

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 95-11366

Priority: October 14, 2009

Maximum Diversion Rate: 0.20 CFS

This is to certify, that DOWREYS WESTWOOD WATER LLC
2434 W WESSON AVE
ATHOL ID 83801

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	0.15 CFS
IRRIGATION	04/01 to 10/31	0.09 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE1/4SW1/4 Sec. 15, Twp 53N, Rge 04W, B.M. KOOTENAI County

PLACE OF USE: 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
53N 04W 15									X	X	X	X			X		

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
53N 04W 15									.3	.8	.8	1.0			.3		3.2

Total Acres: 3

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 01, 2011**.
2. Subject to all prior water rights.
3. Domestic use is for 13 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 does not grant any right-of-way or easement across the land of another.
6. 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.

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 10th day of March, 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

March 11, 2010

DOWREYS WESTWOOD WATER LLC
2434 W WESSON AVE
ATHOL ID 83801

RE: Permit No.95-11366

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.

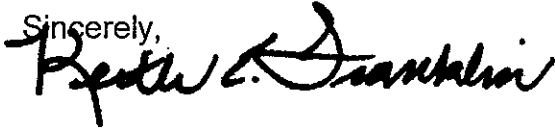
Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should 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)

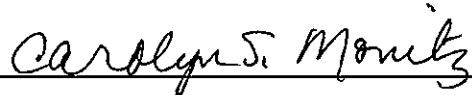
CERTIFICATE OF SERVICE

I hereby certify that on March 11, 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.

95-11366

**DOWREYS WESTWOOD WATER LLC
2434 W WESSON AVE
ATHOL ID 83801**

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. # 95-11366

APPLICATION ID # 76039

ENT. 10/15/10 BCA 1/26/10 OK to Publish 1/26/10

APPLICANT: Dowrey's Westwood Water LLC INITIAL REVIEW BY: KJ DATE: 10/15/2009

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)

PROCESSING

(Yes)(No) PRIORITY DATE: 10/14/2009

☐ ☒ (Include Moratorium Remark)
Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: Kootenai County

Newspaper: CDA

Dates scheduled for publication 2/4 & 11/10

Affidavit of Publication received: 2/12/10

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: _____

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

ADDITIONAL INFORMATION

- (Yes)(No)
☒ Shape File Created Date 10/15 By: KJ
☐ Field check: by _____
☐ Field report attached
☐ Analysis Supp. attached (>5cfs/500af)
☐ Water delivered by water master? Water District # _____

GROUNDWATER SECTION

WD Permit No.'s:	Tag #	Type:	Fees	Receipt No.	Upgrade Needed?
<u>96-80-N-114</u>	_____	Dom. _____ Non-Dom. _____	Paid \$ _____	_____	Y () N (x)
_____	_____	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: Well drilled prior to 1987

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: Eric P... Date: 2/24/2010 Sr. Agent initial ED

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

95-11365

TERRANCE DOBSON

JUDITH K DOBSON

6961 E HAYDEN BLVD

HAYDEN, ID 83835

Point of Diversion L4(NESW) S15 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.04 CFS

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

Total Diversion: 0.08 CFS

Date Filed: 10/8/2009

Place Of Use: IRRIGATION T51N R03W S15 L4(NESW)

Place Of Use: DOMESTIC same as IRRIGATION

Total Acres: 1

Domestic use is for 1 home.

95-11366

DOWREYS WESTWOOD WATER LLC

2434 W WESSON AVE

ATHOL, ID 83801

Point of Diversion SESW S15 T53N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.15 CFS

Total Diversion: 0.2 CFS

Date Filed: 10/14/2009

Place Of Use: DOMESTIC T53N R04W S15 SW SWSE

Total Acres: 3

Domestic use is for 13 homes.

95-11369

POULOS LOTS WATER ASSN

1732 OAK AVE

DAVIS, CA 95616

Point of Diversion L2(NENW) S11 T51N R03W KOOTENAI CO

Source GROUND WATER

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

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

Total Diversion: 0.23 CFS

Date Filed: 10/14/2009

Place Of Use: DOMESTIC T51N R03W S11 L2(NENW)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 4

Domestic use is for 5 homes

95-11377

GEORGE L ANDERSEN

5242 E WAVERLY LOOP

HAYDEN, ID 83835

Point of Diversion L2(SWNW) S16 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/15/2009

Place Of Use: DOMESTIC T51N R03W S16 L2(SWNW)

Domestic use is for 1 home.

95-11378

MCALLISTER FAMILY TRUST

1734 E ST. JAMES AVE

HAYDEN, ID 83835

Point of Diversion L4(SWSW) S31 T52N R03W KOOTENAI CO

Source UNNAMED STREAM Tributary SINKS

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

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

Total Diversion: 0.17 CFS

Date Filed: 10/15/2009

Place Of Use: IRRIGATION T52N R03W S31 L4(SWSW)

Place Of Use: STOCKWATER T52N R03W S31 L4(SWSW)

Total Acres: 5

Stockwater is for 10 head of mixed stock

95-11379

GEORGE R ZUBER

19950 W RIVERVIEW DR

POST FALLS, ID 83854

Points of Diversion(2) NENW S18 T50N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 10/16/2009

Place Of Use: IRRIGATION T50N R05W S7 SESW

T50N R05W S18 NENW

Total Acres: 8

95-11385

ANNE MARIE COULSON

JAMES MICHAEL COULSON

303 PALM DR

HERMOSA BEACH, CA 90254

Point of Diversion L2(NWNW) S14 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: 10/16/2009

Place Of Use: DOMESTIC T51N R03W S14 L2(NWNW)

Domestic use is for 1 home.

95-11389

DONALD L NICOL

3801 S LORETTA DR

SPOKANE VALLEY, WA 99206

Point of Diversion L3(SWNE) S15 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 S15 L3(SWNE)

Domestic use is for 1 home.

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 8920

February 4, 11, 2010

RECEIVED
FEB 12 2010

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 Lay Notice

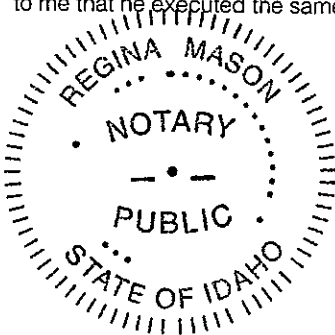
of which the annexed is a printed copy, was published in the regular Thursday issue of said newspaper for 2 consecutive weeks commencing on the 4 day of February 20 10, and ending on the 11 day of February 20 10, and such publication was made as often during said period as said Daily newspaper was regularly 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:

95-11365

TERRANCE DOBSON
JUDITH K DOBSON
6961 E HAYDEN BLVD
HAYDEN, ID 83835

Point of Diversion L4(NESW) S15 T51N R03W KOOTENAI CO
Source HAYDEN LAKE Tributary SINKS

Use: IRRIGATION 03/15 to 11/15 0.04 CFS

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

Total Diversion: 0.08 CFS

Date Filed: 10/8/2009

Place Of Use: IRRIGATION T51N R03W S15 L4(NESW)

Place Of Use: DOMESTIC same as IRRIGATION

Total Acres: 1

Domestic use is for 1 home.

95-11366

DOWREYS WESTWOOD WATER LLC
2434 W WESSON AVE
ATHOL, ID 83801

Point of Diversion SESW S15 T53N R04W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 04/01 to 10/31 0.09 CFS

Use: DOMESTIC 01/01 to 12/31 0.15 CFS

Total Diversion: 0.2 CFS

Date Filed: 10/14/2009

Place Of Use: DOMESTIC T53N R04W S15 SW SWSE

Total Acres: 3

Domestic use is for 13 homes.

95-11369

POULOS LOTS WATER ASSN
1732 OAK AVE
DAVIS, CA 95616

Point of Diversion L2(NENW) S11 T51N R03W KOOTENAI CO

Source GROUND WATER

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

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

Total Diversion: 0.23 CFS

Date Filed: 10/14/2009

Place Of Use: DOMESTIC T51N R03W S11 L2(NENW)

Place Of Use: IRRIGATION same as DOMESTIC

Total Acres: 4

Domestic use is for 5 homes

95-11377

GEORGE L ANDERSEN
5242 E WAVERLY LOOP
HAYDEN, ID 83835

Point of Diversion L2(SWNW) S16 T51N R03W KOOTENAI CO

Source HAYDEN LAKE Tributary SINKS

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

Total Diversion: 0.04 CFS

Date Filed: 10/15/2009

Place Of Use: DOMESTIC T51N R03W S16 L2(SWNW)

Domestic use is for 1 home.

95-11378

MCALLISTER FAMILY TRUST
1734 E ST. JAMES AVE
HAYDEN, ID 83835

Point of Diversion L4(SWSW) S31 T52N R03W KOOTENAI CO

Source UNNAMED STREAM Tributary SINKS

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

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

Total Diversion: 0.17 CFS

Date Filed: 10/15/2009

Place Of Use: IRRIGATION T52N R03W S31 L4(SWSW)

Place Of Use: STOCKWATER T52N R03W S31 L4(SWSW)

Stockwater is for 10 head of mixed stock

95-11379

GEORGE R ZUBER
19950 W RIVERVIEW DR
POST FALLS, ID 83854

Points of Diversion(2) NENW S18 T50N R05W KOOTENAI CO

Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.16 CFS

Total Diversion: 0.16 CFS

Date Filed: 10/16/2009

Place Of Use: IRRIGATION T50N R05W S7 SESW
T50N R05W S18 NENW

Total Acres: 8

95-11385

ANNE MARIE COULSON

JAMES MICHAEL COULSON

303 PALM DR

HERMOSA BEACH, CA 90254

Point of Diversion L2(NWNW) S14 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: 10/16/2009

Place Of Use: DOMESTIC T51N R03W S14 L2(NWNW)

Domestic use is for 1 home.

95-11389

DONALD L NICOL

3801 S LORETTA DR

SPOKANE VALLEY, WA 99206

Point of Diversion L3(SWNE) S15 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 S15 L3(SWNE)

Domestic use is for 1 home.

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: Wednesday, January 27, 2010 12:16 PM
To: Legal Notices-CdA Press; Legal Notices-CdAPress - Kelli Buley
Subject: Application for Permit No. 95-11365, 95-11366, 95-11369, 95-11377, 95-11378, 95-11379, 95-11385, 95-11389

Attachments: LegalNotice 01-27-10 CDA e-mail 95-11365,66,69,77,78,79,85,89.doc

Hi, Kelli,

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.

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

Please send a proof/preview copy for my review so I can check layout before this goes to press.



LegalNotice
1-27-10 CDA 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 very greatly appreciated.

Thanks, Kelli, for all your SUPER help, and have a marvelous afternoon and evening!

One joy scatters a hundred griefs.

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

January 27, 2010

DOWREYS WESTWOOD WATER LLC
2434 W WESSON AVE
ATHOL, ID 83801

Application For Permit No. 95-11366

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,

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

Keith Franklin
Sr. Water Resource Agent

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.

POSTED

1. WELL OWNER Name <u>Michael L. Hoxie</u> Address <u>30704 8th Ave. S.W., Federal Way, WA 98003</u> Owner's Permit No. <u>96-80-N-114</u>	7. WATER LEVEL Static water level <u>522</u> 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 _____																																																																												
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>15 gpm</u></td><td></td><td></td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>15 gpm</u>																																																																								
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>12</td><td>0</td><td>2</td><td>Top Soil</td><td></td><td>X</td></tr><tr><td>12</td><td>2</td><td>20</td><td>Sand, Gravel, Boulders</td><td></td><td>X</td></tr><tr><td>10</td><td>20</td><td>75</td><td>Cemented Gravel</td><td></td><td>X</td></tr><tr><td></td><td>75</td><td>140</td><td>Gravel, Boulders</td><td></td><td>X</td></tr><tr><td></td><td>140</td><td>265</td><td>Sand & Gravel, Cemented</td><td></td><td>X</td></tr><tr><td></td><td>265</td><td>315</td><td>Gravel, Boulders</td><td></td><td>X</td></tr><tr><td></td><td>315</td><td>405</td><td>Cemented Gravel</td><td></td><td>X</td></tr><tr><td></td><td>405</td><td>420</td><td>Boulders</td><td></td><td>X</td></tr><tr><td></td><td>420</td><td>480</td><td>Cemented Gravel</td><td></td><td>X</td></tr><tr><td></td><td>480</td><td>535</td><td>Boulders</td><td></td><td>X</td></tr><tr><td></td><td>535</td><td>560</td><td>Sand, Gravel, Water</td><td></td><td>X</td></tr></tbody></table> <u>6/17/80 AMP + VOLUME TEST</u> <u>ON PUMP</u> <u>18 AMPS ON L1 + L2</u> <u>@ 240 VOLTS</u> <u>FILLED 5 GAL BUCKET IN 15 SEC.</u> <u>FLOWING 20 GPM</u> <u>No PVC Liner Installed</u> <u>6" Drive Shoe Installed 181'</u> <u>8" Drive Shoe Installed</u> <u>10" Drive Shoe Installed</u> RECEIVED RECEIVED <u>JUL 23 1980</u> <u>AUG 1 1980</u> Department of Water Resources Northern District Office	Hole Diam.	Depth		Material	Water		From	To	Yes	No	12	0	2	Top Soil		X	12	2	20	Sand, Gravel, Boulders		X	10	20	75	Cemented Gravel		X		75	140	Gravel, Boulders		X		140	265	Sand & Gravel, Cemented		X		265	315	Gravel, Boulders		X		315	405	Cemented Gravel		X		405	420	Boulders		X		420	480	Cemented Gravel		X		480	535	Boulders		X		535	560	Sand, Gravel, Water		X
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4. METHOD DRILLED ☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____	10. Work started <u>7/10/80</u> finished <u>7/18/80</u>																																																																												
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>.250</u> inches</td><td><u>10</u> inches</td><td><u>1</u> feet</td><td><u>94</u> feet</td></tr><tr><td><u>.250</u> inches</td><td><u>6</u> inches</td><td><u>18</u> feet</td><td><u>359</u> feet</td></tr><tr><td><u>.250</u> inches</td><td><u>8</u> inches</td><td><u>4</u> feet</td><td><u>271</u> feet</td></tr></tbody></table> 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 <table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18'</u> Material used in seal: ☐ Cement grout ☒ Puddling clay ☐ Well cuttings Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth ☐ Weld Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld _____ ☐ Cemented between strata Describe access point _____	Thickness	Diameter	From	To	<u>.250</u> inches	<u>10</u> inches	<u>1</u> feet	<u>94</u> feet	<u>.250</u> inches	<u>6</u> inches	<u>18</u> feet	<u>359</u> feet	<u>.250</u> inches	<u>8</u> inches	<u>4</u> feet	<u>271</u> feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Ponderosa Drilling & Development, Inc. Firm Name _____ Firm No. <u>228</u> Address <u>E. 6010 Broadway</u> Date <u>July 21, 80</u> <u>Spokane, WA 99206</u> Signed by (Firm Official) <u>[Signature]</u> and <u>V. Scott Barratt</u> (Operator) <u>[Signature]</u>																																																
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6. LOCATION OF WELL Sketch map location must agree with written location. N E Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Benewah</u> SW <u>1/4</u> SE <u>1/4</u> Sec. <u>15</u> T. <u>53</u> N/S, R. <u>4W</u> E/W.	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Ponderosa Drilling & Development, Inc. Firm Name _____ Firm No. <u>228</u> Address <u>E. 6010 Broadway</u> Date <u>July 21, 80</u> <u>Spokane, WA 99206</u> Signed by (Firm Official) <u>[Signature]</u> and <u>V. Scott Barratt</u> (Operator) <u>[Signature]</u>																																																																												



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

09 SEP 28 PM 2:07

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

DOWREY'S WESTWOOD WATER, LLC

2. The complete street address, and mailing address if different, of the initial designated principal office:

2434 W. Wesson Ave, Athol, ID 83801

3. The name of the commercial registered agent; or the name and complete street address of the non-commercial registered agent:

Corporation Service Company, 1401 Shoreline Drive, Suite 2, Boise, ID 83702

4. The name and address of at least one member or manager of the limited liability company:

Name

Address

Michael S. Dowrey

2434 W. Wesson Ave, Athol, ID 83801

5. Mailing address for future correspondence (annual report notices):

2434 W. Wesson Ave, Athol, ID 83801

6. Future effective date of filing (optional):

Signature of an organizer(s). (An organizer is a member, or is acting in behalf of a required, and existing, initial member or members).

Signature

Deb Reeves

Typed Name:

Deb Reeves, Assistant Secretary,
Corporation Service Company

Signature

Typed Name:

Secretary of State use only

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Revised 07/2008

IDAHO SECRETARY OF STATE
09/28/2009 05:00
CK: NONE CT: 1157 BH: 1166014
1 @ 100.00 = 100.00 ORGAN LLC # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

W87236