

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 85182**

This is to certify that: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
95-2144	WR/DECREED	10/22/1962	0.650 cfs	30.0 af	N/A	N/A	GROUND WATER
95-2205	WR/DECREED	2/21/1967	0.290 cfs	30.0 af	N/A	N/A	GROUND WATER
95-7138	WR/DECREED	3/25/1971	0.140 cfs	60.6 af	N/A	N/A	GROUND WATER
95-7185	WR/DECREED	4/3/1972	1.390 cfs	624.0 af	N/A	N/A	GROUND WATER
95-7231	WR/DECREED	2/23/1973	0.080 cfs	16.8 af	N/A	N/A	GROUND WATER
95-7271	WR/DECREED	4/3/1973	0.830 cfs	66.0 af	N/A	N/A	GROUND WATER
95-7713	WR/DECREED	3/30/1977	0.040 cfs	29.0 af	N/A	N/A	GROUND WATER
95-7763	WR/DECREED	8/29/1977	3.000 cfs	1148.4 af	N/A	N/A	GROUND WATER
95-7827	WR/DECREED	3/29/1978	0.200 cfs	55.2 af	N/A	N/A	GROUND WATER
95-8522	WR/DECREED	8/20/1986	0.610 cfs	441.6 af	N/A	N/A	GROUND WATER
95-8639	WR/DECREED	1/5/1990	1.000 cfs	376.0 af	N/A	N/A	GROUND WATER
95-9199	WR/DECREED	3/3/2003	8.830 cfs	6393.0 af	N/A	N/A	GROUND WATER
95-9217	WR/DECREED	1/22/2004	2.510 cfs	1820.0 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-2144	NO	YES	NO	YES	NO	NO
95-2205	NO	YES	NO	YES	NO	NO
95-7138	NO	YES	NO	YES	NO	NO
95-7185	NO	YES	NO	YES	NO	NO
95-7231	NO	YES	NO	YES	NO	NO
95-7271	NO	YES	NO	YES	NO	NO
95-7713	NO	YES	NO	YES	NO	NO
95-7763	NO	YES	NO	YES	NO	NO
95-7827	NO	YES	NO	YES	NO	NO
95-8522	NO	YES	NO	YES	NO	NO
95-8639	NO	YES	NO	YES	NO	NO
95-9199	NO	YES	NO	YES	NO	NO
95-9217	NO	YES	NO	YES	NO	NO

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 85182

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
95-2144	95-2144	0.650 cfs	30.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-2205	95-2205	0.290 cfs	30.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7138	95-7138	0.140 cfs	60.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7185	95-7185	1.390 cfs	624.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7231	95-7231	0.080 cfs	16.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7271	95-7271	0.830 cfs	66.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7713	95-7713	0.040 cfs	29.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7763	95-7763	3.000 cfs	1148.4 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-7827	95-7827	0.200 cfs	55.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-8522	95-8522	0.610 cfs	441.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-8639	95-8639	1.000 cfs	376.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-9199	95-9199	8.830 cfs	6393.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
95-9217	95-9217	2.510 cfs	1820.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		19.570 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 24th day of May, 2022.

Michelle Richman

Michelle Richman, Northern Regional Manager

WATER RIGHT NO. 95-2144**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-2144 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 10/22/1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.650 cfs	30.0 af
			0.650 cfs	30.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-2144
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-2144

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-8522

As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-8522 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 8/20/1986

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.610 cfs	441.6 af
			0.610 cfs	441.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-8522

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-8522

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-8639

As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-8639 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 1/6/1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	1.000 cfs	376.0 af
			1.000 cfs	376.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
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GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
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GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-8639

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
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WATER RIGHT NO. 95-8639

As Modified by Transfer No. 85182

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15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-9199**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-9199 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 3/3/2003

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	8.830 cfs	6393.0 af
			8.830 cfs	6393.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-9199
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-9199
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-9217

As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-9217 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 1/22/2004

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	2.510 cfs	1820.0 af
			2.510 cfs	1820.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-9217

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-9217
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-2205
As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-2205 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 2/21/1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.290 cfs	30.0 af
			0.290 cfs	30.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-2205
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-2205
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7138**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7138 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 3/25/1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.140 cfs	60.6 af
			0.140 cfs	60.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7138

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7138
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7185**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7185 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 4/3/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	1.390 cfs	624.0 af
			1.390 cfs	624.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7185

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7185
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7231**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7231 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 2/23/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.080 cfs	16.8 af
			0.080 cfs	16.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7231
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7231

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7271

As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7271 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 4/3/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.830 cfs	66.0 af
			0.830 cfs	66.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7271
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7271
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7713

As Modified by Transfer No. 85182

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7713 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 3/30/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	0.040 cfs	29.0 af
			0.040 cfs	29.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7713
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7713
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7763**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7763 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 8/29/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	01/01	to 12/31	3.000 cfs	1148.4 af
			3.000 cfs	1148.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7763

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7763
As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 95-7827**As Modified by Transfer No. 85182**

In accordance with the approval of Transfer No. 85182, Water Right No. 95-7827 is now described as follows:

Right Holder: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

Priority Date: 3/29/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	1 /1	to 12/31	0.200 cfs	55.2 af
			0.200 cfs	55.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 14 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 15 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSW	Sec 2 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SWSE	Sec 23 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	NWSW	Sec 24 Twp 51N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 23 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	SESW	Sec 32 Twp 51N Rge 05W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	NWSE	Sec 18 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SENE	Sec 7 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SWNW	Sec 8 Twp 52N Rge 03W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SESE	Sec 17 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NESE	Sec 28 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	SENE	Sec 33 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENE	Sec 6 Twp 52N Rge 04W KOOTENAI County
GROUND WATER	NENW	Sec 28 Twp 53N Rge 04W KOOTENAI County

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 85182

WATER RIGHT NO. 95-7827

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

3. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4. The source of water for this right is limited to the Rathdrum Prairie Aquifer.
5. Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W.
6. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.
7. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.
8. When notified by the Department, the right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Idaho Code § 42-701, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
9. The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.
10. The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.
11. When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.
12. If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

WATER RIGHT NO. 95-7827

As Modified by Transfer No. 85182

CONDITIONS OF APPROVAL

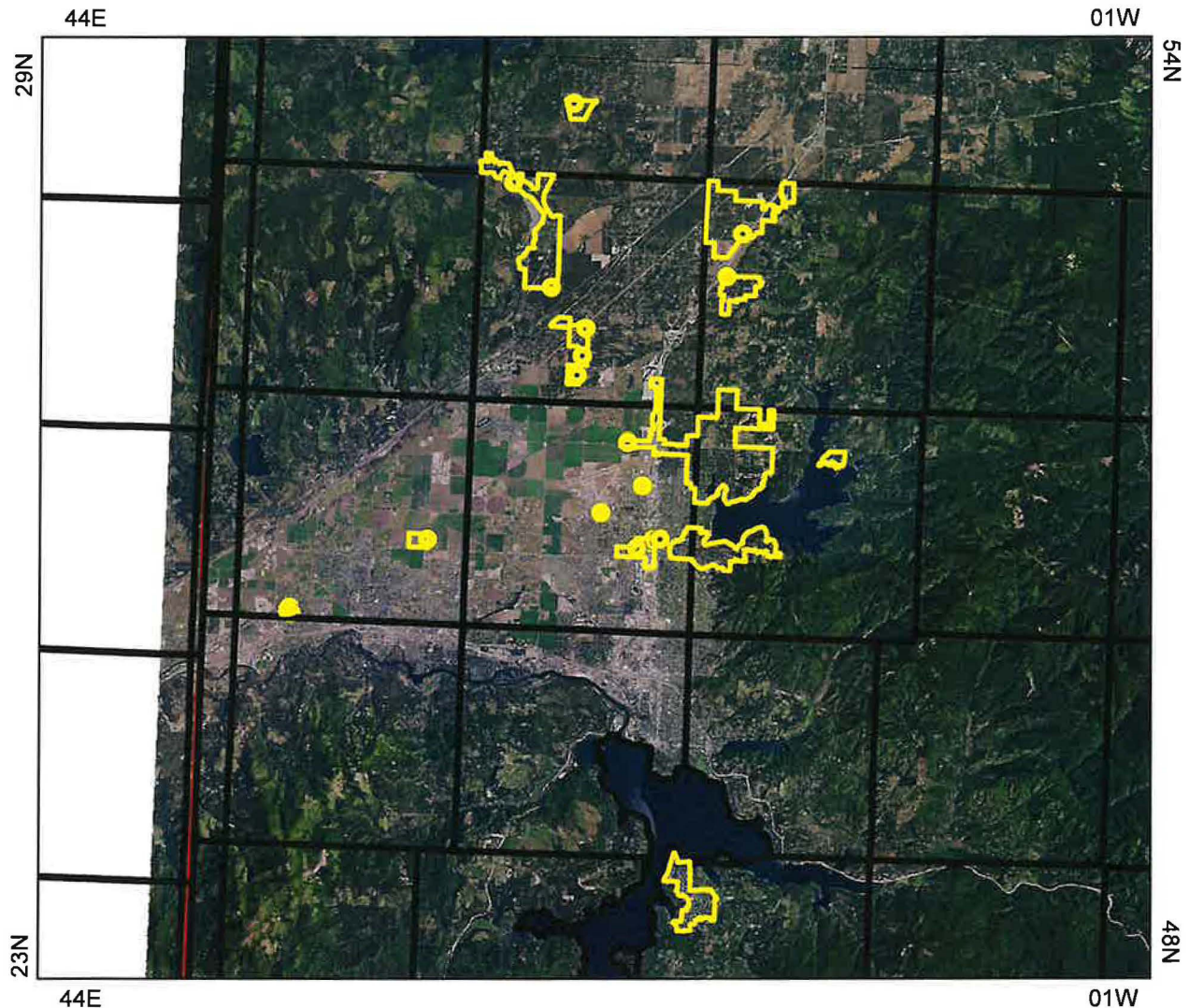
13. Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.
14. The following rights are diverted through point(s) of diversion described above: 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, 95-10019, & 95-12599.
15. Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9129, 95-9199, 95-9217, 95-9244, and 95-10019 when combined shall not exceed a total annual maximum diversion volume of 11,100 af.
16. Point of diversion described as being in T52N R04W S6, is located in Tract 37 as depicted in the 2005 resurvey.
17. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.
18. This right does not grant any right-of-way or easement across the land of another.

State of Idaho
Department of Water Resources

Attachment to Transfer # 85182

Rights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271,
95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

This map depicts the MUNICIPAL place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Water Service Area Boundary
-  Townships
-  Point of Diversion
-  State Outline

0 3 6 12 Miles





IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 25, 2022

NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM ID 83858-4904

Re: Transfer No: 85182
Water Right No(s): 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271,
95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217
Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 the APPLICANT 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.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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 the Northern Region Office at (208) 762-2800.

Sincerely,

A handwritten signature in blue ink that reads "Adam Frederick". The signature is written in a cursive style with a large initial 'A'.

Adam Frederick
Water Rights Supervisor

Enclosure

CC:

CHRISTOPHER H MEYER
GIVENS PURSLEY LLP
601 W BANNOCK ST
BOISE ID 83702

CERTIFICATE OF SERVICE

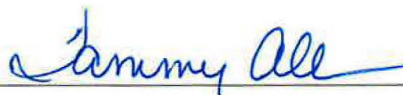
I hereby certify that on May 25, 2022 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 85182

**Water Right No(s): 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271,
95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217**

**NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM ID 83858-4904**

**CHRISTOPHER H MEYER
GIVENS PURSLEY LLP
601 W BANNOCK ST
BOISE ID 83702**



**Tammy Alleman
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 14, 2021

NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

RE: Transfer No. 85182

Water Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217

Dear Applicant(s):

The Department of Water Resources has received notification that the advertising scheduled on September 2nd & 9th was placed in the Bonner County Daily Bee instead of the Coeur d'Alene Press. Per Idaho Code, it must be advertised in the County it is in. The Statewide ads were all published correctly. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A revised legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 10/21/2021 and 10/28/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

Alleman, Tammy

From: Alleman, Tammy
Sent: Thursday, October 14, 2021 11:21 AM
To: LEGALS@CDAPRESS.COM
Subject: Legal Notice for CdA Press
Attachments: Legal Notice for 94-9660, 94-9662, 95-18144, 95-18146, 95-18148, 95-18161 to 95-18163, 95-18165, 95-18167 to 95-18170.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **October 21st & October 28th, 2021** (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Please send a proof once you have the article ready for print for our review.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **November 8th, 2021**. Your cooperation is appreciated.

Thank you,

Tammy



Tammy Alleman | Administrative Assistant
Idaho Department of Water Resources
Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85182**

NORTH KOOTENAI WATER DISTRICT, 13649 N MEYER RD, RATHDRUM, ID 83858-4904 has filed Application No. 85182 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to list all of North Kootenai Water District's wells within the Rathdrum Prairie Aquifer on existing rights 95-2144, 95-2205, 95-7138, 95-9185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 11/8/2021. The protestant must also send a copy of the protest to the applicant.

NOTICE OF DRAFT PERMIT

Notice is given of draft permit(s) allowing the operation of an injection well as per provisions of Title 42, Chapter 39, Idaho Code for the following injection well(s) listed in this format // Well Number, Location, Operator, Injectate //:

// 95W003001, T51NR04WS27NWSWSE, CDA School District #271, Heat Pump Return Water //

Copies can be requested from the Idaho Department of Water Resources at (208) 287-4800. Comments or requests for fact-finding hearings must be filed with the Department within 30 days of the initial publication date of this notice.

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

94-9660

LUKE SMITH
TIANNE SMITH
27191 E SCHOOLHOUSE LOOP
CATALDO, ID 83810
Point of Diversion NWNESE
S23 T49N R01W
KOOTENAI County
Source SPRING
Tributary SINKS
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-13-2021
Place Of Use: DOMESTIC
T49N R01W S23 NESE

94-9662

ALBERT VILAIR WALSH
12718 OLD RIVER RD
KINGSTON, ID 83839-9769
Point of Diversion L4(SWSW)
S19 T49N R01E
KOOTENAI County
Source UNNAMED STREAM
Tributary SINKS
Point of Diversion L4(SWSW)
S19 T49N R01E
KOOTENAI County
Source UNNAMED STREAM
Tributary SINKS
Point of Diversion L4(SWSW)
S19 T49N R01E
KOOTENAI County
Source SURFACE RUNOFF
Tributary SINKS
Point of Diversion L4(SWSW)
S19 T49N R01E
KOOTENAI County
Source SURFACE RUNOFF
Tributary SINKS
Point of Diversion L4(SWSW)

S19 T49N R01E
KOOTENAI County
Source SURFACE RUNOFF
Tributary SINKS
Use: AESTHETIC STORAGE
01/01 to 12/31 19.9 AF
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 19.9 AF
Total Diversion: 19.9 AF
Date Filed: 10-06-2021
Place Of Use: AESTHETIC STORAGE, FIRE PROTECTION STORAGE
T49N R01E S19
L3(NWSW), L4(SWSW)

95-18144
BYRON M HIGA
JENNIFER L HIGA
PO BOX 1275
ATHOL, ID 83801-1275
Point of Diversion SWNE
S18 T53N R02W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.04 CFS
Date Filed: 08-11-2021
Place Of Use: DOMESTIC
T53N R02W S18 SWNE

95-18146
SANDRA CHRISTENSEN
8655 E CHALLENGE RD
HAYDEN LAKE, ID 83835-7323
Point of Diversion SESW
S11 T51N R03W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.02 CFS
Date Filed: 08-12-2021
Place Of Use: DOMESTIC
T51N R03W S11 SESW

95-18148
OWENS CRAIG
3555 E FERNAN HILL RD
COEUR D ALENE, ID 83814-9700
Point of Diversion SWSW
S17 T50N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
Point of Diversion SESEW
S17 T50N R03W
KOOTENAI County
Source SPRING
Tributary SINKS
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.06 CFS
Date Filed: 08-17-2021
Place Of Use: IRRIGATION
T50N R03W S17
L2(NESW), SENW
Total Acres: 2

95-18161

EDWIN T ZAPPEL
HOLLY A ZAPPEL
PO BOX 722
VASHON, WA 98070-0722
Point of Diversion SWNWSE
S20 T49N R03W
KOOTENAI County
Source SPRING
Tributary TURNER CREEK
Point of Diversion SWNWSE
S20 T49N R03W
KOOTENAI County
Source SPRING
Tributary TURNER CREEK
Point of Diversion SENWSE
S20 T49N R03W
KOOTENAI County
Source SPRING
Tributary TURNER CREEK
Use: DIVERSION TO STORAGE
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
03/15 to 11/15 0.2 CFS
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: STOCKWATER
01/01 to 12/31 0.02 CFS
Use: FIRE PROTECTION STORAGE
01/01 to 12/31 1.7 AF
Use: IRRIGATION STORAGE
01/01 to 12/31 30 AF
Use: IRRIGATION FROM STORAGE
03/15 to 11/15 30 AF
Use: STOCKWATER STORAGE
01/01 to 12/31 0.3 AF
Use: STOCKWATER FROM STORAGE
01/01 to 12/31 0.3 AF
Total Diversion: 0.2 CFS, 32 AF
Date Filed: 09-27-2021
Place Of Use: DIVERSION TO STORAGE
T49N R03W S20 NWSE
Place Of Use: DOMESTIC
T49N R03W S20
SWSW,SESW
Place Of Use: FIRE PROTECTION STORAGE,IRRIGATION,IRRIGATION FROM STORAGE,IRRIGATION
STORAGE,STOCKWATER,STOCKWATER FROM STORAGE,STOCKWATER STORAGE
T49N R03W S20 SESW
Place Of Use: IRRIGATION,IRRIGATION FROM STORAGE,STOCKWATER,STOCKWATER FROM STORAGE
T49N R03W S20 SWSW
Total Acres: 10

95-18162

DARREN SAWYER
DANNIELLE SAWYER
17320 E PERIMETER RD
ATHOL, ID 83801-5279
Point of Diversion NWSW
S32 T54N R02W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.06 CFS
Use: IRRIGATION
04/01 to 10/31 0.09 CFS
Total Diversion: 0.15 CFS
Date Filed: 09-29-2021
Place Of Use: DOMESTIC,IRRIGATION
T54N R02W S32 NWSW
Total Acres: 3

95-18163

EDWIN T ZAPPEL
HOLLY A ZAPPEL
PO BOX 722
VASHON, WA 98070-0722
Point of Diversion NESW
S20 T49N R03W
KOOTENAI County
Source TURNER CREEK
Tributary COEUR D ALENE LAKE
Point of Diversion NWSE
S20 T49N R03W
KOOTENAI County
Source TURNER CREEK
Tributary COEUR D ALENE LAKE
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.2 CFS
Date Filed: 10-04-2021
Place Of Use: IRRIGATION
T49N R03W S20
NESW,SESW,NWSE
Total Acres: 10

95-18165

AUMAN LIVING TRUST
6369 W STANDING ELK TRL
COEUR D ALENE, ID 83814-7960
Point of Diversion SWSW
S20 T50N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31 0.04 CFS
Use: FIRE PROTECTION
01/01 to 12/31 0.2 CFS
Use: IRRIGATION
03/15 to 11/15 0.15 CFS
Total Diversion: 0.2 CFS
Date Filed: 10-05-2021
Place Of Use: DOMESTIC,FIRE PROTECTION,IRRIGATION
T50N R04W S20 SWSW
Total Acres: 5

95-18167

TIMBERLAND CONSTRUCTION SERVICES LLC
PO BOX 965
SPIRIT LAKE, ID 83869-0965
Point of Diversion NWSW
S10 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.13 CFS
Date Filed: 10-08-2021
Place Of Use: DOMESTIC
T52N R04W S10 NWSW

95-18168

TIMBERLAND CONSTRUCTION SERVICES LLC
PO BOX 965
SPIRIT LAKE, ID 83869-0965
Point of Diversion NWNW
S10 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC

01/01 to 12/31
Total Diversion: 0.13 CFS
Date Filed: 10-08-2021
Place Of Use: DOMESTIC
T52N R04W S10 NWNW

95-18169

TIMBERLAND CONSTRUCTION SERVICES LLC
PO BOX 965
SPIRIT LAKE, ID 83869-0965
Point of Diversion SWSW
S10 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.13 CFS
Date Filed: 10-08-2021
Place Of Use: DOMESTIC
T52N R04W S10 SWSW

95-18170

TIMBERLAND CONSTRUCTION SERVICES LLC
PO BOX 965
SPIRIT LAKE, ID 83869-0965
Point of Diversion SWNW
S10 T52N R04W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.13 CFS
Date Filed: 10-08-2021
Place Of Use: DOMESTIC
T52N R04W S10 SWNW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 12/1/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on 10/21/2021 and 10/28/2021

*** Proof of Publication ***

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

SHERRI DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPT OF WATER RESOURCES

Tammy Alleman

7600 N MINERAL DR., STE 100

COEUR DALENE ID 83815

ORDER NUMBER 118351

Sherri Davis

(Legals Clerk)

STATE OF IDAHO)

SS

COUNTY OF TWIN FALLS)

On this 10th day of September in the year of 2021 before me, a Notary Public, personally appeared before me Sherri Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Reba M Davis
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 5/5/2026



Section: Legals

Category: 50 Legal

PUBLISHED ON: 09/02/2021, 09/09/2021

TOTAL AD COST: 247.62

FILED ON: 9/10/2021

RECEIVED

SEP 17 2021

IDWR/NORTH

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

81-12032

U.S. FISH AND WILDLIFE SERVICE

911 NE 11TH AVE

PORTLAND, OR 97232-4128

Point of Diversion SWSE

S3 T32N R04E

IDAHO County

Source CLEARWATER RIVER

Tributary CLEARWATER RIVER

Use: FISH PROPAGATION

01/01 to 12/31

Total Diversion: 16 CFS

Date Filed: 08-13-2021

Place Of Use: FISH PROPAGATION

T32N R04E S10 SENW

This application proposes the diversion and use of water from the Middle Fork of the Clearwater Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water uses proposed in these applications will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

84-12310

FORD HYDRO LTD PARTNERSHIP

PO BOX 1432

LEWISTON, ID 83501-1432

Point of Diversion SWSW

S10 T35N R04E

CLEARWATER County

Source JIM FORD CREEK

Tributary CLEARWATER RIVER

Use: POWER

01/01 to 12/31

Total Diversion: 60 CFS

Date Filed: 06-10-2021

Place Of Use: POWER

T35N R04E S9 NWNE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 85182

NORTH KOOTENAI WATER DISTRICT, 13649 N MEYER RD, RATHDRUM, ID 83858-4904 has filed Application No. 85182 for changes to the following water rights within KOOTENAI County(s) Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217, to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to list all of North Kootenai Water District's wells within the Rathdrum Prairie Aquifer on existing rights 95-2144, 95-2205, 95-7138, 95-9185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 2 and 9, 2021

TRIBUNE PUBLISHING COMPANY, INC
The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING
INVOICE

Sold To: ID DEPT. OF WATER RESOURCES
7600 MINERAL DR #100
COEUR D ALENE ID 83814

Date: 09/09/2021 INVOICE NO. 165145
Account No. 964750
Description 165145 The foll
Times 2 Lines 89
Tab. lines
\$ 260.32

PO# Alleman, Tammy

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

The following application(s) have been filed to appropriate
the public waters of the State of Idaho:
81-12032

U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4128
Point of Diversion SWSE
S3 T32N R04E
IDAHO County
Source CLEARWATER RIVER
Tributary CLEARWATER RIVER
Use: FISH PROPAGATION
01/01 to 12/31

Total Diversion: 16 CFS
Date Filed: 08-13-2021
Place Of Use: FISH PROPAGATION
T32N R04E S10 SENW

This application proposes the diversion and use of water from
the Middle Fork of the Clearwater Wild & Scenic River. The
decreed minimum stream flow rights for the federal Wild &
Scenic Rivers are subordinate to certain categories of water
use and to specific amounts of water use established after
the minimum stream flow. The water uses proposed in these
applications will benefit from the subordination provision
because the diversion rate and acres will be applied to the
subordination amounts specified in the decree for the Wild &
Scenic River listed above.

84-12310
FORD HYDRO LTD PARTNERSHIP
PO BOX 1432
LEWISTON, ID 83501-1432
Point of Diversion SWSW
S10 T35N R04E
CLEARWATER County
Source JIM FORD CREEK
Tributary CLEARWATER RIVER
Use: POWER
01/01 to 12/31
Total Diversion: 60 CFS
Date Filed: 06-10-2021
Place Of Use: POWER
T35N R04E S9 NWNE

PCA 65100
Ja 10/14/21



AFFIDAVIT OF PUBLICATION

Hollie K Vance, being duly sworn, deposes and
says, I am the Legal Clerk of the Tribune
Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho
and under and by virtue of the laws of the State of Washington,
publishers of the Lewiston Tribune, a news-
paper of general circulation published at Lewiston, Nez Perce
County, Idaho; That the said Lewiston Tribune is
an established newspaper and has been published regularly
and issued regularly at least once a day for more than 105
consecutive years next immediately preceding the first
publication of this notice, and has been so published
uninterrupted for said period; that the 165145 The foll
attached hereto and which is made a part of this affidavit
was published in the said Lewiston Tribune,

2 time(s). Publication being on
09/02, or once a WEEK
for 2 consecutive WEEK
the first publication thereof being on the 09/02/2021,
and the last publication thereof being on the 09/09/2021,
and said 165145 The foll was so published in the
regular and entire issue of said newspaper and was not in a
supplement thereof and was so published in every issue and
number of the said paper, during the period and times of
publication as set forth above.

Hollie K Vance

State of Idaho

S.S.

County of Nez Perce

On this 9th day of Sept in the year
of 2021, before me, a Notary Public, personally
appeared Hollie K Vance, known or identified
to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledged to me that he executed the same.

Barb Marsh

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 2.14.25

RECEIVED

SEP 13 2021

IDWR / NORTH

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/Ext-Search/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85182**

NORTH KOOTENAI WATER DISTRICT, 13649 N MEYER RD, RATHDRUM, ID 83858-4904 has filed Application No. 85182 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

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GARY SPACKMAN, Director

Published on
9/2/2021
and 9/9/2021



PROOF OF PUBLICATION Post Register

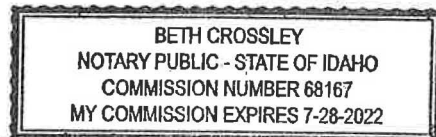
State of Idaho
County of Bonneville

I, ~~Dawn Giannini~~, or Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager, or Processing Clerk~~ employed by Adams Publishing Group of the Rockies LLC, publishers of The Post Register, a newspaper of general circulation, published 4 days, Tuesday, Wednesday, Friday and Sunday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2, first publication having been made on 09/01/2021 last publication having been made on 09/08/2021, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

[Signature]
Beth Crossley

Subscribed and sworn to before me, on this 9th day of September, 2021



Notary Public
My commission expires:

Attached jurat _____

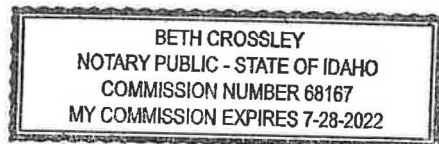
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

On this 9th day of September, 2021 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Beth Crossley
Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

RECEIVED

SEP 13 2021

IDWR / NORTH

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

81-12032

U.S. FISH AND WILDLIFE SERVICE

911 NE 11TH AVE

PORTLAND, OR 97232-4128

Point of Diversion SWSE

S3 T32N R04E

IDAHO County Source CLEARWATER RIVER

Tributary CLEARWATER RIVERJ

Use: FISH PROPAGATION

01/01 to 12/31

Total Diversion: 16 CFS

Date Filed: 08-13-2021

Place Of Use: FISH PROPAGATION

T32N R04E S10 SENW

This application proposes the diversion and use of water from the Middle Fork of the Clearwater Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water uses proposed in these applications will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

84-12310

FORD HYDRO LTD PARTNERSHIP

PO BOX 1432

LEWISTON, ID 83501-1432

Point of Diversion SWSW

S10 T35N R04E

CLEARWATER County

Source JIM FORD CREEK

Tributary CLEARWATER RIVER

Use: POWER

01/01 to 12/31

Total Diversion: 60 CFS

Date Filed: 06-10-2021

Place Of Use: POWER

T35N R04E S9 NWNE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT**TRANSFER NO. 85182**

NORTH KOOTENAI WATER DISTRICT, 13649 N MEYER RD, RATHDRUM, ID 83858-4904 has filed Application No. 85182 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

This transfer proposes to list all of North Kootenai Water District's wells within the Rathdrum Prairie Aquifer on existing rights 95-2144, 95-2205, 95-7138, 95-9185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D'ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/1/2021 and 9/8/2021. (138635-12851)



Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee

The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald

el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi

Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
15344	126269	Print Legal Ad - IPL0038443		\$144.81	2	74 L

Attention: Tammy Alleman
7600 N MINERAL DR STE 210
COEUR D ALENE, ID 83815

RECEIVED
SEP 09 2021
IDWR / NORTH

Legal Notice

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

81-12032
U.S. FISH AND WILDLIFE SERVICE
911 NE 11TH AVE
PORTLAND, OR 97232-4128
Point of Diversion SWSE
S3 T32N R04E
IDAHO County
Source CLEARWATER RIVER
Tributary CLEARWATER RIVER
Use: FISH PROPAGATION
01/01 to 12/31
Total Diversion: 16 CFS
Date Filed: 06-13-2021
Place Of Use: FISH PROPAGATION
T32N R04E S10 SENW

This application proposes the diversion and use of water from the Middle Fork of the Clearwater Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water uses proposed in these applications will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

84-12310
FORD HYDRO LTD PARTNERSHIP
PO BOX 1432
LEWISTON, ID 83501-1432
Point of Diversion SWSW
S10 T35N R04E
CLEARWATER County
Source JIM FORD CREEK
Tributary CLEARWATER RIVER
Use: POWER
01/01 to 12/31
Total Diversion: 60 CFS
Date Filed: 06-10-2021
Place Of Use: POWER
T35N R04E S9 NWNE

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Northern office at (208)762-2800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/Ext-Search/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 85182

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This transfer proposes to list all of North Kootenai Water District's wells within the Rathdrum Prairie Aquifer on existing rights 95-2144, 95-2205, 95-7138, 95-9185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, & 95-9217.

For additional information concerning the property location, contact Northern Region office at (208)762-2800. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Northern Region, 7600 N MINERAL DR STE 100, COEUR D ALENE ID 83815-7763 together with a protest fee of \$25.00 for each application on or before 9/20/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 9/2/2021 and 9/9/2021
IPL0038443
Sep 2, 2021

Bettina Jantzen, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

No. of Insertions: 2

Beginning Issue of: 09/02/2021

Ending Issue of: 09/09/2021

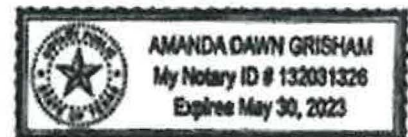
B. Jantzen

(Legals Clerk)

On this 9th day of September in the year of 2021 before me, a Notary Public, personally appeared before me Bettina Jantzen known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amanda Grisham

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

From: Alleman, Tammy
To: "Chantilly.Higbee@deq.idaho.gov"; "Anna.Moody@deq.idaho.gov"
Subject: Request for Comments Transfer #85182
Date: Friday, August 27, 2021 4:00:00 PM
Attachments: [image001.png](#)
[85182 Application for Transfer.pdf](#)

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right Transfer application. You can find copies of the application at:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of the application(s), you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication. **The deadline for comments on the applications is September 20, 2021.**

Please contact the Northern Region Office at (208) 762-2800 if you have any questions regarding the Transfer application.

Thank you,

Tammy

Tammy Alleman | Administrative Assistant

Idaho Department of Water Resources

Northern Regional Office
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800

SCANNED
AUG 27 2021



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 26, 2021

NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

RE: Transfer No. 85182

Water Right No(s). 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271, 95-7713, 95-7763, 95-7827, 95-8522, 95-8639, 95-9199, 95-9217

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the POST REGISTER on 9/1/2021 and 9/8/2021 and the COEUR D ALENE PRESS, TIMES NEWS, IDAHO STATESMAN, and LEWISTON TRIBUNE, on 9/2/2021 and 9/9/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Tammy Alleman
Administrative Assistant

SCANNED
AUG 27 2021

MEMORANDUM

Date: February 15, 2022
To: Transfer 85182
From: Adam Frederick
Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
2/15/2022

Authority to File:

The applicant is listed as the current owner of the rights being transferred according to IDWR records.

Water Right Validity:

The water right is valid and has been decreed in the CSRBA.

Injury to Other Water Rights:

Injury is not anticipated, but if injury occurs, conditions have been placed on the transfer approval that will administer each water right based upon priority. The following conditions have been placed on each transferred water right.

The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.

The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.

When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.

If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code § 42-1701A.

These conditions will allow the Department to administer each water right's use based upon priority date via all APODs approved through the transfer.

Enlargement of Use:
None anticipated.

Local Public interest:
No negative issues anticipated.

Beneficial Use/Conservation of Water Resources:
Proposed change is recognized as a beneficial use of water.

Effect on Economy the Local Area:
This will allow flexibility in use of water rights at all points of diversions operated by the owner.

Effect on Agricultural Base of the Local Area:
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.