

RECEIVED

SEP 14 2020

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION/NORTH

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Ross Point Water District Phone 208.773.1120

2. MAILING ADDRESS PO Box 70 City Post Falls

State ID Zip 83877 Email danselden@hotmail.com

- ☒ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, 95-15533

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 5.5 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

[illegible]

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

All wells have flow meters and valves in the well houses

- b. Who owns the property at the point(s) of diversion? Ross Point Water District (by deed or easement)
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, *Water Rights*, *Water Right Transfers*, *File a Transfer Application*, *Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Dan Seldin
Signature of applicant or authorized agent

DAN SELDIN
Print name and title if applicable

9-11-2020
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers*, *Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

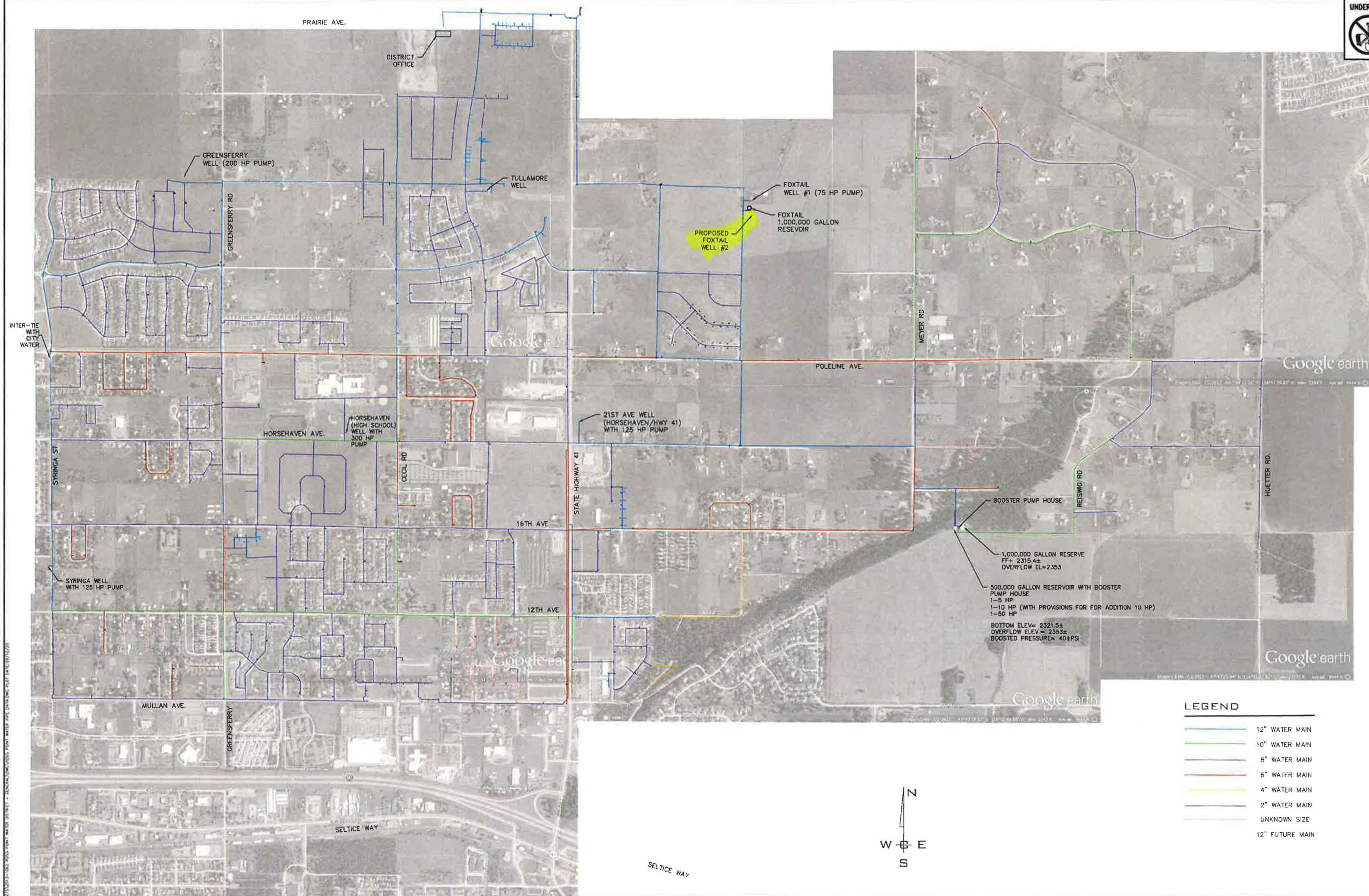
Transfer includes _____ pages of attachments. Received by AS Date 9-14-2020

Fee paid 900.00 Date 9-14-2020 Received by JA Receipt # N036419

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)



NAVD - 88
XXXX

NO.	DATE	BY	REVISIONS

SCALE:
HORIZONTAL:
VERTICAL:

PROJ #: 13-1062
DATE: 02/28/17
DRAWN:
REVIEWED: RDK

CIVIL
STRUCTURAL
SURVEYING
TRAFFIC
PLANNING
LANDSCAPE
OTHER

WCE
WHIPPLE CONSULTING ENGINEERS
2528 NORTH SULLIVAN ROAD
SPOKANE VALLEY, IDAHO 83216
PH: 509-693-2617 FAX: 509-926-9227

**ROSS POINT WATER DISTRICT
BASE MAP
POST FALLS, ID**

SHEET

JOB NUMBER
13-1062

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 95-4088

Current Owner: ROSS POINT WATER DISTRICT

Priority Date: 12/31/1952

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

MUNICIPAL

01/01 to 12/31

0.62 CFS

Total Diversion

0.62 CFS

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4

Sec. 26, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NE1/4SE1/4

Sec. 25, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NW1/4SE1/4

Sec. 30, Twp 51N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

L1(NW1/4NW1/4)

Sec. 31, Twp 51N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

NE1/4SW1/4

Sec. 35, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NE1/4NW1/4

Sec. 36, Twp 51N, Rge 05W B.M.

KOOTENAI County

Place of Use

MUNICIPAL Within KOOTENAI County

T50N R04W S4	Lot 4	NWNW
T50N R04W S5	Lot 1	NENE
T50N R04W S5		SWNE
T50N R04W S5	Lot 3	NENW
T50N R04W S5		SWNW
T50N R04W S6	Lot 4	NWNW
T50N R05W S1	Lot 6	NWNE
T50N R05W S1	Lot 8	NWNW
T50N R05W S2	Lot 2	NWNE
T51N R04W S19	Lot 3	NWSW
T51N R04W S19		SESW
T51N R04W S29		SENE

T50N R04W S4		SWNW
T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SENE
T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SENW
T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 7	NENW
T50N R05W S2	Lot 1	NENE
T51N R04W S19		NESW
T51N R04W S19	Lot 4	SWSW
T51N R04W S29		SWNE
T51N R04W S29		NENW

T51N R04W S29		NWNW	T51N R04W S29		SWNW
T51N R04W S29		SENW	T51N R04W S29		NESW
T51N R04W S29		NWSW	T51N R04W S29		SWSW
T51N R04W S29		SESW	T51N R04W S29		NESE
T51N R04W S29		NWSE	T51N R04W S29		SWSE
T51N R04W S29		SESE	T51N R04W S30		NENE
T51N R04W S30		SWNE	T51N R04W S30		SENE
T51N R04W S30		NENW	T51N R04W S30	Lot 1	NWNW
T51N R04W S30	Lot 2	SWNW	T51N R04W S30		SENW
T51N R04W S30		NESW	T51N R04W S30	Lot 3	NWSW
T51N R04W S30	Lot 4	SWSW	T51N R04W S30		SESW
T51N R04W S30		NESE	T51N R04W S30		NWSE
T51N R04W S30		SWSE	T51N R04W S30		SESE
T51N R04W S31		NENE	T51N R04W S31		NWNE
T51N R04W S31		SWNE	T51N R04W S31		SENE
T51N R04W S31		NENW	T51N R04W S31	Lot 1	NWNW
T51N R04W S31	Lot 2	SWNW	T51N R04W S31		SENW
T51N R04W S31		NESW	T51N R04W S31	Lot 3	NWSW
T51N R04W S31	Lot 4	SWSW	T51N R04W S31		SESW
T51N R04W S31		NESE	T51N R04W S31		NWSE
T51N R04W S31		SWSE	T51N R04W S31		SESE
T51N R04W S32		NENE	T51N R04W S32		NWNE
T51N R04W S32		SWNE	T51N R04W S32		SENE
T51N R04W S32		NENW	T51N R04W S32		NWNW
T51N R04W S32		SWNW	T51N R04W S32		SENW
T51N R04W S32		NESW	T51N R04W S32		NWSW
T51N R04W S32		SWSW	T51N R04W S32		SESW
T51N R04W S32		NESE	T51N R04W S32		NWSE
T51N R04W S32		SWSE	T51N R04W S32		SESE
T51N R04W S33		NWNW	T51N R04W S33		SWNW
T51N R04W S33		NWSW	T51N R04W S33		SWSW
T51N R05W S24		NESE	T51N R05W S24		NWSE
T51N R05W S24		SWSE	T51N R05W S24		SESE
T51N R05W S25		NENE	T51N R05W S25		NWNE
T51N R05W S25		SWNE	T51N R05W S25		SENE
T51N R05W S25		SENW	T51N R05W S25		NESW
T51N R05W S25		NWSW	T51N R05W S25		SWSW
T51N R05W S25		SESW	T51N R05W S25		NESE
T51N R05W S25		NWSE	T51N R05W S25		SWSE
T51N R05W S25		SESE	T51N R05W S26		NESE
T51N R05W S26		NWSE	T51N R05W S26		SWSE
T51N R05W S26		SESE	T51N R05W S35		NENE
T51N R05W S35		NWNE	T51N R05W S35		SWNE
T51N R05W S35	Lot 1	SENE	T51N R05W S35	Lot 4	SENE
T51N R05W S35		SESW	T51N R05W S35	Lot 2	NESE
T51N R05W S35	Lot 5	NESE	T51N R05W S35		NWSE
T51N R05W S35		SWSE	T51N R05W S35	Lot 3	SESE
T51N R05W S35	Lot 6	SESE	T51N R05W S36		NENE

T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
2. 174 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.
3. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
4. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
7. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
10. 004 This right does not grant any right-of-way or easement across the land of another.

Decreed Date: 11/8/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 95-7258

Current Owner: ROSS POINT WATER DISTRICT
Priority Date: 2/20/1973
Origin: Water Right
Status: Active
Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.03 CFS	692.6 AF
	<u>Total Diversion</u>	1.03 CFS	692.6 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 25,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 31,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SW1/4	Sec. 35,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NE1/4NW1/4	Sec. 36,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				

Place of Use**MUNICIPAL Within KOOTENAI County**

T50N R04W S4	Lot 4	NWNW	T50N R04W S4		SWNW
T50N R04W S5	Lot 1	NENE	T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SWNE	T50N R04W S5		SENE
T50N R04W S5	Lot 3	NENW	T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SWNW	T50N R04W S5		SENW
T50N R04W S6	Lot 4	NWNW	T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 6	NWNE	T50N R05W S1	Lot 7	NENW
T50N R05W S1	Lot 8	NWNW	T50N R05W S2	Lot 1	NENE
T50N R05W S2	Lot 2	NWNE	T51N R04W S19		NESW
T51N R04W S19	Lot 3	NWSW	T51N R04W S19	Lot 4	SWSW
T51N R04W S19		SESW	T51N R04W S29		SWNE
T51N R04W S29		SENE	T51N R04W S29		NENW

Page _____ of _____

T51N R04W S29		NWNW
T51N R04W S29		SESW
T51N R04W S29		NWSW
T51N R04W S29		SESW
T51N R04W S29		NWSE
T51N R04W S29		SESE
T51N R04W S30		SWNE
T51N R04W S30		NENW
T51N R04W S30	Lot 2	SWNW
T51N R04W S30		NESW
T51N R04W S30	Lot 4	SWSW
T51N R04W S30		NESE
T51N R04W S30		SWSE
T51N R04W S31		NENE
T51N R04W S31		SWNE
T51N R04W S31		NENW
T51N R04W S31	Lot 2	SWNW
T51N R04W S31		NESW
T51N R04W S31	Lot 4	SWSW
T51N R04W S31		NESE
T51N R04W S31		SWSE
T51N R04W S32		NENE
T51N R04W S32		SWNE
T51N R04W S32		NENW
T51N R04W S32		SWNW
T51N R04W S32		NESW
T51N R04W S32		SWSW
T51N R04W S32		NESE
T51N R04W S32		SWSE
T51N R04W S33		NWNW
T51N R04W S33		NWSW
T51N R05W S24		NESE
T51N R05W S24		SWSE
T51N R05W S25		NENE
T51N R05W S25		SWNE
T51N R05W S25		SESW
T51N R05W S25		NWSW
T51N R05W S25		SESW
T51N R05W S25		NWSE
T51N R05W S25		SESE
T51N R05W S26		NWSE
T51N R05W S26		SESE
T51N R05W S35		NWNE
T51N R05W S35	Lot 1	SENE
T51N R05W S35		SESW
T51N R05W S35	Lot 5	NESE
T51N R05W S35		SWSE
T51N R05W S35	Lot 6	SESE

T51N R04W S29		SWNW
T51N R04W S29		NESW
T51N R04W S29		SWSW
T51N R04W S29		NESE
T51N R04W S29		SWSE
T51N R04W S30		NENE
T51N R04W S30		SENE
T51N R04W S30	Lot 1	NWNW
T51N R04W S30		SESW
T51N R04W S30	Lot 3	NWSW
T51N R04W S30		SESW
T51N R04W S30		NWSE
T51N R04W S30		SESE
T51N R04W S31		NWNE
T51N R04W S31		SENE
T51N R04W S31	Lot 1	NWNW
T51N R04W S31		SESW
T51N R04W S31	Lot 3	NWSW
T51N R04W S31		SESW
T51N R04W S31		NWSE
T51N R04W S31		SESE
T51N R04W S32		NWNE
T51N R04W S32		SENE
T51N R04W S32		NWNW
T51N R04W S32		SESW
T51N R04W S32		NWSW
T51N R04W S32		SESW
T51N R04W S32		NWSE
T51N R04W S32		SESE
T51N R04W S33		SWNW
T51N R04W S33		SWSW
T51N R05W S24		NWSE
T51N R05W S24		SESE
T51N R05W S25		NWNE
T51N R05W S25		SENE
T51N R05W S25		NESW
T51N R05W S25		SWSW
T51N R05W S25		NESE
T51N R05W S25		SWSE
T51N R05W S26		NESE
T51N R05W S26		SWSE
T51N R05W S35		NENE
T51N R05W S35		SWNE
T51N R05W S35	Lot 4	SENE
T51N R05W S35	Lot 2	NESE
T51N R05W S35		NWSE
T51N R05W S35	Lot 3	SESE
T51N R05W S36		NENE

T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
2. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
3. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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7. 174 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. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
9. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
10. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.

Decreed Date: 11/8/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 95-7698

Current Owner: ROSS POINT WATER DISTRICT
Priority Date: 2/18/1977
Origin: Water Right
Status: Active
Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.25 CFS	213 AF
	<u>Total Diversion</u>	1.25 CFS	213 AF

Location of Point(s) of Diversion

GROUND WATER	L1(NW1/4NW1/4)	Sec. 31,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SE1/4	Sec. 25,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SW1/4	Sec. 35,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NE1/4NW1/4	Sec. 36,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				

Place of Use**MUNICIPAL Within KOOTENAI County**

T50N R04W S4	Lot 4	NWNW	T50N R04W S4		SWNW
T50N R04W S5	Lot 1	NENE	T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SWNE	T50N R04W S5		SENE
T50N R04W S5	Lot 3	NENW	T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SWNW	T50N R04W S5		SENW
T50N R04W S6	Lot 4	NWNW	T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 6	NWNE	T50N R05W S1	Lot 7	NENW
T50N R05W S1	Lot 8	NWNW	T50N R05W S2	Lot 1	NENE
T50N R05W S2	Lot 2	NWNE	T51N R04W S19		NESW
T51N R04W S19	Lot 3	NWSW	T51N R04W S19	Lot 4	SWSW
T51N R04W S19		SESW	T51N R04W S29		SWNE
T51N R04W S29		SENE	T51N R04W S29		NENW

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T51N R04W S29		NWNW	T51N R04W S29		SWNW
T51N R04W S29		SENW	T51N R04W S29		NESW
T51N R04W S29		NWSW	T51N R04W S29		SWSW
T51N R04W S29		SESW	T51N R04W S29		NESE
T51N R04W S29		NWSE	T51N R04W S29		SWSE
T51N R04W S29		SESE	T51N R04W S30		NENE
T51N R04W S30		SWNE	T51N R04W S30		SENE
T51N R04W S30		NENW	T51N R04W S30	Lot 1	NWNW
T51N R04W S30	Lot 2	SWNW	T51N R04W S30		SENW
T51N R04W S30		NESW	T51N R04W S30	Lot 3	NWSW
T51N R04W S30	Lot 4	SWSW	T51N R04W S30		SESW
T51N R04W S30		NESE	T51N R04W S30		NWSE
T51N R04W S30		SWSE	T51N R04W S30		SESE
T51N R04W S31		NENE	T51N R04W S31		NWNE
T51N R04W S31		SWNE	T51N R04W S31		SENE
T51N R04W S31		NENW	T51N R04W S31	Lot 1	NWNW
T51N R04W S31	Lot 2	SWNW	T51N R04W S31		SENW
T51N R04W S31		NESW	T51N R04W S31	Lot 3	NWSW
T51N R04W S31	Lot 4	SWSW	T51N R04W S31		SESW
T51N R04W S31		NESE	T51N R04W S31		NWSE
T51N R04W S31		SWSE	T51N R04W S31		SESE
T51N R04W S32		NENE	T51N R04W S32		NWNE
T51N R04W S32		SWNE	T51N R04W S32		SENE
T51N R04W S32		NENW	T51N R04W S32		NWNW
T51N R04W S32		SWNW	T51N R04W S32		SENW
T51N R04W S32		NESW	T51N R04W S32		NWSW
T51N R04W S32		SWSW	T51N R04W S32		SESW
T51N R04W S32		NESE	T51N R04W S32		NWSE
T51N R04W S32		SWSE	T51N R04W S32		SESE
T51N R04W S33		NWNW	T51N R04W S33		SWNW
T51N R04W S33		NWSW	T51N R04W S33		SWSW
T51N R05W S24		NESE	T51N R05W S24		NWSE
T51N R05W S24		SWSE	T51N R05W S24		SESE
T51N R05W S25		NENE	T51N R05W S25		NWNE
T51N R05W S25		SWNE	T51N R05W S25		SENE
T51N R05W S25		SENW	T51N R05W S25		NESW
T51N R05W S25		NWSW	T51N R05W S25		SWSW
T51N R05W S25		SESW	T51N R05W S25		NESE
T51N R05W S25		NWSE	T51N R05W S25		SWSE
T51N R05W S25		SESE	T51N R05W S26		NESE
T51N R05W S26		NWSE	T51N R05W S26		SWSE
T51N R05W S26		SESE	T51N R05W S35		NENE
T51N R05W S35		NWNE	T51N R05W S35		SWNE
T51N R05W S35	Lot 1	SENE	T51N R05W S35	Lot 4	SENE
T51N R05W S35		SESW	T51N R05W S35	Lot 2	NESE
T51N R05W S35	Lot 5	NESE	T51N R05W S35		NWSE
T51N R05W S35		SWSE	T51N R05W S35	Lot 3	SESE
T51N R05W S35	Lot 6	SESE	T51N R05W S36		NENE

T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
2. 004 This right does not grant any right-of-way or easement across the land of another.
3. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
4. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
5. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
6. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
7. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9. 174 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.
10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. 205 The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

Decreed Date: 11/8/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 95-8477

Current Owner: ROSS POINT WATER DISTRICT
Priority Date: 5/1/1985
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	2.51 CFS	925 AF
	<u>Total Diversion</u>	2.51 CFS	925 AF

Location of Point(s) of Diversion

GROUND WATER	L1(NW1/4NW1/4)	Sec. 31,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SE1/4	Sec. 25,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SW1/4	Sec. 35,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NE1/4NW1/4	Sec. 36,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				

Place of Use**MUNICIPAL Within KOOTENAI County**

T50N R04W S4	Lot 4	NWNW	T50N R04W S4		SWNW
T50N R04W S5	Lot 1	NENE	T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SWNE	T50N R04W S5		SENE
T50N R04W S5	Lot 3	NENW	T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SWNW	T50N R04W S5		SENW
T50N R04W S6	Lot 4	NWNW	T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 6	NWNE	T50N R05W S1	Lot 7	NENW
T50N R05W S1	Lot 8	NWNW	T50N R05W S2	Lot 1	NENE
T50N R05W S2	Lot 2	NWNE	T51N R04W S19		NESW
T51N R04W S19	Lot 3	NWSW	T51N R04W S19	Lot 4	SWSW
T51N R04W S19		SESW	T51N R04W S29		SWNE
T51N R04W S29		SENE	T51N R04W S29		NENW

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T51N R04W S29		NWNW
T51N R04W S29		SENW
T51N R04W S29		NWSW
T51N R04W S29		SESW
T51N R04W S29		NWSE
T51N R04W S29		SESE
T51N R04W S30		SWNE
T51N R04W S30		NENW
T51N R04W S30	Lot 2	SWNW
T51N R04W S30		NESW
T51N R04W S30	Lot 4	SWSW
T51N R04W S30		NESE
T51N R04W S30		SWSE
T51N R04W S31		NENE
T51N R04W S31		SWNE
T51N R04W S31		NENW
T51N R04W S31	Lot 2	SWNW
T51N R04W S31		NESW
T51N R04W S31	Lot 4	SWSW
T51N R04W S31		NESE
T51N R04W S31		SWSE
T51N R04W S32		NENE
T51N R04W S32		SWNE
T51N R04W S32		NENW
T51N R04W S32		SWNW
T51N R04W S32		NESW
T51N R04W S32		SWSW
T51N R04W S32		NESE
T51N R04W S32		SWSE
T51N R04W S33		NWNW
T51N R04W S33		NWSW
T51N R05W S24		NESE
T51N R05W S24		SWSE
T51N R05W S25		NENE
T51N R05W S25		SWNE
T51N R05W S25		SENW
T51N R05W S25		NWSW
T51N R05W S25		SESW
T51N R05W S25		NWSE
T51N R05W S25		SESE
T51N R05W S26		NWSE
T51N R05W S26		SESE
T51N R05W S35		NWNE
T51N R05W S35	Lot 1	SENE
T51N R05W S35		SESW
T51N R05W S35	Lot 5	NESE
T51N R05W S35		SWSE
T51N R05W S35	Lot 6	SESE

T51N R04W S29		SWNW
T51N R04W S29		NESW
T51N R04W S29		SWSW
T51N R04W S29		NESE
T51N R04W S29		SWSE
T51N R04W S30		NENE
T51N R04W S30		SENE
T51N R04W S30	Lot 1	NWNW
T51N R04W S30		SENW
T51N R04W S30	Lot 3	NWSW
T51N R04W S30		SESW
T51N R04W S30		NWSE
T51N R04W S30		SESE
T51N R04W S31		NWNE
T51N R04W S31		SENE
T51N R04W S31	Lot 1	NWNW
T51N R04W S31		SENW
T51N R04W S31	Lot 3	NWSW
T51N R04W S31		SESW
T51N R04W S31		NWSE
T51N R04W S31		SESE
T51N R04W S32		NWNE
T51N R04W S32		SENE
T51N R04W S32		NWNW
T51N R04W S32		SENW
T51N R04W S32		NWSW
T51N R04W S32		SESW
T51N R04W S32		NWSE
T51N R04W S32		SESE
T51N R04W S33		SWNW
T51N R04W S33		SWSW
T51N R05W S24		NWSE
T51N R05W S24		SESE
T51N R05W S25		NWNE
T51N R05W S25		SENE
T51N R05W S25		NESW
T51N R05W S25		SWSW
T51N R05W S25		NESE
T51N R05W S25		SWSE
T51N R05W S26		NESE
T51N R05W S26		SWSE
T51N R05W S35		NENE
T51N R05W S35		SWNE
T51N R05W S35	Lot 4	SENE
T51N R05W S35	Lot 2	NESE
T51N R05W S35		NWSE
T51N R05W S35	Lot 3	SESE
T51N R05W S36		NENE

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T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
2. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
3. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
4. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. 174 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.
7. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
8. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Decreed Date: 11/8/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 95-9009

Current Owner: ROSS POINT WATER DISTRICT
Priority Date: 2/12/1999
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

MUNICIPAL 01/01 to 12/31
Total Diversion

5.25 CFS
5.25 CFS

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 25,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	SE1/4NE1/4	Sec. 26,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	L1(NW1/4NW1/4)	Sec. 31,	Twp 51N,	Rge 04W B.M.
KOOTENAI County				
GROUND WATER	NE1/4SW1/4	Sec. 35,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				
GROUND WATER	NE1/4NW1/4	Sec. 36,	Twp 51N,	Rge 05W B.M.
KOOTENAI County				

Place of Use

MUNICIPAL Within KOOTENAI County

T50N R04W S4	Lot 4	NWNW	T50N R04W S4		SWNW
T50N R04W S5	Lot 1	NENE	T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SWNE	T50N R04W S5		SENE
T50N R04W S5	Lot 3	NENW	T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SWNW	T50N R04W S5		SENW
T50N R04W S6	Lot 4	NWNW	T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 6	NWNE	T50N R05W S1	Lot 7	NENW
T50N R05W S1	Lot 8	NWNW	T50N R05W S2	Lot 1	NENE
T50N R05W S2	Lot 2	NWNE	T51N R04W S19		NESW
T51N R04W S19	Lot 3	NWSW	T51N R04W S19	Lot 4	SWSW
T51N R04W S19		SESW	T51N R04W S29		SWNE
T51N R04W S29		SENE	T51N R04W S29		NENW

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T51N R04W S29		NWNW
T51N R04W S29		SENW
T51N R04W S29		NWSW
T51N R04W S29		SESW
T51N R04W S29		NWSE
T51N R04W S29		SESE
T51N R04W S30		SWNE
T51N R04W S30		NENW
T51N R04W S30	Lot 2	SWNW
T51N R04W S30		NESW
T51N R04W S30	Lot 4	SWSW
T51N R04W S30		NESE
T51N R04W S30		SWSE
T51N R04W S31		NENE
T51N R04W S31		SWNE
T51N R04W S31		NENW
T51N R04W S31	Lot 2	SWNW
T51N R04W S31		NESW
T51N R04W S31	Lot 4	SWSW
T51N R04W S31		NESE
T51N R04W S31		SWSE
T51N R04W S32		NENE
T51N R04W S32		SWNE
T51N R04W S32		NENW
T51N R04W S32		SWNW
T51N R04W S32		NESW
T51N R04W S32		SWSW
T51N R04W S32		NESE
T51N R04W S32		SWSE
T51N R04W S33		NWNW
T51N R04W S33		NWSW
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T51N R05W S24		SWSE
T51N R05W S25		NENE
T51N R05W S25		SWNE
T51N R05W S25		SENW
T51N R05W S25		NWSW
T51N R05W S25		SESW
T51N R05W S25		NWSE
T51N R05W S25		SESE
T51N R05W S26		NWSE
T51N R05W S26		SESE
T51N R05W S35		NWNE
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T51N R05W S35		SESW
T51N R05W S35	Lot 5	NESE
T51N R05W S35		SWSE
T51N R05W S35	Lot 6	SESE

T51N R04W S29		SWNW
T51N R04W S29		NESW
T51N R04W S29		SWSW
T51N R04W S29		NESE
T51N R04W S29		SWSE
T51N R04W S30		NENE
T51N R04W S30		SENE
T51N R04W S30	Lot 1	NWNW
T51N R04W S30		SENW
T51N R04W S30	Lot 3	NWSW
T51N R04W S30		SESW
T51N R04W S30		NWSE
T51N R04W S30		SESE
T51N R04W S31		NWNE
T51N R04W S31		SENE
T51N R04W S31	Lot 1	NWNW
T51N R04W S31		SENW
T51N R04W S31	Lot 3	NWSW
T51N R04W S31		SESW
T51N R04W S31		NWSE
T51N R04W S31		SESE
T51N R04W S32		NWNE
T51N R04W S32		SENE
T51N R04W S32		NWNW
T51N R04W S32		SENW
T51N R04W S32		NWSW
T51N R04W S32		SESW
T51N R04W S32		NWSE
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T51N R04W S33		SWNW
T51N R04W S33		SWSW
T51N R05W S24		NWSE
T51N R05W S24		SESE
T51N R05W S25		NWNE
T51N R05W S25		SENE
T51N R05W S25		NESW
T51N R05W S25		SWSW
T51N R05W S25		NESE
T51N R05W S25		SWSE
T51N R05W S26		NESE
T51N R05W S26		SWSE
T51N R05W S35		NENE
T51N R05W S35		SWNE
T51N R05W S35	Lot 4	SENE
T51N R05W S35	Lot 2	NESE
T51N R05W S35		NWSE
T51N R05W S35	Lot 3	SESE
T51N R05W S36		NENE

T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
2. 004 This right does not grant any right-of-way or easement across the land of another.
3. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
4. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
5. X64 This right authorizes 5.25 cfs for reasonably anticipated future needs for a 20 year planning horizon within the service area pursuant to Section 42-202(2) Idaho Code.
6. 174 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.
7. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
8. 109 The full system capacity necessary to provide water for the reasonably anticipated future needs authorized under this right must be used by the end of the designated planning horizon.
9. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
10. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
11. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.

Decreed Date: 11/8/2019

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 95-15533

Current Owner: ROSS POINT WATER DISTRICT
Priority Date: 2/8/1955
Origin: Adjudication Recommendation
Status: Active
Basis: License

Source

GROUND WATER

Tributary**Beneficial Use****From To****Diversion Rate****Annual Volume**

MUNICIPAL

01/01 to 12/31

2.85 CFS

549 AF

Total Diversion

2.85 CFS

549 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4

Sec. 30, Twp 51N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

L1(NW1/4NW1/4)

Sec. 31, Twp 51N, Rge 04W B.M.

KOOTENAI County

GROUND WATER

SE1/4NE1/4

Sec. 26, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NE1/4SE1/4

Sec. 25, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NE1/4SW1/4

Sec. 35, Twp 51N, Rge 05W B.M.

KOOTENAI County

GROUND WATER

NE1/4NW1/4

Sec. 36, Twp 51N, Rge 05W B.M.

KOOTENAI County

Place of Use**MUNICIPAL Within KOOTENAI County**

T50N R04W S4	Lot 4	NWNW
T50N R04W S5	Lot 1	NENE
T50N R04W S5		SWNE
T50N R04W S5	Lot 3	NENW
T50N R04W S5		SWNW
T50N R04W S6	Lot 4	NWNW
T50N R05W S1	Lot 6	NWNE
T50N R05W S1	Lot 8	NWNW
T50N R05W S2	Lot 2	NWNE
T51N R04W S19	Lot 3	NWSW
T51N R04W S19		SESW
T51N R04W S29		SENE

T50N R04W S4		SWNW
T50N R04W S5	Lot 2	NWNE
T50N R04W S5		SENE
T50N R04W S5	Lot 4	NWNW
T50N R04W S5		SENW
T50N R05W S1	Lot 5	NENE
T50N R05W S1	Lot 7	NENW
T50N R05W S2	Lot 1	NENE
T51N R04W S19		NESW
T51N R04W S19	Lot 4	SWSW
T51N R04W S29		SWNE
T51N R04W S29		NENW

Page _____ of _____

T51N R04W S29		NWNW
T51N R04W S29		SENW
T51N R04W S29		NWSW
T51N R04W S29		SESW
T51N R04W S29		NWSE
T51N R04W S29		SESE
T51N R04W S30		SWNE
T51N R04W S30		NENW
T51N R04W S30	Lot 2	SWNW
T51N R04W S30		NESW
T51N R04W S30	Lot 4	SWSW
T51N R04W S30		NESE
T51N R04W S30		SWSE
T51N R04W S31		NENE
T51N R04W S31		SWNE
T51N R04W S31		NENW
T51N R04W S31	Lot 2	SWNW
T51N R04W S31		NESW
T51N R04W S31	Lot 4	SWSW
T51N R04W S31		NESE
T51N R04W S31		SWSE
T51N R04W S32		NENE
T51N R04W S32		SWNE
T51N R04W S32		NENW
T51N R04W S32		SWNW
T51N R04W S32		NESW
T51N R04W S32		SWSW
T51N R04W S32		NESE
T51N R04W S32		SWSE
T51N R04W S33		NWNW
T51N R04W S33		NWSW
T51N R05W S24		NESE
T51N R05W S24		SWSE
T51N R05W S25		NENE
T51N R05W S25		SWNE
T51N R05W S25		SENW
T51N R05W S25		NWSW
T51N R05W S25		SESW
T51N R05W S25		NWSE
T51N R05W S25		SESE
T51N R05W S26		NWSE
T51N R05W S26		SESE
T51N R05W S35		NWNE
T51N R05W S35	Lot 1	SENE
T51N R05W S35		SESW
T51N R05W S35	Lot 5	NESE
T51N R05W S35		SWSE
T51N R05W S35	Lot 6	SESE

T51N R04W S29		SWNW
T51N R04W S29		NESW
T51N R04W S29		SWSW
T51N R04W S29		NESE
T51N R04W S29		SWSE
T51N R04W S30		NENE
T51N R04W S30		SENE
T51N R04W S30	Lot 1	NWNW
T51N R04W S30		SENW
T51N R04W S30	Lot 3	NWSW
T51N R04W S30		SESW
T51N R04W S30		NWSE
T51N R04W S30		SESE
T51N R04W S31		NWNE
T51N R04W S31		SENE
T51N R04W S31	Lot 1	NWNW
T51N R04W S31		SENW
T51N R04W S31	Lot 3	NWSW
T51N R04W S31		SESW
T51N R04W S31		NWSE
T51N R04W S31		SESE
T51N R04W S32		NWNE
T51N R04W S32		SENE
T51N R04W S32		NWNW
T51N R04W S32		SENW
T51N R04W S32		NWSW
T51N R04W S32		SESW
T51N R04W S32		NWSE
T51N R04W S32		SESE
T51N R04W S33		SWNW
T51N R04W S33		SWSW
T51N R05W S24		NWSE
T51N R05W S24		SESE
T51N R05W S25		NWNE
T51N R05W S25		SENE
T51N R05W S25		NESW
T51N R05W S25		SWSW
T51N R05W S25		NESE
T51N R05W S25		SWSE
T51N R05W S26		NESE
T51N R05W S26		SWSE
T51N R05W S35		NENE
T51N R05W S35		SWNE
T51N R05W S35	Lot 4	SENE
T51N R05W S35	Lot 2	NESE
T51N R05W S35		NWSE
T51N R05W S35	Lot 3	SESE
T51N R05W S36		NENE

Page _____ of _____

T51N R05W S36		NWNE	T51N R05W S36	Lot 3	SWNE
T51N R05W S36	Lot 7	SWNE	T51N R05W S36	Lot 4	SENE
T51N R05W S36	Lot 6	SENE	T51N R05W S36		NENW
T51N R05W S36		NWNW	T51N R05W S36	Lot 1	SWNW
T51N R05W S36	Lot 9	SWNW	T51N R05W S36	Lot 2	SENW
T51N R05W S36	Lot 8	SENW	T51N R05W S36		NESW
T51N R05W S36		NWSW	T51N R05W S36		SWSW
T51N R05W S36		SESW	T51N R05W S36	Lot 5	NESE
T51N R05W S36	Lot 10	NESE	T51N R05W S36		NWSE
T51N R05W S36		SWSE	T51N R05W S36	Lot 5	SESE
T51N R05W S36	Lot 11	SESE			

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. T22 Failure of the right holder to comply with the conditions of Transfer No. 81573 is cause for the Director to rescind approval of the transfer.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. T21 The right holder shall accomplish the change authorized by Transfer No. 81573 by June 26, 2018.
5. 126 Place of use is within the service area of Ross Point Water District as provided for under Idaho law. The place of use is generally located within Township 50 North, Range 4 West, Section 5, Township 51 North, Range 4 West, Sections 19, 29, 30, 31, 32, and Township 51 North, Range 5 West, Sections 24, 25, 26, 35, and 36.
6. 174 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.
7. 205 The approval of Transfer No. 81573 redefined all of the elements of this water right, and the new use of water authorized by Transfer No. 81573l shall constitute the full extent of the right.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. 175 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 Section 42-701, Idaho Code, and/or the management plan for the Rathdrum Prairie Ground Water Management Area.
10. 01R When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
11. F06 The following rights are diverted through the points of diversion described above: 95-4088, 95-7258, 95-7698, 95-8477, 95-9009, and 95-15533.

ROSS POINT WATER DISTRICT

RECEIVED
SEP 14 2020
IDWR / NORTH

September 11, 2020

To Whom It May Concern:

Dan Selden is authorized to sign legal documents for the Ross Point Water District.

If you have any questions please feel free to call the office at 208-773-1120. Thank you.

Sincerely,



Christine Waller
Office Manager



Alleman, Tammy

From: Alleman, Tammy
Sent: Friday, September 25, 2020 11:16 AM
To: 'Chantilly.Higbee@deq.idaho.gov'; 'Anna.Moody@deq.idaho.gov'
Subject: Request for Comments Transfer #84394 WR#95-4088, 95-7258, 95-7698, 95-8477, 95-9009, 95-15533

Dear Interested Agencies:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced Water Right applications. You can find copies of the applications 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 October 19th, 2020.

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

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*



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

September 24, 2020

ROSS POINT WATER DISTRICT
PO BOX 70
POST FALLS, ID 83877-0070

RE: Transfer No. 84394

Water Right No(s). 95-15533, 95-4088, 95-7258, 95-7698, 95-8477, 95-9009

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 COEUR D ALENE PRESS on 10/1/2020 and 10/8/2020. 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, September 24, 2020 1:19 PM
To: 'LEGALS@CDAPRESS.COM'
Subject: Legal Notice
Attachments: Legal Notice for Transfer, Amendment & Water Rights.docx

Please publish the enclosed legal notice in the **Coeur d'Alene Press** on the dates indicated **October 1st & October 8th, 2020** (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 **October 19th, 2020**. Your cooperation is appreciated.

Thank you,

Tammy

*Tammy Alleman
Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815-7763
Phone: (208) 762-2800
Fax (208) 762-2819*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 84394

ROSS POINT WATER DISTRICT, PO BOX 70, POST FALLS, ID 83877-0070 has filed Application No. 84394 for changes to the following water rights within KOOTENAI County(s): Right No(s). 95-15533, 95-4088, 95-7258, 95-7698, 95-8477, 95-9009; 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 add a well to the Ross Point Water District's existing groundwater rights in the NWSE of Section 30, Twp 51N, Rge 04W.

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 10/19/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/1/2020 and 10/8/2020

The following application has been filed to amend Permit to Appropriate Water:

95-17905

WOODLAND AT FROSTY PINE LLC

3835 BECKON RIDGE RD

COEUR D ALENE, ID 83814-0092

Point of Diversion SWNW

S17 T50N R03W

KOOTENAI County

Source GROUND WATER

Point of Diversion SENW

S17 T50N R03W

KOOTENAI County

Source GROUND WATER

Point of Diversion NENW

S17 T50N R03W

KOOTENAI County

Source GROUND WATER

Use: DOMESTIC

01/01 to 12/31 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 11/13/2019

Place Of Use: DOMESTIC

T50N R03W S17 SENW

This amendment of permit proposes to add a third point of diversion to the applicants existing permit. The permitted diversion rate, nature of use, and place of use will remain the same.

The following applications have been filed to appropriate the public waters of the State of Idaho:

95-18002

JUSTIN L BYBEE

TRACEY M BYBEE

11483 S KATEY CT

SANDY, UT 84092-5467

Point of Diversion NWSW

S8 T53N R04W

KOOTENAI County

Source SPIRIT LAKE

Tributary SPIRIT CREEK

Use: DOMESTIC

01/01 to 12/31 0.06 CFS

Use: STOCKWATER

01/01 to 12/31 0.02 CFS

Total Diversion: 0.08 CFS

Date Filed: 09-10-2020

Place Of Use: DOMESTIC, STOCKWATER

T53N R04W S8

L2(NWSW)

95-18004

WHITNEY TRUST

814 PACIFIC AVE

MANHATTAN BCH, CA 90266-5850

Point of Diversion NESW

S13 T49N R04W

KOOTENAI County

Source COEUR D ALENE LAKE

Tributary SPOKANE RIVER

Use: DOMESTIC

01/01 to 12/31 0.06 CFS

Use: IRRIGATION

03/15 to 11/15 0.03 CFS

Total Diversion: 0.06 CFS

Date Filed: 09-17-2020

Place Of Use: DOMESTIC
T49N R04W S13
NESW,L2(NESW)
Place Of Use: IRRIGATION
T49N R04W S13
L2(NESW),NESW
Total Acres: 1.7

95-18005

PAUL AND SUSAN FINNEY REVOCABLE INTER VIVOS TRUST
PAUL & SUSAN FINNEY TRUSTEES
7041 S EDDYVILLE RD
HARRISON, ID 83833
Point of Diversion L5(NWSW)
S4 T49N R03W
KOOTENAI County
Source COEUR D ALENE LAKE
Tributary SPOKANE RIVER
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.05 CFS
Date Filed: 09-17-2020
Place Of Use: IRRIGATION
T49N R03W S4
L5(NWSW)
Total Acres: 1.5

95-18007

THE SOLOMON FOUNDATION
16965 PINE LN STE 200
PARKER, CO 80134
Point of Diversion L4(ENE)
S36 T51N R05W
KOOTENAI County
Source GROUND WATER
Use: IRRIGATION
03/15 to 11/15
Total Diversion: 0.12 CFS
12 AF
Date Filed: 09-17-2020
Place Of Use: IRRIGATION
T51N R05W S36
L4(ENE)
Total Acres: 4

95-18009

ALFRED SCARTH
SUZAN D SCARTH
302 S MADISON RD
POST FALLS, ID 83854-9458
Point of Diversion L4(NWSW)
S8 T50N R05W
KOOTENAI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
Total Diversion: 0.06 CFS
Date Filed: 09-24-2020
Place Of Use: DOMESTIC
T50N R05W S8
L4(NWSW),L3(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 10/19/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/1/2020 and 10/8/2020

MEMORANDUM

Date: September 22, 2020

To: Transfer 84394

From: Luke Bates 

Re: Legal Notice Remarks

This transfer proposes to add a well to the Ross Point Water District's existing groundwater rights in the NWSE of Section 30, Twp 51N, Rge 04W.

MEMORANDUM

Date: September 22, 2020

To: Transfer 84394

From: Luke Bates *jsb*

Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
9/22/2020

Authority to File: Dan Selden, District Manager, is authorized to sign documents on behalf of Ross Point Water District.

Water Right Validity: All water rights are valid and have been partially decreed in the CRSBA.

Injury to Other Water Rights: Injury is not anticipated due to the high transmissivity of the Rathdrum Prairie Aquifer.

Enlargement of Use: None.

Local Public interest: No negative issues anticipated.

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

Effect on Economy the Local Area: New well will insure a safe drinking water source for the future of the municipal provider.

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.