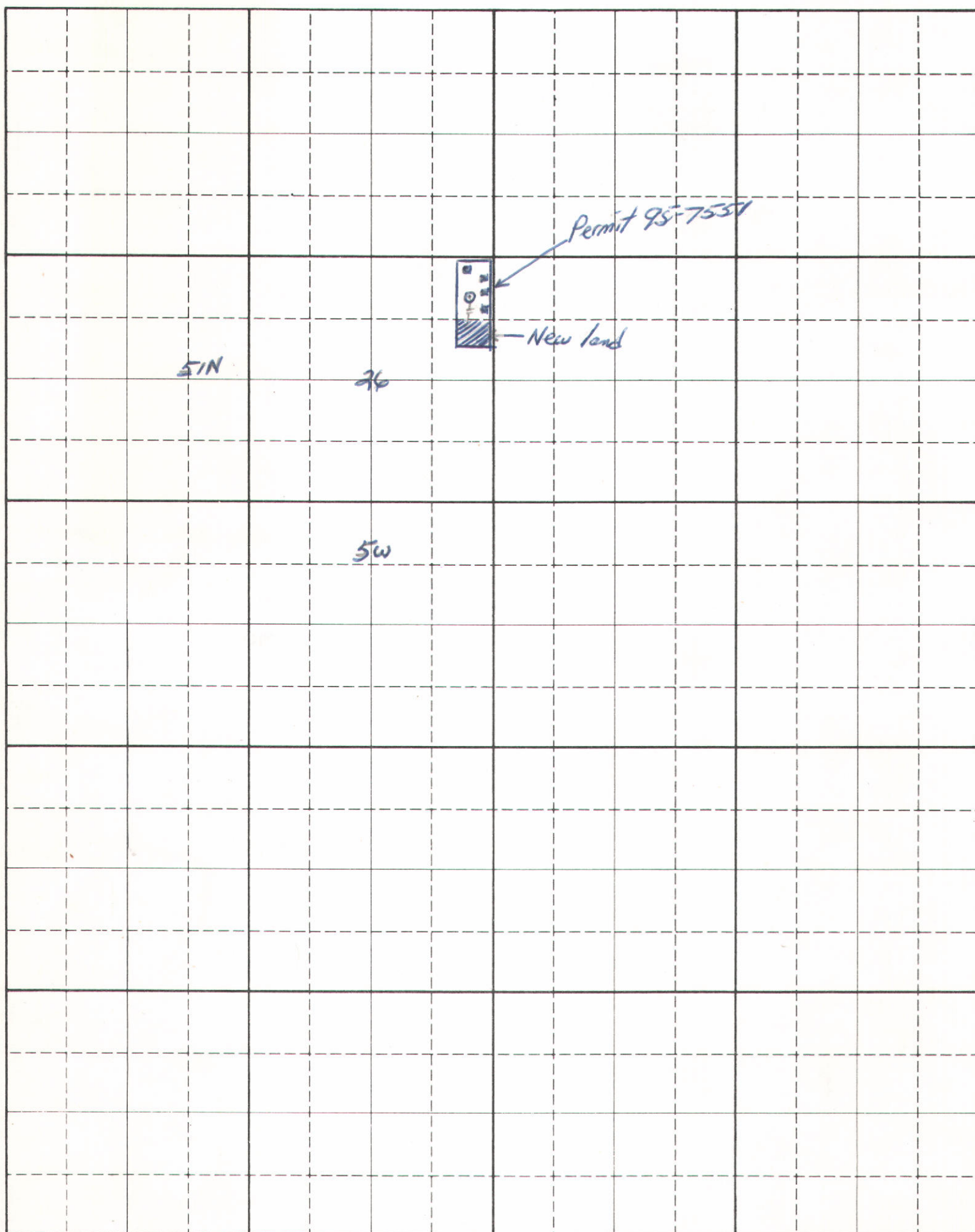


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Linda Kay Myers
(Applicant)

A. Kenneth Dunn
XXXXXXXXXXXXXX

October 5, 1981

Mr. William M. Myers
2040 E. Prairie Ave.
Post Falls, Id. 83854

Re: 95-7551 and 95-7661 ✓

Dear Mr. Myers:

Enclosed are your copies of the above-referenced Licenses.

Sincerely,

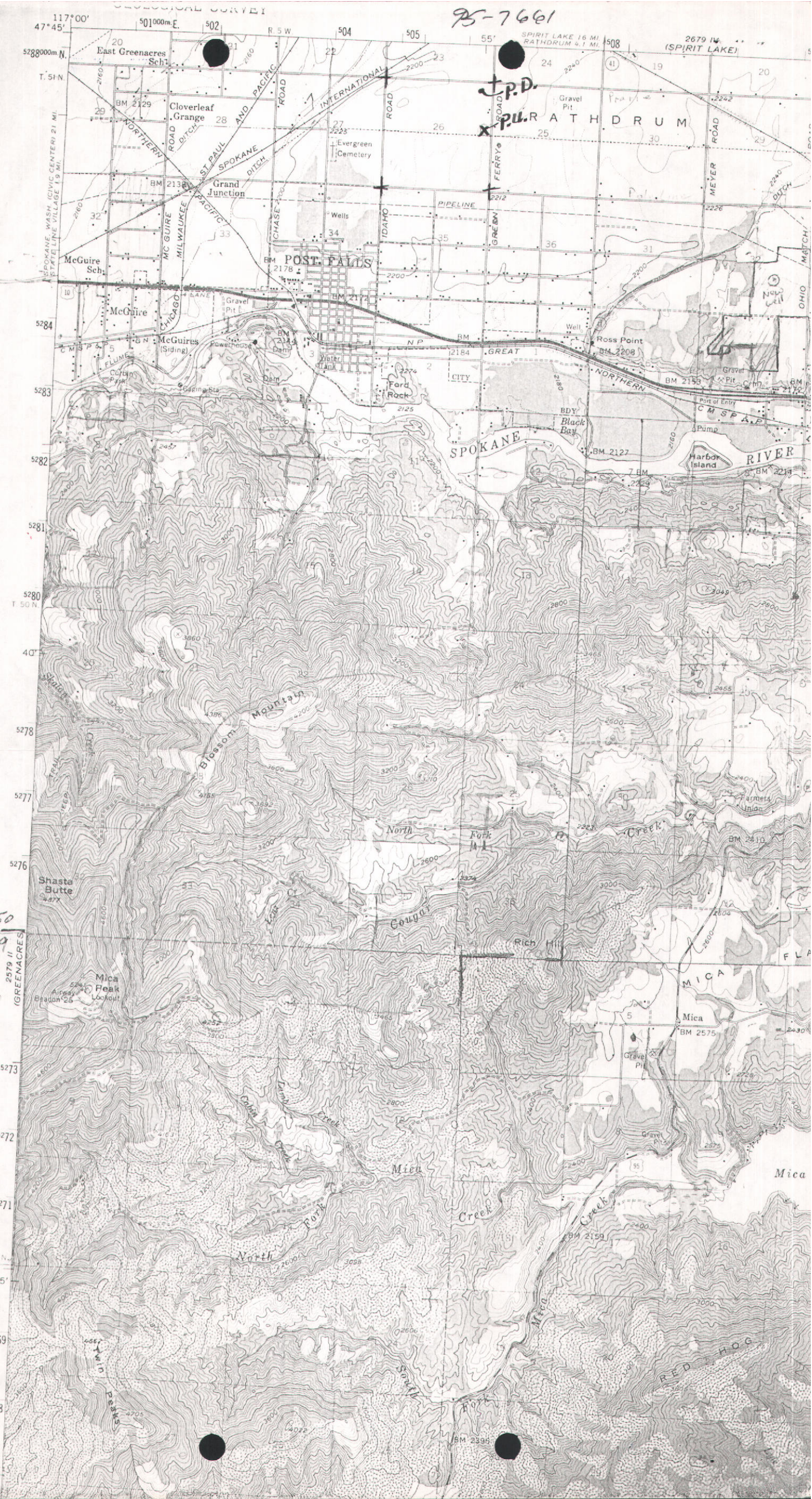
TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Licenses (2)

MICROFILMED

95-7661



MICROFILMED

50
49
2579 II
(GREENACRES)

State of Idaho
Department of Water Resources
WATER RIGHT LICENSE

License of Water Right No. 95-7661 Priority August 16, 1976 Amount .04 cfs

THIS IS TO CERTIFY, that WILLIAM N. &/or LINDA KAY MYERS
of Post Falls, Idaho, has complied with the terms and conditions of Permit
No. 95-7661 issued pursuant to Application for Permit dated August 16, 1976,
and has submitted proof to the Department of Water Resources on October 20, 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 .04 cfs of water from a groundwater source,
tributary to _____, 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
Domestic (1 unit)	from <u>January 1</u> to <u>December 31</u> at <u>.04 cfs</u> and <u>1.2 acre feet</u>		
	from _____ to _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		
	(both dates inclusive)		

Subject, however, to the condition that no more than .04 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
1.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 51N,
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 $\frac{1}{4}$	
51N	5W	26	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 27 day of

July, 19 81.

Director

Identification No. 95-7661

Application No. _____

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 William N. &/or Linda Kay Myers Phone: 773-4305
post office address Rt. 3 Box 577 Post Falls, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ NE $\frac{1}{4}$ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 26 Township 51N
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 0.20 for Irrigation purpose from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Domestic purpose from 1/1 to 12/31 (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. 0.20 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump with pipeline to place of use.

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 270 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 4 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: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26 Township 51N
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 _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water one.
(5) If water is to be used for other purposes describe: _____

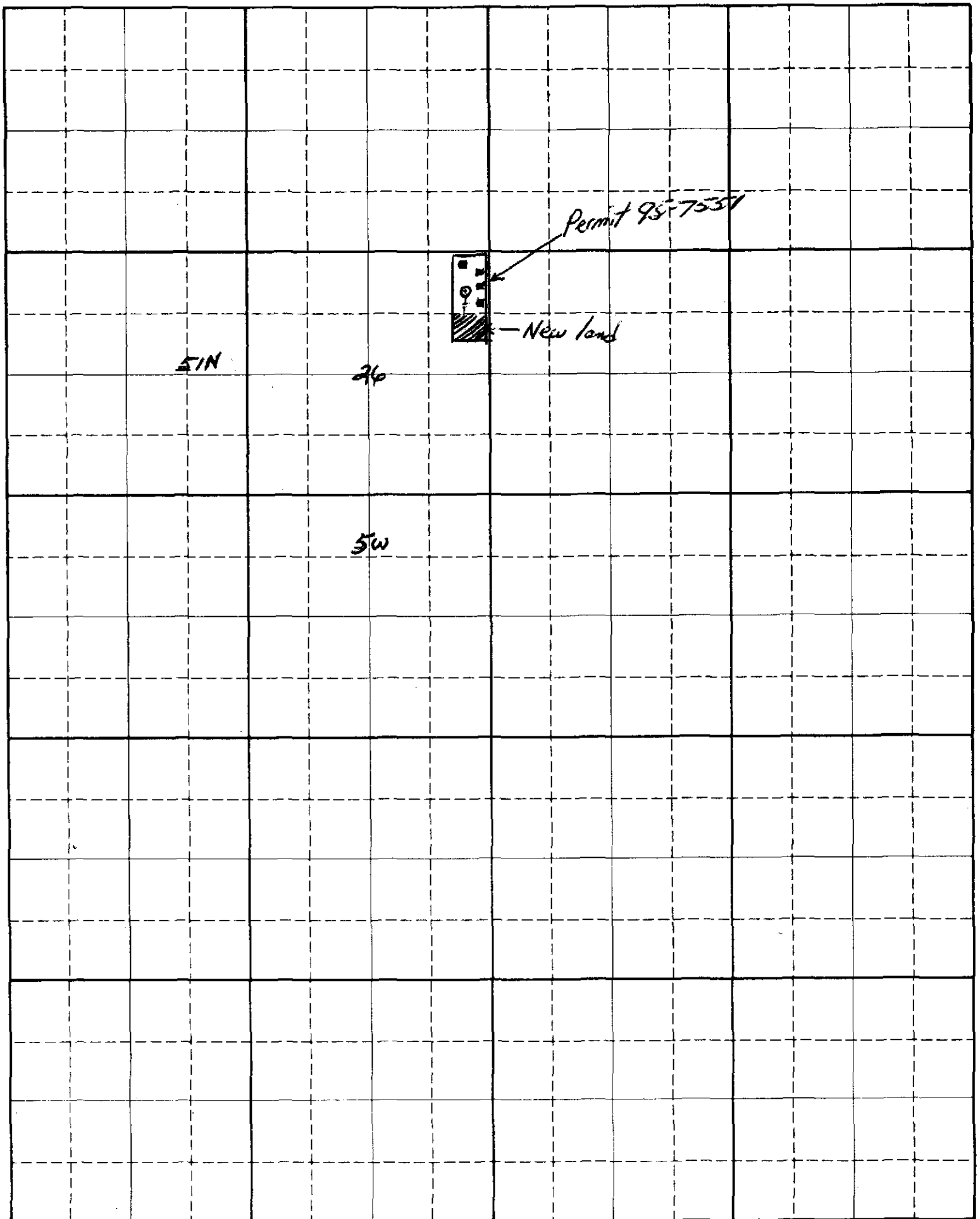
[illegible]

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

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.

Linda Kay Myers
(Applicant)

Proposed Priority 8-16-76

Received by Date 8/16/76 Time 9:00 a

Preliminary check by Fee \$ 10.00

Received by Date 8/16/76 # 4351

Publication prepared by CP Date 8-20-76

Published in Coeur d'Alene Press

Publication dates 8-26 & 9-2-76

Publication approved CP Date 9-13-76

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by

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. 95-7661, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 1980

c. Other:

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

Witness my hand this 24 day of September, 1976

Director

AFFIDAVIT OF PUBLICATION

RECEIVED

SEP 10 1976

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William N. &/or Linda Kay Myers, Route 3, Box 577, Post Falls, Idaho have on August 16, 1976 submitted Application No. 95-7661 for a permit to appropriate 0.20 cubic feet per second of water from a ground water source by means of pump and pipeline within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, T. 51N, R. 5W, B.M., Kootenai County to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from March 15 to Nov. 15 for the irrigation of ten acres (0.20 cfs) within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (domestic), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (irrigation), Sec. 26, T. 51N, R. 5W, 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 September 13, 1976.

R. KEITH HIGGINSON
Director

August 26, Sept. 2, 1976
Legal 369

STATE OF IDAHO,
County of Kootenai,

ss.

Carol Hedge

Department of Water Resources
Northern District
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 *thus* issue of said newspaper for *2* consecutive *Weeks* commencing on the *26* day of *August*, 1976, and ending on the *2* day of *Sept*, 1976, and such publication was made as often during said period as said *daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.

Carol Hedge

Subscribed and sworn to before me this..... day of

19.....

Roberta Manley

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

A. Kenneth Dunn
XXXXXXXXXXXX

October 5, 1981

Mr. William M. Myers
2040 E. Prairie Ave.
Post Falls, Id. 83854

Re: 95-7551 and 95-7661

Dear Mr. Myers:

Enclosed are your copies of the above-referenced Licenses.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

Enc. - Licenses (2)

MICROFILMED

RECEIVED

OCT 13 1981

MEMORANDUM

Department of Water Resources

TO: J. Johnson

THRU: Bob Haynes *BJH*

FROM: Tom King

DATE: September 24, 1981

SUBJECT: 95-7551 and 95-7661

On August 5, 1981, Mrs. Gibbs & Mrs. Peightal contacted this office to request a re-examination of 95-7661. They are the present owners of the 10 acres listed on Permit 95-7661. This land was found to be unirrigated on 6/5/81 and subsequently deleted on License 95-7661.

At the time of the original examination, I spoke with Mr. and Mrs. Myers, as permit holders, about this acreage. They informed me that there had been no irrigation of the northernmost five acres of land described on 95-7661 (that portion of land belonging to Mr. and Mrs. Gibbs). They also stated that a portion of the southernmost five acres (that portion of the land belonging to Mr. and Mrs. Peightal) had been irrigated until 1979, at which time Mr. Peightal sold his irrigation equipment, got a divorce and put his place up for sale. Mr. and Mrs. Myers went on to say that the southernmost five acres of land described in 95-7551 had never been irrigated. I found no irrigation equipment on any portion of the above-mentioned land except garden hose and lawn sprinklers. I was informed that Mr. and Mrs. Gibbs and Mr. and Mrs. Peightal received their domestic water from a groundwater source within Section 25.

On August 12, 1981, I spoke with Mrs. Gibbs on the phone. She said that she was searching for a cancelled check to prove the date of purchase of irrigation system. She also said that I could look at the system, but Mr. Bucholz and Mr. Howard had stopped the flow of water in the pipe somewhere on Mr. Howard's property.

I tried to contact Mr. Howard, but was unable to do so. I then contacted Mr. Bucholz and spoke with him at some length. During this conversation, Mr. Bucholz claimed the following:

1. Mr. Myers sold a one-fourth interest in the well to A. Bucholz, B. Howard, C. Lightfoot, and retained a one-fourth interest for himself. No one else can acquire water from the well unless a majority of shareholders agree.
2. The main line was in with irrigation outlets to the property of Lightfoot, Gibbs and Peightal since 1977. None of these have had the necessary equipment to irrigate with until 8/8/81 when Mr. Gibbs purchased some equipment and began to irrigate.
3. He and Mr. Howard plugged the line to prevent Mr. Gibbs's use, since he has no interest in the well, nor has he ever paid out any operating expense. No majority vote allowed him access (tie vote).
4. He and Mr. Howard retained the services of Mr. Bill Reagan, Attorney at Law.

MEMORANDUM

J. Johnson

Page Two / 95-7551 and 95-7661

September 24, 1981

I contacted Mr. and Mrs. Gibbs at their home where Mr. Gibbs and I examined his irrigation system. (Three Rainbird #40B with 5/32 and 3/32 nozzles and 550 feet of 3-inch pipe.) During the visit, Mr. Gibbs stated that the system had been in since 1977. Upon further discussion, I learned that he was referring to the main line. We discussed his possessory interest in the well and he claimed that he and Mr. Peightal had a verbal contract with Mr. Myers to use the irrigation water for a fee. The fee was to defray operating and repair expense and the amount was to be the same as that charged by the East Greenacres Irrigation District. He also stated that Mr. Lightfoot had never irrigated.

I informed them that I could not recommend that the 2.5 acres they claimed for irrigation be added to License No. 95-7661, unless they could provide some proof of irrigation prior to 10/1/80 (date that B/U due on 95-7661) and some proof of possessory interest in the point of diversion. With this proof, I informed him I might be able to re-examine the system and possibly add it to License 95-7661.

I contacted Mr. Peightal and he claimed that he had been irrigating about 2.5 acres until he sold his system and put his property up for sale in 1979. He has since reconsidered and planned to purchase a new system and start irrigating next year. He also corroborated Mr. Gibbs's claim about the verbal contract. He also indicated that Mr. Lightfoot had never irrigated.

I informed him that I could not recommend that his acreage be added to License 95-7661 without proof of prior usage and possessory interest. I also informed him that an examination while the system was in operation would be necessary.

In an effort to clarify, in my own mind, the possessory interest in the well, I contacted the County Recorder's Office. I found (documents attached) that the documents were not clear on the irrigation portion of the system, but they seem to indicate that Mr. Myers intended to furnish irrigation water to Lot 17 (land now belonging to Mr. Gibbs and Mrs. Peightal) with the irrigation pump, but he sold a one-fourth interest in the well, etc.... to Mr. Bucholz and a one-fourth interest to Mr. Howard.

I then returned to Mr. Myers where he informed me that he had intended to provide irrigation water to Lot 17 and that Mr. Bucholz and Mr. Howard were told that this was the case, but because of the wording used by the attorney in the agreement, Mr. Bucholz and Mr. Howard refused to allow the water to pass. At that time, Mr. Myers requested that I make a new measurement since Mr. Bucholz and Mr. Howard had upgraded their system and he felt that they were using more than their appropriate share of the water. He had, therefore, added sprinklers to his system until the entire system was operating at maximum. I measured an average of 25 psi throughout the system (recommended psi for optimum efficiency = 40 psi).

Calculations for Myers's irrigation system on 9/1/81 @ 25 psi:

16 Rainbird #30 with 11/64 = 4.25 (16) = 68.0 gpm ≈ 0.15 cfs
 17 Rainbird #30 with 3/16 = 5.00 (17) = 85.0 gpm ≈ 0.19 cfs
 11 Rainbird #30 with 11/64 x 3/32 = 5.55(11) = 61.05 gpm ≈ 0.14 cfs

$$\frac{214.05}{448.8} = 0.48 \text{ cfs}$$

Estimated maximum system capacity, 6/5/81 = 0.47 cfs

MICROFILMED

MEMORANDUM

J. Johnson

Page 3 95-7551 and 95-7661

September 24, 1981

I contacted Mr. and Mrs. Lightfoot to question them about their water use and to explain to them what action had been taken, what action might be taken and why.

I explained to them that on the original examination of 96-7551, I was under the misconception that Mr. Howard was irrigating 10 acres. Therefore, License 95-7551 must be changed to reflect the true amount of irrigated land and that when they felt that they might begin irrigating within 5 years they would file with the Department. I also informed them that there was no record of their ownership of a one-fourth interest in the well and that for their own benefit, it would be best to obtain some type of written statement from Mr. Myers.

During the conversation, Mr. and Mrs. Lightfoot stated that they had never irrigated nor had Mr. Gibbs until 8/8/81, and Mr. Peightal had ceased irrigating in 1977.

On August 24, 1981, I sent a letter to Mr. and Mrs. Peightal and to Mr. and Mrs. Gibbs (see attached). I have to date received no further word from them on this subject.

Based on the foregoing information, I recommend that License 95-7551 be amended to read as follows:

Use	Rate	Volume	Period of Use
Irrigation	0.20 cfs	52.5 AF	3/15 to 11/15
Domestic	0.06 cfs	3.6 AF	1/1 to 12/31
Stock	0.02 cfs	0.2 AF	1/1 to 12/31
TOTAL	0.20 cfs	56.3 AF	

Place of Use - 15 acres and 3 homes within the NENE, Sec. 26, T51N, R5W.

I do not feel that there is enough evidence at this time to warrant any changes of License 95-7661. I do believe, however, that if and when Mr. and Mrs. Gibbs and/or Mr. and Mrs. Peightal provide proof of use prior to 10/1/80 and proof of possessory interest, that this issue should again be addressed.

J. Johnson

Enclosures

MICROFILMED

Post Falls Irrigated Tracts

	23	24
	26	25
	Myers Tract #1 95-7551-5AC	
	X-P.D	
	P/L	
	Bucholz 95-7551-5AC	
	P/L	
	Howard Tract #16 95-7551-5A	
	P/L	
	Lightfoot Not irrigated	
	P/L	
	Gibbs Tract #17 95-7661-?	← E 1/4 Cor Sec 26
	P/L	
	Peighal 95-7661-?	

Irrigation Main

REPROFILING



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
~~Ex Stephen Alford~~
Director

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

95-7661

August 24, 1981

Mr. & Mrs. Don Gibbs and
Mr. and Mrs. Phil Peightal
c/o Mr. and Mrs. Don Gibbs
3561 N. Greenferry Road
Post Falls, Id. 83854

Dear Mr. & Mrs. Gibbs and Mr. and Mrs. Peightal:

As you are no doubt aware, I have re-examined Licenses 95-7551 and 95-7661. Based on the evidence now in my possession, I can not include your land as having been irrigated.

If you can provide this office with the documentation of which we spoke prior to September 4, 1981, I will attempt to amend the license to reflect your use.

If you have any questions, please contact me at this office.

Sincerely,

TOM D. KING
Senior Water Resource Agent

TDK/pms

RECORDED
INDEXED
AUG 27 1981
IDAHO DEPT. OF WATER RESOURCES

Department of Water Resources

Permit No. _____

REMARKS

- See 95-7551
The P/u has been sold.

Methods of measurement *Calc.* _____ Meets Permit requirements? _____

Measurement calculations: *One Home* 0.04 € 1.2 ✓
CFS RE ✓

[illegible]

System Description Well, pump & pipeline to Home

*Code with map on reverse side. Disregard code if only one.

Irrigation requirement = AFA/Acre

USE

Q (cfs)

V {afa}

FROM

TO

Domestic

0.04 ✓

1.2 ✓

1-1

12-31

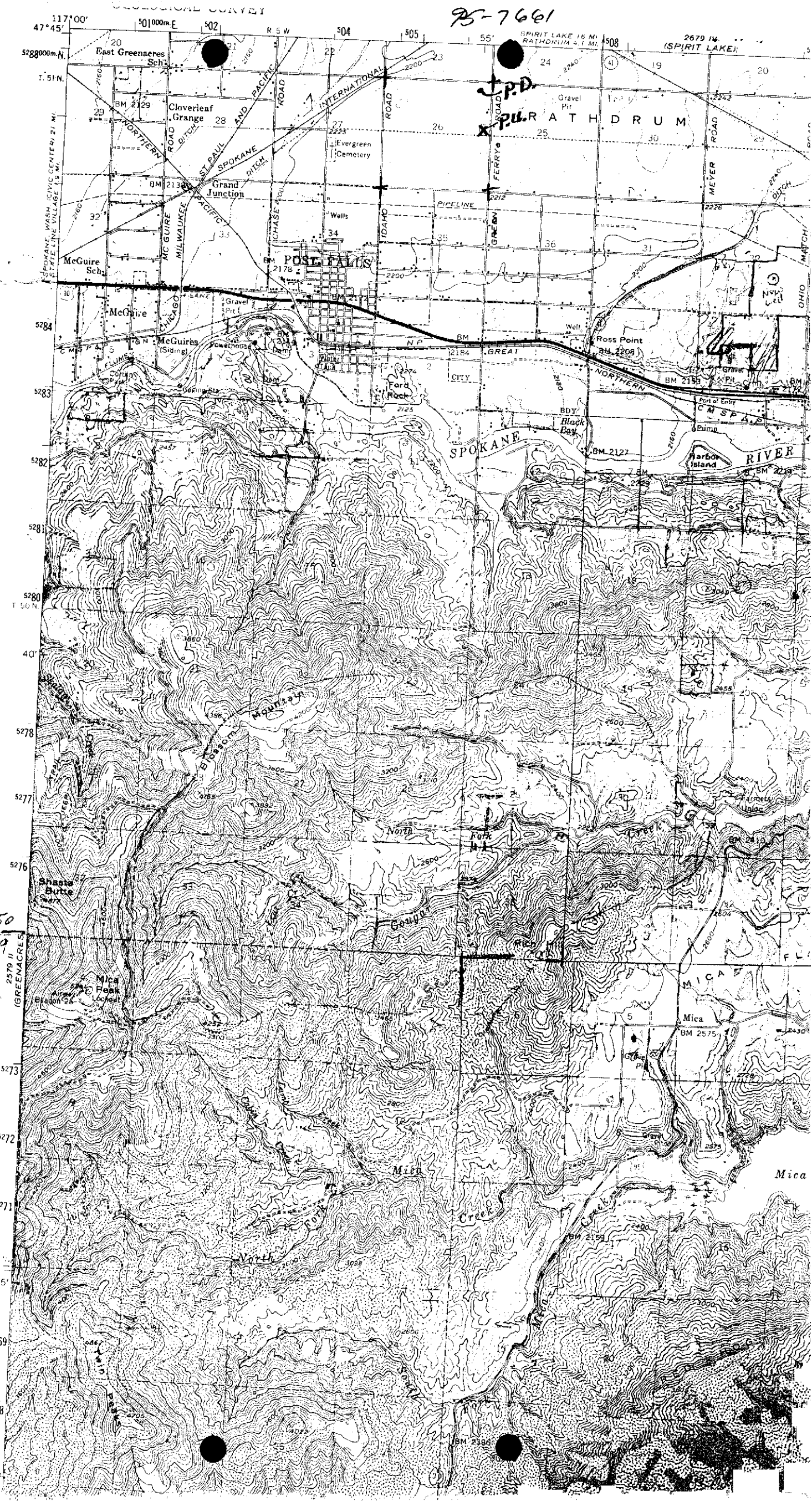
Total

Remarks 1 System is same as 95-7551 - However. The Hand lines
& Sprinklers Have not been purchased & May not be.

I informed Mr. Myers that if the owner of this 10 acres wanted to irrigate He would have to re-apply & furnish a copy of the agreement allowing him to use Mr Myers well

MICROFILMED

75-7661



MICROFILMED

CONVERSATION MEMORANDUM

DATE 8/3/1981
FILE 95-7661

NAME OF PARTY Bob Haynes
EMPLOYEE Jeri Johnson

RE: Bob Haynes requested that the field
exam be returned to the region for a
re-examination.

This request is a follow-up to
a meeting that Bob had with Mr. & Mrs
Meyers.

It appears that 10 cases should
have been included on the license.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

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

July 30, 1981

William & Linda Myers
Rt. 3, Box 577
Post Falls, Idaho 83854

Dear Mr. & Mrs. Myers,

RE: Permit No. 95-7661

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

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

Enclosure

RECEIVED
JUL 31 1981
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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

July 13, 1981

William & Linda Myers
Rt. 3, Box 577
Post Falls, ID 83854

Dear Mr. & Mrs. Myers,

A representative of this Department has made an examination of the works covered by your Permit No. 95-7661, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: .04 cfs Source: groundwater

The maximum quantity diverted shall not exceed 1.2 acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 51N, Rge. 5W, B.M.

Beneficial use: Domestic use for 1 unit within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26, Twp. 51N,
Rge. 5W.

Priority date established: August 16, 1976

Conditions (if any):

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,

JIM JOHNSON
Water Distribution Supervisor

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

November 7, 1980

Mr. William Myers
E. 2040 Prairie Ave.
Post Falls, Id. 83854

RE: 95-7661

Dear Mr. Myers:

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. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. 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 Agent

TDK/pms

cc: IDWR - State Office

MICROFILMED

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. 95-7661.

Name(s) of Permit Holder: William N or Linda Kay Myers

Post Office Address: 9810 W. Prairie Ave.

POOT FALLS IDAHO Tel. No. (208) 773-4305

Source of Water: groundwater SA

Extent of Use: ☐ Domestic 1 (number of households)

☐ Stockwater horses - 2 (number and type of stock)

☐ Irrigation 10 (acres)

~~none~~ 1 included ~~information~~ on the card ~~permit~~ information

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No #95-755

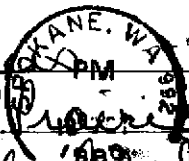
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

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

Oct 1980
Date

Linda Kay Myers
Signature of Permit Holder

Bill Meyer
9610 W. Prairie Ave
Post Falls, Idaho
83854



RECEIVED



IDAHO DEPARTMENT OF WATER RESOURCES

OCT 20 1980

STATEHOUSE

BOISE, IDAHO 83720

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

MEYERS, WILLIAM N.
RT. 3 BOX 577
POST FALLS, ID 83854

138760

JULY 31, 1980

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 95-7661 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE OCTOBER 01, 1980. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY 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. A REQUEST FOR EXTENSION OF TIME FORM IS ENCLOSED FOR YOUR CONVENIENCE. PLEASE NOTE THAT A FEE OF \$15.00 MUST BE SUBMITTED WITH THIS FORM.

EITHER THE BENEFICIAL USE POST CARD 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 WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENCLOSURES

MICROFILMED

September 27, 1976

Re: Permit No. 95-7661

William N. &/or Linda Kay Myers
Rt. 3, Box 577
Post Falls, ID 83854

Dear Mr. and Mrs. Myers:

Enclosed is a copy of your approved Application for Permit No. 95-7661 . We direct your attention to the conditions of approval as listed on the fourth page.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:mef

Enclosure

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 95-7661

Myers

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

(1) QMA 8-17-76

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

(4) RMA 8-17-76

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) CP 9/13

Affidavit of Publication received (date) SEPT. 10, 1976

(12) CP 9/20

Final date for protests SEPTEMBER 13, 1976

Protests received: yes _____ no ☒

(13) _____

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

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority 8-16-76

_____ Reason for Reduction _____

_____ Measuring device required

_____ See attached sheet for other conditions of approval

☒ No special conditions for approval

(15) District Northern

By Bob Haynes Date 9-15-76



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN DISTRICT

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

August 20, 1976

Re: Application No.	95-7661	95-7664	95-7667
"	" 95-7662	95-7665	95-7668
"	" 95-7663	95-7666	95-4361

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: 9-13-76-0

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that William N. &/or Linda Kay Myers,

Route 3, Box 577, Post Falls, Idaho

have ~~xxx~~ on August 16, 1976 submitted Application No. 95-7661

for a permit to appropriate 0.20 cubic feet per second ~~acre feet per annum~~
of water from a ground water source

by means of pump and pipelines

within the NE~~1~~NE~~4~~, Sec. 26, T. 51N, R. 5W, B.M., Kootenai County

to be used from Jan. 1 to Dec. 31 for domestic purposes (0.04 cfs); and from
~~xxx~~ March 15 to Nov. 15 for the irrigation of ten acres (0.20 cfs)

within the NE~~1~~NE~~4~~ (domestic), SE~~1~~NE~~4~~ (irrigation), Sec. 26, T. 51N, R. 5W, 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
September 13, 1976.

R. KEITH HIGGINSON
Director

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

on August 26 and Sept. 2, 1976