

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 95-16807

Priority: July 16, 2014

Maximum Diversion Rate: 0.17 CFS

It is hereby certified that:

WOODLAND SHORES WATER & SEWER ASSN C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101 COEUR D ALENE ID 83814-2781

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 16, 2014, and has submitted Proof of Beneficial Use on August 23, 2017. An examination confirms water is diverted from:

Source : COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

Beneficial Use

MUNICIPAL
FIRE PROTECTION

Period of Use

01/01 to 12/31
01/01 to 12/31

Rate of Diversion

0.16 CFS
0.17 CFS

Annual Volume

47.6 AF

Location of Point(s) of Diversion

COEUR D ALENE LAKE L3 (SW¼ NE¼), Sec. 18, Twp 48N, Rge 04W, B.M. KOOTENAI County
COEUR D ALENE LAKE L3 (SW¼ NE¼), Sec. 18, Twp 48N, Rge 04W, B.M. KOOTENAI County

Place of Use: MUNICIPAL and FIRE PROTECTION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04W	17							X L5			X L5	X L6	X L7			X L7		
48N	04W	18			X L3	X L4									X L4				
48N	04W	20		X L1			X												

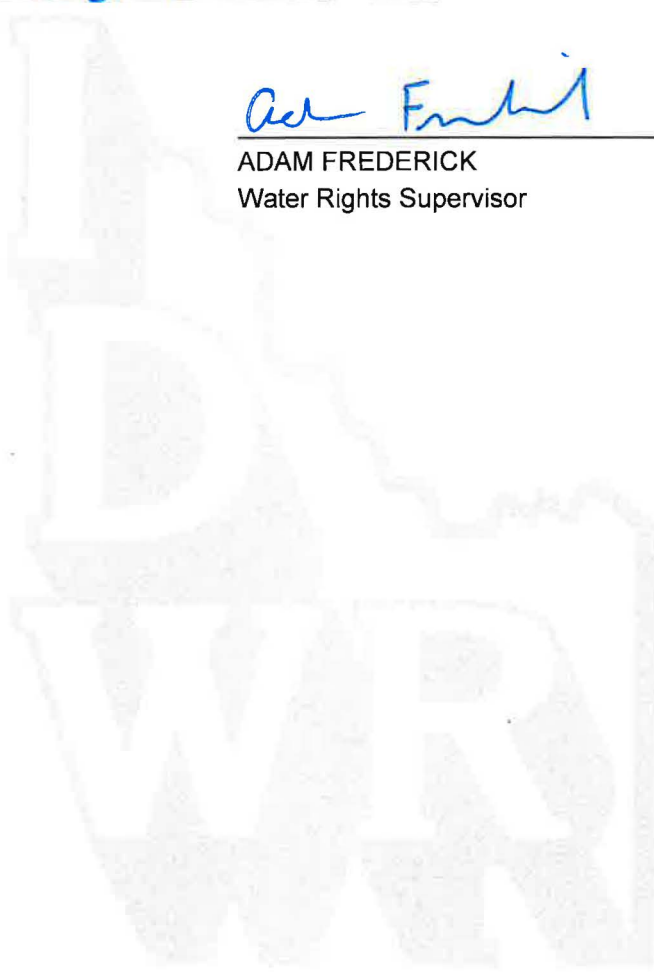
Conditions of Approval

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. Place of use is within the area served by the public water supply system of Woodland Shores Water & Sewer Association, water system No. ID1280203. The place of use is generally located within Sections 17-18 and 20, Township 48 North, Range 04 West.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
4. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
5. Rights 95-8402, 95-9298, and 95-16807 when combined shall not exceed a total diversion rate of 0.43 cfs, nor a total annual maximum diversion volume of 56.0 af at the field headgate.
6. This right does not grant any right-of-way or easement across the land of another.

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 95-16807

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 12th day of August, 2021.



Adam Frederick

ADAM FREDERICK
Water Rights Supervisor

State of Idaho
Department of Water Resources
Attachment to Water Right License
95-16807

This map depicts the MUNICIPAL and FIRE PROTECTION 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.



04W

-  Point of Diversion
-  Water Service Area Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.15 0.3 0.6 Miles



State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 95-16807

RECEIVED
AUG 05 2021
IDWR / NORTH

Priority: July 16, 2014

Maximum Diversion Rate: 0.17 CFS

The owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-16807

WOODLAND SHORES WATER & SEWER ASSN C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101 COEUR D ALENE ID 83814-2781

requests the permit be changed as follows:

Source : COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	0.16 CFS	47.6 AF
FIRE PROTECTION	01/01 to 12/31	0.17 CFS	

Location of Point(s) of Diversion

COEUR D ALENE LAKE L3 (SW¼ NE¼), Sec. 18, Twp 48N, Rge 04W, B.M. KOOTENAI County
COEUR D ALENE LAKE L3 (SW¼ NE¼), Sec. 18, Twp 48N, Rge 04W, B.M. KOOTENAI County

Place of Use: MUNICIPAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04W	17							X L5			X L5	X L6	X L7			X L7		
48N	04W	18			X L3	X L4									X L4				
48N	04W	20		X L1			X												

Place of Use: FIRE PROTECTION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04W	17							X L5			X L5	X L6	X L7			X L7		
48N	04W	18			X L3	X L4									X L4				
48N	04W	20		X L1			X												

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 3rd day of Aug, 2021.


(Signature)

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 95-16807

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100 Received by TA # NØ 36767 Date 3-3-21

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 95-16807 with the following:

Conditions of Approval

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. Place of use is within the area served by the public water supply system of Woodland Shores Water & Sewer Association, water system No. ID1280203. The place of use is generally located within Sections 17-18 and 20, Township 48 North, Range 04 West.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
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5. Rights 95-8402, 95-9298, and 95-16807 when combined shall not exceed a total diversion rate of 0.43 cfs, nor a total annual maximum diversion volume of 56.0 af at the field headgate.
6. This right does not grant any right-of-way or easement across the land of another.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 12th day of August, 20 21.



ADAM FREDERICK
Water Rights Supervisor

State of Idaho
Department of Water Resources

Attachment for Application to Amend a Permit

95-16807

This map depicts the MUNICIPAL and FIRE PROTECTION 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.



04W

- Point of Diversion
- Water Service Area Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.15 0.3 0.6 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763

Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 2, 2021

WOODLAND SHORES WATER & SEWER ASSN
C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101
COEUR D ALENE ID 83814-2781

RECEIVED

AUG 05 2021

IDWR / NORTH

RE: Water Right Permit No. 95-16807

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit(s) referenced above prior to issuing water right license(s). By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit(s) have been developed differently than described on your permit(s). Changes that do not increase the authorized use of water under the permit(s) can be requested and approved in accordance with Idaho Code § 42-211. Before license(s) can be issued, your permit(s) must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit(s):

 X Point(s) of Diversion – Permit was approved for a single point of diversion, whereas development and field exam verified two intake pipes with pumps in Lake Coeur D'Alene.

 Place(s) of Use

The enclosed Application for Amendment form(s) depicts the elements of the water right(s) as they will appear on the license(s) when issued. Please review the amendment form(s) carefully. If you concur with the information presented, **please sign and return the form(s) with the filing fee of \$100.00 within fourteen (14) days.**

If you have any questions, please call me at (208) 762-2817.

Sincerely,

Luke Bates
Water Resource Agent

Enclosure(s): Application for Amendment



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

February 16, 2021

WOODLAND SHORES WATER & SEWER ASSN
C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101
COEUR D ALENE ID 83814-2781



RECEIVED
MAR 03 2021
IDWR / NORTH

RE: Water Right Permit No. 95-16807

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If you have any questions, please call me at (208) 762-2817.

Sincerely,

Luke Bates
Water Resource Agent

SUPERSEDED

Enclosure(s): Application for Amendment w/Map, copy of Permit w/Map

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 95-16807

RECEIVED
MAR 03 2021
DWR / NORTH

Priority: July 16, 2014

Maximum Diversion Rate: 0.17 CFS

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 95-16807

WOODLAND SHORES WATER & SEWER ASSN C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101 COEUR D ALENE ID 83814-2781

requests the permit be changed as follows:

Source : COEUR D ALENE LAKE

Tributary: SPOKANE RIVER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	0.16 CFS	47.6 AF
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Location of Point(s) of Diversion

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COEUR D ALENE LAKE L3 (SW¼ NE¼), Sec. 18, Twp 48N, Rge 04W, B.M. KOOTENAI County

Place of Use: MUNICIPAL AND FIRE PROTECTION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	04W	17							X L5			X L5	X L6	X L7			X L7		
48N	04W	18			X L3	X L4									X L4				
48N	04W	20		X L1			X												

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 24th day of Feb, 20 21.


(Signature)

SUPERSEDED

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 95-16807

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100 Received by JA # N036767 Date 3-3-21

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 95-16807 with the following:

Conditions of Approval

1. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
2. Place of use is within the area served by the public water supply system of Woodland Shores Water & Sewer Association, water system No. ID1280203. The place of use is generally located within Sections 17-18 and 20, Township 48 North, Range 04 West.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
4. Rights 95-8402 and 95-16807 when combined shall not exceed a total annual diversion volume of 47.6 af for municipal purposes at the field headgate.
5. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
6. This right does not grant any right-of-way or easement across the land of another.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this _____ day of _____, 20____.

ADAM FREDERICK
Water Rights Supervisor

SUPERSEDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 16, 2021

WOODLAND SHORES WATER & SEWER ASSN
C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101
COEUR D ALENE ID 83814-2781

RE: License No. 95-16807

Dear Water Right Holder(s):

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact the Northern Region Office at (208) 762-2800.

Sincerely,

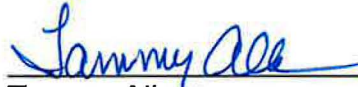
Adam Frederick
Water Rights Supervisor

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on August 16, 2021, I served a true and correct copy of Water Right License No. 95-16807 by U.S. Mail, postage prepaid, to the following:

WOODLAND SHORES WATER & SEWER ASSN (Current Owner)
C/O ASSOCIATION SERVICES INC
1110 W PARK PL STE 101
COEUR D ALENE ID 83814-2781



Tammy Alleman
Administrative Assistant 1

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.