

23.67'  
 9 19.41#  
 002-009 A  
 N 89° 57' 28" E  
 250.36'  
 #10581  
 38,961 #  
 (5210)  
 170.45'  
 S 89° 57' W

Part  
 #4143  
 (5350)

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 IDWR North

N 89° 57' E  
 250.0'  
 #9060  
 40,000' or 0.914 Ac.  
 (5295)  
 10' roadway easement  
 S 89° 57' W

N 89° 57' E 22.0', thence S 00° 07' W 3,164.0'  
 from the initial point of Riverview Terrace:  
 ALSO: S 20° 19' 19" E 4,496.36' from the  
 N.W. corner of Sec. 10-50-SW.

(5700)  
 M.C.H.A.

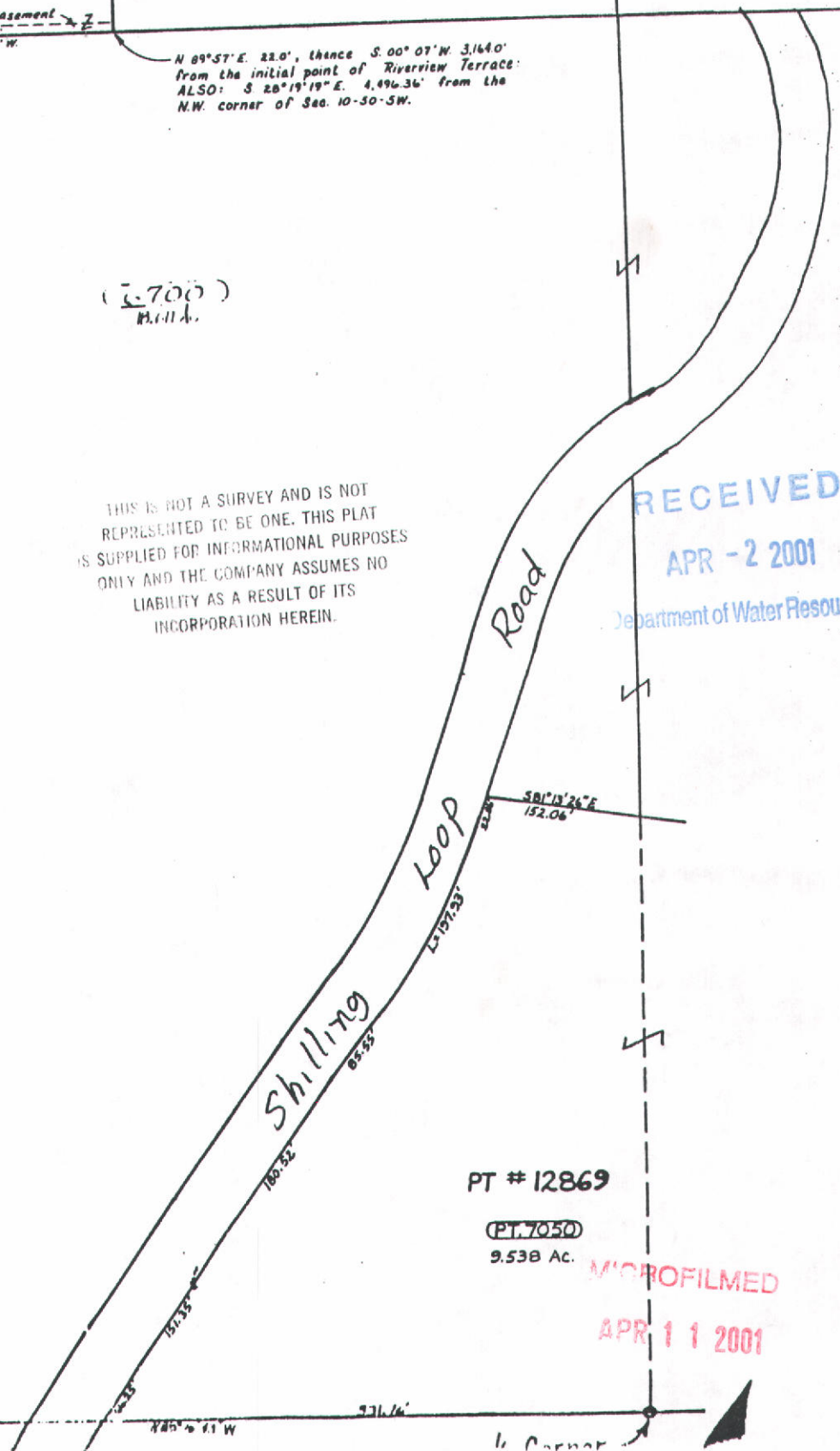
THIS IS NOT A SURVEY AND IS NOT  
 REPRESENTED TO BE ONE. THIS PLAT  
 IS SUPPLIED FOR INFORMATIONAL PURPOSES  
 ONLY AND THE COMPANY ASSUMES NO  
 LIABILITY AS A RESULT OF ITS  
 INCORPORATION HEREIN.

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 Department of Water Resources

W 576.84'

3

60  
 67 AC



PT #12869

(PT.7050)  
 9.538 AC.

MICROFILMED  
 APR 11 2001

1/4 Corner

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

**RECEIVED**  
**MAR 20 2001**  
**IDWR/North**

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, 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 |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 95-7740               |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

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) are 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)

Ben + Thelma Williams

4. New Owner/Claimant(s)

Thomas R deTar

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1490 Schilling Loop

City, State and ZIP Code

Post Falls, ID 83854

New Telephone Number

(208) 777-7156

5. Date you acquired the property

June 24, 1996

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**APR 11 2001**

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) Thomas R. Dotson  
(include title if applicable)

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 <i>cm</i> |                     | <i>3/20/01 w/ adpt documentation</i> |                         |
| Received by <i>cm</i>         | Date <i>3/16/01</i> | Fee <i>25.00</i>                     | <i>Received 3/16/01</i> |
| Receipted by <i>cm</i>        | Date <i>3/16/01</i> | Receipt No. <i>N014205</i>           | MICROFILMED             |
| Processed by _____            | AJ Date _____       | WR _____                             | Date <i>APR 11 2001</i> |

File No: 46488

bk

WARRANTY DEED

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MAR 20 2001

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IDWR/MONA

APR -2 2001

\*\*\*\*\*  
For Value Received THELMA I. WILLIAMS,

Department of Water Resources

the grantor , does hereby grant, bargain, sell and convey unto THOMAS R. deTAR  
AND CYNTHIA W. deTAR, husband and wife

Address: 9906 Red Haw Lane , Shreveport, LA 71115

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

SEE ATTACHED EXHIBIT "A"  
(Continued)

STATE OF IDAHO }  
COUNTY OF KOOTENAI } ss  
AT THE REQUEST OF  
KOOTENAI COUNTY TITLE CO.

JUL 1 2 31 PM '96

DANIEL J. ENGLISH  
*Khodabouse*  
DEPUTY  
FEES *6.00*

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said  
Grantees, their heirs and assigns forever. And the said Grantor does  
hereby covenant to and with the said Grantees that she 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 she  
will warrant and defend the same from all lawful claims whatsoever.

Dated: 6.28.96

*Thelma I. Williams*  
Thelma I. Williams

STATE OF Idaho )  
COUNTY OF Kootenai )

MICROFILMED

APR 11 2001

ON THIS *28th* day of *June*, 1996, before me, the undersigned  
a Notary Public in and for said State, personally appeared THELMA I. WILLIAMS,

1452302

Sheddenhouse  
FEE\$ 6.00 DEPUTY

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees that she 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 she will warrant and defend the same from all lawful claims whatsoever.

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MAR 20 2001  
IDWR North

Dated: 6-28-96

Thelma I. Williams  
Thelma I. Williams

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APR -2 2001

Department of Motor Resources

\*\*\*\*\*

STATE OF Idaho )  
COUNTY OF Kootenai )

ON THIS 28th day of June, 1996, before me, the undersigned  
a Notary Public in and for said State, personally appeared THELMA I. WILLIAMS,

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 she executed the same.

Deanna Kroetch  
Notary Public for: Idaho  
Residing at: Shoshone  
Commission Expires: 4/1/98



MICROFILMED  
APR 11 2001

All that portion of the Southeast quarter of the Southwest quarter of a Southwest quarter of the Southeast quarter of Section 10, Township 50 North, Range 5 West Boise Meridian, Kootenai County, Idaho lying West of the Easterly portion of Schilling Loop Road running North and South through said Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast quarter.

EXCEPTING THEREFROM a portion of the Southeast quarter of the Southwest quarter of Section 10, Township 50 North, Range 5 West Boise Meridian, Kootenai County, Idaho as surveyed and marked on the ground according to the survey by Milton I. Booth, Registered Land Surveyor, State of Idaho, dated August 31, 1990, and made a part hereof, further described as follows:

BEGINNING at the Southwest corner of said Parcel marked by an iron pin on the East right of way of Schilling Loop Road, said point being North 66°46'34" East a distance of 1510.07 feet from the Southwest corner of Section 10; thence

along the East right of way of Schilling Loop Road, North 0°00'07" East 756.00 feet to a hole drilled in a boulder; thence

South 89°54'20" East, 576.84 feet; thence

South 0°00'07" West 756.00 feet; thence

North 89°54'20" West 576.84 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a portion of the Southeast quarter of the Southwest quarter of Section 10, Township 50 North, Range 5 West Boise Meridian, Kootenai County, Idaho, more particularly described as follows:

BEGINNING at the Southwest corner of a parcel of land deed to ROBERT L. VAN PATTEN et ux, recorded January 7, 1991 as Instrument No. 1205756, said point being on the East right of way line of Schilling Loop Road, said point also being North 66°46'34" East, a distance of 1510.07 feet from the Southwest corner of Section 10 as surveyed and marked on the ground according to a survey by MILTON I. BOOTH, registered land surveyor, State of Idaho, dated August 31, 1990. Said point being the TRUE POINT OF BEGINNING of this description; thence

South 89°54'20" East along the South line of the before mentioned tract a distance of 576.84 feet to a point; thence

South 0°00'07" West to a point on the South line of the Southeast quarter of the Southwest quarter of said Section 10; thence

due West along the South line of the Southeast quarter of the Southwest quarter of said Section 10 to a point on the Northeasterly right of way line of Schilling Loop Road; thence

in a Northwesterly direction running along the Northeasterly right of way line of Schilling Loop Road to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM any portion lying within the following described Parcel:

A portion of the Southwest quarter of the Southeast quarter of Section 10, Township 50 North, Range 5 West Boise Meridian, Kootenai County, Idaho, described as follows:

COMMENCING at the South 1/16 corner of said Southeast quarter (from which the Southeast corner of said Section 10 bears South 0°57'22" West, 1309.20 feet; thence

North 89°13'47" West, 2254.29 feet along the North line of the South half of the Southeast quarter to the point of intersection of said North line with the Northwesterly edge of an existing private road and the TRUE POINT OF BEGINNING; thence

CONTINUING along said North line, said line being also the South line of Tax Number 4143 (Book 155, page 299, records of Kootenai County, Idaho), North 89°13'47" West, 331.23 feet to the West right of way line of the County Road; thence

Southerly along said right of way line as follows:

73.00 feet along a curve to the left, said curve having a radius of 553.25 feet, a central angle of 7°30'14", and a chord that bears South 19°34'30" East, 73.60 feet; thence

South 23°21'25" East, 39.20 feet; thence

116.10 feet along a curve to the right, said curve having a radius of 225.73 feet, a central angle of 29°29'20" and a chord that bears South 0°36'24" East, 114.87 feet; thence

leaving said right of way line South 49°15'37" East, 74.04 feet to the Northwesterly right of way line of the existing private road; thence

North 39°30'58" East, 341.37 feet along said right of way line to the TRUE POINT OF BEGINNING.

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MAR 20 2011  
IDWR North

RECEIVED

037 - 1 2231

RECEIVED

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APR 11 2011

17.67'  
9 19.714  
002-009 A  
N 89° 57' 28" E  
130.36'  
#10581  
38,961  
(5210)  
170.58'  
S 89° 57' W

Part  
#4143  
(5350)

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MAR 20 2001  
IDWR North

N 89° 57' E  
128.0'  
#9060  
10,000<sup>±</sup> of 11.5 AC.  
(5295)  
10' roadway easement  
S 89° 57' W

N 89° 57' E 12.8', thence S 00° 07' W 316.0'  
from the initial point of Riverview Terrace:  
ALSO: S 28° 19' 19" E 4,496.34' from the  
N.W. corner of Sec. 10-30-SW.

(5700)  
P.M.H.A.

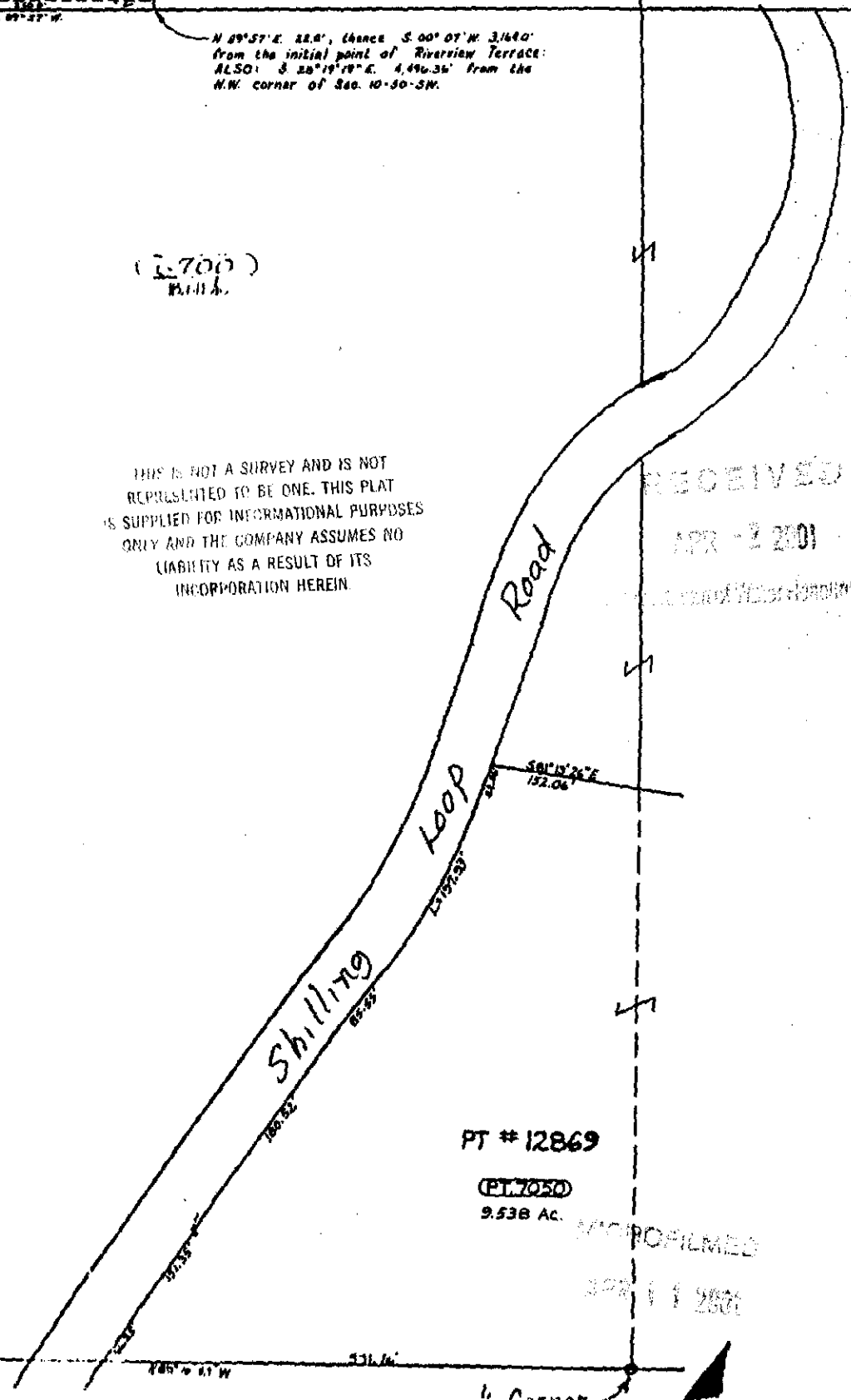
THIS IS NOT A SURVEY AND IS NOT  
REPRESENTED TO BE ONE. THIS PLAT  
IS SUPPLIED FOR INFORMATIONAL PURPOSES  
ONLY AND THE COMPANY ASSUMES NO  
LIABILITY AS A RESULT OF ITS  
INCORPORATION HEREIN

RECEIVED  
APR - 2 2001

W 576.89'

3

7 AC



PT #12869

(PT. 7050)  
9.538 AC.

MICROFILMED  
APR 11 2001

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 95-7740 Priority June 14, 1977 Amount 1.0 AFA

THIS IS TO CERTIFY, that BEN WILLIAMS  
of Post Falls, Idaho, has complied with the terms and conditions of Permit  
No. 95-7740 issued pursuant to Application for Permit dated June 14, 1977,  
and has submitted proof to the Department of Water Resources on May 15, 1980,  
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 1.0 AFA of water from Unnamed Creek & Spring,  
tributary to N/A, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use         | Period of Use                                  | Rate of Diversion  | Annual Volume        |
|------------------------|------------------------------------------------|--------------------|----------------------|
| <u>Stockwater</u>      | from <u>January 1</u> to <u>December 31</u> at | <u>N/A</u> cfs and | <u>1.0 acre feet</u> |
| <u>Wildlife</u>        | from <u>January 1</u> to <u>December 31</u> at | <u>N/A</u> cfs and | <u>1.0 acre feet</u> |
|                        | from _____ to _____ at _____ cfs and _____     |                    |                      |
| (both dates inclusive) |                                                |                    |                      |

Subject, however, to the condition that no more than 1.0 AFA 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  
1.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 10, Twp. 50N,  
Rge. 5W, 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 $\frac{1}{4}$ |        |
| 50N  | 5W    | 10   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | X      |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated \_\_\_\_\_

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 26 day of  
September, 19 80.

  
Director

MICROFILMED

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

Application No. 95-7740

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

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

1. Name of applicant BEN WILLIAMS Phone: 773-4477  
post office address RT2 Box 637, Post Falls Idaho 83850
2. Source of water supply RUNOFF OF SNOW SPRINGS which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 10 Township 50N  
Range 5W 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 1 for LIVESTOCK purpose from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount 1 for WILD GAME purpose from JAN 1 to DEC 31 (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. \_\_\_\_\_ cubic feet per second and/or  
b. 1 acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Pond  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b. Height of storage dam 8 feet, active reservoir capacity 1 acre feet; total reservoir  
capacity 1 acre feet, materials used in storage dam: FILL  
Period of year during which storage will occur JAN 1 to DEC 31 inclusive.  
(Mo. Day) (Mo. Day)  
c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$ \_\_\_\_\_.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 10 Township 50N  
Range 5W 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 20-MAX  
\_\_\_\_\_  
\_\_\_\_\_  
(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: Pond for wildlife & stock use.  
\_\_\_\_\_  
\_\_\_\_\_

RECEIVED

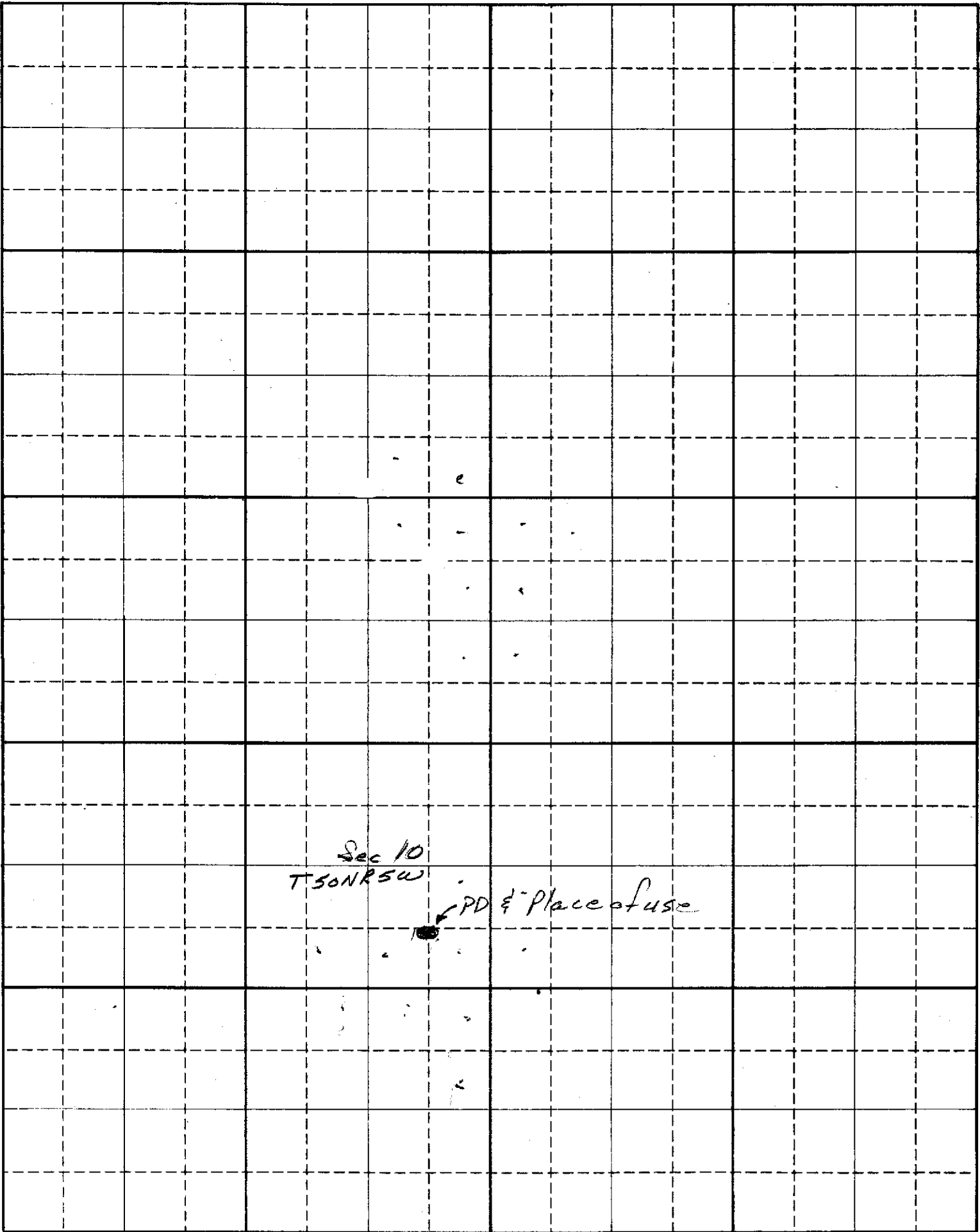
[illegible]

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

---

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.

Ben Williams  
(Applicant)

Proposed Priority 6/14/77

Received by TK Date 6-14-77 Time 11:00 AM

Preliminary check by TK Fee \$ 10.00

Received by TK Date 6-14-77 5581

Publication prepared by B Date 6-15-77

Published in Grand View Press

Publication dates 6-23-77 to 7-7-77

Publication approved MD Date 7-1-77

Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_

Protests filed by: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

\_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by TK

# 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. 95-7740, 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 August 1, 19 82.

c. Other: \_\_\_\_\_

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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Witness my hand this 22 day of August, 19 77.

Deputy Director

[Signature]

# AFFIDAVIT OF PUBLICATION

## NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ben Williams, Rt. 2 Box 637, Post Falls, ID, has on June 14, 1977 submitted Application No. 95-7740 for a permit to appropriate 1 acre feet per annum of water from snow runoff & numerous springs by means of a pond within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec 10, T50N, R5W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for wild game & stock water within the SW $\frac{1}{4}$ SE $\frac{1}{4}$  Sec. 10, T50N, R5W, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before July 11, 1977.

C. STEPHEN ALLRED  
Director

Legal 282  
June 23, 30, 1977

STATE OF IDAHO,  
County of Kootenai, } ss.

Charles Hedge 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 Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive issues commencing on the 23 day of June, 1977 and ending on the 30 day of June, 1977 and such publication was made as often during said period as said weekly 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.

Charles Hedge  
Subscribed and sworn to before me this 30 day of June, 1977

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



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

April 3, 2001

THOMAS R DE TAR  
1490 SCHILLING LOOP  
POST FALLS ID 83854

RE: Change of Ownership for Water Right 95-7740

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

MICROFILMED

APR 11 2001

# Receipt Details for ID N014205

| Status | Adjustment Type | Version |
|--------|-----------------|---------|
|        |                 | 1       |

## General Information:

| Date Received      | Date Deposited     | Region     | Total Amount | Payment Type |
|--------------------|--------------------|------------|--------------|--------------|
| 3/16/01 1:48:02 PM | 3/16/01 3:26:24 PM | NORTHERN   | \$125.00     | Check        |
| Payer              |                    | DETAR, TOM |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 1110                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** Application for Permit  
Change of Ownership 95-07740

## Fee Detail:

| Amount   | Description                          | PCA   | Fund | Fund Detail | Subsidiary | Object |
|----------|--------------------------------------|-------|------|-------------|------------|--------|
| \$100.00 | PERMITS                              | 65103 | 0229 | 21          |            | 1155   |
| \$25.00  | OWNERSHIP CHANGES/SECURITY INTERESTS | 65140 | 0229 | 21          |            | 1155   |

## Refund(s):

| Amount | Payee | Date | Document Number |
|--------|-------|------|-----------------|
|--------|-------|------|-----------------|



Previous Steps: [Select Receipt](#) Screen ID 394

MICROFILMED

APR 14 2001

RECEIVED

DEC 02 1996

Department of Water Resources

28 November 1996  
1490 S. Schilling Loop  
Post Falls, ID 83854

State of Idaho  
Dept. of Water Resources  
State Office  
450 W. State Street  
Boise, ID 83720  
208-334-4440

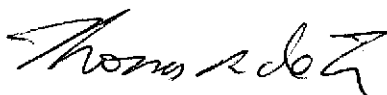
To: Water Distribution Supervisor

Re: Water Right License # 95-7740

I have recently purchased the land previously owned by Mr. Ben Williams, to whom your office had previously issued a water right license. I would like to use the same "unnamed creek and spring" for the purpose of stockwater and wildlife, as the previous license so stated, but also would like to use the creek as an alternate power source for our home. Although the creek is not large, it does have considerable head as it course through our property, and a small water turbine may be able to produce a significant amount of our electrical needs.

Please advise me as to what I must do to obtain the legal rights to use the creek for such purposes.

Sincerely,



Thomas R. deTar

MICROFILMED

JAN 23 1997

*Responded via mail 12/6/96  
G.V. Keen*



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

October 6, 1980

Ben Williams  
Rt. 2, Box 637  
Post Falls, Idaho 83850

Dear Mr. Williams,

RE: License No. 95-7740

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

Sincerely,

JIM JOHNSON  
Water Distribution Supervisor

JJ:mr.

Enclosure

**MICROFILMED**



MAP (Attach Aerial Photo)

**SCHEMATIC DIAGRAM OF SYSTEM**  
(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: 50N, 50W, 105W SE

Place(s) of Use

[illegible]

**Recommended Amendments:**

☐ 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 ☒

Date  
ate  
Date

2-10-80  
7/5/80  
8/9/80

Examiner's Signature \_\_\_\_\_  
Checked by \_\_\_\_\_  
Approved by \_\_\_\_\_

signature

# DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 95-7740

Name(s) of Permit Holder: BEN WILLIAMS

Post Office Address: N. 1990 SCHILLING LOOP ROAD

POST FALLS, ID 83850

Source of Water: RUNOFF & SPRINGS

Extent of Use: ☐ Domestic (number of households)  
☒ Stockwater 20 15 (number and type of stock)  
☐ Irrigation (acres)  
☒ Other GAME

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No  
 Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

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

5/15/80

Date

Ben Williams  
 Signature of Permit Holder

**MICROFILMED**

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Northern Region

---

JOHN V. EVANS  
Governor  
C. STEPHEN ALLRED  
Director

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

June 16, 1980

Mr. Ben Williams  
N. 1990 Schillings Loop Road  
Post Falls, Idaho 83854

RE: 95-7740

Dear Mr. Williams:

We acknowledge receipt of your statement of completion of water development and 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 do not know at this time when he will be able to conduct the examination, however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING  
Senior Water Resource Asent

TDK/pms

cc: IDWR - State Office

**MICROFILMED**

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POST FALLS, ID 83850

Source of Water: RUNOFF & SPRINGS

Extent of Use:

☐ Domestic

(number of households)

☒ Stockwater

15

(number and type of animals)

☐ Irrigation

(acres)

☒ Other

GAME

Department of Water Resources  
Northern District Office

Measuring Device: Required?

☐ Yes ☐ No

Installed?

☐ Yes ☒ No

Access Port: Required?

☐ Yes ☐ No

Installed?

☐ Yes ☐ No

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

Date

7/15/80

Bent Williams

Signature of Permit Holder

PLACE  
TEN CENT  
STAMP  
HERE



IDAHO DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

RECEIVED

MAY 19 1980

Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES  
Northern Region

---

JOHN V. EVANS  
Governor  
C. STEPHEN ALLRED  
Director

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If you have any questions concerning the field examination, please contact this office.

Very truly yours,

TOM D. KING  
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

**August 25, 1977**

**Re: Permit No. 95-7740**

**Ben Williams  
Route #2  
P. O. Box 637  
Post Falls, ID 83850**

**Dear Mr. Williams:**

Enclosed is a copy of your approved Application for Permit No 95-7740 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

**BOBBY D. FLEENOR  
Chief, Water Rights**

BDF/cah

Enclosure

**MICROFILMED**

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. \_\_\_\_\_

☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for R/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

(1) JP 6/14/77

In form to receipt

(2) \_\_\_\_\_

Send Copies to:

\_\_\_\_\_  
Idaho State Health Department  
\_\_\_\_\_  
Idaho Fish and Game Department  
\_\_\_\_\_  
Bureau of Land Management

(3) \_\_\_\_\_

\_\_\_\_\_  
Request Special Use Permit from U.S.F.S.  
\_\_\_\_\_  
Request Easement from B.L.M.  
\_\_\_\_\_  
Request Information from Applicant  
\_\_\_\_\_  
Request Dam Safety Information

(4) JP 6/14/77

In form for advertising

(5) \_\_\_\_\_

Platted on Map No. \_\_\_\_\_

(6) \_\_\_\_\_

Located within Water District No. \_\_\_\_\_

(7) \_\_\_\_\_

Critical groundwater area: yes \_\_\_\_\_ no \_\_\_\_\_

(8) \_\_\_\_\_

Groundwater levels:

\_\_\_\_\_ Declining, \_\_\_\_\_ Stable, \_\_\_\_\_ Increasing

(comment) \_\_\_\_\_

(9) \_\_\_\_\_

Other rights on the same place of use

(10) \_\_\_\_\_

Comments: \_\_\_\_\_

(11) SPW 7-1-77

Affidavit of Publication received (date) 7-1-77

(12) \_\_\_\_\_

Final date for protests 7-11-77

Protests received: yes \_\_\_\_\_ no ☒

(13) \_\_\_\_\_

All requested information received from agencies or  
applicant: yes ☒ no \_\_\_\_\_

(14) \_\_\_\_\_

Action recommended:

☒ Approve \_\_\_\_\_ Deny

6-14-77 Proposed Priority

\_\_\_\_\_  
Reason for Reduction

\_\_\_\_\_  
Measuring device required

\_\_\_\_\_  
See attached sheet for other conditions of  
approval

☒ No special conditions for approval

(15) District North

By Bob Haynes

Date 7-11-77



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

NORTHERN DISTRICT

Cecil D. Andres  
Governor

R. Keith Higginson  
Director

Suite No. 1  
4055 Government Way  
Coeur d'Alene, Idaho 83814  
(208) 667-6484

June 16, 1977

RE: Applications No. 96-7562, 96-7561, 96-7560, 95-7738, 95-7739, 95-7740.  
Correction No. 94-4031.

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

Gentlemen:

Enclosed is 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 our office along with the publication bill. Your cooperation in this matter is appreciated.

Very truly yours,

ROBERT G. HAYNES, P.E.  
District Supervisor

RGH:cp

Enc: Legal Notice(s)

*Bill received*  
*7-1-77*  
*OK* *SDW*

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Ben Williams

Rt 2 Box 637, Post Falls, Id

has on June 14, 1977 submitted Application No. 95-7740

for a permit to appropriate 1 ~~cubic feet per second~~ acre feet per annum  
of water from snow runoff & numerous springs

by means of a pond

within the SW 1/4 Sec 10, T50N, R5W, B.M., Kootenai County

to be used from Jan 1 to Dec 31

for wild game & stock water

within the SW 1/4 Sec 10, T50N, R5W, 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 Resources, 4055 Government Way, Coeur d'Alene, Idaho 83814, on or before  
July 11, 1977.

C. STEPHEN ALLRED  
Director

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

on June 23 and June 30, 1977