

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-14337

Priority: March 17, 2011

Maximum Diversion Rate: 0.05 CFS

This is to certify, that US DEPARTMENT OF INTERIOR BLM
1387 S VINNELL WAY
BOISE ID 83709-1657
(208) 373-4000

has applied for a permit to appropriate water from:

Source: GROUND WATER

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>
IRRIGATION	04/01 to 10/31	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER, SE1/4SW1/4NE1/4, Sec. 16, Twp 49N, Rge 04W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
49N	04W	16			2.5														2.5

Total Acres: 2.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2016**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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 14 day of July, 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

July 18, 2011

US DEPARTMENT OF INTERIOR BLM
1387 S VINNELL WAY
BOISE ID 83709-1657

RE: Permit No.95-14337

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.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed.

The Department will send you a 'Proof Due Notice' approximately 60 days prior to the above referenced date requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

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 "Keith E. Franklin". The signature is fluid and cursive, with the first name "Keith" being more prominent and the last name "Franklin" following in a similar style. The signature is positioned above the printed name "Keith E. Franklin".

Keith E. Franklin

Sr. Water Resource Agent

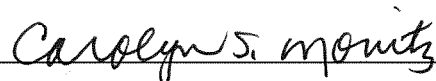
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on July 19, 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. 95-14337

**US DEPARTMENT OF INTERIOR BLM
1387 S VINNELL WAY
BOISE ID 83709-1657**

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.

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

P 5/31

W.R. # 95-14337

APPLICATION ID # 77126

ENT. 3/30

BCA 4/28

OK to Publish 4/27/11

INITIAL REVIEW

APPLICANT: USOI BLM

BY: KD

DATE: 3/30/2011

ITEM REQUIRED INFORMATION

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

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

ADDITIONAL INFORMATION

(Yes)(No)

- ☒ Shape File Created Date 3/30 By: KD
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. attached(>5cfs/500af)
- ☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 3/17/2011

☐ ☒

(Include Moratorium Remark)

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

ADVERTISE IN:

Newspaper: Coa Kootenai County

Dates scheduled for publication 5/5 & 12/11

Affidavit of Publication received: 5/13/11

Dates actually published: 5/5 & 12/11

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 5/23

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?
<u>754967</u>	<u>00010952</u>	Dom. ☐ Non-Dom. ☒	Paid \$ _____	_____	Y() N(☒)
_____	_____	Dom. ☐ Non-Dom. ☐	Paid \$ _____	_____	Y() N()
_____	_____	Dom. ☐ Non-Dom. ☐	Paid \$ _____	_____	Y() N()

- ☒ Groundwater management area
- ☒ Critical ground water area
- ☒ Well Drilling Permit required
- ☒ Well Drilling Application and Fees received
- ☒ Well Drilling Application approved?

Remarks: Drilled as a municipal

FINAL REGIONAL PROCESSING/REVIEW

(Yes)(No)

- ☒ Notice of pending void order issued.
- ☒ Further information required from applicant

Final order response date: ____/____/____

- ☒ Measuring device required
- ☒ Measuring port required
- ☒ Special conditions: _____
- ☒ Special conditions of approval supplement and/or cover letter attached: _____

Approval Recommended by: Beth S. Sanderson Date: 7/1/2011 Sr. Agent initial KD

RECEIVED

MAY 13 2011

IDWR / NORTH

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

95-14295

MEADOWLAND ACRES FIRST ADDITION WATER ASSN

9889 WEST GALLOP LN

POST FALLS, ID 83854

Points of Diversion(2) NESE S23 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	03/15 to 11/15	0.64 CFS
Use: IRRIGATION STORAGE	01/01 to 12/31	08.8 AF
Use: IRRIGATION from Storage	03/15 to 11/15	96 AF
Use: STOCKWATER	01/01 to 12/31	0.02 CFS
Use: STOCKWATER STORAGE	01/01 to 12/31	13.1 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.3 AF
Use: FIRE PROTECTION	01/01 to 12/31	0.64 CFS
Use: FIRE PROTECTION Storage	01/01 to 12/31	12.8 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	0.64 CFS
Total Diversion:		0.64 CFS

Date Filed: 4/1/2011

Place Of Use: IRRIGATION, IRRIGATION from STORAGE, STOCKWATER, STOCKWATER FROM STORAGE AND FIRE PROTECTION ~ all in T51N R05W S23 NESE NWSE

Place Of Use: ALL STORAGE T51N R05W S23 NESE

Total Acres: 32

Stockwater use is for 20 head of mixed stock.

95-14337

US DEPARTMENT OF INTERIOR BLM

1387 S VINNELL WAY

BOISE, ID 83709-1657

Point of Diversion SESWNE S16 T49N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	04/01 to 10/31	0.05 CFS
Total Diversion:		0.05 CFS

Date Filed: 3/17/2011

Place Of Use: IRRIGATION T49N R04W S16 SWNE

Total Acres: 2.5

95-14350

GINNY TATE

4176 E POTLATCH HILL RD

COEUR D'ALENE, ID 83814

Point of Diversion SENE S19 T50N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	03/01 to 11/15	0.04 CFS
Use: DOMESTIC	01/01 to 12/31	0.04 CFS
Total Diversion:		0.04 CFS

Date Filed: 3/31/2011

Place Of Use: IRRIGATION T50N R03W S19 SWNE SENE

Place Of Use: DOMESTIC T50N R03W S19 SENE

Total Acres: 1.5

Domestic use is for an event center.

95-14515

TP POST FALLS LLC

5469 WALKER ESTATES CRL

HOLLADAY, UT 84117

Point of Diversion L8(SWNW) S7 T50N R05W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION	03/15 to 11/15	0.69 CFS
Use: IRRIGATION STORAGE	01/01 to 12/31	111.8 AF
Use: IRRIGATION from STORAGE	03/15 to 11/15	103.5 AF
Use: FIRE PROTECTION	01/01 to 12/31	0.69 CFS
Use: FIRE PROTECTION STORAGE	01/01 to 12/31	8.3 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	0.69 CFS
Total Diversion:		0.69 CFS

Date Filed: 11/2/2010

Place Of Use: FIRE PROTECTION, IRRIGATION AND IRRIGATION FROM STORAGE

T50N R05W S7 L8(SWNW) L7(SENW) NESW L9(NWSW)

Place Of Use: FIRE PROTECTION STORAGE AND IRRIGATION STORAGE ~ T50N R05W S7 NESW

Total Acres: 34.5

95-14541

TWIN LAKES VILLAGE PROPERTY OWNERS ASSN

21228 N CIRCLE RD

RATHDRUM, ID 83858

Points of Diversion(2) L3(NESE) S8 T52N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	03/15 to 11/1	52 CFS
Use: IRRIGATION STORAGE	03/15 to 11/15	349.7 AF
Use: IRRIGATION from STORAGE	03/15 to 11/15	341.7 AF
Use: RECREATION STORAGE	01/01 to 12/31	126.7 AF
Use: FIRE PROTECTION	01/01 to 12/31	2 CFS
Use: FIRE PROTECTION STORAGE	01/01 to 12/31	126.7 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	2 CFS
Total Diversion:		2 CFS

Date Filed: 4/14/2011

Place Of Use: IRRIGATION, IRRIGATION from STORAGE and FIRE PROTECTION

T52N R04W S8 L1(NENE) L2(SWNE) SE SESE

Place Of Use: FIRE PROTECTION STORAGE and RECREATION STORAGE T52N R04W S8 L2(SWNE) L2(SENE) L3(NESE) L3(NWSE) L4(SWSE) SESE

Place Of Use: IRRIGATION STORAGE T52N R04W S8 L3(NESE)

Total Acres: 113.9

Recreation use is for fishing and golf course hazards.

Permits will be subject to all prior water rights. 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 5/23/2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 2721

May 5, 12, 2011

AFFIDAVIT OF PUBLICATION

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

Angela Abbott being first duly sworn
upon oath deposes and says:

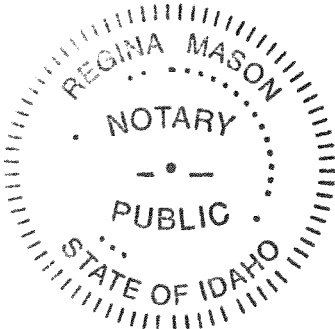
1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

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 2 consecutive weeks commencing on the 5th day of may 20 11, and ending on the 12th day of may 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 Angela Abbott. On this 12th day of may in the year of 2011, before me, a Notary Public, personally appeared Angela Abbott, 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
MAY 13 2011
IDWR / NORTH

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

95-14295

MEADOWLAND ACRES FIRST ADDITION WATER ASSN

9889 WEST GALLOP LN

POST FALLS, ID 83854

Points of Diversion(2) NESE S23 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	03/15 to 11/15	0.64 CFS
Use: IRRIGATION STORAGE	01/01 to 12/31	108.8 AF
Use: IRRIGATION from Storage	03/15 to 11/15	96 AF
Use: STOCKWATER	01/01 to 12/31	0.02 CFS
Use: STOCKWATER STORAGE	01/01 to 12/31	13.1 AF
Use: STOCKWATER from Storage	01/01 to 12/31	0.3 AF
Use: FIRE PROTECTION	01/01 to 12/31	0.64 CFS
Use: FIRE PROTECTION Storage	01/01 to 12/31	12.8 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	0.64 CFS
Total Diversion:		0.64 CFS

Date Filed: 4/1/2011

Place Of Use: IRRIGATION, IRRIGATION from STORAGE, STOCKWATER, STOCKWATER FROM STORAGE AND FIRE PROTECTION ~ all in T51N R05W S23 NESE NWSE

Place Of Use: ALL STORAGE T51N R05W S23 NESE

Total Acres: 32

Stockwater use is for 20 head of mixed stock.

95-14337

US DEPARTMENT OF INTERIOR BLM

1387 S VINNELL WAY

BOISE, ID 83709-1657

Point of Diversion SESWNE S16 T49N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	04/01 to 10/31	0.05 CFS
Total Diversion:		0.05 CFS

Date Filed: 3/17/2011

Place Of Use: IRRIGATION T49N R04W S16 SWNE

Total Acres: 2.5

95-14350

GINNY TATE

4176 E POTLATCH HILL RD

COEUR D ALENE, ID 83814

Point of Diversion SENE S19 T50N R03W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION	03/01 to 11/15	0.04 CFS
Use: DOMESTIC	01/01 to 12/31	0.04 CFS
Total Diversion:		0.04 CFS

Date Filed: 3/31/2011

Place Of Use: IRRIGATION T50N R03W S19 SWNE SENE

Place Of Use: DOMESTIC T50N R03W S19 SENE

Total Acres: 1.5

Domestic use is for an event center.

95-14515

TP POST FALLS LLC

5469 WALKER ESTATES CRL

HOLLADAY, UT 84117

Point of Diversion L8(SWNW) S7 T50N R05W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

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Use: IRRIGATION STORAGE	01/01 to 12/31	111.8 AF
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Use: FIRE PROTECTION	01/01 to 12/31	0.69 CFS
Use: FIRE PROTECTION STORAGE	01/01 to 12/31	8.3 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	0.69 CFS
Total Diversion:		0.69 CFS

Date Filed: 11/2/2010

Place Of Use: FIRE PROTECTION, IRRIGATION AND IRRIGATION FROM STORAGE

T50N R05W S7 L8(SWNW) L7(SENW) NESW L9(NWSW)

Place Of Use: FIRE PROTECTION STORAGE AND IRRIGATION STORAGE ~ T50N R05W S7 NESW

Total Acres: 34.5

95-14541

TWIN LAKES VILLAGE PROPERTY OWNERS ASSN
21228 N CIRCLE RD
RATHDRUM, ID 83858

Points of Diversion(2) L3(NESE) S8 T52N R04W KOOTENAI CO
Source GROUND WATER

Use: IRRIGATION	03/15 to 11/15	2 CFS
Use: IRRIGATION STORAGE	03/15 to 11/15	349.7 AF
Use: IRRIGATION from STORAGE	03/15 to 11/15	341.7 AF
Use: RECREATION STORAGE	01/01 to 12/31	126.7 AF
Use: FIRE PROTECTION	01/01 to 12/31	2 CFS
Use: FIRE PROTECTION STORAGE	01/01 to 12/31	126.7 AF
Use: DIVERSION TO STORAGE	01/01 to 12/31	2 CFS
Total Diversion:		2 CFS

Date Filed: 4/14/2011

Place Of Use: IRRIGATION, IRRIGATION from STORAGE and
FIRE PROTECTION

T52N R04W S8 L1(NENE) L2(SWNE) SE SESE

Place Of Use: FIRE PROTECTION STORAGE and RECREATION
STORAGE T52N R04W S8 L2(SWNE) L2(SENE) L3(NESE)
L3(NWSE) L4(SWSE) SESE

Place Of Use: IRRIGATION STORAGE T52N R04W S8 L3(NESE)

Total Acres: 113.9

Recreation use is for fishing and golf course hazards.

Permits will be subject to all prior water rights. 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 5/23/2011. The
protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 5/5/2011 and 5/12/2011

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, April 28, 2011 10:47 AM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit No. 95-14515, 95-14337, 95-14295, 95-14541, 95-14350

Good morning to you, Jaylene,

Please publish the enclosed legal notice on the dates indicated, May 5 and 12, 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 5/23/2011. Your cooperation is always greatly appreciated.

If you have any questions, please call me or reply to this e-mail.



LegalNotice
4-27-11 CDA e-mai.

Thanks for all you wonderful help. It's a joy to work with you.

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 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

April 27, 2011

US DEPARTMENT OF INTERIOR BLM
1387 S VINNELL WAY
BOISE, ID 83709-1657

Application For Permit No. 95-14337

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 5/5/2011 and 5/12/2011. 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,

Keith Franklin
Sr. Water Resource Agent

Enc. Receipt No. N026761

IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

RECEIVED

Office Use Only			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat: : :	Long: : :		

1. WELL TAG NO. D0010952

DRILLING PERMIT NO NOV 22 1999

Other IDWR No. 95-99-N-197

2. OWNER: IDWR/North

Name US Dept. of Interior

Address Bureau of Land Management / 1808 N Third Street

City Coeur d'Alene State ID Zip 83814

3. LOCATION OF WELL by legal description:

N	Twp	49N	North	☒ or	South	☐
	Rge	04W	East	☐ or	West	☒
	Sec	16	1/4 SW 1/4 NE 1/4			
			10 Ac 40 Ac 160 Ac			
W	Gov't Lot	County		Kootenai		
	Lat	Long				

Address of Well Site: (see next line)

HWY 95 to Mica Bay to Loffs Bay r, to park on left City Coeur d'Alene

Lot Blk Sub. Name (see next line)

Mica Bay Recreation Site

4. USE:

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

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

- ☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

- ☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			Amount	Method
Material	From	To	Sacks/Lbs	
Bentonite	0	10	9 sacks	dry pour in
Grout	10	37	9 bags	pump in grout

Drive Shoe Used? ☒ Y ☐ N Shoe Depth(s) 37

Drive Shoe Seal Tested? ☐ Y ☒ N How?

8. CASING/LINER

Diam	From	To	Gauge	Material	Casing	Liner	Weld	Thrd
8	3	37	0.322	Steel	☒	☐	☒	☐
6	10	230	0.26	Sch 40	☐	☒	☐	☐

Length Headpipe Length Tailpipe

9. PERFORATIONS/SCREENS

- ☐ Perforations? Method
☒ Screens? Screen Type Bart Longear - PVC

From	To	Slot	Nmbr	Diam	Material	Casing	Liner
210	230	.20			PVC	☐	☒

10. STATIC WATER LEVEL or ARTESIAN PRESSURE

10 ft. below ground. Artesian pressure lb.
Depth flow encountered 66 ft. Describe access port or control devices: Bolt on cap

11. WELL TESTS

- ☐ Pump ☐ Baller ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pump Level	Time
10	100%	229	2.0 hrs.

Water Temp. cold Bottom hole temp. cold

Water Quality test or comments: (below) Depth first Water Encountered 27

slight color, no smell

12. LITHOLOGIC LOG (Describe repairs or abandonment)

Bore Diam	From	To	Lithology, Water Quality and Temperature	Water
				Y N
13	0	4	Topsoils	☐ ☒
13	4	10	Decomposed granite-brown & white with quartz	☐ ☒
13	10	15	Broken granite - brown & white	☐ ☒
13	15	20	Granite - brown & white - soft	☐ ☒
10	20	25	Granite - black & white - firm	☐ ☒
10	25	31	Granite - brown & white - soft	☒ ☐
10	31	37	Granite - black & white - medium to hard	☐ ☒
8	37	66	Granite - black & white - hard	☐ ☒
8	66	67	Granite - brown/black/white-soft	☒ ☐
8	67	130	Granite - black/brown/white-hard	☐ ☒
8	130	133	Granite - black/green/white-soft	☐ ☒
8	133	230	Granite - black/white-med to hard	☐ ☒
			6 GPM was encountered at 28 to 31 feet. We were not in hard rock until 37 feet. Casing was driven to refusal then pressure grouted to 10 feet below grade and topped off with dry bentonite.	☐ ☐

Completed Depth 230 (Measurable)
Date: Started 11/15/99 Completed 11/17/99

13. DRILLERS CERTIFICATION

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

Firm Name United Drilling Inc. Firm No 414

Firm Official and Date 11/18/99

Supervisor or Operator Jason C. Beckham Date 11/18/99

FORWARD WHITE COPY TO WATER RESOURCES

239

49N 4W 16

Permit # 754967

Well ID. 278174



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

March 22, 2011

Kurt Pavlat, Field Mgr.
US Department of Interior, BLM
1387 S Vinnell Way
Boise, ID 83709-1657

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho
#77126

Dear Mr. Pavlat:

The Idaho Department of Water Resources is returning your recently submitted application for the following reason;

Item #5 Quantity to be Appropriated

In Item #4 the diversion rate on the application is indicated as 0.05 cfs. On Item #5 the application indicates a diversion rate of 0.51 cfs. Please make the necessary correction changing 0.51 cfs to 0.05 cfs.

Item #6 Proposed Diversion Works

Please complete this section. Is there an existing well? If there is, do you have a copy of the well drillers report? If a proposed well, please complete part c.) of this section.

Once the application has been corrected, please re-submit the document within the next 30 days so as not to delay processing. If you have any questions, feel free to contact me at this office.

Thank you.

Sincerely,

Keith E Franklin
Senior Water Resources Agent

Enclosure

COPY