

AMENDED

75824

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 26 2010

DEPARTMENT OF
WATER RESOURCES**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of Applicant(s) City of Coeur d'Alene Phone 208-769-2300Mailing address 710 E. Mullan Avenue Coeur d'Alene, ID 83814 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Jennifer Tinkey - Coeur d'Alene City Attorney's Office Phone 208-769-2323Mailing address 710 E. Mullan Avenue Coeur d'Alene, ID 83814 Email jtinkey@cdaid.org

- ☒ Send all correspondence for this application to the representative and not to the applicant.
- OR ☐ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Sandi Bloem Mayor of Coeur d'Alene

Print Name and Title if applicable_____
Signature of Applicant or Authorized Representative_____
Print Name and Title if applicable**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2.** SEE ATTACHED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. <u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
95-2164	3.61 cfs	Municipal	3/15 to 11/15	Groundwater
			to	
			to	
			to	
			to	
			to	
			to	
			to	
			to	
			to	
Total	3.61	cfs and/or	948	ac-ft

2. Total amount of water being transferred or changed 3.61 cubic feet per second and/or 948 acre-feet per annum.

3. Point(s) of Diversion: See attached list of City of Coeur d'Alene wells.

☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)

☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

[illegible]

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) City of Coeur d'Alene Water System
☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.) Service Area (see boundary map)

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

75024

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Submersible pumps and piping within ten groundwater wells.
All of the wells are located in buildings which can be locked. All of the wells except one, Clayton well, are metered. The Clayton well is not currently used for potable water. A meter could easily be included if required.
- b. Who owns the property at the point(s) of diversion? City of Coeur d'Alene
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: No. Hayden LLC quitclaimed the water right to the City. Since then, Hayden LLC has sold the property and no longer has any encumbrances associated with this property per Kootenai Title Co.
It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: _____
This land has been annexed into the City and is served by the City of Coeur d'Alene water system.
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: Water right #'s: 95-2111; 95-2133; 95-2198; 95-7142; 95-7181; 95-8565; 95-8647; 95-8672; 95-8938 & 95-9007.
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- Yes No
- ☐ ☒ undergone a period of five or more consecutive years of non-use,
- ☐ ☒ currently leased to the Water Supply Bank,
- ☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
- ☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

City of Coeur d'Alene wells

	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SW	SW		1	50N	04W	KOOTENAI	GROUNDWATER	4 th STREET WELL
	1	NE	NE		4	50N	04W	KOOTENAI	GROUNDWATER	ATLAS WELL
		SW	NW		12	50N	04W	KOOTENAI	GROUNDWATER	ANNIE WELL
	5	NW	SW		12	50N	04W	KOOTENAI	GROUNDWATER	LOCUST WELL
	4	SW	SW		12	50 N	04W	KOOTENAI	GROUNDWATER	LINDEN WELL
		SW	NE		26	51N	04W	KOOTENAI	GROUNDWATER	PRAIRIE WELL
		NE	NE		28	51N	04W	KOOTENAI	GROUNDWATER	LANDINGS WELL
		NE	NW	NW	35	51N	04W	KOOTENAI	GROUNDWATER	HANLEY WELL
	6	NE	SE		35	51 N	04W	KOOTENAI	GROUNDWATER	CLAYTON WELL
		SE	SW		36	51N	04W	KOOTENAI	GROUNDWATER	HONEYSUCKLE WELL

ATTACHMENT #9

75824
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

RECEIVED
MAY 11 2009
IDWR/NORTH

Name of Applicant(s) City of Coeur d'Alene Phone 208-769-2300

Mailing address 710 E. Mullan Avenue Coeur d'Alene, ID 83814 Email _____

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Signature of Applicant or Authorized Representative

Sandi Bloem Mayor of Coeur d'Alene

Print Name and Title if applicable

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

<u>1. Right Number</u>	<u>Amount</u> <u>(cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
95-2164	3.61 cfs	Irrigation	1/1 to 12/31	Groundwater
			to	
			to	
			to	
			to	
			to	
			to	
			to	
			to	
			to	
Total	3.61	cfs and/or	ac-ft	

2. Total amount of water being transferred or changed 3.61 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion: See attached list of City of Coeur d'Alene wells.

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

[illegible]

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) City of Coeur d'Alene Water System
☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.) Service Area (see boundary map)

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Submersible pumps and piping within eleven groundwater wells.
All of the wells are located in buildings which can be locked. All of the wells except one, Clayton well, are metered. The Clayton well is not currently used for potable water. A meter could easily be included if required.
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- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes | No | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1. of the application, attach a Proof Report (obtained from Department) or Details Report (obtained from website @ <http://www.idwr.idaho.gov/apps/ExtSearch/SearchWRAJ.asp>). Label it **Part 2A**.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable.

Right Number: _____

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

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

City of Coeur d'Alene, Idaho Supporting Narrative for Transfer Proposal

The proposed water right transfer requests additional points of diversion and a change in the place of use for Water Right # 95-2164. This water right has historically been used for irrigation purposes of 316 acres in Section 28 T51N R4W through a well in the SESW corner.

The above described acreage ("Hawk's Nest") was purchased by Hayden, LLC who thereafter quit claimed the water right (#95-2164) to the property to the City of Coeur d'Alene on October 22, 2007.

Hawk's Nest was annexed into the City of Coeur d'Alene and developed as a subdivision with individual parcels and ownership. Hawk's Nest is now within the water system service area of the City of Coeur d'Alene.

The City of Coeur d'Alene proposes to utilize the 3.61 cfs in Water Right #95-2164 for irrigation anywhere within the City of Coeur d'Alene water system service area by adding as diversion points all of the City's existing groundwater wells.

PART 1A.2

State of Idaho

License and Certificate of Water Right

Water License No. G-32088 Priority October 5, 1964 Amount 3.61 c.f.s.

THIS IS TO CERTIFY that RONALD L. RUSSELL-Assignee-WILLIAM A. TOMBARI

of Spokane, Washington, made application for a permit to appropriate the public waters of the State of Idaho, dated October 5, 1964; that Permit No. G-32088 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.61 second feet, was issued thereunder on February 13, 1968, showing that said works were completed on the 15 day of December, 1965; and that on the 15 day of December, 1965 RONALD L. RUSSELL -Assignor

of Spokane, State of Washington, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation under Use Permit No. G-32088 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume ~~XXXXX~~ on the 13 day of February, 1968.

The right hereby confirmed dates from October 5, 1964.

The Point of Diversion is located

in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 28, Twp. 51 N, R. 4 W, B.M. Kootenai County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.61 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
51 N	4 W	28	NE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$	40	38
			SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$	40	38
			SE $\frac{1}{4}$	160	160
			Total number of acres irrigated:		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 13 day of February, 1968.

R. Keith Higgins
State Reclamation Engineer.

32088

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-40224
Permit No. G-32088
District No.

95-
Assigned: *William A. Tomberlin*

1. Name of Applicant: Ronald L. Russell
609 W. 18th
Postoffice address: Spokane, Wash. County: Spokane State: Washington
2. Quantity of water claimed: 4.5 cfs
 - (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE 1/4 of the SW 1/4 of Section 28
Twp. 51 N., Rge. 4 W., B.M., County of Kootenai
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section, Twp.
Rge., B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section, Twp., Rge., B.M.
7. Kind of works: Drilled well, cased, pump and motor, sprinkler irrigation system
8. Estimated cost of works: \$36,765
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 4.5 (cubic feet per second, inches or gallons per minute) is for new lands.

City of Coeur d'Alene wells

	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #	
		SW	SW		1	50N	04W	KOOTENAI	GROUNDWATER	4 TH STREET WELL	A
	1	NE	NE		4	50N	04W	KOOTENAI	GROUNDWATER	ATLAS WELL	B
		SW	NW		12	50N	04W	KOOTENAI	GROUNDWATER	ANNIE WELL	C
	5	NW	SW		12	50N	04W	KOOTENAI	GROUNDWATER	LOCUST WELL	D
	4	SW	SW		12	50 N	04W	KOOTENAI	GROUNDWATER	LINDEN WELL	E
		SW	NE		26	51N	04W	KOOTENAI	GROUNDWATER	PRAIRIE WELL	F
		NE	NE		28	51N	04W	KOOTENAI	GROUNDWATER	LANDINGS WELL	G
		NE	NW	NW	35	51N	04W	KOOTENAI	GROUNDWATER	HANLEY WELL	H
	6	NE	SE		35	51 N	04W	KOOTENAI	GROUNDWATER	CLAYTON WELL	I
		SE	SW		36	51N	04W	KOOTENAI	GROUNDWATER	HONEYSUCKLE WELL	J
		SE	SE	SW	28	51N	04W	KOOTENAI	GROUNDWATER	HAWK'S NEST WELL	K

ATTACHMENT #9

Close

PART 2A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-2111

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 04/20/1955

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SENE	
		6		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		7		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		8		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
		17		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		18		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		19		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
04W	1		NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		2	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		3	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		4	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		9	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		10	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		11	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		12	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		13	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

51N	03W	14	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		15	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		24	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		31	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	25	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		26	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		27	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		28	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		34	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		35	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
	36		NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 09/16/1960

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-2133

Owner Type	Name and Address
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 07/21/1960

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
MUNICIPAL	01/01	12/31	2.27 CFS	
Total Diversion			2.27 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		6		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		18		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		19		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	13		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

51N	03W	14	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		15	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		24	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		31	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	25	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		26	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		27	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		28	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	33	33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		34	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
	35	35	NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
	36		NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 10/12/1965

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-2198

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 12/13/1966

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	5.12 CFS	
Total Diversion			5.12 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SENE	
		6		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		7		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		8		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
		17		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		18		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		19		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	13		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

51N	03W	14	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		15	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		24	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		31	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	25	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		26	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		27	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		28	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	33	33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		34	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
	35	35	NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW
			NESE		NWSE		SWSE		SESE
	36		NENE		NWNE		SWNE		SENE
			NENW		NWNW		SWNW		SENW
			NESW		NWSW		SWSW		SESW
			NESE		NWSE		SWSE		SESE

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 05/21/1973

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-7142

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 05/03/1971

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	12/31	2.45 CFS	
Total Diversion			2.45 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
		6		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
		7		NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		8		NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
		17		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
		18		NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		19		NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
04W	1		NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		2	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		3	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		4	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		9	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		10	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		11	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		12	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		13	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

51N	03W	14	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	04W	24	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		25	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		27	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		28	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		34	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		35	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
		36	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	X35	Rights 95-7142 and 95-8565 when combined shall not exceed a total diversion rate of 9.58 cfs.
2.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
3.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
6.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
7.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8.	004	This right does not grant any right-of-way or easement across the land of another.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 07/13/1976

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 9.58

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-7181

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 03/14/1972

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	5.73 CFS	
Total Diversion			5.73 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SENE	
		6		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		7		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		8		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
		17		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		18		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		19		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SESE
			NESE	NWSE	SWSE	SESE
	13		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE

51N	03W	14	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		15	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		24	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		31	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	25	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		26	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		27	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		28	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		34	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		35	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
		36	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 04/02/1974

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-8565

Owner Type	Name and Address
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 12/07/1987

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
MUNICIPAL	1/01	12/31	7.55 CFS	
Total Diversion			7.55 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Licensed Diversion Capacity: 9.58

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SENE	
		6		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		7		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		8		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
		17		NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		18		NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
				NENE			NWNE			SWNE			SENE	
		19		NENW			NWNW			SWNW			SENE	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	

			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	21		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	29		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

51N	03W	13	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		14	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		15	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	04W	24	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		31	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		25	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		27	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		28	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		33	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		34	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SESW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

	35	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENW
		NESW	NWSW	SWSW	SESW
		NESE	NWSE	SWSE	SESE
	36	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENW
		NESW	NWSW	SWSW	SESW
		NESE	NWSE	SWSE	SESE

Conditions of Approval:

1.	X35	Rights 95-7142 and 95-8565 when combined shall not exceed a total diversion rate of 9.58 cfs.
2.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
3.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
6.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
7.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8.	004	This right does not grant any right-of-way or easement across the land of another.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 01/05/1993

Decreed Date:

Permit Proof Due Date: 3/1/1989

Permit Proof Made Date: 10/3/1988

Permit Approved Date: 2/1/1988

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:
Application Received Date: 12/07/1987
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 9.58

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-8647

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 03/19/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	7.3 CFS	
Total Diversion			7.3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Licensed Diversion Capacity: 7.3

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		6		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		18		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		19		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	

			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	21		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	29		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

51N	03W	13	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		14	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		15	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		24	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		31	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
	04W	25	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		27	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		28	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		33	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		34	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE

	35	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SESE
		NESE	NWSE	SWSE	SESE
	36	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SESE
		NESE	NWSE	SWSE	SESE

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 08/30/1994

Decreed Date:

Permit Proof Due Date: 9/1/1992

Permit Proof Made Date: 6/10/1992

Permit Approved Date: 8/13/1990

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 03/19/1990
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-8672

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 08/27/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	1/01	12/31	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Licensed Diversion Capacity: 6.9

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		6		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		18		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		19		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	

			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	21		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	29		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

51N	03W	13	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		14	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		15	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		24	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		31	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		04W	NENE	NWNE	SWNE	SENE
		25	NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		27	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		28	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		33	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE
		34	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENE
			NESW	NWSW	SWSW	SENE
			NESE	NWSE	SWSE	SENE

	35	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SESE
		NESE	NWSE	SWSE	SESE
	36	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SESE
		NESE	NWSE	SWSE	SESE

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 12/18/1991

Decreed Date:

Permit Proof Due Date: 11/1/1991

Permit Proof Made Date: 12/20/1990

Permit Approved Date: 11/14/1990

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 08/27/1990

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-8938

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 02/08/1996

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	4.57 CFS	
Total Diversion			4.57 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Licensed Diversion Capacity: 4.57

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		6		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		7		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		18		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		19		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		20		NENE			NWNE			SWNE			SENE	

			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	21		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	29		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

51N	03W	13	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		14	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		15	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	04W	24	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		31	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		25	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		27	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		28	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		33	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		34	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

	35	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SENE
		NESE	NWSE	SWSE	SENE
	36	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENE
		NESW	NWSW	SWSW	SENE
		NESE	NWSE	SWSE	SENE

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 09/25/1998

Decreed Date:

Permit Proof Due Date: 4/1/1998

Permit Proof Made Date: 2/23/1998

Permit Approved Date: 4/10/1996

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 02/08/1996

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/9/2009

WATER RIGHT NO. 95-9007

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF COEUR D ALENE WATER DEPARTMENT 3800 RAMSEY RD COEUR D ALENE, ID 83815 (208)769-2379

Priority Date: 01/25/1999

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	12/31	7.8 CFS	
Total Diversion			7.8 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 01	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NENE Lt 1	Sec. 04	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNW	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	NWSW Lt 5	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWSW Lt 4	Sec. 12	Township 50N	Range 04W	KOOTENAI County
GROUND WATER	SWNE	Sec. 26	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENE	Sec. 28	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	NENWNW	Sec. 35	Township 51N	Range 04W	KOOTENAI County

GROUND WATER	NESE Lt 6	Sec. 35	Township 51N	Range 04W	KOOTENAI County
GROUND WATER	SESW	Sec. 36	Township 51N	Range 04W	KOOTENAI County

Place(s) of use:

Place of Use Legal Description: MUNICIPAL KOOTENAI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
50N	03W	5		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		6		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		7		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		8		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		16		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		18		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		19		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	
		20		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SESW	
				NESW			NWSW			SWSW			SESE	
				NESE			NWSE			SWSE			SENE	

		21	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
		29	NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
04W	1		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	2		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	3		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	4		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	9		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	10		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	11		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	12		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
	13		NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

51N	03W	14	NESW	NWSW	SWSW	SESW
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			NENW	NWNW	SWNW	SENW
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			NENW	NWNW	SWNW	SENW
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			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
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			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
	04W	25	NESW	NWSW	SWSW	SESW
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			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
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			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		33	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		34	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
		35	NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
			NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW

			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
		36	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	WB4	The total instantaneous diversion of water from all points of diversion under Rights 95-2111, 95-2133, 95-2198, 95-7142, 95-7181, 95-8565, 95-8647, 95-8672, 95-8938 and 95-9007 shall not exceed 48.37 cfs.
2.	T17	Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3.	01Q	After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4.	124	Place of use is within the service area of the City of Coeur d Alene municipal water supply system as provided for under Idaho Law.
5.	102	The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
6.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7.	004	This right does not grant any right-of-way or easement across the land of another.
8.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dates:

Licensed Date: 01/31/2003

Decreed Date:

Permit Proof Due Date: 4/1/2000

Permit Proof Made Date: 2/22/2000

Permit Approved Date: 4/2/1999

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 01/25/1999

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

DANIEL J. ENGLISH 4P I 2134420000
KOOTENAI CO. RECORDER Page 1 of 4
BBB Date 12/04/2007 Time 13:13:37
REC-REQ OF COEUR D'ALENE CITY
RECORDING FEE: 0.00
2134420000 DD 4

**QUIT CLAIM DEED
(Water Rights)**

THIS DEED, made this 22nd day of October, 2007, by and between Hayden, LLC, an Idaho limited liability company ("Grantor"), whose address is c/o Tim Mueller, Tomlinson North, 1400 Northwood Center Court, Coeur d'Alene, ID 83814, and the City of Coeur d'Alene, a municipal corporation ("Grantee"), whose address is 710 E. Mullan Ave., Coeur d'Alene, Idaho 83814.

WITNESSETH, that the Grantor, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, hereby conveys, release, remise, and forever quit claim unto the Grantee and its assigns forever, the water rights to that certain property located in the South Half of Township 51 North, Range 4 West, Boise Meridian, Section 28 and more particularly described by metes and bounds in Exhibit "A" attached hereto and incorporated herein, a portion of which has been platted as Lots 1 through 13, Block 1; Lots 1 through 14, Block 2; Lots 1 through 14, Block 3; Lots 1 through 20, Block 4; Lots 1 through 18, Block 5; Lots 1 through 16, Block 6; Lots 1 through 12, Block 7; Lots 1 through 4, Block 8; Lots 1 through 4, Block 9; Lot 1, Block 10 and Lot 1, Block 11, Hawk's Nest according to the plat recorded in Book J, Page 418, records of Kootenai County, Idaho; which water right is described as Water Right No. 95-2164, Records of Idaho Department of Water Resources.

TOGETHER with all and singular the hereditaments and appurtenances thereto

TO HAVE AND TO HOLD the said water rights above bargained and described with the appurtenances, unto the Grantee, its heirs and assigns forever.

IN WITNESS WHEREOF, the Grantor has executed this deed on the date first written above.

HAYDEN, LLC

BY: Tim A. Mueller
Member

STATE OF IDAHO

)

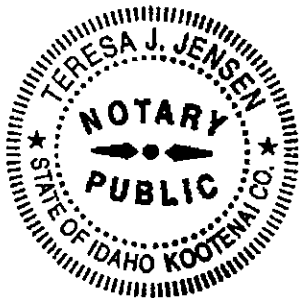
: ss

County of Kootenai

)

On this 22nd day of October, 2007, before me personally appeared Tim A. Mueller, to me known to be a member of Hayden, LLC, the limited liability company that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act of said limited liability company, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute the said instrument on behalf of said limited liability company.

GIVEN UNDER MY HAND AND OFFICIAL SEAL the day and year in this certificate first above written.



Teresa J. Jensen
Notary Public (Signature)
Residing at: Kootenai
My commission expires: 8/20/2010

EXHIBIT "A"

A PORTION OF THE SOUTH HALF OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, KOOTENAI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A P.K. NAIL SET IN CONCRETE WITH A WASHER MARKED PLS 4182 MARKING THE SOUTH QUARTER CORNER OF SAID SECTION 28, FROM WHICH A 2 INCH DIAMETER BRASS CAP MARKED PLS 4182 MARKING THE CENTER QUARTER CORNER OF SECTION 28 BEARS N01°22'04"E A DISTANCE OF 2658.32 FEET, SAID POINT BEING THE TRUE POINT-OF-BEGINNING FOR THE DESCRIPTION:

THENCE, ALONG THE SOUTH SECTION LINE OF SAID SECTION 28 N88°39'10"W A DISTANCE OF 2552.34 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED 9367 ON THE EASTERLY RIGHT OF WAY LINE OF HUETTER ROAD:

THENCE, ALONG SAID EASTERLY RIGHT OF WAY LINE N01°06'06"E A DISTANCE OF 2112.40 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED PLS 9367 ON THE SOUTHWEST CORNER OF TAX NUMBER 5600;

THENCE, ALONG THE SOUTHWESTERLY LINE OF SAID TAX NUMBER 5600, S51°24'30"E A DISTANCE OF 162.97 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED PLS 9367 AT THE SOUTHERN MOST CORNER OF TAX NUMBER 5600;

THENCE, ALONG THE EASTERLY LINE OF SAID TAX NUMBER 5600 N38°51'57"E A DISTANCE OF 456.47 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED PLS 9367 AT AN ANGLE POINT ON SAID EASTERLY LINE.

THENCE, CONTINUING ALONG SAID EASTRLY LINE, N55°39'12"E A DISTANCE OF 469.10 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED PLS 9367 ON THE EAST-WEST CENTERLINE OF SAID SECTION 28;

THENCE, ALONG SAID EAST-WEST CENTERLINE, S88°56'16"E A DISTANCE OF 1773.67 FEET TO A 2 INCH DIAMETER BRASS CAP MARKED PLS 4182 MARKING THE CENTER QUARTER CORNER OF SECTION 28;

THENCE, ALONG EAST-WEST CENTER OF SECTION LINE OF SAID SECTION 28 S88°56'43"E A DISTANCE OF 2603.44 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED 9367 ON THE WESTERLY RIGHT OF WAY LINE OF ATLAS ROAD;

THENCE, ALONG SAID WESTERLY RIGHT OF WAY LINE S01°23'55"W A DISTANCE OF 2671.48 FEET TO A 5/8" REBAR WITH PLASTIC CAP MARKED PLS 9367 ON THE SOUTH LINE OF SAID SECTION 28;

THENCE, ALONG SAID SOUTH LINE N88°39'20"W A DISTANCE OF 2601.96 FEET TO THE TRUE POINT-OF-BEGINNING;

SAID PARCEL CONTAINING 309.631 ACRES OF LAND, MORE OR LESS.



1989724

Escrow No. 05-8056

WARRANTY DEED

FOR VALUE RECEIVED

Terence M. Tombari, as his separate property, an undivided 25% interest and Merilee Tombari Moser, as her separate property, an undivided 25% interest and Lawrence P. Tombari, as his separate property, an undivided 25% interest and Veronica M. Tombari, a single woman, an undivided 25% interest

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

^{L.L.C.}
Hayden, LLC, an Idaho Limited Liability Company

GRANTEES(s), whose current address is: c/o Tomlinson Black North Idaho
1400 Northwood Center Court, Coeur d'Alene, ID 83814
the following described real property in Kootenai County, State of Idaho, more particularly described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof for legal description

This document may be executed in counterparts, each of which shall be deemed an original regardless of the date of its execution and delivery. All such counterparts together shall constitute one and the same document.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: October 6, 2005

Terence M. Tombari
Lawrence P. Tombari

Merilee Tombari Moser

Veronica M. Tombari

STATE OF _____)
) ss.
COUNTY OF _____)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared
Terence M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

STATE OF _____)
) ss.

1989724



COUNTY OF)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Merilee Tombari Moser

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

STATE OF NEVADA)

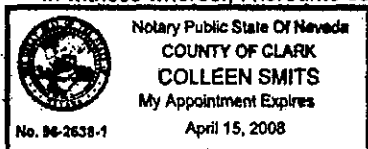
COUNTY OF CLARK) ss.

On this 17th day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Lawrence P. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.



Colleen Smits

Notary Public in and for said State NEVADA

Residing at: LAS VEGAS

Commission Expires: APRIL 15, 2008

STATE OF)

COUNTY OF) ss.

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Veronica M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

1989724

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPTING THEREFROM THAT PORTION DEEDED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY DESCRIBED AS A STRIP OF LAND 100 FEET WIDE BEING 50 FEET ON EACH SIDE OF THE CENTERLINE WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 28 ABOVE 546 FEET SOUTH OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 28;

THENCE SOUTHEASTERLY IN A STRAIGHT LINE TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER ABOUT 100 FEET NORTH OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER.

ALSO EXCEPTING A TRACT OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER, RUNNING;

THENCE NORTH 89 DEGREES 48' EAST, A DISTANCE OF 866.00 FEET TO A POINT;

THENCE SOUTH 52 DEGREES 50' WEST, A DISTANCE OF 468.4 FEET;

THENCE SOUTH 39 DEGREES 18' 30" WEST, A DISTANCE OF 457.3 FEET TO A POINT ON THE NORTHERLY LINE OF THE RIGHT OF WAY OF THE COEUR D'ALENE BRANCH OF THE SPOKANE INTERNATIONAL RAILROAD;

THENCE NORTH 52 DEGREES 20' 30" WEST, ALONG THE RIGHT OF WAY A DISTANCE OF 257.5 FEET TO A POINT;

THENCE NORTH 00 DEGREES 08' 30" EAST ON THE WEST LINE OF SECTION 28, A DISTANCE OF 457.6 FEET TO THE PLACE OF BEGINNING.

PARCEL 2:

THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPT A TRACT CONVEYED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY BY DEED RECORDED IN BOOK 37 OF DEEDS AT PAGE 406, DESCRIBED AS;

1989724

EXHIBIT "A"
LEGAL DESCRIPTION

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER;

THENCE NORTH 163 FEET;

**THENCE SOUTHEASTERLY ALONG A LINE PARALLEL TO AND 50 FEET DISTANT FROM THE
CENTER LINE OF THE COEUR D'ALENE AND PEND O'REILLE RAILWAY TO A POINT ON
THE SOUTH LINE OF THE SOUTHEAST QUARTER A DISTANCE OF 208 FEET EAST OF
THE SOUTHWEST CORNER THEREOF;**

THENCE WEST ALONG THE SOUTH LINE TO THE PLACE OF BEGINNING.



1989724

Escrow No. 05-8056

WARRANTY DEED

FOR VALUE RECEIVED

Terence M. Tombari, as his separate property, an undivided 25% interest and Merilee Tombari Moser, as her separate property, an undivided 25% interest and Lawrence P. Tombari, as his separate property, an undivided 25% interest and Veronica M. Tombari, a single woman, an undivided 25% interest

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

^{L.L.C.}
Hayden, LLC, an Idaho Limited Liability Company

GRANTEES(s), whose current address is: c/o Tomlinson Black North Idaho
1400 Northwood Center Court, Coeur d'Alene, ID 83814
the following described real property in Kootenai County, State of Idaho, more particularly described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof for legal description

This document may be executed in counterparts, each of which shall be deemed an original regardless of the date of it's execution and delivery. All such counterparts together shall constitute one and the same document.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: October 6, 2005

Terence M. Tombari

Merilee Tombari Moser
Merilee Tombari Moser

Lawrence P. Tombari

Veronica M. Tombari

STATE OF _____)
COUNTY OF _____) ss.

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Terence M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State
Residing at: _____
Commission Expires: _____

STATE OF _____)
_____) ss.



1989724

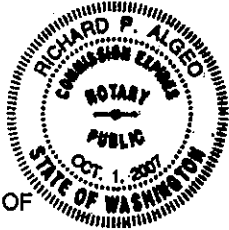
STATE OF WASHINGTON
COUNTY OF SPOKANE

On this 14 day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Merilee Tombari Moser

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.



Richard P. Algeo
Notary Public in and for said State

Residing at:

Commission Expires:

SPOKANE, WA
10-01-07

STATE OF

COUNTY OF

)
) ss.
)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Lawrence P. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

STATE OF

COUNTY OF

)
) ss.
)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Veronica M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

1989724

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPTING THEREFROM THAT PORTION DEEDED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY DESCRIBED AS A STRIP OF LAND 100 FEET WIDE BEING 50 FEET ON EACH SIDE OF THE CENTERLINE WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 28 ABOVE 546 FEET SOUTH OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 28;

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PARCEL 2:

THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPT A TRACT CONVEYED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY BY DEED RECORDED IN BOOK 37 OF DEEDS AT PAGE 406, DESCRIBED AS;

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EXHIBIT "A"
LEGAL DESCRIPTION

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CENTER LINE OF THE COEUR D'ALENE AND PEND O'REILLE RAILWAY TO A POINT ON
THE SOUTH LINE OF THE SOUTHEAST QUARTER A DISTANCE OF 208 FEET EAST OF
THE SOUTHWEST CORNER THEREOF;**

THENCE WEST ALONG THE SOUTH LINE TO THE PLACE OF BEGINNING.



1989724

Escrow No. 05-8056

WARRANTY DEED

STATE OF IDAHO
COUNTY OF KOOTENAI
AT THE REQUEST OF

LandAmerica Lawyers Title

2005 OCT 20 P 3:01

DANIEL J. ENGLISH

DEPUTY

FEES

45-

FOR VALUE RECEIVED

Terence M. Tombari, as his separate property, an undivided 25% interest and Merilee Tombari Moser, as her separate property, an undivided 25% interest and Lawrence P. Tombari, as his separate property, an undivided 25% interest and Veronica M. Tombari, a single woman, an undivided 25% interest

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:

Hayden, LLC, an Idaho Limited Liability Company

c/o Tomlinson Black North Idaho

GRANTEES(s), whose current address is:

1400 Northwood Center Court, Coeur d'Alene, ID 83814

the following described real property in
described as follows, to wit:

Kootenai County, State of Idaho, more particularly

See Exhibit "A" attached hereto and made a part hereof for legal description

This document may be executed in counterparts, each of which shall be deemed an original regardless of the date of its execution and delivery. All such counterparts together shall constitute one and the same document.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: October 6, 2005

Terence M. Tombari

Merilee Tombari Moser

Lawrence P. Tombari

Veronica M. Tombari

STATE OF Washington)

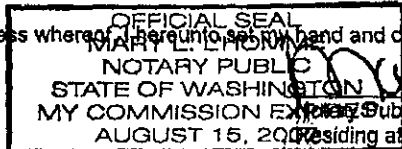
COUNTY OF Spokane)

) ss.

On this 19th day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared
Terence M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, hereunto set my hand and official seal.



Commission Expires:

STATE OF)

) ss.

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

THE SOUTHWEST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPTING THEREFROM THAT PORTION DEEDED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY DESCRIBED AS A STRIP OF LAND 100 FEET WIDE BEING 50 FEET ON EACH SIDE OF THE CENTERLINE WHICH IS DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SECTION 28 ABOVE 546 FEET SOUTH OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION 28;

THENCE SOUTHEASTERLY IN A STRAIGHT LINE TO A POINT ON THE EAST LINE OF THE SOUTHWEST QUARTER ABOUT 100 FEET NORTH OF THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER.

ALSO EXCEPTING A TRACT OF LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER,
RUNNING;

THENCE NORTH 89 DEGREES 48' EAST, A DISTANCE OF 866.00 FEET TO A POINT;

THENCE SOUTH 52 DEGREES 50' WEST, A DISTANCE OF 468.4 FEET;

THENCE SOUTH 39 DEGREES 18' 30" WEST, A DISTANCE OF 457.3 FEET TO A POINT ON THE NORTHERLY LINE OF THE RIGHT OF WAY OF THE COEUR D'ALENE BRANCH OF THE SPOKANE INTERNATIONAL RAILROAD;

THENCE NORTH 52 DEGREES 20' 30" WEST, ALONG THE RIGHT OF WAY A DISTANCE OF 257.5 FEET TO A POINT;

THENCE NORTH 00 DEGREES 08' 30" EAST ON THE WEST LINE OF SECTION 28, A DISTANCE OF 457.6 FEET TO THE PLACE OF BEGINNING.

PARCEL 2:

THE SOUTHEAST QUARTER OF SECTION 28, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO.

EXCEPT A TRACT CONVEYED TO THE COEUR D'ALENE AND PEND O'REILLE RAILWAY COMPANY BY DEED RECORDED IN BOOK 37 OF DEEDS AT PAGE 406, DESCRIBED AS;

1989724

Order No. 05-8056

EXHIBIT "A"
LEGAL DESCRIPTION

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER;

THENCE NORTH 163 FEET;

THENCE SOUTHEASTERLY ALONG A LINE PARALLEL TO AND 50 FEET DISTANT FROM THE
CENTER LINE OF THE COEUR D'ALENE AND PEND O'REILLE RAILWAY TO A POINT ON
THE SOUTH LINE OF THE SOUTHEAST QUARTER A DISTANCE OF 208 FEET EAST OF
THE SOUTHWEST CORNER THEREOF;

THENCE WEST ALONG THE SOUTH LINE TO THE PLACE OF BEGINNING.



1989724

Escrow No. 05-8056

WARRANTY DEED

FOR VALUE RECEIVED

Terence M. Tombari, as his separate property, an undivided 25% interest and Merilee Tombari Moser, as her separate property, an undivided 25% interest and Lawrence P. Tombari, as his separate property, an undivided 25% interest and Veronica M. Tombari, a single woman, an undivided 25% interest

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto:
Hayden, ^{L.L.C.} ~~LLC~~, an Idaho Limited Liability Company

GRANTEES(s), whose current address is: c/o Tomlinson Black North Idaho
1400 Northwood Center Court, Coeur d'Alene, ID 83814
the following described real property in Kootenai County, State of Idaho, more particularly described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof for legal description

This document may be executed in counterparts, each of which shall be deemed an original regardless of the date of it's execution and delivery. All such counterparts together shall constitute one and the same document.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Date: October 6, 2005

Terence M. Tombari

Merilee Tombari Moser

Lawrence P. Tombari

Veronica M. Tombari

STATE OF)
) ss.
COUNTY OF)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Terence M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State
Residing at: _____
Commission Expires: _____

STATE OF)
) ss.



1989724

COUNTY OF)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Merilee Tombari Moser

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

STATE OF)

) ss.

COUNTY OF)

On this _____ day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Lawrence P. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public in and for said State

Residing at: _____

Commission Expires: _____

STATE OF Washington)

) ss.

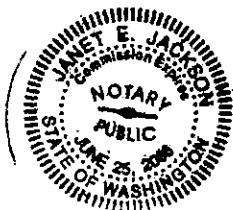
COUNTY OF Spokane)

On this 19th day of October, in the year of 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared

Veronica M. Tombari

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.



Janet E. Jackson

Notary Public in and for said State

Residing at: Spokane Valley, WA

Commission Expires: 6-25-2006

1989724

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