



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTTILL, JR.
Director

May 29, 2008

AVERY WATER & SEWER DISTRICT
PO BOX 133
AVERY ID 83802

RE: Permit No. 91-7170

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208 762-2800.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith E. Franklin". The signature is stylized with a large, looping "K" and a cursive "Franklin".

Keith E. Franklin

Sr. Water Resource Agent

Enclosure(s)

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 91-07170

Priority: March 10, 2008

Maximum Diversion Rate: 0.50 CFS

This is to certify, that AVERY WATER & SEWER DISTRICT
PO BOX 133
AVERY ID 83802

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	0.50 CFS

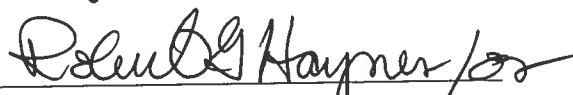
LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 (NW¼NW¼) Sec. 14, Twp 45N, Rge 05E, B.M. SHOSHONE County

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2009**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. This right does not grant any right-of-way or easement across the land of another.
5. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
6. Place of use is within the service area of Avery Water and Sewer District as provided for under Idaho law. The place of use is generally located within Section 15, Township 45N, Range 05E.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this 29th day of May, 2008.

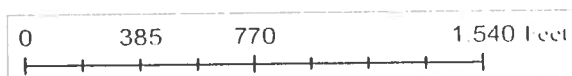
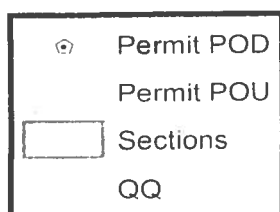
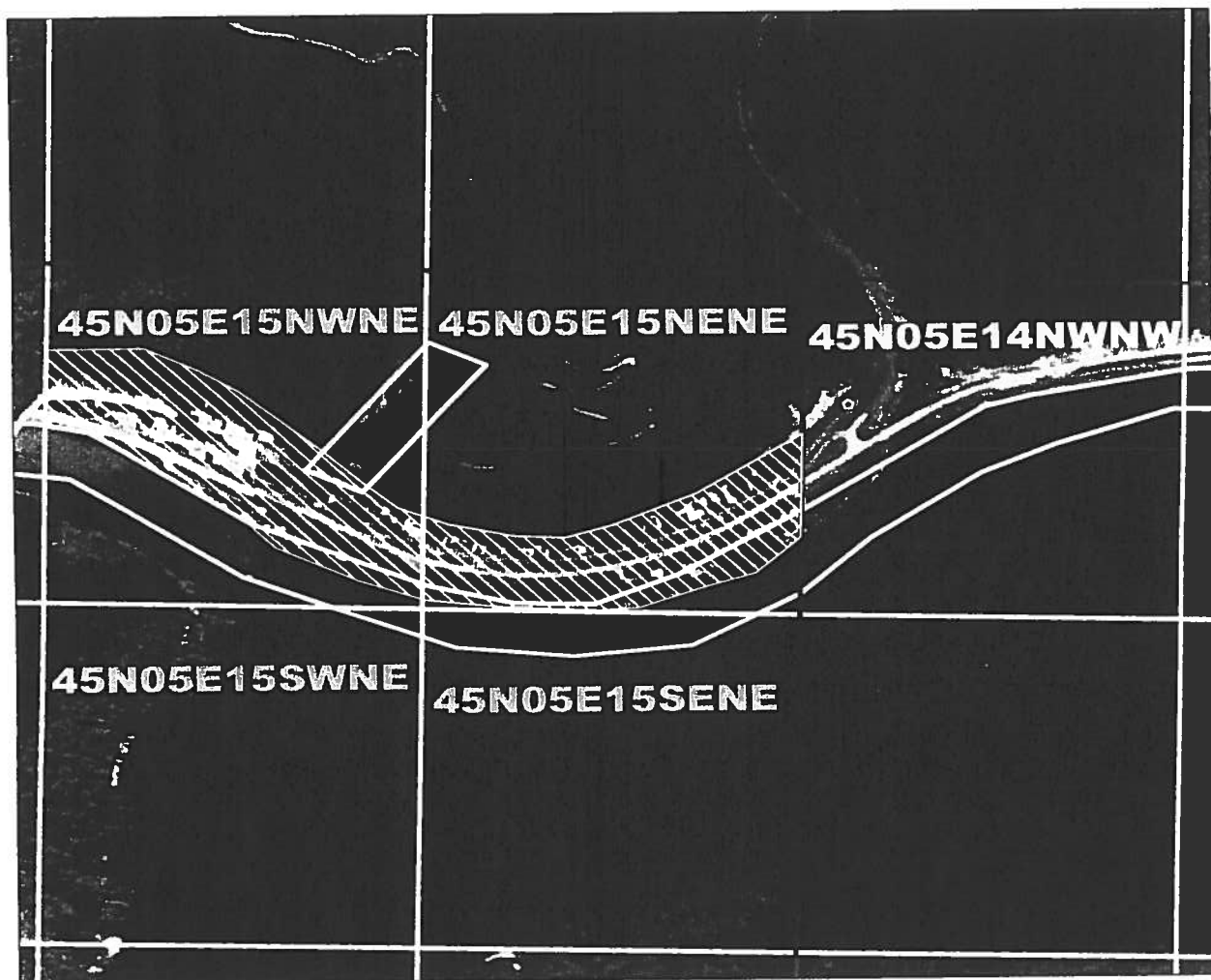

DAVID R. TUTHILL, JR., Director

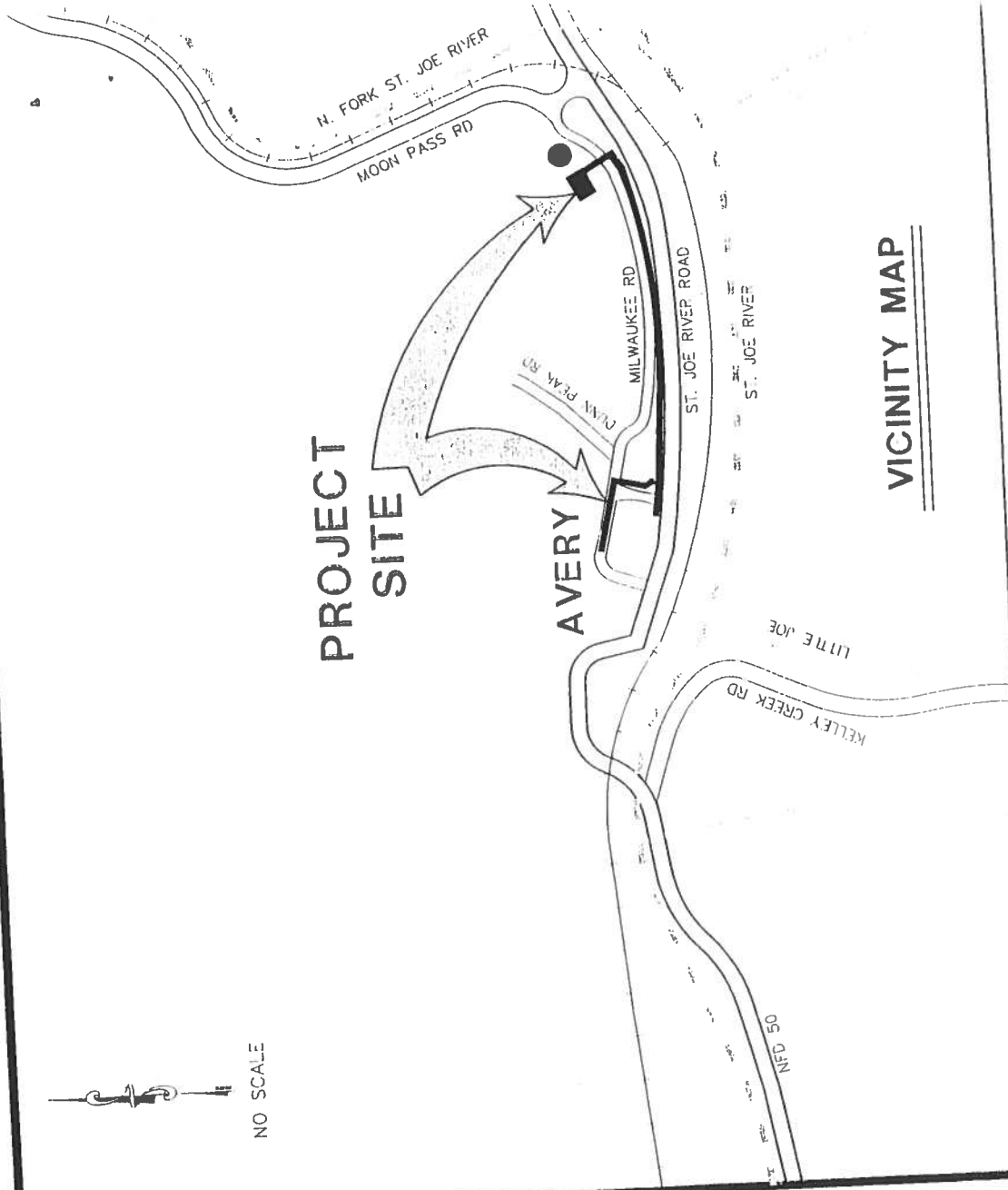
State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 91-07170

Digital Boundary for Avery Water & Sewer District

May 29, 2008





VICINITY MAP

DATUM

HORIZONTAL DATUM = NAD 83 ('1983) IDAHO WEST ZONE
 VERTICAL DATUM = NAVD 88