

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

Name of applicant North Kootenai Water District SEP 29 2003 Phone 208-772-3619Mailing address P.O. Box 2290; Hayden, ID 83835
Department of Water Resources**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 the reason for the proposed changes

The wells associated with these existing water rights are now owned and operated by North Kootenai Water District, a non-profit public water utility, to supply water to commercial and residential customers.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period	Of	Use
<u>95-7827</u>	<u>3/29/1978</u>	<u>0.2 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>
<u>95-7107</u>	<u>4/28/1970</u>	<u>1.31 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>
<u>95-8522</u>	<u>8/20/1986</u>	<u>0.61 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>
<u>95-4027</u>	<u>9/1/1963</u>	<u>1.2 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>
<u>95-7713</u>	<u>3/30/1977</u>	<u>0.04 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>
<u>95-7138</u>	<u>3/25/1971</u>	<u>0.14 cfs</u>	<u>Municipal</u>	<u>1-Jan</u>	<u>to</u>	<u>31-Dec</u>

2. Total amount of water being transferred 3.5 Cubic feet per second and/or _____ Acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Well	Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
Ohio Match			NW	SE	18	52N	3W	Kootenai	Rathdrum Aquifer
Finucane			NW	SW	24	51N	4W	Kootenai	Rathdrum Aquifer
Hayden Well			NE	SE	23	51N	4W	Kootenai	Rathdrum Aquifer
Hayden Pines			NE	SE	23	51N	4W	Kootenai	Rathdrum Aquifer
GTE 1			SE	SW	23	51N	4W	Kootenai	Rathdrum Aquifer
GTE 2			SW	SE	23	51N	4W	Kootenai	Rathdrum Aquifer
Tree Farm			SE	SE	17	52N	4W	Kootenai	Rathdrum Aquifer
Tree Farm			SE	SE	17	52N	4W	Kootenai	Rathdrum Aquifer
Echo Beach	1		SE	NE	6	52N	4W	Kootenai	Rathdrum Aquifer
Rimrock		NW	NW	NE	11	51N	4W	Kootenai	Rathdrum Aquifer
Rimrock			NW	NE	11	51N	4W	Kootenai	Rathdrum Aquifer
Rimrock		SE	SW	SW	2	51N	4W	Kootenai	Rathdrum Aquifer
Hayden Orchard			NW	NE	14	51N	4W	Kootenai	Rathdrum Aquifer
Chilco			SE	NE	7	52N	3W	Kootenai	Rathdrum Aquifer
Chilco			SW	NW	8	52N	3W	Kootenai	Rathdrum Aquifer
Atlas			NE	SE	28	52N	4W	Kootenai	Rathdrum Aquifer
Mt View			NE	SW	32	51N	5W	Kootenai	Rathdrum Aquifer

Mt View		SE	SW	32	51N	5W	Kootenai	Rathdrum Aquifer
Meadowland Acres		SE	SE	23	51	5W	Kootenai	Rathdrum Aquifer
Valley Green	7	SW	SE	15	51N	4W	Kootenai	Rathdrum Aquifer

5. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	3W	5									M	M	M	M	M	M	M	M	
		6			M	M			M	M	M	M	M	M	M	M	M	M	
		7	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
		8	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
		17		M	M		M	M	M	M									
		18	M	M	M	M	M	M	M	M									
		19						M	M	M	M	M	M	M	M	M	M	M	
		20										M	M	M					
		30	M				M	M											
51N	4W	1						M	M		M	M	M	M	M	M	M	M	
		2	M		M						M	M	M	M	M	M	M	M	
		11	M	M	M	M	M	M	M	M									
		12	M	M	M	M	M	M	M	M					M			M	
		14				M													
		15									M			M		M	M		
		23									M	M	M	M	M	M	M	M	
		24	M	M	M	M					M			M	M	M	M	M	
		26	M	M															
51N	5W	32	M	M	M	M									M	M	M	M	
52N	3W	4						M	M			M							
		5	M		M	M					M			M	M	M	M	M	
		6					M	M	M	M	M	M	M	M	M	M	M	M	
		7	M	M	M	M	M		M	M	M	M							
		8	M			M	M	M	M	M									
		17							M		M	M	M	M					
		18							M	M					M	M	M	M	
		19	M	M	M														
		20						M											
52N	4W	5	M	M	M		M	M	M	M	M	M		M		M	M	M	
		6	M	M	M	M	M	M							M				
		8	M	M	M	M					M	M		M	M	M	M	M	
		9	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
		16	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
		17	M	M	M	M	M	M	M	M	M	M		M	M	M	M	M	
		28													M				
		35				M									M			M	
		36							M			M	M						
53N	3W	32																M	
		33												M					
53N	4W	31				M			M	M	M	M	M	M	M	M	M	M	
		32							M			M	M						
53N	5W	36																M	

Total number of acres to
 be irrigated N/A
 SCANNED

FEB 15 2004



SCHEDULE A

1. Commitment Date: October 9, 1998
at 8:00 a.m. Commitment No. 35816-B
2. Policy or Policies to be issued:

	<u>Policy Amount</u>	<u>Premium</u>
(X) Owners Policy (Form 1402.92, 10-17-92) <u>Proposed Insured:</u> TO BE DETERMINED	<u>\$TBD</u>	<u>\$TBD</u>
() Extended Coverage Loan Policy (Form 1056.92, 10-17-92) <u>Proposed Insured:</u>	<u>\$</u>	<u>\$</u>
() Endorsements:	<u>\$</u>	
() Recordings:	<u>\$</u>	
() Extra Chains:	<u>\$</u>	
3. FEE SIMPLE ESTATE in the land described in this Commitment is owned, at the Commitment Date, by:

CHARLES A. FORD
4. The Land referred to in this Commitment is located in Kootenai County, State of Idaho, and described as follows:

SEE ATTACHED EXHIBIT "A"

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FEB 05 2004



EXHIBIT "A"

All that property encompassed by a 55 foot radius circle whose radius point lies South $0^{\circ}33'51''$ West 1,999.54 feet; thence

South $89^{\circ}26'9''$ East, 31.32 feet from the Northwest corner of Section 8, Township 52 North, Range 3 West, Boise Meridian, all lying within the Northeast quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, and the Northwest quarter, Section 8, Township 52 North, Range 3 West, Boise Meridian, records of Kootenai County, Idaho.

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FEB 11 5 2004



Form No. 1344-B 1 (1982)
ALTA Plain Language Commitment
ORDER NO. 35816

SCHEDULE B - SECTION 1
Requirements

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who has an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.

For further information regarding this report please contact:

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
P.O. BOX 816
COEUR D'ALENE, IDAHO 83814

PHONE: (208) 667-0567
ESCROW DEPT. FAX: (208) 765-2050
TITLE DEPT. FAX: (208) 765-1376

TITLE OFFICER: Beverly Spencer

ESCROW OFFICER:

PLEASE ACCEPT OUR SINCERE THANKS FOR ALLOWING US TO BE OF SERVICE TO YOU. WE GREATLY APPRECIATE THE FACT THAT YOU HAVE CHOSEN TO DO BUSINESS WITH US; AND IN RETURN, WE PLEDGE OUR CONTINUING EFFORTS TO OFFER YOU THE BEST SERVICE POSSIBLE.

eh

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FEB 11 5 2004



SCHEDULE B - SECTION 2
Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

7. General taxes for the year 1998, a lien in the process of assessment not yet due or payable.

8. Order creating Herd District recorded April 15, 1976 as Instrument No. 697223.

9. Easement:

Granted to: Delbert V. Abbott, a single man
Recorded: June 19, 1978
Instrument No.: 771051

Amendment to said Covenants:

Instrument No.: 776354

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

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FEB 11 5 2004



SCHEDULE B - SECTION 2
EXCEPTIONS - continued

Paragraph No. 9 - Continued

Amendment to said Covenants:

Instrument No.: 776355

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

Amendment to said Covenants:

Instrument No.: 776356

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

Assignment of Easement:

Assigned to Port Blakely Tree Farms (Limited Partnership), by instrument:

Recorded: November 21, 1988

Instrument No.: 1134678

10. Electric Line - Right of Way Easement:

Granted to: Kootenai Electric Cooperative, Inc.:

Recorded: May 4, 1979

Instrument No.: 804354

11. Easement:

Granted to: General Telephone company of the Northwest

Recorded: February 15, 1980

Instrument No.: 833686

12. The Effect of Quitclaim Deed:

Recorded: June 11, 1997

Instrument No.: 1493563

13. The Effect of Deed of Trust to secure an indebtedness in the principal sum of \$2,216,703.54, and any other amounts and/or obligations secured thereby:

Dated: May 19, 1997

Recorded: June 11, 1997

Instrument No.: 1493564

Grantor: Allied Water, Inc., an Idaho corporation

Trustee: Kootenai County Title Company, Inc.

Beneficiary: Hayden Pines Water Company, an Idaho corporation

14. The Effect of Financing Statement:

Recorded: June 16, 1997

Instrument No.: 1494043

Debtor: Allied Water, Inc., an Idaho Corporation

Secured Party: Hayden Pines Water Company, an Idaho corporation

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SCHEDULE B - SECTION 2
EXCEPTIONS - continued

15. Title to vest in the name of a person or persons to be submitted and when so vested will be subject to matters which may be disclosed by a search of the Records against the name of said person or persons.

16. Question of marital status of party herein named on date of acquiring title. If then joining in execution of forthcoming Instrument, recital therein of the fact will be sufficient; otherwise, present ownership of the community interest of spouse on said date must be determined:

Party: Charles A. Ford

17. Lack of a right of access to and from said land.

18. Effect of Term, Covenants, Conditions and provisions contained in the By-Laws and/or Articles of Incorporation of the hereafter named association:

Association: Chilco Estates Road Owners Association, Inc.

Recorded: June 4, 1978

Instrument No.: 807662

Amendment to said Covenants:

Instrument No.: 1482720

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

END OF SCHEDULE "B" EXCEPTIONS

NOTES SECTION

1. There is no notice of record and therefore no search has been made for any unpaid assessments, charges or fees for sewer, water, garbage, irrigation, waste disposal fees, and other possible utility services.

2. If the proposed insured under the Policy to issue has any questions concerning the coverage or exclusions from coverage, the Company will be pleased to provide an explanation.

3. In the event that this transaction fails to close, a minimum fee of \$100.00 will be charged to comply with the State Insurance Code.

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FEB 05 2004

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree No. _____ Decreed to _____
 In case of _____ vs. _____
 dated _____ in _____ county of _____
 - b. License No. 95-8522 issued by the Idaho Department of Water Resources.
 - c. Claim No. _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as Attachment A. Check appropriate box below:

☐ Tax Notice
 ☒ Warranty Deed
 ☐ Other: _____

3. Source of water Groundwater tributary to _____

4. Date of priority 8/20/1986

5. Water is used for the following purpose:

amount	.61 cfs	For	Irrigation	purposes from	3/15	to	11/15
(cfs/ac-ft)							
amount	.04	For	Commercial	purposes from	1/01	to	12/31
(cfs/ac-ft)							
amount	.61	For	Domestic	purposes from	1/01	to	12/31
(cfs/ac-ft)							
amount		For		purposes from		to	
(cfs/ac-ft)							

6. Total amount of water under right 0.610 cubic feet per second and/or 441.60 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		SE	SE	17	52N	4W	Kootenai	Rathdrum Aquifer

8. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
52N	4W	5			M	M			M		M	M			M	M	M	M	
		6	M	M	M	M	M	M							M				
		8	M	M	M	M				M	M			M	M	M	M	M	
		17	M	M	M	M	M							M	M	M	M	M	
53N	5W	31									M	M	M	M			M	M	
		36																M	

Total acres N/A

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FEB 11 5 2004

Total acres N/A

9. Describe any other water rights used for the same purpose as described above The existing water right, No. 95-8522, allows a diversion of 0.61 cfs. An application for new water right has been submitted to IDWR, to increase the existing water right to 0.80 cfs. A third well is located on this system in the SE1/4NE1/4 of section 6 T52N R4W. An application for new water right has been submitted to IDWR for this well for 0.56 cfs. The total proposed diversion capacity for the service area described above for these three wells shall not exceed 1.36 cfs.

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe: _____

B. DESCRIPTION OF PORTION OF WATER RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total acres _____

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion

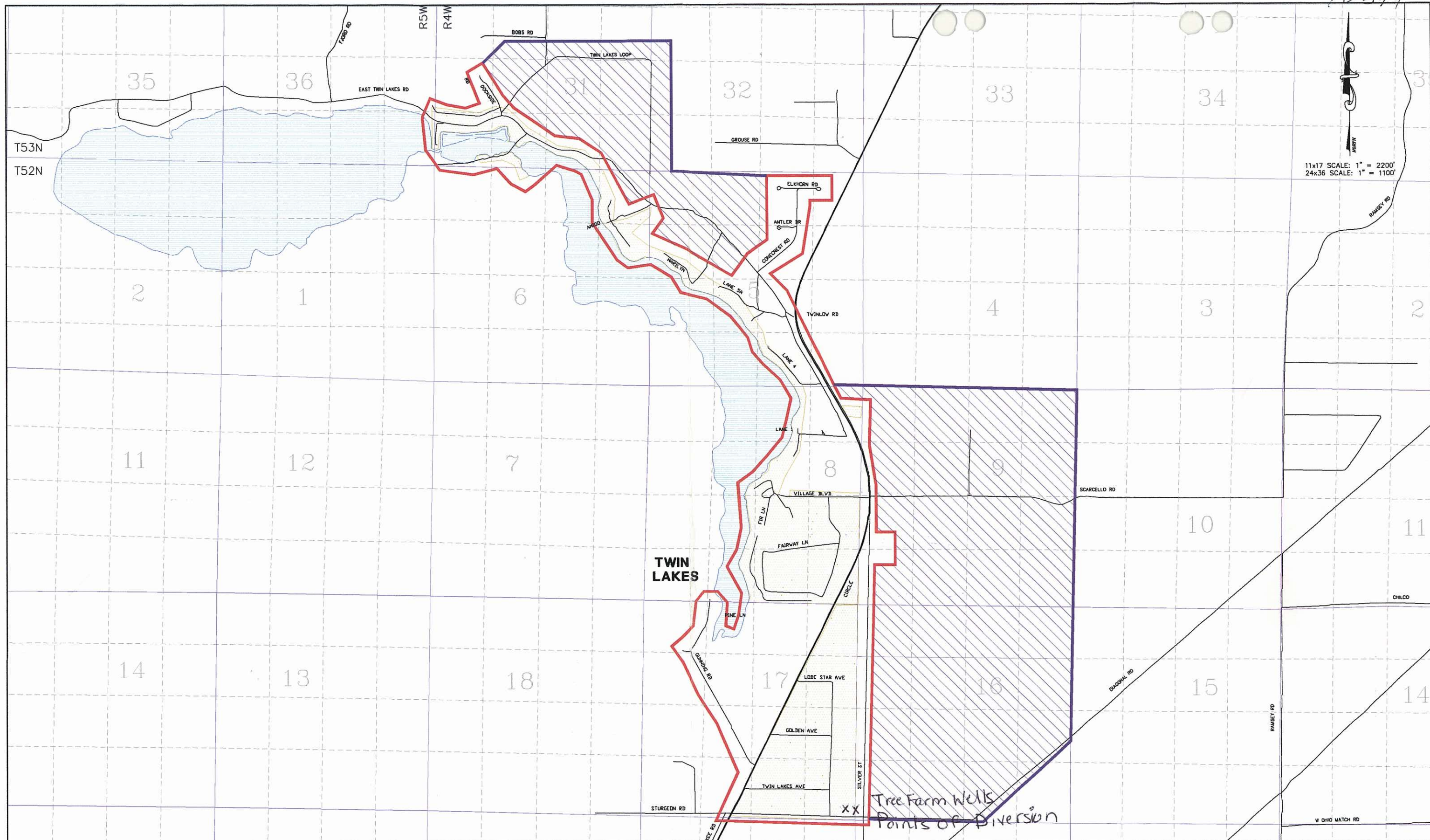
SCANNED

FEB 5 2004

3. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE ¼				NW ¼				SW ¼				SE ¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total acres _____



11x17 SCALE: 1" = 2200'
24x36 SCALE: 1" = 1100'

WELCH COMER
& ASSOCIATES, INC.
ENGINEERS & SURVEYORS
1826 Lincoln Way, Coeur d'Alene, Idaho 83814
Phone (208) 664-9382 Fax (208) 664-5946

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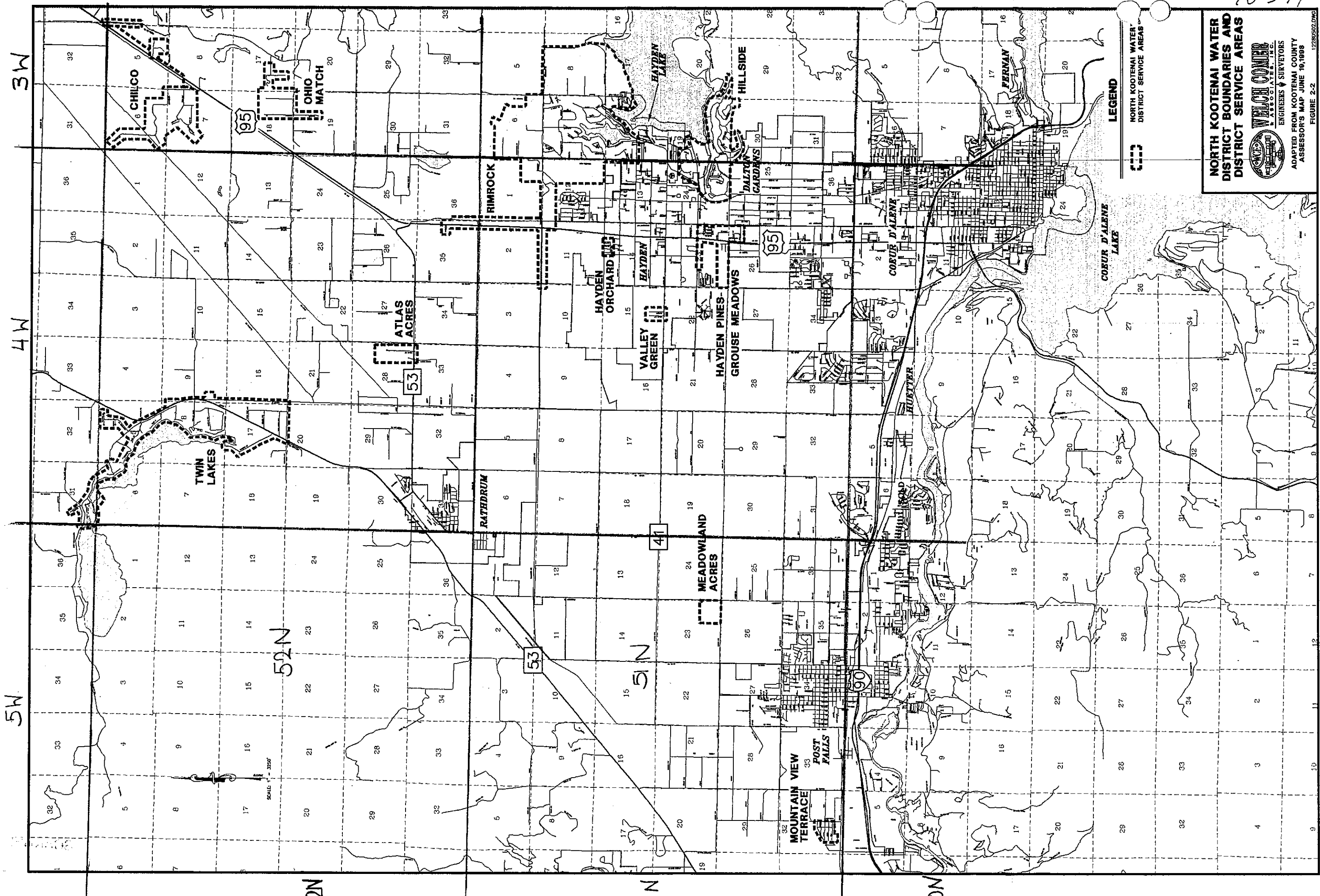
LINE IS ONE INCH ON ORIGINAL DRAWING IF NOT ONE INCH ON THIS SHEET, ADJUST SCALES ACCORDINGLY
PROJECT NO.: 11228
DESIGNED BY: N.M.
DRAWN BY: J.A.L.
CHECKED BY:

NO.	DATE	REVISION DESCRIPTION	BY

NKWD
T53N, R5W, 4W
T52N, R4W

TWIN LAKES
SERVICE AREA

DWG NAME: 11228DS13.DWG
DATE: 08-13-02
SHEET NO:



NORTH KOOTENAI WATER DISTRICT BOUNDARIES AND DISTRICT SERVICE AREAS

WELCH CONER
LAND ASSOCIATES, INC.
ENGINEERS & SURVEYORS
ADAPTED FROM KOOTENAI COUNTY ASSESSOR'S MAP JUNE 19, 1988

FIGURE 2-2

70394



PARCEL 10

20394

Tree Farm

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
COEUR D'ALENE, IDAHO 83814
(208) 667-0567

NOVEMBER 12, 1998

WELCH COMER & ASSOCIATES
1626 LINCOLN WAY
COEUR D'ALENE, IDAHO 83814

ATTN: DOUGLAS BLACK

ORDER NO. 35810-B

RE: NORTH KOOTENAI WATER
DISTRICT

COMMITMENT ENCLOSED.

THANK YOU FOR CHOOSING
FIRST AMERICAN TITLE!

SCANNED
FEB 05 2004



70394

First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

TABLE OF CONTENTS

	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

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FEB 05 2004

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

- The Provisions in Schedule A.
- The Requirements in Schedule B-1.
- The Exceptions in Schedule B-2.
- The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.

First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark L. Amerson* SECRETARY

BY *Beverly Spencer* COUNTERSIGNED



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FEB 05 2004



SCHEDULE A

1. Commitment Date: October 9, 1998
at 8:00 a.m.

Commitment No. 35810-B

2. Policy or Policies to be issued:

Policy Amount

Premium

(X) Owners Policy
(Form 1402.92, 10-17-92)
Proposed Insured:

\$TBD

\$TBD

TO BE DETERMINED

() Extended Coverage Loan Policy
(Form 1056.92, 10-17-92)
Proposed Insured:

\$

\$

() Endorsements:

\$

() Recordings:

\$

() Extra Chains:

\$

3. FEE SIMPLE ESTATE in the land described in this Commitment is owned, at the Commitment Date, by:

CHARLES A. FORD

4. The Land referred to in this Commitment is located in Kootenai County, State of Idaho, and described as follows:

Lot 6, Block 6, TWIN LAKES ESTATES, according to the Plat recorded in the office of the County Recorder in Book "F" of Plats at page 107, records of Kootenai County, State of Idaho,

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FEB 05 2004



Form No. 1344-1 (1982)
ALTA Plain Language Commitment
ORDER NO. 35810

SCHEDULE B - SECTION 1
Requirements

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who has an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.

For further information regarding this report please contact:

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
P.O. BOX 816
COEUR D'ALENE, IDAHO 83814

PHONE: (208) 667-0567
ESCROW DEPT. FAX: (208) 765-2050
TITLE DEPT. FAX: (208) 765-1376

TITLE OFFICER: Beverly Spencer

ESCROW OFFICER:

PLEASE ACCEPT OUR SINCERE THANKS FOR ALLOWING US TO BE OF SERVICE TO YOU. WE GREATLY APPRECIATE THE FACT THAT YOU HAVE CHOSEN TO DO BUSINESS WITH US; AND IN RETURN, WE PLEDGE OUR CONTINUING EFFORTS TO OFFER YOU THE BEST SERVICE POSSIBLE.

eh

SCANNED
FEB 05 2004



SCHEDULE B - SECTION 2
Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

7. General taxes for the year 1998, a lien in the process of assessment not yet due or payable.

8. Liens and assessments of the following district and the rights and powers thereof as provided by law, for which we find no delinquencies of record:

District: Lakes Highway District

9. Covenants, Conditions and Restrictions and Easements:

Instrument No.: 641545

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

10. Covenants, conditions, restrictions and easements contained in the recorded Plat of said subdivision, but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

SCANNED
FEB 05 2004



SCHEDULE B - SECTION 2
EXCEPTIONS - continued

11. Covenants, Conditions and Restrictions and Easements contained in Deed:

Recorded: May 3, 1976

Instrument No.: 698640

Book/page: Book 276 of Deeds, page 344

but deleting any covenant, condition or restriction indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status, or national origin to the extent such covenants, conditions or restrictions violate 42 USC 3604(c).

12. Mortgage to secure an indebtedness in the principal sum of \$100,000.00:

Dated: November 9, 1989

Recorded: November 27, 1989

Instrument No.: 1167743

Mortgagor: Hayden Pines Water Co., Inc., an Idaho Corporation

Mortgagee: Market Investments, Inc., a Wyoming corporation

13. The Effect of Quitclaim Deed:

Recorded: June 11, 1997

Instrument No.: 1493563

SCANNED
FEB 05 2004



SCHEDULE B - SECTION 2
EXCEPTIONS - continued

14. The Effect of Deed of Trust to secure an indebtedness in the principal sum of \$2,216,703.54, and any other amounts and/or obligations secured thereby:

Dated: May 19, 1997
Recorded: June 11, 1997
Instrument No.: 1493564
Grantor: Allied Water, Inc., an Idaho corporation
Trustee: Kootenai County Title Company, Inc.
Beneficiary: Hayden Pines Water Company, an Idaho corporation

15. The Effect of Financing Statement:

Recorded: June 16, 1997
Instrument No.: 1494043
Debtor: Allied Water, Inc., an Idaho Corporation
Secured Party: Hayden Pines Water Company, an Idaho corporation

16. Title to vest in the name of a person or persons to be submitted and when so vested will be subject to matters which may be disclosed by a search of the Records against the name of said person or persons.

17. Question of marital status of party herein named on date of acquiring title. If then joining in execution of forthcoming Instrument, recital therein of the fact will be sufficient; otherwise, present ownership of the community interest of spouse on said date must be determined:

Party: Charles A. Ford

END OF SCHEDULE "B" EXCEPTIONS

NOTES SECTION

1. There is no notice of record and therefore no search has been made for any unpaid assessments, charges or fees for sewer, water, garbage, irrigation, waste disposal fees, and other possible utility services.

2. If the proposed insured under the Policy to issue has any questions concerning the coverage or exclusions from coverage, the Company will be pleased to provide an explanation.

3. In the event that this transaction fails to close, a minimum fee of \$100.00 will be charged to comply with the State Insurance Code.

SCANNED
FEB 05 2004

#17203
4500
33.458 Ac

0-1532

#14667

#11812 EX TAX
8000
10.000 Ac

TWIN LAKES ESTATES

TWIN LAKES AVE

FEB 05 2004

RECORD OF REAL ESTATE OWNERSHIP — STATE OF IDAHO

70394

Buyer/Owner Hayden Pines Water Co.
(Name)

Seller John Fairchild III
(Name)

County Kootenai County
(Name)

Section 17 Township 52 Range 4 WBM

Date of Purchase July 6, 1987

Company Reference Name _____

Statement of Intended Use Well Site - Twin Lakes
☐ Operating ☐ Non-operating

What Balance Sheet Account is this Property Placed in or Transferred to? _____

FOR TAX COMMISSION USE

T.C. Ref. No. DO-28-04-115-12

CLASSIFICATION OF PROPERTY

☒ Operating ☐ Non-operating

LEGAL DESCRIPTION OF PROPERTY: (Limit to single parcel per page where practical)

See Attached Description

RECEIVED
DEC 11 1987

STATE TAX COMMISSIONED
OPERATING PROPERTY
BUREAU FEB 05 2004

1091403

70394

QUITCLAIM DEED

FOR VALUE RECEIVED, JOHN DOUGLAS FAIRCHILD, III.,
does hereby convey, release, remise and QuitClaim unto
HAYDEN PINES WATER COMPANY, a division of IDAHO CONTRACTORS,
INC., whose address is 8601 W. Hayden Pines, Hayden Lake, ID
83835, the following described premises, to wit:

A portion of Lot 5, Block 6 of Twin Lakes
Estates located in the SE 1/4 SE 1/4
Section 17, T52N, R4W B.M., as recorded
in Book F, Pages 107 and 107A, Kootenai
County, Idaho and further described as
being the East 150 feet of said Lot 5,
laying North of and adjoining Lot 6,
Block 6 of said Twin Lakes Estates.

Contains 0.55 Acres more or less.

together with their appurtenances.

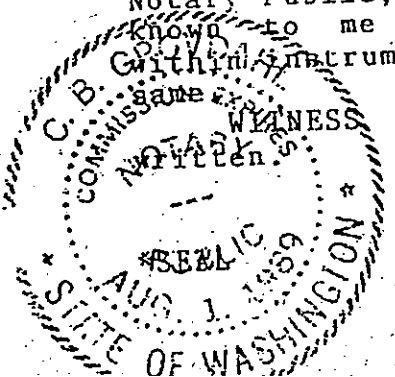
DATED this 6 day of ^{July} June, 1987.

John Douglas Fairchild III
JOHN DOUGLAS FAIRCHILD, III

STATE OF WASHINGTON)
County of ISLAND) ss.
~~Kootenai~~

On this 6th day of July, 1987, before me, the undersigned
Notary Public, personally appeared JOHN DOUGLAS FAIRCHILD, III,
known to me to be the person whose name is subscribed to the
within instrument, and acknowledged to me that he executed the
same.

my hand and seal the day and year first above



RECEIVED

JUL 11 1987

STATE TAX COMMISSION

C. B. Grandade
NOTARY PUBLIC FOR IDAHO WASH.
Residing Oak Harbor
Commission expires 8-1-89

quitclaim deed
FEB 05 2004



PARCEL 15

70394

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
COEUR D'ALENE, IDAHO 83814
(208) 667-0567

NOVEMBER 25, 1998

WELCH COMER & ASSOCIATES
1626 LINCOLN WAY
COEUR D'ALENE, IDAHO 83814

ATTN: DOUGLAS BLACK

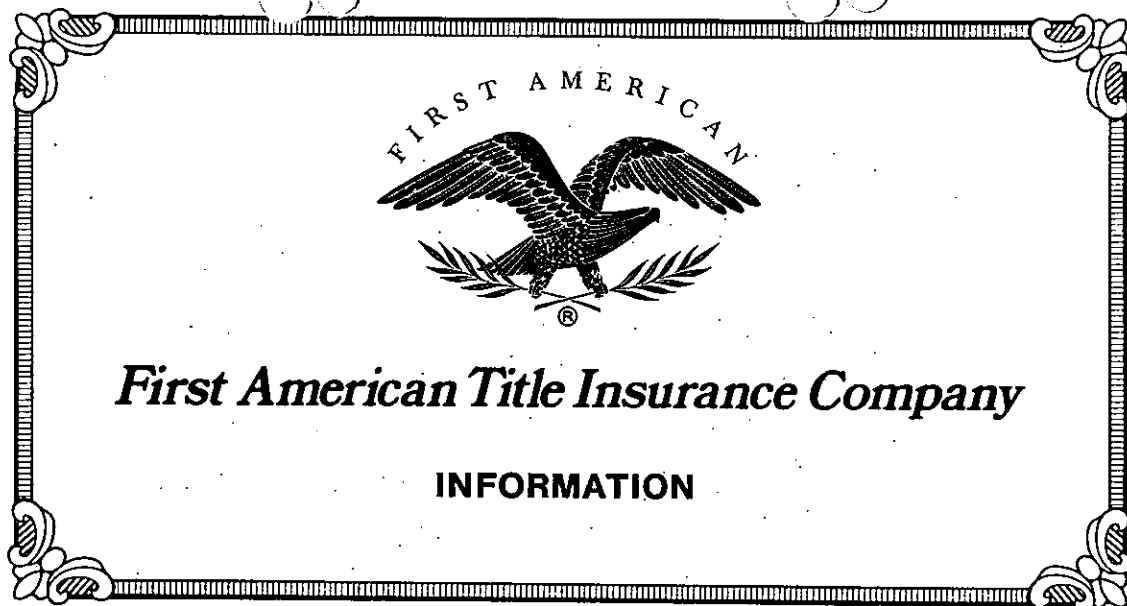
ORDER NO. 35815-B

RE: NORTH KOOTENAI WATER
DISTRICT

COMMITMENT ENCLOSED.

THANK YOU FOR CHOOSING
FIRST AMERICAN TITLE!

SCANNED
FEB 05 2004



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

TABLE OF CONTENTS

	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

SCANNED
FEB 05 2004

70394

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark R. Amerson* SECRETARY

BY *Revelly Spencer* COUNTERSIGNED

SCANNED
FEB 15 2004



SCHEDULE A

1. Commitment Date: October 9, 1998
at 8:00 a.m.

Commitment No. 35815-B

2. Policy or Policies to be issued:

Policy Amount

Premium

(X) **Owners Policy**
(Form 1402.92, 10-17-92)
Proposed Insured:

\$TBD

\$TBD

TO BE DETERMINED

() **Extended Coverage Loan Policy**
(Form 1056.92, 10-17-92)
Proposed Insured:

\$

\$

() **Endorsements:**

\$

() **Recordings:**

\$

() **Extra Chains:**

\$

3. FEE SIMPLE ESTATE in the land described in this Commitment is owned, at the Commitment Date, by:

HAYDEN PINES WATER COMPANY

4. The Land referred to in this Commitment is located in Kootenai County, State of Idaho, and described as follows:

SEE ATTACHED EXHIBIT "A"

SCANNED
FEB 11 5 2004



EXHIBIT "A"

That portion of Tract 89 and the North half of Tract 96, SPOKANE VALLEY COMMERCIAL ORCHARD TRACTS, according to the plat recorded in Book "C" at Plats at pages 120 and 121.

LESS AND EXCEPT any portion lying within the plat of ABBOTT DELLS, according to the plat recorded in Book "F" of Plats at pages 246 and 246A, records of Kootenai County, State of Idaho.

LESS AND EXCEPT All that property encompassed by a 55 foot radius circle whose radius point lies South $0^{\circ}33'51''$ West 1,999.54 feet; thence

South $89^{\circ}26'9''$ East, 31.32 feet from the Northwest corner of Section 8, Township 52 North, Range 3 West, Boise Meridian, all lying within the Northeast quarter of Section 7, Township 52 North, Range 3 West, Boise Meridian, and the Northwest quarter, Section 8, Township 52 North, Range 3 West, Boise Meridian, records of Kootenai County, Idaho.



Form No. 1342B (1982) 70394
ALTA Plain Language Commitment
ORDER NO. 35815

**SCHEDULE B - SECTION 1
Requirements**

The following requirements must be met:

- (a) Pay the agreed amounts for the interest in the land and/or the mortgage to be insured.
- (b) Pay us the premiums, fees and charges for the policy.
- (c) Documents satisfactory to us creating the interest in the land and/or the mortgage to be insured must be signed, delivered and recorded.
- (d) You must tell us in writing the name of anyone not referred to in this Commitment who has an interest in the land or who will make a loan on the land. We may then make additional requirements or exceptions.
- (e) We require proof that Hayden Pines Water Company is a legal entity capable of holding title.

For further information regarding this report please contact:

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
P.O. BOX 816
COEUR D'ALENE, IDAHO 83814

PHONE: (208) 667-0567
ESCROW DEPT. FAX: (208) 765-2050
TITLE DEPT. FAX: (208) 765-1376

TITLE OFFICER: Beverly Spencer

ESCROW OFFICER:

PLEASE ACCEPT OUR SINCERE THANKS FOR ALLOWING US TO BE OF SERVICE TO YOU. WE GREATLY APPRECIATE THE FACT THAT YOU HAVE CHOSEN TO DO BUSINESS WITH US; AND IN RETURN, WE PLEDGE OUR CONTINUING EFFORTS TO OFFER YOU THE BEST SERVICE POSSIBLE.

eh

SCANNED
FEB 05 2004



SCHEDULE B - SECTION 2
Exceptions

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction.

PART 1:

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims of easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, and which are not shown by the public records.
5. Unpatented mining claims: reservations or exceptions in patents or in acts authorizing the issuance thereof: water rights, claims, or title to water.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

7. General taxes for the year 1998, a lien in the process of assessment not yet due or payable.

8. Easement:

Granted to: Hunt Brothers Construction, Inc., an Idaho Corporation
Recorded: June 19, 1978
Instrument No.: 771051

Amendment to said Easement:

Recorded: August 7, 1979
Instrument No.: 776355

9. Easement:

Granted to: Delbert V. Abbott, a single man
Recorded: June 19, 1978
Instrument No.: 771052

Amendment to said Easement:

Recorded: August 2, 1979
Instrument No.: 776354

SCANNED
FEB 11 5 2004



SCHEDULE B - SECTION 2
EXCEPTIONS - continued

10. Easement:

Granted to: Hunt Brothers Construction, Inc., an Idaho Corporation
Recorded: August 2, 1979
Instrument No.: 776357

11. Electric Line - Right of Way Easement:

Granted to: Kootenai Electric Cooperative, Inc.:
Recorded: May 4, 1979
Instrument No.: 804354

12. Easement:

Granted to: Lakes Highway District
Recorded: December 7, 1979
Instrument No.: 827988

13. Matters as shown on survey:

Recorded: June 29, 1972
Instrument No.: 810651

14. Matters as shown on survey:

Recorded: September 13, 1979
Instrument No.: 818993

15. Easement:

Granted to: The Port Blakely Hill Company, a Washington corporation
Recorded: August 2, 1979
Instrument No.: 776356

Said easement was assigned to The Port Blakely Mill Company Land Partnership, December 20, 1985 as Instrument No. 1030951.

Said easement was assigned to Port Blakely Tree Farms, a limited partnership, recorded November 21, 1988 as Instrument No. 1134678.

16. Effect of terms, covenants, conditions and provisions contained in the By-Laws and/or Articles of Incorporation of the hereafter named association

Association: Chilco Estates Road Owners Association, Inc.
Recorded: June 4, 1978
Instrument No.: 807662

17. Electric Line - Right of Way Easement:

Granted to: Kootenai Electric Cooperative, Inc.:
Recorded: June 9, 1980
Instrument No.: 843889

18. Liens and assessments of the following association and the rights and powers thereof as provided by law, for which we find no delinquencies of record:

Association: Hayden Pines Water Company



SCHEDULE B - SECTION 2
EXCEPTIONS - continued

19. Lack of a right of access to and from said land.

20. The Effect of Quitclaim Deed:

Recorded: June 11, 1997
Instrument No.: 1493563

21. The Effect of Deed of Trust to secure an indebtedness in the principal sum of \$2,216,703.54, and any other amounts and/or obligations secured thereby:

Dated: May 19, 1997
Recorded: June 11, 1997
Instrument No.: 1493564
Grantor: Allied Water, Inc., an Idaho corporation
Trustee: Kootenai County Title Company, Inc.
Beneficiary: Hayden Pines Water Company, an Idaho corporation

22. The Effect of Financing Statement:

Recorded: June 16, 1997
Instrument No.: 1494043
Debtor: Allied Water, Inc., an Idaho Corporation
Secured Party: Hayden Pines Water Company, an Idaho corporation

23. The effect of Quitclaim Deed:

Recorded: November 20, 1997
Instrument No.: 1514259

24. Title to vest in the name of a person or persons to be submitted and when so vested will be subject to matters which may be disclosed by a search of the Records against the name of said person or persons.

25. Question of marital status of party herein named on date of acquiring title. If then joining in execution of forthcoming Instrument, recital therein of the fact will be sufficient; otherwise, present ownership of the community interest of spouse on said date must be determined:

Party: Charles A. Ford

END OF SCHEDULE "B" EXCEPTIONS

NOTES SECTION

1. There is no notice of record and therefore no search has been made for any unpaid assessments, charges or fees for sewer, water, garbage, irrigation, waste disposal fees, and other possible utility services.

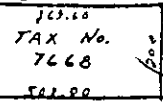
2. If the proposed insured under the Policy to issue has any questions concerning the coverage or exclusions from coverage, the Company will be pleased to provide an explanation.

3. In the event that this transaction fails to close, a minimum fee of \$100.00 will be charged to comply with the State Insurance Code.

SCANNED

FEB 05 2004

2039C





PARCEL 16

70394
Child
well
#2

FIRST AMERICAN TITLE COMPANY
1044 NORTHWEST BOULEVARD
COEUR D'ALENE, IDAHO 83814
(208) 667-0567

NOVEMBER 17, 1998

WELCH COMER & ASSOC
1626 LINCOLN WAY
COEUR D'ALENE, IDAHO 83814

ATTN: DOUGLAS BLACK

ORDER NO. 35816-B

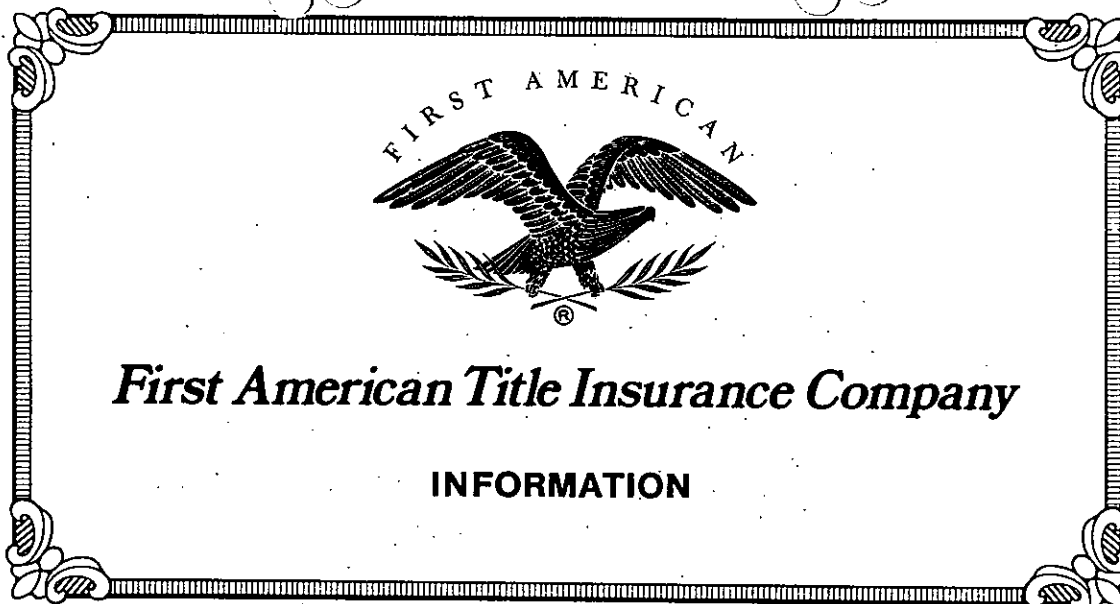
RE: NORTH KOOTENAI WATER
DISTRICT

COMMITMENT ENCLOSED.

THANK YOU FOR CHOOSING
FIRST AMERICAN TITLE!

SCANNED
FEB 05 2004

70394



First American Title Insurance Company

INFORMATION

The Title Insurance Commitment is a legal contract between you and the company. It is issued to show the basis on which we will issue a Title Insurance Policy to you. The Policy will insure you against certain risks to the land title, subject to the limitations shown in the Policy.

The Company will give you a sample of the Policy form, if you ask.

The Commitment is based on the land title as of the Commitment Date. Any changes in the land title or the transaction may affect the Commitment and the Policy.

The Commitment is subject to its Requirements, Exceptions and Conditions.

THIS INFORMATION IS NOT PART OF THE TITLE INSURANCE COMMITMENT.

TABLE OF CONTENTS

	Page
AGREEMENT TO ISSUE POLICY	1
SCHEDULE A	
1. Commitment Date	2
2. Policies to be Issued, Amounts and Proposed Insureds	2
3. Interest in the Land and Owner	2
4. Description of the Land	2
SCHEDULE B-1 — Requirements	3
SCHEDULE B-2 — Exceptions	4
CONDITIONS	other side of 1

YOU SHOULD READ THE COMMITMENT VERY CAREFULLY.

If you have any questions about the Commitment, please contact the issuing office.

SCANNED

FEB 05 2004

COMMITMENT FOR TITLE INSURANCE

ISSUED BY

First American Title Insurance Company

AGREEMENT TO ISSUE POLICY

We agree to issue a policy to you according to the terms of this Commitment. When we show the policy amount and your name as the proposed insured in Schedule A, this Commitment becomes effective as of the Commitment Date shown in Schedule A.

If the Requirements shown in this Commitment have not been met within six months after the Commitment Date, our obligation under this Commitment will end. Also, our obligation under this Commitment will end when the Policy is issued and then our obligation to you will be under the Policy.

Our obligation under this Commitment is limited by the following:

The Provisions in Schedule A.

The Requirements in Schedule B-1.

The Exceptions in Schedule B-2.

The Conditions on the other side of this page 1.

This Commitment is not valid without SCHEDULE A and Sections 1 and 2 of SCHEDULE B.



First American Title Insurance Company

BY *Parker S. Kennedy* PRESIDENT

ATTEST *Mark A. Amerson* SECRETARY

BY *Beverly Spencer* COUNTERSIGNED

SCANNED
FEB 05 2004

PART 1

6. General Information:

- a. Description of diversion system Refer to Tables 1 and 2
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
This change will not affect existing water uses. The water users on this system are primarily classified as rural residential users.
- d. Remarks:
The amount of groundwater withdrawn shall never exceed the pumps' capacity. The water system utilizes storage tanks to reduce and control the operation time of the wells.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 2002.

SCANNED
FEB 05 2004

North Kootenai Water District
Applications for New Water Rights

RECEIVED

MAR 12 2003

IDWR/North

Table 1:

North Kootenai Water District Points of Diversion and Description of Diversion Works

Well	Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion	Description of Diversion Works
Ohio Match			NW	SE	18	52N	3W	Kootenai	Rathdrum Aquifer	6" Well with 52 gpm Submersible Pump and Motor
Finucane			NW	SW	24	51N	4W	Kootenai	Rathdrum Aquifer	16" Well with 460 gpm Deep Well Turbine Pump and 75 HP Motor
Hayden Well ¹			NE	SE	23	51N	4W	Kootenai	Rathdrum Aquifer	16" Well with 1100 gpm Deep Well Turbine Pump and 200 HP Motor
Hayden Pines			NE	SE	23	51N	4W	Kootenai	Rathdrum Aquifer	8" Well with 40 gpm Submersible Pump and 30HP Motor
GTE 1			SE	SW	23	51N	4W	Kootenai	Rathdrum Aquifer	16" Well with 500 gpm Submersible Pump and 50HP Motor
GTE 2			SW	SE	23	51N	4W	Kootenai	Rathdrum Aquifer	10" Well with 250 gpm Submersible Pump and 30HP Motor
Tree Farm			SE	SE	17	52N	4W	Kootenai	Rathdrum Aquifer	8" Well with 170 gpm Submersible Well Pump and Motor
Tree Farm			SE	SE	17	52N	4W	Kootenai	Rathdrum Aquifer	10" Well with 170 gpm Submersible Well Pump and Motor
Echo Beach	1		SE	NE	6	52N	4W	Kootenai	Rathdrum Aquifer	8" Well with 230 gpm Submersible Well Pump and Motor
Rimrock		NW	NW	NE	11	51N	4W	Kootenai	Rathdrum Aquifer	16" Well with 1100 gpm Well and 200 HP Motor
Rimrock			NW	NE	11	51N	4W	Kootenai	Rathdrum Aquifer	10" Well with 400 gpm Pump and Motor
Rimrock		SE	SW	SW	2	51N	4W	Kootenai	Rathdrum Aquifer	16" Well with 980 gpm Pump and 200 HP Motor
Hayden Orchard			NW	NE	14	51N	4W	Kootenai	Rathdrum Aquifer	8" Well with Pump and 15 HP Motor
Chilco			SE	NE	7	52N	3W	Kootenai	Rathdrum Aquifer	12" well with 250 gpm Pump and 10 HP Motor
Chilco			SW	NW	8	52N	3W	Kootenai	Rathdrum Aquifer	10" well with 300 gpm Submersible Pump and 10 HP Motor
Atlas			NE	SE	28	52N	4W	Kootenai	Rathdrum Aquifer	8" Well with 58 gpm Pump and 10 HP Motor
Mt View			NE	SW	32	51N	5W	Kootenai	Rathdrum Aquifer	6" Well with 92 gpm Submersible Pump and 7.5 HP Motor.
Mt View			SE	SW	32	51N	5W	Kootenai	Rathdrum Aquifer	10" Well with 425 gpm Deep Well Turbine Pump and 50 HP Motor.
Meadowland Acres			SE	SE	23	51N	5W	Kootenai	Rathdrum Aquifer	260 gpm Submersible Pump and Motor
Valley Green	7		SW	SE	15	51N	4W	Kootenai	Rathdrum Aquifer	8" Well with 75 gpm Pump and 10 HP Motor

1. This well is owned by Honeysuckle Hills. Honeysuckle Hills and NKWD have an agreement allowing NKWD to utilize 60% of the current pumping capacity for municipal use to serve its customers.

SCANNED

FEB 15 2004

3/12/2003

North Kootenai Water District
Applications for New Water Rights

RECEIVED
MAR 12 2003
IDWR/North

Table 2
North Kootenai Water District Points of Diversion and Description of Diversion Works

Well	Description of Diversion Works	Date Drilled	Drilling Firm	Drilling Permit
Ohio Match	6" Well with 52 gpm Submersible Pump and Motor	Jul-76	Associated Well Drillers	95-76-N-91
Finucane	16" Well with 460 gpm Deep Well Turbine Pump and 75 HP Motor	No Well Log		
Hayden Well ¹	16" Well with 1100 gpm Deep Well Turbine Pump and 200 HP Motor	Oct-77	EA Holman Drilling Co.	95-77-N-112
Hayden Pines	8" Well with 40 gpm Submersible Pump and 30HP Motor	Jul-71	EA Holman Drilling Co.	95-71-N-62
GTE 1	16" Well with 500 gpm Submersible Pump and 50HP Motor	Dec-77	EA Holman Drilling Co.	95-77-N-111
GTE 2	10" Well with 250 gpm Submersible Pump and 30HP Motor	No Well Log		
Tree Farm	8" Well with 170 gpm Submersible Well Pump and Motor	Feb-75	Carmon Development	95-75-N-80
Tree Farm	10" Well with 170 gpm Submersible Well Pump and Motor	Dec-85	EA Holman Drilling Co.	95-85-N-78
Echo Beach	8" Well with 230 gpm Submersible Well Pump and Motor	Not Dated	EA Holman Drilling Co.	95-64-N-3
Rimrock	16" Well with 1150 gpm Well and 200 HP Motor	Jun-80	Holmak Drilling Company	95-80-N-29
Rimrock	10" Well with 400 gpm Pump and Motor	Jun-90	H2O Well Service	95-90-N-17
Rimrock	16" Well with 980 gpm Pump and 200 HP Motor	Jun-02	Holt Drilling Inc.	7-76-57-8
Hayden Orchard	8" Well with Pump and 15 HP Motor	Jul-77	EA Holman Drilling Co.	95-77-N-77
Chilco	12" well with 250 gpm Pump and 10 HP Motor	Apr-78	EA Holman Drilling Co.	95-78-N-31
Chilco	10" well with 300 gpm Submersible Pump and 10 HP Motor	Nov-94	H2O Well Service	95-94-N-0257
Atlas	8" Well with 58 gpm Pump and 10 HP Motor	Jun-78	EA Holman Drilling Co.	95-78-N-46
Mt View	6" Well with 92 gpm Submersible Pump and 7.5 HP Motor.	Pre 1936 (No Well Log)		
Mt View	10" Well with 425 gpm Deep Well Turbine Pump and 50 HP Motor.	Pre 1963 (No Well Log)		
Meadowland Acres	260 gpm Submersible Pump and Motor	No Well Log	River City Construction	
Valley Green	8" Well with 75 gpm Pump and 10 HP Motor	Jan-77	Associated Well Drillers	95-77-N-157

PART 3

B. CHANGES IN NATURE OF USE

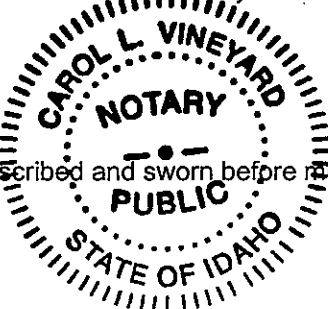
1.

<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>Municipal</u>	<u>3.5 cfs</u>	<u>24 hours 365 days</u>	<u>01/01</u> to <u>01/31</u> to _____

2. Quantity and quality of return flows and location of discharge:
This change will not affect the existing quantity and quality of return flows.

3. Describe effects on other water uses resulting from the proposed change:
Refer to Part 1, Item 6c

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



Subscribed and sworn before me this 6th day of February, 2003

Bainhurst Dist. Mgr.
(Signature of Applicant)

Carol Vineyard
(Notary Public)

My commission expires 7/23/05

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.	
Received by _____	Date <u>2/6/03</u> Protest filed by _____
Prelim. Check by _____	Fee <u>\$370.00</u>
Received by <u>am</u>	Date <u>1/16/03</u>
Published in _____	# <u>N015429</u>
Pub. Dates _____	Copies of protest forwarded by _____
Watermaster recommendation requested on _____	Hearing held _____ Date _____
_____ Rec'd. _____	Recommended for ☐ approval ☐ denial
Copy of transfer sent to lien holder _____	by _____

SCANNED

FEB 11 5 2004