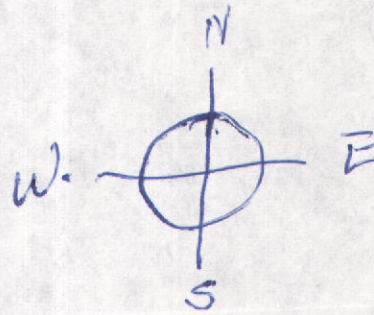




SPOKANE RIVER

SHADED AREA
ADDITIONAL 4
ACRES

136.3
11-8959' 488.24'

800.00

7.31

GOVT. LOT 10

Approved
Water Right
Permit # 95-7134

95 7134

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

RECEIVED

MAY 25 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, 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 Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
95-7376					
95-7134					
95-4161					

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)

Donald L. Lubbers + Dianne B. Lubbers

4. New Owner/Claimant(s)

Hazel Raeder

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

New Mailing Address

400 South Rabbitt Trail

City, State and ZIP Code

Post Falls, ID 83854

New Telephone Number

(208) 773-3452

5. Date you acquired the property

9/13/1990

SCANNED
AUG 18 2005

SUPPORT DATA

IN FILE # 95-4161

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
(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 (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(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 (cubic feet per second or acre-feet per annum)	Description (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)

[Handwritten Signature]

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 <u>DL</u>	Date <u>5/23/05</u>	Fee <u>\$75</u>
Receipted by <u>DL</u>	Date <u>5/23/05</u>	Receipt No. <u>N016935</u>
Processed by _____	Date _____	WR _____

SCANNED

AUG 10 2005

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 95-7134 Priority Jan. 28, 1971 Amount 0.15 cfs

THIS IS TO CERTIFY, that DONALD L. LUBBERS
of Post Falls, Idaho, has complied with the terms and conditions of Permit
No. 95-7134 issued pursuant to Application for Permit dated January 28, 1971,
and has submitted proof to the Department of Water Administration on February 22, 1974,
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 0.47 cfs of water from the Spokane River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>Oct. 1</u>	at <u>0.15</u> cfs and	<u>25.55 acre feet or</u> <u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.15 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
25.55 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12,
Twp. 50 N, Rge. 6 W, 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 $\frac{1}{4}$	
50 N	6 W	12				2.3									5.0				7.3

Total number of acres irrigated 7.3

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 28 day of
September, 19 74.

PHOTOFILMED

Director

Identification No. 95-7134

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATIONLICENSE ISSUED FOR 15 SEC. FL.
LICENSE PAG. NO. _____

APPLICATION FOR PERMIT

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

APPROVED

1. Name of applicant DONALD L. LUIBERS
post office address RT 2 BOX 386 POST FALLS IDAHO 83854
2. Source of water supply SPOKANE RIVER which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 12 Township 50 N
Range 6 W B.M. Kootena 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 .15 ~~1.5~~ for IRRIGATION purpose from APRIL - 1 to OCT - 1 (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. ~~1.5~~ .15 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 15 HORSE POWER ELECTRIC
pump, will be used for pumping out of river

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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
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 3 years.
b. Estimated construction cost is \$ 800.00
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 7134

c. Describe any other water rights used for the same purposes None

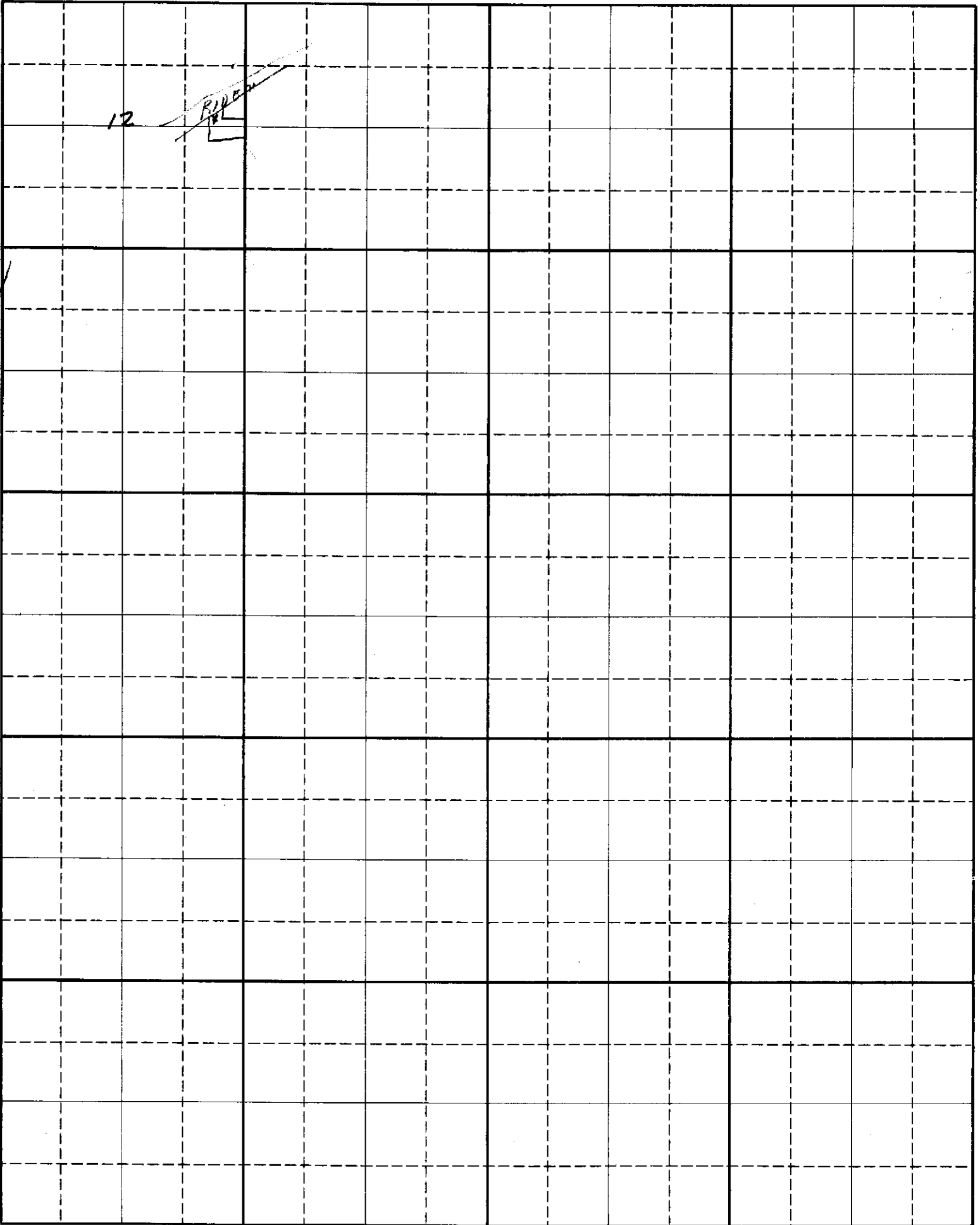
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

applicant to make this filing.

10. Remarks WATER WITH BE USED FOR IRRIGATION

ONLY - 2/2. used the same 2.15 there for
 hours, and I determined the point of rupture
 was 40 ft. 4 1/2

11. Map of proposed project:



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.

Ronald L. Lubbers
(Applicant)

Deputy Director
State Reclamation Engineer

[Signature]

Witness my hand this 18th day of March 19 71.

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

c. Other:

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 74.

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 95-7134, and said application is hereby APPROVED

ACTION OF STATE RECLAMATION ENGINEER

Recommended for approval denial by BDF

Hearing held by _____ Date _____

Copies of protests forwarded by _____

Protests filed by: _____

Priority reduced to _____ Reason _____

Publication approved 3-3-71 Date _____

Publication dates 2-18 & 2-25, 1971

Published in Post Falls Tribune

Publication prepared by dg Date 2-1-71

Received by dg Date 1-28-71

Preliminary check by dg Fee \$10.00

Received by _____ Date 1-28-1971 Time 10:30 AM

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Donald L. Lubbers, Route No. 2, Box 326, Post Falls, Idaho, has on January 28, 1971, submitted Application No. 95-7134 for a permit to appropriate 0.16 cubic feet per second of water from Spokane River by means of pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 50N, R. 6W, B. M., Kootenai County, to be used from April 1 to October 1 for the irrigation of 7.31 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 50N, R. 6W, 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, Statehouse, Boise, Idaho, 83707, on or before March 8, 1971.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho, on February 18 and February 25, 1971.

2-18 2tc

County of Kootenai }
STATE OF IDAHO } ss.

JEANNETTE S. ROSIN, being first duly sworn, deposes and says that she is the publisher of THE POST FALLS TRIBUNE, a newspaper published weekly at Post Falls, Kootenai County, Idaho, and of general circulation therein.

That the Notice of Application for Water Permit

No. 95-7134 a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for two consecutive issues, commencing

with the issue dated February 18, 1971

and ending with the issue dated February 25, 1971

Subscribed and sworn to before me, this 25th

day of February, 1971.

C. Eugene Luckman
Notary Public for the State of Idaho
Residing at Post Falls, Idaho

Publication Fee \$ 7.82

October 3, 1974

Re: Permit No. 95-7134 & 95-7176

Mr. Donald Lubbers
Route 2, Box 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

Enclosed is a copy of the water license issued on the above referenced permit.
S.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

Enclosure

MICROFILMED

September 13, 1974

Re: Permits No. 95-7134 & 95-7376

Mr. Donald L. Lubbers
Route 2 - Box 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

A representative of this Department has made an examination of the works covered by the above referenced permits and has found the following:

Permit 95-7134

Quantity of water diverted: 0.43 cfs Source: Spokane River

Amount of water that can be recognized as beneficially used under Idaho law: 0.15 cfs

The maximum quantity diverted shall not exceed 25.55 acre feet per year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 50 N, Rge. 6W, B.M.

Beneficial use: Irrigation of 7.3 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 50 N, Rge. 6W, B.M.

Priority date established: Jan. 28, 1971

Permit 95-7376

Quantity of water diverted: 0.44 cfs Source: Spokane River

Amount of water that can be recognized as beneficially used under Idaho law: 0.14 cfs

The maximum quantity diverted shall not exceed 24.5 acre feet per year.

MICROFILMED

Page 2

Mr. Donald L. Lubbers

Re: 95-7134 & 7376

September 13, 1974

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp. 50 N, Rge. 6W, B.M.

Beneficial use: Irrigation of 7 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12,
Twp. 50 N, Rge. 6W, B.M.

Priority date established: Sept. 28, 1973

If you do not concur with these findings please contact us within 10 days, otherwise water licenses will be issued as set forth in this letter.

Sincerely,

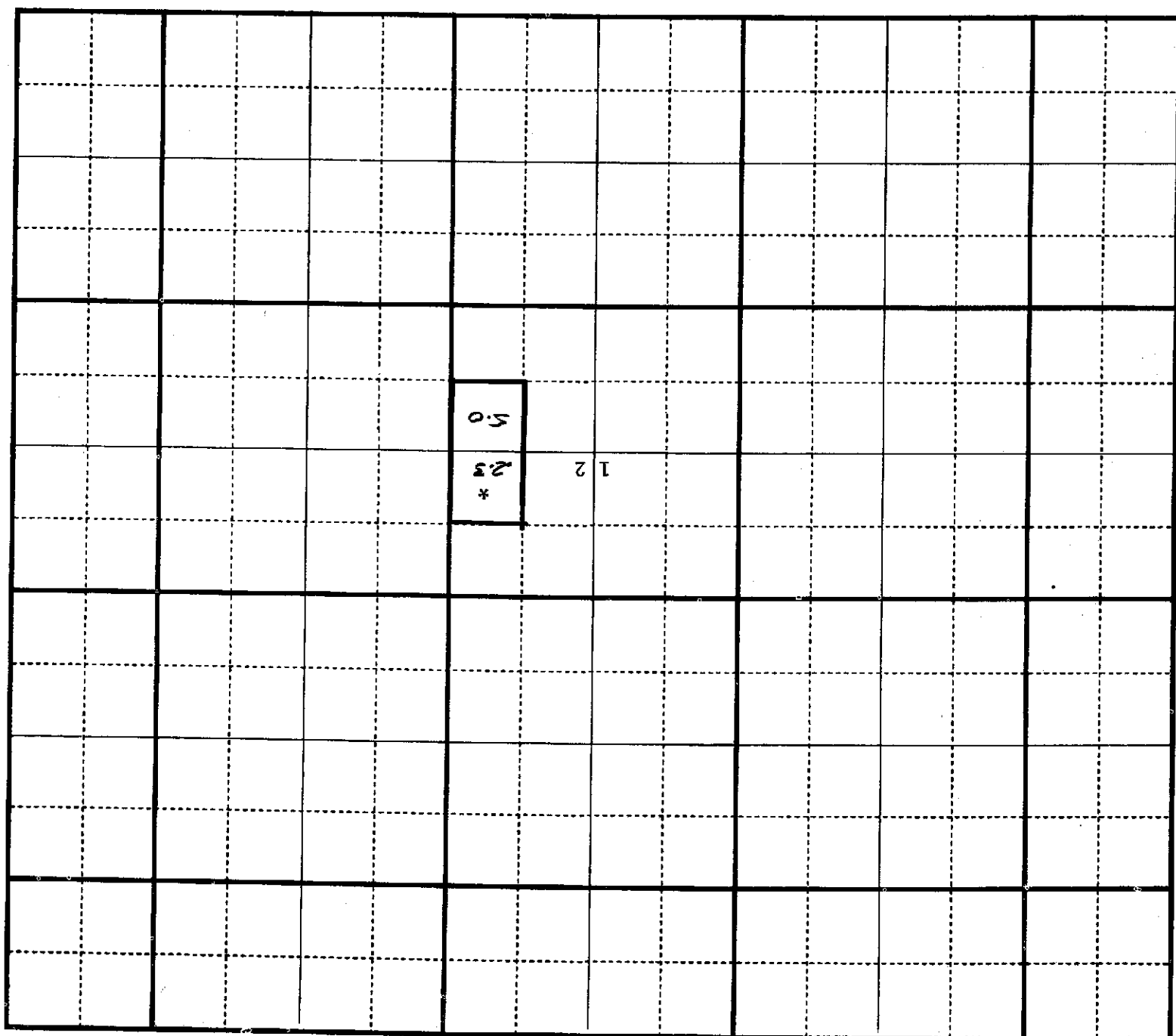
BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

bc: Northern District Office

MICROFILMED

Diagram of System



N
50
T

DATE OF EXAM 6/18/74

ACREAGE

Found 7.3 acres
Recommended 7.3 acres

Irrigation Requirement 3.5 a.f. Ac Ft/Ac

USE

Irrigation Q = .15 c.f.s. V = 25.55 AF/Ann. from April 1 to Oct. 1
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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 .47 Method of measurement pressure gauge

Total Q recommended .15 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 25.55 a.f.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

Rainbird 40 11864" x 3/4" 30 heads 40 lbs
7.03 gal/Nozzle x 30 Nozzles = 448.8 = .47 cfs

SYSTEM DESCRIPTION:

G.E. Motor Pump
15 h.p. Conrad
Ser: 5C481 4" section

REMARKS:

This system also irrigates land under 95-7376

Examiner's Signature [Signature] Date 6/18/74

Checked by [Signature] Date 6/20/74

Approved by _____ Date _____

February 26, 1974

Re: Permit No.'s 95-7134 & 95-7376

Donald L. Lubbers
Route #2, Box 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you may show him the systems.

If you have any questions concerning the field exams, please contact our Northern District Office at 401 Front Ave., Room 209, Coeur d'Alene, Idaho.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JC

95-7134

Identification No. _____

Permit No. 95-7134

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

FEB 22 1974 *dyo*

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Administration
Northern District Office

1. a) Name of Permit Holder Donald L. Lubbers
b) Post Office Address Rt 2 Box 326 Post Falls, Idaho
2. Permit Number 95-7134
3. Date of Priority that you are prepared to establish 1/28/1971
4. a) Source from which water was appropriated Spokane River
b) Location of the point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 12
Township 50N, Range 6W Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:
amount 0.15 cfs for Irrigation purposes from April 1 to Oct 1 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 0.15 cfs 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: (estimated) measured through sprinklers

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) 15 h.p GE motor and pump through main line to 30 sprinklers. (there is another permit also under this application)
b) Describe the type and size of measuring device which you have installed at your point of diversion: None
c) Give well drillers name and address and date the well was completed _____

Exam typed 2/26/74 by jo2

95-7134

My commission expires Sept. 11, 1976

Notary Public residing at Coeur d'Alene

Order M. Roberts

On this 28th day of SEPT., 1973, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

State of Texas)
County of Kootenai) ss.

(Date) 9-28-73

(Signature)

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

10. Remarks: 7.31 acres are irrigated under this permit and another 7 acres ~~are~~ are irrigated under a later permit # 95-7374

[illegible]

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

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

95-7134

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐ Show address
where delivered

☐ Deliver **ONLY**
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

①

Donald L. Lutter

INSURED NO.

②

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Mrs. D. S. Lutter

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

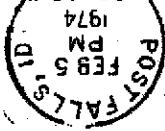
FEB

5

1974

③

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.
 • If special services are desired, check block(s) on other side.
 • Moisten gummed ends and attach to back of article.



RETURN TO

DEPARTMENT OF WATER ADMINISTRATION

STATEHOUSE - ANNEX #2

BOISE, IDAHO 83707

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, 300%



January 31, 1974

CERTIFIED MAIL

#25,62

Re: Permit No. 95-7134

Donald L. Lubbers
Route #2, Box 326
Post Falls, ID 83854

Dear Mr. Lubbers:

One of the conditions of approval of your water Permit No. 95-7134 (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 April 1, 1974. 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.

R. Keith Higginson

KEITH HIGGINSON
rector

: Proof affidavit

95-7134

95-7134

H

April 18, 1972

Mr. Donald L. Lubbers
Route #2
Post Office Box #326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

We are returning your application for permit and personal check #92-574 in the amount of \$10.00. We find in reviewing this application that there are several questions that need clarification before we could process it.

Item #4 will be limited to a quantity of 0.02 cubic feet per second, or one miners inch per irrigated acre. As you have further indicated in the application that you have only an additional four acres of land, the maximum quantity that we could approve would be 0.08 of a cubic foot per second. Item #6 must also be completed, giving a brief description of your diversion system from the Spokane River. Item #7 must list the number of years required for the completion of your system and application of your water to your proposed beneficial use, as well as an estimated construction cost. Item #8b must also be completed, describing the 40 acre subdivision, Section, Township and Range that your additional 40 acres is located within. Item #9a and b should be completed, naming the owner of the property at the point of diversion and place of use.

If we may be of any further assistance, please do not hesitate to contact this office.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cs

Enc: check #92-574 (\$10.00)
original application for permit

95 7134

REC-11-1972
April 11, 1972

APR 17 1972

Department of Water Administration

Mr. McEldowney,

We are requesting additional water rights for irrigation purposes for approximately 4 acres of land, adjoining the 7.31 acres of approved water rights. Permit # 95-7134

The application for permit will be the same as before, and the shaded area on the map we have drawn, is the additional 4 acres.

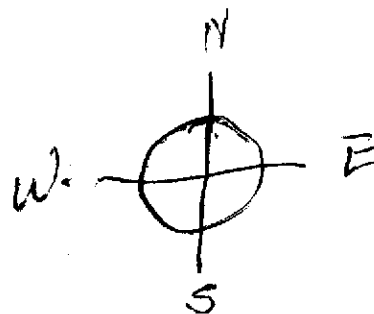
Very truly yours
Mr. D. L. Lubbers

DONALD L. LUBBERS

Rt. 2 Box 326

Post Falls, Idaho 83854

95 7134



SPOKANE RIVER

SHADED AREA
ADDITIONAL 4
ACRES

\$500.00

7.31

GOVT. LOT 10

Approved
Water Right
Permit # 95-7134

March 19, 1971

Donald L. Lubbers
Route 2, Box 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

Enclosed is a copy of your approved Application for Permit No. 95-7134. We direct your attention to the conditions of approval as listed on the fourth page.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:kh

Enc: Copy of permit

95 7134

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Donald L. Lubbers, Route No. 2, Box 326, Post Falls, Idaho, has on January 28, 1971, submitted Application No. 95-7134 for a permit to appropriate 0.15 cubic feet per second of water from Spokane River by means of pump within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 50N, R. 6W, B. M., Kootenai County, to be used from April 1 to October 1 for the irrigation of 7.31 acres within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, T. 50N, R. 6W, 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, Statehouse, Boise, Idaho, 83707, on or before March 1, 1971.

R. KEITH HIGGINSON

Director

Published in the Post Falls Tribune, Post Falls, Idaho, on February 18 and February 25, 1971.

2-18 2tc

February 2, 1971

Re: Application No. 95-7134 - Donald L. Lubbers

Post Falls Tribune
Box 68
Post Falls, Idaho 83854

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 our 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 date. 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,

Dorian Clay,
Appropriation Examiner

DC/DG
Enc: legal notice

*Bill submitted
3-3-71
ds*

95 7134

NOTICE OF APPLICATION FOR WATER PERMIT

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Idaho
has on January 28, 1971 submitted Application No. 95-7134
for a permit to appropriate 0.15 cubic feet per second ~~per second~~
of water from Spokane River
by means of pump
within the SE1/4NE1/4, Sec. 12, T. 50N, R. 6W, B.M., Kootenai County

to be used from April 1 to October 1
for the irrigation of 7.31 acres

within the SE1/4NE1/4, NE1/4SE1/4, Sec. 12, T. 50N, R. 6W, B.M.

^{issued}
If ~~any~~, this permit will be subject to all prior water rights. Protests
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Administration, Statehouse, Boise, Idaho, 83707, on or before March 1, 1971.

R. KEITH HIGGINSON
Director

Published in the Post Falls Tribune, Post Falls, Idaho
on February 11 1971 and February 18, 1971.

25
95 7134

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215

January 28, 1971



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

Donald L. Lubbers
Route #2, Box 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

5559

\$10.00

Application for Permit

95 7134

RECEIVED

JAN 28 1971

Department of Water Administration January 27, 1971

Dear Mr. Clay,

Enclosed is the Legal Discription, of our property we wish to have Water Rights on, to help solve our problem.

To our knowledge there is no 40-acres subdivision.

In our previous letter and filing application for permit, we asked Mr. Earl Anderson, county assessor, for assistance to mark the locations etc. in hopes it would be done properly for you. Do hope the Legal, pin points our area and property, and only will be irrigating 10 acres of land we own.

Thank you ever so much for your considerations, and understanding of our situation on filing for Water Rights, for the first time and being new residents to the state of Idaho,.

Please sendback the Legal to us. Thank you.

Respectfully,

Mrs. Donald H. Ladden

DONALD L. AND DIANNE LUBBERS
Real Estate Mortgage
January 14, 1969

That parcel of land lying in Government lots 10 and 11 of Section 12, Township 50 North, Range 6, W.B.M. in Kootenai County, Idaho. Further described as follows: Beginning at a point on the north line of said Government lot 10, 800.0 feet N. 89°57' West from the north east corner of said Government lot 10, thence South 0°03' West, 335.94 feet, thence South 89°00' East, 769.34 feet to an intersection with a line drawn 30 feet West of and parallel with the East line of said Government lot 10, thence North 0°10' West, 348.77 feet along said line 30 feet west of and parallel with the East line of Government lot 10 to the North line thereof; thence continuing North 0°10' West, 157.49 feet along a line 30 feet west of and parallel with the East line of Government lot 11; thence North 89°57' West, 488.24 feet along a line parallel with the South line of said Government lot 11; thence North 0°10' West, 151 feet more or less to the high water line of the Spokane River; thence Southwesterly, along said high water line to an intersection with a line drawn North 0°03' East from the point of beginning; thence South 0°03' West, to the point of beginning; TOGETHER WITH an ingress and egress easement OVER the East 16.5 feet of that part of said Government lot 10, lying south of the north 379.27 feet AND TOGETHER WITH an ingress and egress easement over the East 30 feet of the north 379.27 feet of said Government lot 10 and the East 30 feet of the South 157.49 feet of said Government lot 11, and the north 30 feet of the South 187.49 feet of the East 518.24 feet of said Government lot 11.

95 7134

Donald L. Lubbers
Mrs. Dianne Lubbers

*Received by
Lubbers*

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

September 11, 1970

Mr. Donald L. Lubbers
Route # 2, Box # 326
Post Falls, Idaho 83854

Dear Mr. Lubbers:

In reviewing your application for permit, we find that we must once again return it, as we need some additional information as to the correct location of your 7.13 acres.

Under item 8b, you list that your acreage lies within the NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$. Please indicate how many acres in each of these two 40-acre subdivisions you have. Also make the map correspond with this grid, as it indicates that your land lies within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and the SE $\frac{1}{4}$ NE $\frac{1}{4}$.

As soon as you have made this clarification, and re-submitted the application with the \$10.00 filing fee, we will begin its processing.

If we may be of any further assistance, please advise.

Very truly yours,

Dorian Clay
Appropriation Examiner

DC:cm

Enc: original application,
personal check in the amount of \$10.00

95 7134