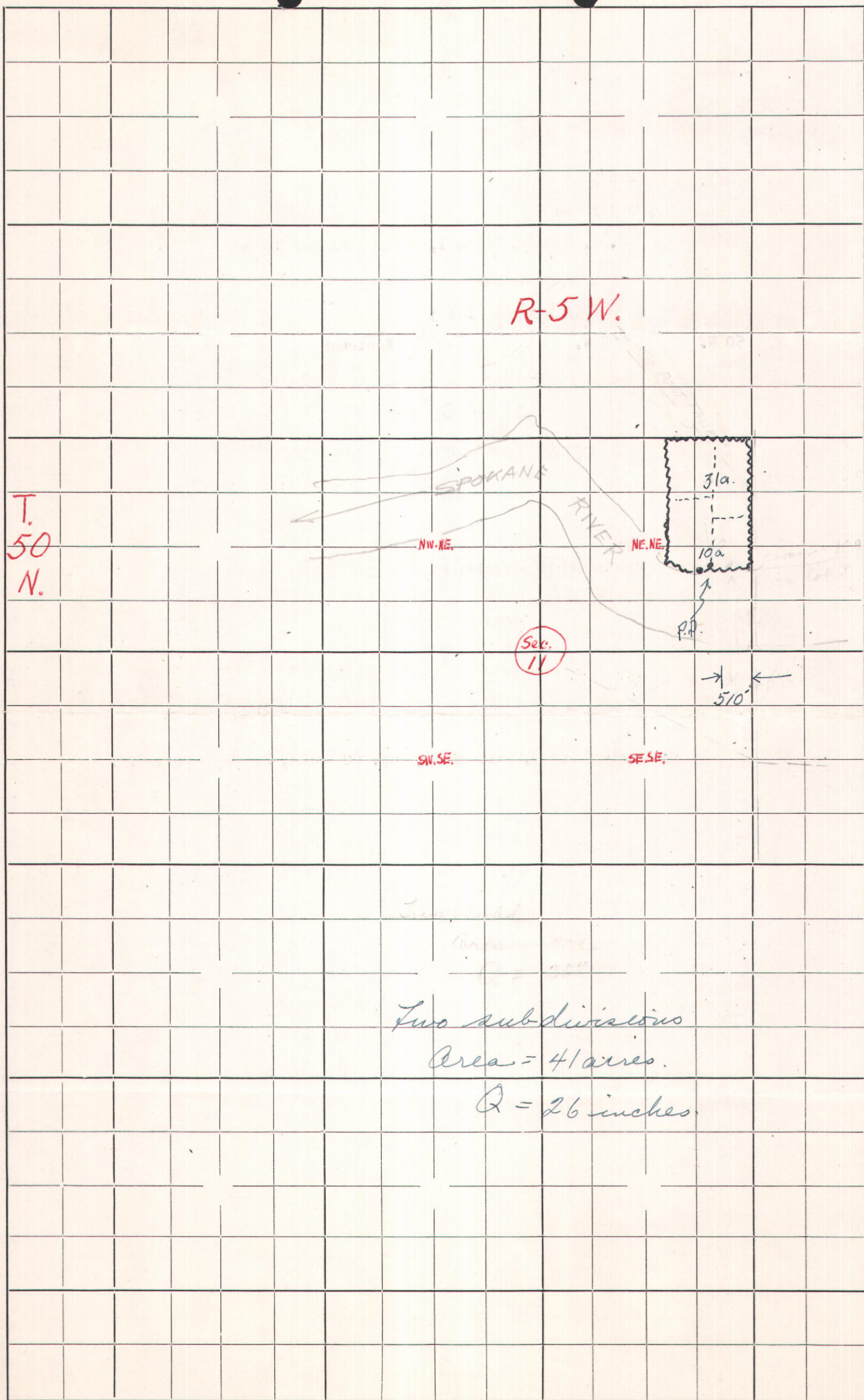




T.
50
N.

R-5 W.

SPOKANE

RIVER

NW.NE.

NE.NE.

31a.

10a.

P.A.

Sec.
11

510'

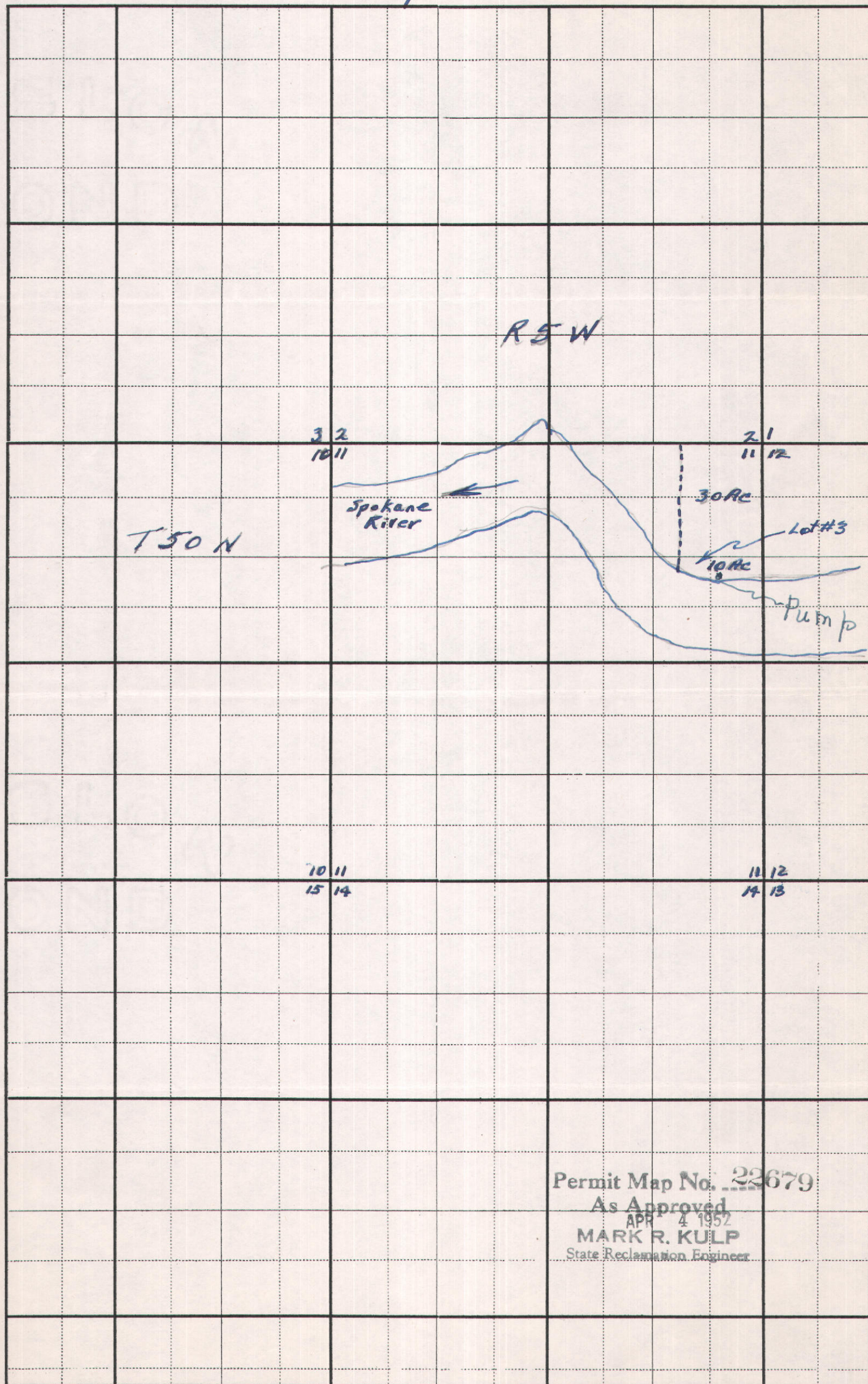
SW.SE.

SE.SE.

Two subdivisions
Area = 41 acres.
Q = 26 inches.

NAME OF APPLICANT J. V. Rod Key

Form No. 0



Permit Map No. 22679
As Approved
APR 4 1952
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

22679

Write for Publisher's affidavit and
fee for \$1.00 -

AMG

T-876
95-2090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 876

THIS IS TO CERTIFY That J. V. Rodkey, of Coeur d'Alene, Idaho, is the owner of and using a certain water right for 0.52 cubic foot per second of the waters of Spokane River, with priority of March 27, 1952, said water right being evidenced by License No. 22679, issued by the State Reclamation Engineer of the State of Idaho, said license bearing date of January 3, 1955, and being appurtenant to the following described lands, to-wit:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West,
and that portion of Lot 3 lying South
to the river, All in Section 11,
Township 50 North, Range 5 West, B. M.

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume 6 of Licenses, at page 5452 thereof.

And that now, upon the application of J. V. Rodkey, of Coeur d'Alene, Idaho, for the transfer of 0.52 cubic foot per second of the waters of Spokane River, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of said water upon the above described lands is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit

NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West,
of Section 11,
Township 50 North, Range 5 West, B. M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.52 cubic foot per second, with
priority of March 27, 1952.

That the water right hereby transferred has heretofore been conducted to the first above described lands through pipes, with point of diversion in Lot 3, Section 11, Township 50 North, Range 5 West, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the same pipes and with no change in point of diversion.

T-876
95-2090

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the last above described lands or place of use, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

Mark R. Kulp

MARK R. KULP

(SEAL)

State Reclamation Engineer

T-876
95-2090

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

J. V. Rodkey,
of Coeur d'Alene, Idaho,

For a Transfer of Water Right, in
Kootenai County, Idaho.

ORDER GRANTING TRANSFER

No. 876

WHEREAS, On the 14th day of June, 1956, at the Department of Reclamation of the State of Idaho, in Boise, Idaho, this matter of an application of J. V. Rodkey, of Coeur d'Alene, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

Mark R. Kulp
MARK R. KULP

(SEAL)

State Reclamation Engineer

T-876
95-2090

State of Idaho

License and Certificate of Water Right

Water License No. 22679

Amount 0.52 second foot

Water District No.

Priority March 27, 1952

THIS IS TO CERTIFY that J. V. RODKEY
 of Coeur d'Alene, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 27, 1952; that Permit No. 22679
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 0.8 second feet, was issued thereunder on March 23, 1954, showing that said works
 were completed on the 6th day of February, 1954; and that on the 25th
 day of May, 1954,

J. V. RODKEY

of Coeur d'Alene, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of Spokane River
 , for the purpose of irrigation

, under Use Permit No. 22679 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
 9 of Licenses at page 5452, on the 3rd day of January, 1955;

The right hereby confirmed dates from March 27, 1952;

The Point of Diversion is located in Lot 3,

in the ~~XXXXXX~~ Sec. 11, Tp. 50 N., R. 5 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 0.52 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
50 N.	5 E. 4 W.	11	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Lot 3	- -	31 10
			Number of Acres	Actually Irrigated	41

Trans #876

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
 3rd day of January, 1955.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-22401 Amount 0.86 second foot
Water District No. _____ Priority October 6, 1951

THIS IS TO CERTIFY that LESTER F. WALKER
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 6,, 19 51; that Permit No. G-22401
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.86 second feet, was issued thereunder on December 30, 1954, showing that said works
were completed on the 16th day of November, 1954; and that on the 16th
day of November, 19 53,
LESTER F. WALKER
of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
tributary of (Subterranean flow), for the purpose of Irrigation and domestic
Use, under Use Permit No. G-22401 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
9 of Licenses at page 5451, on the 30 day of December, 19 54;
The right hereby confirmed dates from October 6, 1951;
The Point of Diversion is located
in the SE 1/4 SE 1/4, Sec. 30, Tp. 3 N., R. 3 W., B. M. Canyon 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 0.86 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	3 W.	30	SE ¹ ₄	89.9	43

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
30th day of December, 19 54.

MARK R. KULP
State Reclamation Engineer.

(SEAL)

N^o ~~22679~~ 22679
95-2090

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 30425
PERMIT No. 22679
DISTRICT No.

1. Name of Applicant: J. V. RODKEY

Postoffice address Rt. 1, Box 54, Coeur d'Alene

County: Kootenai

State: Idaho

I. If applicant is a corporation, give:

(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:

(c) Bonds to be issued:

(b) Treasury stock:

(d) Other resources:

2. Quantity of water claimed: 40 inches or 0.8

cubic feet per second.

3. Source of water supply: Spokane River

which is a tributary of

4. Location of point of diversion: 1600

feet distant from the N. E.

corner of Section 11, T. 50 N., R. 5 W., B. M., and is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (or Lot 3)

of Section 11, T. 50 N., R. 5 W., B. M., County of Kootenai

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B. M., in the

of Section, T., R., B. M.

7. Estimated cost of works: \$ 2,500.00

8. Kind of works: Pump, motor, sprinkler irrigation system

9. Height of dam None feet; length of dam at top feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width None feet; height feet.

11. Ditch: Width at bottom None feet; width at water line feet; depth of water feet;

dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Two (2) years.

13. The time required for the complete application of the water to the proposed use is Three (3) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

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

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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

J. V. RODKEY *Applicant.*

By _____ *Agent.*

Date of first receipt at Department of Reclamation: 9:00 A. M. March 27, 1952

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 22679

Recorded in Book 81 Page 22679 Approved April 4, 1952

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 June 4, 1952 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before April 4, 1953

The whole of said work to be completed on or before April 4, 1954

Beneficial use of water appropriated in accordance herewith, to be made on or before April 4, 1957

WITNESS My hand this 4th day of April, 1952

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, LEN JORDAN, Governor of the State of Idaho,
and IRA H. MASTERS, 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 4th
day of April, 1952.
STATE OF IDAHO

Countersigned:

(SEAL)

By _____ IRA H. MASTERS

Secretary of State.

By _____

LEN JORDAN

Governor.

REMARKS: Purchase of the system has not been made; however if the water right is issued the whole 40 acres may be sprinkler irrigated by 1953.

14.

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.	5 W.	11	Lot 3 40																40
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 22679																			
Comes now J. V. Rodkey, and represents to the State Reclamation Engineer of the State of Idaho.																			
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 22679, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 11 and Lot 3 Sec 11, T. 50 N, R 5 W BM (portion), making a total of 40 acres.																			
That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.																			
Signed at Coeur d'Alene, Idaho, this 8th day of March, 1954.																			
<u>J. V. RODKEY</u>																			
Date of receipt at Office of Department of Reclamation March 22, 1954.																			

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. 22679. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

Permit No. 22679

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that J. V. Rodkey of Coeur d'Alene, County of Kootenai, and state of Idaho, the holder of Permit No. 22679, issued upon Application No. 30425 bearing date of priority of March 27, 1952 authorizing the diversion of 0.8 second foot of the waters of Spokane River County of Kootenai, State of Idaho for irrigation 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. 0.8 second foot of the waters of Spokane River; that the point of diversion of said waters is in Lot 3, Section 11, Township 50 North, Range 5 West, B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and a portion of Lot 3, Section 11, Township 50 North, Range 5 West, B. M.

Witness my hand this 23rd day of March, A. D. 1954.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made February 4, 1954
Certificate of Completion of Works issued March 23, 1954

LICENSE ISSUED FOR 0.52 SEC. FT.

Page 5452

NOTICE FOR PUBLICATION

**Notice of Proof Application of
Water to Beneficial Use**

NOTICE IS HEREBY GIVEN that at 10:00 a.m., on the 25th day of May, 1954, at Coeur d'Alene, County of Kootenai, State of Idaho, before M. E. Frandsen, a Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Spokane River in accordance with the terms and conditions of Permit No. 22679 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are J. V. Rodkey, Route 1, Box 54, Coeur d'Alene, Idaho.

The use to which said water has been applied is sprinkler irrigation.

The amount applied to beneficial use is 300 gal. per minute.

The place where said water is

used NE $\frac{1}{4}$ NE $\frac{1}{4}$ and a portion of Lot 3, Sec 1, Township 50 N., Range 5 W. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 22679.

The source of supply from which such water is diverted is Spokane River.

The date of priority which said user is prepared to establish is March 27, 1952.

MARK R. KULP,
State Reclamation Engineer.
April 23, 30, May 7, 14, 1954.

✓
January 4, 1955

RE: Permit No. 22679

Mr. J. V. Rodkey
Route # 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We enclose license and certificate of water right issued under Permit No. 22679 confirming your right to the use of 0.52 second foot of water from Spokane River with priority to March 27, 1952, point of diversion in Lot 3, Section 11, Township 50 N., Range 5 W., B. M. for irrigation of land in Lot 3 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of said section.

We also enclose departmental receipt No. 27129 for the \$4.00 license fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

22679



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

November 13, 1954

RE: Permit No. 22679

RECEIVED
JAN 3 1955
Department of Reclamation

Mr. J. V. Rodkey
Route 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

The report of our field engineer on examination for beneficial use on Permit No. 22679 is now on file. This report shows that you have applied 26 inches of water from Spokane River for the irrigation of 41 acres of land in the NE¹/₄NE¹/₄ and Lot 3 Section 11, Township 50 North, Range 5 West B.M.

A License can therefore be issued for 26 inches or .52 second foot of water upon receipt of the statutory fee of \$4.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jeanne L. Anderson
Chief Clerk

A:hll

*Mr. Kulp-
Dear Sir:*

*Enclosed please find \$4.00, the fee for the Water
License on land described above. Thank you.*

*Respectfully
J. V. Rodkey*

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 22679

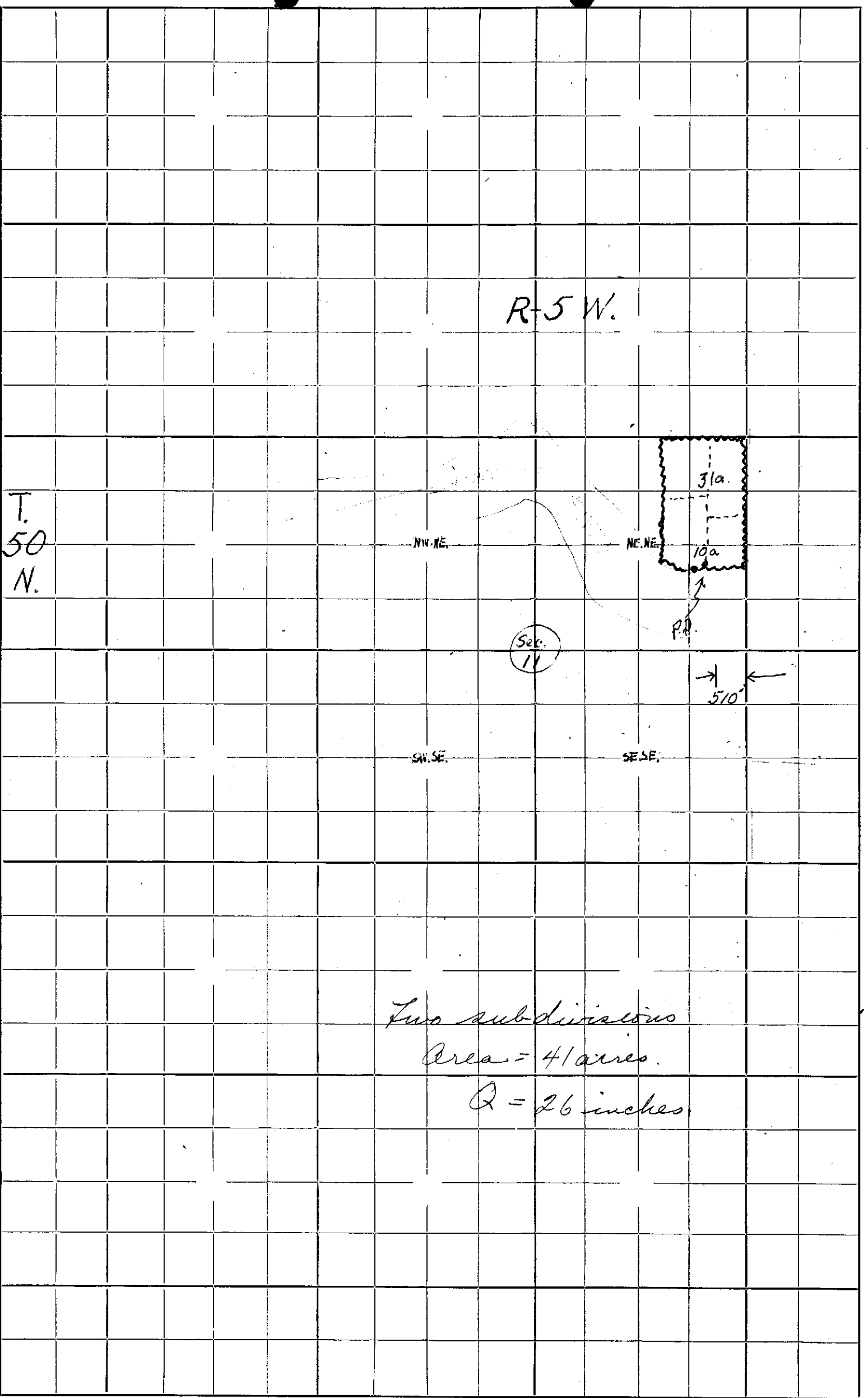
REPORT ON PROOF OF Beneficial Use

J. V. RODKEY, Route 1, Coeur d'Alene, Idaho

off. 0180)2

52 @
mkt

21 6 1942
2-40's



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

Permit No. 22679

This proof is for Beneficial use

In Water District No.

1. Name of applicant J. V. Rodkey, Route 1, Coeur d'Alene, Idaho

2. Source of water supply: Spokane River

3. Location of point of diversion: Is in the Lot 3 of Section 11

T. 50 N. R. 5 W. County of Kootenai

4. Describe works as they exist, giving dimensions and capacities of same: Sprinkler system.

Pump house on N. side of Spokane River. 6" intake pipe out into R.
15 hp. Fairbanks Morse Motor F. M. Centrifugal pump 3" in. 2" out.
1500 feet of laterals. 36 sprinklers $\frac{3}{32} \times \frac{1}{4}$ 6 gal capy.

5. Water is used for: Sprinkler irrigation

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):

NE $\frac{1}{4}$ NE $\frac{1}{4}$ and a portion of Lot 3, Section 11, Twp. 50 North, Range 5 West, B.M.

See map.

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

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

Remarks:

Crop = hay.

This examination was made on the 4 day of Nov, 1954

(Signed)

E. N. Humphrey Examiner.

22679

40 acres - 300'

J. V. Redkey
Rt. 1, Coeur d'Alene, Idaho
Permit No. 22679

Examination for Beneficial Use

County Kootenai
11-50N.-5W.

Q = 0.8 c.f.s.

S = Spokane River

P.D. = Lot 3, Sec 11, T. 50N. - R. 5W

We = Irrigation

claims for 3pm

Approx.

Priority = March 27, 1952
Due = April 4, 1957

C/W = 3-23-54

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.

RECEIVED
NOV 10 1954

Department of Reclamation

13 hp. Frankmorse
motor
#F 162325-

3 ph 220v. 40amp.

3475 rpm hor. motor

F. M. Pump Center -
3" in 2" out.

Cutter Hammer switches
& controls on N. wall.

Concrete base 8' x 8'

7' x 10' covered house

9' h.

Ints. 6" line

1560' { 500' x 5" } Portals
1150' x 4" main

3 lateral each 3" x 500' ad.

36 sprinklers 3/32" x 1/4"

6 gal. sprinklers

November 1, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Route 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

Inspection is required in connection with any Permit being brought to license in the State of Idaho. I intend to make inspection in connection with your Permit No. 22679 on Thursday, November 4.

Please be prepared to accompany me on this inspection.

Yours truly,

MARK P. KLP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

22679

✓
June 3, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Route 1
Coeur D'Alene, Idaho

Dear Mr. Rodkey:

We acknowledge receipt of your letter of May 29 enclosing depositions of yourself and two witnesses also affidavit of publication in the Kootenai County Leader, all submitted in proof of beneficial use under Permit No. 22679.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

22679

Coeur d'Alene, Idaho,
May 29 1954

Department of Reclamation
Mr Mark Kulp;
Dear Sir;

I am enclosing the completed
forms sent out by your office
together with the Proof of Publication
and trust they will be satisfactory

Thanking you for your courtesy

I am Respectfully Yours

J. V. Rodkey.

RECEIVED
JUN 3 1954
Department of Reclamation

22679

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai. } ss.

NOTICE FOR PUBLICATION Notice of Proof Application of Water to Beneficial Use

NOTICE IS HEREBY GIVEN that at 10:00 a.m., on the 25th day of May, 1954, at Coeur d'Alene, County of Kootenai, State of Idaho, before M. E. Frandsen, a Notary Public, proof will be submitted of the application to beneficial use of 0.8 cubic feet per second of the waters of Spokane River in accordance with the terms and conditions of Permit No. 22679 heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are J. V. Rodkey, Route 1, Box 54, Coeur d'Alene, Idaho.

The use to which said water has been applied is sprinkler irrigation.

The amount applied to beneficial use is 300 gal. per minute.

The place where said water is used NE $\frac{1}{4}$ NE $\frac{1}{4}$ and a portion of Lot 3, Sec. 11, Township 50 N., Range 5 W. B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is none.

The right to take water from such works is based upon Permit No. 22679.

The source of supply from which such water is diverted is Spokane River.

The date of priority which said user is prepared to establish is March 27, 1952.

MARK R. KULP,
State Reclamation Engineer.
April 23, 30, May 7, 14, 1954.

I, Pauline Whitley, being first duly sworn, upon oath deposes and says:

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

2. I am now and at all times hereinafter mentioned was the _____
chief clerk of the Kootenai County
Leader, a newspaper printed and published weekly in Coeur d'Alene, Kootenai County, Idaho and having a general circulation in said county.

3. The Notice for Publication
Notice of Proof Application of Water to Beneficial Use

of which the annexed is a printed copy, was published in the regular Friday issue of said newspaper for 4 consecutive issues, commencing on the 23 day of April, 1954, and ending on the 14 day of May, 1954, and such publication was made as often during said period as said 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 weeks immediately prior to the first publication of said notice.

Signed

Pauline Whitley

Subscribed and sworn to before me this 14 day of May,

1954.

For at Whitley

Notary public in and for the State of Idaho, residing at Coeur d'Alene, Idaho.

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 22679

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. J.V.Rodkey Farmer R. 1 Coeur d'Alene, Ideho

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

Ans. owner March 27, 1

Ques. 3 State number and date of permit, and date of priority you propose to establish under the permit.

Ans. March 27, 1952 Permit # 22679

Ques. 4. State source of water supply and give exact location of point of diversion.

23
Ans. Spokane River at a point appr. 500 ft west of Sect. line of
Section 11

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. Electric Motor and Pump capable of taking from the source
appr. 300 gal per min.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of appr 40 acres described as follows1

The Northeast Quarter of the Northeast Quarter of Sec. 11

and Lot 3, Sec. 11 Twp. 50 N. Range 5 WBM. (Portion)

22679

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. None

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. None

Ques. 9. 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.

Ans. Are the original holder of the permit

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Irrigation

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. No Other

(Sign)

J. V. Rodkey

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 25th day of May,

A. D. 19 54,

M. E. Flanders

My commission expires 12/1/57

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22679

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.

Ans. R.L. Nipp 42 Milworker R. 1 Box 53 Coeur d'Alene, Idaho

Ques. 2. Are you acquainted with J.V. Rodkey, the holder of Permit No. 22679? How long have you known him and where does he reside?

Ans. Two Years , R. 1 Coeur d'Alene, Idaho

Ques. 3. Have you read or heard read said Permit No. 22679, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Spokane River taken out at a point appr. 500 ft west of the east Section line of Sec. 11. by a 15 hr. electric motor and pump. thereby supplying water to a sprinkling system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Appr. 300 gal per min.

V Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation purposes on appr. 40 acres of cultivated land and the system is complete as a result of the beneficial use.

22679

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

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.

Ans. Nature of land garrison loam, the estimate uncertain depending on natural weather conditions, appr. 300 gal per min.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have watched the operation of the system since July 1953

(Signed)

R. L. Hipp

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 Coeur d'Alene,

County of Kootenai, State of Idaho, on this 25th day of May,

A. D. 19 54.

M. E. Flanders

Notary Public.

My commission expires 12/1/57

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 22679

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.

Ans. Hugh Beattie 54, Farmer & Logger Post Falls, Idaho R. 1

Ques. 2. Are you acquainted with J.V. Rodkey Farmer, R. 1 Coeur d'Alene, Idaho, the holder of Permit No. 22679? How long have you known him and where does he reside?

Ans. 8 yrs, Coeur d'Alene Idaho R. 1

Ques. 3. Have you read or heard read said Permit No. 22679, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Spokane River, Taken out of the river at a point app. 500 ft west of Section line of Section 11, by a 15 horse electric motor and pump. and thereby furnishing water to a sprinkling system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Pumps appr. 300 gal per min.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation purpose on appr. 40 acres of cultivated land and the system is complete as a direct result of beneficial use.

22679

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

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.

Ans. Nature of land garrison loam, estimate uncertain depending on natural weather conditions

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have watched irrigation plant in operation since July 1953

(Signed)

Hugh Beattie

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 Kootenai County,

County of _____, State of Idaho, on this 25th day of May,

A. D. 19 54.

M. E. Finkbeiner

Notary Public.

My commission expires 12/1/57.

22679



Kootenai County Leader

402 Coeur d'Alene, Ave.
Coeur d'Alene, Idaho

P. O. BOX 649

DIAL MO 4-2328

State Reclamation Engineer
Department of Reclamation
Boise, Idaho

DATE	ITEM	FOLIO NO.	CHARGES	CREDITS	BALANCE
------	------	-----------	---------	---------	---------

BALANCE BROUGHT FORWARD ➔

Re: Permit No. 22679

This will acknowledge receipt of Notice of Proof
Application of Water to Beneficial Use for above
permit (J. V. Rodkey, Route 1, Box 54, Coeur d'
Alene).

RECEIVED
APR 21 1954

Department of Reclamation

22679



✓
April 19, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Rt. 1, Box 54
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We have sent to the Kootenai County Leader notice of beneficial use proof to be made on Permit No. 22679 May 25, 1954, with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set you should appear before Mr. M. E. Frandsen, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

When the proofs are completed, these depositions are to be returned to this department together with the affidavit of publication, which is a necessary part of your proofs.

Very truly yours,

MARK R. WULF
State Reclamation Engineer
By

Chief Clerk

A:hl1
Enc.

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Re: Permit No. 22679

BOISE, IDAHO

Date: April 17, 1954

Kootenai County Leader

Coeur d'Alene, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to May 25, 1954 the date set for proof, the expense of the publication to be paid by the applicant, J. V. Rodkey of Rt. 1, Box 54, Coeur d'Alene, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KJLP

State Reclamation Engineer
By

Chief Clerk

22679

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 7 1954
(P. O.) Coeur d'Alene, Idaho.

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Kootenai County Reader of Coeur d'Alene Idaho published in
the county in which the works are situated.

J. V. Rodkey

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

.....
Engineer.

22679

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 25th day of May, 1954,
at Coeur d'Alene, County of Kootenai, State of Idaho, before
M. E. Frandsen a Notary Public, proof will be submitted of the
application to beneficial use of 0.8 cubic feet per second of the waters of Spokane River
in accordance with the terms and conditions of Permit No. 22679
heretofore issued by the State Reclamation Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

J. V. Rodkey Rt. # Box 52, Coeur d'Alene, Idaho

The use to which said water has been applied is Sprinkler Irrigation

The amount applied to beneficial use is 300 gal. per minute

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

NE 1/4 NE 1/4 and a portion of Lot 3 Sec 11 Township 50N
Range 5 W. B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

None

The right to take water from such works is based upon Permit No. 22679

The source of supply from which such water is diverted is Spokane River

The date of priority which said user is prepared to establish is March 27 1952

MARK R. KULP
State Reclamation Engineer.

22679

March 24, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Route 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We return your application for amendment to the land list in Permit No. 22679 which has been approved by the State Reclamation Engineer and recorded in this Department.

We also enclose Certificate of Completion of Works issued under this permit for the diversion of 0.8 second foot of the waters of Spokane River with point of diversion in Lot 3, Sec. 11, Twp. 50 N., Range 5 W., B. M., for the irrigation of land in the NE¹/₄NE¹/₄ and a portion of Lot 3, Sec. 11, Twp. 50 N., Range 5 W., B. M.

We also enclose departmental receipt No. 26561 for the \$5.00 fee paid in connection with the Completion of Works proof.

We note that you wish to make final or Beneficial Use proof on this permit. In order to do this, the law requires publication of a notice once a week for four weeks in a county newspaper prior to the date set for proof.

This notice should be made in duplicate on form 10 enclosed setting the time and place and naming the Notary Public before whom the proof is to be made.

Both copies of form 10 to be returned to this Department together with form 11 which is your authorization to have the notice published at your expense in the designated county newspaper.

We shall then send a copy of the notice to the newspaper with instructions in regard to publishing and shall send you the necessary forms of deposition to be executed by you and two witnesses on the date set for proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Encls.

22679

Coeur d'Alene, Idaho.

March, 18, 1954.

Department of Reclamation,

Dear Sirs;

Please send me
the proper forms to apply for
a permanent water right.

I trust the enclosed forms
are in order

Yours Truly

J. V. Rodkey

RECEIVED
MAR 22 1954
Department of Reclamation

22679

Permit No. 22679STATE OF IDAHO
Department of ReclamationRECEIVED
FEB 8 1954

Proof of Completion of Works

Department of Reclamation

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Kootenai

SS.

J. V. Rodkey

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

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No 22679, and that his postoffice address is Route #1, Coeur d'Alene, State of Idaho.

Second: That the name of the stream from which said water is to be diverted is _____

Spokane River

Third: That the point of diversion of said water is 600' West of the Green Ferry Bridge, Lot 3 Sec 11, T 50 N, R 5 W.B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 4, 1954.

Fifth: That the use for which said water is intended is irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were ~~(completely)~~ fully completed and consisted of the following:

I. Kind of works: installation of irrigation system, sprinkler system.
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: none

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir none _____ acre feet.

(c) Size of headgate: Width none _____ feet, height none _____ feet.

(d) Conduit none _____ width at bottom _____ feet, width at water line _____
(State whether ditch, flume or pipe)

_____ feet, depth of water _____ feet; diameter of pipe _____ inches, average grade per mile is _____ feet. Length of conduit is _____ miles.

Seventh: That said works are capable of conducting to the place of intended use _____
40 " second feet of water.

Eighth: That water appropriated under said permit is available for _____
acres of land described as follows: The NE 1/4 of the NE 1/4 of Sec. 11, Township 50 North, Range 5 West of the Boise Meridian; EXCEPT THE West 300 feet thereof; also that portion of Government Lot 3 Section 11 Township 50 North, Range 5 W.B.M. described as follows: Beginning at a point on the north line of said Lot 3 a distance of 300 feet east of the southwest corner of the Northeast 1/4 of
Northeast 1/4 above described; thence South to the meander line of the Spokane River; thence easterly along the southerly line of the Spokane River to the east line of said Lot 3; thence north to the northeast corner of said Lot 3; thence west to the place of beginning.

Ninth: Remarks: That this sprinkler system was installed and takes water from the Spokane River through a 6" pipe.

15 HP Fairbanks-Morse pump and motor has been installed

J. V. Rodkey

(Sign Here)

Subscribed and sworn to before me this 4 day of February, 1954

My commission expires 4-5-1954

Notary Public.

22679

✓
March 16, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Route 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We have received no reply to office letter addressed you on February 8th, returning your proof of Completion of works for certain corrections,

If your proof is to be accepted it is important that you give the matter your early attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br

22679

February 8, 1954

RE: Permit No. 22679

Mr. J. V. Rodkey
Route 1
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We return your affidavit in proof of Completion of Works on Permit No. 22679 for the following corrections:

1. Question 3 should give the point of diversion to a legal subdivision, Section, Township, and Range.
2. Under "Remarks" state whether a pump has been installed. If so give the kind and power.
3. Question 3 describes land in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, and a portion of Lot 3, Section 11, whereas your permit only describes 40 acres in lot 3. If the water is to be used on land in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11, as well as Lot 3, an application for amendment to the land list should be submitted on the enclosed form.

In reply to your inquiry for information as to making proof of Beneficial Use, the law requires a notice to be published once a week for four weeks in a county newspaper before making this proof. We shall be glad to send you the necessary forms when your proof of Completion of Works has been approved and Certificate of Completion of Works issued.

Meanwhile, we hold to your credit your check for the \$5.00 fee in connection with Completion of Works proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:br
Enc.

22679

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. J. V. Rodkey
Route 1, Box 54
Coeur d'Alene, Idaho

Boise, Idaho February 1, 1954

Dear Sir:-

Under the terms of your permit No. 22679 you are required to complete your diversion works on or before April 4, 1954. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

*Please send this
information
J. V. Rodkey*

22679

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. J. V. Rodkey
Route 1, Box 54
Coeur d'Alene, Idaho

Boise, Idaho **February 1, 1954**

Dear Sir:-

Under the terms of your permit No. 22679 you are required to complete your diversion works on or before April 4, 1954. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

22679

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 22679

Date April 9, 1958

We enclose herewith the above numbered permit. BE SURE AND
NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the
State Reclamation Engineer, on the fourth page.

Mr. J. V. Rodkey
Rt. 1, Box 54
Coeur d'Alene, Idaho

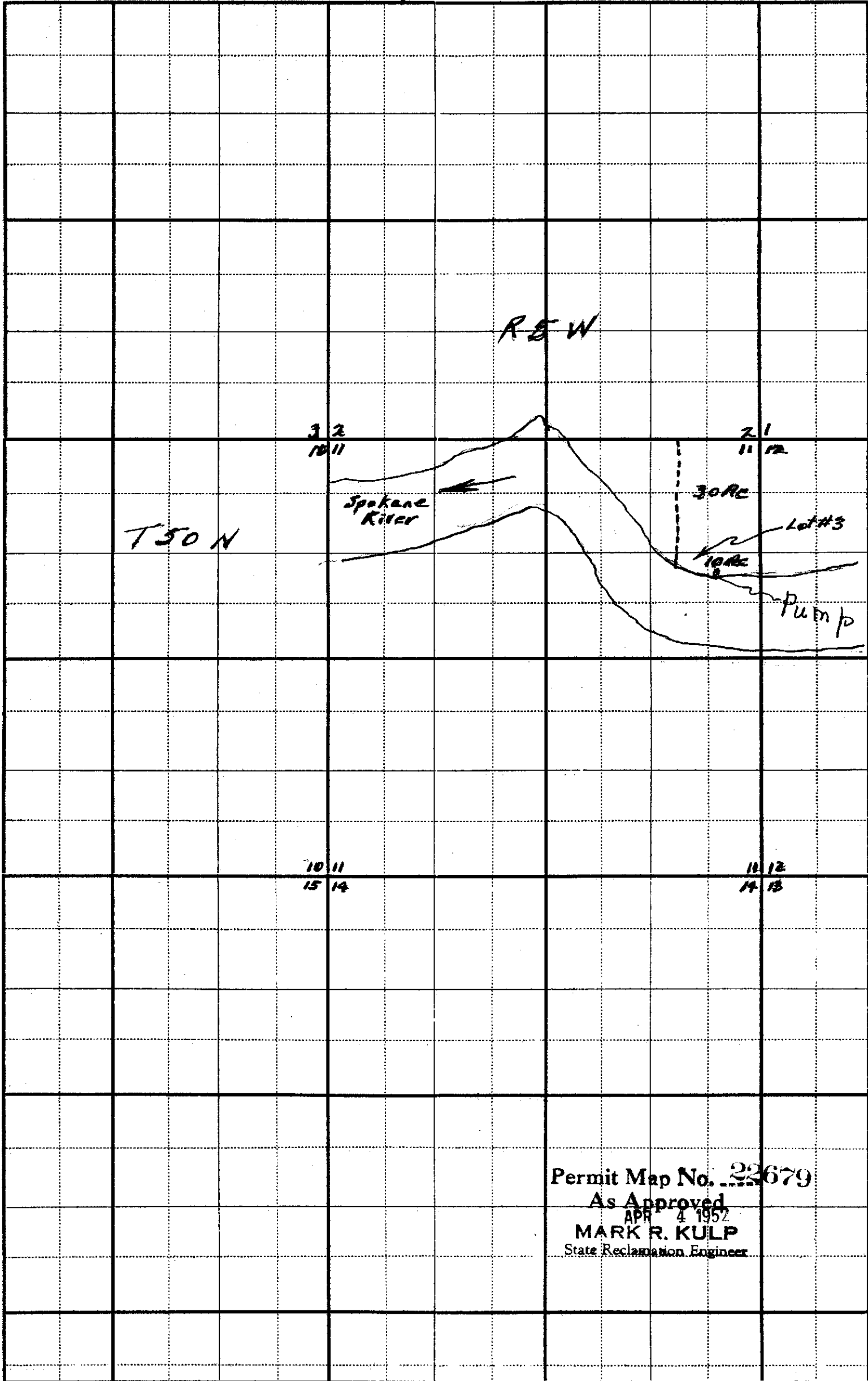
MARK R. KULP
State Reclamation Engineer

Enc. Departmental receipt No. 24305 for \$5.00 filing fee.

22679

NAME OF APPLICANT J. V. Red Key

Form No. 0



Permit Map No. 22679
As Approved
APR 4 1952
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

22679

Coeur d'Alene, Idaho,
March, 31, 1952,

Department of Reclamation;
Mr Mark R. Kulp;
Dear Sir;

Your letter of Mar. 27, 1952
received and the changes made
in the application.

I trust the application will
be satisfactory now and thank
you for your courtesy.

Yours very truly

J. V. Rodkey

RECEIVED
APR 3 1952

Department of Reclamation

22679

March 27, 1952

RE: Application No. 30425

Mr. J. V. Rodkey
Route 1, Box 54
Coeur d'Alene, Idaho

Dear Mr. Rodkey:

We acknowledge receipt of your application for permit to appropriate one-half cubic foot per second of water from Spokane River, accompanied by your check for the \$5.00 filing fee.

However, you failed to sign the application and we return it herewith in order that you may sign it on the line indicated on the third page.

You should also mark on the sketch map the exact point of diversion of location of the pump.

While your application is only for one-half cubic foot per second, or 25 inches, we note that you expect to irrigate 40 acres, and under the statutes you would be allowed an inch to the acre or 40 inches of water. You may change your application to cover that amount if you so desire.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22679

October 8, 1956

Mr. E. L. Miller
C/o Hawkins & Miller
No. 320 Wiggett Bldg.
Coeur d'Alene, Idaho

Dear Mr. Miller:

We enclose herewith Transfer Certificate
No. 876, in the name of J. V. Rodkey, together
with Departmental Receipt No. 28205 for the \$1.00
recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By
Roy W. Thompson
Supervisor of Water Distribution

A
Encl.
CC to J. V. Rodkey

T-876
95-2090

Write for Publisher's affidavit and
Fee for 1st

AMG

T-876
95-2090

Enc. CK # 100

HAWKINS & MILLER
ATTORNEYS-AT-LAW
320-321 WIGGETT BLDG.
COEUR D'ALENE, IDAHO

October 5, 1956

WM. S. HAWKINS
E. L. MILLER

RECEIVED
OCT 8 1956
Department of Reclamation

Department of Reclamation
Mark R. Kulp, State Reclamation Engineer
Boise, Idaho

Attention: Roy W. Thompson
Office Manager

Re: J. V. Rodkey
Water Permit No. 22679

Dear Sir:

In conformance with your request, we are enclosing herewith the Affidavit of Publication of the Kootenai County Leader and our trustee check No. 266 in the amount of \$1.00 for the final issuance of the proposed transfer of the water right in conformity with our application.

Very truly yours,



E. L. Miller

ELM:kh
Enc.

Tr. 876

*T-876
95-2090*

**NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT**

Notice is hereby given that J. V. Rodkey of Route 1, Coeur d'Alene, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to charge the place of use of the waters of Spokane River as follows: Amount .52 cubic foot per second with priority of March 27, 1952.

Point of diversion: Lot 3, Section 11, Township 50 N. Range 5 W. Place of Use: NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West and that portion of Lot 3 lying South to the River, Section 11, Township 50 North, Range 2 West.

Transfer to
Place of Use: NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West of Section 11, Township 50 North, Range 5 West.

And that on the 14th day of June, 1956 at 10:00 o'clock A. M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,
State Reclamation Engineer.
June 7 and 14, 1956.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, } ss.
County of Kootenai.

I, CAROLYN PRUITT, being first duly sworn, upon oath deposes and says:

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

2. I am now and at all times hereinafter mentioned was the _____

CHIEF CLERK of the Kootenai County Leader, a newspaper printed and published weekly in Coeur d'Alene, Kootenai County, Idaho and having a general circulation in said county.

3. The NOTICE OF PROPOSED TRANSFER
OF WATER RIGHT - J.V. RODKEY

of which the annexed is a printed copy, was published in the regular Friday issue of said newspaper for 2 consecutive issues, commencing on the 7 day of JUN, 1956, and ending on the 14 day of JUNE, 1956, and such publication was made as often during said period as said 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 weeks immediately prior to the first publication of said notice.

Signed

Carolyn Pruitt

Subscribed and sworn to before me this 14 day of JUNE,

1956

For 21 Hittley

Notary public in and for the State of Idaho, residing at Coeur d'Alene, Idaho.

T-876
95-3690

Department of Reclamation

September 28, 1956

Mr. E. L. Miller
C/o Hawkins & Miller
320 Wiggett Bldg.
Coeur d'Alene, Idaho

Dear Mr. Miller

No protests have been filed in connection with the application of Mr. J. V. Rodkey for transfer of water from Spokane River, under License No. 22679.

A certificate of transfer can therefore be issued upon receipt of the affidavit of publication, which the Kootenai County Leader was instructed to send Mr. Rodkey, and the statutory fee of \$1.00 for recording same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A

T-876
95-2090

HAWKINS & MILLER
ATTORNEYS-AT-LAW
320-321 WIGGETT BLDG.
COEUR D'ALENE, IDAHO

May 28, 1956

WM. S. HAWKINS
E. L. MILLER

RECEIVED
MAY 31 1956
Department of Reclamation

Department of Reclamation
Mark R. Kulp, State Reclamation Engineer
Boise, Idaho

Attention: Roy W. Thompson
office manager

Re: J. V. Rodkey
Water Permit No. 22679

Dear Mr. Thompson:

I am enclosing herein the Application for Transfer of Water Right of J. V. Rodkey under permit No. 22679 for 0.52 cubic feet per second of water from the Spokane River.

When this permit was granted it was to be applied to Lot Three and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, Township 50 North Range Five West Boise Meridian.

Mr. Rodkey now finds that the amount is not sufficient to properly irrigate both tracts of land and he is therefore asking permission and application to use the entire water on his property in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, Township 50 North, Range 5 West Boise Meridian. It is therefore necessary that our application for transfer show that we are transferring the water from Lot three to be exclusively used upon the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11.

Your attention and action on this will be greatly appreciated and if further information is required, kindly contact me and I shall secure the same for you.

Very truly yours,

E. L. Miller

ELM:kh
Enc/

T-876
95-2090

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

J. V. Rodkey,
of Coeur d'Alene, Idaho,

For a Transfer of Water Right, in
Kootenai County, Idaho.

ORDER GRANTING TRANSFER

No. 876

WHEREAS, On the 14th day of June, 1956, at the Department of Reclamation of the State of Idaho, in Boise, Idaho, this matter of an application of J. V. Rodkey, of Coeur d'Alene, Idaho, for a transfer of water right came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby:

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

Mark E. Kulp

MARK E. KULP

State Reclamation Engineer

(SEAL)

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 876

THIS IS TO CERTIFY That J. V. Rodkey, of Coeur d'Alene, Idaho, is the owner of and using a certain water right for 0.52 cubic foot per second of the waters of Spokane River, with priority of March 27, 1952, said water right being evidenced by License No. 22679, issued by the State Reclamation Engineer of the State of Idaho, said license bearing date of January 3, 1955, and being appurtenant to the following described lands, to-wit:

NEL NEL, less 300 feet on the West,
and that portion of Lot 3 lying South
to the river, All in Section 11,
Township 50 North, Range 5 West, B. M.

That said license has been entered in the records of the Department of Reclamation of the State of Idaho in Volume 6 of Licenses, at page 5452 thereof.

And that now, upon the application of J. V. Rodkey, of Coeur d'Alene, Idaho, for the transfer of 0.52 cubic foot per second of the waters of Spokane River, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of said water upon the above described lands is hereby abandoned, and the lands to which said water shall, by this certificate, become appurtenant, for irrigation and domestic purposes, are described as follows, to-wit:

NEL NEL, less 300 feet on the West,
of Section 11,
Township 50 North, Range 5 West, B. M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.52 cubic foot per second, with
priority of March 27, 1952.

That the water right hereby transferred has heretofore been conducted to the first above described lands through pipes, with point of diversion in Lot 3, Section 11, Township 50 North, Range 5 West, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the same pipes and with no change in point of diversion.

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That the right to the use of the water aforesaid, hereby confirmed, is restricted to the last above described lands or place of use, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

Mark R. Kulp

MARK R. KULP

State Reclamation Engineer

(SEAL)

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STATE OF IDAHO

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J. V. Rodkey,
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For a Transfer of Water Right, in
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WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

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Mark R. Kulp
MARK R. KULP

(SEAL)

State Reclamation Engineer

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 876

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NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West,
and that portion of Lot 3 lying South
to the river, All in Section 11,
Township 50 North, Range 5 West, B. M.

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NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West,
of Section 11,
Township 50 North, Range 5 West, B. M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.52 cubic foot per second, with
priority of March 27, 1952.

That the water right hereby transferred has heretofore been conducted to the first above described lands through pipes, with point of diversion in Lot 3, Section 11, Township 50 North, Range 5 West, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through the same pipes and with no change in point of diversion.

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IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 8th day of October, A. D. 1956.

Mark R. Kulp
MARK R. KULP

(SEAL)

State Reclamation Engineer

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95-2090

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

RE: Permit 22679

Kootenai County Leader
Coeur d' Alene
Idaho

Date:
June 1, 1956

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **June 14, 1956**, the date set for hearing, the expense of the publication to be paid by the applicant, **J. V. Rodkey** of Route 1, **Coeur d'Alene, Idaho**, to whom you should furnish proof of publication on or prior to the date set for hearing.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Office Manager

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95-2090

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that J. V. Redkey
of Route # 1, Coeur d'Alene, Idaho, has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing him to change the ~~point of diversion~~
~~and/or~~ place of use of the waters of Spokane River
as follows: Amount: .52 cubic foot per second with priority of March 27, 1952.
as follows: Amount:
~~XXXXXXXXXXXX~~

Point of diversion: 1/4 ~~xx~~ Lot 3 ~~xx~~ 1/4, Section 11, Township 50 N.,
Range 5 W. Place of Use: NE 1/4 NE 1/4, less 300 feet
on the West and that portion of Lot 3 lying South to the River, Section 11,
Township 50 North, Range 2 West.

Transfer to

Point of diversion: ~~XXXXXXXXXXXX~~ 1/4 ~~xx~~ 1/4, Section ~~XXXXXXXXXXXX~~, Township ~~XXXXXXXXXXXX~~,
Range ~~XXXX~~ Place of Use: NE 1/4 NE 1/4, less 300 feet on
the West of Section 11, Township 50 North, Range 5 West.

And that on the 14th day of June, 1956
at 10:00 o'clock A. M., at Room 107, State House, Boise, Idaho,
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK R. KULP
State Reclamation Engineer.

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Application For Transfer of Water Right

RECEIVED
MAY 31 1956

STATE OF IDAHO

County of Kootenai

ss.

J. V. RODKEY

Department of Reclamation

, being first duly sworn, deposes and says:

That his name is J. V. Rodkey; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Rt. #1
Coeur d'Alene, Idaho

That he is the owner and using a certain water right, bearing date of priority of March 27, 1952, for 0.52 cubic feet per second of the waters of Spokane River

County of Kootenai, State of Idaho, decreed to

by decree of Judge, _____ of the _____ Judicial District of the State of

Idaho, in and for the County of _____, in the case of _____

vs. _____, said decree bearing date of _____

(or obtained by virtue of License No. 22679, issued by the State Engineer of the State of Idaho,dated January 3, 1955, bearing date of March 27, 1952)

for the purpose of irrigating the following described lands situate, lying and being in Water District

No. _____ in the County of Kootenai and State of Idaho, to-wit: NE $\frac{1}{4}$ NE $\frac{1}{4}$

Less 300 ft on the West and that portion of Lot 3 lying South to the
river. Sec. 11. Tp. 50 N. R. 2 W. B. M.

_____ and is the person (or representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner, i. e. _____

as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the By pump and pipe of Section 11, Township 50, Range 5 W., B. M., and conducted to the above described lands through _____ pipes

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of _____ cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Kootenai and State of Idaho, to-wit:

From Lot 3 to NE $\frac{1}{4}$ NE $\frac{1}{4}$ exclusively

That his reasons for desiring to make such transfer are as follows: More beneficial

application plus greater return from the water will be realized.

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STATE OF IDAHO,

County of.....

} ss.

and

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at.....

that he is user of water from....., in Water District No.....

County of, State of Idaho; that he has read or heard read the foregoing affidavit and petition of..... and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

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

A. D. 19.....

STATE OF IDAHO,

County of.....

} ss.

I, ..., Watermaster of.....

Water District No....., County of....., State of Idaho, whose postoffice address is....., have read or heard read the foregoing affidavit and petition

of....., and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster Dist. No.....

Dated at, Idaho, this..... day of....., 19.....

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Name of Applicant.....

SEC.

SEC.

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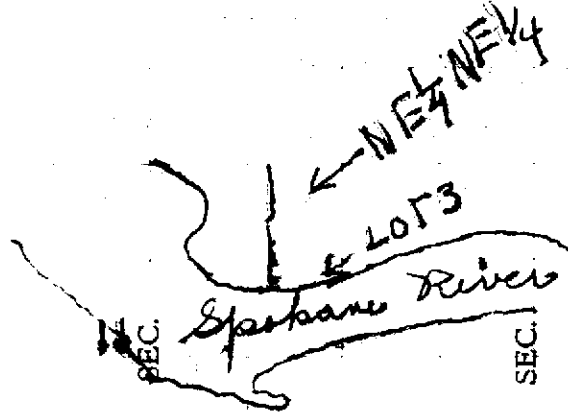
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SEC.

SEC.

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SEC.



**NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT**

Notice is hereby given that J. V. Rodkey of Route 1, Coeur d'Aelene, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to charge the place of use of the waters of Spokane River as follows: Amount .52 cubic foot per second with priority of March 27, 1952.

Point of diversion: Lot 3, Section 11, Township 50 N. Range 5 W. Place of Use: NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West and that portion of Lot 3 lying South to the River, Section 11, Township 50 North, Range 2 West.

Transfer to

Place of Use: NE $\frac{1}{4}$ NE $\frac{1}{4}$, less 300 feet on the West of Section 11, Township 50 North, Range 5 West.

And that on the 14th day of June, 1956 at 10:00 o'clock A. M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP,

State Reclamation Engineer.
June 7 and 14, 1956.