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Form No. 204 Rev. 12/12
JUL 20 2016

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\$50 fee

Received by phRecpt No. N032047Date 7/20/16

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code, in which to complete development of a water right and file proof of beneficial use of water. There is a **FILING FEE of \$50.00** to be included with this form when filed with IDWR.

Permit no. 95-16580 Date proof is due 8-1-16Name(s) of permit holder(s) City of Coeur d'AleneMailing address 3820 Ramsey Road City Coeur d'Alene State ID Zip 83815Telephone no. 208-769-2210 Email tpickel@cdaid.org; jtinkey@cdaid.org

Describe what work has been completed toward the development of this water right:

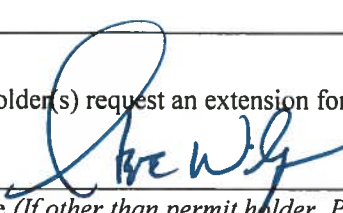
If no work has been completed, show "none".

See attachment "A"

Costing \$ 1,756,537.53

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

See attachment "B"

Permit holder(s) request an extension for 8 year(s).Signature  - MAYOR (If other than permit holder, Power of Attorney must be supplied)Date 7-13-16

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department has reviewed the explanation for delay and concludes the reason(s) for delay meets the requirements for approval of the Request for Extension of Time as provided by Section(s) 42-204 and/or 42-218, Idaho Code.

☐ IT IS HEREBY ORDERED that the permit is **REINSTATED** with the priority date advanced to _____, 20____.

☒ IT IS HEREBY ORDERED that the above request for extension of time is **APPROVED**, and the time within which to submit proof of beneficial use is extended to August 1, 2021.

Signed this 15th day of August, 2016


Jeff Peppersack, Chief
Water Allocation Bureau

Attachment "A"

Describe what work has been completed toward the development of this water right:

In the 2013 Application for Permit, the City of Coeur d'Alene proposed to utilize a new water right of 9 CFS through the use of the existing 9 wells and the addition of a new production well.

The new production well, "The Ralph Capaul Well" (POD: SW1/4SW1/4, Sec. 27, Twp 51N, Rge 04W), located just east of Atlas Rd. and north of Hanley Ave., was drilled in 2013 to 24" in diameter approximately 383' deep in sand, cobble and gravel soil conditions. The static water level is at approximately 260'. The contractor installed 60' of stainless steel screen from 317' to 377' with the expectation of approximately 100 gallons per minute (GPM) per foot capacity. The new well was test pumped up to 4200 GPM with 2.5' of operational drawdown. Water quality tests showed the well to be very clean and of excellent quality water.

The vertical lineshaft turbine pump, motor and infrastructure were designed, purchased and installed in FY 2014. The pump is a 5 stage 16" diameter set of Flosolve bowls set to 305' and capable of 4000 GPM, connected to 12" pump column pipe with 2 5/16" stainless steel lineshaft supported with brass spider bearings and powered by a 600 Hp US motor. The pump components are operated via a duty rated Allen Bradley Softstart Motor Control Center (MCC). Auxiliary switchgear was included in the MCC to allow connection to an outside power source should electrical service fail. The entire operation is monitored remotely via our integrated SCADA system.

A concrete block building was constructed around the well housing the integrated pump and electrical components. Disinfection is provided via an onsite hypochlorite generation system housed in a separate room to provide protection from the rest of the components. This is the only treatment system required to maintain water quality. The auxiliary power source previously mentioned is provided by an onsite CAT 600 kW standby generator connected to the manual switchgear. A 6' high chain link fence with gates provides limited access to the site per Homeland Security Act requirements.

Current total expenditures:

Property Acquisition	= \$56,832.00
Test Well(s) / Water Quality Test Pump	= \$70,971.00
Production Well	= \$223,760.00
Pump, Motor and Infrastructure	= \$889,325.00
Misc. Equipment, Materials and Testing	= \$255,928.19
Portable Standby 600 kW Generator	= \$87,141.00
Engineering Services Rendered	= \$172,580.34
Total Project Investment as of FY 2016	= <u>\$1,756,537.53</u>

Attachment "B"

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

It is anticipated the City's continuing growth as forecasted in the 2012 Water System Comprehensive Plan Update will demand the full 61.4 CFS currently permitted to the City. In 2015 the City recorded a maximum day of just less than 33 MGD. Based on historical use reviewed by the water superintendent, growth demand is expected to reach 39.7 MGD on the City's maximum day demand by 2024.

Domestic use – In the past 3 years there has been an average 7% increase in domestic water consumption related to single family dwellings (SFD) and multifamily units. Last year, taking into account the hot dry year, we saw an 18% increase in residential water consumption. Even though the economy has been somewhat volatile, there has been an upswing in new residential construction in single family residences and especially the multifamily residential units.

Commercial/Industrial use – The City has experienced moderate commercial property growth. Typically there is an average of 2% growth annually. Water consumption under this category has reflected the moderate increase. However in FY 2015 there was an 11% increase in commercial consumption.

Irrigation use – Irrigation usage throughout the City has been increasing exponentially with new green space requirements for subdivisions and developments. The billed usage has increased by an average of 8% in past three years. However in FY 2015 there was a staggering 29% increase in irrigation consumption, mainly due to the unusually hot and dry conditions.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 15, 2016

CITY OF COEUR D ALENE
3820 RAMSEY RD
COEUR D ALENE ID 83815

REQUEST FOR EXTENSION OF TIME LETTER

RE: Permit No. 95-16580

Dear Permit Holder(s):

Enclosed is a copy of the approved request for extension of time submitted in connection with the above referenced permit which extends the proof due date to **August 01, 2021**.

The department granted this extension based on evidence of good cause. It is important that you work diligently toward the completion of the project during the development period allowed, according to Section 42-204(6), Idaho Code.

The extension is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01). It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office or at the department's website at www.idwr.idaho.gov.

If you have any questions concerning this permit, please contact the State Office of the Department located in Boise at (208) 287-4800.

Sincerely,

Darla Block
Technical Records Specialist

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on **August 16, 2016** I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (**APPROVED REQUEST FOR EXTENSION OF TIME**) to the person(s) listed below:

RE: Preliminary Order in the Matter of Permit No. **95-16580**

**CITY OF COEUR D ALENE
3820 RAMSEY RD
COEUR D ALENE ID 83815**

A handwritten signature in blue ink, reading "Darla Block", is written over a horizontal line.

**Darla Block
Technical Records Specialist**

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.