

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-11404

Priority: October 21, 2009

Maximum Diversion Rate: 0.14 CFS

This is to certify, that GIAO ESTATES
6099 E GIAO WOODS CT
HAYDEN LAKE ID 83835
(208) 762-5890

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	0.08 CFS
IRRIGATION	03/15 to 11/15	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER, L1 (NE1/4NE1/4), Sec. 4, Twp 51N, Rge 03W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION same as DOMESTIC

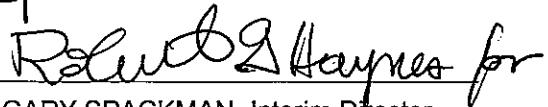
Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
51N 03W 4	2.0																2.0
	L 1																

Total Acres: 2

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2015**.
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. Domestic use is for 3 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. This right when combined with 95-11537 cannot exceed a diversion rate of 0.08 cfs for domestic use and 0.06 cfs for the irrigation of 2 acres.

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 1st day of April, 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

April 8, 2010

GIAO ESTATES
6099 E GIAO WOODS CT
HAYDEN LAKE ID 83835

RE: Permit No.95-11404

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 written in a cursive, flowing style.

Keith E. Franklin

Sr. Water Resources Agent

Enclosure(s)

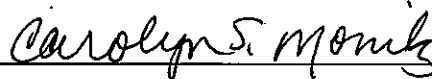
CERTIFICATE OF SERVICE

I hereby certify that on April 8, 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.

95-11404

**GIAO ESTATES
6099 E GIAO WOODS CT
HAYDEN LAKE ID 83835**

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. # 95-11404 APPLICATION ID # 76064 ENT. 10/23/09 BCA 1/28/10 OK to Publish 1/28/10
 APPLICANT: Giao Estates INITIAL REVIEW BY: KJ DATE: 10/23/2009

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 10/23 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: 10/21/2009
☒ (Include Moratorium Remark)
☒ Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).
 ADVERTISE IN: daa Kootenai County
 Newspaper: daa
 Dates scheduled for publication 2/4 & 11/10
 Affidavit of Publication received: 3/12/10
 Dates actually published: 2/4 & 11/10
 Application published correctly. Yes ☒ No ☐
 If not, action taken: _____

Final Date for Protest: 2/22/10
 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: <u>853799</u>	Tag # <u>0055423</u>	Type: <u>Dom.</u> ☒ Non-Dom. ☐	Fees <u>25⁰⁰</u>	Receipt No. <u>N022537</u>	Upgrade Needed? <u>Y() N()</u> <u>basic</u>
_____	_____	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: Keith Davidson Date: 3/15/2010 Sr. Agent initial KJ

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

95-11390

MONICA DIETRICH
MANFORD DIETRICH
5444 E WAVERLY LOOP
HAYDEN LAKE, ID 83835
Point of Diversion L3(SENW) S16 T51N R03W KOOTENAI CO
Source HAYDEN LAKE Tributary SINKS
Use: DOMESTIC 01/01 to 12/31 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 10/20/2009

Place Of Use: DOMESTIC T51N R03W S16 L3(SENW)

Domestic use is for 1 home.

95-11392

SUMMERFIELD WELL ASSN
17235 W SUMMERFIELD RD
POST FALLS, ID 83854
Point of Diversion SENW S17 T50N R05W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.14 CFS
Use: DOMESTIC 01/01 to 12/31 0.11 CFS
Total Diversion: 0.2 CFS
Date Filed: 10/16/2009
Place Of Use: DOMESTIC T50N R05W S17 NW
Place Of Use: IRRIGATION T50N R05W S17 N1/2NW SWNW
Total Acres: 4.5
Domestic use is for 6 homes

95-11394

BRAD STOUFFER
SHERRI STOUFFER
PO BOX 2970
COEUR D'ALENE, ID 83816
Point of Diversion NESENE S32 T50N R04W KOOTENAI CO
Point of Diversion SENENE S32 T50N R04W KOOTENAI CO
Source Both Points of Diversion are SPRINGS Tributary SINKS
Use: IRRIGATION STORAGE 01/01 to 12/31 5.9 AF
Use: IRRIGATION FROM STORAGE 03/15 to 11/15 3 AF
Use: STOCKWATER STORAGE 01/01 to 12/31 3 AF
Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF
Use: WILDLIFE STORAGE 01/01 to 12/31 2.9 AF
Use: FIRE PROTECTION STORAGE 01/01 to 12/31 2.9 AF
Total Diversion: 6 AF
Date Filed: 10/16/2009
Place Of Use: STOCKWATER STORAGE
T50N R04W S32 NENE SENE
Place Of Uses: All other uses same as STOCKWATER STORAGE
Total Acres: 1
Stockwater use is for 4 head of mixed stock.

95-11403

GUYMON LIVING TRUST
1150 BRIDLE DR
RICHLAND, WA 99352
Point of Diversion L1(NWNE) S16 T51N R03W KOOTENAI CO
Source HAYDEN LAKE Tributary SINKS
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 10/22/2009

Place Of Use: DOMESTIC T51N R03W S16 L1(NWNE)

Domestic use is for 1 home

95-11404

GIAO ESTATES
6099 E GIAO WOODS CT
HAYDEN LAKE, ID 83835
Point of Diversion L1(NENE) S4 T51N R03W KOOTENAI CO
Source GROUND WATER
Use: IRRIGATION 03/15 to 11/15 0.06 CFS
Use: DOMESTIC 01/01 to 12/31 0.08 CFS
Total Diversion: 0.14 CFS

Date Filed: 10/21/2009

Place Of Use: DOMESTIC T51N R03W S4 L1(NENE)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 2

Domestic use is for 3 homes.

95-11405

FRANK HETTMANN
16735 VISTA DEL VALLE CT
MORGAN HILL, CA 95037
Point of Diversion L3(NESW) S29 T50N R03W KOOTENAI CO
Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS

Date Filed: 10/23/2009

Place Of Use: DOMESTIC T50N R03W S29 L3(NESW)

Domestic use is for 1 home.

95-11411

LEON HARDY
LINDA HARDY
5419 S STATELINE RD
POST FALLS, ID 83854
Point of Diversion SESW S25 T50N R06W KOOTENAI CO
Source CABLE CREEK Tributary SPOKANE RIVER
Use: IRRIGATION 03/15 to 11/15 0.2 CFS
Use: STOCKWATER 01/01 to 12/31 0.02 CFS
Total Diversion: 0.2 CFS

Date Filed: 10/21/2009

Place Of Use: IRRIGATION T50N R06W S25 SESW

Place Of Use: STOCKWATER T50N R06W S25 E1/2SW

Total Acres: 10

Stockwater use is for 15 head of mixed stock

95-11421

CHARLES M MORRIS
5683 E HAYDEN LN RD
HAYDEN, ID 83835
Point of Diversion L4(SENE) S20 T51N R03W KOOTENAI CO
Source HAYDEN LAKE Tributary SINKS
Use: IRRIGATION 03/15 to 11/15 0.02 CFS
Total Diversion: 0.02 CFS

Date Filed: 10/27/2009

Place Of Use: IRRIGATION T51N R03W S20 L4(SENE)

Total Acres: .5

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 2/22/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal 8921

February 4, 11, 2010

RECEIVED

FEB 12 2010

~~IDWR / AFFIDAVIT~~ AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kelli Buley 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.

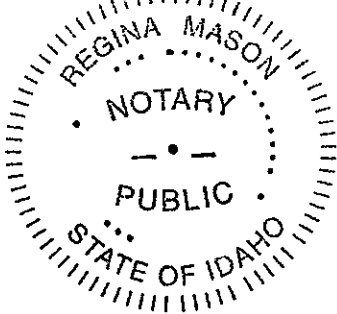
3. The Legal Notice

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 4 day of February, 2010, and ending on the 11 day of February, 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 Kelli Buley. On this 11 day of February in the year of 2010, before me, a Notary Public, personally appeared Kelli Buley, 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



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

95-11390

MONICA DIETRICH

MANFORD DIETRICH

5444 E WAVERLY LOOP

HAYDEN LAKE, ID 83835

Point of Diversion L3(SENW) S16 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.02 CFS

Date Filed: 10/20/2009

Place Of Use: DOMESTIC T51N R03W S16 L3(SENW)

Domestic use is for 1 home.

95-11392

SUMMERFIELD WELL ASSN

17235 W SUMMERFIELD RD

POST FALLS, ID 83854

Point of Diversion SENW S17 T50N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/15 to 11/15 0.14 CFS

Use: DOMESTIC 01/01 to 12/31 0.11 CFS

Total Diversion: 0.2 CFS

Date Filed: 10/16/2009

Place Of Use: DOMESTIC T50N R05W S17 NW

Place Of Use: IRRIGATION T50N R05W S17 N1/2NW SWNW

Total Acres: 4.5

Domestic use is for 6 homes

95-11394

BRAD STOUFFER

SHERRI STOUFFER

PO BOX 2970

COEUR D ALENE, ID 83816

Point of Diversion NESENE S32 T50N R04W KOOTENAI CO

Point of Diversion SENENE S32 T50N R04W KOOTENAI CO

Source Both Points of Diversion are SPRINGS Tributary SINKS

Use: IRRIGATION STORAGE 01/01 to 12/31 5.9 AF

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

Use: STOCKWATER STORAGE 01/01 to 12/31 3 AF

Use: STOCKWATER FROM STORAGE 01/01 to 12/31 0.1 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 2.9 AF

Use: FIRE PROTECTION STORAGE 01/01 to 12/31 2.9 AF

Total Diversion: 6 AF

Date Filed: 10/16/2009

Place Of Use: STOCKWATER STORAGE

T50N R04W S32 NENE SENE

Place Of Uses: All other uses same as STOCKWATER STORAGE

Total Acres: 1

Stockwater use is for 4 head of mixed stock.

95-11403

GUYMON LIVING TRUST

1150 BRIDLE DR

RICHLAND, WA 99352

Point of Diversion L1(NWNE) S16 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/22/2009

Place Of Use: DOMESTIC T51N R03W S16 L1(NWNE)

Domestic use is for 1 home

95-11404

GIAO ESTATES

6099 E GIAO WOODS CT

HAYDEN LAKE, ID 83835

Point of Diversion L1(NENE) S4 T51N R03W KOOTENAI CO

Source GROUND WATER

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

Use: DOMESTIC 01/01 to 12/31 0.08 CFS

Total Diversion: 0.14 CFS

Date Filed: 10/21/2009

Place Of Use: DOMESTIC T51N R03W S4 L1(NENE)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 2

Domestic use is for 3 homes.

95-11405

FRANK HETTMANN

16735 VISTA DEL VALLE CT

MORGAN HILL, CA 95037

Point of Diversion L3(NESW) S29 T50N R03W KOOTENAI CO

Source COEUR D'ALENE LAKE Tributary SPOKANE RIVER

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

Total Diversion: 0.04 CFS

Date Filed: 10/23/2009

Place Of Use: DOMESTIC T50N R03W S29 L3(NESW)

Domestic use is for 1 home.

95-11411

LEON HARDY

LINDA HARDY

5419 S STATELINE RD

POST FALLS, ID 83854

Point of Diversion SESW S25 T50N R06W KOOTENAI CO

Source CABLE CREEK Tributary SPOKANE RIVER

Use: IRRIGATION 03/15 to 11/15 0.2 CFS

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

Total Diversion: 0.2 CFS

Date Filed: 10/21/2009

Place Of Use: IRRIGATION T50N R06W S25 SESW

Place Of Use: STOCKWATER T50N R06W S25 E1/2SW

Total Acres: 10

Stockwater use is for 15 head of mixed stock

95-11421

CHARLES M MORRIS

5683 E HAYDEN LN RD

HAYDEN, ID 83835

Point of Diversion L4(SENE) S20 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 10/27/2009

Place Of Use: IRRIGATION T51N R03W S20 L4(SENE)

Total Acres .5

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 2/22/2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Legal #

Published on 2/4/2010 and 2/11/2010

Ball, Dianne

From: Ball, Dianne
Sent: Friday, January 29, 2010 1:47 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Kelli Buley
Subject: Application for Permit No. 95-11390, 95-11392, 95-11394, 95-11403, 95-11404, 95-11405, 95-11411, 95-11421

Attachments: LegalNotice 01-29-10 CDA e-mail 95-11390,92,94,403,04,05,411,421.doc

Good afternoon, Kelli,

This is a **second legal notice** being submitted for publication to start next week on February 4th.

Please publish the enclosed legal notice on the dates indicated, **February 4 and 11, 2010**, (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.



LegalNotice
1-29-10 CDA e-mai.

Please send a proof/preview copy for my review to double check layout. With columns being a little narrower, I'm not always sure I have the set-up quite right.

If you have ANY questions, please call me at number below or reply to this e-mail.

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 2/22/2010. Your cooperation is appreciated.

Thanks for all your wonderful 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

January 29, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

GIAO ESTATES
6099 E GIAO WOODS CT
HAYDEN LAKE, ID 83835

Application For Permit No. 95-11404

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 2/4/2010 and 2/11/2010. 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,

Keith Franklin
Sr. Water Resource Agent

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

95-114104

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

1. WELL TAG NO. D0055423

ING PERMIT N _____

Other IDWR No _____

2. OWNER:

Name **Timberwood Construction, Inc.**

Address 717 Dundee Drive

City Post Falls

State ID

Zip 83854

3. LOCATION OF WELL by legal description:

N		Twp	51N	North	☒ or	South	☐
Rge		03W	East	☐ or	West	☒	
Sec		04	1/4	SE	1/4	NE	1/4
Gov't Lot		10 Ac		40 Ac		160 Ac	
County		Kootenai					
Lat		47:47:59		Long		116:42:15	

hayden lake rd

Address of Well Site: (see next line)

City hayden

Lot

Blk

Sub. Name (see next line)

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	-40	15 SACKS	DRY POOR

Drive Shoe Used? ☒ Y ☐ N Shoe Depth(s) 278Drive Shoe Seal Tested? ☐ Y ☒ N How?

8. CASING/LINER

Diam	From	To	Gauge	Material	Casing	Liner	Weld	Threaded
6	+2	278	0.250	STEEL	☒	☐	☒	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length Headpipe N/A

Length Tailpipe N/A

9. PERFORATIONS/SCREENS

☒ Perforations? Method AIR☐ Screens? Screen Type

From	To	Slot	Nmbr	Diam	Material	Casing	Liner
260	280	1/2	500	3IN	STEEL	☒	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL or ARTESIAN PRESSURE

160 ft. below ground. Artesian pressure 0 lb.

Depth flow encountered 160 ft. Describe access port or control devices: CAP WELDED

11. WELL TESTS:

- ☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pump Level	Time
20 GPM EST	n/a	320	2HRS

Water Temp. COLD Bottom hole temp. COLD

Water Quality test or comments: (below) Depth first Water Encountered 160

CLEAR

12. LITHOLOGIC LOG (Describe repairs or abandonment)

Bore Diam	From	To	Remarks: Lithology, Water Quality and Temperature	Water	
8	0	4	CLAY GRAVEL	☐ Y	☒ N
8	4	70	BASALT	☐ Y	☒ N
8	70	110	CLAY BROWN	☐ Y	☒ N
8	110	170	BASALT BROKEN 5GP 160	☒ Y	☐ N
8	170	230	CLAY HARD GRAY	☐ Y	☒ N
8	230	278	BASALT HARD	☐ Y	☒ N
6	278	310	HARD BASALT	☐ Y	☒ N
6	310	318	BROKEN BASLT 15 GPM	☒ Y	☐ N
6	318	320	CLAY GRAY	☐ Y	☒ N

Completed Dept 320 (Measurable)

Date: Started 10/13/2008 Completed 10/15/2008

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

Timothy R. Volking

Date 10/14/2008

and

Supervisor or Operator Timothy R. Volking

Date 10/14/2008

Permit # 853799
Well # 429523