

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 94-07448

Priority: April 24, 2008

Maximum Diversion Rate: 1.90 CFS

It is hereby certified that KINGSTON WATER DISTRICT
PO BOX 127
KINGSTON ID 83839 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 24, 2008; and has
submitted Proof of Beneficial Use on July 27, 2010. An examination indicates that the works have a
diversion capacity of 2.44 cfs of water from:

SOURCE

GROUND WATER

and a water right has been established as follows:

BENEFICIAL USE
MUNICIPAL

PERIOD OF USE
01/01 to 12/31

DIVERSION RATE
1.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, Twp 48N, Rge 02E, B.M. SHOSHONE County

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 5, Twp 48N, Rge 02E, B.M. SHOSHONE County

GROUND WATER NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 36, Twp 49N, Rge 01E, B.M. SHOSHONE County

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. Place of use is within the service area of Kingston Water District as provided for under Idaho law.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
4. Place of use is within the area served by the public water supply system of Kingston Water District.
5. This right does not grant any right-of-way or easement across the land of another.

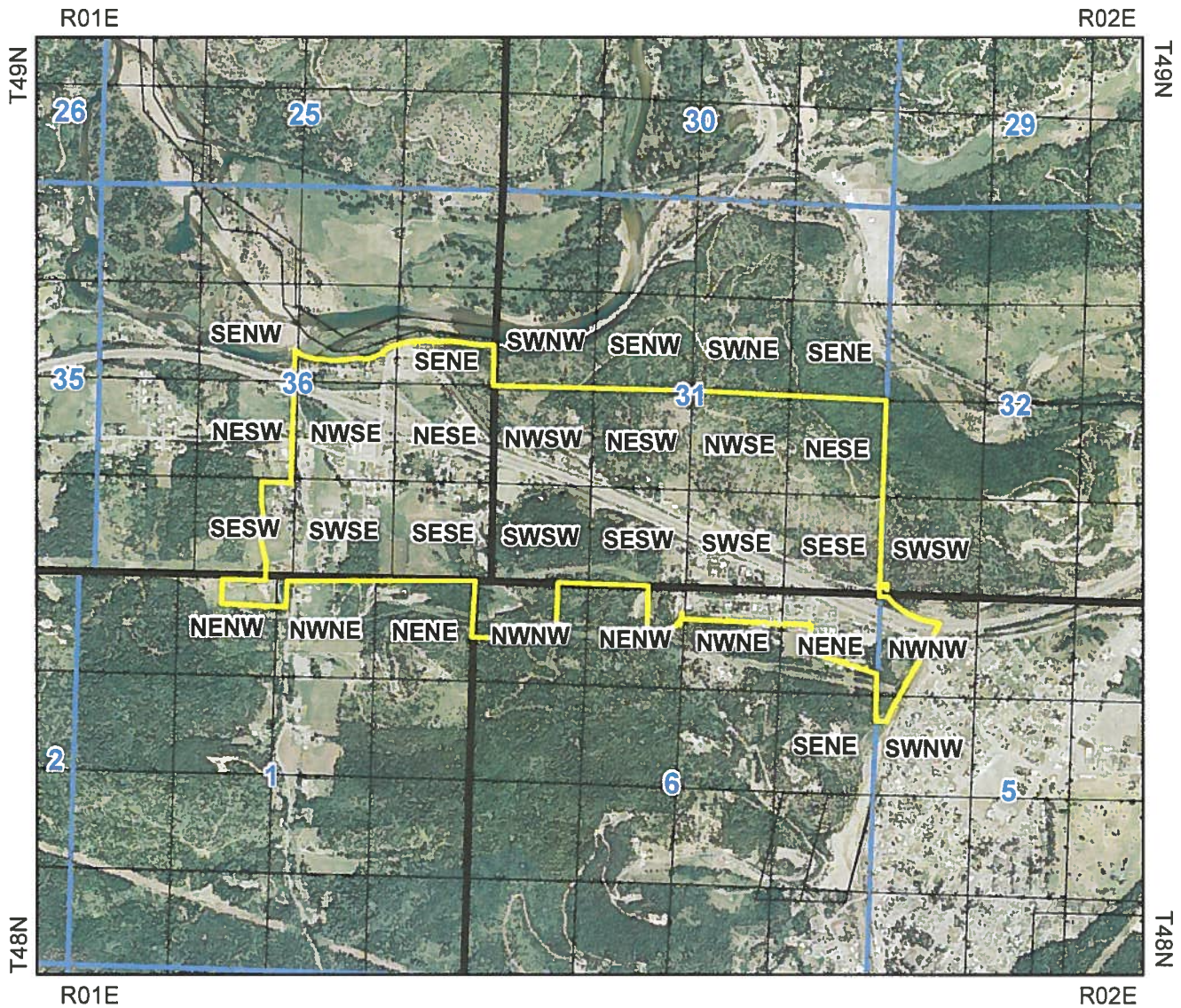
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed on this 12 day of June, 2013.


For, GARY SPACKMAN
Director

State of Idaho
Department of Water Resources
Water Right License
94-7448

Water Service Area Boundary for Kingston Water District



- Water Service Area Boundary
- Townships
- PLS Sections
- Quarter Quarters





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 12, 2013

KINGSTON WATER DISTRICT
PO BOX 127
KINGSTON ID 83839

RE: License No. 94-7448
Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless 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 note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-762-2800.

Sincerely,

Eric Davis

Sr. Water Resource Agent

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2013 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: WATER RIGHT NO.

94-7448

**KINGSTON WATER DISTRICT
PO BOX 127
KINGSTON ID 83839**



**Carolyn S. Monitz
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.

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 94-07448

Date of Priority: April 24, 2008

Maximum Diversion Rate: 1.90 CFS

Maximum Diversion Volume:

Comes now KINGSTON WATER DISTRICT
PO BOX 127

KINGSTON ID 83839 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the
State of Idaho No. 94-07448, and requests that the permit be changed as follows:

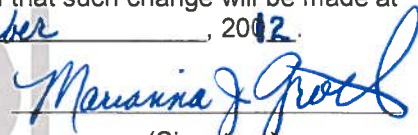
Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
MUNICIPAL	01/01 to 12/31	1.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SHOSHONE County	SW1/4NW1/4	Sec. 5, Twp 48N, Rge 02E, B.M.
GROUND WATER SHOSHONE County	NE1/4NE1/4	Sec. 36, Twp 49N, Rge 01E, B.M.
GROUND WATER SHOSHONE County	SW1/4NW1/4	Sec. 5, Twp 48N, Rge 02E, B.M.

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 19th day of November, 2012.


(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 94-07448

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100¹⁰ Received by NS # N029576 Date 11/23/2012

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 94-07448 with the following:

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. Place of use is within the service area of Kingston Water District as provided for under Idaho law.
3. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
4. Place of use is within the area served by the public water supply system of Kingston Water District.
5. This right does not grant any right-of-way or easement across the land of another.

Witness my hand this 11 day of June 2013


For, GARY SPACKMAN
Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

09/05/2012

RECEIVED

NOV 23 2012

KINGSTON WATER DISTRICT
PO BOX 127
KINGSTON ID 83839

IDWR / NORTH

RE: Water Right Permit No. 94-07448

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

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

☒ **Point(s) of Diversion**

☐ **Place(s) of Use**

☐ **Other**

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

If you have any questions, please call me at 208-762-2800.

Sincerely,

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

RECEIVED

FEB 23 2009

1. WELL TAG NO. D 0056554

Drilling Permit No. 854424

Water right or injection well # 97-07448

2. OWNER

Name Kingston Water District

Address P.O. Box 124

City Kingston State ID Zip 83839

3. WELL LOCATION:

Twp. 48 North ☒ or South ☐ Rge. 2 East ☒ or West ☐

Sec. 5 1/4 SW 1/4 NW 1/4

Gov't Lot 10 acres 40 acres 160 acres

County Shoshone

Lat. (Deg. and Decimal minutes)

Long. (Deg. and Decimal minutes)

Address of Well Site 202 South 3rd Street. Well #2

City Pinehurst

(One of least name of road or Christian to Road or Landmark)

Lot. Blk. Sub. Name

4. USE:

☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation ☐ Thermal ☐ Injection
☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Replacement well ☐ Modify existing well
☐ Abandonment ☐ Other

6. DRILL METHOD:

☒ Air Rotary ☐ Mud Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES

Seal material	From (ft)	To (ft)	Quantity (lbs or ft ³)	Placement method/procedure
Bentonite	0	58	1150 lbs	Pressure Grout
Grout				br Tremmie Pipe

8. CASING/LINER:

Diameter (nominal)	From (ft)	To (ft)	Gauge/Schedule	Material	Casing	Liner	Threaded	Welded
10	+3	88	.365	Steel	☒	☐	☐	☒
					☐	☐	☐	☐
					☐	☐	☐	☐

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s)

9. PERFORATIONS/SCREENS:

Perforations ☐ Y ☒ N Method

Manufactured screen ☒ Y ☐ N Type Stainless Steel

Set Screen, pulled back casing to expose

Method of Installation Screen

From (ft)	To (ft)	Slot size	Number/ft	Diameter (nominal)	Material	Gauge or Schedule
88	98	.100	10' LG	9.5	S/S	304 S.S.
84	88	blank	4' LG	9.5	Steel	.250

Length of Headpipe Length of Tailpipe

Packer ☒ Y ☐ N Type K-Packer

10. FILTER PACK:

Filter Material	From (ft)	To (ft)	Quantity (lbs or ft ³)	Placement method

11. FLOWING ARTESIAN:

Flowing Artesian? ☐ Y ☒ N Artesian Pressure (PSIG)

Describe control device Steel Cap Welded

12. STATIC WATER LEVEL and WELL TESTS: IDWR / NORT

Depth first water encountered (ft) 29 Static water level (ft) 23

Water temp. (°F) Bottom hole temp. (°F)

Describe access port

Well test:

Test method:

Drawdown (feet)	Discharge or yield (gpm)	Test duration (minutes)	Pump	Bailer	Air	Flowing artesian
41 Ft	450	6 Hours	☒	☐	☐	☐

Water Quality test or comments: Clear, Cold, No Smell

13. LITHOLOGIC LOG and/or repairs or abandonment:

Bore Dia. (in)	From (ft)	To (ft)	Remarks, lithology or description of repairs or abandonment, water temp.	Water Y	N
16	0	1	Topsoil		X
16	1	30	Sand and gravel coarse	X	
16	30	35	Clays & silts brown/green traces of gravel	X	
16	35	58	Clays & silts brown/green	X	
12	58	79	Silt gray/green	X	
12	81	88	Gravel coarse with brown fines	X	
12	88	98	Gravel coarse	X	

UNITED
PUMP & DRILLING
3125 W. Hayden Ave. Hayden, ID 83835
Office (800) 682-9641 (208) 772-7867

Completed Depth (Measurable) 98 FT

Date: Started 1-05-09 Completed 1-19-09

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name United Pump & Drilling Co. No. 636

*Principal Driller Jason Beckham Date

*Driller Date

*Operator II Date

Operator I Date

*Signature of Principal Driller and rig operator are required.

48N 02E 05

(2) FLOW SERV 40hp

90 FT

56554

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

RECEIVED

FEB 23 2009

1. WELL TAG NO. D 0055443

Drilling Permit No. 854425

Water right or injection well # 97-07448

2. OWNER

Name Kingston Water District

Address P.O. Box 124

City Kingston

State ID

Zip 83839

3. WELL LOCATION:

Twp. 48 North ☒ or South ☐ Rge. 2 East ☒ or West ☐

Sec. 5 1/4 SW 1/4 NW 1/4

10 acres

40 acres

160 acres

Gov't Lot _____ County Shoshone

Lat. _____ (Deg. and Decimal minutes)

Long. _____ (Deg. and Decimal minutes)

Address of Well Site 202 South 3rd Street. Well #1

City Pinehurst

(Give at least name of road • Distance to Road or Landmark)

Lot _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation ☐ Thermal ☐ Injection☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)

☒ New Well ☐ Replacement well ☐ Modify existing well☐ Abandonment ☐ Other

6. DRILL METHOD:

☒ Air Rotary ☐ Mud Rotary ☐ Cable ☐ Other

7. SEALING PROCEDURES

Seal material	From (ft)	To (ft)	Quantity (lbs or ft³)	Placement method/procedure
Bentonite	0	58	1850 lbs	Pressure Grout
Grout				by Tremmie Pipe

8. CASING/LINER:

Diameter (nominal)	From (ft)	To (ft)	Gauge/Schedule	Material	Casing	Liner	Threaded	Welded
10	+3	85	.365	Steel	☒	☐	☐	☒
					☐	☐	☐	☐
					☐	☐	☐	☐

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

9. PERFORATIONS/SCREENS:

Perforations ☐ Y ☒ N Method _____Manufactured screen ☒ Y ☐ N Type Stainless Steel

Set screen and pulled back casing to expose

Method of installation screen

From (ft)	To (ft)	Slot size	Number/ft	Diameter (nominal)	Material	Gauge or Schedule
83	88	.060	5 ft	9.5	S.S.	304 S.S.
88	98	.100	10 ft	9.5	S.S.	304 S.S.

Length of Headpipe _____

Length of Tailpipe _____

Packer ☒ Y ☐ N Type K-Packer

10. FILTER PACK:

Filter Material	From (ft)	To (ft)	Quantity (lbs or ft³)	Placement method

11. FLOWING ARTESIAN:

Flowing Artesian? ☐ Y ☒ N Artesian Pressure (PSIG) _____

Describe control device Steel Cap Welded

12. STATIC WATER LEVEL and WELL TESTS DWR / NORTH

Depth first water encountered (ft) 29 Static water level (ft) 23

Water temp. (°F) Cold Bottom hole temp. (°F) Cold

Describe access port _____

Well test:

Test method:

Drawdown (feet)	Discharge or yield (gpm)	Test duration (minutes)	Pump	Bailer	Air	Flowing artesian
31 Ft	450	6 Hours	☒	☐	☐	☐

Water Quality test or comments: Clear, Cold, No Smell

13. LITHOLOGIC LOG and/or repairs or abandonment:

Bore Dia. (in)	From (ft)	To (ft)	Remarks, lithology or description of repairs or abandonment, water temp.	Water Y	N
16	0	1	Topsoil		X
16	1	30	Sand gravel coarse	X	
16	30	35	Clays & silts brown/green traces of gravel	X	
16	35	58	Clay & silts brown/green	X	
12	58	79	silt gray/green	X	
12	79	81	Silt brown some gravel	X	
12	81	88	Gravel coarse with brown fines	X	
12	88	98	Gravel coarse	X	

UNITED
PUMP & DRILLING
3125 W. Hayden Ave. Hayden, ID 83835
Office (800) 682-9641 (208) 772-7867

Completed Depth (Measurable)

98 FT

Date: Started 12-08-08

Completed 1-08-09

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name United Pump & Drilling

Co. No. 636

*Principal Driller Jason Beckham

Date 1-09-09

*Driller

Date 2-2-09

*Operator II

Date

Operator I

Date

*Signature of Principal Driller and rig operator are required.