

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-12277

Priority: March 26, 2010

Maximum Diversion Rate: 0.20 CFS

This is to certify, that IDAHO ASPHALT SUPPLY INC
16425 W PRAIRIE AVE
HAUSER ID 83854

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>
INDUSTRIAL	01/01 to 12/31	0.20 CFS
IRRIGATION	03/15 to 10/15	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SE1/4 Sec. 19, Twp 51N, Rge 05W, B.M. KOOTENAI County

GROUND WATER SE1/4SE1/4 Sec. 19, Twp 51N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: INDUSTRIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N 05W 19										X	X	X	X				

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	
51N 05W 19															.5	.5	1.0

Total Acres: 1

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **August 01, 2011**.
2. Subject to all prior water rights.
3. 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 lands above.
4. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the management plan approved by the director for the RPGWMA.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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 30th day of July, 2010.


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

August 3, 2010

IDAHO ASPHALT SUPPLY INC
16425 W PRAIRIE AVE
HAUSER ID 83854

RE: Permit No.95-12277

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.

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.

Keith E. Franklin
Sr. Water Resources Agent

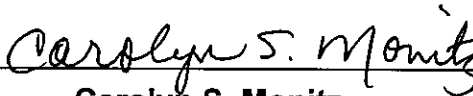
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on August 3, 2010 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. 95-12277

**IDAHO ASPHALT SUPPLY INC
16425 W PRAIRIE AVE
HAUSER ID 83854**



Carolyn S. Monitz
Technical Records Clerk

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.

Knoblock, Ken

From: Haynes, Bob
Sent: Wednesday, July 28, 2010 2:39 PM
To: Spackman, Gary; Peppersack, Jeff; Galloway, Chuck; Northern Region
Subject: Delegation

I'll be out of the office from July 28 thru August 2. Ken Knoblock is authorized to act in my place.

Bob

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

W.R. # 95-12277

APPLICATION ID # 76403

ENT. ED

BCA 5/12

OK to Publish 5/12/10

APPLICANT: Idaho Asphalt Supply, Inc

INITIAL REVIEW

BY: ED

DATE: 3/31/2010

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)

PROCESSING

(Yes)(No)

PRIORITY DATE: 3/26/2010

☒ ☒

(Include Moratorium Remark)

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

ADVERTISE IN:

Newspaper: Idaho Statesman County

Dates scheduled for publication 5/20 & 27/10

Affidavit of Publication received: 5/28/10

Dates actually published: 5/20 & 27/10

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 6/7/10

Protests Received: Yes ☐ No ☒

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

ADDITIONAL INFORMATION

(Yes)(No)

☒ Shape File Created Date 3-31-10 By: ED

☐ Field check: by _____

☐ Field report attached

☐ Analysis Supp. Attached (>5cfs/500af)

☐ Water delivered by water master? Water District # _____

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
- ☐ Critical ground water area
- ☐ Well Drilling Permit required
- ☐ Well Drilling Application and Fees received
- ☐ Well Drilling Application approved?

Remarks: _____

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: _____

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

Approval Recommended by: Ed [Signature]

Date: 7/8/2010

Sr. Agent initial ED

RECEIVED

MAY 28 2010

IDWR / NORTH

AFFIDAVIT OF PUBLICATION

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

Jaylene Farmer 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

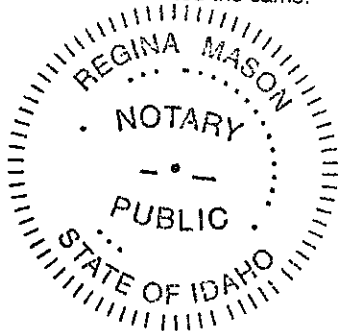
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 20 day of May, 2010, and ending on the 27 day of May, 2010, and such publication was made as often during said period as said daily newspaper was regularly issued.

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. Jaylene Farmer On this 27 day of May in the year of 2010, before me, a Notary Public, personally appeared Jaylene Farmer, 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 28 2010
IDWR / NORTH

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

95-12277

IDAHO ASPHALT SUPPLY INC

16425 W PRAIRIE AVE

HAUSER, ID 83854

Point of Diversion SWSE S19 T51N R05W KOOTENAI CO

Source GROUND WATER

Point of Diversion SESE S19 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 10/15 0.03 CFS

Use: INDUSTRIAL 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 3/26/2010

Place Of Use: INDUSTRIAL

T51N R05W S19 NESE NWSE SWSE SESE

Place Of Use: IRRIGATION T51N R05W S19 SWSE SESE

Total Acres: 1

Industrial use is for asphalt emulsion production.

95-12286

AUDREY CARTER

3098 W PRESLEY RD

COEUR D'ALENE, ID 83814

Point of Diversion SWNW S34 T50N R04W KOOTENAI CO

Source UNNAMED STREAM tributary KID CREEK

Point of Diversion NWSW S34 T50N R04W KOOTENAI CO

Source UNNAMED STREAM tributary KID CREEK

Use: WILDLIFE STORAGE 01/01 to 12/31 16 AF

Use: RECREATION STORAGE 01/01 to 12/31 16 AF

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

Total Diversion: 0.2 CFS

Date Filed: 4/1/2010

Place Of Use: DIVERSION TO STORAGE

T50N R04W S34 SWNW NWSW

Place Of Use: RECREATION STORAGE & WILDLIFE STORAGE

Same as DIVERSION TO STORAGE

Recreational storage is for swimming.

95-12295

RON PRATTE

4400 W EARHART WAY

CHANDLER, AZ 85226

Point of Diversion L2(NWSW) S20 T48N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE tributary SPOKANE RIVER

Use: IRRIGATION 03/15 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 3/30/2010

Place Of Use: IRRIGATION T48N R04W S20 L2(NWSW)

Total Acres: 5

95-12297

OTTO O STEVENS ETUX TRUSTEES

7110 NORTH G ST

SPOKANE, WA 99208

Point of Diversion L2(SWNE) S13 T49N R04W 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: 4/1/2010

Place Of Use: DOMESTIC T49N R04W S13 L2(SWNE)

Domestic use is for 1 home.

95-12302

PATRICK D SNOW

JEFFERY M SNOW

901 CAMBRIDGE CT

APPLETON, WI 54915

Point of Diversion L6(NESE) S1 T49N R04W 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: 4/2/2010

Place Of Use: DOMESTIC T49N R04W S1 L6(NESE)

Domestic use is for 1 home.

95-12307

LEES POINT WATER ASSN

820 N POST ST #504

SPOKANE, WA 99201

Point of Diversion L6(SESE) S10 T51N R03W KOOTENAI CO

Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.14 CFS

Total Diversion: 0.14 CFS

Date Filed: 4/5/2010

Place Of Use: DOMESTIC

T51N R03W S10 L6(SESE)

T51N R03W S11 L7(SWSW)

Domestic use is for 9 homes with no irrigation.

95-12308

DON CANADAY

DEBRA CANADAY

820 N POST ST. #504

SPOKANE, WA 99201

Point of Diversion L6(SESE) S10 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 4/5/2010

Place Of Use: IRRIGATION T51N R03W S10 L6(SESE)

Total Acres: 1.5

95-12315

BLACK ROCK BEACH HOMEOWNERS ASSN

17033 S TWISTED PINE RD

COEUR D'ALENE, ID 83814

Point of Diversion L3(NWSW) S10 T48N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.17 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 4/5/2010

Place Of Use: DOMESTIC T48N R04W S10 L3(NWSW)

Place Of Use: IRRIGATION & FIRE PROTECTION

Same as DOMESTIC

Total Acres: 3

Domestic use is for 12 homes.

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 6/7/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 9949

May, 20, 27, 2010

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

95-12277

IDAHO ASPHALT SUPPLY INC

16425 W PRAIRIE AVE

HAUSER, ID 83854

Point of Diversion SWSE S19 T51N R05W KOOTENAI CO

Source GROUND WATER

Point of Diversion SESE S19 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 10/15 0.03 CFS

Use: INDUSTRIAL 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 3/26/2010

Place Of Use: INDUSTRIAL

T51N R05W S19 NESE NWSE SWSE SESE

Place Of Use: IRRIGATION

T51N R05W S19 SWSE SESE

Total Acres: 1

Industrial use is for asphalt emulsion production.

95-12286

AUDREY CARTER

3098 W PRESLEY RD

COEUR D ALENE, ID 83814

Point of Diversion SWNW S34 T50N R04W KOOTENAI CO

Source UNNAMED STREAM tributary KID CREEK

Point of Diversion NWSW S34 T50N R04W KOOTENAI CO

Source UNNAMED STREAM tributary KID CREEK

Use: WILDLIFE STORAGE 01/01 to 12/31 16 AF

Use: RECREATION STORAGE 01/01 to 12/31 16 AF

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

Total Diversion: 0.2 CFS

Date Filed: 4/1/2010

Place Of Use: DIVERSION TO STORAGE

T50N R04W S34 SWNW NWSW

Place Of Use: RECREATION STORAGE & WILDLIFE STORAGE

Same as DIVERSION TO STORAGE

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95-12295

RON PRATTE

4400 W EARHART WAY

CHANDLER, AZ 85226

Point of Diversion L2(NWSW) S20 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE tributary SPOKANE RIVER

Use: IRRIGATION 03/15 to 11/15 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 3/30/2010

Place Of Use: IRRIGATION T48N R04W S20 L2(NWSW)

Total Acres: 5

95-12297

OTTO O STEVENS ETUX TRUSTEES

7110 NORTH G ST

SPOKANE, WA 99208

Point of Diversion L2(SWNE) S13 T49N R04W 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: 4/1/2010

Place Of Use: DOMESTIC T49N R04W S13 L2(SWNE)

Domestic use is for 1 home.

95-12302

PATRICK D SNOW

JEFFERY M SNOW

901 CAMBRIDGE CT

APPLETON, WI 54915

Point of Diversion L6(NESE) S1 T49N R04W 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: 4/2/2010

Place Of Use: DOMESTIC T49N R04W S1 L6(NESE)

Domestic use is for 1 home.

95-12307

LEES POINT WATER ASSN

820 N POST ST #504

SPOKANE, WA 99201

Point of Diversion L6(SESE) S10 T51N R03W KOOTENAI CO

Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.14 CFS

Total Diversion: 0.14 CFS

Date Filed: 4/5/2010

Place Of Use: DOMESTIC

T51N R03W S10 L6(SESE)

T51N R03W S11 L7(SWSW)

Domestic use is for 9 homes with no irrigation.

95-12308

DON CANADAY

DEBRA CANADAY

820 N POST ST. #504

SPOKANE, WA 99201

Point of Diversion L6(SESE) S10 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.05 CFS

Total Diversion: 0.05 CFS

Date Filed: 4/5/2010

Place Of Use: IRRIGATION T51N R03W S10 L6(SESE)

Total Acres: 1.5

95-12315

BLACK ROCK BEACH HOMEOWNERS ASSN

17033 S TWISTED PINE RD

COEUR D'ALENE, ID 83814

Point of Diversion L3(NWSW) S10 T48N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.17 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.2 CFS

Total Diversion: 0.2 CFS

Date Filed: 4/5/2010

Place Of Use: DOMESTIC T48N R04W S10 L3(NWSW)

Place Of Use: IRRIGATION & FIRE PROTECTION

Same as DOMESTIC

Total Acres: 3

Domestic use is for 12 homes.

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 6/7/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 5/20/2010 and 5/27/2010

Ball, Dianne

From: Ball, Dianne
Sent: Wednesday, May 12, 2010 3:29 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit No. 95-12277, 95-12286, 95-12295, 95-12297, 95-12302, 95-12307, 95-12308, 95-12315

Good afternoon, Jaylene,

This is the second legal notice for which we are requesting publication on **May 20 and 27, 2010**.

Please publish the enclosed legal notice on the dates indicated, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

Once again, I will greatly appreciate a proof/preview copy for my review before this goes to press. I will be out of the office Thursday and Friday because I am having a cataract removed from my eye. I should be back in the office on Monday, 5/17, in time to review the proof/preview copy before this actually hits the press.

If you have any questions, please give me a call either this afternoon, or on Monday. I will be able to receive e-mails – I can pick them up at home – so if you have something unusual, I might be able to respond on Friday afternoon. I get the patch off Friday morning and the doctor wants to make sure everything looks good, and then that I take it easy for a couple days.

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 6/7/2010. Your cooperation is appreciated.

If I don't hear from you today, have a great weekend and I'll talk to you on Monday.



LegalNotice
5-12-10 CDA e-mai.

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

May 12, 2010

IDAHO ASPHALT SUPPLY INC
16425 W PRAIRIE AVE
HAUSER, ID 83854

Application For Permit No. 95-12277

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 5/20/2010 and 5/27/2010. 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

Enc. Receipt No. N023911

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORTUSE TYPEWRITER OR
BALLPOINT PENState law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Idaho Asphalt Supply, Inc.
Address W. 4325 Prairie Ave., Post Falls ID 83854
Owner's Permit No. 95-8246

7. WATER LEVEL

Static water level 140 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality good

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Baller ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
80+ ESTIMATED AIRLIFT		

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☒ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water Yes/No
	From	To		
8"	0	83	Boulders, cobble, gravel	XX
6"	83	160	Cobble, gravel, coarse	XX
6"	160	182	Gravel, coarse, some fine silt	X
6"	182	192	Gravel, coarse	X

4. METHOD DRILLED

☐ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter		From	To
.250	Inches	8	Inches + 1	feet 59
.250	Inches	6	Inches 1 1/2	feet 192
	Inches		Inches	feet
	Inches		Inches	feet

Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
	perforations	feet
	perforations	feet
	perforations	feet

Well screen installed? ☐ Yes ☒ No

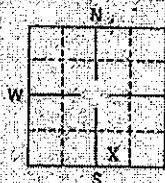
Manufacturer's name _____

Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feetGravel packed? ☐ Yes ☒ No ☐ Size of gravel _____
Placed from _____ feet to _____ feetSurface seal depth 59 Material used in seal: ☐ Cement grout
☒ Puddling claySealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depthMethod of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld☐ Cemented between strata

Describe access port _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Kootenai

1/4 SE 1/4 Sec. 19 T. 51N. N/S. R. 5W. E/W.

10.

Work started 3/18/83OCT 07 1983
Finished _____

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name FONDEROSA DRILLING Firm No. 228E. 6010 Broadway
Address Spokane, WA 99206 Date 3/22/83

Signed by (Firm Official) _____

and

(Operator) _____

W. Scott Barratt

Keith Vermillion