B  
Coeur d'Alene, Idaho 83814

Dear Mr. Durdy:

Enclosed is a copy of your approved Application for Permit No. 95-7230 . 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.

Very truly yours,

BOBBY D. FLEENOR  
Assistant Director

BDF: cd

Enclosures

95 7230

December 8, 1972

Re: Application No. 95-7230 - Jack Durdy

Coeur d'Alene Press  
Second & Lakeside  
Coeur d'Alene, ID 83814

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  
Water Resource Supervisor  
Northern District

FE:CR

Enc: Legal Notice

Bill submitted 1-4-73 by cl

95 7230

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Jack Durdy,

Route #2, Box 323-B, Coeur d'Alene, Idaho

has on December 4, 1972 submitted Application No. 95-7230

for a permit to appropriate 2.0 cubic feet per second ~~none feet per second~~

of water from a ground water source

by means of well, pump, motor, and sprinklers

within the NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, B.M., Kootenai County

to be used from March 15 to Nov. 15

for the irrigation of 110 acres

within the NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, 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 January 2, 1972.

R. KEITH HIGGINSON

Director

Published in the Coeur d'Alene Press, Coeur d'Alene, Idaho

on Dec. 14 and Dec. 21, 1972

95 7230

**NOTICE OF APPLICATION  
FOR WATER PERMIT**

Notice is hereby given that Jack Durdy, Route No. 2, Box 323-B, Coeur d'Alene, Idaho has on December 4, 1972 submitted Application No. 95-7230 for a permit to appropriate 2.0 cubic feet per second of water from a ground water source by means of well, pump, motor, and sprinklers within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, B.M., Kootenai County to be used from March 15 to Nov. 15 for the irrigation of 110 acres within the NW $\frac{1}{4}$ , Sec. 18, T. 51N, R. 4W, 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 January 2, 1972.

R. KEITH HIGGINSON  
Director

Dec. 14, 21, 1972

95  
7230