

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69648

This is to certify that: POE ASPHALT PAVING INC
PO BOX 449
LEWISTON ID 83501-0449
(208)772-0511

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
95-8860	AJC/	03/25/1994	0.84 cfs	93.4 af			GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
95-8860	NO	NO	NO	NO	YES	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
95-8860	95-8860	0.84 cfs	93.4 af	N/A			N/A	N/A	N/A	N/A
TOTALS		0.84 cfs	93.4 af	N/A			N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of August, 2002

J. Blum-Santora
Chief, Water Allocation Bureau

MICROFILMED

OCT 17 2002

WATER RIGHT NO. 95-8860
As Modified by Transfer No. 69648

In accordance with the approval of Transfer No. 69648, Water Right No. 95-8860 is now described as follows.

Right Holder: POE ASPHALT PAVING INC
PO BOX 449
LEWISTON ID 83501-0449

Priority Date: 03/25/1994

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.84 CFS	93.4 AF
			0.84 CFS	93.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER Lot 4 SWSW Sec. 30 Twp 51N Rge 05W KOOTENAI County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N 05W 30												X					
												L 4					

CONDITIONS OF APPROVAL

1. Commercial use is for gravel washing.
2. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

OCT 17 2002

69648
STATE OF IDAHOTransfer No. 69648
RECEIVED

Page _____ of _____

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT APR 24 2002

PART 1

Department of Water Resources

Name of applicant DOE ASPHALT PAVING INC. Phone (208) 772-0511
 Post Office address PO BOX 449 LEWISTON ID 835010449

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 CHANGE PERIOD OF USE FROM APRIL 1, THROUGH NOVEMBER 30, TO JANUARY 1, THROUGH DECEMBER 31.
For increased flexibility of operation.

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

1. Right Number 95-08860 Priority 3-25-94 Amount (cfs/ac-ft) .84 Nature of Use COMMERCIAL Period of Use 1/1 ~~31~~ to 12/31
2. Total amount of water being transferred .84 cubic feet per second and/or 93.4 acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>4</u>		<u>SW</u>	<u>SW</u>	<u>30</u>	<u>S1N</u>	<u>SW</u>	<u>KOOTENAI</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>S1N</u>	<u>SW</u>	<u>30</u>											<u>C</u>						

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OCT 17 2002

Total acres _____

69648

PART 1

6. General Information:

a. Description of diversion system well, pump - same equipment as is already in place.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X no 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 is the same property and well. Property is owned by Lee Asphalt.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____

19 _____

MICROFILMED
OCT 17 2002

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. 95-8860 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 Proof of Sale 8/27/96
Correspondence.

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 03/25/94

5. Water is used for the following purpose:

amount 0.84 for COMMERCIAL purposes from 4/01 to 11/30
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 0.84 cubic feet per second and/or 93.40 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
4		SW	SW	30	51N	SW	KOOTENAI	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
51N	SW	30											C						

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 OCT 17 2002

Total acres _____

9. Describe any other water rights used for the same purpose as described above N/A

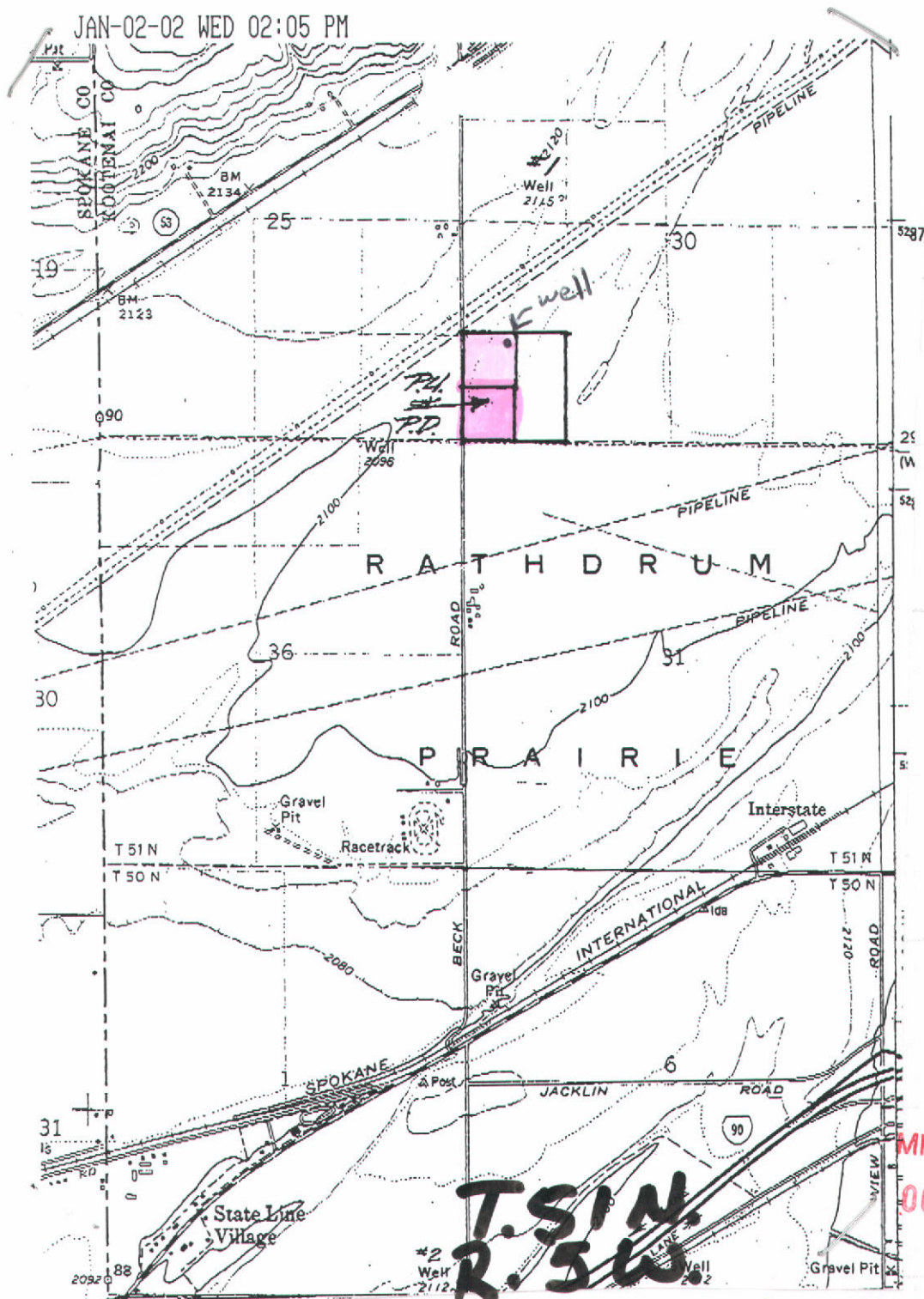
If yes, describe

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

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use

Amount
(cfs/ac-ft)

Hours/days/year

Period of Use

Same

Same

365 d/yr

1/1 to 12/31

2. Quantity and quality of return flows and location of discharge:

improved quality of return flows by use of a lined sediment
bond.

3. Describe effects on other water uses resulting from the proposed change:

no change

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.

(Signature of Applicant)

January

day of

(Notary Public)

My commission expires 1/15/03

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____

Prelim. check by _____

Fee

\$100.00

Date

1/14/03

Received by _____

Date

1/18/03

Published in _____

ADA Press

Pub. dates

2/7 + 14/02

Watermaster recommendation requested on _____

Recommended for _____

☐ approval ☐ denial

Date

Hearing held by _____

Copies of protest forwarded by _____

by _____

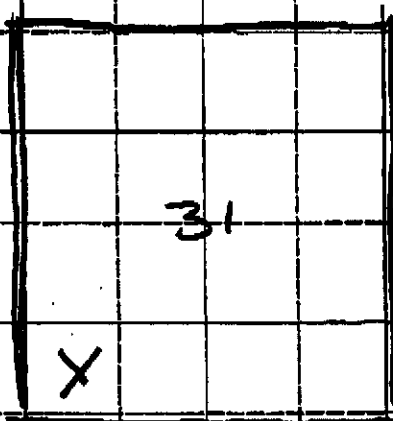
rec'd. _____

Copy of transfer sent to lien holder _____

MICROFILMED
OCT 17 2002

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Post-It® Fax Note 7671		Date 1/14/01	# of pages 1
To	Al Beardslee	From	Sunny Healey
Co./Dept.	N. Region	Co.	Vault
Phone #		Phone #	
Fax #		Fax #	



Pres. Don Poe
 V. Pres Mark Poe
 Sec. Treas. Becky
 Seubert
 ALL AT:
 P.O. Box 449
 LEWISTON, ID 83501
 661-1365
 772-0511

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

OCT 17 2002

(Applicant) PRESIDENT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 95-08860

Priority: March 25, 1994

Maximum Diversion Rate:

0.84 CFS

Maximum Diversion Volume:

93.4 AF

This is to certify, that POE ASPHALT PAVING INC

PO BOX 449

LEWISTON ID 83501-0449

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 25, 1994; and has submitted Proof of Beneficial Use on March 16, 1995. An examination indicates that the works have a diversion capacity of 0.840 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	04/01 to 11/30	0.84 CFS	93.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 30, Township 51N, Range 05W
KOOTENAI County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

51N 05W 30 Lot 4(SWSW)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for gravel washing.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 5TH day of OCTOBER, 1995

Microfilm

Acting for

KARL J. DREHER, Director

OCT 16 1995

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08860

Date of Priority: March 25, 1994 Maximum Diversion Rate: 0.84 CFS
Maximum Diversion Volume: 93.4 AF

Comes now POE ASPHALT PAVING INC
PO BOX 449
LEWISTON ID 83501-0449 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 95-08860, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	04/01 to 11/30	0.84 CFS	93.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 4(SWSW), Sec. 30, Township 51N, Range 05W
KOOTENAI County

PLACE OF USE: COMMERCIAL
TWN RGE SEC
51N 05W 30 Lot 4(SWSW)

MICROFILMED

OCT 16 1995

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Clarkston, WA, this 29 day of October, 1995.

[Signature]
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 95-08860

FOR DEPARTMENT USE ONLY

Preliminary check by ~~SB~~ Fee = 50 Received by RT # C033656 Date 10/3/95

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 95-08860 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Commercial use is for gravel washing.

Witness my hand this 5th day of OCTOBER, 19 95


KARL J. DREHER, Director
Acting for

RECORDED

OCT 16 1995

STATE LINE WELL

RECEIVED

MAR 16 1995

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. C032320
Receipt By: D. Ellis
Date Received: 3/16/95

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 95-08860 Telephone No. 509-758-5561

2. Name(s) of Permit Holder(s): POE ASPHALT PAVING, INC.

3. Mailing Address: P.O. Box 449, LEWISTON, ID 83501

4. Source of Water: Well If **GROUNDWATER** (well), Date Drilled: mo. March / yr. 94

a. Well Driller: H₂O Well Service Drilling Permit Number: 95 - 94 - N - 50

Static - 124'

b. **OPTIONAL:**
Pump Horsepower: 40 Pressure (psi): 60 Dynamic pumping level (ft): 130'

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: Dust Control - Crusher & Roads

6. Total rate of diversion and/or volume for which proof is submitted: 1.0 cfs OR 4 acre feet
400 GPM at 500 TDH

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?
Has the measuring device been installed?

Yes X or No _____
Yes _____ or No X

Flow Measurement Port: Is a flow measurement port required?
Has the measurement port been installed?

Yes _____ or No X
Yes _____ or No X

8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Richard Meehan Telephone Number: (509) 758-5561

Address: 302 15th St., Clarkston, WA 99403

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: _____ Date: 3/13/95

(Include your title, if on behalf of company or organization)

MAR 30 1995

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08860

Proposed Priority: March 25, 1994

Maximum Diversion Rate:

1.00 CFS

This is to certify, that POE ASPHALT PAVING INC
PO BOX 449

LEWISTON ID 83501-0449

has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
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COMMERCIAL

04/01 to 11/30

1.00 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 4 (SWSW), Sec. 31, Township 51N, Range 05W
KOOTENAI County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

51N 05W 31 Lot 4(SWSW)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1995.
2. Subject to all prior water rights.
3. 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. Commercial use is for gravel washing.

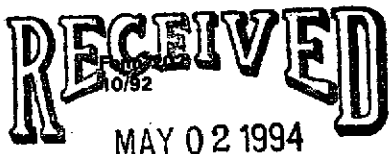
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

12th day of May, 1994.

[Signature]
for
R. Keith Higginson, Director

RECEIVED

SEP 12 1994



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 95-8866

Department of Water Resources

To appropriate the public waters of the State of Idaho

1. Name of applicant Poe Asphalt Paving, Inc. Phone 661-1365
772-0511
Post office address PO Box 4419 Lewiston, Id 83501
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of 4 Govt. Lot 4
Sec. 31 Township 51N Range 5W B.M. Kootenai County; additional
points of diversion if any: well head
4. Water will be used for the following purposes:
Amount 1 cfs for COMMERCIAL washing gravel purposes from April 1 to Nov 30 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 1 cubic feet per second and/or (b) 1.4835 acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. submersible pump to
wash plant
b. Height of storage dam n/a feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8" inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 85°F being sought? _____
e. If well is already drilled, when? no; Drilling firm H2O Well Service;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is
1 years (minimum 1 year).

* per government plat map 5/9/94 czg.

SEP 12 1994

8. Description of proposed uses (if irrigation only, go to item 9):

a. Hydropower; show total feet of head and proposed capacity in kW.

b. Stockwatering; list number and kind of livestock.

c. Municipal; show name of municipality.

d. Domestic; show number of households.

e. Other, describe fully. Commercial use, washing gravel.

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: *D for Domestic*) in the corresponding column.

ponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres to be irrigated.

10. Describe any other water rights used for the same purposes as described above.

11. a. Who owns the property at the point of diversion? For A's benefit - Com Met

b. Who owns the land to be irrigated or place of use?

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing.

12. Remarks:

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

Post-it® Fax Note 7671		Date 1/14/01	# of pages 1
To Al Beardslee	From Sunny Healey		
Co./Dept. N. Region	Co. Vault		
Phone #	Phone #		
Fax #	Fax #		

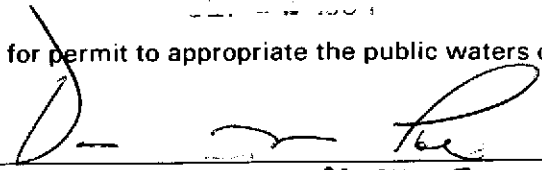
Pres. Don Poe
V. Pres Mark Poe
Sec. Treas. Becky Seubert

ALL AT:
P.O. Box 449
LEWISTON, ID 83501

661-1365
772-0511

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant) PRESIDENT

SEP 18 1974

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Received by [Signature] Date 3/25/74 Time 2:00 PM
Fee \$ 65.00 Received by [Signature] # N 7457 Date 3/18/74
Publication prepared by [Signature] Date 3/28/74 Published in CDR @ [Signature] 4/24/74
Publication approved [Signature] Date 4/25/74

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____
1. Approval of said application is subject to the following limitations and conditions:

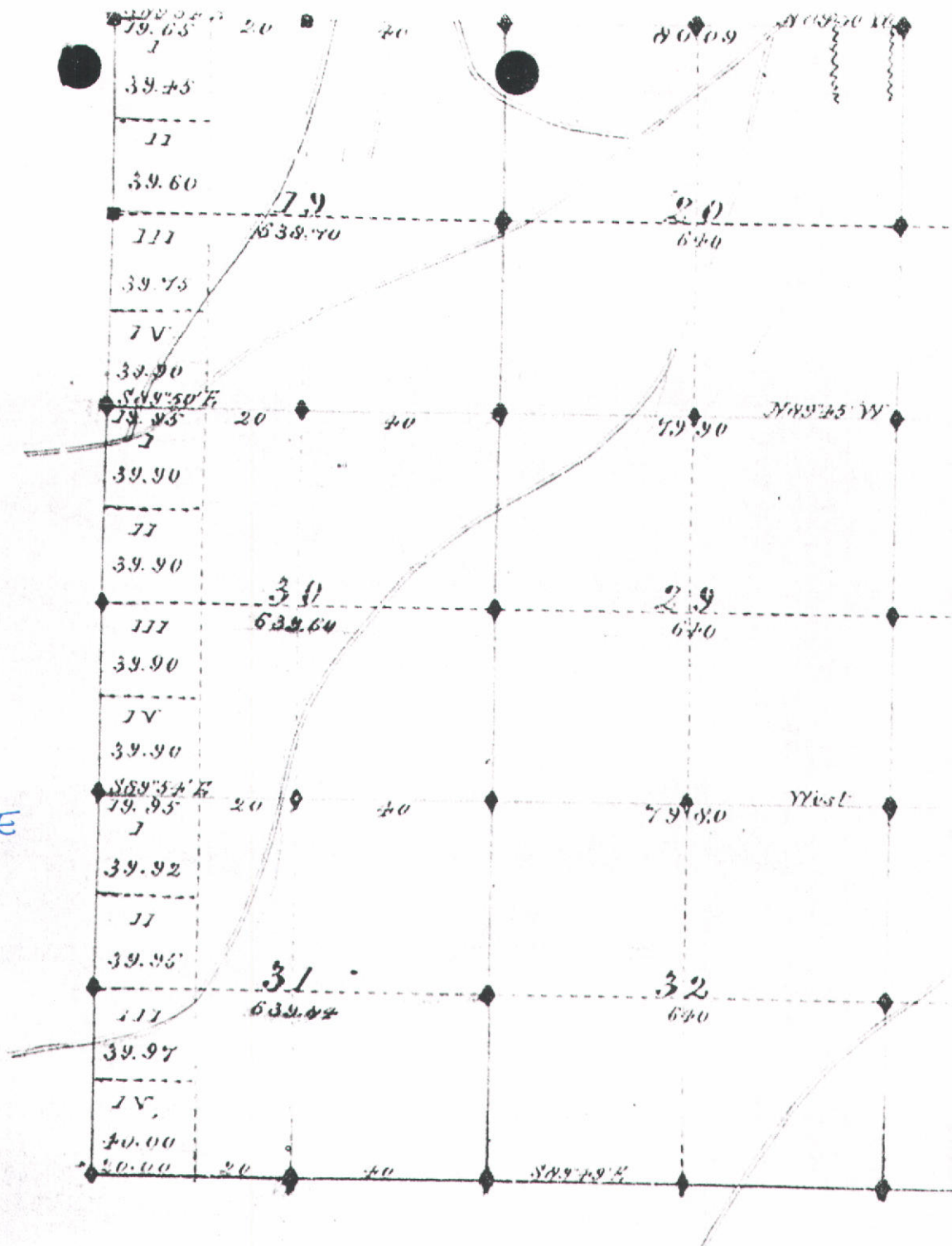
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: _____

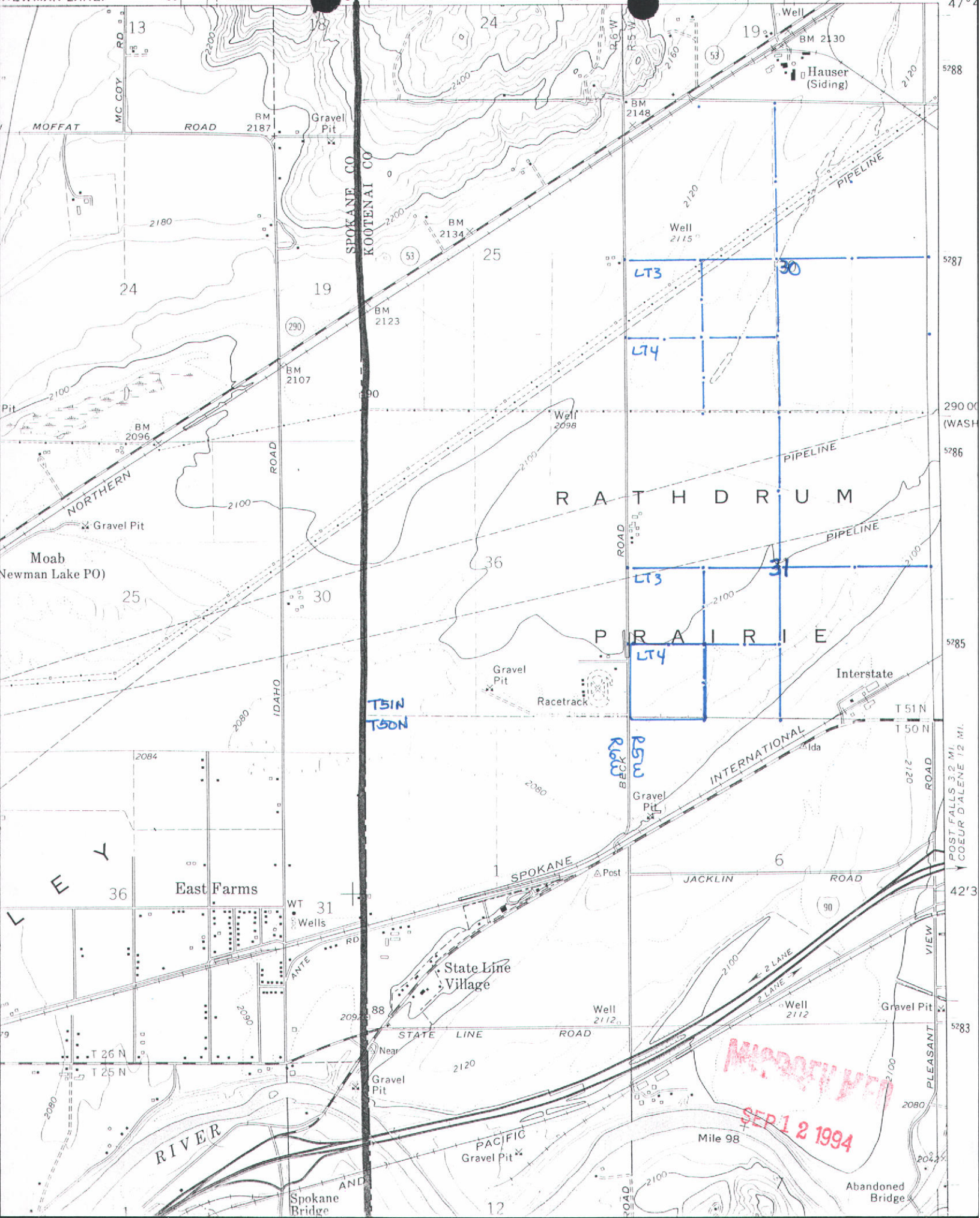


Tracts Designated	By whom Surveyed	Date of Contract	Amount of Survey	
			Miles	Chains
Shipments Lines	John B. Davis	August 9 th 1880	0.5	78
divisions	" " "	SEP 12 1894	5.0	12
landers	" " "	SEP 12 1894	2	57

2579 1 SE
NEWMAN LAKE

496 R 45 E R 46 R 47 R 6 W 498

117°00' 47"



TRANSFER REVIEW SHEET

(07-02)

TRANSFER # 69648

DATE REVIEWED 8-12-2002 28

SPLIT ___ POD ___ ADD POD ___ POU ___ PERIOD ☒ or NATURE ___ of USE

ALL OF RIGHT(S) ☒ W=Water Right C=SRBA Claim R=SRBA Recommendation

<u>W/95-8860</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>
<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>	<u>/</u>

PART OF RIGHTS(S)

(Unchanged)

(Changed)

<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
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<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
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<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>
<u>/</u>	to	<u>/</u>	<u>/</u>

Standard Season NA to NA

Standard Volume NA

(1) ☒ Priority (2) ☒ Use (3) 3 Season/W61 (4) ☒ Rate (5) ☒ Volume

(6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map

(11) NA Water District (12) No Pertinent Conditions (13) No Expansion

3 Allow yr round use - No expansion of rate or volume/As Licensed.

Letter 1-15-02 Authorizing Josh Smith to act as Co. Representative in this matter from VP of OB.

Conditions/Remarks 0.1M, to 7.108 Comm. Use

WRs for Update Comments - NA -

Database Updated to Reflect Final Action 8-15-2002 28

No. C 37369 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		Due no later than Apr 30, 2002 Annual Report Form POE ASPHALT PAVING, INC. P O BOX 449 LEWISTON, ID 83501		2. Registered Agent and Office NO PO BOX JIM SMITH 2813 SEAPORT DR LEWISTON, ID 83501 3. New Registered Agent Signature																									
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.																													
<table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td>PRESIDENT</td> <td>MARK POE</td> <td>P.O. BOX 449</td> <td>LEWISTON</td> <td>ID</td> <td>83501</td> </tr> <tr> <td>SECRETARY</td> <td>CATHY POE</td> <td>P.O. BOX 449</td> <td>LEWISTON</td> <td>ID</td> <td>83501</td> </tr> <tr> <td>DIRECTOR</td> <td>DON POE</td> <td>3675 NICKLAUS DR.</td> <td>CLARKSTON</td> <td>WA</td> <td>99403</td> </tr> </tbody> </table>		Office held	Name	Street or P.O. Address	City	State	Zip	PRESIDENT	MARK POE	P.O. BOX 449	LEWISTON	ID	83501	SECRETARY	CATHY POE	P.O. BOX 449	LEWISTON	ID	83501	DIRECTOR	DON POE	3675 NICKLAUS DR.	CLARKSTON	WA	99403				
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5. Organized Under the Laws of: WASHINGTON C 37369		6. Signature <i>Mark Poe</i> Name <u>MARK POE</u>		Date <u>2/18/02</u> Title <u>PRESIDENT</u>																									
Do Not Tape or Staple																													

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OCT 17 2002

APR 24 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

Department of Water Resources

(ok to file)
1/22/02
Ready to Adv.

INITIAL REVIEW BY: TS

TRANSFER # 69648

1. Right number 95-08860 Applicant POE ASPHALT
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Other PERIOD OF USE
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☐ Check description of point(s) of diversion.
 - d. ☐ Check description of place of use.
 - e. ☐ Check map (shows p.d. and p.u. after transfer).
 - f. ☐ Check for correct signature, notarization, and fee.
 - g. ☐ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☐ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☐ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

2/25/02

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny
3. Conditions* _____

4. By _____ Date _____

69648

Proof Report

Permit No. 753730
Metal Tag No.
Well ID # 273193
Water Right No. 95-8860

Relationship: Owner/Operator
Name: POE ASPHALT PAVING INC Phone:(208)772-0511
Address: PO BOX 449
LEWISTON ID 83501

Well Location: Township 51N, Range 05W, Section 30, SW, SW
COUNTY KOOTENAI

Address of Well Site: BECK ROAD (STATELINE)
ID

Use of Well: Industrial

Activity: New Well

Region: Northern

Construction Method:

Const Start Date: Mar 21 1994 Const End Date: Mar 24 1994

Well Drilling Company: H2O WELL SERVICE (No. 448)

Card Hold Name: JOHN H WHEELER Phone:(208)772-4004 (No. 4055)

Certifying Official:

Date Received: Apr 15 1994

Date Approved: Mar 18 1994

Date Inspected: Apr 14, 1994, Apr 15, 1994,

Completed Depth: 188 FT Drilled Depth: Surface Diameter: 8 inches

Primary Flow Depth: Overall Temp: Static Water Level: 124

Head Pipe Length: Tail Pipe Length Production Rate: 300 GPM

Closed in Pressure: 0 Psi Bottom Hole Temp: 0 F. Low Temp Geothermal: NO

Control Device Desc:

Access Port Desc:

Casing

From	To	Diam	Type	Gauge	Join Type	Material
	178					

Seal

From	To	Material	Amount	Method
------	----	----------	--------	--------

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OCT 17 2002

LICENSE REVIEW

Cindy Zimmerman

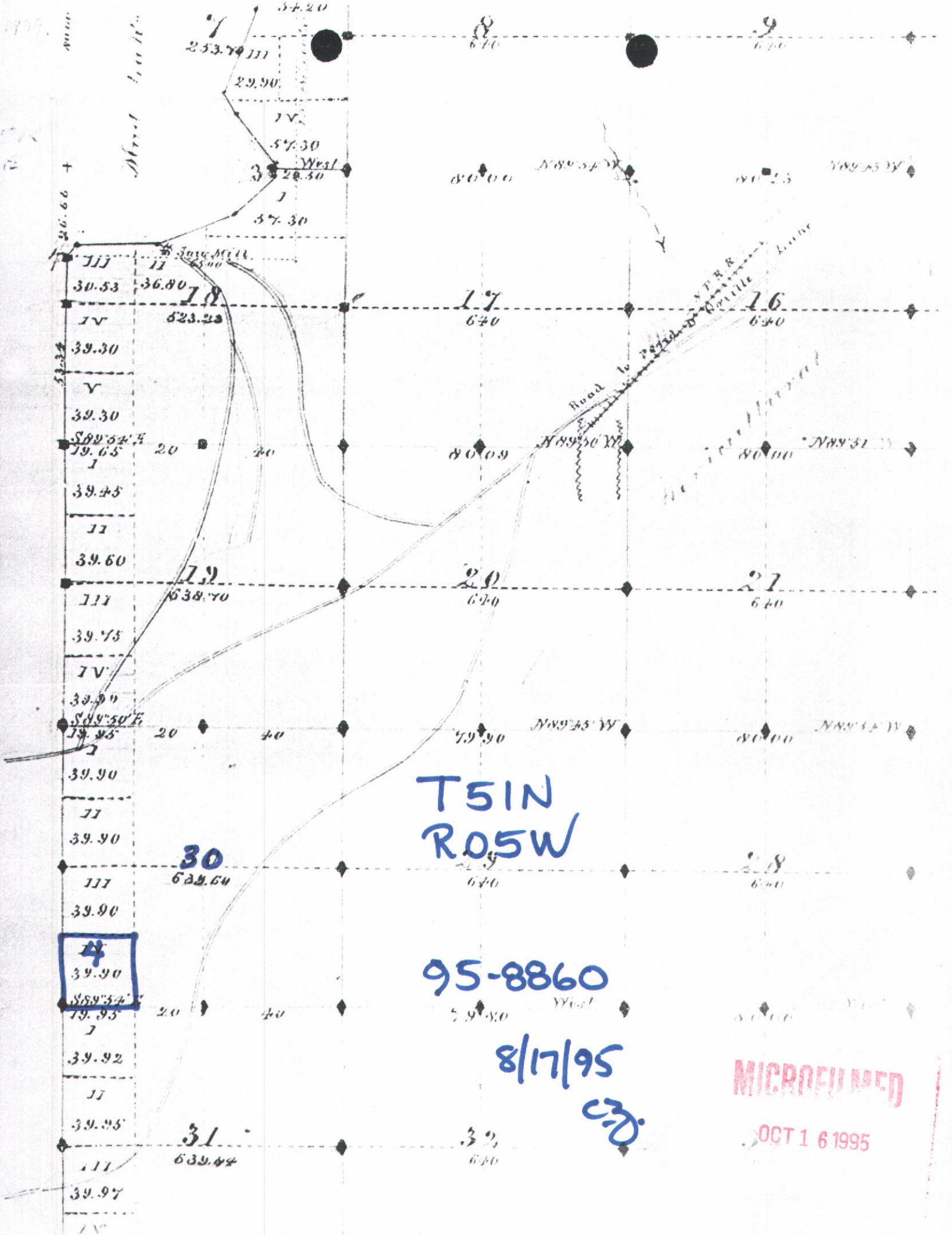
Permit #: 95-8860 Name: Poe Asphalt Paving Date: 8/17/95
App Rcd 3/25/94 Priority 3/25/94 Examined 5/8/95 ✓ Lots ✓

	Chng	OK	
NAME	<u> </u>	<u>✓</u>	Or Address Change?
SOURCE	<u> </u>	<u>✓</u>	Clarify source <u> </u> Prelim. Order to Void - Source change.
* P/D	<u>✓</u>	<u> </u>	Amendment Needed? <u>change to S30</u> -P39, P38 Overlap(s) <u> </u>
P/U	<u>✓</u>	<u> </u>	Amendment Needed? <u>change to S30</u> -P41, P38 Overlap(s) <u> </u> *P/D & P/U Amend? <u>P37, P38</u> (See paragraph list for governmental agencies)
RATE	<u> </u>	<u> </u>	Permit/fee limits: <u>1.00 / 0.00</u> Measured Q= <u> </u> cfs Theoretical Q= <u>0.84</u> cfs $\frac{(HP) \ 8.8 \times 0.80 \times 40}{64 + (2.31 \times 80)} = \frac{211.2}{248.8} = 0.84 \text{ cfs}$ Recommended capacity <u>0.84</u> cfs Recommended rate <u>0.84</u> cfs
* VOLUME	<u> </u>	<u> </u>	Season of Use: (<u> </u>) <u>4/1 - 11/30</u> = <u>243</u> days ^(-weekends) Calculations: $0.84 \times [(5d \times 34wks) \times (8hr/d \div 24hrs/d)] \times 1.9835 = 93.4 \text{ AF}$ Flow limit: <u> </u> x <u> </u> x 1.9835 = <u> </u> AF Recommended volume <u>93.4</u> AF
USES	<u> </u>	<u>✓</u>	Same Nature of Use? <u> </u> -P46 Amendment Needed? <u> </u>
REMARKS	<u> </u>	<u>✓</u>	Multiple p/d's in <u>1/4</u> ? <u> </u> <u>✓</u> <u>Comm/gravel washing</u>
CONDITIONS	<u> </u>	<u> </u>	Measuring (R01)/Locking (R02) Devices <u> </u> Watermaster Control (R04) - WD # <u> </u> <u> </u> Irrigation rate/volume overlap <u> </u> <u> </u> Irrigation water overlap (065) (If gw use sw) <u> </u> <u> </u> Water Quality/Other <u> </u>

PRIORITY Due 5/1/95 Rc'd 3/16/95 Receipt# 0032320 Fee OK? (Yes) No
Order to Reinstate Needed? Yes (No) Done?
If Yes, Advanced? Yes/No to:

COMMENTS: amend PD(Sec); limited by capacity

USE	CFS	DIV VOL	Adjustment Memo
<u>Comm</u>	<u>0.84</u>	<u>93.4</u>	<u>*</u>
<u> </u>	<u> </u>	<u> </u>	LICENSE: P49
<u> </u>	<u> </u>	<u> </u>	#1 AMEND LTR: P46 or
<u> </u>	<u> </u>	<u> </u>	P39/P41/P37 & P38
<u>TOTAL</u>	<u>0.84</u>	<u>93.4</u>	#2 AMEND LTR: P42/P47



T51N
R05W

95-8860

8/17/95
CJD

MICROFILMED

OCT 16 1995

MEMORANDUM

DATE: August 17, 1995
TO: File No. 95-08860
FROM: Cindy Zimmerman *S*.
SUBJECT: Review of Beneficial Use Field Report

=====

The following adjustments were made on the field report:

1. Point of diversion, per orthoquad, is located within Lot 4 (SWSW), S30, T51N, R05W.
2. Annual Volume.
 - a. Commercial use, per telecon with Dan Hacker, occurs approximately 8 hrs/day, 5 days/week, 34 weeks/year.
AF = capacity x time x 1.9835
= $0.84 \times [(5 \text{ d/w} \times 34 \text{ w/y}) \times (8 \text{ h} \div 24 \text{ h/d})] \times 1.9835$
= $0.84 \times [170 \times 0.33] \times 1.9835$
= $0.84 \times 56.1 \times 1.9835$
= 93.4 AFA.

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OCT 16 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JUL 13 1995

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 95-8860

1. Owner: POE Asphalt Paving Inc. Phone No. 772 0511

Current Address: P.O. Box 449 LENISTON ID 83501-0449

2. Accompanied by: _____ EXAM DATE: 5/8/95

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: GROUNDWATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

X 1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					30	51	5N	Kootenai	4/5/95 Topo & Site visit

2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N	5N	30																	

Microfilm
OCT 18 1995

CONTINUED

2. Measurements:

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

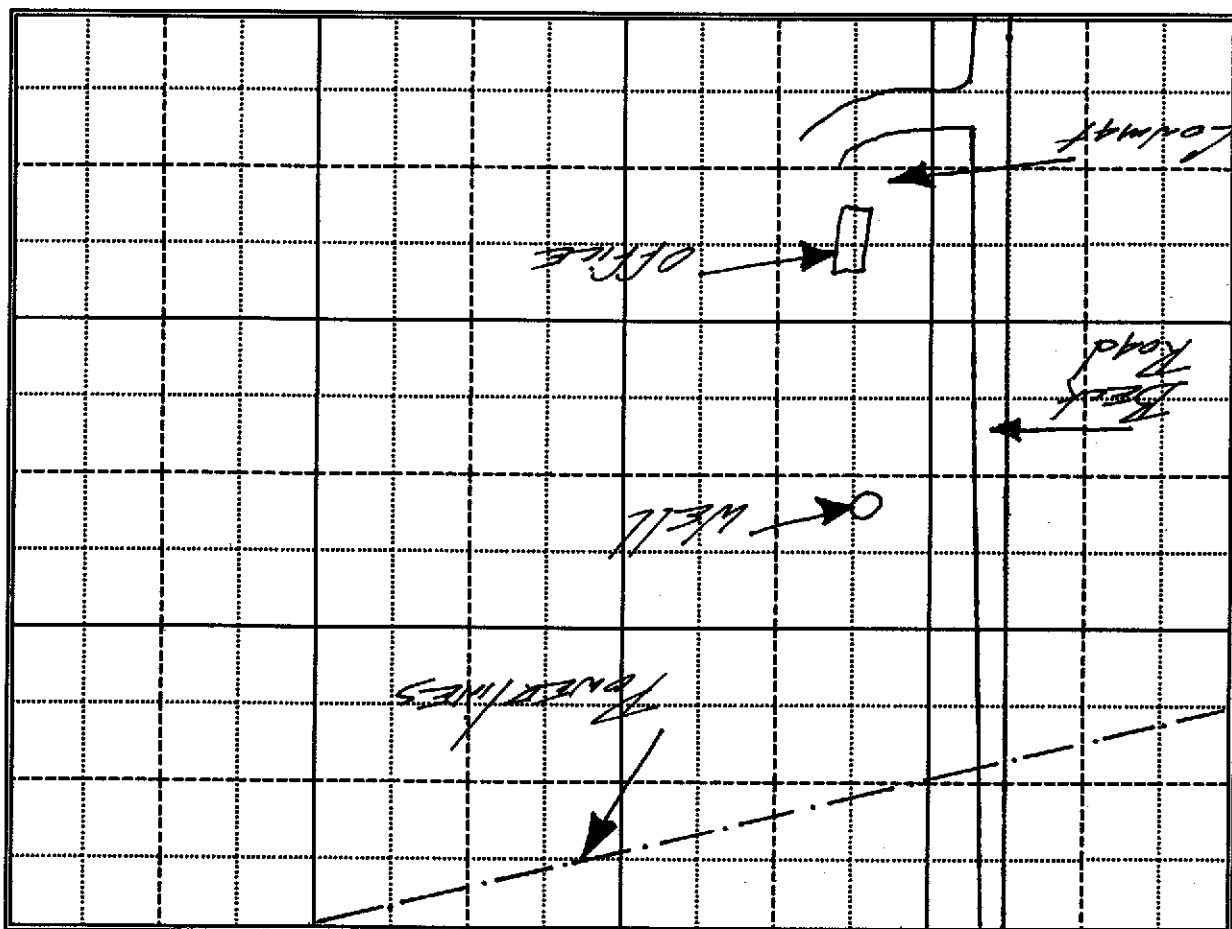
D. FLOW MEASUREMENTS

*Code to correspond with No. on map and aerial photo

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
~~SUBMERGIBLE~~		40		400/43	143670

4.

Scale: 1" = _____
 _____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
 _____ Aerial Photo Attached (required for irrigation of 10+ acres)
 _____ Photo of Diversion and System Attached



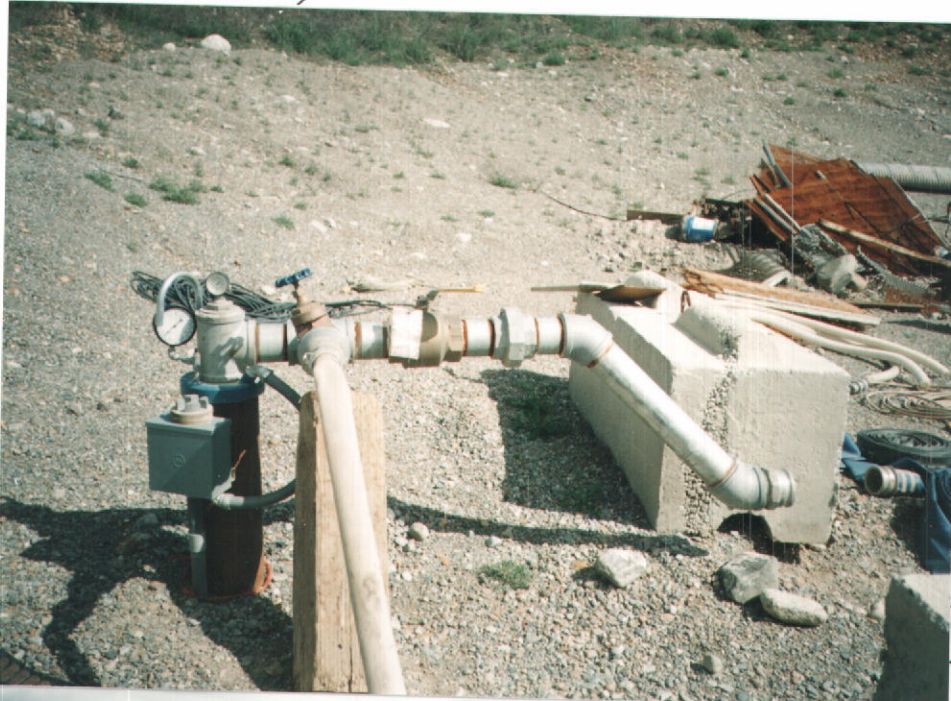
3. Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe l.d. as applicable.

E. NARRATIVE/REMARKS/COMMENTS

Also send a copy of the permit
to CONMAT

P.O. Box 1719

HAYDEN LAKE ID 83835



Have conditions of permit approval been met? ☒ yes ☐ no

RECEIVED

OCT 16 1995

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS**1. Volume Calculations for Irrigation:** $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ 0.84 240 399 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____**2. Volume Calculations for Other Uses:****H. RECOMMENDATIONS****1. Recommended Amounts**

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Commercial</u>	<u>4-1</u>	<u>11-30</u>	<u>0.84</u>	<u>399*</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.84</u>	<u>399*</u>

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above ____ None
____ Change P.U. as reflected above ____ Add P.U. as reflected above ____ Other

I. AUTHENTICATIONField Examiner's Name Barbara L. Anderson Date 5/8/95

Reviewer _____ Date _____

SEAL
MICROFILMED

OCT 16 1995

THEORETICAL PUMP EFFICIENCY CALCULATIONS

FILE: 95-08860

DATE: 14-JUN-95

COMPLETE BY: CHARLOTTE

HORSEPOWER = 40

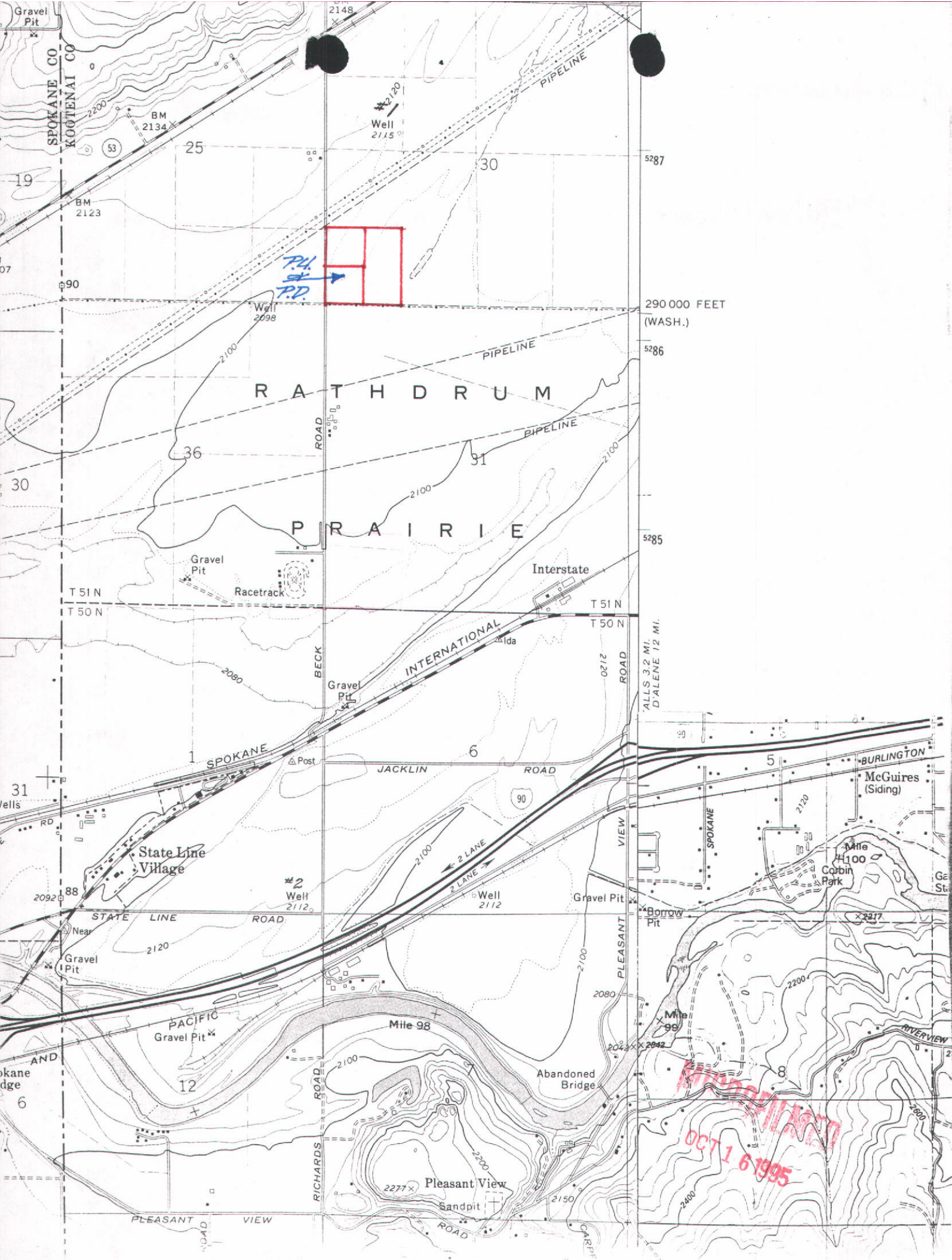
PUMP EFFICIENCY = 60%

DYNAMIC LIFT = 64 FEET

SYSTEM PRESSURE = 80 PSI

QUANTITY = 0.84 CFS

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OCT 16 1995



**IDAHO DEPARTMENT OF WATER RESOURCES**
WELL DRILLER'S REPORT

**Use Typewriter
or
Ball Point Pen**

1. DRILLING PERMIT NO. 95-.94 N .50 000.
Other IDWR No. 95-08870

2. OWNER: POE ASPHALT
Name
Address PO BOX 449
City LEWISTON State ID 7in 83501

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 W E S
 Twp. 51 North ☒ or South ☐
 Rge. 05 East ☐ or West ☒
 Sec. 27 30 1/4 SW 1/4 SW 1/4 SW 1/4
 Govt Lot 10 acres County KOOTENAI 160 acres

Address of Well Site ~~(STATELINE)~~ BECK RD.

(Give at least name of road + Distance to Flood or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☒ Air Rotary ☐ Cable ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
BENTONITE	0	40	100 GALS	SLURRY POUR

Was drive shoe used? YQ ND

Was drive shoe seal tested? Y ☐ N ☐ How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
8	+3	178	250	STEEL	☒	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☒ Screens Screen Type **STAINLESS STEEL**

From	To	Slot Size	Number	Diameter	Material	Casing	Line
178	188	100	2-5'	8"		☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

124' ft. below ground Artesian pressure lb.

11. WELL TESTS:

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min.	Drawdown	Pumping Level	Time
300+			

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments:

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

[illegible]

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name **H2O WELL SERVICE INC** Firm No. **#448**

Firm Official U.S.A.

0071 643



Ident. No.

95-94-N-0050-000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR DRILLING PERMIT

1. Name: POE ASPHALT PAVING INC
Address: PO BOX 449
LEWISTON ID 83501

O 208-772-0511

2. Proposed Well Location: Township 51N, Range 05W, Sec. 31, SWSW
KOOTENAI County

Street Address of Well Site: STATELINE BECK RD.

ID

3. Proposed Use of Well: Domestic

The use of water for homes, organization camps, livestock and for any other purpose in connection therewith, including irrigation for up to .5 acres of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

4. Well Construction Information:

A. New Well

B. Proposed Surface Diameter 8 In. Proposed Maximum Depth 200 Ft.

C. Anticipated Bottom Hole Temperature: 85 F or less (Cold water well)

(NOTE: Construction diagrams and/or other information may be requested for monitor, low temperature geothermal, municipal and artesian wells.)

5. Construction Start Date: 3/18/1994

6. Anticipated Well Driller: H2O WELL SERVICE

NOTE: The actual well driller must be identified prior to drilling.

7. Applicant's Signature [Signature] Date 3-18-94

Title Drilling Supervisor - H2O
(Owner, Firm Representative, Other)

Fee \$ 200.00 Received by [Signature] No. N007457 Date 3/18/94

(Continued)

APR 12 1994

ACTION OF THE DEPARTMENT OF WATER RESOURCES

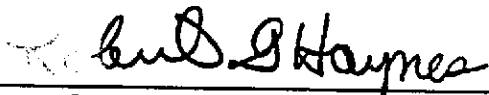
This permit is **APPROVED**

Date: 3/18/1994

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

CONDITIONS OF APPROVAL:

1. This drilling permit is valid for two (2) months from the approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required prior to construction of this well. The local Health Department should be contacted for septic tank/drainfield locations. Domestic wells must not be drilled closer than 100' from any drainfield and 50' from any septic tank.
3. The well shall be constructed by a driller currently licensed in the state of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If the bottom hole temperature of 85 degrees or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Applicant requests issuance of this Drilling Permit prior to approval of a Water Right or Transfer of a Water Right. Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.



Signature of Authorized Dept. Representative

REGIONAL MANAGER

Title

EXTENSION OF DRILLING PERMIT

Extension Approved by: _____

Approval Date: _____

Expires On: _____

SEP 12 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Original
being mailed
back to POE
for signature
& official list.

To appropriate the public waters of the State of Idaho

1. Name of applicant Poe Asphalt Phone 772-0511
Post office address PO Box 4419 Lewiston, Id 83501
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is SW 1/4 of SW 1/4 of 1/4, Govt. Lot _____
Sec. 31 Township 51N Range 5W B.M. Kootenai County; additional
points of diversion if any: well head
4. Water will be used for the following purposes:
Amount 1 cfs for washing gravel purposes from April 1 to Nov 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 1 cubic feet per second and/or (b) 1.5835 acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. submersible pump to wash plant
 - b. Height of storage dam n/a feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is 8" inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 85°F being sought? _____
 - e. If well is already drilled, when? _____; Drilling firm H2O Well Service;
Well was drilled for (well owner) _____
7. Time required for the completion of the works and application of the water to be proposed beneficial use is _____ years (minimum 1 year).

SEP 12 1994

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Commercial use, washing gravels.

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
51N	5W	31											X						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____

11. a. Who owns the property at the point of diversion? Poe Asphalt - ComMat

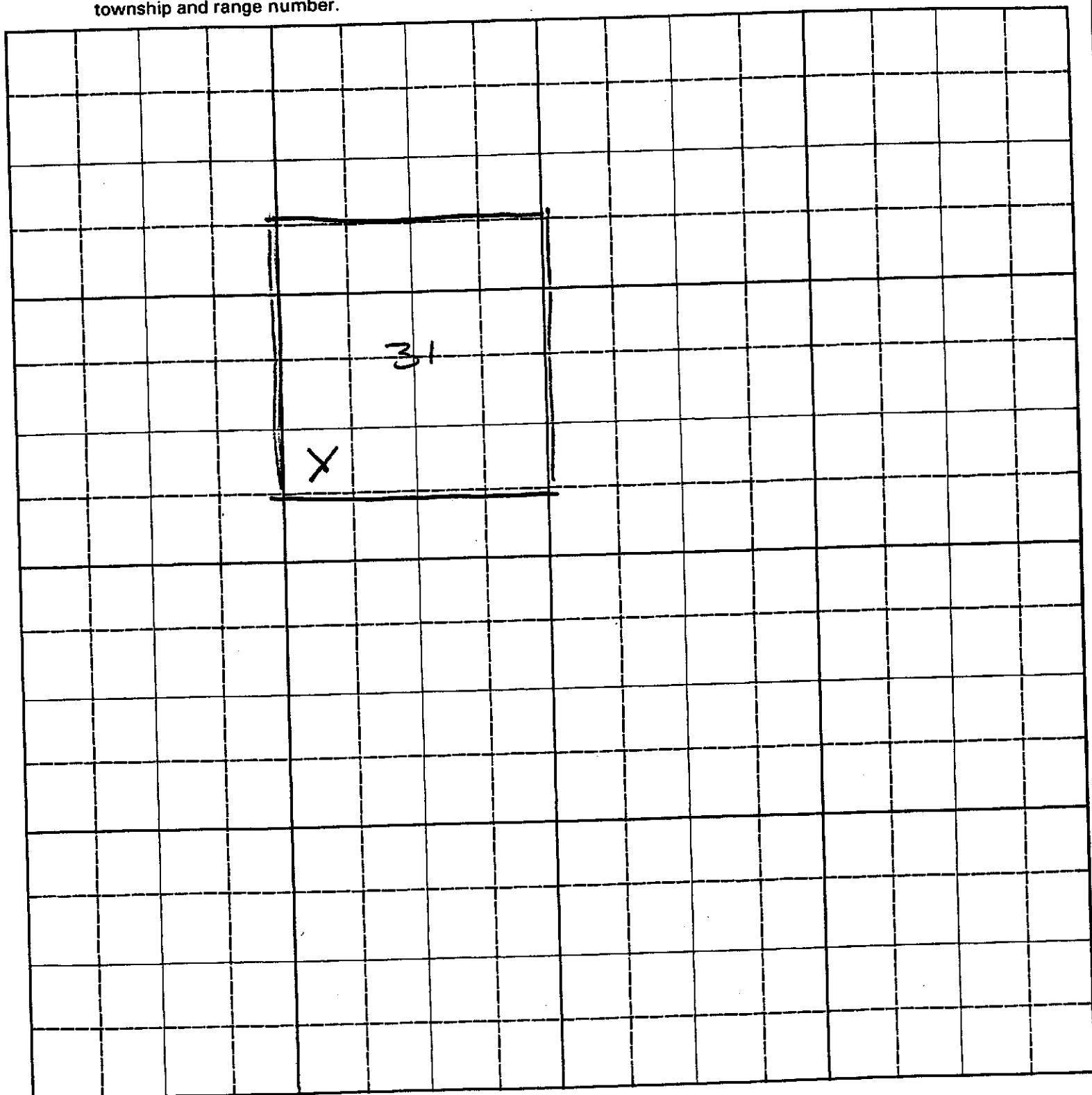
b. Who owns the land to be irrigated or place of use? same

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

SEP 12 1967

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

SEP 12 1994

Duff McCarty
(Applicant)

Received by [Signature] Date 3/18/94 Time 3:52 (no signature or official test) Preliminary check by [Signature]
Fee \$ 65.00 Received by [Signature] # N 7457 Date 3/18/94
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

SEP 12 1994