

Nelson, Dan

From: Nelson, Dan
Sent: Monday, October 19, 2020 8:48 AM
To: 'Christopher H Meyer'; 'Ashley Williams'
Cc: Necia Maiani; Jessie Camburn (jessiec@nkwsd.com); Brian M. Werst (bwerst@workwith.com); Potts Robin (robinp@nkwsd.com); Grimm, Angie; Saxton, Craig; Jones, Doug; Baxter, Garrick; Rauhut, Manuel; Weaver, Mathew; Keen, Shelley
Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hello Chris,

Yes I am good with this spreadsheet.

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: Christopher H Meyer [mailto:ChrisMeyer@givenspursley.com]
Sent: Saturday, October 17, 2020 11:48 AM
To: 'Ashley Williams' <awilliams@welchcomer.com>; Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Cc: Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>
Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Thanks Dan and Ashley.

I trust this resolves all of your questions, Dan. We sure appreciate you careful attention to detail.

If there is anything else we can provide, we're at your service.

Best to all,

-Chris

CHRISTOPHER H. MEYER

GIVENS PURSLEY LLP

601 W Bannock St, Boise, ID 83702 / PO Box 2720, Boise, ID 83701
direct 208-388-1236 / cell 208-407-2792 / assistant 208-388-1227 (John Bunn)
chrismeyer@givenspursley.com / www.givenspursley.com

From: Ashley Williams <awilliams@welchcomer.com>
Sent: Friday, October 16, 2020 5:53 PM

Attachment #1A: Revised 10/16/2020 Ground Water APODs - Well Location Information North Kootenai Water and Sewer District (NKWSD)										
System	PWS Number	APOD #	Well	Latitude ¹	Longitude ¹	1/4 1/4	Section	Township	Range	County
Ohio Match	1280127	1	Ohio Match 1	47°51.183N	116°45.060W	NWSE	18	52N	03W	Kootenai
		2	Ohio Match 2	47°51.194N	116°45.097W	NWSE	18	52N	03W	Kootenai
Hillside	1280095	3	Finucane	47°45.089N	116°47.021W	NWSW	24	51N	04W	Kootenai
		4	Hayden Well 1	47°45.077N	116°47.281W	NESE	23	51N	04W	Kootenai
		5	Hayden Well 2	47°45.082N	116°47.279W	NESE	23	51N	04W	Kootenai
GTE/Hayden Pines	1280257	6	Hayden Pines	47°45.008N	116°47.392W	NESE	23	51N	04W	Kootenai
		7	GTE 1	47°44.882N	116°47.836W	SWSE	23	51N	04W	Kootenai
		8	GTE 2	47°44.874N	116°47.805W	SWSE	23	51N	04W	Kootenai
Twin Lakes	1280099	9	Tree Farm 1	47°50.800N	116°51.082W	SESE	17	52N	04W	Kootenai
		10	Tree Farm 2	47°50.800N	116°51.055W	SESE	17	52N	04W	Kootenai
		11	Tree Farm 3	47°50.795N	116°51.067W	SESE	17	52N	04W	Kootenai
		12	Echo Beach	47°53.170N	116°52.506W	NENE	6	52N	04W	Kootenai
Rimrock	1280009	Lancaster 1 & 2		***Decommissioned						
		13	Lancaster 3	47°47.320N	116°48.268W	SWSW	2	51N	04W	Kootenai
		14	Lancaster 4	47°47.19"N	116°48.15"W	SWSW	2	51N	04W	Kootenai
		15	Lancaster 5	47°47.293N	116°48.260W	SWSW	2	51N	04W	Kootenai
Hayden Orchards	1280088	16	Hayden Orchard	47°46.308N	116°47.696W	NWNE	14	51N	04W	Kootenai
Chilco	1280048	17	Chilco 1	47°52.182N	116°44.623W	SENE	7	52N	03W	Kootenai
		18	Chilco 2	47°52.182N	116°44.591W	SWNW	8	52N	03W	Kootenai
Atlas Acres	1280005	19	Atlas Acres	47°49.246N	116°49.910W	NESE	28	52N	04W	Kootenai
		20	Sylte Well	47°49.882N	116°49.834W	NENE	28	52N	04W	Kootenai
Mountain View	1280123	21	Elk Street	47°43.081N	116°59.531W	SESW	32	51N	05W	Kootenai
		22	Echo Street	47°43.201N	116°59.586W	NESW	32	51N	05W	Kootenai
Meadowland Acres	1280277	23	Meadowland Acres	47°44.897N	116°54.979W	SESE	23	51N	05W	Kootenai
Valley Green	1280195	24	Valley Green	47°45.657N	116°49.064W	SWSE	15	51N	04W	Kootenai
East Seasons Acres	1280278	25	East Seasons Acres	47°55.061N	116°50.530W	NENW	28	53N	04W	Kootenai
Ranch Valley	1280151	26	Ranch Valley	47°48.798N	116°50.069W	SENE	33	52N	04W	Kootenai

Notes (applicable to both Attachment #1A and #1B):

1. Earlier versions of Attachments #1A and #1B were submitted as attachments to the Application for Permit No. 95-17608 ("RAFN Permit Application"), which was originally submitted on 12/11/2014 and was re-submitted on 7/24/2018.
2. This version of Attachments #1A and 1B were revised on 10/16/2020 following discussions with IDWR staff in the context of licensing of Permit Nos. 95-9129, 95-9244, and 95-10019. We anticipate that these APODs will also be used in NKWSD's beneficial use report for No. 95-12599.
3. Attachment #1A contains well location information on each of the APODs. Attachment #1B contains additional well description information on each well.
4. The Lancaster 1 well (listed on the RAFN Permit Application) and Lancaster 2 well (which was not listed on that application) have been decommissioned.
5. The Ohio Match 2 and Tree Farm 3 wells have been added to the list of APODs. They were not included on the version of these attachments submitted with the RAFN Permit Application.
6. Corrections have been made to the PLSS subdivisions and/or longitudes for the Echo Beach, Chilco 1, and Chilco 2 wells.
7. A new column labeled "APOD #" has been added, providing a permanent and unique well number for each APOD.
8. Latitude and longitude were established by Welch Corner using a handheld GPS unit. The estimated accuracy of this equipment is +/- 20 feet. Information for Lancaster 4, Ohio Match 2 and Tree Farm 3 was obtained from Google Earth. Latitude and longitude for Chilco wells 1 and 2 were checked through the use of ArcGIS Pro. Further adjustments to latitude and longitude for the Ohio Match 2 well and Echo Beach well were made in response to analysis by IDWR staff.

To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Cc: Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Christopher H Meyer <ChrisMeyer@givenspursley.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hi Dan –

We have updated the spreadsheet to account for the changes we discussed below and added a few clarifications in the note section as well. Please find the attached revised spreadsheet for your reference and use.

Please let us know if you have any questions or concerns.

Thanks!

Ashley Williams, PE | <awilliams@welchcomer.com>

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This e-mail and any attachments are intended solely for the use of the individual to whom they are addressed. Please visit our website for our confidentiality policy.

From: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Sent: Thursday, October 15, 2020 10:49 AM

To: Ashley Williams <awilliams@welchcomer.com>

Cc: Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Christopher H Meyer <ChrisMeyer@givenspursley.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hello Ashley,

I have reviewed your notes, and removed both of the wells in Section 11. I have also moved the Ohio Match 2 Well over per your photo. The well is still in the same 40 acre tract, so there was no need to change the legal descriptions.



It appears as though everything else is in order, so these are the only changes I made from my earlier email. If you have any questions or concerns, please don't hesitate to contact me.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: Ashley Williams [<mailto:awilliams@welchcomer.com>]

Sent: Thursday, October 15, 2020 10:13 AM

To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Cc: Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Christopher H Meyer <ChrisMeyer@givenspursley.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

HI Dan –

Thank you for your patience; we wanted to be thorough in reviewing your comments. I have responded in **RED** below. We will be re-confirming the location of the Ohio Match Well No. 2 because we do not believe it is where you have it shown (refer to the attached). We will be field-verifying the location later today.

Please feel free to call or email with any questions. Thanks!

Ashley Williams, PE | Project Manager | Geo Services

Office: 208.664.9382 | Direct: 208.416.4878 | E: awilliams@welchcomer.com | Web: www.welchcomer.com



This e-mail and any attachments are intended solely for the use of the individual to whom they are addressed. Please visit our website for our confidentiality policy.

From: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Sent: Friday, October 9, 2020 9:50 AM

To: Christopher H Meyer <ChrisMeyer@givenspursley.com>

Cc: Ashley Williams <awilliams@welchcomer.com>; Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Chris,

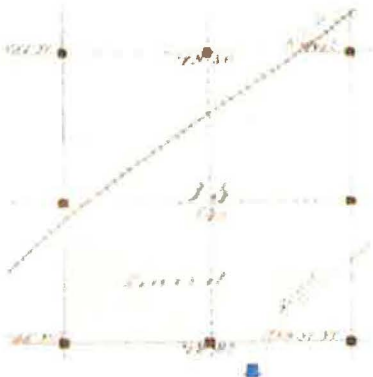
I reviewed the spreadsheet you supplied, and I needed to clarify a couple of issues. The issues are shown below in blue font to set them apart from the new well locations. I also wanted to send you some maps showing where I placed the 3 new wells at their specific locations. I used Welch Cromer's GPS coordinates and the records we have on file with the State. The placements of the new well are in black to differentiate them from the issues discussed above.

We have the well in Section 6, Township 52 North, Range 4 West in the NENE (Echo Beach Well). Welch Cromer list locates the point of diversion in the SENE of Section 6. The water rights for North Kootenai Water and Sewer District are split pretty evenly between the two point of diversion locations. The Idaho Department of Environmental Quality GPS records locate the well in the NENE also. I am going to leave the well in Section 6 in the NENE based on the Idaho Department of Environmental Quality records.



The IDEQ location is likely the most accurate location for the well.

Welch Cromer stated the well in the SWSE of Section 15 of Township 51 North, Range 4 West is in Government Lot 7. It is in Tax Parcel Lot 7, Block 2, but not in a Government Lot. There are no government lots in the SWSE of Section 15. I can't add a Government lot to SWSE if it isn't in the Federal Public Land Survey Records. The imagery below shows Government Survey for Section 15.



This is the Valley Green well. You can modify it to SWSE without Government Lot 7 indicated.

In water right transfer 79275, North Kootenai listed two wells in the NWNE of Section 11 in Township 51 North, Range 4 West. These two wells were also included on the amendments per your client's instructions. These two wells are not on Welch Cromer's list. They are Rim Rock Service Area Wells #1 and #2. What happened to these two wells? I am keeping these on the list until I am sure you want to remove them. The aerial imagery below shows the two wells in Section 11 not included on the Welch Cromer List.



Yes, these are Lancaster 1 and 2 and have both been decommissioned

It looks like 3 new wells were added. I have included a map for each new well showing where I think they should be located below based on Department records and the information supplied by Welch Cromer:

It appears a 3rd well was added to the SWSW of Section 2 in Township 51 North, Range 4 west – The New well is Rim Rock / Lancaster #4, and the existing wells are Rim Rock / Lancaster #3 and Rim Rock / Lancaster #5



Yes, these appear correct

They appears to be a second well in the NWSE of Section 18 in Township 52 North, Range 3 West. The new well is Ohio Match Estates Well #2. The original well is Ohio Match Estates Well #2.



We are confirming this, but we believe Well No. 2 is not located as you have shown above.

A third well appears to have been added to the SESE of Section 17 in Township 52 North, Range 4 West, The new well is Twin Lakes / Tree Farm Well # 3, and the original wells are Twin Lakes / Tree Farm Well # 1 and Twin Lakes / Tree Farm Well # 2.



Yes, this appears correct.

I know that this is a rather long email, but I want to make sure we get these points of diversion correct before we move forward. Please let me know what you think of my interpretation of Welch Cromer's well list.



If you have any questions, please don't hesitate to contact me.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: Christopher H Meyer [<mailto:ChrisMeyer@givenspursley.com>]
Sent: Thursday, October 01, 2020 3:26 PM
To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Cc: Ashley Williams P.E. <awilliams@welchcomer.com>; Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Jones, Doug <Doug.Jones@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>; Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>
Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Dan,

We have completed review and revision of the APOD list for ground water wells for NKWSD. A revised list is attached, in spreadsheet form.

There are two tabs to the attached spreadsheet, one for Attachment #1A and one for Attachment #1B.

The first attachment includes seven "notes" at the bottom which explain the revisions. Bottom line: We are moving from 25 APODs to 26 APODs (two added, one subtracted).

I have added APOD numbers for each well (#1-26). If you think it would be helpful, feel free to include those numbers in the licenses. That way, as APODs change in the future, we can have a unique number associated with each APOD, to easily reference which APOD we are referring to.

Feel free to call me, the good folks at Welch Comer, or the new leadership at NKWSD (Jessie Camburn) with any questions you may have.

It is my understanding that the next step will be for you to provide us with draft licenses for Nos. 95-9129, 95-9244, and 95-10019, reflecting, among other things, these corrected APODs.

As noted previously, NKWSD has agreed to IDWR's concept of a spreadsheet that proportionately allocates total system-wide ground water diversions to each ground water right.

Meanwhile I will work with the Northern Office to see if there is a way we can get these revised APODs plugged into the RAFN application.

On an FYI basis, I will copy others at IDWR who have been involved.

Thanks to everyone at IDWR for all of your good work and insights throughout this undertaking, which has resulting is a good outcome for all concerned.

-Chris

CHRISTOPHER H. MEYER

GIVENS PURSLEY LLP

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direct 208-388-1236 / cell 208-407-2792 / assistant 208-388-1227 (John Bunn)
chrismeyer@givenspursley.com / www.givenspursley.com

From: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Sent: Thursday, October 1, 2020 7:09 AM
To: Christopher H Meyer <ChrisMeyer@givenspursley.com>
Cc: Ashley Williams P.E. <awilliams@welchcomer.com>; Necia Maiani <nmaiani@welchcomer.com>; Jessie Camburn (jessiec@nkwsd.com) <jessiec@nkwsd.com>; Brian M. Werst (bwerst@workwith.com) <bwerst@workwith.com>; Potts Robin (robinp@nkwsd.com) <robinp@nkwsd.com>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hello Chris,

That will be fine. As you know I just returned from vacation and I am still trying to catch up. My supervisor, Angie Grimm, will be out next week, so there is ample time on our end to receive the information. If you need to speak about anything, I will be in the office all day today, out in the field Friday, and I should be in the office all next week.

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: Christopher H Meyer [<mailto:ChrisMeyer@givenspursley.com>]
Sent: Wednesday, September 30, 2020 4:49 PM
To: Nelson, Dan
Cc: Ashley Williams P.E. ; Necia Maiani ; Jessie Camburn (jessiec@nkwsd.com) ; Brian M. Werst (bwerst@workwith.com) ; Potts Robin (robinp@nkwsd.com)
Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Dan,

A quick update . . .

I am now doing a final review of the revised APOD list (provided to me by Welch Comer). I expect to have that to you no later than tomorrow.

It includes additions, subtractions, and corrections. The net result will be a slight increase in the number of APODs.

As I understand where we left off, you anticipate being able to add the revised APODs to the anticipated licenses for Nos. 95-9129, 95-9244, and 95-10019 via "licensing amendments." Ditto for 95-12599, for which proof is due next March.

We will also need to discuss how to address how to update APODs for the RAFN application (No. 95-17608).

-Chris

CHRISTOPHER H. MEYER

Givens Pursley llp

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chrismeyer@givenspursley.com / www.givenspursley.com

From: Christopher H Meyer <ChrisMeyer@givenspursley.com>

Sent: Thursday, September 17, 2020 2:00 PM

To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Cc: Ashley Williams P.E. <awilliams@welchcomer.com>; Necia Maiani <nmaiani@welchcomer.com>

Subject: Re: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Thanks, Dan. Welch Comer will follow up as quickly as it can. Sounds like we're not holding things up.

-Chris

P.S., enjoy your time off. Fun, I hope!!

Sent from my iPad

On Sep 17, 2020, at 1:31 PM, Nelson, Dan wrote:

Chris,

Yes, Next week would be fine. I am going to be out of the office from September 23rd through the 29th. I will be back on the 30th. It is doubtful that we will do anything on these files until I return.

Dan Nelson

From: Christopher H Meyer [<mailto:ChrisMeyer@givenspursley.com>]

Sent: Wednesday, September 16, 2020 4:50 PM

To: Nelson, Dan

Cc: Grimm, Angie ; Keen, Shelley ; Rauhut, Manuel ; 'Ashley Williams' ; Necia Maiani

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]
Dan,

I spoke with Ashley Williams at Welch Comer. She would like to review here APOD spreadsheet one more time before we send it over. She asked if early next week would be okay with IDWR. Let me know if that is not okay. I'm sure we could speed this up if we need to.

-Chris

CHRISTOPHER H. MEYER

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direct 208-388-1236 / cell 208-407-2792 / assistant 208-388-1227 (John Bunn)

chrismeyer@givenspursley.com / www.givenspursley.com

From: Christopher H Meyer

Sent: Wednesday, September 16, 2020 3:01 PM

To: 'Nelson, Dan' <Dan.Nelson@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>

Cc: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Grimm, Angie <Angie.Grimm@idwr.idaho.gov>; Keen, Shelley <Shelley.Keen@idwr.idaho.gov>; Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Dan,

We are all enormously appreciative of the good work all of you are doing on NKWSD's water rights.

The extended time you spent on the phone with me just now was very very helpful. Thanks so much.

As discussed, we will get you the APOD spreadsheet that Welch Comer has prepared.

I will follow up on the other issues we discussed with Doug Jones in North Idaho.

Sounds like we are tracking on all points.

Best to all,

-Chris

CHRISTOPHER H. MEYER

Givens Pursley llp

601 W Bannock St, Boise, ID 83702 / PO Box 2720, Boise, ID 83701

direct 208-388-1236 / cell 208-407-2792 / assistant 208-388-1227 (John Bunn)

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From: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>

Sent: Wednesday, September 16, 2020 2:02 PM

To: Christopher H Meyer <ChrisMeyer@givenspursley.com>;
Rauhut, Manuel <Manuel.Rauhut@idwr.idaho.gov>
Cc: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>; Grimm,
Angie <Angie.Grimm@idwr.idaho.gov>; Keen, Shelley
<Shelley.Keen@idwr.idaho.gov>; Rauhut, Manuel
<Manuel.Rauhut@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-
GPDMS.FID525891]

Hello Chris,

I plan to return your call after I finish this email. I wanted to give you an update on our progress towards sending out the amendments for the three North Kootenai permits.

We wanted to go back through the spreadsheet we prepared to make sure that it met with criteria needed to move forward with the APOD's proposal, and we have completed that step. We have been working to complete the amendments and the cover letter for the amendments. I believe we have the amendments and the conditions for the amendments pretty much ready to go. We are still working on the final language for amendment cover letter. We wanted to use the amendment letter to address any issues you raised in the August 16, 2019, letter.

Our goal is to get everything in order to ensure that we are meeting the needs of your client and the Department.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

From: Christopher H Meyer
[<mailto:ChrisMeyer@givenspursley.com>]

Sent: Wednesday, September 16, 2020 12:22 PM

To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>; Rauhut, Manuel
<Manuel.Rauhut@idwr.idaho.gov>

Cc: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>

Subject: RE: May I call you re NKWSD? [IWOV-
GPDMS.FID525891]

Craig, thanks for your email to Dan and Manuel, which crossed with mine to Dan.

I didn't copy Manuel on my email to Dan, so I will copy him now to keep him in the loop.

Thanks to all of you, and to Shelley.

-Chris

CHRISTOPHER H. MEYER

Givens Pursley llp

601 W Bannock St, Boise, ID 83702 / PO Box 2720, Boise, ID
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direct 208-388-1236 / cell 208-407-2792 / assistant 208-388-1227
(John Bunn)

chrismeyer@givenspursley.com / www.givenspursley.com

From: Christopher H Meyer <ChrisMeyer@givenspursley.com>

Sent: Wednesday, September 16, 2020 12:11 PM

To: Daniel Nelson (dan.nelson@idwr.idaho.gov)

<dan.nelson@idwr.idaho.gov>

Cc: Craig L. Saxton (craig.saxton@idwr.idaho.gov)

<craig.saxton@idwr.idaho.gov>

Subject: FW: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Dan,

We haven't spoken in a while. I hope all is well with you and your family.

I just got off the phone with Craig Saxton. He tells me that the reason the Amended NAP was issued on 95-9129 is concern that there is a loose end with respect to the accounting methodology for the APODs.

NKWSD's latest communication to IDWR on this subject is attached (letter of 8/16/2019). The issue is addressed on page 4 under the heading "Accounting method."

In a nutshell, although we continue to disagree, NKWSD has decided to accept IDWR's decision on this. This should enable us to move forward with licensing.

Most importantly, NKWSD appreciates the extraordinary amount of work IDWR has put into getting these and other water right issues sorted out. Let us focus on that good news. I will give you a call to discuss this and other NKWSD water right matters, but I thought I'd shoot this off first.

Best to you!

-Chris

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From: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>

Sent: Wednesday, September 16, 2020 11:14 AM

To: Christopher H Meyer <ChrisMeyer@givenspursley.com>

Subject: RE: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hello Chris,

Now is a good time to call.

20.287.4916

From: Christopher H Meyer
[mailto:ChrisMeyer@givenspursley.com]
Sent: Wednesday, September 16, 2020 11:12 AM
To: Saxton, Craig <Craig.Saxton@idwr.idaho.gov>
Subject: May I call you re NKWSD? [IWOV-GPDMS.FID525891]

Hello, Craig. I hope you and your family are well. Challenging times for so many.

I would like to give you a call to discuss North Kootenai Water & Sewer District water rights.

You just issued an amended NAP on 95-9129. I'd like to discuss that, and how it relates to other pending matters.

Shall I just give you a ring, or would you prefer to schedule a time?

Thanks much, my friend.

-Chris

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Thank you.

Attachment #1A: Ground Water APODs - Well Location Information (revised 10/1/2020) North Kootenai Water and Sewer District (NKWSD)										
System	PWS Number	APOD #	Well	Latitude ¹	Longitude ¹	1/4 1/4	Section	Township	Range	County
Ohio Match	1280127	1	Ohio Match 1	47°51.183N	116°45.060W	NWSE	18	52N	03W	Kootenai
		2	Ohio Match 2	47°51.183N	116°45.095W	NWSE	18	52N	03W	Kootenai
Hillside	1280095	3	Finucane	47°45.089N	116°47.021W	NWSW	24	51N	04W	Kootenai
		4	Hayden Well 1	47°45.077N	116°47.281W	NESE	23	51N	04W	Kootenai
		5	Hayden Well 2	47°45.082N	116°47.279W	NESE	23	51N	04W	Kootenai
GTE/Hayden Pines	1280257	6	Hayden Pines	47°45.008N	116°47.392W	NESE	23	51N	04W	Kootenai
		7	GTE 1	47°44.882N	116°47.836W	SWSE	23	51N	04W	Kootenai
		8	GTE 2	47°44.874N	116°47.805W	SWSE	23	51N	04W	Kootenai
Twin Lakes	1280099	9	Tree Farm 1	47°50.800N	116°51.082W	SESE	17	52N	04W	Kootenai
		10	Tree Farm 2	47°50.800N	116°51.055W	SESE	17	52N	04W	Kootenai
		11	Tree Farm 3	47°50.795N	116°51.067W	SESE	17	52N	04W	Kootenai
		12	Echo Beach	47°53.173N	116°52.533W	SENE	6	52N	04W	Kootenai
Rimrock	1280009		Lancaster 1	***Decommissioned						
		13	Lancaster 3	47°47.320N	116°48.268W	SWSW	2	51N	04W	Kootenai
		14	Lancaster 4	47°47.19"N	116°48.15"W	SWSW	2	51N	04W	Kootenai
		15	Lancaster 5	47°47.293N	116°48.260W	SWSW	2	51N	04W	Kootenai
Hayden Orchards	1280088	16	Hayden Orchard	47°46.308N	116°47.696W	NWNE	14	51N	04W	Kootenai
Chilco	1280048	17	Chilco 1	47°52.182N	116°44.623W	SENE	7	52N	03W	Kootenai
		18	Chilco 2	47°52.182N	116°44.591W	SWNW	8	52N	03W	Kootenai
Atlas Acres	1280005	19	Atlas Acres	47°49.246N	116°49.910W	NESE	28	52N	04W	Kootenai
		20	Sylte Well	47°49.882N	116°49.834W	NENE	28	52N	04W	Kootenai
Mountain View	1280123	21	Elk Street	47°43.081N	116°59.531W	SESW	32	51N	05W	Kootenai
		22	Echo Street	47°43.201N	116°59.586W	NESW	32	51N	05W	Kootenai
Meadowland Acres	1280277	23	Meadowland Acres	47°44.897N	116°54.979W	SESE	23	51N	05W	Kootenai
Valley Green	1280195	24	Valley Green	47°45.657N	116°49.064W	SWSE Lt. 7	15	51N	04W	Kootenai
East Seasons Acres	1280278	25	East Seasons Acres	47°55.061N	116°50.530W	NENW	28	53N	04W	Kootenai
Ranch Valley	1280151	26	Ranch Valley	47°48.798N	116°50.069W	SENE	33	52N	04W	Kootenai

Notes (applicable to both Attachment #1A and #1B):

1. Revised Attachments #1A and #1B are revisions of the corresponding attachments to the Application for Permit No. 95-17608, which was originally submitted on 12/11/2014 and was re-submitted on 7/24/2018.
2. The same revised attachments also are being provided in the context of licensing of Permit Nos. 95-9129, 95-9244, and 95-10019.
3. Attachment #1A contains well location information on each of the APODs. Attachment #1B contains additional well description information on each well.
4. The Lancaster 2 well (listed on Permit No. 95-12599 and Application for Permit 95-17608) has been decommissioned.
4. The Ohio Match 2 and Lancaster 5 wells have been added to the list of APODs.
5. Corrections have been made to the PLSS subdivisions and/or longitudes for the Echo Beach, Chilco 1, and Chilco 2 wells. Details of the corrections are embedded as spreadsheet comments to the changed entries.
6. A new column labeled "APOD #" has been added, providing a unique well number for each APOD.
7. Latitude and longitude were established using a handheld GPS unit. The estimated accuracy of this equipment is +/- 20 feet. Information for Lancaster 4, Ohio Match 2 and Tree Farm 3 was obtained from Google Earth. Latitude and longitude for Chilco wells 1 and 2 were checked through the use of ArcGIS Pro.