

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant City of Post Falls Phone (208)777-9857Post Office address 408 North Spokane Street, Post Falls, Idaho 83854**RECEIVED****DEC 16 2003****A. PURPOSE OF TRANSFER**

Department of Water Resources

- 1.
- ☐
- Change point of diversion
- ☒
- Add diversion point (s)*
- ☐
- Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes:
- To consolidate water rights of the City of Post Falls to allow use of portions of all the water rights from any well, including new wells within the system.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

RIGHT NUMBER	PRIORITY	AMOUNT	NATURE OF EACH	PERIOD OF USE
95-04457	01/01/1948	1.2	MUNICIPAL	JAN. 1 TO DEC. 31
95-04458	01/01/1945	1.69	MUNICIPAL	JAN. 1 TO DEC. 31
95-04460	01/01/1946	2.5	MUNICIPAL	JAN. 1 TO DEC. 31
95-07436	04/30/1974	4.0	MUNICIPAL	JAN. 1 TO DEC. 31
95-08048	08/11/1980	3.79	MUNICIPAL	JAN. 1 TO DEC. 31
95-08862	03/23/1994	4.68	MUNICIPAL	JAN. 1 TO DEC. 31
	TOTAL	17.86		

2. Total amount of water being transferred
- 17.86
- cubic feet per second and/or _____ acre feet per annum.

3. Source of water
- Ground Water
- tributary to _____

4. Point(s) of Diversion

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION
	NE	NE		34	51N	5W	KOOTENAI	WELL 3
	NW	NE		34	51N	5W	KOOTENAI	WELL 2
	NW	NE		34	51N	5W	KOOTENAI	WELL 1
	NW	SW		1	50N	5W	KOOTENAI	WELL 4
	SW	SE		27	51N	5W	KOOTENAI	WELL 5
1	NE	NE		2	50N	5W	KOOTENAI	WELL 6
	SW	SE		27	50N	5W	KOOTENAI	WELL 7
	NW	NW		34	51N	5W	KOOTENAI	WELL 8

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(70678)

5. Lands irrigated or place of use: Within the City of Post Falls Service Area No change

Twp.	Rgc.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total Acres _____

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PART 1**6. General Information:**

- a. Description of diversion system: The City of Post Falls ground water system consists of 6 wells and a piped distribution system. This transfer proposes to add two new wells to the system.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer. No change in the place of use.
- d. Remarks. The purpose of the transfer is to allow the City to recover lost production from its existing wells through the addition of new wells.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-04457

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854

Priority Date: 1984+/-
Basis: Tw 1948
Status:

<u>Source</u>	<u>Tributary</u>
Ground Water	N/A

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion

--- GROUND WATER NWNW SEC 34 TOWNSHIP 51N RANGE 05W KOOTENAI COUNTY

Place(s) of use: ENTIRE CITY OF POST FALLS

Remarks:

1. MUNICIPAL USE

9. Describe any other water rights used for the same purpose as described above 95-04458, 95-04460, 95-07436, 95-08048, 95-08862

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1. Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total Acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-04458

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854

Priority Date: 1945 +/-
Basis:
Status:

<u>Source</u>	<u>Tributary</u>
Ground Water	N/A

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			1.69 cfs	
Total Diversion			1.69 cfs	

Location of Point(s) of Diversion

GROUND WATER NWNE SEC 34 TOWNSHIP 51N RANGE 05W KOOTENAI COUNTY

Place(s) of use: *ENTIRE CITY OF POST FALLS*

Remarks:

1. *MUNICIPAL USE*

9. Describe any other water rights used for the same purpose as described above 95-04457, 95-04460, 95-07436, 95-08048, 95-08862

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? *No* If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1.	Amount	for purposes from	to
	(cfs/ac-ft)		
	Amount	for purposes from	to
	(cfs/ac-ft)		
	Amount	for purposes from	to
	(cfs/ac-ft)		

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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4. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	1/4	1/4	1/4	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-04460

<u>Owner Type</u> Current Owner	<u>Name and Address</u> City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854
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Priority Date: 1946 +/-
Basis:
Status:

<u>Source</u> Ground Water	<u>Tributary</u> N/A
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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			2.5	cfs
Total Diversion			2.5	cfs

Location of Point(s) of Diversion

GROUND WATER NWNE SEC 34 TOWNSHIP 51N RANGE 05W KOOTENAI COUNTY

Place(s) of use: *ENTIRE CITY OF POST FALLS*

Remarks:

1. *MUNICIPAL USE*

9. Describe any other water rights used for the same purpose as described above 95-04457, 95-04458, 95-07436, 95-08048, 95-08862

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1. Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	1/4	1/4	1/4	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-07436

<u>Owner Type</u> Current Owner	<u>Name and Address</u> City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854
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Priority Date: 4/30/1974
Basis:
Status:

<u>Source</u> Ground Water	<u>Tributary</u> N/A
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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			4.0	CFS
Total Diversion			4.0	CFS

Location of Point(s) of Diversion

GROUND WATER NWSW SEC 1 TOWNSHIP 50N RANGE 05W KOOTENAI COUNTY

Place(s) of use: *WITHIN THE CITY LIMITS OF POST FALLS*

Remarks:

1. *MUNICIPAL USE*

9. Describe any other water rights used for the same purpose as described above 95-04457, 95-04458, 95-04460, 95-08048, 95-08862

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1. Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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6. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	1/4	1/4	1/4	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-08048

<u>Owner Type</u> Current Owner	<u>Name and Address</u> City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854
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Priority Date: 8-11-1980
 Basis:
 Status:

<u>Source</u> Ground Water	<u>Tributary</u> N/A
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<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			3.79	CFS
Total Diversion			3.79	CFS

Location of Point(s) of Diversion

GROUND WATER SWSE SEC 27 TOWNSHIP 51N RANGE 05W KOOTENAI COUNTY

Place(s) of use: *WITHIN CITY LIMITS OF POST FALLS*

Remarks:

1. *MUNICIPAL USE*

9. Describe any other water rights used for the same purpose as described above 95-04457, 95-04458, 95-04460, 95-07436, 95-08862

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1.	Amount	for purposes from	to
	(cfs/ac-ft)		
	Amount	for purposes from	to
	(cfs/ac-ft)		
	Amount	for purposes from	to
	(cfs/ac-ft)		

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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7. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	1/4	1/4	1/4	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT AS RECORDED
WATER RIGHT NO. 95-08862

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	City of Post Falls 408 North Spokane Street Post Falls, Idaho 84854

Priority Date: 3/23/94
Basis:
Status:

<u>Source</u>	<u>Tributary</u>
Ground Water	N/A

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
Municipal			4.68	CFS
Total Diversion			4.68	CFS

Location of Point(s) of Diversion

GROUND WATER NWNE SEC 2 TOWNSHIP 50N RANGE 05W KOOTENAI COUNTY

Place(s) of use: *WITHIN THE CITY LIMITS OF POST FALLS*

Remarks:

1. *MUNICIPAL USE*

9. Describe any other water rights used for the same purpose as described above 95-04457, 95-04458, 95-04460, 95-07436, 95-08048

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C)

1. Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)
Amount for purposes from to
(cfs/ac-ft)

2. Points of Diversion:

LOT	¼	¼	¼	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

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8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (Omit if there is no change)

1. Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)
 Amount for purposes from to
 (cfs/ac-ft)

2. Points of Diversion:

LOT	1/4	1/4	1/4	SEC	TWP	RGE	COUNTY	LOCAL NAME FOR DIVERSION

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total Acres _____

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PART 3

B. CHANGES IN NATURE OF USE

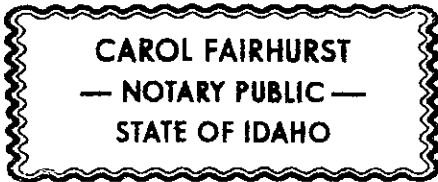
- | 1. | New Nature of Use | Amount | Hours/days/year | Period of Use |
|----|---|-------------------|-------------------|-------------------|
| | <u>N/A</u> | <u> </u> | <u> </u> | <u> </u> |
| 2. | Quantity and quality of return flows and location of discharge: <u>N/A</u> | | | |
| 3. | Describe effects on other water uses resulting from the proposed change: <u>N/A</u> | | | |

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Jerry Culler

(Signature of Applicant)

Subscribed and sworn before me this 28th day of March, 2003.



Carol Fairhurst

(Notary Public)

My commissions expires 09/06/08

FOR DEPARTMENT USE ONLY

Transfer contains 17 pages and 1 attachments.

Received by RMT Date 3/3/03 Protest filed by _____

Prelim check by _____ Fee 970.00 N 15543

Received by RMT Date 3/31/03

Published in see below Copies of protest forwarded by _____

Pub. Dates 8/21 + 28/03 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ by _____

Copy of transfer sent to lien holder _____

CdA Press

ok 8/29/03 cb

Lewiston Trib.

ok 8/29/03 cb

Times News

ok 9/2/03 cb

Post Register

ok 9/8/03 cb

Idaho Statesman

ok 9/8/03 cb

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IDWR/North

