

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-12432

Priority: April 01, 2010

Maximum Diversion Rate: 0.20 CFS

This is to certify, that WORLEY FIRE PROTECTION DISTRICT
31541 S HIGHWAY 95
WORLEY ID 83876
(208) 686-1718

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>
FIRE PROTECTION	01/01 to 12/31	0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER, SE1/4NE1/4, Sec. 29, Twp 48N, Rge 05W, B.M., KOOTENAI County

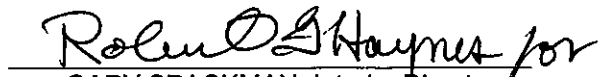
PLACE OF USE: FIRE PROTECTION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
48N	05W	29				X													

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **July 01, 2011**.
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. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
5. 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 9th 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

July 14, 2010

WORLEY FIRE PROTECTION DISTRICT
31541 S HIGHWAY 95
WORLEY ID 83876

RE: Permit No.95-12432

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 stylized with a large, prominent "K" and "F".

Keith E. Franklin

Sr. Water Resources Agent

Enclosure(s)

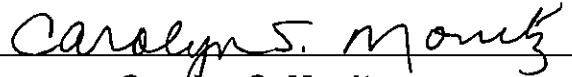
CERTIFICATE OF SERVICE

I hereby certify that on July 14, 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.

95-12432

**WORLEY FIRE PROTECTION DISTRICT
31541 S HIGHWAY 95
WORLEY ID 83876**

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

**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.

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

W.R. # 95-12432

APPLICATION ID # 76467

ENT. 5/3

BCA 5/27

OK to Publish

5/27/10 **P**

APPLICANT: Worley Fire Protection Dist. INITIAL REVIEW

BY: KJ

DATE: 5/3/2010

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 5/9 By: KJ
- ☐ Field check: by _____
- ☐ Field report attached
- ☐ Analysis Supp. attached(>5cfs/500af)
- ☐ Water delivered by water master? Water District # _____

PROCESSING

(Yes)(No)

PRIORITY DATE: 4/1/2010

(Include Moratorium Remark)

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

ADVERTISE IN:

Newspaper: CDA Kootenai County

Dates scheduled for publication 6/3 & 10/10

Affidavit of Publication received: 6/11/10

Dates actually published: 6/3 & 10/10

Application published correctly. Yes ☒ No ☐

If not, action taken: _____

Final Date for Protest: 6/2/10

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?

00054797 Dom. ☐ Non-Dom. ☐ Paid \$ 125

Dom. ☐ Non-Dom. ☐ Paid \$ _____

Dom. ☐ Non-Dom. ☐ Paid \$ _____

N023623
N024238

Yes
Y() N()
Y() N()
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.
- ☒ 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 A. Gordon

Date: 7/2/2010 Sr. Agent initial

KJ

AFFIDAVIT OF PUBLICATION

RECEIVED
JUN 11 2010
IDWR/NORTH

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

Jylene 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.

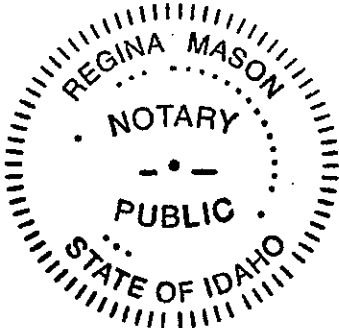
3. The Legal Notice

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 3 day of June, 2010, and ending on the 10 day of June, 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. Jylene Farmer On this 10 day of June in the year of 2010, before me, a Notary Public, personally appeared Jylene 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
JUN 11 2010
IDWR/NORTH

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

95-11842

MARK DOERFLER

KORY DOERFLER

11992 W SPANWAY RD

POST FALLS, ID 83854

Point of Diversion L3(NWNE) S10 T50N R05W KOOTENAI CO

Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 1/25/2010

Place Of Use: IRRIGATION T50N R05W S10 L3(NWNE)

Total Acres: 2

95-12245

PASQUALE MASTANTUONO

KAREN MASTANTUONO

5391 E SHORELINE DR

POST FALLS, ID 83854

Point of Diversion SWSW S23 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.1 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.1 CFS

Date Filed: 3/22/2010

Place Of Use: IRRIGATION T51N R05W S23 SWSW

Place Of Use: STOCKWATER same as IRRIGATION

Total Acres: 5

Stockwater use is for 5 head of mixed stock

95-12344

LYLE WENDLING

KATHY WENDLING

16274 S LOFFS BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L2(SENW) S26 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

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

Total Diversion: 0.03 CFS

Date Filed: 4/9/2010

Place Of Use: IRRIGATION T49N R04W S26 L2(SENW)

Total Acres: 1

95-12367

GRAND VIEW ACRES LLC

PO BOX 36

WORLEY, ID 83876

Point of Diversion SESE S16 T48N R05W KOOTENAI CO

Source UNNAMED STREAM Tributary LAKE CREEK

Point of Diversion SESE S16 T48N R05W KOOTENAI CO

Source GROUND WATER

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

Use: IRRIGATION STORAGE 01/01 to 12/31 22.6 AF

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

Use: WILDLIFE STORAGE 01/01 to 12/31 19.6 AF

Use: RECREATION STORAGE 01/01 to 12/31 19.6 AF

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 19.6 AF

Use: AESTHETIC STORAGE 01/01 to 12/31 19.6 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 4/16/2010

Place Of Use: ALL STORAGE LOCATIONS T48N R05W S16 SESE

Place Of Use: IRRIGATION T48N R05W S16 SESE

Place Of Use: IRRIGATION FROM STORAGE T48N R05W S16 SESE

Total Acres: 1

Recreational storage use is for swimming, fishing and boating.

95-12385

DANIEL J SHEEHAN

PO BOX 153

HAYDEN, ID 83835

Point of Diversion NWNW S23 T49N R04W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 4/21/2010

Place Of Use: DOMESTIC T49N R04W S23 NWNW

Domestic use is for 1 home/RV

95-12396

REAL LIFE MINISTRIES INC

1866 N CECIL RD

POST FALLS, ID 83854

Point of Diversion L4(SENE) S36 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 3/19/2010

Place Of Use: IRRIGATION T51N R05W S36 L4(SENE)

Total Acres: 4

95-12432

WORLEY FIRE PROTECTION DISTRICT

PO BOX 160

WORLEY, ID 83876

Point of Diversion SENE S29 T48N R05W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.2 CFS

Date Filed: 4/1/2010

Place Of Use: FIRE PROTECTION T48N R05W S29 SENE

95-12434

GERALD L STANTON

7806 W MILL HOLLOW LN

COEUR D ALENE, ID 83814

Point of Diversion L2(SWNW) S17 T48N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

Use: IRRIGATION 03/15 to 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/30/2010

Place Of Use: IRRIGATION

T48N R04W S17 L2(NWNW) L2(SWNW)

Total Acres: 2

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 6/21/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 10056

June 3, 10, 2010



WORLEY FIRE DISTRICT
31541 SOUTH HIGHWAY 95
WORLEY, IDAHO 83876

June 4, 2010

*Corrected in Worley files
6/7/10 D*

State of Idaho
Department of Water Resources
ATTN: Dianne Ball
7600 North Mineral Drive. Ste. 100
Coeur d'Alene, ID 83815

RE: Permit Application #95-12432

Dear Ms. Ball:

Please update the mailing address for the Worley Fire Protection District to:

31541 South Highway 95
Worley, ID 83876

Please contact our office if you have any further concerns or need any additional information.

Thank you,

Daniel E. Sneve,
Chief

CC: File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
10 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Return Service Requested



Please file,

WORLEY FIRE PROTECTION DISTRICT
PO BOX 160
WORLEY, ID 83876

RECEIVED

JUN - 1 2010

IDWR/North

Letter

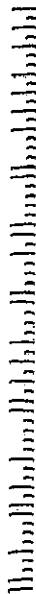
Remailed to

31541 SHwy 95

*Address changed
request coming 6/14/10 db*

RETURN TO SENDER
WORLEY FIRE DISTRICT
31541 S HWY 95
WORLEY ID 83876

RETURN TO SENDER



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

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MARK DOERFLER

KORY DOERFLER

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POST FALLS, ID 83854

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Source SPOKANE RIVER Tributary COLUMBIA RIVER

Use: IRRIGATION 03/15 to 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 1/25/2010

Place Of Use: IRRIGATION T50N R05W S10 L3(NWNE)

Total Acres: 2

95-12245

PASQUALE MASTANTUONO

KAREN MASTANTUONO

5391 E SHORELINE DR

POST FALLS, ID 83854

Point of Diversion SWSW S23 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.1 CFS

Use: STOCKWATER 01/01 to 12/31 0.02 CFS

Total Diversion: 0.1 CFS

Date Filed: 3/22/2010

Place Of Use: IRRIGATION T51N R05W S23 SWSW

Place Of Use: STOCKWATER same as IRRIGATION

Total Acres: 5

Stockwater use is for 5 head of mixed stock

95-12344

LYLE WENDLING

KATHY WENDLING

16274 S LOFFS BAY RD

COEUR D ALENE, ID 83814

Point of Diversion L2(SENW) S26 T49N R04W KOOTENAI CO

Source COEUR D ALENE LAKE Tributary SPOKANE RIVER

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

Total Diversion: 0.03 CFS

Date Filed: 4/9/2010

Place Of Use: IRRIGATION T49N R04W S26 L2(SENW)

Total Acres: 1

95-12367

GRAND VIEW ACRES LLC

PO BOX 36

WORLEY, ID 83876

Point of Diversion SESE S16 T48N R05W KOOTENAI CO

Source UNNAMED STREAM Tributary LAKE CREEK

Point of Diversion SESE S16 T48N R05W KOOTENAI CO

Source GROUND WATER

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

Use: IRRIGATION STORAGE 01/01 to 12/31 22.6 AF

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

Use: WILDLIFE STORAGE 01/01 to 12/31 19.6 AF

Use: RECREATION STORAGE 01/01 to 12/31 19.6 AF

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 19.6 AF

Use: AESTHETIC STORAGE 01/01 to 12/31 19.6 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 0.03 CFS

Total Diversion: 0.03 CFS

Date Filed: 4/16/2010

Place Of Use: ALL STORAGE LOCATIONS

T48N R05W S16 SESE

Place Of Use: IRRIGATION T48N R05W S16 SESE

Place Of Use: IRRIGATION FROM STORAGE

T48N R05W S16 SESE

Total Acres: 1

Recreational storage use is for swimming, fishing and boating.

95-12385

DANIEL J SHEEHAN

PO BOX 153

HAYDEN, ID 83835

Point of Diversion NWNW S23 T49N R04W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.04 CFS

Date Filed: 4/21/2010

Place Of Use: DOMESTIC T49N R04W S23 NWNW

Domestic use is for 1 home/RV

95-12396

REAL LIFE MINISTRIES INC

1866 N CECIL RD

POST FALLS, ID 83854

Point of Diversion L4(SENE) S36 T51N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.12 CFS

Total Diversion: 0.12 CFS

Date Filed: 3/19/2010

Place Of Use: IRRIGATION T51N R05W S36 L4(SENE)

Total Acres: 4

95-12432

WORLEY FIRE PROTECTION DISTRICT

PO BOX 160

WORLEY, ID 83876

Point of Diversion SENE S29 T48N R05W KOOTENAI CO

Source GROUND WATER

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

Total Diversion: 0.2 CFS

Date Filed: 4/1/2010

Place Of Use: FIRE PROTECTION T48N R05W S29 SENE

95-12434

GERALD L STANTON

7806 W MILL HOLLOW LN

COEUR D'ALENE, ID 83814

Point of Diversion L2(SWNW) S17 T48N R04W KOOTENAI CO

Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER

Use: IRRIGATION 03/15 to 11/15 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 4/30/2010

Place Of Use: IRRIGATION

T48N R04W S17 L2(NWNW) L2(SWNW)

Total Acres: 2

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 6/21/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 6/3/2010 and 6/10/2010

Ball, Dianne

From: Ball, Dianne
Sent: Thursday, May 27, 2010 2:16 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Jaylene Farmer
Subject: Application for Permit No. 95-11842, 95-12245, 95-12344, 95-12367, 95-12385, 95-12396, 95-12432, 95-12434

Good afternoon, Jaylene,

This is regarding one of our "regular" legal notices. I will probably only have this one for you this time, considering the holiday, etc.

Please publish the enclosed legal notice on the dates indicated, June 3 and 10, 2010, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

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 6/21/2010. Your cooperation is greatly appreciated.

Please send a proof/preview copy for my review before this goes to press. Again, I've tried to match your font and spacing, but occasionally I need to have minor adjustments in layout.



LegalNotice
5-27-10 CDA e-mai.

Thanks for all your super 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



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 27, 2010

WORLEY FIRE PROTECTION DISTRICT
PO BOX 160
WORLEY, ID 83876

Application For Permit No. 95-12432

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 6/3/2010 and 6/10/2010. 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,

A handwritten signature in black ink, appearing to read 'Keith Franklin', is written over a horizontal line.

Keith Franklin
Sr. Water Resource Agent

FEB 25 2018

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE COEUR D' ALENE-SPOKANE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 49576

Ident. Number _____

Date Received: 2-25-10Receipt No: 21023623AReceived By: mm

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

RECEIVED

FEB 25 2010

Please type or print clearly

IDWR / NORTH

1. Name of Claimant (s) Worley Fire Protection DistrictPhone (208) 686-1718

Mailing Address

P.O. Box 160WorleyIDZIP 838762. Date of Priority (Only one (1) per claim) October 02 2008

Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____

which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 48N, Range 05W, Section 29,
SE, 1/4 of NE, 1/4 Govt. Lot _____, BM., County of BoiseParcel (PIN) no. 48N05W1292250

Additional points of diversion if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WellSealing Procedures: Bentonite (350# dry granular) to 40'Casing/Liner: 6" Welded Casing to 40', Steel, .250 Gauge,4" S40 PVC Liner from 20' to 320'Perforations/Screens: Saw Cut 1/8" x 6" Slot from 300' to 320'

SCANNED

FEB 25 2010

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Fire Protection purposes from 01-01 to 12-31 amount 4.00 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.00 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Fire Protection System; One (1) Fire Station

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	5W	29				F													

Parcel (PIN) no(s) 48N05W292250

Total number of acres irrigated 01

10. In which county (ies) are lands listed above as place of use located? Kootenai

11. Do you own the property listed above as place of use? Yes (X) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

First well For Domestic or None ()

13. Remarks: See Attached Well Driller Report

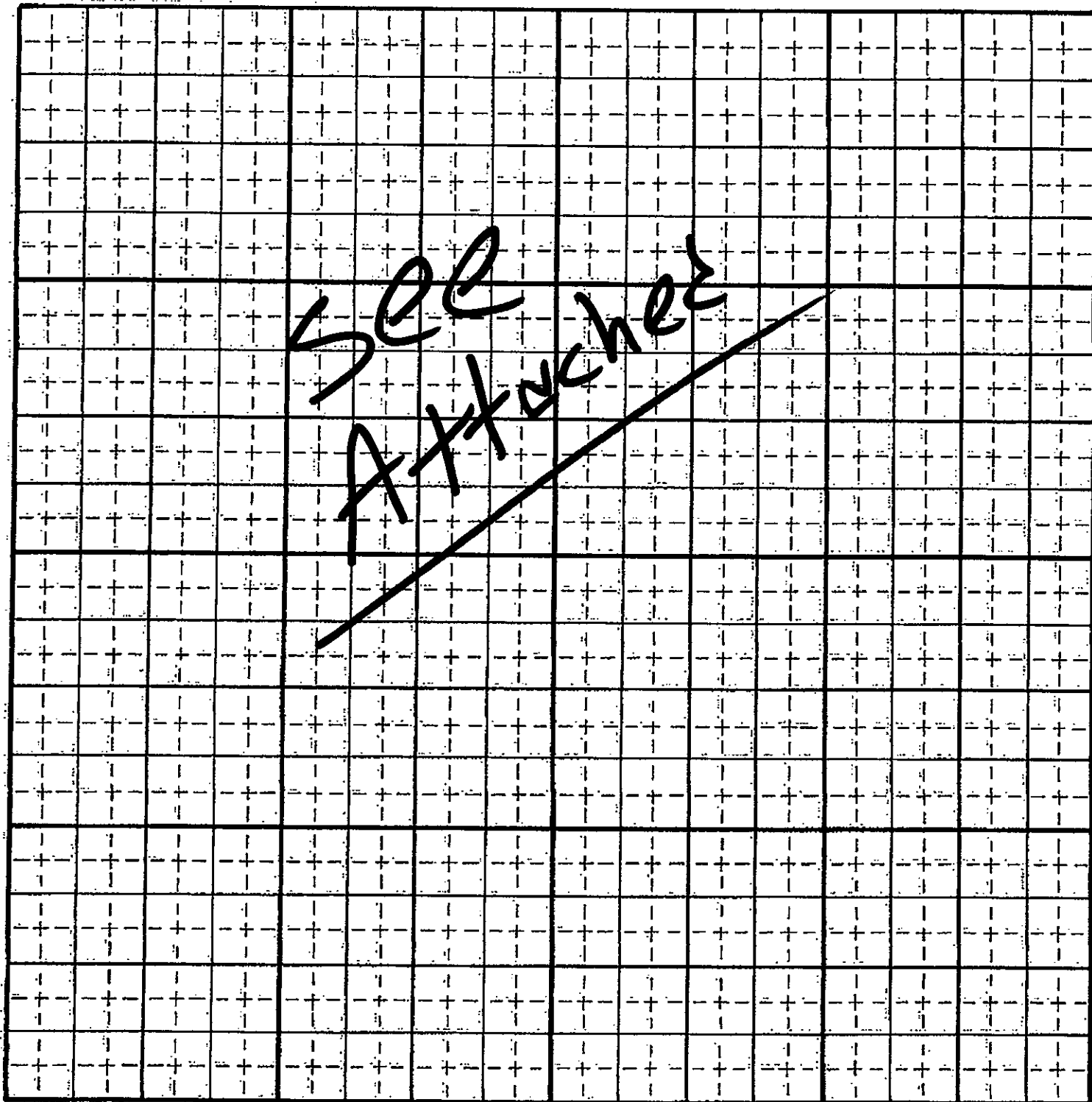
Last Name Worley Fire District Identification No. _____

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FEB 25 2010

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

Scale: 2 Inches equals 1 mile



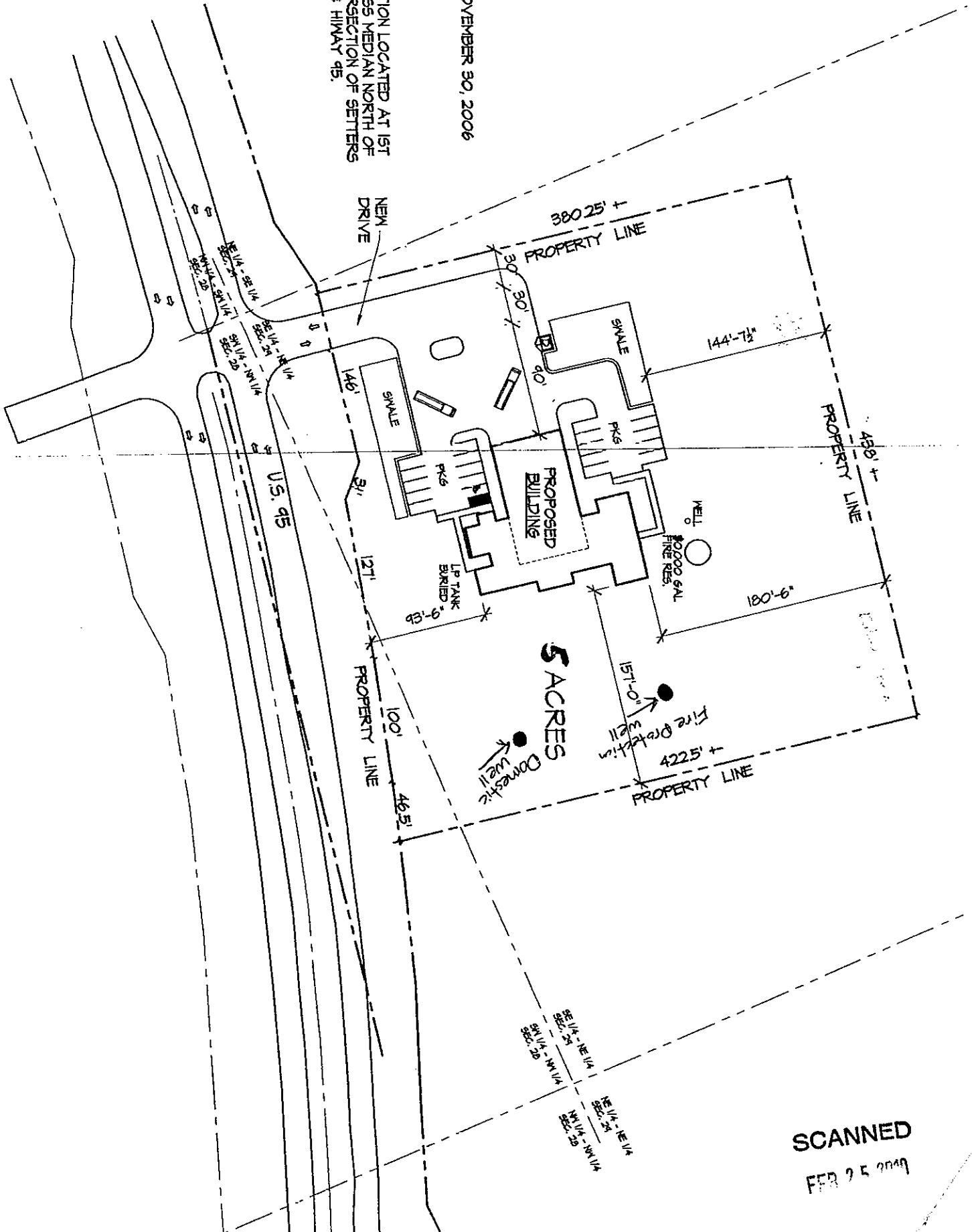
Last Name Worley Fire District Identification No. _____

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FEB 25 2010

NOVEMBER 30, 2006

STATION LOCATED AT 1ST
CROSS MEDIAN NORTH OF
INTERSECTION OF SETTERS
RD & HWAY 95.



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FEB 25 2009

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 00054797

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane River Basin Adjudication." (b.) I/We do () do not () wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 03

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

Fire Chief of Worley Fire District
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent D. S. S. Date 02/04/2010

Title and Organization Fire Chief Worley Fire District

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Last Name Worley Fire District Identification No. _____

SCANNED
FEB 25 2010



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

DAVID R. TUTHILL, JR.
Director

April 5, 2010

Daniel Sneve, Chief
Worley Fire Protection District
PO Box 160
Worley, ID 83876

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

Dear Mr. Sneve:

As per our telephone conversation this morning, the Worley Fire Protection District requests to change the diversion rate, on their recently submitted application from 4.0 cfs (1795 gallons per minute) to 0.2 cfs (90 gallons per minute). Also, what follows is a breakdown of the fees already submitted and a balance owing;

Paid	\$75.00	Receipt No. N023623 For three Adjudication Claims.
	-\$50.00	For two Accepted Adjudication Claims.
Balance	\$25.00	
Paid	\$175.00	For a new water right application Receipt No. N023980.
Balance	\$200.00	
	-\$100.00	Fee for the corrected water right application.
	-\$125.00	Well upgrade fee.
Balance	\$25.00	Owing.

To finalize the application for a new water right, please submit a check made payable the Idaho Department of Water Resources in the amount of \$25.00 within the next 30 days, so as not to delay processing. If you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent

COPY

Franklin, Keith

From: Taylor, Greg
Sent: Monday, April 05, 2010 6:33 AM
To: Franklin, Keith
Subject: FW: Mosquito Creek Diverted

From: Jim Brady [mailto:jbrady@idl.idaho.gov]
Sent: Friday, April 02, 2010 9:28 AM
To: Taylor, Gregory J NWW; Taylor, Greg; Reinhart, Mary E NWW
Subject: Mosquito Creek Diverted

Greg and Beth, I just received a call from a reliable source that Paul Trunnell, 266-1789, has diverted Mosquito Creek and is filling wetlands. The location is just below the old U of I Extension campus in Clark Fork. Trunnell is known for bad behavior. Not our jurisdiction. I can try to help if you need.

Jim Brady, Lands Resource Specialist Sr.-
Minerals and Navigable Waters
Idaho Department of Lands
2550 Highway 2 West
Sandpoint Idaho 83864
(208) 263-5104 (208) 263-0724 fax

<http://www.idl.idaho.gov>

Ball, Dianne

From: Ball, Dianne
Sent: Friday, April 30, 2010 3:19 PM
To: Marston, Sascha
Cc: Franklin, Keith
Subject: Modification of two separate Receipts - for Worley Fire Protection District

Worley Fire Protection District application for new water right – and well upgrade fee.

After reading this – if you need further explanation, contact me or Keith Franklin. This can prove to be confusing.

For an attempt at a general explanation see attached **copy of Keith Franklin's letter** dated April 5, 2010 with copies of receipt **N023623** and **N023980** together with copy of receipt No. **N024218** issued today for the balance due for well upgrade fee...total for well upgrade fee \$125.00 – part pulled for each of the first 2 receipts, balance from receipt issued today.



Worley Fire Dist
receipts.pdf



Worley Fire Dist wrk
sheet.pdf...

We need to move funds from receipt No. N023623 and N023980 as follows:

From Receipt No. N023623 - \$75.00 originally for three Northern Idaho Adjudication Claims – only two were accepted. We need to move \$25.00 from that Receipt number to apply to a partial payment of a \$125.00 well upgrade fee – Drilling Permits

From Receipt No. N023980 – \$175.00 originally for new Water Right application (fee should only have been \$100.00) we need to move \$75.00 from that Receipt number to apply to a partial payment of a \$125.00 well upgrade fee – Drilling Permits

That makes \$100 toward a \$125.00 well upgrade fee.

This, coupled with new receipt No. N024118 in the amount of \$25.00, receipted today, will bring well upgrade fee total to: \$125.00.

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

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Sincerely,

Keith E. Franklin
Senior Water Resources Agent

2/25/10	NO 23623	\$ 75 ⁰⁰	Two Domestic Claims
4/2/10	NO 23980	\$ 175 ⁰⁰	W.R. Application
	<u>Total</u>	<u>\$ 250⁰⁰</u>	Balance

	<u>50.00</u>	Two Domestic Claim
	<u>\$ 200⁰⁰</u>	Balance
-	<u>\$ 100.00</u>	WR. Application
	<u>\$ 100.00</u>	Balance

-	<u>\$ 125.00</u>	Well upgrade fee
	<u>\$ 25.00</u>	Owing for Well upgrade

NO 23623	75 ⁰⁰	\$ 75 ⁰⁰	well upgrade
	175 ⁰⁰	\$ 175 ⁰⁰	Well upgrade
		<u>\$ 25⁰⁰</u>	Well upgrade deposit