

RECEIVED

JAN 25 2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
STATEMENT OF COMPLETION
FOR SUBMITTING PROOF OF BENEFICIAL USE

FOR OFFICE USE ONLY
Amt. of Fee \$: 50.00
Receipt No: N023457
Receipt By: _____
Date Received: 1/25/10

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources considers this form a statement by the permit holder(s) that development of a water right has been completed and that water has been applied to beneficial use to the extent described below. This form must be accompanied by an examination fee, when necessary, or by a completed Beneficial Use Field Report prepared by a certified water right examiner. Please refer to the instructions and fee schedule for this form. If ownership of the permit has changed, please contact any Department office or visit the Department's website at: www.idwr.idaho.gov for an Assignment of Permit form. If you wish to relinquish your permit because you have not established the authorized use of the water and are not applying for an extension, please notify the Department in writing.

1. Permit No. 95-10985 Telephone No. (509) 747-2477
2. Name of Permit Holder(s): Floyd A. Damon
3. Mailing Address: 316 W. High Drive City Spokane
State WA. Zip 99203 Email: N.A.
4. Source of Water: Hayden Lake, ID If GROUND WATER (well), Date Drilled: mo. _____ / yr. _____
Well Driller: _____ Drilling Permit Number: _____
5. Extent of use(s) completed (as authorized by the water right permit):
Domestic (No. of households): 1 Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: IDWR / NORTH
6. Total rate of diversion or storage volume for which proof is submitted: 0.06 cfs OR _____ acre-feet.
7. Compliance with a Measuring Device requirement and/or other Conditions of Permit: (Refer to the approval conditions on your permit and respond accordingly.)

Measuring Device: Is a measuring device required?
If yes, has the measuring device been installed?

Yes ☐	or No ☒
Yes ☐	or No ☐

Conditions of Permit: Does your permit require you to submit additional information in connection with your proof of beneficial use? (If yes, please list the conditions below and provide documents if necessary.)

Completed?

Yes ☐	or No ☒
Yes ☐	or No ☒

- see enclosed receipt.
8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use. Proofs filed without an appropriate fee, will be considered incomplete.)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Floyd A. Damon Telephone Number: (509) 747-2477
Mailing Address: 316 W. High Drive City Spokane
State WA. Zip 99203 Email: N.A.

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted and applied to a beneficial use. I understand that any undeveloped portion of the permit is relinquished to the State of Idaho.

Signature of permit holder: Floyd A. Damon Date: 1/8/10
(include your title, if on behalf of company or organization)

MICA SUPERVISORY AREA
3258 W. Industrial Loop
Coeur d'Alene ID 83815
Phone (208) 769-1577
Fax (208) 769-1597



GEORGE BACON, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS
C.L. "Butch" Otter, Governor
Ben Ysursa, Secretary of State
Lawrence G. Wasden, Attorney General
Donna M. Jones, State Controller
Tom Luna, Sup't of Public Instruction

December 21, 2009

Floyd A. Damon
316 W. High Dr.
Spokane, WA 99203

Re: Encroachment Permit L-95-S-5382

Dear Mr. Damon:

Enclosed is subject permit in accordance with the application you filed with this office. Please comply with all special terms and conditions.

This permit is not valid until you provide the Idaho Department of Lands with proof of recordation from your county recorder's office. Please note that the original notarized permit must be presented to the recorder; a copy will not be accepted. The encroachment permit number (5382) must be displayed upon the most waterward area of your encroachment with metal, plastic (vinyl) or wooden numerals at least three inches in size.

WHAT NEXT?

1. Record the Encroachment Permit with the respective county in which the encroachment is located. To provide validation, remit proof of your recorded permit (a copy of the stamped permit) to Idaho Department of Lands prior to beginning your project.
2. Upon completion of the encroachment project, record the completion date on the form yellow Work Completion Report and return to this office.
3. The blue form-Request for Assignment of Encroachment Permit-is used for future sale of the property. Complete forms upon sale as directed then return to this office for process.

Thank you for your cooperation.

CARL WASHBURN, Specialist
Navigable Waters and Submerged Lands Leasing

CW

Enclosures

C: Kootenai County Assessor's Office
Eric Wilson-Boise

DANIEL J. ENGLISH 4P I 2247100000
KOOTENAI CO. RECORDER Page 1 of 4
BBB Date 12/29/2009 Time 09:36:57
REC-REQ OF FLOYD DAMON
RECORDING FEE: 9.00

2247100000 XX 10

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3258 W. Industrial Loop
Coeur d'Alene ID 83815
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ENCROACHMENT PERMIT NUMBER L-95-S-5382

Permission is hereby granted to Floyd A. Damon of 316 W. High Dr., Spokane, WA 99203 to install and maintain an existing after-the-fact water intake line 1.25" extend across top of lakebed 95 feet water ward of the OHWM attached to submersible 2hp pump. Located: Hayden Lake, Parcel 03500000115A, Lot 120, Hayden Lake Cottage Tracts Addition; Section 15, Township 51 North, Range 3 West; Boise Meridian; Kootenai County.

1. All applicable provisions of the Rules for Regulation of Beds, Waters, and Airspace over Navigable Lakes and Streams in the State of Idaho are incorporated herein by reference and made a part hereof.
2. Construction will follow details and specifications shown on the approved drawings and data provided by the applicant. Should such information and data prove to be materially false, incomplete and/or inaccurate, this authorization may be modified, suspended, or revoked in accordance with the Administrative Procedures Act, Idaho Code Title 67, Chapter 52.
3. This permit does not convey the State's title to nor jurisdiction or management of lands lying below the natural or ordinary high water mark.
4. Acceptance of this permit constitutes permission by the Permittee for representatives of the Department of Lands to come upon Permittee's lands at all reasonable times to inspect the encroachment authorized by this permit.
5. The Permittee shall indemnify, defend and save harmless, the state, its officers, agents and employees from and against any liability, claims, damages, losses, debts, obligations, judgments, expenses or actions, including reasonable attorneys' fees from action related to this permit. If it becomes necessary for the State to defend any action seeking to impose any such liability, Permittee agrees to pay the State all costs of court and attorneys' fees incurred by the State in effecting such defense in addition to all other sums that the State may be called upon to pay by reason of the entry of a judgment against it in the litigation in which such is asserted.
6. ***Idaho Code §58-1306(e) requires recordation of this permit in the records of respective county assessor's office as a condition of this permit.***
7. This permit is not valid until the identification number is displayed on the outermost area of the encroachment.
8. If the activity authorized herein is not completed on or before the 21st day of December, 2012 (three years from the date of issuance), this permit shall automatically expire unless it was previously revoked or otherwise extended.

ENCROACHMENT PERMIT NUMBER L-95-S-5382

December 21, 2009

Page two

9. This permit does not relieve the Permittee from obtaining additional local or federal permits as required. In addition, nothing in permit shall excuse a person from obtaining any additional approvals lawfully required by federal, local or other state agencies.
10. The Permittee or operator shall have a copy of this permit available on site for inspection at all times during construction.
11. Removal and proper disposal of any preexisting or abandoned facilities is a condition of this permit.
12. This permit supersedes and voids any permit previously issued for this property.
13. Construction materials shall be natural or pressure treated utilizing only those preservative chemicals registered for the specific uses by the U.S. Environmental Protection Agency (EPA). All treated wood materials shall be produced in compliance with "Best Management Practices (BMPs) For the Use of Treated Wood in Aquatic Environments" issued by the Western Wood Preservers Institute (WWPI), July 1996. Treated materials not in contact with the water shall be completely dry before use near navigable waters. **Contact Idaho Department of Environmental Quality at (208)769-1422** for information on acceptable treatment methods and materials.
14. All construction material including maintenance material must be stockpiled landward of the ordinary high water mark.
15. Location of the water line must be placed as specified in the site plan.
16. The Permittee shall maintain the structure or work authorized herein in a good and safe condition and in accordance with the plans and drawings attached hereto.
17. All construction will be done according to the specifications detailed in the attached design plan.
18. The water intake shall be screened in a manner that would create approach velocities of not more than **0.10 feet per second** and a maximum screen diameter of one-quarter inch.
19. Waterline shall be anchored to the bed of the lake with a nontoxic type of weight.
20. The Permittee must be in compliance with all Water Resource laws.
21. No water shall be diverted by the system until valid water or appropriation permit is obtained from the Department of Water Resources.
22. As current EPA requirements dictate that disinfecting and filtration systems are to be used for minimum treatment by surface water purveyors, the department recommends that small, domestic surface water users do likewise.

December 21, 2009

Page three

23. All construction shall be completed in accordance with descriptions and methods provided unless otherwise specified. Any changes shall be approved in writing by the department prior to construction.
24. All wood and/or plastic chips and other construction waste shall be removed from the lake upon completion of project.

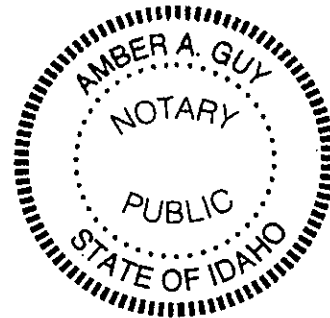
UPON TRANSFER OF THIS REAL PROPERTY, YOU ARE REQUIRED TO NOTIFY THIS OFFICE OF THE SUBSEQUENT NAME CHANGE (SEE ENCLOSURE).

FOR THE DIRECTOR

By:

Carl Washburn
CARL WASHBURN, Specialist
Navigable Waters and Submerged Lands Leasing

STATE OF IDAHO)
) ss
COUNTY OF KOOTENAI)



On December 21, 2009, personally appeared before me Carl Washburn, whose identity is personally known to me and who by me duly affirmed that he is the Specialist Navigable Waters and Submerged Lands Leasing of the Idaho Department of Lands, and acknowledged that the foregoing document was signed by him in behalf of said state agency by authority of a Resolution of the State Land Board.

Amber A. Guy
Notary Public for Idaho Department of Lands
My commission expires on 1/15/2015

WORK COMPLETION REPORT

Name Floyd A. Damon

Permit # L-95-S-5382

This work to be completed by:

December 21, 2012

Permit issue date:

December 21, 2009

Recordation Instrument Number: 2247100000

Date work completed: August 1975

Is permitted property accessible by vehicle?

☒ YES ☐ NO

If so, what is the local numbering system number if any? E. 7703 Burley Ct.
Hayden Lake, ID. 83835

Signature: Floyd A. Damon
Floyd A. Damon

Upon completion of work, please return this report to:

Idaho Department of Lands
Mica Supervisory Area-Carl Washburn
3258 W. Industrial Loop
Coeur d'Alene, ID 83815