



RATHDRUM PRAIRIE

95-02134
Transfer # 4117
T51N
R04W

34

U.S. Forest Service
Nursery

CORPORATE BDY

SPOKANE

RIVER

BURLINGTON

NORTHERN

Kootenai Mem Hospital

MAY 24 1993

R. 4 cu.

T

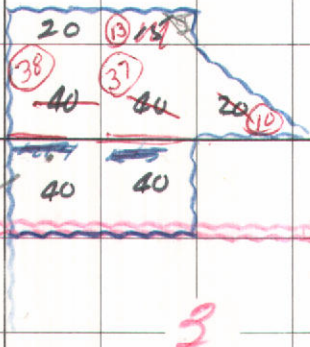
51

N

3

34

PO



35

33

100

85

80

80

215

~~208~~

198

3

T

50

N

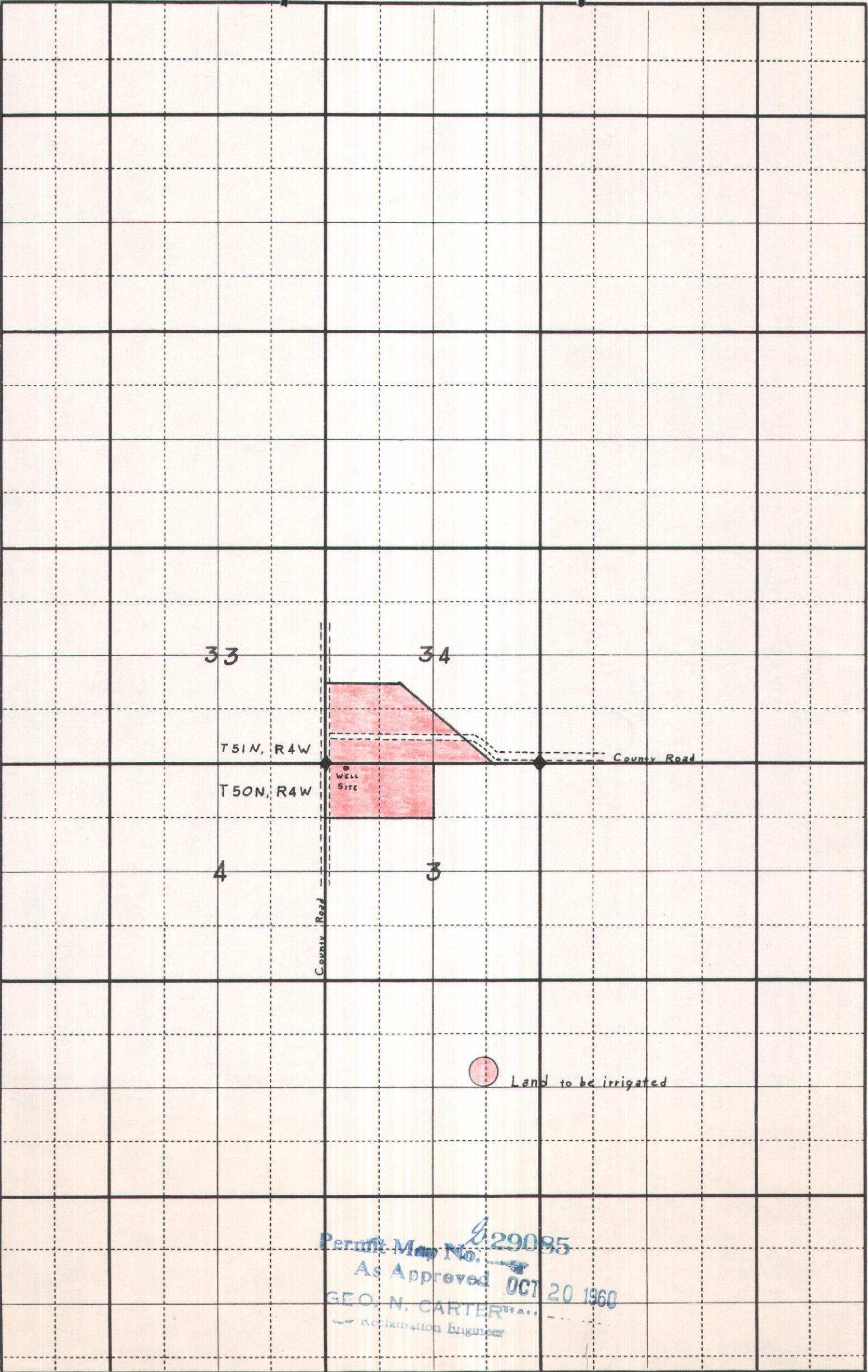
34

Subdivisions 7

198

AREA ~~215~~ acres

Allow $Q = 2.8$ cfs. 140 inches



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4117
WATER RIGHT NO. 95-02134

This is to certify that: US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 598070000

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	03/15 to 11/15	2.80 CFS

SOURCE

GROUNDWATER

Priority: 11/12/1960

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 34, Township 51N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N	04W	3	NENW 40	NWNW 40		80
51N	04W	34	NESW 13	NWSW 20	SWSW 38	118
			SESW 37	SWSE 10		

Total number of acres irrigated: 198

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

MAY 24 1993

TRANSFER NO. 4117
WATER RIGHT NO. 95-02134

Dated this 14th day of May, 1993

J. Alvin Saylor
Chief, Water Alloc. Bureau

RECEIVED

MAY 24 1993

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

APR 29 1993

Department of Water Resources

PART 1

U.S. DEPT. OF AGRICULTURE

Name of applicant FOREST SERVICE Phone 765-7375
Post Office address 3600 NURSERY RD., COEUR D'ALENE, ID 83814

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes OLD WELL NOT PRODUCING ENOUGH WATER. (SILTING PROBLEMS)

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 95-02134 Priority 11/12/1960 Amount (cfs/ac-ft) 2.8 Nature of Use IRRIGATION Period of Use 3/15 to 11/15
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 2.8 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	SW	34	51N	4W	KOOTENAI	NORTH IRRIGATION WELL

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

PART 1

6. General Information:

a. Description of diversion system WELL, PUMP, IRRIGATION SYSTEM

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following limitations and conditions: _____

Witness my hand this _____ day of _____, 1993 MAY 24 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 95-02134 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____4. Date or priority 11/12/1960

5. Water is used for the following purpose:

amount 2.8 for IRR purposes from MARCH 15 to NOV. 15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 2.8 cubic feet per second and/or 198 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	3	40N	4W	KOOTENAI	WEST IRRIGATION WELL

8. Lands irrigated or place of use:

SD-4109

WR INQUIRY

Water Right Number: 95-02134

Idaho Department of Water Resources
 Water Rights Places of Use Screen

Date: 02/10/93

Time: 10:12:02

FIRST PAGE

10. TWP	RNG	SEC	1/4	1/4	Lot	Acres	Use	Use Desc.	County	County Name
50N	04W	3	NE	NW	40.0	01	IRR	55	KOOTENAI	
50N	04W	3	NW	NW	40.0	01	IRR	55	KOOTENAI	
51N	04W	34	NE	SW	13.0	01	IRR	55	KOOTENAI	
51N	04W	34	NW	SW	20.0	01	IRR	55	KOOTENAI	
51N	04W	34	SW	SW	38.0	01	IRR	55	KOOTENAI	
51N	04W	34	SE	SW	37.0	01	IRR	55	KOOTENAI	
51N	04W	34	SW	SE	10.0	01	IRR	55	KOOTENAI	

Total acres 198

9. Describe any other water rights used for the same purpose as described above

MAY 24 1993

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

SAME

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SW</u>	<u>SW</u>	<u>SW</u>	<u>34</u>	<u>S1N</u>	<u>4W</u>	<u>KOOTENAI</u>	<u>NORTH IRRIGATION WELL</u>

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

SAME

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

SAME

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

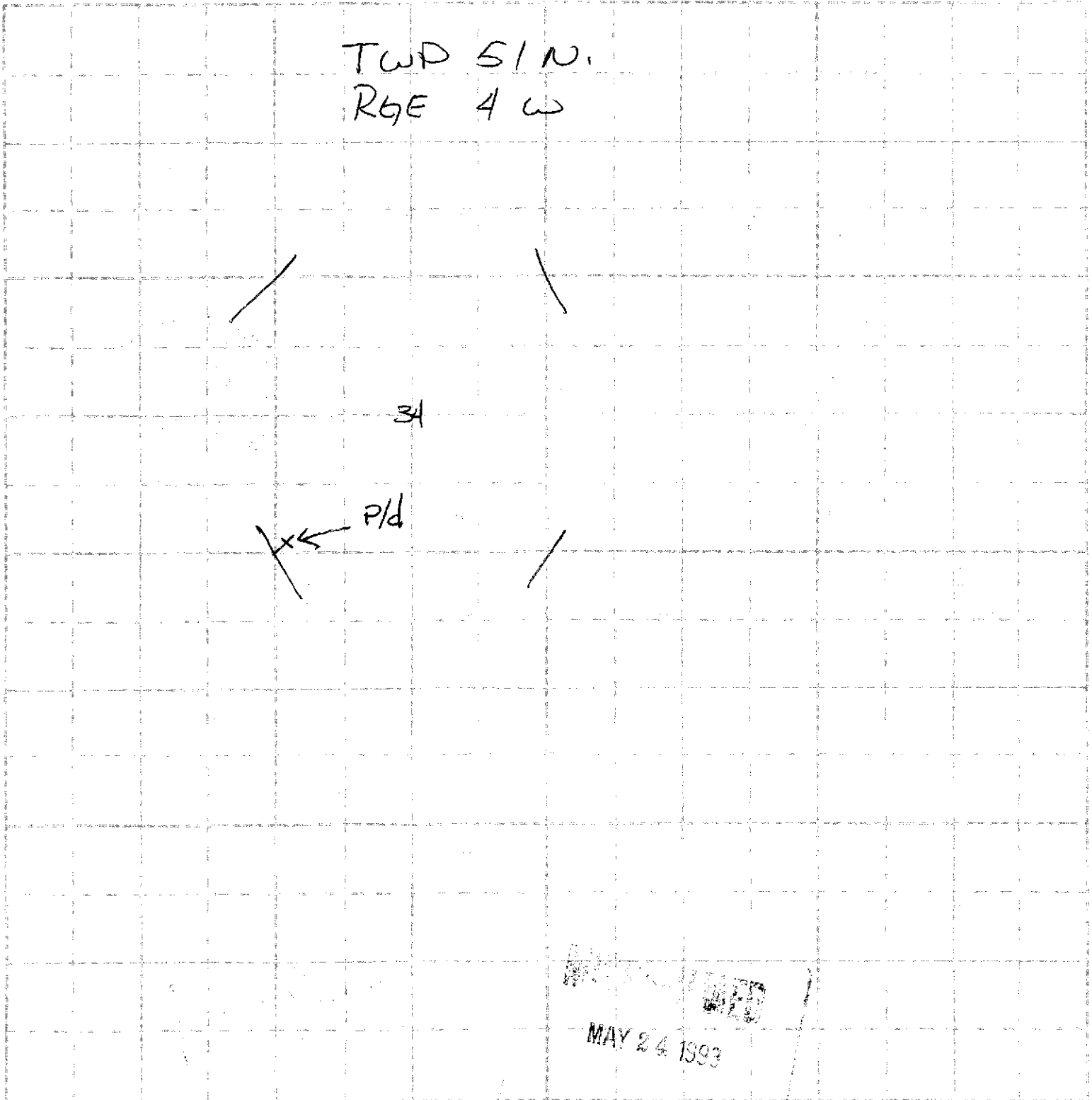
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

MAY 24 1992

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1.

New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
<u>N/A</u>			_____ to _____
			_____ to _____
2. Quantity and quality of return flows and location of discharge:
N/A
3. Describe effects on other water uses resulting from the proposed change:
NONE

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robt. Safford PE
(Signature of Applicant)

Subscribed and sworn to before me this 10 day of FEB, 19 93

Allen Bensch
(Notary Public)

My commission expires 7/20/94

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by AB Date 2/10/93

Protest filed by None

Prelim. check by _____ Fee 50 \$/hr

RECEIPT # N-6276

Receipted by AB Date 2/10/93

Published in Courier d'Albion Press

Copies of protest forwarded by _____

Pub. dates 2/18 + 25/93

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

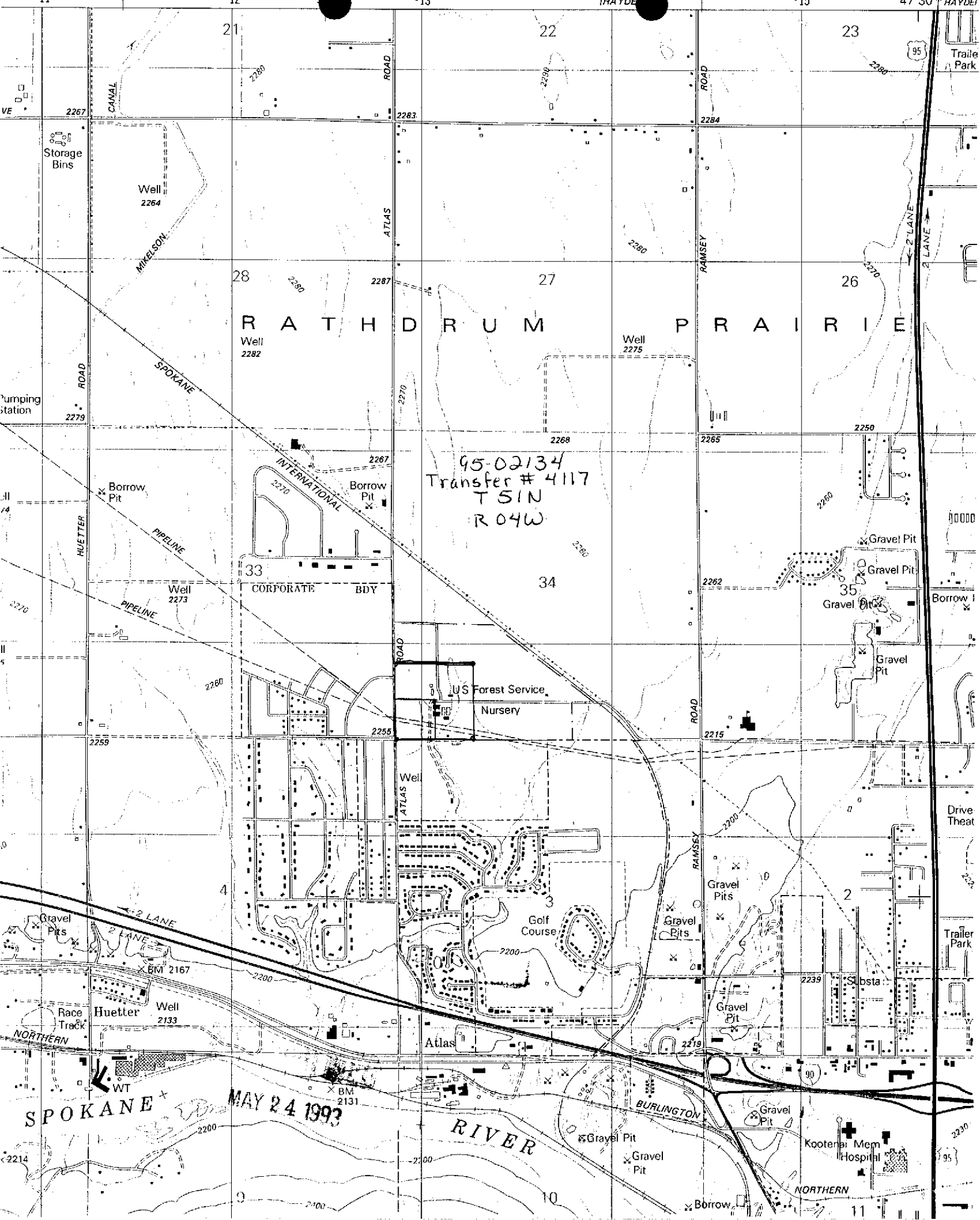
Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

RECEIVED

MAY 24 1993



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Keri Alexander being first duly sworn
upon oath deposes and says:

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

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

3. The Legal notice

of which the annexed is a printed copy, was published in the regular Thurs.
issue of said newspaper for 2 consecutive weeks
commencing on the 18th day of February, 1993, and
ending on the 25th day of February, 1993, 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.

Keri Alexander

Subscribed and sworn to before me this 25th day of February,
1993.

Roberta Manley

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

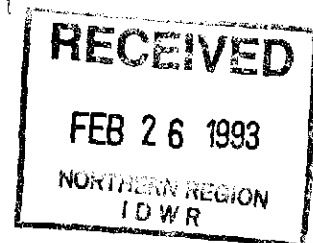
ROBERTA MANLEY
My commission expires 2-3-99.

**NOTICE OF INTENT TO FOR
TRANSFER OF WATER LICENSE**
NOTICE IS HEREBY GIVEN that water right License No. 95-2134 in the name of U.S. Dept. of Agriculture, Forest Service, was filed for the diversion of 2.8 Cubic Feet per Second of water from a well, with a point of diversion in the NWNW, Sec. 3, T 50N, R 4W, B.M., Kootenai County, to be used for Irrigation purposes within the NWNW & NENW Sec. 3, T50N, R04W; and the SWSE and all of the SW 1/4 Sec. 34, T51N, R04W, Kootenai County. The priority date is November 12, 1960. The Licensee now wishes to transfer the location of the point of diversion to the SWSWSW Sec. 34, T51N, R04W and indicate the period of irrigation use as being from March 15 to November 15. (For additional information concerning the property location, call the Northern Regional Office at 765-4639.) Any protest to the proposed transfer may be filed with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, on or before March 8, 1993.

R. KEITH HIGGINSON, Dir.

Legal 865
Feb. 18, 25, 1993

OK
3/20/93



NOT RECORDED

MAY 24 1993

State of Idaho

License and Certificate of Water Right

Water License No. G-29085 Priority November 12, 1960 Amount 2.8 c.f.s.
(Late Proof)

THIS IS TO CERTIFY that USDA, FOREST SERVICE, COEUR d'ALENE NURSERY
Coeur d'Alene National Forest
of Coeur d'Alene, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 17, 1960; that Permit No. G-29085
was issued under said application; that Certificate of Completion of Works, with a carrying capacity
of 2.8 second feet, was issued thereunder on February 15, 1968, showing
that said works were completed on the 15th day of November, 1965; and
that on the 15th day of November, 1965 USDA, FOREST SERVICE, COEUR d'ALENE
NURSERY, Coeur d'Alene National Forest
of Coeur d'Alene, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation of trees
under Use Permit No. G-29085 of the Department of Reclamation, and
that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in
Volume of Licenses, at Page, on the 15th day of February, 1968.

The right hereby confirmed dates from November 12, 1960. (Late Proof)

The Point of Diversion is located

in the NW 1/4 NW 1/4, Sec. 3, Twp. 50 N, R. 4 W., B.M. Kootenai County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 2.8 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
50 N.	4 W.	3	N 1/2 NW 1/4	80	80
51 N.	4 W.	34	NE 1/4 SW 1/4	13	13
			NW 1/4 SW 1/4	20	20
			SW 1/4 SW 1/4	38	38
			SE 1/4 SW 1/4	37	37
			SW 1/4 SE 1/4	20	10
Total number of acres to be irrigated:					198

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho,
this 15th day of February, 1968.

R. Keith Higgins
State Reclamation Engineer.

95 2134

29085

95-2134

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37080
Permit No. G- 29085
District No.

1. Name of Applicant: U.S.D.A. Forest Service, Coeur d'Alene Nursery, Coeur d'Alene N.F.

Postoffice address: Box 112, Coeur d'Alene County: Kootenai

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 2.8 or Idaho
Miners' inches or gallons per minute 1250

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Underground

4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section (Lot 4) Sec. 3
Twp. 50 N , Rge. 4 W , B.M., County of Kootenai

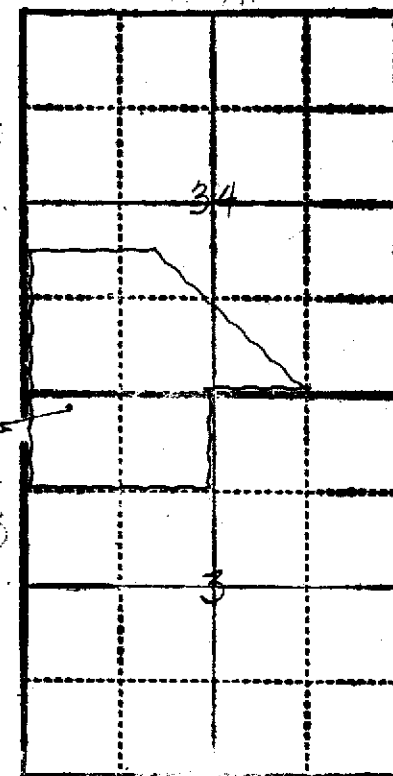
5. Water is to be used for: Irrigating tree nursery (owned by U. S. Forest Service)

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.



7. Kind of works: Digging well approximately 280 feet deep with overhead irrigation system

8. Estimated cost of works: \$12,000

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (a) Date and place of incorporation:

(b) Amount of capital stock: \$

(c) Amount paid in: \$

(d) Names and addresses of directors:

II. The financial resources of the applicant are (a) Cash on hand: \$

(b) Treasury stock:

(c) Bonds to be issued:

(d) Other resources:

12. The land to be irrigated is described in the following tabulation:

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 2.8 (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

United States of America Applicant.

By s/ J. N. Jansson ~~Agent~~
Acting Forest Supervisor

Date of first receipt at Department of Reclamation: 8:45 A.M. October 17, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29085

Recorded in Book 102 Page 29085 Approved October 20, 1960

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **April 20, 1963**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before October 20, 1965

Witness my hand this 20th day of October, 1960

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 20th
day of October, 1960.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE
Governor

12.

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	4 W	3		40 40			80
51 N	4 W	34			13 20 38 37	10	118
----- Permit No. G-29085 ✓ CERTIFICATE OF COMPLETION OF WORKS							198
TO ALL WHOM IT MAY CONCERN: This is to certify that U. S. Forest Service, COEUR d'ALENE NURSERY, Coeur d'Alene National Forest, Coeur d'Alene County of Kootenai, and State of Idaho, the holder of Permit No. G-29085, issued upon Application No. G-37080, bearing date of priority of Nov. 12, , 1960, authorizing the diversion of 2.8 second feet of waters of a well, County of Kootenai, and State of Idaho, for irrigation of trees Nursery purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for divering and conveying to the place of intended use 2.8 second feet of the of a well from subterranean flow; that the point of diversion of said waters is in the NW$\frac{1}{4}$NW$\frac{1}{4}$, Sec. 3, T. 50 N., R. W., B. M., and that the lands proposed to be irrigated by the use or place of use of said water are described as follows:- Lots 3 & 4 (N$\frac{1}{2}$NW$\frac{1}{4}$) Sec. 3, T. 50 N., R. 4 W., B. M., SW$\frac{1}{2}$, SW$\frac{1}{2}$SE$\frac{1}{2}$, Sec. 34, T. 51 N., R. 4 W ., B. M. Proof of Completion of Works Made: November 15, 1965 Witness my hand this 15th day of February, A. D. 1965 s/ R. KEITH HIGGINSON State Reclamation Engineer LICENSE ISSUED FOR <u>2.8</u> SEC. FT. LICENSE PAGE NO. <u>29085</u>							



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

May 18, 1993

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BUILDING
PO BOX 7669
MISSOULA MT 59807

RE: Transfer of Water Right No. 95-02134

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4117). Be sure to note any conditions of approval as listed on the second page.

Sincerely,


JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure


MAY 24 1993

TRANSFER REVIEW SHEET

Transfer # 4117

Date Reviewed 5-10-93 CB

Right(s) 95-02134

☒ Change P/D ☐ Add P/Ds ☐ Change P/U ☐ Change Use
Proof of Ownership USE2

Transfer ☒ All of Right ☐ Portion of Right (Part B)
Resulting Split(s) NA

Check Transfer Against Right

(1) ☒ Priority (2) ☒ Use (3) ☐ Season (4) ☒ Rate (5) ☒ Volume
(6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) ☒ Water District (12) ☒ Pertinent Conditions (13) ☐ NO Expansion

3-15 to 11-15 / 3.0 AFA
(3) ☐ No Season on License (5) ☐ No Vol on License (7) ☒ Change P/D
(10) ☒ Sketch - no USGS map (12) ☒ No Conditions

P/U Overlap _____

Transfer Remarks _____

Conditions 046, R29

Database/Processing Notes Create "T" file
Send copy to local address

OWNER CODE: C
NAME & ADDRESS: US DEPT OF AGRICULTURE
FOREST SERVICE
FEDERAL BLDG
PO BOX 7669
MISSOULA MT 598070000
(208) 765-7375

Water Source: GROUNDWATER
Tributary to: SW SW

Point(s) of Diversion:		751N R04W S34		SW SW		Stage: LICENSE	
Place of use Legal Description for: IRRIGATION		NW		SW		SE	
T	R	S	NE	ENE	NW	SW	SE
50N	04W	3	Lt	Ac	Lt	Ac	Lt
51N	04W	34	Lt	Ac	Lt	Ac	Lt
USE PERIOD		FROM		TO		DIVERSION RATE	
		03-15		11-15		2.80 CFS	
TOTAL DIVERSION:						2.80 CFS	
						TOTAL ACRES	
						10	
						80.0	
						118.0	
						198.0	

Pou County: KOOTENAI

Other Water Rights with Same Point(s) of Diversion and Source:
95-02142 95-07063

Other Water Rights Listing Overlapping Place(s) of use:
95-02134 95-02142 95-07063

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R29 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

Dates: App. Received: 10/17/1960 Priority Date: 11/12/1960
Proof Due Date: 10/20/1965 Proof Made Date:
Exam Made Date: 08/12/1966 Exam Sent to S.O.:
Licensed Date: 02/15/1968

Misc: Water District Number: Field Exam Fee:

Comments: Date: 05/10/1993 User-ID: SKAGGS Subject: TRANSFER #4117
Transfer #4117 was filed to change the point of diversion.

Audit: 05/10/93 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

T# 4117

INITIAL REVIEW BY: AB

1. Right number 95-2134 Applicant _____
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☐ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☐ Check for expansion in use of right. Comments _____
 - i. ☐ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By [Signature] Date 4/23/93

RECEIVED
APR 29 1993

Department of Water Resources

NOTICE OF APPLICATION FOR TRANSFER OF WATER RIGHT

NOTICE IS HEREBY GIVEN that water right License No. 95-2134 in the name of U.S. Dept. of Agriculture, Forest Service, was filed for the diversion of 2.8 Cubic Feet per Second of water from a well, with a point of diversion in the NWNW, Sec. 3, T 50N, R 4W, B.M., Kootenai County, to be used for Irrigation purposes within the NWNW & NENW Sec. 3, T50N, R04W; and the SWSE and all of the SW $\frac{1}{4}$ Sec. 34, T51N, R04W, Kootenai County. The priority date is November 12, 1960.

The Licensee now wishes to transfer the location of the point of diversion to the SWSWSW Sec. 34, T51N, R04W and indicate the period of irrigation use as being from March 15 to November 15.

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

Any protest to the proposed transfer may be filed with the Idaho Department of Water Resources, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Id. 83814, on or before March 8, 1993.

R. KEITH HIGGINSON, Dir.

Published in the Coeur d'Alene Press, on 2/18 and 25/1993.

RECEIVED
MAY 14 1993



February 15, 1968

Re: Permit No. G-29085
G-30401

U. S. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene, Idaho 83814

Gentlemen:

Enclosed are your Certificates of Completion of Works and Licenses and Certificates of Water Rights on the above numbered permits.

Also enclosed is departmental receipt #113, in the amount of \$29.00, covering the fees for the two permits.

Very truly yours,

C. STEPHEN ALLRED, Assistant
State Reclamation Engineer

CSA:kd

Enclosures: certificates (4)
receipt

29085

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that USDA, FOREST SERVICE, COEUR d'ALENE NURSERY,.....
Coeur d'Alene National Forest
of Coeur d'Alene....., County of Kootenai....., and State of
..... Idaho....., the holder..... of Permit No. G-29085..., issued upon
Application No. G-37080. bearing date of priority of November 12, 1960., authorizing the
(Late proof)
diversion of 2.8..... second feet of waters of a well.....
.....
.....
.....
County of Kootenai....., State of Idaho, for irrigation of tree nursery...
purposes, has.....fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 2.8..... second feet of the waters of .. a well from subterranean flow

that the point of diversion of said waters in the NW¹/₄ NW¹/₄, Sec. 3, T. 50 N., R. 4 W., ...
B. M.

and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: . . . Lots 3 & 4 (N $\frac{1}{2}$ NW $\frac{1}{4}$) Sec. 3, T. 50 N., R. 4 W., B. M. SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 51 N., R. 4 W., B. M.

Proof of Completion of Works Made: November 15, 1965

Witness my hand this 15th day of February, A. D. 19 68

State Reclamation Engineer

29085

August 16, 1967

G-29085
G-30401

U. S. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene, Idaho 83814

Gentlemen:

The encl sed billing is correct and payment has
not been received.

Very truly yours,

H. RUSSELL BOSCH
Office Manager

MRB:ejw

Enclosure

29085

1 month

July 12, 1967

Re: Permit G-29085 and G-30401

U.S.D.A. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene National Forest
Box 112
Coeur d'Alene, Idaho

Gentlemen:

Attached are copies of the results of the field examination conducted by our department on the above referenced permits.

You are requested to submit the fees indicated within 30 days of the date of this letter.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

Enclosure: Fee letter of 4-10-67

29085

April 10, 1967

RE: Permit No. G-29085

U.S.D.A. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene National Forest
Box 112
Coeur d'Alene, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29085 shows the well(~~S~~) is (~~218~~) capable of conveying 218 miner's inches, or 4.36 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 19.00, we will issue the Certificate of Completion of Works for 2.8 c.f.s. and the License and Certificate of Water Right for 2.8 c.f.s. confirming the right, with priority of November 12, 1960 to the use of subterranean water with the point of diversion in NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 50 N, R. 4 W, B.M. for tree nursery irrigation of 215 acres in SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 51 N, R. 4 W, B.M.; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 50 N, R. 4 W, B.M.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

29085

April 10, 1967

RE: Permit No. G-30401

U.S.D.A. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene National Forest
Box 112
Coeur d'Alene, Idaho
G
Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-30401 shows the well(s) is (~~was~~) capable of conveying 28 miner's inches, or 0.56 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 10.00 , we will issue the Certificate of Completion of Works for 0.56 c.f.s. and the License and Certificate of Water Right for 0.56 c.f.s. confirming the right, with priority of March 7, 1962 , to the use of subterranean water with the point of diversion in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, T. 51 N, R. 4 W, B.M. for domestic purposes and irrigation of tree nursery for 215 acres in SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 51 N, R. 4 W, B.M.; N $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 50 N, R. 4 W, B.M.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

29085

29085

April 10, 1967

RE: Permit No. G-29085

U.S.D.A. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene National Forest
Box 112
Coeur d'Alene, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29085 shows the well(s) is (are) capable of conveying 218 miner's inches, or 4.36 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 9.90, we will issue the Certificate of Completion of Works for 2.8 c.f.s. and the License and Certificate of Water Right for 2.8 c.f.s. confirming the right with priority of November 12, 1960 to the use of subterranean water with the point of diversion in NW1/4, Sec. 3, T. 50 N, R. 4 W, B.M. for tree nursery irrigation of 215 acres in SW1/4, SE1/4, Sec. 34, T. 51 N, R. 4 W, B.M.; N1/4, Sec. 3, T. 50 N, R. 4 W, B.M.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

*See Permit 30401
for receipt*

29085

April 16, 1967

RE: Permit No. G-29085

U.S.D.A. Forest Service
Coeur d'Alene Nursery
Coeur d'Alene National Forest
Box 112
Coeur d'Alene, Idaho

Gentlemen:

Our field examiner's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-29085 shows the well(X) is (are) capable of conveying 218 miner's inches, or 4.36 c.f.s. However, due to the limitations of your permit, we can only allow the amount of water originally requested, the amount of water actually used beneficially, or 1 (one) miner's inch per irrigated acre.

Upon receipt of the statutory fees, totaling \$ 19.00, we will issue the Certificate of Completion of Works for 2.8 c.f.s. and the License and Certificate of Water Right for 2.8 c.f.s. confirming the right with priority of November 12, 1960 to the use of subterranean water with the point of diversion in NW $\frac{1}{4}$, Sec. 3, T. 50 N, R. 4 W, B.M. for tree nursery irrigation of 215 acres in SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 34, T. 51 N, R. 4 W, B.M.; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 3, T. 50 N, R. 4 W, B.M.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

R# 113
fee paid
10-3-67

29085

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-29085 ✓

This proof is for Completion of Works and Beneficial Use In Water District No. _____

1. Name of applicant Coeur d'Alene Nursery
United States of America, Forest Service ✓

2. Source of water supply: well ✓

3. Location of point of diversion: Is in the _____ Lot 4 of Section 3

T. 50 N. R. 4 W. B.M. County of Kootenai ✓

4. Describe works as they exist, giving dimensions and capacities of same: 200 HP US

Motor # 1242674, F-M Pump "P 20 2389, 10" Discharge to
Transite main line. Hand dug to water 230' Total Depth 275'
Bowls set at 250' (Tested @ 2000 GPM, 24" C.I. - 24 410' laterals
with nozzles spaced 3' apart @ 35 psi Average pressure 80' at pump.

5. Water is used for: Irrigating Tree Nursery ✓

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

(1/2 SW 1/4)
Lots 3 and 4, Sec. 3, T 50 N., R 4 W., B.M.

SW 1/4, SW 1/4, SW 1/4, SW 1/4, Sec. 34, T 51 N., R 4 W., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Steve McDonald, Asst. Forester along

The laterals are 1 1/2" pipe with a hydraulic oscillating motor
in the center. The laterals are suspended 2 1/2' above ground
level. 136 mfd x 24 line x 6.6 pm = 4.36 cfs
448.8

This examination was made on the 12 day of August, 1966

(Signed) Loy Johnson Examiner.

Plat
no 29085

272' x 24'
Gustav Verdal, Forest Ranger
607 North 12th St.
Coeur d'Alene, Idaho
Permit No. G-29085
9000 x 3.5 = 525 GPM
60

Completion of Works and
Examination for Beneficial Use

County Kootenai
Sec. 3 T.50N R.4W, B.M.

Quantity: 2.8 cfs

Source: creek

P.D.: Trout Creek, Dec 13 (Let 4)
TSDN, R 4208M.

Use: Irrigation
(See Nursery)

Extension:

Protest: —

Completion of Works: —

Other Rights: none

Filed: Oct. 17, 1960

Due: Oct 20, 1965

EJ Waller Post Falls.
Made: Nov. 15, 1965
Priority: Nov. 12, 1960 date proof

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

1400
15
31

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-29085

REPORT ON PROOF OF Completion of Works and
Beneficial Use

32572

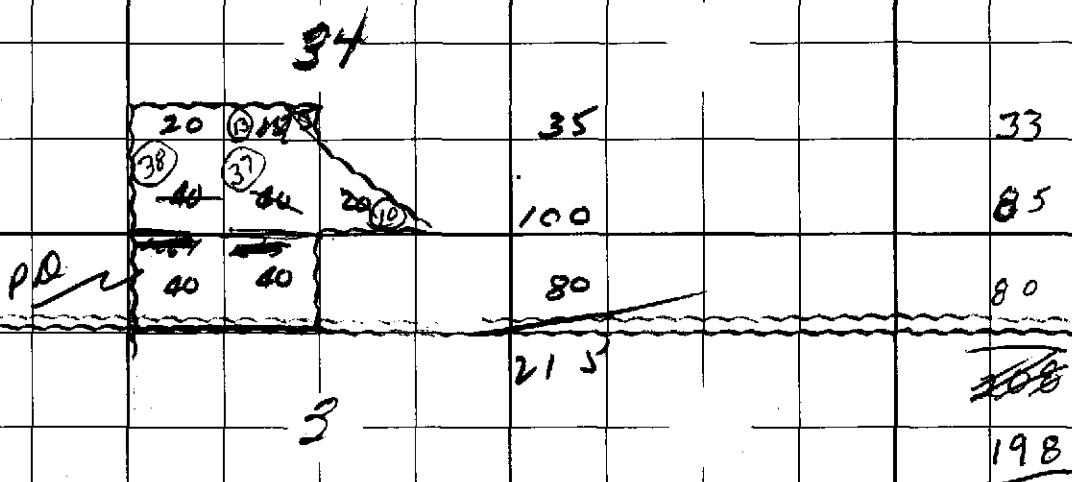
29085

B. 4 cu.

T

51

N



T

50

N

Subdivisions 7
198
AREA 215 acres
Allow $Q = 2.8$ cfs. 140 inches

November 26, 1965

Re: Permit No. G-29085

United States Department of Agriculture
Forest Service
Coeur d'Alene National Forest
Coeur d'Alene, Idaho

Gentlemen:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Coeur D'Alene Press, all submitted in proof of completion of works and beneficial use on Permit No. G-29085.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: ejw

29086

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to
addressee

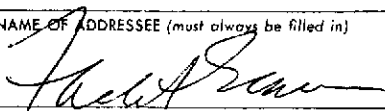
☐ Show address where
delivered

(Additional charges required for these services)

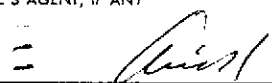
RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)



SIGNATURE OF ADDRESSEE'S AGENT, IF ANY



DATE DELIVERED

SHOW WHERE DELIVERED (only if requested)

NOV 26 1965

POST OFFICE DEPARTMENT

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF
DELIVERING OFFICE



INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO.

NAME OF SENDER

Department of Reclamation

CERTIFIED NO.

19882

STREET AND NO. OR P. O. BOX

Room 107 Statehouse

INSURED NO.

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

CBS-18-71543-6-F

POB form 3811 Sep. 1963

4-29085-Attitude

29085

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

November 24,, 1965

Re: Permit No. G- 29085

To U. S. Forest Service,
Coeur d'Alene Nursery
Box 112,
Coeur d'Alene, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 29085 to appropriate the Public Waters of the State of Idaho, have not been complied with as to _____
Completion of Works and Beneficial Use Proofs which were due October 27, 1965

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 29085 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 29085 claims the use of 2.8 cubic feet per second of the Subterranean Waters of a well with point of diversion located NW1/4 (Lot 4) Sec. 3, Twp. 50 N., Rge. 4 W.B.M., Kootenai County
and was approved October 27, 1960.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office at Boise, Idaho, the 24th day of November, 1965.


State Reclamation Engineer

29085

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
COEUR D'ALENE NATIONAL FOREST
COEUR D'ALENE, IDAHO

ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO

2510
Coeur d'Alene Nursery
November 18, 1965

Mr. Carl E. Tappan
State Reclamation Engineer
107 State House
Boise, Idaho 83701

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Dear Mr. Tappan:

We enclose the following items relating to Permit No. 6-29085:

1. Deposition of Holder
2. Depositions of Witnesses
3. Affidavit of Publication
4. Notarized Statement of Paul K. Driesbach

We have completed work on the well under Permit No. G 32572. Please send us Form 36, 36-4M and 11 so that we may process this case.

We will need Forms 16-2M, 17A-4M for Permit No. G 30401. If you have already sent them to us, we are unable to locate them.

Thank you.

Sincerely yours,

G. A. Verdal
Acting Forest Supervisor

Earl B. Wilson
By

Enclosures



29086

I, Paul K Driesbach, Forester (Land Uses) reside at 1714 Penn. Coeur d'Alene Idaho do say that J. Robert Jansson, Forester and Notary Public for the State of Idaho was named as the Notary Public in published notices four weeks prior to November 15 to notarize Proof of Application of Water to Beneficial Use and Completion of Works for Permit No. G-29085 on that date and at the Supervisors Office, Coeur d'Alene Idaho. Mr. Jansson was deceased on that day, having died Nov. 11, 1965. The Forest Supervisors Office was open and no persons appeared to dispute the water right as published in the Coeur d'Alene Press.

Therefore in order to close the Transaction another Notary Public was selected to notarize the deposition of holder and depositions of witnesses.

November 18, 1965

Paul K Driesbach

Subscribed & sworn to before me this 18 day of November, 1965.

Virginia Bales
Notary Public, State of Idaho
Commission Expires 11-9-68-79086

AFFIDAVIT OF PUBLICATION—COEUR D'ALENE PRESS

(WEEKLY)

RECEIVED

NOV 22 1965

6 1612

STATE OF IDAHO,

County of Kootenai,

ss.

Ann M. Neuman

deposes and says:

being first duly sworn,

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

newspaper on Wednesdays; and that the

Notice of Proof of Completion of Works and Application of Water to Beneficial Use

of which a printed copy is annexed hereto, was published in all the regular Wednesday weekly issues of said newspaper for *four* consecutive weeks, commencing

on the *13th* day of *Oct*, 196*5*, and ending on the *3rd* day of *Nov*, 196*5*,

Ann M. Neuman

Subscribed and sworn to, before me, this *3rd* day of *Nov*

196*5*

C. Patrick King

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

NOTICE OF PROOF OF COMPLETION OF WORKS

and

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 15th day of November, 1965, at Coeur d'Alene, County of Kootenai, State of Idaho before J. Robert Jansson, Notary Public, at Forest Supervisor's Office, proof will be submitted of the completion of works for the diversion of 2.8 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G29085, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is U.S. D.A. Forest Service Coeur d'Alene Nursery, Coeur d'Alene n.f., box 310, Coeur d'Alene.

2. Said works of diversion will be fully completed on the date for such completion and the amount of water which said works are capable of conveying to the place of use is 3.8 cubic feet per second.

3. The use to which said water has been applied is irrigating tree nursery, purposes and the amount applied to beneficial use is 2.8 cubic feet per second.

4. The point of diversion of said water is Lot 4, Sec. 3 Twp. 50N, Rge. 4W, B.M., County of Kootenai.

5. The place where said water is used is Coeur d'Alene Nursery Lots 3 and 4, Section 3, Twp. 50N, Rge. 4W, S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 34, Twp. 51N, Rge. 4W.

6. The date of priority which said user is prepared to establish is October 17, 1960.

CARL E. TAPPAN

State Reclamation Engineer
Oct. 13, 20, 27, Nov. 3, 1965.

29086

6

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29085 ✓

RECEIVED
NOV 22 1965

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Gustav Verdal - Forester (Fire Control), 607 N. 12th Street, Coeur d'Alene, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

✓ USDA - Forest Service, Coeur d'Alene, Idaho Acting Forest Supervisor

Ques. 3. State number, approval date of permit, and date of priority: _____

G-29085, October 20, 1960, ^{Oct 17, 1960} April 1, 1961

Ques. 4. State source of water supply: underground ✓

Give location of point of diversion, showing subdivision, section, township and range

Lot 4, Section 3, T50N, R4W, B.M.

Ques. 5. Describe your works of diversion: _____

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 1400 gpm ; Give name of canal or ditch

or other works by which water is conducted to such place of use: underground system

transite pipe ; if a well, state depth of well 272 feet ; depth and size of

casing 24" 272' (?) ; depth to water 230 ; if pump is used,

state discharge of pump: 1400 gpm ; tell how it was measured or determined _____

ran for 24 hours ; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 3½ gal/per hour/nozzle 9000

Ques. 6. State for what purpose water is used: irrigating tree nursery

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Lots 3 and 4, Section 3, T50N, R4W, S½SW¼; S½N½SW¼; SW¼SE¼ Section 34, T51N, R4W

Log in

29086

State nature of all improvements which have been made as a direct result of said use:

Overhead sprinkler system

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Mr. R. J. Waller, Post Falls, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

does not apply.

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

does not apply

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 4-1-61, 22.8 c.f.s. - Time used since first use:

continuously

Ques. 10. Describe all other water rights appurtenant to same place of use:

None. Water rights under permit #G-30401 and old well at residence are being processed.

(sign) Gustav Vandal

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Coeur d'Alene, County of Kootenai
State of Idaho, on this 15 day of November, A. D. 1968.

Virginia Balser

My commission expires: 11-9-68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29085

* * * * *

RECEIVED
NOV 22 1965
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Lee L. Mason, 50 - 2211 Monte Vista
Coeur d'Alene Ida.

Ques. 2 Are you acquainted with Gus Verdal, the holder of

Permit No. G-29085? How long have you known him and where does he reside? 5 years

607 N. 12th Street, Coeur d'Alene, Idaho

Ques. 3. Have you read or heard said Permit No. G-29085 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: subterranean

Give location of place of diversion, showing subdivision, section, township and range

Lot 4, Section 3, T50N, R4W, B.M.

Describe works for conveying water to place of use: underground pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 2.8 cu. ft./sec. How much water have you seen being so conveyed? 2.8 cu. ft./sec.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

T50N, R4W, Section 3 approximately 40 acres in Lot 3 and 40 acres in Lot 4; T51N,

R4W, Section 34 approximately 108 acres in the SW $\frac{1}{4}$ and 10 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$.

29086

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

does not apply.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Character of the land is sandy loam soil, 0-7% slopes, 750 gal. per minute.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? Spring 1961

Other times you have seen such use: Been in use since that

time

(Signed):

Lee L. Mason

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Cassia County, County of Butte, State of Idaho, on

this 15 day of November, A. D. 1967

Virginia Baker

Notary Public for the State of Idaho

Residing Cassia County Idaho

My commission expires 11-9-68

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29085

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Paul K Duasbach Jr., 1716 Penn Coeur d'Alene Forster
USFS Supervisors Office

Ques. 2 Are you acquainted with Gus Verdal, the holder of

Permit No. G-29085? How long have you known him and where does he reside? 7 years.

607 N. 12th Street, Coeur d'Alene, Idaho

Ques. 3. Have you read or heard said Permit No. G-29085 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: subterranean

Give location of place of diversion, showing subdivision, section, township and range

Lot 4, Section 3, T50N, R4W, B.M.

Describe works for conveying water to place of use: underground pipe

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 2.8 cu. ft./sec. How much water have you seen being so conveyed? 2.8 cu. ft./sec.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

T50N, R4W, Section 3 approximately 40 acres in Lot 3 and 40 acres in Lot 4; T51N,

R4W, Section 34 approximately 108 acres in the SW $\frac{1}{4}$ and 10 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$.

29086

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

does not apply.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Character of the land is sandy loam soil, 0-7% slopes, 750 gal. per minute.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? none

Ques. 10. When did you first see this water used? Spring 1961

Other times you have seen such use: Used continuously since then

(Signed):

Paul K. Driesbach

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Charles W. Wain, County of Butte, State of Idaho, on this 15 day of November, A. D. 19 65

Virginia B. Wain

Notary Public for the State of Idaho

Residing Charles W. Wain, Idaho

My commission expires

11-9-68

October 11, 1965

Re: Permit No. G-29085

U. S. D. A. Forest Service,
Coeur d'Alene Nursery,
Coeur d'Alene N. F.,
Box 510,
Coeur d'Alene, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. G-29085. The proofs are to be made at 10:00 o'clock A.M., on the 15th day of November, 1965, before J. Robert Jamison, Forest Supervisor's Office, Coeur d'Alene, Ida., Notary Public.

As of this date, we have mailed the Notice to the Coeur d'Alene Press Coeur d'Alene, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29086

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G - 29085

Oct. 5, 1965

J. Robert Jansson
Coeur d'Alene National Forest
Coeur d'Alene, Idaho

Dear Mr. Jansson:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29085 are due not later than **October 10, 1965**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

STATE RECLAMATION ENGINEER

Enc.

cc:

29086

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Aug. 2, 1965

Re: Permit No. G - 29085

U. S. Forest Service
Coeur ' D'Alene Nursery
Box 112,
Coeur d'Alene, Idaho

Gentlemen:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G- 29085 are due not later than **Oct. 27, 1965**

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

29086

October 26, 1960

Re: Permit No. G-29085

U. S. D. A. Forest Service,
Coeur d'Alene Nursery,
Coeur d'Alene N. F.,
Box 112,
Coeur d'Alene, Idaho.

Gentlemen:

We enclose Permit No. G-29085 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5301 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit.

You will note, under Question 10, that we have changed the required time for completion of works and complete application of the water to the proposed use to five years. However, you may make the required proofs at any time you are prepared to do so within that time.

Very truly yours,

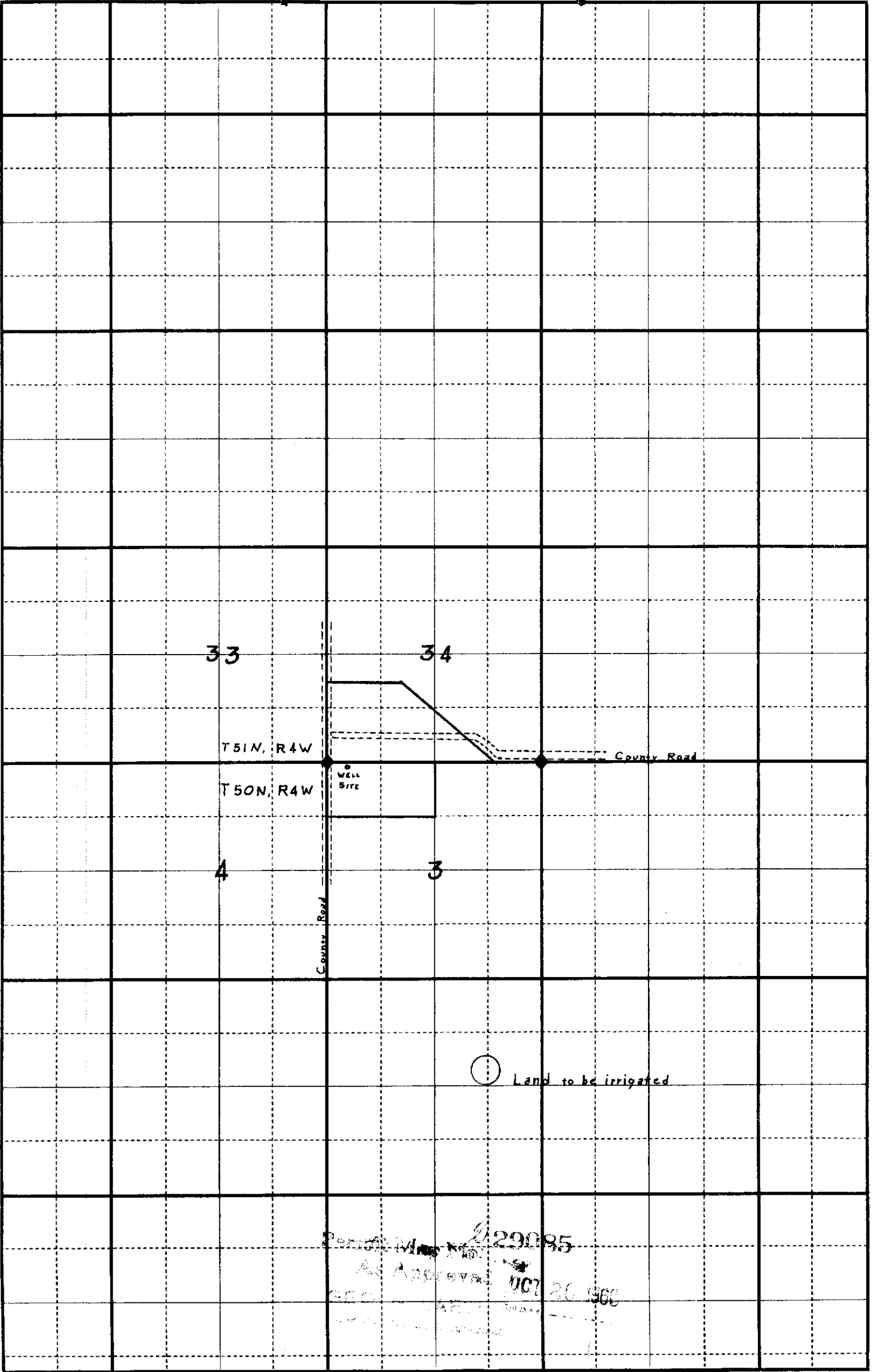
GEO. H. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

P.S. As per your request of October 14th, we are returning to you herewith receipt signed by Geo. H. Carter, State Reclamation Engineer

29086



UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
COEUR D'ALENE NATIONAL FOREST



ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO
2514

COEUR D'ALENE, IDAHO
October 14, 1960

Mr. George W. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

Reference Mr. Ralph W. Thomas' letter to us of October 12.

Federal regulations prohibit expenditure of Federal funds until goods are received. Enclosed you will find my personal check to cover filing fee for the water right for the Coeur d'Alene Nursery. Also enclosed is a receipt for cash. Please sign receipt and return to me and I will attach to my expense account after water right is secured.

Please destroy copies of our Purchase Order No. 6-P-50. Thank you for your assistance.

Very truly yours,

CARL G. KRUEGER
Forest Supervisor

By *Carl G. Krueger*

Enclosures

29086

October 12, 1960

Re: 2514

Forest Supervisor
Coeur d'Alene National Forest
Coeur d'Alene, Idaho

Dear Sir:

We enclose the white copy duly signed of your Purchase Order
No. 6-P-50.

We must have the fee before your application can be approved
and permit mailed to you under the regulations and laws of the State,
so upon receipt of the fee your permit will be processed, approved and
returned to you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS
Office Engineer

RT:ew

Enc. purchase order

P. S. Six Form 3 Permits mailed to you under separate cover.

29086

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE
COEUR D'ALENE NATIONAL FOREST



ADDRESS REPLY TO
FOREST SUPERVISOR
AND REFER TO
2514

COEUR D'ALENE, IDAHO
October 7, 1960

OCT 10 1960
OCT 12 1960
Department of Agriculture

State Engineer
State Department of Reclamation
Boise, Idaho

Dear Sir:

Enclosed are two applications with attached plats for permit to appropriate water for the Forest Service Nursery near Coeur d'Alene.

Also enclosed is our purchase order to cover filing fees. Please sign and return the white copy along with our permit when approved. We are anxious to start drilling the well but our regulations prohibit us from commencing work until we have a water right.

We will appreciate your expediting this for us.

Very sincerely yours,

Carl G. Krueger
CARL G. KRUEGER
Forest Supervisor

Enclosures

*We have revised our application per your letter.
Thank you for the information. Could you send us 6 forms
for applying for ground water*

J. J. Jansson
acting Forest Supervisor

29086

Requisition No.	PURCHASE ORDER U. S. DEPARTMENT OF AGRICULTURE FOREST SERVICE	This number must appear on all PACKAGES and PAPERS relating to this order.
Appropriation and/or Project 127 600 800 01		Order No. 6-P-50
		Date 7 Oct. 1960

To S E L E C T E D	State Department of Reclamation Boise, Idaho	Consignee and Destination U.S. Forest Service Coeur d' Alene N.F. Coeur d' Alene, Idaho
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Invitation No.	Contract No.	Time for Delivery	Discount Terms
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F. O. B. Point	Ship Via	Gov't. B/L No.
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Item No.	Articles or Services	Quantity	Unit	Unit Price	Amount
	Water Rights for the Coeur d' Alene Nursery				<i>5.50</i> 5.00

BILLING INSTRUCTIONS: Payment for above will be made upon receipt of invoice mailed to: U. S. DEPARTMENT OF AGRICULTURE FOREST SERVICE	Ordered by:	TOTAL <i>5.50</i> 5.00
	Signature <i>A.M. Patton</i>	
	Name A.M. Patton Title Acting Forest Supervisor	

ACCOUNTING