

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-15401

Priority: June 30, 2011

Maximum Diversion Rate: 0.04 CFS

This is to certify, that SILVER FOX GROUP LLC
3465 S WALKERS BAY RD
COEUR D'ALENE ID 83814

has applied for a permit to appropriate water from:

Source: COEUR D'ALENE LAKE **Tributary:** SPOKANE RIVER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

COEUR D'ALENE LAKE L1 (NE1/4NW1/4) Sec. 33, Twp 50N, Rge 03W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
50N 03W 33					X												
					L 1												

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **October 01, 2012**.
2. Subject to all prior water rights.
3. Domestic use is for 2 homes.
4. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
5. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. This right does not grant any right-of-way or easement across the land of another.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this 13 day of October, 2011.


GARY SPACKMAN, Interim Director



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
Interim Director

October 13, 2011

SILVER FOX GROUP LLC
3465 S WALKERS BAY RD
COEUR D ALENE ID 83814

RE: Permit No.95-15401

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit 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.

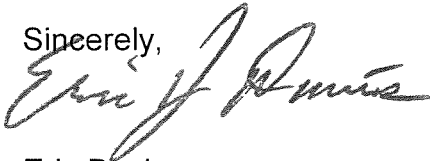
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed at least sixty days prior to the commencement of work in the stream.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. 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,

A handwritten signature in black ink, appearing to read "Eric J. Davis". The signature is fluid and cursive, with the first name "Eric" being more prominent.

Eric Davis

Sr. Water Resource Agent

Enclosure(s)

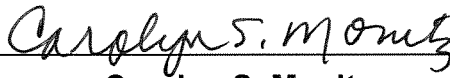
CERTIFICATE OF SERVICE

I hereby certify that on October 18, 2011 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

95-15401

**SILVER FOX GROUP LLC
3465 S WALKERS BAY RD
COEUR D ALENE ID 83814**

A handwritten signature in cursive script, reading "Carolyn S. Monitz", is written over a horizontal line.

**Carolyn S. Monitz
Technical Records Specialist**

Statement of Available Procedures and Applicable Time Limits

RESPONDING TO PRELIMINARY ORDERS ISSUED BY THE IDAHO DEPARTMENT OF WATER RESOURCES (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 issuance 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.

**IDHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET**

P 9/14/11

W.R. # 95 - 15401

APPLICATION ID # 77390

ENT. E.D BCA 9/9 OK to Publish 9/9/11

INITIAL REVIEW

APPLICANT: Silver Fox Group LLC BY: ED DATE: 7 / 11 / 11

ITEM REQUIRED INFORMATION

1. ☒ Name and Address
2. ☐ Source
3. ☐ Point of Diversion & County
4. ☐ Quantity
5. ☐ Nature of Proposed Use
6. ☐ Period of Use
7. ☐ Total Quantity
8. ☐ Description of diverting works
9. ☐ Time required for b/u
10. ☐ Proposed use
11. ☐ Place of use or acres irrigated
12. ☐ Other water Rights
13. ☐ Ownership
14. ☐ Map
15. ☐ Signature
16. ☒ Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y () N ()

ADDITIONAL INFORMATION

(Yes)(No)

- ☒ Shape File Created Date 6-11 By: ED
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. Attached (>5cfs/500af)

☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No) PRIORITY DATE: 6 / 16 / 11

☒ (Include Moratorium Remark)
☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Kootenai County

Newspaper: IDA

Dates scheduled for publication 9/15 & 22/11

Affidavit of Publication received: 9/23/11

Dates actually published: 9/15 & 22/11

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 10/3/11

Protests Received: Yes ☐ No ☒

LETTERS SENT REQUESTING:

- () Dam Information () Fish Information
 () Power Information () Other: _____

INFORMATION RECEIVED:

- () Dam Information () Fish Information
 () Power Information () Other: _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()
_____	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N ()

☐ Groundwater management area Coeur d'Alene Lake Remarks: _____

☐ Critical ground water area

☐ Well Drilling Permit required

☐ Well Drilling Application and Fees received

☐ Well Drilling Application approved?

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

☒ Notice of pending void order issued. Final order response date: _____/_____/_____

☒ Further information required from applicant _____

☒ Measuring device required

☒ Measuring port required

☒ Special conditions: Winch screen at Point of diversion

☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: Eric [Signature] Date: 10 / 13 / 2011 Sr. Agent initial ED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Kootenai, } ss.

Jen Jeffers being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2 I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

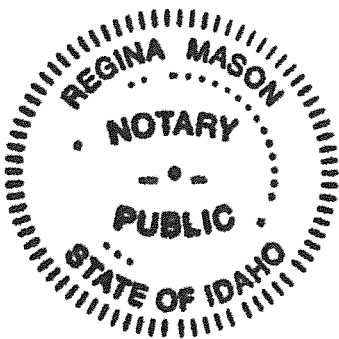
3. The Legal Notice

of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for two consecutive weeks commencing on the 15 day of September 20 11, and ending on the 22 day of September 20 11, and such publication was made as often during said period as said Daily newspaper was regularly issued.

4 That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice Jen Jeffers.
On this 22 day of September in the year of 2011, before me, a Notary Public, personally appeared Jen Jeffers, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason
Notary Public for the State of Idaho
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/15



RECEIVED
SEP 23 2011
IDWR / NORTH

RECEIVED

SEP 23 2011

IDWR / NORTH

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-15173

PINESONG PROPERTIES LLC

832 N TALEGA AVE

EAGLE, ID 83616-4711

Point of Diversion L3(SWNE) S7 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 6/8/2011

Place of Use: DOMESTIC T49N R03W S7 L3(SWNE)

Domestic use is for 1 home.

95-15206

WILLIAM SCHOENER

CHERYL SCHOENER

3513 W KIDD ISLAND BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L3(SWNE) S2 T49N R04W

KOOTENAI County

Source SPRING tributary SINKS

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/15 to 10/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 6/10/2011

Place of Use: DOMESTIC T49N R04W S2 L3(NENW)

Place of Use: IRRIGATION same as DOMESTIC

Total Acres: 1.5

Domestic use is for 1 home.

95-15287

JAMES GRASSI

MARY LOUISE GRASSI

815 S MADISON RD

POST FALLS, ID 83854-5795

Point of Diversion L3(SWNW) S8 T50N R05W KOOTENAI CO

Source SPOKANE RIVER tributary COLUMBIA RIVER

Use: DIVERSION to STORAGE 01/01 to 12/31 0.2 CFS

Use: FIRE PROTECTION Storage 01/01 to 12/31 1.4 AF

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Use: IRRIGATION FROM Storage 03/15 to 11/15 3 AF

Use: IRRIGATION STORAGE 03/15 to 11/15 4.4 AF

Use: RECREATION STORAGE 01/01 to 12/31 1.4 AF

Total Diversion: 0.2 CFS 4.4 AF

Date Filed: 6/21/2011

Place of Use: IRRIGATION T50N R05W S8 L3(SWNW)

Place of Use: FIRE PROTECTION STORAGE

T50N R05W S8 L3(SWNW)

Place of Use: All Other Uses Listed, same as IRRIGATION

Total Acres: 1

Recreation use is for fishing.

95-15375

JON ROSENOFF

5307 N ARGONNE LN #4

SPOKANE, WA 99212

KRISTI G ROSENOFF

927 132ND ST SW UNIT D2

EVERETT, WA 98204

BRUCE C ROSENOFF

11922 E 33RD AVE

SPOKANE VALLEY, WA 99206

Point of Diversion L3(NWSW) S30 T49N R03W

KOOTENAI County

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 6/21/2011

Place of Use: DOMESTIC T49N R03W S30 L3(NWSW)

Domestic use is for 1 home.

95-15380

SCOTT M BULLOCK

SHERI A BULLOCK

2452 E SUMMIT DR

COEUR D ALENE, ID 83815

Point of Diversion L2(NWNE) S3 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 6/28/2011

Place of Use: DOMESTIC T49N R03W S3 L2(NWNE)

Domestic use is for 1 home.

95-15397

KENNETH BAILEY

ANN BAILEY

3121 TUSCANY DR

PASCO, WA 99301

Point of Diversion L5(SWNW)

S4 T49N R03W

KOOTENAI County

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 6/29/2011

Place of Use: DOMESTIC T49N R03W S4 L5(SWNW)

Domestic use is for 1 home.

95-15401

SILVER FOX GROUP LLC

3465 S WALKERS BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L1(NENW) S33 T50N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 6/30/2011

Place of Use: DOMESTIC T50N R03W S33 L1(NENW)

Domestic use is for 2 homes.

95-15433

SCENIC VISTA CORPORATION

24015 E DRUMHELLER RD

ROCKFORD, ID 99030

Point of Diversion NENE S16 T48N R05W KOOTENAI CO

Source UNNAMED STREAM tributary LAKE CREEK

Use: FIRE PROTECTION Storage 01/01 to 12/31 7.2 AF

Use: RECREATION STORAGE 01/01 to 12/31 7.2 AF

Use: STOCKWATER from Storage 01/01 to 12/31 0.7 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 7.9 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 7.2 AF

Total Diversion: 7.9 AF

Date Filed: 7/6/2011

Place of Use: STOCKWATER Storage T48N R05W S16 NENE

Place Of Use: All Other Uses Listed

same as STOCKWATER STORAGE

Stockwater use is for 50 head of mixed stock.

Recreation use is for fishing, swimming & boating.

Permits will be subject to all prior water rights. 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 § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D'Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 10/3/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 3803

September 15, 22, 2011

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 20, 2011 3:16 PM
To: Marston, Sascha
Cc: Davis, Eric
Subject: Change comment on Receipt No.C093045 T091191 changing PCA Code and comment info
- and change comment on C093405
Attachments: Two_receipts_need_modification.pdf

Good afternoon, Sascha,

Attached are copies of two receipts. Both need some modification.

On Receipt **C093405** in amount of \$75, the comment should be changed to read "*Partial Permit Fee for 95-15401 - Silver Fox Group LLC*", and the number 95-12872 removed (NIA Claim withdrawn).

The balance of \$25 was paid under Receipt **T091191**. Comment on this receipt should read "*Balance of Permit Fee for 95-15401 - Silver Fox Group LLC*". The NIA claim 95-12872 this fee represented has been withdrawn, and we need to move the funds from the NIA PCA Code 75503 to Northern WR Permit PCA code 65103.

I hope this makes sense – if not, please call me or reply to this e-mail and I'll try to help.

Dianne

Receipt Details for ID C093405

Status	Adjustment Type	Version
		2

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
6/16/2011 11:37:33 AM	6/16/2011 2:16:00 PM	STATE	\$75.00	Check
Payee: WERRE, JUDY A / WERRE, VERL JAMES				

Account Information

Check Number 1740

Comment PARTIAL PERMIT FEE FOR 95-15401 - SILVER FOX GROUP LLC

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	PERMITS	56103	0229	21		1155

*Modified
OK*

Receipt Details for ID C093405

Status	Adjustment Type	Version
		1

General Information:

Date Received 6/16/2011 11:37:33 AM	Date Deposited 6/16/2011 2:16:47 PM	Region STATE	Total Amount \$75.00	Payment Type Check
Payee: WERRE, JUDY A / WERRE, VERL JAMES				

Account Information

Check Number 1740

Comment 95-12872

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$75.00	PERMITS	56103	0229	21		1155

*Original
to be
modified
to reflect
WR Permit App Fee*

Receipt Details for ID T091191

Status	Adjustment Type	Version
		2

General Information:				
Date Received 6/16/2010 2:25:00 PM	Date Deposited 6/18/2010 9:06:00 AM	Region ELECTRONIC ALLY TRANSMITTE D	Total Amount \$25.00	Payment Type ELECTRONICALLY TRANSMITTED
Payee: WERRE, VERL				

Comment BALANCE OF PERMIT FEE FOR 95-15401 - SILVER FOX GROUP LLC

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	PERMITS		0229	21		1155

*Modified
OK*

Receipt Details for ID T091191

Status	Adjustment Type	Version
		1

General Information:

Date Received
6/16/2010 2:25:00 PM

Date Deposited
6/18/2010 9:06:00 AM

Region
ELECTRONIC
ALLY
TRANSMITTE
D

Total Amount
\$25.00

Payment Type
ELECTRONICALLY
TRANSMITTED

Payee: WERRE, VERL

IPG Transaction ID 2799755

Comment

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	NORTHERN ID ADJUDICATION FILING FEE	75503	0337	1		1155

Water Rights

Basin	Sequence	Split Suffix
95	12872	

*Original
to be modified
to reflect
WR Permit App Fee*

Ball, Dianne

From: Ball, Dianne
Sent: Tuesday, September 20, 2011 3:20 PM
To: Marston, Sascha
Subject: Withdrawal of Claim form to go with previous e-mail

Attached is withdrawal of claim form to accompany previous e-mail.
Sorry I forgot to attach this before.

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

**REQUEST FOR WITHDRAWAL OF CLAIM
WITH FILING FEES APPLIED TO APPLICATION FOR PERMIT**

Name of Claimant: Verl James Worre & Judy A. Worre
Mailing Address: 3465 S Walkers Bay Rd, Coeur d'Alene, ID 83814
Amount: 25.00 Receipt No.: 95-12872
Claim No(s): 95-12872

I/We wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I/We previously paid a filing fee to the Idaho Department of Water Resources. I request the filing fee I/We paid on the receipt referenced above be applied to filing an Application for Permit.

For Individuals:

<u>Verl J. Worre</u> (Signature of Claimant)	_____
_____	(Date)
<u>Judy A. Worre</u> (Signature of Claimant)	_____
_____	(Date)

For Organizations:

<u>Judy A. Worre</u> (Signature of Authorized Agent)	_____
_____	(Date)
<u>Member of Silver Fox Group LLC</u> (Title)	_____

(Name of Organization)

Return to: Idaho Department of Water Resources
Adjudication Bureau
P.O. Box 83720
Boise, ID 83720-0098

For IDWR Use

	<u>Initials</u>	<u>Date</u>
Approval Region	_____	_____
Approval State Office	_____	_____
Data Entry	_____	_____

6/30/09

Ball, Dianne

From: Brittany Baeumel [BBaeumel@idl.idaho.gov]
Sent: Friday, September 16, 2011 10:05 AM
To: Ball, Dianne; Jim Brady
Subject: RE: Application for Permit No. 95-15173 CDA Lk; 95-15287 Spokane River; 95-15375 CDA Lk; 95-15380 CDA Lk; 95-15397 CDA Lk; 95-15401 CDA Lk

Dianne,

Only one of the referenced water right applications has a permit for a water intake line, Pinesong Properties LLC (L-95-S-2401). I will send notices to the remaining applicants and ask that they apply for a permit through IDL.

Thank you for the information.

Brittany

Brittany Baeumel
Idaho Department of Lands
Mica Supervisory Area Office

From: Ball, Dianne [mailto:Dianne.Ball@idwr.idaho.gov]
Sent: Friday, September 09, 2011 11:33 AM
To: mary.terra-berns@idfg.idaho.gov; Jim Brady; Brittany Baeumel
Subject: RE: Application for Permit No. 95-15173 CDA Lk; 95-15287 Spokane River; 95-15375 CDA Lk; 95-15380 CDA Lk; 95-15397 CDA Lk; 95-15401 CDA Lk

Dear Mary, Jim and Brittany:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. A copy of each of the applications is enclosed for your reference.

Processing for publication September 15 and 22, 2011 with October 3, 2011 final date for protests to be received in our office.

Your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, 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.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100

Ball, Dianne

From: Ball, Dianne
Sent: Friday, September 09, 2011 3:28 PM
To: Legal Notices-CdA Press; Legal Notices, CdAPress - Kattie George
Subject: Application for Permit No. 95-15173, 95-15206, 95-15287, 95-15375, 95-15380, 95-15397, 95-15401, 95-15433
Attachments: LegalNotice 09-09-11 CDA e-mail 95-15173,15206,287,375,380,397,402,433.doc

Hi, Kattie,

Please publish the enclosed legal notice on the dates indicated, September 15 and 22, 2011, (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/preview copy for my review before this goes to press.

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 10/3/2011. Your cooperation is truly appreciated.

Thanks for all your great help!

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

95-15173

PINESONG PROPERTIES LLC

832 N TALEGA AVE

EAGLE, ID 83616-4711

Point of Diversion L3(SWNE) S7 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/8/2011

Place of Use: DOMESTIC T49N R03W S7 L3(SWNE)

Domestic use is for 1 home.

95-15206

WILLIAM SCHOENER

CHERYL SCHOENER

3513 W KIDD ISLAND BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L3(SWNENW) S2 T49N R04W

KOOTENAI County

Source SPRING tributary SINKS

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/15 to 10/31 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 6/10/2011

Place of Use: DOMESTIC T49N R04W S2 L3(NENW)

Place of Use: IRRIGATION same as DOMESTIC

Total Acres: 1.5

Domestic use is for 1 home.

95-15287

JAMES GRASSI

MARY LOUISE GRASSI

815 S MADISON RD

POST FALLS, ID 83854-5795

Point of Diversion L3(SWNW) S8 T50N R05W KOOTENAI CO

Source SPOKANE RIVER tributary COLUMBIA RIVER

Use: DIVERSION to STORAGE 01/01 to 12/31 0.2 CFS

Use: FIRE PROTECTION Storage 01/01 to 12/31 1.4 AF

Use: IRRIGATION 03/15 to 11/15 0.03 CFS

Use: IRRIGATION FROM Storage 03/15 to 11/15 3 AF

Use: IRRIGATION STORAGE 03/15 to 11/15 4.4 AF

Use: RECREATION STORAGE 01/01 to 12/31 1.4 AF

Total Diversion: 0.2 CFS 4.4 AF

Date Filed: 6/21/2011

Place of Use: IRRIGATION T50N R05W S8 L3(SWNW)

Place of Use: FIRE PROTECTION STORAGE

T50N R05W S8 L3(SWNW)

Place of Use: All Other Uses Listed, same as IRRIGATION

Total Acres: 1

Recreation use is for fishing.

95-15375

JON ROSENOFF

5307 N ARGONNE LN #4

SPOKANE, WA 99212

KRISTI G ROSENOFF

927 132ND ST SW UNIT D2

EVERETT, WA 98204

BRUCE C ROSENOFF

11922 E 33RD AVE

SPOKANE VALLEY, WA 99206

Point of Diversion L3(NWSW) S30 T49N R03W

KOOTENAI County

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/21/2011

Place of Use: DOMESTIC T49N R03W S30 L3(NWSW)

Domestic use is for 1 home.

95-15380

SCOTT M BULLOCK

SHERI A BULLOCK

2452 E SUMMIT DR

COEUR D ALENE, ID 83815

Point of Diversion L2(NWNE) S3 T49N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/28/2011

Place of Use: DOMESTIC T49N R03W S3 L2(NWNE)

Domestic use is for 1 home.

95-15397

KENNETH BAILEY

ANN BAILEY

3121 TUSCANY DR

PASCO, WA 99301

Point of Diversion L5(SWNW)

S4 T49N R03W

KOOTENAI County

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/29/2011

Place of Use: DOMESTIC T49N R03W S4 L5(SWNW)

Domestic use is for 1 home.

95-15401

SILVER FOX GROUP LLC

3465 S WALKERS BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L1(NENW) S33 T50N R03W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/30/2011

Place of Use: DOMESTIC T50N R03W S33 L1(NENW)

Domestic use is for 2 homes.

95-15433

SCENIC VISTA CORPORATION

24015 E DRUMHELLER RD

ROCKFORD, ID 99030

Point of Diversion NENE S16 T48N R05W KOOTENAI CO

Source UNNAMED STREAM tributary LAKE CREEK

Use: FIRE PROTECTION Storage 01/01 to 12/31 7.2 AF

Use: RECREATION STORAGE 01/01 to 12/31 7.2 AF

Use: STOCKWATER from Storage 01/01 to 12/31 0.7 AF

Use: STOCKWATER STORAGE 01/01 to 12/31 7.9 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 7.2 AF

Total Diversion: 7.9 AF

Date Filed: 7/6/2011

Place of Use: STOCKWATER Storage T48N R05W S16 NENE

Place Of Use: All Other Uses Listed

same as STOCKWATER STORAGE

Stockwater use is for 50 head of mixed stock.

Recreation use is for fishing, swimming & boating.

Permits will be subject to all prior water rights. 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 § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Northern Region, 7600 Mineral Drive, Suite 100, Coeur D' Alene ID 83815 together with a protest fee of \$25.00 for each application on or before 10/3/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 9/15/2011 and 9/22/2011



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
Interim Director

September 9, 2011

SILVER FOX GROUP LLC
3465 S WALKERS BAY RD
COEUR D ALENE, ID 83814

Application For Permit No. 95-15401

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the COEUR D ALENE PRESS on 9/15/2011 and 9/22/2011. 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 permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Eric J. Davis
Sr. Water Resource Agent

Ball, Dianne

From: Ball, Dianne
Sent: Friday, September 09, 2011 11:33 AM
To: mary.terra-berns@idfg.idaho.gov; jbrady@idl.idaho.gov; bbaeumel@idl.idaho.gov
Subject: RE: Application for Permit No. 95-15173 CDA Lk; 95-15287 Spokane River; 95-15375 CDA Lk; 95-15380 CDA Lk; 95-15397 CDA Lk; 95-15401 CDA Lk
Attachments: 95-15173_Pinesong.pdf; 95-15287_Grassi.pdf; 95-15375_Rosenoff.pdf; 95-15380_Bullock.pdf; 95-15397_Bailey.pdf; 95-15401_Silver_Fox_Group.pdf

Dear Mary, Jim and Brittany:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. A copy of each of the applications is enclosed for your reference.

Processing for publication September 15 and 22, 2011 with October 3, 2011 final date for protests to be received in our office.

Your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, 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.

Please contact this office if you have any questions regarding the application.

Sincerely,

Dianne Ball

Administrative Assistant
Idaho Department of Water Resources
7600 N Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
208-762-2800 Fax 208-762-2819



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 30, 2011

SILVER FOX GROUP LLC
3465 S WALKERS BAY RD
COEUR D ALENE ID 83814

Re: Application for Permit to Appropriate the Public Waters of the State of Idaho.

The application you had submitted was missing some data. I discovered this after the application was submitted. Please review the application I have returned to you with this letter. If you agree with all the data on this application please sign and return it with the map. I have attached a map with the outline location of the place use and the location of the pump. Please review this map for the correct location of the place of use and point of diversion. Please make your changes to the application and map to reflect how this water application is to be used.

Once the department receives this additional information, processing of the application can continue. If you have any questions, please call me at 208-762-2800 or email me at eric.davis@idwr.idaho.gov

Sincerely,

Eric Davis
Senior Water Resource Agent
Northern Region