

State of Idaho
Department of Water Resources

AMENDED Permit to Appropriate Water AMENDED

NO. 95-11690

Priority: December 17, 2009

Maximum Diversion Rate: 0.20 CFS

This is to certify, that MYERS WATER ASSN INC
C/O JANET JOHNSON
9317 W PRAIRIE AVE
POST FALLS 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>
DOMESTIC	01/01 to 12/31	0.12 CFS
IRRIGATION	03/15 to 11/01	0.09 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4SW1/4 Sec. 24, Twp 51N, Rge 05W, B.M. KOOTENAI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
51N 05W 24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X						

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
51N 05W 24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											3.0						3.0

Total Acres: 3

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
51N 05W 24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X						

State of Idaho
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Permit to Appropriate Water
NO. 95-11690

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2011**.
2. Subject to all prior water rights.
3. Domestic use is for 6 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
4. 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.
5. 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.
6. Stockwater use is for 35 mixed head.
7. 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 7th 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

July 8, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MYERS WATER ASSN INC
C/O JANET JOHNSON
9317 W PRAIRIE AVE.
POST FALLS, ID 83854

"CERTIFIED MAIL"

RE: Preliminary Order in the Matter of Permit No. 95-11690

Dear Permit Holder(s):

The accompanying order 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 unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

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

Sincerely,

A handwritten signature in blue ink that reads "Eric Davis". The signature is written in a cursive style with a large, stylized 'E' and 'D'.

Eric Davis
Senior Water Resources Agent

Enclosures

BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)		
95-11690 IN THE NAME OF)		PRELIMINARY ORDER
MYERS WATER ASSN INC)		CORRECTING PERMIT

This matter having come before the Department of Water Resources (Department) as a result of approval of water right permit 95-11690, the Department finds, concludes and orders:

FINDINGS OF FACT

1. On June 14, 2010 the Department approved water right permit 95-11690 and pursuant to the provisions of Section 42-204, Idaho Code.
2. The approved permit identified the proof of beneficial use due date as June 1, 2010.

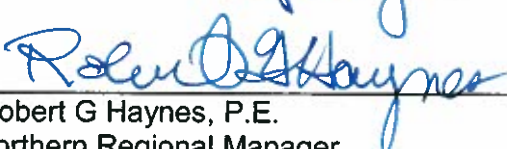
CONCLUSIONS OF LAW

1. The permit approval should accurately describe the water right as confirmed pursuant to Section 42-204, Idaho Code.
3. The permit approval incorrectly identified the proof of beneficial use due date as June 1, 2010.
4. The Department should correct the beneficial use due date to June 1, 2011.

ORDER

IT IS THEREFORE HEREBY ORDERED that Permit 95-11690 be **CORRECTED** by changing the proof of beneficial use due date to read June 1, 2011.

Dated this 7th day of July, 2010.



Robert G Haynes, P.E.
Northern Regional Manager

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of July, 2010, I mailed a true and correct copy, certified, postage prepaid, of the foregoing **LETTER, AMENDED PERMIT TO APPROPRIATE WATER NO. 95-11690 and PRELIMINARY ORDER CORRECTING PERMIT** to the person(s) listed below:

RE: Preliminary Order in the Matter of Permit No. 95-11690

Certified Mail:

MYERS WATER ASSN INC
C/O JANET JOHNSON
9317 W PRAIRIE AVE
POST FALLS ID 83854



DIANNE BALL, Administrative Assistant

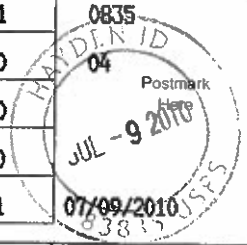
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POST FALLS ID 83854

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Certified Fee		\$2.80
Return Receipt Fee (Endorsement Required)		\$2.30
Restricted Delivery Fee (Endorsement Required)		\$0.00
Total Postage & Fees	\$	\$5.71



Sent To Myers Water Assn c/o Janet Johnson
Street, Apt. No.,
or PO Box No. 9317 W Prairie Ave
City, State, ZIP+4 Post Falls ID 83854

PS Form 3800, August 2005

See Reverse for Instructions